

City Council Minutes
Tuesday, April 25, 2023

On the 25th day of April 2023, at 6:30 p.m., the City Council of the City of Hurst, Texas, convened in a regular meeting at City Hall, 1505 Precinct Line Road, Hurst, Texas, with the following members present:

Henry Wilson	)	Mayor
Cindy Shepard	)	Mayor Pro Tem
Jon McKenzie	)	Councilmembers
Cathy Brotherton)	
Gary N. Waldron)	
David Booe)	
Clay Caruthers		City Manager
Matthew Boyle	)	City Attorney
Malaika Marion Farmer	)	Assistant City Manager
Clayton Fulton	)	Assistant City Manager
Rita Frick	)	City Secretary
Duane Hengst	)	City Engineer
Kyle Gordon	)	Executive Director of Community Services
Steve Niekamp	)	Police Chief

With the following Councilmembers absent: John Miller, constituting a quorum; at which time, the following business was transacted:

The meeting was called to order at 6:30 p.m. and the Pledge of Allegiance and Texas pledge was given.

Councilmember Gary Waldron gave the Invocation.

CONSENT AGENDA

1. Consider approval of the minutes for the April 11, 2023 City Council meetings
2. Consider Ordinance 2535, second reading, amending Chapter 24 by adding a sentence to Section 24-127; prohibiting parking in a certain area on Redbud Drive near Brown Trail
3. Consider authorizing the city manager to execute Change Order 1 for the 2022 Miscellaneous Water Main Replacement Project

Mayor Pro Tem Shepard moved to approve the consent agenda. Motion seconded by Councilmember Waldron. Motion prevailed by the following vote:

Ayes: Councilmembers Booe, McKenzie, Brotherton, Waldron and Shepard
No: None

PUBLIC HEARING(S) AND RELATED ITEM(S)

4. Conduct a public hearing and consider Ordinance 2536, first reading, (SP-2023-00003 Alice Bowie Tattoo), a Special Use Permit for a portion of Lot 2R3, Block A Shady Oaks Addition, being .49 acre located at 401 Bedford Euless Road

Mayor Wilson announced the public hearing and consider Ordinance 2536, first reading, (SP-2023-00003 Alice Bowie Tattoo), a Special Use Permit for a portion of Lot 2R3, Block A, Shady Oaks Addition, being .49 acre located at 401 Bedford Euless Road and recognized Executive Director of Planning and Development Michelle Lazo who noted the applicant is requesting the SUP to add a tattoo studio within her vintage clothing store. She stated the tattoo services would be by appointment only and for clients in her store. Ms. Lazo also noted the lease space is 1,230 square feet and the applicant would like to operate 64 square feet with one chair for tattoo services including a sink and desk. She stated the applicant is not present, but she would try to answer any questions.

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

In response to Council questions, Ms. Lazo stated the City does not have density requirements regarding how many locations are in an area, Tarrant County Health Department will oversee health requirements and there will be no additional signage.

Councilmember McKenzie moved to approve Ordinance 2536, first reading, a Special Use Permit for Alice Bowie Tattoo with the stipulation the floor plan remains as presented. Motion seconded by Councilmember Brotherton. Motion prevailed by the following vote:

Ayes: Councilmembers Booe, McKenzie, Brotherton, Waldron and Shepard

No: None

PLAT(S) AND RELATED ITEM(S)

5. Consider P-2021-00006 Norwood Plaza Addition, a replat for Lot 6, 7R, and 9, Block A, Norwood Addition to Lots 1 and 2, Block A, Norwood Plaza Addition, being 1.57 acres located at 100 Harrison Lane

Executive Director of Planning and Development Michelle Lazo reviewed the proposed plat to replat Lots 6, 7R, and 9, Block A, Norwood Addition to Lots 1 and 2, Block A, Norwood Plaza Addition, being 1.57 acres located at 100 Harrison Lane. She noted the zoning change and site plan was approved in 2022. She stated Lot 2 will remain the homestead of Richard Norwood and Lot 1 will be developed as Holloway Office Park. Ms. Lazo stated applicant Mark Cyrier is in attendance this evening.

Councilmember Brotherton moved to approve P-2021-00006, a replat for Lot 6, 7R, and 9, Block A, Norwood Addition to Lots 1 and 2, Block A, Norwood Plaza Addition. Motion seconded by Councilmember Booe. Motion prevailed by the following vote:

Ayes: Councilmembers Booe, McKenzie, Brotherton, Waldron and Shepard

No: None

6. Consider authorizing the city manager to enter into a City/Developer Agreement with Norwood Plaza, LLC, allowing a municipal lien to be placed on Lot 1, Block A, Norwood Plaza Addition concerning street and sanitary sewer improvements

City Manager Clay Caruthers reviewed the proposed agreement with Norwood Plaza, LLC, noting this item is associated with the previous agenda item. He explained City policy is to require developers participate in new infrastructure improvements, but in this case the street will probably never continue through. He stated there will be a need for access so instead of escrowing the funds they are asking for the agreement and a lien to be placed on the property for future improvements, if needed.

Councilmember McKenzie moved to authorize the city manager to enter into a City/Developer Agreement with Norwood Plaza, LLC, allowing a municipal lien to be placed on Lot 1, Block A, Norwood Plaza Addition concerning street and sanitary sewer improvements. Motion seconded by Councilmember Booe. Motion prevailed by the following vote:

Ayes: Councilmembers Booe, McKenzie, Brotherton, Waldron and Shepard

No: None

ORDINANCE(S)

7. Consider approval of Ordinance 2537, first reading, amending Chapter 9.5 of the Hurst Code of Ordinances and authorize the City Manager to sign an amended contract with Allied Waste Services of Fort Worth, LLC, a Texas Limited Liability Company, dba Republic Services of Fort Worth, for residential, commercial and industrial trash and residential recycling services

Assistant City Manager Clayton Fulton reviewed the proposed contract noting the current contract with Republic Services is about to term out. Mr. Fulton noted key changes to the proposed contract amendment that includes a 7 year term; current service levels, with rate adjustment, until year-end of 2025; in 2025, service will be converted to automated side load residential polycarts; consideration of a once or twice a week service; option for customers to pay for an additional cart; adjust the annual rate from 3% to 4% with the first rate adjustment November 1, 2023; include a one-time rate increase of 6% in conversion year then revert to a 4% increase; and maintain bulk collection and back door services. He noted staffed reviewed the municipal market and found Hurst has one of the lowest waste service rates in Tarrant County. In response to Councilmember questions, Republic Services representative Jeri Harwell reviewed the various sizes of polycarts available and stated the footprint of the various gallon carts are the same with the mechanical arm adjusting for size. She stated the carts are easier to handle than hauling trash bags to the curb.

Councilmember Waldron moved to approve Ordinance 2537, first reading, amending Chapter 9.5 of the Hurst Code of Ordinances and authorize the city manager to sign an Amended Contract with Allied Waste Services of Fort Worth, LLC, a Texas Limited Liability Company, dba Republic Services of Fort Worth, and a wholly owned subsidiary of Allied Waste Systems Inc., for residential, commercial and industrial trash and residential recycling services. Motion seconded by Councilmember Shepard. Motion prevailed by the following vote:

Ayes: Councilmembers Booe, McKenzie, Brotherton, Waldron and Shepard

No: None

RESOLUTION(S)

8. Consider approval of Resolution 1834 authorizing the city manager to enter into a Primary Bank Depository Services Agreement

Assistant City Manager Clayton Fulton noted the City's current bank depository services agreement with Wells Fargo will expire in July 2023 and a Request for Application (RFA) was distributed to prepare for a transition, if necessary. He explained the complexity of analysis necessary for the process and that the City enlisted Valley View Consulting, LLC, to assist in evaluating the applications. Mr. Fulton introduced Tim Pinion, Valley View Consulting who reviewed criteria, governing laws, financial institution applications received, summary financial comparison, and their recommendation to enter into a Contract with Wells Fargo bank.

Councilmember McKenzie moved to approve Resolution 1834 authorizing the city manager to enter into a Contract with Wells Fargo Bank, N.A. for Bank Depository Services for the period beginning August 1, 2023 and ending July 31, 2025, with the option to renew for three additional one-year periods. Motion seconded by Councilmember Booe. Motion prevailed by the following vote:

Ayes: Councilmembers Booe, McKenzie, Brotherton, Waldron and Shepard

No: None

9. Consider approval of Resolution 1835 supporting the TXDOT 2023 Transportation Alternatives Set-Aside (TA) call for projects to develop a Comprehensive Trails Master Plan

Executive Director of Community Services Kyle Gordon reviewed the proposed resolution supporting the grant application to develop a comprehensive trails master plan. Mr. Gordon explained the City completed the first phase of the grant process and this is Phase 2, where the City must support the project and commit to the local match of 20% of the total cost. He stated the estimated cost of the master plan document is \$85,000.

Councilmember Shepard moved to approve Resolution 1835 supporting the TxDOT Transportation Alternatives Set-Aside (TA) call for projects. Motion seconded by Councilmember Waldron. Motion prevailed by the following vote:

12. Consider authorizing the city manager to enter into an Annual Contract for pyrotechnic services

Executive Director of Community Services Kyle Gordon reviewed the proposed Contract for Pyrotechnic Services noting staff updated bid specifications with the intent to establish an annual, renewable agreement with a qualified contractor. After a full review, staff determined that Pyro Shows of Texas, Inc., is the qualified bidder, and has an excellent reputation working with the City and within the industry for delivering unique and dynamic firework shows.

Councilmember Brotherton moved to authorize the city manager to enter into a Contract with Pyro Shows of Texas, Inc. for pyrotechnic services with the option to renew annually. Motion seconded by Councilmember McKenzie. Motion prevailed by the following vote:

Ayes: Councilmembers Booe, McKenzie, Brotherton, Waldron and Shepard

No: None

13. Consider authorizing the city manager to enter into an Annual Contract for Citywide Fence Repair, Rental, and Construction Services

Executive Director of Community Services Kyle Gordon reviewed the proposed contract for citywide fence repair, rental, and construction services noting the different fence components utilized throughout the City. He stated the City advertised and distributed bid documents to fencing businesses in the area, with one company responding. He stated Latham Fence, Inc. has been a contractor for many years, is very responsive and has a reputation for quality and timely workmanship. Mr. Gordon stated the current contract expires in May and costs are funded through operating and project budgets.

Councilmember Shepard moved to authorize the city manager to enter into an Annual Contract with Latham Fence, Inc. for fence repair, rental, and construction services throughout the City, with an option for four additional twelve-month renewals. Motion seconded by Councilmember Waldron. Motion prevailed by the following vote:

Ayes: Councilmembers Booe, McKenzie, Brotherton, Waldron and Shepard

No: None

14. Consider authorizing the city manager to purchase (1) one ambulance from approved vendors

Assistant City Manager Malaika Marion Farmer reviewed the proposed request to purchase an ambulance noting staff made a request in December, but the company was unable to provide an ambulance. She explained Frazer/Rush Truck Centers submitted a quote for an International CV515 ambulance that will meet the need, but it is approximately \$10,000 more than the previously approved ambulance.

Councilmember Waldron moved to authorize the city manager to purchase (1) one ambulance from approved vendors, in the amount of \$289,928. Motion seconded by Councilmember Shepard. Motion prevailed by the following vote:

Ayes: Councilmembers Booe, McKenzie, Brotherton, Waldron and Shepard

No: None

- 15. Review of upcoming calendar items – City Manager Clay Caruthers reviewed the future events calendar provided in the packet.
- 16. City Council Reports - Items of Community Interest

Mayor Wilson and Councilmember Cathy Brotherton reported on the success of the Hurst Giving Back Program, noting the Veteran homeowner expressed appreciation for assistance with his home repairs and lawn care.

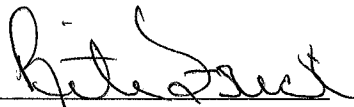
PUBLIC INVITED TO BE HEARD – A REQUEST TO APPEAR CARD MUST BE COMPLETED AND RETURNED TO THE CITY SECRETARY TO BE RECOGNIZED. CITIZEN COMMENTS ARE LIMITED TO A MAXIMUM OF 3 MINUTES PER SPEAKER

Mayor Wilson recognized TCC students from Ms. Reginald’s government class.

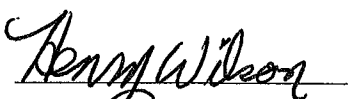
ADJOURNMENT – The meeting adjourned at 7:28 p.m.

APPROVED this the 9th day of May 2023.

ATTEST:


Rita Frick, City Secretary

APPROVED:


Henry Wilson, Mayor