

**MINUTES OF THE WORK SESSION AND REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF NORTH RICHLAND HILLS, TEXAS
HELD IN THE CITY HALL 4301 CITY POINT DRIVE
DECEMBER 12, 2022**

WORK SESSION

CALL TO ORDER

The City Council of the City of North Richland Hills, Texas met in work session on the 12th day of December at 5:30 p.m. in the City Council Workroom prior to the 7:00 p.m. regular City Council meeting.

Present:	Oscar Trevino	Mayor
	Tito Rodriguez	Mayor Pro Tem, Place 1
	Rita Wright Oujesky	Place 2
	Suzy Compton	Place 3
	Mason Orr	Place 4
	Blake Vaughn	Place 5
	Scott Turnage	Associate Mayor Pro Tem, Place 6
	Kelvin Deupree	Deputy Mayor Pro Tem, Place 7
Staff Members:	Mark Hindman	City Manager
	Paulette Hartman	Deputy City Manager
	Jimmy Perdue	Director of Public Safety
	Alicia Richardson	City Secretary/Chief Governance Officer
	Maleshia McGinnis	City Attorney
Staff absent:	Karen Manila	Assistant City Manager

1. DISCUSS ITEMS FROM REGULAR CITY COUNCIL MEETING.

City Council had no questions for staff.

2. DISCUSS TXDOT'S PROPOSAL TO INSTALL RAISED MEDIANS ON DAVIS BOULEVARD (FM 1938).

Director of Public Works Caroline Waggoner provided an overview of the Texas Department of Transportation's (TxDOT) proposal to install raised medians on Davis Boulevard. In 2017, city staff was informed that the city received grant funding for two raised median projects on Davis Boulevard. The two projects encompass approximately 7 miles of Davis Boulevard beginning at Harwood extending north to FM 1709 in Southlake. City Council reviewed TxDOT's conceptual plan in 2018 and directed staff to forward the

city's support of the projects. The funding for the project lapsed in 2019, and staff has been notified funding for the project has been reallocated. Ms. Waggoner asked City Council if they still support the installation of raised medians on Davis Boulevard. City Council directed staff to inform TxDOT of their support and request to have input on the final project.

3. DISCUSS 2023 CITY COUNCIL MEETING SCHEDULE.

City Secretary/Chief Governance Officer Alicia Richardson reviewed the proposed 2023 City Council schedule. Staff is seeking direction from City Council regarding the March 13, March 27, May 22, November 27 and December 25 meetings.

The March 13 meeting conflicts with the school district's Spring Break and the March 27 meeting conflicts with the National League of Cities Conference. Staff recommends the March 13 meeting be moved to March 6 and the March 27 meeting be moved to March 20. There was no opposition from City Council.

The May 22 meeting falls outside the canvassing period to formalize the results of the city's election. Ms. Richardson informed City Council that Tarrant County requested municipalities canvass their election results on May 17. In light of Tarrant County's request, staff recommends the May 22 meeting be moved to May 17. Lastly, the City Council traditionally directs staff to cancel the second meeting in November and December.

City Council directed staff to move the March meetings to March 6 and 20 and the May 22 meeting to May 17. City Council also directed staff to cancel the November 27 and December 25 meetings. It is staff's understanding the second meeting in November would be held if it is necessary to conduct city business. Ms. Richardson informed City Council an item would be placed on the January 9, 2023 agenda to take formal action on the 2023 City Council schedule.

4. DISCUSS AND REVIEW THE FISCAL YEAR 2023-24 BUDGET CALENDAR

Director of Budget and Research Trudy Lewis presented key dates associated with the budget calendar. In July, staff will review the special revenue funds (July 10) and capital budget (July 24) during work session. The annual budget retreat is scheduled for Friday, August 4 and at this meeting, staff will provide City Council with the Truth-In-Taxation worksheet and the certified tax roll. At the August 14 meeting, City Council will set a date for the budget public hearing and vote on the proposed city tax rate. A special meeting will be scheduled for September 7 to conduct public hearings for the budget and tax rate. City Council will vote on the budget and tax rate on September 11. Ms. Lewis noted the two special meetings associated with the budget calendar are August 4 and September 7. City Council had no objections with the proposed dates.

5. CHIEF PERDUE WILL MAKE A PRESENTATION TO THE CITY COUNCIL ON THE UTILIZATION OF EXISTING BUDGETED FUNDS TO ADD TWO POLICE OFFICER POSITIONS EFFECTIVE IMMEDIATELY.

Director of Public Safety Jimmy Perdue presented the item. The grant the Police Department submitted in conjunction with the Fiscal Year 2022-2023 budget for four (4) additional police officers was not awarded by the U.S. Department of Justice Office of Community Oriented Policing Service (COPS). The grant required a financial match (\$147,579) from the city that was included in the Fiscal Year 2022-2023 Crime Control District budget. Mr. Perdue informed City Council the Police Department will resubmit again next year. The Police Department was successful in receiving the grant for a mental health coordinator. The department also included funding for this position in the Crime Control District Budget. The funds allocated in the 2022-2023 budget for the matching grant (police officers) and the mental health coordinator will provide for the cost of two police officers. Mr. Perdue stated no formal action is required by City Council.

6. PRESENTATION OF PROPOSED CIVIL COURT PROCESS FOR CODE AND NUISANCE CASES WITHIN THE NORTH RICHLAND HILLS MUNICIPAL COURT.

City Council received a presentation from staff on the proposed civil court process for code and nuisance cases within North Richland Hills. Deputy City Manager Paulette Hartman advised that staff has been working together to implement an accelerated process to address code and nuisance violations. The City Council, at their May 2022 goals retreat, directed staff to review and modify current processes. Chapter 54 of the Texas Local Government Code authorizes a city to create a "quasi-judicial enforcement" process and/or to bring a civil action to enforce its ordinances related to public safety. There are two options available for Chapter 54 enforcement: (1) administrative adjudication hearing process and (2) civil action - establishing a civil court in the Municipal Court of Record.

City Attorney Maleshia McGinnis reviewed the city's current process responding to code complaints and obtaining code compliance. Staff members from the City Manager's Office, City Attorney's Office, Neighborhood Services, Planning and Inspections, and Municipal Court conducted a comprehensive review of the current process for code compliance.

Director of Neighborhood Services Stefanie Martinez reviewed two former code compliance cases and outlined the pros and cons of handling the same case in a civil court. Both cases would have proceeded faster through the civil court, saving staff time.

Ms. McGinnis reviewed the steps necessary to create a Chapter 54 Court. The City

Council would need to adopt an ordinance authorizing the administrative hearing process and designating a new Civil Court within the Municipal Court (Court #2). Staff will assess technology to ensure the current court software and access works with the civil system. The implementation of Chapter 54 includes the addition of five (5) new employees (administrative judge, administrative hearing officer, court case manager, court reporter and outside process server).

Municipal Court Administrator Rebecca Vinson provided the City Council an overview of how Municipal Court would incorporate the civil court with current operations.

Staff is seeking City Council's direction to move forward with creation of Chapter 54. There was no objection from City Council.

EXECUTIVE SESSION

1. SECTION 551.087: DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS - 8735, 8859 AND 8867 BOULEVARD 26

Mayor Trevino announced at 6:46 p.m. that the City Council would adjourn into Executive Session as authorized by Chapter 551, Texas Government Code, specifically Section 551.087: Deliberation regarding Economic Development negotiations - 8735, 8859 and 8867 Boulevard 26. Executive Session began at 6:50 p.m. and concluded at 7:06 p.m.

Mayor Trevino announced at 7:06 p.m. that City Council would convene to the regular City Council meeting.

REGULAR MEETING

A. CALL TO ORDER

Mayor Trevino called the meeting to order at 7:12 p.m.

Present:	Oscar Trevino	Mayor
	Tito Rodriguez	Mayor Pro Tem, Place 1
	Rita Wright Oujesky	Place 2
	Suzy Compton	Place 3
	Mason Orr	Place 4
	Blake Vaughn	Place 5
	Scott Turnage	Associate Mayor Pro Tem, Place 6
	Kelvin Deupree	Deputy Mayor Pro Tem, Place 7
Staff Members:	Mark Hindman	City Manager
	Alicia Richardson	City Secretary/Chief Governance Officer
	Maleshia B. McGinnis	City Attorney

A.1 INVOCATION

Council member Rodriguez gave the invocation.

A.2 PLEDGE

Council member Rodriguez led the Pledge of Allegiance to the United States and Texas flags.

A.3 SPECIAL PRESENTATION(S) AND RECOGNITION(S)

A.3.1 CEREMONIAL OATH OF OFFICE FOR NEWLY ELECTED OFFICIAL - BLAKE VAUGHN, COUNCIL MEMBER PLACE 5

The ceremonial oath of office was administered to newly elected official Blake Vaughn. The official oath of office was administered by City Secretary/Chief Governance Officer Alicia Richardson on November 22, 2022. Mr. Vaughn thanked everyone for their support.

Mayor Trevino recessed the meeting at 7:17 p.m. for a brief reception for newly elected official Blake Vaughn.

Mayor Trevino reconvened the meeting at 7:32 p.m.

A.4 CITIZENS PRESENTATION

Ms. Shelly Drouillard, 7212 Marilyn Lane, spoke about corruption in federal, state and local jurisdictions.

A.5 PUBLIC COMMENTS

There were no requests to speak from the public.

A.6 REMOVAL OF ITEM(S) FROM CONSENT AGENDA

No items were removed from the consent agenda.

B. CONSIDER APPROVAL OF CONSENT AGENDA ITEMS

APPROVED

A MOTION WAS MADE BY ASSOCIATE MAYOR PRO TEM TURNAGE, SECONDED BY COUNCIL MEMBER WRIGHT OUJESKY TO APPROVE THE CONSENT AGENDA.

MOTION TO APPROVE CARRIED 7-0.

- B.1 APPROVE MINUTES OF THE NOVEMBER 14, 2022 REGULAR CITY COUNCIL MEETING.**
- B.2 APPROVE MINUTES OF THE NOVEMBER 22, 2022 SPECIAL CITY COUNCIL MEETING.**
- B.3 AUTHORIZE THE CITY MANAGER TO EXECUTE A CONTRACT WITH GENTEX ELECTRICAL SERVICES TO PERFORM STREET LIGHT MAINTENANCE AND REPAIR SERVICES IN ACCORDANCE WITH RFB 2022-02 IN THE AMOUNT NOT TO EXCEED \$51,440.91 ANNUALLY.**
- B.4 AUTHORIZE PURCHASES FROM AUSTIN ASPHALT INC., REYNOLDS ASPHALT AND CONSTRUCTION COMPANY, TEXAS MATERIALS INC., AND VULCAN CONSTRUCTION MATERIALS LLC, FOR ASPHALT ROAD SURFACING PRODUCTS USING TARRANT COUNTY CONTRACT #2022-191, IN COMPLIANCE WITH LOCAL AND STATE COOPERATIVE AND COMPETITIVE PURCHASING POLICIES AND REGULATIONS.**
- B.5 AUTHORIZE EXECUTION OF AMENDMENT NO. 1 TO THE COOPERATIVE PURCHASE CUSTOMER AGREEMENT WITH TODO VERDE, LLC FOR THE PURCHASE OF NETWORK DESIGN AND CONSULTATION SERVICES AND RATIFY A PREVIOUS FY 2021/2022 PURCHASE OF \$37,408.50 USING THE INTERLOCAL PURCHASING SYSTEM (TIPS) CONTRACT 210602 FOR A CUMULATIVE AMOUNT NOT TO EXCEED \$200,000 THROUGH FY2025/2026.**
- B.6 CONSIDER RESOLUTION NO. 2022-054, REQUESTING APPROVAL FROM TXDOT FOR THE INSTALLATION, MAINTENANCE, AND MONITORING OF POLE-MOUNTED AUTOMATIC LICENSE PLATE RECOGNITION (ALPR) CAMERAS BY FLOCK SAFETY, INC., IN TXDOT'S RIGHT-OF-WAY WITHIN THE CITY OF NORTH RICHLAND HILLS.**
- B.7 AWARD RFP 23-002 MISCELLANEOUS CONCRETE IMPROVEMENTS TO GARRET SHIELDS INFRASTRUCTURE, DFW DOUBLE D CONTRACTING LLC, AND HARD KOUNTRY CONCRETE IN THE AMOUNT NOT TO EXCEED \$2,250,000 ANNUALLY.**

- B.8 AUTHORIZE THE CITY MANAGER TO EXECUTE NON-EXCLUSIVE CONTRACTS WITH DFW DOUBLE D CONTRACTING LLC, AND NATIVE CONSOLIDATED MANAGEMENT, LLC DBA NATIVE CONSTRUCTION, TO PERFORM CITY-WIDE GENERAL CONTRACTOR SERVICES FOR VARIOUS CITY DEPARTMENTS IN ACCORDANCE WITH RFP 23-004 IN THE COLLECTIVE AMOUNT NOT TO EXCEED \$492,000 ANNUALLY.**
- B.9 CONSIDER RESOLUTION NO. 2022-050 APPROVING THE APPLICATION FOR THE SELECTIVE TRAFFIC ENFORCEMENT PROGRAM (STEP) GRANT FOR THE FY 2024 PROGRAM GRANT YEAR.**
- B.10 AUTHORIZE THE PURCHASE OF THE IBIS® MATCHPOINT™ ANALYSIS STATION FOR CARTRIDGE CASES FROM FORENSIC TECHNOLOGY FOR THE INVESTIGATION OF FIREARM-RELATED CRIMES IN THE AMOUNT OF \$100,548.**
- B.11 AUTHORIZE THE RENEWAL AND PAYMENT OF THE ANNUAL LICENSE FEE FOR THE SOLE SOURCE PURCHASE OF THE SMARTFORCE AGENCY MANAGEMENT SYSTEM FROM SMARTFORCE TECHNOLOGIES, INC. FOR THE TEXAS ANTI-GANG CENTER PROJECT IN THE AMOUNT OF \$89,955**
- B.12 AUTHORIZE THE PURCHASE OF SIX KINETIC BREACHING TOOLS FROM AARDVARK TECHNOLOGY IN THE AMOUNT OF \$60,070 USING NORTH TEXAS ANTI-GANG CENTER (TAG) GRANT 2848908 FUNDING.**
- B.13 CONSIDER RESOLUTION NO. 2022-051, APPROVING A MEMORANDUM OF UNDERSTANDING WITH THE CITIES OF ARLINGTON, FORT WORTH, HALTOM CITY, AND TARRANT COUNTY, FOR THE FY2022 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT FORMULA PROGRAM AWARD.**
- B.14 CONSIDER RESOLUTION NO. 2022-052, AUTHORIZING SUBMISSION OF THE GRANT APPLICATION AND ACCEPTANCE OF ALLOCATED FUNDS IF AWARDED FOR DRUG-IMPAIRED DRIVING TOXICOLOGY PROCESSING UTILIZING NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION GRANT FUNDING.**
- B.15 AUTHORIZE PAYMENT TO STATION AUTOMATION, INC., DBA PSTRAx FOR RENEWAL OF OPERATIONS READINESS AND LOGISTICS MANAGEMENT SYSTEM FOR 5-YEAR TERM LOCKING IN MODULE PRICING AT \$68,000.**
- B.16 AUTHORIZE PAYMENT TO THE CITY OF FORT WORTH FOR THE ANNUAL PUBLIC SAFETY RADIO SYSTEM SUBSCRIPTION IN THE AMOUNT OF \$149,106.**

C. PUBLIC HEARINGS

- C.1 ZC22-0035, ORDINANCE NO. 3767, PUBLIC HEARING AND CONSIDERATION OF A REQUEST FROM HARRISON FRENCH & ASSOCIATES FOR A SPECIAL USE PERMIT FOR A QUICK SERVICE RESTAURANT AT 8376 DAVIS BOULEVARD, BEING 1.001 ACRES DESCRIBED AT LOT 2R3R1, BLOCK 1, DAVIS-NORTH TARRANT PARKWAY ADDITION (WITHDRAWN FROM CONSIDERATION).**

WITHDRAWN

Mayor Trevino announced that at the applicant's request, the public hearing scheduled for November 14, 2022 was postponed to the December 12 meeting. Subsequently, the applicant has withdrawn their request. Mayor Trevino closed the public hearing and no further action is required by City Council.

THIS SPECIAL USE PERMIT WAS WITHDRAWN.

D. PLANNING AND DEVELOPMENT

There were no items for this category.

E. PUBLIC WORKS

- E.1 APPROVE AN INTERLOCAL AGREEMENT WITH TARRANT COUNTY FOR PARTIAL FUNDING OF UP TO \$1,858,500 FOR THE GLENVIEW DRIVE EAST ROAD CONSTRUCTION PROJECT (ST2006).**

APPROVED

Director of Public Works Caroline Waggoner presented the item. The Glenview Drive East Road construction project is included in the approved 2021 Tarrant County Transportation Bond Program. Tarrant County has agreed to provide more than \$1.8 million in funding towards the project over a three-year period. Tarrant County requires an annual one-year interlocal agreement, subject to renewal each year during the funding period based on availability of funds.

A MOTION WAS MADE BY COUNCIL MEMBER WRIGHT OUJESKY, SECONDED BY COUNCIL MEMBER COMPTON TO APPROVE AN INTERLOCAL AGREEMENT WITH TARRANT COUNTY FOR PARTIAL FUNDING OF UP TO \$1,858,500 FOR THE GLENVIEW DRIVE EAST ROAD CONSTRUCTION PROJECT (ST2006).

MOTION TO APPROVE CARRIED 7-0.

E.2 CONSIDER ORDINANCE NO. 3773, AMENDING CHAPTER 54, ARTICLE IV OF THE CODE OF ORDINANCES TO RESTRICT STOPPING, STANDING, AND PARKING ON WULIGER WAY.

APPROVED

Director of Public Works Caroline Waggoner presented the item. Staff recommends City Council approve Ordinance No. 3773, to restrict parking, stopping, or standing on Wuliger Way north of Browning Drive. The recommendation is in response to a public safety concern.

A MOTION WAS MADE BY DEPUTY MAYOR PRO TEM DEUPREE, SECONDED BY MAYOR PRO TEM RODRIGUEZ TO APPROVE ORDINANCE NO. 3773.

MOTION TO APPROVE CARRIED 7-0.

F. GENERAL ITEMS

F.1 CONSIDER RESOLUTION 2022-053, APPOINTING A REPRESENTATIVE TO THE NORTH RICHLAND HILLS TAX INCREMENT REINVESTMENT ZONE NUMBER 3 BOARD OF DIRECTORS, TO SERVE THE REMAINDER OF AN UNEXPIRED TERM AND APPOINTING A CHAIRPERSON, TO SERVE A ONE-YEAR TERM BEGINNING JANUARY 1, 2023.

APPROVED

Director of Finance Mark Mills presented the item. Currently there is a vacancy in Place 5 of the North Richland Hills Tax Increment Reinvestment Zone Number 3 Board of Directors. In addition, the term of the chairperson begins January 1, 2023. Staff recommends the appointment of Council member Vaughn to serve the unexpired portion of the term. Staff also requests that City Council appoint a chairperson to serve for the 2023 year, term expiring December 31.

A MOTION WAS MADE BY COUNCIL MEMBER ORR, SECONDED BY COUNCIL MEMBER COMPTON TO APPROVE RESOLUTION 2022-053, APPOINTING COUNCIL MEMBER BLAKE VAUGHN TO THE NORTH RICHLAND HILLS TAX INCREMENT REINVESTMENT ZONE NUMBER 3 BOARD OF DIRECTORS TO SERVE THE REMAINDER OF AN UNEXPIRED TERM, AND APPOINTING MAYOR TREVINO TO SERVE AS CHAIRPERSON FOR A ONE-YEAR TERM BEGINNING JANUARY 1, 2023.

MOTION TO APPROVE CARRIED 7-0.

F.2 AUTHORIZE THE CITY MANAGER TO EXECUTE A PROFESSIONAL SERVICES CONTRACT WITH AQUATIC DESIGN GROUP, INC. FOR DESIGN DEVELOPMENT SERVICES AND CONSTRUCTION ADMINISTRATION FOR THE NRH20 GREEN EXTREME REPLACEMENT PROJECT IN AN AMOUNT NOT TO EXCEED \$318,000.

APPROVED

Director of Parks and Recreation Adrien Pekurney presented the item. Staff seeks City Council's authorization for the City Manager to execute a professional services contract with Aquatic Design Group, Inc. The NRH20 Green Extreme replacement project was approved in the Fiscal Year 2022-2023 Capital Improvement Project Budget. The scope of work for this project includes an extensive analysis of the existing Green Extreme structure to determine if any structural elements or mechanical equipment may be utilized with the new attraction. Staff will review the analysis findings with City Council to receive their input on the new water-coaster attraction.

A MOTION WAS MADE BY COUNCIL MEMBER WRIGHT OUJESKY, SECONDED BY ASSOCIATE MAYOR PRO TEM TURNAGE TO AUTHORIZE THE CITY MANAGER TO EXECUTE A PROFESSIONAL SERVICES CONTRACT WITH AQUATIC DESIGN GROUP, INC. FOR DESIGN DEVELOPMENT SERVICES AND CONSTRUCTION ADMINISTRATION FOR THE NRH20 GREEN EXTREME REPLACEMENT PROJECT IN AN AMOUNT NOT TO EXCEED \$318,000.

MOTION TO APPROVE CARRIED 7-0.

G. EXECUTIVE SESSION ITEMS - CITY COUNCIL MAY TAKE ACTION ON ANY ITEM DISCUSSED IN EXECUTIVE SESSION LISTED ON WORK SESSION AGENDA

Mayor Trevino announced there was no action necessary as the result of Executive Session.

H. INFORMATION AND REPORTS

H.1 ANNOUNCEMENTS

Deputy Mayor Pro Tem Deupree made the following announcements.

The NRH Police and Fire Departments are partnering with the Community Enrichment Center to assist families in need this holiday season. You can help by donating new, unwrapped toys and nonperishable food items to the Public Safety lobby at City Hall or any NRH Fire Station. Donations will be accepted through Christmas.

City Hall and other non-emergency city offices will be closed for the holidays on December 26 and January 2. Since Christmas Day and New Year's Day are on Sunday this year, there will be no changes to the residential garbage and recycling schedules. Collections will be made on your regular days.

Kudos Korner - Brian Beaudette, Cole Belew, Joshua Hurlbert, Drew Weinberg and Colby White in the Fire Department - A resident recently emailed his appreciation for the crew from Station 1 that responded when he had a medical emergency and saved his life. They arrived in less than 5 minutes of the 9-1-1 call and had him in route to the hospital soon after. He said they were caring, comforting and confident, and he will always be grateful for their help. He added, "Please pass my sentiments on to the wonderful first responders of the NRH Fire Department, as well as the leaders and training personnel. They make us proud."

I. ADJOURNMENT

Mayor Trevino adjourned the meeting at 7:59 p.m.

Oscar Trevino, Mayor

Alicia Richardson
City Secretary/Chief Governance Officer