



# City of Wimberley

221 Stillwater Drive, Wimberley, Texas 78676

## REGULAR CITY COUNCIL MEETING THURSDAY, JULY 16, 2020 – 6:00 P.M.

### MINUTES

In accordance with order of the Office of the Governor issued March 16, 2020, the City Council of the City of Wimberley will conduct a teleconference/video conference meeting in order to advance the public health goal of limiting face-to-face meetings (also called “social distancing”) to slow the spread of the Coronavirus (COVID-19).

The meeting will be held on Thursday, July 16, 2020, at 6:00 p.m.

The public may participate in this meeting via the following toll-free numbers 888-475-4499 or 877-853-5257 and/or using the Zoom meeting ID 893 5754 6236 and using the password 901398.

The public will be permitted to offer public comments and participate in any public hearing via teleconference or video conference, as provided by the agenda and as permitted by the presiding officer during the meeting.

Anyone wishing to offer public comments, participate in any public hearing, or offer written questions or comments must notify City Secretary, Laura Calcote, at [lcalcote@cityofwimberley.com](mailto:lcalcote@cityofwimberley.com), at least two hours before the meeting.

A recording of the meeting will be made and will be available to the public in accordance with the Texas Public Information Act upon written request.

### CALL TO ORDER

Mayor, Gina Fulkerson, called the meeting to order on July 16, 2020 at 6:00 p.m.

### CALL OF ROLL

Council Members Present:	Gina Fulkerson	Mayor ( <i>via teleconference</i> )
	Rebecca Minnick	Place One ( <i>via teleconference</i> )
	Teresa Shell	Place Two ( <i>via teleconference</i> )
	Christine Byrne	Place Three ( <i>via teleconference</i> )
	Jim Chiles	Place Four ( <i>via teleconference</i> )
	Bo Bowman	Place Five ( <i>via teleconference</i> )
City Staff Present:	Shawn Cox	City Administrator ( <i>via teleconference</i> )
	Laura Calcote	City Secretary ( <i>via teleconference</i> )
	Sarah Griffin	City Attorney ( <i>via teleconference</i> )

## **INVOCATION**

Saint Stephen's Episcopal Church Reverend, Phil Mason, gave the invocation.

## **PLEDGE OF ALLEGIANCE/SALUTE TO THE TEXAS FLAG**

Mayor, Gina Fulkerson, led the pledges to the United States and Texas flags.

## **CITIZENS COMMUNICATIONS**

There were no citizen's comments.

## **PRESENTATION**

Presentation and consider possible action to approve the City of Wimberley's Quarterly Investment Report for the third quarter of Fiscal Year 2020. *(City Administrator Shawn Cox)* City Administrator, Shawn Cox, presented the City's third quarter (April-June 2020) investment report for FY 2020. The report included investment portfolio summaries, cash summaries, TexPool summaries and CD summaries for each month.

**Motion to approve the City of Wimberley's Quarterly Investment Report for the third quarter of Fiscal Year 2020 was made by Council Member Christine Byrne. Motion was seconded by Council Member Rebecca Minnick. Motion carried unanimously (5-0).**

## **CONSENT AGENDA**

**Motion to approve the Consent Agenda, as presented, was made by Council Member Christine Byrne. Motion was seconded by Council Member Teresa Shell. Motion carried unanimously (5-0).**

7.1. Approval of minutes from the Special City Council Meeting held June 25, 2020 at 9:00 a.m.

7.2. Approval of minutes from the Special City Council Meeting held June 25, 2020 at 5:00 p.m.

7.3. Approval of minutes from the Regular City Council Meeting held July 2, 2020.

7.4. Approval of minutes from the Special City Council Meeting held July 9, 2020.

7.5. Approval of May 2020 Financial Statements for the City of Wimberley.

7.6. Approval of Place Five Council Member Bo Bowman's reappointment of Trey Cooksey to the Parks and Recreation Board.

## **CITY ADMINISTRATOR REPORT**

City Administrator, Shawn Cox, reported on sales tax increasing 11.73% compared to July 2019, for a year-to-date increase of 9.51% from Fiscal Year 2019. Mr. Cox also discussed the fiscal year comparison of actual receipts versus estimated receipts, due to the COVID-19 pandemic. The Hidden Valley bridge fish weir project was highlighted, including the history and the proposed weir modification by Texas Parks and Wildlife Department. Furthermore, Mr. Cox noted City facilities were still closed to the public due to the COVID-19 virus. There was discussion among Council and Mr. Cox regarding the upcoming Fiscal Year 2021 Budget calendar.

## **DISCUSSION AND POSSIBLE ACTION**

- 9.1. Discuss and consider possible action to retain temporary outside consulting services for a City Planner. *(Mayor Gina Fulkerson & Place Two Council Member Teresa Shell)*  
City Attorney, Sarah Griffin, provided Council an overview of the Professional Services Agreement for planning services between the City and Jon Thompson, including the scope of services, terms, compensation and disclosed conflicts of interest. The Agreement would go into effect on July 17, 2020.  
**Motion to approve the Professional Services Agreement for Professional Planning Services between the City of Wimberley and Jon Thompson, with the added addition of disclosed projects, was made by Council Member Teresa Shell. Motion was seconded by Council Member Bo Bowman. Motion carried unanimously (5-0).**
- 9.2. Discuss and consider possible action to receive a status update and recommendations from bond counsel regarding the “City of Wimberley, Texas Exchange Refunding Bonds, Series 2019.” *(Norton Rose Fulbright Attorney Stephanie Leibe)*  
Attorney, Stephanie Leibe, stated the Texas Water Development Board had set a potential closing date for the Exchange Refunding Bonds, Series 2019 for the first week of August 2020. Ms. Leibe stated Specialized Public Finance, Inc. would provide a confirmation on the closing date for the bonds once additional documents were submitted to the Texas Water Development Board.  
No action was taken on this item.
- 9.3. Discuss and consider possible action to potentially amend the Commercial – High Impact (C3) zoning code. *(Place One Council Member Rebecca Minnick)*  
Council Member, Rebecca Minnick, noted the City’s zoning categories have some inconsistencies for various commercial districts, including the allowance of outdoor markets in C-2 but not in C-3, which is the least restrictive commercial zone. Council Member Minnick suggested the C-3 zone should be amended to include all of the business categories for C-1 and C-2, plus additional features.  
**Motion for City Council to recommend the change to the Planning and Zoning Commission for the allowance of outdoor markets in C-3 was made by Council Member Rebecca Minnick. Motion was seconded by Council Member Christine Byrne. Motion carried unanimously (5-0).**
- 9.4. Discuss and consider possible action to approve Ordinance No. 2020-19, repealing the Downtown District Committee and the Tourism Management and Development Committee and establishing the Economic Support and Development Committee. *(Place One Council Member Rebecca Minnick)*  
Council Member, Rebecca Minnick, presented Ordinance No. 2020-19, which would dissolve the Downtown District Committee and the Tourism Management and Development Committee and create the Economic Support and Development Committee. Aspects of the Ordinance were discussed by Council and City staff, including the new Committee’s responsibilities, scope, open meeting requirements and terms.  
**Motion to approve Ordinance No. 2020-19, repealing the Downtown District Committee and the Tourism Management and Development Committee and establishing the Economic Support and Development Committee, with the addition of language for initial Committee member terms to be considered by drawing lots, was**

**made by Council Member Rebecca Minnick. Motion was seconded by Council Member Teresa Shell. Motion carried unanimously (5-0).**

9.5. Discuss and consider possible action regarding the Auditor Engagement Letter from Armstrong, Vaughan and Associates, P.C. (*City Administrator Shawn Cox*)  
City Administrator, Shawn Cox, presented the engagement letter for auditing services for Fiscal Year 2020. This would be the final audit under the original contract.  
**Motion to approve the Auditor Engagement Letter from Armstrong, Vaughan and Associates, P.C. was made by Council Member Jim Chiles. Motion was seconded by Council Member Christine Byrne. Motion carried unanimously (5-0).**

9.6. Discuss and consider possible action regarding the status of the Central Wimberley Wastewater Project. (*Project Manager Craig Fore*)  
Project Manager, Craig Fore, provided an overview of the status of the Central Wimberley Wastewater Project, which included construction updates, coordination with state agencies, communication with system users and the project's schedule. Mr. Fore also presented photographs of the lift station being installed on July 9<sup>th</sup>.

**EXECUTIVE SESSION**

City Council adjourned into Executive Session at 7:34 p.m., in accordance with Texas Government Code, Chapter 551, Subchapter D, for the following purposes:

Section 551.071 (Consultation with Legal Counsel) and 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.

**OPEN SESSION**

Regular Session reconvened at 7:56 p.m.  
No action was taken.

**CITY COUNCIL REPORTS**

12.1. Announcements – Council Member, Rebecca Minnick, noted she had a meeting with Hays County Commission, Lon Shell, pertaining to remedies for the 1492 bridge.

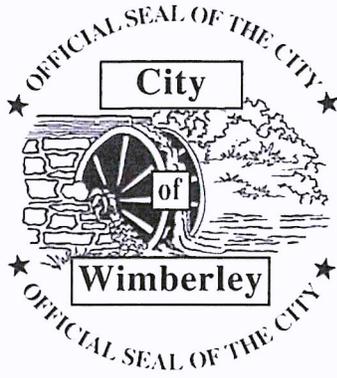
12.2. Future agenda items – An Executive Session item would be added to the Special City Council Agenda on July 23<sup>rd</sup>.

**ADJOURNMENT**

**Motion to adjourn the meeting at 8:00 p.m. was made by Council Member Rebecca Minnick. Motion was seconded by Council Member Christine Byrne. Motion carried unanimously (5-0).**

**RECORDED BY:**

  
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Laura J. Calcote, City Secretary



**APPROVED BY:**

*Gina V. Fulkerson*  
**Gina V. Fulkerson, Mayor**