



CITY OF FAIR OAKS RANCH CITY COUNCIL REGULAR MEETING

Thursday, April 20, 2023 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>

AGENDA

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. Recognition of the Employee of the Quarter (Q2 - January 2023 through March 2023):
Ernesto Martinez, GIS Technician.

Joanna Merrill, IPMA-SCP, Director of Human Resources and Communications

5. City Clerk's Proclamation.

Gregory C. Maxton, Mayor

6. National Arbor Day Proclamation

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.

7. Approval of the March 31, 2023 Special City Council meeting minutes.

Christina Picioccio, TRMC, City Secretary

8. Approval of the April 6, 2023, Regular City Council meeting minutes.

Christina Picioccio, TRMC, City Secretary

CONSIDERATION/DISCUSSION ITEMS

9. Consideration and possible action approving the first reading of an Ordinance amending the City of Fair Oaks Ranch Code of Ordinances, Chapter 1 "General Provisions", Article 1.07 "Trees And Shrubs" to include updated definitions and the responsibility of public trees.

Kelsey Delgado, Environmental Program Manager

10. Consideration and possible action authorizing the City Manager to execute construction agreements associated with the Annual Street Maintenance Program.

Clayton Hoelscher, Procurement Manager

Julio Colunga, Assistant Director of Public Works

11. Consideration and possible action on approving the first reading of an Ordinance establishing stop signs on streets within the Setterfeld Estates Subdivision.

Tim Moring, Chief of Police

12. Consideration and possible action to form a committee that will prepare an Emergency Operations Center manual that will cover the standard procedures for handling emergency situations for the City of Fair Oaks Ranch.

Gregory C. Maxton, Mayor

13. Consideration and possible action regarding requirements or expenditures associated with the Local Disaster.

Gregory C. Maxton, Mayor

WORKSHOP

14. Discussion on advancing the Planning and Zoning Commission's submission of the proposed amended City of Fair Oaks Ranch Unified Development Code (UDC).

Katherine Schweitzer, P.E., Manager of Engineering Services

Lata Krishnarao, AICP, LEED ND, Consultant, Ardurra

Bobbe Barnes, Planning and Zoning Commission Chair

15. Comprehensive Plan Review and Adoption Process.

Katherine Schweitzer, P.E., Manager of Engineering Services

Lata Krishnarao, AICP, LEED ND, Consultant, Ardurra

16. FY 2024-28 Five-Year Financial Plan.

Scott M. Huizenga, Assistant City Manager

REPORTS FROM STAFF AND COMMITTEES

17. Election Update.

Christina Picioccio, TRMC, City Secretary

18. Civic Center update

Scott M. Huizenga, Assistant City Manager

19. Investment Report for the Quarter Ended March 31, 2023.

Rosie G. Vela, Finance Director

REQUESTS AND ANNOUNCEMENTS

20. Announcements and reports by Mayor and Council Members.

21. Announcements by the City Manager.

22. 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:

23. To receive legal advice from Special Counsel and the City Attorney regarding the City's ground water rights.

24. Case No. 22-090-451; Vincent A. Caldarola, MD vs. City of Fair Oaks Ranch, Texas.

Sec. 551.072 (Deliberation regarding real property)

25. 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)

26. The City Council will meet in closed session pursuant to Texas Government Code Section 551.074, personnel matters, to deliberate the following items related to the position and duties of City Manager:

1. The terms and conditions of the resignation of City Manager Tobin Maples
2. The process and options for filling the vacancy of City Manager
3. The process and options for designation of an Acting City Manager and future appointment of an Interim City Manager

RECONVENE INTO OPEN SESSION

Discussion and possible action on items discussed in Executive Session.

ADJOURNMENT

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, 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, April 17, 2023, and remained so posted continuously for at least 72 hours before said meeting was convened.

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).