

**CITY OF FAIR OAKS RANCH  
CITY COUNCIL REGULAR MEETING MINUTES  
October 1, 2020  
7286 Dietz Elkhorn  
Fair Oaks Ranch, TX 78015**

**I. OPEN MEETING**

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

Absent: Council Member Hartpence

With a quorum present, the meeting was called to order at 9:30 AM.

**II. CITIZENS and GUEST FORUM/PRESENTATIONS**

A. There were no citizens to be heard.

**III. CONSENT AGENDA**

**A. Approval of the second reading of an Ordinance amending Ordinance 35.9 establishing an all-way stop sign at the intersection of Dietz Elkhorn Rd. and Elkhorn Ridge/Square Gate in Fair Oaks Ranch, Bexar County, Texas.**

MOTION: Made by Council Member Maxton, seconded by Mayor Manitzas to approve the consent agenda.

VOTE: 6-0; Motion passed.

**IV. CONSIDERATION/DISCUSSION ITEMS**

**A. Consideration and possible action authorizing the City Manager to sign a Professional Services Agreement for Supervisory Control and Data Acquisition (SCADA) Contracted Services.**

MOTION: Made by Mayor Pro Tem Elizondo, seconded by Council Member Havard to authorize the City Manager to sign a Professional Service Agreement with Patti Engineering for SCADA servicing in the amount of \$27,150.00.

VOTE: 6-0; Motion passed.

**B. Consideration and possible action approving the first reading of an Ordinance amending the City's Code of Ordinances Appendix A setting a Tree Contractor Registration Fee.**

MOTION: Made by Council Member Havard, seconded by Council Member Koerner to approve an Ordinance amending the City's Code of Ordinances Appendix A; Article A5.000 setting a Tree Contractor Registration Fee.

VOTE: 6-0; Motion passed.

**C. Consideration and possible action approving a Resolution to appoint a member to fill a vacancy on the City of Fair Oaks Ranch Zoning Board of Adjustment.**

MOTION: Made by Mayor Pro Tem Elizondo, seconded by Council Member Maxton to approve a Resolution appointing Emily Stroup as an alternate member on the City of Fair Oaks

Ranch Zoning Board of Adjustment. (Alternate Member, Emily Stroup, Term: 10/1/2020 – 9/30/2021)

VOTE: 6-0; Motion passed.

**D. Discussion of Rules and Procedures on City Council Hearings for Code of Ethics Violations and City Charter Forfeitures and Prohibitions.**

The Mayor led a discussion with Council regarding the Rules and Procedures on City Council Hearings for Code of Ethics Violations and City Charter Forfeitures and Prohibitions reviewed by the City Attorney. Council provided feedback and the final Ordinance will be presented for Council consideration at a later date.

*Council Member Hartpence joined the meeting at 10:17 AM.*

**V. REPORTS FROM STAFF/COMMITTEES/COUNCIL**

A. None.

**VI. CONVENE INTO EXECUTIVE SESSION**

City Council convened into Executive Session at 10:22 AM 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:

5. Cause No. 2020CI15746; Boerne Ranch Estates, LLC vs. the City of Fair Oaks Ranch, Texas.

City Council did not convene into Executive Session 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.
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 10:47 AM.

A roll call reestablishing a quorum was taken:

Present: Mayor Manitzas and Mayor Pro Tem Elizondo

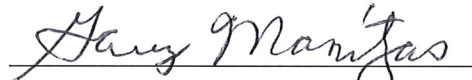
Council Members: Havard, Hartpence, Koerner, Patel and Maxton.

No action was taken.


**VIII. ADJOURNMENT**

Council Member Havard asked for staff to bring an update on the backflow prevention program at a future meeting.

Mayor Manitzas adjourned the meeting at 10:49 AM.

  
Garry Manitzas, Mayor

ATTEST:

  
Christina Picioccio, City Secretary