



4900 River Oaks Boulevard River Oaks, Texas 76114

Mayor
Joe Ashton

City Council
Mayor Pro-Tem-Place 3
Darren Houk

Place 1
John Claridge

Place 2
Steve Holland

Place 4
Yolie Rodriguez

Place 5
Dan Chisholm

City Officers
City Manager
Marvin Gregory

City Secretary
Paula Luck

Fire Chief
Clinton "Russell" Shelley

Police Chief
Christopher Spieldenner

Public Works Director
Gordon Smith

Event Center Co- Directors
Shirley Bloomfield
Shirley Wheat

Emergency Management Coordinator
James Myrick

Phone
(817) 626-5421

Fax
(817) 624-2154

Website
www.riveroakstx.com

NOTICE TO THE PUBLIC

****A PRE-COUNCIL WORK SESSION FOLLOWED BY THE REGULAR MEETING OF THE RIVER OAKS CITY COUNCIL IS SCHEDULED IN THE RIVER OAKS CITY COUNCIL ROOM LOCATED AT 4900 RIVER OAKS BLVD.; RIVER OAKS, TEXAS ON **TUESDAY****

FEBRUARY 9, 2021
6:30 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 5, 2021 at 6:45 P.M.**

CITY SECRETARY

**** DUE TO THE COVID-19 PUBLIC HEALTH EMERGENCY THERE MAY OR MAY NOT BE A QUORUM OF COUNCIL MEMBERS PRESENT IN PERSON AT THE MEETING, INSTEAD THEY MAY PARTICIPATE BY TELECONFERENCE. YOU CAN JOIN THIS MEETING FROM YOUR PHONE AT 1-415-655-0001. THE ACCESS CODE IS 126 743 1333.**

MEETING LINK:
<https://cityofriveroaks.my.webex.com/cityofriveroaks.my/j.php?MTID=mdc181c3a92c7c140d3bd5aaa77765fdb>

MEETING NUMBER: 126 743 1333
PASSWORD: vJpjdMAM988 (85753626 from phones and video systems)

PRE-COUNCIL MEETING WORK SESSION ----- 6:30 P.M.

1. SPECIAL PRESENTATION BY JOSH PULIS OF DUST FREE ON ACTIVE AIR PURIFIERS
2. DISCUSS ITEMS AND PRESENTATIONS LISTED ON TONIGHT'S CITY COUNCIL AGENDA
3. RECOGNITION OF RETIRING PUBLIC WORKS EMPLOYEE, JESSE MARTINEZ
4. ACTION, IF ANY, FROM WORK SESSION

CITY COUNCIL REGULAR MEETING-----7:00 P.M.

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"



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4. READING OF PROCLAMATION(S) AND SPECIAL PRESENTATIONS BY MAYOR:

5. **PUBLIC TESTIMONY:** CITIZENS ARE INVITED TO SPEAK ON ANY TOPIC OR AGENDA ITEM BEFORE AND DURING THE MEETING BY RESPONSE TO THE MAYOR TO BE RECOGNIZED; HOWEVER, UNLESS THE ITEM IS SPECIFICALLY LISTED 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 AND NO COUNCIL DELIBERATION IS PERMITTED FOR TOPICS NOT SPECIFICALLY LISTED ON THIS AGENDA.

6. **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. APPROVE MINUTES OF JANUARY 26, 2021 REGULAR COUNCIL MEETING
- B. APPROVE BILLS PAYABLE FOR PERIOD ENDING FEBRUARY 9, 2021 (FY 2021)
- C. APPROVE 2020 RIVER OAKS POLICE DEPARTMENT RACIAL PROFILING REPORT
- D. RESIGNATION OF JIMMY WARRINER AS THE PLACE 3 PARKS BOARD MEMBER

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

PERSONAL APPEARANCES AND/OR ITEMS REQUIRING COUNCIL APPROVAL/ACTION

8. CONSIDER APPROVAL OF INTERLOCAL LOCAL AGREEMENT WITH CASTLEBERRY INDEPENDENT SCHOOL DISTRICT FOR STREET IMPROVEMENTS.

9. CONSIDER APPROVAL OF PARKS BOARD RECOMMENDATION IN ORDER FOR HERITAGE PARK TO BE DESIGNATED AS A COMMUNITY GARDEN WITH GOALS AND OBJECTIVES FOR CITIZENS TO PLANT AND MAINTAIN.

10. DISCUSSION AND/OR ACTION REGARDING CHANGE ORDER AND FINAL QUANTITIES FOR TWDB PROJECT DWSRF CID-03, PHASE 2 WATER SYSTEM IMPROVEMENTS.

11. DISCUSSION AND/OR ACTION FROM TELECOM LAW FIRM, P.C. REGARDING THE EXPIRING TOWER LEASE AT CITY HALL

12. DISCUSSION AND/OR ACTION ON LIBRARY DOLLAR DONATION FUNDS AS RECOMMENDED BY CITY AUDITOR.

PUBLIC HEARINGS/ACTION FROM PUBLIC HEARINGS

13. **PUBLIC HEARING:** IN ORDER TO RECEIVE PUBLIC COMMENT AND TESTIMONY ON A PROPOSED TEXT AMENDMENT AS REQUESTED BY DUSTIN TEEMS TO THE COMPREHENSIVE ZONING ORDINANCE # 1286-2020, REVISING SECTION 11 "R-4" SINGLE FAMILY DISTRICT, SECTION 11C "DEVELOPMENT REGULATIONS" # 8 "DEPTH OF LOT" FOR CORNER LOTS IN A "R-4" SINGLE FAMILY ZONING DISTRICT FRONTING 2 STREET FRONTAGES BEING SUBDIVIDED



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THAT WOULD CREATE A SINGLE INTERIOR LOT LESS THAN 110-FEET IN DEPTH (CASE # PZ2021-0001).

14. **ACTION FROM PUBLIC HEARING:** CONSIDER APPROVAL OF **ORDINANCE # 1302-2021** AMENDING SECTION 11C "DEVELOPMENT REGULATIONS" # 8 "DEPTH OF LOT" OF THE RIVER OAKS ZONING ORDINANCE # 1286-2020 PROVIDING THAT CORNER LOTS IN "R-4" SINGLE FAMILY ZONING FRONTING 2 STREET FRONTAGES BEING SUBDIVIDED WOULD CREATE A SINGLE INTERIOR LOT LESS THAN 110-FEET IN DEPTH CAN ONLY BE APPROVED BY A SPECIAL PERMIT ISSUED BY THE CITY COUNCIL. (CASE # PZ2021-0001).

15. **PUBLIC HEARING:** IN ORDER TO RECEIVE PUBLIC INPUT ON SUBSTANDARD BUILDING ENFORCEMENT ACTION REGARDING STRUCTURE(S) LOCATED ON THE PROPERTY AT **5901 BLACK OAK LANE**.

16. **ACTION FROM PUBLIC HEARING:** CONSIDER COUNCIL ORDERS ON THE PROPERTY AT **5901 BLACK OAK LANE** 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:

17. CONSIDER APPROVAL OF **ORDINANCE # 1303-2021** AMENDING ARTICLE 12.05 "STOPPING, STANDING & PARKING" IN SECTION 12.05.012 "SPECIAL STOP INTERSECTIONS" SPECIFICALLY UNDER 12.05.012(s) "OTHER SPECIAL STOPPING INTERSECTIONS" BY ADDING 12.05.12(s).17 "YALE STREET" DESIGNATING SPECIAL STOP INTERSECTIONS AT DARTMOUTH & TULANE ON YALE ST.

18. CONSIDER APPROVAL OF **RESOLUTION # 1040-2021** AUTHORIZING CONTINUED PARTICIPATION WITH THE ATMOS CITIES STEERING COMMITTEE; AND AUTHORIZING THE PAYMENT OF FIVE CENTS PER CAPITA TO THE ATMOS CITIES STEERING COMMITTEE TO FUND REGULATORY AND RELATED ACTIVITIES RELATED TO ATMOS ENERGY CORPORATION.

19. CONSIDER APPROVAL OF **ORDINANCE # 1304-2021** AMENDING THE 2020-2021 FISCAL YEAR GENERAL FUND BUDGET DUE TO UNPLANNED UPGRADES TO POLICE DEPARTMENT SECURITY SYSTEM AND TECHNOLOGIES.

20. CONSIDER APPROVAL OF **RESOLUTION # 1041-2021** EXPRESSING OFFICIAL INTENT TO REIMBURSE COSTS OF STREET, BUILDING AND PUBLIC SAFETY EQUIPMENT AND TECHNOLOGY PROJECTS.

OTHER ITEMS FOR DISCUSSION AND/OR ACTION:

21. DISCUSSION AND/OR ACTION ON MAYOR'S RECOMMENDATION FOR APPOINTMENT OF PARKS BOARD MEMBERS TO FILL VACATED SEATS ON THE BOARD.

22. DISCUSSION AND/OR ACTION TO CONTINUE, AMEND, RESCIND OR SUPERSEDE PREVIOUS LOCAL DISASTER ORDERS REGARDING COMMUNITY CENTER RENTALS AND/OR YARD/GARAGE SALES.



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23. DISCUSSION AND/OR ACTION REGARDING UPDATES FROM THE CITY MANAGER ADVISING THE MAYOR AND CITY COUNCIL ON PERSONNEL, CITY'S FISCAL CONDITION, PANDEMIC EXECUTIVE ORDERS, SCHEDULING COUNCIL WORK SESSIONS, FUTURE NEEDS OF THE CITY AND OTHER CITY MANAGER RECOMMENDATIONS.

CORRESPONDENCE:

24. COUNCIL MEMBER QUESTIONS, COMMENTS AND ANNOUNCEMENTS

EXECUTIVE SESSION:

25. 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

26. 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 deliberation regarding real property; a governmental body may conduct a closed meeting to deliberate the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.
- 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.

RECONVENE:

27. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

ADJOURN:

28. 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.