



DRIPPING SPRINGS
Texas

CITY COUNCIL REGULAR MEETING
City of Dripping Springs
Council Chambers, 511 Mercer St, Dripping Springs, TX
Tuesday, February 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 3 Geoffrey Tahuahua
Council Member Place 4 April Harris Allison
Council Member Place 5 Sherrie Parks

Council Member absent was:

Council Member Place 2 Wade King

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
Planning Director Howard Koontz
Senior Planner Tory Carpenter
Planning Assistant Warlan Rivera
Farmers Market Manager Charlie Reed
Public Works Director Aaron Reed
Community Events Coordinator Caylie Houchin
Programs and Aquatics Manager Mack Rusick
Farmers Market Specialist Johnna Krantz
Communications Director Lisa Sullivan
DSRP Manager Emily Nelson
Farmers Market Committee Chair Gouri Johannsen
Farmers Market Committee Vice Chair Marianne Simmons

WORKSHOP

Workshop items are for discussion only and no action will be taken.

1. Presentation regarding 90 day operations of the South Regional Water Reclamation Facility.

Presentation was postponed to the February 15, 2022, regular City Council meeting.

2. Presentation regarding the City of Dripping Springs Temporary Development Moratorium. Sponsor: Mayor Foulds, Jr.

Laura Mueller gave a presentation which is on file.

3. Presentation on options for updates to the Zoning Ordinance related to Accessory Dwelling Units. Sponsor: Mayor Foulds, Jr.

Tory Carpenter gave a presentation which is on file. Direction was given to staff to work with Council Members Tahuahua and Harris-Allison on updates to the ordinance.

4. Update and discussion regarding Coronavirus Local Fiscal Recovery Funds (CLFRF).

Shawn Cox gave a presentation which is on file.

CITY COUNCIL REGULAR MEETING

PLEDGE OF ALLEGIANCE

Council Member Tahuahua 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.

No one spoke during Presentation of Citizens.

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.

5. **Approval of the January 11, 2022, City Council regular meeting minutes.**
6. **Approval of the January 18, 2022, City Council & Board of Adjustment regular meeting minutes.**
7. **Approval of an Ordinance calling the General Election for Officers to be held May 7, 2022 and making provision for the conduct of the Election and resolving other matters incident and relating to the holding of such election.**

Filed as Ordinance No. 2022-02

8. **Approval of correction related to Ordinance 2021-41 and Municipal Services Agreement regarding the Voluntary Annexation by request of property owners of approximately 112.2903 acres of land into the incorporated municipal boundaries of the City of Dripping Springs, commonly known as Village Grove and regarding correction to Exhibit "C" related to the total acreage to be annexed.**
9. **Approval of authorization for the City Administrator to approve and execute all Founders Day Goods and Services Participation Agreements that are budgeted. Sponsor: Council Member Parks.**
10. **Approval of the Appointment of Steve Mallett to the Historic Preservation Commission for an unexpired term ending June 30, 2023.**
11. **Approval of a Resolution of the City of Dipping Springs, Texas, Approving and Accepting a Construction Bond for Driftwood Club Core Phase 3 Water and Wastewater.**

Filed as Resolution No. 2022-R07

12. **Approval of the Appointment of Charles Busbey to the Utility Commission for an unexpired term ending June 30, 2022. Sponsor: Mayor Foulds, Jr.**

A motion was made by Mayor Pro Tem Manassian to approve Consent Agenda Items 5 – 12. Council Member Tahuahua seconded the motion which carried unanimously 4 to 0.

MORATORIUM WAIVERS

13. **Discuss and consider approval of a Waiver Application from the temporary development moratorium for a commercial development at 4400 W US 290. Applicant: Jugo Elizondo, Jr.**

a. Applicant Presentation – Applicant Jugo Elizondo gave a presentation on 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 Parks to approve a Waiver Application from the temporary development moratorium for a commercial development at 4400 W US 290. Council Member Tahuahua seconded the motion which carried 3 to 1 to 0, with Mayor Pro Tem Manassian opposed.

14. Discuss and consider approval of a Waiver Application from the temporary development moratorium for the Hays Street Subdivision. Applicant: Joe Grasso

Mayor Pro Tem Manassian recused from this item and left the dais.

a. Applicant Presentation – John Doucet with Doucet & Associates gave a presentation on 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 Harris-Allison to approve a Waiver Application from the temporary development moratorium for the Hays Street Subdivision. Council Member Tahuahua seconded the motion which carried 3 to 0 to 1, with Mayor Pro Tem Manassian recused.

Mayor Pro Tem Manassian returned to the dais.

BUSINESS AGENDA

Mayor Foulds, Jr. left the dais and Mayor Pro Tem Manassian presided over the meeting.

15. Discuss and consider approval of a Professional Services Agreement with HDR Engineering, Inc. regarding 2022 Transportation Services and authorization for City Staff to negotiate and execute the agreement and to issue Task Orders No. 1, No. 2, No. 3, No. 4 and No. 5. Sponsor: Council Member Tahuahua

Aaron Reed presented the staff report which is on file. Staff recommends approval of the agreement and task orders.

A motion was made by Council Member Tahuahua to approve a Professional Services Agreement with HDR Engineering, Inc. regarding 2022 Transportation Services and authorization for City Staff to negotiate and execute the agreement and to issue Task Orders No. 1, No. 2, No. 3, No. 4 and No. 5. Council Member Harris-Allison seconded the motion which carried unanimously 4 to 0.

16. Discuss and consider approval of Parks & Community Services Seasonal Program and Aquatics Staff Job Descriptions: Swim Instructor; Swim Aide; Customer Service Specialist; Head Lifeguard; Lifeguard; Adult Softball Coordinator; Adult Softball Umpire; and Adult Softball Scorekeeper. Sponsor: Council Member Parks.

Mack Rusick presented the staff report which is on file. Staff recommends approval of the job descriptions.

Mayor Foulds, Jr., returned to the dais and presided over the remainder of the meeting.

A motion was made by Council Member Parks to approve of Parks & Community Services Seasonal Program and Aquatics Staff Job Descriptions: Swim Instructor; Swim Aide; Customer Service Specialist; Head Lifeguard; Lifeguard; Adult Softball Coordinator; Adult Softball Umpire; and Adult Softball Scorekeeper, with staff direction to provide the cost difference of contract versus employee for softball positions. Council Member Tahuahua seconded the motion which carried unanimously 4 to 0.

- 17. Discuss and consider approval of a Use Agreement between the City of Dripping Springs and Dr. Pound Historical Farmstead related to the operation of the Dripping Springs Farmers Market. Sponsor: Council Member Parks.**

Charlie Reed presented the staff report which is on file. Staff recommends approval of the use agreement.

A motion was made by Council Member Parks to approve a Use Agreement between the City of Dripping Springs and Dr. Pound Historical Farmstead related to the operation of the Dripping Springs Farmers Market. Council Member Harris-Allison seconded the motion which carried unanimously 4 to 0.

- 18. Discuss and consider approval of the 2022 Founders Day Festival Facilities Use Agreement between the Dripping Springs Lions Club, the Dripping Springs Independent School District, and the City of Dripping Springs for the Use of District Property for Founders Day activities, including, but not limited to, the Parade and Carnival. Sponsor: Council Member Parks.**

Caylie Houchin presented the staff report which is on file. Staff recommends approval of the use agreement.

A motion was made by Council Member Parks to approve the 2022 Founders Day Festival Facilities Use Agreement between the Dripping Springs Lions Club, the Dripping Springs Independent School District, and the City of Dripping Springs for the Use of District Property for Founders Day activities, including, but not limited to, the Parade and Carnival Council Member Harris-Allison seconded the motion which carried unanimously 4 to 0.

Via unanimous consent, the City Council considered items 19 – 21 concurrently.

- 19. Discuss and consider approval of a Joint Election Agreement between the City of Dripping Springs and Hays County for shared location and costs related to the May 2022 Municipal Elections.**
- 20. Discuss and consider approval of an Election Services Agreement between the City of Dripping Springs and Hays County Election Administrator related to the administration of the May 2022 Municipal Elections.**
- 21. Discuss and consider approval of a Joint Election Agreement between the City of Dripping Springs and Dripping Springs Independent School District for shared locations and costs related to the May 2022 Municipal Elections.**

A motion was made by Council Member Tahuahua to approve a Joint Election Agreement between the City of Dripping Springs and Hays County for shared location and costs related to the May 2022 Municipal Elections, an Election Services Agreement between the City of Dripping Springs and Hays County Election Administrator related to the administration of the May 2022 Municipal Elections, and a Joint Election Agreement between the City of Dripping Springs and Dripping Springs Independent School District for shared locations and costs related to the May 2022 Municipal Elections.. Mayor Pro Tem Manassian seconded the motion which carried unanimously 4 to 0.

Council Member Tahuahua left the dais and exited the Council Chambers.

22. Discuss and consider adoption of City of the Dripping Springs budget calendar for Fiscal Year 2022.

Shawn Cox presented the calendar. Staff recommends adoption of the calendar.

A motion was made by Council Member Harris-Allison to approve adoption of City of the Dripping Springs budget calendar for Fiscal Year 2022. Council Member Parks seconded the motion which carried unanimously 3 to 0.

Via unanimous consent, the City Council considered Business Agenda Items 23 – 24 concurrently.

23. Discuss and consider approval of an Agreement between the City of Dripping Springs and Ginger Faught for City Administrator Services. Sponsor: Mayor Foulds, Jr.

24. Discuss and consider approval of an Agreement between the City of Dripping Springs and Michelle Fischer for City Administrator Services. Sponsor: Mayor Foulds, Jr.

Laura Mueller presented the staff report which is on file.

Council Member Tahuahua returned to the dais.

A motion was made by Council Member Harris-Allison to approve an Agreement between the City of Dripping Springs and Ginger Faught for City Administrator Services and an Agreement between the City of Dripping Springs and Michelle Fischer for City Administrator Services. Council Member Parks seconded the motion which carried unanimously 4 to 0.

REPORTS

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

Report is on file and available for review upon request.

25. Transportation Committee Report

Travis Crow, 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 and 551.072, Deliberation of Real

Property and regarding Executive Session Agenda Item 28. Council Member Harris-Allison seconded the motion which carried unanimously 4 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.

- 26. Consultation with City Attorney regarding legal issues related to city administrator contracts and deliberation of appointment, employment, evaluation, reassignment, and duties, discipline of the city administrator and deputy city administrator.** *Consultation with Attorney, 551.071; Deliberation of Personnel Matters, 551.074*
- 27. 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*
- 28. Consultation with City Attorney and Deliberation of Real Property regarding legal issues related to Real Property for the Tax Increment Reinvestment Zone including the Town Center Project and uses.** *Consultation with City Attorney, 551.071; Deliberation of Real Property, 551.072*

The City Council met in Executive Session from 8:21 p.m. – 8:25 p.m.

No action or vote was taken during Executive Session. Mayor Foulds, Jr. returned the meeting to Open Session at 8:25 p.m.

UPCOMING MEETINGS

City Council & Board of Adjustment Meetings

February 8, 2022, at 5:00 p.m. (Exceptions & Waivers)

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

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

Board, Commission & Committee Meetings

February 2, 2022, Dripping Springs Ranch Park Board at 11:00 p.m.

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

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

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

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

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

February 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 4 to 0.

This regular meeting adjourned at 8:26 p.m.

APPROVED ON: February 15, 2022

Bill Foulds, Jr., Mayor

ATTEST:

Andrea Cunningham, City Secretary