

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

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

City Councilmembers present were:

Present: 7 - Mayor Barron Casteel, Councilmember Shane Hines, Councilmember Justin Meadows, Councilmember Harry Bowers, Councilmember Matthew E. Hoyt, Mayor Pro Tem Wayne Peters, and Councilmember Leah García

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

PRESENTATIONS:

- A) Presentation and discussion regarding the 2018 International Building Codes

Mayor Casteel read the aforementioned caption.

TJ Grossi presented the item.

- B) Presentation and direction to staff on updates to the City of New Braunfels Wayfinding System

Mayor Casteel read the aforementioned caption.

Garry Ford presented the item.

1. MINUTES

- A) Discuss and consider approval of the minutes of the regular City Council meeting of November 12, 2018.

Mayor Casteel read the aforementioned caption.

Councilmember Garcia moved to approve the item. Councilmember Bowers seconded the motion 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.

Ron Savage spoke about drainage. Michael Meyer spoke about disc golf. Ray Lorence spoke about traffic issues.

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 a change order in the amount of \$30,000 for SCS Engineers to perform a new solid waste rate study as part of the Comprehensive Solid Waste Management Plan.
- B) Approval of a resolution adopting the Investment Policy for the City of New Braunfels including the broker/dealer list.
- C) Approval of a contract with Pape-Dawson Engineers, Inc. to conduct signal timing services on Loop 337 for the Engineering Division.

Ordinances

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

- D) Approval of the first reading of an ordinance amending Article V of Chapter 126 of the Code of Ordinances regarding bicycles.
- E) Approval of the second and final reading of an ordinance amending Chapter 130, Article IV, Division 3, Section 130-167, Water Rates, of the Code of Ordinances relating to rates for the New Braunfels Utilities Water Service.
- F) Approval of the second and final reading of an ordinance amending Section 126-186 of the Code of Ordinances to prohibit through truck

traffic on Oak Run Parkway.

- G) Approval of the second and final reading of an ordinance amending Section 126-346 of the Code of Ordinances to restrict parking along Hudson Lane and Dexters Place.
- H) Approval of the second and final reading of an ordinance amending Section 126-346 of the Code of Ordinances to restrict parking on a portion of East Faust Street.
- I) Approval of the second and final reading of an ordinance amending Section 126-354 of the Code of Ordinances regarding Parking by Permit.
- J) Approval of the second and final reading of an ordinance amending the City of New Braunfels Code of Ordinances, Chapter 122-Taxation, Article II - Hotel Occupancy Tax, Section 122-36-Use of Proceeds, to allow use of hotel tax revenues to meet the Convention and Tourism Fund reserve balance of the Greater New Braunfels Chamber of Commerce.
- K) Approval of the second and final reading of an amendment to ordinance 2018-63 establishing the number of positions in each classification in the New Braunfels Fire Department and Police Department pursuant to Local Government Code, Chapter 143.

Mayor Casteel read the aforementioned captions.

Councilmember Garcia moved to approve the Consent Agenda. Councilmember Bowers seconded the motion which passed unanimously via roll call vote.

4. INDIVIDUAL ITEMS FOR CONSIDERATION

- G) Public hearing and consideration of an exchange of extraterritorial jurisdiction (ETJ) between the City of New Braunfels, Texas and the City of Seguin, Texas.

Councilmember Bowers moved to take up item 4G out of order. Councilmember Hines seconded the motion which passed unanimously.

Mayor Casteel read the aforementioned caption.

Chris Looney presented the item.

During the public hearing, Charles Urban, Summer Greathouse, Steve Bruington, Don Keil, Doug Faseler, Mark Machaud, Nancy Bruington, Michael Balderas, Robbi Will, and Elaine Mueller spoke.

Councilmember Hines moved to approve the item but keeping the Three Oaks and River Springs neighborhoods within the New Braunfels ETJ. Councilmember Meadows seconded the motion which passed unanimously.

<City Council took a break.>

- A) Discuss and consider approval of the appointment of one individual to the Downtown Board for a term ending May 31, 2019.

Mayor Casteel read the aforementioned caption.

Patrick Aten presented the item.

Councilmember Hines moved to appoint Robin Jeffers. Councilmember Meadows seconded the motion which passed unanimously.

- B) Discuss and consider approval of the appointment of two individuals to the River Advisory Committee for terms ending December 8, 2021.

Mayor Casteel read the aforementioned caption.

Patrick Aten presented the item.

Mayor Pro Tem Peters moved to appoint Heather Harrison and Sarah Shea. Councilmember Meadows seconded the motion which passed unanimously.

- C) Discuss and consider approval of the appointment of one individual as an alternate to the Zoning Board of Adjustment for a term ending May 31, 2019.

Mayor Casteel read the aforementioned caption.

Patrick Aten presented the item.

Councilmember Hines moved to appoint Vincent Lape. Councilmember Meadows seconded the motion which passed unanimously.

D) Discuss and consider approval of the City of New Braunfels FY 2017-18 Fourth Quarter Investment Report.

Mayor Casteel read the aforementioned caption.

Sandy Paulos presented the item.

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

E) Public hearing regarding the U.S. Department of Housing and Urban Development Community Development Block Grant Consolidated Annual Performance and Evaluation Report for Program Year 2017.

Mayor Casteel read the aforementioned caption.

Jennifer Gates presented the item.

No one spoke during the public hearing.

No action was taken.

F) Public hearing and first reading of an ordinance zoning approximately 151 acres out of the Sarah Dewitt Survey, Abstract 103, Guadalupe County, located on the southeast corner of FM 1044 and W. Klein Road, to "C-1B" General Business District.

Mayor Casteel read the aforementioned caption.

Chris Looney presented the item.

No one spoke during the public hearing.

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

H) Discuss and consider an appeal of the Non-Residential and Multifamily

Design Standards minimum exterior finish requirements for a proposed commercial building to be constructed at 2732 Big Oak.

Mayor Casteel read the aforementioned caption.

Councilmember Hines moved to approve the item with the roof and siding materials be consistent with the first building. Councilmember Hoyt seconded the motion.

- I) Discuss and consider approval of the second and final reading of an ordinance amending Chapter 86, Article 1, Section 86-14 of the Code of Ordinances increasing the cooler sizes allowed on the Comal and Guadalupe Rivers within the city limits.

Mayor Casteel read the aforementioned caption.

Kristi Aday presented the information.

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

- J) Discuss and consider approval of the second and final reading of an ordinance amending Chapter 86, Article I, Section 86-14 of the Code of Ordinances to extend the boundaries of the cooler and disposable container ordinance on the Guadalupe River to the Business 35 overpass inside the City limits.

Mayor Casteel read the aforementioned caption.

Kristi Aday presented the information.

Councilmember Meadows moved to approve the item with staff recommendations. Councilmember Garcia seconded the motion which passed 6-1 via roll call vote, with Councilmember Hoyt opposed.

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 the purchase, exchange, lease or value of real estate in

accordance with Section 551.072 of the Texas Government Code

- Property for city facilities

B) Deliberate pending/contemplated litigation, settlement offer(s), and matters concerning privileged and unprivileged client information deemed confidential by Rule 1.05 of the Texas Disciplinary Rules of Professional Conduct in accordance with Section 551.071, of the Texas Government Code, specifically:

- National Flight Services, Inc.

Mayor Casteel read the aforementioned captions.

City Council recessed into Executive Session from 8:48 p.m. - 9:33 p.m.

No vote or action was taken.

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.

City Council reconvened into Open Session at 9:34 p.m.

No vote or action was taken.

7. ADJOURNMENT

The meeting adjourned at 9:34 p.m.

Date Approved: December 10, 2018

Barron Casteel, Mayor

Attest:

Patrick Aten, City Secretary