



City of Wimberley

221 Stillwater, P.O. Box 2027, Wimberley, Texas 78676

REGULAR CITY COUNCIL MEETING
WIMBERLEY CITY HALL – CITY COUNCIL CHAMBERS
221 STILLWATER, WIMBERLEY, TEXAS 78676
THURSDAY, MAY 3, 2018 – 6:00 P.M.

MINUTES

CALL TO ORDER

Mayor Pro Tem Steve Thurber called the meeting to order at 6:00 p.m.

CALL OF ROLL

Council Members Present: Steve Thurber Place One
 Craig Fore Place Two
 Allison Davis Place Three
 Gary Barchfeld Place Four
 Roberta Holland Place Five

Council Members Absent: Mac McCullough Mayor

City Staff Present: Shawn Cox, City Administrator
 Laura Calcote, City Secretary
 Sandy Floyd, Planning & Development Coordinator/GIS Analyst
 Rebecca Manning, Parks Director

INVOCATION

Council Member Gary Barchfeld gave the invocation.

PLEDGE OF ALLEGIANCE/SALUTE TO THE TEXAS FLAG

Mayor Pro Tem Steve Thurber led the pledges to the United States and Texas flags.

PROCLAMATION

Mayor Pro Tem read aloud and presented Lupus Awareness Foundation of American representative, Angelica Garza, a proclamation of the City of Wimberley, Texas proclaiming May 18, 2018 as Put on Purple Day to support the cause of raising awareness of lupus and its brutal impact.

PRESENTATION AND POSSIBLE ACTION

Boy Scout Liam McLemore presented his proposed Eagle Scout Project regarding a kiosk and chimney swift at Cypress Creek Nature Trail and Preserve Park.

Motion to approve Liam McLemore's Eagle Scout Project at Cypress Creek Nature Trail and Preserve Park was made by Council Member Gary Barchfeld. Motion was seconded by Council Member Roberta Holland. Motion carried unanimously (5-0).

CITIZENS COMMUNICATIONS

There were no citizen's comments.

EXECUTIVE SESSION

The City Council adjourned into Executive Session at 6:10 p.m. in accordance with Texas Government Code, Chapter 551, Subchapter D, for the following purposes:

- A. Executive Session pursuant Section 551.071 of the Texas Government Code for Consultation with Attorney to receive legal advice about litigation in Case No. 16-2419; *Risoli v. City of Wimberley* and Wimberley Board of Adjustment; 207th District Court, Hays County, Texas.
- B. Executive Session pursuant Section 551.071 of the Texas Government Code for Consultation with Attorney to receive legal advice about litigation in Case No. 13-0895-C; *Creekhaven, LLC, and William D. Appleman v. City of Wimberley* Board of Adjustment.

Regular Session reconvened at 6:23 p.m.

No action was taken.

CONSENT AGENDA

Motion to approve the consent agenda was made by Council Member Craig Fore. Motion was seconded by Council Member Allison Davis. Motion carried unanimously (5-0).

Approval of minutes from the Regular City Council Meeting held April 19, 2018.

CITY ADMINISTRATOR REPORT

City Administrator Shawn Cox updated Council regarding the status of the Central Wimberley Wastewater Project. Mr. Cox stated he had been meeting with some of the merchant owners on the Wimberley Square to answer questions about the Project. Additionally, Mr. Cox and City Secretary Laura Calcote provided an update on the upcoming City Elections on May 5th.

PUBLIC HEARING AND POSSIBLE ACTION

Hold a public hearing and consider approval regarding case CUP-18-007, an application for a Conditional Use Permit to allow for a vacation rental on property zoned Single-Family Residential 3 (R-3) for property located at 150 Dobie Dr., Wimberley, Hays County, Texas; and providing for the following: delineation on zoning map; findings of fact; severability; effective date and proper notice and meeting. (*David Brown, Applicant*)

Planning & Development Coordinator/GIS Analyst Sandy Floyd presented the Conditional Use Permit to allow for a vacation rental 150 Dobie Drive. This item had been carried forward from the previous City Council meeting on April 19th. The Planning and Zoning Commission had unanimously recommended Council approval for the CUP.

Mayor Pro Tem Steve Thurber opened the public hearing at 6:28 p.m.

There were four citizen's comments. First, Maile Campbell spoke against the rezoning application, due to traffic concerns in the area. Next, applicant, Sally Brown, addressed Council in favor of the vacation rental. Mrs. Brown presented a letter of support from a neighbor for the CUP. Applicant, David Brown, also spoke in favor of the application. Lastly, Lon Bozarth, a neighbor of the applicants, spoke in favor of the CUP.

Mayor Pro Tem Steve Thurber closed the public hearing at 6:40 p.m.

There was discussion among Council members regarding the application.

Motion to approve was made by Council Member Gary Barchfeld. Motion was seconded by Council Member Roberta Holland. Motion carried unanimously (5-0).

DISCUSSION AND POSSIBLE ACTION

A. Discuss and consider possible action to approve the second and final reading of Ordinance No. 2018-11, amending Chapter 50, Section 50.63(B)(2) of the Code of Ordinances, establishing the requirements for mandatory connection to a public wastewater system. *(City Administrator Shawn Cox)*

There was discussion among Council concerning language within the Ordinance, which would allow the City Administrator to waive certain requirements for connecting to the sewer service in the extraterritorial jurisdiction. The decision was to strike such language from the Ordinance.

Motion to approve Ordinance No. 2018-11, with amendments, was made by Council Member Craig Fore. Motion was seconded by Council Member Allison Davis. Motion carried unanimously (5-0).

B. Discuss and consider possible action regarding an annual contract with Friends of Blue Hole for their sponsorship of the Concert in the Park series at Blue Hole Regional Park. *(Place One Council Member Steve Thurber)*

Motion to approve the City Administrator to negotiate the terms of the annual contract with Friends of Blue Hole for their sponsorship of the Concert in the Park series at Blue Hole Regional Park was made by Council Member Allison Davis. Motion was seconded by Council Member Roberta Holland. Motion carried unanimously (5-0).

CITY COUNCIL REPORTS

A. Announcements – Mayor Pro Tem Steve Thurber provided an update regarding the Cypress Creek Watershed Protection Plan Stakeholders Committee Meeting held May 3rd.

B. Future agenda items – None.

ADJOURNMENT

Mayor Pro Tem Steve Thurber adjourned the meeting at 6:49 p.m., without objection.

RECORDED BY:

Laura J. Calcote
Laura J. Calcote, City Secretary

APPROVED BY:

[Signature]
Herschel P. "Mac" McCullough, Mayor

