



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**

## NOTICE TO THE PUBLIC

A REGULAR MEETING OF THE RIVER OAKS CITY COUNCIL IS SCHEDULED IN THE COUNCIL CHAMBERS LOCATED AT 4900 RIVER OAKS BLVD.; RIVER OAKS, TEXAS ON **TUESDAY**

**FEBRUARY 12, 2013**  
**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, February 8, 2013 at 1:00 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) AND SPECIAL PRESENTATIONS BY MAYOR
  - MARCH 2013 AMERICAN RED CROSS MONTH
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 JANUARY 22, 2013
  - B. BILLS PAYABLE FOR PERIOD ENDING FEBRUARY 12, 2013
  - C. APPROVAL OF RESIGNATION OF CORINA MOLINAR AS UTILITY BILLING COORDINATION



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D. APPROVAL OF PROMOTION REQUEST AS RECOMMENDED BY MAYOR TO TRANSFER LOURDES TORRES FROM ADMINISTRATIVE SECRETARY I TO UTILITY BILLING COORDINATOR

E. APPROVAL TO HIRE KAREN LOVELADY AS A CUSTOMER SERVICE CLERK (ADMINISTRATIVE SECRETARY I) IN THE WATER ADMINISTRATION DEPARTMENT

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 DISCUSSION OR ACTION TAKEN ON ITEMS WITHDRAWN FROM CONSENT AGENDA FOR SEPARATE DELIBERATION.

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

7. COUNCIL REVIEW OF THE 2011-2012 FISCAL YEAR AUDIT REPORT AS PRESENTED BY WILLIAM SPORE, CPA.

8. REQUEST OF CODY DAVIS TO DISCUSS THE INSTALLATION OF A 6 TO 8 FOOT PRIVACY METAL FENCE IN A PLANNED DEVELOPMENT ZONING DISTRICT ON UNIMPROVED PROPERTY THAT FRONTS ON AMHERST DRIVE DESCRIBED AS BEING LOT 21A, WHITEHEAD & GREENS UNREC ADDITION.

9. CONSIDER APPROVAL OF COMMUNITY CENTER EVENTS AND PROGRAMS

- i. COMMUNITY DOG SHOW
- ii. COMMUNITY ART SHOW

10. CONSIDER APPROVAL TO AMEND THE MAY 12, 2009 SUBSTANDARD BUILDING ORDER ON PROPERTY AT 1129 ST. EDWARDS

11. CONSIDER APPROVAL OF CONTRACT WITH EXTREME PYROTECHNICS FOR FIREWORKS

12. CONSIDER APPROVAL OF A 5-YEAR AGREEMENT WITH LYSA FOR USE OF THE MCGEE PARK BALLFIELDS AS RECOMMENDED BY THE PARKS BOARD.

13. CONSIDER APPROVAL OF POLICE DEPARTMENT RACIAL PROFILING REPORT PURSUANT TO S.B. 1074 AS PRESENTED BY POLICE CHIEF CARTER.

14. CONSIDER APPROVAL OF THE WORDING AND DESIGN OF THE STONE TO BE PLACED IN THE CENTER MONUMENT IN FRONT OF CITY HALL THAT LISTS THE NAMES OF ALL THE MAYORS OF RIVER OAKS.

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

15. CONSIDER APPROVAL OF **ORDINANCE # 967-2013** AMENDING ORDINANCE 955-2012 REVISING THE UTILITY EASEMENT AS ORIGINALLY PLOTTED FROM 50-FEET TO 30-FEET IN EXHIBIT A OF ORDINANCE 955-2012.





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16. CONSIDER APPROVAL OF **ORDINANCE # 968-2013** AMENDING THE 2012-2013 FY BUDGET FOR EXPENDITURE OF MINERAL GAS LEASE REVENUES FOR THE MONUMENT RESTORATION IN FRONT OF CITY HALL.

17. CONSIDER APPROVAL OF **ORDINANCE # 969-2013** AMENDING THE 2012-2013 FY BUDGET FOR UNPLANNED EXPENDITURES FOR WATER TANK IMPROVEMENTS FROM THE WATER FUND.

18. CONSIDER APPROVAL OF **RESOLUTION # 756-2013** APPOINTING THE RIVER OAKS CRIME CONTROL AND PREVENTION DISTRICT BOARD OF DIRECTORS.

**PUBLIC FORUM:**

19. 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:**

20. 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 pending or contemplated litigation on (1) substandard property at 1205 Churchill Rd. and (2) on-going jail incident investigation**
- 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:**

21. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

**ADJOURN:**

22. 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.