



**CITY OF NEW BRAUNFELS, TEXAS  
CITY COUNCIL MEETING**



**CITY HALL - COUNCIL CHAMBERS  
424 S. CASTELL AVENUE**

**MONDAY, OCTOBER 14, 2013 at 6:00 P.M.**

Gale Pospisil, Mayor  
George Green, Councilmember (District 1)  
Aja Edwards Patino, Councilmember (District 2)  
Ron Reaves, Councilmember (District 3)

Sandy Nolte, Councilmember (District 4)  
Bryan Miranda, Mayor Pro Tem (District 5)  
Steven Digges, Councilmember (District 6)  
Robert Camareno, Interim City Manager

**MISSION STATEMENT**

***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.***

**A G E N D A**

**CALL TO ORDER:** October 14, 2013 @ 6:00 P.M.

**CALL OF ROLL:** City Secretary

**INVOCATION:** Councilmember George Green

**PLEDGE OF ALLEGIANCE & SALUTE TO THE TEXAS FLAG**

**REQUEST ALL PHONES AND OTHER DEVICES BE TURNED OFF, EXCEPT  
EMERGENCY ON-CALL PERSONNEL.**

**PROCLAMATIONS:** Family Promise Week  
Domestic Violence Awareness Month  
National Community Planning Month

**PRESENTATIONS:** Recognition of National Community Planning Month Essay Contest  
winners  
(*S. Mattingly, Planning and Community Development Director*)  
  
Texas Amateur Athletic Federation Local Athletes of the Year  
(*R. Kunkel, Recreation Manager*)

**1. MINUTES**

Consider approving the minutes of the special meeting of September 23 and 30, 2013,  
and the regular meeting of September 23, 2013.  
(*P. Aten, 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 Gale Pospisil)*

**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.*

Resolutions & Action Items

- (A) Approval of the purchase of one front load and five side load refuse collection vehicles, and two medium duty trucks from Grande Truck Center, Chastang's Bayou City Autocar, and Heil of Texas, through BuyBoard contracts as well as the purchase of two light duty trucks from Bluebonnet Motors.  
*(M. Quinones, Purchasing Manager)*
- (B) Approval of a budget amendment in the Civic/Convention Center Fund FY 2012-13 Adopted Budget.  
*(J. Werner, Management and Budget Coordinator)*
- (C) Approval of a three year agreement with Revenue Optimization Solutions, LLC to establish and maintain the approval, modeling, and cost reporting for the Texas Ambulance Supplemental Payment Program.  
*(J. Robinson, Fire Chief)*

Ordinances

*(In accordance with Section 3.10 of the City Charter, a descriptive caption of each ordinance shall be read on two separate days.)*

- (D) Approval of the second and final reading of an ordinance regarding the proposed amendment to the "River Bluff at Gruene" Planned Development District Concept Plan and related development standards.  
*(S. Mattingly, Planning and Community Development Director)*

**4. INDIVIDUAL ITEMS FOR CONSIDERATION**

- (A) Public hearing and first reading of an ordinance amending Chapter 106, *Signs*, by repealing existing Section 106-17, Temporary Street Banners, and approving a new Section 106-17 of the Code of Ordinances.  
*(P. DiFonzo, New Braunfels Utilities CEO)*

- (B) Discuss and consider approval to authorize the Interim City Manager to enter into an agreement to amend the Waste Management of Texas Inc. Disposal Agreement for a term of five years with two three-year extensions upon mutual agreement for the disposal of municipal solid waste.  
*(M. Mundell, Solid Waste Manager)*
- (C) Public hearing on the draft Community Development Block Grant (CDBG) Program Year 2014 One Year Action Plan.  
*(D. Korinchock, Support Services Director)*
- (D) Discuss and consider approval of the first reading of an ordinance amending the Code of Ordinances Chapter 86, Section 86-94, Landa Park swimming pool fees, to change certain park fees and add certain park rules.  
*(S. Dicke, Parks and Recreation Director)*
- (E) Discuss and consider approval of an ordinance amending the Code of Ordinances Chapter 30, Section 30-52, Rental Fees, by repealing existing Section 30-52, and approving a new Section 30-52 of the Code of Ordinances.  
*(M. Scott, Civic/Convention Center Manager)*
- (F) Discuss and consider the first reading of an ordinance amending Chapter 62, Article III, Section 62-118 (c) (1), (5), and (6) of the Code of Ordinances, establishing and adopting a new food establishment fee schedule.  
*(J. Lara, Environmental Health Manager)*
- (G) Discuss and the submission of a Public Agency Authority Application for Quiet Zone 2 or consider amending the Notice of Establishment for Quiet Zone 2.  
*(G. Ford, Assistant City Engineer)*
- (H) Discuss and consider approval of the establishment of the right-of-way width of Goodwin Lane, identified as a Minor Arterial in the City of New Braunfels Regional Transportation Plan, from FM 306 to Watson Lane to 90 feet.  
*(G. Ford, Assistant City Engineer)*
- (I) Discuss and consider approval of the second and final reading of an ordinance approving a Type I Special Use Permit to allow a pet grooming and kennel boarding business in the "APD" Agricultural Pre-Development District at 485 Ron Road.  
*(S. Mattingly, Planning and Community Development Director)*
- (J) Public hearing and approval of a resolution amending the 2006 Future Land Use Plan and approval of the second and final reading of an ordinance rezoning 120.70 acres from "APD" Agricultural/Pre-Development District to "West Village at Creekside" Planned Development District (WVCPD) with concept plan, located on FM 1101 at Kowald Lane.  
*(S. Mattingly, Planning and Community Development Director)*

- (K) Public hearing and approval of a resolution amending the 2006 Future Land Use Plan and approval of the second and final reading of an ordinance rezoning Lots 1 and 2, McKenna Village Subdivision, from "C-3" Commercial District, "R-3" Multifamily District, and "R-3Hr41" and "R-3Hr46" Multifamily High Density with Restrictions to "ZH-A" Zero Lot Line Home District, located at 910 and 1010 Landa Street.  
*(S. Mattingly, Planning and Community Development Director)*
- (L) Discuss and consider approval of a conditional sign permit and associated license agreement for the Mansions at Creekside Area Directional Signs, located in the street medians of Town Center Drive and Creekside Way in the "M-1Ar60" Light Industrial District in the New Braunfels Town Center at Creekside development.  
*(S. Mattingly, Planning and Community Development Director)*
- (M) Discuss and consider approval of the second and final reading of an ordinance rezoning 32.173 acres out of the A-608 Sur-21 J. Thompson Survey from "C-1 B" General Business District and "APD" Agricultural / Pre-Development District to "R-1A6.6" Single Family District, located approximately 2,414 feet southeast of the intersection of Interstate 35 and Doeppenschmidt Road.  
[This item is to be postponed until the October 28, 2013 City Council meeting.](#)  
*(S. Mattingly, Planning and Community Development Director)*

## 5. **EXECUTIVE SESSIONS**

In accordance with Texas Government Code, Subchapter D, the City Council may convene in a closed session to discuss any of the following items; any final action or vote taken will be in public.

- (A) Deliberate and consider the purchase, exchange, lease or value of real property, in accordance with Section 551.072, of the Texas Government Code.
- (B) Deliberate issues regarding economic development negotiations in accordance with Section 551.087, of the Texas Government Code.
- (C) Deliberate pending/contemplated litigation, settlement offer(s), and matters concerning privileged and unprivileged client information deemed confidential by Rule 1.05 of the Texas Disciplinary Rules of Professional Conduct in accordance with Section 551.071, of the Texas Government Code.
- (D) Deliberate the appointment, employment, evaluation, reassignment, or duties of the City Manager and City Attorney, in accordance with Section 551.074 of the Texas Government Code.

**NOTE:** *The City Council reserves the right to retire into executive session concerning any of the items listed on this Agenda whenever it is considered necessary and legally justified under the Open Meetings Act (Chapter 551 of the Texas Government Code).*

**CERTIFICATION**

I hereby certify the above Notice of Meeting was posted on the Bulletin Board at the New Braunfels Municipal Building on October 9, 2013, at 3:00 p.m.

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Patrick Aten, City Secretary

**NOTE:** Persons with disabilities 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.