



4900 River Oaks Boulevard River Oaks, Texas 76114

Mayor
Joe Ashton

City Council

Mayor Pro-Tem-Place 5
Dan Chisholm

Place 1
John Claridge

Place 2
Steve Holland

Place 3
Leigh Ann Turner

Place 4
Yolie Rodriguez

City Officers

City Manager
Marvin Gregory

City Secretary
Paula Luck

Fire Chief
Clinton "Russell" Shelley

Police Chief
Charles Stewart

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 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 14, 2023
6:00 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, February 10, 2023 at 2:00 P.M.**

CITY SECRETARY

**** YOU CAN JOIN THIS MEETING IN PERSON OR FROM YOUR PHONE AT 1-415-655-0001. THE ACCESS CODE IS 2554 205 1764.**

MEETING LINK:

<https://cityofriveroaks.my.webex.com/cityofriveroaks.my/j.php?MTID=mb2e8135b15995b4a411fc62103170d81>

MEETING NUMBER: 2554 205 1764

PASSWORD: fcAS9V5u7XE (32279858 from phones and video systems)

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:
 - PROCLAIMING JANUARY 18TH EVERY YEAR AS ANNE COZART DAY IN THE CITY OF RIVER OAKS
5. FIRE DEPT. BADGE PINNING CEREMONY FOR COBY COUNTRYMAN & DAVID VINCENT
6. **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



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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.

7. **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 24, 2023 REGULAR COUNCIL MEETING.

B. APPROVE OF BILLS PAYABLE FOR PERIOD ENDING FEBRUARY 14, 2023 (FY 2023)

C. RATIFY APPROVAL OF AGREEMENT FOR FIREWORKS DISPLAY TO BE FUNDED BY E.D.C. FOR THIS YEAR'S ALL-AMERICAN FESTIVAL WITH PYRO SHOWS OF TEXAS.

D. APPROVE MODIFIED ECONOMIC DEVELOPMENT AND PERFORMANCE AGREEMENT TO REIMBURSE CONSTRUCTION PERMIT FEES NOT EXCEEDING \$4,000 REGARDING RENEWAL OF EXPIRED PERMITS PURSUANT TO SECTION 105.5 "EXPIRATION" OF THE 2015 INTERNATIONAL BUILDING CODE AS ADOPTED FOR NEW CONSTRUCTION AND DEVELOPMENT IMPROVEMENTS TO THE PROPERTY IN BUILDING A NEW CONVENIENCE STORE AT **4710 RIVER OAKS BLVD. BY JOLLY'S C STORE LLC.**

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 DISCUSSION OR ACTION TAKEN ON ITEMS WITHDRAWN FROM CONSENT AGENDA FOR SEPARATE DELIBERATION.

PERSONAL APPEARANCES AND/OR ITEMS REQUIRING COUNCIL APPROVAL/ACTION

9. DISCUSSION AND/OR ACTION ON REQUEST BY JESSE RODRIGUEZ TO SELL SECOND HAND USED MERCHANDISE AT KELLY'S RESALE BOUTIQUE LOCATED AT 1111 B ROBERTS CUT OFF NOT CURRENTLY PERMITTED IN THE ZONING ORDINANCE.

10. CONSIDER APPROVAL OF PROFESSIONAL SERVICES AGREEMENT ENGAGING OUTSIDE LEGAL COUNSEL ON PENDING LITIGATION REGARDING THE WATER CLARIFIER SYSTEM.

11. CONSIDER APPROVAL OF THE 2022 CITY OF RIVER OAKS POLICE DEPARTMENT RACIAL PROFILING REPORT

12. DISCUSSION AND/OR ACTION ON APPROVING THE CONTRACT WITH ANDALE CONSTRUCTION ON APPLYING HA5 HIGH DENSITY MINERAL BOND TO THE NEW ASPHALT PAYMENT ON ROBERTS CUT OFF, TULANE, MERRITT AND OHIO GARDEN RECENTLY COMPLETED UNDER THE STREET IMPROVEMENT PROJECT WITH TARRANT COUNTY.

13. DISCUSSION AND/OR ACTION ON REQUEST FROM PWD GORDON SMITH TO REPAVE LONG AVENUE FROM THURSTON TO RIVER OAKS BLVD THAT IS INCLUDED IN THE CITY'S DRAINAGE STUDY FOR FUTURE DRAINAGE IMPROVEMENTS.

ORDINANCES / RESOLUTIONS REQUIRING COUNCIL APPROVAL/ACTION:

14. CONSIDER APPROVAL OF **ORDINANCE # 1369-2023** AMENDING THE 2022-2023 FISCAL



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YEAR EDC BUDGET BY EXPANDING THE BUDGET FOR COMMUNITY CENTER IMPROVEMENTS (ACCOUNT # 03-530-5601) QUALIFIED BY THE EDC AS ACCEPTABLE EXPENDITURES OF 4B FUNDS.

15. CONSIDER APPROVAL OF RESOLUTION # 1100-2023 AUTHORIZING ECONOMIC DEVELOPMENT CORPORATION (EDC) EXPENDITURES FROM THE 2022-2023 FISCAL YEAR BUDGET AS QUALIFIED FOR PROJECTS MORE THAN \$10,000.00; AND PROVIDING AN EFFECTIVE DATE. (FIRST READING).

16. CONSIDER APPROVAL OF ORDINANCE # 1370-2023 AMENDING ARTICLE 1.04 "BOARDS AND COMMISSIONS" DIVISION 3 "PARK BOARD" OF THE RIVER OAKS CODE OF ORDINANCES SPECIFICALLY, IN SECTION 1.04.063 "COMPENSATION; APPOINTMENT; QUALIFICATIONS; TERMS; VACANCY; REMOVAL BY REVISING SECTION 1.04.063 (f) PROVIDING AN EXCEPTION TO MEMBERSHIP QUALIFICATIONS.

OTHER ITEMS FOR DISCUSSION AND/OR ACTION:

17. DISCUSSION AND/OR ACTION REGARDING APPROVAL TO CONTINUE THE ONGOING CITY HALL ADMINISTRATION AND PUBLIC WORKS EMPLOYEE RECRUITMENT AND RETAINAGE EFFORTS REGARDING OPTION # 2 COMPRESSED WORK SCHEDULE.

18. 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.

19. DISCUSSION AND/OR ACTION ON REAL ESTATE PROPERTY VALUE INVOLVING INVESTMENT AND/OR SALE OF CITY OWNED PROPERTY AT 5550 BAYLOR AVE.

CORRESPONDENCE:

20. COUNCIL MEMBER QUESTIONS, COMMENTS AND ANNOUNCEMENTS

EXECUTIVE SESSION:

21. 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 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.



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RECONVENE:

22. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

ADJOURNMENT:

23. 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.