



CITY COUNCIL
WORKSHOP & REGULAR MEETING
City of Dripping Springs
Council Chambers, 511 Mercer St, Dripping Springs, TX
Tuesday, August 15, 2023, 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
Interim Deputy City Administrator / City Treasurer Shawn Cox
City Attorney Laura Mueller
People & Communications Director Lisa Sullivan
City Secretary Andrea Cunningham
IT Director Jason Weinstock
Parks & Community Services Director Andy Binz
DSRP Manager Emily Nelson
Public Works Director Aaron Reed
Deputy Public Works Director Craig Rice
Planning Director Tory Carpenter
Parks & Recreation Commission Chair Paul Fushille

PLEDGE OF ALLEGIANCE

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

WORKSHOP

Workshop items are for discussion only and no action shall be taken.

1. Presentation and discussion regarding the proposed Municipal Budget for Fiscal Year 2024.

Shawn Cox gave a presentation which is on file.

CITY COUNCIL

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.

Shirley Sanders spoke regarding water and wastewater services and agreements. Her written comments are on file.

PRESENTATIONS

Via unanimous consent, the City Council took presentation items out of order.

3. Presentation and update on the skatepark project at Founders Memorial Park. Sponsor: Council Member Wade King.

Dennis Baldwin introduced the item and SPA Skateparks Owner Yann Curtis.

Yann Curtis gave a presentation on the Dripping Springs Skatepark Conceptual Site Plan, and Preliminary Cost and Scope which is on file.

2. Legislative Update. Laura Mueller, City Attorney

Laura Mueller gave a presentation which is on file.

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 August 1, 2023, City Council & Board of Adjustment workshop and regular meeting minutes.**
5. **Approval of the August 8, 2023, City Council special meeting minutes.**
6. **Approval of the City Treasurer's Report.**
7. **Approval of a Co-Sponsorship Agreement between the City of Dripping Springs and Dripping Springs Methodist Church regarding the Wild Game Dinner. *Sponsor: Council Member Sherrie Parks.***
8. **Approval of a Co-Sponsorship Agreement between the City of Dripping Springs and Dripping Springs Helping Hands for the Empty Bowl Project.**
9. **Approval of a Co-Sponsorship Agreement between the City of Dripping Springs and LOOMC Charities, Inc. for the Goat Couture Event on September 9, 2023 at Dripping Springs Ranch Park. *Sponsor: Council Member Sherrie Parks***
10. **Approval of an agreement between the City of Dripping Springs and Elliott Electric Company for fixtures and bulbs for the Dripping Springs Ranch Park Event Center. *Sponsor: Mayor Bill Foulds, Jr.***
11. **Approval of a Resolution Accepting Improvements and Approving a Maintenance Bond for Caliterra Phase 5 Section 14 Wastewater Improvements and Releasing a Construction Bond.**

Filed as Resolution No. 2023-R29

12. **Approval of a Resolution Accepting Improvements and Approving and Accepting a Maintenance Bond for Driftwood Ranch Phase 3 Water and Wastewater Improvements and Releasing a Construction Bond.**

Filed as Resolution No. 2023-R30

A motion was made by Council Member Tahuahua to approve Consent Agenda Items 4 – 12. Council Member Parks seconded the motion which carried unanimously 5 to 0.

BUSINESS AGENDA

13. **Public Hearing and consideration of approval of the Parks and Facilities Naming Application to name the skatepark at Founders Memorial Park the “Dorian Zev Kweller Memorial Skatepark.” *Applicant: Eric Henline, Dripping Springs Skatepark, Inc. Sponsor: Council Member Wade King***

a. Applicant Presentation – Applicants Eric Henline and Stephanie Meyer presented the item and reviewed petition statements supporting their naming application for the Dripping Springs Skatepark.

b. Staff Report – Andy Binz presented the staff report which is on file. Staff recommends approval of the application.

c. Public Hearing – No one spoke during the Public Hearing. Mayor Foulds ask for a show of hands of those in attendance that support naming the skatepark “Dorian Zev Kweller Memorial Skatepark,” and a large majority of audience members raised their hands.

d. Naming Application – A motion was made by Council Member King to approve a Parks and Facilities Naming Application to name the skatepark at Founders Memorial Park the “Dorian Zev Kweller Memorial Skatepark.” Council Member Parks seconded the motion which carried unanimously 5 to 0.

14. Discuss and consider approval of the First Amendment to Agreement Concerning Creation and Operation of Wild Ridge Municipal Utility District. Applicant: John Bartram

Applicant representative Elliott Jones gave a presentation which is on file.

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

Mayor Foulds, Jr. stepped off the dais and exited the Council Chambers. Mayor Pro Tem Manassian presided over the meeting.

A motion was made by Council Member Tahuahua to approve the First Amendment to Agreement Concerning Creation and Operation of Wild Ridge Municipal Utility District. Council Member Crow seconded the motion which carried unanimously 5 to 0.

15. Discuss and consider approval of the First Amendment to Wastewater Service and Fee Agreement between the City of Dripping Springs and Meritage Homes of Texas, LLC. Applicant: Rex Baker.

Mayor Foulds, Jr. returned to the Council Chambers, took his seat at the dais and presided over the remainder of the meeting.

Applicant representative Elliott Jones gave a presentation which is on file.

Aaron Reed presented the staff report which is on file. Staff recommends approval of the amendment with the option for the City to construct.

A motion was made by Mayor Pro Tem Manassian to approve the First Amendment to the Wastewater Service and Fee Agreement between the City of Dripping Springs and Meritage Homes of Texas, LLC with an amendment to include an option for the City to handle construction. Council Member Parks seconded the motion which carried unanimously 5 to 0.

16. Public hearing and consideration of approval of an Ordinance Amending Chapter 28.03: Subdivisions and Site Development, Parkland Dedication and Parkland Development, and regarding requirements for Parkland Dedication and Fee in Lieu of Parkland Dedication for residential developments. Sponsor: Mayor Bill Foulds, Jr.

a. Staff Report – Tory Carpenter presented the staff report which is on file. Staff and the Parks & Recreation Commission recommend approval of the ordinance.

Council Member Parks stepped off the dais and exited the Council Chambers.

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

c. Ordinance – A motion was made by Council Member Crow to approve an Ordinance Amending Chapter 28.03: Subdivisions and Site Development, Parkland Dedication and Parkland Development, and regarding requirements for Parkland Dedication and Fee in Lieu of Parkland Dedication for residential developments. Council Member King seconded the motion which carried 3 to 1, with Council Member Tahuahua opposed.

Filed as Ordinance No. 2023-25

17. **Public hearing and consideration of approval of an Ordinance Amending the City of Dripping Springs Fee Schedule as it relates to Parkland Dedication fees for residential projects.** *Sponsor: Mayor Bill 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.

Council Member Parks returned to the Council Chambers and took her seat on the dais.

c. Ordinance Amendment – A motion was made by Council Member Crow to approve an Ordinance Amending the City of Dripping Springs Fee Schedule as it relates to Parkland Dedication fees for residential projects. Mayor Pro Tem Manassian seconded the motion which carried 4 to 1, with Council Member Tahuahua opposed.

Filed as Ordinance No. 2023-26

18. **Discuss and consider approval of the Proposed Ad Valorem Tax Rate for 2023.**

Via unanimous consent and by request of staff, the City Council considered this item after Executive Session.

Via unanimous consent, the City Council consider item 20 out of order.

20. **Discuss and consider approval of a contract with IRE Crown Rinks, LLC to host an ice rink at Dripping Springs Ranch Park from December 7, 2023 through January 7, 2024 with days prior and post for setup and breakdown.** *Sponsor: Mayor Bill Foulds, Jr.*

Emily Nelson presented the staff report which is on file. Staff recommends approval of the contract.

A motion was made by Mayor Pro Tem Manassian to approve a contract with IRE Crown Rinks, LLC to host an ice rink at Dripping Springs Ranch Park from December 7, 2023 through January 7, 2024 with days prior and post for setup and breakdown. Council Member Parks seconded the motion which carried unanimously 5 to 0.

19. Public hearing and consideration of approval of an Ordinance of the City of Dripping Springs, Texas Amending the current 2022-2023 Fiscal Year Budget; Finding Municipal Purposes; Authorizing Expenditures.

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

Mayor Pro Tem Manassian stepped down from the dais and exited the Council Chambers.

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

c. Ordinance – A motion was made by Council Member Parks to approve an Ordinance of the City of Dripping Springs, Texas Amending the current 2022-2023 Fiscal Year Budget; Finding Municipal Purposes; Authorizing Expenditures. Council Member King seconded the motion which carried unanimously 4 to 0.

Filed as Ordinance No. 2023-27

21. Discuss and consider approval of the installation of an Eclipse Display at Veterans Memorial Park. Sponsor: Council Member Sherrie Parks.

Lisa Sullivan presented the staff report which is on file. Staff and the Parks & Recreation Commission recommend approval of the display.

Mayor Pro Tem Manassian returned to the Council Chambers and took her seat on the dais.

A motion was made by Council Member King to approve of the installation of an Eclipse Display at Veterans Memorial Park. Council Member Parks seconded the motion which carried unanimously 5 to 0.

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.

Reports are on file and available for review upon request.

22. July Maintenance Report

Craig Rice, Deputy Public Works Director

23. Planning Department Report

A motion was made by Mayor Pro Tem Manassian to adjourn into Executive Session under Texas Government Code Sections 551.071, Consultation with Attorney, 551.072, Deliberation of Real Property and 551.074, Personal Matters and regarding Executive Session Agenda Items 24 – 27. Council Member Tahuahua 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.

24. **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*
25. **Deliberation regarding the appointment, employment, evaluation, reassignment, compensation, policies, and duties of Penny Appleman, Roman Baligad, Andrew Binz, Kevin Campbell, Tory Carpenter, Shawn Cox, Andrea Cunningham, Brandon Elliott, Melanie Engels, Fletcher Engstrom, Mark Escobedo, Manny Espinosa, Jose Esquivel, Ginger Faught, Michelle Fischer, Sesario Garza, Cathy Gieselman, Katherine Griego, Kyle Hagen, Wacey Hanger, Stephanie Hartnett, Johnathon Hill, Caylie Houchin, Robert Hutson, Alison Jamieson, Sheri Kapanka, Amy Kappler, Johnna Krantz, Charles Gray Lahrman, Samantha Larghe, Heron Longoria, Ryane Maceyra, Laura Mueller, Emily Nelson, Anthony Pennell, Shane Pevehouse, Cameron Queen, Aaron Reed, Charles Reed, Craig Rice, Warlan Rivera, Jessica Selina Segovia, Mackenzie Rusick, Teresa Sanders, Lily Sellers, Nick Spillar, William Stevens, Riley Sublett, Lisa Sullivan, Andrew Thompson, Jason Weinstock, and Utility Services Manager.** *Consultation with Attorney, 551.071; Deliberation of Personnel Matters, 551.074*
26. **Consultation with Attorney and Deliberation of Real Property regarding legal and real estate issues related to potential facility sites and street extensions and expansions.** *Consultation with Attorney, 551.071; Deliberation Regarding Real Property, 551.072*
27. **Consultation with City Attorney regarding legal issues related to recently passed legislation.** *Consultation with Attorney , 551.071*

The City Council met in Executive Session from 8:40 – 9:53 p.m.

No vote or action was taken during Executive Session. Mayor Foulds, Jr. returned the meeting to Open Session at 9:53 p.m.

OPEN SESSION

Mayor Foulds, Jr. returned to tabled Business Agenda item 18.

18. Discuss and consider approval of the Proposed Ad Valorem Tax Rate for 2023.

Shawn Cox presented the staff report which is on file. Staff recommends approval of a Maintenance & Operation Tax Rate of \$0.1718, and a Debt Service Tax Rate of \$0.0391, for a total Ad Valorem Tax Rate of \$0.2109 per \$100 of valuation.

A motion was made by Council Member Crow to approve the Proposed Ad Valorem Tax Rate for 2023 at \$0.2098 per \$100 valuation. Council Member King seconded the motion which carried unanimously 5 to 0.

A motion was made by Mayor Pro Tem Manassian to adjourn into Executive Session under Texas Government Code Section 551.071, Consultation with Attorney and 551.074, Personnel Matters and regarding Executive Session Agenda Item 25. Council Member Crow seconded the motion which carried unanimously 5 to 0.

- 25. Deliberation regarding the appointment, employment, evaluation, reassignment, compensation, policies, and duties of Penny Appleman, Roman Baligad, Andrew Binz, Kevin Campbell, Tory Carpenter, Shawn Cox, Andrea Cunningham, Brandon Elliott, Melanie Engels, Fletcher Engstrom, Mark Escobedo, Manny Espinosa, Jose Esquivel, Ginger Faught, Michelle Fischer, Sesario Garza, Cathy Gieselman, Katherine Griego, Kyle Hagen, Wacey Hanger, Stephanie Hartnett, Johnathon Hill, Caylie Houchin, Robert Hutson, Alison Jamieson, Sheri Kapanka, Amy Kappler, Johnna Krantz, Charles Gray Lahrman, Samantha Larghe, Heron Longoria, Ryane Maceyra, Laura Mueller, Emily Nelson, Anthony Pennell, Shane Pevehouse, Cameron Queen, Aaron Reed, Charles Reed, Craig Rice, Warlan Rivera, Jessica Selina Segovia, Mackenzie Rusick, Teresa Sanders, Lily Sellers, Nick Spillar, William Stevens, Riley Sublett, Lisa Sullivan, Andrew Thompson, Jason Weinstock, and Utility Services Manager. Consultation with Attorney, 551.071; Deliberation of Personnel Matters, 551.074**

The City Council met in Executive Session from 9:59 – 10:11 p.m.

No vote or action was taken during Executive Session. Mayor Foulds, Jr. returned the meeting to Open Session at 10:11 p.m.

UPCOMING MEETINGS

City Council & Board of Adjustment Meetings

September 5, 2023, at 6:00 p.m. (CC & BOA)

September 19, 2023, at 6:00 p.m. (CC)

October 3, 2023, at 6:00 p.m. (CC & BOA)

October 17, 2023, at 6:00 p.m. (CC)

Boards, Commissions & Committees

August 17, 2023, Farmers Market Committee at 10:00 a.m.

August 17, 2023, Emergency Management Commission at 12:00 p.m.

August 22, 2023, Planning & Zoning Commission at 6:00 p.m.

August 23, 2023, Economic Development Committee at 4:00 p.m.

August 28, 2023, Transportation Committee at 3:30 p.m.

September 4, 2023, Parks & Recreation Commission at 6:00 p.m.

September 6, 2023, DSRP Board at 11:00 a.m.

September 7, 2023, Historic Preservation Commission at 6:00 p.m.

ADJOURN

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

This regular meeting adjourned at 10:11 p.m.

APPROVED ON: September 5, 2023



Bill Foulds, Jr., Mayor

ATTEST:



Andrea Cunningham, City Secretary

