



**DRIPPING SPRINGS**  
Texas

**CITY COUNCIL REGULAR MEETING**  
**City of Dripping Springs**  
**Council Chambers, 511 Mercer St, Dripping Springs, TX**  
**Tuesday, February 15, 2022 at 6:00 PM**

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**MINUTES**

**CALL TO ORDER AND ROLL CALL**

With a quorum of the City Council present, Mayor Foulds, Jr., called the meeting to order at 6:00 p.m.

**City Council Members present were:**

Mayor Bill Foulds, Jr.  
Mayor Pro Tem Taline Manassian  
Council Member Place 2 Wade King  
Council Member Place 3 Geoffrey Tahuahua  
Council Member Place 4 April Harris Allison  
Council Member Place 5 Sherrie Parks

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

City Administrator Michelle Fischer  
City Attorney Laura Mueller  
City Treasurer Shawn Cox  
City Secretary Andrea Cunningham  
Communications & Marketing Director Lisa Sullivan  
Public Works Director Aaron Reed  
Utilities Superintendent Jesse Kennis  
Parks & Community Services Director Kelly Schmidt  
DSRP Manager Emily Nelson  
Planning Director Howard Koontz  
Senior Planner Tory Carpenter  
Planning Assistant Warlan Rivera  
Special Counsel David Tuckfield

**PLEDGE OF ALLEGIANCE**

Mayor Pro Tem Manassian 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.*

Brenda Foster spoke regarding roadways related to the proposed Village Grove development.

## **PROCLAMATIONS**

- 1. Approval of a Proclamation proclaiming February 22, 2022, as "President George Washington Day" in the City of Dripping Springs, Texas.** *Sponsors: Council Member King & Council Member Tahuahua*

Council Member Tahuahua read and presented the proclamation to Blair Rudy, representative of the William Hightower Texas Society of the Sons of the American Revolution Chapter 35.

A motion was made by Council Member Tahuahua to approve a Proclamation proclaiming February 22, 2022, as "President George Washington Day" in the City of Dripping Springs, Texas. Mayor Pro Tem Manassian seconded the motion which carried unanimously 5 to 0.

- 2. Approval of a Proclamation proclaiming the month of February 2022, as "Dating Violence Awareness and Prevention Month" in the City of Dripping Springs, Texas.** *Sponsors: Council Member King & Council Member Tahuahua*

Council Member King read and presented the proclamation to Holly Cunningham, Hays-Caldwell Women's Center Director of Community Partnerships.

A motion was made by Council Member Harris-Allison to approve a Proclamation proclaiming the month of February 2022, as "Dating Violence Awareness and Prevention Month" in the City of Dripping Springs, Texas. Council Member King seconded the motion which carried unanimously 5 to 0.

## **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.*

- 3. Approval of the January 2022 City Treasurer's Report.**
- 4. Approval of the February 1, 2022, City Council workshop and regular meeting minutes.**

5. **Approval of a Resolution of the City of Dripping Springs, Texas, Approving and Accepting a Construction Bond for Driftwood Subdivision Phase 2 Water and Wastewater.** *Applicant: Driftwood Ranch and Golf Club*

**Filed as Resolution No. 2022-R08**

6. **Approval of a Resolution adopting a Drought Contingency Plan for the City of Dripping Springs.** *Sponsor: Mayor Foulds, Jr.*

**Filed as Resolution No. 2022-R09**

7. **Approval of a Co-Sponsorship Agreement between the City of Dripping Springs and Dripping Springs Helping Hands, Inc. for a Texas Market Guide event to be held at Dripping Springs Ranch Park on March 26 and 27, 2022.** *Sponsor: Council Member Parks.*
8. **Approval of a Dripping Springs Ranch Park Co-Sponsorship Agreement with between the City of Dripping Springs and the Texas Hill Country Barrel Racing Association.** *Sponsor: Council Member Parks*

A motion was made by Mayor Pro Tem Manassian to approve Consent Agenda Items 3 – 8. Council Member Parks seconded the motion which carried unanimously 5 to 0.

## **MORATORIUM WAIVERS**

9. **Discuss and consider approval of a Waiver Application from the temporary development moratorium for the Zoe Life Center development.** *Applicant: Charley Dorsaneo*
  - a. **Applicant Presentation** – Applicant Charley Dorsaneo presented the item.
  - b. **Staff Report** – Tory Carpenter presented the staff report which is on file.
  - c. **Waiver Application** – A motion was made by Council Member King to deny approval of a Waiver Application from the temporary development moratorium for the Zoe Life Center development. Mayor Pro Tem Manassian seconded the motion which carried unanimously 5 to 0.

## **BUSINESS AGENDA**

10. **Public hearing and possible action regarding an Ordinance of the City of Dripping Springs, Texas ("City") extending the Temporary Moratorium on the Acceptance, Authorization, and Approvals necessary for the Subdivision, Site Planning, Development, or Construction in the City Limits and Extraterritorial Jurisdiction, providing for Findings of Fact, Definitions, Applicability, Purpose, Enactment, Duration, Extension, Exceptions, and Exemptions, Determination and Appeals, Repealer, Severability, Enforcement, Effective Date, and Proper Notice and Meeting.** *Sponsor: Mayor Foulds, Jr.*

**a. Staff Report** – Laura Mueller presented the staff report which is on file.

**b. Public Hearing** – Taylor Johnson and Charley Dorsaneo spoke in support of a Wastewater Moratorium only during the Public Hearing.

**c. Moratorium Ordinance** – A motion was made by Mayor Pro Tem Manassian to approve an Ordinance of the City of Dripping Springs, Texas ("City") extending the Temporary Moratorium on the Acceptance, Authorization, and Approvals necessary for the Subdivision, Site Planning, Development, or Construction in the City Limits and Extraterritorial Jurisdiction, providing for Findings of Fact, Definitions, Applicability, Purpose, Enactment, Duration, Extension, Exceptions, and Exemptions, Determination and Appeals, Repealer, Severability, Enforcement, Effective Date, and Proper Notice and Meeting. Council Member King seconded the motion which carried unanimously via roll call vote:

Mayro Pro Tem Manassian	Aye
Council Member King	Aye
Council Member Tahuahua	Aye
Council Member Harris-Allison	Aye
Council Member Parks	Aye

**11. Discuss and consider approval of a Resolution Authorizing City Staff to Negotiate an Advance Funding Agreement (AFA) with TxDOT for the Mercer St. Transportation Alternative Set Aside (TASA) Grant Project. Sponsor: Council Member Tahuahua**

Aaron Reed presented the staff report which is on file. Staff recommends approval of the resolution.

A motion was made by Council Member Tahuahua to approve a Resolution Authorizing City Staff to Negotiate an Advance Funding Agreement (AFA) with TxDOT for the Mercer St. Transportation Alternative Set Aside (TASA) Grant Project. Council Member Harris-Allison seconded the motion which carried unanimously 5 to 0.

**Filed as Resolution No. 2022-R10**

**12. Discuss and consider approval of a Use Agreement between the City of Dripping Springs and Tiger Splash TAAF Swim Team related to use of the Founders Memorial Pool for the 2022 swim season. Sponsor: Council Member Parks**

Kelly Schnidt presented the staff report which is on file. Staff and the Parks & Recreation Commission recommend approval of the agreement.

A motion was made by Council Member Harris-Allison to approve a Use Agreement between the City of Dripping Springs and Tiger Splash TAAF Swim Team related to use of the Founders Memorial Pool for the 2022 swim season with a fifteen percent (15%) discount. Council Member King seconded the motion which carried unanimously 5 to 0.

- 13. Discuss and consider approval of a Logo Use and Co-Sponsorship Agreement between the City of Dripping Springs and the Dripping Springs Ag Boosters for the 2022 Rodeo.**  
*Sponsor: Council Member Parks.*

Emily Nelson presented the staff report which is on file. Staff recommends approval of the agreement.

A motion was made by Council Member King to approve a Logo Use and Co-Sponsorship Agreement between the City of Dripping Springs and the Dripping Springs Ag Boosters for the 2022 Rodeo. Council Member Parks seconded the motion which carried unanimously 5 to 0.

- 14. Discuss and consider approval of a Co-Sponsorship agreement between the City of Dripping Springs and the Dripping Springs Visitors Bureau for use of the Stephenson Building parking lot and field to host the Dripping Springs Brewers Festival on March 26, 2022.** *Sponsor: Council Member Parks.*

Kelly Schmidt presented the staff report which is on file. Staff recommends approval of the agreement with the following changes:

1. \$300.00 Payment to the City of Dripping Springs;
2. Additions of the use of barricades; and
3. Allowance for table and chair storage at the Stephenson Building.

Pam Owens spoke regarding the event.

A motion was made by Council Member Parks to approve a Co-Sponsorship agreement between the City of Dripping Springs and the Dripping Springs Visitors Bureau for use of the Stephenson Building parking lot and field to host the Dripping Springs Brewers Festival on March 26, 2022, with staff recommendations. Council Member Harris-Allison seconded the motion which carried unanimously 5 to 0.

- 15. Discuss and consider approval of an Ordinance amending the Fee Schedule for Section 9: Parks & Community Services; Section 10: Alcoholic Beverages; and Section 17: Dripping Springs Ranch Park.**

Kelly Schmidt, Emily Nelson, and Andrea Cunningham presented the staff report which is on file. Staff recommends approval of the ordinance.

A motion was made by Council Member Harris-Allison to approve an Ordinance amending the Fee Schedule for Section 9: Parks & Community Services; Section 10: Alcoholic Beverages; and Section 17: Dripping Springs Ranch Park. Council Member Parks seconded the motion which carried unanimously 5 to 0.

**Filed as Ordinance No. 2022-04**

- 16. Public hearing and consideration of approval of an Ordinance amending the Fiscal Year 2022 budget and for the reinstatement of the City of Dripping Springs Municipal Court**

**and provision of the position of Part-Time Municipal Court Clerk and for amendments to the Parks budget related to Adult Softball. Sponsor: Mayor Foulds, Jr.**

**a. Staff Report** – Kelly Schmidt, Laura Mueller and Shawn Cox presented the staff report which is on file. Staff recommends approval of the ordinance.

**b. Public Hearing** – No one spoke during the Public Hearing.

**c. Budget Amendment Ordinance** – A motion was made by Council Member Tahuahua to approve an Ordinance amending the Fiscal Year 2022 budget and for the reinstatement of the City of Dripping Springs Municipal Court and provision of the position of Part-Time Municipal Court Clerk and for amendments to the Parks budget related to Adult Softball. Council Member King seconded the motion which carried unanimously 5 to 0.

**Filed as Ordinance No. 2022-05**

**17. Discuss and consider the Appointment of individuals to the TIRZ No. 1 & No. 2 Board.**

Andrea Cunningham presented the staff report which is on file.

A motion was made by Council Member Harris-Allison to approve of the Appointment of James Alexander and Russell Collins to the TIRZ No. 1 & No. 2 Board. Mayor Pro Tem Manassian seconded the motion which carried unanimously 5 to 0.

**18. Discuss and consider approval of the position and job description for Part-Time Municipal Court Clerk. Sponsor: Mayor Foulds, Jr.**

Laura Mueller presented the staff report which is on file. Staff recommends approval.

A motion was made by Mayor Pro Tem Manassian to approve the position and job description for Part-Time Municipal Court Clerk. Council Member Harris-Allison seconded the motion which carried unanimously 5 to 0.

**REPORTS**

*Reports of Staff, Boards, Commissions, Committees, Boards and Agencies are on file and available for review upon request. The City Council may provide staff direction; however, no action may be taken.*

Reports are on file and available for review upon request.

**19. Maintenance & Facilities Monthly Report**

*Craig Rice, Maintenance Director*

**20. 2021 Parks & Community Services Annual Report**

*Kelly Schmidt, PCS Director*

**21. Emergency Management Report**

*Roman Baligad, EMC Coordinator*

## **22. Economic Development Committee Report**

*Kim Fernea, EDC Chair*

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, 551.072, Deliberation of Real Property, and 551.074, Deliberation of Personnel Matters and regarding Executive Session Agenda Items 23 – 27. Council Member King 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.*

- 23. Consultation with city attorney related to the 90 day operations of the South Regional Water Reclamation Facility.** *Consultation with Attorney, 551.071*
- 24. Consultation with City Attorney and Deliberation of Real Property regarding property acquisition related to the South Regional Water Reclamation Project and matters related to the Wastewater Permit.** *Consultation with City Attorney, 551.071; Deliberation of Real Property, 551.072*
- 25. Consultation with City Attorney and Deliberation on Real Property related to easements for road improvements at Roger Hanks Parkway and South Regional Water Reclamation Project.** *Consultation with City Attorney, 551.071; Deliberation on Real Property, 551.072*
- 26. Deliberation on the appointment, employment, evaluation, reassignment, or duties for IT Coordinator, Municipal Court Clerk, Umpire, Scorekeeper, and Softball Coordinator.** *Deliberation on Personnel Matters, 551.074*
- 27. Deliberation on personnel matters related to the appointment of a public officer as the Interim Utility Commission Chair and consultation with City Attorney regarding legal matters related to the Appointment of an Interim Utility Commission Chair.** *Deliberation on Personnel Matters, 551.074; Consultation with City Attorney, 551.071*

The City Council met in Executive Session from 7:42 p.m. – 9:10 p.m.

Council Member King left the Executive Session and exited the Council Chambers at 8:45 p.m.

No vote or action was taken during Executive Session. Mayor Foulds, Jr. returned the meeting to Open Session at 9:10 p.m.

### **UPCOMING MEETINGS**

**City Council & Board of Adjustment Meetings**

February 22, 2022, at 5:00 p.m. (Moratorium Waivers)

March 1, 2022, at 6:00 p.m. (CC & COA)

March 15, 2022, at 6:00 p.m.

April 5, 2022, at 6:00 p.m. (CC & COA)

April 19, 2022, at 6:00 p.m.

**Board, Commission and Committee Meetings**

February 17, 2022, Farmers Market Committee at 12:00 p.m.

February 17, 2022, Emergency Management Commission at 12:00 p.m.

February 22, 2022, Planning & Zoning Commission at 6:00 p.m.

February 23, 2022, Economic Development Committee at 4:00 p.m.

February 24, 2022, Parks & Recreation Commission at 6:00 p.m.

February 28, 2022, Transportation Committee at 3:30 p.m.

February 28, 2022, Founders Day Commission at 6:30 p.m.

**ADJOURN**

A motion was made by Council Member Harris-Allison to adjourn the meeting. Council Member Parks seconded the motion which carried unanimously 4 to 0.

This regular meeting adjourned at 9:11 p.m.

**APPROVED ON:** March 1, 2022

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Bill Foulds, Jr., Mayor

**ATTEST:**

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Andrea Cunningham, City Secretary