

AGENDA
REGULAR CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
124 Old San Antonio Road
Boerne, TX 78006
January 9, 2018 – 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. [2018-104](#) APPROVAL OF THE MINUTES OF THE REGULAR CALLED CITY COUNCIL MEETING HELD DECEMBER 12, 2017.

Attachments: [Minutes 17.1212](#)

4.B. [2018-114](#) CONSIDER RESOLUTION NO. 2018-R01; A RESOLUTION ESTABLISHING PROCEDURES FOR A GENERAL ELECTION FOR MAY 5, 2018. (Considerar la resolución número 2018-R01; una resolución que establece los procedimientos para la elección general del 5 de mayo, 2018)

Attachments: [AIS election 2018](#)
[2018-R01 Election procedures](#)

5. PUBLIC HEARING – To Hear Comments On The Following:

- 5.A. [2018-108](#) PROPOSED ANNEXATION OF 13.327 ACRES OF LAND LOCATED AT 41 OLD SAN ANTONIO ROAD, KAD NO. 38976, AND THE ADJACENT RIGHT-OF-WAY ON OLD SAN ANTONIO ROAD AT THE REQUEST OF THE CITY OF BOERNE. (Wastewater Treatment and Recycling Center - First of two hearings)

Attachments:

[Summary](#)

[Notice of Public Hearing 18.0109 Annex 41 Old S.A.](#)

[Att 1 - Location Map](#)

[Att 2 - Aerial](#)

[Att 3 - 25-16 CITY SEWER 20170907](#)

[Att 4 - 13.327 ACRE FIELD NOTES 20170907](#)

- 5.B. [2018-109](#) PROPOSED USE OF A GYMNASIUM IN A B-2R, HIGHWAY COMMERCIAL - RESTRICTED DISTRICT LOCATED AT 129 OLD SAN ANTONIO ROAD, KAD NO. 62676. (One of one hearing)

Attachments:

[PUBLIC HEARING - summary](#)

[Notice of Public Hearing](#)

[Att 1 - LOCATION MAP](#)

[Att 2 - ZONING MAP](#)

[Att 3 - Revised Submittal Change of Use Request Nov1517](#)

6. TAKE ANY NECESSARY ACTION RESULTING FROM THE PUBLIC HEARING:

- 6.A. [2018-110](#) CONSIDER ON FIRST READING ORDINANCE NO. 2018-01; 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, ARTICLE 5, SECTION 3 PERMITTED USES, TABLE 5-1, AUTHORIZING THE USE OF A GYMNASIUM IN A B-2R, HIGHWAY COMMERCIAL - RESTRICTED DISTRICT LOCATED AT 129 OLD SAN ANTONIO ROAD (KAD NO. 62676).

Attachments:

[Summary](#)

[Ordinance No. 2018-01](#)

[Att 1 - LOCATION MAP](#)

[Att 2 - ZONING MAP](#)

[Att 3 - Revised Submittal Change of Use Request Nov1517](#)

7. [2018-111](#) STAFF INITIATIVES CONCERNING LOW IMPACT DEVELOPMENT.

Attachments: [Summary](#)
 [Att 1 - Tetrattech workshop](#)

8. [2018-112](#) CONSIDER ON SECOND READING ORDINANCE NO. 2017-87; 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 14.202 OUT OF 26.654 ACRES LOCATED AT 17 HERFF ROAD (KAD NOS. 12536, 15848, AND 15849) FROM MU-1, MIXED-USE NEIGHBORHOOD DISTRICT TO R-4, MULTI-FAMILY RESIDENTIAL DISTRICT; REPEALING ALL ORDINANCES IN CONFLICT; CONTAINING A SEVERANCE CLAUSE; AND DECLARING AN EFFECTIVE DATE.

Attachments: [Summary 17 Herff](#)
 [Ordinance No. 2017-87 Rezoning 17 Herff Rd.](#)
 [Att 1 - LOCATION MAP](#)
 [Att 2 - aerialmap-17 Herff](#)
 [Att 3 - ZoningMap-17 Herff](#)
 [Att 4 - MU-1 Uses](#)
 [Att 5 - R-4 Uses](#)

9. [2018-113](#) CONSIDER ON FIRST READING ORDINANCE NO. 2018-02; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BOERNE, TEXAS, GRANTING A TRANSMISSION AND DISTRIBUTION ELECTRIC UTILITY FRANCHISE TO PEDERNALES ELECTRIC COOPERATIVE, INC. FOR A TEN YEAR TERM COMMENCING ON THE EFFECTIVE DATE; CONTAINING VARIOUS TERMS AND CONDITIONS WITH REGARD TO THE GRANT OF SUCH FRANCHISE; CONTAINING A SEVERABILITY CLAUSE; PROVIDING FOR THE REPEAL OF ANY AND ALL KINDS OF ORDINANCES, REGULATIONS, RULES, OR POLICIES THAT ARE IN CONFLICT WITH THIS ORDINANCE; AND PROVIDING AN EFFECTIVE DATE.

Attachments: [AIS PEC Franchise Fee](#)
 [Ordinance No. 2018-02 Pedernales franchise](#)

10. [2018-130](#) CONSIDER RESOLUTION NO. 2018-R02; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE A STANDARD UTILITY AGREEMENT BETWEEN THE CITY

OF BOERNE AND TEXAS DEPARTMENT OF TRANSPORTATION
(TXDOT) FOR REIMBURSEMENT OF NATURAL GAS UTILITY
RELOCATIONS ON INTERSTATE HIGHWAY 10.

Attachments: [AIS TxDOT IH10 Gas Reimbursement Contract.doc](#)
[2018-R02 TxDOT reimbursement agmnt gas relocations](#)
[IH-10 Boerne Gas Agreement Pkg 171220.pdf](#)
[TXDOT IH-10 Utility Relocates.pdf](#)

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

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

12.A. [2018-132](#) SECTION 551.087 - DELIBERATION REGARDING ECONOMIC
DEVELOPMENT NEGOTIATIONS.

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

14. ADJOURNMENT.

s/s Ronald C. Bowman
City Manager

CERTIFICATION

**I hereby certify that the above notice of meeting was posted on the 5th day of
January, 2018 at 5:00 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.