

**MINUTES
OF THE NEW BRAUNFELS CITY COUNCIL
REGULAR MEETING OF TUESDAY, MAY 29, 2018**

The City Council of the City of New Braunfels, Texas, met in a Regular Session on May 29, 2018, at 6:00 p.m.

City Councilmembers present were:

Present: 9 - Mayor Barron Casteel, Councilmember Justin Meadows, Councilmember Ron Reaves, Councilmember Chris Monceballez, Mayor Pro Tem Wayne Peters, Councilmember Leah García, Councilmember Shane Hines, Councilmember Harry Bowers, and Councilmember Matthew E. Hoyt

City Staff present were: City Manager Robert Camareno, Assistant City Attorney Frank Onion, Assistant City Manager Kristi Aday, Assistant City Manager Bryan Woods, City Secretary Patrick Aten, Assistant City Secretary Drew Lyons, City Engineer Garry Ford, Public Works Director Greg Malatek, Planning and Community Development Director Chris Looney, and Senior Planner Holly Mullins.

The meeting was called to order by Mayor Casteel in the New Braunfels City Hall Council Chambers at 6:00 p.m. Councilmember Monceballez gave the invocation and Mayor Casteel led the Pledge of Allegiance and Salute to the Texas Flag.

PROCLAMATIONS:

A) Gun Violence Awareness Day

Mayor Casteel proclaimed June 1, 2018, as Gun Violence Awareness Day.

PRESENTATIONS:

A) Recognition of Elroy Friesenhahn's service to New Braunfels

Gary Ford presented Elroy Friesenhahn with a plaque for his service on the Transportation and Traffic Advisory Board.

1. MINUTES

A) Discuss and consider approval of the minutes of the regular City Council meeting of May 14, 2018.

Mayor Casteel read the aforementioned caption.

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

2. CITY COUNCIL ACTIONS

A) Complete and issue Certificates of Election to the Councilmembers-elect.

Mayor Casteel read the aforementioned caption.

Patrick Aten presented the item, and the certificates were given to the Councilmembers-elect.

B) Administer oath of office to District 3 Councilmember-elect Harry Bowers.

Mayor Casteel read the aforementioned caption.

Former State Representative Doug Miller administered the oath of office.

C) Discuss and consider approval of a resolution and recognition of the public service rendered by Ron Reaves as District Three Councilmember (2012-2018) of the City of New Braunfels, Texas.

Mayor Casteel read the aforementioned caption.

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

D) Administer oath of office to District 4 Councilmember-elect Matthew E. Hoyt.

Mayor Casteel read the aforementioned caption.

Former State Representative Doug Miller administered the oath of office.

E) Discuss and consider approval of a resolution and recognition of the public service rendered by Chris Monceballez as District Four Councilmember (2015-2018) of the City of New Braunfels, Texas.

Mayor Casteel read the aforementioned caption.

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

F) Discuss and consider the election of a Mayor Pro Tem.

Mayor Casteel read the aforementioned caption.

Councilmember Meadows moved that Wayne Peters be Mayor Pro Tem. Councilmember Garcia 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.

Mayor Casteel read the aforementioned caption.

Kenneth Bohn spoke about police issues.

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 an Aerial Electric Line Easement between the City of New Braunfels and LCRA Transmission Services Corporation for upgrades to an existing electric line easement on a property identified as a 1.02 acre tract out of Landa Park Highlands No. 2, Block 5, City of New Braunfels, Comal County, Texas.
- B) Approval of a contract with Kimley-Horn and Associates to update the Major Thoroughfare Plan and Roadway Impact Fee Study.
- D) Approval to authorize the City Manager to execute an Advance Funding Agreement with TXDOT for Voluntary Maintenance by Local

Government for the reconfiguration and tie-in at the FM 1044 intersection, as part of the Klein Road Reconstruction Project.

- E) Approval of a contract with BIO-WEST, Inc for \$30,000 for the construction of a riparian buffer along Spring Run #3 in Landa Park.
- F) Approval of the Guaranteed Maximum Price from Sullivan Contracting for the repairs and upgrades at the Police Department, an Owner's contingency and approval for the City Manager to approve all necessary contingency expenditures.

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 on a portion of Trade Center Drive.
- H) Approval of the second and final reading of an ordinance amending Section 126-136 (a) to amend the school speed zone for the New Braunfels Christian Academy Elementary.
- I) Approval of the second and final reading of an ordinance amending Ordinance 2017-68, which authorizes the number of positions in each classification in the New Braunfels Police Department pursuant to Local Government Code, Chapter 143.

Mayor Casteel read the aforementioned captions except item 4C which was pulled by Councilmember Meadows for further discussion.

Councilmember Garcia moved to approve the Consent Agenda, except item 4C. Councilmember Meadows seconded the motion which passed unanimously via roll call vote.

- C) Approval of a contract increase with Walker Partners, LLC for professional engineering services to provide third party assistance for development plan reviews for the City.

Mayor Casteel read the aforementioned caption.

Bryan Woods presented the item.

Councilmember Meadows moved to approve the item.

Councilmember Garcia seconded the motion which passed unanimously.

<Mayor Casteel left the meeting at this time.>

5. INDIVIDUAL ITEMS FOR CONSIDERATION

- A) Discuss and consider acceptance of the FY 2016-17 Audit and Comprehensive Annual Financial Report performed by Belt Harris Pechacek, LLLP.

No action was taken on this item.

- B) Public hearing and consideration of the first reading of an ordinance regarding the proposed rezoning to apply a Special Use Permit to allow the short-term rental of a single-family residence in the "C-3" Commercial District addressed at 481 East Torrey Street.

Mayor Pro Tem Peters read the aforementioned caption.

Chris Looney presented the item.

No one spoke during the public hearing.

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

- C) Public hearing and consideration of the first reading of an ordinance regarding the proposed rezoning to apply a Special Use Permit to allow the short term rental of a single family residence in the "C-2" Central Business District, addressed at 657 South Castell Avenue.

Mayor Pro Tem Peters read the aforementioned caption.

Chris Looney presented the item.

No one spoke during the public hearing.

Councilmember Hines moved to approve the item with staff recommendations. Councilmember Meadows seconded the motion which passed 5-1, with Councilmember Garcia opposed.

- D) Discuss and consider approval of the first reading of an ordinance amending Section 126-346 of the Code of Ordinances to restrict parking in the cul-de-sac of Evergreen Lane.

Mayor Pro Tem Peters read the aforementioned caption.

Greg Malatek presented the item.

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

- E) Discuss and consider approval of the first reading of an ordinance amending Chapter 126-186, Traffic and Vehicles to prohibit through truck traffic on Old FM 306 between East Common Street and Hunter Road.

Mayor Pro Tem Peters read the aforementioned caption.

Greg Malatek presented the item.

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

- F) Discuss and consider authorization for the City Manager to enter into a contract with Counsilman-Hunsaker to conduct a study and to develop recommendations for additional safety measures on the Comal River.

Mayor Pro Tem Peters read the aforementioned caption.

Kristi Aday presented the item.

Councilmember Garcia moved to approve the item as presented. Councilmember Hines seconded the motion. Councilmember Meadows moved to amend the motion that teleconferencing be used in addition to site evaluations that are approved at the discretion of the City Manager or his designee. Mayor Pro Tem Peters seconded the motion to amend which passed unanimously. The amended main motion passed unanimously.

6. EXECUTIVE SESSIONS

The City Council did not recess into Executive Session.

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

8. ADJOURNMENT

The meeting adjourned at 7:42 p.m.

Date Approved: June 11, 2018

Barron Casteel, Mayor

Attest:

Patrick Aten, City Secretary