

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.
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).
- 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.
- 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)
- 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)

- 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.
- 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.
- 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.
5. [2020-168](#) PRESENTATION OF CERTIFICATE OF ACHIEVEMENT FOR
EXCELLENCE IN FINANCIAL REPORTING FROM THE GOVERNMENT
FINANCE OFFICERS ASSOCIATION FOR FISCAL YEAR 2017-2018.
6. [2020-170](#) RECEIVE THE FIRST QUARTER FINANCIAL AND INVESTMENT
REPORTS FOR FISCAL YEAR 2020.
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)

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.
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.
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.
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.
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.

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.
14. [2020-159](#) CITY MANAGER’S REPORT DISCUSSION.
15. [2020-163](#) CONTINUE WORKSHOP DISCUSSION IF NECESSARY.
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)
- 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.)
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.