



City of Fredericksburg

Charter Review Committee Agenda
Monday, November 6, 2023 ~ 11:00 AM
City Hall - Conference Center
126 W. Main Street
Fredericksburg, Texas 78624

Bobby Watson, Mayor Pro-Tem, Chair
Allen Brecher, Committee Member
Randy Briley, Councilmember, Committee Member
Andrew Colwell, Committee Member
Tim Crenwelge, Committee Member
Cydney Donnell, Committee Member
Tim Dooley, Committee Member

Eric Hammersen, Committee Member
Tom Musselman, Committee Member
Gary Neffendorf, Committee Member
Griffin Kott, Committee Member
Taylor Williams, Committee Member
Clinton Bailey, City Manager
Mick McKamie, City Attorney
Shelley Goodwin, City Secretary

The City of Fredericksburg Charter Review Committee will meet in a regular session on Monday, November 6, 2023, at 11:00 AM. **The Charter Review Committee welcomes citizen participation and comments at all Charter Review Committee 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 at the meeting location between 10:30 a.m. and 11:00 a.m.

- i. Only one (1) agenda item per Comment Card;
- ii. Speakers will be limited to 3 minutes to speak. **Please Note:** The Chair 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 Charter Review Committee to receive your handouts for the meeting, please provide ten (10) copies; if not, the Charter Review Committee will receive your handouts the following day.

NOTE: The Charter Review Committee may adjourn into Executive Session to consider any item listed on this agenda if a matter is raised that is appropriate for discussion. An announcement will be made based on the Executive Session discussion. The Charter Review Committee may also publicly discuss any item listed on the agenda for the Executive Session.

Attendance By Other Elected or Appointed Officials: It is anticipated that the City Council, Planning & Zoning Commission, Historic Review Board, and Board of Adjustments members may attend the Charter Review Committee Meeting at the date and time above in numbers that may constitute a quorum. Notice is hereby given that at the Charter Review Committee Meeting at the date and time above, no Board or Commission action will be taken by such in attendance unless such item and action are specifically provided on a separate agenda posted

subject to the Texas Open Meeting Act. This is not an agenda of an official meeting of the City Council, City Boards, and Commissions, and minutes will not be taken.

1. CALL TO ORDER

2. ROLL CALL

3. APPROVAL OF MINUTES

- A. Consider the approval of the Friday, October 13, 2023, Charter Review Committee Meeting Minutes

4. DISCUSSION ITEMS

- A. Possible action on outstanding wording for previously discussed Articles
- B. Discussion and possible action regarding Article I. - Article XII. of the City Charter
- C. Discussion and possible action regarding next steps in the Charter Review Process
- D. Set date of next meeting.

5. ADJOURN

CERTIFICATION

This is to certify that I, Shelley Goodwin, City Secretary, posted this Agenda at 3:20 p.m. on November 2, 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

Charter Review Committee Minutes

Friday, October 13, 2023 ~ 11:00 a.m.

City Hall - Conference Room

126 W. Main Street

Fredericksburg, Texas 78624

Charter Review Committee Members Present:

Mayor Pro-Tem Bobby Watson, Chair
Councilmember Randy Briley, Committee Member
Committee Member Allen Brecher
Committee Member, Andrew Colwell arrived at 11:25 a.m.
Committee Member Timothy Crenwelge
Committee Member Cydney Donnell
Committee Member Timothy Dooley
Committee Member Griffin Kott
Committee Member Thomas Musselman
Committee Member Taylor Williams

Charter Review Committee Member Absent:

Committee Member Eric Hammersen
Committee Member Gary Neffendorf

City Staff Present:

Clinton Bailey, City Manager/Committee Member
Mick McKamie, City Attorney/Committee Member
Garret Bonn, Assistant City Manager
Krista Wareham, Director of Finance
Shelley Goodwin, City Secretary/Committee Member

City Staff Absent:

None

1. CALL TO ORDER

Bobby Watson, Chair, called the Charter Review Committee Meeting of the Fredericksburg to order at 11:00 a.m. on Friday, October 13, 2023.

2. ROLL CALL

Shelley Goodwin, City Secretary, called the roll and announced a quorum had been met.

3. APPROVAL OF MINUTES

A. Consider the approval of the September 29, 2023, Charter Review Committee Minutes

Motion: A motion was made by Committee Member Brecher, seconded by Committee Member Crenwelge, to approve the September 29, 2023, Charter Review Committee Minutes with

amendments. The Charter Review Committee voted nine (9) for and none (0) opposed. The motion carried.

4. DISCUSSION ITEMS

A. Possible action on outstanding wording for previously discussed Articles

Mick McKamie, City Attorney, provided the proposed wording for the following:

Article I. Form of Government and Boundaries

Section 1.03 Extension of Boundaries

The boundaries of the City of Fredericksburg may be enlarged or extended by the annexation of additional territory by any methods described in the Texas Local Government Code, as now or hereafter amended.

Section 1.04 Contraction of Boundaries

The territory within the corporate limits of the City of Fredericksburg may be disannexed by any methods described in the Texas Government Code, as now or hereafter amended.

Article VII. Recall of Officers Section 7.02 Petitions for Recall

Before the question of recall of such officer shall be submitted to the qualified voters of the city, a petition demanding such question to be so submitted shall first be filed with the person performing the duties of the City Secretary, which petition shall be signed by qualified voters of the city equal in number to at least ten percent (10%) of the total number of registered voters as of the preceding January 1. Each such recall petition and each signature thereon shall comply fully with the requirements of the Texas Election Code, as now or hereafter amended.

Section 7.05 Presentation of Petition to City Council

Within sixty (60) days after the date of filing of the recall petition, the person performing the duties of the City Secretary shall verify that the petition is in correct form and is signed by the required number of registered voters. The City Secretary will present the petition, along with his or her findings, to the City Council. The City Council will determine the validity of the petition, and act thereon accordingly.

Section 7.09

If a majority of votes cast at a recall election be "Yes" for the recall of the person named in the ballot, he or she shall be deemed removed from office, and the vacancy filled as provided in Section 3.07 of this Charter.

Article VIII. Legislation by the People, Initiative and Referendum

Section 8.02 Initiative

Registered voters of the City of Fredericksburg may initiate legislation by submitting a petition addressed to the City Council, which request the submission of a proposed ordinance or resolution to a vote of the registered voters of the City. Said petition must be signed by registered voters of the city equal in number to ten percent (10%) of the number of registered voters as of the preceding January 1, and each copy of the petition shall have attached to it a copy of the proposed ordinance or resolution. The petition shall be signed within the same time as recall petitions are signed, in the same manner as recall petitions are signed, and shall be verified by oath and filed with the City Secretary in the manner and form as recall petitions are preserved as

provided in this Charter. The petition may consist of one or more copies as permitted for recall petitions. Within sixty (60) days after the date of filing of the recall petition, the person performing the duties of the City Secretary shall verify that the petition is in correct form and is signed by the required number of registered voters. The City Secretary will present the petition, along with his or her findings, to the City Council. The City Council will determine the validity of the petition and act thereon accordingly. If the City Council determines that the petition is valid, it shall become the duty of the City Council at the next Regular City Council Meeting for which public notice can be posted in accordance with the law, to pass and adopt such ordinance or resolution without alteration as to meaning or effect, or to call a special election to be held on the next uniform election date for which full compliance with applicable election laws is possible.

Section 8.03 Referendum

Registered voters of the City of Fredericksburg may require that any ordinance or resolution, in whole or in part, passed by the City Council (with the exception of ordinances or resolutions issuing bonds, levying taxes or appropriating money) be submitted to the city a vote of the registered voters of the City for approval or disapproval, by submitting a petition for this purpose within thirty (30) days of the passage or adoption of such ordinance or resolution. Said petition shall be addressed, prepared, dated, signed and verified as required for petitions initiating legislation as provided in this Charter, and shall be submitted to the person performing the duties of the City Secretary. Within sixty (60) days after the date of filing of the petition, the person performing the duties of the City Secretary will present the petition and proposed ordinance or resolution, along with his or her findings, to the City Council. The City Council will determine the validity of the petition and act thereon accordingly. If the City Council determines that the petition is valid, it shall become the duty of the City Council at the next Regular City Council Meeting for which public notice can be posted in accordance with the law, to reconsider such ordinance or resolution in whole or in part as stated in the petition, and if it does not repeal same, shall submit to a popular vote as provided in Section 8.02 of this Charter. Pending such election, such ordinance or resolution, or part thereof as stated in the petition, shall be suspended from taking effect, and shall not later take effect unless a majority of the registered voters voting thereon at such election shall vote in favor thereof.

Section 10.04 - Budget -A Public Record

The budget and all supporting schedules shall be a public record. It shall be filed with the person performing the duties of the City Secretary, and it shall be submitted to the City Council. The City shall make copies available for all interested persons.

Section 10.09 - Effective Date of Budget, Certification

Upon final adoption, the budget shall be in effect for the fiscal year. A copy of the budget as finally adopted shall be filed with the person performing the duties of the City Secretary and County Clerk of Gillespie County. The final budget shall be printed, and copies shall be made available for the use of all offices, departments and agencies for the use of interested persons and Civic Organizations.

Section 10.18 - Enterprise Fund Usage

The City of Fredericksburg shall not use proceeds or reserves from an Enterprise Fund (including but not limited to the Electric, Water and Sewer, and Drainage funds) except for expenditures within the purpose of the fund, unless approved by the voters in elections that specify the amount and the fund from which funds will be withdrawn.

B. Discussion and Possible action regarding Article XI. Franchises and Public Utilities

Section 11.06

The Committee agreed by consensus that this was an ordinance issue and that the ordinance needs to be tightened up and removed from the Charter.

Section 11.10 - Sales of Electricity, Water, Sewer, and Any Other Services

The Committee agreed by consensus to leave the wording as is.

C. Discussion and possible action regarding Article XII. General Provisions

Section 12.02 Person Financial Interest

The Committee agreed by consensus to clean up this Section and use the definitions of Local Code and for the City Attorney to draft language to refer to State Law and Ethics Ordinance.

Section 12.03 Prohibitions (a)(1)

The Committee agreed by consensus to the City Attorney to provide language for gift provisions.

Section 12.07 - Damage Suits

The Committee agreed by consensus to leave this Section as is.

Section 12.08 Insurance and/or Pension Plan for City Employees

The Committee discussed and did not take action.

Section 12.12 Applicability of General Laws

The Committee discussed and did not take action.

Section 12.16 - Review of the Charter

The Committee agreed by consensus to leave this Section as is.

The Committee also discussed the following but took no action:

- License Agreements - dark fiber and broadband
- Right-of-Way Agreements
- Sidewalks on Main Street
- Possibility of ETJ going away in future Legislation

The Committee also agreed by consensus to have a draft redline Charter provided to them before the next scheduled meeting.

D. Set the next meeting date

The Committee agreed by consensus to hold the next meeting on Monday, November 6, 2023, at 11:00 a.m.

5. ADJOURN

Motion: A motion was made by Committee Member Dooley, seconded by Committee Member/Council Member, to adjourn the October 13, 2023, Charter Review Committee Meeting. The Charter Review Committee voted ten (10) for and none (0) opposed. The motion carried.

Bobby Watson, Chair
Mayor Pro Tem

Shelley Goodwin, TRMC/CMC
City Secretary



CHARTER REVIEW COMMITTEE AGENDA MEMO

DEPARTMENT: City Secretary

TO: Historic Review Board

FROM:

MEETING DATE: November 6, 2023

CATEGORY: DISCUSSION ITEMS

CAPTION: Discussion and possible action regarding Article I. - Article XII. of the City Charter

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

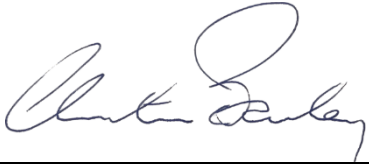
APPROVAL/REVIEW:

Shelley Goodwin, City Secretary

Date: October 30, 2023

William McKamie, City Attorney

Date: October 30, 2023



Clinton Bailey, City Manager

Date: November 02, 2023



CHARTER REVIEW COMMITTEE AGENDA MEMO

DEPARTMENT: City Secretary

TO: Historic Review Board

FROM:

MEETING DATE: November 6, 2023

CATEGORY: DISCUSSION ITEMS

CAPTION: Discussion and possible action regarding next steps in the Charter Review Process

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

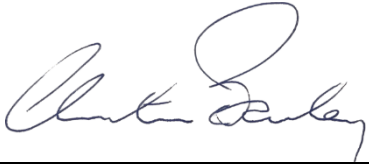
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Date: November 02, 2023



CHARTER REVIEW COMMITTEE AGENDA MEMO

DEPARTMENT: City Secretary

TO: Historic Review Board

FROM:

MEETING DATE: November 6, 2023

CATEGORY: DISCUSSION ITEMS

CAPTION: Set date of next meeting.

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

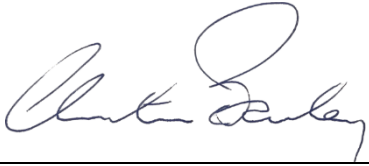
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