

# City of Woodcreek City Council Meeting

## July 14, 2010; 6:30 p.m.

### NOTICE/AGENDA

This notice is posted pursuant to the Texas Open Meetings Act (Vernon's Texas Codes Ann. Gov. Code Chapter 551). The Woodcreek City Council will hold a Council Meeting on July 14, 2010, at 6:30 p.m. at Woodcreek City Hall, 41 Champions Circle, Woodcreek, Texas at which time the following items will be considered:

1. **Call to Order**
2. **Invocation**
3. **Pledge**
4. **Roll Call**
5. **Public Comments:** Members of the Public may sign up at the City Council meeting to address the City Council. Comments will be limited to three (3) minutes per speaker.
6. **Citizen Communications: General:** Members of the Public who have submitted a written request to address the City Council on specific issues. Comments will be limited to five (5) minutes per speaker.
  - A. Mr. Joab Moritz, Pedernales Electric Cooperative, to provide an update on the Cooperative's activities.
  - B. David and Ardis Barnett to discuss a proposed Subdivision re-plat within the Woodcreek Extra-Territorial Jurisdiction as provided for in the Woodcreek Subdivision Ordinance No.85-12D, Section 2.1 allowing "...the subdivider may seek the advice of the Council in interpreting the Ordinance."
7. **Report Items**
  - A. Report on Public Works Matters, street repair recommendations for Hays County repair services, and revision to the Street Cut Ordinance. (Public Works Director Wood)
  - B. Treasurer's Report: June, 2010. (City Treasurer Gene Golembiewski)
  - C. Report on Texas Forest Service diagnosis of Oak Wilt along Champions Circle and in the County area on Summit Drive and Neighborhood Meeting held on June 28, 2010. (City Administrator Sybesma)
  - D. Report on Traffic Safety Improvements. (City Administrator Sybesma)
  - E. Report on Texas Municipal League request for Resolutions for the 2010 TML Annual Conference. (City Administrator Sybesma)
8. **Public Hearing 7:00 p.m.**
  - a. **Development Agreement:** Consider a request by Villas at Cypress Creek, L.P. to enter into a **Development Agreement** with the City of Woodcreek for the Villas at Cypress Creek, a development of 8.08 acres located on Ranch Road 12 south of Cypress Creek and within the Extra-Territorial Jurisdiction of the City of Woodcreek
  - b. **Staff Briefing**
  - c. **Planning and Zoning Commission Recommendation**

- d. **Presentation by Applicant**
- e. **Public Hearing: All persons wishing to speak for or against shall be heard.**
- f. **Deliberation and Action.**

**9. CONSENT AGENDA: All of the following items are considered to be self-explanatory by the Council and may be acted upon with one motion. There will be no separate discussion of these items unless a Councilmember or Citizen so requests. For a Citizen to request removal of an item from the Consent Agenda, a written request must be filled out and submitted to the City Administrator.**

- A. Adopt Amendments to the Utility Street Cut Ordinance to provide a minimum 18 inch cover for open cuts, a revised Permit Application, and a requirement that boring a minimum of 18 inches cover for streets that have been constructed or reconstructed within five (5) years of the Permit Application date. (Mayor Eskelund) (Postponed from April 14, 2010, May 12, 2010, and June 9, 2010)
- B. Approval of the minutes of the regular Woodcreek City Council Meeting of June 9, 2010.
- C. Approval of Warrants.

**10. Regular Agenda**

- A. Discussion and /or take action making appointments to the Board of Adjustment (1 Regular Member and 1 Alternate Member). (City Administrator Sybesma)
- B. Discussion on Oak Wilt containment and consider confirming submission of a grant application to the Texas Forest Service for up to 40% Federal reimbursement of costs associated with trenching that establishes a containment area around an Oak Wilt area. (City Administrator Sybesma)
- C. Discussion on funding of Oak Wilt containment. (Mayor Eskelund and City Administrator Sybesma)
- D. Discussion and/or action to approve entering into a contract for the Woodcreek Drive/Ranch Road 12 Entrance Landscaping Improvements. (Mayor Eskelund)
- E. Discussion and/or action to amend the 2009-2010 Operating Budget. (City Administrator Sybesma)
- F. Discussion and/or action to establish work sessions on the 2010-2011 Operating Budget. (Mayor Eskelund)

**11. Executive Session As Authorized by Sections 551.071, Related to Consultation with Attorney, and 551.072 Related to Deliberations about Real Property.**

- A. Discussion on Cause No. 08-1889, Roger Hopkins, Inc. v. City of Woodcreek, in the 207th Judicial District Court of Hays County, Texas.

- B. Discussion on Cause No. A08CA851JN; Westridge Joint Venture v. City of Woodcreek; in the United States District Court; Western District of Texas; Austin Division.
- C. Discussion on Cause No. 07-1588, City of Woodcreek v. Aqua Texas, Inc. and MMMDK 1205GP, in the 207th District Court of Hays County.
- D. Discussion on Entrance Improvements.

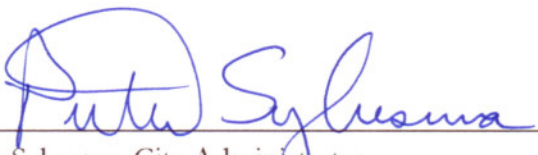
**12. Reconvene in Open Session**

- A. Discussion and possible action on Cause No. 08-1889, Roger Hopkins, Inc. v. City of Woodcreek, in the 207th Judicial District Court of Hays County, Texas.
- B. Discussion and possible action relating to Cause No. A08CA851JN; Westridge Joint Venture v. City of Woodcreek; in the United States District Court; Western District of Texas; Austin Division.
- C. Discussion and possible action on Cause No. 07-1588, City of Woodcreek v. Aqua Texas, Inc. and MMMDK 1205GP, in the 207th District Court of Hays County.
- D. Discussion on Entrance Improvements.

**13. Adjourn**

*The City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices,) and 551.086 (Economic Development).*

I certify that the above notice was posted on the 9th day July, 2010 at 5:30 p.m.

By:   
Pieter Sybesma, City Administrator