

**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 28, 2020**

WORK SESSION

CALL TO ORDER

Mayor Trevino called the work session to order September 28, 2020 at 6:03 p.m.

| | | |
|----------------|---|--|
| Present: | Oscar Trevino Tito Rodriguez Rita Wright Oujesky Mason Orr Mike Benton Scott Turnage | Mayor Deputy Mayor Pro Tem, Place 1 Council, Place 2 Associate Mayor Pro Tem, Place 4 Council, Place 5 Mayor Pro Tem, Place 6 |
| Absent: | Suzy Compton Tim Welch | Council, Place 3 Council, Place 7 |
| Staff Members: | Mark Hindman Alicia Richardson Maleshia B. McGinnis | City Manager City Secretary/Chief Governance Officer City Attorney |

1. DISCUSS ITEMS ON REGULAR CITY COUNCIL MEETING.

City Council had no questions for staff.

EXECUTIVE SESSION

Mayor Trevino convened into Executive Session at 6:04 p.m.

- 1. SECTION 551.071: CONSULTATION WITH CITY ATTORNEY TO SEEK ADVICE ABOUT PENDING OR THREATENED LITIGATION OR SETTLEMENT OFFER - CITY OF NORTH RICHLAND HILLS V. LAFONDA JOY DIXON, AKA LAFONDA MOORE DIXON AND 4916 ELDORADO DRIVE, IN REM, CAUSE NO. 352-313751-9, IN THE 352ND JUDICIAL DISTRICT COURT, TARRANT COUNTY, TEXAS.**
- 2. SECTION 551.074: PERSONNEL MATTERS TO DELIBERATE THE EMPLOYMENT, EVALUATION, AND DUTIES OF PUBLIC EMPLOYEES - MUNICIPAL COURT ADMINISTRATOR**

3. SECTION 551.072: DELIBERATE THE PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY - APPROXIMATELY 29,250 SQUARE FEET (0.67 ACRE) OF RIGHT-OF-WAY FOR NANCY LANE IN THE 4700 AND 4800 BLOCK BETWEEN SHORT STREET AND NORTHEAST LOOP 820.

Mayor Trevino announced at 6:04 p.m. that the City Council would adjourn into Executive Session as authorized by Chapter 551, Texas Government Code, Section 551.071: Consultation with City Attorney to Seek Advice About Pending or Threatened Litigation or Settlement Offer - City of North Richland Hills v. Lafonda Joy Dixon, aka Lafonda Moore Dixon and 4916 Eldorado Drive, in rem, Cause No. 352-313751-9, in the 352nd Judicial District Court, Tarrant County, Texas; Section 551.074: Personnel matters to deliberate the employment, evaluation, and duties of public employees - Municipal Court Administrator and Section 551.072: Deliberate the purchase, exchange, lease or value of real property - approximately 29,250 square feet (0.67 acre) of right-of-way for Nancy Lane in the 4700 and 4800 block between Short Street and Northeast Loop 820. Executive Session began at 6:05 p.m. and concluded at 7:03 p.m.

Mayor Trevino announced at 7:03 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 September 28, 2020 at 7:08 p.m.

| | | |
|----------------|---|--|
| Present: | Oscar Trevino Tito Rodriguez Rita Wright Oujesky Mason Orr Mike Benton Scott Turnage | Mayor Deputy Mayor Pro Tem, Place 1 Council, Place 2 Associate Mayor Pro Tem, Place 4 Council, Place 5 Mayor Pro Tem, Place 6 |
| Absent: | Suzy Compton Tim Welch | Council, Place 3 Council, Place 7 |
| Staff Members: | Mark Hindman Alicia Richardson Maleshia B. McGinnis | City Manager City Secretary/Chief Governance Officer 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)

There were no items for this category.

A.4 CITIZENS PRESENTATION

Mr. James Lynes, 6928 Riviera Drive, discussed his concern with littering on the JoAnn Johnson Trail. He has visited with and provided photos to City Manager Mark Hindman and Director of Neighborhood Services Stefanie Martinez. Mr. Lynes indicated the litter comes from the Stop-N-Go gas station and the retail strip (Harbor Freight).

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 MAYOR PRO TEM TURNAGE TO APPROVE THE CONSENT AGENDA.

MOTION TO APPROVE CARRIED 5-0.

B.1 APPROVE MINUTES OF THE REGULAR SEPTEMBER 14, 2020 CITY COUNCIL MEETING.

B.2 APPROVE PURCHASE FROM LIBRARY INTERIORS OF TEXAS LLC., FOR MOVING SERVICES FOR CAPITAL IMPROVEMENT PROJECT FC2001 CARPET REPLACEMENT, AT THE PUBLIC LIBRARY AT 9501 GRAND AVE, IN THE AMOUNT OF \$92,960.76 THROUGH BUY BOARD CONTRACT NO. 584-19.

- B.3 APPROVE PURCHASE FROM VECTOR CONCEPTS, INC. FOR FLOOR COVERINGS FOR CAPITAL IMPROVEMENT PROJECT FC2001 CARPET REPLACEMENT, AT THE PUBLIC LIBRARY, AT 9501 GRAND AVE, IN THE AMOUNT OF \$228,979.79 THROUGH BUY BOARD CONTRACT NO. 561-18 AND APPROVE ASSOCIATED BUDGET REVISION.**
- B.4 AUTHORIZE THE PURCHASE OF SIX NEW LUCAS 3 CHEST COMPRESSION SYSTEMS FROM STRYKER CORPORATION FOR ALL CITY OF NORTH RICHLAND HILLS AMBULANCES IN THE AMOUNT OF \$94,177.**
- B.5 CONSIDER AWARDDING RFP 20-026, A ONE-YEAR CONTRACT WITH FOUR ADDITIONAL ONE-YEAR RENEWAL OPTIONS, TO CASCO INDUSTRIES INC., FOR THE PURCHASE OF FIREFIGHTING CLOTHES/BUNKER GEAR IN AN ANNUAL AMOUNT NOT TO EXCEED \$60,285.**
- C. PUBLIC HEARINGS**
- C.1 ZC 2020-08, ORDINANCE NO. 3666, PUBLIC HEARING AND CONSIDERATION OF A REQUEST FROM SLADE STEPHENS FOR A ZONING CHANGE FROM AG (AGRICULTURAL) TO R-2 (SINGLE-FAMILY RESIDENTIAL) AT 8416 FRANKLIN COURT, BEING 0.23 ACRES DESCRIBED AS LOT 15, THOMAS PECK SUBDIVISION.**

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 zoning change for 0.23 acres located at 8416 Franklin Court for the purpose of constructing a new residence. The area is designated on the Comprehensive Land Use Plan as low density residential and the current zoning is agricultural. Mr. Comstock provided site photos of the property.

Applicant representative Kim Stephens, 437 Vasey Oak Drive, Keller, presented request and was available to answer questions.

Mr. Comstock presented staff's report. The Planning and Zoning Commission, at their September 17, 2020 meeting, recommended approval with a vote of 7-0.

A MOTION WAS MADE BY ASSOCIATE MAYOR PRO TEM ORR, SECONDED BY DEPUTY MAYOR PRO TEM RODRIGUEZ TO APPROVE ORDINANCE NO. 3666.

MOTION TO APPROVE CARRIED 5-0.

D. PLANNING AND DEVELOPMENT

There were no items for this category.

E. PUBLIC WORKS

E.1 CONSIDER A PROFESSIONAL SERVICES AGREEMENT WITH FREESE AND NICHOLS, INC. IN AN AMOUNT NOT TO EXCEED \$66,370 FOR PREPARATION OF THE RISK AND RESILIENCY ASSESSMENT AS PART OF THE UTILITY RISK AND RESILIENCY ASSESSMENT PROJECT (UT2006).

APPROVED

Director of Public Works Caroline Waggoner presented items D.1 and D.2. Staff is seeking City Council's approval for two professional services agreement (1) engineering services and (2) preparation of the emergency response plan for the utility risk and resiliency assessment project.

A MOTION WAS MADE BY MAYOR PRO TEM TURNAGE, SECONDED BY COUNCIL MEMBER WRIGHT OUJESKY TO APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH FREESE AND NICHOLS, INC. IN AN AMOUNT NOT TO EXCEED \$66,370 FOR PREPARATION OF THE RISK AND RESILIENCY ASSESSMENT AS PART OF THE UTILITY RISK AND RESILIENCY ASSESSMENT PROJECT.

MOTION TO APPROVE CARRIED 5-0.

E.2 CONSIDER A PROFESSIONAL SERVICES AGREEMENT WITH FREESE AND NICHOLS, INC. IN AN AMOUNT NOT TO EXCEED \$56,930 FOR PREPARATION OF THE EMERGENCY RESPONSE PLAN AS PART OF THE UTILITY RISK AND RESILIENCY ASSESSMENT PROJECT (UT2006).

APPROVED

This item was presented in conjunction with item D.1.

A MOTION WAS MADE BY COUNCIL MEMBER WRIGHT OUJESKY, SECONDED BY DEPUTY MAYOR PRO TEM RODRIGUEZ TO APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH FREESE AND NICHOLS, INC. IN AN AMOUNT NOT TO EXCEED \$56,930 FOR PREPARATION OF THE EMERGENCY RESPONSE PLAN AS PART OF THE UTILITY RISK AND RESILIENCY ASSESSMENT PROJECT.

MOTION TO APPROVE CARRIED 5-0.

F. GENERAL ITEMS

F.1 CONSIDER ORDINANCE NO. 3667, APPROVING A NEGOTIATED SETTLEMENT BETWEEN THE ATMOS CITIES STEERING COMMITTEE ("ACSC") AND ATMOS ENERGY CORP., MID-TEX DIVISION REGARDING THE COMPANY'S 2020 RATE REVIEW MECHANISM FILING.

APPROVED

Assistant City Manager Karen Manila informed City Council the ordinance for their consideration is to approve a negotiated rate settlement agreement between Atmos Cities Steering Committee and Atmos Energy Corp., Mid-Tex Division.

A MOTION WAS MADE BY DEPUTY MAYOR PRO TEM RODRIGUEZ, SECONDED BY COUNCIL MEMBER WRIGHT OUJESKY TO APPROVE ORDINANCE NO. 3667.

MOTION TO APPROVE CARRIED 5-0.

G.1 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 City Council would take action on items discussed in Executive Session as authorized by Texas Government Code Section 551.074: Personnel matters - Municipal Court Administrator.

A MOTION WAS MADE BY MAYOR PRO TEM TURNAGE, SECONDED BY COUNCIL MEMBER BENTON TO APPROVE THE 4TH AMENDMENT TO THE EMPLOYMENT CONTRACT WITH MUNICIPAL COURT CLERK REBECCA VINSON AS DISCUSSED IN EXECUTIVE SESSION.

MOTION TO APPROVE CARRIED 5-0.

G.2 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 City Council would take action on item discussed in Executive Session as authorized by Texas Government Code Section 551.071: Consultation with City Attorney.

City Attorney Maleshia McGinnis advised City Council that staff is seeking approval of demolition of all structures on property located at 4916 Eldorado Drive. The property is required to be brought into compliance by October 2, 2020. If property remains substandard, staff is seeking City Council's approval for demolition.

A MOTION WAS MADE BY COUNCIL MEMBER BENTON, SECONDED BY MAYOR PRO TEM TURNAGE TO AUTHORIZE DEMOLITION OF ALL STRUCTURES ON THE PROPERTY LOCATED AT 4916 ELDORADO DRIVE, IN ACCORDANCE WITH THE PERMANENT INJUNCTION AND FINAL JUDGMENT GRANTED TO THE CITY OF NORTH RICHLAND HILLS ON JUNE 26, 2020, AND AUTHORIZE THE CITY ATTORNEY TO INITIATE NECESSARY PROCEEDINGS TO RECOVER ANY AND ALL RELATED CIVIL PENALTIES

MOTION TO APPROVE CARRIED 5-0.

H. INFORMATION AND REPORTS

H.1 ANNOUNCEMENTS

Deputy Mayor Pro Tem Rodriguez made the following announcements.

If you are not already registered to vote or need to update your information, you must do so by October 5, 2020 to be able to vote in the November 3, 2020 election. Visit www.votetexas.gov for a voter registration form and more information.

The community is invited to join us for a virtual National Night Out event at 6:30 p.m. on Tuesday, October 6, 2020. The event will be live streamed through the NRH Public Safety YouTube Channel. You can find more information on the city's website.

Kudos Korner - Megan Fendley in Neighborhood Services - A resident emailed to commend Megan for her thorough inspection and assistance with a neighborhood mosquito problem. "It was apparent that she is not only knowledgeable, but passionate

about her work. Her demeanor and attitude reflected very well on the City and its services. Please know how much we appreciated Meagan's professionalism and work ethic!"

I. ADJOURNMENT

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

Oscar Trevino, Mayor

ATTEST:

Alicia Richardson
City Secretary/Chief Governance Officer