

**MINUTES**  
**CITY COUNCIL WORKSHOP**  
**CITY COUNCIL CHAMBERS**  
**124 Old San Antonio Road**  
**Boerne, TX 78006**  
**September 11, 2018 – 5:00 p.m.**

Minutes of the City Council Workshop of September 11, 2018 at 5:00 p.m.

**Present:**       **5 -** Mayor Michael Schultz, Council Member Joe Anzollitto, Mayor Pro Tem Nina Woolard, Council Member Steven Tye, and Council Member Ron Cisneros

**Absent:**       **1 -** Council Member Tim Handren

Council Member Handren arrived at 5:20 p.m.

**Staff Present:** Ron Bowman, Siria Arreola, Dan Blankenship, Pam Bransford, Lori Carroll, Kirsten Cohoon, Nick Colonna, Lissette Jimenez, Jim Kohler, Robert Lee, Mike Mann, Sandy Mattick, Antony Moy, Mike Raute, Angie Rios, Mitch Scoggins, Steve Simon, Laura Talley, Jeanette Teague, Jeff Thompson, Larry Woods, Linda Zartler, and Danny Zincke.

**Recognized / Registered Guests:** Joel Pollack, Rich McCormick, Richard Chapman, Susan Nelson, Skipper Nelson, Clark Tolley, Denise Dever, William Dever, John W. Brown, Shannon Young, Deb Liveratore, Greg Van Landingham, Alyce Olson, Wayne Olson, Mike Lucky, Jerry Belcher, Steve Young, Gayle McCracken, Otis McCracken, Richard Neiman, Alice Neiman, Bryan Degner, Kris Becker, Skipper Nelson, Ben Eldridge, Polly Royer, Ron Royer, L. Lester, Jonah Evans, Maureen Pratkanis, Becca Jones, M.E. Camerillo, Andrew & Jennifer McCall, Barb Bow, Kristin Moon, Jessica Cox, Mark Mason, Wanda McCarthy, and Robert Thornton.

**1. CALL TO ORDER – 5:00 PM**

Mayor Schultz called the City Council to order at 5:00 p.m.

Mayor Schultz announced that there will be a Kendall County Commissioners Court Workshop regarding the Kendall Gateway Study that will be held at

Konkrosky Place on September 18, 2018 at 2:30 p.m. and 7:00 p.m.

**2. [2018-617](#) DISCUSSION AND PRESENTATION BY TEXAS DEPARTMENT OF  
TRANSPORTATION (TxDOT) OF THE KENDALL GATEWAY STUDY.  
(No action to be taken)**

Mayor Schultz called on Ms. Laura Talley, Planning and Community Development Director. Ms. Talley introduced representatives from TxDOT and BGE, Inc. who conducted the Kendall Gateway Study. Jonathan Bean, TxDOT's Planning and Development Director spoke on the unified goal of moving people today and in future. He stated the Kendall Gateway Study began in 2015. He displayed a map of the growth in Kendall County since 2005, noting that Kendall County is the 5th fastest growing county in the nation. The data TxDOT received for the Study was data driven using technical analysis and public involvement and feedback. The goal of the study is to identify viable corridors with intent to preserve right of way. He spoke on the need for a 300 ft corridor. It gives the ability to plan, to include drainage, expansion and overpasses. He compared the project to Loop 337 in New Braunfels. Mr. Bean stated that at this time there is no funding. This is only a study that determines the next steps. Discussion ensued regarding the alignment, environmental study, and hazardous cargo routes. Discussion continued with how the study will affect property values, what is equitable to landowners, and the harm in pausing the project.

**3. ADJOURNMENT**

Mayor Schultz adjourned the City Council Workshop at 5:56 p.m. and announced that the City Council will take a short break and the Regular Council Meeting will begin at 6:30 p.m.

**MINUTES  
REGULAR CITY COUNCIL MEETING  
CITY COUNCIL CHAMBERS  
124 Old San Antonio Road  
Boerne, TX 78006  
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**Staff Present:** Ron Bowman, Siria Arreola, Dan Blankenship, Pam Bransford, Lori Carroll, Kirsten Cohoon, Nick Colonna, Lissette Jimenez, Jim Kohler, Robert Lee, Mike Mann, Sandy Mattick, Doug Meckel, Antony Moy, Mike Raute, Angie Rios, Mitch Scoggins, Steve Simon, Laura Talley, Jeanette Teague, Jeff Thompson, Larry Woods, and Danny Zincke.

**Recognized / Registered Guests:** Joel Pollack, Rich McCormick, Richard Chapman, Susan Nelson, Skipper Nelson, Clark Tolley, Denise Dever, William Dever, John W. Brown, Shannon Young, Deb Liveratore, Greg Van Landingham, Alyce Olson, Wayne Olson, Mike Lucky, Jerry Belcher, Steve Young, Gayle McCracken, Otis McCracken, Richard Neiman, Alice Neiman, Bryan Degner, Kris Becker, Skipper Nelson, Ben Eldridge, Polly Royer, Ron Royer, L. Lester, Jonah Evans, Maureen Pratkanis, Becca Jones, M.E. Camerillo, Andrew & Jennifer McCall, Barb Bow, Kristin Moon, Jessica Cox, Mark Mason, Wanda McCarthy, Tom Adelstein, Jack Speer, Sherry Speer, and Robert Thornton.

## **1. CALL TO ORDER – 6:00 PM**

Mayor Schultz called the City Council Meeting to order at 6:30 p.m.

He acknowledged the anniversary of the events that took place on September 11, 2001.

Mayor Schultz asked for a Moment of Silence and led the Pledge of Allegiance to the United States Flag and to the Texas Flag.

## **2. CONFLICTS OF INTEREST**

No conflicts were declared.

## **3. [2018-629](#) CONSIDERATION AND ACTION REGARDING RESOLUTION NO. 2018-R71; A RESOLUTION AUTHORIZING THE BOERNE PUBLIC FACILITY CORPORATION TO ISSUE ITS HOUSING REVENUE BONDS (LIV AT BOERNE SENIOR APARTMENTS), SERIES 2018.**

Mayor Schultz called on Mr. Jeff Thompson, Deputy City Manager. Mr.

Thompson reviewed the discussion at Public Facility Corporation held at 4:30 p.m.

A MOTION WAS MADE BY COUNCIL MEMBER TYE, SECONDED BY COUNCIL MEMBER HANDREN, TO APPROVE RESOLUTION NO. 2018-R71; A RESOLUTION AUTHORIZING THE BOERNE PUBLIC FACILITY CORPORATION TO ISSUE ITS HOUSING REVENUE BONDS (LIV AT BOERNE SENIOR APARTMENTS), SERIES 2018. THE MOTION CARRIED BY THE FOLLOWING VOTE:

**Yeah:** 5 - Council Member Anzollitto, Mayor Pro Tem Woolard, Council Member Tye, Council Member Cisneros, and Council Member Handren

#### **4. PUBLIC COMMENTS:**

Denise Dever, 53 Silent Springs spoke on the Kendall Gateway Study. She stated that in addition to the Workshop, the Kendall County Commissioners will also hold a Public Hearing on October 4, 2018 at Kronkosky Place at 2:30 p.m. and 4:00 p.m. She discussed hazardous cargo on the highways.

Jonah Evans, 117 Oak Lane spoke on the Kendall Gateway Study. He felt there is harm in moving too quickly on the project and that the proposed loop will cause a large influx of traffic using Hwy 46 rather than IH-10. He asked that Eminent Domain be used sparingly and to think carefully about taking peoples homes.

Benjamin Eldredge, 212 Azalea Trail spoke on the Kendall Gateway Study. He asked the City Council to take a cautious approach since the project impacts peoples lives and that eminent domain should be used lightly.

Tom Adelstein, 126 Kendall Ridge spoke on the Kendall Gateway Study. He discussed the impact on the community and that property values will be affected. He stated he attended the public meetings and thought it concerning that feedback given during the meetings but were not included in the study. He suggested that FM-3351 be used for the loop.

Mark Mason, 126 Spring Creek Road spoke on the Kendall Gateway Study. He discussed his concern with the cost of the project and the lack of TxDOT

transparency. TxDOT should be meeting with landowners who will be impacted. He asked about other cities who have been through a project such as this. He questioned why TxDOT didn't start the traffic study from Hwy 281.

## **5. CONSENT AGENDA:**

### **5.A. [2018-609](#) CONSIDER APPROVAL OF THE MINUTES OF THE AUGUST 28, 2018 CITY COUNCIL MEETING.**

THE MINUTES WERE APPROVED.

### **5.B. [2018-626](#) CONSIDER ON SECOND READING ORDINANCE NO. 2018-30; AN ORDINANCE ESTABLISHING THE RATE CLASSIFICATIONS AND RATES TO BE CHARGED FOR WATER SERVICE PROVIDED BY THE CITY OF BOERNE UTILITIES, AND REPEALING AND REPLACING ORDINANCE NO. 2017-73 DATED SEPTEMBER 12, 2017 AND ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith.**

THE ORDINANCE WAS APPROVED.

### **5.C. [2018-627](#) CONSIDER ON SECOND READING ORDINANCE NO. 2018-31; AN ORDINANCE ESTABLISHING THE RATE CLASSIFICATIONS AND RATES TO BE CHARGED FOR RECLAIMED WATER SERVICE PROVIDED BY THE CITY OF BOERNE UTILITIES, AND REPEALING AND REPLACING ORDINANCE NO. 2016-09 DATED FEBRUARY 9, 2016 AND ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith.**

THE ORDINANCE WAS APPROVED.

### **5.D. [2018-625](#) CONSIDER ON SECOND READING ORDINANCE NO. 2018-32; AN ORDINANCE OF THE CODE OF ORDINANCES, CITY OF BOERNE, TEXAS, CHAPTER 22, UTILITIES, AMENDING ARTICLE II. WATER SYSTEM, SEC. 22-41. PROHIBITED USES OF WATER - YEAR ROUND RESTRICTIONS; SEC. 22-53. EMERGENCY ACTION BY CITY**

MANAGER; SEC. 22-55. CRITERIA FOR INITIATION AND TERMINATION OF DROUGHT RESPONSE STAGES (EXCEPT WHEN A CRITICAL WATER SHORTAGE EXISTS); SEC. 22-56. DROUGHT RESPONSE STAGES; (A) STAGE I; AND ESTABLISHING A PENALTY NOT TO EXCEED \$1,000 FOR VIOLATIONS OF THE ORDINANCE. (Include reclaimed water)

THE ORDINANCE WAS APPROVED.

5.E. [2018-621](#) CONSIDER RESOLUTION NO. 2018-R72; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF BOERNE, TEXAS AND KENDALL COUNTY, TEXAS FOR FIRE PROTECTION SERVICES.

THE RESOLUTION WAS APPROVED.

5.F. [2018-601](#) CONSIDER RESOLUTION NO. 2018-R73; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF BOERNE, CITY OF FAIR OAKS RANCH AND KENDALL COUNTY FOR PUBLIC SAFETY AND UTILITIES COMMUNICATION SERVICES.

THE RESOLUTION WAS APPROVED.

5.G. [2018-614](#) CONSIDER RESOLUTION NO. 2018-R74; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE A PURCHASE AGREEMENT WITH PENGUIN SUITS FOR 2019 PARKS AND RECREATION GUIDE BOOKS.

THE RESOLUTION WAS APPROVED.

A MOTION WAS MADE BY MAYOR PRO TEM WOOLARD, SECONDED BY COUNCIL MEMBER ANZOLLITTO TO APPROVE THE CONSENT AGENDA AS PRESENTED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Yeah: 5 - Council Member Anzollitto, Mayor Pro Tem Woolard, Council Member Tye, Council Member Cisneros, and Council Member Handren

**6. PUBLIC HEARING – To Hear Comments On The Following:**

**6.A. [2018-618](#) PROPOSED PERMANENT ZONING OF 4.224 ACRES AT 5 COUGHRAN ROAD (KAD NOS. 14889 AND 14890) FROM TEMPORARY ZONING OF R-A, SINGLE-FAMILY RESIDENTIAL-AGRICULTURAL DISTRICT TO B-1, HIGH-DENSITY RESIDENTIAL AND NEIGHBORHOOD COMMERCIAL DISTRICT. (Alejandro Gutierrez)**

Mayor Schultz opened the Public Hearing at 6:52 p.m.

No comments were received.

Mayor Schultz closed the Public Hearing at 6:52 p.m.

**6.B. [2018-620](#) PROPOSED APPLICATION OF NORTH HERFF ROAD OVERLAY DISTRICT TO 4.349 ACRES LOCATED AT 12 HERFF ROAD (KAD NO. 15815). (ProCore Developments)**

Mayor Schultz opened the Public Hearing at 6:53 p.m.

No comments were received.

Mayor Schultz closed the Public Hearing at 6:53 p.m.

**7. TAKE ANY NECESSARY ACTION RESULTING FROM THE PUBLIC HEARING:**

**7.A. [2018-619](#) CONSIDER ON FIRST READING ORDINANCE NO. 2018-34; 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 BY AMENDING ARTICLE 3, SECTION 13, PERMANENT ZONING OF 13.327 ACRES LOCATED AT 5 COUGHRAN ROAD (KAD NOS. 14889**

**AND 14890) FROM TEMPORARY ZONING R-A, SINGLE-FAMILY RURAL RESIDENTIAL-AGRICULTURAL DISTRICT TO B-1, HIGH-DENSITY RESIDENTIAL AND NEIGHBORHOOD COMMERCIAL DISTRICT; REPEALING ALL ORDINANCES IN CONFLICT; CONTAINING A SEVERANCE CLAUSE; AND DECLARING AN EFFECTIVE DATE. (Alejandro Gutierrez)**

Mayor Schultz called on Ms. Laura Talley, Planning and Community Development Director. Ms. Talley displayed a map of the area of the property located at 5 Coughran Road. The property is under consideration for permanent zoning to B-1, High Density Residential and Neighborhood Commercial District. Ms. Talley stated the property was recently annexed into the city limits. Seven letters were sent to surrounding property owners and two response letters were in opposition, none of which were property owners on Coughran Road. The Planning and Zoning Commission recommended approval by a vote of 6-0. Staff also recommended that the property be zoned B-1.

A MOTION WAS MADE BY MAYOR PRO TEM WOOLARD, SECONDED BY COUNCIL MEMBER HANDREN, TO APPROVE ON FIRST READING ORDINANCE NO. 2018-34; 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 BY AMENDING ARTICLE 3, SECTION 13, PERMANENT ZONING OF 13.327 ACRES LOCATED AT 5 COUGHRAN ROAD (KAD NOS. 14889 AND 14890) FROM TEMPORARY ZONING R-A, SINGLE-FAMILY RURAL RESIDENTIAL-AGRICULTURAL DISTRICT TO B-1, HIGH-DENSITY RESIDENTIAL AND NEIGHBORHOOD COMMERCIAL DISTRICT; REPEALING ALL ORDINANCES IN CONFLICT; CONTAINING A SEVERANCE CLAUSE; AND DECLARING AN EFFECTIVE DATE. (ALEJANDRO GUTIERREZ). THE MOTION CARRIED BY THE FOLLOWING VOTE:

**Yeah:** 5 - Council Member Anzollitto, Mayor Pro Tem Woolard, Council Member Tye, Council Member Cisneros, and Council Member Handren

**7.B. [2018-622](#) CONSIDER ON FIRST READING ORDINANCE NO. 2018-35; AN ORDINANCE AMENDING ORDINANCE NO. 2007-64, CAPTIONED, "ZONING ORDINANCE OF THE CITY OF BOERNE, TEXAS", DATED**



DECEMBER 18, 2007, BY AMENDING ARTICLE 5, SECTION 33. APPLYING THE NH - NORTH HERFF ROAD OVERLAY DISTRICT TO 4.349 ACRES LOCATED AT 12 HERFF ROAD (KAD NO. 15815); REPEALING ALL ORDINANCES IN CONFLICT; CONTAINING A SEVERANCE CLAUSE; AND DECLARING AN EFFECTIVE DATE. (ProCore Developments)

Ms. Talley continued with the application of the North Herff Road Overlay to the property located at 12 Herff Road. She explained that once a property is zoned commercial, the overlay district is applied. She reviewed the restrictions within the Overlay District. The Planning and Zoning Commission voted in favor of applying the North Herff Road Overlay to 12 Herff Road. Staff also recommended approval.

A MOTION WAS MADE BY COUNCIL MEMBER CISNEROS, SECONDED BY MAYOR PRO TEM WOOLARD, TO APPROVE ON FIRST READING ORDINANCE NO. 2018-35; AN ORDINANCE AMENDING ORDINANCE NO. 2007-64, CAPTIONED, "ZONING ORDINANCE OF THE CITY OF BOERNE, TEXAS", DATED DECEMBER 18, 2007, BY AMENDING ARTICLE 5, SECTION 33. APPLYING THE NH - NORTH HERFF ROAD OVERLAY DISTRICT TO 4.349 ACRES LOCATED AT 12 HERFF ROAD (KAD NO. 15815); REPEALING ALL ORDINANCES IN CONFLICT; CONTAINING A SEVERANCE CLAUSE; AND DECLARING AN EFFECTIVE DATE. (PROCORE DEVELOPMENTS). THE MOTION CARRIED BY THE FOLLOWING VOTE:

**Yeah:** 5 - Council Member Anzollitto, Mayor Pro Tem Woolard, Council Member Tye, Council Member Cisneros, and Council Member Handren

8. [2018-623](#) CONSIDER ON SECOND READING ORDINANCE NO. 2018-33; 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, BY AMENDING ARTICLE 3, SECTION 14, REZONING 0.48 ACRES LOCATED AT THE CORNER OF EAST HIGHLAND AND SCHWEPPE (KAD NO. 21623) FROM R-1, MEDIUM-DENSITY SINGLE-FAMILY DISTRICT TO R-4, MULTI-FAMILY RESIDENTIAL DISTRICT; REPEALING ALL ORDINANCES IN CONFLICT; CONTAINING A SEVERANCE CLAUSE; AND DECLARING AN EFFECTIVE DATE.

**(Robert S. Thornton)**

Ms. Talley displayed a map of the property located at the corner of East Highland and Schweppe Street. The property is under consideration for rezoning to R-4, Multi-Family Residential. Since there are multiple living units on one lot, it is considered multi-family by definition in the City's Zoning Ordinance. Ms. Talley noted that the zone does fit within the Land Use Plan. Discussion ensued regarding concerns with allowing multi-family zoning in this area. The Planning and Zoning Commission voted 8-0 in favor of the rezoning. Staff also recommended approval of the rezoning.

A MOTION WAS MADE BY COUNCIL MEMBER CISNEROS, SECONDED BY MAYOR PRO TEM WOOLARD, TO APPROVE SECOND READING ORDINANCE NO. 2018-33; 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, BY AMENDING ARTICLE 3, SECTION 14, REZONING 0.48 ACRES LOCATED AT THE CORNER OF EAST HIGHLAND AND SCHWEPPE (KAD NO. 21623) FROM R-1, MEDIUM-DENSITY SINGLE-FAMILY DISTRICT TO R-4, MULTI-FAMILY RESIDENTIAL DISTRICT; REPEALING ALL ORDINANCES IN CONFLICT; CONTAINING A SEVERANCE CLAUSE; AND DECLARING AN EFFECTIVE DATE. (ROBERT S. THORNTON). THE MOTION CARRIED BY THE FOLLOWING VOTE:

**Yeah:** 4 - Council Member Anzollitto, Mayor Pro Tem Woolard, Council Member Tye, and Council Member Cisneros

**Nay:** 1 - Council Member Handren

**9. RECEIVE RECOMMENDATION FROM THE PLANNING AND ZONING COMMISSION AND TAKE ANY NECESSARY ACTION:**

**9.A. [2018-624](#) CONSIDER DEVIATIONS FROM THE REQUIREMENTS AS SET FORTH IN THE CITY OF BOERNE SUBDIVISION ORDINANCE NO. 2007-56, ARTICLE 3, PLANNING AND COMMUNITY DESIGN STANDARDS, TABLE 3-4 STREET CROSS-SECTION STANDARDS FOR A SUBDIVISION PLAT OF SOUTH PLANT MODERN A TOTAL OF FOUR LOTS LOCATED AT 306 SOUTH PLANT AVENUE, THE SOUTHWEST CORNER OF SOUTH PLANT AVENUE AND ROSEWOOD AVENUE (A TOTAL OF 0.2063 ACRES) (KAD NO. 20040).**

Ms. Talley continued with a request for deviation of right of way dedication for 306 Plant Avenue. She displayed a map of the location. She explained that Plant Avenue is identified in the Thoroughfare Plan as a primary collector. The ultimate build out for a primary collector in this location would be 72 feet of right of way that includes a median. Staff does not believe the full 72 feet is necessary in this area. Staff supports the deviation that will provide an additional five feet of right of way giving them a total of seven feet of right of way on their site. The Planning and Zoning Commission approved the request by a vote of 6-0.

A MOTION WAS MADE BY MAYOR PRO TEM WOOLARD, SECONDED BY COUNCIL MEMBER ANZOLLITTO, TO APPROVE DEVIATIONS FROM THE REQUIREMENTS AS SET FORTH IN THE CITY OF BOERNE SUBDIVISION ORDINANCE NO. 2007-56, ARTICLE 3, PLANNING AND COMMUNITY DESIGN STANDARDS, TABLE 3-4 STREET CROSS-SECTION STANDARDS FOR A SUBDIVISION PLAT OF SOUTH PLANT MODERN A TOTAL OF FOUR LOTS LOCATED AT 306 SOUTH PLANT AVENUE, THE SOUTHWEST CORNER OF SOUTH PLANT AVENUE AND ROSEWOOD AVENUE REQUIRING AN ADDITIONAL FIVE FEET OF RIGHT-OF-WAY DEDICATION FOR A TOTAL OF SEVEN FEET ON THIS SITE. (KAD NO. 20040). THE MOTION CARRIED BY THE FOLLOWING VOTE:

**Yeah:** 5 - Council Member Anzollitto, Mayor Pro Tem Woolard, Council Member Tye, Council Member Cisneros, and Council Member Handren

**10. [2018-611](#) CONSIDER ON SECOND READING ORDINANCE NO. 2018-29; AN ORDINANCE ADOPTING THE ANNUAL CAPITAL AND OPERATING BUDGETS FOR THE CITY OF BOERNE, TEXAS FOR THE FISCAL YEAR 2018-2019, BEGINNING OCTOBER 1, 2018 AND ENDING SEPTEMBER 30, 2019.**

Mayor Schultz called on Ms. Sandy Mattick, Finance Director. Ms. Mattick noted a clerical error which caused a change in the ordinance after the first reading. Discussion ensued regarding the Convention and Visitors Bureau marketing funds included in sales and use tax benefitting the General Fund. Discussion continued with the funds needed for the construction of the new Convention and Visitors Bureau and the Lohman Street Parking Lot.

A MOTION WAS MADE BY COUNCIL MEMBER ANZOLLITTO, SECONDED BY COUNCIL MEMBER HANDREN, TO APPROVE ON SECOND READING ORDINANCE NO. 2018-29; AN ORDINANCE ADOPTING THE ANNUAL CAPITAL AND OPERATING BUDGETS FOR THE CITY OF BOERNE, TEXAS FOR THE FISCAL YEAR 2018-2019, BEGINNING OCTOBER 1, 2018 AND ENDING SEPTEMBER 30, 2019 TO INCLUDE THE STRUCTURE OF A \$300,000 LOAN FROM THE GENERAL FUND TO BE PAID BACK BY THE CONVENTION AND VISITORS BUREAU IN 10 YEARS. MAYOR SCHULTZ ASKED FOR A RECORDED VOTE:

**Yeah:** 3 - Council Member Anzollitto, Council Member Tye, and Council Member Handren

**Nay:** 2 - Mayor Pro Tem Woolard, and Council Member Cisneros

**11. [2018-615](#) RATIFY THE PROPERTY TAX REVENUE INCREASE REFLECTED IN THE FISCAL YEAR 2018-2019 BUDGET.**

Ms. Mattick continued with H.B. 3195 requirement that City Council ratify the property tax revenue increase reflected in the budget to be adopted.

A MOTION WAS MADE BY MAYOR PRO TEM WOOLARD, SECONDED BY COUNCIL MEMBER HANDREN, TO RATIFY THE PROPERTY TAX REVENUE INCREASE REFLECTED IN THE FISCAL YEAR 2018-2019 BUDGET. THE MOTION CARRIED BY THE FOLLOWING VOTE:

**Yeah:** 5 - Council Member Anzollitto, Mayor Pro Tem Woolard, Council Member Tye, Council Member Cisneros, and Council Member Handren

**12. [2018-610](#) CONSIDER A ONE-TIME READING OF ORDINANCE NO. 2018-36; AS PERMITTED BY THE CITY OF BOERNE'S HOME RULE CHARTER, SECTION 3.11.A.**

A MOTION WAS MADE BY COUNCIL MEMBER CISNEROS, SECONDED BY MAYOR PRO TEM WOOLARD, TO APPROVE A ONE-TIME READING OF ORDINANCE NO. 2018-36; AS PERMITTED BY THE CITY OF BOERNE'S HOME RULE CHARTER, SECTION 3.11.A. THE MOTION CARRIED BY THE FOLLOWING VOTE:

**Yeah:** 5 - Council Member Anzollitto, Mayor Pro Tem Woolard, Council Member Tye, Council Member Cisneros, and Council Member Handren

13. [2018-616](#) **CONSIDER ORDINANCE NO. 2018-36; AN ORDINANCE ESTABLISHING THE TAX RATE AND THE BASIS FOR ASSESSED VALUES FOR THE CITY OF BOERNE, TEXAS FOR THE YEAR 2018 AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.**

Ms. Mattick continued with the consideration of the ordinance establishing the tax rate. Ms. Mattick stated that the required public hearings were held and at this time, the City Council is required to set the tax rate for the Tax Year 2018. The proposed tax rate is \$.4720 per \$100 valuation.

A MOTION WAS MADE BY MAYOR PRO TEM WOOLARD, SECONDED BY COUNCIL MEMBER HANDREN, THAT THE PROPERTY TAX RATE BE INCREASED BY THE ADOPTION OF A TAX RATE OF \$0.472, WHICH IS EFFECTIVELY A 1.61 PERCENT INCREASE IN THE TAX RATE AND TO APPROVE ORDINANCE NO. 2018-36; AN ORDINANCE ESTABLISHING THE TAX RATE AND THE BASIS FOR ASSESSED VALUES FOR THE CITY OF BOERNE, TEXAS FOR THE YEAR 2018 AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH. MAYOR SCHULTZ ASKED FOR A RECORDED VOTE:

**Yeah:** 5 - Council Member Anzollitto, Mayor Pro Tem Woolard, Council Member Tye, Council Member Cisneros, and Council Member Handren

14. [2018-630](#) **RECEIVE BIDS AND AWARD CONTRACT FOR THE SOBO HERFF ROAD EXTENSION PROJECT AND CONSIDER RESOLUTION NO. 2018-R75; A RESOLUTION OF THE CITY OF BOERNE, TEXAS AUTHORIZING THE AWARD OF A BID FOR THE SOBO HERFF ROAD EXTENSION PROJECT.**

Mayor Schultz called on Mr. Mike Mann, Utilities Director. Mr. Mann stated this agenda item is the last step in the completion of the Herff Road Extension Project to IH-10. Mr. Mann displayed a map of the area. The work includes water and sewer main/service extensions and pavement for the roadway itself. Two bids were received. It is the recommendation of the consultant to award the bid to the low bidder, Joe Bland Construction in the amount of \$278,684.00. Staff recommended approval of Resolution No. 2018-R75.

A MOTION WAS MADE BY MAYOR PRO TEM WOOLARD, SECONDED BY COUNCIL MEMBER HANDREN, TO RECEIVE BIDS AND AWARD CONTRACT FOR THE SOBO HERFF ROAD EXTENSION PROJECT AND CONSIDER RESOLUTION NO. 2018-R75; A RESOLUTION OF THE CITY OF BOERNE, TEXAS AUTHORIZING THE AWARD OF A BID FOR THE SOBO HERFF ROAD EXTENSION PROJECT TO JOE BLAND CONSTRUCTION IN THE AMOUNT NOT TO EXCEED \$278,684.00. THE MOTION CARRIED BY THE FOLLOWING VOTE:

**Yeah:** 5 - Council Member Anzollitto, Mayor Pro Tem Woolard, Council Member Tye, Council Member Cisneros, and Council Member Handren

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

Mayor Schultz stated that he is forming a committee to work with staff to find a consultant to work on ordinances as a result of the recently approved Master Plan. He is appointing Tim Handren and Ron Cisneros as City Council Representatives and Joe Davis and Patrick Cohoon as Planning and Zoning Representatives. They will work with staff to interview consultants and then make a recommendation to City Council.

Mayor Schultz stated that before hearing the first presentation by TxDOT on the Kendall Gateway Study tonight, it has been suggested by many people that he should vocalize his opinion on the Study. He will always protect the sanctity of the City Council. He will not take a position until this body receives the presentation. We will now work with other entities to find the best solution.

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

Mayor Schultz convened the City Council into Executive Session at 7:29 p.m.

**16.A.[2018-612](#) SECTION 551.074: PERSONNEL MATTERS: CITY MANAGER'S ANNUAL EVALUATION, COMPENSATION, AND CONTRACT.**

No action was taken.

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

Mayor Schultz reconvened the City Council into Open Session at 8:05 p.m.

**17.A.[2018-613](#) CONSIDER MOTION TO RENEW THE CITY MANAGER'S CONTRACT.**

A MOTION WAS MADE BY MAYOR PRO TEM WOOLARD, SECONDED BY COUNCIL MEMBER HANDREN, TO RENEW THE CITY MANAGER'S CONTRACT. THE MOTION CARRIED BY THE FOLLOWING VOTE:

**Yeah:** 5 - Council Member Anzollitto, Mayor Pro Tem Woolard, Council Member Tye, Council Member Cisneros, and Council Member Handren

**18. ADJOURNMENT**

A MOTION WAS MADE BY COUNCIL MEMBER CISNEROS, SECONDED BY COUNCIL MEMBER HANDREN, TO ADJOURN THE CITY COUNCIL MEETING AT 8:06 P.M. THE MOTION CARRIED BY THE FOLLOWING VOTE:

**Yeah:** 5 - Council Member Anzollitto, Mayor Pro Tem Woolard, Council Member Tye, Council Member Cisneros, and Council Member Handren

Approved:

\_\_\_\_\_  
Mayor Pro Tem

Attest:

\_\_\_\_\_  
City Secretary