

AGENDA
REGULAR CITY COUNCIL MEETING
RONALD C. BOWMAN CITY COUNCIL CHAMBERS
447 North Main Street
Boerne, TX 78006
May 28, 2024 – 6:00 PM

A quorum of the City Council will be present during the meeting at: 447 N Main, Boerne, TX 78006.

During the meeting, the City Council may meet in executive session, as to the posted subject matter of this City Council meeting, under these exceptions of Chapter 551 of the Texas Government Code; 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).

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. [2024-255](#) ADMINISTER OATH OF OFFICE TO COUNCIL MEMBER DISTRICT 1, 3, AND 5.
 BREAK FOR RECEPTION IN CITY HALL LOBBY - 15 MINUTES.

Attachments: [AIS Oaths 2024](#)

4. [2024-254](#) CONSIDER ELECTION OF THE OFFICE OF MAYOR PRO-TEM FOR THE PERIOD OF MAY 2024 - MAY 2025.

Attachments: [AIS Mayor Pro Tem 2024](#)

5. 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)

6. 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. [2024-250](#) CONSIDER APPROVAL OF THE MINUTES OF THE REGULAR CALLED CITY COUNCIL MEETING OF MAY 14, 2024.

Attachments: [Minutes.24.0514](#)

- B. [2024-253](#) CONSIDER ON SECOND READING ORDINANCE NO. 2024-06; AN ORDINANCE AMENDING ORDINANCE NO. 2002-13, PROVIDING FOR THE ADOPTION OF AMENDMENTS TO THE CITY OF BOERNE STANDARD SPECIFICATIONS FOR PUBLIC WORKS CONSTRUCTION TO INCLUDE THE DETAIL DRAWINGS AND UPDATES TO REFLECT CHANGES FROM THE ENGINEERING DESIGN MANUAL, UNIFIED DEVELOPMENT CODE, AND PUBLIC RIGHT-OF-WAY ACCESSIBILITY GUIDELINES; PROVIDING FOR WAIVER OR THE MODIFICATION OF SUCH STANDARDS; PROVIDING FOR AN ADMINISTRATIVE APPEAL; PROVIDING FOR REVISION OF SUCH STANDARDS; PROVIDING FOR A PENALTY NOT TO EXCEED ONE THOUSAND (\$1,000.00) DOLLARS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR PUBLICATION. (Update to the Standard Specifications for Public Works Construction.)

Attachments: [AIS-Construction Details Update.ks](#)
 [Ordinance No. 2024-06](#)
 [Standard-Specifications-and-Details Draft2024Updates 5.7.2024 Flatter](#)

- C. [2024-247](#) CONSIDER RESOLUTION NO. 2024-R37; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE THE SECOND AMENDED ECONOMIC DEVELOPMENT INCENTIVE AGREEMENT BETWEEN THE CITY OF BOERNE AND DSL HOLDINGS, LLC.

Attachments: [AIS DSL Holdings](#)
 [Resolution no. 2024-R37](#)
 [DSL Holdings Second Amended Agreement](#)

- D. [2024-246](#) CONSIDER RESOLUTION NO. 2024-R38; A RESOLUTION

AUTHORIZING THE PURCHASE OF AUDIO VIDEO EQUIPMENT UPGRADES AND INSTALLATION AT THE POLICE AND FIRE TRAINING ROOMS FROM BRANSON DESIGN GROUP FOR AN AMOUNT NOT TO EXCEED \$94,203.00.

Attachments: [AIS AV upgrades May 28, 2024](#)
[Resolution No. 2024-R38](#)
[Fire Department Conference Room](#)
[Police Station Upgrade](#)
[ADDS for POLICE AV from Branson Design Group LLC](#)

REGULAR AGENDA:

7. PRESENTATIONS, PUBLIC HEARINGS, AND ORDINANCES:

- A. [2024-199](#) RECEIVE THE RECOMMENDATION FROM THE PLANNING AND ZONING COMMISSION, HOLD A PUBLIC HEARING, AND CONSIDER ON FIRST READING ORDINANCE NO. 2024-07; AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF BOERNE UNIFIED DEVELOPMENT CODE, BY AMENDING CHAPTER 3. ZONING, SECTION 3-2, ZONING MAP, GRANTING HISTORIC LANDMARK DESIGNATION TO 717 N. MAIN STREET, BOERNE, TEXAS (KAD NO. 19840) IN A C3, COMMUNITY COMMERCIAL DISTRICT; REPEALING ALL ORDINANCES IN CONFLICT; CONTAINING A SEVERANCE CLAUSE; AND DECLARING AN EFFECTIVE DATE. (Historic Landmark Designation - One of one public hearing)

Attachments: [AIS - 717 N Main - Historic Landmark Application NC](#)
[Ordinance No. 2024-07](#)
[Public hearing notice 717 N Main](#)
[Att 1 - Location Map - 717 N Main](#)
[Att 2 - Street View - 717 N Main](#)
[Att 3 - Historic Landmark Application](#)
[Att 4 - Excerpt of the HLC Meeting Minutes](#)
[Att 5 - Excerpt of the P&Z Meeting Minutes](#)

8. RESOLUTIONS:

- A. [2024-235](#) CONSIDER RESOLUTION NO. 2024-R39; A RESOLUTION INCREASING THE BUDGET FOR FISCAL YEAR 2024 FROM

\$50,000.00 TO AN AMOUNT NOT TO EXCEED \$150,000.00 FOR THE AGREEMENT BETWEEN THE CITY OF BOERNE AND AOKA ENGINEERING LLC DBA: AOKA CODE CONSULTING TO PROVIDE ADDITIONAL PROFESSIONAL SERVICES, ARCHITECTS, ENGINEERS, AND BUILDING OFFICIALS. (Building and Onsite Infrastructure Plan Review and Inspections)

Attachments: [AIS - AOKA Final CC 5-28-24](#)
[Resolution No. 2024-R39](#)
[Aoka Contract 2024-2027](#)

- B. [2024-234](#) CONSIDER RESOLUTION NO. 2024-R40; A RESOLUTION OF THE CITY OF BOERNE, TEXAS, AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE AN AGREEMENT BETWEEN THE CITY OF BOERNE AND HDR ENGINEERING, INC. FOR BOERNE CITY LAKE WATER TREATMENT PLANT PILOT STUDY FOR AN AMOUNT NOT TO EXCEED \$721,000.00. (Pilot testing of a potential new water treatment plant at Boerne City Lake)

Attachments: [AIS HDR WTP Pilot Study Contract](#)
[Resolution No. 2024-R40](#)
[Final Boerne Lake Water Treatment Plant Pilot Study Task Order 36 5-15-](#)

- C. [2024-249](#) CONSIDER RESOLUTION NO. 2024-R41; A RESOLUTION RESCINDING RESOLUTION NO. 2023-R78 AND ESTABLISHING THE NUMBER OF TERMS, RESIDENCY REQUIREMENTS, AND ATTENDANCE OF THE VARIOUS BOARDS, COMMITTEES AND COMMISSIONS WHERE THE MAYOR AND CITY COUNCIL OF THE CITY OF BOERNE, TEXAS APPOINT THE MEMBERS, AND THE VARIOUS BOARDS, COMMITTEES, AND COMMISSIONS ARE ESTABLISHED BY STATE LAW, CITY ORDINANCE, AND BY LAWS OF OTHER ENTITIES. (Update Visit Boerne Advisory Board)

Attachments: [AIS Visit Boerne](#)
[Resolution No. 2024-R41](#)

- D. [2024-251](#) RECEIVE BIDS AND CONSIDER RESOLUTION NO. 2024-R42; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BOERNE, TEXAS, AWARDED THE BID FOR AN EQUIPMENT LINE OF CREDIT TO _____ FOR AN AMOUNT NOT TO EXCEED \$_____; AND AUTHORIZING THE CITY MANAGER TO MANAGE AND EXECUTE THE RELATED LEASE AGREEMENT.

Attachments: [AIS -Equipment line of credit](#)
[Resolution No. 2024-R42](#)
[BID TABULATION AND RESULT](#)
[RFP Equipment line of credit](#)

9. OTHER:

- A. [2024-248](#) CONSIDER ANNUAL MAYORAL APPOINTMENTS TO VARIOUS
 BOARDS AND COMMISSIONS.

Attachments: [AIS Mayor appt 2024](#)
[FY 23-24 Appointments](#)

- B. [2024-257](#) RECEIVE PUBLIC COMMENTS AND CONSIDER A VARIANCE TO
 ORDINANCE NO. 2002-29 CHAPTER 3, ALCOHOLIC BEVERAGES,
 SECTION 3-4 SALES NEAR SCHOOL, CHURCH, OR HOSPITAL.
 (Request for a wine tasting and sales business located 248 N.
 Main St., Jeff Berwell, Platinum Brix Winery)

Attachments: [AIS Alcohol permit variance](#)
[map - Platinum Brix](#)

10. CITY MANAGER'S REPORT:

- A. [2024-245](#) INTRODUCTION OF FRANCESCA "FRANCI" LINDER, ASSISTANT
 PLANNING DIRECTOR.
- B. [2024-007](#) MONTHLY PROJECTS UPDATE.

11. COMMENTS FROM COUNCIL – No discussion or action may take place.

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

- A. [2024-262](#) SECTION 551.071 - CONSULTATION WITH ATTORNEY TO
 DISCUSS PROPERTY VESTED RIGHTS.

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

14. ADJOURNMENT

CERTIFICATION

**I hereby certify that the above notice of meeting was posted on the 24th day of
May, 2024 at 3:30 p.m.**

s/s Lori A. Carroll

City Secretary

NOTICE OF ASSISTANCE AT THE PUBLIC MEETINGS

The City Hall is wheelchair accessible. Access to the building and special parking is available at the northeast entrance of the building. Requests for auxiliary aides and 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.