

REGULAR CITY COUNCIL MEETING
NEW BRAUNFELS MUNICIPAL BUILDING - CITY COUNCIL CHAMBERS
424 S. CASTELL AVENUE
JUNE 25, 2007 – 6:00 P.M.

*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.*

AGENDA

CALL TO ORDER: JUNE 25, 2007 @ 6:00 P.M.

CALL OF ROLL: CITY SECRETARY

PLEDGE OF ALLEGIANCE/SALUTE TO THE TEXAS FLAG

INVOCATION: DISTRICT 4 COUNCILMEMBER PAT WIGGINS

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

1. **MINUTES**
CONSIDER APPROVING THE MINUTES OF (A) THE SPECIAL MEETING OF JUNE 11, 2007, AND (B) THE REGULAR MEETING OF JUNE 11, 2007. **Pages 1-13**
M. Resendez, City Secretary
2. **PRESENTATION** - LEGISLATIVE BRIEFING FROM SUSAN ROCHA, ATTORNEY WITH DENTON, NAVARRO, ROCHA & BERNAL. **Page 14**
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. **Page 15**
Mayor Bruce Boyer
4. **CONSENT AGENDA** **Pages 16-44**
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.
 - (A) APPROVAL OF THE FIRST READING OF AN ORDINANCE ABANDONING 0.405 ACRES OF STREET RIGHT-OF-WAY OFF ALTGELT LANE NEAR LOOP 337.
F. Robbins, Planning Director **Pages 17-25**
 - (B) APPROVAL OF THE FIRST READING OF AN ORDINANCE ANNEXING 149.575 ACRES ON THE NORTHWEST SIDE OF LOOP 337, APPROXIMATELY 3,000 FEET NORTH OF THE INTERSECTION OF LANDA AND LOOP 337, AND ADOPTING A SERVICE PLAN. **Pages 26-37**
F. Robbins, Planning Director

- (C) APPROVAL FOR PURCHASE OF PROFESSIONAL SERVICES FROM MR. JAMES GIESICK FOR INFORMATION TECHNOLOGY SERVICES CONSULTING. Page 38
D. Korinchock, Chief Financial Officer
- (D) APPROVAL FOR STAFF TO PROCEED WITH A 2007 FY BUDGET TRANSFER OF MONIES FOR THE FIRE DEPARTMENT POSITIONS APPROVED DURING THE JUNE 11, 2007 REGULAR CITY COUNCIL MEETING. Page 39
J. Herber, Fire Chief
- (E) APPROVAL OF A CONTRACT WITH CH2M HILL FOR CONSTRUCTION INSPECTION SERVICES AND PLAN REVIEWS WHICH WILL BE REIMBURSED BY THE DEVELOPERS OF CREEKSIDE – NEWQUEST PROPERTIES. Page 40
R. Kinsey, Bldg. Official
- (F) APPROVAL OF A RESOLUTION BY THE CITY OF NEW BRAUNFELS, TEXAS APPROVING AND AUTHORIZING THE PUBLICATION OF A NOTICE RELATING TO THE EXPENDITURE OF NEW BRAUNFELS INDUSTRIAL DEVELOPMENT CORPORATION FUNDS FOR INFRASTRUCTURE NECESSARY TO DEVELOP THE CREEKSIDE PROJECT; AND OTHER MATTERS IN CONNECTION THEREWITH.
M. Harrison, Pres. NBIDC Pages 41-44

5. INDIVIDUAL ITEMS FOR CONSIDERATION

- (A) DISCUSS AND CONSIDER AUTHORIZATION TO REALLOCATE FUNDS FROM THE WEST LOOP PARK PROJECT TO THE EIKEL FIELD SKATE PARK IN CITY COUNCIL DISTRICT FIVE. Page 45
S. Laird, Parks & Recreation Dir.
- (B) DISCUSS AND CONSIDER THREE APPOINTMENTS TO THE CITY OF NEW BRAUNFELS AIRPORT ADVISORY BOARD FOR TERMS ENDING MAY 12, 2010.
M. Resendez, City Secretary Pages 46-59
- (C) DISCUSS AND CONSIDER THREE APPOINTMENTS TO THE CITY OF NEW BRAUNFELS PLANNING AND ZONING COMMISSION FOR TERMS ENDING MAY 31, 2010. Page 60
M. Resendez, City Secretary
- (D) DISCUSS AND CONSIDER APPOINTMENTS TO THE CITY OF NEW BRAUNFELS ZONING BOARD OF ADJUSTMENTS FOR TWO REGULAR AND TWO ALTERNATE TERMS EXPIRING MAY 31, 2009. Pages 61-63
M. Resendez, City Secretary
- (E) DISCUSS AND CONSIDER SETTING A WORKSESSION DATE WITH THE PLANNING COMMISSION CONCERNING BUILDING DESIGN STANDARDS AND NEW SIGN ORDINANCE. Page 64
F. Robbins, Planning Director
- (F) PUBLIC HEARING AND FIRST READING OF AN ORDINANCE REZONING LOT 3R, BLOCK 1, N & M SUBDIVISION, LOCATED AT 331 AND 333 WATER LANE, FROM “R-2 SINGLE AND TWO FAMILY DISTRICT” TO “R-3L MULTIFAMILY LOW DENSITY DISTRICT”. Pages 65-73
F. Robbins, Planning Director

- (G) PUBLIC HEARING AND FIRST READING OF AN ORDINANCE REZONING LOT 2, BLOCK 9, GREEN VALLEY SUBDIVISION, LOCATED AT 104 MELODY LANE, FROM "B-1 CONVENTIONAL AND MOBILE HOME DISTRICT" TO "C-O COMMERCIAL OFFICE DISTRICT". Pages 74-83
F. Robbins, Planning Director
- (H) PUBLIC HEARING AND FIRST READING OF AN ORDINANCE REZONING LOT 18, BLOCK 4050, LOCATED AT 541 S. WALNUT AVENUE, FROM "R-3 MULTIFAMILY DISTRICT" TO "C-1B GENERAL BUSINESS DISTRICT". Pages 84-92
F. Robbins, Planning Director
- (I) PUBLIC HEARING AND FIRST READING OF AN ORDINANCE REZONING AN AREA BOUNDED GENERALLY BY CROSS STREET, STONEWALL STREET, GRAPE AVENUE AND LIVE OAK AVENUE, KNOWN AS AREA 4, FROM "R-3 MULTIFAMILY DISTRICT" TO "R-1A-6.6 SINGLE-FAMILY DISTRICT". Pages 93-108
F. Robbins, Planning Director
- (J) PUBLIC HEARING AND FIRST READING OF AN ORDINANCE REZONING APPROXIMATELY 37 ACRES BOUNDED BY SOUTH UNION ST., LINCOLN ST., SOUTH GRANT ST., AND MATHER ST., KNOWN AS AREA 6, FROM "R-2 SINGLE AND TWO FAMILY DISTRICT" TO "R-1A-6.6 SINGLE FAMILY DISTRICT". Pages 109-127
F. Robbins, Planning Director
- (K) PUBLIC HEARING AND FIRST READING OF AN ORDINANCE REZONING 1095 W. BRIDGE FROM "R-2 SINGLE AND TWO FAMILY DISTRICT" TO "C-1A NEIGHBORHOOD BUSINESS DISTRICT". Pages 128-140
F. Robbins, Planning Director
- (L) PUBLIC HEARING AND FIRST READING OF AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR 1719 SH 46 S FOR THE JOINT USE OF A SINGLE FAMILY RESIDENCE AND RETAIL GUN SHOP IN A "C-1 LOCAL BUSINESS DISTRICT".
F. Robbins, Planning Director Pages 141-153
- (M) PUBLIC HEARING AND FIRST READING OF AN ORDINANCE APPROVING THE AMENDED DETAIL PLAN FOR THE AVERY PARK SUBDIVISION. Pages 154-166
F. Robbins, Planning Director
- (N) PUBLIC HEARING AND FIRST READING OF AN ORDINANCE REZONING AN 85.25 ACRE TRACT OF LAND LOCATED AT THE SOUTHEAST CORNER OF FM 725 AND EAST COUNTY LINE ROAD, FROM "APD AGRICULTURAL PRE-DEVELOPMENT DISTRICT" AND "R-1 SINGLE-FAMILY DISTRICT" TO "C-1B GENERAL BUSINESS DISTRICT", "ZH-A ZERO LOT LINE HOME DISTRICT" AND "R-1A-6.6 SINGLE-FAMILY DISTRICT", WITH ADDITIONAL RESTRICTIONS. Pages 167-202
F. Robbins, Planning Director
- (O) DISCUSS AND CONSIDER APPROVAL OF THE FIRST READING OF AN ORDINANCE APPROVING THE PROJECT PLAN AND REINVESTMENT ZONE FINANCING PLAN FOR REINVESTMENT ZONE NUMBER ONE, CITY OF NEW BRAUNFELS, TEXAS AS RECOMMENDATED BY THE REINVESTMENT ZONE NUMBER ONE BOARD OF DIRECTORS. Pages 203-236
M. Morrison, City Mgr.

6. **EXECUTIVE SESSION – CONFERENCE ROOM B**

In accordance with Texas Government Code, Subchapter D, the City Council may convene in a closed session. **After the Executive Session discussion on any of the following items, any final action or vote taken will be in public.**

- (A) CONSULTATION WITH CITY'S ATTORNEY IN ACCORDANCE WITH SECTION 551.071 OF THE TEXAS GOVERNMENT CODE, PENDING LITIGATION –
STOP THE ORDINANCES PLEASE v. CITY OF NEW BRAUNFELS **Page 237**

City Council reserves the right to hear any of the above described agenda items that qualify for an executive session in an executive session by publicly announcing the applicable section number of the Open Meetings Act (Chapter 551 of the Texas Government Code) that justifies executive session treatment.

7. **REPORTS** **Page 238**

- a) CITY COUNCIL'S REPORT
- b) STAFF REPORTS

ADJOURNMENT

CERTIFICATION

I hereby certify the above Notice of Meeting was posted on the Bulletin Board at the New Braunfels Municipal Building on June 21, 2007 at 11:30 a.m.



Michael A. Resendez

Michael A. Resendez, 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.