



City Council Regular Meeting

City of Dripping Springs Council Chambers

511 Mercer Street - Dripping Springs, TexasTexas

Tuesday, May 07, 2024, at 6:00 PM

MINUTES

CALL TO ORDER & 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 4 Travis Crow
Council Member Place 5 Sherrie Parks

City Council Member absent was:

Council Member Place 3 Geoffrey Tahuahua

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

City Administrator Michelle Fischer
Deputy City Administrator Ginger Faught
Deputy City Administrator Shawn Cox
City Attorney Laura Mueller
Deputy City Attorney Aniz Alani
Municipal Court Judge Marilyn Miller, JD LLM CELA
IT Director Jason Weinstock
People & Communications Director Lisa Sullivan
Planning Director Tory Carpenter
Parks & Community Services Director Andy Binz
DSRP Manager Emily Nelson
DSRP Assistant Manager Lily Sellers
Farmers Market Manager Charlie Reed
Planning & Zoning Commission Chair Mim James
Deputy Constable Zach Miller
Cathy Gieselman, Deputy City Secretary

PLEDGE OF ALLEGIANCE

Mayer Pro Tem Manassian led the Pledge of Allegiance to the Flag.

ELECTIONS

1. **Administration of Oath of Office and Statement of Officer, and issuance of Certificate of Election for Mayor Bill Foulds, Jr.** *Municipal Court Judge, Marilyn Miller*
2. **Administration of Oath of Office and Statement of Officer, and issuance of Certificate of Election for Council Member Place 2 Wade King.** *Municipal Court Judge, Marilyn Miller*
3. **Administration of Oath of Office and Statement of Officer, and issuance of Certificate of Election for Council Member Place 4 Travis Crow.** *Municipal Court Judge, Marilyn Miller*

Judge Miller administered the Oath of Office and Statement of Officer to Mayor Bill Foulds, Jr., Council Member Wade King, and Council Member Travis Crow and presented the Certificates of Election.

PRESENTATION OF CITIZENS

A member of the public that wishes to address the City Council on any issue, regardless of whether it is posted on this agenda, may do so during Presentation of Citizens. It is the request of the City Council that individuals wishing to speak on agenda items with a public hearing hold their comments until the item is being considered. Individuals are allowed two (2) minutes each to speak regarding issues not on the agenda and two (2) minutes per item on the agenda and may not cede or pool time. Those requiring the assistance of a translator will be allowed additional time to speak. Individuals are not required to sign in; however, it is encouraged. Individuals that wish to share documents with the City Council must present the documents to the City Secretary or City Attorney providing at least seven (7) copies; if seven (7) copies are not provided, the City Council will receive the documents the following day. Audio Video presentations will not be accepted during Presentation of Citizens. By law no action shall be taken during Presentation of Citizens; however, the Mayor may provide a statement of specific factual information, recitation of existing policy, or direction or referral to staff.

Christian Hemsley spoke regarding the Dripping Springs Mountain Club.

CONSENT AGENDA

The following items will be acted upon in a single motion and are considered to be ministerial or routine. No separate discussion or action on these items will be held unless pulled at the request of a member of the City Council or City staff.

Mayor Pro Tem Manassian requested items 4 & 5 to be taken separately. Via unanimous consent, these items were taken separately.

4. **Approval of the April 16, 2024, City Council regular meeting minutes.**

A motion was made by Council Member Parks to approve the April 16, 2024, City Council regular meeting minutes. Council member Crow seconded the motion with carried 3 to 0 to 1, with Mayor Pro Tem Manassian abstaining.

5. **Approval of an Ordinance granting to Universal Natural Gas, LLC (d/b/a Universal Natural Gas, Inc.) a non-exclusive Franchise Agreement to install, operate, and maintain a distribution system for the transportation, distribution and/or sale of gas to customers and the public generally in the City of Dripping Springs.** *Sponsor: Mayor Bill Foulds, Jr.*

A motion was made by Mayor Pro Tem Manassian to approve an Ordinance granting to Universal Natural Gas, LLC (d/b/a Universal Natural Gas, Inc.) a non-exclusive Franchise Agreement to install, operate, and maintain a distribution system for the transportation, distribution and/or sale of gas to customers and the public generally in the City of Dripping Springs. Council Member Parks seconded the motion which carried unanimously 4 to 0.

Filed as Ordinance No. 2024-21

BUSINESS AGENDA

6. **Discuss and consider approval of the Appointment of Hector Gomez as the City Secretary of the City of Dripping Springs, Hays County, Texas.**

Mayor Foulds, Jr. stated that this item was not needed. No action was taken.

Via unanimous consent, the City Council heard items 7 and 8 concurrently.

7. **Public hearing and consideration of approval of an Ordinance regarding ANEX2024-0001: An Annexation Petition of for the St. Martin de Porres Catholic Church located at 230 Post Oak Drive.** *Applicant: Jon Thompson*

- a. **Applicant Presentation** – There was no presentation; Jon Thompson was available for questions.
- b. **Staff Report** – Tory Carpenter presented the staff report. Corrected staff report is on file. Staff recommends approval of the Annexation.
- c. **Public Hearing** – No one spoke during the Public Hearing.
- d. **Agreement**
- e. **Ordinance** – A motion was made by Mayor Pro Tem Manassian to approve Ordinance regarding ANEX2024-0001: An Annexation Petition of for the St. Martin de Porres Catholic Church located at 230 Post Oak Drive. Council Member Crow seconded the motion which carried unanimously 4 to 0.

Filed as Ordinance No. 2024-22

8. **Public hearing and consideration of approval of an Ordinance regarding ZA2024-002: an application for a zoning map amendment from Agriculture (AG) to Government/Utility/Institutional (GUI) for the St. Martin de Porres Catholic Church located at 230 Post Oak Drive.** *Applicant: Jon Thompson*

- a. **Applicant Presentation** – There was no presentation.

b. Staff Report – Tory Carpenter provided the staff report which is on file. Staff recommends approval of the zoning amendment.

c. Planning & Zoning Commission Report – Mim James reported that the Planning and Zoning Commission unanimously voted to approve of the recommendation to City Council for approval of the zoning amendment.

d. Public Hearing – No one spoke during the Public Hearing.

e. Ordinance – A motion was made by Mayor Pro Tem Manassian to approve Ordinance regarding ZA2024-002: an application for a zoning map amendment from Agriculture (AG) to Government/Utility/Institutional (GUI) for the St. Martin de Porres Catholic Church located at 230 Post Oak Drive. Council Member King seconded the motion which carried unanimously 4 to 0.

Filed as Ordinance No. 2024-23

9. Public hearing and consideration of approval of an Ordinance regarding ZA2024-001: an application for a zoning map amendment from Single Family/Low Density (SF-1) to Local Retail (LR) for the 575 Old Fitzhugh Rd. Applicant: McKena Strobel

a. Applicant Presentation – There was no presentation.

b. Staff Report – Tory Carpenter provided the staff report which is on file. Staff recommends approval of the zoning amendment.

c. Planning & Zoning Commission Report – Tory Carpenter reported that the Planning & Zoning Commission unanimously voted to approve the recommendation to City Council for approval of the zoning amendment.

d. Public Hearing – No one spoke during the Public Hearing.

e. Ordinance – A motion was made by Council Member Parks to approve Ordinance regarding ZA2024-001: an application for a zoning map amendment from Single Family/Low Density (SF-1) to Local Retail (LR) for the 575 Old Fitzhugh Rd. Council Member Crow seconded the motion which carried unanimously 4 to 0.

Filed as Ordinance No. 2024-24

Via unanimous consent, at the request of staff, this item was tabled.

10. Discuss and consider the Appointment of Zach West to the Utility Commission as a Representative of the Hays Trinity Groundwater Conservation District for an unexpired term ending June 30, 2024.

11. Presentation on 2023 Western Wonderland event; discussion and consideration of approval of 2024 Western Wonderland event. Emily Nelson, Dripping Springs Ranch Park Manager.

Emily Nelson provided a presentation which is on file. Staff recommends approval of the event.

A motion was made by Council Member Crow to approve the 2024 Western Wonderland event. Council Member King seconded the motion which carried unanimously 4 to 0.

Removed from the table via unanimous consent.

10. Discuss and consider the Appointment of Zach West to the Utility Commission as a Representative of the Hays Trinity Groundwater Conservation District for an unexpired term ending June 30, 2024.

A motion was made by Mayor Pro Tem Manassian to approve the Appointment of Zach West to the Utility Commission as a Representative of the Hays Trinity Groundwater Conservation District for an unexpired term ending June 30, 2024. Council Member Crow seconded the motion which carried unanimously 4 to 0.

12. Discuss and consider possible action regarding the Joint Use Agreement between the City of Dripping Springs and the Dripping Springs Mountain Bike Club related to maintenance, use, and other activities on Dripping Springs Ranch Park trails. Sponsor: Council Member Sherrie Parks

Emily Nelson provided a presentation which is on file. Laura Mueller reviewed the handout provided to City Council which is on file.

Lindsey Thomas with the Dripping Springs Mountain Bike Club spoke regarding the club. A handout of her talking points was provided to the City Council and is on file.

No action taken.

REPORTS

Reports listed are on file and available for review upon request. The City Council may provide staff direction; however, no action shall be taken.

13. Planning Department Report
Tory Carpenter, Planning Director

A motion was made by Mayor Pro Tem Manassian to adjourn into Closed Session under Texas Government Code Sections 551.071, Consultation with Attorney and 551.072, Deliberation of Real Property and regarding Closed Session Agenda Items 14-15. Council Member Parks seconded the motion which carried unanimously 4 to 0.

CLOSED SESSION

The City Council has the right to adjourn into closed session on any item on this agenda and at any time during the course of this meeting to discuss any matter as authorized by law or by the Open Meetings Act, Texas Government Code Sections 551.071 (Consultation With Attorney), 551.072 (Deliberation Regarding Real Property), 551.073 (Deliberation Regarding Prospective Gifts), 551.074 (Personnel

Matters), 551.076 (*Deliberation Regarding Security Devices or Security Audits*), and 551.087 (*Deliberation Regarding Economic Development Negotiations*), and 551.089 (*Deliberation Regarding Security Devices or Security Audits*). Any final action or vote on any Closed Session item will be taken in Open Session.

14. **Consultation with Attorney and Deliberation Regarding Potential Right-of-Way Acquisition.** *Consultation with Attorney, 551.071; Deliberation Regarding Real Property 551.072*
15. **Consultation with Attorney related to legal issues on the agreement with the Dripping Springs Mountain Biking Club.** *Consultation with Attorney, 551.071*

The City Council met in Closed session from 7:08 p.m. to 8:02 p.m.

No action or vote was taken during Closed Session. Mayor Foulds, Jr. returned the meeting to Open Session at 8:02 p.m.

Mayor Foulds, Jr. stated that staff will close the effected trails at the Dripping Springs Ranch Park until safety concerns are addressed. Updates will be provided to the community as to when the effected trails will re-open. If anyone is found to be in the closed areas, they will be banned from use.

UPCOMING MEETINGS

City Council & Board of Adjustment Meetings

- May 21, 2024, at 6:00 p.m. (CC)
- June 4, 2024, at 6:00 p.m. (CC & BOA)
- June 18, 2024, at 6:00 p.m. (CC)
- July 2, 2024, at 6:00 p.m. (CC & BOA)

Board, Commission, & Committee Meetings

- May 8, 2024, DSRP Board at 11:00 a.m.
- May 13, 2024, TIRZ No. 1 & No. 2 Board at 4:00 p.m.
- May 12, 2024, Founders Day Commission at 6:30 p.m.
- May 14, 2024, Planning & Zoning Commission at 6:00 p.m.
- May 15, 2024, Parks & Recreation Commission at 6:00 p.m.
- May 16, 2024, Farmers Market Committee at 10:00 a.m.
- May 16, 2024, Emergency Management Committee at 12:00 p.m.
- May 16, 2024, Utility Commission at 4:00 p.m.
- May 20, 2024, Transportation Committee at 3:30 p.m.

ADJOURN

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

This regular meeting adjourned at 8:08 p.m.

APPROVED ON: *May 21, 2024*

Bill Foulds, Jr., Mayor

ATTEST:

Cathy Gieselman, Deputy City Secretary