

**MINUTES OF THE REGULAR MEETING
RIVER OAKS CITY COUNCIL
JANUARY 28, 2020**

MEMBERS PRESENT:

MAYOR HERMAN EARWOOD
MAYOR PRO TEM JOE ASHTON
COUNCIL MEMBER JOHN CLARIDGE
COUNCIL MEMBER DAN CHISHOLM
COUNCIL MEMBER DARREN HOUK

STAFF PRESENT:

CITY MANAGER MARVIN GREGORY
CITY SECRETARY PAULA LUCK
PUBLIC WORKS DIRECTOR GORDON SMITH
POLICE CHIEF CHRIS SPIELDENNER
BUILDING INSPECTOR STEVE SANDERS
EMERGENCY MGT JAMES MYRICK
CITY ATTORNEY BETSY ELAM
FIRE CHIEF RUSSELL SHELLEY

ABSENT:

CM STEVE HOLLAND-EXCUSED

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, January 28, 2020 at the River Oaks City Hall, 4900 River Oaks Blvd., River Oaks, Texas 76114.

CM Gregory read a letter from CM Holland apologizing not being able to attend tonight's meeting due to illness.

2. INVOCATION

Mayor Pro Tem Ashton delivered the Invocation.

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

Mayor Pro Tem Ashton led the Pledges of Allegiance to the United States and the Texas Flags.

At 7:03 p.m., Mayor Earwood went into Executive Session under Sections 551.071, 551.072, 551.074 & 551.076.

At 7:30 p.m., Mayor Earwood reconvened into Regular Session.

4. PUBLIC TESTIMONY: 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 AND NO COUNCIL DELIBERATION IS PERMITTED FOR TOPICS NOT SPECIFICALLY LISTED ON THIS AGENDA.

NONE

5. READING OF PROCLAMATION(S) AND SPECIAL PRESENTATIONS BY MAYOR:

NONE

6. **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. APPROVE MINUTES OF JANUARY 14, 2020 REGULAR COUNCIL MEETING
- B. APPROVE BILLS PAYABLE FOR PERIOD ENDING JANUARY 28, 2020 (FY 2020)
- C. APPROVE RESOLUTION #998-2019 AUTHORIZING ECONOMIC DEVELOPMENT CORPORATION (EDC) EXPENDITURES FROM THE 2019-2020 FISCAL YEAR BUDGET AS QUALIFIED FOR PROJECTS MORE THAN \$10,000.00 FOR THE PURCHASE OF REAL PROPERTY AT 1512 SHENNA BLVD. (SECOND READING)
- D. APPROVE RESOLUTION #1002-2020 AUTHORIZING ECONOMIC DEVELOPMENT CORPORATION (EDC) EXPENDITURES FROM THE 2019-2020 FISCAL YEAR BUDGET AS QUALIFIED FOR PROJECTS MORE THAN \$10,000.00 INVOLVING REAL PROPERTY AT 920 ROBERTS CUT OFF ROAD PURSUANT TO CHAPTER 505 "TYPE B CORPORATIONS" THAT PROMOTES BUSINESS AND COMMERCIAL DEVELOPMENT WITHIN THE CITY (SECOND READING)
- E. APPROVE 1ST QUARTER CRIME DISTRICT FINANCIAL REPORT (OCTOBER 1-DECEMBER 31, 2019)
- F. APPROVE 1ST QUARTER E.D.C. FINANCIAL REPORT (OCTOBER 1-DECEMBER 31, 2019)
- G. APPROVE 1ST QUARTER & ANNUAL INVESTMENT REPORT (OCTOBER 1-DECEMBER 31, 2019)
- H. APPROVE LETTER OF ASSIGNMENT FOR REAL PROPERTY OUT OF TRACT 7, FOREST ACRES ADDITION IN THE E. ELLIS SURVEY

CM Claridge moved, seconded by CM Chisholm to approve the Consent Agenda items A-H. All voted "Aye".

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

NONE

PERSONAL APPEARANCES AND ITEMS REQUIRING COUNCIL APPROVAL/ACTION:

8. CONSIDER APPROVAL OF REQUEST BY RUTH ANN TEAGUE TO EXTEND THE APPROVAL DEADLINE ON THE CERTIFICATE OF OCCUPANCY PERMIT AT 716 ROBERTS CUT OFF DUE TO EXTENUATING CIRCUMSTANCES.

Ruth Ann Teague was present. Her son is not out of the house yet and is requesting a 60 day extension from tonight.

Mayor Pro Tem Ashton moved, seconded by CM Houk to approve a 60 day extension due to extenuating circumstances. All voted "Aye".

9. CONSIDER APPROVAL OF INTERLOCAL AGREEMENTS FOR MUTUAL AND AUTOMATIC AID FIRE SERVICE WITH CITY OF SANSOM PARK, CITY OF LAKE WORTH AND CITY OF WHITE SETTLEMENT.

There is a clause in there about an entity can charge another entity if three firemen are not on duty when the other entity responds. CA Elam thinks an agreement has been made and will change the interlocal agreement. No action taken tonight.

PUBLIC HEARINGS / ACTION FROM PUBLIC HEARINGS:

10. PUBLIC HEARING: IN ORDER TO RECEIVE PUBLIC INPUT ON SUBSTANDARD BUILDING ENFORCEMENT ACTION REGARDING STRUCTURE(S) LOCATED ON THE PROPERTY AT 5217 BARBARA RD.

At 7:42 p.m., Mayor Earwood opened the Public Hearing.

The son, Johnathan Bandy, of the deceased (Patsy Bandy) and Debra Brigham was present. Johnathan Bandy stated that the house was sold today. The new owner has not been in touch with city staff. The Public Hearing will remain open until February 11, 2020 at 7:00 p.m. allowing time for the new owner to present a plan of action to the City Inspector for abatement of all substandard issues that will be presented to the Board of Appeals (City Council) at the February 11th meeting at which time the Board may consider further action.

11. ACTION FROM PUBLIC HEARING: CONSIDER COUNCIL ORDERS ON THE PROPERTY AT 5217 BARBARA 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.

NONE

12. PUBLIC HEARING: IN ORDER TO RECEIVE PUBLIC INPUT ON SUBSTANDARD BUILDING ENFORCEMENT ACTION REGARDING STRUCTURE(S) LOCATED ON THE PROPERTY AT 1605 YALE ST.

At 7:45 p.m., Mayor Earwood opened the Public Hearing.

The granddaughter of the deceased (Joseph Durant Sr.) was present. Funds and the ability are not available to make repairs on the house. There currently is a contract on the house but is being held up by some liens. City staff has had the house boarded up. The Public Hearing will remain open until February 11, 2020 at 7:00 p.m.

13. ACTION FROM PUBLIC HEARING: CONSIDER COUNCIL ORDERS ON THE PROPERTY AT 1605 YALE 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.

NONE

ORDINANCES / RESOLUTIONS REQUIRING COUNCIL APPROVAL/ACTION:

14. CONSIDER APPROVAL OF RESOLUTION # 1003-2020 CALLING FOR A SPECIAL ELECTION TO BE HELD ON MAY 2, 2020; APPROVING A JOINT ELECTION WITH TARRANT COUNTY; AND ESTABLISHING PROCEDURES FOR THAT ELECTION; AND PROVIDING AN EFFECTIVE DATE.

Under Texas Constitution, for unexpired three year terms that are vacated when a council member resigns must be filled by a special election. Place 4 City Council Member Joe Ashton officially announced his candidacy for the office of Mayor in the May 2, 2020 General Election an since there is more than one year and 30 days remaining in his term of office as the Place 4 City Council Member, his announcement of such candidacy for the Office of Mayor constitutes an automatic resignation of the office then held of Place 4. He can continue to serve as Place 4 Council Member until the office is filled by a Special Election. Candidate filing for Place 4 begins on January 29, 2020 and ends on March 3, 2020.

Mayor Pro Tem Ashton moved, seconded by CM Claridge to approve Resolution #1003-2020. All voted "Aye".

15. CONSIDER APPROVAL OF RESOLUTION 1004-2020 AUTHORIZING CONTINUED PARTICIPATION WITH THE ATMOS CITIES STEERING COMMITTEE; AND AUTHORIZING THE PAYMENT OF FIVE CENTS PER CAPITA TO THE ATMOS CITIES STEERING COMMITTEE TO FUND REGULATORY AND RELATED ACTIVITIES RELATED TO ATMOS ENERGY CORPORATION.

The city has been involved with this for over 10 years in order to keep our rates down.

Mayor Pro Tem Ashton moved, seconded by CM Chisholm to approve Resolution #1004-2020. All voted "Aye".

16. CONSIDER APPROVAL OF ORDINANCE 1263-2020 AMENDING CHAPTER 3 "BUILDING REGULATIONS", SPECIFICALLY UNDER SECTION 3.02.001 "ADOPTED" OF THE RIVER OAKS CODE OF ORDINANCES (2006) AS AMENDED; REPEALING THE 2012 INTERNATIONAL BUILDING CODE AS PREVIOUSLY ADOPTED ON SEPTEMBER 24, 2013; ADOPTING THE 2015 EDITION OF THE INTERNATIONAL BUILDING CODE (IBC); AMENDING SECTION 3.02.002 "AMENDED" OF THE RIVER OAKS CODE OF ORDINANCES(2006) REPEALING THE FORMER AMENDMENTS THEREBY ADOPTING LOCAL AMENDMENTS TO THE 2015 IBC ATTACHED HERETO AS "EXHIBIT A"; AMENDING SECTION 3.02.003 "AVAILABILITY" OF THE RIVER OAKS CODE OF ORDINANCES (2006) PROVIDING THAT THE MATERIAL CONTAINED IN EXHIBIT "A" OF THIS ORDINANCE ALTHOUGH FULLY ADOPTED AND INCORPORATED BY REFERENCE, SHALL NOT BE INCLUDED IN THE FORMAL MUNICIPAL CODIFICATION OF ORDINANCES; REPEALING THE FORMER ORDINANCE 1000-2013 AS ADOPTED ON SEPTEMBER 24, 2013 THAT ADOPTED THE 2012 INTERNATIONAL BUILDING CODE; AMENDING SECTION 3.02.004 "MODIFICATIONS"; AMENDING SECTION 3.02.005 "PENALTY FOR VIOLATION"; PROVIDING FOR RECORDING OF THE BUILDING CODE AS A PUBLIC RECORD.

Our building code effectiveness grade based on the recent evaluation moved from a class 4 up to a 9 with 4 being good. The main reason for the fall was due to us operating under the 2012 International Codes. By adopting the 2015 International Codes, our rating would go back to class 4. Agenda Items #16-24 will need to be approved in order to operate under the 2015 International Codes.

Mayor Pro Tem Ashton moved, seconded by CM Houk to approve Ordinance #1263-2020. All voted "Aye".

17. CONSIDER APPROVAL OF ORDINANCE 1264-2020 AMENDING CHAPTER 3 "BUILDING REGULATIONS", DIVISION 2 "RESIDENTIAL CODE" SPECIFICALLY UNDER SECTION 3.03.031 "ADOPTED" OF THE RIVER OAKS CODE OF ORDINANCES (2006) AS AMENDED THEREBY REPEALING THE 2012 INTERNATIONAL RESIDENTIAL CODE AS PREVIOUSLY ADOPTED ON SEPTEMBER 10, 2013 THEREBY ADOPTING THE 2015 EDITION OF THE INTERNATIONAL RESIDENTIAL CODE (IRC); AMENDING SECTION 3.03.032 "AMENDMENTS" OF THE RIVER OAKS CODE OF ORDINANCES (2006) REPEALING THE FORMER AMENDMENTS ADOPTED ON SEPTEMBER 10, 2013 THEREBY ADOPTING LOCAL AMENDMENTS TO THE 2015 IRC ATTACHED HERETO AS "EXHIBIT A"; AMENDING SECTION 3.03.033 "AVAILABILITY" OF THE RIVER OAKS CODE OF ORDINANCES (2006) PROVIDING THAT THE MATERIAL CONTAINED IN EXHIBIT A OF THIS ORDINANCE ALTHOUGH FULLY ADOPTED AND INCORPORATED BY REFERENCE, SHALL NOT BE INCLUDED IN THE FORMAL MUNICIPAL CODIFICATION OF ORDINANCES; REPEALING THE FORMER ORDINANCE 995-2013 AS ADOPTED ON SEPTEMBER 10, 2013 THAT ADOPTED THE 2012 INTERNATIONAL RESIDENTIAL CODE.

Mayor Pro Tem Ashton moved, seconded by CM Chisholm to approve Ordinance #1264-2020. All voted "Aye".

18. CONSIDER APPROVAL OF ORDINANCE 1265-2020 AMENDING CHAPTER 3 "BUILDING REGULATIONS", ARTICLE 3.05 "PLUMBING" SPECIFICALLY UNDER SECTION 3.05.001 "CODE ADOPTED" OF THE RIVER OAKS CODE OF ORDINANCES (2006) AS AMENDED; REPEALING THE 2012 INTERNATIONAL PLUMBING CODE AS PREVIOUSLY ADOPTED ON SEPTEMBER 24,

2013; ADOPTING THE 2015 EDITION OF THE INTERNATIONAL PLUMBING CODE (IPC); AMENDING SECTION 3.05.002 "CODE AVAILABILITY" OF THE RIVER OAKS CODE OF ORDINANCES (2006) PROVIDING THAT THE MATERIAL CONTAINED IN EXHIBIT "A" OF THIS ORDINANCE ALTHOUGH FULLY ADOPTED AND INCORPORATED BY REFERENCE, SHALL NOT BE INCLUDED IN THE FORMAL MUNICIPAL CODIFICATION OF ORDINANCES; PROVIDING FOR RECORDING OF THE PLUMBING CODE AS A PUBLIC RECORD; AMENDING SECTION 3.05.003 "CODE AMENDMENTS" OF THE RIVER OAKS CODE OF ORDINANCES (2006) BY REPEALING THE FORMER ORDINANCE 1001-2013 AS ADOPTED ON SEPTEMBER 24, 2013 THAT ADOPTED THE 2012 INTERNATIONAL PLUMBING CODE; REPEALING THE FORMER AMENDMENTS ADOPTED ON SEPTEMBER 24, 2013 BY ADOPTING LOCAL AMENDMENTS TO THE 2015 IPC ATTACHED HERETO AS EXHIBIT "A"; AMENDING SECTION 3.05.004 "CODE MODIFICATIONS"; AMENDING SECTION 3.05.005 "PENALTY FOR VIOLATION".

Mayor Pro Tem Ashton moved, seconded by CM Claridge to approve Ordinance #1265-2020. All voted "Aye".

19. CONSIDER APPROVAL OF ORDINANCE # 1266-2020 AMENDING CHAPTER 3 "BUILDING REGULATIONS", ARTICLE 3.06 "MECHANICAL" SPECIFICALLY UNDER SECTION 3.06.001 "ADOPTED" OF THE RIVER OAKS CODE OF ORDINANCES (2006) AS AMENDED; REPEALING THE 2012 INTERNATIONAL MECHANICAL CODE AS PREVIOUSLY ADOPTED ON SEPTEMBER 24, 2013; ADOPTING THE 2015 EDITION OF THE INTERNATIONAL MECHANICAL CODE (IMC); AMENDING SECTION 3.06.002 "AVAILABILITY" OF THE RIVER OAKS CODE OF ORDINANCES(2006) PROVIDING THAT THE MATERIAL CONTAINED IN EXHIBIT "A" OF THIS ORDINANCE ALTHOUGH FULLY ADOPTED AND INCORPORATED BY REFERENCE, SHALL NOT BE INCLUDED IN THE FORMAL MUNICIPAL CODIFICATION OF ORDINANCES; PROVIDING FOR RECORDING OF THE MECHANICAL CODE AS A PUBLIC RECORD; AMENDING SECTION 3.06.003 "AMENDMENTS" OF THE RIVER OAKS CODE OF ORDINANCES (2006) BY REPEALING THE FORMER ORDINANCE 1002- 2013 AS ADOPTED ON SEPTEMBER 24, 2013 THAT ADOPTED THE 2012 INTERNATIONAL MECHANICAL CODE; REPEALING THE FORMER AMENDMENTS ADOPTED ON SEPTEMBER 24, 2013 BY ADOPTING LOCAL AMENDMENTS TO THE 2015 IMC ATTACHED HERETO AS EXHIBIT "A"; AMENDING SECTION 3.06.004 "MODIFICATIONS"; AMENDING SECTION 3.06.005 "PENALTY FOR VIOLATION".

Mayor Pro Tem Ashton moved, seconded by CM Chisholm to approve Ordinance #1266-2020. All voted "Aye".

20. CONSIDER APPROVAL OF ORDINANCE # 1267-2020 ADOPTING THE 2015 INTERNATIONAL PROPERTY MAINTENANCE CODE AND LOCAL AMENDMENTS ATTACHED HEREIN AS "EXHIBIT A"; AMENDING CHAPTER 3 "BUILDING REGULATIONS", SPECIFICALLY UNDER SECTION 3.07.004 "SUBSTANDARD BUILDING DECLARED", SUBSECTION (c) OF THE RIVER OAKS CODE OF ORDINANCES (2006) AS AMENDED THEREBY REPEALING THE FORMER 2012 INTERNATIONAL PROPERTY MAINTENANCE CODE BY ADOPTING THE 2015 EDITION OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE (IPMC) AND LOCAL AMENDMENTS ATTACHED HERETO AS "EXHIBIT A" TO THIS ORDINANCE; PROVIDING FOR RECORDING OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE AS A PUBLIC RECORD.

Mayor Pro Tem Ashton moved, seconded by CM Houk to approve Ordinance #1267-2020. All voted "Aye".

21. CONSIDER APPROVAL OF ORDINANCE # 1268-2020 AMENDING CHAPTER 3 "BUILDING REGULATIONS", DIVISION 3 "ENERGY CONSERVATION CODE" SPECIFICALLY UNDER SECTION 3.03.061 "ADOPTED; AMENDMENTS" OF THE RIVER OAKS CODE OF ORDINANCES (2006) AS AMENDED THEREBY REPEALING THE FORMER 2012 ENERGY CONSERVATION CODE AS PREVIOUSLY ADOPTED IN ORDINANCE 996-2013 THEREBY ADOPTING THE 2015 EDITION OF THE INTERNATIONAL ENERGY CONSERVATION CODE (IECC) AND LOCAL AMENDMENTS REPEALING THE FORMER AMENDMENTS BY ADOPTING LOCAL AMENDMENTS TO THE 2015 IECC ATTACHED HERETO AS "EXHIBIT A"; AMENDING SECTION 3.03.062 "AVAILABILITY" OF THE RIVER OAKS CODE OF ORDINANCES (2006) PROVIDING THAT THE MATERIAL CONTAINED IN EXHIBIT A OF THIS ORDINANCE ALTHOUGH FULLY ADOPTED AND INCORPORATED BY REFERENCE, SHALL NOT BE INCLUDED IN THE FORMAL MUNICIPAL CODIFICATION OF ORDINANCES; REPEALING THE FORMER ADOPTION OF THE 2012 INTERNATIONAL ENERGY CONSERVATION CODE.

Mayor Pro Tem Ashton moved, seconded by CM Chisholm to approve Ordinance #1268-2020. All voted "Aye".

22. CONSIDER APPROVAL OF ORDINANCE # 1269-2020 AMENDING CHAPTER 3 "BUILDING REGULATIONS", ARTICLE 3.04 "ELECTRICITY" SPECIFICALLY UNDER SECTION 3.14.031 "ADOPTED" OF THE RIVER OAKS CODE OF ORDINANCES (2006) AS AMENDED BY REPEALING THE FORMER ORDINANCE NUMBER 1007-2013 ON OCTOBER 22, 2013 THAT ADOPTED THE 2011 NATIONAL ELECTRIC CODE (NEC); ADOPTING THE 2017 EDITION OF THE NATIONAL ELECTRIC CODE (NEC); AMENDING SECTION 3.14.032 "AMENDMENTS" OF THE RIVER OAKS CODE OF ORDINANCES(2006) REPEALING THE FORMER AMENDMENTS ADOPTED ON OCTOBER 22, 2013 BY ADOPTING LOCAL AMENDMENTS TO THE 2017 NEC ATTACHED HERETO THIS ORDINANCE AS EXHIBIT "A"; PROVIDING THAT THE MATERIAL CONTAINED IN EXHIBIT "A" OF THIS ORDINANCE ALTHOUGH FULLY ADOPTED AND INCORPORATED BY REFERENCE, SHALL NOT BE INCLUDED IN THE FORMAL MUNICIPAL CODIFICATION OF ORDINANCES; AMENDING SECTION 3.14.033 "AVAILABILITY" OF THE RIVER OAKS CODE OF ORDINANCES (2006) PROVIDING FOR RECORDING OF THE NATIONAL ELECTRIC CODE AS A PUBLIC RECORD.

Mayor Pro Tem Ashton moved, seconded by CM Claridge to approve Ordinance #1269-2020. All voted "Aye".

23. CONSIDER APPROVAL OF ORDINANCE # 1270-2020 AMENDING CHAPTER 5 "FIRE CODE", SPECIFICALLY UNDER SECTION 5.02.001 "ADOPTED" OF THE RIVER OAKS CODE OF ORDINANCES (2006) AS AMENDED; REPEALING THE 2012 INTERNATIONAL FIRE CODE AS PREVIOUSLY ADOPTED ON SEPTEMBER 24, 2013; ADOPTING THE 2015 EDITION OF THE INTERNATIONAL FIRE CODE (IFC); AMENDING SECTION 5.02.002 "AMENDED" OF THE RIVER OAKS CODE OF ORDINANCES(2006) REPEALING THE FORMER AMENDMENTS ADOPTED ON SEPTEMBER 24, 2013; ADOPTING LOCAL AMENDMENTS TO THE 2015 IFC ATTACHED HERETO AS "EXHIBIT A"; AMENDING SECTION 5.02.003 "AVAILABILITY" OF THE RIVER OAKS CODE OF ORDINANCES (2006) PROVIDING THAT THE MATERIAL CONTAINED IN EXHIBIT A OF THIS ORDINANCE ALTHOUGH FULLY ADOPTED AND INCORPORATED BY REFERENCE, SHALL NOT BE INCLUDED IN THE FORMAL MUNICIPAL CODIFICATION OF ORDINANCES; REPEALING THE FORMER ORDINANCE 999-2013 AS ADOPTED ON SEPTEMBER 24, 2013 THAT ADOPTED THE 2012 INTERNATIONAL FIRE CODE; AMENDING SECTION 5.02.004 "MODIFICATIONS";

AMENDING 5.02.005 "PENALTY FOR VIOLATION"; PROVIDING FOR RECORDING OF THE FIRE CODE AS A PUBLIC RECORD.

Mayor Pro Tem Ashton moved, seconded by CM Houk to approve Ordinance #1270-2020. All voted "Aye".

24. CONSIDER APPROVAL OF ORDINANCE # 1271-2020 AMENDING CHAPTER 3 "BUILDING REGULATIONS", ARTICLE 3.14 "FUEL GAS CODE" SPECIFICALLY UNDER SECTION 3.14.001 "ADOPTED" OF THE RIVER OAKS CODE OF ORDINANCES (2006) AS AMENDED BY REPEALING THE FORMER ORDINANCE 1003-2013 ON SEPTEMBER 24, 2013 THAT ADOPTED THE 2012 INTERNATIONAL FUEL GAS CODE; ADOPTING THE 2015 EDITION OF THE INTERNATIONAL FUEL GAS CODE (IFGC); AMENDING SECTION 3.14.002 "AMENDMENTS" OF THE RIVER OAKS CODE OF ORDINANCES(2006) REPEALING THE FORMER AMENDMENTS ADOPTED ON SEPTEMBER 24, 2013 BY ADOPTING LOCAL AMENDMENTS TO THE 2015 IFGC ATTACHED HERETO THIS ORDINANCE AS EXHIBIT "A"; PROVIDING THAT THE MATERIAL CONTAINED IN EXHIBIT "A" OF THIS ORDINANCE ALTHOUGH FULLY ADOPTED AND INCORPORATED BY REFERENCE, SHALL NOT BE INCLUDED IN THE FORMAL MUNICIPAL CODIFICATION OF ORDINANCES; AMENDING SECTION 3.14.003 "AVAILABILITY" OF THE RIVER OAKS CODE OF ORDINANCES (2006) PROVIDING FOR RECORDING OF THE FUEL GAS CODE AS A PUBLIC RECORD; AMENDING SECTION 3.14.004 "MODIFICATIONS"; AMENDING SECTION 3.14.005 "PENALTY FOR VIOLATION".

Mayor Pro Tem Ashton moved, seconded by CM Chisholm to approve Ordinance #1271-2020. All voted "Aye".

25. CONSIDER APPROVAL OF ORDINANCE #1272-2020 AMENDING THE 2019-2020 FISCAL YEAR GENERAL FUND BUDGET DUE TO AN UNPLANNED EXPENDITURE INVOLVING THE PURCHASE OF FLEET MAINTENANCE SOFTWARE IN DEPARTMENT 01-519 "GARAGE/SHOP".

Currently staff monitors fleet service through paper and a hard file system. This system is time consuming and cumbersome resulting in not every action being recorded; from daily inspection sheets to timely oil changes and state inspections/registrations. The city has 49 vehicles plus heavy equipment to keep track of. This software will help in getting past records for vehicles. Currently we have to dig thru several boxes in storage to get past records on vehicles. The cost is \$3,000.00 per year and will include updates.

Mayor Pro Tem Ashton moved, seconded by CM Chisholm to approve Ordinance #1272-2020. All voted "Aye".

26. CONSIDER APPROVAL OF ORDINANCE #1273-2020 AMENDING THE 2019-2020 FISCAL YEAR EDC BUDGET DUE TO AN UNPLANNED EXPENDITURE INVOLVING THE PURCHASE OF REAL PROPERTY FOR ECONOMIC DEVELOPMENT.

The original approval was for \$197,500.00. It did not include the \$1,110.00 in earnest money due to the broker.

Mayor Pro Tem Ashton moved, seconded by CM Chisholm to approve Ordinance #1273-2020. All voted "Aye".

27. CONSIDER APPROVAL OF ORDINANCE #1274-2020 AMENDING THE 2019-2020 FISCAL YEAR WATER FUND BUDGET TRANSFERRING FUNDS FROM 02-531-5462 TO 02-532-5462 FOR THE PURCHASE OF SPECIAL PURPOSE EQUIPMENT WITHOUT EXPANDING THE WATER FUND BUDGET AS ADOPTED.

This is an asphalt patching truck and the pictures and inspection was presented to CM Gregory. There is no budget impact; just transferring funds from one department to another.

Mayor Pro Tem Ashton moved, seconded by CM Houk to approve Ordinance #1274-2020. All voted "Aye".

STAFF REPORTS:

28. UPDATE ON SUBSTANDARD PROPERTIES AT:

- 928 LYDICK LANE-continuously working. Well sell house when done.
- 1605 MONTROSE-continuously working.
- 1017 CHURCHILL-house is not sold.
- 5217 BARBARA RD.-house has sold.
- 1605 YALE ST-in the process of selling.
- 1701 YALE ST-bring back for Public Hearing.
- 1620 WOODLAWN-bring back for Public Hearing.

OTHER ITEMS FOR DISCUSSION AND/OR ACTION:

29. UPDATES FROM THE CITY MANAGER ADVISING THE MAYOR AND CITY COUNCIL ON PERSONNEL, CITY'S FISCAL CONDITION, FUTURE NEEDS OF THE CITY, SCHEDULING OF COUNCIL WORK SESSIONS AND OTHER CITY MANAGER RECOMMENDATIONS.

- Town Hall Meeting Tuesday, February 4th, 2020-US Census Bureau.
- one vacant position in water administration.
- city audit is on-going.
- meeting is scheduled regarding interlocal agreement with Fort Worth for Meandering Road Improvements.
- had meeting with Camp Carter regarding permanent location for Animal Shelter.
- next work session will be February 22nd, 2020.

QUESTIONS RELATED TO MONTHLY STAFF REPORTS INCLUDING:

29a. **POLICE DEPT. MONTHLY REPORT** INCLUDING PATROL ACTIVITY, RESPONSE CALLS, NUMBER OF CRIMINAL INVESTIGATION CASES, WARRANTS ISSUED AND ANIMAL CONTROL CALLS INCLUDING CITATIONS ISSUED.

29a. **FIRE DEPT. REPORT** INCLUDING NUMBER OF CALLS FOR SERVICE AND FIRE TRAINING EXERCISES.

29a. **INSPECTIONS AND CODE COMPLIANCE ACTIVITY REPORTS** INCLUDING NUMBER OF PERMITS ISSUED AND CODE VIOLATIONS WORKED.

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

29a. **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

29a. **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

29a. **PARK BOARD ACTIVITY REPORT** INCLUDING BALLFIELD RENTALS, GRANT UPDATES AND QUESTIONS PERTAINING TO MINUTES FROM THE PARK BOARD

29a. **COMMUNITY CENTER ACTIVITY REPORT** INCLUDING NUMBER OF COMMUNITY CENTER RENTALS, EVENTS AND ACTIVITIES

29a. **CITY SECRETARY ACTIVITY REPORT** INCLUDING REVENUE FROM SALES TAX, DOLLAR DONATIONS, EDC SALES TAX, TEXPOOL AND CRIME SALES TAX

29a. **EDC ACTIVITY REPORT** INCLUDING FUNDED PROJECT UPDATES AND UPCOMING PROJECTS.

29a. **STORM WATER TASK FORCE ACTIVITY REPORT** INCLUDING ACTINS TAKEN UNDER THE MS4 PERMIT, COMMUNITY EDUCATION AND PROMOTIONAL EVENTS REGARDING STORM WATER PREVENTION POLLUTION

29a. **EMERGENCY MANAGEMENT ACTIVITY REPORT** INCLUDING POLICIES, PROCEDURES AND INFORMATION PERTAINING TO EMERGENCY MANAGEMENT PLANNING

CORRESPONDENCE:

30. COUNCIL MEMBER QUESTIONS, COMMENTS AND ANNOUNCEMENTS.

CM Houk-reminded everyone to donate to the River Oaks Animal Shelter which is non-profit.

EXECUTIVE SESSION:

31. 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.

This item was done after Item #3.

RECONVENE:

32. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

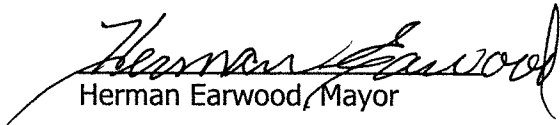
NONE

ADJOURN:

33. ADJOURN

At 8:38 p.m., Mayor Pro Tem Ashton moved, seconded by CM Chisholm to adjourn the meeting. All voted "Aye".

APPROVED:


Herman Earwood, Mayor

ATTEST:


Paula Luck, City Secretary