

## **CITY OF FAIR OAKS RANCH**

### **CITY COUNCIL REGULAR MEETING**

Thursday, July 07, 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, Koerner, Parker and Muenchow.

Council Absent: Council Member Bliss

With a quorum present, the meeting was called to order at 6:33 PM.

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

### **CITIZENS and GUEST FORUM**

3. No citizens signed up to be heard

### **PRESENTATIONS**

4. Joanna Merrill, IPMA-SCP, Director of Human Resources and Communications presented Summer Fleming, Accounting Manager, a 5-Year Employee Service Award.
5. Joanna Merrill, IPMA-SCP, Director of Human Resources and Communications introduced new employees: Timothy Flynn, Maintenance Technician and Mark Kosta, Maintenance Technician.
6. Joanna Merrill, IPMA-SCP, Director of Human Resources and Communications, recognized Employee of the Quarter for Quarter 3 (April 2022 thru June 2022): Yvonne Medina, Administrative Assistant for the Police Department.
7. Grant Watanabe, P.E., Director of Public Works and Engineering Services, provided to Council a presentation on the Water/Wastewater/Reuse Rate Study.

### **CONSENT AGENDA**

8. Approval of the June 16, 2022 Regular City Council meeting minutes.

The Consent Agenda was approved by consensus.

**CONSIDERATION / DISCUSSION ITEMS****9. Consideration and possible action to approve a Cost-of-Living Adjustment (COLA) due to recent market trends and inflationary costs.**

MOTION: Made by Mayor Maxton, seconded by Council Member Elizondo, to approve Option 3 as the current fiscal year's Cost-of-Living Adjustment.

- 3.2% COLA to be provided effective July 4, 2022 for all positions
- 3.2% COLA to be provided to all employees during the 1<sup>st</sup> pay period of the new fiscal year in October 2022
- Merit (step) increase to be provided to eligible employees the 1<sup>st</sup> pay period of the new fiscal year in October 2022

VOTE: 5-1; Motion Passed. Council Member Muenchow voted nay.

**REPORTS FROM STAFF AND COMMITTEES**

10. Scott Huizenga, Assistant City Manager of Administrative Services, provided to Council a report on the FY 2022-23 General Fund Budget.

**REQUESTS AND ANNOUNCEMENTS****11. Announcements and reports by Mayor and Council Members.**

Council Member Elizondo informed all to keep an eye out for future Active Shooter Seminars since they are filling up quickly. KCCLEAAA is soliciting sponsors to be able to schedule larger classes.

Mayor Maxton reminded everyone that bulk trash pickup announcement went out informing that it will take place August 1-19, 2022. Mayor Maxton also reminded everyone that the City is still enforcing Stage 2 water restrictions and urged conservation to avoid implementing Stage 3 restrictions. A special meeting will take place on Wednesday, July 13, 2022 at 6:00 PM to discuss the Strategic Action Plan.

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

Scott Huizenga, Assistant City Manager for Administrative Services, informed Council that there were just ten fireworks calls resulting in three citations. Mr. Huizenga thanked the Police Department for their work and the community for their cooperation.

The Municipal Court has formally begun streaming court proceedings as of Wednesday July 6, 2022 and will continue the first Wednesday of each month.

Mr. Huizenga reiterated the Mayor's announcement for the July 13, 2022 Special Council Meeting beginning at 6:00 PM in the Police Department's training room.

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

N/A

**CONVENE INTO EXECUTIVE SESSION**

City Council convened into Executive Session at 8:42 PM regarding:

**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:

15. **To receive legal advice from the City Attorney regarding severability language utilized by the City in adopted ordinances.**

City Council did not convene into Executive Session regarding:

**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:

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

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

18. 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**

Council reconvened into Open Session at 8:57 PM. No action was taken.

**ADJOURNMENT**

Mayor Maxton adjourned the meeting at 8:57 PM

ATTEST:

  
Christina Picioccio, TRMC, City Secretary  
Gregory C. Maxton, Mayor