

**MINUTES OF THE REGULAR MEETING
RIVER OAKS CITY COUNCIL
FEBRUARY 27, 2018**

MEMBERS PRESENT:

MAYOR HERMAN EARWOOD
MAYOR PRO TEM JOE ASHTON
COUNCIL MEMBER BRUCE SCOTT
COUNCIL MEMBER DAN CHISHOLM
COUNCIL MEMBER JOANN BUTLER

STAFF PRESENT:

CITY SECRETARY MARVIN GREGORY
ASST CITY SECRETARY PAULA LUCK
PUBLIC WORKS DIRECTOR GORDON SMITH
POLICE CHIEF CHRIS SPIELDENNER
CITY ATTORNEY BETSY ELAM
EMERGENCY MGT JAMES MYRICK
BUILDING INSPECTOR STEVE SANDERS
BATTALION CHIEF GREG STOCKTON
COMMUNITY CENTER DIRECTOR SHIRLEY WHEAT

ABSENT:

COUNCIL MEMBER STEVE HOLLAND-EXCUSED

1. CALL TO ORDER

With a quorum present, Mayor Earwood called the Regular Meeting of the River Oaks City Council to order at 7:00 p.m. on Tuesday, February 27, 2018 at the River Oaks City Hall, 4900 River Oaks Blvd., River Oaks, Texas 76114.

2. INVOCATION

Mayor Pro Tem Ashton delivered the Invocation.

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

Mayor Pro Tem Ashton 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. **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. MINUTES OF FEBRUARY 13, 2018 REGULAR CALLED MEETING

B. APPROVE BILLS PAYABLE FOR THE PERIOD ENDING FEBRUARY 27, 2018 (FY 2018)

Mayor Pro Tem Ashton moved, seconded by CM Butler to approve the Consent Agenda items A - B. All voted "Aye".

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 DISCUSSION OR ACTION TAKEN ON ITEMS WITHDRAWN FROM CONSENT AGENDA FOR SEPARATE DELIBERATION.

NONE

PERSONAL APPEARANCES AND ITEMS REQUIRING COUNCIL APPROVAL/ACTION:

7. DISCUSSION AND/OR ACTION ON LED STREET LIGHT PRESENTATION BY SHAWN REDDIE, AREA MANAGER OF ONCOR.

Shawn Reddie, Oncor was present and presented a slide show. In November 2017, a new Oncor tariff passed to install LED street lights. The mercury vapor and metal halides are closed. If a fixture fails, Oncor will replace at no cost with LED's; but if the bulb burns out, then no. The cost for the city is to replace the working fixtures with LED. If the City Council lists some streets that they are interested in replacing with LED's, an evaluation will be done and present a cost to the City Council. The city can opt in at any time.

No action was taken.

8. CONSIDER APPROVAL OF RECOMMENDATION FROM E.S. & C.M. ENGINEERING AWARDING THE CONTRACT TO IPR SOUTH CENTRAL OF PASADENA, TEXAS FOR SANITARY SEWER IMPROVEMENTS FOR TEXAS WATER DEVELOPMENT BOARD CWSRF PROJECT NUMBER 73749.

Trevor Truss was present. February 21st was the bid opening and the low bid from IPR South Central of Pasadena, Texas of \$3,088,779.75 is recommended for approval. Once council approves, this will be sent to TWDB for their approval. PWD Smith and CS Gregory researched IPR South Central and they lead the nation in this type of industry. Roberts Cut off will be done first, then Truman, then the rest. There are 24 streets city-wide in this phase.

Mayor Pro Tem Ashton moved, seconded by CM Chisholm to award the contract with IPR South Central in the amount of \$3,088,779.75. All voted "Aye".

9. CONSIDER APPROVAL OF ORDINANCE #1178-2018 APPROVING TARIFF AUTHORIZING AN ANNUAL RATE REVIEW MECHANISM ("RRM") AS A SUBSTITUTION FOR THE ANNUAL INTERIM RATE ADJUSTMENT PROCESS DEFINED BY SECTION 104.301 OF THE TEXAS UTILITIES CODE.

This has been going on since 2007. All that has changed is they went to a RRM tariff.

CM Scott moved, seconded by CM Butler to approve Ordinance #1178-2018. All voted "Aye".

10. CONSIDER APPROVAL OF THE 2016-2017 FISCAL YEAR AUDIT REPORT AS PRESENTED BY WILLIAM SPORE, CPA AND APPROVAL OF ENGAGEMENT LETTER FROM WILLIAM C. SPORE, P.C. FOR THE ANNUAL AUDIT FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2018.

William Spore, CPA presented the 2016-2017 Fiscal Year Audits.

Mayor Pro Tem Ashton moved, seconded by CM Butler to approve the 2016-2017 FY Audits and the engagement letter for the 2017-2018 FY Audit. All voted "Aye".

11. CONSIDER APPROVAL OF COMMUNICATIONS & SUBSCRIBER SERVICES AGREEMENTS WITH THE FORT WORTH REGIONAL RADIO SYSTEM IN ORDER FOR RIVER OAKS PUBLIC SAFETY DEPARTMENT (POLICE & FIRE) TO JOIN THE FORT WORTH SYSTEM FOR THE MAINTENANCE & SUPPORT RELATED TO PUBLIC SAFETY RADIO SYSTEM INFRASTRUCTURE.

This system monitors when the radios are out of tune, etc. The cost is \$34 per radio per year. Once a month automatic radio checks will be done.

CM Scott moved, seconded by CM Chisholm to approve the agreement with the Fort Worth Regional Radio System. All voted "Aye".

12. CONSIDER APPROVAL OF CONTRACT AGREEMENT WITH LYSA FOR USE OF MCGEE PARK BALLFIELDS FOR BASEBALL & SOFTBALL SEASON.

The revised 5 year agreement was given out tonight.

Mayor Pro Tem Ashton moved, seconded by CM Butler to approve the revised agreement with LYSA as presented. All voted "Aye".

13. CONSIDER APPROVAL OF THE 2017 RACIAL PROFILING REPORT AS PRESENTED BY POLICE CHIEF CHRISTOPHER SPIELDENNER.

PC Spieldenner presented the 2017 Racial Profiling Report. Dividing out the number of citations for the year per day and per shift comes out to about 2 tickets per shift was written for the year.

Mayor Pro Tem Ashton moved, seconded by CM Chisholm to approve the 2017 Racial Profiling Report. All voted "Aye".

STAFF REPORTS:

14. UPDATE ON SUBSTANDARD PROPERTIES AT:

- 1101 OXFORD-needs council order
- 1202 BANKS-removed from substandard
- 1617 HILLSIDE
- 5411 PURDUE-removed from substandard
- 606 WORTHVIEW-active permits
- 4721 BARBARA RD-Public Hearing on March 13, 2018
- 4908 ALMENA-owner plans rehab, open electrical permit

15. **INTER-OFFICE CORRESPONDENCE TEXAS CODE OF CRIMINAL PROCEDURE.**

The city received \$5,600 from the firearm auction.

QUESTIONS RELATED TO MONTHLY STAFF REPORTS INCLUDING:

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

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

18. **INPSECTIONS AND CODE COMPLIANCE ACTIVITY REPORTS** INCLUDING NUMBER OF PERMITS ISSUED AND CODE VIOLATIONS WORKED.

19. **LIBRARY ACTIVITY REPORT** INCLUDING NUMBER OF BOOKS, VIDEOS, PAPERBACKS, AND INCLUDING NUMBER OF PATRON ASSISTANCE.

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

April 14th, 2018 the Beatles will be at the Community Center.

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, UPCOMING PROJECTS AND REPORTING FROM WARD & ASSOCIATES, CONSULTANT, ON ECONOMIC DEVELOPMENT.

The new meat market will open up this Friday.

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

PUBLIC FORUM:

28. CITY COUNCIL INVITES CITIZENS TO SPEAK ON ANY TOPIC; 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 THE ISSUE. **NO COUNCIL DELIBERATION IS PERMITTED**

Jim Byrom of the River Oaks Lions Club would like to donate a book to the River Oaks Library. The Health Fair will be this Saturday from 9 am – 1 pm at Castleberry High School. March 31st is the Easter Egg Hunt. March 10th is the spaghetti dinner at the Lions Club. Ray Landy a fellow lion passed away.

Marvin Gregory announced the Crud Mobile, shredding machine, and electronic recycling will be at City Hall on March 24th, 2018.

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 compliant or charge against an Officer or Employee.
- d. Section 551.076 Deliberation regarding security devices.

At 8:32 pm, Mayor Earwood and City Council went into Executive Session.

At 8:56 pm, Mayor Earwood and City Council reconvened into Open Session.

RECONVENE:

30. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

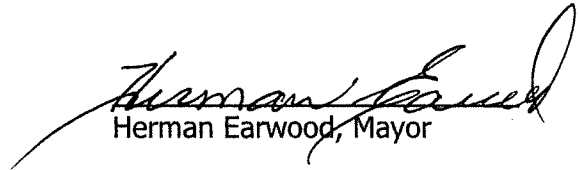
NONE

ADJOURN:

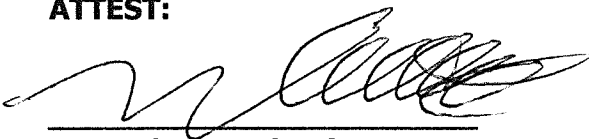
31. ADJOURN

**At 8:56 p.m. CM Scott moved, seconded by CM Chisholm, to adjourn the meeting.
All voted "Aye".**

APPROVED:


Herman Earwood, Mayor

ATTEST:


Marvin Gregory, City Secretary