MINUTES OF
RICHLAND HILLS CITY COUNCIL
REGULAR MEETING
MARCH 22, 2011

Mayor Ragan called the Regular City Council meeting to order at 7:00 p.m., in the Council Chambers of the Richland Hills City Hall, 3200 Diana Drive, Richland Hills, Texas.

David L. Ragan	Mayor
Kenney Davis, Place 2	Mayor Pro Tem
James Blyn, Place 1	Councilmembers
Andrew Baugh, Place 3	
Ricky Head, Place 4	
Larry Marrs, Place 5	
James W. Quin	City Manager
Linda Cantu	City Secretary
Tim Sralla	City Attorney

with the following members absent: none, constituting a quorum, at which time the following business was transacted:

1. Call to Order

2. **INVOCATION/PLEDGES OF ALLEGIANCE**

The invocation was given by Councilmember Davis.

Councilmember Head led the Pledge of Allegiance to the United States and Texas flags.

Item No. 4C was moved at this time, to accommodate the Richland Elementary School students.

4. **PRESENTATIONS/RECOGNITIONS/PROCLAMATIONS-**

Mayor Ragan recognized and presented awards to the following: A) a proclamation for "March for Meals Awareness Month in Tarrant County" and recognized the efforts of Meals on Wheels, Inc., for its efforts which have resulted in the improvement in the lives of the homebound and disabled in Tarrant County with continued personal independence, daily visits by caring volunteers, well-balanced meals and the assistance of professional case managers; B) Mayor Ragan recognized the 2010 Achievement of Excellence in

Libraries Award from the Texas Municipal Library Directors Association. Of 565 public libraries in the state of Texas, only 27 received the 2010 Award; and C) Mayor Ragan recognized First Semester "A" Honor Roll Students from Richland Elementary School.

3. **PUBLIC INPUT OR PUBLIC COMMENTS-**

Ron Hyde, 6656 Hovenkamp, commented on proposed changes to Chapter 34, 82 and 90.
Theresa Bledsoe, 2716 Spruce Park, commented on her water bill.
Oliver Pettit, 7505 Hovenkamp, commented on the cost of wastewater charges.
David White, 7008 Hovenkamp, commented on drainage near his property.

5. **COUNCIL APPOINTED BOARDS-**

MOTION: A motion was made by Councilmember Kenney Davis, and seconded by Councilmember James Blyn to accept the resignation from Joe Moore from the Zoning Board of Adjustment. Motion carried by a vote of 5-0.

6. **CONDUCT PUBLIC HEARING AND CONSIDER AMENDMENTS TO THE CITY CODE REGARDING CHAPTERS 34, 82 AND 90-**

City Manager James Quin advised the following was to conduct a public hearing to discuss and consider the following regulations and amendments to the City Code: (1) amending Article VII of Chapter 34 of the Code of Ordinances to amend existing regulations to expand or amend the regulations against parking on unapproved surfaces, including to extend such regulations to commercial, over-size and recreational vehicles; (2) amending Articles V and VI of Chapter of the Code to amend regulations to set maximum weight restrictions on vehicles parked or driving over various streets of the City; and (3) amending various provisions of 90, Zoning, of the Code of Ordinances to establish regulations for parking and/or storing commercial, over-size and recreational vehicles in all zoning districts. This item was tabled at Council's Tuesday March 8, 2011 Regular Meeting.

Mayor Ragan opened the Public Hearing.

OPPOSITION: John Skier, 7016 Park Place Dr.
Sheleen Jaymes, 6909 Jackson Ct.
Travis Malone, 3106 Elm Park
Mr. Ackery, 6716 Park Place Dr.
Glen Terry, 2910 Spruce Park
David White, 7008 Hovenkamp
Debbye Fritz, 7138 Maple Park Dr.
Ron Hyde, 6656 Hovenkamp

SUPPORT: None

There being no one else to speak, Mayor Ragan closed the Public Hearing.

MOTION: A motion was made by Councilmember Marrs, and seconded by Councilmember Davis to schedule a Work Shop with City Council and Planning and Zoning. Motion carried by a vote of 5-0.

7. **APPROVE FISCAL YEAR 2009-10 AUDIT-**

City Manager James Quin advised this item was for consideration to discuss and approve the Fiscal Year 2009-10 Audit as prepared by the City's independent auditors, George, Morgan & Sneed, P.C.

Peter Morgan, representative with George, Morgan and Sneed, briefed Councilmember's on the audit report. Mr. Morgan commended the staff and stated the City is in sound financial shape, receiving the certificate of achievement in the years past for its financial report.

Mayor Ragan requested this item moved to the April 12, 2011 meeting as this will allow Councilmember's time to review the audit.

MOTION: A motion was made by Councilmember Davis, and seconded by Councilmember Marrs to table this item to the April 12, 2011 meeting. Motion carried by a vote of 5-0.

8. **RECEIVE THE REPORT OF THE CITY'S DELINQUENT TAX COLLECTION LAW FIRM LINEBARGER GOGGIN BLAIR AND SAMPSON, LLP REGARDING THE COLLECTION OF DELINQUENT PROPERTY TAXES OWED WITHIN THE CITY-**

City Manager James Quin advised the following was to receive the report of the City's delinquent tax collection law firm Linebarger Goggin Blair and Sampson, LLP regarding collection of delinquent property taxes owed within the City, particularly regarding vacant properties.

Steve Meeks, representative with Linebarger Goggin Blair and Sampson, LLP, briefed Councilmember's on the tax collection process, particularly regarding vacant properties.

There was general discussion among Councilmember's and Mr. Meeks.

Mr. Meeks stated he would get a list of vacant properties, and report back to Councilmember's with the options available regarding vacant properties.

9. **HEAR STAFF REPORT REGARDING THE PRINTING OF WATER BILLS AND NEWSLETTER AND THEIR DELIVERY VIA ENVELOPE-**

City Manager James Quin advised the following was to hear and discuss staff report regarding progress toward printing both the water bills and newsletter and their delivery via envelope.

Barbara Mann, Director of Finance, briefed Councilmember's on the first schedule date for the water bill mailed via envelope. This will allow periodic city updates included with the mail-outs.

10. **HEAR STAFF REPORT REGARDING P.R.I.D.E. INITIATIVE-**

City Manager James Quin advised this item was for consideration to hear and discuss staff report from the Director of Planning and Community Development regarding P.R.I.D.E. Initiative.

Denice Thomas, Community Development Director, presented a brief over-view of the P.R.I.D.E. program.

AT THIS TIME, COUNCILMEMBER'S TOOK A FIVE MINUTES RECESS.

MAYOR RAGAN CALLED THE MEETING BACK TO ORDER.

11. **APPROVE RESOLUTION DESIGNATING CERTAIN POSITIONS AUTHORITY TO HANDLE REGISTRATION DOCUMENTATION-**

City Manager James Quin advised this item was for consideration to discuss and approve resolution designating certain positions authority to handle registration documentation pertaining to unmarked license plates.

MOTION: A motion was made by Councilmember Davis, and seconded by Councilmember Head to table to the April 12, 2011 meeting. Motion carried by a vote of 5-0.

12. **APPROVE OIL, GAS AND MINERAL LEASE AGREEMENT WITH DALE PROPERTY SERVICES, LLC-**

City Manager James Quin advised this item was for consideration to discuss and approve oil, gas and mineral lease agreement with Dale Property Services, LLC regarding city property described as 1.17 acres, more or less, Block 33 Richland Hills Addition (Kate Baker Park); .4971 acres, more or less, Lot 7 and 8, Block F, Richland Hills Addition; .1835 acres, more or less, Lot 2B, Block 1, Richland Hills Addition and .1607 acres, more or less, Lot 16R, Payton Subdivision (Hurst) for the amount of $5,000 per net mineral acre and twenty-five percent royalty. This item was tabled at Council's Tuesday, February 22, 2011 Regular Meeting.

MOTION: A motion was made by Councilmember Davis, and seconded by Councilmember Blyn to table to the April 12, 2011 meeting. Motion carried by a vote of 5-0.

13. **APPROVE PURCHASE OF PUBLIC WORKS DEPARTMENT BACKHOE AND ONE-TON TRUCK VIA TEXAS BUY BOARD-**

City Manager James Quin advised this item was for consideration to consider and approve the purchase of a Case Backhoe for the amount of $57,500 (with trade-in) from Hi-Way Equipment and a one-ton 2011 Dodge Truck for the amount of $27,417 (with trade-in) from Meador Dodge via the Texas Local Government Purchasing Cooperative (Buy Board).

MOTION: A motion was made by Councilmember Davis, and seconded by Councilmember Marrs to approve. Motion carried by a vote of 5-0.

14. **APPROVE PURCHASE OF PUBLIC WORKS DEPARTMENT SCAG DECK MOWER AND MOWER ATTACHMENT VIA TEXAS BUY BOARD -**

City Manager James Quin advised this item was for consideration to discuss and approve the purchase of a SCAG DECK Mower for the amount of $6,750 (with trade-in) and a mower attachment for the amount of $4,563 from Zimmerer Kubota of Haltom City.

MOTION: A motion was made by Councilmember Davis, and seconded by Councilmember Marrs to approve. Motion carried by a vote of 5-0.

15. **APPROVE CONTRACT AMENDMENT REGARDING BFC-5/5A DRAINAGE IMPROVEMENT DESIGN WITH HALFF AND ASSOCIATES REGARDING COMPLYING WITH TCEQ DAM SAFETY REGULATIONS-**

City Manager James Quin advised this item was for consideration to discuss and approve a contract amendment for the not to exceed amount of $21,837 with the professional engineering firm Halff and Associates to complete analysis required by Texas Commission

on Environmental Quality (TCEQ) Dam Safety and Emergency Action Plan regulations regarding Richland Elementary School Detention Pond.

Michael Barnes, Public Works Director, briefed Councilmember's regarding the specifications regarding the TCEQ Dam safety regulations.

Terry Barnes, a representative with Halff and Associates was present to answer any questions from Councilmember's.

MOTION: A motion was made by Councilmember Marrs, and seconded by Councilmember Davis to approve. Motion carried by a vote of 5-0.

16. **REMOVAL OF CONSENT AGENDA ITEMS-**

Any Councilmember may remove any item from the Consent Agenda for separate discussion and action at this time.

17. **CONSENT AGENDA-**

A) Approval of Tuesday, March 8, 2011 Regular Meeting Minutes.

MOTION: A motion was made by Councilmember James Blyn, and seconded by Mayor Pro Tem Kenney Davis to approve with correction to Item #7. Motion carried by a vote of 5-0.

18. **EXECUTIVE SESSION-**

Mayor Ragan announced an Executive Session at 9:25 p.m., in Pursuant to the Open Meetings Act, Chapter 551, Texas Government Code, Section 551.071: 1) Qualifications for members of non-advisory city boards and commissions, specifically, the Planning and Zoning Commission; Section 551.072: Deliberation regarding real property; particularly obtaining drainage easement for property located at 7025 Latham Drive; and 551.074: Qualifications for members of non-advisory city boards and commissions, specifically, the Planning and Zoning Commission.

Mayor Ragan reconvened the meeting in open session at 9:43 p.m.

19. **ADJOURNMENT**

There being no further business to come before the City Council, Mayor David Ragan declared the meeting adjourned at 9:43 P.M.

ATTEST

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Linda Cantu
City Secretary

APPROVED

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David Ragan
Mayor