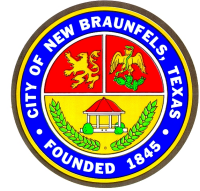




**CITY OF NEW BRAUNFELS, TEXAS
CITY COUNCIL MEETING**

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



MONDAY, AUGUST 13, 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: August 13, 2012 @ 6:00 P.M.

CALL OF ROLL: City Secretary

PLEDGE OF ALLEGIANCE/SALUTE TO THE TEXAS FLAG

INVOCATION: Mayor Pro Tem Mark Goodner

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

PRESENTATION: New Braunfels Library Children's Room Renovations
(G. Pruett, Library Director)

1. MINUTES

Consider approving the minutes of the special meeting of August 6, 2012, and the regular meeting of July 23, 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 Mayoral re-appointments of Clinton Brandt, Bill Moltz, Mary Irwin, and Maurice Fischer as members to the New Braunfels Partnership Committee for terms ending August 1, 2015.
(P. Aten, City Secretary)
- B. Approval of the renewal of the annual contract with Epic Aviation LLC for Airport fuel services.
(M. Quinones, Purchasing Manager)
- C. Approval of the purchase of a 2012 John Deere 670G motor grader from RDO Equipment Company through a Buy Board Cooperative contract for the Public Works Department.
(M. Quinones, Purchasing Manager)
- D. Approval of a resolution adopting the investment policy for the City of New Braunfels including the broker/dealer list.
(D. Korinchock, Support Services Director)
- E. Approval of the City of New Braunfels FY 2011-12 third quarter investment report.
(D. Korinchock, Support Services Director)
- F. Approval of a resolution recommended by the New Braunfels Industrial Development Corporation to provide a grant in an amount not to exceed \$113,000 to establish a Small Business Development Center in New Braunfels.
(J. Jewell, Development Coordinator)
- G. Approval of a five percent Lease Escalation in accordance with escalation clauses of two Airport Ground Leases.
(L. Llerena, Airport 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.)

- H. Approval of the first reading of an ordinance amending Section 126-141 of the City of New Braunfels Code of Ordinances to establish speed limits on State Highway 46 from the northwest city limit extending south-easterly to Loop 337.
(G. Ford, Assistant City Engineer)
- I. Approval of the second and final 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. Snell, Planning Manager)

- J. Approval of the second and final 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. Snell, Planning Manager*)

4. INDIVIDUAL ITEMS FOR CONSIDERATION

- A. Discussion regarding the 2012 effective and rollback tax rates.
(*D. Korinchock, Support Services Director*)
- B. Discussion and action regarding the proposed 2012 tax rate, and schedule public hearings.
(*D. Korinchock, Support Services Director*)
- C. 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. Snell, Planning Manager*)
- D. Discuss and consider the second and final 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. Snell, Planning Manager*)
- E. Discuss and consider approval of a conditional sign permit in the "C-3" Commercial District at 691 South Walnut Avenue.
(*S. Snell, Planning 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.

- D. Discuss security devices and/or personnel in accordance with Section 551.076, of the Texas Government Code.
- E. Deliberate the appointment, employment, evaluation, reassignment, or duties of the City Manager, in accordance with Section of 551.074 of the Texas Government Code.
(R. Zapata, Councilmember District 1)
(This item placed on the agenda at the request of Councilmember Zapata)
- F. Discuss personnel matters in accordance with Section 551.074, of the Texas Government Code.
(R. Zapata, Councilmember District 1)
(This item placed on the agenda at the request of Councilmember Zapata)

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 August 8, 2012, at 9:00 a.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.