



4900 River Oaks Boulevard River Oaks, Texas 76114

Mayor
Herman D. Earwood

Mayor Pro Tem
JoAnn Gordon

City Council
Place 1
JoAnn Butler

Place 2
Steve Holland

Place 3
Joe Crews

Place 4
R. R. "Bob" Minter

City Secretary
Marvin Gregory

Fire Chief
William J Crews

Police Chief
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NOTICE TO THE PUBLIC

A REGULAR MEETING OF THE RIVER OAKS CITY COUNCIL IS SCHEDULED IN THE RIVER OAKS CITY COUNCIL CHAMBERS, 4900 RIVER OAKS BLVD. ON TUESDAY

**AUGUST 24, 2010
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, August 20, 2010 at 3:30 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) BY MAYOR:

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 CITY COUNCIL MEETING AUGUST 10, 2010
- B. MINUTES OF SPECIAL CALLED CITY COUNCIL MEETING AUGUST 17, 2010
- C. BILLS PAYABLE FOR PERIOD ENDING AUGUST 24, 2010

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 **ITEMS TO BE WITHDRAWN FROM CONSENT AGENDA FOR SEPARATE DELIBERATION:** COUNCIL RESERVES THE RIGHT TO REMOVE ANY ITEM ON THE CONSENT AGENDA FOR FURTHER DELIBERATION.

PERSONAL APPEARANCES AND ITEMS REQUIRING COUNCIL APPROVAL/ACTION:

7. PRESENTATION BY CRAIG CUNNINGHAM OF WELLS AND NELSON REGARDING THE FINAL PRICING REPORT FOR THE 2010 TAX AND SURPLUS REVENUE REFUNDING BONDS.
8. CITIZEN COMPLAINT BY STEVE BARTO REGARDING DIRTY WATER
9. SHIRLEY BLOOMFIELD AND SHIRLEY WHEAT REQUESTING COUNCIL DIRECTION ON THE PROPER PROCEDURES TO FOLLOW IN OBTAINING ASSISTANCE FROM THE CITY DURING COMMUNITY CENTER EVENTS.
10. CONSIDER APPROVAL OF THE CITY'S SUBMITTAL TO TARRANT COUNTY PRECINCT 4 FOR THE 2010-2011 FISCAL YEAR STREET IMPROVEMENT PROJECT
11. CONSIDER APPROVAL OF CHANGE ORDER FOR THE DRAINAGE IMPROVEMENT PROJECT IN THE 1700 BLOCK OF INSPIRATION LANE WITH HALL-ALBERT CONSTRUCTION.
12. CONSIDER APPROVAL TO CANCEL THE OCTOBER 26, 2010 CITY COUNCIL MEETING

PUBLIC HEARINGS / ACTION FROM PUBLIC HEARINGS:

13. **PUBLIC HEARING:** IN ORDER TO RECEIVE PUBLIC COMMENT AND TESTIMONY ON THE PROPOSED **TEXT AMENDMENT** TO COMPREHENSIVE ZONING ORDINANCE # 766-07, AS AMENDED AND CODIFIED INTO THE RIVER OAKS CODE OF ORDINANCES (2006) UNDER CHAPTER 14, EXHIBIT A "ZONING ORDINANCE", SPECIFICALLY IN SECTION 16B "USE REGULATIONS" TO:

Amend the Use Regulations in a "C-3" Commercial Zoning District permitting Pet Cremations as an acceptable use. (Zoning Case # 2010-PZ-01)

14. **ACTION FROM PUBLIC HEARING:** CONSIDER APPROVAL OF **ORDINANCE # 853-2010** AMENDING THE RIVER OAKS CODE OF ORDINANCES UNDER CHAPTER 14, EXHIBIT A "ZONING ORDINANCE", SPECIFICALLY IN SECTION 16B "USE REGULATIONS" BY REVISING **THE USE REGULATIONS IN A "C-3" COMMERCIAL ZONING DISTRICT PERMITTING PET CREMATIONS AS AN ACCEPTABLE USE. (ZONING CASE # 2010-PZ-01)**

15. **PUBLIC HEARING:** IN ORDER TO RECEIVE TO RECEIVE PUBLIC COMMENT AND TESTIMONY ON THE PROPOSED AMENDMENT TO COMPREHENSIVE ZONING ORDINANCE # 766-07, AS AMENDED, **TO CHANGE THE ZONING CLASSIFICATION OF BLOCK 5, LOT 16BR1, ROCKWOOD TERRACE ADDITION, OTHERWISE KNOWN AS 1816 LONG AVE. FROM "R-2" SINGLE-FAMILY TO "C-3" COMMERCIAL ZONING DISTRICT IN ORDER TO OPERATE A PET CREMATION (ZONING CASE # 2010-PZ- 02).**

16. **ACTION FROM PUBLIC HEARING:** CONSIDER APPROVAL OF **ORDINANCE # 854-2010** AMENDING THE RIVER OAKS CODE OF ORDINANCES UNDER CHAPTER 14, EXHIBIT A "ZONING ORDINANCE" THAT CHANGES THE ZONING CLASSIFICATION OF APPROXIMATELY 1.47 ACRES OF LAND DESCRIBED AS BEING BLOCK 5, LOT 16BR1, ROCKWOOD TERRACE ADDITION, OTHERWISE KNOWN AS 1816 LONG AVE. FROM "R-2" SINGLE-FAMILY TO "C-3" COMMERCIAL ZONING DISTRICT.

17. **PUBLIC HEARING:** IN ORDER TO RECEIVE PUBLIC COMMENT AND TESTIMONY ON THE **REPLAT AND SITE PLAN PROPOSAL** OF 2 D PARTNERS TO AMEND THE PROPERTY PLAT OF A PORTION OF LOT 16 BR1 AND LOTS 17A AND 17B IN BLOCK 5 OF THE ROCKWOOD TERRACE ADDITION INTO A SINGLE PLATTED LOT FOR THE PURPOSE OF BUILDING A PET CREMATORY ON THE PROPERTY IN COMPLIANCE WITH SEC. 25 "SITE PLAN REQUIRED" OF THE CITY'S ZONING ORDINANCE (*ZONING CASE # 2010-PZ-03*).

18. **ACTION FROM PUBLIC HEARING:** CONSIDER APPROVAL OF THE PROPOSED **REPLAT AND SITE PLAN PROPOSAL** OF 2 D PARTNERS TO AMEND THE PROPERTY PLAT OF A PORTION OF LOT 16 BR1 AND LOTS 17A AND 17B IN BLOCK 5 OF THE ROCKWOOD TERRACE ADDITION INTO A SINGLE PLATTED LOT IN COMPLIANCE WITH SEC. 25 "SITE PLAN REQUIRED" OF THE CITY'S ZONING ORDINANCE (*ZONING CASE # 2010-PZ-03*).

19. **PUBLIC HEARING:** FIRST PUBLIC HEARING ON TAX RATE PROPOSAL OF \$0.910000/\$100 OF PROPERTY VALUE (SECOND PUBLIC HEARING SCHEDULED FOR AUGUST 31, 2010 AT 7:00 P.M.)

STAFF REPORTS:

20. **STAFF REPORT ON SUBSTANDARD PROPERTIES AT:**

- 4833 OHIO GARDEN RD.
- 1129 ST. EDWARDS
- 1728 HILLSIDE
- 1201 OXFORD
- 1467 WESTWICK

21. **REPORT ON SUBSTANDARD PROPERTIES UNDER ORDER OF BUILDING OFFICIAL:**

- 5501 BLACK OAK LANE

22. **PROPERTIES UNDER INTENT TO SUBSTANDARD:**

- 1229 CHURCHILL

QUESTIONS RELATED TO STAFF REPORTS INCLUDING:

23. **POLICE DEPARTMENT MONTHLY ACTIVITY REPORT** INCLUDING PATROL ACTIVITY, RESPONSE CALLS, NUMBER OF CRIMINAL INVESTIGATION CASES, WARRANTS ISSUED AND ANIMAL CONTROL CALLS FOR SERVICE INCLUDING CITATIONS ISSUED

24. **FIRE DEPARTMENT MONTHLY ACTIVITY REPORT** INCLUDING NUMBER OF CALLS FOR SERVICE

25. **INSPECTIONS AND CODE COMPLIANCE MONTHLY ACTIVITY REPORTS** INCLUDING NUMBER OF PERMITS ISSUED AND CODE VIOLATIONS WORKED

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

27. **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

28. **PUBLIC WORKS MONTHLY 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

29. **PARK BOARD MONTHLY ACTIVITY REPORTS** INCLUDING BALLFIELD RENTALS AND QUESTIONS PERTAINING TO MINUTES FROM THE PARK BOARD

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

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

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

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

PUBLIC FORUM:

34. 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**

WORKSHOPS:

35. BUDGET WORKSHOP # 3 WITH THE CITY COUNCIL OVER THE 2010 -2011 FISCAL YEAR GENERAL OPERATING BUDGET

36. ACTION IF ANY FROM BUDGET WORKSHOP

EXECUTIVE SESSION:

37. 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 complaint or charge against an Officer or Employee
- d. Section 551.076 Deliberation regarding security devices

RECONVENE:

38. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

ADJOURN:

39. ADJOURN

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.