



DRIPPING SPRINGS
Texas

CITY COUNCIL & BOARD OF ADJUSTMENT REGULAR MEETING

City of Dripping Springs

Council Chambers, 511 Mercer St, Dripping Springs, TX

Tuesday, June 07, 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 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
City Attorney Laura Mueller
City Treasurer Shawn Cox
City Secretary Andrea Cunningham
IT Coordinator Jason Weinstock
Communications & Marketing Director Lisa Sullivan
Parks & Community Services Director Andy Binz
Planning Director Howard Koontz
Senior Planner Tory Carpenter
Public Works Director Aaron Reed
DSRP Manager Emily Nelson
Planning & Zoning Commission Chair Mim James
Transportation Consultant Leslie Pollack

CITY COUNCIL & BOARD OF ADJUSTMENT REGULAR MEETING

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.

BOARD OF ADJUSTMENT

CALL TO ORDER AND ROLL CALL

Board of Adjustment Members present were:

Chair Bill Foulds, Jr.
Taline Manassian
Wade King
Geoffrey Tahuahua
Travis Crow
Sherrie Parks

BOARD OF ADJUSTMENT AGENDA

- 1. Public hearing and consideration of approval of VAR2022-0003: an application for a variance to allow more than 50% impervious cover for a property located at 410 Hazy Hills Loop, being Block A, Lot 21 of the Headwaters at Barton Creek Phase 1 subdivision. Applicant: Renee Godinez, Permit Solutions.**
 - a. Applicant Presentation** – Applicant not present.
 - b. Staff Report** – Tory Carpenter presented the staff report which is on file. Staff recommends denial of the variance application.
 - c. Planning & Zoning Commission Report** – Chair James presented the report. The Commission recommend City Council denial of the variance request 7 to 0.
 - d. Public Hearing** – No one spoke during the Public Hearing.
 - e. Variance** – A motion was made by Board Member Crow to deny approval of VAR2022-0003: an application for a variance to allow more than 50% impervious cover for a property located at 410 Hazy Hills Loop, being Block A, Lot 21 of the Headwaters at Barton Creek Phase 1 subdivision. Board Member King seconded the motion which carried unanimously 6 to 0.

CITY COUNCIL

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.

2. **Approval of the May 17, 2022, City Council regular meeting minutes.**
3. **Approval of an Ordinance approving an amended Interlocal Agreement with the Dripping Springs Independent School District for easements related to construction and improvements related to Roger Hanks Parkway including provisions related to parking, impervious cover, and compensation. Sponsor: Mayor Foulds, Jr.**
Filed as Ordinance No. 2022-17
4. **Approval of an 18 day Extension to the Lease between the City of Dripping Springs and Veterans of Foreign Wars Post 2933 and the American Legion Post 290. Sponsor: Mayor Bill Foulds, Jr.**
5. **Approval of a Co-Sponsorship Agreement between the City of Dripping Springs and Pride of Dripping Springs for the 2022 Pride of Dripping Springs Event. Sponsor: Council Member King.**
6. **Approval of authorization for the Mayor to cast the City of Dripping Springs 2022 PEC (Pedernales Electric Cooperative) Annual Director Election ballot.**
7. **Approval of Fiscal Year 2023 Rate Adjustment for Legal Services Rendered by municipal prosecutor Ryan Kellus Turner. Sponsor: Mayor Bill Foulds, Jr.**
8. **Approval of an IT and AV Agreement for Dripping Springs Ranch Park and Event Center between the City of Dripping Springs and Felix Media Solutions. Sponsor: Mayor Foulds, Jr.**
9. **Approval of the renewal of a Co-Sponsorship Agreement between the City of Dripping Springs and Texas Beef Initiative for roping practices and events. Sponsor: Council Member King.**
10. **Approval of the appointment of Charlie Busbey as Interim Chair of the Utility Commission in the absence of Interim Chair Roger Kew. Sponsor: Mayor Foulds, Jr.**

A motion was made by Council Member Tahuahua to approve Consent Agenda Items 2 – 12. Council Member Crow seconded the motion which carried unanimously 5 to 0.

BUSINESS AGENDA

11. Discuss and consider the Appointment of Mayor Pro Tem to serve a term of one year.

A motion was made by Council Member Tahuahua to appoint Council Member Manassian as Mayor Pro Tem for a term of one year. Council Member Crow seconded the motion which carried unanimously 5 to 0.

12. Discuss and consider the Appointment of Council Members to the Transportation Committee and Economic Development Committee.

a. Transportation Committee – Mayor Foulds, Jr. appointed Council Member Crow to the Transportation Committee for a term of one year.

b. Economic Development Committee – Mayor Foulds, Jr. appointed Mayor Pro Tem Manassian to the Economic Development Committee for a term of one year.

13. Public hearing and consideration of approval of an Ordinance adding a definition for Special Event Facility 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.

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.

d. Text Amendment – A motion was made by Council Member Parks to approve an Ordinance adding a definition for Special Event Facility 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. Council Member Tahuahua seconded the motion which carried unanimously 5 to 0.

Filed as Ordinance No. 2022-18

The City Council consider items 14 and 15 together.

Laura Mueller presented the staff report for items 14 and 15 together. Staff recommends approval of the Interlocal Agreement and the License Agreement.

14. Discuss and consider approval of an Interlocal Agreement between Hays County, the City of Dripping Springs, and the Dripping Springs Community Foundation, in coordination with the Dripping Springs Skate Park Initiative for funding of construction of a regional skate park at the Founders Memorial Park in the City of Dripping Springs. Sponsor: Mayor Pro Tem Manassian

15. Discuss and consider approval of an Extension of the License Agreement between the City of Dripping Springs and the Dripping Springs Community Foundation, in coordination with the Dripping Springs Skatepark, Inc., for the use of the Founders Memorial Park for construction of a skate park. Sponsor: Mayor Pro Tem Manassian.

A motion was made by Mayor Pro Tem Manassian to approve an Interlocal Agreement between Hays County, the City of Dripping Springs, and the Dripping Springs Community Foundation, in coordination with the Dripping Springs Skate Park Initiative for funding of construction of a regional skate park at the Founders Memorial Park in the City of Dripping Springs and an Extension of the License Agreement between the City of Dripping Springs and the Dripping Springs Community Foundation, in coordination with the Dripping Springs Skatepark, Inc., for the use of the Founders Memorial Park for construction of a skate park. Council Member Tahuahua seconded the motion which carried unanimously 5 to 0.

16. Discuss and consider approval of a rate increase request from Waste Connections related to the 2020 Franchise Agreement between the City of Dripping Springs and Waste Connections. Applicant: John Harris, Waste Connections

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

A motion was made by Council Member Crow to approve a rate increase request from Waste Connections related to the 2020 Franchise Agreement between the City of Dripping Springs and Waste Connections. Council Member Parks seconded the motion which carried unanimously 5 to 0.

The City Council consider items 17 – 20 together.

Howard Koontz, Laura Mueller, Leslie Pollack, and Ginger Faught presented the staff reports for items 17 – 20. Staff recommends postponement to a date certain.

17. Public hearing and consideration of approval of an Ordinance rezoning a property from AG to PDD # 14 with a base zoning of SF-3, SF-5, and LR with primarily residential uses with some local retail and governmental uses for property located south of U.S. 290 and east of Rob Shelton Blvd. along Sports Park Road adjacent to the Sports and Recreation Park and commonly known as “Village Grove”, directly south and adjacent to Wallace Mountain, and directly west and adjacent to The Preserve subdivision. Applicant: Matthew Scrivener, Austin Land Innovations

a. Applicant Presentation – Peter Verdicchio with SEC Planning and John Doucet with Doucet and Associates gave a presentation which is on file.

b. Staff Report

c. Planning & Zoning Commission Report

d. Public Hearing – Eugene Foster spoke during the Public Hearing and his comments are on file.

e. Ordinance Recommendation

18. Discuss and consider approval of an Offsite Road Agreement between the City of Dripping Springs and DS Land Partners as it relates to the Village Grove development adjacent to Sports and Recreation Park, east of Rob Shelton Blvd and south of U.S. 290. Sponsor: Mayor Foulds, Jr.

19. **Discuss and consider approval of Wastewater Agreement between DS Land Partners and the City of Dripping Springs for the Village Grove Subdivision.** *Sponsor: Mayor Bill Foulds, Jr.*
20. **Discuss and consider approval of a Donation Agreement and Letter of Intent related to seven (7) acres adjacent to the Sports and Recreation Park and within the Village Grove Subdivision.** *Applicant: Matthew Scrivener*

A motion was made by Council Member Tahuahua to postpone items 17 – 20 to the June 21, 2022, Regular City Council meeting. Council Member King seconded the motion which carried unanimously 5 to 0.

21. **Discuss and consider approval of a Professional Services Agreement between the City of Dripping Springs and Herron Design Studio for City Hall offices remodel design and construction documents.** *Sponsor: Mayor Foulds, Jr.*

Mayor Foulds, Jr. left the dais and Mayor Pro Tem presided over the meeting, with Mayor Foulds, Jr. returning to the dais before the conclusion of the item.

Michelle Fischer presented the staff report which is on file. Staff recommends approval of the agreement with an additional \$3,000.00 to cover insurance.

A motion was made by Mayor Pro Tem Manassian to approve a Professional Services Agreement between the City of Dripping Springs and Herron Design Studio for City Hall offices remodel design and construction documents with an additional \$3,000.00 as per staff recommendation. Council Member Crow seconded the motion which carried unanimously 5 to 0.

22. **Discuss and consider approval of the conversion of two part-time vacant positions to the Dripping Springs Ranch Park Customer Service Specialist Full-time position, and approval of the job description for the new position.** *Sponsor: Council Member King.*

Emily Nelson presented the staff report which is on file. Staff recommends approval of the job description and new position.

A motion was made by Council Member King to approve the conversion of two part-time vacant positions to the Dripping Springs Ranch Park Customer Service Specialist Full-time position, and approval of the job description for the new position. Council Member Parks seconded the motion which carried unanimously 5 to 0.

23. **Discuss and consider Approval of a Change Order to the 2045 Comprehensive Plan Agreement between the City of Dripping Springs and DTJ to add additional Advertising and Outreach services and add additional Public Meetings for the purpose of soliciting public input, in the amount of \$37,400.00.** *Sponsor: Mayor Foulds, Jr.*

Council Member King left the dais and returned before the conclusion of the item.

Howard Koontz presented the staff report which is on file. Staff recommends approval of the Task Order.

A motion was made by Mayor Pro Tem Manassian to approve a Change Order to the 2045 Comprehensive Plan Agreement between the City of Dripping Springs and DTJ to add additional Advertising and Outreach services and add additional Public Meetings for the purpose of soliciting public input, in the amount of \$37,400.00. Council Member Tahuahua seconded the motion which carried unanimously 5 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.

Reports are on file and available for review upon request.

24. Maintenance and Facilities Report

Craig Rice, Maintenance Director

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 25. Council Member King seconded the motion which carried unanimously 5 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.

- 25. 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*
- 26. Consultation with City Attorney related to the South Regional Water Reclamation Project and the litigation on the Wastewater Permit and related items.** *Consultation with City Attorney, 551.071*
- 27. Consultation with City Attorney and Deliberation of Real Property related to easements for road improvements at Roger Hanks Parkway.** *Consultation with City Attorney, 551.071; Deliberation on Real Property, 551.072*
- 28. Deliberation of Personnel Matters regarding the creation, employment, job duties, compensation, and benefits of the DSRP Customer Service Specialist Full-time Position.** *Deliberation of Personnel Matters, 551.074*

The City Council met in Executive Session from 8:37 – 8:55 p.m.

No action or vote was taken during Executive Session. Mayor Foulds, Jr. returned the meeting to Open Session at 8:55 p.m.

UPCOMING MEETINGS

City Council & Board of Adjustment Meetings

June 14, 2022, at 5:00 p.m. (Moratorium Waivers)

June 21, 2021, at 6:00 p.m. (CC)

June 28, 2022, at 5:00 p.m. (Moratorium Waivers)

July 5, 2022, at 6:00 p.m. (CC & BOA)

Board, Commission & Committee Meetings

June 8, 2022, Utility Commission at 4:00 p.m.

June 13, 2022, TIRZ No.1 & No. 2 Board at 4:00 p.m.

June 13, 2022, Founders Day Commission at 6:30 p.m.

June 14, 2022, Planning & Zoning Commission at 6:00 p.m.

June 16, 2022, Farmers Market Committee at 10:00 a.m.

June 16, 2022, Emergency Management Commission at 12:00 p.m.

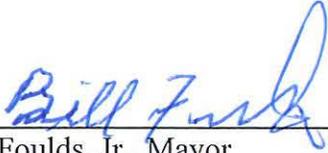
June 22, 2022, Economic Development Committee at 4:00 p.m.

ADJOURN

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

This regular meeting adjourned at 8:56 p.m.

APPROVED ON: June 21, 2022



Bill Foulds, Jr., Mayor

ATTEST:



Andrea Cunningham, City Secretary

