

Minutes of Regular Meeting

City Council City of Dripping Springs

A Regular Meeting of the City Council of City of Dripping Springs was held Tuesday, August 20, 2013, beginning at 5:30 PM in the 511 Mercer Street, Dripping Springs, Texas.

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

Mayor & City Council Members/Board of Adjustment

Mayor Todd Purcell

Mayor Pro Tem Bill Foulds

Council Member Santos Alba

Council Member Charles Busbey

Council Member Wade King

Council Member John Kroll

City Staff/Appointed Officials

City Administrator Michelle Fischer

Deputy City Administrator Ginger Faught

Planning Director Jon Thompson

Planning and Zoning Chair Larry McClung

City Secretary Jo Ann Touchstone

City Attorney Alan Bojorquez

City Treasurer Gina Gillis

Mayor Pro Tem Foulds calls meeting to order at 6:00 p.m. All present except Mayor Purcell, Ginger Faught and Larry McClung.

II. **WORKSHOP**

No action to be taken. Staff Reports regarding Consent, Site Developments, Subdivisions, Zoning, On Site Sewage Facilities, Signs, Variances, Waivers, Special Exceptions, Annexations, Alternate Standards, Business, and Other Agenda Items listed below.

A. Proposed Fiscal Year 2014 Budget

1. Review and Discuss Proposed FY 2014 Budget
2. Review and Discuss Commission/Committee Budget Requests
3. Review and Discuss Budget Requests

Workshop begins at 6:50 p.m. Mayor Pro Tem Foulds exits meeting.
Councilman Busbey chairs workshop.

III. **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).

Convened to Executive Session at 6:14 p.m. Those present: Mayor Pro Tem Foulds, Councilman Kroll, Councilman King, Councilman Alba, Councilman Busbey, City Administrator Michelle Fischer, Gina Gillis, City Secretary Jo Ann Touchstone, Gandolf Burrus and Kevin Hoffman. Reconvened to Regular Session at 6:45 p.m.

Consultation with City Attorney Regarding Receive Report of Bid Opening for the CAMPO Mercer Street Sidewalk Construction Project CSJ 0914-33-065 and Recommendation of Award to Apparent Low Bidder from Klotz Associates (Consultation with City Attorney; 551:071)

IV. PLEDGE OF ALLEGIANCE

A. Pledge of Allegiance – Councilman Busbey leads the pledge.

V. PRESENTATION OF 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.

Mark Key – States support for project. Mr. Key states that we do not need to answer to the City of Austin.

Ron Crain – with Dripping Springs Ag Boosters Club. Mr. Crain submits request to hold annual Bon Fire at DSRP and requests Council to approve putting materials at DSRP prior to event and states other items in the request are being addressed.

VI. SITE DEVELOPMENTS/SUBDIVISIONS/ZONING/ON SITE SEWAGE FACILITIES/SIGNS/VARIANCES/WAIVERS/ALTERNATE STANDARDS/ANNEXATIONS

Consideration and Possible Action On:

A. Public Hearing on Proposed Annexation for inclusion of the Following Property into the City of Dripping Springs Corporate City Limits: Being all of that certain Tract or Parcel of Land out of and a Part of the Stiles Fowler Survey Number 31, Abstract 174, Situated in Hays County, Texas, Said Tract of Land Being More Particularly Described as Being out of and a Part of that Certain 2.804 Acre Tract of Land Conveyed to Key Enterprises, Inc., in Volume 4479, Page 241 of the Official Public Records of Hays County, Texas (aka Twisted X Brewery) – No one speaks.

- B. Request for termination of the Rutherford Ranch Development Agreement between the City of Dripping Springs and Cypress Hays, L.P. (now N. Hays Investors, L.P.) as it relates to the approximately 1,558 acres owned by N. Hays Investors, L.P. which is located north of FM 967, east of Brangus Road, Crystal Hills, and Goldenwood Way, south of Bear Creek and west of Little Bear Creek, *Mathew Thompson, Applicant*
1. Planning Director's Report – Planning Director Jon Thompson, report on file. Staff recommends approval.
 2. Termination of Development Agreement – Councilman Busbey motions to terminate development agreement. Councilman King seconds. Motion passes. 5-0.
- C. Preliminary Plat, Final Plat, and Construction Plans for the “O Bar Ranch” Subdivision (15 Residential Lots and 1 ROW Lot for a Private Road), *James McCann, P.E., Pape Dawson Engineering, Applicant*
1. Planning Director's Report – Planning Director Jon Thompson, report on file. Planning Director Jon Thompson states Mr. Tull reported he had spoken to the developer and addressed issues.
 2. Waiver to length of cul-de-sac – (DS Code of Ordinances, Chapter 28, Exhibit A, Section 11.22) – Councilman Busbey motions to approve with compliance to City lighting ordinance. Councilman Alba seconds. Councilman Kroll states he would be supportive of connectivity however with 100 acre lots it may not be feasible. Motion passes, 5-0.
 3. Waiver from connecting to adjacent tracts (DS Code of Ordinances, Chapter 28, Exhibit A, Section 11.9.1(b)) – Mayor Pro Tem Foulds motions to approve. Councilman Alba seconds. Motion passes, 5-0.
 4. Preliminary & Final Plat & Construction Plans – Councilman Alba motions to approve. Councilman Kroll seconds. Motion passes, 5-0.

VII. BUSINESS

Consideration and Possible Action On:

- A. Receive Report of Bid Opening for the CAMPO Mercer Street Sidewalk Construction Project CSJ 0914-33-065 and Recommendation of Award to Apparent Low Bidder from Klotz Associates – Kevin Hoffman gives report.
- B. Consider and Possibly Take Action on Award of a Construction Contract for CAMPO Mercer Street Sidewalk Construction Project CSJ 0914-33-065 to the Apparent Low Bidder Pending Concurrence and Approval by the Texas Department of Transportation – Councilman King motions to approve low bidder, Myers Construction. Councilman Alba seconds. VOTE: Councilman King – YES. Councilman Busbey – NO. Mayor Pro Tem Foulds – YES. Councilman Kroll – NO. Councilman Alba – YES. Motion passes, 3-2.
- C. Request from Austin Waldorf School for a Reduction of Rental Fees for the Use of Field #6 at the Dripping Springs Sports & Recreation Park August 20th and 27th, September 3rd, and October 1st and 3rd, 2013, *Chad Lipscomb, Coach of*

Austin Waldorf School Soccer Team (Sponsor: Councilman Alba) – Councilman King motions to approve. Mayor Pro Tem Foulds seconds. Motion passes, 5-0.

D. Resolution No. 2013-22 - A Resolution of the City of Dripping Springs Accepting the Maintenance and Contruction for North Rob Shelton Boulevard (*Sponsor: Mayor Purcell*) – Councilman Alba motions to approve. Councilman King seconds. Motion passes, 5-0.

VIII. **ADJOURN** – Councilman Kroll motions to adjourn. Councilman Alba seconds. Motion passes, 4-0. Meeting adjourned at 7:56 p.m.