

**City of Dripping Springs
City Council**

**Regular Meeting Minutes
Tuesday, August 18, 2009
6:00 p.m.**

511 Mercer Street, Dripping Springs, Texas

I. CALL TO ORDER AND ROLL CALL

Mayor & City Council Members

Mayor Todd Purcell

Council Member Santos Alba

Council Member Joe Volpe

Mayor Pro Tem Bill Foulds

Council Member Doug Phillip

Council Member H.A. "Spider" Williams

City Staff/Appointed Officials

City Administrator Michelle Fischer

City Attorney Alan Bojorquez

Development Coordinator Jon Thompson

City Secretary Jo Ann Touchstone

City Treasurer Gina Gillis

Special Counsel Susan Zachos

All present. Mayor Pro Tem Foulds calls the meeting to order at 6:00 p.m.

II. PLEDGE OF ALLEGIANCE

A. Pledge of Allegiance – Councilman Phillip leads the pledge.

III. PRESENTATIONS BY CITIZENS

Floor open to discussion on any subject. No action may be taken by law. Citizens wishing to speak shall do so after being recognized by the Mayor. The Mayor and City Council may establish a time limit as necessary.

None.

IV. CONSENT ITEMS

The following items may be acted upon in one motion. No separate discussion or action is necessary unless requested by a Council Member or citizen, in which event those items will be pulled from the consent agenda for separate consideration.

- A. Request from the Dripping Springs Chamber of Commerce to Erect Signage August 19th through September 14th Advertising the Dripping with Taste Wine & Food Festival at the Following Location: the "Triangle"
- B. Appointment of Founders Commissioner Brenda Medcalf, Term to Expire 2011
- C. Appointment of Founders Commission Co-Chairs Brenda Medcalf (At Large) and Stephanie Holtzendorf (Dripping Springs Cook Off Club)

Councilman Volpe motions to approve. Councilman Phillip seconds. Motion passes, 5-0.

Mayor Purcell enters meeting at 6:05 p.m.

V. BUSINESS

Consideration and Possible Action On:

- A. Belterra Commercial Development Agreement between the City of Dripping Springs and MAK Foster Ranch, L.P concerning 106.35 acres of land out of the William S. Holton Survey No. 57, the Alec Mc Gown Survey No. 699, the John Sellars Survey No.3, and the E.B. Hargraves Survey No.4, Hays County, Texas, and being a 101.35 acre portion of that certain 603.58 acre tract of land as conveyed to CPH Foster Ranch, L.P. by special warranty deed recorded in Volume 1763, Page 304, of the official public records of Hays County, Texas, said CPH Foster Ranch, L.P. now known as Mak Foster Ranch, L. P. according to that certain affidavit of name change recorded in Volume 1988, Page 701 of the official public records of Hays County, Texas, together with all of Lot 1, Block C, Belterra Phase Two, Section 5B, a subdivision in Hays County, Texas, according to the map or plat thereof recorded in Volume 12, Page 186, of the plat records of Hays County, Texas
1. Development Coordinator's Report – Development Coordinator Jon Thompson, no changes. Available for questions.
 2. Public Hearing – No one speaks.
 3. Variances/Waivers/Alternative Standards
 - a. Landscaping Ordinance--Alternative Standards
 - b. Exterior Design & Architectural Standards Ordinance--Alternative Standards

Councilman Phillip motions to approve a and b. Councilman Williams seconds. Motion passes, 5-0.
 4. Development Agreement pursuant to Texas Local Government Code Section 212.172 – Councilman Phillip motions to approve. Councilman Volpe seconds. Mayor Purcell states that the issue regarding Trinity Hills and Littleton Drive will need to be addressed as this process goes forward. Motion passes, 5-0.
- B. Fourth Amendment to the Economic Development Agreement between the City of Dripping Springs and B & O Investors, LTD – Mayor Pro Tem Foulds motions to approve. Councilman Phillip seconds. Motion passes, 5-0.

VI. WORKSHOP

No action to be taken – Discussion, no action taken.

- A. Proposed Fiscal Year 2010 Budget
1. Review and Discuss FY 2009 and Proposed FY 2010 Budgets
 2. Review and Discuss Commission Budget Requests
 3. Review and Discuss Budget Requests
 4. Review and Discuss Ad Valorem Tax Rate

VII. EXECUTIVE SESSION

Mayor Pro Tem Foulds motions to adjourn to Executive Session. Councilman Williams seconds. Convened to Executive Session at 6:27 p.m. Those present: Mayor Purcell, Mayor Pro Tem Foulds, Councilman Volpe, Councilman Phillip, Councilman Williams, Councilman Alba, Alan Bojorquez, Susan Zachos, Michelle Fischer and Jo Ann Touchstone. Reconvened to Regular Session at 7:37 p.m. Doug Phillip exits meeting at 7:40 p.m.

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).

- A. Consultation with City Attorney Regarding Strategic Partnership Agreement between the City of Dripping Springs and the Hays County Water Control Improvement District #1 (551.071, Consultation with Attorney)

- B. Consultation with City Attorney Regarding Economic Development Agreement between the City of Dripping Springs and Mak Foster Ranch, L.P. (551.071, Consultation with Attorney)
- C. Consultation with City Attorney Regarding Wastewater Service and Impact Fee Agreement between the City of Dripping Springs and Dripping Springs Independent School District (551.071, Consultation with Attorney)
- D. Update on Settlement Agreement between the City of Dripping Springs and Save Our Springs Alliance, Inc on the matter of Texas Commission on Environmental Quality "Water Quality Land Application (No Discharge) Permit No. WQ0014488002," to be issued to the City for the treatment of domestic wastewater at a daily average flow not to exceed 250,000 gallons per day and disposal via a public access subsurface drip irrigation system located within the Scenic Greens development and approximately 4.4 miles west of Dripping Springs along U.S. Highway 290 in Hays County, Texas (551.071, Consultation with Attorney)
- E. Consultation with City Attorney Regarding Interlocal Agreement between the City of Dripping Springs and Dripping Springs Independent School District for the Conveyance of the Stephenson Building Property and Karhan Park Property (551.072, Deliberations about Real Property)
- F. Consultation with City Attorney Regarding Wastewater Line Extension Policy as applied to existing customers and service (551.071, Consultation with Attorney)
- G. Consultation with City Attorney Regarding Wastewater Rates, Charges, Fees and the development of a cost-of-service and rate study (551.071, Consultation with Attorney)
- H. Consultation with City Attorney Regarding Barsana Dham Master Plan Agreement between the City of Dripping Springs and the International Society of Divine Love (551.071, Consultation with Attorney)

VIII. ANNOUNCEMENTS

- A. Regular City Council Meeting, September 8, 2009
- B. Regular Parks & Recreation Meeting, September 14, 2009
- C. Regular Planning & Zoning Commission Meeting, August 25, 2009
- D. Regular Historic Preservation Commission Meeting, September 14, 2009

IX. ADJOURN

Mayor Pro Tem Bill Foulds motions to adjourn. Councilman Alba seconds. Meeting adjourned at 8:45 p.m.