



DRIPPING SPRINGS
Texas

CITY COUNCIL REGULAR MEETING
City of Dripping Springs
Council Chambers, 511 Mercer St, Dripping Springs, TX
Tuesday, February 21, 2023 at 6:00 PM

AGENDA

CALL TO ORDER AND ROLL CALL

City Council Members

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

City Administrator Michelle Fischer
Deputy City Administrator Ginger Faught
City Attorney Laura Mueller
City Treasurer Shawn Cox
City Secretary Andrea Cunningham
Deputy City Secretary Cathy Gieselman
Planning Director Tory Carpenter
City Planner Warlan Rivera
People & Communications Director Lisa Sullivan
Public Works Director Aaron Reed
Maintenance Director Craig Rice
Building Official Shane Pevehouse
Parks & Community Services Director Andy Binz
Community Events Coordinator Johnna Krantz
Building Official Shane Pevehouse
TIRZ Project Manager Keenan Smith

PLEDGE OF ALLEGIANCE

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.

PRESENTATIONS

- 1. Ice Storm Mara Presentation**
Craig Rice, Maintenance Director
- 2. State of the City Presentation, Look Back and Look Ahead.**
City Staff
- 3. Old Fitzhugh Road Project Presentation**
Keenan Smith, TIRZ Project Manager

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 February 7, 2023, City Council & Board of Adjustment regular meeting minutes.**
- 5. 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.**
- 6. Approval of Julia Houston and her firm Orrick as Disclosure Counsel for the Heritage Public Improvement District.** *Applicant: Julia Houston*
- 7. Approval of Amendment No. 7 to Wholesale Water Supply Agreement between West Travis County Public Utility and City of Dripping Springs for the Driftwood Creek Commercial Tract.** *Sponsor: Mayor Foulds, Jr.*
- 8. Approval of Wholesale Water Services Agreement between West Travis County Public Utility Agency and the City of Dripping Springs for the Cannon Ranch Subdivision.** *Sponsor: Mayor Bill Foulds, Jr.*
- 9. Approval of Carter Tract Escrow Agreements for traffic signal at FM 150 and Ranch Road 12 and Road Widening of Mount Gainor Road.** *Sponsor: Council Member Crow*

10. **Approval of a Founders Day Participation Agreement with the Lions Club regarding Carnival and Food.** *Sponsor: Council Member Parks*
11. **Approval of a Founders Day Participation Agreement with St. Martin de Porres Catholic Church regarding Arts & Crafts Booths.** *Sponsor: Council Member Parks*
12. **Approval of a Founders Day Participation Agreement with the Dripping Springs Cook-Off Club regarding Cooker's Booths.** *Sponsor: Council Member Parks*
13. **Approval of the January 2023 City Treasurer's Report.**

BUSINESS AGENDA

14. **Public hearing and consideration of approval of an Ordinance regarding ZA2022-0007: an application for a zoning map amendment from Agriculture (AG) to Commercial Services (CS) for approximately 5.00 acres out of the H. B. Hargraves Survey located at 4300 E US 290.** *Applicant: Daniel Besa*
 - a. Applicant Presentation
 - b. Staff Report
 - c. Planning & Zoning Commission Report
 - d. Public Hearing
 - e. ZA2022-0007
15. **Discuss and consider acceptance of an Annexation Petition and direction to staff to negotiate an Annexation Agreement with owners to annex approximately 5.02 acres in the Extraterritorial Jurisdiction, situated out of the C.H. Mallot Survey located at 1300 E US 290.** *Applicant: Victor Ostiguin, Doucet & Associates.*
16. **Public hearing and consideration of approval of a Sign Variance Request to exceed maximum square footage for window signs at HTeaO, located at 12680 W. Highway 290, Austin, Texas, 78737.** *Applicant: Christie Sanders*
 - a. Applicant Presentation
 - b. Staff Report
 - c. Public Hearing
 - d. HTeaO Sign Variance
17. **Discuss and consider approval of Founders Day Festival Sponsorship and Vendor Agreements related to the sale of food and beverage, including alcohol beverages.** *Sponsor: Mayor Foulds, Jr.*
18. **Discuss and consider approval of an Ordinance Amending Article 16.02 Parks and Recreation in the City Code of Ordinances.** *Sponsor: Council Member Parks.*
19. **Discuss and consider approval of a bid submission from Lone Star Siteworks, LLC and authorization for staff to negotiate an agreement for the Founders Parking Lot Expansion Project.** *Sponsor: Council Member Parks*
20. **Discuss and consider approval to change the City's Benefit Waiting Period to the first day of the month following a new employee's start date.** *Sponsor: Mayor Bill Foulds, Jr.*

REPORTS

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

- 21. Report on Code Enforcement Litigation related to Site Development Permit.**
Laura Mueller, City Attorney
- 22. Planning and Development Department Report**

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.

- 23. Consultation with City Attorney related to legal issues regarding annexation and zoning of properties.** *Consultation with Attorney, 551.071*
- 24. Consultation with City Attorney and Deliberation of Real Property regarding property acquisition related to the South Regional Water Reclamation Project.** *Consultation with Attorney, 551.071; Deliberation of Real Property, 551.072*
- 25. Consultation with Counsel related to litigation regarding the South Regional Water Reclamation Project, Wastewater Permits, Code Enforcement, and related items.** *Consultation with Attorney, 551.071*
- 26. Consultation with City Attorney related to legal issues on rezoning and alcohol regulation on city property.** *Consultation with Attorney, 551.071*

UPCOMING MEETINGS

City Council & Board of Adjustment Meetings

March 7, 2023, at 6:00 p.m. (CC & BOA)
March 21, 2023, at 6:00 p.m. (CC)
April 4, 2023, at 6:00 p.m. (CC & BOA)
April 18, 2023, at 6:00 p.m. (CC)

Boards, Commissions & Committees

February 22, 2023, Economic Development Committee at 4:00 p.m.
February 27, 2023, Transportation Committee at 3:30 p.m.
February 27, 2023, Founders Day Commission at 6:30 p.m.
February 28, 2023, Planning & Zoning Commission at 6:00 p.m.
March 1, 2023, DSRP Board at 11:00 a.m.
March 2, 2023, Historic Preservation Commission at 4:00 p.m.
March 6, 2023, Parks & Recreation Commission at 6:00 p.m.
March 8, 2023, Utility Commission at 4:00 p.m.

ADJOURN

TEXAS OPEN MEETINGS ACT PUBLIC NOTIFICATION & POSTING OF MEETING

All agenda items listed above are eligible for discussion and action unless otherwise specifically noted. This notice of meeting is posted in accordance with Chapter 551, Government Code, Vernon's Texas Codes. Annotated. In addition, the City Council may consider a vote to excuse the absence of any City Council Member for absence from this meeting.

*I certify that this notice of meeting was posted at the City of Dripping Springs City Hall and website, www.cityofdrippingsprings.com, on **February 16, 2023, at 5:00 p.m.***

City Secretary

This facility is wheelchair accessible. Accessible parking spaces are available. Request for auxiliary aids and services must be made 48 hours prior to this meeting by calling (512) 858-4725.