



## CITY COUNCIL REGULAR MEETING

### City of Dripping Springs

Council Chambers, 511 Mercer St, Dripping Springs, TX

Tuesday, January 19, 2021 at 6:00 PM

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## MINUTES

### MEETING SPECIFIC VIDEOCONFERENCE INFORMATION

***Join Zoom Meeting***

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***Meeting ID:*** 867 1523 8174

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### CALL TO ORDER AND ROLL CALL

***City Council Members present were:***

Mayor Bill Foulds, Jr.

Mayor Pro Tem Taline Manassian

Council Member Place 2 Wade King

Council Member Place 3 Todd Purcell

Council Member Place 4 April Harris Allison

Council Member Place 5 Travis Crow

***Staff, Consultants & Appointed/Elected Officials present were:***

City Administrator Michelle Fischer

Deputy City Administrator Ginger Faught

City Attorney Laura Mueller

City Treasurer Gina Gillis

Finance Director Shawn Cox

City Secretary Andrea Cunningham

Senior Planner Amanda Padilla

Parks & Community Services Director Kelly Schmidt

Events & Programs Coordinator Maggie Peterson

Communications Director Lisa Sullivan

TIRZ Project Manager Keenan Smith  
Founders Day Commission Chair Brenda Medcalf  
Founders Day Commission Vice Chair Jake Adams

With a quorum of the City Council present, Mayor Foulds, Jr. called the meeting to order at 6:23 p.m.

## **PLEDGE OF ALLEGIANCE**

Council Member Purcell led the Pledge of Allegiance to the Flag.

## **PRESENTATION OF CITIZENS**

*A member of the public who desires to address the City Council regarding any item on an agenda for an open meeting may do so at presentation of citizens before an item or at a public hearing for an item during the City Council's consideration of that item. Citizens wishing to discuss matters not contained within the current agenda may do so, but only during the time allotted for presentation of citizens. Speakers are allowed two (2) minutes to speak during presentation of citizens or during each public hearing. Speakers may not cede or pool time. Members of the public requiring the assistance of a translator will be given twice the amount of time as a member of the public who does not require the assistance of a translator to address the City Council. It is the request of the City Council that members of the public wishing to speak on item(s) on the agenda with a noticed Public Hearing hold their comments until the item(s) are presented for consideration. Speakers are encouraged to sign in. Anyone may request a copy of the City's policy on presentation of citizens from the city secretary. By law no action may be taken during Presentations of Citizens.*

Mayor Foulds, Jr. announced that he will hold a public hearing for Agenda Item 7.

Rosie Roegner spoke regarding the Equestrian Trails at the Dripping Springs Ranch Park.

Gayna Smith spoke regarding Equestrian Trails and Mountain Bikers at the Dripping Springs Ranch Park.

Heather Hughes spoke regarding Equestrian Trails and Mountain Bikers at the Dripping Springs Ranch Park.

## **CONSENT AGENDA**

*The following items are anticipated to require little or no individualized discussion due to their nature being clerical, ministerial, mundane or routine. In an effort to enhance the efficiency of City Council meetings, it is intended that these items will be acted upon by the City Council with a single motion because no public hearing or determination is necessary. However, a City Council Member or citizen may request separate deliberation for a specific item, in which event those items will be removed from the consent agenda prior to the City Council voting on the consent agenda as a collective, singular item. Prior to voting on the consent agenda, the City Council may add additional items that are listed elsewhere on the same agenda.*

At the request of Council Member Purcell, the City Council considered Consent Agenda Items 1 and 2 separately.

1. **Approval of Resolution Designating the Mayor, Mayor Pro Tem, and Certain City Staff as Authorized Signatories regarding Financial and Budgetary Procedures.** *Sponsor: Mayor Foulds, Jr.*

A motion was made by Council Member Purcell to approve Resolution Designating the Mayor, Mayor Pro Tem, and Certain City Staff as Authorized Signatories regarding Financial and Budgetary Procedures. Council Member Crow seconded the motion which carried unanimously 4 to 0 to 1, with Mayor Pro Tem Manassian abstained.

**Filed as Resolution No. 2021-R03**

2. **Approval of an extension to the Canyon Creek Grounds Maintenance Agreement to align with the City fiscal year.** *Sponsor: Council Member King*

A motion was made by Council Member King to approve an extension to the Canyon Creek Grounds Maintenance Agreement to align with the City fiscal year. Council Member Purcell seconded the motion which carried unanimously 5 to 0.

## **BUSINESS AGENDA**

3. **Discuss and consider approval of a recommendation from the Founders Day Commission to cancel the 2021 Founders Day Festival.** *Sponsor: Mayor Pro Tem Manassian*

Brenda Medcalf and Jake Adams presented the item, and a statement from the Founders Day Commission is on file. The Founders Day Commission is recommending that the 2021 Founders Day Festival be cancelled.

A motion was made by Council Member King to approve the Founders Day Commission recommendation to cancel the 2021 Founders Day Festival. Council Member Purcell seconded the motion which carried 4 to 1, with Council Member Crow opposed.

4. **Discuss and consider selection of grant services for the Old Fitzhugh Road Project.** *Sponsor: Mayor Pro Tem Manassian*

Keenan Smith presented the staff report which is on file. Staff and the TIRZ No. 1 & No. 2 Board recommend the selection of TJKM for Grant Writing services related to the Old Fitzhugh Road Project.

A motion was made by Council Member Purcell to approve the selection of TJKM for Grant Writing services related to the Old Fitzhugh Road Project, and to authorize staff to negotiate the service agreement. Council Member Harris-Allison seconded the motion which carried unanimously 5 to 0.

5. **Discuss and consider approval of Proposed Covid-19 Precautions Plan for Parks and Community Services Summer 2021 Programs and Pool Operations.** *Sponsor: Council Member King*

Kelly Schmidt presented the staff report which his on file. Staff recommends approval of the plan.

A motion was made by Council Member Purcell to approve the proposed Covid-19 Precautions Plan for Parks and Community Services Summer 2021 Programs and Pool Operations. Council Member King seconded the motion which carried unanimously 5 to 0.

6. **Discuss and consider approval of the creation of a Parks & Community Services Programs & Aquatics Manager position and its job description.** *Sponsor: Council Member King*

Kelly Smith presented the staff report which is on file. Staff recommends approval the creation of the job position and description.

A motion was made by Council Member Harris-Allison to approve the creation of a Parks & Community Services Programs & Aquatics Manager position and its job description. Council Member King seconded the motion which carried unanimously 5 to 0.

7. **Discuss and consider approval of an Ordinance Amending Section 17.5 (a) – Outdoor Only Daily Use Permit of the City of Dripping Springs Fee Schedule, removing Mountain Bikers.** *Sponsor: Mayor Pro Tem Manassian*

Mayor Pro Tem Manassian presented the item. Kelly Smith presented the staff report which is on file.

Mayor Foulds opened the Public Hearing.

Lauren Marsan and David Dougals spoke in favor of the removal of the fee for Mountain Bikers.

Kathy Boylan spoke in favor of keeping the fee for Mountain Bikers.

No action was taken on this item. The City Council directed staff to review and clarify fees associated with Mountain Bikers are the Dripping Springs ranch Park.

8. **Discuss and consider approval of an Ordinance Amending the Dripping Springs Fee Schedule for fees related to the Dripping Springs Farmers Market.** *Sponsor: Mayor Pro Tem Manassian*

Kelly Smith presented the staff report which is on file. Staff recommends approval of the fee amendments.

A motion was made by Council Member Purcell to approve an Ordinance Amending the Dripping Springs Fee Schedule for fees related to the Dripping Springs Farmers Market. Council Member King seconded the motion which carried unanimously 5 to 0.

**Filed as Ordinance No. 2021-06**

9. **Discuss and consider an Amendment to Task Order No. 1 and Task Order No. 2 to the Professional Services Agreement between the City of Dripping Springs and HDR**

**Engineering, and related to Real Estate Project Management for the East and West Interceptor.** *Sponsor: Mayor Bill Foulds, Jr.*

Ginger Faught presented the staff report which is on file. Staff recommends approval for the amendments to Task Order No. 1 and Task Order No. 2.

A motion was made by Mayor Pro Tem Manassian to approve Amendment to Task Order No. 1 and Task Order No. 2 to the Professional Services Agreement between the City of Dripping Springs and HDR Engineering, and related to Real Estate Project Management for the East and West Interceptor. Council Member King seconded the motion which carried unanimously 5 to 0.

A motion was made by Mayor Pro Tem Manassian to adjourn into Executive Session under Texas Government Code Sections 551.071, Consultation with City Attorney and 551.072, Deliberation of Real Property and regarding Executive Session Agenda Items 10, 12 and 13. Council Member Crow seconded the motion which carried unanimously 5 to 0.

**EXECUTIVE SESSION AGENDA**

*The City Council for the City of Dripping Springs has the right to adjourn into executive session at any time during the course of this meeting to discuss any matter 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). The City Council for the City of Dripping Springs may act on any item listed in Executive Session in Open Session or move any item from Executive Session to Open Session for action.*

- 10. Consultation with City Attorney and Deliberation of Real Property regarding property acquisition related to the South Regional Water Reclamation Project.** *Consultation with City Attorney, 551.071; Deliberation of Real Property, 551.072*
- 11. Consultation with City Attorney regarding legal issues related to Emergency Management, Disaster Declaration, and Emergency Orders.** *Consultation with City Attorney, 551.071*
- 12. Deliberation of Real Property and Consultation with City Attorney regarding legal issues related to Real Property for the Tax Increment Reinvestment Zone including the Town Center Project and uses and real property in the Triangle and Veterans Memorial Park.** *Consultation with City Attorney, 551.071; Deliberation of Real Property, 551.072*
- 13. Consultation with City Attorney regarding legal issues related to the Zoning Ordinance, Development Agreements, Municipal Utility Districts, Easements, and Density of Development.** *Consultation with Attorney, 551.071*

The City Council met in Executive Session from 8:03 p.m. to 8:38 p.m.

No action or vote was taken during Executive Session. Mayor Foulds returned the meeting to Open Session at 8:40 p.m.

## OPEN SESSION

A motion was made by Mayor Pro Tem Manassian to pull Executive Agenda Item 10 into open session for possible action. Council Member King seconded the motion which carried 4 to 0 to 1, with Council Member Purcell absent during voting.

### **10. Consultation with City Attorney and Deliberation of Real Property regarding property acquisition related to the South Regional Water Reclamation Project.** *Consultation with City Attorney, 551.071; Deliberation of Real Property, 551.072*

A motion was made by Mayor Pro Tem Manassian to authorize the Mayor and Deputy City Administrator to negotiate the acquisition of an easement up to the appraised amount of property as discussed in the Executive Session. Council Member Harris-Allison seconded the motion which carried unanimously 5 to 0.

## UPCOMING MEETINGS

### **City Council Meetings**

February 9, 2021 at 6:00 p.m.  
February 16, 2021 at 6:00 p.m.  
March 9, 2021 at 6:00 p.m.  
March 16, 2021 at 6:00 p.m.

### **Board, Commission & Committee Meetings**

January 21, 2021 at 10:00 a.m. Farmers Market Association Board  
January 21, 2021 at 12:00 p.m. Emergency Management Commission  
January 25, 2021 at 3:30 p.m. Transportation Committee  
January 25, 2021 at 6:30 p.m. Founders Day Commission  
January 26, 2021 at 6:30 p.m. Planning & Zoning Commission  
January 27, 2021 at 4:00 p.m. Economic Development Committee  
February 1, 2021 at 6:00 p.m. Parks & Recreation Commission  
February 3, 2021 at 12:00 p.m. DSRP Board  
February 4, 2021 at 4:00 p.m. Historic Preservation Commission  
February 8, 2021 at 4:00 p.m. TIRZ No. 1 & No. 2 Board  
February 8, 2021 at 6:30 p.m. Founders Day Commission  
February 10, 2021 at 4:00 p.m. Utility Commission

## ADJOURN

A motion was made by Mayor Pro Tem Manassian to adjourn the meeting. Council Member King seconded the motion which carried unanimously 5 to 0.

This regular meeting adjourned at 8:42 p.m.

**APPROVED ON:** February 9, 2021

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Bill Foulds, Jr., Mayor

**ATTEST:**

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Andrea Cunningham, City Secretary