

**MINUTES
OF THE NEW BRAUNFELS CITY COUNCIL
REGULAR MEETING OF MONDAY, JUNE 10, 2019**

The City Council of the City of New Braunfels, Texas, met in a Regular Session on June 10, 2019, at 6:00 p.m.

City Councilmembers present were:

Present: 5 - Councilmember Shane Hines, Councilmember Justin Meadows, Councilmember Matthew E. Hoyt, Mayor Pro Tem Wayne Peters, and Councilmember Leah García

Absent: 2 - Mayor Barron Casteel, and Councilmember Harry Bowers

The meeting was called to order by Mayor Pro Tem Peters in the New Braunfels City Hall Council Chambers at 6:03 p.m. Mayor Pro Tem Peters gave the invocation and led the Pledge of Allegiance and Salute to the Texas Flag.

PROCLAMATIONS:

A) Safety Month

Mayor Pro Tem Peters proclaimed June as Safety Month.

B) Garbage Man Week

Mayor Pro Tem Peters proclaimed June 16-22, 2019, as Garbage Man Week.

PRESENTATIONS:

A) Presentation on the Recycling Program.

Mayor Pro Tem Peters read the aforementioned caption.

Mike Mundell presented the item. No action was taken.

B) Presentation on the New Braunfels Transit Study.

Mayor Pro Tem Peters read the aforementioned caption.

Garry Ford presented the item. No action was taken.

1. MINUTES

A) Discuss and consider approval of the minutes of the regular City

Council meeting of May 28, 2019, and the special meeting of June 3, 2019.

Mayor Pro Tem Peters read the aforementioned caption.

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

2. CITY COUNCIL ACTIONS

A) Administer oath of office to District 2 Councilmember-elect Justin Meadows.

Mayor Pro Tem Peters read the aforementioned caption.

District Judge Robison administered the oath of office to Councilmember Justin Meadows.

3. 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 Pro Tem Peters read the aforementioned caption.

No one spoke.

4. 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 relating to establishing the City's intention to reimburse itself for the prior lawful expenditure of funds relating to constructing various improvements from the proceeds of the tax-exempt obligations to be issued by the City for authorized purposes; authorizing other matters incident and related thereto; and providing an effective date

- B) Approval of the issuance of an invitation for competitive sealed proposals for the Common Street Project since the City Council finds that this delivery method will provide the best value to the City.

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 142 pertaining to methods of fishing and release of non-native aquatic species into waterbodies within the city limits.
- F) Approval of the second and final reading of an ordinance to install an all-way stop at the intersection of Oak Run Parkway and Westpointe Drive.

Mayor Pro Tem Peters read the aforementioned captions. Items C and E were pulled for further consideration. Councilmember Hines moved to approve the Consent Agenda. Councilmember Hoyt seconded the motion which passed unanimously via roll call vote.

- C) Approval of the second and final reading of an ordinance regarding a proposed rezoning to amend a Special Use Permit to include a utility shed in the "C-2" Central Business District on Lot 32R, New City Block 2016, addressed at 468, 476, and 486 N. Market Avenue.

Mayor Pro Tem Peters read the aforementioned caption.

Stacy Snell presented the item.

Mayor Pro Tem Peters moved to approve the item with the condition that the neighbor and applicant submit to the City a signed agreement that the fence issue is resolved. Councilmember Hines seconded the motion which passed unanimously via roll call vote.

- E) Approval of the second and final reading of an ordinance regarding amendments to Chapter 144, Zoning, Section 3.3-11, M-1 Light Industrial, Section 3.3-12, M-2 Heavy Industrial, Section 3.4-18, M-1A Light Industrial, Section 3.4-19, M-2A Heavy Industrial, and Section 4.2, Land Use Matrix.

Mayor Pro Tem Peters read the aforementioned caption.

Chris Looney presented the item.

Cindy Bennett, Dwight Schmidt, Lavaine Kester, Bernerd Boarnet, and Warren Hoskinson spoke on the item.

Councilmember Meadows moved to postpone the item to August 12. Mayor Pro Tem Peters seconded the motion which passed unanimously.

<City Council took a break.>

5. INDIVIDUAL ITEMS FOR CONSIDERATION

A) Discuss and consider approval of the first reading of an ordinance amending Appendix D-Fee Schedule in the City's Code of Ordinances to change residential fees from valuation-based calculations to per square foot calculations and flat fees.

Mayor Pro Tem Peters read the aforementioned caption.

TJ Grossi presented the item.

Kandace Tornquist spoke on the item.

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

B) Discuss and consider 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 "M-1" Light Industrial District at 343 E. Mill Street.

Mayor Pro Tem Peters read the aforementioned caption.

Chris Looney presented the item.

Evan and Christine Quiros spoke on the item.

Councilmember Hines moved to approve the item. Councilmember Garcia seconded the motion. Mayor Pro Tem Peters moved to amend the motion to limit occupancy to 6 occupants and 2 children. Councilmember Garcia seconded the motion to amend which passed

4-1 with Councilmember Hoyt opposed. The amended main motion passed 4-1 via roll call vote with Councilmember Hoyt opposed.

- C) Discuss and consider approval of the purchase of 1.298 acres, being Lot 5, Block 1, George Subdivision, Unit 3, located at 3030 W. San Antonio Street, New Braunfels, Texas and authorize the City Manager to execute all necessary documents.
- D) Discuss and consider approval of the purchase of 10.485 acres, being Lot 1, George Subdivision, Unit 2, located on W. San Antonio Street, New Braunfels, Texas and authorize the City Manager to execute all necessary documents.

Mayor Pro Tem Peters read the aforementioned captions C and D.

Robert Camareno presented the items.

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

- E) Discuss and consider approval of a resolution to amend portions of Alves Lane and FM 1101 on the City of New Braunfels Regional Transportation Plan.

Mayor Pro Tem Peters read the aforementioned caption.

Garry Ford presented the item.

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

- F) Discuss and consider approval of the removal of the speed humps on Hunter Road.

Mayor Pro Tem Peters read the aforementioned caption.

Garry Ford presented the item.

Sharlene and Brian Bailey and Rusty Brockman spoke on the item.

Councilmember Hoyt moved to deny the removal of the speed humps. Councilmember Garcia seconded the motion which passed unanimously.

- G) Discuss and consider a request for a conditional sign permit for Freiheit Village located near the northwest intersection of Creekside Crossing and FM 1101.

Mayor Pro Tem Peters read the aforementioned caption.

Stacy Snell presented the item.

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

- H) Discuss and consider approval of the creation of a Workforce Housing Taskforce.

Mayor Pro Tem Peters read the aforementioned caption.

Robert Camareno presented the item.

Doy Cole, Kandace Tornquist, Rusty Brockman, and Mary Ann Sy spoke on the item.

City Council gave direction for the creation of a committee on the June 24 City Council agenda.

6. 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 Nautilus
- B) 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

Mayor Pro Tem Peters read the aforementioned captions.

City Council recessed into Executive Session from 9:32 p.m. - 9:54 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).

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

The City Council reconvened into open session. No vote or action was taken.

8. **ADJOURNMENT**

The meeting adjourned at 9:55 p.m.

Date Approved: June 28, 2019

Barron Casteel, Mayor

Attest:

Patrick Aten, City Secretary