

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

Thursday, September 02, 2021 at 6:30 PM  
City Hall Council Chambers, 7286 Dietz Elkhorn, Fair Oaks Ranch

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**MINUTES**

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**OPEN MEETING**

1. Roll Call - Declaration of a Quorum

Council Present: Mayor Maxton and Council Members: Stroup, Elizondo, Bliss, Koerner, and Muenchow

Council Absent: Council Member Parker

With a quorum present, the meeting was called to order at 6:30 PM.

2. Pledge of Allegiance – The Pledge of Allegiance was led by Mayor Maxton.

**CITIZENS and GUEST FORUM**

3. Citizens to be heard – Citizen Christine Graham spoke in appreciation of the police department for their help with monitoring feral hogs spotted near school bus stops in the Setterfeld community.

**PRESENTATIONS**

4. Joanna Merrill, IPMA-SCP, Director of Human Resources & Communications introduced to Council new employees: Jimmy Washer - Maintenance Technician (not present), James Ramirez - Maintenance Technician, Harley Butler - Police Officer, Grant Watanabe - Director of Public Works & Engineering Services.
5. Life Saving Award to Officers Alexander Willis & Eric De La Rosa. This item will be presented at a future meeting.
6. Dan Santee, City Attorney, provided clarification to the Council regarding a previous presentation regarding the Open Meetings Act and provided more information about how a third party could facilitate a quorum.

**CONSENT AGENDA**

7. Approval of the August 19, 2021 Regular City Council meeting minutes.
8. Approval of Council Member Muenchow's absence from the August 19, 2021 City Council meeting.
9. Approval of Council Member Bliss' absence from the September 16, 2021 City Council meeting.

MOTION: Made by Council Member Muenchow, seconded by Council Member Koerner, to approve the Consent Agenda.

VOTE: 6-0; Motion Passed.

### CONSIDERATION/DISCUSSION ITEMS

- 10. Consideration and possible action approving the first reading of an Ordinance amending the Code of Ordinances, Chapter 1, General Provisions, Article 1.05 Records Management.**

Christina Picioccio, City Secretary, provided an overview of the history and goals for future direction of the city's records management plan. Council voiced interest in modifying state schedules in certain records under council purview: agendas, agenda packets and recordings. Council requested that City Secretary provide at a future meeting, estimation of storage capacity to help determine these timelines.

MOTION: Made by Council Member Muenchow, seconded by Council Member Elizondo, to approve the first reading of an Ordinance amending the Code of Ordinances, Chapter 1, General Provisions, Article 1.05 Records Management.

VOTE: 6-0; Motion Passed.

- 11. Consideration and possible action authorizing the City Manager to execute a contract with Audio Visual Aids to purchase equipment for a Multiplatform Communications option for live streaming public meetings.**

Joanna Merrill, IPMA-SCP, Director of Human Resources & Communications, provided an update on options and pricing for multi-platform public meeting options after which she was provided direction by Council to pursue a basic option that could be built upon in the future if necessary.

### REQUESTS AND ANNOUNCEMENTS

- 12. There were no announcements or reports by Mayor and Council Members.**

- 13. Announcements by the City Manager.**

City Manager, Tobin E. Maples, announced that the household hazard waste event is scheduled for September 18, 2021 at the Cibolo Creek Church, the bulk pickup project is ongoing in the City, and the street maintenance program is scheduled to begin September 9, 2021. Mr. Maples also informed Council of repairs to City Hall and the Public Safety Building.

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

- a. Council Member Elizondo asked a future consideration item for a workgroup that would define a guideline to include a definition of transparency and set the standard performance for the organization.
- b. Mayor Maxton requested that a discussion regarding feral hogs be placed on a future 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:

City Council convened into Executive Session at 8:56 PM regarding:

**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:

17. 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.

City Council did not convene into Executive Session regarding:

15. 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.
16. To receive legal advice from Special Counsel and the City Attorney regarding the City's ground water rights.


#### **RECONVENE INTO OPEN SESSION**

Mayor Maxton reconvened into Open Session at 9:59 PM. No action was taken.

#### **ADJOURNMENT**

Mayor Maxton adjourned the meeting at 9:59 PM.

ATTEST:

  
Christina Picioccio, City Secretary

  
Gregory C. Maxton, Mayor