



DRIPPING SPRINGS
Texas

CITY COUNCIL & WORKSHOP REGULAR MEETING

City of Dripping Springs

Council Chambers, 511 Mercer St, Dripping Springs, TX

Tuesday, April 05, 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.
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

City Council Member absent was:

Mayor Pro Tem Taline Manassian

Staff, Consultants & Appointed/Elected Officials

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
IT Coordinator Jason Weinstock
Planning Director Howard Koontz
Senior Planner Tory Carpenter
Maintenance Director Craig Rice
Public Works Director Aaron Reed
DSRP Manager Emily Nelson
Community Events Coordinator Caylie Houchin
Emergency Management Coordinator Roman Baligad
Planning & Zoning Commission Chair Mim James

PLEDGE OF ALLEGIANCE

Council Member King 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.

PROCLAMATIONS & PRESENTATIONS

- 1. Approval of a Proclamation proclaiming April 22, 2022, as "Earth Day" in the City of Dripping Springs, Texas. Sponsor: Mayor Foulds, Jr.**

Council Member Parks read the proclamation and presented to Laura Zarate with Dripping Springs Community Empowering Positive Change.

- 2. Approval of a Proclamation proclaiming April 2022, as "Sexual Assault Awareness and Prevention Month" in the City of Dripping Springs, Texas. Sponsor: Mayor Foulds, Jr.**

Council Member King read the proclamation and presented to Holly Cunningham, Hays-Caldwell Women's Center Director of Community Partnerships.

- 3. Approval of a Proclamation proclaiming April 2022, as "Child Abuse Prevention and Awareness Month" in the City of Dripping Springs, Texas. Sponsor: Mayor Foulds, Jr.**

Council Member Harris-Allison read the proclamation and presented to Holly Cunningham, Hays-Caldwell Women's Center Director of Community Partnerships.

A motion was made by Council Member King to approve proclamations for Earth Day, Sexual Assault Awareness and Prevention Month and Child Abuse Prevention and Awareness Month. Council Member Harris-Allison seconded the motion which carried unanimously 4 to 0.

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.

- 4. Approval of the March 15, 2022, City Council regular meeting minutes.**

5. **Approval of a Resolution of the City of Dripping Springs Consenting to the Issuance of Bonds by Headwaters Municipal Utility District of Hays County for utility facilities for Bond Series 2022.** *Applicant: Anthony S. Corbett,*

Filed as Resolution No. 2022-R15

6. **Approval of a Resolution of the City of Dripping Springs Consenting to the Issuance of Bonds by Headwaters Municipal Utility District of Hays County for utility facilities for Bond Series 2022A.** *Applicant: Anthony S. Corbett*

Filed as Resolution No. 2022-R16

7. **Approval of a Co-Sponsorship Agreement between the City of Dripping Springs and Helping Hands for the Empty Bowls Project to take place on November 5, 2022, at Dripping Springs Ranch Park Event Center.** *Sponsor: Council Member Sherrie Parks.*
8. **Approval of a Donation Agreement between the City of Dripping Springs and San Luis Distilling Co. regarding Farmers Market Sponsorship Bags.**
9. **Approval of a Resolution approving and accepting a construction bond for Caliterra Phase 4 Section 11 wastewater fiscal improvements.** *Applicant: CBD Engineering.*

Aaron Reed noted an error in the caption, which should read Section 12. All attached documents note Section 12.

Filed as Resolution No. 2022-R17

10. **Approval of the selection of Engineering Services regarding the TxDOT CSJ 0914-33-088 Middle School TASA Sidewalk Project, subject to TxDOT concurrence; and authorization for the City Administrator to negotiate the contract.**
11. **Approval of a Resolution finding that the Founders Day Parade Scheduled to be held on Friday, April 22, 2022, in and near the City, serves a Valid and Legitimate Public Purpose, and Authorizing the City's Support of and Cooperation with the Event and adopting the Founders Day Festival Traffic and Security Plan.** *Sponsor: Council Member Parks*

Filed as Resolution No. 2022-R18

12. **Approval of a License Agreement between the City of Dripping Springs and Pound House Farmstead to Allow A Sign on City property within Founders Memorial Park.** *Sponsor: Council Member Parks.*
13. **Approval of a Resolution of the City of Drippings Springs adopting a Continuity of Operations Plan.** *Sponsor: Council Member Harris Allison*

Filed as Resolution No. 2022-R19

A motion was made by Council Member Tahuahua to approve Consent Agenda items 4 – 13. Council Member Parks seconded the motion which carried unanimously 4 to 0.

BUSINESS AGENDA

14. **Public hearing and consideration of approval of an Ordinance regarding ZA2021-0006 an application to consider an ordinance approving a zoning amendment from Two Family Residential - Duplex (SF-4) to Local Retail (LR) for approximately 2.04 acres being lot 2 of the C. Jones Subdivision located at 427 Creek Road. Applicant: Jon Thompson**

The application for ZA2021-0006 was withdrawn by the application. There was no action taken regarding this item.

a. Applicant Presentation

b. Staff Report

c. Planning & Zoning Commission Report

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

e. Zoning Amendment

15. **Public hearing consideration of approval of 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. Staff recommends approval of the ordinance.

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

c. Planning & Zoning Commission Report – Chair James presented the Planning & Zoning Commission report. The Commission recommended approval 4 to 1, with Commissioner Bourguignon opposed.

d. ADU Zoning Amendment – A motion was made by Council Member King to approve 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 with a total allowed square footage of 600 square feet. Due to a lack of second, the motion failed.

A motion was made by Council Member Harris-Allison 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 with a total allowed square footage of 700 square feet. Council Member Parks seconded the motion which carried 3 to 1, with Council Member King opposed.

Filed as Ordinance No. 2022-08.

- 16. Public hearing and consideration of approval of an Ordinance of the City of Dripping Springs, Texas amending the current 2021-2022 Fiscal Year Budget; Finding Municipal Purposes; Authorizing Expenditures. Sponsor: Mayor Foulds, Jr.**

a. Staff Report – Shawn Cox presented the staff report which is on file. Staff recommends approval of the budget amendment.

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

c. Budget Ordinance – A motion was made by Council Member Harris-Allison to approve an Ordinance of the City of Dripping Springs, Texas amending the current 2021-2022 Fiscal Year Budget; Finding Municipal Purposes; Authorizing Expenditures. Council Member Parks seconded the motion which carried unanimously 4 to 0.

Filed as Ordinance No. 2022-09

- 17. Discuss and consider selection of bidder and approval of the Ranch House Phase 1 Drainage and Dripping Springs Ranch Park Parking Lot Striping Project agreement between Dig Dug and the City of Dripping Springs and authorize staff to finalize agreement. Sponsor: Council Member Parks**

Craig Rice presented the staff report which is on file. Staff recommends the selection of DigDug Construction and approval for staff to finalize the agreement.

A motion was made by Council Member Parks to select DigDug Construction as the contractor of the Ranch House Phase 1 Drainage and Dripping Springs Ranch Park Parking Lot Striping Project and to approve authorization for staff to finalize the agreement. Council Member Harris-Allison seconded the motion which carried unanimously 4 to 0.

- 18. Discuss and consider approval of a Resolution approving a Proclamation Policy. Sponsor: Mayor Foulds, Jr.**

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

A motion was made by Council Member Parks to approve a Resolution approving a Proclamation Policy. Council Member Harris-Allison seconded the motion which carried unanimously 4 to 0.

Filed as Resolution No. 2022-R20

- 19. Discuss and consider approval of the Utility Billing Clerk Job Description. Sponsor: Mayor Pro Tem Manassian**

Aaron Reed presented the staff report which is on file. Staff recommends approval of the job description.

A motion was made by Council Member Harris-Allison to approve the Utility Billing Clerk Job Description. Council Member Parks seconded the motion which carried unanimously 4 to 0.

A motion was made by Council Member Tahuahua 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 items 20 – 24. 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.

- 20. Consultation with City Attorney regarding legal issues related to planning matters, wastewater capacity, comprehensive plan, and processes related to approvals.** *Consultation with City Attorney, 551.071*
- 21. Consultation with City Attorney and Deliberation of Real Property regarding property acquisition related to the South Regional Water Reclamation Project.** *Consultation with City Attorney, 551.071, Deliberation of Real Property, 551.072*
- 22. Consultation with City Attorney related to the South Regional Water Reclamation Project and the litigation on the Wastewater Permit.** *Consultation with City Attorney, 551.071*
- 23. Consultation with City Attorney and Deliberation of Real Property related to the Village Grove Project.** *Consultation with City Attorney, 551.071; Deliberation regarding Real Property, 551.072*
- 24. Consultation with City Attorney and Deliberation on Real Property related to easements for road improvements at Roger Hanks Parkway.** *Consultation with City Attorney, 551.071; Deliberation on Real Property, 551.072*

The City Council met in Executive Session from 6:58 p.m. – 7:27 p.m.

No action or vote was taken during Executive Session. Mayor Foulds, Jr. returned the meeting to Open Session at 7:27 p.m.

UPCOMING MEETINGS

City Council & Board of Adjustment Meetings

April 12, 2022, at 5:00 p.m. (Moratorium Waivers)

April 22, 2022, a 6:00 p.m. (CC)

April 26, 2022, at 5:00 (Moratorium Waivers)
May 3, 2022, at 6:00 p.m. (CC & BOA)

Board, Commission & Committee Meetings

April 6, 2022, DSRP Board at 11:00 a.m.
April 7, 2022, Historic Preservation Commission at 4:00 p.m.
April 11, 2022, TIRZ No.1 & No. 2 Board at 4:00 p.m.
April 11, 2022, Founders Day Commission at 6:30 p.m.
April 12, 2022, Planning & Zoning Commission at 6:00 p.m.
April 13, 2022, Utility Commission at 4:00 p.m.
April 18, 2022, Transportation Committee at 3:30 p.m.

ADJOURN

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

This regular meeting adjourned at 7:28 p.m.

APPROVED ON: April 19, 2022

Bill Foulds, Jr., Mayor

ATTEST:

Andrea Cunningham, City Secretary