



**CITY OF FAIR OAKS RANCH**  
**CITY COUNCIL REGULAR MEETING**

Thursday, September 19, 2024 at 6:30 PM

Public Safety Training Room, Police Station, 7286 Dietz Elkhorn, Fair Oaks Ranch

Live Stream: <https://www.youtube.com/channel/UCDqRvLvReqxrh1lbajwshKA/live>

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## **AGENDA**

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### **OPEN MEETING**

1. Roll Call - Declaration of a Quorum
2. Pledge of Allegiance

### **CITIZENS and GUEST FORUM**

*To address the Council, please sign the Attendance Roster located on the table at the entrance in the foyer of the Public Safety Training Room. In accordance with the Open Meetings Act, Council may not discuss or take action on any item which has not been posted on the agenda. Speakers shall limit their comments to five (5) minutes each.*

3. Citizens to be heard.

### **PRESENTATIONS**

4. IT Professionals Day Proclamation.
5. HR Professionals Day Proclamation.

Gregory C. Maxton, Mayor

Gregory C. Maxton, Mayor

### **CONSENT AGENDA**

*All of the following items are considered to be routine by the City Council, there will be no separate discussion on these items and will be enacted with one motion. Items may be removed by any Council Member by making such request prior to a motion and vote.*

6. Approval of the September 5, 2024 Special City Council meeting minutes.

Christina Picioccio, TRMC, City Secretary

7. Approval of the September 5, 2024 Regular City Council meeting minutes.

Christina Picioccio, TRMC, City Secretary

8. Approval of the second reading of an ordinance amending the City of Fair Oaks Ranch Unified Development Code (UDC) regarding comprehensive amendments, including various policy and administrative changes.

Lee Muñiz, P.E., CFM, Manager of Engineering Services

9. Approval of a resolution approving an agreement for depository and banking services with Frost Bank to serve as the City's primary banking services depository and authorizing the City Manager to execute all necessary documents.

Summer Fleming, CGFO, Director of Finance

10. Approval of a resolution authorizing the execution of an agreement with Patti Engineering, Inc. for Supervisory Control and Data Acquisition (SCADA) support services.

Clayton Hoelscher, Procurement Manager

11. Approval of a resolution authorizing the execution of an Interlocal Agreement with the City of Boerne for Animal Control Services for FY 2024-25, expenditure of the required funds, and execution of all applicable documents by the City Manager.

Summer Fleming, CGFO, Director of Finance

12. Approval of a resolution authorizing the execution of an Interlocal Agreement by and between the City of Boerne and Kendall County for Public Safety and Utilities Communication Services, expenditure of the required funds, and execution of all applicable documents by the City Manager.

Summer Fleming, CGFO, Director of Finance

#### **CONSIDERATION/DISCUSSION ITEMS**

13. Consideration and possible action approving the second reading of an ordinance adopting the City budget for fiscal year beginning October 1, 2024, and ending September 30, 2025.

Summer Fleming, CGFO, Director of Finance

14. Consideration and possible action approving the second reading of an ordinance levying a property tax rate of 28.53 cents per \$100 taxable valuation on property in the City of Fair Oaks Ranch for tax year 2024; determining due and delinquent dates; and providing an effective date.

Summer Fleming, CGFO, Director of Finance

15. Consideration and possible action approving a resolution ratifying the recently adopted budget for FY 2024-25 that contains a property tax rate that raises more total property taxes than the previous year.

Summer Fleming, CGFO, Director of Finance

16. Consideration and possible action approving a resolution adopting the FY 2024-25 Pay Schedule for General Government, Police, and Seasonal Employees.

Scott M. Huizenga, ICMA-CM, City Manager

17. Consideration and possible action approving the second reading of an ordinance extending the expiration of Ordinance 2024-10 from October 2, 2024 to January 31, 2025.

Grant Watanabe, P.E., Director of Public Works and Engineering Services

18. Consideration and possible action approving the second reading of an ordinance extending the expiration date of Ordinance 2024-11 from October 2, 2024 to January 31, 2025.

Grant Watanabe, P.E., Director of Public Works and Engineering Services

19. Consideration and possible action approving a resolution approving and adopting an amended Investment Policy for the investment of public funds, providing for the highest investment return, maximum security, and conforming to all state and local statutes governing the investment of public funds.

Summer Fleming, CGFO, Director of Finance

20. Consideration and possible action approving a resolution to appoint Council Members as members or liaisons to various boards, committees, and commissions.

Gregory C. Maxton, Mayor

21. Consideration and possible action approving a resolution to appoint members to fill places on the City of Fair Oaks Ranch Capital Improvement Advisory Committee.

Christina Picioccio, TRMC, City Secretary

22. Consideration and possible action approving a resolution to appoint members to fill places on the City of Fair Oaks Ranch Municipal Development District Board of Directors.

Christina Picioccio, TRMC, City Secretary

23. Consideration and possible action approving a resolution to appoint members to fill places on the City of Fair Oaks Ranch Planning & Zoning Commission.

Christina Picioccio, TRMC, City Secretary

24. Consideration and possible action approving a resolution to appoint members to fill places on the City of Fair Oaks Ranch Zoning Board of Adjustment.

Christina Picioccio, TRMC, City Secretary

25. Consideration and possible action approving a resolution to appoint members to fill places on the City of Fair Oaks Ranch Transportation Safety Advisory Committee.

Christina Picioccio, TRMC, City Secretary

## **REQUESTS AND ANNOUNCEMENTS**

26. Announcements and reports by Mayor and Council Members.

27. Announcements by the City Manager.

28. Requests by Mayor and Council Members that items be placed on a future City Council agenda.

**CONVENE INTO EXECUTIVE SESSION**

*Pursuant to Section 551.101 of the Open Meetings Act, Texas Gov't Code, a quorum of the governing body hereby convenes into closed session:*

**Sec. 551.071 (Consultation with Attorney)** the City Council will meet in private consultation with legal counsel to seek the advice of its attorneys about pending or contemplated litigation, a settlement offer, and/or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas conflicts with Chapter 551 of the Government Code; to wit:

29. Case No. 22-090-451; Vincent A. Caldarola, MD vs. City of Fair Oaks Ranch, Texas.
30. Discussion related to possible terms and conditions necessary to resolve disputes that have been the subject of ongoing litigation with the development commonly known as Boerne Ranch Estates, LLC, aka Fair Oaks Meadows.

**Sec. 551.072 (Deliberation regarding real property)**

31. The City Council will meet in closed session to deliberate the purchase, exchange, lease, or value of real property that may be considered for future location of water and wastewater system improvements.

**Sec. 551.074 (Personnel Matters)**

32. To conduct interviews, individually, of applicants for vacancies on various boards, commissions, and committees for the City of Fair Oaks Ranch.
33. To perform the annual evaluation of the City Manager.
34. To perform the annual evaluation of the City Secretary.

**RECONVENE INTO OPEN SESSION**

*Discussion and possible action on items discussed in Executive Session.*

**ADJOURNMENT**

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**Signature of Agenda Approval:** s/Gregory C. Maxton

Gregory C. Maxton, Mayor

I, Christina Picioccio, TRMC, City Secretary, certify that the above Notice of Meeting was posted on the outside bulletin board at the Fair Oaks Ranch City Hall, 7286 Dietz Elkhorn, Fair Oaks Ranch, Texas, and on the City's website [www.fairoaksranchtx.org](http://www.fairoaksranchtx.org), both places being convenient and readily accessible to the general public at all times.

As per Texas Government Code 551.045, said Notice was posted by 6:30 PM, September 16, 2024 and remained so posted continuously for at least 72 hours before said meeting was convened. A quorum of various boards, committees, and commissions may attend the City Council meeting.

The Fair Oaks Ranch Police Station is wheelchair accessible at the front main entrance of the building from the parking lot. Requests for special services must be received forty-eight (48) hours prior to the meeting time by calling the City Secretary's office at (210) 698-0900. Braille is not available. The City Council reserves the right to convene into Executive Session at any time regarding an issue on the agenda for which it is legally permissible; pursuant to Texas Government Code Chapter 551. Section 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 551.087 (Economic Development).