



City of Wimberley

221 Stillwater Drive, Wimberley, Texas 78676

REGULAR CITY COUNCIL MEETING
WIMBERLEY CITY HALL – CITY COUNCIL CHAMBERS
221 STILLWATER DRIVE, WIMBERLEY, TEXAS 78676
THURSDAY, NOVEMBER 7, 2019 – 6:00 P.M.

AGENDA

1. **CALL TO ORDER** November 7, 2019 at 6:00 p.m.
2. **CALL OF ROLL** City Administrator, Shawn Cox
3. **INVOCATION** Wimberley United Methodist Church Reverend, Wes Cain
4. **PLEDGE OF ALLEGIANCE/SALUTE TO THE TEXAS FLAG**
5. **CITIZENS COMMUNICATIONS**
The City Council welcomes comments from the general public 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. Comments from speakers should not be directed towards any specific member of City Council or City staff. Comments should not be accusatory, derogatory or threatening in nature.
6. **DONATION AND POSSIBLE ACTION**
Discuss and consider possible action to accept and designate a \$50,000.00 donation check from Sonora Bank. *(Mayor Susan Jagers)*
7. **PRESENTATION AND POSSIBLE ACTION**
Presentation and consider possible action to approve the City of Wimberley's Quarterly Investment Report for the fourth quarter of Fiscal Year 2019. *(City Administrator Shawn Cox)*
8. **EXECUTIVE SESSION**
In accordance with Texas Government Code, Chapter 551, 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.
 - 8.1. Executive Session pursuant to Texas Government Code, Section 551.074 (Personnel Matters) City Council will meet to discuss the restructuring of the Parks Department.

- 8.2. Executive Session pursuant to Texas Government Code, Section 551.074 (Personnel Matters) City Council will meet to deliberate the appointment, employment, evaluation, reassignment duties, discipline or dismissal of a public officer or employee: City Administrator Shawn Cox.
- 8.3. Executive Session pursuant to Texas Government Code, Section 551.071 (Consultation with Attorney), to receive legal advice regarding Cause No. 19-1203; Steve Thurber vs. The City of Wimberley, including offer of settlement.
- 8.4. Executive Session pursuant to Texas Government Code, Section 551.071 (Consultation with Attorney) to receive legal advice regarding litigation in Cause No. 16-2419; Risoli v. City of Wimberley and Wimberley Board of Adjustment; 207th District Court, Hays County, Texas.
- 8.5. Executive Session pursuant to Texas Government Code, Section 551.071 (Consultation with Attorney) to receive legal advice regarding litigation in Cause No. 13-0895-C; Creekhaven, LLC, and William D. Appleman v. City of Wimberley Board of Adjustment.
- 8.6. Executive Session pursuant to Texas Government Code, Section 551.071 (Consultation with Attorney) to receive legal advice regarding litigation in Cause No. 19-0279-C; Madrone Office Park & Storage, LLC v. City of Wimberley Board of Adjustment.

9. OPEN SESSION

Discuss and consider possible action resulting from Executive Session.

10. CONSENT AGENDA

- 10.1. Approval of minutes from the Regular City Council Meeting held October 17, 2019.
- 10.2. Approval of minutes from the Special City Council Meeting held October 31, 2019.
- 10.3. Approval of the City of Wimberley Financial Statements for August 2019.

11. BOARD, COMMISSION, COMMITTEE REPORT

Report from the Parks and Recreation Board (*Board Chairperson Mark Bursiel*)

12. CITY ADMINISTRATOR REPORT

Updates regarding sales tax, past and future City events and building codes (*City Administrator Shawn Cox*)

13. PUBLIC HEARING AND POSSIBLE ACTION

Hold a public hearing and consider approval of the second and final reading of an ordinance of the City of Wimberley, Texas amending Chapter 9 (Planning & Development Regulations) Article 9.02 (Subdivision Control), Division 5 (Off-street Parking & Loading Requirements) Section 9.02.157 (Design Standards) of the City of Wimberley Code of Ordinances; and providing for the following: findings of fact, a savings clause, a repealing clause, a severability clause, effective date, and proper notice and meeting. (*Place Two Council Member Craig Fore*)

14. DISCUSSION AND POSSIBLE ACTION

- 14.1. Discuss and consider possible action to approve the first reading of Ordinance No. 2019-37, amending Chapter 3 “Animal Control”; Article 3.02 “Sale of Animals, Animal Protection, and Other Restrictions”; by adding a new section 3.02.009 “Animal Nuisances”; providing findings of fact; a penalty provision; a repealing clause; a savings and severability clause; an effective date; and proper notice and meeting (*City Administrator Shawn Cox*)
- 14.2. Discuss and consider possible action to approve Resolution No. 17-2019, adopting a Naming Policy for municipal parks, facilities and infrastructure. (*City Administrator Shawn Cox*)
- 14.3. Discuss and consider possible action to approve a contract with Mariposa Cleaning for an amount not to exceed \$14,580.00 to provide for the cleaning of restrooms at Blue Hole Regional Park, the Martha Knies Community Park and the downtown restroom trailers. (*City Administrator Shawn Cox*)
- 14.4. Discuss and consider possible action regarding the status of the Central Wimberley Wastewater Project. (*City Administrator Shawn Cox*)

15. CITY COUNCIL REPORTS

- 15.1. Announcements
- 15.2. Future agenda items

16. 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 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 Wimberley City Hall, a place convenient and readily accessible to the general public at all times, and to the City’s website, www.cityofwimberley.com, in compliance with Chapter 551, Texas Government Code, on Monday, November 4, 2019, by 6:00 p.m., and remained posted for at least 72 continuous hours preceding the scheduled time of said meeting.



Laura J. Calcote, MPA, TRMC
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 City Secretary Laura Calcote at (512) 847-0025 two business days in advance of the meeting for appropriate arrangements.

