



City of Fredericksburg

Charter Review Committee Agenda
Monday, November 20, 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 20, 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 November 6, 2023, Charter Review Committee 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. Consider setting the date for the next meeting.

5. ADJOURN

CERTIFICATION

This is to certify that I, Shelley Goodwin, City Secretary, posted this Agenda at 11:30 a.m. on November 16, 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
Monday, November 6, 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, Timothy Crenwelge
Committee Member, Cydney Donnell
Committee Member, Griffin Kott
Committee Member, Thomas Musselman
Committee Member, Gary Neffendorf
Committee Member, Taylor Williams

Charter Review Committee Member Absent:

Committee Member, Andrew Colwell
Committee Member, Timothy Dooley
Committee Member, Eric Hammersen

City Staff Present:

Clinton Bailey, City Manager/Committee Member
Mick McKamie, City Attorney/Committee Member
Shelley Goodwin, City Secretary/Committee Member

City Staff Absent:

None

1. CALL TO ORDER

Bobby Watson, Chair, called the Charter Review Committee Meeting to order at 11:05 a.m. on Monday, November 6, 2023.

2. ROLL CALL

Chair Watson called out the names of those members absent and announced a quorum had been met.

3. APPROVAL OF MINUTES

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

Motion: A motion was made by Committee Member Musselman, seconded by Committee Member Crenwelge, to approve the October 13, 2023, Charter Review Committee Minutes. 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 a memo regarding Section 12.02 and 12.03. He stated he needs to work on Section 12.02.

Charter Review Committee reviewed the proposed wording for Section 12.02

Sec. 12.02. Conflict of Interest.

Any city officer, appointee, or employee who has a conflict of interest as defined by Chapter 176, Texas Local Government Code, as now or hereafter amended or by the City Ethics Ordinance then in effect shall disclose that interest as required by law and refrain from voting upon or otherwise deliberating upon or participating in his or her capacity as a city officer, appointee, or employee in such matter that is the subject of the conflict of interest. Any city officer, appointee, or employee who conceals such a substantial financial interest or violates the requirements of this section shall be guilty of malfeasance in office or position and shall forfeit his or her office or position.

The Committee agreed by consensus to move forward with this wording.

B. Discussion and possible action regarding Article I. – Article XII. Of the City Charter

The Charter Review Committee discussed and provided directions on the following Sections:

Section 3.01 Number, Selection and Term

Change the last sentence to read, Regular terms of office shall commence ~~on May 15th of each year~~ in accordance with the Election Code.

Section 3.02. Qualifications

Create a Section for Disqualifications and include the last sentence of Qualifications.

Section 3.04 Compensation

Change the ~~June 1, 2017~~ to June 1, 2024

Section 3.06. Emergency Power to Mayor

Include fire and emergency services in this section.

Section 4.04. City Secretary

Change first sentence to read The City Manager shall employ a city secretary who shall report to the city manager. The City Manager shall establish their compensation and duties.

Section 6.05. Candidates Elected

Remove subsection (c).

Section 8.02 Initiative

Make the following changes in the new wording:

Registered voters of the City of Fredericksburg may initiate legislation by submitting a petition addressed to the City Council which requests 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 presented 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

Rewrite and bring back to the Committee for consideration.

Section 9.01. Planning and Zoning Commission

The Committee agreed by consensus to not include the Comprehensive Plan in the Charter.

Section 10.06. Proceedings on Budget after Public Hearing

Leave as is. The added language is the same wording.

Section 10.09. Effective Date of Budget, Certification, Copies Made Available

Change the last sentence to add verbiage to read the following: The final budget shall be printed, and copies shall be made available for the use of all offices, departments and agencies and for the use of interested persons and civic organizations.

Section 10.18 Enterprise Fund Usage.

Add Solid Waste and change the last ~~fund~~ to money.

Section 11.06. Consent of Property Owners.

The Committee discussed and agreed to remove this section and tighten up Ordinance and Franchise Agreements.

C. Discussion and possible action regarding next steps in the Charter Review Process

The Committee stated they would need to review again, hold a public hearing, write a report, and present the changes to the City Council.

D. Set the next meeting date

The Committee agreed by consensus to hold the next meeting on Monday, November 20, 2023, at 11:00 a.m.

5. ADJOURN

Motion: A motion was made by Committee Member Briley, seconded by Committee Member Crenwelge, to adjourn the November 6, 2023, Committee Meeting at 12:30 p.m. The Charter Review Committee voted nine (9) for and none (0) opposed. The motion carried.

Bobby Watson, Chair
Mayor Pro Tem

Shelley Goodwin, TRMC/CMC
City Secretary