



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



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

MONDAY, FEBRUARY 24, 2014 at 6:00 P.M.

Gale Pospisil, Mayor
George Green, Councilmember (District 1)
Aja Edwards, Councilmember (District 2)
Ron Reaves, Councilmember (District 3)

Sandy Nolte, Councilmember (District 4)
Bryan Miranda, Mayor Pro Tem (District 5)
Steven Digges, Councilmember (District 6)
Robert Camareno, 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 24, 2014 @ 6:00 P.M.

CALL OF ROLL: City Secretary

INVOCATION: Councilmember Aja Edwards

PLEDGE OF ALLEGIANCE & SALUTE TO THE TEXAS FLAG

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

PROCLAMATION: President George Washington Day

1. MINUTES

Discuss and consider approval of the minutes of the special and regular meetings of February 10, 2014.
(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 the City of New Braunfels FY 2013-14 first quarter investment report.
(D. Korinchock, Support Services Director)
- (B) Approval for the City Manager to execute a Memorandum of Understanding between the City of New Braunfels, Texas and New Braunfels Smokehouse, Inc. regarding the even exchange of 0.032 acres of land, respectively to realign North Guenther Avenue right of way to accommodate Quiet Zone Improvements and payment of associated closing costs.
(W. Martinez, Capital Projects Manager)
- (C) Approval of the renewal of an annual contract with Pristine Texas Rivers, Inc. for non-river litter pickup services in City park land.
(M. Quinones, Purchasing Manager)
- (D) Approval of the purchase of refuse and recycling containers from Toter, Inc. through the National Intergovernmental Purchasing Alliance contract and declaring the old containers surplus.
(M. Quinones, Purchasing Manager)
- (E) Approval of the renewal of a contract with Clean Harbors Environmental Services, Inc. for household hazardous waste collection services.
(M. Quinones, Purchasing Manager)
- (F) Approval of the renewal of an annual contract with Lower Colorado River Authority (LCRA) for radio service airtime and annual maintenance.
(M. Quinones, Purchasing Manager)
- (G) Approval of the buyout of an annual uniform contract with G & K Services, Inc. for the Fire Department.
(M. Quinones, Purchasing Manager)
- (H) Approval of a resolution authorizing the City Manager to enter into an Interlocal Agreement with Comal County to provide for delivery of green waste by the City of New Braunfels to the Comal County Rural Recycling Facility.
(M. Mundell, Solid Waste Manager)
- (I) Approval of a resolution and submission of a grant application to FY 2015 U.S. Department of Justice, Edward Byrne Memorial Justice Assistance Grant Program in the amount of \$44,475 and authorizing the City Manager to accept funds and to execute all contract documents associated with the grant if awarded.
(C. Keenum, Grants Coordinator)

Ordinances

(In accordance with Section 3.10 of the City Charter, a descriptive caption of each ordinance shall be read on two separate days.)

- (J) Approval of the second and final reading of an ordinance to repeal and replace the Code of Ordinances Chapter 138, Article VI, Sections 138-166 through 138-171, regarding Water Recreation Shuttle Services.
(P. Aten, City Secretary)
- (K) Approval of the second and final reading of an ordinance amending the Code of Ordinances Section 86-91 Golf Course Fees.
(S. Dicke, Parks and Recreation Director)
- (L) Approval of the first reading of an ordinance amending Section 114-98 (f) (5) of the City of New Braunfels Code of Ordinances to amend the maximum width of a one or two family driveway approach.
(G. Ford, Assistant City Engineer)
- (M) Approval of the first reading of an ordinance annexing approximately 4.910 acres of land at 1160 FM 1863, adjacent to the existing city limits.
(S. Mattingly, Planning and Community Development Director)
- (N) Approval of the first reading of an ordinance annexing approximately 29.337 acres of land on FM 1101 near FM 483, adjacent to the existing city limits.
(S. Mattingly, Planning and Community Development Director)

4. INDIVIDUAL ITEMS FOR CONSIDERATION

- (A) Discuss and consider possible action regarding river management fee.
(R. Reaves, Councilmember – District 3)
(This item has been placed on the agenda at the request of Councilmember Reaves.)
- (B) Discuss and consider approval of the second and final reading of an ordinance amending the Code of Ordinances Section 86-95 for Prince Solms Park and the City Tube Chute entrance fees; Hinman Island Park entrance fees.
(S. Dicke, Parks and Recreation Director)
- (C) Discuss and consider approval of the first reading of an ordinance amending the Code of Ordinances Section 86-101 Wristband; public exits, City Tube Chute, Prince Solms Park, Hinman Island Park; and Section 86-119 Fee payment; report.
(S. Dicke, Parks and Recreation Director)
- (D) Discuss and consider approval of the second and final reading of an ordinance repealing and replacing the Code of Ordinances Section 86-7 Operation of Vehicles in Parks Subsection (d) by adding new park fees, hours, and exceptions

for parking in Prince Solms Park and revising Subsection (b) by allowing authorized shuttle traffic on Hinman Island Drive.
(S. Dicke, Parks and Recreation Director)

- (E) Discuss and consider approval of budget amendments in the FY 2013-14 River Activities Fund Adopted Budget and authorization of eleven new seasonal positions.
(J. Werner, Management and Budget Coordinator)
- (F) Discuss and consider approval of the appointment of one individual to the New Braunfels Downtown Board for a term ending May 31, 2015.
(P. Aten, City Secretary)
- (G) Discuss and consider approval of the appointment of two individuals to serve as at-large members of the Historic Landmark Commission for terms ending April 7, 2016.
(P. Aten, City Secretary)
- (H) Discuss and consider approval of a resolution recommended by the New Braunfels Industrial Development Corporation authorizing a project expenditure of up to \$750,000 for an affordable housing development and providing a Resolution of Support for the Application to the Texas Department of Housing and Community Affairs.
(J. Jewell, Development Coordinator)
- (I) Discuss and consider approval of the second and final reading of an ordinance to amend the Code of Ordinances regarding New Braunfels Utilities (NBU) water rate schedules reflected in Chapter 130 – Utilities, Article IV – Water Service, Division 3 - Service Requests; Rates, Sec.130-167 Water Rates.
(P. DiFonzo, NBU CEO)
- (J) Public hearing and first reading of an ordinance amending the "Magnolia Springs" Planned Development District Concept Plan.
(S. Mattingly, Planning and Community Development Director)
- (K) Public hearing and first reading of an ordinance approving a Type 2 Special Use Permit for a Bed and Breakfast in the "R-2" Single and Two Family District located at 887 Cross Street.
(S. Mattingly, Planning and Community Development Director)
- (L) Public hearing and first reading of an ordinance amending the Code of Ordinances, Chapter 144, Section 5.3-2 Fences and Walls.
(S. Mattingly, Planning and Community Development Director)
- (M) Discuss and consider approval of an appeal of the Non-Residential and Multifamily Design Standards Articulation and Exterior Building Materials requirements for construction of a new gymnasium at New Braunfels Christian

Academy, located at 220 FM 1863.
(S. Mattingly, Planning and Community Development Director)

- (N) Discuss and consider approval of a variance to the Code of Ordinances, Chapter 114, Article III, Address Numbering for the lots within the Gruene Wald Subdivision.
(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.
- (D) Deliberate the appointment, employment, evaluation, reassignment, or duties of employee(s), City Manager, City Attorney, and/or Municipal Court Judge in accordance with Section 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 20, 2014, at 3:30 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.