



City of Wimberley

221 Stillwater, Wimberley, Texas 78676

REGULAR CITY COUNCIL MEETING

WIMBERLEY CITY HALL – CITY COUNCIL CHAMBERS
221 STILLWATER, WIMBERLEY, TEXAS 78676

THURSDAY, SEPTEMBER 7, 2023 - 6:00 PM

MINUTES

1. **CALL TO ORDER** September 7, 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
Chris Sheffield, Place 3
Jim Chiles, Place 4

Staff Members Present:

Tim Patek, City Administrator
Tammy Heller, City Secretary
Richard Shaver, Parks Director
Leanne Kirby, Tourism Director
Lee Simmons, City Attorney

Council Members Absent:

David Cohen, Place 5

3. **INVOCATION**

Jerry Vance, Wimberley United Methodist Church

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

Mayor Fulkerson led the pledges of allegiance.

5. **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.

Chris Saeger, introduced himself as the new Recreation Manager for the City of Wimberley.

Kate Crosthwaite, expressed her appreciation to council for the Pride Month proclamation. She serves as the committee chair for the Wimberley Pride March. She explained why Pride Month is celebrated and the issues

that face the LGBTQ+ community and the rights that are often denied to them. She wants this event to bring forth love and not fear.

Sara Fischer Taylor, expressed her appreciation for the support of the Pride Month Proclamation and support of the Pride March that will take place on Saturday September 16th at 7PM. She stated this is a march for equality and it is a family-friendly event.

Gary Wellborn, spoke in support of our City Administrator and expressed his appreciation for the help that Mr. Patek provided during the winter freeze earlier this year.

6. PRESENTATION AND POSSIBLE ACTION

Mayor Fulkerson recognized September 17-23, 2023 as Constitution Week and the month of September as Pride Month in Wimberley.

Cherie Dawson and Carol Scherer received the proclamation for Constitution Week.

Kate Crosthwaite received the proclamation for Pride Month.

7. CONSENT AGENDA

A motion was made by Council Member Sheffield, seconded by Council Member Shell to approve the consent agenda. The motion carried unanimously (4-0).

- 7.1. Consider approval of the August 17, 2023 Regular City Council meeting minutes. *(Tammy Heller, City Secretary)*

8. CITY STAFF REPORT

- 8.1. Parks Director Fiscal Year 2023 Annual Report. *(Parks Director, Richard Shaver)*

Richard Shaver, Director of Park, provided the Fiscal Year 2023 Annual Report. This report included the Parks mission statement, Parks leadership, Parks Board members, the unveiling of the new Blue Hole Nature Play Area, Park Programs, Park Events, Park Operations, and the Financial Report for the Parks. A complete report is on file in the Parks Department and City Secretary's Office.

- 8.2. Tourism Director Report regarding, but not limited to, Hotel Occupancy Tax Collections, programs/events and other projects. *(Tourism Director, Leanne Kirby)*

Leanne Kirby, Tourism Director, provided an update on Hotel Occupancy Tax Collections, advertising, events, and the new visit Wimberley website that will launch soon.

9. PUBLIC HEARINGS AND POSSIBLE ACTION

- 9.1. Hold a Public Hearing, to solicit comments from citizens and other interested parties, on the fiscal year budget beginning October 1, 2023 and ending September 30, 2024. *(Tim Patek, City Administrator)*

Tim Patek, City Administrator, presented the budget and stated the only revisions were the addition of the Watershed Protection Position and Eclipse Coordinator funding that was recommended to be included at the last meeting.

Tim Patek, City Administrator, provided a brief update on the Fiscal Year 2024 budget. He stated the budget in the packet this evening was unchanged with the exception of the inclusion of the Watershed Protection and Eclipse Coordinator Funding that was recommended at the last meeting. Mr. Patex presented a balanced General Fund budget of \$1,892,950 for FY2024. Mr. Patek also presented a balanced budget for the Blue Hole Fund, Wastewater Fund, and Hotel Occupancy Fund.

Mayor Fulkerson opened the Public Hearing at 6:53 p.m. There being no comments, the Public Hearing was closed at 6:53 p.m.

10. DISCUSSION AND POSSIBLE ACTION

- 10.1.** Discuss and consider action on Resolution No. 10-2023, adopting the City of Wimberley Fiscal Year 2023-2024 Budget. *(Tim Patek, City Administrator)*

A motion was made by Council Member Chiles, seconded by Council Member Minnick to approve Resolution No. 10-2023, adopting the Fiscal Year 2023-2024 Budget. A roll call vote was taken: Rebecca Minnick (Aye), Teresa Shell (Aye), Chris Sheffield (Aye), and Jim Chiles (Aye). The motion to approve carried unanimously.

- 10.2.** Discuss and consider action on Ordinance 2023-25, adopting a master fee schedule by providing a comprehensive listing of City fees; amending certain fees; repealing any ordinance or parts of ordinances in direct conflict with the master fee schedule ordinance; providing for severability; proper notice and meeting; and providing an effective date. *(Tim Patek, City Administrator)*

Tim Patek, City Administrator, presented the proposed master fee schedule that was discussed on July 20th and August 3rd and noted there have been no changes. A motion was made by Council Member Minnick, seconded by Council Member Sheffield to approve Ordinance 2023-25, that adopts a master fee schedule. The motion carried unanimously (4-0).

- 10.3.** Discuss and consider action on Ordinance 2023-26, amending Section 2.01.001 of the City Code by updating the meeting schedule of the Transportation Advisory Board. *(Tammy Heller, City Secretary)*

Tammy Heller, City Secretary, stated this is a request to adjust the number of meetings that the Transportation Advisory Board is required to hold annually. Currently, the Ordinance states the Board will meet monthly. This amendment will change this requirement to six months per year, with the ability of the board to call additional meetings as necessary.

A motion was made by Council Member Sheffield, seconded by Council Member Chiles to approve Ordinance 2023-26, as presented. The motion carried unanimously (4-0).

- 10.4.** Discuss and consider approval of Ordinance 2023-27, to extend the Declaration of Local Disaster due to Extreme Wildfire Threats; and providing an effective date.

In accordance with Section 418.108 of the Texas Government Code and the Texas Disaster Act of 1975, the Mayor has the authority to declare a local disaster, but it can only remain in effect for a period of seven days and can only be extended with Council approval.

On Friday, September 1st, Mayor Fulkerson signed the disaster declaration for the extreme wildfire threat and is now seeking Council approval for an extension of this declaration. On Friday, August 11, 2023, Governor Abbott declared a state of disaster so the extension of our current local disaster will be in effect concurrently with the office of the Governor.

A motion was made by Council Member Shell, seconded by Council Member Sheffield to approve Ordinance 2023-27, as presented. The motion carried unanimously (4-0).

- 10.5.** Discuss and consider possible action regarding the City of Wimberley's proposed goals and

priorities for Fiscal Year 2024. *(Tim Patek, City Administrator)*

Tim Patek, City Administrator, stated the proposed goals and priorities were discussed at the Goal Setting meeting held in June. The updated goals include Downtown District Safety, Road Repairs, Code Compliance, and a Comprehensive Plan.

Mayor Fulkerson noted this is a living, breathing document and can be updated at times. She noted that water conservation and water concerns in our area have become a concern and we may want to look at adding this to our goals and priorities.

A motion was made by Council Member Minnick, seconded by Council Member Chiles to approve the FY 2024 goals and priorities as presented. The motion carried unanimously (4-0).

11. EXECUTIVE SESSION

- 11.1.** Executive Session pursuant to Texas Government Code, Section 551.074 (Personnel Matters), City Council will meet for the annual salary and performance review of City Administrator, Tim Patek.

Mayor Fulkerson convened into Executive Session at 7:10 p.m.

12. OPEN SESSION

- 12.1.** Discussion and possible action resulting from Executive Session.

The mayor reconvened into open session at 7:41 p.m. The mayor stated a discussion was held on personnel matters related to the City Administrator. The Council expressed their support of Mr. Patek and stated they would work with the attorney to review the terms of the City Administrator contract. Action will be taken at a future meeting.

13. CITY COUNCIL REPORTS

- 13.1.** Announcements

Tammy Heller, City Secretary, reminded the Council of the upcoming joint meeting with the Parks Board to review the Parks Master Plan on September 26.

Tim Patek, City Administrator, reminded the Council of the upcoming Trinity Edwards Springs Protection Association (TESPA) meeting at the community center on September 24.

- 13.2.** Future Agenda Items

Mayor Pro Tem Minnick requested the following two items be placed on a future agenda:

1. Water Conservation Presentation, including but not limited to Media Efforts
2. Crosswalk Discussion on Old Kyle Road

14. ADJOURNMENT

A motion was made by Council Member Chiles, seconded by Council Member Sheffield to adjourn the regular meeting at 7:50 p.m. The motion carried unanimously.

RECORDED BY:

Tammy Heller, City Secretary

APPROVED BY:

Gina V. Fulkerson, Mayor

