



**CITY OF NEW BRAUNFELS, TEXAS  
CITY COUNCIL MEETING**



**CITY HALL - COUNCIL CHAMBERS  
550 LANDA STREET**

**MONDAY, OCTOBER 8, 2018 at 6:00 PM**

Barron Casteel, Mayor

Shane Hines, Councilmember (District 1)

Justin Meadows, Councilmember (District 2)

Harry Bowers, Councilmember (District 3)

Matthew E. Hoyt, Councilmember (District 4)

Wayne Peters, Mayor Pro Tem (District 5)

Leah A. García, Councilmember (District 6)

Robert Camareno, City Manager

***MISSION STATEMENT***

***The City of New Braunfels will add value to our community  
by planning for the future, providing quality services, encouraging  
community involvement and being responsive to those we serve.***

**AGENDA**

**CALL TO ORDER**

**CALL OF ROLL: City Secretary**

**INVOCATION: Mayor Pro Tem Wayne Peters**

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

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

**PROCLAMATIONS:**

- A) Chamber of Commerce Week
- B) Community Planning Month
- C) Domestic Violence Awareness Month

**PRESENTATIONS:**

- A) Presentation on Public Improvement District Guidelines and Implementation  
*Robert Camareno, City Manager*
- B) Presentation on the establishment of a Mayor's Fitness Council  
*Kristi Aday, Assistant City Manager, and Micaeli Smith, Coordinator for Physical Education, Health and Wellness, Comal ISD*

**1. MINUTES**

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

Council meeting of September 24, 2018.

*Patrick Aten, City Secretary*

**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.

**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 two individuals to the Parks and Recreation Advisory Board for terms ending October 13, 2021.  
*Patrick Aten, City Secretary*
- B) Approval of the expenditure of Solid Waste and Recycling funds in the amount of \$31,110 for the engine repair of unit 1096 utilizing Womack Diesel Services.  
*Michael Mundell, Solid Waste Manager*
- C) Approval of City Wide Pedestrian Improvements Project, through award from the Alamo Area Metropolitan Organization, to authorize the City Manager to enter into a professional services design contract with CobbFendley.  
*Jennifer Cain, Capital Programs Manager*

*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 first reading of an ordinance amending Chapter 86, Article I, Section 86-7, and Chapter 126, Article IV, Division 6 of the Code of Ordinances for through trucks and hazardous cargo routes.  
*Garry Ford, City Engineer*
- E) Approval of the second and final reading of an ordinance regarding the proposed rezoning of 1 acre out of the L. Salinas Survey-458, Abstract 531, Comal County, Texas, addressed at 318 FM 1863, from "APD" Agricultural/Pre-Development District to "C-1A" Neighborhood Business District.  
*Christopher J. Looney, Planning and Community Development Director*

- F) Approval of the second and final reading an ordinance regarding the proposed rezoning to apply a Special Use permit to allow short-term rental of a single-family residence in the "R-3" Multifamily District addressed at 274 N. Liberty Avenue.

*Christopher J. Looney, Planning and Community Development Director*

- G) Approval of the second and final reading of an ordinance amending Ordinance 2011-93, specifically Section IV, by eliminating assignment pay for Criminal Investigator-Detective assignment within the Police Department.

*Jared Werner, Chief Financial Officer*

- H) Approval of the second and final reading of an ordinance authorizing the assignment pay for Support Services assignments within the Fire Department.

*Jared Werner, Chief Financial Officer*

4. **INDIVIDUAL ITEMS FOR CONSIDERATION**

- A) Public hearing and first reading of an ordinance designating 0.124 acres out of City Block 4062, Lot 3, addressed as 546 South Academy Avenue, as a Historic Landmark to be known as the Bartels-Kelly House.

*Amy McWhorter, Historic Preservation Officer/Downtown Development Coordinator*

- B) Discuss and consider approval to authorize the City Manager to enter into professional services contracts with KFW Engineers, CEC Engineers, and Moeller and Associates to complete the Preliminary Design Reports (PER) for three roadway projects as part of the proposed 2019 Bond Program.

*Jennifer Cain, Capital Programs Manager*

- C) Discuss and consider approval to authorize the City Manager to enter into a license agreement between the City of New Braunfels and Muckenfuss Properties, LLC for encroachments in the public right-of-way at 295 E. San Antonio Street.

*Garry Ford, City Engineer*

- D) Public hearing and first 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 "C-1" Local Business District addressed at 132 East North Street.

*Christopher J. Looney, Planning and Community Development Director*

- E) Discuss and consider approval of the second and final reading of an

ordinance regarding the proposed rezoning of approximately 40.9 acres out of the A M Esnaurizar Survey, Abstract 20, located on the northwest corner of the intersection of State Highway 46 South and Saengerhalle Road from "APD" Agricultural/Pre-Development District and "R-2" Single-Family and Two-Family District to "C-1B" General Business District and "ZH-A" Zero Lot Line Home District.

*Christopher J. Looney, Planning and Community Development Director*

- F) Discuss and consider approval of the second and final reading of an ordinance regarding the 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 730 S. Mesquite Avenue.

*Christopher J. Looney, Planning and Community Development Director*

- G) Discuss and consider an appeal of the Non-Residential and Multifamily Design Standards, Articulation and Exterior Building Material requirements for a proposed office/warehouse development in the "C-1B" General Business District at 1913 Post Road.

*Christopher J. Looney, Planning and Community Development Director*

- H) Discuss and consider approval of the first reading of an ordinance amending the Code of Ordinances, Chapter 126, Section 126-368(m), Water Recreation Zones; Time Limits, to expand the no loading or unloading of water-oriented recreation equipment zone to E. Mather Street and S. Washington Avenue.

*Amy Niles, River Operations Manager*

- I) Discuss and consider approval of the first reading of an ordinance amending the Code of Ordinances Chapter 138, Article VI-Water Recreation Shuttle Services, Sections 138-167 to 138-170, to clarify the need of a certificate of occupancy to utilize public river entrances and exits, remove the requirement of a shuttle poster, and create a limit to the number of Comal and Guadalupe River Shuttle Permits that are available.

*Amy Niles, River Operations Manager*

## **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 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:

- Stop the Ordinances Please, et. al. v. City of New Braunfels
- 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
- C) Deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the City Manager in accordance with Section 551.074 of the Texas Government Code.

*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.**

**7. ADJOURNMENT**

**CERTIFICATION**

I hereby certify the above Notice of Meeting was posted on the bulletin board at the New Braunfels City Hall on October 3, 2018, at 3:30 p.m.

---

Patrick Aten, City Secretary

NOTE: Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, or large print, are requested to contact the City Secretary's Office at 221-4010 at least two (2) work days prior to the meeting so that appropriate arrangements can be made.