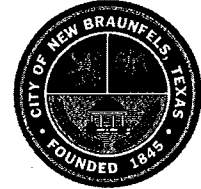




**CITY OF NEW BRAUNFELS, TEXAS
SPECIAL CITY COUNCIL MEETING**



**CITY HALL – CONFERENCE ROOM B
424 S. CASTELL AVENUE**

MONDAY, NOVEMBER 23, 2009 at 5:30 P.M.

R. Bruce Boyer, Mayor
Richard Zapata, Councilmember (District 1)
Mark Goodner, Councilmember (District 2)
Mike Ybarra, Councilmember (District 3)

Sandy Nolte, Councilmember (District 4)
Kathleen Krueger, Mayor Pro Tem (District 5)
Steven Digges, Councilmember (District 6)
Michael Morrison, City Manager

MISSION STATEMENT

***The City of New Braunfels will add value to our community
by planning for the future, providing quality services, encouraging
Community involvement and being responsive to those we serve.***

A G E N D A

CALL TO ORDER: November 9, 2009 @ 5:30 P.M.

CALL OF ROLL: City Secretary

In accordance with Texas Government Code, Subchapter D, the City Council will convene in a closed session to discuss the following item; any final action or vote taken will be in public.

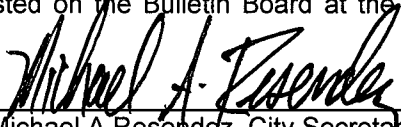
1. Deliberate and consider the purchase, exchange, lease or value of real property, in accordance with Section 551.072, of the Texas Government Code.
(A. Wayland, City Attorney)

ADJOURNMENT

CERTIFICATION

I hereby certify that the above Notice of Meeting was posted on the Bulletin Board at the New Braunfels Municipal Building on November 11, 2009 at 4:30 p.m.



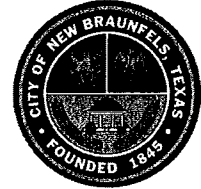

Michael A Resendez, City Secretary

NOTE: Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, or large print, are requested to contact the City Secretary at 221-4010 at least two (2) work days prior to the meeting so that appropriate arrangements can be made.



**CITY OF NEW BRAUNFELS, TEXAS
REGULAR CITY COUNCIL MEETING**

**CITY HALL - COUNCIL CHAMBERS
424 S. CASTELL AVENUE**



MONDAY, NOVEMBER 23, 2009 at 6:00 P.M.

R. Bruce Boyer, Mayor
Richard Zapata, Councilmember (District 1)
Mark Goodner, Councilmember (District 2)
Mike Ybarra, Councilmember (District 3)

Sandy Nolte, Councilmember (District 4)
Kathleen Krueger, Mayor Pro Tem (District 5)
Steven Digges, Councilmember (District 6)
Michael Morrison, City Manager

MISSION STATEMENT

*The City of New Braunfels will add value to our community
by planning for the future, providing quality services, encouraging
Community involvement and being responsive to those we serve.*

AGENDA

CALL TO ORDER: November 23, 2009 @ 6:00 P.M.

CALL OF ROLL: City Secretary

PLEDGE OF ALLEGIANCE/SALUTE TO THE TEXAS FLAG

INVOCATION: Council Member Sandy Nolte

PROCLAMATIONS: Wassailfest Day

RECOGNITIONS: Ravenstar Environmental Honoree – Nathan Pence
Main Street Award

**REQUEST ALL PAGERS AND PHONES BE TURNED OFF, EXCEPT EMERGENCY ON-
CALL PERSONNEL.**

1. MINUTES

Consider approving the minutes of the special meeting of November 9, 2009, and the regular meeting of November 9, 2009.

(M. Resendez, City Secretary)

2. CITIZENS' COMMUNICATIONS

This time is for citizens to address the City Council on issues and items of concern, not on this agenda. There will be no City Council action at this time.

Mayor Boyer

3. CONSENT AGENDA

All items listed below are considered to be routine and non-controversial by the 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.

- (A) Approval of the second and final reading of an ordinance annexing 2670 FM 1101, described as a 57.268 acre tract of land situated in Subdivision No. 59 and 60, A.M. Esnaurizar Eleven League Grant, Comal County, Texas.
(S. Mattingly, Planning and Community Development Director)
- (B) Approval of the second and final reading of an ordinance zoning 57.268 acres located at 2670 FM 1101 to "MU-B High Intensity Mixed Use District."
(S. Mattingly, Planning and Community Development Director)
- (C) Approval of the second and final reading of an ordinance rezoning Lot 40A, River Acres Subdivision, located at 1260 River Acres Drive, from "C-1 Local Business District" and "R-1 Single Family District" to "C-O Commercial Office District."
(S. Mattingly, Planning and Community Development Director)
- (D) Approval of the second and final reading of an ordinance rezoning 343 Cross Street, from "SND-1 Special Neighborhood District No. 1" to "C-1A Neighborhood Business District."
(S. Mattingly, Planning and Community Development Director)
- (E) Approval of the second and final reading of an ordinance rezoning of 226 S. Hill Avenue from "SND-1 Special Neighborhood District No. 1" to "C-1A Neighborhood Business District."
(S. Mattingly, Planning and Community Development Director)
- (F) Approval of the second and final reading of an ordinance designating 148 Ferguson Avenue, to be known as the "Beinhauer-Forres House" as a historic landmark.
(S. Mattingly, Planning and Community Development Director)
- (G) Authorization for the city manager to enter into contracts with Koontz McCombs and Kimley-Horn Associates regarding construction of Goodwin Lane
(M. Morrison, City Manager)
- (H) Approval of a fire and/or emergency medical services mutual aid agreement between the City Of New Braunfels and neighboring emergency service agencies.
(D. Wrenn, Assistant Fire Chief)

- (I) Approval to authorize the City Manager to execute an agreement with Schultz Engineering Inc. for design of Water Lane Street Reconstruction.
(J. Klein, City Engineer)
- (J) Approval of a resolution to cast sixty eight (68) votes toward the election of members of the Guadalupe Appraisal District Board of Directors.
(R. Camareno, Assistant City Manager)
- (K) Approval to cancel the December 28, 2009 regular City Council meeting.
(M. Resendez, City Secretary)
- (L) Approval of a resolution for the purchase of 478 S. Castell Avenue, New Braunfels, Texas, in the amount of \$221,500.00 plus other acquisition costs and authorizing the City Manager to execute all necessary documents.
(A. Wayland, City Attorney)
- (M) Approval of the purchase of services from Dausin Electric for the Main Plaza electrical upgrade.
(S. Laird Dicke, Parks and Recreation Director/M. Quinones, Purchasing Manager)
- (N) Approval of a resolution supporting the restoration of the Comal County Courthouse.
(S. Mattingly, Planning and Community Development Director)
- (O) Approval of the first reading of an ordinance amending Chapter 86 "Parks And Recreation," Article III "Landa Park Golf Course Advisory Board" to change the composition of the board and to revise the role of the Parks and Recreation Department.
(S. Laird Dicke, Parks and Recreation Director)

4. PRESENTATIONS

- (A) Presentation by the Greater New Braunfels Chamber Of Commerce on the semi-annual report regarding economic development activities.
(M. Meek, President of the Greater New Braunfels Chamber of Commerce)

5. INDIVIDUAL ITEMS FOR CONSIDERATION

- (A) Discuss and consider action authorizing completion of bid documents for the construction of Walnut Avenue Segments 1, 2, and 3 as one project.
(O. Garza, Assistant City Engineer)
- (B) Public hearing and a resolution of the City of New Braunfels, Texas, amending the Future Land Use Plan for 0.669 acres, located at 1260 River Acres Drive, and also know as Lot 40A River Acres Subdivision, by changing the designation from "Residential Low Density" to "Commercial."
(S. Mattingly, Planning and Community Development Director)

- (C) Discussion and possible approval of the process for amending the City's Home Rule Charter.
(M. Morrison, City Manager/ A. Wayland, City Attorney)

6 . 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.

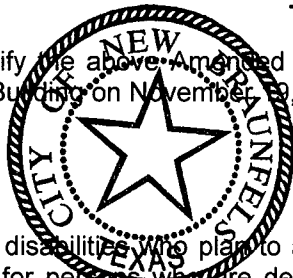
- (A) Deliberate and consider the purchase, exchange, lease or value of real property, in accordance with Section 551.072, of the Texas Government Code.
(A. Wayland, City Attorney)
- (B) Deliberate issues regarding economic development negotiations in accordance with Section 551.087, of the Texas Government Code.
(A. Wayland, City Attorney)
- (C) 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.
(A. Wayland, City Attorney)

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

CERTIFICATION

I hereby certify the above Amended Notice of Meeting was posted on the Bulletin Board at the New Braunfels Municipal Building on November 19, 2009 at 4:30 p.m.



Michael A. Resendez
Michael A Resendez, City Secretary

NOTE: Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, or large print, are requested to contact the City Secretary's Office at 221-4010 at least two (2) work days prior to the meeting so that appropriate arrangements can be made.