



**CITY OF FAIR OAKS RANCH
AGENDA – CITY COUNCIL SPECIAL MEETING**

April 22, 2019, 4:30 PM
City Hall Council Chambers
7286 Dietz Elkhorn, Fair Oaks Ranch

I. OPEN MEETING

- A. Roll Call – Declaration of a Quorum.
- B. Pledge of Allegiance.

II. 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 for the following matter:

- A. 551.074 (Personnel Matters of the Open Meetings Act) - to interview candidates, individually, for board member vacancies on the City of Fair Oaks Ranch Zoning Board of Adjustment.

III. RECONVENE INTO OPEN SESSION

Consideration and possible action on a Resolution appointing members to the Fair Oaks Ranch Zoning Board of Adjustment.

Pgs. 2-4

IV. ADJOURNMENT

Signature of Agenda Approval: _____

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, both places being convenient and readily accessible to the general public at all times. Said Notice was posted by 4:30 PM, April 19, 2019 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).



CITY COUNCIL CONSIDERATION ITEM

CITY OF FAIR OAKS RANCH, TEXAS

April 22, 2019

AGENDA TOPIC: Consideration and possible action on a Resolution appointing members to the Fair Oaks Ranch Zoning Board of Adjustment

DATE: April 22, 2019

DEPARTMENT: Administration

PRESENTED BY: Carole Vanzant, Assistant City Manager

INTRODUCTION/BACKGROUND:

The City's zoning ordinance, Section 14.01.004a entitled, "Zoning Board of Adjustment" provides for the structure of the Zoning Board of Adjustment ("the Board"):

1. The Board shall consist of five (5) members *who shall be appointed* by majority vote of the City Council.
2. City Council, by majority vote, *shall appoint two individuals as alternate board members* to serve in the absence of one or more regular members when requested to do so by the Mayor or City Manager.

On February 21, 2019, City Council directed the Assistant City Manager to post an application of interest on various platforms with a submittal deadline of March 22, 2019. At their April 4th meeting City Council authorized staff to schedule interviews for Monday, April 22 starting at 4:30 PM.

The agenda item today is for City Council, after holding interviews, to approve a Resolution appointing five regular and two alternate members to the Fair Oaks Ranch Zoning Board of Adjustment ("ZBOA").

POLICY ANALYSIS/BENEFIT(S) TO CITIZENS:

1. Complies with the appointment process as directed by City Council
2. Complies with the city's zoning ordinance and state statute
3. Provides for citizen participation

LONGTERM FINANCIAL & BUDGETARY IMPACT:

Current fiscal year budget \$1000 for supplies, training, etc. Anticipate same ongoing expenditure in future fiscal periods

LEGAL ANALYSIS:

Affirmation of staff's review and interpretation of the city's zoning ordinance and state statute, inclusive of zoning board of adjustment appointments and has approved the Resolution to form.

RECOMMENDATION/PROPOSED MOTION:

I move to approve a resolution appointing the following five candidates as regular members to the ZBOA:

- 1.
- 2.
- 3.
- 4.
- 5.

In addition, the following two candidates are appointed as alternate members to the ZBOA:

- 1.
- 2.

A RESOLUTION

**A RESOLUTION OF THE CITY OF FAIR OAKS RANCH APPOINTING MEMBERS TO THE
FAIR OAKS RANCH ZONING BOARD OF ADJUSTMENT**

WHEREAS, in June 2018, under Ordinance 2018-05, the City Council of the City of Fair Oaks Ranch amended the city's Code of Ordinances, Chapter 14 by adopting zoning districts and zoning regulations in the City of Fair Oaks Ranch; and,

WHEREAS, Chapter 14, Section 14.01.004, entitled, "Zoning Board of Adjustment", provides for the structure, procedure, and duties of a Zoning Board of Adjustment ("the Board"); and,

WHEREAS, the City Council, on February 21, 2019, directed staff to solicit applications for appointments to the Zoning Board of Adjustment; and,

WHEREAS, after receiving applications of interest, applicants were interviewed by the City Council on April 22, 2019; and,

WHEREAS, the City Council deems it necessary to appoint members to the Board.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAIR OAKS RANCH, TEXAS:

A. That the following five (5) qualified citizen volunteers are appointed to serve on the City of Fair Oaks Ranch Zoning Board of Adjustment, effective May 1, 2019:

- | | | |
|----------|----------|----------|
| 1. _____ | 2. _____ | 3. _____ |
| 4. _____ | 5. _____ | |

B. That the following two (2) qualified citizen volunteers are appointed, as alternates, to serve on the City of Fair Oaks Ranch Zoning Board of Adjustment, effective May 1, 2019:

- | | |
|----------|----------|
| 1. _____ | 2. _____ |
|----------|----------|

C. That all members shall serve for a term of two years and are subject to removal for cause, as found by the City of Fair Oaks Ranch City Council, on a written charge after a public hearing.

PASSED and APPROVED this 22nd day of April, 2019.

Garry Manitzas, Mayor

ATTEST:

Christina Picioccio, City Secretary