

**CITY OF FAIR OAKS RANCH
CITY COUNCIL MEETING MINUTES
February 20, 2020
7286 Dietz Elkhorn
Fair Oaks Ranch, TX 78015**

I. OPEN MEETING

A. Roll Call – Declaration of a Quorum

Present: Mayor Manitzas and Mayor Pro Tem Elizondo
Council Members: Hartpence, Havard, Koerner, Maxton, and Patel

With a quorum present, the City Council meeting was called to order at 6:30 PM.

B. The Pledge of Allegiance was led by Mr. Robert Wilson "R.W." Pratt.

II. CITIZENS and GUEST FORUM / PRESENTATIONS

A. There were no citizens to be heard.

B. Mayor Manitzas read a Proclamation honoring the life of former City Mayor, Dan Kasprovicz.

C. Mayor Manitzas read a Proclamation honoring the 70th Wedding Anniversary of Robert Wilson "R.W." and Fran Pratt.

D. The City Manager, Tobin Maples and Consultant, Holly Sanchez of Studio S Architekts presented Council with an updated concept of renovating the former police building to create a Civic Center inclusive of Council Chambers, meeting rooms and kitchen. The new concept also includes renovation of current council chamber into office space. The City Manager recommended proceeding using the Construction Manager At-Risk versus Traditional Design/Bid/Build as the delivery method. There was a general consensus amongst council to move forward with this plan.

III. CONSENT AGENDA

A. **Approval of February 6, 2020 Regular City Council Meeting Minutes.**

B. **Approval of the second reading of an Ordinance granting a transmission and distribution electric utility franchise to Pedernales Electric Cooperative, Inc. (PEC).**

C. **Approval authorizing the City Manager to sign an Agreement with Strategic Government Resources (SGR) for Executive Recruitment Services for the position of Chief of Police.**

D. **Approval of the final plat that establishes Front Gate Unit 5.**

The Mayor presented the Consent Agenda and with no discussion the Consent Agenda was approved by unanimous consent.

IV. PUBLIC HEARING

A. The City Council conducted a Public Hearing to receive public testimony on the proposed amendments to the Water and Wastewater Impact Fees, Land Use Assumptions and Capital Improvements Plan.

1. Mayor Manitzas opened the Public Hearing at 7:15 PM and provided opening comments.

2. Ron Emmons, P.E., Director of Public Works and Consultant, Jessica Vassar of Freese & Nichols provided a presentation on the proposed updates to the Water and Wastewater Impact Fees.
3. The City Council received citizen testimony for/against the Proposed Budget and Tax Rate:
 - a. Mr. Tim Corley, resident, asked if the presentation would be made available on the city website.
4. The Mayor closed the Public Hearing at 7:25 PM.
5. There was no discussion between Council and staff.

V. CONSIDERATION/DISCUSSION ITEMS

A. Consideration and possible action approving the first reading of an Ordinance amending the Water and Wastewater Impact Fees, Division 2 and 3 Land Use Assumptions Plan, and Water and Wastewater Improvements Plan.

MOTION: Made by Council Member Patel, seconded by Mayor Pro Tem Elizondo to approve the first reading of the Ordinance that updates the Impact Fees.

VOTE: 7-0; Motion Passed.

Mayor Manitzas presented Item V C prior to Item V B.

C. Consideration and possible action approving an agreement with Ortiz Game Management and Wildlife Development for feral hog trapping and removal services in the City of Fair Oaks Ranch and authorizing the City Manager to sign said Agreement.

Council Member Havard left the meeting.

MOTION: Made by Mayor Pro Tem Elizondo, seconded by Council Member Maxton to approve an agreement with Ortiz Game Management and Wildlife Development for feral hog trapping and removal services in the City of Fair

VOTE: 6-0; Motion Passed. Council Member Havard was not present for the motion or vote.

Council Member Havard returned to the meeting.

B. Consideration and possible action accepting private monetary donations for the City's feral hog removal project.

MOTION: Made by Council Member Havard, seconded by Council Member Hartpence to accept private monetary donations for the purpose of supplementing the City's feral hog removal project.

VOTE: 7-0; Motion Passed.

D. Discussion regarding the structure of a Stormwater Utility.

Kimley Horn Consultant Steve Galloway reviewed the results of the City's evaluation of creating a utility structure based on three evaluation methods: area, rational and impervious. A description of each method was detailed and comparisons reviewed on 11 distinctly different properties in the City. The impervious method was recommended based on the analysis of the results. Staff received general consensus to proceed and will update Council throughout the process. A Town Hall

"Stormwater Utility 101" is scheduled at 6:30 PM, February 25, 2020 at the Cibolo Creek Community Church.

E. Discussion regarding Boards and Commission appointments

City Secretary, Christina Picioccio provided Council with a summary of the results of the review of the appointment process for members of various city boards and commissions. Council Member Koerner led the discussion. Staff was given the following direction: to move forward with a common application form that will be posted on the city website (applications will be accepted year round), to interview applicants for open positions (process will be tailored based on board or commission), to post summary of board/committee on city website, to inquire about interest in current board/commission members in maintaining their seats, to advertise open positions, to provide for consistency amongst boards and commission and report back to Council, and to move forward with seeking applicants for the vacant MDD seat.

V. REPORTS FROM STAFF/COMMITTEES/COUNCIL

A. Police Chief, Tim Moring, provided the annual Police Department report.

VI. CONVENE INTO EXECUTIVE SESSION

City Council did not convene into Executive Session regarding:

- A. 551.071 (Consultation with Attorney) - 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.
- B. 551.071 (Consultation with Attorney) - to receive legal advice regarding claims made on behalf of a real property owner against the City's operation of the K-3 Trinity Glen Rose Water Well.
- C. 551.071 (Consultation with Attorney) - to receive legal advice from Special Counsel and the City Attorney regarding the City's ground water rights.

VII. RECONVENE INTO OPEN SESSION

N/A.

VIII. ADJOURNMENT


Council Member Koerner requested a TxDot Stakeholder Meeting Update.

Mayor Manitzas adjourned the meeting at 9:38 PM.



Garry Manitzas, Mayor

ATTEST:



Christina Picioccio, City Secretary