

City of Wimberley
 City Hall, 221 Stillwater
 Wimberley, Texas 78676
Minutes of Special Meeting of City Council
 September 29, 2015 at 4:00 p.m.

City Council meeting called to order at 4:00 p.m. by Mayor Steve Thurber.

Councilmembers Present: Mayor Steve Thurber, Councilmembers Bob Dussler, Cindy Anderson, Mac McCullough, and John White. Councilmember Pam Showalter was absent.

Staff Present: City Administrator Don Ferguson, City Secretary Cara McPartland, and City Attorney Emily Rogers (via telephone conference)

Executive Session

After it convenes in Open Session, the City Council will recess into an Executive (closed) Session for the following:

Consultation with legal counsel, pursuant to Chapter 551.071 of the Texas Government Code, regarding legal issues relating to City of Wimberley, SOAH Docket No. 582-15-3337, TCEQ Docket No. 2015-0482-MWD Permit No. WQ0013321001.

Upon completion of the Executive Session, the City Council will reconvene in Open Session before taking action, if necessary.

Mayor Thurber adjourned Open Session and convened Executive Session at 4:01 p.m., pursuant to §551.071 of the Texas Local Government Code for consultation with legal counsel.

Mayor Thurber adjourned Executive Session and reconvened Open Session at 4:40 p.m.

No action was taken in Executive Session.

Discussion and Action

- A. Discuss and consider action regarding issues relating to City of Wimberley, SOAH Docket No. 582-15-3337, TCEQ Docket No. 2015-0482-MWD Permit No. WQ0013321001.

Councilmember McCullough moved to proceed with matters as discussed in Executive Session. Councilmember Anderson seconded. Motion carried on a vote of 4-0.

- B. Discuss and consider action regarding a request to amend the City of Wimberley's existing Texas Water Development Board (TWDB) loan application for the development of a Central Wimberley Wastewater System. (*City Administrator*)

City Administrator Ferguson reviewed funding provisions included in the City's TWDB loan application that was submitted in September 2015. He stated the TWDB has identified a need for the City to amend its application to include a pledge of ad valorem tax revenues to help fund debt service payments, if needed. He said such a pledge would obligate the City to levy an ad valorem tax to fund the debt, should existing funds from system revenues, effluent sales, and the General Fund, not exist to make debt service payments. If the loan is approved, he did not anticipate the City having to rely on ad valorem tax revenues for repayment of the loan. He noted the requested amendment is similar to the pledge included in the City's earlier application to the TWDB for system planning and design funding.

Discussion addressed possible inclusion of wording in the amendment to specify that any ad valorem tax revenues could only be used for wastewater system and no other purposes; financial circumstances that would dictate the need to use ad valorem tax revenues; and use of ad valorem taxation as a last resort, absent other sources for funding debt service payments.

Councilmember Dussler moved to approve the amendment, as presented. Councilmember McCullough seconded. Motion carried on a vote of 4-0.

C. Approval of the August 2015 Financial Statements for the City of Wimberley. (*City Administrator*)

Councilmember Anderson moved to approve the August 2015 Financial Statements, as presented. Councilmember White seconded. Motion carried on a vote of 4-0.

D. Discuss and consider possible action amending the Fiscal Year 2015 City of Wimberley General Fund, Wastewater, Municipal Court and Blue Hole Budgets for the purpose of accounting for actual and anticipated expenditures and revenues, and declaring adjustments as a necessity. (*City Administrator*)

City Administrator Ferguson noted specific amendments, including increased road maintenance/infrastructure flood-related expenditures, increased sales tax revenues, decreased fuel costs/mowing/tree trimming costs, and decreased wastewater revenue due to lowering of Deer Creek's Nursing Facility's bill. It was noted that Blue Hole operations did not necessitate the use of Fund Balance money.

Discussion addressed decreased legal expenditures due to the sooner-than-expected resolution of legal issues with the City's TCEQ permit application, Council's prior decision to use any excess revenues for street improvements, possible FEMA reimbursements to the City to help defray flood-related expenditures, and the City's maintenance of road insurance.

Councilmember McCullough moved to approve the amendments to the Fiscal Year 2015 City of Wimberley General Fund, Wastewater, Municipal Court and Blue Hole Budgets for the purpose of accounting for actual and anticipated expenditures and revenues, and declaring adjustments as a necessity. Councilmember Dussler seconded. Motion carried on a vote of 4-0.

Adjourn

Mayor Thurber called the meeting adjourned at 4:55 p.m.

Recorded by:



Cara McPartland

These minutes approved on the 15th of October, 2015.

APPROVED:


Steve Thurber, Mayor