

**MINUTES
OF THE NEW BRAUNFELS CITY COUNCIL
REGULAR MEETING OF MONDAY, OCTOBER 22, 2018**

The City Council of the City of New Braunfels, Texas, met in a regular session on October 22, 2018, at 6:00 p.m.

City Councilmembers present were:

Present: 7 - Mayor Barron Casteel, Councilmember Shane Hines, Councilmember Justin Meadows, Councilmember Harry Bowers, Councilmember Matthew E. Hoyt, Mayor Pro Tem Wayne Peters, and Councilmember Leah García

PROCLAMATIONS:

A) Municipal Courts Week

Mayor Casteel proclaimed November 5-9, 2018, as Municipal Courts Week.

B) Wurstfest

Mayor Casteel proclaimed November 2-11, 2018, as Wurstfest.

PRESENTATIONS:

A) Wurstfest

Eric Couch and Michael Meek presented information about Wurstfest.

B) Certificate of Achievement for Planning Excellence

Chris Looney presented the Certificate of Achievement for Planning Excellence to the City of New Braunfels.

C) Comprehensive Plan Award

Chance Sparks presented the Comprehensive Award to the City of New Braunfels.

D) 1998 Flood Commemoration

Robert Camareno presented a commemoration of the 1998 Flood.

1. MINUTES

A) Discuss and consider approval of the minutes of the special City Council meeting of October 1, 2018, and the regular City Council meeting of October 8, 2018.

Mayor Casteel read the aforementioned caption.

Councilmember Hines moved to approve the item. Councilmember Garcia seconded the motion which passed unanimously.

2. CITIZENS' COMMUNICATIONS

This time is for citizens to address the City Council on issues and items of concerns not on this agenda. There will be no City Council action at this time.

Mayor Casteel read the aforementioned caption.

No one spoke.

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 four individuals to the Building Standards Commission for terms ending October 26, 2020.
- B) Approval of a contract with Arcadis U.S., Inc for professional services associated with implementation of the Dry Comal Creek and Comal River Watershed Protection Plan.
- C) Approval of a License Agreement with the Union Pacific Railroad to construct storm drain improvements within the Union Pacific Right of Way for the Live Oak/Katy Street Drainage Improvements Project as part of the 2013 Bond Program.
- D) Approval of the purchase of five rear load, two side load, and one grapple garbage collection vehicles from Chastang's Bayou City Autocar and Freightliner of Austin, through the Buyboard contracts.
- E) Approval of budget transfers in the FY 2017-18 General Fund, Golf Fund, and Solid Waste Fund.
- F) Approval of annual routine recurring expenditures for FY 2018-19 in

accordance with City Charter Section 9.17.

- G) Approval of the renewal of annual contracts for ambulance billing and related professional services, and litter and floating vegetation removal services.
- H) Approval of a contract with C-3 Environmental Specialties, Inc. for the construction of rain garden filtration systems and approval authority for the City Manager to approve any changes up the contingency amount for project expenditures as part of the Panther Canyon Erosion Control Improvements included in the 2013 Bond Program.
- I) Approval of annual contracts with Flasher Equipment Company and Roadway Striping Inc. for pavement marking services on an as-needed basis for the city.
- J) Approval of a contract modification to HMT Engineering for the proposed 2019 Bond Citywide Street projects on Lakeview Blvd. and California Blvd.
- K) Approval to authorize the City Manager to enter into a development agreement between the City of New Braunfels and August Fields, LP for drainage modifications and roadway connection as part of the Alves Lane Improvements Project.
- L) Approval of an annual contract with Paula Harper d/b/a Community Solutions TX to provide grant management and administration services for the City's Community Development Block Grant program.
- M) Approval of a resolution approving a recommendation of the New Braunfels Economic Development Corporation to approve an authorized project expenditure and to enter into a professional services agreement with the Greater New Braunfels Chamber of Commerce, Inc. for a two-year period beginning October 1, 2018.
- N) Approval of the temporary road closure for portions of Liberty Avenue, East and West San Antonio Street, North and South Seguin Avenue, and the entirety of Main Plaza on December 1, 2018.

Ordinances

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

- O) Approval of the second and final reading of an ordinance designating

0.124 acres out of City Block 4062, Lot 3, addressed as 546 South Academy Avenue, as a Historic Landmark to be known as the Bartels-Kelly House.

- P) Approval of the second and final reading of an ordinance regarding a proposed rezoning to apply a Special Use Permit to allow the short term rental of a single family residence in the "C-1" Local Business District addressed at 132 East North Street.
- Q) Approval of the second and final reading of an ordinance amending Chapter 138, Article VI-Water Recreation Shuttle Services, Sections 138-167 to 138-170, to clarify the need of a certificate of occupancy to utilize public river entrances and exits, remove the requirement of a shuttle poster, and create a limit to the number of Comal and Guadalupe River Shuttle Permits that are available.
- R) Approval of the second and final reading of an ordinance amending Chapter 126, Section 126-368(m), Water Recreation Zones; Time Limits, to expand the no loading or unloading of water-oriented recreation equipment zone to E. Mather Street and S. Washington Avenue.

Mayor Casteel read the aforementioned captions.

Mayor Pro Tem Peters moved to approve the Consent Agenda. Councilmember Garcia seconded the motion which passed unanimously via roll call vote.

4. INDIVIDUAL ITEMS FOR CONSIDERATION

- A) Public hearing and first reading of an ordinance regarding amendments to the Code of Ordinances, Chapter 144, Zoning, Section 1.4 Definitions; and Section 5.3-2 Fences and Walls.

Mayor Casteel read the aforementioned caption.

Chris Looney presented the item.

No one spoke during the public hearing.

Councilmember Garcia moved to approve the item with staff recommendations. Councilmember Bowers seconded the motion which passed unanimously.

- B) Discuss and consider an appeal of the Non-Residential and Multifamily Design Standards, Articulation and Exterior Building Material requirements for a proposed office/warehouse development in the "C-1B" General Business District at 1913 Post Road.

Mayor Casteel read the aforementioned caption.

Chris Looney presented the item.

Stuart Hansmann spoke in favor of the item.

Councilmember Garcia moved to approve the item with staff recommendations. Councilmember Meadows seconded the motion which passed unanimously.

- C) Discuss and consider approval of an amendment to the contract between the City of New Braunfels and the Greater New Braunfels Chamber of Commerce Inc. concerning the use of Hotel Occupancy Tax.

Mayor Casteel read the aforementioned caption.

Jared Werner presented the item.

Councilmember Meadows moved to approve the item. Mayor Pro Tem Peters seconded the motion which passed unanimously.

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 the purchase, exchange, lease or value of real estate in accordance with Section 551.072 of the Texas Government Code
- Property for city facilities
- B) Deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the City Manager in accordance with Section 551.074 of the Texas Government Code.

Mayor Casteel read the aforementioned captions.

City Council recessed into Executive Session from 7:05 p.m. - 8:22 p.m.

No vote or action was taken.

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

City Council reconvened into Open Session at 8:22 p.m.

Mayor Pro Tem Peters moved to give a vote of confidence to the city manager, continue his contract for another year, and increase his salary to \$232,000 effective November 15, 2018. Councilmember Hines seconded the motion which passed unanimously.

7. ADJOURNMENT

The meeting adjourned at 8:23 p.m.

Date Approved: November 12, 2018

Barron Casteel, Mayor

Attest:

Patrick Aten, City Secretary