



CITY OF FAIR OAKS RANCH CITY COUNCIL REGULAR MEETING

Thursday, April 17, 2025 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 Swarek

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.

Resident Mary Kay Brond asked the City Council to consider a City-level measure requiring registration of landscape companies and the adoption of minimum performance standards. She explained that she has raised this concern with her HOA over the past ten years without resolution.

Resident Kevin Cox spoke in opposition of the proposed gateway monument and described it as financially irresponsible. He further requested that, if approved, a sign be displayed at the site indicating the total cost of the project.

Rachel Dominguez and Miguel Cantu, representing the Executive Board of the Alamo Chapter of Texas Municipal Clerks, presented Deputy City Secretary Amanda Valdez with a plaque and gifts in recognition of her service as Chapter President.

CONSENT AGENDA

Council Member Parker asked to remove Item 8 from the consent agenda for discussion.

Council Member Olvera asked to remove Item 6 from the consent agenda for discussion.

4. Approval of the April 3, 2025 Regular City Council meeting minutes

5. Approval of the second reading of an ordinance amending the City of Fair Oaks Ranch Code of Ordinances, Chapter 3 Building Regulations, Article 3.03 Building Code, Article 3.04 Residential Code, Article 3.05 Energy Code, Article 3.06 Plumbing, Article 3.07 Electricity, Article 3.08 Mechanical Code, Article 3.09 Fuel Gas Code, Article 3.11 Swimming Pools and Spas, and Chapter 5 Fire Prevention and Protection, Article 5.02 Fire Code

6. Approval of a resolution authorizing the execution of an agreement with Perdue Brandon Fielder Collins & Mott, L.L.P. for the collection of delinquent utility accounts and execution of all applicable documents by the City Manager

7. **Approval of the first reading of an ordinance of the City Council of the City of Fair Oaks Ranch, Texas, amending the Fair Oaks Ranch Code of Ordinances Chapter 12 Traffic and Vehicles, Article 12.01 General Provisions, Section 12.01.002 Stop and Yield Signs by establishing a four-way stop intersection at Battle Intense, High Eschelon, and Hansel Drive**
8. **Approval of the first reading of an ordinance of the City Council of the City of Fair Oaks Ranch, Texas, amending the Fair Oaks Ranch Code of Ordinances Chapter 12 Traffic and Vehicles, Article 12.01 General Provisions, Section 12.01.003 Prima Facie Speed Limit by reducing the maximum speed limit on No Le Hache between Fair Oaks Parkway and Dietz Elkhorn to 25 miles per hour**

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

VOTE: 7 - 0; Motion Passed.

CONSIDERATION/DISCUSSION ITEMS

6. **Approval of a resolution authorizing the execution of an agreement with Perdue Brandon Fielder Collins & Mott, L.L.P. for the collection of delinquent utility accounts and execution of all applicable documents by the City Manager**

MOTION: Made by Council Member Olvera, seconded by Council Member Rhoden, to approve a resolution authorizing the execution of an agreement with Perdue Brandon Fielder Collins & Mott, L.L.P. for the collection of delinquent utility accounts and execution of all applicable documents by the City Manager.

VOTE: 7 - 0; Motion Passed.

8. **Approval of the first reading of an ordinance of the City Council of the City of Fair Oaks Ranch, Texas, amending the Fair Oaks Ranch Code of Ordinances Chapter 12 Traffic and Vehicles, Article 12.01 General Provisions, Section 12.01.003 Prima Facie Speed Limit by reducing the maximum speed limit on No Le Hache between Fair Oaks Parkway and Dietz Elkhorn to 25 miles per hour**

MOTION 1: Made by Council Member Swarek, seconded by Council Member Olvera, to approve the first reading of an ordinance amending the City of Fair Oaks Ranch Code of Ordinances, Chapter 12 Traffic and Vehicles, Article 12.01 General Provisions, Section 12.01.003 Prima Facie Speed Limit by reducing the maximum speed limit on No Le Hache between Fair Oaks Parkway and Dietz Elkhorn to 25 miles per hour.

VOTE 1: 3 - 4; Motion Failed.
Council Members Stroup, Rhoden, Koerner, and Parker voted Nay

MOTION 2: Made by Council Member Koerner, seconded by Council Member Stroup, to refer this item back to the Transportation Safety Advisory Committee.

VOTE 2: 6 - 1; Motion Passed.
Council Member Olvera voted Nay

Meeting Recess due to live stream technical issues: 7:13 PM

Meeting Resumed: 7:30 PM

9. Consideration and possible action approving a resolution authorizing execution of a Chapter 377 project funding agreement with the Fair Oaks Ranch Municipal Development District, and execution of all applicable documents by the City Manager

MOTION: Made by Council Member Stroup, seconded by Council Member Parker, to approve a resolution authorizing execution of a Chapter 377 project funding agreement with the Fair Oaks Ranch Municipal Development District for the construction of a gateway monument.

VOTE: 7 - 0; Motion Passed.

10. Approval of a resolution authorizing the execution of an agreement with AAA Time Saver Services for the construction of a gateway feature monument

MOTION: Made by Council Member Rhoden, seconded by Council Member Olvera, to approve a resolution authorizing the City Manager to execute an agreement with AAA Time Saver Services for the construction of a gateway feature monument in an amount not to exceed \$199,840.00.

VOTE: 7 - 0; Motion Passed.

11. Consideration and possible action approving an amendment to the Municipal Development District Budget for the fiscal year beginning October 1, 2024, and ending September 30, 2025

MOTION: Made by Council Member Olvera, seconded by Council Member Swarek, to approve an amendment to the Municipal Development District budget for the fiscal year beginning October 1, 2024, and ending September 30, 2025.

VOTE: 7 - 0; Motion Passed.

12. Consideration and possible action approving the first reading of an ordinance amending the budget for the fiscal year beginning October 1, 2024, and ending September 30, 2025

MOTION: Made by Council Member Swarek, seconded by Council Member Parker, to approve the first reading of an ordinance amending the budget for the fiscal year beginning October 1, 2024, and ending September 30, 2025.

VOTE: 7 - 0; Motion Passed.

13. Consideration and possible action approving a resolution adopting the proposed benchmark organizations for the FY 2024-25 Compensation and Benefits Study

MOTION: Made by Council Member Rhoden, seconded by Council Member Stroup, to approve a resolution adopting the proposed benchmark target recommendations as presented for the FY 2024-25 Comprehensive Compensation and Benefits Study and future market comparisons.

VOTE: 7 - 0; Motion Passed.

14. Consideration and possible action approving a resolution amending the City of Fair Oaks Ranch's Personnel Policies

MOTION: Made by Council Member Koerner, seconded by Council Member Rhoden, to approve a resolution amending the City of Fair Oaks Ranch's Personnel Policies as proposed, with the additional change to Section 8.09.02 to increase employee voting leave from one hour to two hours.

VOTE: 7 - 0; Motion Passed.

15. Consideration and possible action to approve the first reading of an ordinance of the City Council of the City of Fair Oaks Ranch, Texas, amending Chapter 1 General Provisions, Article 1.08 Boards, Commissions, and Committees, Section 1.08.001 Municipal Development District Board of Directors of the City of Fair Oaks Ranch Code of Ordinances

MOTION: Made by Council Member Stroup, seconded by Council Member Koerner, to approve the first reading of an ordinance amending the City of Fair Oaks Ranch Code of Ordinances, Chapter 1 General Provisions, Article 1.08 Boards, Commissions, and Committees, Section 1.08.001 Municipal Development District Board of Directors.

VOTE: 7 - 0; Motion Passed.

WORKSHOP**16. FY 2025-26 Strategic Action Plan**

Jim Williams, Assistant City Manager, led a workshop with the Council outlining the plan and proposed changes from staff. Council Member Koerner suggested holding a work session to develop a new Strategic Plan, similar to the one conducted during the previous review, in which Council and staff spent a full day working on the plan at an offsite location.

REQUESTS AND ANNOUNCEMENTS**17. Announcements and reports by Mayor and Council Members.**

Council Member Rhoden invited residents to visit Spotted Deer on April 26, 2025, from 10:00 AM to 11:30 AM to discuss City-related matters with him.

Council Member Stroup reminded everyone that Early Voting in the City's general election begins next week. Mayor Maxton expanded on the election by detailing that Election Day is Saturday, May 3, 2025. Early voting takes place from April 22-29, 2025. During Early Voting, all registered Fair Oaks residents can vote in the Public Safety Training Room of the Police Station or the Kendall County Courthouse Annex. On Election Day Fair Oaks all registered residents can vote in the Public Safety Training Room of the Police Station or Boerne City Hall.

The Mayor also reminded everyone that City Hall will be closed Friday, April 18, 2025 in observance of Good Friday. Mayor Maxton also announced that National Volunteer Recognition Week is April 20-26, 2025 and explained how the City was founded by volunteers and still relies on volunteers to serve on Council and other Committees, Commissions and Boards. He asked that everyone recognize those individuals for the impact they make on our community. Lastly, Mayor Maxton asked for recognition of the City's Administrative Professionals during National Administrative

Professional Day on April 23, 2025. He encourages everyone to recognize Kimberly Corbin, Audra Duran, Brianna Lopez, Yvonne Medina, Jennifer Koontz, Rachel Brown, and Amanda Wade for the exceptional service they provide to residents of our City.

18. Announcements by the City Manager.

N/A

19. 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:

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

21. 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.

RECONVENE INTO OPEN SESSION

N/A

ADJOURNMENT

Mayor Maxton adjourned the meeting at 8:51 PM.

ATTEST:

Gregory C. Maxton, Mayor

Christina Picioccio, TRMC, City Secretary