

**MINUTES OF THE REGULAR MEETING
RIVER OAKS CITY COUNCIL
DECEMBER 12, 2017**

MEMBERS PRESENT:

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

STAFF PRESENT:

ASST CITY SECRETARY PAULA LUCK
PUBLIC WORKS DIRECTOR GORDON SMITH
POLICE CHIEF CHRIS SPIELDENNER
CITY ATTORNEY BETSY ELAM
EMERGENCY MGT JAMES MYRICK
FIRE CHIEF JAMES BROWN
EDC COORDINATOR PATRICIA WARD
COMMUNITY CENTER DIRECTOR SHIRLEY WHEAT

ABSENT:

COUNCIL MEMBER BRUCE SCOTT (MEDICAL-EXCUSED)
CITY SECRETARY MARVIN GREGORY

1. CALL TO ORDER

With a quorum present, Mayor Earwood called the Regular Meeting of the River Oaks City Council to order at 7:00 p.m. on Tuesday, December 12, 2017 at the River Oaks City Hall, 4900 River Oaks Blvd., River Oaks, Texas 76114.

2. INVOCATION

Mayor Pro Tem Ashton delivered the Invocation.

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

Mayor Pro Tem Ashton led the Pledges of Allegiance to the United States and the Texas Flags.

At this time, Mayor Earwood skipped to Item #26:

26. 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 compliant or charge against an Officer or Employee.
- d. Section 551.076 Deliberation regarding security devices.

At 7:02 p.m., Mayor Earwood went into Executive Session pursuant to Sections 551.071, 551.072, 551.074 and 551.076.

At 7:23 p.m., Mayor Earwood reconvened into Open Session.

PUBLIC HEARINGS/ACTION FROM PUBLIC HEARINGS:

9. PUBLIC HEARING: IN ORDER TO RECEIVE CITIZEN COMMENTS ON THE APPLICATION SUBMITTED BY LA MICHOCANA MEAT MARKET AT 4845 RIVER OAKS BLVD REQUESTING A SPECIFIC USE PERMIT FOR THE SALE OF ALCOHOLIC BEVERAGES (BEER & WINE) IN ACCORDANCE TO SECTION 23A.G.3.J FOR OFF-PREMISE CONSUMPTION ONLY, PURSUANT TO ZONING ORDINANCE 1158-2017 AS ADOPTED AND AS AMENDED. (PZ SUP 2017-03).

At 7:28 p.m., Mayor Earwood opened the Public Hearing.

Jackie Ramos representing La Michoacana Meat Market was present and understands the requirements established. The Planning and Zoning Commission vote was 4 to 1 with 4 for and 1 against.

At 7:29 p.m., Mayor Earwood closed the Public Hearing.

10. ACTION FROM PUBLIC HEARING: CONSIDER APPROVAL OF THE APPLICATION SUBMITTED BY LA MICHOCANA MEAT MARKET AT 4845 RIVER OAKS BLVD REQUESTING A SPECIFIC USE PERMIT FOR THE SALE OF ALCOHOLIC BEVERAGES (BEER & WINE) IN ACCORDANCE TO SECTION 32A.G.3.J FOR OFF-PREMISE CONSUMPTION ONLY, PURSUANT TO ZONING ORDINANCE 1158-2017 AS ADOPTED AND AS AMENDED. (PZ SUP 2017-03).

Mayor Pro Tem Ashton moved, seconded by CM Butler to approve the application submitted by La Michoacana Meat Market at 4845 River Oaks Blvd requesting a specific use permit for the sale of alcoholic beverages (beer & wine) in accordance to Section 32A.G.3.J for off-premise consumption only, pursuant to Zoning Ordinance 1158-2017 as adopted and as amended by the Planning & Zoning Commission case number PZ SUP 2017-03. Mayor Pro Tem Ashton, CM Chisholm and CM Butler voted "Aye". CM Holland voted "Nay". Motion passed.

ORDINANCES/RESOLUTIONS REQUIRING COUNCIL APPROVAL/ACTION:

11. CONSIDER APPROVAL OF RESOLUTION #914-2017 RECOMMENDING AWARDING THE 43RD YEAR CDBG PROJECT TO LEETECH ENERGY SERVICES, LLC IN THE AMOUNT OF \$214,560.00.

Bill Lohrke was present. The low bidder was Leetech Energy Services, LLC for the Sanitary Sewer Improvements on Greenbrier Dr. Their references have been contacted and they did have a bid bond. This is left over from the last CDBG project. Completion date will take 60-90 days.

Mayor Pro Tem Ashton moved, seconded by CM Chisholm to approve Resolution #914-2017 recommending awarding the 43rd year CDBG project to Leetech Energy Services, LLC in the amount of \$214,560.00. All voted "Aye".

STAFF REPORTS:

12. UPDATE ON SUBSTANDARD PROPERTIES AT:

- 1101 OXFORD
- 5601 TAYLOR RD
- 1202 BANKS
- 1617 HILLSIDE
- 5411 PURDUE
- 606 WORTHVIEW

This item will be postponed to the January 2018 Council Meeting.

QUESTIONS RELATED TO MONTHLY STAFF REPORTS INCLUDING:

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

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

15. **INPSECTIONS AND CODE COMPLIANCE ACTIVITY REPORTS** INCLUDING NUMBER OF PERMITS ISSUED AND CODE VIOLATIONS WORKED.

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

17. **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

18. **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

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

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

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

22. **EDC ACTIVITY REPORT** INCLUDING FUNDED PROJECT UPDATES, UPCOMING PROJECTS AND REPORTING FROM WARD & ASSOCIATES, CONSULTANT, ON ECONOMIC DEVELOPMENT.

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

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

PUBLIC FORUM:

25. 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**

PC Spieldenner reported there was an armed robber that hit the River Oaks Family Dollar Store and had hit others from Waco to River Oaks including Fort Worth. In regards to the reports of the pet killing, this happened in Fort Worth on the edge of River Oaks.

Mayor Earwood reported the carpet is down in the Library and the shelving and furniture are currently being assembled and installed.

EMC Myrick reported according to the National Weather Service, there may be a strong polar storm that may hit on Christmas Eve.

Mayor Earwood reported that there will be a joint meeting with CISD in February 2018.

PC Spieldenner briefly talked about the meetings with CISD in regards to their truancy cases.

EXECUTIVE SESSION:

26. 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:

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This item was moved to after Item #3.

RECONVENE:

27. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

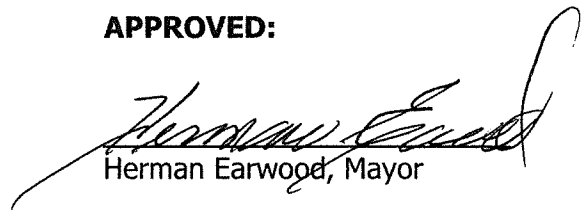
NONE

ADJOURN:

28. ADJOURN

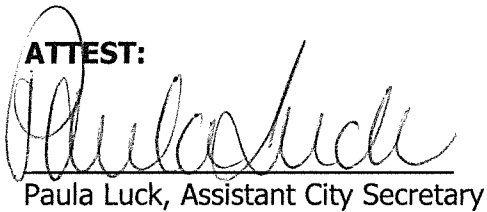
**At 7:49 p.m. CM Holland moved, seconded by CM Chisholm, to adjourn the meeting.
All voted "Aye".**

APPROVED:



Herman Earwood, Mayor

ATTEST:



Paula Luck, Assistant City Secretary