

**MINUTES OF THE REGULAR MEETING  
RIVER OAKS CITY COUNCIL  
FEBRUARY 13, 2018**

**MEMBERS PRESENT:**

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

**STAFF PRESENT:**

CITY SECRETARY MARVIN GREGORY  
ASST CITY SECRETARY PAULA LUCK  
POLICE CHIEF CHRIS SPIELDENNER  
CITY ATTORNEY BETSY ELAM  
EMERGENCY MGT JAMES MYRICK  
BUILDING INSPECTOR STEVE SANDERS  
PUBLIC WORKS DIRECTOR GORDON SMITH  
FIRE CHIEF JAMES BROWN  
EDC COORDINATOR PATRICIA WARD  
COMMUNITY CENTER DIRECTOR SHIRLEY WHEAT  
POLICE SERGEANT ERIC PERKINS

**ABSENT:**

NONE

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 13, 2018 at the River Oaks City Hall, 4900 River Oaks Blvd., River Oaks, Texas 76114.

2. INVOCATION

CM Scott delivered the Invocation.

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

CM Scott led the Pledges of Allegiance to the United States and the Texas Flags.

Mayor Earwood introduced Rachel Dabbs, the Office of Tarrant County Judge Whitley. The 6<sup>th</sup> Annual Senior Synergy is May 3<sup>rd</sup>.

Mayor Earwood introduced Sarah Hodgman, Suburban News.

Mayor Earwood introduced Kris Franks, Investor.

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

Mayor Earwood read a Proclamation: April 2018 as River Oaks Clean Up Month.

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 FEBRUARY 6, 2018 COMMUNITY FORUM
- B. APPROVE MINUTES OF JANUARY 23, 2018 REGULAR COUNCIL MEETING
- C. APPROVE BILLS PAYABLE FOR PERIOD ENDING FEBRUARY 13, 2018 (FY 2018)
- D. APPROVE HIRING OF LOUIS VASQUEZ AS A CROSSING GUARD

**CM Chisholm moved, seconded by CM Butler to approve the Consent Agenda Items #A-D. 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 DISCUSSION OR ACTION TAKEN ON ITEMS WITHDRAWN FROM CONSENT AGENDA FOR SEPARATE DELIBERATION.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. CONSIDER APPROVAL OF AMENDMENT TO CONTRACT WITH LINEBARGER, GOGGAN, BLAIR & SAMPSON, LLP TO ALLOW FOR UTILITY COLLECTIONS.

This is for utility collections only. Once utility accounts are finalized, they will be turned over to collections.

**Mayor Pro Tem Ashton moved, seconded by CM Chisholm to approve the amendment to allow for utility collections. All voted "Aye".**

8. CONSIDER APPROVAL OF INFORMATION TECHNOLOGY SUPPORT SERVICES AGREEMENT WITH MED-STAR.

Currently the Fire Department is doing hand written reporting. This will allow us to do electronic reporting where the data can be sent to the hospital electronically. Med-Star provides the software and the city provides the hardware which we already have. City Attorney Elam has no concern with the agreement. But would like to look at the HIPPA agreement in more detail but council can approve tonight.

**CM Chisholm moved, seconded by CM Scott to approve the agreement with Med-Star. All voted "Aye".**

9. CONSIDER APPROVAL OF PRIVATE COLLECTORS PERMITS:
- DANIEL DAGEL
  - DAMACIO HERNANDEZ

Daniel Dagel and Damacio Hernandez were both present. This ordinance has always been enforced and everyone is told to come to City Hall to get a permit.

**Mayor Pro Tem Ashton moved, seconded by CM Scott to issue a Private Collectors Permit pursuant to Article 13.08 at no cost and not requiring a bond or insurance that this can be renewed annually to Mr. Dagele and Mr. Hernandez with presenting their identification, vehicle information and signing off on a list of requirements. All voted "Aye".**

10. CONSIDER APPROVAL OF RESOLUTION #918-2018 FOR SPECIAL EVENT PERMITTING IN ORDER FOR THE RIVER OAKS FIRE DEPARTMENT TO HOLD A FIRE DEPARTMENT OPEN HOUSE ON APRIL 21<sup>ST</sup>.

Open house will be April 21, 2018 from 10 am-2 pm. The fire station will be open, tours given, equipment will be showed off including Jaws of Life, and hot dogs will be served. Also requesting is street closure during those times.

**CM Scott moved, seconded by CM Holland to approve Resolution #918-2018. All voted "Aye".**

11. CONSIDER APPROVAL OF RESOLUTION #919-2018 FOR SPECIAL EVENT PERMITTING IN ORDER FOR THE CITY TO HOLD A SPECIAL OUTDOOR EVENT ON SATURDAY, MARCH 24, 2018 FOR HOUSEHOLD HAZARDOUS WASTE DISPOSAL ("CRUD MOBILE"), PAPER SHREDDING AND ELECTRONIC RECYCLING IN THE CITY HALL PARKING LOT.

This event will be held on March 24, 2018 from 9 am – 11 am at the City Hall parking lot. This will also include tires.

**CM Holland moved, seconded by CM Butler to approve Resolution #919-2018. All voted "Aye".**

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

12. CONSIDER APPROVAL OF RESOLUTION #916-2018 AUTHORIZING ECONOMIC DEVELOPMENT CORPORATION (EDC) EXPENDITURES FROM THE 2017-2018 FISCAL YEAR BUDGET AS QUALIFIED FOR A PROJECT MORE THAN \$10,000 FOR BUSINESS INCENTIVES TO PROMOTE DEVELOPMENT OF COMMERCIAL BUSINESS PROPERTY AT 5404 THROUGH 5412 RIVER OAKS BLVD PURSUANT TO THE LOCAL GOVERNMENT CODE TITLE 12 "PLANNING AND DEVELOPMENT", CHAPTER 505 "TYPE B CORPORATIONS"; AND PROVIDING AN EFFECTIVE DATE (SECOND READING).

Kris Franks, owner of 5404-5412 River Oaks Blvd was present. He thanked CS Gregory for all of his help. CS Gregory was his first point of contact and this has been a very positive experience.

Changes since the first reading have been incorporated into the resolution.

**CM Chisholm moved, seconded by CM Butler to approve Resolution #916-2018. All voted "Aye".**

13. CONSIDER ADOPTION OF ORDINANCE #1176-2018 AMENDING ARTICLE 13.08 "SOLID WASTE" DIVISION 2 "PERMIT FOR PRIVATE COLLECTORS" PERMITTING COLLECTING SCRAP METAL AND JUNK PLACED ON THE PROPERTY SIDE NEXT TO THE STREET CURB OR STREET RIGHT-OF-WAY IN THE CITY OF RIVER OAKS.

This ordinance has always been enforced and everyone is told to come to City Hall to get a permit. Need to incorporate language about going thru boxes/bags on the permit.

**Mayor Pro Tem Ashton moved, seconded by CM Butler to approve Ordinance #1176-2018 with requiring a permit but not charging a permit fee. All voted "Aye".**

14. CONSIDER ADOPTION OF ORDINANCE #1177-2018 AMENDING THE 2017-2018 FISCAL YEAR BUDGET BY EXPANDING THE GENERAL FUND BUDGET FOR THE PURCHASE OF 800 MEGAHERTZ RADIOS FOR THE POLICE DEPARTMENT.

Fire Chief Brown and Police Chief Spieldenner gave a presentation. There are a lot of dead spots in this area which limits communications with the dispatchers. North Richland Hills gave River Oaks Police Department 30 radios. But will need to purchase 14 to complete the upgrade. The plan is to purchase one more Chevy Tahoe in the Crime Control Budget next budget year and then concentrate on the radio program and using Crime Control funds to help. The River Oaks Fire Department has been replacing radios overtime but will need three additional mobile radios for the dispatchers. There is a \$34 monthly subscriber fee which can be covered in the current years Police Department budget. Right now, Police and Fire cannot communicate with each other because of the radios.

**CM Holland moved, seconded by CM Scott to approve Ordinance #1177-2018 with \$84,592.50 for the Police Department radios and with \$22,321.50 for the Fire Department radios. All voted "Aye".**

15. CONSIDER APPROVAL OF RESOLUTION #907-2018 REVISING THE BUSINESS IMPROVEMENT GRANT PROGRAM OF THE RIVER OAKS ECONOMIC DEVELOPMENT CORPORATION AS APPROVED IN RESOLUTION #647-09 ON MARCH 24, 2009 PROMOTING AND SUPPORTING ECONOMIC DEVELOPMENT IN THE CITY; AND PROVIDING AN EFFECTIVE DATE.

All changes from the Economic Development meeting from last night have been incorporated into the resolution and application. The application will be turned into CS Gregory first and then to the EDC Board.

The only changes are on the Application page 1 in the last paragraph-change "will" to "may".

**Mayor Pro Tem Ashton moved, seconded by CM Chisholm to approve Resolution #907-2018 with the noted changes. All voted "Aye".**

**OTHER ITEMS THAT MAY REQUIRE COUNCIL ACTION:**

16. DISCUSSION AND/OR ACTION ON PROVIDING GOOD FRIDAY, MARCH 30, 2018 AS A PAID HOLIDAY FOR CITY EMPLOYEES.

**Mayor Pro Tem Ashton moved, seconded by CM Chisholm to approve March 30, 2018 Good Friday as a paid holiday. All voted "Aye".**

**PUBLIC FORUM:**

17. 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**

CM Chisholm introduced Steven Perry who is looking at being an investor in River Oaks and possibly working with Kris Franks. Looking at opening a family owned restaurant.

Mayor Earwood said the Elvis Show last Saturday night was excellent.

**EXECUTIVE SESSION:**

18. 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.

**NONE**

**RECONVENE:**

19. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

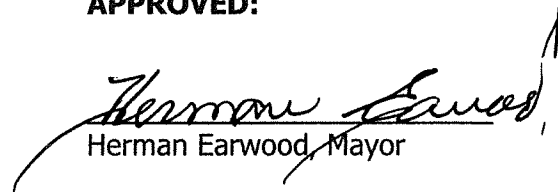
**NONE**

**ADJOURN:**

20. ADJOURN

**At 8:04 p.m. Mayor Pro Tem Ashton moved, seconded by CM Chisholm, to adjourn the meeting. All voted "Aye".**

**APPROVED:**

  
Herman Earwood, Mayor

**ATTEST:**

  
Marvin Gregory, City Secretary