CITY OF FREDERICKSBURG

MINUTES OF CITY COUNCIL REGULAR MEETING
MAY 20, 2019

Members Present:
Mayor Linda Langerhans
Councilmember Charlie Kiehne
Councilmember Gary Neffendorf
Councilmember Bobby Watson
Councilmember Tom Musselman

Members Absent:
None

City Staff Present:
Kent Myers, City Manager
Clinton Bailey, Assistant City Manager/Director Public Works and Utilities
Daniel Jones, City Attorney
Steve Wetz, Police Chief
Lynn Bizzell, Fire Chief
Brian Jordan, Development Services Director
Laura Hollenbeak, Finance Director
Andrea Schmidt, Parks Department Director
Russel Immel, Information Technology Director
Lea Feuge, Communications Director
Anna Hudson, Historic Preservation Officer
Kris Kneese, Assistant Director Public Works and Utilities
Garret Bonn, Assistant City Engineer
Shelley Goodwin, City Secretary

1. Pledge of Allegiance
Mayor Langerhans led the Pledge of Allegiance.

2. Call to Order
With a quorum of the City Council present, Mayor Langerhans called the regular meeting of the Fredericksburg City Council to order at 6:00 p.m. on Monday, May 20, 2019, in the Law Enforcement Center, 1601 East Main Street, Fredericksburg, Texas 78624.

3. Employee Recognitions
Kent Myers, City Manager, read an email from Derrick Seelig, Police Officer, regarding Eleanor Howard-Kneitz, Fredericksburg EMS. He stated Eleanor assisted the Police Department for

caring for a child during an arrest. He presented Eleanor with a City Coin for going above and beyond the duty.

Clinton Bailey, Assistant City Manager/Director Public Works and Utilities, stated Dale Hough, Superintendent LBJ Golf Course, received Touchstone Superintent of the Year Award.

Kent Myers, City Manager, stated Ryan Kaughmann sent an email thanking the Water Department for their quick response and hard work with a water main break.

4. PUBLIC COMMENTS

James McDonald spoke regarding the May 4, 2019 Bond Election and the recent Planning and Zoning Commission meeting.

Jan McGuill spoke regarding the effects fluoride in water can cause. She encouraged the Council to remove the fluoride from water.

Jerry McCorkle spoke regarding accessed property values.

Jaime Tomczyk, Habitat for Humanity, stated she is present in case anyone has questions regarding Agenda Item 8 D.

Jeannette Hormuth, CleanWater Fred, spoke regarding Agenda Item 8D. calling for a November election.

Robert Phoenix, CleanWater Fred, spoke regarding Agenda Item 8D. and thanked the City for facilitating this process.

5. CONSENT

A. Consider approval of the May 2, 2019 City Council Special Meeting Minutes.

B. Consider approval of the May 6, 2019 City Council Regular Meeting Minutes.

C. Consider approval of Resolution 2019-07R amending the TexPool authorized representatives for the City of Fredericksburg.

D. Consider approval of Resolution 2019-08R related to the Annual Review of the City's Investment Policy and Investment Strategies.

Motion: A motion was made by Councilmember Musselman, seconded by Councilmember Neffendorf, to approve Consent Agenda 5. A.-D. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

6. PUBLIC HEARINGS

A. Hold a Public Hearing to receive comments for or against a change in zoning from R1, Single Family Residential, to R2, Mixed Residential, on lots 149, 150, 151 and 152 of the Walch Terrace Addition Block T located at 314 W. Park Street (# Z-1904).

Motion: A motion was made by Councilmember Musselman, seconded by Councilmember Kiehne to go out of Regular Session into a Public Hearing at 6:22 p.m. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

Kent Atwell stated he is requesting a zoning change from R1 to R2. He stated when his residence was built his lot was zoned R1, while the surrounding lots were zoned R2.

Motion: A motion was made by Councilmember Musselman, seconded by Councilmember Kiehne, to go out of the Public Hearing into Regular Session at 6:25 p.m. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

Mayor Langerhans then moved to Agenda Item 7.A.

B. Hold a Public Hearing to receive comments for or against a change in zoning from R1, Single Family Residential, to R-1A, Single Family Small Lot on 16.04 acres of land located West of Hollmig Lane and South of Friendship Lane (#Z-1908).

Motion: A motion was made by Councilmember Musselman, seconded by Councilmember Kiehne to go out of Regular Session into a Public Hearing at 6:30 p.m. The City Council voted four (4) for and none (0) opposed. The motion carried unanimously.

James McDonald stated he was entering a formal protest for #Z-1908. He stated he feels R-1A Zoning creates small lot sizes. He also encouraged the City Council to consider the traffic that will be created if this zoning change is approved.

Amy Bicker stated she was entering a formal protest for #Z-1908. She stated with the road size, she felt the zoning change was not in the best interest of the City.

Catlin Hoover stated she was entering a formal protest for #Z-1908. She stated changing the zoning for this property could create additional foot traffic and have an impact on property values.

Motion: A motion was made by Councilmember Musselman, seconded by Councilmember Neffendorf, to go out of the Public Hearing into Regular Session at 6:35 p.m. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

Mayor Langerhans then moved to Agenda Item 7.B.

7. ORDINANCES

A. Consider the approval of Ordinance 2019-17 amending the zoning ordinance and changing the zoning district as to lots in the Walch Terrace addition, changing said property from R-1 Single Family Residential to R-2 Mixed Residential and providing for an effective date (# Z-1904).

Brian Jordon, Development Services Director, reviewed the history of property and the surrounding zonings. He stated 4 letters from residents opposing the proposed change were received, as well as several people spoke in favor of this change at the Planning and Zoning

Commission Meeting. The Planning and Zoning Commission voted unanimously to recommend the approval of the proposed zoning change.

The City Council discussed the 4 lots sizes, possibility of additional traffic, and proposed change in zoning.

Motion: A motion was made by Councilmember Neffendorf, seconded by Councilmember Musselman to approve Ordinance 2019-17 amending the zoning ordinance and changing the zoning district as to lots in the Walch Terrace addition, changing said property from R-1 Single Family Residential to R-2 Mixed Residential and providing for an effective date (# Z-1904). The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

B. Consider the approval of Ordinance 2019-18 amending the zoning ordinance and changing the zoning district as to certain property in the George Debrant Survey No. 42, changing said property from R-1 Single Family Residential to R-1A, Single Family-Small Lot and providing for an effective date (#Z-1908).

Brian Jordon, Development Services Director, reviewed the history of zoning request. He stated the property is 16 acres and has a mixture of zoning. He stated the land uses surrounding this property includes vacant undeveloped land on all sides except single family homes to the east. The property owner submitted a preliminary plat which is made up of 59 plats and is proposing R-1A for smaller lots.

James McDonald stated the traffic questions came up at Planning and Zoning Commission, but it was not considered.

The City Council discussed the sidewalk plan, traffic issues, and drainage issues.

Councilmember Musselman recommended waiting for the requestor to be present to take action.

Daniel Jones, City Attorney, reviewed the process and the timeframe for public hearing and consideration.

Motion: A motion was made by Councilmember Musselman, seconded by Councilmember Kiehne to take no action until the property owner or his representative can be present at the June 3rd City Council Regular Meeting. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

8. RESOLUTIONS – OTHER ACTION ITEMS - DISCUSSION ITEMS

A. Consider the approval of Resolution 2019-09R designating a Local Historic Landmark pursuant to Section 23-57 of the Code of Ordinances, City of Fredericksburg (705 N. Elk).

Anna Hudson, Historic Preservation Officer, reviewed the history of the house and the criteria of Landmark designation. She also reviewed the history of the builder and the original owners.

Celine Ord, homeowner, read a letter regarding the process of purchasing the home and the Landmark designation process.

The City Council discussed the structure, process and the history of the home.

Steve Eckhart, son of original owner, stated he preferred to see his dad honored in a different way than his home.

James McDonald thanked the couple for taking on the challenges of this home.

Councilmember Musselman called for a roll call vote.

Motion: A motion was made by Councilmember Kiehne, seconded by Councilmember Musselman, to approve Resolution 2019-09R designating a Local Historic Landmark pursuant to Section 23-58 of the Code of Ordinances, City of Fredericksburg (705 N. Elk). The City Council voted the following:

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

The motion failed.

B. Consider the approval of an Order for a Special Election on November 5, 2019 for the purpose of voting on a City Charter amendment to add Sec. 11.12 – Fluoridation of Public Water Supply Prohibited.

Kent Myers, City Manager, reviewed the history of the petition and stated the Order is to call for a Special Election to be held on November 5, 2019. He stated the Election will be for the purpose of voting on a measure regarding not to fluoridate the public water supply. He stated Lea Feuge has created a fact sheet regarding the measure.

Daniel Jones, City Attorney, reviewed the language for the November 5, 2019 ballot.

Motion: A motion was made by Councilmember Watson, seconded by Councilmember Kiehne, to approve the Order Calling for a Special Election on November 5, 2019 for the purpose of voting on a City Charter amendment to add Sec. 11.12 – Fluoridation of Public Water Supply Prohibited. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

C. Consider the approval of extending the Gillespie County Historical Society Hotel Occupancy Tax (HOT) contract to allow for the restoration of Historic Kammlah Homestead at the Pioneer Museum.

Dr. Jeryl Hoover, Executive Director of Pioneer Museum, reviewed the project and the reasons why the extension is needed. He stated the project is scheduled to begin in early summer.

Kent Myers, City Manager, complimented Dr. Hoover on all work that has occurred at the Pioneer Museum.

Motion: A motion was made by Councilmember Watson, seconded by Councilmember Kiehne, to approve extending the Gillespie County Historical Society Hotel Occupancy Tax contract to allow for the restoration of Historic Kammlah Homestead at the Pioneer Museum. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

D. Consider the approval of a request from Habitat for Humanity to waive RV reservations fees for four sites in October – November 2019, four sites in January 2020, and six sites in April 2020 at the LBJ RV Park.

Andrea Schmidt, Parks Director, stated Habitat for Humanity is requesting a waiver of fees for October 30-November 14, 2019 for 4 sites, January 2 – January 23, 2020 for 4 sites, and April 1st-April 30, 2020 for 6 sites, which totals $12,200 in lost revenues.

Jaime Tomczyk, Habitat for Humanity for Humanity Board, reviewed the project and their need for assistance with a national caravan group that will be building 2 homes in Fredericksburg.

The City Council discussed the request and the project.

Motion: A motion was made by Councilmember Watson, seconded by Councilmember Kiehne, to approve a request from Habitat for Humanity to waive RV reservations fees for four sites in October – November 2019, four sites in January 2020, and six sites in April 2020 at the LBJ RV Park. The City Council voted four (4) for and one (1) opposed (Councilmember Musselman). The motion carried.

E. Receive a presentation and consider the approval of the Fort Martin Scott Historic Site Master Plan.

Andrea Schmidt, Parks Director, reviewed the history of the project and a PowerPoint that summarized the Master Plan Vision.

Motion: A motion was made by Councilmember Watson, seconded by Councilmember Musselman, to approve the Fort Martin Scott Historic Site Master Plan. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

F. Consider Mayor Langerhans appointments of Councilmembers to serve on Convention and Visitor Bureau Board, Economic Development Commission Board, Chamber Board, Airport Advisory Board, Marktplatz Redevelopment Commission, and County Liaison.

Mayor Langerhans made the following appointments:

Convention and Visitor Bureau Board- Councilmember Musselman
Economic Development Commission Board- Councilmember Neffendorf
Chamber Board-Councilmember Musselman
Airport Advisory Board- Councilmember Watson
County Liaison-Councilmember Kiehne
Marktplatz Redevelopment Commission-Mayor Langerhans

G. Consider the approval of the appointment of Mayor Pro-Tem.

Motion: A motion was made by Councilmember Kiehne, seconded by Councilmember Musselman, to appointment Councilmember Neffendorf as Mayor Pro-Tem. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

H. Consider the approval of the appointment Dr. Charles E. Addington II as the Fredericksburg Fire/EMS Medical Director.

Lynn Bizzell, Fire Chief, reviewed the history of the Fredericksburg Fire/EMS Medical Director and announced the retirement of Dr. Garcia. He recommended Dr. Charles E. Addington II for the replacement of Dr. Garcia, which would not take effect until June 2019.

Motion: A motion was made by Councilmember Kiehne, seconded by Councilmember Watson, to approve the appointment of Dr. Charles E. Addington II as the Fredericksburg Fire EMS Medical Director after the resignation of the current Medical Director and at the same salary. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

I. Consider the approval of appointments to the Fort Martin Scott Advisory Committee.

Andrea Schmidt, Parks Director, reviewed the recommendations for the Fort Martin Scott Advisory Committee.

Motion: A motion was made by Councilmember Kiehne, seconded by Councilmember Musselman, to approve the appointments of the Fort Martin Scott Advisory Committee Members- Mike Johnson-Chair, Duke Davis, Steve Thomas, Barry Wagner, Walter Moldenhauer, and 4 Ex-Officio members - Fort Martin Scott Friends President, Assistant City Manager, Historic Preservation Officer, and Parks & Recreation Director. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

9. CITY MANAGER'S REPORT

A. Legislative Update

Kent Myers, City Manager, provided an update on three Bills - Revenue Caps, Annexation, and the Historic Landmark.

B. Relief Route Update

Kent Myers, City Manager, provided an update with the Relief Route process. He stated the City website has information regarding the preliminary routes.

C. May 24th City Council Retreat

Kent Myers, City Manager, reviewed the upcoming Agenda Items for the City Council Retreat.

10. ITEMS FOR FUTURE AGENDA

Kent Myers, City Manager, reviewed the Future Agenda items.

11. COUNCIL COMMENTS

Councilmember Watson provided an update on Airport hangers and fuel. He also stated it was great to be back on City Council.

12. ADJOURN

Motion: A motion was made by Councilmember Kiehne, seconded by Councilmember Watson, to adjourn the Monday, May 20, 2019 City Council Regular Meeting at 8:30 p.m. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

Linda Langerhans

Linda Langerhans
Mayor

ATTEST

Shelley Goodwin

Shelley Goodwin, TRMC
City Secretary