



CITY COUNCIL REGULAR MEETING

City of Dripping Springs

Council Chambers, 511 Mercer St, Dripping Springs, TX
Tuesday, September 21, 2021 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 April Harris Allison
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
Maintenance Director Craig Rice
Programs & Aquatics Manager Mack Rusick
DSRP Manager Emily Nelson
Planning Director Howard Koontz
Public Works Coordinator Aaron Reed
IT Coordinator Misty Dean
Communications & Marketing Director Lisa Sullivan

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 September 7, 2021, City Council Workshop & Regular Meeting Minutes.**
- 2. Approval of the Appointment of Matthew Ordway to the Utility Commission for an At-Large seat with a term expiring June 30, 2023.**
- 3. Approval of the August 2021 City Treasurer's Report.**
- 4. Approval of an Ordinance updating the Dripping Springs Technical Criteria (DSTC).**
- 5. Approval of a Resolution of the City of Dipping Springs, Texas, approving and accepting a construction bond for Driftwood Creek Subdivision Phase 1 Section 3 water and wastewater.**
- 6. Approval of an Amendment to the Professional Services Agreement between the City of Dripping Springs and Keenan Smith (City Lights Design Alliance) for TIRZ Project Manager Services.**
- 7. Approval of a parking lot use, liability, and maintenance agreement for both Christmas on Mercer 2021 and Founders Day Festival 2022 city-wide events. *Sponsor: Mayor Pro Tem Manassian***
- 8. Approval of a Facility Use Agreement between the City of Dripping Springs and Lions Club regarding Christmas on Mercer 2021. *Sponsor: Mayor Por Tem Manassian***
- 9. Approval of the 2022 City of Dripping Springs Holiday Calendar.**

BUDGET

- 10. Public hearing on the 2021 Ad Valorem Tax and Levy of 0.19 per one hundred dollars (\$100.00) of assessed valuation of all taxable property within the Corporate City Limits.**
- 11. Public hearing and consideration of approval regarding an Ordinance of the City of Dripping Springs, Texas adopting the 2021-2022 Fiscal Year Budget; Finding Municipal Purposes; Authorizing Expenditures.**
 - a. Staff Report
 - b. Public Hearing
 - c. Ordinance

12. **Discuss and consider approval of a Resolution ratifying the Municipal Budget for Fiscal Year 2021-2021; funding municipal purposes; authorizing expenditures; filing of budget; repealer; severability; effective date; and proper notice.**
13. **Discuss and consideration of approval of an Ordinance approving the 2021 Ad Valorem Tax and Levy of 0.19 per one hundred dollars (\$100.00) of assessed valuation of all taxable property within the Corporate City Limits; providing for penalties and interest; and providing for the following: findings of fact; severability; savings clause; publication and effective date.**

BUSINESS AGENDA

14. **Discuss and consider approval of a request to improve the landscaping Veterans Memorial Park adjacent to and surrounding the Welcome to Dripping Springs sign pursuant to partial lease of Veterans Memorial Park. *Sponsor: Council Member King***
15. **Discuss and consider approval of a License Agreement between the City of Dripping Springs and Vicky Lewis for a Cluster Mail Box Unit at 511 Mercer Street (City Hall Parking Lot) for use by Mercer Street Businesses. *Sponsor: Mayor Foulds, Jr.***
16. **Discuss and consider Appointments to the Founders Day Commission for the following seats and terms:**
 - a. (1) At-large for an unexpired term of June 30, 2022
 - b. (1) Lions Club Representative for term of June 30, 2023
 - c. (1) Cook-Off Club Representative for term of June 30, 2023
 - d. (1) St. Martin de Porres Church Representative for term of June 30, 2023
17. **Public hearing and consideration of approval of an Ordinance regarding DA2020-002: an application for an Amended and Restated Development Agreement for the Anarene/Double L tract as an update to the 2015 Amended and Restated Development Agreement on RR 12 north of 290 including an increase in density, roadways, parks improvements, and related changes. *Applicant: Pablo Martinez, BGE, Inc.***
 - a. Presentation
 - b. Staff Report
 - c. Public Hearing
 - d. Amended and Restated Development Agreement
18. **Discuss and consider approval of an Amendment to the Wastewater Utility Service and Fee Agreement between the City of Dripping Springs and Double L Corporation. *Applicant: Pablo Martinez, BGE, Inc.***
19. **Discuss and consider approval of an Amendment to the Wholesale and Retail Water Agreement between the City of Dripping Springs and Double L Corporation. *Applicant: Pablo Martinez, BGE, Inc.***
20. **Mayoral appointment of Council Members to Areas of Oversight and City Committees. *Sponsor: Mayor Foulds, Jr.***

Council Member Tahuahua was appointed to Transportation & Streets Oversight and the Transportation Committee at the September 7, 2021 regular meeting.

- a. Parks & Recreation
- b. Public Health & Safety
- c. Utilities
- d. Finance
- e. Transportation & Streets
- f. Community Services
- g. Economic Development Committee
- h. Transportation Committee

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. Maintenance Director's Monthly Report

Craig Rice, Maintenance 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.

- 22. Deliberation of real property and consultation with city attorney related to a planning project with park and civic property near RR 12.** *Consultation with City Attorney, 551.071; Deliberation of Real Property, 551.072*
- 23. 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.** *Consultation with City Attorney, 551.071; Deliberation of Real Property, 551.072*
- 24. Consultation with City Attorney and Deliberation of Real Property regarding the extension of Roger Hanks Parkway including related agreements.** *Consultation with City Attorney, 551.071; Deliberation of Real Property, 551.072*
- 25. 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*
- 26. Consultation with City Attorney regarding legal issues related to the provision of retail utility services.** *Consultation with City Attorney, 551.071*

27. **Consultation with City Attorney regarding legal issues related to ongoing developments including Rob Shelton Improvements and Texas Department of Transportation and other sources of funding related to improvements and the provision of wastewater to PDD No. 11; and, legal issues related to Bunker Ranch annexation and zoning.**
Consultation with City Attorney, 551.071

UPCOMING MEETINGS

City Council & Board of Adjustment Meetings

October 5, 2021, at 6:00 p.m. (CC & BOA)

October 19, 2021, at 6:00 p.m. (CC)

November 2, 2021, at 6:00 p.m. (CC & BOA)

November 16, 2021, at 6:00 p.m. (CC)

Board, Commission & Committee Meetings

September 22, 2021, Economic Development Committee at 4:00 p.m.

September 27, 2021, Transportation Committee at 3:30 p.m.

September 28, 2021, Planning & Zoning Commission at 6:30 p.m.

October 4, 2021, Parks & Recreation Commission at 6:00 p.m.

October 6, 2021, DSRP Board at 12:00 p.m.

October 7, 2021, Historic Preservation 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 **September 17, 2021, at 1:30 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.