



**CITY OF
WIMBERLEY**

REGULAR CITY COUNCIL MEETING PACKET

**Thursday, March 4, 2021
6:00 p.m.**



City of Wimberley

221 Stillwater Drive, Wimberley, Texas 78676

REGULAR CITY COUNCIL MEETING **THURSDAY, MARCH 4, 2021 – 6:00 P.M.**

AGENDA

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, March 4, 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 812 8625 8932 and using the password 155605.

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.

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1. **CALL TO ORDER** March 4, 2021 at 6:00 p.m.
 2. **CALL OF ROLL** City Secretary, Laura Calcote
 3. **INVOCATION** Unity Church of Wimberley Spiritual Leader, Kit Holmes
 4. **PLEDGE OF ALLEGIANCE/SALUTE TO THE TEXAS FLAG**
 5. **CITIZENS COMMUNICATIONS**
Citizens must sign-in with City Secretary, Laura Calcote, via email at lcalcote@cityofwimberley.com at least two (2) hours before the meeting to address City Council. Limit your comments to three (3) minutes. City Council will listen to the comments but cannot discuss or respond to the comments during the meeting. Inquiries about matters not listed on the agenda will either be directed to staff or placed on a future agenda for Council consideration.

Comments from speakers should not be directed towards any specific member of City Council or City staff. Comments should not be accusatory, derogatory or threatening in nature.

6. CONSENT AGENDA

6.1. Approval of minutes from the Special City Council Meeting held February 5, 2021.

6.2. Approval of minutes from the Special City Council Meeting held February 23, 2021.

6.3. Approval of the December 2020 Financial Statements for the City of Wimberley.

7. CITY ADMINISTRATOR REPORT

Update regarding damage to City facilities from the winter storm (*Interim City Administrator, Paul Parker*)

8. DISCUSSION AND POSSIBLE ACTION

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

8.2. Discuss and consider possible action to increase the price for daily tickets at Blue Hole Regional Park for the 2021 Swim Season. (*Parks Director, Richard Shaver*)

8.3. Discuss and consider possible action regarding Resolution No. 03-2021, on the matter of Wimberley City Council support for legislative approval of changes in the enabling legislation of the Hays Trinity Groundwater Conservation District. (*Place Three Council Member, Christine Byrne*)

8.4. Discuss and consider possible action regarding Ordinance No. 2021-06, declaring unopposed candidates in the May 1, 2021 General Election elected to office; cancelling the General Election; providing for severability, conflicting provisions, governing law, proper notice and open meetings, and an effective date. (*City Secretary, Laura Calcote*)

8.5. Discuss and consider possible action regarding Ordinance No. 2021-07, approving an amendment to the City of Wimberley, Texas Code of Ordinances, Chapter 9 Planning and Development Regulations, Article 9.03 Zoning, Division 7 Administration and Enforcement, 9.03.254 Board of Adjustment, variances and appeals to amend the appointment of members and alternant members; and providing for the following: findings of fact, savings, repealer, severability, effective date and proper notice and meeting. (*City Secretary, Laura Calcote*)

8.6. Discuss and consider possible action regarding an ordinance amending Article 4.09 Outdoor Lighting. (*Mayor, Gina Fulkerson*)

9. CITY COUNCIL REPORTS

9.1. Announcements

9.2. Future agenda items

10. 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 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.

Attendance by Other Elected or Appointed Officials: It is anticipated that members of other governmental bodies, and/or city boards, commissions and/or committees may attend the meeting in numbers that may constitute a quorum of the body, board, commission and/or committee. The members of the boards, commissions and/or committees may be permitted to participate in discussion on the same items listed on the agenda, which occur at the meeting, but no action will be taken by such in attendance unless item and action is specifically provided for on an agenda for that body, board, commission or committee subject to the Texas Open Meetings Act.

CERTIFICATION

I hereby certify the above Notice of Meeting was posted on the bulletin board at Wimberley City Hall, a place convenient and readily accessible to the general public at all times, and to the City's website, www.cityofwimberley.com, in compliance with Chapter 551, Texas Government Code, on Monday, March 1, 2021, by 6:00 p.m., and remained posted for at least 72 continuous hours preceding the scheduled time of said meeting.



Laura J. Calcote, MPA, TRMC
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 City Secretary Laura Calcote at (512) 847-0025 two business days in advance of the meeting for appropriate arrangements.





AGENDA ITEM:	Consent Agenda
SUBMITTED BY:	Laura Calcote, City Secretary
DATE SUBMITTED:	March 1, 2021
MEETING DATE:	March 4, 2021

AGENDA FORM

ITEM DESCRIPTION/SUMMARY

- 6.1. Approval of minutes from the Special City Council Meeting held February 5, 2021.
- 6.2. Approval of minutes from the Special City Council Meeting held February 23, 2021.
- 6.3. Approval of the December 2020 Financial Statements for the City of Wimberley.

REQUESTED ACTION

- Motion ☒
- Discussion ☐
- Ordinance ☐
- Resolution ☐

FINANCIAL

- Budgeted Item ☐ Original Estimate/Budget: \$
- Non-budgeted Item ☐ Current Estimate: \$
- Not Applicable ☒ Amount Under/Over Budget: \$

STAFF RECOMMENDATION

Approval of 6.1. to 6.3.

ATTACHMENT/S

- February 5th Special City Council Meeting Minutes
- February 23rd Special City Council Meeting Minutes
- December 2020 Financial Statements



City of Wimberley

221 Stillwater Drive, Wimberley, Texas 78676

SPECIAL CITY COUNCIL MEETING
WIMBERLEY COMMUNITY CENTER
14068 RANCH ROAD 12, WIMBERLEY, TEXAS 78676
FRIDAY, FEBRUARY 5, 2021 – 11:00 A.M.

MINUTES

CALL TO ORDER

Mayor, Gina Fulkerson, called the meeting to order on February 5, 2021 at 11:00 a.m.

CALL OF ROLL

Council Members Present:

Gina Fulkerson	Mayor
Rebecca Minnick	Place One
Teresa Shell	Place Two
Christine Byrne	Place Three
Jim Chiles	Place Four
Bo Bowman	Place Five
Paul Parker	Interim City Administrator

City Staff Present:

EXECUTIVE SESSION

City Council adjourned into Executive Session at 11:01 a.m., in accordance with Texas Government Code, Chapter 551, Subchapter D, for the following purpose:

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

OPEN SESSION

Regular Session reconvened at 4:35 p.m.

No action was taken.

ADJOURNMENT

Mayor, Gina Fulkerson, adjourned the meeting at 4:36 p.m., without objection.

RECORDED BY:

Laura J. Calcote, City Secretary



APPROVED BY:

Gina V. Fulkerson, Mayor



City of Wimberley

221 Stillwater Drive, Wimberley, Texas 78676

SPECIAL CITY COUNCIL MEETING **TUESDAY, FEBRUARY 23, 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 **Tuesday, February 23, 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 893 4666 9262 and using the password 216678.

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 February 23, 2021 at 6:05 p.m.

CALL OF ROLL

Council Members Present:

Gina Fulkerson
Rebecca Minnick
Teresa Shell
Christine Byrne
Jim Chiles
Bo Bowman

Mayor (*via teleconference*)
Place One (*via teleconference*)
Place Two (*via teleconference*)
Place Three (*via teleconference*)
Place Four (*via teleconference*)
Place Five (*via teleconference*)

City Staff Present:

Paul Parker

Interim City Administrator (*via teleconference*)

Laura Calcote

City Secretary (*via teleconference*)

Sarah Griffin	City Attorney <i>(via teleconference)</i>
Nathan Glaiser	Planning & Development Coordinator <i>(via teleconference)</i>
John Provost	Public Works Superintendent <i>(via teleconference)</i>
Terri Provost	Wimberley Community Center Director <i>(via teleconference)</i>
Richard Shaver	Parks Director <i>(via teleconference)</i>

INVOCATION

St. Stephens 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

There were no citizen's comments.

PROCLAMATION

Proclamation of the City of Wimberley, Texas proclaiming the month of February 2021 as Dating Violence Awareness and Prevention Month for teens and young adults. *(Hays-Caldwell Women's Center)*

Mayor, Gina Fulkerson, read aloud the proclamation.

Hays-Caldwell Women's Center Representative, Zoe O'Balle, addressed Council thanking them for their continued support.

PRESENTATIONS AND POSSIBLE ACTION

7.1. Presentation and consider possible action regarding the City of Wimberley Annual Financial and Compliance Report for the Fiscal Year ending September 30, 2020. *(Armstrong, Vaughan & Associates, P.C.)*

Brian Magness of Armstrong, Vaughan & Associates, P.C. presented the Fiscal Year (FY) 2020 Audit for the City. Mr. Magness stated the City's general fund was healthy and showed favorable variances throughout FY 2020. Mr. Magness highlighted certain sections of the report, including the need for a single audit, due to the City receiving over \$750,000 in federal and state grant funds for the year. Additionally, Mr. Magness noted recommendations for the City found within the Audit, which had already been rectified prior to the presentation.

Motion to accept, receive and have on file, the City of Wimberley's Annual Financial and Compliance Report for the Fiscal Year ending September 30, 2020, was made by Council Member Christine Byrne. Motion was seconded by Council Member Rebecca Minnick. Motion carried unanimously (5-0).

7.2. Presentation and consider possible action regarding the City of Wimberley's Quarterly Investment Report for the first quarter of Fiscal Year 2021. *(Interim City Administrator, Paul Parker)*

Motion to accept the City of Wimberley's Quarterly Investment Report for the first quarter of Fiscal Year 2021 was made by Council Member Jim Chiles. Motion was seconded by Council Member Teresa Shell. Motion carried unanimously (5-0).

DECLARATION OF DISASTER

Discuss and consider ratification and continuation of Declaration of Disaster in relation to the February 2021 Weather Winter Event. *(Mayor, Gina Fulkerson)*

There was discussion regarding the recent winter weather events, and the impact they had upon the City and City facilities, which experienced water damage from the extreme cold. Council wanted the declaration to be concurrent with the state government's declaration.

Motion to approve Ordinance No. 2021-05, extending the Declaration of Local Disaster and Public Health Emergency; providing a savings clause; providing a severability clause; providing an effective date, was made by Council Member Rebecca Minnick.

Motion was seconded by Council Member Teresa Shell. Motion carried unanimously (5-0).

CONSENT AGENDA

Motion to approve the Consent Agenda, as presented, was made by Council Member Rebecca Minnick. Motion was seconded by Council Member Jim Chiles. Motion carried unanimously (5-0).

9.1. Approval of minutes from the Regular City Council Meeting held February 4, 2021.

9.2. Approval of the second and final reading of Ordinance No. 2021-03, repealing and replacing portions of Chapter 12 (Utilities), Article 12.02 Water and Sewers, Division 2. "Rates and Charges", Sec. 12.02.034 "Rates and Charges Established" of the City of Wimberley Code of Ordinances; establishing a rate schedule; providing for: findings of fact; relation to other ordinances; conflicts; effective date; severability; proper notice and meeting.

CITY ADMINISTRATOR REPORT

Interim City Administrator, Paul Parker, stated sales tax had increasingly been higher for every month of Fiscal Year 2021, than the previous year, leaving the City in excellent financial condition. Mr. Parker also requested Council's guidance to resume traffic control in the Wimberley Square on the weekends and coming months. Council agreed officers were needed on Market Day Saturday for the remainder of 2021, and throughout Spring Break from March 12th to the 21st. Furthermore, Mr. Parker updated Council on the City facility damage from the recent winter storm. City Secretary, Laura Calcote, provided information relating to the 2021 General Election, which was uncontested. An ordinance cancelling the election would be brought to Council at the next regular meeting. There would be a cost savings of around \$6,000 for cancelling the election.

DISCUSSION AND POSSIBLE ACTION

11.1. Discuss and consider possible action regarding a request to operate a food service trailer at 14004 Ranch Road 12 in Wimberley, Texas. *(Planning and Development Coordinator, Nathan Glaiser)*

Planning and Development Coordinator, Nathan Glaiser, presented the request for Inoz to operate a food service trailer. The trailer would act as an extension of Inoz's indoor kitchen to better serve guest dining outside. There was discussion among Council and the applicants, Chase and Courtney Philmon, relating to the trailer being located in a flood plain, as well as the size of the trailer, which would be 8 ½ feet by 20 feet.

Motion to approve the request to operate a food service trailer at 14004 Ranch Road 12 in Wimberley, Texas was made by Council Member Rebecca Minnick. Motion was seconded by Council Member Bo Bowman. Motion carried unanimously (5-0).

- 11.2. Discuss and consider possible action regarding Resolution No. 03-2021, on the matter of Wimberley City Council support for legislative approval of changes in the enabling legislation of the Hays Trinity Groundwater Conservation District. *(Place Three Council Member, Christine Byrne)*
Motion to postpone this item until the first regular meeting in March was made by Council Member Christine Byrne. Motion was seconded by Council Member Bo Bowman. Motion carried unanimously (5-0).
- 11.3. Discuss and consider possible action regarding the status of the Central Wimberley Wastewater Project. *(Project Manager, Craig Fore)*
Project Manager, Craig Fore, reported the Project continued to be at a standstill, due to the City waiting on the Texas Water Development Board for approval of Change Order No. 6 and the notice to proceed with Phase II of the Project. There was discussion among Mr. Fore and Council relating to communication efforts to keep the citizenry informed on the status of the Project, along with the timeframe to tie into the system.
No action was taken on this item.
- 11.4. Discuss and consider possible action to approve an expenditure in the amount of \$33,465.00 from Myers Concrete Construction, LP for the Central Wimberley Wastewater Project lift station enclosure wall at the corner of FM 3237 and Ranch Road 12. *(Project Manager, Craig Fore)*
Project Manager, Craig Fore, presented three quotes for the lift station enclosure wall for the Central Wimberley Wastewater Project. City Council had budgeted funds for the project in the Fiscal Year 2021 Budget. However, the received quotes had been higher than the original budgeted amount. Mr. Fore recommended Council accept the lowest quote from Myers Concrete Construction, LP.
Motion to approve an expenditure in the amount of \$33,465.00 from Myers Concrete Construction, LP, and to include the authority for the Mayor to enter into an agreement with the company, was made by Council Member Teresa Shell. Motion was seconded by Council Member Jim Chiles. Motion carried unanimously (5-0).
- 11.5. Discuss and consider possible action regarding the City of Wimberley Investment Policy. *(Interim City Administrator, Paul Parker)*
Interim City Administrator, Paul Parker, presented the Investment Policy, with the recommended change that the Policy remove the requirement for the Mayor to receive 10 hours of investment training every two years.
Motion to adopt the City of Wimberley Investment Policy, with the amended change to remove the requirement for the Mayor to complete 10 hours of investment training every two years, was made by Council Member Teresa Shell. Motion was seconded by Council Member Jim Chiles. Motion carried unanimously (5-0).
- 11.6. Discuss and consider possible action regarding City facilities affected by the winter storm. *(Mayor, Gina Fulkerson)*
There was discussion on the remediation process to repair City facilities impacted by the winter storm.
No action was taken on this item.

- 11.7. Discuss and consider possible action regarding the progress of the downtown improvements project on Oak Drive and approve a revised architectural contract and fees. *(Mayor, Gina Fulkerson)*

There was discussion among City Council and City Attorney, Sarah Griffin, relating to the Professional Services Agreement from Neel Morton Architecture, Inc. to design and construct a restroom facility on city-owned property located on Oak Drive, including the term of the contract.

Motion to accept the Professional Services Agreement from Neel Morton Architecture, Inc., as presented, with the amendment to include the Agreement beginning on February 18, 2021 and continuing through the completion of the project, was made by Council Member Rebecca Minnick. Motion was seconded by Council Member Jim Chiles. Motion carried unanimously (5-0).

- 11.8. Discuss and consider possible action regarding an expenditure in the amount of \$5,150.00 for a topographic design survey. *(Interim City Administrator, Paul Parker)*

Interim City Administrator, Paul Parker, presented the item, in conjunction with the previous item, for a topographic survey for proposed sidewalks, parking lot improvements, restroom facilities and drainage on Oak Drive. There was discussion concerning a tree survey, which the proposal did not include.

Motion to consider the expenditure in the amount of \$5,150.00 from Tri-Tech Surveying Co., LP, for a topographic design survey was made by Council Member Teresa Shell. Motion was seconded by Council Member Jim Chiles.

Motion was amended to authorize the expenditure of \$5,150.00 for a topographic design survey, as presented, was made by Council Member Teresa Shell. Motion was seconded by Council Member Bo Bowman. Motion carried unanimously (5-0).

- 11.9. Discuss and consider possible action regarding the status of the previously proposed tree ordinance. *(Place Five Council Member, Bo Bowman)*

There was lengthy discussion among Council and City staff relating to the previously proposed tree ordinance, including the Planning and Zoning (P&Z) Commission's recommendations from November 14th, 2019, enforcement and penalties. Council desired to move forward with a tree ordinance but needed additional time to study the proposed ordinance. Council Member, Bo Bowman, volunteered to review P&Z's recommendations for the ordinance, and establish a timetable relating to the ordinance to bring back to Council for further discussion and consideration in the next couple of months.

No action was taken on this item.

EXECUTIVE SESSION

City Council adjourned into Executive Session at 8:12 p.m., in accordance with Texas Government Code, Chapter 551, Subchapter D, for the following purpose:

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.

OPEN SESSION

Regular Session reconvened at 8:54 p.m.

Discuss and consider possible action to approve the City Administrator Employment Contract.
(Interim City Administrator, Paul Parker)

Motion to hire Michael Boese as City Administrator, at a salary of \$122,000, with a car allowance of \$500 per month, and other similar benefits as afforded to the previous City Administrator, and to authorize the Mayor to enter into the contract and for the contract to be available to the public after final execution was made by Council Member Rebecca Minnick. Motion was seconded by Council Member Bo Bowman. Motion carried unanimously (5-0).

CITY COUNCIL REPORTS

14.1. Announcements – None.

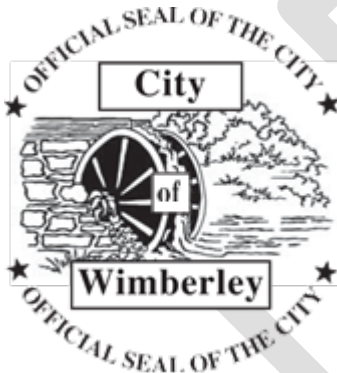
14.2. Future agenda items – Council would review their Fiscal Year 2021 goals and priorities at a workshop in mid-to-late April.

ADJOURNMENT

Motion to adjourn the meeting at 9:00 p.m. was made by Council Member Bo Bowman. Motion was seconded by Council Member Rebecca Minnick. Motion carried unanimously (5-0).

RECORDED BY:

Laura J. Calcote, City Secretary



APPROVED BY:

Gina V. Fulkerson, Mayor

BALANCE SHEET

Page: 1

3/2/2021

11:52 am

City of Wimberley

As of: 12/31/2020

Balances

Fund: 100 - General Fund

Assets

1011 Petty Cash	450.00
1020 General Checking - ONB	522,217.43
1021 Certificate of Deposit - Ozona	231,241.26
1030 Texpool	187,628.86
1050 Sales Tax Receivable	212,282.86
1052 Mixed Bev Taxes Receivable	0.00
1053 Franchise Taxes Receivable	0.00
1150 Accounts Receivable	6,466.49
1151 Allowance for Uncoll Acct Rec	0.00
1210 Prepaid Expenses	0.00
1302 Due from Municipal Court	200.00
1304 Due from BHP	5,104.06
1305 Due from OTHERS	0.00
1306 Due from WWOP	0.00
1307 Due from TML Claim Fund	0.00

Total Assets

1,165,590.96

Liabilities

2010 Accounts Payable	82,718.64
2015 WCC Security Deposits	385.00
2021 Accrued Wages Payable	0.00
2022 Payroll Deductions Payable	4,170.16
2023 TML IEBP Payable	2,024.65
2060 Payable to Hays County	0.00
2072 ICMA RC Payable	150.00
2073 TWC Payable	0.00
2074 TMRS Payable	2,067.82
2075 TCEQ Payable to State	220.00
2081 Due to WWCT	0.00
2082 Due to BHP	794.72
2086 Due to WWOP	0.00

Total Liabilities

92,530.99

Reserves/Balances

3310 Nonspendable Prepaids	0.00
3410 Restricted Funds	17,844.43
3510 Committed FB - Public Works	559,053.00
3520 Committed FB - New City Hall	0.00
3530 Committed FB - W/W on Square	504,204.00
3540 Committed FB-Future Grant Matc	334,375.00
3600 Fund Balance - Uncommitted	-219,465.54
3601 Transfer	0.00
3602 Suspense	0.00
3650 Net Excess (Deficit)	-122,950.92

Total Reserves/Balances

1,073,059.97

BALANCE SHEET

Page: 2

3/2/2021

11:52 am

City of Wimberley

As of: 12/31/2020

Balances

Total Liabilities & Balances

1,165,590.96

REVENUE/EXPENDITURE REPORT

Page: 1

3/2/2021

11:55 am

City of Wimberley

For the Period: 10/1/2020 to 12/31/2020

	Original Bud.	Amended Bud.	YTD Actual	CURR MTH	Encumb. YTD	UnencBal	% Bud
Fund: 100 - General Fund							
Revenues							
Dept: 15 ADMINISTRATION							
5120 General Sales & Use Tax	850,000.00	850,000.00	307,538.93	125,343.98	0.00	542,461.07	36.2
5131 Mixed Beverage Tax	15,000.00	15,000.00	0.00	0.00	0.00	15,000.00	0.0
5171 Franchise Tax	275,000.00	275,000.00	2,994.13	2,994.13	0.00	272,005.87	1.1
5211 Beer & Wine Permits	1,000.00	1,000.00	250.00	0.00	0.00	750.00	25.0
5212 Food Permits	11,000.00	11,000.00	275.00	175.00	0.00	10,725.00	2.5
5213 Septic Permits	8,000.00	8,000.00	3,300.00	900.00	0.00	4,700.00	41.3
5219 Sign Permits	1,200.00	1,200.00	190.00	0.00	0.00	1,010.00	15.8
5221 Building Permits	22,500.00	22,500.00	8,788.73	3,138.98	0.00	13,711.27	39.1
5340 Grant Funds	0.00	0.00	9,102.60	0.00	0.00	-9,102.60	0.0
5410 CC Convenience Fees	200.00	200.00	274.92	69.10	0.00	-74.92	137.5
5411 Court Costs, Fees & Charges	500.00	500.00	0.00	0.00	0.00	500.00	0.0
5413 Zoning	7,000.00	7,000.00	1,939.00	250.00	0.00	5,061.00	27.7
5414 Subdivision Fees	1,000.00	1,000.00	0.00	0.00	0.00	1,000.00	0.0
5415 Copies, Maps, Misc.	0.00	0.00	0.00	0.00	0.00	0.00	0.0
5416 Building Inspections	22,000.00	22,000.00	7,475.00	2,775.00	0.00	14,525.00	34.0
5417 Bldg Plan Reviews	12,000.00	12,000.00	3,140.00	1,285.00	0.00	8,860.00	26.2
5475 WCC Facility Rentals	30,000.00	30,000.00	1,045.00	655.00	0.00	28,955.00	3.5
5611 Interest Revenues	2,500.00	2,500.00	687.02	225.91	0.00	1,812.98	27.5
5620 Parking Lot Lease	0.00	0.00	0.00	0.00	0.00	0.00	0.0
5621 Short-Term Rental	0.00	0.00	0.00	0.00	0.00	0.00	0.0
5630 Restroom Revenue	0.00	0.00	0.00	0.00	0.00	0.00	0.0
5701 Other/Misc	345,000.00	345,000.00	2,175.66	2,045.98	0.00	342,824.34	0.6
5799 Operating Transfer In	0.00	341,000.00	34,397.00	0.00	0.00	306,603.00	10.1
5900 Designated Funds	0.00	0.00	0.00	0.00	0.00	0.00	0.0
5901 FEMA Designated Funds	0.00	0.00	0.00	0.00	0.00	0.00	0.0
5903 CARES ACT-DESIGNATED FUNDS	0.00	0.00	14,702.70	14,702.70	0.00	-14,702.70	0.0
ADMINISTRATION	1,603,900.00	1,944,900.00	398,275.69	154,560.78	0.00	1,546,624.31	20.5
Revenues	1,603,900.00	1,944,900.00	398,275.69	154,560.78	0.00	1,546,624.31	20.5
Expenditures							
Dept: 15 ADMINISTRATION							
6110 S&W- City Administrator	95,000.00	95,000.00	39,360.00	16,440.00	0.00	55,640.00	41.4
6120 S&W- City Secretary	64,890.00	64,890.00	16,796.86	7,562.58	0.00	48,093.14	25.9
6130 S&W- Financial Clerk	41,200.00	41,200.00	10,669.92	4,804.00	0.00	30,530.08	25.9
6210 Health Care	27,000.00	27,000.00	1,693.96	677.13	0.00	25,306.04	6.3
6220 Payroll Taxes	15,383.00	15,383.00	5,346.70	2,203.70	0.00	10,036.30	34.8
6230 TMRS Contributions	16,228.00	16,228.00	1,098.65	549.35	0.00	15,129.35	6.8
6250 Unemployment Compensation	487.00	487.00	71.04	0.00	0.00	415.96	14.6
6270 Annual/Assoc DUES	3,950.00	3,950.00	412.70	-660.00	0.00	3,537.30	10.4
6340 Technician/Technology Consulta	6,708.00	6,708.00	382.50	0.00	0.00	6,325.50	5.7
6370 Contract Services	0.00	0.00	2,151.00	0.00	0.00	-2,151.00	0.0
6410 Utilities	7,740.00	7,740.00	1,734.10	577.12	0.00	6,005.90	22.4
6411 Telephones	3,150.00	3,150.00	1,587.51	720.47	0.00	1,562.49	50.4
6420 Office Cleaning	5,300.00	5,300.00	1,300.00	900.00	0.00	4,000.00	24.5
6430 Bldg Repairs/Maintenance	3,000.00	3,000.00	187.18	0.00	0.00	2,812.82	6.2
6433 Equipment Maintenance	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6441 Storage Rental	1,200.00	1,200.00	300.00	100.00	0.00	900.00	25.0
6442 Water Cooler	600.00	600.00	79.46	50.98	0.00	520.54	13.2
6443 Equipment Rent/Lease	5,900.00	5,900.00	1,416.89	437.05	0.00	4,483.11	24.0
6444 Parking Lot Lease	1,200.00	1,200.00	300.00	100.00	0.00	900.00	25.0
6500 Grant Expenditures	0.00	0.00	22,489.15	4,752.25	0.00	-22,489.15	0.0
6520 Insurance	26,750.00	26,750.00	23,632.08	0.00	0.00	3,117.92	88.3
6521 Security System	853.00	853.00	270.04	90.00	0.00	582.96	31.7
6531 Public Notices	5,000.00	5,000.00	2,474.59	164.10	0.00	2,525.41	49.5
6532 Office Tech/Software	19,700.00	19,700.00	15,680.68	4,446.35	0.00	4,019.32	79.6
6540 Advertising	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6551 Printing Services	300.00	300.00	75.12	0.00	0.00	224.88	25.0
6552 Copies/Misc	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6562 CC Processing Fees	200.00	200.00	305.67	90.71	0.00	-105.67	152.8

REVENUE/EXPENDITURE REPORT

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11:55 am

City of Wimberley

For the Period: 10/1/2020 to 12/31/2020

	Original Bud.	Amended Bud.	YTD Actual	CURR MTH	Encumb. YTD	UnencBal	% Bud
Fund: 100 - General Fund							
Expenditures							
Dept: 15 ADMINISTRATION							
6569 Vehicle Allowance/Moving Exp	6,000.00	6,000.00	1,500.00	500.00	0.00	4,500.00	25.0
6570 Travel/Hospitality	2,916.00	2,916.00	0.00	0.00	0.00	2,916.00	0.0
6571 Mileage	1,500.00	1,500.00	0.00	0.00	0.00	1,500.00	0.0
6572 Training	1,050.00	1,050.00	600.00	0.00	0.00	450.00	57.1
6581 Refunds	500.00	500.00	250.00	0.00	0.00	250.00	50.0
6589 Records Management	0.00	0.00	131.68	67.50	0.00	-131.68	0.0
6610 Operating Supplies	2,000.00	2,000.00	882.18	0.00	0.00	1,117.82	44.1
6651 Postage/Shipping	1,000.00	1,000.00	251.00	0.00	0.00	749.00	25.1
6660 Office Supplies	2,000.00	2,000.00	300.60	79.96	0.00	1,699.40	15.0
6700 Bad Debt Expense	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6790 Capital Outlay - Furnishings	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6791 Capital Outlay- Technology	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6792 Capital Outlay - Other	15,000.00	15,000.00	2,524.79	2,524.79	0.00	12,475.21	16.8
6903 CARES ACT - EXPENDITURES	0.00	0.00	18,569.21	7,842.56	0.00	-18,569.21	0.0
6990 Operating Transfer Out	290,500.00	553,002.00	212,001.59	-341,000.00	0.00	341,000.41	38.3
ADMINISTRATION	674,205.00	936,707.00	386,826.85	-285,979.40	0.00	549,880.15	41.3
Dept: 16 LEGAL							
6350 Legal	100,000.00	100,000.00	24,295.95	11,432.95	0.00	75,704.05	24.3
LEGAL	100,000.00	100,000.00	24,295.95	11,432.95	0.00	75,704.05	24.3
Dept: 17 COUNCIL/BOARD							
6320 Financial (Contract Svs)	16,200.00	16,200.00	4,050.00	1,350.00	0.00	12,150.00	25.0
6330 Audit Svs	19,400.00	19,400.00	0.00	0.00	0.00	19,400.00	0.0
6340 Technician/Technology Consulta	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6382 Social Services Support	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6533 Public Information	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6541 Public Relations/Receptions	1,000.00	1,000.00	864.12	775.74	0.00	135.88	86.4
6572 Training	4,000.00	4,000.00	2,000.00	2,000.00	0.00	2,000.00	50.0
6590 Elections	6,000.00	6,000.00	0.00	0.00	0.00	6,000.00	0.0
6591 Planning	80,000.00	80,000.00	0.00	0.00	0.00	80,000.00	0.0
COUNCIL/BOARD	126,600.00	126,600.00	6,914.12	4,125.74	0.00	119,685.88	5.5
Dept: 18 BUILDING							
6360 Contract Inspections	30,000.00	30,000.00	6,725.00	2,355.00	0.00	23,275.00	22.4
6582 Site Plan Reviews	8,000.00	8,000.00	1,312.50	1,312.50	0.00	6,687.50	16.4
BUILDING	38,000.00	38,000.00	8,037.50	3,667.50	0.00	29,962.50	21.2
Dept: 21 PUBLIC SAFETY							
6370 Contract Services	84,315.00	84,315.00	9,925.00	1,990.00	0.00	74,390.00	11.8
6371 Sanitarian (Contract Labor)	30,000.00	30,000.00	5,475.79	1,255.94	0.00	24,524.21	18.3
6373 Animal Control	6,000.00	6,000.00	6,000.00	0.00	0.00	0.00	100.0
6574 Event Services	1,750.00	1,750.00	0.00	0.00	0.00	1,750.00	0.0
PUBLIC SAFETY	122,065.00	122,065.00	21,400.79	3,245.94	0.00	100,664.21	17.5
Dept: 25 MUNICIPAL COURT							
6270 Annual/Assoc DUES	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6380 MC Judge (Contract Labor)	4,000.00	4,000.00	999.99	333.33	0.00	3,000.01	25.0
6381 City Prosecutor	5,000.00	5,000.00	0.00	0.00	0.00	5,000.00	0.0
6532 Office Tech/Software	5,000.00	5,000.00	0.00	0.00	0.00	5,000.00	0.0
6570 Travel/Hospitality	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6572 Training	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6610 Operating Supplies	750.00	750.00	0.00	0.00	0.00	750.00	0.0
6651 Postage/Shipping	0.00	0.00	0.00	0.00	0.00	0.00	0.0
MUNICIPAL COURT	14,750.00	14,750.00	999.99	333.33	0.00	13,750.01	6.8
Dept: 30 PUBLIC WORKS							
6150 S&W- Code Enforcement	41,200.00	41,200.00	10,783.16	4,939.20	0.00	30,416.84	26.2
6160 S&W- P&D Coordinator	55,000.00	55,000.00	1,923.20	1,923.20	0.00	53,076.80	3.5
6180 S&W- Maintenance	15,450.00	15,450.00	1,696.50	819.00	0.00	13,753.50	11.0

REVENUE/EXPENDITURE REPORT

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11:55 am

City of Wimberley

For the Period: 10/1/2020 to 12/31/2020	Original Bud.	Amended Bud.	YTD Actual	CURR MTH	Encumb. YTD	UnencBal	% Bud
Fund: 100 - General Fund							
Expenditures							
Dept: 30 PUBLIC WORKS							
6210 Health Care	18,000.00	18,000.00	2,694.39	1,322.59	0.00	15,305.61	15.0
6220 Payroll Taxes	8,541.00	8,541.00	1,142.69	587.62	0.00	7,398.31	13.4
6230 TMRS Contributions	9,010.00	9,010.00	426.62	213.31	0.00	8,583.38	4.7
6250 Unemployment Compensation	487.00	487.00	27.25	0.00	0.00	459.75	5.6
6270 Annual/Assoc DUES	400.00	400.00	0.00	0.00	0.00	400.00	0.0
6370 Contract Services	0.00	0.00	5,877.50	250.00	0.00	-5,877.50	0.0
6431 Vehicle Maint/Insurance	600.00	600.00	823.44	0.00	0.00	-223.44	137.2
6532 Office Tech/Software	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6570 Travel/Hospitality	500.00	500.00	0.00	0.00	0.00	500.00	0.0
6571 Mileage	300.00	300.00	0.00	0.00	0.00	300.00	0.0
6572 Training	600.00	600.00	0.00	0.00	0.00	600.00	0.0
6583 Fuel	2,000.00	2,000.00	222.59	45.33	0.00	1,777.41	11.1
6610 Operating Supplies	1,000.00	1,000.00	176.82	34.24	0.00	823.18	17.7
6612 Tools	500.00	500.00	0.00	0.00	0.00	500.00	0.0
6794 Capital Outlay - Equipmt/Other	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6795 Capital Outlay - Roads	0.00	0.00	0.00	0.00	0.00	0.00	0.0
PUBLIC WORKS	153,588.00	153,588.00	25,794.16	10,134.49	0.00	127,793.84	16.8
Dept: 31 ROADS							
6370 Contract Services	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6372 Survey Services	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6432 Road Maintenance	80,000.00	80,000.00	1,950.00	675.00	0.00	78,050.00	2.4
6433 Equipment Maintenance	250.00	250.00	0.00	0.00	0.00	250.00	0.0
6470 Engineering - Roads	10,000.00	10,000.00	562.50	0.00	0.00	9,437.50	5.6
6584 Mowing/Trimming	8,000.00	8,000.00	373.45	0.00	0.00	7,626.55	4.7
6611 Signs/Barricades	4,000.00	4,000.00	354.59	150.00	0.00	3,645.41	8.9
6792 Capital Outlay - Other	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6795 Capital Outlay - Roads	100,000.00	100,000.00	5,800.00	0.00	0.00	94,200.00	5.8
ROADS	202,250.00	202,250.00	9,040.54	825.00	0.00	193,209.46	4.5
Dept: 33 WATER/WASTEWATER							
6561 State Sanitations Fees	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6586 Quality Testing WW	1,860.00	1,860.00	465.00	0.00	0.00	1,395.00	25.0
6588 Public Restroom WW	36,000.00	36,000.00	9,150.08	1,922.50	0.00	26,849.92	25.4
6793 Capital Outlay - RR Trailer	0.00	0.00	0.00	0.00	0.00	0.00	0.0
WATER/WASTEWATER	37,860.00	37,860.00	9,615.08	1,922.50	0.00	28,244.92	25.4
Dept: 51 COMMUNITY CENTER							
6140 S&W- Director	40,000.00	40,000.00	10,744.49	4,821.65	0.00	29,255.51	26.9
6180 S&W- Maintenance	25,000.00	25,000.00	2,930.25	1,147.75	0.00	22,069.75	11.7
6210 Health Care	9,000.00	9,000.00	2,050.64	664.80	0.00	6,949.36	22.8
6220 Payroll Taxes	4,973.00	4,973.00	1,095.88	456.64	0.00	3,877.12	22.0
6230 TMRS Contributions	5,246.00	5,246.00	432.26	216.13	0.00	4,813.74	8.2
6250 Unemployment Compensation	487.00	487.00	41.12	0.00	0.00	445.88	8.4
6270 Annual/Assoc DUES	100.00	100.00	0.00	0.00	0.00	100.00	0.0
6370 Contract Services	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6410 Utilities	18,200.00	18,200.00	4,229.71	1,453.35	0.00	13,970.29	23.2
6411 Telephones	931.00	931.00	679.88	316.50	0.00	251.12	73.0
6430 Bldg Repairs/Maintenance	5,000.00	5,000.00	1,777.94	21.47	0.00	3,222.06	35.6
6443 Equipment Rent/Lease	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6521 Security System	2,000.00	2,000.00	529.51	189.00	0.00	1,470.49	26.5
6532 Office Tech/Software	2,500.00	2,500.00	557.42	242.46	0.00	1,942.58	22.3
6540 Advertising	3,000.00	3,000.00	1,154.05	0.00	0.00	1,845.95	38.5
6541 Public Relations/Receptions	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6551 Printing Services	200.00	200.00	0.00	0.00	0.00	200.00	0.0
6610 Operating Supplies	3,000.00	3,000.00	674.65	145.50	0.00	2,325.35	22.5
6651 Postage/Shipping	100.00	100.00	0.00	0.00	0.00	100.00	0.0
6660 Office Supplies	500.00	500.00	49.56	0.00	0.00	450.44	9.9
6794 Capital Outlay - Equipmt/Other	0.00	0.00	999.00	0.00	0.00	-999.00	0.0
6797 Capital Outlay - Facilities	10,000.00	10,000.00	0.00	0.00	0.00	10,000.00	0.0

REVENUE/EXPENDITURE REPORT

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3/2/2021

11:55 am

City of Wimberley

For the Period: 10/1/2020 to 12/31/2020

	Original Bud.	Amended Bud.	YTD Actual	CURR MTH	Encumb. YTD	UnencBal	% Bud
Fund: 100 - General Fund							
Expenditures							
COMMUNITY CENTER	130,237.00	130,237.00	27,946.36	9,675.25	0.00	102,290.64	21.5
Dept: 52 PARKS							
6410 Utilities	1,500.00	1,500.00	313.31	86.39	0.00	1,186.69	20.9
6430 Bldg Repairs/Maintenance	2,000.00	2,000.00	0.00	0.00	0.00	2,000.00	0.0
6585 NATURE TL / OLD BALDY	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6610 Operating Supplies	600.00	600.00	41.96	0.00	0.00	558.04	7.0
PARKS	4,100.00	4,100.00	355.27	86.39	0.00	3,744.73	8.7
Dept: 90 Prior Period Adjustment							
9000 Prior Period Adjustment	0.00	0.00	0.00	0.00	0.00	0.00	0.0
Prior Period Adjustment	0.00	0.00	0.00	0.00	0.00	0.00	0.0
Expenditures	1,603,655.00	1,866,157.00	521,226.61	-240,530.31	0.00	1,344,930.39	27.9
Net Effect for General Fund	245.00	78,743.00	-122,950.92	395,091.09	0.00	201,693.92	-156.1
Change in Fund Balance:			-122,950.92				

BALANCE SHEET

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City of Wimberley

As of: 12/31/2020

Balances

Fund: 200 - Blue Hole Parkland

Assets

1011 Petty Cash	95.00
1020 General Checking - ONB	0.00
1022 BH Parkland - ONB	468,781.79
1150 Accounts Receivable	0.00
1301 Due from General	794.72

Total Assets

469,671.51

Liabilities

2010 Accounts Payable	17,198.11
2016 BHP Security Deposits	1,400.00
2021 Accrued Wages Payable	0.00
2022 Payroll Deductions Payable	1,569.26
2071 Sales Tax Payable	0.00
2072 ICMA RC Payable	0.00
2073 TWC Payable	0.00
2074 TMRS Payable	917.29
2080 Due to General	0.00
2081 Due to WWCT	0.00

Total Liabilities

21,084.66

Reserves/Balances

3600 Fund Balance - Uncommitted	527,462.35
3601 Transfer	0.00
3602 Suspense	0.00
3650 Net Excess (Deficit)	-78,875.50

Total Reserves/Balances

448,586.85

Total Liabilities & Balances

469,671.51

REVENUE/EXPENDITURE REPORT

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11:55 am

City of Wimberley

For the Period: 10/1/2020 to 12/31/2020	Original Bud.	Amended Bud.	YTD Actual	CURR MTH	Encumb. YTD	UnencBal	% Bud
Fund: 200 - Blue Hole Parkland							
Revenues							
Dept: 52 PARKS							
5472 Reservations/Gate Fees	378,000.00	378,000.00	1,106.00	0.00	0.00	376,894.00	0.3
5474 Facility Rentals	10,000.00	10,000.00	530.00	340.00	0.00	9,470.00	5.3
5476 Special Events	69,000.00	69,000.00	1,294.00	750.00	0.00	67,706.00	1.9
5479 Vending/Merchandise	4,000.00	4,000.00	-349.36	-371.01	0.00	4,349.36	-8.7
5611 Interest Revenues	150.00	150.00	63.24	20.29	0.00	86.76	42.2
5701 Other/Misc	3,800.00	3,800.00	828.55	0.00	0.00	2,971.45	21.8
5799 Operating Transfer In	0.00	0.00	0.00	0.00	0.00	0.00	0.0
5900 Designated Funds	0.00	0.00	0.00	0.00	0.00	0.00	0.0
PARKS	464,950.00	464,950.00	3,472.43	739.28	0.00	461,477.57	0.7
Revenues	464,950.00	464,950.00	3,472.43	739.28	0.00	461,477.57	0.7
Expenditures							
Dept: 52 PARKS							
6140 S&W- Director	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6141 S&W- Parks Director	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6181 S&W- Parks PT	85,000.00	85,000.00	11,395.61	4,391.60	0.00	73,604.39	13.4
6182 S&W- Parks Maintenance Tech	57,680.00	57,680.00	10,213.53	5,577.60	0.00	47,466.47	17.7
6183 S&W-Programs & Operations Mngr	40,000.00	40,000.00	10,691.96	4,999.88	0.00	29,308.04	26.7
6184 S&W-Programs & Events Special	28,840.00	28,840.00	7,329.76	3,345.60	0.00	21,510.24	25.4
6185 S&W-Nat'l Resources Parks Mngr	40,000.00	40,000.00	10,115.28	4,423.20	0.00	29,884.72	25.3
6210 Health Care	45,000.00	45,000.00	5,397.08	1,280.84	0.00	39,602.92	12.0
6220 Payroll Taxes	19,241.00	19,241.00	3,953.41	1,739.45	0.00	15,287.59	20.5
6230 TMRS Contributions	13,438.00	13,438.00	1,453.93	745.61	0.00	11,984.07	10.8
6250 Unemployment Compensation	1,299.00	1,299.00	404.53	0.00	0.00	894.47	31.1
6374 Contract Services	21,400.00	21,400.00	13,111.00	6,650.00	0.00	8,289.00	61.3
6410 Utilities	15,000.00	15,000.00	3,695.99	1,308.68	0.00	11,304.01	24.6
6411 Telephones	2,400.00	2,400.00	722.79	240.93	0.00	1,677.21	30.1
6431 Vehicle Maint/Insurance	300.00	300.00	98.67	0.00	0.00	201.33	32.9
6433 Equipment Maintenance	1,200.00	1,200.00	93.05	0.00	0.00	1,106.95	7.8
6443 Equipment Rent/Lease	1,000.00	1,000.00	40.00	0.00	0.00	960.00	4.0
6532 Office Tech/Software	10,720.00	10,720.00	479.97	169.99	0.00	10,240.03	4.5
6562 CC Processing Fees	13,000.00	13,000.00	293.44	107.14	0.00	12,706.56	2.3
6570 Travel/Hospitality	3,680.00	3,680.00	0.00	0.00	0.00	3,680.00	0.0
6571 Mileage	1,475.00	1,475.00	0.00	0.00	0.00	1,475.00	0.0
6572 Training	2,500.00	2,500.00	0.00	0.00	0.00	2,500.00	0.0
6581 Refunds	1,000.00	1,000.00	0.00	0.00	0.00	1,000.00	0.0
6583 Fuel	800.00	800.00	283.41	111.43	0.00	516.59	35.4
6584 Mowing/Trimming	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6589 Records Management	0.00	0.00	129.29	58.00	0.00	-129.29	0.0
6610 Operating Supplies	18,000.00	18,000.00	1,309.11	288.40	0.00	16,690.89	7.3
6613 Materials	4,000.00	4,000.00	64.70	64.70	0.00	3,935.30	1.6
6615 Bldg & Maint Supplies	1,500.00	1,500.00	482.77	187.09	0.00	1,017.23	32.2
6616 Programs	8,000.00	8,000.00	433.74	0.00	0.00	7,566.26	5.4
6651 Postage/Shipping	50.00	50.00	0.00	0.00	0.00	50.00	0.0
6660 Office Supplies	500.00	500.00	154.91	0.00	0.00	345.09	31.0
6794 Capital Outlay - Equipmt/Other	2,250.00	2,250.00	0.00	0.00	0.00	2,250.00	0.0
6990 Operating Transfer Out	0.00	0.00	0.00	0.00	0.00	0.00	0.0
PARKS	439,273.00	439,273.00	82,347.93	35,690.14	0.00	356,925.07	18.7
Expenditures	439,273.00	439,273.00	82,347.93	35,690.14	0.00	356,925.07	18.7
Net Effect for Blue Hole Parkland	25,677.00	25,677.00	-78,875.50	-34,950.86	0.00	104,552.50	-307.2
Change in Fund Balance:			-78,875.50				

BALANCE SHEET

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3/2/2021

11:52 am

City of Wimberley

As of: 12/31/2020

Balances

Fund: 201 - Municipal Court

Assets

1023 Municipal Court - ONB

2,975.10

1024 MC Bonds - ONB

0.00

Total Assets

2,975.10

Liabilities

2010 Accounts Payable

3,500.00

2076 MC Payable to State

712.35

2080 Due to General

0.00

Total Liabilities

4,212.35

Reserves/Balances

3600 Fund Balance - Uncommitted

-1,237.63

3601 Transfer

0.00

3650 Net Excess (Deficit)

0.38

Total Reserves/Balances

-1,237.25

Total Liabilities & Balances

2,975.10

REVENUE/EXPENDITURE REPORT

Page: 6

3/2/2021

11:55 am

City of Wimberley

For the Period: 10/1/2020 to 12/31/2020	Original Bud.	Amended Bud.	YTD Actual	CURR MTH	Encumb. YTD	UnencBal	% Bud
Fund: 201 - Municipal Court							
Revenues							
Dept: 00							
5410 CC Convenience Fees	0.00	0.00	0.00	0.00	0.00	0.00	0.0
5514 Court Technology	0.00	0.00	0.00	0.00	0.00	0.00	0.0
5515 Court Bldg Security	0.00	0.00	0.00	0.00	0.00	0.00	0.0
5516 Child Safety	0.00	0.00	0.00	0.00	0.00	0.00	0.0
5517 Judicial Efficiency	0.00	0.00	0.00	0.00	0.00	0.00	0.0
5611 Interest Revenues	0.00	0.00	0.38	0.13	0.00	-0.38	0.0
5701 Other/Misc	0.00	0.00	0.00	0.00	0.00	0.00	0.0
Dept: 00	0.00	0.00	0.38	0.13	0.00	-0.38	0.0
Revenues	0.00	0.00	0.38	0.13	0.00	-0.38	0.0
Expenditures							
Dept: 00							
6532 Office Tech/Software	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6551 Printing Services	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6589 Records Management	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6614 Signage	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6660 Office Supplies	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6790 Capital Outlay - Furnishings	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6791 Capital Outlay- Technology	0.00	0.00	0.00	0.00	0.00	0.00	0.0
Dept: 00	0.00	0.00	0.00	0.00	0.00	0.00	0.0
Expenditures	0.00	0.00	0.00	0.00	0.00	0.00	0.0
Net Effect for Municipal Court	0.00	0.00	0.38	0.13	0.00	-0.38	0.0
Change in Fund Balance:			0.38				

BALANCE SHEET

Page: 5

3/2/2021

11:52 am

City of Wimberley

As of: 12/31/2020

Balances

Fund: 202 - Wastewater Fund

Assets

1027 Wastewater - ONB	236,723.30
1028 WW Construction Fund	0.00
1029 WW Int & Sinking Fund	0.00
1150 Accounts Receivable	4,732.00
1152 Tax Notes 2013-Restricted Cash	32,549.01
1301 Due from General	0.00
1310 Due from WW Project Fund	0.00
1729 WW Reclamation Facility	564,015.37
1730 Utility Plant - WW	223,970.00
1731 Accumulated Deprec.-Bldgs	-39,621.50

Total Assets

1,022,368.18

Liabilities

2010 Accounts Payable	47,990.77
2080 Due to General	0.00
2140 Accrued Interest Payable	2,041.92
2240 Notes Payable - Current	124,431.00
2550 Notes Payable - Utility Plant	0.00
2551 Notes Payable-Tax Notes 2013	95,000.00

Total Liabilities

269,463.69

Reserves/Balances

3600 Fund Balance - Uncommitted	82,345.90
3601 Transfer	0.00
3610 Net Invest in Capital Assets	514,814.52
3650 Net Excess (Deficit)	155,744.07

Total Reserves/Balances

752,904.49

Total Liabilities & Balances

1,022,368.18

REVENUE/EXPENDITURE REPORT

Page: 7

3/2/2021

11:55 am

City of Wimberley

For the Period: 10/1/2020 to 12/31/2020

	Original Bud.	Amended Bud.	YTD Actual	CURR MTH	Encumb. YTD	UnencBal	% Bud
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Fund: 202 - Wastewater Fund

Revenues

Dept: 04 WATER/WASTEWATER

5340 Grant Funds	0.00	0.00	0.00	0.00	0.00	0.00	0.0
5400 WW Service Fees	241,888.00	241,888.00	33,808.00	14,012.00	0.00	208,080.00	14.0
5611 Interest Revenues	75.00	75.00	18.00	9.95	0.00	57.00	24.0
5789 Revenue Bond Transfer In	0.00	0.00	0.00	0.00	0.00	0.00	0.0
5799 Operating Transfer In	290,500.00	290,500.00	290,500.00	0.00	0.00	0.00	100.0
WATER/WASTEWATER	532,463.00	532,463.00	324,326.00	14,021.95	0.00	208,137.00	60.9

Revenues	532,463.00	532,463.00	324,326.00	14,021.95	0.00	208,137.00	60.9
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Expenditures

Dept: 04 WATER/WASTEWATER

6270 Annual/Assoc DUES	1,250.00	1,250.00	0.00	0.00	0.00	1,250.00	0.0
6374 Contract Services	246,391.00	246,391.00	152,100.00	0.00	0.00	94,291.00	61.7
6410 Utilities	6,000.00	6,000.00	1,837.84	749.28	0.00	4,162.16	30.6
6411 Telephones	1,800.00	1,800.00	314.27	0.00	0.00	1,485.73	17.5
6589 Records Management	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6792 Capital Outlay - Other	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6797 Capital Outlay - Facilities	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6799 Project Manager-WW Project	38,000.00	38,000.00	1,350.00	0.00	0.00	36,650.00	3.6
6800 Depreciation	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6900 Wastewater Debt Service - Prin	160,000.00	160,000.00	0.00	0.00	0.00	160,000.00	0.0
6901 Wastewater Debt Service - Int	78,920.00	78,920.00	0.00	0.00	0.00	78,920.00	0.0
6990 Operating Transfer Out	0.00	0.00	12,979.82	0.00	0.00	-12,979.82	0.0
WATER/WASTEWATER	532,361.00	532,361.00	168,581.93	749.28	0.00	363,779.07	31.7

Expenditures	532,361.00	532,361.00	168,581.93	749.28	0.00	363,779.07	31.7
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Net Effect for Wastewater Fund	102.00	102.00	155,744.07	13,272.67	0.00	-155,642.07	2,690.3
Change in Fund Balance:			155,744.07				

BALANCE SHEET

Page: 6

3/2/2021

11:52 am

City of Wimberley

As of: 12/31/2020

Balances

Fund: 205 - Hotel Occupancy Tax

Assets

1019 Hotel Occupancy Tax	142,362.52
1055 Hotel Occupancy Receivable	0.00
1301 Due from General	0.00
1305 Due from OTHERS	0.00
1210 Prepaid Expenses	0.00

Total Assets

142,362.52

Liabilities

2010 Accounts Payable	344.26
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Total Liabilities

344.26

Reserves/Balances

3310 Nonspendable Prepaids	10,091.00
3560 FB Committed-Emergency Plan	5,000.00
3600 Fund Balance - Uncommitted	126,909.32
3650 Net Excess (Deficit)	17.94

Total Reserves/Balances

142,018.26

Total Liabilities & Balances

142,362.52

REVENUE/EXPENDITURE REPORT

Page: 8
3/2/2021
11:55 am

City of Wimberley

For the Period: 10/1/2020 to 12/31/2020

	Original Bud.	Amended Bud.	YTD Actual	CURR MTH	Encumb. YTD	UnencBal	% Bud
Fund: 205 - Hotel Occupancy Tax							
Revenues							
Dept: 15 ADMINISTRATION							
5132 Hotel Occupancy Tax	0.00	0.00	0.00	0.00	0.00	0.00	0.0
5611 Interest Revenues	0.00	0.00	17.94	6.05	0.00	-17.94	0.0
ADMINISTRATION	0.00	0.00	17.94	6.05	0.00	-17.94	0.0
Revenues	0.00	0.00	17.94	6.05	0.00	-17.94	0.0
Expenditures							
Dept: 15 ADMINISTRATION							
6135 S&W- HOT	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6210 Health Care	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6220 Payroll Taxes	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6230 TMRS Contributions	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6250 Unemployment Compensation	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6270 Annual/Assoc DUES	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6370 Contract Services	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6551 Printing Services	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6570 Travel/Hospitality	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6572 Training	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6592 HOT Disbursements	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6610 Operating Supplies	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6651 Postage/Shipping	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6660 Office Supplies	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6791 Capital Outlay- Technology	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6792 Capital Outlay - Other	0.00	16,995.00	0.00	0.00	0.00	16,995.00	0.0
ADMINISTRATION	0.00	16,995.00	0.00	0.00	0.00	16,995.00	0.0
Expenditures	0.00	16,995.00	0.00	0.00	0.00	16,995.00	0.0
Net Effect for Hotel Occupancy Tax	0.00	-16,995.00	17.94	6.05	0.00	-17,012.94	-0.1
Change in Fund Balance:			17.94				

BALANCE SHEET

Page: 7

3/2/2021

11:52 am

City of Wimberley

As of: 12/31/2020

Balances

Fund: 600 - BHP Development Projects

Assets

1025 BH Development - ONB

15,062.87

Total Assets

15,062.87

Liabilities

2010 Accounts Payable

0.00

Total Liabilities

0.00

Reserves/Balances

3550 FB Committed - Soccer Fields

109,279.00

3600 Fund Balance - Uncommitted

-94,218.03

3650 Net Excess (Deficit)

1.90

Total Reserves/Balances

15,062.87

Total Liabilities & Balances

15,062.87

REVENUE/EXPENDITURE REPORT

Page: 9

3/2/2021

11:55 am

City of Wimberley

For the Period: 10/1/2020 to 12/31/2020

	Original Bud.	Amended Bud.	YTD Actual	CURR MTH	Encumb. YTD	UnencBal	% Bud
Fund: 600 - BHP Development Projects							
Revenues							
Dept: 00							
5611 Interest Revenues	20.00	20.00	1.90	0.64	0.00	18.10	9.5
Dept: 00	20.00	20.00	1.90	0.64	0.00	18.10	9.5
Revenues	20.00	20.00	1.90	0.64	0.00	18.10	9.5
Expenditures							
Dept: 00							
6589 Records Management	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6794 Capital Outlay - Equipmt/Other	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6797 Capital Outlay - Facilities	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6798 Capital Outlay-Development	0.00	0.00	0.00	0.00	0.00	0.00	0.0
Dept: 00	0.00	0.00	0.00	0.00	0.00	0.00	0.0
Expenditures	0.00	0.00	0.00	0.00	0.00	0.00	0.0
Net Effect for BHP Development Projects	20.00	20.00	1.90	0.64	0.00	18.10	9.5
Change in Fund Balance:			1.90				

BALANCE SHEET

Page: 8

3/2/2021

11:52 am

City of Wimberley

As of: 12/31/2020

Balances

Fund: 602 - DONATIONS/SIDEWALKS

Assets

1026 Donations/Sidewalks

55,062.96

Total Assets

55,062.96

Reserves/Balances

3600 Fund Balance - Uncommitted

89,451.80

3650 Net Excess (Deficit)

-34,388.84

Total Reserves/Balances

55,062.96

Total Liabilities & Balances

55,062.96

REVENUE/EXPENDITURE REPORT

Page: 10

3/2/2021

11:55 am

City of Wimberley

For the Period: 10/1/2020 to 12/31/2020	Original Bud.	Amended Bud.	YTD Actual	CURR MTH	Encumb. YTD	UnencBal	% Bud
Fund: 602 - DONATIONS/SIDEWALKS							
Revenues							
Dept: 00							
5611 Interest Revenues	2.00	2.00	8.16	2.34	0.00	-6.16	408.0
5701 Other/Misc	0.00	0.00	0.00	0.00	0.00	0.00	0.0
Dept: 00	2.00	2.00	8.16	2.34	0.00	-6.16	408.0
Revenues	2.00	2.00	8.16	2.34	0.00	-6.16	408.0
Expenditures							
Dept: 00							
6589 Records Management	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6990 Operating Transfer Out	0.00	55,054.80	34,397.00	0.00	0.00	20,657.80	62.5
Dept: 00	0.00	55,054.80	34,397.00	0.00	0.00	20,657.80	62.5
Expenditures	0.00	55,054.80	34,397.00	0.00	0.00	20,657.80	62.5
Net Effect for DONATIONS/SIDEWALKS	2.00	-55,052.80	-34,388.84	2.34	0.00	-20,663.96	62.5
Change in Fund Balance:			-34,388.84				

BALANCE SHEET

Page: 9

3/2/2021

11:52 am

City of Wimberley

As of: 12/31/2020

Balances

Fund: 604 - WW Collection & Treatment Plan

Assets

1032 WW Bond Reserve Funds	230,962.41
1033 BOK Financial (82-2435-02-0)	251,630.11
1034 BOK Financial (82-2435-01-2)	1,168,793.43
1301 Due from General	0.00
1306 Due from WWOP	0.00
1728 WW Project - Const in Progress	2,021,785.14

Total Assets

3,673,171.09

Liabilities

2010 Accounts Payable	40,977.91
2011 Debt Forgiveness Funds	243,005.00
2081 Due to WWCT	0.00
2086 Due to WWOP	0.00
2140 Accrued Interest Payable	21,385.00
2560 N TX General Obligation	5,100,000.00
2561 Bonds - Current	155,000.00

Total Liabilities

5,560,367.91

Reserves/Balances

3600 Fund Balance - Uncommitted	-1,247,823.20
3601 Transfer	0.00
3610 Net Invest in Capital Assets	-95,451.86
3650 Net Excess (Deficit)	-543,921.76

Total Reserves/Balances

-1,887,196.82

Total Liabilities & Balances

3,673,171.09

REVENUE/EXPENDITURE REPORT

Page: 11

3/2/2021

11:55 am

City of Wimberley

For the Period: 10/1/2020 to 12/31/2020	Original Bud.	Amended Bud.	YTD Actual	CURR MTH	Encumb. YTD	UnencBal	% Bud
Fund: 604 - WW Collection & Treatment Plan							
Revenues							
Dept: 00							
5799 Operating Transfer In	0.00	0.00	275,481.41	0.00	0.00	-275,481.41	0.0
Dept: 00	0.00	0.00	275,481.41	0.00	0.00	-275,481.41	0.0
Dept: 04 WATER/WASTEWATER							
5340 Grant Funds	0.00	0.00	0.00	0.00	0.00	0.00	0.0
5611 Interest Revenues	0.00	0.00	105.24	29.78	0.00	-105.24	0.0
5612 Investment Income	0.00	0.00	45.01	21.20	0.00	-45.01	0.0
5902 WW Bond Reserve Funds	0.00	0.00	0.00	0.00	0.00	0.00	0.0
WATER/WASTEWATER	0.00	0.00	150.25	50.98	0.00	-150.25	0.0
Revenues	0.00	0.00	275,631.66	50.98	0.00	-275,631.66	0.0
Expenditures							
Dept: 00							
6999 Contra Expense	0.00	0.00	0.00	0.00	0.00	0.00	0.0
Dept: 00	0.00	0.00	0.00	0.00	0.00	0.00	0.0
Dept: 04 WATER/WASTEWATER							
6374 Contract Services	0.00	0.00	8,547.89	8,547.89	0.00	-8,547.89	0.0
6410 Utilities	0.00	0.00	2.46	2.46	0.00	-2.46	0.0
6589 Records Management	0.00	0.00	30.00	30.00	0.00	-30.00	0.0
6792 Capital Outlay - Other	0.00	0.00	463,013.07	44,022.95	0.00	-463,013.07	0.0
6799 Project Manager-WW Project	0.00	0.00	6,960.00	1,200.00	0.00	-6,960.00	0.0
6901 Wastewater Debt Service - Int	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6902 Bond Issue Costs	0.00	0.00	0.00	0.00	0.00	0.00	0.0
6990 Operating Transfer Out	0.00	341,000.00	341,000.00	341,000.00	0.00	0.00	100.0
WATER/WASTEWATER	0.00	341,000.00	819,553.42	394,803.30	0.00	-478,553.42	240.3
Expenditures	0.00	341,000.00	819,553.42	394,803.30	0.00	-478,553.42	240.3
Net Effect for WW Collection & Treatment Plan	0.00	-341,000.00	-543,921.76	-394,752.32	0.00	202,921.76	159.5
Change in Fund Balance:			-543,921.76				
Grand Total Net Effect:	26,046.00	-308,505.80	-624,372.73	-21,330.26	0.00	315,866.93	



AGENDA ITEM:	Pricing for the 2021 Blue Hole Swim Season
SUBMITTED BY:	Richard Shaver
DATE SUBMITTED:	02/26/2021
MEETING DATE:	03/04/2021

AGENDA FORM

ITEM DESCRIPTION/SUMMARY

Discuss and consider possible action to increase the price for daily tickets from \$10 for adults and \$6 for youth, seniors, and military, to \$12 for adults and \$8 for youth, seniors, and military. Possible action would also include a raise in price for season passes from \$90 for adults and \$50 for youth, seniors, and military to \$120 for adults and \$80 for youth, seniors, and military.

Our last price raise was in 2016 with a \$1 raise. The inflation percentage from 2016 to 2021 is 2.26% putting the increase at another \$1 raise. We are proposing a \$2 raise to allow us to recoup a percentage of our loss from last year. The season pass price has never been updated and with the overwhelming success of the pass the past year, we are proposing to increase the price by \$30 for both categories.

Wimberley residents would receive a resident discount at the \$8 price point every day of the week and also receive admission to Wimberley Nights on Monday, Wednesday, and Friday from 6:30-8:30 for \$2 per person.

REQUESTED ACTION

- Motion ☒
- Discussion ☒
- Ordinance ☐
- Resolution ☐
- Other ☐

FINANCIAL

- Budgeted Item ☐ Original Estimate/Budget: \$
- Non-budgeted Item ☐ Current Estimate: \$
- Not Applicable ☒ Amount Under/Over Budget: \$

STAFF RECOMMENDATION

Staff recommends that City Council approve this item.



AGENDA ITEM:	Resolution 03-2021
SUBMITTED BY:	Christine Byrne, Council Member Place Three
DATE SUBMITTED:	1/28/2021
MEETING DATE:	3/4/2021

AGENDA FORM

ITEM DESCRIPTION/SUMMARY

Hays Trinity Groundwater Conservation District is requesting municipal support in the form of a resolution for legislation they will be presenting the 87th Texas Legislative Session.

REQUESTED ACTION

Motion	☒
Discussion	☒
Ordinance	☐
Resolution	☒
Other	☐

FINANCIAL

Budgeted Item	☐	Original Estimate/Budget:	\$
Non-budgeted Item	☐	Current Estimate:	\$
Not Applicable	☒	Amount Under/Over Budget:	\$

STAFF RECOMMENDATION

N/A

ATTACHMENT/S

- Resolution No. 03-2021
- Legal Explanation
- Hays County Resolution
- Legislative Bill

RESOLUTION NO. 03-2021

A RESOLUTION ON THE MATTER OF WIMBERLEY CITY COUNCIL SUPPORT FOR LEGISLATIVE APPROVAL OF CHANGES IN THE ENABLING LEGISLATION OF THE HAYS TRINITY GROUNDWATER CONSERVATION DISTRICT.

Before the City of Wimberley City Council Meeting, February 4, 2021

WHEREAS, water is a primary factor in the past, present and continued beauty and prosperity of the people and economy of the Wimberley Valley; and

WHEREAS, water is the most basic building block of life and health in all living things, very much including the people of the Wimberley Valley and all surrounding areas; and

WHEREAS, the residents of the Wimberley Valley rely exclusively on groundwater, which is water stored underground by the blessings of nature in the porous rock of our area; and

WHEREAS, groundwater provides resources that support the economy of the Wimberley Valley; and

WHEREAS, groundwater resources are in accelerating decline at a time when the region's population and industry is creating rapidly increasing demands on water; and

WHEREAS, only wise and considered stewardship of this essential resource can maintain adequate supply and protection of groundwater for our future well-being; and

WHEREAS, residents in the Wimberley Valley rely on the Hays Trinity Groundwater Conservation District (HTGCD) to protect their property rights by protecting and preserving their groundwater; and

WHEREAS, the HTGCD is mandated by the Texas Legislature to "Preserve, Conserve and Prevent Waste of the Aquifer"; and

WHEREAS, the HTGCD seeks to collaborate with all GMA9 Districts, and in particular its Hays County-neighbor, Barton Springs Edwards Aquifer Conservation District, in coordinating groundwater management that overlaps and impacts residents; and

WHEREAS, the HTGCD currently has limited legislative authority to follow its mandate which therefore hinders collaborative efforts with these other districts managing the Trinity Aquifer;

NOW, THEREFORE, the Wimberley City Council supports the changes in the HTGCD enabling legislation so HTGCD can better fulfill its mandate to the benefit of the people of the Wimberley Valley.

PASSED AND APPROVED this 4th day of February, 2021.

The City of Wimberley, Texas

Gina V. Fulkerson, Mayor

ATTEST:

Laura J. Calcote, City Secretary



HTGCD Legislation Under Consideration 87R

The Legislature's Mandate

The Hays Trinity Groundwater Conservation District (HTGCD) serves one of the top-5 fastest growing counties in the US with a population supplied primarily by groundwater. HTGCD is mandated by the State Legislature to protect and plan for the long-term use and quality of the Trinity Aquifer within western Hays County.

To accomplish this mandate, the District is charged to ensure that groundwater is used efficiently and at sustainable rates, protecting well owners through permitting and other means, to gather data needed for sound decisions, and to provide that information to citizens and local agencies through education, outreach, and community participation in the State's long-range water planning processes.

As the population grows, the District's mandate becomes increasingly important. Resource protection through data-based policy requires a broad range of tools, and groundwater conservation districts must have access to those tools. These tools require careful budgeting and a sustainable revenue source. Currently, District funding is limited to growth-based fees. When growth levels, dips, or the economy slows, the District faces an untenable financial position unless it can diversify its revenue stream to include non-growth-oriented fees.

These tools can only be provided by the Legislature. The proposed legislative revisions will help the District more effectively fulfill its mission. They will increase available data, align the District's definition of a "Connection Fee" to conform with national utility standards, and protect the District's long-term budgetary stability and ability to fulfill its mission. See below for a short explanation of these proposed revisions.

The Stakeholder Process

The District continues to engage a variety of stakeholders including water utilities, County Commissioners, commercial permittees, Legislators, and exempt well owners in formal and informal consultations. These ongoing meetings informed the creation of a list of legislative requests that the HTGCD Board of Directors considered for inclusion in proposed legislation at the January HTGCD Board Meeting. As always, the meeting was open to the public, and public comment was heard.

Proposed Legislative Updates for Consideration

The proposed legislative revisions presented below are offered as possible solutions, incorporate regional feedback from three public meetings and a stakeholder process, and work toward establishing regional consensus on these issues. Some, all, or none of these changes may be submitted in a legislative request to help fulfil the District's mandate. The rest of the District's enabling legislation would remain unchanged.

1. Connection Fees:

The conversion of the District's existing Connection Fee authorization to language based on the American Water Works Association (AWWA) utility meter-size computation was requested by a large utility within the District to standardize the District's fee schedule with the industry standard. The legislated maximum charge will not change.

Legislative Proposal Option Under Consideration:

Water utility service connection fees shall be assessed according to the following schedule based on the size of the meter to be installed:

Maximum base fee equals \$1,000		
Meter Size	Multiplier	Total Fee
5/8"	1.0	\$ _____
3/4"	1.5	\$ _____
1"	2.5	\$ _____
1.5"	5.0	\$ _____
2"	8.0	\$ _____
3"	16.0	\$ _____
4"	25.0	\$ _____

2. Production Fee:

This option represents a sustainable system that does not depend on an expanding population to sustain District operations. The District recognizes that its current growth-based revenue system (fees on new well construction and new utility connections) is suitable in times of growth, but as long-term planners, we recognize that growth is not perpetual. Additionally, several of our large permittees have proposed some combination of this system to more equitably spread the costs across permittees.

This section defines a revenue alternative based on production fees for all exempt wells. It is a common tool that Districts across the state use to generate stable revenue streams. Production Fees would only apply to permitted (not exempt) wells, and the District is considering a maximum of \$0.25/1000 gallons.

If a Production Fee system can be incorporated, our Connection Fees would decrease proportionally.

The District would balance any new fees to approved budgets and has no interest in building financial reserves above reasonable and documented budgetary needs.

Legislative Proposal Under Consideration:

The district may assess production fees as authorized by Section 36.205, Water Code.

The district may not charge for an annual period a production fee greater than 25 cents per 1,000 gallons authorized to be withdrawn under a permit issued by the district.

The District may not impose a tax

- No change: The District has no authority or desire to impose ad-valorem taxes.

3. Exempt use:

This language is NOT designed to act as a regulatory or revenue tool. It is designed to aid the District's science staff in understanding how commercial agricultural irrigators are using water. Currently the District has no way of determining or quantifying that use -- and thus no way of incorporating that important data into the methods used to estimate use and protect existing users' water availability. HTGCD is looking into ways to offset the cost of meter installation.

Legislative Proposal Under Consideration:

A well owner of a well used for commercial agricultural use shall register the well with the district, install a meter that meets district standards for accuracy, and annually report the total amount of groundwater production from the well on a form approved by the district.

Items Under Review for Repeal:

REPEAL prohibition on District's ability to establish well construction standards for residential wells

- The State Legislature has requested that all Groundwater Districts in the State attempt (to the extent possible) to create rules that are "in common." This language allows the District to protect water quality within the Trinity Aquifer AND satisfies the Legislature's request.

REPEAL duplicative uniform election date requirement that already exists in current election law

- This language is an edit that recognizes uniform election dates are already covered in election law and need not be defined in District Enabling Legislation. Additionally, it will have no effect on actual District elections procedures or dates.

REPEAL the requirement for County Commissioners to delegate new District Directors in the event of a vacated position

- This language comes at the request of the District's two County Commissioners and would transfer that responsibility to the District Board of Directors. This also aligns with most other GCDs.



RESOLUTION OF THE HAYS COUNTY COMMISSIONERS COURT

**STATE OF TEXAS
COUNTY OF HAYS**

WHEREAS, Chapter 36 of the Texas Water Code states groundwater conservation districts may be created “in order to provide for the conservation, preservation, protection, recharging, and prevention of waste of groundwater, and of groundwater reservoirs or their subdivisions, and to control subsidence caused by withdrawal of water from those groundwater reservoirs or their subdivisions, consistent with the objectives of Section 59, Article XVI, Texas Constitution”; and

WHEREAS, in order to protect the private property rights of individuals, the Texas Legislature amended Chapter 36 of the Texas Water Code in 2011 by adding language which includes, “the legislature recognizes that a landowner owns the groundwater below the surface of the landowner’s land as real property”; and

WHEREAS, if aquifers are not reasonably regulated by local groundwater conservation districts, irreparable damage could be done to our natural resources and landowner property rights may be infringed upon by the commercial production of groundwater that results in the malicious drainage of the landowner’s real property; and

WHEREAS, in order for groundwater conservation districts to properly manage groundwater resources, districts require adequate funding for operations and the gathering of scientific information necessary for sound management strategies; and

WHEREAS, the Hays Trinity Groundwater Conservation District’s (HTGCD) enabling legislation provided limited funding mechanisms, one of which, connection fees, is ambiguous and requires clarification for fair and equitable implementation; and

WHEREAS, the HTGCD’s primary funding mechanism, connection fees, will diminish as permitted water reaches the maximum amount allowed, resulting in little to no funding for the district at a time when groundwater resource management will be of great importance;

NOW, THEREFORE, BE IT RESOLVED, that the Hays County Commissioners Court supports legislation to amend the HTGCD’s enabling legislation in the following ways:

1. Define connection fees according to the American Water Works Association schedule
2. Allow for the combination of connection fees and reasonable production fees
3. Removal of the provision for the Commissioners Court to appoint directors for vacancies on the board
4. Allow for the registration of commercial agricultural irrigation wells and the installation of meters on these wells only for the purpose to gain information of groundwater usage; and

BE IT FURTHER RESOLVED, that the Hays County Commissioners Court is committed to working with the HTGCD, its permittees, and our legislators to determine the most reasonable and fair amendments possible.

A draft version of possible legislation is attached.

PASSED AND APPROVED this 9th day of February, 2021.

Ruben Becerra
Hays County Judge

Debbie Ingalsbe
Commissioner, Precinct 1

Mark Jones
Commissioner, Precinct 2

Lon A. Shell
Commissioner, Precinct 3

Walt Smith
Commissioner, Precinct 4

Attest:

Elaine Cardenas
County Clerk

By: _____

____.B. No. _____

A BILL TO BE ENTITLED

AN ACT

relating to the Hays Trinity Groundwater Conservation District;
authorizing a fee.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Sec. 8843.056(c), Special District Local Laws
Code, is amended to read as follows:

(c) At the first election after the single-member
districts are revised, a new director shall be elected from each
district. The directors shall draw lots to determine which two
directors serve two-year [~~one-year~~] terms and which three
directors serve four-year [~~two-year~~] terms.

SECTION 2. Section 8843.104, Special District Local Laws
Code, is amended to read as follows:

Sec. 8843.104. PERMIT REQUIRED; EXEMPT USE [~~WELLS~~]. (a)
The district may not require a permit to operate an existing
well that is: [~~Groundwater withdrawals from the following wells~~
~~may not be regulated, permitted, or metered by the district:~~]

(1) [~~a well~~] used for domestic use by a single-family
[~~single private~~] residential household that is [~~and~~] incapable

__B. No. ____

of producing more than 25,000 gallons of groundwater per day; or
[and]

(2) [~~a well~~] used for agricultural use [~~conventional farming and ranching activities, including such intensive operations as aquaculture, livestock feedlots, or poultry operations~~].

(b) The district may not require a meter on [~~charge or collect a well construction fee for~~] a well described by Subsection (a)(1) [~~(a)(2)~~].

(b-1) A well owner must obtain a permit and pay any required fees, including a well construction fee, before using any groundwater withdrawn from a well in the district for purposes other than those exempted by this chapter or Chapter 36, Water Code [~~section~~].

(c) A well owner of a well used for commercial agricultural irrigation use shall register the well with the district, install a meter that meets district standards for the accuracy, and annually report the total amount of groundwater production from the well on a form approved by the district.
[~~for dewatering and monitoring in the production of coal or lignite is exempt from permit requirements, regulations, and fees imposed by the district.~~]

__B. No. ____

(d) The district may not enter property to inspect a ~~[an exempt]~~ well described by Subsection (a)(1) without the property owner's permission.

SECTION 3. Section 8843.152(b), Special District Local Laws Code, is amended to read as follows:

(b) Water utility service connection fees shall be assessed according to the following American Water Works Association schedule based on the size of the meter to be installed:

Maximum base fee equals \$1,000.		
<u>Meter Size</u>	<u>Multiplie</u> <u>r</u>	<u>Maximum Fee</u>
<u>5/8"</u>	<u>1.0</u>	<u>\$1,000</u>
<u>3/4"</u>	<u>1.5</u>	<u>\$1,500</u>
<u>1"</u>	<u>2.5</u>	<u>\$2,500</u>
<u>1.5"</u>	<u>5.0</u>	<u>\$5,000</u>
<u>2"</u>	<u>8.0</u>	<u>\$8,000</u>
<u>3"</u>	<u>16.0</u>	<u>\$16,000</u>
<u>4"</u>	<u>25.0</u>	<u>\$25,000</u>

~~[The district may levy and collect a water utility service connection fee not to exceed \$1,000 for each new water service connection made after September 1, 2013.]~~

SECTION 4. Section 8843.153, Special District Local Laws Code, is amended to read as follows:

Sec. 8843.153. TAXES ~~[AND OTHER FEES]~~ PROHIBITED.
Notwithstanding Section 8843.101 or Subchapter G, Chapter 36,

__B. No. ____

Water Code, the district may not[÷]

[~~(1)~~] impose a tax[; ~~or~~

~~[(2) assess or collect any fees except as authorized
by Section 8843.151 or 8843.152].~~

SECTION 5. Subchapter D, Chapter 8843, Special District Local Laws Code, is amended by adding Section 8843.155 to read as follows:

Sec. 8843.155. FEES. (a) The district may assess production fees as authorized by Section 36.205, Water Code. The district may not assess production fees for water used for agricultural use.

(b) The district may not charge for an annual period a production fee greater than 25 cents per 1,000 gallons authorized to be withdrawn under a permit issued by the district.

SECTION 6. The following sections of the Special District Local Laws Code are repealed:

- (1) Section 8843.055;
- (2) Section 8843.105; and
- (3) Section 8843.106.

SECTION 7. This Act takes effect September 1, 2021.



AGENDA ITEM:	Ordinance No. 2021-06 – 2021 General Election Cancellation
SUBMITTED BY:	Laura Calcote, City Secretary
DATE SUBMITTED:	February 25, 2021
MEETING DATE:	March 4, 2021

AGENDA FORM

ITEM DESCRIPTION/SUMMARY

The May 1, 2021 General Election for the City of Wimberley can be cancelled, due to the three candidates for office running unopposed. The candidates are as follows:

Rebecca Minnick – Place One

Christine Byrne – Place Three

David Cohen – Place Five

The Certification of Unopposed Candidates for Wimberley City Council was submitted by City Secretary, Laura Calcote, to the Mayor, City Council and the election candidates on Wednesday, February 17, 2021 (*see attached*). After the declaration of unopposed candidates is delivered, the governing body (City Council) must meet and vote to cancel the election and certify the unopposed candidates “elected.” Ordinance No. 2020-06, declares the unopposed candidates in the 2021 General Election elected to office and cancels the 2021 General Election. A copy of the Ordinance must be posted on Election Day, Saturday, May 1, 2021, at the Wimberley Community Center. Cancelling the election saves the City roughly \$6,000.00, which was budgeted for Fiscal Year 2021.

The three candidates cannot assume office before the regular canvassing period would have taken place for the General Election. For Type A, General Law city the first date a candidate can take the oath of office is Friday, May 7th.

REQUESTED ACTION

- Motion ☒
- Discussion ☒
- Ordinance ☒
- Resolution ☐
- Other ☐

FINANCIAL

Budgeted Item	☒	Original Estimate/Budget:	\$ 6,000.00
Non-budgeted Item	☐	Current Estimate:	\$
Not Applicable	☐	Amount Under/Over Budget:	\$Under by \$6,000.00

STAFF RECOMMENDATION

Approval of Ordinance No. 2021-06

ATTACHMENT/S

- Ordinance No. 2021-06
- Certification of Unopposed Candidates

ORDINANCE NO. 2021-06

AN ORDINANCE OF THE CITY OF WIMBERLEY, TEXAS, DECLARING UNOPPOSED CANDIDATES IN THE MAY 1, 2021 GENERAL ELECTION ELECTED TO OFFICE; CANCELLING THE GENERAL ELECTION; PROVIDING FOR SEVERABILITY, CONFLICTING PROVISIONS, GOVERNING LAW, PROPER NOTICE AND OPEN MEETING, AND AN EFFECTIVE DATE.

WHEREAS, the General Election was called and ordered for Saturday, May 1, 2021, by Ordinance No. 2021-01 for the purpose of electing at-large three (3) City Council Members for Place One, Place Three and Place Five to the Wimberley City Council; and

WHEREAS, the City Secretary has certified in writing that no person has made a declaration of write-in candidacy, and that each candidate on the ballot is unopposed for election to office; and

WHEREAS, the filing deadlines for placement on the ballot and declaration of write-in candidacy have passed; and

WHEREAS, under these circumstances, Subchapter C of Chapter 2 of the Election Code authorizes the City Council to declare the unopposed candidates elected to office and cancel the election;

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WIMBERLEY, TEXAS:

I. The following candidates who are unopposed in the May 1, 2021 General Election are declared elected to office, and shall be issued a certificate of election following the time the election would have been canvassed:

General Election

City Council, Place One

City Council, Place Three

City Council, Place Five

Rebecca Minnick

Christine Byrne

David Cohen

II. The May 1, 2021, General Election is cancelled, and the City Secretary is directed to cause a copy of this ordinance to be posted on Election Day at each polling place that would have been used in the election.

III. Severability. If any portion of this Ordinance or the application thereof to any person or circumstance is held invalid by a court of competent jurisdiction, the remaining provisions of this Ordinance and the application of such provision to other persons and circumstances shall remain valid and in full force and effect, and the City Council hereby declares that this Ordinance would have been enacted without such invalid provision.

VII. Conflicting Provisions. All orders and resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Order shall be and remain controlling as to the matters ordered herein.

VIII. Governing Law. This Ordinance shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

IX. Proper Notice and Open Meeting. It is hereby officially found and determined that the meeting at which this Ordinance was acted upon was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

X. Authorization to Execute. The Mayor is authorized to execute and the City Secretary is authorized to attest this Ordinance on behalf of the Council; and the Mayor is authorized to do all other things legal and necessary in connection with the holding and consummation of the Election.

XI. Effective Date. This Ordinance is effective immediately upon its passage and approval.

PASSED, APPROVED AND ADOPTED this 4th day of March, 2021, by a vote of (Ayes) to (Nays) (Abstain) vote of the City Council of the City of Wimberley, Texas.

CITY OF WIMBERLEY

By: _____
Gina V. Fulkerson, Mayor

ATTEST:

Laura J. Calcote, City Secretary

APPROVED AS TO FORM:

City Attorney



**CERTIFICATION OF UNOPPOSED CANDIDATES FOR
WIMBERLEY CITY COUNCIL
(CERTIFICACIÓN DE CANDIDATOS NO OPUESTOS PARA
EL CONCEJO CIUDAD WIMBERLEY)**

To: Mayor Gina V. Fulkerson
Al: Alcalde Gina V. Fulkerson

As the authority responsible for having the official ballot prepared, I hereby certify that the following candidates are unopposed for election to office for the General Election scheduled to be held on May 1, 2021.

(Como autoridad a cargo de la preparación de la boleta de votación oficial, por la presente certifico que los siguientes candidatos son candidatos únicos para elección para un cargo en la elección general que se llevará a cabo el 1 de mayo de 2021.)

List offices and names of candidates:

(Lista de cargos y nombres de los candidatos):

Offices (Cargos):

Council Member, Place #1

(Miembro del consejo, Lugar #1)

Council Member, Place #3

(Miembro del consejo, Lugar #3)

Council Member, Place #5

(Miembro del consejo, Lugar #5)

Candidates (Candidatos):

Rebecca Minnick

Christine Byrne

David Cohen

Laura J. Calcote
Signature (*Firma*)

Laura J. Calcote

Printed name (*Nombre en letra de molde*)

City Secretary (*Secretaria de la Ciudad*)

Title (*Puesto*)

February 17, 2021 (*17 de febrero de 2021*)

Date of Signing (*Fecha de firma*)





AGENDA ITEM:	Ordinance No. 2021-07
SUBMITTED BY:	Laura Calcote, City Secretary
DATE SUBMITTED:	March 1, 2021
MEETING DATE:	March 4, 2021

AGENDA FORM

ITEM DESCRIPTION/SUMMARY

Ordinance No. 2021-07 provides amended language for the Board of Adjustment (BoA) members and terms of office. City Secretary, Laura Calcote, and Planning and Development Coordinator, Nathan Glaiser, recently noticed some inconsistencies within the Code of Ordinances and the BoA bylaws and requested legal counsel to assist in correcting these issues. The bylaws state City Council will designate who are the five regular members and who are the two alternates of the Board. This conflicts with the Code. Therefore, the proposed ordinance modifies the language to clearly notate the two BoA alternates shall be the consensus member and the Mayor's appointee. City Council members shall appoint the five regular BoA members.

REQUESTED ACTION

- Motion ☒
- Discussion ☒
- Ordinance ☒
- Resolution ☐
- Other ☐

FINANCIAL

- Budgeted Item ☐ Original Estimate/Budget: \$
- Non-budgeted Item ☐ Current Estimate: \$
- Not Applicable ☒ Amount Under/Over Budget: \$

STAFF RECOMMENDATION

Approval of Ordinance No. 2021-07

ATTACHMENT/S

- Ordinance No. 2021-07
- Board of Adjustment Bylaws

ORDINANCE NO. 2021-07

AN ORDINANCE OF THE CITY OF WIMBERLEY, TEXAS, APPROVING AN AMENDMENT TO THE CITY OF WIMBERLEY, TEXAS CODE OF ORDINANCES, CHAPTER 9 PLANNING AND DEVELOPMENT REGULATIONS, ARTICLE 9.03 ZONING, DIVISION 7 ADMINISTRATION AND ENFORCEMENT, 9.03.254 BOARD OF ADJUSTMENT, VARIANCES AND APPEALS TO AMEND THE APPOINTMENT OF MEMBERS AND ALTERNANT MEMBERS; AND PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT, SAVINGS, REPEALER, SEVERABILITY, EFFECTIVE DATE AND PROPER NOTICE AND MEETING

WHEREAS, the City of Wimberley has created a Board of Adjustment pursuant to the Texas Local Government Code Chapter 211 which authorizes the City to exercise jurisdiction over zoning as deemed appropriate by the City; and

WHEREAS, the City has determined that the current language of the ordinance authorizing the City Council to appoint members to the Zoning Board of Adjustment needs to be clarified to further identify the regular members and alternate members; and

WHEREAS, the City recognizes that amending the provisions of the code of ordinances is in the best interest of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WIMBERLEY, TEXAS:

Section 1. Findings. The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes and findings of fact.

Section 2. Amendment to Municipal Code of Ordinances. The City of Wimberley, Texas Code of Ordinances, Chapter 9 Planning and Development Regulations, Article 9.03 Zoning, Division 7 Administration and Enforcement, Section 9.03.254 Board of Adjustment, Variances and Appeals, is hereby amended by deleting (strike-through) and adding (underlined) language as follows:

(b) **Members; terms of office.**

(1) The board of adjustment shall consist of the city council or seven (7) ~~permanent appointed~~ members, five (5) regular and two (2) alternate members, who are resident citizens and qualified voters of the city. One alternate member shall be nominated by the city council as a group. One (1) alternate member shall be nominated for appointment by the mayor. Each city council member shall nominate a regular board member. Board members ~~who~~ shall [sic] be appointed by a simple majority vote of the city council, in accordance with Texas Local Gov't Code, sections 211.008–211.011, as amended. ~~Of the 7 appointees, the board bylaws shall determine who are the 5 regular members and the 2 alternates for each case heard by the board.~~

(2) Regular board members and alternate members shall serve for a term of 2 years, and expiration of terms shall be staggered so that an overlapping of terms occurs, such as in any 2-year period, the terms of 3 members shall expire during one of those years, and the terms of 4 members shall expire during the second year. Terms of office shall expire on the first day of November of any given year.

(3) If a vacancy occurs on the commission, the city council, mayor or individual city council member who originally appointed that member or his or her successor shall appoint a person, with approval of the city council, to fill the unexpired term at the first regular meeting of the city council following notification of the vacancy.

(4) Removal of board members. The city council may by majority vote remove a board member for lack of confidence, incompetence, corruption, misconduct, or malfeasance. In addition, upon recommendation of the board of adjustment, the city council by super-majority vote may remove any board member who misses three (3) consecutive meetings within a twelve (12) month period of time or four (4) meetings within a twelve (12) month time period. For the purpose of this meeting attendance requirement, it shall be considered a missed meeting for any board member who leaves a meeting prior to the completion of all action items on the posted agenda for a meeting, for any other reason than to avoid a potential conflict of interest. Any board member who is removed shall not be considered for appointment to a board by the city council for a period of six (6) months from the date of their removal.

(5) The members of the board shall ~~regularly attend meetings and public hearings of the board, and shall~~ serve without compensation.

(6) The board shall elect a chairperson and a vice-chairperson from among its membership, and each officer shall hold office for one year or until replaced by a simple majority vote of the full board. The director or his or her designee shall keep minutes of all meetings held by the board. ~~as well as the full record of all recommendations made by the planning and zoning commission to the city council.~~

Section 3. Severability. If any provision of this Ordinance is illegal, invalid, or unenforceable under present or future laws, the remainder of this Ordinance will not be affected and, in lieu of each illegal, invalid, or unenforceable provision, a provision as similar in terms to the illegal, invalid, or unenforceable provision as is possible and is legal, valid, and enforceable will be added to this Ordinance.

Section 4. Repealer. This ordinance shall be cumulative of all other ordinances of the City of Bee Cave, and this ordinance shall not operate to repeal or affect any other ordinances of the City of Wimberley except insofar as the provisions thereof might be inconsistent or in conflict with the provisions of this ordinance, in which event such conflicting provisions, if any, are hereby repealed.

Section 5. Savings. Except as expressly amended herein, the Wimberley Code of Ordinances shall remain in full force and effect.

Section 6. Open Meetings. That it is hereby officially found and determined that the meeting at which this Ordinance is passed was open to the public as required and that

public notice of the time, place, and purpose of said meeting was given as required by the Open Meeting Act, Chapter 551, Texas Government Code.

Section 7. Effective Date. This Ordinance will take effect upon its adoption by the City Council.

PASSED AND APPROVED this _____ day of _____, 2021.

CITY OF WIMBERLEY, TEXAS

By: _____
Gina V. Fulkerson, Mayor

ATTEST:

Laura J. Calcote, City Secretary

APPROVED AS TO FORM:

City Attorney
DENTON NAVARRO ROCHA BERNAL & ZECH, PC

BOARD OF ADJUSTMENT

BY-LAWS & PROCEDURES

A. The Board and Selection of Officers.

The Board shall consist of five regular members appointed by the City Council for terms of two years. In addition there shall be two alternate members appointed by the City Council for terms of two years, to serve in the absence of one or more regular members when requested to do so by the Mayor. In all cases heard by the Board, a minimum of four members must be present. The officers of the Board shall be a Chair, a Vice Chair, and a Secretary. The Chair and Vice Chair shall be chosen by the Board at the first meeting of the Board after the new appointments by the City Council each year. The Secretary may be appointed by the Chair at each meeting of the Board. No person shall hold the position of Chair for more than two consecutive one year terms.

B. Presiding Officer, Secretary, Minutes and Records.

The Chair shall preside over all meetings of the Board. The Vice Chair shall preside in the absence of the Chair. In the absence of the Chair and Vice Chair, a Chair pro tem shall be appointed by the Board. If a question over meeting procedures shall arise, Robert's Rules of Order, Newly Revised, shall apply.

The Chair may appoint, on approval of the Board, a Recording Secretary who is not a member of the Board, but who will take and prepare minutes and keep records and perform other clerical duties for the Board.

The minutes of each proceeding shall indicate the vote of each member on each question or the fact that a member is absent or fails to vote. The Board shall keep records of its examinations and other official actions. These minutes and records shall be prepared as soon as practicable after each meeting and upon approval by the Board shall be filed immediately in City Hall and shall be public records.

C. Consultants and Volunteer Assistance.

The Board of Adjustment, by majority vote, may appoint volunteer consultants and citizen committees and council to assist in the work of the Board. These groups shall serve without vote as advisors in Board meetings. The Board may, upon majority vote, recommend to the City Council appointment of consultants to assist in the work of the Board. Such consultants shall be approved by the City Council in advance prior to commencing the performance of services to the Board of Adjustment. The entire written work product of a consultant, committee, or volunteer relating to the business of the Board shall become part of the records of the Board. The Board may not agree to pay the fees or expenses of any such persons without the prior approval of the City Council.

As amended 1/27/05

D. Quorum and Absences.

A quorum shall consist of four regular and/or alternate members of the Board. In the event of the absence of a regular member of the Board at a meeting, the Mayor shall request an alternate member to serve in his place. In this case, the alternate has all of the powers, duties and obligations of a regular member of the Board. Motions shall carry by a simple majority vote for routine business or procedural matters of the Board. The concurring vote of four (4) members shall be necessary to reverse an order, requirement, decision or determination of any administrative official, or to decide in favor of an applicant on any matter or variance governed by the Zoning Ordinance.

E. Removal and Vacancies.

Board members and alternate Board members may only be removed by the City Council for cause based upon a written charge after a public hearing. Vacancies on the Board and among alternates shall be filled by the City Council for the unexpired term.

F. Meetings.

Meetings shall be held when called by the Chair or in the absence of the Chair by any three members of the Board. All meetings shall be open to the public. Notice of all meetings shall be sent to each member at least seventy-two (72) hours prior to the time of the meeting. All meetings shall be posted for public review at least seventy-two (72) hours prior to the meeting date. No approval, disposal or final action shall be taken on any matter before the Board unless all notice requirements mandated by state statute, these rule and procedures or any other ordinance pertaining to the application or notice requirements have been met.

G. Public Comment.

A public forum will be a regular part of each meeting agenda for remarks unrelated to other agenda items. Public comment will be allowed on each agenda item. Public comment shall be limited to three minutes unless questions by the Board on agenda items are in order. The Board shall not discuss public comment on items not included in the agenda other than to request that such topics be included for discussion on a subsequent agenda.

H. Motions and Discussions.

The Chair shall not make motions. Any motion by a member shall require a second. After a motion has been made and duly seconded, discussion of the motion may be had for a reasonable

time. Discussion by members, and opponents and proponents, of a question before the Board shall terminate whenever the Chair shall so rule.

I. Voting on Motions.

Voting on variances and appeals shall be by rotating roll-call vote with the Chair always voting last. Voting on administrative matters may be by voice, provided that a roll-call vote shall be taken upon demand of the public or any member of the Board.

J. Reconsideration of Decisions.

Reconsideration of a finding of the Board shall be granted by the Chair when any interested party for the reconsideration provides documentation sufficient to demonstrate to the Chair that essential facts were not brought to the attention of the Board. One Motion for Reconsideration shall be permitted per matter considered. A Motion for Reconsideration is automatically denied, if not granted by the Chair within 5 calendar days from the date the Motion is filed with the City Secretary.

K. Conflict of Interest.

A member shall not vote or deliberate in any matter before the Board if the member has an interest that is direct, indirect, financial or otherwise, and such interest would violate the Village Code of Ethics or state law. In any case, where the question of a member's interest is raised, the Chair shall rule on whether the member should be disqualified.

L. Staff Reports Required.

The Board shall take no final action on any matter before it without first obtaining reports from the City departments concerned.

M. Public Statements.

Releases and statements to the public and press in the name of the Board shall be made only by the Chair or the Chair's designated representative.

N. Amendments to By-Laws.

These by-laws may be amended at any meeting of the Board by an affirmative vote of a simple majority vote of the regular members of the Board.

O. Rules of Procedure or Conduct.

The Board may adopt rules of procedure or conduct by simple majority vote of the regular members of the Board and may amend such rules from time to time.

Adopted and approved by the Board of Adjustment this 27th day of January, 2005.

Chair: Board of Adjustment

Attest
Board Secretary Pro Tem