

AGENDA
CITY COUNCIL WORKSHOP
MUNICIPAL COURT COMPLEX
124 Old San Antonio Road
Boerne, TX 78006
January 28, 2020 – 4:45 p.m.

PLEASE NOTE LOCATION HAS NOT CHANGED

1. CALL TO ORDER – 4:45 PM AT THE MUNICIPAL COURT COMPLEX
2. PUBLIC COMMENTS: This is the opportunity for visitors and guests to address the City Council on any issue, in compliance with LGC Section 551.007. 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)
3. [2020-169](#) DISCUSSION ON 5 YEAR CAPITAL IMPROVEMENT PLAN AND FINANCIAL FORECAST.

 Presenter: Finance Director Sandy Mattick
4. ADJOURNMENT

AGENDA
REGULAR CITY COUNCIL MEETING
MUNICIPAL COURT COMPLEX
124 Old San Antonio Road
Boerne, TX 78006
January 28, 2020 – 6:00 PM

PLEASE NOTE LOCATION HAS NOT CHANGED

1. CALL TO ORDER – 6:00 PM AT THE MUNICIPAL COURT COMPLEX

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, in compliance with LGC Section 551.007. 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. [2020-171](#) CONSIDER THE MINUTES OF THE REGULAR CITY COUNCIL MEETING OF JANUARY 14, 2020 AND THE SPECIAL CALLED CITY COUNCIL MEETING OF JANUARY 16, 2020 (STATE OF THE CITY).

Presenter: City Secretary Lori Carroll

4.B. [2020-152](#) CONSIDER RESOLUTION NO. 2020-R03; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE AN AGREEMENT BETWEEN THE CITY OF BOERNE AND SHADEPRO LLC FOR THE PURCHASE AND INSTALLATION OF A SHADE STRUCTURE FOR KINDERPARK.

Presenter: Community Services Director Danny Zincke

4.C. [2020-154](#) CONSIDER ON SECOND READING ORDINANCE NO. 2020-02; AN ORDINANCE AMENDING THE 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 OF 1.55 ACRES LOCATED AT 614 FREY STREET (KAD NO. 18975) FROM R-1, MEDIUM-DENSITY SINGLE-FAMILY RESIDENTIAL 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. (Jon Miller)

Presenter: Planning & Community Development Director Laura Talley

4.D. [2020-155](#) CONSIDER ON SECOND READING ORDINANCE NO. 2020-03; AN ORDINANCE AMENDING THE 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 OF 0.412 ACRES LOCATED AT 121 ADVOGT STREET, LOT 11A (KAD NO. 24670) FROM B-2, HIGHWAY COMMERCIAL 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. (Mike Hodsdon)

Presenter: Planning & Community Development Director Laura Talley

- 4.E. [2020-150](#) CONSIDER RESOLUTION NO. 2020-R04; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE AN AGREEMENT BETWEEN THE CITY OF BOERNE AND HDR ENGINEERING, INC. FOR WASTEWATER TREATMENT AND RECYCLING CENTER TEXAS POLLUTANT DISCHARGE ELIMINATION SYSTEM PERMIT RENEWAL.

Presenter: Utilities Director Michael Mann

- 4.F. [2020-144](#) CONSIDER RESOLUTION NO. 2020-R05; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE AN AGREEMENT BETWEEN THE CITY OF BOERNE AND SWAGIT PRODUCTIONS, LLC FOR MEETING PRODUCTION, BROADCAST AND RECORDING SERVICE.

Presenter: IT Director Mike Raute

- 4.G. [2020-158](#) CONSIDER RESOLUTION NO. 2020-R06; A RESOLUTION AUTHORIZING THE CLOSURE OF A PORTION OF MAIN STREET (HWY 87) DURING CERTAIN HOURS FOR THE TEXAS CORVETTE ASSOCIATION SHOW AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR THE TEMPORARY CLOSURE OF STATE RIGHT-OF-WAY WITH THE TEXAS DEPARTMENT OF TRANSPORTATION.

Presenter: Police Chief James Kohler

5. [2020-168](#) PRESENTATION OF CERTIFICATE OF ACHIEVEMENT FOR EXCELLENCE IN FINANCIAL REPORTING FROM THE GOVERNMENT FINANCE OFFICERS ASSOCIATION FOR FISCAL YEAR 2017-2018.

Presenter: Finance Director Sandy Mattick

6. [2020-170](#) RECEIVE THE FIRST QUARTER FINANCIAL AND INVESTMENT REPORTS FOR FISCAL YEAR 2020.
- Presenter:** Finance Director Sandy Mattick
7. [2020-153](#) CONSIDER ON SECOND READING ORDINANCE NO. 2020-01; AN ORDINANCE AMENDING THE 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 2.348 ACRES LOCATED AT 87 MARKET AVENUE (KAD NO. 19961) FROM I, INDUSTRIAL DISTRICT, TO B-2R, HIGHWAY COMMERCIAL RESTRICTED DISTRICT; REPEALING ALL ORDINANCES IN CONFLICT; CONTAINING A SEVERANCE CLAUSE; AND DECLARING AN EFFECTIVE DATE. (UDS Thirteen LLC)
- Presenter:** Planning & Community Development Director Laura Talley
8. [2020-161](#) CONSIDER A ONE-TIME READING OF ORDINANCE NO. 2020-05; AS PERMITTED BY THE CITY OF BOERNE'S HOME RULE CHARTER, SECTION 3.11.A.
- Presenter:** Tim Handren
9. [2020-156](#) CONSIDER ORDINANCE NO. 2020-05; AN ORDINANCE AMENDING THE CITY OF BOERNE SUBDIVISION ORDINANCE NO. 2007-56, DATED NOVEMBER 13, 2007, ARTICLE 1. GENERAL PROVISIONS, SECTION 04. DEFINITIONS, ARTICLE 3. PLANNING AND COMMUNITY DESIGN STANDARDS, SECTION 06. LOW IMPACT DEVELOPMENT FACILITIES, ARTICLE 6. DRAINAGE AND FLOOD HAZARDS, SECTION 01. GENERAL REQUIREMENTS, SECTION 03. DRAINAGE EASEMENTS, SECTION 05. FLOOD HAZARDS, SECTION 06. PROTECTION OF SURFACE WATER SUPPLIES; AND RELATED REFERENCES THROUGHOUT.
- Presenter:** Planning & Community Development Director Laura Talley
10. [2020-162](#) CONSIDER A ONE-TIME READING OF ORDINANCE NO. 2020-06; AS PERMITTED BY THE CITY OF BOERNE'S HOME RULE CHARTER, SECTION 3.11.A.
- Presenter:** Tim Handren
11. [2020-157](#) CONSIDER ORDINANCE NO. 2020-06; AN ORDINANCE

AMENDING THE CODE OF ORDINANCES, CITY OF BOERNE, TEXAS, CHAPTER 9. FLOOD DAMAGE PREVENTION ARTICLE I - IN GENERAL SECTION 9-5 DEFINITIONS, SECTION 9-6 LANDS TO WHICH THE CHAPTER APPLIES, SECTION 9-7 BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD AND LOCAL FLOODPLAIN, ARTICLE II - ADMINISTRATION SECTION 9-42 (9) AND (10) DUTIES AND RESPONSIBILITIES OF THE FLOODPLAIN ADMINISTRATOR, SECTION 9-68 STANDARDS FOR SUBDIVISION PROPOSALS, AND SECTION 9-70 FLOODWAYS (1); PROVIDING FOR A PENALTY OF NOT MORE THAN \$1,000.00 FOR EACH VIOLATION.

Presenter: Planning & Community Development Director Laura Talley

12. [2020-149](#) RECEIVE BIDS AND AWARD CONTRACT FOR MIXER RECONFIGURATION AND SLUDGE PIPING IMPROVEMENTS AT THE WASTEWATER TREATMENT PLANT AND RECYCLING CENTER AND CONSIDER RESOLUTION NO. 2020-R07; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE AN AGREEMENT BETWEEN THE CITY OF BOERNE AND _____ FOR MIXER RECONFIGURATION AND SLUDGE PIPING IMPROVEMENTS AT THE WASTEWATER TREATMENT PLANT AND RECYCLING CENTER.

Presenter: Utilities Director Michael Mann

13. [2020-160](#) CONSIDER RESOLUTION NO. 2020-R08; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE THE FIRST AMENDMENT TO THE AGREEMENT BETWEEN THE CITY OF BOERNE AND BOERNE KENDALL COUNTY ECONOMIC DEVELOPMENT CORPORATION.

Presenter: Deputy City Manager Jeff Thompson

14. [2020-159](#) CITY MANAGER'S REPORT DISCUSSION.

Presenter: City Manager Ron Bowman

15. [2020-163](#) CONTINUE WORKSHOP DISCUSSION IF NECESSARY.

Presenter: Tim Handren

16. COMMENTS FROM COUNCIL/LEGAL COUNSEL/STAFF – No discussion or action may take place.

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

17.A. [2020-164](#) SECTION 551.087 - DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS. (153 S Main)

Presenter: Deputy City Manager Jeff Thompson

17.B. [2020-165](#) SECTION 551.072 - DELIBERATION REGARDING REAL PROPERTY. (Utilities City Hall Complex located at 400 E Blanco Rd. and 402 E Blanco Rd.)

Presenter: Tim Handren, City Manager Ron Bowman and Deputy City Manager Jeff Thompson

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

19. 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)

20. ADJOURNMENT

s/s Ronald C. Bowman
City Manager

CERTIFICATION

**I hereby certify that the above notice of meeting was posted on the 24th day of
January, 2020 at 5:55 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.