

**CITY OF FREDERICKSBURG
CITY COUNCIL MEETING**

MONDAY, OCTOBER 2, 2017 ~ 6:00 p.m.

Law Enforcement Center ~ 1601 East Main Street

Linda Langerhans, Mayor
Charlie Kiehne, 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

Page Ref

PLEDGE OF ALLEGIANCE

1. EMPLOYEE RECOGNITIONS

2. INDIVIDUAL ITEMS FOR CONSIDERATION AND POSSIBLE ACTION

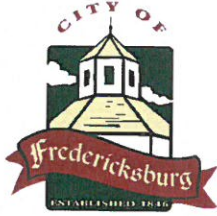
- | | |
|--|-------|
| A. Consider Presentation from Morning Rotary for Basketball Pavilion | 1-6 |
| B. Consider Purchase of Backhoe for Water Department | 7-9 |
| C. Consider Purchase of Skid Steer for Water Department | 10-12 |
| D. Consider Amendment to Animal Control Ordinance | 13-15 |

3. ITEMS FOR FUTURE AGENDAS

4. 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.*

5. COUNCIL COMMENTS - No discussion or action may take place

6. ADJOURN



CITY COUNCIL MEMO

DATE: October 2, 2017

TO: Mayor and City Council

FROM: Andrea Warren, Parks & Recreation Director

SUBJECT: Morning Rotary Club Basketball Pavilion Presentation

Summary:

The Fredericksburg Morning Rotary Club would like to make a presentation about building a covered basketball pavilion at Old Fair Park with cooperation from the City. They are requesting the property to build the courts from the City on and then turn them over to the City for management. The Morning Rotary Club would fund the project construction.

Recommendation:

Receive the Morning Rotary Club presentation and give direction on proceeding.

Background / Analysis:

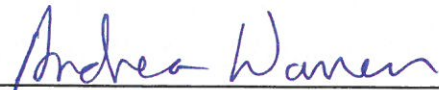
In the Parks, Recreation and Open Space Master Plan adopted in 2016, basketball courts were identified as one of the top 17 priorities. There is one uncovered basketball court at Lady Bird Johnson Municipal Park near Pavilion 5 now. There are no other basketball courts in the City parks. The location of this proposed basketball court is between the Skate Park and the soccer field at Old Fair Park. This construction project would be managed similar to the Skate Park. If City Council supports proceeding on this project, we will come back with an agreement for final approval.

Attachments:

①

The City of Fredericksburg

Fredericksburg Morning Rotary Club Project details, Map of proposed location



Department Approval



City Manager Approval

②

The City of Fredericksburg

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

Fredericksburg Morning Rotary Project 2017

Basketball Courts in Old Fair Park

A. WHO

1. FBGMR with cooperation from the City of Fredericksburg

B. WHAT

1. (2) High school regulation size basketball courts.
2. Concrete courts on one poured slab with a steel structure to cover both courts from the elements.
3. Lights will also be placed on a timer so courts can be used in the late evenings

C. WHERE

1. We will approach the city about donating a plot of land right next to the skate park. (218x153)
2. The land has no development plans as of now and is centrally located in Old Fair Park

D. WHY

1. There aren't any quality places to play basketball. There is a huge demand from people of all ages & demographics with very few options available. Right now, we courts by the middle school or a court out by LBJ Park which is unrealistic for most kids to get to. Also, neither court is covered so it does not get used in the heat of the day or in Rainey weather. There are adults that play at the 1st Baptist church when there is someone can open it or early in the morning (5:30) 3 times a week at the high school.
2. Old Fair Park would be perfect for kids to walk or ride their bike to. It would also be nice for parents who have kids in baseball/softball or soccer as those fields are all right next to the proposed basketball courts so parents can be at a practice for child while the other is playing and be able to know where both are at and keep watch on both.
3. This would also be a place for kids to be social on the weekends or after school and would be of significant use to the boys and girls club.
4. Basketball is a wonderful team sport and would allow the kids (and adults) to socialize together, get exercise in a fun way, develop their athletic and personal skills, as well as learning: Teamwork, Overcoming Adversity, Sharing, Communicating, Critical Thinking, & Perseverance.

E. HOW

1. This will be done through donations, fundraisers and grants.
 - a. This Project deserves 100% backing from the club and we ask each member at least to donate something. So, when it is brought before the city we can say it has 100% backing and support of FBGMR
2. Donations will be received from people who already donate to and support FBGMR and also through the use of Pledge Cards.
 - b. Fundraisers such as alumni games or basketball tourneys are a few examples
 - c. Grants through multiple avenues once we have researched which ones we are open for.
3. Ground will not be broken until all funds have been gathered

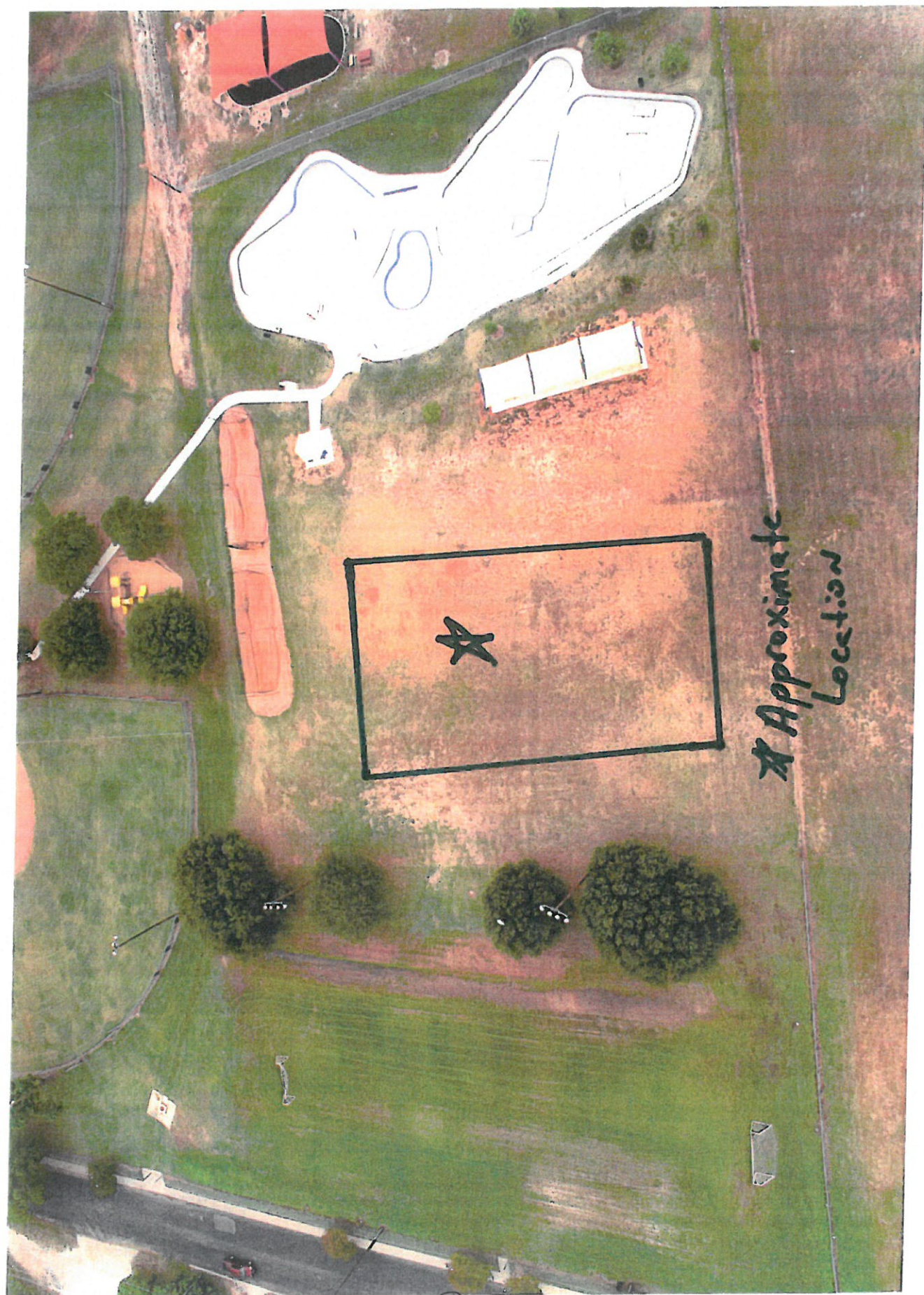
F. BUDGE.

1. We estimate cost to be around \$200,000 for construction and foundation costs plus the value of the land.
 - a. We will get a minimum of 2 quotes (3 if required by city)
2. Quotes will come from Texas Steel, Donnie Reeh, & Moellering Steel.

G. LIABILTY

1. We will work with city (Daniel Jones) on what Texas law states as once the project is finished we will turn the property back over to city. Same as the Skate Park







CITY COUNCIL MEMO

DATE: October 02, 2017

TO: Mayor and City Council

FROM: Kris Kneese, P.E. – Asst. Director of Public Works and Utilities

SUBJECT: Consider Purchase of Backhoe for Water Department

Summary:

Funding in the amount of \$93,700.00 was included in the FY 2018 Water Department Budget for the purchase of a new Backhoe.

Recommendation:

Staff recommends the City Council approve the purchase of the Case Backhoe from Associated Supply Company, Inc. in the amount of \$93,700.00.

Background / Analysis:

As part of the approved FY 2018 Water Department Budget, funding for the replacement of an aging Backhoe was provided. The attached quote was obtained from Associated Supply Company, Inc. utilizing Buyboard contracts so it meets State of Texas government procurement requirements.

City Staff recommends Council approve the purchase of the Case Backhoe from Associated Supply Company, Inc. for \$93,700.00.

Attachments:

⑦

The City of Fredericksburg

Backhoe Quote from Associated Supply Company, Inc.

Department Approval

City Manager Approval



The City of Fredericksburg

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

BuyBoard Quote

ASSOCIATED SUPPLY COMPANY, INC.

THE FOLLOWING DETAILS SHALL BE PROVIDED WITH ANY BUYBOARD PURCHASE ORDER (FAX PURCHASE ORDER TO 800-211-5454)

BuyBoard Vendor: Associated Supply Company, Inc.

Phone: 210-333-8000

Fax: 210-333-6137

Government Agency: City of Fredericksburg

Ship To:

Contacts' Name: Jeff Rich

Email: jrich@fbgtx.org

Product Description: Case 580 Super N 4Wd Cab Extendahoe

I. Price List Dated:

II: Base Bid Options (Itemized Below)

Prepared By: Lance Muennink

Mobile: 210-410-3879

Email: lance@ascoeq.com

Date Prepared: 9/21/2017

Bill To:

Phone: 830-990-2070

Fax:

BuyBoard Contract: 515-16

Base Price: \$ 129,606.00

19.5x24 Rear Tires	\$ 398.00
4WD Power shift	\$ 1,981.00
Extendahoe	\$ 7,168.00
Heavy Front counterweight	\$ 487.00
Pilot controls	\$ 3,817.00
Flip over stabilizer pads	\$ 942.00
Aux Hydraulics	\$ 1,510.00
82" wide Loader bucket w/cutting edge	\$ 2,824.00
Cab, 2 Door w/Ac/heat	\$ 11,032.00
Radio	\$ 268.00
Mechanical suspension seat	\$ 27.00
SUB-TOTAL:	\$ 30,454.00

III. SUB-TOTAL OF I & II

IV. BuyBoard Discount: 22.00% \$ 35,783.44

V: NON-BASE OPTIONS

SUB-TOTAL:	\$ -

VI: UNPUBLISHED OPTIONS ADDED TO CONTRACT PRICE (SUBTOTAL OF COL1 & COL 2)

VII: TOTAL IV + VI

VIII: QUANTITY ORDERED UNITS:

IX: TRADE-IN OR OTHER CREDIT(S): \$ 33,168.56 (One time ASCO discount)

Battery disconnect jumpstart	\$ 177.00
Engine Block Heater	\$ 202.00
Auto Protect shutdown	\$ 100.00
Gripper teeth extension	\$ 197.00
Locking DEF cover	\$ 152.00
Auto Ride control	\$ 1,566.00
Tool Box	\$ 198.00
4WD Shaft guard	included
SUB-TOTAL:	\$ 2,592.00

Options List Price Total: \$ 33,046.00

BUYBOARD CONTRACT PRICE: \$ 126,868.56

Non-Base Options (%) = 0

	\$ -
	\$ -
	\$ -
SUB-TOTAL:	\$ -

\$ -

\$ 126,868.56

\$ 126,868.56

\$ 33,168.56

TOTAL: \$ 93,700.00

FAX ALL PURCHASE ORDERS TO BUYBOARD AT 800-211-5454



CITY COUNCIL MEMO

DATE: October 02, 2017

TO: Mayor and City Council

FROM: Kris Kneese, P.E. – Asst. Director of Public Works and Utilities

SUBJECT: Consider Purchase of Skid Steer for Water Department

Summary:

Funding in the amount of \$37,600.00 was approved in the FY 2018 Water Department Budget for the purchase of a new Skid Steer.

Recommendation:

Staff recommends that the City Council approve the purchase of the new Skid Steer from Bobcat of Houston/Conroe in the amount of \$37,555.00.

Background / Analysis:

As part of the approved FY 2018 Water Department Budget, funding for the replacement of an aging Skid Steer was provided. The attached quote was obtained from Bobcat of Houston/Conroe utilizing Buyboard contracts so it meets State of Texas government procurement requirements.

City Staff recommends Council approve the purchase of the Skid Steer from Bobcat of Houston/Conroe for \$37,555.00.

Attachments:

(10)

The City of Fredericksburg

Skid Steer Quote from Bobcat of Houston/Conroe.

Department Approval


City Manager Approval



The City of Fredericksburg

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



Product Quotation

Quotation Number: 25858D026086

Date: 2017-09-21 14:56:19

Ship to	Bobcat Dealer	Bill To
City of Fredricksburg	Bobcat of Houston/Conroe, Conroe, TX	City of Fredricksburg
Fredricksburg, TX 78624	4209 NORTH FRAZIER STREET CONROE TX 77303	Fredricksburg, TX 78624

Contact: Jason Schweitzer		
Fax: 936-856-6132		
Cellular: 281-960-4220		
E Mail: jasons@bobcatofhouston.com		

Description	Part No	Qty	Price Ea.	Total
S595 T4 Bobcat Skid-Steer Loader	M0247	1	\$45,670.00	\$45,670.00
74.0 HP Tier 4 Turbo Diesel Engine	Lift Arm Support			
2-Speed Travel	Lift Path: Vertical			
Auxiliary Hydraulics: Variable Flow	Lights, Front & Rear			
Backup Alarm	Operator Cab			
Bob-Tach	Includes: Adjustable Suspension Seat, Top & Rear			
Bobcat Interlock Control System (BICS)	Windows, Parking Brake, Seat Bar & 3-Point Seat Belt			
Controls: Bobcat Standard	Roll Over Protective Structure (ROPS) meets SAE-J1040			
Cylinder Cushioning - Lift, Tilt	& ISO 3471			
Engine/Hydraulic Systems Shutdown	Falling Object Protective Structure (FOPS) meets SAE-			
Glow Plugs (Automatically Activated)	J1043 & ISO 3449, Level I; (Level II is available through			
Horn	Bobcat Parts)			
Instrumentation: Engine Temperature & Fuel Gauges,	Spark Arrestor Exhaust System			
Hourmeter, RPM and Warning Lights	Tires: 31 x 12-16.5, 10 PR, Bobcat Heavy Duty			
	Warranty: 12 Months, Unlimited Hours			
 A71 Option Package	M0247-P01-A71	1	\$5,924.00	\$5,924.00
Cab enclosure with Heat and AC	Sound Reduction			
Deluxe Instrument Panel	Attachment Control Kit			
Keyless Start	Cab Accessories Package			
Power Bob-Tach				
 Selectable Joystick Controls (SJC)	M0247-R01-C04	1	\$795.00	\$795.00
High Flow Hydraulics	M0247-R03-C03	1	\$1,571.00	\$1,571.00
Hydraulic Bucket Positioning	M0247-R11-C02	1	\$468.00	\$468.00
68" Low Profile Bucket	6731418	1	\$1,157.00	\$1,157.00
--- Bolt-On Cutting Edge, 68"	6718006	1	\$402.00	\$402.00
 Total of Items Quoted				\$55,987.00
Discount	Bobcat Muni Discount			(\$9,216.00)
Discount	BOH Discount			(\$9,216.00)
Quote Total - US dollars				\$37,555.00

Notes:

All prices subject to change without prior notice or obligation. This price quote supersedes all preceding price quotes. Customer must exercise his purchase option within 30 days from quote date.

Customer Acceptance:

Purchase Order: _____

Authorized Signature:

Print:

Sign:

Date:

12



CITY COUNCIL MEMO

DATE: September 27, 2017

TO: Mayor and City Council

FROM: Daniel Jones, City Attorney

SUBJECT: Amendment to Animal Control Ordinance, Sec. 4-20

Summary: Subsection 5 of Section 4-20 of the Code of Ordinances contains a drafting error, where letters were used erroneously to reference other subsections.

Recommendation: Approve the amended ordinance as presented.

Background / Analysis: The current Code of Ordinances contains Section 4-20, which is in Chapter 4 entitled "Animal Control". Subsection 5 of Section 4-20 make internal references to other subsections of Section 4-20, but the referenced subsections are misidentified as "*subsections (a) through (d)*". The subsections should be correctly referenced to as "*subsections (1) through (4)*". The proposed Ordinance makes this non-substantive amendment to Section 4-20, changing "*(a) through (d)*" to "*(1) through (4)*".

Attachments: Ordinance amending Sec. 4-20.

Daniel Jones
Department Approval

Kent Myers
City Manager Approval

(13)

The City of Fredericksburg

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FREDERICKSBURG, TEXAS, AMENDING SECTION 4-20 OF CHAPTER 4 OF THE CODE OF ORDINANCES, BY MAKING NON-SUBSTANTIVE AMENDMENTS TO CORRECT A DRAFTING MISNOMER IN SUBSECTION 5 OF SECTION 4-20, "HUMANE CARE".

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

Section 1. That, Chapter 4 "Animal Control", Section 4-20 "Humane Care", is amended as follows:

Sec. 4-20. - Humane care.

Any person, owner, handler, or keeper of a cat or dog must provide humane conditions for such animals as follows:

- (1) Enclosure. Any dogs confined within a fenced yard must have at least 100 square feet for two dogs maximum for the animals' use and exercise. Where dogs are kept or housed on property without a fenced yard, the owner of such dogs, or persons having custody of such dogs, shall provide an enclosure containing not less than 100 square feet for two dogs maximum for the animals' use and exercise. Such enclosure shall be constructed of chainlink fencing or similar type materials with all four sides enclosed. The enclosure shall be of sufficient height to prevent the dog from escaping from such enclosure. The top of the enclosure shall be covered with materials to provide the dog with shade and protection from the elements.
- (2) Shelter. The owner or other person having custody of an animal must provide a shelter for the animal. The shelter must be constructed and maintained in such a manner to allow the animal to remain dry and protected from the elements, including sun. Such shelter shall be fully enclosed on three sides, roofed and have a solid floor with bedding appropriate to the season. The entrance to the shelter shall be flexible to allow the animal's entry and exit, and sturdy enough to block entry of wind and rain. The shelter shall be small enough to retain the animal's body heat and large enough to allow the animal to stand and turn comfortably. The enclosure shall be structurally sound and maintained in good repair.
- (3) Food/water. The owner or other person having custody of an animal must provide wholesome and nutritious food appropriate for the age and size of the animal. Fresh clean water must be available at all times. The water container must be of adequate size and affixed in a manner such that it cannot easily be accidentally emptied.
- (4) No person shall at any time fasten, chain or tie any cat or dog, or cause such cat or dog to be fastened, chained or tied, while such animal is on the property where it is normally kept or resides. (Exception: A cat or dog may be tethered to allow for the cleaning of its enclosure or while the owner is outside with the animal and is in visual contact with it at all times.)
- (5) If the Enforcement Officer determines that any owner, harborer or keeper of an animal is in violation of subsections (~~a~~1) through (~~d~~4) of this section relating to the humane care of animals, he or she will notify the owner, harborer or keeper of the animal of the violation by door tag, personal service or certified mail, and to immediately remedy the violation, specifying a time for compliance, not to exceed three days following which, if the person has not complied with

the requirements of the Enforcement Officer, the person may be found guilty of a violation of this section. After the second conviction within any six-month period, the Enforcement Officer may apply to the Municipal Judge for a warrant to seize such animal. The animal will be impounded at the city Animal Control Facility. The Municipal Judge will hold a hearing and determine the disposition of the impounded animal, which shall be in the judge's determination to the owner of the animal, a humane organization designated by the animal control officer, or the city animal control facility for humane destruction, which destruction shall occur following the expiration of any required appeal period.

Section 2. Severability or 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.

Section 3. Repealer. All ordinances and parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

PASSED AND APPROVED on this the ____ day of October, 2017.

Linda Langerhans, Mayor
City of Fredericksburg, Texas

ATTEST:

Shelley Britton, City Secretary

APPROVED AS TO FORM:

Daniel Jones, City Attorney