



# CITY COUNCIL REGULAR MEETING

City of Dripping Springs

Council Chambers, 511 Mercer St, Dripping Springs, TX

Tuesday, November 02, 2021 at 6:00 PM

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## MINUTES

### CALL TO ORDER AND ROLL CALL

With a quorum of the City Council present, Mayor Foulds, Jr. called the meeting to order at 6:04 p.m.

**City Council Members present were:**

Mayor Bill Foulds, Jr.  
Mayor Pro Tem Taline Manassian  
Council Member Place 3 Geoffrey Tahuahua  
Council Member Place 4 April Harris Allison  
Council Member Place 5 Sherrie Parks

**Council Member absent was:**

Council Member Place 2 Wade King

**Staff, Consultants & Appointed/Elected Officials present were:**

Deputy City Administrator Ginger Faught  
City Attorney Laura Mueller  
City Treasurer Shawn Cox  
City Secretary Andrea Cunningham  
Public Works Director Aaron Reed  
Dripping Springs Ranch Park Manager Emily Nelson  
Planning Director Howard Koontz  
Senior Planner Tory Carpenter  
Emergency Management Coordinator Roman Baligad  
IT Coordinator Misty Dean  
Planning & Zoning Commission Chair Mim James

### PLEDGE OF ALLEGIANCE

Council Member Parks 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.

## **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 October 5, 2021, and October 19, 2021, City Council regular meeting minutes.**
- 2. Approval of a Resolution of the City Council of Dripping Springs, Texas, Recognizing the Second Saturday in May Each Year as World Migratory Bird Day and Authorizing the Bird City Coalition and Appropriate City Staff to Continue Pursuit of Certification in the Texas "Bird City" Program; Providing for a Repealing Clause; and Establishing an Effective Date. Sponsor: Council Member King**

### **Filed as Resolution No. 2021-R34**

- 3. Approval of request from Kelly Schmidt, Parks & Community Services Director, for payment of 40 hours compensatory time, in accordance with the City of Dripping Springs Personnel Manual.**
- 4. Approval of part-time Dripping Springs Ranch Park Customer Service Specialist job description.**
- 5. Approval of the Appointment of Larry Hans to the Founders Day Commission as a representative of St. Martin de Porres Catholic Church for a term ending June 30, 2023.**
- 6. Approval of Change Order No. 8 and Change Order No. 9 related to the Professional Services Agreement between the City of Dripping Springs and SAM regarding Surveying Mapping & Services for the South Regional Water Reclamation Facility Project. Sponsor: Mayor Foulds, Jr.**
- 7. Approval of a Resolution Accepting Improvements and Approving a Maintenance Bond for Esperanza Subdivision Phase 2 Streets, and Drainage.**

### **Filed as Resolution No. 2021-R35**



A motion was made by Mayor Pro Tem Manassian to approve Consent Agenda Items 1 – 7, with corrected minutes as presented. Council Member Harris-Allison seconded the motion which carried unanimously 4 to 0.

## BUSINESS AGENDA

8. **Public hearing and consideration of approval of an Ordinance regarding ZA2021-0008: an application for a zoning amendment and Conditional Use Overlay to consider a proposed zoning map amendment from Two-Family Residential - Duplex (SF-4) to Single Family Residential - Town Center (SF-3) for an approximately 1.85 acres out of the W T Chapman # 5 subdivision. Applicant: John Doucet, P.E., Doucet & Associates, Inc.**

Mayor Pro Tem Manassian recused from this item.

a. **Presentation** – Applicant John Doucet gave a presentation which is on file.

b. **Staff Report** – Tory Carpenter presented the staff report which is on file. Staff recommends approval of the ordinance.

c. **Planning & Zoning Commission Report** – Chair Mim James presented the report where the Commission recommended approval unanimously 4 to 0.

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

e. **Ordinance** – A motion was made by Council Member Harris-Allison to approve an Ordinance regarding ZA2021-0008: an application for a zoning amendment and Conditional Use Overlay to consider a proposed zoning map amendment from Two-Family Residential - Duplex (SF-4) to Single Family Residential - Town Center (SF-3) for an approximately 1.85 acres out of the W T Chapman # 5 subdivision. Council Member Tahuahua seconded the motion which carried 3 to 0 to 1, with Mayor Pro Tem Manassian recused.

### **Filed as Ordinance No. 2021-42**

9. **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.**

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

Mayor Foulds, Jr. opened the Public Hearing to which no one spoke.

A motion was made by Mayor Pro Tem Manassian to approve an Ordinance of the City of Dripping Springs, Texas amending the current 2021-2022 Fiscal Year Budget; Finding Municipal Purposes; Authorizing Expenditures with the removal of the generator request from Emergency Management Coordinator and for the CLFRF to be reduced to \$24,771.39, and authorization for staff to modify the ordinance to reflect changes. Council Member Parks seconded the motion which carried unanimously 4 to 0.

**Filed as Ordinance No. 2021-43**

- 10. Discuss and consider approval of a Resolution authorizing the use of Coronavirus Local Fiscal Recovery Funds (CLFRF) for purchases related to public health and other emergencies, and authorization for the City Administrator to negotiate and execute contracts and agreements related to purchases. Sponsor: Mayor Foulds, Jr.**

Andrea Cunningham presented the staff report which is on file. Staff recommends approval of the resolution.

A motion was made by Council Member Tahuahua to approve a Resolution authorizing the use of Coronavirus Local Fiscal Recovery Funds (CLFRF) for purchases related to public health and other emergencies, and authorization for the City Administrator to negotiate and execute contracts and agreements related to purchases not to exceed \$30,000.00. Council Member Harris-Allison seconded the motion which carried 4 to 0.

**Filed as Resolution No. 2021-R36**

**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.*

Report is on file and available for review upon request.

- 11. Parks and Community Services Combined September and October Director's Report**  
*Kelly Schmidt PCS Director*

A motion was made by Mayor Pro Tem Manassian to adjourn into Executive Session under Texas Government Code Sections 551.072, Consultation with City Attorney and 551.072, Deliberation of Real Property and regarding Executive Session Agenda Items 12 – 14. Council Member Tahuahua 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.*

- 12. Consultation with City Attorney related to planning matters, wastewater capacity, comprehensive plan, and processes related to approvals. 551.071, Consultation with City Attorney.**
- 13. Consultation with City Attorney and Deliberation of Real Property regarding legal issues related to Real Property for the Tax Increment Reinvestment Zone including the**



**Town Center Project and uses and boundaries and projects related to the TIRZ.**  
*Consultation with City Attorney, 551.071; Deliberation of Real Property, 551.072*

14. **Consultation with City Attorney and Deliberation of Real Property regarding legal issues related to Wastewater Operations, agreements related to Wastewater, the South Regional Water Reclamation Expansion Project Easement Acquisition, Wastewater Discharge Permit, and operation of the Lazy W WCID in the Extraterritorial Jurisdiction of the City of Dripping Springs.** *Consultation with City Attorney, 551.071; Deliberation regarding Real Property, 551.072*

The City Council met in Executive Session from 6:32 p.m. – 7:57 p.m.

No action was taken during Executive Session. Mayor Foulds, Jr. returned the meeting to Open Session at 7:57 p.m.

## **OPEN SESSION**

A motion was made by Mayor Pro Tem Manassian to pull Executive Session Agenda Item 12 for discussion and possible action. Council Member Harris-Allison seconded the motion which carried unanimously 4 to 0.

12. **Consultation with City Attorney related to planning matters, wastewater capacity, comprehensive plan, and processes related to approvals.** *551.071, Consultation with City Attorney.*

A motion was made by Mayor Pro Tem Manassian to direct staff to publish notice in the newspaper and prepare necessary documentation related to the planning and wastewater process. Council Member Harris-Allison seconded the motion which carried 3 to 1 to 0, via roll call vote:

Mayor Pro Tem Taline Manassian	Aye
Council Member Harris-Allison	Aye
Council Member Sherrie Parks	Aye
Council Member Geoffrey Tahuahua	Nay

## **UPCOMING MEETINGS**

### **City Council & BOA Meetings**

November 16, 2021, at 6:00 p.m.

December 7, 2021, at 6:00 p.m. (CC & BOA)

December 21, 2021, at 6:00 p.m.

### **Board, Commission & Committee Meetings**

November 3, 2021, Dripping Springs Ranch Park Board at 12:00 p.m.

November 4, 2021, Historic Preservation Commission at 4:00 p.m.

November 8, 2021, TIRZ No. 1 & No. 2 Board at 4:00 p.m.

November 8, 2021, Founders Day Commission at 6:30 p.m.

November 9, 2021, Planning & Zoning Commission at 6:30 p.m.

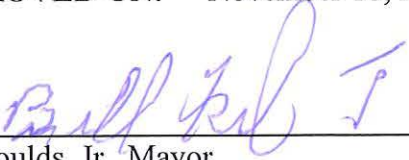
November 10, 2021, Utility Commission at 4:00 p.m.

**ADJOURN**

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

This regular meeting adjourned at 8:00 p.m.

**APPROVED ON:** November 16, 2021



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Bill Foulds, Jr., Mayor

**ATTEST:**

  
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Andrea Cunningham, City Secretary