

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
OCTOBER 6, 2011 6:00 P.M.

AGENDA

CALL TO ORDER OCTOBER 6, 2011 @ 6:00 P.M.

CALL OF ROLL CITY SECRETARY

INVOCATION

PLEDGE OF ALLEGIANCE/SALUTE TO THE TEXAS FLAG

PROCLAMATIONS

- (A) PROCLAMATION RECOGNIZING THE EFFORTS OF THE HAYS – CALDWELL WOMEN'S CENTER AND THE MONTH OF OCTOBER DOMESTIC VIOLENCE AWARENESS MONTH
- (B) PROCLAMATION RECOGNIZING OCTOBER AS THE HAYS COUNTY FOOD BANK'S TURKEYS TACKLING HUNGER MONTH

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 15, 2011

- (B) APPROVAL OF MINUTES OF THE SPECIAL CITY COUNCIL MEETING OF SEPTEMBER 19, 2011
- (C) APPROVAL OF MINUTES OF THE SPECIAL CITY COUNCIL MEETING OF SEPTEMBER 21, 2011
- (D) APPROVAL OF THE MINUTES OF THE SPECIAL CITY COUNCIL MEETING OF SEPTEMBER 6, 2011

2. **CITY ADMINISTRATOR REPORT**

- STATUS REPORT ON THE DEVELOPMENT AND OPERATION OF THE BLUE HOLE REGIONAL PARK
- STATUS REPORT ON *THE BURNING LOVE BENEFIT*
- STATUS REPORT ON 2011 CITY OF WIMBERLEY STREET IMPROVEMENT PROGRAM
- STATUS REPORT ON THE PROPOSED DEVELOPMENT OF BOARDING HOUSE REGULATIONS FOR THE CITY OF WIMBERLEY
- STATUS REPORT ON THE CYPRESS CREEK NATURE TRAIL
- STATUS REPORT ON THE WIMBERLEY TRANSPORTATION PROJECTS UNDER CONSIDERATION BY THE CAPITAL AREA METROPOLITAN PLANNING ORGANIZATION (CAMPO)
- STATUS REPORT ON DEVELOPMENT OF A REQUEST FOR PROPOSALS (RFP) FOR THE OPERATION OF THE RECENTLY ACQUIRED WASTEWATER TREATMENT PLANT AT THE BLUE HOLE REGIONAL PARK

3. **PUBLIC HEARING AND POSSIBLE ACTION**

- (A) 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; THIS CASE WAS CONTINUED FROM THE SEPTEMBER 15, 2011 MEETING OF THE CITY COUNCIL*)
- (B) HOLD A PUBLIC HEARING AND CONSIDER APPROVAL OF AN ORDINANCE OF THE CITY OF WIMBERLEY, AMENDING SECTION 155 (ZONING), APPENDIX F, OF THE CODE OF WIMBERLEY, DESIGNATING GEOGRAPHIC BOUNDARIES FOR A PARTICULAR ZONING DISTRICT AND CLASSIFICATION FOR PROPERTY LOCATED AT 11552 RANCH ROAD 12, WIMBERLEY, HAYS COUNTY, TEXAS, DESIGNATING SUCH PROPERTY FROM WIMBERLEY PLANNED UNIT DEVELOPMENT (WPDD) WITH A BASE ZONING OF RURAL RESIDENTIAL 1 (R-1) TO SCENIC CORRIDOR (SC); AND PROVIDING FOR THE FOLLOWING: DELINEATION ON ZONING MAP; SEVERABILITY; EFFECTIVE DATE AND PROPER NOTICE AND MEETING. (*MIKE WILLIAMS, APPLICANT*)

- (C) HOLD A PUBLIC HEARING AND CONSIDER APPROVAL OF AN ORDINANCE OF THE CITY OF WIMBERLEY, TEXAS, AMENDING CHAPTER 155 (ZONING), CREATING A NEW SECTION 155.006 (PROHIBITED USES) OF THE CODE OF ORDINANCES TO PROHIBIT WIND TURBINES AND ACCESSORY EQUIPMENT OF SAME AND UTILITY GRID WIND ENERGY SYSTEMS WITHIN THE CITY'S CORPORATE LIMITS; AND PROVIDING FINDINGS OF FACT, A REPEALING CLAUSE, TO PROVIDE A SAVINGS CLAUSE AND SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE. *(CITY ADMINISTRATOR)*
- (D) HOLD A PUBLIC HEARING AND CONSIDER APPROVAL OF THE FIRST READING OF AN ORDINANCE OF THE CITY OF WIMBERLEY, TEXAS, AMENDING PORTIONS OF SECTIONS 155.107 (PLANNING AND ZONING COMMISSION) AND 155.108 (BOARD OF ADJUSTMENT; VARIANCES AND APPEALS) OF THE CODE OF ORDINANCES OF THE CITY OF WIMBERLEY, TEXAS IN ORDER TO REVISE THE REMOVAL PROCESS FOR BOARD MEMBERS APPOINTED TO THE ABOVE REFERENCED BOARDS; PROVIDING FOR FINDINGS OF FACT, AN EFFECTIVE DATE; PROPER NOTICE AND MEETING; AND SEVERABILITY. *(CITY ADMINISTRATOR)*

4. ORDINANCES

- (A) CONSIDER APPROVAL OF AN ORDINANCE OF THE CITY OF WIMBERLEY, TEXAS, AMENDING TITLE V (PUBLIC WORKS), CHAPTER 51 (WATER CONSERVATION), OF THE CODE OF ORDINANCES IN ORDER TO PROHIBIT WATERING OF LAWNS OR LANDSCAPING OF ANY TYPE AND TO IMPOSE OTHER SUPPLEMENTAL WATER RESTRICTIONS IN RESPONSE TO RECENT DROUGHT CONDITIONS, PROVIDING FOR CERTAIN EXCEPTIONS TO SUCH PROHIBITION; AND PROVIDING FINDINGS OF FACT, A REPEALING CLAUSE, TO PROVIDE A SAVINGS AND SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE. *(MAYOR PRO-TEM STEVE THURBER)*
- (B) CONSIDER APPROVAL OF AN ORDINANCE OF THE CITY OF WIMBERLEY, TEXAS, PROHIBITING THE ISSUANCE OF BUILDING PERMITS FOR ALL NEW CONSTRUCTION OF IN-GROUND OR ABOVE GROUND SWIMMING POOLS WITHIN THE CITY LIMITS; AND PROVIDING FINDINGS OF FACT, A REPEALING CLAUSE, TO PROVIDE A SAVINGS AND SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE. *(CITY ADMINISTRATOR)*

5. DISCUSSION AND POSSIBLE ACTION

- (A) DISCUSS AND CONSIDER POSSIBLE ACTION REGARDING A RECOMMENDATION TO AMEND THE CITY OF WIMBERLEY TRANSPORTATION MASTER PLAN TO INCLUDE A FUTURE EXTENSION OF GREEN ACRES DRIVE BETWEEN FM 2325 AND RANCH ROAD 12. *(WIMBERLEY TRANSPORTATION ADVISORY BOARD)*
- (B) DISCUSS AND CONSIDER POSSIBLE ACTION REGARDING A RECOMMENDATION TO FORWARD TO THE TEXAS DEPARTMENT OF TRANSPORTATION AND HAYS COUNTY PRECINCT THREE COMMISSIONER WILL CONLEY A REQUEST TO CONSTRUCT A DECELERATION LANE ON FM 3237 NORTH OF WINTERS MILL PARKWAY TO ENHANCE TRAFFIC SAFETY IN THE CITY OF WIMBERLEY'S E-T-J. *(WIMBERLEY TRANSPORTATION ADVISORY BOARD)*

- (C) DISCUSS AND CONSIDER POSSIBLE ACTION REGARDING A PROPOSAL TO ALLOW GRAY WATER SYSTEMS AND REQUIRE RAIN WATER COLLECTION SYSTEMS ON ALL NEW RESIDENTIAL AND COMMERCIAL DEVELOPMENT. (MAYOR PRO-TEM STEVE THURBER)
- (D) DISCUSS AND CONSIDER POSSIBLE ACTION REGARDING A PROPOSAL TO HOLD A COMMUNITY BRUSH COLLECTION EVENT TO HELP PREVENT OR SLOW THE SPREAD OF WILDFIRE. (CITY ADMINISTRATOR)
- (E) DISCUSS AND CONSIDER POSSIBLE ACTION APPROVING THE FISCAL YEAR 2012 HOLIDAY SCHEDULE FOR THE CITY OF WIMBERLEY. (CITY ADMINISTRATOR)
- (F) DISCUSS AND CONSIDER POSSIBLE ACTION APPROVING A LEASE AGREEMENT WITH *ELECTION SYSTEMS & SOFTWARE* FOR VOTING MACHINES AND ASSOCIATED ELECTION SERVICES FOR THE MAY 12, 2012 CITY OF WIMBERLEY GENERAL ELECTION. (CITY ADMINISTRATOR)
- (G) DISCUSS AND CONSIDER POSSIBLE ACTION APPROVING THE ROUTE FOR *THE SUSAN G. KOMEN BREAST CANCER FOUNDATION BENEFIT WALK* IN WIMBERLEY ON SATURDAY, OCTOBER 22, 2011. (CITY ADMINISTRATOR)

6. CITY COUNCIL REPORTS

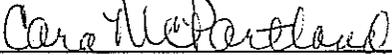
- ANNOUNCEMENTS
- FUTURE AGENDA ITEMS

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 October 3, 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.