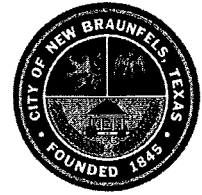




**CITY OF NEW BRAUNFELS, TEXAS  
REGULAR CITY COUNCIL MEETING**

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



**MONDAY, NOVEMBER 22, 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.***

**CALL TO ORDER:** NOVEMBER 22, 2010 @ 6:00 P.M.

**CALL OF ROLL:** City Secretary

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

**INVOCATION:** Mayor Pro Tem Kathleen Krueger

**PROCLAMATIONS:** 100th Year Celebration of the Jahns Building  
Wassailfest Day

**PRESENTATIONS:** Presentation on the Federal Emergency Management Agency,  
National Flood Insurance Program, Community Rating System

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

**1. MINUTES**

Consider approving the minutes of the special & regular meetings of November 8,  
2010.

(A. Smith, 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.***

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 FY 2010-11 Budget for Reinvestment Zone Number One, City of New Braunfels, Texas.  
*(D. Korinchock, Support Services Director)*
- (B) Approval of a resolution authorizing the City Manager to execute an agreement with the Texas Department of Transportation for the temporary closure of SH 46 Business (Seguin Avenue), East and West San Antonio Street, and North and South Castell for the 2010 Wassailfest Celebration which will be held on December 2, 2010 from 6 p.m. to 9 p.m. and requires street closures from 5 p.m. to 12 a.m.  
*(R. Kunkel, Recreation Mgr)*
- (C) Approval of the City of New Braunfels FY 2009-10 fourth quarter investment report.  
*(D. Korinchock, Support Services Director)*
- (D) Approval of the purchase of uniforms for the Fire Department from GK Services through the BuyBoard contract.  
*(M. Quinones, Purchasing Manager/J. Robinson, Fire Chief)*
- (E) Approval to cancel the December 27, 2010 regular City Council meeting.  
*(A. Smith, Interim City Secretary)*
- (F) Authorization for the City Manager to approve change order 3 to the contract with DNT Construction, LLC for construction services on Goodwin Lane as part of the Goodwin Lane Improvements Project.  
*(J. Klein, City Engineer)*
- (G) Approval of the purchase of services for the Fire Department from Frazer Ltd through the Houston Galveston Area Council (HGAC) contract for remounting two ambulances.  
*(M. Quinones, Purchasing Manager/J. Robinson, Fire Chief)*
- (H) Approval of the purchase of Firefighter bunker gear from Dooley Tackaberry through the Buyboard Cooperative.  
*(M. Quinones, Purchasing Manager/J. Robinson, Fire Chief)*

- (I) Approval of the purchase of services for the New Braunfels Police Department from Lower Colorado River Authority (LCRA).  
(*T. Wibert, Chief of Police/ M. Quinones, Purchasing Manager*)

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 final reading of an Ordinance granting to Centerpoint Energy Resources Corp., DBA Centerpoint Energy Texas Gas Operations, the right, privilege and franchise to construct, install, extend, remove, replace, abandon, operate and maintain its facilities with the public rights-of-way of the City of New Braunfels, Texas for the transportation, delivery, sale, and distribution of natural gas; containing other provisions relating to the foregoing subject; providing for severability and providing an effective date.  
(*A. Wayland, City Attorney*)
- (K) Approval of the second and final reading of an ordinance granting a Special Use Permit for 7.602 acres out the A.M. Esnaurizar Survey, located on SH 46 South, adjacent to Stone Gate Subdivision, to allow a maximum density of 16 units per acre in an "R-3L" Multifamily Low Density District.  
(*S. Mattingly, Planning and Community Development Director*)
- (L) Approval of the second and final reading of an ordinance rezoning Oak Run Subdivision, from "R-3" Multi-Family District, "C-1" Local Business District, and "C-3" General Business District to "R-1A-6.6" Single Family District.  
(*S. Mattingly, Planning and Community Development Director*)
- (M) Approval of the second and final reading of an ordinance rezoning portions of the 500 and 700 blocks of Hill Avenue, from "M-1" Light Industrial District to "SND-1" Special Neighborhood District.  
(*S. Mattingly, Planning and Community Development Director*)
- (N) Approval of the second and final reading of an ordinance by the City Council of the City of New Braunfels, Texas enlarging the boundaries of Reinvestment Zone Number One, City of New Braunfels, Texas; amending the project plan and finance plan for the zone to reflect the increased boundaries; consenting to the amendment of an interlocal cooperative agreement between the City of New Braunfels, Texas and the New Braunfels Industrial Development Corporation to reflect the increased boundaries of the zone; and other matters in connection therewith.  
(*M. Morrison, City Manager*)
- (O) Approval of the second and final reading of an ordinance amending Ordinance Number 75-10 to approve the installation of stop signs on Kuehler Avenue at the entrance to Camp Comal and on Mission Hills Drive at Evergreen Lane.  
(*J. Klein, City Engineer*)

**4. INDIVIDUAL ITEMS FOR CONSIDERATION**

- (A) Presentation, discussion, and possible action regarding a siren warning system to help address early notification during flash flood events.  
*(J. Robinson, Fire Chief)*
- (B) Discuss and consider 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 Service Director)*
- (C) Presentation and consideration of approval of the City of New Braunfels Historic Cemetery Preservation Plan.  
*(Stacey Laird Dicke, Parks and Recreation Director)*
- (D) Public Hearing and consideration of the first reading of an ordinance rezoning 47.97 acres located on the west side of Oak Run Parkway, approximately 2,000 feet north of Loop 337, from "R-1A-8" Single Family District to "Enclave at Westpointe Village Planned Development District" with Concept Plan.  
*(S. Mattingly, Planning and Community Development Director)*
- (E) Public hearing and consideration of the first reading of an ordinance granting a Special Use Permit to allow a mixed-use development consisting of commercial, multi-family and single-family residential in the "R-1" Single-Family and "R-2" Single and Two-Family Districts, on 18.818 acres located in the 1600 block of FM 1044, on the west side of FM 1044 approximately 250 feet south of IH-35.  
*(S. Mattingly, Planning and Community Development Director)*  
*This item has been withdrawn by the applicant*
- (F) Discuss and consider approval of a Resolution to support the Historic Civil Engineering Landmark designation of the Faust Street Bridge.  
*(S. Mattingly, Planning and Community Development Director)*

**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.  
*(A. Wayland, City Attorney)*

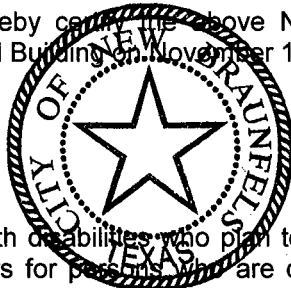
- (B) Deliberate issues regarding economic development negotiations in accordance with Section 551.087, of the Texas Government Code.  
(A. Wayland, City Attorney)
  
- (C) Deliberate pending/contemplated litigation, settlement offer(s), and matters concerning privileged and unprivileged client information 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 November 12, 2010 at 4:00 p.m.



  
Danny S. Batts II, Deputy 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.