



CITY OF FAIR OAKS RANCH
CITY COUNCIL REGULAR MEETING

Thursday, December 21, 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. Swearing in of newly elected official.

Gregory C. Maxton, Mayor

5. Presentation of Fair Oaks Ranch Police Department's Life Saving Award to Sergeant Alex Willis along with presentations of Life Saving recognitions to Glen McKinney and Bryan Clingman.

Tim Moring, Chief of Police.

6. In Recognition of recent Promotion(s): Nathan Domenech, Police Sergeant.

Jennifer Hudson, Human Resources Generalist
Tim Moring, Chief of Police

7. In Recognition of Recent Promotion(s): Summer Fleming, Director of Finance

Jennifer Hudson, Human Resources Generalist
Scott Huizenga, City Manager

8. Presentation of the Government Finance Officers Association (GFOA) Certificate of Achievement for Excellence in Financial Reporting for the Fiscal Year Ended September 30, 2022.

Jennifer Hudson, Human Resources Generalist

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 December 7, 2023 Regular City Council meeting minutes.

Christina Picioccio, TRMC, City Secretary

10. Approval of a resolution authorizing the execution of purchase orders with Caldwell Country Ford for three Ford Police Interceptors and Chastang Ford for one Ford F-450, expenditure of the required funds, and execution of all applicable documents by the City Manager.

Clayton Hoelscher, Procurement Manager

11. Approval of Council Member Stroup's absence from the November 16, 2023 and December 7, 2023 Regular City Council meetings.

Emily Stroup, Council Member Place 1

PUBLIC HEARING

12. The City of Fair Oaks Ranch City Council will conduct a public hearing to receive public testimony on proposed Unified Development Code amendments related to Statutory and Regulatory Changes.

- a) Mayor opens the public hearing
- b) Staff/City Attorney presentation of the proposed Statutory and Regulatory Changes
- c) City Council receives citizen testimony for/against the proposed amendments
- d) Mayor closes public comments
- e) City Council discusses the amendments, inclusive of questions of the staff/consultant
- f) Public Hearing is adjourned with no formal action

Carole Vanzant, CPM, Assistant City Manager, Community Services
Cynthia Trevino, City Attorney

CONSIDERATION/DISCUSSION ITEMS

13. Consideration and possible action approving the first reading of an ordinance amending the City of Fair Oaks Ranch Unified Development Code related to Statutory and Regulatory Changes.

Carole Vanzant, CPM, Assistant City Manager, Community Services

14. Consideration and possible action approving a Resolution authorizing participation in the multi-district litigation as a settlement class member in the Aqueous Film-Forming Foam (AFF) Product liability litigation and authorizing the City Manager to execute settlement participation forms.

Summer Fleming, Director of Finance

WORKSHOP

15. Unified Development Code Permitted Uses in Mixed Use Village Zoning District.

Gregory C. Maxton, Mayor

REPORTS FROM STAFF AND COMMITTEES

16. Gateway Committee Update.

Laura Koerner, Council Member Place 4
Scott Parker, Council Member Place 5

REQUESTS AND ANNOUNCEMENTS

17. Announcements and reports by Mayor and Council Members.
18. Announcements by the City Manager.
19. 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:

20. To receive legal advice from Special Counsel and the City Attorney regarding the City's ground water rights.
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. 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 perform the annual evaluation of the 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, December 18, 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).