



4900 River Oaks Boulevard River Oaks, Texas 76114

Mayor
Darren Houk

City Council
 Mayor Pro-Tem, Place 1
John Claridge

Place 2
Steve Holland

Place 3
Leigh Ann Turner

Place 4
Yolie Rodriguez

Place 5
Brent Forester

City Officers

City Manager
Marvin Gregory

City Secretary
Paula Luck

Fire Chief
Clinton "Russell" Shelley

Police Chief
Charles Stewart

Public Works Director
Jeremy Bell

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*

**OCTOBER 10, 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, October 6, 2023 at 1:15 P.M.**

CITY SECRETARY

*** YOU CAN JOIN THIS MEETING IN PERSON OR FROM YOUR PHONE AT 1-415-655-0001. THE MEETING ACCESS CODE IS 25526424323. THE MEETING IS ALSO BEING STREAMLINED BY LIVE FEED ON THE CITY WEB PAGE AT WWW.RIVEROAKSTX.COM BY CLICKING ON THE VIDEO TAB.**

MEETING LINK:
<https://cityofriveroaks.my.webex.com/cityofriveroaks.my/j.php?MTID=mbb14f90c8bdf7c6ffee300e91ae5071e>

MEETING ID NUMBER: 2552 642 4323 **PASSCODE:** wW8y5tF3RBS

AGENDA

1. CALL TO ORDER AT 6:00 P.M. OF THE RIVER OAKS CITY COUNCIL
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:
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.



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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 SEPTEMBER 26, 2023 REGULAR COUNCIL MEETING.
- B. APPROVE BILLS PAYABLE FOR PERIOD ENDING SEPTEMBER 30, 2023 (FY 2023)
- C. APPROVE ECONOMIC DEVELOPMENT AGREEMENT FOR BUSINESS IMPROVEMENT GRANT WITH THAT EYE PLACE LOCATED AT 4829 GREEN OAKS DR. AS RECOMMENDED BY THE ECONOMIC DEVELOPMENT CORPORATION.

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 UNDER THE FAIR HOUSING ACT TO MAKE A REASONABLE ACCOMMODATION FOR A PERSON WITH A DISABILITY WITH REGARD TO LAND USE REGULATIONS **AS REQUESTED BY ZENAIDA TOVAR BANDA** AT 1401 WESTWICK DR. IN ORDER TO BE PERMITTED TO BUILD A 14' X 20' CARPORT IN FRONT ATTACHED TO THE EXISTING FRONT PORCH AWNING IN THAT THE PROPOSED CARPORT WOULD EXTEND IN FRONT OF THE 25-FOOT BUILDING LINE TO WITHIN 6'9" OF THE PREVAILING EDGE OF THE STREET IN VIOLATION OF SECTION 22.A.5D OF THE RIVER OAKS ZONING ORDINANCE.

9. CONSIDER APPROVAL OF THE 2021-2022 FISCAL YEAR AUDIT REPORT AS PRESENTED BY MWH GROUP, CERTIFIED PUBLIC ACCOUNTANTS.

10. DISCUSSION AND/OR ACTION ON SUBSTANDARD BUILDING ORDER ON THE PROPERTY AT 4844 HARTFORD THAT WAS PREVIOUSLY EXTENDED TO SEPTEMBER 21, 2023.

11. CONSIDER APPROVAL OF THE RULES AND PROCEDURES OF THE PLANNING & ZONING COMMISSION AS AMENDED.

ORDINANCES / RESOLUTIONS REQUIRING COUNCIL APPROVAL/ACTION:

12. CONSIDER APPROVAL OF **ORDINANCE # 1389-2023** AMENDING ARTICLE 13.03 "WATER SYSTEM", SECTION 13.03.011 "WATER RATES" OF THE RIVER OAKS CODE OF ORDINANCES (2020) AS AMENDED; ADOPTING AND RATIFYING FEES FOR WATER RATES INSIDE AND OUTSIDE THE CITY LIMITS; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

13. CONSIDER APPROVAL OF **ORDINANCE # 1390-2023** AMENDING ARTICLE 13.04 "SEWER SYSTEM", SECTION 13.04.013 "SEWER SERVICE RATES", OF THE RIVER OAKS CODE OF ORDINANCES (2006) AS AMENDED; ADOPTING AND RATIFYING SEWER RATES INCORPORATING



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A RATE INCREASE FOR RESIDENTIAL, COMMERCIAL AND APARTMENT CUSTOMERS INSIDE AND OUTSIDE THE CITY LIMITS.

14. CONSIDER APPROVAL OF **ORDINANCE # 1391-2023** AMENDING THE GENERAL FUND BUDGET BY EXPENDING PARK DOLLAR DONATIONS FOR THE PURCHASE OF A BOTTLE FILLER (DRINKING FOUNTAIN) AT MCGEE PARK.

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.

CORRESPONDENCE:

16. COUNCIL MEMBER QUESTIONS, COMMENTS AND ANNOUNCEMENTS

EXECUTIVE SESSION:

17. CONVENE IN EXECUTIVE SESSION PURSUANT TO CHAPTER 551, TEXAS GOVERNMENT CODE: THE COUNCIL RESERVES THE RIGHT TO CONVENE IN EXECUTIVE SESSION(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 complaint or charge against an Officer or Employee.
- d. Section 551.076 Deliberation regarding security devices.

RECONVENE:

18. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

ADJOURNMENT:

19. 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.