

AGENDA
REGULAR CITY COUNCIL MEETING
RONALD C. BOWMAN CITY COUNCIL CHAMBERS
447 North Main Street
Boerne, TX 78006
June 28, 2022 – 6:00 PM

A quorum of the City Council will be present during the meeting at: 447 N Main, Boerne, TX 78006.

During the meeting, the City Council may meet in executive session, as to the posted subject matter of this City Council meeting, under these exceptions of Chapter 551 of the Texas Government Code; sections 551.071 (Consultation with Attorney), 551.072 (Deliberation Regarding Real Property), 551.073 (Deliberation Regarding Gifts), 551.074 (Personnel/Officers), 551.076 (Deliberation Regarding Security Devices), and Section 551.087 (Deliberation Regarding Economic Development Negotiations).

1. CALL TO ORDER – 6:00 PM

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE TO THE UNITED STATES FLAG

PLEDGE OF ALLEGIANCE TO THE TEXAS FLAG

(Honor the Texas flag, I pledge allegiance to thee, Texas – one state under God, one and indivisible.)

2. CONFLICTS OF INTEREST

3. PUBLIC COMMENTS: This is the opportunity for visitors and guests to address the City Council on any issue, in compliance with LGC Section 551.007. City Council may not discuss any presented issue, nor may any action be taken on any issue at this time. (Attorney General opinion – JC-0169)

4. CONSENT AGENDA: All items listed below within the Consent Agenda are considered to be routine by the City Council and may be enacted with one motion. There will be no separate discussion of items unless a Council Member or citizen so requests, in which event the item may be moved to the general order of business and considered in its normal sequence.

A. [2022-521](#) CONSIDER THE MINUTES OF THE REGULAR CALLED CITY COUNCIL MEETING OF JUNE 14, 2022.

Presenter: City Secretary Lori Carroll

REGULAR AGENDA:

5. PRESENTATIONS, PUBLIC HEARINGS, AND ORDINANCES:

- A. [2022-528](#) CONSIDER ON FIRST READING ORDINANCE NO. 2022-21; AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF BOERNE, TEXAS, CHAPTER 2, ADMINISTRATION, ARTICLE V. ETHICS, SEC. 2.122. - STANDARDS OF CONDUCT, (a) GENERAL PROVISIONS, (11) BY PROVIDING THAT NO PERSON RELATED TO THE MAYOR OR MEMBER OF THE CITY COUNCIL WITHIN THE SECOND DEGREE OF CONSANGUINITY OR AFFINITY SHALL BE ELIGIBLE FOR APPOINTMENT TO NOR SERVICE UPON A CITY BOARD, COMMITTEE OR COMMISSION; AND PROVIDING AN EFFECTIVE DATE AND SAVINGS CLAUSE; AND RELATED MATTERS. (Amend Ethics Ordinance)

Presenter: City Attorney Mick McKamie

6. RESOLUTIONS

- A. [2022-522](#) RECEIVE BIDS AND CONSIDER RESOLUTION NO. 2022-R28; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BOERNE, TEXAS, AWARDED THE CONTRACT FOR THE WATER TREATMENT PLANT EMERGENCY POWER UPGRADES PROJECT TO _____ FOR AN AMOUNT NOT TO EXCEED \$ _____; AND AUTHORIZING THE CITY MANAGER TO MANAGE AND EXECUTE RELATED CONTRACT. (Water Treatment Plant backup power generator installation)

Presenter: Utilities Director Michael Mann

7. OTHER ITEMS:

- A. [2022-530](#) DISCUSSION ON BUDGET CONSIDERATIONS, PROCESS AND CALENDAR.

Presenter: City Manager Ben Thatcher and Finance Director Sarah Buckelew

- B. [2022-523](#) PRESENTATION FROM STAFF REGARDING WATER CONSERVATION AND RECOMMENDATIONS FROM THE WATER COMMITTEE.

Presenter: Utilities Director Michael Mann

8. CITY MANAGER'S REPORT:

- A. [2022-526](#) MONTHLY PROJECTS REPORT.

Presenter: City Manager Ben Thatcher

9. COMMENTS FROM COUNCIL – No discussion or action may take place.

10. EXECUTIVE SESSION IN ACCORDANCE WITH THE TEXAS GOVERNMENT CODE:

- A. [2022-524](#) SECTION 551.071 - CONSULTATION WITH CITY'S ATTORNEY REGARDING PENDING OR CONTEMPLATED LITIGATION REGARDING DEVELOPMENT AGREEMENT WITH BOERNEBAK.

Presenter: City Attorney Mick McKamie and Assistant City Manager Kristy Stark

- B. [2022-527](#) SECTION 551.072 - TO DELIBERATE THE PURCHASE, EXCHANGE, LEASE, OR VALUE OF REAL PROPERTY WHERE DELIBERATION IN AN OPEN MEETING WOULD HAVE A DETRIMENTAL EFFECT ON THE POSITION OF THE CITY IN NEGOTIATIONS WITH A THIRD PERSON. (A 15 acre tract of land near Hwy 46 East)

Presenter: City Manager Ben Thatcher

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

12. ADJOURNMENT

CERTIFICATION

I hereby certify that the above notice of meeting was posted on the 24th day of June, 2022 at 4:30 p.m.

Lori A. Carroll

City Secretary

NOTICE OF ASSISTANCE AT THE PUBLIC MEETINGS

The City Hall is wheelchair accessible. Access to the building and special parking is available at the northeast entrance of the building. Requests for auxiliary aides and special services must be received forty-eight (48) hours prior to the meeting time by calling the City Secretary at 830-249-9511.

Pursuant to Section 30.06 Penal Code (trespass by license holder with a concealed handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a concealed handgun.

Pursuant to section 30.07 Penal Code (trespass by license holder with an openly carried handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a handgun that is carried openly.