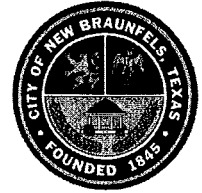




**CITY OF NEW BRAUNFELS, TEXAS  
REGULAR CITY COUNCIL MEETING**

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



**MONDAY, AUGUST 9, 2010 at 6:00 P.M.**

R. Bruce Boyer, Mayor  
Richard Zapata, Councilmember (District 1)  
Mark Goodner, Councilmember (District 2)  
Mike Ybarra, Councilmember (District 3)

Sandy Nolte, Councilmember (District 4)  
Kathleen Krueger, Mayor Pro Tem (District 5)  
Steven Digges, Councilmember (District 6)  
Michael Morrison, 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:** August 9, 2010 @ 6:00 P.M.

**CALL OF ROLL:** City Secretary

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

**INVOCATION:** Mayor Pro-Tem Krueger

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

**1. MINUTES**

Consider approving the minutes of the regular meeting of July 26, 2010.  
(D. Batts, Interim 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 Boyer)

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 appointment of Frank Witting, Gina Littrell, Andreas Lojewski, Martha Rehler, and Ian Taylor to the New Braunfels Partnership Committee for terms ending August 1, 2013, and the appointment of Mary Irwin to the New Braunfels Partnership Committee for an unexpired term ending August 1, 2012.  
*(D. Batts, Interim City Secretary)*
- (B) Approval of a resolution recommended by the New Braunfels Industrial Development Corporation regarding the funding of a grant in an amount up to \$370,837 to Ernest Health, Inc. for the training of up to 96 new employees.  
*(A. Wayland, City Attorney)*
- (C) Approval of a resolution recommended by the New Braunfels Industrial Development Corporation regarding the funding of a grant in an amount of \$72,500 to Central Texas Technology Center for the purchase of two portable buildings.  
*(A. Wayland, City Attorney)*
- (D) Approval of a resolution recommended by the New Braunfels Industrial Development Corporation regarding the funding of the modification and remediation of Hangar 2317 at the Airport in an amount of \$70,000.  
*(L. Llerena, Airport Director)*
- (E) Approval to authorize the City Manager to enter into a contract modification for changes in the professional services contract with Halff Associates, Inc. for the design of the North Tributary Flood Control Project.  
*(J. Klein, City Engineer)*
- (F) Approval of the renewal of the annual contract with J.R. Ramon and Sons, Inc. for demolition services.  
*(M. Quinones, Purchasing Manager)*
- (G) Approval of the renewal of the annual contract with Osirus, Inc. for litter pickup for the Parks and Recreation Department.  
*(M. Quinones, Purchasing Manager)*

- (H) Approval of the renewal of the annual contract with Verizon Wireless for cellular phone service through the State of Texas D.I.R. contract.  
(M. Quinones, Purchasing Manager)
- (I) Approval of a contract with the Federal Aviation Administration (FAA) to fund and manage air traffic controllers at the New Braunfels Municipal Airport tower and authorize the City Manager to execute said contract.  
(V. Llerena, Airport Director)

Ordinances

*(In accordance with Section 3.10 of the City's 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 amending Ordinance Number 75-10 to approve installation of traffic control devices (stop signs) at the SE corner of Wise Owl at Sparrow and the SE corner of White Wing Way at Roadrunner Avenue.  
(J. Klein, City Engineer)
- (K) Approval of the second and final reading of an ordinance amending Ordinance Number 75-10 to approve installation of traffic control devices (No Thru Truck Signs) on Solms Road, Rueckle Road and Schmidt Avenue at the IH-35 N frontage road.  
(J. Klein, City Engineer)

**4. PRESENTATION**

- (A) Presentation by AACOG regarding regional services.  
(S. Mattingly, Planning and Community Development Director)

**5. INDIVIDUAL ITEMS FOR CONSIDERATION**

- (A) Presentation, discussion and possible action regarding award of the Walnut Avenue Reconstruction Project construction contract to Texas Sterling Construction, L.P., authorization for the City Manager to execute this agreement and establishment of the project construction budget  
(O. Garza, Assistant City Engineer)
- (B) Discuss and consider approval of a resolution approving a three year lease agreement with the option to renew for two (one) year terms between the City of New Braunfels and Ruma Ltd. for the fire training division for approximately 8,500 square feet at an annual cost of \$51,000 plus utilities.  
(J. Robinson, Fire Chief)

*This item was postponed from the 7/26/10 City Council meeting.*

- (C) Discussion and action regarding approval of a resolution relating to establishing the City's intention to reimburse itself for the prior lawful expenditure of funds from the proceeds of obligations to be issued by the City for authorized purposes; authorizing matters incident and related thereto; and providing an effective date.  
*(D. Korinchock, Support Services Director)*
- (D) Discuss and consider approval of budget transfers and amendments in the General Fund, Airport Fund, Civic/Convention Center Fund and Capital Improvement Fund in the FY 2009-10 Adopted Budget.  
*(D. Korinchock, Support Services Director)*
- (E) Discuss and consider approval of the installation of speed humps on Dove Crossing Drive in the 2000 and 2100 blocks.  
*(J. Klein, City Engineer)*
- (F) Discuss and consider the first reading of an ordinance amending Article III, Historic Landmark Preservation, Section 66.57-1, Tax Incentive, to extend the relief to properties located within locally designated historic districts and to waive building permit fees.  
*(S. Mattingly, Planning and Community Development Director)*
- (G) Consider the first reading of an ordinance granting a tax relief to the owner of the designated landmark located at 193 W. San Antonio Street, known as the Schmidt Store.  
*(S. Mattingly, Planning and Community Development Director)*
- (H) Public Hearing and consideration of a resolution amending the 2006 Future Land Use Plan from "Commercial" to "Residential Low Density" and a second and final reading of an ordinance rezoning 0.4672 acres, located at 2230 Spur St., 2240 Spur St., and 184 Concepcion, from "C-3" Commercial District to "R-2A" Single and Two-Family District.  
*(S. Mattingly, Planning and Community Development Director)*

## **6. 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.  
*(A. Wayland, City Attorney)*
- (B) Deliberate issues regarding economic development negotiations in accordance with Section 551.087, of the Texas Government Code.  
*(A. Wayland, City Attorney)*

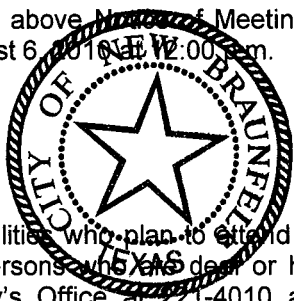
- (C) Deliberate pending/contemplated litigation, settlement offer(s), and matters concerning privileged and unprivileged client information deemed confidential by Rule 1.05 of the Texas Disciplinary Rules of Professional Conduct in accordance with Section 551.071, of the Texas Government Code.  
(A. Wayland, City Attorney)


**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).

### ADJOURNMENT

### CERTIFICATION

I hereby certify the above Notice of Meeting was posted on the Bulletin Board at the New Braunfels Municipal Building on August 6, 2010 at 12:00 p.m.



  
Danny S. Batts II, Interim 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.