

City Council Minutes
Tuesday, May 23, 2023

On the 23rd day of May 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
Gary N. Waldron)	Mayor Pro Tem
Jon McKenzie)	Councilmembers
Cathy Brotherton)	
Cindy Shepard)	
John Miller)	
Jimmy Meeks)	
Clay Caruthers)	City Manager
Matthew Boyle)	City Attorney
Malaika Marion Farmer)	Assistant City Manager
Rita Frick)	City Secretary
Michelle Lazo)	Executive Director of Planning and Development
Kyle Gordon)	Executive Director of Community Services

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. and the Pledge of Allegiance and Texas Pledge was given.

Mayor Wilson gave the Invocation.

CONSENT AGENDA

1. Consider approval of the minutes for the May 9, 2023 City Council meetings
2. Consider authorizing the city manager to enter into an Annual Contract for the Purchase of Aquatics Center Chemicals
3. Consider authorizing the city manager to Purchase Additional Oracle Fusion ERP (Enterprise Resource Planning) Licenses

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

Ayes: Councilmembers McKenzie, Brotherton, Waldron, Shepard, Miller and Meeks
No: None

PUBLIC HEARING AND RELATED ITEM(S)

4. Conduct a public hearing and consider Ordinance 2538, first reading SITE-2023-00004 Ryan Wayne Salon, a Site Plan Revision for Lot AR, Block 44, Shady Oaks Addition, being .96 acre located at 450 Harwood Road

Mayor Wilson announced the public hearing to consider Ordinance 2538, first reading SITE-2023-00004 Ryan Wayne Salon, a Site Plan Revision for Lot AR, Block 44, Shady Oaks Addition, being .96 acre located at 450 Harwood Road, and recognized Executive Director of Planning and Development Michelle Lazo who reviewed the proposed case. Ms. Lazo noted this site is the former Duvall's Salon at 450 Harwood Road. She stated the request is a site plan revision in order to replace the existing brick on brick fence, approximately 450 linear feet, with two-sided textured CMU fence. Ms. Lazo stated the current site plan for Duvall's was approved in 1999 that requires the single brick fence. Ms. Lazo stated the fence has started deteriorating with missing bricks and leaning in certain areas and the existing fence exceeds nine (9) feet in height on the north end of the property.

Mayor Wilson recognized Mike Linebarger, representing the owners, who stated his background is inspector and he noted the various states of fence disrepair. He stated various engineers and contractors agreed the current style of wall is not recommended for fences over 5 feet noting the impact of the climate and soil conditions. Mr. Linebarger reviewed the wall materials relative to safety and long-term stability and recommended the CMU product due to appearance and cost. Mr. Linebarger provided pictures of various CMU product usages throughout the City, and noted the owners' desire for an attractive and long-term product that is structurally sound.

Mayor Wilson recognized Kathy and Crespin Cortez, 440 Shade Tree Circle and Debbie Ross, 1900 Hurstview who expressed concerns of changes to the 1999 fence requirements; the need to address their neighborhood's quality of life; unauthorized work performed by the new owner; only brought into the discussion of a new fence last week; concerns about a CMU fence and height of the fence; clarification of what portion of the fence the new owner is responsible to replace; continuity of the style and color of fence; new owner's responsibility to replace the fence; and preference for a brick fence to match the existing fence.

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

In response to Councilmembers' questions, staff and applicant stated the residences were there prior to the salon and the existing fences were wood; there is only another 75' to 100' feet of the existing fence the salon owner will not replace, and the applicant is trying to coordinate with the homeowners to participate for continuity; described the CMU product and stated it should last 80 plus years with basic maintenance; described fence construction; indicated there should be no impact on property values based on a brick fence versus CMU fence; engineers and masons have examined the existing fence and stated the single stack brick fence is not designed for the existing height.

Mayor Wilson recognized Ms. Ross who indicated there are cracked CMU fences in the City. In response to Councilmember questions, Mr. Linebarger stated they are willing to work with the neighbors regarding colors to try and match the existing fence and could add an element of brick across the top.

Councilmember McKenzie moved to approve Ordinance 2538, first reading, a site plan revision for Ryan Wayne Salon. Motion seconded by Councilmember Miller. Motion prevailed by the following vote:

Ayes: Councilmembers McKenzie, Waldron, Shepard, Miller and Meeks

No: Councilmember Brotherton

5. Conduct a public hearing and consider Ordinance, 2539, first reading, SITE-2023-00005 Harwood Medical Offices, a Site Plan Revision for signage only on Lot 2, Block 1, Southwest Surgical Hospital Addition, being 2.05 acres located at 809 Harwood Road

Mayor Wilson announced a public hearing to consider Ordinance, 2539, first reading, SITE-2023-00005 Harwood Medical Offices, a Site Plan Revision for signage only on Lot 2, Block 1, Southwest Surgical Hospital Addition, being 2.05 acres located at 809 Harwood Road and recognized Executive Director of Planning and Development Michelle Lazo who reviewed the proposed site plan for signage only. Ms. Lazo noted the site was approved for Southwest Surgical Hospital and the Medical office building in 2008 and this building was intended to office physicians working at the hospital, but is now being used by medical practices. She stated the new owner is requesting the revision to allow medical office tenant signage on the north, east, and south elevation of the building and all signs will meet the Town Center signage regulations.

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

In response to Council questions, Ms. Lazo stated the signs can have back lighting.

Councilmember Brotherton moved to approve Ordinance 2539, first reading, a site plan revision for signage only for Harwood Medical Offices. Motion seconded by Councilmember Waldron. Motion prevailed by the following vote:

Ayes: Councilmembers McKenzie, Brotherton, Waldron, Shepard, Miller and Meeks

No: None

PLAT(S)

6. Consider P-2022-0010 Oak Grove Addition, a replat of Lot AR, Block 2, Oak Grove Addition and Lot 2A, Block 3, Bellaire Place Addition to Lot AR-1, Block 2, Oak Grove Addition, being 8.97 acres located at 501 Bellaire Drive

Executive Director of Planning and Development Michelle Lazo reviewed the proposed replat of Lot AR, Block 2, Oak Grove Addition and Lot 2A, Block 3, Bellaire Place Addition to Lot AR-1, Block 2, Oak Grove Addition, being 8.97 acres located at 501 Bellaire Drive. She noted HEB ISD and the City exchanged property in order to build a new Bellaire

Elementary School on a portion of the former Bellaire Park property. That the new elementary campus is under construction and the engineering plans have been reviewed and accepted.

Councilmember Waldron moved to approve P-2022-00010, a replat of Lot AR, Block 2, Oak Grove Addition and Lot 2A, Block 3, Bellaire Place Addition. Motion seconded by Councilmember McKenzie. Motion prevailed by the following vote:

Ayes: Councilmembers McKenzie, Brotherton, Waldron, Shepard, Miller and Meeks

No: None

7. Consider P-2023-0002 Shady Oaks Addition a final plat of Tract 14A, William Wallace Survey A-1607 to Lots 21-25, Block 31, Shady Oaks Addition, being 1.59 acres located at 1441 Hurstview Drive

Executive Director of Planning and Development Michelle Lazo reviewed the proposed final plat of Tract 14A, William Wallace Survey A-1607 to Lots 21-25, Block 31, Shady Oaks Addition, being 1.59 acres located at 1441 Hurstview Drive noting the developer is requesting the final plat to develop five (5) new single-family homes. She stated two (2) lots will face Hurstview Drive and three (3) will face Brookside Drive. In response to Council questions, Ms. Lazo stated TXDOT controls access, and she anticipates a combined drive on Hurstview.

Councilmember Miller moved to approve P-2023-00002, a final plat, Lots 21-25, Block 31, Shady Oaks Addition. Motion seconded by Councilmember Shepard. Motion prevailed by the following vote:

Ayes: Councilmembers McKenzie, Brotherton, Waldron, Shepard, Miller and Meeks

No: None

OTHER BUSINESS

8. Consider authorizing the city manager to enter into an Engineering Services Contract with Burgess & Niple, Inc., for Engineering Services for 2023 Miscellaneous Street Bond Improvements

City Manager Clay Caruthers stated this item is related to the most recent bond program for street improvements and noted the location map in the packet indicates which streets will be addressed. He stated this item is an Engineering Services Contract with Burgess & Niple, Inc., for a total fee not to exceed \$110,050.00.

Councilmember Shepard moved to authorize the city manager to execute the Engineering Services Contract with Burgess & Niple, Inc., for 2023 Miscellaneous Street Bond Improvements, for a total fee not to exceed \$110,050.00. Motion seconded by Councilmember Brotherton. Motion prevailed by the following vote:

Ayes: Councilmembers McKenzie, Brotherton, Waldron, Shepard, Miller and Meeks

No: None

9. Board, Commission and Committee Minutes
- Library Board
 - Parks and Recreation Board
 - Hurst Community Arts and Historic Landmark Preservation Committee

Council reviewed the minutes and Councilmember McKenzie noted Children's Librarian Beverly Kirkendall's upcoming retirement and expressed his appreciation for her contribution to the children at the Library and HEB ISD area.

10. Review of upcoming calendar items – Executive Director of Community Services Kyle Gordon provided an overview of the Aquatics Season schedule noting the rotation of guards between Chisholm and Central Aquatics Centers due to staffing shortages. City Manager Clay Caruthers also reviewed items in the Future Events Calendar.
11. City Council Reports - Items of Community Interest – No items reported.

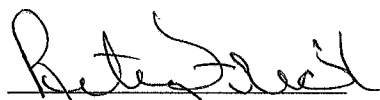
PUBLIC INVITED TO BE HEARD – A REQUEST TO APPEAR CARD MUST BE COMPLETED AND RETURNED TO THE CITY SECRETARY TO BE RECOGNIZED. CITIZEN COMMENTS ARE LIMITED TO A MAXIMUM OF 3 MINUTES PER SPEAKER

LD Bell Highschool Student Council members Giselle Ransom and Madison Sander informed Council of their opportunity to host the 2023 Texas Association of Student Council annual conference and requested consideration of sponsorship support from the city. The event will be October 28, 2023 at LD Bell High School.

ADJOURNMENT – The meeting adjourned at 7:27 p.m.

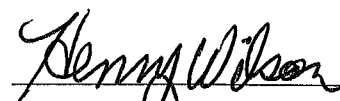
APPROVED this the 13th day of June 2023.

ATTEST:



Rita Frick, City Secretary

APPROVED:



Henry Wilson, Mayor