

City Council

Regular Meeting Minutes May 21, 2019 at 6:00 p.m.

A Regular Meeting of the City Council of Dripping Springs, Texas, was held Tuesday, May 21, 2019 at 6:00 p.m. in the City Hall Council Chambers, located at 511 Mercer Street, Dripping Springs, Texas.

I. **CALL TO ORDER AND ROLL CALL**

Mayor & City Council Members present were:

Mayor Todd Purcell
Mayor Pro Tem Bill Foulds
Council Member Travis Crow
Council Member Wade King
Council Member Taline Manassian

City Council Members absent were:

Council Member John Kroll

City Staff/Appointed Officials/Consultants present were:

City Administrator Michelle Fischer
Deputy City Administrator Ginger Faught
City Secretary Andrea Cunningham
Building Official Sarah Cole
Code Enforcement Officer Aaron Reed
Assistant City Attorney Laura Mueller
Legal Counsel Alessandra Gad
Municipal Court Judge Marilyn Miller

With a quorum of the City Council present, Mayor Purcell called the meeting to order at 6:02 p.m.

The Mayor proceeded to lead the Council Chambers in the Pledge of Allegiance to the Flag.

II. **WORKSHOP**

No action will be taken in the Workshop. City Council may discuss and provide direction to staff regarding items listed in the Workshop.

- A. **Discussion regarding the regulation of Fireworks in the City.**
Sponsor: Mayor Purcell
- B. **Discussion regarding the regulation of Noise in the City.**
Sponsor: Mayor Purcell
- C. **Discussion regarding the regulation of Outdoor Burning in the City.**
Sponsor: Mayor Purcell

The City Council did not discuss the Workshop items and directed staff to place these items on the June 11, 2019 City Council Workshop.

III. PLEDGE OF ALLEGIANCE

Mayor Purcell led the Pledge of Allegiance earlier in the agenda.

Mayor Purcell proceeded with the Presentation of Citizens.

Presentation of Citizens:

No one spoke during Presentation of Citizens.

IV. PROCLAMATIONS & PRESENTATIONS

No action to be taken on proclamations and presentations. The City Council may choose to discuss and take public comment on these items as necessary.

A. **Presentation of Statement of Elected Officers and Oaths of Office for Place 1, Place 3 and Place 5 of the City of Dripping Springs City Council Members Elect resulting from May 4, 2019 General Municipal Election.**

Municipal Court Judge Marilyn Miller administered the Oath of Office and presented the Statement of Elected Official to Council Member Elect Place 1 Taline Manassian, Place 3 Bill E. Foulds and Place 5 Wm Travis Crow.

B. **Proclamation proclaiming May 2019 as "Mental Health Month" in the City of Dripping Springs.** Sponsor: Taline Manassian

This item was taken up following the Executive Session.

V. PRESENTATION OF CITIZENS

The floor is open for Citizens wishing to speak on items that are not on the posted agenda or do not have a public hearing, and speakers are encouraged to sign in prior to speaking. Citizens wishing to speak shall do so after being recognized by the Mayor. Speakers are allowed two (2) minutes to speak, which the Mayor or City Council may extend. By law no action may be taken during Presentations of Citizens.

This item was taken up earlier in the agenda.

VI. 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.

- A. Approval of a Request for Reduced Fees from The Collie Club of Austin to hold a show at Dripping Springs Ranch Park on January 4 and 5, 2020.**
Sponsor: Council Member Wade King
- B. Approval of the Appointment of Marilyn Miller, Attorney at Law, as the City of Dripping Springs Municipal Court Judge for a term ending June 2021.**

A motion was made by Mayor Pro Tem Foulds to approve Consent Agenda Items A – B. Council Member King seconded the motion which carried unanimously 4 to 0.

VII. BUSINESS

- A. Discuss and consider the selection of Mayor Pro Tem for a term ending May 1, 2020.**

A motion was made by Council Member Manassian to select Bill Foulds as Mayor Pro Tem for a term ending May 1, 2020. Council Member King seconded the motion which carried unanimously 4 to 0.

- B. Discuss and consider the appointment of City Council Member Liaisons to the City of Dripping Springs' Committees; and the assignment of City Council Members to Areas of Oversight.**

1. Finance
2. Public Health
3. Utilities
4. City Beautification
5. Public Health
6. Parks, Recreation & Community
7. Transportation Committee
8. Economic Development Committee
9. Additional Recommendations

A motion was made by Mayor Pro Tem Foulds to table the appointment of City Council Member Liaisons to the City of Dripping Springs' Committees; and the assignment of City Council Members to Areas of Oversight. Council Member King seconded the motion which carried unanimously 4 to 0.

- C. Discuss and consider approval of the Appointment of five (5) individuals to the Economic Development Committee for terms ending June 1, 2021.**

Economic Development Committee Chair Kim Fernea spoke regarding the item and recommended the reappointment of Keenan Smith, Melanie Fenelon, Whit Hanks, and Dave Edwards, and the appointment of Jeff Nydegger as an Advisory Committee Member.

A motion was made by Mayor Pro Tem Foulds to appoint Kim Fernea, Keenan Smith, Melanie Fenelon, Whit Hands and Dave Edwards to the Economic Development Committee

for terms ending June 1, 2021, and to appointment Jeff Nydegger as an Advisory Committee Member. Council Member King seconded the motion which carried unanimously 4 to 0.

- D. Discuss and consider approval of the selection of HDR Engineering, Inc. for Engineering Services regarding the TxDOT CSJ 0914-33-079 Sportsplex Drive TASA Sidewalk Project, subject to TxDOT concurrence; and the authorization of the City Administrator to negotiate the contract.**

Sponsor Mayor Pro Tem Foulds

A motion was made by Council Member King to approve the selection of HDR Engineering, Inc. for Engineering Services regarding the TxDOT CSJ 0914-33-079 Sportsplex Drive TASA Sidewalk Project, subject to TxDOT concurrence; and the authorization of the City Administrator to negotiate the contract. Mayor Pro Tem Foulds seconded the motion which carried unanimously 4 to 0.

- E. Discuss and consider approval of an Agreement between the City of Dripping Springs and ETS Elavon regarding Credit Card Processing Services.**

Sponsor: Mayor Pro Tem Foulds

Sarah Cole presented the staff report which is on file. Staff recommends approval of the item.

A motion was made by Council Member King to approve an Agreement between the City of Dripping Springs and ETS Elavon regarding Credit Card Processing Services. Mayor Pro Tem Foulds seconded the motion which carried unanimously 4 to 0.

- F. Discuss and consider approval of a Professional Services Agreement between the City of Dripping Springs and HDR Engineering, Inc. regarding Easement Acquisition Services, Easement Appraisal Services and Appraisal Review Services related to Wastewater System Improvements to be funded by the Texas Water Development Board.**

Sponsor: Mayor Pro Tem Foulds

A motion was made by Council Member King to approve a Professional Services Agreement between the City of Dripping Springs and HDR Engineering, Inc. regarding Easement Acquisition Services, Easement Appraisal Services and Appraisal Review Services related to Wastewater System Improvements to be funded by the Texas Water Development Board. Mayor Pro Tem Foulds seconded the motion which carried unanimously 4 to 0.

- G. Discuss and consider approval of a Proposal to the City of Dripping Springs from SAM, LLC regarding Surveying Services related to Wastewater System Improvements to be funded by the Texas Water Development Board.**

Sponsor: Mayor Pro Tem Foulds

Ginger Faught presented the staff report. Staff recommends approval of the item.

A motion was made by Council Member King to approve a Proposal to the City of Dripping Springs from SAM, LLC regarding Surveying Services related to Wastewater System

Improvements to be funded by the Texas Water Development Board and to authorize the Mayor and Ginger Faught to negotiate the agreement. Mayor Pro Tem Foulds seconded the motion which carried unanimously 4 to 0.

H. Discuss and consider approval of a Construction Contract between the City of Dripping Springs and Ground Exchange, LLC regarding Low Water Crossing Emergency Repairs at Dripping Springs Ranch Park.

Sponsor: Mayor Purcell

Laura Mueller presented the staff report which is on file. Staff recommends approval of the item.

A motion was made by Council Member King to approve a Construction Contract between the City of Dripping Springs and Ground Exchange, LLC regarding Low Water Crossing Emergency Repairs at Dripping Springs Ranch Park. Council Member Crow seconded the motion which carried unanimously 4 to 0.

I. Discuss and consider approval of the Appointment of five (5) individuals to the Utility Commission for staggering terms.

This item was tabled to after the Executive Session.

J. Update and possible action regarding Implementation of the City of Dripping Springs Agenda Software Program Peak Agenda (Granicus).

Sponsor: Mayor Pro Tem Foulds

A motion was made by Mayor Pro Tem Foulds to table possible action regarding Implementation of the City of Dripping Springs Agenda Software Program Peak Agenda (Granicus). Council Member Crow seconded the motion which carried unanimously 4 to 0.

A motion was made by Mayor Pro Tem Foulds to adjourn into Executive Session under Texas Government Code Sections 551.071, Consultation with City Attorney and 551.072, Deliberation of the Purchase, Exchange, Lease or Value of Real Property and regarding Executive Session Agenda Items A – C and Business Agenda Item I. Council Member King seconded the motion which carried unanimously 4 to 0.

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). 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.

A. Consultation with City Attorney regarding legal issues related to Stephenson Building Lease.

Consultation with City Attorney, 551.071; and Purchase, Exchange, Lease or Value of Real Property, 551.072

- B. Consultation with City Attorney regarding legal issues related to subdivision and street requirements for property at Gateway 26 doors.**
Consultation with Attorney, 551.071
- C. Consultation with City Attorney regarding legal issues on legislation before the Texas Legislature pursuant to the City of Dripping Springs 2019 Legislative Program.**
Consultation with City Attorney, 551.071

Business Agenda Item:

- I. Discuss and consider approval of the Appointment of five (5) individuals to the Utility Commission for staggering terms.**

The City Council met in Executive Session from 6:23 p.m. – 7:00 p.m.

No vote or action was taken in Executive Session. Mayor Purcell returned the meeting to Open Session at 7:00 p.m.

OPEN SESSION

Proclamations & Presentations

- B. Proclamation proclaiming May 2019 as "Mental Health Month" in the City of Dripping Springs.**

Sponsor: Taline Manassian

Council Member Manassian read and presented the Proclamation proclaiming May 2019 as "Mental Health Month" in the City of Dripping Springs to Lettie Hastings.

Business Agenda

- I. Discuss and consider approval of the Appointment of five (5) individuals to the Utility Commission for staggering terms.**

A motion was made by Council Member King to appoint the following individuals to the Utility Commission for seats and terms as listed:

- City Representatives – 3 Seats
 - Chair, Jim Langford for a term ending June 30, 2021
 - Meghan Lind for a term ending June 30, 2021
 - Chuck Miller for a term ending June 30, 2020
- Hays Trinity Groundwater Conservation District – 2 Seats
 - Roger Kew for a term ending June 30, 2021
 - Troy Jamail for a term ending June 30, 2020

Council Member Crow seconded the motion which carried unanimously 4 to 0.

IX. UPCOMING MEETINGS

- A. City Council & Board of Adjustment Meetings:**

June 11, 2019 - 6:00 p.m. Workshop, 6:30 p.m. Regular Meeting
June 18, 2019 - 6:00 p.m. Regular Meeting
July 9, 2019 - 6:00 p.m. Workshop, 6:30 p.m. Regular Meeting

- B. **May/June Board, Commission & Committee Meetings:**
May 23, 2019 - Farmers Market Board 10:00 a.m.
May 20, 2019 - Transportation Commission 3:30 p.m.
May 23, 2019 - Economic Development Committee 4:00 p.m.
May 28, 2019 - Planning & Zoning Commission 6:30 p.m.
June 3, 2019 - TIRZ No.1 & No. 2 Board 4:00 p.m.
June 3, 2019 - Parks & Recreation Commission 6:00 p.m.
June 5, 2019 - Historic Preservation Commission 4:00 p.m.

X. **ADJOURN**

A motion was made by Council Member King to adjourn the meeting. Mayor Pro Tem Foulds seconded the motion which carried unanimously 4 to 0.

This regular meeting adjourned at 7:06 p.m.

DATE APPROVED: June 11, 2019



Todd Purcell, Mayor

ATTEST:



Andrea Cunningham, City Secretary

