



City of Fredericksburg

CITY COUNCIL REGULAR MEETING MINUTES

TUESDAY, MARCH 21, 2023 ~ 9:00 a.m.

LAW ENFORCEMENT CENTER

1601 E. MAIN STREET

FREDERICKSBURG, TEXAS 78624

City Council Present:

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
Kris Kneese, Director of Public Works and Utilities
Derek Seelig, Police Lieutenant
Braxton Roemer, Police Lieutenant
Andrea Schmidt, Director of Parks and Recreation
Anna Hudson, Interim Director of Development Services
Lea Feuge, Public Information Officer
Laura Hollenbeak, Finance Director
Krista Wareham, Finance Manager
David Kellam, Finance Manager
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 21, 2023. He announced that a quorum had been met.

2. INVOCATION

Rob Holster, Pastor of Hill Country Church, provided the Invocation.

3. PLEDGE OF ALLEGIANCE

Mayor Hoover let the Pledge of Allegiance.

4. CEREMONIAL MATTERS/PROCLAMATIONS/EMPLOYEE RECOGNITION

Brian Vorauer, Police Chief, introduced Tara Phillips, the new Administrative Assistant to the Chief. He provided a brief history of her education and background.

Clinton Bailey, City Manager, provided the following recognitions:

- Chris Connelly, Police Officer, for going above and beyond with a stranded resident
- Finance Department - Laura Hollenbeak, Finance Director; Krista Wareham, Finance Manager; David Kellam, Finance Manager, and Nicole Moellering, Accounting Administrative Assist from the Finance Department for receiving the Government Finance Officers Association Budget Presentation Award (GFOA)

5. COUNCIL COMMENTS

Councilmember Watson provided the update from the County Airport Advisory Board meeting held on Monday, March 20, 2023:

- Fuel sales
- T Hanger Occupancy
- May 20, 2023, is the 75th Anniversary Open House
- Construction occurring at the Airport

Mayor Hoover reviewed the article in the paper regarding the response to the Comprehensive Plan. He spoke about the good things that came out of the survey. He also noted that one thing that stood out was only 32% of residents think they are receiving their money's worth for their taxes. He stated he would like to hear from others that do not feel they are getting their money's worth.

6. CONSENT

A. Consider approval of the following Minutes:

- i. March 6, 2023, Gillespie County Commissioners Court and City City Council Regular Meeting Minutes March 21, 2023, Council Joint Special Meeting**
- ii. March 7, 2023, City Council Special Meeting**

Motion: A motion was made by Councilmember Kirchner, seconded by Councilmember Watson, to approve the Consent Agenda Items 6. A.i. and ii.. approval of City Council Minutes of March 6, 2023, Gillespie County Commissioners and City Council Joint Meeting and March 7, 2023, City Council Regular Meeting. The Council voted five (5) for and none (0) opposed. The motion carried unanimously.

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

- 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.**

Kris Kneese, Director of Public Works and Utilities, provided an update on Watering Stage 4 and recommendations since the last City Council Regular Meeting. He noted the revisions that the staff had recommended are in the packet.

Mayor Hoover read the written comments provided by Francesca Poston, Sonia Rivero, and Jennette Hormuth.

Mo Saiidi, City resident, spoke regarding the attached presentation he provided.

Allen Brecher, City resident, spoke regarding the attached presentation he provided. Encouraged the City Council to submit a letter to their Representative to encourage the legislature to allow regulation in ETJ.

Clinton Bailey, City Manager, updated the City Council on Boot Ranch water usage and noted that Boot Ranch might have two or three top ten users.

Mick McKamie, Interim City Attorney, explained the role of a Public Utility and the different tools for enforcing the Drought Management Plan.

The City Council discussed the following:

- Watering times
- Promoting xeriscape
- New lawn variances
- New developments and water restrictions
- Ellenberger recharging
- Code Enforcement
- Find a longer-term solution
- Effective date (April 1)

Motion: A motion was made by Councilmember Kirchner, seconded by Councilmember Klein, to adopt 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. The City Council voted five (5) for, and none (0) opposed. The motion carried unanimously.

B. Consider approval of Resolution 2023-04R amending authorized representatives on the City of Fredericksburg's TexPool accounts

Laura Hollenbeak, Director of Finance, stated TexPool requires the City to update the City's account due to the changes in the Finance Department. She noted this Resolution would be removing her name and adding Kristen Wareham as the Finance Director.

Motion: A motion was made by Councilmember Klein, seconded by Councilmember Joseph, to approve Resolution 2023-04R amending authorized representatives on the City of Fredericksburg's TexPool accounts. The City Council voted five (5) for, and none (0) opposed. The motion carried unanimously.

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, reviewed the Resolution discussed at March 6, 2023, City Council and County Commission Joint Meeting. He noted that the two FISC positions are not included in this Resolution.

Garret Bonn, Assistant City Manager, stated Fredericksburg ISD is discussing this Resolution and can be added later.

Motion: A motion was made by Councilmember Klein, seconded by Councilmember Joseph, to approve 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.

Mayor asked for a roll call vote.

Councilmember Kirchner	Nay
Councilmember Watson	Aye
Councilmember Klein	Aye
Councilmember Joseph	Aye
Mayor Hoover	Aye

The City Council voted four (4) for, and one (1) (Councilmember Kirchner) opposed. The motion carried.

8. OTHER ACTION ITEMS AND UPDATES

A. Consider the Cross Mountain Park final plans for replacing the existing cross
Andrea Schmidt, Director of Parks and Recreation, reviewed the history of Cross Mountain Park. She noted the recommendations from the Historic Review Board and the Dark Skies regulations.

The City Council discussed the following:

- Time the lights come on and turn off
- Landmark and lights should remain like they were on the previous cross

George Studor, City resident, stated he feels the Park should be considered a destination and treated like one.

Motion: A motion was made by Councilmember Watson, seconded by Councilmember Joseph, to approve the Cross Mountain Park final plans for replacing the existing cross. The City Council voted five (5) for, and none (0) opposed. The motion carried unanimously.

B. Consider amendments to LCRA Electric Line Easements
Kris Kneese, Director of Public Works and Utilities, reviewed the history of the project and the current easement.

Clinton Bailey, City Manager, stated line easements are to add fiber optic to the current lines, which will be open to others for high-speed internet.

Motion: A motion was made by Councilmember Klein, seconded by Councilmember Kirchner, to approve the amendments to LCRA Electric Line Easements. The City Council voted five (5) for, and none (0) opposed. The motion carried unanimously.

C. Consider the Construction Contract for the Remodel of the Municipal Court Lease Space

Garret Bonn, Assistant City Manager, provided the attached PowerPoint presentation. Staff is recommending Gordian Group/LMC for the amount of \$355,745.92.

Shelley Becker, Municipal Judge, reviewed that the fees will continue to grow, which will go towards the difference of the remodeling cost.

Motion: A motion was made by Councilmember Kirchner, seconded by Councilmember Watson, to approve the Construction Contract for Remodel of the Municipal Court Lease Space for \$355,745.92. The City Council voted five (5) for, and none (0) opposed. The motion carried unanimously.

9. CITY MANAGER'S REPORT

A. Update on staff promotion and reorganization efforts

Clinton Bailey, City Manager, provided the following:

- The Code Enforcement will be moving under the Police Department, currently working on
 - Ordinances
 - Office Space
 - IT Programs
 - Efficiencies
- Staff Promotion of Krista Wareham to Director of Finance, due to Laura's retirement.

Krista Wareham thanked everyone and appreciated the opportunity.

B. Legislative Update

Clinton Bailey, City Manager, provided an update on the 88th Legislative Session and several Pre-Emblem Bills that can harm and benefit the City.

Councilmember Kirchner reviewed several bills that the City should be concerned with. She reviewed the bill approval process and stated the effort to stop a bill should be at the committee level.

C. Short-Term Rental (STR) Update

Clinton Bailey, City Manager, is moving forward with the amendments proposed a Joint Meeting with Planning and Zoning Commission will be held next week. He also proposed a 2nd Joint Meeting with the Planning and Zoning Commission, then a public hearing and recommendations with the Planning and Zoning Commission. A second public hearing would be held with the adoption of the Ordinance amendments by the City Council.

The City Council agreed by consensus to hold the Joint Meeting on Tuesday, March 28 at 9:00 a.m. in the Cardinal Room.

10. ITEMS FOR FUTURE AGENDA

A. Review the Future Agenda Items

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

11. EXECUTIVE SESSION

A. Consider and discuss the appointment, evaluation, reassignment, and/or duties of a Public officer or employee, especially the City Attorney (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 10:54 a.m. The City Council voted five (5) for, and none (0) opposed. The motion carried unanimously.

Motion: A motion was made by Councilmember Watson, seconded by Councilmember Klein, to go out of the Executive Session and into the Regular Meeting at 11:06 a.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 Watson, seconded by Councilmember Kirchner, to enter into a contract with Mick McKamie and the Taylor, Olson, Adkins, Sralla, and Elam (TOASE) Firm for City Attorney services. 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 Kirchner, to adjourn the Tuesday, March 21, 2023, City Council Regular Meeting at 11:10 a.m. The City Council voted five (5) for, and none (0) opposed. The motion carried unanimously.



Shelley Goodwin, TRMC/CMC
City Secretary



Jeryl Hoover
Mayor