

**MINUTES
OF THE NEW BRAUNFELS CITY COUNCIL
REGULAR MEETING OF MONDAY, FEBRUARY 26, 2018**

The City Council of the City of New Braunfels, Texas, met in a Regular Session on February 26, 2018, at 6:00 p.m.

City Councilmembers present were:

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

Absent: 1 - Councilmember Justin Meadows

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, Parks and Recreation Director Stacey Dicke, Solid Waste Manager Mike Mundell, and Public Works Director Greg Malatek.

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

Councilmember Reaves moved to move Item 2 up on the agenda. Councilmember Green seconded the motion which passed unanimously.

2. CITY COUNCIL ACTIONS

A) Complete and issue Certificate of Election to the District 1 Councilmember-elect.

Mayor Casteel read the aforementioned caption.

City Secretary Patrick Aten gave the Certificate of Election to Councilmember-elect Shane Hines.

B) Administer oath of office to District 1 Councilmember-elect Shane Hines.

Mayor Casteel read the aforementioned caption.

Judge Bruce Boyer administered the oath of office.

PROCLAMATIONS:

A) Comal County Junior Livestock Show Association 50th Year
Mayor Casteel proclaimed February 28, 2018, as Comal County Junior Livestock Show Association 50th Year.

PRESENTATIONS:

A) Presentation and possible action on the purchase of 151.43 acres out of the Sarah DeWitt Survey No. 48, Abstract No. 103, Guadalupe County, Texas to be developed as a future regional sports complex.

Mayor Casteel read the aforementioned caption.

Matt Eckmann presented the item.

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

1. MINUTES

A) Discuss and consider approval of the minutes of the special City Council meetings of February 2 and February 5, 2018, and the regular City Council meeting of February 12, 2018.

Mayor Casteel read the aforementioned caption.

Patrick Aten presented the item.

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

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.

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 approving the recommendation of the New Braunfels Industrial Development Corporation for a project expenditure of up to \$650,000 for land acquisition by the New Braunfels Industrial Development Corporation in partnership with the City of New Braunfels of 151.43 acres located at the southeast corner of Klein Road and FM 1044 legally described as 151.43 acres out of the Sarah DeWitt Survey No. 48, Abstract No. 103 in Guadalupe County for an economic development project authorized by Texas Local Government Code chapters 501 and 505 as amended; and declaring an effective date.
- B) Approval of a memorandum of understanding between the City of New Braunfels and the New Braunfels Parks Foundation relating to 25 acres out of 151.43 acres out of the Sarah DeWitt Survey No. 48, Abstract No. 103 in Guadalupe County, which will be donated to the New Braunfels Parks Foundation to be held in trust for the benefit of the City of New Braunfels.
- C) Approval of a BuyBoard contract with T.F. Harper & Associates, LLP for the purchase and installation of a playground shade structure at Solms Park.
- D) Approval of a resolution authorizing a project expenditure recommendation by the New Braunfels Industrial Development Corporation of up to \$2,500,000 to the City of New Braunfels to make qualified improvements to Oak Run Middle School and New Braunfels Middle School sports fields.
- E) Approval of a resolution relating to establishing the City's intention to reimburse itself for the prior lawful expenditure of funds relating to the construction of various city improvements from the proceeds of tax-exempt obligations to be issued by the city for authorized purposes; authorizing other matters incident and related thereto; and providing an effective date.

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

Ordinances

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

- G) Approval of the first reading of an ordinance amending Section 126-346 of the Code of Ordinances to restrict parking in front of the Fire Department Connection (FDC) on North Seguin Avenue at the Comal County Courthouse.
- H) Approval of the second and final reading of an ordinance amending the bylaws of the New Braunfels Downtown Development Board to reflect the National Main Street Center's refreshed Four Point Approach.
- I) Approval of the second and final reading of an ordinance amending the City of New Braunfels Code of Ordinances, Chapter 114, Streets, Sidewalks and Other Public Places, Article IV, Right-Of-Way Access and Management, Relating to Section 94, Permit Required; Application, to allow for a Capital Projects Access Permit.
- J) Approval of the second and final reading of an ordinance amending Section 126-346 of the Code of Ordinances to restrict parking on both sides of the Southbound IH-35 Frontage Road between Conrads Lane and Oak Creek Way.
- K) Approval of the second and final reading of an ordinance to install an all-way stop at the intersection of Frances Street and Stonecrest Path.

Mayor Casteel read the Consent Agenda.

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

5. INDIVIDUAL ITEMS FOR CONSIDERATION

- A) Discuss and consider the first reading of an ordinance amending

Chapter 86, Section 86-2 regarding reserved picnic areas and individual picnic table usage fees in city parks and Section 86-94 regarding swimming pool fees at the Landa Park Aquatic Complex.

Mayor Casteel read the aforementioned caption.

Stacey Dicke presented the item.

Councilmember Garcia moved to approve the item with the recommendations of the Parks and Recreation Advisory Board, and that the monies collected would specifically be used for park repairs and maintenance, not personnel. Mayor Pro Tem Peters seconded the motion which passed 5-1, with Councilmember Reaves opposed.

- B) Discuss and consider approval of the first reading of an ordinance amending Chapter 110 of the Code of Ordinances relating to Solid Waste commercial rates and proposed operational changes.

Mayor Casteel read the aforementioned caption.

Mike Mundell presented the item.

Mayor Pro Tem Peters moved to approve the item. Councilmember Moncebaldez seconded the motion which passed unanimously.

- C) 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 H.

Mayor Casteel read the aforementioned caption.

Greg Malatek presented the item.

No one spoke during the public hearing.

Councilmember Moncebaldez moved to approve the item. Mayor Pro Tem Peters seconded the motion which passed unanimously.

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:
- Chapter 380 Agreement with Palfinger, Inc.

Mayor Casteel read the aforementioned caption.

City Council recessed into Executive Session from 7:03 p.m. - 7:22 p.m.

No vote or action was taken.

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

City Council reconvened into Open Session at 7:22 p.m.

No vote or action was taken.

The meeting adjourned at 7:23 p.m.

Date Approved: March 12, 2018

Barron Casteel, Mayor

Attest:

Patrick Aten, City Secretary