

**MINUTES - FINAL  
OF THE NEW BRAUNFELS CITY COUNCIL  
REGULAR MEETING OF MONDAY, OCTOBER 11, 2021**

**Item 3C has been pulled from consideration.**

**Item 3D has been pulled from consideration.**

**AGENDA - AMENDED OCTOBER 8, 2021**

**CALL TO ORDER**

**Mayor Brockman called the meeting to order at 6:00 p.m.**

**CALL OF ROLL: CITY SECRETARY**

**Present:** 6 - Mayor Rusty Brockman, Councilmember Shane Hines, Mayor Pro Tem Justin Meadows, Councilmember Harry Bowers, Councilmember Lawrence Spradley, and Councilmember Jason Hurta

**Absent:** 1 - Councilmember James E. Blakey

**INVOCATION: MAYOR PRO-TEM MEADOWS**

**Mayor ProTem Meadows provided the invocation.**

**PLEDGE OF ALLEGIANCE & SALUTE TO THE TEXAS FLAG**

**Mayor Brockman led the Pledge of allegiance and the Salute to the Texas flag.**

**PROCLAMATIONS:**

A) Gruene Music Wine Fest Campaign Month

**Mayor Brockman presented this proclamation.**

B) National Arts and Humanities Awareness Month

**Mayor Brockman presented this 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.

**The following individual spoke at this time: Harry Taylor**

**PRESENTATIONS:**

A) Presentation of National Gold Medal Finalist Plaque from the American Academy of Park and Recreation Administrators (AAPRA) and National Recreation and Park Association (NRPA)

**Mayor Brockman read the aforementioned item.**

**Rick Atkins presented this item.**

B) Presentation on the New Braunfels Transit Study

**Mayor Brockman read the aforementioned item.**

**Garry Ford presented this item.**

C) Presentation of 2020 Census Data and Maps for the City of New Braunfels

**Mayor Brockman read the aforementioned item.**

**Neil Rose presented this item.**

**Mayor Brockman took a break at 7:04 p.m.**

**Mayor Brockman reconvened at 7:10 p.m.**

D) 2021 River Season Presentation

**Mayor Brockman read the aforementioned item.**

**Amy Niles presented this item.**

## **1. MINUTES**

A) Consideration and approval of the minutes for Special Session September 27, 2021, Executive Session September 27, 2021, and Regular Session September 27, 2021.

**Mayor Brockman read the aforementioned item.**

**Councilmember Bowers moved to approve the motion. Councilmember Hurta seconded the motion which passed unanimously.**

## **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 must be present to pull an item.*

### *Resolutions & Action Items*

- A) Approval of a resolution to rename the airport to New Braunfels National Airport
- B) Approval for City Manager to enter into an Advanced Funding Agreement (AFA) with TXDOT for the development and design to implement traffic safety features at County Line Road and Hanz Drive.
- C) Approval of a purchase with Stryker Sales Corporation for durable medical equipment for the New Braunfels Fire Department, to declare the replaced equipment as surplus.
- D) Approval of the purchase of furniture and equipment for the new Police Station with Southwest Solutions Group, Inc. and Sorinex Exercise Equipment, Inc. and to declare the replaced equipment as surplus.

#### *Ordinances*

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

- E) 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-1” Local Business District, addressed at 1370 Church Hill Drive.
- F) Approval of the second and final 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 the following zoning districts with additional conditions: “R-1A-6.6” Single-Family, “R-1A-4” Single-Family Small Lot, “C-1A” Neighborhood Business and “C-1B” General Business.
- G) 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 291 School Avenue.
- H) Approval of the second and final reading of an ordinance regarding the proposed rezoning of approximately 7.6 acres out of the A. M. Esnaurizar A-1 Survey, addressed at 2100 IH-35 North, from “APD AH” Agricultural/Pre-Development, Airport Hazard Overlay District and “C-3 AH” Commercial, Airport Hazard Overlay District to “C-1B AH”

General Business, Airport Hazard Overlay District.

- I) 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 Lot 3 Milltown Extension 1, addressed at 757 Oasis Street.
- J) Approval of the second and final reading of an ordinance regarding the proposed abandonment of approximately 7,231 square feet (0.166 acres) of unimproved public right-of-way, located between Hill Avenue and the terminus of Garden Street.
- K) Approval of the second and final 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.

### **Approval of the Consent Agenda**

**Mayor Brockman read the Consent Agenda A-K.**

**Councilmember Hines moved to approve the Consent Agenda. Councilmember Bowers seconded the motion which passed unanimously.**

### **3. INDIVIDUAL ITEMS FOR CONSIDERATION**

- A) Discuss and Consider approval of a Resolution of the City of New Braunfels, Texas, Determining Costs of the Proposed Public Improvements in the Solms Landing Public Improvement District, Approving a Proposed Assessment Roll, Calling a Public Hearing, Authorizing Publication of a Notice of Such Hearing and Making Related Findings and Determinations, in Accordance With Chapter 372 of the Texas Local Government Code

**Mayor Brockman read the aforementioned item.**

**Jared Werner presented this item.**

**The following individual spoke to this item: Bart Fowler, Bond Counsel with McCall Parkhurst and Horton.**

**Councilmember Hurta moved to approve the item. Councilmember Spradley seconded the motion which passed unanimously.**

- B) Discuss and consider approval of an ordinance authorizing the issuance of City of New Braunfels, Texas General Obligation Refunding Bonds in an amount not to exceed \$24,160,000 in one or more series; approving an official statement, a paying agent/registrars agreement, a bond purchase agreement, and an escrow agreement as needed for the sale of bonds; establishing the procedures for selling and delivering one or more series of the bonds; providing for the approval of this ordinance on one reading only as authorized by state law; and authorizing other matters relating to the bonds.

**Mayor Brockman read the aforementioned item.**

**Jared Werner presented this item.**

**The following individual spoke to this item: Andrew Friedman, Financial Advisor with Samco Capital Markets.**

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

- C) Discuss and consider approval of a contract with the Center for Public Safety Management to conduct a staffing analysis of the City's Police Department services.

**Mayor Brockman announced item 3C was pulled from Individual Consideration by staff.**

- D) Public hearing and first reading of an ordinance amending Section 126-368 to revise the starting date for water recreation loading zones on W Lincoln Street, Liebscher Drive, and S Gilbert Street from May 1 to March 1.

**Mayor Brockman announced item 3D was pulled from Individual Consideration by staff.**

- E) Discuss and consider approval of a Resolution for nomination(s) to the Comal County Appraisal District Board of Directors.

**Mayor Brockman read the aforementioned item.**

**Caitlin Krobot presented this item.**

**Mayor Brockman submitted Eric Couch as a candidate to the Comal County Appraisal District Board of Directors.**

**Councilmember Hines moved to nominate Eric Couch as a candidate**

to the Comal County Appraisal District Board of Directors. Mayor ProTem Meadows seconded the motion which passed unanimously.

**4. 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 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:
  - J3 Company's construction contract for Klein Road reconstruction project
- B) Deliberate the appointment, evaluation, duties, discipline, or removal of the Municipal Court Judge in accordance with Section 551.074 of the Texas Government Code.

*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).*

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

No action was taken at this time.

**ADJOURNMENT**

Mayor Brockman adjourned the meeting at 7:57 p.m.

By: \_\_\_\_\_  
RUSTY BROCKMAN, MAYOR

Attest:

\_\_\_\_\_  
CAITLIN KROBOT, CITY SECRETARY

