

**MINUTES OF THE REGULAR MEETING  
RIVER OAKS CITY COUNCIL  
JULY 28, 2015**

**MEMBERS PRESENT:**

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

**STAFF PRESENT:**

CITY SECRETARY MARVIN GREGORY  
POLICE CHIEF AVIN CARTER  
PUBLIC WORKS DIRECTOR JAMES HATLEY  
BUILDING INSPECTOR STEVE SANDERS  
LIBRARY DIRECTOR VERONICA CLARK  
RECORDING SECRETARY SUSAN STEWART  
CITY ATTORNEY BETSY ELAM

**MEMBERS PRESENT:**

COUNCIL MEMBER JOANN GORDON (ILLNESS)

1. CALL TO ORDER

With a quorum present, Mayor Earwood called the Regular Meeting of the River Oaks City Council to order at 7:03 p.m. on Tuesday, July 28, 2015 at the River Oaks City Hall, 4900 River Oaks Blvd., River Oaks, Texas 76114.

2. INVOCATION

PWD Hatley delivered the Invocation.

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

PWD Hatley led the Pledges of Allegiance to the United States and the Texas Flags.

4. READING OF PROCLAMATION(S) AND SPECIAL PRESENTATIONS

Mayor Earwood read a proclamation encouraging the community to join with the Nation in celebrating the 80<sup>th</sup> anniversary of the signing of the Social Security Act on August 14, 2015.

Mayor Earwood read a proclamation declaring July 28, 2015 as Firehouse Subs Public Safety Foundation Day.

**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 JULY 14, 2015 REGULAR COUNCIL MEETING & SPECIAL CALLED MEETING OF JULY 21, 2015
- B. RATIFY BILLS PAYABLE FOR PERIOD ENDING JULY 28, 2015 (FY 2015)
- C. APPROVE 3<sup>RD</sup> QUARTER INVESTMENT REPORT (APRIL 1 THRU JUNE 30, 2015)

- D. APPROVE EDC 3<sup>RD</sup> QUARTER REPORT (APRIL 1 THRU JUNE 30, 2015)
- E. APPROVE CCPD 3<sup>RD</sup> QUARTER REPORT (APRIL 1 THRU JUNE 30, 2015)
- F. APPROVE STORM WATER FUND 3<sup>RD</sup> QTR REPORT (APRIL 1 THRU JUNE 30, 2015)
- G. APPROVE CARTER BLOOD CENTER TO HOLD A BLOOD DRIVE ON AUGUST 20, 2015

**CM Ashton moved, seconded by CM Butler, to approve the consent agenda items A, B, C, D, E, F, and G. All voted "Aye."**

Mayor Earwood announced that CM Gordon had given notice of her absence tonight.

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 DISCUSSION OR ACTION TAKEN ON ITEMS WITHDRAWN FROM CONSENT AGENDA FOR SEPARATE DELIBERATION.

None.

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

7. DISCUSSION AND/OR ACTION ON COMPLAINT BY **SCOTT O'BARTO** AT **1505 GREENBRIER** PURSUANT TO SECTION 13.02.037 "DISCONNECTION OF UTILITY SERVICE" OF THE RIVER OAKS CODE

CS Gregory presented the request of Mr. O'Barto to postpone this request until the August 11, 2015 meeting due to personal illness.

**No action was taken.**

8. CONSIDER APPROVAL OF REQUEST BY **DANNY RUFFNER** REGARDING USE OF AN ACCESSORY BUILDING AT **5008 WHITE OAK LANE** WITHOUT A PRINCIPAL STRUCTURE BEING LOCATED ON THE SAME PROPERTY PURSUANT TO SECTION 22.b.4 OF THE CITY'S COMPREHENSIVE ZONING ORDINANCE

CA Elam stated that the ordinance allows CS Gregory, as the Building Official, the authority to determine if the structure is non-conforming and that the owner can appeal his decision to the Zoning Board of Adjustments.

Danny Ruffner, property owner, stated that the structure was there, without a primary structure when he purchased the property over 20-years ago. Mr. Ruffner explained that he stores lawn equipment used for maintenance of the property in the structure. Mr. Ruffner acknowledged that the structure "isn't in the best of shape". CA Elam explained that the current ordinance requires that a non-conforming structure be registered within a year of passage of the ordinance. If the owner fails to do that, it is presumptive that it is non-conforming and the owner has the right to show evidence of that non-conforming use. This shifts the burden of proof to the property owner. CA Elam described the process for CS Gregory to research the

non-conforming use based on evidence Mr. Rufner provides and to make a determination if it was legal non-conforming use at the time the ordinance was amended to make it not legal. If the owner disagrees with that decision, he can appeal to the Zoning Board of Adjustments. CA Elam added that the condition of the structure is a separate issue to be handled by the code department.

**No action was taken.**

**9. CONSIDER APPROVAL OF ANNIVERSARY CHANGE OFFER BY BLUE CROSS BLUE SHIELD FOR EMPLOYEES HEALTH INSURANCE**

CS Gregory recommended accepting the anniversary offer presented by the City's health care provider. CS Gregory explained that although the health care act would allow the City to change its status from a large employer to a small employer on January 1, 2016 the health care provider would like for the City to remain a large employer. The benefits of the offer include a savings of approximately \$68,000 in health care premiums and the renewal date would change to coincide with the fiscal year. CS Gregory stated that the City could still change after the first of the year if it is determined to be more beneficial. CS Gregory verified that the coverage would remain the same.

**CM Scott moved, seconded by Butler, to move the anniversary plan to October 1, 2015 and accept the premium reductions. All voted "Aye."**

**10. CONSIDER APPROVAL TO AWARD CONTRACT FOR INSPIRATION LANE DRAINAGE IMPROVEMENTS AS COMPETITIVELY BID ON JULY 22, 2015**

CS Gregory presented the recommendation of the Storm Water Task Force to install a head wall and concrete the inlets along Inspiration Lane in order to stabilize and extend the life of the road. CS Gregory requested to award the bid to low bidder at \$106,953 from the storm water fund. Brad Lehman from MJ Thomas Engineering confirmed the recommendation, stating that the references have been checked and the company is qualified.

**CM Ashton moved, seconded by CM Scott, to approve the bid for the Inspiration Lane drainage improvements to Reliable in the amount of \$106,953.**

CS Gregory stated that the work will begin once Tarrant County has completed the road repairs which should be approximately two months.

**All voted "Aye."**

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

**11. ACTION FROM THE JULY 14, 2015 ADMINISTRATIVE HEARING ON PROPERTY AT 5008 PENROD CT.: CONSIDER COUNCIL ORDERS ON THE PROPERTY AT 5008 PENROD CT. THAT MAY INCLUDE ORDERS TO ASSESS A CIVIL PENALTY PURSUANT TO SECTION 3.07.013 AGAINST THE PROPERTY OWNER AT 5008 PENROD FOR FAILURE TO COMPLY WITH AN ORDER ISSUED BY THE BOARD, 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

CS Gregory recommended adopting Resolution #835-2015 now that HUD shows to be the property owner.

**CM Butler moved, seconded by CM Scott, to approve Resolution #835-2015. All voted "Aye."**

**12. PUBLIC HEARING CONTINUED FROM JULY 14, 2015: IN ORDER TO RECEIVE CITIZEN COMMENTS ON SUBSTANDARD BUILDING ENFORCEMENT ACTION REGARDING STRUCTURE(S) LOCATED ON THE PROPERTY AT 5312 TAYLOR RD.**

Mayor Earwood announced that this public is open and continued from July 14, 2015.

Sanders presented pictures to the Council that were obtained when executing an administrative search warrant on July 14, 2015. Sanders testified that the structure is in bad repair with no safe egress. Sanders reported health and safety issues including plumbing violations and rodents. CS Gregory noted that there is a delinquent tax case on this property and requested Charles Brady give an update. Mr. Brady explained that the appraisal district had this property as an over 65 deferral until March 2015 which should not have happened since the person who qualified for the exemption has been deceased since 2007. Mr. Brady stated that reapplication for the deferral may have been done fraudulently. Mr. Brady stated that his firm filed suit immediately but the heirs are either incarcerated or deceased. Mr. Brady stated that the judge has required the heirs to be served again which will delay the judgement another five to nine months. Mr. Brady indicated that there is interest in property in the current condition. Mr. Brady mentioned a list of tax distressed properties which was given to the Council.

At 7:50 p.m. Mayor Earwood closed the public hearing.

At 7:51 p.m. Mayor Earwood reopened the public hearing.

Sanders reported that the property is feasible of repair. Sanders stated that the debris must be removed and the walls may have to be brought down to the studs. Sanders stated that the property is secure and it does not jeopardize the life, health, and safety of the general public.

At 7:52 p.m. Mayor Earwood closed the public hearing.

**13. ACTION FROM PUBLIC HEARING: CONSIDER COUNCIL ORDERS ON THE PROPERTY AT 5312 TAYLOR RD. 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**

**CM Ashton made the following motion, "I move that the City Council find that the building located at 5312 Taylor Road based on evidence presented at the hearing, is**

substandard and: 1) that the conditions set forth in the Building Official's Report exist to the extent that the life, health, property, or safety of any occupants of the building(s), are endangered; and 2) that the building is feasible of repair; and therefore orders that the building to be repaired by the owner within 89 days and the lienholder or mortgagee to within an additional 30-days if the owner does not comply; and 3) that the board orders commencement of repairs within 30-days has established specific time schedules with the OWNER or MORTGAGEE for the repair; and 4) orders that the building be repaired in conformance with the requirements of Section 3.07.004 of the River Oaks Code of Ordinances (2006) as amended or demolished by the Owner, should they choose to demolish, and the debris removed within 89 days or by the Lienholder or Mortgagee to within an additional 30-days if the Owner does not comply; and 5) order that the substandard fee of \$150.00 be paid upon permit issuance. Certificate of Occupancy will not be finalized until all substandard fees are paid in full; and further order that until such time that a responsible person takes possession of the property that staff will be ordered to secure the premises and keep it free of exterior code violations." Motion seconded by Mayor Pro Tem Holland. All voted "Aye."

**14. DISCUSS 2015 TAX RATE:** TAKE RECORD VOTE AND SCHEDULE PUBLIC HEARINGS FOR AUGUST 18<sup>TH</sup> AND AUGUST 25<sup>TH</sup>. IF PROPOSED TAX RATE WILL EXCEED THE ROLLBACK RATE OR THE EFFECTIVE TAX RATE (WHICHEVER IS LOWER), (MUST HAVE 2 PUBLIC HEARINGS IF PROPOSING TAX RATE THAT IS MORE THAN THE EFFECTIVE RATE)

CS Gregory explained that staff has received the 2015 tax information but has not received the 2014 tax information needed to calculate the 2015 tax rate. A special meeting will be called to comply with the time table if necessary. CA Elam stated that although some cities have posted the tax rate, River Oaks does not have enough information to know if the tax rate will work the current year budget. CA Elam confirmed that this would not constitute an emergency and the 72-hour agenda posting requirement must be followed. CA Elam stated that the City must comply to the best of their ability given the cooperation of other agencies.

**No action was taken.**

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

15. CONSIDER APPROVAL OF **RESOLUTION # 836-2015** PROVIDING FOR A REASONABLE LIMIT ON THE AMOUNT OF TIME TO BE SPENT WITHOUT CHARGE FOR REPEAT OPEN RECORDS REQUESTORS

CA Elam explained the resolution which provides a mechanism to recoup costs when complying with repeated requests for public information. Mayor Earwood explained that multiple citizen requests and a case with the District Attorney's office resulted in over 775 pages of open records documents. CA Elam stated that the City cannot charge for staff time for a request of less than 50 paper pages or for providing an electronic request. CA Elam explained that if the City keeps track of every requestor and staff time then the city can pass reasonable regulations charging fees if staff spends more than 36 hours with a single requestor. CA Elam added that

as of September 1, 2015 if the city provides information of the website then the requestor can be referred to the website.

**Mayor Pro Tem Holland moved, seconded by CM Butler, to approve Resolution #836-2015 regarding redundant open records requests. All voted "Aye."**

16. CONSIDER APPROVAL OF **ORDINANCE # 1078-2015** AMENDING THE 2014-2015 FISCAL YEAR BUDGET BY APPROVING EXPENDITURES OUT OF COURT SECURITY FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE

PC Carter requested to purchase a file cabinet out of court security funds in order to expand the area for warrant storage. The construction portion of the project will be paid from the building maintenance fund.

**CM Scott moved, seconded by CM Butler, to approve Ordinance #1078-2015 for \$365 to pay for the file cabinets for the Police Department out of court security funds. All voted "Aye."**

17. CONSIDER APPROVAL OF **ORDINANCE # 1079-2015** AMENDING THE 2014-2015 FISCAL YEAR BUDGET BY APPROVING EXPENDITURES OUT OF THE LIBRARY DEPARTMENT IN ACCOUNT # 01-523-5410 "LIBRARY DONATIONS EXPENSES" FOR COMPUTERS AND PC MANAGEMENT SOFTWARE

LD Clark requested to replace 8 outdated computers and to purchase PC management software. The management software will implement staff control to apply filters related to patron access, create reports and allow patrons to sign in for computer usage with their library card.

**CM Ashton moved, seconded by Mayor Pro Tem Holland, to approve Ordinance #1079-2015 amending the 2014-2015 fiscal year budget by approving expenditures out of the Library Department in account #01-523-5410 Library Donation Expenses for computers and PC management software in the amount of \$7111.62. All voted "Aye."**

#### **STAFF REPORTS:**

#### **18. STAFF REPORT ON SUBSTANDARD PROPERTIES**

Inspector Sanders gave updates on the following substandard properties:

- 604 FRONTIER – No contact, no change. There is an active delinquent tax case. Staff has executed another administrative search warrant to abate high grass.
- 5008 SHERWOOD – Civil penalties were suspended until September 7, 2015. No inspections, no permits and no plan of action have been received.
- 1121 CAMBRIDGE – In compliance with an approve certificate of occupancy.

It was suggested for staff to assist Tarrant Appraisal District with notification of deceased accounts, particularly on homestead properties or properties with over 65-exemptions or tax deferrals. Charles Brady offered to assist staff with this request.

- 5008 PENROD – discussed during a previous agenda item.
- 1709 LONG AVE. – scheduled for final certificate of occupancy tomorrow. All fees are paid.
- 1705 LONG AVE. – Active electrical permit. Owner should pay all fees and schedule for final inspection next week.
- 603 HARRISDALE – Had until 7/26/2015 to comply. No permits have been issued, no plan of action. Staff has left a voicemail with the owner's son.
- 5601 JAMES – Council allowed until 8/23/2015 to comply with certificate of occupancy.
- 4900 ALMENA – Owner has until 10/11/2015 to comply with council order. An interested party is seeking legal advice related to ownership by a minor child.
- 1609 YALE – Owner has until 10/11/2015 to comply with council order. No contact.
- 5312 TAYLOR – Discussed during a previous agenda item.
- 1202 BANKS – Paid substandard fee and has a building permit
- 1108 YALE – has until 8/26/2015 to clear up legal ownership issues.
- 1425 BYRD – is a burnout and is on hold pending insurance.
- 4717 ALMENA – Had until 6/27/2015 to comply. No permits, no plan of action and the substandard fee has not been paid. Staff has requested an updated title search and will bring to the council next month.
- 1213 CAMBRIDGE – Had until 7/4/2015 to comply. Staff has requested an updated title search and will bring to the council next month.
- 5116 LANGLEY RD. - Has until 8/19/2015 to comply. The substandard fee has been paid and there are active building, plumbing and electrical permits.
- 1203 YALE ST. – Staff has requested an updated title search and will bring to the council next month.
- 1309 ROBERTS CUT OFF – Staff has requested an updated title search and will proceed with an order from the building official.

- 1311 ROBERTS CUT OFF – Staff has requested an updated title search and will proceed with an order from the building official.
- 5905 BLACK OAK – Staff has requested an updated title search and will proceed with an order from the building official.
- 5909 BLACK OAK – Staff has requested an updated title search and proceed with an order from the building official.
- 4612 OHIO GARDEN – Is a burnout. A title search has been requested. The owner intends to demolish the structures and sell the lot.

Mayor Pro Tem Holland requested a report from the fire chief or representative on fires at a future meeting. Sanders stated the he can give this update.

### **COUNCIL WORK SESSIONS:**

#### **19. WORKSHOP: FY 2015-2016 CITY OPERATIONAL BUDGET**

Mayor Pro Tem Holland presented the recommendations of the finance committee since the last meeting. The fire department request for an additional person at \$75 per shift is recommended at \$16,900, which is \$70 per shift.

The ad valorem tax revenues are still unknown due to the delay from Tarrant County.

Mayor Pro Tem Holland stated that he had shared the recommendation of CM Scott to the finance committee regarding the purchase of a fire truck. CM Scott concurred with the request of the fire chief to replace an aging fire truck with the proposed reasonably priced fire truck.

#### **20. ACTION IF ANY FROM WORKSHOP**

None.

#### **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**

PC Carter announced that Carla Wright will retire, effective August 28, 2015 unless the project of re-organizing the property room is not complete in which case she will stay until the project is complete. CM Butler stated that Officer Wright will be recognized at the community luncheon on August 25, 2015 unless other arrangements are made.

PC Carter reported 20 applicants for 2 openings in the police department with testing on August 8, 2015.

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



Inspector Sanders reported on a house fire at 1425 Byrd which occurred mid-day with River Oaks running a full alarm at full staff.

Inspector Sanders described the scene of a house fire at 4612 Ohio Garden, stating that Fort Worth Fire Department was the first on scene since the incident was reported by a neighbor in the City of Fort Worth. Sanders stated that the change of command to the River Oaks Fire Department was a smooth transition.

Mayor Pro Tem Holland mentioned that the house on the corner of Banks and Ohio Garden has had a blue tarp on the roof for quite some time. Sanders will inspect the property.

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

No discussion occurred.

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

No discussion occurred.

**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**

No discussion occurred.

**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**

No discussion occurred.

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

No discussion occurred.

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

No discussion occurred.

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

No discussion occurred.

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

No discussion occurred.

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

No discussion occurred.

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

No discussion occurred.

**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**

**James Myrick** reported that the Fort Worth Planners for Crystal Springs did not show.

CM Ashton stated that the City of White Settlement is hosting the Vietnam Veterans Celebration which was cancelled in May at Veteran's Park on August 1, 2015.

**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:

- Section 551.071 Pending or contemplated litigation or to seek advice from attorney:
- Section 551.072 Discussion regarding possible sale, lease or acquisition of real estate:
- 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.

- Section 551.076 Deliberation regarding security devices

**None called for.**

**RECONVENE:**

35. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

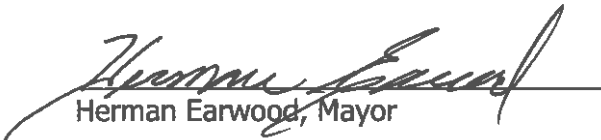
**None.**

**ADJOURN:**

36. ADJOURN

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

**APPROVED:**

  
Herman Earwood, Mayor

**ATTEST:**

  
Marvin Gregory, City Secretary