

**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
AUGUST 10, 2020**

WORK SESSION

CALL TO ORDER

Mayor Pro Tem Turnage stated in accordance with the Texas Governor's March 13, 2020 Disaster Declaration and subsequent suspension of certain Texas Open Meetings Act Provisions, this August 10, 2020 meeting of the North Richland Hills City Council is hereby called to order at 6:00 p.m.

Mayor Pro Tem Turnage stated that tonight's meeting will be conducted using Webex video conference in order to observe physical distancing to mitigate the spread of COVID-19.

Mayor Pro Tem Turnage conducted a roll call of City Council members to confirm the presence of a quorum.

Present via video conference:

Tito Rodriguez, Deputy Mayor Pro Tem, Place 1

Rita Wright Oujesky, Place 2

Suzy Compton, Place 3

Mason Orr, Associate Mayor Pro Tem, Place 4

Mike Benton, Place 5

Scott Turnage, Mayor Pro Tem, Place 6

Absent:

Oscar Trevino, Mayor

Tim Welch, Place 7

1. DISCUSS ITEMS ON REGULAR CITY COUNCIL MEETING.

Associate Mayor Pro Tem Mason Orr informed City Council he would abstain from item D.1. He asked staff for the protocol to abstain from an item during the video conference.

City Attorney Maleshia McGinnis informed Associate Mayor Pro Tem Orr that he would need to leave the meeting and rejoin when City Council has completed the item.

2. DISCUSSION OF PUBLIC COMMENTS RECEIVED AT JULY 27, 2020 CITY COUNCIL MEETING REGARDING ZONING DISTRICT REGULATIONS FOR SWEEPSTAKES BUSINESS.

Director of Public Safety Jimmy Perdue informed City Council this item was placed on the agenda to provide an update on the comments presented during citizens presentation at the July 27, 2020 City Council meeting. Mr. Price asked the City to address zoning regulations to allow sweepstake businesses as an allowable use in North Richland Hills. Mr. Perdue informed City Council the business is called Winner's Sweepstakes. In Mr. Price's presentation he mentioned that he entered into an agreement with the North Richland Hills Police Department. Mr. Price's agreement is with the North Richland Hills Police Association and it was understood that the business would need to obtain proper permits from the City. Most people are familiar with the sweepstakes conducted at the Texas Ranger games, where patrons make a donation and receive an entry/ticket for the raffle. The business model proposed by Mr. Price would be similar and he would like to set up a store front in the shopping center immediately north of Starbucks on Rufe Snow. The McKinney Police Officer Association has an agreement with the company and they receive approximately \$80,000 a year (10% of the proceeds). Mr. Perdue informed City Council the concerns of staff include the hours of operation (8:00 a.m. - 2:00 a.m./7 days a week) crowd and activity at the location. Mr. Perdue commented that off-duty officers would be required at the location. The McKinney location offers free pizza night and free beer and wine on Friday and Saturday evenings in exchange for a donation.

Director of Planning Clayton Comstock informed City Council the City has a land use table associated with each zoning district. The zoning ordinance states that any use not listed in the table is prohibited. If there is a proposed use that is not listed in the table and staff is not able to identify and place it within the approved land use table, the use is forwarded to the Planning and Zoning Commission and City Council. In 2017, staff explained the process for new and unlisted uses to Mr. Price and a company named Strategic Funding Solutions. No contact has been made since 2017.

City Council directed staff to contact Mr. Price to inform him of the process outlined in the zoning ordinance.

EXECUTIVE SESSION

1. SECTION 551.074: PERSONNEL MATTERS TO DELIBERATE THE EMPLOYMENT, EVALUATION, AND DUTIES OF PUBLIC EMPLOYEES - CITY SECRETARY

Mayor Pro Tem Turnage announced at 6:26 p.m. that the City Council would adjourn into Executive Session as authorized by Chapter 551, Texas Government Code, Section 551.074: Personnel Matters to Deliberate the Employment, Evaluation, and Duties of Public Employees - City Secretary. Executive Session began at 6:28 p.m. and

concluded at 6:42 p.m.

Mayor Pro Tem Turnage announced at 6:42 p.m. that City Council would convene to the regular City Council meeting.

REGULAR MEETING

A. CALL TO ORDER

Mayor Pro Tem Turnage stated in accordance with the Texas Governor's March 13, 2020 Disaster Declaration and subsequent suspension of certain Texas Open Meetings Act Provisions, this August 10, 2020 meeting of the North Richland Hills City Council is hereby called to order at 7:00 p.m. using Webex video conference.

Mayor Pro Tem Turnage conducted a roll call of City Council members to confirm the presence of a quorum.

Present via video conference:

Tito Rodriguez, Deputy Mayor Pro Tem, Place 1

Rita Wright Oujesky, Place 2

Suzy Compton, Place 3

Mason Orr, Associate Mayor Pro Tem, Place 4

Mike Benton, Place 5

Scott Turnage, Mayor Pro Tem, Place 6

Absent:

Oscar Trevino, Mayor

Tim Welch, Place 7

Staff present via video conference:

Mark Hindman, City Manager

Paulette Hartman, Deputy City Manager

Alicia Richardson, City Secretary

Maleshia B. McGinnis, City Attorney

Craig Hulse, Director of Economic Development

Clayton Comstock, Director of Planning

A.1 INVOCATION

Deputy Mayor Pro Tem Rodriguez gave the invocation.

A.2 PLEDGE

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Deputy Mayor Pro Tem Rodriguez 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 COUNCIL MEMBER WRIGHT OUJESKY, SECONDED BY COUNCIL MEMBER COMPTON TO APPROVE THE CONSENT AGENDA.

MOTION TO APPROVE CARRIED 6-0.

B.1 APPROVE MINUTES OF THE REGULAR JULY 27, 2020 CITY COUNCIL MEETING.

B.2 AUTHORIZE THE CITY MANAGER TO EXECUTE A MEMORANDUM OF AGREEMENT BETWEEN NORTH RICHLAND HILLS AND THE CITY OF IRVING FOR REIMBURSEMENT OF OVERTIME SALARY COSTS ASSOCIATED WITH THE NORTH TEXAS ANTI-GANG CENTER TASK FORCE.

C. PUBLIC HEARINGS

There were no items for this category.

D. PLANNING AND DEVELOPMENT

D.1 FP 2020-05 CONSIDERATION OF A REQUEST FROM DOUGLAS ORR FOR A FINAL PLAT OF LOT 22, BLOCK 1, PARKRIDGE ESTATES, BEING 1.61 ACRES LOCATED AT 4801 RUFÉ SNOW DRIVE.

APPROVED

Associate Mayor Pro Tem Orr announced that he has a conflict of interest and would abstain from discussion and voting on the item due to his relationship with the applicant. Associate Mayor Pro Tem Orr left the meeting at 7:10 p.m.

Mr. Comstock informed City Council the applicant is requesting a final plat for 1.61 acres located at 4801 Rufe Snow Drive. 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. The final plat requires administrative approval by City Council. The Planning and Zoning Commission, at their July 16, 2020 meeting, recommended approval with a vote of 7-0 with the conditions outlined in the Development Review Committee comments. The applicant has revised the plat to address all conditions.

The applicant was not present at the meeting.

Mayor Pro Tem Turnage stated that the City Council's practice is to postpone action on items when the applicant is not available to present their request. Mr. Comstock commented that staff prefers the applicant present their request. This item is a plat and if City Council takes no action, it would be considered approved pursuant to House Bill 3167.

In response to Council member Compton's question, Mr. Comstock clarified the applicant will construct a permanent accessory building (carport) in the back of the residence. Currently the property is not platted, and in order to obtain a permit, the property must be platted in accordance with subdivision regulations and the zoning ordinance.

A MOTION WAS MADE BY COUNCIL MEMBER BENTON, SECONDED BY DEPUTY MAYOR PRO TEM RODRIGUEZ TO APPROVE FP 2020-05.

MOTION TO APPROVE CARRIED 5-0-1, WITH ASSOCIATE MAYOR PRO TEM ORR ABSTAINING.

D.2 FP 2020-04 CONSIDERATION OF A REQUEST FROM CITY OF NORTH RICHLAND HILLS FOR A FINAL PLAT OF LOT 1, BLOCK 1, LINDA SPURLOCK PARK ADDITION, BEING 14.46 ACRES LOCATED AT 6400 GLENVIEW DRIVE.

APPROVED

Associate Mayor Pro Tem Orr returned to the meeting at 7:17 p.m.

Director of Planning Clayton Comstock informed City Council the item for their consideration pertains to the Linda Spurlock Park for 14.46 acres located at 6400 Glenview Drive. The area is designated on the Comprehensive Land Use Plan as parks/open space and the current zoning is R-3 single family residence. Mr. Comstock provided site photos of the property. The property is currently unplatted, and if approved, the final plat will create one lot for the park property. The Planning and Zoning Commission, at their July 16, 2020 meeting, recommended approval with a vote of 7-0 with the conditions outlined in the Development Review Committee comments. The applicant has revised the plat to address all conditions.

Senior Park Planner Joe Pack provided City Council with an update on the Linda Spurlock Park project.

A MOTION WAS MADE BY COUNCIL MEMBER COMPTON, SECONDED BY ASSOCIATE MAYOR PRO TEM ORR TO APPROVE FP 2020-04.

MOTION TO APPROVE CARRIED 6-0.

E. PUBLIC WORKS

There were no items for this category.

F. GENERAL ITEMS

F.1 AUTHORIZE THE CITY MANAGER TO ENTER INTO A CONTRACT WITH TARRANT COUNTY TAX ASSESSOR/COLLECTOR AND TARRANT COUNTY FOR THE ASSESSMENT AND COLLECTION SERVICES OF SPECIAL ASSESSMENTS LEVIED FOR THE CITY POINT PID IMPROVEMENT ZONE A (642).

APPROVED

Director of Economic Development Craig Hulse informed City Council the item is to authorize a contract with Tarrant County Tax Assessor/Collector and Tarrant County for assessment and collection services for City Point PID Improvement Zone A. The City currently outsources the ad valorem tax assessment and collection function to Tarrant County. The compensation for Tarrant Tax Assessor services rendered is \$.98 per account, with Linebarger Goggan Blair & Sampson, LLP servicing delinquent accounts.

A MOTION WAS MADE BY ASSOCIATE MAYOR PRO TEM ORR, SECONDED BY COUNCIL MEMBER WRIGHT OUJESKY TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A CONTRACT WITH TARRANT COUNTY TAX ASSESSOR/COLLECTOR AND TARRANT COUNTY FOR THE ASSESSMENT AND COLLECTION SERVICES OF SPECIAL ASSESSMENTS LEVIED FOR THE CITY POINT PID IMPROVEMENT ZONE A (642).

MOTION TO APPROVE CARRIED 6-0.

F.2 AUTHORIZE THE CITY MANAGER TO ENTER INTO A CONTRACT WITH TARRANT COUNTY TAX ASSESSOR/COLLECTOR AND TARRANT COUNTY FOR THE ASSESSMENT AND COLLECTION SERVICES OF SPECIAL ASSESSMENTS LEVIED FOR THE CITY POINT PID IMPROVEMENT ZONE B (643).

APPROVED

Director of Economic Development Craig Hulse informed City Council the item is to authorize a contract with Tarrant County Tax Assessor/Collector and Tarrant County for assessment and collection services for City Point PID Improvement Zone B. The City currently outsources the ad valorem tax assessment and collection function to Tarrant County. The compensation for Tarrant Tax Assessor services rendered is \$.98 per account, with Linebarger Goggan Blair & Sampson, LLP servicing delinquent accounts.

A MOTION WAS MADE BY COUNCIL MEMBER BENTON, SECONDED BY COUNCIL MEMBER COMPTON TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A CONTRACT WITH TARRANT COUNTY TAX ASSESSOR/COLLECTOR AND TARRANT COUNTY FOR THE ASSESSMENT AND COLLECTION SERVICES OF SPECIAL ASSESSMENTS LEVIED FOR THE CITY POINT PID IMPROVEMENT ZONE B (643).

MOTION TO APPROVE CARRIED 6-0.

F.3 CONSIDER RESOLUTION NO. 2020-033, AN AMENDED AND RESTATED RESOLUTION CALLING A SPECIAL ELECTION TO BE HELD ON NOVEMBER 3, 2020 FOR THE DESIGN, CONSTRUCTION, RECONSTRUCTION AND REHABILITATION OF STREETS, ROADS, SIDEWALKS, TRAILS AND RELATED UTILITY AND DRAINAGE IMPROVEMENTS IN AN AMOUNT NOT TO EXCEED \$49,875,000.00.

APPROVED

City Secretary Alicia Richardson informed City Council the item before them this evening

is to consider Resolution No. 2020-033 that amends and restates the resolution calling a special election to be held on November 3, 2020. The special election is to consider authorizing the issuance of General Obligation Bonds, in the aggregate principal amount of not more than \$49,875,000. The City Council originally approved a resolution to conduct the election on May 2, 2020, but in light of the Coronavirus Disease (COVID-19) Governor Abbott issued a proclamation suspending Sections 41.0052(a) and (b) of the Texas Election Code to allow political subdivisions to move their general or special elections to be held on May 2, 2020 to the next uniform election date of November 3, 2020. On July 27, 2020, Governor Abbott issued a proclamation suspending Sections 85.001(a) and 86.006(a-1) of the Texas Election Code providing for six additional days of early voting and providing for a voter to deliver a marked ballot in person to the early voting clerk's office prior to and including on election day, respectively. The resolution before City Council tonight codifies previous changes approved by City Council to the election order for the special election.

Deputy City Manager Paulette Hartman provided an overview of the proposed bond program, which includes the reconstruction of 27 streets. Voters will decide if the City should issue \$49,875,000 in bonds for street improvements. She stated that no increase in property tax rate is projected, as the City continues to pay down its debt. The 2020 Capital Program Advisory Committee, comprised of 35 North Richland Hills citizens, recommended the following street reconstruction projects: Bedford-Eules Road; Glenview Drive (Honey Lane to west city limit); Iron Horse Boulevard (two segments - Browning Drive to Rufe Snow Drive and Rufe Snow Drive to York Street); Lariat Trail (two segments - Meadow Lakes Drive to Riviera Drive and Circleview Drive to dead end); Main Street (Amundson Drive to Amundson Road); Windhaven Road (Starnes Road to Overton Park); Harmonson Road (Dawn Drive to drainage channel); North Richland Boulevard; Chapman Road (Rufe Snow Drive to Brookshire Trail); Noreast Drive; Ruth Road; North Hills Drive; Meadow Oak Drive; Diamond Loch West (two cul-de-sacs - 3840 to 3900 and from 3857 to 3901); Pearl Street (Freda Lane to alley); Southampton Drive; Stonybrooke Drive (Stephanie Drive to Crestview Drive); Dawn Drive (Onyx Drive N to Glenview Drive); Nob Hill Drive (West of High Oaks to dead end); KirkLane (Northfield to Kirk Court); Wood View Drive; South Crest Drive; Sierra Drive; Crystal Lane (Northeast Parkway to Kara Place); Daniel Drive; Lake Side Circle; and Post Oak Drive (Briarwood Drive to Hightower Drive).

A MOTION WAS MADE BY COUNCIL MEMBER WRIGHT OUJESKY, SECONDED BY DEPUTY MAYOR PRO TEM RODRIGUEZ TO APPROVE RESOLUTION NO. 2020-033.

MOTION TO APPROVE CARRIED 6-0.

F.4 CONSIDER RESOLUTION NO. 2020-034, APPOINTING MEMBERS TO THE ECONOMIC DEVELOPMENT ADVISORY COMMITTEE.

APPROVED

City Secretary Alicia Richardson informed City Council the item before them this evening is to approve staff's recommendation to appoint the following members to the Economic Development Advisory Committee.

Bob Brown - Smurfit Kappa, term expiring June 30, 2022

Jay Redford - Jones Lang LaSalle, term expiring June 30, 2022

Mike Vasquez - Cirque, term expiring June 30, 2022

Mark Wood - Howe Wood & Company, term expiring June 30, 2022

Darlisa Diltz - North Texas Entrepreneur Education & Training Center, term expiring June 30, 2022

A MOTION WAS MADE BY COUNCIL MEMBER WRIGHT OUJESKY, SECONDED BY COUNCIL MEMBER BENTON TO APPROVE RESOLUTION NO. 2020-034, APPOINTING MEMBERS TO THE ECONOMIC DEVELOPMENT ADVISORY COMMITTEE, AS PRESENTED.

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

Mayor Pro Tem Turnage announced no action is necessary as the result of Executive Session.

H. INFORMATION AND REPORTS

H.5 ANNOUNCEMENTS

Associate Mayor Pro Tem Orr made the following announcements.

The North Richland Hills Animal Adoption & Rescue Center is joining with animal shelters from across North Texas for the annual Clear The Shelters campaign. Pet adoption fees are being waived throughout the month of August in hopes of finding all shelter pets a forever home. To view pets currently available for adoption, you can visit the center in person or go online to nrhtx.com/aarc.

While slowing the spread of coronavirus has received much of our attention this year, residents should also take steps to protect themselves from West Nile Virus and other diseases carried by mosquitoes. Remember to wear insect repellent whenever you spend

time outdoors and eliminate standing water where mosquitoes breed around your home . You can find a backyard checklist of eliminating mosquitoes on the city's website.

Kudos Korner - Keane Menefee with Animal Services - A citizen took time to email her thanks to Keane and the Animal Services staff after corresponding with him about pet adoptions. She stated: "This is why I love to live in NRH. Great people looking after the community, which includes our shelter pups. Thank you for your time and wonderful work!"

I. ADJOURNMENT

Mayor Pro Tem Turnage adjourned the meeting at 7:48 p.m.

Scott Turnage, Mayor Pro Tem

ATTEST:

Alicia Richardson, City Secretary