



**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.



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Bobby Watson, Chair  
Mayor Pro Tem



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Shelley Goodwin, TRMC/CMC  
City Secretary