



## CITY OF FAIR OAKS RANCH CITY COUNCIL REGULAR MEETING

Thursday, August 15, 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, Olvera, Koerner, Parker, and Muenchow

Council Absent: Council Member Rhoden

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** – No citizens signed up to be heard.

#### PRESENTATIONS

##### 4. **Building and Code Staff Appreciation Day Proclamation.**

Mayor Gregory C. Maxton presented a proclamation to the Building Codes Department designating September 1, 2024 as National Building and Code Staff Appreciation Day.

##### 5. **Introduction of new hire: Todd Smith, Interim Police Chief.**

Joanna Merrill, IPMA-SCP, Director of Human Resources and Communications, introduced newly appointed Interim Police Chief Todd Smith.

#### CONSENT AGENDA

##### 6. **Approval of the August 1, 2024 Regular City Council meeting minutes.**

##### 7. **Approval of the second reading of an ordinance authorizing the execution of a franchise agreement with Frontier Texas Ventures I, LLC. for Solid Waste Collection and Disposal Services.**

##### 8. **Approval of the second reading of an ordinance amending the City of Fair Oaks Ranch Code of Ordinances Chapter 1 "General Provisions," Article 1.06 "Emergency Management," Division 2 "Emergency Management Program".**

##### 9. **Approval of the second reading of an ordinance amending Ordinance 2015-12 removing no vehicle stopping, standing, or parking on the 28000 block of Chartwell Lane during school zone hours.**

##### 10. **Possible confirmation of the emergency approval and first reading of an ordinance amending Chapter 12 "Traffic and Vehicles," Article 12.01 "General Provisions," Section**

**12.01.003 (1) "Prima Facie Speed Limits," of the City of Fair Oaks Ranch Code of Ordinances by reducing the speed limit on Noble Lark Drive and Kalkallo Drive to 20 miles per hour.**

11. **Possible confirmation of the emergency approval and first reading of an ordinance amending Chapter 12 "Traffic and Vehicles," Article 12.01 "General Provisions," Section 12.01.002 "Ordinances Saved From Repeal," of the City of Fair Oaks Ranch Code of Ordinances by adding stop signs at the intersection of Noble Lark Drive and Kalkallo Drive.**
12. **Approval of Council Member Parker's absence from the August 1, 2024 Regular City Council meeting.**

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

VOTE: 6 - 0; Motion Passed.

#### **CONSIDERATION/DISCUSSION ITEMS**

13. **Consideration and possible action approving a resolution adopting and implementing the City of Fair Oaks Ranch Emergency Operations Plan.**

MOTION: Made by Council Member Koerner, seconded by Council Member Parker, to approve the resolution adopting and implementing the City of Fair Oaks Ranch Emergency Operations Plan.

VOTE: 6 - 0; Motion Passed.

14. **Consideration and possible action approving a resolution for the transition of health benefits providers for medical, dental, vision, life and disability insurance, and FSA and COBRA administration.**

MOTION: Made by Council Member Stroup, seconded by Council Member Olvera, to approve a resolution authorizing the City Manager to execute agreements for the implementation of medical, dental, vision, basic life, and voluntary life insurance, and short-term disability, long-term disability, flexible spending account, and COBRA administration.

VOTE: 6 - 0; Motion Passed.

*Mayor Maxton announced that the Budget Workshop would be considered out of order because it is necessary to complete before the consideration item regarding the budget.*

#### **WORKSHOP**

17. **FY 2024-25 Budget Workshop.**

Summer Fleming Director of Finance led a workshop with City Council regarding the FY 2024-25 Budget.

**CONSIDERATION/DISCUSSION ITEMS**

**15. Consideration and possible action approving a resolution setting the maximum proposed ad valorem tax rate for Fiscal Year 2024-25, setting the Fiscal Year 2024-25 budget and tax rate public hearing, and other matters in connection therewith.**

MOTION: Made by Council Member Parker, seconded by Council Member Muenchow, to approve the resolution setting the maximum proposed ad valorem tax rate for Fiscal Year 2024-25, setting the Fiscal Year 2024-25 Budget and Tax Rate public hearing, and other matters in connection therewith.

VOTE: 6 - 0; Motion Passed as Recorded:  
Mayor Maxton – For; Council Member Stroup – For; Council Member Olvera – For; Council Member Koerner - For; Council Member Parker - For; Council Member Muenchow – For.

**16. Consideration and possible action accepting applications for open positions on Boards, Committees, and Commissions and to set dates for interviews.**

Motion 1

MOTION: Made by Council Member Stroup, seconded by Council Member Olvera, to reappoint incumbents to their respective Board, Committee, or Commissions based on conditions that they are eligible, and set the following dates for possible interviews: September 5 & 16, 2024 at 4:00 PM for new applicants.

VOTE: 6 – 0: Motion Passed.

Motion 2

MOTION: Made by Council Member Stroup, seconded by Council Member Muenchow, to accept the Boards, Committees, and Commissions applications pending eligibility.

AMENDMENT: Immediately following this motion, Council Member Koerner moved to amend the motion by adding the phrase "pending eligibility" after the word "applications." Council Member Olvera seconded the amendment.

VOTE ON AMENDMENT: 6 – 0: Motion Passed.

AMENDMENT:

VOTE ON AMENDED MOTION: 6 – 0: Motion Passed.

MOTION:

**REQUESTS AND ANNOUNCEMENTS****18. Announcements and reports by Mayor and Council Members.**

Council Member Koerner announced that Bexar County & Military Services Organization is holding a workshop for free support and benefits for local veterans at Leon Springs Barbecue on August 23, 2024 from 11:00 AM – 1:00 PM.

Council Member Stroup announced the status of the Boerne Little League game and invited everyone to watch live on ESPN.

**19. Announcements by the City Manager.**

City Manager Scott Huizenga reminded everyone that the intersection at Noble Lark and Dietz Elkhorn Road will reopen on August 16, 2024 at approximately 5:00 PM.

Council Member Parker asked for an update on the Bulk Trash Pickup. Assistant City Manager Carole Vanzant informed everyone that Sector One has been completed and Sector Two is ongoing. She explained that new staff is working on the project and is working well with City staff to ensure that nothing is missed.

**20. 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:

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

23. 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 7:27 PM

ATTEST:

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Gregory C. Maxton, Mayor

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Christina Picioccio, TRMC, City Secretary