

**FINAL - MINUTES
OF THE NEW BRAUNFELS CITY COUNCIL
REGULAR MEETING OF MONDAY, SEPTEMBER 23, 2024**

AGENDA

CALL TO ORDER

Mayor Linnartz called the meeting to order at 6:00 p.m.

CALL OF ROLL: CITY SECRETARY

Present: 7 - Mayor Neal Linnartz, Mayor Pro Tem Andres Campos, Councilmember Christopher Willis, Councilmember D. Lee Edwards, Councilmember Lawrence Spradley, Councilmember Mary Ann Labowski, and Councilmember April Ryan

REQUEST ALL PHONES AND OTHER DEVICES BE TURNED OFF, EXCEPT EMERGENCY ON-CALL PERSONNEL.

INVOCATION: COUNCILMEMBER EDWARDS

Councilmember Edwards provided the invocation.

PLEDGE OF ALLEGIANCE & SALUTE TO THE TEXAS FLAG

Mayor Linnartz led the Pledge of Allegiance and the Salute to the Texas Flag.

PROCLAMATIONS:

A) Hill Country Night Sky Month

Mayor Linnartz read the aforementioned proclamation.

Colette Nies received the proclamation and addressed council.

B) Living Legends Of New Braunfels

Mayor Linnartz read the aforementioned proclamations.

Rusty Brockman, Maurice Dewey Fischer (Rodney Fischer accepting), and Dr. Carlos Campos received the three Living Legend proclamations.

CITIZENS COMMUNICATIONS

This time is for citizens to address the City Council on issues and items of concerns not on this agenda. There will be no City Council action at this time. In the interest of protecting the City's network and data, the City is not accepting flash drives or electronic files for use during Citizens Communications. Please use hard copies, the overhead projector or access the City's online digital form to upload electronic files you would like the Mayor and Council to view. The digital form would need to be uploaded two (2) hours prior to the City Council meeting. A link to this form can be accessed on the City Secretary's website.

The following individuals spoke at this time: David Warmke, Michael Murphy, and Pastor Carl Miller

1. CONSENT AGENDA

All items listed below are considered to be routine and non-controversial by the City Council and will be approved by one motion. There will be no separate discussion of these items unless a Councilmember or citizen so requests, in which case the item will be removed from the consent agenda and considered as part of the normal order of business. Citizens must be present to pull an item.

Resolutions & Action Items

- A) Approval of the September 5th, 2024 Special City Council meeting minutes, the September 9th, 2024 Regular and Executive City Council meeting minutes, and the September 16th, 2024 Special Meeting City Council meeting minutes.
- B) Approval of a contract with the Law Offices of Ryan Henry, PLLC., and approval of Ryan Henry, Justin Plescha and Jason Rammel to serve as interim prosecutors/assistant city attorneys.
- C) Approval to renew the following annual contracts, as allowed for by their contract language and in accordance with City Charter Section 9.17: Motorola Solutions, Westnet, Target/Vector Solutions, BoundTree, Revenue Optimization, Texas Municipal League, Bakers Heavy Equipment, Cesars Body Works, Christian Brothers, Bluebonnet Motors, N & L Best Deal, Dr. Tania Glenn, Brandfolder, Denton, Navarro, Rocha Bernal & Zech, RPS, Brown & Hofmeister, Catapult Health, D & D Contractors, Fischer Construction, Concrete Enterprise, Fuquay, Inc., D & M Owens, MAC Inc, Lonestar Paving, Intermountain Slurry, Viking Construction, Gruene Shredding, Inc., Siddons Martin, Tyler Technologies, Del Carmen Consulting,

- D) Approval of a contract with Crowe LLP for Financial Audit Services
- E) Approval of the purchase of vehicles from Reliable Chevrolet for the Police Department and approval to declare replaced units as surplus.
- F) Approval of a contract with Jerdon Enterprise, LP for the construction of a segment of West Alligator Creek Trail and authorization for the City Manager to execute change orders up to the contingency amount.

Approval of the Consent Agenda

David Warmke pulled consent item D for individual consideration.

Mayor Linnartz read the aforementioned consent agenda excluding consent item D.

Councilmember Spradley made a motion to approve the consent agenda items A,B,C,E, and F. Mayor Pro Tem Campos seconded the motion which passed unanimously.

2. INDIVIDUAL ITEMS FOR CONSIDERATION

- D) Approval of a contract with Crowe LLP for Financial Audit Services

Mayor Linnartz read the aforementioned item for individual consideration:

David Warmke spoke at this time.

Sandy Paulos addressed questions from David Warmke.

Councilmember Ryan moved to approve consent item D. Councilmember Spradley seconded the motion which passed unanimously.

- A) Public hearing and first reading of an ordinance amending the Project Plan and Reinvestment Zone Financing Plan for the New Braunfels Downtown Tax Increment Reinvestment Zone #3; and other matters in connection therewith.

Mayor Linnartz read the aforementioned item.

Jeff Jewell presented this item providing a short PowerPoint and addressed questions.

The following individuals spoke at this time: David Warmke

Councilmember Ryan moved to approve the motion. Councilmember Labowski seconded the motion which passed unanimously.

B) Discuss and consider approval of a resolution for nomination(s) to the Comal County Appraisal District Board of Directors.

Mayor Linnartz read the aforementioned item.

Gayle Wilkinson presented this item and addressed questions.

Councilmember Spradley moved to nominate Eric Couch for a three year term for a Comal County Appraisal district board of director position. Councilmember Ryan seconded the motion which passed unanimously.

C) Discuss and consider approval of a resolution for nomination(s) to the Guadalupe Appraisal District Board of Directors.

Mayor Linnartz read the aforementioned item.

Gayle Wilkinson presented the item and addressed questions.

Councilmember Willis moved to nominate Ernesto Rodriguez for a Guadalupe County Appraisal district board of director position. Councilmember Labowski seconded the motion which passed unanimously.

D) Public hearing and first reading of an ordinance to amend Chapter 144 regarding RVs on large acreage agriculturally zoned lots.

Mayor Linnartz read the aforementioned item.

Jean Drew presented this item providing a PowerPoint and addressed questions from council.

Councilmember Edwards moved to approve with an amendment to one RV per track zoned apd with no acreage noted. There was no second - the motion dies.

Councilmember Labowski moved to postpone this item. Councilmember Ryan seconded the motion which passed unanimously.

3. EXECUTIVE SESSION

In accordance with the Open Meetings Act, Texas Government Code, Ch. 551, the City Council may convene in a closed session to discuss any of the items listed on this agenda. Any final action or vote on any executive session item will be taken in open session.

- A) Deliberate and consider the purchase, exchange, lease, contract terms, due diligence, or value of real property, in accordance with Section 551.072 of the Texas Government Code:
 - 1. TSTC Campus

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

The aforementioned item took place during Executive Session at 5:00 p.m.

No action was taken at this time.

ADJOURNMENT

Mayor Linnartz adjourned at 6:50 p.m.

By: _____
NEAL LINNARTZ, MAYOR

Attest:

GAYLE WILKINSON, CITY SECRETARY