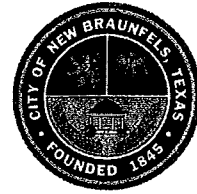




**CITY OF NEW BRAUNFELS, TEXAS  
SPECIAL CITY COUNCIL MEETING**

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



**MONDAY, FEBRUARY 22, 2010 at 4:30 P.M.**

R. Bruce Boyer, Mayor  
Richard Zapata, Councilmember (District 1)  
Mark Goodner, Councilmember (District 2)  
Mike Ybarra, Councilmember (District 3)  
Sandy Nolte, Councilmember (District 4)  
Kathleen Krueger, Mayor Pro Tem (District 5)  
Steven Digges, Councilmember (District 6)  
Michael Morrison, 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.***

**AGENDA**

**CALL TO ORDER:** February 22, 2010 @ 4:30 P.M.

**CALL OF ROLL:** City Secretary

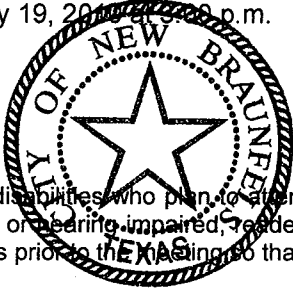
- (A) Presentation, discussion and action regarding the FY 2008-09 audit performed by Davis, Kinard and Company, P.C.  
*(D. Korinchock, Support Services Director)*
- (B) Presentation and discussion regarding the status of the FY 2009-10 Adopted Budget.  
*(D. Korinchock, Support Services Director)*
- (C) Discussion and action regarding amendments to the FY 2009-10 Capital Improvement Projects' Adopted Budgets.  
*(D. Korinchock, Support Services Director)*
- (D) Presentation, discussion, and action regarding the Solid Waste Residential, Recycling, and Commercial Rates, proposed operational changes and the appropriate budgetary transfer.  
*(S. Ramsey, Public Works Director)*
- (E) Discussion and action regarding approval for the City Manager to enter into a contract with SunGard Public Sector, Inc. – ONESolution for a financial and human resources software system upgrade.  
*(D. Korinchock, Support Services Director/ J. Chapa, Project Manager)*

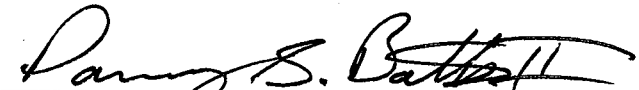
***NOTE: The City Council reserves the right to retire into executive session concerning any of the items listed on this Agenda whenever it is considered necessary and legally justified under the Open Meetings Act (Chapter 551 of the Texas Government Code).***

**ADJOURNMENT**

**CERTIFICATION**

I hereby certify the above Notice of Meeting was posted on the Bulletin Board at the New Braunfels Municipal Building on February 19, 2010 at 3:08 p.m.



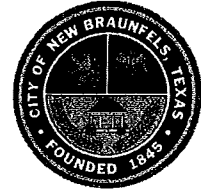
  
\_\_\_\_\_  
Danny S. Batts II, Deputy City Secretary

**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.



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

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



**MONDAY, FEBRUARY 22, 2010 at 6:00 P.M.**

R. Bruce Boyer, Mayor  
Richard Zapata, Councilmember (District 1)  
Mark Goodner, Councilmember (District 2)  
Mike Ybarra, Councilmember (District 3)

Sandy Nolte, Councilmember (District 4)  
Kathleen Krueger, Mayor Pro Tem (District 5)  
Steven Digges, Councilmember (District 6)  
Michael Morrison, 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 22, 2010 @ 6:00 P.M.

**CALL OF ROLL:** City Secretary

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

**INVOCATION:** Councilmember Richard Zapata

**PROCLAMATION:** Arbor Day

**RECOGNITION:** American Planning Association-San Antonio Section  
Project Category Award to the City of New Braunfels  
for the Sophienburg Hill Historic District.

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

**1. MINUTES**

Consider approving the minutes of the special meeting of February 8, 2010, and the regular meeting of February 8, 2010.  
(M. Resendez, 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 Boyer

### 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 renewal of the annual contract with Graphic Packaging International, Inc. for green waste bags.  
*(M. Quinones, Purchasing Manager)*
- (B) Approval of a resolution authorizing the City Manager to enter into an Agreement with Richard J. Leidl, P.C. for federal legislative services on behalf of the City of New Braunfels.  
*(M. Morrison, City Manager)*
- (C) Approval of a resolution calling for an election and establishing procedures for regular City Officers' election to be held on May 8, 2010.  
*(M. Resendez, City Secretary)*
- (D) Approval of the addition of awarded non-police interceptor vehicle to the Police Department fleet.  
*(R. Everett, Police Chief)*
- (E) Approval of the renewal of the annual contract with JP Morgan Chase Bank for bank depository services.  
*(M. Quinones, Purchasing Manager)*
- (F) Approval of the purchase of ammunition for the Police Department from GT Distributors, Inc. through a BuyBoard Purchasing Cooperative Contract.  
*(M. Quinones, Purchasing Manager)*
- (G) Approval of a license agreement between the City of New Braunfels and Mill Street Square, LLC.  
*(S. Mattingly, Planning and Community Development Director)*

#### Ordinances

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

- (H) Approval of the first reading of an ordinance amending the Code of Ordinances amending the Civic Center Rental Rates.  
*(M. Scott, Civic Center Manager)*

- (I) Approval of the second and final reading of an ordinance designating the Spring Fed Pool in Landa Park as a historic landmark.  
*(S. Mattingly, Planning and Community Development Director)*
- (J) Approval of the second and final reading of an ordinance granting a Special Use Permit to allow for short term rentals in the "M-1 Light Industrial District" located at 342 N. Market Avenue.  
*(S. Mattingly, Planning and Community Development Director)*
- (K) Approval of the first reading of an ordinance amending the Code of Ordinances of the City of New Braunfels, Texas by modifying Section 126 to establish speed limits on FM 725 from approximately 550 feet south of Rosa Parks Drive to the south city limits.  
*(J. Klein, City Engineer)*

**4. INDIVIDUAL ITEMS FOR CONSIDERATION**

- (A) Presentation, discussion and action regarding the FY 2008-09 audit performed by Davis, Kinard and Company, P.C.  
*(D. Korinchock, Support Services Director)*
- (B) Presentation and discussion regarding the status of the FY 2009-10 Adopted Budget.  
*(D. Korinchock, Support Services Director)*
- (C) Discussion and action regarding amendments to the FY 2009-10 Capital Improvement Projects' Adopted Budgets.  
*(D. Korinchock, Support Services Director)*
- (D) Presentation, discussion, and action regarding the Solid Waste Residential, Recycling, and Commercial Rates, proposed operational changes and the appropriate budgetary transfer.  
*(S. Ramsey, Public Works Director)*
- (E) Discussion and action regarding approval for the City Manager to enter into a contract with SunGard Public Sector, Inc. – ONESolution for a financial and human resources software system upgrade.  
*(D. Korinchock, Support Services Director/ J. Chapa, Project Manager)*

These items may be discussed and acted upon by City Council at  
the 2/22/10 Special City Council Meeting at 4:30 pm

- (F) Discuss and consider approval of the second and final reading of an ordinance expanding the Sophienburg Hill Historic District by the addition of Magazine Avenue bounded by Coll and Jahn Streets.  
*(S. Mattingly, Planning and Community Development Director)*

- (G) Public hearing and first reading of an ordinance granting a Special Use Permit to allow a single-family residence to be used for short term rentals in the "R-2 Single and Two Family District" located at 1262 Sleepy Hollow Lane.  
(S. Mattingly, Planning and Community Development Director)
- (H) Public hearing and first reading of an ordinance granting a Special Use Permit to allow a single-family residence to be used for short term rentals in the "R-2 Single and Two Family Residential District" located at 1378 Sleepy Hollow Lane.  
(S. Mattingly, Planning and Community Development Director)
- (I) Public hearing and first reading of an ordinance granting a Special Use Permit to allow a banquet hall and classic car show room and restoration shop in a "C-1A Neighborhood Business District," located at 1372 Hanz Drive.  
(S. Mattingly, Planning and Community Development Director)
- (J) Discuss and consider approval of a conditional sign permit for Gruene Market Days to allow temporary signs to be located at 936 Loop 337, 1412 Common Street and 1176 FM 306.  
(S. Mattingly, Planning and Community Development Director)
- (K) Discuss and consider approval of the first reading of an ordinance establishing a Downtown Development Board (DDB) and adopting bylaws.  
(S. Mattingly, Planning and Community Development Director)
- (L) Discuss and consider plans for permitted parking related to river activity.  
(S. Mattingly, Planning and Community Development Director)
- (M) Discuss and consider the first reading of an ordinance to modify Sec. 138-166, Sec. 138-167, Sec. 138-168, Sec. 138-169, and Sec. 138-170, Water Recreation Shuttle services.  
(N. Pence, River Activities Manager)
- (N) Discuss and consider approval for the City Manager to execute a contract with RPGA Design Group, Inc. for design services of Fire Station #4.  
(R. Camareno, Assistant City Manager)

## 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.  
(A. Wayland, City Attorney)

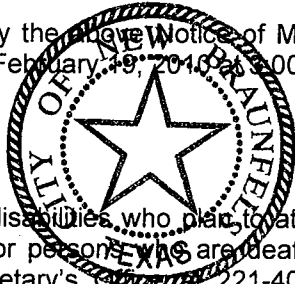
- (B) Deliberate issues regarding economic development negotiations in accordance with Section 551.087, of the Texas Government Code.  
(A. Wayland, City Attorney)
  
- (C) Deliberate pending/contemplated litigation, settlement offer(s), and matters concerning privileged and unprivileged client information 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.  
(A. Wayland, City Attorney)

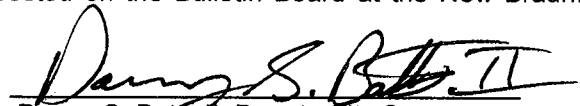
**NOTE:** The City Council reserves the right to retire into executive session concerning any of the items listed on this Agenda whenever it is considered necessary and legally justified under the Open Meetings Act (Chapter 551 of the Texas Government Code).

**ADJOURNMENT**

**CERTIFICATION**

I hereby certify the above Notice of Meeting was posted on the Bulletin Board at the New Braunfels Municipal Building on February 19, 2010 at 3:00 p.m.



  
Danny S. Batts II, Deputy 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.