

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



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

**To participate via zoom use the link
<https://us02web.zoom.us/j/89332004990> or call
(833) 926-2300 with ID# 89332004990**



MONDAY, NOVEMBER 23, 2020 at 6:00 PM

Rusty Brockman, Mayor

Shane Hines, Councilmember (District 1)

Justin Meadows, Mayor Pro Tem (District 2)

Harry Bowers, Councilmember (District 3)

Matthew E. Hoyt, Councilmember (District 4)

Jason E. Hurta, Councilmember (District 5)

James Blakey, 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

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

INVOCATION: Councilmember Blakey

PLEDGE OF ALLEGIANCE & SALUTE TO THE TEXAS FLAG

PROCLAMATIONS:

PRESENTATIONS:

- A) Presentation and discussion regarding proposed City of New Braunfels drainage policy changes.

Melissa Reynolds, Assistant City Engineer

1. MINUTES

- A) Discuss and consider approval of the minutes of the regular City Council meeting of November 9, 2020.

Drew Lyons, Assistant 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 software renewal with Civic Plus who serves as the City's website hoster/provider.
Tony Gonzalez, Director of Information Technology
- B) Approval of an expenditure with Raba Kistner, Inc. for materials testing services as a part of the 2019 Bond Citywide Streets Program Project: Lamar Area Streets, South St, Central Ave, and Grant Ave.
Jennifer Cain, Capital Programs Manager
- C) Approval for the purchase of hazardous material detection equipment for the New Braunfels Fire Department's (NBFD) Hazmat team from FarrWest Environmental Supply, Inc. utilizing funding provided by the U.S. Department of Homeland Security, State Homeland Security Program - Regular Projects Grant for Program Year 2021.
Patrick O'Connell, Fire Chief
- D) Approval of a contract with DigDug Construction, LLC for the construction of bio-retention stormwater treatment basin and approval authority for the City Manager to approve any changes up the contingency amount for project expenditures as part of the Headwaters at the Comal Stormwater Retrofit Project that is part of the City's Edwards Aquifer Habitat Conservation Plan program initiatives.
Mark Enders, Watershed Program Manager
- E) Approval of a budget amendment within the FY 2020 General Fund and a budget amendment within the Debt Service Fund.
Greg Gutierrez, Financial Analyst
- F) Approval of an expenditure with Terracon Consultants, Inc. for material testing services associated with the construction of Fire Station #3 as part of the 2019 Bond Program.
Jennifer Cain, Programs Manager.
- G) Approval of a purchase with Raba Kistner Consultants, Inc. for material testing services associated with the construction of Fire Station #2 as part of the 2019 Bond Program.
Jennifer Cain, Capital Programs Manager
- H) Approval to amend Chapter 3 Design Rainfall in the Drainage and

Erosion Control Design Manual.

Melissa Reynolds, Assistant City Engineer

- I) Approval of the first reading of an ordinance amending the Code of Ordinances Chapter 86-66 regarding membership of the Landa Park Golf Course Advisory Board.

Chad Donegan, Golf Manager

- J) Approval of Addendum #1 to the Interlocal Cooperation Agreement between the City of New Braunfels and the New Braunfels Independent School District for the provision of School Resource Officers by the New Braunfels Police Department to the NBISD for a 3 year period, through the 2022-23 school year.

Robert Camareno, City 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.)

- K) Approval of the second and final reading of an ordinance regarding a proposed rezoning of approximately 0.876 of an acre out of the A.M. Esnaurizar Eleven League Grant, Survey No. 1, Abstract No. 1, currently addressed at 548, 556, 560 & 564 Rusk Street, from "M-2" Heavy Industrial District to "C-O" Commercial Office District.

Christopher J. Looney, AICP, Planning and Development Services Director

4. INDIVIDUAL ITEMS FOR CONSIDERATION

- A) Discuss and consider approval of the first reading of an ordinance amending Section 126-354 of the City of New Braunfels Code of Ordinances to modify the area of Parking by Permit Area H.

Garry Ford, Assistant Public Works Director/City Engineer

- B) Public hearing and first reading of an ordinance amending Chapter 126, Division 2 of the City of New Braunfels Code of Ordinances for parking restrictions on Loma Vista Street between South Heynis and Becker Street.

Garry Ford, Assistant Public Works Director/City Engineer

- C) Discuss and consider approval of the second and final reading of an ordinance amending Section 126-354 of the City of New Braunfels Code of Ordinances to revise the effective time of Parking by Permit Area H.

Garry Ford, Assistant Public Works Director/City Engineer

- D) Discuss and consider approval of funding recommendations for the

COVID-19 Nonprofit Business Interruption Grant Program, administered by the McKenna Foundation on behalf of the City of New Braunfels, and supported by U.S. Department of Treasury, Coronavirus Relief Fund grant funds.

Jared Werner, Chief Financial Officer

- E) Public hearing and possible direction to staff regarding the submission of an amended CARES Act Substantial Amendment to incorporate an additional allocation of \$423,819 in U.S. Department of Housing and Urban Development's (HUD) Community Development Block Grant Coronavirus (CDBG-CV) funds, and integrate updates for the current CDBG Program Year 2020 Annual Action Plan.

Jennifer Gates, Grants Coordinator

- F) Public hearing regarding the Program Year 2019 Consolidated Annual Performance and Evaluation Report (CAPER) for the U.S. Department of Housing and Urban Development Community Development Block Grant (CDBG) and CDBG-CV Grant programs.

Jennifer Gates, Grants Coordinator

- G) Discuss and consider first reading of an ordinance amending the Code of Ordinances Chapter 86-4 Additional Rules and Regulations for Control of Parks and Recreation Areas and Facilities regarding skate park rules.

Stacey Dicke, Parks and Recreation Director

- H) Public hearing and first reading of an ordinance amending the New Braunfels Code of Ordinances, Chapter 144, Zoning, Section 1.4 Definitions, Section 4.2 Land Use Matrix, and establishing Section 5.28 Truck Stops.

Maddison O'Kelley, Assistant Planner

- I) Public hearing and first reading of an ordinance regarding an ordinance-initiated historic landmark designation for the main residence currently addressed as 674 W. Edgewater Terrace, in response to an application for demolition.

Caleb Gasparek, Assistant Planner

- J) 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 dwelling in the "C-1" Local Business District currently addressed at 436 N. Union Avenue.

Christopher J. Looney, AICP, Planning and Development Services Director

- K) Public hearing and first reading of an ordinance regarding the proposed

rezoning of approximately 0.938 of an acre out of the A.M. Esnaurizar Eleven League Grant, Subdivision No. 107, addressed at 187 Prairie View Lane, from "APD" Agricultural/Pre-Development District to "C-2A" Central Business District.

Christopher J. Looney, AICP, Planning and Development Services Director

- L) Public hearing and first reading of an ordinance amending the New Braunfels Code of Ordinances, Chapter 118 Subdivision Platting, Section 46 Streets, regarding temporary turnarounds.

Stacy A.M. Snell, AICP, CNU-A, Planning Manager

- M) Public hearing and first reading of an ordinance for a proposed Special Use Permit to allow a High Intensity Elderly Housing and Assisted Living Facility within Veramendi on approximately 11.2 acres of land located east of the intersection of Borchers Blvd. and Bennett Ave.

Stacy A.M. Snell, AICP, CNU-A, Planning Manager

- N) Public hearing and first reading of an ordinance regarding a proposed rezoning of approximately 2.071 acres addressed at 2932 & 2910 IH 35 S from "C-3" Commercial District and "R-2" Single-Family and Two-Family District to "MU-A" Low-Intensity Mixed Use District.

Christopher J. Looney, AICP, Planning and Development Services Director

- O) Discuss and consider approval of a first reading of an ordinance establishing a credit card processing reimbursement fee for the use of credit and debit cards as a form of payment for fees, fines, court costs and other charges; repealing all ordinances in conflict, containing a savings clause; and declaring an effective date.

Sandy Paulos, Assistant Chief Financial Officer

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.

Deliberate the purchase, exchange, lease or value of real estate in accordance with Section 551.072 of the Texas Government Code.

- Leased city facilities

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 November 19, 2020 at 3:30 p.m.

Caitlin Krobot, 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.