

**REGULAR CITY COUNCIL MEETING**  
**NEW BRAUNFELS MUNICIPAL BUILDING - CITY COUNCIL CHAMBERS**  
**424 S. CASTELL AVENUE**  
**MAY 29, 2007 – 6:00 P.M.**

*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.*

**AGENDA**

**CALL TO ORDER:**      MAY 29, 2007 @ 6:00 P.M.

**CALL OF ROLL:**      CITY SECRETARY

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

**INVOCATION:**      MAYOR PRO TEM/COUNCILMEMBER, DISTRICT ONE SONIA MUÑOZ-GILL

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

1.    **MINUTES (PAGES 1-11)**  
      CONSIDER APPROVING THE MINUTES OF THE REGULAR MEETING ON MAY 14, 2007.  
      *M. Resendez, City Secretary*
  
2.    **CITY COUNCIL ACTIONS (PAGE 12)**
  - (A)    CONSIDERATION AND APPROVAL OF A RESOLUTION AND RECOGNITION OF THE PUBLIC SERVICE RENDERED BY SONIA MUÑOZ-GILL AS COUNCILMEMBER, DISTRICT ONE AND MAYOR PRO TEM 2006-2007 OF THE CITY OF NEW BRAUNFELS, TEXAS.
  
  - (B)    CONSIDERATION AND APPROVAL OF A RESOLUTION AND RECOGNITION OF THE PUBLIC SERVICE RENDERED BY BETH SOKOLYK AS COUNCILMEMBER, DISTRICT TWO OF THE CITY OF NEW BRAUNFELS, TEXAS.
  
  - (C)    ADMINISTER OATH-OF-OFFICE TO COUNCILMEMBER-ELECT, DISTRICT ONE, RICHARD ZAPATA.
  
  - (D)    ADMINISTER OATH-OF-OFFICE TO COUNCILMEMBER-ELECT, DISTRICT TWO, MARK GOODNER.
  
  - (E)    ELECTION OF A MAYOR PRO-TEM.
  
3.    **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. (PAGE 13)**  
      *Mayor Bruce Boyer*

4.

**CONSENT AGENDA (PAGES 14-15)**

**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.**

- (A) SECOND AND FINAL READING OF AN ORDINANCE AMENDING ORDINANCE NUMBER 75-10 DATED APRIL 28, 1975 TO APPROVE THE INSTALLATION OF STOP SIGNS WITHIN LONESOME DOVE SUBDIVISION, GRUENE LEAF SUBDIVISION AND ALONG CHURCH HILL DRIVE WITHIN THE CORPORATE LIMITS OF THE CITY OF NEW BRAUNFELS. **(PAGES 16-17)**  
*J. Ballowe, Interim Public Works Director*
- (B) SECOND AND FINAL READING OF AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF NEW BRAUNFELS, TEXAS BY ADDING SECTIONS 126-346 (F)(67) & (F)(68) TO DESIGNATE A SPECIFIC NO PARKING ZONE ALONG EXECUTIVE DRIVE AND HANZ DRIVE; REPEALING ALL ORDINANCES IN CONFLICT, ADDING A SAVINGS CLAUSE; AND GIVING AN EFFECTIVE DATE. **(PAGES 18-19)**  
*J. Ballowe, Interim Public Works Director*
- (C) SECOND AND FINAL READING OF AN ORDINANCE AMENDING ORDINANCE NUMBER 75-10 DATED APRIL 28, 1975 TO APPROVE INSTALLATION OF NO THRU TRUCK SIGNS ON DUNLAP DRIVE WITHIN THE CORPORATE LIMITS OF THE CITY OF NEW BRAUNFELS. **(PAGES 20-21)**  
*J. Ballowe, Interim Public Works Director*
- (D) SECOND AND FINAL READING OF AN ORDINANCE PROVIDING FOR THE RELEASE OF CERTAIN LAND FROM THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF NEW BRAUNFELS, TEXAS, THE ADJUSTMENT OF THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF NEW BRAUNFELS TO ACCEPT CERTAIN LAND FROM THE CITY OF SCHERTZ, TEXAS, AND RELATED MATTERS. **(PAGES 22-23)**  
*F. Robbins, Planning Director*
- (E) SECOND AND FINAL READING OF AN ORDINANCE ANNEXING THE FOLLOWING DESCRIBED TERRITORY, GENERALLY DESCRIBED AS AN AREA CONSISTING OF 15.509 ACRES LOCATED ON HUNTER RD., AN AREA CONSISTING OF 5.34 ACRES LOCATED ON GOODWIN RD., AN AREA CONSISTING OF 191.39 ACRES LOCATED ON IH 35 S., AN AREA CONSISTING OF 13.779 ACRES LOCATED ON IH 35 S., AN AREA CONSISTING OF 24.0 ACRES LOCATED ON RUECKLE RD., AN AREA CONSISTING OF 16.439 ACRES LOCATED ON MORNINGSIDE DR., AN AREA CONSISTING OF 300.60 ACRES LOCATED ON RON RD., AT GREEN VALLEY RD., AN AREA CONSISTING OF 32.45 ACRES LOCATED ON W. KLEIN RD., AN AREA CONSISTING OF 996.48 ACRES LOCATED ON W. KLEIN RD. AND W. ZIPP RD., AND AN AREA CONSISTING OF 9.995 ACRES LOCATED ON ALVES LN. **(PAGES 24-53)**  
*F. Robbins, Planning Director*
- (F) SECOND AND FINAL READING OF AN ORDINANCE ABANDONING 0.155 ACRES OF FAIRMONT STREET RIGHT-OF-WAY AT THE INTERSECTION OF SKYVIEW AVENUE. **(PAGES 54-56)**  
*F. Robbins, Planning Director*
- (G) APPROVAL OF THE FIRST READING OF AN ORDINANCE ABANDONING 0.134 ACRES OF PLUM STREET RIGHT OF WAY AT MICHIGAN STREET. **(PAGES 57-66)**

*F. Robbins, Planning Director*

- (H) APPROVAL OF A CONTRACT WITH CLAUNCH AND MILLER, INC. FOR ENGINEERING AND DESIGN SERVICES ON THE WALNUT AVENUE WIDENING PROJECT. **(PAGE 67)**  
*M. Quinones, Purchasing Manager*
- (I) APPROVAL OF THE PURCHASE OF FIRE DEPARTMENT UNIFORMS FROM DESIGNS ON GARMENTS. **(PAGE 68)**  
*M. Quinones, Purchasing Manager*
- (J) APPROVAL OF A RESOLUTION TO AUTHORIZE THE OPPOSITION OF THE ENACTMENT OF PROVISIONS IN THE U.S. S.B. 1300, THE AVIATION INVESTMENT AND MODERNIZATION ACT OF 2007 THAT IMPOSE AIR TRAFFIC CONTROL USER FEES, EXCESSIVE INCREASES IN AVIATION FUEL AND GAS TAXES AND REDUCES CONGRESSIONAL OVERSIGHT OVER THE FEDERAL AVIATION ADMINISTRATION. **(PAGES 69-72)**  
*A. Spinks, Airport Director*
- (K) APPROVAL OF A ONE-YEAR EXTENSION ON THE CONTRACT WITH CINGULAR WIRELESS LLC FOR CELLULAR TELEPHONE AND AIRCARD SERVICES UNDER THE STATE OF TEXAS CONTRACT. **(PAGE 73)**  
*M. Quinones, Purchasing Manager*
- (L) APPROVAL TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A LAND LEASE WITH CLEAR HORIZON AEROSPACE, LLC AT NEW BRAUNFELS MUNICIPAL AIRPORT TO CONSTRUCT A 100' x 100' HANGAR. **(PAGE 74)**  
*A. Spinks, Airport Director*
- (M) APPROVAL OF MEMBERSHIP TO AUSTIN-SAN ANTONIO INTERMUNICIPAL COMMUTER RAIL DISTRICT AND COMMITMENT TO PAY THE ANNUAL DUES. **(PAGE 75)**  
*M. Morrison, City Manager*
- (N) APPROVAL OF ECONOMIC IMPACT STUDY FOR TOURISM. **(PAGE 76)**  
*M. Morrison, City Manager*

**5. INDIVIDUAL ITEMS FOR CONSIDERATION**

- (A) DISCUSS AND CONSIDER APPROVAL OF A CONTRACT WITH S. CRAIG HOLLMIG, FOR ENGINEERING AND DESIGN SERVICES ON THE KATY/MESQUITE DRAINAGE PROJECT. **(PAGE 77)**  
*M. Quinones, Purchasing Manager*
- (B) DISCUSS AND CONSIDER APPROVAL FOR PURCHASE OF CONSTRUCTION SERVICES TO RODMAN COMPANIES FOR THE CHURCH HILL WATERSHED PHASE A CONSTRUCTION. **(PAGE 78)**  
*M. Quinones, Purchasing Manager*
- (C) PRESENTATION OF A NEW ANTI-LITTER CAMPAIGN FOR THE CITY OF NEW BRAUNFELS. **(PAGE 79)**  
*N. Pence, Rivers Activity Mgr.*
- (D) DISCUSS AND CONSIDER APPROVAL OF THE CITY OF NEW BRAUNFELS FY 2006-07 SECOND QUARTER INVESTMENT REPORT. **(PAGES 80 -90)**  
*D. Korinchock, Chief Financial Officer*

- (E) DISCUSS AND CONSIDER ACTION REGARDING A CONTRACT WITH SOUTHWEST SECURITIES PUBLIC FINANCE FOR FINANCIAL ADVISOR SERVICES AND A BRIEFING ON THE CITY'S DEBT. **(PAGES 91-96)**  
*D. Korinchock, Chief Financial Officer*
- (F) PUBLIC HEARING AND FIRST READING OF AN ORDINANCE REZONING 12.195 ACRES, LOCATED ON THE WEST SIDE OF ERVENDBERG AVENUE, APPROXIMATELY 1,000' NORTH OF GRUENE ROAD, FROM "R-2 SINGLE AND TWO-FAMILY DISTRICT" TO "R-3L MULTIFAMILY LOW DENSITY DISTRICT", WITH AN ADDITIONAL RESTRICTION. **(PAGES 97-107)**  
*F. Robbins, Planning Director*
- (G) PUBLIC HEARING AND FIRST READING OF AN ORDINANCE REZONING 1.4 ACRES, LOCATED AT 1070 AND 1078 SH 46 SOUTH, FROM "R-2 SINGLE AND TWO-FAMILY DISTRICT" TO "C-1B GENERAL BUSINESS DISTRICT". **(PAGES 108-119)**  
*F. Robbins, Planning Director*
- (H) PUBLIC HEARING AND FIRST READING OF AN ORDINANCE REZONING 12.768 ACRES, LOCATED ON GOODWIN LANE, FROM "PDD PLANNED DEVELOPMENT DISTRICT" TO "R-1A-6.6 SINGLE FAMILY DISTRICT". **(PAGES 120-131)**  
*F. Robbins, Planning Director*
- (I) PUBLIC HEARING AND FIRST READING OF AN ORDINANCE AMENDING THE PDD CONCEPT PLAN OF 194 ACRES OF LAND LOCATED BETWEEN GOODWIN LANE AND IH 35, SOUTHWEST OF QUAIL VALLEY SUBDIVISION. **(PAGES 132-142)**  
*F. Robbins, Planning Director*
- (J) PUBLIC HEARING AND FIRST READING OF AN ORDINANCE REZONING A 7.04 ACRE TRACT OF LAND LOCATED ON EAST COMMON ST. FROM "R-2 SINGLE AND TWO FAMILY DISTRICT" TO "C-1B GENERAL BUSINESS DISTRICT" WITH ADDITIONAL RESTRICTIONS. **(PAGES 143-150)**  
*F. Robbins, Planning Director*
- (K) PUBLIC HEARING AND FIRST READING OF AN ORDINANCE REZONING 22.321 ACRES ON MORNINGSIDE DRIVE NEAR RON RD. FROM "APD AGRICULTURAL/ PRE-DEVELOPMENT DISTRICT" TO "R-1A-6.6 SINGLE FAMILY DISTRICT" AND ADOPTING AN AMENDMENT TO THE 2006 COMPREHENSIVE PLAN FROM COMMERCIAL/LIGHT INDUSTRIAL AND RESIDENTIAL MEDIUM AND HIGH DENSITY TO RESIDENTIAL LOW DENSITY. **(PAGES 157-168)**  
*F. Robbins, Planning Director*
- (L) PUBLIC HEARING AND SECOND AND FINAL READING OF AN ORDINANCE DESIGNATING A CONTIGUOUS GEOGRAPHIC AREA WITHIN THE CITY OF NEW BRAUNFELS AS REINVESTMENT ZONE NUMBER ONE, CITY OF NEW BRAUNFELS, TEXAS, FOR TAX INCREMENT FINANCING PURPOSES PURSUANT TO CHAPTER 311 OF THE TEXAS TAX CODE FOR THE BENEFIT OF THE CREEKSIDE PROJECT; CREATING A BOARD OF DIRECTORS FOR SUCH ZONE; PROVIDING FOR AN EFFECTIVE DATE AND TERMINATING DATE; AND CONTAINING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT; AND PROVIDING A SEVERABILITY CLAUSE. **(PAGES 169-180)**  
*A. Wayland, City Attorney*

*City Council reserves the right to hear any of the above described agenda items that qualify for an executive session in an executive session by publicly announcing the applicable section*

number of the Open Meetings Act (Chapter 551 of the Texas Government Code) that justifies executive session treatment.

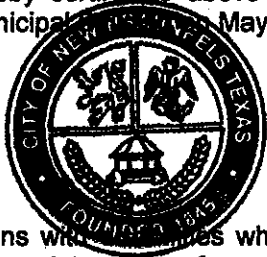
**6. REPORTS (PAGE 181)**

- a) CITY COUNCIL'S REPORT
- b) STAFF REPORTS

**ADJOURNMENT**

**CERTIFICATION**

I hereby certify the above Notice of Meeting was posted on the Bulletin Board at the New Braunfels Municipal Center on May 24, 2007 at 5:00 p.m.



*Michael A. Resendez*

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Michael A. Resendez, 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.