



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
Dan Chisholm

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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

**MAY 24, 2011
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, May 20, 2011 at 2:30 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:
 - SALUTE TO MILITARY
 - MOTORCYCLE ACCIDENT AWARENESS
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 REGULAR CITY COUNCIL MEETING MAY 10, 2011
 - B. BILLS PAYABLE FOR PERIOD ENDING MAY 24, 2011

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 **ITEMS TO BE WITHDRAWN FROM CONSENT AGENDA FOR SEPARATE DELIBERATION:** COUNCIL RESERVES THE RIGHT TO REMOVE ANY ITEM ON THE CONSENT AGENDA FOR FURTHER DELIBERATION.

ITEMS REQUIRING COUNCIL APPROVAL/ACTION:

7. CONSIDER APPROVAL OF RESOLUTION **NO. 704-2011** CANVASSING ELECTION RETURNS AND DECLARING THE RESULTS OF THE GENERAL ELECTION HELD ON MAY 14, 2011 FOR THE PURPOSE OF ELECTING A MAYOR AND CITY COUNCIL MEMBERS PLACES 1, 3 AND 5.

7. CONSIDERANDO LA APROBACION DE LA RESOLUCION **NO.704-2011** SONDEANDO LAS DEVOLUCIONES DE LA ELECCION Y DECLARANDO LOS RESULTADOS DE LA ELECCION GENERAL QUE SE LLEVO A CABO EL 14 DE MAYO DEL 2011 PARA EL PROPOSITO DE ELEGIR AL ALCALDE Y LOS LUGARES 1,3 Y 5 PARA CONSEJALES DE LA CIUDAD.

8. STATEMENT OF ELECTED/APPOINTED OFFICIALS, "OATH OF OFFICE" AND CERTIFICATE OF ELECTION FOR MAYOR AND CITY COUNCIL MEMBERS PLACES 1, 3 AND 5.

8. DECLARACION DE LOS OFICIALES ELEGIDOS/DESIGNADOS, "JURAMENTO DE OFICIO" Y CERTIFICACION DEL ALCALDE Y DE LOS CONSEJALES DE LA CIUDAD LUGARES 1, 3 Y 5.

9. ADJOURN FOR RECEPTION

10. RECONVENE INTO REGULAR SESSION AFTER RECEPTION

PERSONAL APPEARANCES AND ITEMS REQUIRING COUNCIL APPROVAL/ACTION:

11. CONSIDER ELECTION OF A MAYOR PRO-TEMPORE FOR THE 2011-2012 TERM YEAR

11. CONSIDERANDO LA ELECCION DE EL SUPLENTE DE EL ALCALDE PARA EL PERIODO DE LOS AÑOS 2011-2012

12. LYNN STAVINOHA OF PERDUE, BRANDON, FIELDER, COLLINS & MOTT, LLP REGARDING APPROVAL TO PAY DELINQUENT TAXES OWED TO THE OTHER TAXING ENTITIES FOR THE PROPERTY AT 5201 OHIO GARDEN ROAD.

13. CONSIDER APPROVAL TO WIDEN BARBARA ROAD FROM PALMETTO TO ISBELL AND CONSIDER APPROVAL FOR CITY TO EXPEND FUNDS TO INSTALL SCHOOL ZONE LIGHTS AND SIGNAGE FOR THE NEW A.V. CATO SCHOOL BEING BUILT IN FORT WORTH.

PUBLIC HEARINGS / ACTION FROM PUBLIC HEARINGS:

14. **PUBLIC HEARING:** SPECIFIC USE PERMIT (SUP) REQUEST FOR THE SALE OF ALCOHOLIC BEVERAGES (BEER & WINE) FOR **LUCKY RIVER INC. AT 5001 RIVER OAKS BLVD.** IN ACCORDANCE TO SECTION 23 A.G. # 3 OF ZONING ORDINANCE # 766-07 AS AMENDED. (CASE # PZ2011-01)

15. **ACTION FROM PUBLIC HEARING:** SPECIFIC USE PERMIT (SUP) REQUEST FOR THE SALE OF ALCOHOLIC BEVERAGES (BEER & WINE) FOR **LUCKY RIVER INC. AT 5001 RIVER OAKS BLVD.** IN ACCORDANCE TO SECTION 23 A.G. # 3 OF ZONING ORDINANCE # 766-07 AS AMENDED. (CASE # PZ2011-01)

16. **PUBLIC HEARING:** SPECIFIC USE PERMIT (SUP) REQUEST FOR THE SALE OF ALCOHOLIC BEVERAGES (BEER & WINE) FOR **RIVAS MEXICAN RESTAURANT AT 5442 RIVER OAKS BLVD.** IN ACCORDANCE TO SECTION 23 A.G. # 3 OF ZONING ORDINANCE # 766-07 AS AMENDED. (CASE # PZ2011-02)

17. **ACTION FROM PUBLIC HEARING:** SPECIFIC USE PERMIT (SUP) REQUEST FOR THE SALE OF ALCOHOLIC BEVERAGES (BEER & WINE) FOR **RIVAS MEXICAN RESTAURANT AT 5442 RIVER OAKS BLVD.** IN ACCORDANCE TO SECTION 23 A.G. # 3 OF ZONING ORDINANCE # 766-07 AS AMENDED. (CASE # PZ2011-02)

STAFF REPORT:

18. **STAFF REPORT ON SUBSTANDARD PROPERTIES UNDER COUNCIL ORDER:**

- 4833 OHIO GARDEN RD.
- 1129 ST. EDWARDS
- 1218 YALE ST.
- 1716 LAWATHER
- 1713 LONG AVE.

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

- 5311 CORNELL
- 4821 ALMENA
- 5314 AMHERST
- 1712 LAWATHER
- 5414 BAYLOR

QUESTIONS RELATED TO STAFF REPORTS INCLUDING:

20. **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.

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

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

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

24. **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.

25. **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.

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

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

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

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

30. **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:

31. 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:

32. 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: **Litigation on substandard property at 4833 Ohio Garden Rd.**
- 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:

33. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

ADJOURN:

34. 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.