

**MINUTES OF THE REGULAR MEETING
RIVER OAKS CITY COUNCIL
JANUARY 26, 2021**

MEMBERS PRESENT:

MAYOR JOE ASHTON
MAYOR PRO TEM DARREN HOUK
COUNCIL MEMBER JOHN CLARIDGE
COUNCIL MEMBER DAN CHISHOLM
COUNCIL MEMBER YOLIE RODRIGUEZ
COUNCIL MEMBER STEVE HOLLAND

STAFF PRESENT:

CITY MANAGER MARVIN GREGORY
CITY SECRETARY PAULA LUCK
PUBLIC WORKS DIRECTOR GORDON SMITH
POLICE CHIEF CHRIS SPIELDENNER
CITY ATTORNEY BETSY ELAM
EMERGENCY MGT JAMES MYRICK
FIRE CHIEF RUSSEL SHELLEY
BUILDING INSPECTOR STEVE SANDERS
EVENT CENTER DIRECTOR SHIRLEY WHEAT

ABSENT:

NONE

1. CALL TO ORDER

With a quorum present, Mayor Ashton called the Regular Meeting of the River Oaks City Council to order at 7:00 p.m. on Tuesday, January 26, 2021 at River Oaks City Hall, 4900 River Oaks Blvd., River Oaks, Texas 76114.

2. INVOCATION

Member Rodriguez delivered the Invocation.

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

Member Rodriguez led the Pledges of Allegiance to the United States and the Texas Flags.

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

NONE

5. PUBLIC TESTIMONY: CITIZENS TO SPEAK ON ANY TOPIC OR ANY AGENDA ITEM BEFORE AN DURING THE MEETING BY RAISING YOUR HAND TO BE RECOGNIZED; 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 THAT ISSUE, AND NO COUNCIL DELIBERATION IS PERMITTED FOR TOPICS NOT SPECIFICALLY LISTED ON THIS AGENDA.

NONE

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 12, 2021 REGULAR COUNCIL MEETING
- B. APPROVE BILLS PAYABLE FOR PERIOD ENDING JANUARY 26, 2021 (FY 2021)
- C. APPROVE FY 2021 ECONOMIC DEVELOPMENT CORP. 1ST QUARTER FINANCIAL REPORT (SEPTEMBER 1-DECEMBER 31, 2020)
- D. APPROVE FY 2021 CRIME DISTRICT 1ST QUARTER FINANCIAL REPORT (SEPTEMBER 1-DECEMBER 31, 2020)
- E. APPROVE FY 2021 STORM WATER FUND 1ST QUARTER FINANCIAL REPORT (SEPTEMBER 1-DECEMBER 31, 2020)
- F. APPROVE FY 2021 1ST QUARTER INVESTMENT REPORT
- G. APPROVE RESOLUTION #1036-2021 APPROVING THE PARTICIPATION AGREEMENT BETWEEN THE CITY OF RIVER OAKS AND TARRANT COUNTY; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT; AND ACCEPTING THE APPOINTMENT OF A TARRANT COUNTY REPRESENTATIVE TO THE TIRZ BOARD.
- H. APPROVE RESOLUTION #1037-2021 APPROVING THE PARTICIPATION AGREEMENT BETWEEN THE CITY OF RIVER OAKS AND TARRANT COUNTY COLLEGE DISTRICT; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT; AND ACCEPTING THE APPOINTMENT OF A TARRANT COUNTY COLLEGE DISTRICT REPRESENTATIVE TO THE TIRZ BOARD.

Mayor Pro Tem Houk moved, seconded by CM Claridge to approve the Consent Agenda items A-H. All voted "Aye".

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

NONE

PERSONAL APPEARANCES AND ITEMS REQUIRING COUNCIL APPROVAL/ACTION:

8. DISCUSSION AND/OR ACTION TO SELL APPROXIMATELY 3-FOOT BY 108-FEET OF THE 20-FOOT PUBLIC RIGHT-OF-WAY EASEMENT TO JOLLY WALIA AT 4710 RIVER OAKS BLVD. FOR CONSTRUCTION PURPOSES.

Jolly Walia was present. For all to fit on the property, the property line will have to be moved back 3' but Mr. Walia will need to purchase the 3' from the city. A revised plat is presented which is selling 3' x 97' of city property. Mr. Walia is offering \$13.00 per square foot which

after talking to a surveyor, \$13.00-\$18.00 is the going price per square footage in this area without getting it surveyed. Mr. Walia will have to get this property properly surveyed and the city will create an ordinance abandoning the 3'. The cost at \$13.00 per square foot will be \$3,783.00. There are no underground utilities in the 3' and this will allow 17' for city utilities. Mr. Walia will pay all the expenses.

CM Claridge moved, seconded by Mayor Pro Tem Houk to approve the selling of 3' x 97' of the 20-foot public right-of-way easement to Mr. Walia at 4710 River Oaks Blvd at \$13.00 per square foot. All voted "Aye".

9. CONSIDER APPROVAL OF CHANGE ORDER #3 FOR THE WATER DISTRIBUTION SYSTEM IMPROVEMENTS CID-03 PRIORITY II PROJECT UNDER THE TEXAS WATER DEVELOPMENT BOARD DRINKING WATER STATE REVOLVING FUND (DWSRF), TWDB PROJECT #62731.

This item was tabled.

At this time, Mayor Ashton moved to Item #13. Bill Lochrke was present. The original contract price was \$1,807,000.00. Change Order #1 (technical change) was zero cost, Change Order #2 (Skyline open cut charge) was \$33,486.00 and Change Order #3 (additional work and final quantities) is at \$38,944.88 which staff is recommending approval of Change Order #3. All final close out documents have been received.

CM Claridge moved, seconded by CM Rodriguez to approve Change Order #3 for the Water Distribution System Improvements. All voted "Aye".

10. CONSIDER APPROVAL TO HOLD AN AUCTION OF THE BOOKS, SHELVING, VIDEOS AND OTHER CONTENTS OF THE LIBRARY.

We need to start the process of liquidating the shelving, furniture, books, and DVD's. We have liquidated some of the furniture to other departments in the city and have sold some DVD's to city employees. The books will have to be donated.

Mayor Pro Tem Houk moved, seconded by CM Claridge to approve holding an auction to liquidate the library's contents. All voted "Aye".

PUBLIC HEARINGS/ACTION FROM PUBLIC HEARINGS:

11. PUBLIC HEARING: IN ORDER TO RECEIVE PUBLIC INPUT ON THE 47TH YEAR (FY 2021) COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.

This year's proposed project is to pipe burst/install 985 feet of wastewater collection main on Black Oak from Lynda (5700 Block, Lot 1A) to end on main at 5800 Block, Lot 5 including 23 services and 4 manhole replacements with a total project cost of \$178,457.00 with a city pledge of \$20,000.00 to the project submitted. Questionnaires were passed out to the residents in the audience.

At 7:41 p.m., Mayor Ashton opened the Public Hearing.

At 7:41 p.m., Mayor Ashton closed the Public Hearing.

The consensus of the questionnaire were the streets as #1, water as #2 and sewer as #3. There is a section of Almena that the sewer lines need to be replaced along with the curbs and gutters which is about \$303,000.00 total cost. The correct drainage is the key to have long lasting roads. If a homeowner's approach needs be redone to correct the drainage with the new curbs and gutters, the city offers the homeowner a double approach at the homeowner's cost. But they must agree to finish the driveway, so the approach meets concrete and not dirt or grass. PWD Smith will bring back street proposals later.

12. ACTION FROM PUBLIC HEARING: CONSIDER APPROVAL OF RESOLUTION #1038-2021 AUTHORIZING THE CITY MANAGER TO SUBMIT THE 47TH YEAR CDBG PROJECT SUBMITTAL FOR THE CITY OF RIVER OAKS TO TARRANT COUNTY COMMUNITY DEVELOPMENT.

Mayor Pro Tem Houk moved, seconded by CM Rodriguez to approve Resolution #1038-2021. All voted "Aye".

ORDINANCES/RESOLUTIONS REQUIRING COUNCIL APPROVAL/ACTION:

13. CONSIDER APPROVAL OF RESOLUTION #1039-2021 CERTIFYING ACCEPTANCE OF THE WATER DISTRIBUTION SYSTEM IMPROVEMENTS PRIORITY I PROJECT UNDER THE TEXAS WATER DEVELOPMENT BOARD DRINKING WATER STATE REVOLVING FUND (DWSRF), TWDB PROJECT #62731.

This item was discussed after Item #9.

14. CONSIDER APPROVAL OF ORDINANCE #1299-2021 AMENDING SECTION 12.04.003 "SPECIAL SPEED ZONES" BY INCORPORATION SECTION 12.04.003 (e) "YALE STREET" DESIGNATING A SPECIAL SPEED ZONE OF 25 M.P.H. ON YALE STREET BEGINNING AT THE INTERSECTION OF YALE STREET AND RIVER OAKS BLVD. AND THEN NORTH TO THE INTERSECTION OF YALE STREET AND ROBERTS CUT OFF ROAD.

There are procedures that are put in place to lower the speed limit which we have done. Recommended tonight is to lower the speed limit to 25 m.p.h. The goal is to reduce the traffic cut thru. Suggestion is possibly putting a stop sign at Dartmouth and Tulane on Yale Street. Residence would be notified by social media and will notify the base. The only thing that can be approved tonight is lowering the speed limit. At the next meeting, the stop signs requested will be brought back along with costs of the signs.

CM Claridge moved, seconded by Mayor Pro Tem Houk to approve Ordinance #1299-2021. All voted "Aye".

OTHER ITEMS FOR DISCUSSION AND/OR ACTION:

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

-The landfill contract is expiring this year and we have scheduled a meeting with Waste Connections.

-The tower contract is also expiring this year.

-The 2020 Census has not been released.

-The school board approved their part of the street improvement project.

-There will be a workshop very soon on bond funding for building improvements, PD radio upgrades, electronic metering, and street improvements.

-There are no new updates on the boundary adjustment with Fort Worth on the Fire Side Lodge property purchased by CISD.

-Jesse Martinez who has been with us about 17 years is retiring February 16, 2021.

-Have not heard an update on the reimbursements on contract #9370 with Government Capital.

STAFF REPORTS:

16. UPDATE ON SUBSTANDARD PROPERTIES AT:

- 5901 BLACK OAK LANE-bring back for order. Administrative Search Warrant issued and is substandard and found 7 junk vehicles.
- 1605 YALE ST-removed from substandard.
- 1701 YALE ST-should complete this week.
- 636 SCHIEME-burn out and vacant house. Will bring back.

17. UPDATE ON STOP SIGN TRAFFIC STUDY ALONG YALE STREET BY THE POLICE CHIEF.

This item was discussed in Item #14.

QUESTIONS RELATED TO MONTHLY STAFF REPORTS INCLUDING:

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

CM Chisholm-there has been a decrease in crime and in issuing citations.

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

The second dose of the COVID-19 vaccine will be administered to all Fire Department employees by the end of this week. There have been two working fires in River Oaks in the past week or two.

20. **INSPECTIONS AND CODE COMPLIANCE ACTIVITY REPORTS** INCLUDING NUMBER OF PERMITS ISSUED AND CODE VIOLATIONS WORKED.
21. **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
22. **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
23. **PARK BOARD ACTIVITY REPORT** INCLUDING BALLFIELD RENTALS, GRANT UPDATES AND QUESTIONS PERTAINING TO MINUTES FROM THE PARK BOARD
24. **EVENT CENTER ACTIVITY REPORT** INCLUDING NUMBER OF COMMUNITY CENTER RENTALS, EVENTS AND ACTIVITIES
25. **CITY SECRETARY ACTIVITY REPORT** INCLUDING REVENUE FROM SALES TAX, DOLLAR DONATIONS, EDC SALES TAX, TEXPOOL AND CRIME SALES TAX
26. **EDC ACTIVITY REPORT** INCLUDING FUNDED PROJECT UPDATES AND UPCOMING PROJECTS.
27. **STORM WATER TASK FORCE ACTIVITY REPORT** INCLUDING ACTINS TAKEN UNDER THE MS4 PERMIT, COMMUNITY EDUCATION AND PROMOTIONAL EVENTS REGARDING STORM WATER PREVENTION POLLUTION
28. **EMERGENCY MANAGEMENT ACTIVITY REPORT** INCLUDING POLICIES, PROCEDURES AND INFORMATION PERTAINING TO EMERGENCY MANAGEMENT PLANNING

CORRESPONDENCE:

29. COUNCIL MEMBER QUESTIONS, COMMENTS AND ANNOUNCEMENTS.

CM Holland-wants to recognize PWD Smith for his hard work on the water & sewer lines and recognize CM Gregory for working on the city's future needs.

CM Chisholm-attended the RCC meeting yesterday and the base is planning on having fireworks this year, a 10-mile run on Veterans Day and a Pearl Harbor 80th anniversary event on December 7, 2021.

CM Rodriguez-thanked all for what they do. Had taken a tour of the Animal Shelter and the Police Department and is planning on a tour at the Fire Department and at the Water Treatment Plant.

Mayor Ashton-thanked the Police Department for assisting him when he left his keys in City Hall and got locked out.

EXECUTIVE SESSION:

30. 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.

NONE

RECONVENE:

31. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

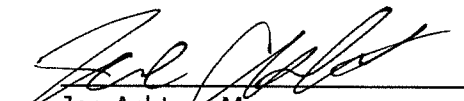
NONE

ADJOURN:

32. ADJOURN

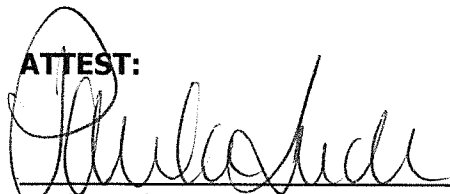
At 8:30 p.m., Mayor Ashton adjourned the meeting. All voted "Aye".

APPROVED:



Joe Ashton, Mayor

ATTEST:



Paula Luck, City Secretary