

**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
SEPTEMBER 13, 2021**

WORK SESSION

The City Council of the City of North Richland Hills, Texas met in work session on the 13th day of September at 6:00 p.m. in the City Council Workroom prior to the 7:00 p.m. regular City Council meeting.

Present:	Oscar Trevino	Mayor
	Tito Rodriguez	Place 1
	Rita Wright Oujesky	Associate Mayor Pro Tem, Place 2
	Mason Orr	Mayor Pro Tem, Place 4
	Patrick Faram	Place 5

Absent:	Suzy Compton	Deputy Mayor Pro Tem, Place 3
	Scott Turnage	Place 6
	Kelvin Deupree	Place 7

Staff Members:	Mark Hindman	City Manager
	Paulette Hartman	Deputy City Manager
	Karen Manila	Assistant City Manager
	Jimmy Perdue	Director of Public Safety
	Alicia Richardson	City Secretary
	Maleshia B. McGinnis	City Attorney

CALL TO ORDER

Mayor Trevino called the meeting to order at 6:00 p.m.

1. DISCUSS ITEMS FROM REGULAR CITY COUNCIL MEETING.

City Council had no questions for staff.

EXECUTIVE SESSION

1. SECTION 551.072: DELIBERATE THE PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY - 6609, 6617, 6701, 6725 DAVIS BOULEVARD, 6612 SNIDER STREET AND 4908 MARILYN.

2. SECTION 551.087: DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS - 6609, 6617, 6701, 6725 DAVIS BOULEVARD AND 6612 SNIDER STREET

Mayor Trevino announced at 6:00 p.m. that the City Council would adjourn into Executive Session as authorized by Chapter 551, Texas Government Code, Section 551.072: Deliberate the purchase, exchange, lease or value of real property - 6609, 6617, 6701, 6725 Davis Boulevard, 6612 Snider Street and 4908 Marilyn and Section 551.087: Deliberation regarding economic development negotiations - 6609, 6617, 6701, 6725 Davis Boulevard and 6612 Snider Street. Executive Session began at 6:01 p.m. and concluded at 6:45 p.m.

Mayor Trevino announced at 6:45 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 7:00 p.m.

Present:	Oscar Trevino	Mayor
	Tito Rodriguez	Place 1
	Rita Wright Oujesky	Associate Mayor Pro Tem, Place 2
	Mason Orr	Mayor Pro Tem, Place 4
	Patrick Faram	Place 5

Absent:	Suzy Compton	Deputy Mayor Pro Tem, Place 3
	Scott Turnage	Place 6
	Kelvin Deupree	Place 7

Staff Members:	Mark Hindman	City Manager
	Alicia Richardson	City Secretary
	Maleshia B. McGinnis	City Attorney

A.1 INVOCATION

Mayor Pro Tem Orr gave the invocation.

A.2 PLEDGE

Mayor Pro Tem Orr led the Pledge of Allegiance to the United States and Texas flags.

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

There were no items for this category.

A.4 CITIZENS PRESENTATION

There were no requests to speak from the public.

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 MAYOR PRO TEM ORR, SECONDED BY ASSOCIATE MAYOR PRO TEM WRIGHT OJESKY TO APPROVE THE CONSENT AGENDA, AS PRESENTED.

MOTION TO APPROVE CARRIED 4-0.

- B.1 APPROVE CORRECTED MINUTES OF THE AUGUST 2, 2021 SPECIAL CITY COUNCIL MEETING.**
- B.2 APPROVE MINUTES OF THE AUGUST 12 AND AUGUST 16, 2021 SPECIAL CITY COUNCIL MEETINGS.**
- B.3 APPROVE MINUTES OF THE AUGUST 23, 2021 REGULAR CITY COUNCIL MEETING.**
- B.4 APPROVE ADDITIONAL PURCHASES FOR AUDIO VISUAL HARDWARE AND PROFESSIONAL SERVICES FROM DESIGNS THAT COMPUTE DBA VISIONALITY FOR \$88,830.10, AND RATIFY PREVIOUS PURCHASES FROM VARIOUS DEPARTMENTS UTILIZING THE INTERLOCAL PURCHASING SYSTEM (TIPS) COOPERATIVE CONTRACT NO. 200904, FOR A TOTAL AMOUNT NOT TO EXCEED \$252,778.50.**

- B.5 CONSIDER AWARD OF RFP 21-010 DISCRETIONARY INVESTMENT MANAGEMENT AND CONSULTING SERVICES TO MEEDER PUBLIC FUNDS, D/B/A PATTERSON & ASSOCIATES, AND AUTHORIZE THE CITY MANAGER TO EXECUTE A 2-YEAR AGREEMENT WITH TWO OPTIONAL 1-YEAR RENEWALS IN AN AMOUNT NOT TO EXCEED \$66,000 FOR THE INITIAL 2-YEAR TERM.**
- B.6 AUTHORIZE THE CITY MANAGER TO EXECUTE THE FIFTH AMENDMENT TO THE TEXAS ANTI-GANG (TAG) CENTER ADMINISTRATOR AGREEMENT, AS GRANT FIDUCIARY FOR THE TAG CENTER, INCREASING THE TOTAL ANNUAL RATE OF COMPENSATION FOR THE TAG CENTER ADMINISTRATOR TO \$163,645.70**
- B.7 AUTHORIZE THE CITY MANAGER TO EXECUTE THE EIGHTH AMENDMENT TO THE TEXAS ANTI-GANG (TAG) CENTER ANALYST AGREEMENT, AS GRANT FIDUCIARY FOR THE NORTH TEXAS ANTI-GANG CENTER, INCREASING THE TOTAL ANNUAL RATE OF COMPENSATION FOR THE TAG CENTER ANALYST TO \$80,764.20**
- B.8 CONSIDER A PROFESSIONAL SERVICES AGREEMENT FOR ENGINEERING DESIGN SERVICES WITH HALFF ASSOCIATES IN AN AMOUNT NOT TO EXCEED \$332,308.00 FOR DESIGN OF THE IRON HORSE BOULEVARD EAST RECONSTRUCTION PROJECT (ST2101).**
- B.9 CONSIDER AWARD OF RFB NO. 21-025 TO DURABLE SPECIALTIES, INC., FOR CONSTRUCTION OF THE NORTHEAST PARKWAY / DAVIS BLVD. TRAFFIC SIGNAL PROJECT (ST2003) IN THE AMOUNT OF \$250,000, AUTHORIZE THE CITY MANAGER TO EXECUTE THE RELATED CONSTRUCTION AGREEMENT, AND APPROVE ASSOCIATED BUDGET TRANSFER.**
- C. PUBLIC HEARINGS**
- C.1 SUP 2021-07, ORDINANCE NO. 3709, PUBLIC HEARING AND CONSIDERATION OF A REQUEST FROM DOHRMAN WINTERMUTE FOR A SPECIAL USE PERMIT FOR AN ADDITION TO A PERMANENT ACCESSORY BUILDING AT 7504 BURSEY ROAD, BEING 2.015 ACRES DESCRIBED AS LOT 4, BLOCK 1, OAKVALE ADDITION.**

APPROVED

Mayor Trevino opened the public hearing and called on Director of Planning Clayton Comstock to introduce the item.

Mr. Comstock informed City Council the applicant is requesting a special use permit to authorize an addition to a permanent accessory building on 2.015 acres located at 7504 Bursey Road. The area is designated on the Comprehensive Land Use Plan as low density residential and the current zoning is R-1 single-family residential. Mr. Comstock provided site photos of the property.

Applicant Dohrman Wintermute apologized to City Council for not obtaining a permit for the addition to his existing accessory building. Following the passing of his father, he inherited a large amount of black walnut lumber, large pieces of woodworking equipment and utility equipment. His previously approved accessory building was not large enough to accommodate the items. Mr. Wintermute explained that he was not thinking clearly and apologized for not applying for a permit like he did with the original accessory building. He is seeking approval of his request to amend the special use permit to authorize the additional 300 square foot covered equipment area on the rear (south side) of the building. He shared that he removed three existing structures from the property.

Mr. Comstock presented staff's report. The existing permanent accessory building was approved by the City Council on October 2, 2017. The permanent accessory building has 1,500 square foot of floor area, with 750 square foot being covered parking and the overall height is 17.5 feet. The applicant is requesting a revised special use permit to authorize the addition of 300 square foot of covered storage area with an overall height of 10 feet. The building is located near the middle of the lot, with side setbacks of 52 feet and 94 feet and a rear setback of 104 feet. The addition that was constructed without a permit is attached to the rear of the previously approved accessory building. The Planning and Zoning Commission, at their August 19, 2021 meeting, recommended approval with a vote of 5-0.

Council, staff and applicant discussed methods to shield (screening element) the front of the existing accessory building so it is obscured from Bursey Road. Mr. Wintermute stated that he could use the same material (cedar) on his residence with the existing pipe fence so it complements the house.

Mayor Trevino asked the City Secretary to call on those who completed a public meeting appearance form to speak during the public hearing. There being no forms submitted, Mayor Trevino asked if there was anyone in the audience wishing to speak on the item to come forward. There being no one wishing to speak, Mayor Trevino closed the public hearing.

A MOTION WAS MADE BY ASSOCIATE MAYOR PRO TEM WRIGHT OUJESKY, SECONDED BY COUNCIL MEMBER RODRIGUEZ TO APPROVE ORDINANCE NO. 3709, WITH THE STIPULATION THAT MR. WINTERMUTE WORKS WITH STAFF, SPECIFICALLY CLAYTON COMSTOCK ON THE EXISTING PIPE FENCE/WROUGHT IRON FENCE TO COVER THE FRONT OF THE EXISTING ACCESSORY BUILDING WITH ROUGH CEDAR SO IT CANNOT BE SEEN THROUGH THE FENCE INTO EXISTING ACCESSORY BUILDING.

MOTION TO APPROVE CARRIED 4-0.

C.2 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE NO. 3710, APPROVING AN AMENDMENT TO THE FY 2021/2022 ADOPTED BUDGET.

APPROVED

Mayor Trevino opened the public hearing and called on Ms. Manila to introduce the item.

Ms. Manila advised that fiscal year 2021/2022 budget was adopted by City Council at their August 16, 2021 meeting. Subsequently, staff received clarification regarding debt service supported by tax collections in a tax increment fund. The enterprise funds may directly pay a portion of the debt service related to tax-backed bonds issued for these operations. While the debt service is eligible to be paid from property tax funds; it is the city's practice to have the enterprise funds pay for the debt service associated with the fund's operations. The proposed amendment will not change the budget for the parks and recreation facilities development, utility and fleet funds. The proposed amendment reduces the general fund budget by \$2,106,960 and the general debt service fund by \$1,659,215. The notice of the public hearing was advertised in the Fort Worth Star Telegram on September 1, 2021.

Mayor Trevino asked the City Secretary to call on those who completed a public meeting appearance form to speak during the public hearing. There being no forms submitted, Mayor Trevino asked if there was anyone in the audience wishing to speak on the item to come forward. There being no one wishing to speak, Mayor Trevino closed the public hearing.

A MOTION WAS MADE BY COUNCIL MEMBER RODRIGUEZ, SECONDED BY COUNCIL MEMBER FARAM TO APPROVE ORDINANCE NO. 3710, AMENDING THE FY 2021/2022 ADOPTED BUDGET.

MOTION TO APPROVE CARRIED 4-0.

D. PLANNING AND DEVELOPMENT

There were no items for this category.

E. PUBLIC WORKS

There were no items for this category.

F. GENERAL ITEMS

F.1 CONSIDER ORDINANCE NO. 3711, APPROVING A NEGOTIATED SETTLEMENT BETWEEN THE ATMOS CITIES STEERING COMMITTEE (“ACSC”) AND ATMOS ENERGY CORP., MID-TEX DIVISION REGARDING THE COMPANY’S 2021 RATE REVIEW MECHANISM FILING.

APPROVED

Assistant City Manager Karen Manila presented item. She shared this ordinance approves a negotiated settlement agreement between Atmos Cities Steering Committee and Atmos Energy Corp., Mid-Tex Division. Beginning December 1, 2021, North Richland Hills residents will see a monthly average increase of \$1.28 per month and commercial customers an average increase of \$4.03 per month.

A MOTION WAS MADE BY ASSOCIATE MAYOR PRO TEM WRIGHT OUJESKY, SECONDED BY COUNCIL MEMBER RODRIGUEZ TO APPROVE ORDINANCE 3711.

MOTION TO APPROVE CARRIED 4-0.

F.2 AUTHORIZE THE CITY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE CITIES OF WATAUGA, HALTOM CITY, AND RICHLAND HILLS FOR THE TEEN COURT PROGRAM.

APPROVED

Municipal Court Administrator Rebecca Vinson informed City Council the item for their consideration is a request to approve an interlocal agreement with the cities of Watauga, Haltom City and Richland Hills for the Teen Court program. If approved, the agreement is for a one year period with the option to extend for one additional year.

A MOTION WAS MADE BY MAYOR PRO TEM ORR, SECONDED BY COUNCIL MEMBER FARAM TO AUTHORIZE THE CITY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE CITIES OF WATAUGA, HALTOM CITY, AND RICHLAND HILLS FOR THE TEEN COURT PROGRAM.

MOTION TO APPROVE CARRIED 4-0.

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

Associate Mayor Pro Tem Wright Oujesky made the following announcements.

Join us at the City Hall Plaza for free concerts each Friday night through October 1. The music starts at 7:00 p.m. There will be food trucks on site or you can bring your own picnic. Seating is on the lawn, so remember to bring your blankets or lawn chairs. You can find the concert schedule, parking map and more information online.

Volunteers are needed for the annual Trash Bash Litter Cleanup event on Saturday September 25. The cleanup will take place from 9:00 a.m. to 11:30 a.m. and will be followed by a volunteer appreciation picnic. Please visit our website to sign up and get more information.

The NRH Animal Adoption & Rescue Center invites you to their annual Doggie Beach Bash at NRH2O Family Water Park on Saturday, September 25. Admission is \$20.00 per person including up to two dogs, with proceeds benefiting the animal shelter. You can buy tickets and get more information online.

Kudos Korner - Juan Rodriguez and Colby Caudle with the Police Department - Several residents posted comments of appreciation for Juan and Colby after they were spotted changing a flat tire for an elderly motorist. "Thank you for being so kind and for working so hard on behalf of the people you encounter in NRH. We are lucky to have you," one citizen said. Another wrote, "Well done, men! Thank you for taking care of this lady. This is the kind of news we need to hear more of."

I. ADJOURNMENT

Mayor Trevino adjourned the meeting at 7:34 p.m.

Oscar Trevino, Mayor

ATTEST:

Alicia Richardson
City Secretary/Chief Governance Officer