



4900 River Oaks Boulevard  River Oaks, Texas  76114

Mayor  
**Herman D. Earwood**

**City Council**

Mayor Pro-Tem-Place 4  
**Joe Ashton**

Place 1  
**John Claridge**

Place 2  
**Steve Holland**

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**Darren Houk**

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**Marvin Gregory**

City Secretary  
**Paula Luck**

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**Clinton "Russell" Shelley**

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Library Director  
**Anna Lee**

Event Center Co- Directors  
**Shirley Bloomfield**  
**Shirley Wheat**

Emergency Management  
Coordinator  
**James Myrick**

Phone  
**(817) 626-5421**

Fax  
**(817) 624-2154**

Website  
**www.riveroakstx.com**

**NOTICE TO THE PUBLIC**

A REGULAR MEETING OF THE RIVER OAKS CITY COUNCIL IS SCHEDULED IN THE COUNCIL CHAMBERS LOCATED AT 4900 RIVER OAKS BLVD.; RIVER OAKS, TEXAS ON **TUESDAY**

**OCTOBER 22, 2019**  
**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, October 18, 2019 at 6:15 P.M.**

\_\_\_\_\_  
PAULA LUCK, CITY SECRETARY

**PUBLIC TESTIMONY:** CITIZENS ARE INVITED TO SPEAK ON ANY AGENDA ITEM BY RAISING YOUR HAND TO BE RECOGNIZED BY THE MAYOR; 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.**

**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) AND SPECIAL PRESENTATIONS BY MAYOR:
  - RED RIBBON WEEK
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. APPROVE MINUTES OF SEPTEMBER 24, 2019 REGULAR COUNCIL MEETING
  - B. APPROVE MINUTES OF OCTOBER 1, 2019 TOWN HALL MEETING



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C. APPROVE BILLS PAYABLE FOR PERIOD ENDING SEPTEMBER 30, 2019 (FY 2019)

D. RATIFY BILLS PAYABLE FOR PERIOD ENDING OCTOBER 8, 2019

E. APPROVE BILLS PAYABLE FOR PERIOD ENDING OCTOBER 22, 2019 (FY 2020)

F. RATIFY APPROVAL OF LEASE AGREEMENT WITH YMCA CAMP CARTER FOR A TEMPORARY ANIMAL SHELTER ON CAMP CARTER PROPERTY.

G. APPROVE **RESOLUTION # 984-2019** APPROVING SPECIAL EVENT PERMITTING IN ORDER TO HOLD A HARVEST FESTIVAL AS REQUESTED BY ONE FAITH CHURCH AT 1200 ROBERTS CUT OFF RD.

H. APPROVE **RESOLUTION # 985-2019** APPROVING SPECIAL EVENT PERMITTING IN ORDER TO HOLD A CRAFT FAIR IN THE HIGH SCHOOL PARKING LOT AS REQUESTED BY CISD.

I. APPROVE **RESOLUTION # 986-2019** AMENDING SECTION 6.06 "WAGE CONTINUATION PROGRAM" OF THE CITY EMPLOYEE PERSONNEL POLICY.

J. APPROVE **RESOLUTION # 989-2019** APPROVING SPECIAL EVENT PERMITTING IN ORDER TO HOLD A FALL FESTIVAL AT 5116 RIVER OAKS BLVD ON OCTOBER 31, 2019.

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

**PUBLIC HEARINGS / ACTION FROM PUBLIC HEARINGS:**

7. **PUBLIC HEARING:** IN ORDER TO RECEIVE CITIZEN COMMENTS ON THE PROPOSED APPLICATION SUBMITTED BY GALAB ENTERPRISES LLC TO REZONE THE EXISTING LOT A IN THE EM ELLISTON ADDITION OTHERWISE KNOWN AS 4901 OHIO GARDEN ROAD FROM A "R-1" SINGLE-FAMILY ZONING DISTRICT TO A "R-6" TWO FAMILY ZONING DISTRICT PURSUANT TO SECTION 12A "R-6 TWO FAMILY DISTRICT" OF THE RIVER OAKS ZONING ORDINANCE # 1158-2017 AS ADOPTED AND AS AMENDED. (**ZONING CASE # PZ 2019-0006 RZ**).

8. **ACTION FROM PUBLIC HEARING:** CONSIDER APPROVAL OF **ORDINANCE # 1251-2019** REZONING LOT A IN THE EM ELLISTON ADDITION OTHERWISE KNOWN AS 4901 OHIO GARDEN ROAD FROM A "R-1" SINGLE-FAMILY ZONING DISTRICT TO A "R-6" TWO FAMILY ZONING DISTRICT PURSUANT TO SECTION 12A "R-6 TWO FAMILY DISTRICT" OF THE RIVER OAKS ZONING ORDINANCE # 1158-2017 AS ADOPTED AND AS AMENDED. (**ZONING CASE # PZ 2019-0006 RZ**).

9. **PUBLIC HEARING:** IN ORDER TO RECEIVE CITIZEN COMMENTS ON THE APPLICATION FOR A SPECIFIC USE PERMIT PURSUANT TO SECTION 23A OF THE RIVER OAKS ZONING ORDINANCE AS AMENDED REGARDING ERECTING A TELECOMMUNICATIONS TOWER ON CASTLEBERRY INDEPENDENT SCHOOL PROPERTY LOCATED AT 315 CHURCHILL ROAD IN A C-F "COMMUNITY FACILITIES" ZONING DISTRICT. (**ZONING CASE # PZ SUP 2019-0007**).





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**10. ACTION FROM PUBLIC HEARING:** CONSIDER APPROVAL OF THE APPLICATION FOR A SPECIFIC USE PERMIT PURSUANT TO SECTION 23A OF THE RIVER OAKS ZONING ORDINANCE AS AMENDED REGARDING ERECTING A TELECOMMUNICATIONS TOWER ON CASTLEBERRY INDEPENDENT SCHOOL PROPERTY LOCATED AT 315 CHURCHILL ROAD CUT IN A C-F "COMMUNITY FACILITIES" ZONING DISTRICT. (**ZONING CASE # PZ SUP 2019-0007**).

**PERSONAL APPEARANCES AND ITEMS REQUIRING COUNCIL APPROVAL/ACTION:**

**11.** DISCUSSION AND/OR ACTION ON SUBSTANDARD PROPERTY PROGRESS REPORT ON 1605 MONTROSE DR. AS PRESENTED BY THE CITY'S BUILDING INSPECTOR.

**12.** CONSIDER APPROVAL OF EQUIPMENT RENTAL AND SERVICE AGREEMENT WITH COMPLETE MAILING PARTNERS FOR 2 STATION FOLDER INSERTER AND COLOR PRINTER.

**13.** CONSIDER APPROVAL OF AGREEMENT UPDATING ALARM MONITORING AND NOTIFICATION SERVICES AT THE RIVER OAKS EVENT CENTER

**14.** DISCUSSION AND/OR ACTION REGARDING HOUSE BILL 914 ALLOCATING TO LOCAL GOVERNMENTS PRIZE FEES COLLECTED FROM BINGO PLAYERS AND MEETING LICENSING REQUIREMENTS.

**15.** CONSIDER APPROVAL OF RECOMMENDATION FROM THE STORM WATER TASK FORCE FOR SURVEYING AND ENGINEERING DRAINAGE SERVICES ON INSPIRATION LANE.

**16.** CONSIDER APPROVAL OF MEMBERSHIP AGREEMENT IN ELECTRIC RELIABILITY COUNCIL OF TEXAS (ERCOT) FOR MEMBERSHIP YEAR 2020.

**17.** CONSIDER APPROVAL OF INSTALLING A HISTORICAL MARKER ON COATES PARK HONORING JOHNNY RUTHERFORD AS PRESENTED BY THE AMERICAN RACING MEMORIAL ASSOCIATION (ARMA) WITH THE OFFICIAL UNVEILING ON SATURDAY, NOVEMBER 9, 2019 AT 10:00 A.M.

**ORDINANCES / RESOLUTIONS REQUIRING COUNCIL APPROVAL/ACTION:**

**18.** CONSIDER APPROVAL OF **RESOLUTION # 987-2019** REQUESTING THE NORTH TEXAS COUNCIL OF GOVERNMENTS ("NCTCOG") CONSIDERATION FOR FUNDING THE COMPLETION OF THE MEANDERING ROAD CONNECTION FROM ROBERTS CUT OFF TO SH 183 (RIVER OAKS BLVD) IN ORDER TO ALLEVIATE TRAFFIC CONGESTION ON MEANDERING ROAD AND CREATING A NEW ECONOMIC DEVELOPMENT OPPORTUNITY FOR THE CITY.

**19.** CONSIDER APPROVAL OF **RESOLUTION # 988-2019** ADOPTING THE HART VERITY VOTING SYSTEM AND PROVIDING AN EFFECTIVE DATE.

**STAFF REPORTS:**

**20.** UPDATE ON SUBSTANDARD PROPERTIES AT:

- 928 LYDICK LANE
- 4711 WHITE OAK LANE
- 1017 CHURCHILL



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- 1605 YALE ST.
- 1701 YALE ST.
- 5217 BARBARA RD.

**OTHER ITEMS FOR DISCUSSION AND/OR ACTION:**

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

**QUESTIONS RELATED TO MONTHLY STAFF REPORTS INCLUDING:**

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

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

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

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

26. **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.

27. **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.

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

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

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

31. **EDC ACTIVITY REPORT** INCLUDING FUNDED PROJECT UPDATES, UPCOMING PROJECTS AND REPORTING FROM PAUL PAINE, CONSULTANT, ON ECONOMIC DEVELOPMENT.

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





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

34. **PUBLIC FORUM:** 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.**

**EXECUTIVE SESSION:**

35. 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 deliberation regarding real property; a governmental body may conduct a closed meeting to deliberate the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.
- 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:**

36. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

**ADJOURN:**

37. ADJOURNMENT

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.