



4900 River Oaks Boulevard River Oaks, Texas 76114

Mayor  
**Herman D. Earwood**

City Council  
Mayor Pro Tem/Place 5  
**JoAnn Gordon**

Place 1  
**JoAnn Butler**

Place 2  
**Steve Holland**

Place 3  
**Joe Crews**

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**Joe Ashton**

City Secretary  
**Marvin Gregory**

Fire Chief  
**Chris Hawkins**

Police Chief  
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Public Works Director  
**James Hatley**

Library Director  
**Mary Earwood**

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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**

**MAY 28, 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, May 24, 2013 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) 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 COUNCIL MEETING MAY 14 , 2013
  - B. BILLS PAYABLE FOR PERIOD ENDING MAY 28, 2013
  - C. APPROVAL OF RESIGNATION OF DUSTIN MOREN AS POLICE OFFICER
  - D. RATIFY RECOMMENDATION FOR CINDY KARLE AS PART TIME DISPATCHER
  - E. RATIFY MAYOR'S RECOMMENDATION TO HIRE TERRY SARGENT FOR BUILDING MAINTENANCE.



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F. APPROVAL OF ORDINANCE # 983-2013 APPROVING AND ADOPTING RATE SCHEDULE "RRM - RATE REVIEW MECHANISM" FOR ATMOS ENERGY CORPORATION (REGARDING ACTION TAKEN ON MAY 14<sup>TH</sup>).

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 DISCUSSION OR ACTION TAKEN ON ITEMS WITHDRAWN FROM CONSENT AGENDA FOR SEPARATE DELIBERATION.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 OF AGREEMENT WITH TARRANT COUNTY FOR ASSESSMENT AND COLLECTION OF AD VALOREM TAXES LEVIED BY THE CITY.

8. CONSIDER APPROVAL FROM STAFF TO WAIVE DISCONNECTION CHARGES FOR SENIOR CITIZENS

9. DISCUSSION AND/OR ACTION ON BUILDING OFFICIAL'S ORDER TO STOP WORK ON SUBSTANDARD PROPERTY AT 604 FRONTIER UNDER BOARD OF APPEALS ORDERS.

10. CONSIDER APPROVAL OF EMERGENCY PIPEBURSTING BEHIND PROPERTIES IN THE 5200 BLOCK OF OHIO GARDEN RD.

11. CONSIDER APPROVAL OF ENGINEERING AND OF A DRAINAGE PROJECT ON SHEAR DRIVE AND WORTHVIEW AS RECOMMENDED BY THE STORM WATER TASK FORCE.

12. DISCUSSION AND/OR ACTION ON COMMITTEE RECOMMENDATIONS FOR A DEDICATION CEREMONY FOR COMMUNITY CENTER.

13. CONSIDER APPROVAL OF ADDENDUM TO VERSA TRUST CONTRACT FOR COMPUTER IT SERVICE.

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

14. **PUBLIC HEARING CONTINUED FROM MARCH 26, 2013:** SUBSTANDARD ENFORCEMENT ACTION REGARDING STRUCTURE(S) LOCATED ON THE PROPERTY AT **809 GUSTAV ST.**

15. **ACTION FROM PUBLIC HEARING:** CONSIDER COUNCIL ORDERS ON THE PROPERTY AT **809 GUSTAV 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.

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

16. CONSIDER APPROVAL OF **RESOLUTION # 768-2013** FOR SPECIAL EVENT PERMITTING IN ORDER FOR TO HOLD AN ALL AMERICAN CELEBRATION ON THE PARKING LOT AT 5116 RIVER OAKS BLVD. (SUPER SAVE GROCERY STORE)



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17. CONSIDER APPROVAL OF **RESOLUTION # 769-2013** AUTHORIZING REPRESENTATIVES OF THE CITY TO TRANSMIT AND/OR WITHDRAW FUNDS FOR INVESTMENT IN TEXPOOL.

18. CONSIDER APPROVAL OF RESOLUTION # **770-2013** AMENDING AUTHORIZED REPRESENTATIVES ON THE CITY'S BANK ACCOUNTS.

19. CONSIDER APPROVAL OF **ORDINANCE NO. 982-2013** AMENDING ARTICLE 12.07 "OBSTRUCTIONS" SPECIFICALLY IN DIVISION 1 "GENERALLY" PROVIDING PROHIBITIONS AGAINST PORTABLE RECREATION EQUIPMENT BEING PLACED UPON ANY PUBLIC STREET WITHIN THE CITY.

20. CONSIDER APPROVAL OF **RESOLUTION # 771-2013** AUTHORIZING ECONOMIC DEVELOPMENT CORPORATION (EDC) EXPENDITURES FROM THE 2012-2013 FISCAL YEAR BUDGET AS QUALIFIED FOR PROJECTS MORE THAN \$10,000.00; AND PROVIDING AN EFFECTIVE DATE. (FIRST READING).

**STAFF REPORTS:**

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

- 1129 ST.EDWARDS
- 1205 CHURCHILL
- 1619 YALE
- 809 GUSTAV
- 604 FRONTIER ST.

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

- 1463 LONG
- 5401 POMONA
- 5612 N. SCHILDER
- 1221 & 1223 ROBERTS CUT OFF RD.
- 500 FRONTIER

**23. REPORT OF PROPERTIES RELEASED FROM SUBSTANDARD**

- 620 WORTHVIEW

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



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

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

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

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

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

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

34. **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:**

35. 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:**



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36. 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 February 6, 2013 jail incident.**
- 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:**

37. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

**ADJOURN:**

38. 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.