



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 21, 2019 – 6:00 P.M.

AGENDA

1. **CALL TO ORDER** November 21, 2019 at 6:00 p.m.
2. **CALL OF ROLL** City Secretary, Laura Calcote
3. **INVOCATION** Unity Church of Wimberley Reverend, Jill Carey
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. **CONSENT AGENDA**
 - 6.1. Approval of minutes from the Regular City Council Meeting held November 7, 2019.
 - 6.2. Approval of Place One Council Member Rebecca Minnick's appointment of Rebecca (Beckie) Reisberg to the Ethics Commission.
 - 6.3. Approval of Place Three Council Member Christine Byrne's appointment of John Dunn to the Ethics Commission.
 - 6.4. Approval of Place Four Council Member Gary Barchfeld's appointment of Jennifer Marino to the Ethics Commission.
 - 6.5. Approval of Place Five Council Member Bo Bowman's appointment of David Cohen to the Ethics Commission.

6.6. Approval of Edmond Moreland as the consensus appointment to the Ethics Commission.

7. BOARD, COMMISSION, COMMITTEE REPORT

Report from the Tourism Management and Development Committee (*Committee Chairperson Natalie Meeks*)

8. CITY ADMINISTRATOR REPORT

Updates regarding road projects, communication and upcoming City events (*City Administrator Shawn Cox*)

9. PUBLIC HEARINGS AND POSSIBLE ACTION

9.1. Hold a public hearing and consider approval regarding case ZA-19-008, an application to change the zoning from Commercial-Low Impact (C-1) to Office-Low Impact (O-1) for property located at 3 Palos Verdes Drive, Wimberley, Hays County, Texas; and providing for the following: delineation on zoning map; findings of fact; severability; effective date and proper notice and meeting. (*Andervant Enterprises*)

9.2. Hold a public hearing and consider approval regarding case CUP-19-014, an application for a Conditional Use Permit to allow for the operation of a vacation rental on property zoned Neighborhood Services (NS) located at 106 Sierra Loma, Wimberley, Hays County, Texas; and providing for the following: delineation on zoning map; findings of fact; severability; effective date and proper notice and meeting. (*Greg & Lisa Weeks*)

9.3. Hold a public hearing and consider approval regarding case ZA-19-009, an application to change the zoning from Single-Family Residential 2 (R-2) to Neighborhood Services (NS) for property located at 400 Lange Road, Wimberley, Hays County, Texas; and providing for the following: delineation on zoning map; findings of fact; severability; effective date and proper notice and meeting. (*Jonathan Polhemus*)

9.4. Hold a public hearing and consider approval regarding case CUP-19-015, an application for a Conditional Use Permit to allow for the operation of a vacation rental on property zoned Single-Family Residential 2 (R-2) located at 400 Lange Road, Wimberley, Hays County, Texas; and providing for the following: delineation on zoning map; findings of fact; severability; effective date and proper notice and meeting. (*Jonathan Polhemus*)

9.5. Hold a public hearing and consider approval regarding case CUP-19-016, an application for a Conditional Use Permit to allow for the operation of a vacation rental on property zoned Commercial-Moderate Impact (C-2) located at 111 Mill Race Lane, Wimberley, Hays County, Texas; and providing for the following: delineation on zoning map; findings of fact; severability; effective date and proper notice and meeting. (*Jeanne Ann Cope*)

9.6. Hold a public hearing and consider approval regarding case ZA-19-010, proposing an ordinance amending Ordinance No. 2018-042, which designated real property located on 3.221 acres of land out of the Texas Central Railway Co. Survey No. 5, Abstract No.707, more commonly known as 210 Masonic Lodge Road, Wimberley, Hays County, Texas, as a Wimberley Planned Development District (WPDD) with a base zoning of Neighborhood Services (NS), and imposed certain development regulations. This

amendment proposes to revise the site plan; and providing for the following: delineation on zoning map; findings of fact; severability; effective date and proper notice and meeting. *(Ken & Yvette Strange)*

9.7. Hold a public hearing and consider approval of the first reading of an ordinance of the City of Wimberley, Texas amending Chapter 12 (Utilities) Article 12.03 (On-Site Sewage Facilities), Section 12.03.007 (Local Rules) 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. *(City of Wimberley)*

9.8. Hold a public hearing and consider approval of the first reading of an ordinance of the City of Wimberley, Texas amending Chapter 9 (Planning & Development Regulations) Article 9.04 (Water Quality Protection), 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. *(City of Wimberley)*

9.9. Hold a public hearing and consider approval of the first reading of an ordinance of the City of Wimberley, Texas amending Chapter 9 (Planning & Development Regulations) Article 9.02 (Subdivision Control), to create Division 11 (Landscaping & Tree Preservation) 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. *(City of Wimberley)*

10. DISCUSSION AND POSSIBLE ACTION

10.1. Discuss and consider possible action to approve the second and final 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)*

10.2. Discuss and consider possible action to approve the donation of swag bags for the Polar Bear Plunge Event. *(Park Operations and Programs Manager Richard Shaver)*

10.3. Discuss and consider possible action to approve a bid in the amount of \$13,600.00 from Ball Brothers for painting of the Wimberley Community Center. *(Community Center Director Terri Provost)*

10.4. Discuss and consider possible action to approve a bid in the amount of \$5,125.00 from Hays County for guardrail replacement and repair on County Road 1492. *(Public Works Superintendent John Provost)*

10.5. Discuss and consider possible action regarding a City of Wimberley Oak Wilt Policy. *(Place Four Council Member Gary Barchfeld)*

- 10.6. Discuss and consider possible action to award a contract in the amount of \$29,009.00 from to the Hays County Transportation Department for the installation of a grate over the Hidden Valley Low-Water Crossing fish weir. *(City Administrator Shawn Cox)*
- 10.7. Discuss and consider possible action regarding the response to the Texas Wildlife Department Letter concerning the Hidden Valley Bridge fish weir. *(City Administrator Shawn Cox)*
- 10.8. Discuss and consider possible action regarding the status of the Central Wimberley Wastewater Project. *(City Administrator Shawn Cox)*

11. CITY COUNCIL REPORTS

11.1. Announcements

11.2. Future agenda items

12. 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 18, 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

 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.

