



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

Thursday, August 01, 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. Presentation of a 10-Year Service Award to: Richard Gonzalez, Police Sergeant.  
Joanna Merrill, IPMA-SCP, Director of HR and Communications
5. Introduction of new hire: Jim Williams, Assistant City Manager.  
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.*

6. Approval of the July 18, 2024 Regular City Council meeting minutes.  
Christina Picioccio, TRMC, City Secretary
7. Approval of a resolution authorizing the consolidation of the City's 457(b) deferred compensation plans from two providers, Mission Square and Nationwide, into a single plan provider, Nationwide, and implementation of the proposed transition plan, investment policy, and committee charter.  
Joanna Merrill, IPMA-SCP, Director of HR & Communications
8. Approval of the proposed FY 2024-25 Municipal Development District (MDD) Budget.  
Mike Lovelace, CPA, CMA, CISA, MDD Treasurer

**CONSIDERATION/DISCUSSION ITEMS**

9. Consideration and possible action approving a resolution authorizing execution of an Interlocal Agreement with Texas Municipal League Intergovernmental Risk Pool to form a joint self-insurance pool to be named the Texas Municipal League Joint Cyber Liability and Data Breach Response Self-Insurance Fund, expenditure of the required funds, and execution of all applicable documents by the City Manager.

Summer Fleming, Director of Finance

10. 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 1.06 "Emergency Management," Division 2 "Emergency Management Program;" and providing for a severability clause and effective date.

Gregory C. Maxton, Mayor  
Tim Moring, Chief of Police

11. Consideration and possible action approving the first reading of an ordinance authorizing the execution of a franchise agreement with Frontier Texas Ventures I, LLC for Solid Waste Collection and Disposal Services.

Clayton Hoelscher, Procurement Manager

12. Consideration and possible action on the first reading of an ordinance amending Ordinance 2015-12 removing no vehicle stopping, standing, or parking on the 28000 block of Chartwell Lane during school zone hours.

Tim Moring, Chief of Police

13. Consideration and possible action on the emergency approval of the first reading of an ordinance amending Chapter 12 Traffic and Vehicles, Section 12.01.003 (1) of the City of Fair Oaks Ranch Code of Ordinances reducing the speed limit to 20 miles per hour on Kalkallo Drive and Noble Lark Drive.

Grant Watanabe, P.E., Director of Public Works & Engineering Services  
Tim Moring, Chief of Police

14. Consideration and possible action on the first reading of an ordinance amending Chapter 12 Traffic and Vehicles, Section 12.01.002 of the City of Fair Oaks Ranch Code of Ordinances establishing stop signs at the intersection of Noble Lark Drive and Kalkallo Drive and removal of a yield sign from said intersection.

Grant Watanabe, P.E., Director of Public Works and Engineering Services  
Tim Moring, Chief of Police

**WORKSHOP**

15. FY 2024-25 Budget Workshop.

Summer Fleming, Director of Finance

## 16. FY 2024-25 Compensation Plan Proposal.

Scott M. Huizenga, ICMA-CM, City Manager  
Joanna Merrill, IPMA-SCP, Director of Human Resources and Communications

**REPORTS FROM STAFF AND COMMITTEES**

## 17. Quarterly Financial and Investment Report for the Quarter Ended June 30, 2024.

Summer Fleming, Director of Finance

**REQUESTS AND ANNOUNCEMENTS**

## 18. Announcements and reports by Mayor and Council Members.

## 19. Announcements by the City Manager.

## 20. 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:

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

## 22. 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)**

## 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.

**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, July 29, 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).