



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
SEPTEMBER 15, 2011 6:00 P.M.

AGENDA

CALL TO ORDER SEPTEMBER 15, 2011 @ 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 SEPTEMBER 1, 2011
- (B) APPROVAL OF MINUTES OF THE SPECIAL CITY COUNCIL MEETING OF AUGUST 29, 2011
- (C) APPROVAL OF MINUTES OF THE SPECIAL CITY COUNCIL MEETING OF AUGUST 29, 2011
- (D) APPROVAL OF THE AUGUST 2011 FINANCIAL STATEMENTS FOR THE CITY OF WIMBERLEY
- (E) APPROVAL OF THE CITY OF WIMBERLEY 2011 3RD QUARTER INVESTMENT REPORT

2. CITY ADMINISTRATOR REPORT

- STATUS REPORT ON THE DEVELOPMENT AND OPERATION OF THE BLUE HOLE REGIONAL PARK
- STATUS REPORT ON DEVELOPMENT OF A *FIREWISE* PROGRAM FOR THE CITY OF WIMBERLEY
- STATUS REPORT ON THE PREPARATION OF THE FISCAL YEAR 2011 ANNUAL FINANCIAL AND COMPLIANCE REPORT FOR THE CITY OF WIMBERLEY
- STATUS REPORT ON 2011 CITY OF WIMBERLEY STREET IMPROVEMENT PROGRAM

3. PRESENTATION

PRESENTATION BY REPRESENTATIVE(S) OF *THE BURNING LOVE BENEFIT* REGARDING THEIR UPCOMING EVENT TO RAISE FUNDS FOR THE VICTIMS OF THE BASTROP WILDFIRES. (*MADONNA KIMBALL & TOM KEYSER*)

4. PUBLIC HEARING AND POSSIBLE ACTION

- (A) HOLD A PUBLIC HEARING AND CONSIDER APPROVAL OF AN ORDINANCE OF THE CITY OF WIMBERLEY, TEXAS, APPROVING AN APPLICATION FOR A CONDITIONAL USE PERMIT SUBMITTED BY ELLIOT LEVINE TO OPERATE A VACATION RENTAL FACILITY ON AN APPROXIMATELY 1.848 ACRE TRACT LOCATED AT 265 CLIMBING WAY, WIMBERLEY, HAYS COUNTY, TEXAS, ZONED SINGLE FAMILY RESIDENTIAL 3 (R-3), 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. (*ELLIOT LEVINE, APPLICANT*)
- (B) HOLD A PUBLIC HEARING AND CONSIDER APPROVAL OF AN ORDINANCE OF THE CITY OF WIMBERLEY, TEXAS AMENDING ORDINANCE NO. 2009-042 WHICH AMENDED THE DEVELOPMENT REGULATIONS FOR A DESIGNATED PLANNED UNIT DEVELOPMENT LOCATED ON A 5.3443 ACRE TRACT MORE COMMONLY KNOWN AS 14835 RANCH ROAD 12, WIMBERLEY, HAYS COUNTY, TEXAS, IN ORDER TO REVISE CERTAIN DEVELOPMENT REGULATIONS RELATING TO THE MAXIMUM BUILDING SQUARE FOOTAGE, THE TOTAL PROJECT SQUARE FOOTAGE, AND PARKING; AND PROVIDING FOR THE FOLLOWING: DELINEATION ON ZONING MAP; FINDINGS OF FACT; SEVERABILITY; EFFECTIVE DATE AND PROPER NOTICE AND MEETING. (*JOHN MCCROCKLIN, APPLICANT*)
- (C) HOLD A PUBLIC HEARING AND CONSIDER APPROVAL OF AN ORDINANCE OF THE CITY OF WIMBERLEY, TEXAS, AMENDING SECTION 155 (ZONING), APPENDIX F, OF THE CODE OF WIMBERLEY, DESIGNATING GEOGRAPHIC BOUNDARIES FOR A PARTICULAR ZONING DISTRICT AND CLASSIFICATION FOR 2.11 ACRES OF PROPERTY LOCATED AT 355 SMITH CREEK ROAD, WIMBERLEY, HAYS COUNTY, TEXAS, DESIGNATING SUCH PROPERTY FROM RESIDENTIAL ACREAGE (RA) TO RURAL RESIDENTIAL 1 (R-1); AND PROVIDING FOR THE FOLLOWING: DELINEATION ON ZONING MAP; SEVERABILITY; EFFECTIVE DATE AND PROPER NOTICE AND MEETING. (*DAVID MOOTY, APPLICANT*)

5. **RESOLUTION FOR POSSIBLE ACTION**

CONSIDER APPROVAL OF A RESOLUTION OF THE CITY COUNCIL OF WIMBERLEY, TEXAS ADOPTING THE CITY OF WIMBERLEY BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2011 AND ENDING SEPTEMBER 30, 2012. *(CITY ADMINISTRATOR)*

6. **ORDINANCES FOR POSSIBLE ACTION**

(A) CONSIDER APPROVAL OF AN ORDINANCE OF THE CITY OF WIMBERLEY, TEXAS AMENDING CHAPTER 30 (ADMINISTRATION) OF THE CODE OF ORDINANCES OF THE CITY OF WIMBERLEY IN ORDER TO AMEND THE ELECTION DATE FOR THE MAYOR AND CITY COUNCILMEMBERS TO THE UNIFORM ELECTION DATE IN NOVEMBER; PROVIDING FOR AN EFFECTIVE DATE; PROPER NOTICE AND MEETING, SEVERABILITY AND REPEALER. *(CITY ADMINISTRATOR; CONSIDERATION OF THIS ITEM, IF ANY, WILL OCCUR AFTER ITEM 7(B) ON THIS AGENDA)*

(B) CONSIDER APPROVAL OF AN ORDINANCE OF THE CITY OF WIMBERLEY TEXAS AMENDING CHAPTER 70 (TRAFFIC REGULATIONS) OF THE CODE OF ORDINANCES OF THE CITY OF WIMBERLEY IN ORDER TO PROHIBIT THROUGH TRUCK TRAFFIC THROUGH CERTAIN PORTIONS OF RANCH ROAD 12, AND PROVIDE FOR AN ALTERNATE TRUCK TRAFFIC ROUTE AS DESCRIBED HEREIN; PROVIDING FOR AN EFFECTIVE DATE AND PENALTY; PROPER NOTICE AND MEETING, SEVERABILITY AND REPEALER. *(CITY ADMINISTRATOR)*

7. **DISCUSSION AND POSSIBLE ACTION**

(A) DISCUSS AND CONSIDER POSSIBLE ACTION REGARDING A PROPOSED TRAFFIC SAFETY IMPROVEMENT PLAN FOR LA BUENA VISTA DRIVE AND LAS FLORES DRIVE. *(PLACE ONE COUNCIL MEMBER TOM TALCOTT)*

(B) DISCUSS AND CONSIDER POSSIBLE ACTION TO RECONSIDER AND RESCIND THE CITY COUNCIL ACTION AT ITS MEETING ON SEPTEMBER 1, 2011, REGARDING THE LEASE OF ELECTION EQUIPMENT FOR THE MAY 12, 2012 CITY OF WIMBERLEY GENERAL ELECTION. *(CITY ADMINISTRATOR)*

(C) DISCUSS AND CONSIDER POSSIBLE ACTION REGARDING THE COMPOSITION OF THE CITY OF WIMBERLEY CODE REVIEW COMMITTEE AND APPOINTMENTS TO THE COMMITTEE. *(CITY ADMINISTRATOR)*

(D) DISCUSS AND CONSIDER POSSIBLE ACTION REGARDING A PROPOSED ADVANCE FUNDING AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION RELATING TO THE RANCH ROAD 12/OLD KYLE ROAD IMPROVEMENT PROJECT. *(CITY ADMINISTRATOR)*

(E) DISCUSS AND CONSIDER APPROVAL OF A DESIGNATION PLAN FOR THE FUND BALANCE OF THE CITY OF WIMBERLEY. *(CITY ADMINISTRATOR)*

(F) DISCUSS AND CONSIDER APPROVAL OF THE CITY OF WIMBERLEY INVESTMENT POLICY. *(CITY ADMINISTRATOR)*

- (G) DISCUSS AND CONSIDER POSSIBLE ACTION SETTING THE DATES FOR TWO (2) UPCOMING CITY-WIDE CLEAN UPS. (CITY ADMINISTRATOR)
- (H) DISCUSS AND CONSIDER POSSIBLE ACTION REGARDING A REQUEST TO ALLOW ONE (1) TEMPORARY ON-PREMISE SIGN TO HELP DIRECT TRAFFIC, DURING ROAD CONSTRUCTION, TO TWO (2) BUSINESS LOCATIONS ON RANCH ROAD 12 NEAR ITS INTERSECTION WITH FM 32. (CITY ADMINISTRATOR)
- (I) DISCUSS AND CONSIDER POSSIBLE ACTION REGARDING PLANS FOR A FRIENDS OF BLUE HOLE FUND RAISING EVENT ON OCTOBER 8, 2011 AT THE BLUE HOLE REGIONAL PARK. (STEVE KLEPFER, FRIENDS OF BLUE HOLE)

8. 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 September 9, 2011 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.