



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

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



**TUESDAY, MAY 28, 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)  
Robert Camareno, Interim 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:** May 28, 2013 @ 6:00 P.M.

**CALL OF ROLL:** City Secretary

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

**INVOCATION:** Councilmember Steven Digges

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

**PRESENTATION:** Downtown Public Restroom  
(New Braunfels Rotary Club and Downtown Rotary Club)  
(Craig Massouh and Dr. Fred Willard, DDS)

**1. MINUTES**

Consider approving the minutes of the regular meeting of May 13, 2013, and the special meeting of May 20, 2013.  
(P. Aten, City Secretary)

**2. CITY COUNCIL ACTIONS**

- (A) Complete and issue Certificates of Election to the Councilmembers-elect.
- (B) Administer oath-of-office to District One Councilmember-elect George Green.
- (C) Administer oath-of-office to District Two Councilmember-elect Aja Edwards Patino.

- (D) Consideration and approval of a resolution and recognition of the public service rendered by Richard Zapata as District One Councilmember (2007-2013), of the City of New Braunfels, Texas.
- (E) Consideration and approval of a resolution and recognition of the public service rendered by Mark Goodner as District Two Councilmember (2007-2013) and Mayor Pro Tem (2011-2013), of the City of New Braunfels, Texas.
- (F) Election of a Mayor Pro-Tem.

**3. 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)*

**4. 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 City of New Braunfels Arts Commission recommendations for allocating grant awards from hotel occupancy tax to various arts organizations of the City and authorizing the City Manager to execute contracts with the aforementioned organizations for the purpose of disbursement and use of funding.  
*(P. Aten, City Secretary)*
- (B) Approval of the City of New Braunfels Heritage Commission recommendations for allocating grant awards from hotel occupancy tax to various heritage organizations of the City and authorizing the City Manager to execute contracts with the aforementioned organizations for the purpose of disbursement and use of funding.  
*(P. Aten, City Secretary)*
- (C) Approval of a lease with Office Communications Systems/Toshiba Business Solutions for the rental of copiers for City-wide use under a State of Texas Department of Information Resources (DIR) contract.  
*(M. Quinones, Purchasing Manager)*
- (D) Approval of the Water and Wastewater Impact Fee Advisory Committee's recommendation concerning the semiannual water and wastewater impact fees report for the period of June 30, 2012 through December 31, 2012.  
*(S. Mattingly, Planning and Community Development 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.)*

- (E) Approval of the second and final reading of an ordinance amending the Chapter 78 of the Code of Ordinances, Section 78-32 (Library) to include the City of New Braunfels extraterritorial jurisdiction in the definition of qualifying schools for a non-resident student discount.  
*(G. Pruett, Library Director)*
- (F) Approval of the first reading of an ordinance amending Ordinance 75-10 of the City of New Braunfels Code of Ordinances to install a Stop Sign on Orange Avenue at Lee Street.  
*(G. Ford, Assistant City Engineer)*

**5. INDIVIDUAL ITEMS FOR CONSIDERATION**

- (A) Discuss and consider the appointment of nine individuals to the Downtown Board for terms ending May 31, 2016 and one individual for a term ending May 31, 2015.  
*(P. Aten, City Secretary)*
- (B) Discuss and consider authorizing the City Manager to approve a contract with Gallagher Benefit Services, Inc., for employee benefit management services.  
*(J. O'Connell, Human Resources Director)*
- (C) Discuss and consider authorizing the City Manager to issue bid documents for the Landa Park Golf Course Construction Project and pro-shop renovations.  
*(S. Dicke, Parks and Recreation Director)*
- (D) Discuss and consider possible action regarding the FY 2012-13 debt issuances of refunding bonds and the 2013 certificates of obligation.  
*(D. Korinchock, Support Services Director)*
- (E) Public hearing on community needs for development of the Community Development Block Grant (CDBG) Program Year 2014 One-Year Action Plan.  
*(D. Korinchock, Support Services Director)*
- (F) Public Hearing and first reading of an ordinance amending the Zoning Ordinance, Chapter 144, Section 144-2.1 in regards to traffic impact analysis requirements.  
*(G. Ford, Assistant City Engineer)*
- (G) Discuss and consider the first reading of an ordinance amending Chapter 118, Platting Code, Section 118-46 (k) Streets, revising standards for culs-de-sac.  
*(G. Ford, Assistant City Engineer)*

- (H) Discuss and consider approval of a conditional sign permit to allow an existing monument sign to be remodeled to include an electronic message sign for Canyon Middle School located at 2014 FM 1101 in the "R-2A" Single and Two-Family District.  
*(S. Mattingly, Planning and Community Development Director)*
- (I) Public hearing and first reading of an ordinance rezoning 158 E. Main Street from "R-2" Single-family and Two-family District to "C-1A" Neighborhood Business District.  
*(S. Mattingly, Planning and Community Development Director)*
- (J) Public hearing and first reading of an ordinance rezoning 8.758 acres located at 2280 Alyssa Way (also known as 2280 Highway 46 West) from "R-1" Single-family District to "C-1 B" General Business District.  
*(S. Mattingly, Planning and Community Development Director)*
- (K) Public hearing and first reading of an ordinance regarding a Special Use Permit to allow the drilling of a private water well to irrigate grapevines in the Vineyard at Gruene Subdivision at 1610 Gruene Vineyard Crossing, which is located in the Vineyard at Gruene Planned Development District.  
*(S. Mattingly, Planning and Community Development Director)*

## **6. 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 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 May 22, 2013, at 4:00 p.m.

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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.