



# City of Wimberley

221 Stillwater Drive, Wimberley, Texas 78676

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

### **MINUTES**

In accordance with order of the Office of the Governor issued March 16, 2020, the City Council of the City of Wimberley will conduct a teleconference/video conference meeting in order to advance the public health goal of limiting face-to-face meetings (also called “social distancing”) to slow the spread of the Coronavirus (COVID-19).

The meeting will be held on **Thursday, 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](mailto:lcalcote@cityofwimberley.com), at least two hours before the meeting.

A recording of the meeting will be made and will be available to the public in accordance with the Texas Public Information Act upon written request.

---

### **CALL TO ORDER**

Mayor, Gina Fulkerson, called the meeting to order on March 4, 2021 at 6:00 p.m.

### **CALL OF ROLL**

|                          |                 |                                                          |
|--------------------------|-----------------|----------------------------------------------------------|
| Council Members Present: | Gina Fulkerson  | Mayor ( <i>via teleconference</i> )                      |
|                          | Rebecca Minnick | Place One ( <i>via teleconference</i> )                  |
|                          | Teresa Shell    | Place Two ( <i>via teleconference</i> )                  |
|                          | Christine Byrne | Place Three ( <i>via teleconference</i> )                |
|                          | Jim Chiles      | Place Four ( <i>via teleconference</i> )                 |
|                          | Bo Bowman       | Place Five ( <i>via teleconference</i> )                 |
| City Staff Present:      | Paul Parker     | Interim City Administrator ( <i>via teleconference</i> ) |
|                          | Laura Calcote   | City Secretary ( <i>via teleconference</i> )             |

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

Unity Church of Wimberley Spiritual Leader, Kit Holmes, 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.

### **CONSENT AGENDA**

**Motion to approve the Consent Agenda, as presented, was made by Council Member Christine Byrne. Motion was seconded by Council Member Bo Bowman. Motion carried unanimously (5-0).**

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.

### **CITY ADMINISTRATOR REPORT**

Interim City Administrator, Paul Parker, provided an update regarding the estimates to repair City facilities from the winter storm. Additionally, Mr. Parker stated there would be traffic control on the Wimberley Square on Saturday, March 5<sup>th</sup>, from 11:00 a.m. until 5:00 p.m. Lastly, Mr. Parker presented several photographs of the Hoots Holler Drainage Project progress.

### **DISCUSSION AND POSSIBLE ACTION**

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

Project Manager, Craig Fore, noted the City had received the Notice to Proceed on March 4<sup>th</sup> from the Texas Water Development Board for construction of Phase II of the Project. The contractor would mobilize as soon as possible. Additionally, the installation of the fencing around the lift station would begin next week.  
No action was taken on this item.

**Motion to move Item No. 8.3. to 8.2. was made by Council Member Christine Byrne. Motion was seconded by Council Member Bo Bowman. Motion carried unanimously (5-0).**

8.2. 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)*

There were two citizen's comments that were read into the record. Craig Fore was in opposition of the resolution, due to the legislation still being in draft form. Gary Barchfeld was also in opposition of the resolution, since he felt the legislation was inaccurate and misleading.

Linda Kay Rogers presented the item on behalf of Council Member Byrne. Ms. Rogers provided an overview of groundwater districts, which help preserve and conserve water in the state. She noted the Hays Trinity Groundwater Conservation District (HTGCD) was different than the rest of the groundwater districts in Texas, due to connection fees/LUEs being utilized to generate revenue for the district. Other districts levied taxes or production fees to support their organizations. Ms. Rogers noted the HTGCD needed to become more uniform with other districts. There was lengthy discussion between Ms. Rogers and Council relating to the proposed legislation and other local organization's stances concerning the legislation. The Hays County Commissioners Court had recently passed a resolution in support. Furthermore, there was discussion regarding production fees versus taxes.

**Motion to adopt 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, was made by Council Member Christine Byrne. Motion was seconded by Council Member Rebecca Minnick. Motion carried as follows (5-0):**

|                 |     |
|-----------------|-----|
| Rebecca Minnick | Aye |
| Teresa Shell    | Aye |
| Christine Byrne | Aye |
| Jim Chiles      | Aye |
| Bo Bowman       | Aye |

- 8.3. 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)*

Parks Director, Richard Shaver, presented the proposed price increases for the 2021 swim season. The daily tickets would increase from \$10 for adults and \$6 for youth, seniors and military personnel to \$12 for adults and \$8 for youth, senior and military. Additionally, season passes would be increased as well. There was lengthy discussion among Council and City staff relating to the proposed price increases, the clientele served at the Park and the extra revenue that would be generated from raising ticket prices.

**Motion to increase the prices for daily tickets at Blue Hole Regional Park for the 2021 swim season, as presented, with the exceptions of \$8 to be moved to \$6 for Wimberley residents, youth, seniors and military, and for the season pass to be \$110 for adults and \$60 for youth, seniors and military was made by Council Member Christine Byrne. Motion was seconded by Council Member Jim Chiles. Motion carried unanimously (5-0).**

*Council Member, Teresa Shell, left the meeting at 7:14 p.m.*

- 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)*

**Motion to approve 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, was made by Council Member Bo Bowman. Motion was seconded by Council Member Jim Chiles. Motion carried unanimously (4-0).**

- 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)*

City Secretary, Laura Calcote, presented the proposed amendment to the Board of Adjustment (BoA), which would clarify who the two Board alternates would be and who the five regular Board members would be. There was discussion among City staff and Council relating to the appointment month for the BoA and general training for boards, commissions and committees.

**Motion to approve 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, with the correction to change the City's name in Section 4, was made by Council Member Rebecca Minnick. Motion was seconded by Council Member Jim Chiles. Motion carried unanimously (4-0).**

- 8.6. Discuss and consider possible action regarding an ordinance amending Article 4.09 Outdoor Lighting. *(Mayor, Gina Fulkerson)*  
Mayor, Gina Fulkerson, requested this item be postponed indefinitely.  
No action was taken on this item.

### **CITY COUNCIL REPORTS**

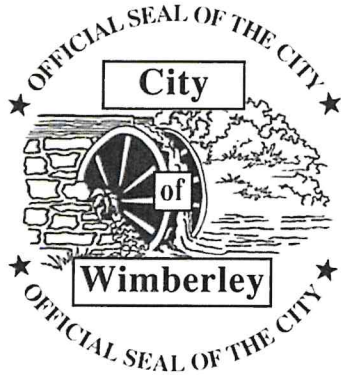
- 9.1. Announcements – Council Member, Christine Byrne, noted she would not attend the March 18<sup>th</sup> meeting. Council Member, Bo Bowman, also stated he might not attend the March 18<sup>th</sup> meeting.
- 9.2. Future agenda items – Council Member, Bo Bowman, requested the proposed tree ordinance be considered once more at the first regular meeting in April. Council Member, Christin Byrne, would bring forth a proclamation for the Martha Knies Community Park at the March 18<sup>th</sup> meeting.

### **ADJOURNMENT**

**Motion to adjourn the meeting at 7:49 p.m. was made by Council Member Rebecca Minnick. Motion was seconded by Council Member Bo Bowman. Motion carried unanimously (4-0).**

**RECORDED BY:**

Laura J. Calcote  
Laura J. Calcote, City Secretary



**APPROVED BY:**

Gina V. Fulkerson  
Gina V. Fulkerson, Mayor