



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
Ron Short

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

**AUGUST 9, 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, August 5, 2011 at 3:30 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:
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 JULY 26, 2011
 - B. MINUTES OF SPECIAL CALLED COUNCIL MEETING AUGUST 2, 2011
 - C. BILLS PAYABLE FOR PERIOD ENDING AUGUST 9, 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 **ITEMS TO BE WITHDRAWN FROM CONSENT AGENDA FOR SEPARATE DELIBERATION:** COUNCIL RESERVES THE RIGHT TO REMOVE ANY ITEM ON THE CONSENT AGENDA FOR FURTHER DELIBERATION.

PERSONAL APPEARANCES AND ITEMS REQUIRING COUNCIL APPROVAL/ACTION:

7. TARRANT COUNTY PUBLIC HEALTH DEPARTMENT REQUESTING APPROVAL OF **ORDINANCE # 895-2011** CONTRACTING WITH THE TARRANT COUNTY PUBLIC HEALTH DEPARTMENT FOR PERMITTING, REGULATING AND INSPECTING WITHIN THE CORPORATE LIMITS OF THE CITY OF RIVER OAKS ANY FOOD ESTABLISHMENTS INCLUDING FOOD SERVICE ESTABLISHMENTS, RETAIL FOOD STORES, TEMPORARY FOOD ESTABLISHMENTS, MOBILE FOOD UNITS AND ROADSIDE FOOD VENDORS; ADOPTING A FEE SCHEDULE AND APPROVAL OF **ORDINANCE # 896-2011** REGULATING SWIMMING POOL, SPA OR INTERACTIVE WATER FEATURES.
8. CONSIDER APPROVAL OF AN INTERLOCAL AGREEMENT TO PARTICIPATE IN THE CITY OF FORT WORTH'S HOUSEHOLD HAZARDOUS WASTE PROGRAM FOR FY 2012.
9. CONSIDER APPROVAL TO ENTER INTO AN AGREEMENT WITH MMG BUILDING & CONSTRUCTION SERVICES LLC FOR THE DISPOSAL OF WASTES
10. CONSIDER APPROVAL TO WAIVE ELECTRICAL PERMIT FEE FOR ELECTRICAL WORK AT 1712 LAWTHORP BY CHRISTMAS IN ACTION.
11. DISCUSS 2010 TAX RATE, TAKE RECORD VOTE AND SET PUBLIC HEARINGS

PUBLIC HEARINGS / ACTION FROM PUBLIC HEARINGS:

12. **PUBLIC HEARING:** IN ORDER TO RECEIVE TESTIMONY AND COMMENTS FROM THE PUBLIC REGARDING THE PROPOSED SITE PLAN APPLICATION OF **KEITH STEELE D/B/A PRINT & SIGN DESIGN AT 5177 RIVER OAKS BLVD.** ALLOWING A 760 SQUARE FOOT ACCESSORY BUILDING TO BE LOCATED ON THE PROPERTY IN A C-2 COMMERCIAL DISTRICT (ZONING CASE SP 2011-0001).
13. **ACTION FROM PUBLIC HEARING:** CONSIDER APPROVAL OF THE PROPOSED SITE PLAN APPLICATION OF **KEITH STEELE D/B/A PRINT & SIGN DESIGN AT 5177 RIVER OAKS BLVD.** ALLOWING A 760 SQUARE FOOT ACCESSORY BUILDING TO BE LOCATED ON THE PROPERTY IN A C-2 COMMERCIAL DISTRICT (ZONING CASE SP 2011-0001).
14. **PUBLIC HEARING:** SUBSTANDARD ENFORCEMENT ACTION REGARDING STRUCTURE(S) LOCATED ON THE PROPERTY AT **5406 DARTMOUTH AVE.**
15. **ACTION FROM PUBLIC HEARING:** CONSIDER COUNCIL ORDERS ON THE PROPERTY AT **5406 DARTMOUTH AVE.** 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.
16. **PUBLIC HEARING:** SUBSTANDARD ENFORCEMENT ACTION REGARDING STRUCTURE(S) LOCATED ON THE PROPERTY AT **1205 CHURCHILL RD.**
17. **ACTION FROM PUBLIC HEARING:** CONSIDER COUNCIL ORDERS ON THE PROPERTY AT **1205 CHURCHILL 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.

18. **PUBLIC HEARING:** SUBSTANDARD ENFORCEMENT ACTION REGARDING STRUCTURE(S) LOCATED ON THE PROPERTY AT **5314 ½ AMHERST.**

19. **ACTION FROM PUBLIC HEARING:** CONSIDER COUNCIL ORDERS ON THE PROPERTY AT **5314 ½ AMHERST** 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.

ORDINANCES / RESOLUTIONS AND OTHER ITEMS REQUIRING COUNCIL APPROVAL/ACTION:

20. CONSIDER APPROVAL OF **ORDINANCE # 894-2011** AMENDING CHAPTER 8 "OFFENSES AND NUISANCES" BY CREATING ARTICLE 8.08 "PROHIBITIONS OF AUDIO AND VIDEO RECORDERS INSIDE MUNICIPAL BUILDINGS"; AND PROVIDING FOR AN EFFECTIVE DATE.

21. CONSIDER APPROVAL OF **ORDINANCE # 897-2011** APPROVING A NEGOTIATED RESOLUTION BETWEEN THE ATMOS CITIES STEERING COMMITTEE ("ACSC" OR "STEERING COMMITTEE") AND ATMOS ENERGY CORP., MID-TEX DIVISION ("ATMOS MID-TEX" OR "COMPANY") REGARDING THE COMPANY'S FOURTH ANNUAL RATE REVIEW MECHANISM ("RRM") FILING IN ALL CITIES EXERCISING ORIGINAL JURISDICTION.

22. CONSIDER APPROVAL OF **ORDINANCE # 898-2011** AMENDING ARTICLE 13.02 "UTILITY POLICY" DIVISION 2 "WATER SERVICE POLICY" SPECIFICALLY IN SECTION 13.02.033 "PAYMENT ARRANGEMENTS" REVISION SECTION 13.02.033 (f) and (g) BY ESTABLISHING APPROVAL OF TIME LIMITS ON A CASE BY CASE BASIS IN EXCESS OF 30-DAYS.

PUBLIC FORUM:

23. 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:

24. 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:

25. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

ADJOURN:

26. 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.