

City of Fredericksburg

REGULAR CITY COUNCIL MEETING AGENDA MONDAY, FEBRUARY 17, 2020 ~ 6:00 P.M. LAW ENFORCEMENT CENTER ~ 1601 EAST MAIN STREET

Linda Langerhans, Mayor
Tom Musselman, Councilmember
Bobby Watson, Councilmember

Charlie Kiehne, Councilmember
Gary Neffendorf, Councilmember
Kent Myers, City Manager

The City of Fredericksburg City Council will meet in a regular session on Monday, February 17, 2020, at 6:00 p.m. in the Law Enforcement Center, 1601 East Main Street, Fredericksburg, Texas. This is an open meeting, open to the public, subject to the Open Meetings Law of the State of Texas, and as required by law, notice is hereby posted on February 14, 2020, before 5:00 p.m., providing time, place, date and agenda thereof. The meeting facility is wheelchair accessible and accessible parking spaces are provided. Requests for accommodations or interpretative services must be made to the City Secretary 48 hours prior to this meeting.

(Please turn off all pagers and phones, except emergency on-call personnel.)

1. PLEDGE OF ALLEGIANCE

2. CALL TO ORDER

3. EMPLOYEE RECOGNITIONS

4. PUBLIC COMMENTS

The City Council welcomes citizen participation and comments at all City Council Regular Meetings. The City Council offers citizens the opportunity to address them by signing up to speak prior to the meeting and to limit comments to 3-minutes.

NOTE: The Texas Open Meetings Act permits a member of the public or a member of the governmental body to raise a subject that has not been included in the notice for the meeting. However, any discussion of the subject must be limited to a proposal to place the subject on the agenda for a future meeting and any response to a question posed to the City Council is limited to either a statement of specific information or recitation of existing policy. TEX. GOV'T CODE § 551.042.

5. CONSENT

THE FOLLOWING ITEMS MAY BE ACTED UPON IN A SINGLE MOTION. NO SEPARATE DISCUSSION OR ACTION ON ANY OF THESE ITEMS WILL BE HELD UNLESS PULLED AT THE REQUEST OF A MEMBER OF CITY COUNCIL.

- A. Consider approval of City Council Meeting Minutes
 - i. January 16, 2020 City Council Work Session
(Agenda Packet Pages 5-8)
 - ii. January 29, 2020 City Council Work Session
(Agenda Packet Pages 9-10)
 - iii. February 3, 2020, City Council Regular Meeting
(Agenda Packet Pages 11-14)

- B. Consider Street Closures

- i. Wildflower Run on Saturday, April 20, 2020 from 6 a.m.-12 p.m. closing W. Austin Street between N. Adams Street and N. Crockett Street.

(Agenda Packet Pages 15-20)

- ii. Well-Fest on Saturday, May 16, 2020 from 5 p.m. until Sunday, May 17, 2020 at 8 p.m. closing a portion of Reuben Street from Windcrest to the Brune Building complex.

(Agenda Packet Pages 21-32)

- iii. Crawfish Festival on Thursday, May 21, 2020 at 8 a.m. until Sunday, May 24, 2020 at 6 p.m. closing the parking lane adjacent to Marktplatz on Adams Street and Friday, May 22, 2020 8 a.m. until Sunday May 24, 2020 6 p.m. closing one southbound lane on Adams Street adjacent to Marktplatz, and Friday May 22, 2020 at 8 a.m. until Sunday, May 24, 2020 at 6 p.m. closing W. Austin Street between N. Adams and N. Crockett Streets

(Agenda Packet Pages 33-36)

6. PUBLIC HEARING

- A. Z-2001 and Z-2002 - Hold public hearings to receive comments for or against the following request by Andrew Bray for property located at 521 Friendship Lane

- i. Change to the Land Use Map and Comprehensive Plan, changing said property from Low Density Residential to Commercial.
- ii. Change the Zoning District, changing said property from R-1 Single Family Residential to C-1.5 Medium Commercial.
- iii. Conditional Use Permit to operate an indoor sports and recreation facility and limited restaurant on a C-1.5 zoned property.

(Agenda Packet Pages 37-60)

7. ORDINANCES AND RESOLUTIONS

- A. Z-2001 and Z-2002- Consider approval of the following request from Andrew Bray for property located at 521 Friendship Lane:

- i. Ordinance 2020-05 adopting a change in the Land Use Map and Comprehensive Plan as to all the of German Emigration Company Outlot No. 22, as recorded in the Deed Records of Gillespie County, Texas, situated in the City of Fredericksburg, Texas , changing said property from Low Density Residential to Commercial; and providing for an effective date (first of two readings; City Council may waive second reading). (Page 55)
- ii. Ordinance 2020-06- amending the Zoning Ordinance of the City and changing the Zoning District as to all of German Emigration Company Outlot No. 22, as recorded in the deed records of Gillespie County, Texas, situated in the City of Fredericksburg, Texas; changing said property from R-1 Single Family Residential to C-1.5 Medium Commercial; and providing for an effective date. (first of two readings; City Council may waive second reading). (Page 58)
- iii. Conditional Use Permit to operate an indoor sports and recreation facility and limited restaurant on a C1.5 zoned property. (Page 39)

(Agenda Packet Pages 37-58)

- B. Consider the approval of Resolution 2020-04R amending the Order adopted on February 3, 2020, Ordering a General Election on May 2, 2020, for the purpose of electing a Mayor and Two (2) City Councilmembers to City Council; adding the provisions for the conduct of such Election and resolving other matters related to the conduct of such Election. (Agenda Packet Pages 61-64)

8. OTHER ACTION ITEMS AND UPDATES

- A. Consider approving the Interlocal Agreement with Fredericksburg Independent School District for a School Resource Officer.
(Agenda Packet Pages 65-74)
- B. Consider approving the City Manager's Performance Goals for 2020.
(Agenda Packet Pages 75-78)
- C. Consider awarding the Fiscal Year 2020 Hotel Occupancy Tax Funds to recipients.
(Agenda Packet Pages 79-82)

9. CITY MANAGER'S REPORT

- A. City Council/County Commissioner's Meeting-February 28
- B. Kinder Morgan Pipeline
- C. Public Improvement Districts

10. ITEMS FOR FUTURE AGENDA

(Agenda Packet Pages 83-84)

11. COUNCIL COMMENTS

Reports about items of community interest, which no action will be taken.

12. EXECUTIVE SESSION

The City Council will recess its open meeting and reconvene in Executive Session pursuant to Texas Government Code Section 551.071

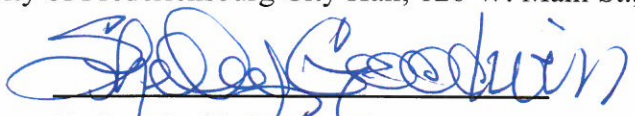
- A. Consider and discuss legal advice regarding the Water and Sewer Construction Contract entered into between the City and Boot Ranch Development (Section 551.071).

13. BUSINESS ITEM

The City Council will reconvene into Regular Session upon the conclusion of the Executive Session, the City Council may take action on any item posted in Executive Session, as necessary.

14. ADJOURN

This is to certify that I, Shelley Goodwin, posted this Agenda at 10:05 a.m. on February 13, 2020, at the entrance and on the bulletin board of the City of Fredericksburg City Hall, 126 W. Main St., Fredericksburg, Texas.



Shelley Goodwin, TRMC
City Secretary



CITY OF FREDERICKSBURG

MINUTES OF CITY COUNCIL WORK SESSION

JANUARY 16, 2020

Members Present:

Mayor Linda Langerhans
Mayor Pro Tem Gary Neffendorf
Councilmember Charlie Kiehne
Councilmember Tom Musselman
Councilmember Bobby Watson

Members Absent:

None

City Staff Present:

Kent Myers, City Manager
Clinton Bailey, Assistant City Manager/Director Public Works and Utilities
Daniel Jones, City Attorney
Brian Jordan, Development Services Director
Lea Feuge, Public Information Officer
Steve Wetz, Police Chief
Lynn Bizzell, Fire Chief
Russell Immel, Information Technology Director
Tammie Loth, Human Resources Manager
Laura Hollenbeck, Finance Director
Andrea Schmidt, Parks Department Director
Kris Kneese, Assistant Director of Public Works and Utilities
Garret Bonn, Assistant Engineer
Braxton Roemer, Police Lieutenant
Brian Vorauer, Patrol Lieutenant
Anna Hudson, Historic Preservation Officer
Jennifer Krupa, Special Events Coordinator
David Millegan, Building Official
Shelley Goodwin, City Secretary

1. CALL TO ORDER

With a quorum of the City Council present, Mayor Langerhans called the work session of the Fredericksburg City Council to order at 8:30 a.m. on Thursday, January 16, 2020, in the Lady Bird Golf Course, Cardinal Room, 341 Golfers Loop, Fredericksburg, Texas 78624.

Kent Myers, City Manager, reviewed the items for discussion.

2. PUBLIC COMMENTS

Mayor read the public comment statement.

No one signed up to speak during this item.

3. Consider Report and Discussion on Police Department Staffing

Steve Wetz, Police Chief, provided a PowerPoint regarding Officer Retention, Career, and Development Plan. Braxton Roemer, Police Lieutenant, reviewed the Development Plan and Brian Vorauer, Patrol Lieutenant, reviewed the reasons why the Officers leave and the cost to hire a new Officer.

Kent Myers, City Manager, thanked the City Council for what they have done for the Police Department and City employees. He stated the Police Department has high standards and they do not want to lower their standards.

The City Council discussed the Development Plan, options for hiring, spousal jobs and the effects that the higher cost of living has on the hiring of new officers. They also discussed the salaries of surrounding Municipalities and the standards of their officers.

4. Consider Report and Discussion on Financial Performance of Golf Course

Clinton Bailey, Assistant City Manager/Director Public Works and Utilities, introduced Doug Harker, Executive Vice President of Touchstone and Chris Meade, Golf Pro at Lady Bird Golf Course. He also reviewed all the improvements and changes that have been made at Lady Bird Golf Course.

Doug Harker, provided a PowerPoint regarding financial review, select analytics, and the road to breakeven. He also congratulated Chris Meade who was named the Top 50 Kids' Coach by U.S. Kids Golf.

The City Council discussed course maintenance, breakeven point, and the bunkers.

Several members of the Friends of Lady Bird Golf Course spoke in support of the great job Touchstone is doing at the Lady Bird Golf Course. They also spoke regarding the bunkers and some of the injuries that golfers have received.

5. Consider Report and Discussion on Public Improvement Districts (PIDs)

Kent Myers, City Manager, stated Kevin Spragin approached the City with Public Improvement Districts (PIDs) that could assist with the affordable housing issue.

Rick Rosenburg, Public Improvement Districts, Inc., provided a PowerPoint presentation of the history of his company. He reviewed the benefits of PID for the City, Developers, and homeowners. He also discussed the process for a PID.

The City Council discussed the benefits, use of a 3rd party for the process, and the need for education on the PID. They also discussed the PID impact on housing attainability and the process for the City to establish a PID.

6. Consider Report and Discussion on City Financial Challenges

Kent Myers, City Manager, stated the City will be facing financial challenges in the upcoming budget. He provided a PowerPoint regarding the challenges and recommendations on how to address those challenges.

The City Council discussed the City's software, network security, billing process for medical transfers, and purchasing supplies. They also discussed the need for retaining good employees, looking at services vs. cost, the reserve accounts, and more private company contracts for services. The City Council discussed an aggressive process for the identified annexations.

7. Consider Report and Discussion on Public Comments at City Council Meetings

Kent Myers, City Manager, stated recently there has been some concern with the current policy allowing public comments at City Council meetings.

The City Council discussed the current process for Citizen Agenda Requested Items.

Daniel Jones, City Attorney, reviewed the Open Meetings Act requirements for Citizen Comments. He also reviewed the current process and recommended changes to respond to the citizen during citizen comment period.

The City Council provided direction regarding amendments to the City Council Rules of Procedures for Council approval.

8. Consider Report and Discussion on Future Plans for City Hall, Police Station and Fire Station

This item was not discussed.

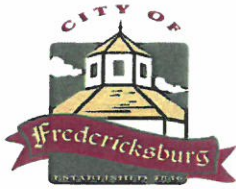
9. Adjourn

Motion: A motion was made by Councilmember Watson, seconded by Councilmember Neffendorf, to adjourn the Thursday, January 16, 2020, City Council Work Session Meeting at 12:22 p.m. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

Linda Langerhans
Mayor

ATTEST

Shelley Goodwin, TRMC
City Secretary



City of Fredericksburg

MINUTES OF CITY COUNCIL WORK SESSION JANUARY 29, 2020

Members Present:

Mayor Linda Langerhans
Councilmember Gary Neffendorf
Councilmember Charlie Kiehne
Councilmember Tom Musselman
Councilmember Bobby Watson

Members Absent:

None

City Staff Present:

Kent Myers, City Manager
Daniel Jones, City Attorney
Laura Hollenbeak, Director of Finance
Leslie Ball, Administrative Asst.

1. CALL TO ORDER

With a quorum of the City Council present, Mayor Langerhans called the work session of the Fredericksburg City Council to order at 4:00 p.m. on Wednesday, January 29, 2020, at City Hall at 126 W Main St. Fredericksburg, Texas 78624.

2. PUBLIC COMMENTS

No one signed up to speak.

3. DISCUSSION

A. Discussion on the Hotel/Motel Occupancy Tax application submissions.

The City Council discussed the applications and the Hotel Occupancy Tax amount budgeted for FY 2020 award.

Kent Myers, City Manager, announced the HOT spreadsheet will be revised to reflect City Council's direction and then will be distributed. He stated the award of the HOT Funds will be on the February 17, 2020 City Council Agenda.

4. ADJOURN

Motion: A motion was made by Councilmember Watson, seconded by Councilmember Kiehne, to adjourn the Thursday, January 29, 2020, City Council Work Session Meeting at 4:40 p.m. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

Linda Langerhans
Mayor

ATTEST

Shelley Goodwin, TRMC
City Secretary



CITY OF FREDERICKSBURG

MINUTES OF CITY COUNCIL REGULAR MEETING FEBRUARY 3, 2020

Members Present:

Mayor Linda Langerhans
Mayor Pro Tem Gary Neffendorf
Councilmember Charlie Kiehne
Councilmember Tom Musselman
Councilmember Bobby Watson

Members Absent:

None

City Staff Present:

Kent Myers, City Manager
Clinton Bailey, Assistant City Manager/Director of Public Works and Utilities
Daniel Jones, City Attorney
Brian Jordan, Development Services Director
Steve Wetz, Police Chief
Russell Immel, Information Technology Director
Laura Hollenbeak, Director of Finance
Andrea Schmidt, Parks Department Director
Kris Kneese, Assistant Director of Public Works and Utilities
Garrett Bonn, Assistant Engineer
Shelley Goodwin, City Secretary

1. PLEDGE OF ALLEGIANCE

Mayor Langerhans led the Pledge.

2. CALL TO ORDER

With a quorum of the City Council present, Mayor Langerhans called the regular meeting of the Fredericksburg City Council to order at 6:00 p.m. on Tuesday, February 3, 2020, in the Law Enforcement Center, 1601 East Main Street, Fredericksburg, Texas 78624.

3. EMPLOYEE RECOGNITIONS

Kent Myers, City Manager, stated he did not receive any employee recognitions, but he wanted to thank the City Secretary's Office and the City Attorney for their work on the revisions to the Hotel Occupancy Tax form and packet.

4. PUBLIC COMMENTS

No one wished to speak during this Agenda Item.

5. CONSENT

THE FOLLOWING ITEMS MAY BE ACTED UPON IN A SINGLE MOTION. NO SEPARATE DISCUSSION OR ACTION ON ANY OF THESE ITEMS WILL BE HELD UNLESS PULLED AT THE REQUEST OF A MEMBER OF CITY COUNCIL.

A. Consider approval of the January 21, 2020, City Council Regular Meeting Minutes.

Motion: A motion was made by Councilmember Kiehne seconded by Councilmember Watson, to approve the Consent Agenda Items 5.A, with amendments to 5. A. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

6. OTHER ACTION ITEMS AND UPDATES

A. May 2, 2020 City of Fredericksburg General Election:

i. Consider the approval of an Order Calling the May 2, 2020 General Election for the purpose of electing a Mayor and two Councilmembers.

Shelley Goodwin, City Secretary, reviewed the Order Calling the May 2, 2020, General Election. She also stated the Order needs to be amended to include the Cafeteria in the name of the Fredericksburg Middle School.

Motion: A motion was made by Councilmember Musselman seconded by Councilmember Neffendorf, to approve the Order Calling the May 2, 2020, General Election for the purpose of electing a Mayor and two Councilmembers and to amend the Order to include Fredericksburg Middle School Cafeteria. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

ii. Consider the approval of a contract for Election Services by Gillespie County Election Administrator and the estimated cost of the May 2, 2020 General Election.

Shelley Goodwin, City Secretary, reviewed the proposed contract submitted by the Gillespie County Election Administrator. She recommended the City hold its own election due to the proposed estimated cost of the contract. She also stated if the City Council does not contract with Gillespie County for Election Services then a Resolution will be brought to City Council for approval of Presiding Judges and location of the Central Count.

Motion: A motion was made by Councilmember Kiehne seconded by Councilmember Watson, to approve the City holding the May 2, 2020, General Election and not to contract with Gillespie County for Election Services. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

B. Receive an update and discuss the Ordinance 24-010, Parking of Trucks, Tractors, Trailers, and Recreational Vehicles, codified in Article IV, of Chapter 44, of the Code of Ordinances.

Dan Roddy, 302 N. Bowie, showed a picture of the view from his front yard and the Class A Motorhome that is parked on the street. He encouraged the City Council to consider amending Ordinance 24-010 to address his issue.

Jerry McCorkle, 503 W. Centre Street, encouraged the City Council to consider amending Ordinance 24-010 to make it clearer.

Graham Person encouraged the City Council to consider amending Ordinance 24-010 to address each issue in its own section.

Sonia Rivera encouraged the City Council to consider amending Ordinance 24-010 to categorize issues with size and height instead of identifying them by types.

Daniel Jones, City Attorney, reviewed Section 44-227 of the Ordinance and the Defense to Prosecute.

The City Council discussed the intent of the Ordinance, time limits for parking recreational vehicles before and after a trip, and the need to clarify the Ordinance. They provided directions for the City Attorney and the Police Chief to revise the Ordinance and to bring it back at a future meeting.

C. Receive a presentation and discuss establishing a Civil Enforcement process for Code Violations.

Daniel Jones, City Attorney, provided a presentation on a concept to use an alternative process for Code Violations. He reviewed the Local Government Code, Section 54.044 requirements and how other Municipalities have changed to Civil Enforcement for certain code violations. He also reviewed the goals to promote code compliance.

The City Council discussed the effects of continual non-compliance violators, fines, and the effects on staff. They provided directions for the City Attorney to continue to look into Civil Enforcement.

D. Receive a presentation and discuss the future plans for a City Hall, Police and Fire Station.

Kent Myers, City Manager, provided the history of City Hall, Police and Fire Station. He stated four years ago a subcommittee of City staff was created to develop preliminary plans and initial cost estimates for a new City Hall and Police Station.

The City Council discussed the need for leasing additional space, building a new City Hall and potential increases to City staff. They also provided direction to form a committee in late 2020 to look at options for additional office space and a new City Hall and to consider funds in the FY 2021 budget for architectural services to assist with updating a new plan

E. Receive a presentation and discuss the Stormwater/Vegetation Management Program.

Garret Bonn provided a PowerPoint presentation on the Stormwater/Vegetation Management Program Update. He introduced David Feller, Brandon Vollmar, and Floyd McLaughlin with the Vegetation Department and stated the program began in November 2019. He also reviewed the completed projects and future goals and projects.

The City Council discussed the completed projects and thanked the Department for their hard work.

7. CITY MANAGER'S REPORT

A. Joint Meeting with Planning and Zoning Commission and Historic Review Board- February 11

Kent Myers, City Manager, stated the City Council will hold a Joint Meeting with the Planning and Zoning Commission and Historic Review Board on February 11th at the Law Enforcement Center at 2 p.m. He also reviewed the proposed Agenda Items.

B. Joint Meeting with County Commissioners

Kent Myers, City Manager, stated the Joint Meeting with the County Commissioners has been set for February 28th at 9 p.m. in the Fire Training Room. He reviewed the proposed Agenda Items.

C. Traffic Impact Study

Kent Myers, City Manager, stated there were an estimated 250 people that attended this Open House. He also stated the survey results from the Open House will be presented at the Joint Meeting with the County Commissioners.

D. Historic District Design Guidelines

Kent Myers, City Manager, stated the Historic District Design Guidelines Open House was held on Tuesday, January 28th at the Pioneer Museum. He also stated about 80 residents attended the meeting and the results will be provided at the Joint Meeting with Planning & Zoning Commission and Historic Review Board.

8. ITEMS FOR FUTURE AGENDA

Kent Myers, City Manager, reviewed the upcoming agenda items.

9. COUNCIL COMMENTS

No one provided comments.

10. EXECUTIVE SESSION

The City Council will recess its open meeting and reconvene in Executive Session pursuant to Texas Government Code Section 551.071 and 551.074

A. Consider and discuss the City Manager's Performance Goals for 2020 (Section 551.074 – Personnel Matters); and

B. Consider and discuss Penick R&C, LP vs. City of Fredericksburg, Texas, pending in the United States District Court for the Western District of Texas (Sec. 551.071)

Motion: A motion was made by Councilmember Musselman, seconded by Councilmember Watson, to go out of Regular Session into Executive Session at 7:35 p.m. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

Motion: A motion was made by Councilmember Kiehne, seconded by Councilmember Neffendorf, to go out of Executive Session into Regular Session at 8:36 p.m. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

11. BUSINESS ITEM

The City Council did not take action on items in the Executive Session.

12. ADJOURN

Motion: A motion was made by Councilmember Kiehne, seconded by Councilmember Neffendorf, to adjourn the Tuesday, February 3, 2020, City Council Regular Meeting at 8:36 p.m. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

Linda Langerhans
Mayor

ATTEST

Shelley Goodwin, TRMC
City Secretary



CITY COUNCIL MEMO

DATE: February 3, 2020

TO: Mayor and City Council

FROM: Jennifer Krupa, Special Events Coordinator

SUBJECT: Street Closure Request: Wildflower Run 2020

Summary:

The Fredericksburg 5k & 10K Wildflower Run & Walk is an annual event held in the spring sponsored by Hill Country Memorial Wellness Center benefitting the Fredericksburg Academic Boosters. The course begins and ends at Marktplatz. Run organizers have requested to close W. Austin Street between N. Adams Street and N. Crockett Street for six hours during the 2020 event.

The event organizer has already submitted a special events application to the special events coordinator.

Recommendation:

Recommend Council consider the request to close W. Austin Street between N. Adams and N. Crockett Streets on Saturday, April 25, 2020 from 6:00 AM-12:00 PM.

Background / Analysis:

City council approved West Austin Street between N. Adams and N. Crockett Streets to be closed from 7:00 AM – 11:00 AM for the 2018 & 2019 events. The request for 2020 includes two additional hours for set-up and tear-down because the organizer has increased the amount of equipment used for the event.

Emergency vehicle access will be allowed throughout the closure.

The Wildflower Run event coordinator contacted Bethany Lutheran Church and alerted them of the closure request; no negative feedback was received. In addition, Lt. Brian Vorauer (Fredericksburg Police Department) and Glenn Koennecke (Streets Division) have reviewed and verbally approved the street closure request form.

Attachments:

Street Closure Request Form; E-mail correspondence between Hill Country Memorial & Bethany Lutheran Church



Department Approval



City Attorney Approval



City Manager Approval

SPECIAL EVENTS STREET CLOSURE REQUEST



Street closure requests must be made two (2) months in advance to City Council for any closure four (4) hours or more. Please consider this timeline when submitting your request. Please also attach the notification letter you will send to abutting property owners (if applicable) with this request to the Special Events Coordinator.

Event Name:	HCM Wildflower Run
Event Date(s):	April 25, 2020
Contact Name:	Jessie Aleman
Contact Phone:	(830) 997-1355

Closure Area:

☒ Entire Street
 ☐ Parking Lane Only
 ☐ Partial Street
 ☐ Blocking City owned property

Side of street: _____ (N,S,E,W)
 Side of street: _____
 Location: _____

Additional details (attach additional pages as needed for more streets and describe details of use below):

Street Closure Details:

Street Name	Between (cross street)	And (cross street)	Start Date	Start Time	End Date	End Time
Example:	Crockett Street	Adams Street	Friday, 4/2/18	6:00 PM	Sunday, 4/4/18	12:00 PM
W Austin St	N Crockett St	N Adam St	Saturday, 4/25/20	6:00 AM	Saturday 4/25/20	12:00PM

If the event will impact surrounding property owners, a notification letter is required to be sent to property owners at least two weeks prior to the event date. Attach a copy of the notification letter and a list of addresses the letter will be sent to.

Date notice provided: December 19, 2019

Printed Name: Jessie Aleman

Date: December 19, 2019

Signature: _____

Date: December 19, 2019

Street Department: via email - G. Koennecke

Date: 1-13-2020

Police Department: via email - Lt. Vorauer

Date: 1-13-2020

Parks Department: Jeffrey K...

Date: 1-14-2020

Jennifer Krupa

From: Aleman, Jesse <jaleman@hillcountrymemorial.org>
Sent: Monday, January 13, 2020 9:58 AM
To: Jennifer Krupa
Subject: FW: [External] Re: Wildflower Run 2020

Morning –

I received your email and spoke with Layne at Bethany about the Wildflower Run 2020. Bethany is ok with the closure of the street.

Jessie Aleman

From: Layne Petty [mailto:layneblc@gmail.com]
Sent: Monday, January 13, 2020 8:47 AM
To: Aleman, Jesse <jaleman@hillcountrymemorial.org>
Subject: [External] Re: Wildflower Run 2020



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FORWARD: If you believe this a phishing attempt please forward as an attachment to phishing (@) hillcountrymemorial.org.

version a1.04

Yes. We are fine with this

On Mon, Jan 13, 2020 at 8:43 AM Aleman, Jesse <jaleman@hillcountrymemorial.org> wrote:

Layne,

We will be having the 2020 Wildflower Run on Saturday, April 25th from 7am-12pm. Will it be ok for us to close down street in front of the church.

Jessie Aleman

Operations Supervisor

HCM Wellness Center

1006 S State Hwy 16

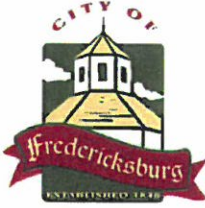
Fredericksburg, Texas 78624

830-997-1355 ext. 1510

jaleman@hillcountrymemorial.org

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CITY COUNCIL MEMO

DATE: February 10, 2020

TO: Mayor and City Council

FROM: Jennifer Krupa, Special Events Coordinator

SUBJECT: Street Closure Request: Hill Country Memorial Foundation Well-Fest

Summary:

The Foundation for HCM is planning Well-Fest, a free, community event on Sunday, May 17, 2020 near the Brune Building campus on Reuben Street. The event organizer has requested to close a portion of Reuben Street from Windcrest to the Brune Building complex beginning Saturday, May 16th at 5:00 p.m. until the event clean-up is over on Sunday, May 17th at 8:00 p.m.

Recommendation:

Recommend Council consider the request to close Reuben Street on Saturday, May 16, 2020 beginning at 5:00 p.m. until Sunday, May 17th at 8:00 p.m.

Background / Analysis:

Well-Fest is a new event for Hill Country Memorial Foundation and will target residents for a free day of family activities including cooking demonstrations, work-out routines, and giving away free bike helmets. The request to close the street is for safety to allow attendees to access the activities.

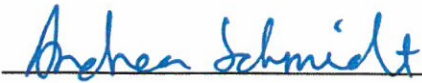
The streets division would need to be approved for overtime to both install & dismantle the street closure. The police department has spoken with the event organizer and has approved the closure request.

Emergency vehicle access will be allowed throughout the closure.

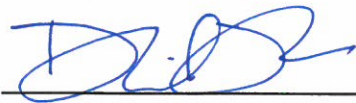
The street closure will not affect any homes or businesses and is limited to properties owned by Hill Country Memorial.

Attachments:

Request Letter from Jasper Eisenberg; Street Closure Request Form; Preliminary Event Layout; Special Event Application



Department Approval



City Attorney Approval



City Manager Approval



February 5, 2020

Mayor Langerhans, Councilman Kiehne, Councilman Neffendorf, Councilman Musselman, and
Councilman Watson
City of Fredericksburg
126 W. Main Street
Fredericksburg, TX 78624-3708

Dear Mayor Langerhans and Distinguished City Councilmen,

For your consideration, The Foundation for HCM is developing a community event on Sunday,
May 17th, 2020 from 11am – 3pm.

The goal of this event is to provide a free community focused event called Well Fest. This event
will be centered on health and wellness. Some of the activities we hope to provide to the
community at this event are cooking demonstrations, work-out routines, free bike helmets and
engaging family fun.

We are requesting, for safety precautions, a portion of Reuben Street be closed for this event.
Specifically, Reuben Street from Windcrest to just past the entrance of the Brune Building
complex. The bulk of the event activities will be held in the parking lots, but we want to make
the street available for families to safely traverse between the spaces. The time requests account
for event time and any set-up and clean-up.

Thank you for your time.

Sincerely,

A handwritten signature in black ink, appearing to read "Jasper Eisenberg".

Jasper Eisenberg
Foundation for HCM

Enclosed: Preliminary Site Plan, Proof of Non- Profit Status, Special Event Application

OURHCM.ORG

Our health care here.
Always.

Post Office Box 1339 / Fredericksburg, Texas 78624

(830) 997 1297

SPECIAL EVENTS - STREET CLOSURE REQUEST FORM; PAGE 9



Street closure requests must be made two (2) months in advance to City Council for any closure four (4) hours or more. Please consider this timeline when submitting your request. Please also attach the notification letter you will send to abutting property owners (if applicable) with this request to the Special Events Coordinator.

Event Name:	Well Fest
Event Date(s):	Sunday, May 17, 2020
Contact Name:	Jasper Eisenberg
Contact Phone:	(830) 997-1297

Closure Area:

☐ Entire Street
 ☐ Parking Lane Only
 ☒ Partial Street
 ☐ Blocking City owned property

Side of street: _____ (N,S,E,W) Side of street: _____ Location: Reuben street

Additional details (attach additional pages as needed for more streets and describe details of use below):

Reuben street between Windcrest and the Bruene Building Complex located at 808-822 Reuben street.

Street Closure Details:

Street Name	Between (cross street)	And (cross street)	Start Date	Start Time	End Date	End Time
Example:	Crockett Street	Adams Street	Friday, 4/2/18	6:00 PM	Sunday, 4/4/18	12:00 PM
Reuben	Windcrest	Bruene Complex	Sat 5/16/20	5pm	Sun May 17/20	8pm

If the event will impact surrounding property owners, a notification letter is required to be sent to property owners at least two weeks prior to the event date. Attach a copy of the notification letter and a list of addresses the letter will be sent to.

Date notice provided: N/A

Printed Name: _____

Signature: _____

Date: _____

Street Department: Glenn Koehnleke - via email

Date: 2-5-2020

Police Department: Lt. Voraver - via email

Date: 2-5-2020

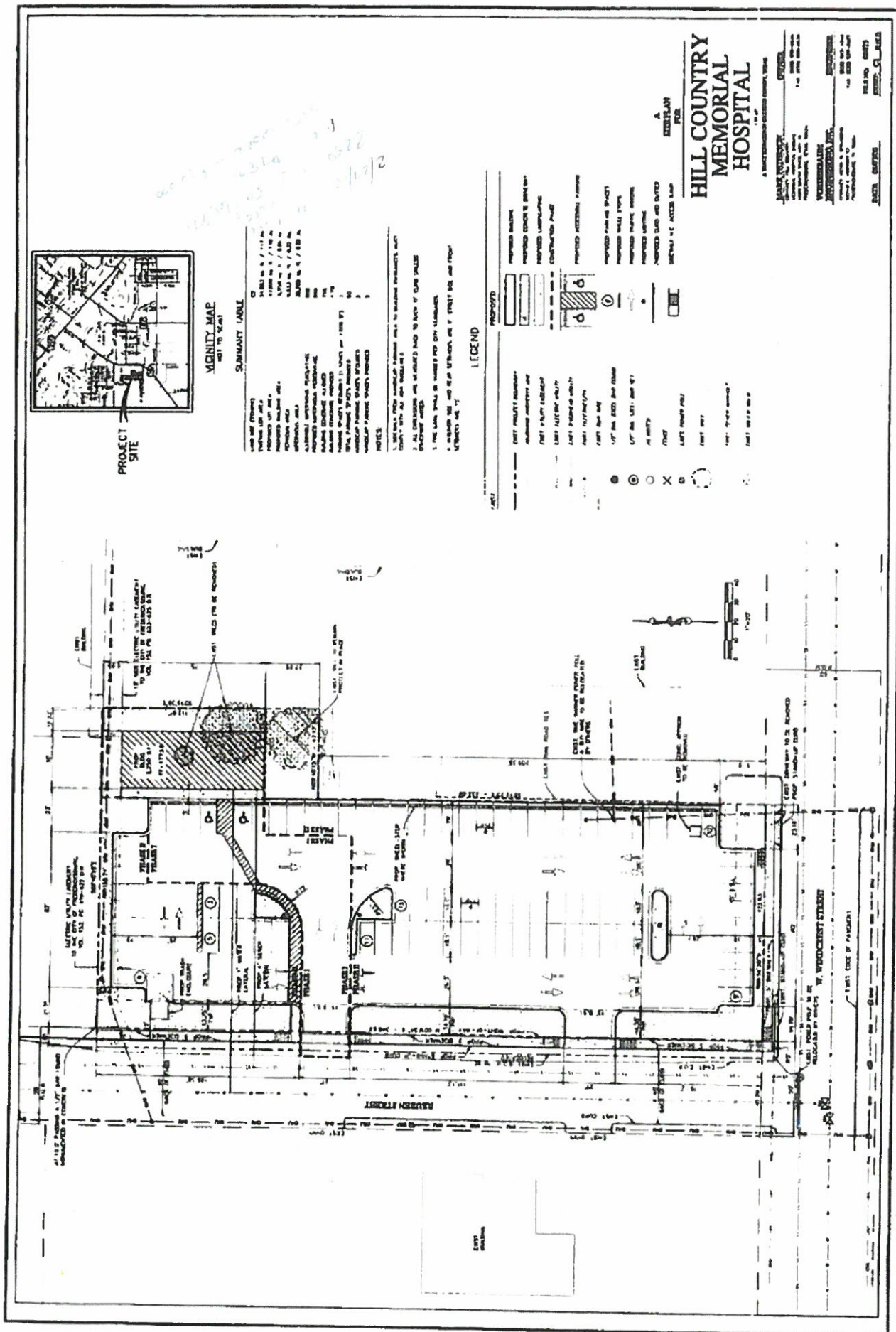
Parks Department: JKR

Date: 2-5-2020



image google maps.

-  pink indicates area of Reuben street closed.
-  parking lots utilized for event.





City of Fredericksburg Parks & Recreation Department Special Event Application

Mail completed application to: Special Events, 126 W. Main Street, Fredericksburg, TX 78624;
or scan and email to: speialevents@fbgtx.org

Use N/A for "not applicable" or leave blank questions or sections that do not apply to your event.

APPLICANT INFORMATION

Name of Organization/Business: Hill Country Memorial Foundation
Applicant Name/Event Organizer: Jasper Eisenberg
Address: 808 Reuben Street
City: Fredericksburg State: TX Zip: 78624
Primary phone: (830) 997-1296 Secondary phone: (830) 998-2564
Email address: jeisenberg@hillcountrymemorial.org
Event Promoter Name: _____ Primary phone: () _____
Organization/Business Type: _____ FOR-PROFIT; Event proceeds go to: _____
☒ *NON-PROFIT *attach proof _____ INDIVIDUAL

EVENT INFORMATION & LOCATION

Official Event Name: WELL-FEST Event date(s): 5.17.2020
Event History: Is this a first-time event? ☒ YES ☐ NO Estimated attendance: 300
Is the event open to the general public? ☒ YES ☐ NO Date application submitted: _____

Reservation fees are listed per day unless noted; deposit pricing is not included. Non-profits receive 50% discount on reservation fees; banner hanging fee excluded.

*MARKTPLATZ Please check all that apply:		*Excludes City Hall/Fire Station, Annex, Police Substation & Vereins Kirche	Address: 100 West Main Street, Fredericksburg, TX 78624
☐ Entire Square: \$2,400/week	☐ Kinder Halle: \$150	☐ Oktoberfest Halle: \$150	
☐ Adelsverein Halle: \$250	☐ Fest Room: \$50	☐ Kitchen: \$50	
☐ Entire Square additional day: \$650 each; ☐ # of days	☐ Banner Hanging Fee: \$25 (optional; at front of Marktplatz for 24 hours)	☐ INITIAL (required): I have read Marktplatz Use Regulations on pages 16-18 of the Special Events Planning Guide.	

*LADY BIRD JOHNSON MUNICIPAL PARK (LBJMP) Please check all that apply:		*Excludes Park Headquarters Building, swimming pools, RV Park, campsites, dog park, nature trail, tennis court and golf course. Access to such areas may be closed or restricted for events and in the discretion of the PARD.	
☐ **Pioneer Pavilion; \$625 for 4 days (Thursday-Sunday only)	☐ Tatsch House: Fri/Sat/Sun, December & holidays: \$200		
☐ Entire Park: \$1,600 per week; ☐ # of add-on days: \$650/day	☐ Tatsch House: weekday (Monday-Thursday): \$150		
☐ Cooler inside Pioneer Pavilion: no fee; non-perishable items only	☐ INITIAL (required): I have read LBJMP Use Regulations on pages 19 & 20 of the Special Events Planning Guide.		
Outdoor Pavilions: ☐ Pav. #1: \$40 ☐ Pav. #2: \$40 ☐ Pav. #3: \$45 ☐ Pav. #4: \$45 ☐ Pav. #5: \$60			

**Pioneer Pavilion is available for additional add-on days for \$125/day but must be pre-approved by Park Recreation Superintendent.

EVENT INFORMATION CONTINUED

OTHER PROPERTY

Please check all that apply:

☐ Fort Martin Scott: \$500/day; ☐ # of days
☐ INITIAL (required): I have read Fort Martin
 Scott Use Regulations on page 21 of the
 Special Events Planning Guide.

☐ Town Pool: \$200;
 restroom access only

☒ Parade/*Other/*Private Property, list location and
 address: Rauben Street

CHCM

*Applicant shall submit copy of a letter from property
 owner giving written permission for event use.

Attach more sheets if needed for information below:

Move-in & Set-up (first day of move-in):

Move-in/Set-up Date: 5/15/20

Times: Start: 8am

End: 8pm

Indicate dates/times OPEN to attendees:

Event Date: 5.16.2020

Times: Start: 10am

End: 3pm

Event Date #2: _____

Times: Start: _____

End: _____

Event Date #3: _____

Times: Start: _____

End: _____

Move-Out & Strike (final day):

Move-Out/Strike Date: 5.18.20

Times: Start: 8am

End: 8pm

Event day "on-site" Contact Name: Jasper Eisenberg

Phone: (830) 997-1297

Event website: TBD

Event information hotline: (830) 997-1297

Is the event free and open to the general public (not including vendors/sponsors, etc.?)

☒ YES ☐ NO

Admission will be made by: ☐ Pre-sold ticket

☒ Free

☐ Pre-registration

☐ On-site sale/registration

Other (please specify): _____

EVENT COMPONENTS

Please check all that apply:

☒ Animals	☐ Aircraft Flyover	☐ Bike Race	☐ Car Show	☒ Carnival
☐ Concert	☐ Cook-Off	☐ Company Picnic	☐ Demonstration or Rally	☐ Fair/Festival
☐ Family Reunion	☐ Fireworks	☒ Fundraiser	☐ Fun Run/Race	☐ Historical Re-Enactment
☐ Motorcycle Run	☐ Parade	☐ Sporting Event/Tournament	☐ Trade, Vendor, or Art Show	☐ Wedding

Other (please list): _____

Event Size: 300

Estimated max. attendance at one time

50 # of Staff/Volunteers expected

of Art/Craft Vendors

5 # of Food/Beverage Vendors

Are you requesting any street closures or to block any city-owned property? ☒ *YES ☐ NO

*Street closure requests must be made two (2) months in advance to City Council for any closure four (4) hours or more. Please consider this timeline when submitting your request. Please use the official Street Closure Request Form found on page 9.

Pavement Markings: Will your event be requesting to mark any pavement?

☐ YES*

☒ NO

*If yes, please describe the materials & supplies you are requesting to mark the pavement: _____

When & how will the markings be removed? _____

EVENT COMMUNICATION & SECURITY

During the event what form of communication systems will be used for the following:

Event Management (internal): cell phone

Public Address (external): PIA

Events with 1,000 attendees or more; events lasting past 10 PM; or events which provide alcohol require the provision of licensed, bonded and commissioned private security at the applicant's expense. The number of guards and their hours of duty will be determined by the PARD and the security company based on the type of event and number of attendees.

What security/law enforcement agency have you hired for your event? unlimited security

Contact name: Fernando Munoz

Phone: ())

Have you contacted Fredericksburg Police Department in relation to your event? ☒ *Yes or ☐ No

*If yes, who did you speak with? Brian Vorhauer

EQUIPMENT, ACTIVITIES & AMUSEMENTS

The following equipment, activities, and/or amusements will be at the event:

✓ **Generators; list quantity: ___ and size(s):**

✓ Canopies/Tents larger than 200 sq. ft.; quantity: _____ and size(s): _____

Sides? ☐ Yes ☐ No; if yes, how many sides will be closed?

How will tents/canopies be secured? Water barrels (preferred) Stakes Sandbags Weights

Other (describe):

✓ Stage; quantity: 2

Please check all that apply:

☒ Amplified Sound	☐ *Amusement ride; quantity: ____	☒ Barricades	☐ Bleachers	☐ Chairs	☐ Dance Floor
☐ DJ/Live Music	☐ Drone	☐ Fencing	☐ Fryer	☒ **Inflatables and/or Moonwalks; quantity: ____	☐ Light Towers
☒ Tables	☐ Parked cars for display	☐ Sale of merchandise	☐ Wi-Fi access needed	☐ Other: _____ _____	☐ Other: _____ _____

*Name of company providing amusement rides: _____ Phone () _____

General liability insurance is required naming the City of Fredericksburg as the certificate holder and additional insured.

****Name of company providing inflatables/moonwalks:** _____ **Phone ()** _____

General liability insurance is required naming the City of Fredericksburg as the certificate holder and additional insured.

UTILITIES, RESTROOMS & HAND-WASHING STATIONS

Will you need use of electricity? *YES; 220V 110V; NO ELECTRICITY NEEDED

***If yes, what will electricity be used for?**

**Any electrical work must be made by a licensed electrician. If a licensed electrician is not available, additional power needs must be met by the use of generators and are the responsibility of the event organizer.*

Will you need access to water? ☒ *YES ☐ NO WATER NEEDED

***If yes, what will water be used for?**

**Event organizers must bring their own food grade hose(s). Non-potable water sources at Marktplatz are marked in purple and cannot be used.*

Please indicate the number of portable restrooms & handwashing stations you will have at your event, along with delivery date, pick-up date, and contact information below.

3 # of regular portable restrooms 1 # of ADA portable restrooms 1 # of hand-washing stations

*Equipment will be delivered on: _____ at _____ (enter time)

Equipment will be picked up on: _____ at _____ (enter time)

Sanitation company name: _____ Phone: () _____

When will items be serviced and how often?

**Event organizer or representative must be present for delivery of equipment to ensure proper placement.*

CLEAN-UP/TRASH-COLLECTING & RECYCLING

Contact name responsible for event clean-up: _____ Phone: () _____
 Will a dumpster(s) be delivered? ☐ *YES; when? _____ ☐ NO
 What size dumpster(s)? _____
 What provisions will be made for recycling? _____
**Event organizer or representative must be present for delivery of equipment to ensure proper placement.*

FIRST AID & EMERGENCY VEHICLE ACCESS

Will your event have a first aid station on-site? ☒ *YES ☐ NO *Company/Org. Name: <u>Hcm</u> Contact Name: <u>Dawn Sparrow</u> Phone: (<u>830</u>) <u>889-3789</u>	Events will not be permitted without emergency vehicle access. This access must be available always and events are subject to permit revocation if emergency access lanes are not provided for. Have you reviewed your layout to verify emergency vehicle access? ☒ YES; ☐ NO
---	--

FOOD & BEVERAGE:

Please check all that apply:	☐ No food or beverage at event (skip to Signage section)	☒ *Sale of food/beverages	☒ *Distribution of food/beverages
<i>*A list of approved food & beverage vendors including their name, address and contact number is required at least 10-days prior to your event date; please use the Special Event Food & Beverage Vendor List form on page 8.</i>	☐ Event will sell alcohol (including tips/donations). Indicate type: ☐ Beer ☐ Wine/Champagne ☐ Liquor Who will provide the alcohol? _____ ☐ I need a landlord permission letter in order to obtain a TABC permit for alcohol sales.	☐ Event will distribute alcohol at no charge. Indicate type: ☐ Beer ☐ Wine/Champagne ☐ Liquor Who will provide the alcohol? _____	☒ Event will not have alcohol.

Marktplatz events only: will your event need grey water disposal containers? ☐ *YES ☐ NO; Enter Qty. (1 or 2): _____
**The City owns two (2), 270-gallon containers. Placement of the grey water disposal containers is at the discretion of the Parks Department. Servicing of the grey water containers are the event organizer's responsibility. Containers must be emptied no later than two (2) days after the final event day.*

RACES, RUNS, & WALKS ONLY

Complete this section if your event includes a race, run or walk.

Are you requesting any street closures for some or all of your route? ☐ *YES ☐ NO
**Street closure requests must be made two (2) months in advance to City Council for any closure four (4) hours or more. Please consider this timeline when submitting your request. Please use the Street Closure Request form found on page 9.*

On-site registration will begin at: _____ am/ _____ pm @ _____ (location)

Starting time (if staggered, please enter all and explain): _____

Describe your route, including starting point and disbanding area:

Start: _____ (location)

Route: _____ (describe distances)

Disband: _____ (location)

Internal Revenue Service**Department of the Treasury****P. O. Box 2508
Cincinnati, OH 45201****Date: November 14, 2001****Person to Contact:
Janet M. Duncan 31-07676
Customer Service Specialist
Toll Free Telephone Number:
8:00 a.m. to 8:30 p.m. EST
877-829-5500****Hill Country Memorial Hospital
P.O. Box 835
Fredericksburg, TX 78624-0835****Fax Number:
613-263-3756
Federal Identification Number:
74-6083124****Dear Madam:**

This letter is in response to your phone call requesting a copy of your organization's determination letter. This letter will take the place of the copy you requested.

Our records indicate that a determination letter issued in May 1967 granted your organization exemption from federal income tax under section 501(c)(3) of the Internal Revenue Code. That letter is still in effect.

Based on information subsequently submitted, we classified your organization as one that is not a private foundation within the meaning of section 509(a) of the Code because it is an organization described in sections 509(a)(1) and 170(b)(1)(A)(iii).

This classification was based on the assumption that your organization's operations would continue as stated in the application. If your organization's sources of support, or its character, method of operations, or purposes have changed, please let us know so we can consider the effect of the change on the exempt status and foundation status of your organization.

Your organization is required to file Form 990, Return of Organization Exempt from Income Tax, only if its gross receipts each year are normally more than \$25,000. If a return is required, it must be filed by the 15th day of the fifth month after the end of the organization's annual accounting period. The law imposes a penalty of \$20 a day, up to a maximum of \$10,000, when a return is filed late, unless there is reasonable cause for the delay.

All exempt organizations (unless specifically excluded) are liable for taxes under the Federal Insurance Contributions Act (social security taxes) on remuneration of \$100 or more paid to each employee during a calendar year. Your organization is not liable for the tax imposed under the Federal Unemployment Tax Act (FUTA).

Organizations that are not private foundations are not subject to the excise taxes under Chapter 42 of the Code. However, these organizations are not automatically exempt from other federal excise taxes.

Donors may deduct contributions to your organization as provided in section 170 of the Code. Bequests, legacies, devises, transfers, or gifts to your organization or for its use are deductible for federal estate and gift tax purposes if they meet the applicable provisions of sections 2055, 2106, and 2522 of the Code.

-2-

Hill Country Memorial Hospital
74-8053124

Your organization is not required to file federal income tax returns unless it is subject to the tax on unrelated business income under section 511 of the Code. If your organization is subject to this tax, it must file an income tax return on the Form 990-T, Exempt Organization Business Income Tax Return. In this letter, we are not determining whether any of your organization's present or proposed activities are unrelated trade or business as defined in section 513 of the Code.

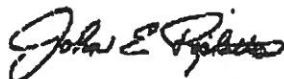
The law requires you to make your organization's annual return available for public inspection without charge for three years after the due date of the return. If your organization had a copy of its application for recognition of exemption on July 15, 1987, it is also required to make available for public inspection a copy of the exemption application, any supporting documents and the exemption letter to any individual who requests such documents in person or in writing. You can charge only a reasonable fee for reproduction and actual postage costs for the copied materials. The law does not require you to provide copies of public inspection documents that are widely available, such as by posting them on the Internet (World Wide Web). You may be liable for a penalty of \$20 a day for each day you do not make these documents available for public inspection (up to a maximum of \$10,000 in the case of an annual return).

Because this letter could help resolve any questions about your organization's exempt status and foundation status, you should keep it with the organization's permanent records.

If you have any questions, please call us at the telephone number shown in the heading of this letter.

This letter affirms your organization's exempt status.

Sincerely,



John E. Ricketts, Director, TE/GE
Customer Account Services



CITY COUNCIL MEMO

DATE: February 10, 2020

TO: Mayor and City Council

FROM: Jennifer Krupa, Special Events Coordinator

SUBJECT: Street Closure Request: Fredericksburg Crawfish Festival 2020

Summary:

The Crawfish Festival is an annual event sponsored by the Fredericksburg Jaycees and is held on Memorial Day weekend each May. Festival organizers have requested to close the parking lane and one southbound lane of Adams Street adjacent to Marktplatz from Austin Street to Main Street and both lanes of Austin Street between Adams Street and Crockett Street for the 2020 event. The street closure request is the same request from 2018 & 2019 that was approved by City Council. Bethany Lutheran Church attendees are allowed parking access on Sunday, May 24, 2020 for church services.

The Crawfish Festival has already submitted a special events application to the special events coordinator.

Recommendation:

Recommend Council consider the Crawfish Festival street closure request to close the parking lane adjacent to Marktplatz on Adams Street beginning on Thursday, May 21st at 8:00 a.m. until Sunday, May 24th at 6:00 p.m.; and to close one southbound lane on Adams Street adjacent to Marktplatz beginning Friday, May 22nd at 8:00 a.m. until Sunday, May 24th at 6:00 p.m.; and also close W. Austin Street between N. Adams and N. Crockett Streets beginning Friday, May 22nd at 8:00 a.m. until Sunday, May 24th at 6:00 p.m.

Background / Analysis:

The Jaycees are a non-profit service organization and all proceeds from the event are given back to the community, primarily in youth activities and scholarships. The festival occupies Marktplatz with vendors, exhibitors, and attractions.

The event organizers have visited with Bethany Lutheran Church and all but two merchants on Adams Street.

The police department and streets division have both reviewed and approved the request internally.

Attachments:

Street Closure Request Form; Merchant Notification Letter



Department Approval



City Manager Approval



City Attorney Approval

SPECIAL EVENTS STREET CLOSURE REQUEST FORM; PAGE 9



Street closure requests must be made two (2) months in advance to City Council for any closure four (4) hours or more. Please consider this timeline when submitting your request. Please also attach the notification letter you will send to abutting property owners (if applicable) with this request to the Special Events Coordinator.

Event Name:	Fredericksburg Crawfish Festival
Event Date(s):	May 22-24, 2020
Contact Name:	Sloan McBride
Contact Phone:	(830) 998-0220

Closure Area:

☒ Entire Street
 ☒ Parking Lane Only
 ☒ Partial Street
 ☐ Blocking City owned property

Side of street: West (N,S,E,W) Side of street: West Location: _____

Additional details (attach additional pages as needed for more streets and describe details of use below):

We are requesting the east side parking lane and the outside South bound lane of Adams between Austin and Main Streets

Street Closure Details:

Street Name	Between (cross street)	And (cross street)	Start Date	Start Time	End Date	End Time
Example: Austin Street	Crockett Street	Adams Street	Friday, 4/2/18	6:00 PM	Sunday, 4/4/18	12:00 PM
Austin Street	N. Crockett Street	N. Adams Street	Friday 5-22, 2020	8am	Sunday 5-24-2020	6pm
N. Adams, SB Ln	W. Austin Street	Main Street	Friday 5-22, 2020	8am	Sunday 5-24-2020	6pm
N. Adams, SB Pl	W. Adams Street	Main Street	Thurs. 5-21, 2020	8am	Sunday 5-24, 2020	6pm

If the event will impact surrounding property owners, a notification letter is required to be sent to property owners at least two weeks prior to the event date. Attach a copy of the notification letter and a list of addresses the letter will be sent to.

Date notice provided: 2/5/2020

Printed Name: Sloan McBride

Signature: Sloan McBride

Date: 01/15/2020

Street Department: via email - A. Koennecke

Date: 2-3-2020

Police Department: via email - Lt. Volawec

Date: 2-3-2020

Parks Department: J. Kupa

Date: 2-10-2020



To the Merchants on Adams & Austin St.

The Fredericksburg Jaycees again are having our annual Crawfish Festival May 22nd to May the 24th 2020. As you know we must go to City Council to request either a Street Closure or a Lane Closure. This year we are seeking a parking lane closure and possibly the south bound lane closure on the Adams Street side of Market Platz and the Parking Lanes, West and East bound lanes on the Austin St. side. The goal of the Fredericksburg Jaycees is to work with the merchants on the Adams St. and Austin St. to please both parties.

Please feel free to contact me if there are any questions or concerns and I will be glad to work with you on the matter. Your Signature below confirms your have received a verbal and written notice of the JAYCEES intent to close said streets as well as a map showing said closures.

Thank You:

The Fredericksburg JAYCEES

830-456-9479

Karen Rainey Mpg.
Signature

C. Luck
Signature

Wayne G. Gentry - Gentry Custom Boots
Signature

Signature

J. Pitt
Signature

Karen Rainey
Print

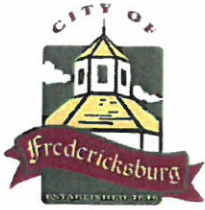
Christina Lincoln-Simple Goods
Print

Print

Print Creations in Jewelry Closed

Print Cross Culture Closed

L. Petty
Print Bethany Lutheran Church



CITY COUNCIL MEMO

DATE: February 17, 2020

TO: Mayor and City Council

FROM: Brian Jordan, AICP

SUBJECT: Public Hearing to consider the following:

- 1) Change in the Land Use Plan from Low Density Residential to Commercial;
- 2) Change in zoning from R-1, Single Family Residential to C-1.5 Medium Commercial, and
- 3) Conditional Use Permit for an Indoor Sports and Recreation Facility and Limited Restaurant Use.

Summary:

The subject property consists of approximately 10 acres of land located on the south side of Friendship Lane, and currently contains a single family residential structure. The northern portion of the property includes a number of large Pecan Trees while the southern portion of the property is open. Surrounding land uses include vacant undeveloped property to the east, south and north, and a hotel immediately to the west. Surrounding property is zoned R-2 and R-1A to the south, R-1 to the east and north, and C-2 to the west. The Land Use Plan identifies the subject property as Low Density Residential, property to the south, east and north as Low Density Residential and property to the west as Commercial Center. Property to the north is Medium Density Residential and surrounding properties to the west, east and south are Low Density Residential.

Recommendation:

The Planning and Zoning Commission voted 7-1 to recommend approval of the requested changes. Staff concurs with this recommendation. In the Planning Commission's motion, it was recommended that the City initiate the consideration of the zoning on the adjoining property to the east. Staff will be contacting the owners of said tract to advise them of this proposal. There has been one letter in support and not letters in opposition.

Background / Analysis:

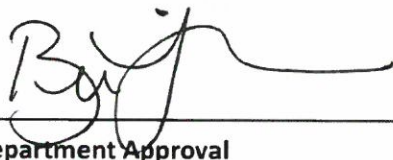
The applicant is proposing to build a 17,000 square foot multi-story indoor climbing facility and a 5,000 square foot restaurant (see attached Plan). Other uses are less defined at this point, but include office space and residential uses. Access to the property is from Friendship Lane. Adequate parking is provided for the uses proposed. The applicant has provided the following descriptions of the intended uses:

Fredericksburg Climbing Facility: An indoor recreation center with sport climbing (with ropes on manufactured climbing walls), bouldering with 18-inch thick specialized padded flooring, a yoga studio, weights and cardio area, café, fitness classes, small retail area, and an outdoor area green space and splash pad. We envision the place becoming a social hub to foster community and health via fun activities.

Limited Restaurant: A simple and quality restaurant environment with fresh homemade foods such as pizzas, burgers, tacos, salads, rice bowls, etc. This facility would have an outdoor seating area with a big playground for kids to be entertained so parents can watch while eating. Would also serve beer on tap and have a spot for live indoor music. Examples of similar environment/style: Pint and Plow in Kerrville.

Attachments:

Maps of Area, Staff Brief, Site Plan, Property owner list, Ordinances


Department Approval


City Manager Approval


City Attorney Approval

CONDITIONAL USE PERMIT BRIEF

Request Z-2001-2002

- APPLICANT:** Andy Bray with Mustard Design on behalf of Chris and Kevin Avery
- LOCATION:** 521 Friendship Lane
- EXISTING ZONING:** R-1, Single Family Residential
- EXISTING LAND USE:** Low Density Residential
- PROPOSED REQUEST:**
- 1) Change in the Land Use Plan from Low Density Residential to Commercial;
 - 2) Change in zoning from R-1, Single Family Residential to C-1.5 Medium Commercial, and
 - 3) Conditional Use Permit for an Indoor Sports and Recreation Facility and Limited Restaurant Use.

FINDINGS:

- The subject property consists of approximately 10 acres of land located on the south side of Friendship Lane, and currently contains a single family residential structure.
- The northern portion of the property includes a number of large Pecan Trees while the southern portion of the property is open.
- Surrounding land uses include vacant undeveloped property to the east, south and north, and a hotel immediately to the west.
- Surrounding property is zoned R-2 and R-1A to the south, R-1 to the east and north, and C-2 to the west.
- The Land Use Plan identifies the subject property as Low Density Residential, property to the south, east and north as Low Density Residential and property to the west as Commercial Center.

LAND USE PLAN: The Land Use Plan identifies the subject property to be Low Density Residential. As defined in the Comprehensive Plan, this definition is representative of traditional, single-family detached dwelling units. Low Density Residential accounts for the largest percentage of residential development in Fredericksburg today and will continue to do so with the development shown on the "Future Land Use Map". The areas designated for Low Density Residential land use are generally not adjacent to major thoroughfares or incompatible land uses, and are in proximity to existing single-family residential land use. Within these areas, the City should encourage a range of lot sizes and housing types in order to promote increased housing diversity and affordability.

The applicant is proposing to change the Land Use Plan to Commercial to accommodate the development of the property into a non-residential use (see CUP discussion below). This property happens to fall in the transition area along Friendship Lane between commercial uses to the west and residentially zoned area to the east. This land use change would extend the commercially designated property to the east along Friendship Lane. In addition, this change would represent a reduction in the low density designation along Friendship Lane. The subject property and the adjoining property to the east are the only low density residential designated properties in this vicinity on Friendship Lane.

ZONING: The subject property is zoned R-1, Single-Family Residential, and has most recently been used for residential purposes. The applicant is proposing to change the zoning to C-1.5, Medium Commercial to accommodate an Indoor Sports and Recreation Facility and Limited Restaurant use (see CUP discussion below). Since there is commercial zoning and land use adjacent to the property to the west, it would be our opinion that this change would not represent "spot" zoning. So, the decision to be made in this case is whether or not it would be appropriate to extend the commercial zoning along Friendship Lane, or restrict it to the current location.

Proposed Uses:

Fredericksburg Climbing Facility: An indoor recreation center with sport climbing (with ropes on manufactured climbing walls), bouldering with 18-inch thick specialized padded flooring, a yoga studio, weights and cardio area, café, fitness classes, small retail area, and an outdoor area green space and splash pad. We envision the place becoming a social hub to foster community and health via fun activities.

Limited Restaurant: A simple and quality restaurant environment with fresh homemade foods such as pizzas, burgers, tacos, salads, rice bowls, etc. This facility would have an outdoor seating area with a big playground for kids to be entertained so parents can watch while eating. Would also serve beer on tap and have a spot for live indoor music. Examples of similar environment/style: Pint and Plow in Kerrville.

CUP Site Plan Overview:

- The applicant is proposing to build a 17,000 square foot multi-story indoor climbing facility and a 5,000 square foot restaurant.
- Other uses are less defined at this point, but include office space and residential uses.
- The site is approximately 10 acres.
- Access to the property is from Friendship Lane.
- Adequate parking is provided for the uses proposed.

Review and Evaluation Criteria:

A. CONFORMANCE WITH APPLICABLE REGULATIONS:

- The Site Plan is conceptual at this point, but meets the proposed C-1.5 regulations.

- B. COMPATIBILITY WITH EXISTING OR PERMITTED USES IN ABUTTING SITES:**
- We would expect the proposed use described by the applicant to be compatible with the surrounding residential and commercial zoning. The C-1.5 zoning district was created so that it could be compatible with a number of surrounding uses.
- C. POTENTIALLY UNFAVORABLE EFFECTS OR IMPACTS ON OTHER EXISTING OR PERMITTED USES ON ABUTTING PROPERTY:**
- We do not anticipate unfavorable effects on adjoining properties from this use.
- D. MODIFICATIONS TO THE SITE PLAN WHICH WOULD RESULT IN INCREASED COMPATIBILITY AND WOULD MITIGATE POTENTIALLY UNFAVORABLE IMPACTS:**
- None.
- E. SAFETY AND CONVENIENCE OF VEHICULAR AND PEDESTRIAN CIRCULATION IN THE VICINITY:**
- Drive access into this property will be on Friendship Lane. The proposed uses on site are anticipated to operate with compatible operating hours. The site is designed to accommodate required parking, vehicle circulation and pedestrian circulation.
- F. PROTECTION OF PERSONS AND PROPERTY FROM EROSION, FLOOD OR WATER DAMAGE, FIRE, NOISE, GLARE:**
- The site is designed with proposed drainage detention, landscaping and erosion control to prevent adverse impacts.
- G. LOCATION OF LIGHTING AND TYPE OF SIGNS; THE RELATION OF SIGNS TO TRAFFIC CONTROL AND ADVERSE EFFECTS OF SIGNS ON ADJACENT PROPERTIES:**
- Site and building lighting shall comply with City of Fredericksburg requirements.
- H. ADEQUACY AND CONVENIENCE OF OFF STREET PARKING AND LOADING FACILITIES:**
- All off street parking will meet City of Fredericksburg standards.
- I. DETERMINATION THAT THE PROPOSED USE IS IN ACCORDANCE WITH THE OBJECTIVES OF THESE ZONING REGULATIONS AND PURPOSES OF THE ZONE IN WHICH THE SITE IS LOCATED:**
- The intent of the C-1.5 zone is to represent an effort to provide a district between the Neighborhood Commercial and the Commercial District. Uses were selected from each of the various districts, with the intent that the proposed uses could function as a

transition between highway commercial and residential neighborhoods, but could also provide a lower impact zone along major roadways.

J. DETERMINATION THAT THE PROPOSED USE WILL COMPLY WITH EACH OF THE APPLICABLE PROVISIONS OF THE ZONING ORDINANCE:

- Affirmative.

K. DETERMINATION THAT THE PROPOSED USE AND SITE DEVELOPMENT, TOGETHER WITH ANY MODIFICATIONS APPLICABLE, THERETO, WILL BE COMPATIBLE WITH EXISTING OR PERMITTED USES IN THE VICINITY:

- Affirmative.

L. DETERMINATION THAT ANY CONDITIONS APPLICABLE TO APPROVAL ARE THE MINIMUM NECESSARY TO MINIMIZE POTENTIALLY UNFAVORABLE IMPACTS ON NEARBY USES AND TO ENSURE COMPATIBILITY OF THE PROPOSED USE WITH EXISTING OR PERMITTED USES IN THE SAME DISTRICT AND THE SURROUNDING AREA:

- The design of the site plan, including the locations of the buildings to fit within existing trees, the proposed use of an indoor recreational facility, a limited restaurant, business office and residential, along with the integration of the landscape with vehicle circulation and parking provide for a development with favorable impact on properties in the vicinity.

M. DETERMINATION THAT THE PROPOSED USE TOGETHER WITH THE CONDITIONS APPLICABLE THERETO, WILL NOT BE DETRIMENTAL TO THE PUBLIC HEALTH, SAFETY, OR WELFARE OR MATERIALLY INJURIOUS TO PROPERTIES OR IMPROVEMENTS IN THE VICINITY:

- We would not expect the proposed use to have detrimental effects on the public health, safety or welfare of properties in the vicinity.

OPPOSITION/SUPPORT OF REQUEST: One letter in support.

PLANNING AND ZONING COMMISSION RECOMMENDATION: The Planning and Zoning Commission voted 7-1 to recommend approval of the requested changes.

STAFF RECOMMENDATION: In order to accommodate the use proposed by the applicant, it is necessary to have the appropriate land use designation and zoning before they can even apply for the Conditional Use Permit for their project. In reviewing the current Land Use Plan and Zoning for the subject property, it and the adjoining property remain the only low density residential land use and R-1 zoned properties fronting on the south side of Friendship Lane. So, the question is whether or not these two tracts should remain residential or be considered for other purposes. We have talked often about the future of the Friendship Lane Corridor and whether or not we should consider alternatives to the mostly mixed residential zoning. And, we have now adopted a new C-1.5 Medium Commercial and MU-2, Mixed Use - Infill Zoning Districts as possible options for consideration. In reviewing the intent of both of these districts, one could certainly argue that this particular property would fall within either of these categories. Given the circumstances outlined above, it is Staff's opinion that the proposed change is a

reasonable consideration. While we should never change the land use or zoning based on a specific type of use or development, the intent of the C-1.5 zoning category seems to fit the location being considered.

With regard to the proposed CUP for an Indoor Sports and Recreation Facility and a Limited Restaurant, the layout of the site and the sensitivity to the surrounding property represents a compatible development solution. In considering the Limited Restaurant, the Zoning Ordinance defines this use as Restaurants which typically involve the custom preparation of food in limited quantities and of a personal nature. Restaurants within this category are characterized by limited traffic, noise and parking that is similar in nature to an office use of a similar size, limited hours of operation typically not later than 10:00 pm, no drive-thru, and lighting which is shielded from and directed away from adjacent neighborhoods and is dimmed to a minimal level after hours. Said restaurants may include live entertainment with amplified sound as long as such activity is wholly enclosed within the main building and incidental alcohol beverage service. Lighted signs shall be turned off after business hours. No outdoor cooking shall be permitted.

Approval of the Land Use Plan change from Low Density Residential to Commercial, the zoning from R-1 Single Family Residential to C-1.5 Medium Commercial and the Conditional Use Permit for an Indoor Sports and Recreation Facility and a Limited Restaurant is recommended. If a favorable recommendation is proposed by the Commission, we would also recommend consideration be given to calling a public hearing to consider changing the adjoining property to the east as well.



January 20, 2020

Mr. Brian Jordan, AICP
Director of Development
City of Fredericksburg, Texas

bjordan@fbgtx.org

RE: Z-2001 and Z-2002: Proposed zoning change and conditional use permit for
521 Friendship lane

Dear Brian,

Thank you for the site plan review, we received your comments dated 01.17.20 and have listed a written response to each for the above-mentioned project. Each item is numbered and listed to coordinate with the review comment.

Item Response:

1. Z-200 I will require an amendment to the Land Use Plan from Low Density Residential to Commercial. Amend the application and fees.

The application has been revised to add *Application for Land Use Change*. The applicable fee for this addition shall be paid by check.

2. Provide a detailed description of the proposed Indoor Sports and Recreation Facility, and the proposed Limited Restaurant.

Fredericksburg Climbing Facility - An indoor recreation center with sport climbing (with ropes on 45 ft tall manufactured climbing walls), bouldering (18 ft tall walls) with 18-inch-thick specialized padded flooring, a yoga studio, weights and cardio area, cafe, fitness classes, small retail area, and an outdoor area green space and splash pad. We envision the place becoming a social hub to foster community and health via fun activities.

Restaurant Limited - a simple and quality environment with fresh homemade foods such as pizzas, burgers, tacos, salads, rice bowls, etc. Would have an outdoor seating area with big playground for kids to be entertained so parents can watch while eating. Would also serve beer on tap and have a spot for live indoor music. Examples of similar environment/style: Pint and Plow in Kerrville.

3. Provide a response to each of the Review and Evaluation Criteria stated in Section 5.460 of the Zoning Ordinance.

See attached document responding to Conditional Use Permit Review and Evaluation Criteria.



January 20, 2020

Mr. Brian Jordan, AICP
Director of Development
City of Fredericksburg, Texas

bjordan@fbgtx.org

RE: Z-2001 and Z-2002:
Proposed zoning change and conditional use permit for
521 Friendship lane

Dear Brian,

Below is our response to the Conditional Use Permit Review and Evaluation Criteria as outlined in section 5.460 of the Zoning Ordinance.

Conformance with applicable regulations and standards established by the Zoning Regulations.

The proposed uses are in conformance with the established regulation and standards of the zoning ordinance. Indoor recreational facility is allowed by conditional use, restaurant- limited, professional office and residential are principal permitted uses.

Compatibility with existing or permitted uses on abutting sites, in terms of building height, bulk and scale, setbacks and open spaces, landscaping and site development, access and circulation features

The proposed uses on site are compatible with abutting sites. Building height, setbacks, landscape, site access and circulation shall be designed in compliance with the zoning ordinance.

Potentially unfavorable affects or impacts on other existing or permitted uses on abutting sites, to the extent such impacts exceed those which reasonably may result from use of the site for a permitted use

None

Modifications (including variance from property development regulations) to the site plan which would result in increased compatibility, would mitigate potentially unfavorable impacts, would be necessary to conform to applicable regulations and standards and would protect the public health, safety, morals and general welfare.

Rezone the site from R-1 to C-1.5: This modification will allow the site to have an increased compatibility of uses. The proposed rezoning to C-1.5 will allow for compatible uses that are in harmony with the surrounding properties.

Change the land use from low density residential to medium commercial: This modification will allow for a multi use development that will improve the site and be compatible with adjacent properties.

Conditional Use for an Indoor Sports and Recreational Facility: This use is permitted subject to a conditional use permit. The use shall provide a community focused recreation facility.

Safety and convenience of vehicular and pedestrian circulation in the vicinity, including traffic reasonably expected to be generated by the proposed use and other uses reasonable and anticipated in the area; existing zoning and land uses in the area.

The site has vehicle access from Friendship Lane on the north. The proposed uses on site are anticipated to operate with compatible operating hours. Traffic use is anticipated to be reasonable for similar developments. The site is adequate to accommodate the required parking, vehicle circulation and pedestrian circulation.

Protection of persons and property from erosion, flood or water damage, fire, noise, glare and similar hazards and impacts.

The site shall be designed with proposed drainage retention, landscaping and erosion control to prevent adverse impact.

Location, lighting, and type of signs; the relation of signs to traffic control and adverse effect of signs on adjacent properties.

Site and building lighting shall comply with City of Fredericksburg requirements. Signage shall comply with City of Fredericksburg signage ordinance.

Adequacy and convenience of off-street parking and loading facilities

All off street parking shall meet with City of Fredericksburg standards

Determination that the proposed use is in accordance with the objectives of these Zoning Regulations and the purposes of the zone in which the site is located.

Proposed use and site plan requests are in accordance with the zoning regulations.

Determination that the proposed use will comply with each of the applicable provisions of these Zoning Regulations.

Proposed use and site plan requests are in accordance with the zoning regulations.

Determination that the proposed use and site development, together with any modifications applicable thereto, will be compatible with existing or permitted uses in the vicinity.

Proposed use and site plan requests are compatible with the adjacent uses in the vicinity.

Determination that any conditions applicable to approval are the minimum necessary to minimize potentially unfavorable impacts on nearby uses and to ensure compatibility of the proposed use with existing or permitted uses in the same district and the surrounding area.

The design of the site plan, including the locations of the buildings to fit within existing trees, the proposed use of an indoor recreational facility, a limited restaurant, business office and residential, along with the integration of the landscape with vehicle circulation and parking provide for a development with favorable impact on properties in the vicinity.

Determination that the proposed use, together with the conditions applicable thereto, will not be detrimental to the public health, safety, or welfare or materially injurious to properties or improvements in the vicinity.

The proposed use of the site shall not be detrimental to the public health, safety, or welfare to properties in the vicinity.

VINAY PATEL
109 E. 15TH STREET
SHAMROCK, TEXAS 79079

LEGAL DESCRIPTION
LOT 1: G E CO #22 (1 ACRE LOT)
LOT 2: G E CO #22 (9 ACRE LOT)

CURRENTLY ZONED:	R-1 SINGLE FAMILY RESIDENTIAL
PROPOSED CHANGE IN ZONING:	C1.5 - MEDIUM COMMERCIAL
PROPOSED USE:	INDOOR RECREATION (CONDITIONAL USE) OFFICE, LIMITED RESTAURANT & SINGLE FAMILY RESIDENTIAL

MIN. ALLOWABLE LOT AREA:	7,500 SQ FT
TOTAL LOT AREA:	435,600 SQ FT (10 ACRES)

FRONT YARD:	20 FT
STREET SIDE YARD:	20 FT
INTERIOR SIDE YARD:	5 FT
REAR SIDE YARD:	10 FT

MAX. ALLOWABLE BUILDING COVERAGE: 60 % OF LOT AREA
TOTAL PROPOSED BUILDING COVERAGE: 12% OF LOT (51,500 SQFT)

MAX ALLOWABLE IMPERVIOUS COVERAGE	75 % OF LOT AREA
PROPOSED IMPERVIOUS COVERAGE:	26 % (112,544 SQFT)

PERVIOUS COVERAGE:	60%		
PAVERS		PAVERS	31,268 SQFT
LANDSCAPE AREA		LANDSCAPE AREA	227,479 SQFT

MAXIMUM ALLOWABLE BUILDING HEIGHT: 3 STORIES - 30' - 0"
MAXIMUM PROPOSED BUILDING HEIGHT: 3 STORIES

INDOOR RECREATION 1 SPACE PER 400 SQFT
17,000 SQFT / 400 = 43 SPACES

RESTAURANT LIMITED DINING: $3,000 \text{ SQFT} / 15 \text{ OCC} = 200 \text{ OCCUPANTS}$
 $200 \text{ OCC} / 4 = 50 \text{ SPACES}$

BUSINESS OFFICE 1 SPACE PER 400 SQFT
20,000 SQFT / 400 = 50 SPACES

SINGLE FAMILY RESIDENTIAL 2 SPACES PER DWELLING UNIT
14 DWELLING UNIT = 28 SPACES

TOTAL REQ. PARKING	171 TOTAL SPACES
TOTAL SPACES PROVIDED	190 TOTAL SPACES
ADA PARKING REQ.	ADA PARKING SHALL BE LOCATED AT EACH PARKING AREA AS REQUIRED BY 2012 T&S

INTERIOR LANDSCAPING REQUIRED: = 244 SF

INTERIOR LANDSCAPING PROVIDED. = 2.749 SF

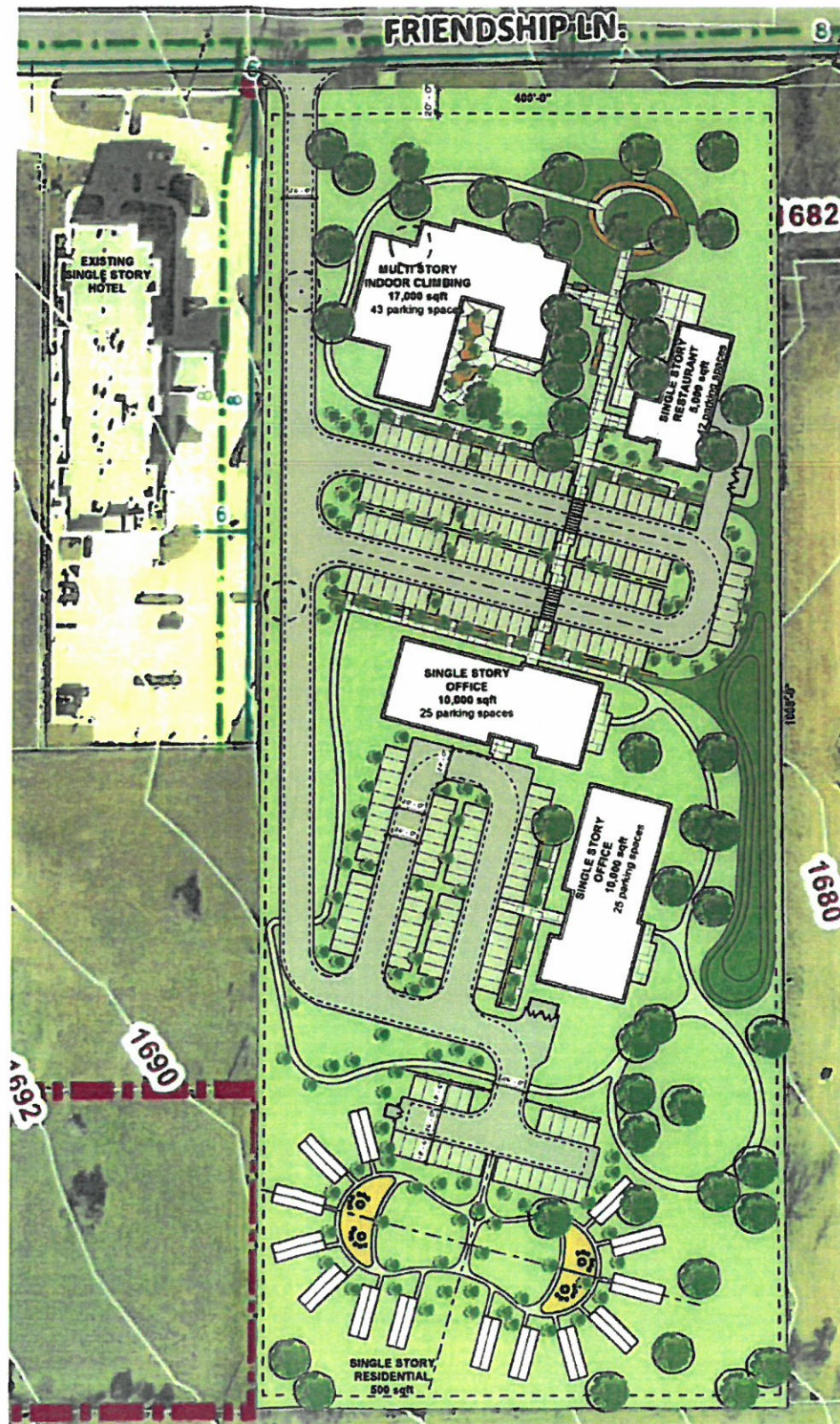


SCALE: 1/16" = 1'-0"



LOCATION MAP

SCALE: 1/8" = 1'-0"



01 SITE PLAN CUP

SCALE: 1" = 50'-0"

CONTRACTOR IS TO REMOVE ALL
EXISTING TREES PRIOR TO
CONSTRUCTION

☐ ☐ ☐ ☐ ☐

 POINTING UP? STEEL ROD

 ELECTRIC METER

 AIR FAN FILTER
 NEW INTERIOR LIGHT
 FLOOR
 FLOOR AND WALL TACKLING
 FLOOR AND WALL TACKLING
 FLOOR AND WALL TACKLING
 FLOOR AND WALL TACKLING
 FLOOR AND WALL TACKLING

mustard
DESIGN

200 S Llane Street, Suite B
Fredericksburg, Texas 78524
830.697.7024

JON
PANKRATZ
ARCHITECT

CLIMB FBG

ADDRESS
FREDERICKSBURG, TX 78624

REVISIONS	
NO.	DATE



SITE PLAN

Drumh. 1998

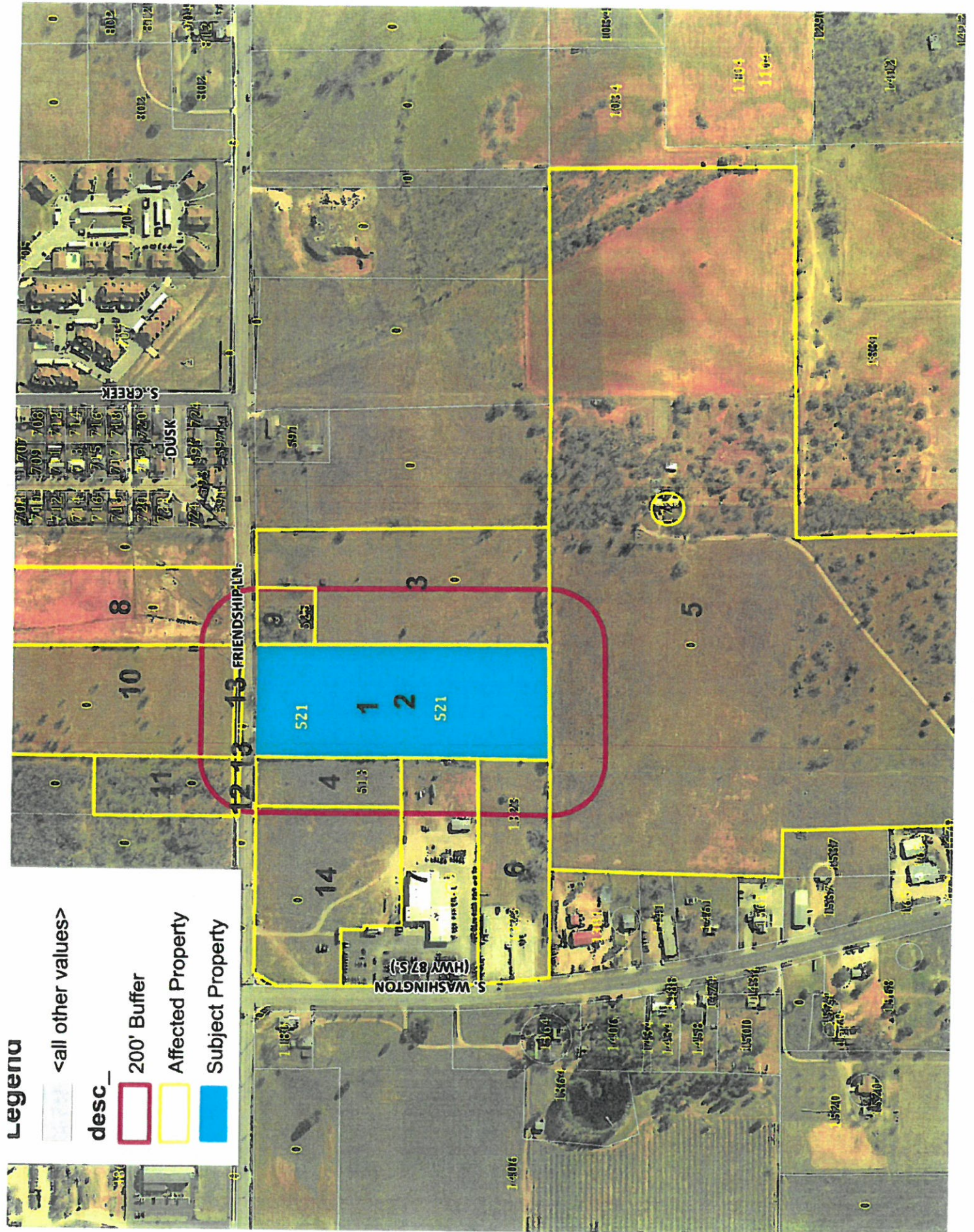
Checked By	Check
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Approved By	Approved
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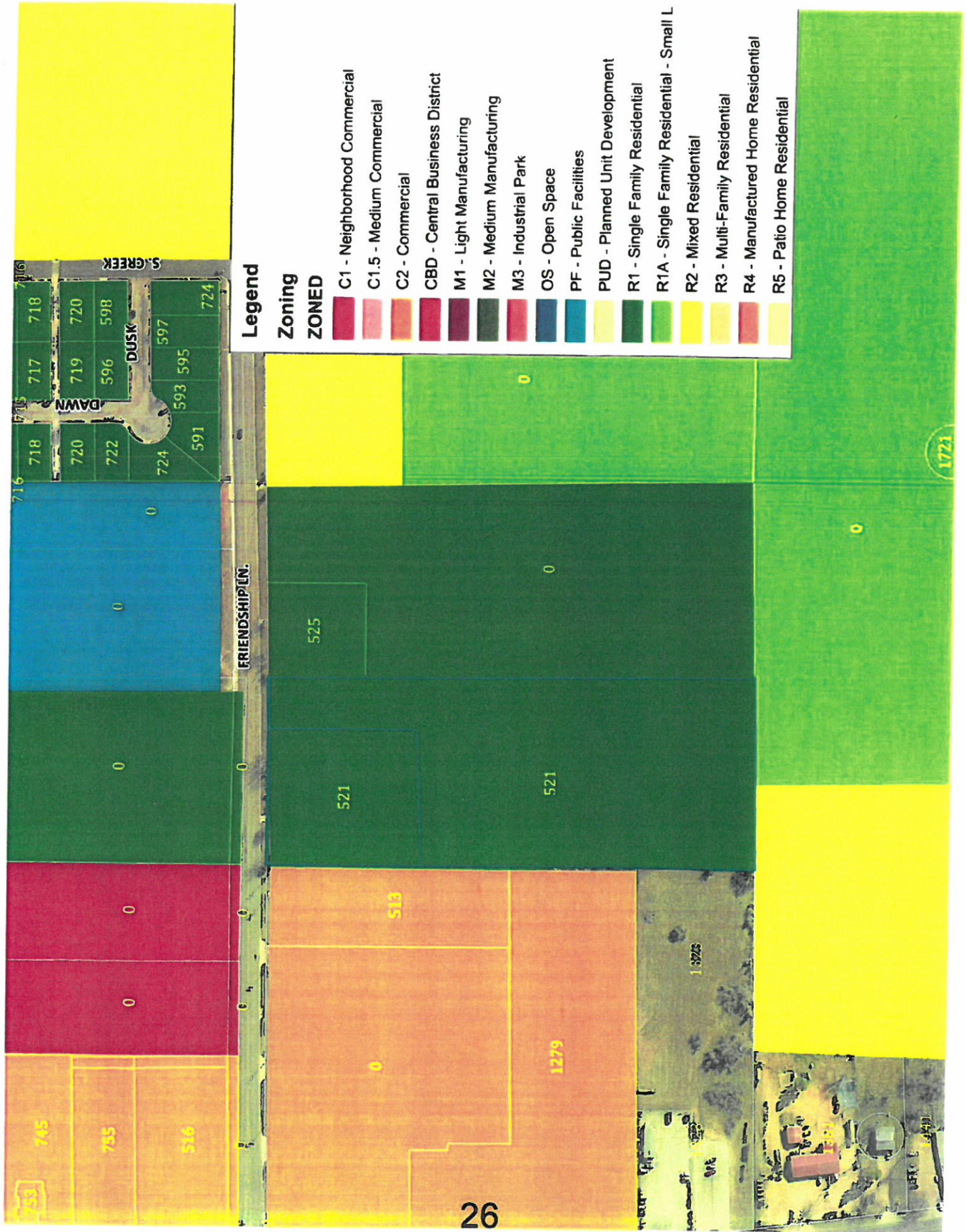
Project No. 19

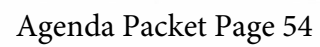
Original Issue Date 01/08/

A-001



Letter	Owner	Address
1	VINAY PATEL	109 E 15TH ST SHAMROCK, TX 79079-1605
2	VINAY PATEL	109 E 15TH ST SHAMROCK, TX 79079-1605
3	CATCLAW VENTURES LLC	157 COUNTRY CREEK LN FREDERICKSBURG, TX 78624
4	NEW FREDERICKSBURG PROPERTIES INC	109 E 15TH ST SHAMROCK, TX 79079-1605
5	DALE CRENNWELGE	P.O. BOX 717 COMFORT, TX 78013-0717
6	GENERAL TELEPHONE SW INC	401 MERRITT 7 NORWALK, CT 06851-1000
7	MCLANE GROUP PROPERTIES LLC	P.O. BOX 549 FREDERICKSBURG, TX 78624
8	CITY OF FREDERICKSBURG	126 W. MAIN FREDERICKSBURG, TX 78624
9	CATCLAW VENTURES LLC	157 COUNTRY CREEK LN FREDERICKSBURG, TX 78624
10	CITY OF FREDERICKSBURG	126 W. MAIN FREDERICKSBURG, TX 78624
11	JUDY VORDENBAUM	232 KEIDEL LN FREDERICKSBURG, TX 78624
12	CITY OF FREDERICKSBURG	126 W. MAIN FREDERICKSBURG, TX 78624
13	CITY OF FREDERICKSBURG	126 W. MAIN FREDERICKSBURG, TX 78624
14	MCLANE GROUP PROPERTIES LLC	P.O. BOX 549 FREDERICKSBURG, TX 78624
Z-2001/2002 - 521 Friendship Lane		





ORDINANCE NO. 2020-05

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FREDERICKSBURG, TEXAS, ADOPTING A CHANGE IN THE COMPREHENSIVE PLAN OF THE CITY OF FREDERICKSBURG; SPECIFICALLY IN THE LAND USE MAP AND COMPREHENSIVE PLAN AS TO ALL OF GERMAN EMIGRATION COMPANY OUTLOT NO. 22, AS RECORDED IN THE DEED RECORDS OF GILLESPIE COUNTY, TEXAS, SITUATED IN THE CITY OF FREDERICKSBURG, TEXAS; CHANGING SAID PROPERTY FROM LOW DENSITY RESIDENTIAL TO COMMERCIAL; PROVIDING THAT THE CHANGE BECOME A PART OF THE COMPREHENSIVE PLAN AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, upon adoption of the Comprehensive Plan for the City of Fredericksburg, the City Council recognized, as is required by such Plan, that such Plan is not static but must be re-evaluated in terms of physical, environmental, social, economic and public value factors which have occurred since the adoption of the Plan; and

WHEREAS, the Planning and Zoning Commission of the City of Fredericksburg has re-evaluated such Plan and has recommended that such Plan be changed, and that the Land Use Plan be amended to reflect such changes in land use; and

WHEREAS, public hearings before the Planning and Zoning Commission and the City Council have been duly noticed and held regarding such proposed change as required by the City of Fredericksburg Zoning Ordinance; and

WHEREAS, the City Council has specifically found, following the public hearing, that such change is consistent with the objectives of the Comprehensive Plan of the City of Fredericksburg and that it would be in the best interests of the public that such change be made.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FREDERICKSBURG, TEXAS:

Section 1. That the Comprehensive Plan of the City of Fredericksburg is hereby amended to incorporate the certain change to the Land Use Plan as follows:

All of those certain lots, tracts or parcels of land situated in the City of Fredericksburg, Gillespie County, Texas, BEING all of Outlot No. 22, as said Outlot is shown on the map or plat of Fredericksburg, Texas and Environs by the German Emigration Company, in the Deed Records of Gillespie County, Texas, said tract being more particularly shown and designated on the map attached hereto as Exhibit "A", is hereby designated as Commercial.

Section 2. That all references in City of Fredericksburg Code of Ordinances to the Comprehensive Plan or to the Land Use Map shall henceforth refer to such as are amended hereby.

Section 3. That this Ordinance shall take effect upon the date of its passage.

PASSED AND APPROVED on this the ____ day of _____, 20____.

Linda Langerhans, Mayor
City of Fredericksburg, Texas

ATTEST:

Shelley Goodwin, City Secretary, TRMC

APPROVED AS TO FORM:

Daniel Jones, City Attorney

ORDINANCE NO. 2020-06

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FREDERICKSBURG, TEXAS, AMENDING THE ZONING ORDINANCE OF THE CITY AND CHANGING THE ZONING DISTRICT AS TO ALL OF GERMAN EMIGRATION COMPANY OUTLOT NO. 22, AS RECORDED IN THE DEED RECORDS OF GILLESPIE COUNTY, TEXAS, SITUATED IN THE CITY OF FREDERICKSBURG, TEXAS; CHANGING SAID PROPERTY FROM R-1 SINGLE FAMILY RESIDENTIAL TO C-1.5 MEDIUM COMMERCIAL; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, an Application for Rezoning has been submitted by the owners of property located within the City of Fredericksburg, Texas, to change the present zoning district of said property, from R-1 Single Family Residential to C-1.5 Medium Commercial; and

WHEREAS, public hearings before the Planning and Zoning Commission and the City Council of the City of Fredericksburg have been duly noticed and held regarding such application, as required by the City of Fredericksburg Zoning Ordinance; and

WHEREAS, the Planning and Zoning Commission has determined that such zoning change is in conformity with the uses established by the Comprehensive Land Use Plan of the City of Fredericksburg and is consistent with the objectives of the City of Fredericksburg Zoning Ordinance, and has recommended to the City Council of the City of Fredericksburg, based upon positive findings under the review and evaluation criteria established by such ordinance, that the rezoning be enacted; and

WHEREAS, the City Council has specifically found, following public hearing, that such change is consistent with the objectives of the City of Fredericksburg Zoning Ordinance and Comprehensive Land Use Plan of the City of Fredericksburg and there has not been a protest against rezoning signed by owners of twenty per cent (20%) or more either of the area of the property included in the zoning request, or of the area of the property immediately adjoining the same and extending two hundred feet (200') therefrom.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FREDERICKSBURG, TEXAS:

Section 1. That the zoning ordinance of the City of Fredericksburg is hereby amended to incorporate the certain change in zoning district as follows:

All of those certain lots, tracts or parcels of land situated in the City of Fredericksburg, Gillespie County, Texas, BEING all of Outlot No. 22, as said Outlot is shown on the map or plat of Fredericksburg, Texas and Environs by the German Emigration Company, in the Deed

Records of Gillespie County, Texas, said tract being more particularly shown and designated on the map attached hereto as Exhibit "A", is hereby rezoned and designated as C-1.5 Medium Commercial.

Section 2. That all references in City of Fredericksburg Code of Ordinances to the Zoning Ordinance shall henceforth refer to such as is amended hereby.

Section 3. That this Ordinance shall take effect upon the date of its passage.

PASSED AND APPROVED on this the ____ day of _____, 20____.

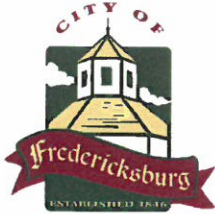
Linda Langerhans, Mayor
City of Fredericksburg, Texas

ATTEST:

Shelley Goodwin, City Secretary, TRMC

APPROVED AS TO FORM:

Daniel Jones, City Attorney



CITY COUNCIL MEMO

DATE: February 10, 2020

TO: Mayor and City Council

FROM: Shelley Goodwin, City Secretary

SUBJECT: Resolution amending the Order calling the May 2, 2020 General Election.

Summary:

The City Council Ordered the May 2, 2020, General Election at the February 3rd Meeting. At the same meeting the City Council voted to not contract for Election Services, which requires a Resolution be adopted.

Recommendation:

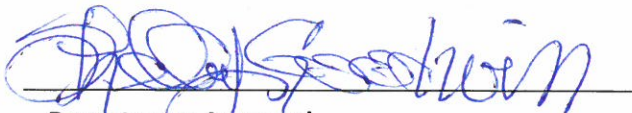
Staff recommends the approval of Resolution 2020-04R.

Background / Analysis:

The Resolution provides for the appointment of Presiding Judges and Alternate Presiding Judges, as well as adding provisions for conducting the Election.

Attachments:

Resolution 2020-04R



Department Approval



City Manager Approval



City Attorney Approval

RESOLUTION 2020- 04R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FREDERICKSBURG, TEXAS, AMENDING THE TO ORDER ADOPTED ON FEBRUARY 3, 2020, ORDERING A GENERAL ELECTION ON MAY 2, 2020 FOR THE PURPOSE OF ELECTING A MAYOR AND TWO (2) CITY COUNCILMEMBERS TO CITY COUNCIL; ADDING THE PROVISIONS FOR THE CONDUCT OF SUCH ELECTION AND RESOLVING OTHER MATTERS RELATED TO THE CONDUCT OF SUCH ELECTION

WHEREAS, State Law has established the first Saturday in May as a uniformed election day for municipal elections; and

WHEREAS, on February 3, 2020, the City Council previously ordered a General Election for May 2, 2020 for the purpose of electing a Mayor and two (2) Councilmembers; and

WHEREAS, by this Resolution, it is the intention of the City Council to designate Presiding Judges and Alternate Judges for Election Date, Early Ballot Board and Central Council. This Resolution also establishes and sets forth procedures for conducting the election.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FREDERICKSBURG, TEXAS;

Section One - Order of Election. The May 2, 2020, General Election was previously Ordered on February 3, 2020 in order to meet the deadlines set out in the Election Code.

Section Two - Judge Appointments, Notice and Training. The City of Fredericksburg Charter Section 6.08 requires that the City Council shall appoint all Election Judges.

Early Voting	Early Voting Clerk Deputy Early Voting Clerks	Shelley Goodwin Margie Rivera Leslie Ball
Election Day	Presiding Judge Alternate Presiding Judge	Katherine Halamicek
Early Ballot Board	Presiding Judge Alternate Presiding Judge	Julia Weed Deborah Agnew
Central Count	Presiding Judge Alternate Presiding Judge	Julia Weed Deborah Agnew

The Presiding Judge and Alternate Presiding Judge shall be qualified voters of the City. The City Secretary shall, in accordance with Section 32.009 of the Election Code, deliver to the Judges and Alternate Judges notice of their appointments not later than March 20, 2020. The City Secretary in accordance with the Election Code provide training at Election Workers before April 20, 2020.

Section Three – Governing Law and Qualified Voters. The election shall be held in accordance with the Constitution of the State of Texas and the Election Code, and all resident qualified voters

of the City shall be eligible to vote at the election.

Section Four – Publication and Posting of Election. Notice of the election shall be given as required by Chapter 4 of the Election Code and the City Secretary is hereby directed and instructed to post an executed copy of this Notice at City Hall and on the City website before April 12, 2020. The City Secretary must publish the Notice of Election at least once, not earlier than April 2, 2020 day or later than April 22, 2020 in said newspaper of general circulation in the City of Fredericksburg. All said notices shall be publish in both English and Spanish. The City Secretary is also instructed to place an Election Notice at the poll sites and at the closest four Countywide Polling Place locations.

Section Five – Additional Required Notices. The City Secretary shall deliver notice of its election to Voter Registrar, County Clerk and Elections Administrator not later than March 3, 2020. The City Secretary is required to provide the Election Administrator with the City website link to the City Election page and the City Secretary must meet the requirement of posting daily early voting roster as required in HB 1850 (2019).

Section Six - Delivery of Returns. In accordance with the Election Code, immediately after the closing of the polls and counting on the day of the election, the City Secretary shall deliver the unofficial tabulations to the Mayor, City Council and City Manager of the City of Fredericksburg.

Section Seven – Finalizing the Election. The Early Ballot Board will convene no later than May 11, 2020, to count any provisional ballots or any by mail ballots timely and properly received after election day. The City Secretary shall post a notice 72 hours before the canvass; the official canvass period is May 5th through May 13th, 2020.

Effective Date. This resolution shall be effective upon its adoption.

PASSED AND APPROVED this day of February 2020.

Linda Langerhans
Mayor

ATTEST:

Shelley Goodwin
City Secretary



CITY COUNCIL MEMO

DATE: February 12, 2019

TO: Mayor and City Council

FROM: Steven Wetz, Chief of Police

SUBJECT: School Officer Interlocal Agreement

Summary:

Although the City of Fredericksburg Police Department and the Fredericksburg Independent School District has had a working relationship for many years, in April 2017 the two entered into an official local agreement. The agreement was for one year and has not been updated since. The agreement includes responsibilities for each entity, supervision of Officers assigned to the duty, and the shared cost of the program.

Recommendation:

The Fredericksburg Police Department request that the City Council allow the City Manager to negotiate and sign an agreement between the FPD and the Fisd for another 1 year term, with an option for more. It is recommended that the cost share of the program should be at a minimum of 50% or \$88,117. This would be an increase to Fisd of \$58,117.

Background / Analysis:

In 2017 the FPD and the Fisd entered into an agreement in which the Fisd would pay the City \$30,000 in august of 2017 for the 2 officers working in the SRO program. The same payment was again received in 2018 and 2019 for those same services.

In researching other departments, it was found that Boerne Police Department has 6 officers assigned to the SRO program and receive a reimbursement of 75% of the officer cost. The Kerrville Police Department has 2 officers assigned to their program and receive a reimbursement of 5/6th of the officer's cost, which is equal to 10 months. The Brenham Police Department has 3 officers assigned to their program and receives 10 months of the officer's salaries only as a reimbursement and the city of Brenham covers the officer's benefits.

At this time the FPD cost for the two officers we have assigned to our program is \$127,171 in salaries and \$48,518 in benefit cost for a total officer cost of \$176,235.

A 50% cost share would be \$88,117 for each entity. A 10-month cost share for Fisd would be \$146,862 for all cost and \$105,975 for salaries only.

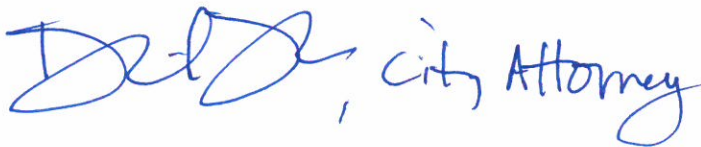
Attachments:



Department Approval



City Manager Approval



City Attorney

SCHOOL RESOURCE OFFICER INTERLOCAL AGREEMENT

THIS INTERLOCAL AGREEMENT is hereby made and entered into by and between the **CITY OF FREDERICKSBURG, TEXAS**, (hereinafter "City"), and the **FREDERICKSBURG INDEPENDENT SCHOOL DISTRICT**, (hereinafter "FISD") each acting by and through its duly authorized agents (referred to collectively as the "Parties").

WHEREAS, Chapter 791 of the **TEXAS GOVERNMENT CODE**, also known as the **INTERLOCAL COOPERATION ACT**, authorizes all local governments to contract with each other to provide a governmental function or service that each party to the contract is authorized to perform individually and in which the contracting parties are mutually interested; and

WHEREAS, the Parties have sufficient funds available from current revenues to perform the functions contemplated by this agreement; and

WHEREAS, the City has established a School Resource Officer Program ("SRO Program"), with law enforcement officers from Fredericksburg Police Department (hereinafter "FPD") and

WHEREAS, the Parties recognize the outstanding benefits of the SRO Program to the citizens of the City and to the students of FISD; and

WHEREAS, it is in the best interest of the Parties and the citizens of the City and students of FISD to continue the SRO Program.

NOW, THEREFORE IN CONSIDERATION of the recitals and mutual covenants made herein by the City and FISD to be respectively kept and performed, the Parties hereby mutually agree as follows:

ARTICLE I **DEFINITIONS**

The following terms shall have the following meanings when used in this Agreement:

1. The term "Chief of Police" means the Chief of Police of the City of Fredericksburg. This term also applies to any person designated by the Chief of Police to act on their behalf in regards to this Agreement.
2. The term "School Superintendent" means the School Superintendent of FISD. This term also applies to any person designated by the Superintendent to act on their behalf in regards to this Agreement.
3. The term "Law Enforcement Officer" means any City of Fredericksburg Peace Officer who has been commissioned under the laws of this state.

4. The term “Law Enforcement Duties” means any duties performed by any Law Enforcement Officer.

5. The terms “School Resource Officer” and “SRO” means any Law Enforcement Officer who works with and aids the administration and student bodies of any FISD School, and or a Center for Alternative Learning as part of the SRO Program.

ARTICLE II

MISSION AND PURPOSE

1. The mission of the SRO program is the reduction and prevention of school-related violence and crime committed by juveniles and young adults through proper enforcement. The reduction of the fear of crime on school campuses through building effective partnerships with the faculty and students of FISD.

2. SRO’s will serve as a positive role model to instill in students good moral standards, good judgment, and respect for students. SRO’s will promote citizen awareness of the law to enable students to become better informed and effective citizens, while empowering students with the knowledge of law enforcement efforts and obligations regarding enforcement as well as consequences for violations of the law.

ARTICLE III

TERM AND TERMINATION

1. The term of this agreement is for one (1) year. The Parties agree to allow Law Enforcement Officers to perform Law Enforcement duties at any one of the FISD locations at any time.

2. Any Party to this agreement may terminate this agreement at any time, upon delivery of written notice to the other Party.

ARTICLE IV

SCHOOL ASSIGNMENTS

1. The Chief of Police shall assign an SRO to the following school campuses during Fall and Spring Semesters, subject to adequate FPD staffing as determined by the Chief of Police.

a. One (1) SRO at Fredericksburg High School to primarily provide a law enforcement presence, a problem-solver, and provide positive police- student relations. The SRO may at times provide special instruction to students as designated by the Chief of Police and the Superintendent. This SRO will split time at other FISD locations.

b. One (1) SRO at Fredericksburg Middle School to primarily provide a law enforcement presence, a problem-solver, and provide positive police- student relations. The SRO may at times provide special instruction to students as designated by the Chief of Police and the Superintendent. This SRO will split time at other FISD locations.

2. After receiving significant input from the campus principals who will be working with the School Resource Officer ILA

SROs, the Chief of Police and Superintendent will determine the amount of time any SRO spends at anyone particular school campus. It is understood and agreed that the SROs may need to be temporarily assigned to non-FISD related Law Enforcement Duties in the case of an emergency or FPD staffing shortages.

ARTICLE V
SCHOOL RESOURCE OFFICER DUTIES AND RESPONSIBILITIES

1. Administrative Duties

a. The day-to-day operation and administrative control of the SRO Program will be the responsibility of the FPD. Responsibility for the conduct of SRO personnel, both personally and professionally, shall remain with the FPD. The FPD will assign supervisory personnel to oversee the program. SROs shall remain employees of the FPD and shall not be employees of the FISD.

b. All acts of Law Enforcement performance shall conform to the guidelines of the FPD's Policy and Procedure Manual.

c. SROs will not enforce school rules or policy. SROs are not school disciplinarians and will not assume that role. However, if a principal or other FISD staff believes an incident involves a violation of the law, said principal or FISD staff member may contact the SRO and the SRO will determine whether law enforcement action is appropriate.

2. Regular Hours, Vacation, Personal Leave, and Training Responsibilities

a. The SRO hours and days of work at any FISD campus are to be considered flexible and may be changed to meet the needs of the FPD or at the direction of the Chief of Police.

b. Prior to taking any personal leave time, the school principal will be made aware of the SROs planned absence. Each SRO will comply with the FPD leave policy.

c. When a Law Enforcement Officer is needed on an FISD campus at times when the SRO or other officer is not present on campus, FISD personnel may call the FPD for assistance by another Law Enforcement Officer.

d. SROs are subject to the same current FPD policies and procedures as all other FPD officers, including attendance at all mandated training and testing to maintain state peace officer licensing and certification. This training and certification takes place throughout the year and may necessitate the temporary absence of the SRO from his or her assigned campus.

3. Law Enforcement Duties

The SRO shall:

a. Assist FISD in maintaining lawful order on school property while in full FPD uniform at all times or other apparel approved by the FPD.

- b. Enforce the laws of the State of Texas and City Ordinances of Fredericksburg and protect the students, teachers, staff, and public against criminal activity.
- c. Take enforcement action on criminal matters according to FPD policy. As soon as practical, the SRO shall make the principal of the school aware of such action. At the principal's request, the SRO shall take appropriate law enforcement action against intruders and unwanted guests who may appear at the school and at school functions, to the extent that the SRO may do so under the authority of law.
- d. Gather information regarding potential problems such as gang activity, criminal activity, and student unrest and handle initial police reports of crimes committed on campus.
- e. Coordinate investigative procedures between police and school administrators that follow FPD Policy.

4. Educational and Counseling Duties and Responsibilities

Each SRO shall:

- a. Provide informational programs for FISD staff, students, and parents on a variety of topics including, but not limited to issues related to alcohol and other drugs, criminal law, violence, gangs, safety and security.
- b. Assist in classroom instruction on Criminal Justice education, to include training and for high school level police competitions.
- c. Refer students and their families to the appropriate agencies for assistance when the need is determined.
- d. Maintain good communication between FPD and FISD administration, principals, and staff.
- e. Not replace any school counselor nor are they to conduct or offer any formal psychological testing or counseling.
- f. Give advice, as determined by the SRO, to help resolve issues between students that involve matters that may result in a criminal violation, disturbances, and disruptions.
- g. Not go to the home of a student unless accompanied by another FPD officer or FISD school administrator. When a visit is warranted, it should be reported to the SRO supervisor as soon as practical along with proper documentation.

ARTICLE VI
SELECTION, TRANSFER AND REMOVAL OF SRO

1. The FPD will maintain the responsibility, while receiving input from the Fisd, for the recruitment and overall evaluation of the SROs.
2. An SRO may request to transfer to another school if the request meets the approval of the principals of each affected school and the Chief of Police or his appointed designee.
3. If the Fisd is dissatisfied with the performance of any SRO, Fisd must notify the Chief of Police who will attempt to resolve the issue to the satisfaction of both Fisd and FPD before the SRO is replaced.
4. The FPD may take appropriate corrective or disciplinary action regarding any allegation of misconduct on the part of a SRO in accordance with FPD policy and procedures.
5. The Chief of Police or his appointed designee may dismiss or reassign a SRO when it is in the best interest of the City, FPD, or Fisd.

In the event of a resignation, retirement, dismissal, or reassignment of an SRO, or in case of long-term absences by an SRO, FPD will provide a temporary replacement for the SRO position as soon as possible of receiving notice of such an absence.

ARTICLE VII
RESPONSIBILITIES

1. Fisd Responsibility

- a) Fisd will provide the SRO with a portable two-way radio to enable SROs to communicate directly with the school administration.
- b) Fisd will provide the SROs with access to an office that allows for security and privacy. The office must include, but is not limited to, a telephone, desk, chair, filing cabinet which can be properly locked and secured, and computer.
- c) Fisd will provide an opportunity for SROs to address Fisd teachers and Fisd school administrators about the SRO program's goals, objectives, school security issues and criminal justice problems relating to staff and students during in-service workdays.
- d) Fisd will pay for any travel expenses required by the SRO for Fisd related school functions.

2. Police Responsibility

- a. The FPD will issue all police related equipment to the SRO in the same manner as all other FPD officers.

- b. The City will pay for all Police Training and travel that is required of the SRO for normal Law Enforcement Duties.

ARTICLE VIII

SALARY AND BENEFITS OF SRO

1. FISD agrees to pay the City 50% of the City's actual salary and benefits cost for each SRO assigned to the school, to be paid on August 1st of each year, which the parties hereto agree fairly compensates the performing party for the services or functions performed under this contract, and which compensation must be made from the current revenues of the FISD.
2. FISD shall additionally pay all expenses related to off-duty security performed by FPD personnel, including those off-duty securities performed by SROs.
3. The City will invoice FISD at the beginning of each month for any costs associated with extra security duties performed by FPD.
4. The costs for the SRO's Certification Pay, Longevity Pay, Uniforms, and equipment, will be paid by the City.
5. The City will be responsible for costs of any City Insurance plans provided to the SRO.

ARTICLE IX

MISCELLANEOUS TERMS

1. **Interlocal Cooperation Act.** The Parties expressly acknowledge that each Party to this agreement is a local government as that term is defined in the Interlocal Cooperation Act. Nothing in this Agreement will be construed as a waiver or relinquished by either Party of its right to claim such exemptions, privileges and immunities as may be provided by law.
2. **Amendment.** The terms and conditions of this agreement may be amended upon mutual consent of all Parties. Mutual consent will be demonstrated by approval of each governing body of each Party hereto. No amendment to this agreement shall be effective and binding unless and until it is reduced to writing and signed by duly authorized representatives of all Parties.
3. **Effective.** This agreement shall become effective immediately upon execution by all Parties and shall continue in effect until terminated as provided herein.
4. **Indemnification.** Subject to the limitations as to damages and liability under the Texas Tort Claims Act, and without waiving its governmental immunity, each Party to this agreement agrees to hold harmless each other, its governing board, officers, agents, and employees for any liability, loss, damages, claims, or causes of action caused, or asserted to be caused, directly or indirectly by any other Party to this agreement, or any of its officers, agents or employees as a result of its performance under this agreement, to the extent allowed by Texas law.

5. **Consent to Suit.** Nothing in this agreement will be construed as a waiver or relinquishment by any Party of its right to claim such exemptions, privileges and immunities as may be provided by law.

6. **Invalidity.** If any provision of this agreement shall be held invalid, illegal, or unenforceable by a court or other tribunal of competent jurisdiction, the validity, legality and enforceability of the remaining provisions shall not in any way be affected or impaired thereby. The Parties shall use their best efforts to replace the respective provision or provisions of the agreement with legal terms and conditions approximating the original intent of the Parties.

7. **Notices.** Any notices, approval, consent, or communications by one Party to another must be in writing and be personally delivered or sent by registered or certified United States Mail, properly addressed to the respective Parties as follows:

City of Fredericksburg:

City Manager Kent Myers
123 West Main
Fredericksburg, TX 78624

Additional Contact Information:

Tel: (830) 997-7585

FISD:

Superintendent Jeff Brasher
234 Friendship Lane
Fredericksburg, TX 78624

Tel: (830) 997-9551

8. **Entire Agreement.** It is understood that this agreement contains the entire agreement between the parties and supersedes any and all prior agreements, arrangements, or understandings between the Parties relating to the subject matter. No oral understandings, statements, promises, or inducements contrary to the terms of this agreement exist. This agreement cannot be changed or terminated orally. No verbal agreement or conversation with any officer, agent, or employee of any Party before or after the execution of this agreement shall affect or modify any of the terms or obligations hereunder.

9. **Texas Law.** This agreement has been made under and shall be governed by the laws of the State of Texas.

10. **Venue.** Performance and all matters related thereto shall be in Gillespie County, Texas, United States of America.

11. **Authority to Contract.** Each Party has the full power and authority to enter into and perform this agreement and the person signing this agreement on behalf of each Party has been properly authorized and empowered to enter into this agreement. The persons executing this agreement hereby represent that they have authorization to sign on behalf of their respective Governmental Bodies. Each party paying for the performance of governmental functions or services under this Agreement must make those payments from current revenues available to the paying party.

12. **Waiver.** Failure of any Party, at any time, to enforce the provision of this agreement, shall in no way constitute a waiver of that provision, nor in any way affect the validity of this agreement, any part hereof, or the right of either Party thereafter to enforce each and every provision hereof.

No term of this agreement shall be deemed waived or breach excused unless the waiver shall be in writing and signed by the party claimed to have waived. Furthermore, any consent to or waiver of a breach will not constitute consent to or waiver of or excuse of any other different or subsequent breach.

13. Agreement Read. The Parties acknowledge that they have read, understand, and intend to be bound by the terms and conditions of this agreement.

14. Assignment. This agreement and the rights and obligations contained herein may not be assigned by any Party without prior written approval of the other Party to this agreement.

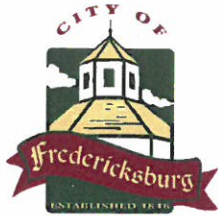
15. Multiple Originals. It is understood and agreed that this agreement may be executed in a number of identical counterparts, each of which shall be deemed an original for all purposes.

**FREDERICKSBURG INDEPENDENT
SCHOOL DISTRICT**

CITY OF FREDERICKSBURG

By: _____
FISD Superintendent
Date: _____

By: _____
City Manager
Date: _____



CITY COUNCIL MEMO

DATE: February 12, 2020
TO: Mayor and City Council
FROM: Kent Myers, City Manager
SUBJECT: City Manager 2020 Performance Goals

Summary:

Every year the City Council formally approves the performance goals for the City Manager.

Recommendation:

Following discussion and any final changes, it is recommended that the Council approve my 2020 performance goals.

Background / Analysis:

Over the past several weeks the City Council has provided input on my performance goals for the coming year. The attached listing of goals is included based upon this input. This listing is also in priority order based upon the feedback from the City Council.

Attachments:

City Manager 2020 Performance Goals


Department Approval


City Manager Approval



City Attorney Approval

City of Fredericksburg
City Manager Performance Goals
2020

1. Enhance communications with City Council to keep members informed and to avoid any surprises.
2. Implement steps for dealing with financial challenges as part of the annual budget process.
3. Implement Council's recommendations for major roadway improvements.
4. Continue to be prepared for future growth by preparing and implementing long-range plans.
5. Improve the handling of STR permits, inspections and enforcement of STR regulations.
6. Continue to work with individuals and organizations to fund and develop the Sports Park.
7. Continue to implement annexation plan previously approved by the City Council.
8. Monitor performance of City departments to ensure adherence to the City mission statement and core values including customer services.
9. Continue to develop options for addressing affordable housing issues.



CITY COUNCIL MEMO

DATE: February 12, 2020

TO: Mayor and City Council

FROM: Shelley Goodwin, City Secretary TMRC

SUBJECT: HOT Funding-Local Organizations

Summary:

The City Council held a Work Session on January 29th to discuss the HOT fund submitted applications.

Recommendation:

It is recommended that the City Council review the applications and ask the applicant question so that you have a clear understanding of what is being requested before you approve the HOT funding requests.

Background / Analysis:

Described in the summary.

Attachments:

Spread Sheet on HOT Fund recipients identified at the January 29, 2020 Meeting.


Department Approval


City Manager Approval

	Organization	City amount awarded 2016	City amount awarded 2017	City amount awarded 2018	City amount awarded 2019	City 2020 requested amount	% of total	City 2020 approved	% of Approved	County amount awarded 2016	County amount awarded 2017	County amount awarded 2018	County amount awarded 2019
1	Admiral Nimitz	125,000	125,000	125,000	130,000	\$130,000	21%	130,000	26%		7,500	10,000	10,000
2	Fredericksburg Food and Wine Fest					\$10,000	2%	-	0%				
3	Pedernales Creative Arts Alliance/Oktobefest					\$10,000	2%	10,000	2%				
4	Optimist-Hill Country Run	7,000	5,000	5,000	5,000	\$5,000	1%	5,000	1%	1,500	1,500	1,500	1,500
5	Friends of Gillespie County Country School	64,800	47,641	61,730	20,590	\$58,279	9%	58,279	12%	39,000	37,500	25,000	44,800
6	German Choirs of Fredericksburg	4,000	2,500	2,500	2,500	\$4,000	1%	4,000	1%				
7	July 4th Celebration	5,000	4,500	5,000	4,500	\$5,000	1%	5,000	1%				
8	Chamber-Christmas Parade	10,000	10,000	12,000	12,000	\$12,000	2%	12,000	2%	5,000	7,500	9,000	7,200
9	Mom Center				2,000	\$2,000	0%	2,000	0%				5,000
10	Fredericksburg Band Boosters-Stan Kenton Legacy Orchestra					\$4,000	1%	-	0%				
11	Fredericksburg Band Boosters-Jazz Festival					\$5,000	1%	-	0%				
12	Friday Haus					\$6,200	1%	-	0%				
13	SystemsGo	2,500	3,000	3,500	3,500	\$3,500	1%	3,500	1%				
14	Fredericksburg Music Club, Inc.				5,000	\$5,800	1%	5,800	1%				1,275
15	Tennis Assoc			3,150	2,000	\$3,600	1%	2,000	0%				
16	Fredericksburg Art Guild	4,500	4,000	4,400	4,500	\$6,100	1%	4,500	1%				
17	Pedernales Creative Arts Alliance/Oktobefest-Glockenspiel					\$50,000	8%	-	0%				
18	Boys & Girls Club-Mah Jonng			1,500	1,500	\$3,000	0%	3,000	1%	1,500			
19	Hill Country Film Society	6,500	6,500	8,000	8,000	\$8,000	1%	8,000	2%				
20	Holy Ghost Lutheran Church			1,500	1,000	\$1,000	0%	1,000	0%				
21	Fredericksburg Community Orchestras			3,000	3,000	\$3,000	0%	3,000	1%			2,000	
22	Hill Country Antiques Tractor and Engine Club, Inc.	6,000	6,000	3,000	3,000	\$3,000	0%	3,000	1%	3,000	2,250	2,000	2,000
23	Gillespie County Fair & Festivals Association, Inc	40,000	45,000	45,000	45,000	\$45,000	7%	45,000	9%	12,000	13,000	14,000	14,000
24	Die Kunstler von Fredericksburg	2,500	3,000	3,000	4,200	\$4,200	1%	4,200	1%	1,000	1,500	1,500	1,500
25	Friends of Enchanted Rock	8,000		5,000	4,500	\$2,500	0%	2,500	1%				

Future Agenda Items

City Council

March 2, 2020

Regular Meeting

City Council = Red

2nd and 16th Regular Meetings @ 6p.m.

Planning & Zoning = Green 3-4-2020 @ 5:30 p.m.

Historic Review Board = Purple 3-10-2020 @ 5:30 p.m.

Board of Adjustment = Blue 3-12-2020 @ 5:30 p.m.

City Events = Yellow

3-19-2020 Touch a Truck Event at 3 p.m.

Sun	Mon	Tues	Wed	Thur	Fri	Sat
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

Proclamation

1. American Red Cross

Consent

1. 2-11-2020 City Council Joint Meeting Minutes
2. 2-17-2020 City Council Regular Meeting Minutes

Ordinances

1. Amendment to the Parking Ordinance

Resolutions

1. Street Dept. Materials Bid Award
2. Resolution supporting Bond Funding for apartment complex proposed on Friendship Lane.

Public Hearing

1. W. Live Oaks Annexation

Approvals-Misc.

1. Amendment to the Council Procedures

Presentations, Discussions and Updates:

Executive Session

March 16, 2020 Regular Meeting

Proclamation

Consent

1. 2-28-2020 City Council Joint Meeting Minutes
2. 3-2-2020 City Council Regular Meeting Minutes

Ordinances

1. Amendment to the Parking Ordinance (possible 2nd reading)

Resolutions

Public Hearing

1. W. Live Oaks Annexation (2nd public hearing)

Approvals-Misc.

Presentations, Discussions and Updates:

Executive Session