



CITY COUNCIL REGULAR MEETING

City of Dripping Springs

Council Chambers, 511 Mercer St, Dripping Springs, TX
Tuesday, December 08, 2020 at 6:00 PM

VIDEOCONFERENCE MEETING

This meeting will be held via videoconference and the public is encouraged and welcome to participate. Public comment may be given during the videoconference by joining the meeting using the information below. Public comment for this meeting may also be submitted to the City Secretary at acunningham@cityofdrippingsprings.com no later than 3:00 PM on the day the meeting will be held.

The City Council respectfully requests that all microphones and webcams be disabled unless you are a member of the City Council or Board of Adjustment. City staff, consultants and presenters please enable your microphone and webcam when presenting to the City Council or Board of Adjustment.

AGENDA

MEETING SPECIFIC VIDEOCONFERENCE INFORMATION

Join Zoom Meeting

<https://us02web.zoom.us/j/89837485344?pwd=Ull4bEhxYTZFL3NIOWEVENZFMY9PZz09>

Meeting ID: 898 3748 5344

Passcode: 607455

Dial Toll Free:

877 853 5257 US Toll-free

888 475 4499 US Toll-free

Find your local number: <https://us02web.zoom.us/j/89837485344>

Join by Skype for Business: <https://us02web.zoom.us/skype/89837485344>

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 Todd Purcell

Council Member Place 4 April Harris Allison

Council Member Place 5 Travis Crow

Staff, Consultants & Appointed/Elected Officials

City Administrator Michelle Fischer

Deputy City Administrator Ginger Faught
City Attorney Laura Mueller
City Treasurer Gina Gillis
City Secretary Andrea Cunningham
Senior Planner Amanda Padilla
City Engineer Chad Gilpin
Parks & Community Services Director Kelly Schmidt
DSRP Event Center Manager Tina Adams
Public Works Coordinator Aaron Reed
Planning & Zoning Commission Chair Mim James

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.

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.

- 1. Approval of the November 3, 2020 City Council special meeting minutes; and the November 10, 2020 and November 17, 2020 City Council regular meeting minutes.**
- 2. Approval of the November 2020 City Treasurer Report.**
- 3. Approval of a Resolution of the City of Dripping Springs, Texas Consenting to Bond for Reunion Ranch Water Control and Improvement District of Hays County.**
- 4. Approval of an Eagle Scout Project and Donation Agreement for the Design, Funding, Construction/Installation of a Chimney Swift Tower at Dripping Springs Ranch Park.**

5. **Approval of an Agreement extending Curative lease of Triangle for COVID-19 testing purposes.**

BUSINESS AGENDA

6. **Public hearing and consideration of approval of an Annexation Agreement and Ordinance of the City of Dripping Springs, Texas to Voluntarily Annex by Request of the Property Owner of approximately 0.748 acres in the extraterritorial jurisdiction, situated in the Benjamin F Hanna Survey, Abstract No. 222, located at 102 Rose Drive, Dripping Springs, Texas 78620. Applicant: Dave Merkel and Fred Van Cura**
 - a) Presentation
 - b) Staff Report
 - c) Public Hearing
 - d) Annexation Agreement
 - e) Annexation Ordinance
7. **Public hearing and consideration of approval of an Ordinance regarding ZA2020-0008: an application for a Zoning Amendment to consider a proposed zoning map amendment from Agriculture District (AG) to Two Family Residential - Duplex District (SF-4) for an approximately .748 acre tract of land situated in BENJAMIN F. HANNA Survey. This property is located at 102 Rose Drive, Dripping Springs, TX (R15132). Applicant: Dave Merkel and Fred Van Cura**
 - a) Presentation
 - b) Staff Report
 - c) Planning and Zoning Report
 - d) Public Hearing
 - e) Zoning Amendment
8. **Public hearing and consideration of approval of an Ordinance regarding ZA2020-0010: an application for a Zoning Amendment to consider a proposed zoning map amendment from Two Family Residential - Duplex District (SF-4) to General Retail District (GR) for an approximately 1 acre tract of land situated Phillip A. Smith Survey (Legal Description: A0415 PHILIP A SMITH SURVEY, ACRES 1.00). This property is generally located on Ranch Road 12 across from Summit Drive in Dripping Springs, TX. (R17873). Applicant: Jon Thompson**
 - a) Presentation
 - b) Staff Report
 - c) Planning and Zoning Report
 - d) Public Hearing
 - e) Zoning Amendment
9. **Public hearing and consideration of approval of an Ordinance regarding CUP2020-0009: an application to consider a conditional use permit to allow for an accessory dwelling unit at the property located at 101 Woods Loop, Driftwood, Texas 78620. Applicant: Jon Thompson**

- a) Presentation
- b) Staff Report
- c) Planning and Zoning Report
- d) Public Hearing
- e) Conditional Use Permit

- 10. Public hearing and consideration of approval of an Ordinance regarding CUP2020-0010: an application to consider a conditional use permit to allow for an accessory dwelling unit at the property located at 693 Blue Ridge Drive, Dripping Springs, TX 78620. Applicant: Josh Haro, Haro Homes LLC.**

- a) Presentation
- b) Staff Report
- c) Planning and Zoning Report
- d) Public Hearing
- e) Conditional Use Permit

- 11. Public hearing and consideration of approval of an Ordinance regarding ZA2020-0009: an application for a Zoning Amendment to consider a proposed zoning map amendment from Single-Family Residential District - Low Density (SF-1) to Local Retail District (LR) for an approximately .84 acre tract of land situated Phillip A. Smith Survey. This property is located at 519 Old Fitzhugh Road, Dripping Springs, TX. (R17916). Applicant: Jon Thompson**

- a) Presentation
- b) Staff Report
- c) Planning and Zoning Report
- d) Public Hearing
- e) Zoning Amendment

- 12. Discuss and consider approval of an Ordinance amending Chapter 26, Appendix “C” of the Dripping Springs Code of Ordinances and amending regulations for the Belterra Master Sign Plan for the Belterra Commercial Subdivision related to Building S, also referred to as Building 13.**
- 13. Discuss and consider approval of a Resolution authorizing the Mayor to accept a Donation Deed for Rathgeber Natural Resource Park adjacent to Headwaters Subdivision.**
- 14. Discuss and consider approval of a Use Agreement between the City of Dripping Springs and the Boy Scouts Capital Area Council for use of Rathgeber Natural Resource Park.**
- 15. Discuss and consider approval of an Ordinance amending the Dripping Springs Fee Schedule regarding fees for Dripping Springs Ranch Park and related to Fee Schedule Section 17.16 Business Opportunities (non-peak).**
- 16. Discuss and consider possible action on city facility closure based on Public Health Emergency.**

- 17. Discuss and Consider Approval of Longevity Pay and Performance Pay Incentive for City Employees for Fiscal Year 2020-2021.**

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.

- 18. Maintenance & Facilities Monthly Report**
Craig Rice, Maintenance Director
- 19. Parks & Community Services Monthly Report**
Kelly Schmidt, PCS Director

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 Emergency Management, Disaster Declaration, and Emergency Orders.** *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. Deliberation of Real Property and Consultation with City Attorney regarding legal issues related to Real Property for the Tax Increment Reinvestment Zone including the Town Center Project and uses and real property in the Triangle and Veterans Memorial Park.** *Consultation with City Attorney, 551.071; Deliberation of Real Property, 551.072*
- 23. Consultation with Attorney regarding legal issues related to litigation on the trial court's judgment in *SOS v. TCEQ* in the 459th Judicial District Court of Travis County and related development, financial, and utility issues.** *Consultation with City Attorney, 551.071*
- 24. Deliberation regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the finance director.** *Personnel Matters, 551.074*

UPCOMING MEETINGS

City Council Meetings

December 15, 2020 at 6:00 p.m.

January 12, 2021 at 6:00 p.m.
January 19, 2021 at 6:00 p.m.

Board, Commission & Committee Meetings

Utility Commission, December 9, 2020 at 4:00 p.m.
TIRZ No. 1 & No. 2 Board, December 14, 2020 at 4:00 p.m.
Founders Day Commission, December 14, 2020 at 6:30 p.m.
Economic Development Committee, December 16, 2020 at 4:00 p.m.
Planning & Zoning Commission, December 16, 2020 at 6:30 p.m.
Farmers Market Board, December 17, 2020 at 10:00 a.m.
Emergency Management Commission, December 17, 2020 at 12:00 p.m.
Transportation Committee, December 28, 2020 at 3:30 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.

Due to the Texas Governor Order, Hays County Order, City of Dripping Springs Disaster Declaration, and Center for Disease Control guidelines related to COVID-19, a quorum of this body could not be gathered in one place, and this meeting will be conducted through videoconferencing. Texas Government Code Sections 551.045; 551.125; and 551.127.

*I certify that this notice of meeting was posted at the City of Dripping Springs City Hall and website, www.cityofdrippingsprings.com, on **December 4, 2020 at 3:45 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.