



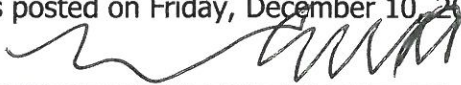
4900 River Oaks Boulevard River Oaks, Texas 76114

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

**DECEMBER 14, 2010
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, December 10, 2010 at 3:00 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 NOVEMBER 23, 2010
- B. BILLS PAYABLE FOR PERIOD ENDING DECEMBER 14, 2010

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 ITEMS TO BE WITHDRAWN FROM CONSENT AGENDA FOR SEPARATE DELIBERATION: COUNCIL RESERVES THE RIGHT TO REMOVE ANY ITEM ON THE CONSENT AGENDA FOR FURTHER DELIBERATION.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. PRESENTATION OF CHECK BY CHESAPEAKE ENERGY TO THE CITY OF RIVER OAKS FOR PARK IMPROVEMENTS AT WOOLDRIDGE PARK.
- 8. OATH OF OFFICE AND STATEMENT OF ELECTED OFFICIAL REAPPOINT ANDREW L. VOGEL AS THE RIVER OAKS MUNICIPAL COURT JUDGE

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
William J Crews

Police Chief
Dan Chisholm

Phone
(817) 626-5421

Fax
(817) 624-2154

Website
www.riveroakstx.com

9. OATH OF OFFICE AND STATEMENT OF APPOINTED OFFICER FOR COURT CLERK AND DEPUTY COURT CLERK PURSUANT TO SECTION 7.02.005 OF THE RIVER OAKS CODE.

10. ADJOURN FOR RECEPTION IN HONOR OF JUDGE ANDREW L. VOGEL AND OTHER APPOINTED MUNICIPAL COURT OFFICERS.

11. RECONVENE INTO REGULAR SESSION

12. PRESENTATION OF CHECK TO THE CITY OF RIVER OAKS BY THE GARDEN CLUB FOR COMMUNITY CENTER LANDSCAPING IMPROVEMENTS

13. CONSIDER APPROVAL OF "JOHNNY CASH TRIBUTE SHOW" IN FEBRUARY, 2011 AS REQUESTED BY THE COMMUNITY CENTER DIRECTORS

14. CONSIDER APPROVAL OF AGREEMENT TO CONTRACT WITH ALLIED COMPLIANCE SERVICES FOR D.O.T. TESTING

15. DISCUSSION AND/OR ACTION ON CITY COMPUTER IT SERVICE PROPOSALS.

16. CONSIDER APPROVAL TO PURCHASE A NEW IDENTITY CARD MACHINE

PUBLIC HEARINGS / ACTION FROM PUBLIC HEARINGS:

17. **PUBLIC HEARING:** IN ORDER TO RECEIVE TESTIMONY REGARDING THE SIGN VARIANCE REQUEST OF MAC TODD AT 913 ROBERTS CUT OFF (TOWN AND COUNTRY VETERINARIAN CLINIC) FROM ARTICLE 3.12 "SIGNS", SEC. 3.12.086 "POLE SIGNS" # (c) "MAXIMUM AREA" IN ORDER TO ALLOW AN ABANDONED POLE SIGN TO REMAIN ON THE PROPERTY WITH 3-FACED SIGNAGE AT 192 SQUARE FEET PER SIGN FACE (CASE # VA 312-003)

18. **ACTION FROM PUBLIC HEARING:** CONSIDER APPROVAL OF SIGN VARIANCE REQUEST OF MAC TODD AT 913 ROBERTS CUT OFF (TOWN AND COUNTRY VETERINARIAN CLINIC) FROM ARTICLE 3.12 "SIGNS", SEC. 3.12.086 "POLE SIGNS" # (c) "MAXIMUM AREA". (CASE # VA 312-003)

19. **PUBLIC HEARING:** IN ORDER TO RECEIVE TESTIMONY REGARDING THE SIGN VARIANCE REQUEST OF TACO BELL AT 5304 RIVER OAKS BLVD. FROM ARTICLE 3.12 "SIGNS", SEC. 3.12.036 "PERMANENT SIGNS REQUIRING PERMIT" # (2)B.III IN ORDER TO INSTALL A 56 SQUARE FOOT MENU BOARD SIGN (CASE # VA 312-004)

20. **ACTION FROM PUBLIC HEARING:** CONSIDER APPROVAL OF SIGN VARIANCE REQUEST OF TACO BELL AT 5304 RIVER OAKS BLVD. FROM ARTICLE 3.12 "SIGNS", SEC. 3.12.036 "PERMANENT SIGNS REQUIRING PERMIT" # (2)B.III IN ORDER TO INSTALL A 56 SQUARE FOOT MENU BOARD SIGN (CASE # VA 312-004)

21. **ADMINISTRATIVE HEARING:** CONSIDER ASSESSMENT OF CIVIL PENALTIES AGAINST THE OWNER(S) OF THE PROPERTY AT **1728 HILLSIDE DR.** PURSUANT TO SECTION 3.07.013 OF THE RIVER OAKS CODE OF ORDINANCES (2006) AS AMENDED FOR FAILURE TO COMPLY WITH THE SUBSTANDARD BUILDING ORDER OF JULY 13, 2010.

22. **ACTION FROM ADMINISTRATIVE HEARING:** CONSIDER BOARD ACTION ON THE ASSESSMENT OF CIVIL PENALTIES AGAINST THE OWNER(S) OF THE SUBSTANDARD PROPERTY AT **1728 HILLSIDE DR.** FOR FAILURE TO COMPLY.

23. **PUBLIC HEARING:** SUBSTANDARD ENFORCEMENT ACTION REGARDING STRUCTURE(S) LOCATED ON THE PROPERTY AT **4854 MONTROSE DR.**

24. **ACTION FROM PUBLIC HEARING:** CONSIDER COUNCIL ORDERS ON THE PROPERTY AT **4854 MONTROSE DR.** THAT MAY INCLUDE SECURING, VACATING OF OCCUPANTS, REMOVAL, REPAIRING OR DEMOLITION OF STRUCTURE(S) IN ORDER TO BE BROUGHT INTO COMPLIANCE WITH SECTION 3.07.004 OF THE RIVER OAKS CODE OF ORDINANCES (2006) AS AMENDED.

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

25. CONSIDER APPROVAL OF **ORDINANCE # 866-2010** AMENDING ARTICLE 13.10 "STORM WATER MANAGEMENT PLAN" INCORPORATING SECTION 13.10.017 "DISCHARGE TO MS4 PROHIBITED" AND PROVIDING AN EFFECTIVE DATE.

26. CONSIDER APPROVAL OF **ORDINANCE # 868-2010** AMENDING THE 2010-2011 BUDGET FOR THE PURCHASE OF A NEW IDENTITY CARD MACHINE AND PROVIDING AN EFFECTIVE DATE.

27. CONSIDER APPROVAL OF **ORDINANCE # 869-2010** AMENDING THE 2010-2011 BUDGET FOR IT COMPUTER SERVICE AND PROVIDING AN EFFECTIVE DATE.

STAFF REPORTS:

28. **STAFF REPORT ON SUBSTANDARD PROPERTIES UNDER COUNCIL ORDER:**

- 4833 OHIO GARDEN RD.
- 1129 ST. EDWARDS
- 1728 HILLSIDE
- 1621 LONG

29. **REPORT ON SUBSTANDARD PROPERTIES UNDER ORDER OF BUILDING OFFICIAL:**

- 5501 BLACK OAK LANE
- 1229 CHURCHILL
- 4847 RIVER OAKS BLVD.
- 5311 CORNELL
- 4854 MONTROSE
- 4821 ALMENA

- 5048 OHIO GARDEN RD.
- 4508 ALMENA
- 1205 ROBERTS CUT OFF RD.
- 1218 YALE

30. **PROPERTIES UNDER INTENT TO SUBSTANDARD:**

- 5314 AMHERST

QUESTIONS RELATED TO STAFF REPORTS INCLUDING:

31. **POLICE DEPARTMENT MONTHLY ACTIVITY REPORT** INCLUDING PATROL ACTIVITY, RESPONSE CALLS, NUMBER OF CRIMINAL INVESTIGATION CASES, WARRANTS ISSUED AND ANIMAL CONTROL CALLS FOR SERVICE INCLUDING CITATIONS ISSUED

32. **FIRE DEPARTMENT MONTHLY ACTIVITY REPORT** INCLUDING NUMBER OF CALLS FOR SERVICE

33. **INSPECTIONS AND CODE COMPLIANCE MONTHLY ACTIVITY REPORTS** INCLUDING NUMBER OF PERMITS ISSUED AND CODE VIOLATIONS WORKED

34. **LIBRARY MONTHLY ACTIVITY REPORT** INCLUDING NUMBER OF BOOKS, VIDEOS, PAPERBACKS, AND INCLUDING NUMBER OF PATRON ASSISTANCE

35. **MUNICIPAL COURT** INCLUDING COURT ACTIVITY FROM FINES, BONDS, WARRANT FEES, COURT TAXES, COURT FEES, ARREST FEES, COURT SECURITY FEES, COURT TECHNOLOGY FEES, PAYMENT PLANS, STATE COURT COSTS AND AGENCY COLLECTION FEES

36. **PUBLIC WORKS MONTHLY ACTIVITY REPORT** INCLUDING ROAD REPAIRS COMPLETED, SIGNS INSTALLED, WATER PRODUCTION, WATER MAIN AND SERVICE LEAKS REPAIRED, NUMBER OF FIRE HYDRANTS AND DEAD END LINES FLUSHED, NUMBER OF SEWER OVERFLOWS AND STOPPAGES, CUBIC TONS OF SOLID WASTE COMPACTED AND PUBLIC WORKS EQUIPMENT REPAIRS

37. **PARK BOARD MONTHLY ACTIVITY REPORTS** INCLUDING BALLFIELD RENTALS AND QUESTIONS PERTAINING TO MINUTES FROM THE PARK BOARD

38. **COMMUNITY CENTER ACTIVITY REPORTS** INCLUDING NUMBER OF COMMUNITY CENTER RENTALS, EVENTS AND ACTIVITIES

39. **CITY SECRETARY MONTHLY ACTIVITY REPORT** INCLUDING REVENUE FROM SALES TAX, DOLLAR DONATIONS, EDC SALES TAX, TEX POOL AND CRIME SALES TAX

40. **EDC MONTHLY ACTIVITY REPORT** INCLUDING FUNDED PROJECT UPDATES, UPCOMING PROJECTS AND BIG IMPROVEMENT GRANT APPLICATIONS

41. **STORM WATER TASK FORCE MONTHLY ACTIVITY REPORT** INCLUDING ACTIONS TAKEN UNDER THE MS4 PERMIT, COMMUNITY EDUCATION AND PROMOTIONAL EVENTS REGARDING STORM WATER PREVENTION POLLUTION

PUBLIC FORUM:

42. 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:

43. 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:
- 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:

44. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

ADJOURN:

45. 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.