

**AGENDA  
REGULAR CITY COUNCIL MEETING  
CITY COUNCIL CHAMBERS  
124 Old San Antonio Road  
Boerne, TX 78006  
January 22, 2019 – 6:00 PM**

1. CALL TO ORDER – 6:00 PM SCHULTZ  

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 SCHULTZ
3. RECEIVE AND ACCEPT RESIGNATION FROM COUNCIL MEMBER DISTRICT 3, STEVEN TYE AND DECLARE A VACANCY AS PER THE CITY OF BOERNE HOME RULE CHARTER. SCHULTZ
4. CONSIDER RESOLUTION NO. 2019-R06; A RESOLUTION ESTABLISHING PROCEDURES FOR A SPECIAL ELECTION FOR MAY 4, 2019. CARROLL
5. 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) SCHULTZ
6. 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.
  - A. CONSIDER APPROVAL OF THE MINUTES OF THE CITY COUNCIL MEETING HELD JANUARY 8, 2019. CARROLL
  - B. CONSIDER ON SECOND READING ORDINANCE NO. 2019-01; AN ORDINANCE OF THE CITY OF BOERNE, TEXAS AMENDING ORDINANCE NO. 2017-75, ESTABLISHING STANDARDS FOR NETWORK NODES AND NODE SUPPORT POLES IN THE PUBLIC RIGHT-OF-WAY IN THE CITY OF BOERNE; SAVINGS CLAUSE, REPEALER; AND SETTING AN EFFECTIVE DATE. SOLIS
  - C. CONSIDER ON SECOND READING ORDINANCE NO. 2019-02; AN ORDINANCE AMENDING ORDINANCE NO. 2014-56, AMENDING PROVISIONS RELATING TO DEVELOPMENT PLAT REGULATIONS AND CRITERIA IN THE CITY LIMITS AND THE EXTRATERRITORIAL JURISDICTION (ETJ), SECTION 02. DEFINITIONS, SECTION 06. PROCEDURES FOR DEVELOPMENT PLAT, A. SUBMITTALS, B. FORM AND CONTENT OF PLAT, SECTION 07. PROCEDURES FOR ADMINISTRATIVE PLAT AND APPENDIX A. ILLUMINATION PLAN; PROVIDING FOR A PENALTY NOT TO EXCEED \$200; PROVIDING FOR A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE. TALLEY
  - D. CONSIDER RESOLUTION NO. 2019-R07; A RESOLUTION AUTHORIZING THE CLOSURE OF A PORTION OF MAIN STREET (HWY 87) DURING CERTAIN HOURS FOR THE TEXAS CORVETTE ASSOCIATION SHOW AND AUTHORIZING KOHLER

THE MAYOR TO EXECUTE AN AGREEMENT FOR THE TEMPORARY CLOSURE OF STATE RIGHT-OF-WAY WITH THE TEXAS DEPARTMENT OF TRANSPORTATION.

- E. CONSIDER RESOLUTION NO. 2019-R08; 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 Vehicles for the Parks Department)* ZINCKE
  
7. PRESENTATION AND DISCUSSION ON PROPOSED KENDALL COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 3 PARTIALLY IN THE EXTRATERRITORIAL JURISDICTION OF THE CITY. *(Property located near Scenic Loop and Corley Road)* BLANKENSHIP
  
8. RECEIVE PUBLIC COMMENTS ON THE PROPOSED KENDALL COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 3 PARTIALLY IN THE EXTRATERRITORIAL JURISDICTION OF THE CITY. *(Property located near Scenic Loop and Corley Road)* SCHULTZ
  
9. SEMI-ANNUAL STAFF PRESENTATION FROM THE CONVENTION AND VISITORS BUREAU. WOODS
  
10. CONSIDER REQUEST FROM PANTUSA TOWING & RECOVERY, LLC AS A THIRD PROVIDER FOR THE MASTER TOW TRUCK ROTATION LIST. KOHLER
  
11. RECEIVE BIDS AND AWARD CONTRACT FOR CONSTRUCTION OF THE WASTEWATER TREATMENT AND RECYCLING CENTER GENERATOR AND AUTOMATIC TRANSFER SWITCH PROJECT AND CONSIDER RESOLUTION NO. 2019-R09; A RESOLUTION OF THE CITY OF BOERNE, TEXAS AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE A CONTRACT BETWEEN THE CITY OF BOERNE AND \_\_\_\_\_ FOR CONSTRUCTION OF THE WASTEWATER TREATMENT AND RECYCLING CENTER GENERATOR AND AUTOMATIC TRANSFER SWITCH PROJECT. MANN
  
12. RECEIVE BIDS AND AWARD CONTRACT FOR BENTWOOD DRIVE SIDEWALK IMPROVEMENTS AND CONSIDER RESOLUTION NO. 2019-R10; A RESOLUTION OF THE CITY OF BOERNE, TEXAS AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE A CONTRACT BETWEEN THE CITY OF BOERNE AND \_\_\_\_\_ FOR BENTWOOD DRIVE SIDEWALK IMPROVEMENTS. *(Bentwood Drive near the entrance to Boerne High School)* MANN
  
13. DISCUSSION OF ANNEXATION LAW AND PROCESSES. SOLIS/TALLEY
  
14. COMMENTS FROM COUNCIL/ STAFF – No discussion or action may take place. SCHULTZ
  
15. EXECUTIVE SESSION IN ACCORDANCE WITH THE TEXAS GOVERNMENT CODE: THOMPSON
  - A. SECTION 551.086 – MUNICIPAL OWNED UTILITY – COMPETITIVE MATTER – WHOLESALE POWER – ELECTRIC.
  
16. RECONVENE INTO OPEN SESSION AND TAKE ANY NECESSARY ACTION RELATING TO THE EXECUTIVE SESSION AS DESCRIBED ABOVE. SCHULTZ

17. EXECUTIVE SESSION IN ACCORDANCE WITH THE TEXAS GOVERNMENT CODE: SCHULTZ  
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)*

18. ADJOURNMENT. SCHULTZ

\_\_\_\_\_  
City Manager

CERTIFICATION

I hereby certify that the above notice of meeting was posted on the 18<sup>th</sup> day of January 2019 at 5:00 p.m.

\_\_\_\_\_  
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 30.07 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.

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.