



CITY OF FAIR OAKS RANCH
AGENDA – CITY COUNCIL REGULAR MEETING
February 19, 2015; 7:00 p.m.
Fair Oaks Ranch City Hall, 7286 Dietz Elkhorn

I. ROLL CALL – DECLARATION OF A QUORUM

II. OPEN MEETING

A. Pledge of Allegiance

III. CEREMONIAL EVENT

A. Corporal Tim Moring – Life Saving Award

P1 - P2

IV. CITIZENS and GUEST FORUM / PRESENTATIONS

To address the Council, please sign the Attendance Roster located on the table at the entrance of the Council Chamber. 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.

A. Citizens to be Heard

B. Kendall Appraisal-Fair Oaks Ranch activity report by Bud Paulson, Kendall Appraisal District Board Director.

C. Introduction of Dwayne Robinson, Constituent Services Director, Office of Bexar County Judge Nelson W. Wolff

V. 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.

A. Approval of January 15, 2015 Regular City Council Meeting Minutes.

P3 - P5

B. Approval of Resolution 2015-02; Calling a General Election for Alderman, Places 3, 4 and 5 to be held May 9, 2015.

P6 - P12

C. Approval of authorizing the City Secretary to sign a Joint Election Agreement with Bexar County Elections to be a member on the joint ballot for the May 9, 2015 General Election.

P13 - P17

D. Approval of authorizing the City Secretary to sign the Election Services Contract with Bexar County Elections to conduct the city's May 9, 2015 General Election.

P18 - P22

E. Approval of declaring Fair Oaks Ranch Utilities water meter's as surplus and authorizing the sale of such as scrap materials.

P23

F. Approval of the October 1, 2014 to December 31, 2014 Investment Report.

P24

VI. CONSIDERATION ITEMS

A. Approval of authorizing the Battle Intense Pathway Mobility design and authorizing the Public Works Department to proceed.

Engineer In Training

P25 - P26

VII. REPORTS FROM STAFF / COMMITTEES / COUNCIL

- A. Public Works Director – 2015 Annual Street Maintenance Report.
- B. Police Chief – 2014 Annual Police Activity Report.
- C. Deputy City Administrator – May Election 2015 Update, Employee Recognition Tenure.
- D. City Administrator – Monthly update regarding the City of Fair Oaks Ranch work plan.

P27

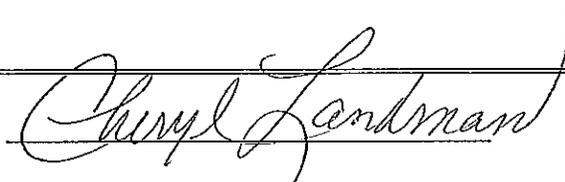
VIII. CONVENE INTO CLOSED SESSION

- A. Pursuant to Section 551.101 of the Open Meetings Act, Texas Gov't Code, a quorum of the governing body will convene into closed session to consult with the City Attorney on legal issues regarding The Reserve at Fair Oaks Ranch development.

IX. RE-CONVENE INTO OPEN SESSION

X. ADJOURNMENT

Signature of Agenda Approval:



I, Priscilla Abrego, Deputy 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 1:00 p.m., Friday, February 13, 2015 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 *Tex Gov't 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 of Fair Oaks Ranch Police Department

7286 Dietz Elkhorn

Fair Oaks Ranch, Texas 78015

Office: (210) 698-0990 • Dispatcher: (210) 249-8645

February 19, 2015

To: Corporal Tim Moring

From: Chief Scott Rubin

Subject: Life Saving Award

On October 5, 2014, you were dispatched to assist with an elderly male possibly having a heart attack. Upon arrival, you determined that the patient did not have a pulse and vomited, indicating that his airway was obstructed. After quick thinking and placing the patient on the floor, you rolled the individual on to his side and cleared the obstructed airway. You then began to perform CPR causing the patient to gasp and take in a deep breath. The patient again stopped breathing and you resumed CPR and the patient began breathing on his own.

Your actions and performance were exemplary, and through your prompt and alert actions, you saved a life which would have otherwise been lost.

Very Respectfully,

A handwritten signature in black ink, appearing to read "S. Rubin".

Scott Rubin

Chief of Police

Fair Oaks Ranch



City of Fair Oaks Ranch
POLICE DEPARTMENT

Proudly Presents The

Life Saving Award

To:

Corporal Timothy Mering

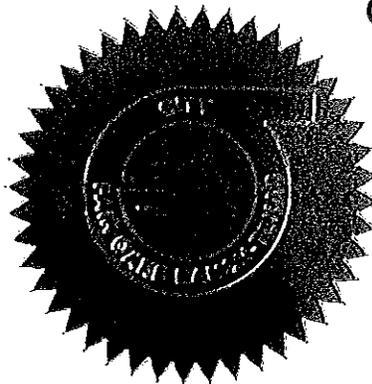
This 19th Day of February 2015

Scott Rubin

Scott Rubin
Chief of Police

Cheryl Landman

Cheryl Landman
Mayor



MINUTES, JANUARY 15, 2015
City of Fair Oaks Ranch
7286 Dietz Elkhorn
Fair Oaks Ranch, TX 78015

I. ROLL CALL

Council members present include Mayor Pro Tem Fothergill, Aldermen Damstra, Anderson and Schmidt, and Alderwoman Havard. Having a quorum present, Mayor Landman called the regular City Council meeting to order at 7:00 p.m.

II. OPEN MEETING

Pledge of Allegiance was led by Abilene Police Chief Stanridge

III. CEREMONIAL EVENT

Abilene Police Chief Stanridge presented Chief Rubin with the Fair Oaks Ranch police department's fifth consecutive Police Best Practices Onsite Recognition Award.

IV. CITIZENS AND GUEST FORUM

Steve Hartpence, Meadow Creek Trail, stated the December 19th letter to the Public Works Director from the Trio Developers has untrue statements. First, the development agreement calls for drilling of groundwater wells within the parameters of the property, as previously opined by the City Attorney and secondly, the water study was preliminary and it was found to be inadequate by city staff. He asks that City Council stick to the development agreement requirements and hold the developer to this as well.

V. CONSENT AGENDA

MOTION: Made by Alderman Anderson, seconded by Alderman Damstra to approve the December 17, 2014 regular city council meeting minutes, the November 20 and December 18, 2014 special city council meeting minutes, a Resolution increasing the number of employee positions for FY2014/15, the annual records destruction list, and declaring a police vehicle as surplus and trading the vehicle for vehicle maintenance service.

VOTE: 5-0.

VI. CONSIDERATION ITEMS

A. Approval of authorizing the Interim City Administrator or his designee to sign an Information Technology contract with RRGP Services for IT support starting April 1, 2015 and ending September 30, 2017 at a per year cost of \$89,691.80

Deputy City Administrator Vanzant stated the City currently has a contract with RRGP for basic monthly computer services but being reactionary and not proactive causes operational issues and unplanned/unbudgeted overages. In this year's budget, there's funds to enhance the IT/communication capabilities. A proposal for 2 1/2 years of service at an annual cost of \$89,692, is being submitted for consideration. It includes unlimited remote help, increased on site support, attendance at regular city council meetings, IT project support for all department needs including city council chambers, to provide staff IT training, quarterly meetings with staff, improved security, spam and email protection, and an annual IT network assessment. With an effective date of April 1 - the additional funded cost for the remainder of the fiscal year is \$19,000. For FY2015/16 and 16/17 - the cost annually will be \$89,692. Paul Mann, President of RRGP, noted his companies history, reviewed its core values, the City's IT needs, explained the methodology of the proposal and reviewed the pros/cons of employing an IT person vs a contractor. When asked by Alderman Schmidt, Mann confirmed this is a proposal and if accepted, a contract including response times and unlimited onsite services will be addressed. City Administrator Jahns stated he firmly believes this is the best approach as a contractor brings a team with expertise.

MOTION: Made by Alderwoman Havard, seconded by Mayor Pro Tem Fothergill to approve authorizing the Interim City Administrator or his designee to sign a contract with RRG as presented in the proposal.

DISCUSSION: None.

VOTE: 5-0.

B. Approval of Public Safety Building design and Council's authorization to proceed

DHR Architects presented the amended design of the public safety building as request by City Council - removal of trusses, archways, masonry veneer and the addition of a wrap-around porch. Estimated cost is now \$2,231,485. It was noted, due to some recent economic issues, the bid prices may come in lower than the estimated cost. City Administrator Jahns requested Council approve the new rendition as the final design and authorize staff to proceed with the bid process, hiring of project manager, and construction.

MOTION: Made by Alderwoman Havard, seconded by Alderman Schmidt to approve the final design of the Public Safety Building as presented and authorize staff to proceed as necessary to continue with the construction of the project.

DISCUSSION: None.

VOTE: 5-0.

C. Approval of authorizing the Interim City Administrator or his designee to sign an Engagement Letter with The Chapman Firm for legal services in general matters involving the Public Safety Building and pertaining to city construction projects

City Administrator Jahns stated, at the recommendation of the City Attorney, the City should consider hiring a specialist in construction law to provide legal advice on the public safety and street construction projects. Fees, estimated to be around \$7500 for the Building will be paid out of the general fund, and for the Street Bond Project, estimated at \$10,000, will be paid out of the street bond proceeds. City Attorney Zech stated he has worked with this firm for several years, recommended them to several clients, is very professional, and has lower fees than his firms.

MOTION: Made by Alderman Schmidt, seconded by Alderman Damstra to approve authorizing the Interim City Administrator or his designee to sign an Engagement Letter with The Chapman Firm.

DISCUSSION: None.

VOTE: 5-0.

D. Approval of authorizing the Interim City Administrator or his designee to sign a Professional Services Agreement with Patti Engineering to provide services for the support of the Utilities SCADA components and software

Public Works Director Emmons noted this agreement ensures the continuous operation of the SCADA system to avoid potential operational shutdowns and unmonitored situations.

MOTION: Made by Mayor Pro Tem Fothergill, seconded by Alderman Anderson to authorize the Interim City Administrator or his designee to sign a Professional Services Agreement with Patti Engineering.

DISCUSSION: None.

VOTE: 5-0.

VII. REPORTS

A. City Administrator Jahns reviewed his work program plan noting that HR projects of updating personnel manual and classification and pay plan is on schedule and, recruitment of building codes permit clerk and city secretary are underway.

B. Deputy City Administrator Vanzant reviewed the May 9, 2015 city election calendar noting that the first day newly elected officers can take office will be May 15, 2015. The bulk/brush pick up service has been scheduled for February 2 - 16 and that all notices have been mailed and posted. It was stated the service remains as a three-week time frame which, in the past, has been challenging. Staff continues to work with Republic to possibly amend this time frame in the future. The Utilities Dashboard is on schedule for April 1 implementation.

C. Mayor Landman stated she is working on a citizen engagement survey that will highlight various values and attributes that citizens deem important or not in a ranking system. Contents of the survey came from the City Administrator, herself and citizens. The responses will be instrumental to the city's strategic planning and budgeting process. Distribution, around the first of February, of the survey will include paper copies and website postings. Alderwoman Havard and Alderman Schmidt asked that Council approve the survey prior to its dissemination and Mayor Pro Tem Fothergill stated, at least, allow the Council to review it. When asked by Alderman Schmidt if the City has contracted with a survey firm, Mayor Landman noted she is using the same online survey firm the City had used in the past as it provides statistical results efficiently, effectively and professionally. The online firm typically runs around \$100. Mayor noted the survey will be reviewed prior to public release.

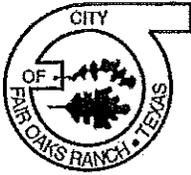
VIII. ADJOURNMENT

Mayor Landman adjourned the meeting at 8:16 p.m.

Mayor Cheryl Landman

ATTEST:

City Secretary C. Vanzant



CITY COUNCIL CONSIDERATION ITEM
CITY OF FAIR OAKS RANCH, TEXAS

AGENDA TOPIC: Approval of Resolution 2015-02; calling a General Election for Alderman Places 3, 4 and 5 to be held May 9, 2015

START/END DATE: February 19 through Election Day

DEPARTMENT: City Council

PRESENTED BY: Deputy City Administrator

INTRODUCTION/BACKGROUND:

The *Texas Election Code* requires City Council to order the general election for city officers no later than the 71st day before Election Day (February 27). This year, Alderman Places 3, 4, and 5 are up.

POLICY ANALYSIS/BENEFIT(S) TO CITIZENS:

Elections allow people's voice to be heard.

LONGTERM FINANCIAL & BUDGETARY IMPACT:

\$6,000 + misc election expenses is budgeted this fiscal year.

LEGAL ANALYSIS:

Reviewed and approved as to form

RECOMMENDATION/PROPOSED MOTION:

I move to approve Resolution 2015-02; calling for a general election for Alderman Places 3, 4, and 5 to be held on May 9, 2015

RESOLUTION 2015-02

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAIR OAKS RANCH CALLING A GENERAL ELECTION AND ESTABLISHING THE PROCEDURE FOR SAID ELECTION FOR THREE AT LARGE CITY ALDERMAN POSITIONS TO BE HELD ON MAY 9, 2015, IN THE CITY OF FAIR OAKS RANCH, TEXAS AND PROVIDING OTHER MATTERS RELATING TO THE ELECTION

WHEREAS, the laws of the State of Texas provide, that on May 9, 2015, there shall be a general election for municipal officers; and,

WHEREAS, the *Texas Election Code* is applicable to said election, and in order to comply with said Code, a resolution should be passed calling the election and establishing the procedures to be followed in said election, and designating the voting place for said election; and,

WHEREAS, the City approved and agreed to conducting the city's general election jointly with other political subdivisions in accordance with *Tex. Elec. Code, Chap. 271*; and,

WHEREAS, the City and other applicable political subdivisions have made provisions to contract with Bexar County Elections to conduct the City's election, pursuant to *Chapter 31, Tex. Elec. Code, and Chapter 791, Tex. Gov't. Code*.

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

Section 1. General Election Ordered. A general election shall be held on May 9, 2015 electing three aldermen at large for the City Council of the City of Fair Oaks Ranch, Texas: Alderman Place 3; Alderman Place 4; and Alderman Place 5, each to serve a term of two years.

Section 2. Filing Period. Candidates for the above offices may file their application beginning at 8:00 a.m. on January 28, 2015, and shall file their applications no later than 5:00 p.m., February 27, 2015. All candidates for the office to file in the election to be held on May 9, 2015, shall file their application to become candidates with the City Secretary of the City at City Hall, 7286 Dietz Elkhorn, Fair Oaks Ranch, Texas, on any weekday that is not a City holiday, between 8:00 a.m. and 5:00 p.m. and all of said applications shall be on a form as prescribed by the Texas Election Code.

Section 3. Drawing. The order in which the names of the candidates are to be printed on the ballot shall be determined by a drawing conducted by the City Secretary as provided by *Tex. Elec. Code*.

Section 4. Ballots and Printed Materials. The ballots used for the election shall comply with the *Tex. Elec. Code* and be in the form provided by the Bexar County Election Administrator ("Administrator") for use on voting devices and ballots. The official ballots, together with all other election materials, as required by the *Code*, shall be printed in the English and Spanish languages.

Section 5. Joint Election. The City agrees to conduct a joint election with the political subdivisions designated by the Administrator, provided that such political subdivisions hold an election on May 9, 2015 in all or part of the same territory as the City. The joint election for political subdivisions will be conducted in accordance with state law, this resolution, the Joint Election Agreement, and the Election Services Contract.

Section 6. Conduct of Election. The Administrator and their employees and appointees, and the election judges, alternate judges and clerks properly appointed for the election, shall hold and conduct the election in the manner provided by the Election Services Contract and the law governing the holding of general elections by general law cities of the State of Texas.

Section 7. Election Day Polling Place. The Election Day polling place for the general election shall be held at the City of Fair Oaks Ranch City Hall, 7286 Dietz Elkhorn, Fair Oaks Ranch, Texas. The poll shall remain open on Election Day, May 9, 2015, 7:00 a.m. to 7:00 p.m. The Administrator shall tabulate and provide the election returns for the election. Any polling place may be changed by the Administrator upon compliance with state and federal law.

Section 8. Election Administrator. The Election Administrator is appointed to serve as the city's Joint Early Voting Clerk and the Joint Custodian of Records of the May 9, 2015 city election. The Administrator shall coordinate, supervise, and conduct all aspects of administering voting in the City's election in compliance with state law and the Election Services Contract.

Section 9. Early Voting. Early voting, both by personal appearance and by mail, will be conducted by the Administrator in accordance with the *Tex. Elec. Code*. Early voting by personal appearance shall be conducted at:

Fair Oaks Ranch City Hall (city's Main Early Voting Poll Site) - 7286 Dietz Elkhorn

Mon., April 27 - Fri., May 1	8 a.m. - 6 p.m.
Sat., May 2	8 a.m. - 8 p.m.
Mon., May 4 - Tue., May 5	8 a.m. - 8 p.m.

Applications for ballot by mail shall be mailed to:

Jacquelyn F. Callanen
Early Voting Clerk
203 W. Nueva, Ste 3.62
San Antonio, TX 78207-4533

Applications for ballots by mail must be received no later than 5 p.m. on April 30, 2015.

Section 10. Election Judges and Clerks. The presiding judge, alternate presiding judge and clerks for the election shall be selected and appointed by Administrator in compliance with the requirements of state law, and such judges and clerks and appointees are hereby designated and appointed by the City Council as election officers, judges and clerks, respectively, for the holding of said general election. They shall perform the functions and duties of their respective positions that are provided by state law.

Section 11. City Secretary. The City Secretary is instructed to aid the Administrator in the acquisition and furnishing of all election supplies and materials necessary to conduct the elections as provided by the Election Service Contract. The City Secretary will serve as the city's Early Voting Clerk to receive requests for applications for early voting ballots and forward those applications to the Joint Early Voting Clerk. The City Secretary is further authorized to give or cause to be given notices required for the election, and to take such other and further actions as is required to conduct the election in compliance with the *Tex. Elec. Code*; provided that, pursuant to the Election Service Contract.

Section 12. Notice of Election. Notice of the election, in compliance with the *Tex. Elec. Code*, shall be posted on the Fair Oaks Ranch City Hall bulletin board used for posting notice of City Council meetings and at the aforesaid election day polling place not later than the twenty-first (21st) day before the election, and by publishing said Notice of Election at least one time, not earlier than thirty (30) days nor later than ten (10) days prior to said election, in a newspaper of general circulation in the City. The notice that is posted and published in a newspaper, will be written in both English and Spanish. Pursuant to the Election Services Contract, the Administrator shall also give notice as required by the *Tex. Elec. Code*.

Section 13. General. The Administrator shall hold said election in accordance with the *Tex. Elec. Code* and the Election Services Contract, and only resident, qualified voters of Fair Oaks Ranch shall be eligible to vote in said election. Returns of said election shall be made known as soon as possible after the closing of the polls; and the election returns shall be canvassed by the Fair Oaks Ranch City Council not earlier than May 12, 2015 nor later than May 20, 2015.

Section 14. Effective Date; Election Code. This resolution shall be in full force and effect from and after its passage on the date shown below; provided that if any term or provision of this resolution conflicts with, or is inconsistent with, the *Tex. Elec. Code*, the *Code* shall govern and control and, the Election Administrator shall comply with the *Code*.

PASSED AND APPROVED this the 19th day of February, 2015.

Mayor Cheryl Landman

ATTEST:

APPROVED AS TO FORM:

C. Vanzant, City Secretary

Charles Zech, City Attorney

RESOLUCIÓN 2015-02

RESOLUCIÓN DEL CONCEJO MUNICIPAL DE FAIR OAKS RANCH PARA LLAMADO A ELECCIÓN Y ESTABLECIMIENTO DEL PROCEDIMIENTO PARA DICHA ELECCIÓN PARA TRES CARGOS DE CONCEJALES GENERALES A REALIZARSE EL DÍA 9 DE MAYO DE 2015, EN LA CIUDAD DE FAIR OAKS RANCH, TEXAS, Y DEMÁS MATERIAS RELACIONADAS CON LA ELECCIÓN

CONSIDERANDO QUE en las leyes del Estado de Texas se estipula que el día 9 de mayo de 2015 se llevará a cabo una elección general para elegir funcionarios municipales, y

CONSIDERANDO QUE el *Código Electoral de Texas* se aplica a dicha elección, y con el objeto de cumplir con dicho Código se deberá aprobar una resolución para llamar a comicios y establecer los procedimientos a seguir para dicha elección, junto con el nombramiento del lugar para efectuar la elección, y

CONSIDERANDO QUE el municipio aprobó y acordó realizar la elección general junto con otras subdivisiones políticas, en virtud del *Capítulo 271 del Código Electoral de Texas*, y

CONSIDERANDO QUE el Municipio y otras subdivisiones políticas pertinentes han tomado las medidas para contratar al Departamento de Elecciones del Condado de Bexar para llevar a cabo la elección municipal, en virtud del *Capítulo 31, del Código Electoral de Texas*, y el *Capítulo 791 del Código Gubernamental de Texas*.

EN VIRTUD DE LO CUAL, EL CONCEJO MUNICIPAL DE LA CIUDAD DE FAIR OAKS RANCH, TEXAS, RESUELVE Y ORDENA QUE:

Sección 1. Se ordena la Elección General. Con fecha 9 de mayo de 2015 se llevará a cabo una elección general para elegir tres concejales generales para el Concejo Municipal de la Ciudad de Fair Oaks Ranch, Texas: Concejales 3; 4 y 5, cada uno de los cuales permanecerá en su cargo por dos años.

Sección 2. Período de presentación. Los candidatos para los cargos indicados anteriormente podrán presentar su postulación a contar de las 8:00 AM del día 28 de enero de 2015, y a más tardar a las 5:00 PM del día 27 de febrero de 2015. Todos los candidatos que se presenten para la elección a realizarse el día 9 de mayo de 2015 deberán presentar sus postulaciones ante el Secretario Municipal en el ayuntamiento ubicado en 7286 Dietz Elkhorn, Fair Oaks Ranch, Texas, durante cualquier día hábil, que no corresponda a un feriado municipal, entre las 8:00 AM y las 5:00 PM. La forma de todas las postulaciones deberá ajustarse a lo estipulado en el Código Electoral de Texas.

Sección 3. Sorteo. El orden en el cual el nombre de los candidatos aparecerá en el voto será determinado por un sorteo que realizará el Secretario Municipal en virtud de lo establecido en el *Código Electoral de Texas*.

Sección 4. Votos y material impreso. Los votos que se usarán en la elección deberán cumplir con lo estipulado en el *Código Electoral de Texas* y su forma deberá ajustarse a lo estipulado por el Administrador del Departamento de Elecciones del Condado de Bexar (en adelante el "Administrador") para su uso en votos y dispositivos de votación. Los votos oficiales, junto con todo el material relativo a la elección, en virtud del *Código*, se imprimirán en los idiomas inglés y español.

Sección 5. Elección conjunta. El municipio acuerda llevar a cabo una elección conjunta con las subdivisiones políticas designadas por el Administrador, en tanto que dichas subdivisiones políticas sostengan una elección el día 9 de mayo de 2015 para el mismo territorio que el municipio, ya sea total o parcialmente. La elección conjunta para subdivisiones políticas se efectuará de conformidad con las leyes estatales, esta resolución, el Acuerdo para Elecciones Conjuntas y el Contrato de Servicios Electorales.

Sección 6. Realización de la elección. El Administrador, junto con sus empleados, las personas que nombre y los jueces electorales, jueces suplentes y funcionarios administrativos debidamente nombrados para la elección, deberán realizar y llevar a cabo la elección de la manera contemplada en el Contrato de Servicios Electorales y la ley que rija la realización de elecciones generales por parte de ciudades de derecho general del Estado de Texas.

Sección 7. Local de votación del día de la elección. El local de votación para el día de la elección general se ubicará en el Ayuntamiento de la Ciudad de Fair Oaks Ranch en la dirección 7286 Dietz Elkhorn, Fair Oaks Ranch, Texas. El local de votación permanecerá abierto el día 9 de mayo de 2015, correspondiente al día de la elección, desde las 7:00 AM a las 7:00 PM. El Administrador realizará el cómputo y entregará el recuento de los votos. Todo local de votación está sujeto a cambio por parte del Administrador siempre y cuando cumpla con las leyes estatales y federales.

Sección 8. Administrador Electoral. El Administrador Electoral se nombra para desempeñarse como Encargado de la Votación Anticipada Conjunto y como el Administrador de Registros Conjunto de la elección municipal a realizarse con fecha 9 de mayo de 2015. El Administrador coordinará, supervisará y estará a cargo de todas las tareas relativas a la administración de la votación en la elección municipal de conformidad con las leyes estatales y el Contrato de Servicios Electorales.

Sección 9. Votación anticipada. El Administrador estará a cargo de la votación anticipada, sea presencial o a través del correo, de conformidad con el *Código Electoral de Texas*. La votación anticipada presencial se realizará en:

Municipio de Fair Oaks Ranch (centro principal de votación anticipada) - 7286 Dietz Elkhorn

Lun., 27 abril - Vie., 1 mayo	8:00 AM - 6:00 PM
Sáb., 2 mayo	8:00 AM - 8:00 PM
Lun., 4 mayo - Mar., 5 mayo	8:00 AM - 8:00 PM

Las solicitudes para votación por correo se deben enviar a:

Jacquelyn F. Callanen
Early Voting Clerk
203 W. Nueva, Ste 3.62
San Antonio, TX 78207-4533

Las solicitudes para votación por correo deben recibirse a más tardar el día 30 de abril de 2015 a las 5:00 PM.

Sección 10. Funcionarios municipales y jueces electorales. Al Administrador seleccionará y nombrará al juez que preside, el juez sustituto y los funcionarios administrativos para la elección, de conformidad con las disposiciones de la ley estatal. Dichos jueces, funcionarios y personas nombradas serán designadas por el Concejo Municipal como funcionarios a cargo de la elección, jueces y administrativos, respectivamente, para la realización de la elección general. Deberán llevar a cabo sus funciones y deberes para sus respectivos cargos estipulados por la ley estatal.

Sección 11. Secretario Municipal. El Secretario Municipal ayudará al Administrador a adquirir y abastecer todos los suministros y materiales necesarios para realizar la elección según lo dispuesto en el Contrato de Servicios Electorales. El Secretario Municipal actuará como Encargado de la Votación Anticipada para recibir las solicitudes de votación anticipada y enviarlas al Encargado de la Votación Anticipada Conjunto. El Secretario Municipal también está autorizado a entregar y hacer que se entreguen avisos necesarios para la elección, y tomar cualesquier acciones necesarias para la realización de la elección en virtud del *Código electoral de Texas* y de conformidad con el Contrato de Servicios Electorales.

Sección 12. Notificación de la elección. La notificación de la elección, de conformidad con el *Código Electoral de Texas*, deberá publicarse en el tablero de anuncios del Municipio de Fair Oaks Ranch empleado para publicar notificaciones sobre reuniones del Concejo Municipal y en el local de votación para el día de la votación anteriormente indicado a más tardar el vigésimo primer día antes de la elección. Dicha Notificación igualmente deberá publicarse en un periódico de circulación general en el Municipio por lo menos una vez, no antes de treinta días y a más tardar diez días antes de la elección en cuestión. La notificación publicada en el periódico deberá aparecer en los idiomas inglés y español. En virtud del Contrato de Servicios Electorales, el Administrador también deberá enviar notificaciones de conformidad con lo dispuesto en el *Código Electoral de Texas*.

Sección 13. General. El Administrador deberá llevar a cabo la elección en cuestión de conformidad con el *Código Electoral de Texas* y el Contrato de Servicios Electorales, y solo serán elegibles para votar en dicha

elección residentes de Fair Oaks Ranch con derecho a voto. El recuento de los votos de la elección se hará público lo antes posible una vez cerrado el local de votación. El recuento será escrutado por el Concejo Municipal de Fair Oaks Ranch no antes del 12 de mayo de 2015 y a más tardar el 20 de mayo de 2015.

Sección 14. Fecha efectiva, Código Electoral. Esta resolución comenzará a regir a contar de su aprobación en la fecha indicada más adelante; si cualesquiera de los términos y condiciones de dicha resolución se infringiera o no se ajustara al *Código Electoral de Texas*, el *Código* será el que rija y el Administrador de la elección deberá atenerse y acatar el *Código*.

APROBADO con fecha 19 de febrero de 2015.

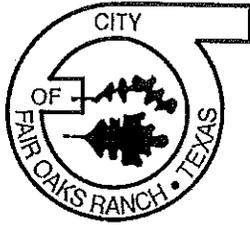
Alcaldesa Cheryl Landman

ATESTIGUA:

APROBADO EN SU FORMA:

C. Vanzant, Secretaria municipal

Charles Zech, Abogado municipal



CITY COUNCIL AGENDA ITEM
CITY OF FAIR OAKS RANCH, TEXAS

AGENDA TOPIC: Authorizing the City Secretary to sign a Joint Election Agreement with Bexar County Elections to be a member on the joint ballot for the May 9, 2015 election

START/END DATE: Upon approval through Election Day

DEPARTMENT: Administration

PRESENTED BY: City Secretary

INTRODUCTION/BACKGROUND:

Texas Election Code Section 271.002 authorizes two or more political subdivisions to enter into an agreement to hold elections jointly. To provide a convenient, simple and cost-saving election to the voters, the Federal and State government encourages entities to contract with their local county elections office to handle their respective election jointly with other entities. Since a stand-alone election cost is approximately \$20,000 and our Election Poll Site is in Bexar County, we have historically contracted with Bexar County Elections to be part of their joint ballot.

POLICY ANALYSIS/BENEFIT(S) TO CITIZENS:

It is convenient, less expensive, and efficient for our voters to be part of a joint election ballot as numerous early voting poll sites are provided and the cost is much less than the stand-alone election cost.

LONGTERM FINANCIAL IMPACT & BUDGETARY IMPACT:

Budgeted \$6000 plus publication fees and other misc items related to Elections.

LEGAL ANALYSIS:

Not applicable as MOU is created by Bexar County Attorney's Office and cannot be changed.

RECOMMENDATIONS:

Approval as joining Bexar County elections as we have done so in the past is less costlier than running our own election and, it provides numerous early voting poll sites.

JOINT ELECTION AGREEMENT

This Agreement is entered into by and between Bexar County Elections Administrator ("ADMINISTRATOR"), acting on behalf of Bexar County; with City of San Antonio ("COSA"); Alamo Heights Independent School District ("AHISD"); San Antonio Independent School District ("SAISD"); Harlandale Independent School District ("HISD"); Northside Independent School District ("NISD"); Southside Independent School District ("SSISD"); Trinity Glen Rose Ground Water Conservation District ("TGRGCD"); the City of Alamo Heights ("COAH"); the City of Balcones Heights ("COBH"); the City of Castle Hills ("COCH"); the City of Fair Oaks Ranch ("FOR"); the City of Helotes ("COH"); the City of Hill Country Village ("COHCV"); the City of Hollywood Park ("COHP"); the City of Kirby ("COK"); the City of Leon Valley ("COLV"); the City of Live Oak ("COLO"); the City of Olmos Park ("COOP"); the City of Shavano Park ("COSP"); the City of Somerset ("COS"); the City of Terrell Hills ("COTH"); the City of Von Ormy ("COVO"); Bexar County W.C.I.D.# 10 (BCWCID#10); BCESD #3 (BCESD #3) and the City of Universal City ("COUC") and they may also be referred to, individually, as an "Entity" or, collectively, as the "Entities," acting by and through their duly appointed and qualified representatives, pursuant to Texas Election Code Section 271.002(a), for the May 9, 2015 election.

WHEREAS, COSA will conduct a general, special and charter election on Saturday, May 9, 2015; and

WHEREAS, AHISD will conduct a general election on Saturday, May 9, 2015; and

WHEREAS, HISD will conduct a general and bond election on Saturday, May 9, 2015; and

WHEREAS, JISD will conduct a general election on Saturday, May 9, 2015; and

WHEREAS, NISD will conduct a general election on Saturday, May 9, 2015; and

WHEREAS, SAISD will conduct a general election on Saturday, May 9, 2015; and

WHEREAS, SSISD will conduct a general election on Saturday, May 9, 2015; and

WHEREAS, TGRGCD will conduct a general election on Saturday, May 9, 2015; and

WHEREAS, COAH will conduct a general and special election on Saturday, May 9, 2015; and

WHEREAS, COBH will conduct a general election on Saturday, May 9, 2015; and

WHEREAS, COCH will conduct a general election on Saturday, May 9, 2015; and

WHEREAS, COH will conduct a general election on Saturday, May 9, 2015; and

WHEREAS, FOR will conduct a general election on Saturday, May 9, 2015; and

WHEREAS, COHCV will conduct a general election on Saturday, May 9, 2015; and

WHEREAS, COHP will conduct a general and special election on Saturday, May 9, 2015; and

WHEREAS, COK will conduct a general election on Saturday, May 9, 2015; and
WHEREAS, COLV will conduct a general election on Saturday, May 9, 2015; and
WHEREAS, COLO will conduct a general and charter election on Saturday, May 9, 2015; and
WHEREAS, COOP will conduct a general election on Saturday, May 9, 2015; and
WHEREAS, COSP will conduct a general election on Saturday, May 9, 2015; and
WHEREAS, COS will conduct a general election on Saturday, May 9, 2015; and
WHEREAS, COTH will conduct a general election on Saturday, May 9, 2015; and
WHEREAS, COVO will conduct a general and special election on Saturday, May 9, 2015; and
WHEREAS, BCWCID#10 will conduct a general election on Saturday, May 9, 2015; and
WHEREAS, BCESD#3 will conduct a general election on Saturday, May 9, 2015; and
WHEREAS, COUC will conduct a general election on Saturday, May 9, 2015; and

WHEREAS, Section 271.002(a) of the Texas Election Code authorizes two or more political subdivisions to enter into an agreement to hold elections jointly in the election precincts that can be served by common polling places; and

WHEREAS, the Entities desire that a joint election be held in order to provide a convenient, simple, and cost-saving election to the voters in their respective jurisdictions; and

WHEREAS, the Entities desire to enter into an agreement setting out their respective duties and responsibilities for the May 9, 2015 election;

NOW THEREFORE, it is agreed that the Entities will hold a joint election on Saturday, May 9, 2015 (the "Joint Election") under the following terms and conditions:

I.

The Entities are each required to enter into their own separate contract with ADMINISTRATOR for election services and will hold elections jointly with other Entities in the election precincts that can be served by common polling places, using joint election officer and clerks as ADMINISTRATOR determines is necessary and appropriate.

II.

The Entities agree to conduct early voting jointly. ADMINISTRATOR will arrange for and handle early voting in person and by mail for the Joint Election in accordance with her contracts with those Entities.

III.

The Entities agree that a single ballot, containing all the measures and offices to be voted on at a particular polling place, shall be used in this Joint Election.

IV.

Each Entity is responsible for its own posting of public notices in connection with the Joint Election. ADMINISTRATOR shall be responsible for publishing a Notice of Election in a newspaper of general circulation in the territory as required of all the Entities under Section 4.003 of the Election Code, and each Entity shall pay ADMINISTRATOR its proportionate share of the publishing cost.

V.

Each Entity is responsible for paying ADMINISTRATOR for any and all other election costs, as applicable to the specific Entity and agreed upon by separate contract for election services between each Entity and ADMINISTRATOR.

VI.

ADMINISTRATOR will tabulate the ballots and provide a set of copies of the affidavit page of each return along with the returns of the election, as agreed upon by separate contract between each Entity and ADMINISTRATOR.

VII.

Each Entity will be responsible for canvassing its respective precinct returns for the Joint Election.

VIII.

Each Entity is responsible for preparing and sending its own Department of Justice Preclearance Submission in the required timely manner.

IX.

The Entities agree to comply with any and all applicable state and federal record retention statutes. Each Entity shall be the custodian of its respective election records.

X.

If an Entity determines not to participate in the Joint Election to be held on Saturday, May 9, 2015, because it has no contested positions, the nonparticipating Entity shall promptly notify ADMINISTRATOR and the other Entities, and this Agreement shall be automatically amended to delete the nonparticipating Entity as a party to the Agreement.

XI.

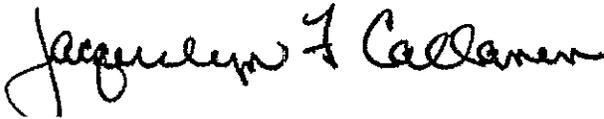
The undersigned persons are the duly authorized signatories of their Entities, and their signatures represent acceptance of the terms and conditions of this Agreement, as passed and approved by their respective governing bodies.

XII.

This Agreement may be executed in two or more counterparts. Together the counterparts shall be deemed an executed original instrument. The Entities may execute this Agreement and exchange counterparts of the signature pages by means of facsimile transmission, and the receipt of executed counterparts by facsimile transmission shall be binding on the Entities. Following a facsimile exchange, the Entities shall promptly exchange original signature pages.

SIGNED and AGREED this _____ day of _____, 2015.

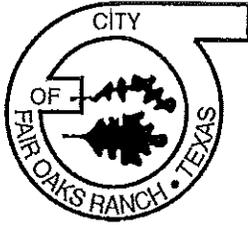
BEXAR COUNTY ELECTIONS ADMINISTRATOR



Jacquelyn F. Callanen

ENTITY: CITY OF FAIR OAKS RANCH

C. Vanzant, City Secretary



CITY COUNCIL AGENDA ITEM
CITY OF FAIR OAKS RANCH, TEXAS

AGENDA TOPIC: Authorizing the City Secretary to sign an Election Services contract with Bexar County Elections to conduct the city's May 9, 2015 general election

START/END DATE: Upon approval through Election Day

DEPARTMENT: Administration

PRESENTED BY: City Secretary

INTRODUCTION/BACKGROUND:

To offer simple, efficient and cost-saving elections, Federal and State governments encourage cities to contract with local county elections office to handle their respective election jointly. Currently the estimated cost to run a stand-alone election, at the minimum, is \$22,000; contracting with Bexar County, the estimated cost is \$6000.

POLICY ANALYSIS/BENEFIT(S) TO CITIZENS:

In the past, Council has determined it is in the residents best interest not to fund a stand-alone election when contracting with a county elections office is greatly less.

LONGTERM FINANCIAL IMPACT & BUDGETARY IMPACT:

If the current joint entities have an election, cost will be approximately \$6000; if any entity cancels, the cost will rise. There is additional non-contracting costs of approximately \$1000. Both have been budgeted.

LEGAL ANALYSIS:

Not applicable as Agreement is created by Bexar County Attorney's Office and cannot be changed.

RECOMMENDATIONS:

Approval of authorizing the City Secretary to sign election services contract with Bexar County Elections for the May 9, 2014 general election.

- (E) Distribute the lists of registered voters to be used in conducting the election, as provided by Bexar County Voter Registration pursuant to the request by CITY;
- (F) Pay election day and early voting judges and clerks;
- (G) Pay the judges for election night returns and early voting returns;
- (H) Provide information for election officers;
- (I) Provide general overall supervision of the election and advisory services;
- (J) Prepare writ of election to election officers and notice of appointment to Presiding and Alternate judges, as required by law;
- (K) Conduct early voting, in person and by mail, for CITY;
- (L) Establish a Central Counting Station for the purpose of tabulating ballots;
- (M) Provide such incidental related services as may be necessary to effect the election;
- (N) Meet ADA requirements as the law relates to polling locations and voter assistance, etc; and
- (O) Provide for Central Count Tabulation (s):
 - a. Preparation and programming of the ballots on the AIS 650 Optical Scanner
 - b. Preparation and tabulation of votes from the iVotronic Voting System.

ARTICLE III
SCHEDULE FOR PERFORMANCE OF SERVICES

3.01. Specific services to be provided related to the general services identified in Article II will be performed in accordance with the time requirements set out in the Texas Election Code.

ARTICLE IV
SERVICES NOT PROVIDED BY COUNTY

4.01. ADMINISTRATOR shall have no responsibility for insuring the passage of the appropriate Election Order by the CITY, posting the election notice as required by the Texas Election Code Section 4.003, or canvassing election results. ADMINISTRATOR shall have joint responsibility as custodian of CITY'S election records.

ARTICLE V
TERM

5.01. Except as hereinafter set out, the term of this Contract will be from the time of execution until all items with respect to this Contract and the election held hereunder have been completed.

ARTICLE VI
COST OF SERVICE AND BILLING

6.01. In consideration for the services provided hereunder by ADMINISTRATOR, CITY shall pay ADMINISTRATOR the actual cost of performing the services, including any overtime incurred by ADMINISTRATOR'S employees. CITY shall deposit with ADMINISTRATOR \$ _____ no later than April 2, 2015 to cover the estimated cost.

6.02. If the actual election costs exceed CITY'S deposit, the difference between the actual costs and the deposit will be paid by CITY within 30 days after receiving an itemized invoice from ADMINISTRATOR. Payment must be made by check payable to the Bexar County Clerk and mailed to:

Jacquelyn F. Callanen
Bexar County Elections Administrator
203 W Nueva St., Ste. 3.61
San Antonio, Texas 78207-4505

6.03. Any monies remaining after the payment of all costs of elections bills, will be the property of the CITY and returned to it.

ARTICLE VII
GENERAL PROVISIONS

7.01. This Contract will be construed under and in accordance with the laws of the State of Texas, and all obligations of the Parties created hereunder are performable in Bexar County, Texas.

7.02. If any one or more of the provisions contained in this Contract is for any reason held to be invalid, illegal or unenforceable in any respect, that invalidity, illegality or unenforceability will not affect any other provision, and this Contract will be construed as if the invalid, illegal or unenforceable provision had never been contained in the Contract.

7.03. This Contract constitutes the sole and only agreement of the Parties and supersedes any prior understanding or written or oral agreement between the Parties respecting the written subject matter.

7.04. No amendment, modification, or alteration of this Contract will be binding unless it is in writing, dated subsequent to the date hereof and executed by the Parties.

ARTICLE VIII
BACKGROUND CHECKS

8.01 ADMINISTRATOR has conducted all criminal background checks required by Texas Election Code § 129.051(g).

SIGNED this ____ day of _____, 2015.

ELECTIONS ADMINISTRATOR

CITY OF FAIR OAKS RANCH

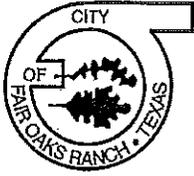
BY: _____
JACQUELYN F. CALLANEN

BY: _____
C. VANZANT, CITY SECRETARY

APPROVED AS TO LEGAL FORM:

NICHOLAS LA HOOD
CRIMINAL DISTRICT ATTORNEY
BEXAR COUNTY, TEXAS

BY: _____
LARRY L. ROBERSON
ASSISTANT CRIMINAL CITY
ATTORNEY- CIVIL DIVISION



CITY COUNCIL CONSIDERATION ITEM
CITY OF FAIR OAKS RANCH, TEXAS

AGENDA TOPIC: Declare old water meters as surplus to be sold for scrap materials
START/END DATE: February 20, 2015
DEPARTMENT: Public Works
PRESENTED BY: Ron Emmons

INTRODUCTION/BACKGROUND:

During 2014, the City entered into a contract with Siemens Industry, Inc. to replace all of its existing water meters with new radio read capable water meters for an Automatic Metering Infrastructure system. These old meters are made of materials (brass, etc.) that can be sold as scrap and recycled. There are 2,600 plus meters that are currently stored on City grounds taking useful storage space.

POLICY ANALYSIS/BENEFIT(S) TO CITIZENS:

City actively promoting recycling of useful materials.

LONGTERM FINANCIAL & BUDGETARY IMPACT:

A detailed break-even cost analysis was conducted based on pricing information provided by several companies that buy scrap materials. This will add revenue to the Enterprises Fund that can be used for additional improvements to the Utility Department operations.

LEGAL ANALYSIS:

None

RECOMMENDATION/PROPOSED MOTION:

I move to authorize the Public Works Department to recycle all old water meters, and sell as scrap.

City of Fair Oaks Ranch
Investment Inventory Report
10/1/14-12/31/14

General Fund

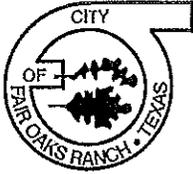
Security	Yield	Beg Bal	Transfers	Ending Bal	Ending Market	Earnings	Accrued Interest	Maturity	Notes
Pool (Texpool 004)	0.032%	3,978,177.01	1,037,930.50	5,016,532.69	5,016,532.69	425.18	0.00		
Certificate of Deposit (248)	1.10%	61,023.35	0.00	61,023.35	61,023.35	0.00	166.78	04/09/2015	
Certificate of Deposit (711)	0.15%	60,786.83	0.00	60,786.83	62,319.23	1,532.40	23.13	10/09/2014	New Maturity 10/9/16 @ .15, \$1,532.40
Certificate of Deposit (254)	0.15%	63,362.51	0.00	63,362.51	64,966.51	1,604.00	24.84	10/09/2014	New Maturity 10/9/16 @ .15, \$1,604.00
Certificate of Deposit (066)	1.60%	225,000.00	0.00	225,000.00	225,000.00	0.00	294.04	04/28/2015	
TOTAL		4,388,349.70	1,037,930.50	5,426,705.38	5,429,841.78	3,561.58	508.79		

Utility Fund

Security	Yield	Beg Bal	Transfers	Ending Bal	Ending Market	Earnings	Accrued Interest	Maturity	Notes
Pool (Texpool 001)	0.032%	1,718,374.89	0.00	1,718,515.28	1,718,515.28	140.39	0.00		
Pool (Texpool 002)	0.032%	469,711.18	0.00	469,749.59	469,749.59	38.41	0.00		
Pool (Texpool 003)	0.032%	231,350.05	0.00	231,368.99	231,368.99	18.94	0.00		
Pool (Texpool 005)	0.032%	6,622.49	0.00	6,623.10	6,623.10	0.61	0.00		
Certificate of Deposit (222)	0.610%	206,831.99	0.00	208,113.39	208,113.39	1,281.40	321.93	12/28/2014	New Maturity 12/28/15 @ 0.71%, \$1,281.40 Interest Rollover
UMB - Trust Deposit Plus Money Market Deposit Account - Proceeds (.1)	varies	2,062,057.35	-1,672,920.73	389,605.56	389,605.56	468.94	0.00		
TOTAL		4,694,947.95	-1,672,920.73	3,023,975.91	3,023,975.91	1,948.69	321.93		

This report is in compliance with the City's Investment Policy Section 9 and 11 and Texas Government Code Section 2256.023.

Kristina Akers
Investment Officer



CITY COUNCIL CONSIDERATION ITEM
CITY OF FAIR OAKS RANCH, TEXAS

AGENDA TOPIC: Battle Intense Pathway Mobility
START/END DATE:
DEPARTMENT: Public Works
PRESENTED BY: Ron Emmons / Adrian Garcia

INTRODUCTION/BACKGROUND:

During 2014, City Council authorized and approved funds for Alamo Consulting Engineering & Surveying, Inc. to design a sidewalk alongside Battle Intense. The sidewalk starts at the intersection with Keeneland Drive and ties into the existing sidewalk just south of Cibolo Creek. The next step is to enter the Bid Phase and collect bids from contractors to perform the work. The Public Works Department requests authorization to move forward. Depending on City Council approval, it is anticipated that proposed bids will be brought to City Council for Contractor selection and approval at the April 2015 general City Council meeting.

POLICY ANALYSIS/BENEFIT(S) TO CITIZENS:

Gives residents a paved path off of the street.

LONGTERM FINANCIAL & BUDGETARY IMPACT:

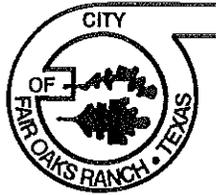
The City budgeted \$200,000 for this Pathway Mobility project in the 2014-2015 General Budget under account 01-509-300. The engineers' opinion of probable cost is \$157,658.85.

LEGAL ANALYSIS:

None

RECOMMENDATION/PROPOSED MOTION:

I move to accept the Battle Intense Pathway Mobility design and authorize the Department of Public Works Department to proceed.



7286 Dietz Elkhorn · Fair Oaks Ranch, Texas 78015 · (210) 698-0900 · (866) 258-2505

February 11, 2015

To: Mayor Landman
Mayor Pro Tem Fothergill
Alderman Anderson, Alderman Damstra, Alderwoman Havard and Alderman Schmidt
cc: Marcus Jahns, Interim City Administrator
From: Ronald C. Emmons, P.E.
RE: Public Works Department
2015 Annual Street Maintenance Program

Starting in 2000, the City implemented an annual seal coat procedure to maintain its streets and roads. The seal coat (commonly referred to as "chip seal") is an industry recognized street maintenance procedure at great value that helps prolong the life of the street. The City typically completes a seal coat to each street once every eight years.

The following streets are recommended for this year's Street Maintenance Program:

	<u>Street</u>	<u>Area</u> <u>(SY)</u>
Bexar County	Battle Intense	5,337
	Cantor Circle	3,595
	Fair Oaks Parkway N	39,468
	Fairway Valley	3,100
	Hansel Drive	1,677
	High Eschelon	3,750
	Maintenance Yard	2,000
Comal County	Battle Intense	8,850
	Cibolo Court	2,563
	Cibolo Gap	2,385
	Cibolo Path	2,968
	Cibolo Run	16,492
	Cibolo Trace	3,343
	Keeneland Drive	<u>39,794</u>
	Total:	135,322

The City budgeted \$316,000 this year for its annual contract street maintenance program. This budget includes any base failure repairs, seal coat work, crack seal, and any striping needs.



CITY OF FAIR OAKS RANCH

EMPLOYEE RECOGNITION TENURE

10 years:

Richard Davila

5 years:

Richard Harm

Joseph Lozano

Christina Picioccio