

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

**REGULAR CITY COUNCIL MEETING  
JANUARY 3, 2012  
7:00 PM**

On this the 3<sup>rd</sup> day of January, 2012, 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:

TOM MUSSELMAN - MAYOR  
TIM DOOLEY - COUNCIL MEMBER  
SCOTT JONES - COUNCIL MEMBER  
GRAHAM PEARSON - COUNCIL MEMBER  
TOMMY SEGNER - COUNCIL MEMBER

ABSENT: NONE

ALSO PRESENT: GARY NEFFENDORF – CITY MANAGER  
PAT MCGOWAN – CITY ATTORNEY  
BRIAN JORDAN – DIR. DEVELOPMENT SERVICES  
PAUL OESTREICH – CHIEF OF POLICE  
BRAD KOTT – DIR OF FINANCE  
CRAIG WALLENDORF – D.P.W.U.

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

**PUBLIC HEARING: TAXATION OF GOODS-IN-TRANSIT** - It was moved by Council Member Dooley, seconded by Council Member Jones, to recess the regular session and open the public hearing on taxation of goods-in-transit. All voted in favor and the motion carried.

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

**POOL RESURFACING** - No action taken; this item will be on the January 19 agenda.

**WATER AND SEWER RATES** - D.P.W.U. Craig Wallendorf presented council with rate increase options for residential and commercial water and sewer customers. Following the discussion, it was moved by Council Member Jones, seconded by Council Member Pearson, to increase residential sewer rates using Option 1 as presented:

Sewer Residential: Gallons Per Month Rate 0-3,000 \$8.25 (minimum billing)  
Over 3,000 \$2.88 (per 1,000 gallons)

The vote was as follows: AYE: Musselman, Dooley, Pearson, and Jones. NAY: Segner. Motion carried. It was moved by Council Member Dooley, seconded by Council Member Jones, to increase sewer commercial rates with Option 1 as presented:

Sewer Commercial: Gallons Per Month Rate 0-3,000 \$12.00  
Over 3,000 \$3.52 (per 1,000 gallons)



The vote was as follows: AYE: Musselman, Pearson, Dooley, Jones, and Segner. NAY: None. Motion carried.

**INCREASE FOR LANDFILL RATES** - It was moved by Council Member Pearson, seconded by Council Member Jones, to increase landfill rate as follows:

Landfill Fees:            Minimum fee - \$10.00  
                                 Per Ton Fee - \$48.00

The vote was as follows: AYE: Musselman, Dooley, Pearson, Jones, and Segner. NAY: None. Motion carried.

**FUTURE AGENDA ITEMS** - Items discussed for January 16, 2012 City Council Meeting are HOT funds, Goods-In-Transit, pool, pool resurfacing, ordinance for water, sewer, and garbage rate increase.

**PUBLIC COMMENT** - Comments were received from Steve O'Brien, Russ Rose, Jerry Farley, Tonya Benson, Kathy Sanford, and Dorothy Jesse.

**COUNCIL COMMENT** Council Member Pearson commented on City Manager Search Committee, Mayor Musselman commented on Coop. Magazine: CTEC Rates going up, City Electric Rates cheap. Council Member Segner echoed Mayor's comments about city employees garbage, electric, water rate, increase for average cost is \$13.20

With no further discussion, Council Member Segner made a motion to adjourn the meeting at 8:50 PM, Council Member Jones seconded the motion. Motion carried.

PASSED AND APPROVED this the 2<sup>nd</sup> day of April, 2012.

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SHELLEY BRITTON, CITY SECRETARY

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TOM MUSSELMAN, MAYOR

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

**SPECIAL CITY COUNCIL MEETING  
JANUARY 10, 2012  
5:30 PM**

On this the 10th day of January, 2012, City Council of the CITY OF FREDERICKSBURG convened in special session at the City Hall meeting room, with the following members present to constitute a quorum:

TOM MUSSELMAN - MAYOR  
GRAHAM PEARSON - COUNCIL MEMBER  
TIM DOOLEY - COUNCIL MEMBER

TOMMY SEGNER - COUNCIL MEMBER  
SCOTT JONES - COUNCIL MEMBER

ABSENT: NONE

ALSO PRESENT: GARY NEFFENDORF - CITY MANAGER  
PAT MCGOWAN - CITY ATTORNEY  
CHUCK ANDERSON, WATERS GROUP

The meeting was called to order at 5:30 PM.

**CITY MANAGER SEARCH COMMITTEE RECOMMENDATIONS** - Council met with City Manager Search Committee members General Mike Hagee, Tim Crenwelge, Case Fisher, James Kemp, Linda Langerhans, Sherman Durst, Jeryl Hoover, and Sharon Joseph. The Committee presented recommendations regarding job description, salary and benefits range, and recruitment brochure.

**RECRUITMENT BROCHURE** - Terms of the recruitment brochure were discussed. No action was taken.

With no further business, it was moved by Council Member Dooley, seconded by Council Member Pearson, to adjourn the meeting at 6:26 PM. All voted in favor and the motion carried.

PASSED AND APPROVED this the 2<sup>nd</sup> day of April, 2012.

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SHELLEY BRITTON, CITY SECRETARY

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TOM MUSSELMAN, MAYOR

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STATE OF TEXAS  
COUNTY OF GILLESPIE  
CITY OF FREDERICKSBURG

REGULAR CITY COUNCIL MEETING  
JANUARY 16, 2012  
7:00PM

On this the 16<sup>th</sup> day of January, 2012, 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:

TOM MUSSELMAN - MAYOR  
TIM DOOLEY - COUNCIL MEMBER  
GRAHAM PEARSON - COUNCIL MEMBER  
TOMMY SEGNER - COUNCIL MEMBER  
SCOTT JONES - COUNCIL MEMBER

ABSENT: NONE

ALSO PRESENT: GARY NEFFENDORF - CITY MANAGER  
PAT MCGOWAN - CITY ATTORNEY  
BRIAN JORDAN - DIR. OF DEVELOPMENT SERVICES  
CRAIG WALLENDORF - D.P.W.U.  
PAUL OESTREICH - CHIEF OF POLICE  
JIMMY ALEXANDER - DIR OF PARKS & RECREATION  
BRAD KOTT - DIR OF FINANCE

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

**MINUTES OF OCTOBER 2011 MEETINGS** It was moved by Council Member Pearson, seconded by Council Member Segner, to approve the October 2011 minutes as presented. All voted in favor and the motion carried.

**PUBLIC HEARING: REQUEST #Z-1109 BY JOSEPH R. MCSPARIN FOR A CONDITIONAL USE PERMIT TO ALLOW CONSUMER REPAIR SERVICES IN A C-1 NEIGHBORHOOD COMMERCIAL ZONING DISTRICT LOCATED AT 904 N. MILAM** - It was moved by Council Member Dooley, seconded by Council Member Jones, to recess the regular session and open public hearing Z-1109 by Joseph McSparin for a Conditional Use Permit to allow Consumer Repair Services in a C-1 Neighborhood Commercial Zoning District located at 904 N. Milam. 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 Segner, to adjourn the public hearing and reconvene the regular session. All voted in favor and the motion carried.

**REQUEST Z-1109** - It was moved by Council Member Jones, seconded by Council Member Segner, to approve Request Z-1109. The vote was as follows: AYE: Musselman, Dooley, Pearson, Jones, and Segner. NAY: None. The motion carried.

**POOL COMMITTEE REPORT** - Council received a report from Pool Committee Members Sherman Durst, Al Carr, David Bullion, and Linda Langerhans. A Public Hearing was set for January 23<sup>rd</sup> at 4:00 PM. at Town Hall.

**BID FOR POOL RESURFACING** - It was moved by Council Member Dooley, seconded by Council Member Pearson, to award the contract for pool resurfacing to Atlantis Pool Plastering,

standard plaster finish, for the amount of \$33,854. The vote was as follows: AYE: Musselman, Dooley, Pearson, Jones, and Segner. NAY: None. The motion carried.

**ORDINANCE IMPLEMENTING RATE INCREASES** – Council Member Pearson proposed an amendment to the residential water rates adopted by City Council during their regular meeting on January 3<sup>rd</sup> 2012. The amended rates proposed were as follows:

Water Residential :	<u>Gallon Usage (per 1,000)</u>	<u>Rate (per 1,000)</u>
	0 (minimum)	\$8.25
	1-10,000	1.75
	10,001-20,000	3.00
	21,001-30,000	5.00
	31,001-40,000	7.00
	41,001-50,000	8.50
	Over 50,000	10.00

It was moved by Council Member Dooley, seconded by Council Member Segner, to approve adopting an ordinance implementing rate increases as amended above and previously presented during the regular meeting on January 3<sup>rd</sup> 2012. The vote was as follows: AYE: Musselman, Dooley, Pearson, Jones, and Segner. NAY: None. The motion carried.

### **ORDINANCE NO. 22-001**

**AN ORDINANCE AMENDING APPENDIX A FEE SCHEDULE ARTICLE 14.000, GARBAGE AND TRASH FEES, ARTICLE 16.000, WATER AND SEWER RATES AND FEES (SPECIFICALLY, SECTIONS 16.300 AND 16.400 AND SECTION 16.500) AND ARTICLE 18.000 FEES FOR SANITARY LANDFILL, ESTABLISHING AN EFFECTIVE DATE, REPEALING INCONSISTENT PROVISIONS, AND PROVIDING FOR PARTIAL INVALIDITY. (Recorded in Ordinance Book)**

**2012 HOTEL OCCUPANCY TAX FUND REQUESTS** - Council received requests for 2012 Hotel Occupancy Tax funds as follows:

1. Fbg Music Club 3,000
2. Optimists/Hill Country Run 7,500
3. Jaycees/Crawfish Festival 5,000
4. Fbg Farmers Market 2,400
5. Hill Country Tractor & Engine Club 3,000
6. Hill Country Film Festival 10,000
7. Vereins Quilt Guild of Fbg 3,000
8. Die Kuenstler von Fredericksburg 2,200

9. Fbg Rotary/Friends of Fbg Nature Center – Wings Over the Hills 3,000
10. Boys & Girls Club – Shopping Tournament 5,000
11. Boys & Girls Club – Golf Tournament 5,000
12. Fbg Theater Company 30,000
13. Admiral Nimitz 125,000
14. GCFFA 40,000
15. Gillespie County Historical Society/Pioneer Museum 133,500
16. Friends of Gillespie County Schools 15,000
17. Fbg Art Guild 4,000
18. Arion Mens Choir 2,500
19. Montabaur Sister City Verein 3,000
20. Ft. Martin Scott Museum Assoc. 10,000
21. Hill Country Wine & Music Festival 15,000
22. Chamber /NIOF 16,000
23. Chamber/St. Nikolausmarkt 8,000
24. 4<sup>th</sup> of July Committee 4,500

No action was taken.

**REQUEST FROM CVB FOR ADDITIONAL FUNDING FOR OPERATING RESERVES** - It was moved by Council Member Dooley, seconded by Council Member Segner, to approve the Convention and Visitor Bureau’s request for additional funding for operating reserves for the amount of \$50,000 presented by Ernie Loeffler. The vote was as follows: AYE: Musselman, Dooley, Pearson, Jones, and Segner. NAY: None. The motion carried.

**CITY/COUNTY CONTRACTS** - It was moved by Council Member Dooley, seconded by Council Member Segner, to approve City/County Contracts, subject to future review. The vote was as follows: AYE: Musselman, Dooley, Pearson, Jones, and Segner. NAY: None. The motion carried.

**FUTURE AGENDA ITEMS** – The following were discussed as future agenda items: City/County Contracts, Special Meetings for January 23<sup>rd</sup> at 7:00PM for the pool, and January 30<sup>th</sup> at 4:00 PM for sidewalk & escrow.

**PUBLIC COMMENT** - Jeryl Hoover thanked all city staff on behalf on the Community Christmas Committee. He also added his thanks for “keeping Constitutional Form of Government alive”. Charles Lang commented on changing stop signs between schools for better traffic flow, and Nancy Battle commented on grants.

**COUNCIL COMMENT** - No comments.

**EXECUTIVE SESSION** - At 9:50 PM, Council Member Dooley made a motion to recess the regular session and go into Executive Session. Council Member Pearson seconded the motion, and the motion carried. At 10:13 PM, Council Member Dooley made a motion to adjourn the Executive Session and reconvene the regular session. Council Member Jones seconded, the motion carried.

Following Executive Session, the following action was taken:

**SALARY INCREASE FOR MUNICIPAL COURT JUDGE AND CITY ATTORNEY** It was moved by Council Member Pearson, seconded by Council Member Dooley, to approve salary increase for Municipal Court Judge and City Attorney at 2 % effective January 1, 2012. The vote was as follows: AYE: Musselman, Dooley, and Pearson. NAY: Segner, and Jones. The motion carried.

With no further discussion, Council Member Jones made a motion to adjourn the meeting at 10:14PM. Council Member Segner seconded the motion. Motion Carried

PASSED AND APPROVED this the 2<sup>nd</sup> day of April, 2012.

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SHELLEY BRITTON, CITY SECRETARY

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TOM MUSSELMAN, MAYOR

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

**SPECIAL CITY COUNCIL MEETING  
JANUARY 23, 2012  
6:00 PM**

On this the 23<sup>rd</sup> day of January, 2012, 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:

- TOM MUSSELMAN - MAYOR
- GRAHAM PEARSON - COUNCIL MEMBER
- TIM DOOLEY - COUNCIL MEMBER
- TOMMY SEGNER - COUNCIL MEMBER
- SCOTT JONES - COUNCIL MEMBER

ABSENT: NONE

ALSO PRESENT: GARY NEFFENDORF - CITY MANAGER

The meeting was called to order at 6:00 PM.

**SALARY ADJUSTMENT FOR MUNICIPAL COURT JUDGE** - It was moved by Council Member Dooley, seconded by Council Member Segner, to raise the salary of the Municipal Court Judge to \$3,015 per month and to take her off city insurance effective February 1<sup>st</sup>. The vote was as follows: AYE: Musselman, Dooley, Pearson, Jones, and Segner. Motion carried.

With no further business, it was moved by Council Member Dooley, seconded by Council Member Jones, to adjourn the meeting at 6:27 PM. All voted in favor and the motion carried.

PASSED AND APPROVED this the 2<sup>nd</sup> day of April, 2012.

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SHELLEY BRITTON, CITY SECRETARY

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TOM MUSSELMAN, MAYOR

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

**SPECIAL CITY COUNCIL MEETING  
JANUARY 23, 2012  
7:00 PM**

On this the 23<sup>rd</sup> day of January, 2012, 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:

TOM MUSSELMAN - MAYOR  
GRAHAM PEARSON - COUNCIL MEMBER  
TIM DOOLEY - COUNCIL MEMBER  
TOMMY SEGNER - COUNCIL MEMBER  
SCOTT JONES - COUNCIL MEMBER

ABSENT: NONE

ALSO PRESENT: GARY NEFFENDORF - CITY MANAGER  
PAUL OESTREICH - CHIEF OF POLICE  
JIMMY ALEXANDER - DIR OF PARKS & RECREATION

The meeting was called to order at 7:00 PM.

**PUBLIC HEARING REGARDING POOL COMMITTEE PRESENTATION** - It was moved by Council Member Jones, seconded by Council Member Dooley, to recess the special session and open the public hearing: Pool Committee Presentation.

Linda Langerhans, Al Carr, and David Bullion gave the presentation on behalf of the pool committee.

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

**POOL COMMITTEE PRESENTATION** - No action taken.

With no further business, it was moved by Council Member Dooley, seconded by Council Member Pearson adjourn the meeting at 8:15 PM. All voted in favor and the motion carried.

PASSED AND APPROVED this the 2<sup>nd</sup> day of April, 2012.

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SHELLEY BRITTON, CITY SECRETARY

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TOM MUSSELMAN, MAYOR

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

**SPECIAL CITY COUNCIL MEETING  
JANUARY 30, 2012  
4:00 PM**

On this the 30<sup>th</sup> day of January, 2012, 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:

- TOM MUSSELMAN - MAYOR
- GRAHAM PEARSON - COUNCIL MEMBER
- TIM DOOLEY - COUNCIL MEMBER
- TOMMY SEGNER - COUNCIL MEMBER
- SCOTT JONES - COUNCIL MEMBER

ABSENT: NONE

- ALSO PRESENT:
- GARY NEFFENDORF - CITY MANAGER
  - JIMMY ALEXANDER – DIR OF PARKS & RECREATION
  - BRIAN JORDAN – DIR OF DEVELOPMENT SERVICES
  - BRAD KOTT – DIR OF FINANCE

The meeting was called to order at 4:00 PM.

**PUBLIC HEARING: POOL COMMITTEE PRESENTATION** - It was moved by Council Member Dooley, seconded by Council Member Pearson, to recess the special session and open the public hearing for the Pool Committee Presentation; all voted in favor and the motion carried.

Linda Langerhans, Pool Committee Chair, presented the Pool Committee’s Proposal to build two pools, projecting costs at \$1,287,583 for Town Pool, and \$1,838,141 for Park Pool.

Comments from the public included those in favor of both pools, and those opposed. Following a lengthy discussion, it was moved by Council Member Pearson, seconded by Council Member Dooley, to adjourn the public hearing and reconvene the special session. All voted in favor and the motion carried.

**CONSULTING FIRM TO ESTIMATE POOL COST AND OPERATING EXPENSES** - It was moved by Council Member Dooley, seconded by Council Member Pearson, to approve \$11,000 for Aquatic Excellence, Ballard & King, and Cooper Constructing to firm up numbers of pool cost and operating expenses. A friendly amendment was moved by Council Member Segner to approve up to \$15,000 for said services; Council Member Pearson seconded. The vote was as follows: AYE: Musselman, Dooley, Pearson, and Segner. NAY: Jones. Motion carried.

With no further business, it was moved by Council Member Jones, seconded by Council Member Segner, to adjourn the meeting at 8:15 PM. All voted in favor and the motion carried.

PASSED AND APPROVED this the 2<sup>nd</sup> day of April, 2012.

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SHELLEY BRITTON, CITY SECRETARY

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TOM MUSSELMAN, MAYOR