

**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
MAY 14, 2018**

WORK SESSION

The City Council of the City of North Richland Hills, Texas met in work session on the 14th day of May 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.

Mayor Trevino informed Council the flow of the meeting will change slightly to accommodate newly elected official Brent Barrow. Following work session, City Council, to include Mr. Barrow, will adjourn to Executive Session as authorized by Local Government Code Section 551, specifically Section 551.072: Deliberate the purchase, exchange, lease or value of real property - (1) 7901 Boulevard 26 and (2) 5101 Laurel. Following discussion, Executive Session will be recessed and Council will reconvene following the regular meeting to discuss Section 551.074: Personnel matters to discuss

the employment, evaluation, and duties of public employees - Municipal Judge and Section 551.072: Consultation with City Attorney - construction contract of Kodiak Trenching and Boring LLC for paving improvements on Rufe Snow Drive.

Mayor Trevino informed Council that item B.7, consideration of Ordinance No. 3516 to appoint the judge and alternate judges, will need to be removed from the consent agenda. The item will be considered separately following Executive Session discussion regarding Section 551.074: Personnel matter to discuss the employment, evaluation, and duties of public employees - Municipal Judge.

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

Director of Library Services Cecilia Barham introduced new Circulation Supervisor Yaika Sabat.

3. QUARTERLY FINANCIAL REPORT FOR THE PERIOD ENDING MARCH 31, 2018.

Budget Director Robert Myers reviewed the quarterly financial status report for the period ending March 31, 2018. Mr. Myers reviewed the General Fund, Park Development Fund, Crime Control District Fund and Utility Fund providing the following year to date actuals:

General Fund

Revenue - \$31,839,724 (67.9% of projected budget)

Expenditures - \$21,574,148 (46% of projected budget)

Park Development Fund

Revenue - \$4,364,919 (48.5% of projected budget)

Expenditures - \$4,269,336 (47.4% of projected budget)

Crime Control District Fund

Revenue - \$2,758,878 (51.3% of projected budget)

Expenditures - \$2,473,732 (46% of projected budget)

Utility Fund

Revenue - \$13,653,261 (40% of projected budget)

Expenditures - \$17,189,962 (49.9% of projected budget)

Mr. Myers also provided an update on the following capital projects: Northfield Park renovation, Davis Boulevard/Mid Cities Boulevard intersection, and Smithfield Road (Davis Boulevard to Mid Cities Boulevard).

Council had no questions for staff.

EXECUTIVE SESSION

Mayor Trevino announced at 6:17 p.m. that the Council would adjourn into Executive Session as authorized by Chapter 551, Texas Government Code, specifically Section 551.072: Deliberate the purchase, exchange, lease or value of real property - (1) 7901 Boulevard 26 and (2) 5101 Laurel. Executive Session began at 6:20 p.m. and concluded at 6:40 p.m.

Mayor Trevino recessed Executive Session at 6:40 p.m. Mayor Trevino announced that Council would convene to the regular City Council meeting.

REGULAR MEETING

A. CALL TO ORDER

Mayor Trevino called the meeting to order May 14, 2018 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

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

A.1 INVOCATION

Council member Barth gave the invocation.

A.2 PLEDGE

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

A.3 CANVASS ELECTION RESULTS

A.3.1 APPROVE RESOLUTION NO. 2018-013, CANVASSING THE RESULTS OF THE MAY 5, 2018 GENERAL ELECTION.

APPROVED

City Secretary Alicia Richardson informed Council pursuant to the Texas Election Code, the governing body shall meet after the General Election to canvass the results of the election. Resolution No. 2018-013 formally accepts the results and declares the winning candidates. The unofficial results received from Tarrant County Elections are as follows:

<u>Candidate</u>	<u>Number of Votes</u>
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Mayor

Oscar Trevino	1,556
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Place 2

Rita Wright Oujesky	1,511
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Place 4

Brent Barrow	1,151
Taylor Steele	533

Place 6

Scott Turnage	1,507
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Staff is recommending Council approve Resolution No. 2018-013, declaring the following elected to office:

<u>Office</u>	<u>Name</u>
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Mayor	Oscar Trevino
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Place 2	Rita Wright Oujesky
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Place 4	Brent Barrow
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Place 6	Scott Turnage
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Mayor Trevino thanked Council member Barth for his service to the City of North Richland Hills. Dr. Barth was elected in 2006 and re-elected by the citizens five times. Dr. Barth envisioned the successful program Citizens Civic Academy, which is offered by the city.

Mayor Trevino opened the floor to Council for comments.

Council thanked Dr. Barth for his service, friendship, mentorship, and leadership.

A MOTION WAS MADE BY COUNCIL MEMBER LOMBARD, SECONDED BY COUNCIL MEMBER BENTON TO APPROVE RESOLUTION NO. 2018-013.

MOTION TO APPROVE CARRIED 7-0.

A.4 SPECIAL PRESENTATION(S) AND RECOGNITION(S)

A.4.1 OATHS OF OFFICE AND SWEARING IN CEREMONY FOR NEWLY ELECTED OFFICIALS - MAYOR AND COUNCIL MEMBERS FOR PLACES 2, 4, AND 6.

The oath of office was administered to the following officials: Rita Wright Oujesky, Brent Barrow, Scott Turnage and Oscar Trevino.

Mayor Trevino recessed the meeting at 7:37 p.m. for a brief reception.

Mayor Trevino reconvened the meeting at 8:02 p.m., with the following present.

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
	Brent Barrow	Council, Place 4
	Mike Benton	Council, Place 5
	Tim Welch	Council, Place 7

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

A.5 CITIZENS PRESENTATION

Mr. Kyle Smith, 7552 Starnes Road, commented on his concerns with roadway markings and speed control on Starnes Road. He informed Council about a recent accident involving a bicycle.

Mayor Trevino asked Police Chief Jimmy Perdue and Managing Director Mike Curtis to visit with Mr. Smith.

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

Council member Lombard removed item B.7 from the consent agenda.

B. CONSIDER APPROVAL OF CONSENT AGENDA ITEMS

APPROVED

A MOTION WAS MADE BY COUNCIL MEMBER LOMBARD, SECONDED BY COUNCIL MEMBER RODRIGUEZ TO APPROVE THE CONSENT AGENDA (ITEMS B.1 - B.6).

MOTION TO APPROVE CARRIED 7-0.

- B.1 APPROVE MINUTES OF THE REGULAR APRIL 23, 2018 CITY COUNCIL MEETING.**
- B.2 RESCHEDULE THE JUNE 11, 2018 CITY COUNCIL MEETING TO JUNE 4, 2018.**
- B.3 CONSIDER ORDINANCE NO. 3505, AMENDING CHAPTER 54, ARTICLE X, OF THE CITY OF NORTH RICHLAND HILLS CODE OF ORDINANCES, AUTOMATED TRAFFIC SIGNAL ENFORCEMENT.**
- B.4 AUTHORIZE THE CITY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE TEXAS DEPARTMENT OF MOTOR VEHICLES FOR SCOFFLAW SERVICES FOR THE CITY'S AUTOMATED TRAFFIC SIGNAL ENFORCEMENT PROGRAM.**
- B.5 AUTHORIZE THE CITY MANAGER TO EXECUTE A MEMORANDUM OF AGREEMENT BETWEEN NORTH RICHLAND HILLS, THE CITY OF DALLAS, THE CITY OF ARLINGTON AND THE TEXAS DEPARTMENT OF PUBLIC SAFETY FOR REIMBURSEMENT OF OVERTIME SALARY COSTS ASSOCIATED WITH THE NORTH TEXAS ANTI-GANG CENTER TASK FORCE.**
- B.6 ADOPT JOINT RESOLUTION AUTHORIZING THE ANNUAL RENEWAL OF AN INTERLOCAL AGREEMENT WITH TARRANT COUNTY FOR 800 MHZ RADIO MAINTENANCE SERVICES.**

C. PUBLIC HEARINGS

- C.1 ZC 2018-02, ORDINANCE NO. 3512, PUBLIC HEARING AND CONSIDERATION OF A REQUEST FROM TEAGUE, NALL, AND PERKINS, INC., FOR A ZONING CHANGE FROM R-1-S SPECIAL SINGLE-FAMILY TO R-2 SINGLE-FAMILY RESIDENTIAL AT 8120 SAYERS LANE, BEING 2.199 ACRES DESCRIBED AS LOT 8, BLOCK 3, WOODBERT ADDITION. (CONTINUED FROM APRIL 23, 2018 CITY COUNCIL MEETING)**

APPROVED

Mayor Trevino advised the public hearing was opened at the April 23, 2018 City Council meeting and continued to the meeting tonight. He called on Planning Manager Clayton Comstock to introduce the item.

Mr. Comstock informed Council the applicant is requesting a zoning change of 2.199 acres located at 8120 Sayers Lane. The area is designated on the Comprehensive Land Use Plan as low density residential and the current zoning is R-1-S special single family. Mr. Comstock presented site photos of the property.

Applicant representative Tom Rutledge with Teague, Nall, and Perkins, located at 6620 Cedar Crest Drive, North Richland Hills presented request and was available to answer questions from Council. The comments at the Planning and Zoning Commission included traffic and density. If request is approved, the total number of homes on Sayers will be less than the neighborhoods located to the west and northwest that have 56 homes. He said other concerns regarded engineering questions, which is not part of the zoning request, but he is available to answer questions.

Council had no questions for the applicant.

Mr. Comstock presented staff's report. The request is for R-2 single family residential. Over 20% of the land area located within the 200-foot buffer zone have registered written opposition to the request. State law requires a super majority vote of the City Council when the city is in receipt of opposition from a minimum of 20% of the land area owners located within the 200-foot buffer zone. The petition submitted at the April 23, 2018 City Council meeting is 62.6% of the land area owners in opposition to the request. The Planning and Zoning Commission, at their April 5, 2018 meeting, recommended approval with a vote of 6-0.

Mayor Trevino commented the public hearing is open and would hear from those who wish to speak during the public hearing.

The following spoke in opposition:

Mr. Clint Holly, 8124 Sayers Lane, commented that he lives just east of the proposed area. He expressed to Council that he disagrees with the statement made at the Planning and Zoning Commission that the request is only a zoning request. He commented that he does not oppose the proposed lot size as it matches with the current neighborhood.

Ms. Susan Walls, 8301 Sayers Lane, inquired about the zoning exhibit. The exhibit illustrates that the proposed area extends over Sayers Lane. She also mentioned her

concern with drainage.

Ms. Evelyn Kidd, 8125 Sayers Lane, commented on lot size, additional traffic for the dead-end street, and the zoning exhibit that shows an additional 50'.

Mr. Mark Mudry, 6617 Cedar Grove Drive, North Richland Hills, the applicant informed Council that he was present to answer any questions.

There being no one else wishing to speak, Mayor Trevino closed the public hearing.

In response to the question regarding additional property, Mr. Comstock informed Council the right-of-way on Sayers Lane is 50'. All zoning changes illustrate the boundary line of the district to the center line of the street or right-of-way. He advised that Ms. Kidd inquired about the additional 50'. The right-of-way is city property. If the right-of-way is determined to no longer be needed, there is a process to abandon the property. Ms. Kidd being the adjacent property owner to the north will have the opportunity to acquire half of the right-of-way.

Mr. Comstock informed Council any drainage, engineering, water services, stormwater drainage takes places during the platting process.

A MOTION WAS MADE BY COUNCIL MEMBER LOMBARD, SECONDED BY MAYOR PRO TEM TURNAGE TO APPROVE ORDINANCE NO. 3512.

MOTION TO APPROVE CARRIED 7-0.

C.2 FP 2018-01 PUBLIC HEARING AND CONSIDERATION OF A REQUEST FROM CAMBRIDGE NRH DEVELOPMENT, LLC, FOR A FINAL PLAT OF CAMBRIDGE ESTATES PHASE 2, BEING 2.88 ACRES LOCATED IN THE 6000 BLOCK OF WESSEX STREET. (CONTINUED FROM APRIL 23, 2018 CITY COUNCIL MEETING)

APPROVED

Mayor Trevino advised the public hearing was opened at the April 23, 2018 City Council meeting and continued to the meeting this evening. He announced that Council member Welch has a conflict and will not be participating in the discussion or vote on the item. Council member Welch filed an affidavit of disqualification with the city secretary as he is the engineer of record for the item.

Council member Welch left the meeting at 8:35 p.m.

Mr. Comstock informed Council the applicant is requesting a final plat for 2.88 acres

located in the 6000 block of Wessex Street. The area is designated on the Comprehensive Land Use Plan as commercial and the current zoning is R-PD residential planned development. Mr. Comstock presented site photos of the property.

Applicant representative Kyle Krupa with Sandlin Homes located at 5137 Davis Boulevard, presented request and was available to answer questions. He informed Council this is the last phase of the development. They purposely waited for the Federal Emergency Management Agency (FEMA) approval of their Letter of Map Amendment (LOMA) and Conditional Letter of Map Amendment (CLOMR). This phase will complete the 193-lot community.

Mr. Comstock presented staff's report. The Planning and Zoning Commission, at their April 5, 2018 meeting, recommended approval with a vote of 6-0.

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 hearing.

A MOTION WAS MADE BY COUNCIL MEMBER RODRIGUEZ, SECONDED BY COUNCIL MEMBER WRIGHT OUJESKY TO APPROVE FP 2018-01.

MOTION TO APPROVE CARRIED 6-0-1, WITH COUNCIL MEMBER WELCH ABSTAINING.

D. PLANNING AND DEVELOPMENT

There were no items for this category.

E. PUBLIC WORKS

E.1 CONSIDER THE 2018 PREVENTIVE STREET MAINTENANCE PROGRAM.

APPROVED

Council member Welch returned to the meeting at 8:41 p.m.

Mayor Pro Tem Turnage introduced the item.

Street-Traffic Superintendent Chris Turner presented the 2018 preventive street maintenance program.

Council had no questions for staff.

A MOTION WAS MADE BY MAYOR PRO TEM TURNAGE, SECONDED BY COUNCIL MEMBER LOMBARD TO APPROVE THE 2018 PREVENTIVE STREET MAINTENANCE PROGRAM.

MOTION TO APPROVE CARRIED 7-0.

E.2 CONSIDER AN INTERLOCAL AGREEMENT BETWEEN TARRANT COUNTY AND THE CITY OF NORTH RICHLAND HILLS FOR ROAD CONSTRUCTION ON A SECTION OF SUSAN LEE LANE.

APPROVED

Street Traffic Superintendent Chris Turner presented item and was available to answer questions.

Council had no questions for staff.

A MOTION WAS MADE BY COUNCIL MEMBER WELCH, SECONDED BY COUNCIL MEMBER BENTON TO AUTHORIZE THE CITY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN TARRANT COUNTY AND THE CITY OF NORTH RICHLAND HILLS FOR ROAD CONSTRUCTION ON A SECTION OF SUSAN LEE LANE.

MOTION TO APPROVE CARRIED 7-0.

E.3 APPROVE RESOLUTION NO. 2018-012, APPROVING AN ADVANCE FUNDING AGREEMENT RELATING TO THE SMITHFIELD MIDDLE SCHOOL SAFE ROUTES TO SCHOOL PROGRAM.

APPROVED

Civil Engineer Justin Naylor presented item and was available to answer questions.

Council had no questions for staff.

A MOTION WAS MADE BY COUNCIL MEMBER WRIGHT OUJESKY, SECONDED BY COUNCIL MEMBER BARROW TO APPROVE RESOLUTION NO. 2018-012.

MOTION TO APPROVE CARRIED 7-0.

F. GENERAL ITEMS

There were no items for this category.

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

APPROVED

Mayor Trevino announced that action is necessary as the result of discussion in Executive Session, pursuant to Section 551.072: Deliberate the purchase, exchange, lease or value of real property.

Director of Economic Development Craig Hulse presented item.

A MOTION WAS MADE BY MAYOR PRO TEM TURNAGE, SECONDED BY COUNCIL MEMBER RODRIGUEZ TO AUTHORIZE THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN UNIMPROVED PROPERTY CONTRACT FOR 5101 LAUREL LANE AND ANY ASSOCIATED DOCUMENTS NECESSARY WITH J. GUADALUPE LARA, MARIA DEL ROSARIO SALAZAR FOR \$49,000.

MOTION TO APPROVE CARRIED 7-0.

H. INFORMATION AND REPORTS

H.1 ANNOUNCEMENTS

Council member Lombard made the following announcements.

A runoff election will take place Tuesday, May 22, 2018 for the Republican and Democratic Primary. Early voting for the runoff began today and continues through Friday. Please visit the Tarrant County elections website for a sample ballot and polling hours and locations.

The Sounds of Spring Concert Series wraps up this Friday with performance by American Jazz Composers Orchestra. The concert will begin at 7:00 p.m. on the City Hall Plaza. Admission and parking are free. There will be a variety of food trucks and activities for kids. Please visit our website or call Parks & Recreation for more information.

Summertime is nearly here and so are the mosquitoes. Make sure you are protected by using insect repellent whenever you spend time outdoors and by eliminating standing water where mosquitoes breed around your home. You can find more information on the city's website.

Kudos Korner - Our Fleet Services Employees - The Fleet Services Division was recently named one of the 100 Best Fleets in North America. The annual ranking recognizes high-trust and high-performance public sector fleet operations. Criteria for the award include use of technology, collaboration, service turnaround time, performance and accountability. North Richland Hills ranked 38 this year.

Mayor Trevino recessed the meeting at 9:03 p.m. to reconvene into Executive Session as authorized by Chapter 551, Texas Government Code, specifically Section 551.074: Personnel matters to deliberate the employment, evaluation, and duties of public employees - Municipal Judge; and Section 551.071: Consultation with City Attorney - Construction contract with Kodiak Trenching and Boring LLC for paving improvements on Rufe Snow Drive.

Mayor Trevino reconvened the meeting at 9:28 p.m., with the same members present.

B.7 CONSIDER ORDINANCE NO. 3516, APPOINTING THE JUDGE AND ALTERNATE JUDGES OF THE MUNICIPAL COURT OF RECORD.

APPROVED

A MOTION WAS MADE BY COUNCIL MEMBER LOMBARD, SECONDED BY COUNCIL MEMBER RODRIGUEZ TO APPROVE ORDINANCE NO. 3516.

MOTION TO APPROVE CARRIED 7-0.

I. ADJOURNMENT

Mayor Trevino adjourned the meeting at 9:32 p.m.

Oscar Trevino, Mayor

Alicia Richardson, City Secretary