

**MINUTES OF THE REGULAR MEETING
RIVER OAKS CITY COUNCIL
JULY 12, 2011**

MEMBERS PRESENT:

MAYOR HERMAN EARWOOD
MAYOR PRO TEM JOANN GORDON
COUNCIL MEMBER JOANN BUTLER
COUNCIL MEMBER JOE CREWS
COUNCIL MEMBER STEVE HOLLAND
COUNCIL MEMBER BOB MINTER

STAFF PRESENT:

CITY SECRETARY MARVIN GREGORY
POLICE CHIEF DAN CHISHOLM
FIRE CHIEF RON SHORT
BUILDING INSPECTOR STEVE SANDERS
SPECIAL EVENTS COORDINATOR SHIRLEY WHEAT
COMMUNITY CENTER DIRECTOR SHIRLEY BLOOMFIELD
PUBLIC WORKS DIRECTOR JAMES HATLEY
SECRETARY SUSAN STEWART
ATTORNEY STEVE WOODS

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, July 12, 2011 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

FC Ron Short led the pledges of allegiance to the United States and the Texas Flags.

4. SPECIAL RECOGNITION OF ROSA FLORES, COURT CLERK, FOR ACHIEVEMENT FROM THE TEXAS COURT CLERKS ASSOCIATION AS A CERTIFIED COURT CLERK LEVEL 1

Mayor Earwood recognized Rosa Flores (not present) for successfully completing the Court Clerk Level One Certification.

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.

A. MINUTES OF THE SPECIAL CALLED COUNCIL MEETING JUNE 27, 2011

B. MINUTES OF REGULAR CITY COUNCIL MEETING JUNE 28, 2011

B. BILLS PAYABLE FOR PERIOD ENDING JULY 12, 2011

Mayor Pro Tem Gordon moved, seconded by CM Minter, to approve consent agenda items A, B, and C as presented. All voted "Aye."

6. ITEMS TO BE WITHDRAWN FROM CONSENT AGENDA FOR SEPARATE DELIBERATION: COUNCIL RESERVES THE RIGHT TO REMOVE ANY ITEM ON THE CONSENT AGENDA FOR FURTHER DELIBERATION.

None.

PERSONAL APPEARANCES AND ITEMS REQUIRING COUNCIL APPROVAL/ACTION:

7. MED-STAR REPORTING OF SERVICES AND RESPONSE TIMES

Jack Eads, Med-Star Executive Director, was present. Matt Zavadsky, Associate Director of Operations, gave a presentation on response times and performance as well as community education projects. Jeff Beeson, Medical Director for EPAB (Emergency Physicians Advisory Board), summarized the goals and benefits of ROC (Resuscitation Outcomes Consortium).

Council Members participated in a "Hands-only" CPR demonstration.

The Med-Star "Star Saver" program was mentioned that is available at a rate of \$55 per household.

Mayor Earwood suggested that Med-Star be invited to participate in the CISD Health Fair.

No action was taken.

8. CONSIDER AWARDING OF CONTRACT FOR THE AIR BUBBLER SYSTEM DESIGNED TO REDUCE TTHM'S IN THE CLEARWELL AT THE RIVER OAKS WATER PLANT

Bill Lohrke, Senior Project Manager for E.S. & C. M. Inc, recommended awarding the contract to the sole bidder, WHECO, for the Air Bubbler System that is designed to reduce the TTHM levels of the City's water supply in the amount of \$ 34,980. Mr. Lohrke explained that due to the technical nature of the project only one bid was received. CS Gregory confirmed that the funds from the sludge lagoon project are available to transfer for this project.

CM Crews moved, seconded by Mayor Pro Tem Gordon, to award the contract for the Air Bubbler System to WHECO in the amount of \$ 34,980 as presented. All voted "Aye."

9. DISCUSSION AND/OR ACTION IN THE CITY OPTING OUT OF THE AT&T CELL PHONE AGREEMENT AND ENTERING INTO AGREEMENT WITH SPRINT FOR CELL PHONE SERVICES

Discussion occurred related to the benefits of Sprint versus AT&T as the cellular service provider for the City. The coverage area provided by Sprint is inferior to AT&T. Sprint offers push to talk that is beneficial for the public works department. Sprint offers a savings of approximately \$594 per month. AT&T has failed to provide adequate customer service. CS Gregory requested additional time to check with Tarrant County for recent bids. Mayor Earwood requested that CS Gregory check with Sprint to find out long the price is valid.

No action was taken.

10. CONSIDER APPROVAL TO EXPEND FUNDS FROM THE COMMUNITY CENTER DOLLAR DONATION FUND FOR LANDSCAPING

Discussion occurred related to the initiation of this request. Mayor Earwood stated that Community Center dollar donations should not be used for projects that the Community Center directors are not aware of. The Garden Club had donated \$855 to assist with landscaping at the Community Center. Staff obtained quotes to landscape the sides to match the front landscaping at a cost of \$3,500. CM Holland mentioned the purchasing policy that requires at least two written bids for purchases over \$500. Mayor Pro Tem Gordon requested that this item be presented to the EDC at the next meeting. Staff was directed to research the possibility and cost for irrigation to these areas as well.

No action was taken.

11. CONSIDER SCHEDULING WORKSHOP REGARDING THE WATER PLANT HOUSE AND THE COMMUNITY CENTER OPERATIONS

Mayor Earwood stated that a security issue exists when the water plant house is occupied. Mayor Earwood encouraged Council Members to coordinate a visit to the water plant with PWD Hatley prior to the workshop.

Mayor Earwood requested that discussion on royalty gas lease funds be included in the workshop, perhaps to pay for another section of the roof at City Hall.

A workshop was scheduled for 6:00 p.m. on August 2, 2011 at City Hall.

No action was taken.

12. CONSIDER APPROVAL OF FIRE SERVICE TRAINING AGREEMENT WITH TARRANT COUNTY COLLEGE DISTRICT

Lieutenant Fisackerly presented the option to enter into a contract with Tarrant County College for "live fire training" in the amount of \$2,200. CS Gregory confirmed that this is a budgeted item, however all contracts must be approved by the City Council.

Mayor Pro Tem Gordon moved, seconded by CM Butler, to approve the Fire Service Training Agreement with Tarrant County College District in the amount of \$2,200 as presented, once reviewed by the City Administrator and the City Attorney. All voted "Aye."

13. CONSIDER APPROVAL FOR THE CITY TO PROVIDE FLU IMMUNIZATIONS FOR CITY EMPLOYEES

CS Gregory recommended Brinson Benefits to administer the annual flu shots for City Employees at a cost of \$20 per person.

CM Crews moved, seconded by Mayor Pro Tem Gordon, to approve the City to provide flu immunizations for City employees as presented. All voted "Aye."

14. DISCUSSION AND/OR ACTION ON ADOPTING CODE ENFORCEMENT POLICY PROCEDURES

CS Gregory requested Council support for Code Enforcement Department Procedures to set a standard for operations. Attorney Woods requested the item related to contact with the city attorney be amended to include a representative authorized by the Mayor in the absence of the City Secretary. Secretary Stewart requested that the document be able to be amended by Staff during a trial period. CM Crews agreed that the document should be a "living document" for at least a few months.

CM Holland moved, seconded by CM Butler, to approve the Code Enforcement Policy Procedures with the recommended change as discussed. All voted "Aye."

ORDINANCES / RESOLUTIONS AND OTHER ITEMS REQUIRING COUNCIL APPROVAL/ACTION:

15. CONSIDER APPROVAL OF **ORDINANCE # 893-2011** AMENDING THE 2010-2010 FISCAL YEAR BUDGET FOR CITY DOLLAR FUND EXPENDITURES; AND PROVIDING FOR AN EFFECTIVE DATE

No action was taken.

PUBLIC FORUM:

16. 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**

None.

EXECUTIVE SESSION:

17. 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:
Litigation on substandard property at 4833 Ohio Garden Rd.
- 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

[At 8:40 p.m. Mayor Earwood convened into executive session under 551.071-Pending or contemplated litigation on substandard property at 4833 Ohio Garden Rd.

RECONVENE:

[At 9:09 p.m. Mayor Earwood reconvened into regular session.]

49. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

No action was taken.

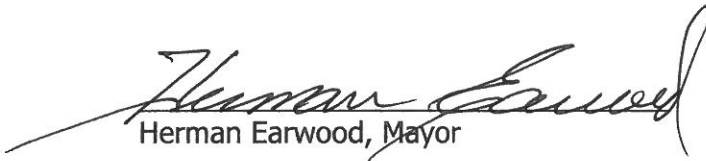
ADJOURN:

50. ADJOURN

At 9:09 p.m. CM Butler moved, seconded by Mayor Pro Tem Gordon, to adjourn the meeting. All voted "Aye."

APPROVED:

ATTEST:


Herman Earwood, Mayor


Marvin Gregory, City Secretary