

AGENDA
REGULAR CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
124 Old San Antonio Road
Boerne, TX 78006
October 23, 2018 – 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. [2018-689](#) CONSIDER APPROVAL OF THE MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD OCTOBER 9, 2018 AND THE SPECIAL CALLED CITY COUNCIL MEETING HELD OCTOBER 15, 2018 (Kendall County Commissioners Court - Kendall Gateway Study).

Attachments: [Minutes 18.1009](#)
[Minutes 18.1015 gateway study commissioners meeting](#)

- 4.B. [2018-692](#) CONSIDER RESOLUTION NO. 2018-R94; A RESOLUTION AUTHORIZING THE CLOSURE OF A PORTION OF MAIN STREET (HWY 87) DURING CERTAIN HOURS FOR DICKENS ON MAIN AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR THE TEMPORARY CLOSURE OF STATE RIGHT-OF-WAY WITH THE TEXAS DEPARTMENT OF TRANSPORTATION.

Attachments: [AIS Dickens 2018](#)
[Resolution No. 2018-R94](#)
[Dickens on Main detour map](#)
[Dickens on Main North Pole Village map](#)
[Weihnachts Parade route](#)

- 4.C. [2018-694](#) CONSIDER RESOLUTION NO. 2018-R95; A RESOLUTION AUTHORIZING THE CITY MANAGER TO PROCEED WITH PURCHASES AS PER SECTION 6.08 OF THE CITY OF BOERNE'S HOME RULE CHARTER. (Pickup Truck for Electric Department)

Attachments: [AIS Electric Department Pickup 2018.doc](#)
[Resolution No. 2018-R95](#)

- 4.D. [2018-699](#) CONSIDER RESOLUTION NO. 2018-R96; A RESOLUTION AUTHORIZING THE CITY MANAGER TO PROCEED WITH PURCHASES AS PER SECTION 6.08 OF THE CITY OF BOERNE'S HOME RULE CHARTER. (Backhoe for Water Department)

Attachments: [AIS Water Department Backhoe 2018.doc](#)
[Resolution No. 2018-R96](#)

- 4.E. [2018-698](#) CONSIDER RESOLUTION NO. 2018-R97; A RESOLUTION AUTHORIZING THE CITY MANAGER TO PROCEED WITH PURCHASES AS PER SECTION 6.08 OF THE CITY OF BOERNE'S HOME RULE CHARTER. (Pump for Wastewater Treatment and Recycling Center)

Attachments: [AIS WWTRC Flygt Pump 2018.doc](#)
[Resolution No. 2018-R97](#)
[Flygt Pump Drawing.jpg](#)

- 4.F. [2018-697](#) CONSIDER RESOLUTION NO. 2018-R98; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE AN AGREEMENT WITH PANACHE LANDSCAPE AND DESIGN TO REPLACE TWO ODOR CONTROL BIOFILTER MULCH BEDS AT THE WASTEWATER TREATMENT & RECYCLE CENTER.

Attachments: [AIS WWTRC Mulch Bed Replacment 2018.doc](#)
[Resolution No. 2018-R98](#)
[Mulch Bed After 1.JPG](#)

- 4.G. [2018-700](#) CONSIDER RESOLUTION NO. 2018-R99; A RESOLUTION

AUTHORIZING THE CITY MANAGER TO PROCEED WITH PURCHASES AS PER SECTION 6.08 OF THE CITY OF BOERNE'S HOME RULE CHARTER. (Advertising for CVB)

Attachments: [AIS CVB Consent Agenda 10.23.18](#)
[Resolution No. 2018-R99](#)

- 4.H. [2018-696](#) CONSIDER RESOLUTION NO. 2018-R100; 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 lawn mowers for the Street Department)

Attachments: [AIS street department 54 inch mowers](#)
[Resolution No. 2018-R100](#)
[54 inch mower bids 2018](#)

5. [2018-703](#) PRESENT PROCLAMATION TO COLONEL BETTIE EDMONDS IN HONOR OF HER DECADES OF SERVICE TO THE CITY OF BOERNE IN THE AREA OF HISTORIC PRESERVATION.

Attachments: [AIS 10-23-18 bettie edmonds proclamation](#)
[Col Bettie Edmonds Day Proclamation](#)

6. [2018-704](#) ANNUAL UPDATE PRESENTATION ON THE PATRICK HEATH PUBLIC LIBRARY ACTIVITIES.

Attachments: [AIS 10-23-18 yearly update library activities](#)
[PowerPoint Presentation](#)

7. PUBLIC HEARING – To Hear Comments On The Following:

- 7.A. [2018-701](#) REVIEW OF ORDINANCE NO. 2015-34; AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF BOERNE, TEXAS, BY AMENDING CHAPTER 15, ARTICLE IV, YOUTH CURFEW; PROVIDING FOR DEFINITIONS; ESTABLISHING DEFENSES TO PROSECUTION; ESTABLISHING AN ENFORCEMENT PROCEDURE; PROVIDING FOR A MAXIMUM PENALTY OF \$500.00 FOR VIOLATION OF THIS ORDINANCE. (Second of two hearings)

Attachments: [AIS Curfew Public Hearing](#)

- 7.B. [2018-690](#) PROPOSED REZONING OF HERFF FARM, 10 ACRES OF 60.673 ACRES AT 33 HERFF ROAD (KAD NOS. 63558, 12531, 12530, AND

15831) FROM R-A, SINGLE-FAMILY RESIDENTIAL-AGRICULTURAL DISTRICT, TO B-1, HIGH-DENSITY RESIDENTIAL AND NEIGHBORHOOD COMMERCIAL DISTRICT. (One of one hearing, Carolyn Chipman Evans - Friends of the Cibolo Wilderness)

Attachments: [CC Summary - Public hearing 10232018](#)
[Notice of Public Hearing](#)
[Location Map](#)
[Aerial Map](#)
[Zoning Map](#)
[Rezoning Map](#)
[B-1 Uses](#)
[Rezoning Layout](#)
[Master Plan Concept for Herff Farm](#)

8. TAKE ANY NECESSARY ACTION RESULTING FROM THE PUBLIC HEARING:

- 8.A. [2018-693](#) CONSIDER ON SECOND READING ORDINANCE NO. 2018-39; AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF BOERNE, TEXAS, BY AMENDING CHAPTER 15, ARTICLE IV, YOUTH CURFEW; PROVIDING FOR DEFINITIONS; ESTABLISHING DEFENSES TO PROSECUTION; ESTABLISHING AN ENFORCEMENT PROCEDURE; PROVIDING FOR A MAXIMUM PENALTY OF \$500.00 FOR VIOLATION OF THIS ORDINANCE.

Attachments: [AIS curfew 2018](#)
[Ordinance No. 2018-39](#)

- 8.B. [2018-691](#) CONSIDER ON FIRST READING ORDINANCE NO. 2018-40; 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 10 ACRES OUT OF 60.673 ACRES LOCATED AT 33 HERFF ROAD (KAD NOS. 63558, 12531, 12530, AND 15831) FROM R-A, SINGLE-FAMILY 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. (Carolyn Chipman Evans- Friends of the Cibolo Wilderness)

Attachments: [CC Summary - Recommendation 10232018](#)
[Ordinance No. 2018-40](#)
[Location Map](#)
[Aerial Map](#)
[Zoning Map](#)
[Rezoning Map](#)
[B-1 Uses](#)
[Rezoning Layout](#)
[Master Plan Concept for Herff Farm](#)

9. [2018-695](#) CONSIDER RESOLUTION NO. 2018-R101; A RESOLUTION TO ABANDON A FIFTEEN FOOT (15') WIDE SEWER UTILITY EASEMENT LOCATED ON A PORTION OF LOTS 5 AND 7, GARDEN OAKS SUBDIVISION, BOERNE, TEXAS 78006. (Jaguar-Land Rover Site)

Attachments: [AIS Jaguar Easement Abandonment.doc](#)
[Resolution No. 2018-R101](#)
[Jaguar Easement Map](#)

10. [2018-702](#) CONSIDER RESOLUTION NO. 2018-R102; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE AMENDMENT NUMBER 16 TO THE AGREEMENT BETWEEN THE CITY OF BOERNE AND KIMLEY-HORN AND ASSOCIATES, INC. FOR THE DESIGN OF THE SOBO CONNECTOR ROADWAY AND BRIDGE.

Attachments: [AIS SoBo Connector Road](#)
[Resolution No. 2018-R102](#)
[Kimley Horn Amendment No 16](#)
[Attachment 1 SoBo Collector Road](#)

11. [2018-706](#) CONSIDER RESOLUTION NO. 2018-R103; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE A MEMORANDUM OF UNDERSTANDING TO EVALUATE REGIONAL WASTEWATER TREATMENT OPTIONS BETWEEN THE CITY OF BOERNE, THE CITY OF FAIR OAKS, AND THE GUADALUPE-BLANCO RIVER AUTHORITY.

Attachments: [AIS GBRA MOU](#)
 [Resolution No. 2018-R103](#)
 [Memorandum of Understanding Regional Utility Feasibility](#)

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

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

13.A. [2018-705](#) SECTION 551.071 (1) (A) - CONSULTATION WITH ATTORNEY AND
 SECTION 551.087- DELIBERATION REGARDING ECONOMIC
 DEVELOPMENT NEGOTIATIONS.

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

15. ADJOURNMENT

s/s Ronald C. Bowman
City Manager

CERTIFICATION

**I hereby certify that the above notice of meeting was posted on the 19th day of
October, 2018 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.