

**RICHLAND HILLS CITY COUNCIL
REGULAR MEETING
APRIL 23, 2018
MINUTES**

Roll Call:

Council present:

Bill Agan, Mayor
Travis Malone, Place 1
Allison Barger, Mayor Pro Tem
Curtis A Bergthold, Place 3
Roland Goveas, Place 4
Athena Campbell, Place 5

Council Absent:

Staff

Eric Strong, City Manager
Cathy Bourg, City Secretary
Betsy Elam, City Attorney

WORK SESSION – There was no Work Session.

REGULAR SESSION – Mayor Bill Agan Called to Order – Time 8:06 p.m.

Invocation – Mayor Agan

Pledge of Allegiance

PRESENTATIONS

1A. Citizen Appearances/Public Comments

Citizen Appearances/Public Comments

(Citizens who have signed a card to speak to the City Council will be heard at this time. In compliance with the Texas Open Meetings Act, unless the subject matter of the presentation is on the agenda, the city staff and City Council members are prevented from discussion of the subject and may respond only with statements of factual information or existing city policy. Public comment will not be taken on items that the Council has previously considered in a public hearing.)

Cecil Lanter, 7133 Hovenkamp spoke regarding the construction on Popplewell and a temporary speed limit on Hovenkamp and the red light camera at Glenview and Booth Calloway.

Oliver Pettit, 7505 Hovenkamp spoke regarding Police Chief Childress no longer being with the City.

CONSENT AGENDA

- 2A. Approval of minutes from the April 9, 2018 City Council Meeting.**
- 2B. Approve Resolution 495-18 denying the Distribution Cost Recover Factor application proposed by Oncor.**
- 2C. Approval of Ordinance 1346-18 updating Fort Worth pass-through fees.**

Motion: Motion was made by Councilmember Bergthold, and seconded by Councilmember Campbell to approve the consent agenda.

Motion carried by a vote of 5-0.

PUBLIC HEARINGS, MEETINGS, AND OTHER RELATED ITEMS

- 3A. None at this time**

ORDINANCES & RESOLUTIONS AND OTHER RELATED ITEMS

- 4A. Consider Ordinance 1347-18 modifying early placement times for bulk waste pickup.**

Eric Strong, City Manager discussed the amendments to section 66-58, Time of Placement for Collection. All containers of refuse, rubbish, trash, brush, tied bundles of brush, yard waste and recyclable materials for regular pickup that are required to be located at the curbside shall be placed at the prescribed curbside locations no earlier than 5:00 p.m. on the day prior to the scheduled collection day and not later than 7:00 a.m. on the scheduled collection date if such refuse, rubbish, trash, brush, tied bundles of brush, yard waste and recyclable materials are to be picked up by contractor. Empty containers shall be placed out of view from public right-of-way by 11:59 p.m. on the day that collection is scheduled to occur. Items placed out for quarterly bulk pickup may be placed at the prescribed curbside location no earlier than the Saturday preceding the week before bulk pickup is to begin (nine days) and not later than 7:00 a.m. the scheduled day that bulk pickup begins."

Motion: Motion was made by Councilmember Bergthold, and seconded by Councilmember Malone to approve.

Motion carried by a vote of 5-0.

CONTRACTS, AGREEMENTS, BID AWARDS AND OTHER RELATED ITEMS

- 5A. None at this time.**

OTHER ITEMS FOR CONSIDERATION

6A. None at this time.

REPORTS & DISCUSSIONS

7A. Discussion regarding Chapter 91 of the Code of Ordinances and possible changes to supplemental zoning regulations.

Eric Strong, City Manager and Jason Brown, Assistant City Manager presented information regarding possible changes to supplemental zoning regulations. Last fall, staff began discussing the screening and fencing ordinance with the Planning and Zoning Commission on potential clarifications and updates based on staff interpretations and common questions from the public. While the Planning and Zoning Commission does not have authority over Chapter 91, they were helpful in providing constructive feedback on several items. Attached to this memo is the entire Chapter 91 supplementary ordinance for your review.

One common factor throughout the chapter is that the only authority to waive any requirements in this chapter rests with the City Manager and their interpretation on whether or not the proposed variance/waiver would result in a higher quality development than what the chapter allows, or that the variance/waiver would result in the intent and vision of the comprehensive plan. A resident could always petition the City Council to request an ordinance be changed if they wanted to appeal the City Manager's decision. However, staff would like to know Council's opinion on providing jurisdiction of authority to grant variances/waivers to the Zoning Board of Adjustment or if they desire to keep it as is with the City Manager as the final authority.

Other major items within Section 100 in the Screening and Fencing Section for your consideration would be to clarify, amend, or modify the following areas:

- When is a permit needed? And when are the ordinance requirements applicable? Staff would proposed the following section be added:
 - *Permits.* It shall be unlawful for any person to erect or have erected a fence or wall without first obtaining a permit from the building official if the fence or wall is over thirty inches (30"). Exceptions— Where repairs and replacements are of the same fence material, fence height, and fence location, the following exceptions to Section (C) are allowed:
 1. A permit shall not be required to repair or replace less than 50% of any given fence line segment. Multiple fence line segments may be repaired or replaced without a permit as long as the aggregate distance of fencing repaired or replaced is less than 50% within any **two year** time period.
- Change Maximum height from 6' to 8'
Most waivers we see are for the fence height in residential areas which only allows for 6'
- Should decorative fences in the SF-E district shall allow for taller fences or alternative materials than smaller zoning districts (SF-7 and SF-10)?

- Should treated pine be allowed instead of just Cedar wood?
- Should vehicular gates in residential areas be setback from the street 20'?
- Shall we add that fence posts should be metal with metal caps and placed in concrete?
- Shall we define maintenance standards which would require repairs?
 - A dilapidated fence is defined as any 8-foot horizontal section of a fence that is more than 15 degrees out of vertical alignment or that has 10 percent of its pickets or structural components damaged, missing, rotted, or destroyed.

There was discussion of the applicability of when each section of Chapter 91 is required to be met. Staff will bring an amendment to the ordinance at the May 14th meeting for consideration.

7B. Presentation on FY 2018-2019 Annual Budget

Eric Strong, City Manager discussed with council a Revenue Projection Analysis for the FY 2018-2019 Budget.

7C. Presentation of Monthly Reports

Councilmember Campbell asked questions regarding the Finance Department report regarding streets, parks and grounds, shared services, and water expenditures.

8. COMMUNITY INTEREST ITEMS

- Bulk Waste Collection – May 21st
- The Missing Link 5K and 1M fun run – April 28th
 - Event starts at 8am
 - School with the most participants get \$500 of PE equipment
 - Children's Activity Expo and Health Fair right after at 8:30 to 10:30am
 - Games, vendors, and even some free diagnostics
 - See the Link's webpage for more details
- Lunch Bunch – 2nd Thursday of each month – May 10th
- Anniversary Membership Sale
 - Pick your Perk with purchase of a Paid in Full Annual membership
 - Free Childcare – Two weeks of summer camp or \$200 off Afterschool Program for free
 - Or Charter Rates – Purchase any membership at charter rates
 - Or Group Exercise – 12 months of group exercise free
 - April 15 to May 15 – see Link Staff for more information
- Take Back Meds – April 28th
- Low Cost Spay and Neuter at Animal Shelter – April 26th
- Animal Shelter Yard Sales – May 17th, 18th and 19th

- Early Voting and Election Day – Richland Hills Public Library
 - Early Voting – April 23rd to May 1st
 - Election Day – May 5th

9. Executive Session: Pursuant to the Open Meetings Act, Chapter 551, Texas Government Code, Sec. 551.071, Sec. 551.072, Sec. 551.073, Sec. 551.074, Sec. 551.076, Sec. 551.087 and Sec. 418.0183 (f) and 418.106 (d) & (e) of the Texas Government Code (Texas Disaster Act).

Motion: Motion was made by Councilmember Barger, and seconded by Councilmember Malone to convene into executive session.

Motion carried by a vote of 5-0. Time: 9:06 p.m.

Mayor Agan reconvened into open session. Time: 9:26 p.m.

10. A motion was made by Councilmember Barger, and seconded by Councilmember Malone to adjourn. Motion passed 5-0.

There being no further business to come before the City Council, Mayor Agan declared the meeting adjourned at 9:27 p.m.

ATTEST

APPROVED

Cathy Bourg, City Secretary

Edward Lopez, Mayor