



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



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

MONDAY, JULY 23, 2012 at 6:00 P.M.

Gale Pospisil, Mayor
Richard Zapata, Councilmember (District 1)
Mark Goodner, Mayor Pro Tem (District 2)
Ron Reaves, 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: July 23, 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: World Breastfeeding Month
Prince Solms' 200th Birthday

PRESENTATION: Walnut Avenue Construction Project Update
(O. Garza, Interim City Engineer)

1. MINUTES

Consider approving the minutes of the special meetings of July 9 and July 16, 2012, and the regular meeting of July 9, 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) Confirmation of the reappointment of Jan Kotylo to the City of New Braunfels Civil Service Commission for a term ending August 10, 2015.
(M. Morrison, City Manager)
- (B) Approval to authorize the City Manager to execute the 2012 Program Year Community Development Block Grant (CDBG) contract in the amount of \$82,536 with Comal County Senior Citizen's Foundation for minor home repairs.
(D. Korinchock, Support Services Director)
- (C) Approval to authorize the City Manager to execute the 2012 Program Year Community Development Block Grant (CDBG) contract in the amount of \$70,000 with Children's Advocacy Center of Comal County, Inc.
(D. Korinchock, Support Services Director)
- (D) Approval of a contract with JR Ramon & Sons, Inc. for demolition services.
(M. Quinones, Purchasing Manager)
- (E) Approval of the renewal of the annual contract with Texas State University, Pollock Companies and American Printing Industries for City-wide printing services.
(M. Quinones, Purchasing Manager)
- (F) Approval to authorize the City Manager to execute an Interlocal Agreement with the Education Service Center, Regions 13 and 20 and the Purchasing Association of Cooperative Entities (PACE) Purchasing Cooperative in accordance with Texas Government Code 791, Texas Interlocal Cooperation Act.
(M. Quinones, Purchasing Manager)
- (G) Approval of a contract with Waste Management of Texas, Inc. for the processing, sorting, baling, and marketing of single-stream recyclable materials collected by the City of New Braunfels.
(M. Quinones, Purchasing Manager)
- (H) Approval of a contract with Weigelt Enterprises, Inc. for backflow preventers for the City of New Braunfels.
(M. Quinones, Purchasing Manager)

- (I) Approval of the first reading of an ordinance amending Section 126-346 (f) of the City of New Braunfels Code of Ordinances to prohibit parking on the south side of West Mill Street beginning 115 feet west of North Castell Avenue continuing in a westerly direction for a distance of 65 feet.
(S. Mattingly, Planning and Community Development Director)
- (J) Approval of the first reading of an ordinance granting tax relief to the owner of the designated landmark, the Theodore Tolle-Forres House, located at 343 Cross Street, within the Sophienburg Hill Historic District.
(S. Mattingly, Planning and Community Development Director)
- (K) Approval of a resolution recommended by the New Braunfels Industrial Development Corporation to provide funds up to \$55,000 to the New Braunfels Historic Railroad and Modelers Society, Inc. for a museum improvement project.
(J. Jewell, Development Coordinator)

4. INDIVIDUAL ITEMS FOR CONSIDERATION

- (A) Discuss and consider authorizing the City Manager to enter into a contract with Terra Design Group to finalize the Landa Park Golf Course Design and Construction Documents.
(S. Dicke, Parks and Recreation Director)
- (B) Public hearing and first reading of an ordinance amending the New Braunfels Code of Ordinances by repealing Chapter 144; adopting a new Chapter 144.
(S. Mattingly, Planning and Community Development Director)
- (C) Public hearing and first reading of an ordinance granting a Special Use Permit to allow a commercial parking lot in the "R-2" Single-family and Two-family District, located at 1606 and 1610 Sunnybrook Drive.
(S. Mattingly, Planning and Community Development Director)
- (D) Public hearing and first reading of an ordinance granting a Type II Special Use Permit to allow the erection of professional offices and/or related parking in an "R-2" Single and Two-Family District located at 617 N. Walnut Ave and 12 Cane Street.
(S. Mattingly, Planning and Community Development Director)
- (E) Public hearing and first reading of an ordinance granting a Special Use Permit to allow a commercial tuber entrance and takeout in the "C-4" Resort Commercial District, located at 444 East San Antonio Street.
(S. Mattingly, Planning and Community Development Director)
- (F) Discuss and consider approval of a conditional sign permit in the "C-1" Local Business District located at 391 Landa Street.
(S. Mattingly, Planning and Community Development Director)

- (G) Discuss and consider a five year extension of an appeal to the non-residential and multifamily design standards articulation and exterior building materials requirement for two modular classroom buildings located at 2189 FM 758 for the Central Texas Technology Center Campus.
(S. Mattingly, Planning and Community Development Director)
- (H) Discuss and consider authorizing the City Manager to enter into a contract with River Systems Institute in an amount not to exceed \$55,000 to develop scopes of work for the Edwards Aquifer Habitat Conservation Plan (EAHCP) 2013 work plan and approval of a FY 2011-12 Budget for the EAHCP Fund.
(N. Pence, Watershed Program 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, 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 July 18, 2012, at 5:00 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.