



City Council & Board of Adjustment Regular Meeting

City of Dripping Springs Council Chambers

511 Mercer Street - Dripping Springs, Texas

Tuesday, April 02, 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 Shawn Cox
City Attorney Laura Mueller
Deputy City Attorney Aniz Alani
DSRP Manager Emily Nelson
City Secretary Andrea Cunningham
IT Director Jason Weinstock
Building Official Shane Pevehouse

PLEDGE OF ALLEGIANCE

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

PROCLAMATIONS & PRESENTATIONS

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

- 1. Proclamation of the City of Dripping Springs proclaiming the Week of April 2-8, 2024, as "International Dark Sky Week".** *Sponsor: Council Member Sherrie Parks*

Council Member Parks read the proclamation and presented it to Michelle Fischer, Emily Nelson and Shane Pevehouse.

- 2. Proclamation of the City of Dripping Springs proclaiming the month of April 2024, as "Sexual Assault and Child Abuse Prevention and Awareness Month" in the City of Dripping Springs.** *Sponsor: Mayor Bill Foulds, Jr.*

Mayor Pro Tem Manassian read the proclamation and presented it to Julia Ramsay New, Director of the Greater San Marcos Youth Council; Joanna Zapata, Hays-Caldwell Women's Center Bilingual Transitional Housing Advocate; Lonette LaBorde, CASA Case Supervisor; and, Holly Cunningham-Kizer, Hays-Caldwell Women's Center Chief Development Officer.

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.

Tom Crawford spoke regarding public restrooms on Mercer Street and will provide staff with the information he gathered regarding temporary facilities.

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 March 5, 2024, City Council regular meeting minutes.**
- 4. Approval of the March 19, 2024, City Council regular meeting minutes.**
- 5. Approval of an Ordinance amending Chapter 26, Appendix K, Article 3.6 Off Premise Signs.**

Filed as Ordinance No. 2024-18

- 6. Approval of a Reauthorization of Interlocal Cooperation Contract (ICC) for the Failure to Appear Program with the Department of Public Safety of the State of Texas.**
- 7. Approval of an Ordinance for the involuntary release of three (3) properties from the Extraterritorial Jurisdiction.**

Filed as Ordinance No. 2024-19

- 8. Approval of a Negotiated Advance Funding Agreement (AFA) with TxDOT for the Old Fitzhugh Transportation Alternative Set Aside (TASA) Grant Project.**

A motion was made by Mayor Pro Tem Manassian to approve Consent Agenda Items 3 – 5, with corrections to Item 3 as presented at the dais. Council Member Parks seconded the motion which carried unanimously 5 to 0.

BUSINESS AGENDA

- 9. Discuss and consider approval of cancellation of the contract between Brightly and the City of Dripping Springs to provide software solutions for permitting, planning, and code enforcement. Sponsor: Council Member Geoffrey Tahuahua**

Shane Pevehouse presented the staff report which is on file. Staff recommends approval of canceling the contract.

A motion was made by Council Member Tahuahua to approve cancellation of the contract between Brightly and the City of Dripping Springs to provide software solutions for permitting, planning, and code enforcement. Mayor Pro Tem Manassian seconded the motion which carried unanimously 5 to 0.

- 10. Discuss and consider approval of an Ordinance adopting regulations for the protection of the City Logo and City Seal and Prohibiting the Unauthorized Use thereof and related matters.**

a. Staff Report – Laura Mueller 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 Tahuahua to approve an Ordinance adopting regulations for the protection of the City Logo and City Seal and Prohibiting the Unauthorized Use thereof and related matters with corrections related to number agreement in last two sections. Council Member Crow seconded the motion which carried unanimously 5 to 0.

Filed as Ordinance No. 2024-20

- 11. Discuss and consider approval of an updated Non-Profit Event Triangle Banner Program.**

a. Staff Report – Laura Mueller presented the staff report which is on file. Staff recommends approval of the program.

b. Public Hearing – No one spoke during Presentation of Citizens.

c. Program – A motion was made by Council Member Tahuahua to approve an updated Non-Profit Event Triangle Banner Program with direction to staff to bring a repeal of the Co-Sponsorship Policy for City Council consideration at the next meeting. Council Member King seconded the motion which carried unanimously 5 to 0.

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.

12. Planning Department Report

A motion was made by Mayor Pro Tem Manassian to adjourn into Closed Session under Texas Government Code Sections 551.017, Consultation with Attorney; 551.072, Deliberation Regarding Real Property; and, 551.074 Personnel Manners, and regarding Closed Session Agenda Items 13 – 16. 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.

- 13. Consultation with Attorney and Deliberation Regarding Real Property related to TIRZ Priority Projects.** *Consultation with Attorney. 551.017; Deliberation Regarding Real Property 551.072*
- 14. 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*
- 15. Consultation with City Attorney regarding the Landscape Ordinance.** *Consultation with Attorney, 551.071*
- 16. Deliberation on the appointment, employment, evaluation, and duties of the City Secretary.** *551.074, Personnel Matters*

The City Council met in Closed Session from 6:28 p.m. – 7:14 p.m.

No action or vote was taken during Closed Session. Mayor Foulds, Jr. returned the meeting to Open Session at 7:14 p.m.

OPEN SESSION

A motion was made by Mayor Pro Tem Manassian to consider Closed Session Agenda Items 14 and 16 in Open Session. Council Member Tahuahua seconded the motion which carried unanimously 5 to 0.

- 14. 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*

A motion was made by Mayor Pro Tem Manassian to authorize the Mayor and Deputy City Administrator to submit comments on Madelynn Estates discharge permit application to the TCEQ. Council Member Parks seconded the motion carried unanimously 5 to 0.

- 16. Deliberation on the appointment, employment, evaluation, and duties of the City Secretary.** *551.074, Personnel Matters*

A motion was made by Mayor Pro Tem Manassian to authorize the City Administrator to make an offer of employment to Hector Gomez contingent upon completing a full evaluation of his employment application. Council Member Crow seconded the motion which carried unanimously 5 to 0.

UPCOMING MEETINGS

City Council & Board of Adjustment Meetings

April 16, 2024, at 6:00 p.m. (CC)

May 7, 2024, at 6:00 p.m. (CC & BOA)

May 21, 2024, at 6:00 p.m. (CC)

Board, Commission, & Committee Meetings

April 4, 2024, Historic Preservation Commission at 4:00 p.m.

April 4, 2024, Founders Day Commission at 6:30 p.m.

April 10, 2024, DSRP Board at 11:00 a.m.

April 15, 2024, TIRZ Board No. 1 & No. 2 at 4:00 p.m.

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

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

April 18, 2024, Emergency Management Committee at 12:00 p.m.

April 18, 2024, Utility Commission at 4:00 p.m.

ADJOURN

A motion was made by Council Member Tahuahua to adjourn the meeting. Mayor Pro Tem Manassian seconded the motion which carried unanimously 5 to 0.

This regular meeting adjourned at 7:18 p.m.

APPROVED ON: *April 16, 2024*

Bill Foulds, Jr., Mayor

ATTEST:

Andrea Cunningham, City Secretary