

**MINUTES
OF THE NEW BRAUNFELS CITY COUNCIL
REGULAR MEETING OF MONDAY, MARCH 25, 2019**

The City Council of the City of New Braunfels, Texas, met in a Regular Session on March 25, 2019, 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

The meeting was called to order by Mayor Casteel in the New Braunfels City Hall Council Chambers at 6:05 p.m. Mayor Casteel gave the invocation and led the Pledge of Allegiance and Salute to the Texas Flag.

PROCLAMATIONS:

A) Autism Awareness Month

Mayor Casteel proclaimed April as Autism Awareness Month.

B) 100th Anniversary of the New Braunfels Chamber of Commerce

Mayor Casteel recognized the 100th Anniversary of the New Braunfels Chamber of Commerce.

C) Crime Victims' Rights Week

Mayor Casteel proclaimed April 7-13 as Crime Victims' Rights Week.

PRESENTATIONS:

A) 2018 Achievement of Library Excellence Award

The New Braunfels Public Library was recognized for their award.

B) Presentation and possible direction to staff regarding the management of floating aquatic vegetation in the Comal River.

Mayor Casteel read the aforementioned caption.

Charles Irvine and Thom Hardy presented the item.

Jay Harmon, Daryl Nutt, Roy Haag, Alan Stigall, and John Brooks spoke on the item.

City Council gave direction for the item to be placed on the April 22 agenda for further discussion.

<City Council took a break.>

1. MINUTES

- A) Discuss and consider approval of the minutes of the regular City Council meeting of March 11, 2019, and the special meeting of March 18, 2019.

Mayor Casteel read the aforementioned caption.

Councilmember Garcia moved to approve the item. Councilmember Hines 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 one individual to the New Braunfels Partnership Committee for a term ending August 1, 2022.
- B) Approval of a resolution accepting the gift of a book vending kiosk for use by the public library for library services from the New Braunfels Public Library Foundation, Inc.
- C) Approval of a contract with GTS, Inc for the purchase of computers, monitors, security cameras, network components, general computing

accessories and computer software including server and desktop client software packages up to \$150,000.

Ordinances

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

- D) Approval of the second and final reading of an ordinance amending Chapter 130, Article IV, Division 5, Division 6, and Division 7 of the Code of Ordinances relating to Water Conservation and Critical Period Management Plan, Regulated Activities, and Drought Management Plan.
- E) Approval of the second and final reading of an ordinance to amend Chapter 66 of the Code of Ordinances, Sections 26 and 52, regarding membership qualifications of the Heritage Commission and the Historic Landmark Commission.
- F) Approval of the second and final reading of an ordinance granting the extension of rehabilitation tax relief for a second five-year period to the property addressed as 586 W. Mill Street, a Local Historic Landmark known as the Froehlich-Stein House.
- G) Approval of the second and final reading of an ordinance granting the extension of rehabilitation tax relief for a second five-year period to the property addressed as 455 S. Academy Avenue, a Local Historic Landmark known as the Schaeffer-Brewer House.
- H) Approval of the second and final reading of an ordinance amending Section 126-354 of the City of New Braunfels Code of Ordinances to create a new Parking by Permit Area O.
- I) Approval of the first reading of an ordinance amending Section 126-346 (f) of the City of New Braunfels Code of Ordinances to restrict parking on a portion of Unicorn Avenue.
- J) Approval of the first reading of an ordinance amending Division 4 of Article VII of Chapter 126 of the Code of Ordinances regarding parking meters.

Mayor Casteel read the aforementioned captions.

**Councilmember Garcia moved to approve the Consent Agenda.
Councilmember Bowers seconded the motion which passed**

unanimously via roll call vote.

4. INDIVIDUAL ITEMS FOR CONSIDERATION

- A) Discuss and consider approval of a resolution recommending approval by the Texas Department of Transportation of the proposed design of two gateway monument signs to be installed within the right-of-way along IH 35 to commemorate New Braunfels' 175th Anniversary; and authorizing the city manager to execute a Gateway Monument Interlocal Agreement with TXDOT, and any agreements necessary and incidental thereto, including with the Greater New Braunfels Chamber of Commerce for design, construction, and installation.

Mayor Casteel read the aforementioned caption.

Stephen Hanz presented the item.

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

- B) Discuss and consider approval of an ordinance authorizing the issuance of "City of New Braunfels, Texas Utility System Revenue Commercial Paper Notes, Series 2019A and Series 2019B" in an aggregate principal amount of not to exceed \$75,000,000 to provide interim financing to pay project costs for eligible project for the City's Utility System, approving and authorizing the execution of agreements to be entered into in connection with the commercial paper notes and resolving other matters incident and related thereto.

Mayor Casteel read the aforementioned caption.

Ian Taylor and Dawn Shriewer presented the item.

Councilmember Meadows moved to approve the item. Councilmember Bowers seconded the motion which passed unanimously via roll call vote.

- C) Discuss and consider acceptance of the FY 2017-18 Audit and Comprehensive Annual Financial Report performed by Belt Harris Pechacek, LLLP.

Mayor Casteel read the aforementioned caption.

Sandy Paulos and Robert Belt presented the item.

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

- D) Discuss and consider approval of the first reading of an ordinance to install an all-way stop at the intersection of Hunter Road and Rapids Road.

Mayor Casteel read the aforementioned caption.

Garry Ford presented the item.

Byren Bexley and Keith Buvinghausen spoke on the item.

Councilmember Hoyt moved to deny the item. Councilmember Garcia seconded the motion which passed unanimously.

- E) Public hearing regarding the proposed Amendment to Veramendi, Sector Plan 1A, within the Comal County Water Improvement District #1, encompassing 273.37 acres out of the Juan Martin de Veramendi Survey No.2, Abstract 3, including property adjacent to and east of the Oak Run Subdivision.

Mayor Casteel read the aforementioned caption.

Councilmember Bowers moved to postpone the item to May 13. Councilmember Meadows seconded the motion which passed unanimously.

- F) Public hearing and first reading of an ordinance regarding the proposed rezoning of approximately 19 acres out of the J Thompson Survey 21 A-608, located at the terminus of Courtyard Drive, from "R-2" Single and Two-family District and "C-1" Local Business District to "M-1A" Light Industrial District.

Mayor Casteel read the aforementioned caption.

Chris Looney presented the item.

Thor Thornhill and Dennis Laskowski spoke during the public hearing.

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

- G) Public hearing and first reading of an ordinance regarding the proposed rezoning to apply a Type 2 Special Use Permit to allow professional offices, an addition to a thrift store building and associated parking in the "R-2" Single and Two-Family District, addressed at 617 North Walnut Avenue and 6, 8, 10, and 12 Cane Street.

Mayor Casteel read the aforementioned caption.

Chris Looney presented the item.

Dick Hillyer spoke during the public hearing.

Councilmember Bowers moved to approve the item. Councilmember Hoyt seconded the motion which passed unanimously.

- H) Discuss and consider a request for a conditional sign permit to allow a pole sign that would be taller and with a larger sign cabinet than allowed by ordinance, for TexStar Bank, presently addressed at 954 Loop 337.

Mayor Casteel read the aforementioned caption.

Chris Looney presented the item.

Mayor Pro Tem Peters moved to approve the item with a 100 square foot sign that is 28 feet tall, and no other signs allowed on the property. Councilmember Meadows seconded the motion which passed 6-1, with Councilmember Hoyt opposed.

- I) Discuss and consider approval to authorize the City Manager to enter into a license agreement between the City of New Braunfels and LGI Homes of Texas, LLC for encroachments in the public right-of-way near the intersection of Solms Road and Morningside Drive.

Mayor Casteel read the aforementioned caption.

Garry Ford presented the item.

Councilmember Bowers moved to approve the item. Councilmember Meadows seconded the motion which passed unanimously.

- J) Discuss and consider approval of the second and final reading of an ordinance amending Code of Ordinances Chapter 126 Traffic and Vehicles to prohibit shared mobility services using motor-assisted scooter and electric bicycles.

Mayor Casteel read the aforementioned caption.

Garry Ford presented the item.

Mayor Pro Tem Peters moved to approve the item. Councilmember Garcia seconded the motion which passed 6-1 via roll call vote, with Councilmember Hines opposed.

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 issues regarding economic development negotiations in accordance with Section 551.087, of the Texas Government Code, including but not limited to:
 - Project Nautilus

Mayor Casteel read the aforementioned captions.

City Council recessed into Executive Session from 8:57 p.m. - 9:22 p.m.

No vote or action was taken.

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.**

The City Council reconvened into Open Session at 9:23 p.m.

No vote or action was taken.

7. **ADJOURNMENT**

The meeting adjourned at 9:23 p.m.

Date Approved: April 8, 2019

Barron Casteel, Mayor

Attest:

Patrick Aten, City Secretary