

**City of Dripping Springs
City Council**

**Regular Meeting Minutes
Tuesday, February 17, 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
Deputy City Administrator Ginger Faught
Development Coordinator Jon Thompson

City Secretary Jo Ann Touchstone
City Attorney Alan Bojorquez

Mayor Pro Tem Foulds calls the meeting to order at 6:00 p.m. City Secretary Jo Ann Touchstone calls roll. All present except Mayor Purcell, Councilman Williams, and Ginger Faught.

II. PLEDGE OF ALLEGIANCE

1. Pledge of Allegiance – Mayor Pro Tem Foulds 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.

No one speaks.

IV. SITE DEVELOPMENTS/SUBDIVISIONS/ZONING/ON SITE SEWAGE FACILITIES/SIGNS/VARIANCES/WAIVERS/SPECIAL EXCEPTIONS/ANNEXATIONS

Consideration and Possible Action on:

- A. Ordinance No. 1803.60 - An Ordinance of the City of Dripping Spring Annexing the following properties into the City of Dripping Springs Corporate City Limits:

14.49 acres, more or less, out of the E.B. Hargraves Survey, Abstract No. 240, in Hays County, Texas (Centerlake Business Park); and

14.477 acres, more or less, out of the E.B. Hargraves Survey, Abstract No. 240, in Hays County, Texas (Innerstep Office Park).

1. Public Hearing – No one speaks.
2. Ordinance 1830.60 - Councilman Phillip motions to table till after executive session. Councilman Volpe seconds. Motion passes, 3-0. Councilman Phillip motions to direct staff to restart annexation timeline. Mayor Pro Tem Foulds seconds. Motion passes, 4-0.

V. BUSINESS

Consideration and Possible Action On

Councilman Volpe motions to move item D. Councilman Phillip seconds. Motion passes, 4-0.

- A. Acceptance of Fiscal Year 2008 Audit – Don Allman, CPA thanks Council and Gina Gillis. Report on file. Mayor Pro Tem Foulds motions to accept. Councilman Volpe seconds. Motion passes, 4-0.

6:05: Mayor Pro Tem Bill Foulds exits meeting. Councilman Volpe chairs.

- B. Resolution No. 2009-14 - A Resolution of the City of Dripping Springs Accepting Construction of Sports Park Road – Development Coordinator Jon Thompson, report on file. Staff recommends approval. Councilman Phillip motions to approve resolution and accept one year maintenance bond as recommended by staff. Councilman Alba seconds. Motion passes, 3-0.
- C. Letter of Agreement between the City of DS and Aus S. T. Kyle, Ltd. (John Lloyd) for the acquisition of 2.07 acres out of the ABS 289, G. Lindsey Survey owned by Glen T. Goode and Anne T. Davison – No action taken.
- D. Ordinance No. 1250.21 – An Ordinance of the City of Dripping Springs Amending the Sign Ordinance – Maggie with Custom Sign Creations, letter on file. Discussion regarding grade and variances. No action taken.
- E. Ordinance No. 1210.15 – An Ordinance of the City of Dripping Springs Amending the Building Code Adopting the 2003 International Fire Code and Amendments and Incorporating Requirements for Annual Trade Registrations – Development Coordinator Jon Thompson, report on file. Staff recommends approval. Councilman Volpe motions to approve. Councilman Alba seconds. Motion passes, 3-0-1. Mayor Pro Tem Foulds abstains.
- F. Ordinance No. 1070.42 – An Ordinance of the City of Dripping Springs Amending the Fee Schedule Amending Section 7.8 and 8.6, Trade Registration Fees – Councilman Phillip motions to approve. Councilman Alba seconds. Motion passes, 3-0-1. Mayor Pro Tem Foulds abstains.
- G. Ordinance No. 3500.12 – An Ordinance of the City of Dripping Springs Amending the Water Quality Protection Ordinance Clarifying the Definition of Critical Environmental Features and the Implementation of Water Quality Buffer Zones – Councilman Alba motions to approve. Councilman Phillip seconds. Councilman Volpe agrees with Mayor Pro Tem Foulds to pull out buffer zones until Rick Coneway and full Council can review. Councilman Phillip removes second. Councilman Alba removes motion. Councilman Volpe motions to approve striking section two. Councilman Alba seconds. Motion passes, 4-0.
- H. Ordinance No. 1460.12 – An Ordinance of the City of Dripping Springs Amending the Traffic Enforcement Ordinance Authorizing Placement, Installation and Enforcement of No Parking Signs – Councilman Phillip motions to approve with City Engineer and staff approving distance and placement. Councilman Alba seconds. Motion passes, 4-0.

VI. EXECUTIVE SESSION

Mayor Pro Tem Bill Foulds motions to adjourn to Executive Session at 7:05. Councilman Volpe seconds. Reconvened to Regular Session at 7:09 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 the collection and distribution of sales taxes by the Texas Comptroller for newly annexed areas 551.071 (Consultation with Attorney)

- B. Discussion Regarding Potential Land Acquisition for Water Quality Protection, Water Quality Detention Facilities, and Parkland/Open Space and Possible Grant Application to Hays County for Funding Assistance (551.071: Consultation with Attorney and 551.072: Purchase, Exchange, Lease or Value of Real Property)

VII. ANNOUNCEMENTS

- A. Regular City Council Meeting, March 10, 2009
- B. Regular Parks & Recreation Meeting, February 23, 2009
- C. Regular Planning & Zoning Commission Meeting, February 24, 2009
- D. Regular Historic Preservation Commission Meeting, March 2, 2009
- E. Regular Founders Day Commission Meeting, March 3, 2009

VIII. ADJOURN

Councilman Volpe motions to adjourn at 7:10 p.m. Councilman Phillip seconds.
Meeting adjourned at 7:10 p.m.