

**AGENDA**  
**REGULAR CITY COUNCIL MEETING**  
**RONALD C. BOWMAN CITY COUNCIL CHAMBERS**  
**447 North Main Street**  
**Boerne, TX 78006**  
**July 12, 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

INVOCATION

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.     [2022-559](#)           CONSIDER THE MINUTES OF THE REGULAR CALLED CITY COUNCIL MEETING OF JUNE 28, 2022.

**Presenter:**       City Secretary Lori Carroll

- B. [2022-573](#) CONSIDER ON SECOND 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

REGULAR AGENDA:

5. PRESENTATIONS, PUBLIC HEARINGS, AND ORDINANCES:

- A. [2022-557](#) CONSIDER ON FIRST READING ORDINANCE NO. 2022-22; AN ORDINANCE AMENDING THE CITY OF BOERNE, TEXAS, CODE OF ORDINANCES, CHAPTER 22, UTILITIES, BY REPEALING AND REPLACING DIVISION 3. CROSS-CONNECTION CONTROL AND BACKFLOW PREVENTION PROGRAM, SECTIONS 22-62 THROUGH SECTION 22-84, AND ESTABLISHING A CROSS CONNECTION CONTROL AND BACKFLOW PREVENTION PROGRAM FOR THE CITY OF BOERNE POTABLE WATER AND RECLAIMED WATER DISTRIBUTION SYSTEM; PROVIDING FOR A MAXIMUM PENALTY OF \$2,000 FOR EACH VIOLATION OF THIS ORDINANCE.

**Presenter:** Utilities Director Michael Mann

- B. [2022-558](#) CONSIDER ON FIRST READING ORDINANCE NO. 2022-23; AN ORDINANCE AMENDING THE CITY OF BOERNE, TEXAS, CODE OF ORDINANCES, CHAPTER 22, UTILITIES, AMENDING ARTICLE II. WATER SYSTEM, SEC. 22-31. WATER FOR CONSTRUCTION GENERALLY; SEC. 22-40. YEAR-ROUND WATER CONSERVATION MEASURES; SEC. 22-51. GENERALLY; SEC. 22-55. CRITERIA FOR INITIATION AND TERMINATION OF DROUGHT RESPONSE STAGES (EXCEPT WHEN A CRITICAL WATER SHORTAGE EXISTS); SEC. 22-56. DROUGHT RESPONSES STAGES; SEC. 22-57.

DESIGNATED OUTSIDE WATER USE DAYS; AND PROVIDING FOR A PENALTY NOT TO EXCEED \$1,000 FOR VIOLATIONS OF THE ORDINANCE (Update water conservation Stage I, II, and III)

**Presenter:** Utilities Director Michael Mann

6. CITY MANAGER'S REPORT:

- A. [2022-574](#) TEXAS ASSOCIATION OF MUNICIPAL INFORMATION OFFICERS  
TAMIO AWARD OF HONOR.

**Presenter:** Communications Director Chris Shadrock

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

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

- A. [2022-575](#) SECTION 551.071 - CONSULTATION WITH CITY'S ATTORNEY  
REGARDING PENDING OR CONTEMPLATED LITIGATION  
REGARDING DEVELOPMENT AGREEMENT AND SECTION 551.087  
- DELIBERATION REGARDING ECONOMIC DEVELOPMENT  
NEGOTIATIONS; BOERNEBAK.

**Presenter:** City Attorney Mick McKamie, Assistant City Manager Kristy Stark  
and Planning & Community Development Director Laura Haning

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

- A. [2022-576](#) CONSIDER RESOLUTION NO. 2022-R29; A RESOLUTION  
AUTHORIZING THE CITY MANAGER TO EXECUTE THE SECOND  
AMENDMENT TO DEVELOPMENT AGREEMENT BETWEEN THE  
CITY OF BOERNE, TEXAS AND BOERNEBAK, LLC AND BOERNEBAK  
II, LLC.

**Presenter:** Planning & Community Development Director Laura Haning

10. ADJOURNMENT

**CERTIFICATION**

**I hereby certify that the above notice of meeting was posted on the 8th day of July,  
2022 at 4:30 p.m.**

---

s/s 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.