



4900 River Oaks Boulevard River Oaks, Texas 76114

Mayor
Herman D. Earwood

Mayor Pro Tem
JoAnn Gordon

City Council
Place 1
JoAnn Butler

Place 2
Steve Holland

Place 3
Joe Crews

Place 4
R. R. "Bob" Minter

City Secretary
Marvin Gregory

Fire Chief
Ron Short

Police Chief
Dan Chisholm

Phone
(817) 626-5421

Fax
(817) 624-2154

Website
www.riveroakstx.com

NOTICE TO THE PUBLIC

A REGULAR MEETING OF THE RIVER OAKS CITY COUNCIL IS SCHEDULED IN THE RIVER OAKS CITY COUNCIL CHAMBERS, 4900 RIVER OAKS BLVD. ON TUESDAY

SEPTEMBER 13, 2011
7:00 PM

I certify that the above notice of meeting was posted on the bulletin board outside the River Oaks City Hall, 4900 River Oaks Blvd., a place that is accessible to the general public at all times, and that said notice was posted on Friday, September 9, 2011 at 4:00 P.M.

MARVIN GREGORY, CITY SECRETARY

AGENDA

1. CALL TO ORDER
2. INVOCATION
3. PLEDGE OF ALLEGIANCE TO UNITED STATES FLAG AND THE TEXAS FLAG

"HONOR THE TEXAS FLAG; I PLEDGE ALLEGIANCE TO THEE, TEXAS, ONE STATE UNDER GOD, ONE AND INDIVISIBLE"

4. READING OF PROCLAMATION(S) BY MAYOR:
5. **CONSENT AGENDA:** ALL ITEMS UNDER THIS SECTION ARE RECOMMENDED FOR APPROVAL FOR THE "CONSENT AGENDA". THESE ITEMS ARE OF A ROUTINE NATURE AND REQUIRE ONLY BRIEF DELIBERATION BY COUNCIL.
 - A. MINUTES OF REGULAR CITY COUNCIL MEETING AUGUST 23, 2011
 - B. MINUTES OF SPECIAL CALLED COUNCIL MEETING AUGUST 30, 2011
 - C. BILLS PAYABLE FOR PERIOD ENDING SEPTEMBER 13, 2011

6. **ITEMS TO BE WITHDRAWN FROM CONSENT AGENDA FOR SEPARATE DELIBERATION:** COUNCIL RESERVES THE RIGHT TO REMOVE ANY ITEM ON THE CONSENT AGENDA FOR FURTHER DELIBERATION.

PERSONAL APPEARANCES AND ITEMS REQUIRING COUNCIL APPROVAL/ACTION:

7. CONSIDER APPROVAL FOR HOLDING THE 5TH QUARTER AT THE COMMUNITY CENTER
8. CONSIDER REQUEST OF BARBARA JACOBS FOR ESTATE SALE AT 828 YALE STREET.
9. CONSIDER APPROVAL OF **RESOLUTION # 707-2011** PERMITTING A FALL FESTIVAL AT 4350 RIVER OAKS BLVD. AS REQUESTED BY BEVERLY STILLS OF JOHN KNOX PRESBYTERIAN CHURCH.
10. CONSIDER APPROVAL OF 2011-2012 CONTRACT FOR EMERGENCY DISPATCH SERVICES WITH TARRANT COUNTY FIRE ALARM CENTER.
11. CONSIDER APPROVAL ESTABLISHING A MOTOR VEHICLE INQUIRY SERVICE CONTRACT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION.
12. CONSIDER APPROVAL OF CONTRACT WITH SOUTHWEST FLUID PRODUCTS FOR EMERGENCY REPAIRS AT THE WATER TREATMENT PLANT
13. DISCUSSION AND/OR ACTION ON CONTRACTING FOR FINANCIAL COMPILATION AND AUDITING FOR THE 2010-2011 FISCAL YEAR FINANCIALS THAT ENDS ON SEPTEMBER 30, 2011.
14. CONSIDER APPROVAL OF EMPLOYMENT CONTRACT WITH JOHN GIBBS FOR RESIDENCY IN THE PLANT OPERATOR'S HOUSE AT THE WATER TREATMENT PLANT.
15. CONSIDER APPROVAL OF CELL PHONE COMPENSATION STIPEND AS PRESENTED BY CHIEF CHISHOLM
16. DISCUSSION AND/OR ACTION ON IN-KIND CITY SERVICES WITH CITY OF SANSOM PARK

PUBLIC HEARINGS / ACTION FROM PUBLIC HEARINGS:

17. **PUBLIC HEARING:** IN ORDER TO RECEIVE TESTIMONY AND COMMENTS FROM THE PUBLIC REGARDING THE PROPOSED PRELIMINARY AND SITE PLAN APPLICATION OF **QUIK TRIP CORPORATION INVOLVING 4.0755 ACRES OF LAND LOCATED IN A "C-3" COMMERCIAL ZONING DISTRICT AT 2601 JACKSBORO HWY IN RIVER OAKS, TEXAS IN ORDER TO REPLAT LOTS 15, 16A, 16D AND 16E IN THE ROCKWOOD TERRACE ADDITION AS BLOCK 5, LOTS 15R AND 16R-1 IN THE ROCKWOOD TERRACE ADDITION. (ZONING CASE # PZ 2011-13).**
18. **ACTION FROM PUBLIC HEARING:** CONSIDER APPROVAL OF THE PROPOSED PRELIMINARY AND SITE PLAN APPLICATION OF **QUIK TRIP CORPORATION INVOLVING 4.0755 ACRES OF LAND LOCATED IN A "C-3" COMMERCIAL ZONING DISTRICT AT 2601 JACKSBORO HWY IN RIVER OAKS, TEXAS IN ORDER TO REPLAT LOTS 15, 16A, 16D AND 16E IN THE ROCKWOOD TERRACE ADDITION AS BLOCK 5, LOTS 15R AND 16R-1 IN THE ROCKWOOD TERRACE ADDITION. (ZONING CASE # PZ 2011-13).**
19. **PUBLIC HEARING:** IN ORDER TO RECEIVE TESTIMONY AND COMMENTS FROM THE PUBLIC REGARDING IN ORDER TO RECEIVE PUBLIC COMMENT AND TESTIMONY ON THE PROPOSED REQUEST FROM APPLICANT (RODNEY ORAND) TO CHANGE THE ZONING CLASSIFICATION OF BLOCK 16, LOT 10, CASTLEBERRY GARDENS ADDITION FROM A "C-1" COMMERCIAL ZONING DISTRICT TO "PC" PLANNED COMMERCIAL ZONING DISTRICT IN ORDER TO OPERATE A NURSERY NOT PERMITTED IN A "C-1" COMMERCIAL ZONING DISTRICT IN

CONJUNCTION WITH THE PRE-EXISTING PERMITTED USE OF THE REAR OF THE PROPERTY FOR A TELECOMMUNICATIONS TOWER. (**ZONING CASE # PZ 2011-14**).

20. **ACTION FROM PUBLIC HEARING:** CONSIDER APPROVAL OF **ORDINANCE # 900-2011** AMENDING ORDINANCE NO. 883-2011, BY CHANGING THE ZONING CLASSIFICATION OF BLOCK 16, LOT 10, CASTLEBERRY GARDENS ADDITION FROM A "C-1" COMMERCIAL ZONING DISTRICT TO "PC" PLANNED COMMERCIAL ZONING DISTRICT IN ORDER TO OPERATE A NURSERY NOT PERMITTED IN A "C-1" COMMERCIAL ZONING DISTRICT IN CONJUNCTION WITH THE PRE-EXISTING PERMITTED USE OF THE REAR OF THE PROPERTY FOR A TELECOMMUNICATIONS TOWER. (**ZONING CASE # PZ 2011-14**).

21. **PUBLIC HEARING:** TO RECEIVE PUBLIC INPUT ON THE PROPOSED 2011-2012 FISCAL YEAR OPERATING BUDGETS FOR THE CITY OF RIVER OAKS.

22. **ACTION FROM PUBLIC HEARING:** CONSIDER APPROVAL OF **ORDINANCE # 901-2011** ADOPTING THE RIVER OAKS OPERATING BUDGETS FOR THE PERIOD OCTOBER 1, 2011 THROUGH SEPTEMBER 30, 2012

23. **PUBLIC HEARING:** CONSIDER APPROVAL OF ADOPTING THE AD VALOREM EFFECTIVE TAX RATE OF \$0.853006 PER \$100 OF PROPERTY VALUE FOR FISCAL YEAR 2011-2012 THAT WOULD IMPOSE THE SAME TOTAL TAXES AS LAST YEAR IN COMPARISON WITH PROPERTIES TAXED IN BOTH YEARS.

24. **ACTION FROM PUBLIC HEARING:** CONSIDER APPROVAL OF **ORDINANCE # 902-2011** AFFIXING AND LEVYING MUNICIPAL AD VALOREM TAXES FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2011 AND ENDING SEPTEMBER 30, 2012 AT A RATE OF \$0.853006 PER \$100 OF PROPERTY VALUE THAT IMPOSES THE SAME TOTAL TAXES AS LAST YEAR IN COMPARISON WITH PROPERTIES TAXED IN BOTH YEARS.

ORDINANCES / RESOLUTIONS AND OTHER ITEMS REQUIRING COUNCIL APPROVAL/ACTION:

25. CONSIDER APPROVAL OF **RESOLUTION NO. 709-2011** AUTHORIZING ECONOMIC DEVELOPMENT CORPORATION (EDC) EXPENDITURES FROM THE OCTOBER 1, 2011 THRU SEPTEMBER 30, 2012 OPERATING BUDGET AS QUALIFIED FOR PROJECTS MORE THAN \$10,000.00 (FIRST READING)

26. CONSIDER APPROVAL OF **RESOLUTION NO. 710-2011** AMENDING THE CITY OF RIVER OAKS EMPLOYEE POLICY MANUAL AS ORIGINALLY ADOPTED UNDER RESOLUTION NUMBER 509 REVISING ARTICLE IV "COMPENSATION", ESTABLISHING SECTION 4.12 "CERTIFICATION PAY" AND PROVIDING FOR AN EFFECTIVE DATE.

27. CONSIDER APPROVAL OF **RESOLUTION NO. 711-2011** ADOPTING A POLICY ON COMPUTING ETHICS

PUBLIC FORUM:

28. CITY COUNCIL INVITES CITIZENS TO SPEAK ON ANY TOPIC; HOWEVER, UNLESS THE ITEM IS SPECIFICALLY NOTED ON THIS AGENDA, THE CITY COUNCIL IS REQUIRED UNDER THE TEXAS OPEN MEETINGS ACT TO LIMIT ITS RESPONSE WITH A STATEMENT OF SPECIFIC FACTUAL INFORMATION, RECITING THE CITY'S EXISTING POLICY ON THAT ISSUE, OR DIRECTING THE

PERSON MAKING THE INQUIRY TO VISIT WITH CITY STAFF ABOUT THE ISSUE. **NO COUNCIL DELIBERATION IS PERMITTED**

EXECUTIVE SESSION:

29. CONVENE IN EXECUTIVE SESSION PURSUANT TO CHAPTER 551, TEXAS GOVERNMENT CODE: THE COUNCIL RESERVES THE RIGHT TO CONVENE IN EXECUTIVE SESSIONS(S) FROM TIME TO TIME ON ANY POSTED AGENDA ITEM TO RECEIVE ADVICE FROM ITS ATTORNEY AS PERMITTED BY LAW DURING THIS MEETING. THE COUNCIL MAY CONVENE IN EXECUTIVE SESSION TO DISCUSS THE FOLLOWING:

- a. Section 551.071 Pending or contemplated litigation or to seek advice from attorney:
Litigation on substandard property at 4833 Ohio Garden Rd.
- b. Section 551.072 Discussion regarding possible sale, lease or acquisition of real estate:
- c. Section 551.074 Personnel matters – To deliberate the appointment, employment, evaluation, reassignment of duties, discipline or dismissal of a Public Officer or Employee or to hear a complaint or charge against an Officer or Employee.
- d. Section 551.076 Deliberation regarding security devices

RECONVENE:

30. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

ADJOURN:

31. ADJOURN

This facility is wheelchair accessible and accessible parking spaces are available in front of City Hall. Please contact City Hall at 817-626-5421 if you have any questions or additional needs.