



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

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



MONDAY, JANUARY 11, 2016 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)

Chris Monceballez, 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 11, 2016 @ 6:00 P.M.

CALL OF ROLL: City Secretary

INVOCATION: Mayor Pro Tem Ron Reaves

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 Mentoring Month

PRESENTATIONS: Parkland Dedication Ordinance
(S. Dicke, Parks and Recreation Director)

Proposed Affordable Senior Housing on Goodwin Lane
(J. Jewell, Development Coordinator)

1. MINUTES

Discuss and consider approval of the minutes of the special and regular meetings of December 14 and the special meeting of December 7, 2015.
(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 reappointment of one individual to the Arts Commission for a term ending January 31, 2019.
(P. Aten, City Secretary)
- (B) Approval of the appointment of two individuals to the Heritage Commission for terms ending March 11, 2019.
(P. Aten, City Secretary)
- (C) Approval of the appointment of three individuals to the New Braunfels Housing Authority Board of Commissioners for terms ending January 22, 2018.
(P. Aten, City Secretary)
- (D) Approval of the appointment of one individual to the Animal Services Advisory Board for a term ending November 1, 2016.
(P. Aten, City Secretary)
- (E) Approval of the appointment of one individual as an alternate to the Building Standards Commission for a term ending October 26, 2016.
(P. Aten, City Secretary)
- (F) Approval of the appointment of one individual to the Landa Park Golf Course Advisory Board for a term ending December 31, 2018.
(P. Aten, City Secretary)
- (G) Approval of a purchase from Dell of desktops and laptops through a State of Texas Department of Information Resources (DIR) Contract.
(T. Cochrane, Information Technology Director)
- (H) Approval of a budget amendment in the FY 2015-16 Grant Fund and 2013 Bond Program Fund.
(J. Werner, Assistant Finance Director)
- (I) Approval of a resolution and the ratification of a grant application submission to the Alamo Area Council of Governments (AACOG) Regional Solid Waste Grants program in the amounts of \$1,600 and \$20,000, and authorizing the City Manager

to accept funds and to execute all contract documents associated with the grant, if awarded.

(M. Valadez, Grants Coordinator)

- (J) Approval of purchases of vehicles from Silsbee Ford, Grapevine Dodge Chrysler Jeep, and Griffith Ford Seguin.
(K. LaPointe, Buyer)
- (K) Approval to renew a lease agreement with Seidel Properties for the Fire Department training division facility at 1311-A Industrial Drive.
(B. Woods, Capital Programs Manager)

Ordinances

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

- (L) Approval of the second and final reading of an ordinance amending Section 126-346(f)(1), Section 126-368(a), Section 126-368(b), and Section 126-368(d) of the Code of Ordinances to revise parking restrictions on W. Lincoln Street from the middle of the bridge at the Comal River to S. Union Avenue.
(G. Ford, City Engineer)

4. INDIVIDUAL ITEMS FOR CONSIDERATION

- (A) Discuss and consider approval of a Master Plan for an All Abilities Park for the purposes of fundraising and the guidance of future park development.
(S. Dicke, Parks and Recreation Director)
- (B) Discuss and consider possible direction to staff regarding the development of a River Properties Master Plan.
(C. Monceballez, Councilmember – District 4)
(This item has been placed on the agenda at the request of Councilmember Monceballez.)
- (C) Discuss and consider approval of an ordinance amending Sections 86-119 and 138-170(i) of the Code of Ordinances by increasing the River Management Fee from \$1.50 to \$2.00; and the appropriate budget amendment.
(K. Aday, Assistant City Manager)
- (D) Discuss and consider approval of the first reading of an ordinance amending the Code of Ordinances Section 86-7 Operation of Vehicles in Parks Subsection (d) (1) to add parking fees in the Elizabeth Street lots at Landa Park, and the appropriate budget amendment.
(K. Aday, Assistant City Manager)

- (E) Discuss and consider approval of the first reading of an ordinance repealing Chapter 18, Article V of the Code of Ordinances and replacing it with a new Chapter 18, Article V that does not reference fire alarm(s) or the fire department.
(P. O'Connell, Fire Marshal)
- (F) Public hearing and approval of the first reading of an ordinance regarding the rezoning of 84.65 acres out of the A.M. Esnaurizar Survey, Abstract No. 1, Subdivisions No. 61 & 62, Comal County, Texas, from "R-2A" Single and Two-Family District and "APD" Agricultural/Pre-Development District, to "August Fields" Planned Development District (AFPD), with a Concept Plan.
(C. Looney, Planning and Community Development Director)
- (G) Public hearing and approval of the first reading of an ordinance regarding a Type 2 Special Use Permit to allow the short term rental of a house in the "R-3" Multifamily District, addressed at 1683 Kuehler Avenue.
(C. Looney, Planning and Community Development Director)
- (H) Public hearing and approval of the first reading of an ordinance regarding the rezoning of approximately 8.5 acres, Lots 1-20 of the Gruene Wald Subdivision, located west of the intersection of Cypress Bend Cove and Rolling Rapids Drive, from "R-1" Single Family District to "Gruene Wald" Planned Development District (GWPD) with a detail plan.
(C. Looney, Planning and Community Development Director)
- (I) Public hearing and approval of the first reading of an ordinance rezoning approximately 15.07 acres out of the A. M. Esnaurizar Eleven League Grant, addressed at 1141 Highway 46 South, from "R-3L" Multifamily Low Density with a Special Use Permit to allow 16 units per acre; "C-1A" Neighborhood Business; and "APD" Agricultural/Pre-Development Districts to "R-3H" Multifamily High Density District.
(C. Looney, Planning and Community Development Director)
- (J) Discuss and consider approval of a waiver from the requirement to construct sidewalks along Old Bear Creek Road for the Wiedenfeld Subdivision Final Plat.
(C. Looney, Planning and Community Development Director)
- (K) Discuss and consider approval of a waiver to allow escrow for the cost of a 4-foot wide sidewalk adjacent to Klein Road rather than construction of the sidewalk for the Dean Subdivision Master Plan.
(C. Looney, Planning and Community Development Director)
- (L) Discuss and consider approval of a waiver from the requirement to construct sidewalks throughout the Brandt Ranch Subdivision Master Plan.
(C. Looney, Planning and Community Development Director)
- (M) Discuss and consider approval of a waiver from the requirement to construct sidewalks along Charismatic Lane for the Green Pastures Final Plat.

(C. Looney, 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 issues regarding economic development negotiations in accordance with Section 551.087, of the Texas Government Code, including but not limited to:
- Wal-Mart Industrial District Agreement
- (B) 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, specifically:
- Carowest Land, Ltd. v. Yantis Company, and the City of New Braunfels (2010 and 2015 cases).
 - Yantis Company v. the City of New Braunfels, et al.

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).*

6. RECONVENE INTO OPEN SESSION AND TAKE ANY NECESSARY ACTION RELATING TO THE EXECUTIVE SESSION AS DESCRIBED ABOVE.

CERTIFICATION

I hereby certify the above Notice of Meeting was posted on the bulletin board at the New Braunfels Municipal Building on January 6, 2016, at 4:00 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.