

**AGENDA**  
**SPECIAL CALLED CITY COUNCIL MEETING**  
**CITY COUNCIL CHAMBERS**  
**124 Old San Antonio Road**  
**Boerne, TX 78006**  
**November 13, 2018 – 4:00 p.m.**

1. CALL TO ORDER – 4:00 PM

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

**2.A.**    [2018-749](#)            SECTION 551.071 (1) (A) - CONSULTATION WITH ATTORNEY:  
PENDING OR CONTEMPLATED LITIGATION AND TO DELIBERATE  
AND DISCUSS RESIDENCY REQUIREMENTS, FORFEITURE  
PROVISIONS, AND VACANCIES UNDER SECTION 3.08 OF THE  
BOERNE HOME RULE CHARTER.

**2.B.**    [2018-750](#)            SECTION 551.074 - PERSONNEL MATTERS: TO DELIBERATE THE  
APPOINTMENT, EMPLOYMENT, EVALUATION, REASSIGNMENT,  
DUTIES, DISCIPLINE OF A PUBLIC OFFICER OR EMPLOYEE  
(DISTRICT 1).

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

**3.A.**    [2018-751](#)            CONSIDER MOTION TO DETERMINE RESIDENCY REQUIREMENTS,  
FORFEITURE PROVISIONS, AND QUALIFICATIONS OF THE  
DISTRICT 1 ELECTED OFFICIAL.

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

**4.A.**    [2018-752](#)            SECTION 551.074 - PERSONNEL MATTERS: TO INTERVIEW AND  
DELIBERATE THE APPOINTMENT AND DUTIES OF A CITY  
ATTORNEY.

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

6. ADJOURNMENT

**AGENDA**  
**REGULAR CITY COUNCIL MEETING**  
**CITY COUNCIL CHAMBERS**  
**124 Old San Antonio Road**  
**Boerne, TX 78006**  
**November 13, 2018 – 6:30 PM**

1. CALL TO ORDER – 6:30 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. [2018-727](#) CONSIDER APPROVAL OF THE MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD OCTOBER 23, 2018 AND SPECIAL CALLED MEETING HELD NOVEMBER 5, 2018.

**Attachments:** [Minutes 18.1023](#)  
[Minutes 18.1105 Special Called](#)

- 4.B. [2018-736](#) CONSIDER ON SECOND 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 -- Second Reading 11132018](#)  
[Ordinance No. 2018-40](#)  
[Location Map](#)  
[Aerial Map](#)  
[Zoning Map](#)  
[Rezoning Map](#)  
[B-1 Uses](#)  
[Rezoning Layout](#)  
[Master Plan Concept for Herff Farm](#)

- 4.C. [2018-721](#) CONSIDER RESOLUTION NO. 2018-R104; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE AN AGREEMENT WITH SAMCO LEAK DETECTION FOR PHASE 2 OF WATER SYSTEM LEAK DETECTION SERVICES.

**Attachments:** [AIS SAMCO 2018 19.doc](#)  
[Resolution No. 2018-R104](#)

- 4.D. [2018-744](#) CONSIDER RESOLUTION NO. 2018-R105; 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 the Gas Department)

**Attachments:** [AIS Gas Truck 2018.doc](#)  
[Resolution No. 2018-R105](#)

- 4.E. [2018-745](#) CONSIDER RESOLUTION NO. 2018-R106; 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 the Water Department)

**Attachments:** [AIS Water Truck 2018.doc](#)  
[Resolution No. 2018-R106](#)

- 4.F. [2018-725](#) CONSIDER RESOLUTION NO. 2018-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. (Clarifier skirting replacement at Wastewater Treatment Plant at Esser Rd.)

**Attachments:** [AIS Clarifier Skirting.doc](#)  
[Resolution No. 2018-R107](#)

- 4.G. [2018-738](#) CONSIDER RESOLUTION NO. 2018-R108; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN MANAGE AND AGREEMENT WITH BERNHARD BROTHERS CONCRETE CONTRACTORS, INC. TO REMOVE AND REPLACE THE SIDEWALK AT NORTHRUP PARK COMPLEX # 3.

**Attachments:** [AIS Northup Park walkway renovation](#)  
[Resolution No. 2018-R108](#)  
[City of Boerne - Sidewalks Northrup Park F.O. 1025-2018 Concrete CityofBoerneproposal10 -30-2018 Bernhard Brothers Old Sidewalk 10-30-2018 -1](#)  
[Old Sidewalk 10-30-2018 -2](#)  
[Old Sidewalk 10-30-2018 -3](#)

5. [2018-735](#) RECOGNITION OF THE TEXAS AMATEUR ATHLETIC FEDERATION LOCAL AND REGIONAL ATHLETE OF THE YEAR.

**Attachments:** [AIS Local and Region Athlete of the Year](#)  
[Ashley Clingman](#)  
[Noah Blomqvist](#)

6. [2018-733](#) CONSIDER A ONE-TIME READING OF ORDINANCE NO. 2018-41; AS PERMITTED BY THE CITY OF BOERNE'S HOME RULE CHARTER, SECTION 3.11.A.

7. [2018-748](#) CONSIDER ORDINANCE NO. 2018-41; AN ORDINANCE AMENDING ORDINANCE NO. 2017-74 CAPTIONED "AN ORDINANCE ADOPTING THE ANNUAL CAPITAL AND OPERATING BUDGETS FOR THE CITY OF BOERNE, TEXAS FOR THE FISCAL YEAR 2017-2018, BEGINNING OCTOBER 1, 2017 AND ENDING SEPTEMBER 30, 2018.

**Attachments:** [AIS September 2018 budget amendments](#)  
[Ordinance No. 2018-41](#)  
[Attachment I - Budget amendments](#)

8. [2018-759](#) RECEIVE THE FOURTH QUARTER FINANCIAL AND INVESTMENT REPORTS FOR FY 2017-2018.

**Attachments:**    [AIS Sept 2018 Quarterly Report](#)  
[Quarterly Financial Report 9-30-18](#)

9.    [2018-747](#)    CONSIDER ON FIRST READING ORDINANCE NO. 2018-42; AN ORDINANCE REPEALING AND REPLACING ORDINANCE NO. 2017-82 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 - 11-13-18](#)  
[Ordinance No. 2018-42](#)  
[Exhibit A- Code Enforcement FEE PROPOSAL 2018](#)  
[Exhibit A - 11-13-18 Proposed](#)

10.   [2018-758](#)    PRESENTATION OF CERTIFICATE OF ACHIEVEMENT FOR EXCELLENCE IN FINANCIAL REPORTING FROM THE GOVERNMENT FINANCE OFFICERS ASSOCIATION FOR FISCAL YEAR 2016-2017.

**Attachments:**    [AIS - GFOA CAFR Award Presentation](#)  
[GFOA certificate](#)

11.   [2018-724](#)    CONSIDER ON FIRST READING ORDINANCE NO. 2018-43; AN ORDINANCE ESTABLISHING A FOUR-WAY STOP AT THE INTERSECTION OF CASCADE CAVERNS ROAD, RANCH DRIVE, AND SOUTHGLEN PARKWAY AND THE INSTALLATION OF A YIELD SIGN AT CASCADE CAVERNS ROAD; AND PROVIDING FOR A PENALTY NOT TO EXCEED \$200 FOR EACH VIOLATION OF THIS ORDINANCE. (Intersection of Cascade Caverns Road by Southglen Subdivision)

**Attachments:**    [AIS Cascade Ranch Southglen Stop.doc](#)  
[Ordinance No. 2018-43](#)  
[Southglen Intersection.pdf](#)

12.   [2018-757](#)    CONSIDER AN AMENDMENT TO THE UTILITIES RULES AND REGULATIONS. (Prohibit installation of private water wells within the City's potable water service territory)

**Attachments:**    [AIS Private Water Well Policy.doc](#)  
[Revised Boerne Utilities Rules and Regulations](#)

13.     [2018-754](#)           CONSIDER RESOLUTION NO. 2018-R109; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE AN AGREEMENT BETWEEN THE CITY OF BOERNE AND SMITH PUMP COMPANY, INC. FOR REPAIRS TO A MAGNA DRIVE UNIT AT THE BUCKSKIN WATER TANK SITE.

**Attachments:**     [AIS Magna Drive Repair.doc](#)  
                          [Resolution No. 2018-R109](#)

14.     [2018-755](#)           CONSIDER RESOLUTION NO. 2018-R110; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE AN AGREEMENT BETWEEN THE CITY OF BOERNE AND MAESTAS & ASSOCIATES, INC. FOR THE DESIGN OF A RIGHT TURN LANE ON OLD SAN ANTONIO ROAD AT HERFF ROAD.

**Attachments:**     [AIS Old SA turn lane at Herff.doc](#)  
                          [Resolution No. 2018-R110](#)  
                          [Old SA Turn Lane at Herff.pdf](#)  
                          [Maestes Old SA Rd Turn Contract.pdf](#)

15.     [2018-709](#)           CONSIDER RESOLUTION NO. 2018-R111; A RESOLUTION APPROVING CHANGES TO THE PERSONNEL POLICIES MANUAL FOR THE CITY OF BOERNE, TEXAS. (Changes to Retiree Insurance, Coverage and Subsidy; Post 65 Retiree; Supplemental Injury Pay; and Meals Reimbursement)

**Attachments:**     [AIS PP Changes 11.2018](#)  
                          [Resolution No. 2018-R111](#)

16.     [2018-708](#)           CONSIDER RESOLUTION NO. 2018-R112; A RESOLUTION AUTHORIZING ADDITIONAL EXPENDITURES TO THE AGREEMENT WITH RANDALL SCOTT ARCHITECTS FOR ARCHITECTURAL AND ENGINEERING SERVICES OF A NEW CITY HALL.

**Attachments:**     [AIS RSA FEES.112018](#)  
                          [Resolution No. 2018-R112](#)

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

18. EXECUTIVE SESSION IN ACCORDANCE WITH THE TEXAS GOVERNMENT CODE: CITY COUNCIL MAY, AS PERMITTED BY LAW, ADJOURN INTO EXECUTIVE SESSION AT ANY TIME TO DISCUSS ANY MATTER LISTED ABOVE INCLUDING IF THEY MEET THE QUALIFICATIONS IN 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) OF CHAPTER 551 OF THE TEXAS GOVERNMENT CODE.

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 9th day of  
November, 2018 at 4:30 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 30.06 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.