CITY OF FREDERICKSBURG
CITY COUNCIL MEETING

MONDAY, DECEMBER 4, 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

PLEDGE OF ALLEGIANCE

Page Ref

1. **EMPLOYEE RECOGNITIONS**

2. **MINUTES** - Approve minutes of October 2017 meetings — 1-5

3. **CONSENT AGENDA** - All items listed below are considered to be routine and non-controversial by the Council and will be approved by one motion. There will be no separate discussion of these items unless a council member so requests, in which case the item will be removed from the consent agenda and considered as part of the normal order of business.

   A. Consider EDC Board Appointments — 6-8
   B. 2018 Council Meeting Schedule — 9-11

4. **ORDINANCES - RESOLUTIONS- ACTION ITEMS**
   A. Proclamation Recognizing Local Citizen
   B. Ordinance for Discharge of Firearms (2nd reading) — 12-15

5. **INDIVIDUAL ITEMS FOR CONSIDERATION AND POSSIBLE ACTION**
   A. 2018 Holiday Schedule — 16-19

6. **CITY MANAGERS REPORT**
   A. Future Sports Park Discussions
   B. Attainable Housing
   C. Short-Term Rental Ordinance
   D. Recent Personnel Changes
   E. Transition of Golf Course Operations

7. **ITEMS FOR FUTURE AGENDAS** — 20-22

8. **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.*

9. **COUNCIL COMMENTS** - No discussion or action may take place

10. **ADJOURN**

STATE OF TEXAS
COUNTY OF GILLESPIE
CITY OF FREDERICKSBURG

REGULAR CITY COUNCIL MEETING
OCTOBER 2, 2017
6:00 PM

On this the 2nd day of October, 2017, the City Council of the CITY OF FREDERICKSBURG convened in regular session at the Law Enforcement Center, with the following members present to constitute a quorum:

LINDA LANGERHANS - MAYOR
BOBBY WATSON - COUNCIL MEMBER
GARY NEFFENDORF - COUNCIL MEMBER
CHARLIE KIEHNE – COUNCIL MEMBER
JERRY LUCKENBACH - COUNCIL MEMBER

ABSENT: NONE

ALSO PRESENT: CLINTON BAILEY – A.C.M./D.P.W.U.
SHELLEY BRITTON - CITY SECRETARY
DANIEL JONES - CITY ATTORNEY
RUSSELL IMMEL – IT MANAGER

The meeting was called to order at 6:00 PM following the Pledge of Allegiance.

EMPLOYEE RECOGNITIONS – None

PRESENTATION FROM MORNING ROTARY FOR A BASKETBALL PAVILION – Justin Hill presented the Morning Rotary's proposal for a Basketball Pavilion at Old Fair Park. It was moved by Council Member Watson, seconded by Council Member Kiehne, to approve the proposal as presented. All voted in favor and the motion carried.

PURCHASE OF BACKHOE FOR WATER DEPARTMENT – It was moved by Council Member Watson, seconded by Council Member Neffendorf, to approve the purchase of the Case backhoe from Associated Supply Company in the amount of $93,700.00. The vote was as follows: AYE: AYE: Langerhans, Neffendorf, Kiehne, Watson, and Luckenbach. NAY: None. Motion carried.

PURCHASE OF SKID STEER FOR WATER DEPARTMENT – It was moved by Council Member Neffendorf, seconded by Council Member Watson, to approve the purchase of the new Skid Steer from Bobcat of Houston/Conroe in the amount of $37,555.00. The vote was as follows: AYE: Langerhans, Neffendorf, Kiehne, Watson, and Luckenbach. NAY: None. Motion carried.

ORDINANCE AMENDING ANIMAL CONTROL ORDINANCE – Council Member Watson moved, seconded by Council Member Neffendorf, to approve the amendment to the Animal Control Ordinance to reflect minor changes where letters were used erroneously to

reference other subsections. The vote was as follows: AYE: Langerhans, Neffendorf, Kiehne, Watson, and Luckenbach. NAY: None. Motion carried.

ORDINANCE NO. 27-015

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".

PUBLIC COMMENTS – None

COUNCIL COMMENTS – None

With no further discussion, Council Member Luckenbach made a motion to adjourn the meeting at 6:45 PM. Council Member Watson seconded the motion. Motion carried.

PASSED AND APPROVED this the 4th day of December, 2017.

SHELLEY BRITTON, CITY SECRETARY

LINDA LANGERHANS, MAYOR

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STATE OF TEXAS
COUNTY OF GILLESPIE
CITY OF FREDERICKSBURG

REGULAR CITY COUNCIL MEETING
OCTOBER 16, 2017
6:00 PM

On this the 16th day of October, 2017, the City Council of the CITY OF FREDERICKSBURG convened in regular session at the Law Enforcement Center, with the following members present to constitute a quorum:

LINDA LANGERHANS - MAYOR
GARY NEFFENDORF - COUNCIL MEMBER
CHARLIE KIEHNE - COUNCIL MEMBER
JERRY LUCKENBACH - COUNCIL MEMBER
BOBBY WATSON - COUNCIL MEMBER

ABSENT: NONE

ALSO PRESENT: KENT MYERS - CITY MANAGER
CLINTON BAILEY – ACM/D.P.W.U.
BRIAN JORDAN – DIR OF DEVELOPMENT SERVICES
SHELLEY BRITTON - CITY SECRETARY

LAURA HOLLENBEAK – FINANCE DIR
DANIEL JONES - CITY ATTORNEY
RUSSELL IMMEL – IT MANAGER

The meeting was called to order at 6:00 PM., followed by the Pledge of Allegiance.

EMPLOYEE RECOGNITIONS – The City Manager recognized Doris Segner in the Utility Department.

MINUTES – It was moved by Council Member Watson, seconded by Council Member Luckenbach, to approve the minutes of the September 2017 meetings as presented. All voted in favor and the motion carried.

AGREEMENT AND FIRST AMENDMENT RELATED TO MARIPOSA DRIVE RIGHT OF WAY IN FRIEDEN DEVELOPMENT – It was moved by Council Member Luckenbach, seconded by Council Member Watson, to approve the Agreement to Dedicate Right of Way and the First Amendment to Agreement to Dedicate Public Right of Way as presented. All voted in favor and the motion carried.

ANNUAL SIDEWALK PROGRAM – CONTRACT EXTENSION – No action taken.

LEASE PURCHASE FINANCING AGREEMENT – It was moved by Council Member Watson seconded by Council Member Neffendorf, to award the financing of $666,240 to City National Capital Finance with an interest rate of 1.69%. The vote was as follows: AYE: Langerhans, Neffendorf, Kiehne, Watson, and Luckenbach. NAY: None. Motion carried.

APPROVAL OF CVB BOARD MEMBERS – Council Member Luckenbach moved, seconded by Council Member Kiehne, to approve the CVB Board Members as presented including Krista Gratini, Miguel Lecuona, and Linda Goldsmith. All voted in favor and the motion carried.

APPROVAL OF ANNUAL CVB AGREEMENT – It was moved by Council Member Watson, seconded by Council Member Kiehne, to approve the CVB annual contract as presented. All voted in favor and the motion carried.

GILLESPIE CENTRAL APPRAISAL DISTRICT BOARD OF DIRECTORS NOMINATIONS - It was moved by Council Member Kiehne, seconded by Council Member Luckenbach to cast the city's 348 votes equally for the following candidates: Tim Dooley, James McAfee, Tony Klein, Donald Davis, and Wayne Harrell. All voted in favor and the motion carried.

MANAGER'S REPORT – City Manager Kent Myers reported on (1) October 17 City Council Retreat, (2) Oktoberfest, (3) TML Award, (4) ISO Fire Insurance Rating, (5) New Animal Shelter, (6) Attainable Housing and (7) Golf Course Lease.

PUBLIC COMMENTS – None.

COUNCIL COMMENTS – Bobby Watson commented on the two Visioning meetings he attended; Jerry Luckenbach commented on the airport board.

With no further discussion, Council Member Neffendorf made a motion to adjourn the meeting at 9:08 PM. Council Member Luckenbach seconded the motion. Motion carried.

PASSED AND APPROVED this the 4th day of December, 2017.

SHELLEY BRITTON, CITY SECRETARY

LINDA LANGERHANS, MAYOR

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STATE OF TEXAS
COUNTY OF GILLESPIE
CITY OF FREDERICKSBURG

CITY COUNCIL RETREAT
OCTOBER 17, 2017
8:30 AM

On this the 17TH day of October, the City Council of the CITY OF FREDERICKSBURG convened in special session at the Tatsch House, Lady Bird Johnson Park, with the following members present to constitute a quorum:

LINDA LANGERHANS - MAYOR
GARY NEFFENDORF - COUNCIL MEMBER
JERRY LUCKENBACH - COUNCIL MEMBER
BOBBY WATSON - COUNCIL MEMBER
CHARLIE KIEHNE - COUNCIL MEMBER

ABSENT: NONE

ALSO PRESENT:
KENT MYERS - CITY MANAGER
CLINTON BAILEY – ACM/DPWU
LAURA HOLLENBECK – DIR OF FINANCE
BRIAN JORDAN – DIR OF DEVELOPMENT SERVICES
DANIEL JONES - CITY ATTORNEY

CITY COUNCIL RETREAT – Council held a quarterly retreat to discuss a variety of issues, including (1) Code Enforcement Issues, (2) Short-Term Rental Regulations, (3) Changes to Parking Regulations, (4) Discharge of Firearms within the City Limits, (5) Expansion of Historic District, (6) 2018 Annexations, and (7) Future Priorities. No action was taken.

With no further discussion, Council Member Watson made a motion to adjourn the meeting at 2:30 PM. Council Member Kiehne seconded the motion. Motion carried.

PASSED AND APPROVED this the 4th day of December, 2017.

SHELLEY BRITTON, CITY SECRETARY

LINDA LANGERHANS, MAYOR

CITY COUNCIL MEMO

DATE: November 27, 2017

TO: Mayor and City Council

FROM: Kent Myers, City Manager

SUBJECT: EDC Board Appointments

Summary:

The City Council has the authority to appoint two members to the EDC Board of Directors. The two current City appointees, Jim Jarreau and Brad Hardin, have indicated that they are willing to be reappointed for another two-year term.

Recommendation:

Both Jim Jarreau and Brad Hardin have represented the City on the EDC Board and are recommended for reappointment for another two-year term.

Background / Analysis:

Attachments:

Listing of Current EDC Board Members

Department Approval

City Manager Approval

The City of Fredericksburg

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Gillespie County Economic Development Commission
2017 Officers and Board of Directors

President:	Julie Kuhlken
Vice President:	Steve McAnally
Treasurer	Brad Hardin
Secretary	Lin Winfrey
Executive Director	Tim Lehmberg

The 2016 GCEDC Board of Directors with term expiration

Appointed by the City:	Term Expires:
Brad Hardin	Dec. 31, 2017
Jim Jarreau	Dec. 31, 2017
Stephen Harris	Dec. 31, 2018
Julie Kuhlken	Dec. 31, 2018

Appointed by the County:

Ross Allen	Dec. 31, 2017
Tony Klein	Dec. 31, 2017
Steve McAnally	Dec. 31, 2018
Lin Winfrey	Dec. 31, 2018

Appointed by the GCEDC Board of Directors:

Mark Jones	Dec. 31, 2017

Ex-Officio Members: By Position (Confirmed Annually)

County of Gillespie	Mark Stroeher, Charles Olfers
City of Fredericksburg	Linda Langerhans, Gary Neffendorf
Chamber of Commerce	Penny McBride
Convention/Visitors Bureau	Ernie Loeffler
Harper Community	Dan Abbott
Stonewall Chamber	Jamey Vogel
Airport Manager	Tony Lombardi
Board of Realtors	Mike Starks

CITY COUNCIL MEMO

DATE: November 27, 2017

TO: Mayor and City Council

FROM: Kent Myers, City Manager

SUBJECT: 2018 Schedule for City Council Meetings

Summary:

Every December the City Council approves your schedule for regular City Council meeting for the next year.

Recommendation:

It is recommended that the City Council approve the 2018 calendar for regular City Council meetings.

Background / Analysis:

Attached is the proposed schedule for regular City Council meetings for 2018. Additional special City Council meetings will be scheduled on an as needed basis.

Attachments:

Proposed 2018 City Council regular meeting schedule.

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Department Approval

City Manager Approval

The City of Fredericksburg

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CITY COUNCIL MEETING DATES FOR 2018

MONTH	DATE	TIME
JANUARY	01/02/18 & 01/15/18	6:00 PM
FEBRUARY	02/05/18 & 02/19/18	6:00 PM
MARCH	03/05/18 & 03/19/18	6:00 PM
APRIL	04/02/18 & 04/16/18	6:00 PM
MAY	05/07/18 & 05/21/18	6:00 PM
JUNE	06/04/18 & 06/18/18	6:00 PM
JULY	07/02/18 & 07/16/18	6:00 PM
AUGUST	08/06/18 & 08/20/18	6:00 PM
SEPTEMBER	09/04/18 & 09/17/18	6:00 PM
OCTOBER	10/01/18 & 10/15/18	6:00 PM
NOVEMBER	11/05/18 & 11/19/18	6:00 PM
DECEMBER	12/03/18 & 12/17/18	6:00 PM

CITY COUNCIL MEETING ARE HELD EVERY 1ST AND 3RD MONDAY OF THE MONTH AT 6:00 PM AT THE LAW ENFORCEMENT CENTER

CITY COUNCIL MEMO

DATE: November 28, 2017

TO: Mayor and City Council

FROM: Steven Wetz, Chief of Police

SUBJECT: Second Reading of Discharge of Firearms Ordinance

Summary:

After discussion, and first reading at the City Council meeting on November 6th, the attached draft was discussed and revised for a second reading. Members of the City staff will introduce additional statistical information at the council meeting to help in the discussion and adoption of this ordinance.

Recommendation:

You will find in the attached revision that changes were made removing the discharge of any firearm with the exception of air rifles. It is my opinion that the ability to discharge firearms by civilians should be removed

Background / Analysis:

After conclusion of the last council discussion the following changes were made in the draft for discussion at the second reading.
All remarks discussing discharge of firearms by military personnel was removed.
All reference to discharging a firearm to destroy predatory animals was removed. This removes any discussion as to what a predatory animal is. The ordinance still allows for law enforcement, animal

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control and anyone with their permission or protecting themselves or their property to discharge a firearm.

Attachments:

Copy of the draft revision of the ordinance.

Department Approval

City Manager Approval

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ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FREDERICKSBURG, TEXAS, AMENDING SECTION SEC. 20-1. - DISCHARGE OF FIREARMS, OF CHAPTER 20 - OFFENSES AND MISCELLANEOUS PROVISIONS - OF THE CODE OF ORDINANCES, AND PROVIDING A PENALTY CLAUSE FOR VIOLATIONS.

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

Section 1. That, Section 20-1 "Discharge of firearms", of the Code of Ordinances, is deleted in its entirety and a replacement Section 20-1 is adopted as follows:

Sec. 20-1. - Discharge of firearms.

(a) In this Section:

(1) "firearm" means any device designed, made, or adapted to expel a projectile through a barrel by using the energy generated by an explosion or burning substance or any device readily convertible to that use.

(2) "air gun" means any gun that discharges a pellet, BB, or similar projectile by means of compressed air, gas propellant, or a spring.

(3) "sport shooting range" means a business establishment, private club, or association that operates an area for the discharge or other use of firearms for silhouette, skeet, trap, black powder, target, self-defense, or similar recreational shooting.

(b) It shall be unlawful to discharge any firearm or air gun in the city limits.

(c) This Section shall not apply to:

(1) the discharge of a firearm in performance of official duties by:

(i) a licensed peace officer;

(ii) an animal control officer; or

(iii) a person acting under direct orders of a licensed peace officer or animal control officer.

(2) the discharge of firearms or air guns at a sport shooting range.

(3) the discharge of blank cartridges for a show or theatrical production, for signal or ceremonial purposes in athletics or sports, or by military organizations.

(4) the discharge of a firearm or air gun when lawfully defending a person or property.

(5) the discharge of an air gun by a person that is 18 years of age or older, or under the direct supervision of a person that is 18 years of age or older, while discharged on the person's own property or with permission of the owner of

the property, and with permission of the owner of each property crossed by the projectile.

(6) the discharge of a firearm or air gun at locations and times approved in advance, in writing, by the chief of police or his/her designee.

(d) Nothing in this Section shall be construed to relieve any person of any other applicable requirements of federal, state, or local laws, rules, or regulations, including laws and regulations for the taking of any game or nongame species.

State Law reference— Authority of municipality to regulate firearms and explosives, Texas Local Government Code § 229.001.

{End of Code Text}

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.

Section 4. Penalty. That any person, firm, or corporation violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine as provided in Section 1-6 of the Code of Ordinances. Each calendar day such violation shall continue, or be permitted to continue, shall be deemed a separate offense.

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

_____
Linda Langerhans, Mayor
City of Fredericksburg, Texas

ATTEST:

_____
Shelley Britton, City Secretary

APPROVED AS TO FORM:

_____
Daniel Jones, City Attorney

CITY COUNCIL MEMO

DATE: November 27, 2017

TO: Mayor and City Council

FROM: Kent Myers, City Manager

SUBJECT: City Holiday Schedule-2018l

Summary:

Each December the City Council officially approves the City Holiday schedule for the following year.

Recommendation:

It is recommended that the Council approve the 2018 Holiday schedule.

Background / Analysis:

Attached is the proposed 2018 Holiday schedule for your consideration along with the Holiday schedule recently approved for Gillespie County. In light of the fact that New Year's Eve falls on a Monday in 2018, the County approved adding this as a Holiday during 2018.

Attachments:

Proposed City Holiday schedule along with approved County Holiday schedule.

Department Approval

City Manager Approval

The City of Fredericksburg

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CITY OF FREDERICKSBURG HOLIDAY SCHEDULE

2018 HOLIDAY SCHEDULE

JAN 1 (Mon)	NEW YEARS DAY
MARCH 30 (Fri)	GOOD FRIDAY
MAY 28 (Mon)	MEMORIAL DAY
JUL 4 (Wed)	INDEPENDENCE DAY
AUG 24 (Fri)	FIRST DAY OF FAIR
SEP 3 (Mon)	LABOR DAY
NOV 12 (Mon)	VETERANS DAY
NOV 22 &23 (Thu & Fri)	THANKSGIVING
DEC 24 & 25 (Mon & Tues)	CHRISTMAS

Gillespie County, Texas

2018 SCHEDULED HOLIDAYS		
NEW YEAR'S DAY	MONDAY	JANUARY 01, 2018
MARTIN LUTHER KING DAY	MONDAY	JANUARY 15, 2018
PRESIDENTS' DAY	MONDAY	FEBRUARY 19, 2018
TEXAS INDEPENDENCE DAY	FRIDAY	MARCH 02, 2018
GOOD FRIDAY	FRIDAY	MARCH 30, 2018
MEMORIAL DAY (OBSERVED)	MONDAY	MAY 28, 2018
INDEPENDENCE DAY	WEDNESDAY	JULY 04, 2018
GILLESPIE COUNTY FAIR DAY	FRIDAY	AUGUST 24, 2018
LABOR DAY	MONDAY	SEPTEMBER 03, 2018
VETERANS DAY(OBSERVED)	MONDAY	NOVEMBER 12, 2018
THANKSGIVING	THURSDAY & FRIDAY	NOVEMBER 22 & 23, 2018
CHRISTMAS	MONDAY & TUESDAY	DECEMBER 24 & 25, 2018
NEW YEAR'S EVE	MONDAY	DECEMBER 31, 2018
NEW YEAR'S DAY	TUESDAY	JANUARY 01, 2019

Texas Federal and State Holidays 2018

This page contains a calendar of all 2018 federal and state holidays for Texas. These dates may be modified as official changes are announced, so please check back regularly for updates.

Date	Day	Holiday
1 Jan	Mon	New Year's Day
15 Jan	Mon	Martin Luther King Jr. Birthday
19 Jan	Fri	Confederate Heroes Day
19 Feb	Mon	President's Day
2 Mar	Fri	Texas Independence Day
30 Mar	Fri	Good Friday
31 Mar	Sat	César Chávez Day
21 Apr	Sat	San Jacinto Day
28 May	Mon	Memorial Day
19 Jun	Tue	Juneteenth
4 Jul	Wed	Independence Day
27 Aug	Mon	Lyndon B Johnson Day
3 Sep	Mon	Labor Day
11 Nov	Sun	Veterans Day
12 Nov	Mon	Veterans Day Holiday
22 Nov	Thu	Thanksgiving Day
23 Nov	Fri	Thanksgiving Friday
24 Dec	Mon	Christmas Eve
25 Dec	Tue	Christmas Day
26 Dec	Wed	Christmas Holiday

Visit statutes.legis.state.tx.us for the original release.

CITY COUNCIL MEMO

DATE: November 27, 2017

TO: Mayor and City Council

FROM: Kent Myers, City Manager

SUBJECT: Future Council Agenda Items

Summary:

Attached is a preliminary listing of upcoming City Council agenda items for your review and discussion.

Recommendation:

It is recommended that the Council review and discuss the listing of future Council agenda items and provide comments on any changes to this listing.

Background / Analysis:

The City Secretary and City Manager currently maintain a preliminary listing of future agenda items. We plan on including these listings in Council agenda packets so that you can discuss these items and provide us with direction on any changes that you would like to make. For example, there may be a future agenda item that you would like to delay because you will be absent from the meeting that it is scheduled to be discussed. These comments will be very helpful in our future planning for Council agenda preparation.

Attachments:

Listing of Future Agenda Items

The City of Fredericksburg

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Department Approval

City Manager Approval

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CITY COUNCIL MEETING DATES & FUTURE 2017 AGENDA ITEMS - updated 11 - 27
MON 12/18/2017 (Regular)
1. Rezoning - Brian
2. Consider Contract Proposal for Historic Survey
3. Art Guild Building
MON 1/2/2018 (Regular)
1. STR Ordinance
2. Discussion - Future Development of Sports Park
3. Ex Session - Annual Performance Eval City Manager
MON 1/15/18 (Regular)
1.HOT Applications
Special
1. Future Development of Sports Park