

**MINUTES OF THE REGULAR MEETING
RIVER OAKS CITY COUNCIL
MAY 8, 2012**

MEMBERS PRESENT:

MAYOR HERMAN EARWOOD
MAYOR PRO TEM JOANN GORDON
COUNCIL MEMBER JOANN BUTLER
COUNCIL MEMBER STEVE HOLLAND
COUNCIL MEMBER JOE CREWS
COUNCIL MEMBER R.R. "BOB" MINTER

STAFF PRESENT:

CITY SECRETARY MARVIN GREGORY
POLICE CHIEF AVIN CARTER
ASSISTANT FIRE CHIEF CHRIS HAWKINS
PUBLIC WORKS DIRECTOR JAMES HATLEY
COMMUNITY CENTER DIRECTOR SHIRLEY WHEAT
SECRETARY SUSAN STEWART
CITY ATTORNEY BETSY ELAM

1. CALL TO ORDER

With a quorum present, Mayor Earwood called the Regular Meeting of the River Oaks City Council to order at 7:00 p.m. on Tuesday, May 8, 2012 at the River Oaks City Hall, 4900 River Oaks Blvd., River Oaks, Texas 76114.

2. INVOCATION

Mayor Pro Tem Gordon delivered the Invocation.

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

CM Butler led the pledges of allegiance to the United States and the Texas Flags.

4. READING OF PROCLAMATION(S) 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.

- A. MINUTES OF REGULAR COUNCIL MEETING APRIL 24, 2012
- B. BILLS PAYABLE FOR PERIOD ENDING MAY 8, 2012
- C. APPROVAL OF MAYOR'S RECOMMENDATION TO HIRE A HEAVY EQUIPMENT OPERATOR
- D. APPROVAL OF THE RESIGNATION OF JOE LOPEZ AS A HEAVY EQUIPMENT OPERATOR IN PUBLIC WORKS
- E. APPROVAL OF **RESOLUTION # 729-2012** AUTHORIZING THE POLICE CHIEF OF THE CITY OF RIVER OAKS TO APPLY FOR REGULAR LICENSE PLATES FROM THE

TEXAS DEPARTMENT OF MOTOR VEHICLES FOR USE ON EXEMPT POLICE VEHICLES
OWNED AND OPERATED BY THE CITY.

Mayor Pro Tem Gordon moved, seconded by CM Butler, to approve consent agenda items A, B, C, D, and E as presented. All voted "Aye."

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 **ITEMS TO BE WITHDRAWN FROM CONSENT AGENDA FOR SEPARATE DELIBERATION:** COUNCIL RESERVES THE RIGHT TO REMOVE ANY ITEM ON THE CONSENT AGENDA FOR FURTHER DELIBERATION.

None.

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

7. CONSIDER APPROVAL OF THE 2010-2011 FISCAL YEAR AUDIT REPORT AND PROPOSAL FOR THE 2011-2012 FY AUDIT AS PRESENTED BY WILLIAM SPORE, CPA.

William Spore was present to answer questions related to the audit as presented at the last meeting of the City Council. Council commended Mr. Spore on performance and creating a reader-friendly report.

Mr. Spore explained that the 2012 audit and book-keeping process could remain the same as the 2011 audit at a cost of approximately \$28,000. Mr. Spore gave the option for City Staff to complete templates created by Mr. Spore thereby eliminating the need for additional book-keeping by an outside source. The total cost of this audit only process would be \$18,000-\$20,000. Mr. Spore stated that an engagement letter would be presented based on the audit only process as agreed upon by the Council at the next regular meeting of the City Council.

CM Holland moved, seconded by CM Crews, to approve the audit report. All voted "Aye."

8. CONSIDER ACTION REGARDING CITIZEN COMPLAINT OF RENA GOING AT 5605 JAMES DR. REGARDING SUNDAY WATERING SCHEDULE AND CODE VIOLATIONS AT 5609 JAMES DR.

A representative was not present.

Mayor Earwood stated that the City is encouraging citizens to continue with the watering restrictions at this time. The watering restrictions have not been lifted in River Oaks; however strict enforcement is not the intention.

No action was taken.

9. CONSIDER ACTION REGARDING COMPLAINT OF ROGER WAGGONER AT 603 HARRISDALE REGARDING WATER ACCOUNT THAT WAS FINALED ON APRIL 9, 2012.

Rodger Waggoner, owner of the property at 603 Harrisdale, was present to request assistance related to a water account that was finalized for non-payment. Mr. Waggoner stated that he had been hospitalized and currently resides in a nursing home.

CS Gregory explained that City Staff had noticed an abnormally high consumption reading on this account in February. Staff noted that the meter indicated a leak and had door-tagged the residence, assuming that the property was occupied. With no response, Staff discontinued water service due to non-payment and eventually finalized the account. There is a balance of \$1,018 on the account. In addition, the utility policy requires Staff to charge the current deposit rate of \$100 for an owner to re-open the account. Mr. Waggoner had a \$5 deposit on his account. CS Gregory added that the account has been open since 1952 with good payment history.

Mr. Waggoner stated his need for water to clean the residence and his intention is to move back into the house.

Mayor Earwood suggested adjusting the water bill to charge Mr. Waggoner only the cost incurred by the City.

Judy Martin Stockdale, 1709 Hillside, offered to pay the adjusted bill for Mr. Waggoner.

CM Crews moved, seconded by CM Butler, to appropriate the cost of the water over an 18 month period and to reinstate the account at the \$5 deposit to the owner. All voted "Aye."

10. CONSIDER REQUEST OF HEATHER DENTON REPRESENTING RIVER OAKS CAFÉ TO BE PERMITTED 60-DAYS FOR SPECIAL PURPOSE SIGNAGE PURSUANT TO SECTION 3.12 OF THE RIVER OAKS CODE.

A representative was not present.

Mayor Earwood stated the intention of the new owner to have a re-grand opening event. It was mentioned that the ordinance allows staff to permit a temporary sign for 21-days and for Council to approve a maximum of 60-days for a special event.

CM Butler moved, seconded by Mayor Pro Tem Gordon, to approve River Oaks Café 60 days for special purpose signage pursuant to Section 3.12 of the River Oaks Code with Staffs approval. All voted "Aye."

11. CONSIDER APPROVAL OF REQUEST U.B. HARRINGTON TO HOLD AN ESTATE AUCTION ON RESIDENTIAL PROPERTY AT 1120 CHURCHILL.

U. B. Harrington was present to request a permit to hold an estate auction at 1120 Churchill.

CS Gregory explained a concern of Staff is signage. Mr. Harrington stated that one on-site sign and one off-site sign would be used. CM Crews clarified that only City signage would be used and signed by the property owner or occupant as indicated in the yard

sale ordinance. Mr. Harrington stated that the real property and personal property would be auctioned. CS Gregory added that the signs may not be placed in right of ways.

CM Holland moved, seconded by CM Crews, to approve the request to hold an auction on residential property at 1120 Churchill with signage as presented and approved by Staff. All voted "Aye."

12. CONSIDER REQUEST OF GEORGE NESSINGER TO PLACE A DONATION BOX ON THE PARKING LOT AT 5500 RIVER OAKS BLVD.

Mayor Earwood stated that the applicant may not be present. Staff reported that the applicant had requested to postpone this agenda item. It was mentioned that the applicant was required to remove the donation box that had been placed in the parking lot at 5500 River Oaks Blvd without a permit.

CM Butler moved, seconded by Mayor Pro Tem Gordon, to deny the request of George Nessinger to place a donation box on the parking lot at 5500 River Oaks Blvd. or any other lot in the City. All voted "Aye."

13. CONSIDER APPROVAL OF CONTRACT WITH TARRANT COUNTY TAX OFFICE FOR PROPERTY TAX COLLECTION FOR THE TAX YEAR 2012.

CS Gregory stated that the only change to this contract is a rate increase from \$.65 per parcel to \$.90 per parcel.

Mayor Pro Tem Gordon moved, seconded by CM Crews, to approve the contract with Tarrant County Tax Office for property tax collection for the tax year 2012. All voted "Aye."

14. CONSIDER APPROVAL OF DRAFT CONTRACTS FOR ENTERTAINERS AND INSTRUCTORS AT THE COMMUNITY CENTER

CS Gregory presented a draft contract for entertainers and instructors at the Community Center. The draft does not contain the percentage split to allow for rate changes. CA Elam requested that approval of the contracts be subject to her review and revision. CS Gregory added that each contract would be included as a consent agenda item that could be removed and discussed separately if necessary.

CM Holland moved, seconded by CM Butler, to approve the Community Center contracts subject to review by the City Attorney. All voted "Aye."

15. CONSIDER APPROVAL TO PLACE A PORTABLE SIGN ON PUBLIC PROPERTY AT THE COMMUNITY CENTER FOR THE DANCE CAMP PURSUANT TO SECTION 3.12.131 OF THE CODE OF ORDINANCES.

CS Gregory stated that the sign ordinance does not allow portable signs on City (public) property.

It was mentioned that several events such as the Community Luncheon are planned at the Community Center. Community Center Staff was directed to assure that conflicts do not occur.

Mayor Pro Tem Gordon moved, seconded by CM Butler, to approve the placement of a portable sign on public property at the Community Center for Camp Rock pursuant to Section 3.12.131 of the Code of Ordinances. All voted "Aye."

PUBLIC HEARINGS / ACTION FROM PUBLIC HEARINGS:

16. **PUBLIC HEARING:** SUBSTANDARD ENFORCEMENT ACTION REGARDING STRUCTURE(S) LOCATED ON THE PROPERTY AT **1712 LAWTHER DR.**

At 8:03 p.m. Mayor Earwood opened the public hearing.

CS Gregory showed photos and recited substandard violations that include structural deficiencies. The owner has not submitted a plan of action.

Ron Tovar, representative for Christmas in Action, was present to request additional time to complete the repairs. Mr. Tovar stated that the windows would be replaced. Mr. Tovar asked for clarification on the requirement to replace the roof. Mr. Tovar stated that a city representative has not actually been on the roof. The photos were taken from the ground. Mr. Tovar stated that a roofer would be obtained to evaluate the roof and the roof replaced if found to be structurally unsound.

At 8:13 p.m. Mayor Earwood closed the public hearing.

Mayor Pro Tem Gordon asked the amount of time necessary to complete the repairs. Mr. Tovar requested 60-days. CA Elam gave the option to re-open the public hearing and leave it open until a date certain.

At 8:17 p.m. Mayor Earwood re-opened the public hearing.

Mayor Earwood announced that this public hearing would remain open and be continued on June 12, 2012 at 7:00 p.m.

17. **ACTION FROM PUBLIC HEARING:** CONSIDER COUNCIL ORDERS ON THE PROPERTY AT **1712 LAWTHER DR.** 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.

No action was taken.

18. **PUBLIC HEARING:** IN ORDER TO RECEIVE CITIZEN COMMENTS ON THE **FINAL DEVELOPMENT PLAT AND SITE PLAN APPROVAL** AS SUBMITTED BY CISD IN ORDER TO RENOVATE CASTLEBERRY ELEMENTARY SCHOOL PROPERTY AT 1100 ROBERTS CUT OFF RD./5210 OHIO GARDEN RD. BY BUILDING A NEW 105,290 SQUARE FOOT SCHOOL BUILDING, DEMOLISHING AND/OR RENOVATING OTHER EXISTING BUILDINGS ON THE PROPERTY PURSUANT TO DEVELOPMENT REQUIREMENTS IN "CF" COMMUNITY FACILITIES ZONING. (**ZONING CASE # PZ 2012-03**)

At 8:18 p.m. Mayor Earwood opened the public hearing.

CS Gregory reviewed the site plan and final plat request of Castleberry Independent School District (CISD) to construct a 105,290 square-foot school building. CS Gregory reported that all department heads have reviewed and approved the proposal. CS Gregory stated that CISD has agreed to the request of the City to place a fire hydrant inside the property next to the new school with a concrete drive access. CS Gregory stated that all requirements have been met. CS Gregory reported that the Planning and Zoning Commission voted 3-0 to recommend approval of the proposal as submitted.

Hub Makarwich, property owner at 1107 Roberts Cut Off, expressed concern over traffic surrounding the school. PC Carter stated that he had not met with CISD over the traffic flow. Mayor Earwood stated that the engineer studies and architect designs assure the safest plan possible. John Claridge asked how many feet would be required to make a left turn lane onto Tulane. CS Gregory stated that a minimum of three additional feet would be necessary. CM Holland stated that meetings are necessary to ensure the safety of the motoring public and pedestrians as required in the site plan. James Myrick, representative for the Planning and Zoning Commission, reported that the board had approved the plan subject to coordination of traffic with the Police Department. Patrick Farr (sp?), representative for CISD, explained that district property is only one block long thereby creating a possible bottle-neck issue past the school property. CISD representatives added that in order to widen Roberts Cut Off, private property would be required. It was mentioned that pedestrian crossing is a major reason for the traffic congestion. Mr. Farr summarized the three steps taken by CISD to alleviate traffic as much as possible: 1) 50% more stack space on district property than currently exists thereby drawing vehicle traffic off of Roberts Cut Off; 2) a right turn lane from Roberts Cut Off into the proposed parking lot on the northwest corner of the school's property that would allow traffic traveling north to proceed without congestion and 3) the relocation of approximately 500 of the current enrollment for Castleberry Elementary and A.V. Cato (1,400) to the new A.V. Cato on the other side of River Oaks Boulevard. Much discussion resulted in the concept that the City and CISD would meet on traffic flow before the opening of the school and continue to monitor and change the traffic plan as necessary.

Chris Hawkins also suggested that portions of Yale be regulated at 20 mph during school hours.

At 8:57 p.m. Mayor Earwood closed the public hearing.

19. **ACTION FROM PUBLIC HEARING:** CONSIDER APPROVAL OF THE **FINAL DEVELOPMENT PLAT AND SITE PLAN APPROVAL** AS SUBMITTED BY CISD IN ORDER TO RENOVATE CASTLEBERRY ELEMENTARY SCHOOL PROPERTY AT 1100 ROBERTS CUT OFF RD./5210 OHIO GARDEN RD. BY BUILDING A NEW 105,290 SQUARE FOOT SCHOOL BUILDING, DEMOLISHING AND/OR RENOVATING OTHER EXISTING BUILDINGS ON THE PROPERTY PURSUANT TO DEVELOPMENT REQUIREMENTS IN "CF" COMMUNITY FACILITIES ZONING. (**ZONING CASE # PZ 2012-03**)

Mayor Pro Tem Gordon moved, seconded by CM Butler, to approve the final development plat and site plan. All voted "Aye."

20. **PUBLIC HEARING:** IN ORDER TO RECEIVE PUBLIC COMMENT AND TESTIMONY ON **SITE PLAN APPROVAL** AS SUBMITTED BY **GIGGLES THERAPY LLC** IN ORDER TO *CONSTRUCT ON THE PROPERTY AT 905 ROBERTS CUT OFF RD. A NEW 4,800 SQUARE FOOT COMMERCIAL BUILDING THAT SHALL MEET ALL DEVELOPMENT REQUIREMENTS FOR STRUCTURES CONSTRUCTED IN A "C-1" COMMERCIAL ZONING DISTRICT.* AFTERWARDS, THE EXISTING 2,488 SQUARE FOOT BUILDING ON THE PROPERTY SHALL BE DEMOLISHED AND REMOVED FROM THE PROPERTY. (**ZONING CASE # PZ 2012-04**)

At 8:58 p.m. Mayor Earwood opened the public hearing.

CS Gregory presented the request at 905 Roberts Cut Off to construct a 4,800 square foot building followed by demolition of the existing structure. CS Gregory mentioned that a rear emergency access from Cody Court is included in the plan. CS Gregory stated that the site plan meets all the requirements in C-1 Commercial Zoning District. CS Gregory mentioned a potential traffic issue and requested that the Cody Court access be accessible if necessary to alleviate traffic congestion on Roberts Cut Off.

Jeff Jones, Imperial Construction, was present. Mr. Jones agreed to CS Gregory's request that the Cody Court access be accessible if necessary. Mr. Jones stated that the owner anticipates 35 full time students with the most active time being the summer months. Mr. Jones stated that the building would be 100% masonry.

CM Holland inquired about the possibility of the owner allowing the existing structure to remain once the new structure is complete. CS Gregory stated that the site plan does not allow for this circumstance and the applicant would be required to come back to the City Council.

At 9:07 p.m. Mayor Earwood closed the public hearing.

21. **ACTION FROM PUBLIC HEARING:** CONSIDER APPROVAL OF THE **FINAL DEVELOPMENT PLAT AND SITE PLAN APPROVAL** AS SUBMITTED BY **GIGGLES THERAPY LLC** IN ORDER TO *CONSTRUCT ON THE PROPERTY AT 905 ROBERTS CUT OFF RD. A NEW 4,800 SQUARE FOOT COMMERCIAL BUILDING THAT SHALL MEET ALL DEVELOPMENT REQUIREMENTS FOR STRUCTURES CONSTRUCTED IN A "C-1" COMMERCIAL ZONING DISTRICT.* AFTERWARDS, THE EXISTING 2,488 SQUARE FOOT

BUILDING ON THE PROPERTY SHALL BE DEMOLISHED AND REMOVED FROM THE PROPERTY. (**ZONING CASE # PZ 2012-04**)

Mayor Pro Tem Gordon moved, seconded by CM Minter, to approve the final development plat and site plan as submitted by Giggles Therapy LLC. All voted "Aye"

22. **ADMINISTRATIVE HEARING:** PURSUANT TO SECTION 3.07.013013 OF THE RIVER OAKS CODE OF ORDINANCES IN ORDER TO ASSESS A CIVIL PENALTY AGAINST THE PROPERTY OWNER AT **4525 ALMENA RD.** FOR FAILURE TO COMPLY WITH AN ORDER ISSUED BY THE BOARD PURSUANT TO SECTION 3.07.007 OF THE RIVER OAKS CODE OF ORDINANCES (2006).

At 9:09 p.m. Mayor Earwood opened the public hearing.

A representative was not present.

CS Gregory reviewed the previous order of the City Council from December 13, 2011 to repair the substandard property at 1205 Churchill that expired on March 11, 2012. No permits have been obtained. CS Gregory stated that civil penalties may be assessed in the amount of up to \$1,000 per day for each day that the property is in violation. CS Gregory implied that the property is owned by a bank and is not a homestead. CS Gregory showed recent photos and cited structural, electrical and plumbing violations. CS Gregory stated that the evidence must show that the property owner was notified of the contents of the order issued pursuant to section 3.07.004 and that the property owner committed an act in violation of the order or failed to take action necessary for compliance with the order.

At 9:25 p.m. Mayor Earwood closed the public hearing.

23. **ACTION FROM THE ADMINISTRATIVE HEARING:** CONSIDER ORDERS TO ASSESS A CIVIL PENALTY PURSUANT TO SECTION 3.07.013 AGAINST THE PROPERTY OWNER AT **4525 ALMENA RD.** FOR FAILURE TO COMPLY WITH AN ORDER ISSUED BY THE BOARD PURSUANT TO SECTION 3.07.007 OF THE RIVER OAKS CODE OF ORDINANCES (2006).

CM Crews made the following motion "I move that the Board find that the Building(s) located at 4525 Almena Rd. based on evidence presented at the Administrative Hearing of May 8, 2012, is in violation of the Substandard Building Order issued on December 13, 2011 that allowed Robert Salazar and Lisa Butcher as the record owners on December 13, 2011 and Wells Fargo Bank N.A. as the record lienholder until April 10, 2012 to abate all Substandard Conditions and further move to find that: 1) Since the initial Substandard Building Order issued on December 13, 2011, Tarrant Appraisal District records Wells Fargo Bank N.A. @ 3746 Stateview Blvd. MAC# X7801-014, Ft. Mill, SC 29715 as now being the record property owners; and 2) Wells Fargo N. A. has not provided proof that the property at 4525 Almena Rd. in River Oaks, Tarrant County, Texas is the owner's lawful homestead;

and 3) the property owner was notified of the contents of the order issued pursuant to Section 3.07.007 of the River Oaks Code of Ordinances (2006) as amended; and 4) the property owner committed an act in violation of the order or failed to take an action necessary for compliance with the order for a period of 28 days after the deadline date of April 10, 2012 ; and **THEREFORE MOVE TO ORDER: 1) that civil penalties be assessed in accordance to Section 3.07.013 of the River Oaks Code of Ordinances (2006) as amended against the owner, Wells Fargo Bank, N.A. pursuant to the December 23, 2011 Substandard Building Order as extended through April 10, 2012 in the amount of one-thousand dollars (\$1000) per day beginning on May 9, 2012 and continuing each day until all the actions under the Substandard Building Order are released; and 2) after the civil penalty is assessed, the city secretary shall file with the district clerk of the county in which the property is located a certified copy of the order assessing the civil penalty stating the amount and duration of the penalty; and 3) the civil penalty may be enforced by the city in a suit brought by the city in a court of competent jurisdiction for a final judgment in accordance with the assessed penalty. A civil penalty under this subsection is final and binding and constitutes prima facie evidence of the penalty in any suit.** Motion seconded by Mayor Pro Tem Gordon. All voted "Aye."

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

24. CONSIDER APPROVAL OF **RESOLUTION # 728-2012 DENYING ATMOS ENERGY CORP., MID-TEX DIVISION'S ("ATMOS MID-TEX") REQUESTED RATE CHANGE.**

No discussion occurred.

CM Crews moved, seconded by Mayor Pro Tem Gordon, to approve Resolution #728-2012. All voted "Aye."

PUBLIC FORUM:

25. 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**

PC Carter introduced Officer Gregory Key as the most recently hired patrol officer. Officer Key is new to municipal law enforcement but has a military background including two tours in Iraq.

PWD Hatley gave an invitation to attend a Town Hall Forum related to residential recycling.

Jack Adkisson announced the annual Salute to the Military on May 24, 2012.

Hub Makarwich inquired about the fate of Fort Worth trash/recycling bins that are collected by the River Oaks sanitation department. Mayor Earwood replied that they are taken to the landfill. PWD Hatley stated that citizens receive one warning not to place the bins at the curb, then the bins are picked up and taken to the landfill.

CM Holland asked the purpose of the Town Hall Forum on recycling. CM Crews replied that the forum is intended to provide information and receive citizen input on the implementation of a curbside recycling program.

CM Crews gave a reminder that May 12, 2012 is the final day to vote. **CM Crews** announced a watch party at the Community Center on May 12, 2012.

CM Crews announced an open house event at NASJRB on May 12, 2012 beginning at 4:00 p.m.

Mayor Earwood stated that the election watch party would be held at the Community Center on election day from 6:00 p.m. until 9:00 p.m.

EXECUTIVE SESSION:

26. 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 complaint or charge against an Officer or Employee. **Duties, and salary compensation of Police Chief, Deputy Police Chief, CID Sergeant, Police Administration and other Police Department Personnel.**
- d. Section 551.076 Deliberation regarding security devices

None called for.

RECONVENE:

27. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION


No action was taken.

ADJOURN:

28. ADJOURN

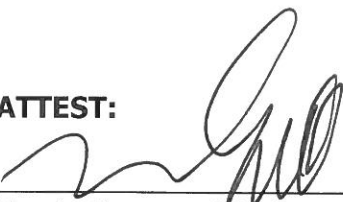
At 9:41 p.m. Mayor Pro Tem Gordon moved, seconded by CM Crews, to adjourn the meeting. All voted "Aye."

APPROVED:



Herman Earwood, Mayor

ATTEST:



Marvin Gregory, City Secretary