

**AGENDA**  
**SPECIAL CALLED CITY COUNCIL MEETING**  
**CITY COUNCIL CHAMBERS**  
**124 Old San Antonio Road**  
**Boerne, TX 78006**  
**May 14, 2019 – 5:00 p.m.**

1. CALL TO ORDER – 5:00 PM
  
2.     [2019-371](#)           RECEIVE ELECTION RETURNS FROM THE PRESIDING JUDGES OF THE VOTING BALLOT BOARD AND EARLY VOTING BALLOT BOARD.  
  
      **Attachments:**    [AIS election 5.2019 canvass](#)
  
3.     [2019-370](#)           CONSIDER RESOLUTION NO. 2019-R39; A RESOLUTION CERTIFYING THE CANVASS OF ELECTION RETURNS OF THE MAY 4, 2019 GENERAL AND SPECIAL ELECTIONS, AND DECLARING SAID MAYOR AND DISTRICT 2, 3, 4, AND 5 COUNCIL MEMBERS DULY ELECTED.  
  
      **Attachments:**    [AIS. Canvass election](#)  
                              [Resolution No. 2019-R39](#)
  
4.     [2019-375](#)           ADMINISTER OATHS OF OFFICE.  
  
      **Attachments:**    [OATH.BlankForm](#)
  
5.     [2019-378](#)           RECOGNITION OF MIKE SCHULTZ FOR HIS 8 YEARS OF SERVICE AS MAYOR FOR THE CITY OF BOERNE.  
  
      **Attachments:**    [AIS recognize schultz 2019](#)
  
6.     [2019-377](#)           CONSIDER THE ELECTION OF THE OFFICE OF MAYOR PRO TEM FOR THE TERM OF MAY 2019 TO MAY 2020.  
  
      **Attachments:**    [AIS elect mayor pro tem 2019](#)
  
7.     [2019-380](#)           CONSIDER RESOLUTION NO. 2019-R40; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BOERNE, TEXAS, AUTHORIZING THE CITY MANAGER TO UNDERTAKE EFFORTS TO SUPPORT THE U.S. CENSUS 2020.  
  
      **Attachments:**    [AIS US Census 2020](#)  
                              [Resolution No. 2019-R40](#)
  
8.     [2019-379](#)           DISCUSSION ON CITY COUNCIL RETREAT; SETTING A DATE AND

TIME.

**Attachments:** [AIS setting council retreat](#)

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

9.A. [2019-373](#) SECTION 551.071 - CONSULTATION WITH ATTORNEY AND SECTION 551.087 - DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATION. (WCID No. 3)

9.B. [2019-329](#) SECTION 551.087: DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATION.

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

11. ADJOURNMENT

**AGENDA  
REGULAR CITY COUNCIL MEETING  
CITY COUNCIL CHAMBERS  
124 Old San Antonio Road  
Boerne, TX 78006  
May 14, 2019 – 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. [2019-340](#) CONSIDER THE MINUTES FROM THE SPECIAL CALLED CITY COUNCIL MEETING OF APRIL 16, 2019 AND THE REGULAR CALLED CITY COUNCIL MEETING OF APRIL 23, 2019.

**Attachments:** [Minutes 19.0416 Special Called annexations](#)  
[Minutes 19.0423](#)

- 4.B. [2019-372](#) CONSIDER ON SECOND READING ORDINANCE NO. 2019-14; AN ORDINANCE AMENDING ORDINANCE NO. 2003-02, CAPTIONED "CITY OF BOERNE SOLID WASTE COLLECTION AND DISPOSAL FRANCHISE AGREEMENT", DATED JANUARY 28, 2003, AND ENACTING A SECOND AMENDED CITY OF BOERNE SOLID WASTE COLLECTION AND DISPOSAL FRANCHISE AGREEMENT, ESTABLISHING THE RATES TO BE CHARGED FOR RESIDENTIAL AND COMMERCIAL SOLID WASTE COLLECTION AND DISPOSAL; AND PROVIDING THE TERMS AND CONDITIONS OF THE AGREEMENT."

**Attachments:** [AIS Amended Waste Management Agr 2nd Reading Ordinance No. 2019-14](#)  
[WM City of Boerne Presentation \(4.23.19\)](#)

- 4.C. [2019-343](#) CONSIDER RESOLUTION NO. 2019-R41; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE AN AGREEMENT FOR BUILDING SYSTEMS COMMISSIONING SERVICES BETWEEN THE CITY OF BOERNE AND CLEARY ZIMMERMANN ENGINEERS, LLC FOR THE NEW CITY HALL PROJECT.

**Attachments:** [AIS Building Sys Commissioning Resolution No. 2019-R41](#)  
[Proposal - Cleary Zimmerman Engineers, LLC](#)

- 4.D. [2019-342](#) CONSIDER RESOLUTION NO. 2019-R42; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE AN AGREEMENT FOR BUILDING ENVELOPE

CONSULTING SERVICES BETWEEN THE CITY OF BOERNE AND RABA KISTNER CONSULTING, INC. FOR CONSTRUCTION OBSERVATION SERVICES AND TESTING OF THE NEW CITY HALL BUILDING.

**Attachments:** [AIS Building Envelope Consulting Resolution No. 2019-R42](#)  
[Proposal - Raba Kistner](#)

- 4.E. [2019-365](#) CONSIDER RESOLUTION NO. 2019-R43; 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 Utility materials for Legacy at Cibolo)

**Attachments:** [AIS Electric Purchase for Legacy at Cibolo.doc](#)  
[Resolution No. 2019-R43](#)  
[Legacy at Cibolo Site.pdf](#)

- 4.F. [2019-366](#) CONSIDER RESOLUTION NO. 2019-R44; 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 Utility materials for Cottages at Oak Park)

**Attachments:** [AIS Electric Purchase for Cottages at Oak Park.doc](#)  
[Resolution No. 2019-R43](#)  
[Cottages at Oak Park.pdf](#)

5. [2019-369](#) CONSIDER RESOLUTION NO. 2019-R45; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE AN AGREEMENT BETWEEN THE CITY OF BOERNE AND HDR ENGINEERING, INC. FOR REINSTALLATION OF BIOLOGICAL NUTRIENT REACTORS AND WASTE ACTIVATED SLUDGE PIPING IMPROVEMENTS. (Old San Antonio Road Wastewater Treatment and Recycling Center)

**Attachments:** [AIS HDR WWTRC Repairs 2019.doc](#)  
[Resolution No. 2019-R45](#)  
[Proposal - HDR Engineering, Inc.](#)

6. [2019-367](#) CONSIDER RESOLUTION NO. 2019-R46; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND

MANAGE AN AGREEMENT FOR LAND SURVEYING SERVICES FOR CURRENT PROPOSED ANNEXATIONS, IN AN AMOUNT NOT TO EXCEED \$120,000.00.

**Attachments:** [Summary - Land Survey Agreement](#)  
[Resolution No. 2019-R46](#)

7. RECEIVE RECOMMENDATION FROM THE PLANNING AND ZONING COMMISSION AND SET A PUBLIC HEARING FOR JUNE 11, 2019:

**7.A.** [2019-368](#) PROPOSED REZONING OF 134 OAK PARK DRIVE (0.428 ACRES, KAD NO. 21630) FROM R-1, MEDIUM-DENSITY SINGLE-FAMILY DISTRICT TO B-1, HIGH DENSITY RESIDENTIAL AND NEIGHBORHOOD COMMERCIAL DISTRICT. (Robert S. Thornton)

**Attachments:** [AIS- 134 Oak Park](#)  
[Att 1 - Location Map](#)  
[Att 2 - Aerial Map](#)  
[Att 3 - Current Zoning Map](#)  
[Att 4 - Proposed Zoning Map](#)  
[Att 5 - R-1 Uses](#)  
[Att 6 - B-1 Uses](#)

**8.** [2019-376](#) LEGISLATIVE UPDATE ON THE 86TH LEGISLATIVE SESSION.

**Attachments:** [AIS.Legislative Update](#)

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

10. 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. (If needed)

11. ADJOURNMENT

\_\_\_\_\_  
s/s Ronald C. Bowman  
City Manager

**CERTIFICATION**

**I hereby certify that the above notice of meeting was posted on the 10th day of  
May, 2019 at 3:30 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.