

Village of Wimberley

City Hall, 13210 Ranch Road 12
Wimberley, Texas

Minutes of City Council Meeting Thursday, July 7, 2005 - 6:30 p.m.

City Council called to order at 6:30 p.m. by Mayor Stephen Klepfer.

Council Member Graddy gave the Invocation.

Mayor Klepfer led The Pledge of Allegiance to the U.S. Flag and the Pledge of Allegiance to the Texas Flag.

Present were: Mayor Stephen Klepfer and Council Members Curt Busk, Matt Manis, Marilee Wood, John Graddy and Carroll Czichos.

Presentation of Citizens

- The following citizens addressed the Council:

Jean Veriato spoke of her concern with traffic safety issues on Las Flores;

David Wilson requested information on future meetings regarding the Solid Waste Agreement, following an explanation by Mayor Klepfer about the Council restraints in following a posted agenda;

Candy Spitzer, a Cypress Creek Lane resident, stated her concerns regarding a proposed lumberyard business in that neighborhood, and requested postponement of any further meetings regarding this issue until the community has more information.

Michael Dickey requested that Cypress Creek Lane be striped.

- Rusty Dunham from Pedernales Electric Cooperative reported on the annual membership meeting, newly elected directors to the Board, Green Power purchase option, and presented the cooperative franchise payment check in the amount of \$16,790.63 for the billing period of April 1 through June 30, 2005.

A. Consent Items:

The minutes of the meetings of June 2nd and June 16th were pulled at the request of Council Member Graddy which moved them to the Consider & Act area of the Agenda.

B. City Administrator Report:

City Administrator Steve Harrison presented a report on the status of the Budget, FY 2006, and proposed the scheduling of Budget work sessions on July 21st and August 11th, at 4:30, p.m., before Council meetings those same dates.

Dr. Harrison also reported on the status of the solid waste agreement. He noted that the Budget, Investment and Finance Advisory Board (BIF) had held two public meetings, and the two bids are being evaluated, and that good references on the low bidder had been

presented. He outlined the process expected to take place prior to BIF making a recommendation to Council.

A written report was presented to Council regarding the July 4th weekend opening of Blue Hole, noting all that was involved in the dedication and work of the volunteers in making this a positive experience for a well behaved crowd of approximately 700 people. One incident of rope swing destruction has been reported to the Hays County Sheriff's Department. A rope swing has been replaced. The revenue for the weekend will go into the general fund of the City.

C. Reports from Boards/Committees/Staff

1. Economic Development Advisory Board:

The report was presented by Chair Craig Calley. There have been seven (7) meetings since the last report to Council, the last being a joint work session with the Council to review the proposed Economic Development Plan. Follow-ups from Council recommendations to the Plan included: The Historical Preservation portion, the establishment of communications with the Chairs of the various Boards, primarily TAB, P&Z and Parks Board, for input regarding their areas of interest, and the establishment of communication with neighboring cities and Hays County regarding what they have in effect regarding economic development. Mr. Calley said that EDAB will be re-writing their by-laws and will continue to work on funding options. The Board is hoping for the current member vacancy, a Consensus appointment, to be filled soon.

2. Parks & Recreation Advisory Board:

Chair Malcolm Harris presented the report, which included the success of both the Memorial Day and July 4th Weekend events, the work toward the Blue Hole Master Plan for Blue Hole, the Nature Trail entry area construction, and the proposed agreement between the Wimberley Birding Society and the Village.

3. Public Works:

The Director of Public Works/Code Enforcement, Rickey Wright presented this report to Council covering the first six months of 2005. He noted the progress of major road work in the area, including the Cypress Creek Bridge/RR12 project and the proposed beginning in September of the Hays County By-Pass project. He also reported on the building activity within the City, Citizen Comments received, Sign Permit activity, Work Orders to various contractors, the volunteer work done on the July 4th Parade, and miscellaneous activities of this department throughout these six months. The traffic concerns on Las Flores were noted and a discussion between council members and Mr. Wright included the possibility of speed bumps being installed, signage on the road, and the heavy use of this particular road and subsequent need for repair of potholes.

D. Consider & Act:

Minutes for Council meeting June 2nd and June 16th: The minutes had been pulled from the Consent items on the Agenda.

Council Member Graddy pulled the minutes for June 2, 2005, with a question whether the set of minutes submitted before correction is a public record since they are not the approved minutes. Legal counsel answered in the affirmative. Council Member Graddy made a motion to approve the second set of minutes submitted for June 2, 2005. Council Member Busk seconded. Motion approved by a vote of 5 Ayes to 0 Nays.

Council Member Graddy pulled the minutes for June 16, 2005. Correction was requested and noted for Item D, paragraph 1, to insert Council Member Wood's name as the author of the motion. Council Member Czichos made a motion to approve the minutes as amended for June 16, 2005. Council Member Graddy seconded. Motion approved by a vote of 5 Ayes to 0 Nays.

1. Second Reading: Ordinance No. 2005-006 (previously considered and read as No. 2005-05) Amending the Subdivision Ordinance No. 2001-014 to provide exemption to the ground water availability test for certain small subdivisions with specific limits on ground water pumping for each new lot. (Public Hearing)

City Administrator Steve Harrison explained this item as the Second Reading, and the P&Z recommendation to Council. He explained the ordinance number change as being a clerical error on the First Reading.

The Public Hearing was opened.

No one chose to speak to the item.

The Public Hearing was closed.

Council Member Busk cited a typographical error on page 3, second paragraph under A, third line, with inadvertent capitalization. The Mayor ascertained that changes noted in the First Reading had been made. Council Member Czichos made a motion to accept Ordinance No. 2005-006, Amending the Subdivision Ordinance No. 2001-014 to provide exemption to the ground water availability test for certain small subdivisions with specific limits on ground water pumping for each new lot. Council Member Wood seconded. Motion approved by a vote of 5 Ayes to 0 Nays.

2. Appointment of Member to Board of Adjustment

Council Member Manis presented his appointment of Charli Manross to the Board of Adjustment for a term ending 11-01-06. Council Member Czichos made a motion to accept Charli Manross as a member of the Board of Adjustment. Council Member Graddy seconded. Motion approved by a vote of 5 Ayes to 0 Nays.

**3. Approve revised By-Laws for Economic Development Advisory Board.
(Recommended for approval by EDAB by a vote of 9-0)**

Council Member Graddy noted the recommended changes to the EDAB By-Laws.

Council Member Graddy made a motion to adopt the new By-Laws for EDAB, as written. Council Member Busk seconded. Discussion followed by Council regarding the previous By-Laws passed by that advisory board had been in conflict to the enabling ordinance, and that the changes corrected the matter. Also discussed were who could place items on the EDAB agenda, more clarifying language used in various definitions, and the conflict of interest statement included.

Council Member Wood made a Friendly Amendment to the original motion that in "C" insert the word "confer with" to replace "appoint"; in "D" (Quorum) delete the terminology "active Board" and substitute "the appointed Board"; strike "M" (Conflict of Interest); and that in "N" (Public Statement) it should read "Releases and statements to the public and press in the

name of the board should be made only by the Chair or the Chair's designated representative, and should all be cleared through the City Administrator prior to release."

Motion approved by a vote of 5 Ayes to 0 Nays.

4. Authorize amendment to Ordinance 2000-014 providing the ability to compensate jurors for serving on municipal court cases and setting the amount of such compensation.

City Administrator Steve Harrison presented and explained the item. Council members and the Mayor discussed the possibility of compensation for jurors on the upcoming first jury trial in the City, and what action was required in this matter. There appeared to be consensus that serving on a jury was a valuable public service and that it should be volunteer versus pay. There was no motion made.

5. Set Date and Location for Council/Staff Off Site Strategic Planning Work Session.

Council Member Graddy presented the item. He explained the purpose of the session with a professional facilitator, and suggested August 4th as the date for the all day (8 hour) work session. The Mayor said the location would be the Way Engineering Ranch, and that directions would be forthcoming.

Council Member Graddy made the motion that the Strategic Planning Work Session be held on August 4th for eight hours at the Way Engineering Ranch. Council Member Wood seconded. Motion approved by a vote of 5 Ayes to 0 Nays.

Council Member Graddy made the motion to cancel the City Council meeting and the Budget Workshop scheduled for August 4th so that the Strategic Planning Work Session may be held. Council Member Manis seconded. Motion approved by a vote of 5 Ayes to 0 Nays.

F. Announcements and Council Requests for Future Agenda Items.

Council Member Busk noted that an Interlocal Agreement with the County needs to begin work, since the deadline is January 1, 2006, and requested this item be on the next Council agenda.

Council Member Czichos expressed thanks to the community for the safety regarding fireworks over the Fourth of July, and the lack of fires in Wimberley from fireworks.

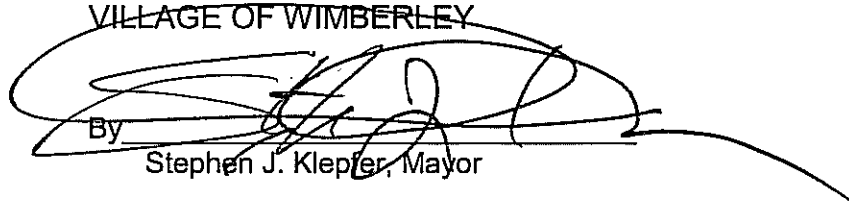
Council Member Graddy requested that an update be provided regarding adoption of the Code of Ordinances.

Council Member Wood thanked residents of Cypress Creek Lane for their attendance and urged them to continue their public process.

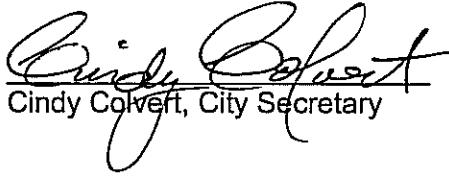
Council Member Manis praised the July 4th event at Pioneer Town.

Meeting adjourned at 7:45 p.m.

VILLAGE OF WIMBERLEY


By _____
Stephen J. Klepfer, Mayor

Respectfully Submitted By:


Cindy Colvert, City Secretary