

**CITY OF FREDERICKSBURG
CITY COUNCIL MEETING**

TUESDAY, SEPTEMBER 2, 2014 ~ 7:00 p.m.

Law Enforcement Center ~ 1601 East Main Street

Linda Langerhans, Mayor
Graham Pearson, Council Member
Jerry Luckenbach, Council Member

Gary Neffendorf, Council Member
Bobby Watson, Council Member
Kent Myers, City Manager

(REQUEST ALL PAGERS AND PHONES BE TURNED OFF, EXCEPT EMERGENCY ON-CALL PERSONNEL.)

A G E N D A

CALL TO ORDER

PLEDGE OF ALLEGIANCE.

Page Ref

1. **CONSENT AGENDA**
 - A. Consider Approval of FCVB Board Appointments. 1-2
2. **ORDINANCES - RESOLUTIONS - ACTION ITEMS**
 - A. Consider Approval of FY 2014-2015 Budget. 3-5
 - B. Consider Adopting 2014 Property Tax Rate Ordinance. 6-7
 - C. Consider Animal Control Ordinance Fee Adjustment. 8-10
 - D. Consider Amending Ordinance Concerning Use of City Landfill. 11-14
 - E. Consider Ordinance Concerning Use of City Right-of-Way. 15-16
 - F. Consider Approval of New Solid Waste, Waste Water, and Electric Fees. Hand Out 17-24
3. **INDIVIDUAL ITEMS FOR CONSIDERATION AND POSSIBLE ACTION**
 - A. Consider Annexation of 290 E Area. 25-28
4. **CITY MANAGER'S REPORT**
 - A. September 8 Special City Council Meeting
 - B. October City Council Retreat
 - C. Consolidated Dispatch Center
 - D. City Employee Recognition
5. **ITEMS FOR FUTURE AGENDA**
6. **PUBLIC COMMENTS** - This time is for citizens to address the City Council on issues and items of concern not on this agenda. There will be no City Council action at this time.
7. **COUNCIL COMMENTS** - No discussion or action may take place.
8. **EXECUTIVE SESSION** - Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government code Sections 551.071 (Consultation with Attorney, 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.086 (Economic Development).
 - A. Executive Session - Consultation with Attorney - LCRA Litigation.
 - B. Executive Session - Consultation with Attorney - Washburn Property.
 - C. Executive Session - Consultation with Attorney - Charter Amendment Lawsuit.
- 9.

ADJOURN



CITY COUNCIL MEMO

DATE: September 2, 2014

TO: Mayor and City Council

FROM: Kent Myers, City Manager

SUBJECT: Convention and Visitor's Bureau (CVB) Board Appointments

Summary:

The CVB Board recently nominated Brian Heath, Krista Gratigni and Shannon Hanna as the three members of their Board. These nominations require approval by the City Council.

Recommendation:

It is recommended that Brian Heath, Krista Gratigni and Shannon Hanna be approved for the CVB Board of Directors.

Background / Analysis:

Attached is a report from Ernie Loeffler, President/CEO of the CVB, with additional information on the nominations including their terms of office.

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The City of Fredericksburg

Kent Myers

From: Ernie Loeffler
Sent: Monday, August 11, 2014 12:13 PM
To: Kent Myers
Cc: Mary Easterling (customboots@easterlingboot.com); Bill Heath
Subject: FCVB Board Nominees for City Council Approval

Kent, Here are the nominees that the FCVB Board is submitting to City Council for their possible approval next Monday, August 18:

Brian Heath – Grape Creek Vineyards: has served one –three year term, eligible for a second three year term

Krista Gratigni – Admiral Nimitz Foundation: completed the term of Helen McDonald who retired earlier this year – eligible to be appointed for a three year term

Shannon Hanna –RS Hanna Gallery – being nominated for a three year term (replacing Mary Easterling of Easterling Custom Boot Company who has served six years on the FCVB board)

Terms begin October 1, 2014 and run through September 30, 2017. All have agreed to serve if approved by City Council.

Thank you.

Ernie Loeffler, President/CEO

Fredericksburg **The Texas Hill Country**

Convention & Visitor Bureau

302 East Austin Street
Fredericksburg, Texas 78624
830 997 6523 phone
866 997 3600 toll free
830 997 8588 fax

www.VisitFredericksburgTX.com
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CITY COUNCIL MEMO

DATE: September 2, 2014

TO: Mayor and City Council

FROM: Kent Myers, City Manager

SUBJECT: Adoption of FY 2015 City Budget

Summary:

Following six City Council budget work sessions and the required public hearing held on August 18, the FY 2015 City Budget is now being presented for adoption.

Recommendation:

The FY 2015 City Budget, which includes all of the changes recommended by the City Council over the past six weeks, is recommended for adoption.

Background / Analysis:

Over the course of the last 6 weeks we have had a number of work sessions and a public hearing was held on August 18 to discuss the proposed FY 2015 City Budget. This budget process has been productive with the City Council adding a number of changes to the Budget. As a result, I believe that this final budget addresses the policy goals of the City Council. I am excited about the programs and services that are included in the Budget for funding in the coming year. This funding will allow us to

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The City of Fredericksburg

continue to improve basic services, upgrade critical infrastructure and offer a continued high quality of life for our citizens.

At the August 18 public hearing there were no comments offered on the proposed Budget. Therefore, no additional changes have been made to the proposed Budget presented to the Council for adoption. At next Tuesday's Council meeting the City Council should discuss any final changes that you would like to make to the Budget. Then there should be a record vote on the Budget that would include any revisions that need to be added.

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The City of Fredericksburg

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF FREDERICKSBURG, TEXAS, ADOPTING AND APPROVING THE BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2014 AND TERMINATING SEPTEMBER 30, 2015, AND MAKING APPROPRIATIONS FOR EACH DEPARTMENT AND ACCOUNT.

WHEREAS, the City Manager of the City of Fredericksburg has prepared a proposed budget for the fiscal year 2014-2015 and the City Council of the City of Fredericksburg has conducted a public hearing on the proposed budget and now approves such budget;

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FREDERICKSBURG, TEXAS:

SECTION 1: Subject to the applicable provisions of State Law and the City Charter, and after a public hearing as required by both, the budget for the fiscal year beginning October 1, 2014 and ending September 30, 2015, as filed and submitted by the City Manager and adjusted by the City Council, containing estimates of revenues and resources for the year, as well as estimates of expenditures for operations, activities, purchases, and projects, is hereby approved and adopted.

SECTION 2: Such resources and revenues are appropriated for department expenditures as detailed in the said budget.

PASSED AND APPROVED this the 2nd day of September, 2014.

Linda Langerhans, Mayor

ATTEST:

Shelley Britton, City Secretary

APPROVED AS TO FORM:

Pat McGowan, City Attorney



CITY COUNCIL MEMO

DATE: August 21, 2014
TO: Mayor and City Council
FROM: Brad Kott, Director of Finance
SUBJECT: Adopt 2014 Property Tax Rate

Summary:

The attached ordinance sets the property tax rate for tax year 2014. State law requires that a city adopt a budget before they adopt the tax rate. The City can adopt a budget and a tax rate at the same meeting as long as the budget is adopted first as a separate item.

Recommendation:

The city must adopt a tax rate by official action and set it out in a written ordinance using specific wording set out in the Tax Code. Staff recommends adopting the attached ordinance Levying a Tax Rate for the City of Fredericksburg for the Tax Year 2014. Because the adopted tax rate does not exceed either the effective or rollback tax rates, the council vote does not have to be a record vote.

Background/Analysis:

During the development of the FY 2014-15 City Budget, the council discussed various tax rates for the coming year. By record vote, the council set a proposed tax rate at \$0.2482 which is the effective tax rate. A taxing unit authorized to pay both M&O and debt service with property taxes must adopt its rate as two separate components. The council may adopt a tax rate at this meeting that is less than the proposed tax rate set at \$0.2482. The council may not adopt a rate that is greater than the proposed tax rate without first having two public hearings.

ORDINANCE NO. _____

AN ORDINANCE LEVYING A TAX RATE

FOR THE CITY OF FREDERICKSBURG FOR THE TAX YEAR 2014

Be it ordered and ordained by the City Council of the City of Fredericksburg that we, the City Council of Fredericksburg, do hereby levy and adopt the tax rate on \$100 valuation for this City for the tax year 2014 as follows:

\$0.1992	for the purposes of maintenance and operations
\$0.0490	for the payment of principal and interest on the debt of the City
\$0.2482	total tax rate

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.

This ordinance is effective from the date of its passage and publication in accordance with applicable law(s).

Passed and approved this 2nd day of September, 2014.

Linda Langerhans, Mayor

Attest:

Approved as to form:

Shelley Britton, City Secretary

Pat McGowan, City Attorney



CITY COUNCIL MEMO

DATE: August 26, 2014
TO: Mayor and City Council
FROM: Steven Wetz, Chief of Police
SUBJECT: Request for Amended Impound and Boarding Fees

Summary: When the Animal Control Division picks up a stray animal or receives an animal for Quarantine the owner is charged an impound fee. Along with these fees there are boarding fees for each day that an animal is kept and cared for. The previous rate change for impound and boarding fees was done in 2006. The current cost for Impound is \$15 with a boarding rate of \$3 a day.

Analysis: The Police Department has researched several area government and private animal facilities to determine the market cost of impound and boarding fees. Impound fees in surrounding communities for stray animals have a consistent rate of \$50 for the first 4 days of boarding with a 1st offense, and then a higher rate for a second and third offense. They also have an additional boarding fee of \$10 a day after the first four days.

Local private shelters charge rates starting at \$12 a day up to \$25 a day for boarding.

Recommendation: The Police Department recommends a rate change to the following rates:

a) Quarantine at City owned facilities: ten (\$10.00) dollars per day

(b) Impoundment for any reason other than quarantine: five (\$5.00) dollars per day after the first twenty four hour (24) period plus a flat fee of twenty five (\$25.00) dollars

ORDINANCE NO _____

AN ORDINANCE AMENDING APPENDIX A - FEE SCHEDULES ARTICLE 4.000 OF THE CODE OF ORDINANCES OF THE CITY OF FREDERICKSBURG AS TO THE ANIMAL CONTROL IMPOUNDMENT FEES AND CHARGES; ENACTING INCREASED FEES; REPEALING INCONSISTENT PROVISIONS AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, the City Council of the City of Fredericksburg, Texas has determined that in order to respond to the increasing needs of the City's animal control and protection services, that it is in the best interests of the health, safety and welfare of the citizens of the City of Fredericksburg, that the existing animal control impoundment fees of the City should be increased as hereinafter set out; and

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FREDERICKSBURG, TEXAS THAT APPENDIX A - FEE SCHEDULES ARTICLE 4.000 SEC. 4.100 FEES FOR IMPOUNDMENT OF THE CODE OF ORDINANCES OF THE CITY OF FREDERICKSBURG BE AND IS HEREBY AMENDED AND THE FOLLOWING ANIMAL FEES AND CHARGES ARE HEREBY ADOPTED:

ARTICLE 4.000 ANIMAL CHARGES AND FEES

Sec 4.100 Fees for Impoundment

- (a) Quarantine at City owned facilities: ten (\$10.00) dollars per day
- (b) Impoundment for any reason other than quarantine: five (\$5.00) dollars per day after the first twenty four hour (24) period plus a flat fee of twenty five (\$25.00) dollars

-----End of Code Text-----

If any provision of this ordinance or the application hereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without defeating the purpose or objective of the provisions, and to this end, the provisions of this ordinance are declared to be severable.

All ordinances and parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

This ordinance shall be effective from and after October 1, 2014 after the date of its passage and publication in accordance with the law.

PASSED AND APPROVED this the 2nd day of September, 2014.

Linda Langerhans, Mayor
City of Fredericksburg, Texas

ATTEST:

Shelley Britton, City Secretary

APPROVED:

Pat McGowan, City Attorney



CITY COUNCIL MEMO

DATE: September 2, 2014

TO: Mayor and City Council

FROM: Clinton Bailey, P.E., Director of Public Works and Utilities

SUBJECT: Consider Amending Ordinance Concerning Use of City Landfill

Summary:

City Staff is proposing an amendment to the City's Garbage Hauling Ordinance adding the requirement that all persons and entities who or which collect solid waste within the City Limits of Fredericksburg be required to dispose of the collected waste at the Sanitary Landfill operated by the City of Fredericksburg.

Recommendation:

City Staff recommends approval of the ordinance amendment as presented.

Background / Analysis:

The City's current Garbage Hauling Ordinance does not require persons or entities who or which collect solid waste within the City Limits to dispose of the collected waste at the Sanitary Landfill operated by the City of Fredericksburg. As a result, over 1000 tons of garbage collected within the City Limits annually is deposited elsewhere which results in a loss of revenue of approximately

\$55,000 per year. With the addition of the requirement that all solid waste collected within the City Limits be deposited in the City's landfill, the proposed rate increase for tipping fees can be reduced from \$58.00/ton to \$55.00/ton.

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The City of Fredericksburg

126 W. Main St. • Fredericksburg, Texas 78624-3708 • (830) 997-7521 • Fax (830) 997-1861

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 8, BUSINESSES, ARTICLE VI, GARBAGE HAULING SERVICE OF THE CODE OF ORDINANCES OF THE CITY OF FREDERICKSBURG, SPECIFICALLY TO ADD SECTION 8-146 USE OF CITY LANDFILL, PROVIDING FOR SEVERABILITY, REPEAL OF INCONSISTENT PROVISIONS, PENALTIES AND AN EFFECTIVE DATE

WHEREAS, the City Council of the City of Fredericksburg has determined that in order to support the viability of its landfill operations that it is in the best interests of the citizens of the City of Fredericksburg to require that all persons and entities who, or which, collect solid waste within the city limits of the City of Fredericksburg, as a condition of their permission to collect solid waste within the City, be required to dispose of the collected waste at the Sanitary Landfill operated by the City of Fredericksburg; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FREDERICKSBURG, TEXAS THAT THE FOLLOWING ORDINANCE BE AND IS HEREBY ENACTED AND THAT CHAPTER 8, BUSINESSES, ARTICLE VI, GARBAGE HAULING SERVICE THE CODE OF ORDINANCES OF THE CITY OF FREDERICKSBURG BE AMENDED TO ADD SEC.8-146 AS FOLLOWS:

Chapter 8 BUSINESSES

ARTICLE VI. GARBAGE HAULING SERVICE

Sec. 8-146 Use of City Landfill

It shall be unlawful for any Garbage Hauling Service to transport and or dispose of any solid waste collected within the City limits of the City of Fredericksburg to any disposal facility other than that operated by the City of Fredericksburg. Any permit granted hereunder shall be revoked upon a finding by the City Council that another facility was so used. It is a defense to prosecution hereunder that the solid waste is required, by law or applicable governmental regulation, to be

otherwise disposed. This Section shall not apply to any person or entity having a contract with the City which specifies the disposition of the solid waste (for example, recycled products).

-----End of Code Text-----

Severability / Invalidity.

If any provision of this ordinance or the application hereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without defeating the purpose or objective of the provisions, and to this end, the provisions of this ordinance are declared to be severable.

Repealer

All ordinances and parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Penalties

Penalties provided for in the Code Ordinances of the city of Fredericksburg shall apply to violations hereof.

This ordinance shall take effect from and after the date of its passage and publication in accordance with the law.

PASSED AND APPROVED this the 2nd day of September, 2014.

Linda Langerhans, Mayor
City of Fredericksburg

ATTEST:

Shelley Britton, City Secretary

APPROVED AS TO FORM:

Pat McGowan, City Attorney



CITY COUNCIL MEMO

DATE: September 2, 2014

TO: Mayor and City Council

FROM: Clinton Bailey, P.E., Director of Public Works and Utilities

SUBJECT: Consider Ordinance Concerning Use of City Right-of-Way

Summary:

City Staff is proposing that the City Council enact a Right of Way Use ordinance that will be generally applicable to all companies utilizing the City's rights of way for installation of utilities, facilities etc.

Recommendation:

The proposed ordinance is needed immediately due to the recent increase in requests for use of Fredericksburg's rights of way. It is essential that the City be able to regulate construction within its own rights of way. With experience in applying the ordinance, future changes may be recommended. Staff recommends approval and adoption of the proposed ordinance in a single reading and that the second reading of the ordinance be waived.

Background / Analysis:

Currently, the only companies utilizing the City's rights of way have been those who have an active franchise agreement with the City and these agreements cover the City's requirements for how the

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The City of Fredericksburg

rights of way are to be used. However, Federal and State law and regulations have changed significantly over the last number of years giving Cities less and less franchise authority or authority to control who uses its rights of way. Therefore, potential users now contend that they are not required to have permission or an agreement in place with the City prior to utilization of the City's rights of way. The approach that many Cities are taking is to require, by ordinance, that anyone using their rights of way must meet the standards of use that are set forth in the ordinance. Such ordinances must apply equally to all users and contain requirements for orderly use that preserves the City's ability to utilize its rights of way in the public's interest.

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The City of Fredericksburg



CITY COUNCIL MEMO

DATE: September 2, 2014

TO: Mayor and City Council

FROM: Kent Myers, City Manager

SUBJECT: Adoption of New Utility Rates

Summary:

During the recent budget process, the Council discussed the need for several utility rate increases in order to fund both current operations as well as needed capital improvements. Two of these rate increases (sewer and electrical) were recommended in the cost of service rate study completed by the City last year. Solid waste rates were not considered as part of this rate study.

Recommendation:

It is recommended that the Council waive the second reading of the attached ordinance and adopt the new utility rates effective October 1, 2014.

Background / Analysis:

Over the past six weeks the City Council has discussed the need for several rate increases in order to fund both current operations and future capital improvements needed in several of our utility funds. These rate increases are included in the attached ordinance and include the following:

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The City of Fredericksburg

1. Electric Fees-3% increase in electric rates including the minimum electric charges and kwh charges for all residential and commercial customers
2. Solid Waste Fees- \$2 a month increase for most residential and commercial customers
3. Solid Waste Fees-20% increase in all commercial dumpster fees
4. Solid Waste Fees-increase from \$48 to \$55 per ton in landfill tipping fees
5. Sewer Charge Calculation-Reduction in minimum water use for establishing sewer charge from 2,000 gallons per month to 1,000 gallons per month

ORDINANCE NO. _____

AN ORDINANCE AMENDING APPENDIX A FEE SCHEDULE ARTICLE 11.702 ELECTRIC RATES, ARTICLE 14.000. GARBAGE AND TRASH FEES, SPECIFICALLY SEC. 14.100 GARBAGE COLLECTION RATES, SECTION 16.000 WATER AND SEWER RATES FEES, SPECIFICALLY, SECTION 16.400 SEWER DEPARTMENT UTILITY RATES AND ARTICLE 18.000 FEES FOR SANITARY LANDFILL ESTABLISHING AN EFFECTIVE DATE, REPEALING INCONSISTENT PROVISIONS, AND PROVIDING FOR PARTIAL INVALIDITY

WHEREAS, The City Council of the City of Fredericksburg has determined that in order to maintain the fiscal viability of the City's Electrical, Garbage, Sewer and Landfill operations and to provide for future improvements to the same, that certain fees for the use of such utilities should be increased as the same are set forth below and that the ordinances describing rates, deposits and billing should be amended; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FREDERICKSBURG, TEXAS THAT THE FOLLOWING ORDINANCE BE AND IS HEREBY ENACTED AND THAT THE FOLLOWING SECTIONS OF THE CODE OF ORDINANCES OF THE CITY OF FREDERICKSBURG BE DELETED, AMENDED OR ADDED AS FOLLOWS:

UNLESS SPECIFICALLY AMENDED, ALL SECTIONS OR PARTS OF SECTIONS SHALL REMAIN AS WRITTEN

Amendments to Appendix A

ARTICLE 11.702 Electric Rates

The following schedule of rates is adopted and fixed as the rates which shall be charged, commencing with the October 2014 bills to customers, for electric service furnished by the City Electric Department:

(a) **Residential service electric rate: Schedule R. Rate 1.**

(4) Monthly rate.

Customer charge: \$10.71 PLUS

Energy charge:

Distribution charge: \$0.0136 (all kWh per month)

PCRF: See subsection (f) of this section
(all kWh per month)

(b) **General service nondemand electric rate: Schedule Commercial/ Secondary, Rate 2.**

(4) Monthly rate.

Customer charge:	\$32.14 PLUS
Energy charge:	
Distribution:	\$0.0114 (all kWh per month)
PCRF:	See subsection (f) of this section (all kWh per month)

(c) **Large power electric/large secondary rate: Schedule LP, Rate 3** available throughout the entire territory served by the City.

(4) Monthly rate.

Customer charge:	\$1,286.00
Energy charge:	
Distribution:	\$0.0087
PCRF:	See subsection (f) of this section (all kWh per month)

(d) **Security lighting electric rate: Schedule SL.**

(4) Monthly rate.

Customer Charge:	
175 Watt or smaller	\$9.11
175 Watts and less than 400 Watts	\$21.43
Over 400 Watts	\$26.78

(e) **Street lighting electric rate: Schedule STL.**

(4) Monthly rate.

Energy charge:

Distribution: \$0.0044 (All Kwh per month)

PCRF: See subsection (f) of this section
(all kWh per month)

Article 14.000. GARBAGE AND TRASH FEES

Sec. 14.100 Garbage Collection Rates.

(a) Each commercial customer participating in the automated garbage collection, and each owner or occupant of each residence within the city limits, shall be charged the following sum per month for each automated bulk garbage container:

(1) Thirty-two gallon bulk container shall be eleven dollars (\$11.00) per container.

(2) Sixty-four gallon bulk container shall be twelve dollars and fifty cents (\$12.50) per container.

(3) Ninety-six gallon bulk container shall be fourteen dollars (\$14.00) per container.

(b) Occupants of apartment or multi-tenant complexes within the city limits whose individual units are billed for any other city utilities shall be charged twelve dollars and fifty cents (\$12.50) per individual dwelling unit per month.

(c) Apartments or multi-tenant complexes within the city limits whose individual units are not billed for any other city utilities and, at the discretion of the Director of Public Works or his designee, require the use of a City of Fredericksburg dumpster, shall be charged the following sum per dumpster per month, based upon collection service of four (4) times per month:

(1) Ninety-six gallon bulk container shall be twenty-eight dollars (\$28.00) per container.

(2) Three yard dumpster shall be seventy-two dollars and thirty cents (\$72.30) per container.

(3) Four yard dumpster shall be eighty-five dollars and fifty cents (\$85.50) per container.

Any additional collection shall be charged at the rate of twenty-eight dollars (\$28.00) for a ninety-six gallon bulk container, seventy-two dollars and thirty cents (\$72.30) for a three yard dumpster, and eighty-five dollars and fifty cents (\$85.50) for a four yard dumpster for each container for each pick-up.

- (d) Businesses within the city limits that require the use of a City of Fredericksburg container, shall be charged the following sum per container per month, based upon collection service of four (4) times per month:

(1) Ninety-six gallon bulk container shall be twenty-eight dollars (\$28.00) per container.

(2) Three yard dumpster shall be seventy-two dollars and thirty cents (\$72.30) per container.

(3) Four yard dumpster shall be eighty-five dollars and fifty cents (\$85.50) per container.

Any additional collection shall be charged at the rate of twenty-eight dollars (\$28.00) for a ninety-six gallon bulk container, seventy-two dollars and thirty cents (\$72.30) for a three yard dumpster, and eighty-five dollars and fifty cents (\$85.50) for a four yard dumpster for each container for each pick-up.

ARTICLE 16.000. WATER AND SEWER RATES AND FEES

Section 16.400. Sewer Department Utility Rates.

Class	Unit Measure	Gallon Usage	Rate per thousand
Residential 5/8" meter	Minimum	1-1,000	\$10.00
	PLUS Per 1,000	over 1,000	\$3.32
Residential 1" meter	Minimum	1-1,000	\$15.27
	PLUS Per 1,000	over 1,000	\$3.32
Residential 2" meter	Minimum	1-1,000	\$48.86
	PLUS Per 1,000	over 1,000	\$3.32

Commercial 5/8" meter	Minimum	1-1,000	\$10.00
	PLUS Per 1,000	over 1,000	\$4.06
Commercial 1" meter	Minimum	1-1,000	\$15.27
	PLUS Per 1,000	over 1,000	\$4.06
Commercial 2" meter	Minimum	1-1,000	\$48.86
	PLUS Per 1,000	over 1,000	\$4.06
Multi-family* 5/8" meter	Minimum	1-1,000	\$10.00
	PLUS Per 1,000	over 1,000	\$4.06
Multi-family* 1" meter	Minimum	1-1,000	\$15.27
	PLUS Per 1,000	over 1,000	\$4.06
Multi-family* 2" meter	Minimum	1-1,000	\$48.86
	PLUS Per 1,000	over 1,000	\$4.06

Rates for all Categories of services lying outside the City limits shall be double those rates listed above, including minimum charges.

* Multi-family- Four or more dwelling units on one property or four or more dwelling units on one meter

FLAT RATES FOR SEWER ONLY CUSTOMERS

Residential customers inside limits	\$23.94
Residential customers outside limits	\$35.92
Commercial customers inside limits	\$32.33
Commercial customers outside limits	\$48.50

ARTICLE 18.000 FEES FOR SANITARY LANDFILL

Each individual, corporation or other entity, or member of a partnership using the public dumping grounds belonging to the City shall be assessed and shall pay to the attendant at such public dumping grounds, for the privilege of dumping or depositing garbage or other material at the said public dumping grounds, the following charges or fees for each load which shall be applied alternatively as applicable:

(a) Minimum fee: \$10.00

(b) Per ton: \$55.00

-----End of Code Text-----

Severability / Invalidity

If any provision of this ordinance or the application hereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without defeating the purpose or objective of the provisions, and to this end, the provisions of this ordinance are declared to be severable.

Repealer

All ordinances and parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Penalties

Penalties provided for in the Code of Ordinances of the City of Fredericksburg shall apply to violations hereof.

The rates provided for herein shall become effective on October 1, 2014.

PASSED AND APPROVED this the 2nd day of September, 2014.

Linda Langerhans, Mayor
City of Fredericksburg

ATTEST:

Shelley Britton, City Secretary

APPROVED AS TO FORM:

Pat McGowan, City Attorney



CITY COUNCIL MEMO

DATE: August 27, 2014

TO: Mayor and City Council

FROM: Brian Jordan

SUBJECT: US Highway 290 E. Annexation

Summary:

The Council has conducted the required two public hearings on the potential annexation of the US Highway 290 E. corridor coming into town. For the most part, the residents within this area have been opposed to the annexation and the businesses have primarily had questions about how it effects their current and future operations. In addition, we have had 5 Ag. Exempt properties accept the annexation agreement where they will not be annexed at this time (an attached map shows which properties have signed the agreement).

Public hearings are now scheduled to consider the zoning of the properties being annexed. The Planning and Zoning Commission are scheduled to conduct a public hearing on September 3, 2014 and the City Council is scheduled for October 6, 2014. The attached map show the proposed zoning which includes C-2 Commercial for properties fronting on 290 and RR - Rural Residential for properties not fronting on the highway.

The purpose of this item being on the agenda is to get direction from the Council on how to proceed. We believe there are three options to consider at this time, (1) proceed with the annexation as proposed and scheduled, (2) not proceed with the annexation at this time, or (3) revise the area being

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The City of Fredericksburg

considered for annexation. In terms of item 3, options could include reducing the size of the area on the south side of 290 to include the properties fronting on the highway only, and increasing the area on the north side to attain the minimum width requirement.

Recommendation:

We recommend discussing the options available and directing staff accordingly.

Background / Analysis:

Revised cost estimates are being prepared by the Public Works Department. Should option 3 be selected, we anticipate a significant cost savings by reducing the necessary extension of water and sewer utilities.



The City of Fredericksburg

City of Fredericksburg Proposed Annexation 2014

Zoning

- C1 - Neighborhood Commercial
- C2 - Commercial
- CBD - Central Business District
- M1 - Light Manufacturing
- M2 - Medium Manufacturing
- M3 - Industrial Park
- OS - Open Space
- PF - Public Facilities
- PUD - Planned Unit Development
- R1 - Single Family Residential
- R2 - Mixed Residential
- R3 - Multi-Family Residential
- R4 - Manufactured Home Residential
- R5 - Patio Home Residential
- RR - Rural Residential
- Opt Out - Ag Use

Flood Plain Data

- Zone A
- Zone AE
- Zone AE - Floodway
- Zone AO
- Zone X

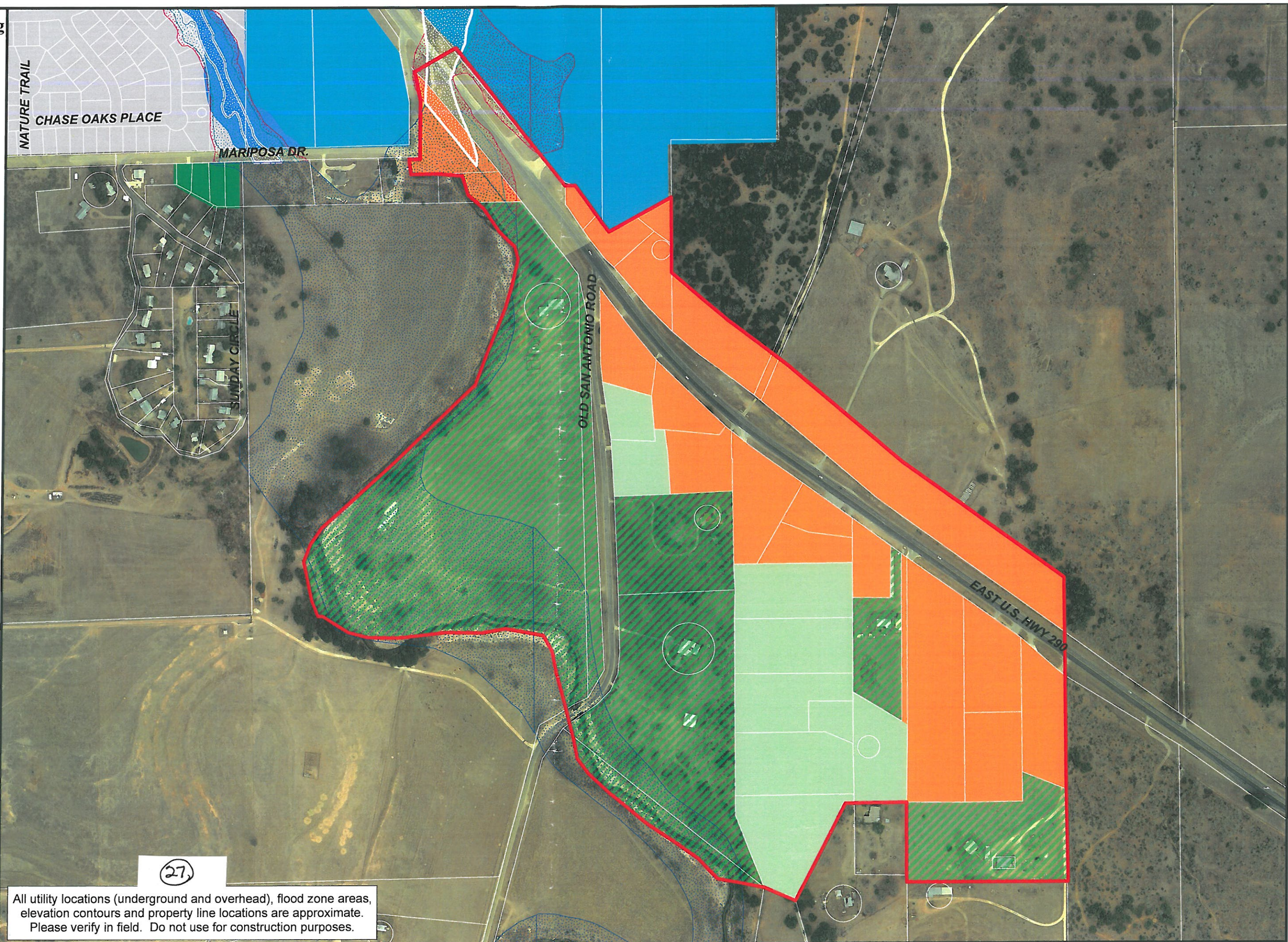
*NOTE: City Limit
Boundary currently
contains approximately
5,541.48 acres.

1 inch = 400 feet

August 26, 2014



All utility locations (underground and overhead), flood zone areas,
elevation contours and property line locations are approximate.
Please verify in field. Do not use for construction purposes.



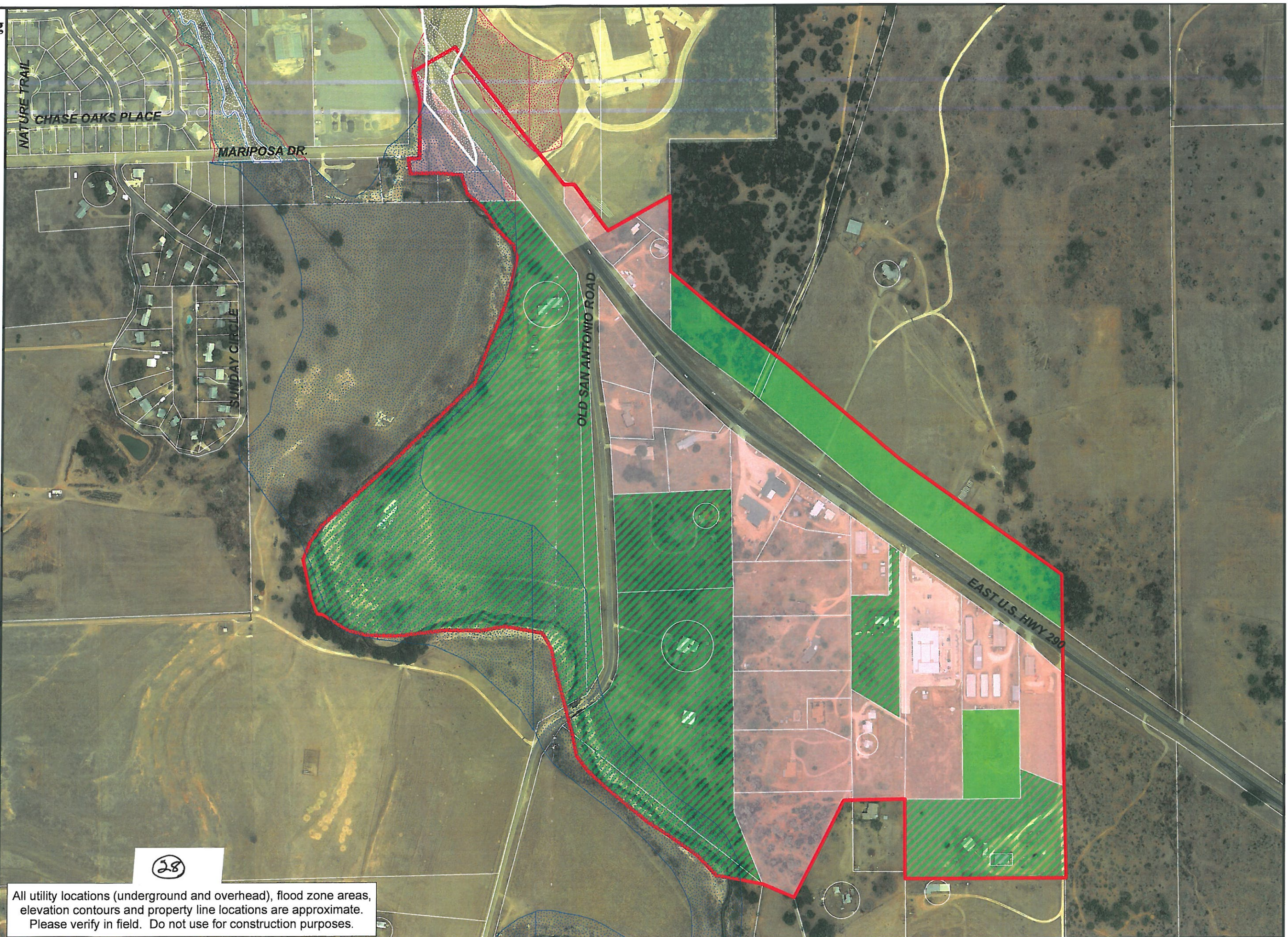
**City of Fredericksburg
Proposed Annexation
2014**

**Opt - In / Opt - Out
Ag-Use Properties**

- Non-Ag Use
- Opt In - Ag Use
- Opt Out - Ag Use

Flood Plain Data

- Zone A
- Zone AE
- Zone AE - Floodway
- Zone AO
- Zone X



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