



CITY OF FREDERICKSBURG

MINUTES OF CITY COUNCIL REGULAR MEETING OCTOBER 1, 2018

Members Present:

Mayor Linda Langerhans
Council Member Charlie Kiehne
Council Member Jerry Luckenbach
Council Member Tom Musselman
Council Member Gary Neffendorf

Members Absent:

None

City Staff Present:

Kent Myers, City Manager
Clinton Bailey, Assistant City Manager/Director Public Works and Utilities
Daniel Jones, City Attorney
Brian Jordan, Development Services Director
Russell Immel, Information Technology Director
Steve Wetz, Police Chief
Andrea Schmidt, Parks & Recreation Director
Jennifer Krupa, Special Events Coordinator
Lea Feuge, Public Information Officer
Kris Kneese, Assistant Director of Public Works and Utilities
Evan Williamson, Engineering Tech
Shelley Goodwin, City Secretary

1. Pledge of Allegiance

Mayor Langerhans led the Pledge of Allegiance.

2. Call to Order

With all members of the City Council members present, Mayor Langerhans called the regular meeting of the Fredericksburg City Council to order at 6:00 p.m. on Monday, October 1, 2018, in the Law Enforcement Center, 1601 East Main Street, Fredericksburg, Texas 78624.

3. Employee Recognitions

Kent Myers, City Manager, stated he received the four following recognitions:

- Customer Service Card expressing the excellent and cheerful service he receives from Utilities; Doris Segner, Teresa Jenschke, and Brenda Crenwelge.
- Thank you from Larry Wertz complimenting the Phase 1 South Milam Project; Garrett Bonn.
- Thank you for the professional, courteous services Sgt. Seelig and EMS Captain Kowert demonstrated during a health care check.

- Thank you from Mark Wilkinson, Hill Country Medical Hospital, to Chief Bizzell, Fire Marshal Dave Wisniewski and the Fredericksburg Volunteer Firemen for the Emergency Management exercise held at the hospital.
- Introduction of Shelley Goodwin, City Secretary.

4. Public Comments

No one signed up to speak.

Mayor Langerhans announced she was pulling up Agenda Item 5. G.

G. Consider approval of awarding the Professional Services Agreement to Freese and Nichols, Inc. in connection with a Water Bond Project.

Kris Kneese, Assistant Director of Public Works and Utilities, provided a PowerPoint presentation on the project overview, tank locations, estimated cost, design and construction (see attached presentation). He stated for the three projects the estimated cost is \$19,316,727. He explained the proposed bidding process and the need for the Water Bond Project.

The City Council discussed the current water system, the effects to customers if the project is not done, and proposed line locations.

Clinton Bailey, Assistant City Manager/Director Public Works and Utilities, reviewed the current water line situation and the need for this project.

Kent Myers, City Manager, stated the City Bond Counsel has informed him that a resolution will need to be adopted by City Council regarding the preliminary engineering work that will be done now, and the funds will be reimbursed out of the water bond. He stated the resolution for the reimbursement of the water bond and the Professional Services Agreement for 2018 Water Bond Projects will be on the October 15, 2018 City Council Regular Meeting.

5. Ordinances – Resolutions – Action Items

A. Consider approval of Ordinance 28-016 amending Chapter 20 - Offenses and Miscellaneous Provisions - of the Code of Ordinances, establishing regulations for camping in city parks.

Andrea Schmidt, Parks & Recreation Director, stated currently the City has no restrictions on when or where someone may camp in city parks. She stated this Ordinance will establish guidelines for camping in city parks in designated areas. She recommended the approval of Ordinance 28-016.

The City Council discussed the penalty in Section 1-6 clause in Sec. 20-3(e).

Daniel Jones, City Attorney, explained the penalty for violations are in the City Code under Chapter 1 General Provision Section 1-6.

Motion: A motion was made by Council Member Luckenbach, seconded by Council Member Musselman, for the approval of Ordinance 28-016 amending Chapter 20 - Offenses and Miscellaneous Provisions - of the Code of Ordinances, establishing regulations for camping in city parks. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

B. Consider approval of Ordinance 28-017 establishing vendor fees for City sponsored special events, and to establish participant fees for City sponsored classes, camps, events and programs.

Jennifer Krupa, Special Events Coordinator, stated with the success of several City events, the Parks & Recreation Department intends to expand each event and include more activities. She stated this Ordinance will establish vendor and participant fees for City department special events.

The City Council discussed the definition of Novelty vendor, the need for vendor fees, and the deposit range.

Daniel Jones, City Attorney, explained the rule regarding the use of City property for profit.

Motion: A motion was made by Council Member Kiehne, seconded by Council Member Luckenbach, for the approval of Ordinance 28-017 establishing vendor fees for City sponsored special events, and to establish participant fees for City sponsored classes, camps, events and programs. The City Council voted four (4) for and one (1) opposed (Mayor Langerhans). The motion carried.

C. Consider approval of Ordinance 28-018 denying a proposed increase sought by Atmos Energy-Midtex Division in connection with the rate increase filing it made on about June 1, 2018; approving an alternative increase in rates; directing Atmos to file conforming tariffs and to reimburse the City's rate case expenses.

Kent Myers, City Manager, stated the City is part of the Atmos Texas Municipalities, which negotiated a much lower rate than the original requested rate. He stated the initial increase would increase Atmos revenues by \$46 million and the alternative increase would result in an increase in revenue of \$12.81 million. The changes in the cost of gas for the average residential bill will be a .76% increase and the commercial bill will be .22% decrease. He recommended the City Council approve Ordinance 28-018.

Motion: A motion was made by Council Member Musselman, seconded by Council Member Luckenbach, to approve Ordinance 28-018 denying a proposed increase sought by Atmos Energy-Midtex Division in connection with the rate increase filing it made on about June 1, 2018; approving an alternative increase in rates; directing Atmos to file conforming tariffs and to reimburse the City's rate case expenses. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

D. Consider approval of Ordinance 28-019 amending Article 5.000 of Appendix A – Fee Schedule, amending Article 5.500 of appendix A - Fee Schedule, and amending Article 6.000 of Appendix A – Fee Schedule, of the Code of Ordinances, to update and amend the fees for Permits and Administrative Service.

Brian Jordan, Development Services Director, stated this Ordinance is a result from the discussion held at the August 6, 2018, City Council Work Session. He stated most of these fees have not been updated in 4 or 5 years. He also stated if approved these fees will be effective November 1, 2018, which will allow staff time to meet with local contractors and builders.

The City Council discussed the increases, recouping the cost for services, and the technology fee.

Motion: A motion was made by Council Member Neffendorf, seconded by Council Member Kiehne, to approve Ordinance 28- 019 amending Article 5.000 of Appendix A – Fee Schedule,

amending Article 5.500 of appendix A - Fee Schedule, and amending Article 6.000 of Appendix A – Fee Schedule, of the Code of Ordinances, to update and amend the fees for Permits and Administrative Service. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

E. Consider approval of Ordinance 28-020 amending Chapter 17 – Fire Protection, of the Code of Ordinances, and amending Appendix A – Fee Schedule, of the Code of Ordinances, to establish Fees for Review and Inspection Services.

Brian Jordan, Development Services Director, stated the Fire Marshal is required to review plans and conduct inspections, which currently the City does not charge a fee for that service. He stated most cities charge for these services, so staff is recommending the approval of Ordinance 28-020 establishing these fees.

Motion: A motion was made by Council Member Luckenbach, seconded by Council Member Musselman, to approve Ordinance 28-020 amending Chapter 17 – Fire Protection, of the Code of Ordinances, and amending Appendix A – Fee Schedule, of the Code of Ordinances, to establish Fees for Review and Inspection Services. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

F. Consider approval of awarding the Construction Contract of Phase 2 of the San Antonio Sewer Rehabilitation Project to Vaught Services, LLC in the amount not to exceed \$791,812.

Kris Kneese, Assistant Director of Public Works and Utilities, provided a PowerPoint presentation on project overview, project location, project construction, and Phase 2 cost and contract. He also explained the bid process used for the project. He stated the Contract for Phase 1 was awarded to Vaught Services, LLC., which will be completed soon, and the staff is recommending Phase 2 be awarded to Vaught Services, LLC. He stated by awarding the contract to Vaught Services, LLC. the City will save mobilization costs.

The City Council discussed the project, cost and pipe bursting methods being used.

Motion: A motion was made by Council Member Luckenbach, seconded by Council Member Kiehne, to approve awarding the Construction Contract of Phase 2 of the San Antonio Sewer Rehabilitation Project to Vaught Services, LLC in the amount not to exceed \$791,812. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

G. Consider approval of awarding the Professional Services Agreement to Freese and Nichols, Inc. in connection with a Water Bond Project.

Discussed earlier in the meeting.

6. City Manager's Report

A. Annexation Update.

Kent Myers, City Manager, stated the City Council will receive a summary report next week on the voluntary annexations.

B. Hotel/Conference Center.

Kent Myers, City Manager, stated Dennis Murphree has informed him that their construction loan has been approved and they are hoping to break ground around Thanksgiving. He also stated Mr. Murphree has met with Boot Ranch regarding their hotel guests playing golf at their course.

C. Community Visioning Report

Kent Myers, City Manager, stated the review of the Community Visioning Report has been concluded and Lea Feuge is making the changes that were received. He stated once Ms. Feuge is finished with the changes, then the report will then go back to the Steering Committee.

D. Relief Route Task Force Meetings

Kent Myers, City Manager, thanked the City Council and citizens for attending the meetings held on September 18, 2018 at the Pioneer Museum and September 24, 2018 at the Fredericksburg High School. TxDOT will soon be reporting on all the comments they received at the two meetings. He stated he received a lot of positive feedback regarding the consultants.

Clinton Bailey, Assistant City Manager/Director Public Works and Utilities, stated these meetings provided a lot of good information and a lot of comments were received

7. Items for Future Agenda

Kent Myers, City Manager, reviewed the three upcoming proposed Ordinances for the October 15, 2018 City Council Regular Meeting.

Council Member Neffendorf requested that the Solid Waste Ordinance regarding trash cans be revisited. Council Member Musselman supported Council Member Neffendorf's request.

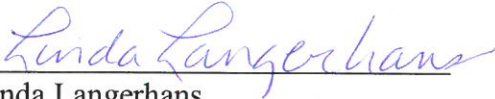
8. Council Comments - No discussion or action may take place.

Council Member Kiehne reported he attended a soccer game at the fields and it was great to see all the families enjoying the fields.

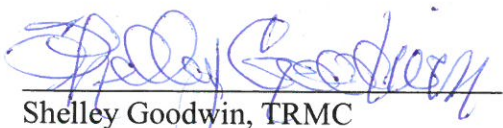
Mayor Langerhans reported on her trip to Oklahoma and her meeting with Comanche Tribal Chairman Wallace Coffey. She stated she spoke to him about the 175th Anniversary of Fredericksburg and the possibility of him attending.

9. Adjourn

Motion: A motion was made by Council Member Kiehne, seconded by Council Member Luckenbach, to adjourn the Monday, October 1, 2018 City Council Regular Meeting at 7:22 p.m. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.


Linda Langerhans
Mayor

ATTEST


Shelley Goodwin, TRMC
City Secretary

