

City Council Minutes
Tuesday, October 24, 2023

On the 24th day of October 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
Cathy Brotherton	)	Councilmembers
Cindy Shepard)	
Jon McKenzie)	
John Miller)	
Jimmy Meeks)	
Clay Caruthers	)	City Manager
Matthew Boyle	)	City Attorney
Malaika Marion Farmer	)	Assistant City Manager
Clayton Fulton	)	Assistant City Manager
Rita Frick	)	City Secretary
Michelle Lazo	)	Executive Director of Planning and Development
Steven Niekamp	)	Police Chief
Billy Keadle	)	Assistant Police Chief

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 Councilmember Jon McKenzie gave the Invocation.

The Pledge of Allegiance and Texas Pledge were given.

PRESENTATION(S) AND PROCLAMATION(S)

1. Presentation of flag flown at half-staff in recognition of Roger Marsh

Mayor Wilson noted the service Roger Marsh provided the community and the lowering of the flag upon his passing. He stated the family could not attend this evening, so the flag would be presented at a future meeting.

PERSON(S) TO BE HEARD

2. Vanessa Glass requested to speak regarding reasonable exemptions request for service animals

Mayor Wilson recognized Vanessa Glass, who indicated she received a letter from the City Attorney regarding her request for an exemption for service animals and that she had not met the burden of proof at this time. Ms. Glass asked several questions regarding the City's guidelines and relayed information regarding HUD guidelines and consideration of reasonable exemptions. City Attorney Matthew Boyle responded the intent of the letter was to give her the opportunity, if she wished to pursue further. He stated Ms. Glass has not met that burden under federal law. Mr. Boyle further indicated the City does not establish any standard under the Fair Housing Act, and refers to federal law. Ms. Glass expressed her concern regarding the City's response to her request and asked the City to provide guidelines for a citizen to prove a reasonable accommodation.

CONSENT AGENDA

3. Consider approval of the minutes for the October 10, 2023 City Council meetings
4. Consider authorizing the city manager to enter into a purchase agreement with Armstrong Forensic Laboratory, NMS Labs, and the Tarrant County Medical Examiner for evidence processing services
5. Consider authorizing the city manager to enter into Purchase Agreements with Galls, Got You Covered, and GT Distributors for Police Department uniforms and equipment
6. Consider authorizing the city manager to purchase the landscape maintenance equipment with approved city vendors
7. Consider authorizing the city manager to proceed with the Highway 10 Median Landscape Repair Project

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

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

PUBLIC HEARING(S) AND RELATED ITEM(S)

8. Conduct a public hearing and consider Ordinance 2551, first reading, SITE-2023-00011 Katie's Car Wash, a site plan on Tract 5B2A and 5B8 Hamilton Bennett Survey A-138, being .79 acre located at 1665 W. Hurst Boulevard

Mayor Wilson announced the public hearing to consider Ordinance 2551, first reading, SITE-2023-00011 Katie's Car Wash, a site plan on Tract 5B2A and 5B8 Hamilton Bennett Survey A-138, being .79 acre located at 1665 W. Hurst Boulevard and recognized Executive Director of Planning and Development Michelle Lazo who reviewed the proposed site plan noting the applicant is requesting the site plan to construct a Katies' Car Wash with 3,601 square feet. She reviewed parking, vacuum kiosks, and access along with ingress and egress

for the site. She stated they are requesting a right turn exit driveway on Hurst Boulevard and are waiting on the Texas Department of Transportation for approval. Ms. Lazo reviewed landscaping and signage noting a pole sign on the southwest corner of the property.

Mayor Wilson recognized the following individuals who spoke in favor of the item: Thomas Hoover Engineering representative Armando Garcia, who stated the applicant is excited to be part of Hurst and that the site has one of the best landscape architects in the State. He stated they have been working with staff and believe they have come to a resolution for all parties. Owner Robert Petrie stated this will be their 24th build and reviewed their business operations, and noted he believed this project will fix up the site.

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

In response to Councilmember questions, Ms. Lazo stated there will be access to Highway 10.

Councilmember Miller moved to approve Ordinance 2551, first reading, a site plan for Katie's Car Wash. Motion seconded by Councilmember Shepard. Motion prevailed by the following vote:

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

9. Conduct a public hearing and consider Ordinance 2552, first reading, SITE-2023-00013, Moritz Kia, a site plan revision on Lot 1A, Block 1 Moritz Kia Addition, being 10.57 acres located at 110 NE Loop 820

Mayor Wilson announced the public hearing to consider Ordinance 2552, first reading, SITE-2023-00013, Moritz Kia, a site plan revision on Lot 1A, Block 1 Moritz Kia Addition, being 10.57 acres located at 110 NE Loop 820 and recognized Executive Director of Planning and Development Michelle Lazo who reviewed the proposed application noting the applicant is requesting a small expansion of 853 square feet on the west side of the building to expand the foot print. She stated the expansion is to accommodate the Kia Automotive Corporation new prototype. She stated the lighting plan will not change, landscape will be refreshed and they are requesting a pole sign and monument sign.

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

Councilmember Brotherton moved to approve Ordinance 2552, a site plan revision for Moritz Kia. Motion seconded by Councilmember Meeks. Motion prevailed by the following vote:

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

OTHER BUSINESS

10. Consider authorizing the city manager to enter into a Purchase and Service Agreement with Motorola Solutions Inc. to replace public safety radios and upgrade the current radio site including integration with the North Texas Interoperable Radio Network (NTIRN)

City Manager Clay Caruthers stated Assistant Police Chief Billy Keadle and Motorola representatives will present this item, but he did want to say how important this item is for public safety officers and making their job more efficient and effective. Assistant Chief Keadle reviewed the proposed agreement with Motorola Solutions noting the impactful changes with this new program. He explained the current communications equipment has reached its end-of-life and fails to utilize innovative technology. Chief Keadle reviewed the many benefits of the new software, key components of the software and mobile units, along with LTE connection capability. Also introduced were representatives from Motorola. In response to Council questions, Chief Keadle stated a test was preformed, and it reached to Wichita Falls due to the LTE connection. He stated as long as there is LTE connection the mobile units will have connectivity, switching automatically when out of range of the cell tower. He noted fire department radios, designed specifically for firemen, were also included along with portables for public works.

Councilmember Meeks moved to authorize the city manager to enter into a Purchase and Service Agreement with Motorola Solutions Inc. to replace public safety radios and upgrade the current radio site including integration with the North Texas Interoperable Radio Network (NTIRN). Motion seconded by Councilmember McKenzie. Motion prevailed by the following vote:

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

11. Review of upcoming calendar items – City Manager Clay Caruthers reviewed the Future Events Calendar.
12. City Council Reports - Items of Community Interest – Councilmember Cathy Brotherton announced that as Mayor Wilson noted earlier, Roger Marsh, her dear friend had passed away. She stated before he passed away they had a conversation that he would like to donate to the City, so tonight she is presenting a check for the Animal Shelter of \$2,100.00. She stated he also donated \$10,000 to the Hurst Citizens Alumni Association that she will present to them.

Mayor Wilson expressed how saddened he was to hear of the passing of Councilmember Shepard's husband, Rusty.

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 Georgina Butcher, 109 Charlene Drive, Hurst, Texas, who noted the incorrect name plates were on the dais.

EXECUTIVE SESSION in Compliance with the Provisions of the Texas Open Meetings Law, Authorized by Government Code, 551.072, deliberation of the purchase, exchange, lease, or value of real property (economic development/redevelopment) and Section 551.074, Personnel - (Evaluation of City Council Appointees) and to reconvene in Open Session at the conclusion of the Executive Session to consider and take any necessary action

Mayor Wilson recessed the meeting to Executive Session at 7:06 p.m. in compliance with the provisions of the Texas Open Meetings Law, authorized by Government Code, 551.072, deliberation of the purchase, exchange, lease, or value of real property (economic development/redevelopment) and Section 551.074, Personnel - (Evaluation of City Council Appointees) and reconvened Open Session 7:32 p.m.

13. Take any and all action necessary ensuing from Executive Session

As stated by the City Attorney, Councilmember Miller moved to approve the amendments to the City Manager's contract consistent with discussions in Executive Session. Motion seconded by Councilmember McKenzie. Motion prevailed by the following vote:

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

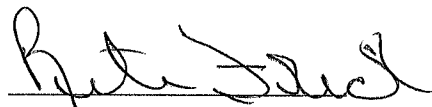
As stated by the City Attorney, Councilmember Waldron moved to approve the Resolutions related to the City Judge, City Manager and City Attorney. Motion seconded by Councilmember Miller. Motion prevailed by the following vote:

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

ADJOURNMENT – The meeting adjourned at 7:34 p.m.

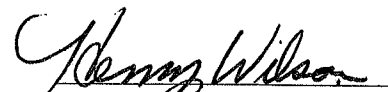
APPROVED this the 14th day of November 2023.

ATTEST:



Rita Frick, City Secretary

APPROVED:



Henry Wilson, Mayor