

**MINUTES OF THE REGULAR MEETING
RIVER OAKS CITY COUNCIL
AUGUST 10, 2010**

MEMBERS PRESENT:

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

STAFF PRESENT:

CITY SECRETARY MARVIN GREGORY
POLICE CHIEF DAN CHISHOLM
FIRE CHIEF BILL CREWS
OFFICE MANAGER PAULA BAGWELL
COMMUNITY CENTER DIRECTOR SHIRLEY BLOOMFIELD
COMMUNITY CENTER DIRECTOR SHIRLEY WHEAT
BUILDING INSPECTOR STEVE SANDERS
CODE ENFORCEMENT OFFICER PAUL MCALLISTER
SECRETARY SUSAN STEWART
CITY ATTORNEY BETSY ELAM

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, August 10, 2010 at the River Oaks City Hall, 4900 River Oaks Blvd., River Oaks, Texas 76114.

2. INVOCATION

Council Member Crews delivered the Invocation.

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

Council Member Holland led the pledges of allegiance to the United States and the Texas Flags.

4. READING OF PROCLAMATION(S) BY MAYOR:

Mayor Earwood read a proclamation declaring August 15, 2010 as Dr. Murray Richey Day in appreciation for all his dedication and contributions to John Knox Presbyterian Church.

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 JULY 27, 2010

B. BILLS PAYABLE FOR PERIOD ENDING AUGUST 10, 2010

Council Member Crews moved, seconded by Council Member Minter, to approve consent agenda items A and B 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 **ITEMS TO BE WITHDRAWN FROM CONSENT AGENDA FOR SEPARATE DELIBERATION:** COUNCIL RESERVES THE RIGHT TO REMOVE ANY ITEM ON THE CONSENT AGENDA FOR FURTHER DELIBERATION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. APPEARANCE OF LAWRENCE WARD AS THE CITY'S NEW ONCOR ELECTRIC REPRESENTATIVE

Lawrence Ward addressed the Council as the new Oncor representative for the City.

Council Member Crews inquired about the Oncor rebates. Mr. Ward replied that each area had received a set dollar amount for rebates and the grants were distributed until funding was exhausted.

No action was taken.

8. CONSIDER APPROVAL OF FISCAL YEAR 2009-2010 COMPREHENSIVE ANNUAL FINANCIAL REPORT AS PRESENTED BY CITY AUDITORS C. R. PARR AND ASSOCIATES

Sheryl Wardashki, C.R. Parr and Associates, presented the 2009-2010 Annual Financial Report, reporting no deficiencies or recommendations.

Council Member Crews moved, seconded by Mayor Pro Tem Gordon, to accept the Fiscal Year 2009-2010 Comprehensive Annual Financial Report as presented. All voted "Aye."

9. PRESENTATION BY JENNIFER POPE OF CENSUS 2010 UPDATING THE 2010 CENSUS STATUS

Jennifer Pope gave an update on the 2010 Census. Ms. Pope stated that River Oaks had a 71% participation rate compared to the national average of 72%.

Ms. Pope presented an award from Census Director Groves to the City for outstanding cooperation.

No action was taken.

10. UPDATE AS PRESENTED BY MATT ZAVADSKY, MEDSTAR'S ASSOCIATE DIRECTOR OF OPERATIONS, OF MEDSTAR'S PERFORMANCE AND SUMMARY OF A SYSTEM ASSESSMENT REPORT COMPILED BY AN EMS CONSULTING FIRM COMMISSIONED BY THE CITY OF FORT WORTH.

A representative was not present.

No discussion and or action.

11. DISCUSSION AND/OR ACTION ON TAX RATE, TAKE RECORD VOTE AND SCHEDULE PUBLIC HEARINGS

CS Gregory reviewed the revenue history, stating that the effective tax rate is \$0.890640 that would provide approximately the same revenue as last year. The roll back rate is \$0.961891 which is the maximum rate allowed without the possibility of a rollback election.

Council Members pointed out that the anticipated revenue is approximately \$385,000 less than last year using the effective tax rate. CS Gregory explained that the senior tax freeze revenue was not included in the anticipated revenue.

Council Member Holland moved, seconded by Crews, to publish the proposed tax rate at \$0.910000 per \$100 of value and to schedule the public hearings for August 25, 2010 and August 31, 2010 at 7:00 p.m. All voted "Aye."

12. CONSIDER APPROVAL OF REQUEST BY DOUGLASS HANSEN II ON CODE VIOLATIONS AT 1463 GREENBRIER.

Douglas Hansen, 1463 Greenbrier, was present to request additional time to replant some trees that the Code Enforcement Department had cited as a "visibility at intersection" violation. Mr. Hansen stated that he would prefer to save the trees if possible and replant them during the winter months.

PC Chisholm reported that the trees are a traffic hazard but could possibly be trimmed until they could be replanted.

Council Member Crews addressed the concerns of Mr. Hansen that he was not treated fairly and that the code of ordinances was not readily available to the public. Council Member Crews stated that Code Enforcement had recently identified 20 properties with a visibility violation. Council Member Crews informed Mr. Hansen that all of the city ordinances could be viewed online and at City Hall.

CA Elam recommended that Mr. Hansen work in cooperation with the Code Enforcement Officer to satisfy the city ordinance.

No action was taken.

13. CONSIDER APPROVAL TO EXPEND FUNDS OUT OF THE COMMUNITY CENTER DONATION FUND FOR OUTSIDE ELECTRICAL WORK

Shirley Wheat and Shirley Bloomfield were present with a list of possible uses for electricity in the lot at the Community Center as follows: the back to school celebration with the giant slide; farmer's market and or trade days; future basket ball court; volleyball tournaments or rentals in the evenings; movie night; the homecoming bonfire event; the annual Easter event; and the annual car show.

Council Members recommended contacting Brad Gallman and Ronnie Cooper to obtain additional bids for proposed electrical work.

Council Member Butler moved, seconded by Council Member Crews, to expend funds out of the Community Center Donation Fund for outside electrical work not to exceed \$2,000 as presented. All voted "Aye."

14. UPDATE BY PARK BOARD ON THE SKATE PARK DEDICATION CEREMONY SCHEDULED FOR SEPTEMBER 11, 2010 AT WOOLDRIDGE PARK

Park Board Chairman Makarwich presented upcoming plans to host a dedication and skate park opening on September 11, 2010 at 12:00 noon. The festivities would include pizza and drinks provided by the City.

No action was taken.

15. CONSIDER APPROVAL TO EXPEND FUNDS FROM THE PARK DOLLAR DONATIONS TO INSTALL SECURITY LOCKING GATE ON THE SKATE PARK.

Park Board Chairman Makarwich withdrew this request.

No action was taken.

16. CONSIDER APPROVAL TO AUCTION OFF THE CITY'S BRUSH MOWER (KUBOTA TRACTOR)

CS Gregory requested to auction a brush hog that is rarely used by the Public Works Department and apply that amount toward the purchase of a the commercial tractor previously approved by the City Council.

Council Member Crews moved, seconded by Mayor Pro Tem Gordon, to approve to auction the City's brush mower as presented. All voted "Aye."

WORKSHOPS:

[At 8:43 p.m. Mayor Earwood announced a brief recess.]

[At 9:01 p.m. Mayor Earwood reconvened into regular session.]

17. BUDGET WORKSHOP # 1 WITH THE CITY COUNCIL OVER THE 2010 -2011 FISCAL YEAR GENERAL OPERATING BUDGET

CS Gregory stated that the proposed budget incorporates a salary increase of 3%.

Council Members requested to the following changes to the general fund expenditures as follows:

City Council – Dept 510 – reduce business cards to \$100; Council Members requested Staff to research “other professional services.” Council Member Butler recommended reducing the car allowance for Council Members. CS Gregory stated that an ordinance amendment would be necessary to change the car allowance.

Legal - Dept 511 – reduce legal services to \$32,000. It was proposed that the City Attorney attend only one meeting per month if possible.

Municipal Court – Dept 512 – Officer Manager Bagwell reported that the overtime for the municipal court budget was reduced to \$5,881 after the packet information was printed. The Chairs line item was reduced to \$50.

City Administrator – Dept 514 – clothing and uniforms and chairs were reduced to \$0.

Code Compliance – Dept 516 – reduce part-time salaries to \$10,000; reduce overtime an unspecified amount; and recalculate TMRS based on the salary reductions.

Fire Department – Dept 517 – reduce books and pamphlets to \$250; reduce safety supplies to \$700; reduce clothing and uniforms to \$ 300; reduce training supplies to \$1,000; possible reduction of the \$20,000 for scheduled vehicle maintenance pending new vehicle purchases using capital; reduce bunker gear maintenance to \$0; reduce EMS operations to \$800; reduce SCBA maintenance to \$700; reduce mobile phones and radios to \$3,000; reduce publications and subscriptions to \$0; and reduce emergency management to \$0.

FC Crews explained the necessity to replace three of the department’s apparatuses that consistently require repairs. FC Crews anticipates that the current apparatuses could be sold for approximately \$150,000 but would remain with the department until the new apparatuses arrive. The new apparatuses would impact the budget for 10 years at a cost of \$86,302 per year. FC Crews stated that the \$20,000 budgeted for vehicle maintenance and repairs could be significantly reduced if the new apparatuses are purchased.

Mayor Pro Tem Gordon expressed concern with committing to a 10-year purchase during an unstable economic period and suggested reconsidering this purchase next year.

Mayor Pro Tem Gordon also expressed concern with continuing with the services through Tarrant County Fire Alarm.

Council Member Holland requested additional detailed information in writing regarding the request for the fire apparatuses.

Council Members agreed to continue the budget workshop on August 17, 2010 at 5:30 p.m. at City Hall.

Council Members requested that staff provide a breakdown of the proposed salary increase by department.

18. ACTION IF ANY FROM BUDGET WORKSHOP

No action was taken.

PUBLIC FORUM:

19. 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:

20. 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:

- 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

None called for.

RECONVENE:

21. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

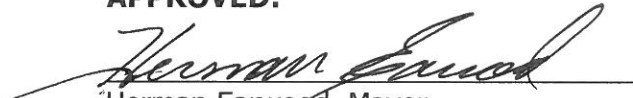
None.

ADJOURN:

22. ADJOURN

At 10:38 p.m. Mayor Pro Tem Gordon moved, seconded by Council Member Crews, to adjourn the meeting. All voted "Aye."

APPROVED:


Herman Earwood, Mayor

ATTEST:


Marvin Gregory, City Secretary