



## CITY OF FREDERICKSBURG

### MINUTES OF CITY COUNCIL REGULAR MEETING JANUARY 4, 2021

The City of Fredericksburg City Council met in a regular session on Monday, January 4, 2021, at 6 p.m. This meeting was held remotely via Zoom Teleconferencing. These actions are being taken to mitigate the spread of COVID-19 by avoiding meetings that bring people into a group setting and in accordance with Section 418.016 of the Texas Government Code.

**Members Present:**

Mayor Charlie Kiehne  
Councilmember Jerry Luckenbach  
Councilmember Tom Musselman  
Councilmember Polly Rickert  
Councilmember Bobby Watson

**Members Absent:**

None

**City Staff Present:**

Kent Myers, City Manager  
Clinton Bailey, Assistant City Manager/Director of Public Works and Utilities  
Daniel Jones, City Attorney  
Lynn Bizzell, Fire Chief  
Steve Wetz, Police Chief  
Russell Immel, Director of Information Technology  
Eric Whiting, Information Technology  
Andrea Schmidt, Parks Department Director  
Laura Hollenbeck, Finance Director  
Lea Feuge, Public Information Officer  
Justin Calhoun, Emergency Management Coordinator  
Reagan Rabke, Fire Marshall  
Kris Kneese, Assistant Director of Public Works and Utilities  
Garrett Bonn, Assistant Engineer  
Jennifer Krupa, Special Events Coordinator  
Shelley Goodwin, City Secretary

**1. CALL TO ORDER**

Mayor Kiehne called the regular meeting of the Fredericksburg City Council to order at 6:00 p.m. on Monday, January 4, 2021, via Zoom Teleconference. Mayor Kiehne announced a quorum of the City Council present.

## 2. PLEDGE OF ALLEGIANCE

Mayor Kiehne led the Pledge.

## 3. UPDATE ON CORONAVIRUS (COVID-19) PANDEMIC

Lynn Bizzell, Fire Chief, reported as of 1-4-2021:

| World                     | United States             | Texas                    |
|---------------------------|---------------------------|--------------------------|
| 83,910,386 Positive Cases | 20,558,489 Positive Cases | 1,811,523 Positive Cases |

| Region 8 Counties | Region 8 Total Cases | Region 8 Deaths | Region 8 Active Cases | Region 8 Recovered | Region 8 Pending investigation cases | Region 8 Probable |
|-------------------|----------------------|-----------------|-----------------------|--------------------|--------------------------------------|-------------------|
| 28 out of 28      | 180,727              | 2,471           | 15,103                | 163,162            | 5,077                                | 26,928            |

### COVID-19 totals of the adjacent counties' information (DSHS as of 12-07-2020):

| County           | Cases | Active | Recovered | Fatalities | Probable |
|------------------|-------|--------|-----------|------------|----------|
| Gillespie County | 1,505 | 56     | 1,367     | 23         | 347      |
| Kerr County      | 2,380 | 185    | 2,183     | 36         | 886      |
| Kendall County   | 1,447 | 54     | 1,387     | 33         | 629      |
| Llano County     | 666   | 136    | 517       | 13         | 185      |
| Mason County     | 264   | 68     | 199       | 2          | 84       |
| Blanco County    | 285   | 26     | 252       | 7          | 48       |
| Burnet County    | 1,968 | 180    | 1,759     | 29         | 117      |

### Texas Hospital Data

| Date       | # Patients | Daily Confirmed Cases |
|------------|------------|-----------------------|
| 12-29-2020 | 11,775     | 27,000                |
| 12-30-2020 | 11,992     | 17,500                |
| 12-31-2020 | 12,268     | 14,600                |
| 1-1-2021   | 12,481     | 12,400                |
| 1-2-2021   | 12,319     | 9,000                 |
| 1-3-2021   | 12,563     | 14,500                |
| 1-4-2021   | 12,961     | 15,976                |

Lynn Bizzell, Fire Chief, reported on the following:

- CDC Guidelines
- Social distancing to eliminate community spread
- Good hygiene
- Cover your mouth when you cough
- Do not travel to hot spot areas, if possible
- Avoid crowds of 10 or more.
- FISH currently has 34 positive cases.

- Next testing will occur the week of January 11<sup>th</sup> -15<sup>th</sup>, 2021, at the Pioneer Pavilion from 8 a.m.-4 p.m.
- HCMH currently vaccinating all First Responders and health care workers.

The City Council discussed the tracking, cost, and getting information out to the residents for the vaccines.

#### **4. EMPLOYEE RECOGNITIONS**

Kent Myers, City Manager, provided the following recognitions:

- Thank you for Miguel Contreras, Police Officer, for his professionalism during a traffic stop.
- Thank you for Lea Feuge, Public Information Officer, and her Census Bureau team for their hard work with educating and collecting Census information from residents.

#### **5. PUBLIC COMMENTS**

Mayor Kiehne reviewed the different ways the public could provide comments. He stated the City received one citizen who signed up for verbal comments and three written citizen comments.

Brett Jarvie, who spoke on behalf of Annette Bennett, spoke regarding the virus's science and the mask mandate.

Matt Long, spoke regarding removing the emergency mask mandate. He also spoke regarding the City's proposed Legislative Priorities.

Timothy Riley spoke regarding educating the public on speaking at City Council meetings. He also spoke on supporting the mask mandate.

#### **6. CONSENT**

##### **A. Consider approval of Minutes (Shelley Goodwin, City Secretary):**

##### **i. December 7, 2020, City Council Regular Meeting**

**Motion:** A motion was made by Councilmember Watson, seconded by Councilmember Musselman, to approve the Consent Agenda.

On roll call, the City Council voted:

|                          |     |
|--------------------------|-----|
| Mayor Kiehne             | aye |
| Councilmember Luckenbach | aye |
| Councilmember Musselman  | aye |
| Councilmember Rickert    | aye |
| Councilmember Watson     | aye |

Motion passes unanimously five (5) for, and none (0) opposed.

#### **7. ORDINANCE**

##### **A. Consider, discuss, and take action regarding 2021 Legislative priorities (Kent Myers, City Manager).**

Kent Myers, City Manager, reviewed the 2021 Legislative priorities in the Agenda packet and Councilmember Musselman's priorities.

The City Council discussed the priorities and the need for the Legislation. They requested that both lists be combined and brought back to them for approval on January 19, 2021, City Council Regular Meeting.

**B. Consider, discuss and take action regarding a Citizen Request to be on City Council Agenda to discuss the rescinding of Fredericksburg Declaration of State of Local Disaster and Mask Mandate or establish criteria to be met for the rescinding the same items in the near future (George Studor).**

George Studor provided a PowerPoint presentation regarding the Declaration of State of Local Disaster and Mask Mandate. He requested the City Council rescind the Declaration of State of Local Disaster, Mask Mandate, and establish a hands-off policy concerning COVID-19 guidelines. He also requested the City Council to develop a plan of ending the mandates.

The City Council discussed the presentation.

Councilmember Rickert requested the City place the State and Local Disaster Plan and a Metrics for Emergency Order on a future agenda.

**8. CITY MANAGER REPORT**

**A. Next City Council Work Session**

Kent Myers, City Manager, reviewed the items for the City Council Work Session.

The City Council agreed by consensus to hold the City Council Work Session in February.

**9. ITEMS FOR FUTURE AGENDA**

Kent Myers, City Manager, reviewed the Future Agenda items.

**10. COUNCIL COMMENTS**

Councilmember Rickert thanked George Studor for his presentation. She asked that everyone please be patient while we all work through this virus and all the documentation.

Mayor Kiehne thanked the Fredericksburg High School Class of 2020, they raised over \$10,000 for Project Graduation and could not hold it, so they donated the money to the Food Bank.

**11. EXECUTIVE SESSION**

**The City Council will recess its open meeting and reconvene in Executive Session pursuant to Texas Government Code Sections 551.071 (Consultation with Attorney) and 551.072 (Deliberation Regarding Real Property):**

- A. Consider and discuss the purchase, exchange, lease, or value of real property, located in the vicinity of US 290 E at the Pedernales River crossing, approximately two miles to the east of the City of Fredericksburg (Sec. 551.072), and**

**Motion:** A motion was made by Councilmember Luckenbach, seconded by Councilmember Musselman, to go out of the Regular Session into Executive Session at 7:16 p.m.

On roll call, the City Council voted:

|                          |     |
|--------------------------|-----|
| Mayor Kiehne             | aye |
| Councilmember Luckenbach | aye |
| Councilmember Musselman  | aye |
| Councilmember Rickert    | aye |
| Councilmember Watson     | aye |

Motion passes unanimously five (5) for, and none (0) opposed.

**Motion:** A motion was made by Councilmember Musselman, seconded by Councilmember Luckenbach, to go out of Executive Session into the Regular Session at 7:33 p.m.

On roll call, the City Council voted:

|                          |     |
|--------------------------|-----|
| Mayor Kiehne             | aye |
| Councilmember Luckenbach | aye |
| Councilmember Musselman  | aye |
| Councilmember Rickert    | aye |
| Councilmember Watson     | aye |

Motion passes unanimously five (5) for, and none (0) opposed.

### 13. BUSINESS ITEM

**11. A. Motion:** A motion was made by Councilmember Musselman, seconded by Councilmember Luckenbach, to initiate condemnation proceedings against Arch Ray LLC related to the purchase of a City Water Line Easement on Highway 290E.

On roll call, the City Council voted:

|                          |     |
|--------------------------|-----|
| Mayor Kiehne             | aye |
| Councilmember Luckenbach | aye |
| Councilmember Musselman  | aye |
| Councilmember Rickert    | aye |
| Councilmember Watson     | aye |

Motion passes unanimously five (5) for, and none (0) opposed.

### 14. ADJOURN

**Motion:** A motion was made by Councilmember Watson, seconded by Councilmember Luckenbach, to adjourn the Monday, January 4, 2021, City Council Regular Meeting at 7:46 p.m.

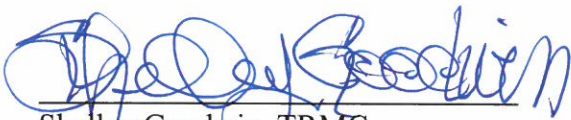
On roll call, the City Council voted:

|                          |     |
|--------------------------|-----|
| Mayor Kiehne             | aye |
| Councilmember Luckenbach | aye |
| Councilmember Musselman  | aye |
| Councilmember Rickert    | aye |
| Councilmember Watson     | aye |

Motion passes unanimously five (5) for, and none (0) opposed.

  
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Charlie Kiehne  
Mayor

ATTEST

  
\_\_\_\_\_  
Shelley Goodwin, TRMC  
City Secretary