



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

**SEPTEMBER 28, 2010
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, September 24, 2010 at 3:00 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 SEPTEMBER 14, 2010
- B. BILLS PAYABLE FOR PERIOD ENDING SEPTEMBER 14, 2010
- C. APPROVAL OF RESIGNATION OF DEBBIE REYNOLDS AS A PART TIME EMPLOYEE AT THE COMMUNITY CENTER
- D. APPROVAL OF THE HIRING OF CANDACE HOWARD AS A PART TIME EMPLOYEE AT THE COMMUNITY CENTER
- E. APPROVAL OF THE BUSINESS IMPROVEMENT GRANT APPLICATION OF DIEGO PEDROZA AT 5157-5171 RIVER OAKS BLVD. AS RECOMMENDED BY THE ECONOMIC DEVELOPMENT CORPORATION

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 **ITEMS TO BE WITHDRAWN FROM CONSENT AGENDA FOR SEPARATE DELIBERATION:** COUNCIL RESERVES THE RIGHT TO REMOVE ANY ITEM ON THE CONSENT AGENDA FOR FURTHER DELIBERATION.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. MARILYN ACKMANN OF ATMOS ENERGY REQUESTING COUNCIL APPROVAL OF **ORDINANCE # 858-2010** APPROVING ATMOS ENERGY RATE REVIEW MECHANISM EXTENSION.
8. CONSIDER APPROVAL OF THE FINAL AGREEMENT FOR INSTALLATION OF SOLAR PANELS WITH STANDARD RENEWABLE ENERGY.
9. CONSIDER APPROVAL TO PARTICIPATE IN THE FY 2010/2011 TARRANT REGIONAL TRANSPORTATION COALITION.
10. CONSIDER APPROVAL TO EXPEND FUNDS FROM THE FIRE DEPARTMENT DOLLAR DONATION FUND FOR ADDITIONAL COSTS OF LOCKERS.
11. CONSIDER APPROVAL TO EXPEND FUNDS FROM THE LIBRARY DOLLAR DONATION FUND IN ORDER TO PURCHASE A BLACK AND WHITE PRINTER.
12. APPEARANCE OF BRIAN LEVRETS REQUESTING COUNCIL APPROVAL TO HOLD MEETINGS FOR "YOUNG LIFE" AT THE COMMUNITY CENTER.
13. CONSIDER APPROVAL OF THE REQUEST BY POLICE CHIEF DAN CHISHOLM FOR THE PURCHASE OF HANDGUNS AND RIFLES BY THE OFFICERS THAT WILL BE PAYROLL DEDUCTED.
14. CONSIDER APPROVAL TO HOLD A CITY WIDE RUMMAGE SALE ON NOVEMBER 13, 2010 AT THE COMMUNITY CENTER.
15. SHIRLEY WHEAT REQUESTING COUNCIL APPROVAL TO CHANGE THE OFFICIAL NAME OF THE COMMUNITY CENTER.
16. SHIRLEY WHEAT IN REFERENCE TO COMMUNITY CENTER RENTAL POLICIES.
17. CONSIDER APPROVAL OF THE EMERGENCY PIPE BURSTING OF THE SEWER LINE IN THE REAR OF THE 4500 BLOCK OF OHIO GARDEN RD.

PUBLIC HEARINGS / ACTION FROM PUBLIC HEARINGS:

18. **PUBLIC HEARING:** TO RECEIVE PUBLIC COMMENT AND TESTIMONY ON THE RE-ADOPTION ON THE OCTOBER 1, 2010 - SEPT. 30, 2011 OPERATING BUDGETS AS PREVIOUSLY ADOPTED UNDER **ORDINANCE 853-2010** ON SEPTEMBER 7, 2010.
19. **ACTION FROM PUBLIC HEARING:** CONSIDER APPROVAL OF **ORDINANCE # 857-2010** AMENDING AND RE-ADOPTING THE RIVER OAKS OPERATING BUDGETS FOR THE PERIOD OCTOBER 1, 2010 THROUGH SEPTEMBER 30, 2011

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

20. CONSIDER APPROVAL OF ORDINANCE # **859-2010** AMENDING THE E.D.C. 2010-2010 FISCAL YEAR BUDGET; AND PROVIDING FOR AN EFFECTIVE DATE.

21. CONSIDER APPROVAL OF ORDINANCE # **860-2010** AMENDING ARTICLE 1.04 "BOARDS AND COMMISSIONS" OF THE RIVER OAKS CODE OF ORDINANCES BY REVISING THE PROCEDURES UNDER DIVISION 4 "STRATEGIC PLANNING COMMITTEE".

23. CONSIDER APPROVAL OF ORDINANCE # **861-2010** AMENDING SECTION 13.04.013 "SEWER SERVICE RATES" INCREASING SEWER RATES.

24. CONSIDER APPROVAL OF ORDINANCE # **862-2010** AMENDING THE FY 2010-2010 BUDGET FOR CITY DOLLAR FUND EXPENDITURES; AND PROVIDING FOR AN EFFECTIVE DATE.

STAFF REPORTS:

25. **STAFF REPORT ON SUBSTANDARD PROPERTIES AT:**

- 4833 OHIO GARDEN RD.
- 1129 ST. EDWARDS
- 1728 HILLSIDE

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

- 5501 BLACK OAK LANE
- 1467 WESTWICK
- 4847 RIVER OAKS BLVD.
- 1229 CHURCHILL
- 5311 CORNELL
- 5512 TAYLOR RD.

27. **PROPERTIES UNDER INTENT TO SUBSTANDARD:**

- 1621 LONG AVE.

28. **PROPERTIES RELEASED FROM SUBSTANDARD CONDITION:**

- 1201 OXFORD

QUESTIONS RELATED TO STAFF REPORTS INCLUDING:

29. **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
30. **FIRE DEPARTMENT MONTHLY ACTIVITY REPORT** INCLUDING NUMBER OF CALLS FOR SERVICE
31. **INSPECTIONS AND CODE COMPLIANCE MONTHLY ACTIVITY REPORTS** INCLUDING NUMBER OF PERMITS ISSUED AND CODE VIOLATIONS WORKED
32. **LIBRARY MONTHLY ACTIVITY REPORT** INCLUDING NUMBER OF BOOKS, VIDEOS, PAPERBACKS, AND INCLUDING NUMBER OF PATRON ASSISTANCE
33. **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
34. **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
35. **PARK BOARD MONTHLY ACTIVITY REPORTS** INCLUDING BALLFIELD RENTALS AND QUESTIONS PERTAINING TO MINUTES FROM THE PARK BOARD
36. **COMMUNITY CENTER ACTIVITY REPORTS** INCLUDING NUMBER OF COMMUNITY CENTER RENTALS, EVENTS AND ACTIVITIES
37. **CITY SECRETARY MONTHLY ACTIVITY REPORT** INCLUDING REVENUE FROM SALES TAX, DOLLAR DONATIONS, EDC SALES TAX, TEX POOL AND CRIME SALES TAX
38. **EDC MONTHLY ACTIVITY REPORT** INCLUDING FUNDED PROJECT UPDATES, UPCOMING PROJECTS AND BIG IMPROVEMENT GRANT APPLICATIONS
39. **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:

40. 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:

41. 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

RECONVENE:

42. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

ADJOURN:

43. 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.