



DRIPPING SPRINGS
Texas

CITY COUNCIL & BOARD OF ADJUSTMENT WORKSHOP & REGULAR MEETING

City of Dripping Springs

Council Chambers, 511 Mercer St, Dripping Springs, TX

Tuesday, March 01, 2022 at 6:00 PM

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
Deputy City Administrator Ginger Faught
City Attorney Laura Mueller
City Treasurer Shawn Cox
City Secretary Andrea Cunningham
Communications & Marketing Director Lisa Sullivan
Parks & Community Services Director Kelly Schmidt
Aquatics & Programs Manager Mack Rusick
Farmers Market Manager Charlie Reed
Planning Director Howard Koontz
Senior Planner Tory Carpenter
Planning Assistant Warlan Rivera
Maintenance Director Craig Rice
Planning & Zoning Commission Chair Mim James

CITY COUNCIL & BOARD OF ADJUSTMENT REGULAR MEETING

PLEDGE OF ALLEGIANCE

Council Member Harris-Allison 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. and Council Member Tahuahua presented outgoing Parks & Community Services Director Kelly Schmidt with a Service Award and Texas Flag.

Charlie Busbey spoke regarding identity politics, requesting the City Council not consider proclamations regarding race, gender, and gender identity.

BOARD OF ADJUSTMENT

CALL TO ORDER AND ROLL CALL

With a quorum of the Board of Adjustment present, Chair Foulds, Jr. called the meeting to order.

Board of Adjustment Members present were:

Bill Foulds, Jr., Chair
Taline Manassian
Wade King
Geoffrey Tahuahua
April Harris Allison
Sherrie Parks
Charlie Busbey (Alternate)

BOARD OF ADJUSTMENT AGENDA

- 1. Public hearing and consideration of VAR2022-0001: an application for a variance to allow an encroachment into the side building setback for a property located at 767 Bunker Ranch Blvd, being block 1, lot 1 out of the Bunker Ranch Phase 2 subdivision.**
Applicant: Trent Marino
 - a. Applicant Presentation** – Trent Marino gave a presentation on the item.
 - b. Staff Report** – Tory Carpenter presented the staff report which is on file.
 - c. Planning & Zoning Commission Report** – Chair James presented the report. The Commission recommended Board of Adjustment approval unanimously 6 to 0.
 - d. Public Hearing** – No one spoke during the Public Hearing.
 - e. VAR2022-0001** – A motion was made by Board Member Manassian to approve VAR2022-0001: an application for a variance to allow an encroachment into the side

building setback for a property located at 767 Bunker Ranch Blvd, being block 1, lot 1 out of the Bunker Ranch Phase 2 subdivision. Board Member Harris-Allison seconded the motion which carried unanimously 6 to 0.

CITY COUNCIL

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.

2. **Approval of a Resolution accepting a donation for the Sports and Recreation Park Adult Softball Fields from the Dripping Springs Adult Softball Association.** *Sponsor: Council Member Parks*

Filed as Resolution No. 2022-R08

3. **Approval of the February 15, 2022, City Council regular meeting minutes.**
4. **Approval of an Ordinance cancelling the May 7, 2022, general election and declaring each unopposed candidate elected to office; providing that this ordinance shall be cumulative of all ordinances; providing a severability clause and providing an effective date.**

Filed as Ordinance No. 2022-06

5. **Approval of a Resolution authorizing the use of Coronavirus Local Fiscal Recovery funds for eligible costs not to exceed \$2,500.00 and approval of a Donation Agreement between the City of Dripping Springs and Dripping Springs Veterans of Foreign Wars Post 2933 and American Legion Post 290.** *Sponsor: Mayor Foulds.*

Filed as Resolution No. 2022-R09

A motion was made by Mayor Pro Tem Manassian to approve Consent Agenda Items 2 – 5, with revisions to minutes as presented. Council Member Parks seconded the motion which carried unanimously 5 to 0.

BUSINESS AGENDA

6. **Discuss and consider approval of a Maintenance and Use Agreement between DSYS and City of Dripping Springs for the adult softball fields at Sports and Recreation Park.** *Sponsor: Council Member Parks*

Kelly Schmidt 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 Parks to approve a Maintenance and Use Agreement between DSYSA and City of Dripping Springs for the adult softball fields at Sports and Recreation Park. Council Member King seconded the motion which carried unanimously 5 to 0.

7. Discuss and consider approval of an Ordinance amending the Fee Schedule for fees related to Farmers Market operations. Sponsor: Council Member Parks.

Charlie Reed presented the staff report which is on file Staff and the Farmers Market Committee recommend approval of the fee schedule amendment.

A motion was made by Council Member Parks to approve an Ordinance amending the Fee Schedule for fees related to Farmers Market operations. Council Member Harris-Allison seconded the motion which carried unanimously 5 to 0.

Filed as Ordinance No. 2022-07

8. Public hearing and possible action related to an Ordinance amending the requirements for accessory dwelling units under Chapter 30, Exhibit A Zoning Ordinance, Section 1: General Provisions, Section 3: Zoning Districts, Section 5: Development Standards and Use Regulations, and Appendix E: Zoning Use Regulations. Sponsor: Mayor Foulds, Jr.

a. Staff Report – Tory Carpenter presented the staff report which is on file.

b. Planning & Zoning Commission Report – Chair James presented the report. The Commission recommended City Council approval with changes as presented by staff, which carried 5 to 1, with Commissioner Williamson opposed.

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

d. ADU Zoning Amendment – A motion was made by Mayor Pro Tem Manassian to refer the item back to the Planning & Zoning Commission for further discussion at the March 22, 2022, regular meeting. Council Member Parks seconded the motion which carried unanimously 5 to 0.

9. Discuss and consider approval of the Appointment of members to the Comprehensive Plan and Development Code Rewrite Committee.

Howard Koontz presented the staff report which is on file.

No action was taken on this item.

10. Discuss and consider approval of an Interlocal Agreement between the Dripping Springs Independent School District and the City of Dripping Springs regarding the proposed City of Dripping Springs Sanitary Sewer Easement of 0.227 acres at the Site of the

Administration Buildings Abstract No. 415, R17997 & R97630. *Sponsor: Mayor Foulds, Jr.*

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

A motion was made by Mayor Pro Tem Manassian to approve an Interlocal Agreement between the Dripping Springs Independent School District and the City of Dripping Springs regarding the proposed City of Dripping Springs Sanitary Sewer Easement of 0.227 acres at the Site of the Administration Buildings Abstract No. 415, R17997 & R97630. Council Member Tahuahua seconded the motion which carried unanimously 5 to 0.

11. Discuss and consider approval of the Appointment of one at-large and one DSYSA representative to the Parks & Recreation Commission for unexpired terms ending June 30, 2022.

Andrea Cunningham presented the staff report which is on file. The Parks & Recreation Commission recommended the appointment of Hope Boatright and Dustin Coultier.

A motion was made by Council Member Parks to approve of the Appointment of Hope Boatright and DSYSA representative Dustin Coultier to the Parks & Recreation Commission for unexpired terms ending June 30, 2022. Council Member King seconded the motion which carried unanimously 5 to 0.

12. Discuss and consider approval of the Appointment of an individual as interim Chair of the Utility Commission.

A motion was made by Council Member Harris-Allison to approve of the Appointment of Roger Kew as the Interim Chair of the Utility Commission. Council Member Parks 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. Council Member Harris-Allison 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.

13. 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*

14. **Deliberation of Real Property regarding the sale or purchase of real property related to an area in downtown Dripping Springs.** 551.072, *Deliberation regarding Real Property.*
15. **Consultation with City Attorney related to legal issues related to an agreement for comprehensive plan services.** 551.071, *Consultation with Attorney.*

The City Council met in Executive Session from 7:13 p.m. – 8:34 p.m.

No action was taken during Executive Session. Mayor Foulds, Jr. returned the meeting to Open Session at 8:34 p.m.

UPCOMING MEETINGS

City Council & Board of Adjustment Meetings

March 8, 2022, at 5:00 p.m. (Moratorium Waivers)

March 15, 2022, at 6:00 p.m. (CC)

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

Board, Commission & Committee Meetings

March 2, 2022, DSRP Board at 11:00 a.m.

March 3, 2022, Historic Preservation Commission at 4:00 p.m.

March 7, 2022, Parks & Recreation Commission at 6:00 p.m.

March 8, 2022, Planning & Zoning Commission at 6:00 p.m.

March 9, 2022, Utility Commission at 4:00 p.m.

March 14, 2022, TIRZ No. 1 & No. 2 Board at 4:00 p.m.

March 14, 2022, Founders Day Commission at 6:30 p.m.

ADJOURN

A motion was made by Council Member Parks to adjourn the meeting. Council Member Harris-Allison seconded the motion which carried unanimously 5 to 0.

This regular meeting adjourned at 8:34 p.m.

APPROVED ON: March 15, 2022

Bill Foulds, Jr., Mayor

ATTEST:

Andrea Cunningham, City Secretary

