



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

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



MONDAY, NOVEMBER 23, 2015 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)

Chris Monceballez, 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: November 23, 2015 @ 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.**

PRESENTATIONS: Annual report on economic development activities
(*M. Meek, Greater New Braunfels Chamber of Commerce*)

1. MINUTES

Discuss and consider approval of the minutes of the regular meeting of October 26, 2015, and the special meeting of November 16, 2015.
(*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 Building Standards Commission for a term ending October 26, 2017.
(P. Aten, City Secretary)
- (B) Approval of the appointment of one individual as an alternate member to the Construction Board of Appeals for a term ending February 24, 2018.
(P. Aten, City Secretary)
- (C) Approval of a change order with MAC, Inc. for drainage improvements at Fischer Park.
(B. Woods, Capital Programs Manager)
- (D) Approval of the Water and Wastewater Impact Fee Committee's recommendation to accept the semiannual Water and Wastewater Impact Fee Report for the period of December 31, 2014, through June 30, 2015.
(C. Looney, Planning and Community Development Director)
- (E) Approval of modification to a Purchase Order for Development Review Assistance with K. Friese & Associates for the Public Works Department.
(G. Ford, City Engineer)
- (F) Approval of a task order with RPS-Klotz Associates, Inc. for design services on the Downtown Sidewalk Project under the IDIQ Engineering Contract.
(M. Quinones, Purchasing Manager)
- (G) Approval of a purchase with Rescue Phone, Inc. for a negotiator telephone system under the FY2015 Homeland Security Grant Program.
(M. Quinones, Purchasing Manager)
- (H) Approval for the City Manager to enter in to a one year lease agreement with Jeff Hunt/NB Makerspace at the Torrey House located in Torrey Park.
(S. Dicke, Parks and Recreation Director)
- (I) Approval of budget transfers in the FY 2014-15 General Fund Adopted Budget and a budget transfer and amendment to the Self Insurance Fund Adopted Budget.
(J. Werner, Assistant Finance 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.)

- (J) Approval of the second and final reading of an ordinance for the proposed abandonment and sale of approximately 0.23 acres of street right-of-way located at the terminus of Merriweather Street.
(C. Looney, Planning and Community Development Director)
- (K) Approval of the second and final reading of an ordinance amending the Code of Ordinances, Chapter 6, Section 108, Quarantine Procedures, by eliminating non-human exposure incidents from mandatory observation and or testing protocols.
(J. Lara, Environmental Services Manager)
- (L) Approval of the first reading an ordinance to prohibit through truck traffic on South Water Lane and Loma Vista Street from IH 35 to Morningside Drive.
(G. Ford, City Engineer)

4. INDIVIDUAL ITEMS FOR CONSIDERATION

- (A) Discuss and consider approval of the appointment of one individual to the Community Development Advisory Committee for a term ending December 13, 2018.
(P. Aten, City Secretary)
- (B) Discuss and consider approval of the second and final reading of an ordinance amending Chapter 54, Article V, Section 54-146 of the New Braunfels Code of Ordinances to establish and implement a program to charge mitigation rates for the deployment of emergency and non-emergency services provided by the New Braunfels Fire Department.
(K. Jacks, Fire Chief)
- (C) Public hearing and approval of a resolution amending the 2006 Future Land Use Plan from "Residential Low Density" to "Commercial" and approval of the second and final reading of an ordinance regarding the proposed rezoning of 1.04 acres consisting of Lots 6 and 7, Block 12 and Lots 9 and 11, Block 13, Unicorn Heights Extension 3 Subdivision, addressed at 969, 972, 987 and 988 Merriweather Street, from "R-2" Single and Two-Family District to "C-1 B" General Business District.
(C. Looney, Planning and Community Development Director)
- (D) Public hearing and approval of the first reading of an ordinance regarding a proposed Type 1 Special Use Permit to allow the reestablishment of a private water well for irrigation and a landscape pond at a multifamily resort development in the "R-3L" Multifamily District, on approximately 8.203 acres out of the J. M. Veramendi Survey, addressed at 1554 Gruene Road.
(C. Looney, Planning and Community Development Director)
- (E) Public hearing and approval of the first reading of an ordinance regarding the proposed amendment to the "Highland Grove" Planned Development District

Concept Plan and the related Development Standards, 228.68 acres located south and east of the intersection of Rueckle Road and Morningside Drive.
(C. Looney, Planning and Community Development Director)

- (F) Discuss and consider approval of a waiver from the requirement to construct sidewalks along Morningside Drive for the Heritage Park at Morningside Final Plat.
(C. Looney, Planning and Community Development Director)
- (G) Discuss and consider approval of a waiver from the requirement to construct sidewalks along FM 482 for the Lowman Subdivision Final Plat.
(C. Looney, Planning and Community Development Director)
- (H) Discuss and consider approval of a resolution supporting a recommendation of the City's roadway improvement projects to the Texas Department of Transportation for the Alamo Area Metropolitan Planning Organization FY 2017-2020 Transportation Improvement Program.
(G. Ford, City Engineer)
- (I) Discuss and consider approval of the Edwards Aquifer Habitat Conservation Plan Year Four (2016) Work Plan and contract renewals and authorize the City Manager to execute adjustments and extensions, with applicable scope modifications, of existing contracts: Old Channel Restoration, Aquatic Vegetation Restoration, Gill Parasite Control and Dissolved Oxygen Research with Bio West, Inc.; Non-native Animal Species Control and Decaying Vegetation Removal and Dissolved Oxygen Management with SWCA; Riparian Improvements within Riffle Beetle Habitat with RPS Espey; and Low Impact Development and Water Quality Program with Design Workshop.
(S. Ramsey, Public Works Director)
- (J) Discuss and consider possible direction to staff regarding the establishment of temporary speed limits and/or other restrictions on Encino Drive and Laurel Lane.
(R. Reaves, Mayor Pro Tem, Councilmember District 3)
(This item has been placed on the agenda at the request of Mayor Pro Tem Reaves.)
- (K) Discuss and consider possible direction to staff regarding fees for people relocating from Canyon Trail Campgrounds located at 2136 N IH 35.
(W. Peters, Councilmember District 5)
(This item has been placed on the agenda at the request of Councilmember Peters.)

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 of, exchange, lease or value of real property in accordance with Section 551.072, of the Texas Government Code, including but not limited to:
- Real property located in the Runway Protection Zone for the New Braunfels Regional Airport owned by A-L 95A-FM 1101, L.P.
 - Real property located in the Runway Protection Zone for the New Braunfels Regional Airport owned by Deering.
 - Real property located in the Runway Protection Zone for the New Braunfels Regional Airport owned by Kraft.
- (B) Deliberate issues regarding economic development negotiations in accordance with Section 551.087, of the Texas Government Code, including but not limited to:
- Project Hamlet
- (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, duties, discipline, or dismissal of the 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).*

6. RECONVENE INTO OPEN SESSION AND TAKE ANY NECESSARY ACTION RELATING TO THE EXECUTIVE SESSION AS DESCRIBED ABOVE.

CERTIFICATION

I hereby certify the above Notice of Meeting was posted on the bulletin board at the New Braunfels Municipal Building on November 19, 2015, at 11:00 a.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.