




4900 River Oaks Boulevard River Oaks, Texas 76114

NOTICE TO THE PUBLIC

A REGULAR MEETING OF THE RIVER OAKS CITY COUNCIL IS SCHEDULED IN THE COUNCIL CHAMBERS LOCATED AT 4900 RIVER OAKS BLVD.; RIVER OAKS, TEXAS ON **TUESDAY**

SEPTEMBER 8, 2015
7:00 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, September 4, 2015 at 3:15 P.M.**


MARVIN GREGORY, CITY SECRETARY

AGENDA

1. CALL TO ORDER
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:
 - 32ND ANNUAL NATIONAL NIGHT OUT, OCTOBER 6, 2015
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 AUGUST 25, 2015 REGULAR COUNCIL MEETING
 - B. RATIFY BILLS PAYABLE FOR PERIOD ENDING SEPTEMBER 8, 2015 (FY 2015)
 - C. CANCELLING THE SEPTEMBER 22, 2015 COUNCIL MEETING

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Steve Holland

Place 1
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Bruce Scott

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D. APPROVAL OF POLICE CHIEF RECOMMENDATION FOR HIRING OF POLICE OFFICERS

E. REPEAL HIRING OF DIANA OVIEDEO AND APPROVE HIRING OF MICHELLE DAVIS AS SUPPORTED AND RECOMMENDED BY MAYOR HERMAN EARWOOD

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 DISCUSSION OR ACTION TAKEN ON ITEMS WITHDRAWN FROM CONSENT AGENDA FOR SEPARATE DELIBERATION.

SPECIAL PRESENTATION:

7. MARILYN ACKMANN OF ATMOS ENERGY PRESENTING CHECK TO RIVER OAKS FIRE DEPARTMENT FOR SAFETY TRAINING.

PERSONAL APPEARANCES AND ITEMS REQUIRING COUNCIL APPROVAL/ACTION:

8. DISCUSSION AND/OR ACTION REGARDING THE PROPOSED ART FESTIVAL SHOW AT THE COMMUNITY CENTER AS PRESENTED BY MURRAY HILL.

9. CONSIDER APPROVAL OF THE RIGHT-OF-WAY EXCAVATION PERMIT AS REQUESTED BY PETE NELSON OF ZAYO GROUP, INC. FOR INSTALLATION OF PROPOSED FIBER OPTIC ON OHIO GARDEN, HARTFORD AND GREENBRIER.

10. DISCUSSION AND/OR ACTION ON CITY COMPLEX PHONE SYSTEM UPGRADE WITH NEC SL 1100 DIGITAL PHONE SYSTEM. AS PRESENTED BY RALEIGH LONG OF LONE STAR TECHNOLOGIES.

11. CONSIDER APPROVAL TO EXEMPT THOMAS BANKSTON AT 901 CHURCHILL RD. FROM CERTIFICATE OF OCCUPANCY REQUIREMENTS.

12. CONSIDER APPROVAL TO WAIVE OR EXTEND CERTIFICATE OF OCCUPANCY INSPECTION REQUIREMENTS FOR EDGAR CELESTINO AT 1204 HARVARD ST.

13. CONSIDER APPROVAL TO CONTRACT FOR INSTALLATION OF SIDING ON COMMUNITY CENTER BUILDING SUPPORTED BY THE APPROVAL OF **ORDINANCE # 1086-2015** TO AMEND THE FY 15 GENERAL FUND BUDGET TO INSTALL SIDING ON THE COMMUNITY CENTER BUILDING.

PUBLIC HEARINGS / ACTION FROM PUBLIC HEARINGS:

14. **PUBLIC HEARING:** TO RECEIVE PUBLIC INPUT ON THE PROPOSED 2015-2016 FISCAL YEAR OPERATING BUDGETS FOR THE CITY OF RIVER OAKS.

15. **ACTION FROM PUBLIC HEARING:** CONSIDER APPROVAL OF **ORDINANCE # 1082-2015** ADOPTING THE RIVER OAKS OPERATING BUDGETS FOR THE PERIOD OCTOBER 1, 2015 THROUGH SEPTEMBER 30, 2016.



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16. **PUBLIC HEARING:** CONSIDER APPROVAL OF ADOPTING THE AD VALOREM TAX RATE AT THE EFFECTIVE TAX RATE OF \$0.852309 PER \$100 OF PROPERTY VALUE FOR FISCAL YEAR 2015-2016 *WHICH IS EFFECTIVELY THE TOTAL TAX RATE NEEDED TO RAISE THE SAME AMOUNT OF PROPERTY TAX REVENUE FROM THE SAME PROPERTIES IN BOTH THE 2014 AND 2015 TAX YEARS.*

17. **ACTION FROM PUBLIC HEARING:** CONSIDER APPROVAL OF **ORDINANCE # 1083-2015** AFFIXING AND LEVYING MUNICIPAL AD VALOREM TAXES FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2015 AND ENDING SEPTEMBER 30, 2016 AT A RATE OF \$0.852309 PER \$100 OF PROPERTY VALUE *WHICH IS EFFECTIVELY THE TOTAL TAX RATE NEEDED TO RAISE THE SAME AMOUNT OF PROPERTY TAX REVENUE FROM THE SAME PROPERTIES IN BOTH THE 2014 AND 2015 TAX YEARS.*

ORDINANCES / RESOLUTIONS REQUIRING COUNCIL APPROVAL/ACTION:

18. CONSIDER APPROVAL OF **ORDINANCE # 1084-2015** 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 A RATE INCREASE FOR RESIDENTIAL, COMMERCIAL AND APARTMENT CUSTOMERS INSIDE AND OUTSIDE THE CITY LIMITS.

19. CONSIDER APPROVAL OF **ORDINANCE # 1085-2015** AMENDING THE 2014-2015 FY GENERAL FUND BUDGET FOR EXPENDITURES OF COURT TECHNOLOGY FUNDS.

20. CONSIDER APPROVAL OF **RESOLUTION # 838-2015** AUTHORIZING ECONOMIC DEVELOPMENT CORPORATION (EDC) EXPENDITURES FROM THE 2015-2016 FISCAL YEAR BUDGET AS QUALIFIED FOR PROJECTS MORE THAN \$10,000.00; AND PROVIDING AN EFFECTIVE DATE. (SECOND READING).

21. CONSIDER APPROVAL OF **RESOLUTION # 839-2015** FOR SPECIAL EVENT PERMITTING IN ORDER FOR ONE FAITH CHURCH AT 1200 ROBERTS CUT OFF RD. TO HOLD AN OUTDOOR SPECIAL EVENT ON OCTOBER 31, 2015.

22. CONSIDER APPROVAL OF **RESOLUTION # 840-2015** FOR SPECIAL EVENT PERMITTING TO HOLD A NATIONAL NIGHT OUT EVENT AT COMMUNITY CENTER ON OCTOBER 6, 2015.

STAFF REPORTS:

23. STAFF REPORT ON SUBSTANDARD PROPERTIES:

- 604 FRONTIER
- 5008 SHERWOOD
- 5008 PENROD CT.
- 1705 LONG AVE.



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- 603 HARRISDALE
- 5601 JAMES
- 4900 ALMENA RD.
- 1609 YALE ST.
- 5312 TAYLOR RD.
- 1213 CAMBRIDGE
- 4717 ALMENA RD.
- 1202 BANKS
- 1108 YALE
- 1425 BYRD
- 1203 YALE ST.
- 5116 LANGLEY RD.
- 1309 ROBERTS CUT OFF RD.
- 1311 ROBERTS CUT OFF
- 5905 BLACK OAK
- 5909 BLACK OAK
- 4829 KESSLER
- 5105 KESSLER
- 1444 LONG
- 622 OAKLAWN
- 1605 NANCY LANE

OTHER DISCUSSION ITEMS THAT MAY REQUIRE COUNCIL ACTION:

24. CONSIDER APPROVAL OF CITY HOLIDAY SCHEDULE
25. DISCUSSION AND/OR ACTION ON CONTRACT FOR DELINQUENT TAX ATTORNEY

QUESTIONS RELATED TO MONTHLY STAFF REPORTS INCLUDING:

26. **POLICE DEPT. MONTHLY ACTIVITY REPORT** INCLUDING PATROL ACTIVITY, RESPONSE CALLS, NUMBER OF CRIMINAL INVESTIGATION CASES, WARRANTS ISSUED AND ANIMAL CONTROL CALLS INCLUDING CITATIONS ISSUED.
27. **FIRE DEPT. REPORT** INCLUDING NUMBER OF CALLS FOR SERVICE.
28. **INSPECTIONS AND CODE COMPLIANCE ACTIVITY REPORTS** INCLUDING NUMBER OF PERMITS ISSUED AND CODE VIOLATIONS WORKED.



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

30. **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.

31. **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.

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

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

34. **CITY SECRETARY ACTIVITY REPORT** INCLUDING REVENUE FROM SALES TAX, DOLLAR DONATIONS, EDC SALES TAX, TEX POOL AND CRIME SALES TAX.

35. **EDC ACTIVITY REPORT** INCLUDING FUNDED PROJECT UPDATES, UPCOMING PROJECTS AND REPORTING FROM WARD & ASSOCIATES ON ECONOMIC DEVELOPMENT.

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

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

PUBLIC FORUM:

38. 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**

EXECUTIVE SESSION:

39. 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:



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- a. Section 551.071 Pending or contemplated litigation or to seek advice from attorney: ***Proof of Loss/TMLIRP Claim # 1400213100/TC Case # 1399016***
- 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. ***Security System at Police Department and Community Center.***

RECONVENE:

40. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

ADJOURN:

41. ADJOURNMENT

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.