

**MINUTES OF THE REGULAR MEETING
RIVER OAKS CITY COUNCIL
SEPTEMBER 25, 2018**

MEMBERS PRESENT:

MAYOR PRO TEM STEVE HOLLAND
COUNCIL MEMBER JOE ASHTON
COUNCIL MEMBER DAN CHISHOLM
COUNCIL MEMBER JOANN BUTLER
COUNCIL MEMBER BRUCE SCOTT

STAFF PRESENT:

CITY SECRETARY MARVIN GREGORY
ASST CITY SECRETARY PAULA LUCK
PUBLIC WORKS DIRECTOR GORDON SMITH
POLICE CHIEF CHRIS SPIELDENNER
BUILDING INSPECTOR STEVE SANDERS
FIRE CHIEF JAMES BROWN
EMERGENCY MGT JAMES MYRICK
CITY ATTORNEY BETSY ELAM
COMMUNITY CENTER DIRECTOR SHIRLEY WHEAT

ABSENT:

MAYOR EARWOOD-EXCUSED

1. CALL TO ORDER

With a quorum present, Mayor Pro Tem Holland called the Regular Meeting of the River Oaks City Council to order at 7:00 p.m. on Tuesday, September 25, 2018 at the River Oaks City Hall, 4900 River Oaks Blvd., River Oaks, Texas 76114.

2. INVOCATION

CM Scott delivered the Invocation.

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

CM Scott led the Pledges of Allegiance to the United States and the Texas Flags.

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

NONE

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 11, 2018 REGULAR COUNCIL MEETING
- B. APPROVE BILLS PAYABLE FOR THE PERIOD ENDING SEPTEMBER 25, 2018 (FY 2018)
- C. APPROVE RETIREMENT OF PUBLIC WORKS EMPLOYEE FABIAN NEATHERY EFFECTIVE OCTOBER 31, 2018
- D. APPROVE TAX TURNOVER REPORT FROM LINEBARGER, DELINQUENT TAX ATTORNEY

CM Chisholm moved, seconded by CM Scott to approve the Consent Agenda items #A-D. All voted "Aye".

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 DISCUSSION OR ACTION TAKEN ON ITEMS WITHDRAWN FROM CONSENT AGENDA FOR SEPARATE DELIBERATION.

NONE

PERSONAL APPEARANCES AND ITEMS REQUIRING COUNCIL APPROVAL/ACTION:

7. CONSIDER APPROVAL OF INTERLOCAL AGREEMENT WITH THE CITY OF FORT WORTH REGARDING THE CONSTRUCTION OF THE LAKE WORTH TRAIL THROUGH CITY OF RIVER OAKS.

Emergency Management Myrick presented a slide show on the update of the project and to show where the trail will be. They plan on starting this project immediately.

CM Ashton moved, seconded by CM Butler to approve the Interlocal Agreement with the City of Fort Worth. All voted "Aye".

8. CONSIDER APPROVAL OF REQUEST BY DIANA COLDING RESCHEDULING A GARAGE SALE AT 1805 ROBERTS CUT OFF.

Diana Colding was not present. Staff did follow procedures.

CM Chisholm moved, seconded by CM Ashton to allow the rescheduling of the garage sale. All voted "Aye".

9. PRESENTATION BY POLICE CHIEF ON SUPPORT OF TARRANT COUNTY "TEXT TO 911" PROJECT.

Tarrant County does not have "Text to 911". This is in the preliminary stages. There is no cost to the city. This allows someone unable to speak, to text 911.

Council agreed for staff to write a letter in support of "Text 911".

10. DISCUSSION AND POSSIBLE ACTION FOR DETERMINATION BY THE COUNCIL THAT THE COMPETITIVE SEALED PROPOSAL METHOD OF BIDDING UNDER SUBCHAPTER D OF CHAPTER 2269 PROVIDES THE BEST VALUE FOR THE CITY FOR THE CONSTRUCTION OF THE FOLLOWING FACILITIES: SEWER LINE IMPROVEMENTS FUNDED BY THE TEXAS WATER DEVELOPMENT BOARD AS PROJECT CWSRF 73749 & WATER LINE IMPROVEMENTS FUNDED BY THE TEXAS WATER DEVELOPMENT BOARD AS PROJECT DWSRF 62731.

Bids are currently under Chapter 252 which awards to the lowest bid. Chapter 2269 is more flexible for bidding which offers competitive sealed proposals which is a method the city ranks the offerors, negotiates as permitted by the statute, and the contracts with a general contractor for the construction, rehabilitation, alteration or repair of a facility. It involves establishing weighted criteria that must be published in the bidding documents. This is recommended by City Attorney Elam.

CM Ashton moved, seconded by CM Chisholm to approve bidding under Subchapter D of Chapter 2269 for the Sewer Line Project CWSRF 73749 & Water Line Project DWSRF 62731; and to bring back on the next agenda for any future bidding to fall under Subchapter D of Chapter 2269. All voted "Aye".

11. DISCUSSION AND/OR ACTION ON VIDEO STREAMING OF CITY COUNCIL MEETINGS.

City staff has received one request for video streaming City Council Meetings. Several cities are doing it but the neighboring cities do not video stream. Darren Houk has done some research on this. An option would be to air it on the city Charter Cable channel.

Council agreed to bring back later with more information.

12. CONSIDER APPROVAL OF OUTSIDE EVENT PERMITTING AT THE COMMUNITY CENTER AS REQUESTED BY CITIZENS SHIRLEY WHEAT & SHIRLEY BLOOMFIELD.

Shirley Wheat and Shirley Bloomfield are rescinding their request.

13. CONSIDER APPROVAL OF ANNUAL EMPLOYEE PAY CERTIFICATIONS.

Sample agreement is enclosed along with a list of the employees affected and the amounts. This is the same as years past.

CM Butler moved, seconded by CM Scott to approve the annual employee pay certifications. All voted "Aye".

ORDINANCES/RESOLUTIONS REQUIRING COUNCIL APPROVAL/ACTION:

14. CONSIDER APPROVAL OF ORDINANCE #1203-2018 AMENDING ARTICLE 13.04 "SEWER SYSTEM", SECTION 13.04.013 "SEWER SERVICE RATES", OF THE RIVER OAKS CODE OF ORDINANCES (2006), REPEALING ORDINANCE #1200-2018 AS ADOPTED ON SEPTEMBER 4, 2018 AND REPLACING IT WITH ORDINANCE #1203-2018 ADOPTING AN UPDATED SEWER RATE SCHEDULE.

There will be a 4.7% increase on residential and an 8% increase on commercial and apartments in the sewer rates presented. This changes the revenues very little; therefore, no budget amendment will be done.

CM Scott moved, seconded by CM Butler to approve Ordinance #1203-2018. All voted "Aye".

STAFF REPORTS:

15. UPDATE ON SUBSTANDARD PROPERTIES AT:

- 1617 HILLSIDE-actively working. Informally council agreed to a 60 day extension.
- 1605 MONTROSE-no change.

27. EDC ACTIVITY REPORT INCLUDING FUNDED PROJECT UPDATES AND UPCOMING PROJECTS.

CS Gregory gave an update on the meeting with Petty and Associates and also on the TIRZ and TIF.

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

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

Emergency Management Myrick-No positive West Nile mosquitos in River Oaks. Areas are still being treated.

PUBLIC FORUM:

30. 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**

CM Ashton-River Oaks Police Officers also helped Fort Worth Police Department with the Hull funeral.

CM Chisholm-thanked Shirley Bloomfield and Shirley Wheat for last night's candidate forum.

PC Spieldenner-National Night out is October 2nd from 6-8 pm at the River Oaks Methodist Church at 4800 Ohio Garden Rd.

Mayor Pro Tem Holland-Community Forum is moved to October 9th because of National Night out on the 2nd. The City Council Meeting for October 9th has been cancelled.

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 compliant or charge against an Officer or Employee.

d. Section 551.076 Deliberation regarding security devices.

NONE

RECONVENE:

32. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

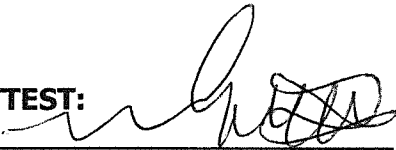
NONE

ADJOURN:

33. ADJOURN

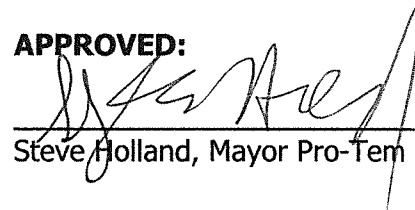
At 8:48 p.m. CM Scott moved, seconded by CM Ashton, to adjourn the meeting. All voted "Aye".

ATTEST:



Marvin Gregory, City Secretary

APPROVED:



Steve Holland, Mayor Pro-Tem