



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

Thursday, April 06, 2023 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, and Muenchow

Council Absent: Council Member Parker

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 the Employee of the Quarter Recipient (Q1 - October 2022 through December 2022): Clayton J. Hoelscher, Procurement Manager.
5. Joanna Merrill, IPMS-SCP, Director of Human Resources and Communications, introduced new hires: Keith Ott, Maintenance Technician; Thomas E. Kunkel, Mechanic; Garrett Crawford, Animal Services Officer.

#### **CONSENT AGENDA**

6. **Approval of the March 16, 2023, Regular City Council meeting minutes.**
7. **Approval of a request for an extension of time for consideration and possible action on a Concept Plan request from the applicant Urbanist Inc. on behalf of the property owners Brenda Minahan and Mark Minahan for a proposed multi-unit residential community on approximately 19.8 acres zoned Mixed Use Village District (MU). Generally located north-east of the intersection of Dietz Elkhorn Road & Ralph Fair Road.**

*Council Member Koerner asked to pull item 7 from consent for discussion.*

MOTION: Made by Council Member Muenchow, seconded by Council Member Parker, to approve the Consent Agenda (Item 6).

VOTE: 6-0; Motion Passed.

**REPORTS FROM STAFF AND COMMITTEES**

*Mayor Maxton moved the Semiannual Report item out of order.*

16. Paul Mebane, CIAC Chairperson, provided to Council the Capital Improvements Advisory Committee (CIAC) Semiannual Report.

**CONSIDERATION/DISCUSSION ITEMS**

7. **Approval of a request for an extension of time for consideration and possible action on a Concept Plan request from the applicant Urbanist Inc. on behalf of the property owners Brenda Minahan and Mark Minahan for a proposed multi-unit residential community on approximately 19.8 acres zoned Mixed Use Village District (MU). Generally located north-east of the intersection of Dietz Elkhorn Road & Ralph Fair Road.**

MOTION: Made by Council Member Elizondo, seconded by Council Member Stroup, to approve the extension of time request from the applicant Urbanist Inc. on behalf of the property owners Brenda Minahan and Mark Minahan for a proposed multi-unit residential community on approximately 19.8 acres zoned Mixed Use Village District (MU).

VOTE: 6-0; Motion Passed.

12. **Consideration and possible action on a Concept Plan request from the applicant Urbanist Inc. on behalf of the property owners Brenda Minahan and Mark Minahan for a proposed multi-unit residential community on approximately 19.8 acres zoned Mixed Use Village District (MU). Generally located north-east of the intersection of Dietz Elkhorn Road & Ralph Fair Road.**

No action was necessary due to the extension being granted under agenda item 7.

8. **Consideration and possible action approving a phasing alternative regarding expansion of the existing Wastewater Treatment Plant.**

MOTION: Made by Council Member Bliss, seconded by Council Member Elizondo, to approve the Multi-Phase Alternative regarding expansion of the existing Wastewater Treatment Plant.

VOTE: 6-0; Motion Passed.

9. **Consideration and possible action approving a Resolution designating Frost Bank as a depository of the City of Fair Oaks Ranch for the safekeeping of securities, authorizing individuals to execute safekeeping agreement, and establishing an effective date.**

MOTION: Made by Council Member Elizondo, seconded by Council Member Koerner, to approve a resolution designating Frost Bank as a depository of the City of Fair Oaks Ranch for the safekeeping of securities; authorizing individuals to execute safekeeping agreement; and establishing an effective date.

VOTE: 6-0; Motion Passed.

**10. Consideration and possible action authorizing the City Manager to spend up to a total combined amount of \$90,000 on agreements for on-call Building Inspector and Plan Review Services.**

MOTION: Made by Council Member Elizondo, seconded by Council Member Bliss, to authorize the City Manager to spend up to a total combined amount of \$90,000 on agreements for on-call Building Inspector and Plan Review Services.

VOTE: 6-0; Motion Passed.

**11. Consideration and possible action regarding requirements or expenditures associated with the Local Disaster.**

Mayor Maxton and Assistant City Manager Scott Huizenga provided updates on the status of the project. A contract has been executed and the work has begun in Bexar County. No action was necessary.

**WORKSHOP**

**13. FY 2023-24 Budget Calendar.**

Scott Huizenga, Assistant City Manager, led a workshop regarding the Budget Calendar. The Council expressed interest in holding Special Meetings as well as scheduling them during business hours.

**14. Proposed Amendments to Drought Contingency Plan.**

Kelsey Delgado, Environmental Program Manager, led a workshop regarding proposed amendments to the Drought Contingency Plan. Ms. Delgado will bring ordinances to a future Council meeting for action based on the input.

**15. Discussion and possible action to shape and frame the Q2 Town Hall meeting.**

Mayor Maxton led a workshop with Council to shape and frame the Q2 Town Hall meeting. The meeting will follow the same format as the Transportation Townhall meeting held January 24, 2023. The meeting will begin with a brief presentation from the City, followed by public comments, and will conclude with breakout tables.

**REQUESTS AND ANNOUNCEMENTS**

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

Council Member Stroup wished everyone a Happy Easter.

The Mayor reminded everyone that City Offices would be closed April 7, 2023, in observance of Good Friday. Mayor Maxton also reminded residents of the Townhall meeting to be held on April 18, 2023, at 6:30 PM at Spring Creek United Methodist Church. Lastly, he informed everyone that the Fair Oaks Ranch Police Department is accepting applications for the Junior Police Academy until May 19, 2023. Please contact the Department for more details.

Council Member Koerner urged everyone to wear purple in honor of Military Kids Appreciation Day on April 14, 2023.

**18. Announcements by the City Manager.**

None.

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

None.

**CONVENE INTO EXECUTIVE SESSION**

*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:

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

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

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

**22.** 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 9:32 PM.

ATTEST:

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Gregory C. Maxton, Mayor

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Christina Picioccio, TRMC, City Secretary