

**MINUTES OF THE REGULAR MEETING
RIVER OAKS CITY COUNCIL
JULY 26, 2022**

MEMBERS PRESENT:

MAYOR JOE ASHTON
MAYOR PRO TEM DAN CHISHOLM
COUNCIL MEMBER STEVE HOLLAND
COUNCIL MEMBER JOHN CLARIDGE
COUNCIL MEMBER YOLIE RODRIGUEZ
COUNCIL MEMBER LEIGH ANN TURNER

STAFF PRESENT:

CITY MANAGER MARVIN GREGORY
CITY SECRETARY PAULA LUCK
CITY ATTORNEY ANDREA RUSSELL
PUBLIC WORKS DIRECTOR GORDON SMITH
POLICE CHIEF CHUCK STEWART
EMERGENCY MGT JAMES MYRICK
FIRE CHIEF RUSSELL SHELLEY
EVENT CENTER DIRECTOR SHIRLEY BLOOMFIELD
EVENT CENTER DIRECTOR SHIRLEY WHEAT
UTILITY BILLING COORDINATOR BLYTHE REAVES

ABSENT:

NONE

CITY COUNCIL WORK SESSION-6:00 P.M.

I. FUTURE BUILDING IMPROVEMENT PLANS, PROPERTY DEVELOPMENT, FINANCIAL CONDITIONS, REAL ESTATE AND ECONOMIC DEVELOPMENT WITHIN THE CITY.

This item will be discussed in Executive Session.

II. EXECUTIVE SESSION: 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:

-Section 551.072 deliberation regarding real estate 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.

At 6:02 p.m., Mayor Ashton went into Executive Session under Section 551.072.

At 6:46 p.m., Mayor Ashton went into Open Session.

At 6:46 p.m., Mayor Ashton called for a recess.

III. ACTION, IF ANY, FROM EXECUTIVE SESSION AND/OR WORK SESSION.

NONE

REGULAR COUNCIL MEETING-FOLLOWING THE WORK SESSION

1. CALL TO ORDER

With a quorum present, Mayor Ashton called the Regular Meeting of the River Oaks City Council to order at 6:57 p.m. on Tuesday, July 26, 2022 at River Oaks City Hall, 4900 River Oaks Blvd., River Oaks, Texas 76114.

2. INVOCATION

CM Holland delivered the Invocation.

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

CM Holland 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.

Mario Monterroso of 729 Lynda asked if the city has hired a dog catcher. PC Stewart answered we have hired an Animal Control Officer and his name is Brodey and is doing an excellent job.

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 JULY 12, 2022 REGULAR CALLED COUNCIL MEETING
- B. APPROVE BILLS PAYABLE FOR PERIOD ENDING JULY 26, 2022 (FY 2022)
- C. APPROVE FY 2022 3RD QUARTER CRIME CONTROL & PREVENTION DISTRICT FINANCIAL REPORT (APRIL 1 THROUGH JUNE 30, 2022)
- D. APPROVE FY 2022 3RD QUARTER STORM WATER FUND FINANCIAL REPORT (APRIL 1 THROUGH JUNE 30, 2022)

- E. APPROVE FY 2022 3RD QUARTER INVESTMENT REPORT (APRIL 1 THROUGH JUNE 30, 2022)
- F. RATIFY APPROVAL OF RESOLUTION #1077-2022 RECOMMENDING TO TARRANT COUNTY THE ACCEPTANCE OF DOUGLAS DAILEY CONSTRUCTION LLC AS THE QUALIFIED BIDDER ON THE 47TH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM WITH A PROJECT CONTRIBUTION OF \$20,000.00 FROM THE CITY MAKING THE TOTAL CONSTRUCTION FUNDS AVAILABLE FOR THIS PROJECT TO BE \$180,000.00, THEREBY LEAVING \$33,382.62 FOR ENGINEERING AND CONTINGENCIES.

CM Claridge moved, seconded by Mayor Pro Tem Chisholm to approve the Consent Agenda items A-F. 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 OF REQUEST FROM CLAIRE MAKARWICH TO INSTALL SPEED BUMPS ON HALLUM STREET.

Claire Makarwich was not present. Staff has been trying to get a hold of her. PC Stewart researched two years and there was only one accident on Hallum Street in those two years.

Mayor Ashton asked if there has been more traffic on the residential streets around Grumps since they opened. PC Stewart has not checked but will.

9. DISCUSSION AND/OR ACTION ON APPROVING AN INTERLOCAL AGREEMENT WITH THE CITY OF FORT WORTH PROVIDING TEMPORARY HOUSING FOR THE RIVER OAKS FIRE DEPARTMENT PERSONNEL DURING THE UPCOMING RENOVATION.

The original plan was to have the Fire Department house out of the Annex Building while the Fire Department was being remodeled but was approached by the Fort Worth Fire Department four to six weeks ago. Fort Worth Fire Station #15 will be undergoing a complete renovation in 2023 that will last about a year. They do not have adequate space to install a temporary trailer. The neighboring stations do not have adequate space to house the crew and equipment.

This request is to install temporary living quarters trailers outside the River Oaks Station. Our crew would house the trailers then after our renovation is complete, Fort Worth after that will house the trailers outside of our station. The City of Fort Worth will cover the entire cost of the temporary trailer.

CM Claridge moved, seconded by CM Rodriguez to approve the Interlocal Agreement with Fort Worth pending city attorney approval. All voted "Aye".

10. DISCUSSION AND/OR ACTION ON THE RESPONSIBILITY FOR MAINTAINING THE DETENTION POND ON LOT 1X IN THE SAINT ELIZABETH'S SUBDIVISION KNOWN AS 5910 BLACK OAK LANE.

Heather Phelps was present online. Would like to deed over Lot 1X over to the city so the city will maintain. Lot 1X is a detention pond that will have three sides and the floor concreted. When this project was started, the developers did not want an HOA. The detention pond was not in the original plan and did not come up until after the fact. This pond will be made to be as much maintenance free as possible. City Staff recommends that the city take this lot and let the pond be a part of the Storm Water group. The fourth side of the pond will be discussed in more detail to see if concrete or grass is the better option.

Mayor Pro Tem Chisholm moved, seconded by CM Claridge to have the property deeded over to the city, this pond will be built from recommendations from city staff and the engineer, and all of this will happen before any building permits are issued. All of this will be in place before acceptance of the deeding of the property. All voted "Aye".

11. CONSIDER APPROVAL OF AUDIT ENGAGEMENT LETTER AS SUBMITTED BY MWH GROUP, CERTIFIED PUBLIC ACCOUNTANTS' CONSULTANTS FOR FISCAL YEAR CITY AUDIT ENDING SEPTEMBER 30, 2022.

The audit charges will increase from \$26,000.00 to \$28,000.00 which includes the \$6,000.00 portion of William Spore.

CM Holland moved, seconded by CM Claridge to approve the audit engagement letter as submitted by MWH Group. All voted "Aye".

12. CONSIDER APPROVAL OF BOOKKEEPING ENGAGEMENT LETTER AS SUBMITTED BY WILLIAM C. SPORE FOR FISCAL YEAR CITY AUDIT ENDING SEPTEMBER 30, 2022.

CM Holland moved, seconded by Mayor Pro Tem Chisholm to approve the bookkeeping engagement letter as submitted by William Spore. All voted "Aye".

ORDINANCES/RESOLUTIONS REQUIRING COUNCIL APPROVAL/ACTION:

13. CONSIDER APPROVAL OF ORDINANCE #1353-2022 AMENDING CHAPTER 4 "BUSINESS REGULATIONS OF THE RIVER OAKS CODE OF ORDINANCES (2020) SPECIFICALLY IN ARTICLE 4.05 "YARD SALES" REVISING APPLICATION REQUIREMENTS, PERMIT FEE AND REQUIREMENTS AND CONDITIONS FOR HOLDING A YARD SALE.

Currently we allow two yard sales a year, four months apart. The cost of each yard sale is \$5.00. With the costs of the permit signs and the labor charge, the city is losing money. Proposed is allowing four yard sales a year with no separation in between sales. One permit sign and two directional signs will be issued. Permit fee will be \$10.00 and must be made 24 hours in advance so they can be promoted. The Permit Tech instead of the City Secretary will approve each sale. The customer is given 24 hours to pick up any signs they have put out throughout the city. Their water account must be in good standing, and their name must be on the water account.

Council agreed to allow a yard sale on an empty lot if it is adjacent to a lot with a house on it that they own; allow one permit sign and five directional signs and charge \$10.00 per permit; and to allow four permits per year allowing only two consecutive sales. Customers cannot leave their merchandise out for two weekends in a row and a permit must be pulled for each sale.

CM Claridge moved, seconded by Mayor Pro Tem Chisholm to approve Ordinance #1353-2022 with the changes noted above. All voted "Aye".

14. DISCUSSION AND/OR ACTION ON APPROVING RESOLUTION #1086-2022 IN ORDER TO ENTER INTO A MULTIPLE USE AGREEMENT WITH TXDOT IN ORDER TO CONTINUE WITH THE FLOCK CAMERA PROGRAM.

These cameras take photos of the license plate on each passing car as they drive past them. These cameras have helped solve crimes.

Mayor Pro Tem Chisholm moved, seconded by CM Rodriguez to approve Resolution #1086-2022 with the provided exhibits. All voted "Aye".

OTHER ITEMS FOR DISCUSSION AND/OR ACTION:

15. UPDATE ON SUBSTANDARD PROPERTIES AT:

- 632 SCHIEME
- 636 SCHIEME
- 640 SCHIEME
- 1513 SKYLINE
- 1114 HARVARD
- 5016 ALMENA
- 940 CODY COURT (APT 6-13)
- 1909 YALE

Enclosed in the packet is more information about each property. Brent Forester asked about 4844 Hartford. PWD Smith-the house is under a board up order and the city is working on the paperwork. Heather Phelps asked about 1513 Skyline because she is trying to get a hold of the owner. PWD Smith-they started construction and pulled off half of the roof and left the job. Nothing else has been done.

16. 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.

Tower Lease-the legal is not straightened out.

Boundary adjustments-Fort Worth is withdrawing.

Tax Rate & Budget-August 2nd meeting for tax rate and budget meeting on August 9th.

QUESTIONS RELATED TO MONTHLY STAFF REPORTS INCLUDING:

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

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

19. **INSPECTIONS AND CODE COMPLIANCE ACTIVITY REPORTS** INCLUDING NUMBER OF PERMITS ISSUED AND CODE VIOLATIONS WORKED.

20. **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

21. **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

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

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

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

25. **EDC ACTIVITY REPORT** INCLUDING FUNDED PROJECT UPDATES AND UPCOMING PROJECTS.

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

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

CORRESPONDENCE:

28. COUNCIL MEMBER QUESTIONS, COMMENTS AND ANNOUNCEMENTS.

CM Holland-will be out of Town August 2nd and 9th.

CM Turner-attended new council training and learned a lot.

CM Rodriguez-thanked CM Gregory for the situation on homeless people.

EXECUTIVE SESSION:

29. 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:

30. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

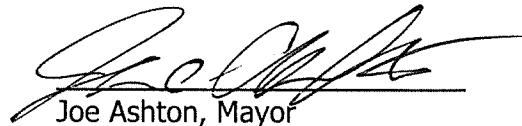
NONE

ADJOURN:

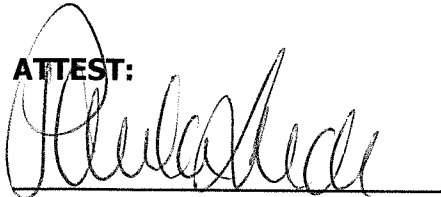
31. ADJOURN

At 8:20 p.m., Mayor Ashton adjourned the meeting. All voted "Aye".

APPROVED:


Joe Ashton, Mayor

ATTEST:


Paula Luck, City Secretary