

**MINUTES OF THE REGULAR MEETING  
RIVER OAKS CITY COUNCIL  
MAY 8, 2018**

**MEMBERS PRESENT:**

MAYOR PRO TEM JOE ASHTON  
COUNCIL MEMBER DAN CHISHOLM  
COUNCIL MEMBER JOANN BUTLER  
COUNCIL MEMBER STEVE HOLLAND  
COUNCIL MEMBER BRUCE SCOTT

**STAFF PRESENT:**

CITY SECRETARY MARVIN GREGORY  
ASST CITY SECRETARY PAULA LUCK  
EMERGENCY MGT JAMES MYRICK  
POLICE CHIEF CHRIS SPIELDENNER  
CITY ATTORNEY BETSY ELAM  
PUBLIC WORKS DIRECTOR GORDON SMITH  
FIRE CHIEF JAMES BROWN

**ABSENT:**

MAYOR HERMAN EARWOOD-EXCUSED

1. CALL TO ORDER

With a quorum present, Mayor Pro Tem Ashton called the Regular Meeting of the River Oaks City Council to order at 7:00 p.m. on Tuesday, May 8, 2018 at the 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

Mayor Pro Tem Ashton read a Proclamation: Emergency Medical Services Week, May 20-26, 2018

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. APPROVE MINUTES OF APRIL 24, 2018 REGULAR COUNCIL MEETING

B. APPROVE BILLS PAYABLE FOR PERIOD ENDING MAY 8, 2018 (FY 2018)

C. RATIFY APPROVAL TO HIRE CHANCE DORMAN FOR COMMUNITY CENTER MAINTENANCE

D. RATIFY APPROVAL TO HIRE BRENDEN COVINGTON IN THE WATER DEPT AS METER READER

E. RATIFY APPROVAL TO HIRE FRED HAMMONS IN THE SANITATION DEPT

F. RATIFY APPROVAL TO HIRE MICHAEL BASHAM IN THE POLICE DEPT AS A DISPATCHER

**CM Scott moved, seconded by CM Chisholm to approve the Consent Agenda items #A-F. 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 DISCUSSION OR ACTION TAKEN ON ITEMS WITHDRAWN FROM CONSENT AGENDA FOR SEPARATE DELIBERATION.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 REQUEST OF CHRISTOPHER SWIFT TO WAIVE CIVIL PENALTIES FOR MAINTAINING A SUBSTANDARD BUILDING AT 606 WORTHVIEW DR. IN VIOLATION FOR 287 DAYS.

Christopher Swift was present. House was purchased on November 15, 2017. The remodel started in January 2018. On March 28, 2018, clearance was given for occupancy. This will be a rental property. Current owner was unaware of the civil penalties of \$28,700.00. This did not show up on the title search.

At 7:11 pm, Mayor Pro Tem Ashton moved to adjourn into Executive Session under Sections 551.071, 551.072, 551.074 & 551.076.

At 7:30 pm, Mayor Pro Tem Ashton moved to reconvene into Regular Session.

Proposal to Mr. Swift is to release from substandard and bill Bank of America (original party) for the full payment of \$28,700.00. At this time, reduce the civil penalties owed by Mr. Swift to \$5,000.00. If the full funds are collected from Bank of America, \$5,000.00 will be reimbursed to Mr. Swift.

**CM Holland moved, seconded by CM Scott to release the house from substandard and direct staff to bill Bank of America for the full amount of \$28,700.00 and to draft a letter of agreement to Mr. Swift for a settlement of \$5,000.00. If the bank pays the amount in full, the \$5,000.00 will be reimbursed to Mr. Swift. All voted "Aye".**

8. CONSIDER APPROVAL OF REQUEST TO AMEND THE APRIL 24, 2018 SUBSTANDARD BUILDING ORDER ON THE SUBSTANDARD PROPERTY AT 1101 OXFORD ST.

Don Istook was present. This property was owned by Mr. Barnett which passed away several years ago and left no will. His son has been tracked down but is in a nursing home. Mr. Istook has made an agreement to purchase the property but has to get a Lack of Heirship form filed and a Power of Attorney. Mr. Istook is requesting the demo order be put on hold in order to purchase the property. The estimated time is possibly 60 days from date of purchase.

**CM Holland moved, seconded by CM Butler to amend the Substandard Building Order to extend the order for an additional 60 days from today. All voted "Aye".**

9. CONSIDER APPROVAL OF CONTRACT WITH TARRANT COUNTY TAX OFFICE FOR TAX COLLECTIONS FOR 2018 TAX YEAR.

There is no change in rates from 2017.

**CM Scott moved, seconded by CM Chisholm to approve the contract with Tarrant County Tax Office for 2018 Tax Year Collections. All voted "Aye".**

10. DISCUSSION AND/OR ACTION ON 2017 ANNUAL LIBRARY REPORT TO THE TEXAS STATE LIBRARY AND ARCHIVES COMMISSION AND APPEAL ACCREDITATION.

The Tocker Grant and the expending of expenditures for this project were expected in 2017. But did not get the grant and expend the expenditures until 2018; therefore, resulting in a short fall of \$81,259.67 in order to continue the accreditation. The City has sent in an appeal but will not know an answer until June 2018.

11. CONSIDER APPROVAL TO RESCIND THE LIBRARY'S SUMMER TIME SCHEDULE.

Yesterday, the Library's hours were from 2:00 pm-8:00 pm because of a previous council order. There were zero patrons that came in after 6:00 pm.

**CM Scott moved, seconded by CM Butler to amend the previous council order until further notice and to go back to the hours of 12:00 pm – 6:00 pm on Monday's. All voted "Aye".**

**ORDINANCES/RESOLUTIONS REQUIRING COUNCIL APPROVAL/ACTION:**

12. CONSIDER APPROVAL OF ORDINANCE #1183-2018 TO TRANSFER FUNDS FROM THE PARK DOLLAR DONATION FUND INTO PARK ACOUNT #01-524-5198 "CONTRACT LABOR" FOR UNPLANNED EXPENDITURES ON PARK PROPERTY.

Park Board has recommended the transfer for City Council approval.

**CM Holland moved, seconded by CM Scott to approve Ordinance #1183-2018. All voted "Aye".**

13. CONSIDER APPROVAL OF ORDINANCE #1184-2018 EXPENDING FUNDS FROM THE PARK DOLLAR DONATION FUND FOR UNPLANNED EXPENDITURES ON PARK PROPERTY THERBY AMENDING THE 2017-2018 FISCAL YEAR BUDGET; AND PROVIDING FOR AN EFFECTIVE DATE.

The Park Board is in agreement to update the sign at McGee Park. The framework is good. The cost will be \$980.00 regardless of how the sign is updated. The framework will remain the same. The Park Board wants approval of the cost from City Council and the Park Board will come up with a design.

**CM Chisholm moved, seconded by CM Scott to approve Ordinance #1184-2018. All voted "Aye".**

14. CONSIDER APPROVAL OF ORDINANCE #1185-2018 AMENDING THE SEIZURE FUND 2017-2018 FISCAL YEAR BUDGET; AND PROVIDING FOR AN EFFECTIVE DATE.

This request is to purchase a video surveillance system. Currently several cameras are going out and need to be replaced with digital cameras and a new console. A safe exchange place will be made in front of the Police Department in one of the parking spots where a camera will be on that spot when an exchange is being made.

**CM Scott moved, seconded by CM Chisholm to approve Ordinance #1185-2018. All voted "Aye".**

**PUBLIC FORUM:**

15. 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**

Randy Hooper-Lions Club is selling tickets for a dinner.

Mayor Pro Tem Ashton-Car Show had a good crowd last Saturday.

CM Butler-\$350 was raised at the Car Show for Christmas in Action.

**EXECUTIVE SESSION:**

16. 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.

**Held earlier on Agenda for Agenda Item #7.**

**RECONVENE:**

17. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION


**Held earlier on Agenda for Agenda Item #7.**

**ADJOURN:**


18. ADJOURN

**At 7:59 p.m. CM Holland moved, seconded by CM Chisholm, to adjourn the meeting.  
All voted "Aye".**

**APPROVED:**

  
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Joe Ashton, Mayor Pro Tem

**ATTEST:**

  
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Marvin Gregory, City Secretary