



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

Fire Chief
Ron Short

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

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

AUGUST 28, 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, August 24, 2012 at 4:30 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) 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 AUGUST 14, 2012
 - B. BILLS PAYABLE FOR PERIOD ENDING AUGUST 28, 2012
 - C. APPROVAL OF TERMINATION AND HIRING OF A BUILDING MAINTENANCE WORKER AS RECOMMENDED BY THE MAYOR
 - D. APPROVAL OF RESIGNATION OF RON SHORT AS FIRE CHIEF
 - E. APPROVAL OF RESIGNATION OF GRACIELA ESTRADA AS CROSSING GUARD



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

Fire Chief
Ron Short

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

F. APPROVAL OF HIRING CARL DODGE AS CROSSING GUARD

6. DISCUSSION OR ACTION TAKEN ON ITEMS WITHDRAWN FROM CONSENT AGENDA FOR SEPARATE DELIBERATION.

PERSONAL APPEARANCES AND ITEMS REQUIRING COUNCIL APPROVAL/ACTION:

7. CONSIDER APPROVAL TO AMEND THE SITE PLAN AS PREVIOUSLY SUBMITTED AND APPROVED FOR **GIGGLES THERAPY LLC** ON MAY 8, 2012 IN ORDER TO *CONSTRUCT ON THE PROPERTY AT 905 ROBERTS CUT OFF RD. A NEW 4,800 SQUARE FOOT COMMERCIAL BUILDING THAT MET ALL DEVELOPMENT REQUIREMENTS FOR STRUCTURES CONSTRUCTED IN A "C-1" COMMERCIAL ZONING DISTRICT.*

8. CONSIDER APPROVAL TO AWARD THE CONTRACT FOR THE INSTALLATION OF TWO-PLY MODIFIED BITUMEN MEMBRANE ROOFING ON THE CITY COMPLEX (PROJECT # RO 2012-001) PROPOSED TO BE EXPENDED FROM THE CITY'S MINERAL REVENUES.

9. CONSIDER APPROVAL OF WRITTEN DEVELOPMENT AGREEMENT AS RECOMMENDED BY THE E.D.C. FOR ENHANCEMENT OF THE ECONOMIC DEVELOPMENT AND STABILITY OF THE CITY TO INVEST FINANCIAL INCENTIVES FOR QUIK TRIP TO LOCATE WITHIN THE CORPORATE LIMITS OF THE CITY.

10. DISCUSSION AND/OR ACTION UNDER THE WNV MOSQUITO SURVEILLANCE REPORT PURSUANT TO RESOLUTION 552 AS PRESENTED BY PWD HATLEY AND EMC JAMES MYRICK.

11. CONSIDER APPROVAL TO EXPEND FUNDS FROM THE CITY'S MINERAL REVENUES IN ORDER TO PURCHASE A GRAPPLE ATTACHMENT FOR BRUSH COLLECTION.

12. CONSIDER APPROVAL OF REVISED CITY ORGANIZATIONAL PLAN AS SUBMITTED BY CS GREGORY

ORDINANCES / RESOLUTIONS REQUIRING COUNCIL APPROVAL/ACTION:

13. CONSIDER APPROVAL OF **ORDINANCE NO. 941-2012** EXPANDING THE 2011-2012 E.D.C. FISCAL YEAR BUDGET AN ADDITIONAL \$50,000 FOR ENHANCEMENT OF THE ECONOMIC DEVELOPMENT AND STABILITY OF THE CITY BY ENTERING INTO A DEVELOPMENT AGREEMENT WITH ACHIEVABLE BENCHMARKS TO INVEST FINANCIAL INCENTIVES FOR QUIK TRIP TO LOCATE WITHIN THE CORPORATE LIMITS OF THE CITY PURSUANT TO SECTION 505.102 OF THE LOCAL GOVERNMENT CODE "CONTRACT WITH OTHER PRIVATE CORPORATION".

14. CONSIDER APPROVAL OF **ORDINANCE NO. 942-2012** AMENDING SEC. 12.04.001 MAXIMUM LIMITS NEAR SCHOOLS, CHURCHES, PARKS AND HOSPITALS OF THE RIVER OAKS CODE OF ORDINANCES REVISING THE SCHOOL ZONE TIMES ON



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

Fire Chief
Ron Short

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

CHURCHILL ROAD FOR CASTLEBERRY HIGH SCHOOL AND IRMA MARSH MIDDLE SCHOOL.

15. CONSIDER APPROVAL OF **ORDINANCE NO. 943-2012** AMENDING **SEC. 12.05.012 SPECIAL STOP INTERSECTION** OF THE RIVER OAKS CODE OF ORDINANCES ESTABLISHING A SPECIAL STOP INTERSECTION AT THE INTERSECTION OF AUBURN STREET WITH ROBERTS CUT OFF RD.

16. CONSIDER APPROVAL OF **ORDINANCE NO. 944-2012** AMENDING THE 2011-2012 FY GENERAL FUND BUDGET FOR EQUIPMENT UPGRADES IN THE POLICE DEPARTMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

17. CONSIDER APPROVAL OF RESOLUTION **# 739-2012** AMENDING RESOLUTION 738-2012 BY INCORPORATING EXHIBIT A THAT PROVIDES A RECORD OF ALL APPLICABLE CITY BANKING ACCOUNTS AND AUTHORIZING REPRESENTATIVES ON THE CITY'S BANK ACCOUNTS.

18. CONSIDER APPROVAL OF **RESOLUTION NO. 740-2012** AUTHORIZING ECONOMIC DEVELOPMENT CORPORATION (EDC) EXPENDITURES FROM THE OCTOBER 1, 2012 THRU SEPTEMBER 30, 2013 OPERATING BUDGET AS QUALIFIED FOR PROJECTS MORE THAN \$10,000.00 (FIRST READING)

STAFF REPORTS:

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

- 1129 ST. EDWARDS
- 1205 CHURCHILL
- 1409 LAWRENCE
- 4525 ALMENA
- 1712 LAWATHER

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

- 715 ISBELL
- 5032 SHERWOOD
- 620 WORTHVIEW
- 1609 NANCY LANE

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

Fire Chief
Ron Short

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

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

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

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

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

25. **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.

26. **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.

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

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

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

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

31. **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:

32. 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



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

Fire Chief
Ron Short

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

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:

33. CONVENE IN EXECUTIVE SESSION PURSUANT TO CHAPTER 551, TEXAS GOVERNMENT CODE: THE COUNCIL RESERVES THE RIGHT TO CONVENE IN EXECUTIVE SESSION(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 properties at 1205 Churchill, 1409 Lawrence and 4525 Almema 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:

34. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

ADJOURN:

35. 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.