



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

Thursday, May 02, 2024 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, Rhoden, Olvera, 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. **Municipal Clerks Week Proclamation.**

Gregory C. Maxton, Mayor, presented a proclamation honoring Municipal Clerks Week.

5. **Police Week and Peace Officers Memorial Day Proclamation.**

Gregory C. Maxton, Mayor, presented a proclamation honoring Police Week and Peace Officers Memorial Day.

6. **Presentation of a 5-Year Service Award to: Clifford McClendon, Custodian-Maintenance Worker; Eddie Merrill, Police Officer.**

Joanna Merrill, IPMA-SCP, Director of HR and Communications, presented 5-Year Service Awards to Clifford McClendon, Custodian-Maintenance Worker and Eddie Merrill, Police Officer.

**CONSENT AGENDA**

7. **Approval of the April 18, 2024 Regular City Council meeting minutes.**

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

VOTE: 7 - 0; Motion Passed.

**CONSIDERATION/DISCUSSION ITEMS****8. Consideration and possible action approving a resolution authorizing the establishment of a Tree Mitigation Fund and the creation of an Oak Wilt Program.**

MOTION: Made by Council Member Stroup, seconded by Council Member Koerner, to approve a resolution authorizing the establishment of a Tree Mitigation Fund and the creation of an Oak Wilt Program.

VOTE: 7 - 0; Motion Passed.

**9. Consideration and possible action to approve the first reading of an ordinance amending Ordinance 2018-03 by removing the real property ownership requirement in Section 1 Planning and Zoning Commission, Item #3; and providing an effective date.**

MOTION: Made by Council Member Muenchow, seconded by Council Member Koener, to approve the first reading of an ordinance amending Ordinance 2018-03 by removing the real property ownership requirement in Section 1 Planning and Zoning Commission, Item #3; and providing an effective date.

VOTE: 7 - 0; Motion Passed.

**WORKSHOP****10. Traffic Safety Committee.**

Laura Koerner, Council Member Place 4, led a discussion regarding a Traffic Safety Committee. Council agreed to create this committee and Council Member Koerner will work with staff to bring an ordinance to Council at a future meeting.

**REPORTS FROM STAFF AND COMMITTEES****11. Quarterly Financial and Investment Report for the Quarter Ended March 31, 2024**

Summer Fleming, Director of Finance, provided to Council the Quarterly Financial and Investment Report for the Quarter Ended March 31, 2024.

**REQUESTS AND ANNOUNCEMENTS****12. Announcements and reports by Mayor and Council Members.**

Council Member Stroup reminded everyone that Election Day is Saturday, May 4, 2024 and that all Fair Oaks Ranch registered voters can cast their ballot in the Public Safety Training Room of the Police Station from 7:00 AM – 7:00 PM.

**13. Announcements by the City Manager.**

N/A

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

N/A

**CONVENE INTO EXECUTIVE SESSION**

City Council did not convene into closed 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:

- 15. To receive legal advice from Special Counsel and the City Attorney regarding the City's ground water rights.**
- 16. Case No. 22-090-451; Vincent A. Caldarola, MD vs. City of Fair Oaks Ranch, Texas.**
- 17. 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)**

- 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**

N/A

**ADJOURNMENT**

Mayor Maxton adjourned the meeting at 7:14 PM.

ATTEST:

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Gregory C. Maxton, Mayor

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Christina Picioccio, TRMC, City Secretary