

- B. [2023-125](#) CONSIDER ON SECOND READING ORDINANCE NO. 2022-36; AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF BOERNE UNIFIED DEVELOPMENT CODE, BY AMENDING CHAPTER 3. ZONING, SECTION 3.2, ZONING MAP, REZONING 0.191 ACRES, LOCATED AT 335 EBNER ROAD (TRINIDAD ADDITION LOT 5, KAD NO. 33729) FROM R2-M DT, MODERATE-DENSITY RESIDENTIAL, DOWNTOWN COMMUNITY OVERLAY DISTRICT TO R3-D DT, DUPLEX RESIDENTIAL, DOWNTOWN COMMUNITY OVERLAY DISTRICT; REPEALING ALL ORDINANCES IN CONFLICT; CONTAINING A SEVERANCE CLAUSE; AND DECLARING AN EFFECTIVE DATE. (Ronald Mitar)
- Presenter:** Planning & Community Development Director Laura Haning
- C. [2023-100](#) CONSIDER RESOLUTION NO. 2023-R01; A RESOLUTION ESTABLISHING PROCEDURES FOR A GENERAL ELECTION FOR MAY 6, 2023. (Considerar la resolución número 2023-R01; una resolución que establece los procedimientos para la elección general del 6 de mayo, 2023)
- Presenter:** City Secretary Lori Carroll
- D. [2023-102](#) CONSIDER RESOLUTION NO. 2023-R02; A RESOLUTION AUTHORIZING THE CLOSURE OF A PORTION OF MAIN STREET (HWY 87) DURING CERTAIN HOURS FOR THE TEXAS CORVETTE SHOW AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR THE TEMPORARY CLOSURE OF STATE RIGHT-OF-WAY WITH THE TEXAS DEPARTMENT OF TRANSPORTATION. (Close Main St. for Corvette Show, 5 year agreement)
- Presenter:** Police Chief Steve Perez

REGULAR AGENDA:

5. PRESENTATIONS, PUBLIC HEARINGS, AND ORDINANCES:

- A. [2023-123](#) HOLD A PUBLIC HEARING AND CONSIDER ON FIRST READING ORDINANCE NO. 2023-01; AN ORDINANCE ANNEXING 37 CASCADE CAVERNS ROAD (KAD NOS. 12244 AND 12246) AND A PORTION OF CASCADE CAVERNS ROAD TO THE CITY OF BOERNE,

KENDALL COUNTY, TEXAS, AND EXTENDING THE BOUNDARY LIMITS OF SAID CITY SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED PROPERTY WITHIN SAID CITY LIMITS, AND GRANTING TO ALL THE INHABITANTS OF SAID PROPERTY ALL THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID INHABITANTS BY ALL OF THE ACTS, ORDINANCES, RESOLUTIONS, AND REGULATIONS OF SAID CITY. (At the request of Greg Plummer for Currey Creek Church, 37 Cascade Caverns Road, one of one public hearing)

Presenter:

Planning & Community Development Director Laura Haning

B. [2023-124](#)

CONSIDER ON FIRST READING ORDINANCE NO. 2023-02; AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF BOERNE UNIFIED DEVELOPMENT CODE, BY AMENDING CHAPTER 3. ZONING, SECTION 3.2, ZONING MAP, CHANGE IN ZONING FOR A TOTAL OF 15.16 ACRES, LOCATED AT 35 CASCADE CAVERNS ROAD (J AND J ACRES LOT 1A, 3.229 ACRES, KAD NO. 12245), FROM C-3, COMMUNITY COMMERCIAL DISTRICT, 37 CASCADE CAVERNS ROAD (J AND J ACRES LOT 2A, 3.94 ACRES, KAD NO. 12244) FROM HOL, INTERIM HOLDING DISTRICT, AND 45 CASCADE CAVERNS ROAD (MILLER'S SUBDIVISION LOT 7A, 7.99 ACRES, KAD NO. 24328 AND 12246) FROM C-1, NEIGHBORHOOD COMMERCIAL DISTRICT, TO CIV, CIVIC AND INSTITUTIONAL DISTRICT; REPEALING ALL ORDINANCES IN CONFLICT; CONTAINING A SEVERANCE CLAUSE; AND DECLARING AN EFFECTIVE DATE. (Rezoning 35, 37, and 45 Cascade Caverns Road, Currey Creek Baptist Church of Boerne)

Presenter:

Planning & Community Development Director Laura Haning

6. RESOLUTIONS

A. [2023-127](#)

CONSIDER RESOLUTION NO. 2023-R03; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE A CONTRACT BETWEEN THE CITY OF BOERNE AND MAESTAS & ASSOCIATES, LLC FOR THE ENGINEERING DESIGN AND CONSTRUCTION PHASE SERVICES FOR TASK ORDER 2, THE FLATS SIDEWALK IMPROVEMENTS PROJECT FOR AN AMOUNT NOT TO EXCEED \$54,955.00. (Proposed sidewalks along north side only of W Hosack Street from S School to S Main St. and

along the east side only of W Thessen Street from W. Hosack to Herff Street)

Presenter: Development Director Jeff Carroll

7. OTHER ITEMS:

- A. [2023-131](#) CONSIDER REQUEST FROM PANTUSA TOWING & RECOVERY, LLC AS A THIRD PROVIDER FOR THE MASTER TOW TRUCK ROTATION LIST.

Presenter: Police Chief Steve Perez

8. CITY MANAGER'S REPORT:

- A. [2023-132](#) UPCOMING CITIZEN'S SURVEY.

Presenter: City Manager Ben Thatcher

- B. [2023-133](#) ELECTED OFFICIAL/ BOARD AND COMMISSION RESOURCE.

Presenter: City Secretary Lori Carroll

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

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

- A. [2023-134](#) SECTION 551.071 CONSULTATION WITH CITY ATTORNEY AND 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. (Utilities)

Presenter: City Attorney Mick McKamie

- B. [2023-135](#) SECTIONS 551.071- CONSULTATION WITH CITY'S ATTORNEY REGARDING A LEASE AGREEMENT WITH THE FRIENDS OF THE CIBOLO WILDERNESS, INC.

Presenter: City Attorney Mick McKamie

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

- A. [2023-138](#) CONSIDER RESOLUTION NO. 2023-R04; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND

MANAGE A LEASE AGREEMENT BETWEEN THE CITY OF BOERNE
AND THE FRIENDS OF THE CIBOLO WILDERNESS, INC. FOR
OPERATION AND MAINTENANCE OF THE CIBOLO WILDERNESS
AREA LOCATED AT 140 CITY PARK ROAD, BOERNE, TEXAS,
78006-1677.

Presenter: Assistant City Manager Danny Zincke

12. ADJOURNMENT

CERTIFICATION

**I hereby certify that the above notice of meeting was posted on the 6th day of
January, 2023 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.