

City of Wimberley

221 Stillwater, P.O. Box 2027, Wimberley, Texas 78676

REGULAR CITY COUNCIL MEETING
WIMBERLEY CITY HALL-CITY COUNCIL CHAMBERS
221 STILLWATER DRIVE, WIMBERLEY, TEXAS
SEPTEMBER 2, 2010 6:00 P.M.

AGENDA

CALL TO ORDER: SEPTEMBER 2, 2010 @ 6:00 P.M.

CALL OF ROLL: CITY SECRETARY

INVOCATION

PLEDGE OF ALLEGIANCE/SALUTE TO THE TEXAS FLAG

CITIZENS COMMUNICATIONS:

THE CITY COUNCIL WELCOMES COMMENTS FROM CITIZENS ON ISSUES AND ITEMS OF CONCERN, NOT ON THIS AGENDA. THOSE WISHING TO SPEAK MUST SIGN IN BEFORE THE MEETING BEGINS AND OBSERVE A THREE-MINUTE TIME LIMIT WHEN ADDRESSING COUNCIL. SPEAKERS WILL HAVE ONE OPPORTUNITY TO SPEAK DURING THE TIME PERIOD. SPEAKERS DESIRING TO SPEAK ON AN AGENDA ITEM WILL BE ALLOWED TO SPEAK WHEN THE AGENDA ITEM IS CALLED. INQUIRIES ABOUT MATTERS NOT LISTED ON THE AGENDA WILL EITHER BE DIRECTED TO STAFF OR PLACED ON A FUTURE AGENDA FOR COUNCIL CONSIDERATION.

1. CONSENT AGENDA

THE FOLLOWING ITEMS MAY BE ACTED UPON IN ONE MOTION. NO SEPARATE DISCUSSION OR ACTION IS NECESSARY UNLESS REQUESTED BY A COUNCIL MEMBER OR CITIZEN, IN WHICH EVENT THOSE ITEMS WILL BE PULLED FROM THE CONSENT AGENDA FOR SEPARATE CONSIDERATION.

- (A) APPROVAL OF MINUTES OF THE REGULAR CITY COUNCIL MEETING OF AUGUST 19, 2010
- (B) APPROVAL OF MINUTES OF THE SPECIAL CITY COUNCIL MEETING OF AUGUST 26, 2010
- (C) APPROVAL OF THE JULY 2010 FINANCIAL STATEMENTS FOR THE CITY OF WIMBERLEY

2. PRESENTATION

PRESENTATION ON THE PROPOSED OPERATIONS, MAINTENANCE AND MONITORING MANUAL FOR THE BLUE HOLE REGIONAL PARK. (*DESIGN WORKSHOP AND GREENPLAY LLC*)

3. CITY ADMINISTRATOR REPORT

- STATUS REPORT ON THE EFFORTS UNDERWAY TO SECURE FEDERAL FUNDING FOR THE DOWNTOWN WASTEWATER PROJECT
- STATUS REPORT ON THE LA BUENA VISTA STREET TRAFFIC CONTROL INITIATIVES
- STATUS REPORT ON PREPARATIONS FOR THE UPCOMING SPECIAL ELECTION FOR CITY COUNCIL PLACE TWO ON SEPTEMBER 18, 2010
- STATUS REPORT ON THE OPERATION OF THE BLUE HOLE REGIONAL PARK

4. PUBLIC HEARING AND POSSIBLE ACTION

- (A) HOLD A PUBLIC HEARING ON THE PROPOSED CITY OF WIMBERLEY FISCAL YEAR 2011 BUDGET. (*CITY ADMINISTRATOR*)
- (B) HOLD A PUBLIC HEARING AND CONSIDER APPROVAL OF THE SECOND AND FINAL READING OF AN ORDINANCE OF THE CITY OF WIMBERLEY, TEXAS AMENDING CHAPTER 155 (ZONING) OF THE CODE OF ORDINANCES BY ADDING A NEW SECTION AND CREATING A NEW ZONING CLASSIFICATION TO READ AS FOLLOWS: "§ 155.063 RURAL RETREAT 1; RR-1", IN ORDER TO SPECIFY THE PERMITTED AND CONDITIONAL USES AND DEVELOPMENT STANDARDS RELATED TO SAME; AND PROVIDING FOR THE FOLLOWING: PENALTY; FINDINGS OF FACT; REPEALER; SEVERABILITY; EFFECTIVE DATE; AND PROPER NOTICE AND MEETING. (*CITY ADMINISTRATOR*)
- (C) HOLD A PUBLIC HEARING AND CONSIDER APPROVAL OF THE SECOND AND FINAL READING OF AN ORDINANCE OF THE CITY OF WIMBERLEY, TEXAS, AMENDING CHAPTER 155 (ZONING) OF THE CODE OF ORDINANCES, CERTAIN SUBSECTIONS OF SECTION 155.023 (DISTRICTS ESTABLISHED; DESIGNATION AND REVIEW) IN ORDER TO ADD THE "RURAL RETREAT 1; RR-1" AS A BASE ZONING DISTRICT AND REVISE THE PLANNING AREAS ACCORDINGLY; AND PROVIDING FOR THE FOLLOWING: PENALTY; FINDINGS OF FACT; REPEALER; SEVERABILITY; EFFECTIVE DATE; AND PROPER NOTICE AND MEETING. (*CITY ADMINISTRATOR*)

5. DISCUSSION AND POSSIBLE ACTION

- (A) DISCUSS AND CONSIDER POSSIBLE APPROVAL OF THE PROPOSED *BLUE HOLE REGIONAL PARK OPERATIONS, MAINTENANCE AND MONITORING MANUAL*. (*CITY ADMINISTRATOR*)
- (B) DISCUSS AND CONSIDER POSSIBLE ACTION ON ISSUES RELATING TO THE DEVELOPMENT OF THE FISCAL YEAR 2011 OPERATING BUDGET FOR THE CITY OF WIMBERLEY. (*CITY ADMINISTRATOR; THIS AGENDA ITEM WILL BE DISCUSSED AT 7 P.M.*)
- (C) DISCUSS AND CONSIDER APPROVAL OF A NEW DESIGN FOR THE CITY OF WIMBERLEY WEBSITE. (*CITY OF WIMBERLEY ECONOMIC DEVELOPMENT COMMISSION*)

- (D) DISCUSS AND CONSIDER APPROVAL OF A PROPOSED AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF WIMBERLEY AND HAYS COUNTY FOR ROADWAY MAINTENANCE. (CITY ADMINISTRATOR)
- (E) DISCUSS AND CONSIDER APPROVAL OF A PROPOSAL TO EXTEND THE CITY OF WIMBERLEY'S SOLID WASTE/RECYCLING CONTRACT WITH TEXAS DISPOSAL SYSTEMS. (CITY ADMINISTRATOR)
- (F) DISCUSS AND CONSIDER APPROVAL OF THE CITY OF WIMBERLEY INVESTMENT POLICY. (CITY ADMINISTRATOR)

6. **EXECUTIVE SESSION:**

In accordance with Texas Government Code, Subchapter D, the City Council may convene in a closed session. After the executive session discussion on any of the following items, any final action or vote taken will be in public:

CONSULTATION WITH ATTORNEY REGARDING PENDING LITIGATION IN CAUSE NO. 08-1984, CYNDI BROWN, INDIVIDUALLY VS. CITY OF WIMBERLEY, TOM HALEY, INDIVIDUALLY AND DON FERGUSON, INDIVIDUALLY IN THE 428TH DISTRICT COURT OF HAYS COUNTY, TEXAS AND THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS

7. **CITY COUNCIL REPORTS**

- ANNOUNCEMENTS
- FUTURE AGENDA ITEMS

ADJOURNMENT

THE CITY COUNCIL MAY RETIRE INTO EXECUTIVE SESSION AT ANY TIME BETWEEN THE MEETING'S OPENING AND ADJOURNMENT FOR THE PURPOSE OF DISCUSSING ANY MATTERS LISTED ON THE AGENDA AS AUTHORIZED BY THE TEXAS GOVERNMENT CODE INCLUDING, BUT NOT LIMITED TO, HOMELAND SECURITY PURSUANT TO CHAPTER 418.183 OF THE TEXAS LOCAL GOVERNMENT CODE; CONSULTATION WITH LEGAL COUNSEL PURSUANT TO CHAPTER 551.071 OF THE TEXAS GOVERNMENT CODE; DISCUSSION ABOUT REAL ESTATE ACQUISITION PURSUANT TO CHAPTER 551.072 OF THE TEXAS GOVERNMENT CODE; DISCUSSION OF PERSONNEL MATTERS PURSUANT TO CHAPTER 551.074 OF THE TEXAS GOVERNMENT CODE; DELIBERATIONS ABOUT GIFTS AND DONATIONS PURSUANT TO CHAPTER 551.076 OF THE TEXAS GOVERNMENT CODE; DISCUSSION OF ECONOMIC DEVELOPMENT PURSUANT TO CHAPTER 551.087 OF THE TEXAS GOVERNMENT CODE; ACTION, IF ANY, WILL BE TAKEN IN OPEN SESSION.

CERTIFICATION

I hereby certify the above Notice of Meeting was posted on the Bulletin Board at the Wimberley City Hall on August 25, 2010 at 6:00 p.m.

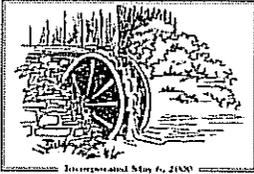


CARA MCPARTLAND, CITY SECRETARY

The City of Wimberley is committed to compliance with the Americans with Disabilities Act.

Reasonable modifications and equal access to communications will be provided upon request. Please contact Don Ferguson, City Administrator, at (512) 847-0025 for information. Hearing-impaired or speech-disabled persons equipped with telecommunication devices for the deaf may call (512) 272-9116 or may utilize the stateside Relay Texas Program at 1-800-735-2988.

City Council Agenda Form



Date Submitted: August 26, 2010

Agenda Date Requested: September 2, 2010

Project/Proposal Title: APPROVAL OF AUGUST
19, 2010 MINUTES OF REGULAR CITY
COUNCIL MEETING

Funds Required:

Funds Available:

Council Action Requested:

- Ordinance
- Resolution
- Motion
- Discussion

Project/Proposal Summary:

Attached are minutes for the August 19, 2010 Regular City Council Meeting for review and consideration.

City of Wimberley
 City Hall, 221 Stillwater
 Wimberley, Texas 78676
Minutes of Regular Meeting of City Council
 August 19, 2010 at 6:00 p.m.

City Council meeting called to order at 6:00 p.m. by Mayor Bob Flocke.

Mayor Flocke gave the Invocation and Councilmembers led the Pledge of Allegiance to the United States and Texas flags.

Councilmembers Present: Mayor Bob Flocke and Councilmembers Charles Roccaforte, Mac McCullough, Bill Appleman, Steve Thurber, and John White.

Staff Present: City Administrator Don Ferguson, City Secretary Cara McPartland, and City Attorney Cindy Crosby.

Citizens Communications

Dr. Jan Strickland of 210 South River thanked Council and presented a petition containing 574 signatures against the closing of Las Flores Road (*attached to these minutes*). She hoped that Council will recognize this petition as an indication of how upset taxpayers are about the privatization of a public asset. She stated that closure transforms the issue from one of public safety to one of equity and taxation. Dr. Strickland felt that closure has simply redirected the traffic problem to another road and another set of citizens, while failing to address the original traffic safety issues directly. She stated that Council may view Las Flores closure as a compromise solution, but the majority of taxpayers consider such closure a capitulation. She hoped that Council will be flexible enough to reconsider this decision and assured that this is not an issue that will go away.

Polly Reynolds of 691 La Buena Vista Drive stated that she was dumbfounded that a group of men elected to serve the citizens and make decisions to take the City into the future decided to spend \$155,000 of taxpayer's money to upgrade a road and then block it off. She felt that a worst decision could not have been made by rerouting traffic to an unsafe road where people speed in front of an elementary school. Ms. Reynolds stated that she will devote her time and energy to changing the face of Council "so we can get some people with real problem solving skills," who care about the majority voice and do not cater to the desires of a select few.

Raul Davila of 35 La Buena Vista stated that the problem is now redirected to La Buena Vista because Las Flores residents won the fight. Mr. Davila recounted a conversation with City Administrator Ferguson, which he felt affirmed the action to close Las Flores Drive, whether or not other residents were in agreement. He stated that now La Buena Vista will get 100% of the traffic, when before closure approximately 85% of cut-through traffic used Las Flores. Mr. Davila asked when speed humps would be installed and City Administrator Ferguson replied that two speed humps are scheduled for installation in September, with the possible addition of two more speed humps, if deemed necessary. In response to Mr. Davila's inquiry about traffic enforcement, City Administrator Ferguson replied that enforcement will be present by the start of

the school year. Mr. Davila felt that La Buena Vista residents will have to undertake the same measures used by Las Flores residents to control traffic.

Madonna Kimball of 6 De Luna stated that she was here tonight to talk about safety, not "this stupid decision that was made." Referring to Councilmember Appleman's prior comments regarding safety, Mrs. Kimball advised that there is a dangerous curve on La Buena Vista, displayed photos illustrating specific safety issues, and asked for Council's reconsideration. She thought that the previously mentioned petition against Las Flores closure and safety concerns should provide enough reasons for Council to revisit this issue.

Donald Black of 38 La Buena Vista believed that a governmental entity's decision to spend money on road projects was for the benefit of all who use public roadways. He conceded the existence of speeding problems on Las Flores Drive, but felt that speeding is a problem on every public road. He stated that blocking off Las Flores does not solve the problem, but moves it to another street that did not get \$150,000 worth of road improvements. Mr. Black equated the Las Flores cul-de-sac to spending the money to build Winters Mill Parkway and blocking it off on one end because cars speed on the bypass. Although it would be publicly accessible, Mr. Black stated that it would not be advantageous to drive on it except for the residents who live on either Las Flores or La Buena Vista. He believed that closing streets to solve speeding will only increase problems on alternate routes. Mr. Black stated that the decision to close Las Flores Drive does not benefit anyone, except for the people who live there, and possibly not all of them.

Jean Veriato of 8 Las Flores commended Council on closing Las Flores, which she felt has helped the neighborhood by lessening traffic and hoped that vehicles will slow down due to the natural bends and future speed humps on La Buena Vista. She stated that closure is going to work by reducing cut-through traffic, and appreciated the benefits to residents. If there is more traffic on FM 2325 and Ranch Road 12 due to the closure, Ms. Veriato stated that drivers will "just have to slow down - they're not going to be able to speed because there's more cars." She said that closure has a lot of benefits and expressed appreciation to Council.

Cliff Strickland of 210 South River referred to a letter dated July 26, 2010 (*attached to these minutes*) and stated that closure of Las Flores is a terrible policy, which has turned a traffic control issue into a property issue. He questioned whether it makes sense to spend \$150,000 on improving a road that is subsequently closed. He felt that a lack of political will led to Council's decisions that only benefitted twelve households. Mr. Strickland noted that he lives on a private street, but pays for it himself and does not ask the taxpayers to maintain it.

Denny McCoy, who works at 151 Las Flores, spoke of his online research of traffic calming devices which yielded voluminous results. He recalled prior comments made at the public meeting held on June 29, 2010 at the Wimberley Community Center, which favored use of devices such as speed humps. He stated that use of traffic calming devices sets a better precedent than closure and encouraged Council to consider the multitude of ideas available that do not include closure as an option.

Rhondda Cotton of 451 La Buena Vista stated that she lives at the end of the "ugliest dead end street I have ever seen." She asked whether the original goal as a community was to control speeding on Las Flores, with some affirmative responses from unidentified audience members. Ms. Cotton said speed humps are the solution. She stated that closure only moves the problem to

La Buena Vista, but does not solve it. Ms. Cotten cited increased school enrollment and feared that traffic problems will increase in other areas such as Jacob's Well Road, where money could have been better spent than for a closed road (Las Flores Drive). She questioned why money was spent for Las Flores improvements, when past speed hump requests were reportedly too costly. Ms. Cotton encouraged Council to consider speed humps as a solution.

1. Consent Agenda

- A. Approval of the minutes of the regular City Council meeting of August 5, 2010.
- B. Approval of a consensus appointment to the City of Wimberley Planning and Zoning Commission. *(Nominees for the position are Beth Mitchell and Barry Tyler)* **(Per Second Addendum to the Regular Agenda – Nominees for the position are Beth Mitchell and Rick Burluson)**

Councilmember Thurber pulled Consent Agenda Item 1B.

Councilmember Thurber moved to approve Consent Agenda Item 1A, as presented. Councilmember Appleman seconded. Motion carried on a vote of 5-0.

Because there are two nominees for the Planning and Zoning Commission consensus position, Mayor Flocke proposed that each member of Council cast a vote for one of the nominees.

In response to Councilmember Thurber, Mayor Flocke replied that Beth Mitchell has not submitted a written application for the consensus position. Rick Burluson's application was distributed to Council prior to the meeting and is attached to these minutes. Councilmember Thurber spoke in support of Rick Burluson and highlighted his background and qualifications.

Mayor Flocke recommended Beth Mitchell as ideal for the position and felt that she would bring a different voice and perspective to the Commission. He stated that all losing candidates were offered the position and Mrs. Mitchell was the only candidate expressing a desire to serve. Mayor Flocke noted that because Mrs. Mitchell currently serves on the Water Wastewater Advisory Board, he did not think an application was necessary.

Councilmember Appleman was pleased that there are two qualified candidates willing to serve on the Planning and Zoning Commission and hoped that at some point both candidates might be able to serve. Because of Mrs. Mitchell's commitment to run for office, Councilmember Appleman favored her appointment and felt she will provide a new perspective for the Planning and Zoning Commission.

Councilmember Roccaforte liked both candidates, but favored Beth Mitchell because he thought highly of her commitment to run for public office.

Councilmember McCullough recognized Beth Mitchell's qualifications, but felt that Rick Burluson is better suited to serve on Planning and Zoning.

Mayor Flocke clarified for Councilmember White the voting procedure for each nominee. He did not express a preference for either nominee.

Councilmember Thurber felt that Rick Burleson is far better qualified for a position on Planning and Zoning and would serve a broader base of the community, not just one side or the other.

Mayor Flocke stated that the consensus appointee should represent a consensus of the Council.

Mayor Flocke called for a vote as follows:

	Vote Cast in Favor of:
Councilmember Roccaforte	Beth Mitchell
Councilmember McCullough	Rick Burleson
Councilmember Appleman	Beth Mitchell
Councilmember Thurber	Rick Burleson
Councilmember White	Beth Mitchell

Beth Mitchell was appointed as the consensus member of the Planning and Zoning Commission in a 3-2 vote.

2. Presentations

- A. Presentation by representative(s) of the Wimberley Independent School District (WISD) on the August 21, 2010 WISD tax rollback election. (*Dwain York, WISD Superintendent*)

Dwain York explained the upcoming August 21st “tax swap” election, which changes the allocations to the Interest and Sinking (I & S) and Maintenance and Operation (M & O) funds, without any increase in the overall tax rate. He detailed reasons supporting the “tax swap” and compared WISD’s low tax rate to surrounding districts. Mr. York noted that increased M & O funds will be allocated strictly for teacher/staff salaries and program enhancement/maintenance. Mr. York offered to answer questions.

WISD Board member Melissa Young added that voting for the “tax swap” does not increase WISD taxes/tax rate and noted that the two-cents (\$.02) that will move from I & S to M & O is not subject to the “Robin Hood” recapture owed to the State of Texas.

Mr. York replied negatively to Sylvia Banks’ inquiry about future tax increases resulting from this “tax swap” election. He reiterated voting times and polling location. Mayor Flocke encouraged everyone to vote and expressed his appreciation to WISD for its contribution to Wimberley.

- B. Presentation by representatives of *Design Workshop* on the *Construction Documentation Phase* of the Blue Hole Regional Park Development Project. (*Steven Spears, Design Workshop*)

Steven Spears reviewed project phasing and reminded that project information may be obtained at www.wimberleybluehole.com. Mr. Spears’ presentation included details on the following:

- Proposed design and site plan
- Cost estimates
- Key project dates

- Bidding process and associated deadlines
- Environmental, community, art, and economic goals

Mr. Spears concluded his presentation by asking for Council's approval of the plans and information in the *Construction Documentation Phase Report* for the Blue Hole Regional Park Development Project.

3. City Administrator Report

This item was heard after Agenda Item 6G.

- Status report on the efforts underway to secure federal funding for the downtown wastewater project

City Administrator Ferguson reported on upcoming meetings and advised that presentation of the City's loan application has been scheduled for September by the Texas Water Development Board.

- Status report on the reconstruction of Las Flores Drive, La Pais Drive, and Palos Verdes Drive

City Administrator Ferguson reported that paving is complete and striping is scheduled to start in about two weeks. Barricades are installed at the cul-de-sac, with landscaping and signage to follow. Two speed humps are to be installed on La Buena Vista Drive in early September. The project has proceeded ahead of schedule and is anticipated to be completed under budget.

- Status report on the FEMA Flood Map Revision Project

City Administrator Ferguson reported on efforts underway to update Hays County floodplain maps to more accurately reflect base floodway/floodplain elevations/limits, pending completion of a regional drainage study. Preliminary FEMA maps are anticipated early next summer.

- Status report on preparations for the upcoming Special Election for City Council Place Two on September 18, 2010

City Administrator Ferguson reported that candidates will be informed of the upcoming formal ballot test. Voting/early voting dates, times, and location were reviewed.

- Status report on the operation of the Blue Hole Regional Park

City Administrator Ferguson reported on season attendance in excess of 13,000 visitors to date, record gate receipts, and decreased season pass issuance. Weekend only hours are in effect as the start of school year approaches. For future seasons, discussion addressed ways to keep the park open every day during the two weeks prior to the start of the school year.

Discussion established that the barricades at the new Las Flores Drive cul-de-sac are permanent, with landscaping to follow. Comments favored presenting the City Administrator's Report earlier in the meeting.

4. Public Hearing and Possible Action

- A. Hold a public hearing and consider approval of an ordinance of the City of Wimberley, amending Section 155 (Zoning), Appendix F, of the Code of Wimberley, designating geographic boundaries for a particular zoning district and classification for property located at 7 Palos Verdes, Wimberley, Hays County, Texas, designating such property from Single Family Residential 2 (R-2) to Single Family Residential 3 (R-3); and providing for the following: delineation on zoning map; severability; effective date and proper notice and meeting. (*Michelle Grace, Applicant*)

This item was heard after Consent Agenda Item 6D.

City Administrator Ferguson reported on the subject property's location, acreage, and current/proposed zoning and uses. He explained the need for proper zoning prior to approval of the accompanying Amending Plat application, which decreases the size of Lot 3, necessitating a zoning change (*see next Agenda Item 4B*). He reported that the Planning and Zoning Commission unanimously recommended approval.

No public comments were heard.

Discussion clarified the purpose of the requested subdivision and the subject property's existing/proposed structures.

Councilmember Appleman moved to approve the item as presented. Councilmember Thurber seconded. Motion carried on a vote of 5-0.

- B. Hold a public hearing and consider approval of an application for an Amending Plat of Lots 2, 3, and 4, Block 2, Woodcreek Section 3, on Palos Verdes Drive, Wimberley, Hays County, Texas, and an associated variance from Section 154.063(C) of the City Subdivision Code requiring lots to be rectangular in size and conform to the average depth to average width ratio. (*Garrett Allen & Michelle Grace, Applicants*)

City Administrator Ferguson displayed the subject property's location, lot configuration, and existing/proposed structures. Although the Amending Plat request could be handled as an administrative matter, he stated that the included variance request requires Council action. It was noted that the Planning and Zoning unanimously recommended approval.

No public comments were heard.

Councilmember Appleman moved to approve the item as presented. Councilmember Thurber seconded. Motion carried on a vote of 5-0.

- C. Hold a public hearing and consider an ordinance approving an application for a conditional use permit submitted by Thomas & Nancy Payte to permit the construction and use of a secondary residential structure on a 5.16 acre tract located at 260 Panther Crossing, Wimberley, Texas, zoned Residential Acreage (RA); and providing for findings of fact; amendment of the zoning district map; repealer; severability; effective

date; proper notice and meeting; and providing for certain conditions. (*Thomas & Nancy Payte, Applicants*)

City Administrator Ferguson reported on the subject property's location, acreage, and the proposed 3,200 square-foot secondary residential structure. He noted that the Planning and Zoning Commission heard no comments on the application and unanimously recommended approval. City Administrator Ferguson displayed the lot configuration, existing/proposed structure location, and site plan.

No public comments were heard.

Councilmember Roccaforte moved to approve the item as presented. Councilmember Appleman seconded. Motion carried on a vote of 5-0.

- D. Hold a public hearing and consider approval of an ordinance of the City of Wimberley amending Ordinance No. ZA-01-023, which designated the geographic boundaries for a Planned Unit Development (PUD) zoning district classification for real property located at 100 W. Spoke Hill Drive, Wimberley, Hays County, Texas, in order to amend the development regulations imposed on such property; and providing for the following: findings of fact; severability; effective date and proper notice and meeting. (*A Yellow Rose, Applicant*)

City Administrator Ferguson provided background information on the original PUD agreement allowing for development of the subject property known as *Blair House Inn*. The applicant wishes to add two (2) 680 square-foot cabins and one (1) 2,200 square-foot single family residence, along with additional parking. It was noted that the revised site plan relocates the placement of potential tennis courts. Since the original 2001 PUD agreement, standard language has been adopted for approved development agreements allowing for administrative approval of minor changes. This standard language is incorporated in the proposed ordinance to allow for administrative approval of any future amendments, if requested. City Administrator Ferguson noted that water service is provided by permitted on-site septic facilities, not by Wimberley Water Supply Corporation, as stated in staff's report. He advised that the Planning and Zoning Commission unanimously recommended approval.

Councilmember Roccaforte recused himself from the meeting at this time due to a possible conflict of interest.

No public comments were heard.

Discussion addressed the possibility of rainwater harvesting and various options for collection.

Councilmember Thurber moved to approve the item as presented. Councilmember Appleman seconded. Motion carried on a vote of 4-0.

Councilmember Roccaforte rejoined the meeting at this time.

- E. Hold a public hearing and consider approval of the first reading of an ordinance of the City of Wimberley, Texas amending Chapter 155 (Zoning) of the Code of Ordinances by

adding a new section and creating a new zoning classification to read as follows: “§155.063 Rural Retreat 1 (RR-1)”, in order to specify the permitted and conditional uses and development standards related to same; and providing for the following: penalty; findings of fact; repealer; severability; effective date; and proper notice and meeting.
(City Administrator)

Councilmember White recused himself from the meeting at this time due to a possible conflict of interest.

City Administrator Ferguson provided background information on development of the draft ordinance, reasoning for creation of an RR-1 zoning district, specific pre-existing, non-conforming uses, extensive Planning and Zoning Commission discussions, and public input. He reported on Planning and Zoning’s August 12th recommendation to approve the new RR-1 zoning district requiring a minimum lot size of twenty (20) acres, prohibiting RR-1 zoning within the Protected Water Overlay District (PWOD), and only allowing RR-1 zoning for properties in Planning Areas I and II. For three specific pre-existing, non-conforming properties (Rio Bonito Resort, 7A Resort, and Rocky River Ranch), Planning and Zoning directed staff to prepare for consideration by the Commission and City Council, City-initiated, modified WPDD agreements at no cost to the subject property owners, which would allow for reasonable growth of the existing operations.

Mayor Flocke called for a brief recess at this time (8:15 p.m.). Mayor Flocke reconvened the meeting at 8:20 p.m.

No public comments were heard.

Rio Bonito Resort owner Cindy Meeks offered to answer questions, if needed.

Planning and Zoning Commissioner Klepfer stated the importance of certain issues such as density controls and emphasized that the modified WPDD agreements with the three previously mentioned resort property owners would be City-initiated at no cost to the applicants (except for pass-through fees). Commissioner Klepfer pointed out specific density control measures proposed in order to protect surrounding residential uses.

Discussion clarified the proposed minimum lot size of twenty (20) acres, established that no opposition to the latest draft ordinance was heard at the Commission’s public hearing, and addressed the need to allow historical uses to continue with reasonable accommodations for expansion. Clarification was provided to Councilmember McCullough on the standards used to determine whether a property is in compliance with regulations relating to buildings in proximity to waterways. In response to Councilmember Thurber, Commissioner Klepfer stated that the Commission will be reviewing definitions such as “bed and breakfast” and “lodging.”

Councilmember McCullough moved to approve the item as presented. Councilmember Thurber seconded. Motion carried on a vote of 4-0.

- F. Hold a public hearing and consider approval of the first reading of an ordinance of the City of Wimberley, Texas amending Chapter 155 (Zoning) of the Code of Ordinances, certain subsections of Section 155.023 (Districts Established; Designation and Review) in

order to add the "Rural Retreat 1; RR-1" as a base zoning district and revise the planning areas accordingly; and providing for the following: penalty; findings of fact; repealer; severability; effective date; and proper notice and meeting. *(City Administrator)*

City Administrator Ferguson explained the need to designate the planning areas where RR-1 zoning would be allowed.

No public comments were heard.

Councilmember Appleman moved to approve the item as presented. Councilmember Thurber seconded. Motion carried on a vote of 4-0.

Councilmember White rejoined the meeting at this time.

5. Ordinances

Consider approval of the second and final reading of an ordinance of the City of Wimberley, Texas, amending Title III (Administration), Section 35.01 (Fee Schedule) of the Code of Ordinances to amend Subsection (D) (Zoning Schedule of Fees) to add an application fee to amend approved Wimberley Planned Development District (WPDD) zoning ordinances; and providing findings of fact, a repealing clause, to provide a savings and severability clause and providing for an effective date. *(City Administrator)*

City Administrator Ferguson explained that currently an applicant is required to pay the same fee for a WPDD amendment, however minor, that is required for an initial WPDD application, which can sometimes exceed \$1,000. In the interest of fairness and affordability, City Administrator Ferguson recommended establishment of a flat \$500 fee for amendments, with the applicant assuming the standard responsibility for paying any pass-through engineering/legal fees.

Councilmember Thurber moved to approve the item as presented. Councilmember White seconded. Motion carried on a vote of 5-0.

6. Discussion and Possible Action

- A. Discuss and consider approval of the plans and information in the *Construction Documentation Phase Report* for the Blue Hole Regional Park Development Project. *(City Administrator)*

This item was heard after Agenda Item 2B.

Councilmember Thurber moved to approve the item as presented. Councilmember Appleman seconded. Motion carried on a vote of 5-0.

- B. Discuss and consider approval of a contract law enforcement program for the City of Wimberley and authorizing the transfer of an amount not to exceed \$1,500 from the City of Wimberley Fund Balance for the purpose of funding such a program and amending the

Fiscal Year 2010 City of Wimberley General Fund Budget to reflect the transfer and expenditures. (*City Administrator*)

This item was heard after Agenda Item 5.

City Administrator Ferguson explained the proposal to use off-duty, contract Hays County Sheriff's Office (HCSO) deputies to patrol Wimberley streets. Deputies would be available to enforce ordinances such as noise and fireworks regulations, but the primary focus will be on traffic enforcement. He stated that off-duty deputies would work twelve (12) hours per week in four (4) hour shifts at a rate of \$25 per hour, with no charge for vehicles. Citations issued under the program would be processed in the City of Wimberley Municipal Court.

In response to Gary Callon's inquiry about the need for additional law enforcement, Mayor Flocke stated that the City needs to have the ability to concentrate patrol officers at dedicated problem areas during specific times. In contrast to Bill Wilson's previous comments about lack of response from HCSO, Mr. Callon stated that upon request HCSO has responded promptly with several deputies.

In response to Councilmember Thurber, City Administrator Ferguson replied that contract personnel will be in place for school-related traffic enforcement in early September. Councilmember Appleman thanked Councilmember McCullough for suggesting contract law enforcement as an economical option, but cautioned against giving the impression to the public that contract deputies on a limited schedule can provide on-demand service. City Administrator Ferguson concurred and clarified that the focus of this program is traffic enforcement, not for 911 emergency calls, which should be handled by HCSO, not City Hall.

Councilmember Appleman moved to approve the item as presented. Councilmember Appleman seconded. Motion carried on a vote of 5-0.

C. Discuss and consider approval of a proposal to extend the City of Wimberley's solid waste/recycling contract with Texas Disposal Systems (TDS). (*City Administrator*)

City Administrator Ferguson presented details on two propositions including information on single stream recycling, residential/commercial collection, containers, rates, and optional services such as curbside bulky waste collection and periodic city-wide clean-ups with manned drop sites. (*Proposals from TDS are attached to these minutes.*) Rates for voluntary participation versus mandatory collection were compared, with a \$1 decrease in mandated monthly service. The key difference between the two propositions is in the size of the containers to be provided for single stream residential recycling.

TDS representative Rick Fraumann thanked Council for the opportunity to serve Wimberley and spoke of increasing customer requests for enhanced recycling services. He invited Council and staff to tour TDS' new Creedmoor recycling facility set to open October 1, 2010. Mr. Fraumann noted primary differences between the two propositions. For commercial customers, Mr. Fraumann stated that as recycling increases, the amount of waste collected and associated cost decreases.

Discussion addressed the need for public education, discount programs, impact on specific customers, compaction, bulky waste collection options, recycling incentives, commercial versus residential rates, mandatory participation and associated cost control, advantages of single stream recycling, "pay as you throw" fees, "green waste" and composting, and need for public input before deciding on mandating service.

It was agreed to continue this item in order to obtain public input. No vote was taken.

- D. Discuss and consider possible approval of a proposed Fiscal Year 2011 Work Plan and Budget for the Wimberley Wastewater Treatment Plant System serving the Deer Creek Rehabilitation Center. (*City Administrator*)

This item was heard after Agenda Item 6F.

Guadalupe Blanco River Authority (GBRA) Division Manager Darel Ball introduced other GBRA representatives and provided details on the plant's maintenance program, noise abatement, revenues/expenditures, unit cost rate decrease, and specific budget line items. City Administrator Ferguson advised that the Water Wastewater Advisory Board unanimously recommended approval of the Fiscal Year 2011 Work Plan and Budget.

Councilmember Thurber moved to approve the item as presented. Councilmember White seconded. Motion carried on a vote of 5-0.

- E. Discuss and consider possible action on issues relating to the development of the Fiscal Year 2011 Operating Budget for the City of Wimberley (*City Administrator; this agenda item will be discussed at 7 p.m.*)

This item was heard after Agenda Item 8.

City Administrator Ferguson reviewed the budget process and Mayor Flocke advised that the proposed balanced budget has been filed with City Secretary. Specifics of revenues/expenditures included:

- Total balanced budget in the amount \$964,838
- Drainage/roadway improvements
- Sidewalk engineering/construction
- Wimberley Community Center (WCC) operations
- Contract law enforcement
- Final phase of the boundary survey
- Road maintenance reserve transfer
- Contract sanitarian
- "Y" park initial development
- Fireworks display
- Revenue projections, including sales taxes, franchise fees, development fees, WCC fees, and municipal court fines
- Possible mandatory solid waste collection in order to increase franchise revenue
- Budget decrease of approximately fourteen percent (14%) from FY 2010

- Public safety expenditures relating to critical drainage repairs, roads maintenance, and contract law enforcement

Mayor Flocke asked that Council forward any budget suggestions to City Administrator Ferguson.

Margie Loving of 241 Dobie Drive requested repairs/sidewalks for River Road and felt that walking and driving is dangerous. Mayor Flocke noted that sidewalks along Oak Drive to the Square are included in the proposed budget.

Dorothea Dare requested sidewalks along River Road between Ranch Road 12 and Lange Road to improve pedestrian mobility and wheelchair accessibility. City Administrator Ferguson directed Council's attention to a petition for installation submitted by Ms. Dare in support of sidewalks for Wimberley (*attached to these minutes*).

Ron Freeman offered to help with the budget process, suggested beginning the process earlier, and recommended the inclusion of a balance sheet in the budget. He advocated a strategic plan for the Wimberley Community Center, which includes a projection of activities for three to five years that is used to evaluate the City's decisions such as hiring of WCC personnel, rental/fee policy, and marketing.

Planning and Zoning Commissioner David Glenn distributed a statement (*attached to these minutes*) which stressed the need to investigate alternative sources of income. He cited specific expenditures and revenue sources. Commissioner Glenn urged Council to pursue a public process that will review and evaluate alternate sources of income such as ad valorem or other taxes; fees per person/household/property; districts that extend representation and funding beyond city limits; possible merger/cost sharing with City of Woodcreek; and, any other viable options.

Bill Wilson, manager of a local RV park, suggested traffic enforcement concentrated in the area of the former Baptist church site at Old Kyle Road and FM 3237 and pointed out specific safety issues at that intersection. Mr. Wilson cited lack of response and questioned the ability of Hays County Sheriff's Office to provide prompt local enforcement due to limited staff.

Councilmember Appleman felt that the City must appropriate revenues in an amount adequate to maintain roads as a basic service of primary importance. He stated that the problem is limited revenue sources and questioned the fairness of asking citizens to pay more taxes. Councilmember Appleman thanked City Administrator Ferguson and the Transportation Advisory Board (TAB) for developing a ten-year capital improvement plan for roads, but preferred a five-year timeline. Unless adequate expenditures are made for street improvements, he cautioned that the current ten-year plan could turn into an unacceptable forty-year plan.

If Council desires to add expenditures to the budget, Mayor Flocke noted that such expenditures should be accompanied by corresponding cuts in other areas.

Referring to Commissioner Glenn's prior statement regarding alternate revenue sources, Dorothea Dare asked for information on the types of fees proposed. Mayor Flocke advised Ms. Dare to get clarification from Commissioner Glenn after the meeting.

As a suggested alternate revenue source, Planning and Zoning Commissioner Lila McCall stated that a "comfort fee" (as opposed to "tax") of possibly \$50 to \$75 per household could be imposed in order for the City to float a bond issue.

It was agreed that a special budget workshop will be needed. No action was taken on this item.

- F. Discuss and consider possible action regarding the future formation of a budget advisory board and other methods of enhancing public involvement in the budget process. (*City Administrator*)

City Administrator Ferguson requested Council's input on ways to engage the public as early as possible in the budget process. He suggested developing an action plan that will start the budget process earlier and increase opportunities for public input.

Mayor Flocke proposed that Council and citizens submit ideas to City Administrator Ferguson to facilitate development of the suggested action plan.

No vote was taken on this item.

- G. Discuss and consider possible action on a proposed speed hump policy for the City of Wimberley, Texas. (*City Administrator*)

This item was heard after Agenda Item 6C.

Councilmember Thurber moved to continue this item until Council's next regular meeting. Councilmember McCullough seconded. At City Administrator Ferguson's suggestion, Councilmember Thurber amended his motion to consider this item at a later date, when demand dictates. Councilmember McCullough seconded. Motion carried on a vote of 5-0.

7. **City Council Reports**

- Announcements
- Future Agenda Items

This item was heard after Agenda Item 3.

City Administrator Ferguson clarified budget development procedures and statutory budget requirements. There was general agreement to begin the budget process earlier in future fiscal years. It was agreed that Council will work with City Administrator Ferguson to arrive at an acceptable date/time for a special budget workshop meeting the week of August 23, 2010.

Hearing no further announcements or future agenda item requests, Mayor Flocke called the meeting adjourned at 9:42 p.m.

Adjournment: Council meeting adjourned at 9:42 p.m.

Addendum to the Regular Agenda

8. Executive Session

In accordance with Texas Government Code, Subchapter D, the City Council may convene in a closed session. After the executive session discussion on any of the following items, any final action or vote taken will be in public:

Consultation with attorney regarding Council Member Place Two, the effect of the election contest filed in the 207th District Court, Hays County, (Cause No. 10-1076) on such position, and other matters related to the Special Election to be held on September 18, 2010.

This item was heard after Agenda Item 6A.

Mayor Flocke adjourned Open Session and convened Executive Session at 6:47 p.m. pursuant to §551.071 of the Government Code for consultation with legal counsel.

Mayor Flocke adjourned Executive Session and reconvened Open Session at 7:14 p.m.

No action was taken in Executive Session.

Following Executive Session, City Attorney Crosby stated the following:

“Mayor and City Council - Cindy Crosby, City Attorney for the City of Wimberley - thank you for your time. As you know, with all election contests, they can be very controversial and cause a divide in the community. As the City’s attorney, I hope to clear up some of the confusion surrounding the City’s role in an election contest. It’s very clear that the City is not a party to the election contest. We did not go to court as a party in this matter. There have been public statements that Councilmember McCullough should not be present at Council meetings, as the court has found the election void. There are complex constitutional, statutory, and case law issues involving the analysis of this matter, as well as a determination as to what is the legal process to follow to remove a council member. As you know, each party has their own attorney and has received different advice on this election contest. I have evaluated these legal principles, and as the City is not a party to this matter, it is my opinion that the status quo should be maintained and all Council action is, and has been, and will be valid up through the Special Election date. I have provided City Council the full analysis in Executive Session and as your attorney that information can remain confidential, and will, as it was done in Executive (Session). If there are any further questions, please feel free to contact me. Thank you.”

No action was taken in Open Session.

Recorded by:

Cara McPartland

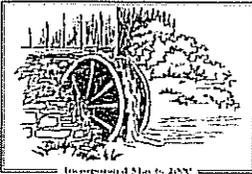
These minutes approved on the ____ of September, 2010.

APPROVED:

Bob Flocke, Mayor



City Council Agenda Form



Date Submitted: August 26, 2010

Agenda Date Requested: September 2, 2010

Project/Proposal Title: APPROVAL OF AUGUST 26, 2010 MINUTES OF SPECIAL CITY COUNCIL MEETING

Funds Required:

Funds Available:

Council Action Requested:

- Ordinance
- Resolution
- Motion
- Discussion

Project/Proposal Summary:

The minutes for the August 26, 2010 Special City Council meeting will be submitted under separate cover prior to the meeting.

City of Wimberley
 City Hall, 221 Stillwater
 Wimberley, Texas 78676
Minutes of Special Meeting of City Council
 August 26, 2010 at 10:00 a.m.

City Council meeting called to order at 10:00 a.m. by Mayor Bob Flocke.

Councilmembers Present: Mayor Bob Flocke and Councilmembers Charles Roccaforte, Mac McCullough, Bill Appleman, Steve Thurber, and John White.

Staff Present: City Administrator Don Ferguson and City Secretary Cara McPartland.

Workshop Session

Workshop to discuss issues relating to the proposed Fiscal Year 2011 City of Wimberley Budget

City Administrator Ferguson directed Council's attention to the FY, 2011 Proposed Budget (*attached to these minutes*) and certain self-sustaining special funds. Discussion included:

- Feasible areas to cut expenditures
- Need for an additional \$205,000 for road improvements
- Explanation of proposed expenditures for specific items, including:
 - utilities/downtown lighting
 - equipment leases
 - storage space rental
 - office technology
 - records management/recodification
 - repairs/maintenance
 - legal services
 - Capital Outlay-Equipment (for two traffic counters)
 - Inability to finance road improvements beyond the proposed budgeted amount, without corresponding budget cuts in other areas or alternate funding sources
- Possible elimination of expenditures for sidewalks and the July 4th fireworks display
- Various options to enhance Wimberley Community Center (WCC) revenues and cut expenditures
- Evaluation of the need for full-time, on-site WCC management/maintenance, marketing, long-term business planning, possible contracted management, revenue collections, and rate adjustments
- Assigning the Parks Board to develop a WCC business plan and review rates
- Challenges associated with making the WCC profitable
- Adjunct benefits of the WCC that help outweigh its deficits

- Possible grant funds available for WCC operations
- Possible issuance of a Request for Proposal (RFP) for WCC management/marketing
- Setting timeframe and goals for completion of a WCC business plan
- Annual salary (and associated revenue offset) and definition of performance standards for full-time WCC management
- Agreement on \$50,000 annual salary for WCC director, with benefits and revenues adjusted accordingly
- Goal to create a special, self-sustaining revenue fund for WCC
- Expenditures for sidewalks
- Charitable contributions
- Need for public input/support of alternate sources of funding to meet clearly defined goals and effective options for gauging public opinion

Agreement was reached to eliminate the \$2,500 expenditure for the July 4th fireworks display under *Council-Board Expenditures (Public Relations/Receptions)*, add \$2,500 to the WCC director's annual salary, reduce WCC revenues by \$2,500, and leave sidewalk funding as proposed.

Mayor Flocke called the meeting adjourned at 12:03 p.m.

Adjournment: Council meeting adjourned at 12:03 p.m.

Recorded by:

Cara McPartland

These minutes approved on the 11 of September, 2010.

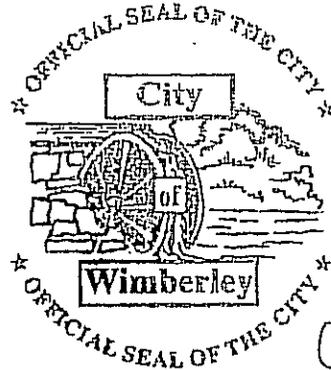
APPROVED:

Bob Flocke, Mayor

Filed 8/17/10

Memo

To: Members of City Council
From: Bob Flocke, Mayor
CC: Don Ferguson, City Administrator
Date: August 17, 2010
Re: FY 2011 Proposed Budget



Attached is my *Proposed FY 2011 City of Wimberley Budget* for your review. In addition to including essential operating costs for the City, the spending plan includes funding for a wide range of short and long term needs of the City.

Please note the *Proposed Budget* is a balanced budget and hopefully will serve as a starting point for the upcoming discussions and approval of a City budget for the coming year.

This *Proposed Budget* includes no increases in manpower and a two (2) percent pay raise for all employees, with the exception of the City Administrator.

In Fiscal Year 2010, the decision was made to eliminate the position of City Marshal. In the months following that decision, it has become apparent that the City needs a local law enforcement presence. As such, I have proposed funding for a contract law enforcement program where the City would contract with off-duty deputies to patrol city streets, with an emphasis on traffic enforcement.

Significant funding is set aside in the *Proposed Budget* for street maintenance, as well as a transfer of funds into the City's Road Maintenance Reserve. Also, funding has been allocated to resolve critical erosion problems on Hools Holler Drive and Little Ranches Road, in addition to the construction of a sidewalk on Oak Drive, just off the Wimberley Square. Funding has also been included for additional street lights in the area of the Square.

New expenditures are proposed in the area of technology to fund security software for the City's computers, along with a data backup system. In addition, funding has been allocated for the first year of a two (2) year City Code re-codification project.

The *Proposed Budget* funds, for a second year, a contract City Sanitarian to handle septic system permitting and health inspections. A revenue line item has also been included in the budget to reflect health service fees that would be collected through this new program.

The *Proposed Budget* includes funding for some new landing material for the Cypress Creek Nature Trail Park Playground along with landscape improvements on the small piece of property recently donated to the City by Pedernales Electric Cooperative. Also, there is additional funding allocated for mowing and tree trimming at the Nature Trail Park and on City rights-of-way.

As for community projects, the *Proposed Budget* includes a small amount of funding for the Fourth of July Fireworks Display. The remaining funds for the display are expected to come from a non-City related community fund raising effort.

In the area of contracted services, I am proposing an expenditure of \$25,000 to fund the remainder of a project started late this fiscal year to develop a survey of the City limits – a task that was supposed to have been completed by the City upon its incorporation in 2000. Also, I have included funding for the resolution of property ownership issues on the Square.

On the revenue front; the *Proposed Budget* includes what I believe to be some rather conservative revenue estimates. Please note that these estimates do not include any increases in permit fees, or additional revenue sources that may be developed in the upcoming budget process. I felt suggesting certain revenue increases would be premature until City Council has had an opportunity to talk in more detail about a spending plan for the coming year.

Fund balance projections, as well as preliminary budget information on the handful of small special revenue funds, including the Blue Hole Regional Park Fund, will be presented in the coming weeks.

In conclusion, I look forward to the upcoming budget process and working with you in the development of a spending plan to better serve our citizens in the interest of public health, safety and welfare.

CITY OF WIMBERLEY
GENERAL FUND
PROPOSED BUDGET
FY 2011

	AMENDED 09 BUDGET	APPROVED 10 BUDGET	PROPOSED 11 BUDGET
REVENUES			
Sales & Use Tax	\$ 539,302.00	\$ 522,300.00	522,300.00
Mixed Beverage Tax	5,500.00	10,000.00	10,000.00
Interest Income	11,500.00	12,000.00	5,000.00
Misc. Income	27,708.00	12,500.00	12,500.00
Building Permits	13,000.00	15,000.00	15,838.00
Building Inspections	19,000.00	17,500.00	17,500.00
Fire Inspections		5,000.00	5,000.00
Plan Reviews	14,000.00	15,000.00	15,000.00
Beer & Wine Permits	175.00	3,000.00	3,000.00
Sign Permits	2,500.00	3,500.00	2,500.00
Subdivision	7,500.00	10,000.00	10,000.00
Zoning	4,500.00	7,500.00	4,500.00
Copies/Maps/Misc.	500.00	500.00	500.00
Municipal Court/Costs Fines	8,000.00	5,000.00	30,000.00
Franchise Fees	205,000.00	230,000.00	235,000.00
Health Fees	-	17,500.00	15,000.00
Grant Revenue		-	
Parking Lot Revenue		1,200.00	1,200.00
Community Center Rental Fees		45,000.00	60,000.00
TOTAL REVENUES	858,185.00	932,500.00	964,838.00
EXPENDITURES			
ADMINISTRATION EXPENDITURES			
<u>Personnel</u>			
City Administrator	95,000.00	95,000.00	95,000.00
Assistant City Administrator		-	-
City Secretary	37,000.00	37,000.00	37,740.00
Receptionist/Clerk	29,204.00	29,204.00	29,789.00
Fire Marshal (Contract Labor)	-	5,000.00	5,000.00
Intern	-	-	-
Payroll Taxes	13,420.00	12,770.00	13,246.00
TMRS	4,900.00	5,336.00	5,380.00
Health Benefits	8,394.00	8,544.00	8,544.00
<u>Total Personnel</u>	<u>187,918.00</u>	<u>192,854.00</u>	<u>194,699.00</u>
<u>Operating</u>			
Dues (TML & City Mgr Assoc.)	4,000.00	3,000.00	3,000.00
Public Notices	4,500.00	4,500.00	4,500.00
Printing	1,100.00	500.00	500.00
Telephone	6,250.00	5,187.00	4,209.00
Copies	2,500.00	750.00	750.00
Rent	52,000.00	55,000.00	6,300.00
Cleaning	5,200.00	5,200.00	5,200.00
Office Supplies	4,000.00	4,000.00	3,000.00
Utilities	7,000.00	6,000.00	9,372.00
Equipment Leases	5,100.00	4,600.00	4,416.00
Water Cooler	640.00	650.00	550.00
Postage	2,500.00	2,500.00	1,750.00
Insurance	15,000.00	13,750.00	15,000.00
Records Management	5,000.00	2,500.00	6,708.00
Office Technology	650.00	4,200.00	4,124.00
Security Expense	800.00	800.00	1,000.00
Technology Consultant	535.00	3,350.00	750.00
Pay Comparability Adjustment	1,000.00	1,000.00	1,000.00
Capital Outlay - Furnishings	400.00	500.00	1,536.00
Capital Outlay - Technology	2,000.00	2,000.00	1,390.00
Capital Outlay - Other	52,500.00		
Mileage	750.00	500.00	500.00

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CITY OF WIMBERLEY
GENERAL FUND
PROPOSED BUDGET
FY 2011

	AMENDED	APPROVED	PROPOSED
Training-Travel	2,000.00	1,500.00	1,500.00
Contract Labor	3,900.00	-	-
Repairs & Maintenance	-	-	8,000.00
Signs/Zoning	-	-	-
<u>Total Operating</u>	<u>179,325.00</u>	<u>121,987.00</u>	85,055.00
TOTAL ADMINISTRATION EXPENDITURES	<u>367,243.00</u>	<u>314,841.00</u>	279,754.00
LEGAL EXPENDITURES			
Legal	53,000.00	55,000.00	60,000.00
Operating Transfer-Out	-	-	-
<u>TOTAL LEGAL</u>	<u>53,000.00</u>	<u>55,000.00</u>	60,000.00
COUNCIL-BOARD EXPENDITURES			
Association Dues	1,000.00	-	-
Training	2,500.00	1,000.00	1,000.00
Town Hall Meetings	-	-	-
Election	3,200.00	3,200.00	3,500.00
Financial Management Services	12,000.00	12,000.00	12,000.00
Audit	13,000.00	13,500.00	13,500.00
Public Satisfaction Survey	-	2,500.00	-
Planning	5,000.00	-	-
Recording Secretary	-	-	-
Economic Development	-	-	-
Public Relations/Receptions	4,000.00	4,500.00	3,750.00
Public Information	-	-	-
Visitor Center Support	-	-	-
Fitness Council Expenditures	6,500.00	5,000.00	-
<u>TOTAL COUNCIL -BOARD EXPENDITURES</u>	<u>47,200.00</u>	<u>41,700.00</u>	33,750.00
DEVELOPMENT EXPENDITURES			
Contract Inspector	30,000.00	17,500.00	17,500.00
Site Plan Reviews	18,000.00	15,000.00	15,000.00
Building Code Books	-	-	-
<u>TOTAL BUILDING DEPARTMENT EXPENDITURES</u>	<u>48,000.00</u>	<u>32,500.00</u>	32,500.00
PUBLIC WORKS/CODE ENFORCEMENT EXPENDITURES			
	<u>Public Works</u>		
<u>Personnel</u>			
Salaries-Planning Director	-	-	-
Salaries-Code Enforcement & Permitting	28,121.00	28,121.00	28,684.00
Salaries-Asst. to Planning Director	-	-	-
Salaries-GIS/Permitting Clerk	32,240.00	32,240.00	32,885.00
Salaries-Public Works Laborer	-	-	-
Payroll Taxes	4,890.00	4,708.00	5,019.00
TMRS - Public Works	1,850.00	1,998.00	2,038.00
Health Benefits	4,800.00	4,800.00	4,800.00
<u>Total Personnel</u>	<u>71,901.00</u>	<u>71,867.00</u>	73,426.00
<u>Operating</u>			
Mileage	-	250.00	250.00
Training	-	500.00	500.00
Certificates	50.00	-	-
Supplies - Public Works	250.00	500.00	500.00
Fuel	1,000.00	2,000.00	1,500.00
Tools	750.00	500.00	500.00
Capital Outlay - Vehicles	-	-	-
Capital Outlay - Equipment	-	-	3,000.00
Vehicle Maintenance	500.00	500.00	500.00

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CITY OF WIMBERLEY
GENERAL FUND
PROPOSED BUDGET
FY 2011

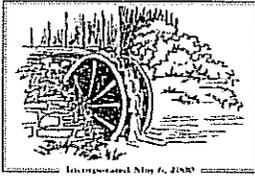
	AMENDED	APPROVED	PROPOSED
<i>Total Operating</i>	2,550.00	4,250.00	6,750.00
<i>Total Public Works</i>	<u>74,451.00</u>	<u>76,117.00</u>	80,176.00
<i>Roads</i>			
Road Maintenance	75,000.00	85,000.00	85,000.00
Transfer to Road Maintenance Reserve	44,355.00	20,000.00	20,000.00
Capital Outlay Roads	21,000.00	250,000.00	70,000.00
Capital Outlay-Sidewalks	-	25,000.00	50,000.00
Road Engineering	10,000.00	6,000.00	7,500.00
Road Insurance	-	-	-
Mowing/Tree Trimming	8,500.00	10,500.00	8,500.00
Signs/Barricades	6,026.00	3,500.00	4,000.00
Parking Lot Lease	1,200.00	1,200.00	1,200.00
Master Planning Traffic Studies	-	-	-
Survey Services	-	50,000.00	25,000.00
Contract Labor	5,000.00	-	-
Ranch Road 12 Mitigation	-	-	-
<i>Total Roads</i>	<u>171,083.00</u>	<u>451,200.00</u>	271,200.00
<i>Water/Wastewater</i>			
Water Quality Testing	1,500.00	1,500.00	1,500.00
Wastewater System Start-up	-	-	-
Map Services	-	-	-
Water/Wastewater Purchases	-	-	-
Capital Outlay	-	-	-
Public Restroom Wastewater	4,500.00	6,000.00	4,625.00
<i>Total Water/Wastewater</i>	<u>6,000.00</u>	<u>7,500.00</u>	6,125.00
TOTAL PUBLIC WORKS/CODE ENFORCEMENT EXPENDITURES	<u>251,534.00</u>	<u>534,817.00</u>	357,501.00
PUBLIC SAFETY/COURTS EXPENDITURES			
<i>Personnel</i>			
Salaries - City Marshal	37,960.00	-	-
Deputy City Marshal	-	-	-
Contract Labor	-	-	15,600.00
Municipal Court Clerk	-	-	-
Payroll Taxes	2,910.00	-	-
TMRS City Contribution	1,138.00	-	-
Health Benefits	2,500.00	-	-
<i>Total Personnel</i>	<u>44,508.00</u>	-	15,600.00
<i>Operating</i>			
Municipal Court Judge	6,500.00	1,200.00	5,000.00
City Prosecutor	6,000.00	2,610.00	6,500.00
Emergency Plan	1,000.00	-	-
Training	2,000.00	2,500.00	3,000.00
Animal Control	6,000.00	6,000.00	6,000.00
Fuel	3,000.00	-	-
Supplies	1,500.00	-	1,000.00
Vehicle Maintenance	200.00	-	-
Capital Outlay - Vehicles	8,000.00	12,552.00	-
Capital Outlay - Equipment	-	-	-
Capital Outlay - Technology	6,500.00	-	-
Sanitarian (Contract Labor)	-	15,000.00	15,000.00
<i>Total Operating</i>	<u>40,700.00</u>	<u>39,862.00</u>	36,500.00
TOTAL PUBLIC SAFETY/COURTS EXPENDITURES	<u>85,208.00</u>	<u>39,862.00</u>	52,100.00

PARKS & RECREATION
EXPENDITURES

CITY OF WIMBERLEY
GENERAL FUND
PROPOSED BUDGET
FY 2011

		AMENDED	APPROVED	PROPOSED
<u>Personnel</u>	Assistant to City Admin	-	-	-
	Health Benefits	-	-	-
	Payroll Taxes	-	-	-
	<u>Total Personnel</u>	<u>-</u>	<u>-</u>	<u>-</u>
<u>Operating</u>	Mileage	-	-	-
	Public Information	-	-	-
	Parks Research & Development	1,000.00	500.00	5,000.00
	Trails Master Plan	-	-	-
	Nature Trail Operations	5,000.00	5,000.00	2,500.00
	<u>Total Operating</u>	<u>6,000.00</u>	<u>5,500.00</u>	<u>7,500.00</u>
	TOTAL PARKS & RECREATION EXPENDITURES	<u>6,000.00</u>	<u>5,500.00</u>	<u>7,500.00</u>
COMMUNITY CENTER EXPENDITURES				
<u>Personnel</u>	Salaries-Director		18,231.00	32,500.00
	Salaries-Facilities Manager		35,182.00	28,563.00
	Salaries-Laborer			12,500.00
	Payroll Taxes		4,177.00	5,998.00
	TMRS		1,165.00	2,022.00
	Health Benefits		2,400.00	4,800.00
	Contract Labor		750.00	750.00
	<u>Total Personnel</u>		<u>61,905.00</u>	<u>87,133.00</u>
<u>Operating</u>	Maintenance & Repair		2,000.00	3,500.00
	Advertising		5,000.00	15,000.00
	Security Expense		1,100.00	1,100.00
	Supplies		3,500.00	5,000.00
	Office Supplies		2,500.00	3,000.00
	Utilities		26,068.00	27,000.00
	<u>Total Operating</u>		<u>40,168.00</u>	<u>54,600.00</u>
	TOTAL COMMUNITY CENTER EXPENDITURES		<u>102,073.00</u>	<u>141,733.00</u>
	TOTAL EXPENDITURES	<u>858,185.00</u>	<u>1,126,293.00</u>	<u>964,838.00</u>
	TRANSFER IN (FUND BALANCE)		<u>193,793.00</u>	-
	Net Excess (Deficit)	<u>\$ -</u>	<u>\$ -</u>	

City Council Agenda Form



Date Submitted: August 26, 2010

Agenda Date Requested: September 2, 2010

Project/Proposal Title: APPROVAL OF JULY 2010
FINANCIAL STATEMENTS

Funds Required:
Funds Available:

Council Action Requested:

- Ordinance
- Resolution
- Motion
- Discussion

Project/Proposal Summary:

This item was placed on the agenda for City Council to consider approval of the July 2010 Financial Statements for the City of Wimberley. At the time of agenda packet production, the financial report was being finalized. Once completed, the report will be presented to City Council under separate cover in advance of the meeting.

Council Package
Financial Statements City of Wimberley
For the Period Ended 7/31/2010

- ✓ Balance Sheet - General Fund
- ✓ Revenue/Expenditure - General Fund
- ✓ Budget Vs Actual - General Fund
- ✓ Balance Sheet - Blue Hole Parkland
- ✓ Revenue/Expenditure - Blue Hole Parkland
- ✓ Budget Vs Actual - Blue Hole Parkland
- ✓ Balance Sheet - Municipal Court
- ✓ Revenue/Expenditure - Municipal Court
- ✓ Budget Vs Actual - Municipal Court
- ✓ Balance Sheet - Blue Hole Capital Project Fund
- ✓ Revenue/Expenditure - Blue Hole Capital Project Fund
- ✓ Budget Vs Actual - Blue Hole Capital Project Fund
- ✓ Journal Report

8-27-10 Faxed to: 512-847-0422 *32 pgs db*

City of Wimberley
General Fund
Balance Sheet - Modified Accrual Basis
July 31, 2010

Assets

Current Assets

101.10 Petty Cash-General	\$	150.00	
102.10 Cash - Ozona National Bank - General		305,375.10	
103.10 Cash - Blanco National Bank - General		171.32	
105.10 Cash - Ozona National Bank - CD		225,740.79	
114.10 Due From Blue Hole		299.07	
119.10 Texpool - General		176,310.42	
120.10 Accounts Receivable		6,607.67	
121.10 Sales Tax Receivable		69,025.11	
124.10 Allowance for Uncollectible Accounts		<u>(5,076.37)</u>	
Total Current Assets			\$ <u>778,603.11</u>
Total Assets			\$ <u><u>778,603.11</u></u>

Liabilities and Fund Balance

Current Liabilities

301.10 Withholding Tax Payable	\$	1,009.00	
302.10 FICA Tax Payable		2,374.39	
311.10 TMRS Payable		1,417.11	
316.10 Due to Blue Hole Parkland		270.00	
330.10 Community Center Security Deposits Payable		<u>5,395.00</u>	
Total Current Liabilities			\$ <u>10,465.50</u>
Total Liabilities			<u>10,465.50</u>

Fund Balance

467.10 Fund Balance - Undesignated	578,306.93	
469.10 Designated Fund Balance - Public Works	300,000.00	
470.10 Designated Fund Balance - New City Hall	50,000.00	
471.10 Designated Fund Balance - W/W on Square	30,000.00	
472.10 Designated Fund Balance - Future Grant Match	50,000.00	
498.10 Net Excess (Deficit)	<u>(240,169.32)</u>	
Total Fund Balance		<u>768,137.61</u>
Total Liabilities and Fund Balance		\$ <u><u>778,603.11</u></u>

City of Wimberley
General Fund
Statement of Revenue and Expenditures - Modified Accrual Basis
For the One Month and Ten Months Ended
July 31, 2010

	Current Period		Year To Date	
	Amount	Percent	Amount	Percent
Revenues				
501.10 Sales & Use Tax	\$ 69,025.11	54.92	\$ 479,193.63	61.54
502.10 Mixed Beverage Tax	2,982.14	2.37	6,372.93	0.82
503.10 Interest Income - General	98.13	0.08	2,087.06	0.27
504.10 Miscellaneous Income	3,865.61	3.08	37,260.54	4.79
505.10 Building Permits	2,404.05	1.91	14,717.17	1.89
506.10 Building Inspections	2,660.00	2.12	23,220.00	2.98
509.10 Plan Reviews	1,235.00	0.98	6,857.00	0.88
510.10 Beer & Wine Permits	0.00	0.00	1,375.00	0.18
511.10 Sign Permits	195.00	0.16	1,541.00	0.20
512.10 Subdivision	808.04	0.64	3,128.04	0.40
513.10 Zoning	110.00	0.09	5,096.60	0.65
516.10 Municipal Court Costs/Fines	0.00	0.00	660.47	0.08
521.10 Time Warner Cable	7,675.07	6.11	27,625.72	3.55
522.10 Pedernales Electric Cooperative, Inc.	21,539.02	17.14	69,709.15	8.95
523.10 Texas Disposal Systems	0.00	0.00	19,248.98	2.47
524.10 Verizon	0.00	0.00	11,655.08	1.50
525.10 Franchise Fees - Misc	4,401.50	3.50	15,266.20	1.96
527.10 Food Permits	1,075.00	0.86	12,590.00	1.62
528.10 Septic Lease	900.00	0.72	5,020.00	0.64
532.10 Community Center Rental Fees	6,708.50	5.34	35,990.50	4.62
Total Revenues	125,882.17	100.00	778,615.07	100.00
Expenditures				
Admin - Personnel				
601.10 City Administrator	10,961.55	8.72	76,730.85	9.85
602.10 City Secretary	4,269.24	3.40	29,884.68	3.84
603.10 Receptionist/Clerk	2,916.00	2.32	20,606.40	2.65
606.10 Payroll Taxes	2,049.61	1.63	11,389.55	1.48
607.10 TMRS - Admin	365.35	0.29	3,460.70	0.44
608.10 Health Care	712.00	0.57	7,120.00	0.91
Total Admin - Personnel	21,273.75	16.93	149,192.18	19.16
Admin - Operating				
609.10 Dues - TML & City Mgr Assoc	0.00	0.00	2,418.24	0.31
610.10 Public Notices	370.50	0.29	4,889.10	0.63
611.10 Printing	0.00	0.00	953.20	0.12
612.10 Telephone	555.24	0.44	4,954.32	0.64

City of Wimberley
General Fund
Statement of Revenue and Expenditures - Modified Accrual Basis
For the One Month and Ten Months Ended
July 31, 2010

	Current Period		Year To Date	
	Amount	Percent	Amount	Percent
613.10 Copies	\$ 0.00	0.00	\$ 195.17	0.03
614.10 Rent	525.00	0.42	31,934.00	4.10
615.10 Cleaning	400.00	0.32	3,800.00	0.49
616.10 Office Supplies	11.86	0.01	1,816.98	0.23
617.10 Utilities	527.28	0.42	6,225.08	0.80
618.10 Equipment Leases	281.03	0.22	3,160.44	0.41
619.10 Water Cooler	32.29	0.03	368.20	0.05
620.10 Postage	0.00	0.00	827.70	0.11
621.10 Insurance	0.00	0.00	13,580.48	1.74
622.10 Records Management	584.16	0.46	2,536.34	0.33
623.10 Office Technology	773.68	0.62	2,803.45	0.36
624.10 Moving Expenditures	625.00	0.50	3,240.33	0.42
626.10 Security Expense	264.71	0.21	3,373.41	0.43
628.10 Technology Consultant	112.50	0.09	890.00	0.11
631.10 Capital Outlay - Technology	0.00	0.00	1,200.00	0.15
632.10 Capital Outlay - Other	572.17	0.46	403,936.70	51.88
635.10 Mileage	0.00	0.00	292.60	0.04
636.10 Training - Travel	0.00	0.00	454.48	0.06
637.10 Contract Labor	0.00	0.00	250.00	0.03
638.10 Repairs & Maintenance	105.35	0.08	713.50	0.09
639.10 Signs/Zoning	0.00	0.00	1,098.00	0.14
640.10 Refunds	0.00	0.00	2,340.00	0.30
Total Admin - Operating	5,740.77	4.57	498,251.72	63.89
Legal				
641.10 Legal	2,653.50	2.11	25,671.94	3.30
Total Legal	2,653.50	2.11	25,671.94	3.30
Council - Boards Expenditures				
651.10 Association Dues	75.00	0.06	518.00	0.07
652.10 Training	0.00	0.00	100.00	0.01
654.10 Election	0.00	0.00	2,997.92	0.39
655.10 Financial Management Services	1,000.00	0.80	9,000.00	1.16
656.10 Audit	0.00	0.00	13,000.00	1.67
658.10 Planning	0.00	0.00	1,470.00	0.19
661.10 Public Relations / Receptions	5,104.96	4.06	6,667.62	0.86
664.10 Fitness Council Expenses	0.00	0.00	57.10	0.01
Total Council - Boards Expenditures	6,179.96	4.92	33,810.64	4.34

City of Wimberley
General Fund
Statement of Revenue and Expenditures - Modified Accrual Basis
For the One Month and Ten Months Ended
July 31, 2010

	Current Period		Year To Date	
	Amount	Percent	Amount	Percent
Building Department Expenditures				
676.10 Contract Inspector	\$ 1,650.00	1.31	\$ 12,775.00	1.64
677.10 Site Plan Reviews	1,025.00	0.82	10,890.20	1.40
Total Building Department Expenditures	2,675.00	2.13	23,665.20	3.04
Public Works - Personnel				
702.10 Salaries-Code Enforcement & Permitting	3,244.80	2.58	22,929.92	2.94
704.10 Salaries-GIS/Permitting Clerk	3,720.00	2.96	26,907.54	3.46
706.10 Payroll Taxes	652.13	0.52	3,791.58	0.49
707.10 TMRS - Public Works	140.23	0.11	1,345.31	0.17
708.10 Health Benefits	400.00	0.32	4,000.00	0.51
Total Public Works - Personnel	8,157.16	6.49	58,974.35	7.57
Public Works - Operating				
715.10 Supplies - Public Works	4.94	0.00	132.91	0.02
720.10 Fuel	50.58	0.04	971.17	0.12
721.10 Tools	0.00	0.00	27.99	0.00
722.10 Vehicle Maint. & Insurance	0.00	0.00	143.20	0.02
Total Public Works - Operating	55.52	0.04	1,275.27	0.16
Roads				
727.10 Road Maintenance	750.00	0.60	60,827.72	7.81
729.10 Road Engineering	305.76	0.24	5,341.72	0.69
731.10 Mowing / Tree Trimming	150.00	0.12	5,453.10	0.70
732.10 Signs/Barricades	193.00	0.15	4,181.55	0.54
733.10 Parking Lot Lease	100.00	0.08	1,000.00	0.13
735.10 Survey Services	17,300.87	13.77	25,936.03	3.33
736.10 Contract Labor	600.00	0.48	2,800.00	0.36
Total Roads	19,399.63	15.44	105,540.12	13.55
Water/Wastewater				
756.10 Public Restroom Wastewater	255.00	0.20	3,747.54	0.48

City of Wimberley
General Fund
Statement of Revenue and Expenditures - Modified Accrual Basis
For the One Month and Ten Months Ended
July 31, 2010

	Current Period		Year To Date	
	Amount	Percent	Amount	Percent
Total Water/Wastewater	\$ 255.00	0.20	\$ 3,747.54	0.48
Public Safety - Personnel				
801.10 Salaries - City Marshall	0.00	0.00	(259.70)	(0.03)
806.10 Payroll Taxes	0.00	0.00	(86.88)	(0.01)
807.10 TMRS City Contribution-PS	0.00	0.00	35.89	0.00
Total Public Safety - Personnel	0.00	0.00	(310.69)	(0.04)
Public Safety - Operating				
821.10 City Prosecutor	250.00	0.20	889.34	0.11
824.10 Animal Control	0.00	0.00	6,000.00	0.77
825.10 Fuel-Public Safety	0.00	0.00	41.57	0.01
826.10 Supplies - Public Safety	0.00	0.00	131.88	0.02
827.10 Vehicle Maintenance and Repair	0.00	0.00	28.00	0.00
830.10 Capital Outlay - Vehicle	0.00	0.00	19,031.13	2.44
837.10 Sanitarian - Contract Labor	946.00	0.75	10,557.00	1.36
Total Public Safety - Operating	1,196.00	0.95	36,678.92	4.71
Parks - Operating				
859.10 Nature Trail Operations	266.01	0.21	2,000.84	0.26
Total Parks - Operating	266.01	0.21	2,000.84	0.26
Community Center - Personnel				
901.10 Salaries - Director	3,242.50	2.58	17,731.90	2.28
902.10 Salaries - Maintenance	3,230.78	2.57	20,704.34	2.66
906.10 Payroll Taxes - Comm Ctr	672.81	0.54	3,054.10	0.39
907.10 TMRS - City Contribution Comm Ctr	65.05	0.05	366.88	0.05
908.10 Health Benefits - Comm Ctr	200.00	0.16	1,000.00	0.13
909.10 Contract Labor - Comm Ctr	0.00	0.00	2,465.35	0.32
Total Community Center - Personnel	7,411.12	5.90	45,322.57	5.82
Community Center - Operating				
910.10 Advertising	0.00	0.00	839.00	0.11

Restricted for Management's Use Only

City of Wimberley
General Fund
Statement of Revenue and Expenditures - Modified Accrual Basis
For the One Month and Ten Months Ended
July 31, 2010

	Current Period		Year To Date	
	Amount	Percent	Amount	Percent
911.10 Printing - Comm Ctr	\$ 102.00	0.08	\$ 102.00	0.01
912.10 Telephone - Comm Ctr	96.62	0.08	490.13	0.06
915.10 Cleaning - Comm Ctr	0.00	0.00	3,210.00	0.41
916.10 Office Supplies - Comm Ctr	222.72	0.18	684.92	0.09
917.10 Utilities - Comm Ctr	1,893.09	1.51	23,833.96	3.06
920.10 Postage - Comm Ctr	0.00	0.00	8.80	0.00
923.10 Office Technology - Comm Ctr	0.00	0.00	400.00	0.05
926.10 Security Expense - Comm Ctr	93.45	0.07	934.50	0.12
927.10 Maintenance & Repair - Comm Ctr	0.00	0.00	926.16	0.12
928.10 Supplies - Comm Ctr	331.97	0.26	2,879.32	0.34
951.10 Dues & Memberships - Comm Ctr	0.00	0.00	150.00	0.02
961.10 Public Relations/Receptions - Comm Ct	0.00	0.00	705.00	0.09
Total Community Center - Operating	2,739.85	2.18	34,963.79	4.49
Total Expenditures	78,003.27	62.06	1,018,784.38	130.85
NET EXCESS (DEFICIT)	\$ 47,678.90	37.94	\$ (240,169.32)	(30.85)

CITY OF WIMBERLEY
 BUDGET VS ACTUAL - GENERAL FUND
 For The Ten Months Ended July 31, 2010

	CURRENT PERIOD	YTD ACTUAL	%	ANNUAL BUDGET	OVER (UNDER)	%	MTD %
REVENUES							
501.1 Sales & Use Tax	\$ 69,025.11	479,193.63	61.54%	\$ 522,300.00	(43,106.37)	-8.25%	-16.67%
502.1 Mixed Beverage Tax	2,982.14	6,372.93	0.82%	10,000.00	(3,627.07)	-36.27%	-16.67%
503.1 Interest Income	98.13	2,087.06	0.27%	12,000.00	(9,912.94)	-82.61%	-16.67%
504.1 Misc. Income	3,865.61	37,260.54	4.79%	12,500.00	24,760.54	0.00%	-16.67%
505.1 Building Permits	2,404.05	14,717.17	1.89%	15,000.00	(282.83)	-1.89%	-16.67%
506.1 Building Inspections	2,660.00	23,220.00	2.98%	17,500.00	5,720.00	32.69%	-16.67%
507.1 Fire Inspections	-	-	0.00%	5,000.00	(5,000.00)	-100.00%	-16.67%
509.1 Plan Reviews	1,235.00	6,857.00	0.88%	15,000.00	(8,143.00)	-54.29%	-16.67%
510.1 Beer & Wine Permits	-	1,375.00	0.18%	3,000.00	(1,625.00)	0.00%	-16.67%
511.1 Sign Permits	195.00	1,541.00	0.20%	3,500.00	(1,959.00)	-55.97%	-16.67%
512.1 Subdivision	808.04	3,128.04	0.40%	10,000.00	(6,871.96)	-68.72%	-16.67%
513.1 Zoning	110.00	5,096.60	0.65%	7,500.00	(2,403.40)	-32.05%	-16.67%
514.1 Copies/Maps/Misc.	-	-	0.00%	500.00	(500.00)	-100.00%	-16.67%
516.1 Municipal Court/Costs Fines	-	660.47	0.08%	5,000.00	(4,339.53)	-86.79%	-16.67%
525.1 Franchise Fees	33,615.59	143,505.13	18.43%	230,000.00	(86,494.87)	-37.61%	-16.67%
526.1 Health Fees	-	-	0.00%	17,500.00	(17,500.00)	-100.00%	-16.67%
527.1 Food Permits	1,075.00	12,590.00	1.62%	-	12,590.00	0.00%	-16.67%
528.1 Septic Lease/Permits	900.00	5,020.00	0.64%	-	5,020.00	0.00%	-16.67%
532.1 Community Center Rental Fees	6,708.50	35,990.50	4.62%	45,000.00	(9,009.50)	-20.02%	-16.67%
533.1 Parking Lot Lease	-	-	0.00%	1,200.00	(1,200.00)	0.00%	-16.67%
TOTAL REVENUES	125,682.17	778,615.07	100.00%	932,500.00	(153,884.93)	-16.50%	-16.67%
EXPENDITURES							
ADMINISTRATION EXPENDITURES							
<i>Personnel</i>							
601.1 City Administrator	10,961.55	76,730.85	7.53%	95,000.00	(18,269.15)	-19.23%	-16.67%
602.1 City Secretary	4,269.24	29,884.68	2.93%	37,000.00	(7,115.32)	-19.23%	-16.67%
603.1 Receptionist/Clerk	2,916.00	20,606.40	2.02%	29,204.00	(8,597.60)	-29.44%	-16.67%
604.1 Fire Marshal (Contract Labor)	-	-	0.00%	5,000.00	(5,000.00)	0.00%	-16.67%
605.1 Payroll Taxes	2,049.61	11,389.55	1.12%	12,770.00	(1,380.45)	-10.81%	-16.67%
607.1 TMRS	365.35	3,460.70	0.34%	5,336.00	(1,875.30)	-35.14%	-16.67%
608.1 Health Benefits	712.00	7,120.00	0.70%	8,544.00	(1,424.00)	-16.67%	-16.67%
Total Personnel	21,273.75	149,192.18	14.64%	192,854.00	(43,661.82)	-22.64%	-16.67%

Restricted for Management's Use Only

CITY OF WIMBERLEY
 BUDGET VS ACTUAL - GENERAL FUND
 For The Ten Months Ended July 31, 2010

	CURRENT PERIOD	YTD ACTUAL	%	ANNUAL BUDGET	OVER (UNDER)	%	MTD %
<u>Operating</u>							
509.1 Dues (TML & City Mgr Assoc.)	-	2,418.24	0.24%	3,000.00	(581.76)	-19.39%	-16.67%
610.1 Public Notices	370.50	4,889.10	0.48%	4,500.00	389.10	8.65%	-16.67%
611.1 Printing	-	953.20	0.09%	500.00	453.20	90.64%	-16.67%
612.1 Telephone	555.24	4,954.32	0.49%	5,187.00	(232.68)	-4.49%	-16.67%
613.1 Copies	-	195.17	0.02%	750.00	(554.83)	-73.98%	-16.67%
614.1 Rent	525.00	31,934.00	3.13%	55,000.00	(23,066.00)	-41.94%	-16.67%
615.1 Cleaning	400.00	3,800.00	0.37%	5,200.00	(1,400.00)	-26.92%	-16.67%
616.1 Office Supplies	11.86	1,816.98	0.18%	4,000.00	(2,183.02)	-54.58%	-16.67%
617.1 Utilities	527.28	6,225.08	0.61%	6,000.00	225.08	3.75%	-16.67%
618.1 Equipment Leases	281.03	3,160.44	0.31%	4,600.00	(1,439.56)	-31.29%	-16.67%
619.1 Water Cooler	32.29	368.20	0.04%	650.00	(281.80)	-43.35%	-16.67%
620.1 Postage	-	827.70	0.08%	2,500.00	(1,672.30)	-66.89%	-16.67%
621.1 Insurance	-	13,560.48	1.33%	13,750.00	(189.52)	-1.23%	-16.67%
622.1 Records Management	584.16	2,536.34	0.25%	2,500.00	36.34	1.45%	-16.67%
623.1 Office Technology	773.68	2,503.45	0.28%	4,200.00	(1,696.55)	-33.25%	-16.67%
624.1 Moving Expenses	625.00	3,240.33	0.00%	-	3,240.33	0.00%	-16.67%
626.1 Security Expense	264.71	3,373.41	0.33%	800.00	2,573.41	321.68%	-16.67%
628.1 Technology Consultant	112.50	890.00	0.09%	3,350.00	(2,460.00)	-73.43%	-16.67%
629.1 Pay Comparability Adjustment	-	-	0.00%	1,000.00	(1,000.00)	-100.00%	-16.67%
630.1 Capital Outlay - Furnishings	-	1,200.00	0.00%	500.00	(500.00)	-100.00%	-16.67%
631.1 Capital Outlay - Technology	-	403,936.70	39.65%	2,000.00	(800.00)	-40.00%	-16.67%
632.1 Capital Outlay - Other	572.17	292.60	0.03%	-	403,936.70	0.00%	-16.67%
635.1 Mileage	-	454.48	0.04%	500.00	(207.40)	-41.48%	-16.67%
636.1 Training-Travel	-	250.00	0.02%	1,500.00	(1,045.52)	-69.70%	-16.67%
637.1 Contract Labor	-	713.50	0.07%	-	250.00	0.00%	-16.67%
638.1 Repairs & Maintenance	105.35	1,098.00	0.11%	-	713.50	0.00%	-16.67%
639.1 Signs/Zoning	-	2,340.00	0.23%	-	1,098.00	0.00%	-16.67%
640.1 Refunds	-	498,251.72	48.91%	121,987.00	2,340.00	0.00%	-16.67%
<u>Total Operating</u>	5,740.77	498,251.72	48.91%	121,987.00	376,264.72	308.45%	-16.67%
TOTAL ADMINISTRATION EXPENDITURES	27,014.52	647,443.90	63.55%	314,841.00	332,602.90	105.64%	-16.67%
LEGAL DEPARTMENT EXPENDITURES							
641.1 Legal	2,653.50	25,671.94	2.52%	55,000.00	(29,328.06)	-53.32%	-16.67%
649.1 Operating Transfer-Out	-	-	0.00%	-	-	0.00%	-16.67%
<u>TOTAL LEGAL</u>	2,653.50	25,671.94	2.52%	55,000.00	(29,328.06)	-53.32%	-16.67%

Restricted for Management's Use Only

CITY OF WIMBERLEY
 BUDGET VS ACTUAL - GENERAL FUND
 For The Ten Months Ended July 31, 2010

	CURRENT PERIOD	YTD ACTUAL	%	ANNUAL BUDGET	OVER (UNDER)	%	MTD %
COUNCIL - BOARD EXPENDITURES							
651.1 Association Dues	75.00	518.00	0.05%	-	518.00	0.00%	-16.67%
652.1 Training	-	100.00	0.01%	1,000.00	(900.00)	-90.00%	-16.67%
653.1 Town Hall Meetings	-	-	0.00%	-	-	0.00%	-16.67%
654.1 Election	-	2,997.92	0.29%	3,200.00	(202.08)	-6.32%	-16.67%
655.1 Financial Management Services	1,000.00	9,000.00	0.88%	12,000.00	(3,000.00)	-25.00%	-16.67%
656.1 Audit	-	13,000.00	1.28%	13,500.00	(500.00)	-3.70%	-16.67%
657.1 Public Satisfaction Survey	-	-	0.00%	2,500.00	(2,500.00)	0.00%	-16.67%
658.1 Planning	-	1,470.00	0.14%	-	1,470.00	0.00%	-16.67%
659.1 Recording Secretary	-	-	0.00%	-	-	0.00%	-16.67%
660.1 Economic Development	-	-	0.00%	-	-	0.00%	-16.67%
661.1 Public Relations/Receptions	5,104.96	6,667.62	0.65%	4,500.00	2,167.62	48.17%	-16.67%
662.1 Public Information	-	-	0.00%	-	-	0.00%	-16.67%
663.1 Visitor Center Support	-	-	0.00%	-	-	0.00%	-16.67%
664.1 Fitness Council Expenditures	-	57.10	0.01%	5,000.00	(4,942.90)	-98.86%	-16.67%
TOTAL COUNCIL -BOARD EXPENDITURES	6,179.96	33,810.64	3.32%	41,700.00	(7,889.36)	-18.92%	-16.67%
BUILDING DEPARTMENT EXPENDITURES							
676.1 Contract Inspector	1,650.00	12,775.00	1.25%	17,500.00	(4,725.00)	-27.00%	-16.67%
677.1 Site Plan Reviews	1,025.00	10,890.20	1.07%	15,000.00	(4,109.80)	-27.40%	-16.67%
678.1 Building Code Books	-	-	0.00%	-	-	0.00%	-16.67%
TOTAL BUILDING DEPARTMENT EXPENDITURES	2,675.00	23,665.20	2.32%	32,500.00	(8,834.80)	-27.18%	-16.67%
PUBLIC WORKS/CODE ENFORCEMENT EXPENDITURES							
<i>Public Works</i>							
<i>Personnel</i>							
701.1 Salaries-Planning Director	-	-	0.00%	-	-	0.00%	-16.67%
702.1 Salaries-Code Enforcement & Permitti	3,244.80	22,929.92	2.25%	28,121.00	(5,191.08)	-18.46%	-16.67%
703.1 Salaries-Assl. to Planning Director	-	-	0.00%	-	-	0.00%	-16.67%
704.1 Salaries-GIS/Permitting Clerk	3,720.00	26,907.54	2.64%	32,240.00	(5,332.46)	-16.54%	-16.67%
706.1 Payroll Taxes	652.13	3,791.58	0.37%	4,708.00	(916.42)	-19.47%	-16.67%
707.1 TMRS - Public Works	140.23	1,345.31	0.13%	1,998.00	(652.69)	-32.67%	-16.67%
708.1 Health Benefits	400.00	4,000.00	0.39%	4,800.00	(800.00)	-16.67%	-16.67%

Restricted for Management's Use Only

CITY OF WIMBERLEY
 BUDGET VS ACTUAL - GENERAL FUND
 For The Ten Months Ended July 31, 2010

	CURRENT PERIOD	YTD ACTUAL	%	ANNUAL BUDGET	OVER (UNDER)	%	MTD %
<i>Total Personnel</i>	8,157.16	58,974.35	5.79%	71,867.00	(12,892.65)	-17.94%	-16.67%
<i>Operating</i>							
712.1 Mileage	-	-	0.00%	250.00	(250.00)	0.00%	-16.67%
713.1 Training	-	-	0.00%	500.00	(500.00)	0.00%	-16.67%
714.1 Certificates	-	-	0.00%	-	-	0.00%	-16.67%
715.1 Supplies - Public Works	4.94	132.91	-0.06%	500.00	(367.09)	-73.42%	-16.67%
720.1 Fuel	50.58	971.17	0.10%	2,000.00	(1,028.83)	-51.44%	-16.67%
721.1 Tools	-	27.99	0.00%	500.00	(472.01)	-94.40%	-16.67%
722.1 Vehicle Maintenance & Insurance	-	143.20	0.01%	500.00	(356.80)	-71.36%	-16.67%
<i>Total Operating</i>	55.52	1,275.27	0.13%	4,250.00	(2,974.73)	-69.99%	-16.67%
<i>Total Public Works</i>	8,212.68	60,249.62	5.91%	76,117.00	(15,867.38)	-20.85%	-16.67%
<i>Roads</i>							
727.1 Road Maintenance	750.00	60,827.72	5.97%	85,000.00	(24,172.28)	-28.44%	-16.67%
Transfer to Road Maintenance Reservi	-	-	0.00%	20,000.00	(20,000.00)	-100.00%	-16.67%
729.1 Road Engineering	305.76	5,341.72	0.52%	6,000.00	(658.28)	-10.97%	-16.67%
730.1 Road Insurance	-	-	0.00%	-	-	0.00%	-16.67%
731.1 Mowing/Tree Trimming	150.00	5,453.10	0.54%	10,500.00	(5,046.90)	-48.07%	-16.67%
732.1 Signs/Barricades	193.00	4,181.55	0.41%	3,500.00	681.55	19.47%	-16.67%
733.1 Parking Lot Lease	100.00	1,000.00	0.10%	1,200.00	(200.00)	-16.67%	-16.67%
734.1 Master Planning Traffic Studies	-	-	0.00%	-	-	0.00%	-16.67%
735.1 Survey Services	17,300.87	25,936.03	2.55%	50,000.00	(24,063.97)	-48.13%	-16.67%
736.1 Contract Labor	600.00	2,800.00	0.27%	-	2,800.00	0.00%	-16.67%
737.1 Ranch Road 12 Mitigation	-	-	0.00%	-	-	0.00%	-16.67%
740.1 Capital Outlay Roads	-	-	0.00%	250,000.00	(250,000.00)	-100.00%	-16.67%
741.1 Capital Outlay Sidewalks	-	-	0.00%	25,000.00	(25,000.00)	-100.00%	-16.67%
<i>Total Roads</i>	19,399.63	105,540.12	10.36%	451,200.00	(345,659.88)	-76.61%	-16.67%
<i>Water/Wastewater</i>							
752.1 Water Quality Testing	-	-	0.00%	1,500.00	(1,500.00)	-100.00%	-16.67%
753.1 Wastewater System Start-up	-	-	0.00%	-	-	0.00%	-16.67%
754.1 Map Services	-	-	0.00%	-	-	0.00%	-16.67%
755.1 Water/Wastewater Purchases	-	-	0.00%	-	-	0.00%	-16.67%
756.1 Public Restroom Wastewater	255.00	3,747.54	0.37%	6,000.00	(2,252.46)	-37.54%	-16.67%

Restricted for Management's Use Only.

CITY OF WIMBERLEY
 BUDGET VS ACTUAL - GENERAL FUND
 For The Ten Months Ended July 31, 2010

	CURRENT PERIOD	YTD ACTUAL	%	ANNUAL BUDGET	OVER (UNDER)	%	MTD %
Total Water/Wastewater	255.00	3,747.54	0.37%	7,500.00	(3,752.46)	-50.03%	-16.67%
TOTAL PUBLIC WORKS/CODE ENFORCEMENT EXPENDITURES	27,867.31	169,537.28	16.64%	534,817.00	(365,279.72)	-68.30%	-16.67%
PUBLIC SAFETY/COURTS EXPENDITURES							
<i>Personnel</i>							
801.1 Salaries - City Marshall	-	(259.70)	-0.03%	-	(259.70)	0.00%	-16.67%
806.1 Payroll Taxes	-	(86.88)	-0.01%	-	(86.88)	0.00%	-16.67%
807.1 TMRS City Contribution	-	35.89	0.00%	-	35.89	0.00%	-16.67%
808.1 Health Benefits	-	-	0.00%	-	-	0.00%	-16.67%
Total Personnel	-	(310.69)	-0.03%	-	(310.69)	0.00%	-16.67%
<i>Operating</i>							
820.1 Municipal Court Judge	-	-	0.00%	1,200.00	(1,200.00)	-100.00%	-16.67%
821.1 City Prosecutor	250.00	889.34	0.09%	2,610.00	(1,720.66)	-65.93%	-16.67%
822.1 Emergency Plan	-	-	0.00%	-	-	0.00%	-16.67%
823.1 Training	-	-	0.00%	2,500.00	(2,500.00)	-100.00%	-16.67%
824.1 Animal Control	-	6,000.00	0.59%	6,000.00	-	0.00%	-16.67%
825.1 Fuel	-	41.57	0.00%	-	41.57	0.00%	-16.67%
826.1 Supplies	-	131.88	0.01%	-	131.88	0.00%	-16.67%
827.1 Vehicle Maintenance & Repair	-	28.00	0.00%	-	28.00	0.00%	-16.67%
830.1 Capital Outlay - Vehicles	-	19,031.13	1.87%	12,552.00	6,479.13	51.62%	-16.67%
831.1 Capital Outlay - Equipment	-	-	0.00%	-	-	0.00%	-16.67%
832.1 Capital Outlay - Technology	-	-	0.00%	-	-	0.00%	-16.67%
837.1 Sanitarian (Contract Labor)	946.00	10,557.00	1.04%	15,000.00	(4,443.00)	-29.62%	-16.67%
Total Operating	1,196.00	36,678.92	3.60%	39,862.00	(3,183.08)	-7.99%	-16.67%
TOTAL PUBLIC SAFETY/COURTS EXPENDITURES	1,195.00	36,368.23	3.57%	39,862.00	(3,493.77)	-8.76%	-16.67%
PARKS & RECREATION EXPENDITURES							
<i>Personnel</i>							
851.1 Assistant to City Admin	-	-	0.00%	-	-	0.00%	-16.67%
852.1 Health Benefits	-	-	0.00%	-	-	0.00%	-16.67%
853.1 Payroll Taxes	-	-	0.00%	-	-	0.00%	-16.67%
Total Personnel	-	-	0.00%	-	-	0.00%	-16.67%
<i>Operating</i>							

Restricted for Management's Use Only

CITY OF WIMBERLEY
 BUDGET VS ACTUAL - GENERAL FUND
 For The Ten Months Ended July 31, 2010

	CURRENT PERIOD	YTD ACTUAL	%	ANNUAL BUDGET	OVER (UNDER)	%	MTD %
854.1	-	-	0.00%	-	-	0.00%	-16.67%
855.1	-	-	0.00%	-	-	0.00%	-16.67%
856.1	-	-	0.00%	500.00	(500.00)	-100.00%	-16.67%
857.1	-	-	0.00%	-	-	0.00%	-16.67%
859.1	266.01	2,000.84	0.20%	5,000.00	(2,999.16)	-59.98%	-16.67%
<u>Total Operating</u>	<u>266.01</u>	<u>2,000.84</u>	<u>0.20%</u>	<u>5,500.00</u>	<u>(3,499.16)</u>	<u>-63.62%</u>	<u>-16.67%</u>

TOTAL PARKS & RECREATION EXPENDITURES

266.01	2,000.84	0.20%	5,500.00	(3,499.16)	-63.62%	-16.67%
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COMMUNITY CENTER EXPENDITURES

Personnel

901.1	3,242.50	17,731.90	1.74%	18,231.00	(499.10)	-2.74%	-16.67%
902.1	3,230.76	20,704.34	2.03%	35,182.00	(14,477.66)	-41.15%	-16.67%
906.1	672.81	3,054.10	0.30%	4,177.00	(1,122.90)	-26.88%	-16.67%
907.1	65.05	366.88	0.04%	1,165.00	(798.12)	-68.51%	-16.67%
908.1	200.00	1,000.00	0.10%	2,400.00	(1,400.00)	-58.33%	-16.67%
909.1	-	2,465.35	0.24%	750.00	1,715.35	228.71%	-16.67%
<u>Total Personnel</u>	<u>7,411.12</u>	<u>45,322.57</u>	<u>4.45%</u>	<u>61,905.00</u>	<u>(16,582.43)</u>	<u>-26.79%</u>	<u>-16.67%</u>

Operating

910.1	-	839.00	0.08%	5,000.00	(4,161.00)	-83.22%	-16.67%
911.1	102.00	102.00	0.00%	-	102.00	0.00%	-16.67%
912.1	96.62	490.13	0.05%	-	490.13	0.00%	-16.67%
915.1	-	3,210.00	0.32%	-	3,210.00	0.00%	-16.67%
916.1	222.72	684.92	0.07%	2,500.00	(1,815.08)	-72.60%	-16.67%
917.1	1,893.09	23,833.96	2.34%	26,068.00	(2,234.04)	-8.57%	-16.67%
920.1	-	-	0.00%	-	-	0.00%	-16.67%
923.1	-	400.00	0.00%	-	400.00	0.00%	-16.67%
926.1	93.45	934.50	0.09%	1,100.00	(165.50)	-15.05%	-16.67%
927.1	-	926.16	0.09%	2,000.00	(1,073.84)	-53.69%	-16.67%
928.1	331.97	2,679.32	0.26%	3,500.00	(820.68)	-23.45%	-16.67%
951.1	-	150.00	0.00%	-	150.00	0.00%	-16.67%

Resitricted for Management's Use Only

CITY OF WIMBERLEY
 BUDGET VS ACTUAL - GENERAL FUND
 For The Ten Months Ended July 31, 2010

	CURRENT PERIOD	YTD ACTUAL	%	ANNUAL BUDGET	OVER (UNDER)	%	MTD %
961.1 Public Relations/Receptions	-	705.00	0.07%	-	705.00	0.00%	-16.67%
<u>Total Operating</u>	2,739.85	34,963.79	3.43%	40,168.00	(5,204.21)	-12.96%	-16.67%
TOTAL COMMUNITY CENTER EXPENDITURES	10,150.97	80,286.36	7.88%	102,073.00	(21,786.64)	-21.34%	-16.67%
TOTAL EXPENDITURES	78,003.27	1,018,784.39	0.92	1,126,293.00	(85,721.97)	-7.61%	-16.67%
TRANSFER IN (FUND BALANCE)				193,793.00			
Net Excess (Deficit)	\$ 47,678.90	\$ (240,169.32)	7.88%	\$ -	(240,169.32)	0.00%	-16.67%

Restricted for Management's Use Only

City of Wimberley
Blue Hole Parkland
Balance Sheet - Modified Accrual Basis
July 31, 2010

Assets

Current Assets

101.40 Petty Cash-Blue Hole	\$	600.00
110.40 Cash - Ozona National Bank - BH Operating		133,049.72
115.40 Due From General - BH		270.00
119.40 Texpool - Blue Hole		<u>164,025.29</u>

Total Current Assets \$ 297,945.01

Total Assets \$ 297,945.01

Liabilities and Fund Balance

Current Liabilities

301.40 Withholding Tax Payable	\$	71.00
302.40 FICA Tax Payable		(137.93)
304.40 Due To General		299.07
340.40 Blue Hole Rental Deposits Payable		<u>600.00</u>

Total Current Liabilities \$ 832.14

Total Liabilities 832.14

Fund Balance

467.40 Fund Balance - Blue Hole Parkland	111,579.97
473.40 Designated Fund Balance Blue Hole - Soccer Fields	146,701.58
498.40 Net Excess (Deficit)	<u>38,831.32</u>

Total Fund Balance 297,112.87

Total Liabilities and Fund Balance \$ 297,945.01

City of Wimberley
Blue Hole Parkland
Statement of Revenue and Expenditures - Modified Accrual Basis
For the One Month and Ten Months Ended
July 31, 2010

	Current Period		Year To Date	
	Amount	Percent	Amount	Percent
Revenues				
503.40 Interest Income - Blue Hole Parkland	\$ 57.94	0.24	\$ 443.99	0.82
504.40 Misc Income - Blue Hole	0.00	0.00	55.16	0.10
541.40 Gate Fees	23,921.00	98.53	52,761.40	98.00
542.40 Rental Fees	300.00	1.24	575.00	1.07
Total Revenues	24,278.94	100.00	53,835.55	100.00
Expenditures				
Admin - Operating				
640.40 Refunds - Blue Hole	52.00	0.21	52.00	0.10
Total Admin - Operating	52.00	0.21	52.00	0.10
Parks - Operating				
861.40 Contract Labor/Wages	7,233.29	29.79	9,974.80	18.53
862.40 Utilities	160.98	0.66	791.88	1.47
863.40 Mowing	375.00	1.54	750.00	1.39
864.40 Operating Supplies	400.76	1.65	1,181.35	2.19
866.40 Rental	0.00	0.00	139.20	0.26
868.40 Public Restroom Facilities	620.00	2.55	2,115.00	3.93
Total Parks - Operating	8,790.03	36.20	14,952.23	27.77
Total Expenditures	8,842.03	36.42	15,004.23	27.87
NET EXCESS (DEFICIT)	\$ 15,436.91	63.58	\$ 38,831.32	72.13

CITY OF WIMBERLEY
 BUDGET VS ACTUAL - BLUE HOLE SPECIAL REVENUE FUND
 For The Ten Months Ended July 31, 2010

	CURRENT PERIOD	YTD ACTUAL	%	ANNUAL BUDGET	OVER (UNDER)	%	MTD %
REVENUES							
503.4 Interest Income	\$ 57.94	\$ 443.99	0.82%	\$ 500.00	(56.01)	-11.20%	-16.67%
504.4 Misc Income	-	55.16	24.10%	-	55.16	0.00%	-16.67%
518.4 Designated Funds	-	-	0.00%	-	-	0.00%	-16.67%
520.4 Grant Funds	-	-	0.00%	-	-	0.00%	-16.67%
541.4 Gate Fees	23,921.00	52,761.40	98.00%	60,000.00	(7,238.60)	-12.06%	-16.67%
542.4 Rental Fees	300.00	575.00	1.07%	2,000.00	(1,425.00)	-71.25%	-16.67%
TOTAL REVENUES	24,278.94	53,835.55	124.00%	\$62,500.00	(8,664.45)	-13.86%	-16.67%
EXPENDITURES							
640.4 Refunds	52.00	52.00	0.00%	-	52.00	0.00%	-16.67%
858.4 Blue Hole Master Plan	-	-	0.00%	-	-	0.00%	-16.67%
861.4 Contract Labor/Wages	7,233.29	9,974.80	66.48%	23,455.00	(13,480.20)	-57.47%	-16.67%
862.4 Utilities	160.98	791.88	5.28%	1,500.00	(708.12)	-47.21%	-16.67%
863.4 Mowing	375.00	750.00	5.00%	2,500.00	(1,750.00)	-70.00%	-16.67%
864.4 Operating Supplies	400.76	1,181.35	7.87%	2,045.00	(863.65)	-42.23%	-16.67%
865.4 Contract Services	-	-	0.00%	27,000.00	(27,000.00)	-100.00%	-16.67%
866.4 Rental	-	139.20	0.93%	1,500.00	(1,360.80)	-90.72%	-16.67%
867.4 Materials	-	-	0.00%	2,000.00	(2,000.00)	-100.00%	-16.67%
868.4 Public Restroom Facilities	620.00	2,115.00	14.10%	2,500.00	(385.00)	-15.40%	-16.67%
TOTAL BLUE HOLE PARKLAND EXPENDITURES	8,842.03	15,004.23	99.65%	62,500.00	(47,495.77)	-75.99%	-16.67%
Net Excess (Deficit)	\$ 15,436.91	\$ 38,831.32	24.34%	-	38,831.32	62.13%	-16.67%

Restricted for Management's Use Only

City of Wimberley
Municipal Court
 Balance Sheet - Modified Accrual Basis
 July 31, 2010

Assets

Current Assets

112.50 Cash - Ozona National Bank - Municipal Court \$ 1,255.67

Total Current Assets \$ 1,255.67

Total Assets \$ 1,255.67

Liabilities and Fund Balance

Current Liabilities

350.50 Municipal Court Cost Payable \$ (0.57)

Total Current Liabilities \$ (0.57)

Total Liabilities (0.57)

Fund Balance

467.50 Fund Balance - Municipal Court 1,221.52
 498.50 Net Excess (Deficit) 34.72

Total Fund Balance 1,256.24

Total Liabilities and Fund Balance \$ 1,255.67

City of Wimberley
Municipal Court
Statement of Revenue and Expenditures - Modified Accrual Basis
For the One Month and Ten Months Ended
July 31, 2010

	Current Period		Year To Date	
	Amount	Percent	Amount	Percent
Revenues				
503.50 Interest Income - Municipal Ct	\$ 0.00	0.00	\$ 2.24	6.45
550.50 Court Technology Fees	0.00	0.00	2.73	7.86
551.50 Building Security Fees	0.00	0.00	2.05	5.90
552.50 Child Safety Fees	0.00	0.00	25.00	72.00
553.50 Judicial Efficiency Fees	0.00	0.00	2.70	7.78
	<u>0.00</u>	<u>0.00</u>	<u>34.72</u>	<u>100.00</u>
Total Revenues	<u>0.00</u>	<u>0.00</u>	<u>34.72</u>	<u>100.00</u>
Total Expenditures	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
NET EXCESS (DEFICIT)	<u>\$ 0.00</u>	<u>0.00</u>	<u>\$ 34.72</u>	<u>100.00</u>

CITY OF WIMBERLEY
 BUDGET VS ACTUAL - MUNICIPAL COURT SPECIAL REVENUE FUND
 For The Ten Months Ended July 31, 2010

	CURRENT PERIOD	YTD ACTUAL	%	ANNUAL BUDGET	OVER (UNDER)	%	MTD %
REVENUES							
503.5 Interest Income	\$ -	2.24	6.45%	\$ -	2.24	0.00%	-16.67%
550.5 Court Technology Fees	-	2.73	7.86%	425.00	(422.27)	-99.36%	-16.67%
551.5 Building Security Fees	-	2.05	5.90%	325.00	(322.95)	-99.37%	-16.67%
552.5 Child Safety Fees	-	25.00	72.00%	325.00	(300.00)	-92.31%	-16.67%
553.5 Judicial Efficiency Fees	-	2.70	7.78%	20.00	(17.30)	-86.50%	-16.67%
TOTAL REVENUES	-	34.72	100.00%	1,095.00	(1,060.28)	-96.83%	-16.67%
EXPENDITURES							
<u>Court Technology</u>							
Office Supplies	-	-	-	-	-	-	-16.67%
Office Technology	-	-	-	-	-	-	-16.67%
Capital Outlay - Technology	-	-	-	-	-	-	-16.67%
Total Court Technology	-	-	-	-	-	-	-16.67%
<u>Building Security</u>							
Office Supplies	-	-	-	-	-	-	-16.67%
Security Expense	-	-	-	-	-	-	-16.67%
Capital Outlay - Furnishings	-	-	-	-	-	-	-16.67%
Total Building Security	-	-	-	-	-	-	-16.67%
<u>Child Safety</u>							
Printing	-	-	-	-	-	-	-16.67%
Contract Labor	-	-	-	-	-	-	-16.67%
Signage	-	-	-	-	-	-	-16.67%
Total Child Safety	-	-	-	-	-	-	-16.67%
<u>Judicial Efficiency</u>							
Office Supplies	-	-	-	-	-	-	-16.67%
Printing	-	-	-	-	-	-	-16.67%
Signage	-	-	0.00%	-	-	0.00%	-16.67%
Total Judicial Efficiency	-	-	-	-	-	-	-16.67%
TOTAL MUNICIPAL COURT EXPENDITURES	-	-	0.00%	-	-	0.00%	-16.67%
Net Excess (Deficit)	\$ -	\$ 34.72	100.00%	\$ 1,095.00	\$ 1,060.28	-96.83%	-16.67%

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City of Wimberley
Blue Hole Capital Project Fund
Balance Sheet - Modified Accrual Basis
July 31, 2010

Assets

Current Assets

111.60 Cash - Ozona National Bank - BH Development \$ 112,992.20

Total Current Assets \$ 112,992.20

Total Assets \$ 112,992.20

Liabilities and Fund Balance

Total Liabilities \$ 0.00

Fund Balance

467.60 Fund Balance - Capital Project Fund \$ 445,258.78

498.60 Net Excess (Deficit) (332,266.58)

Total Fund Balance 112,992.20

Total Liabilities and Fund Balance \$ 112,992.20

City of Wimberley
Blue Hole Capital Project Fund
Statement of Revenue and Expenditures - Modified Accrual Basis
For the One Month and Ten Months Ended
July 31, 2010

	Current Period		Year To Date	
	Amount	Percent	Amount	Percent
Revenues				
503.60 Interest Income	\$ 52.89	100.00	\$ 1,746.41	100.00
Total Revenues	<u>52.89</u>	<u>100.00</u>	<u>1,746.41</u>	<u>100.00</u>
Expenditures				
Parks - Operating				
870.60 Capital Outlay - Development Project	49,935.26	94413.42	334,012.99	19125.69
Total Parks - Operating	<u>49,935.26</u>	<u>94413.42</u>	<u>334,012.99</u>	<u>19125.69</u>
Total Expenditures	<u>49,935.26</u>	<u>94413.42</u>	<u>334,012.99</u>	<u>19125.69</u>
NET EXCESS (DEFICIT)	<u>\$ (49,882.37)</u>	<u>(94313.42)</u>	<u>\$ (332,266.58)</u>	<u>(19025.69)</u>

CITY OF WIMBERLEY
 BUDGET VS ACTUAL - BLUE HOLE CAPITAL PROJECT FUND
 For The Ten Months Ended July 31, 2010

	CURRENT PERIOD	YTD ACTUAL	%	ANNUAL BUDGET	OVER (UNDER)	%	MTD %
REVENUES							
503.6 Interest Income'	\$ 52.89	\$ 1,746.41	100.00%	\$ 4,500.00	\$ (2,753.59)	-61.19%	-16.67%
503.5 Misc Income	-	-	0.00%	-	-	0.00%	-16.67%
518.6 Designated Funds	-	-	0.00%	-	-	0.00%	-16.67%
520.6 Grant Funds	-	-	0.00%	1,131,125.00	(1,131,125.00)	-100.00%	-16.67%
TOTAL REVENUES	52.89	1,746.41	100.00%	1,135,625.00	(1,133,878.59)	-99.85%	-16.67%
EXPENDITURES							
861.6 Contract Labor/Wages	-	-	0.00%	-	-	0.00%	-16.67%
865.6 Contract Services	-	-	0.00%	321,125.00	(321,125.00)	-100.00%	-16.67%
869.6 Capital Outlay - Equipment	-	-	0.00%	14,500.00	-	0.00%	-16.67%
870.6 Capital Outlay - Development	49,935.26	334,012.99	100.00%	800,000.00	(465,987.01)	-58.25%	-16.67%
TOTAL BLUE HOLE PARKLAND EXPENDITURES	49,935.26	334,012.99	100.00%	1,135,625.00	(801,612.01)	-70.59%	-16.67%
Net Excess (Deficit)	\$ (49,882.37)	\$ (332,266.58)	0.00%	\$ -	\$ (332,266.58)	-29.26%	-16.67%

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7/7/10	304.50	Due to General - Municipal Court	94.00	2008	general fund
7/2/10	870.60	Capital Outlay - Development Project	47,435.26	2010	design workshop
7/7/10	870.60	Capital Outlay - Development Project	2,500.00	2011	WFC sustainable sites initiative
7/2/10	864.40	Operating Supplies	20.00	3051	a studio z art & design
7/2/10	863.40	Mowing	250.00	3052	affordable lawn service
7/2/10	862.40	Utilities	105.88	3053	pec
7/2/10	862.40	Utilities	55.10	3054	wimberley water
7/1/10	640.40	Refunds - Blue Hole	52.00	3055	hunt andre
7/6/10	301.40	Withholding Tax Payable	44.00	3056	ozona natl bank
7/6/10	302.40	FICA Tax Payable	395.50	3056	ozona natl bank
			439.50	3056	Reference Total
7/7/10	861.40	Contract Labor/Wages	32.70	3057	twc
7/16/10	101.40	Petty Cash-Blue Hole	400.00	3063	petty cash
7/16/10	864.40	Operating Supplies	94.28	3065	ace hardware
7/16/10	863.40	Mowing	125.00	3066	affordable lawn service
7/16/10	864.40	Operating Supplies	69.99	3067	don ferguson
7/16/10	868.40	Public Restroom Facilities	620.00	3068	leinneweber plumbing
7/20/10	301.40	Withholding Tax Payable	37.00	3069	ozona natl bank
7/20/10	302.40	FICA Tax Payable	292.94	3069	ozona natl bank
			329.94	3069	Reference Total
7/23/10	864.40	Operating Supplies	216.49	3071	professional graffitti
7/1/10	733.10	Parking Lot Lease	100.00	7638	calkins interest ltd
7/1/10	608.10	Health Care	200.00	7639	cara mcpartland
7/1/10	608.10	Health Care	312.00	7640	don ferguson
7/1/10	608.10	Health Care	200.00	7641	monica alcalá
7/1/10	708.10	Health Benefits	200.00	7642	sandra irvin
7/1/10	614.10	Rent	525.00	7643	todd routh
7/1/10	708.10	Health Benefits	200.00	7644	william bowers
7/1/10	908.10	Health Benefits - Comm Ctr	200.00	7645	james kroll
7/2/10	661.10	Public Relations / Receptions	5,000.00	7646	american fireworks
7/1/10	330.10	Community Center Security Deposits Payable	300.00	7647	st stephens episcopal
7/1/10	330.10	Community Center Security Deposits Payable	230.00	7648	rosa hernandez
7/2/10	911.10	Printing - Comm Ctr	102.00	7649	a studio z art & design
7/2/10	916.10	Office Supplies - Comm Ctr	8.75	7649	a studio z art & design
			110.75	7649	Reference Total

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7/2/10	859.10	Nature Trail Operations	50.00	7650	affordable lawn care
7/2/10	623.10	Office Technology	50.00	7651	anvil communications
7/2/10	628.10	Technology Consultant	112.50	7651	anvil communications
			162.50	7651	Reference Total
7/2/10	917.10	Utilities - Comm Ctr	412.70	7652	aqua texas inc
7/2/10	676.10	Contract Inspector	585.00	7653	ats
7/2/10	735.10	Survey Services	13,805.87	7654	baker-aicken & assoc
7/2/10	641.10	Legal	2,653.50	7655	bickerstaff heath pollan & caroom
7/2/10	821.10	City Prosecutor	250.00	7655	bickerstaff heath pollan & caroom
			2,903.50	7655	Reference Total
7/2/10	632.10	Capital Outlay - Other	572.17	7656	eagle mountain company
7/2/10	623.10	Office Technology	400.00	7657	environmental systems research institute
7/2/10	727.10	Road Maintenance	225.00	7658	garrett allen
7/2/10	859.10	Nature Trail Operations	115.00	7659	hill country publishing
7/2/10	619.10	Water Cooler	32.29	7660	hill country springs
7/2/10	928.10	Supplies - Comm Ctr	48.45	7661	hill country trophy
7/2/10	610.10	Public Notices	370.50	7662	holly media group
7/2/10	618.10	Equipment Leases	281.03	7663	kyocera mita
7/2/10	677.10	Site Plan Reviews	1,025.00	7664	neptune-wilkinson
7/2/10	729.10	Road Engineering	305.76	7664	neptune-wilkinson
			1,330.76	7664	Reference Total
7/2/10	916.10	Office Supplies - Comm Ctr	187.98	7665	office depot
7/2/10	617.10	Utilities	511.85	7666	pec
7/2/10	859.10	Nature Trail Operations	83.02	7666	pec
7/2/10	917.10	Utilities - Comm Ctr	1,271.75	7666	pec
			1,866.62	7666	Reference Total
7/2/10	732.10	Signs/Barricades	42.90	7667	safelane traffic supply
7/2/10	917.10	Utilities - Comm Ctr	89.84	7668	texas disposal systems
7/2/10	732.10	Signs/Barricades	100.00	7669	hartmann enterprises
7/2/10	623.10	Office Technology	182.83	7670	time warner
7/2/10	612.10	Telephone	379.10	7672	verizon
7/2/10	617.10	Utilities	41.65	7673	wimberley water supply
7/2/10	917.10	Utilities - Comm Ctr	118.80	7673	wimberley water supply
			160.45	7673	Reference Total
7/2/10	623.10	Office Technology	63.85	7674	cara mcpartland

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7/6/10	301.10	Withholding Tax Payable	1,012.00	7675	ozona natl bank
7/6/10	302.10	FICA Tax Payable	1,616.78	7675	ozona natl bank
			2,628.78	7675	Reference Total
7/6/10	736.10	Contract Labor	100.00	7676	blaine hamilton
7/6/10	736.10	Contract Labor	100.00	7677	clemente verastegui
7/6/10	736.10	Contract Labor	100.00	7678	marcos gonzales
7/6/10	736.10	Contract Labor	100.00	7679	ray helm
7/6/10	736.10	Contract Labor	100.00	7680	ron hood
7/6/10	736.10	Contract Labor	100.00	7681	tom wallace
7/7/10	606.10	Payroll Taxes	76.25	7682	twc
7/7/10	906.10	Payroll Taxes - Comm Ctr	212.22	7682	twc
7/7/10	706.10	Payroll Taxes	119.32	7682	twc
			407.79	7682	Reference Total
7/7/10	607.10	TMRS - Admin	365.35	7683	tmrs
7/7/10	707.10	TMRS - Public Works	140.23	7683	tmrs
7/7/10	907.10	TMRS - City Contribution Comm Ctr	65.05	7683	tmrs
7/7/10	311.10	TMRS Payable	944.74	7683	tmrs
			1,515.37	7683	Reference Total
7/14/10	330.10	Community Center Security Deposits Payable	500.00	7688	al sanders
7/16/10	616.10	Office Supplies	11.86	7689	ace hardware
7/16/10	715.10	Supplies - Public Works	4.94	7689	ace hardware
7/16/10	859.10	Nature Trail Operations	17.99	7689	ace hardware
7/16/10	916.10	Office Supplies - Comm Ctr	25.99	7689	ace hardware
7/16/10	928.10	Supplies - Comm Ctr	283.52	7689	ace hardware
			344.30	7689	Reference Total
7/16/10	731.10	Mowing / Tree Trimming	150.00	7690	affordable lawn care
7/16/10	651.10	Association Dues	75.00	7691	american planning assoc
7/16/10	612.10	Telephone	176.14	7692	at&t
7/16/10	676.10	Contract Inspector	1,065.00	7693	ats
7/16/10	735.10	Survey Services	3,495.00	7694	baker-aicken & associ
7/16/10	837.10	Sanitarian - Contract Labor	946.00	7695	environmental concepts
7/16/10	727.10	Road Maintenance	525.00	7696	garrett allen
7/16/10	756.10	Public Restroom Wastewater	255.00	7697	leinneweber plumbing co
7/16/10	655.10	Financial Management Services	1,000.00	7698	lori graham cpa
7/16/10	622.10	Records Management	500.00	7699	municipal code corp

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7/16/10	638.10	Repairs & Maintenance	105.35	7700	olson electric
7/16/10	615.10	Cleaning	400.00	7701	pow wow service
7/16/10	732.10	Signs/Barricades	50.10	7702	safelane traffic
7/16/10	720.10	Fuel	50.58	7703	texas fleet fuel
7/16/10	912.10	Telephone - Comm Ctr	96.62	7704	verizon
7/16/10	617.10	Utilities	137.16	7705	wimberley water supply
7/16/10	623.10	Office Technology	77.00	7706	don ferguson
7/16/10	926.10	Security Expense - Comm Ctr	93.45	7707	asg security
7/20/10	301.10	Withholding Tax Payable	1,001.00	7708	ozona natl bank
7/20/10	302.10	FICA Tax Payable	1,601.18	7708	ozona natl bank
			2,602.18	7708	Reference Total
7/21/10	661.10	Public Relations / Receptions	104.96	7709	miss mae's bbq
7/23/10	624.10	Moving Expenditures	625.00	7710	adt
7/23/10	626.10	Security Expense	264.71	7710	adt
			889.71	7710	Reference Total
7/27/10	330.10	Community Center Security Deposits Payable	500.00	7724	susan or perry rayback
7/27/10	102.10	Cash - Ozona National Bank - General	-51,236.58	disb	disb
7/23/10	110.40	Cash - Ozona National Bank - BH Operating	-2,810.88	disb	disb
7/7/10	112.50	Cash - Ozona National Bank - Municipal Court	-94.00	disb	disb
7/7/10	111.60	Cash - Ozona National Bank - BH Development	-49,935.26	disb	disb
			-104,076.72	disb	Reference Total
		Total for 111 Items	0.00		

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<u>Date</u>	<u>Acct</u>	<u>Acct Desc</u>	<u>Amount</u>	<u>Ref</u>	<u>Description</u>
7/31/10	102.10	Cash - Ozona National Bank - General	96,708.08	1	deposits
7/31/10	330.10	Community Center Security Deposits Payable	-2,500.00	1	comm ctr
7/31/10	121.10	Sales Tax Receivable	-37,721.27	1	s/t receivable
7/31/10	502.10	Mixed Beverage Tax	-2,982.14	1	mixed beverage tax
7/31/10	116.10	Due From Municipal Court	-94.00	1	due from municipal ct
7/31/10	504.10	Miscellaneous Income	-3,865.61	1	misc income
7/31/10	505.10	Building Permits	-2,404.05	1	bldg permits
7/31/10	506.10	Building Inspections	-2,660.00	1	inspections
7/31/10	509.10	Plan Reviews	-1,235.00	1	plan reviews
7/31/10	511.10	Sign Permits	-195.00	1	sign permits
7/31/10	512.10	Subdivision	-808.04	1	subdivision fees
7/31/10	513.10	Zoning	-110.00	1	zoning
7/31/10	521.10	Time Warner Cable	-7,675.07	1	franchise twc
7/31/10	522.10	Pedernales Electric Cooperative, Inc.	-21,539.02	1	franchise pec
7/31/10	525.10	Franchise Fees - Misc	-4,401.50	1	franchise misc
7/31/10	527.10	Food Permits	-1,075.00	1	food permits
7/31/10	528.10	Septic Lease	-900.00	1	septic permits
7/31/10	532.10	Community Center Rental Fees	-6,708.50	1	rental fees
7/31/10	617.10	Utilities	-163.38	1	utility refund for accts closed
7/31/10	120.10	Accounts Receivable	329.50	1	a/r
			0.00	1	Reference Total
7/31/10	114.10	Due From Blue Hole	299.07	2	due from bh
7/31/10	102.10	Cash - Ozona National Bank - General	-299.07	2	cash
			0.00	2	Reference Total
7/31/10	119.10	Texpool - General	33.87	3	texpool - general
7/31/10	503.10	Interest Income - General	-33.87	3	interest
			0.00	3	Reference Total
7/31/10	119.40	Texpool - Blue Hole	31.45	4	texpool - bh
7/31/10	503.40	Interest Income - Blue Hole Parkland	-31.45	4	interest
			0.00	4	Reference Total
7/31/10	111.60	Cash - Ozona National Bank - BH Development	52.89	5	bh dev
7/31/10	503.60	Interest Income	-52.89	5	interest

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<u>Date</u>	<u>Acct</u>	<u>Acct Desc</u>	<u>Amount</u>	<u>Ref</u>	<u>Description</u>
			0.00	5	Reference Total
7/31/10	350.50	Municipal Court Cost Payable	4.00	6	mc cost payable
7/31/10	304.50	Due to General - Municipal Court	-4.00	6	due to general
			0.00	6	Reference Total
7/31/10	110.40	Cash - Ozona National Bank - BH Operating	24,221.00	7	deposits bh
7/31/10	541.40	Gate Fees	-23,921.00	7	gate fees
7/31/10	542.40	Rental Fees	-300.00	7	rental fees
			0.00	7	Reference Total
7/31/10	110.40	Cash - Ozona National Bank - BH Operating	26.49	8	bh operating
7/31/10	503.40	Interest Income - Blue Hole Parkland	-26.49	8	interest
			0.00	8	Reference Total
7/31/10	606.10	Payroll Taxes	-993.40	9	p/r taxes
7/31/10	706.10	Payroll Taxes	532.81	9	p/r taxes pw
7/31/10	906.10	Payroll Taxes - Comm Ctr	460.59	9	p/r taxes cc
			0.00	9	Reference Total
7/31/10	102.10	Cash - Ozona National Bank - General	64.26	10	general
7/31/10	503.10	Interest Income - General	-64.26	10	interest
			0.00	10	Reference Total
7/31/10	622.10	Records Management	84.16	11	q/b s/c
7/31/10	102.10	Cash - Ozona National Bank - General	-84.16	11	q/b s/c
			0.00	11	Reference Total
7/31/10	110.40	Cash - Ozona National Bank - BH Operating	299.07	12	cash
7/31/10	304.40	Due To General	-299.07	12	payroll direct deposited out of general
			0.00	12	Reference Total
7/31/10	861.40	Contract Labor/Wages	4.32	13	q/b s/c
7/31/10	110.40	Cash - Ozona National Bank - BH Operating	-4.32	13	q/b s/c

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<u>Date</u>	<u>Acct</u>	<u>Acct Desc</u>	<u>Amount</u>	<u>Ref</u>	<u>Description</u>
			0.00	13	Reference Total
7/31/10	121.10	Sales Tax Receivable	69,025.11	14	s/t receivable
7/31/10	501.10	Sales & Use Tax	-69,025.11	14	sales tax
			0.00	14	Reference Total
Total for 48 Items			0.00		

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PYA - Generated payroll accrual

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7/31/10	606.10	Payroll Taxes	2,404.43	CKS	Employer's FICA
7/31/10	302.10	FICA Tax Payable	-2,404.43	CKS	Employer's FICA
7/31/10	606.10	Payroll Taxes	562.33	CKS	Employer's Medicare
7/31/10	302.10	FICA Tax Payable	-562.33	CKS	Employer's Medicare
			0.00	CKS	Reference Total
		Total for 4 Items	0.00		

**City of Wimberley
JOURNAL REPORT**

July 31, 2010

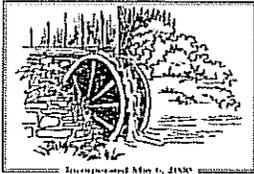
PYR - Generated payroll transaction

Client No: 347

Page 9

<u>Date</u>	<u>Acct</u>	<u>Acct Desc</u>	<u>Amount</u>	<u>Ref</u>	<u>Description</u>
7/31/10	601.10	City Administrator	10,961.55	CKS	SALARY
7/31/10	301.10	Withholding Tax Payable	-3,022.00	CKS	Federal Withholding
7/31/10	302.10	FICA Tax Payable	-2,416.24	CKS	Fica + Medicare Withholding
7/31/10	311.10	TMRS Payable	-1,417.11	CKS	TMRS Contribution
7/31/10	102.10	Cash - Ozona National Bank - General	-24,729.50	CKS	Net Payroll Checks
7/31/10	602.10	City Secretary	4,269.24	CKS	SALARY
7/31/10	603.10	Receptionist/Clerk	2,916.00	CKS	SALARY
7/31/10	861.40	Contract Labor/Wages	7,171.51	CKS	SALARY
7/31/10	302.40	FICA Tax Payable	-550.51	CKS	Fica + Medicare Withholding
7/31/10	110.40	Cash - Ozona National Bank - BH Operating	-6,493.76	CKS	Net Payroll Checks
7/31/10	301.40	Withholding Tax Payable	-152.00	CKS	Federal Withholding
7/31/10	901.10	Salaries - Director	3,242.50	CKS	SALARY
7/31/10	704.10	Salaries-GIS/Permitting Clerk	3,720.00	CKS	SALARY
7/31/10	902.10	Salaries - Maintenance	3,230.76	CKS	SALARY
7/31/10	861.40	Contract Labor/Wages	24.76	CKS	Overtime
7/31/10	702.10	Salaries-Code Enforcement & Permitting	3,244.80	CKS	SALARY
			0.00	CKS	Reference Total
		Total for 16 Items	0.00		

City Council Agenda Form



Date Submitted: August 26, 2010

Agenda Date Requested: September 2, 2010

Project/Proposal Title: PRESENTATION BY *DESIGN WORKSHOP* AND *GREENPLAY LLC* ON THE PROPOSED *BLUE HOLE PARK OPERATIONS, MAINTENANCE AND MONITORING MANUAL*

Funds Required:

Funds Available:

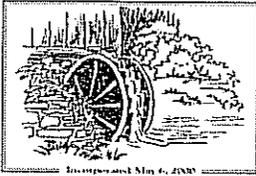
Council Action Requested:

- Ordinance
- Resolution
- Motion
- Discussion

Project/Proposal Summary:

This item was placed on the agenda to allow representatives with *Design Workshop* and *Greenplay LLC* to brief City Council on the proposed *Blue Hole Regional Park Operations, Maintenance And Monitoring Manual*. Attached is a copy of the proposed manual for your review in advance of the Council meeting.

City Council Agenda Form



Date Submitted: August 26, 2010

Agenda Date Requested: September 2, 2010

Project/Proposal Title: CITY ADMINISTRATOR'S REPORT

Funds Required:

Funds Available:

Council Action Requested:

Ordinance

Resolution

Motion

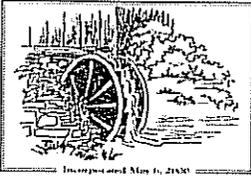
Discussion

Project/Proposal Summary:

The City Administrator will present a report on the following items:

- Status report on the efforts underway to secure federal funding for the downtown wastewater project
- Status report on the La Buena Vista Street traffic control initiatives
- Status report on preparations for the upcoming Special Election for City Council Place Two on September 18, 2010
- Status report on the operation of the Blue Hole Regional Park

City Council Agenda Form



Date Submitted: August 26, 2010

Agenda Date Requested: September 2, 2010

Project/Proposal Title: PUBLIC HEARING ON
PROPOSED FY 2011 CITY BUDGET

Funds Required:

Funds Available:

Council Action Requested:

- Ordinance
- Resolution
- Motion
- Discussion

Project/Proposal Summary:

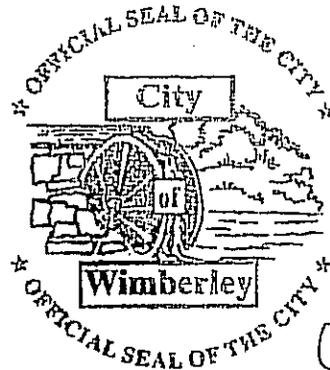
This item was placed on the agenda to allow for a public hearing on the proposed Fiscal Year 2011 Operating Budget for the City of Wimberley.

Attached is a copy of the proposed budget that was filed by Mayor Bob Flocke with the City Secretary last month. The City Administrator will make a brief presentation on the proposed budget at the City Council meeting in advance of any public comment.

A City Council vote adopting a Fiscal Year 2011 Budget for the City of Wimberley is scheduled for September 16, 2010.

Memo

Filed 8/17/10



CW

To: Members of City Council
From: Bob Flocke, Mayor
CC: Don Ferguson, City Administrator
Date: August 17, 2010
Re: FY 2011 Proposed Budget

Attached is my *Proposed FY 2011 City of Wimberley Budget* for your review. In addition to including essential operating costs for the City, the spending plan includes funding for a wide range of short and long term needs of the City.

Please note the *Proposed Budget* is a balanced budget and hopefully will serve as a starting point for the upcoming discussions and approval of a City budget for the coming year.

This *Proposed Budget* includes no increases in manpower and a two (2) percent pay raise for all employees, with the exception of the City Administrator.

In Fiscal Year 2010, the decision was made to eliminate the position of City Marshal. In the months following that decision, it has become apparent that the City needs a local law enforcement presence. As such, I have proposed funding for a contract law enforcement program where the City would contract with off-duty deputies to patrol city streets, with an emphasis on traffic enforcement.

Significant funding is set aside in the *Proposed Budget* for street maintenance, as well as a transfer of funds into the City's Road Maintenance Reserve. Also, funding has been allocated to resolve critical erosion problems on Hoots Holler Drive and Little Ranches Road, in addition to the construction of a sidewalk on Oak Drive, just off the Wimberley Square. Funding has also been included for additional street lights in the area of the Square.

New expenditures are proposed in the area of technology to fund security software for the City's computers, along with a data backup system. In addition, funding has been allocated for the first year of a two (2) year City Code re-codification project.

The *Proposed Budget* funds, for a second year, a contract City Sanitarian to handle septic system permitting and health inspections. A revenue line item has also been included in the budget to reflect health service fees that would be collected through this new program.

The *Proposed Budget* includes funding for some new landscaping material for the Cypress Creek Nature Trail Park Playground along with landscape improvements on the small piece of property recently donated to the City by Pedernales Electric Cooperative. Also, there is additional funding allocated for mowing and tree trimming at the Nature Trail Park and on City rights-of-way.

As for community projects, the *Proposed Budget* includes a small amount of funding for the Fourth of July Fireworks Display. The remaining funds for the display are expected to come from a non-City related community fund raising effort.

In the area of contracted services, I am proposing an expenditure of \$25,000 to fund the remainder of a project started late this fiscal year to develop a survey of the City limits – a task that was supposed to have been completed by the City upon its incorporation in 2000. Also, I have included funding for the resolution of property ownership issues on the Square.

On the revenue front, the *Proposed Budget* includes what I believe to be some rather conservative revenue estimates. Please note that these estimates do not include any increases in permit fees, or additional revenue sources that may be developed in the upcoming budget process. I felt suggesting certain revenue increases would be premature until City Council has had an opportunity to talk in more detail about a spending plan for the coming year.

Fund balance projections, as well as preliminary budget information on the handful of small special revenue funds, including the Blue Hole Regional Park Fund, will be presented in the coming weeks.

In conclusion, I look forward to the upcoming budget process and working with you in the development of a spending plan to better serve our citizens in the interest of public health, safety and welfare.

CITY OF WIMBERLEY
GENERAL FUND
PROPOSED BUDGET
FY 2011

	AMENDED 09 BUDGET	APPROVED 10 BUDGET	PROPOSED 11 BUDGET
REVENUES			
Sales & Use Tax	\$ 539,302.00	\$ 522,300.00	522,300.00
Mixed Beverage Tax	5,500.00	10,000.00	10,000.00
Interest Income	11,500.00	12,000.00	5,000.00
Misc. Income	27,708.00	12,500.00	12,500.00
Building Permits	13,000.00	15,000.00	15,838.00
Building Inspections	19,000.00	17,500.00	17,500.00
Fire Inspections		5,000.00	5,000.00
Plan Reviews	14,000.00	15,000.00	15,000.00
Beer & Wine Permits	175.00	3,000.00	3,000.00
Sign Permits	2,500.00	3,500.00	2,500.00
Subdivision	7,500.00	10,000.00	10,000.00
Zoning	4,500.00	7,500.00	4,500.00
Copies/Maps/Misc.	500.00	500.00	500.00
Municipal Court/Costs Fines	8,000.00	5,000.00	30,000.00
Franchise Fees	205,000.00	230,000.00	235,000.00
Health Fees	-	17,500.00	15,000.00
Grant Revenue		-	
Parking Lot Revenue		1,200.00	1,200.00
Community Center Rental Fees		45,000.00	60,000.00
TOTAL REVENUES	858,185.00	932,500.00	964,838.00
EXPENDITURES			
ADMINISTRATION EXPENDITURES			
<i>Personnel</i>			
City Administrator	95,000.00	95,000.00	95,000.00
Assistant City Administrator		-	-
City Secretary	37,000.00	37,000.00	37,740.00
Receptionist/Clerk	29,204.00	29,204.00	29,789.00
Fire Marshal (Contract Labor)	-	5,000.00	5,000.00
Intern	-	-	-
Payroll Taxes	13,420.00	12,770.00	13,246.00
TMRS	4,900.00	5,336.00	5,380.00
Health Benefits	8,394.00	8,544.00	8,544.00
Total Personnel	187,918.00	192,854.00	194,699.00
<i>Operating</i>			
Dues (TML & City Mgr Assoc.)	4,000.00	3,000.00	3,000.00
Public Notices	4,500.00	4,500.00	4,500.00
Printing	1,100.00	500.00	500.00
Telephone	6,250.00	5,187.00	4,209.00
Copies	2,500.00	750.00	750.00
Rent	52,000.00	55,000.00	6,300.00
Cleaning	5,200.00	5,200.00	5,200.00
Office Supplies	4,000.00	4,000.00	3,000.00
Utilities	7,000.00	6,000.00	9,372.00
Equipment Leases	5,100.00	4,500.00	4,416.00
Water Cooler	640.00	650.00	550.00
Postage	2,500.00	2,500.00	1,750.00
Insurance	15,000.00	13,750.00	15,000.00
Records Management	5,000.00	2,500.00	6,708.00
Office Technology	650.00	4,200.00	4,124.00
Security Expense	800.00	800.00	1,000.00
Technology Consultant	535.00	3,350.00	750.00
Pay Comparability Adjustment	1,000.00	1,000.00	1,000.00
Capital Outlay - Furnishings	400.00	500.00	1,536.00
Capital Outlay - Technology	2,000.00	2,000.00	1,390.00
Capital Outlay - Other	52,500.00	-	-
Mileage	750.00	500.00	500.00

Restricted for Management's Use Only

CITY OF WIMBERLEY
GENERAL FUND
PROPOSED BUDGET
FY 2011

	AMENDED	APPROVED	PROPOSED
Training-Travel	2,000.00	1,500.00	1,500.00
Contract Labor	3,900.00	-	-
Repairs & Maintenance	-	-	8,000.00
Signs/Zoning	-	-	-
<u>Total Operating</u>	<u>179,325.00</u>	<u>121,987.00</u>	85,055.00
TOTAL ADMINISTRATION EXPENDITURES	<u>367,243.00</u>	<u>314,841.00</u>	279,754.00
LEGAL EXPENDITURES			
Legal	53,000.00	55,000.00	60,000.00
Operating Transfer-Out	-	-	-
TOTAL LEGAL	<u>53,000.00</u>	<u>55,000.00</u>	60,000.00
COUNCIL-BOARD EXPENDITURES			
Association Dues	1,000.00	-	-
Training	2,500.00	1,000.00	1,000.00
Town Hall Meetings	-	-	-
Election	3,200.00	3,200.00	3,500.00
Financial Management Services	12,000.00	12,000.00	12,000.00
Audit	13,000.00	13,500.00	13,500.00
Public Satisfaction Survey	-	2,500.00	-
Planning	5,000.00	-	-
Recording Secretary	-	-	-
Economic Development	-	-	-
Public Relations/Receptions	4,000.00	4,500.00	3,750.00
Public Information	-	-	-
Visitor Center Support	-	-	-
Fitness Council Expenditures	6,500.00	5,000.00	-
TOTAL COUNCIL -BOARD EXPENDITURES	<u>47,200.00</u>	<u>41,700.00</u>	33,750.00
DEVELOPMENT EXPENDITURES			
Contract Inspector	30,000.00	17,500.00	17,500.00
Site Plan Reviews	18,000.00	15,000.00	15,000.00
Building Code Books	-	-	-
TOTAL BUILDING DEPARTMENT EXPENDITURES	<u>48,000.00</u>	<u>32,500.00</u>	32,500.00
PUBLIC WORKS/CODE ENFORCEMENT EXPENDITURES			
<u>Public Works</u>			
<u>Personnel</u>			
Salaries-Planning Director	-	-	-
Salaries-Code Enforcement & Permitting	28,121.00	28,121.00	28,684.00
Salaries-Assst. to Planning Director	-	-	-
Salaries-GIS/Permitting Clerk	32,240.00	32,240.00	32,885.00
Salaries-Public Works Laborer	-	-	-
Payroll Taxes	4,890.00	4,708.00	5,019.00
TMRS - Public Works	1,850.00	1,998.00	2,038.00
Health Benefits	4,800.00	4,800.00	4,800.00
<u>Total Personnel</u>	<u>71,901.00</u>	<u>71,867.00</u>	73,426.00
<u>Operating</u>			
Mileage	-	250.00	250.00
Training	-	500.00	500.00
Certificates	50.00	-	-
Supplies - Public Works	250.00	500.00	500.00
Fuel	1,000.00	2,000.00	1,500.00
Tools	750.00	500.00	500.00
Capital Outlay - Vehicles	-	-	-
Capital Outlay - Equipment	-	-	3,000.00
Vehicle Maintenance	500.00	500.00	500.00
Restricted for Management's Use Only			

CITY OF WIMBERLEY
GENERAL FUND
PROPOSED BUDGET
FY 2011

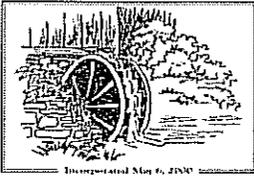
	AMENDED	APPROVED	PROPOSED
<u>Total Operating</u>	<u>2,550.00</u>	<u>4,250.00</u>	6,750.00
<u>Total Public Works</u>	<u>74,451.00</u>	<u>76,117.00</u>	80,176.00
<u>Roads</u>			
Road Maintenance	75,000.00	85,000.00	85,000.00
Transfer to Road Maintenance Reserve	44,355.00	20,000.00	20,000.00
Capital Outlay Roads	21,000.00	250,000.00	70,000.00
Capital Outlay-Sidewalks	-	25,000.00	50,000.00
Road Engineering	10,000.00	6,000.00	7,500.00
Road Insurance	-	-	-
Mowing/Tree Trimming	8,500.00	10,500.00	8,500.00
Signs/Barricades	6,028.00	3,500.00	4,000.00
Parking Lot Lease	1,200.00	1,200.00	1,200.00
Master Planning Traffic Studies	-	-	-
Survey Services	-	50,000.00	25,000.00
Contract Labor	5,000.00	-	-
Ranch Road 12 Millgation	-	-	-
<u>Total Roads</u>	<u>171,083.00</u>	<u>451,200.00</u>	271,200.00
<u>Water/Wastewater</u>			
Water Quality Testing	1,500.00	1,500.00	1,500.00
Wastewater System Start-up	-	-	-
Map Services	-	-	-
Water/Wastewater Purchases	-	-	-
Capital Outlay	-	-	-
Public Restroom Wastewater	4,500.00	6,000.00	4,625.00
<u>Total Water/Wastewater</u>	<u>6,000.00</u>	<u>7,500.00</u>	6,125.00
TOTAL PUBLIC WORKS/CODE ENFORCEMENT EXPENDITURES	<u>251,534.00</u>	<u>534,817.00</u>	357,501.00
PUBLIC SAFETY/COURTS EXPENDITURES			
<u>Personnel</u>			
Salaries - City Marshall	37,960.00	-	-
Deputy City Marshal	-	-	-
Contract Labor	-	-	15,600.00
Municipal Court Clerk	-	-	-
Payroll Taxes	2,910.00	-	-
TMRS City Contribution	1,138.00	-	-
Health Benefits	2,500.00	-	-
<u>Total Personnel</u>	<u>44,508.00</u>	-	15,600.00
<u>Operating</u>			
Municipal Court Judge	6,500.00	1,200.00	5,000.00
City Prosecutor	6,000.00	2,610.00	6,500.00
Emergency Plan	1,000.00	-	-
Training	2,000.00	2,500.00	3,000.00
Animal Control	6,000.00	6,000.00	6,000.00
Fuel	3,000.00	-	-
Supplies	1,500.00	-	1,000.00
Vehicle Maintenance	200.00	-	-
Capital Outlay - Vehicles	8,000.00	12,552.00	-
Capital Outlay - Equipment	-	-	-
Capital Outlay - Technology	6,500.00	-	-
Sanitarian (Contract Labor)	-	15,000.00	15,000.00
<u>Total Operating</u>	<u>40,700.00</u>	<u>39,862.00</u>	36,500.00
TOTAL PUBLIC SAFETY/COURTS EXPENDITURES	<u>85,208.00</u>	<u>39,862.00</u>	52,100.00

PARKS & RECREATION
EXPENDITURES

CITY OF WIMBERLEY
GENERAL FUND
PROPOSED BUDGET
FY 2011

	AMENDED	APPROVED	PROPOSED
<u>Personnel</u>			
Assistant to City Admin	-	-	-
Health Benefits	-	-	-
Payroll Taxes	-	-	-
<u>Total Personnel</u>	<u>-</u>	<u>-</u>	<u>-</u>
<u>Operating</u>			
Mileage	-	-	-
Public Information	-	-	-
Parks Research & Development	1,000.00	500.00	5,000.00
Trails Master Plan	-	-	-
Nature Trail Operations	5,000.00	5,000.00	2,500.00
<u>Total Operating</u>	<u>6,000.00</u>	<u>5,500.00</u>	<u>7,500.00</u>
TOTAL PARKS & RECREATION EXPENDITURES	<u>6,000.00</u>	<u>5,500.00</u>	<u>7,500.00</u>
COMMUNITY CENTER EXPENDITURES			
<u>Personnel</u>			
Salaries-Director		18,231.00	32,500.00
Salaries-Facilities Manager		35,182.00	28,563.00
Salaries-Laborer			12,500.00
Payroll Taxes		4,177.00	5,998.00
TMRS		1,165.00	2,022.00
Health Benefits		2,400.00	4,800.00
Contract Labor		750.00	750.00
<u>Total Personnel</u>		61,905.00	87,133.00
<u>Operating</u>			
Maintenance & Repair		2,000.00	3,500.00
Advertising		5,000.00	15,000.00
Security Expense		1,100.00	1,100.00
Supplies		3,500.00	5,000.00
Office Supplies		2,500.00	3,000.00
Utilities		26,068.00	27,000.00
<u>Total Operating</u>		40,168.00	54,600.00
TOTAL COMMUNITY CENTER EXPENDITURES		102,073.00	141,733.00
TOTAL EXPENDITURES	<u>858,185.00</u>	<u>1,126,293.00</u>	<u>964,838.00</u>
TRANSFER IN (FUND BALANCE)		<u>193,793.00</u>	<u>-</u>
Net Excess (Deficit)	<u>\$ -</u>	<u>\$ -</u>	<u>-</u>

City Council Agenda Form



Date Submitted: August 26, 2010

Agenda Date Requested: September 2, 2010

Project/Proposal Title: CONSIDER ACTION ON
A PROPOSED ORDINANCE CREATING AN RR-1
ZONING DISTRICT

Funds Required:
Funds Available:

Council Action Requested:

- Ordinance
- Resolution
- Motion
- Discussion

Project/Proposal Summary:

This item was placed on the agenda to allow City Council to discuss and consider possible action on a proposed ordinance creating a *Rural Retreat 1 (RR-1)* zoning district in the City Zoning Code.

During the recent City initiated zoning process, it was discovered there were a handful of large acreage, resort properties in the city for which no appropriate zoning district exists. Two (2) of the three (3) properties were zoned residential as that was most appropriate zoning designation available under the City Code. At the request of the third property owner, the decision was made to hold off from zoning the third property until the City's Planning and Zoning Commission could explore the possible creation of a new zoning district that better recognizes the existing uses of the subject properties.

With no appropriate zoning designation available for the subject properties, the current resort-like uses on the properties are classified as pre-existing, non-conforming uses and such uses cannot be expanded. This troubles at least two of the subject property owners.

After several lengthy discussions, the Planning and Zoning Commission developed a proposed zoning district to apply to the above mentioned properties and any future retreat development proposed in the future. That new zoning district is called Rural Retreat 1 (RR-1) and it would allow retreat development with certain conditions. The minimum RR-1 lot size is ten (10) acres and the proposed district contains several regulations designed to limit development density and impervious cover. The proposed district allows limited numbers of RVs in addition to cabins and lodges. No hotels or motels are allowed in the proposed district.

On August 12, 2010, the Planning and Zoning Commission held a public hearing on the proposed RR-1 zoning district. Afterwards, the Commission voted unanimously to recommend approval of the new zoning district with a minimum lot size of twenty (20) acres rather than ten (10) acres as originally presented and that such zoning only be allowed on properties in Planning Areas I and II which are not located within the Protected Water Overlay District. Attached is a copy of the revised RR-1 zoning district for review and consideration.

As for the three (3) above mentioned properties, the Commission directed staff to prepare, for consideration by the Commission and City Council, modified Wimberley Planned Development District (WPDD) agreements at no cost to the subject property owners. These agreements would allow for reasonable growth of the existing operations on the subject properties.

On August 19, 2010, the City Council approved the proposed RR-1 ordinance on first reading. The measure must be approved on second reading for it to become effective.

ORDINANCE NO. 2010-_____

AN ORDINANCE OF THE CITY OF WIMBERLEY, TEXAS AMENDING CHAPTER 155 (ZONING) OF THE CODE OF ORDINANCES BY ADDING A NEW SECTION AND CREATING A NEW ZONING CLASSIFICATION TO READ AS FOLLOWS: "§ 155.063 RURAL RETREAT 1; RR-1", IN ORDER TO SPECIFY THE PERMITTED AND CONDITIONAL USES AND DEVELOPMENT STANDARDS RELATED TO SAME; AND PROVIDING FOR THE FOLLOWING: PENALTY; FINDINGS OF FACT; REPEALER; SEVERABILITY; EFFECTIVE DATE; AND PROPER NOTICE AND MEETING.

WHEREAS, the City Council of the City of Wimberley ("City Council") seeks to provide for the orderly arrangement and regulation of compatible uses within its corporate limits; and,

WHEREAS, in the course of reviewing the proposed amendments detailed in this Ordinance, the Planning and Zoning Commission and City Council have solicited public input and given careful consideration to the unique qualities of the City, including the demographics of its inhabitants, the City's history, geography, natural resources, existing structures, property values, workforce, education levels, commercial base, surrounding communities, public facilities and infrastructure; and,

WHEREAS, further the P&Z and Council have considered, among other things, the character of each zoning district and its peculiar suitability for the particular uses; with a view of conserving property values and encouraging the most appropriate use of land in the City; and,

WHEREAS, the regulations established by this Ordinance are in furtherance of the public interest, for the good government, peace, order, trade and commerce of the City and necessary and proper for carrying out the power granted by law to the City; and,

WHEREAS, the following enactments are a valid exercise of the City's broad police powers and based upon the City's statutory regulatory authority, including but not limited to Texas Local Government Code Chapters 51, 52, and 211; and,

WHEREAS, the City Council finds that the provisions of this Ordinance will serve to promote the public health, safety, morals and general welfare; and,

WHEREAS, parties in interest and citizens have had an opportunity to be heard at numerous public hearings conducted by the Planning and Zoning Commission and City Council, notice of which was published in the City's official newspaper before the 15th day before the first public hearing and agendas for each hearing were posted at City Hall more than seventy-two (72) hours prior to the respective hearing.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WIMBERLEY, COUNTY OF HAYS, STATE OF TEXAS:

I. FINDINGS OF FACT

All of the above premises are hereby found to be true and correct legislative and factual findings of the City of Wimberley and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

II. AMENDMENTS

THAT the City of Wimberley Code of Ordinances, Chapter 155 (Zoning) is hereby amended to add section "155.063 RURAL RETREAT 1; RR-1", to read as follows:

"§ 155.063 RURAL RETREAT 1; RR-1.

(A) *General purpose and description.* The Rural Retreat 1 (RR-1) district is intended to accommodate the needs and desires of visitors, tourists and transient guests. It applies to specific areas where public roads and public utilities are available or where suitable alternate private facilities are assured. It is the intent of the district to provide for tourist retreat development, excluding hotels and motels, in the form of cottages, cabins, lodges and RV sites available for short term rental and accessory uses to serve visitors to such facilities.

(B) *Permitted uses.*

- (1) Lodges;
- (2) Detached cabins or cottages;
- (3) Recreational Vehicle (RV) Sites; One (1) RV site is equal to two (2) guest bedrooms
- (4) Accessory uses to the main use including but not limited to retail sales and service, restaurant and recreation facilities;
- (5) Single family residential; and,
- (6) Religious assembly.

(C) *Conditional uses.*

- (1) Sit down eating establishments with the sale of beer, wine and alcohol for on-premise consumption.
- (2) Telecommunications towers, commercial antennas, and broadcast towers, subject to all applicable city regulations.

(D) *Required facilities.*

- (1) All lodges, cabins and cottage units shall have electricity and sanitary facilities to include bathing facilities with running hot water and restroom facilities adequate to accommodate the guests residing in the lodge, cabin or cottage.
- (2) Electric, water, and sewer hook-ups are required for each RV space.
- (3) Permanent secure building space is required for storm refuge for RV tenants.

- (4) A minimum of one (1) bathroom with shower and toilet is required for each ten (10) RV sites or fraction thereof.

(E) *Development regulations.*

- (1) Minimum lot size: Twenty (20) acres;
- (2) Maximum guest bedrooms (all forms) per individual acre: No more than ten (10) guest bedrooms may be located within the boundaries of any single acre;
- (3) Maximum guest bedrooms (all forms) per total development: Two hundred (200);
- (4) Maximum RV sites per total development site: Ten (10);
- (5) Maximum building height (as defined in § 155.005);
- (6) Primary buildings: not more than two (2) stories and not more than twenty-eight (28) feet with flat roof (see definition) or thirty-five (35) feet with pitched roof;
- (7) Accessory buildings: not more than eighteen (18) feet and not more than one (1) story; and
- (8) Minimum floor area per cottage or cabin: Four hundred (400) square feet;
- (9) Minimum floor area per a lodge: Two thousand five hundred (2,500) square feet;
- (10) Maximum building footprint per lodge: Fifteen thousand (15,000) square feet;
- (11) Maximum floor area of the lodging/service building: Thirty thousand (30,000) square feet;
- (12) For minimum required setbacks, no construction, including buildings, parking areas, and driveways, except entry driveways, and no placement or display of commercial material and equipment shall be allowed in the setbacks.
 - (a) Dominant street: Fifty (50) feet;
 - (b) Secondary street: Thirty (30) feet;
 - (c) Interior side yard: Twenty (20) feet, thirty (30) feet when adjacent to a residential district or residential use, fifty (50) feet if the building is more than one (1) story;
 - (d) Rear yard: Fifty (50) feet, seventy-five (75) feet when adjacent to a residential district or residential use, one hundred (100) feet if the building is more than one (1) story.
- (13) Maximum impervious coverage: Twenty percent (20%). Impervious coverage shall be calculated as a percentage of the net site area. The maximum impervious cover limits may be increased five (5) percentage points, if more than one-half of roof runoff from combined structures on-site is isolated, treated and used for irrigation.
- (14) Maximum building coverage: Twenty percent (20%). Building coverage shall be calculated as a percentage of the net site area.

(F) *Special requirements.*

- (1) Open storage is prohibited.
- (2) For site plan and development standards requirements, see §155.077 and §155.075.
- (3) Recreational vehicles, travel trailers, or motor homes may not be used for on-site dwelling for a period greater than thirty (30) consecutive days or for non-residential purposes.
- (4) Outdoor camping, including tents and pop-up trailers, is prohibited.
- (5) No property shall be zoned RR-1, if any portion of the property lies within the Protected Waterway Overlay District (PW), as defined in section 155.092, or as may be amended from time to time.

(G) *Other regulations.*

- (1) All site utility installations on the property shall be underground.
- (2) No dumpsters or other trash collection containers shall be visible from any adjacent property or roadway and shall be screened in accordance with provisions in the City code.
- (3) The desired architectural design shall be consistent with the traditional Hill Country style. Designs should acknowledge the traditional Hill Country scale, colors and materials appropriate for the natural beauty of the area and should preserve views and use scale, colors and materials compatible with the nature of the area.
- (4) When a natural vegetative buffer does not already exist, a landscape buffer shall be required and maintained along all lodging property lines abutting property zoned or used for residential purposes so as to visually screen the retreat lodging uses. If required by this section, the buffer shall be installed prior to the issuance of any certificates of occupancy or as required in accordance with this section. Any buffer may be included as part of the required setbacks.
- (5) No lodge, cottage, cabin or RV site shall be located within one hundred (100) feet of Cypress Creek and one-hundred fifty (150) feet of the Blanco River, whichever is greater, or within the floodplain.

(H) *Parking regulations.* As required by § 155.075, off-street parking and loading requirements.”

Except as expressly amended herein, the Wimberley Code of Ordinances shall remain in full force and effect.

III. REPEALER

All ordinances or parts of ordinances in force when the provisions of this Ordinance becomes effective which are inconsistent or in conflict with the terms and provisions contained in this Ordinance are hereby repealed only to the extent of any such conflict.

IV. SEVERABILITY

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this ordinance be severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this ordinance, and the remainder of this Ordinance shall be enforced as written.

V. EFFECTIVE DATE

This Ordinance shall take effect immediately upon its passage and publication as may be required by governing law.

VI. PROPER NOTICE AND MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code. Notice was also provided as required by Chapter 52 of the Texas Local Government Code.

PASSED AND APPROVED ON FIRST READING this _____ day of _____, 2010, by a _____ (Ayes) _____ (Nays) _____ (Abstain) vote of the City Council of the City of Wimberley, Texas.

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PASSED AND APPROVED ON SECOND READING this _____ day of _____, 2010, by a _____ (Aves) _____ (Nays) _____ (Abstain) vote of the City Council of the City of Wimberley, Texas.

CITY OF WIMBERLEY

By: _____
Bob Flocke, Mayor

ATTEST:

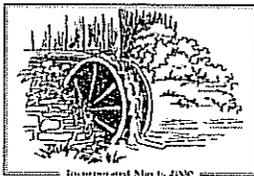
Cara McPartland, City Secretary

(SEAL)

APPROVED AS TO FORM:

Carolyn J. Crosby, City Attorney

City Council Agenda Form



Date Submitted: August 26, 2010

Agenda Date Requested: September 2, 2010

Project/Proposal Title: CONSIDER ACTION ON A PROPOSED ORDINANCE DESIGNATING THE PLANNING AREAS WHERE RR-1 ZONING WOULD BE ALLOWED

Funds Required:

Funds Available:

Council Action Requested:

- Ordinance
- Resolution
- Motion
- Discussion

Project/Proposal Summary:

This item was placed on the agenda to allow City Council to discuss and consider possible action on a proposed ordinance amending the City of Wimberley Comprehensive Plan and City Zoning Code to allow a proposed *Rural Retreat 1 (RR-1)* zoning district in Planning Areas I and II.

During the recent City initiated zoning process, it was discovered there were a handful of large acreage, resort properties in the city for which no appropriate zoning district exists. Two (2) of the three (3) properties were zoned residential as that was most appropriate zoning designation available under the City Code. At the request of the third property owner, the decision was made to hold off from zoning the third property until the City's Planning and Zoning Commission could explore the possible creation of a new zoning district that better recognizes the existing uses of the subject properties. After lengthy discussion, the Planning and Zoning Commission proposed a new zoning district to apply to any retreat development proposed in the future. That new zoning district is called Rural Retreat 1 (RR-1) and it would allow retreat development with certain conditions.

On August 19, 2010, the City Council approved the first reading of the proposed ordinance. It must be approved on second reading for the proposed amendment to take effect.

ORDINANCE NO. 2010-_____

AN ORDINANCE OF THE CITY OF WIMBERLEY, TEXAS AMENDING CHAPTER 155 (ZONING) OF THE CODE OF ORDINANCES, CERTAIN SUBSECTIONS OF SECTION 155.023 (DISTRICTS ESTABLISHED; DESIGNATION AND REVIEW) IN ORDER TO ADD THE “RURAL RETREAT 1; RR-1” AS A BASE ZONING DISTRICT AND REVISE THE PLANNING AREAS ACCORDINGLY; AND PROVIDING FOR THE FOLLOWING: PENALTY; FINDINGS OF FACT; REPEALER; SEVERABILITY; EFFECTIVE DATE; AND PROPER NOTICE AND MEETING.

WHEREAS, the City Council of the City of Wimberley (“City Council”) seeks to provide for the orderly arrangement and regulation of compatible uses within its corporate limits; and,

WHEREAS, in the course of reviewing the proposed amendments detailed in this Ordinance, the Planning and Zoning Commission and City Council have given careful consideration to the unique qualities of the City, including the demographics of its inhabitants, the City’s history, geography, natural resources, existing structures, property values, workforce, education levels, commercial base, surrounding communities, public facilities and infrastructure; and,

WHEREAS, further the P&Z and Council have considered, among other things, the character of each zoning district and its peculiar suitability for the particular uses; with a view of conserving property values and encouraging the most appropriate use of land in the City; and,

WHEREAS, the regulations established by this Ordinance are in furtherance of the public interest, for the good government, peace, order, trade and commerce of the City and necessary and proper for carrying out the power granted by law to the City; and,

WHEREAS, the following enactments are a valid exercise of the City’s broad police powers and based upon the City’s statutory regulatory authority, including but not limited to Texas Local Government Code Chapters 51, 52, 211 and 213; and,

WHEREAS, the City Council finds that the provisions of this Ordinance will serve to promote the public health, safety, morals and general welfare, and protect the aesthetic qualities of the City; and,

WHEREAS, parties in interest and citizens have had an opportunity to be heard at numerous public hearings conducted by the Planning and Zoning Commission and City Council, notice of which was published in the City’s official newspaper before the 15th day before the first public hearing and agendas for each hearing were posted at City Hall more than seventy-two (72) hours prior to the respective hearing.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WIMBERLEY, COUNTY OF HAYS, STATE OF TEXAS:

I. FINDINGS OF FACT

All of the above premises are hereby found to be true and correct legislative and factual findings of the City of Wimberley and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

II. AMENDMENTS

A. THAT the City of Wimberley Code of Ordinances, Chapter 155 (Zoning), that portions of the following subsections of sections (A), (H) and (I) of Section 155.023 (Districts Established; Designation and Review) are hereby amended in their entirety to read as follows:

“§ 155.023 DISTRICTS ESTABLISHED; DESIGNATION AND REVIEW

(A) *Districts authorized.* The districts authorized herein shall be known as (abbreviated designation, zoning district name):

- (a) Base districts:
 - 1. RA, residential acreage;
 - 2. R-1, rural residential 1;
 - 3. R-2, single-family residential 2;
 - 4. R-3, single-family residential 3;
 - 5. R-4, single-family residential 4;
 - 6. R-5, 2-family residential 5;
 - 7. NS, neighborhood services;
 - 8. MH, mobile home;
 - 9. MF-1, multi-family residential 1;
 - 10. MF-2, multi-family residential 2;
 - 11. O-1, office - low impact;
 - 12. O-2, office - high impact;
 - 13. L-1, lodging;
 - 14. L-2, lodging;

15. RR-1, rural retreat;
16. SCD, scenic corridor;
17. C-1, commercial - low impact;
18. C-2, commercial - moderate impact;
19. C-3, commercial - high impact;
20. I-1, industrial - low impact;
21. I-2, industrial - high impact;
22. HC, highway commercial;
23. IP, industrial park;
24. AS/S, animal sales/services;
25. PPU, public protection/utility;
26. PR-1, participant recreation - low impact;
27. PR-2, participant recreation - high impact;
28. PF, public facilities; and
29. WPDD, planned development district.

(H)(1)(e) *Lodging districts (L-1, L-2, RR-1)*. Larger scale facilities (31 or more units) shall be limited to highway commercial (HC) districts.

(H)(1)(g)(2) *Planning area uses*. The Comprehensive Plan of the city notes that it is the responsibility of the City Council, with the assistance of the Planning and Zoning Commission, to develop a system for the general application of zoning districts to the Comprehensive Plan Map planning areas. The following is a listing of the planning areas with the zoning districts that are appropriate for the areas. The boundaries of each planning area are shown in the Comprehensive Plan adopted by Council, and on file with the City. The full district names are as found in division (A)(1) of this section.

<i>Area</i>	Zoning Districts Allowed
I	RA, R-1, R-2, R-3, PPU, PF, WPDD, NS, RR-1
II	RA, R-1, R-2, R-3, R-4, R-5, MF-1, PPU, PF, WPDD, NS, RR-1
III	RA, R-1, R-2, R-3, R-4, R-5, MF-1, MH, O-1, C-1, L-1, PR-1, PPU, PF, WPDD

IV	RA, R-1, R-2, R-3, R-4, R-5, MF-1, MF-2, MH, O-1, O-2, C-1, C-2, L-1, PR-1, PR-2, PPU, PF, WPDD
V	RA, R-1, R-2, R-3, R-4, R-5, MF-1, MF-2, O-1, O-2, C-1, C-2, C-3, L-1, L-2, AS/S, PR-1, PR-2, PPU, PF, WPDD
VI	O-1, O-2, C-1, C-2, C-3, L-1, L-2, I-1, I-2, HC, IP, PPU, PF, WPDD
VII	RA, R-1, R-2, NS, O-1, L-1, PPU, PR-1, PF, SCD, WPDD

(I) *Specific review criteria.*

(1) *Land use intensity gradations.* Land use intensity gradation is an expression of external effects on the environment. In reviewing zoning requests, the Planning and Zoning Commission and the City Council shall consider the intensity of the proposed zoning district in relation to the intensities of adjoining or nearby districts. The land use intensity gradation rankings (from lowest to highest) adopted by the city are as follows:

- (a) RA, R-1, R-2, R-3, R-4, NS;
- (b) R-5, MH, MF-1, MF-2, PPU, NS;
- (c) C-1, SCD, O-1, L-1, PR-1;
- (d) C-2, O-2, L-2, RR-1;
- (e) C-3, PR-2, PF, RR-1;
- (f) I-1, AS/S; and
- (g) HC, I-2, IP.

(2) In order to promote reasonable transitions between districts within the city and ensure the compatibility of neighboring uses, zoning district boundaries may not be approved if the difference between the intensity of the requested district and an adjoining district is greater than 2, as determined in the Council's sole discretion. For example, a permitted use in intensity grade d may be adjacent to a permitted use in intensity grade b.

(3) Note that WPDDs, overlays and CUPs are not subject to the land use intensity gradation rankings. Their external effects on the environment are evaluated on a case-by-case basis. These districts may include specific provisions for mitigation and screening."

Except as amended herein, the Code of Ordinances of the City of Wimberley shall remain in full force and effect.

III. REPEALER

All ordinances or parts of ordinances in force when the provisions of this Ordinance becomes effective which are inconsistent or in conflict with the terms and provisions contained in this Ordinance are hereby repealed only to the extent of any such conflict.

IV. SEVERABILITY

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this ordinance be severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this ordinance, and the remainder of this Ordinance shall be enforced as written.

V. EFFECTIVE DATE

This Ordinance shall take effect immediately upon its passage and publication as may be required by governing law.

VI. PROPER NOTICE AND MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code. Notice was also provided as required by Chapter 52 of the Texas Local Government Code.

PASSED AND APPROVED ON FIRST READING this _____ day of _____, 2010, by a _____ (Ayes) _____ (Nays) _____ (Abstain) vote of the City Council of the City of Wimberley, Texas.

PASSED AND APPROVED ON SECOND READING this _____ day of _____, 2010, by a _____ (Ayes) _____ (Nays) _____ (Abstain) vote of the City Council of the City of Wimberley, Texas.

CITY OF WIMBERLEY

By: _____
Bob Flocke, Mayor

ATTEST:

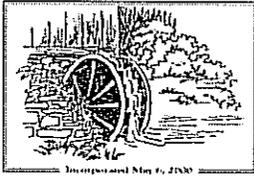
Cara McPartland, City Secretary

(SEAL)

APPROVED AS TO FORM:

Carolyn J. Crosby, City Attorney

City Council Agenda Form



Date Submitted: August 26, 2010

Agenda Date Requested: September 2, 2010

Project/Proposal Title: CONSIDER APPROVAL OF
THE PROPOSED *BLUE HOLE PARK OPERATIONS,
MAINTENANCE AND MONITORING MANUAL*

Funds Required:

Funds Available:

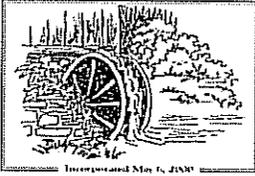
Council Action Requested:

- Ordinance
- Resolution
- Motion
- Discussion

Project/Proposal Summary:

This item was placed on the agenda to allow City Council to discuss and consider possible approval of the *Blue Hole Regional Park Operations, Maintenance and Monitoring Manual*. The proposed manual was presented earlier in the City Council meeting by representatives with *Design Workshop* and *Greenplay LLC*.

City Council Agenda Form



Date Submitted: August 26, 2010

Agenda Date Requested: September 2, 2010

Project/Proposal Title: CONSIDER ISSUES
RELATING TO DEVELOPMENT OF FY 2011 BUDGET

Funds Required:

Funds Available:

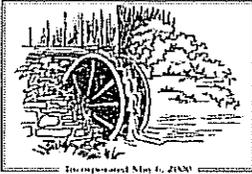
Council Action Requested:

- Ordinance
- Resolution
- Motion
- Discussion

Project/Proposal Summary:

This item was placed on the agenda to allow for discussion and possible action on issues to be considered relating to the development and adoption of the City of Wimberley FY 2011 Budget beginning October 1, 2010.

City Council Agenda Form



Date Submitted: August 26, 2010

Agenda Date Requested: September 2, 2010

Project/Proposal Title: CONSIDER APPROVAL OF A PROPOSAL TO UPGRADE THE CITY OF WIMBERLEY WEB SITE

Funds Required:

Funds Available:

Council Action Requested:

Ordinance

Resolution

Motion

Discussion

Project/Proposal Summary:

One of the key issues identified in the City of Wimberley's *Economic Development Strategy* is the need to enhance the City's presence on the world wide web. In an attempt to address this need, the Wimberley Economic Development Commission has spent the last six months analyzing the City's website and developing a comprehensive plan to upgrade the site to better meet the information needs of the community and to assist with the attraction of appropriate new businesses to Wimberley.

The Commission believes enhanced content, organization and management of the website will allow the site to more adequately meet the needs of web users. That said, the Commission has developed a proposal to revamp the appearance of the website, upgrade its content and make information easier for users to find. Attached is a copy of that proposal detailing the Commission's recommended changes to the website.

The Commission is seeking approval of the plans for the upgrade. Once approved, City staff will proceed with making the recommended changes and will be responsible for maintenance of the site. How the information on the website is maintained, when, and by whom is crucial to success of the upgrade. Plans call for the City Administrator to designate a member of staff to be responsible for monitoring and maintenance of the site to keep content fresh and easily accessible. The Commission plans to periodically review the site and its content and from time to time make additional recommendations.

Recommendation for Updating and Maintaining the City Website
Wimberley Economic Development Commission
July, 2010

We believe the accuracy, currency, and organization of the website are critical to an informed citizenry, efficient public administration, support for local businesses, and the attraction of appropriate new ones.

The current website is hosted by GovOffice, a company that hosts the websites of government bodies and provides frameworks for organizing information. It is appealing to think of having a site designed and maintained by a local business, and we may wish to contract for that in the future. For now however, it is our recommendation that we continue using GovOffice for three reasons: One, the cost is far less. Two, the framework we have paid for is adequate for our current needs. Three, our current site is weak and inadequate because of its content, organization, and management, not because of its design and hosting.

We have determined what information is most valuable to viewers and how that information can be organized and displayed in the GovOffice framework. Our determinations and recommendations have been guided by our awareness of the limited time, paid and volunteer, that can be invested. How the information on the website is maintained, when, and by whom is crucial to success. This process should be written.

This report begins with a site map—an outline in traditional form that presents the topics to be covered and their hierarchical organization. Each topic on the site map represents a webpage. The Roman Numerals indicate the pages that are accessed by the main buttons. The indented lines are subpages of the main pages.

The next page of the report shows a view of the proposed new home page, showing the main buttons to the left, the content of the home page in the middle, and the sidebar to the right. We propose replacing the generic photos with ones we provide and will have a specific recommendation for that. Note that the side bar to the right will not change and will serve to provide links and other information we felt should be available from every page on the site.

The following pages present the text to be shown on each page of the site at the time of updating. “At the time of updating” is meaningful. Some pages are sketchy and will need information from others or from us. Facts change quickly. Maintenance is imperative.

The first line on each page shows its location on the site map.
Notes in red, and/or italics, are our comments, not content for the site.

Site Map

- I. Home
 - City Hall Briefs
- II. Calendar
- III. City Council
 - A. Mayor
 - B. Place One
 - C. Place Two
 - D. Place Three
 - E. Place Four
- IV. City Hall Staff
- V. Finance
 - A. Sales Tax Comparison
 - B. Funds and Assets
 - C. Budgets and Audits
- VI. Commissions and Boards
 - A. Board of Adjustment
 - B. Building Code Board of Review
 - C. Economic Development
 - D. Ethics
 - E. Parks and Recreation
 - F. Planning and Zoning
 - G. Water and Wastewater
- VII. City Ordinances
- VIII. Forms and Applications
 - Frequently Asked Questions about Residential Building Permits
- IX. Records and Archives
 - A. 2009
 - B. 2008
- X. Public Works
- XI. Parks and Recreation
- XII. Water Conservation
- XIII. Emergency Services
- XIV. Business and Workforce Development
- XV. Want to Volunteer?
- XVI. Site Map

[Right sidebar links available from every page of site]

Contact Us

Schools

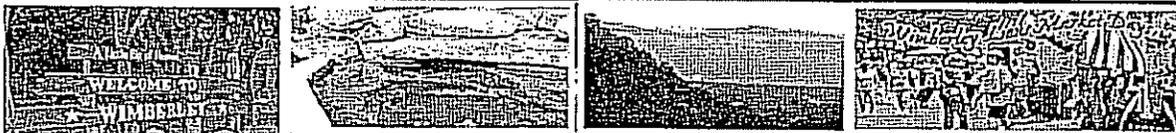
Chamber of Commerce

FAQ

Wimberley, Texas (Our current level of service allows the use of four pictures in the top banner. We can also change the color scheme at no cost.)

A nice place to visit... A great place to live.

Search GO



Welcome to the web site of the City of Wimberley.

The City Staff will make every effort to post the latest information in each of the sub-sections as it becomes available. Agendas of the City Council, Boards and Committee meetings can be found on the City of Wimberley Calendar.

Latest News Briefs:

WIMBERLEY CITY COUNCIL APPROVES FISCAL YEAR 2010 OPERATING BUDGET FOR THE CITY

The City of Wimberley Council has approved a \$1.12 million General Fund Budget for the City for Fiscal Year 2010. The approved spending plan includes more than \$250,000 for road and sidewalk improvements in the community. To view the FY 2010 City Budget, please click on the Finance section on the left.

Home | [City of Wimberley Calendar](#) | [City Election '10](#) | [City Council](#) | [City Hall Staff](#) | [Finance](#) | [Commissions and Boards](#) | [Water Conservation](#) | [City Ordinances](#) | [Forms and Applications](#) | [Public Works](#) | [Parks & Recreation](#) | [Natural Resources](#) | [Emergency Services](#) | [Volunteer](#) | [Schools](#) | [FAQs](#) | [Chamber](#) | [Contact Us](#) | [Site Map](#)



(PDF Files currently on the home page go to new Records & Archives page, sorted by subject/category)

(We recommend including a link to the Mayor's City Hall Briefs, and making the briefs a sub-page of the homepage.)

(Important actions by council or other important events can be listed, and updated weekly.)

I. Home
City Hall Briefs

II. Calendar

(The calendar is for city government events and meetings—not for other community organizations. Clicking on a listed meeting will take you to the records and archives page. You will land on the agendas and minutes, in chronological order, of that city body.)

City of Wimberley Calendar

May 2010						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
25	26	27	28	29	30	1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

< April June >

III. City Council

Wimberley City Council

Wimberley City Council meetings are held on the first and third Thursdays of each month. Meetings begin at 6:30 PM at the Wimberley City Hall located at 12111 Ranch Road 12.

The Mayor of Wimberley is Bob Flocke

The City Council members are:

- Charles Roccaforte, Place 1
- Mac McCullough, Place 2
- Bill Appleman, Place 3
- Steve Thurber, Place 4
- John White, Place 5

- III. City Council
 - A.
 - B.
 - C...

(The subpages of this section are available to the mayor and councilmembers for photos and info.)

MEMBER PAGE	NAME, PLACE#		
	<table border="1" data-bbox="515 564 707 784"> <tr> <td data-bbox="515 564 707 784">Picture to be provided by member</td> <td data-bbox="707 564 1337 784">Bio/info to be provided by individual to City Administrator (CA) or his designate for editing and posting to the website.</td> </tr> </table>	Picture to be provided by member	Bio/info to be provided by individual to City Administrator (CA) or his designate for editing and posting to the website.
Picture to be provided by member	Bio/info to be provided by individual to City Administrator (CA) or his designate for editing and posting to the website.		

IV. City Hall Staff

The Staff at Wimberley City Hall

Don Ferguson - City Administrator
Photo & Bio, duties description with e-mail link.

Sandy Irvin, Planning Technician
Photo & Bio, duties description with e-mail link.

Bill Bowers, Public Works Assistant
Photo & Bio, duties description with e-mail link.

Cara McPartland, City Secretary/Municipal Court Clerk
Photo & Bio, duties description with e-mail link.

Monica Alcalá, Receptionist
Photo & Bio, duties description with e-mail link.

V. Finance

City Finance

The city administrator, Don Ferguson, begins the process of preparing a suggested budget annually in the month of July. Mr. Ferguson uses estimates of sales tax revenues and franchise taxes, along with fees and other city revenues, for the coming year in order to supply figures for the city's operating funds. Likewise, the city administrator prepares projections of expenditures for the coming year.

The budget process is accompanied by a special meeting/workshop and a public forum. This allows the mayor, council, and constituents to establish budget priorities in the democratic process.

Once the budget is formulated, it goes before council in September for final deliberation and a vote.

The fiscal year ends every year on September 30, the end of the third quarter. The city contracts with Singleton, Moore, and Company, L.L.P. to do the yearly audits.

Sales Tax Comparison

Funds and Assets

Budgets and Audits

V. Finance

A. Sales Tax Comparison

Sales Tax Comparisons

The table below offers a comparison of sales tax revenues for the last nine fiscal years. Each fiscal year begins with the fourth quarter figures of the previous year.

Fiscal Year	2010	2009	2008	2007	2006
4th Qtr	130,019	124,153	134,360	125,032	105,318
1st Qtr	143,367	167,553	138,637	128,420	120,834
2nd Qtr		136,493	139,967	124,388	112,701
3rd Qtr		147,509	150,630	141,495	128,298
TOTAL	273386	575708	563594	519335	467151

V. Finance

A.

B. Funds and Assets

Funds and Assets

FUND BALANCE

General accounting practices recommend maintaining a fund balance for emergencies of approximately 30% or 3-4 months of operating expenses. Wimberley's fund balance has accrued over time as the city's actual expenses were not as great as expected and/or the figures for sales tax revenues, franchise taxes, and permit fees were higher than expected.

ASSETS

In 2010, Mayor Tom Haley signed a contract to purchase the city's first permanent city hall, located on Stillwater Dr. in South River. The city paid \$380,000 cash from the fund balance reserves for the property. Another \$20,000 was allotted for costs associated with the purchase and for moving expenses. The line item in the budget for rent is no longer necessary, a fact which will aid the city in recovering the revenues used for the purchase.

V. Finance

A.

B.

C. Budgets and Audits

Budgets and Audits

Yearly audits are performed by Singleton, Moore and Company, L.L.P. Certified Public Accountants, in Cedar Park, Texas.

The following links will download the budgets and/or amended budget (financial statement/actuals) with its audit for each designated year, as a pdf document:

[Fiscal Year 2010 Approved Budget](#)

[Fiscal Year 2009 Approved Budget](#)

[Fiscal Year 2009 Financial Statement](#)

[Fiscal Year 2008 Financial Statement](#)

[Fiscal Year 2007 Financial Statement](#)

(This list could be comprehensive and include the financial history of Wimberley. What is here is all that is currently on the website. It might generously supply five years worth (the law only requires three); so the list, as is, would at least need to add the approved budgets for 2008, 2007, and 2006, and we could add the financial statement for 2006. (These in case someone wanted to compare the approved budget and the final statement.) However, a comprehensive list should be easy to provide.)



VI. Commissions & Boards

City of Wimberley Commissions and Boards

Commissions and boards are advisory bodies to the City Council. Each was created by an enacting ordinance or resolution. All members are volunteers who are appointed: one each by individual council members, one by the Mayor, and one, or more, by consensus. If you are interested in serving, please visit this page: [Want to Volunteer?](#).

[Board of Adjustment](#)

[Building Code](#)

[Economic Development](#)

[Ethics](#)

[Parks and Recreation](#)

[Planning and Zoning](#)

[Transportation](#)

[Water and Wastewater](#)

VI. Boards and Commissions

A. Zoning Board of Adjustment

Zoning Board of Adjustment

Meets on the fourth Monday of each month at 6:30 p.m. at Wimberley City Hall, as needed.

The Zoning Board of Adjustment was established by the City of Wimberley to provide for the orderly development of land within the corporate limits of the City. This Board can grant variances from certain specific and literal terms of the Zoning Ordinance.

A variance is defined in the Zoning Ordinance as the relief from strict application of any terms and provisions of the ordinance when such strict application would cause an undue hardship. The hardship must be due to the nature of the land or tract of land, and cannot be economic in nature.

To view a PDF file of the ordinance establishing the Zoning Board of Adjustment and defining its membership, duties, and authority, click [here](#).

Members and their appointments by Council

Mayor: Dick Larson
Place One: P. Jason Aldridge
Place Two: Cecil Gibson
Place Three: Pam Showalter
Place Four: Barry Tyler
Place Five: Steve Gartside
Consensus: Bill Cline

(The officers should be identified for all boards and commissions.)

VI. Boards and Commissions

A.

B. **Building Code Board of Review**

Building Code Board of Review

Meets on the second Wednesday of each month at 6:30 p.m. at Wimberley City Hall

The Building Code Board of Review hears appeals of decisions made by the building official(s) of the City relative to the application of the Wimberley Building Code and makes recommendations to Council for the dispensation of these appeals.

The Board hears requests for variances to the Commercial Building Code and Fence Ordinance and makes recommendations to Council.

The Board makes recommendations to Council regarding revision, update, change, and enforcement of the Wimberley Building Code.

The Village of Wimberley has adopted the International Building Code - 2003 to serve as both its Residential Building Code and its Commercial Building Code.

To view a PDF file of the ordinance establishing the Building Code Board of Review and defining its membership, duties, and authority, click [here](#).

Members and their appointments by Council

Mayor: Jesse Brown
Place One: Larry Catt
Place Two: Jimmy R. Lee
Place Three: Neal Morton
Place Four: Horace Wilson
Place Five: Vacancy
Consensus: Bob Bullock

VI. Boards and Commissions

A.

B.

C. **Economic Development Commission**

Economic Development Commission

Meets on the first and third Tuesday of each month at 5:00 p.m. at Wimberley City Hall.

The Wimberley City Council established the Economic Development Commission to promote sound economic development in the Wimberley Valley.

The Economic Development Commission has prepared an Economic Development Strategy that has been approved by Council. To view a PDF file of the **Economic Development Strategy of the City of Wimberley**, click [here](#). The Commission is charged to execute the Strategy, to advise the Council on matters of economic development, and to recommend amendments to the Strategy as needed.

To view a PDF file of the ordinance establishing the Economic Development Commission and defining its membership, duties, and authority, click [here](#).

Members and their appointments by Council

Mayor:	Jenelle Flocke	vice chairman
Place One:	Bob Currie	secretary
Place Two:	Nancye Britner	
Place Three:	Jeri Ross	
Place Four:	Zach Ezer	
Place Five:	Terrie Bursiel	
Consensus:	Gary Weeks,	chairman

VI. Boards and Commissions

- A.
- B.
- C.
- D. Ethics Commission**

Ethics Commission

The Ethics Commission meets in September and as necessary.

The Ethics Commission helps ensure that a City Official or Employee does not engage in a transaction, or incur an obligation of any kind, that is in substantial conflict with the proper and ethical discharge of their duties in the public interest.

Click [here](#) to view a PDF file of the ordinance establishing the Ethics Commission and defining its membership, duties, and authority. This ordinance contains a **Code of Ethics**. It was amended March 15, 2007 and November 5, 2009.

Members and their appointments by Council

Mayor:	Mike Stevens
Place One:	Joan Jernigan
Place Two:	John Meyer
Place Three:	John Dunn
Place Four:	Rick Millinor
Place Five:	vacancy
Consensus:	Paul Polhemus

VI. Boards and Commissions

- A.
- B.
- C.
- D.
- E. **Parks and Recreation Advisory Board**

Parks & Recreation Advisory Board

Meets on the third Wednesday of each month at 6:30 p.m. at Wimberley City Hall.

The Wimberley City Council established a Parks and Recreation Board to provide and maintain land and facilities for the recreation and enjoyment of its citizens.

The Board is to promote active recreational pursuits and to preserve unspoiled tracts of land and open space within the jurisdiction of the city.

The Board has written a Parks Master Plan that has been approved by Council. To view a PDF file of the **Parks Master Plan**, click [here](#).

To view a PDF file of the ordinance establishing the Parks and Recreation Board and defining its membership, duties, and authority, click [here](#).

Members and their appointments by Council

Mayor: Cathy Flocke
Place One: Horace Wilson
Place Two: M.F. Johnson
Place Three:
Place Four: Jan Fulkerson
Place Five: Thad Nance
Consensus:

VI. Boards and Commissions

- A.
- B.
- C.
- D.
- E.
- F. **Planning and Zoning Commission**

Planning & Zoning Commission

Meets on the second and fourth Thursdays of each month at 6:30 p.m. at Wimberley City Hall.

The mission of this Commission is to provide for the orderly development of property within the corporate limits and the extraterritorial jurisdiction of the city as guided by the Comprehensive Plan of the City of Wimberley.

To view a PDF file of the **Comprehensive Plan**, click [here](#).

The Planning and Zoning Commission has written a Zoning Ordinance and a Subdivision Ordinance that have been adopted by City Council. Both are available on CD that may be purchased at City Hall.

To view a PDF file of the ordinance establishing the Planning and Zoning Commission and defining its membership, duties, and authority, click [here](#).

Members and their appointments by Council

Mayor:	Tracy Dean
Place One:	Lila McCall
Place Two:	Paul Xiques
Place Three:	David Glenn
Place Four:	Phil Dane
Place Five:	Jean Ross
Consensus:	Mike Jones

VI. Boards and Commissions

- A.
- B.
- C.
- D.
- E.
- F.

G. Transportation Advisory Board

Transportation Advisory Board

Meets on the second and fourth Wednesdays of each month at 9:00 a.m. at Wimberley City Hall.

The Transportation Advisory Board's mission is to plan and make recommendations to the City Council regarding road and bridge development, road and bridge maintenance, traffic flow patterns, parking, and bicycle and pedestrian walkways and trails. Coordination with the Texas Department of Transportation and with the Hays County road officials is an important function of this Board.

The Board has written a Transportation Master Plan that has been approved by Council. To view a PDF file of the **Transportation Master Plan**, click [here](#).

To view a PDF file of the ordinance establishing the Transportation Advisory Board and defining its membership, duties, and authority, click [here](#).

Members and their appointments by Council

Mayor: Bert Ray
Place One: vacancy
Place Two: Bob Bullock
Place Three:
Place Four: Rodney Jones
Place Five: Charles Lancaster
Consensus:

VI. Boards and Commissions

- A.
- B.
- C.
- D.
- E.
- F.
- G.

H. **Water/Wastewater Advisory Board**

Water/ Wastewater Advisory Board

Meets on the fourth Tuesday of each month at 5:45 p.m. at Wimberley City Hall.

This advisory board was established to provide for the protection of the water quality and quantity in local creeks and rivers, and in the groundwater aquifers. The Water and Wastewater Board is also charged with the orderly and safe development of water and wastewater service within the corporate limits and the extraterritorial jurisdiction of the city.

To view a PDF file of the ordinance establishing the Water and Wastewater Board and defining its membership, duties, and authority, click [here](#).

Members and their appointments by Council

Mayor: vacancy
Place One: Dave Estey
Place Two: John Estepp
Place Three: Gail Pigg
Place Four: Charles Jennett
Place Five: Clint Frankman
Consensus: Joe Malone

VII. City Ordinances

City of Wimberley Ordinances

The City of Wimberley ordinances were codified June 5, 2006 by American Legal Publishing Corporation.

In part, codification is the periodic identification of the general and permanent provisions of each ordinance and the organization of those provisions by category. To view the City Code as of June 5, 2006, please click on the link below, choose Texas, choose Wimberley, and follow the instructions to search the code.

(<http://www.amlegal.com/library/>)

Ordinances and amendments passed since June 5, 2006, and awaiting codification, are listed chronologically in the [Records and Archives](#).

Disclaimer: The list of ordinances and amendments that appears on this site may not reflect the most current legislation adopted by the City of Wimberley. From time to time, new ordinances are adopted and existing ordinances are amended that may not be posted. These documents should not be relied upon as the definitive authority for local legislation, but they can provide useful information to citizens. For further information and clarification, contact the City Hall at 512-847-0025.

VIII. Forms and Applications

Note: These forms and application should be scanned and saved as pdf files which can be downloaded, filled out on a citizen's computer, and returned by email attachment.

Forms and Applications

Zoning and Land Use

1. [Application for Zoning: residential or non-commercial](#)
2. [Application for Zoning: non-residential, multifamily, mobile home, and Wimberley Planned Development Districts.](#)
3. [Application for a Conditional Use Permit](#)
4. [Application for a Variance to a Zoning Ordinance](#)
5. [Subdivision Application](#)
6. [Application for Site Plan Review](#)
7. [Elevation Certification Form](#)
8. [Owner/Agent Designation Form](#)

Building

The Village of Wimberley requires a building permit for new construction and for most phases of reconstruction or remodeling. The City has adopted the International Building Code-2000 for any construction activity. State law requires compliance with the energy codes whenever there is a change to the conditioned area. This is accomplished by use of the ResCheck for residential and ComCheck for commercial projects. All commercial projects, and residential projects where construction takes place on slopes over 15%, require a Site Plan Review (see form above) prior to issue of the Building Permit. Click here for [Frequently Asked Questions about Residential Building Permits](#)

1. [Residential Building Permit Application](#)
2. [Commercial Building Permit Application](#)
3. [Application for a Permit for a Temporary Building](#)
4. [Application for a Demolition Permit](#)
5. [Application for a Mobile Home Permit](#)
6. [Application for an Amateur Wireless Facility Permit](#)
7. [Application for a Building Code Variance or Appeal](#)
8. [Contractor Application](#)

On Site Sewage Facilities (Septic Systems)

1. [Application for an On Site Sewage Facility](#)
2. [Form for a Field Inspection Report on an On Site Sewage Facility](#)

Signs

The City of Wimberley has adopted an ordinance to regulate signage. This includes size and height restrictions, permitting, prohibited sign types, sign locations, and maintenance. Over the road banners require TxDot form 2057 in addition to the City Permit and are handled on a first come, first served basis.

1. [Application for a Sign Permit](#)
2. [Application for a Sign Variance](#)

Food Service Establishments

Click for a [List of Food Establishment Requirements](#)

1. [Application for a Food Establishment Permit](#)
2. [Application for a Mobile Food Establishment Permit](#)
3. [Form of Food Establishment Inspection Report](#)

Child Care Facilities

1. [Health Inspection form for Child Care Facilities](#)
2. [Day Care Health Report Form](#)

Municipal Court

1. [Form for the disposition of traffic violations](#)
2. [Application for an extension of payments](#)

Citizen's Comments, Requests, and Complaints

1. [Freedom of Information and Open Records Request Form](#)
2. [Form for Comments or Requests in General](#)
3. [Form for Comments or Requests regarding Bed and Breakfast Lodging](#)
4. [Form for Complaints against Septic Systems, Garbage, Noise, etc.](#)
5. [Form for Complaints against Food Service Establishments](#)

Recreation

[Application for Season's Pass to Blue Hole Park](#)

City Employment, Volunteer Service, and Subcontracting

1. Application for City Employment
2. Application for Appointment to Commissions, Boards, or Committees
3. Form requesting Taxpayer Identification Number, IRS W-9 (for subcontractors, vendors, etc.)

VIII. Forms and Applications

Frequently Asked Questions about Residential Building Codes

Frequently Asked Questions about Residential Building Codes

REMODELING OR ADDING IMPROVEMENTS TO YOUR HOME?

Home owners thinking about remodeling their home or adding other improvements, such as decks, spas or retaining walls, many times have a number of questions about building permits.

This information is designed to give home owners basic knowledge of when construction permits and other approvals are required by the City of Wimberley. It also answers some of the most frequently asked questions and offers tips from the City.

Since each construction project is unique, we invite you to call the City's permitting division, 512-847-0025, for answers to your specific questions.

WHAT ARE PERMITS AND WHY DO I NEED ONE?

Building permits are the way the City of Wimberley regulates construction. This is designed to ensure that all construction in the city is safe. The safety of the occupants of buildings is the primary reason for having construction codes. The City of Wimberley has adopted several codes, among them the Uniform Building, Mechanical and Plumbing, and National Electrical codes. In addition, there are federal, state and local laws that govern construction, such as those covering energy conservation.

There are several different types of permits, based on the type of construction: structural, plumbing, mechanical, electrical and combination (used for single-family home construction and other small projects). Most home owners projects require a combination permit. In addition, the complete demolition and relocation of buildings also requires permits.

Obtaining the permit is just the first step in the process. In this step, you may need to create plans to submit to the City, make a plot plan for your property showing the improvements, and show the type of construction you'll be using.

The City has handouts to help you through this process.

Once plans are approved, you're required to build the project to those plans. If any changes are made to the plans, they must be made with the City's approval.

The second half of the process is the inspection of the work. More about that later.

WHEN DO I NEED A BUILDING PERMIT?

A building permit is needed for all new construction. In many cases a permit is needed for repair or replacement of existing fixtures, such as replacing windows. A plumbing, electrical or mechanical permit may be needed for any addition or changes to a building's existing system; for example, moving or adding a wall or an electrical outlet requires a permit.

To find out if your project needs a permit, call 512-847-0025

WHEN DON'T I NEED A PERMIT?

A building permit is not needed for items such as wallpapering, painting or similar finish work; and fences four feet high or lower.

For plumbing, mechanical and electrical work, replacement or repair of fixtures (such as changing water faucets or replacing switches) does not normally require a permit. Replacing a water heater or adding a permanently wired light fixture does, however, require a permit.

To determine if your project need a permit, call 512-847-0025

WHERE DO I GET A PERMIT?

Building permits are issued by the City's Permitting Division located in City Hall at 221 Stillwater Drive in Wimberley. Call 51-847-0025. Permit applications can be obtained at City Hall or by clicking on the appropriate link below

- (Residential Building Permit Application)
- (Commercial Building Permit Application)
- (Fence Permit)

WHAT IS THE COST OF A BUILDING PERMIT?

The cost of a building permit depends on the work being done. Individuals obtaining a permit must pay a fixed processing fee for the permit application, a permit fee based on the stated value of the construction to be done along with a fee for the building inspections associated with the permit. Fees are stated on the AmericanLegal website for Wimberley, Texas.

HOW LONG DOES IT TAKE TO GET A PERMIT?

Permit issuance periods vary. Some projects can be fully permitted over-the-counter, menaing a return trip won't be needed. Some projects, however, require that plans be

left for additional review. Typically, a residential building permit takes approximately one week (7) days to be issued while commercial building permits typically take ten (10) to fourteen (14) days.

WHAT ABOUT OTHER APPROVALS OR PERMITS?

Other government agencies may need to review and approve your project. The City will inform you of these reviews at the time plans are submitted.

WHAT IF I DON'T GET A PERMIT?

If a permit, when needed, is not obtained before construction, you have violated the City codes and regulations; you'll be subject to fines and penalties. You'll be required to obtain permits for the work and it must pass inspection, or you'll have to return the structure or site to its original condition.

Remember - construction codes were created for safety reasons. Work built without a permit can be unsafe, no matter how good it looks.

The City's Permitting Division enforces codes on already-built structures. The telephone number for code compliance is 512-847-0025

WHO SHOULD OBTAIN THE PERMIT?

Your contractor can obtain permits. The home or business owner can also obtain the permits.

CAN I DO THE WORK MYSELF OR DO I HAVE TO HIRE A CONTRACTOR?

You can do the work yourself, but you must follow certain regulations. Among them:

WORKERS COMPENSATION:

If you will be hiring anyone, you may have to purchase Workers' Compensation Insurance, which is available from a variety of agencies. If you won't be hiring anyone, we will ask you to sign an "Owner-Builder Statement" to this effect. We can't issue you a permit without either insurance or the completed Owner-Builder Statement.

BUILD TO THE PLANS:

Be sure to follow your approved plans, whether they are drawn by a architect or designer or are standard construction requirements given to you by the City. If you change the plans while building the structure, this will cause problems when the project is inspected. If you do decide to make changes, check with the City's plan review staff or your field inspector.

WHO DRAWS UP THE PLANS?

Plans for projects such as room additions can usually be drawn up by qualified individuals such as a draftsman. Other projects may require plans prepared and signed by an architect or engineer licensed by the State of Texas.

In addition, some kit-type projects come with construction plans. Before you buy call 512-847-0025 to make sure your kit is accepted; then just bring the instruction sheet or other documentation along when you apply for your permit it serves as plans.

WHAT ABOUT A CONTRACTOR?

The City recommends that you make reference calls on contractors that you plan to use. All electrical and plumbing contractors must be licensed by the State of Texas.

WHAT ABOUT INSPECTIONS?

It is your responsibility to call us for inspections at the specific times during construction. You may have your contractor make the call, but it is still your responsibility, as the property owner, to make sure the inspections are made. Inspections are made during certain points in the project, depending on the work that's being performed. For example, retaining walls require inspections of the footing, after block is laid and steel placed but before grouting, after backfill has been placed, and when all work is finished.

Remember - the project is not complete for legal purposes until it has passed the final inspection.

WHAT IF I HAVE A PERMIT BUT NEVER CALLED FOR AN INSPECTION?

Generally, permits expire after 180 days if no inspections have been made. In order for the project to be complete, it must pass final inspection. If a permit expires before final inspection, the project is in violation of City codes. If this is your case, call 512-847-0025. We will help you to reactivate the permit or apply for another with as little inconvenience as possible. Our interests is in seeing your project complete - including the final inspection.

SHOULD YOU HAVE ANY OTHER QUESTIONS, PLEASE CALL US AT 512-847-0025

IX. Records and Archives

Records and Archives

(These listings need consistent formatting.)

Masterplans & Strategies

-  Wimberley Comprehensive Plan (Revised)
-  Comprehensive Plan Map of Planning Areas
-  Wimberley Zoning District Matrix
- Village of Wimberley Transportation Master Plan
-  Proposed Transportation Master Plan Additions
-  Proposed Economic Development Strategy.pdf
-  Economic Development Strategy Appendices.pdf
- Parks Master Plan.Revised

Uncodified Ordinances and Amendments

(Add when passed. Title clearly.)

-  Garage Sale Sign Regulations
-  11.12.09 Steep Slope Ordinance
-  Water Conservation Ordinance

City Council

(Add minutes after each agenda.)

-  6.17.10 City Council Agenda
-  6.3.10 City Council Agenda Packet
-  5.20.10 City Council Agenda
-  5.13.10 City Council Agenda.Special
-  5.6.10 City Council Agenda
-  4.15.10 City Council Agenda. Part 1
-  4.15.10 City Council Agenda.Part 2
-  4.16.10 City Council.Special Agenda

 [4.13.10 City Council.Special Agenda](#)

 [4.1.10 City Council Agenda](#)

 [3.18.10 City Council Agenda](#)

 [3.4.10 Special City Council Agenda](#)

 [3.4.10 Regular City Council Agenda](#)

 [2.18.10 City Council Agenda.Special Meeting](#)

 [2.18.10 City Council Agenda.Regular Meeting](#)



(Add the pdf's of the forming ordinances for each commission and board to the bottom of their list of archived files. Post agendas and follow with minutes.)

Board of Adjustment

[3.8.10 Board of Adjustment Agenda](#)

Budget Board

Building Code Board

Economic Development Commission

 [6.15.10 Economic Development Commission](#)

 [5.18.10 Economic Development Commission Agenda](#)

 [4.6.10 Economic Development Commission Agenda](#)

 [3.16.10 Economic Development Commission](#)

 [3.2.10 Economic Development Commission Agenda](#)

 [2.16.10 Economic Development Commission Agenda](#)

Ethics Commission

Parks & Recreation Board

 [6.16.10 Parks Board](#)

5.19.10 Parks Board Agenda

3.17.10 Parks Board Agenda

Planning & Zoning Commission

6.10.10 Planning and Zoning Commission Agenda

5.27.10 Planning and Zoning Commission Agenda

5.13.10 Planning and Zoning Commission Agenda

4.22.10 Planning and Zoning Commission

4.8.10 Planning and Zoning Commission Agenda

3.25.10 Planning and Zoning Commission Agenda

3.11.10 Planning and Zoning Commission Agenda.

2.25.10 Planning and Zoning Commission Agenda

Transportation Advisory Board

6.9.10 Transportation Advisory Board Agenda

5.26.10 Transportation Advisory Board Agenda

5.12.10 Transportation Advisory Board Agenda

4.14.10 Transportation Advisory Board

3.10.10 Transportation Advisory Board Agenda

Wastewater Advisory Board

5.10.10 Water Wastewater Advisory Board Agenda

4.13.10 Water Wastewater Advisory Board Agenda

4.13.10 Wastewater Project Environmental Impact Document Public Hearing Notice

Wastewater Project Environmental Impact Document. Part 1

Wastewater Project Environmental Impact Document. Part 2

Wastewater Project Environmental Impact Document. Part 3

Wastewater Project Environmental Impact Document. Part 4

3.23.10 Water Wastewater Advisory Board Agenda

3.1.10 Water Wastewater Board Agenda

Financial Reports & Budgets

Fiscal Year 2010 Approved Budget

Fiscal Year 2009 Approved Budget

Fiscal Year 2009 Financial Statement

Fiscal Year 2008 Financial Statement

Fiscal Year 2007 Financial Statement

Current RFQ's

Blue Hole Development RFQ

RFQ Pre-Submittal Meeting Sign In Sheet

RFQ Site Visit Sign-In Sheet

Land Surveying Services.RFQ

Wastewater Project

Wastewater Project Update 1.28.09

Draft Wimberley Wastewater Project Preliminary Engineering Report 12.17.09

Zoning Maps

City of Wimberley Zoning Map

Map #1 ZA.09.010

Map #2 ZA.09.010

Map #3 ZA.09.010

2008 Archive

2008 Wimberley Racial Profiling Report

2007 Archive

Subcommittee Meeting Schedule

8.21.07 Subcommittee Presentation.1.ppt

8.21.07 Subcommittee Presentation.2.pdf

X. Public Works

Public Works

The City of Wimberley does not own or operate any utilities or Public Works.

The city collects franchise tax revenues from suppliers of these services:

- Wimberley Water Supply Corporation
- Aqua-Texas (water and wastewater)
- Texas Disposal Systems (trash and recycling)
- Pedernales Electric Cooperative
- Verizon (telephone)

Within the city's boundaries these companies will collect a tax on behalf of the city. These taxes are one source of revenue for the city's operating budget.

ROAD MAINTENANCE

The City of Wimberley is responsible for maintaining <X> miles of improved roads. <<or? all improved public roads, other than state highways, within the city limits.>> Roads continue to be the most expensive and difficult challenge for the city.

The Wimberley Water Supply Corporation

and Aqua-Texas are the resources for water in the Wimberley Valley for properties without their own wells and/or septic systems.

Recently, the city entered into an agreement with the GBRA (Guadalupe Blanco River Authority) to seek funding for wastewater service in the central commercial district of Wimberley, i.e., "The Square." The project will involve two phases. Council has already voted to make hooking up mandatory to property owners in the specified area. In addition, Council has agreed on plans for building the treatment facility in the Blue Hole park. Once the loan is approved, the city has two years to decide whether or not to take advantage of the opportunity.

TRASH PICK-UP AND RECYCLING

Curbside trash pick-up is not mandatory in the city; however, when signing up, one is required to use

Texas Disposal Systems
Residential Service & Commercial Service

ELECTRICITY

Electricity within the region is provided by Pedernales Electric Cooperative. The co-op is governed by a board that is elected by the members. Each household/business is a member.

TELEPHONE

Verizon provides land line telephone service within the city limits.

ROADS

For issues related to road safety and maintenance within the city limits, contact Don Ferguson, city administrator.

For road matters within Hays County but outside of the city boundaries contact Hays County Engineering. For matters regarding state highways contact the Texas Department of Transportation (TXDoT).

XI. Parks and Recreation

Parks and Recreation

We are proud of our Hill Country living and atmosphere and hope that you will enjoy it as well. The gathering place for many local social events is the [Community Center](#) (Link). Access to our unique hill country natural environment is only steps away from the town square on the [Cypress Creek Nature Trail](#) (Link). Our famous swimming hole, [the Blue Hole](#) (Link), has been featured in many national publications and in 2009 was the second best swimming hole in Texas. In 2010 Travel Leisure Magazine voted our Blue Hole in the top 12 of the nations best swimming holes.

XI. Parks and Recreation
A. Community Center

Community Center

(Picture of Building to come)

The Village of Wimberley CommunityCenter.

(Paragraph-to-come describing facility and permitted uses.)

Contact:

14068 Ranch Road 12 (PO Box 678)

Kay Henderson, Center Director

512-847-2510

Wimberley TX 78676

Link www.wimcc.org

XI. Parks and Recreation

A.

B. Blue Hole

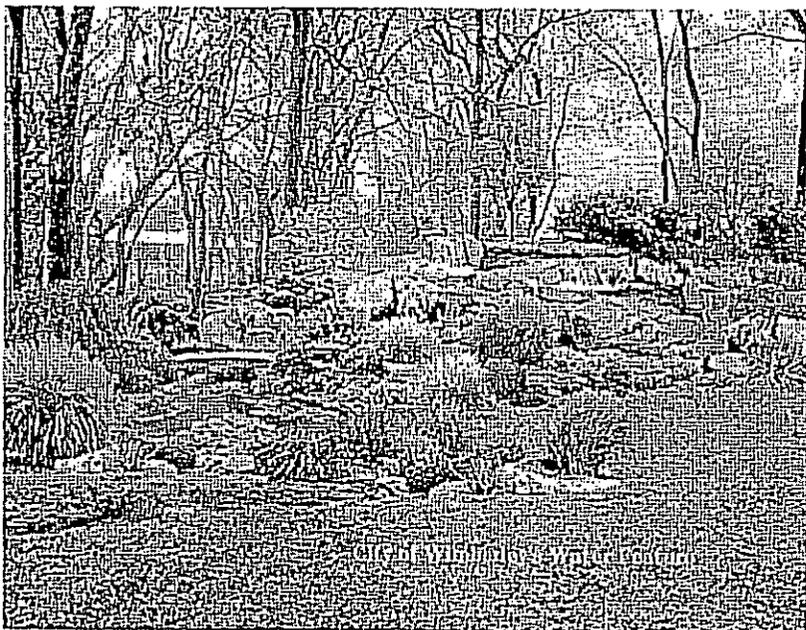
(Use page as is.)

XI. Parks and Recreation

- A.
- B.
- C. **Cypress Creek Nature Trail**

Cypress Creek Nature Trail

The Nature Trail park provides picnic facilities, a water feature, a children's playscape, small parking area, pavillion, and public restrooms. It has easy access to the town square.



[Printer-friendly Version](#)

XII. Water Conservation

Use the page as is on the site now.

XIII. Emergency Services

Emergency Services

(Links)

Constable

EMS

Justice of the Peace

Fire Department

Sheriff's Department

Health Inspector

XIV. Business and Workforce Development

Business and Workforce Development

See [Economic Development Strategy](#)

See [Village of Wimberley Comprehensive Plan](#)

(link to these documents in records and archives.)

XV. Want to Volunteer?

Want to Volunteer?

The members of the Committees, Commissions, and Boards that advise the City Council are volunteers. Each member is appointed by the City Council.

Any person interested in serving the city on a committee, board, or commission is encouraged to fill out an Application for Appointment. Download and print the form below, fill it out and mail or take it to City Hall. Forms are also available at City Hall.

[Application Form for Boards & Commissions](#)

Right Sidebar

[Contact Us](#)

[Schools](#)

[FAQs](#)

[Chamber of Commerce](#) *(Direct Link)*

Schools

The Wimberley Independent School District (www.wimberley.txed.net) is a vital, growing community element with performance that has been recognized by the state education authorities. WISC schools are among the best in the state, annually garnering honors recognizing scholastic as well as athletic achievement. The student population of the district is more than 2,000 in pre-kindergarten through 12th grade at four modern campuses. WISD includes Wimberley High School (9-12), Danforth Junior High (6-8), Jacob's Well (2-5), and Scudder Primary (PK-1).

St. Stephen's Episcopal School (www.ststeveschool.org), founded in 1989, is a small, coeducational school offering classes for 2-year olds through 8th grade. It serves students from Wimberley, Buda, Kyle, Driftwood, Dripping Springs, New Braunfels, San Marcos and south Austin.

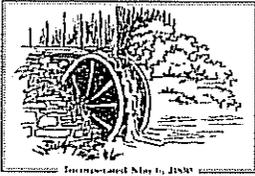
Katherine Anne Porter High School (www.wimberley.org/d/2555774_12663.htm) was founded in 1998, and is a free, accredited public charter school serving students in grades 9-12.

Parkside Community School, H.C. (www.parksidecommunityschool.com) is a Montessori-based school serving children ages 3-13.

Texas State University (www.txstate.edu) is a broad-based university offering a number of under graduate and graduate degree programs for resident and commuter students. The campus is located less than 20 miles from the City. Located in San Marcos less than 20 miles from Wimberley, TSU is a comprehensive, culturally diverse *university* offering undergraduate and graduate instruction. Enrollment is over 20,000.

*Wimberley ISD www.wimberley.txed.net

City Council Agenda Form



Date Submitted: August 26, 2010

Agenda Date Requested: September 2, 2010

Project/Proposal Title: CONSIDER APPROVAL OF A PROPOSED AMENDMENT TO THE CITY-COUNTY INTERLOCAL AGREEMENT RELATING TO ROAD MAINTENANCE AND REPAIR

Funds Required:

Funds Available:

Council Action Requested:

Ordinance

Resolution

Motion

Discussion

Project/Proposal Summary:

This item was placed on the agenda to allow City Council to discuss and consider action on a proposed amendment to the interlocal agreement between the City of Wimberley and Hays County relating to roadway maintenance and repairs in the city.

The request to amend the agreement came from Precinct Three County Commissioner Will Conley who believes there is a need to clarify the responsibilities of each entity when working on those portions of County roads that lie within the city limits. On Thursday, August 19, 2010, the Commissioner presented the City with a proposed amendment approved by the Hays County Commissioners Court.

City staff is recommending revising County's proposed amendment to provide a more clear understanding of the actions and responsibilities of the parties involved. Under the current interlocal agreement, the County is responsible for providing the labor and equipment when repairing County roads located within the city and the City is responsible for the material costs for such work. City staff is proposing language that would allow the County to assume responsibility for both labor and material costs, if it so desires, with prior approval of City Council and the Commissioners Court. The proposed amendment would also require consent of the City Council prior to the County doing any work on that portion of a County road located within the city.

If approved, the proposed amendment would be forwarded to Commissioner Conley for review and consideration by the Commissioners Court.

FIRST AMENDMENT TO
INTERLOCAL AGREEMENT FOR ROADWAY REPAIR

This 1st Amendment to Interlocal Agreement for the Roadway Repair ("Amendment") is made this ___ day of August, 2010, by and between Hays County, a political subdivision of the State of Texas (hereinafter referred to as "County"), and in the City of Wimberley, Texas (hereinafter referred to as "City"). The above-cited parties are collectively referred to as "the parties to this Agreement" or "the parties."

Section 2.4 of the Agreement shall be amended as follows (words ~~stricken through~~ represent deletions and underlined words represent additions):

County Road System Roadways. In regard to all roads within the City limits ... that are identified by County as roads that are part of or integral to the County Road System... the Parties agree as follows:

1. County shall be responsible for providing the labor and equipment required for maintenance and repair of ... County Roads.
2. ~~City agrees to pay for all actual material costs related to the maintenance and repairs of County Roads.~~ City shall, unless otherwise approved by the Hays County Commissioners Court, contribute funding toward the materials for reconstruction and resurfacing of the portion(s) of County Roads that lie within the corporate limits. Whether or not City determines to contribute funding toward a project, the City may, after request by County, consent to the County's reconstruction and resurfacing of County Roads that lie within the corporate limits. If City consents but does not contribute funding toward a project, then County shall bear the costs of materials if and when it performs the reconstruction and resurfacing.
3. ... (unchanged)
4. ... (unchanged)
5. If City requests that County perform the reconstruction, resurfacing and/or upgrade of a specific ... County Road under ... this Agreement and the Hays County Commissioners Court has not approved its own payment of all project costs as cited in Section b, above, County shall provide an estimate to City for the proposed reconstruction, resurfacing and/or upgrade work, and the parties shall follow the procedures set forth for City Roads, below. County's estimate under this section shall account for the cost of materials it would take to reconstruct, resurface, and/or upgrade that specific ... County Road to the county standard, plus the reasonable cost of materials, labor, and equipment it would take to reconstruct, resurface, and/or upgrade that specific ... County Road to a higher quality or higher standard than is customarily performed by County on other county roads within Hays County.

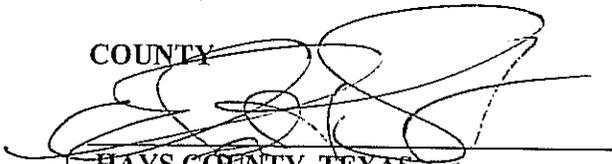
EXCEPT FOR THE ABOVE MODIFICATIONS, ALL OTHER TERMS AND CONDITIONS OF THE AGREEMENT SHALL REMAIN UNCHANGED, UNLESS PROPERLY MODIFIED BY SUBSEQUENT AMENDMENT UNDER THE TERMS OF THE AGREEMENT.

This 1st Amendment to Interlocal Agreement for the Roadway Repair is hereby executed this the ___ day of August, 2010, as is evidenced by the authorized signatures of the Parties, below.

CITY

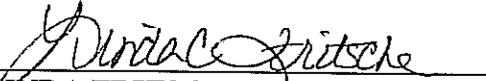
COUNTY

TOM HALEY, MAYOR



HAYS COUNTY, TEXAS
LIZ SUMTER
HAYS COUNTY JUDGE

ATTEST: _____
CITY CLERK

ATTEST: 

LINDA FRITSCHÉ
HAYS COUNTY CLERK



DRAFT AMENDMENT FROM CITY STAFF

2.4 Maintenance Services

a.2. The City shall fund the actual material costs for the reconstruction, resurfacing, repair and/or upgrade of the portion(s) of the County Roads that lie within the corporate limits in accordance with the terms of this Agreement. However, the County may fund material costs for such work with prior approval by the City Council and the Hays County Commissioners Court.

a.5. If City requests that County perform the reconstruction, resurfacing, repair, and/or upgrade of a specific County Road under subsection 2.4.a.3. of this Agreement, and the parties have not agreed to a different payment allocation between the parties of the work to be performed as described in subsection 2. above, County shall provide an estimate to City for the proposed work, and the parties shall follow the procedures set forth for City Roads, below. County's estimate under this section shall account for the cost of materials it would take to reconstruct, resurface, maintain, repair, and/or upgrade that specific County Road to the county standard, plus the reasonable cost of materials, labor, and equipment it would take to reconstruct, resurface, maintain, repair, and/or upgrade that specific County Road to a higher quality or higher standard than is customarily performed by County on other county roads within Hays County.

a.6. The City's consent shall be required before any construction, reconstruction, resurfacing, maintenance or upgrade is commenced on any County Road within the City limits.

**INTERLOCAL AGREEMENT FOR
ROADWAY REPAIR AND MAINTENANCE**

This Interlocal Agreement for Roadway Repair and Maintenance ("Agreement") is hereby entered into by and between the Village of Wimberley, Texas, a Type A general-law municipality, hereinafter referred to as the "City," and the County of Hays, a political subdivision of the State of Texas, hereinafter referred to as the "County".

**ARTICLE I.
RECITALS**

WHEREAS, County and City desire to provide safe and well maintained roads, streets, alleys and rights-of-way for the use and benefit of the public and future generations; and

WHEREAS, the County and the City desire to cooperate in the maintenance and repair of certain roads, streets, alleys and rights-of-way within the County and City; and

WHEREAS, the County and the City desire to allocate by mutual agreement the responsibilities for governmental functions and services which are or may become necessary in providing safe and well maintained roads, streets, alleys and rights-of-way that are of consistent quality of pavement along the whole length of roads that are part of the County or City Road System, even those County Roads that lie within the City limits (See Texas Attorney General Opinions WW-1401, H-1018 and H-1019); and

WHEREAS, the Interlocal Cooperation Act (Chapter 791, Texas Government Code) (the "Act") empowers the Parties to contract with each other in the performance of governmental functions; and

WHEREAS, road and street maintenance are governmental functions within the meaning of the Act; and

WHEREAS, the City and the County are "local governments" within the meaning of the Act; and

WHEREAS, the City and the County each itself has the authority under Texas law to perform such road and street maintenance, as required by the Act; and

WHEREAS, specifically section 791.032 permits, with the approval of the governing body of a municipality, a county to enter into an interlocal contract with the municipality to finance the construction, improvement, maintenance, or repair of streets or alleys in the municipality, including portions of the municipality's streets or alleys that are not an integral part of or a connecting link to other roads or highways; and

WHEREAS, section 251.012 of the Texas Transportation Code expressly allows a commissioners court of a county to spend county money to finance the construction, improvement, maintenance or repair of a street or alley; and further subsection (b)(3) permits that the county work may be done or financed by the county as an independent contractor with the municipality; and

WHEREAS, Hays County has budgeted funds sufficient for general maintenance of roads in the County Road System that lie inside the City limits; and

WHEREAS, the total expenditure of municipal funds under this Agreement is expected to be less than \$50,000, exempting the City from compliance with the competitive bid procedures of chapter 252 of the Local Government Code.

NOW THEREFORE, in consideration of the mutual covenants and agreements contained herein, as well as other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, both the City and the County agree as follows:

ARTICLE II. MAINTENANCE SERVICES

2.1 Definition.

The "Maintenance Services" to be provided by the County to the City hereunder are services, including, the maintenance and repair of asphalt and pavement of the streets and roads and corresponding maintenance and repair to the subsurface and surface of roads and streets as designated herein, as appropriate to Hays County and as specifically agreed by and between the City and the County, namely, those services specified herein.

2.2 Term.

a. Unless terminated as provided herein, the Initial Term of this Agreement will commence on the date of execution by the last party to sign the Agreement (hereinafter the "Effective Date"). The Initial Term shall be for one (1) year, commensurate with the fiscal year of the City. In the event that the City and County execute this Agreement after the beginning of the City's fiscal year, the Initial Term shall be from the Effective Date until the end of the City's fiscal year.

b. This Agreement shall automatically renew for succeeding one-year Renewal Terms, commensurate with the City's corresponding fiscal year, unless terminated by either party as provided for in Article IV.

2.3 Current Funds.

Funding from each party for the performance of this Agreement will be provided from current revenues available to the parties. Further, the City assures the County that funds are available (and, unless written notice is otherwise provided by the City, will continue to be available) to reimburse the County, as the City is obligated to do under the terms of this Agreement. After written notice from the City that no City funds are available or if this Agreement is terminated in a budget year, the City shall not be obligated to reimburse the County for the cost of any labor or materials related to any maintenance or repair of any County Road or City Road incurred by the County after its receipt of the written notice from the City, unless the project was already undertaken at the time of the written notice.

2.4 Maintenance Services.

a. County Road System Roadways. In regard to all roads within the City limits that are identified by the County as roads that are part of or integral to the County Road System (hereinafter "County Roads"), and as more particularly identified on Exhibit "A", attached and incorporated by reference, the Parties agree as follows:

1. County shall be responsible for providing the labor and equipment required for maintenance and repair of County Roads.
2. City agrees to pay for all actual material costs related to the maintenance and repairs of County Roads.
3. City may request the maintenance and repair of specific County Roads, but County shall, with or without a request by City, (i) identify County Roads that are in need of maintenance and repair, (ii) provide 30 days prior written notice to City of maintenance and repair that County intends to perform on County Roads, and (iii) unless City objects to the maintenance and repair within ten (10) days of receiving notice under this Section, maintain and repair all County Roads in a similar fashion and to a similar quality as is customarily performed on other county roads within Hays County.
4. If City desires that a specific County Road be maintained, repaired, or upgraded to a higher quality or higher standard than is customarily performed by County on other county roads within Hays County, City may, at no expense to County, contract with a third party for the maintenance, repair, and/or upgrade of that specific County Road. In the alternative, the City may request the County to perform the maintenance, repair, and/or upgrade of that specific County Road to the specifications desired by City, if County has the resources available to perform to those specifications.
5. If City requests that County perform the maintenance, repair, and/or upgrade of a specific County Road under subsection 2.4(a).3 of this Agreement, County shall provide an estimate to City for the proposed work, and the parties shall follow the procedures set forth for City Roads, below. County's estimate under this section shall account for the cost of materials it would take to maintain, repair, and/or upgrade that specific County Road to the county standard, plus the reasonable cost of materials, labor, and equipment it would take to maintain, repair, and/or upgrade that specific County Road to a higher quality or higher standard than is customarily performed by County on other county roads within Hays County.

b. City Roadways. In regard to all roads within the City limits of that are NOT identified by County as roads that are part of or integral to the County Road System (hereinafter "City Roads"), the parties agree as follows:

1. County shall, at the request of City, provide City with a written estimate and proposed Start Date for the maintenance, repair, and/or upgrade of specific City Roads. The written estimate shall include reasonable compensation for County's labor, equipment, and material costs associated with the maintenance, repair, and/or upgrade of any specific City Road to the standards as specified by the City.
2. City shall, within thirty (30) days' receipt of a written estimate from County, request that County (i) perform the maintenance, repair, and/or upgrade of that specific City Road as estimated by County, or (ii) inform the County that the City desires to wait until a later date upon which the County can provide City with a new estimate and available start date for that specific City Road. City may, at any time, contract with a third party for the maintenance,

repair and/or upgrade of any City Road.

3. If City requests that County perform maintenance, repairs, and/or upgrades under subsection 2.4(a).3, above, County shall commence performance of the maintenance, repair, and/or upgrade within ten (10) days of the proposed Start Date cited in subsection 2.4(b).1, above. If City waits for a period longer than thirty (30) days to respond to County's written estimate, or if City requests that County act in accordance with 2.4(a).3, above, the written estimate provided by County shall be considered expired and void unless otherwise indicated or extended in writing by County.

ARTICLE III. PAYMENT

3.1 Payment.

All invoices related to Maintenance Services for County Roads and City Roads shall be provided by County on a monthly basis for all costs that are the obligation of the City of under this Agreement. The City shall pay said invoices no later than thirty (30) days after receipt.

ARTICLE IV. TERMINATION

4.1 Termination.

This Agreement may be terminated by either party, for any reason whatsoever, by providing sixty (60) days' written notice to the non-terminating party. If, upon providing or receiving notice of termination under this Section, County has begun performance of Maintenance Services or upgrade of any roadway under this Agreement, County shall complete the work on that specific roadway and City shall pay, as may be required by the terms of this Agreement, for the completion of work on that specific roadway before either party is released from the terms and obligations of this Agreement.

ARTICLE V. MISCELLANEOUS

5.1. Notice.

Any notice required or permitted to be given by either party under the terms of this Agreement shall be deemed given, whether or not received, three (3) days after it is deposited in the United States mail, postage prepaid, certified mail with return receipt requested, to the address for notice set forth below, or the last address for notice which the sender has for the recipient at the time the notice is sent, with a copy sent on the same day by facsimile, or on the date the notice is delivered if hand delivered, with a written acknowledgment of receipt obtained.

Addresses for notice are as follows, unless expressly changed by the parties in writing:

- a. Notices sent pursuant to this Agreement may be delivered or sent to the CITY at the following address:

Mr. Don Ferguson, Village Administrator (or his successors in office)
Village of Wimberley
P.O. Box 2027
Wimberley, TX 78676

- b. Notices sent pursuant to this Agreement may be delivered or sent to the COUNTY at the following address:

Commissioner Will Conley (or his successors in office)
P.O. Box 2085
Wimberley, Texas 78676

- c. To be effective, a copy of any notices sent to the COUNTY shall be sent to the Special Counsel's Office at the following address:

Mark Driscoll Kennedy (or his successors in office)
A.D.A. -- Special Counsel
Hays County, Texas
111 E. San Antonio, Suite 204
San Marcos, TX 78666

- d. To be effective, a copy of any notice sent to the CITY shall be sent to the CITY Attorney at the following address:

Patty L. Akers (or her successors in office)
Bickerstaff Heath Delgado Acosta LLP
816 Congress Ave., Suite 1700
Austin, TX 78701

5.2 Cooperation, Reservation of Rights.

The City and County agree to cooperate with each other, in good faith, at all times during the term hereof in order to achieve the purposes and intent of this Agreement. The Parties agree to do all acts and things and to execute and deliver such further written instruments, as may be from time to time reasonably required to carry out the purposes and the provisions of this Agreement. Nothing in this Agreement shall be construed to interfere with the City's and County's legal right to autonomously maintain and repair roads that have been identified as part of each entity's respective road system, particularly if the condition of said roads, in the Party's opinion, poses a safety or mobility concern.

5.3 Entire Agreement; Amendments.

This Agreement contains the entire agreement between the parties respecting the subject matter hereof, and supersedes all prior understandings and agreements between the parties regarding such matters. This Agreement may not be altered, amended, or modified except in writing signed by all parties to this Agreement. No official, agent, employee, or representative of either the County or the City has the authority to alter, amend, or modify the terms of this Agreement, except in accordance with express authority as may be respectively granted by either the County Commissioners Court or the City Council.

5.4 Interpretation.

The parties acknowledge and confirm that this Agreement has been entered into pursuant to the authority granted under the Interlocal Cooperation Act. All terms and provisions hereof are to be construed and interpreted consistently with that Act.

5.5 Severability.

Any clause, sentence, paragraph or article of this Agreement which is determined by a court of competent jurisdiction to be invalid, illegal, or unenforceable in any respect shall not be deemed to impair, invalidate, or nullify the remainder of this Agreement if the Agreement can be given effect without the invalid portion.

5.6 Applicable Laws.

This Agreement shall be construed in accordance with the laws of the State of Texas.

5.7 Authorization.

Each party hereto acknowledges and represents that this Agreement has been duly authorized by its respective governing body. This Agreement shall not become effective until approved by the City Council of the City and Hays County Commissioners Court and signed by both parties.

5.8 Indemnity.

The City agrees that it will, to the extent permitted by applicable law, save, protect, defend, and hold harmless the County from any and all suits, claims, or causes of action which may arise out of or in any manner be connected with the negligence, recklessness or intentional misconduct of City employees, agents, or servants in performing the City's obligations under the terms of this Agreement.

The County agrees that it will, to the extent permitted by applicable law, save, protect, defend, and hold harmless the City from any and all suits, claims or causes of action, or public liability which may arise out of or in any manner be connected with County operations or programs, and the negligence, recklessness or intentional misconduct of County employees, agents or servants in performing or failing to perform the County's obligations under the terms of this Agreement.

Nothing herein shall be deemed in any manner to constitute a waiver of any immunity or affirmative defense which may be asserted by the County or the City pursuant to law. Nor shall this provision be in any manner construed to create a cause of action for the benefit of any person not a party to this Agreement not otherwise existing at law.

5.10 Duplicate original counterparts; other similar agreements distinct.

This Agreement may be executed in duplicate original copies by the parties. Similar agreements by and between the City or County and other contracting entities may be made; each such separately executed version of this Agreement is and shall constitute a separate and distinct agreement between the City or County and the particular other County, but does not create obligations or rights as between contracting entities.

5.11 Alternative Dispute Resolution.

It shall be a prerequisite to either party seeking legal or equitable relief for any disputes arising under or related to this Agreement or the Maintenance Services that mediation be conducted. If they are unable to agree to a mediator and mediation process, the parties agree to use the Dispute Resolution Center of Austin, Texas, as the provider of mediators for mediation as described in the Texas Civil Practice and Remedies Code, section 154.023. Unless both parties are satisfied with the results of any such mediation, it will not constitute a final and binding resolution of the dispute; provided, however, that any mutually agreed settlement reached in such mediation may be enforced by any court of competent jurisdiction. All communications within the scope of the mediation are and shall be confidential as

provided in said section 154.023 unless both parties agree in writing to waive confidentiality.

5.12 Non-waiver.

Any act of forbearance by either party will not constitute and will not have the effect of an amendment of this Agreement. The failure of either party to exercise any right under this Agreement under certain circumstances does not imply a waiver of such right under like circumstances later occurring.

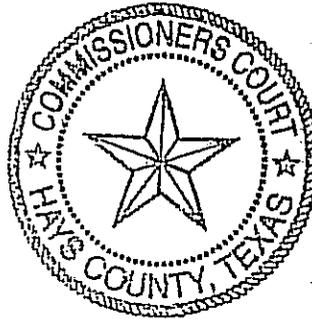
5.13 Interpretation and Reliance.

No presumption will apply in favor of either Party in the interpretation of this Agreement or in the resolution of any ambiguity of any provisions thereof.

EXECUTED THIS 24th day of February, 2009.

HAYS COUNTY

By: [Signature]
ELIZABETH SUMTER
HAYS COUNTY JUDGE



ATTEST:

[Signature]
LINDA C. FRITSCH, HAYS COUNTY CLERK

EXECUTED THIS 24th day of February, 2009.

VILLAGE OF WIMBERLEY

By: [Signature]
TOM HALEY, MAYOR

ATTEST:

[Signature]
CARA MCPARTLAND, VILLAGE SECRETARY

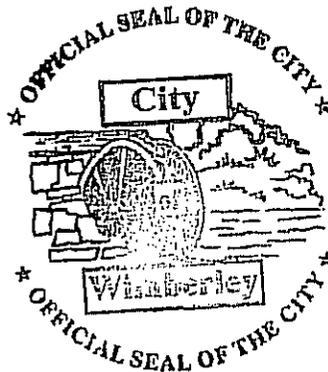


EXHIBIT "A"

**Roads designated as County Roads
Located within the Village of Wimberley**

Carney Lane

Cypress Creek Road

Flite Acres Road

FM 1492

Fulton Ranch Road

Green Acres Road

River Road

Saddleridge Drive

Wayside Drive



CERTIFIED COPY OF HAYS COUNTY COMMISSIONERS' COURT MINUTES

STATE OF TEXAS *
COUNTY OF HAYS *

ON THIS THE 24TH DAY OF FEBRUARY A.D., 2009, THE COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS, MET IN REGULAR MEETING. THE FOLLOWING MEMBERS WERE PRESENT, TO-WIT:

ELIZABETH "LIZ" SUMTER
DEBBIE GONZALES INGALSBE
JEFFERSON W. BARTON
WILL CONLEY
KAREN FORD
LIZ GONZALEZ

COUNTY JUDGE
COMMISSIONER, PCT. 1
COMMISSIONER, PCT. 2
COMMISSIONER, PCT. 3
COMMISSIONER, PCT. 4
DEPUTY COUNTY CLERK

25950 AUTHORIZE THE COUNTY JUDGE TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE CITY OF WIMBERLEY, TEXAS FOR THE MAINTENANCE OF ROADWAYS WITHIN WIMBERLEY'S INCORPORATED LIMITS [T2-1995]

A motion was made by Commissioner Conley seconded by Commissioner Ford to authorize the County Judge to execute an Interlocal Agreement with the City of Wimberley, Texas for the maintenance of roadways within Wimberley's Incorporated Limits. All voting "Aye". MOTION PASSED

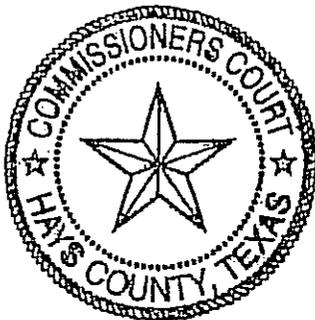
THE STATE OF TEXAS
COUNTY OF HAYS

I, Linda C. Fritsche, County Clerk and Ex-Officio Clerk of the Commissioners' Court of Hays County, Texas, do hereby certify that the following contains a true and correct copy of the minutes of FEBRUARY 24, 2009 under Resolution #25950 in the Commissioners' Court Minutes of Hays County, Texas:

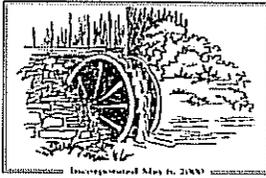
Given under my hand and seal of office at San Marcos, Texas this the 3RD day of MARCH, 2009.

LINDA C. FRITSCH, COUNTY CLERK AND
EXOFFICIO CLERK OF THE HAYS
COUNTY COMMISSIONERS' COURT

BY Liz Gonzalez
DEPUTY



City Council Agenda Form



Date Submitted: August 26, 2010

Agenda Date Requested: September 2, 2010

In recent months, there has been growing interest in Wimberley in the possible implementation of a single stream recycling program for residential and commercial garbage customers. Single stream (also known as "fully co-mingled") recycling refers to a system in which all paper fibers and containers are mixed together in a collection truck, instead of being sorted into separate commodities (newspaper, cardboard, plastic, glass, etc.). Such recycling programs are more cost-effective and allow for an increase in the types of recyclables that can be collected.

Currently, the City of Wimberley offers recycling services only to its residential customers. This service is a curb sort program where the limited stream of recyclables collected are sorted at the curb by crews with Texas Disposal Systems (T-D-S), the City's solid waste collection contractor.

At the direction of City Council, City staff has been working with T-D-S representatives on the development of a three (3) year extension to the current T-D-S contract that would allow for the implementation of a single stream recycling program for both residential and commercial customers. In addition, the contract extension would enhance the current bulk waste collection program available to customers.

The above-mentioned contract negotiations have produced the following two (2) proposals for City Council consideration:

Proposition 1

A. Residential Collection (Voluntary Participation)

- a. One (1) 96-gallon cart would be provided for trash collection once a week.
- b. Two (2) 17-gallon containers would be provided for single stream recycling once every two (2) weeks.
- c. Monthly bill would go down from \$19.92 to \$19.42 in the first year and increase 3% each year thereafter.
- d. A one-half (1/2) percent reduction in the three (3) percent annual increase would be implemented if certain recycling goals are met each year.

Optional Residential Services Available

- a. One (1) curbside bulky waste collection to be provided to residential customers at an additional cost of \$1.59 per month. Additional collections would be available at a cost of \$25 per pick up; the cost would increase 4.35% in years two (2) and three (3).
- b. Two (2) city-wide clean ups with manned drop sites twice a year would be provided at an additional cost of \$0.87 per month for the first year. The cost would increase 4.35 percent in years two (2) and three (3).

* The monthly cost of residential garbage service would decrease \$1 if service was mandated and such a mandate ensured a customer base of 1,000 homes. The monthly charge would decrease \$1.50 if the customer base is 1,200 homes or larger.

B. Commercial Collection

- a. Containers ranging in size from 96-gallons to eight (8) yards would be available for trash with the monthly cost depending size and frequency of collection. *(See attached rates)*
- b. Containers ranging in size from 96-gallons to eight (8) yards would be available for commercial single stream recycling to be picked up every two weeks with the monthly cost depending on size and frequency of collection. *(See attached rates)*
- c. Monthly commercial trash and recycling fees would increase three (3) percent in the first year, four (4) percent in years two (2) and three (3).

Proposition 2

A. Residential Collection (Voluntary Participation)

- a. One (1) 96-gallon cart would be provided for trash collection once a week.
- b. One (1) 96-gallon container would be provided for single stream recycling once every two (2) weeks.
- c. Monthly bill would increase from \$19.92 to \$22.50 in the first year and increase 3% each year thereafter.
- d. A one-half (1/2) percent reduction in the three (3) percent annual increase would be implemented if certain recycling goals are met each year.

Optional Residential Services Available

- a. One (1) curbside bulky waste collection to be provided to residential customers at an additional cost of \$1.59 per month. Additional collections would be available at a cost of \$25 per pick up; the cost would increase 4.35% in years two (2) and three (3).
- b. Two (2) city-wide clean ups with manned drop sites twice a year would be provided at an additional cost of \$0.87 per month for the first year. The cost would increase 4.35 percent in years two (2) and three (3)

* The monthly cost of residential garbage service would decrease \$1 if service was mandated and such a mandate ensured a customer base of 1,000 homes. The monthly charge would decrease \$1.50 if the customer base is 1,200 homes or larger.

B. Commercial Collection

- a. Containers ranging in size from 96-gallons to eight (8) yards would be available for trash collection with the monthly cost depending on the size and frequency of collection *(See attached rates)*
- b. Containers ranging in size from 96-gallons to eight (8) yards would be available for commercial single stream recycling to be picked up every two weeks with the monthly cost depending on size and frequency of collection. *(See attached rates)*
- c. Monthly commercial trash and recycling fees would increase three (3) percent in the first year and four (4) percent in years two (2) and three (3).

The primary difference between the two (2) proposals is in the size of the containers to be provided for single stream residential recycling. Both options include the development and implementation of an enhanced community education program to promote participation in both the residential and commercial single stream recycling programs.

It should also be noted that the three (3) percent rate increase guaranteed in each proposal is up just one (1) percent from the two (2) percent increase allowed in the current T-D-S contract.

On August 19, 2010, the City Council was briefed on the details of the proposed contract extension. Afterwards, the Council decided to delay action on the proposal until the September 2, 2010 Council meeting.

Option 3

3 year contract - residential and commercial
Single stream/w 18 gallon bins EOW (2nd bin
furnished upon request)

<u>Residential rates</u>	
Year 1	19.42
Year 2-3	3% increase
Year 1-3 - 1000 Homes*	-1.00 /month
Year 1-3 - 1200 Homes*	-1.50 /month

A - Bulky pickup - curbside

1 time per year per resident
Call to schedule pickup
Year 1 - Max 3 cu yds per pickup 1.59 /month
Year 2-3 4.35% increase

B - Bulky pickup - drop off (2 per year)

City wide cleanup (2 locations) - 1 Rear load truck
(3 hours) & 1 40 cubic yard per location
Year 1 0.87 /month
Year 2-3 4.35% increase

Additional 40 cu yd hauls:

Year 1 - Delivery	250	each
Haul	415	each
Rent	0	each
Year 2-3	4.35%	Increase

C - Bulky pickup - on call

resident paid - 3 cubic yards per pickup
Year 1 25 each
Year 2-3 4.35% increase

Commercial rates

Year 1	3%	increase
Year 2-3	4%	increase

EOW - every-other-week service schedule

* If service is mandatory, the City must have method to require residents to pay for service.
* Rates based on paid residential customers, not billed customers.

Commercial Recycle Rates - Each container size and frequency equals 90% of trash rate.

City Recycle incentive goal - double current residential recycle (Average per month for year 2010). New single stream residential service and commercial recycling
Incentive : If goal is met the rate increase on residential service years 2-5 or 2-3 rate increase will be reduced by .5% (3.0% to 2.5%)

Option 2

3 year contract - residential and commercial
Single stream/w 96 gallon recycle cart EOW

<u>Residential rates</u>	
Year 1	22.50
Year 2-3	3% increase
Year 1-3 - 1000 Homes*	-1.00 /month
Year 1-3 - 1200 Homes*	-1.50 /month

A - Bulky pickup - curbside

1 time per year per resident
Call to schedule pickup
Year 1 - Max 3 cu yds per pickup 1.59 /month
Year 2-3 4.35% increase

B - Bulky pickup - drop off (2 per year)

City wide cleanup (2 locations) - 1 Rear load truck
(3 hours) & 1 40 cubic yard per location
Year 1 0.87 /month
Year 2-3 4.35% increase

Additional 40 cu yd hauls:

Year 1 - Delivery	250	each
Haul	415	each
Rent	0	each
Year 2-3	4.35%	Increase

C - Bulky pickup - on call

resident paid - 3 cubic yards per pickup
Year 1 25 each
Year 2-3 4.35% increase

Commercial rates

Year 1	3%	increase
Year 2-3	4%	increase

Commercial:

- 1) 3 year contract
- 2) Price increase year 1 - 3%
- 3) Price increase year 2-3 - 4%
- 4) Extra service increase year 1-3 - 4.35%

Commercial Containers: Trash

11/1/10	Size		Freq		Extra		Lock	
	Cu/Yds	Cart	1X	2X	3X	Pickup	Casters	Bar
			29	-	-	22	-	-
	2	70	-	-	-	38	16	16
	3	75	-	-	-	44	16	16
	4	83	155	-	-	44	16	16
	6	95	181	263	263	54	16	16
	8	115	221	326	326	65	16	16

Commercial Containers - Recycle

11/1/11	Size		Freq		Extra		Lock	
	Cu/Yds	Cart	1X	2X	3X	Pickup	Casters	Bar
			26	-	-	20	-	-
	2	63	-	-	-	35	15	15
	3	68	-	-	-	40	15	15
	4	74	139	-	-	40	15	15
	6	86	163	237	237	50	15	15
	8	103	199	293	293	60	15	15

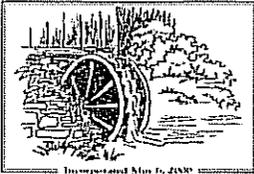
11/1/11

11/1/11	Size		Freq		Extra		Lock	
	Cu/Yds	Cart	1X	2X	3X	Pickup	Casters	Bar
			30	-	-	23	-	-
	2	73	-	-	-	40	17	17
	3	78	-	-	-	45	17	17
	4	86	161	-	-	45	17	17
	6	99	189	274	274	57	17	17
	8	119	229	339	339	68	17	17

11/1/12

11/1/12	Size		Freq		Extra		Lock	
	Cu/Yds	Cart	1X	2X	3X	Pickup	Casters	Bar
			31	-	-	24	-	-
	2	76	-	-	-	41	18	18
	3	81	-	-	-	47	18	18
	4	90	168	-	-	47	18	18
	6	103	196	285	285	59	18	18
	8	124	239	352	352	71	18	18

City Council Agenda Form



Date Submitted: August 21, 2010

Agenda Date Requested: September 2, 2010

Project/Proposal Title: APPROVAL OF CITY OF WIMBERLEY INVESTMENT POLICY

Funds Required:
Funds Available:

Council Action Requested:

- Ordinance
- Resolution
- Motion
- Discussion

Project/Proposal Summary:

This item was placed on the agenda to allow City Council to discuss and consider approval of the City of Wimberley Investment Policy. State law requires the Council to review the policy on an annual basis. No changes to the policy are proposed at this time.

City staff recommends approval of the policy as presented.

Investment Policy

I. Purpose

The purpose of this document is to establish the investment policies for the management of the public funds of the City of Wimberley, Texas (City). This policy will be reviewed on an annual basis by City Council. At such time, the council will adopt a resolution that (1) states that the investment policy has been reviewed and (2) enumerates the changes to be made to the policy.

These policies are designed to ensure the prudent management of public funds, the availability of operating and capital funds when needed, and an investment return competitive with those of comparable funds and financial market indexes.

A copy of this policy will be provided to all business organizations offering to engage in investment transactions with the City. A qualified representative of the business organization must confirm in writing (1) that this policy has been read and thoroughly reviewed and (2) that reasonable controls have been established to preclude unauthorized investment transactions. The City prior to the firm providing any services must receive this confirmation.

II. Statutory Authority

This policy was adopted in accordance with the Public Funds Investment Act (V.T.C.A., Government Code §2256).

III. Policy Scope

This investment policy applies to all of the financial assets (i.e., cash, bank deposits and securities) of the City. These assets are pooled into a single common investment fund that incorporates the following accounting fund types:

- General fund;
- Special revenue funds; and
- Enterprise funds.

Investments in the City's employee deferred compensation plan are independently managed and are not covered by this policy.

IV. Investment Strategy Statement

It is the City's policy to invest public funds in a manner that meets the following objectives:

- Ensure the suitability of the investment to the financial requirements of the City;
- Ensure preservation and safety of capital;
- Provide sufficient liquidity to meet cash flow needs;
- Ensure the marketability of the investments;

- Provide sufficient diversification; and
- Provide a competitive return on investment.

V. Investment Objectives

The following is a detailed discussion of the City's investment objectives, in priority order:

A. Suitability of Investments

Investments shall be made with the primary focus of having cash available to meet the City's financial requirements. This requires that the City match investment maturities with anticipated expenditures.

B. Preservation and Safety of Capital

Investments shall be undertaken in a manner that seeks to ensure the preservation of capital in the overall portfolio. To achieve this objective it is necessary to minimize credit risk and interest rate risk.

Credit risk is the risk of loss due to failure of the security issuer to pay interest and/or principal in a timely manner. It may be reduced by:

- Limiting investments to the safest types of securities;
- Pre-qualifying the business organizations with which the City will do business; and
- Requiring that investments not insured or guaranteed by the United States Government be fully collateralized.

Interest rate risk is the risk that the market value of securities in the portfolio will fall due to changes in general interest rates. The longer the term, the more tendencies there are for rates to fluctuate. Interest rate risk may be reduced by:

- Structuring the investment portfolio so that securities mature to meet cash requirements for ongoing operations, thereby avoiding the need to sell securities on the open market prior to maturity; and
- Investing primarily in shorter-term securities.

Both types of risk may also be controlled through diversification.

C. Liquidity

It is the City's objective that the investment portfolio shall remain sufficiently liquid to meet all operating requirements that may be reasonably anticipated.

Liquidity is the relative ease with which a security may be converted to cash, typically through sale on the open market. The goals of liquidity and preservation of capital may

conflict at times. While a security may be easily converted to cash, the amount of cash received may be less than the amount initially paid due to fluctuations in market value. For that reason, it is important for the portfolio to be structured so that securities mature concurrent with anticipated cash needs, hereby avoiding the need to liquidate investments under adverse market conditions.

D. Marketability of Investments

Marketability is the availability to quickly purchase and sell a security at competitive prices in secondary markets. Some investments, such as Treasury bills, can be sold at any time. Other more exotic instruments may not be much in demand by other investors and, consequently, may be much harder to sell.

Since all possible cash demands cannot be anticipated, the portfolio should consist of securities with active secondary or resale markets. This will ensure that in the event the City must sell a security, a buyer can be readily found.

At all times, selling a security before maturity may produce a loss. With the exception of the following situations, securities shall not be sold at a loss:

- A security with a declining market value could be sold early to minimize loss;
- A security swap would improve the quality, yield, or target duration in the portfolio;
or
- Liquidity needs of the portfolio require that a security be sold and all other sales would result in a larger loss.

E. Diversification

The constraints established by this investment policy minimize the City's risk exposure. Through diversification, the City can further limit risk exposure. The City will address diversification in its portfolio by not limiting its exposure to any one type of investment, staggering investment maturities, and using several investment providers.

F. Yield

A fundamental rule of investments is that risk equals return. The City has deliberately established a low risk threshold in order to protect its financial resources and ensure that cash is available when needed. Return on investment is the least important objective of the City's investment program. It is anticipated, however, that the City will still earn a competitive rate of return given the level of risk assumed.

VI. Standards of Care

A. Prudence

The standard of prudence to be used by investment officials shall be the “prudent person” standard and shall be applied in the context of managing the overall portfolio, not each investment decision. Investment officers acting in accordance with this investment policy and exercising due diligence shall be relieved of personal responsibility for an individual security’s credit risk or market price changes, provided that the investment decision was consistent with this written policy.

The “prudent person” standard requires that investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence, discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of capital as well as the probable income to be derived.

B. Ethics and Conflicts of Interest

Employees involved in the investment process shall refrain from personal business activity that could conflict with the proper executing and management of the investment program, or that could impair their ability to make impartial decisions. Employees and investment officials shall disclose any material interests in financial institutions with which they conduct business. They shall further disclose any personal investment positions that could be related to the performance of the investment portfolio. Employees and officers shall refrain from under-taking personal investment transactions with the same individual with which business is conducted on behalf of the City.

C. Delegation of Authority

The City Administrator shall be responsible for insuring that all of the physical and monetary assets of the City are appropriately safeguarded and controlled and perform any duties of City Treasurer as required by the general laws of the State of Texas. Through the adoption of this policy, the position of City Administrator shall be designated as an investment officer who is responsible for the investment of the City’s funds. In the absence of the City Administrator, the Mayor shall have the responsibility for investment decisions and activities. No person may engage in an investment transaction or the management of funds except as provided under the terms of this Investment Policy as approved by the City Council. The investment authority granted to the investment officer is effective until rescinded by the governing body.

The City Administrator shall be responsible for all transactions undertaken and shall establish a system of controls to regulate the activities of subordinate officials.

D. Training

The City Administrator and Finance Officers shall attend at least one training session related to their respective duties within 24 months of assuming office or duties. This training must include education in investment controls, security risks, strategy risks, market risks and compliance with the Public Funds Investment Act.

Both the City Administrator and the Mayor shall receive training as required by state law, which is designed to ensure the continued proper performance of their duties under this policy and the Public Funds Investment Act. The City Administrator and the Mayor shall attend an investment training session no less often than once every two fiscal years commencing February 1, 2009 and shall receive not less than 10 hours of instruction relating to investment responsibilities. The investment training session shall be provided by an independent source approved by the City Council. For purposes of this policy, an “independent source” from which investment training shall be obtained shall include a professional organization, an institute of higher learning or any other sponsor other than a business organization with whom the City of Wimberley may engage in an investment transaction.

DI. Execution of Security Transactions

A. Authorized Financial Dealers and Institutions

A list will be maintained of the business organizations authorized by the City Council to provide investment services. These may include “primary dealers” or regional dealers that qualify under Securities and Exchange Commission Rule 15C3 1 (uniform net capital rule).

All business organizations desiring to become qualified bidders for investment transactions must supply the following, as appropriate:

- Audited financial statements
- Proof of National Association of Securities Dealers (NASD) certification
- Proof of state registration
- Completed broker/dealer questionnaire
- Certification signed by a qualified representative of the firm, of having read and thoroughly reviewed the City’s investment policy and having implemented reasonable procedures and controls in an effort to preclude unauthorized investment transactions. (See Appendix B for an example.)

A qualified representative of a business organization is a person who holds a position with the organization, is authorized to act on behalf of the organization, and who is:

- For organizations regulated or registered with a securities commission, registered under the rules of the National Association of Securities Dealers; or
- For state and national banks and savings banks, a member of the loan committee or authorized by corporate resolution to act on behalf of and bind the banking institution.
- For an investment pool, the person authorized by the elected official or board with authority to administer the activities of the investment pool to sign the written instrument on behalf of the investment.

The City Administrator shall conduct an annual review of the financial condition and registration of qualified business organizations interested in providing investment services for the City. The City Administrator shall recommend six or more qualified bidders to the City Council, which will then select qualified bidders to provide investment services for the City for the next year.

B. Selection of Investments

The City Administrator shall establish a competitive process for the selection of investments.

C. Delivery vs. Payment

With the exception of mutual funds, all investment transactions will be executed by delivery vs. payment (DVP). This requires that the release of funds and the receipt of the investment occur simultaneously.

D. Safekeeping

The City will utilize an independent third party as a custodial agent for safekeeping of the City's investments. Book entry only securities may be held in the custodial agent's account with a Federal Reserve Bank, as long as the custodial agent's internal records clearly indicate the City's ownership of the securities. Any physical securities will be transferred directly to the custodial agent.

Receipts must be issued by the custodial agent for all property received in physical or book entry form. Not less than quarterly, the City should be provided with reports of all assets held in safekeeping.

E. Measuring Market Value

The City shall use The Wall Street Journal or a comparable nationally recognized business publication to measure the market value of its investments. The price quote used will be as of the date of market valuation.

VIII. Internal Controls and Compliance Audit

A. Internal Controls

The City Administrator is responsible for establishing and maintaining an internal control structure designed to ensure that the assets of the City are protected from loss, theft or misuse. The internal control structure shall be designed to provide reasonable assurance that these objectives are met. The concept of reasonable assurance recognizes that (1) the cost of a control should not exceed the benefits likely to be derived; and (2) the valuation of costs and benefits requires estimates and judgments by management.

The internal control structure should address the following points:

- Control of collusion. Collusion is a situation where two or more employees work in conjunction to defraud their employer.
- Separation of transaction authority from accounting and record keeping. By separating the person who authorizes or performs the transactions from the people who record or otherwise account for the transaction, a separation of duties is achieved.
- Custodial safekeeping. Securities purchased from any bank or dealer including appropriate collateral shall be placed with an independent third party for custodial safekeeping.
- Avoidance of physical delivery securities. Book entry securities are much easier to transfer and account for since actual delivery of a document never takes place. Delivered securities must be properly safeguarded against loss or destruction. The potential for fraud and loss increases with physically delivered securities.
- Clear delegation of authority to subordinate staff members. Subordinate staff members must have a clear understanding of their authority and responsibilities to avoid improper actions. Clear delegation of authority also preserves the internal control structure that is contingent on the various staff positions and their respective responsibilities.
- Written confirmation of telephone transactions for investments and wire transfers. Due to the potential for error and improprieties arising from telephone transactions, all telephone transactions should be supported by written communications and approved by the appropriate person. Written communications may be via fax if on letterhead and the safekeeping institution has a list of authorized signatures.
- Development of a wire transfer agreement with the lead bank or third party custodial. This agreement should outline the various controls, security provisions, and delineate responsibilities of each party making and receiving wire transfers.

B. Annual Audit

The City Administrator shall establish a process for annual independent review by an external auditor to:

- Assure compliance with policies and procedures; and
- Review monthly investment reports.

This review is to be done in conjunction with the annual audit of the City's financial statements.

IX. Suitable and Authorized Investments

A. Investment Types

The following investments are permitted under this policy.

- Obligations of the United States Government (i.e., treasury bills, treasury notes and treasury bonds):
 - Mutual funds offered by the City's depository bank as part of its cash management program;
 - Certificates of deposit issued by a state or national bank or a savings bank domiciled in the State of Texas; and
 - Demand deposits with state and national banks and savings banks.
 - Statewide investment pools.

B. Collateralization

Certificates of deposit and all other deposits with banks and savings banks shall be 1) guaranteed or insured by the Federal Deposit Insurance Corporation or 2) fully collateralized as required by the Public Funds Investment Act. In order to provide an appropriate level of protection, the market value of the pledged security will be a minimum of 105% of the amount on deposit plus accrued interest.

The City prior to the substitution taking place must approve substitution of collateral in writing.

Collateral will be held by an independent third party. A clearly marked safekeeping receipt showing the securities pledged in the City's name must be provided to the City on a monthly basis.

C. Prohibited Investments

Any investment not specifically authorized by this policy is prohibited. Any investment that is a derivative in nature, even though the underlying asset may meet the guidelines established in this policy, is also prohibited.

D. Additional Qualifications by Investment Type:

1. Mutual Funds

As part of its overall cash management program, the City intends to utilize the automatic investment sweep program offered by its depository bank. This program will enable the City to eliminate idle cash balances in its checking accounts, while ensuring that adequate cash is on hand to meet daily requirements.

For this purpose, the City is authorized to invest in a no-load money market mutual fund, if the mutual fund:

- Is registered with and regulated by the Securities and Exchange Commission;
- Provides the City with a prospectus and any other information required by the Securities Exchange Act of 1934 or the Investment Company Act of 1940;
- Invests exclusively in obligations of the U.S. Treasury and/or repurchase agreements fully collateralized by such obligations;
- Is continuously rated as AAA or its equivalent by at least one nationally recognized rating service;
- Has a dollar-weighted average stated maturity of 90 days or less; and
- Includes in its investment objectives the maintenance of a stable net asset value of \$1 per share.

2. State Wide Investment Pools

Statewide investment pools are separate legal entities established to invest the funds of 2 or more other government entities. The investment pool typically has its own management and investment staff and provides a highly liquid investment option.

In order to be eligible to provide services to the City, investment pools must meet all the requirements of state law as determined under Chapter 2256 of the Government Code, as amended and the following requirements:

- Provide the City with an offering circular and other information required by the Public Funds Investment Act;
- Provide investment transaction confirmations;
- Provide monthly detailed transaction and performance reports as specified by state statute;
- Establish an advisory board composed of qualified members representing participants and non-participants;
- Be continuously rated no lower than AAA or AAA-m or at an equivalent rating by at least one nationally recognized rating service.

In addition to the preceding requirements, investment pools created to function, as money market mutual funds must mark-to-market daily and must maintain a market value ratio (market value divided by book value) between .995 and 1.005.

Investment in a particular pool will be made only after a thorough

investigation of the pool and approval by the City Council. The City Administrator shall conduct an annual review of the pools and recommend qualified pools to the City Council, which will then select and adopt a list of approved pools.

With the exception of mortgage backed securities or any other derivative, pools are permitted to invest in a broader range of investment instruments than those authorized under this policy, provided those instruments are authorized under the Public Funds Investment Act.

X. Investment Parameters

A. Investment Management Style

Investment maturities are timed to correspond with anticipated cash requirements and should be purchased at or near par. The City employs a passive management style in which investments are expected to be held to maturity. This does not preclude the use of active portfolio management techniques.

B. Diversification

At the time of purchase, investments will be selected to ensure that the City's portfolio is diversified by security type and institution as follows:

- United States Treasuries;
- No-load money market mutual funds;
- Certificates of deposit within maximum limitation of FDIC and/or collateralization limits.
- Savings bank deposits within maximum limitation of FDIC and/or collateralization limits.
- Authorized investment pools.

C. Maximum Maturities

To the extent possible, the City will attempt to match its investments with anticipated cash flow requirements.

Maximum allowable stated maturities are limited by investment type as follows:

- 3 years for United States treasuries securities;
- 90 days for certificates of deposit; and
- 90 days for no-load money market mutual funds.

XI. Performance Standards

During an environment of stable interest rates, the portfolio should obtain a market average rate of return. Since the City follows a passive investment strategy, the basis used by the City Accountant to determine whether market yields are being achieved shall be the average 90-day Treasury for the month, as quoted in The Wall Street Journal or comparable nationally recognized business publication.

XII. Reporting

The City Administrator or his designee shall prepare an investment report on a quarterly basis that summarizes investment strategies employed in the most recent quarter and describes the portfolio in terms of investment securities, maturities, and shall explain the total investment return for the quarter. The report shall be signed by all designated investment officers and include the statement that the report is in full compliance with the investment strategies as established by the City of Wimberley Investment Policy and Public Funds Investment Act (Government Code Chapter 2256)

The quarterly investment report shall include a summary statement of investment activity prepared in compliance with generally accepted accounting principals. This summary will be prepared in a manner which will allow the City to ascertain whether investment activities during the reporting period have conformed to the Investment Policy. The report will be provided to the City Council. The report will include the following:

- A listing of individual securities held at the end of the reporting period.
- Unrealized gains or losses resulting from appreciation or depreciation by listing the beginning and ending book and market value of securities for the period.
- Additions and changes to the market value during the period.
- Average weighted yield to maturity of portfolio as compared to applicable benchmark.
- Listing of investments by maturity date.
- Fully accrued interest for the reporting period
- The percentage of the total portfolio which each type of investment represents.
- Statement of compliance of the City's investment portfolio with state law and the investment strategy and policy approved by the City Council.

A formal annual review of the quarterly reports will be performed by an independent auditor with the results reported to the governing body.

APPENDIX A: GLOSSARY

ACTIVE PORTFOLIO MANAGEMENT: An approach to investment management in which the investment officer actively trades the portfolio to take advantage of changing market conditions. This style requires the investment officer to develop a comprehensive economic outlook and to take action based upon that outlook. Requires relatively technical knowledge of the investment field.

BENCHMARKS: A measure used to evaluate the effectiveness of the investment program. Suitable benchmarks are readily available and share the characteristics of the portfolio with respect to legal constraints and investment policy compliance. Benchmarks may be published figures or indexes in publications such as the Wall Street Journal or they may be specially created for entity.

BOOK ENTRY SECURITIES: Securities that are purchased, sold and held with only electronic computer entries rather than the transfer of physical certificates. Buyers typically receive receipts or confirmations as evidence of ownership.

BROKER: A party who brings buyers and sellers together. Brokers do not take ownership of the property being traded. They are compensated by commissions.

COLLATERAL: Securities that a borrower pledges to secure repayment of a loan. Also refers to securities pledged by a bank to secure deposits of public monies.

DEALER: A firm or an individual who buys and sells for his own account. Dealers have ownership, even if only for an instant, between a purchase from one party and a sale to another party. They are compensated by the spread between the price they pay and the price they receive.

DERIVATIVES: Financial instruments whose value depends on the values of underlying assets or indexes.

MARKET VALUE: The price at which a security is trading and could presumably be purchased or sold.

PASSIVE INVESTMENT MANAGEMENT: An approach to investment management in which the investment officer adopts a buy and hold strategy.

Some investment techniques are used. Requires basic level investment knowledge.

PRIMARY DEALERS: A group of securities dealers who are recognized as major participants in the government securities markets and who are willing to market all government securities. Primary dealers must submit daily reports of market activity and positions and monthly financial statements to the Federal Reserve Bank of New York and are subject to its oversight.

RATE OF RETURN: The yield obtainable on a security based on its purchase price or its current market price.

REGIONAL DEALERS: The second tier of broker/dealers (after primary dealers) composed of brokerage firms that specialize in certain market niches, typically on a regional basis.

SAVINGS BANK DEPOSITS: Demand deposits held in an account at a savings and loan association.

SECONDARY MARKET: A market made for the purchase and sale of outstanding debt issues following the initial distribution.

TREASURY BILLS: Short term obligations issued by the United States Treasury. Bills are issued for maturities of one year or less. They do not pay interest but are issued on a discount basis instead.

TREASURY NOTES: Medium term obligations issued by the United States Treasury. Notes are issued for initial maturities over 1 to 10 years.

YIELD: The annual return on an investment expressed as a percentage.

**APPENDIX B: ILLUSTRATIVE BROKER/DEALER
CERTIFICATION FORM**

Broker Dealer Certification Form
(As required by Texas Government Code 2256.005(k))

The City of Wimberley (City) acknowledges that the only means the firm has to preclude unauthorized investment transactions between the firm and the City is to confirm that all provisions of the City's investment policy are followed in investment transactions conducted between the firm and the City, and, the second paragraph below should be read accordingly.

I, _____, as a qualified representative for the firm _____ do hereby certify that I and the broker covering this account, _____, have received and thoroughly reviewed the investment policy of the City of Wimberley.

I acknowledge that this firm has implemented reasonable internal procedures and controls in an effort to preclude investment transactions not authorized by the City's investment policy.

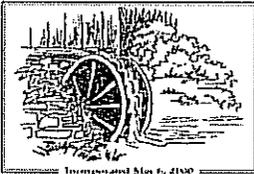
Signature

Name: _____

Title: _____

Date: _____

City Council Agenda Form



Date Submitted: August 26, 2010

Agenda Date Requested: September 2, 2010

Project/Proposal Title: EXECUTIVE SESSION TO CONSULT WITH ATTORNEYS REGARDING PENDING LITIGATION

Funds Required:

Funds Available:

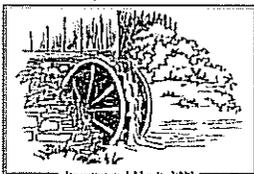
Council Action Requested:

- Ordinance
- Resolution
- Motion
- Discussion

Project/Proposal Summary:

This item was placed on the agenda to allow City Council to meet in Executive Session to consult with attorneys regarding pending litigation in *Cause No. 08-1984, Cyndi Brown, Individually vs. City of Wimberley, Tom Haley, Individually, and Don Ferguson, Individually, in the 428th District Court of Hays County, Texas and the United States District Court for the Western District of Texas.*

City Council Agenda Form



Date Submitted: August 26, 2010

Agenda Date Requested: September 2, 2010

Project/Proposal Title: CITY COUNCIL REPORTS

Funds Required:

Funds Available:

Council Action Requested:

- Ordinance
- Resolution
- Motion
- Discussion

Project/Proposal Summary:

This item was placed on the agenda to allow for reports to be presented by the Mayor and members of City Council and for future agenda item requests.