



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

Thursday, December 05, 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>

---

## **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. Presentation of a 5-Year Service Award to: Clayton Hoelscher, Procurement Manager  
Joanna Merrill, PSHRA-SCP, Director of HR and Communications
5. Presentation of a 15-Year Service Award to: Christina Picioccio, TRMC, City Secretary  
Joanna Merrill, PSHRA-SCP, Director of HR 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.*

6. Approval of the November 7, 2024 Regular City Council meeting minutes  
Christina Picioccio, TRMC, City Secretary
7. Approval of a resolution authorizing the execution of an agreement with Clark Construction of Texas, Inc. for milling and overlay repairs on Battle Intense  
Clayton Hoelscher, Procurement Manager
8. Approval of the second reading of an ordinance amending the budget for the fiscal year beginning October 1, 2024, and ending September 30, 2025  
Summer Fleming, CGFO, Director of Finance

**CONSIDERATION/DISCUSSION ITEMS**

9. Consideration and possible action to approve a resolution authorizing execution of an amendment to the Interlocal Agreement between the City of Fair Oaks Ranch and the Fair Oaks Ranch Municipal Development District, execution of all applicable documents by the City Manager, and providing an effective date

Laura Koerner, MDD President  
Summer Fleming, CGFO, Director of Finance

10. Consideration and possible action approving a resolution authorizing the execution of a work authorization with Kimley-Horn and Associates, Inc. for engineering services for the WWTP Phase 1 Expansion Project

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

11. Consideration and possible action of a Master Development Plan from Athena Domain, LLC, for an 80.69-acre parcel of land at 29580 Ralph Fair Road, a portion of the Corley Tract, in furtherance of the applicant's request for Water and Wastewater CCN incorporation

Lee Muñoz, P.E., CFM, Manger of Engineering Services

12. Consideration and possible action approving a resolution ordering a Special Election for the unexpired term of Council Place 6 to be held February 25, 2025 to be contracted with Kendall County Elections, and to authorize the City Manager to execute said agreement

Christina Picioccio, TRMC, City Secretary

**WORKSHOP**

13. Drought Contingency Plan Workshop

Kelsey Delgado, Environmental Program Manager

**REQUESTS AND ANNOUNCEMENTS**

14. Announcements and reports by Mayor and Council Members
15. Announcements by the City Manager
16. 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:

17. Case No. 22-090-451; Vincent A. Caldarola, MD vs. City of Fair Oaks Ranch, Texas
18. 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)**

19. 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

**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](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, December 2, 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).