



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
JULY 19, 2012 - 6:00 P.M.

AGENDA

CALL TO ORDER JULY 19, 2012 @ 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 JULY 5, 2012.
- (B) APPROVAL OF MINUTES OF THE SPECIAL CITY COUNCIL MEETING OF JULY 5, 2012.
- (C) APPROVAL OF MINUTES OF THE SPECIAL CITY COUNCIL MEETING OF JULY 9, 2012.

- (D) APPROVAL OF THE JUNE 2012 FINANCIAL STATEMENTS FOR THE CITY OF WIMBERLEY.
- (E) APPROVAL OF THE APPOINTMENT OF MARILEE WOOD TO THE CONSENSUS POSITION ON THE CITY OF WIMBERLEY PARKS AND RECREATION BOARD REPRESENTING THE FRIENDS OF BLUE HOLE. *(NOMINEE FROM THE FRIENDS OF BLUE HOLE)*

2. CITY ADMINISTRATOR REPORT

- STATUS REPORT ON THE DEVELOPMENT AND OPERATION OF THE BLUE HOLE REGIONAL PARK
- STATUS REPORT ON THE OPERATION OF THE WIMBERLEY MUNICIPAL WASTEWATER TREATMENT PLANT
- STATUS REPORT ON SALES TAX COLLECTIONS FOR THE CITY OF WIMBERLEY
- STATUS REPORT ON PLANNED IMPROVEMENTS TO PACKSADDLE PASS IN THE SADDLERIDGE SUBDIVISION
- STATUS REPORT ON THE SIGN ORDINANCE REVIEW TASK FORCE

3. PUBLIC HEARING AND POSSIBLE ACTION

- (A) HOLD A PUBLIC HEARING AND CONSIDER APPROVAL OF AN ORDINANCE OF THE CITY OF WIMBERLEY, TEXAS, APPROVING AN APPLICATION FOR A CONDITIONAL USE PERMIT SUBMITTED BY MONTA AND JAMES LANE TO PERMIT OPERATION OF A PERSONAL CARE HOME ON A TRACT PROPERTY LOCATED AT 39 LA TOYA TRAIL, WIMBERLEY, HAYS COUNTY, TEXAS, ZONED SINGLE FAMILY RESIDENTIAL 2 (R-2); 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. *(MONTA & JAMES LANE, APPLICANTS)*
- (B) HOLD A PUBLIC HEARING AND CONSIDER APPROVAL OF AN ORDINANCE OF THE CITY OF WIMBERLEY, TEXAS AMENDING CHAPTER 155 (ZONING) OF THE CODE OF ORDINANCES AS FOLLOWS:
 - (1) AMENDING SUBSECTION (B) OF THE FOLLOWING SECTIONS: §155.035 (RESIDENTIAL ACREAGE; RA), § 155.036 (RURAL RESIDENTIAL 1; R-1), TO ADD "ONE SECONDARY SINGLE-FAMILY RESIDENTIAL BUILDING BUILT ONSITE, PROVIDED THE SECONDARY RESIDENCE IS NOT USED FOR SHORT-OR LONG TERM RENTAL" AS A PERMITTED USE; AND
 - (2) AMENDING SUBSECTION (C) OF THE FOLLOWING SECTIONS: § 155.035 (RESIDENTIAL ACREAGE; RA), § 155.036 (RURAL RESIDENTIAL 1; R-1), TO DELETE "ONE SECONDARY SINGLE-

FAMILY RESIDENTIAL BUILDING BUILT ONSITE" AS A CONDITIONAL USE;

PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT; REPEALER; SEVERABILITY; EFFECTIVE DATE; AND PROPER NOTICE AND MEETING. (CITY ADMINISTRATOR)

4. **ORDINANCES**

- (A) CONSIDER APPROVAL OF AN ORDINANCE OF THE CITY OF WIMBERLEY, TEXAS, PROVIDING FOR PAYMENT OF FEES OR COSTS BY CREDIT CARD OR ELECTRONIC MEANS; AND PROVIDING FOR FINDINGS OF FACT; SAVINGS; SEVERABILITY; REPEALER; AN EFFECTIVE DATE; AND PROPER NOTICE AND MEETING. (CITY ADMINISTRATOR)
- (B) CONSIDER APPROVAL OF AN ORDINANCE AMENDING TITLE VII (TRAFFIC CODE), CHAPTER 70 (TRAFFIC REGULATIONS) OF THE CITY OF WIMBERLEY'S CODE OF ORDINANCES TO AMEND SECTION 70.03 (E) (TRAFFIC-CONTROL DEVICES) TO CREATE A PRESUMPTION THAT THE REGISTERED OWNER OF A VEHICLE IS THE PERSON WHO STOPPED, STOOD, OR PARKED THE VEHICLE AT THE TIME AND PLACE THAT AN OFFENSE OCCURS WITH RESPECT TO THAT VEHICLE; AND PROVIDING FINDINGS OF FACT, A REPEALING CLAUSE, A SAVINGS AND SEVERABILITY CLAUSE, AN EFFECTIVE DATE, AND PROPER NOTICE AND MEETING. (CITY ADMINISTRATOR)

5. **DISCUSSION AND POSSIBLE ACTION**

- (A) DISCUSS AND CONSIDER POSSIBLE ACTION AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE A CONTRACT WITH COPSYNCR TO PROVIDE LAW ENFORCEMENT INFORMATION AND REPORTING SOFTWARE SERVICES FOR THE CITY MARSHAL. (CITY ADMINISTRATOR)
- (B) DISCUSS AND CONSIDER POSSIBLE ACTION REGARDING A PROPOSAL TO CHANGE THE REGULAR MEETING DATES OF THE CITY OF WIMBERLEY PLANNING AND ZONING COMMISSION. (PLANNING AND ZONING COMMISSION)
- (C) DISCUSS AND CONSIDER POSSIBLE ACTION REGARDING THE DEVELOPMENT OF A HISTORIC PRESERVATION PROGRAM. (MAYOR BOB FLOCKE)
- (D) DISCUSS AND CONSIDER POSSIBLE ACTION ON A PROPOSAL THAT THE CITY OF WIMBERLEY PARTNER WITH THE OWNERS OF THE WIMBERLEY ACE HARDWARE RELATING TO THE FUTURE DEVELOPMENT OF CITY-OWNED PROPERTY LOCATED AT THE INTERSECTION OF RANCH ROAD 12 AND FM 2325. (CITY ADMINISTRATOR)

6. **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 July 16, 2012 at 5:30 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.