



# 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**  
**DECEMBER 5, 2013 - 6:00 P.M.**

## **AGENDA**

**CALL TO ORDER**                      DECEMBER 5, 2013 @ 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 NOVEMBER 21, 2013
- (B) APPROVAL OF THE OCTOBER 2013 FINANCIAL STATEMENTS OF THE CITY OF WIMBERLEY

## 2. CITY ADMINISTRATOR REPORT

- STATUS REPORT ON THE OCTOBER 2013 FLOOD IN THE CITY OF WIMBERLEY
- STATUS REPORT ON *THE CENTRAL WIMBERLEY WASTEWATER PROJECT*
- STATUS REPORT ON CYPRESS CREEK WATER QUALITY ISSUES
- STATUS REPORT ON THE H-E-B WIMBERLEY PLANNED DEVELOPMENT DISTRICT APPLICATION
- STATUS REPORT ON THE ACE HARDWARE RECONSTRUCTION PROJECT
- STATUS REPORT ON *THE REQUEST FOR PROPOSALS (RFP) FOR SOLID WASTE AND RECYCLING SERVICES*
- STATUS REPORT ON *THE REQUEST FOR PROPOSALS (RFP) FOR THE DEVELOPMENT OF A CENTRAL WIMBERLEY MASTER PLAN*

## 3. PUBLIC HEARINGS AND CONSIDER ACTION

- (A) HOLD A PUBLIC HEARING AND CONSIDER APPROVAL OF AN ORDINANCE APPROVING AN APPLICATION FOR A CONDITIONAL USE PERMIT SUBMITTED BY SOCORRO FRANCO TO ALLOW FOR THE SALE OF BEER AND WINE FOR ON-PREMISE CONSUMPTION AT A SIT-DOWN EATING ESTABLISHMENT ON PROPERTY ZONED COMMERCIAL-MODERATE IMPACT (C-2), LOCATED AT 401 FM 2325, WIMBERLEY, HAYS COUNTY, TEXAS, AND IMPOSING CERTAIN CONDITIONS; PROVIDING FOR FINDINGS OF FACT; AMENDMENT OF THE ZONING DISTRICT MAP; REPEALER; SEVERABILITY; EFFECTIVE DATE; PROPER NOTICE AND MEETING; AND PROVIDING FOR CERTAIN CONDITIONS. (SOCORRO FRANCO, APPLICANT)
- (B) HOLD A PUBLIC HEARING AND CONSIDER APPROVAL OF AN ORDINANCE APPROVING AN APPLICATION FOR A CONDITIONAL USE PERMIT SUBMITTED BY DONALD KUHS TO OPERATE A VACATION RENTAL FACILITY ON A TRACT LOCATED AT 2916 FLITE ACRES ROAD, WIMBERLEY, HAYS COUNTY, TEXAS, ZONED SINGLE FAMILY RESIDENTIAL 2 (R-2), AND IMPOSING CERTAIN CONDITIONS; PROVIDING FOR FINDINGS OF FACT; AMENDMENT OF THE ZONING DISTRICT MAP; REPEALER; SEVERABILITY; EFFECTIVE DATE; PROPER NOTICE AND MEETING; AND PROVIDING FOR CERTAIN CONDITIONS. (DONALD KUHS, APPLICANT)
- (C) HOLD A PUBLIC HEARING AND CONSIDER APPROVAL OF AN ORDINANCE APPROVING AN APPLICATION FOR A CONDITIONAL USE PERMIT SUBMITTED BY NANCY CHANLDER TO OPERATE A VACATION RENTAL FACILITY ON A TRACT LOCATED AT 14000 RANCH ROAD 12, SUITE C, WIMBERLEY, HAYS COUNTY, TEXAS, ZONED COMMERCIAL-LOW IMPACT (C-1), AND IMPOSING CERTAIN CONDITIONS; PROVIDING FOR FINDINGS OF FACT; AMENDMENT OF THE ZONING DISTRICT MAP; REPEALER; SEVERABILITY; EFFECTIVE DATE; PROPER NOTICE AND MEETING; AND PROVIDING FOR CERTAIN CONDITIONS. (NANCY CHANDLER, APPLICANT)

4. ORDINANCE

CONSIDER APPROVAL OF THE SECOND AND FINAL READING OF AN ORDINANCE AMENDING TITLE XIII (GENERAL OFFENSES), CHAPTER 130 (GENERAL OFFENSES) OF THE CITY OF WIMBERLEY'S CODE OF ORDINANCES TO REGULATE THE USE OF A BOW AND ARROW WITHIN THE CITY LIMITS; AND PROVIDING FINDINGS OF FACT, A REPEALING CLAUSE, A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING FOR AN EFFECTIVE DATE; AND PROPER NOTICE AND MEETING. (CITY ADMINISTRATOR)

5. DISCUSSION AND POSSIBLE ACTION

(A) DISCUSS AND CONSIDER POSSIBLE ACTION AMENDING THE FISCAL YEAR 2014 CITY OF WIMBERLEY GENERAL FUND AND WASTEWATER FUND BUDGETS TO INCORPORATE REVENUES AND EXPENDITURES RELATING TO THE PLANNING AND DESIGN OF A CENTRAL WIMBERLEY WASTEWATER SYSTEM INTO THE SUBJECT BUDGETS. (CITY ADMINISTRATOR)

(B) DISCUSS AND CONSIDER POSSIBLE ACTION AUTHORIZING THE TRANSFER OF \$2,704 FROM THE GENERAL FUND BALANCE TO FUND DELIVERY OF A PREVIOUSLY PURCHASED PORTABLE RESTROOM TRAILER AND AMENDING THE FISCAL YEAR 2014 GENERAL FUND BUDGET TO REFLECT THE TRANSFER AND EXPENSE. (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 December 2, 2013 at 5:30 p.m.



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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.