

AGENDA
REGULAR CITY COUNCIL MEETING
RONALD C. BOWMAN CITY COUNCIL CHAMBERS
447 North Main Street
Boerne, TX 78006
February 14, 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. [2023-160](#) CONSIDER APPROVAL OF THE MINUTES OF THE REGULAR CITY COUNCIL MEETING ON JANUARY 24, 2023.

Presenter: City Secretary Lori Carroll

- B. [2023-192](#) CONSIDER RESOLUTION NO. 2023-R05; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE AN AGREEMENT BETWEEN THE CITY OF BOERNE AND FREESE AND NICHOLS FOR CAPITAL IMPROVEMENT PLAN (CIP) EVALUATION STUDY FOR AN AMOUNT NOT TO EXCEED \$61,572.00. (Support to improve the accuracy of data, information, and cost estimates for various projects within the 2022-2023 CIP)

Presenter: Director of Engineering & Mobility Jeff Carroll

- C. [2023-202](#) CONSIDER RESOLUTION NO. 2023-R06; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE AN AGREEMENT BETWEEN THE CITY OF BOERNE AND KIMLEY-HORN AND ASSOCIATES, INC. FOR TASK ORDER NO. 8, AMMANN ROAD WATER TANK AND PUMP STATION DESIGN, BIDDING, AND CONSTRUCTION CONTRACT ADMINISTRATION SERVICES FOR AN AMOUNT NOT TO EXCEED \$500,000.00. (Ammann Rd. potable water tank and pump station)

Presenter: Utilities Director Michael Mann

- D. [2023-196](#) CONSIDER RESOLUTION NO. 2023-R07; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE AN AGREEMENT BETWEEN THE CITY OF BOERNE AND LOWER COLORADO RIVER AUTHORITY (LCRA) FOR TREE TRIMMING SERVICES BY MCCOY TREE SURGERY FOR AN AMOUNT NOT TO EXCEED \$67,000.00. (Annual tree trimming)

Presenter: Utilities Director Michael Mann

- E. [2023-201](#) CONSIDER RESOLUTION NO. 2023-R08; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE AN AGREEMENT BETWEEN THE CITY OF BOERNE AND QUIDDITY ENGINEERING, LLC FOR PROFESSIONAL ENGINEERING SERVICES FOR THE AMMANN ROAD TRANSMISSION MAIN PROJECT FOR AN AMOUNT NOT TO EXCEED \$250,000.00. (Design phase of a water main along Ammann Road)

Presenter: Utilities Director Michael Mann

REGULAR AGENDA:

5. PRESENTATIONS, PUBLIC HEARINGS, AND ORDINANCES:

- A. [2023-200](#) UPDATE FROM BOERNE KENDALL COUNTY ECONOMIC DEVELOPMENT CORPORATION PRESIDENT AND CEO, AMY STORY.

Presenter: Assistant to the City Manager Nick Montagno

- B. [2023-193](#) PRESENTATION ON SAN ANTONIO RIVER AUTHORITY (SARA) FLOODPLAIN UPDATES CURRENTLY IN PROGRESS.

Presenter: Director of Engineering & Mobility Jeff Carroll

6. OTHER:

- A. [2023-199](#) MAYORAL APPOINTMENT TO THE KENDALL COUNTY LIBRARY ADVISORY BOARD.

Presenter: Tim Handren

7. CITY MANAGER'S REPORT:

- A. [2023-204](#) WINTER WEATHER RESPONSE.

Presenter: City Manager Ben Thatcher

- B. [2023-203](#) RECOGNIZE LISSETTE JIMENEZ, PARKS DIRECTOR.

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

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

- A. [2023-150](#) SECTION 551.087 - DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS. (Esperanza)

Presenter: Assistant to the City Manager Nick Montagno

- B. [2023-197](#) SECTION 551.071 - CONSULTATION WITH CITY ATTORNEY TO RECEIVE AND DISCUSS LEGAL ISSUES RELATED TO ESTABLISHMENT, IMPLEMENTATION AND ENFORCEMENT OF FLOODPLAIN REGULATIONS.

Presenter: Director of Engineering & Mobility Jeff Carroll

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

- A. [2023-198](#) CONSIDER RESOLUTION NO. 2023-R09; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE A SEVENTH AMENDMENT TO THE DEVELOPMENT AGREEMENT AND DISTRICT CONSENT AGREEMENT BY AND BETWEEN THE CITY OF BOERNE AND LOOKOUT DEVELOPMENT GROUP, L.P., KENDALL COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 2, AND KENDALL COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 2A. (Esperanza)

Presenter: Assistant to the City Manager Nick Montagno

11. ADJOURNMENT

CERTIFICATION

I hereby certify that the above notice of meeting was posted on the 10th day of February, 2023 at 4:00 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.