CITY OF FREDERICKSBURG

MINUTES OF CITY COUNCIL REGULAR MEETING
NOVEMBER 18, 2019

Members Present:
Mayor Linda Langerhans
Mayor Pro Tem Gary Neffendorf
Councilmember Charlie Kiehne
Councilmember Tom Musselman

Members Absent:
Councilmember Bobby Watson

City Staff Present:
Kent Myers, City Manager
Clinton Bailey, Assistant City Manager/Director of Public Works and Utilities
Daniel Jones, City Attorney
Brian Jordan, Development Services Director
Steve Wetz, Police Chief
Russell Immel, Information Technology Director
Laura Hollenbeak, Director of Finance
Kris Kneese, Assistant Director of Public Works and Utilities
Garret Bonn, Assistant Engineer
Shelley Goodwin, City Secretary

1. PLEDGE OF ALLEGIANCE
Mayor Langerhans led the Pledge.

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, November 18, 2019, in the Law Enforcement Center, 1601 East Main Street, Fredericksburg, Texas 78624.

3. EMPLOYEE RECOGNITIONS
Kent Myers, City Manager, read a thank you email from Chris Meade, LBJ Golf Course Pro, thanking the IT Department for going above and beyond to get the internet back up and running.

4. PUBLIC COMMENTS
No one wished to speak during this item.

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 the October 29, 2019, City Council Work Session Minutes.**

B. **Consider approval of the November 4, 2019, City Council Regular Meeting Minutes.**

C. **Consider approval of Resolution 2019-18R regarding the ballot for election of the Board of Directors for the Gillespie Central Appraisal District for the 2020-2021 term.**

Motion: A motion was made by Councilmember Musselman seconded by Councilmember Neffendorf, to approve the Consent Agenda Items 5.A.-C. The City Council voted four (4) for and none (0) opposed. The motion carried unanimously.

6. ORDINANCE AND RESOLUTIONS

A. **Consider the approval of Ordinance 2019-31 amending Article V-Speed Regulations, of Chapter 44-Traffic and Motor Vehicles-of the Code of Ordinances, amending the maximum speed limit for State Highway 16 North (SH16 N) within the City Limits, determined upon the basis of an Engineering and Traffic Investigation for said roadway (first of two readings; City Council may waive second reading).**

Garret Bonn, Assistant Engineer, reviewed the need for the reduction of speed and the proposed speed limit changes. He stated pending the action on the request, TxDOT has informed the City that they will put signage out in January.

Motion: A motion was made by Councilmember Musselman, seconded by Councilmember Neffendorf, to approve of Ordinance 2019-31 amending Article V-Speed Regulations, of Chapter 44-Traffic and Motor Vehicles-of the Code of Ordinances, amending the maximum speed limit for State Highway 16 North (SH16 N) within the City Limits, determined upon the basis of an Engineering and Traffic Investigation for said roadway. The City Council voted four (4) for and none (0) opposed. The motion carried unanimously.

Motion: A motion was made by Councilmember Musselman, seconded by Councilmember Neffendorf, to waive the second reading for Ordinance 2019-31. The City Council voted four (4) for and none (0) opposed. The motion carried unanimously.

B. **November 5, 2019, Special Election**

i. **Canvass the results of the returns.**

Mayor Langerhans stated the City of Fredericksburg received a Recount Petition on Friday, November 5th at 4:30 p.m. The Recount Petition has been certified, and the Recount will take place on Friday, November 22nd at 9:00 in the Fire Training Room. The recount does not delay the canvass, but a notation will be placed on the tabulation and in the minutes that the measure is involved in a recount.

Terry Hamilton, Presiding Judge of Central Count, provided the Official Canvassing Envelope. He explained the tally sheets, the result and how an undervote could occur. He also reviewed why the returns changed after election day.

The City Council reviewed the Returns and the Tally Sheets for the City of Fredericksburg Special Election.

Kent Myers, City Manager, stated that Mayor Langerhans received a Recount Petition from Clean Water Fred. He reviewed the process for verifying the petition.

Daniel Jones, City Attorney, stated that since Gillespie County uses electronic counting equipment, so the petitioners are not required to state their intentions for a recount.

ii. **Consider the approval of Resolution 2019-17R declaring the results of the Special Election of the City of Fredericksburg, held November 5, 2019, for the purpose of a Charter Amendment.**

Motion: A motion was made by Councilmember Neffendorf seconded by Councilmember Musselman, to approve Resolution 2019-17R declaring the results (subject to pending recount) of the Special Election of the City of Fredericksburg, held November 5, 2019, for the purpose of a Charter Amendment and to include

	EARLY VOTES CAST	ELECTION DAY VOTES CAST	TOTAL VOTES CAST
YES	339	402	741
NO	672	587	1259

The City Council voted four (4) for and none (0) opposed. The motion carried unanimously.

Daniel Jones, City Attorney, provided information on the role of the Recount Supervisor/Coordinator and the Recount Committee Team. He also provided a list of individuals who are allowed in the counting room.

Shelley Goodwin, City Secretary, provided the procedures and rules for the Recount. She also reviewed the process that will be used for the manual count of the City's measure on the November 5, 2019, ballots.

7. OTHER ACTION ITEMS AND UPDATES

A. Consider the approval of CXT Concrete Buildings Sourcewell quote for the restroom and shower for the LBJ Park.

Andrea Schmidt, Park Department Director, reviewed the project. She stated $240,000 was approved for restroom and shower for LBJ Park, and a quote for $221,485 was received from Sourcewell. She stated Staff recommends the approval of the CXT Concrete Building restroom and shower quotes.

Motion: A motion was made by Councilmember Kiehne, seconded by Councilmember Neffendorf, to approve the CXT Concrete Buildings Sourcewell quote for the restroom and shower for the LBJ Park. The City Council voted four (4) for and none (0) opposed. The motion carried unanimously.

B. Consider the approval of the additional service proposal from Biggs and Matthews Environmental to perform Professional Services for construction phase services and construction quality assurance services for Landfill Cell #8

Garret Bonn, Assistant Engineer, reviewed the history of the project. He also reviewed the map of the landfill and the different cells.

Motion: A motion was made by Councilmember Neffendorf, seconded by Councilmember Musselman, to approve the additional service proposal from Biggs and Matthews

Environmental to perform Professional Services for construction phase services and construction quality assurance services for Landfill Cell #8. The City Council voted four (4) for and none (0) opposed. The motion carried unanimously.

C. Consider the award of bid for Construction Contract to W.L. Contracting for the Landfill Cell #8 CIP Project.

Garret Bonn, Assistant Engineer, reviewed construction contract, drainage leach systems in the different cells, and the need for the project. He also reviewed the bid process.

Motion: A motion was made by Councilmember Musselman, seconded by Councilmember Neffendorf, to award a bid for Construction Contract to W.L. Contracting for the Landfill Cell #8 CIP Project. The City Council voted four (4) for and none (0) opposed. The motion carried unanimously.

D. Consider the award of bid for Geosynthetics Contract to Patriot Environmental for the Landfill Cell #8 CIP Project.

Garret Bonn, Assistant Engineer, reviewed the Geosynthetics Contract and why the construction contract was broken into two contracts. He also reviewed the life of the current Landfill Cell.

Motion: A motion was made by Councilmember Musselman seconded by Councilmember Kiehne, to award a bid for Geosynthetics Contract to Patriot Environmental for the Landfill Cell #8 CIP Project in the amount of $333,207.82. The City Council voted four (4) for and none (0) opposed. The motion carried unanimously.

E. Consider the approval of the Inter-local Agreement for the My Permit Now software access, and permit purchase agreement with My Government Online.

David Millegan, Building Official, reviewed the process used for finding software to assist Development Services with management of permitting, plan review, inspections, Code Enforcement and Addressing/GIS Integration. He explained after the local agreement is signed and then migration of documents occurs the program should be up and running in February 2020.

Brian Jordan, Development Services Director, stated state statute requires the City Council to approve the authorization to allow the City Manager to enter into the interlocal agreement.

The City Council discussed the agreement and the different processes the software provides.

Motion: A motion was made by Councilmember Neffendorf, seconded by Councilmember Musselman, to approve the City Manager to enter into an Inter-local Agreement for the My Permit Now software access, and permit purchase agreement with My Government Online. The City Council voted four (4) for and none (0) opposed. The motion carried unanimously.

F. Receive a presentation and discuss the Seven Hills Hotel Conference Center.

Dennis Murphy, Seven Hills Hotel Conference Center, introduced the group from Seven Hills and Thayer Leadership Group.

Don Brennon, Seven Hills Conference Center, introduced and read Casey Thomas' Bio. Mr. Thomas provided the History of the Thayer Leadership Virginia Group and stated they were excited to be expanding into the Texas Markets for Leader Development. He stated he feels the group will be able to assist with putting heads in beds during the weekdays.

Dennis Murphy announced Fred Griffin, Griffin Partners, has joined the group and contributed $6 million.

Councilmember Musselman inquired to whether the financing was in place and when will construction begin.

Dennis Murphy, Seven Hills Hotel Conference Center, stated the permanent financing is in place and this project will still be part of the Hilton Hotels. He did not provide a specific date for the construction to begin but estimated that construction would start early next year.

G. Receive a presentation and discuss Boot Ranch water conservation plans.
Mark Enderle provided a letter regarding water conservation that will be provided to residents of Boot Ranch. He stated the Property Owners Association wants to assist with the conservation and approach this as a team effort with the City. He introduced Cade Emerson, Boot Ranch Development Services.

Kent Myers, City Manager, provided the history of Boot Ranch and the rules regarding the watering restrictions

Moe Saiidi provided copies of a Water Assessment that he developed for Boot Ranch. He also reviewed the cost of water and expenses he feels the City is absorbing.

Mark Enderle stated the letter is a start in the direction of conserving water and that they want to be a good neighbor.

8. CITY MANAGER'S REPORT

A. January City Council Work Session
Kent Myers, City Manager, stated it's time to start looking at dates and topics for a January City Council Work Session. He reviewed a few topics the City Council might consider:

- Major Projects for the upcoming year
- Financial challenges
- Police Department recruiting challenges

B. Meeting with Historic Review Board and Planning and Zoning Commission
Kent Myers, City Manager, stated the City Council might consider holding a joint meeting with the Historic Review Board and Planning and Zoning Commission in January to discuss the following:

- Development of design guidelines
- Density for residential developments

The City Council agreed to hold a joint meeting.

9. Future Agenda

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

10. COUNCIL COMMENTS

No comments were provided.

11. ADJOURN

Motion: A motion was made by Councilmember Kiehne, seconded by Councilmember Musselman, to adjourn the Monday, November 18, 2019, City Council Regular Meeting at 7:40 p.m. The City Council voted four (4) for and none (0) opposed. The motion carried unanimously.

Linda Langerhans

Linda Langerhans
Mayor

ATTEST

Shelley Goodwin

Shelley Goodwin, TRMC
City Secretary