

**City of Dripping Springs
City Council**

**Special Meeting Agenda
Tuesday, September 15, 2009
5:30 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
Special Counsel Susan Zachos
City Treasurer Gina Gillis

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.

IV. WORKSHOP

No action to be taken:

A. Proposed Fiscal Year 2010 Budget

1. Review and Discuss Proposed FY 2010 Budget
2. Review and Discuss Commission Budget Requests
3. Review and Discuss Budget Requests
4. Review and Discuss Ad Valorem Tax Rate

V. 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. Consultation with City Attorney Regarding Letter of Agreement between the City of Dripping Springs, Glenn T. Goode, Anne T. Davison and Aus S. T. Kyle, Ltd. for the acquisition of approximately 2.07 acres out of the ABS 289, G. Lindsey Survey owned by Glenn T. Goode and Anne T. Davison, 551.072 (Deliberations about Real Property)
- B. Consultation with City Attorney Regarding Residential Hall Tract Development Agreement between the City of Dripping Springs and Aus S.T. Kyle, Ltd, 132.6017 acres, situated in the George W. Lindsay Survey No. 138, Abstract No. 289, the Edward W. Brown Survey No. 136, Abstract No. 44 and the Philip A.

Smith Survey No. 26, Abstract No. 415, all in Hays County, Texas, Volume 2724, Page 103, *John Lloyd, Owner 551.072* (Deliberations about Real Property)

- C. Consultation with City Attorney Regarding Commercial Hall Tract Development Agreement between the City of Dripping Springs and Aus S.T. Kyle, Ltd, 17.5870 acres, situated in the George W. Lindsay Survey No. 138, Abstract No. 289, and the Edward W. Brown Survey No. 136, Abstract No. 44, both in Hays County Texas, Volume 2724, Page 103), *John Lloyd, Owner 551.072* (Deliberations about Real Property)
- D. 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)
- E. Consultation with City Attorney regarding City's Original Petition filed with the Texas Commission on Environmental Quality for "A Commission Order under Tex. Admin. Code § 291.88(e) (1)(D) Requiring the Dripping Springs Water Supply Corporation to Disconnect Water Service for Nonpayment of City Sewer Charges." (551.071: Consultation with Attorney).
- F. Consultation with City Attorney about status and mediation in the matter of the City of Dripping springs Proposed Water Quality Land Application Permit No. WQ0014488002 for the disposal of treated domestic wastewater at a daily average flow not to exceed 250,000 gallons per day via public access subsurface drip irrigation system with a minimum area of 57.39 acres, 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).
- G. Consultation with City Attorney regarding letter request for wastewater service submitted by Hill Country Care and related contested matters. (551.071: Consultation with Attorney).
- H. Consultation with City Attorney Regarding Wastewater Service Impact Agreement between the City of Dripping Springs and Dripping Springs Independent School District 551.071 (Consultation with Attorney)

VI. BUSINESS

Consideration and Possible Action On

- A. Ordinance No. 1100.37 – An ordinance of the City of Dripping Springs, Texas, adopting the budget for the City of Dripping Springs, Texas, for the fiscal year beginning October 1, 2009 and ending September 30, 2010; providing for an intrafund and interfund transfers; and declaring an effective date.
 - 1. Public Hearing
 - 2. Adoption of Ordinance No. 1100.37
- B. Ordinance No. 1110.07 – An Ordinance of the City of Dripping Springs, Texas, approving the 2009 Ad Valorem Tax Rate and Levy of (\$0.1025) per one hundred dollars (\$100) of assessed valuation of all taxable property within the corporate limits of the city; providing for an exemption on residents homesteads of persons who are disabled or 65 years of age or older; providing for penalties or interest; providing that this ordinance shall be cumulative of all ordinances; providing for severability clause; providing for a savings clause; providing for engrossment and enrolment; providing for publication; and providing for an effective date
 - 1. Public Hearing
 - 2. Adoption of Ordinance No. 1110.07
- C. Request from Dripping Springs Youth Sports Association for City to

Apply to Dripping Springs Water Supply Corporation and the Lower Colorado River Authority for Variance to Irrigate Sports and Recreation Park Fields Under Water Restrictions

- D. Wastewater Service Impact Agreement between the City of Dripping Springs and Dripping Springs Independent School District
- E. Letter of Agreement between the City of Dripping Springs, Glenn T. Goode, Anne T. Davison and Aus S. T. Kyle, Ltd. for the acquisition of approximately 2.07 acres out of the ABS 289, G. Lindsey Survey owned by Glenn T. Goode and Anne T. Davison
- F. Commercial Hall Tract Development Agreement between the City of Dripping Springs and Aus S.T. Kyle, Ltd, 17.5870 acres, situated in the George W. Lindsay Survey No. 138, Abstract No. 289, and the Edward W. Brown Survey No. 136, Abstract No. 44, both in Hays County Texas, Volume 2724, Page 103), *John Lloyd, Owner*
 - 1. Staff Report
 - 2. Public Hearing
 - 3. Alternate Standard to Allow Appropriation of Impervious Cover on a Lot by Lot basis, not to exceed eighty percent (80%) impervious cover on each lot and not to exceed sixty percent (60%) over the entire project.
 - 4. Commercial Hall Tract Development Agreement
- G. Residential Hall Tract Development Agreement between the City of Dripping Springs and Aus S.T. Kyle, Ltd, 132.6017 acres, situated in the George W. Lindsay Survey No. 138, Abstract No. 289, the Edward W. Brown Survey No. 136, Abstract No. 44 and the Philip A. Smith Survey No. 26, Abstract No. 415, all in Hays County, Texas, Volume 2724, Page 103, *John Lloyd, Owner*
 - 1. Staff Report
 - 2. Public Hearing
 - 3. Variance from Subdivision Ordinance No. 1230.6, Section 11.3.4--Approach Roads and Access: Variance to allow a single point for vehicular access for a subdivision with more than 50 lots.
 - 4. Variance from Subdivision Ordinance No. 1230.6, Section 11.3.4(b) and Section 14.2—Lot Frontage: Variance to allow a minimum lot frontage of 20 feet for flag lots.
 - 5. Variance from Subdivision Ordinance No. 1230.6, Section 14.3—Irregular Shaped Lots: Variance to allow irregular shaped lots and/or flag lots.
 - 6. Variance from Subdivision Ordinance No. 1230.6, Section 11.21.1—Maximum Block Length (Urban Subdivision): Variance to allow residential blocks in an urban subdivision to exceed one thousand two hundred (1,200) feet between the center lines of intersections.
 - 7. Variance from Subdivision Ordinance No. 1230.6 , Section 11.22—Cul-de-Sac: Variance to Allow a Cul-de-Sac Street length in excess of 2,000 feet.
 - 8. Variance from Zoning Ordinance No. 1220.01, Section 3.4.4—Minimum Lot Setback Requirements: Variance to allow a minimum of 10 foot side yard and 15 foot rear yard setbacks.
 - 9. Variance from Zoning Ordinance No. 1220.01, Section 3.4.4—Area Regulations: Variance to Allow up to 50% Impervious Cover on a Lot.
 - 10. Variance from Zoning Ordinance No. 1220.01, Section 5.23—Flag Lots: Variance to Allow Flag Lots in Excess of ten percent (10%) of the entire Subdivision.
 - 11. Residential Hall Tract Development Agreement
- H. Appointment of Comprehensive Plan Steering Committee Members and Chair

VII. ANNOUNCEMENTS

- A. Regular City Council Meeting, October 13, 2009
- B. Regular Parks & Recreation Meeting, October 12, 2009
- C. Regular Planning & Zoning Commission Meeting, October 27, 2009
- D. Regular Historic Preservation Commission Meeting, October 5, 2009

E. Regular Founders Day Commission Meeting, TBD

VIII. 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.