

City Council & Board of Adjustment

Workshop & Regular Meeting Minutes April 9, 2019 at 6:00 p.m.

A Workshop and Regular Meeting of the City Council and Board of Adjustment of Dripping Springs, Texas, was held Tuesday, April 9, 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 and City Council Members present were:

Mayor Todd Purcell
Mayor Pro Tem Bill Foulds (arrived at 6:18 p.m.)
Council Member Travis Crow
Council Member Wade King
Council Member John Kroll
Council Member Taline Manassian

City Staff/Appointed Officials/Consultants present were:

City Administrator Michelle Fischer
Deputy City Administrator Ginger Faught
City Secretary Andrea Cunningham
City Treasurer Gina Gillis
Planning Director Jason Lutz
City Engineer Chad Gilpin
Parks & Community Services Director Mariana Espinoza
DSRP Manager Lynne Dickinson
Communications Coordinator Bonnie Gonzalez
Assistant City Attorney Laura Mueller
Planning & Zoning Commission Chair Mim James

With a quorum of the City Council present, Mayor Purcell called the meeting to order at 6:00 p.m.

II. WORKSHOP

No action will be taken during the Workshop.

The City Council discussed the following the agenda items:

Business Agenda Items:

- L. Discuss and consider approval of a Contract Instructor Agreement between the City of Dripping Springs and Flying Fish Swim Academy, LLC for swim lessons at the Founders Memorial Park Pool.**
- N. Discuss and consider approval of a Resolution of the City of Dripping Springs appointing one individual to Place 4 of the Driftwood Economic Development Municipal Management District's Board of Directors for a term ending June 2021.**

No action was taken during the Workshop.

A motion was made by Council Member Kroll to recess into Executive Session under Texas Government Code Sections 551.071 (Consultation with City Attorney) and 551.072 (Deliberation of Real Property), and regarding Executive Session Agenda Items A – C. Council Member King seconded the motion which carried unanimously 4 to 0.

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 subdivision and street requirements for property at Gateway 26 Doors.**
Consultation with City Attorney, 551.071
- B. Deliberation of Real Property transaction and Consultation with City Attorney regarding property located in Headwaters at Barton Creek.**
Consultation with City Attorney, 551.071; Deliberation of Real Property, 551.072
- C. Consultation with City Attorney regarding legal issues on legislation before the Texas Legislative pursuant to the City of Dripping Springs 2019 Legislative Process.**
Consultation with City Attorney, 551.071

The City Council met in Executives Session 6:07 p.m. – 6:33 p.m. Mayor Pro Tem Foulds joined the Executive Session at 6:18 p.m.

No action or vote was taken in Executive Session. The Mayor returned the meeting to Open Session at 6:33 p.m.

III. RECESS

The Mayor did not recess the meeting.

IV. RECONVENE AT 6:30 P.M.

The City Council reconvened at 6:33 p.m. from Executive Session and Mayor Purcell called the meeting to Open Session at 6:33 p.m.

V. PLEDGE OF ALLEGIANCE

Mayor Purcell led the Pledge of Allegiance.

VI. 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. Proclamation proclaiming the month of April 2019 as "Child Abuse Prevention and Awareness Month" in the City of Dripping Springs.**

Sponsor: Council Member King

Council Member King read the Proclamation and presented it to Hays-Caldwell Women's Center Representative Dan O'Brien.

- B. Proclamation proclaiming the month of April 2019 as "Sexual Assault Awareness and Prevention Month" in the City of Dripping Springs.**

Sponsor: Council Member King

Council Member King read the Proclamation and presented it to Hays-Caldwell Women's Center Representative Dan O'Brien.

- C. Recognition of Ryan Kethley for Eagle Scout Project at Founders Memorial Park Pool.**

Mariana Espinoza spoke recognizing Ryan Kethley for his successful Eagle Scout Project at Founders Memorial Park Pool.

VII. 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.

Mark Key spoke regarding Place 5 City Council Member Candidate Geoffrey Tahuahua.

Teresa Tautfest, Michelle Mostert and Ted Stillwell spoke regarding burning in the Big Sky Subdivision.

VIII. 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.

At the request of Mayor Purcell, Consent Agenda Item J was pulled from the Consent Agenda for further deliberation.

- A. Approval of the March 5, 2019 Special City Council meeting minutes and the March 12, 2019 Regular City Council meeting minutes.**

- B. **Approval of a Co-Sponsorship Agreement between the City of Dripping Springs and Henly Volunteer Fire Department for the Annual Henly Volunteer Fire Department Barbeque to be held June 8, 2019 at Henly Fire Station #83.**
Sponsor: Council Member King
- C. **Approval of a Co-Sponsorship Agreement between the City of Dripping Springs and The Dripping Springs Songwriters Festival for the 2019 Dripping Springs Songwriters Festival to be held October 18-20, 2019 and a Temporary Street Closure of Mercer Street from San Marcos Street to Old Fitzhugh Road from 8:00 a.m.- 8:00 p.m. October 20, 2019.**
Sponsor: Council Member King
- D. **Approval of the Fiscal Year 2020 Budget Planning Calendar.**
- E. **Approval of an Ordinance adopting the most recent official City Maps of Incorporated Municipal Boundaries (City Limits) and Extraterritorial Jurisdiction (ETJ) of the City of Dripping Springs; requesting that a copy of each of the maps be filed in the Office of the City Secretary and Office of the City Engineer; providing for: findings of fact, an effective date, severability, repealer, and proper notice and meeting.**
- Filed as Ordinance No. 2019-13**
- F. **Approval of the appointment of Scott Drillette to the Economic Development Committee for a term ending June 1, 2020.**
- G. **Approval of the City Treasurers Report for March 2019.**
- H. **Approval of the 2019 Proposed Hours of Operation for the Founders Memorial Park Pool.**
Sponsor: Council Member King
- I. **Approval of a Construction Agreement between the City of Dripping Springs and Haldman-Homme, Inc. for installation of Interkal Bleachers at Dripping Springs Ranch Park and Event Center in accordance with the approved Fiscal Year 2019 Budget for Dripping Springs Ranch Park expenditures.**
Sponsor: Mayor Purcell
- J. **Public hearing and removal of SUB2019-0007 from City Council Agenda and transfer to administrative approval: Sawyer Ranch to consider a replat in order to add a drainage easement for the property located at 13834 Sawyer Ranch Road, Dripping Springs, Texas (Legal Description: Sawyer Ranch 33 Tract Two, Lot 2-A1-B, Acres 1.835, Hays County, TX).**
Applicant: Jon Thompson

A motion was made by Council Member Kroll to approve Consent Agenda Items A – I. Mayor Pro Tem Foulds seconded the motion which carried unanimously,

Mayor Purcell continued with hearing Consent Item J for further deliberation.

- J. Public Hearing and removal of SUB2019-0007 from City Council Agenda and transfer to administrative approval: Sawyer Ranch to consider a replat in order to add a drainage easement for the property located at 13834 Sawyer Ranch Road, Dripping Springs, Texas (Legal Description: Sawyer Ranch 33 Tract Two, Lot 2-A1-B, Acres 1.835, Hays County, TX).**

Applicant: Jon Thompson

Mayor Purcell opened the Public Hearing, and hearing none closed the Public Hearing.

The City Council took no action on this item.

A motion was made by Mayor Pro Tem Foulds to hear Business Item P out of order. Council Member Kroll seconded the motion which carried unanimously 5 to 0.

Business Agenda

- P. Discuss and consider approval of a Resolution authorizing the submittal of a Grant Application to the Texas Department of Transportation Transportation Alternatives/Safe Routes to School Grant Funds for three (3) projects located in the City of Dripping Springs; and authorizing the City Administrator to execute documents in relation to the application and receipt of any awards.**

Jason Lutz presented the staff report which is on file and distributed the updated report and Resolution to the City Council.

Leslie Pollack with HDR Engineering spoke regarding the item.

A motion was made by Council Member Kroll to proceed with the rankings for projects. Council Member King seconded the motion which carried unanimously 5 to 0.

IX. BUSINESS

- A. Public hearing, discuss and consider approval of SUB2018-0068: Burba Ranch a replat to decrease and modify the existing number of lots for the 103.83 acre property located at 16055 Sawyer Ranch Road, Dripping Springs, Texas (Legal Description: Burba Ranch Replat, Hays County, TX).**

Applicant: Daniel Ryan

1. Presentation

Daniel Ryan presented the item.

2. Staff Report

Jason Lutz presented the staff report which is on file. Staff recommends approval of the item.

3. Planning & Zoning Commission Report

Chair James: Planning & Zoning Commission recommended approval 5 – 0.

4. Public Hearing

No one spoke during the Public Hearing.

5. Replat

A motion was made by Mayor Pro Tem Foulds to approve SUB2018-0068: Burba Ranch a replat to decrease and modify the existing number of lots for the 103.83 acre property located at 16055 Sawyer Ranch Road, Dripping Springs, Texas (Legal Description: Burba Ranch Replat, Hays County, TX). Council Member Kroll seconded the motion which carried unanimously 5 to 0.

- B. Public hearing, discuss, and consider approval of SUB2018-0028: Cypress Fork Ranch to consider the proposed Final Plat, with a requested waiver from Article 28.02 Subdivision Ordinance, Sec. 14 Lots, Sub. Sec. 14.2 Frontage, to allow multiple lots to utilize a shared access easement and not require the construction of an improved public or private street, on Creek Road in Dripping Springs, Texas (Legal Description: Lots 1-4 Cypress Fork Ranch Subdivision, totaling 19.050 acres out of the Benjamin F. Hanna League Survey, No. 28, Abstract No. 222, Hays County, TX).
Applicant: Jen Paisley**

1. Presentation

John Doucet with Doucet & Associates presented the item.

2. Staff Report

Jason Lutz presented the staff report which is on file. Staff recommends approval of the item.

3. Planning & Zoning Commission Report

Chair James: Planning & Zoning Commission recommended approval 5 – 0 on both the Waiver and Final Plat.

4. Public Hearing

No one spoke during the Public Hearing.

5. Waiver

6. Final Plat

A motion was made by Mayor Pro Tem Foulds to approve SUB2018-0028: Cypress Fork Ranch to consider the proposed Final Plat, with a requested waiver from Article 28.02 Subdivision Ordinance, Sec. 14 Lots, Sub. Sec. 14.2 Frontage, to allow multiple lots to

utilize a shared access easement and not require the construction of an improved public or private street, on Creek Road in Dripping Springs, Texas (Legal Description: Lots 1-4 Cypress Fork Ranch Subdivision, totaling 19.050 acres out of the Benjamin F. Hanna League Survey, No. 28, Abstract No. 222, Hays County, TX). Council Member King seconded the motion which carried unanimously 5 to 0.

- C. Public hearing, discuss and consider approval of VAR2019-0001: A variance to allow for the sale of alcohol 289 ft. from a school district boundary line instead of the required 300 ft. for the property located at 391 Sportsplex Drive, Dripping Springs TX 78620 (Legal Description: Sportsplex Sub No 3, Lot 4, Acres 0.751). Applicant: Truly Texas Grown Wine Cellars, PBC (Larry Epp, President).**

1. Presentation

Jon Thompson with J Thompson Professional Consulting presented the item.

2. Staff Report

Jason Lutz presented the staff report which is on file. Staff recommends denial, or approval with conditions.

3. Planning & Zoning Commission Report

Chair James: Planning & Zoning Commission recommended denial 4 to 1.

4. Public Hearing

Martin McConahay spoke in opposition to the variance request.

Larry Epp spoke in favor of the variance request.

5. Variance

A motion was made by Mayor Pro Tem Foulds to deny VAR2019-0001: A variance to allow for the sale of alcohol 289 ft. from a school district boundary line instead of the required 300 ft. for the property located at 391 Sportsplex Drive, Dripping Springs TX 78620 (Legal Description: Sportsplex Sub No 3, Lot 4, Acres 0.751). Council Member Crow seconded the motion which carried unanimously 5 to 0.

- D. Public hearing, discuss, and consider approval of CUP2019-0001: A conditional use permit to allow the proposed land use of "Warehouse" at the property located at 391 Sportsplex Drive, Dripping Springs TX 78620 (Legal Description: Sportsplex Sub No 3, Lot 4, Acres 0.751). Applicant: Truly Texas Grown Wine Cellars, PBC (Larry Epp, President).**

1. Presentation

Larry Epp presented the item.

2. Staff Report

Jason Lutz presented the staff report which is on file. Staff recommends denial of the item.

3. Planning & Zoning Commission Report

Chair James: Planning & Zoning Commission recommended denial 3 to 2.

4. Public Hearing

Martin McConahay spoke in opposition to the conditional use permit.

5. Conditional Use Permit

A motion was made by Mayor Pro Tem Foulds to postpone CUP2019-0001: A conditional use permit to allow the proposed land use of "Warehouse" at the property located at 391 Sportsplex Drive, Dripping Springs TX 78620 (Legal Description: Sportsplex Sub No 3, Lot 4, Acres 0.751) to the May 14, 2019 Regular City Council Meeting. Council Member King seconded the motion which carried 4 to 1, with Council Member Manassian opposed.

E. Public hearing, discuss and consider approval of CUP2019-0003: A conditional use permit to allow for a microblading salon at the property located at 700 Old Fitzhugh Rd, Dripping Springs TX 78620 (Legal Description: ABS 0415 P A Smith Survey 0.46 AC GEO#90401238).

Applicant: David Cancialosi & Michell Montgomery

1. Presentation

David Cancialosi presented the item.

2. Staff Report

Jason Lutz pretend the staff report which is on file. Staff recommends approval of the item.

3. Planning & Zoning Commission Report

Chair James: Planning & Zoning Commission recommended approval 5 to 0.

4. Public Hearing

No one spoke during the Public Hearing.

5. Conditional Use Permit

A motion was made by Council Member King to approve CUP2019-0003: A conditional use permit to allow for a microblading salon at the property located at 700 Old Fitzhugh Rd, Dripping Springs TX 78620 (Legal Description: ABS 0415 P A Smith Survey 0.46 AC

GEO#90401238). Council Member Crow seconded the motion which carried unanimously 5 to 0.

- F. Public hearing, discuss and consider approval of a Zoning Amendment Ordinance related to ZA2019-0002: to consider a requested zoning change from Single-Family Residential District – Low Density (SF-1) to Multiple – Family Residential District (MF) for the property located at 26700 Ranch Rd 12, Dripping Springs, Texas (Legal Description: ABS 415 9-3106-01-15 Philip A Smith Survey 10.00 AC MH- AKA Western Woods, Hays County, TX).**
Applicant: Jon Thompson

Mayor Purcell and Council Member Kroll recused from this item and exited the Council Chambers. Affidavits of Potential Conflict of Interest are on file in the City Secretary's Office.

Council Member King exited the Chambers and was not present for this item.

1. Presentation

Jon Thompson presented the item and requested postponement to a date certain.

2. Staff Report

Jason Lutz presented the staff report which is on file. Staff recommends postponement of the item.

3. Planning & Zoning Commission Report

Chair James: Planning & Zoning Commission recommended postponement 5 to 0.

4. Public Hearing

No one spoke during the Public Hearing.

5. Zoning Amendment Ordinance

A motion was made by Council Member Manassian to postpone a Zoning Amendment Ordinance related to ZA2019-0002: to consider a requested zoning change from Single-Family Residential District – Low Density (SF-1) to Multiple – Family Residential District (MF) for the property located at 26700 Ranch Rd 12, Dripping Springs, Texas (Legal Description: ABS 415 9-3106-01-15 Philip A Smith Survey 10.00 AC MH- AKA Western Woods, Hays County, TX) to the May 14, 2019 Regular City Council & Board of Adjustment Meeting. Council Member Crow seconded the motion which carried 3 to 1, with Council Member Kroll recused.

Mayor Purcell and Council Member Kroll reentered the Council Chambers and took their seat at the dais.

- G. Public hearing, discuss and consider approval of a Zoning Amendment Ordinance related ZA2019-0001: to consider a requested zoning change from Manufactured Housing (MH) to Two-Family Residential – Duplex (SF-4) for the property located at 301 Brookside Street, Dripping Springs, Texas (Legal Description: North Forty Sec 2, Block B, Lot 12, MH Serial # UNK, Title # UNK, Label # TEX0419733, Hays County, TX).**

Applicant: Jon Thompson

Council Member King was not present for this item.

- 1. Presentation – no presentation given.*
- 2. Staff Report – no staff report presented; staff report is on file.*
- 3. Planning & Zoning Commission Report – no report presented.*

4. Public Hearing

No one spoke during the Public Hearing.

5. Zoning Amendment Ordinance

A motion was made by Mayor Pro Tem Foulds to postpone a Zoning Amendment Ordinance related ZA2019-0001: to consider a requested zoning change from Manufactured Housing (MH) to Two-Family Residential – Duplex (SF-4) for the property located at 301 Brookside Street, Dripping Springs, Texas (Legal Description: North Forty Sec 2, Block B, Lot 12, MH Serial # UNK, Title # UNK, Label # TEX0419733, Hays County, TX) to the May 14, 2019 Regular City Council & Board of Adjustment Meeting. Council Member Manassian seconded the motion which carried unanimously 4 to 0.

- H. Discuss and consider approval of a Rental Fee Waiver for the Indoor Arena at Dripping Springs Ranch Park and Event Center for the Exceptional Rodeo on Friday May 17, 2019 from 10:00 a.m. - 3:00 p.m.**

Sponsor: Council Member King

Lynne Dickinson 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 Rental Fee Waiver for the Indoor Arena at Dripping Springs Ranch Park and Event Center for the Exceptional Rodeo on Friday May 17, 2019 from 10:00 a.m. - 3:00 p.m. Council Member Kroll seconded the motion which carried unanimously 5 to 0.

- I. Discuss and consider approval of a Rental Fee Waiver for the Indoor Arena for the District 10 4H Horse show to be held on June 19 and 20, 2019 at Dripping Springs Ranch Park and Event Center.**

Sponsor: Council Member King

Lynne Dickinson 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 Rental Fee Waiver for the Indoor Arena for the District 10 4H Horse show to be held on June 19 and 20, 2019 at Dripping Springs Ranch Park and Event Center with the condition that staff discuss a permanent waiver for this organization. Council Member Kroll seconded the motion which carried unanimously 5 to 0.

J. Discuss and consider approval of the placement of a directory at the Veterans Memorial Park Memorial Structure by Tony Chamness, Representing VFW Post 2933 and American Legion Post 290
Sponsor: Council Member King

1. Presentation

Tony Chamness with the Dripping Springs VFW presented the item.

2. Staff Report

The staff report was not presented but is on file.

3. Directory Placement

A motion was made by Council Member King to approve the placement of a directory at the Veterans Memorial Park Memorial Structure by Tony Chamness, Representing VFW Post 2933 and American Legion Post 290. Council Member Crow seconded the motion which carried unanimously 5 to 0.

K. Discuss and consider approval a License Agreement between the City of Dripping Springs and Dripping Springs Skatepark, Inc. for the construction and donation of a Skate Park at Founders Memorial Park.
Sponsor: Council Member King

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

Eric Henline representing Dripping Springs Skatepark, Inc. spoke regarding the item.

A motion was made by Council Member King to approve a License Agreement between the City of Dripping Springs and Dripping Springs Skatepark, Inc. for the construction and donation of a Skate Park at Founders Memorial Park. Council Member Kroll seconded the motion which carried unanimously 5 to 0.

L. Discuss and consider approval of a Contract Instructor Agreement between The City of Dripping Springs and Flying Fish Swim Academy, LLC for swim lessons at the Founders Memorial Park Pool.
Sponsor: Council Member King

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 Contract Instructor Agreement between The City of Dripping Springs and Flying Fish Swim Academy, LLC for swim lessons at the Founders Memorial Park Pool with the condition that reference to "individual" be removed. Council Member Kroll seconded the motion which carried unanimously 5 to 0.

- M. Discuss and consider approval of a Consultant Services Agreement between the City of Dripping Springs and MuniServices, LLC for the following: 1) Sales Tax Compliance Review; 2) Clearview Sales/Use Tax Analysis and Reporting Service; and 3) Local Occupancy Tax Program Discovery/Recovery, Audit and Administration Services.**

Sponsor: Mayor Purcell

Without objection from the City Council, Mayor Purcell heard this item following the Executive Session.

- N. Discuss and consider approval of a Resolution of the City of Dripping Springs appointing one individual to Place 4 of the Driftwood Economic Development Municipal Management District's Board of Directors for a term ending June 2021.**

A motion was made by Council Member Kroll to approve a Resolution of the City of Dripping Springs appointing one individual to Place 4 of the Driftwood Economic Development Municipal Management District's Board of Directors for a term ending June 2021, and appointing the City Administrator, Michelle Fischer, to the Board of Directors. Council Member King seconded the motion which carried unanimously 5 to 0.

Filed as Resolution No. 2019-R16

- O. Discuss and consider approval of an Ordinance of the City of Dripping Springs Amending the Fee Schedule related to adding a Scooter Impoundment Fee.**

Sponsor: Mayor Purcell

Council Member Kroll recused from this item and stepped off of the dais. An Affidavit of Potential Conflict of Interest is on file in the City Secretary's Office.

A motion was made by Mayor Pro Tem Foulds to approve an Ordinance of the City of Dripping Springs Amending the Fee Schedule related to adding a Scooter Impoundment Fee. Council Member Manassian seconded the motion which carried 4 to 1 with Council Member Kroll recused.

Filed as Ordinance No. 2019-14

Council Member Kroll returned to the dais.

- P. **Discuss and consider approval of a Resolution authorizing the submittal of a Grant Application to the Texas Department of Transportation Transportation Alternatives/Safe Routes to Schools Grant Funds for three (3) projects located in the City of Dripping Springs; and authorizing the City Administrator to execute documents in relation to the application and receipt of any awards.**
Sponsor: Council Member Manassian

Action was taken on this item earlier in the agenda.

X. REPORTS

Reports of Staff, Boards, Commissions, Committees, Boards and Agencies. All reports are on file and available for review upon request.

- A. **Transportation Committee Report**
TRC Chair, Erik Burgeson
- B. **Parks & Community Services Monthly Report**
Parks & Community Services Director, Mariana Espinoza
- C. **Facilities & Maintenance Monthly Report**
Maintenance Director, Craig Rice

XI. 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 subdivision and street requirements for property at Gateway 26 doors.**
Consultation with Attorney, 551.071
- B. **Deliberation of Real Property transaction and consultation with City Attorney regarding property located in Headwaters at Barton Creek.**
Consultation with Attorney, 551.71; Deliberation of Real Property, 551.072
- 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

A motion was made by Council Member Manassian to recess into Executive Session under Texas Government Code Section 551.071 (Consultation with City Attorney) and regarding Business Agenda Item M. Council Member Crow seconded the motion which carried unanimously 5 to 0.

Council Member Kroll recused from the Executive Session. An Affidavit of Potential Conflict of Interest is on file in the City Secretary's Office.

Business Agenda:

M. Discuss and consider approval of a Consultant Services Agreement between the City of Dripping Springs and MuniServices, LLC for the following: 1) Sales Tax Compliance Review; 2) Clearview Sales/Use Tax Analysis and Reporting Service; and 3) Local Occupancy Tax Program Discovery/Recovery, Audit and Administration Services.

The City Council met in Executive Session from 8:31 p.m. – 8:42 p.m.

No vote or action was taken during Executive Session. Mayor Purcell returned the meeting to Open Session at 8:42 p.m. The City Council proceeded to consider Business Agenda Item M.

Council Member Kroll recused from this item. An Affidavit of Potential Conflict of Interest is on file in the City Secretary's Office.

Business Agenda:

M. Discuss and consider approval of a Consultant Services Agreement between the City of Dripping Springs and MuniServices, LLC for the following: 1) Sales Tax Compliance Review; 2) Clearview Sales/Use Tax Analysis and Reporting Service; and 3) Local Occupancy Tax Program Discovery/Recovery, Audit and Administration Services.

Council Member Kroll recused from this item and stepped off of the dais. An Affidavit of Potential Conflict of Interest is on file in the City Secretary's Office.

A motion was made by Mayor Pro Tem Foulds to approve a Consultant Services Agreement between the City of Dripping Springs and MuniServices, LLC for the following: 1) Sales Tax Compliance Review; 2) Clearview Sales/Use Tax Analysis and Reporting Service; and 3) Local Occupancy Tax Program Discovery/Recovery, Audit and Administration Services. Council Member King seconded the motion which carried unanimously 4 to 1, with Council Member Kroll recused.

Council Member Kroll returned to the dais.

XII. UPCOMING MEETINGS

- A. City Council & Board of Adjustment:**
 - April 16, 2019 - Regular Meeting 6:00 p.m.**
 - May 14, 2019 - Workshop 6:00 p.m., Regular Meeting 6:30 p.m.**
 - May 21, 2019 - Regular Meeting 6:00 p.m.**
- B. April/May Board, Commission & Committee Meetings:**
 - April 10, 2019 - Utility Commission (TBD) 4:00 p.m.**
 - April 18, 2019 - Farmers Market Board 10:00 a.m.**

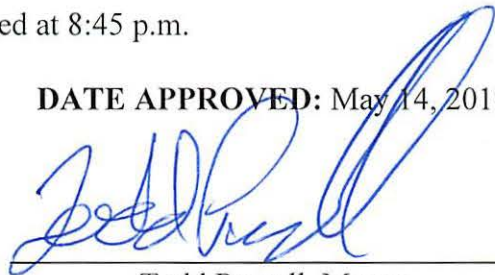
April 18, 2019 - Emergency Management Commission 5:00 p.m.
April 22, 2019 - Transportation Commission 3:30 p.m.
April 22, 2019 - Founders Day Commission 6:30 p.m.
April 23, 2019 - Planning & Zoning Commission 6:30 p.m.
April 24, 2019 - Economic Development Committee 4:00 p.m.
May 1, 2019 - Historic Preservation Commission 4:00 p.m.
May 2, 2019 - TIRZ No. 1 & No. 2 4:00 p.m.
May 2, 2019 - Parks & Recreation Commission 6:00 p.m.

XIII. ADJOURN

A motion was made by Council Member Manassian to adjourn the meeting. Council Member King seconded the motion which carried unanimously 5 to 0.

This regular meeting adjourned at 8:45 p.m.

DATE APPROVED: May 14, 2019



Todd Purcell, Mayor

ATTEST:



Andrea Cunningham, City Secretary





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