

AGENDA
REGULAR CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
124 Old San Antonio Road
Boerne, TX 78006
November 14, 2017 – 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.

4.A. [2017-842](#) CONSIDER APPROVAL OF THE MINUTES OF THE OCTOBER 24, 2017 CITY COUNCIL MEETING.

Attachments: [Minutes 17.1024](#)

4.B. [2017-814](#) CONSIDER ON SECOND READING ORDINANCE NO. 2017-80; 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 MULTI-DWELLING STRUCTURES IN A B-2, HIGHWAY COMMERCIAL DISTRICT DESCRIBED AS 6.089 ACRES OUT OF 65.011 ACRES FOR A SITE LOCATED WITHIN THE COMMONS AT MENDER CREEK MASTER DEVELOPMENT PLAN LOCATED AT 20 OLD SAN ANTONIO ROAD (KAD NO. 39338).

Attachments: [Summary](#)
 [Ordinance No. 2017-80](#)
 [Att 1 - LOCATION MAP](#)
 [Att 2 - Aerial Map](#)
 [Att 3 - Zoning Map](#)
 [Att 4 - The Commons at Menger Creek MDP-20170228](#)
 [The Javelin Group](#)

- 4.C. [2017-815](#) CONSIDER ON SECOND READING ORDINANCE NO. 2017-81; AN ORDINANCE AMENDING THE CITY OF BOERNE ZONING ORDINANCE NO. 2007-64, ARTICLE 1, IN GENERAL, SECTION 06. DEFINITIONS, ARTICLE 3. GENERAL PROHIBITIONS AND REQUIREMENTS, SECTION 08. COMMERCIAL CENTER DESIGN STANDARDS, SECTION 09. COMBINED COMMERCIAL DESIGN STANDARDS.

Attachments: [Summary](#)
 [Ordinance No. 2017-81](#)

- 4.D. [2017-813](#) CONSIDER ON SECOND READING ORDINANCE NO. 2017-82; AN ORDINANCE REPEALING AND REPLACING ORDINANCE NO. 2016-43 CAPTIONED "AN ORDINANCE ESTABLISHING AND REESTABLISHING FEES AND CHARGES FOR ACTIVITIES, GOODS AND SERVICES PROVIDED BY THE CITY; CONTAINING A PROVISION TO AUTHORIZE THE CITY MANAGER TO ESTABLISH FEES AND CHARGES IN CERTAIN CIRCUMSTANCES, CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE SUBJECT."

Attachments: [Fee Ordinance AIS 11-14-17](#)
 [Ordinance No. 2017-82](#)
 [Exhibit A. Fee Ordinance - 11-14-17 Proposed](#)

- 4.E. [2017-818](#) CONSIDER RESOLUTION NO. 2017-R107; A RESOLUTION AUTHORIZING THE CITY MANAGER TO PROCEED WITH PURCHASES AS PER SECTION 6.08 OF THE CITY OF BOERNE'S HOME RULE CHARTER. (Three computer servers for the IT Department for use in the Police Department)

Attachments: [AIS Servers 2017.doc](#)
[2017-R107 servers for PD](#)
[Servers - Dell.pdf](#)
[Servers - Thinkmate.pdf](#)

- 4.F. [2017-822](#) CONSIDER RESOLUTION NO. 2017-R108; A RESOLUTION AUTHORIZING THE CITY MANAGER TO PROCEED WITH PURCHASES AS PER SECTION 6.08 OF THE CITY OF BOERNE'S HOME RULE CHARTER. (Two network firewalls for the IT Department for use at the Police Department and City Hall)

Attachments: [AIS Sonicwall 2017.doc](#)
[2017-R108 firewall](#)
[Sonicwall - Provantage.pdf](#)
[Sonicwall - SHI.pdf](#)
[Sonicwall CDWG.pdf](#)

- 4.G. [2017-829](#) CONSIDER RESOLUTION NO. 2017-R109; A RESOLUTION OF THE CITY OF BOERNE, TEXAS, AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION FOR THE BG18 RIFLE-RESISTANT BODY ARMOR GRANT PROGRAM TO THE OFFICE OF THE GOVERNOR.

Attachments: [AIS Rifle Plate Grant 2017](#)
[2017-R109 Rifle-resistant body armor grant](#)

- 4.H. [2017-859](#) CONSIDER RESOLUTION NO. 2017-R110; A RESOLUTION CASTING THE CITY'S VOTES IN THE ELECTION TO THE KENDALL APPRAISAL DISTRICT BOARD OF DIRECTORS.

Attachments: [AIS - KAD Board of Directors](#)
[2017-R110 Appraisal Votes](#)
[KAD letter and ballot](#)

- 4.I. [2017-844](#) CONSIDER RESOLUTION NO. 2017-R111; A RESOLUTION AUTHORIZING THE CITY MANAGER TO PROCEED WITH PURCHASES AS PER SECTION 6.08 OF THE CITY OF BOERNE'S HOME RULE CHARTER. (Vehicle for Customer Service and Billing Department)

Attachments: [AIS - CS & B CHEVROLET COLORADO - 11-14-17](#)
[2017-R111 truck for meter tech.](#)
[2018 Chevrolet Colorado](#)

- 4.J. [2017-862](#) CONSIDER RESOLUTION NO. 2017-R112; A RESOLUTION AUTHORIZING THE CITY MANAGER TO PROCEED WITH PURCHASES AS PER SECTION 6.08 OF THE CITY OF BOERNE'S HOME RULE CHARTER. (Electric transformer for SoBo medical building site)

Attachments: [AIS SOBO Medical Transformer.doc](#)
[2017-R112 Transformer SoBo Medical site](#)

5. [2017-855](#) CONSIDER A ONE TIME READING OF ORDINANCE NO. 2017-83; AS PERMITTED BY THE CITY OF BOERNE'S HOME RULE CHARTER, SECTION 3.11.A.
6. [2017-846](#) CONSIDER ORDINANCE NO. 2017-83; AN ORDINANCE AMENDING ORDINANCE NO. 2016-33 CAPTIONED "AN ORDINANCE ADOPTING THE ANNUAL CAPITAL AND OPERATING BUDGETS FOR THE CITY OF BOERNE, TEXAS FOR THE FISCAL YEAR 2016-2017, BEGINNING OCTOBER 1, 2016 AND ENDING SEPTEMBER 30, 2017."

Attachments: [Sept 2017 Budget Amendments AIS](#)
[Ordinance No. 2017-83](#)
[Budget Amendments Sept 2017](#)

7. [2017-847](#) RECEIVE THE FOURTH QUARTER FINANCIAL AND INVESTMENT REPORTS FOR FY 2016-2017.

Attachments: [AIS September 2017 Quarterly report](#)
[Sept 2017 Quarterly Financial Report](#)
[financial and investment report](#)

8. [2017-852](#) CONSIDER ON FIRST READING ORDINANCE NO. 2017-84; 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. (4.987 Acres located at 140 Enterprise Pkwy at the request of Bill Bird, KAD Nos. 12255 and 12259)

Attachments: [Summary](#)
 [Ordinance No. 2017-84](#)
 [Exhibit A: Metes and Bounds 140 Enterprise Pkwy](#)
 [Exhibit B: MSP 140 Enterprise Pkwy](#)
 [Att 1 - Location map 140 Enterprise Pkwy](#)
 [Att 2 - Aerial 140 Enterprise Pkwy](#)

9. [2017-854](#) RECEIVE AND CONSIDER A REQUEST FROM ALAMO SIGN SOLUTIONS, LLC FOR A VARIANCE TO THE SIGN ORDINANCE SECTION 10. RESTRICTIONS ON CERTAIN TYPES OF SIGNS. BB. SELF-SUPPORTED SIGNS. 2A. AREA SHALL NOT EXCEED THIRTY-TWO SQUARE FEET. (Albany Engineered Composites, 1281 North Main)

Attachments: [Summary](#)
 [Att 1 - Sign variance - Alamo Sign Solutions, LLC](#)
 [Att 2 - location](#)
 [Att 3 - Street view](#)

10. [2017-863](#) CONSIDER RESOLUTION NO. 2017-R113; A RESOLUTION AUTHORIZING THE EXPENDITURE OF FUNDS BY THE CITY OF BOERNE FOR THE PURCHASE OF A PUMP. (Replace pump in the influent lift station at the Old San Antonio Road Wastewater Treatment and Recycling Center)

Attachments: [AIS- WWTRC Flygt Pump Purchase.doc](#)
 [2017-R113 WWTRC pump](#)
 [Flygt Pump quote](#)

11. [2017-861](#) CONSIDER RESOLUTION NO. 2017-R114; A RESOLUTION DESIGNATING THE CITY'S ANNUAL ALLOCATION OF GROUNDWATER PRODUCTION AS IT PERTAINS TO THE CITY'S WITHDRAWAL PERMIT FROM COW CREEK GROUNDWATER CONSERVATION DISTRICT TO RETAIN THE CURRENT QUARTERLY ALLOCATION FOR CALENDAR YEAR 2018.

Attachments: [AIS Cow Creek Permit Allocation 2018.doc](#)
 [2017-R114 Cow Creek Water Allocation](#)

12. [2017-860](#) CONSIDER RESOLUTION NO. 2017-R115; A RESOLUTION DESIGNATING THE CITY'S ANNUAL COMMITMENT FOR WATER FROM THE GUADALUPE-BLANCO RIVER AUTHORITY AS PART OF

THE WESTERN CANYON REGIONAL WATER SUPPLY PROJECT TO RETAIN THE CURRENT ANNUAL COMMITMENT OF WATER FOR CALENDAR YEAR 2018.

Attachments: [AIS GBRA Annual Commitment 2018.doc](#)
[2017-R115 GBRA Water Supply](#)

13. [2017-845](#) CONSIDER RESOLUTION NO. 2017-R116; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE AN AGREEMENT BETWEEN THE CITY OF BOERNE AND AUTOMATED ENERGY, INC. (Online meter data and customer Portal for AMI)

Attachments: [AIS AEI INC-COB AGREEMENT-Nov 2017](#)
[2017-R116 Automated Energy](#)
[AEI-COB Web Portal Service Agreement-proposed changes 10-23-17](#)

14. [2017-841](#) CONSIDER RESOLUTION NO. 2017-R117; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE THE FIRST AMENDMENT TO THE ECONOMIC DEVELOPMENT INCENTIVE AGREEMENT BETWEEN THE CITY OF BOERNE, TEXAS AND BOERNE HOTEL, LTD. FOR A HOTEL CONFERENCE CENTER.

Attachments: [2017 AIS Hotel Conference Center Amended Agreement](#)
[2017-R117 First Amendment Boerne Hotel](#)
[380 Agt First Amendment_City of Boerne TX_Boerne Hotel Ltd_10202017](#)

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

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

- 16.A. [2017-848](#) SECTION 551.072 - DELIBERATION REGARDING REAL PROPERTY.
- 16.B. [2017-849](#) SECTION 551.072 - DELIBERATION REGARDING REAL PROPERTY.
- 16.C. [2017-864](#) SECTION 551.071 - CONSULTATION WITH ATTORNEY (a) PENDING OR CONTEMPLATED LITIGATION.
- 16.D. [2017-850](#) SECTION 551.074 - PERSONNEL MATTERS: CITY ATTORNEY'S ANNUAL EVALUATION.

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

18. ADJOURNMENT

s/s Ronald C. Bowman
City Manager

CERTIFICATION

**I hereby certify that the above notice of meeting was posted on the 9th day of
November, 2017 at 4:30 p.m.**

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 30.06 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.