

# 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**  
**MAY 16, 2013 - 6:00 P.M.**

## AGENDA

**CALL TO ORDER**                      MAY 16, 2013 @ 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 MAY 2, 2013.
- (B) APPROVAL OF MINUTES OF THE SPECIAL CITY COUNCIL MEETING OF MAY 2, 2013.
- (C) APPROVAL OF MINUTES OF THE SPECIAL CITY COUNCIL MEETING OF APRIL 29, 2013.

- (D) APPROVAL OF APRIL 2013 FINANCIAL STATEMENTS FOR THE CITY OF WIMBERLEY.

2. **CITY ADMINISTRATOR REPORT**

- STATUS REPORT ON THE PROPOSED CREATION OF THE NEEDMORE RANCH MUNICIPAL UTILITY DISTRICT
- STATUS REPORT ON SALES TAX COLLECTIONS FOR THE CITY OF WIMBERLEY
- STATUS REPORT ON ISSUES RELATING TO THE NEW TREES PLANTED ON THE WIMBERLEY SQUARE
- STATUS REPORT ON CENTRAL WIMBERLEY WATER QUALITY ISSUES
- STATUS REPORT ON THE OPERATION OF THE WIMBERLEY MUNICIPAL WASTEWATER PLANT

3. **ELECTION MATTERS**

COMPLETE AND ISSUE CERTIFICATES OF ELECTION TO THE PLACE 1, PLACE 3 AND PLACE 5 COUNCILMEMBERS-ELECT.

4. **PUBLIC HEARING AND POSSIBLE ACTION**

- (A) HOLD A PUBLIC HEARING AND CONSIDER APPROVAL OF CASE NO. C212-12-005, AN APPLICATION FOR *THE RESUBDIVISION OF LOT 6, ESTABLISHING LOTS 6A AND 6B, REVISION OF LOTS 5 AND 6, TRAIL'S END RANCH SUBDIVISION* AND A RELATED VARIANCE FROM CITY'S REQUIREMENTS PERTAINING TO LOT FRONTAGE. *(PAUL & DONNA WHITELOCK, APPLICANTS)*
- (B) HOLD A PUBLIC HEARING AND CONSIDER APPROVAL OF AN ORDINANCE APPROVING AN APPLICATION FOR A CONDITIONAL USE PERMIT SUBMITTED BY RICHARD AND SHARON WHIPPLE TO OPERATE A VACATION RENTAL FACILITY ON AN APPROXIMATE 5.06 ACRE TRACT LOCATED AT 201 PANORAMA, WIMBERLEY, TEXAS, ZONED RESIDENTIAL ACREAGE (RA), AND IMPOSING CERTAIN CONDITIONS; 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. *(RICHARD & SHARON WHIPPLE, APPLICANTS)*
- (C) HOLD A PUBLIC HEARING AND CONSIDER APPROVAL OF AN ORDINANCE OF THE CITY OF WIMBERLEY AMENDING ORDINANCE NO. 2012-004, WHICH GRANTED A CONDITIONAL USE PERMIT TO ALLOW A SIT-DOWN EATING ESTABLISHMENT WITH THE SALE OF BEER AND WINE FOR ON-PREMISE CONSUMPTION FOR REAL PROPERTY LOCATED AT 500 RIVER ROAD, WIMBERLEY, HAYS COUNTY, TEXAS, IN ORDER TO MODIFY THE RESTRICTIONS TO PERMIT THE SALE OF ALCOHOL FOR ON-PREMISE CONSUMPTION; AND PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT; SEVERABILITY; EFFECTIVE DATE AND PROPER NOTICE AND MEETING. *DAYSI FLORES, APPLICANT)*

**5. DISCUSSION AND POSSIBLE ACTION**

- (A) DISCUSS AND CONSIDER POSSIBLE ACTION REGARDING THE USE OF AN EXEMPTION FROM THE NOTICE REQUIREMENTS RELATING TO THE ISSUANCE OF CERTIFICATES OF OBLIGATION BY THE CITY OF WIMBERLEY TO CLOSE ON THE \$650,000 TEXAS WATER DEVELOPMENT BOARD LOAN RECENTLY APPROVED FOR THE PLANNING AND DESIGN OF A CENTRAL WIMBERLEY WASTEWATER SYSTEM. (CITY ADMINISTRATOR)
- (B) DISCUSS AND CONSIDER POSSIBLE ACTION ADOPTING THE CALENDAR RELATING TO THE PROPOSED ISSUANCE OF CERTIFICATES OF OBLIGATION TO CLOSE ON THE \$650,000 TEXAS WATER DEVELOPMENT BOARD LOAN RECENTLY APPROVED FOR THE PLANNING AND DESIGN OF A CENTRAL WIMBERLEY WASTEWATER SYSTEM. (CITY ADMINISTRATOR)
- (C) DISCUSS AND CONSIDER POSSIBLE ACTION REGARDING A REQUEST FOR A VARIANCE FROM THE CITY OF WIMBERLEY SIGN ORDINANCE FOR A BUSINESS LOCATED AT 501 OLD KYLE ROAD, WIMBERLEY, TEXAS. (PAUL C. BREEDING, APPLICANT)

**6. CITY COUNCIL REPORTS**

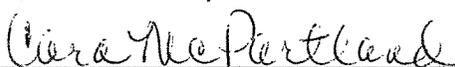
- ANNOUNCEMENTS
- FUTURE AGENDA ITEMS

**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 May 13, 2013 at 5:00 p.m.

  
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CARA MC PARTLAND, 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.