

**MINUTES
OF THE NEW BRAUNFELS CITY COUNCIL
REGULAR MEETING OF MONDAY, APRIL 9, 2018**

The City Council of the City of New Braunfels, Texas, met in Regular Session on April 9, 2018, at 6:00 p.m.

City Councilmembers present were:

Present: 7 - Mayor Barron Casteel, Councilmember Justin Meadows, Councilmember Ron Reaves, Councilmember Chris Monceballez, Mayor Pro Tem Wayne Peters, Councilmember Leah García, and Councilmember Shane Hines

City staff present were: City Manager Robert Camareno, City Attorney Valeria Acevedo, Assistant City Manager Kristi Aday, Assistant City Manager Bryan Woods, City Secretary Patrick Aten, Assistant City Secretary Drew Lyons, Library Director Gretchen Pruett, Planning and Community Development Director Chris Looney, Capital Programs Manager Jennifer Cain, City Engineer Garry Ford, Economic Development Manager Victor Garza, and Parks and Recreation Director Stacey Dicke.

The meeting was called to order by Mayor Casteel in the New Braunfels City Hall Council Chambers at 6:02 p.m. Councilmember Hines gave the invocation and Mayor Casteel led the Pledge of Allegiance and Salute to the Texas Flag.

PROCLAMATIONS:

A) Crime Victims' Rights Week

Mayor Casteel proclaimed April 8-14, 2018, as Crime Victims' Rights Week.

B) Child Abuse Awareness and Prevention Month

Mayor Casteel proclaimed April 2018 as Child Abuse Prevention and Awareness Month.

C) Sexual Assault Awareness Month

Mayor Casteel proclaimed April 2018 as Sexual Assault Awareness Month.

PRESENTATIONS:

A) 2017 Achievement of Excellence in Libraries Award

Mayor Casteel read the aforementioned caption.

Gretchen Pruett presented the New Braunfels Public Library with the 2017 Achievement of Excellence in Libraries Award.

1. MINUTES

- A) Discuss and consider approval of the minutes of the special City Council meeting of March 20, 2018, and the regular City Council meeting of March 26, 2018.

Mayor Casteel read the aforementioned caption.

Councilmember Garcia moved to approve the minutes. Councilmember Monceballez 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.

Wayne Rudolph spoke about the South Castell Avenue Visioning Plan.

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 an Aerial Electric Line Easement between the City of New Braunfels and LCRA Transmission Services Corporation for upgrades to an existing electric line easement on a property identified as a 1.02 acre tract out of Landa Park Highlands No. 2, Block 5, City of New Braunfels, Comal County, Texas.
- B) Approval of an Amendment to Electric Line Easement between the City of New Braunfels and LCRA Transmission Services Corporation for

upgrades to an existing electric line easement on properties identified as 99.07 acres called Tract No. 2 "Landa Park" tract out of the Juan Martin Veramendi Survey, Abstract No. 2 and Lot 12, Block 8 Landa Park Highlands No. 2 in the City of New Braunfels, Comal County, Texas.

- C) Approval of a resolution authorizing a project expenditure recommendation by the New Braunfels Industrial Development Corporation of up to \$260,000 to the City of New Braunfels for additional sidewalk improvements on San Antonio Street from Hill Avenue to Academy Avenue as part of the current Downtown Sidewalk Improvements Project.
- D) Approval of a Change Order to the contract with Meyers Concrete for construction of the Downtown Sidewalk Improvements Project for \$405,000 to include the Additive Alternate segment between Hill Avenue and Academy Avenue.
- E) Approval of the City of New Braunfels FY2017-18 first quarter investment report.
- F) Approval of a contract with Sullivan Contracting Services for pre-construction services for the repairs and upgrades at the Police Department.
- G) Approval of a service agreement with Westnet, Inc. for onsite maintenance, repair, and technical support for the City's fire station alerting systems.

Ordinances

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

- I) Approval of the second and final reading of an ordinance regarding the proposed rezoning request to apply a Type 1 Special Use Permit to allow the short term rental of a single family dwelling in the "M-1" Light Industrial District, on Lot 7, City Block 1022, addressed at 564 South Castell Avenue.

Mayor Casteel read the aforementioned captions, except Items 3A and 3H. Item 3A was not considered and will be placed on the April 23 City Council agenda. Item 3H was pulled from the Consent Agenda for further discussion.

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

- H) Approval of the second and final reading of an ordinance amending Section 86-7 to include \$10 paid parking at certain city-owned parking lots located on Elizabeth Street.

Mayor Casteel read the aforementioned caption.

Kristi Aday introduced the item.

Mayor Pro Tem Peters moved to approve the item with the addition to the ordinance that all funds collected be deposited into the River Activities Fund. Councilmember Reaves seconded the motion which passed unanimously via roll call vote.

4. INDIVIDUAL ITEMS FOR CONSIDERATION

- A) Discuss and consider approval of the first reading of an ordinance amending the Code of Ordinances Chapter 118, Article V, Parkland.

Mayor Casteel read the aforementioned caption.

Kristi Aday presented the item.

Bob Wolf, Roxanna Dean, David Hubbard, Deedy Wright, Jerry Goode, and Mike Lancaster spoke on the item.

Councilmember Reaves moved to approve the item with the ad-hoc committee recommendations in full, including the standards manual, and that the city gathers more input prior to the second reading of the ordinance. Mayor Pro Tem Peters seconded the motion which passed unanimously.

- B) Discuss and consider a request for a conditional sign permit for a monument sign for Lakeview Villa Apartments, located at 2090 Sundance Parkway.

Mayor Casteel read the aforementioned caption.

Chris Looney presented the item.

Mayor Pro Tem Peters moved to approve the item with no additional wall signs. Councilmember Monceballez seconded the motion which passed unanimously.

- C) Discuss and consider approval of the final roadway improvement selections for the 2013 Bond Citywide Streets Program.

Mayor Casteel read the aforementioned caption.

Jennifer Cain presented the item.

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

- D) Discuss and consider approval of the installation of speed humps on Fair Lane between Summerwood Drive and Common Street.

Mayor Casteel read the aforementioned caption.

Garry Ford presented the item.

Kent Hamilton, Doug Cummins, and David Faulkinberry spoke on the item.

City Council directed staff to come back to City Council at a later date after that area is studied more during Summer 2018. No action was taken.

<City Council took a break.>

- E) Public hearing and first reading of an ordinance amending Section 126-354 of the City of New Braunfels Code of Ordinances to revise Parking by Permit Area D.

Mayor Casteel read the aforementioned caption.

Garry Ford presented the item.

During the public hearing, Kent Hamilton and David Faulkinberry spoke on the item.

Councilmember Monceballez moved to approve the item with four lots on the south side of Fair Lane and four lots on the north side of Fair Lane. Mayor Pro Tem Peters seconded the motion which failed 3 to 4, with Councilmembers Hines, Meadows, Reaves, and Garcia opposed.

Councilmember Monceballez moved to approve the item with four lots on the south side of Fair Lane. Councilmember Hines seconded the motion. Councilmember Hines moved to amend the motion with the addition of the one private lot on the north side of Fair Lane. Councilmember Monceballez seconded the motion to amend which passed unanimously. The amended main motion passed unanimously.

- F) Public hearing and first 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 M.**

Mayor Casteel read the aforementioned caption.

Garry Ford presented the item.

During the public hearing, Warren Smalley, Mark Pennel, and Kris Pennel spoke on the item.

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

- G) Discuss and consider possible direction regarding possible amendments to Chapter 126, Traffic and Vehicles, to prohibit through truck traffic, designate Ferguson Street as a one-way street and restrict parking on Ferguson Street between West Mill Street and West San Antonio Street.**

Mayor Casteel read the aforementioned caption.

Garry Ford presented the item.

Stephanie Jones, Tom Jones, and John Kendrick spoke on the item.

City Council gave staff direction to evaluate the area more and come back to City Council at a later date. No action was taken.

- H) Discuss and consider approval of the installation of speed humps on Lakeview Boulevard between California Boulevard and Eden Hill Communities.

Mayor Casteel read the aforementioned caption.

Garry Ford presented the item. James Vaughan, Dean Word, and Gail Groves spoke on the item.

Councilmember Monceballez moved to approve the item. Councilmember Hines seconded the motion which failed 3 to 4 with Councilmembers Meadows, Reaves, Garcia, and Mayor Pro Tem Peters opposed.

- I) Discuss and consider approval of a resolution recommended by the New Braunfels Industrial Development Corporation for proposed changes to its bylaws to include renaming the corporation to the New Braunfels Economic Development Corporation, revising the duties of the secretary, and additional proposed changes.

Mayor Casteel read the aforementioned caption.

Victor Garza introduced the item. Michael Meek presented the item.

Councilmember Reaves 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 issues regarding economic development negotiations in accordance with Section 551.087, of the Texas Government Code, including but not limited to:
- Project Season
- B) 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, specifically:

- Personnel.

C) Deliberate and consider the purchase of, exchange, lease or value of real property in accordance with Section 551.072, of the Texas Government Code, including but not limited to:

- Property related to downtown development.

Mayor Casteel read the aforementioned captions.

City Council recessed into Executive Session from 10:06 p.m. - 10:51 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 10:52 p.m.

No vote or action was taken.

7. ADJOURNMENT

The meeting adjourned at 10:52 p.m.

Date Approved: April 23, 2018

Barron Casteel, Mayor

Attest:

Patrick Aten, City Secretary