

**AGENDA  
REGULAR CITY COUNCIL MEETING  
CITY COUNCIL CHAMBERS  
124 Old San Antonio Road  
Boerne, TX 78006  
March 26, 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. 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
  
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.
  - A. CONSIDER MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD MARCH 12, 2019. CARROLL
  - B. CONSIDER ON SECOND READING ORDINANCE NO. 2019-08; 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 11.219 ACRES LOCATED AT 35 CASCADE CAVERNS ROAD (KAD NO. 12245) AND 45 CASCADE CAVERNS ROAD (KAD NO. 24328) 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. (*Currey Creek Baptist Church of Boerne*) TALLEY
  - C. CONSIDER ON SECOND READING ORDINANCE NO. 2019-09; 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 9.865 ACRES LOCATED AT 38 CASCADE CAVERNS ROAD (KAD NO. 46739) 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. (*Hill Country Daily Bread Ministries*) TALLEY
  
5. PUBLIC HEARING- To hear comments on the following:

- A. PROPOSED ANNEXATION OF 8.352 ACRES OF LAND LOCATED AT 15A UPPER TALLEY  
BALCONES ROAD, KAD NOS. 15841 AND 290201, TO INCLUDE A PORTION  
OF UPPER BALCONES ROAD AT THE REQUEST OF MORNINGSIDE  
MINISTRIES. *(Second of two hearings)*
6. RECEIVE THE COMPREHENSIVE ANNUAL FINANCE REPORT (CAFR) FROM ABIP, PC MATTICK  
FOR FISCAL YEAR 2017-2018.
7. PRESENTATION BY CARISSA COX OF MOSAIC PLANNING AND DEVELOPMENT COLONNA  
SERVICES ON UNIFIED DEVELOPMENT CODE PROJECT OVERVIEW AND PROCESS.
8. CONSIDER THE UNTABLING OF ORDINANCE NO. 2019-10; AS DESCRIBED BELOW. SCHULTZ  
*(Tabled on 3/12/2019)*
9. CONSIDER ON FIRST READING ORDINANCE NO. 2019-10; AN ORDINANCE TALLEY  
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 2.992 ACRES LOCATED AT  
1025 E. BLANCO ROAD (KAD NO. 18967) FROM O, OFFICE DISTRICT AND R-1,  
MEDIUM-DENSITY SINGLE-FAMILY RESIDENTIAL DISTRICT TO R-3, HIGH-DENSITY  
RESIDENTIAL DISTRICT; REPEALING ALL ORDINANCES IN CONFLICT; CONTAINING A  
SEVERANCE CLAUSE; AND DECLARING AN EFFECTIVE DATE. *(Tommy and Julie  
Pfeiffer)*
10. RECEIVE AND CONSIDER A REQUEST FROM PERFORMANCE OFF ROAD FOR A TALLEY  
VARIANCE TO THE SIGN ORDINANCE SECTION 11. PROHIBITED SIGNS. E.  
CHANGEABLE COPY SIGN; FLASHING SIGN; G. MOVING SIGN; H. LED SIGN. *(Michael  
Hawes, 30980 IH 10 W)*
11. CONSIDER RESOLUTION NO. 2019-R23; A RESOLUTION AUTHORIZING THE CITY MANN  
MANAGER TO ENTER INTO AND MANAGE AN AGREEMENT BETWEEN THE CITY OF  
BOERNE AND HDR ENGINEERING, INC. FOR WATER, WASTEWATER AND RECLAIMED  
WATER IMPACT FEE UPDATE. *(Update of the land use assumptions and Capital  
Improvements Plan for water, wastewater, and reclaimed water impact fees)*
12. RECEIVE BIDS AND AWARD CONTRACT FOR SELF CONTAINED BREATHING MECKEL  
APPARATUS EQUIPMENT FOR THE FIRE DEPARTMENT AND CONSIDER RESOLUTION  
NO. 2019-R24; A RESOLUTION OF THE CITY OF BOERNE, TEXAS AUTHORIZING THE  
PURCHASE OF SELF CONTAINED BREATHING APPARATUS EQUIPMENT FOR THE FIRE  
DEPARTMENT.
13. LEGISLATIVE UPDATE ON 86<sup>TH</sup> LEGISLATIVE SESSION AND CONSIDER DIRECTION SOLIS  
RELATED TO BILLS PRESENTED.
14. COMMENTS FROM COUNCIL/ STAFF – No discussion or action may take place. SCHULTZ
15. EXECUTIVE SESSION IN ACCORDANCE WITH THE TEXAS GOVERNMENT CODE:  
A. SECTION 551.086 – MUNICIPALLY OWNED UTILITY: COMPETITIVE MATTER, THOMPSON  
DISCUSSION ON WHOLESALE POWER AGREEMENT AND CONSIDER

RESOLUTION NO. 2019-R25; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE A WHOLESALE ENERGY SUPPLY AGREEMENT AND ANY ASSOCIATED AND NECESSARY DOCUMENTS.

- B. SECTION 551.071 – CONSULTATION WITH ATTORNEY AND SECTION 551.087 SOLIS  
– DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATION.  
(WCID No. 3)

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: 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)* SCHULTZ
18. ADJOURNMENT. SCHULTZ

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City Manager

CERTIFICATION

I hereby certify that the above notice of meeting was posted on the 22<sup>nd</sup> day of March 2019 at 5:00 p.m.

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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.