



4900 River Oaks Boulevard River Oaks, Texas 76114

Mayor  
**Herman D. Earwood**

City Council  
Mayor Pro Tem/Place 3  
**Joe Crews**

Place 1  
**JoAnn Butler**

Place 2  
**Steve Holland**

Place 4  
**Joe Ashton**

Place 5  
**JoAnn Gordon**

City Secretary  
**Marvin Gregory**

Interim Fire Chief  
**Chris Hawkins**

Police Chief  
**Avin Carter**

Public Works Director  
**James Hatley**

Library Director  
**Mary Earwood**

Phone  
**(817) 626-5421**

Fax  
**(817) 624-2154**

Website  
[www.riveroakstx.com](http://www.riveroakstx.com)

## NOTICE TO THE PUBLIC

A REGULAR MEETING OF THE RIVER OAKS CITY COUNCIL IS SCHEDULED IN THE RIVER OAKS COMMUNITY CENTER, 5300 BLACKSTONE DR ON TUESDAY

**DECEMBER 11, 2012**  
**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 7, 2012 at 3:30 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) AND SPECIAL PRESENTATIONS 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. **COUNCIL RESERVES THE RIGHT TO REMOVE ANY ITEM ON THE CONSENT AGENDA FOR FURTHER DELIBERATION.**
  - A. MINUTES OF REGULAR COUNCIL MEETING NOVEMBER 13, 2012
  - B. RATIFY BILLS PAYABLE FOR PERIOD ENDING NOVEMBER 27, 2012
  - C. BILLS PAYABLE FOR PERIOD NOVEMBER 28, 2012 TO DECEMBER 11, 2012
  - D. RATIFY MAYOR'S RECOMMENDATION TO HIRE JOHN PAUL JONES IN THE CODE COMPLIANCE DEPARTMENT
6. DISCUSSION OR ACTION TAKEN ON ITEMS WITHDRAWN FROM CONSENT AGENDA FOR SEPARATE DELIBERATION.



4900 River Oaks Boulevard River Oaks, Texas 76114

Mayor  
**Herman D. Earwood**

City Council  
Mayor Pro Tem/Place 3  
**Joe Crews**

Place 1  
**JoAnn Butler**

Place 2  
**Steve Holland**

Place 4  
**Joe Ashton**

Place 5  
**JoAnn Gordon**

City Secretary  
**Marvin Gregory**

Interim Fire Chief  
**Chris Hawkins**

Police Chief  
**Avin Carter**

Public Works Director  
**James Hatley**

Library Director  
**Mary Earwood**

Phone  
**(817) 626-5421**

Fax  
**(817) 624-2154**

Website  
[www.riveroakstx.com](http://www.riveroakstx.com)

**PERSONAL APPEARANCES AND ITEMS REQUIRING COUNCIL APPROVAL/ACTION:**

7. CONSIDER APPROVAL TO ADJUST OR WAIVE WATER DEPOSIT FEES FOR 916 GILLHAM ROAD.
8. CONSIDER APPROVAL TO AMEND THE AUGUST 23, 2011 SUBSTANDARD BUILDING ORDER AND THE JANUARY 10, 2012 ORDER TO ASSESS CIVIL PENALTIES ON THE SUBSTANDARD PROPERTY AT 1205 CHURCHILL RD.
9. CONSIDER APPROVAL OF THE CASTLEBERRY SPRING SPORTS POSTER SPONSORSHIP
10. CONSIDER APPROVAL OF INTERLOCAL AGREEMENT WITH N.C.T.C.O.G. FOR SOLID WASTE IMPLEMENTATION GRANT (RECYCLING).
11. CONSIDER APPROVAL OF AGREEMENT WITH ALLIED COMPLIANCE SERVICES FOR D.O.T. DRUG AND ALCOHOL TESTING.
12. CONSIDER APPROVAL TO RENNOVATE THE CENTER MONUMENT IN FRONT OF CITY HALL
13. CONSIDER APPROVAL OF TANK REPAIR TO THE CITY'S GROUND STORAGE TANK AT 2257 ROBERTS CUT OFF.
14. CONSIDER APPROVAL FOR THE USE OF HARDIPLANK SIDING ON THE RESIDENTIAL STRUCTURE AT 4841 SHERWOOD DRIVE PURSUANT TO SECTION 4 "DEFINITIONS" OF THE RIVER OAKS ZONING ORDINANCE # 920-2012.

**PUBLIC HEARINGS / ACTION FROM PUBLIC HEARINGS:**

15. **PUBLIC HEARING:** SUBSTANDARD ENFORCEMENT ACTION REGARDING STRUCTURE(S) LOCATED ON THE PROPERTY AT **4841 SHERWOOD DR.**
16. **ACTION FROM PUBLIC HEARING:** CONSIDER COUNCIL ORDERS ON THE PROPERTY AT **4841 SHERWOOD DR.** THAT MAY INCLUDE SECURING, VACATING OF OCCUPANTS, REMOVAL, REPAIRING OR DEMOLITION OF STRUCTURE(S) OR ADOPTION OF RESOLUTION IMPLORING A FEDERAL AGENCY TO ABATE ALL SUBSTANDARD VIOLATIONS IN ORDER TO BE BROUGHT INTO COMPLIANCE WITH SECTION 3.07.004 OF THE RIVER OAKS CODE OF ORDINANCES (2006) AS AMENDED.
17. **PUBLIC HEARING:** SUBSTANDARD ENFORCEMENT ACTION REGARDING STRUCTURE(S) LOCATED ON THE PROPERTY AT **817 THERSA** DAMAGED BY FIRE.
18. **ACTION FROM PUBLIC HEARING:** CONSIDER COUNCIL ORDERS ON THE PROPERTY AT **817 THERSA DR.** THAT MAY INCLUDE SECURING, VACATING OF OCCUPANTS, REMOVAL, REPAIRING OR DEMOLITION OF STRUCTURE(S) OR ADOPTION OF RESOLUTION IMPLORING A FEDERAL AGENCY TO ABATE ALL SUBSTANDARD



4900 River Oaks Boulevard River Oaks, Texas 76114

Mayor  
**Herman D. Earwood**

City Council  
Mayor Pro Tem/Place 3  
**Joe Crews**

Place 1  
**JoAnn Butler**

Place 2  
**Steve Holland**

Place 4  
**Joe Ashton**

Place 5  
**JoAnn Gordon**

City Secretary  
**Marvin Gregory**

Interim Fire Chief  
**Chris Hawkins**

Police Chief  
**Avin Carter**

Public Works Director  
**James Hatley**

Library Director  
**Mary Earwood**

Phone  
**(817) 626-5421**

Fax  
**(817) 624-2154**

Website  
[www.riveroakstx.com](http://www.riveroakstx.com)

VIOLATIONS IN ORDER TO BE BROUGHT INTO COMPLIANCE WITH SECTION 3.07.004 OF THE RIVER OAKS CODE OF ORDINANCES (2006) AS AMENDED.

19. **PUBLIC HEARING:** SUBSTANDARD ENFORCEMENT ACTION REGARDING STRUCTURE(S) LOCATED ON THE PROPERTY AT **5032 SHERWOOD DR.**

20. **ACTION FROM PUBLIC HEARING:** CONSIDER COUNCIL ORDERS ON THE PROPERTY AT **5032 SHERWOOD DR.** THAT MAY INCLUDE SECURING, VACATING OF OCCUPANTS, REMOVAL, REPAIRING OR DEMOLITION OF STRUCTURE(S) OR ADOPTION OF RESOLUTION IMPLOING A FEDERAL AGENCY TO ABATE ALL SUBSTANDARD VIOLATIONS IN ORDER TO BE BROUGHT INTO COMPLIANCE WITH SECTION 3.07.004 OF THE RIVER OAKS CODE OF ORDINANCES (2006) AS AMENDED.

21. **PUBLIC HEARING:** SUBSTANDARD ENFORCEMENT ACTION REGARDING STRUCTURE(S) LOCATED ON THE PROPERTY AT **620 WORTHVIEW DR.**

22. **ACTION FROM PUBLIC HEARING:** CONSIDER COUNCIL ORDERS ON THE PROPERTY AT **620 WORTHVIEW DR.** THAT MAY INCLUDE SECURING, VACATING OF OCCUPANTS, REMOVAL, REPAIRING OR DEMOLITION OF STRUCTURE(S) OR ADOPTION OF RESOLUTION IMPLOING A FEDERAL AGENCY TO ABATE ALL SUBSTANDARD VIOLATIONS IN ORDER TO BE BROUGHT INTO COMPLIANCE WITH SECTION 3.07.004 OF THE RIVER OAKS CODE OF ORDINANCES (2006) AS AMENDED.

23. **PUBLIC HEARING:** SUBSTANDARD ENFORCEMENT ACTION REGARDING STRUCTURE(S) LOCATED ON THE PROPERTY AT **606 WORTHVIEW DR.**

24. **ACTION FROM PUBLIC HEARING:** CONSIDER COUNCIL ORDERS ON THE PROPERTY AT **606 WORTHVIEW DR.** THAT MAY INCLUDE SECURING, VACATING OF OCCUPANTS, REMOVAL, REPAIRING OR DEMOLITION OF STRUCTURE(S) OR ADOPTION OF RESOLUTION IMPLOING A FEDERAL AGENCY TO ABATE ALL SUBSTANDARD VIOLATIONS IN ORDER TO BE BROUGHT INTO COMPLIANCE WITH SECTION 3.07.004 OF THE RIVER OAKS CODE OF ORDINANCES (2006) AS AMENDED.

25. **PUBLIC HEARING:** SUBSTANDARD ENFORCEMENT ACTION REGARDING STRUCTURE(S) LOCATED ON THE PROPERTY AT **1619 YALE ST.**

26. **ACTION FROM PUBLIC HEARING:** CONSIDER COUNCIL ORDERS ON THE PROPERTY AT **1619 YALE ST.** THAT MAY INCLUDE SECURING, VACATING OF OCCUPANTS, REMOVAL, REPAIRING OR DEMOLITION OF STRUCTURE(S) OR ADOPTION OF RESOLUTION IMPLOING A FEDERAL AGENCY TO ABATE ALL SUBSTANDARD VIOLATIONS IN ORDER TO BE BROUGHT INTO COMPLIANCE WITH SECTION 3.07.004 OF THE RIVER OAKS CODE OF ORDINANCES (2006) AS AMENDED.

27. **PUBLIC HEARING:** SUBSTANDARD ENFORCEMENT ACTION REGARDING STRUCTURE(S) LOCATED ON THE PROPERTY AT **809 GUSTAV ST.**

28. **ACTION FROM PUBLIC HEARING:** CONSIDER COUNCIL ORDERS ON THE PROPERTY AT **809 GUSTAV ST.** THAT MAY INCLUDE SECURING, VACATING OF



4900 River Oaks Boulevard  River Oaks, Texas  76114

Mayor  
**Herman D. Earwood**

City Council  
Mayor Pro Tem/Place 3  
**Joe Crews**

Place 1  
**JoAnn Butler**

Place 2  
**Steve Holland**

Place 4  
**Joe Ashton**

Place 5  
**JoAnn Gordon**

City Secretary  
**Marvin Gregory**

Interim Fire Chief  
**Chris Hawkins**

Police Chief  
**Avin Carter**

Public Works Director  
**James Hatley**

Library Director  
**Mary Earwood**

Phone  
**(817) 626-5421**

Fax  
**(817) 624-2154**

Website  
[www.riveroakstx.com](http://www.riveroakstx.com)

OCCUPANTS, REMOVAL, REPAIRING OR DEMOLITION OF STRUCTURE(S) OR ADOPTION OF RESOLUTION IMPLORING A FEDERAL AGENCY TO ABATE ALL SUBSTANDARD VIOLATIONS IN ORDER TO BE BROUGHT INTO COMPLIANCE WITH SECTION 3.07.004 OF THE RIVER OAKS CODE OF ORDINANCES (2006) AS AMENDED.

**ORDINANCES / RESOLUTIONS REQUIRING COUNCIL APPROVAL/ACTION:**

29. CONSIDER APPROVAL OF **ORDINANCE NO. 962-2012** AMENDING THE 2012-2013 FY BUDGET TRANSFERRING FUNDS WITHIN THE GENERAL FUND FOR PUBLIC WORKS PERSONNEL SALARIES AND BENEFITS.

30. CONSIDER APPROVAL OF **ORDINANCE NO. 963-2012** AMENDING THE 2012-2013 FY BUDGET FOR EXPENDITURE OF GAS ROYALTIES IN THE GENERAL FUND FOR THE ROOF REPLACEMENT PROJECT OVER THE POLICE DEPARTMENT COMPLEX.

**STAFF REPORTS:**

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

- 1129 ST. EDWARDS
- 1409 LAWRENCE

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

- 1619 YALE
- 817 THERSA
- 809 GUSTAV
- 4841 SHERWOOD
- 5032 SHERWOOD
- 620 WORTHVIEW
- 606 WORTHVIEW
- 715 ISBELL
- 1609 NANCY LANE

**33. REPORT ON SUBSTANDARD PROPERTIES ABATED:**

- 4525 ALMENA RD.

**QUESTIONS RELATED TO MONTHLY STAFF REPORTS INCLUDING:**



4900 River Oaks Boulevard River Oaks, Texas 76114

Mayor  
**Herman D. Earwood**

City Council  
Mayor Pro Tem/Place 3  
**Joe Crews**

Place 1  
**JoAnn Butler**

Place 2  
**Steve Holland**

Place 4  
**Joe Ashton**

Place 5  
**JoAnn Gordon**

City Secretary  
**Marvin Gregory**

Interim Fire Chief  
**Chris Hawkins**

Police Chief  
**Avin Carter**

Public Works Director  
**James Hatley**

Library Director  
**Mary Earwood**

Phone  
**(817) 626-5421**

Fax  
**(817) 624-2154**

Website  
[www.riveroakstx.com](http://www.riveroakstx.com)

34. **POLICE DEPT. MONTHLY ACTIVITY REPORT** INCLUDING PATROL ACTIVITY, RESPONSE CALLS, NUMBER OF CRIMINAL INVESTIGATION CASES, WARRANTS ISSUED AND ANIMAL CONTROL CALLS INCLUDING CITATIONS ISSUED.

35. **FIRE DEPT. REPORT** INCLUDING NUMBER OF CALLS FOR SERVICE.

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

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

38. **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.

39. **PUBLIC WORKS 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.

40. **PARK BOARD ACTIVITY REPORTS** INCLUDING BALLFIELD RENTALS, GRANT UPDATES AND QUESTIONS PERTAINING TO MINUTES FROM THE PARK BOARD.

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

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

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

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

**PUBLIC FORUM:**

45. 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**



4900 River Oaks Boulevard River Oaks, Texas 76114

Mayor  
**Herman D. Earwood**

City Council  
Mayor Pro Tem/Place 3  
**Joe Crews**

Place 1  
**JoAnn Butler**

Place 2  
**Steve Holland**

Place 4  
**Joe Ashton**

Place 5  
**JoAnn Gordon**

City Secretary  
**Marvin Gregory**

Interim Fire Chief  
**Chris Hawkins**

Police Chief  
**Avin Carter**

Public Works Director  
**James Hatley**

Library Director  
**Mary Earwood**

Phone  
**(817) 626-5421**

Fax  
**(817) 624-2154**

Website  
**www.riveroakstx.com**

**EXECUTIVE SESSION:**

46. 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: **Advice from City Attorney regarding possible litigation on substandard property at 1205 Churchill 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 compliant or charge against an Officer or Employee.
- d. Section 551.076 Deliberation regarding security devices

**RECONVENE:**

47. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

**ADJOURN:**

48. 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.