

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

**REGULAR CITY COUNCIL MEETING
APRIL 1, 2013
7:00 PM**

On this the 1st day of April, 2013, 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:

JERYL HOOVER - MAYOR
TIM DOOLEY - COUNCIL MEMBER
KATHY SANFORD - COUNCIL MEMBER
GRAHAM PEARSON - COUNCIL MEMBER
SCOTT JONES - COUNCIL MEMBER

ABSENT: NONE

ALSO PRESENT: KENT MYERS - CITY MANAGER
SHELLEY BRITTON - CITY SECRETARY
PAT MCGOWAN - CITY ATTORNEY
BRAD KOTT - DIR OF FINANCE
JIMMY ALEXANDER - DIR. OF PARKS & RECREATION
WALTER RAGSDALE - ACTING D.P.W.U.
BRIAN JORDAN - DIR. DEVELOPMENT SERVICES
STEVE WETZ - ACTING CHIEF OF POLICE

The meeting was called to order at 7:00 PM following the Pledge of Allegiance.

FINAL PLANS FOR WAYFINDING PHASE 2 – Council considered their motion from the previous meeting concerning For Profit and Not For Profit entities being listed on the Wayfinding Signs. Following a lengthy discussion, it was moved by Council Member Sanford to rescind the prior motion; motion died for lack of a second.

CITY MANAGER'S REPORT – City Manager Kent Myers reported on (1) rainfall totals and status of city water wells, (2) the proposed 2013-14 Budget Schedule, (3) City Council/ County Commissioners meeting on April 5, and (4) the City Council/Planning & Zoning Commission meeting on April 8.

FUTURE AGENDA ITEMS – No items were discussed.

PUBLIC COMMENTS – No comments received.

COUNCIL COMMENTS – No comments.

With no further discussion, Council Member Dooley made a motion to adjourn the meeting at 7:30 PM. Council Member Pearson seconded the motion. Motion carried.

PASSED AND APPROVED this the 6th day of May, 2013.

SHELLEY BRITTON, CITY SECRETARY

JERYL HOOVER, MAYOR

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

**SPECIAL CITY COUNCIL MEETING
APRIL 1, 2013
7:30 PM**

On this the 1st day of April, 2013, 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:

JERYL HOOVER - MAYOR
TIM DOOLEY - COUNCIL MEMBER
KATHY SANFORD - COUNCIL MEMBER
GRAHAM PEARSON - COUNCIL MEMBER
SCOTT JONES - COUNCIL MEMBER

ABSENT: NONE

ALSO PRESENT: KENT MYERS - CITY MANAGER
PAT MCGOWAN - CITY ATTORNEY
BRAD KOTT - DIR OF FINANCE
JIMMY ALEXANDER - DIR. OF PARKS & RECREATION
WALTER RAGSDALE - ACTING D.P.W.U.
BRIAN JORDAN - DIR. DEVELOPMENT SERVICES
STEVE WETZ - ACTING CHIEF OF POLICE

The meeting was called to order at 7:45 PM.

WORKSHOP: CAPITAL IMPROVEMENT PLAN – Walter Ragsdale, Acting Director of Public Works & Utilities, gave an in depth presentation of the City’s Capital Improvement Plan.

With no further discussion, Council Member Dooley made a motion to adjourn the meeting at 8:45 PM. Council Member Pearson seconded the motion. Motion carried.

PASSED AND APPROVED this the 6th day of May, 2013.

SHELLEY BRITTON, CITY SECRETARY

JERYL HOOVER, MAYOR

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

**SPECIAL CITY COUNCIL MEETING
APRIL 5, 2013
9:00 AM**

On this the 5th day of April, 2013, the City Council of the CITY OF FREDERICKSBURG convened in special session at the Fire Station Training Room, with the following members present to constitute a quorum:

JERYL HOOVER - MAYOR
TIM DOOLEY - COUNCIL MEMBER
KATHY SANFORD - COUNCIL MEMBER
GRAHAM PEARSON - COUNCIL MEMBER
SCOTT JONES - COUNCIL MEMBER

ABSENT: NONE

ALSO PRESENT: KENT MYERS - CITY MANAGER
BRIAN JORDAN - DIR. DEVELOPMENT SERVICES
JOHN CULPEPPER – DIR OF EMERGENCY SERVICES
BRAD KOTT - DIR OF FINANCE
WALTER RAGSDALE - ACTING D.P.W.U.
STEVE WETZ - ACTING CHIEF OF POLICE

The meeting was called to order at 9:00 AM.

JOINT MEETING WITH GILLESPIE COUNTY COMMISSIONERS COURT – Council met in joint session with Gillespie County Commissioners Court, including Judge Stroehrer, Commissioner Ransleben, Commissioner Cameron, Commissioner Schuch, and Commissioner Roeder. Also in attendance were Sheriff Mills and County Auditor Larry Krump.

Items discussed:

- A. Fire and EMS Budget Update
- B. County Jail Facility
- C. Alternate Truck Route
- D. County Courthouse Square Plan
- E. Update from Austin Community College Steering Committee
- F. City Recycling Center

With no further business, Council Member Dooley made a motion to adjourn the meeting at 11:30 AM. Council Member Sanford seconded the motion. Motion carried.

PASSED AND APPROVED this the 6th day of May, 2013.

SHELLEY BRITTON, CITY SECRETARY

JERYL HOOVER, MAYOR

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

**REGULAR CITY COUNCIL MEETING
APRIL 15, 2013
7:00 PM**

On this the 15th day of April, 2013, 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:

JERYL HOOVER - MAYOR
TIM DOOLEY - COUNCIL MEMBER
KATHY SANFORD - COUNCIL MEMBER
GRAHAM PEARSON - COUNCIL MEMBER
SCOTT JONES - COUNCIL MEMBER

ABSENT: NONE

ALSO PRESENT: KENT MYERS - CITY MANAGER
SHELLEY BRITTON - CITY SECRETARY
PAT MCGOWAN - CITY ATTORNEY
BRAD KOTT - DIR OF FINANCE
JIMMY ALEXANDER - DIR. OF PARKS & RECREATION
WALTER RAGSDALE - ACTING D.P.W.U.
BRIAN JORDAN - DIR. DEVELOPMENT SERVICES
STEVE WETZ - ACTING CHIEF OF POLICE

The meeting was called to order at 7:00 PM following the Pledge of Allegiance.

CONSENT AGENDA - It was moved by Council Member Pearson, seconded by Council Member Jones, to approve the consent agenda as follows:

1. TAXI/SHUTTLE PERMIT – MAJESTY TOURS, K. K. WELCH

PUBLIC HEARING Z-1305 BY CYNTERGY ON BEHALF OF WAL-MART AT 1435 E. MAIN ST. FOR AN AMENDMENT TO THE PLANNED UNIT DEVELOPMENT TO PAINT THE BUILDING EXTERIOR NEW COLOR SCHEME AND TO REPLACE EXISTING SIGNS – It was moved by Council Member Dooley , seconded by Council Member Jones, to open the public hearing on Request Z-1305 by Cyntergy on behalf of Wal-Mart at 1435 E.

Main St., for an amendment to the Planned Unit Development to paint the building exterior a new color scheme and to replace existing signs. All voted in favor and the motion carried.

David Skinner of Cyntergy presented the plans, which are primarily interior changes, but include color changes to the building and sign changes. No comments were received.

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

RECOMMENDATION ON REQUEST Z-1305 BY CYNTERGY ON BEHALF OF WAL-MART AT 1435 E. MAIN ST. FOR AN AMENDMENT TO THE PLANNED UNIT DEVELOPMENT TO PAINT THE EXTERIOR NEW COLOR SCHEME AND TO REPLACE EXISTING SIGNS

- It was moved by Council Member Sanford, seconded by Council Member Dooley, to adopt an ordinance to amend the Planned Unit Development (Z-1305) to paint the building exterior a new color scheme and to replace existing signs of Wal-Mart at 1435 E. Main St. The vote was as follows: AYE: Hoover, Sanford, Dooley, Pearson, and Jones, NAY: None. Motion carried.

ORDINANCE NO. 23-005

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF FREDERICKSBURG AND AMENDING THE ZONING CLASSIFICATION OF 23.35 ACRES OF LAND BEING ALL OF THAT CERTAIN TRACT OF LAND AS IS SHOWN ON THE PUD SITE PLAN OF THE SAME DESCRIBED IN ZONING ORDINANCE NO 14-010, FROM PUD COMMERCIAL TO FIRST AMENDED PUD COMMERCIAL. (Recorded in Ordinance Book)

PUBLIC HEARING Z-1306 BY WHATABURGER RESTAURANTS LLC FOR A CONDITIONAL USE PERMIT TO ALLOW A DRIVE THROUGH FACILITY ASSOCIATED WITH A FAST FOOD RESTAURANT IN THE C-2 COMMERCIAL ZONING DISTRICT AT 1301 E MAIN ST.

– Based on the recommendation of the Planning & Zoning Commission, and staff, it was moved by Council Member Dooley, seconded by Council Member Jones, to open the public hearing on Request Z-1306 by Whataburger Restaurants LLC for a Conditional Use Permit to allow a drive through facility associated with a fast food restaurant in the C-2 Commercial Zoning District at 1301 E. Main St. All voted in favor and the motion carried.

With no comments from the public, it was moved by Council Member Dooley, seconded by Council Member Jones, to adjourn the public hearing and reconvene the regular session. All voted in favor and the motion carried.

RECOMMENDATION ON REQUEST Z-1306 BY WHATABURGER RESTAURANTS, LLC, FOR A CONDITIONAL USE PERMIT TO ALLOW A DRIVE THROUGH FACILITY ASSOCIATED WITH A FAST FOOD RESTAURANT IN THE C-2 COMMERCIAL ZONING DISTRICT AT 1301 E MAIN ST.

- It was moved by Council Member Dooley, seconded by Council Member Sanford, to approve Request Z-1306 by

Whataburger Restaurants for a Conditional Use Permit to allow a drive through facility associated with a fast food facility restaurant in the C-2 Commercial Zoning District at 1301 E. Main St. The vote was as follows: AYE: Hoover, Sanford, Dooley, Pearson, and Jones, NAY: None. Motion carried.

ORDINANCE DESIGNATING AUTHORITY OF TRAFFIC ENGINEER FOR ESTABLISHING CERTAIN TRAFFIC CONTROL REGULATIONS - It was moved by Council Member Dooley, seconded by Council Member Pearson, to adopt an ordinance designating a traffic engineer for establishing certain traffic control regulations. The vote was as follows: AYE: Hoover, Sanford, Dooley, Pearson, and Jones, NAY: None. Motion carried.

ORDINANCE NO. 23-006

AN ORDINANCE AMENDING CHAPTER 44 TRAFFIC AND MOTOR VEHICLES OF THE CODE OF ORDINANCES OF THE CITY OF FREDERICKSBURG TO DESIGNATE THE TRAFFIC ENGINEER OF THE CITY OF FREDERICKSBURG AS THE PERSON RESPONSIBLE FOR THE DETERMINING: LOCATIONS FOR THE OPERATION OF VEHICLES UPON THE CITY STREETS OF THE CITY OF FREDERICKSBURG, LOCATIONS FOR THE INSTALLATION AND ERECTION OF TRAFFIC CONTROL DEVICES' SPEED REGULATIONS' AND REGULATIONS FOR STOPPING, STANDING AND PARKING, AMENDING OTHER SECTIONS OF SAID ARTICLE TO CORRESPOND WITH CURRENT PRACTICES AND FOR CORRECTIONS, PROVIDING FOR REPEAL OF INCONSISTENT PROVISIONS, PARTIAL INVALIDITY AND ESTABLISHING AN EFFECTIVE DATE. (Recorded in Ordinance Book)

REQUEST FOR CLOSURE OF ADAMS STREET DURING CRAWFISH FESTIVAL – After hearing comments from representatives of the Fredericksburg Crawfish Festival, and a lengthy discussion between Council and staff, it was moved by Council Member Dooley, seconded by Council Member Jones, to deny the request to close Adam St. during the Crawfish Festival. The vote was as follows: AYE: Hoover, Dooley, and Jones; NAY: Pearson and Sanford. The motion carried.

CITY MANAGERS REPORT – The City Manager reported on (1) the Mid-Year Budget Review underway, (2) the joint City Council/County Commissioners Meeting, (3) the ongoing installation of new water meters, (4) the proposed relocation of Chamber offices

FUTURE AGENDA ITEMS – Wayfinding signs, zoning issues, and a presentation from the Optimist Club will be on an upcoming agenda.

PUBLIC COMMENTS – Russ Rose thanked the City for support (Fire, EMS, and Police) at the Experimental Aircraft Association event the previous weekend; Penny Reeh invited everyone to the candidate's forum sponsored by the Chamber at the Hill Country University Center on April 22, 2013.

COUNCIL COMMENTS – Council Member Jones extended condolences to the Boston area in light of the bombings earlier that day; he also told the Crawfish Festival representatives that Council needed more time to consider their request, but their denial was not a reflection on the event.

Council Member Pearson told Council that he had recently become aware that the City Council and the County Commissioners were now honorary members of the Volunteer Fire Department, and reminded those in attendance that the coming Saturday was the Annual Fish Fry, the fund raiser for the Volunteer Fire Department. Pearson also commented on the ACC Taxation issue, stating that the City Council had taken NO position on the proposal.

EXECUTIVE SESSION - At 8:15 PM, Council Member Dooley made a motion to recess the regular session and go into Executive Session. Council Member Jones seconded the motion, and the motion carried. At 8:52 PM, Council Member Dooley made a motion to adjourn the Executive Session and reconvene the regular session. Council Member Pearson seconded, the motion carried.

Following Executive Session:

REAL PROPERTY - SALE OF LAND - No action taken.

With no further discussion, Council Member Dooley made a motion to adjourn the meeting at 8:53 PM. Council Member Pearson seconded the motion. Motion carried.

PASSED AND APPROVED this the 6th day of May, 2013.

SHELLEY BRITTON, CITY SECRETARY

JERYL HOOVER, MAYOR

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