



## CITY OF FAIR OAKS RANCH CITY COUNCIL REGULAR MEETING

Thursday, June 02, 2022 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 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. Swearing in of elected officials: Michelle Bliss, Council Member Place 3; Laura Koerner, Council Member Place 4; and Scott Parker, Council Member Place 7.

Christina Picioccio, TRMC, City Secretary

5. Reading of a Proclamation honoring the 75th Wedding Anniversary of Mac McWilliams.

Gregory C. Maxton, Mayor

6. Introduction of new employees: Casey Parker, Multimedia Communications Officer and Kelly Barbour, Utility Clerk.

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

7. Life Saving Award to Sergeant Richard Gonzalez and Officer Matthew Drexler.

Tim Moring, Chief of Police

8. Presentation on the City's Emergency Notification System and strategy.

Tim Moring, Chief of Police

#### 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.*

9. Approval of the May 19, 2022 Regular City Council meeting minutes.

Christina Picioccio, TRMC, City Secretary

10. Approval of a Final Plat request from Elkhorn Ridge Development SA, LLC for Elkhorn Ridge Unit 4 proposing 26 single-family residential lots, generally located north-west of the intersection of Dietz Elkhorn Road and Elkhorn Ridge, City of Fair Oaks Ranch, Texas.

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

11. Approval of the second reading of an Ordinance amending ad valorem tax exemptions on residence homesteads.

Scott Huizenga, Assistant City Manager, Administrative Services

12. Approval of the second reading of an Ordinance adopting a tax freeze for qualifying disabled homesteads.

Scott Huizenga, Assistant City Manager, Administrative Services

13. Approval of Council Member Bliss' absence from the July 7, 2022 Regular City Council Meeting.

Christina Picioccio, TRMC, City Secretary

### **CONSIDERATION/DISCUSSION ITEMS**

14. Consideration and possible action electing a Council Member to serve as Mayor Pro-Tem until the next regular city election.

Gregory C. Maxton, Mayor

15. Consideration and possible action authorizing the City Manager to sign a Construction Agreement with Udelhoven, Inc. for the Wastewater Treatment Plant Sludge Dewatering Project; and approval of the first reading of an Ordinance amending the budget in support of said project.

Clayton Hoelscher, Procurement Manager

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

16. Consideration and possible action authorizing the City Manager to sign a Construction Agreement with Stripe It Up, LLC for sealcoating (fog seal) in support of the City's Annual Street Maintenance Program.

Clayton Hoelscher, Procurement Manager

Julio Colunga, Assistant Director of Public Works

17. Consideration and possible action regarding the programmed expiration of the city's exclusive franchise agreement with Republic Services for the collection, hauling, and disposal of residential garbage and refuse waste in the City of Fair Oaks Ranch.

Carole Vanzant, CPM, TRMC, Assistant City Manager, Public Works & Engineering Services

18. Consideration and possible action on a request (Application No. P & Z 2022-03-28) from Thomas C Dechert, applicant and property owner, to grant a Variance from the requirements of UDC Section 5.4 (1) b to reduce the street frontage for a lot served by private septic (OSSF) from 150 feet to 70 feet for the property located at 423 and 425 Ammann Road, Boerne, TX.

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

**REPORTS FROM STAFF AND COMMITTEES**

19. Status Report to Council regarding the Fourth of July fireworks show and event.

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

20. FY 2022-23 Strategic Action Plan.

Scott Huizenga, Assistant City Manager, Administrative Services

**REQUESTS AND ANNOUNCEMENTS**

21. Announcements and reports by Mayor and Council Members.

22. Announcements by the City Manager.

23. 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:

24. To receive legal advice from Special Counsel and the City Attorney regarding the City's ground water rights.
25. Cause No. 2022CI01978; Boerne Ranch Estates, LLC v. The City of Fair Oaks Ranch.
26. Case No. 22-090-451; Vincent A. Caldarola, MD vs. City of Fair Oaks Ranch, Texas.

**Sec. 552.071 (Deliberation regarding real property)**

27. 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/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, May 30, 2022 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).