

City of Dripping Springs
City Council

Regular Meeting Agenda
Tuesday, March 8, 2011

511 Mercer Street, Dripping Springs, Texas

5:30 p.m. – Workshop & Executive Session
7:00 p.m. – Business Items, Public Hearings, Action Items

I. CALL TO ORDER AND ROLL CALL – 5:30 p.m.

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
Planning Director Jon Thompson
Planning & Zoning Chair Craig Koenig

City Secretary Jo Ann Touchstone
City Attorney Alan Bojorquez
Special Counsel Susan Zachos
City Treasurer Gina Gillis

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.

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).

- A. Consultation with City Attorney regarding Request from Carter Breed for an Agreement with the City to Reserve 65 Living Unit Equivalents (“LUEs”) of Collection and Treatment Capacity in the City’s South Regional Wastewater System to Serve “The Burrows at Dripping Springs,” a Proposed 10-acre Rental Housing Development (551.071: Consultation with Attorney)
- B. Consultation with City Attorney regarding certain contracts and legal matters involving the South Regional Wastewater System, including the Wastewater Treatment Plant facilities, and dealings with Precision Commercial Plumbing Company, Inc., Nationwide Insurance (d/b/a Allied Insurance), ETT and Enviroquip (n/k/a Ovivo), and CMA Engineering, Inc. Discuss potential resolution of dispute and possible litigation (551.071: Consultation with Attorney)
- C. Confer with City Attorney regarding public health, safety and welfare issues and land use regulatory matters related to fast food and drive thru

establishments and available legal options 551.071 (Consultation with Attorney)

IV. RECESS

V. RECONVENE AT 7:00 p.m.

VI. PLEDGE OF ALLEGIANCE

- A. Pledge of Allegiance

VII. 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.

VIII. 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 8, 2011
- B. Approval of Treasurer's Report for February 2011
- C. Founders Day 2011 Participation Contracts:
 1. Rhythm of the Road Band for Musical Entertainment
 2. Rhythm of the Road Band for Main Stage Sound and Lights
 3. Bobby Pounds for Musical Entertainment
 4. Jim Halfpenny for Musical Entertainment
 5. Scrappy King for Ice sales
 6. Drippin' Towin' for Towing Services
 7. Bombat Washers for Washer contest
 8. Hill Country Bible Church for Kids Entertainment

- D. Facilities Use Agreement Between the City of Dripping Springs, Dripping Springs Independent School District and Dripping Springs Lions Club

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

Consideration and Possible Action On:

- A. Sign Variance Requests – The Sunshine Café and The Goodnight Diner, 330 Mercer Street, *Jana Muniz, Owner*
 1. Presentation
 2. Sign Administrator's Report
 3. Planning & Zoning Commission Report
 4. Public Hearing
 5. Sign Variance Request from Section 26.05.001, Prohibited Signs, To Use an Existing Pole Sign
 6. Sign Variance Request from Section 26.06.004, Setback from Right-of-Way
- B. Site Plan – 1826 Nutty Brown Subdivision, located at the intersection of FM 1826 and Nutty Brown Road; 5.00 acres, Richard Hailey Survey, Abs. No. 224, Hays County, Texas, *Cuatro Consultants, Ltd.*
 1. Presentation
 2. Planning Director's Report
 3. Planning & Zoning Commission Report
 4. Public Hearing
 5. Site Plan

X. REPORTS OF AGENCIES, COMMISSIONS & STAFF

- A. Farmers Market Update – Market Manager Jo Ann Touchstone

- B. Update on Camp Lasso Summer Day Camp – City Administrator Michelle Fischer

XI. BUSINESS

Consideration and Possible Action On:

- A. Wastewater Service and Impact Fee Agreement between the City of Dripping Springs and The Burrows at Dripping Springs, L.P. for 10.08 acres, P.A. Smith Survey, Abs 415
- B. Request for One Year Extension to Wastewater Service Reservation, 507 Old Fitzhugh, *Karen Lockhart, Owner*
- C. Ordinance No. 1070.53 – An Ordinance of the City of Dripping Springs Amending the Fee Schedule – Amending Sign Permit Fees; Establishing Minor Project Fees, Development Signage Fees; Amending Parks and Recreation Fees; and Amending Miscellaneous Fees`
- D. Resolution No. 2011-9 - A Resolution of the City of Dripping Springs Approving an Agreement Between the City and Texas Department of Transportation for the Temporary Closure of State Right of Way for the Founders Day Parade on April 15, 2011
- E. Casting of City Proxy for the Dripping Springs Water Supply Corporation Board Member Election to be Held on March 10, 2011

XII. ANNOUNCEMENTS

- A. Special City Council Meeting, March 29, 2011 at 6:00 p.m.
B. Regular City Council Meeting, April 12, 2011 at 7:00 p.m.
C. Regular Parks & Recreation Meeting, April 11, 2011 at 6:00 p.m.
D. Special Parks & Recreation Meeting, March 23, 2011 at 6:00 p.m.
E. Regular Planning & Zoning Commission Meeting, March 22, 2011 at 7:00 p.m.
F. Regular Historic Preservation Commission Meeting, April 4, 2011 at 5:30 p.m.
G. Regular Founders Day Commission Meeting, March 14, 2011 at 6:30 p.m.

XIII. 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 the City Dripping Springs website, www.cityofdrippingsprings.com on the _____ of _____, 2011 at _____ o'clock _____M.

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.