



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



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

MONDAY, OCTOBER 27, 2014 at 6:00 P.M.

Barron Casteel, Mayor
George Green, Councilmember (District 1)
Aja Edwards, Councilmember (District 2)
Ron Reaves, Mayor Pro Tem (District 3)

Sandy Nolte, Councilmember (District 4)
Wayne Peters, Councilmember (District 5)
Leah A. García, Councilmember (District 6)
Robert Camareno, 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 27, 2014 @ 6:00 P.M.

CALL OF ROLL: City Secretary

INVOCATION: Councilmember Sandy Nolte

PLEDGE OF ALLEGIANCE & SALUTE TO THE TEXAS FLAG

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

PROCLAMATION: National Hospice Month
Nurse Practitioner Week

PRESENTATION: Wurstfest
(*Scott Haag and Stephen Hanz*)

1. MINUTES

Discuss and consider approval of the minutes of the special meetings of October 13, 14, and 20, 2014, and the regular meeting of October 13, 2014.
(*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 Barron Casteel*)

3. CONSENT AGENDA

All items listed below are considered to be routine and non-controversial by the City 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 appointment of one individual to the New Braunfels Utilities Board of Trustees for a term ending October 31, 2018.
(P. Aten, City Secretary)
- (B) Approval of the appointment of one individual to the Construction Board of Appeals for a term ending February 24, 2018.
(P. Aten, City Secretary)
- (C) Approval of the appointment of two individuals to the Building Standards Commission for terms ending October 26, 2016.
(P. Aten, City Secretary)
- (D) Approval of budget transfers in the FY 2013-14 General Fund, Solid Waste Fund, and Golf Course Fund Adopted Budget.
(J. Werner, Assistant Director of Finance)
- (E) Approval of the amended FY 2014-15 Creekside Town Center TIRZ Fund Adopted Budget.
(J. Werner, Assistant Director of Finance)
- (F) Approval of a contract with Landscape Commander, LLC for landscape services for City facilities and parks.
(M. Quinones, Purchasing Manager)
- (G) Approval of the renewal of the annual contract with Verizon Wireless for broadband services through the DIR Contract.
(M. Quinones, Purchasing Manager)
- (H) Approval of the purchase of tires from Destefano's Tire Center through a National Purchasing Partners cooperative contract.
(M. Quinones, Purchasing Manager)
- (I) Approval of the purchase of refuse and recycling containers for the Solid Waste Division from Toter, Inc. through the National Intergovernmental Purchasing Alliance contract, and declaring the old carts surplus.
(M. Quinones, Purchasing Manager)
- (J) Approval of the purchase from TeeMark Corporation for paint can crusher used for Household Hazardous Waste (HHW) events.
(M. Quinones, Purchasing Manager)

- (K) Approval to authorize the City Manager to execute an interlocal agreement with the with Region VII Education Service Center to join the cooperative purchasing services program known as The Interlocal Purchasing System (TIPS) Program in accordance with Texas Government Code 791, Texas Interlocal Cooperation Act.
(M. Quinones, Purchasing Manager)
- (L) Approval of a resolution authorizing the City Manager to enter into an Interlocal Agreement with Comal County to provide Household Hazardous Waste Collection events for the City of New Braunfels and Comal County.
(M. Mundell, Solid Waste Manager)
- (M) Approval to issue an unconditional tender of final payment to Texas Sterling Construction Co. for payment of retainage and all contract related claims arising under the City's contract with Texas Sterling Construction Co. for the Walnut Avenue Project
(G. Calvert, Assistant Public Works 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.)

- (N) Approval of the first reading of an ordinance to prohibit left turns to Windgate Drive on northbound FM 306 at Longhorn Industrial Drive.
(G. Ford, City Engineer)
- (O) Approval of the first reading of an ordinance to prohibit through truck traffic on Mission Valley Road from State Highway 46 to the City Limit.
(G. Ford, City Engineer)
- (P) Approval of the first reading of an ordinance amending Section 126-346 of the Code of Ordinances to prohibit parking at certain railroad grade crossings associated with the Railroad Quiet Zone Improvements Quiet Zones 3, 4, and 5 Project.
(G. Ford, City Engineer)
- (Q) Approval of the second and final reading of an ordinance amending Ordinance 75-10 of the Code of Ordinances to install stop signs on Strawcove at Pahmeyer Road, Broken Wheel at Strawcove, Lauren Street at Divine Way, and Western Pecan at Pecan Bluff.
(G. Ford, City Engineer)
- (R) Approval of the second and final reading of an ordinance amending Section 126-137 of the Code of Ordinances to amend the school speed zone morning start time on South Walnut Avenue and County Line Road.
(G. Ford, City Engineer)

4. INDIVIDUAL ITEMS FOR CONSIDERATION

- (A) Discuss and consider approval of the installation of speed humps on Dunlap Drive between State Highway 46 and Lakefront Avenue.
(G. Ford, City Engineer)
- (B) Public hearing and approval of the first reading of an ordinance regarding the proposed amendment to a Type II Special Use Permit for short term rental or occupancy of less than 30 days in a "C-1" Local Business District", to allow a garage to be converted to a short term rental unit, located at 297 S. Union Avenue.
(S. Mattingly, Planning and Community Development Director)
- (C) Public hearing and approval of the first reading of an ordinance regarding a Type 2 Special Use Permit to allow the short term rental of a house in the "C-2" Central Business District, located at 496 Comal Avenue.
(S. Mattingly, Planning and Community Development Director)
- (D) Public hearing and approval of the first reading of an ordinance regarding a Type 1 Special Use Permit for a child day care in the "APD" Agricultural/Pre-Development District, on 1.528 acres of land, on Lot 1, Unit 1, Huisache Acres, located at 961 County Line Road.
(S. Mattingly, Planning and Community Development Director)
- (E) Public hearing and approval of the first reading of an ordinance regarding a Type 2 Special Use Permit to allow a portion of a proposed multifamily project to be in the "R-2" Single-family and Two-family District on Lot 2 Block 1, Ranch at the Guadalupe Subdivision, located at 1935 Gruene Road.
(S. Mattingly, Planning and Community Development Director)
- (F) Discuss and consider approval of a resolution recommended by the Reinvestment Zone No. 1 Board of Directors and the New Braunfels Development Authority to reimburse the project developer from cash reserves.
(J. Werner, Assistant Director of Finance)
- (G) Discuss and consider authorizing the City Manager to approve Change Order #14 to the contract with Austin Filter Systems Inc. for construction services on the Landa Park Riverfront Rehabilitation Project.
(B. Woods, Capital Programs Manager)
- (H) Discuss and consider approval of amendments #3 & #4 to the contract with Freese and Nichols for Construction Administration for the Landa Park Riverfront Rehabilitation Project.
(B. Woods, Capital Programs Manager)

- (I) Discuss and consider approval to accept into the fleet a used Aircraft Rescue and Fire Fighting Truck to be purchased from the City of San Antonio and the appropriate budget transfer.
(D. Wrenn, Interim Fire Chief)
- (J) Discuss and consider possible direction to staff regarding the potential creation of a standing river committee, committee membership, duties and other river related items.
(R. Camareno, City Manager)

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 employee(s), City Manager, City Attorney, and/or 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 October 23, 2014, at 3:30 p.m.

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.