



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



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

MONDAY, APRIL 9, 2012 at 6:00 P.M.

Gale Pospisil, Mayor
Richard Zapata, Councilmember (District 1)
Mark Goodner, Mayor Pro Tem (District 2)
Mike Ybarra, Councilmember (District 3)

Sandy Nolte, Councilmember (District 4)
Bryan Miranda, Councilmember (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: April 9, 2012 @ 6:00 P.M.

CALL OF ROLL: City Secretary

PLEDGE OF ALLEGIANCE/SALUTE TO THE TEXAS FLAG

INVOCATION: Councilmember Richard Zapata

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

PROCLAMATIONS: Sexual Assault Awareness Month
Child Abuse Prevention Month
Parkinson's Disease Awareness Day

PRESENTATION: 2012 Texas Department of Transportation Award for General
Aviation Manager of the Year.
(Raymond LaFrey, Airport Advisory Board Chair)

1. **MINUTES**
Consider approving the minutes of the special meetings of March 19, March 20, March 26, and March 28, 2012, and the regular meeting of March 26, 2012.
(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 Pospisil)*

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 purchase of accessories for the Police Department vehicles from GT Distributors, Inc. through Buyboard Contract #363-10.
(M. Quinones, Purchasing Manager)
- (B) Approval of the purchase of occupational physicals from Professional Health Services, Inc. for uniformed employees in the Fire Department for a three year term.
(M. Quinones, Purchasing Manager)
- (C) Approval of a resolution authorizing the City Manager to enter into an Interlocal Agreement with Comal County and the City of Bulverde to provide a Household Hazardous Waste Collection (HHWC) event for the City of New Braunfels, Comal County, and the City of Bulverde.
(M. Mundell, Solid Waste Manager)
- (D) Approval of a resolution authorizing the filing of grant applications with the Alamo Area Council of Governments (AACOG) for a regional solid waste grants program grant; and authorizing the City Manager to act on behalf of the City of New Braunfels in all matters related to the application.
(M. Mundell, Solid Waste Manager)
- (E) Approval of Transportation and Traffic Advisory Board's recommendation to deny a request for installation of stop signs on Stonecrest Path at Frances Street.
(J. Klein, City Engineer)
- (F) Approval of Transportation and Traffic Advisory Board's recommendation to deny a request for installation of a stop sign on Heinan Lane at S. Union Avenue.
(J. Klein, City Engineer)
- (G) Authorization for the City Manager to approve Change Order 4 to the contract with Yantis Company for construction services on the North Tributary Regional Flood Control Project.
(J. Klein, City Engineer)
- (H) Approval of a resolution authorizing the submission of a Texas HOME Investment Partnerships Program grant application to the Texas Department of Housing and Community Affairs for participation in the HOME program contract system.
(D. Korinchock, Support Services 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.)

- (I) Approval of the first reading of an ordinance amending Ordinance Number 75-10 to approve installation of a stop sign on Pecan Crossing at East County Line Road.
(J. Klein, City Engineer)
- (J) Approval of the first reading of an ordinance amending Ordinance Number 75-10 to approve installation of stop signs on Sunshadow Drive at Broadmoor Drive.
(J. Klein, City Engineer)
- (K) Approval of the first reading of an ordinance amending Ordinance Number 75-10 to approve installation of all way stop signs at the intersection of Brentwood Drive and Ohio Avenue.
(J. Klein, City Engineer)
- (L) Approval of the first reading of an ordinance amending Ordinance Number 75-10 to approve installation of stop signs on E. Mather Street at S. Veramendi Avenue.
(J. Klein, City Engineer)
- (M) Approval of the second and final reading of an ordinance rezoning 0.625 acres out of the A-608 SUR-21 J Thompson Survey, located at 382 IH 35 South, from "C-1A" Neighborhood Business District to "MU-A" Low Intensity Mixed Use District.
(S. Mattingly, Planning and Community Development Director)
- (N) Approval of the second and final reading of an ordinance granting a Special Use Permit to allow multifamily structures up to 58 feet in height in the "M-1Ar60" Light Industrial District, near the intersection of Creekside Way and FM 1101.
(S. Mattingly, Planning and Community Development Director)
- (O) Approval of the second and final reading of an ordinance approving the abandonment and sale of 0.565 acres of street right-of-way at the intersection of E. Basel Street and S. East Avenue.
(S. Mattingly, Planning and Community Development Director)

4. INDIVIDUAL ITEMS FOR CONSIDERATION

- (A) Public hearing on the Community Development Block Grant (CDBG) Program Year 2012 One-Year Action Plan - Amendment 2
(D. Korinchock, Support Services Director)

- (B) Discuss and consider approval of a contract for debt collection services with McCreary, Veselka, Bragg and Allen and authorize the City Manager to execute the contract.
(M. Quinones, Purchasing Manager)
- (C) Discuss and consider approval of a contract for river underwater and above water litter removal services with Pristine Texas Rivers, Inc.
(M. Quinones, Purchasing Manager)
- (D) Discuss and consider approval of a resolution to reserve the West Loop Park property for future development as a dog park.
(S. Dicke, Parks & Recreation Director)
- (E) Discuss and consider approval of Transportation and Traffic Advisory Board's recommendation to deny a request for installation of a stop sign on Pecan Crossing at Pecan Bluff.
(J. Klein, City Engineer)
- (F) Discuss and consider approval of the first reading of an ordinance amending Chapter 126 of the City of New Braunfels Code of Ordinances to establish S. Hill Avenue as a one-way street between W. Coll Street and Cross Street.
(J. Klein, City Engineer)
- (G) Discuss and consider authorizing the City Manager to purchase a modular building for Park Operations offices under the Texas Multiple Award Schedule (TXMAS) contract and the appropriate budget adjustments; and discuss and consider an appeal to the non-residential and multifamily design standards exterior building materials requirement for a proposed modular office to be located at 110 Golf Course Drive.
(S. Dicke, Parks & Recreation Director)
- (H) Discuss and consider approval of a conditional sign permit located at 312 S. Guenther Street in the R-2 Single-family and Two-family District.
(S. Mattingly, Planning and Community Development Director)
- (I) Discuss and consider approval of an appeal of the Non-Residential and Multifamily Design Standards Roof Treatments requirements for a proposed commercial building in the 1600 block of State Highway 46 West.
(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.
- (B) Deliberate issues regarding economic development negotiations in accordance with Section 551.087, of the Texas Government Code.
- (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.

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).*

CERTIFICATION

I hereby certify the above Notice of Meeting was posted on the Bulletin Board at the New Braunfels Municipal Building on April 5, 2012, at 2:15 p.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.