



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

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



MONDAY, JANUARY 12, 2015 at 6:00 P.M.

Barron Casteel, Mayor
George Green, Councilmember (District 1)
Aja Edwards, Councilmember (District 2)
Ron Reaves, Mayor Pro Tem (District 3)

Sandy Nolte, Councilmember (District 4)
Wayne Peters, Councilmember (District 5)
Leah A. García, 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: January 12, 2015 @ 6:00 P.M.

CALL OF ROLL: City Secretary

INVOCATION: Councilmember George Green

PLEDGE OF ALLEGIANCE & SALUTE TO THE TEXAS FLAG

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

PROCLAMATIONS: Martin Luther King, Jr. Day
National Blood Donor Month
Wassailfest Winners

1. **MINUTES**
Discuss and consider approval of the minutes of the special and regular meetings of December 8, 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 Barron Casteel)
3. **CONSENT AGENDA**
All items listed below are considered to be routine and non-controversial by the City 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 appointment of three individuals to the Arts Commission; two individuals for terms ending January 31, 2018, and one individual for a term ending January 13, 2016.
(P. Aten, City Secretary)
- (B) Approval of the appointment of four individuals to the Community Development Advisory Committee; three individuals for terms expiring December 13, 2017, and one individual for a term expiring December 13, 2015.
(P. Aten, City Secretary)
- (C) Approval of the appointment of one individual to the Construction Board of Appeals for a term ending February 24, 2018.
(P. Aten, City Secretary)
- (D) Approval of the appointment of one individual as an alternate to the Zoning Board of Adjustments for a term ending May 31, 2016.
(P. Aten, City Secretary)
- (E) Approval of a resolution and ratification of the City's submission of a grant application to the Texas Department of Transportation through the Texas Traffic Program's Selective Traffic Enforcement Program (STEP) for up to \$83,840 and authorizing the City Manager to accept funds and to execute all contract documents associated with the grant if awarded.
(T. Wibert, Police Chief)
- (F) Approval of the purchase of four utility vehicles (Gators) from Austin Turf and Tractor through a Buyboard Cooperative contract for the Parks and Recreation Department.
(M. Quinones, Purchasing Manager)
- (G) Approval to renew the annual contract with the Lower Colorado River Authority (LCRA) for radio service airtime and annual maintenance, and the purchase of 10 new radios.
(M. Quinones, Purchasing Manager)
- (H) Approval of the purchase of replacement firefighter bunker gear from NAFECO, Inc. and declaring the old bunker gear surplus.
(K. Jacks, Fire Chief)
- (I) Approval of the City of New Braunfels FY 2013-14 fourth quarter investment report.
(M. Simpson, Finance 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.)

- (J) Approval of the second and final reading of an ordinance establishing fees for Fischer Park.
(S. Dicke, Parks and Recreation Director)
- (K) Approval of the second and final reading of an ordinance regarding a Type 1 Special Use Permit to allow parking that is associated with the proposed adjacent auto body repair use in the "C-3" Commercial District, on 0.16 acres of land out of the John Thompson Survey No. 21 located at 348 IH 35 South.
(S. Mattingly, Planning and Community Development Director)

4. INDIVIDUAL ITEMS FOR CONSIDERATION

- (A) Discuss and consider possible direction to staff regarding a possible ordinance that would prohibit the use of a hand-held mobile communication device to engage in a phone call; or send, read, or write a text message; or engage in any other use of the device while operating a moving motor vehicle.
(W. Peters, Councilmember – District 5)
(This item has been placed on the agenda at the request of Councilmember Peters.)
- (B) Discuss and consider approval of the appointment of three individuals to the Landa Park Golf Course Advisory Board for terms ending December 31, 2017.
(P. Aten, City Secretary)
- (C) Discuss and consider approval of the appointment of two individuals to the New Braunfels Housing Authority Board of Commissioners for terms ending January 22, 2017.
(P. Aten, City Secretary)
- (D) Discuss and consider approval of the appointment of a Councilmember to the Lone Star Rail District Board of Directors for a term ending February 1, 2017.
(P. Aten, City Secretary)
- (E) Discuss and consider approval of a budget amendment in the Child Safety Fund to increase the number of authorized seasonal Crossing Guard positions for the New Braunfels Police Department.
(T. Wibert, Chief of Police)
- (F) Discuss and consider approval of the first reading of an ordinance amending Chapter 138, Article V. – Vehicle Storage Facilities and Towing of Vehicles by adopting a new wrecker rotation system for police incident management tows.

- (T. Wibert, Chief of Police)*
- (G) Discuss and consider approval of a change order for third party funding regarding the proposed traffic signal at FM 1101 and FM 306 (Creekside Crossing).
(G. Ford, City Engineer)
- (H) Discuss and consider approval of an ordinance authorizing the issuance of "City of New Braunfels, Texas, Utility System Revenue Bonds, Series 2015"; pledging the net revenues of the City's Waterworks, Sanitary Sewer and Electric Light and Power Systems to the payment of the principal of and interest on said bonds; enacting provisions incident and related to the issuance, payment, security, sale and delivery of said bonds; establishing procedures for the sale and delivery of said Bonds; delegating matters relating to the sale and issuance of said Bonds to authorized City and Systems officials and providing an effective date.
(P. DiFonzo, NBU CEO)
- (I) Public hearing and possible approval of the first reading of an ordinance amending Chapter 144, Zoning, with the establishment of Section 3.8-7, Walnut Neighborhood Special District with Sub-districts on approximately 7 acres that is located on the west side of Walnut Avenue extending from Katy Street south to approximately 250 feet south of W. Coli Street.
(S. Mattingly, Planning and Community Development Director)
- (J) Public hearing and approval of the first reading of an ordinance rezoning 1.072 acres out of the Henry Foster Survey No. 34, located at 617 Gruene Road, from "R-2" Single-family and Two-family District to "C-1A" Neighborhood Business District.
(S. Mattingly, Planning and Community Development Director)
- (K) Public hearing and approval of the first reading of an ordinance regarding the rezoning of 49.51 acres from "C-1 II Local Business District and "R-1A-6.6" Single-Family District to "Parkridge Estates" Planned Development District (PREPD) with concept plan, located on the south side of West County Line Road between North Ranch Estates Boulevard and Cornerstone Drive.
(S. Mattingly, Planning and Community Development Director)
- (L) Public hearing and approval of the first reading of an ordinance regarding the proposed rezoning of approximately 36.7 acres out of the John Thompson Survey No. 21, Abstract No. 608, located northwest of the intersection of S. Rueckle Road and Morningside Drive, from "APD" Agricultural/Pre-Development District to "MUS" High Intensity Mixed Use District.
(S. Mattingly, Planning and Community Development Director)
- (M) Discuss and consider approval of a waiver to the sidewalk requirement for Christ Our King Subdivision.
(S. Mattingly, Planning and Community Development Director)

- (N) Discuss and consider approval of a conditional sign permit in the "West Village at Creekside" Planned Development District at the intersection of FM 1101 and Rainy Creek.
(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 January 7, 2015, at 10:00 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.