

**MINUTES OF THE REGULAR MEETING
RIVER OAKS CITY COUNCIL
OCTOBER 27, 2015**

MEMBERS PRESENT:

MAYOR HERMAN EARWOOD
COUNCIL MEMBER JOANN BUTLER
COUNCIL MEMBER BRUCE SCOTT
COUNCIL MEMBER JOE ASHTON
COUNCIL MEMBER JOANN GORDON

STAFF PRESENT:

CITY SECRETARY MARVIN GREGORY
DETECTIVE LIEUTENANT CHARLES STEWART
FIRE CHIEF RUSSELL SHELLEY
EDC CONSULTANT PATRICIA WARD
BUILDING INSPECTOR STEVE SANDERS
RECORDING SECRETARY SUSAN STEWART
CITY ATTORNEY BETSY ELAM

MEMBERS PRESENT:

MAYOR PRO TEM STEVE HOLLAND (OUT OF TOWN)

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, October 27, 2015 at the River Oaks City Hall, 4900 River Oaks Blvd., River Oaks, Texas 76114.

2. INVOCATION

PWD Hatley delivered the Invocation.

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

PWD Hatley led the Pledges of Allegiance to the United States and the Texas Flags.

4. READING OF PROCLAMATION(S) AND SPECIAL PRESENTATIONS

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 OCTOBER 13, 2015 REGULAR COUNCIL MEETING
- B. APPROVE BILLS PAYABLE FOR PERIOD ENDING SEPTEMBER 30, 2015 (FY 2015)
- C. APPROVE BILLS PAYABLE FOR PERIOD ENDING OCTOBER 27, 2015 (FY 2016)
- D. APPROVE CORRECTED RESOLUTION # 844-2015 AWARDDING THE 41ST YEAR CDBG PROJECT TO EXCELL 4 CONSTRUCTION, LLC.
- E. APPROVAL OF 4TH QUARTER FY 2015 INVESTMENT REPORT (JULY 1-SEPT. 30)

F. APPROVAL OF MEMBERSHIP AND APPLICATION AGREEMENT WITH ERCOT FOR
FY 2016

CM Butler moved, seconded by CM Scott, to approve the consent agenda items A through 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 DISCUSSION OR ACTION TAKEN ON ITEMS WITHDRAWN FROM CONSENT AGENDA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 BY THOMAS BANKSTON AT 901
CHURCHILL RD. REGARDING CERTIFICATE OF OCCUPANCY REQUIREMENTS

Thomas Bankston, 901 Churchill, agreed to obtain a certificate of occupancy and an active water account. Mr. Bankston requested to begin the work in January or February with completion in May or June.

Inspection Sanders verified that the property is not an immediate health or safety issue as long as it remains unoccupied. Mr. Bankston stated that he is not living at the house. Inspector Sanders recommended allowing 180-days with monthly progress checks once permits are obtained.

CM Ashton moved, seconded by CM Gordon, to give Mr. Bankston at 901 Churchill 180 days to bring the property into compliance with monthly status checks with staff as soon as permits are pulled with the understanding that additional time may be considered by Council if sufficient progress is made. All voted "Aye."

8. CONSIDER APPROVAL OF REQUEST BY DR. JANET FINCH TO REFUND FEES FOR PLAN
REVIEW & PERMITTING UNDER THE BUILDING PERMIT ISSUED AT 1832 INSPIRATION LANE

Janet Finch, 1832 Inspiration Lane, requested a refund for the permit fees for a project which was not started and has been cancelled to medical issues.

CS Gregory supported approval of the request, citing plan review and administrative time as the only costs incurred by the City.

CM Ashton moved, seconded by CM Butler, to approve the request from the owner at 1832 Inspiration to refund the total amount of the permit fee due to the fact that the project was never started and to allow a full refund of the fees. All voted "Aye."

9. DISCUSSION AND/OR ACTION ON REQUEST BY REYNA MATEOS TO NOT CHARGE FOR
HOLDING A GARAGE OR YARD SALE IN THE CITY WHEN THERE IS A RAIN EVENT OCCURRING
DURING THEIR SALE

A representative was not present.

Brief discussion occurred related to the current ordinance. It was mentioned that although they must pay another \$5 fee, applicants do not have to wait 4-months to have their sale.

CM Gordon moved, seconded by CM Scott, to deny the request of Reyna Mateos to not be charged for a garage sale when a rain event occurs. All voted "Aye."

10. CONSIDER APPROVAL OF AGREEMENT WITH PAYMENT GROUP FOR ON-LINE UTILITY BILL PAYMENTS

CS Gregory recommended adding online utility payments to the system currently used for online traffic payments. The customer fee would be between \$0.95 and \$3.95. CS Gregory stated that the system interfaces with INCODE and would reduce the workload for City staff by eliminating the need for RevTrac.

CM Gordon moved, seconded by CM Ashton, to approve the agreement with Payment Group for on-line utility bill payments. All voted "Aye."

11. DISCUSSION AND/OR ACTION ON AMENDING THE SUBSTANDARD BOARD ORDERS ISSUED ON THE PROPERTY AT 5008 SHERWOOD DR.

CS Gregory explained that the Council had suspended civil penalties and allowed 60 days for the sale or repair of the property. Staff reported no contact and the property remains in substandard condition. CS Gregory stated that according to the order, all penalties are re-instated. CS Gregory will file the re-instatement with Tarrant County.

No action was taken.

PUBLIC HEARINGS / ACTION FROM PUBLIC HEARINGS:

12. **PUBLIC HEARING:** IN ORDER TO RECEIVE CITIZEN COMMENTS ON SUBSTANDARD BUILDING ENFORCEMENT ACTION REGARDING STRUCTURE(S) LOCATED ON THE PROPERTY AT **1444 LONG AVE.**

At 7:20 p.m. the public hearing was opened.

Photos were provided to the Council electronically which were obtained with the execution of an administrative search warrant.

BI Sanders described a fire that led to the property being declared substandard. Sanders reported heavy charring of over 70% in the attic, roof trusses, and bedrooms. Sanders requested the property be declared substandard.

Belinda Hernandez, one of the property owners by inheritance, stated that there is a buyer and she requested 60-days to transfer ownership. Ms. Hernandez acknowledged that the buyer is aware of the substandard condition and that it must be brought into compliance.

Mayor Earwood stated that the exterior must be maintained. CM Gordon requested the owner notify the City if the property does not sell as intended.

It was announced that this public hearing would remain open and be continued on November 10, 2015 at 7:00 p.m.

13. **ACTION FROM PUBLIC HEARING:** CONSIDER COUNCIL ORDERS ON THE PROPERTY AT **1444 LONG AVE.** THAT MAY INCLUDE SECURING, VACATING OF OCCUPANTS, REMOVAL, REPAIRING OR DEMOLITION OF STRUCTURE(S) OR ADOPTION OF RESOLUTION IMPLOING A FEDERAL AGENCY TO ABATE ALL SUBSTANDARD VIOLATIONS IN ORDER TO BE BROUGHT INTO COMPLIANCE WITH SECTION 3.07.004 OF THE RIVER OAKS CODE OF ORDINANCES (2006) AS AMENDED

No action was taken.

14. **PUBLIC HEARING:** IN ORDER TO RECEIVE CITIZEN COMMENTS ON SUBSTANDARD BUILDING ENFORCEMENT ACTION REGARDING STRUCTURE(S) LOCATED ON THE PROPERTY AT **4829 KESSLER RD.**

At 7:20 p.m. the public hearing was opened.

Photos were provided to the Council electronically which were obtained with the execution of an administrative search warrant.

BI Sanders cited property maintenance, structural, plumbing and electrical violations which make the property a threat to the health, safety and general welfare of the public.

A representative was not present.

At 7:29 p.m. the public hearing was closed.

15. **ACTION FROM PUBLIC HEARING:** CONSIDER COUNCIL ORDERS ON THE PROPERTY AT **4829 KESSLER RD.** THAT MAY INCLUDE SECURING, VACATING OF OCCUPANTS, REMOVAL, REPAIRING OR DEMOLITION OF STRUCTURE(S) OR ADOPTION OF RESOLUTION IMPLOING A FEDERAL AGENCY TO ABATE ALL SUBSTANDARD VIOLATIONS IN ORDER TO BE BROUGHT INTO COMPLIANCE WITH SECTION 3.07.004 OF THE RIVER OAKS CODE OF ORDINANCES (2006) AS AMENDED

Mayor Earwood requested the order include that any invoices or liens for cleanup be paid prior to the issuance of any permits. CA Elam cautioned of impeding progress and development for fees owed to the City. CA Elam stated that a lien could be filed since the property is not a homestead and then sold on the court house steps.

CM Ashton moved that the City Council find that the building located at 4829 Kessler Road based on evidence presented at the hearing, is substandard and: 1) that the conditions set forth in the Building Official's Report exist to the extent that the life, health, property, or safety of the public and the occupants of the building(s), if applicable, are endangered; and 2) that the building is feasible of repair; and therefore order the building to be repaired by the owner within 89 days and the lienholder or mortgagee to within an additional 30-days if the owner does

not comply; and 3) the board orders commencement of repairs within 30-days and has established specific time schedules with the OWNER or MORTGAGEE for the repair; and 4) order that the building be repaired in conformance with the requirements of Section 3.07.004 of the River Oaks Code of Ordinances (2006) as amended or demolished by the Owner and the debris removed within 89 days or by the Lienholder or Mortgagee to within an additional 30-days if the Owner does not comply and further find that if the building is not repaired within 89 days, that there is no reasonable probability that the building will be repaired within a reasonable period of time if additional time is given. If the building is not repaired within 89 days in full conformance with Section 3.07.004 of the River Oaks Code of Ordinances (2006), the building shall be demolished; and 5) order that the substandard fee of \$150.00 be paid upon permit issuance. Certificate of Occupancy will not be finalized until all substandard fees are paid in full; and 6) to every extent by law that we can allow it, pending any research, require any liens or bills due for the specific work that staff has had to do on this house to be paid before a final certificate of occupancy is issued. Motion seconded by CM Gordon. All voted "Aye."

16. **PUBLIC HEARING:** IN ORDER TO RECEIVE CITIZEN COMMENTS ON SUBSTANDARD BUILDING ENFORCEMENT ACTION REGARDING STRUCTURE(S) LOCATED ON THE PROPERTY AT **5905 BLACK OAK LANE**

At 7:34 p.m. the public hearing was opened.

Photos were provided to the Council electronically.

BI Sanders cited property maintenance, structural, plumbing and electrical violations at the vacant property which is used for storage.

Lee Hendershot, property owner, stated his intention to repair the property. Mayor Earwood stated that with significant progress, the time may be extended by the City Council.

At 7:37 p.m. the public hearing was closed.

17. **ACTION FROM PUBLIC HEARING:** CONSIDER COUNCIL ORDERS ON THE PROPERTY AT **5905 BLACK OAK LANE** THAT MAY INCLUDE SECURING, VACATING OF OCCUPANTS, REMOVAL, REPAIRING OR DEMOLITION OF STRUCTURE(S) OR ADOPTION OF RESOLUTION IMPLOING A FEDERAL AGENCY TO ABATE ALL SUBSTANDARD VIOLATIONS IN ORDER TO BE BROUGHT INTO COMPLIANCE WITH SECTION 3.07.004 OF THE RIVER OAKS CODE OF ORDINANCES (2006) AS AMENDED

BI Sanders recommended 89-days for the owner to bring the property into compliance with monthly progress checks.

CM Scott moved that the City Council find that the building located at 5905 Black Oak Lane based on evidence presented at the hearing, is substandard and: 1) that the conditions set forth in the Building Official's Report exist to the extent that the life, health, property, or safety of the public and the occupants of the building(s), if applicable, are endangered; and 2) that the building is feasible of repair; and

therefore order the building to be repaired by the owner within 89 days and the lienholder or mortgagee to within an additional 30-days if the owner does not comply; and 3) the board orders commencement of repairs within 30-days and has established specific time schedules with the OWNER or MORTGAGEE for the repair; and 4) order that the building be repaired in conformance with the requirements of Section 3.07.004 of the River Oaks Code of Ordinances (2006) as amended; and 5) order that the substandard fee of \$150.00 be paid upon permit issuance. Certificate of Occupancy will not be finalized until all substandard fees are paid in full. Motion seconded by CM Butler. All voted "Aye."

18. **PUBLIC HEARING:** IN ORDER TO RECEIVE CITIZEN COMMENTS ON SUBSTANDARD BUILDING ENFORCEMENT ACTION REGARDING STRUCTURE(S) LOCATED ON THE PROPERTY AT **5909 BLACK OAK LANE**

At 7:46 p.m. the public hearing was opened.

Photos were provided to the Council electronically.

BI Sanders cited structural, plumbing and electrical violations at the vacant property which is used for storage.

Lee Hendershot, property owner, stated his intention to repair the property.

At 7:47 p.m. the public hearing was closed.

19. **ACTION FROM PUBLIC HEARING:** CONSIDER COUNCIL ORDERS ON THE PROPERTY AT **5909 BLACK OAK LANE** THAT MAY INCLUDE SECURING, VACATING OF OCCUPANTS, REMOVAL, REPAIRING OR DEMOLITION OF STRUCTURE(S) OR ADOPTION OF RESOLUTION IMPLOING A FEDERAL AGENCY TO ABATE ALL SUBSTANDARD VIOLATIONS IN ORDER TO BE BROUGHT INTO COMPLIANCE WITH SECTION 3.07.004 OF THE RIVER OAKS CODE OF ORDINANCES (2006) AS AMENDED

CM Ashton moved that the City Council find that the building located at 5909 Black Oak Lane based on evidence presented at the hearing, is substandard and: 1) that the conditions set forth in the Building Official's Report exist to the extent that the life, health, property, or safety of the public and the occupants of the building(s), if applicable, are endangered; and 2) that the building is feasible of repair; and therefore order the building to be repaired by the owner within 89 days and the lienholder or mortgagee to within an additional 30-days if the owner does not comply; and 3) the board orders commencement of repairs within 30-days and has established specific time schedules with the OWNER or MORTGAGEE for the repair; and 4) order that the building be repaired in conformance with the requirements of Section 3.07.004 of the River Oaks Code of Ordinances (2006) as amended; and 5) order that the substandard fee of \$150.00 be paid upon permit issuance. Certificate of Occupancy will not be finalized until all substandard fees are paid in full. Motion seconded by CM Butler. All voted "Aye."

20. PUBLIC HEARING: IN ORDER TO RECEIVE CITIZEN COMMENTS ON SUBSTANDARD BUILDING ENFORCEMENT ACTION REGARDING STRUCTURE(S) LOCATED ON THE PROPERTY AT 622 OAKLAWN DR.

At 7:49 p.m. the public hearing was opened.

Photos were provided to the Council electronically which were obtained with the execution of an administrative search warrant.

BI Sanders cited structural, electrical, and plumbing violations at the vacant property.

Adam Nunnallee, Attorney for Dykema Cox Smith representing Deutsche Bank, stated that Deutsche Bank took possession of the property around September 1, 2015. Mr. Nunnallee stated that bids are being requested for demolition as well as repair. Mr. Nunnallee requested additional time for the bank to access the bids and formulate a plan. Mr. Nunnallee requested that notices for this property be mailed to his office. Staff will correspond with Mr. Nunnallee by email regarding this request.

Mr. Nunnallee asked if this property would be discussed under agenda item #28. BI Sanders stated that no additional report would be given.

It was announced that this public hearing would remain open and be continued on November 10, 2015 at 7:00 p.m.

21. ACTION FROM PUBLIC HEARING: CONSIDER COUNCIL ORDERS ON THE PROPERTY AT 622 OAKLAWN DR. THAT MAY INCLUDE SECURING, VACATING OF OCCUPANTS, REMOVAL, REPAIRING OR DEMOLITION OF STRUCTURE(S) OR ADOPTION OF RESOLUTION IMPLOING A FEDERAL AGENCY TO ABATE ALL SUBSTANDARD VIOLATIONS IN ORDER TO BE BROUGHT INTO COMPLIANCE WITH SECTION 3.07.004 OF THE RIVER OAKS CODE OF ORDINANCES (2006) AS AMENDED

No action was taken.

22. PUBLIC HEARING: IN ORDER TO RECEIVE CITIZEN COMMENTS ON SUBSTANDARD BUILDING ENFORCEMENT ACTION REGARDING STRUCTURE(S) LOCATED ON THE PROPERTY AT 1202 BANKS ST.

At 7:57 p.m. the public hearing was opened.

Photos were provided to the Council electronically which were obtained with the execution of an administrative search warrant.

BI Sanders explained that this property was declared substandard while occupied. The owner then sold the substandard property through an owner finance deal. The new owner attempted to obtain a certificate of occupancy, which was not approved. Staff issued a stop work order when owners began working on the property without permits. BI Sanders cited structural, electrical, and plumbing violations, most of which are due to the non-permitted construction work. Staff has not had any contact after the stop work order was issued. Staff verified that a

title search was recently obtained. BI Sanders reported that the property is feasible of repair within 60-days.

A representative was not present.

At 8:02 p.m. the public hearing was closed.

23. **ACTION FROM PUBLIC HEARING:** CONSIDER COUNCIL ORDERS ON THE PROPERTY AT **1202 BANKS ST.** THAT MAY INCLUDE SECURING, VACATING OF OCCUPANTS, REMOVAL, REPAIRING OR DEMOLITION OF STRUCTURE(S) OR ADOPTION OF RESOLUTION IMPLOING A FEDERAL AGENCY TO ABATE ALL SUBSTANDARD VIOLATIONS IN ORDER TO BE BROUGHT INTO COMPLIANCE WITH SECTION 3.07.004 OF THE RIVER OAKS CODE OF ORDINANCES (2006) AS AMENDED

CM Gordon moved that the City Council find that the building located at 1202 Banks Street based on evidence presented at the hearing, is substandard and: 1) that the conditions set forth in the Building Official's Report exist to the extent that the life, health, property, or safety of the public and the occupants of the building(s), if applicable, are endangered; and 2) that the building is feasible of repair; and therefore order the building to be repaired by the owner within 60 days and the lienholder or mortgagee to within an additional 30-days if the owner does not comply; and 3) order that the building be repaired in conformance with the requirements of Section 3.07.004 of the River Oaks Code of Ordinances (2006) as amended; and 5) direct staff will bring back to Council if within 60-days nothing has been done for further consideration whether to impose civil penalties or demolish; and 4) order that the substandard fee of \$150.00 be paid upon permit issuance. Certificate of Occupancy will not be finalized until all substandard fees are paid in full. Motion seconded by CM Ashton. All voted "Aye."

ORDINANCES / RESOLUTIONS REQUIRING COUNCIL APPROVAL/ACTION:

24. CONSIDER APPROVAL OF **ORDINANCE # 1089-2015** AMENDING THE 2015-2016 FY GENERAL FUND BUDGET FOR EXPENDITURES OF LIBRARY DOLLAR DONATIONS FOR PURCHASE OF AUDIO & VISUAL TAPES & BOOKS ON CD

CS Gregory presented the request to purchase CDs using dollar donations.

CM Gordon moved, seconded by CM Ashton, to approve Ordinance #1089-2015 amending the 2015-2016 fiscal year general fund budget. All voted "Aye."

25. CONSIDER APPROVAL OF **RESOLUTION # 845-2015** FOR SPECIAL EVENT PERMITTING IN ORDER TO HOLD A CITY WIDE GARAGE SALE ON THE GROUNDS OF THE COMMUNITY CENTER ON FRIDAY, OCTOBER 30, 2015 & SATURDAY, OCTOBER 31, 2015

No discussion occurred.

CM Gordon moved, seconded by CM Scott, to approve Resolution #845-2015. All voted "Aye."

26. CONSIDER APPROVAL OF **RESOLUTION # 846-2015** FOR SPECIAL EVENT PERMITTING IN ORDER TO HOLD A CITY CHRISTMAS PARADE FROM CASTLEBERRY ELEMENTARY TO THE COMMUNITY CENTER, TREE LIGHTING AND A CHRISTMAS MUSICAL AT THE COMMUNITY CENTER ON FRIDAY, DECEMBER 4, 2015

No discussion occurred.

CM Scott moved, seconded by CM Gordon, to approve Resolution #846-2015. All voted "Aye."

27. CONSIDER APPROVAL OF **RESOLUTION # 847-2015** FOR SPECIAL EVENT PERMITTING IN ORDER TO HOLD A STUFF THE STOCKING HOLIDAY 3K FUN RUN AND ONE-MILE WALK THROUGH THE CITY ALONG WITH OTHER HOLIDAY FESTIVITIES BEING HELD AT THE COMMUNITY CENTER ON SATURDAY, DECEMBER 5, 2015

CM Butler moved, seconded by CM Scott, to approve Resolution #847-2015 to allow the Fun Run on December 5, 2015. All voted "Aye."

At 8:13 p.m. CM Ashton left the dais.

STAFF REPORTS:

28. STAFF REPORT ON SUBSTANDARD PROPERTIES

BI Sanders gave a report on some the following properties:

- 604 FRONTIER
- 5008 SHERWOOD
- 5008 PENROD CT. – New owner has paid the substandard fee and obtained a building permit. Staff has allowed until November 10, 2015 at which time it will be presented to the Council for amended order.
- 603 HARRISDALE – Property is in probate and the heir is updating Staff monthly.
- 5601 JAMES
- 4900 ALMENA RD.
- 1609 YALE ST.
- 5312 TAYLOR RD.
- 1213 CAMBRIDGE

- 4717 ALMENA RD.
- 1204 HARVARD
- 1202 BANKS
- 1108 YALE
- 1425 BYRD
- 1203 YALE ST.
- 1309 ROBERTS CUT OFF RD. – New owner has paid substandard fee and is working under order of the Building Official until December 11, 2015
- 1311 ROBERTS CUT OFF - New owner has paid substandard fee and is working under order of the Building Official until December 11, 2015
- 5905 BLACK OAK
- 5909 BLACK OAK
- 4829 KESSLER
- 1444 LONG
- 622 OAKLAWN
- 1605 NANCY LANE
- 5411 PURDUE – Plan of action to demo has been approved by the Building Official.

At 8:15 p.m. CM Ashton returned to the dais.

OTHER DISCUSSION ITEMS THAT MAY REQUIRE COUNCIL ACTION:

29. DISCUSSION AND/OR ACTION ON COUNCIL PARTICIPATION IN THE ANNUAL MAYOR'S COUNCIL CELEBRATION ON DECEMBER 7, 2015

Patricia Ward announced the annual Mayor's Council Celebration would be held at the TCU Champions Club on December 7, 2015. CS Gregory will accept reservations for the event.

No action was taken.

30. DISCUSSION AND/OR ACTION REGARDING SCHEDULING A WORKSHOP ON DRIVEWAY & HARD SURFACE REQUIREMENTS

Mayor Earwood requested a workshop to discuss gravel driveways and hard surface requirements, specifically when a property changes ownership. CS Gregory will schedule a workshop after the first of the New Year which may include recommendations for changes to the Charter.

John Claridge mentioned the requirement to border gravel driveways is not being enforced.

No action was taken.

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

Mayor Earwood commended Lieutenant Stewart for his accomplishment as a highly recognized sniper.

Lieutenant Stewart thanked the City Council for their continued support of the police department.

No action was taken.

32. FIRE DEPT. REPORT INCLUDING NUMBER OF CALLS FOR SERVICE

FC Shelley announced a public relations event related to a grant received from Firehouse Subs on November 17, 2015 at 2:30.

No action was taken.

33. INSPECTIONS AND CODE COMPLIANCE ACTIVITY REPORTS INCLUDING NUMBER OF PERMITS ISSUED AND CODE VIOLATIONS WORKED

No discussion occurred.

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

No discussion occurred.

35. 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

No discussion occurred.

36. **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

No discussion occurred.

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

No discussion occurred.

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

No discussion occurred.

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

No discussion occurred.

40. **EDC ACTIVITY REPORT** INCLUDING FUNDED PROJECT UPDATES, UPCOMING PROJECTS AND BIG IMPROVEMENT GRANT APPLICATIONS

Patricia Ward gave a reminder of the upcoming 183/River Oaks Boulevard planning meeting on October 29, 2015. Ms. Ward will follow up on a flyer to promote the event.

No action was taken.

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

No discussion occurred.

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

EMC Myrick thanked the Public Works Department for their efforts to prevent flooding in advance of the recent storms.

EMC Myrick thanked Steve Sanders for his storm related efforts at a recent ballgame.

No action was taken.

PUBLIC FORUM:

43. 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 Ashton relayed gratitude to the Police Department and Fire Department for their assistance with an elderly citizen on Sansom Circle.

CM Ashton stated that the River Oaks frog, Marvin Earwood, was last in a competition at the Lake Worth Bullfrog Race.

Mayor Earwood reported a successful community leader's breakfast at the Castleberry Administration Building.

EXECUTIVE SESSION:

44. 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 called for.

RECONVENE:

45. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

No action was taken.

ADJOURN:

46. ADJOURN

At 8:32 p.m. CM Scott, seconded by CM Asthon, to adjourn the meeting.

CM Gordon announced the annual EDC Fun Run for which letters have been mailed to the local businesses encouraging their support.

CM Gordon stated that the shopriveroaks letters have been mailed, resulting in some success in businesses setting up their websites.

CM Gordon announced that the November EDC meeting has been cancelled.

All voted "Aye".

APPROVED:



Herman Earwood, Mayor

ATTEST:



Marvin Gregory, City Secretary