

**MINUTES OF THE REGULAR MEETING
RIVER OAKS CITY COUNCIL
OCTOBER 23, 2018**

MEMBERS PRESENT:

MAYOR HERMAN EARWOOD
MAYOR PRO TEM STEVE HOLLAND
COUNCIL MEMBER JOE ASHTON
COUNCIL MEMBER DAN CHISHOLM
COUNCIL MEMBER JOANN BUTLER
COUNCIL MEMBER BRUCE SCOTT

STAFF PRESENT:

CITY SECRETARY MARVIN GREGORY
ASST CITY SECRETARY PAULA LUCK
PUBLIC WORKS DIRECTOR GORDON SMITH
POLICE CHIEF CHRIS SPIELDENNER
BUILDING INSPECTOR STEVE SANDERS
FIRE CHIEF JAMES BROWN
EMERGENCY MGT JAMES MYRICK
CITY ATTORNEY BETSY ELAM
FIRE BATTALION CHIEF GREG STOCKTON

ABSENT:

NONE

1. CALL TO ORDER

With a quorum present, Mayor Pro Tem Holland called the Regular Meeting of the River Oaks City Council to order at 7:00 p.m. on Tuesday, October 23, 2018 at the River Oaks City Hall, 4900 River Oaks Blvd., River Oaks, Texas 76114.

2. INVOCATION

CM Scott delivered the Invocation.

3. PLEDGE OF ALLEGIANCE TO UNITED STATES FLAG AND THE TEXAS FLAG

CM Scott led the Pledges of Allegiance to the United States and the Texas Flags.

4. READING OF PROCLAMATION(S) AND SPECIAL PRESENTATIONS BY MAYOR:

Mayor Earwood read a proclamation for Municipal Court Week from November 5-9, 2018.

PC Spieldenner and Mayor Earwood presented a Certificate of Appreciation to Brad Timms (whom was not in attendance), Reserve Police Officer for 20 years of volunteer service to the city.

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. APPROVE MINUTES OF SEPTEMBER 25, 2018 REGULAR COUNCIL MEETING
- B. APPROVE MINUTES OF OCTOBER 4, 2018 SPECIAL CALLED MEETING
- C. APPROVE MINUTES OF OCTOBER 9, 2018 TOWN HALL MEETING
- D. APPROVE BILLS PAYABLE FOR THE PERIOD ENDING SEPTEMBER 30, 2018 (FY 2018)

- E. RATIFY BILLS PAYABLE FOR PERIOD ENDING OCTOBER 9, 2018 (FY 2019)
- F. APPROVE BILLS PAYABLE FOR PERIOD ENDING OCTOBER 23, 2018 (FY 2019)
- G. APPROVE FY 2018 ANNUAL INVESTMENT REPORT
- H. APPROVE HIRING OF ROBYN SELVIDGE AS FULL TIME DISPATCHER IN POLICE DEPT
- I. APPROVE HIRING OF ROBERT HUDDLESTON AS A RESERVE POLICE OFFICER
- J. APPROVE RESIGNATION OF JAMES BROWN AS THE RIVER OAKS FIRE CHIEF
- K. APPROVE EMPLOYMENT AGREEMENT WITH JAMES HATLEY, CLASS "B" WATER OPERATOR

CM Scott moved, seconded by CM Butler to approve the Consent Agenda items #A-J with regrets to Item #J. Mayor and Council appreciate Chief Brown's service to River Oaks. All voted "Aye".

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 DISCUSSION OR ACTION TAKEN ON ITEMS WITHDRAWN FROM CONSENT AGENDA FOR SEPARATE DELIBERATION.

NONE

PERSONAL APPEARANCES AND ITEMS REQUIRING COUNCIL APPROVAL/ACTION:

7. CONSIDER APPROVAL OF RESOLUTION #943-2018 SETTING A PUBLIC HEARING UNDER SECTION 311.003 OF THE TEXAS TAX CODE FOR THE CREATION OF A TAX INCREMENT REINVESTMENT ZONE CONTAINING APPROXIMATELY 151 ACRES OF LAND GENERALLY LOCATED ALONG THE RIVER OAKS BOULEVARD CORRIDOR AND BEING WHOLLY LOCATED WITHIN THE CORPORATE LIMITS OF THE CITY OF RIVER OAKS.

Mary Petty of Petty & Associates was present. Taxes on the increased increment in the value of property in the zone (over and above the base) are the captured value or "tax increment" used to fund the improvements in the zone. Funding is accomplished by pledging tax revenues that will be realized from increases in property value due in large part from improvements in the district. This will be discussed more in this Saturday's workshop.

Mayor Pro Tem Holland moved, seconded by CM Scott to approve Resolution #943-2018 setting a Public Hearing for November 13, 2018. All voted "Aye".

8. CONSIDER APPROVAL OF OPTION FOR FUTURE LAND DEVELOPMENT FOR MUNICIPAL USE AS PRESENTED BY THE PROJECT CONSULTANT ERIC CANALES OF MULTATECH ARCHITECTS & ENGINEERS.

Eric Canales of Multatech Architects & Engineers was present. A Planning Committee was formed to look at land at the YMCA Camp Carter for possible future development. Camp Carter is offering the city a long term lease of the land. The possible future development is an animal

shelter and a multi-purpose center. A survey was done of the complete area and went thru multiple options and had multiple meetings with the Planning Committee. Three concepts were presented with Concept A & B almost identical except the Animal Control building and road in one is rotated. Concept C has more additional parking for future development. This is approximately 11 acres that is for city use only and not commercial use. Next step is to present a concept to Camp Carter to secure the property.

CM Ashton moved, seconded by CM Chisholm to approve Concept A and to present that concept to Camp Carter. All voted "Aye".

9. DISCUSSION AND/OR ACTION ON ENTERING INTO THE CONSTRUCTION AND DESIGN PHASE WITH MULTATECH ARCHITECTS & ENGINEERS FOR AN ANIMAL SHELTER AND DRIVEWAY TO THE ANIMAL SHELTER ON PROPOSED PROPERTY ACQUISITION.

This item is asked to be delayed while the land lease is being secured and should be brought back at the next meeting.

10. CONSIDER APPROVAL OF REQUEST BY MARIA TUEME TO HAVE A BOUNCE HOUSE INCLUDED WITH THEIR NOVEMBER 3RD COMMUNITY CENTER RENTAL TO HOLD A BIRTHDAY PARTY.

Maria Tueme was present. This is for her one year old niece's birthday party. Insurance and a release of liability will be required.

CM Ashton moved, seconded by CM Butler to approve the bounce house request. All voted "Aye".

11. CONSIDER APPROVAL TO AMEND THE JULY 24, 2018 COUNCIL ORDER ON SUBSTANDARD PROPERTY AT 1605 MONTROSE.

They were given 89 days to repair or demolish. New owner has active permits out but has decided to walk away from the property. All fees including liens have been paid by the new owner. The council order has expired. Need to do a current title search.

CM Ashton moved, seconded by CM Chisholm to amend the July 24, 2018 council order to extend 30 days from tonight to allow staff to do another inspection and a new title search. All voted "Aye".

12. DISCUSSION AND/OR ACTION ON VIDEO STREAMING OF CITY COUNCIL MEETINGS.

Charter Cable has been contacted to see what it takes to post the video streaming to the city channel. If we post it to Facebook, it will not be live. Cost so far is an estimate of \$600.00

CM Ashton moved, seconded by CM Scott to approve the purchase and installation of equipment to video stream on Facebook. All voted "Aye".

13. CONSIDER APPROVAL OF INTERLOCAL AGREEMENT WITH THE CITY OF SANSOM PARK FOR ANIMAL CONTROL & SHELTER.

The current agreement has expired. Our City Attorney re-wrote the agreement and has been given to Sansom Park for review. The cost will remain the same at \$500.00 per month.

CM Ashton moved, seconded by CM Chisholm to approve the Interlocal Agreement with the City of Sansom Park. All voted "Aye".

14. CONSIDER APPROVAL OF AGREEMENT FOR HANDLING STRAY ANIMALS WITH THE TARRANT COUNTY HUMANE SOCIETY.

The city needs a back-up place to take animals when the Sansom Park Animal Shelter is full or closed. Tarrant County Humane Society has agreed to be a back-up at no obligations.

CM Chisholm moved, seconded by CM Scott to approve the agreement with Tarrant County Humane Society. All voted "Aye".

15. DISCUSSION AND/OR ACTION FOR A DETERMINATION BY THE COUNCIL THAT THE COMPETITIVE SEALED PROPOSAL METHOD OF BIDDING UNDER SUBCHAPTER D OF CHAPTER 2269 PROVIDES THE BEST VALUE FOR THE CITY FOR THE CONSTRUCTION OF THE FOLLOWING FACILITIES: "ALL WATER AND SEWER PROJECTS WITHIN THE CITY OF RIVER OAKS".

This has been changed to include all water and sewer projects.

CM Chisholm moved, seconded by CM Ashton to approve amending Subchapter D of Chapter 2269. All voted "Aye".

16. CONSIDER APPROVAL OF MUTUAL AID AGREEMENT WITH TARRANT COUNTY EMERGENCY SERVICES DISTRICT I.

This is done every year. Only change is the amount the city receives is increasing from \$7,500 to \$8,000.

Mayor Pro Tem Holland moved, seconded by CM Butler to approve the agreement with Tarrant County Emergency Services District I. All voted "Aye".

17. CONSIDER APPROVAL OF CONTRACTUAL AGREEMENT WITH ALAN PLUMMER & ASSOCIATES FOR PROFESSIONAL ENGINEERING DESIGN SERVICES FOR DISINFECTION IMPROVEMENTS, DISINFECTION CONCENTRATION TIME (CT) STUDY AND CLARIFIER PERFORMANCE REVIEW.

The proposal is divided into three tasks: Task 1-Disinfection Improvements \$20,800.00, Task 2-Disinfection Concentration Time (CT) Study \$8,900.00, and Task 3-Clarifier Performance Review \$9,600.00; which totals \$39,300.00

Mayor Pro Tem Holland moved, seconded by CM Butler to approve the agreement with Alan Plummer & Associates. All voted "Aye".

ORDINANCES/RESOLUTIONS REQUIRING COUNCIL APPROVAL/ACTION:

18. CONSIDER APPROVAL OF RESOLUTION #944-2018 RATIFYING "OUTSIDE SPECIAL EVENTS PERMITTING" PURSUANT TO SECTION 19E OF THE CITY'S COMPREHENSIVE ZONING ORDINANCE AUTHORIZING AN OUTSIDE SPECIAL EVENT "FALL FESTIVAL" TO BE PERMITTED AT THE RIVER OAKS CHRISTIAN CHURCH LOCATED AT 5613 MEANDERING ROAD; AND PROVIDING AN EFFECTIVE DATE.

Mayor Pro Tem Holland moved, seconded by CM Scott to approve Resolution #944-2018. All voted "Aye"

19. CONSIDER APPROVAL OF RESOLUTION #945-2018 AUTHORIZING THE CITY SECRETARY TO APPROVE BY PERMIT AND LATER RATIFIED BY THE CITY COUNCIL ONLY REPEAT SPECIAL EVENTS HELD ANNUALLY WHERE THERE ARE NO CHANGES FROM THE PRECEDING YEARS PERMIT.

CM Scott moved, seconded by CM Butler to approve Resolution #945-2018. All voted "Aye".

20. CONSIDER APPROVAL OF ORDINANCE #1204-2018 AMENDING THE 2018-2019 FISCAL YEAR BUDGET TRANSFERRING FUNDS FROM THE LIBRARY DOLLAR DONATION FUNDS TO ACCOUNT #01-523-5225 FOR THE PURCHASE OF AUDIO AND VISUAL DVD'S/TAPES/CD'S.

CM Chisholm moved, seconded by CM Ashton to approve Ordinance #1204-2018. All voted "Aye".

21. CONSIDER APPROVAL OF ORDINANCE #1205-2018 AMENDING THE 2017-2018 FISCAL YEAR BUDGET TO BE EXPENDED FROM MINERAL LEASES DEPOSITED IN THE GENERAL FUND IN ORDER TO EXPAND THE GENERAL FUND OPERATIONAL BUDGET INCREASING ACCOUNT 01-530-5489 FOR THE UNPLANNED EXPENDITURE INVOLVING CONSULTANT SERVICES FOR LAND DEVELOPMENT.

Mayor Pro Tem Holland moved, seconded by CM Scott to approve Ordinance #1205-2018. All voted "Aye".

22. CONSIDER APPROVAL OF ORDINANCE #1206-2018 AMENDING THE 2018-2019 WATER FUND FISCAL YEAR BUDGET FOR THE UNPLANNED EXPENDITURE INVOLVING CONSULTANT SERVICES FOR PROFESSIONAL ENGINEERING DESIGN SERVICES FOR DISINFECTION IMPROVEMENTS, DISINFECTION CONCENTRATION TIME (CT) STUDY AND CLARIFIER PERFORMANCE REVIEW.

CM Butler moved, seconded by CM Scott to approve Ordinance #1206-2018. All voted "Aye".

STAFF REPORTS:

23. UPDATE ON SUBSTANDARD PROPERTIES AT:

- 1617 HILLSIDE-active permits. Inspection scheduled this week.
- 1605 MONTROSE-extend to 30 days from tonight.

QUESTIONS RELATED TO MONTHLY STAFF REPORTS INCLUDING:

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

Chief Spieldenner-last meeting, the Community Center presented an animal vaccine clinic for senior citizens free of charge on November 14, 2018. ACO Jim King will be there and would like the city to waive the city animal registration fees also. This is only for this event.

CM Chisholm moved, seconded by CM Ashton to approve waiving the city animal registration fees for this event only. All voted "Aye".

25. **FIRE DEPT. REPORT** INCLUDING NUMBER OF CALLS FOR SERVICE AND FIRE TRAINING EXERCISES.

Chief Brown-made recommendation in resignation letter to appoint Greg Stockton as Fire Chief. The Fire Chief position requires someone to be here on a regular basis. Mayor Earwood appointed Greg Stockton as Interim Fire Chief.

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

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

28. **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

29. **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

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

31. **COMMUNITY CENTER ACTIVITY REPORT** INCLUDING NUMBER OF COMMUNITY CENTER RENTALS, EVENTS AND ACTIVITIES

32. **CITY SECRETARY ACTIVITY REPORT** INCLUDING REVENUE FROM SALES TAX, DOLLAR DONATIONS, EDC SALES TAX, TEXPOOL AND CRIME SALES TAX

33. **EDC ACTIVITY REPORT** INCLUDING FUNDED PROJECT UPDATES AND UPCOMING PROJECTS.

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

35. **EMERGENCY MANAGEMENT ACTIVITY REPORT** INCLUDING POLICIES, PROCEDURES AND INFORMATION PERTAINING TO EMERGENCY MANAGEMENT PLANNING

PUBLIC FORUM:

36. 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**

Clay with Victory Church-held a fall festival last year and wants to hold another one. The only change from last year is they will have a ferris wheel. Mayor and Council agreed this falls under Item #19 that the City Secretary can approve.

CM Butler-thanked Darren Houk, Beth Blevins and Justin Woodall for organizing and the clean up on Saturday.

Mayor Pro Tem Holland-annual fundraiser for MPS will be November 17, 2018 at the Community Center from 6-8 pm.

CM Scott-is retiring from the Fort Worth Fire Department after over 30 years of service on October 31, 2018.

CM Chisholm-attended TML conference and found out that retail business are hurting (including Walmart) because of online shopping.

Mayor Earwood-the Red Ribbon breakfast this morning had a very good turnout.

EXECUTIVE SESSION:

37. 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;

- 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.

NONE

RECONVENE:

38. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

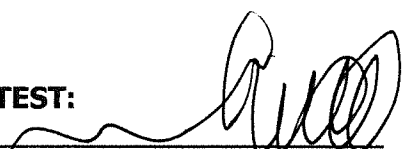
NONE

ADJOURN:

39. ADJOURN

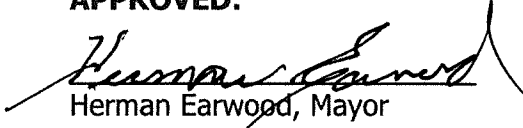
At 9:09 p.m. CM Ashton moved, seconded by CM Chisholm, to adjourn the meeting. All voted "Aye".

ATTEST:



Marvin Gregory, City Secretary

APPROVED:



Herman Earwood, Mayor