



CITY OF FAIR OAKS RANCH
CITY COUNCIL REGULAR MEETING

Thursday, April 15, 2021 at 6:30 PM
Via Zoom Videoconference

MINUTES

OPEN MEETING

Council Present: Mayor Manitzas and Mayor Pro Tem Elizondo

Council Members: Havard, Hartpence, Koerner, Patel, and Maxton

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

The pledge of allegiance was led by Council Member Koerner.

CITIZENS and GUEST FORUM

1. There were no citizens to be heard.

PRESENTATIONS

2. Joanna Merrill, Director of Human Resources and Communications recognized Employees of the Year for 2020, Steven J. Fried, Water Supervisor and Brian R. Le Jeune, IT Manager.

CONSENT AGENDA

3. **Approval of the April 1, 2021 Regular City Council meeting minutes.**
4. **Approval of the second reading of an Ordinance allowing for landscape irrigation systems for leak appeal consideration and for ratifying the temporary waiving of plumbing permit requirements for repairs resulting from the February 2021 winter storm.**
5. **Consideration and possible action recommending the approval of a Preliminary Plat request from SA Front Gate, LLC for Front Gate Unit 7 proposing 20 single-family residential lots, generally located on the south side of Van Raub Elementary School and north of Fair Oaks Parkway, City of Fair Oaks Ranch, Texas.**

MOTION: Made by Council Member Maxton, seconded by Mayor Pro Tem Elizondo, to approve the Consent Agenda.

VOTE: 7-0; Motion Passed

CONSIDERATION/DISCUSSION ITEMS

Mayor Pro Tem Elizondo asked to have item 12 moved up to the beginning of the Consideration Section.

12. **Consideration and possible action to accept a Kendall County Citizen's Law Enforcement Academy Alumni Association (KCCLEAAA) Grant to FORPD.**

MOTION: Made by Council Member Koerner, seconded by Council Member Maxton, to accept the grant from the Kendall County Citizens Law Enforcement Academy Alumni Association in the amount of actual expenses, not to exceed \$3,500, to the Police Department for the purpose of five Officers attending the 2021 Women of Law Enforcement Conference.

VOTE: 7-0; Motion Passed

6. Consideration and possible action authorizing the City Manager to develop a Strategic Action Plan for the Dietz Elkhorn Road Corridor.

MOTION: Made by Council Member Patel, seconded by Council Member Koerner, to authorize the City Manager to engage our General Engineering Consultant to develop a Strategic Action Plan for the Dietz Elkhorn Rd Corridor based on the direction provided by City Council today.

VOTE: 7-0; Motion Passed

7. Consideration and possible action approving the first reading of an Ordinance amending the City's Code of Ordinances, Chapter 13, Article 13.06 Water Conservation Plan.

MOTION: Made by Council Member Patel, seconded by Mayor Pro Tem Elizondo, to approve the First Reading of an Ordinance amending the City's Code of Ordinances, Chapter 13, Article 13.06 relative to water conservation.

VOTE: 7-0; Motion Passed

8. Consideration and possible action approving a Resolution authorizing the City Manager to submit an application for and to accept Federal Funds from the Federal Emergency Management Agency related to DR-4586.

MOTION: Made by Mayor Pro Tem Elizondo, seconded by Council Member Maxton, to approve a Resolution authorizing the submission of a grant application for and acceptance of the payment for Federal Emergency Management Agency Funds related to disaster declaration DR-4586, and authorizing the City Manager to execute documents and take actions to facilitate such acceptance.

VOTE: 6-1; Motion Passed. Council Member Hartpence voted nay.

9. Consideration and possible action approving a Resolution authorizing the City to submit a grant application and accept payment of Federal Funds related to the American Rescue Plan Act of 2021.

MOTION: Made by Council Member Patel, seconded by Council Member Hartpence, to approve a Resolution authorizing the submission of a grant application for and acceptance of the payment for Federal Funds related to the American Rescue Plan Act of 2021, and authorizing the City Manager to execute documents and take actions to facilitate such acceptance.

VOTE: 6-1; Motion Passed. Council Member Hartpence voted nay.

10. Consideration and possible action authorizing the City Manager to sign a Professional Service Agreement with Matrix Consulting Group for a Police Standards of Cover and Utilization Study.

MOTION: Made by Mayor Pro Tem Elizondo, seconded by Council Member Koerner, to authorize the City Manager to sign a Professional Services Agreement for the Police Utilization Study with Matrix Consultants at a not to exceed cost of \$39,500.00, utilizing \$14,500 from the current years' surplus to fund the budget overage.

VOTE: 5-2; Motion Passed. Council Members Hartpence and Patel voted nay. Council Member Patel requested that the minutes note she wanted a spending cap of \$25,000 as proposed in the budget.

11. Consideration and possible action authorizing the City Manager to sign a Professional Service Agreement with Emergency Services Consulting International for a Fire and EMS Standards of Cover and Utilization Study.

MOTION: Made by Council Member Koerner, seconded by Council Member Patel, to authorize the City Manager to sign a Professional Services Agreement for the Fire and EMS Study with Emergency Services Consulting International at a not to exceed cost of \$49,960.00.

VOTE: 6-1; Motion Passed. Council Member Hartpence voted nay.

13. Consideration and possible action to adopt Phase 1 branding deliverables for the City of Fair Oaks Ranch's Municipal Offices.

MOTION: Made by Mayor Pro Tem Elizondo, seconded by Council Member Patel, to authorize the City Council to adopt the proposed Phase 1 deliverables regarding core values, mission statement, and vision statement.

VOTE: 6-1; Motion Passed. Council Member Hartpence voted nay.

REPORTS FROM STAFF/COMMITTEES/COUNCIL

14. Leon Springs Volunteer Fire Department Recognition.

Council Member Koerner relayed to Council that at a meeting of the Bexar County ESD 4 Board meeting, the City was honored during a recognition ceremony with Leon Springs Volunteer Fire Department for supporting the public water event during the winter storm. The City was presented a plaque and was displayed on camera by City Manager Tobin Maples.

15. Fire Services Contract.

City Manager, Tobin Maples, provided an update on the negotiation of a short-term contract with ESD 4 to maintain the same level of service we received from the Leon Springs Volunteer Fire Department until the Standards of Cover and Utilization Study can be completed.

16. Upcoming Budget Process and Budget Calendar

Sarah Buckelew, Finance Director, reviewed the budget calendar and asked Council to work with the City Secretary to coordinate the dates for the portion of the budget process that involves Council participation.

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:

17. 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.
18. 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.
19. To receive legal advice from Special Counsel and the City Attorney regarding the City's ground water rights.
20. Update on the pending police Administrative Hearing for a Report of Separation regarding former officer Richard Davila, and other matters in connection therewith.

RECONVENE INTO OPEN SESSION

N/A

ADJOURNMENT

Mayor Manitzas adjourned the meeting at 9:36 PM.

ATTEST:


Christina Picioccio, City Secretary


Garry Manitzas, Mayor