



CITY OF FAIR OAKS RANCH
CITY COUNCIL REGULAR MEETING

Thursday, March 07, 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>

MINUTES

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**

There were no citizens to be heard.

PRESENTATIONS

4. **Presentation of a 5-Year Service Award to: Amanda Hinojosa, Police Corporal; Joanna Merrill, Director of Human Resources & Communications.**

Jennifer Hudson, IPMA-CP, HR Generalist, presented a 5-Year Service Award to Amanda Hinojosa, Police Corporal, and Joanna Merrill, Director of Human Resources & Communications.

5. **Recognition of the State Equipment Rodeo Competition Winner: Eloy Contreras, Maintenance Technician.**

Julio Colunga, Assistant Director of Public Works, recognized State Equipment Rodeo Competition Winner, Eloy Contreras, Maintenance Technician.

CONSENT AGENDA

6. **Approval of the February 8, 2024 Special City Council meeting minutes.**

7. **Approval of the February 15, 2024 Regular City Council meeting minutes.**

8. **Approval of a resolution authorizing the execution of a purchase order with Holt Cat for an emergency generator for Water Plant 4, expenditure of the required funds, and execution of all applicable documents by the City Manager.**

9. **Approval of a resolution authorizing the execution of a purchase order with Holt Cat for an emergency generator for Fire Station #3, expenditure of the required funds, and execution of all applicable documents by the City Manager.**

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

VOTE: 7-0; Motion Passed.

CONSIDERATION/DISCUSSION ITEMS

10. **Presentation of the Certificate of Unopposed Candidates and consideration and possible action approving a resolution declaring unopposed candidates in the May 4, 2024 General Election elected to office and to cancel said General Election.**

MOTION: Made by Council Member Rhoden, seconded by Council Member Olvera, to accept the Certificate of Unopposed Candidates and to approve a resolution declaring the unopposed candidates in the May 4, 2024 General Election elected to office and to cancel said General Election.

VOTE: 7-0; Motion Passed.

11. **Consideration and possible action to approve a resolution updating an Interlocal Cooperation Contract (ICC) for the Failure to Appear (FTA) Program with the Texas Department of Public Safety.**

MOTION: Made by Council Member Stroup, seconded by Council Member Olvera, to approve a resolution updating an Interlocal Cooperation Contract for Failure to Appear (FTA) Program with the Texas Department of Public Safety.

VOTE: 7-0; Motion Passed.

WORKSHOP

12. **2024 4th of July Celebration.**

Clayton Hoelscher, Procurement Manager, led a workshop with Council regarding the 4th of July Celebration. Council provided staff direction to hold the event on July 4, 2024 and to plan a fireworks and laser show similar to that of last year's event.

13. **Landscape Watering Management Compliance Policy.**

Carole Vanzant, CPM, Assistant City Manager, presented a proposed policy and led a discussion with Council. She explained the process and phases to promote compliance for residents who are violating the City's landscape watering ordinance.

14. **Roadway General Obligation Bond.**

Grant Watanabe, Director of Public Works and Engineering Services, led a workshop with Council regarding the Roadway General Obligation Bond. The Council provided direction about the projects and expressed interest in seeing updated costs.

REQUESTS AND ANNOUNCEMENTS

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

Council Member Stroup announced that FORHA would be hosting an Easter Egg Scramble on March 23, 2024 and encouraged residents to look for signs with more details.

Mayor Maxton reminded everyone that the Police Department will be hosting "Pictures with Easter Bunny Oakley" on March 16, 2024, from 3:00 PM – 5:00 PM at the Van Raub Old School House. Mayor

Maxton also announced that a Town Hall meeting will be held on April 9, 2024, at 6:30 PM at Spring Creek United Methodist Church to discuss the road projects for the Bond Election being held May 4, 2024. The Mayor also reminded everyone that the Bond Advisory Committee will soon begin a review of Water and Wastewater projects for recommendations to Council about their need, scope, timing, and financing. Residents are welcome to attend. On February 27, 2024, the City hosted a Town Hall meeting regarding the proposed Community Center and Gateway Feature. Surveys have been posted online for those who could not attend, and results will be presented at a future Council meeting and on the City's website. Mayor Maxton reminded residents of rules restricting cutting, removing, or trimming oak trees between February 1 – June 30, 2024, as oak wilt can be more easily spread during this time. The Mayor announced that asphalt work on Post Oak Trail will begin next week and is expected to be completed by the end of March. He also reminded everyone of the Monday, April 8, 2024, total eclipse and urged people to prepare early with protective eyewear.

16. Announcements by the City Manager.

City Manager Scott Huizenga, ICMA-CM, announced that the City is aware that the live stream of tonight's meeting has experienced connectivity problems. The meeting is being recorded and will be placed online by tomorrow, Friday, March 8, 2024. Mr. Huizenga also congratulated the Police Department for being recognized by the Department of Justice for their part in a high-profile conviction in the Christopher Pettit case.

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

None.

CONVENE INTO EXECUTIVE SESSION

City Council convened into closed session at 7:25 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:

18. To receive legal advice from Special Counsel and the City Attorney regarding the City's ground water rights.

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:

19. Case No. 22-090-451; Vincent A. Caldarola, MD vs. City of Fair Oaks Ranch, Texas.

20. 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)

- 21. **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

City Council reconvened into Open Session at 8:11 PM. No action was taken.

ADJOURNMENT

Mayor Maxton adjourned the meeting at 8:12 PM.

ATTEST:

Gregory C. Maxton, Mayor

Christina Picioccio, TRMC, City Secretary