

**MINUTES
OF THE NEW BRAUNFELS CITY COUNCIL
REGULAR MEETING OF MONDAY, FEBRUARY 12, 2018**

The City Council of the City of New Braunfels, Texas, met in regular session on February 12, 2018, at 6:00 p.m.

City Councilmembers present were:

Present: 6 - Mayor Barron Casteel, Councilmember George Green, Councilmember Justin Meadows, Councilmember Ron Reaves, Mayor Pro Tem Wayne Peters, and Councilmember Leah García

Absent: 1 - Councilmember Chris Monceballez

City Staff present were: City Manager Robert Camareno, City Attorney Valeria Acevedo, Assistant City Manager Bryan Woods, Assistant City Manager Kristi Aday, City Secretary Patrick Aten, Assistant City Secretary Drew Lyons, River Manager Amy Niles, Watershed Program Manager Mark Enders, Parks and Recreation Director Stacey Dicke, Real Estate Manager Matt Eckmann, Public Works Director Greg Malatek, Planning and Community Development Director Chris Looney, Planning and Community Development Assistant Director Stacy Snell, Downtown Coordinator Amy McWhorter, and Economic Development Manager Victor Garza.

The meeting was called to order by Mayor Casteel in the New Braunfels City Hall Council Chambers at 6:05 p.m. Councilmember Meadows gave the invocation and Mayor Casteel led the Pledge of Allegiance and Salute to the Texas Flag.

PROCLAMATIONS:

A) Teen Dating Violence Awareness Month

Mayor Casteel proclaimed February as Teen Dating Violence Awareness Month.

B) National LULAC Week

Mayor Casteel proclaimed February 11-17 as LULAC Week.

C) Love My Library Month

Mayor Casteel proclaimed February as Love My Library Month.

D) President George Washington Day

Mayor Casteel proclaimed February 22 as President George Washington Day.

PRESENTATIONS:

- A) Update on the Dry Comal Creek Watershed Protection Plan and water quality monitoring.

Mayor Casteel read the aforementioned caption.

Mark Enders presented the item.

No action was taken.

- B) Presentation on preparations for the 2018 River Season.

Mayor Casteel read the aforementioned caption.

Amy Niles and Judy Young presented the item.

No action was taken.

- C) Presentation to Parks and Recreation Aquatics Division for selection as the Texas Public Pool Council Agency of the Year.

Mayor Casteel read the aforementioned caption.

Stacey Dicke presented the item.

No action was taken.

1. MINUTES

- A) Discuss and consider approval of the minutes of the regular City Council meeting of January 22, 2018.

Mayor Casteel read the aforementioned caption.

Patrick Aten presented the item.

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

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.

Mayor Casteel read the aforementioned caption.

No one spoke.

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 Heritage Commission for terms ending March 11, 2021.
- B) Approval of a land lease agreement between the City of New Braunfels and John Bordano for property located at the New Braunfels Regional Airport for the construction of a hangar.
- C) Approval of a contract with McCall, Parkhurst & Horton for bond counsel services.
- D) Approval of an annual contract with Revenue Optimization Solutions, LLC for the approval, modeling, and cost reporting for the Texas Ambulance Supplemental Payment Program in accordance with federal and state laws and regulations.
- E) Approval of several vehicles to be declared as surplus prior to being sold at auction.
- F) Approval of an amendment to the authorized position listing for the Das Rec New Braunfels Recreation Center
- G) Approval of an expenditure to The AMMO Group for promotions and marketing of Das Rec, New Braunfels Recreation Center.
- H) Approval of acquisition funds for purchasing Right of Way and Drainage Easement from Michael and Casey Wilkinson on the Live Oak Avenue/Katy Street Improvements Project.

- I) Approval of acquisition funds for purchasing Right of Way from Fellowship Bible Church of New Braunfels, Parcel 3 on the Solms/Morningside/Rueckle Road Reconstruction Project.

Ordinances

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

- J) Approval of the second reading of an ordinance amending Chapter 86 by adopting membership and rental fees for Das Rec, New Braunfels Recreation Center.
- K) Approval of the first 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.

Mayor Casteel read the aforementioned caption.

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

4. INDIVIDUAL ITEMS FOR CONSIDERATION

- A) Discuss and consider approval of the first 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.

Mayor Casteel read the aforementioned caption.

Matt Eckmann presented the item.

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

- B) Discuss and consider approval of the first reading of an ordinance to install an all-way stop at the intersection of Frances Street and Stonecrest Path.

Mayor Casteel read the aforementioned caption.

Greg Malatek presented the item.

Travis Martin and Debbie Bishop spoke on the item.

Councilmember Meadows moved to approve the item. Councilmember Green seconded the motion, which passed unanimously.

- C) Discuss and consider approval of a resolution recommended by the New Braunfels Industrial Development Corporation to provide up to \$500,000 in financial incentives to Palfinger Inc. for the creation and retention of up to 200 new jobs.

Mayor Casteel read the aforementioned caption.

Victor Garza presented the item.

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

- D) Public hearing and consideration of the first reading of an ordinance regarding a rezoning of approximately 52 acres out of the A.M. Esnaurizar Survey, Abstract 20, located on the north side of State Highway 46 and approximately 1,100 feet southeast of the intersection of State Highway 46 and Prairie View Lane from "APD" Agricultural / Pre-Development District and "C-1" Local Business District to "Rippen Ranch" Planned Development District, with a Concept Plan.

Mayor Casteel read the aforementioned caption.

Councilmember Meadows moved to postpone the item (at the request of the applicant) to the March 12, 2018 City Council meeting. Mayor Pro Tem Peters seconded the motion which passed unanimously.

- E) Public hearing and consideration of the first reading of an ordinance regarding the proposed rezoning of 14.87 acres out of the J. M. Veramendi A-2 Survey, addressed at 1656 Gruene Road, from "R-2" Single and Two-family District to Village at Gruene Planned Development District (VGPD) with a Concept Plan and Development Standards.

Mayor Casteel read the aforementioned caption.

Chris Looney presented the item.

James Engels spoke during the public hearing.

Councilmember Meadows moved to approve the item.

The motion died for lack of a second.

- F) Public hearing and consideration of the first reading of an ordinance regarding a request for rezoning to apply a Special Use Permit to allow the bulk storage of up to 36,000 gallons of fuel in aboveground tanks on approximately 3.6 acres out of the J.M. Veramendi Survey 1, Abstract 2, addressed at 1290 River Road.

Mayor Casteel read the aforementioned caption.

Chris Looney presented the item.

Mickey Stratton, Robert Bissen, Rodney Fischer, Stephen Hanz, and Robert Kane spoke during the public hearing.

Councilmember Green moved to deny the item. Councilmember Reaves seconded the motion, which failed with only three votes in favor of the motion: Councilmembers Green, Meadows, and Reaves.

Councilmember Garcia moved to approve the item. Mayor Pro Tem Peters seconded the motion, which failed with only two votes in favor of the motion: Mayor Pro Tem Peters and Councilmember Garcia.

<City Council took a break.>

- G) Discuss and consider approval of the first 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.

Mayor Casteel read the aforementioned caption.

Amy McWhorter presented the item.

Mayor Pro Tem Peters moved to approve the item. Councilmember

Reaves seconded the motion, which passed unanimously.

- H) Discuss and consider a waiver to allow the escrow of funds for sidewalk construction along Zipp Road associated with The Silos, Unit 3, Subdivision.

Mayor Casteel read the aforementioned caption.

Chris Looney presented the item.

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

- I) Discuss and consider a request for a conditional sign permit for a multi-tenant monument sign for Christus Santa Rosa Physicians Ambulatory Surgery Center, located at 1750 East Common Street.

Mayor Casteel read the aforementioned caption.

Stacy Snell presented the item.

Rusty Burnet spoke in favor of the item.

Mayor Pro Tem Peters moved to approve the item with staff recommendations and that the maximum height of the multi-tenant sign shall be ten feet. Councilmember Reaves seconded the motion, which passed unanimously.

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 and consider the purchase of, exchange, lease or value of real property, in accordance with Section 551.072, of the Texas Government Code, including but not limited to:
- acquisition of 151.43 acres located at southeast corner of FM 1044 and Klein Road legally known as 151.43 acres out of the Sarah Dewitt Survey No. 48, Abstract No. 103 in Guadalupe County for a project related to recreational or community facilities.

The City Council did not recess into Executive Session.

The meeting adjourned at 8:55 p.m.

Date Approved: February 26, 2018

Barron Casteel, Mayor

Attest:

Patrick Aten, City Secretary