



CITY OF FREDERICKSBURG

MINUTES OF CITY COUNCIL REGULAR MEETING MAY 4, 2020

The City of Fredericksburg City Council will meet in a regular session on Monday, May 4, 2020, at 6:00 p.m. This meeting was held remotely via Zoom Teleconferencing, and in-person attendance was not available. Members of the public attended the meeting remotely by web or telephone via Zoom Teleconferencing. These actions are being taken to mitigate the spread of COVID-19 by avoiding meetings that bring people into a group setting and in accordance with Section 418.016 of the Texas Government Code.

Members Present on the Teleconferencing:

Mayor Linda Langerhans
Mayor Pro Tem Gary Neffendorf
Councilmember Charlie Kiehne
Councilmember Tom Musselman
Councilmember Bobby Watson

Members Absent:

None

City Staff Present:

Kent Myers, City Manager
Clinton Bailey, Assistant City Manager/Director of Public Works and Utilities
Daniel Jones, City Attorney
Lynn Bizzell, Fire Chief
Steve Wetz, Police Chief
Brian Jordan, Development Services Director
Russell Immel, Information Technology Director
Andrea Schmidt, Parks Department Director
Lea Feuge, Public Information Officer
Laura Hollenbeck, Finance Director
Kris Kneese, Assistant Director of Public Works and Utilities
Garrett Bonn, Assistant Engineer
Shelley Goodwin, City Secretary

1. CALL TO ORDER

Mayor Langerhans called the regular meeting of the Fredericksburg City Council to order at 6:00 p.m. on Monday, May 4, 2020, via Zoom Teleconference. On roll call vote:

Mayor Langerhans	aye
Councilmember Musselman	aye
Councilmember Neffendorf	aye
Councilmember Kiehne	aye
Councilmember Watson	aye

Mayor Langerhans announced a quorum of the City Council present.

2. UPDATE ON CORONAVIRUS (COVID-19) PANDEMIC

Lynn Bizzell, Fire Chief, reviewed the history of the pandemic and how Gillespie County and the City has addressed the issues. He reported on the process that will be used for the National Guard COVID-19 testing on May 5, 2020. He also reviewed the following:

- World cases-3,442,234 positive cases and 227,247 deaths
- National cases- 1,152,372 positive cases and 67,456 deaths
- Texas cases- 32,332 positive cases and 884 deaths
- Region 8 -2174 positive cases and 63 deaths.

He also reviewed the surrounding counties cases:

Mason County 5
Llano County 3
Blanco County 6
Burnet County 15
Kerr County 5

He reminded everyone of the symptoms of the virus and to continue to social distance.

Councilmember Musselman asked that City staff to find out what happens to the reopening requirements if the positive cases in Gillespie County goes over 5.

3. EMPLOYEE RECOGNITIONS

Kent Myers, City Manager, stated earlier in the year John Culpepper, Gillespie County Emergency Management Coordinator, retired but had agreed to work part-time. He stated John's last day is this week; however, Dave Wisniewski, who had retired as the Fire Marshal, has agreed to serve as the Gillespie County Emergency Management Coordinator until the end of the year.

4. PUBLIC COMMENTS

Mayor Langerhans reviewed the different ways the public could provide comments. She stated the City received one citizen comment form, and staff will get back with the person who commented.

5. 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 CITY COUNCIL.

A. Consider approval of City Council April 20, 2020, City Council Regular Meeting Minutes

Motion: A motion was made by Councilmember Musselman, seconded by Councilmember Neffendorf, to approve the April 20, 2020, City Council Regular Meeting Minutes. On roll call vote:

Councilmember Musselman	aye
Councilmember Neffendorf	aye
Councilmember Kiehne	aye
Councilmember Watson	aye
Mayor Langerhans	aye

The motion carried unanimously.

6. ORDINANCES

A. Consider the approval Ordinance 2020-12 amending Article III-Permits and Fees for Construction, of Chapter 5-Buildings and Building Regulations-of the Code of Ordinances, establishing a Form Survey requirement for any concrete slab poured during construction of buildings and improvements in the City (first of two readings; City Council may waive second reading).

Brian Jordan, Development Services Director, stated the proposed Ordinance was the result of the occasions when builders failed to verify that their concrete forms complied with building setbacks, easements, or other encumbrance on the property. He stated the City does not inspect before pouring of the slab, the only way to ensure that the forms comply with these requirements is to have a surveyor provide certainty. He noted a Form Survey is routine in the industry, and the feedback from builders was positive.

The City Council discussed the proposed Ordinance and the reason for the need for the amendment. They also discussed the effect the errors have on the owner and the cost of the Survey Form.

Motion: A motion was made by Councilmember Kiehne, seconded by Councilmember Watson, to approve Ordinance 2020-12 amending Article III-Permits and Fees for Construction, of Chapter 5-Buildings and Building Regulations-of the Code of Ordinances, establishing a Form Survey requirement for any concrete slab poured during construction of buildings and improvements in the City; waive second reading. On roll call vote:

Councilmember Neffendorf	nay
Councilmember Kiehne	aye
Councilmember Watson	aye
Mayor Langerhans	aye
Councilmember Musselman	aye

The motion carried.

B. Consider the approval of Resolution 2020-10R creating a COVID-19 Recovery Task Force, establishing and adopting the duties and functions associated therewith; and providing for an effective date.

Clinton Bailey, Assistant City Manager/Director of Public Works and Utilities, stated in response to the Governor's recent plan to begin reopening the Texas economy, many cities across the state have formed task force groups to help businesses and local citizens through this confusing and rapidly changing process. He reviewed the history of the previous discussions the City Council had at their April 20th and April 27th meetings. He reviewed the make-up, purpose, and duties of the Task Force. The representatives of the proposed Task Force besides the City Council appointments and a Councilmember are representatives from Chamber of Commerce, County representative, Economic Development Corporation, Convention and Visitor Bureau, and the Hill Country Memorial Hospital.

The City Council each recommended the following people to serve on the Task Force:

Councilmember representative-Tom Musselman
Mayor Langerhans-Sean Doerre
Councilmember Kiehne-Judge Edward
Councilmember Musselman- Katelyn Eames
Councilmember Neffendorf-Gary Klensing
Councilmember Watson-Jessica Mittel

Motion: A motion was made by Councilmember Watson, seconded by Councilmember Kiehne, to approve Resolution 2020-10R creating a COVID-19 Recovery Task Force, establishing and adopting the duties and functions associated therewith; and providing for an effective date and appointing Councilmember Musselman, Sharon Doerre, Judge Edwards, Katlyn Emmis, Jessica Mitel, and Gary Klensing.

On roll call vote:

Councilmember Watson	aye
Councilmember Musselman	aye
Councilmember Neffendorf	aye
Mayor Langerhans	aye
Councilmember Kiehne	aye

The motion passed unanimously.

7. CITY MANAGER'S REPORT

A. Financial Status-Mid Year Budget Review

Kent Myers, City Manager, reported May 6, 2020, at 2 p.m. there will be a Special Meeting via Zoom to discuss the Mid-Year Budget and what adjustments the City needs to make. He also stated additional information was sent out today regarding all City accounts and assumptions of Sales Tax for the remainder of the year.

B. Status of Governor's Recent Executive Order

Kent Myers, City Manager, reported Staff worked hard last week to get information out to the public. He stated the Fire Department and Development Services worked together to help businesses figure out their occupancy of 50%. He stated last weekend went well with no complaints. He reported if Gillespie County goes over 5 positive cases, the Governor's recent Executive Order would be subject to revert to 25% occupancy. He noted the Order has criteria to fall back to 25% occupancy that would be difficult to meet.

C. Status of Reopening City Facilities

Clinton Bailey, Assistant City Manager/Director of Public Works and Utilities, provided an update on the reopening of City facilities. He reported the Golf Course has reopened with restrictions. He also updated the City Council on the reopening of the parks and restrooms.

8. ITEMS FOR FUTURE AGENDA

Kent Myers, City Manager, reviewed the future agenda items.

9. COUNCIL COMMENTS

The City Council did not make any comments.

10. EXECUTIVE SESSION

The City Council will recess its open meeting and reconvene in Executive Session pursuant to Texas Government Code Section 551.071 (Consultation with Attorney):

- A. Consider and discuss Jeanette Hormuth and Jerry Farley vs. Linda Langerhans, in her official capacity as Presiding Officer, Mayor of the City of Fredericksburg, Texas, pending in the 216th District Court (Section 551.071); and**
- B. Consider and discuss E. 290 Owners Coalition vs. City of Fredericksburg, Texas, pending in the 216th District Court (Section 551.071); and**

C. Consider and discuss Alpha Securities, LLC vs. City of Fredericksburg, pending in the 216th District Court (Section 551.071).

Motion: A motion was made by Councilmember Musselman, seconded by Councilmember Watson, to go out of Regular Session into Executive Session at 7:12 p.m. The City Council voted on roll call vote:

Councilmember Musselman	aye
Councilmember Neffendorf	aye
Councilmember Kiehne	aye
Councilmember Watson	aye
Mayor Langerhans	aye

The motion carried unanimously.

Motion: A motion was made by Councilmember Neffendorf, seconded by Councilmember Musselman, to go out of Executive Session into Regular Session at 8:00 p.m. The City Council voted on roll call vote:

Councilmember Musselman	aye
Councilmember Neffendorf	aye
Councilmember Kiehne	aye
Councilmember Watson	aye
Mayor Langerhans	aye

The motion carried unanimously.

11. BUSINESS ITEM

The City Council did not take action on any Executive Session Items.

12. ADJOURN

Motion: A motion was made by Councilmember Kiehne, seconded by Councilmember Watson, to adjourn the Monday, May 4, 2020, City Council Regular Meeting at 8:02 p.m.

On roll call vote:

Councilmember Musselman	aye
Councilmember Neffendorf	aye
Councilmember Kiehne	aye
Councilmember Watson	aye
Mayor Langerhans	aye

The motion passed unanimously.

ATTEST


Shelley Goodwin, TRMC
City Secretary


Linda Langerhans
Mayor Pro Tem