



# City of Wimberley

221 Stillwater Drive, Wimberley, Texas 78676

## **REGULAR CITY COUNCIL MEETING** **THURSDAY, JANUARY 7, 2021 – 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, January 7, 2021, 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 825 5118 0397 and using the password 493368.

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 January 7, 2021 at 6:01 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> )                 |
| Council Members Absent:  | Bo Bowman       | Place Five ( <i>via teleconference</i> )                 |
| City Staff Present:      | Paul Parker     | Interim City Administrator ( <i>via teleconference</i> ) |

|                |                                                                |
|----------------|----------------------------------------------------------------|
| Laura Calcote  | City Secretary <i>(via teleconference)</i>                     |
| Sarah Griffin  | City Attorney <i>(via teleconference)</i>                      |
| Nathan Glaiser | Planning & Development Coordinator <i>(via teleconference)</i> |

### **INVOCATION**

Saint Stephen's Episcopal Church Reverend, Kevin Schubert, 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**

Caroline Rolling addressed Council concerning enforcement of the lighting ordinance within the City. Ms. Rolling had spoken at the December 3<sup>rd</sup>, 2020 City Council Meeting regarding the same issue, and the light pollution problems in her neighborhood were still unresolved. Ms. Rolling stated she would be contacting the International Dark Sky Association concerning the City's designation as an International Dark Sky Community unless the lighting situation was remedied.

### **PROCLAMATION**

Proclamation of the City of Wimberley, Texas proclaiming January 18, 2021 as Martin Luther King Jr. Day in the City of Wimberley. *(Place Three Council Member, Christine Byrne)*  
Mayor, Gina Fulkerson, read aloud the proclamation.

### **CONSENT AGENDA**

**Motion to approve the Consent Agenda, as presented, was made by Council Member Christine Byrne. Motion was seconded by Council Member Rebecca Minnick. Motion carried unanimously (4-0).**

7.1. Approval of minutes from the Regular City Council Meeting held December 17, 2020.

7.2. Approval of minutes from the Special City Council Meeting held December 22, 2020.

7.3. Approval of Place Two Council Member Teresa Shell's appointment of Thomas Gordon to the Board of Adjustment.

### **CITY ADMINISTRATOR REPORT**

Interim City Administrator, Paul Parker, noted traffic control within the Wimberley Square had been suspended until the springtime. Furthermore, sales tax had continued to increase for the City, despite the COVID-19 pandemic. Mr. Parker contended the City was in good financial shape.

### **DISCUSSION AND POSSIBLE ACTION**

9.1. Discuss and consider possible action regarding a request to operate a food service trailer at 411 FM 2325 in Wimberley, Texas. *(Applicant Brandon Kibby/Paradise Amusements)*  
City Secretary, Laura Calcote, presented the request on behalf of the applicant. Council had previously approved Mr. Kibby's request in April and June 2020, due to the COVID-19 pandemic. The previous approvals required certain stipulations, such as the truck's lighting to comply with the City's dark sky requirements and the authority for the City Administrator

to approve a sign variance for the truck. There was discussion pertaining to the timeframe the applicant was requesting.

**Motion to approve a request to operate a food service trailer at 411 FM 2325 in Wimberley, Texas, until December 31, 2021, with the same lighting and sign requirements as previously outlined, was made by Council Member Rebecca Minnick. Motion was seconded by Council Member Jim Chiles. Motion carried unanimously (4-0).**

- 9.2. Discuss and consider possible action regarding the status of the Central Wimberley Wastewater Project. *(Project Manager, Craig Fore)*

Project Manager, Craig Fore, stated the City was still waiting on approval from the Texas Water Development Board (TWDB) regarding Change Order No. 6, and the notice to proceed from TWDB for construction of the Project north of the Cypress Creek. No action was taken on this item.

- 9.3. Discuss and consider possible action to amend the Professional Services Agreement between the City of Wimberley and Craig Fore until May 31, 2021 and appropriate an additional \$20,000 for construction management for the Central Wimberley Wastewater Project. *(Mayor, Gina Fulkerson)*

**Motion to amend the Professional Services Agreement between the City of Wimberley and Craig Fore until May 31, 2021 and appropriate an additional \$20,000 for construction management for the Central Wimberley Wastewater Project was made by Council Member Christine Byrne. Motion was seconded by Council Member Teresa Shell. Motion carried unanimously (4-0).**

- 9.4. Discuss and consider possible action to ratify extension of Memorandum of Understanding (MOU) with Curative for COVID-19 testing site. *(Mayor, Gina Fulkerson)*

Mayor, Gina Fulkerson, presented the amended MOU with Curative, which would supply a kiosk at the Wimberley Community Center for COVID-19 testing seven days a week from 9:00 a.m. until 5:30 p.m.

**Motion to ratify the extension of Memorandum of Understanding (MOU) with Curative for COVID-19 testing site was made by Council Member Rebecca Minnick. Motion was seconded by Council Member Jim Chiles. Motion carried unanimously (4-0).**

- 9.5. Discuss and consider possible action for City Council to authorize the disbursement of COVID-19 protective supplies to local non-profit organizations on an as needed basis. *(Mayor, Gina Fulkerson)*

There was discussion among Council relating to the City providing COVID-19 protective supplies, such as masks and hand sanitizer, to local non-profits, as necessary. Council agreed providing these items to the community would be beneficial and was needed, given the current status of the COVID-19 pandemic.

No action was taken on this item.

- 9.6. Discuss and consider possible action regarding an Interlocal Agreement between Hays County, Texas and the City of Wimberley, Texas regarding floodplain administration services. *(Planning & Development Coordinator, Nathan Glaiser)*

Planning and Development Coordinator, Nathan Glaiser, presented the formal renewal of the Interlocal Agreement between Hays County and the City for floodplain administration

services. The agreement would be in effect six month after execution, while City staff worked toward earning Certified Floodplain Manager certification.

**Motion to approve an Interlocal Agreement between Hays County, Texas and the City of Wimberley, Texas regarding floodplain administration services, was made by Council Member Christine Byrne. Motion was seconded by Council Member Teresa Shell. Motion carried unanimously (4-0).**

- 9.7. Discuss and consider possible action regarding Ordinance No. 2021-01, ordering a General Election to be held on Saturday, May 1, 2021, for the purpose of electing at-large Council members for Place One, Place Three and Place Five for the City of Wimberley City Council and providing details relating to the holding of such election. *(City Secretary, Laura Calcote)* City Secretary, Laura Calcote, presented Ordinance No. 2021-01, ordering the 2021 General Election for May 1, 2021, as well as the Contract for Election Services between the Hays County Elections Administrator and the City to conduct the Election.

**Motion to approve Ordinance No. 2021-01, ordering a General Election to be held on Saturday, May 1, 2021, for the purpose of electing at-large Council members for Place One, Place Three and Place Five for the City of Wimberley City Council and providing details relating to the holding of such election, was made by Council Member Christine Byrne. Motion was seconded by Council Member Jim Chiles. Motion carried unanimously (4-0).**

- 9.8. Discuss and consider possible action regarding a Contract for Election Services with the Hays County Elections Administrator to conduct the May 1, 2021 General Election for the City of Wimberley. *(City Secretary, Laura Calcote)*

**Motion to approve the Contract for Election Services with the Hays County Elections Administrator to conduct the May 1, 2021 General Election for the City of Wimberley, in conjunction with Ordinance No. 2021-01, was made by Council Member Christine Byrne. Motion was seconded by Council Member Jim Chiles. Motion carried unanimously (4-0).**

- 9.9. Discuss and consider possible action regarding a Joint Election Agreement between Hays County and the City of Wimberley. *(City Secretary, Laura Calcote)* City Secretary, Laura Calcote, presented the Joint Elections Agreement, which was required in addition to the Contract for Election Services, since Hays County was a part of the Texas Countywide Polling Place Program.

**Motion to approve the Joint Election Agreement between Hays County and the City of Wimberley was made by Council Member Christine Byrne. Motion was seconded by Council Member Rebecca Minnick. Motion carried unanimously (4-0).**

- 9.10. Discuss and consider possible action regarding Resolution No. 01-2021, authorizing an amendment to the 2020/2021 Operating Budget (Budget Amendment No. 5), providing for the transfer of funds within the Hotel Occupancy Tax Fund – Unobligated Fund Balance to the Hotel Occupancy Tax Fund – Operating Budget Account Number 205156792 (Capital Outlay) and providing for an effective date. *(Interim City Administrator, Paul Parker)* Interim City Administrator, Paul Parker, presented Resolution No. 01-2021, which would allocate additional funds for the previously approved wayfinding signage project.

**Motion to approve Resolution No. 01-2021, authorizing an amendment to the 2020/2021 Operating Budget (Budget Amendment No. 5), providing for the transfer of**

**funds within the Hotel Occupancy Tax Fund – Unobligated Fund Balance to the Hotel Occupancy Tax Fund – Operating Budget Account Number 205156792 (Capital Outlay) and providing for an effective date, was made by Council Member Rebecca Minnick. Motion was seconded by Council Member Jim Chiles. Motion carried unanimously (4-0).**

- 9.11. Discuss and consider possible action regarding Resolution No. 02-2021, authorizing an amendment to the 2020/2021 Operating Budget (Budget Amendment No. 6), which will appropriate initial funds for the design phase of downtown restrooms, sidewalks and parking facilities. (*Interim City Administrator, Paul Parker*)

Interim City Administrator, Paul Parker, presented Resolution No. 02-2021, which would allocate funds to initiate plans for the feasibility of constructing downtown restrooms, sidewalks and parking facilities.

**Motion to approve Resolution No. 02-2021, authorizing an amendment to the 2020/2021 Operating Budget (Budget Amendment No. 6), which will appropriate initial funds for the design phase of downtown restrooms, sidewalks and parking facilities, was made by Council Member Jim Chiles. Motion was seconded by Council Member Teresa Shell. Motion carried unanimously (4-0).**

#### **EXECUTIVE SESSION**

City Council adjourned into Executive Session at 6:55 p.m., in accordance with Texas Government Code, Chapter 551, Subchapter D, for the following purpose:

Section 551.074 (Personnel Matters) to review applications in relation to the hiring of a City Administrator.

#### **OPEN SESSION**

Regular Session reconvened at 8:01 p.m.  
No action was taken.

#### **CITY COUNCIL REPORTS**

- 12.1. Announcements – Council Member, Christine Byrne, noted the recent updates to the Martha Knies Community Park.

- 12.2. Future agenda items – Mayor, Gina Fulkerson, proposed Council move the review of their Fiscal Year 2021 goals and objectives to February 2021.

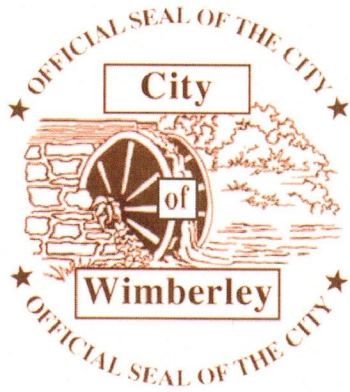
#### **ADJOURNMENT**

**Motion to adjourn the meeting at 8:04 p.m. was made by Council Member Rebecca Minnick. Motion was seconded by Council Member Christine Byrne. Motion carried unanimously (4-0).**

#### **RECORDED BY:**



Laura J. Calcote, City Secretary



**APPROVED BY:**

*Gina V. Fulkerson*

**Gina V. Fulkerson, Mayor**