



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

Thursday, February 17, 2022 at 6:30 PM

City Hall Council Chambers, 7286 Dietz Elkhorn, Fair Oaks Ranch

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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 of the Council Chambers. 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. Presentation of a 10-Year Employee Service Award to Stacy Love, Investigator.  
Joanna Merrill, IPMA-SCP, Director of Human Resources and Communications

**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.*

5. Approval of the January 20, 2022 Regular City Council meeting minutes.  
Christina Picioccio, TRMC, City Secretary
6. Approval of a Resolution to approve the 2021 Property Tax Levy.  
Scott Huizenga, Assistant City Manager, Administrative Services
7. Approval of a Resolution ordering a General Election to be held May 7, 2022, for the election of Council Member Places 3, 4, and 5.  
Christina Picioccio, TRMC, City Secretary
8. Approval of a Resolution authorizing a Joint Election Agreement with Kendall County Elections relating to the May 7, 2022 election and authorizing the City Manager to execute all documents in connection therewith.  
Christina Picioccio, TRMC, City Secretary

**CONSIDERATION/DISCUSSION ITEMS**

9. Consideration and possible action accepting the FY 2020-2021 financial statement audit.

Scott Huizenga, Asst. City Manager  
Michael Del Toro, ABIP, PC

10. Consideration and possible action approving a Resolution allocating the Fiscal Year 2020-21 General Fund balances and carryover of encumbrances and continuing appropriations

Scott Huizenga, Assistant City Manager

11. Consideration and possible action authorizing the City Manager to sign Professional Service Agreements for On-Call Engineering Services in support of Roadway CIP, Drainage CIP, Water, Wastewater and Reuse CIP, and general civil engineering projects.

Clayton Hoelscher, Procurement Manager  
Grant Watanabe, P.E., Director of Public Works & Engineering Services

12. Consideration and possible action on filling the Planning & Zoning Commission's Place 5 unexpired term.

Gregory C. Maxton, Mayor  
Bobbe Barnes, P&Z Chairperson

13. Consideration and possible action on filling the open Zoning Board of Adjustment Place 1 and Alternate Places 6 and 7.

Christina Picioccio, TRMC, City Secretary

**REPORTS FROM STAFF AND COMMITTEES**

14. Police Department Annual Report.

Tim Moring, Chief of Police

15. Presentation of Financial Update and Quarterly Investment Report for Quarter 1 of Fiscal Year 2022.

Scott Huizenga, Assistant City Manager, Administrative Services

**REQUESTS AND ANNOUNCEMENTS**

16. Announcements and reports by Mayor and Council Members.

17. Announcements by the City Manager.

18. 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:

19. To receive legal advice from Special Counsel and the City Attorney regarding the City's ground water rights.
20. To receive legal advice from the City Attorney regarding the Bobcat Trucking, Inc. application (Permit Application No. 167675) to the Texas Commission On Environmental Quality (TCEQ) for an air quality standard permit for permanent rock and concrete crushers.
21. Cause No. 2018-CI-00202; the City of Fair Oaks Ranch, Texas vs. Edward I. Hill, Robert E. Heckendorn, Craig M. Luitjen, Roger Fuentes, Wesley A. Pieper, Esther W. Hicks, William A. McDowell, Yolanda D. Ayala, PG Pfeiffer Ranches LLC, Maureen Pfeiffer Stevenson Family Trust.
22. Development issues related to the development agreement for Boerne Ranch Estates/The Reserve.

**Sec. 551.072 (Deliberation Regarding Real Property)**

23. 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)**

24. To deliberate the possible removal of an appointed public officer; to wit: MDD Board Member Place 3. The board member may request the deliberation by the City Council be held in public rather than closed session.

**RECONVENE INTO OPEN SESSION**

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

**ADJOURNMENT**

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**Signature of Agenda Approval:** s/Tobin E. Maples

Tobin E. Maples, City Manager

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, February 14, 2022 and remained so posted continuously for at least 72 hours before said meeting was convened.

<p>The Fair Oaks Ranch City Hall is wheelchair accessible at the side 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).</p>
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