

REGULAR CITY COUNCIL MEETING
NEW BRAUNFELS MUNICIPAL BUILDING - CITY COUNCIL CHAMBERS
424 S. CASTELL AVENUE
FEBRUARY 11, 2008 – 6:00 P.M.

*The City of New Braunfels will add value to our community
by planning for the future, providing quality services, encouraging
community involvement and being responsive to those we serve.*

AGENDA

CALL TO ORDER: FEBRUARY 11, 2008 @ 6:00 P.M.

CALL OF ROLL: CITY SECRETARY

PLEDGE OF ALLEGIANCE/SALUTE TO THE TEXAS FLAG

INVOCATION: COUNCILMEMBER KATHLEEN KRUEGER

PROCLAMATIONS: "PRESIDENT GEORGE WASHINGTON WEEKEND"

REQUEST ALL PAGERS AND PHONES BE TURNED OFF, EXCEPT EMERGENCY ON-CALL PERSONNEL.

1. MINUTES

CONSIDER APPROVING THE MINUTES OF THE REGULAR MEETING OF JANUARY 28, 2008.

M. Resendez, City Secretary

2. CITIZENS' COMMUNICATIONS – THIS TIME IS FOR CITIZENS TO ADDRESS THE CITY COUNCIL ON ISSUES AND ITEMS OF CONCERN, NOT ON THIS AGENDA. THERE WILL BE NO CITY COUNCIL ACTION AT THIS TIME.

Mayor Bruce Boyer

3. CONSENT AGENDA

ALL ITEMS LISTED BELOW ARE CONSIDERED TO BE ROUTINE AND NON-CONTROVERSIAL BY THE COUNCIL AND WILL BE APPROVED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS A COUNCILMEMBER OR CITIZEN SO REQUESTS, IN WHICH CASE THE ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED AS PART OF THE NORMAL ORDER OF BUSINESS.

(A) APPROVAL OF THE SECOND AND FINAL READING OF AN ORDINANCE AMENDING CHAPTER 42, COURTS, NEW BRAUNFELS CODE OF ORDINANCES, BY ADDING SECTION 42-47, TEEN COURT FEES; AUTHORIZING THE NEW BRAUNFELS MUNICIPAL COURT TO COLLECT AND DISBURSE FEES FOR THE CONNECTIONS COMMUNITY TEEN COURT PROGRAM; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

S. Hartin, Municipal Court Judge

- (B) APPROVAL OF THE SECOND AND FINAL READING OF AN ORDINANCE ADOPTING CHAPTER 126, ARTICLE I, SECTION 126-7, ENGINE EXHAUST BRAKE PROHIBITED, CODE OF ORDINANCES, CITY OF NEW BRAUNFELS, TEXAS; PROHIBITING ENGINE EXHAUST BRAKING; AND PROVIDING A FINE NOT TO EXCEED \$500.00 FOR AN OFFENSE.
A. Wayland, City Attorney
- (C) APPROVAL OF THE SECOND AND FINAL READING OF AN ORDINANCE REZONING 1.27 ACRES OUT OF LOT 1, GRUENE ESTATES SUBDIVISION, KNOWN AS 3684 FM 306, FROM "R-1 SINGLE-FAMILY DISTRICT" TO "C-1B GENERAL BUSINESS DISTRICT".
R. Kinsey, Interim Planning Director
- (D) APPROVAL OF THE SECOND AND FINAL READING OF AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR 10.915 ACRES OF LAND ON HANZ DRIVE AND RIVER TERRACE, TO ALLOW FOR THE DEVELOPMENT OF CONDOMINIUMS IN AN "R-2 SINGLE AND TWO-FAMILY DISTRICT".
R. Kinsey, Interim Planning Director
- (E) APPROVAL OF THE SECOND AND FINAL READING OF AN ORDINANCE AMENDING CHAPTER 143 "MUNICIPAL DRAINAGE UTILITY SYSTEMS," SECTIONS 143-3, 143-4, 143-20, 143-21 TO PROVIDE FOR THE VOLUNTARY PAYMENT OF THE STORMWATER CONNECTION FEE; AND REPEALING ALL ORDINANCES IN CONFLICT.
A. Wayland, City Attorney
- (F) APPROVAL OF A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEW BRAUNFELS, TEXAS, APPROVING AN ENGAGEMENT LETTER WITH LLOYD GOSSELINK FOR LEGAL SERVICES TO THE CITY; AND DECLARING AN EFFECTIVE DATE.
A. Wayland, City Attorney
- (G) APPROVAL OF A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEW BRAUNFELS, TEXAS, APPROVING A RECOMMENDATION OF THE NEW BRAUNFELS INDUSTRIAL DEVELOPMENT CORPORATION APPROVING A REQUEST FROM LEISURE POOLS FOR EXTENDING THE TIME FRAMES FOR BEGINNING AND COMPLETING CONSTRUCTION OF ITS BUILDING BY 60 DAYS; AND DECLARING AN EFFECTIVE DATE.
A. Wayland, City Attorney
- (H) APPROVAL OF THE REVISED BYLAWS OF THE NEW BRAUNFELS PUBLIC LIBRARY ADVISORY BOARD.
L. Foster, Library Director
- (I) APPROVAL OF A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEW BRAUNFELS, TEXAS, ORDERING A REGULAR ELECTION TO BE HELD IN THE CITY OF NEW BRAUNFELS, TEXAS, ON MAY 10, 2008, FOR REGULAR CITY OFFICERS AND ESTABLISHING AN EARLY VOTING LOCATION AND POLLING PLACES FOR THIS ELECTION; AND MAKING PROVISIONS FOR THE CONDUCT OF THE ELECTION.
M. Resendez, City Secretary

- (J) APPROVAL OF THE PURCHASE OF A REAR LOADER REFUSE CONTAINER VEHICLE UNDER THE BUYBOARD COOPERATIVE AGREEMENT AND DECLARE UNIT #99561 (1999 MACK CHASSIS WITH MCNELIUS BODY) AS SURPLUS TO BE USED AS A TRADE IN.
J. Ballowe, Assistant Public Works Director/M. Quinones, Purchasing Manager
- (K) APPROVAL OF THE PURCHASE OF A WHEEL LOADER FROM HOLT CAT UNDER THE BUYBOARD COOPERATIVE AGREEMENT.
J. Ballowe, Assistant Public Works Director/M. Quinones, Purchasing Manager
- (L) APPROVAL OF THE CITY OF NEW BRAUNFELS FY 2007-08 FIRST QUARTER INVESTMENT REPORT.
D. Korinchock, Chief Financial Officer
- (M) APPROVAL TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A MEMO OF AGREEMENT REPRESENTING THE CITY OF NEW BRAUNFELS INTENT AND WILLINGNESS TO PARTICIPATE IN THE EDWARDS AQUIFER RECOVERY IMPLEMENTATION PROGRAM.
N. Pence, River Project Manager
- (N) APPROVAL TO ENTER INTO A CONTRACT FOR STATE LEGISLATIVE SERVICES WITH SUSAN ROCHA OF DENTON, NAVARRO, ROCHA AND BERNAL, P.C. AND RANDY CAIN OF THE LAW OFFICES OF RANDY CAIN.
M. Morrison, City Manager
- (O) APPROVAL OF A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEW BRAUNFELS, TEXAS, APPROVING A CONTRACT WITH PMAM CORPORATION TO PROVIDE INSTALLATION, CONVERSION, OPERATION AND SERVICE OF A FALSE ALARM REDUCTION PROGRAM AND FOR THE DEVELOPMENT OF AN ALARM TRACKING AND BILLING SYSTEM AND COLLECTION SERVICES PURSUANT TO AN INTERLOCAL PURCHASING AGREEMENT WITH THE CITY OF RICHARDSON.
A. Wayland, City Attorney
- (P) APPROVAL OF THE PURCHASE OF A BURN CONTAINER FOR FIRE DEPARTMENT TRAINING AND THE APPROPRIATE BUDGETARY TRANSFER.
S. Zercher, Battalion Chief/M. Quinones, Purchasing Manager

4. INDIVIDUAL ITEMS FOR CONSIDERATION

- (A) PUBLIC HEARING AND CONSIDER APPROVAL OF COMMUNITY DEVELOPMENT BLOCK GRANT ("CDBG") CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT ("CAPER").
N. Davison, CDBG Coordinator
- (B) PUBLIC HEARING AND CONSIDER APPROVAL OF ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING.
N. Davison, CDBG Coordinator
- (C) DISCUSS AND CONSIDER APPROVAL OF THE FIRST READING OF AN ORDINANCE ADOPTING CHAPTER 86, ARTICLE 1, SECTION 86-15, GRUENE ROAD RIVER BRIDGE WATER SAFETY ZONE, CODE OF ORDINANCES, CITY OF NEW BRAUNFELS, TEXAS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A FINE NOT TO EXCEED \$500.00 FOR AN OFFENSE; AND PROVIDING AN EFFECTIVE DATE.
A. Wayland, City Attorney

- (D) DISCUSS AND CONSIDER APPROVAL OF A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEW BRAUNFELS, TEXAS APPROVING THE ACCEPTANCE OF \$75,000 FROM OAKRUN DEVELOPMENT JOINT VENTURE AND A SPECIAL WARRANTY DEED CONVEYING A .372 ACRE TRACT OF LAND DESCRIBED BY METES AND BOUNDS ADJACENT TO THE OAK RUN SCHOOL; AND DECLARING AN EFFECTIVE DATE.
A. Wayland, City Attorney
- (E) DISCUSS AND CONSIDER APPROPRIATE ACTION TO AWARD THE PURCHASE OF VIDEO WALL SYSTEMS FOR THE CIVIC CENTER.
M. Quinones, Purchasing Manager

5. REPORTS

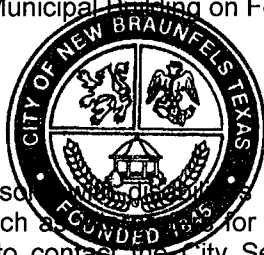
- a) CITY COUNCIL'S REPORT
- b) STAFF REPORTS

City Council reserves the right to hear any of the above described agenda items that qualify for an executive session in an executive session by publicly announcing the applicable section number of the Open Meetings Act (Chapter 551 of the Texas Government Code) that justifies executive session treatment.

ADJOURNMENT

CERTIFICATION

I hereby certify the above Notice of Meeting was posted on the Bulletin Board at the New Braunfels Municipal Building on February 6, 2008 at 4:00 p.m.



Michael A. Resendez

Michael A. Resendez, City Secretary

NOTE: Persons who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, or large print, are requested to contact the City Secretary's Office at 221-4010 at least two (2) work days prior to the meeting so that appropriate arrangements can be made.