



4900 River Oaks Boulevard  River Oaks, Texas  76114

Mayor
Herman D. Earwood

City Council
Mayor Pro Tem/Place 2
Steve Holland

Place 1
JoAnn Butler

Place 3
Bruce Scott

Place 4
Joe Ashton

Place 5
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City Secretary
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Fire Chief
Russell Shelley

Police Chief
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Public Works Supt.
Fabian Neathery

Library Director
Veronica Clark

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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**

APRIL 26, 2016
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, April 22, 2016 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:
 - EMERGENCY MEDICAL SERVICES WEEK; MAY 15-21, 2016
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 APRIL 12, 2016 REGULAR COUNCIL MEETING
 - B. APPROVE BILLS PAYABLE FOR PERIOD ENDING APRIL 26, 2016 (FY 2016)
 - C. APPROVE EDC 2ND QUARTER FINANCIAL REPORT (JAN. 1 – MARCH 31, 2016).
 - D. APPROVE CCPD 2ND QUARTER FINANCIAL REPORT (JAN. 1 – MARCH 31, 2016)
 - E. APPROVE STORM WATER FUND 2ND QUARTER REPORT (JAN. 1 – MARCH 31, 2016)



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F. APPROVE 2ND QUARTER INVESTMENT REPORT (JAN. 1 THROUGH MARCH 31, 2016)

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 DISCUSSION OR ACTION TAKEN ON ITEMS WITHDRAWN FROM CONSENT AGENDA FOR SEPARATE DELIBERATION.

PERSONAL APPEARANCES AND ITEMS REQUIRING COUNCIL APPROVAL/ACTION:

7. PRESENTATION BY MED-STAR REGARDING THEIR ANNUAL UPDATE AS PRESENTED BY THE EXECUTIVE DIRECTOR.

8. DISCUSSION AND/OR ACTION REGARDING MEETING CERTIFICATE OF OCCUPANCY PERMITTING REQUIREMENTS AND ABATING SUBSTANDARD VIOLATIONS AT **901 CHURCHILL RD.** WITH UPDATED PROGRESS INSPECTIONS AS ORDERED BY THE CITY COUNCIL.

9. DISCUSSION AND/OR ACTION ON AMENDING OR TAKING OTHER ACTION REGARDING THE AGREEMENT FOR THE REPAIR AND ABATEMENT OF CODE VIOLATIONS ON THE PROPERTY LOCATED AT **5008 SHERWOOD DR.**, RIVER OAKS, TEXAS 76114 AND ENTERED INTO BY ROUNDPOINT MORTGAGE SERVICING CORP., TRUSTEE AND ATTORNEY-IN-FACT FOR NEWLANDS ASSET HOLDING TRUST ("OWNER"), AND THE CITY OF RIVER OAKS.

10. DISCUSSION AND/OR ACTION AUTHORIZING THE FIRE CHIEF TO USE PROCEEDS FROM THE SALE OF 1997 FIRE ENGINE TO REPLACE OUTDATED RESCUE EQUIPMENT THAT IS NO LONGER SERVICEABLE.

11. DISCUSSION AND/OR ACTION AUTHORIZING THE FIRE CHIEF TO DISPOSE OF SURPLUS EQUIPMENT THROUGH PUBLIC AUCTION.

PUBLIC HEARINGS / ACTION FROM PUBLIC HEARINGS:

12. **PUBLIC HEARING:** IN ORDER TO RECEIVE PUBLIC COMMENT AND TESTIMONY ON THE PROPOSED SITE PLAN REQUEST PURSUANT TO SEC. 25 OF THE RIVER OAKS COMPREHENSIVE ZONING ORDINANCE AS AMENDED IN ORDER TO CONSTRUCT A NEW 400 SQUARE FOOT RETAIL COMMERCIAL BUILDING WITH CANOPY **AS REQUESTED BY BCR RENTALS** IN THE WEST RIVER OAKS ADDITION DESCRIBED AS BEING BLOCK 4AR, LOT 1 OTHERWISE KNOWN **AS 5400 RIVER OAKS BLVD.** PURSUANT TO THE DEVELOPMENT REQUIREMENTS IN THE "C-2" COMMERCIAL ZONING DISTRICT. (*ZONING CASE # SP2016-0001*)

13. **ACTION FROM PUBLIC HEARING:** CONSIDER APPROVAL OF THE PROPOSED SITE PLAN REQUEST PURSUANT TO SEC. 25 OF THE RIVER OAKS COMPREHENSIVE ZONING ORDINANCE AS AMENDED IN ORDER TO CONSTRUCT A NEW 400 SQUARE FOOT RETAIL COMMERCIAL BUILDING WITH CANOPY **AS REQUESTED BY BCR RENTALS** IN THE WEST RIVER OAKS ADDITION DESCRIBED AS BEING BLOCK 4AR, LOT 1 OTHERWISE KNOWN **AS 5400 RIVER OAKS BLVD.** PURSUANT TO THE DEVELOPMENT REQUIREMENTS IN THE "C-2" COMMERCIAL ZONING DISTRICT. (*ZONING CASE # SP2016-0001*)

14. **PUBLIC HEARING:** IN ORDER TO RECEIVE PUBLIC COMMENT AND TESTIMONY PURSUANT TO SECTION 370.002 OF THE TEXAS LOCAL GOVERNMENT CODE CONTINUING THE



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CITY'S JUVENILE CURFEW ORDINANCE FOLLOWING A LEGAL PUBLIC HEARING FOR PUBLIC INPUT TO CONSIDER ABOLISHING, CONTINUING OR MODIFYING THE CITY'S JUVENILE CURFEW ORDINANCE.

15. ACTION FROM PUBLIC HEARING: CONSIDER APPROVAL OF **ORDINANCE # 1103-2016** PURSUANT TO SECTION 370.002 OF THE TEXAS LOCAL GOVERNMENT CODE CONTINUING THE CITY'S JUVENILE CURFEW ORDINANCE FOLLOWING A LEGAL PUBLIC HEARING FOR PUBLIC INPUT TO CONSIDER ABOLISHING, CONTINUING OR MODIFYING THE CITY'S JUVENILE CURFEW ORDINANCE.

ORDINANCES / RESOLUTIONS REQUIRING COUNCIL APPROVAL/ACTION:

16. CONSIDER APPROVAL OF THE MID-YEAR FY 2014-2015 OPERATIONAL CITY BUDGETS AS PRESENTED BY THE CITY SECRETARY AND APPROVAL OF **ORDINANCE # 1104-2016** AMENDING THE FY 2015-2016 FISCAL YEAR BUDGETS.

17. CONSIDER APPROVAL OF **RESOLUTION # 855-2016** DIRECTING ONCOR ELECTRIC DELIVERY COMPANY, LLC TO FILE CERTAIN INFORMATION WITH THE CITY SETTING A PROCEDURAL SCHEDULE FOR THE GATHERING AND REVIEW OF NECESSARY INFORMATION IN CONNECTION THEREWITH; SETTING DATES FOR THE FILING OF THE CITY'S ANALYSIS OF THE COMPANY'S FILING AND THE COMPANY'S REBUTTAL TO SUCH ANALYSIS; RATIFYING THE HIRING OF LEGAL COUNSEL AND CONSULTANTS; RESERVING THE RIGHT TO REQUIRE THE REIMBURSEMENT OF THE CITY OF RIVER OAKS'S RATE CASE EXPENSES; SETTING A PUBLIC HEARING FOR THE PURPOSES OF DETERMINING IF THE EXISTING RATES OF ONCOR ELECTRIC DELIVERY COMPANY ARE UNREASONABLE OR IN ANY WAY IN VIOLATION OF ANY PROVISION OF LAW AND THE DETERMINATION BY THE CITY OF JUST AND REASONABLE RATES TO BE CHARGED BY ONCOR ELECTRIC DELIVERY COMPANY, LLC.

STAFF REPORTS:

18. UPDATE ON CODE ENFORCEMENT COMPLAINTS PRESENTED AT THE LAST COUNCIL MEETING.

19. STAFF REPORT ON SUBSTANDARD PROPERTIES:

- 604 FRONTIER
- 5008 SHERWOOD
- 603 HARRISDALE
- 4900 ALMENA RD.
- 5312 TAYLOR RD.
- 1204 HARVARD
- 901 CHURCHILL
- 4829 KESSLER
- 5905 BLACK OAK
- 5909 BLACK OAK
- 1202 BANKS
- 1709 MELBA



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- 619 HARRISDALE
- 1203 YALE ST.
- 5411 PURDUE
- 606 WORTHVIEW
- 1605 NANCY LANE
- 5511 AMHERST
- 5513 AMHERST
- 1123 YALE
- 1505 GREENBRIER
- 5600 TAYLOR (ACCESSORY BUILDING)
- 5116 RIVER OAKS BLVD.

OTHER DISCUSSION ITEMS THAT MAY REQUIRE COUNCIL ACTION:

20. DISCUSSION AND/OR ACTION ON SCHEDULING A COUNCIL WORKSESSION FOR STRATEGIC AND BUDGET PLANNING.

QUESTIONS RELATED TO MONTHLY STAFF REPORTS INCLUDING:

21. **POLICE DEPT. MONTHLY 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 AND FIRE TRAINING EXERCISES.

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.



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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 REPORTING FROM WARD & ASSOCIATES, CONSULTANT, ON ECONOMIC DEVELOPMENT.

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

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

PUBLIC FORUM:

33. 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:

34. 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:
- 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:

35. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

ADJOURN:

36. ADJOURNMENT

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.