

CITY OF FAIR OAKS RANCH
CITY COUNCIL REGULAR MEETING

Thursday, May 20, 2021 at 6:30 PM
City Hall Council Chambers - 7286 Dietz Elkhorn, Fair Oaks Ranch

MINUTES

OPEN MEETING

Council Present: Mayor Maxton and Mayor Pro Tem Elizondo

Council Members: Stroup, Koerner, Parker, and Muenchow

Council Absent: Council Member Hartpence

With a quorum present, the meeting was called to order at 6:30 PM with Mayor Maxton serving as the presiding officer.

The Pledge of Allegiance was led by former Mayor Manitzas

PRESENTATIONS

2. Former Mayor Manitzas swore in the newly elected officials: Gregory Maxton, Mayor; Emily Stroup, Council Member Place 1; Scott Parker, Council Member Place 5; and Chesley Muenchow, Council Member Place 6.

CITIZENS and GUEST FORUM

1. Citizens to be heard.

The City Secretary read the following letters into the record:

Snehal Patel sent the letter intending it to be read at the May 19, 2021 Special Council Workshop and asked that it still be read at this meeting. Former Council Member Patel wrote that she was pleased to see that high-level goals including her suggestion to reduce the M&O rate were included in the materials for the budget workshop. She asked that the surplus be returned to the people and applauded staff for presenting these options to the Council.

Debra Doyle asked the Council to explore alternate options for in-person attendance for Council meetings like ZOOM or live streaming to accommodate citizens unable to attend in person.

Sharon Brimhall wrote to ask for alternate manners for citizen participation in Council meetings. Ms. Brimhall asked for ZOOM meetings and having the audio posted the following day. Additionally, Ms. Brimhall stated that the Special Election should be held at City Hall to promote consistency and avoid the time it takes for election workers to check in at Van Raub.

In person speakers:

Christine Graham asked Council to consider ZOOM meetings again because they are better heard and understood due to the audio in the Chambers being less than favorable. The screen sharing was helpful to residents following along. She urged Council to continue streaming on ZOOM so that citizens could continue to be engaged in the democratic process as many residents are not yet comfortable leaving their homes due to COVID

PRESENTATIONS

3. The Citizen's Code of Conduct Advisory Committee (CCCAC) Chairperson Joe duMenil updated Council on the progress achieved by the CCCAC committee thus far.

CONSENT AGENDA

4. **Approval of the May 6, 2021 Regular City Council meeting minutes.**
5. **Approval of the May 11, 2021 Special City Council meeting minutes.**
6. **Approval of the Tree Preservation Plan for Front Gate Unit 7.**
7. **Approval of a Resolution ordering a Special Election to be held July 31, 2021 for the election of Council Member Place 3.**

Council Member Koerner requested that Item 7 be removed from the Consent Agenda for discussion.

MOTION: Made by Mayor Pro Tem Elizondo, seconded by Council Member Parker, to approve the Consent Agenda items 4, 5, and 6.

VOTE: 6-0; Motion Passed.

CONSIDERATION/DISCUSSION ITEMS

7. **Approval of a Resolution ordering a Special Election to be held July 31, 2021 for the election of Council Member Place 3.**

Christina Picioccio, City Secretary, answered questions from Council regarding the Special Election.

MOTION: Made by Mayor Pro Tem Elizondo, seconded by Council Member Koerner, to approve a Resolution ordering a Special Election to be held July 31, 2021 for the election of Council Member Place 3.

VOTE: 6-0; Motion Passed.

8. **Consideration and possible action electing a Council Member to serve as Mayor Pro-Tem at the first regular City Council meeting following each regular city election.**

MOTION: Made by Mayor Pro Tem Elizondo, seconded by Council Member Stroup, to elect Laura Koerner as Mayor Pro Tem.

VOTE: 6-0; Motion Passed.

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:

9. To receive legal advice and to receive and deliberate an offer of settlement for claims made on behalf of a real property owner against the City's operation of well K-2.
10. Cause No. 2018-CI-00202; the City of Fair Oaks Ranch, Texas vs. Edward I. Hill, Robert E. Heckendorn, Craig M. Luitjen, Roger Fuentes, Wesley A. Pieper, Esther W. Hicks, William A. McDowell, Yolanda D. Ayala, PG Pfeiffer Ranches LLC, Maureen Pfeiffer Stevenson Family Trust.
11. To receive legal advice from Special Counsel and the City Attorney regarding the City's ground water rights.


RECONVENE INTO OPEN SESSION

N/A

ADJOURNMENT

Mayor Maxton adjourned the meeting at 7:12 PM

ATTEST:


Christina Picioccio, City Secretary


Gregory C. Maxton, Mayor