

**CITY OF FAIR OAKS RANCH
CITY COUNCIL TELECONFERENCE MEETING MINUTES
May 21, 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: Havard, Hartpence, Koerner, Patel and Maxton.

With a quorum present, the City Council meeting was called to order at 6:33 PM.

II. CITIZENS and GUEST FORUM / PRESENTATIONS

- A. There were no citizens to be heard.
- B. Matthew Garrett, of NewGen Strategies & Solutions, provided to Council a Stormwater Utility Cost of Service Presentation.
- C. Andrew Friedman of Samco Capital provided to Council a presentation on Types of Municipal Debt.

III. CONSENT AGENDA

A. Approval of the May 7, 2020 Regular City Council teleconference minutes.

The Mayor presented the Consent Agenda and with no discussion the Consent Agenda was approved by unanimous consent; 7-0

IV. CONSIDERATION/DISCUSSION ITEMS

A. Consideration and possible action modifying and extending a declaration of local disaster; establishing rules and regulations for the duration of the disaster; and restricting certain activities.

MOTION: Made by Mayor Pro Tem Elizondo, seconded by Council Member Patel to approve an Ordinance extending the Declaration of Local Disaster to June 4, 2020.

VOTE: 7-0; Motion passed.

B. Consideration and possible action approving the first reading of an Ordinance amending the Comprehensive Plan to change the land use classification from Neighborhood Residential (NR) to existing Residential (R1) of approximately 22.60 acres generally located along the east side of Ralph Fair Road at the southeast corner of Ralph Fair Road and the Fair Oaks Parkway/Arbor Falls intersection. Generally known as the Arbors Development.

MOTION: Made by Council Member Patel, seconded by Council Member Koerner to approve the ordinance changing the land use classification from Neighborhood Residential (NR) to existing Residential (R1) of approximately 22.60 acres generally located along the east side of Ralph Fair Road at the southeast corner of Ralph Fair Road and the Fair Oaks Parkway/Arbor Falls intersection. Generally known as the Arbors Development.

VOTE: 7-0; Motion passed.

C. Consideration and possible action approving the first reading of an ordinance to change zoning classification from Neighborhood Residential (NR) to Existing Residential 1 (R1) for approximately 22.60 acres generally located along the east side of Ralph Fair Road at the southeast corner of Ralph Fair Road and the Fair Oaks Parkway/Arbor Falls intersection. Generally known as the Arbors Development.

MOTION: Made by Council Member Patel, seconded by Council Member Maxton to approve the ordinance amending the official zoning map by zoning approximately 22.60 acres generally located along the east side of Ralph Fair Road at the southeast corner of Ralph Fair Road and the Fair Oaks Parkway/Arbor Falls intersection, generally known as The Arbors Development, from Neighborhood Residential (NR) to Existing Residential 1 (R1).

VOTE: 7-0; Motion passed.

D. Consideration and possible action approving the preliminary plat that establishes the Arbors at Fair Oaks Ranch Unit 2.

MOTION: Made by Council Member Koerner, seconded by Council Member Hartpence to approve the applicant's request to extend the 30-day period to act on this preliminary plat that establishes Arbors at Fair Oaks Ranch Unit 2.

VOTE: 7-0; Motion passed.

E. Consideration and possible action approving the preliminary plat establishing Setterfeld Estates Unit 3A.

MOTION: Made by Council Member Patel, seconded by Mayor Pro Tem Elizondo, to approve the applicant's request to extend the 30-day period to act on this preliminary plat that establishes Setterfeld Estates Unit 3A.

VOTE: 7-0; Motion passed.

F. Consideration and possible action approving the final plat that establishes Elkhorn Ridge Unit 5.

MOTION: Made by Council Member Maxton, seconded by Council Member Hartpence, to approve the final plat that establishes Elkhorn Ridge Unit 5.

VOTE: 7-0; Motion passed.

G. Consideration and possible action approving an Ordinance amending the Fiscal Year 2019-2020 budget reallocating monies for the purchase of an emergency generator for the City Police Station and Emergency Operation Center.

MOTION: Made by Mayor Pro Tem Elizondo, seconded by Council Member Koerner, to approve the Ordinance amending the budget to transfer \$28,000 from the Equipment Replacement Fund to the General Fund to be used for the purchase of the Emergency Generator for the City Police Station and Emergency Operation Center.

VOTE: 7-0; Motion passed.

H. Consideration and possible action awarding the bid of the emergency generator for the Police Building and Emergency Operation Center and authorizing the City Manager to sign the agreement.

MOTION: Made by Council Member Maxton, seconded by Mayor Pro Tem Elizondo, to accept the bid furnished by Master Electrical Services, Ltd. In the amount of \$110,722.00 with a 10% contingency in the amount of \$11,072.20 for a value not to exceed \$121,794.20 and authorize the City Manager to sign the construction agreement.

VOTE: 7-0; Motion passed.

V. REPORTS FROM STAFF/COMMITTEES/COUNCIL

A. None

VI. CONVENE INTO EXECUTIVE SESSION

Pursuant to Section 551.101 of the Open Meetings Act, Texas Gov't Code, a quorum of the governing body convened into Executive Session at 8:58 PM regarding:

A. 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:

1. Claims made on behalf of a real property owner against the City's operation of the K-3 Trinity Glen Rose Water Well.
2. To receive legal advice from Special Counsel and the City Attorney regarding the City's ground water rights.
3. 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.

B. 551.074 (Personnel Matters) – to discuss the hiring of a Chief of Police.

City Council did not convene into Executive Session regarding:

- A. 4. Cause No. 2018-CI-00202; the City of Fair Oaks Ranch, Texas vs. Edward I. Hill, Robert E. Heckendorn, Craig M. Kuitjen, Roger Fuentes, Wesley A. Pieper, Esther W. Hicks, William A. McDowell, Yolanda D. Ayala, PG Pfeiffer Ranches LLC, Maureen Pfeiffer Stevenson Family Trust.

VII. RECONVENE INTO OPEN SESSION

The Mayor reconvened into open session at 10:20 PM.

A roll call reestablishing a quorum was taken:

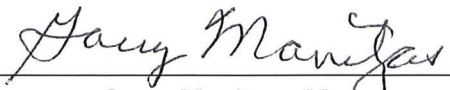
Present: Mayor Manitzas and Mayor Pro Tem Elizondo

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

No action was taken.

VIII. ADJOURNMENT

Mayor Manitzas adjourned the meeting at 10:21 PM.


Garry Manitzas, Mayor

ATTEST:


Christina Picioccio, City Secretary