

**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
NORTH RICHLAND HILLS, TX 76180
JULY 11, 2016**

WORK SESSION

The City Council of the City of North Richland Hills, Texas met in work session on the 11th day of July 2016 at 6:30 p.m. in the City Council Workroom prior to the 7:00 p.m. regular Council meeting.

Present:	Oscar Trevino	Mayor
	Tim Welch	Mayor Pro Tem
	Tito Rodriguez	Council, Place 1
	Rita Wright Oujesky	Council, Place 2
	Tom Lombard	Council, Place 3
	Tim Barth	Council, Place 4
	Scott Turnage	Council, Place 6
Absent:	David Whitson	Council, Place 5
Staff Members:	Mark Hindman	City Manager
	Karen Bostic	Assistant City Manager
	Paulette Hartman	Assistant City Manager
	Jimmy Perdue	Director of Public Safety
	Mike Curtis	Managing Director
	Alicia Richardson	City Secretary
	Cara L. White	City Attorney

CALL TO ORDER

Mayor Trevino called the meeting to order at 6:30 p.m.

1. DISCUSS ITEMS FROM REGULAR CITY COUNCIL MEETING.

Council had no questions for staff.

2. WELCOME AND INTRODUCTION - PUBLIC OFFICIAL, PUBLIC EMPLOYEE OR CITIZEN.

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City Manager Mark Hindman introduced Gina Pastre who is the new Executive Assistant to the City Manager. Ms. Pastre has been with the City of North Richland Hills for eight years. She began her career with the Building Inspections Department, and most recently worked with the Police Department. The City Manager's Office is happy to have her in administration.

Director of Finance Kent Austin introduced Shereen Gendy who is the new Assistant Finance Director. Ms. Gendy began employment with the City on July 1. Her municipal experience includes the cities of White Settlement, Grapevine and Fort Worth.

EXECUTIVE SESSION

Mayor Trevino announced at 6:32 p.m. that the Council would adjourn into Executive Session as authorized by Chapter 551, Texas Government Code, specifically Section 551.071: consultation with city attorney to seek advice about pending or threatened litigation or a settlement offer - City of North Richland Hills v. Windward Partners VII, LP, et. al. and 551.074: personnel matters to deliberate the employment, evaluation, and duties of public employees - city attorney and city secretary. Executive Session began at 6:34 p.m. and concluded at 6:55 p.m.

Mayor Trevino announced at 6:55 p.m. that Council would convene to the regular City Council meeting.

REGULAR MEETING

A. CALL TO ORDER

Mayor Trevino called the meeting to order July 11, 2016 at 7:02 p.m.

Present:	Oscar Trevino	Mayor
	Tim Welch	Mayor Pro Tem
	Tito Rodriguez	Council, Place 1
	Rita Wright Oujesky	Council, Place 2
	Tom Lombard	Council, Place 3
	Tim Barth	Council, Place 4
	Scott Turnage	Council, Place 6

Absent:	David Whitson	Council, Place 5
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Staff Members:	Mark Hindman	City Manager
	Alicia Richardson	City Secretary

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A.1 INVOCATION

Council member Turnage gave the invocation.

A.2 PLEDGE

Council member Turnage led the pledge of allegiance to the United States and Texas flags.

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

A.3.1 RECOGNITION - GOVERNOR'S COMMUNITY ACHIEVEMENT AWARD

Ms. Kimberly White, Fort Worth District Landscape Architect, with Texas Department of Transportation presented the Governor's Community Achievement Award to the City of North Richland Hills. Members of Keep North Richland Hills Beautiful Commission received the award on behalf of the City.

A.4 CITIZENS PRESENTATION

There were no requests to speak from the public.

A.5 REMOVAL OF ITEM(S) FROM CONSENT AGENDA

No items were removed from the consent agenda.

B. CONSIDER APPROVAL OF CONSENT AGENDA ITEMS

APPROVED

**COUNCIL MEMBER LOMBARD MOVED TO APPROVE THE CONSENT AGENDA.
COUNCIL MEMBER RODRIGUEZ SECONDED THE MOTION.**

MOTION TO APPROVE CARRIED 6-0.

B.1 APPROVE MINUTES OF THE JUNE 27, 2016 REGULAR CITY COUNCIL MEETING.

B.2 APPROVE A DISCRETIONARY SERVICE AGREEMENT WITH ONCOR FOR STREETLIGHTS ALONG ICE HOUSE DRIVE IN THE AMOUNT OF \$69,907.41.

B.3 APPROVE ORDINANCE NO. 3420, ABANDONMENT OF A PUBLIC WATER LINE EASEMENT LOCATED WITHIN THE BIRDVILLE HIGH SCHOOL ADDITION.

C. PUBLIC HEARINGS

C.1 RP 2015-13, PUBLIC HEARING AND CONSIDERATION OF A REQUEST FROM WINKELMANN & ASSOCIATES FOR A REPLAT OF LOTS 6R1 AND 6R2, BLOCK 4, UNIVERSITY PLAZA ADDITION ON 2.095 ACRES LOCATED AT 8901 AIRPORT FREEWAY.

APPROVED

Mayor Trevino opened the public hearing and called on Principal Planner Clayton Husband to introduce the item.

Principal Planner Clayton Husband informed Council the applicant is requesting to replat 2.095 acres located at 8901 Airport Freeway. The area is designated on the Comprehensive Land Use Plan as Office and the current zoning is C-1 Commercial. Mr. Husband provided site photos of the property.

Applicant representative Dennis Edwards, 3632 Spring Valley Drive, Bedford, Texas presented request and was available to answer questions.

Principal Planner Clayton Husband presented staff's report. The owner proposes to subdivide property into two lots. One lot will include the existing Frost Bank drive-through facility and the remaining lot will be available for future development. The Planning and Zoning Commission, at their June 16, 2016 meeting, recommended approval with a vote of 6-0. The plat meets the requirements of the zoning ordinance and subdivision regulations.

Mayor Pro Tem Welch asked staff if the property would have access onto the frontage road or Highway 121. Mr. Husband informed Council that Lot 6R2 has an existing driveway. There are no proposed driveways on the remaining lot and access is available via Weyland Drive.

Mayor Trevino called for anyone wishing to speak for or against the request to come forward. There being no one wishing to speak, Mayor Trevino closed the public

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hearing.

COUNCIL MEMBER RODRIGUEZ MOVED TO APPROVE RP 2015-13. COUNCIL MEMBER TURNAGE SECONDED THE MOTION.

MOTION TO APPROVE CARRIED 6-0.

D. PLANNING AND DEVELOPMENT

D.1 FP 2016-01, CONSIDERATION OF A REQUEST FROM HP CIVIL ENGINEERING LLC FOR A FINAL PLAT OF HOMETOWN DOLCE ADDITION PHASE II ON 8.459 ACRES LOCATED AT 6000 PARKER BOULEVARD.

APPROVED

Planning Manager Clayton Comstock introduced items D.1 (FP 2016-01) and D.2 (Ordinance No. 3421). The applicant is seeking a final plat of Hometown Dolce Addition Phase II on 8.459 acres located at 6000 Parker Boulevard. The purpose of item D.2 is to convey the excess right-of-way, a 819-foot section of Parker Boulevard, and return it to the property owner who originally dedicated it to the City. Mr. Comstock provided site photos of the property.

Applicant representative Jason Pyka, 5539 Alpha Road, Suite 300, Dallas, Texas presented request and was available to answer questions.

Planning Manager Clayton Comstock presented staff's report. He outlined previous approval (preliminary plat, tract 1 concept plan, and site plan) for the development. The Planning and Zoning Commission, at their June 16, 2016 meeting, recommended approval with a vote of 6-0.

Council had no questions for staff or the applicant.

COUNCIL MEMBER WRIGHT OUJESKY MOVED TO APPROVE FP 2016-01. COUNCIL MEMBER LOMBARD SECONDED THE MOTION.

MOTION TO APPROVE CARRIED 6-0.

D.2 CONSIDER ORDINANCE NO. 3421, ABANDONING AND CONVEYING A PORTION OF PARKER BOULEVARD RIGHT-OF-WAY.

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APPROVED

This item was presented with item D.1.

MAYOR PRO TEM WELCH MOVED TO APPROVE ORDINANCE NO. 3421, ABANDONING AND CONVEYING A PORTION OF PARKER BOULEVARD RIGHT-OF-WAY. COUNCIL MEMBER RODRIGUEZ SECONDED THE MOTION.

MOTION TO APPROVE CARRIED 6-0.

D.3 FP 2016-02 CONSIDERATION OF A REQUEST FROM SAFEWAY CONSULTING AND CONTRACTING, LLC FOR A FINAL PLAT OF FRESH MEADOWS ESTATES ON 13.536 ACRES LOCATED IN THE 8400 AND 8500 BLOCKS OF SHADY GROVE ROAD.

APPROVED

Planning Manager Clayton Comstock introduced item. The applicant is requesting a final plat for a 13.536 acre subdivision that will include 46 single-family residential lots. The area is designated on the Comprehensive Land Use Plan as Low Density Residential and the current zoning is R-2 Single Family Residential. Mr. Comstock provided site photos of the property.

Applicant representative Osama Nashed with ANA Consultants presented request and was available to answer questions. He informed Council they are hopeful to begin construction next month.

Planning Manager Clayton Comstock presented staff's report. The Planning and Zoning Commission, at their June 16, 2016 meeting, recommended approval with a vote of 6-0.

Council had no questions for staff or the applicant.

COUNCIL MEMBER WRIGHT OUJESKY MOVED TO APPROVE FP 2016-02. COUNCIL MEMBER LOMBARD SECONDED THE MOTION.

MOTION TO APPROVE CARRIED 6-0.

E. PUBLIC WORKS

E.1 CONSIDER PROFESSIONAL SERVICES AGREEMENT FOR THE WALKER BRANCH INTERCEPTOR PROJECT TO FREESE AND NICHOLS, INC. IN AN AMOUNT NOT TO EXCEED \$416,525 AND TO REVISE THE 2015-16 CAPITAL PROJECTS BUDGET TO INCLUDE THE WALKER BRANCH INTERCEPTOR PROJECT.

APPROVED

Managing Director Mike Curtis presented item to Council. The request is to approve a professional services agreement for the Walker Branch interceptor project. As the TexRail Project gets closer to completion, staff has reviewed several development plans proposed for the Transit Oriented Development (TOD). It has become apparent that the city's existing sanitary sewer system needs to be upgraded to accommodate higher density developments located within the TOD. The two segments identified in the professional services agreement consists of (1) increasing the size of the lines from 6-inch, 8-inch and 10-inch to an 8-inch, 12-inch and 15-inch, respectively from Smithfield Road along Main Street to the Walker Creek and Mid Cities Boulevard confluence, and (2) replacing an 18-inch and 21-inch line with a 27-inch sewer line. The combined total for both segments is 9600 feet. The item before Council this evening is to approve the professional services agreement with Freese and Nichols, Inc. to design the necessary sanitary sewer improvements for both segments and revise the 2015-2016 Capital Projects Budget.

MAYOR PRO TEM WELCH MOVED TO APPROVE THE AGREEMENT FOR PROFESSIONAL SERVICES WITH FREESE AND NICHOLS, INC. IN AN AMOUNT NOT TO EXCEED \$416,525, AND TO REVISE THE CAPITAL PROJECTS BUDGET TO INCLUDE THE WALKER BRANCH INTERCEPTOR PROJECT. COUNCIL MEMBER BARTH SECONDED THE MOTION.

MOTION TO APPROVE CARRIED 6-0.

F. GENERAL ITEMS

F.1 CONSIDER ORDINANCE NO. 3419, AMENDING ARTICLE III. - BOARDS, COMMISSIONS AND COMMITTEES.

APPROVED

City Secretary Alicia Richardson presented item to Council. In the late 1990s, City Council enacted legislation that provided an outline for the appointment, review, removal and training of boards and commissions. As with any policy, there comes a

time when review is necessary to determine if it continues to align with the Council's goals and objectives. The proposed ordinance for Council's consideration this evening is based on the direction provided to staff over the last month during work sessions. The amendments include:

- Increasing the minimum participation percentage from 50 to 75;
- Guidance to initiate discussion regarding a decline in attendance;
- Providing monthly attendance reports;
- Notification when appointee misses three meetings within six (6) months; and
- Attendance report provided on 12-month rolling period

Council had no questions for staff.

**COUNCIL MEMBER LOMBARD MOVED TO APPROVE ORDINANCE NO. 3419.
COUNCIL MEMBER WRIGHT OUJESKY SECONDED THE MOTION.**

MOTION TO APPROVE CARRIED 6-0.

**F.2 CONSIDER RESOLUTION NO. 2016-019, 2016 CJD CRIMINAL JUSTICE
PROGRAMS COMPETITIVE GRANT #31031-01**

APPROVED

Assistant Police Chief Rick Scott presented item and was available to answer questions.

Council had no questions for staff.

**COUNCIL MEMBER RODRIGUEZ MOVED TO APPROVE RESOLUTION NO.
2019-019. COUNCIL MEMBER WRIGHT OUJESKY SECONDED THE MOTION.**

MOTION TO APPROVE CARRIED 6-0.

**F.3 CONSIDER RESOLUTION NO. 2016-020, EDWARD BYRNE MEMORIAL
JUSTICE ASSISTANCE GRANT PROGRAM FISCAL YEAR 2016**

APPROVED

Assistant Police Chief Rick Scott presented item and was available to answer questions.

Council had no questions for staff.

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COUNCIL MEMBER TURNAGE MOVED TO APPROVE RESOLUTION NO. 2016-020. COUNCIL MEMBER BARTH SECONDED THE MOTION.

MOTION TO APPROVE CARRIED 6-0.

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

APPROVED

City Manager Mark Hindman presented item. As part of the widening project for the northern portion of Rufe Snow Drive; the city negotiated with property owners to acquire property. Most of the property was acquired through direct negotiations, but a portion of the property went through the condemnation process. Staff is recommending City Council approve the settlement agreement with Windward Partners, et al.

Council had no questions for staff.

COUNCIL MEMBER WRIGHT OUJESKY MOVED TO APPROVE THE SETTLEMENT AGREEMENT IN THE NORTH RICHLAND HILLS V. WINDWARD PARTNERS, ET AL. LAWSUIT AS PRESENTED TO THE COUNCIL IN EXECUTIVE SESSION, INCLUDING THE PAYMENT OF A TOTAL OF \$100,000 IN CASH. COUNCIL MEMBER LOMBARD SECONDED THE MOTION.

MOTION TO APPROVE CARRIED 6-0.

H. INFORMATION AND REPORTS

Council member Rodriguez made the following announcements.

H.1 ANNOUNCEMENTS

Council member Rodriguez made the following announcements.

Old tires left outdoors hold standing water, which creates a breeding ground for mosquitoes. Help protect your family and neighborhood from mosquito-borne

illnesses by properly disposing of unused tires. There will be a free tire collection event on Saturday, July 16, 2016 at the Dan Echols Center. Residents can drop off tires in the center's back parking lot between 9:00 a.m. and noon. In exchange for your tires you will receive two mosquito dunks. If you have questions, please contact the Neighborhood Services Department at 817-427-6650.

Clear the Shelters Day is July 23, 2016. The North Richland Hills Animal Adoption & Rescue Center and other animal shelters across DFW will waive adoption fees on this day only. For more information, please visit the center's webpage or call 817-427-6570.

Kudos Korner - Ken Boyer in the Police Department - Officer Boyer was recently working off duty at one of our local churches when a gentleman collapsed. Officer Boyer rushed to check on him and found that he had no pulse and was not breathing. Officer Boyer immediately started CPR and was able to revive the gentleman. He was transported to the hospital where he continued to improve. We are grateful for Officer Boyer's quick action and thank him for his dedication and commitment to those he serves.

I. ADJOURNMENT

Mayor Trevino adjourned the meeting at 7:47 p.m.

Oscar Trevino, Mayor

City Secretary