

**City of Woodcreek City Council Meeting  
November 11, 2009, 6:30 p.m.**

**Minutes**

- 1.) **Call to Order** by Mayor Eskelund at 6:34 p.m.
- 2.) **Invocation.**
- 3.) **Pledge.**
- 4.) **Roll Call. Present:** Councilmember Brent Pulley, Councilmember Melinda Gumbert, Councilmember Jeff Rasco, Mayor Eric Eskelund, Mayor Pro-Tem Sally Caldwell, City Administrator Pieter Sybesma, City Treasurer Gene Golembiewski, Public Works Director Frank Wood, City Financial Coordinator Amy Bell, City Attorney Roger Gordon **Absent:** Councilmember Kay Henderson
- 5.) **Public Comments.** Councilmember Pulley acknowledged Nancye Britner's appointment to the Wimberley Economic Development Commission.
- 6.) **Report Items.**
  - A.) Mr. Henry Dickens, representing the U.S. Census Bureau-Dallas Regional Center, presented an overview of the 2010 U.S. Census process to the Council. Councilmember Caldwell questioned Mr. Dickens about ensuring that residents with Post Office Boxes will receive a census form and be counted. Mr. Dickens responded that the City can help ensure Census accuracy by increasing awareness of the Census to citizens via city-wide mailings or e-mails encouraging them to participate.
  - B.) Mayor Eskelund reported that Cummings Paving, Inc. had not yet finished scheduled road work, with a culvert and two flood gauges still in progress. It is expected that the work will be completed in the next few weeks. Public Works Director Wood reported that he will further review the proposed Utility Street Cut Ordinance. Public Works Director Wood also reported that a FEMA study underway could result in Shovel Ready project plans in 2012 or 2013.
  - C.) Mayor Eskelund reported on the request of the Chief Appraiser the Hays Central Appraisal District for the City of Woodcreek to cast its votes for the Election of the Board of Directors.
  - D.) In Councilmember Henderson's absence, Mayor Eskelund and 25<sup>th</sup> Anniversary Celebration Co-Organizer Nancye Britner reported that the Celebration was a "huge success", with approximately 50 residents in attendance.
  - E.) Mayor Eskelund reported that the crew from American Youthworks has completed all RR12/Woodcreek Drive Entrance improvements, and noted the possibility of future contracting with them on further beautification work the north side of the same entrance.
  - F.) City Administrator Sybesma reported that the annual Limp Pick-Up (November 9-11, 2009) was a success and went smoothly.
  - G.) City Administrator Sybesma reported on various statistics for the City, including the number of various types of permits issued and associated revenue

from fees. He requested that the Councilmembers offer any suggestions for further statistics that could be added in the future.

**H.)** City Treasurer Golembiewski reported that line items were still on track with expectations for the City's 2009-2010 Fiscal Year Budget. City Financial Coordinator Bell also reported plans to input a 'reserve' line item into the current budget to account for payments in the current fiscal year associated with road repair work and front entrance work that carried into the new fiscal year and that had been budgeted for in the previous fiscal year.

#### **7.) Discussion and Action Items.**

**A.)** Councilmember Caldwell motioned to approve a Resolution Affirming Support, Offering Assistance and Promoting a Partnership with the 2010 Decennial Census. Councilmember Gumbert seconded the motion, which passed with a vote of 4-0, with Councilmember Henderson being absent.

**B.)** Councilmember Caldwell motioned to reject the request of Mr. Don Ferguson, City Administrator of the City of Wimberley, to designate Winter Mills Parkway as a Through Truck Route as presented and communicate that the City of Woodcreek is willing to look at other alternatives. Councilmember Rasco seconded the motion, which passed with a vote of 4-0, with Councilmember Henderson being absent.

**C.)** Councilmember Caldwell motioned for the City of Woodcreek to cast all five of its votes for Luanne Caraway to the Board of Directors for the Hays Central Appraisal District. Councilmember Pulley seconded the motion, which passed with a vote of 4-0, with Councilmember Henderson being absent.

**D.)** Councilmember Pulley motioned to accept the donation of office furniture from former Mayor Gloria Whitehead, with Councilmember Caldwell seconding. The motion passed with a vote of 4-0, with Councilmember Henderson being absent.

#### **8.) Consent Items.**

**A.)** Councilmember Rasco motioned to accept the minutes of the regular Woodcreek City Council Meeting of October 14, 2009 with Councilmember Gumbert seconding the motion. The motion passed with a vote of 4-0, with Councilmember Henderson being absent.

**B.)** Councilmember Gumbert motioned to approve the November warrants, with Councilmember Caldwell seconding. The motion passed with a vote of 4-0, with Councilmember Henderson being absent.

#### **9.) Executive Session As Authorized by Sections 551.071 Related to Consultation with Attorney, 551.072 Related to Deliberations about Real Property, and 551.074 Related to Personnel Matters.** Council went into Executive Session at 7:47 p.m.

**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 Wood creek v. Aqua Texas, Inc. and MMMDK 1205GP, in the 207th District Court of Hays County.

**D.)** Discussion on Entrance Improvements.

**E.)** Discussion on City Administrator Evaluation.

**10. Reconvene in Open Session.** Council reconvened in Open Session at 8:24 p.m.

**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.

No action was taken by the Council on this item.

**B.)** Discussion and possible action on Cause No. A08CA851JN; Westridge Joint Venture v. City of Woodcreek; in the United States District Court; Western District of Texas; Austin Division. No action was taken by the Council on this item.

**C.)** Discussion and possible action on Cause No. 07-1588, City of Wood creek v. Aqua Texas, Inc. and MMMDK 1205GP, in the 207th District Court of Hays County. No action was taken by the Council on this item.

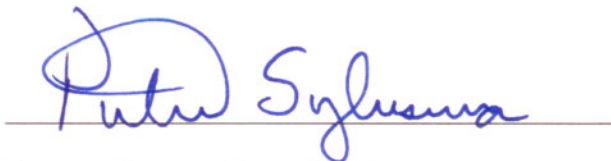
**D.)** Discussion on Entrance Improvements. No action was taken by the Council on this item.

**E.)** Discussion on City Administrator Evaluation. No action was taken by the Council on this item.

**11. Adjourn.** Councilmember Caldwell motioned to adjourn, with Councilmember Gumbert seconding. The motion passed with a vote of 4-0, with Councilmember Henderson being absent. The meeting was adjourned at 8:25 p.m.



Eric C. Eskelund, Mayor



Pieter Sybesma, City Administrator