

City of New Braunfels, Texas

City Hall- Council Chambers Regular City Council Meeting Minutes Monday, February 8, 2021 6:00pm

City Council

Rusty Brockman, Mayor - Present
Shane Hines, Councilmember (District 1) - Present
Justin Meadows, Mayor Pro Tem (District 2) - Present
Harry Bowers, Councilmember (District 3) - Present
Matthew E. Hoyt (District 4) - Present
Jason E. Hurta (District 5) - Present
James Blakey (District 6) – Present

The meeting was called to order by Mayor Brockman at 6:00 p.m. Councilmember Hoyt gave the invocation and Mayor Brockman led the Pledge of Allegiance and Salute to the Texas Flag.

PROCLAMATIONS:

- A) Black History Month Proclamation
 - B) Teen Dating Violence Awareness Month
- Mayor Brockman presented the proclamations.**

PRESENTATIONS:

- A) Update from the City Manager on the City's Response to COVID-19
- Mayor Brockman read the aforementioned caption.**

Robert Camareno presented the item.

No action was taken.

- B) Retiree Recognition - Alix Samuels
- Mayor Brockman read the aforementioned caption.**

Gretchen Pruett presented the item.

No action was taken.

- C) Presentation and discussion regarding floating vegetation mats within the Comal River system and Lake Dunlap and possible direction regarding management of floating vegetation.

Mayor Brockman read the aforementioned caption.

Mark Enders presented the item.

Alan Stegall spoke on the item. Lynn Norvell attempted to connect via zoom for comment.

No action was taken.

- D) Presentation and possible direction to staff on the establishment of a Tax Increment Reinvestment Zone policy and application process

Mayor Brockman read the aforementioned caption.

Jeff Jewell presented the item.

No action was taken.

1. MINUTES

- A) Discuss and consider approval of the minutes of the special City Council meeting of January 15, 2021 and regular City Council meeting of January 25, 2021.

Mayor Brockman read the aforementioned caption.

Councilmember Hines moved to approve the item. Councilmember Hurta seconded the motion which was approved unanimously via roll call vote.

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.

Cheryl Fuller spoke during Citizen's Communications.

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 a resolution, submission of an application for funding of the purchase of emergency response and rescue equipment utilizing a U.S. Department of Homeland Security, State Homeland Security Program - Regular Projects Grant for Program Year 2022, and authorization for the City Manager to act on behalf of the City in all matters related to this grant.
- B) Approval of the issuance of an invitation for competitive sealed proposals on the Mission Hill Park and Structured Cabling Projects since the City Council finds that this delivery method will provide the best value to the City.
- C) Approval of a contract with QA Construction Services, Inc. for construction of Citywide Streets Projects: Union Ave. Improvements Project and Comal Ave. Improvements Project and authorization for the City Manager to approved change orders up to a twenty percent contingency, and approval of a Purchase Order with Terracon to provide Materials Testing Services as part of the 2019 Bond Citywide Street Program.
- D) Approval of a purchase from Allterra Central Inc. for forensic data collection equipment for the New Braunfels Police Department utilizing grant funding awarded by the U.S. Department of Justice, Bureau of Justice Assistance, Edward Byrne Memorial Justice Assistance Grant Program for Program Year 2021.
- E) Approval of annual routine recurring expenditures for FY 2021 in accordance with City Charter Section 9.17.
- F) Approval of the submission of an application to FEMA Fiscal Year 2020 Assistance to Firefighters Grant (AFG) Program for the purchase of Turnout Gear and miscellaneous fitness testing equipment, and authorization for the City Manager to accept funds and execute all contract documents associated with the grant if awarded.
- G) Approval of expenditure of up to \$700,000 for the acquisition of the necessary right-of-way and public utility easements from 14 parcels of land along Klein Road between Walnut Avenue and FM 725 as part of the Klein Road Phase 2 Project and authorization for the City Manager

to execute all necessary conveyance documents.

- H) Approval of and authorization for the City Manager to execute a Memorandum of Agreement with John Gannon, Inc. for the relocation and removal of certain billboard signs.
- I) Approval of contract increase with Strategic Government Resources Inc. for continuation of services to be performed by the Interim Police Chief, for the NB Police Department.
- J) Approval to purchase nine (9) LifePak cardiac monitor/defibrillators and one (1) LifePak 15 ACLS from Stryker Medical for use by the Fire Department and declaring nine (9) Stryker LP15V/v2s as surplus.

Ordinances

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

- K) Approval of the second and final reading of an ordinance ordering a Regular Election to be held in the City of New Braunfels on May 1, 2021, for Regular City Officers; and establishing an Early Voting Location and Polling Places for this Election; and making provisions for the conduct of the Election.
- L) Approval of the second and final reading of an ordinance ordering a special election to be held in the City of New Braunfels on May 1, 2021, for proposed amendments to the City Charter; and establishing an Early Voting Location and Polling Places for this Election; and making provisions for the conduct of the Election.
- M) Approval of the second the final reading of an ordinance amending Chapter 144, Zoning, Sections on Definitions, Zoning Districts, Walnut Special District, Land Use Matrix, Parking, Accessory Structures, and General Provisions and Exceptions for Yard Setbacks, and Rear Yard Requirements.
- N) Approval of the second and final reading of an ordinance for a proposed rezoning to apply a Special Use Permit to allow a seven-unit, townhouse style residential development on approximately 0.7 of an acre located at the southwestern terminus of the 2300 block of Michigan Street.
- O) Approval of the second and final reading of an ordinance regarding

proposed revisions to the Solms Landing Planned Development (“SLPD”) concept plan and development standards, on approximately 98 acres out of the A M Esnaurizar A-20 Survey, addressed at 253 S. Kowald Lane.

- P) Approval of the second and final reading of an ordinance regarding a proposed rezoning to apply a Special Use Permit on approximately 23 acres out of the A.P. Fuquay survey No. 35, Abstract No. 155, Comal County, Texas, located at the southwest corner of the intersection of E. Common Street and Old FM 306, to allow multifamily high-density residential use in the “C-1” Local Business District and “M-1” Light Industrial District.
- Q) Approval of the second and final reading of an ordinance regarding a proposed rezoning of approximately 19.735 acres out of the Orilla Russell Survey, A-485 and the Nancy Kenner Survey, A-306, Comal County, Texas, located south of the intersection of Gray Cloud Drive and Twin Dish Way, from “R-1A-6.6” Single Family District to “R-1A-5.5” Single Family District.
- R) Approval of the second and final reading of an ordinance regarding a proposed rezoning to apply a Special Use Permit to allow duplexes in the “APD” Agricultural/Pre-Development District on approximately 0.938 acres out of the A.M. Esnaurizar Eleven League Grant, Subdivision No. 107, Guadalupe County, Texas, addressed at 187 Prairie View Lane.
- S) Approval of the second and final reading of an ordinance regarding a proposed rezoning of approximately 5.996 acres out of the Orilla Russell Survey No. 2, Abstract No. 485, Comal County, Texas, addressed at 689 Orion Drive, from “M-1A” Light Industrial District to “R-1A-6.6” Single-Family District.

Mayor Brockman read the aforementioned captions.

Councilmember Hines moved to approve the consent agenda. Mayor Pro Tem Meadows seconded the motion which passed unanimously via roll call vote.

4. INDIVIDUAL ITEMS FOR CONSIDERATION

- A) Approval of the second and final reading of an ordinance regarding a proposed rezoning to apply a Type 1 Special Use Permit to allow an RV resort on approximately 28 acres consisting of Lot 1D-R Walnut

Heights Subdivision and approximately 24 acres out of the J M Veramendi A-2 Survey, located in the 700 block of N. Walnut Avenue.
Mayor Brockman read the aforementioned caption.

Christopher Looney presented the item.

The following individuals spoke on the item: Staurt Blythin, James Ingall, Molly Bursey, Leon Woolsey, Deana Gipson, Julie Woolsey, Juan Cruz, Vanessa Cruz, and Dave Cinotto.

Mayor Pro Tem Meadows moved to approve the item. Councilmember Hurta seconded the motion which passed 6-1 via roll call vote with Councilmember Blakey in opposition.

- B) Approval of the second and final reading of an ordinance regarding a proposed rezoning to apply a Special Use Permit to allow short term rental of a single-family residence in the C-3 Commercial District, addressed at 262 East Nacogdoches Street.

Mayor Brockman read the aforementioned caption.

Christopher Looney presented the item.

Aurora Hayes spoke on the item.

Councilmember Hines moved to approve the item with a concrete apron. Councilmember Bowers seconded the motion which passed 4-3 via roll call vote with Councilmember Hoyt, Councilmember Hurta, and Councilmember Blakey in opposition.

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.

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).

There was no executive session. The meeting adjourned at 8:47pm.

Date Approved: February 22, 2021

Rusty Brockman, Mayor

Attest:

Caitlin Krobot, City Secretary

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