

STATE OF TEXAS
COUNTY OF GILLESPIE
CITY OF FREDERICKSBURG

SPECIAL CITY COUNCIL MEETING
JUNE 1, 2015
5:00 PM

On this the 1st day of June, 2015, the City Council of the CITY OF FREDERICKSBURG convened in special session at the Law Enforcement Center, with the following members present to constitute a quorum:

LINDA LANGERHANS - MAYOR
GRAHAM PEARSON - COUNCIL MEMBER
GARY NEFFENDORF - COUNCIL MEMBER
BOBBY WATSON - COUNCIL MEMBER
JERRY LUCKENBACH - COUNCIL MEMBER

ABSENT: NONE

ALSO PRESENT: KENT MYERS - CITY MANAGER
LAURA HOLLENBEAK – DIR OF FINANCE

The meeting was called to order at 5:00 PM.

2016 BUDGET – COUNCIL PRIORITIES AND BUDGET SCHEDULE - Council met to discuss the 2016 Budget Priorities and Schedule. No action was taken.

With no further discussion, Council Member Pearson made a motion to adjourn the meeting at 5:45PM. Council Member Neffendorf seconded the motion. Motion carried.

PASSED AND APPROVED this the 20th day of July, 2015.

SHELLEY BRITTON, CITY SECRETARY

LINDA LANGERHANS, MAYOR

* * * * *

STATE OF TEXAS
COUNTY OF GILLESPIE
CITY OF FREDERICKSBURG

REGULAR CITY COUNCIL MEETING
JUNE 1, 2015
6:00 PM

On this the 1ST day of June, 2015, 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
JERRY LUCKENBACH - COUNCIL MEMBER
GRAHAM PEARSON - COUNCIL MEMBER
BOBBY WATSON - COUNCIL MEMBER
GARY NEFFENDORF - COUNCIL MEMBER

ABSENT: NONE

ALSO PRESENT: KENT MYERS - CITY MANAGER
SHELLEY BRITTON - CITY SECRETARY
PAT McGOWAN - CITY ATTORNEY
CLINTON BAILEY - D.P.W.U.
LAURA HOLLENBEAK – DIR OF FINANCE
RUSSELL IMMEL – IT MANAGER
STEVE WETZ – POLICE CHIEF

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

ORDINANCE ON AMENDMENT TO SUBDIVISION ORDINANCE – TRAILS/SIDEWALK PLAN (2ND READING) - It was moved by Council Member Pearson, seconded by Council Member Luckenbach, to adopt the Ordinance on the Amendment to the Subdivision Ordinance – Trails/Sidewalk Plan as presented. The vote was as follows: AYE: Langerhans, Neffendorf, Watson, Pearson, and Luckenbach; NAY: None. Motion carried.

ORDINANCE 25-007

AN ORDINANCE AMENDING CHAPTER 38, SUBDIVISIONS, OF THE CODE OF ORDINANCES OF THE CITY OF FREDERICKSBURG, ADOPTING A SIDEWALK LOCATION PLAN FOR THE CITY, PROVIDING FOR PARTIAL INVALIDITY, REPEAL OF INCONSISTENT PROVISIONS, ESTABLISHING PENALTIES AND ESTABLISHING AN EFFECTIVE DATE. (Recorded in Ordinance Book)

ORDINANCE ON AMENDMENT TO SOLICITOR ORDINANCES (2ND READING) - It was moved by Council Member Neffendorf, seconded by Council Member Watson, to adopt the Ordinance on the Amendment to the Solicitor Ordinance as presented, effective July 1. The vote was as follows: AYE: Langerhans, Neffendorf, Watson, Pearson, and Luckenbach; NAY: None. Motion carried.

ORDINANCE 25-008

AN ORDINANCE REPEALING ARTICLE II ITINERANT MERCHANTS AND VENDORS AND ARTICLE III CHARITABLE SOLICITATIONS OF CHAPTER 8 BUSINESSES OF THE

CODE OF ORDINANCES OF THE CITY OF FREDERICKSBURG AND ENACTING A REPLACEMENT ARTICLE II PEDDLERS, SOLICITORS AND CANVASSERS, ESTABLISHING REGISTRATION REQUIREMENTS FOR THE SAME, ESTABLISHING PROTECTIONS FOR HOMEOWNERS DESIRING TO AVOID PEDDLERS, SOLICITORS AND CANVASSERS, AMENDING CHAPTER 29 SIGNS SEC. 29-3 DEFINITIONS AND SEC. 29-5 SIGNS EXEMPTED FOR CERTAIN REGULATIONS OF THE SIGN ORDINANCE OF THE CITY OF FREDERICKSBURG, AND ADDING ARTICLE 8.000 FEES FOR PEDDLERS AND SOLICITORS PERMIT TO APPENDIX A PROVIDING FOR PARTIAL INVALIDITY, PROVIDING PENALTIES FOR VIOLATIONS AND PROVIDING AN EFFECTIVE DATE. (Recorded in Ordinance Book)

ORDINANCE GRANTING FEE WAIVERS FOR WORK FORCE AND AFFORDABLE HOUSING (2ND READING) - It was moved by Council Member Pearson, seconded by Council Member Watson, to adopt the Ordinance Granting Fee Waivers for Work Force and Affordable Housing, eliminating the income section, and including a review of this Ordinance in one year . The vote was as follows: AYE: Langerhans, Neffendorf, Watson, Pearson, and Luckenbach; NAY: None. Motion carried.

ORDINANCE 25-009

AN ORDINANCE AMENDING CHAPTER 5, BUILDING AND BUILDING REGULATIONS ARTICLES III SECTION 5-48 PERMITS AND FEES FOR CONSTRUCTION AMENDING SECTION 5-48 (B) AND ADDING SECTION 5-48 (C) AND ARTICLE X IMPACT FEES, AMENDING SECTION 5-290 AND ADDING SECTION 5-291 PAYMENT OF FEES FOR AFFORDABLE HOUSING, AND CHAPTER 38 SUBDIVISION ORDINANCE, SECTION 6 SUBDIVISION DESIGN STANDARDS AMENDING SECTION 6.15 E AND SECTION 6.15 F, PARK AND LAND DEDICATION OF THE CODE OF ORDINANCES OF THE CITY OF FREDERICKSBURG. (Recorded in Ordinance Book)

ORDINANCE AMENDING UTILITY FEE ORDINANCE (1ST READING) - It was moved by Council Member Watson, seconded by Council Member Neffendorf, to waive the second reading and to adopt the Ordinance Amending Utility Fees as presented. The vote was as follows: AYE: Langerhans, Neffendorf, Watson, Pearson, and Luckenbach; NAY: None. Motion carried.

ORDINANCE 25-010

AN ORDINANCE AMENDING CHAPTER 47 – UTILITIES AND ARTICLE 16.000 – WATER AND SEWER RATES AND FEES OF APPENDIX A OF THE CODE OF ORDINANCES OF THE CITY OF FREDERICKSBURG TO AMEND THE METHOD AND CHARGE FOR CONNECTIONS TO THE CITY’S WATER AND SEWER UTILITIES, TO AMEND CONNECTION RATES, TO PROVIDE FOR CODE PUBLICATION, SEVERABILITY, PROVIDE FOR REPEAL OF INCONSISTENT PROVISIONS, ESTABLISH AN EFFECTIVE DATE, AND PROVIDE FOR PENALTIES. (Recorded in Ordinance Book)

FINAL REPORT ON SKATE PARK – Susan Kimbrell presented the Final Report on the Skate Park.

2014 HISTORIC REVIEW BOARD ANNUAL REPORT – Sharon Joseph presented the 2014 Historic Review Board Annual Report, summarizing the activities for the year and activities planned for this year. No action taken.

CONTRACT FOR BREHMER LANE CONSTRUCTION – It was moved by Jerry Luckenbach, seconded by Council Member Watson, to award the contract for the Brehmer Lane Construction Project to Allen Keller Company in the amount of \$379,999. The vote was as follows: AYE: Langerhans, Watson, Pearson, Neffendorf, and Luckenbach; NAY: None. Motion carried.

CONTRACTS FOR LANDFILL CELL 7 CONSTRUCTION AND GEO-SYNTHETICS – It was moved by Council Member Watson, seconded by Council Member Luckenbach, to award the contract for Construction of Cell 7 to 4X Construction Group LLC, and to award the Cell 7 Geo-Synthetics Contract to Environmental Specialties International, Inc. The vote was as follows: AYE: Langerhans, Watson, Pearson, Neffendorf, and Luckenbach; NAY: None. Motion carried.

CONTRACT FOR ARCHITECTURAL SERVICES – Council Member Watson moved, seconded by Council Member Luckenbach, to award the Contract for Architectural Services to RPGA, for a total cost not to exceed \$66,400, to prepare preliminary plans for expansion of City Hall, Central Fire Station, and Police Department. The vote was as follows: AYE: Langerhans, Watson, Pearson, Neffendorf, and Luckenbach; NAY: None. Motion carried.

2015 BUDGET AMENDMENTS – Council Member Watson moved, seconded by Council Member Neffendorf, to approve the 2015 Budget Amendments as presented. The vote was as follows: AYE: Langerhans, Watson, Pearson, Neffendorf, and Luckenbach; NAY: None. Motion carried.

PURCHASE AGREEMENT WITH GILLESPIE COUNTY FOR PROPERTY ON BARON'S CREEK – No action taken.

CITY MANAGER'S REPORT – City Manager Kent Myers reported on (1) Old Fair Park, (2) Charter Review Committee, (3) Employee Recognitions.

PUBLIC COMMENTS – Russ Rose commented on the golf course.

COUNCIL COMMENTS – No comments.

EXECUTIVE SESSION - It was moved by Council Member Luckenbach, seconded by Council Member Neffendorf, to recess the regular session and go into Executive Session at 7:35 PM. All voted in favor and the motion carried. At 8:00, it was moved by Council Member Luckenbach, seconded by Council Member Pearson, to adjourn the Executive Session and reconvene the regular session. All voted in favor and the motion carried.

The following items were discussed in Executive Session:

CONSULTATION WITH ATTORNEY – MASONIC LODGE – No action taken.

CONSULTATION WITH ATTORNEY – PURCHASE OF PROPERTY FROM GILLESPIE COUNTY – No action taken.

With no further discussion, Council Member Luckenbach made a motion to adjourn the meeting at 8:15 PM. Council Member Pearson seconded the motion. Motion carried.

PASSED AND APPROVED this the 20th day of July, 2015.

SHELLEY BRITTON, CITY SECRETARY

LINDA LANGERHANS, MAYOR

* * * * *

**STATE OF TEXAS
COUNTY OF GILLESPIE
CITY OF FREDERICKSBURG**

**REGULAR CITY COUNCIL MEETING
JUNE 15, 2015
6:00 PM**

On this the 15th day of June, 2015, 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:

GRAHAM PEARSON – MAYOR PRO TEM
BOBBY WATSON - COUNCIL MEMBER
JERRY LUCKENBACH - COUNCIL MEMBER
GARY NEFFENDORF - COUNCIL MEMBER

ABSENT: LINDA LANGERHANS - MAYOR

ALSO PRESENT: KENT MYERS - CITY MANAGER
LAURA HOLLENBEAK – DIR OF FINANCE
PAT McGOWAN - CITY ATTORNEY
BRIAN JORDAN – DIR OF DEVELOPMENT SERVICES
STEVE WETZ – CHIEF OF POLICE

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

MINUTES – It was moved by Council Member Luckenbach, seconded by Council Member Neffendorf, to approve the minutes of the May 2015 meetings as presented. All voted in favor and the motion carried.

PUBLIC HEARING ON Z-1506 BY RAY HERRERA TO CONSIDER A (1) LAND USE PLAN CHANGE FROM LOW DENSITY RESIDENTIAL TO COMMERCIAL ON PROPERTIES LOCATED AT 1403 E MAIN ST AND 101 CRISTOL DRIVE, AND (2) CHANGE THE ZONING FROM R-1 SINGLE FAMILY RESIDENTIAL TO C-1 NEIGHBORHOOD COMMERCIAL ON PROPERTY LOCATED AT 101 CRISTOL DRIVE– It was moved by Council Member Pearson, seconded by Council Member Neffendorf, to recess the regular session and open the public hearing on Z-1506 by Ray Herrera to consider a (1) Land Use Plan change from Low Density Residential to Commercial on properties located at 1403 E Main St and 101 Cristol Drive, and (2) change the zoning from R-1 Single Family Residential to C-1 Neighborhood Commercial on property located at 101 Cristol Drive. All voted in favor and the motion carried.

The request was presented by Ray Herrera. Neighbors who spoke in opposition of the request were Chris Schoessow and Christine Wilson.

It was moved by Council Member Luckenbach, seconded by Council Member Pearson, to adjourn the public hearing and reconvene the regular session. All voted in favor and the motion carried.

ORDINANCE RE: Z-1506 – Based on the recommendation of the Planning and Zoning Commission and the staff, it was moved by Council Member Luckenbach, seconded by Council Member Neffendorf, to deny Z-1506 as presented. The vote was as follows: AYE: Neffendorf, Watson, Luckenbach, and Pearson. NAY: None. Motion carried.

PUBLIC HEARING ON Z-1507 BY KEVIN SPRAGGINS ON BEHALF OF WINDCREST DEVELOPMENT GROUP FOR A CONDITIONAL USE PERMIT TO ALLOW A CONVALESCENT SERVICE USE IN THE R-2 MIXED RESIDENTIAL ZONING DISTRICT ON A 4.38 ACRE TRACT OF LAND LOCATED AT THE INTERSECTION OF WINDCREST DRIVE AND POST OAK ROAD - This item was pulled from the agenda.

PURCHASE OF PROPERTY ON FRIENDSHIP LANE – It was moved by Council Member Watson, seconded by Council Member Neffendorf, to authorize the City Manager to sign documents to close the purchase of property on Friendship Lane. The vote was as follows: AYE: Pearson, Neffendorf, Watson, and Luckenbach. NAY: None. Motion carried.

INSURANCE FOR 4TH OF JULY PARADE – Council Member Luckenbach moved, seconded by Council Member Watson, to approve the insurance for the 4th of July Parade in the amount of \$300. The vote was as follows: AYE: Pearson, Neffendorf, Watson, and Luckenbach. NAY: None. Motion carried.

PUBLIC COMMENTS – Comments were received in favor of a new animal shelter.

With no further business, Council Member Watson made a motion to adjourn the meeting at 6:50 PM. Council Member Neffendorf seconded the motion. Motion carried.

PASSED AND APPROVED this the 20th day of July, 2015.

SHELLEY BRITTON, CITY SECRETARY

LINDA LANGERHANS, MAYOR

* * * * *