

**City of Dripping Springs  
City Council**

**Regular Meeting Agenda  
Tuesday, March 10, 2009  
7:00 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 Treasurer Gina Gillis

City Secretary Jo Ann Touchstone

City Attorney Alan Bojorquez

**II. PLEDGE OF ALLEGIANCE**

A. Pledge of Allegiance

**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.*

A. Update from Tim Nance with Pedernales Electric Cooperative

**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. Approval of Regular Meeting Minutes, February 10, 2009
- B. Approval of Regular Meeting Minutes, February 17, 2009
- C. Approval of Treasurer's Report for February 2009
- D. Request from Dripping Springs Youth Sports Association to Erect a Temporary Event Sign at the Triangle March 24<sup>th</sup> through April 24<sup>th</sup> Advertising Family Fun Night
- E. Resolution No. 2009-16 - A Resolution of the City of Dripping Springs Approving an Agreement Between the City and TxDOT for the Temporary Closure of State Right of Way for the Founders Day Parade on April 17, 2009
- F. Founders Day Festival Participation Agreements between the City and:
  1. Dripping Springs Band Boosters for 2009 Tiger 5K Run
  2. Dripping Springs Lions Club for Food Vendor Booths
  3. Dripping Springs Lions Club for Mighty Thomas Carnival
  4. Dripping Springs Cook-Off Club for Cook-Off
  5. Dripping Springs Chamber of Commerce for Business Booths

6. VFW Post 2933 and Vince F. Taylor American Legion Post 290 for Parking
7. St. Martin De Porres for Craft Vendor Booths
8. Dripping Springs Knights of Columbus Council 11695 for Alcohol Sales
9. Bombat Washers for Washer Tournament
10. Pro Tech Automotive for Car Bash

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

*Consideration and Possible Action on:*

- A. Petition Requesting Annexation for inclusion of the following property into the City of Dripping Springs Corporate City Limits:

12.00 Acres out of the George W. Lindsey Survey No. 138,  
Abstract No. 289 Hays County, Texas (*Aus. S. T. Kyle, Ltd./New Life Lutheran Church*)

1. Public Hearing
2. Acceptance of Petition

- B. Hill Country Horsepower Ranch – Site Development Permit, 451 South Canyonwood (*Ed Taddia, owner*)

1. Update from Ed Taddia Regarding Landscaping and Screening Discussions with Neighbors
2. Assessment of Administrative Penalties

**VI. REPORTS OF AGENCIES, COMMISSIONS & STAFF**

- A. Development Coordinator’s Report Regarding Status of On-Site Sewage Facilities at Centerlake Business Park
- B. Economic Development Committee Report Regarding Recommendations for Ordinance Amendments

**VII. BUSINESS**

*Consideration and Possible Action On*

- A. Interlocal Agreement between the City of Dripping Springs and Dripping Springs Independent School District for the Management of Programs and Facilities
1. Public Hearing
  2. Approval of Agreement
- B. Ordinance No. 1070.43 – An Ordinance of the City of Dripping Springs Amending Section 9, Parks and Recreation Fees of the Fee Schedule
- C. Request from IESI Corporation to Use a Portion of Founders Park as Staging Area for Commercial Dumpster Removal March 31<sup>st</sup> through April 3<sup>rd</sup>, *Adam Matthews, District Manager*
- D. Ordinance No. 1100.34 – An Ordinance of the City of Dripping Springs Amending the FY 2009 Budget
- E. Engagement Letter with Arbitrage Compliance Specialists, Inc for Arbitrage Rebate Services
- F. Licensing Agreement between the City of Dripping Springs and Hays County for Use of Right of Way at 195 Roger Hanks Parkway to Construct a Rain Garden

- G. Letter of Agreement between the City of Dripping Springs 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
- H. Ordinance No. 6300.20 – An Ordinance of the City of Dripping Springs Establishing Procedures for Control and Disposition of Diseased Trees Within the City Limits
- I. South Regional Wastewater System Contracts 2 and 4 for Wastewater Collection System, Wastewater Treatment Facilities, and Subsurface Drip Irrigation System, Including Contract, Change Orders, and Bond Issues
  - 1. Key Enterprises, Inc.
  - 2. Keystone Construction, Inc.
- J. Construction Contract between the City and Waste Water Solutions for the Construction of Service Line Connections for the First \$100 Deposit Connections
  - 1. Change Order No. 1
  - 2. Payment No. 2
- K. Contract Between the City of Dripping Springs and Cyclone Construction, L.L.C. for Creek Road Improvements
  - 1. Change Order No. 1
- L. Consideration and possible action regarding the unlawfully placed Walgreen’s monument sign at the corner of Ranch Road 12 and Highway 290

## VIII. EXECUTIVE SESSION

*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. Discussion regarding potential land acquisition for water quality protection and water quality detention facilities (551.071: Consultation with Attorney and 551.072: Purchase, Exchange, Lease or Value of Real Property)
- B. Consultation with City Attorney regarding negotiations for a contract for water service termination between the City of Dripping Springs and the Dripping Springs Water Supply Corporation, the legal requirements for termination of the water services of a person whose sewage service account is in arrears for nonpayment, and statutory and regulatory provisions requiring the Texas Commission on Environmental Quality to issue an order requiring water service termination where a utility providing sewer service has obtained funding through the State or Federal government for the provision, expansion or upgrading of its sewer service. (551.071: Consultation with Attorney)
- C. Consultation with City Attorney regarding negotiations with Whit Hanks for a possible development agreement with the City regarding the following properties: Camp Lucy (Hancock-Hanks Investments, Ltd. owner); Tiger Center (Tiger, Ltd. owner); and Roger Hanks Park (Roger Hanks Park, Inc., owner) (551.071: Consultation with Attorney)
- D. Consultation with attorney regarding the possible creation of a municipal management district in and around Driftwood or other alternatives relating to financing the improvement and maintenance of services and infrastructure in that area. (551.071: Consultation with Attorney)
- E. Consultation with attorney regarding the City’s options with regards to the unlawfully placed Walgreen’s monument sign at the corner of Ranch Road 12 and Highway 290. (551.071: Consultation with Attorney)

**IX. ANNOUNCEMENTS**

- A. Regular City Council Meeting, April 14, 2009
- B. Regular Parks & Recreation Meeting, March 23, 2009
- C. Regular Planning & Zoning Commission Meeting, March 24, 2009
- D. Regular Historic Preservation Commission Meeting, April 6, 2009
- E. Regular Founders Day Commission Meeting, March 17, 2009

**X. ADJOURN**

*Notice is posted in accordance with Chapter 551, Government Code, Vernon's Texas Codes, Annotated. I certify that the above notice of meeting was posted on the bulletin board at City of Dripping Springs City Hall and Dripping Springs Postal Service Building on the \_\_\_\_\_ of \_\_\_\_\_, 2009 at \_\_\_\_\_ o'clock \_\_M. I further certify that the following News media was properly notified of this meeting as stated above:  
Century News and News Dispatch.*

---

*Jo Ann Touchstone, City Secretary*

*All agenda items listed above are eligible for discussion and action unless otherwise specifically noted.  
This facility is wheelchair accessible. Accessible parking spaces are available.  
Requests for auxiliary aids and services must be made 48 hours prior to this meeting by calling (512) 858-4725.*