



City of Wimberley

221 Stillwater, Wimberley, Texas 78676

REGULAR CITY COUNCIL MEETING
WIMBERLEY CITY HALL – CITY COUNCIL CHAMBERS
221 STILLWATER, WIMBERLEY, TEXAS 78676
THURSDAY, JULY 6, 2023 - 6:00 PM

MINUTES

1. **CALL TO ORDER** July 6, 2023, at 6:00 PM

Mayor Gina Fulkerson called the Regular Meeting to order at 6:00 p.m.

2. **CALL OF ROLL**

Council Members Present:

Gina Fulkerson, Mayor
Rebecca Minnick, Place 1
Teresa Shell, Place 2
Jim Chiles, Place 4
David Cohen, Place 5 - arrived after roll call at 6:20 p.m.

Staff Members Present:

Tim Patek, City Administrator
Tammy Heller, City Secretary
Richard Shaver, Director of Parks
Leanne Kirby, Tourism Director
Charlie Zech, City Attorney

Council Members Absent:

Chris Sheffield, Place 3

3. **INVOCATION**

A moment of silence was observed.

4. **PLEDGE OF ALLEGIANCE/SALUTE TO THE TEXAS FLAG**

Mayor Fulkerson led the pledges of allegiances.

5. **PROCLAMATIONS/RECOGNITIONS**

- 5.1. A proclamation of the City of Wimberley, Texas recognizing July 2023 as Parks and Recreation Month.

Mayor Gina Fulkerson recognized July 2023 as Parks and Recreation Month.

Richard Shaver, Director of Parks, expressed his appreciation to the Council for this recognition. He introduced the park staff that were in attendance.

6. **CITIZENS COMMUNICATIONS**

The City Council welcomes comments from citizens at regular meetings. Citizens wishing to speak must sign up prior to the meeting being called to order. We abide by the Texas Open Meetings Act, so council members are allowed only to speak about items posted on the agenda. All other inquiries will be forwarded to staff and may be placed on a future agenda for discussion. Speakers will have one opportunity to speak during the time period, and they must observe the three-minute time limit. After you state your name, staff will start the timer and you have 3 minutes to speak. We will endeavor to ensure that meetings are conducted in a courteous manner, and in an atmosphere free of defamation, intimidation, personal affronts, profanity, or threats of violence.

No citizen comments this evening.

7. CONSENT AGENDA

A motion was made by Council Member Chiles, seconded by Council Member Minnick to approve the consent agenda. The motion carried with a vote (3-0-2) with Council Members Sheffield and Cohen being absent.

7.1. Consider approval of the following meeting minutes:

- a. June 15, 2023 Regular Meeting Minutes
- b. June 20, 2023 Strategic Planning Workshop Meeting

8. PRESENTATION AND POSSIBLE ACTION

8.1. Presentation and possible action regarding the City of Wimberley Annual Financial and Compliance Report for the Fiscal Year ending September 30, 2022, completed by Neffendorf & Blocker, P.C. (Tim Patek, City Administrator)

Tim Patek, City Administrator, introduced Keith Neffendorf, of Neffendorf & Blocker P.C., who presented the City's FY2022 Audit and stated the City is in good financial standing. There were three findings reported, but a corrective action plan has been submitted and the City has already taken action.

A motion was made by Council Member Chiles, seconded by Council Member Cohen to accept the City of Wimberley Annual Financial and Compliance Report for the Fiscal Year ending September 30, 2022. The motion carried with a vote (4-0).

9. DISCUSSION AND POSSIBLE ACTION

9.1. Discuss and consider possible action on Resolution No. 09-2023, adopting a statement of Financial Policies and Grant Procedures for the City when the City is a recipient of Federal and/or State Funding for the development of projects and/or services to the community and providing an effective date. (Tim Patek, City Administrator)

Tim Patek, City Administrator, provided an update and stated this is a financial policy and grant procedure that will help us come into compliance when receiving grant funding from state and or federal resources.

A motion was made by Council Member Shell, seconded by Council Member Minnick to approve Resolution No. 09-2023, as presented. The motion carried by a vote (4-0).

9.2. Discuss and consider authorizing Aqua Texas to provide sewer service within the City of Wimberley's CCN for a property located at 110 Hillsedge Road. (Tim Patek, City Administrator)

Tim Patek, City Administrator, stated that a property owner at 110 Hillsedge is asking permission from the City to authorize Aqua Texas to provide sewer services to his property. This property is not within the City Limits or ETJ of Wimberley, but it is within the CCN.

Upon completion of discussion, a motion was made by Council Member Minnick, seconded by Council Member Cohen to authorize Aqua Texas to provide sewer service within the City's CCN at 110 Hillsedge. The motion carried by a vote (3-1-1) with Council Member Shell voting in opposition.

- 9.3.** Discuss and consider action on a Hotel Occupancy Tax Fund Reimbursement Grant Agreement between the City of Wimberley and the following organizations/events:
- (A.) Wimberley Valley Arts and Cultural Alliance (WVACA) Music Destination
 - (B.) Wimberley Valley Arts and Cultural Alliance (WVACA) Stars Over Wimberley Concert Series
 - (C.) Chamber - Wings Over Wimberley
 - (D.) Kathleen Utts Texas Textiles 2023
 - (E.) Wimberley Players
 - (F.) Wimberley Institute of Cultures
 - (G.) Central Texas Theatre Academy Shakespeare in the Park
 - (H.) Wimberley Civic Club Annual Home Tour

Leanne Kirby, Tourism Director, stated the Hotel Occupancy Tax (HOT) Advisory Committee has met since April where they built an application, created contracts, and were educated on the state laws regarding HOT funds to ensure compliance. Ms. Kirby provided the list of organizations that applied for funding and the recommended amounts proposed by the HOT Committee, outlined below:

- (A) Wimberley Valley Arts and Cultural Alliance (WVACA) Music Destination - \$6,400
- (B) Wimberley Valley Arts and Cultural Alliance (WVACA) Stars over Wimberley Concert Series - \$7,322
- (C) Chamber of Commerce - Wings over Wimberley - \$6,125
- (D) Kathleen Utts Texas Textiles 2023 - \$3,500
- (E) Wimberley Players - \$11,000
- (F) Wimberley Institute of Cultures - \$4,650
- (G) Central Texas Theatre Academy - Shakespeare on the River - \$840
- (H) Wimberley Civic Club - Home Tour - \$1,400

A motion was made by Council Member Minnick, seconded by Council Member Chiles to approve items A, B, C, D, E, G, H as presented. The motion carried by a vote of (4-0).

Item (F), Wimberley Institute of Cultures (WIC) was pulled and discussed separately. WIC requested \$15,000 in funding and the HOT Committee recommended funding \$4,650. After discussion, the consensus was to increase the funding up to \$10,000.

A motion was made by Council Member Minnick, seconded by Council Member Cohen to allocate up to \$10,000 to the Wimberley Institute of Cultures. The motion carried by a vote of (4-0).

- 9.4.** Discuss and consider action on a Hotel Occupancy Tax Fund Reimbursement Grant Agreement between the City of Wimberley and the Lions Club. (*Leanne Kirby, Tourism Director*)

Leanne Kirby, Director of Tourism, provided an update on the funding request by the Lions Club. They requested \$75,000 for a shuttle and \$20,000 for Market Days. Council Member Minnick commented that the request for a shuttle is not an appropriate utilization of HOT funds under the current state statute. Council Member Cohen inquired about the shuttle being a marketing tool in order to utilize these funds. Discussion continued on the importance of the Lions Club in our community, the proper use of funds, and consistent communication.

A motion was made by Council Member Minnick, seconded by Council Member Chiles to approve funding for the Lions Club Market Days Request in the amount of \$20,000. The motion carried by a vote of (4-0).

A motion was made by Council Member Minnick, seconded by Council Member Chiles to postpone

further discussion and action on the Lions Club Shuttle request application. The motion carried (4-0).

10. CITY COUNCIL REPORTS

10.1. Announcements

The following announcements were made:

Mayor Fulkerson stated she participated in a meeting with Hill Country Conservation Network related to conservation efforts in our region.

Tim Patek, stated street paving on Blue Heron and Spoke Hollow will begin (and should be completed) next week.

Tammy Heller, City Secretary, reminded council of the upcoming State of the City that will be held on July 19th and the Budget Workshop on July 20th.

10.2. Future Agenda Items

No future agenda items were added.

11. ADJOURNMENT

A motion was made by Council Member Cohen, seconded by Council Member Minnick to adjourn the regular meeting at 7:32 p.m. The motion carried by a vote of (4-0).

RECORDED BY:

Tammy Heller, City Secretary

APPROVED BY:

Gina V. Fulkerson, Mayor

