



City of Fredericksburg

City Council Regular Meeting Agenda
Tuesday, March 21, 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 regular session on Tuesday, March 21, 2023, at 9:00 AM. 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

Rob Holster, Pastor of the Hill Country Church, will present 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 the following Minutes (Shelley Goodwin, City Secretary):
 - i. March 6, 2023, Gillespie County Commissioners Court and City Council Joint Special Meeting
 - ii. March 7, 2023, City Council Special Meeting

7. ORDINANCES, RESOLUTIONS AND PUBLIC HEARINGS

- A. Consider an ordinance amendment to the City of Fredericksburg's Water Conservation and Drought Contingency Plan - Watering Stage 4 (Kris Kneese, Director of Public Works and Utilities)
 - i. Presentation
 - ii. Adoption of Ordinance 2023-03 amending the schedule for outdoor irrigation under Stage 4 of the City's Water Conservation Measures; providing for a variance for privately owned pools and jacuzzi style pools; providing for a variance to allow multiple platted lots with common ownership and single address to combine permitted total outdoor watering hours; and providing for an effective date.
- B. Consider approval of Resolution 2023-04R amending authorized representatives on the City of Fredericksburg's TexPool accounts (Laura Hollenbeak, Director of Finance)
- C. Consider approval of Joint Resolution 2023-05R by the City of Fredericksburg and Gillespie County, requesting and supporting City and County representation on the governing board of the new "legacy foundation" proposed to be created with proceeds from the Hill Country Memorial Hospital sale (Clinton Bailey, City Manager)

8. OTHER ACTION ITEMS AND UPDATES

- A. Consider the Cross Mountain Park final plans for replacing the existing cross (Andrea Schmidt, Parks and Recreation Director)
- B. Consider amendments to LCRA Electric Line Easements (Kris Kneese, Director of Public Works and Utilities)
- C. Consider the Construction Contract for the Remodel of the Municipal Court Lease Space (Garret Bonn, Assistant City Manager)

9. CITY MANAGER'S REPORT

- A. Update on staff promotion and reorganization efforts
- B. Legislative Update
- C. Short-Term Rental (STR) Update

10. ITEMS FOR FUTURE AGENDA

- A. Review the Future Agenda Items (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 Sections - 551.074 (Personnel Matters):

- A. Consider and discuss the appointment, evaluation, reassignment, and/or duties of a public officer or employee, especially the City Attorney (Sec. 551.074).

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 1:25 p.m. on March 2023 on the bulletin board of the City of Fredericksburg City Hall, 126 W. Main St., Fredericksburg, Texas.



Shelley Goodwin, TRMC/CMC
City Secretary



City of Fredericksburg

CITY COUNCIL AND GILLESPIE COUNTY COMMISSIONERS COURT JOINT SPECIAL MEETING MINUTES MONDAY, MARCH 6, 2023 ~ 9:00 a.m. GILLESPIE COUNTY AGRILIFE EXTENSION OFFICE 38 BUSINESS COURT FREDERICKSBURG, TEXAS

City Council Present:

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

Members Absent:

None

Gillespie County Commissioners Court:

County Judge Daniel Jones
Commissioner Charles Olfers
Commissioner Keith Kramer
Commissioner Dennis Neffendorf
Commissioner Don Weinheimer

County Staff Present

Kelli Olfers, Director of Gillespie County Health Division
Lindsey Brown, County Clerk
Buddy Mills, Gillespie County Sheriff
Marcie Schneider, County Auditor
Les Metzler, Director of Dispatch

City Staff Present:

Clinton Bailey, City Manager
Mick McKamie, Interim City Attorney
Garret Bonn, Assistant City Manager
Brian Vorauer, Police Chief
Lynn Bizzell, Fire Chief
Kris Kneese, Director of Public Works and Utilities
Justin Calhoun, Emergency Management Coordinator
Anna Hudson, Interim Director of Development Services
Lea Feuge, Public Information Officer
Leslie Embrey, Administrative Assistant
Shelley Goodwin, City Secretary

1. CALL TO ORDER

Mayor Hoover called the Joint Special Meeting of Gillespie County Commissioners Court and City

Council to order at 9:00 a.m., on Monday, March 6, 2023. He announced that the City Council had a quorum.

Gillespie County Judge Jones called the Joint Special Meeting of Gillespie County Commissioners Court and City Council to order at 9:00 a.m., on Monday, March 6, 2023. He announced that the Commissioners Court had a quorum.

2. PLEDGE OF ALLEGIANCE

Mayor Hoover led the Pledge of Allegiance.

3. PUBLIC COMMENTS ON ITEMS ON THE AGENDA

Judy Vordenbaum spoke regarding Agenda Item 4. C. She expressed concerns about the hospital and the Legacy Foundation's creation.

4. PRESENTATION, DISCUSSION, AND POSSIBLE DIRECTION ON THE FOLLOWING:

A. Current and future development projects located in the County:

i. Projects located within the City limits

Evan Williamson, Assistant City Engineer, reviewed the attached PowerPoint. He discussed the residential and commercial development that has recently occurred and is planned within the City limits and Extra-Territorial Jurisdiction (ETJ).

Tim Lehmberg, CEO of the Economic Development Commission, stated 519 Multi-Family units are being built. He also noted that some developers are holding land they purchased to watch the market.

Kyle Staudt, Building Official, stated the Emigrant and Albert Hotel are pushing to be completed by May.

The City Council and Commissioners Court discussed the following:

- ETJ building process
- Reasons why some construction is on hold
- Permit expiration
- Multi-Family market
- New apartment complexes opening; are renters leaving the older apartment complexes for the new ones

ii. Projects located within the Extraterritorial Jurisdiction ((ETJ) of the City

The item was previously discussed as part of Agenda item 4. A. i.

iii. Projects located outside the ETJ of the City

Tim Lehmberg, CEO of the Economic Development Commission, provided a PowerPoint presentation for development outside the City's ETJ (attached). He reviewed the following:

- Rural Subdivisions
- Final Platted Subdivisions
- Non-Platted Subdivisions
- RV Parks
- Wedding/Event Hospitality/Lodging
- Commercial/Residential
- Winery/Tasting Room
- Different types of permits

Kelli Olfers, Director of Health Department, reviewed the City TABC Permit and development review processes which help track development. She also introduced her new hire Andrea Price, Food and Safety Inspector.

The City Council and Commissioners Court discussed the following:

- Effects of the new Subdivision Rules
- Countys' ability to regulate Subdivision and development
- Building in compliance with the law

Polly Rickert, City resident, stated she feels this is an opportunity for shared duties, which should provide expertise until the County can develop its process.

Clinton Bailey, City Manager, reviewed his experience used in his previous County to assist the County with a review process.

B. Current shared development review process between the City and County for projects located within the City's ETJ, and possible future amendments to shared development review process related to same

County Judge Jones stated he feels this would be an excellent time to revisit an Interlocal Agreement.

Clinton Bailey, City Manager, reviewed several Legislative Bills that have been filed and the effects they could have on the City and County.

C. Discuss advocating for City and County representation on the board for the new Legacy Foundation that will be created with proceeds from the Hill Country Memorial Hospital sale

Mayor Hoover reviewed the reason for the Hospital Forum, in which the Legacy Foundation was mentioned.

The City Council and the Commissioners Court both agreed to a Joint Resolution to request to appoint members of the City Council, Commissioner Court, and FISD.

5. ADJOURN

Motion: A motion was made by Councilmember Watson, seconded by Councilmember Klein, to adjourn the Monday, March 6, 2023, City Council and Commissioners Court Joint Special Meeting at 11:01 a.m. The City Council voted five (5) for, and none (0) opposed. The motion carried unanimously.

Motion: A motion was made by Commissioner Olfers, seconded by Commissioner Neffendorf, to adjourn the Monday, March 6, 2023, City Council and Commissioners Court Joint Special Meeting at 11:01 a.m. The Commissioners Court voted five (5) for, and none (0) opposed. The motion carried unanimously.

Jeryl Hoover
Mayor

Shelley Goodwin, TRMC/CMC
City Secretary



City of Fredericksburg

City Council Regular Meeting Agenda
Tuesday, March 7, 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
Lynn Bizzell, Fire Chief
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
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, March 7, 2023. He announced that a quorum had been met.

2. INVOCATION

Jim Franer, a County resident, provided the Invocation.

3. PLEDGE OF ALLEGIANCE

Mayor Hoover led the Pledge of Allegiance.

4. CEREMONIAL MATTERS/PROCLAMATIONS/EMPLOYEE RECOGNITION

A. American Red Cross Month Proclamation

Mayor Hoover read the American Red Cross Proclamation and proclaimed March as Red Cross Month.

B. Employee Recognitions

Derek Seelig, Police Lieutenant, introduced two new employees:

- Officer Randy Reyna
- Officer Materno Sanchez

Clinton Bailey, City Manager, recognized the following employees:

- Officer Samatha Phelps had three recognitions for going above and beyond during a suicide attempt, a lost laptop, and a traffic stop
- Officers Randy Reyna and Pablo Martinez for their assistance with an investigation

5. COUNCIL COMMENTS

Mayor Hoover thanked the Gillespie County Judge, Gillespie County Commissioners, City Manager, and City Council for the productive Joint Meeting yesterday.

Councilmember Kirchner stated she attended the following:

- February 22nd - Eclipse Task Force Meeting. An impressive group of State, County, Federal, City, and residents has been meeting for 18 months to prepare for April 8, 2024 Solar Eclipse
- February 23rd - Neighborhood Town Hall at the Eric and Carol Hammersen; thank you for hosting
- February 27th - Gillespie County Commissioners Court and the Hospital Forum
- March 1st - First Candidate Forum
- March 2nd - Chamber of Commerce Banquet
- March 6th - Gillespie County Commissioner Court and City Council Joint Special Meeting
- March 7th - Friends of Fredericksburg Nature Center Advisory Board Meeting

6. CONSENT

A. Consider approval of City Council Minutes for February 21, 2023, Regular Meeting

Motion: A motion was made by Councilmember Klein, seconded by Councilmember Kirchner, to approve the Consent Agenda Items 6. A. approval of City Council Minutes for February 21, 2023, Regular Meeting. The Council voted five (5) for and none (0) opposed. The motion carried unanimously.

7. ORDINANCES, RESOLUTIONS AND PUBLIC HEARINGS

A. Consider the All-Way Stops at the W. Travis/N. Cherry, Live Oak/Post Oak, & W. Creek/S. Bowie Intersections

i. Presentation

Garret Bonn, Assistant City Manager, provided the attached PowerPoint presentation regarding the three All-Way Stops. He reviewed the Evaluation Process for the following:

- W. Travis and N. Cherry
- Live Oak & Post Oak
- W. Creek & S. Bowie
- Proposed All-Way Stop Signage

ii. Hold a Public Hearing to receive comments for or against the All-Way Stops

Motion: A motion was made by Councilmember Watson, seconded by Councilmember Kirchner, to go out of the Regular Meeting and into the Public Hearing at 9:24 a.m. The City Council voted five (5) for, and none (0) opposed. The motion carried unanimously.

Eric Hammersen, City resident, spoke in support of the All Way Stops and reviewed situations at Cherry Street.

Carol Hammersen, City resident, supported the W. Travis/N. Cherry Street All-Way Stops.

Charlie Kiehne, City resident, supported the All-Way Stop.

Motion: A motion was made by Councilmember Watson, seconded by Councilmember Joseph, to go out of the Public Hearing and into the Regular Meeting at 9:28 a.m. The City Council voted five (5) for, and none (0) opposed. The motion carried unanimously.

iii. Possible action regarding the All-Way Stops at W. Travis/N. Cherry, Live Oak/Post Oak, & W. Creek/S. Bowie Intersections

The City Council discussed the following:

- Reconstructing the Live Oak & Post Oak intersection to become a square stop area
- Flashing stop signs - phasing out at current locations and moving to new areas

Motion: A motion was made by Councilmember Joseph, seconded by Councilmember Kirchner, to approve the All-Way Stops at the W. Travis/N. Cherry, Live Oak/Post Oak, & W. Creek/S. Bowie Intersections. The City Council voted five (5) for, and none (0) opposed. The motion carried unanimously.

8. OTHER ACTION ITEMS AND UPDATES

A. Receive and discuss the presentation regarding Short-Term Rental (STR) Task Force recommendations

Mayor Hoover provided the attached PowerPoint presentation. He thanked the City Council, the Task Force, and the previous City Council for their hard work. Several members of the STR Task Force were given the opportunity to speak, and the following members spoke:

- Tami Smith - spoke on rental agencies and Code Enforcement
- Randy Briley - spoke on reviewing the right approach to issues; He reviewed the process used and the results of their work; He also reviewed the LLC issues
- Mike Mahoney - spoke regarding the current Ordinance and areas the Task Force felt needed to be corrected and made clear without multiple interpretations; The issue that needs to be addressed and referred to is the Comprehensive Plan survey results
- Belinda McDonald - A successful project relies on a great plan, so whatever plan we devise can be enforced; She reviewed the data and how they came up with results; Encouraged the City Council to review the details

Mayor Hoover read Timothy Riley's written comments.

The City Council discussed the next steps in the process and agreed by consensus for a Joint Meeting with the Planning and Zoning Commission to review the STR Task Force recommendations.

B. 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 Utilities, provided the history of the right-of-way.

The City Council discussed the following:

- Moving the easement
- Sale of the hospital and the funds from the sale

Motion: A motion was made by Councilmember Kirchner, seconded by Councilmember Watson, to approve the Release of Easement, Electric Easement, and Right-of-Way/Easement Use Agreement to Hill Country Memorial Hospital Property. The City Council voted by roll call:

Mayor Hoover	aye
Councilmember Joseph	aye
Councilmember Kirchner	aye
Councilmember Klein	aye
Councilmember Watson	aye

The motion carried unanimously.

C. Discussion and consideration of approving a change to the format of future City Council Meetings

Clinton Bailey, City Manager, reviewed the history of the original change. He also noted that the format of one Regular Meeting and one Special Meeting a month has not worked out as planned. He noted he is recommending changing the format back to two Regular Meetings. According to the City Council Rules of Procedure, designated Work Sessions shall be for in-depth review and discussion of specified issues. Council actions shall not be taken at designated Work Sessions.

The City Council discussed the possibility of holding a monthly Work Session.

Motion: A motion was made by Councilmember Joseph, seconded by Councilmember Watson, to hold two Regular Meetings a month and Work Sessions as needed. The City Council voted five (5) for, and none (0) opposed. The motion carried unanimously.

D. Discussion and presentation on Water Conservation and Drought Contingency Plan - Watering Stage 4

Kris Kneese, Director of Public Works and Utilities, provided the attached PowerPoint presentation. He reviewed the following:

- Historic Rainfall
- Knauth Well field
- Old San Antonio Road Well field
- Water Conservation Plan
- Local Drought Index
- Drought Response
- Current Watering Stages
- Things to consider by the City Council

The City Council provided the following discussion:

1. Consensus - Keep as is
2. Consensus - Keep as is
3. Consensus - Variance required for filling pools
4. Consensus - Keep as is
5. Consensus - Keep as is
6. Consensus - Revision to the Ordinance
7. Consensus - Revision to the Ordinance

The City Council also discussed the following:

- Water is trucked in and monitoring where that water comes from
- Water rationing
- Education campaign for the changes
- Drip Irrigation technology
- Number of pools constructed

Mo Saiidi, City resident, spoke regarding the fairness of treatment for all customers. He also stated the City needs to track the success from one stage to another.

Eric Hammersen, City resident, stated he had to plat three lots into one, which the City required to build his home. He stated large properties are one lot identified by a street address. He also recommended splitting the four hours into two hours in a.m. and two hours in the evening.

George Studor, City resident, spoke regarding letting the resident monitor their issues and let them decide when to water if they stay within their usage parameters.

Mayor Hoover stated that Allen Brecher provided written comments, which will be scanned and emailed to the City Council.

Clinton Bailey, City Manager, stated that Staff now has good directions to bring back an amended Ordinance.

E. Consider, discuss, and take action on Fiscal Year 2023 City Council Goals and Priorities
Clinton Bailey, City Manager, reviewed the need to know the goals and priorities of the City Council. He asked each Council Member to provide him with their top three to five priorities.

Anna Hudson, Interim Director of Development Services, provided a Comprehensive Plan and Parks Master Plan PowerPoint presentation. She noted what the citizens love about Fredericksburg and what they see as priorities.

9. CITY MANAGER'S REPORT

A. City of Fredericksburg Hotel Occupancy Tax funding update
Shelley Goodwin, City Secretary, reviewed the proposed HOT funding deadlines.

March 15, 2023 Put an ad in the Fredericksburg Standard announcing the deadlines

April 30, 2023 Deadline to submit Applications and 2022 Annual Financial Report for HOT

May 8-11, 2023 City Attorney and CVB review applications; the review of the applications will be provided to the City Council in their packet

May 15, 2023 Deadline to deliver the copies of the applications to the City Council

May 30, 2023 City Council reviews and awards the HOT funding to the applicants at a Special Meeting

May 31, 2023 Start getting contracts signed; after the contract is signed, then Finance will provide the funding

10. ITEMS FOR FUTURE AGENDA

A. Review the Future Agenda Items

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

11. EXECUTIVE SESSION

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 the appointment, evaluation, reassignment, and/or duties of a public officer or employee, especially the City Attorney (Sec. 551.074); and

C. Consider and discuss the duties of a Public Officer or employee, especially the Municipal Court Judge (Sec. 551.074).

Motion: A motion was made by Councilmember Kirchner, seconded by Councilmember Watson, to go out of the Regular Meeting and into the Executive Session at 12:10 p.m. The City Council voted five (5) for, and none (0) opposed. The motion carried unanimously.

Motion: A motion was made by Councilmember Klein, seconded by Councilmember Joseph, to go out of the Executive Session and into the Regular Meeting at 12:56 p.m. The City Council voted five (5) for, and none (0) opposed. The motion carried unanimously.

12. BUSINESS ITEM

Motion: A motion was made by Councilmember Joseph, seconded by Councilmember Watson, to give Municipal Judge Shelley Becker a 4% merit raise effective immediately. The City Council voted five (5) for, and none (0) opposed. The motion carried unanimously.

13. ADJOURN

Motion: A motion was made by Councilmember Watson, seconded by Councilmember Joseph, to adjourn the Tuesday, March 7, 2023, City Council Regular Meeting at 12:57 p.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: Public Works and Utilities

TO: Mayor & City Council Members

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

MEETING DATE: March 21, 2023

CATEGORY: ORDINANCES, RESOLUTIONS
AND PUBLIC HEARINGS

CAPTION: Consider an ordinance amendment to the City of Fredericksburg's Water Conservation and Drought Contingency Plan - Watering Stage 4 (Kris Kneese, Director of Public Works and Utilities)

- i. Presentation
 - ii. Adoption of Ordinance 2023-03 amending the schedule for outdoor irrigation under Stage 4 of the City's Water Conservation Measures; providing for a variance for privately owned pools and jacuzzi style pools; providing for a variance to allow multiple platted lots with common ownership and single address to combine permitted total outdoor watering hours; and providing for an effective date.
-

PRESENTATION:

SUMMARY:

Consider an ordinance amendment to the City of Fredericksburg's Water Conservation and Drought Contingency Plan.

BACKGROUND: As a follow up to the presentation given at the last City Council meeting regarding the status of the City of Fredericksburg's water supply, water conservation measures and short/long term weather forecasts for Gillespie County, City Staff will present revisions to City's Water Conservation and Drought Contingency Plan.

At the last Council Meeting, City Staff discussed the following watering restrictions (items in no particular order) as they relate to Stage 4 of the Water Conservation Plan. Per our discussion, City Staff has made revisions to the Water Conservation Ordinance for City Council to consider.

1. Issuing of water variances for new landscaping, lawns, etc prohibited in Stage 4 - *Revisions made to the ordinance on the frequency of watering when variance is issued during Stages 1 through 3; however, water variance during Stage 4 is still prohibited with no change to current ordinance.*
2. Allowing water customers to water with drip irrigation, handheld hose or bucket any day of the week during the watering hours. - *No change to ordinance.*
3. Filling or refilling of privately owned swimming pools and Jacuzzi tubs/pools - *Revision to ordinance to allow review and approval through the variance process.*

4. Outdoor commercial water fountains - variance required to operate in Stage 4 - *No change to ordinance.*
5. Watering of city property, ie parks, sports fields, Marktplaz, etc up to three days per week - *No change to ordinance.*
6. Allow additional watering of large residential properties (multiple lots combined into one) with one street address - *Language added to the ordinance to review and approve through the variance process.*
7. Outdoor watering times during Stage 4 - *Revised ordinance to evening watering times (7-11pm)*

FUNDING SOURCE:

FINANCIAL IMPACT:

STAFF RECOMMENDATION:

Consider an ordinance amendment to the City's Water Conservation and Drought Contingency Plan.

COMMUNITY VISIONING/STRATEGIC INITIATIVES:

Government Vision

ATTACHMENTS:

1. 2023-03 Ordinance - Amend to Stage 4

APPROVAL/REVIEW:



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

Date: March 15, 2023

William McKamie, Interim City Attorney

Date: March 15, 2023



Shelley Goodwin, City Secretary

Date: March 16, 2023



Clinton Bailey, City Manager

Date: March 16, 2023

ORDINANCE NO. 2023-03

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FREDERICKSBURG, TEXAS, ADOPTING AN AMENDED SCHEDULE FOR OUTDOOR IRRIGATION UNDER STAGE 4 OF THE CITY'S WATER CONSERVATION MEASURES; PROVIDING FOR VARIANCE FOR PRIVATELY OWNED POOLS AND JACUZZI STYLE POOLS; PROVIDE FOR VARIANCE TO ALLOW MULTIPLE PLATTED LOTS WITH COMMON OWNERSHIP AND SINGLE ADDRESS TO COMBINE PERMITTED TOTAL OUTDOOR WATERING HOURS; AND PROVIDING FOR AN EFFECTIVE DATE.

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

Section 1. That Section 47-51(c)(2) of Article II. - Water Conservation Measures, under Chapter 47 - Utilities, of the Code of Ordinances, is hereby amended to read as follows:

Sec. 47-51. - Stage 4-Critical water shortage.

(c) Requirements:

(2) All Outdoor Irrigation may occur only by any approved watering method between the hours of **7:00 to 11:00 p.m.** on the following schedule below based on the last digit of the street address:

- a. 1 or 2 the irrigation day is Monday
- b. 3 or 4 the irrigation day is Tuesday
- c. 5 or 6 the irrigation day is Wednesday
- d. 7 or 8 the irrigation day is Thursday
- e. 9 or 0 the irrigation day is Friday

The day of week restrictions do not apply to the irrigation of commercial plant nurseries; however, these establishments shall curtail all nonessential water use.

Section 2. That Section 47-53(b) of Article II. – Water Conservation Measures, under Chapter 47 – Utilities, of the Code of Ordinances is hereby amended to read as follows:

...

(b)

...

- (1) Days 1-14 from planting: two times per day during the restricted watering times per day per the applicable watering restriction stage.
- (2) Days 15-28 from planting: one time per day during the restricted watering times per day per the applicable watering restriction stage.

....

(bb). A variance may be considered to allow for the filling or refilling of privately owned pools and for Jacuzzi style pools

...

(bbb) A variance may be considered to allow multiple platted lots with common ownership and single address to combine permitted total outdoor watering hours.

....

Section 3. Severability or Invalidity. If any provision of this Ordinance or the application hereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without defeating the purpose or objective of the provisions, and to this end, the provisions of this Ordinance are declared to be severable.

Section 4. Repealer. All ordinances and parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

Section 5. Effective Date. This Ordinance shall be effective on and after the date of passage and publication.

PASSED AND APPROVED on this the 21 day of March 2023.

Jeryl Hoover, Mayor

ATTEST:

Shelley Goodwin, City Secretary

APPROVED AS TO FORM

Mick McKamie, Interim City Attorney

Published in the Fredericksburg Standard on _____, _____ 2023.



CITY COUNCIL AGENDA MEMO

DEPARTMENT: Finance Department
TO: Mayor & City Council Members
FROM: Laura Hollenbeak, Finance Director
MEETING DATE: March 21, 2023

CATEGORY: ORDINANCES, RESOLUTIONS
AND PUBLIC HEARINGS

CAPTION: Consider approval of Resolution 2023-04R amending authorized representatives on the City of Fredericksburg's TexPool accounts (Laura Hollenbeak, Director of Finance)

PRESENTATION:

SUMMARY:

With the upcoming retirement of Laura Hollenbeak, Director of Finance, the authorized representatives on the City of Fredericksburg's TexPool accounts will need to be updated.

BACKGROUND:

Laura Hollenbeak, Director of Finance, and David Kellam, Finance Manager, are currently listed as authorized representatives on the City's TexPool accounts. Due to the upcoming retirement of Laura Hollenbeak, she will need to be removed as an authorized representative on the City of Fredericksburg's TexPool accounts. In response, Krista Wareham, Finance Manager, should be added in her place. The attached resolution is required by TexPool to amend the authorized representatives.

FUNDING SOURCE:

FINANCIAL IMPACT:

STAFF RECOMMENDATION:

Staff recommends approval of the attached resolution and authorized representative deletion/update form

COMMUNITY VISIONING/STRATEGIC INITIATIVES:

Government Vision

ATTACHMENTS:

1. Resolution Amending Authorized Rep 2023
2. Authorized Representative Deletion Update Form

APPROVAL/REVIEW:

Date: March 15, 2023

Laura Hollenbeak, Finance Director

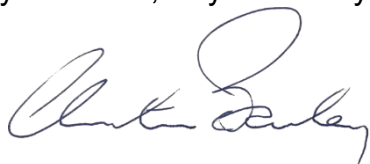
Date: March 15, 2023

William McKamie, Interim City Attorney

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

Date: March 15, 2023

Shelley Goodwin, City Secretary

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

Date: March 16, 2023

Clinton Bailey, City Manager



1. Resolution (continued)

4.

Name	Title	
Phone	Fax	
Email		
Signature		

List the name of the Authorized Representative listed above that will have primary responsibility for performing transactions and receiving confirmations and monthly statements under the Participation Agreement.

Name

In addition and at the option of the Participant, one additional Authorized Representative can be designated to perform only inquiry of selected information. *This limited representative cannot perform transactions.* If the Participant desires to designate a representative with inquiry rights only, complete the following information.

Name	Title	
Phone	Fax	
Email		

D. That this Resolution and its authorization shall continue in full force and effect until amended or revoked by the Participant, and until TexPool Participant Services receives a copy of any such amendment or revocation. This Resolution is hereby introduced and adopted by the Participant at its regular/special meeting held on the

--	--

 day of

--	--	--

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 20

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Note: Document is to be signed by your Board President, Mayor or County Judge and attested by your Board Secretary, City Secretary or County Clerk.

Name of Participant*

SIGNED

Signature*
Printed Name*
Title*

ATTEST

Signature*
Printed Name*
Title*

2. Delivery Instructions

Please return this document to **TexPool Participant Services:**

Email: texpool@dstsystems.com

Fax: 866-839-3291



Authorized Representative Deletion/Update Form

Please complete this form to delete Authorized Representative(s) of the Participant.

*Required Fields

1. Participant Information

Participant Name*	Location Number*	Effective Date*

2. Deletions

Please print the name(s) of the individual(s) to be deleted:

As Authorized Representative(s):

1.	
2.	
3.	

As Inquiry Only Representative(s):

1.	
2.	
3.	

3. Primary Contact

If the person being deleted is the Primary Contact, please complete all fields in this section for the TexPool Authorized Representative that will be the new Primary Contact. *The Primary Contact is the individual who will receive the daily transaction confirmations, monthly statements, monthly newsletter, TexPool Updates, and other TexPool mailings.*

Name	Title
Telephone Number	Fax Number
Email Address	

4. Inquiry Only

If the person being deleted is an Inquiry Only Representative, please complete all fields in this section if you wish to add another individual in this capacity. **Note:** *Inquiry Only Representatives cannot perform transactions.*

Name	Title
Telephone Number	Fax Number
Email Address	

5. Approvals

Please enter the name of two individuals who are currently Authorized Representatives and who authorize the deletion(s) of the individual(s) above.

Note: This authorization must be executed by a current Authorized Representative of the Participant as set forth in the duly enacted Resolution of the Participant, which is on file with TexPool.

Authorized Representative Signature*

Date*

Printed Name*

Telephone Number

Title*

Date*

Authorized Representative Signature*

Printed Name*

Telephone Number

Title*

6. Delivery Instructions

Please return this document to **TexPool Participant Services:**

Email: texpool@dstsystems.com

Fax: 866-839-3291



CITY COUNCIL AGENDA MEMO

DEPARTMENT: City Manager

TO: Mayor & City Council Members

FROM: Garret Bonn, Assistant City Manager

MEETING DATE: March 21, 2023

CATEGORY: ORDINANCES, RESOLUTIONS
AND PUBLIC HEARINGS

CAPTION: Consider approval of Joint Resolution 2023-05R by the City of Fredericksburg and Gillespie County, requesting and supporting City and County representation on the governing board of the new "legacy foundation" proposed to be created with proceeds from the Hill Country Memorial Hospital sale (Clinton Bailey, City Manager)

PRESENTATION:

SUMMARY:

Consideration of a Joint Resolution by the City and County requesting and supporting City and County representation on the Hill Country Memorial Hospital's "legacy foundation".

BACKGROUND:

As discussed at the joint meeting of the City Council and Commissioner's Court on March 6, 2023, the City and County both desire to have representation on the hospital's new "legacy foundation". At the Gillespie County Commissioner's Court meeting on March 13, 2023, the Commissioners approved the attached joint resolution.

FUNDING SOURCE:

FINANCIAL IMPACT:

STAFF RECOMMENDATION:

COMMUNITY VISIONING/STRATEGIC INITIATIVES:

Business Visioning
Government Vision
Family Life Vision
Quality of Life Vision

ATTACHMENTS:

1. Joint City County Resolution HCM Fund

APPROVAL/REVIEW:

William McKamie, Interim City Attorney

A handwritten signature in blue ink, appearing to read "Shelley Goodwin", is written over a horizontal line.

Date: March 14, 2023

Shelley Goodwin, City Secretary

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

Date: March 15, 2023

Clinton Bailey, City Manager

Date: March 16, 2023

CITY RESOLUTION No. 2023-05R
COUNTY RESOLUTION No. _____

A JOINT RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FREDERICKSBURG, TEXAS, AND THE COMMISSIONERS COURT OF GILLESPIE COUNTY, TEXAS, RECOGNIZING THE IMPORTANCE OF CONTINUED DIRECT COMMUNITY SUPPORT AND INVOLVEMENT IN THE HILL COUNTRY MEMORIAL HOSPITAL; PROPOSING THAT THE BYLAWS OF THE PROPOSED HOSPITAL LEGACY FOUNDATION PROVIDE FOR PERMANENT POSITIONS ON THE GOVERNING BOARD TO INCLUDE MEMBERS FROM THE CITY OF FREDERICKSBURG, MEMBERS FROM GILLESPIE COUNTY, AND MEMBERS FROM THE FREDERICKSBURG INDEPENDENT SCHOOL DISTRICT.

WHEREAS, the Hill Country Memorial Hospital (“Hospital”) was established in 1971 by the citizens of the City of Fredericksburg (“City”) and Gillespie County (“County”) in an effort to increase access to the care individuals and families deserve; and

WHEREAS, approximately 93% of the citizens of Gillespie County engaged in fundraising and donation efforts to establish the Hospital, and have continuously provided direct financial and other support to both the Hospital and its related Hill Country Memorial Hospital Foundation (the “Foundation”), year after year; and

WHEREAS, the Hospital enjoys a well-deserved reputation as an exemplary rural hospital facility that provides excellent service and care to the community, and is an integral part of the fabric of the City, County and this entire community; and

WHEREAS, the Hospital will soon be sold to a for-profit hospital, thereby providing significant additional investment into the Foundation; and

WHEREAS, the City Council and Commissioners Court have specifically found that direct and continuous involvement of representatives of the people served by the Hospital and Foundation, and who have served as the base of support for the Hospital and Foundation, is critical to the community benefit and the founding mission and purposes of the Hospital and the Foundation.

NOW, THEREFORE, BE IT JOINTLY RESOLVED BY THE CITY COUNCIL OF THE CITY OF FREDERICKSBURG, TEXAS, AND BY THE COMMISSIONERS COURT OF GILLESPIE COUNTY, TEXAS:

Section 1. That the Board of Trustees that currently serves the Hospital, the Board of Trustees that will serve the Hospital upon its sale, the governing Board that currently serves the Foundation, and the governing Board that will serve the Foundation (or the Foundation's successor entity) upon the sale of the Hospital, be requested and implored to amend the Bylaws of the Hill Country Memorial Hospital and/or the Foundation (or the Foundation's successor entity), as necessary to provide for permanent positions on the governing Board of the Foundation (or the Foundation's successor entity) for two members to be designated by the City of Fredericksburg, two members to be designated by Gillespie County, and two members to be designated by the Fredericksburg Independent School District.

Section 2. That this Resolution be sent forthwith to the Board of Trustees of the Hospital, and to the members of the governing Board of the Foundation.

Section 3. *Effective Date.* This Resolution shall be effective upon its passage by both the City and County.

PASSED AND APPROVED by the CITY COUNCIL OF THE CITY OF
FREDERICKSBURG, TEXAS on this the ____ day of _____, 20____.

By: _____

Jeryl Hoover, Mayor
City of Fredericksburg, Texas

ATTEST:

Shelley Goodwin, TRMC/CMC, City Secretary

APPROVED AS TO FORM:

Mick McKamie, Interim City Attorney

PASSED AND APPROVED by the COMMISSIONERS COURT OF GILLESPIE
COUNTY, TEXAS on this the ____ day of _____, 20_____.

By:

Daniel Jones, County Judge
Gillespie County, Texas

ATTEST:

Lindsey Brown, County Clerk
Gillespie County, Texas

DRAFT



CITY COUNCIL AGENDA MEMO

DEPARTMENT: Parks and Recreation
TO: Mayor & City Council Members
FROM: Andrea Schmidt, Parks and Recreation
Director

MEETING DATE: March 21, 2023

CATEGORY: OTHER ACTION ITEMS AND
UPDATES

CAPTION: Consider the Cross Mountain Park final plans for replacing the existing cross (Andrea Schmidt, Parks and Recreation Director)

PRESENTATION:

SUMMARY:

This item is for discussion of a donation to the City of Fredericksburg for the replacement of the cross at Cross Mountain Park. The City was recently approached by the Fredericksburg - Nimitz Rotary Club who are interested in making a donation to the City of Fredericksburg for the construction of a new cross at Cross Mountain Park. City Council approved the cross replacement in June of 2022, with the understanding that input from the Historic Review Board would be considered and the final plans would be brought back for approval. The Fredericksburg - Nimitz Rotary Club began fundraising for the project last year.

BACKGROUND:

The initial plans were presented to the Historic Review Board by the Rotary Club at both their September and October 2022 meetings. The HRB gave the direction that the new cross be built as close to the design of the existing cross as possible. They also requested the Cross continue to be lit. The Rotary Club had new plans drawn up that showed the cross replacement to match the design of the existing cross. The new cross will be approximately 20' tall and be painted white as well.

The current cross is not dark skies compliant, so staff have researched options for new dark skies compliant lighting. While uplighting is the least-dark-sky friendly option, the impact can be mitigated by reducing the intensity, using an amber color (<2700K, preferably lower), and using a long shroud to prevent stray light from going directly up or out the sides. Still, this does not qualify as fully shielded. The City's ordinance allows for lights to be unshielded so long as their intensity is below 300 lumens. That isn't much, but it may illuminate the new cross enough to be seen from a short distance. Relatively little light is required for the cross to be seen nearby, especially if the cross remains painted white. A test run was performed with solar lights at 300 lumens. A photograph of a recent test run is included. The cross was visible nearby and from Cross Mountain Drive but could not be seen from areas further away.

There are other dark skies compliant lighting options that are being researched but should not affect the overall dimensions and design of the cross. Other lighting options would be funded by the Rotary Club. The Electric Department will install the uplighting for the new cross based on the current uplighting plan.

FUNDING SOURCE: Donation

FINANCIAL IMPACT:

STAFF RECOMMENDATION:

Consider the approval of the final plans for Cross Mountain Park cross replacement.

COMMUNITY VISIONING/STRATEGIC INITIATIVES:

Business Visioning
Government Vision
Family Life Vision
Quality of Life Vision X

ATTACHMENTS:

1. Cross final plan Feb. 2023
2. Dark Skies photo Feb_2023

APPROVAL/REVIEW:

Andrea Schmidt, Parks and Recreation Director

Date: March 01, 2023



Laura Hollenbeak, Finance Director

Date: March 02, 2023

William McKamie, Interim City Attorney

Date: March 02, 2023



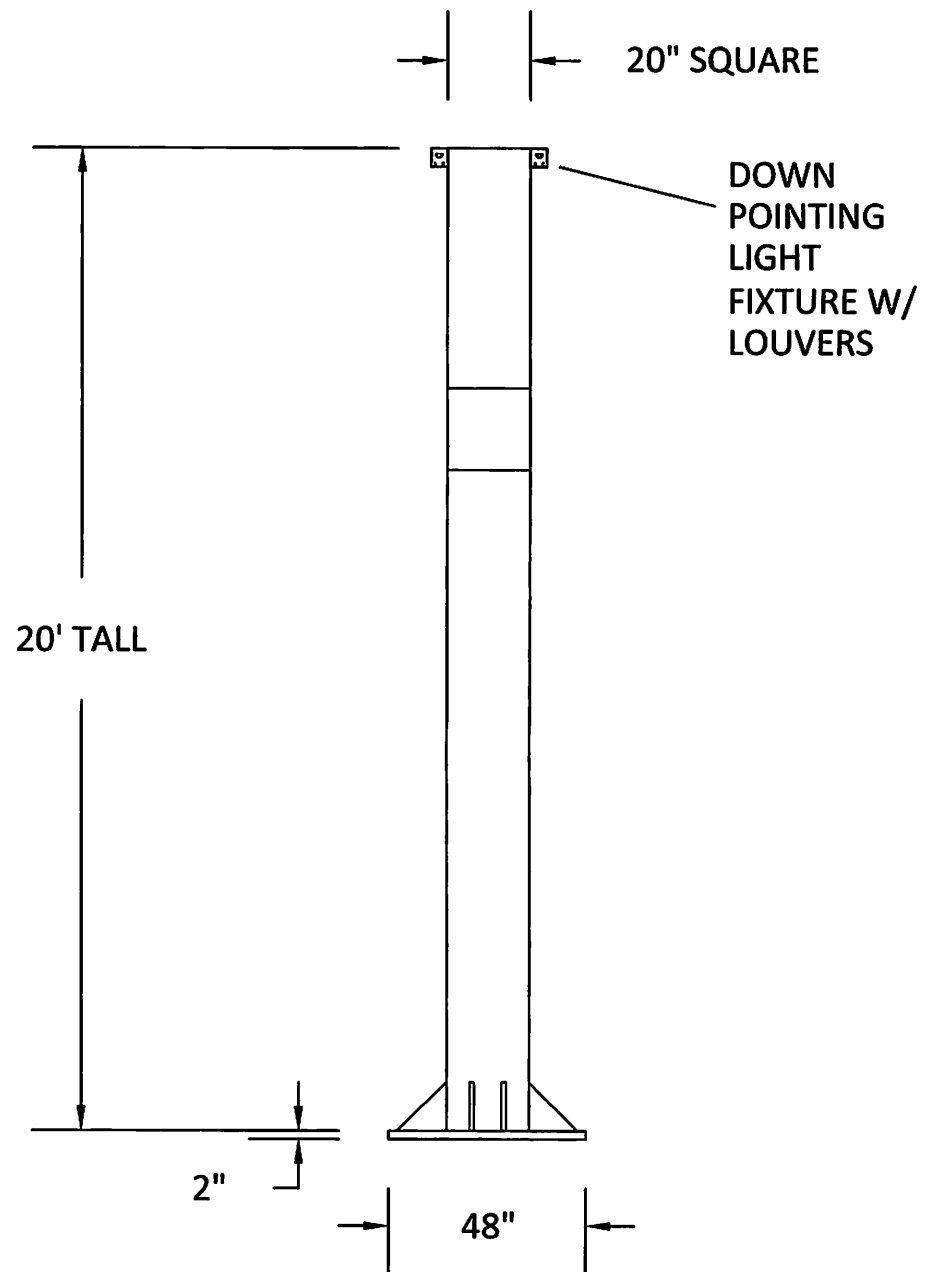
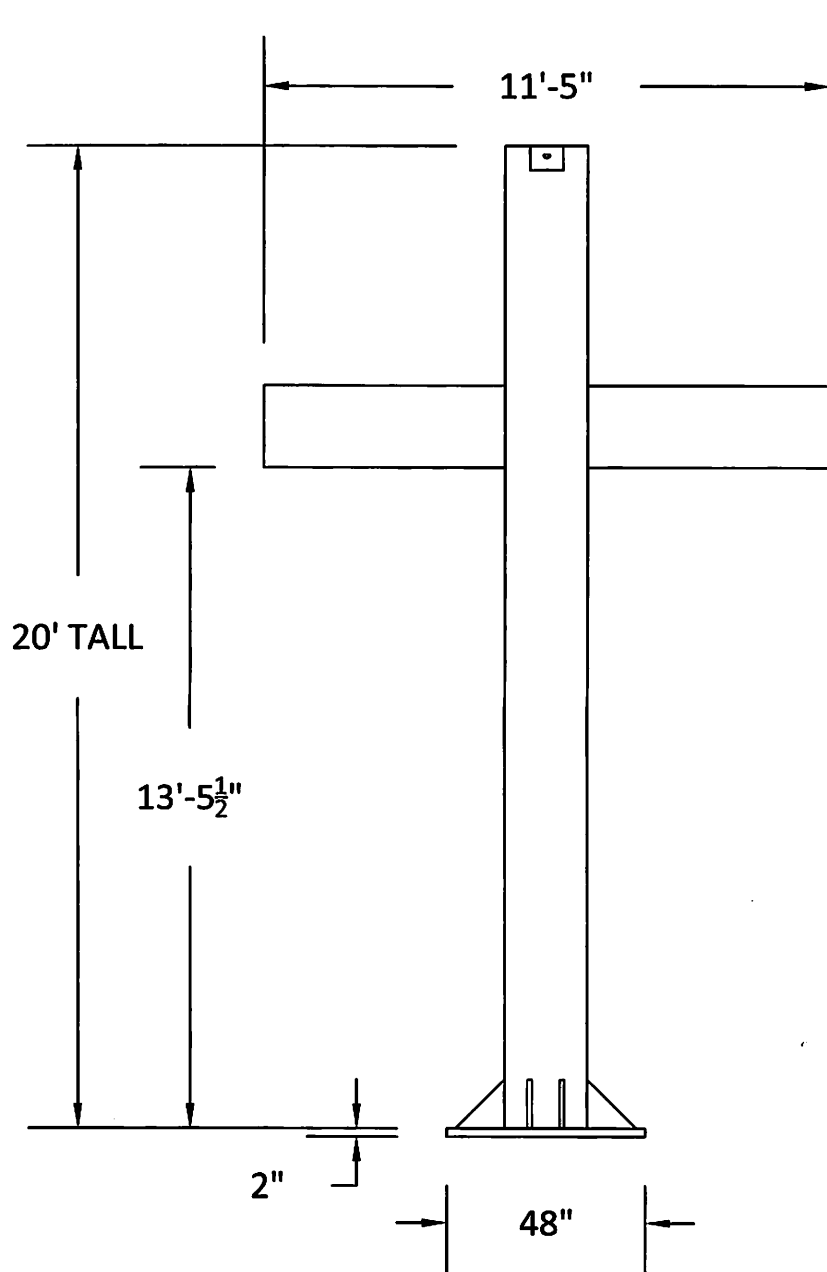
Shelley Goodwin, City Secretary

Date: March 13, 2023



Clinton Bailey, City Manager

Date: March 16, 2023



CROSS REVISION - DRAFT FOR COMMENT 2-13-23





CITY COUNCIL AGENDA MEMO

DEPARTMENT: Public Works and Utilities
TO: Mayor & City Council Members
FROM: Kris Kneese, Director of Public Works,
Utilities, and Engineer
MEETING DATE: March 21, 2023

CATEGORY: OTHER ACTION ITEMS AND
UPDATES

CAPTION: Consider amendments to LCRA Electric Line Easements (Kris Kneese, Director of Public Works and Utilities)

PRESENTATION:

SUMMARY:

LCRA is seeking to amend the existing electric transmission line easement agreement related to city-owned property.

BACKGROUND:

The Lower Colorado River Authority (LCRA) is expanding the use of the existing fiber-optic grounding wire located on the 138-kV electrical transmission line. This expanded use will allow for additional data to be sent over the existing fiber optic grounding wire, benefiting Texas residents, businesses, municipalities, and educational institutions.

In part to facilitate communication and broadband services on the electric transmission line that crosses city-owned property, LCRA is seeking to amend the existing electric transmission line easements. The amendment will give LCRA the right to use the existing fiber-optic grounding wire for this expanded purpose. LCRA is offering the City \$1,000 as compensation for each easement amendment. LCRA has requested amendments to two (2) electric line easements.

FUNDING SOURCE:

FINANCIAL IMPACT:

STAFF RECOMMENDATION:

City Staff recommends approving the amendment to the electric easement.

COMMUNITY VISIONING/STRATEGIC INITIATIVES:

Business Visioning
Government Vision

ATTACHMENTS:

1. LCRA Amendment to Electric Easement - Windcrest Medical
2. LCRA Amendment to Electric Easement-Windcrest

APPROVAL/REVIEW:



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

Date: March 14, 2023



Garret Bonn, Assistant City Manager

Date: March 14, 2023

Laura Hollenbeak, Finance Director

Date: March 14, 2023

William McKamie, Interim City Attorney

Date: March 14, 2023



Shelley Goodwin, City Secretary

Date: March 15, 2023



Clinton Bailey, City Manager

Date: March 16, 2023

**AMENDMENT TO
ELECTRIC LINE EASEMENT AND RIGHT-OF-WAY**

All terms of the PRIOR EASEMENT are hereby ratified and shall remain in full force and effect, as amended hereby.

The rights granted to GRANTEE in this Amendment to Electric Line Easement and Right-of-Way are assignable in whole or in part. This instrument, and the terms and conditions contained herein, shall inure to the benefit of and be binding upon GRANTEE and GRANTOR, and their respective heirs, personal representatives, successors, and assigns. GRANTOR warrants and shall forever defend this Amendment to GRANTEE against anyone lawfully claiming or to claim the Amendment or any part thereof.

This instrument may be executed in multiple counterparts, all of which shall be construed together as the original instrument to the same extent and like effect as though the parties hereto had executed each counterpart. The parties agree that the counterpart signature pages may be detached and conformed in one counterpart of this instrument to avoid unnecessary duplication.

(Signature Page Follows)

GRANTOR:
City of Fredericksburg, Texas
A municipal corporation

By: _____
Name: _____
Title: _____

ACKNOWLEDGMENT

STATE OF TEXAS §
 §
COUNTY OF _____ §

 This instrument was acknowledged before me on this ____ day of _____, 20__,
by _____ of the City of
Fredericksburg, acting on behalf of said City.

Notary Public, State of Texas

GRANTEE:

LCRA Transmission Services Corporation
a Texas non-profit corporation

By: _____
Mark Sumrall
Authorized Agent

ACKNOWLEDGMENT

STATE OF TEXAS §
 §
COUNTY OF TRAVIS §

This instrument was acknowledged before me on this ____ day of _____, 20____, by Mark Sumrall, Authorized Agent of LCRA Transmission Services Corporation, a Texas non-profit corporation, on behalf of said corporation.

Notary Public, State of Texas

After recording, return to:
LCRA Transmission Services Corporation
c/o Lower Colorado River Authority
P. O. Box 220
Austin, Texas 78767-0220
Attn: Phil Buckley

and related appurtenances within the easement property.

All terms of the PRIOR EASEMENT are hereby ratified and shall remain in full force and effect, as amended hereby.

The rights granted to GRANTEE in this Amendment to Electric Line Easement and Right-of-Way are assignable in whole or in part. This instrument, and the terms and conditions contained herein, shall inure to the benefit of and be binding upon GRANTEE and GRANTOR, and their respective heirs, personal representatives, successors, and assigns. GRANTOR warrants and shall forever defend this Amendment to GRANTEE against anyone lawfully claiming or to claim the Amendment or any part thereof.

This instrument may be executed in multiple counterparts, all of which shall be construed together as the original instrument to the same extent and like effect as though the parties hereto had executed each counterpart. The parties agree that the counterpart signature pages may be detached and conformed in one counterpart of this instrument to avoid unnecessary duplication.

(Signature Page Follows)

GRANTOR:

City of Fredericksburg, Texas
a municipal corporation

By: _____
Name: _____
Title: _____

ACKNOWLEDGMENT

STATE OF TEXAS §
§
COUNTY OF _____ §

This instrument was acknowledged before me on this ____ day of _____, 20____,
by _____, _____ of
the City of Fredericksburg, Texas, on behalf of said City.

Notary Public, State of Texas

GRANTEE:

LCRA Transmission Services Corporation
a Texas non-profit corporation

By: _____
Mark Sumrall
Authorized Agent

ACKNOWLEDGMENT

STATE OF TEXAS §
 §
COUNTY OF TRAVIS §

This instrument was acknowledged before me on this ____ day of _____, 20 __, by Mark Sumrall, Authorized Agent of LCRA Transmission Services Corporation, a Texas non-profit corporation, on behalf of said corporation.

Notary Public, State of Texas

After recording, return to:
LCRA Transmission Services Corporation
c/o Lower Colorado River Authority
P. O. Box 220
Austin, Texas 78767-0220
Attn: Phil Buckley



CITY COUNCIL AGENDA MEMO

DEPARTMENT: City Manager

TO: Mayor & City Council Members

FROM: Garret Bonn, Assistant City Manager

MEETING DATE: March 21, 2023

CATEGORY: OTHER ACTION ITEMS AND
UPDATES

CAPTION: Consider the Construction Contract for the Remodel of the Municipal Court Lease Space (Garret Bonn, Assistant City Manager)

PRESENTATION:

SUMMARY:

Consideration of the award of a construction contract with Gordian/LMC Corporation for the Municipal Court lease space.

BACKGROUND:

Since 2018, the City of Fredericksburg Municipal Court has operated in lease space at 103 Industrial Loop, conveniently located across from the Law Enforcement Center. In 2022, additional lease space became available, so to ensure compliance with new directives from the Supreme Court of Texas, the City entered into a commercial lease agreement, dated Sept. 19, 2022, for an additional 4,500 sq. ft. of space. The lease has a five-year initial term.

During development of the FY 2023 budget, several contractors were approached for preliminary cost estimates for the finish-out of the additional lease space into a courtroom, jury room, and office space. Initial estimates ranged from \$150k to over \$800k, with time to construct varying greatly as well. Ultimately, \$200,000 was included in the approved budget.

Since that time, City staff has been coordinating with Gordian Group and LMC Corporation, who indicated they have crews available to complete the work in a timely manner and provided one of the lower initial cost estimates. The Gordian Group and LMC Corporation utilize an Indefinite Delivery Indefinite Quantity (IDIQ) construction delivery method, often referred to as Job Order Contracting, that allows projects to be completed through a competitively-awarded contract. This approach is similar to the cooperative purchasing contracts that the City often utilizes to purchase equipment and vehicles (Buyboard, TxMAS, etc.). This competitively awarded IDIQ contract saves the time and expense of bidding out each project and meets all State of Texas procurement rules. Although it has not been utilized for any City of Fredericksburg projects, this method has been used by many other municipalities and, given the time-sensitive nature of the Municipal Court project, it is the perfect candidate for the IDIQ delivery method.

City staff and the City Attorney have reviewed the proposal from Gordian and LMC Corporation in the

amount of \$355,745.92 and are recommending approval. The additional project costs over the budgeted \$200,000 will be paid using various eligible Municipal Court account balances which currently total \$123,203.46. The remaining \$35,542.46 will be paid using unallocated funds from the General Fund and will be documented in the City's Mid-Year Budget Amendment. Judge Shelley Becker has prepared the attached memo documenting the use of the account balances and will be available at the Council meeting to answer any specific questions you may have regarding the scope of the project.

FUNDING SOURCE: Municipal Court Remodel
(FY 2023) - \$200,000
Municipal Court Balances - \$123,203.46
Mid-Year Budget Amendment - \$35,542.46
(Savings/Reallocations from FY 2023 Budget)

FINANCIAL IMPACT:
\$355,745.92

STAFF RECOMMENDATION:

Staff recommends approval of the award of a construction contract to Gordian/LMC Corporation in the amount of \$355,745.92.

COMMUNITY VISIONING/STRATEGIC INITIATIVES:

Government Vision

ATTACHMENTS:

1. Municipal Court & Office Renovation Proposal
2. Proposed Floor Plan
3. Council Request Funding Memo
4. Mun Court Account Balance Spreadsheet
5. Lease Space Photos

APPROVAL/REVIEW:

Laura Hollenbeak, Finance Director

Date: March 15, 2023

William McKamie, Interim City Attorney

Date: March 15, 2023



Shelley Goodwin, City Secretary

Date: March 16, 2023



Clinton Bailey, City Manager

Date: March 16, 2023

Work Order Signature Document**ezIQC Buy Board Contract No.: 660-21**☒**New Work Order****Modify an Existing Work Order**

Work Order Number.: 108817.00

Work Order Date: 02/13/2023

Work Order Title: City of Fredericksburg - Municipal Court & Office Renovations

Owner Name: BUY BOARD - City of Fredericksburg Contractor Name: LMC Corporation

Contact: Garret Bonn

Contact: Zring Kareem

Phone: 830.990.2020

Phone: 210-643-9392

Work to be Performed

Work to be performed as per the Final Detailed Scope of Work Attached and as per the terms and conditions of ezIQC Buy Board Contract No 660-21.

Brief Work Order Description:

Municipal Court & Office Renovations.

Time of Performance

Estimated Start Date:

Estimated Completion Date:

Liquidated DamagesWill apply: ☐Will not apply: ☒**Work Order Firm Fixed Price: \$355,745.92**

Owner Purchase Order Number:

Approvals_____
Owner_____
Date_____
Contractor_____
Date

Detailed Scope of Work

To: Zring Kareem
LMC Corporation
9191 Winkler Drive, Suite A
Houston, TX 77017-5967
210-643-9392

From: Garret Bonn
BUY BOARD - City of Fredericksburg
126 W Main Street
Fredericksburg, TX 78624
830.990.2020

Date Printed: February 13, 2023

Work Order Number: 108817.00

Work Order Title: City of Fredericksburg - Municipal Court & Office Renovations

Brief Scope: Municipal Court & Office Renovations.

☐

Preliminary

☐

Revised

☒

Final

The following items detail the scope of work as discussed at the site. All requirements necessary to accomplish the items set forth below shall be considered part of this scope of work.

City of Fredericksburg Municipal Court Remodel Scope of Work

MUNICIPAL OFFICE

Demolition:

- Remove and dispose of existing wall partitions (approx. 686 SF).
- Remove and salvage (10) existing interior/exterior doors.
- Remove and dispose of the existing storefront door at the receptionist.
- Remove existing kitchen.

Electrical:

- Remove existing electrical components found in designated wall demolition.
- If necessary, relocate the existing thermostat to new locations.
- Add an outlet and a data box for printer.

Carpentry:

- Construct new wall additions; refer to the proposed plan.
- Insulation
- Construct new wall at the 2 proposed offices and lobby entrance with two solid core doors and two windows.
- Install (2) standard interior doors, (1) security push bar access doors, and (2) solid core doors for the 2 proposed offices.

Interior Finishes:

- Wall Additions are to include drywall, corner bead, tape, float, texture, and paint.
- Modify the existing Acoustical Ceiling Tile System to accommodate wall

Detailed Scope of Work Continues..

Work Order Number: 108817.00

Work Order Title: City of Fredericksburg - Municipal Court & Office Renovations

- Install carpet flooring, except for the lobby, storage and restrooms.

MUNICIPAL COURTROOM

Demolition:

- Remove and dispose of existing wall partitions.
- Remove and salvage (9) existing interior doors
- Remove (2) picture windows (approx. 35 SF each)
- Remove water fountain.

Specialties:

- Construct new wall additions; refer to the proposed
- Install two keypad entry locks on the main entry doors.

Carpentry:

- Furnish/install (1) new security door with push
- Furnish/install (6) standard interior
- Furnish/install (2) office solid core doors

Interior Finishes:

- Wall additions are to include (drywall, corner bead, tape, float, texture, and paint).
- Carpet Flooring for the Courtroom.
- Flooring for Lobby Entrance match existing.
- Flooring patchwork for all wall demolitions.
- Install Bathroom flooring.

Millwork:

- Relocate existing wall and base cabinets to a new location; refer to the proposed plan.
- Furnish/install courtroom furnishings (refer to the proposed plan for layout):
 - Judges Bench
 - Plaintiff/Defendant tables
 - Clerk's Station
 - Witness Stand
 - Jury Box

Exclusions:

- The plumbing is excluded in the bathrooms.
- The Storefront wall is excluded, and a wall with windows and doors will be installed.
- The card readers are excluded, and three keypads will be installed.
- The ductwork is excluded because approximately 80% of the ductwork will not be compatible. It is recommended to replace the existing ductwork to ensure compatibility

Subject to the terms and conditions of JOC Contract **660-21**.

Detailed Scope of Work Continues..

Work Order Number: 108817.00
Work Order Title: City of Fredericksburg - Municipal Court & Office Renovations

Contractor	Date

Owner	Date

Contractor's Price Proposal - Summary

Date: February 13, 2023

Re: IQC Master Contract #: 660-21
Work Order #: 108817.00
Owner PO #:
Title: City of Fredericksburg - Municipal Court & Office Renovations
Contractor: LMC Corporation
Proposal Value: \$355,745.92

Carpentry, Drywall, Tape/Float/Texture & Paint	\$65,071.84
Ceiling Tile & Grid	\$22,991.78
Demo	\$28,413.50
Doors & Windows	\$82,890.22
Electric Work	\$24,332.62
Flooring	\$61,344.98
General Requirement	\$14,246.63
Millwork	\$56,454.35
Proposal Total	\$355,745.92

This total represents the correct total for the proposal. Any discrepancy between line totals, sub-totals and the proposal total is due to rounding.

The Percentage of NPP on this Proposal: %

Contractor's Price Proposal - Detail

Date: February 13, 2023

Re: IQC Master Contract #: 660-21
 Work Order #: 108817.00
 Owner PO #:
 Title: City of Fredericksburg - Municipal Court & Office Renovations
 Contractor: LMC Corporation
 Proposal Value: \$355,745.92

Sect.	Item	Mod.	UOM	Description	Line Total
Labor	Equip.	Material	(Excludes)		
Carpentry, Drywall, Tape/Float/Texture & Paint					
1	01 22 20 00 0019		HR	Painter, OrdinaryFor tasks not included in the Construction Task Catalog® and as directed by owner only.	\$8,157.12
			Installation	Quantity 240.00 x Unit Price 29.30 x Factor 1.1600 = Total 8,157.12	
2	07 21 16 00 0039		SF	6-1/4" Unfaced, R-19 Mineral Wool Flexible Insulation	\$5,445.50
			Installation	Quantity 2,880.00 x Unit Price 1.63 x Factor 1.1600 = Total 5,445.50	
3	09 01 20 91 0002		SF	Up To 2 SF, Cut And Patch Hole In Gypsum Board To Match ExistingPer location.	\$8,648.29
			Installation	Quantity 854.00 x Unit Price 8.73 x Factor 1.1600 = Total 8,648.29	
4	09 22 16 13 0015		SF	3-5/8" Width, 16" On Center, 18 Gauge, Non Load Bearing, Non Structural, Galvanized Steel Stud Framing With Tracks And Runners	\$10,654.37
			Installation	Quantity 2,580.00 x Unit Price 3.56 x Factor 1.1600 = Total 10,654.37	
5	09 22 16 13 0015 0002		MOD	For Walls >10' High, Add	\$2,124.89
			Installation	Quantity 2,580.00 x Unit Price 0.71 x Factor 1.1600 = Total 2,124.89	
6	09 29 10 00 0006		SF	5/8" Gypsum Board	\$5,510.23
			Installation	Quantity 5,460.00 x Unit Price 0.87 x Factor 1.1600 = Total 5,510.23	
7	09 29 10 00 0006 0051		MOD	For Horizontal Installation >10' High, Add	\$748.20
			Installation	Quantity 2,580.00 x Unit Price 0.25 x Factor 1.1600 = Total 748.20	
8	09 29 10 00 0006 0052		MOD	For Walls >10' High, Add	\$253.34
			Installation	Quantity 5,460.00 x Unit Price 0.04 x Factor 1.1600 = Total 253.34	
9	09 29 10 00 0039		SF	>10' High, Walls, Tape, Spackle And Finish Gypsum BoardUse this task for the entire wall area when the wall is >10' high.	\$2,138.11
			Installation	Quantity 5,760.00 x Unit Price 0.32 x Factor 1.1600 = Total 2,138.11	
10	09 29 10 00 0039 0048		MOD	For ASTM C840 Level 5 High Quality Finish, Add	\$1,536.77
			Installation	Quantity 5,760.00 x Unit Price 0.23 x Factor 1.1600 = Total 1,536.77	
11	09 29 10 00 0042		SF	>10' High, Ceilings, Tape, Spackle And Finish Gypsum BoardUse this task for the entire wall area when the wall is >10' high.	\$1,336.32
			Installation	Quantity 2,880.00 x Unit Price 0.40 x Factor 1.1600 = Total 1,336.32	
12	09 29 10 00 0042 0048		MOD	For ASTM C840 Level 5 High Quality Finish, Add	\$968.83
			Installation	Quantity 2,880.00 x Unit Price 0.29 x Factor 1.1600 = Total 968.83	

Contractor's Price Proposal - Detail Continues..

Work Order Number: 108817.00

Work Order Title: City of Fredericksburg - Municipal Court & Office Renovations

Carpentry, Drywall, Tape/Float/Texture & Paint

13	09 29 10 00 0045	LF	>10' High, Vertical Corners, Tape, Spackle And Finish Gypsum BoardUse this task for the entire wall area when the wall is >10' high.						\$975.56
		Installation	Quantity	Unit Price	Factor	=	Total		
			1,450.00	x 0.58	x 1.1600	=	975.56		
14	09 29 10 00 0045 0048	MOD	For ASTM C840 Level 5 High Quality Finish, Add						\$706.44
		Installation	Quantity	Unit Price	Factor	=	Total		
			1,450.00	x 0.42	x 1.1600	=	706.44		
15	09 29 10 00 0048	LF	>10' High, Horizontal Corners, Tape, Spackle And Finish Gypsum BoardUse this task for the entire wall area when the wall is >10' high.						\$1,110.12
		Installation	Quantity	Unit Price	Factor	=	Total		
			1,450.00	x 0.66	x 1.1600	=	1,110.12		
16	09 29 10 00 0048 0048	MOD	For ASTM C840 Level 5 High Quality Finish, Add						\$807.36
		Installation	Quantity	Unit Price	Factor	=	Total		
			1,450.00	x 0.48	x 1.1600	=	807.36		
17	09 29 10 00 0051	LF	Corner Bead, Galvanized Steel For Gypsum Board						\$2,792.12
		Installation	Quantity	Unit Price	Factor	=	Total		
			1,450.00	x 1.66	x 1.1600	=	2,792.12		
18	09 91 23 00 0062	SF	1 Coat Primer, Brush/Roller Work, Paint Interior Plaster/Drywall Walls						\$2,204.93
		Installation	Quantity	Unit Price	Factor	=	Total		
			5,760.00	x 0.33	x 1.1600	=	2,204.93		
19	09 91 23 00 0062 0259	MOD	For Orange Peel Finish, Add						\$267.26
		Installation	Quantity	Unit Price	Factor	=	Total		
			5,760.00	x 0.04	x 1.1600	=	267.26		
20	09 91 23 00 0064	SF	2 Coats Paint, Brush/Roller Work, Paint Interior Plaster/Drywall Walls						\$4,276.22
		Installation	Quantity	Unit Price	Factor	=	Total		
			5,760.00	x 0.64	x 1.1600	=	4,276.22		
21	09 91 23 00 0064 0259	MOD	For Orange Peel Finish, Add						\$534.53
		Installation	Quantity	Unit Price	Factor	=	Total		
			5,760.00	x 0.08	x 1.1600	=	534.53		
22	09 91 23 00 0151	SF	1 Coat Primer, Brush/Roller Work, Paint Interior Drywall/Plaster Ceiling						\$1,236.10
		Installation	Quantity	Unit Price	Factor	=	Total		
			2,880.00	x 0.37	x 1.1600	=	1,236.10		
23	09 91 23 00 0151 0269	MOD	For Orange Peel Finish, Add						\$167.04
		Installation	Quantity	Unit Price	Factor	=	Total		
			2,880.00	x 0.05	x 1.1600	=	167.04		
24	09 91 23 00 0153	SF	2 Coats Paints, Brush/Roller Work, Paint Interior Drywall/Plaster Ceiling						\$2,171.52
		Installation	Quantity	Unit Price	Factor	=	Total		
			2,880.00	x 0.65	x 1.1600	=	2,171.52		
25	09 91 23 00 0153 0269	MOD	For Orange Peel Finish, Add						\$300.67
		Installation	Quantity	Unit Price	Factor	=	Total		
			2,880.00	x 0.09	x 1.1600	=	300.67		
Subtotal for Carpentry, Drywall, Tape/Float/Texture & Paint									\$65,071.84

Ceiling Tile & Grid

26	09 51 13 00 0022	SF	2' x 4' x 3/4" Thick, Square Edge, Mineral Fiber Acoustical Ceiling Panel (Armstrong Ultima Health Zone™/High Washability)						\$16,739.38
		Installation	Quantity	Unit Price	Factor	=	Total		
			2,450.00	x 5.89	x 1.1600	=	16,739.38		

Contractor's Price Proposal - Detail Continues..

Work Order Number: 108817.00

Work Order Title: City of Fredericksburg - Municipal Court & Office Renovations

Ceiling Tile & Grid

27	09	51	13	00	0022	0099	MOD	For Individual Room Quantities <495, AddFor use with projects >500 SF										\$1,989.40
							Installation	Quantity	Unit Price	Factor	=	Total						
								2,450.00	x	0.70	x	1.1600	=	1,989.40				
28	09	53	23	00	0008		SF	2' x 4' Grid, Hot Dipped Galvanized Steel, 9/16" T Bar Ceiling Suspension System										\$3,893.54
							Installation	Quantity	Unit Price	Factor	=	Total						
								2,450.00	x	1.37	x	1.1600	=	3,893.54				
29	09	53	23	00	0008	0118	MOD	For Individual Room Quantities <495, AddFor use with projects >500 SF										\$369.46
							Installation	Quantity	Unit Price	Factor	=	Total						
								2,450.00	x	0.13	x	1.1600	=	369.46				

Subtotal for Ceiling Tile & Grid

\$22,991.78

Demo

30	02	41	16	13	0003		GSF	Up To 2,000 SF Commercial Building Interior Demolition, Gutting And Placing Into Dumpster Or Truck										\$28,413.50
							Installation	Quantity	Unit Price	Factor	=	Total						
								4,320.00	x	5.67	x	1.1600	=	28,413.50				

Subtotal for Demo

\$28,413.50

Doors & Windows

31	01	22	20	00	0006		HR	CarpenterFor tasks not included in the Construction Task Catalog® and as directed by owner only.										\$29,120.41
							Installation	Quantity	Unit Price	Factor	=	Total						
								620.00	x	40.49	x	1.1600	=	29,120.41				
32	08	12	13	13	0008		EA	3' x 6'-8" Through 7'-2" High, 4-3/4" Deep, 16 Gauge, Knock Down Hollow Metal Door Frame										\$4,354.05
							Installation	Quantity	Unit Price	Factor	=	Total						
								13.00	x	288.73	x	1.1600	=	4,354.05				
33	08	12	13	13	0008	0069	MOD	For Auxiliary Frame Reinforcement For Hinges, Add										\$464.16
							Installation	Quantity	Unit Price	Factor	=	Total						
								13.00	x	30.78	x	1.1600	=	464.16				
34	08	12	13	13	0008	0074	MOD	For Welded Frames, Add										\$1,445.87
							Installation	Quantity	Unit Price	Factor	=	Total						
								13.00	x	95.88	x	1.1600	=	1,445.87				
35	08	14	16	00	0457		EA	3'-0" x 7' x 1-3/4" Thick, 5 Ply, Particleboard Core (PC), Birch Faced Wood Door										\$3,410.88
							Installation	Quantity	Unit Price	Factor	=	Total						
								11.00	x	267.31	x	1.1600	=	3,410.88				
36	08	14	16	00	0457	0124	MOD	For Stave Lumber Core (SLC), Add										\$2,078.60
							Installation	Quantity	Unit Price	Factor	=	Total						
								11.00	x	162.90	x	1.1600	=	2,078.60				
37	08	14	23	13	0005		EA	3'-0" x 7' x 1-3/4" Thick, 24 Gauge Metal Clad, Solid Staved Wood Core, Flush Type Door										\$1,313.17
							Installation	Quantity	Unit Price	Factor	=	Total						
								2.00	x	566.02	x	1.1600	=	1,313.17				
38	08	51	13	00	0116		EA	>15 To 20 SF, 3-1/4" Frame Depth, HC 65, Fixed Aluminum Window (Traco TR-7100)										\$1,096.41
							Installation	Quantity	Unit Price	Factor	=	Total						
								2.00	x	472.59	x	1.1600	=	1,096.41				

Contractor's Price Proposal - Detail Continues..

Work Order Number: 108817.00

Work Order Title: City of Fredericksburg - Municipal Court & Office Renovations

Doors & Windows

39	08	51	13	00	0116	0073	MOD	For Color Anodized Finish, Add									\$63.87
							Installation	Quantity	Unit Price	Factor	=	Total					
								2.00	27.53	1.1600		63.87					
40	08	71	11	00	0045		PR	4-1/2" x 4-1/2", Standard Duty, Half Surface, Plain Bearing, Wrought Steel Hinge									\$3,871.62
							Installation	Quantity	Unit Price	Factor	=	Total					
								40.00	83.44	1.1600		3,871.62					
41	08	71	11	00	0508		EA	3" Projection, Residential Spring Type, Bright Brass Finish, Steel Wall Stop (lves 63)									\$71.78
							Installation	Quantity	Unit Price	Factor	=	Total					
								13.00	4.76	1.1600		71.78					
42	08	71	11	00	0617		EA	Replacement Of Rubber Door SilencersFor repair / maintenance only. This task is not to be used in conjunction with new door or frame installations.									\$65.15
							Installation	Quantity	Unit Price	Factor	=	Total					
								78.00	0.72	1.1600		65.15					
43	08	71	11	00	2146		EA	3' Push Bar, Fire Rated, Surface Vertical Rods, Exit Device (Von Duprin Series 9827-F/9927-F)Clear anodized satin aluminum US28 (BHMA 628) finish.									\$4,827.91
							Installation	Quantity	Unit Price	Factor	=	Total					
								3.00	1,387.33	1.1600		4,827.91					
44	08	71	11	00	2146	0570	MOD	For Accessible Device (AX), Add									\$430.48
							Installation	Quantity	Unit Price	Factor	=	Total					
								3.00	123.70	1.1600		430.48					
45	08	71	11	00	2146	0572	MOD	For Quiet Electric Latch Retraction (QEL), Add									\$1,606.65
							Installation	Quantity	Unit Price	Factor	=	Total					
								3.00	461.68	1.1600		1,606.65					
46	08	71	11	00	2244		EA	Surface Mounted High Security Door Closer With Metal Cover (LCN 4510)									\$6,134.85
							Installation	Quantity	Unit Price	Factor	=	Total					
								13.00	406.82	1.1600		6,134.85					
47	08	71	11	00	2244	0247	MOD	For Delayed Action, Add									\$190.01
							Installation	Quantity	Unit Price	Factor	=	Total					
								13.00	12.60	1.1600		190.01					
48	08	71	11	00	2244	0248	MOD	For AVB (5 LB Per Push), Add									\$99.53
							Installation	Quantity	Unit Price	Factor	=	Total					
								13.00	6.60	1.1600		99.53					
49	08	71	11	00	2244	0249	MOD	For Fusible Link Arm, Add									\$597.17
							Installation	Quantity	Unit Price	Factor	=	Total					
								13.00	39.60	1.1600		597.17					
50	08	71	11	00	2244	0250	MOD	For Shock Absorbing Arm, Add									\$298.58
							Installation	Quantity	Unit Price	Factor	=	Total					
								13.00	19.80	1.1600		298.58					
51	08	71	11	00	2244	0251	MOD	For Hold Open Arm, Add									\$208.10
							Installation	Quantity	Unit Price	Factor	=	Total					
								13.00	13.80	1.1600		208.10					
52	08	71	11	00	2274		EA	Entrance/Office F41 Pre-Assembled Lockset (Corbin Russwin UT5261)Locked with key outside and push button inside.									\$15,672.88
							Installation	Quantity	Unit Price	Factor	=	Total					
								10.00	1,351.11	1.1600		15,672.88					

Contractor's Price Proposal - Detail Continues..

Work Order Number: 108817.00

Work Order Title: City of Fredericksburg - Municipal Court & Office Renovations

Doors & Windows

53	08 71 11 00 2421	EA	Class 400, Cylindrical, Classroom/Storeroom, Magnetic Strip + Keypad, Sparta Lever, Networked Wireless Electronic Lock (Schlage AD400CY70MSKSPA626)						\$4,775.33
			Quantity	Unit Price	Factor	=	Total		
		Installation	3.00 x	1,372.22 x	1.1600	=	4,775.33		
54	08 81 23 23 0006	SF	5/16" Thick, Clear Float Field Installed Glass						\$616.66
			Quantity	Unit Price	Factor	=	Total		
		Installation	40.00 x	13.29 x	1.1600	=	616.66		
55	08 81 23 23 0006 0015	MOD	For Low-E Coated Glass, Add						\$76.10
			Quantity	Unit Price	Factor	=	Total		
		Installation	40.00 x	1.64 x	1.1600	=	76.10		

Subtotal for Doors & Windows

\$82,890.22

Electric Work

56	01 22 20 00 0010	HR	ElectricianFor tasks not included in the Construction Task Catalog® and as directed by owner only.						\$10,508.67
			Quantity	Unit Price	Factor	=	Total		
		Installation	190.00 x	47.68 x	1.1600	=	10,508.67		
57	26 05 33 13 0014	CLF	3/4" Electrical Metallic Tubing (EMT) Conduit Assembly With 3 #10 Copper THHN And 1 #12 Copper Insulated Grounding ConductorIncludes conduit, set screw connectors, set screw couplings, straps, wire as indicated. Not for use where detail is available.						\$10,594.51
			Quantity	Unit Price	Factor	=	Total		
		Installation	15.00 x	608.88 x	1.1600	=	10,594.51		
58	26 05 33 16 0022	EA	One Toggle Switch, 4" Square Steel Exposed Work Cover						\$162.40
			Quantity	Unit Price	Factor	=	Total		
		Installation	20.00 x	7.00 x	1.1600	=	162.40		
59	26 05 33 16 0025	EA	Two Duplex Receptacles, 4" Square Steel Exposed Work Cover						\$682.08
			Quantity	Unit Price	Factor	=	Total		
		Installation	80.00 x	7.35 x	1.1600	=	682.08		
60	26 05 33 16 0106	EA	3-1/2" Depth, 3" x 2", Stud Bracket, Steel Switch Box						\$2,384.96
			Quantity	Unit Price	Factor	=	Total		
		Installation	100.00 x	20.56 x	1.1600	=	2,384.96		

Subtotal for Electric Work

\$24,332.62

Flooring

61	09 65 13 13 0011	LF	4-1/2" High, 3/8" Thick, Type TP Thermoplastic Rubber Wall Base, All Colors						\$10,955.04
			Quantity	Unit Price	Factor	=	Total		
		Installation	1,200.00 x	7.87 x	1.1600	=	10,955.04		
62	09 65 13 33 0003	SF	1/4" Thick, Flexible Self Leveling Cementitious Underlayment With Liquid Latex Modifiers						\$7,466.69
			Quantity	Unit Price	Factor	=	Total		
		Installation	4,320.00 x	1.49 x	1.1600	=	7,466.69		
63	09 65 19 19 0013	SF	1/8" Thick, Static Dissipative, Class 2 Through Pattern, Vinyl Composition Tile (VCT) (Armstrong® SDT™)						\$6,810.27
			Quantity	Unit Price	Factor	=	Total		
		Installation	484.00 x	12.13 x	1.1600	=	6,810.27		
64	09 68 13 00 0015	SY	42 Ounce, Non Patterned, Nylon Carpet Tile						\$36,112.98
			Quantity	Unit Price	Factor	=	Total		
		Installation	548.00 x	56.81 x	1.1600	=	36,112.98		

Contractor's Price Proposal - Detail Continues..

Work Order Number: 108817.00

Work Order Title: City of Fredericksburg - Municipal Court & Office Renovations

Subtotal for Flooring							\$61,344.98
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General Requirement

65	01 22 23 00 0063	MO	30' Electric, Scissor Platform Lift						\$5,043.15
		Installation	Quantity	Unit Price	Factor	=	Total		
			3.00 x	1,449.18 x	1.1600	=	5,043.15		
66	01 71 13 00 0003	EA	Equipment Delivery, Pickup, Mobilization And Demobilization Using A Tractor Trailer With Up To 53' BedIncludes loading, tie-down of equipment, delivery of equipment, off loading on site, rigging, dismantling, loading for return and transporting away. For equipment such as bulldozers, motor scrapers, hydraulic excavators, gradalls, road graders, loader-backhoes, heavy duty construction loaders, tractors, pavers, rollers, bridge finishers, straight mast construction forklifts, telescoping boom rough terrain construction forklifts, telescoping and articulating boom man lifts with >40' boom lengths, etc.						\$1,872.47
		Installation	Quantity	Unit Price	Factor	=	Total		
			2.00 x	807.10 x	1.1600	=	1,872.47		
67	01 74 19 00 0016	EA	40 CY Dumpster (6 Ton) "Construction Debris"Includes delivery of dumpster, rental cost, pick-up cost, hauling, and disposal fee. Non-hazardous material.						\$7,331.01
		Installation	Quantity	Unit Price	Factor	=	Total		
			8.00 x	789.98 x	1.1600	=	7,331.01		

Subtotal for General Requirement							\$14,246.63
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Millwork

68	06 41 13 00 0010	EA	30" Wide, 35" High x 23-3/4" Deep, Single Drawer and Double Door, Solid Maple Face Frame, Door and Drawer Front, Base Cabinet						\$20,609.53
		Installation	Quantity	Unit Price	Factor	=	Total		
			52.00 x	341.67 x	1.1600	=	20,609.53		
69	06 42 13 00 0011	SF	1" Tereado (Driftwood) Wood Shiplap						\$20,770.50
		Installation	Quantity	Unit Price	Factor	=	Total		
			2,480.00 x	7.22 x	1.1600	=	20,770.50		
70	06 44 39 00 0010	LF	20" Diameter Plain Column, Pine Colonial Columns, Round Tapered With Cap And Base						\$15,074.32
		Installation	Quantity	Unit Price	Factor	=	Total		
			30.00 x	433.17 x	1.1600	=	15,074.32		

Subtotal for Millwork							\$56,454.35
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Proposal Total							\$355,745.92
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This total represents the correct total for the proposal. Any discrepancy between line totals, sub-totals and the proposal total is due to rounding.

The Percentage of NPP on this Proposal: %

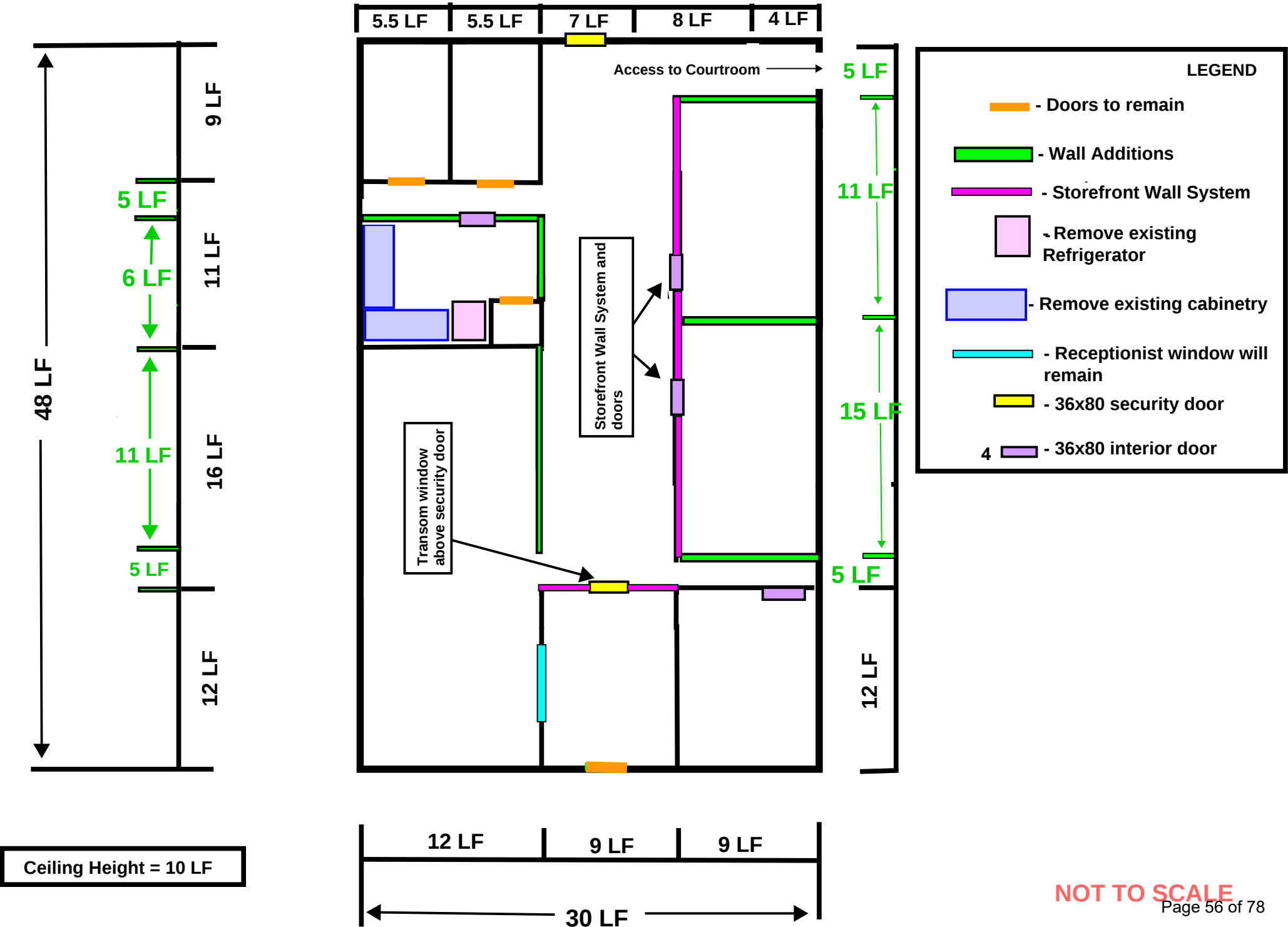
Subcontractor Listing

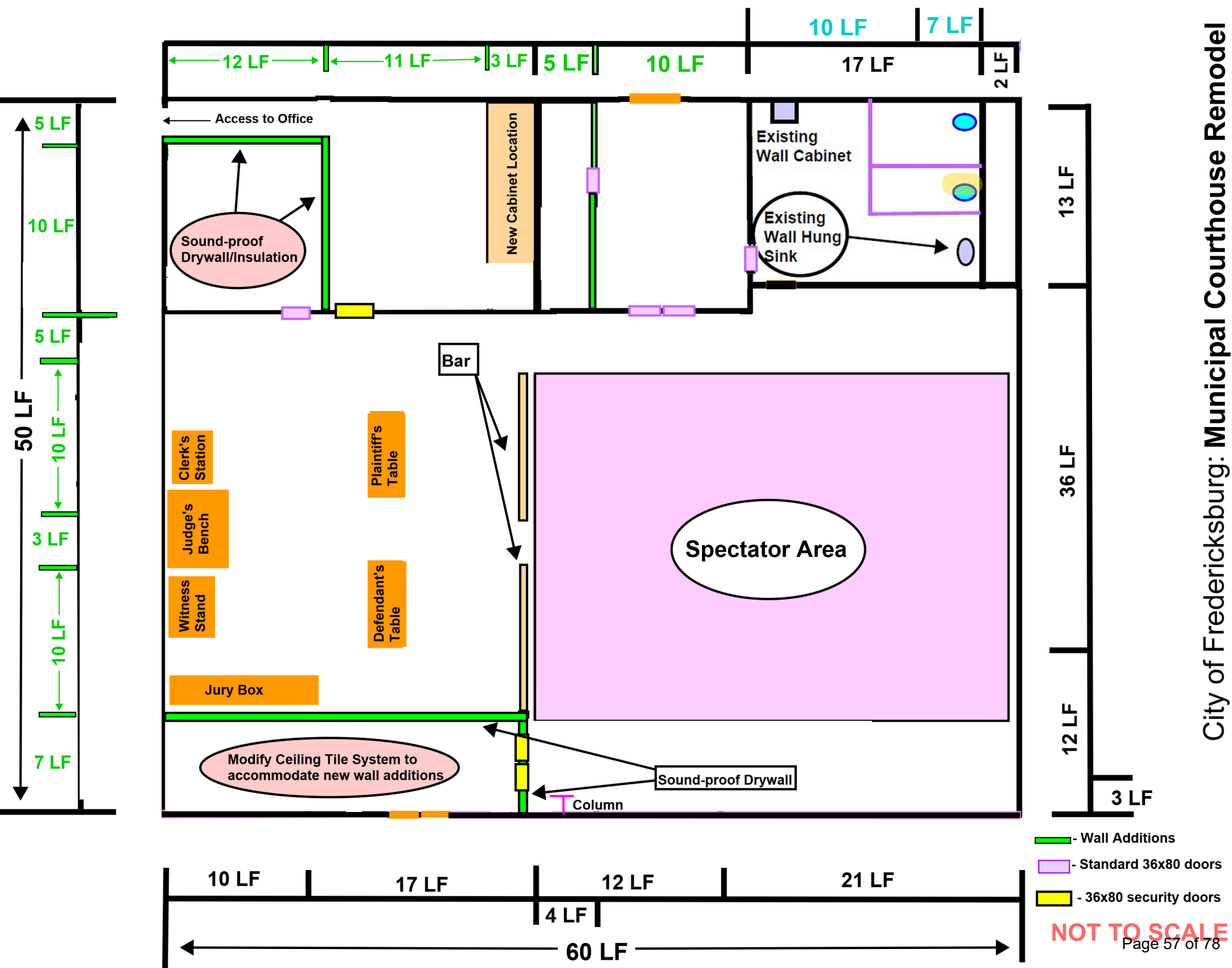
Date: February 13, 2023

Re: IQC Master Contract #: 660-21
Work Order #: 108817.00
Owner PO #:
Title: City of Fredericksburg - Municipal Court & Office Renovations
Contractor: LMC Corporation
Proposal Value: \$355,745.92

Name of Contractor	Duties	Amount	%
No Subcontractors have been selected for this Work Order		\$0.00	0.00

City of Fredericksburg: Municipal Court Office Remodel





Memo

Date: February 7, 2023

To: Clinton Baily, City Manager

Garret Bonn, Assistant City Manager

From: Shelley Becker, Presiding Judge, Fredericksburg Municipal Court

Subject: Request for City Council to approve the use of court costs towards remodeling the current lease space to include a courtroom and improve security for the municipal court office.

Court costs are collected in each criminal case where a money judgment is ordered. The Texas Code of Criminal Procedure and the Local Government Code govern the amount of the fee, how the fee is distributed and how the fee may be used. For the purposes of this request, the fees discussed are the Local Municipal Court Technology Fee (LMCTF), the Local Municipal Building Security Fee (LMBSF), the Time Payment Reimbursement Fee and the Judicial Fee. Each of these fees collected by the city may only be used for the purpose designated by statute.

The category of fees collected are described below along with their statutory purpose and the amount available for use according to our court management software. The amount available has been calculated from October 2007 through December 2022.

Municipal Court Technology Fund (CTF and LMCTF): The local municipal court technology fund, (LMCTF) is a fund in the municipal court treasury. Money in a municipal court technology fund may be used only for the purchase of or to maintain technological enhancements for a municipal court or municipal court of record, including: (1) computer systems; (2) computer networks; (3) computer hardware; (4) computer software; (5) imaging systems; (6) electronic kiosks; (7) electronic ticket writers; and (8) docket management systems. The municipal court technology fund shall be administered by or under the direction of the governing body of the municipality. Article 102.0172 (a)-(c), Texas Code of Criminal Procedure.

The balance of the municipal court fund is \$60,360.97. While the remodel of the lease space does not include items that are described above, the MCTF can be used for the amount budgeted for the 2022 fiscal year for office equipment rental and computer/software maintenance, which is \$28,738.18.

Request: the LMCTF is used to pay for office equipment rental and computer/software maintenance in the amount of \$28,738.18. That the budgeted amount of \$28,738.18 instead be used for remodeling the municipal court.

Municipal Court Building Security Fund: The local municipal court building security fund, (LMCBSF) and Courthouse Security Fund (CHS and CHS-3) are funds in the municipal treasury. Money is allocated to the fund under Section 134.101, 134.102, 134.103, 135.101 and 135.102, Local Government Code. The municipal court building security fund shall be administered by or under the direction of the governing body of the municipality. Article 102.17(e), Code of Criminal Procedure.

Money deposited in a courthouse security fund may be used only for security personnel, services, and items related to buildings that house the operations of municipal courts. For purposes of this article, the term “security personnel, services and items” includes: (1) the purchase or repair of X-ray machines and conveying systems; (2) handheld metal detectors; (3) walkthrough metal detectors; (4) identification card systems; (5) electronic locking and surveillance equipment; (6) video teleconferencing systems; (7) bailiffs, deputy sheriffs, deputy constables, or contract security personnel during times when they are providing appropriate security services; (8) signage; (9) confiscated weapon inventory and tracking system; (10) locks, chains, alarms or similar security device; (11) the purchase or repair of bullet-proof glass; (12) continuing legal education on security issues for court personnel and security personnel; and (13) warrant officer and related equipment. Article 102.017(c), Code of Criminal Procedure. The balance of the LMCBSF is \$9,801.73. The balance of the courthouse security fee known as CHS and CHS-3 in the Odyssey software is \$29,775.21.

Request: \$39,576.94 be used to remodel the lease space. The lease space being modified to meet security standards is in the building that houses the operations of the municipal court and will include: key pad access doors, emergency push bar exits and extension of the alarm system.

Time Payment Reimbursement Fee (TP-L, TP-L-C and TPRF): the treasurer shall deposit the reimbursement fees collected under this article in a separate account in the general fund of the municipality to be used for the purpose of improving the collection of outstanding court costs, fines, reimbursement fees, or restitution or improving the efficiency of the administration of justice in the municipality. The municipality shall prioritize the needs of the judicial officer who collected the fees when making expenditures under this subsection and use the money deposited to provide for those needs. Article 102.030, Texas Code of Criminal Procedure. The funds available for use are \$46,797.36.

Request: \$46,797.36 be used to remodel the lease space to accommodate a courtroom which would improve the efficiency of the administration of justice in the municipality.

Judicial Fee (JFCI) the judicial support fee is allocated to the city and state under Section 133.105, Local Government Code and states that the treasurer shall deposit 60 cents of each fee collected under this section in the general fund of the municipality. This fee must be used to

promote the efficient operation of the court and the investigation, prosecution, and enforcement of offenses within the court's jurisdiction. Section 133.105, Local Government Code. (Repealed by Acts 2019, 86th Leg., ch. 1352, eff. Jan. 1, 2020). The funds available are \$8,090.98.

Request: \$8,090.98 be used to remodel the lease space to accommodate a courtroom, which would promote the efficient operation of the court.

Total Fees Requested: \$123,203.46.

Yr Activity	Odyssey Courthouse Security Fund (CHS-3)	Odyssey Courthouse Security Fund (CHS)	Municipal Security Ct Fund LMCBSF+	Munical Ct Technology Fund CTF+LMCTF	Time Payment Plan Local TP-L	Time Payment Fee Eff. TP-L-C	Judicial Fee City JFCI	Time Payment Reimb Fee TPRF	Total
1/1/94-12/31/2004	29,140.34								29140.34
1/1/05-12/31/2015		634.87							634.87
FY 2007				761.49	1,718.50				2,479.99
FY 2008			5.00	3,240.36	2,673.08	1,090.86	803.92	0.00	7,813.22
FY 2009				3,828.19	2,766.26	689.96	587.10	0.00	7,871.51
FY 2010				4,507.33	3,238.54	815.93	688.10	0.00	9,249.90
FY 2011				5,385.12	3,754.02	936.97	808.71	0.00	10,884.82
FY 2012				4,270.02	3,216.61	803.03	642.32	0.00	8,931.98
FY 2013				3,854.66	2,751.86	685.44	581.21	0.00	7,873.17
FY 2014				4,342.75	2,626.33	654.09	653.84	0.00	8,277.01
FY 2015			0.47	3,267.40	2,257.09	564.25	489.54	0.00	6,578.75
FY 2016				3,816.77	2,179.89	547.49	575.51	0.00	7,119.66
FY 2017				3,762.25	1,930.81	482.67	563.75	0.00	6,739.48
FY 2018				4,083.15	1,689.15	417.30	610.24	0.00	6,799.84
FY 2019				4,569.37	1,595.24	398.79	684.16	0.00	7,247.56
FY 2020			1,898.28	3,445.19	877.26	221.91	285.44	1,036.26	7,764.34
FY 2021			3,330.65	3,273.38	254.25	63.62	83.37	1,894.04	8,899.31
FY 2022			3,666.29	3,177.66	149.59	37.41	27.72	1,461.82	8,520.49
Oct thr Dec 2022			901.04	775.88	20.85	5.22	6.05	290.97	2,000.01
FY 2023									
TOTAL	29,140.34	634.87	9,801.73	60,360.97	33,699.33	8,414.94	8,090.98	4,683.09	154,826.25
									-60,360.97
									94,465.28
*Only use \$28,738.18									28,738.18
									123,203.46



MUNICIPAL
COURT











CITY COUNCIL AGENDA MEMO

DEPARTMENT: City Manager

TO: Mayor & City Council Members

FROM: Clinton Bailey, City Manager

MEETING DATE: March 21, 2023

CATEGORY: CITY MANAGER'S REPORT

CAPTION: Update on staff promotion and reorganization efforts

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

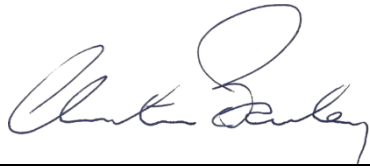
APPROVAL/REVIEW:

William McKamie, Interim City Attorney

Date: March 14, 2023

Shelley Goodwin, City Secretary

Date: March 14, 2023

A handwritten signature in blue ink, appearing to read "Clinton Bailey", is positioned above a horizontal line.

Clinton Bailey, City Manager

Date: March 16, 2023



CITY COUNCIL AGENDA MEMO

DEPARTMENT: City Manager
TO: Mayor & City Council Members
FROM: Clinton Bailey, City Manager
MEETING DATE: March 21, 2023

CATEGORY: CITY MANAGER'S REPORT

CAPTION: Legislative Update

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

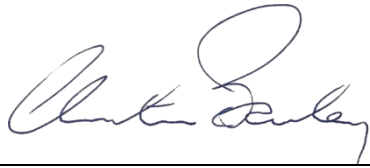
APPROVAL/REVIEW:

William McKamie, Interim City Attorney

Date: March 14, 2023

Shelley Goodwin, City Secretary

Date: March 14, 2023

A handwritten signature in blue ink, appearing to read "Clinton Bailey", is positioned above a horizontal line.

Clinton Bailey, City Manager

Date: March 16, 2023



CITY COUNCIL AGENDA MEMO

DEPARTMENT: City Secretary

TO: Mayor & City Council Members

FROM: Clinton Bailey, City Manager

MEETING DATE: March 21, 2023

CATEGORY: CITY MANAGER'S REPORT

CAPTION: Short-Term Rental (STR) Update

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: March 16, 2023



CITY COUNCIL AGENDA MEMO

DEPARTMENT: City Secretary

TO: Mayor & City Council Members

FROM: Clinton Bailey, City Manager

MEETING DATE: March 21, 2023

CATEGORY: ITEMS FOR FUTURE AGENDA

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

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:

1. 3-21-2023 Future Agenda

APPROVAL/REVIEW:

William McKamie, Interim City Attorney

Date: March 15, 2023



Clinton Bailey, City Manager

Date: March 16, 2023

City Council Regular Meeting April 4, 2023

2023-101	Consider approval of City Council Minutes for March 21, 2023	Consent - Approve	Shelley Goodwin	City Secretary
2023-110	Update on the addition of LBJ and Nimitz busts in the History walk garden and a memorial bench for Marktplatz	Presentation	Andrea Schmidt	Parks and Recreation
2023-111	Consideration of approving a future nature center at LBJMP in concept, so fundraising may begin.	Approve	Andrea Schmidt	Parks and Recreation
2023-72	Consider extending the lease for Girl Scout Cabin	Approve	Andrea Schmidt	Parks and Recreation
2023-140	Franchise Agreement with Universal Natural Gas-Ordinance	Adopt	Kris Kneese	Public Works and Utilities

City Council Regular Meeting April 18, 2023

2023-102	Consider approval of City Council Minutes for April 4, 2023	Consent - Approve	Shelley Goodwin	City Secretary
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.	Consent - Approve	Jennifer Krupa	Parks and Recreation
2023-62	Consider the approval of street closures and parking lot usage for Oktoberfest 2023: 1) Adams Street between Main and Austin beginning on Wednesday, October 4, 2023, at 7:00 a.m., through Monday, October 9, 2023, at 3:00 p.m., and, 2) Austin Street between Crockett and Adams beginning Thursday, October 4, 2023, at 7:00 a.m., until Monday, October 9, 2023, at 12:00 p.m.; and, 3) Use of the parking lot on Crockett Street across from City Hall and next to Broadway Bank beginning on Friday, October 6, 2023, at 5:00 p.m., until Sunday, October 9, 2023, at 8:00 p.m.	Consent - Approve	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.	Consent - Approve	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 a.m., through Monday, October 30, 2023, at 12:00 p.m., for the Fredericksburg Food & Wine Fest.	Consent - Approve	Jennifer Krupa	Parks and Recreation
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.	Consent - Approve	Jennifer Krupa	Parks and Recreation

2023-119	Z2301- 308 Oakhaven - Rezone from R1 to R2	Public Hearing and Approve Ordinance	Anna Hudson	Development Services
2023-121	Z2302 - 411 E Main Street - Conditional Use Permit for new first floor STRs	Public Hearing and Approve CUP	Anna Hudson	Development Services
2023-73	Enter into new lease agreement with Soccer Association	Approve	Andrea Schmidt	Parks and Recreation
2023-111	Consideration of approving a future nature center at LBJMP in concept, so fundraising may begin. 4/4 meeting	Approve	Andrea Schmidt	Parks and Recreation
2023-112	Consider extending the Convention and Visitor's Center lease	Approve	Andrea Schmidt	Parks and Recreation
2023-148	Consider Optimist Club fee waiver request for use of Field C at Lady Bird Johnson Municipal Park	Approve	Andrea Schmidt	Parks and Recreation
	Z-2304 112 E. Schubert CUP	Public Hearing and Approve	Anna Hudson	Development Services
	Z-2305 408, 412, and 414 E Austin Street - Land Use and Zoning	Public Hearing and Approve Ordinance	Anna Hudson	Development Services
	Z-2306 405 Whitney Street - PUD and Zoning	Public Hearing and Approve Ordinance	Anna Hudson	Development Services
	Z-2307 501 E. Creek Street - CUP	Public Hearing and Approve	Anna Hudson	Development Services
	Z – 2308 510 Mueller Street Unit #33 - CUP	Public Hearing and Approve	Anna Hudson	Development Services

Future Agenda Items

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.	Consent - Approve	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.	Consent - Approve	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.	Consent - Approve	Jennifer Krupa	Parks and Recreation
2023-71	Consider adopting new fees and policies for sports facility usage. May 16th	Approve	Andrea Schmidt	Parks and Recreation
2023-74	Consider naming rights for Marktplatz northwest corner project (summer 2023)	Approve	Andrea Schmidt	Parks and Recreation
2023-75	Consider sponsoring the July 4th Parade. (early spring)	Approve	Andrea Schmidt	Parks and Recreation
2023-134	Discussion and Consideration funding the extension of the Affordable Housing Coordinator Consulting Agreement (Clinton Bailey, City Manager)	Discuss	Clinton Bailey	City Manager



CITY COUNCIL AGENDA MEMO

DEPARTMENT: City Secretary

TO: Mayor & City Council Members

FROM: William McKamie, Interim City Attorney

MEETING DATE: March 21, 2023

CATEGORY: EXECUTIVE SESSION

CAPTION: Consider and discuss the appointment, evaluation, reassignment, and/or duties of a public officer or employee, especially the City Attorney (Sec. 551.074).

PRESENTATION:

SUMMARY:

BACKGROUND:

FUNDING SOURCE:

FINANCIAL IMPACT:

STAFF RECOMMENDATION:

COMMUNITY VISIONING/STRATEGIC INITIATIVES:

Business Visioning

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Family Life Vision

Quality of Life Vision

ATTACHMENTS:

None

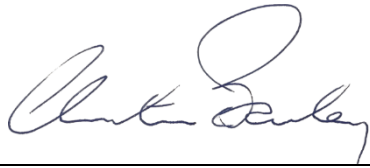
APPROVAL/REVIEW:

William McKamie, Interim City Attorney

Date: March 14, 2023

Shelley Goodwin, City Secretary

Date: March 14, 2023



Clinton Bailey, City Manager

Date: March 16, 2023