

**REGULAR MEETING AGENDA OF THE CITY COUNCIL OF HURST, TEXAS
CITY HALL, 1505 PRECINCT LINE ROAD
TUESDAY, NOVEMBER 28, 2023**

AGENDA:

5:00 p.m. - City Council Meeting (City Hall, Council Chamber)

CALL TO ORDER

INVOCATION (Mayor Pro Tem Gary Waldron)

PLEDGE OF ALLEGIANCE

CONSENT AGENDA

1. Consider approval of the minutes for the November 14, 2023 City Council meetings
2. Consider Ordinance 2553, second reading, providing for increased prior and current service annuities under the act governing the Texas Municipal Retirement System for retirees and beneficiaries of deceased retirees of the City of Hurst

OTHER BUSINESS

3. Board, Commission, and Committee Minutes
 - Parks and Recreation
4. Review of upcoming calendar items
5. City Council Reports - Items of Community Interest

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.

EXECUTIVE SESSION in Compliance with the Provisions of the Texas Open Meetings Law, authorized by Government Code, Section 551.071, Consultation with City Attorney to seek advice regarding Pending or Contemplated Litigation or Settlement Offers (PFAS Settlement Agreement 3M and DuPont) and to reconvene in Open Session at the conclusion of the Executive Session

6. Take any and all action ensuing from Executive Session

ADJOURNMENT

Posted by: _____

This 22nd day of November 2023, by 5:00 p.m., in accordance with Chapter 551, Texas Government Code.

Any item on this posted agenda could be discussed in executive session as long as it is within one of the permitted categories under sections 551.071 through 551.076 and section 561.087 of the Texas Government Code.

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary's office at (817) 788-7041 or FAX (817) 788-7054, or call TDD 1-800-RELAY-TX (1-800-735-2989) for information or assistance.

**Minutes
Hurst City Council
Work Session
Tuesday, November 14, 2023**

On the 14th day of November 2023, at 4:45 p.m., the City Council of the City of Hurst, Texas, convened in Work Session 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
Steve Bowden	)	Executive Director of Economic Development
Greg Dickens	)	Executive Director of Public Works
Stephanie Jenkins	)	Executive Director of Human Resources
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:

I. Call to Order – The meeting was called to order at 4:45 p.m.

The Work Session items were discussed in the following order: II, IX, VII, IV, V, VI VIII, X and Executive Session. The remaining items were not discussed.

II. Informational Items

- **Update and discussion of upcoming Calendar Items** – City Manager Caruthers reviewed the future events calendar and noted the upcoming Employee Service Awards. Mayor Wilson also reminded Council of donations for gift give-a-ways for the Senior Banquet, Tarrant County Mayors’ Council Banquet, and Salvation Army Red Kettle Mayors’ Challenge.
- **Update and discussion of NTE (North Tarrant Express Capacity Improvements)** – Mayor Wilson recognized Robert Hinkle, NTE who introduced several individuals involved in the planning, construction and communications for the upcoming

improvements. Details of the scope and timeline for the project were reviewed noting a 10-mile project with no additional right-of-way needed. The scope of the project was reviewed, including communication resources, blackout periods through the holidays and an anticipated completion date in 2027. Mayor and Council thanked Mr. Hinkle for the information and City Manager Caruthers requested attention to the current lanes and trash accumulation, to be monitored and cleaned.

- **Update and discussion of Art in Public Places Program** – City Manager Caruthers noted the second phase of the utility box art wraps will start this week and staff will bring forward additional information regarding the next large art project at a future meeting.

III. Update and discussion of Regular Agenda Items

IV. Discussion of Agenda Item(s) 5, 6 and 7

Consider Resolution 1846 supporting application for Combined Cities Crime Victims Coordinator Grant to the Office of the Governor for the Cities of Hurst, Euless, and Bedford

Consider Resolution 1847 supporting application for the NETCAST Rifle-Resistant Body Armor Grant to the Office of the Governor

Consider Resolution 1848 supporting application for the Enhanced Crime Scene Camera Kits Grant to the Office of the Governor

City Manager Caruthers noted these items include grants for the Police Department and are essential to police services.

V. Discussion of Agenda Item(s) 8

Consider authorizing the Mayor to enter into an Interlocal Agreement with Tarrant County for street right-of-way acquisition on West Pipeline Road, Phase 4 from Harrison Lane to Brown Trail

Executive Director of Public Works Greg Dickens briefed Council on the proposed interlocal with Tarrant County noting this item is for the acquisition of right-of-way for Pipeline Road Phase 4.

VI. Discussion of Agenda Item(s) 9

Consider authorizing the Mayor to renew an Interlocal Agreement with Tarrant County for funding of the Brown Trail Street Reconstruction Project from Queens Way to North City Limits

Executive Director of Public Works Greg Dickens briefed Council on the proposed interlocal with Tarrant County noting the County will pay 50% of the project design for Brown Trail and should start within the next three months. City Manager Caruthers noted this item will probably require Certificate of Obligation issuance in the future.

VII. Discussion of Agenda Item(s) 10 and 11

Conduct a public hearing and consider Ordinance 2549, first reading, Z-2023-00002 Events In Your Budget, a zoning change from GB to GB-PD with a site plan for Tract 12 A1 William Wallace Survey, A 1607, being .38 acre located at 1305 Yates Drive (Continued from September 26, 2023 Council meeting)

Consider P-2023-00004 Chowdhry At Yates Addition, a final plat of Tract 12A1, William Wallace Survey A-1607 to Lot 1, Block 1 Chowdhry At Yates, being .36 acre located at 1305 Yates Drive (Continued from September 26, 2023 Council meeting)

Councilmember McKenzie noted a conflict of interest and recused himself from the meeting.

City Manager Clay Caruthers advised of the valid petition received on this zoning case requiring a super majority, 5-0 vote, which required this item to be continued to tonight to provide all options for the applicant. Executive Director of Planning and Zoning Michelle Lazo briefed Council on the proposed case noting the applicant is making the request for GB-PD. She stated the house will be used as an office, they will close the existing driveway and move to the south, and build a 3,000 square feet metal storage building on the rear of the property. Ms. Lazo stated they are adding a lot of landscaping and irrigation and that they are not required to screen due to another lot between them and the neighbors. She reviewed the elevations of the existing home and proposed elevation of the structure to store supplies. City Attorney Matthew Boyle reviewed various options available to Council regarding the case and City Manager Caruthers noted his recommendation of conditions if Council moves toward approval. Council discussed the proposed case. Ms. Lazo also briefed Council on the proposed Plat.

Councilmember McKenzie returned to the meeting.

VIII. Discussion of Agenda Item(s) 12

Consider Ordinance 2553, first reading, providing for increased prior and current service annuities under the act governing the Texas Municipal Retirement System for retirees and beneficiaries of deceased retirees of the City of Hurst

City Manager Caruthers briefed Council on the proposed ordinance noting the city has historically provided the 30% Cost of Living Adjustment to retirees instead of the 50% or 70% due to the City having Social Security Benefits.

IX. Discussion of Agenda Item(s) 13

Consider Resolution 1849 casting votes for candidates to the Tarrant Appraisal District (TAD) Board of Directors

City Manager Clay Caruthers reviewed this item noting Council nominated Gary Losada and has 21 votes to cast for one or distribute among any number of the candidates listed on the official ballot resolution.

X. Discussion of Agenda Item(s) 14

Consider Resolution 1850 continuing support and participation in the Community Powered Revitalization Program (CPR) and agreeing to expenditures allowed under the Texas Local Government Code Chapter 380 for the promotion of economic development

City Manager Caruthers briefed Council on the 380 agreement for financial assistance and stated 6Stones representative Teresa Grady will provide an overview of their program in the regular meeting.

EXECUTIVE SESSION in Compliance with the Provisions of the Texas Open Meetings Law, authorized by Texas Government Code, Section 551.071 Consultation with attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act (zoning, land use, and permits) and 551.072, deliberation of the purchase, exchange, lease, or value of real property (economic development/redevelopment) 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 5:56 p.m. in compliance with the Provisions of the Texas Open Meetings Law, authorized by Texas Government Code, Section 551.071 Consultation with attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act (zoning, land use, and permits) and 551.072, deliberation of the purchase, exchange, lease, or value of real property (economic development/redevelopment) and reconvened Open Session at 6:17 p.m.

XI. ADJOURNMENT – Mayor Wilson adjourned the work session at 6:17 p.m.

APPROVED this the 28th day of November 2023.

ATTEST:

Rita Frick, City Secretary

APPROVED:

Henry Wilson, Mayor

City Council Minutes
Tuesday, November 14, 2023

On the 14th day of November 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
Steve Bowden	)	Executive Director of Economic Development
Greg Dickens	)	Executive Director of Public Works
Stephanie Jenkins	)	Executive Director of Human Resources
Kyle Gordon	)	Executive Director of Community Services
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 Cindy Shepard 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 presented the flag flown at half-staff to Roger Marsh's son, Dale Marsh. Mayor Wilson expressed gratitude for Roger Marsh's service to the City of Hurst.

CONSENT AGENDA

2. Consider approval of the minutes for the October 24, 2023 City Council meetings
3. Consider Ordinance 2551, second 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
4. Consider Ordinance 2552, second 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
5. Consider Resolution 1846 supporting application for Combined Cities Crime Victims Coordinator Grant to the Office of the Governor for the Cities of Hurst, Euless, and Bedford
6. Consider Resolution 1847 supporting application for the NETCAST Rifle-Resistant Body Armor Grant to the Office of the Governor
7. Consider Resolution 1848 supporting application for the Enhanced Crime Scene Camera Kits Grant to the Office of the Governor
8. Consider authorizing the Mayor to enter into an Interlocal Agreement with Tarrant County for street right-of-way acquisition on West Pipeline Road, Phase 4 from Harrison Lane to Brown Trail
9. Consider authorizing the Mayor to renew an Interlocal Agreement with Tarrant County for funding of the Brown Trail Street Reconstruction Project from Queens Way to North City Limits

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

No: None

PUBLIC HEARING(S) AND RELATED ITEM(S)

10. Conduct a public hearing and consider Ordinance 2549, first reading, Z-2023-00002 Events In Your Budget, a zoning change from GB to GB-PD with a site plan for Tract 12 A1 William Wallace Survey, A 1607, being .38 acre located at 1305 Yates Drive (Continued from September 26, 2023 Council meeting)

Councilmember McKenzie noted a conflict of interest and recused himself from the meeting.

Mayor Wilson announced the public hearing to consider Ordinance 2549, first reading, Z-2023-00002 Events In Your Budget, a zoning change from GB to GB-PD with a site plan for Tract 12 A1 William Wallace Survey, A 1607, being .38 acre located at 1305 Yates Drive

and recognized Executive Director of Planning and Zoning Michelle Lazo who reviewed the proposed case, noting the applicant is making the request for GB-PD due to the lot not meeting the minimum width requirement. She stated the business is basically party planning and the house will be used as an office, they will close the existing driveway and move to the south, and build a 3,000 square foot metal storage building on the rear of the property. Ms. Lazo stated they are adding a lot of landscaping and irrigation and that they are not required to screen due to another lot between them and the neighbors. She stated they will add trees to blend with the neighbors. Ms. Lazo reviewed the elevations of the existing home and proposed elevation of the structure to store supplies. City Manager Caruthers noted this item did go before the Zoning Commission and by a 3 – 2 vote recommended approval.

Mayor Wilson recognized applicant Javed Chowdhry, 4107 Lincoln Drive, Colleyville, who stated the importance of this item as it impacts their livelihood. He reviewed the numerous years they have lived in the area and explained their business specializes in wedding décor and services. He expressed the traffic levels will remain the same, they do not have walk in customers and they meet by appointment only one or two times a day. They do not have late night work and traffic is less than a single family.

Mayor Wilson recognized the following individuals who expressed support for this item and expressing the business will not disrupt the neighborhood; details regarding business operations; noting the property was purchased because it was zoned GB over 40 years ago; data suggests property values are just going up; existing steel sheds are in several of the residential lots; numerous enhancements to the site improving curb appeal and meeting city requirements; and the property was purchased due to the zoning of General Business: Ruby Chowdhry, Amer Chowdry, and Civil Engineer Correen C. Robertson, 4532 Lodestone Lane

Mayor Wilson recognized the following individuals who spoke against the case expressing concerns regarding existing available retail space in Hurst; Hurst facing a housing shortage; the house has been residential use for last 65 years; there are no primary businesses facing Yates or with monument signs; why signage is necessary if no walk-ins; impact of drainage and lack of impact study; zoning was intended for large developments and large open space; will ruin current neighborhood; opens idea for other stores and brings in people from around community; it will take away from their property; do not want change; warehouse will be an eyesore; additional trash; should look at current zoning and lots and take care of it now that it is a residential street; petition that was signed from Yates and surrounding properties; property being negatively impacted; values impacted; monument sign next to residential property; should look at zoning back to residential: Janie McKenzie, 1324 Yates Drive; Anthony Cirrincione, 1325 Yates Drive; Steven Linan, 1309 Yates Drive; Ezekiel Linan, 1309 Yates Drive; Mary S. Brown, 1329 Yates Drive; Kenneth Brown, 1329 Yates Drive; Josh Linan, 1309 Yates Drive; Jane Boyd, 1335 Yates Drive; Lisa Baxley, 1320 Yates Drive and Sean Lee, 1307 Yates (through letter read by Lisa Baxley)

The following individuals presented speaker cards against the proposed case but did not speak: Billy Field, 1321 Yates Drive; Steward McKenzie, 1328 Yates Drive; Deanne Harvey, 1327 Yates Drive; Jeff Hutchison, 1310 Yates Drive; Lisa Hutchison, 1310 Yates Drive; Janet Dickerson, 1317 Yates Drive; Joe Dickerson, 1317 Yates Drive; John Upton,

1313 Yates Drive; and Marie Upton, 1316 Yates Drive

Councilmember Miller moved to approve Ordinance 2549, first reading, a zoning change with a site plan for Events in Your Budget with the following provisions: Hours of operation 7:30 a.m. – 8:30 p.m.; no onsite events on premise; the GB-PD is restricted to this applicant and this business; and to include the fence be brought out to provide more visible barrier for the rest of the neighbors. Motion failed for lack of second, application is denied.

PLAT(S)

11. Consider P-2023-00004 Chowdhry At Yates Addition, a final plat of Tract 12A1, William Wallace Survey A-1607 to Lot 1, Block 1 Chowdhry At Yates, being .36 acre located at 1305 Yates Drive (Continued from September 26, 2023 Council meeting)

Councilmember Miller moved to deny P-2023-00004, a final plat of Lot 1, Block 1 Chowdhry At Yates Addition. Motion seconded by Councilmember Waldron. Motion prevailed by the following vote:

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

No: None

Councilmember McKenzie returned to the meeting.

ORDINANCE(S)

12. Consider Ordinance 2553, first reading, providing for increased prior and current service annuities under the act governing the Texas Municipal Retirement System for retirees and beneficiaries of deceased retirees of the City of Hurst

Executive Director of Human Resources Stephanie Jenkins reviewed the proposed ordinance stating the City opted for the ad hoc calculation for Cost of Living Adjustments (COLA) and has historically provided 30% CPI instead of 50% or 70% due to also providing Social Security benefits. She stated staff is recommending approval of the 30% COLA.

Councilmember Waldron moved to approve Ordinance 2553, first reading, providing for increased prior and current service annuities under the act governing the Texas Municipal Retirement System for retirees and beneficiaries of deceased retirees of the City of Hurst, at 30% of the percentage change in CPI for all Urban Consumers, and establishing an effective date for the ordinance of January 1, 2024. Motion seconded by Councilmember Brotherton. Motion prevailed by the following vote:

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

No: None

RESOLUTION(S)

13. Consider Resolution 1849 casting votes for candidates to the Tarrant Appraisal District (TAD) Board of Directors

Councilmember Miller moved to approve Resolution 1849 casting 21 votes for Gary Losada. Motion seconded by Councilmember Brotherton. Motion prevailed by the following vote:

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

No: None

14. Consider Resolution 1850 continuing support and participation in the Community Powered Revitalization Program (CPR) and agreeing to expenditures allowed under the Texas Local Government Code Chapter 380 for the promotion of economic development

City Manager Clay Caruthers introduced 6Stones Executive Director Teresa Grady noting the City's approximately 14 years of involvement in the program. Ms. Grady provided an update on 6Stones, the CPR program and other programs offered in the community. She stated in the 2022/2023 fiscal year, CPR is coming up to almost the 200th house in Hurst. She reviewed the fiscal impact to Hurst through volunteer hours and in-kind services and plans to be in their new building on Highway 10 by mid to late summer. In response to Council questions, Ms. Grady stated they currently have 15 full and part-time employees and coordinate over 6,000 volunteers a year. Councilmember McKenzie noted how impressed he is with how much 6Stones is able to accomplish.

Councilmember McKenzie moved to approve Resolution 1850 supporting the Community Powered Revitalization (CPR) Program and authorizing the city manager to make payments to 6Stones as allowed under the Texas Local Government Code Chapter 380, based on projects completed, in an amount not to exceed \$25,000, and a one-time lump sum payment of \$25,000 to support CPR staff. Motion seconded by Councilmember Meeks. Motion prevailed by the following vote:

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

No: None

OTHER BUSINESS

15. Board, Commission, and Committee Minutes – Council reviewed the following minutes:
- Library Board
 - Hurst Community Arts and Historic Landmark Preservation Committee
16. Review of upcoming calendar items – City Manager Caruthers reviewed the future events calendar noting upcoming holiday events and closures.
17. City Council Reports - Items of Community Interest – No reports were given.

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 government students in attendance at the meeting.

EXECUTIVE SESSION in Compliance with the Provisions of the Texas Open Meetings Law, authorized by Texas Government Code, Section 551.071 Consultation with attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act (zoning, land use, and permits) and 551.072, deliberation of the purchase, exchange, lease, or value of real property (economic development/redevelopment) and to reconvene in Open Session at the conclusion of the Executive Session to consider and take any necessary action

Mayor Wilson did not recess to Executive Session.

- 18. Take any and all action necessary ensuing from Executive Session – No action was taken.

ADJOURNMENT – The meeting adjourned at 7:51 p.m.

APPROVED this the 28th day of November 2023.

ATTEST:

APPROVED:

Rita Frick, City Secretary

Henry Wilson, Mayor



City Council Staff Report

SUBJECT: Consider Ordinance 2553, second reading, providing for increased prior and current service annuities under the act governing the Texas Municipal Retirement System for retirees and beneficiaries of deceased retirees of the City of Hurst, and establishing an effective date for the ordinance.

Supporting Documents:	
Ordinance 2553	Meeting Date: 11/28/2023 Department: Human Resources Reviewed by: Stephanie Jenkins City Manager Review:

Background/Budget Analysis:

The Texas Municipal Retirement System (TMRS) allows cities to calculate Cost of Living Adjustments (COLAs) for current retirees on a repeating annual basis or on an ad hoc basis. In previous years, the City of Hurst has opted for the ad hoc calculation. This may be calculated at 30%, 50%, or 70% of the change in the Consumer Price Index (CPI) for All Urban Consumers, from the year prior to retirement to the current year. Calculating on an ad hoc basis reduces the potential liability for future funding of the TMRS benefit, and therefore better manages the City’s TMRS liability for employees and retirees.

We continue to be grateful for those who built the foundation of strong customer service in the City of Hurst, and have now entered retirement. It is with this in mind that staff is proposing a COLA for City of Hurst retirees. The City is provided with a contribution rate to TMRS as a percentage of payroll. The rate is determined by an actuarial analysis of the City’s overall liability, inclusive of the ad hoc COLA, and it is provided by TMRS. The contribution rate for providing a retiree COLA has been included in the budget for fiscal year 2024. If adopted, the contribution rate and the retiree COLA would become effective January 1, 2024. The City’s contribution to TMRS is budgeted in all funds and divisional accounts that support the cost of City employees.

Hurst Way/Strategic Priorities:

This item is reflective of the Hurst Way bridging **Public Service, Customer Service** and **Financial Sustainability**.

Recommendation:

Staff recommends City Council **approve Ordinance 2553, second reading, providing for increased prior and current service annuities under the act governing the Texas Municipal Retirement System for retirees and beneficiaries of deceased retirees of the City of Hurst, at 30% of the percentage change in CPI for All Urban Consumers, and establishing an effective date for the ordinance of January 1, 2024.**

ORDINANCE 2553

AN ORDINANCE REGARDING THE CITY OF HURST'S TEXAS MUNICIPAL RETIREMENT SYSTEM BENEFITS ADOPTING (1) ANNUALLY ACCRUING UPDATED SERVICE CREDITS; AND (2) AN ANNUITIES INCREASE, ALSO REFERRED TO AS A COST OF LIVING ADJUSTMENT (COLA), FOR RETIREES AND THEIR BENEFICIARIES.

WHEREAS, the City of Hurst, Texas (the "City"), elected to participate in the Texas Municipal Retirement System (the "System" or "TMRS") pursuant to Subtitle G of Title 8, Texas Government Code, as amended (which subtitle is referred to as the "TMRS Act"); and

WHEREAS, the City Council finds that it is in the public interest to: (1) in accordance with TMRS Act §853.404 and §854.203(h), reauthorize annually accruing Updated Service Credits, and (2) in accordance with TMRS Act §854.203, authorize an annuity increase, also referred to as a cost of living adjustment ("COLA") for retirees and their beneficiaries, now:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HURST, TEXAS:

Section 1. Authorization of Annually Accruing Updated Service Credits.

(a) As authorized by TMRS Act §854.203(h) and §853.404, and on the terms and conditions set out in TMRS Act §§853.401 through 853.404, the City authorizes each member of the System who on the first day of January of the calendar year immediately preceding the January 1 on which the Updated Service Credits will take effect (i) has current service credit or prior service credit in the System by reason of service to the City, (ii) has at least 36 months of credited service with the System, and (iii) is a TMRS-contributing employee of the City, to receive "Updated Service Credit," as that term is defined and calculated in accordance with TMRS Act §853.402.

(b) The Updated Service Credit authorized and provided under this Ordinance shall be 100% of the "base Updated Service Credit" of the TMRS member calculated as provided in TMRS Act §853.402.

(d) Each Updated Service Credit authorized and provided by this Ordinance shall replace any Updated Service Credit, prior service credit, special prior service credit, or antecedent service credit previously authorized for part of the same service.

(e) The initial Updated Service Credit authorized by this Section shall be effective on January 1 immediately following the year in which this Ordinance is approved, subject to receipt by the System prior to such January 1 and approval by the Board of Trustees ("Board") of the System. Pursuant to TMRS Act §853.404, the authorization and grant of Updated Service Credits in this Section shall be effective on January 1 of each subsequent year, using the same percentage of the "base Updated Service Credit" stated in Subsection (b) in computing Updated Service Credits for each future year, provided that, as to such subsequent year, the actuary for the System has made the determination set forth in TMRS Act §853.404(d), until this Ordinance ceases to be in effect as provided in TMRS Act §853.404(e).

Section 3. Authorization of Increases in Retirement Annuities, or COLA.

(a) On the terms and conditions set out in TMRS Act §854.203, the City authorizes and provides for payment of the increase described by this Section to the annuities paid to retired City employees and beneficiaries of deceased City retirees. An annuity increased under this Section replaces any annuity or increased annuity previously granted to the same person.

(b) The amount of the annuity increase under this Section is computed as the sum of the prior service and current service annuities on the effective date of retirement of the person on whose service the annuities are based, multiplied by 30% of the percentage change in Consumer Price Index for All Urban Consumers, from December of the year immediately preceding the effective date of the person's retirement to the December that is 13 months before the effective date of the increase under this Section.

(c) An increase in an annuity that was reduced because of an option selection is reducible in the same proportion and in the same manner that the original annuity was reduced.

(d) If a computation under this Section does not result in an increase in the amount of an annuity, the amount of the annuity will not be changed under this Section.

(e) The amount by which an increase under this Section exceeds all previously granted increases to an annuitant is an obligation of the City and of its account in the benefit accumulation fund of the System.

(f) The increase in annuities authorized by this Section shall be effective on January 1 immediately following the year in which this Ordinance is approved, subject to receipt by the System prior to such January 1 and approval by the System's Board.

Passed on the 14th day of November 2023 by a vote of 6 to 0.

Approved on the 28th day of November 2023 by a vote of _ to _.

ATTEST:

APPROVED:

City Secretary

Mayor

CITY OF HURST
COUNTY OF TARRANT

STATE OF TEXAS

On October 19, 2023, at 6:00 p.m., the Parks and Recreation Board of the City of Hurst, Texas, convened its Regular Meeting at the Hurst City Hall, 1505 Precinct Line Rd., Hurst, Texas, with the following Members present to wit:

Rod Robertson	)	Chairman
Trasa Cobern	)	Members
Sadhu Shori)	
Leah Smith)	
Kyle Gordon	)	Executive Director of Community Services
Hannah Ditgen	)	Community Services Management Assistant
Kristie Weaver	)	Assistant Director of Community Services
Lauren Snyder	)	Senior Activities Center Manager
Amy Oden	)	Recreation Manager
Zach Tekavec	)	Recreation Manager
Paige Lutz	)	Recreation Administrative Assistant
Kathleen Nahidi	)	Parks Administrative Assistant

With the following members absent: Pat King, Alan Neace, and Doris Young, constituting a quorum, at which time the following business was transacted:

I. **Call to Order:** Rod Robertson called the meeting to order at 6:00 p.m.

II. **Roll Call of Members:** Paige Lutz conducted the Roll Call of Members.

Kyle Gordon introduced the new Parks and Recreation Board Member, Sadhu Shori. The Board welcomed Mr. Shori.

III. **Approval of Minutes:** Trasa Cobern moved to approve the minutes of the July 20, 2023, regular meeting. Motion seconded by Leah Smith. Motion prevailed by the following vote:

AYES: Cobern, Robertson, Shori, Smith

NO: None

IV. **Staff Report:**

At the request of Staff, the following item was moved to the top of the agenda.

D. Staff Activities:

1. **Personnel Update:** Amy Oden, Recreation Manager, reported that Bishop Buckner, Recreation Attendant, has been promoted to Fitness and Athletics Coordinator. The Parks and Recreation Team recently hired Andre van den

Broeck as Recreation Supervisor and Patrick St. John as Parks Maintenance Worker.

Ms.Oden also reported that Staff recently hired Recreation Center Attendants: Heaven Gordon, Patty McKee, Justin Pickens, Evon Todd, Lucille (Lu) Slade, and Tennis Center Attendant Clark Vitug.

A. Director's Quarterly Participation Report:

1. **Recreation Division:** Kristie Weaver presented the following Recreation Division statistics for the fourth quarter of the 2022-23 Fiscal Year:

Recreation Active Members	2,628
Recreation Center Attendance	16,982
Fitness Center Participation	9,833
Classroom Programs-Summer Session 2	323
Classroom Programs-Fall Session 1	104
Fall Softball Registration	96
Park Pavilion	61

2. **Senior Division:** Ms. Weaver presented the following Senior Division statistics for the fourth quarter of the 2022-23 Fiscal Year:

Senior Activities Center Attendance	13,677
Number of Classes Offered	426
Program Attendance	5,061
Fitness Center Participation	6,407
Number of Members	1,900

B. Special Event Highlights:

1. **Recreation Division:** Amy Oden, Recreation Manager, presented a recap of recent events:
 - Hurst Fest took place on September 30. Over 800 participants enjoyed a magician, *Diamond Jim Tyler*, mini golf, photo booths, inflatables, a tattoo booth, food vendors, market vendors, and music from *The Inspiration Band*.
 - The *Kid's Triathlon* was held on September 28 at Chisholm Park; 184 athletes participated.
 - *The Movies in the Plaza Series* began on July 21 and ran through October 20.
 - In partnership with Hurst Police, the City began the September *Movie in the Plaza* event with a *National Night Out* kick-off. The event included food, games, and a movie.
 - As part of the Healthy Hurst program, the Hurst Recreation Center and Hurst Senior Activities Center celebrate National Walking Month with the Annual *Walktober* Program throughout October.

Ms. Oden presented upcoming Special Events highlights:

- *The Annual Hurst Christmas Tree Lighting Ceremony* is scheduled for November 28 at the Hurst Conference Center.
- The *Pawlday Pics* event will occur on December 2 at the Hurst Dog Park.
- The *Sensory-Friendly Photo and Breakfast with Santa* event is planned for December 9 at the Hurst Recreation Center.

2. **Senior Division:** Lauren Snyder, Senior Activities Center Manager, presented a recap of the Senior Activities Center events.

- *National Senior Citizens Day* occurred on August 21, and Staff gave out 200 drawstring bags.

Ms. Snyder presented upcoming Special Events highlights:

- The *HSAC Craft & Holiday Market* is scheduled for October 20.
- The *Talk & Treat* event is planned for October 31.
- The *Veteran's Day Salute* event will take place on November 10.
- The *Thanksgiving Dessert Buffet* is scheduled for November 14.
- The *HSAC Memorial* event is planned for January 19.

C. Works in Progress:

1. **TXDOT Green Ribbon Grant Phase 5:** The project has started and will be completed by late November. A timeline for the project was presented.
2. **TXDOT Hwy 10 Flood Damage:** The late August 2022 heavy rain washed away the landscape material in several medians along SH 10 and Calloway Branch. TXDOT has cleared the channel drainage so Parks can install the landscaping along the channel medians.
3. **HSAC Foundation Repair:** The piping below the hand-washing sink was damaged as the floor was raised. Plumbing repair work has started, and additional foundation investigations are underway.
4. **TXDOT Trail Master Plan Grant Application:** Staff applied to TXDOT for a comprehensive trails and bikeways master plan grant. TXDOT will notify the City if the grant is awarded by October.
5. **Citywide Irrigation Controller Project:** Parks has started replacing the old Hunter irrigation controllers. This work will take approximately one year to complete.
6. **Recreation Center Cosmetic Improvements:** The following cosmetic improvements are complete:

- The main basketball gym and racquetball courts have been refinished
- The glass wall between the two gyms and the windows in the upstairs spin and yoga rooms have been tinted.
- The mustard yellow walls in the back hallway and the Admin office have been painted a neutral color.

7. **Senior Activities Center Dance Floor Refinish:** The dance floor is complete.
8. **Parks Vandalism Repairs:** There has been an uptick in park vandalism, including graffiti and playground damage. Staff is cleaning and making repairs to the damages.

D. Staff Activities:

1. **Personnel Update:** *At the request of Staff, this item was moved to the top of the agenda.*
2. **Professional Development:**
 - Kristie Weaver graduated from the NRPA (National Recreation & Park Association) Director's School.
 - Naomi Philip, Event Specialist; Bishop Buckner, Fitness and Athletics Coordinator; and Sarah Phipps, Marketing Specialist, participated in the US Play Coalition hosted by the TCU Liink for Healthy Play at the Fort Worth Botanical Gardens. The event focused on play-based resources in the community.
 - Kristie Weaver, Amy Oden, Zach Tekavec, Recreation Manager, Lauren Snyder, Paul Conca, Parks Superintendent, and Andrew Ponce, Parks Services Manager, attended the 2023 NRPA Annual Conference.

V. Report of the Committee:

A. John Butler Memorial Senior Citizen's Banquet

1. **2023 Event:** Amy Oden reported that the City scheduled the John Butler Memorial Senior Citizen's Banquet for Thursday, December 14, at the Hurst Conference Center. The event includes entertainment, a plated meal, dessert, and a dance floor. Paige Lutz distributed event tickets to the Board Members.
2. **Donations:** Amy reported that the banquet donations are due by December 8, and the Donation Committee will meet on December 11 at 10:00 a.m.

VI. Communications:

- A. **Parks and Recreation Marketing:** Kristie Weaver presented the social media update for Parks and Recreation. She provided examples of recent social media posts and positive feedback from the community.
- B. **Hurst Senior Activities Center Marketing:** Kristie Weaver presented the social media highlights for the Hurst Senior Activities Center. She offered several examples of recent social media posts promoting events at the Hurst Senior Activities Center.

VII. Unfinished Business

None to discuss at this time.

VIII. New Business:

- A. **Officer Elections:** Kyle Gordon asked the Board to consider nominations for the Board Chair and Vice-Chair positions for the coming year.

- 1. **Chair:** Trasa Cobern nominated Rod Robertson to serve as Board Chair. Leah Smith seconded the nomination. There were no other nominations.

AYES: Cobern, Robertson, Shori, Smith

NO: None

- 2. **Vice Chair:** Leah Smith nominated Pat King to serve as Vice-Chair. Trasa Cobern seconded the nomination. There were no other nominations.

AYES: Cobern, Robertson, Shori, Smith

NO: None

- B. **Event and Programming Enhancement:** Amy Oden presented the Event and Programming Enhancement proposal. Ms. Oden reported that at the July Regular meeting, Staff brought to the Board the possibility of introducing alcohol sales to certain special events. She presented and reviewed a survey of surrounding cities' alcohol guidelines.

Ms. Oden noted that the Staff would like to introduce this enhancement at a proposed spring event, *Pups & Pints*, at the Hurst Dog Park. She presented the guidelines for the event:

- Partner with a local brewery to serve.
- Police Department on-site
- The business will acquire a permit to allow its TABC license to extend to the event and ensure liability falls to the business serving the alcohol.
- Outside alcohol is prohibited.
- Park rules are still enforced, for example, no glass.

Board members expressed their support for serving alcoholic beverages at smaller social gatherings. However, they also advised against widespread use of it for now. The staff responded by stating that their planning efforts are focused on introducing it safely at smaller events, such as the proposed "Pups and Pints" event, with the possibility of expanding it to Concert in the Park and Movie in the Park if the concept is well received. The board members responded positively to these comments and agreed that this approach was appropriate.

Trasa Cobern moved to support the "Pups & Pints" event to go before the City Council for further consideration. Leah Smith seconded the motion. Motion prevailed by the following vote:

AYES: Cobern, Robertson, Shori, Smith

NO: None

IX. Informational Items:

- A. **Hurst Kidz Program Update:** Amy Oden presented the Hurst Kidz Program Update. She noted that the program opened to members on October 2 and has received positive feedback. Members can bring their small children for a maximum of 90 minutes for a drop-in fee of \$3.00 per child per visit or purchase a punch pass in increments of 10 or 20 visits.
- B. **Aquatics 2023 Season Recap:** Zach Tekavec presented the Aquatics 2023 Season Recap. Mr. Tekavec gave an overview of the recruitment efforts for the 2023 season, the Learn-to-Swim program participation statistics, overall attendance, and a special events recap. He also reviewed positive social media comments for the 2023 Aquatics program.
- C. **HEB Senior Games Recap:** Lauren Snyder presented the HEB Senior Games Recap. She reported that the Senior Centers in Hurst, Bedford, and Euless joined to offer a senior event for the Hurst, Euless, Bedford area. The first event was the HEB Senior Games at the Euless Senior Activities Center on September 22. The event offered Olympic-style games, including Billiards, Bingo, Bridge, Euchre, Canasta, Chair Volleyball, Dominoes, Mah Jong & TX Hold 'em. The event also offered breakfast and lunch for the 185 seniors who attended through sponsorships. The plan is to offer this event in the coming years at the Bedford Senior Center and the Hurst Senior Activities Center.
- D. **2024 Facility Utilization Agreements:** Kristie Weaver presented the 2024 Facility Utilization Agreements changes. Ms. Weaver reviewed the contract notes and highlights. She reported that the participation fee was increased by \$5.00. This increase is the first since 2021. The City is working on a program expansion plan with Hurst United Soccer Association.
- E. **Playground Replacement Program:** Kristie Weaver reported that the Playground Replacement Program will focus on the Rickel Park playground. Ms. Weaver noted

that the City will solicit vendor proposals between November and December and bring the results back to the Board at the January meeting.

F. Hurst Tennis Center Facility Name Update: Kyle Gordon reported that to promote the City's Pickleball courts, the Hurst Tennis Center facility name will change to the Hurst Tennis and Pickleball Center effective immediately.

X. Board Member and Citizen Comments: Rod Robertson offered positive feedback that he has received from the public regarding the City parks.

XI. Adjournment: Leah Smith moved to approve the motion to adjourn the meeting. Motion seconded by Trasa Cobern. Motion prevailed by the following vote:

AYES: Cobern, Robertson, Shori, Smith

NO: None

Rod Robertson adjourned the meeting at 7:09 p.m.

APPROVED this the _____ day of _____, 20__

APPROVED:

ATTEST:

CHAIRMAN

RECORDING SECRETARY

Future Events Calendar

November 28, 2023

Regular City Council meetings are held on the second and fourth Tuesday of each month. Following are additional meetings, canceled meetings and public event dates.

<u>DATE AND TIME</u>	<u>ACTIVITY</u>
Tuesday, November 28, 2023 5:00 p.m.	Tree Lighting Ceremony, Hurst Convention Center
Monday, December 25, 2023	City Offices closed in observance of the Christmas Holiday
Tuesday, December 26, 2023	City Offices closed in observance of the Christmas Holiday
Tuesday, December 26, 2023	City Council Meeting Canceled