



## **CITY OF FAIR OAKS RANCH**

### **CITY COUNCIL REGULAR MEETING**

Thursday, December 01, 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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## **MINUTES**

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### **OPEN MEETING**

1. Roll Call - Declaration of a Quorum

Council Present: Mayor Maxton and Council Members Stroup, Elizondo, Bliss, Koerner, Parker and Muenchow.

With a quorum present, the meeting was called to order at 6:30 PM.

2. Pledge of Allegiance – The Pledge of Allegiance was recited in unison.

### **CITIZENS and GUEST FORUM**

3. Citizens to be heard - None

### **PRESENTATIONS**

4. Joanna Merrill, IPMA-SCP, Director of Human Resources and Communications, recognized Employee of the Quarter Recipient (Q4 - July 2022 thru September 2022): Eloy A. Contreras III, Maintenance Technician.

### **CONSENT AGENDA**

5. **Approval of the November 17, 2022 Regular City Council meeting minutes.**
6. **Approval of the second reading of an Ordinance approving the first amendment to 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.**

MOTION: Made by Council Member Muenchow, seconded by Council Member Koerner, to approve the Consent Agenda.

VOTE: 7-0; Motion Passed.

### **CONSIDERATION/DISCUSSION ITEMS**

7. **Consideration and possible action on approving the first reading of an Ordinance regarding extending the retention period of audiovisual recordings of open meetings from 90 days to six (6) years.**

MOTION: Made by Council Member Parker, seconded by Council Member Bliss, to approve the first reading of an Ordinance to extend the retention period of audiovisual recordings of open meetings from 90 days to six (6) years.

VOTE: 7-0; Motion Passed.

**REPORTS FROM STAFF AND COMMITTEES****8. County at a Crossroads: 2022 A Citizens Plan for Transportation in Kendall County.**

Committee Co-Chairs Don Durden and Bob Manning, provided to Council a brief history and timeline of the report "County at a Crossroads: 2022 A Citizens Plan for Transportation in Kendall County" as created by the Kendall County, Boerne & Fair Oaks Transportation Committee. Mr. Manning asked the City to help circulate the report as it is available digitally on their webpage.

**9. Q1 Town Hall Meeting Update.**

Tobin E. Maples, AICP, City Manager, spoke about the upcoming January 24, 2023 workshop taking place at 6:30PM at the Spring Creek United Methodist Church.

Topics:

- TxDOT will be present to discuss the bridge at Cibolo Creek & 3351.
- Council Member Koerner asked that the current Transportation Plan be part of the presentation - street network/hierarchy, etc., and what it means.
- Information about development in the region and how it might affect the City.

Tobin plans on keeping this topic as a standing workshop item and will keep the Council informed with draft agendas to get continuous feedback until it can be finalized.

**10. Civic Center Update.**

Tobin E. Maples, AICP, City Manager, informed Council that he and staff had met with contacts in the Construction Industry to get a better understanding of the current construction market. He announced plans to provide an update in January and anticipates having information on design services.

**REQUESTS AND ANNOUNCEMENTS**

*The following requests and announcements were taken out of order:*

**12. Announcements by the City Manager.**

City Manager Maples yielded his time to Chief Moring. Chief Moring provided a brief overview of crime in the City and how the Department has seen an uptick in vehicle burglaries this year. He also made it clear that the crimes were easy for the criminals and urged residents to hide valuables, lock their vehicles, not leave keys in vehicles, and not keep weapons in the vehicles. Nuisance crimes also have increased slightly but violent crimes have been reduced. City Manager Maples commended Police Chief Tim Moring and Lieutenant John Ojeda for putting in extra hours and proactive measures to decrease crime.

**11. Announcements and reports by Mayor and Council Members.**

Council Member Bliss announced that FORHA is hosting "Santa in the Park" on Sunday, December 5, 2022 from 2:00 PM – 4:00 PM at Vestal Park.

Mayor Maxton reminded everyone that the PD is holding a toy drive ending on Dec 16, 2022. New unwrapped toys for ages 0-16 can be donated at the Police Station, and several other locations in the area. He also informed everyone that there would be a special recognition of Building Official, Jim Earl, for his upcoming retirement after nineteen years of service to the City.

**13. Requests by Mayor and Council Members that items be placed on a future City Council agenda.**

None.

**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 convened into closed session at 7:25 PM regarding:*

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

17. The City Council met in closed session to deliberate the purchase, exchange, lease, or value of real property that may be considered for future TxDOT improvements to FM 3351.

*City Council did not convene into Executive Session regarding:*

**Sec. 551.071 (Consultation with Attorney)**

14. To receive legal advice from Special Counsel and the City Attorney regarding the City's ground water rights.
15. Case No. 22-090-451; Vincent A. Caldarola, MD vs. City of Fair Oaks Ranch, Texas.

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

16. 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**

City Council reconvened into Open Session at 7:43 PM.

MOTION: Made by Council Member Bliss, seconded by Council Member Koerner, to authorize the City Manager to execute administrative settlement documents related to the future TxDOT improvements to FM 3351.

VOTE: 7-0; Motion Passed.

**ADJOURNMENT**

Mayor Maxton adjourned the meeting at 7:43 PM.

ATTEST:

  
Christina Picioccio, TRMC, City Secretary

  
Gregory C. Maxton, Mayor