



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

Thursday, April 06, 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>

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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. Recognition of the Employee of the Quarter Recipient (Q1 - October 2022 through December 2022): Clayton J. Hoelscher, Procurement Manager.

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

5. Introduction of new hires: Keith Ott, Maintenance Technician; Thomas E. Kunkel, Mechanic; Garrett Crawford, Animal Services Officer

Joanna Merrill, IPMS-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 March 16, 2023 Regular City Council meeting minutes.

Christina Picioccio, TRMC, City Secretary

7. Approval of a request for an extension of time for consideration and possible action on a Concept Plan request from the applicant Urbanist Inc. on behalf of the property owners Brenda Minahan and Mark Minahan for a proposed multi-unit residential community on approximately 19.8 acres zoned Mixed Use Village District (MU). Generally located north-east of the intersection of Dietz Elkhorn Road & Ralph Fair Road.

Katherine Schweitzer, P.E., Manager of Engineering Services  
Lata Krishnarao, AICP, LEED ND, Consultant, Ardurra

**CONSIDERATION/DISCUSSION ITEMS**

8. Consideration and possible action approving a phasing alternative regarding expansion of the existing Wastewater Treatment Plant.

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

9. Consideration and possible action approving a Resolution designating Frost Bank as a depository of the City of Fair Oaks Ranch for the safekeeping of securities, authorizing individuals to execute safekeeping agreement, and establishing an effective date.

Rosie Vela, Director of Finance

10. Consideration and possible action authorizing the City Manager to spend up to a total combined amount of \$90,000 on agreements for on-call Building Inspector and Plan Review Services.

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

11. Consideration and possible action regarding requirements or expenditures associated with the Local Disaster.

Gregory C. Maxton, Mayor

Tobin E. Maples, AICP, City Manager

12. Consideration and possible action on a Concept Plan request from the applicant Urbanist Inc. on behalf of the property owners Brenda Minahan and Mark Minahan for a proposed multi-unit residential community on approximately 19.8 acres zoned Mixed Use Village District (MU). Generally located north-east of the intersection of Dietz Elkhorn Road & Ralph Fair Road.

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

Lata Krishnarao, AICP, LEED ND, Consultant, Ardurra

**WORKSHOP**

13. FY 2023-24 Budget Calendar.

Scott M. Huizenga, Assistant City Manager, Administrative Services

14. Proposed Amendments to Drought Contingency Plan.

Kelsey Delgado, Environmental Program Manager

15. Discussion and possible action to shape and frame the Q2 Town Hall meeting.

Gregory C. Maxton, Mayor

**REPORTS FROM STAFF AND COMMITTEES**

16. Capital Improvements Advisory Committee (CIAC) Semiannual Report.

Paul Mebane, CIAC Chairperson

**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.

**Sec. 551.072 (Deliberation regarding real property)**

22. 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, April 3, 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).