

**FINAL - MINUTES  
OF THE NEW BRAUNFELS CITY COUNCIL  
REGULAR MEETING OF MONDAY, OCTOBER 9, 2023**

**AGENDA**

**CALL TO ORDER**

Mayor Linnartz called the meeting to order at 6:03 p.m.

**CALL OF ROLL: CITY SECRETARY**

**Present:** 7 - Mayor Neal Linnartz, Councilmember Andres Campos, Councilmember Christopher Willis, Mayor Pro Tem Harry Bowers, Councilmember Lawrence Spradley, Councilmember Mary Ann Labowski, and Councilmember April Ryan

**REQUEST ALL PHONES AND OTHER DEVICES BE TURNED OFF, EXCEPT EMERGENCY ON-CALL PERSONNEL.**

**INVOCATION: COUNCILMEMBER WILLIS**

Councilmember Willis provided the invocation.

**PLEDGE OF ALLEGIANCE & SALUTE TO THE TEXAS FLAG**

Mayor Linnartz led the Pledge of Allegiance and the Salute to the Texas Flag.

**PROCLAMATIONS:**

A) New Braunfels Manufacturing Month

Mayor Linnartz read the aforementioned proclamation.

Representatives of the manufacturing community accepted the proclamation. Jim W. addressed council and thanked them for their support.

B) World Habitat Day

Mayor Linnartz read the aforementioned item.

DeeDee Wier accepted the proclamation and thanked council.

C) Domestic Violence Awareness Month

Mayor Linnartz read the aforementioned proclamation.

Mildred Villarreal with the Comal County Crisis Center accepted the proclamation and addressed council.

## **PRESENTATIONS:**

There were no presentations at this time.

## **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. In the interest of protecting the City's network and data, the City is not accepting flash drives or electronic files for use during Citizens Communications. Please use hard copies, the overhead projector or access the City's online digital form to upload electronic files you would like the Mayor and Council to view. The digital form would need to be uploaded two (2) hours prior to the City Council meeting. A link to this form can be accessed on the City Secretary's website.

**The following individuals spoke at this time: David Warmke, Ashley Allsup, David Gonzales, Amy Stowe, Lana Harrell, Taylor Christian, Amy Payne, Margaret C., Theresa Gould, JoeyLynn Mesaros, Steve Ceh, Brandy Steptoe, Kennedy James, Jennifer Jones, Laurie Roe, Kendall Starr, Shelby Duke, Carla Cheatham, Marilyn E., Lynn Silver, Abigail Smith, Timothy Davis, Pam Kraft, Michael Murphy, Marty Isles, Millie M., Stacy H., Brandon R.**

**Jordan Matney provided an update regarding the library.**

### **1. 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. Citizens must be present to pull an item.*

**Timothy Davis pulled items D, E, I, L, and M for individual consideration.**

#### *Resolutions & Action Items*

- A) Approval of the minutes of the September 25, 2023 council meeting.
- B) Approval of a Professional Services Agreement with Texas State University Center for Archeological Studies for Archeological Mitigation Services within the Mission Hill Park project site.
- C) Approval of a contract with Carahsoft for PaymentWorks Software to support supplier/vendor onboarding and payment processing.

- D) Approval of a resolution of the City Council of the City of New Braunfels, Texas, approving a recommendation of the New Braunfels Economic Development Corporation for a project expenditure of up to \$600,000 to the City of New Braunfels National Airport for a Texas Department of Transportation project match for the reconstruction of the Airport's north ramp, a project authorized under 505.1561 of the Texas Local Government Code.

**This item was pulled by Timothy Davis for individual consideration.**

- E) Approval of a purchase with Bluebonnet Motors, Inc., Silsbee Ford, Doggett Freightliner of South Texas LLC-Austin and Sterling McCall Ford for fleet vehicles to support various city operations and approval to declare the replaced units as surplus.

**This item was pulled by Timothy Davis for individual consideration.**

- F) Approval of a purchase with GTS, Inc for new Hyper-Converged Infrastructure to run the City's virtualized server and data storage needs.
- G) Approval of an annual contract with Community Solutions to provide grant management and administration services for the City's Community Development Block Grant program.
- H) Approval of a Guaranteed Maximum Price with SpawGlass for civil components of the Zipp Family Sports Complex project.
- I) Approval to authorize the City Manager to execute a contract modification with CP&Y (d/b/a STV) for final design plans, specifications, and estimates of Barbarosa Road/Saur Lane from FM 1101 to Saengerhalle Road.

**This item was pulled by Timothy Davis for individual consideration.**

- J) Approval of a Memorandum of Understanding between the City of New Braunfels and the New Braunfels Fire Fighters Charities Association.
- K) Approval of a contract assignment from Communities in Schools of South-Central Texas to New Braunfels Youth Collaborative for the 'New Braunfels Youth Center' project funded in part by the City's SLFRF-ARPA non-profit grant program, utilizing a portion of the allocation of funding received by the City of New Braunfels from the U.S. Department of the Treasury, Coronavirus State and Local Fiscal Recovery Funds (SLFRF) program, a part of the American Rescue Plan Act (ARPA).

- L) Approval of annual routine recurring expenditures for FY 2024 in accordance with City Charter Section 9.17.

**This item was pulled by Timothy Davis for individual consideration.**

- M) Approval of the appointment of Rusty Brockman to the Bexar Metro 9-1-1 Network Board of Managers.

**This item was pulled by Timothy Davis for individual consideration.**

#### *Ordinances*

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

- N) Approval of the second and final reading of an ordinance to rezone 0.44 of an acre out of Abstract 608 of the J. Thompson Survey 21, from C-1B (General Business District) to M-1A (Light Industrial District), currently addressed at 1671 McQueeney Road.
- O) Approval of the second and final reading of an ordinance to amend Chapters 14 and 54 of the City's Code of Ordinances to adopt the 2021 International Building Codes.
- P) Approval of the second and final reading of an ordinance to rezone 0.1492 acres out of Bergfeld Subdivision, Block 2, Lot 17, from R-2 SUP (Single-Family and Two-Family District, with a Special Use Permit for a Duplex) to R-2 SUP (Single-Family and Two-Family District, with a Special Use Permit for Townhomes), currently addressed as 2679 Katy Street and 2662 Second Street.

#### **Approval of the Consent Agenda**

**Mayor Linnartz read the aforementioned consent agenda with the exception of items D, E, I, L, and M.**

**Mayor Pro Tem Bowers moved to approve the consent agenda with the exception of items D, E, I, L, and M. Councilmember Campos seconded this motion which passed unanimously.**

#### **2. INDIVIDUAL ITEMS FOR CONSIDERATION**

- D-1) Approval of a resolution of the City Council of the City of New Braunfels, Texas, approving a recommendation of the New Braunfels Economic Development Corporation for a project expenditure of up to \$600,000 to the City of New Braunfels National Airport for a Texas Department of Transportation project match for the reconstruction of

the Airport's north ramp, a project authorized under 505.1561 of the Texas Local Government Code.

**This item was pulled by Timothy Davis for individual consideration.**

**Mayor Linnartz read the aforementioned item.**

**Jeff Jewell presented the item to council using a powerpoint and answered questions.**

**The following individuals spoke at this time: Timothy Davis, Pam Kraft, Pam Timmerman, David Gonzales**

**Councilmember Ryan moved to approve this item. Councilmember Spradley seconded this motion which passed unanimously.**

E-1) Approval of a purchase with Bluebonnet Motors, Inc., Silsbee Ford, Doggett Freightliner of South Texas LLC-Austin and Sterling McCall Ford for fleet vehicles to support various city operations and approval to declare the replaced units as surplus.

**This item was pulled by Timothy Davis for individual consideration.**

**Mayor Linnartz read the aforementioned item.**

**Barbara Coleman presented the item to council**

**The following individuals spoke at this time: Timothy Davis**

**Mayor Pro Tem Bowers moved to approve this item. Councilmember Labowski seconded this motion which passed unanimously.**

I-1) Approval to authorize the City Manager to execute a contract modification with CP&Y (d/b/a STV) for final design plans, specifications, and estimates of Barbarosa Road/Saur Lane from FM 1101 to Saengerhalle Road.

**This item was pulled for individual consideration by Timothy Davis.**

**Mayor Linnartz read the aforementioned item.**

**Garry Ford presented the item to council and answered questions.**

**The following individuals spoke at this time: Pam Kraft, Pam Timmerman, Timothy Davis**

**Councilmember Spradley moved to approve this item. Councilmember Campos seconded this motion which passed.**

L-1) Approval of annual routine recurring expenditures for FY 2024 in accordance with City Charter Section 9.17.

**This item was pulled for individual consideration by Timothy Davis.**

**Mayor Linnartz read the aforementioned item.**

**Barbara Coleman presented the item to council and answered questions.**

**The following individuals spoke at this time: Timothy Davis**

**Councilmember Campos moved to approve this item. Councilmember Ryan seconded this motion which passed unanimously.**

M-1) Approval of the appointment of Rusty Brockman to the Bexar Metro 9-1-1 Network Board of Managers.

**This item was pulled for individual consideration by Timothy Davis.**

**Mayor Linnartz read the aforementioned item.**

**Gayle Wilkinson presented the item to council and answered questions.**

**The following individuals spoke at this time: Timothy Davis**

**Councilmember Campos moved to approve this item. Councilmember Labowski seconded this motion which passed unanimously.**

A) Discuss and consider the renewal of an agreement with the McKenna Foundation for the purpose of providing up to the remaining allocation from the City's American Rescue Plan Act (ARPA) funds one-time \$500,000 contribution for utility bill assistance programming.

**Mayor Linnartz read the aforementioned item.**

**Jared Werner presented the item to council using a powerpoint and answered questions.**

**Mayor Pro Tem Bowers moved to approve this item. Councilmember**

**Spradley seconded this motion which passed unanimously.**

- B) Public hearing and first reading of an ordinance to amend to the City's Code of Ordinances, Chapter 144 Zoning, Subsection 5.3-4, additional residential buffering requirements.

**Mayor Linnartz read the aforementioned item.**

**Christopher Looney presented the item to council using a powerpoint and answered questions.**

**Jordan Matney asked Christopher Looney further questions.**

**The following individuals spoke at this time: David Warmke**

**Mayor Pro Tem Bowers moved to postpone this item to the first meeting in December, or the first meeting in January if more practicable. Councilmember Spradley seconded this motion which passed unanimously.**

### **3. EXECUTIVE SESSIONS**

In accordance with the Open Meetings Act, Texas Government Code, Ch. 551, the City Council may convene in a closed session to discuss any of the items listed below. Any final action or vote on any executive session item will be taken in open session.

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).

- A) 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:

- San Antonio Street reconstruction project
- Heather Glen Subdivision Settlement Offer

**This item was not read.**

- B) Deliberate issues regarding economic development negotiations in accordance with Section 551.087 of the Texas Government Code:

- Project Lion

This item was not read.

No executive session items took place.

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

No action was taken at this time.

#### ADJOURNMENT

Mayor Linnartz adjourned at 9:13 p.m.

By: \_\_\_\_\_  
NEAL LINNARTZ, MAYOR

Attest:

\_\_\_\_\_  
GAYLE WILKINSON, CITY SECRETARY