



CITY OF FAIR OAKS RANCH
CITY COUNCIL REGULAR MEETING

Thursday, February 01, 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 led by visiting Troop 233 scout members Chris Land, Nihith Penmatsha, Nik Jay, and James Cammack attending the meeting in pursuit of their citizenship merit badge.

CITIZENS and GUEST FORUM

3. Citizens to be heard

Sean Paul Reyes, from Long Island, NY, spoke regarding Chief Tim Moring, and his dissatisfaction with alleged misconduct in the Police Department and the handling of the investigation into those allegations.

Rich Nichols, resident, expressed his satisfaction with the Police Department and their officers and explained that as a member of the Charter Committee, the provision to have any allegations in the Department investigated by an independent investigator was used properly.

PRESENTATIONS

4. In Recognition of recent Promotion(s): Matthew Drexler, Police Corporal; Hayden Griffiths, Police Corporal; Jason Hanley, Police Corporal; Amanda Hinojosa, Police Corporal.

Jennifer Hudson, Human Resources Generalist, recognized the following Police Officers for their promotion to Corporal: Matthew Drexler, Hayden Griffiths, Jason Hanley, and Amanda Hinojosa.

Mayor Maxton announced that Council would go into Executive Session out of agenda order.

CONVENE INTO EXECUTIVE SESSION

City Council convened into closed session at 6:48 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.**

RECONVENE INTO OPEN SESSION

City Council reconvened into Open Session at 7:24 PM. No action was taken.

CONSENT AGENDA

5. **Approval of the December 19, 2023 Special City Council meeting minutes.**
6. **Approval of the January 18, 2024 Regular City Council meeting minutes.**
7. **Approval of Council Member Olvera's absence from the January 18, 2024 Regular City Council meeting.**
8. **Approval of Council Member Muenchow's absence from the January 18, 2024 Regular City Council meeting.**

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

VOTE: 7-0; Motion Passed.

CONSIDERATION/DISCUSSION ITEMS

9. **Consideration and possible action appointing Council Member Olvera to serve as a member on the Branding Committee and Wildlife Education Committee.**

MOTION: Made by Council Member Rhoden, seconded by Council Member Parker, to appoint Council Member Olvera to the Branding Committee and Wildlife Education Committee.

VOTE: 7-0; Motion Passed.

WORKSHOP

10. **2024 City Election.**

Christina Picioccio, TRMC, City Secretary, led a workshop regarding 2024 City Elections and provided details on the General Election to elect Mayor and Council Member, Place 1, as well as information regarding a Special Election to Reauthorize Local Sales & Use Tax for Street Maintenance and a Special Election for the Issuance of General Obligation Bonds for Road Projects. Council scheduled a special meeting on February 8, 2024 at 5:30 PM to order elections.

11. **Roadway General Obligation Bond Workshop.**

Grant Watanabe, P.E., Director of Public Works and Engineering Services, led a workshop regarding General Obligation Bonds for Roadways in the City based on the report from the Bond Advisory Committee. Council agreed to move forward with pursuing a bond election for an amount not to exceed 16 million dollars. A Town Hall meeting will be scheduled to inform the residents. An executive summary as a mailer was suggested by resident, Al Schmidt to reach all residents.

12. Solid Waste Franchise Agreement.

Carole Vanzant, CPM, Assistant City Manager for Community Services, led a workshop with Council regarding the solid waste franchise agreement with Republic Services expiring September 30, 2024. Republic is willing to exercise the second extension renewing for a two-year extension. Ms. Vanzant provided options to Council in preparation for the agreement expiring. Council directed staff to negotiate the renewal with Republic Services.

13. Intersection Analysis for locations near Battle Intense, Hansel Drive, High Eschelon, Venturer Lane, and Keeneland Drive.

Grant Watanabe, P.E., Director of Public Works and Engineering Services, led a workshop with Council regarding Intersection Analysis for locations near Battle Intense, Hansel Drive, High Eschelon, Venturer Lane, and Keeneland Drive. After the results of the study were presented, Council provided staff direction to install a stop sign at Battle Intense changing the intersection from a 3-way stop to a 4-way stop. Council agreed that no stop sign was warranted at the Battle Intense & Keeneland/Venturer Lane intersection but that vegetation should be trimmed back and that the stop bar should be placed further out. A speed limit sign with radar feedback will be considered for the FY 2024-25 budget. Council Member Koerner suggested a Traffic Safety Committee to address similar requests in the future.

Council Member Muenchow left the meeting at 9:34 PM.

REPORTS FROM STAFF AND COMMITTEES**14. State of the City Announcement.**

Casey Parker, Multimedia Communications Officer, led a workshop regarding the upcoming State of the City event on February 7, 2024 at 6:00 PM at the Fair Oaks Ranch Golf & Country Club. Details on how to purchase a ticket to the event were provided.

REQUESTS AND ANNOUNCEMENTS**15. Announcements and reports by Mayor and Council Members.**

Council Member Olvera expressed gratitude to the first responders who acted on a possible active shooter event in Boerne ISD on January 31, 2024

Council Member Koerner expressed gratitude to the Police Department for everything they do in the City.

Council Member Rhoden thanked first responders for this quick response to a house fire in his neighborhood.

Mayor Maxton reminded all of a Town Hall meeting on February 27, 2024 at 6:00 PM in the Sanctuary of Spring Creek United Methodist Church to address a proposed Gateway Feature and Community Center. Mayor Maxton also notified residents that the Post Oak Trail construction project is expected to be completed before April.

SAWS is replacing a wastewater line on the Parkway. Construction will go on through the summer. A lane is established to accommodate traffic.

16. Announcements by the City Manager.

None.

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

Council Member Koerner asked to discuss a possible citizens committee to address traffic safety.

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:

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.**

ADJOURNMENT

Mayor Maxton adjourned the meeting at 9:44 PM.

ATTEST:

Gregory C. Maxton, Mayor

Christina Picioccio, TRMC, City Secretary