

**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 25, 2017**

**WORK SESSION**

The City Council of the City of North Richland Hills, Texas met in work session on the 25th day of September at 6:00 p.m. in the City Council Workroom prior to the 7:00 p.m. regular Council meeting.

|                |                      |                           |
|----------------|----------------------|---------------------------|
| Present:       | Oscar Trevino        | Mayor                     |
|                | Scott Turnage        | Mayor Pro Tem             |
|                | Tito Rodriguez       | Council, Place 1          |
|                | Rita Wright Oujesky  | Council, Place 2          |
|                | Tom Lombard          | Council, Place 3          |
|                | Tim Barth            | Council, Place 4          |
|                | Mike Benton          | Council, Place 5          |
|                | Tim Welch            | Council, Place 7          |
| 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            |
|                | 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.**

Council had no questions for staff.

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

Director of Neighborhood Services Stefanie Martinez introduced the City's new code compliance officer Sherry Butler.

### **3. DISCUSSION OF THE OPIOID CRISIS**

Director of Public Safety Jimmy Perdue provided Council with an update on the national opioid addiction epidemic. The National Vital Statistics System reports that 78 people die every day from heroin and opioid overdoses in the United States. Opioids are medicines that relieve pain, and can be natural from the poppy plant or synthetic (man-made). Common prescription opioids include: hydrocodone, oxycodone, morphine, fentanyl, and codeine. Studies show that 80% of the global opioid is consumed in the United States and America consumes 99% of the world's manufactured hydrocodone. Heroin, is an illegal narcotic, used recreationally to achieve effects similar to those caused by prescription opioids. The National Survey on Drug Use and Health reports that "nearly half of young people who use heroin report abusing prescription pain killers before starting heroin." The federal government is dedicating \$60 million to fight the opioid epidemic. Mr. Perdue informed Council the Police Department is actively involved in monitoring activity in North Richland Hills. The North Richland Hills Fire Department carries Narcan, which is used to block the effects of opioids. If needed, this can be administered in the field as a nasal spray.

### **4. LEGISLATIVE UPDATE**

Director of Public Safety Jimmy Perdue provided Council with an overview of legislation recently passed during the 85th Legislative Session.

Senate Bill 4, also known as immigration enforcement, does not provide police officers the authority to enforce immigration laws. An officer may question a lawfully detained person about their immigration status. This authority was in effect prior to passage of Senate Bill 4. It is important to note that an officer may not inquire about a person's immigration status if the person is a victim or witness to a criminal offense, unless it is to provide information about a federal protection visa. The bill prohibits a local entity from adopting, enforcing, or endorsing a policy under which the entity or department prohibits or materially limits the enforcement of immigration laws. In summary, police officers may not arrest a person for a violation of immigration law. The police officer may inquire about someone's immigration status if the person has been lawfully detained, which must be documented in a report. A detainer is only valid for someone who has already been arrested. Any arrested persons will be fingerprinted in the jail and their prints will automatically run through the immigration detainer.

Senate Bill 1849, also known as the Sandra Bland Act, provides for three important changes to laws/regulations affecting law enforcement operations:

- change to Criminal Code of Procedures that increase the data collection required for racial profiling;
- mandated to make a good faith effort to divert certain persons (suffering from a mental

health crisis or effects of substance abuse) from arrest; and  
- additional training requirements for critical incident training

Mr. Perdue reviewed the legislation that prohibits texting while driving. It is an offense to use a portable wireless communication device to read, write, or send an electronic message while operating a motor vehicle, unless the vehicle is stopped. A violation of this law is a Class C offense.

City Attorney Maleshia McGinnis reviewed the following bills passed during the 85th Legislative Session.

House Bill 339 governs electrical contractor registration fees. The new law became effective September 1, 2017. It prohibits cities from charging electricians a registration fee. Staff will bring forward a proposed ordinance to eliminate registration fees for electricians and similar trades. In keeping in line with surrounding cities, staff will bring forward an ordinance to increase building permit fees to recoup revenue.

House Bill 7 governs tree mitigation fees. It adds a new section (212.905) to the Local Government Code, which prohibits cities from requiring an existing residential homeowner to pay a tree mitigation fee for removing trees that are less than 10 caliper inches. This law will have minimal impact on the City's current tree regulations (Chapter 114, City's Code of Ordinances.) Staff will bring forward an ordinance to revise Chapter 114. The effective date for House Bill 7 is December 1, 2017.

House Bill 577, amends Code of Criminal Procedures Articles 55.01 and 55.02 to add municipal courts to the type of courts that may hear expunction cases. It applies to cases punishable by fine only. The bill is retroactive and applies to expunction of records before, on or after the effective date of September 1, 2017.

## **EXECUTIVE SESSION**

Mayor Trevino announced that Council would conduct Executive Session following the last item on the regular agenda.

## **REGULAR MEETING**

### **A. CALL TO ORDER**

Mayor Trevino called the meeting to order September 25, 2017 at 7:00 p.m.

|          |               |               |
|----------|---------------|---------------|
| Present: | Oscar Trevino | Mayor         |
|          | Scott Turnage | Mayor Pro Tem |

|                     |                  |
|---------------------|------------------|
| Tito Rodriguez      | Council, Place 1 |
| Rita Wright Oujesky | Council, Place 2 |
| Tom Lombard         | Council, Place 3 |
| Tim Barth           | Council, Place 4 |
| Mike Benton         | Council, Place 5 |
| Tim Welch           | Council, Place 7 |

|                |                      |                           |
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| 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            |
|                | Maleshia B. McGinnis | City Attorney             |

## **A.1 INVOCATION**

Mayor Pro Tem Turnage gave the invocation.

## **A.2 PLEDGE**

Mayor Pro Tem Turnage led the pledge of allegiance to the United States and Texas flags.

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

### **A.3.1 2017 HEART WALK CAMPAIGN PRESENTATION**

Planning Manager Clayton Comstock informed Council the 2017 Heart Walk Employee Campaign raised \$11,296. The 2017 Heart Walk Campaign Committee consisted of Clayton Comstock, Chair; John Chapman, Planning and Zoning Department; David Smith, Fire Department; Nancy Halcomb, Human Resources Department; Rick Scott, Police Department; Ricky Bryant, Public Works Department; Ryan Steele, Parks and Recreation Department; and Cecilia Barham, Library. A check was presented to Tarrant County Heart Walk representatives Stacy Richardson and Kendall Rydell.

## **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 THE CONSENT AGENDA**

COUNCIL MEMBER LOMBARD MOVED, SECONDED BY MAYOR PRO TEM  
TURNAGE TO APPROVE THE COSENT AGENDA.

MOTION TO APPROVE CARRIED 7-0.

- B.1 APPROVE MINUTES OF THE SEPTEMBER 11, 2017 REGULAR CITY COUNCIL MEETING.**
- B.2 CONSIDER RESOLUTION NO. 2017-036, NOMINATING MARK WOOD AS A CANDIDATE FOR THE TARRANT APPRAISAL DISTRICT BOARD OF DIRECTORS.**
- B.3 CONSIDER ANNUAL PURCHASE FROM DRISCOLL AUTOMATIC CONTROLS INC. FOR UNINTERRUPTED POWER SUPPLY SERVICES IN THE AMOUNT NOT TO EXCEED \$71,372.00.**
- B.4 CONSIDER PURCHASE OF HINO FLATBED TRUCK FROM RUSH TRUCK CENTER IN THE AMOUNT OF \$56,022.45.**
- B.5 AUTHORIZE THE PURCHASE OF REPLACEMENT MOBILE DATA COMPUTERS FOR THE FIRE DEPARTMENT FROM PORTABLE COMPUTER SYSTEMS, INC., DBA PCS MOBILE, IN THE AMOUNT OF \$144,408.04.**
- B.6 CONSIDER RESOLUTION NO. 2017-034, APPROVING THE SELECTIVE TRAFFIC ENFORCEMENT PROGRAM (STEP) FY 2018, PROGRAM GRANT APPLICATION EFFECTIVE OCTOBER 1, 2017.**
- B.7 CONSIDER PURCHASE FROM GLOBAL BUILDING MAINTENANCE, INC. FOR JANITORIAL SERVICES FOR ONE YEAR IN THE AMOUNT NOT TO EXCEED \$ 77,740.**
- B.8 APPROVE ANNUAL INTERLOCAL AGREEMENT FOR PARTICIPATION IN THE CITY OF FORT WORTH'S ENVIRONMENTAL COLLECTION CENTER HOUSEHOLD HAZARDOUS WASTE PROGRAM.**

**C. PUBLIC HEARINGS**

There were no items for this category.

**D. PLANNING AND DEVELOPMENT**

There were no items for this category.

**E. PUBLIC WORKS**

**E.1 CONSIDER ORDINANCE NO. 3477 AMENDING SECTION 54-166 OF THE CODE OF ORDINANCES TO RESTRICT PARKING ON DESIGNATED PORTIONS OF BRIDGE STREET AND ICE HOUSE DRIVE IN HOME TOWN.**

**APPROVED**

City Engineer Caroline Waggoner presented the item. The purpose of the ordinance is to restrict parking on designated portions of Bridge Street and Ice House Drive in Home Town. Both streets provide for designated on-street parking spaces. The spaces on Ice House Drive are parallel to the travel lane and Bridge Street includes both parallel and diagonal parking stalls. The intent is to provide on-street parking without compromising travel lanes and forcing motorists to cross the center line to avoid parked cars. The proposed ordinance restricts parking to the striped stalls constructed adjacent to the travel lanes only. Areas not suitable for parking will be identified by signage at the end of each roadway and painted curbs at all restricted locations. City staff will notify adjacent property owners of the new parking standards. The proposed ordinance will go into effect 30 days following approval by Council.

**A MOTION WAS MADE BY COUNCIL MEMBER BARTH, SECONDED BY COUNCIL MEMBER WRIGHT OUJESKY TO APPROVE ORDINANCE NO. 3477**

**MOTION TO APPROVE CARRIED 7-0.**

**F. GENERAL ITEMS**

**F.1 AUTHORIZE CITY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS FOR ACCESS TO THEIR ACTUARIAL CONSULTING SERVICES THROUGH GABRIEL, ROEDER, SMITH, & CO.**

**APPROVED**

Director of Finance Mark Mills presented item. The purpose of the agreement is to allow the City access to North Central Council of Governments' (NCTCOG) actuarial consulting services with Gabriel, Roeder, Smith, & Co ("GRS"). It is necessary for the City to seek actuarial services for a study to be used for new Governmental Accounting Standards Board (GASB) reporting standards. Upon execution of the interlocal agreement with NCTCOG, the City will enter into a client-specific service level agreement with GRS based on the City's reporting requirements.

**A MOTION WAS MADE BY COUNCIL MEMBER LOMBARD, SECONDED BY COUNCIL MEMBER BENTON TO AUTHORIZE CITY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS FOR ACCESS TO THEIR ACTUARIAL CONSULTING SERVICES THROUGH GABRIEL, ROEDER, SMITH, & CO.**

**MOTION TO APPROVE CARRIED 7-0.**

**F.2 AUTHORIZE REJECTION OF ALL BIDS RECEIVED FOR BID NO. 17-019 FOR THE NRH2O BEACHSIDE BAY CABANA PROJECT.**

**APPROVED**

Director of Community Services Vickie Loftice presented item.

Council had no questions for staff.

**A MOTION WAS MADE BY COUNCIL MEMBER WRIGHT OUJESKY, SECONDED BY COUNCIL MEMBER WELCH TO AUTHORIZE REJECTION OF ALL BIDS RECEIVED FOR BID NO. 17-019.**

**MOTION TO APPROVE CARRIED 7-0.**

**F.3 CONSIDER RESOLUTION NO. 2017-037, APPOINTING A MEMBER TO THE PLANNING AND ZONING COMMISSION.**

**APPROVED**

City Secretary Alicia Richardson informed Council the item before them this evening is to consider the recommendation of Mayor Pro Tem Turnage. Due to the vacancy created by Mr. Schopper's resignation, Mayor Pro Tem Turnage is recommending the appointment of Mason Orr (existing alternate on Planning and Zoning Commission) to Place 6 on the Planning and Zoning Commission.

**A MOTION WAS MADE BY MAYOR PRO TEM TURNAGE, SECONDED BY COUNCIL MEMBER RODRIGUEZ TO APPROVE RESOLUTION NO. 2017-037.**

**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 that Council would consider this item later in the meeting.

## **H. INFORMATION AND REPORTS**

### **H.1 ANNOUNCEMENTS**

Council member Barth made the following announcements.

Don't forget National Night Out is next Tuesday, October 3, 2017. Residents are encouraged to turn on their porch lights and gather with their neighbors to show unity against criminal activity. Contact the Police Department for more information.

Join us for the annual NRH Road Runner 5K on Saturday, October 7, 2017 starting at Green Valley Park. This year's race will benefit the Community Enrichment Center and HELP Inc. Visit the website to register and get more information.

Also, on the evening of Saturday, October 7, 2017 join us at the City Hall plaza for a free concert by The Eggmen, followed by a laser light show. Food trucks will also be on site. The concert begins at 7:00 p.m. Seating will be on the lawn, so remember to bring your blankets or lawn chairs. Visit our website or call the Parks Department for more details.

Kudos Korner - Terry Scherer in Public Works - A citizen emailed to say how thankful she was that Terry responded to sewer issues at her home. Even though it was after normal work hours, he was polite and helpful, she said. She is glad that someone is there to respond even on nights and weekends and appreciates the city's emphasis on providing good customer service to everyone.

Council member Rita Wright Oujesky announced that she received a kudos from her friend for the Public Works Department. Over the weekend, there was a water main break on Sandhurst. City employees knocked on doors in the neighborhood to inform citizens of the water main break. Her friend was hosting an open house that day, and city employees assisted by providing her with gallons of water. She is very thankful for the outstanding customer service.

Mayor Trevino announced at 7:28 p.m. that the City Council would convene into Executive Session to consider matters as authorized by Chapter 551 of the Texas Government Code Section 551.074: Personnel matters to deliberate the employment, evaluation, and duties of public employees - City Secretary and Section 551.087: Deliberate regarding economic development negotiations - 9000 Hawk Avenue. Executive Session began at 7:33 p.m. and concluded at 8:27 p.m.

Mayor Trevino reconvened the meeting at 8:29 p.m., with the same members present.



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

Mayor Trevino announced that no action is necessary as the result of Executive Session.

**I. ADJOURNMENT**

Mayor Trevino adjourned the meeting at 8:29 p.m.

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Oscar Trevino, Mayor

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Alicia Richardson, City Secretary