

City of Hurst
City Council Minutes
Tuesday, August 11, 2015

On the 11th day of August 2015, at 6:30 p.m., the City Council of the City of Hurst, Texas, convened in Regular Meeting at City Hall, 1505 Precinct Line Road, Hurst, Texas, with the following members present:

Richard Ward	)	Mayor
Bill McLendon	)	Mayor Pro Tem
Larry Kitchens	)	Councilmembers
Anna Holzer)	
Henry Wilson)	
Nancy Welton)	
David Booe)	
Allan Weegar	)	City Manager
John Boyle	)	City Attorney
Allan Heindel	)	Deputy City Manager
Clay Caruthers	)	Assistant City Manager
Jeff Jones	)	Assistant City Manager
Rita Frick	)	City Secretary
Ron Haynes	)	Executive Director of Public Works
Michelle Lazo	)	Managing Director of Planning
Greg Dickens	)	City Engineer
Steve Bowden	)	Executive Director of Economic Development
Steve Moore	)	Police Chief
Steve Neikamp	)	Assistant Police Chief
Kim Mesa	)	Recreation Manager

With the following Councilmembers absent: none, constituting a quorum; at which time, the following business was transacted:

The meeting was called to order at 6:30 p.m.

Councilmember Henry Wilson gave the Invocation.

The Pledge of Allegiance was given.

Mayor Ward introduced his family in attendance this evening: Grandchildren Matt, John and Julie, his son, Dr. Carey Ward and wife Joleen and his wife Sue.

PRESENTATION

1. Presentation to Joan Shori for service to the City of Hurst. Mayor Ward presented Joan Shori with a clock in recognition of her 35 years of service on the Parks and Recreation Board and the Community Services Development Corporation. Mayor and Councilmembers thanked Joan and her husband Sadu for their involvement in the Community.

2. Presentation of the annual storm water management plan. City Engineer Greg Dickens provided a presentation, reviewing the annual storm water management plan, explaining the current plan and what is required on Level 2. He reviewed the ongoing implementation of the plan and what needs to be done in the future.

CONSENT AGENDA

3. Considered approval of the minutes for the July 14 and August 1, 2015 City Council meetings.
4. Considered Resolution 1626 ratifying the actions of the Hurst Crime Control and Prevention District Board.
5. Considered authorizing the city manager to enter into an annual paper contract.
6. Considered canceling the September 22, 2105 regular city council meeting.
7. Considered authorizing the city manager to reject the bids received for the State Highway 10 Landscaping Project.
8. Considered authorizing the city manager to enter into a professional services contract with Ambius with an option for four additional twelve month renewals.
9. Considered authorizing the City Manager to proceed with the Hurst Senior Center Emergency Repairs.

Councilmember Wilson moved to adopt the consent agenda. Motion seconded by Councilmember Holzer. Motion prevailed by the following vote:

Ayes: Councilmembers McLendon, Booe, Kitchens, Holzer, Wilson and Welton
No: None

Mayor Ward moved to Agenda Item 23 prior to Agenda Item 10.

23. Considered engagement with Rylander, Clay & Opitz, L.L.P. for professional auditing services.

Mayor Ward recognized Assistant City Manager Clay Caruthers who reviewed the annual engagement process for professional auditing services. He stated the FY 2014-15 audit engagement will be performed for a base fee for \$67,000 and, if necessary, a single audit for a fee of \$3,500. In total, the FY 2014-15 audit engagement will be performed for a fee, not to exceed \$70,500, unless the scope of the engagement is changed or if unexpected conditions are encountered during the audit. Mr. Caruthers introduced Rylander, Clay & Opitz, L.L.P. partner Robert Simpson who explained auditing practices. Also noted was the recent retirement of partner Linda Low.

Councilmember Wilson stated the Finance Committee met yesterday and are pleased with the management team for the City's strong financial position. He stated the committee was also pleased with the audit team working with the Council and providing updates.

Councilmember Wilson moved to engage the services of Rylander, Clay & Optiz, L.L.P., to audit the City's financial records for the fiscal year ending September 30, 2015, for an overall base and single audit fee, not to exceed \$70,500. Motion seconded by Councilmember Kitchens.

In response to Mayor Ward's questions regarding the city's cash balance, Mr. Simpson stated 90 days expenditures are on hand and are fairly liquid. City Manager Weegar noted the City also has other funds with reserve balances, and the auditors examine all funds.

Motion prevailed by the following vote:

Ayes: Councilmembers McLendon, Booe, Kitchens, Holzer, Wilson and Welton

No: None

PUBLIC HEARING(S) AND BUDGET RELATED ITEMS

10. Conducted a Public Hearing to consider adopting the Crime Control and Prevention District budget for fiscal year beginning October 1, 2015 and ending September 30, 2016.

Mayor Ward announced a public hearing to consider adopting the Crime Control and Prevention District budget for fiscal year beginning October 1, 2015 and ending September 30, 2016.

Police Chief Steve Moore reviewed the proposed Crime Control and Prevention District budget noting total revenues of \$5,291,714 and a positive effect on the tax rate of \$0.22. Chief Moore presented information regarding the expenditures and the Pay-As-You-Go Fund. Chief Moore also noted a new program the department plans to participate in this year, called One Safe Place. He stated it is a Tarrant County facility designed to help deal with family violence.

There being no one to speak, Mayor Ward closed the public hearing.

11. Considered Ordinance 2290, first reading, adopting the Crime Control and Prevention District budget for fiscal year beginning October 1, 2015 and ending September 30, 2016.

In response to Councilmembers' questions, Chief Moore reviewed the joint store front venture with the City of Bedford and grant funding for the project.

Councilmember McLendon moved to approve Ordinance 2290, first reading, adopting the Crime Control and Prevention District budget for fiscal year beginning October 1, 2015 ending September 30, 2016. Motion seconded by Councilmember Welton. Motion prevailed by the following vote:

Ayes: Councilmembers McLendon, Booe, Kitchens, Holzer, Wilson and Welton

No: None

12. Considered ordering the publication of the effective and rollback tax rates, including a proposed tax rate, to be published on August 15, 2015, in the "Fort Worth Star-Telegram" to comply with truth-in-taxation laws.

Mayor Ward recognized City Manager Allan Weegar who noted the difficulty this year to determine the proposed tax rates due to the Tarrant Appraisal District's new computer system. He explained the swings in the reports and the lower than expected values. He also noted Assistant City Manager Caruthers identified a glitch in the reports and commended him for his due diligence through this process. Assistant City Manager Caruthers reviewed the information provided to the Council at the Multi-year Financial Plan Work Session compared to the information being presented tonight and explained the change in the effective tax rate. He stated the new calculated effective rate is \$0.61056. He explained the property tax code requires the City publish its effective tax rate, which is the calculated rate to generate the same revenues as the year before. The rollback tax rate of \$0.6377137 per \$100 valuation contains this year's debt rate of \$0.1362835 per \$100 valuation. Mr. Caruthers explained the publication would set the debt rate for next year. He stated staff is requesting approval from Council to publish the rollback and effective rate as stated, and to publish the effective rate as the proposed rate in the public notice in the newspaper.

Councilmember Kitchens moved that the effective and proposed tax rates be published on August 15, 2015 in the "Fort Worth Star-Telegram" to comply with truth-in-taxation laws as prescribed in Section 26 of the Tax Code and Section 140 of the Local Government Code, and the proposed tax rate be the same as the effective rate of \$0.61056. Motion seconded by Councilmember Welton. Motion prevailed by the following vote:

Ayes: Councilmembers McLendon, Booe, Kitchens, Holzer, Wilson and Welton
No: None

PUBLIC HEARING(S) AND REALTED ITEMS

13. Conducted a public hearing to consider SP-15-07, Quik Stop Valero, a site plan revision for signage only on Lot 1, Block 1, Harwood / Norwood Addition, being .70 acre located at 100 W. Harwood Road.

Mayor Ward announced a public hearing to consider SP-15-07, Quik Stop Valero, a site plan revision for signage only on Lot 1, Block 1, Harwood / Norwood Addition, being .70 acre located at 100 W. Harwood Road, and recognized applicant Tommy Bell, 4250 Action Drive, who stated they are proposing a larger sign with an additional twenty square feet in width and an additional three feet in height and an electronic message display.

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

14. Considered Ordinance 2292, first reading, SP-15-07, Quik Stop Valero, a site plan revision for signage only on Lot 1, Block 1 Harwood / Norwood Addition, being .70 acre located at 100 W. Harwood Road.

Councilmember Booe noted there are shrubs blocking the view when pulling out of the pumps onto Harwood Road. Mr. Bell stated they are going to clear some of the shrubs for the base of the sign.

Councilmember Wilson moved to pass SP-15-07, Quik Stop Valero, a site plan revision for signage only on Lot 1, Block 1, Harwood / Norwood Addition, being .70 acre located at 100 W. Harwood Road and Ordinance 2292. Motion seconded by Councilmember Holzer.

Motion prevailed by the following vote:

Ayes: Councilmembers McLendon, Booe, Kitchens, Holzer, Wilson and Welton

No: None

15. Conducted a public hearing to consider SUP-15-01, Verizon Wireless Cell Tower, a special use permit for Lot 2, Block 2, Melbourne Addition, being 1.08 acres located at 805 Melbourne Road.

Mayor Ward announced a public hearing to consider SUP-15-01, Verizon Wireless Cell Tower, a special use permit for Lot 2, Block 2, Melbourne Addition, being 1.08 acres located at 805 Melbourne Road and recognized Peter Cavanaugh, 1620 Handley Drive, Dallas, representing Verizon. He stated the request is to add an antenna southeast of Northeast Mall that will serve the mall and neighborhood, providing much better coverage. He stated that per City Code, there is additional space for other carriers.

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

Managing Director of Development Michelle Lazo noted this is a 1,200 square foot pad site, screened with a 6 foot masonry wall, 105 foot pole with a 10 foot lightening rod. She stated it would be elevated out of the flood plain.

In response to Councilmembers' questions, Mr. Cavanaugh said it was rather routine to sub lease space.

16. Considered Ordinance 2293, first reading, SUP-15-01, Verizon Wireless Cell Tower, a special use permit for Lot 2, Block 2, Melbourne Addition, being 1.08 acres located at 805 Melbourne Road.

Councilmember Booe moved to approve Ordinance 2293, SUP-15-01, Verizon Wireless Cell Tower, a special use permit for Lot 2, Block 2, Melbourne Addition, being 1.08 acres located at 805 Melbourne Road. Motion seconded by Councilmember Wilson. Motion prevailed by the following vote:

Ayes: Councilmembers McLendon, Booe, Kitchens, Holzer, Wilson and Welton

No: None

PLAT(S)

17. Considered P-15-06, Professional Precinct Center Addition, a preliminary plat of Tract 3A4 WA Doty Survey, A420 to Lot 1, Block 1, Professional Precinct Center Addition, being .853 acres located at 7040 Precinct Line Road.

Mayor Ward recognized applicant Mark Asaad, 5000 Thompson Terrace, Colleyville, Texas, who stated this is a preliminary plat and site plan and a final plat would be presented at a later date. In response to Councilmembers' questions, Executive Director of Public Works Ron Haynes stated the applicant would need a creative means for the sewer line, but the preliminary plat looks good.

No Council action was taken for a preliminary plat.

ORDINANCE(S)

18. Considered Ordinance 2289, second reading, Z-15-01, a zoning change to R1-PD, with a site plan for Lot A, Block 9, Billy Creek Estates Addition, being 7.85 acres located at 100 Melbourne Road.

Councilmember Wilson stated his understanding is the applicant has included all of the Council's requests from first reading and moved to approve Ordinance 2289 on second reading. Motion seconded by Councilmember Welton. Motion prevailed by the following vote:

Ayes: Councilmembers McLendon, Booe, Kitchens, Holzer, Wilson and Welton
No: None

19. Considered Ordinance 2291, first reading, amending the Hurst Code of Ordinances, Section 2-222 replacing Ordinance 2268 and decreasing the Neighborhood and Community Advisory Committee membership to ten (10) members.

City Manager Allan Weegar stated this ordinance was a simple change to decrease the size of the Committee based upon Council's annual board discussions.

Councilmember Holzer moved to approve Ordinance 2291. Motion seconded by Councilmember Booe. Motion prevailed by the following vote:

Ayes: Councilmembers McLendon, Booe, Kitchens, Holzer, Wilson and Welton
No: None

RESOLUTIONS(S)

20. Considered Resolution 1627 replacing Resolution 1603 and decreasing the Hurst Economic Development Advisory Committee membership to eleven (11) members.

Mayor Ward stated this was the same as the previous item, to decrease the size of the Committee.

Councilmember Welton moved to approve Resolution 1627. Motion seconded by Councilmember McLendon. Motion prevailed by the following vote:

Ayes: Councilmembers McLendon, Booe, Kitchens, Holzer, Wilson and Welton
No: None

21. Considered Resolution 1628 adopting the City of Hurst Investment Policy.

Mayor Ward recognized Assistant City Manager Clay Caruthers who stated this item must be brought to the Council annually. He stated there are no changes being presented to the policy this evening. Councilmember Wilson stated the Finance Committee met on this item and recommend adoption.

Councilmember Wilson moved to adopt Resolution 1628 adopting the City of Hurst Investment Policy. Motion seconded by Councilmember Welton. Motion prevailed by the following vote:

Ayes: Councilmembers McLendon, Booe, Kitchens, Holzer, Wilson and Welton
No: None

ACTION ITEM(S)

22. Considered authorizing the city manager to proceed with the Hurst Recreation Center Multipurpose Room and Office Renovations.

Mayor Ward recognized Recreation Manager Kim Messa who reviewed the proposed renovations for the multipurpose room and offices. She stated the multipurpose room will look similar to the renovated corridor and classrooms with a much improved and contemporary feel. To prevent water leakage, a moisture barrier will be added to the multipurpose room floor and, additionally, the existing instructor workroom will be reconfigured to serve as offices for the newly added recreation specialists. Ms. Mesa stated total project cost is \$268,628, and funding is available within the Half Cent Sales Tax Fund.

Councilmember McLendon moved to authorize the city manager to proceed with the Hurst Recreation Center Multipurpose Room and Office Renovations, for an amount, not to exceed \$268,628, with funding from the Half Cent Sales Tax Fund. Motion seconded by Councilmember Kitchens. Motion prevailed by the following vote:

Ayes: Councilmembers McLendon, Booe, Kitchens, Holzer, Wilson and Welton
No: None

24. Considered annual appointments to Boards, Committees and Commissions.

Councilmember Wilson moved to make the following appointments:

Community Services Development Corporation, Place 2, Term Expire 2017, David Booe and Place 3, Term Expire 2017, Larry Kitchens; Animal Services Advisory Committee, Place 2, Term Expire 2017, Amanda Earl and Place 3, Term Expire 2017 Steven Niekamp; Crime Control Board, Place 1, Term Expire 2017 David Booe, Place 2, Term Expire 2017, Larry Kitchens, and Place 6, Term Expire 2017 Henry Wilson.

Motion seconded by Councilmember Holzer. Motion prevailed by the following vote:

Ayes: Councilmembers McLendon, Booe, Kitchens, Holzer, Wilson and Welton
No: None

OTHER BUSINESS

25. Councilmembers reviewed the following advisory board meeting minutes:
- Library Board
 - Parks and Recreation Board
 - Hurst Senior Citizens Advisory Board

- Historical Landmark Preservation Committee
26. Review of upcoming calendar items – City Manager Allan Weegar reviewed the following calendar items:
- Tuesday, August 18, 2015, City Council Budget Work Session
 - Tuesday, September 22, 2015, Regular City Council meeting canceled and moved to Tuesday, September 29, 2015.
27. City Council Reports – Mayor Ward noted Councilmember Wilson recently won the rib eating contest at Soulman’s Bar-B-Que, winning a donation to his favorite charity. Councilmember Kitchens commended the staff at the Senior Center for how they handled a gentleman he observed being very rude at the front desk. He also noted the issue of egress through the Senior Center parking lot and that after seeing a person run both stop signs, he believes they need to take prompt action, in that people are using the area as a cut through.

PUBLIC INVITED TO BE HEARD – A REQUEST TO APPEAR CARD MUST BE COMPLETED AND RETURNED TO THE CITY SECRETARY TO BE RECOGNIZED

In response to Mayor Ward’s questions, his grandson, Matt, stated his major is Business Management.

ADJOURNMENT

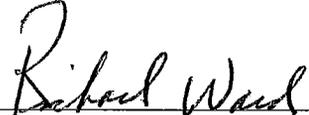
The meeting adjourned at 8:08 p.m.

APPROVED this the 25th day of August 2015.

ATTEST:


 Rita D. Frick, City Secretary

APPROVED:


 Richard Ward, Mayor