

City of New Braunfels, Texas

550 LANDA STREET



Minutes

Monday, June 14, 2021

6:00 PM

City Council

Rusty Brockman, Mayor – present

Shane Hines, Councilmember (District 1) – present

Justin Meadows, Mayor Pro Tem (District 2) – present

Harry Bowers, Councilmember (District 3) – present

Lawrence Spradley, Councilmember (District 4) – present

Jason Hurta, Councilmember (District 5) – present

James Blakey, Councilmember (District 6) – present

The meeting was called to order by Mayor Brockman at 6:00 p.m. Councilmember Blakey gave the invocation and Mayor Brockman led the Pledge of Allegiance and Salute to the Texas Flag.

PROCLAMATIONS:

A) Pride Month

Mayor Brockman presented the proclamation.

B) Juneteenth Proclamation

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Mayor Brockman presented the proclamation.

C) Parental Alienation Awareness Day

Mayor Brockman presented the proclamation.

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.

David Gonzalez, Tiffany Mendoza, Ryan Garcia, Loree Shrank, Bridget Lawson, Buck Shot, Dottie Collins, Thor Thornhill, Timothy Davis, Michael French, Chase Cochran, Jim Holster, Kelly Stallings, Jeff Trumble and Anita Hopper spoke during Citizens Comments.

PRESENTATIONS:

A) Presentation of Gateway Sign maintenance check from the New Braunfels Community Foundation as part of the 175th Anniversary to the City of New Braunfels.

Ann Miller, Chair of 175th Anniversary for our city, spoke to this item.

B) Presentation and discussion of Mayfair Development Agreement and associated agreements.

Jeff Jewell spoke to this item.

The following individuals spoke on this item: Jim Holster, and Joshua Braunig.

1. MINUTES

A) Discuss and consider approval of the minutes of the City Council Meeting of May 24, 2021.

Mayor Brockman read the aforementioned caption.

Councilmember Hurta moved to approve the item. Councilmember Blakey seconded the motion which was approved unanimously via roll call vote.

2. 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 requesting items to be pulled must be

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present.

Resolutions & Action Items

- A) Approval of a contract with Cartegraph Systems LLC for a three-year software license agreement.
- B) Approval of a resolution renewing an interlocal agreement between Texas Parks and Wildlife Department (TPWD) and the New Braunfels Fire Department for prescribed live fire training.
- C) Approval of a purchase through GTS Technology Solutions, Inc for the acquisition of networking equipment for buildings being constructed as part of the 2019 Bond Program.
- D) Approval for City Manager to enter a professional service agreement (PSA) with Kimley-Horn for the completion of the design plans, specifications and cost estimates for improved traffic signalization at the County Line Road/Walnut, County Line Road/Dove Crossing and Hanz Dr./Gruene Rd. intersections in the amount of \$97,410.
- E) Approval for City Manager to enter a professional service agreement (PSA) with Pape-Dawson for the completion of the design plans, specifications, and cost estimates for additional traffic lanes at FM 1101 and Barbarosa in the amount of \$196,053.50.
- F) Approval of a resolution accepting approximately 105 acres out of the W. J. Ragsdale A-268 Survey and the A. M. Esnaurizar A-20 Survey, into the City of New Braunfels extraterritorial jurisdiction (ETJ), located near the intersection of FM 758 and SH 123 North.
- G) Approval of a contract with DBT Transportation Services, LLC for upgrade to the Voice Communication Control System for the Control Tower at the New Braunfels Regional Airport in the amount of \$128,213.
- H) Approval of a resolution recommended by the New Braunfels Economic Development Corporation approving a project expenditure of up to \$140,000 to the Spark Small Business Center to assist with the operation of an economic development program, an eligible project expenditure related to the operation of an economic development program in accordance with Local Government Code Section 505.102
- I) Approval of the appointment of Jennifer Guerra to the Building Standards Commission for unexpired terms ending 10/26/2022.
- J) Approval of a resolution recommended by the New Braunfels Economic Development Corporation approving a project expenditure of up to \$375,000 to the City of New Braunfels for a professional services agreement with Bain Medina Bain, Inc. for final design of a portion of the Dry Comal Creek Hike and Bike Trail, an eligible project

expenditure related to recreational or community facilities in accordance with Local Government Code Section 505.152; and approval for the City Manager to enter into a Reimbursement Agreement with Union Pacific Railroad for preliminary design approval of a pedestrian underpass at an estimated cost of \$15,000 as part of the Dry Comal Trail Project.

- K) Approval of a contract with Acme Bridge Company for construction of a stormwater treatment basin adjacent to the Elizabeth Ave Realignment project as part of the Edwards Aquifer Habitat Conservation Plan.

Ordinances

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

- L) Approval of the second and final reading of an ordinance by the City Council of the City of New Braunfels, Texas incorporating the recently adopted charter amendments into a singular form.
- M) Approval of the second and final reading of an ordinance regarding Youth Programs Standards of Care for the Parks and Recreation Department.
- N) Approval of the second and final reading of an ordinance regarding a proposed rezoning to apply a Special Use Permit to allow residential use in the M-2 Heavy Industrial District and short-term rental of a single-family residence on approximately 0.15 acres out of the AM Esnaurizar A-1 Survey No. 1, addressed at 747 Oasis Street.
- O) Approval of the second and final reading of an ordinance regarding a proposed rezoning to apply a Special Use Permit to allow short term rental of a single-family dwelling in the "C-3" Commercial District, addressed at 306 E. Faust Street.
- P) Approval of the first reading of an ordinance providing the right to New Braunfels Utilities Board of Trustees Members to waive annual compensation and to revoke such waiver and reinstate annual compensation at any time.
- Q) Approval of the first reading of an ordinance establishing the number of positions in each classification in the New Braunfels Fire Department and Police Department pursuant to Local Government Code, Chapter 143 as well as an increase to FY 2021 Adopted Budget authorized position listing.

Mayor Brockman read the aforementioned captions into record.

Councilmember Bowers moved to approve the consent agenda. Councilmember Hurta seconded the motion which was unanimously passed via roll call vote.

Mayor Brockman took a break at 7:52 p.m. and reconvened at 8:05 p.m.

3. INDIVIDUAL ITEMS FOR CONSIDERATION

Mayor ProTem Meadows made a motion to move item 3 B to be considered first and then proceed with the items as listed on the agenda. Councilmember Bowers seconded the motion which passed unanimously via roll call vote.

- A) Discuss and consider approval of the second and final reading of an ordinance regarding a proposed rezoning of approximately 48 acres out of the O. Russell A-485 Survey 2, located in the 2200 block of FM 1102, from "M-1A" Light Industrial District to "MU-B" High Intensity Mixed Use District.

Mayor Brockman read the aforementioned caption.

Christopher Looney presented this item.

The following individuals spoke on this item: Thor Thorncliff, David Gonzalez, Josh Braunig, Buck Shot, Bridget Lawson, Timothy Davis, Donald Featherston, and Tiffany Mendoza.

Councilmember Hines moved to approve the item. Councilmember Hurta seconded the motion which passed 5-2 via roll call vote with Councilmember Spradley and Councilmember Blakey in opposition.

- B) Public hearing and first reading of an ordinance regarding a proposed rezoning to apply a Special Use Permit to allow a variety of residential and non-residential development on approximately 49.5 acres out of the A-103, Sarah Dewitt Survey, addressed at 614 & 720 W. Zipp Road, from "R-1A-6.6" Single Family District to allow uses allowed in the following zoning districts: "MU-B" High Intensity Mixed Use, "R-1A-4" Single-Family Small Lot Residential, "ZH-A" Zero Lot Line Home and "R-2A" Single and Two-Family Residential.

Mayor Brockman read the aforementioned caption.

Christopher Looney presented this item.

The following individuals spoke on this item: Karen Mirch, Glen Young, Jaime Young, Kristen York, Mrs. Canton, Sandra Harrison, Lauren Stevenson, Stephanie Cokaby, Connie Dare, Gary Brotze, Frank Valadez, Thor Thornhill, Timothy Davis, and Barbara Gunn.

No motion was made – item died.

- C) Discuss and consider approval of an ordinance authorizing the issuance of “City of New Braunfels, Texas, Utility System Revenue Refunding Bonds, Series 2021, pledging the net revenues of the City’s Waterworks, Sanitary Sewer and Electric Light and Power Systems to the payment of the principal of and interest on said bonds; enacting provisions incident and related to the sale and issuance of said Bonds to authorized City and Systems officials and providing an effective date.

Mayor Brockman read the aforementioned caption.

Dawn Shriewer, Chief Financial Officer with NBU presented this item.

Councilmember Hines moved to approve the item. Councilmember Hurta seconded the motion which passed unanimously via roll call vote.

- D) Discuss and consider approval of the appointment of a Councilmember to the City Council Finance and Audit Committee.

Mayor Brockman read the aforementioned caption.

Jared Werner presented this item.

The following individual spoke on this item: William Rogers.

Mayor ProTem Meadows moved to appoint Councilmember Bowers to the Finance Audit Committee. Councilmember Spradley seconded the motion which passed unanimously via roll call vote.

Councilmember Bowers graciously accepted the nomination, and abstained from voting.

- E) Discuss and consider approval of the appointment of one individual to the Construction Board of Appeals for an unexpired term ending 2/24/2023.

Mayor Brockman read the aforementioned caption.

Caitlin Krobot presented this item.

Councilmember Hines moved to approve Craig Wilson to the Construction Board of Appeals. Councilmember Bowers seconded the motion which passed unanimously via roll call vote.

- F) Public hearing and possible direction to staff regarding the U.S. Department of Housing and Urban Development Community Development Block Grant Annual Action Plan

and its associated funding recommendations for Program Year 2021.

Mayor Brockman read the aforementioned caption.

Jennifer Gates presented this item.

The following individuals spoke to this item: William Rogers, Tricia Snyder, Mario Obledo, and Kellie Stallings.

No action was taken at this time.

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).

ADJOURNMENT

Mayor Brockman adjourned at 11:21 p.m.

Rusty Brockman, Mayor

ATTEST:

Caitlin Krobot, City Secretary

DRAFT