AGENDA
REGULAR CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
124 Old San Antonio Road
Boerne, TX 78006
February 9, 2016 – 6:00 PM

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. 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.

4A. 2016-465 Approval of The Special Called City Council Meeting Minutes of January 21, 2016 (Chamber Luncheon) and The Regular City Council Meeting Minutes of January 26, 2016.

Attachments: MINUTES 16.0121 Special Called- State of the City
MINUTES 16.0126

4B. 2015-373 Consider On Second Reading Ordinance No. 2015-45; An Ordinance Amending The Code Of Ordinances, City Of Boerne, Texas, By Amending Chapter 5, Buildings And Building Regulations, Article II, Construction Standards, Section 5-36; Article III, Mechanical Code, Sections 5-61; Article IV, Gas, Section 5-86; Article V, Plumbing, Sections 5-111; Article VI, Existing Building Code, Section 5-136; Article VII, Electrical

Code, Section 5-232; And Article X, Housing Code, Section 5-266.

Attachments: 2016.01.21..building.Code.Update Ordinance (2)
Ordinance No. 2015-45

4C. 2016-423 Consider On Second Reading Ordinance No. 2016-09; An Ordinance Amending Ordinance No. 2015-23 Captioned "Establishing The Rate Classifications And Rates To Be Charged For Reclaimed Water Services Provided By The City Of Boerne Utilities."

Attachments: AIS Reclaimed (Reuse) Water Rate Amendments - 1-26-16
Ordinance No. 2016-09

4D. 2016-460 Consider Resolution No. 2016-R13; A Resolution Authorizing The City Manager To Proceed With Purchases As Per Section 6.08 Of The City Of Boerne's Home Rule Charter. (Purchase Brush Loader Truck for Street Department.)

Attachments: AIS Brush Loader Truck.doc
Street Brush Loader Truck.pdf
2016-R13 Purchase Brush Loader Truck- Street

4E. 2016-461 Consider Resolution No. 2016-R14; A Resolution Authorizing The City Manager To Proceed With Purchases As Per Section 6.08 Of The City Of Boerne's Home Rule Charter. (Purchase Vacuum Truck for Water and Wastewater Department.)

Attachments: AIS Sewer Vaccuum Truck.doc
Sewer Vacuum Truck.pdf
2016-R14 Purchase Vacuum Truck- Sewer Dept

4F. 2016-451 Consider Resolution No. 2016-R15; A Resolution Authorizing The City Manager To Enter Into And Manage An Agreement With Heat Transfer Solutions, Inc. (HTS) For Preventative Maintenance.

Attachments: AIS agreement for HVAC services.
2016-R15 Agreement HTS
HVAC agreement

4G. 2016-450 Consider Resolution No. 2016-R16; A Resolution Authorizing The City Manager To Enter Into And Manage An Agreement

With Cummins Southern Plains For Maintenance Of Back-Up Generators.

Attachments: AIS Emergency Generator Maintenenace agreement.
2016-R16 Agreement Cummins Southern Plains Maintnenance Agreement

4H. 2016-456 Consider Resolution No. 2016-R17; A Resolution Authorizing The City Manager To Enter Into And Manage An Agreement With F.O. Foundations For Concrete Slab At City Park.

Attachments: AIS concession slab City Park
2016-R17 FO Foundations slab at City Park
City Park slab bids

5. 2016-448 RECOGNITION OF MUNICIPAL COURT CLERK, CLAUDIA LEMON FOR ACHIEVING THE LEVEL III MUNICIPAL COURT CERTIFICATION.

Attachments: Claudia Lemon

6. 2016-442 RECOGNITION OF MS. LINDA ZARTLER RECEIVING RE-CERTIFICATION OF TEXAS MUNICIPAL CLERKS CERTIFICATION PROGRAM.

Attachments: AIS.Linda recertification

PUBLIC HEARING – To Hear Comments On The Following:

7. 2016-440 Proposed Use Of A Retirement Community In A R-2, Moderate-Density Residential District And R-3, High-Density Residential District For 20 Old San Antonio Road, A Total Of 5.609 Acres, Fronting East Bandera Road, KAD No. 39338. (Franklin Development Properties for Bruce Calder, Owner)

Attachments: Summary - Public Hearing
Att 1 - location
Public Hearing - 16.0209 Zoning- FranklinDev.

8. 2016-441 CONSIDER ON FIRST READING ORDINANCE NO. 2016-10; AN ORDINANCE AMENDING THE CITY OF BOERNE ZONING ORDINANCE NO. 2007-64, CAPTIONED, “ZONING ORDINANCE OF THE CITY OF BOERNE, TEXAS”, DATED DECEMBER 18, 2007 ARTICLE 5, SECTION 3 PERMITTED USES, TABLE 5-1,

AUTHORIZING THE USE OF A RETIREMENT COMMUNITY IN A R-2, MODERATE-DENSITY RESIDENTIAL DISTRICT AND R-3, HIGH-DENSITY RESIDENTIAL DISTRICT FOR 20 OLD SAN ANTONIO ROAD, A TOTAL Of 5.609 ACRES, FRONTING EAST BANDERA ROAD, KAD NO. 39338. (Franklin Development Properties for Bruce Calder, Owner)

Attachments:
Summary - 1st reading
Ordinance No. 2016-10
Att 1 - location
Att 2 - 20 Old SA - location fronting E Bandera
Att 3 - aerialmapsforsignsfranklin2
Att 4a -Site Plan-20160105
Att 4b - Site plan 1
Att 5 - 1 story front elevation - 12.14.15
Att 6 - 3 story front elevation - 12.14.15

9. 2016-454 UPDATE ON PATRICK HEATH PUBLIC LIBRARY ACTIVITIES.

Attachments:
AIS Update on PHPL activities 2-9-16
PHPL-CVB Tourist Brochure
Echoes vol 11 december 2015
What kind of community do you want to live in-Harwood Institute questi
PHPL Digital Services Compatibility Guide

10. 2016-444 CONSIDER ON FIRST READING ORDINANCE NO. 2016-11; AN ORDINANCE ANNEXING THE HEREINAFTER DESCRIBED TERRITORY INTO THE CITY OF BOERNE, KENDALL COUNTY, TEXAS AND EXTENDING THE BOUNDARY LIMITS OF SAID CITY SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED PROPERTY WITHIN THE CITY LIMITS, AND GRANTING TO SAID TERRITORY AND TO ALL FUTURE INHABITANTS OF SAID PROPERTY ALL OF THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID FUTURE INHABITANTS BY ALL OF THE ACTS AND ORDINANCES OF SAID CITY. (10.598 Acres Located At 38 Cascade Caverns Road- KAD - At The Request Of Hill Country Daily Bread)

Attachments: Summary Daily Bread first reading
Ordinance No. 2016-11
Att 1 - 38 Cascade Cvrns loc 15-1209 asd
Att 2 - aerial

11. 2016-443 CONSIDER ON FIRST READING ORDINANCE NO. 2016-12; AN ORDINANCE ANNEXING THE HEREINAFTER DESCRIBED TERRITORY INTO THE CITY OF BOERNE, KENDALL COUNTY, TEXAS AND EXTENDING THE BOUNDARY LIMITS OF SAID CITY SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED PROPERTY WITHIN THE CITY LIMITS, AND GRANTING TO SAID TERRITORY AND TO ALL FUTURE INHABITANTS OF SAID PROPERTY ALL OF THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID FUTURE INHABITANTS BY ALL OF THE ACTS AND ORDINANCES OF SAID CITY. (3.537 Acres Of Land Being Part Of Old San Antonio Road and Part Of Herff Road - At The Request Of Judge Lux for Kendall County)

Attachments: Summary Old SA - Herff Rd annex - 1st reading
Ordinance No. 2016-12
Att 1 - county survey Old SA - Herff
Att 2 - Herrf road Old SA Annexation

12. 2016-463 RECEIVE UPDATE ON BOERNE AMPITHEATER AT THE LIBRARY AND CONSIDER RESOLUTION 2016-R18; A RESOLUTION AUTHORIZING A PAYMENT NOT TO EXCEED $16,000.00 TO TERRA DESIGN GROUP FOR ADDITIONAL CONSTRUCTION SERVICES RELATED TO THE BOERNE AMPITHEATER AT THE LIBRARY.

Attachments: CC.AIS.amphitheater.TDG.services.02.09.16.final
2016-R18 Payment to Terra Design
Invoice Boerne Library Amphitheater 05.1901 Additional Services
amph.progress.3.images

13. 2016-449 CONSIDER RESOLUTION 2016-R19; A RESOLUTION OF THE CITY OF BOERNE, TEXAS AUTHORIZING THE FILING OF A GRANT APPLICATION WITH THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION FOR BODY-WORN CAMERA PROGRAM GRANT; AUTHORIZING THE CHIEF OF POLICE TO ACT ON

BEHALF OF THE CITY OF BOERNE IN ALL MATTERS RELATED TO THE APPLICATION; AND PLEDGING THAT IF A GRANT IS RECEIVED THE CITY OF BOERNE WILL COMPLY WITH THE GRANT REQUIREMENTS OF THE OFFICE OF THE GOVERNOR.

Attachments: AIS Body Worn Camera 2016
2016-R19 Body Cam Grant

14. 2016-446 CONSIDER RESOLUTION NO. 2016-R20; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BOERNE, TEXAS, SETTING THE DATE, TIME AND PLACE FOR TWO PUBLIC HEARINGS ON THE PROPOSED ANNEXATION OF CERTAIN PROPERTY BY THE CITY OF BOERNE, TEXAS; AUTHORIZING AND DIRECTING THE PUBLICATION OF NOTICE OF SUCH PUBLIC HEARINGS. (0.464 Of Land Being A Portion Of Upper Balcones Road - At The Request Of The City Of Boerne)

Attachments: Summary - upper balcones resolution
2016-R20 Annex Upper Balcones Rd
Att 1 - Upper Balcones Road Field Notes
Att 2 - Upper Balcones Layout1 (1)
Att 3 - Aerial

15. 2016-445 CONSIDER RESOLUTION NO. 2016-R21; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BOERNE, TEXAS, SETTING THE DATE, TIME AND PLACE FOR TWO PUBLIC HEARINGS ON THE PROPOSED ANNEXATION OF CERTAIN PROPERTY BY THE CITY OF BOERNE, TEXAS; AUTHORIZING AND DIRECTING THE PUBLICATION OF NOTICE OF SUCH PUBLIC HEARINGS. (0.670 Acres Of Land Being A Portion Of Scenic Loop Road - At The Request Of The City Of Boerne)

Attachments: Summary - scenic loop
2016-R21 Annexation Scenic Loop
Att 1 - Scenic Loop Road Field Notes
Att 2 - Scenic Loop Layout1 (1)
Att 3 - Aerial

16. 2016-452 RECEIVE BIDS AND AWARD CONTRACT FOR THE RENOVATIONS TO OPTIMIST PARK AND CONSIDER RESOLUTION NO. 2016-R22; A RESOLUTION OF THE CITY OF BOERNE, TEXAS, AUTHORIZING

THE AWARD OF PROFESSIONAL SERVICE PROVIDER CONTRACT FOR RENOVATIONS TO OPTIMIST PARK.

Attachments:
AIS Optimist Park Renovation Project
2016-R22 Optimist Park
Luck Design Optimist Park Bid Recommendation letter
Optimist Park Rendering
Optimist Park Bid Tab
Power Point Optimist Park Renovations Bid Approval

17. 2016-453 CONSIDER RESOLUTION NO. 2016-R23; A RESOLUTION AUTHORIZING THE CITY MANAGER TO PROCEED WITH PURCHASES AS PER SECTION 6.08 OF THE CITY OF BOERNE'S HOME RULE CHARTER. (Playground Equipment for Optimist Park.)

Attachments:
AIS Playground equipment Optimist Park
2016-R23 Purchase playground Optimist Park
TV-01104-16 Rev 1 Optimist Park Updated

18. COMMENTS FROM COUNCIL/LEGAL COUNSEL/STAFF – No discussion or action may take place.

19. ADJOURNMENT

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s/s Ronald C. Bowman
City Manager

CERTIFICATION

I hereby certify that the above notice of meeting was posted on the 5th day of February, 2016 at 5 p.m.

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s/s Lori A. Carroll
City Secretary

NOTICE OF ASSISTANCE AT THE PUBLIC MEETINGS

The Police / Municipal Court Complex is wheelchair accessible. Access to the building and special parking is available at the front entrance of the building. Requests for 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 30.07 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.

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.