



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

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



MONDAY, FEBRUARY 25, 2013 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: February 25, 2013 @ 6:00 P.M.

CALL OF ROLL: City Secretary

PLEDGE OF ALLEGIANCE/SALUTE TO THE TEXAS FLAG

INVOCATION: Mayor Gale Pospisil

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

PROCLAMATION: President George Washington Day

1. MINUTES

Consider approving the minutes of the regular meeting of February 11, 2013, and the special meetings of February 11 and February 12, 2013.
(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 Gale 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 a resolution and the submission of a grant application to FY 2014 U.S. Department of Justice, Edward Byrne Memorial Justice Assistance Grant (JAG) Program in the amount of \$31,500 and authorizing the City Manager to accept funds and to execute all contract documents associated with the grant if awarded.
(T. Wibert, Police Chief)
- (B) Approval of the appointment of Brad Bechtol to the Watershed Advisory Committee for a term ending April 18, 2015.
(P. Aten, City Secretary)
- (C) Approval of a resolution supporting Urban Park and Open Space issues during the 83rd Legislative Session.
(R. Kunkel, Recreation Manager)
- (D) Approval of project to repave Entrance Drive and associated hangar access drives and parking lots at the New Braunfels Regional Airport and the appropriate budget adjustment.
(L. Llerena, Airport Director)
- (E) Approval of the conveyance of Lot 24A, Block 1, Summerwood Subdivision, Unit 7 in fee simple to the City from Barbara Lynn Stoker Lazenby formerly known as Barbara Lynn Stoker for the amount up to \$323,800. The Federal Emergency Management Agency (FEMA) will reimburse the City of New Braunfels 75% of total project cost through the Pre-Disaster Mitigation grant program previously approved by City Council.
(C. Real, Purchasing Manager)
- (F) Approval of a resolution between the City of New Braunfels and the New Braunfels Independent School District for the purchase of an electronic visitor management system in the amount of \$19,522.75 that will enhance child safety and welfare at several campuses.
(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.)

- (G) Approval of the first reading of an ordinance repealing Chapter 42, Article II, Division 2, Section 42-58, that appoints the City Attorney as the interim Municipal Court Judge during the absence or temporary disability of the presiding Municipal Court Judge, of the Code of Ordinances in its entirety.
(V. Acevedo, City Attorney)

4. INDIVIDUAL ITEMS FOR CONSIDERATION

- (A) Discuss and consider authorizing the City Manager to enter into a contract for the continuation of an employee wellness program.
(J. O'Connell, Human Resources Director)
- (B) First public hearing regarding the proposed annexation of 37.96 acres of land on FM 1101, adjacent to the existing city limits.
(S. Mattingly, Planning and Community Development Director)
- (C) First public hearing regarding the proposed annexation of approximately 48 acres of land on Westmeyer Road including Westmeyer right-of-way, adjacent to the existing city limits.
(S. Mattingly, Planning and Community Development Director)
- (D) Discuss and consider approval of a Utility Construction Cost Sharing Agreement for the Veramendi Development and authorizing the City manager to execute said Agreement.
(J. Jewell, Development Coordinator)
- (E) Discuss and consider approval of a Strategic Partnership Agreement between the City of New Braunfels and the Comal County Water Improvement District No. 1.
(J. Jewell, Development Coordinator)
- (F) Discuss and consider approval of a resolution consenting to the creation of the Comal County Water Improvement District No. 1.
(J. Jewell, Development Coordinator)
- (G) Discuss and consider approval of a development agreement pursuant to Chapters 43 and 212 of the Texas Local Government Code for 2,465.68 acres out of the JM Veramendi Survey, No. 2, Abstract 3, located on Loop 337 and River Road.
(J. Jewell, Development Coordinator)

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) Deliberate the appointment, employment, evaluation, reassignment, or duties of the City Attorney, Municipal Court Judge, and City Manager, in accordance with Section of 551.074 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 February 22, 2013, 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.