



**CITY OF FAIR OAKS RANCH**  
**CITY COUNCIL REGULAR MEETING**

Thursday, October 07, 2021 at 6:30 PM  
City Hall Council Chambers, 7286 Dietz Elkhorn, Fair Oaks Ranch

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**AGENDA**

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**OPEN MEETING**

1. Roll Call - Declaration of a Quorum
2. Pledge of Allegiance

**CITIZENS and GUEST FORUM**

*To address the Council, please sign the Attendance Roster located on the table at the entrance of the Council Chambers. In accordance with the Open Meetings Act, Council may not discuss or take action on any item which has not been posted on the agenda. Speakers shall limit their comments to five (5) minutes each.*

3. Citizens to be heard.

**PRESENTATIONS**

4. Recognition of Employee of the Quarter to William D. Poole, Water/Wastewater Operator II.

Joanna Merrill, IPMA-SCP, Director of Human Resources & Communications

5. Capital Improvements Advisory Committee Semi-Annual Report.

John Merritt, Recent CIAC Chair

6. Presentation by Kendall County Citizens Law Enforcement Academy Alumni Association to Fair Oak Ranch Police Department for women of law enforcement training funds.

Kendall County Citizens Law Enforcement Academy Alumni Association Representatives

**CONSENT AGENDA**

*All of the following items are considered to be routine by the City Council, there will be no separate discussion on these items and will be enacted with one motion. Items may be removed by any Council Member by making such request prior to a motion and vote.*

7. Approval of the September 16, 2021 Regular City Council meeting minutes.

Christina Picioccio, City Secretary

8. Approval of the September 27, 2021 Special City Council meeting minutes.

Christina Picioccio, City Secretary

9. Approval of a Resolution appointing the CIAC Chair and Vice Chair and reaffirming the appointment of Council Member Stroup as the Council Liaison.

John Merritt, Recent CIAC Chair

10. Approval of an Interlocal Agreement for Animal Control Services and to authorize the City Manager to execute the agreement.

Tim Moring, Police Chief

### **CONSIDERATION/DISCUSSION ITEMS**

11. Consideration and possible action regarding the Utility Rate Study, to include financial plan findings, pricing objectives, and rate design considerations.

Grant Watanabe, P.E., Public Works Director

Angie Flores, Senior Manager, Raftelis

12. Consideration and possible action approving the second reading of an Ordinance amending the Code of Ordinances, Chapter 1, General Provisions, Article 1.05 Records Management.

Christina Picioccio, City Secretary

13. Consideration and possible action authorizing the City Manager to execute a contract with Audio Visual Aids to purchase equipment for live streaming public meetings.

Joanna Merrill, IPMA-SCP, Director of Human Resources & Communications

14. Discussion regarding potential amendments to the City Council Rules of Procedure.

Christina Picioccio, City Secretary

15. Discussion and possible action to create a committee to develop a definition and set of performance standards for transparency.

Roy Elizondo, Council Member Place 2

16. Discussion and possible action regarding roadway and public safety concerns.

Michelle Bliss, Council Member, Place3

Tim Moring, Chief of Police

17. Consideration and possible action to create a committee to determine if Utility Vehicles (UTV's) should be authorized on certain roadways within the City and to appoint individuals to serve on said committee.

Chesley Muenchow, Council Member, Place 6

Scott Parker, Council Member, Place 5

### **REQUESTS AND ANNOUNCEMENTS**

18. Announcements and reports by Mayor and Council Members.

19. Announcements by the City Manager.

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

**CONVENE INTO EXECUTIVE SESSION**

*Pursuant to Section 551.101 of the Open Meetings Act, Texas Gov't Code, a quorum of the governing body hereby convenes into closed session:*

**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:

21. To receive legal advice from Special Counsel and the City Attorney regarding the City's ground water rights.
22. 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.
23. Consultation with City's attorney regarding pending or contemplated litigation or a settlement offer related to opioid litigation by the State of Texas on behalf of the City of Fair Oaks Ranch and other entities against opioid manufacturer Johnson & Johnson and certain distributors of opioid drugs.

**RECONVENE INTO OPEN SESSION**

*Discussion and possible action on items discussed in Executive Session.*

24. Consider a Resolution supporting the adoption of the Texas term sheet approving the allocation of any and all opioid settlement funds.

**ADJOURNMENT**

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**Signature of Agenda Approval:** s/Tobin E. Maples

Tobin E. Maples, City Manager

I, Christina Picioccio, City Secretary, certify that the above Notice of Meeting was posted on the outside bulletin board at the Fair Oaks Ranch City Hall, 7286 Dietz Elkhorn, Fair Oaks Ranch, Texas, and on the city's website [www.fairoaksranchtx.org](http://www.fairoaksranchtx.org), both places being convenient and readily accessible to the general public at all times.

As per Texas Government Code 551.045, said Notice was posted by 6:30 PM, October 4, 2021 and remained so posted continuously for at least 72 hours before said meeting was convened.

The Fair Oaks Ranch City Hall is wheelchair accessible at the side entrance of the building from the parking lot. Requests for special services must be received forty-eight (48) hours prior to the meeting time by calling the City Secretary's office at (210) 698-0900. Braille is not available. The City Council reserves the right to convene into Executive Session at any time regarding an issue on the agenda for which it is legally permissible; pursuant to Texas Government Code Chapter 551. Section 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.087 (Economic Development).