STATE OF TEXAS
COUNTY OF GILLESPIE
CITY OF FREDERICKSBURG

REGULAR CITY COUNCIL MEETING
DECEMBER 3, 2011
7:00 PM

On this the 3rd day of December, 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:

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
CRAIG WALLENDORF - D.P.W.U.
BRIAN JORDAN - DIR. DEVELOPMENT SERVICES
STEVE WETZ - ACTING POLICE CHIEF
JIMMY ALEXANDER - DIR OF PARKS & REC
JULI BAHLINGER - COMMUNICATIONS MANAGER

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

UPDATE FROM MORNING ROTARY ON FUND-RAISING AND DEVELOPMENT PLANS FOR PROPOSED SKATE-PARK - Susan Kimbrell from the Morning Rotary Club presented an update on the concept phase, development plans, and fund raising for the proposed skate-park.

RESOLUTION CONCERNING ISSUANCE OF BONDS BY THE FREDERICKSBURG HOSPITAL AUTHORITY - Following a presentation and discussion of the Resolution, it was moved by Council Member Pearson, seconded by Council Member Jones, that the Resolution be finally passed and adopted in accordance with the City's Home Rule Charter. The vote was as follows: AYE: Hoover, Pearson, Jones, Sanford, and Dooley. NAY: None. Motion carried.

RESOLUTION

RESOLUTION CONCERNING THE USE OF THE PROCEEDS OF BONDS ISSUED BY THE FREDERICKSBURG HOSPITAL AUTHORITY TO FINANCE CERTAIN COSTS RELATING TO THE ACQUISITION OF THE HILL COUNTRY MEMORIAL HOSPITAL AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION

WHEREAS, the Fredericksburg Hospital Authority (the "*Issuer*") was created by the City of Fredericksburg, Texas (the "*City*") pursuant to the provisions of Chapter 262 of the Texas Health and Safety Code, as amended (the "*Act*"), by Ordinance No. 22-023 adopted by the Council on August 27, 2012;

WHEREAS, it has been proposed that the Issuer issue its (I) (Hill Country Memorial Hospital) Secured Mortgage Bonds, Senior Series 2012A in the principal amount not to exceed $8,000,000 (the "*Series 2012A Bonds*") to be sold to Broadway National Bank (the "*Bank*") and (ii) (Hill Country Memorial Hospital) Secured Taxable Bonds, Subordinate Series 2012B in the principal amount not to exceed $72,000,000 to be placed with Hill Country Memorial Hospital, a Texas non-profit corporation ("*HCMH*"), to purchase HCMH's existing hospital facilities (the "*Hospital*") pursuant to the Act and Chapter 223 of the Texas Health and Safety Code, as amended;

WHEREAS, pursuant to section 147(f) of the Internal Revenue Code of 1986, as amended (the "*Code*"), the Issuer has conducted a public hearing (the "*Hearing*") following reasonable public notice with respect to the Series 2012A Bonds and the captioned project and has presented to the City Council (the "*City Council*") of the City a summary of the proceedings from the Hearing;

WHEREAS, in order to satisfy the requirements of section 147(f) of the Code, it is necessary for the City Council or the Mayor of the City, as the chief executive officer of the City, to approve the Series 2012A Bonds after the Hearing has been held;

WHEREAS, it is deemed necessary and advisable that this Resolution be adopted;

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FREDERICKSBURG, TEXAS THAT:

Section 1. This Resolution is adopted for the purpose, and only for such purpose, of satisfying the conditions and requirements of section 147(f) of the Code and the regulations promulgated thereunder.

Section 2. The City Council hereby authorizes the receipt and acceptance of the summary of the proceedings from the Hearing and hereby approves the Series 2012A Bonds, which are to be issued in the maximum aggregate principal amount not to exceed $8,000,000 and the use of the proceeds of which will be used to acquire the Hospital, pursuant to section 147(f) of the Code.

Section 3. This approval is in accordance with the provisions of section 147(f) of the Code, and is not to be construed as an undertaking by the City, and the Bonds shall never constitute an indebtedness or pledge of the City within the meaning of any constitutional or statutory provision, and the owners of the Bonds shall never be paid in whole or in part out of any funds raised or to be raised by taxation or any other revenues of the City. Additionally, the City grants its authorization and approval with the condition that it does not represent or guarantee that the provisions of said section 147(f) have been satisfactorily fulfilled or that the bonds issued by Issuer meet any of the other requirements of the Internal Revenue Code relating to tax-exempt bonds.

Section 4. The Mayor and each Council member of the City are hereby authorized, jointly and severally, to execute and deliver such endorsements, instruments, certificates, documents, or papers necessary and advisable to carry out the intent and purposes of this Resolution.

Section 5. This Resolution shall take effect immediately from and after its adoption.

PASSED, APPROVED AND ADOPTED on the 3RD day of December, 2012.

CITY OF FREDERICKSBURG, TEXAS

/s/ Jeryl Hoover, Mayor

ATTEST:

/s/ Shelley Britton, City Secretary

PAY INCREASE FOR JUDGE HEUPEL - Judge Spisak was on hand to present her request for a pay increase for Judge Heupel from $25 per hour to $35 per hour. The vote was as follows: AYE: Hoover, Pearson, Jones, Sanford, and Dooley. NAY: None. Motion carried.

EDC BOARD APPOINTMENTS - It was moved by Council Member Dooley, seconded by Council Member Sanford, to approve the reappointment of Britt Pounds and the appointment of Donna Strickland, for two year terms, as presented. The vote was as follows: AYE: Hoover, Pearson, Jones, Sanford, and Dooley. NAY: None. Motion carried.

2013 HOLIDAY SCHEDULE - It was moved by Council Member Dooley, seconded by Council Member Jones, to adopt the 2013 Holiday Schedule as presented:

JAN 1 (TUES)	NEW YEARS DAY
MARCH 29 (FRI)	GOOD FRIDAY
MAY 27 (MON)	MEMORIAL DAY
JUL 4 (THURS)	INDEPENDENCE DAY
AUG 23 (FRI)	FIRST DAY OF FAIR (½ DAY)
SEP 2 (MON)	LABOR DAY
NOV 11 (MON)	VETERANS DAY
NOV 28 &29 (THU & FRI)	THANKSGIVING
DEC 24 & 25 (TUES & WED)	CHRISTMAS

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

CITY MANAGER'S REPORT - City Manager's report included (1) Employee Recognition, (2) Development Plan Review Process, (3) Update to Subdivision Regulations, and (4) Pool Improvements.

FUTURE AGENDA ITEMS - None.

PUBLIC COMMENT - Penny Reeh gave an update on the upcoming Christmas Parade, and Karen Lochte Watson commented on a proposed condominium project on Ufer St.

COUNCIL COMMENT - Graham Pearson commented on the Fredericksburg Volunteer Fire

Department's float.

With no further discussion, Council Member Jones made a motion to adjourn the meeting at 8:30 PM. Council Member Sanford seconded the motion. Motion carried.

PASSED AND APPROVED this the 7th day of January, 2013.

SHELLEY BRITTON, CITY SECRETARY

JERYL HOOVER, MAYOR

* * * * * * * * * * * * *

STATE OF TEXAS
COUNTY OF GILLESPIE
CITY OF FREDERICKSBURG

REGULAR CITY COUNCIL MEETING
DECEMBER 17, 2012
5:00 PM

On this the 17th day of December, 2012, City Council of the CITY OF FREDERICKSBURG convened in regular session at, 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
CRAIG WALLENDORF - D.P.W.U.
ALAN SAENGER - ASST. D.P.W.U.
LEA FEUGE - ENGINEERING TECHNICIAN
BRIAN JORDAN - DIR. DEVELOPMENT SERVICES
BRAD KOTT - DIR OF FINANCE
STEVE WETZ - ACTING POLICE CHIEF

The meeting was called to order at 5:00 PM following the Pledge of Allegiance. A moment of silence was observed for the victims of the school shooting in Newtown, Connecticut.

AWARD BID ON AUSTIN ST BRIDGE - No action taken.

AWARD BID ON WAYFINDING PROJECT - Brian Jordan presented the bids for Phase 2 of the Welcoming and Guiding Signage Enhancement Project (Wayfinding). It was moved by Council Member Sanford, seconded by Council Member Dooley, to award the Base Fabrication Bid for $260,782 along with Add Alternate No 3 for $9,250 for a total of $270,032. The vote was as follows:
AYE: Hoover, Dooley, Sanford, Pearson, and Jones. NAY: None. Motion carried.

VARIANCE (P-1214) TO SECTION 38-14A OF THE SUBDIVISION ORDINANCE RELATING TO PAVEMENT WIDTH ON EXISTING STREETS REGARDING A RE-SUBDIVISION OF LOT NO 2, KLETT SUBDIVISION - Neal Reeh was on hand to represent the applicant in the variance request for Lot 2, Klett Subdivision. It was moved by Council Member Dooley, seconded by Council Member Jones, to approve the request as presented. The vote was as follows: AYE: Hoover, Dooley, Sanford, Pearson, and Jones. NAY: None. Motion carried.

DISTRIBUTED GENERATION ORDINANCE - It was moved by Council Member Jones, seconded by Council Member Pearson, to adopt the Distributed Generation Ordinance as presented.

ORDINANCE NO. 22-031

AN ORDINANCE ADDING SECTION 47-239 TO ARTICLE VI, ELECTRIC LIGHT AND POWER DISTRIBUTION SYSTEM, OF THE CODE OF ORDINANCES OF THE CITY OF FREDERICKSBURG ESTABLISHING THE REQUIREMENTS FOR INTERCONNECTION AND PARALLEL OPERATION OF DISTRIBUTED GENERATION FACILITIES WITHIN THE CITY OF FREDERICKSBURG ELECTRIC SYSTEM AND PROHIBITING INTERCONNECTION AND/OR PARALLEL OPERATION OF DISTRIBUTED GENERATION WITHOUT COMPLIANCE WITH THIS ORDINANCE AND ESTABLISHING PENALTIES FOR FAILURE TO COMPLY PROVIDING FOR A PENALTY OF NOT MORE THAN $1,000 PER VIOLATION. (Recorded in Ordinance Book)

AGREEMENT WITH TEXAS FIRST GROUP FOR AN ACTING PUBLIC WORKS DIRECTOR - Don Davis of Texas First Group was on hand to answer questions regarding a potential agreement with Texas First Group for an Acting Pubic Works Director. It was moved by Council Member Dooley, seconded by Council Member Sanford, to approve an Agreement for an Acting Pubic Works Director with Texas First Group. The vote was as follows: AYE: Hoover, Dooley, Sanford, Pearson, and Jones. NAY: None. Motion carried.

CITY MANAGER'S REPORT - (1) Changes to Council Agenda Format, (2) LCRA Rates and Resources Committee (3) Utility Rate Study (4) Holiday Schedule (5) Gillespie County Justice Center (6) Employee Recognition.

FUTURE AGENDA ITEMS - None.

PUBLIC COMMENT - None.

COUNCIL COMMENT - Kathy Sanford commented on the recycling committee.

EXECUTIVE SESSION - At 6:30 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 7:32 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, the following action was taken:

CITY ATTORNEY EVALUATION – It was moved by Council Member Pearson, seconded by

Council Member Jones, to approve the request as presented, which included a $500/month increase for Debbi McCurdy, 3% increase for Pat McGowan, and a 3% increase in the hourly rate to $128.75. The vote was as follows: AYE: Hoover, Dooley, Sanford, Pearson, and Jones. NAY: None. Motion carried.

CITY MANAGER EVALUATION - It was moved by Council Member Pearson, seconded by Council Member Dooley, to approve a 2 ½ % salary increase plus a 2 ½% retirement increase for the City Manager. The vote was as follows: AYE: Hoover, Dooley, Sanford, Pearson, and Jones. NAY: None. Motion carried.

With no further discussion, Council Member Dooley made a motion to adjourn the meeting at 7:35 PM. Council Member Jones seconded the motion. Motion carried.

PASSED AND APPROVED this the 7th day of January, 2013.

SHELLEY BRITTON, CITY SECRETARY

JERYL HOOVER, MAYOR

* * * * * * * * * * * * *