



4900 River Oaks Boulevard River Oaks, Texas 76114

Mayor  
**Herman D. Earwood**

**City Council**

Mayor Pro-Tem-Place 2  
**Steve Holland**

Place 1  
**JoAnn Butler**

Place 3  
**Darren Houk**

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City Secretary  
**Marvin Gregory**

Fire Chief  
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Public Works Director  
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Library Director  
**Jennifer Neathery**

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

Emergency Management  
Coordinator  
**James Myrick**

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Fax  
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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**

**FEBRUARY 26, 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, February 22, 2019 at 5:00 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) AND SPECIAL PRESENTATIONS BY MAYOR:
  - CERTIFICATE OF APPRECIATION---POLICE OFFICER ROBERT WOOD
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 FEBRUARY 12, 2019 REGULAR COUNCIL MEETING
  - B. APPROVE BILLS PAYABLE FOR PERIOD ENDING FEBRUARY 26, 2019 (FY 2019)
  - C. RATIFY DIRECTOR APPOINTMENTS FOR FRIENDS OF THE ANIMAL SHELTER
  - D. RATIFY DIRECTOR APPOINTMENTS FOR FOUNDATION SUPPORTING THE RIVER OAKS COMMUNITY CENTER.
  - E. APPROVE **RESOLUTION # 957-2019** AUTHORIZING AN INTERLOCAL AGREEMENT FOR



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MUTUAL AID IN FIRE PROTECTION AND EMERGENCY MEDICAL SERVICES *(TO COVER ACTION TAKEN AT THE FEBRUARY 12, 2019 COUNCIL MEETING)*

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 DISCUSSION OR ACTION TAKEN ON ITEMS WITHDRAWN FROM CONSENT AGENDA FOR SEPARATE DELIBERATION.

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

7. CONSIDER APPROVAL OF REQUEST BY JOHN LINE AT 920 C ROBERTS CUT OFF RD. TO COOK OUT ON PARKING LOT AND HAND OUT FREE FOOD AND PRIZES BY LINE PRINTING COMPANY.

8. CONSIDER APPROVAL OF THE 2018 RACIAL PROFILING REPORT AS PRESENTED BY POLICE CHIEF CHRISTOPHER SPIELDENNER.

9. CONSIDER APPROVAL OF REQUEST FROM EMC MYRICK TO WAIVE COLLECTION FEES FOR DISCARDED TIRES DURING THE MONTHS OF MARCH AND APRIL, 2019.

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

10. **PUBLIC HEARING:** IN ORDER TO RECEIVE PUBLIC COMMENT AND TESTIMONY ON THE APPLICATION SUBMITTED BY HEMPHILL JOINT VENTURE REPLATTING A PORTION OF BLOCK 25 AND OF LOTS 21 & 22 IN BLOCK 21 SITUATED IN THE JOHN PRESTON LUSK SURVEY, ABSTRACT 947 PURSUANT TO **SECTION 212.016 "AMENDING PLAT" OF THE TEXAS LOCAL GOVERNMENT CODE AND CHAPTER 10 "SUBDIVISIONS" OF THE RIVER OAKS CODE** BY AMENDING THE PRECEDING PLAT WITHOUT VACATION OF THAT PLAT PURSUANT TO SECTION 212.016 (9) TO RELOCATE ONE OR MORE LOT LINES BETWEEN ONE OR MORE ADJACENT LOTS IF (A) IF THE OWNER OF THE LOTS JOIN IN THE APPLICATION FOR AMENDING THE PLAT; (B) THE AMENDMENT DOES NOT ATTEMPT TO REMOVE RECORDED COVENANTS OR RESTRICTIONS; (C) THE AMENDMENT DOES NOT INCREASE THE NUMBER OF LOTS. **(ZONING CASE # PZ 2019-0002).**

11. **ACTION FROM PUBLIC HEARING:** CONSIDER APPROVAL OF THE APPLICATION SUBMITTED BY HEMPHILL JOINT VENTURE REPLATTING A PORTION OF BLOCK 25 AND OF LOTS 21 & 22 IN BLOCK 21 SITUATED IN THE JOHN PRESTON LUSK SURVEY, ABSTRACT 947 PURSUANT TO **SECTION 212.016 "AMENDING PLAT" OF THE TEXAS LOCAL GOVERNMENT CODE AND CHAPTER 10 "SUBDIVISIONS" OF THE RIVER OAKS CODE** BY AMENDING THE PRECEDING PLAT WITHOUT VACATION OF THAT PLAT PURSUANT TO SECTION 212.016 (9) TO RELOCATE ONE OR MORE LOT LINES BETWEEN ONE OR MORE ADJACENT LOTS IF (A) IF THE OWNER OF THE LOTS JOIN IN THE APPLICATION FOR AMENDING THE PLAT; (B) THE AMENDMENT DOES NOT ATTEMPT TO REMOVE RECORDED COVENANTS OR RESTRICTIONS; (C) THE AMENDMENT DOES NOT INCREASE THE NUMBER OF LOTS. **(ZONING CASE # PZ 2019-0002).**

**OTHER ITEMS THAT MAY REQUIRE COUNCIL ACTION:**

12. CONSIDER APPROVAL AMENDING THE COMMUNITY CENTER RENTAL POLICIES AND PROCEDURES, REVISING THE RENTAL APPLICATIONS, ESTABLISHING RENTAL FEES AND



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REQUIRING SECURITY MONITORS FOR CERTAIN RENTALS WITH SPECIAL APPROVAL TO SERVE ALCOHOLIC BEVERAGES.

13. CONSIDER APPROVAL TO INCREASE EVENT CENTER RENTAL MONITORING RATES TO \$20 PER HOUR

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

14. CONSIDER APPROVAL OF **ORDINANCE # 1220-2019** AMENDING THE FY 2019 STORM WATER FUND BY EXPANDING THE STORM WATER FUND AN ADDITIONAL \$42,000 FOR THE BYRD STREET CURB AND GUTTERING IMPROVEMENTS.

15. CONSIDER APPROVAL OF **ORDINANCE # 1221-2019** AMENDING ARTICLE 1.09 "COMMUNITY CENTER" SPECIFICALLY IN SECTION 1.09.001 "DEFINITIONS"; SECTION 1.09.003 "CONSUMPTION OR POSSESSION OF ALCOHOLIC BEVERAGES PROHIBITED".

16. **CONSIDER APPROVAL OF ORDINANCE # 1222-2019** AMENDING ARTICLE A.02 "SCHEDULE OF FEES AND CHARGES; SPECIFICALLY IN SECTION A.02.002 "REGISTRATION OF CONTRACTORS GENERALLY" (c) 6 "ROOFING CONTRACTORS" ESTABLISHING REGISTRATION REQUIREMENTS FOR ROOFING CONTRACTORS AND REVISING THE REGISTRATION FEES FOR FIRST YEAR REGISTRATION AND ANNUAL RENEWAL FEES THEREAFTER; REPEALING SECTION A.02.003 "ELECTRIC CONTRACTOR REGISTRATION" AS IS CURRENTLY WRITTEN AND INCORPORATE SECTION A.02.003 "ELECTRIC CONTRACTORS" AS HEREIN PROVIDED FOR IN THIS ORDINANCE.

**STAFF REPORTS:**

17. UPDATE ON SUBSTANDARD PROPERTIES AT:

- 1605 MONTROSE
- 4709 WHITE OAK LANE

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

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

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

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

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

22. **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.



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23. **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.

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

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

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

27. **EDC ACTIVITY REPORT** INCLUDING FUNDED PROJECT UPDATES, UPCOMING PROJECTS AND REPORTING FROM WARD & ASSOCIATES, CONSULTANT, ON ECONOMIC DEVELOPMENT.

28. **STORM WATER TASK FORCE ACTIVITY REPORT** INCLUDING ACTIONS 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.

**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**

**EXECUTIVE SESSION:**

31. CONVENE IN EXECUTIVE SESSION PURSUANT TO CHAPTER 551, TEXAS GOVERNMENT CODE: THE COUNCIL RESERVES THE RIGHT TO CONVENE IN EXECUTIVE SESSION(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.



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- 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:**

- 32. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

**ADJOURN:**

- 33. 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.