



City of Wimberley

221 Stillwater Drive, Wimberley, Texas 78676

REGULAR CITY COUNCIL MEETING THURSDAY, AUGUST 20, 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, August 20, 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 865 6638 2940 and using the password 847379.

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, 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 August 20, 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>)

Terri Provost	Community Center Director (<i>via teleconference</i>)
John Provost	Public Works Superintendent (<i>via teleconference</i>)
Nathan Glaiser	Parks Natural Resource & Maintenance Manager (<i>via teleconference</i>)
Richard Shaver	Parks Operations & Programs Manager (<i>via teleconference</i>)

INVOCATION

The invocation was not given.

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.

PRESENTATIONS

- 6.1. Presentation regarding the initial designs for City's wayfinding signage (*Sign Crafters, Inc.*)
Sign Crafters Project Manager, Austin Vaughan, presented three wayfinding concepts for Council's consideration. There was discussion among Council and Mr. Vaughan pertaining to each of the designs and the associated costs for the signage.
No action was taken on this item.

- 6.2. Presentation regarding the preliminary renderings for the Oak Drive Project (*Architect Neel Morton*)
Architect, Neel Morton, presented three schematic designs for the Oak Drive restroom building and parking improvements, along with cost estimates. There was lengthy discussion between Mr. Morton and Council regarding the designs and potential costs.
No action was taken on this item.

CONSENT AGENDA

Motion to approve items 7.1. and 7.2. was made by Council Member Christine Byrne. Motion was seconded by Council Member Jim Chiles. Motion carried unanimously (5-0).

7.1. Approval of minutes from the Regular City Council Meeting held August 6, 2020.

7.2. Approval of Mayor Gina Fulkerson's appointment of Noland Martin to the Parks and Recreation Board.

Motion to table items 7.3. through 7.7. was made by Council Member Rebecca Minnick. Motion was seconded by Council Member Teresa Shell. Motion carried unanimously (5-0).

7.3. Approval of Buck Baccus to the Economic Support and Development Committee.

7.4. Approval of Matthew Buchanan to the Economic Support and Development Committee.

7.5. Approval of Stephen Klepfer to the Economic Support and Development Committee.

7.6. Approval of Chris Oddo to the Economic Support and Development Committee.

7.7. Approval of Russell Whisler to the Economic Support and Development Committee.

CITY ADMINISTRATOR REPORT

City Administrator, Shawn Cox, reported on sales tax for August 2020. There was a 13.88% increase compared to August 2019, with a year-to-date increase of 10% compared to Fiscal Year 2019. Furthermore, Mr. Cox presented actual receipts versus estimated receipts during the COVID-19 pandemic.

PUBLIC HEARINGS AND POSSIBLE ACTION

9.1. Hold a public hearing and consider approval regarding case ZA-20-002, an application to change the zoning from Commercial - Low Impact (C-1) to Commercial – High Impact (C-3) for a property located at 100 Oak 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. (*Applicant Karen O'Neill*)

City Administrator, Shawn Cox, presented the rezoning application for 100 Oak Drive. The Planning and Zoning Commission had voted 5-1 to recommend the rezoning change to Council at their August 13th meeting, contingent on the applicant receiving authority, either through a variance or other means, which would allow the property to be rezoned C-3.

Upon further review, a variance would not be needed for the property to be rezoned.

Mayor, Gina Fulkerson, opened the public hearing at 7:15 p.m.

There were no public comments.

Mayor, Gina Fulkerson, closed the public hearing at 7:15 p.m.

Motion to approve case ZA-20-002, an application to change the zoning from Commercial - Low Impact (C-1) to Commercial – High Impact (C-3) for a property located at 100 Oak 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, was made by Council Member Rebecca Minnick. Motion was seconded by Council Member Teresa Shell. Motion carried unanimously (5-0).

9.2. Hold a public hearing and consider approval regarding case CUP-20-004, an application for a Conditional Use Permit to allow for the operation of a bar/tavern on property zoned Commercial – High Impact (C-3) located at 100 Oak Dr., Wimberley, Hays County, Texas.

(*Applicant Karen O'Neill*)

City Administrator, Shawn Cox, presented the Conditional Use Permit to operate a bar/tavern at 100 Oak Drive. The Planning and Zoning Commission had voted 5-1 to recommend Council approve the CUP, with the condition that the establishment have an agreement for use of a restroom facility for the employee only, at their August 13th meeting.

Mayor, Gina Fulkerson, opened the public hearing at 7:19 p.m.

There were no public comments.

Mayor, Gina Fulkerson, closed the public hearing at 7:20 p.m.

There was discussion among Council regarding the conditions for approving the CUP, including the restroom facility, open containers versus open consumption and the City's Code of Ordinances allowing for such. There was also discussion concerning Texas Alcoholic Beverage Commission (TABC) regulations.

Motion to approve case CUP-20-004, an application for a Conditional Use Permit to allow for the operation of a bar/tavern on property zoned Commercial – High Impact (C-3) located at 100 Oak Dr., Wimberley, Hays County, Texas, with the conditions that

the applicant is in compliance with TABC regulations and the City of Wimberley's Code of Ordinances concerning open containers and open consumption, was made by Council Member Christine Byrne. Motion was seconded by Council Member Jim Chiles.

Motion was amended to add the condition that the establishment have an agreement for use of a restroom facility for the employee only was made by Council Member Christine Byrne. Motion was seconded by Council Member Jim Chiles. Motion carried unanimously (5-0).

- 9.3. Hold a public hearing and consider approval regarding an ordinance amending Chapter 9 (Planning & Development Regulations) Article 9.03 (Zoning), Division 3, (District Regulations) Section 9.03.085 (Commercial-High Impact) of the City of Wimberley Code of Ordinances to add Flea Market/Market Day; and providing for the following: Findings of Fact, A Savings Clause, A Repealing Clause, A Severability Clause, and Effective Date, and Proper Notice and Meeting.

City Administrator, Shawn Cox, presented the ordinance, which would amend Chapter 9 of the City's Code of Ordinances relating to Commercial-High Impact (C-3), to allow for flea markets/market day in the zoning district.

Mayor, Gina Fulkerson, opened the public hearing at 7:36 p.m.

There were no public comments.

Mayor, Gina Fulkerson, closed the public hearing at 7:37 p.m.

Motion to approve an ordinance amending Chapter 9 (Planning & Development Regulations) Article 9.03 (Zoning), Division 3, (District Regulations) Section 9.03.085 (Commercial-High Impact) of the City of Wimberley Code of Ordinances to add Flea Market/Market Day; and providing for the following: Findings of Fact, A Savings Clause, A Repealing Clause, A Severability Clause, and Effective Date, and Proper Notice and Meeting, was made by Council Member Rebecca Minnick. Motion was seconded by Council Member Bo Bowman. Motion carried unanimously (5-0).

DISCUSSION AND POSSIBLE ACTION

- 10.1. Discuss and consider possible action to approve Amendment Number 1, for the Grant Administration Services Contract for the 2015 GLO Disaster Recovery Grant between the City of Wimberley and Langford Community Management Services, to add the contract number and Grant Administration fee. (*Langford Community Management Services*) Langford Community Management Grant Administrator, Erin Thompson, presented the amendment to add a contract number and administrative and environmental service fees to the Grant Administration Services Contract for the 2015 GLO Disaster Recovery Grant.

Motion to approve Amendment Number 1, for the Grant Administration Services Contract for the 2015 GLO Disaster Recovery Grant between the City of Wimberley and Langford Community Management Services, to add the contract number and Grant Administration fee, was made by Council Member Rebecca Minnick. Motion was seconded by Council Member Bo Bowman. Motion carried unanimously (5-0).

- 10.2. 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. Capital Excavation would

complete their portion of the project in the next two and a half weeks. There was discussion among Mr. Fore and Council pertaining to commercial and residential rates for system users. Council decided to hold a workshop on September 9th at 4:00 p.m. to further discuss the sewer system rates.
No action was taken on this item.

10.3. Discuss and consider possible action regarding the Fiscal Year 2021 Budget. (Mayor Gina Fulkerson and City Administrator Shawn Cox)
City Administrator, Shawn Cox, presented the revised Fiscal Year 2021 Budget. There was discussion regarding projected revenues for the upcoming year.
No action was taken on this item.

EXECUTIVE SESSION

City Council adjourned into Executive Session at 8:17 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 8:48 p.m.
City Secretary, Laura Calcote, called the roll. All Council members and the Mayor were virtually present.
No action was taken.

CITY COUNCIL REPORTS

13.1. Announcements – None.

13.2. Future agenda items – The budget workshop scheduled for August 27th was cancelled. There would be a future agenda item pertaining to open containers in the City.

ADJOURNMENT

Motion to adjourn the meeting at 8:56 p.m. was made by Council Member Rebecca Minnick. Motion was seconded by Council Member Teresa Shell. Motion carried unanimously (5-0).

RECORDED BY:

Laura J. Calcote
Laura J. Calcote, City Secretary

APPROVED BY:

Gina V. Fulkerson
Gina V. Fulkerson, Mayor

