



CITY OF NEW BRAUNFELS, TEXAS
CITY COUNCIL MEETING



CITY HALL - COUNCIL CHAMBERS
424 S. CASTELL AVENUE

MONDAY, DECEMBER 14, 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: December 14, 2015 @ 6:00 P.M.

CALL OF ROLL: City Secretary

INVOCATION: Councilmember Aja Edwards

PLEDGE OF ALLEGIANCE & SALUTE TO THE TEXAS FLAG

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

PROCLAMATIONS: Chris Bauer – All State Jazz Ensemble Saxophone
New Braunfels High School Tennis Team
Wassailfest Winners

PRESENTATIONS: Proposed renovation of Balcones Haus Apartments utilizing low
income housing tax credits
(J. Jewell, Development Coordinator)

Possible new fees and revenue opportunities related to river
management
(K. Aday, Assistant City Manager)

1. MINUTES

Discuss and consider approval of the minutes of the regular meeting of November 9 and
November 23, 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 a resolution authorizing the City Manager to enter into an Agreement with Richard J. Leidl, P.C. for federal legislative services on behalf of the City of New Braunfels.
(R. Camareno, City Manager)
- (B) Approval of a task order with Pawelek & Moy Inc. to provide professional services under the existing Live Oak Avenue/Katy St. Improvements Project contract.
(B. Woods, Capital Programs Manager)
- (C) Approval of a task order with Urban Civil, LLC (formerly The Schultz Group Inc.) to provide professional services under the existing Wood Rd./Landa St. Drainage Improvements Preliminary Design Project contract.
(B. Woods, Capital Programs Manager)
- (D) Approval of a task order with Moeller & Associates in the amount of \$50,580 to provide professional services under the existing Panther Canyon Erosion Control Project contract.
(B. Woods, Capital Programs Manager)
- (E) Approval of an interlocal agreement with the City of College Station to allow use of their competitively bid contracts.
(M. Quinones, Purchasing Manager)
- (F) Approval of a contract with Fire Recovery USA, LLC for billing and collection services for the Fire Department through an interlocal agreement with the City of San Marcos.
(M. Quinones, Purchasing Manager)
- (G) Approval of purchases with TNVC, Inc. for night vision devices for the Police Department through a 2015 Homeland Security Grant.
(M. Quinones, Purchasing Manager)

- (H) Approval of the renewal of an annual contract with Texas Fleet Fuel, Inc. for City-wide fleet fuel purchases.
(M. Quinones, Purchasing Manager)

Ordinances

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

- (I) Approval of the second and final 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)
- (J) Approval of the second and final 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)
- (K) Approval of the second and final reading of an ordinance to establish speed limits on Encino Drive, Laurel Lane, and Balcones Avenue.
(G. Ford, City Engineer)
- (L) Approval of the second and final reading of an ordinance to prohibit through truck traffic upon any portion of Encino Drive and Laurel Lane between Kerlick Lane and Wood Road.
(G. Ford, City Engineer)

4. INDIVIDUAL ITEMS FOR CONSIDERATION

- (A) Discuss and consider possible direction to staff regarding addressing compatible development on property surrounding the future Mission Hill city park.
(R. Reaves, Mayor Pro Tem, Councilmember District 3)
(This item has been placed on the agenda at the request of Mayor Pro Tem Reaves.)
- (B) Discuss and consider approval of a contract with MAC, Inc., for construction of the Morningside Park project, and the related budget amendment.
(M. Quinones, Purchasing manager, and B. Woods, Capital Programs Manager)
- (C) Discuss and consider approval of a task order with Asakura Robinson for the Landa Park Master Plan under the IDIQ Engineering Contract and appropriate budget amendment.
(M. Quinones, Purchasing Manager)

- (D) Discuss and consider approval of an appeal of the Non-Residential and Multifamily Design Standards Articulation and Exterior Building Materials requirements for a proposed metal building at 2077 N IH 35 in the "M-1" Light Industrial District.
(C. Looney, Planning and Community Development Director)
- (E) Discuss and consider approval of the first reading of an ordinance amending Section 126-346(f)(1), Section 126-368(a), Section 126-368(b), and Section 126-368(d) of the Code of Ordinances to revise parking restrictions on W. Lincoln Street from the middle of the Comal River Bridge to Union Avenue.
(E. Calvert, Assistant Public Works Director)
- (F) Discuss and consider approval of a contract with Guido Construction for construction of the new City Hall project, a Guaranteed Maximum Price, authorization for the City Manager to approve any changes up to five percent of the Owner and Contractor contingency, and approval of the appropriate budget amendment.
(B. Woods, Capital Programs Manager)
- (G) Discuss and consider approval of a Chapter 380 Agreement with CGT U.S. Limited.
(R. Camareno, City Manager)
- (H) Discuss and consider approval of a resolution recommended by the New Braunfels Industrial Development Corporation for an expenditure of up to \$600,000 to Titan Development for infrastructure necessary to develop new or expanded business enterprise.
(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 of, exchange, lease or value of real property in accordance with Section 551.072, of the Texas Government Code, including but not limited to:
- conservation easement at 337 Fair Lane
- (B) Deliberate issues regarding economic development negotiations in accordance with Section 551.087, of the Texas Government Code, including but not limited to:
- Wal-Mart Industrial Development Agreement (Non-annexation Agreement)
- (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, specifically:

- Carowest Land, Ltd. v. Yantis Company, and the City of New Braunfels (2010 and 2015 cases).

- (D) Deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the City Manager 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 December 10, 2015, at 10:00 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.