

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
JANUARY 6, 2011 6:00 P.M.

AGENDA

CALL TO ORDER: JANUARY 6, 2011 @ 6:00 P.M.

CALL OF ROLL: CITY SECRETARY

INVOCATION

PLEDGE OF ALLEGIANCE/SALUTE TO THE TEXAS FLAG

PROCLAMATIONS:

- (A) PROCLAMATION RECOGNIZING THE VARIOUS INDIVIDUALS AND BUSINESSES WHO ORGANIZED AND IMPLEMENTED THE 2010 CHRISTMAS CELEBRATION IN WIMBERLEY
- (B) PROCLAMATION RECOGNIZING THE VARIOUS INDIVIDUALS AND BUSINESSES WHO PROVIDED ASSISTANCE TO THE CITY OF WIMBERLEY WITH THE BLUE HOLE REGIONAL PARK GROUND BREAKING CEREMONY

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 THE MINUTES OF THE SPECIAL CITY COUNCIL MEETING OF NOVEMBER 12, 2010.
- (B) APPROVAL OF MINUTES OF THE SPECIAL CITY COUNCIL MEETING OF DECEMBER 15, 2010.
- (C) APPROVAL OF THE MINUTES OF THE REGULAR CITY COUNCIL MEETING OF DECEMBER 16, 2010.
- (D) APPROVAL OF THE REAPPOINTMENT OF THAD NANCE TO THE WIMBERLEY PARKS AND RECREATION ADVISORY BOARD. *(PLACE FIVE COUNCIL MEMBER JOHN WHITE'S NOMINEE)*
- (E) APPROVAL OF THE REAPPOINTMENT OF CHARLES LANCASTER TO THE WIMBERLEY TRANSPORTATION ADVISORY BOARD. *(PLACE FIVE COUNCIL MEMBER JOHN WHITE'S NOMINEE)*
- (F) APPROVAL OF THE REAPPOINTMENT OF STEVE GARTSIDE AS AN ALTERNATE MEMBER OF THE WIMBERLEY BOARD OF ADJUSTMENT. *(PLACE FIVE COUNCIL MEMBER JOHN WHITE'S NOMINEE)*
- (G) APPROVAL OF THE REAPPOINTMENT OF RODNEY JONES TO THE WIMBERLEY TRANSPORTATION ADVISORY BOARD. *(MAYOR PRO-TEM STEVE THURBER'S NOMINEE)*
- (H) APPROVAL OF THE REAPPOINTMENT OF MIKE STEVENS TO THE WIMBERLEY ETHICS COMMISSION. *(MAYOR BOB FLOCKE'S NOMINEE)*
- (I) APPROVAL OF THE REAPPOINTMENT OF PAUL POLHEMUS TO THE WIMBERLEY ETHICS COMMISSION. *(CONSENSUS NOMINEE OF MAYOR BOB FLOCKE)*

2. CITY ADMINISTRATOR REPORT

- STATUS REPORT ON THE EFFORTS UNDERWAY TO SECURE FEDERAL FUNDING FOR THE DOWNTOWN WASTEWATER PROJECT
- STATUS REPORT ON THE IMPLEMENTATION OF THE SINGLE STREAM RECYCLING PROGRAM
- STATUS REPORT ON THE DEVELOPMENT OF A WATER QUALITY PROTECTION ORDINANCE
- STATUS REPORT ON THE PREPARATIONS FOR THE 2011 CITY OF WIMBERLEY GENERAL ELECTION
- STATUS REPORT ON THE DEVELOPMENT OF A COMMUNITY C-P-R INITIATIVE
- STATUS REPORT ON THE RANCH ROAD 12 BILLBOARD ENFORCEMENT EFFORT
- STATUS REPORT ON THE DEVELOPMENT OF THE BLUE HOLE REGIONAL PARK
- STATUS REPORT ON THE FOOD SERVICE ESTABLISHMENT AND ON-SITE SEWAGE FACILITIES PERMITTING AND INSPECTION PROGRAMS
- STATUS REPORT ON THE PREPARATION OF THE *CITY OF WIMBERLEY FISCAL YEAR 2010 FINANCIAL REPORT*

3. PUBLIC HEARING AND POSSIBLE ACTION

(A) HOLD A PUBLIC HEARING AND CONSIDER APPROVAL OF THE FIRST READING OF AN AN ORDINANCE OF THE CITY OF WIMBERLEY, TEXAS AMENDING CHAPTER 155 (ZONING) OF THE CODE OF ORDINANCES AS FOLLOWS:

- (1) AMENDING SECTION 155.005 (DEFINITIONS) TO REVISE DEFINITIONS RELATED TO BED AND BREAKFAST LODGING AND ADD "VACATION RENTAL" AS A DEFINITION;
- (2) DELETING SECTION 155.075(F) (4) (OFF-STREET PARKING AND LOADING REQUIREMENTS) TO DELETE THE PARKING REQUIREMENT FOR BED AND BREAKFAST LODGING;
- (3) DELETING SUBSECTION 155.105(C) (BED AND BREAKFAST LODGING) AND RE-LETTERING SUBSEQUENT SUBSECTIONS;
- (4) TO ADD SECTION 155.064 "BED AND BREAKFAST LODGING REQUIREMENTS" AND ACCOMPANYING DEVELOPMENT REGULATIONS OF SUCH USE;
- (5) ADD SECTION 155.065 "VACATION RENTAL LODGING REQUIREMENTS" AND ACCOMPANYING DEVELOPMENT REGULATIONS OF SUCH USE;
- (6) AMENDING SUBSECTION (C) OF THE FOLLOWING SECTIONS: § 155.035 (RESIDENTIAL ACREAGE; RA), § 155.036 (RURAL RESIDENTIAL 1; R-1), § 155.037 (SINGLE-FAMILY RESIDENTIAL 2; R-2), § 155.038 (SINGLE-FAMILY RESIDENTIAL 3; R-3), § 155.045 (OFFICE-LOW IMPACT; O-1), § 155.046 (OFFICE-HIGH IMPACT; O-2), § 155.047 (COMMERCIAL-LOW IMPACT; C-1), § 155.048 (COMMERCIAL-MODERATE IMPACT; C-2), § 155.049 (COMMERCIAL-HIGH IMPACT; C-3), § 155.061 (NEIGHBORHOOD SERVICES DISTRICT; NS), AND § 155.094 (SCENIC CORRIDOR; SC) TO ADD "VACATION RENTAL" AS A CONDITIONAL USE; AND,

PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT; REPEALER; SEVERABILITY; EFFECTIVE DATE; AND PROPER NOTICE AND MEETING. *(PLANNING AND ZONING COMMISSION; THIS ITEM WAS CONTINUED FROM THE DECEMBER 16, 2010 CITY COUNCIL MEETING)*

(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, CERTAIN SUBSECTIONS OF SECTION 155.023 (DISTRICTS ESTABLISHED; DESIGNATION AND REVIEW) IN ORDER TO ADD "VILLAGE INN (VI)" AS A BASE ZONING DISTRICT, REVISE THE PLANNING AREAS ACCORDINGLY; AND ADD SECTION 155.063 VILLAGE INN DISTRICT AND ACCOMPANYING DEVELOPMENT REGULATIONS; AND PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT; REPEALER; SEVERABILITY; EFFECTIVE DATE; AND PROPER NOTICE AND MEETING. *(PLANNING AND ZONING COMMISSION)*

- (C) HOLD A PUBLIC HEARING AND CONSIDER APPROVAL OF THE SECOND AND FINAL READING OF AN ORDINANCE AMENDING PORTIONS OF SECTIONS 155.107 (PLANNING AND ZONING COMMISSION) AND 155.108 (BOARD OF ADJUSTMENT; VARIANCES AND APPEALS) OF THE CODE OF ORDINANCES OF THE CITY OF WIMBERLEY, TEXAS IN ORDER TO REVISE THE REMOVAL PROCESS FOR BOARD MEMBERS APPOINTED TO THE ABOVE REFERENCED BOARDS; AND PROVIDING FOR FINDINGS OF FACT, AN EFFECTIVE DATE; PROPER NOTICE AND MEETING, AND SEVERABILITY. (CITY ADMINISTRATOR)

4. **DISCUSSION AND POSSIBLE ACTION**

- (A) DISCUSS AND CONSIDER POSSIBLE ACTION AUTHORIZING THE CITY ADMINISTRATOR TO CONTRACT WITH LYNX CONTRACTORS OF SAN MARCOS, TEXAS AND ASBESTOS CONSULTING AND ENVIRONMENTAL (ACE) OF AUSTIN, TEXAS FOR THE ABATEMENT OF ASBESTOS IN THE BLUE HOLE REGIONAL PARK AREA. (CITY ADMINISTRATOR)
- (B) DISCUSS AND CONSIDER POSSIBLE ACTION REGARDING THE DETERMINATION OF THE FUTURE ROLE OF THE WIMBERLEY ECONOMIC DEVELOPMENT COMMISSION. (MAYOR PRO-TEM STEVE THURBER & PLACE THREE COUNCIL MEMBER BILL APPLEMAN)
- (C) DISCUSS AND CONSIDER POSSIBLE ACTION DESIGNATING GENE WOODRUFF TO FILL THE PLACE ONE POSITION ON THE WIMBERLEY TRANSPORTATION ADVISORY BOARD. (MAYOR BOB FLOCKE)

5. **CITY COUNCIL REPORTS**

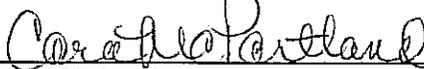
- ANNOUNCEMENTS
- FUTURE AGENDA ITEMS

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 December 29, 2010 at 5:00 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.