



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

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



**MONDAY, NOVEMBER 11, 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:** November 11, 2013 @ 6:00 P.M.

**CALL OF ROLL:** City Secretary

**INVOCATION:** Councilmember Ron Reaves

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

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

**PROCLAMATION:** Living Legends

**1. MINUTES**

Consider approving the minutes of the special meeting of October 28 and October 29, 2013, and the regular meeting of October 28, 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 City of New Braunfels FY 2012-13 fourth quarter investment report  
(D. Korinchock, Support Services Director)
- B. Approval of the purchase of a water irrigation meter for the HEB Soccer Complex.  
(S. Dicke, Parks and Recreation Director)
- C. Approval of a License Agreement for parking within the right-of-way located adjacent 276 South Hidalgo Avenue between Holy Family Church of New Braunfels and the City of New Braunfels.  
(S. Mattingly, Planning and Community Development Director)

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 amending Chapter 100 Roadway Impact Fees of the City of New Braunfels Code of Ordinances.  
(G. Ford, Assistant City Engineer)
- E. Approval of the second and final reading of an ordinance approving Historic Landmark Designation for property located at 586 W. Mill Street, to be known as the Froehlich-Stein House.  
(S. Mattingly, Planning and Community Development Director)
- F. Approval of the second and final reading of an ordinance approving the abandonment and sale of 0.022 acres of drainage right-of-way adjacent to 420 Marsh Oval.  
(S. Mattingly, Planning and Community Development Director)

**4. INDIVIDUAL ITEMS FOR CONSIDERATION**

- A. Public hearing and approval of a resolution amending the 2006 Future Land Use Plan from "Medium-High Density Residential" to "Commercial/Industrial" and discuss and consider approval of the second and final reading of an ordinance rezoning 22.228 acres of the Freiheit Subdivision located at the northwest corner of FM 1101 and South Kowald Lane from "R-2" Single Family and Two Family District to "M-1 A" Light Industrial District.  
(S. Mattingly, Planning and Community Development Director)
- B. Discuss and consider approval of the first reading of an ordinance amending the Code of Ordinances Chapter 62, Health and Sanitation, Mobile Homes, House Cars (Recreational Vehicles) and Tourist Courts, Sections 62-233 and 62-238,

- amending operational requirements and fees.  
*(J. Lara, Environmental Health Manager)*
- C. Discuss and consider approval of the first reading of an ordinance amending the Code of Ordinances Chapter 50, Sections 50-57 and 50-58, related to the prohibitions and notice requirements of public nuisances.  
*(J. Lara, Environmental Health Manager)*
- D. Discuss and consider approval of the appointment of an alternate member to the San Antonio Bexar County Metropolitan Planning Organization.  
*(S. Mattingly, Planning and Community Development Director)*
- E. Discuss and consider approval of a resolution to cast four hundred and ten (410) votes toward the election of a member of the Comal Appraisal District Board of Directors.  
*(P. Aten, City Secretary)*
- F. Discuss and consider approval of a resolution to cast sixty nine (69) votes toward the election of a member of the Guadalupe Appraisal District Board of Directors.  
*(P. Aten, City Secretary)*

## **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, City Attorney, and Municipal Court Judge, 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 November 6, 2013, at 12:00 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.