



City Council Regular Meeting

City of Dripping Springs Council Chambers

511 Mercer Street - Dripping Springs, Texas

Tuesday, January 16, 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 3 Geoffrey Tahuahua
Council Member Place 4 Travis Crow
Council Member Place 5 Sherrie Parks

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
City Secretary Andrea Cunningham
IT Director Jason Weinstock
People & Communications Director Lisa Sullivan
Public Works Director Aaron Reed
Deputy Public Works Director Craig Rice
Planning Director Tory Carpenter
Emergency Management Coordinator Roman Baligad
Parks & Community Services Director Andy Binz
Parks Planning Consultant Brent Luck, Luck Design

PLEDGE OF ALLEGIANCE

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

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 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.

No one spoke during Presentation of Citizens.

PRESENTATIONS

Presentations are for discussion purposes only and no action shall be taken.

1. Presentation regarding the Hays County 2023 and 2024 Point in Time Count.

Nancy Heintz, Homeless Coalition of Hays County

Nancy Heintz gave a presentation which is on file.

2. Presentation regarding the Reimagine Dripping Springs Comprehensive Plan.

Tory Carpenter, Planning Director

Tory Carpenter gave a presentation which is on file.

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.

3. Approval of the December 19, 2023, City Council regular meeting minutes.

4. Approval of a Resolution authorizing city staff to negotiate an Advance Funding Agreement (AFA) with TxDOT for the Old Fitzhugh Transportation Alternative Set Aside (TASA) Grant Project. Sponsor: Council Member Travis Crow

Resolution No. 2024-R01

5. Approval of a Resolution amending the Purchasing Policy for the City of Dripping Springs.

Resolution No. 2024-R02

6. Approval of the November 2023 Treasurer's Report.

A motion was made by Mayor Pro Tem Manassian to approve Consent Agenda Items 3 – 6, with corrections to minutes as presented at the dais to include revision to the speaker's name which should be *Laurel*. Council Member Tahuahua seconded the motion which carried unanimously 5 to 0.

BUSINESS AGENDA

- 7. Discuss and consider approval of an Appeal from Site Development Fees for property located in the City of Dripping Springs ETJ (extraterritorial jurisdiction).** *Applicant: Jarrett Halley, EI*

Applicant representative Matthew Kriete reviewed the request which is on file.

Tory Carpenter presented the staff report which is on file. Staff recommends denial of the request.

CLOSED SESSION

A motion was made by Council Member Tahuahua to meet in Closed Session under Texas Government Code Section 551.071, Consultation with City Attorney regarding Business Agenda Item 7. Mayor Pro Tem Manassian seconded the motion which carried unanimously 5 to 0.

The City Council met in Closed Session from 6:37 p.m. – 6:56 p.m. No action or vote was taken. Mayor Foulds Jr. returned the meeting to Open Session at 6:56 p.m.

OPEN SESSION

The City Council continued with the agenda as posted and returned to Business Agenda Item 7.

- 7. Discuss and consider approval of an Appeal from Site Development Fees for property located in the City of Dripping Springs ETJ (extraterritorial jurisdiction).** *Applicant: Jarrett Halley, EI*

A motion was made by Mayor Pro Tem Manassian to postpone consideration of an Appeal from Site Development Fees for property located in the City of Dripping Springs ETJ (extraterritorial jurisdiction) to the February 20, 2024, City Council regular meeting. Council Member Tahuahua seconded the motion which carried 4 to 1, with Council Member Crow opposed.

- 8. Public hearing regarding an Ordinance repealing and replacing Article 28.06 Landscaping and Tree Preservation, including changing procedures, tree preservation requirements, and landscaping changes.**

Public Hearing only, no action shall be taken on this item.

a. Staff Report – Laura Mueller and Brent Luck presented the staff report which is on file. Staff recommends postponement of the February 20, 2024, City Council regular meeting.

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

Council Member Parks stepped off the dais and exited the Council Chambers.

9. **Discuss and consider approval of a Goods Agreement between the City of Dripping Springs and Graybar for Founders Day Park lighting acquisition, and authorization for staff to finalize and execute the agreement.** *Sponsor: Council Member Sherrie Parks*

Craig Rice 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 a Goods Agreement between the City of Dripping Springs and Graybar for Founders Day Park lighting acquisition, and authorization for staff to finalize and execute the agreement. Council Member King seconded the motion which carried unanimously 4 to 0.

Council Member Parks returned to the Council Chambers and took her seat at the dais.

10. **Public hearing and consideration of approval of an Ordinance for the involuntarily release of fourteen (14) properties from the Extraterritorial Jurisdiction.**

a. **Staff Report** – Tory Carpenter presented the staff report which his on file. Staff recommends approval of the ordinance.

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

c. **Ordinance** – A motion was made by Council Member Crow to approve an Ordinance for the involuntarily release of fourteen (14) properties from the Extraterritorial Jurisdiction. Council Member Parks seconded the motion which carried unanimously 5 to 0.

Filed as Ordinance No. 2024-01

11. **Discuss and consider the Appointment of two (2) At-Large Members and one (1) Hays County Representative to the TIRZ No. 1 & No. 2 Board of Directors for terms ending December 31, 2025; and the appointment of a Chair for a term ending December 21, 2024.** *Sponsor: Mayor Pro Tem Taline Manassian*

Andrea Cunningham presented the staff report which is on file.

A motion was made by Mayor Pro Tem Manassian to reappoint Craig Starcher to Place 2, and Susan Kimball to Place 4, and to appoint Miles Mathews to Place 4 for terms ending December 31, 2025; and the appointment of Craigh Starcher as the Chair for a term ending December 31, 2024. Council Member Crow seconded the motion which carried unanimously 5 to 0.

a. **Place 2, At-Large**

b. **Place 4, At-Large**

c. **Place 6, Hays County Representative**

d. **Board Chair**

12. **Discuss and consider the Reappointment of DSISD Representative Sirena Cumberland and Hays County Emergency Management Director Mike Jones; the Appointment of Chamber of Commerce Representative Thomas Lengel; and, the Appointment of At-**

Large members to the Emergency Management Commission for terms ending January 1, 2026. Sponsor: Council Member Geoffrey Tahuahua

Andrea Cunningham presented the staff report which is on file.

- a. DSISD Representative**
- b. Hays County Emergency Management Representative**
- c. Chamber of Commerce Representative**
- d. At-Large Member(s)**

A motion was made by Mayor Pro Tem Manassian to reappoint DSISD Representative Sirena Cumberland and Hays County Emergency Management Director Mike Jones, and to appoint Chamber of Commerce Representative Thomas Lengel and At-Large member Ray Sanchez to the Emergency Management Commission for terms ending January 1, 2026. Council Member Tahuahua seconded the motion which carried unanimously 5 to 0.

13. Public hearing and consideration of approval of an Ordinance amending the membership of the Transportation Committee; and the Appointment of Tory Carpenter to serve a term that coincides with his position as Planning Director. Sponsor: Council Member Travis Crow

a. Staff Report – Andrea Cunningham presented the staff report which is on file. Staff recommends approval of the ordinance and appointment.

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

- c. Ordinance**
- d. Appointment**

A motion was made by Council Member Crow to approve an Ordinance amending the membership of the Transportation Committee and the appointment of Tory Carpenter to serve a term that coincides with his position as Planning Director. Council Member Parks seconded the motion which carried unanimously 5 to 0.

Filed as Ordinance No. 2024-02

14. Discuss and consider approval of a Joint Election Agreement with Dripping Springs Independent School District regarding the May 4, 2024, Municipal General Election.

A motion was made by Council Member Tahuahua to approve a Joint Election Agreement with Dripping Springs Independent School District regarding the May 4, 2024, Municipal General Election. Council member King seconded the motion which carried unanimously 5 to 0.

15. Discuss and consider approval of a Joint Election Agreement and Election Services Contract with Hays County regarding the conduct and administration of the May 4, 2024, Municipal General Election.

A motion was made by Council Member Tahuahua to approve a Joint Election Agreement and Election Services Contract with Hays County regarding the conduct and administration of the May 4, 2024, Municipal General Election. Mayor Pro Tem Manassian seconded the motion which carried unanimously 5 to 0.

16. Public hearing and consideration of approval of an Ordinance regarding an amendment to the Utility Commission monthly meeting day. Sponsor: Mayor Bill Foulds, Jr.

a. Staff Report – Andrea Cunningham 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. Ordinance – A motion was made by Council Member Parks to approve an Ordinance regarding an amendment to the Utility Commission monthly meeting day. Council Member Crow seconded the motion which carried unanimously 5 to 0.

Filed as Ordinance No. 2024-03

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.

17. December Maintenance Report
Craig Rice, Deputy Public Works Director

18. Emergency Management Coordinator Report
Roman Baligad, Emergency Management Coordinator

19. Planning Department Report
Tory Carpenter, Planning Director

A motion was made by Mayor Pro Tem Manassian to meet in Closed Session under Texas Government Code Sections 551.071, Consultation with Attorney and 551.074, Personnel Matters, and regarding Closed Session Agenda Items 20 and 21. Council Member Tahuahua seconded the motion which carried unanimously 5 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.

20. **Consultation with Attorney regarding legal issues related to the South Regional Water Reclamation Project, Wastewater, and Amendment 2 Permits, Wastewater Service Area and Agreements, Water Service, Wastewater Fees, and related items.** *Consultation with Attorney, 551.071*
21. **Consultation with Attorney and Deliberation of the Appointment, Employment, Evaluation, Reassignment, and Duties of the Public Works Director, Deputy Public Works Director, Utilities Services Manager, Utilities Director, and Utilities Operations Manager.** *Consultation with Attorney, 551.071; Personnel Matters, 551.074*

The City Council met in Closed Session from 7:26 p.m. – 8:10 p.m.

Council Member Crow recused from Closed Session Agenda Item 20 and exited the Closed Session. Upon his recusal, he did not return and took his leave of the meeting.

No vote or action was taken during Closed Session. Mayor Foulds, Jr. returned the meeting to Open Session at 8:10 p.m.

OPEN SESSION

A motion was made by Mayor Pro Tem Manassian to consider Closed Session Agenda Item 21 in Open Session. Council Member Tahuahua seconded the motion which carried unanimously 4 to 0.

21. **Consultation with Attorney and Deliberation of the Appointment, Employment, Evaluation, Reassignment, and Duties of the Public Works Director, Deputy Public Works Director, Utilities Services Manager, Utilities Director, and Utilities Operations Manager.** *Consultation with Attorney, 551.071; Personnel Matters, 551.074*

A motion was made by Mayor Pro Tem Manassian to approve of the Utilities Director Job Description. Council Member Tahuahua seconded the motion which carried unanimously 4 to 0.

UPCOMING MEETINGS

City Council & Board of Adjustment Meetings

February 6, 2024, at 6:00 p.m. (CC & BOA)

February 20, 2024, at 6:00 p.m. (CC)

March 5, 2024, at 6:00 p.m. (CC & BOA)

March 19, 2024, at 6:00 p.m. (CC)

Board, Commission & Committee Meetings

January 17, 2024, Parks & Recreation Commission at 6:00 p.m.

January 18, 2024, Farmers Market Committee at 10:00 a.m.

January 18, 2024, Emergency Management Commission at 12:00 p.m.

January 22, 2024, Transportation Committee at 3:30 p.m.

January 22, 2024, Founders Day Commission at 6:30 p.m.

January 23, 2024, Planning & Zoning Commission at 6:00 p.m.

January 24, 2024, Economic Development Committee at 4:00 p.m.

February 1, 2024, Historic Preservation Commission at 4:00 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 8:13 p.m.

APPROVED ON: February 6, 2024

Bill Foulds, Jr., Mayor

ATTEST:

Andrea Cunningham, City Secretary