



City of Fredericksburg

City Council Special Meeting Agenda
Wednesday, February 8, 2023 ~ 9:00 AM
Law Enforcement Center
1601 E. Main Street
Fredericksburg, Texas 78624

Jeryl Hoover, Mayor
Tony Klein, Councilmember
Bobby Watson, Councilmember/Pro Tem

Sharon Joseph, Councilmember
Emily Kirchner, Councilmember
Clinton Bailey, City Manager

The City of Fredericksburg City Council will meet in a special session on Wednesday, February 8, 2023, at 9:00 a.m. Link to City of Fredericksburg YouTube Channel (Fredericksburg, Texas USA - YouTube <https://www.youtube.com/c/FredericksburgTexasUSA>).

The City Council welcomes citizen participation and comments at all City Council Meetings on Agenda Items.

Comment Card for Written or Verbal Comments-submitted by 4:00 p.m. the day before the meeting.

- i. Complete the Comment Card online at www.fbgtx.org;
- ii. Make sure to check the appropriate box (verbal or written);
- iii. Only one (1) agenda item per Comment Card.

Sign up in person between 8:30 a.m. and 9:00 a.m. at the meeting location.

- i. Only one (1) agenda item per Comment Card;
- ii. Speakers will be limited to 3 minutes to speak. **Please Note:** The Mayor can reduce the number of minutes for any speaker during Public Comment on a single agenda item depending on the number of people who sign up for it.
- iii. Any citizen with handouts should provide them to the City Secretary before speaking. If you wish the City Council to receive your handouts for the meeting, please provide ten (10) copies; if not, the City Council will receive your handouts the following day.

1. CALL TO ORDER

2. INVOCATION

Cody Carnett, Pastor of Fredericksburg Christian Fellowship, will lead the Invocation.

3. PLEDGE OF ALLEGIANCE

4. CEREMONIAL MATTERS/PROCLAMATIONS/EMPLOYEE RECOGNITION

5. COUNCIL COMMENTS

6. 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 THE CITY COUNCIL.

- A. Consider approval of City Council January 17, 2023 Regular Meeting Minutes (Shelley Goodwin, City Secretary).
- B. Consider approval of City Council and Planning and Zoning Commission January 17, 2023 Joint Meeting Minutes (Shelley Goodwin, City Secretary).

7. ORDINANCES, RESOLUTIONS AND PUBLIC HEARINGS

- A. Consider the approval of Resolution 2023 - 01R calling for a General Election to be held on May 6, 2023, for the election of two Councilmembers; establishing procedures for those elections; and providing an effective date (Shelley Goodwin, City Secretary).

8. OTHER ACTION ITEMS AND UPDATES

- A. Consider the approval of a Release of Easement, Electric Easement and Right-of-Way/Easement Use Agreement to Hill Country Memorial Hospital Property (Kris Kneese, Director of Public Works and Utility).
- B. Consider, discuss and take action regarding the 2023 Hotel Occupancy Tax Recipients process and deadlines (Shelley Goodwin, City Secretary).
- C. Consider, discuss and take action on the City Council 2023 Goals and Priorities (Clinton Bailey, City Manager).

9. CITY MANAGER'S REPORT

- A. Short-Term Rental (STR) Permitting and Code Enforcement Update
- B. Winter Storm Update

10. ITEMS FOR FUTURE AGENDA

- A. Review the Future Agenda Spreadsheet (Clinton Bailey, City Manager).

11. EXECUTIVE SESSION

The City Council will recess its open meeting and reconvene in Executive Session pursuant to Texas Government Code Section - 551.071 (Pending Litigation/Consult with Attorney):

- A. Consider and discuss The State of Texas, ex rel. Association Against Fredericksburg Annexations vs. City of Fredericksburg, Texas, pending in the 216th District Court [551.071]; and
- B. Consider and discuss Alpha Securities, LLC, Appellant, v. City of Fredericksburg, Appellee, pending in the Court of Appeals for the Fourth Appellate District of San Antonio, on appeal from Cause No. 15377 in the 216th Judicial District Court of Gillespie County (Sec. 551.071).

12. 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.

13. ADJOURN

CERTIFICATION

This is to certify that I, Shelley Goodwin, posted this Agenda at 2:15 p.m. on February 2, 2023, on the bulletin board of the City of Fredericksburg City Hall, 126 W. Main St., Fredericksburg, Texas.2

Shelley Goodwin, TRMC/CMC
City Secretary



City of Fredericksburg

CITY COUNCIL SPECIAL MEETING MINUTES TUESDAY, JANUARY 17, 2023 ~ 9:00 A.M. LAW ENFORCEMENT CENTER 1601 E. MAIN STREET FREDERICKSBURG, TEXAS 78624

Mayor Jeryl Hoover
Mayor Pro-Tem Bobby Watson
Councilmember Emily Kirchner
Councilmember Tony Klein
Councilmember Sharon Joseph

Members Absent:

None

City Staff Present:

Clinton Bailey, City Manager
Mick McKamie, Interim City Attorney
Garret Bonn, Assistant City Manager
Brian Vorauer, Police Chief
Eric Whiting, Director of Information Technology
Kris Kneese, Director of Public Works and Utilities
Derek Seelig, Police Lieutenant
Braxton Roemer, Police Lieutenant
Justin Calhoun, Emergency Management Coordinator
Anna Hudson, Interim Director of Development Services
Lea Feuge, Public Information Officer
Jennifer Krupa, Assistant Parks & Recreation Director/Special Events Coordinator
Leslie Embrey, Administrative Assistant
Shelley Goodwin, City Secretary

1. CALL TO ORDER

Mayor Hoover called the Regular Meeting of the Fredericksburg City Council to order at 9:00 a.m. on Tuesday, January 17, 2023. He announced that a quorum had been met.

2. INVOCATION

Bobby Vitek, Pastor Holy Ghost Lutheran Church, will provide the Invocation.

3. PLEDGE OF ALLEGIANCE

Mayor Hoover led the Pledge of Allegiance.

4. CEREMONIAL MATTERS/PROCLAMATIONS/EMPLOYEE RECOGNITION

Kris Kneese, Public Works and Utility Director, introduced Franciso Ramirez, Water Department Crew Worker I.

Anna Hudson, Interim Development Services Director, introduced Raymond Ubinas, Code Enforcement Officer.

5. COUNCIL COMMENTS

Councilmember Klein spoke regarding the sale of the Hill Country Memorial Hospital and the remaining steps of the sale.

Councilmember Kirchner spoke regarding the next City Council Meeting, which was moved to Wednesday, February 8, 2023. She noted one of the agenda items was the process of Hotel Occupancy Tax and she feels the City Council should include the Convention and Visitor Bureau in the process.

6. CONSENT

The City Council pulled Consent Agenda Items 6. B. - 6. G. to be considered separately.

A. Consider the approval of City Council Minutes for the January 3, 2023 Special Meeting.

Motion: A motion was made by Councilmember Kirchner, seconded by Councilmember Watson, to approve the City Council Minutes for the January 3, 2023, Special Meeting. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

B. Consider the approval of a Street Closure Request for W. Austin Street, from N. Crockett to N. Adams from 7:00 a.m. until 7:00 p.m. for the City Hall Open House & Touch-A-Truck event scheduled for Thursday, March 23, 2023.

C. Consider the approval of a Street Closure Request for W. Austin Street, from N. Crockett to N. Adams from 6:00 a.m. until 12:00 p.m., for the Wanderlust Half Marathon event scheduled for Saturday, March 25, 2023.

D. Consider the approval of a Street Closure Request for W. Austin Street, from N. Crockett Street to N. Adams Street from 3 p.m. to 10 p.m. for the Fredericksburg Volunteer Fire Department Fish Fry scheduled for Saturday, April 15, 2023.

E. Consider the approval of a Street Closure Request for Austin Street, from Crockett Street to Adams Street for the Vintage Motor Car Club of America scheduled for Tuesday, April 18, 2023.

F. Consider the approval of a Street Closure Request for W. Austin Street, from N. Crockett to N. Adams from 6:00 a.m. until 11:00 a.m. for the Wildflower Run scheduled for Saturday, April 22, 2023.

G. Consider the approval of a Street Closure Request for the Crawfish Festival scheduled for Memorial Day weekend beginning Friday, May 26, 2023, until Sunday, May 28, 2023, for the following closure dates, times and streets:

- N. Adams Street - close the parking lane and one southbound lane adjacent to Marktplatz beginning at 7:00 a.m. on Friday, May 26, 2023, and reopen at 10:00 p.m. on Sunday, May 28, 2023; and
- W. Austin Street - close the entire street from N. Crockett to N. Adams Street, beginning at 7:00 a.m. on Friday, May 26, 2023, and reopen at 10:00 p.m. on Sunday, May 28, 2023.

Jennifer Krupa, Assistant Parks Director and Special Events Coordinator, reviewed agenda items 6. B through 6.G. She reviewed the request, the history of each event, and need for each street closure request.

Motion: A motion was made by Councilmember Joseph, seconded by Councilmember Kirchner, to approve agenda items 6. B. through 6. G. as written. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

7. ORDINANCES, RESOLUTIONS AND PUBLIC HEARINGS

A. Consider the approval of a Conditional Use Permit requested by James Reichenau for property located at 111 E. Schubert Street.

i. Presentation

ii. Hold a Public Hearing to receive comments for or against the request

iii. Consider the approval of #Z-2230 Conditional Use Permit per Section 3.110 to operate a STR – Unoccupied in a R2 Zoned area located in the Historic District

Anna Hudson, Interim Development Services Director, stated the Applicant is requesting a Conditional Use Permit (CUP) per Sec. 3.110 of the Zoning Ordinance to operate the property as a STR-Unoccupied. She reviewed the location of the property and stated the tract lies within an R-2 zoned area within the Historic District. She noted the proposed development would include a 2-bedroom short-term rental unit within the main structure and the existing guest house would not be used as a short-term rental. The Planning and Zoning Commission approved the CUP request unanimously.

Motion: A motion was made by Councilmember Watson, seconded by Councilmember Klein, to go out of the Regular Meeting and into the Public Hearing at 9:18 a.m. The City Council voted five (5) for, and none (0) opposed. The motion carried unanimously.

James Reichenau, owner, stated he applied for the permit because if his long-term renter ever moves out, he noted with his taxes going up and his recent retirement, he feels he would have trouble getting renters due to business across the street.

Motion: A motion was made by Councilmember Watson, seconded by Councilmember Klein, to go out of the Public Hearing and into the Regular Meeting at 9:20 a.m. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

The City Council discussed the requestors' reason for applying for the CUP and the location of the property.

Motion: A motion was made by Councilmember Klein, seconded by Councilmember Watson, to approve the Conditional Use Permit requested by James Reichenau for property located at 111 E. Schubert Street. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

8. OTHER ACTION ITEMS AND UPDATES

A. Consider the approval of a Construction Contract Award for the City of Fredericksburg Landfill Cell #9.

Garret Bonn, Assistant City Manager, stated the City of Fredericksburg Landfill Cell #9 Construction Project is a part of a FY 2023 Sanitation Department Capital Improvement Project with a total budget of \$1,425,000. Cell #9 is the final cell within Phase II of the landfill facility and will tie into the north end of Cell #8. He noted for the Cell #9 project, there are two separate sets of construction documents, one construction contract includes general earthwork, grading, leachate collection system, piping installation, leachate sump and pump, and placement of protective cover. The liner system for the project will be installed under a separate construction contract and includes a geosynthetic clay liner, geomembrane liner, and leachate collection system drainage geocomposite material. He also noted the separation of the two contracts is common in landfill construction and allows the City to avoid general contractor up-charges for geosynthetic subcontractors. He also reviewed the contracts and the bid process. He stated City staff

recommends award of the construction contract in the total amount of \$291,032.56 to Hammett Excavation, Inc.

The City Council reviewed the following:

- Timeframe for the remaining live of the cell
- The different phases within the landfill
- Fencing or berms around the landfill to help with catching berms
- Upcoming workshop on future of the Landfill
- Product accepted at the Recycling Center

Motion: A motion was made by Councilmember Watson, seconded by Councilmember Klein, to approve Construction Contract Award for the City of Fredericksburg Landfill Cell #9. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

B. Consider the approval of a Geosynthetics Contract Award for the City of Fredericksburg Landfill Cell #9.

Motion: A motion was made by Councilmember Kirchner, seconded by Councilmember Watson, to approve the Geosynthetics Contract Award for the City of Fredericksburg Landfill Cell #9. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

C. Consider the approval of a Professional Services (Construction Administration) for the City of Fredericksburg Landfill Cell #9.

Motion: A motion was made by Councilmember Watson, seconded by Councilmember Kirchner, to approve the Professional Services (Construction Administration) for the City of Fredericksburg Landfill Cell #9. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

D. Consider the approval of a Professional Services Contract (Design) for the N. Llano Storm Sewer Project.

Garret Bonn, Assistant City Manager, reviewed the history of the project. He stated the Grant Funding through TxDOT was approved and the City received an interest free loan through the State. He noted the project will be completed by the summer of 2024.

Motion: A motion was made by Councilmember Klein, seconded by Councilmember Joseph, to approve a Professional Services Contract (Design) with Freese and Nichols for the N. Llano Storm Sewer Project. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

9. CITY MANAGER'S REPORT

A. Short-Term Rental (STR) Permitting and Code Enforcement Update.

Clinton Bailey, City Manager, reviewed the following:

- Code Enforcement - outcome of three major violations (noise related) for last month
- Municipal Court - 32 waste trash violations and 17 STR unpermitted
- Permitting of STRs - Mike Hogan creating a software program to meet needs that the current software is lacking and the IT Department is working with staff to get a clear understanding of the processes.

Mike Hogan stated he is working on developing a software program to better fit the City and the customers' needs.

Mayor Hoover thanked the STR Task Force for coming up with the best data.

The City Council discussed the process for unlicensed STR.

Garret Bonn, Assistant City Manager, stated all unlicensed STRs are routed through Municipal Court. which is following the step to revoke laid out in the Ordinance. He stated Staff is looking for a quicker process to help address the unlicensed STRs.

The City Council thanked the Task Force and the City Staff who have been working on the STR solutions. They also encouraged anyone who sees a violation to please contact the appropriate department, so they can get better data.

Mayor Hoover read Doris Ernst's Written Comments.

Clinton Bailey, City Manager, thanked Staff for their hard work. He also stated that three new employees have been added to the STR process, as well as Mike Hogan.

B. Update on City Water Supply

Clinton Bailey, City Manager, reviewed the County's moratorium on wells. He also spoke about the City's need to soon go into Stage 4. He stated Stage 4 would cut back watering to 4 hours in the morning, 70% of water consumption is from watering. He also reviewed the water projects that had been completed.

The City Council discussed the following:

- Pool drainage and refilling of pools
- Holding a Joint Workshop with Gillespie County to receive an update on water and well issues

C. Employment Vacancies Update

Clinton Bailey, City Manager, reviewed the upcoming employment vacancies:

- Police Department - seven vacancies including the 3 new positions
- Health Division - one vacancy
- Fire/EMS - one vacancy
- Street Department - one vacancy
- Sanitation Department - one vacancy
- City Attorney position

He stated there were 13 new positions created in the 2023 Budget. He also noted that the City has recently received four applications for the City Attorney's position. He also asked the City Council if they wished to hire a firm to handle a City Attorney search.

The City Council agreed by consensus to review the four applications first and then provide directions.

10. ITEMS FOR FUTURE AGENDA

A. Review the Future Agenda Spreadsheet

Clinton Bailey, City Manager, reviewed the Future Agenda worksheet.

11. ADJOURN

Motion: A motion was made by Councilmember Watson, seconded by Councilmember Joseph, to adjourn the meeting at 10:21 a.m. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

Jeryl Hoover
Mayor

Shelley Goodwin, TRMC/CMC
City Secretary



CITY COUNCIL AGENDA MEMO

DEPARTMENT: City Secretary

TO: Mayor & City Council Members

FROM: Shelley Goodwin, City Secretary

MEETING DATE: February 8, 2023

CATEGORY: CONSENT

CAPTION: Consider approval of City Council and Planning and Zoning Commission January 17, 2023 Joint Meeting Minutes (Shelley Goodwin, City Secretary).

PRESENTATION:

SUMMARY:

BACKGROUND:

FUNDING SOURCE:

FINANCIAL IMPACT:

STAFF RECOMMENDATION:

COMMUNITY VISIONING/STRATEGIC INITIATIVES:

Business Visioning

Government Vision

ATTACHMENTS:

1. Joint Meeting Minutes 1-17-23

APPROVAL/REVIEW:

Shelley Goodwin, City Secretary

Date: January 25, 2023

William McKamie, Interim City Attorney

Date: February 01, 2023

A handwritten signature in blue ink, appearing to read "Clinton Bailey", written over a horizontal line.

Clinton Bailey, City Manager

Date: February 02, 2023



City of Fredericksburg

CITY COUNCIL AND PLANNING AND ZONING COMMISSION JOINT SPECIAL MEETING MINUTES TUESDAY, JANUARY 17, 2023 ~ 12:00 P.M. LAW ENFORCEMENT CENTER 1601 E. MAIN STREET FREDERICKSBURG, TEXAS 78624

Mayor Jeryl Hoover
Mayor Pro-Tem Bobby Watson
Councilmember Emily Kirchner
Councilmember Tony Klein (arrived at 12:16 p.m.)
Councilmember Sharon Joseph

Members Absent:

None

Planning and Zoning Commission

Janice Menking, Chair
Commissioner Jeff Lawrence
Commissioner Polly Rickert
Commissioner Tom Musselman
Commissioner Jim Jarreau
Commissioner Cindy Scroggins
Commissioner Tim Dooley
Commissioner Daryl Whitworth

Members Absent:

Commissioner Steve Thomas

City Staff Present:

Clinton Bailey, City Manager
Mick McKamie, Interim City Attorney
Garret Bonn, Assistant City Manager
Brian Vorauer, Police Chief
Eric Whiting, Director of Information Technology
Kris Kneese, Director of Public Works and Utilities
Derek Seelig, Police Lieutenant
Anna Hudson, Interim Director of Development Services
Lea Feuge, Public Information Officer
Andrea Schmidt, Parks & Recreation Director
Jennifer Krupa, Assistant Parks & Recreation Director/Special Events Coordinator
Leslie Embrey, Administrative Assistant
Shelley Goodwin, City Secretary

1. CALL TO ORDER

Mayor Hoover called the Joint Special Meeting of the Fredericksburg City Council and Planning and Zoning Commission to order at 12:00 p.m. on Tuesday, January 17, 2023. He announced that a quorum had been met.

Chair Menking announced that a quorum of the Planning and Zoning Commission has been met.

Anna Hudson, Interim Development Service Director, provided a history of the past and future Comprehensive Plans.

2. BUSINESS ITEM

A. The City Council and the Planning & Zoning Commission will receive a presentation by Halff Associates on the Comprehensive Plan process and discuss the following:

- i. Project Introduction**
- ii. What We've Heard So Far**
- iii. 2006 Comprehensive Plan Goals**
- iv. 2018 Visioning Report Goals**
- v. Discussion/Visioning**
- vi. Next Steps**

Chelsea Irby, Project Manager - Halff, introduced the Halff team. She provided the attached PowerPoint and reviewed the process. She reviewed the following:

- What a Comprehensive Plan is and the scope of a plan
- Parks Master Plan and the scope of the plan
- How will the plans be used
- Schedule
- Community Engagement Scope
- Project Roles

Nathlie Booth, Deputy Project Manager - Halff, reviewed the current results of the top priorities from the survey. She encouraged everyone to push out the link to the survey. She also reviewed the previous 2006 Comp Plan goals and the goals from the 2018 Visioning Report, encouraged to find 5 priorities. She reviewed the keys visions and major recommendations.

Takeaways and Reflections

The following successful pursuits were provided:

- Pleased with current City staff and their professionalism
- Housing issues and opening up to other types of housing
- Clean neighborhoods (Livability/beautification)
- Entry Corridor
- Water infrastructure
- Walkability
- Parks and Youth activities
- Public Works infrastructure
- Maintain Historical Character
- Maintain and update Market Square Transportation
- Workforce
- No chains on Main Street
- Child Care

- Economic Community
- Digital infrastructure
- Carried through at a high standard
- Industry
- Forward thinking community
- Sign Ordinance
- Historic Preservation
- Police Department
- Willing to write strong Ordinances

Visioning Discussion single words to describe Fredericksburg

The City Council and Planning and Zoning Commissioners provided several descriptions such as:

- Friendly
- Welcoming
- Beautiful
- Unique
- Dark skies
- Community
- Dynamic
- Prosperous
- Fun
- Family
- Small
- Forward thinking
- Home
- Public involvement
- community organization
- generosity
- Not land locked
- Highways – 3 major highways run through Fredericksburg
- Agriculture
- Workforce
- Giving and helping community
- Medical Social Assistance
- Opportunities

Results – What is needed to succeed

Some of the results provided were:

- Culinary Experience - not just wine
- Expand the heritage and museum - tourist desire to visit
- Social Media
- Family marketing
- Aspirations
- Maintain small town character
- Good neighbors
- Trails along the town
- Mixing schools into neighborhoods

- Staff housing
- Re-engage community residents
- Path of least resistance
- Sidewalks-more mobility

Eric Hammersen, City resident, stated he feels that a matrix should be provided at the completions along with other planning strategies.

Next Step

- Open House scheduled for January 18, 2023, from 4:00 p.m.-7:00 p.m. at the Pioneer Museum Sanctuary
- Encourage residents to complete the online survey

3. ADJOURN

Motion: A motion was made by Commissioner Whitworth, seconded by Commissioner Rickert, to adjourn the meeting at 2:08 p.m. The Planning and Zoning Commission voted eight (8) for and none (0) opposed. The motion carried unanimously.

Motion: A motion was made by Councilmember Watson, seconded by Councilmember Kirchner, to adjourn the meeting at 2:08 p.m. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

Jeryl Hoover
Mayor

Janice Menking
Planning and Zoning Commission Chair

Shelley Goodwin, TRMC/CMC
City Secretary



CITY COUNCIL AGENDA MEMO

DEPARTMENT: City Secretary
TO: Mayor & City Council Members
FROM: Shelley Goodwin, City Secretary
MEETING DATE: February 8, 2023

CATEGORY: ORDINANCES, RESOLUTIONS
AND PUBLIC HEARINGS

CAPTION: Consider the approval of Resolution 2023 - 01R calling for a General Election to be held on May 6, 2023, for the election of two Councilmembers; establishing procedures for those elections; and providing an effective date (Shelley Goodwin, City Secretary).

PRESENTATION:

SUMMARY:

The Calling of the Election is a requirement of the Election Code. This resolution includes the appointment of several required positions and information related to Early Voting.

BACKGROUND:

The Secretary of State provides the deadline for calling the May 6, 2023 Election, which is February 17, 2023. There are additional requirements included in the Resolution calling the General Election such as appointing the Early Voting Clerk, Presiding Judges and Alternate Judges for the Early Voting Ballot Board and the Election Day Poll. This Resolution states Early Voting will be held at the Girl Scout Cabin and Election Day Voting will be held at Fredericksburg Middle School.

FUNDING SOURCE:

FINANCIAL IMPACT:

STAFF RECOMMENDATION:

An updated Resolution will be provided at the City Council meeting in both English and Spanish. City staff recommends approval of Resolution 2023 - 01R calling the May 6, 2023 Election.

COMMUNITY VISIONING/STRATEGIC INITIATIVES:

Business Visioning
Government Vision

ATTACHMENTS:

1. Order of Election 5-6-2023.AKK

APPROVAL/REVIEW:



Shelley Goodwin, City Secretary

Date: January 23, 2023

William McKamie, Interim City Attorney

Date: January 23, 2023



Clinton Bailey, City Manager

Date: February 02, 2023

RESOLUTION 2023 - 01R

A RESOLUTION OF THE CITY OF FREDERICKSBURG, TEXAS, CALLING FOR A GENERAL ELECTION TO BE HELD ON MAY 6, 2023, FOR THE ELECTION OF TWO COUNCIL MEMBERS; ESTABLISHING PROCEDURES FOR THOSE ELECTIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Fredericksburg is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5, of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS, Section 41.001 of the Texas Election Code (the “Code”) specifies that the first Saturday in May shall be a “uniform election date” and that a general election of a town may be held on such day; and

WHEREAS, state law and the charter of the City of Fredericksburg require that a general election be held; and

WHEREAS, by this Resolution, it is the intention of the City Council to officially call the general election and establish the election procedures for that election.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE CITY OF FREDERICKSBURG, TEXAS, THAT:

SECTION 1

General Election Called. A general election is hereby ordered to be held on Saturday, May 6, 2023 between the hours of 7:00 a.m. and 7:00 p.m., at which time the following officers will be elected:

Councilmember, seat currently occupied by Bobby Watson.
Councilmember, seat currently occupied by Sharon Joseph.

(Por la presente se ordena que se celebre una elección el sábado 6 de mayo de 2023 con el propósito de elegir a dos miembros del Consejo.)

Election Day Polling Places for the General Election will be conducted at the:
(Los lugares de votación para las elecciones generales se llevarán a cabo en el:)

Gillespie County Precinct 1 through Precinct 4
(Combined into one City Precinct)
Fredericksburg Middle School Library
110 W. Travis Street
Fredericksburg, Texas 78624

SECTION 2.

Early Voting.

- a) The City Secretary, City of Fredericksburg, 126 W. Main Street, Fredericksburg, Texas 78624, is hereby designated as the Early Voting Clerk and she may appoint the necessary deputy clerks as required for early voting.
- b) Early Voting by personal appearance will be conducted at the:
(*La votación anticipada por comparecencia personal se llevara a cabo en:*)

Girl Scout Cabin
202 W. Austin Street
Fredericksburg, Texas 78624

Monday (Lunes)	April (Abril)	24 th	7:30 a.m.	to (para)	4:30 p.m..
Tuesday (Martes)	April (Abril)	25 th	7:30 a.m.	to (para)	4:30 p.m.
Wednesday (Miercoles)	April (Abril)	26 th	7:30 a.m.	to (para)	4:30 p.m.
Thursday (Jueves)	April (Abril)	27 th	7:30 a.m.	to (para)	4:30 p.m.
Friday (Viernes)	April (Abril)	28 th	7:30 a.m.	to (para)	4:30 p.m.
Saturday (Sabado)	April (Abril)	29 th	8:30 a.m.	to (para)	11:30 a.m.
Monday (Lunes)	May (Mayo)	1 st	7:30 a.m.	to (para)	4:30 p.m.
Tuesday (Martes)	May (Mayo)	2 nd	7:30 a.m.	to (para)	4:30 p.m.

- c) Application for ballot by mail shall be mailed to:
(*La solicitud de boleta por correo se enviara por correo a:*)

Shelley Goodwin,
City Secretary – Early Voting Clerk
City of Fredericksburg
126 W. Main Street Fredericksburg, Texas 78624
sgoodwin@fbgtx.org
(830)997-7521
www.fbgtx.org/224/Elections

Regardless of method of delivery, last day, Applications for Ballots by Mail (ABBM)s must be received no later than the close of business 4:30 p.m. on April 25, 2023.

(*Independientemente del método de entrega, el último día, las solicitudes de boletas por*

correo (ABBM) deben recibirse a más tardar al cierre de operaciones a 4:30 p.m. del 25 de abril de 2023).

Federal Post Card Applications (FPCAs) must be received no later than the close of business 4:30 p.m. on: April 25, 2023.

(Las solicitudes federales de tarjeta postal (FPCA) deben recibirse a más tardar al cierre de los negocios a las 4:30 p.m. del: 25 de abril. 2023).

SECTION 3.

APPLICATION FOR A PLACE ON THE BALLOT. Any eligible and qualified person shall have their name printed upon the official ballot as a candidate for the offices herein set forth by filing their sworn application with the City Secretary not earlier than January 18, 2023, and not later than 5:00 p.m. on February 17, 2023. The order in which the names of the candidates are to be printed on the ballot shall be determined by a drawing by the City Secretary. Notice of the time and place for such drawing shall be given in accordance with the Code.

SECTION 4.

Appointment of Election Judges and Alternative Election Judges. The following named individuals are hereby appointed to serve as presiding Election Judges and Alternate Presiding Judges, respectively, at the election:

	Election Day Poll	Early Voting Ballot Board
Presiding Election Judge	Gordan Browning:	Lorrie Hess
Second Alternate Presiding Judge	Joseph Yonke	Melynn Williams

The Presiding Election Judge and Alternate Presiding Judges shall be qualified voters of the City. The City Secretary shall, in accordance with Section 32.009 of the Election Code, deliver to the Presiding Election Judge and the Alternate Presiding Judges notice of their appointments not later than twenty (20) days from the effective date of this Resolution.

SECTION 5.

Appointment of Clerks. The Presiding Election Judge for the polling place shall appoint Election Clerks and as many additional Clerks as are necessary for the proper conduct of the election. Provided, however, three (3) clerks shall be the maximum number of Clerks that may be appointed to serve at the polling place. The Judge shall make a reasonable effort to appoint at least one (1) bilingual election clerk.

SECTION 6.

Method of Voting. The City Secretary is hereby authorized and instructed to provide and furnish all necessary supplies to conduct the general election, in accordance with this resolution and the Texas Election Code. Voting at the election shall be by electronic means.

SECTION 7.

Delivery of Returns. In accordance with the Election Code, immediately after the closing of

the polls on the day of the election, the election officers names in this resolution shall make and deliver the returns of the election in triplicate as follows: one copy shall be retained by the Presiding Election Judge; one copy shall be delivered to the Mayor of the City; and one copy of the returns, together with the ballot boxes and all election supplies, shall be delivered to the City Secretary. All election records and supplies shall be preserved by the City Secretary in accordance with the Election Code.

SECTION 8.

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 this election.

SECTION 9.

Publication and Posting of Notice of Election. Notice of the election shall be given as required by Chapter 4 of the Election Code.

SECTION 10.

Necessary Actions. The Mayor and City Secretary of the City, in consultation with the City Attorney, are hereby authorized and directed to take any and all action necessary to comply with provisions of the Texas Election Code or other state and federal statutes and constitutions in carrying out the conduct of the election, whether or not expressly authorized herein.

SECTION 11.

Effective Date. This resolution shall be in full force and effect from and after its adoption.

Approved and adopted by the City Council of the City of Fredericksburg on day of 2023.

(Aprobado y adoptado por el Ayuntamiento de la ciudad de _____ el _____ de _____ de 2023.)

Jeryl Hoover
Mayor

Sharon Joseph
Councilmember

Emily Kirchner
Councilmember

Tony Klein
Councilmember

Bobby Watson
Councilmember



CITY COUNCIL AGENDA MEMO

DEPARTMENT: Public Works - Streets, Water, Sanitation, Drainage and Electric

TO: Mayor & City Council Members

FROM: Kris Kneese, Director of Public Works, Utilities, and Engineer

MEETING DATE: February 8, 2023

CATEGORY: OTHER ACTION ITEMS AND UPDATES

CAPTION: Consider the approval of a Release of Easement, Electric Easement and Right-of-Way/Easement Use Agreement to Hill Country Memorial Hospital Property (Kris Kneese, Director of Public Works and Utility).

PRESENTATION:

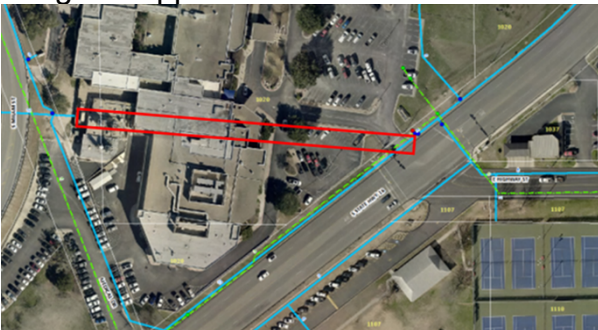
SUMMARY:

Consider the release of waterline and access easements across the Hill Country Memorial Hospital property and receive electric easements. Additionally, consider approval of Right-of-Way and Easement Use Agreement.

BACKGROUND:

The Hill Country Memorial Hospital (HCMH) has requested the abandonment or release of a couple of easements on their property. The first easement is a partial release of a waterline easement across the hospital property, as shown in the aerial and attached partial release document. The City does not have any waterline infrastructure in said location or a need to maintain easements for future infrastructure. Additionally, as shown in the attached image, part of the hospital is built across the easement.

Image 1: Approximate location of the waterline easement per Volume 68, Pages 330-331



The second easement is a 60 foot wide access easement recorded on Volume 68, Pages 573-574. The City does not need access to infrastructure or have infrastructure within this easement.

Image 2: Approximate location of the 60 foot Access Easement Per Volume 68, Pages 573-574



In exchange for the release of the water/access easements, the HCMH will grant electric easements around the public electric infrastructure (primary cable, transformer, meter, etc) on the HCMH property. There are four (4) separate electric easements to be granted.

Additionally, a portion of the Perry Feller Building parking lot (portion of a couple of parking spots) is located in the Windcrest Street right-of-way. The attached ROW Use Agreement acknowledges the encroachment of the parking spots in the ROW. Similarly, a couple of buildings off Ruben Street in the Crestwind Subdivision (part of Lot 4R) were constructed in a building setback and electric easement. The attached Easement Use Agreement acknowledges the encroachment of the buildings within the building setback and electric easement.

FUNDING SOURCE: N/A

FINANCIAL IMPACT:
N/A

STAFF RECOMMENDATION:

City Staff recommends releasing the waterline and access easements as noted and accepting the electric easements. Additionally, City Staff recommends approval of the Right-of-Way and Easement Use Agreement for the listed encroachments.

COMMUNITY VISIONING/STRATEGIC INITIATIVES:

Government Vision

ATTACHMENTS:

1. Release of Easement
2. Final Electric Easements
3. ROW_Easement Use Agreement

APPROVAL/REVIEW:

Kris Kneese, Director of Public Works, Utilities, and Engineer

Date: January 31, 2023



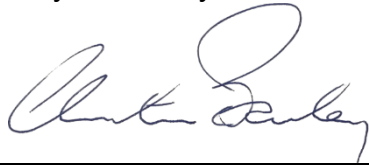
Garret Bonn, Assistant City Manager

Date: February 02, 2023



Shelley Goodwin, City Secretary

Date: February 02, 2023



Clinton Bailey, City Manager

Date: February 02, 2023

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

PARTIAL RELEASE OF EASEMENT

This Partial Release of Easement (the “**Release**”), dated _____, 2022 is executed by CITY OF FREDERICKSBURG, TEXAS, a Texas home-rule city (“**Holder**”).

RECITALS

WHEREAS, an easement interest was conveyed to Holder in that certain Water Line Easement granted in Deed executed by Melton Keller to the City of Fredericksburg, dated August 25, 1950, recorded in Volume 68, Pages 573-574, Deed Records of Gillespie County, Texas; and

WHEREAS, an easement interest was conveyed to Holder in that certain Deed Granting Water Main Easement executed by Victoria Keidel Perry and husband, J. Hardin Perry, to the City of Fredericksburg, dated August 30, 1950, recorded in Volume 68, Pages 330-331, Deed Records of Gillespie County, Texas;

(collectively, “**Easement**”); and

WHEREAS, Holder is a current owner with legal right of access to the Easement.

NOW THEREFORE, Holder, for the mutual covenants and consideration otherwise acknowledged, abandons, terminates and releases all of Holder’s right, title and interest in and to the Easement that goes over and across that 10.76 acres of land, more or less, situated in the City of Fredericksburg, Gillespie County, Texas, comprising parts of Outlot Nos. 79, 81, and 82, and part of Block VII, as said Outlots and Block are shown on the map of Fredericksburg, Texas, and Environs by the German Emigration Company; said 10.76 acre tract of land is described by metes and bounds on Exhibit "A", attached hereto and made a part hereof.

EXECUTED this the _____ day of _____, 2022.

[SIGNATURES TO FOLLOW ON NEXT PAGES]

CITY OF FREDERICKSBURG, TEXAS
a Texas home-rule city

By: _____

(Printed Name and Title)

THE STATE OF TEXAS §

COUNTY OF _____ §

This instrument was acknowledged before me on this the _____ day of _____,
2022, by _____, _____ of CITY OF
FREDERICKSBURG, TEXAS, a Texas home-rule city.

Notary Public in and for the
State of Texas

SULTEMEIER

SURVEYING & ENGINEERING

805 North Llano
Fredericksburg, TX 78624
Tel.: (830) 990-1221 Fax: (830) 990-1222

10.76 ACRES
CITY OF FREDERICKSBURG
GILLESPIE COUNTY, TEXAS

EXHIBIT "A"

FN-12-5470-B
DECEMBER 5, 2012

A DESCRIPTION OF A 10.76 ACRE TRACT OF LAND SITUATED IN THE CITY OF FREDERICKSBURG, GILLESPIE COUNTY, TEXAS; BEING PART OF OUTLOTS 79, 81 & 82 AND PART OF BLOCK VII AS SAID OUTLOTS AND BLOCK ARE DESIGNATED ON THE MAP OR PLAT OF THE SAID CITY OF FREDERICKSBURG AND ENVIRONS BY THE GERMAN EMIGRATION COMPANY, COMPRISING PORTIONS OF THE FOLLOWING TRACTS OF LAND DESCRIBED IN THE GILLESPIE COUNTY DEED RECORDS:

- **THAT CERTAIN 1.00 ACRE (DEED/CALLED ACREAGE) TRACT OF LAND DESCRIBED IN A CONVEYANCE FROM HARRY FEUGE, ET UX TO HILL COUNTRY MEMORIAL HOSPITAL, FOUND OF RECORD IN A CORRECTION DEED DATED JULY 24TH, 1970, RECORDED IN VOLUME 98, PAGE 224 ET SEQ. OF THE DEED RECORDS,**
- **THAT CERTAIN 1.67 ACRE (DEED/CALLED ACREAGE) TRACT OF LAND DESCRIBED IN A CONVEYANCE FROM LYDIA FEUGE TO THE SAID HILL COUNTRY MEMORIAL HOSPITAL, FOUND OF RECORD IN A WARRANTY DEED RECORDED IN VOLUME 195, PAGE 42 ET SEQ. OF THE SAID DEED RECORDS,**
- **THAT CERTAIN 1.52 ACRE (DEED/CALLED ACREAGE) TRACT OF LAND DESCRIBED IN A CONVEYANCE FROM OLIVER KOWERT TO HILL COUNTRY MEMORIAL HOSPITAL, FOUND OF RECORD IN A CORRECTION DEED DATED JULY 30TH, 1970, RECORDED IN VOLUME 98, PAGE 226 ET SEQ. OF THE DEED RECORDS OF SAID COUNTY,**
- **THAT CERTAIN 7.45 ACRE (DEED/CALLED ACREAGE) TRACT OF LAND DESCRIBED IN A CONVEYANCE FROM DR. J. HARDIN PERRY, ET UX TO THE SAID HILL COUNTRY MEMORIAL HOSPITAL, FOUND OF RECORD IN A CORRECTION DEED DATED AUGUST 5TH, 1970, RECORDED IN VOLUME 98, PAGE 220 ET SEQ. OF THE SAID DEED RECORDS, AND**
- **THAT CERTAIN 5.00 ACRE (DEED/CALLED ACREAGE) TRACT OF LAND DESCRIBED IN A CONVEYANCE FROM MELTON KELLER, ET UX TO THE SAID HILL COUNTRY MEMORIAL HOSPITAL, FOUND OF RECORD IN A CORRECTION DEED DATED AUGUST 6TH, 1970, RECORDED IN VOLUME 98, PAGE 222 ET SEQ. OF THE SAID DEED RECORDS;**

SAID 10.76 ACRE TRACT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING at a ½ inch diameter iron rod found on the south line of Windcrest Drive at the northeast corner of that certain 0.215 acre (deed/called acreage) tract of land described in a conveyance from said Hill Country Memorial Hospital, Inc. to the City of Fredericksburg, found of record in a Warranty Deed dated October 5th, 2005, recorded in Volume 620, Page 917 et seq. of the Official Public Records of said County, for the northwest corner hereof;

THENCE with the said south line of Windcrest Drive, being the north line of the said 5.00 acre tract and continuing with the north line of the said 7.45 acre tract, N 89° 51' 11" E, a distance of 496.70 feet to a 3/8 inch diameter iron rod set for the northerly northeast corner hereof;

THENCE departing from said south line and passing over and across the said 7.45 acre with the following thirteen (13) courses:

1. S 08° 45' 45" W, a distance of 112.79 feet to a mag-nail set,
2. N 80° 53' 12" W, a distance of 74.14 feet to a mag-nail set,
3. S 09° 06' 10" W, a distance of 62.96 feet to a mag-nail set,
4. S 80° 41' 31" E, a distance of 13.55 feet to a mag-nail set,
5. S 09° 22' 24" W, a distance of 18.57 feet to a mag-nail set,
6. S 80° 37' 36" E, a distance of 18.00 feet to a mag-nail set,
7. S 09° 22' 24" W, a distance of 18.51 feet to a mag-nail set,
8. S 75° 59' 39" E, a distance of 73.40 feet to a mag-nail set,
9. S 14° 00' 21" W, a distance of 29.43 feet to the north corner of a concrete generator pad,
10. S 38° 27' 00" W, a distance of 31.90 feet along the northwest side of said concrete generator pad to it's west corner,
11. S 51° 39' 01" E, a distance of 9.98 feet along the southwest side of said concrete generator pad to it's south corner,
12. N 38° 27' 00" E, a distance of 31.90 feet along the southeast side of said concrete generator pad to it's east corner, and
13. N 16° 13' 15" E, a distance of 19.98 feet to the westerly southwest corner of the Medical Office Building;

THENCE continuing over and across the said 7.45 acre tract and the said 1.67 acre tract along the westerly south side and southerly west side of the said Medical Office Building, the following ten (10) courses:

1. S 81° 21' 37" E, a distance of 2.15 feet,
2. N 08° 38' 23" E, a distance of 1.70 feet,
3. S 81° 18' 50" E, a distance of 2.61 feet,
4. S 08° 41' 10" W, a distance of 2.40 feet,
5. S 81° 18' 50" E, a distance of 1.20 feet,
6. N 08° 41' 10" E, a distance of 2.10 feet,
7. S 81° 18' 50" E, a distance of 20.20 feet,
8. S 08° 41' 10" W, a distance of 9.56 feet,

9. S 81° 29' 27" E, a distance of 0.69 feet, and
10. S 08° 30' 33" W, a distance of 45.30 feet to the southerly southwest corner of the said Medical Office Building;

THENCE continuing over and across the said 7.45 acre tract and the said 1.00 acre tract with the following four (4) courses:

1. S 08° 30' 33" W, a distance of 15.75 feet to a 3/8 inch iron rod set for the southerly southwest corner hereof,
2. S 79° 58' 53" E, a distance of 191.50 feet to a 3/8 inch diameter iron rod set,
3. S 81° 40' 47" E, a distance of 17.77 feet to a 3/8 inch diameter iron rod set, and
4. S 89° 38' 40" E, a distance of 58.56 feet to a 3/8 inch iron rod set on the east line of the said 1.00 acre tract, being on the west line of the said 1.52 acre tract, for a reentrant corner hereof;

THENCE with the common line of the said 1.00 acre tract and the said 1.52 acre tract, N 00° 21' 20" E, a distance of 83.64 feet to a 1/2 inch diameter iron rod found at the northeast corner of the said 1.00 acre tract and southeast corner of the said 1.67 acre tract, for an inside northwesterly corner hereof;

THENCE departing from said common line and passing over and across the said 1.52 acre tract, N 89° 45' 31" E, a distance of 175.25 feet to a 1/2 inch iron rod found on the east line of the said 1.52 acre tract and west line of that certain 1.4208 acre (deed/called acreage) tract of land described in Volume 219, Page 600 et seq. of the said Real Property Records, for the easterly northeast corner hereof;

THENCE with the common line of the said 1.52 acre tract and the said 1.4208 acre tract, S 00° 23' 26" E, a distance of 134.21 feet to a 1/2 inch iron rod found on the northwest R.O.W. (Right-of-Way) line of Texas State Highway No. 16, being at the common south corner of the said 1.52 acre tract and the said 1.4208 acre tract, for the southeast corner hereof;

THENCE with said northwest R.O.W. line, the following two (2) courses:

1. A distance of 204.86 feet along the arc of a curve to the right having a radius of 1382.40 feet and a chord bearing of S 48° 31' 10" W, a distance of 204.67 feet to a concrete R.O.W. monument found at the end of said curve, and
2. S 52° 45' 12" W, at a distance of 648.16 feet to a 1/2 inch iron rod found, continuing for a total distance of 668.22 feet to a 3/8 inch iron rod set at the point of intersection of said northwest R.O.W. line with the east line of Medical Drive, for the southwest corner hereof;

THENCE with the easterly line of said Medical Drive, and continuing with the easterly line of South Milam, N 20° 45' 15" W (BASE BEARING FOR DIRECTIONAL CONTROL FROM GPS OBSERVATION), at a distance of 20.09 feet to a 1/2 inch iron rod found, continuing for a total distance of 681.46 feet to a 1/2 inch iron rod found at the south corner of the said 0.215 acre tract, for a corner on the west line hereof;

THENCE with the east line of the said 0.215 acre tract, the following two (2) courses:

**10.76 ACRES
CITY OF FREDERICKSBURG
GILLESPIE COUNTY, TEXAS**

**FN-12-5470-B
DECEMBER 5, 2012**

1. *A distance of 167.95 feet along the arc of a curve to the right having a radius of 465.00 feet and a chord bearing of N 10° 19' 58" W, a distance of 167.04 feet to a 3/8 inch iron rod set at the end of said curve, and*
2. *N 00° 01' 59" E, a distance of 132.63 feet to the **POINT OF BEGINNING**, containing 10.76 acres of land, more or less.*



THE CITY OF FREDERICKSBURG
126 West Main Street

ELECTRIC UTILITY EASEMENT

STATE OF TEXAS

)

)

COUNTY OF GILLESPIE

)

KNOWN ALL MEN BY THESE PRESENTS:

That Hill Country Memorial Hospital, a Texas nonprofit corporation, being the owner of that certain tract of land found of record in Instrument No. 20228865 of the Official Records of Gillespie County Texas (the "**Grantor**"), for and in consideration of the sum of TEN DOLLARS AND NO/100 (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, does hereby GRANT, SELL AND CONVEY unto the CITY OF FREDERICKSBURG, a municipal corporation, of Gillespie County, Texas, its successors and assigns, whose address is 126 West Main Street, Fredericksburg, Texas 78624 (the "**Grantee**"), an electric utility easement ten (10) feet in width over, across, under and upon the following described lands located in Gillespie County, Texas (the "Easement Area"), to-wit:

See description and/or illustration on EXHIBIT "A", attached hereto and made a part hereof for all purposes. The Grantor(s) recognize(s) that the description and/or illustration represents the general course of the said electric utility easement and Grantor(s) hereby agree(s) that the easement hereby granted shall apply to the actual location of said facilities where constructed.

There is hereby granted unto Grantee, the right, at Grantee's sole cost and expense, to place, construct, operate, repair, maintain, relocate, and replace thereon an aerial or underground electric transmission or distribution line or system, telephone lines or cable system lines and all necessary or desirable appurtenances thereto (the "**Facilities**"), the right to cut and trim trees and shrubbery to the extent necessary to prevent interference with the Facilities, and the right of ingress and egress over Grantor's adjacent lands to or from said Easement Area for the purpose of construction, operating, repairing, maintaining, relocating or removing the Facilities. The granting of this easement shall not be construed to prohibit the Grantor from developing any adjoining property. Grantee will cause the least possible interference with the activities of Grantor and any of its agents, contractors, tenants, licensees, guests, invitees, grantees, employees, representatives, successors (including, without limitation, any and all successors in title to the Grantor's Property) and assigns in connection with its operations in the Easement Area. Grantee shall cause the surface of lands lying with the Easement Area to be promptly restored or repaired to substantially the same condition that existed at the time the Grantee or its agents entered upon it.

TO HAVE AND TO HOLD the above described electric utility easement, together with all the rights and appurtenances thereto belonging into the CITY FREDERICKSBURG, its successors and assigns until the said easement shall be abandoned, and Grantor does hereby bind itself, its successors, assigns and legal representatives to WARRANT AND FOREVER DEFEND, all and singular the above described electric utility easement and rights unto the CITY OF FREDERICKSBURG, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof.

[SIGNATURES TO FOLLOW ON NEXT PAGE]

EXECUTED this _____ day of _____, 2023.

Hill Country Memorial Hospital
a Texas nonprofit corporation

By: _____
JAYNE POPE,
Chief Executive Officer

THE STATE OF TEXAS §

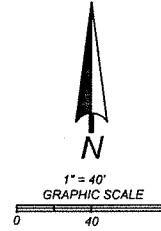
COUNTY OF GILLESPIE §

 This instrument was acknowledged before me on this the _____ day of
_____, 2023, by JAYNE POPE, Chief Executive Officer of HILL COUNTRY MEMORIAL
HOSPITAL, a Texas nonprofit corporation.

Notary Public in and for the
State of Texas

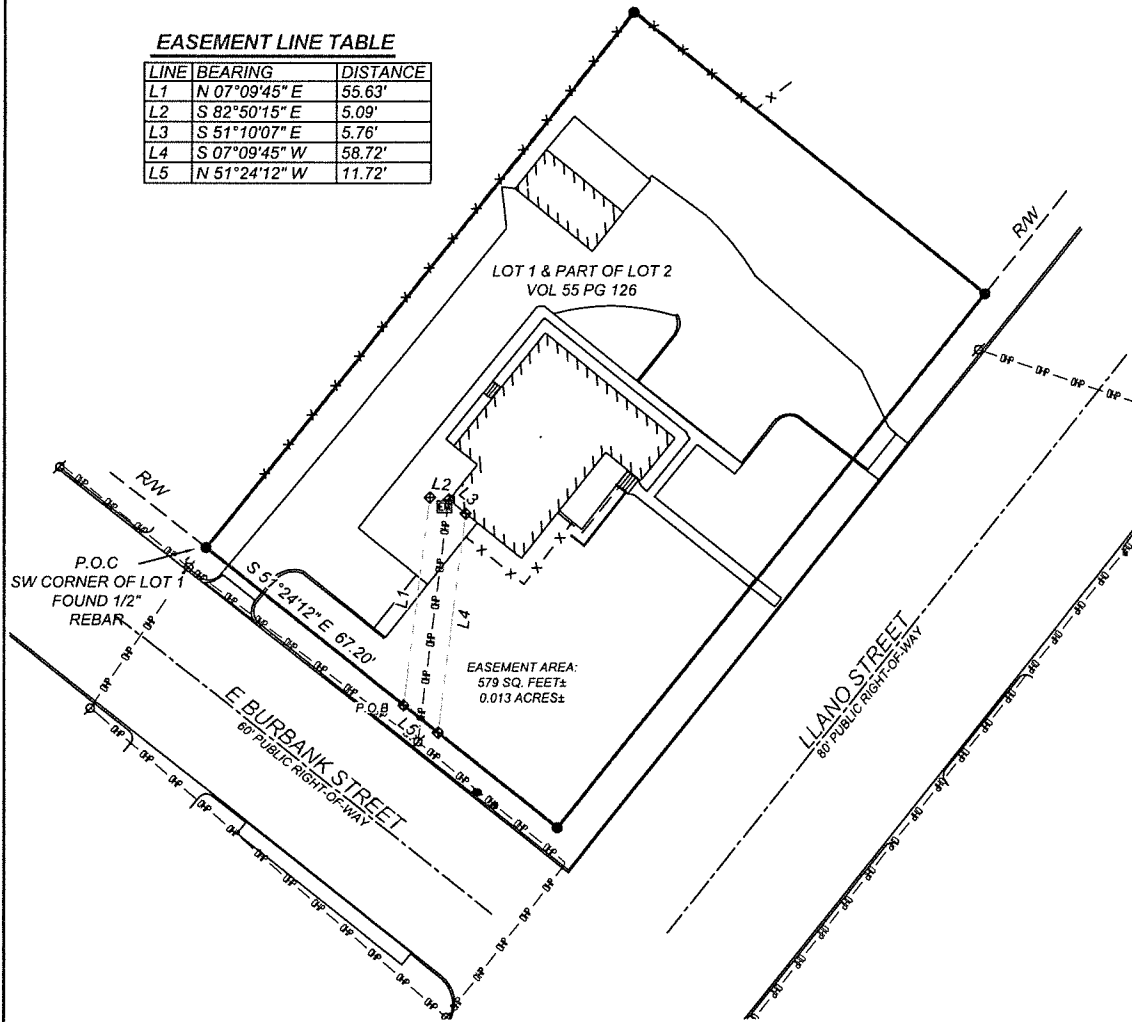
EASEMENT EXHIBIT A

1002 N LLANO STREET
GILLESPIE COUNTY, TEXAS



EASEMENT LINE TABLE

LINE	BEARING	DISTANCE
L1	N 07°09'45" E	55.63'
L2	S 82°50'15" E	5.09'
L3	S 51°10'07" E	5.76'
L4	S 07°09'45" W	58.72'
L5	N 51°24'12" W	11.72'



LEGEND & SYMBOLS

- FOUND MONUMENT (AS NOTED)
- ⊕ COMPUTED POINT
- ⊗ POWER POLE
- ⊞ ELECTRIC METER
- BOUNDARY LINE
- - - EASEMENT LINE
- x — x — x — CENTERLINE
- x — x — x — FENCE

THIS IS NOT A BOUNDARY SURVEY

BLEW
& ASSOCIATES, P.A.

Surveying
Engineering
Mapping

SURVEYOR JOB NUMBER:
22-4729.06

EXHIBIT DRAWN BY:
RM 01/19/2023

EXHIBIT REVIEWED BY:
AJ

SHEET:
1 OF 1

AN EASEMENT BEING A PORTION OF THE 0.499 ACRE TRACT OF LAND LYING OVER LOT 1 & PART OF LOT 2, R.W. LANGE ADDITION AS RECORDED IN VOLUME 55, PAGE 126, BEING DESCRIBED BY METES AND BOUNDS AS FOLLOWS\:

COMMENCING AT A FOUND 1/2" REBAR, AT THE SOUTHWEST CORNER OF SAID LOT 1, IN THE NORTHEAST RIGHT-OF-WAY LINE OF E BURBANK STREET; THENCE WITH SAID RIGHT-OF-WAY LINE, SOUTH 51°24'12" EAST A DISTANCE OF 67.20' ALONG THE SOUTH BOUNDARY LINE OF LOT 1 TO THE POINT OF BEGINNING OF THE HEREIN DESCRIBED EASEMENT;

THENCE, LEAVING SAID RIGHT-OF-WAY, NORTH 07°09'45" EAST FOR A DISTANCE OF 55.63' TO A POINT MARKING THE NORTHWESTERN CORNER OF SAID UTILITY EASEMENT;

THENCE SOUTH 82°50'15" EAST FOR A DISTANCE OF 5.09' TO A POINT MARKING WHERE SAID UTILITY EASEMENT CONNECTS TO THE SOUTHWEST CORNER OF AN EXISTING BUILDING;

THENCE SOUTH 51°10'07" EAST FOR A DISTANCE OF 5.76' ALONG THE BUILDING LINE TO A POINT MARKED AS THE NORTH EASTERLY CORNER OF SAID UTILITY EASEMENT;

THENCE, LEAVING THE FACE OF SAID BUILDING, SOUTH 07°09'45" WEST FOR A DISTANCE OF 58.72' TO THE NORTHEAST RIGHT-OF-WAY LINE OF E BURBANK STREET;

THENCE ALONG SAID RIGHT-OF-WAY LINE, NORTH 51°24'12" WEST FOR A DISTANCE OF 11.72' TO THE POINT OF BEGINNING.

CONTAINING AN AREA OF 579 SQUARE FEET, OR 0.013 ACRES MORE OR LESS.



THE CITY OF FREDERICKSBURG
126 West Main Street

ELECTRIC UTILITY EASEMENT

STATE OF TEXAS)
)
COUNTY OF GILLESPIE)

KNOWN ALL MEN BY THESE PRESENTS:

That Hill Country Memorial Hospital, a Texas nonprofit corporation, being the owner of that certain tract of land found of record in Instrument No. 20228865 of the Official Records of Gillespie County Texas (the "**Grantor**"), for and in consideration of the sum of TEN DOLLARS AND NO/100 (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, does hereby GRANT, SELL AND CONVEY unto the CITY OF FREDERICKSBURG, a municipal corporation, of Gillespie County, Texas, its successors and assigns, whose address is 126 West Main Street, Fredericksburg, Texas 78624 (the "**Grantee**"), an electric utility easement ten (10) feet in width over, across, under and upon the following described lands located in Gillespie County, Texas (the "Easement Area"), to-wit:

See description and/or illustration on EXHIBIT "A", attached hereto and made a part hereof for all purposes. The Grantor(s) recognize(s) that the description and/or illustration represents the general course of the said electric utility easement and Grantor(s) hereby agree(s) that the easement hereby granted shall apply to the actual location of said facilities where constructed.

There is hereby granted unto Grantee, the right, at Grantee's sole cost and expense, to place, construct, operate, repair, maintain, relocate, and replace thereon an aerial or underground electric transmission or distribution line or system, telephone lines or cable system lines and all necessary or desirable appurtenances thereto (the "**Facilities**"), the right to cut and trim trees and shrubbery to the extent necessary to prevent interference with the Facilities, and the right of ingress and egress over Grantor's adjacent lands to or from said Easement Area for the purpose of construction, operating, repairing, maintaining, relocating or removing the Facilities. The granting of this easement shall not be construed to prohibit the Grantor from developing any adjoining property. Grantee will cause the least possible interference with the activities of Grantor and any of its agents, contractors, tenants, licensees, guests, invitees, grantees, employees, representatives, successors (including, without limitation, any and all successors in title to the Grantor's Property) and assigns in connection with its operations in the Easement Area. Grantee shall cause the surface of lands lying with the Easement Area to be promptly restored or repaired to substantially the same condition that existed at the time the Grantee or its agents entered upon it.

TO HAVE AND TO HOLD the above described electric utility easement, together with all the rights and appurtenances thereto belonging into the CITY FREDERICKSBURG, its successors and assigns until the said easement shall be abandoned, and Grantor does hereby bind itself, its successors, assigns and legal representatives to WARRANT AND FOREVER DEFEND, all and singular the above described electric utility easement and rights unto the CITY OF FREDERICKSBURG, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof.

[SIGNATURES TO FOLLOW ON NEXT PAGE]

EXECUTED this _____ day of _____, 2023.

Hill Country Memorial Hospital
a Texas nonprofit corporation

By: _____
JAYNE POPE,
Chief Executive Officer

THE STATE OF TEXAS §

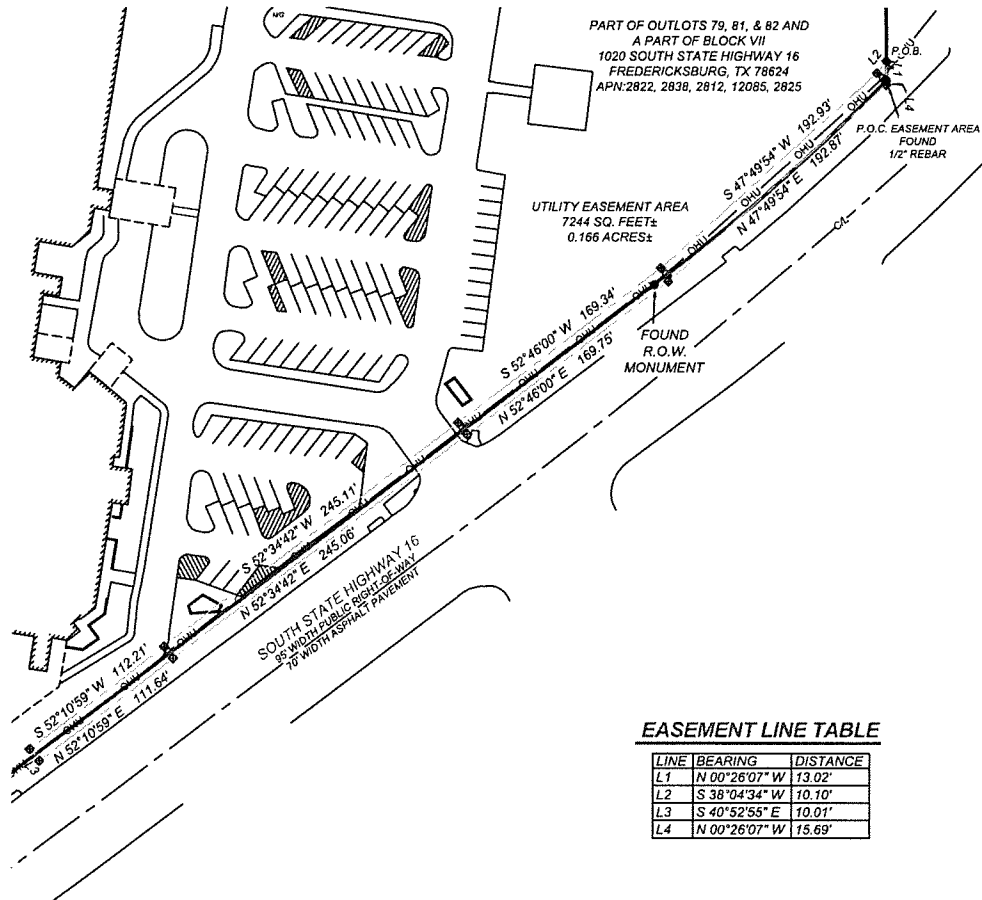
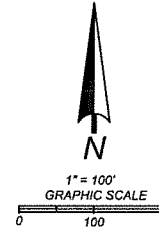
COUNTY OF GILLESPIE §

 This instrument was acknowledged before me on this the _____ day of
_____, 2023, by JAYNE POPE, Chief Executive Officer of HILL COUNTRY MEMORIAL
HOSPITAL, a Texas nonprofit corporation.

Notary Public in and for the
State of Texas

EASEMENT EXHIBIT A

1020 S STATE HIGHWAY 16
GILLESPIE COUNTY, TEXAS



EASEMENT LINE TABLE

LINE	BEARING	DISTANCE
L1	N 00°26'07" W	13.02'
L2	S 38°04'34" W	10.10'
L3	S 40°52'55" E	10.01'
L4	N 00°26'07" W	15.69'

DOCUMENT IS INCOMPLETE WITHOUT
ACCOMPANYING DESCRIPTION
THIS IS NOT A BOUNDARY SURVEY

LEGEND & SYMBOLS

- FOUND MONUMENT (AS NOTED)
- ⊕ COMPUTED POINT
- ⊙ POWER POLE
- ⊙ GUY WIRE

— BOUNDARY LINE
- - - EASEMENT LINE
- - - CENTERLINE

P.O.B. POINT OF BEGINNING

BLEW
& ASSOCIATES, P.A.

Surveying
Engineering
Mapping

SURVEYOR JOB NUMBER:
22-4729.03

EXHIBIT DRAWN BY:
RM 01/17/2023

EXHIBIT REVIEWED BY:
AJ

SHEET:
1 OF 1

BLEW & ASSOCIATES, PA**CIVIL ENGINEERS & LAND SURVEYORS****Easement Description**

AN EASEMENT LYING IN A PORTION OF THE 10.76 ACRE TRACT OF LAND SITUATED IN THE CITY OF FREDERICKSBURG, GILLESPIE COUNTY, TEXAS; BEING PART OF OUTLOTS 79, 81 & 82 AND PART OF BLOCK VII AS SAID OUTLOTS AND BLOCK ARE DESIGNATED ON THE MAP OR PLAT OF THE SAID CITY OF FREDERICKSBURG AND ENVIRONS BY THE GERMAN EMIGRATION COMPANY SAID EASEMENT CENTERED ON AN EXISTING OVERHEAD UTILITY LINE.

COMMENCING AT A FOUND 1/2" REBAR, BEING THE SOUTHEAST CORNER OF SAID 10.76 ACRE TRACT OF LAND, KNOWN AS TRACT I; THENCE NORTH 00°26'07" WEST A DISTANCE OF 13.02' TO THE START OF A 10' UTILITY EASEMENT AND THE POINT OF BEGINNING; THENCE ALONG THE NORTHERN LINE OF SAID EASEMENT FOR THE FOLLOWING 5 COURSES:

1. SOUTH 38°04'34" WEST A DISTANCE OF 10.10 FEET;
2. THENCE SOUTH 47°49'54" WEST A DISTANCE OF 192.93 FEET;
3. THENCE SOUTH 52°46'00" WEST A DISTANCE OF 169.34 FEET;
3. THENCE SOUTH 52°34'42" WEST A DISTANCE OF 245.11 FEET;
4. THENCE SOUTH 52°10'59" WEST A DISTANCE OF 112.21 FEET TO THE NORTHWESTERLY CORNER OF THE HEREIN DESCRIBED EASEMENT;
5. THENCE SOUTH 40°52'55" EAST A DISTANCE OF 10.01 FEET TO THE SOUTHWESTERLY CORNER OF THE HEREIN DESCRIBED EASEMENT;

THENCE NORTH 52°10'59" EAST A DISTANCE OF 111.64 FEET;
THENCE NORTH 52°34'42" EAST A DISTANCE OF 245.06 FEET;
THENCE NORTH 52°46'00" EAST A DISTANCE OF 169.75 FEET;
THENCE NORTH 47°49'54" EAST A DISTANCE OF 192.87 FEET;
THENCE NORTH 00°26'07" WEST A DISTANCE OF 15.69 FEET;

TO THE POINT OF BEGINNING,

HAVING AN AREA OF 7244 SQUARE FEET, 0.166 ACRES.



THE CITY OF FREDERICKSBURG
126 West Main Street

ELECTRIC UTILITY EASEMENT

STATE OF TEXAS

)

COUNTY OF GILLESPIE

)

)

KNOWN ALL MEN BY THESE PRESENTS:

That Hill Country Memorial Hospital, a Texas nonprofit corporation, being the owner of that certain tract of land found of record in Instrument No. 20228865 of the Official Records of Gillespie County Texas (the "**Grantor**"), for and in consideration of the sum of TEN DOLLARS AND NO/100 (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, does hereby GRANT, SELL AND CONVEY unto the CITY OF FREDERICKSBURG, a municipal corporation, of Gillespie County, Texas, its successors and assigns, whose address is 126 West Main Street, Fredericksburg, Texas 78624 (the "**Grantee**"), an electric utility easement ten (10) feet in width over, across, under and upon the following described lands located in Gillespie County, Texas (the "Easement Area"), to-wit:

See description and/or illustration on EXHIBIT "A", attached hereto and made a part hereof for all purposes. The Grantor(s) recognize(s) that the description and/or illustration represents the general course of the said electric utility easement and Grantor(s) hereby agree(s) that the easement hereby granted shall apply to the actual location of said facilities where constructed.

There is hereby granted unto Grantee, the right, at Grantee's sole cost and expense, to place, construct, operate, repair, maintain, relocate, and replace thereon an aerial or underground electric transmission or distribution line or system, telephone lines or cable system lines and all necessary or desirable appurtenances thereto (the "**Facilities**"), the right to cut and trim trees and shrubbery to the extent necessary to prevent interference with the Facilities, and the right of ingress and egress over Grantor's adjacent lands to or from said Easement Area for the purpose of construction, operating, repairing, maintaining, relocating or removing the Facilities. The granting of this easement shall not be construed to prohibit the Grantor from developing any adjoining property. Grantee will cause the least possible interference with the activities of Grantor and any of its agents, contractors, tenants, licensees, guests, invitees, grantees, employees, representatives, successors (including, without limitation, any and all successors in title to the Grantor's Property) and assigns in connection with its operations in the Easement Area. Grantee shall cause the surface of lands lying with the Easement Area to be promptly restored or repaired to substantially the same condition that existed at the time the Grantee or its agents entered upon it.

TO HAVE AND TO HOLD the above described electric utility easement, together with all the rights and appurtenances thereto belonging into the CITY FREDERICKSBURG, its successors and assigns until the said easement shall be abandoned, and Grantor does hereby bind itself, its successors, assigns and legal representatives to WARRANT AND FOREVER DEFEND, all and singular the above described electric utility easement and rights unto the CITY OF FREDERICKSBURG, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof.

[SIGNATURES TO FOLLOW ON NEXT PAGE]

EXECUTED this _____ day of _____, 2023.

Hill Country Memorial Hospital
a Texas nonprofit corporation

By: _____
JAYNE POPE,
Chief Executive Officer

THE STATE OF TEXAS §

COUNTY OF GILLESPIE §

 This instrument was acknowledged before me on this the _____ day of
_____, 2023, by JAYNE POPE, Chief Executive Officer of HILL COUNTRY MEMORIAL
HOSPITAL, a Texas nonprofit corporation.

Notary Public in and for the
State of Texas

AN EASEMENT BEING A PORTION OF THE 10.76 ACRE TRACT OF LAND SITUATED IN THE CITY OF FREDERICKSBURG, GILLESPIE COUNTY, TEXAS; BEING PART OF OUTLOTS 79, 81 & 82 AND PART OF BLOCK VII AS SAID OUTLOTS AND BLOCK ARE DESIGNATED ON THE MAP OR PLAT OF THE SAID CITY OF FREDERICKSBURG AND ENVIRONS BY THE GERMAN EMIGRATION COMPANY SAID EASEMENT BEING CENTERED ON AN EXISTING OVERHEAD POWERLINE, AND BEING DESCRIBED AS FOLLOWS:

COMMENCING AT A FOUND 1/2" REBAR, AT THE NORTHWEST CORNER OF SAID 10.76 ACRE TRACT OF LAND, MARKING THE SOUTHEAST INTERSECTION OF WEST WINDCREST DRIVE AND SOUTH MILAM STREET, THENCE WITH THE SOUTH RIGHT-OF-WAY LINE OF WEST WINDCREST DRIVE, THE FOLLOWING TWO COURSES:

1. NORTH 89°48'22" EAST A DISTANCE OF 348.89' TO THE POINT OF BEGINNING OF AND THE NORTHWEST CORNER OF THE HEREIN DESCRIBED EASEMENT.
2. THENCE NORTH 89°48'22" EAST ALONG THE RIGHT-OF-WAY LINE OF WEST WINDCREST DRIVE FOR A DISTANCE OF 10.40' TO THE NORTHEAST CORNER OF THE HEREIN DESCRIBED EASEMENT.

THENCE, LEAVING SAID RIGHT-OF-WAY, SOUTH 16°15'06" EAST FOR A DISTANCE OF 10.81' TO THE SOUTHEAST CORNER OF THE HEREIN DESCRIBED EASEMENT.

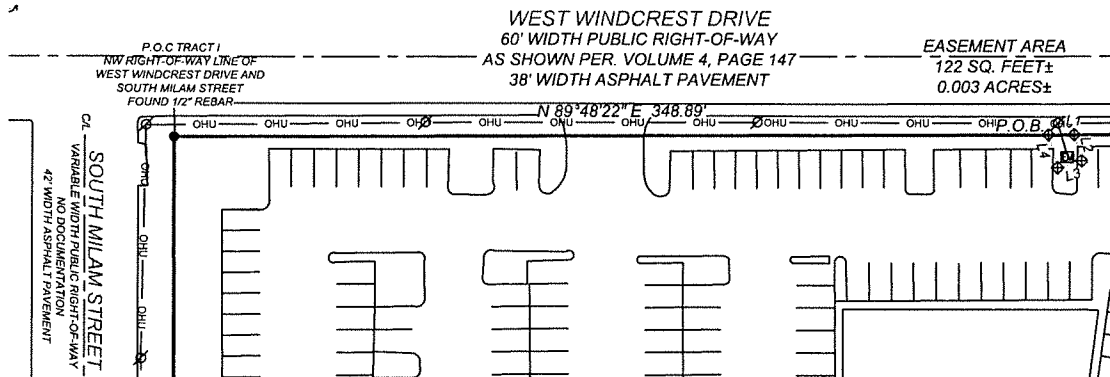
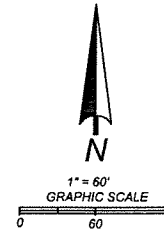
THENCE SOUTH 73°44'54" WEST FOR A DISTANCE OF 10.00' TO THE SOUTHWEST CORNER OF THE HEREIN DESCRIBED EASEMENT.

THENCE NORTH 16°15'06" WEST FOR A DISTANCE OF 13.69' TO THE POINT OF BEGINNING.

CONTAINING AN AREA OF 122 SQUARE FEET, OR 0.003 ACRES MORE OR LESS.

EASEMENT EXHIBIT A

1020 S STATE HIGHWAY 16
GILLESPIE COUNTY, TEXAS



EASEMENT LINE TABLE

LINE	BEARING	DISTANCE
L1	N 89°48'22" E	10.40'
L2	S 16°15'06" E	10.81'
L3	S 73°44'54" W	10.00'
L4	N 16°15'06" W	13.69'

LEGEND & SYMBOLS

- FOUND MONUMENT (AS NOTED)
- ⊕ COMPUTED POINT
- ⊗ POWER POLE
- ⊞ ELECTRIC METER
- BOUNDARY LINE
- - - EASEMENT LINE
- CENTERLINE
- P.O.B. POINT OF BEGINNING

THIS IS NOT A BOUNDARY SURVEY

BLEW
& ASSOCIATES, P.A.

Surveying
Engineering
Mapping

SURVEYOR JOB NUMBER:
22-4729.05

EXHIBIT DRAWN BY:
RM 01/18/2023

EXHIBIT REVIEWED BY:
AJ

SHEET:
1 OF 1



THE CITY OF FREDERICKSBURG
126 West Main Street

ELECTRIC UTILITY EASEMENT

STATE OF TEXAS)
)
COUNTY OF GILLESPIE)

KNOWN ALL MEN BY THESE PRESENTS:

That Hill Country Memorial Hospital, a Texas nonprofit corporation, being the owner of that certain tract of land found of record in Instrument No. 20228865 of the Official Records of Gillespie County Texas (the "**Grantor**"), for and in consideration of the sum of TEN DOLLARS AND NO/100 (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, does hereby GRANT, SELL AND CONVEY unto the CITY OF FREDERICKSBURG, a municipal corporation, of Gillespie County, Texas, its successors and assigns, whose address is 126 West Main Street, Fredericksburg, Texas 78624 (the "**Grantee**"), an electric utility easement ten (10) feet in width over, across, under and upon the following described lands located in Gillespie County, Texas (the "Easement Area"), to-wit:

See description and/or illustration on EXHIBIT "A", attached hereto and made a part hereof for all purposes. The Grantor(s) recognize(s) that the description and/or illustration represents the general course of the said electric utility easement and Grantor(s) hereby agree(s) that the easement hereby granted shall apply to the actual location of said facilities where constructed.

There is hereby granted unto Grantee, the right, at Grantee's sole cost and expense, to place, construct, operate, repair, maintain, relocate, and replace thereon an aerial or underground electric transmission or distribution line or system, telephone lines or cable system lines and all necessary or desirable appurtenances thereto (the "**Facilities**"), the right to cut and trim trees and shrubbery to the extent necessary to prevent interference with the Facilities, and the right of ingress and egress over Grantor's adjacent lands to or from said Easement Area for the purpose of construction, operating, repairing, maintaining, relocating or removing the Facilities. The granting of this easement shall not be construed to prohibit the Grantor from developing any adjoining property. Grantee will cause the least possible interference with the activities of Grantor and any of its agents, contractors, tenants, licensees, guests, invitees, grantees, employees, representatives, successors (including, without limitation, any and all successors in title to the Grantor's Property) and assigns in connection with its operations in the Easement Area. Grantee shall cause the surface of lands lying with the Easement Area to be promptly restored or repaired to substantially the same condition that existed at the time the Grantee or its agents entered upon it.

TO HAVE AND TO HOLD the above described electric utility easement, together with all the rights and appurtenances thereto belonging into the CITY FREDERICKSBURG, its successors and assigns until the said easement shall be abandoned, and Grantor does hereby bind itself, its successors, assigns and legal representatives to WARRANT AND FOREVER DEFEND, all and singular the above described electric utility easement and rights unto the CITY OF FREDERICKSBURG, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof.

[SIGNATURES TO FOLLOW ON NEXT PAGE]

EXECUTED this _____ day of _____, 2023.

Hill Country Memorial Hospital
a Texas nonprofit corporation

By: _____
JAYNE POPE,
Chief Executive Officer

THE STATE OF TEXAS §

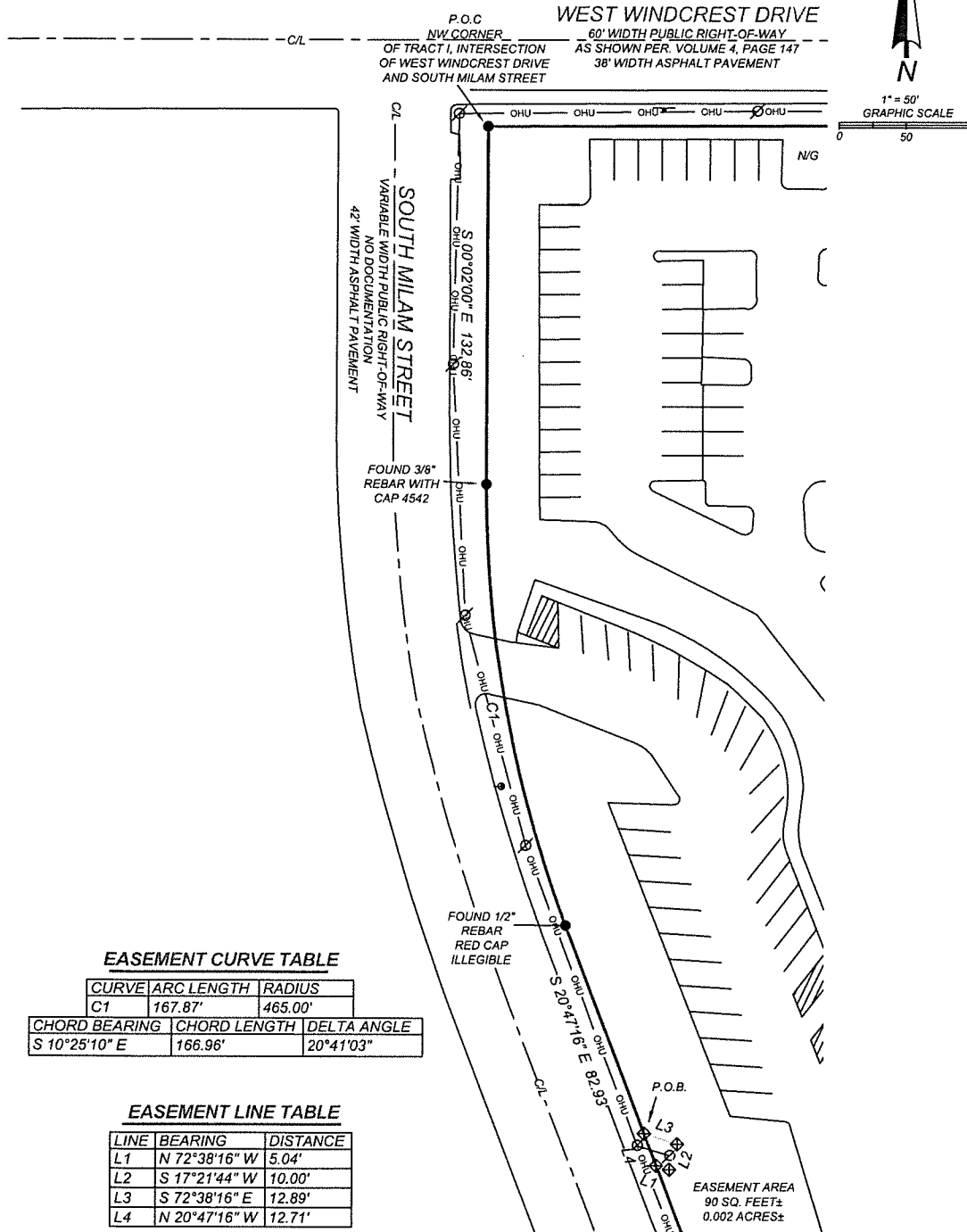
COUNTY OF GILLESPIE §

 This instrument was acknowledged before me on this the _____ day of _____, 2023, by JAYNE POPE, Chief Executive Officer of HILL COUNTRY MEMORIAL HOSPITAL, a Texas nonprofit corporation.

Notary Public in and for the
State of Texas

EASEMENT EXHIBIT A

1020 S STATE HIGHWAY 16
GILLESPIE COUNTY, TEXAS



THIS IS NOT A BOUNDARY SURVEY

LEGEND & SYMBOLS

- FOUND MONUMENT (AS NOTED)
- ⊕ COMPUTED POINT
- ⊗ POWER POLE
- ⊙ GUY WIRE

— BOUNDARY LINE
- - - EASEMENT LINE
- - - CENTERLINE

BLEW
& ASSOCIATES, P.A.

Surveying
Engineering
Mapping

SURVEYOR JOB NUMBER:
22-4729.04

EXHIBIT DRAWN BY:
RM 01/18/2023

EXHIBIT REVIEWED BY:
AJ

SHEET:
1 OF 1

BLEW & ASSOCIATES, PA
CIVIL ENGINEERS & LAND SURVEYORS

Easement Description

AN EASEMENT BEING A PORTION OF THE 10.76 ACRE TRACT OF LAND SITUATED IN THE CITY OF FREDERICKSBURG, GILLESPIE COUNTY, TEXAS; BEING PART OF OUTLOTS 79, 81 & 82 AND PART OF BLOCK VII AS SAID OUTLOTS AND BLOCK ARE DESIGNATED ON THE MAP OR PLAT OF THE SAID CITY OF FREDERICKSBURG AND ENVIRONS BY THE GERMAN EMIGRATION COMPANY SAID EASEMENT BEING CENTERED ON AN EXISTING OVERHEAD UTILITY LINE AND DESCRIBED AS FOLLOWS:

BEGINNING AT A FOUND 1/2" REBAR MARKING THE SOUTHEAST INTERSECTION OF WEST WINDCREST DRIVE AND SOUTH MILAM STREET; THENCE WITH THE EAST RIGHT-OF-WAY LINE OF SOUTH MILAM STREET, THE FOLLOWING THREE (3) COURSES:

1. SOUTH 00°02'00" EAST A DISTANCE OF 132.86 TO A FOUND 3/8" REBAR WITH A CAP INSCRIBED "4542";
2. THENCE, WITH AN ARC DISTANCE OF 167.87 FEET, ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 465.00 FEET, WITH A CHORD BEARING SOUTH 10°25'10" EAST AND CHORD LENGTH OF 166.96 FEET TO A FOUND 1/2" REBAR WITH A RED ILLEGIBLE CAP;
3. THENCE SOUTH 20°47'16" EAST FOR A DISTANCE OF 82.93 FEET TO THE POINT OF BEGINNING OF THE HEREIN DESCRIBED 10' UTILITY EASEMENT.

THENCE DEPARTING SAID RIGHT-OF-WAY AND CONTINUING ALONG SAID 10' UTILITY EASEMENT THE FOLLOWING FOUR (4) COURSES:

1. SOUTH 72°38'16" EAST, ALONG A DISTANCE OF 12.89' TO THE NORTHEAST CORNER OF SAID UTILITY EASEMENT;
2. THENCE SOUTH 17°21'44" WEST A DISTANCE OF 10.00' TO THE SOUTHEAST CORNER OF SAID UTILITY EASEMENT;
3. THENCE NORTH 72°38'16" WEST A DISTANCE OF 5.04' TO THE NORTHWEST RIGHT-OF-WAY LINE OF SOUTH MILAM STREET;
4. THENCE ALONG SAID RIGHT-OF-WAY NORTH 20°47'16" WEST FOR A DISTANCE OF 12.71' TO POINT OF BEGINNING.

CONTAINING AN AREA OF 90 SQUARE FEET, OR 0.002 ACRES MORE OR LESS.

Easement / Right-of-Way Joint Use Agreement

THE STATE OF TEXAS §

COUNTY OF GILLESPIE §

Be it known, that the City of Fredericksburg, herein after referred to as “City,” does consent and agree to permit the building encroachment illustrated in the attached “Exhibit A” and does further agree and permit Hill Country Memorial Hospital, a Texas nonprofit corporation, herein after referred to as “Applicant,” to use the building encroachment located within Lot No. 4R, Crestwind-Revised, a subdivision in the City of Fredericksburg, Gillespie County, Texas, according to the map or plat of record in Volume 1, Page 184, Plat Records of Gillespie County, Texas, here referred to and made a part hereof (“Property”), to be used for the purposes of the building encroachment graphically depicted in “Exhibit “A”; and being subject to the following conditions:

I.

That the Applicant, its successors or assigns shall maintain in good condition all of the easement area and the improvements situated thereon; and, that City shall not become responsible for such maintenance at any time in the future.

II.

That the Applicant shall and does hereby agree to indemnify and hold harmless the City from any and all damages, loss or liability of any kind whatsoever by reason of injury to property or third person occasioned by its use of the easement/right of way or act of omission, neglect or wrong doing of Applicant, its officers, agents, employees, invitees or other persons, with regard to the improvements and maintenance of such improvements; and the Applicant shall, at its own cost and expense, defend and protect City against any and all such claims and demands.

III.

That the Applicant, its successors or assigns shall not seek compensation from City for loss of the value of the improvements made hereunder when such improvements are required to be removed by Applicant.

IV.

This agreement shall be filed of record in the Official Records of Gillespie County, Texas, and shall bind all future owners of this Property and shall for all purposes be considered a covenant running with the land.

IN TESTIMONY WHEREOF, Applicant executes this Right-of-Way Use Agreement on this _____ day of _____, 2023.

CITY OF FREDERICKSBURG, TEXAS
a Texas home-rule city

By: _____

(Printed Name and Title)

THE STATE OF TEXAS §

COUNTY OF GILLESPIE §

This instrument was acknowledged before me on this the ____ day of _____,
2023, by _____, _____ of CITY OF
FREDERICKSBURG, TEXAS, a Texas home-rule city.

Notary Public in and for the
State of Texas

HILL COUNTRY MEMORIAL HOSPITAL
a Texas nonprofit corporation

By: _____
JAYNE POPE,
Chief Executive Officer

THE STATE OF TEXAS §

COUNTY OF GILLESPIE §

This instrument was acknowledged before me on this the ____ day of _____, 2023,
by JAYNE POPE, Chief Executive Officer of HILL COUNTRY MEMORIAL HOSPITAL, a Texas
nonprofit corporation.

Notary Public in and for the
State of Texas

Easement / Right-of-Way Joint Use Agreement

THE STATE OF TEXAS §

COUNTY OF GILLESPIE §

Be it known, that the City of Fredericksburg, herein after referred to as “City,” does consent and agree to permit the building encroachment illustrated in the attached “Exhibit A” and does further agree and permit Hill Country Memorial Hospital, a Texas nonprofit corporation, herein after referred to as “Applicant,” to use the building encroachment located within Lot No. 4R, Crestwind-Revised, a subdivision in the City of Fredericksburg, Gillespie County, Texas, according to the map or plat of record in Volume 1, Page 184, Plat Records of Gillespie County, Texas, here referred to and made a part hereof (“Property”), to be used for the purposes of the building encroachment graphically depicted in “Exhibit “A”; and being subject to the following conditions:

I.

That the Applicant, its successors or assigns shall maintain in good condition all of the easement area and the improvements situated thereon; and, that City shall not become responsible for such maintenance at any time in the future.

II.

That the Applicant shall and does hereby agree to indemnify and hold harmless the City from any and all damages, loss or liability of any kind whatsoever by reason of injury to property or third person occasioned by its use of the easement/right of way or act of omission, neglect or wrong doing of Applicant, its officers, agents, employees, invitees or other persons, with regard to the improvements and maintenance of such improvements; and the Applicant shall, at its own cost and expense, defend and protect City against any and all such claims and demands.

III.

That the Applicant, its successors or assigns shall not seek compensation from City for loss of the value of the improvements made hereunder when such improvements are required to be removed by Applicant.

IV.

This agreement shall be filed of record in the Official Records of Gillespie County, Texas, and shall bind all future owners of this Property and shall for all purposes be considered a covenant running with the land.

IN TESTIMONY WHEREOF, Applicant executes this Right-of-Way Use Agreement on this _____ day of _____, 2023.

CITY OF FREDERICKSBURG, TEXAS
a Texas home-rule city

By: _____

(Printed Name and Title)

THE STATE OF TEXAS §

COUNTY OF GILLESPIE §

This instrument was acknowledged before me on this the ____ day of _____,
2023, by _____, _____ of CITY OF
FREDERICKSBURG, TEXAS, a Texas home-rule city.

Notary Public in and for the
State of Texas

HILL COUNTRY MEMORIAL HOSPITAL
a Texas nonprofit corporation

By: _____
JAYNE POPE,
Chief Executive Officer

THE STATE OF TEXAS §

COUNTY OF GILLESPIE §

This instrument was acknowledged before me on this the ____ day of _____, 2023,
by JAYNE POPE, Chief Executive Officer of HILL COUNTRY MEMORIAL HOSPITAL, a Texas
nonprofit corporation.

Notary Public in and for the
State of Texas

Easement / Right-of-Way Joint Use Agreement

THE STATE OF TEXAS §

COUNTY OF GILLESPIE §

Be it known, that the City of Fredericksburg, herein after referred to as “City,” does consent and agree to permit the parking space encroachment located adjacent to West Windcrest Drive, as illustrated in the attached “Exhibit A” and does further agree and permit Hill Country Memorial Hospital, a Texas nonprofit corporation, herein after referred to as “Applicant,” to use the street right-of-way abutting that certain 2.46 acres of land, more or less, situated in the City of Fredericksburg, Gillespie County, Texas, part of Outlot No. 82, as said Outlot is shown on the map of Fredericksburg, Texas, and Environs by the German Emigration Company; said 2.46 acre tract of land is described by metes and bounds on “Exhibit B”, attached hereto and made a part hereof (“Property”), to be used for the purposes of the parking space encroachment graphically depicted in “Exhibit “A”; and being subject to the following conditions:

I.

That the Applicant, its successors or assigns shall maintain in good condition all of the easement area and the improvements situated thereon; and, that City shall not become responsible for such maintenance at any time in the future.

II.

That the Applicant shall and does hereby agree to indemnify and hold harmless the City from any and all damages, loss or liability of any kind whatsoever by reason of injury to property or third person occasioned by its use of the easement/right of way or act of omission, neglect or wrong doing of Applicant, its officers, agents, employees, invitees or other persons, with regard to the improvements and maintenance of such improvements; and the Applicant shall, at its own cost and expense, defend and protect City against any and all such claims and demands.

III.

That the Applicant, its successors or assigns shall not seek compensation from City for loss of the value of the improvements made hereunder when such improvements are required to be removed by Applicant.

IV.

This agreement shall be filed of record in the Official Records of Gillespie County, Texas, and shall bind all future owners of this Property and shall for all purposes be considered a covenant running with the land.

IN TESTIMONY WHEREOF, Applicant executes this Right-of-Way Use Agreement on this _____ day of _____, 2023.

CITY OF FREDERICKSBURG, TEXAS
a Texas home-rule city

By: _____

(Printed Name and Title)

THE STATE OF TEXAS §

COUNTY OF GILLESPIE §

This instrument was acknowledged before me on this the ____ day of _____,
2023, by _____, _____ of CITY OF
FREDERICKSBURG, TEXAS, a Texas home-rule city.

Notary Public in and for the
State of Texas

HILL COUNTRY MEMORIAL HOSPITAL
a Texas nonprofit corporation

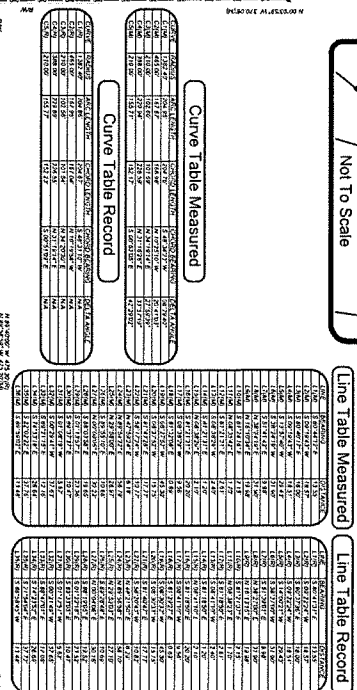
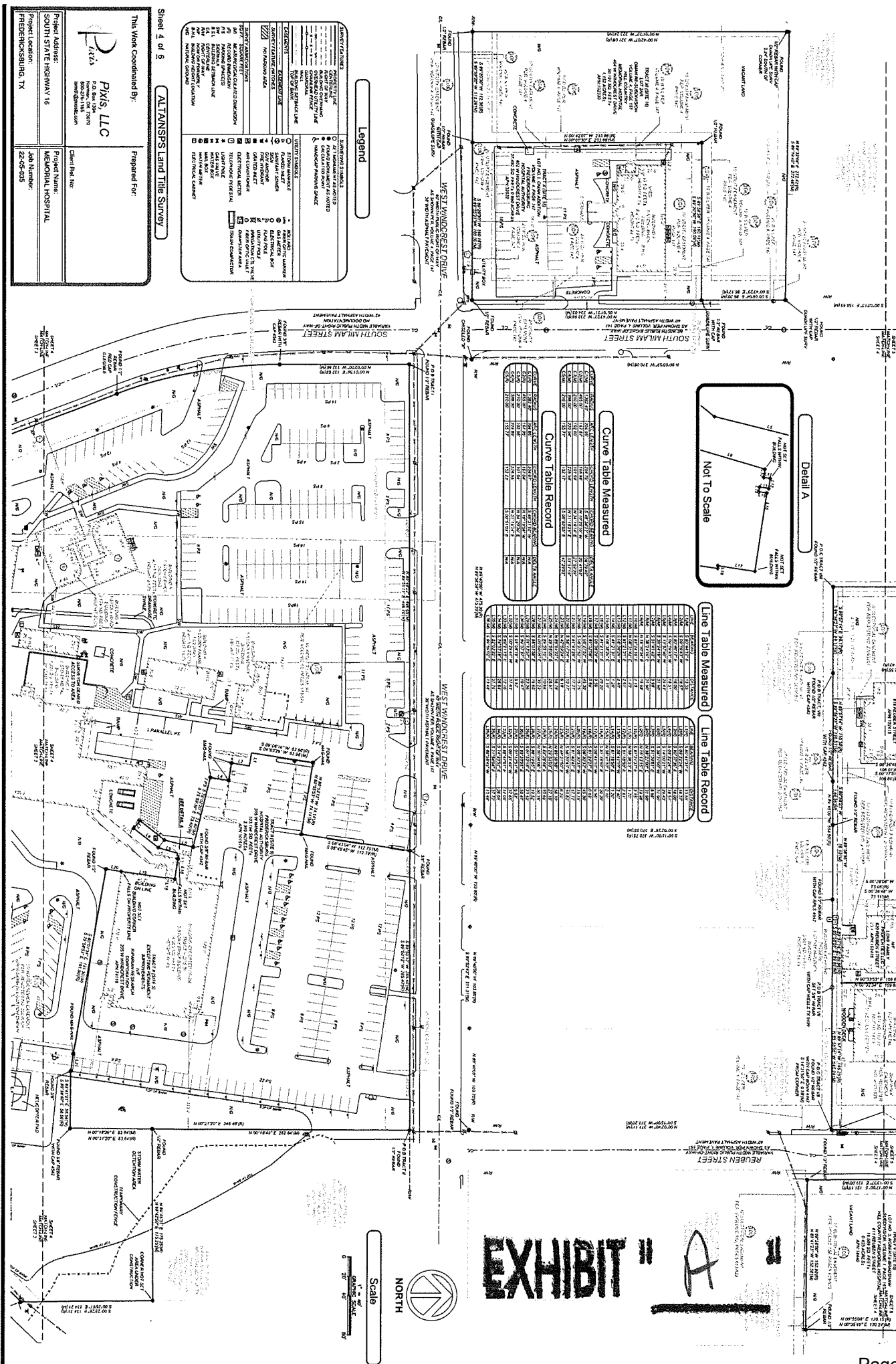
By: _____
JAYNE POPE,
Chief Executive Officer

THE STATE OF TEXAS §

COUNTY OF GILLESPIE §

This instrument was acknowledged before me on this the ____ day of _____, 2023,
by JAYNE POPE, Chief Executive Officer of HILL COUNTRY MEMORIAL HOSPITAL, a Texas
nonprofit corporation.

Notary Public in and for the
State of Texas

[illegible]

A DESCRIPTION OF A 2.46 ACRE TRACT OF LAND SITUATED IN THE CITY OF FREDERICKSBURG, GILLESPIE COUNTY, TEXAS; BEING PART OF OUTLOT NO. 82 AS SAID OUTLOT IS DESIGNATED ON THE MAP OR PLAT OF THE SAID CITY OF FREDERICKSBURG AND ENVIRONS BY THE GERMAN EMIGRATION COMPANY, COMPRISING ALL OR A PORTION OF THE FOLLOWING TRACTS OF LAND DESCRIBED IN THE GILLESPIE COUNTY DEED RECORDS:

PART OF THAT CERTAIN 1.52 ACRE (DEED/CALLED ACREAGE) TRACT OF LAND DESCRIBED IN A CONVEYANCE FROM OLIVER KOWERT TO HILL COUNTRY MEMORIAL HOSPITAL, FOUND OF RECORD IN A CORRECTION DEED DATED JULY 30TH, 1970, RECORDED IN VOLUME 98, PAGE 226 ET SEQ. OF THE DEED RECORDS OF SAID COUNTY, AND ALL

OF THAT CERTAIN 1.4208 ACRE (DEED/CALLED ACREAGE) TRACT OF LAND DESCRIBED IN A CONVEYANCE FROM RESOLUTION TRUST CORPORATION, ET AL TO THE SAID HILL COUNTRY MEMORIAL HOSPITAL, FOUND OF RECORD IN A SPECIAL WARRANTY DEED RECORDED IN VOLUME 219, PAGE 600 ET SEQ. OF THE REAL PROPERTY RECORDS OF SAID COUNTY;

SAID 2.46 ACRE TRACT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A 3/8 INCH IRON ROD SET AT THE POINT OF INTERSECTION OF THE WEST R.O.W. (RIGHT-OF-WAY) LINE OF STATE HIGHWAY NO. 16 WITH THE SOUTH LINE OF WINDCREST DRIVE, BEING AT THE EAST CORNER OF THE SAID 1.4208 ACRE TRACT, FOR THE EAST CORNER HEREOF;

THENCE WITH SAID WEST R.O.W. LINE, A DISTANCE OF 485.38 FEET ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 1382.40 FEET AND A CHORD BEARING. OF SOUTH 34° 34' 52" WEST, A DISTANCE OF 482.89 FEET TO A 1/2 INCH IRON ROD FOUND AT THE COMMON SOUTH CORNER OF THE SAID 1.4208 ACRE TRACT AND THE SAID 1.52 ACRE TRACT, FOR THE SOUTH CORNER HEREOF;

THENCE DEPARTING SAID R.O.W. LINE WITH THE COMMON LINE OF THE SAID 1.4208 ACRE TRACT AND THE SAID 1.52 ACRE TRACT NORTH 00° 23' 26" WEST, A DISTANCE OF 134.21 FEET TO A 1/2 INCH IRON ROD FOUND, FOR A REENTRANT CORNER HEREOF;

THENCE DEPARTING SAID COMMON LINE AND PASSING OVER AND ACROSS THE SAID 1.52 ACRE TRACT, SOUTH 89° 45' 31" WEST, A DISTANCE OF 175.25 FEET TO A 1/2 INCH IRON ROD FOUND ON THE WEST LINE THEREOF, BEING AT THE SOUTHEAST CORNER OF A 1.67 ACRE (DEED/CALLED ACREAGE) TRACT OF LAND DESCRIBED IN VOLUME 195, PAGE 42 ET SEQ. OF THE SAID DEED RECORDS AND AT THE NORTHEAST CORNER OF THAT CERTAIN 1.00 ACRE (DEED/CALLED ACREAGE) TRACT OF LAND DESCRIBED IN SAID VOLUME 98, AT PAGE 224 ET SEQ., FOR THE SOUTHWEST CORNER HEREOF;

THENCE WITH THE COMMON LINE OF THE SAID 1.52 ACRE TRACT AND THE SAID 1.67 ACRE TRACT, NORTH 00° 21' 20" EAST, A DISTANCE OF 262.84 FEET TO A 1/2 INCH IRON ROD FOUND ON THE SAID SOUTH LINE OF WINDCREST DRIVE AT THE COMMON NORTH CORNER OF SAID 1.52 ACRE TRACT AND SAID 1.67 ACRE TRACT, FOR THE NORTHWEST CORNER HEREOF;

THENCE WITH THE SAID SOUTH LINE OF WINDCREST DRIVE, BEING THE NORTH LINE OF THE SAID 1.52 ACRE TRACT AND CONTINUING WITH THE NORTH LINE OF THE SAID 1.4208 ACRE TRACT, NORTH 89° 50' 13" EAST, AT A DISTANCE OF 171.91 FEET AN "X" FOUND CUT IN CONCRETE AT THE COMMON NORTH CORNER OF SAID 1.52 ACRE TRACT AND SAID 1.4208 ACRE TRACT, CONTINUING FOR A TOTAL DISTANCE OF 448.61 FEET TO THE POINT OF BEGINNING, CONTAINING 2.46 ACRES OF LAND, MORE OR LESS.

EXHIBIT " B "



CITY COUNCIL AGENDA MEMO

DEPARTMENT: City Secretary
TO: Mayor & City Council Members
FROM: Shelley Goodwin, City Secretary
MEETING DATE: February 8, 2023

CATEGORY: OTHER ACTION ITEMS AND
UPDATES

CAPTION: Consider, discuss and take action regarding the 2023 Hotel Occupancy Tax Recipients process and deadlines (Shelley Goodwin, City Secretary).

PRESENTATION:

SUMMARY:

The City Council approves funding for local non-profit organizations which meet the requirement for Hotel Occupancy Tax (HOT) provided by the State Comptroller.

BACKGROUND:

A few years ago the City Attorney and City Secretary provided several changes to the HOT funding process. A presentation will be provided at the City Council Meeting to provide a review of the guidelines, deadlines and suggestions for possible changes to the City's program.

FUNDING SOURCE:

FINANCIAL IMPACT:

\$500,000.00

STAFF RECOMMENDATION:

COMMUNITY VISIONING/STRATEGIC INITIATIVES:

Business Visioning
Quality of Life Vision

ATTACHMENTS:

1. 2023 HOT application (002)
2. 2023 HOT FUNDING TIMELINE

APPROVAL/REVIEW:

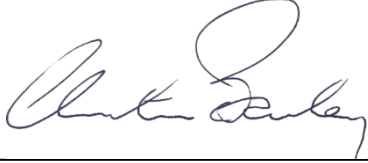


Laura Hollenbeak, Finance Director

Date: January 24, 2023

William McKamie, Interim City Attorney

Date: January 24, 2023



Clinton Bailey, City Manager

Date: February 02, 2023



City of Fredericksburg, Texas

HOTEL OCCUPANCY TAX FUNDING APPLICATION

2023

Date Application received (To be completed by City Staff):		
Official Name of Organization/Entity:	Is Organization/Entity a non-profit?	Date Organization/Entity Founded:
Organization/Entity Mailing Address:		
Organization/Entity website:		
Name and Title of Person authorized to act on behalf of Organization/Entity for this application ("Applicant"):	Organization/Entity Phone:	
	Organization/Entity Email:	

SECTION A – FUNDING REQUEST DESCRIPTION

Name of Project/Event:		Project/Event Date(s):
Estimated number of room nights that will be occupied at local hotels, motels, & short term rentals by attendees of your event(s) or project(s)?	Estimated number of the annual attendance at your event(s) or project(s)?	Amount of funds requested:
Project/Event location(s):		

In the space below, please describe each individual project/event for which funding is sought, and explain how each project/event will directly enhance and promote tourism and the hotel/motel/short term rental (STR) industry in the City of Fredericksburg:

SECTION B – FUNDING CATEGORIES AUTHORIZED BY TEXAS LAW (Please indicate which funding categories are applicable to your project/event – multiple categories may be selected)

	Check box below
1. Construction, maintenance and operation of Convention or visitor center	
2. Facilities and personnel for the registration of convention delegates	
3. Advertising and promotional programs to attract tourists	
4. Encouragement and promotion of the arts	
5. Historical restoration and preservation projects, advertising to encourage tourists to visited historic sites and museums	
6. Signage directing the public to sights and attractions frequently visited by tourists	
7. Certain transportation systems serving tourists and hotel guests; and, for certain cities	
8. Sporting events for which the majority of participants come from out of town	
9. Qualifying sports facilities that routinely host regional or national tournament	
10. Coliseums or multiuse facilities	

SECTION C – ASSURANCES

The Applicant hereby certifies to the City of Fredericksburg that, to the best of the Applicant's knowledge and belief, the:

1. Project(s)/event(s) for which financial assistance is sought will be administered in accordance with Federal, State, and local law;
2. HOT funds received as a result of this application will be used solely for the project(s)/event(s) described herein;
3. Applicant has read, understands, and will conform to the City HOT Guidelines; and
4. Figures, facts and representations made in this application, including any attachments hereto, are true and correct.

Receipt of any HOT funds awarded pursuant to this application is conditioned upon the execution of a Hotel Occupancy Tax Grant Agreement with the City.

PLEASE ATTACH TO APPLICATION:

1. Copy of the organization/entity IRS 501(c)(3) ruling letter, if applicable.
2. If you cannot provide an estimated number of room nights to be occupied at local hotels, motels, short term rentals, or bed and breakfast inns by attendees of your project/event, or if you cannot provide an estimated number of attendees of your project/event, please attach an explanation of why your project/event prevents you from estimating the number of local room nights or attendees for your event(s) or project.

PLEASE MAKE SURE ALL HOT REPORTS THAT ARE DUE FOR THE PREVIOUS YEAR HAVE BEEN SUBMITTED.

Applicant Signature:	Date signed:
Applicant Name & Title (print or type):	Applicant Phone (if different from phone # listed on page 1):
Applicant Address (if different from Mailing Address listed on page 1):	Applicant E-Mail Address (if different from e-mail address listed on page 1):

Applications are due the City Secretary by March 24, 2023, by 4:30 p.m.

2023 HOT FUNDING TIMELINE

Timeframe for funding is May 1, 2023 – April 30, 2024

February 8, 2023	Update City Council on possible program changes and update website
February 23, 2023	HOT Orientation regarding process and qualification meeting.
March 8, 2023	Put ad in the Fredericksburg Standard
March 24, 2023	Deadline to submit Applications
March 30, 2023	Provide City Council with HOT Funding Applications
April 5, 2023	City Attorney and CVB Deadline for reviewing applications. The review will be provided to the City Council.
April 10, 2023	Deadline to get the HOT Binders to City Council
April 18, 2023	City Council Regular Meeting approve the HOT Funding Allocations
April 20, 2023	Start getting contracts signed. After contract is sign then a copy is provided to Finance to provide the funding.



CITY COUNCIL AGENDA MEMO

DEPARTMENT: City Manager
TO: Mayor & City Council Members
FROM: Clinton Bailey, City Manager
MEETING DATE: February 8, 2023

CATEGORY: OTHER ACTION ITEMS AND
UPDATES

CAPTION: Consider, discuss and take action on the City Council 2023 Goals and Priorities (Clinton Bailey, City Manager).

PRESENTATION:

SUMMARY:

The purpose of this item is for the discussion of City Council priorities for 2023. The priorities that are identified during this discussion will provide City staff with helpful guidance and direction for the new year and as we begin to transition into preparing the budget for the coming year.

BACKGROUND:

This item is intended to be a high level discussion regarding community priorities and is being discussed far in advance of the FY2024 budget process which typically begins in the May/June timeframe. The City Council went through a similar process during a workshop meeting on June 20, 2022 when the Council began to establish priorities at the beginning of the FY 2023 budget process.

FUNDING SOURCE: N/A

FINANCIAL IMPACT:
N/A

STAFF RECOMMENDATION:

It is recommended that the City Council identify and discuss the priorities you would like to address for the remainder of FY2023 and begin planning for development of the FY2024 budget.

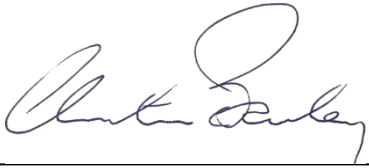
COMMUNITY VISIONING/STRATEGIC INITIATIVES:

Business Visioning
Government Vision
Family Life Vision
Quality of Life Vision

ATTACHMENTS:

None

APPROVAL/REVIEW:



Clinton Bailey, City Manager

Date: February 02, 2023



Shelley Goodwin, City Secretary

Date: February 02, 2023



CITY COUNCIL AGENDA MEMO

DEPARTMENT: City Secretary

TO: Mayor & City Council Members

FROM: Clinton Bailey, City Manager

MEETING DATE: February 8, 2023

CATEGORY: ITEMS FOR FUTURE AGENDA

CAPTION: Review the Future Agenda Spreadsheet (Clinton Bailey, City Manager).

PRESENTATION:

SUMMARY:

The City Manager will review the Future Agenda Spreadsheet with the City Council.

BACKGROUND:

The City Manager will review the Future Agenda Spreadsheet with the City Council. The City Manager and City Council will provide updates to the spreadsheet.

FUNDING SOURCE:

FINANCIAL IMPACT:

STAFF RECOMMENDATION:

Staff recommends reviewing the spreadsheet and possibly adding and moving items.

COMMUNITY VISIONING/STRATEGIC INITIATIVES:

Business Visioning

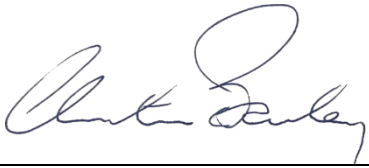
ATTACHMENTS:

1. Future Agenda Worksheet 2023

APPROVAL/REVIEW:

Shelley Goodwin, City Secretary

Date: February 01, 2023



Clinton Bailey, City Manager

Date: February 02, 2023

Future Agenda Items

2-21-2023 City Council Regular Meeting

<u>Item #</u>	<u>Name of Item</u>	<u>Action</u>	<u>Creator</u>	<u>Department</u>
2023-6	Consider approval of City Council Minutes for the January 17, 2023, Regular Meeting.	Consent	Shelley Goodwin	City Secretary
2023-50	Z-2229 - 510 Mueller #23 CUP	Public Hearing & Approval	Shelby Collier	Development Services
2023-51	Z-2232 - A - 106 E. Nimitz Land Use Change	Public Hearing & Approval	Shelby Collier	Development Services
2023-52	Z-2232 - B - 106 E. Nimitz Zoning Change	Public Hearing & Approval	Shelby Collier	Development Services
2023-53	Z-2234 - 901 E. Highway St Condominium Residential CUP	Public Hearing & Approval	Shelby Collier	Development Services
2023-54	Z-2235 - 903 N. Milam STR-Nonconforming Expansion CUP	Public Hearing & Approval	Shelby Collier	Development Services
2023-46	Evaluations (City Manager)	Executive Session	Clinton Bailey	City Manager
2022-44	Convention & Visitor Bureau Lease Agreement (recent lease ended 12-31-2022 and is now on a month-to-month basis)	Approval	Andrea Schmidt	Parks & Recreation

Future Agenda Items

2023-69	Consider approval of Police Department Officer Rifle-Resistant Body Armor grant.	Consent	Derek Seelig	Police
2023-70	Consider the purchase of new Christmas decorations, including a new Christmas tree and wreaths for Marktplatz.	Approval	Andrea Schmidt	Parks and Recreation
2023-71	Consider adopting new fees and policies for sports facility usage.	Approval	Andrea Schmidt	Parks and Recreation
	Consider the approval of Police department Body-Worn Camera Program grant.	Consent	Derek Seelig	Police
	Consider the approval of Police Department estimate from FarrWest Specialty vehicles for outfitting and installation of equipment in 7 new patrol vehicles.	Consent	Derek Seelig	Police

3-7-2023 City Council Special Meeting

<u>Item #</u>	<u>Name of Item</u>	<u>Action</u>	<u>Creator</u>	<u>Department</u>
2023-6	Consider approval of City Council Minutes for the February 8, 2023, Regular Meeting.	Consent	Shelley Goodwin	City Secretary

Future Agenda Items

Future Agenda Items

<u>Item #</u>	<u>Name of Item</u>	<u>Action</u>	<u>Proposed Agenda date</u>	<u>Creator</u>	<u>Department</u>
	Boards and Commissions (1 Market Square Redevelopment vacancy)	Approve	March 2023	Shelley Goodwin	City Secretary
	W. Live Oak Zoning & Land Use Change	Public Hearing and approval of Ordinance		Anna Hudson	Development Services Director
	Intersection Traffic Control Device Modifications	Public Hearing/ Approval		Garret Bonn	Public Works - Streets, Water, Sanitation, Drainage, and Electric
	Soccer Fields 1) Existing soccer field lease 2) Long term agreement with Soccer Assoc. for construction of field 3) Ernst property decision	Update	February or March	Andrea Schmidt	Parks and Recreation
	Events - mass event rentals and fees at Market Square	Discussion	January 2023	Jennifer Krupa	Parks and Recreation
	Future Plans for Landfill	Discussion	March 2023	Garret Bonn	Public Works - Streets, Water, Sanitation, Drainage, and Electric
	Performance Agreement - Friendship Oaks Phase I	Approval Agreement		Evan Williamson	Engineering

Future Agenda Items

	Purchasing Policy	Approval of Resolution		Laura Hollenbeak	Finance
2023-49	2023 Water Supply and Weather Outlook Presentation	Discussion with Water Expert	Joint Workshop	Kris Kneese	Public Works
	Ordinance for collection of debits on Civil Admin. Hearing items	Approval of Ordinance			
2023-60	Consider the approval of a street closure request for W. Austin Street, from N. Crockett to N. Adams from T.B.D. to T.B.D. for the Fredericksburg Car Fest event scheduled for Saturday, June 3, 2023.			Jennifer Krupa	Parks and Recreation
2023-61	Consider the approval of a street closure request to close the parking lane and one southbound lane adjacent to Marktplatz on Adams Street beginning on Friday, June 9, 2023, at 7:00 a.m. until Monday, June 12, 2023, at noon for the Fredericksburg Craft Beer Festival event scheduled for Saturday, June 10, 2023.			Jennifer Krupa	Parks and Recreation
2023-63	Consider the approval of a street closure request to allow Kraut Run event organizers to close W. Travis St. from N. Crockett to N. Adams from 6:00 a.m. to 12:00 p.m. on Saturday, October 7, 2023.			Jennifer Krupa	Parks and Recreation
2023-64	Consider the approval of a street closure request for Adams Street (parking lane and one southbound lane) between Main Street and Austin Street beginning on Thursday, October 26, 2023, at 7:00			Jennifer Krupa	Parks and Recreation

Future Agenda Items

a.m., through Monday, October 30, 2023, at 12:00 p.m., for the Fredericksburg Food & Wine Fest.

2023-65	Consider the approval of a street closure request to close one southbound traffic lane and the parking lane adjacent to Marktplatz on North Adams from Austin to Main Street beginning Friday, October 20, 2023, at 7:00 a.m. until Sunday, October 22, 2023, at 12:00 p.m. for Bestfest.		Jennifer Krupa	Parks and Recreation
2023-66	Consider the approval of a street closure request to close W. San Antonio Street from S. Adams/State Highway 16 South to S. Crockett Street from TBD to TBD, for an event at the old jail facility hosted by the Gillespie County Historical Society on October , 2023.		Jennifer Krupa	Parks and Recreation
2023-67	Consider the approval of street closure requests for W. Crockett Street from N. Austin to N. Travis Street; W. Schubert (eastbound lane only) from N. Crockett to N. Adams Street, and N. Adams Street (southbound lane only) from W. Schubert to the church entrance on Adams Street; from 5:30 p.m. to 8:30 p.m., on both Friday and Saturday, December 8 & 9, 2023, for the Christmas Journey event hosted by Bethany Lutheran Church.		Jennifer Krupa	Parks and Recreation
2023-72	Consider extending the lease for Girl Scout Cabin	4-2023	Andrea Schmidt	Parks and Recreation
2023-73	Enter into new lease agreement with Soccer Association	3-2-2023	Andrea Schmidt	Parks and Recreation

Future Agenda Items

2023-74	Consider naming rights for Marktplatz northwest corner project	Summer 2023	Andrea Schmidt	Parks and Recreation
2023-75	Consider sponsoring the July 4th Parade.	Spring 2023	Andrea Schmidt	Parks and Recreation



CITY COUNCIL AGENDA MEMO

DEPARTMENT: City Secretary

TO: Mayor & City Council Members

FROM: Clinton Bailey, City Manager

MEETING DATE: February 8, 2023

CATEGORY: EXECUTIVE SESSION

CAPTION: Consider and discuss The State of Texas, ex rel. Association Against Fredericksburg Annexations vs. City of Fredericksburg, Texas, pending in the 216th District Court [551.071]; and

PRESENTATION:

SUMMARY:

BACKGROUND:

FUNDING SOURCE:

FINANCIAL IMPACT:

STAFF RECOMMENDATION:

COMMUNITY VISIONING/STRATEGIC INITIATIVES:

Business Visioning

ATTACHMENTS:

None

APPROVAL/REVIEW:

William McKamie, Interim City Attorney

Date: February 01, 2023



Clinton Bailey, City Manager

Date: February 02, 2023



CITY COUNCIL AGENDA MEMO

DEPARTMENT: City Secretary

TO: Mayor & City Council Members

FROM:

MEETING DATE: February 8, 2023

CATEGORY: EXECUTIVE SESSION

CAPTION: Consider and discuss Alpha Securities, LLC, Appellant, v. City of Fredericksburg, Appellee, pending in the Court of Appeals for the Fourth Appellate District of San Antonio, on appeal from Cause No. 15377 in the 216th Judicial District Court of Gillespie County (Sec. 551.071).

PRESENTATION:

SUMMARY:

BACKGROUND:

FUNDING SOURCE:

FINANCIAL IMPACT:

STAFF RECOMMENDATION:

COMMUNITY VISIONING/STRATEGIC INITIATIVES:

Business Visioning

Government Vision

Family Life Vision

Quality of Life Vision

ATTACHMENTS:

None

APPROVAL/REVIEW:

Clinton Bailey, City Manager

Date: February 02, 2023