

**MINUTES OF THE REGULAR MEETING
RIVER OAKS CITY COUNCIL
JUNE 8, 2021**

MEMBERS PRESENT:

MAYOR JOE ASHTON
MAYOR PRO TEM DARREN HOUK
COUNCIL MEMBER STEVE HOLLAND-7:38 P.M.
COUNCIL MEMBER DAN CHISHOLM
COUNCIL MEMBER JOHN CLARIDGE
COUNCIL MEMBER YOLIE RODRIGUEZ

STAFF PRESENT:

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

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, June 8, 2021 at the River Oaks City Hall, 4900 River Oaks Blvd., River Oaks, Texas 76114.

2. INVOCATION

Mayor Pro Tem Houk delivered the Invocation.

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

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

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

Mayor Ashton presented a Certificate of Appreciation to BURGERS LAKE. Curtis Mahan, owner of Burgers Lake was present to accept the Certificate.

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 MAY 25, 2021 REGULAR CALLED COUNCIL MEETING

B. APPROVAL BILLS PAYABLE FOR PERIOD ENDING JUNE 8, 2021 (FY 2021)

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

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 DISCUSSION OR ACTION TAKEN ON ITEMS WITHDRAWN FROM CONSENT AGENDA FOR SEPARATE DELIBERATION.

NONE

PERSONAL APPEARANCES AND/OR ITEMS REQUIRING COUNCIL APPROVAL/ACTION

8. CONSIDER APPROVAL TO INSTALL A LITTLE FREE LIBRARY AT THE RIVER OAKS EVENT CENTER AS REQUESTED BY CASTLEBERRY HIGH SCHOOL LIBRARIAN.

Heather Lamb with CISD was present. Access to books is important and challenging for some students to have access to books. The Little Free Library is taking a book and give a book. The school will monitor and manage the library which will be located at the Event Center under the porch to protect it from the weather. In the fall, will register the Little Free Library online to show a map of the location. The CTE Instructor at CISD will build them. They will be weather treated and permanently installed. Am interested in finding other locations to place more but getting the wood donated to build them might be challenging.

CM Claridge moved, seconded by Mayor Pro Tem Houk to approve the Little Free Library with the location to be approved by the Event Center Directors. All voted "Aye".

9. CONSIDER APPROVAL OF MAYOR'S RECOMMENDATION TO APPOINT A COUNCIL LIAISON TO THE PARKS BOARD.

Currently Mayor Ashton is the Council Liaison and has been for a while but is unable now to attend most meetings.

CM Claridge moved, seconded by CM Rodriguez to approve the Mayor's recommendation to appoint Mayor Pro Tem Darren Houk as the Park Board Liaison. All voted "Aye".

10. CONSIDER APPROVAL OF CONTRACT FOR DISPLAY OF FIREWORKS WITH EXTREME PYROTECHNICS.

This is the last year of the contract. EDC budgeted \$5,300.00 for fireworks. \$2,650.00 was donated towards the fireworks from Victory Church. All affidavits have been received from the surrounding churches.

CM Chisholm moved, seconded by CM Claridge to approve the contract with Extreme Pyrotechnics in the amount of \$5,300.00. All voted "Aye".

11. CONSIDER APPROVAL AUTHORIZING THE CITY MANAGER TO EXECUTE AND SIGN ON BEHALF OF THE CITY OF RIVER OAKS TO CLOSE ON THE SALE OF CITY OWNED REAL PROPERTY LOCATED AT 1512 SHENNA BLVD.

CM Chisholm moved, seconded by CM Rodriguez to authorize the City Manager to execute and sign to close on the sale of 1512 Shenna Blvd. All voted "Aye".

ORDINANCES/RESOLUTIONS REQUIRING COUNCIL APPROVAL/ACTION:

12. CONSIDER APPROVAL OF ORDINANCE #1313-2021 AMENDING THE FY 2021 GENERAL FUND BUDGET IN DEPARTMENT 524 "PARK & RECREATION" DUE TO AN UNPLANNED MAINTENANCE EXPENDITURE AT MCGEE PARK.

The electrical had to be upgraded in the amount of \$7,781.00 and landscaping had to be done in the amount of \$2,523.79. The board is very active this year. Council requests that issues need to be cleared up with LYSA.

Mayor Pro Tem Houk moved, seconded by CM Claridge to approve Ordinance #1313-2021. All voted "Aye".

13. DISCUSSION AND/OR ACTION ON APPROVING THE JOINT ORDINANCE AND BOUNDARY AGREEMENT AS RIVER OAKS ORDINANCE #1314-2021 ADJUSTING THE BOUNDARIES BETWEEN CITY OF FORT WORTH AND CITY OF RIVER OAKS ON 5.892 ACRES OF LAND THAT ACCORDING TO T.A.D. RECORDS IS DESCRIBED AS BEING BLOCK 1, LOT 3A BLOCK 1, LOTS 3A & 3A1 IN THE WHITE SETTLEMENT HEIGHTS ADDITION OTHERWISE KNOWN AS 4800 WHITE SETTLEMENT ROAD LOCATED CURRENTLY IN THE FORT WORTH CITY LIMITS.

In the agreement, the property description, sidewalk, and storm water mitigation are in question. The property description and sidewalk issues have been resolved. But the storm water mitigation is not resolved. This item will be tabled to the next meeting so the storm water mitigation is resolved.

STAFF REPORTS:

14. UPDATE ON SUBSTANDARD PROPERTY AT 5901 BLACK OAK LANE.

The family is aware of the 89-day extension the council approved at the last meeting and understands after the 89 days, the house and buildings on the property will be demolished by them or by the city. Code Enforcement is working on the vehicles. Currently there is slow process inside the house.

OTHER ITEMS FOR DISCUSSION AND/OR ACTION:

15. 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.

Personnel-one new employee hired in Public Works but still have a few openings.

Sign Ordinance-attorney has drafted an Ordinance and can present at the next council meeting.

Rescue Act-received funds from TML but have not heard from FEMA.

Landfill Contract-current contract ends October 2021. Will have meeting soon about the costs and particulars entering a new contract.

Tower Lease-will have an update from Telecom to present at the next council meeting.

Landscaping-will bring to the next council meeting a budget amendment for landscaping in front of the City Hall, the Annex Building, the Police Station and Fire Station.

Workshop-will hold a 6:00 p.m. workshop before the next council meeting to discuss some financing for projects.

PUBLIC HEARINGS/ACTION FROM PUBLIC HEARINGS:

16. PUBLIC HEARING: IN ORDER TO RECEIVE CITIZEN COMMENTS IN ORDER TO RECEIVE CITIZEN COMMENTS AND HOLD A FIRST READING OF A PROPOSED COMMERCIAL MORATORIUM ORDINANCE AS FOLLOWS: AN ORDINANCE DECLARING A 90-DAY MORATORIUM ON THE ACCEPTANCE OF APPLICATIONS FOR THE ISSUANCE OR RENEWAL OF PERMITS FOR NEW CONSTRUCTION OR REMODELING OF CERTAIN COMMERCIAL DEVELOPMENT IN THE CITY; DIRECTING CITY STAFF TO CONSIDER APPROPRIATE ZONING AND OTHER DEVELOPMENT REGULATIONS FOR SUCH DEVELOPMENT AND CONSTRUCTION; PROVIDING THAT THE CITY COUNCIL SHALL STUDY THE REPORT OF CITY STAFF CONCERNING THE NEED FOR ADOPTION OF NEW OR AMENDED REGULATIONS APPLICABLE TO SUCH DEVELOPMENT; PROVIDING A PROCEDURE FOR A VARIANCE FROM THIS MORATORIUM; AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY UPON PASSAGE.

This item will be discussed in Executive Session.

17. ACTION FROM PUBLIC HEARING: ACTION FROM PUBLIC HEARING, IF ANY, ANNOUNCING THE DATE OF THE JUNE 10TH PUBLIC HEARING BEFORE THE PLANNING AND ZONING COMMISSION AND THE DATE OF THE SECOND READING BEFORE THE CITY COUNCIL OF THE PROPOSED MORATORIUM ORDINANCE.

This item will be discussed in Executive Session.

CORRESPONDENCE:

18. COUNCIL MEMBER QUESTIONS, COMMENTS AND ANNOUNCEMENTS.

CM Claridge-will River Oaks patrol the property that the school just purchased on White Settlement Road? PC Spieldenner-Fort Worth will patrol the streets, but River Oaks can investigate on the property.

CM Rodriguez-thank you for the re-election.

EXECUTIVE SESSION:

19. 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.

At 7:47 p.m., Mayor Ashton went into Executive Session under Item #16 under Section 551.071.

At 8:12 p.m., Mayor Ashton reconvened into Open Session.

Item #16-At 8:13 p.m., Mayor Ashton opened the Public Hearing.

At 8:13 p.m., Mayor Ashton closed the Public Hearing.

RECONVENE:

20. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

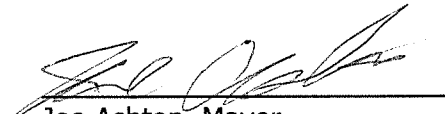
Item #17-**CM Chisholm moved, seconded by CM Claridge to declare a 90-day moratorium for Pawn Shops, Title Loans, Vape and Tobacco Shops, Massage Parlors, Tattoo Studios, and Tire and Automotive Repair Shops. All voted "Aye".**

ADJOURN:

21. ADJOURN

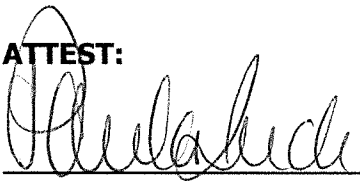
At 8:29 p.m., Mayor Ashton adjourned the meeting. All voted "Aye".

APPROVED:



Joe Ashton, Mayor

ATTEST:



Paula Luck, City Secretary