

# CITY OF FREDERICKSBURG

## MINUTES OF CITY COUNCIL REGULAR MEETING APRIL 4, 2022

The City of Fredericksburg City Council held their regular session on Monday, April 4, 2022 at 6 p.m. This meeting was held in person at the Law Enforcement Center and live streamed on the Fredericksburg YouTube Channel.

### **Members Present:**

Mayor Charlie Kiehne  
Councilmember Jerry Luckenbach  
Councilmember Tom Musselman  
Councilmember Bobby Watson  
Councilmember Kathy O'Neill

### **Members Absent:**

No one was absent.

### **City Staff Present:**

Kent Myers, City Manager  
Clinton Bailey, Assistant City Manager/Director of Public Works and Utilities  
Daniel Jones, City Attorney  
Steve Wetz, Police Chief  
Brian Vorauer, Patrol Lieutenant  
Eric Whiting, Information Technology Director  
Lea Feuge, Public Information Officer  
Andrea Schmidt, Parks Director  
Anna Hudson, Historic Preservation Officer  
Leslie Ball- Embrey, Administrative Assistant  
Jennifer Krupa, City 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, April 4, 2022.

### **2. INVOCATION**

Constable Ken Moore, resident, led the Invocation.

### **3. PLEDGE OF ALLEGIANCE**

Dr. Jim Linley led the Pledge of Allegiance.

### **4. PROCLAMATION**

Mayor Kiehne read and presented the Proclamation to Les Metzler. He proclaimed April 10-16, 2022 as National Public Safety Telecommunicators Week

## **5. EMPLOYEE RECOGNITIONS**

Kent Myers, City Manager, stated he had received the following recognitions:

- Shelley Goodwin, City Secretary, for receiving her Certified Municipal Clerk with Institute of International Municipal Clerk.
- Chase Moore, Police Officer for going above and beyond during a rescue a local resident.
- Teamwork with Leslie Ball-Embrey, Rebekka Goff, Michael Rhodes and Adrian Flores during the shredding of 2,400 pounds of documents with expired retention schedules.
- Finance Department for receiving Government Finance Officers Associations Award.
- Developments Services for their hard work with getting STRs set up on Granicus

## **6. PUBLIC COMMENTS ON ITEMS ON THE AGENDA**

Mayor Kiehne announced that the City Council had received 1 written comment.

Jason Lutz, City resident, thanked the City employees, City Councilmembers, and residents for his time with the City.

Jeannette Hormuth, City resident, spoke regarding hiring a City Manager.

## **7. CONSENT**

**THE FOLLOWING ITEMS MAY BE ACTED UPON IN A SINGLE MOTION. NO SEPARATE DISCUSSION OR ACTION ON ANY OF THESE ITEMS WILL BE HELD UNLESS PULLED AT THE REQUEST OF A MEMBER OF CITY COUNCIL.**

- A. Consider approval of City Council Minutes for March 21, 2022 Regular Meeting**
- B. Consider the approval of a request from the Kraut Run event coordinator to close W. Travis St. from N. Crockett to N. Adams from 6 a.m. to 12 p.m. on Saturday, October 1, 2022.**
- C. Consider the approval of a request from the Oktoberfest event coordinator for the following:**
  - i. The complete closure of Adams Street between Main and Austin beginning on Wednesday, September 28, 2022, at 7 a.m. through Monday, October 3, 2022, at 3 p.m.**
  - ii. The complete closure of Austin Street between Crockett and Adams beginning Thursday, September 29, 2022, at 7 a.m. until Monday, October 3, 2022, at 12 p.m.**
  - iii. The use of the parking on Crockett Street across from City Hall and next to Broadway Bank beginning on Friday, September 30, 2022, at 5 p.m., until Sunday, October 2, 2022, at 8 p.m.**
  - iv. The use of the drive-in bay area behind City Hall Annex 1 (corner of Crockett & Austin Street) beginning Friday, September 30, 2022, at 5 p.m., until Sunday, October 2, 2022, at 10 p.m.**
- D. Consider the approval of a request from the Fredericksburg Food and Winefest event coordinator to close parking lane and one southbound lane of Adams Street adjacent to Marktplatz between Main Street and Austin Street beginning on Thursday, October 20, 2022, at 7 a.m. until Monday, October 24, 2022, at noon.**
- E. Consider the approval of a request from the Craft Beer Festival event coordinator to close the parking lane and one southbound lane adjacent to Marktplatz on Adams**

**Street beginning on Friday, June 10, 2022, at 7 a.m. until Monday, June 13, 2022, at noon.**

Kent Myers, City Manager, stated he is obtaining from any discussions related to STR, due to his recent filing of an STR application for his home. He noted Agenda Item 7. A. Minutes involve STRs, so he will not be participating in the Consent Agenda and left the room.

**Motion:** A motion was made by Councilmember Musselman, seconded by Councilmember Luckenbach, to approve Consent Agenda item 6. A.- E. The City Council voted five (5) for, and none (0) opposed. The motion carried unanimously.

## **8. RESOLUTIONS**

- A. Consider the approval of Resolution 2022-06R appointing individuals to fill vacancies in the membership of the City's Planning and Zoning Commission, Historic Review Board, and Zoning Board of Adjustment (Historic Review Board) (to be considered after the Executive Session).**

**Motion:** (Following Executive Session) A motion was made by Councilmember Musselman, seconded by Councilmember Luckenbach, to approve Resolution 2022-06R appointing Amy Slaughter to fill vacancy on the Historic Review Board (created by the resignation of Mike Penick). The City Council voted five (5) for, and none (0) opposed. The motion carried unanimously.

## **9. OTHER ACTION ITEMS AND UPDATES**

- A. Consider approval of the purchase and installation of new Christmas lighting for Marktplatz from Décor IQ for \$110,501.68**

Andrea Schmidt, Park Director, reviewed the history of the lighting on the MarketPlatz and the bid process.

Kent Myers, City Manager, stated the Christmas lights are budgeted from our Tourism Fund.

**Motion:** A motion was made by Councilmember Luckenbach, seconded by Councilmember Watson, to approve the purchase and installation of new Christmas lighting for Marktplatz from Décor IQ for \$110,501.68. The City Council voted five (5) for, and none (0) opposed. The motion carried unanimously.

- B. Consider and receive a report on Fort Martin Scott and the Former Texas Rangers Heritage Center Museum**

This report will be held at another meeting.

- C. Consider and discuss the 2022 Hotel Occupancy Tax (HOT) applications**

The applicants provided a brief statement regarding their applications and events.

Daniel Jones, City Attorney, stated he reviewed the applications and feels they all meet the qualifications.

Kent Myers, City Manager, announced that the City Council will award the HOT funding at their April 18, 2022 Regular Meeting.

## **10. PUBLIC COMMENTS ON ITEMS NOT LISTED ON THE AGENDA.**

Ruben Aguilar, City resident, spoke regarding what is occurring in the United States.

Mo Saiidi, City resident, spoke on behalf of Stoneridge and suggestion for the STR permit.

Tom Marschall, City resident, spoke regarding the City's need for a physical.

MaryLynn Marschall, City resident, spoke regarding the City Council and American Rescue Funds job.

Jeannette Hormuth, City resident, spoke regarding the City Council process and American Rescue Funds.

Isla Rope, City resident, spoke regarding Law Enforcement.

## **11. CITY MANAGER'S REPORT**

### **A. City Council/County Commissioners Meeting-April 26**

Kent Myers, City Manager, reviewed the proposed discussion items for the upcoming City Council/County Commissioners Meeting to be held at 8:30 a.m. on April 26, 2022, in the Fire Training Room:

- Proposed new Fire Station site
- Communication System Fire/EMS technology Plan
- Update on Sports Parks
- Housing Coordinator Report

### **B. Mid-Year Budget Process**

Kent Myers, City Manager, reviewed the budget amendment process and the possible upcoming amendments.

### **C. Granicus STR Services**

Anna Hudson, Historic Preservation Officer, indicated that the City expects to take online payments and reservation beginning Tuesday, April 5, 2022.

### **D. Police Chief Recruitment Process**

Kent Myers, City Manager, reviewed the process for hiring a new Police Chief. He noted there are three in-house applicants. He also stated there would be a Meet and Greet, and the public will have an opportunity to ask questions. This will occur at the Cardinal Room on Monday, April 11, 2022, at 6 p.m.

### **E. Development Services Department Update**

Clinton Bailey, Assistant City Manager/Public Works and Utilities Director, reviewed the projects moving forward and a few projects being delayed until a new director is hired. He noted he is hoping to find a replacement quickly. He also stated he would provide a Plan of assignments for the Department.

## **12. COUNCIL COMMENTS**

Mayor Kiehne thanked everyone for their hard work in making the Touch-a-Truck a successful event.

## **13. ITEMS FOR FUTURE AGENDAS**

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

## **14. EXECUTIVE SESSION**

**The City Council will recess its open meeting and reconvene in Executive Session pursuant to Texas Government Code Section 551.086 (Certain Public Power Utilities: Competitive Matters), (551.074 (Personnel Matters) and Section 551.071 (Consultation with Attorney):**

- A. Consider and discuss assignment of the City's right of first refusal under the GenTex Agreement to LCRA, as a competitive matter related to the City's public power utility (Sec. 551.086), and
- B. Consider and discuss the appointment, evaluation, and/or duties of a public officer or employee, specifically the City Manager (Section 551.074), and
- C. Consider and discuss the appointments to fill vacancy on Historic Review Board (Section 551.074).

**Motion:** A motion was made by Councilmember Musselman, seconded by Councilmember Watson, to go out of the Regular Meeting and into Executive Session at 7:41 p.m. The City Council voted five (5) for, and none (0) opposed. The motion carried unanimously.

**Motion:** A motion was made by Councilmember Watson, seconded by Councilmember Musselman, to go out of the Executive Session and into the Regular Meeting at 8:39 p.m. The City Council voted five (5) for, and none (0) opposed. The motion carried unanimously.

#### 14. BUSINESS ITEM

##### The City Council then took up Agenda Item 8.A.

**Motion:** A motion was made by Councilmember Musselman, seconded by Councilmember O'Neill, to approve the Assignment of the City's Right of First Refusal under the GenTex Agreement to LCRA. The City Council voted five (5) for, and none (0) opposed. The motion carried unanimously.

**Motion:** A motion was made by Councilmember Musselman, seconded by Councilmember O'Neill, to approve the first amendment to the City Manager's Employment agreement with Kent Myers. The City Council voted five (5) for, and none (0) opposed. The motion carried unanimously.

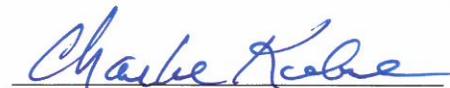
**Motion:** A motion was made by Councilmember Luckenbach, seconded by Councilmember Watson, to approve the Employment Agreement with Clinton Bailey to start as City Manager effective May 1, 2022. The City Council voted five (5) for, and none (0) opposed. The motion carried unanimously.

#### 15. ADJOURN

**Motion:** A motion was made by Councilmember Watson, seconded by Councilmember O'Neill, to adjourn the Monday, April 4, 2022, City Council Regular Meeting at 8:45 p.m. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.



Shelley Goodwin, TRMC  
City Secretary



Charlie Kiehne  
Mayor