

**City of Hurst
City Council Minutes
Tuesday, May 26, 2015**

On the 26th day of May 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
Nancy Welton	)	Mayor Pro Tem
Larry Kitchens	)	Councilmembers
Anna Holzer)	
Henry Wilson)	
Bill McLendon)	
David Booe)	
Allan Weegar	)	City Manager
John Boyle	)	City Attorney
Clay Caruthers	)	Assistant City Manager
Jeff Jones	)	Assistant City Manager
Rita Frick	)	City Secretary
Ron Haynes	)	Executive Director of Public Works
Greg Dickens	)	City Engineer
Kara Crane	)	Marketing and Multimedia Specialist

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.

INAUGURATION OF OFFICIALS

Mayor Ward recognized Councilmember's wives in the audience and introduced his wife Sue. Councilmembers David Boow, Larry Kitchens and Henry Wilson recognized and expressed their appreciation to family and friends for their support.

1. Presentation of Certificates of Election – Mayor Ward presented Certificates of Election to Councilmembers David Booe, Larry Kitchens and Henry Wilson.
2. Oath of Office for Elected Officials – City Secretary Rita Frick administered the Oath of Office to Councilmembers David Booe, Larry Kitchens and Henry Wilson.

Election of Mayor Pro Tem – Councilmember Welton nominated Councilmember Bill McLendon for Mayor Pro Tem. Motion seconded by Councilmember Kitchens. Motion prevailed by the following vote:

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

PERSON(S) TO BE HEARD

3. Bill Price, 217 Belmont Street, requested to speak regarding Senior Citizens Center traffic and program items. Mr. Price expressed his concerns regarding the Senior Center traffic and that he has been trying to get something done since July. He expressed concern of speeding traffic noting he is scheduled to attend the Traffic Safety Commission on Monday, June 1st. After Council discussion City Manager Allan Weegar stated staff is looking at additional signage and that is why the Traffic Safety Commission is scheduled to review.

CONSENT AGENDA

4. Considered approval of the minutes for the May 12 and 19, 2015 City Council meetings.

Councilmember Wilson moved to pass the minutes. Motion seconded by Councilmember Booe. Motion prevailed by the following vote:

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

ORDINANCE(S)

5. Considered Ordinance 2284, first and final reading, approving a settlement agreement and adopting Atmos Gas Rates. Mayor Ward recognized Assistant City Manager Jeff Jones reviewed the proposed ordinance explaining that it actually adopts the 2014 and 2015 rate request. He explained the City in 2014 adopted a Resolution denying the requested rate increase and the company appealed the City's denial to the Railroad Commission of Texas. Mr. Jones explained that after appeal the 2014 filing was approved, but with a reduction of approximately \$860,000 to the company's adjusted 2014 filing. He explained while the parties were waiting for the Proposal for Decision from the Commission, Atmos filed another rate increase request. He noted the Ordinance and attached Settlement Agreement and tariffs are the result of negotiation to resolve issues. He noted the monthly bill impact for the typical residential customer consuming 60 Ccf will be an increase of \$1.14 and the typical commercial customer will see an increase of \$2.69. Mr. Jones noted that the Atmos Cities Steering Committee and its designated legal counsel and consultants recommend that all Cities adopt the Ordinance approving the negotiated Settlement Agreement resolving both the 2014 and 2015 RRM filings, and implementing the rate change.

Councilmember Wilson moved to pass Ordinance 2284 on first and final reading, approving a settlement agreement and adopting Atmos Gas Rates. Motion seconded by Councilmember Holzer. Motion prevailed by the following vote:

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

RESOLUTION(S)

6. Considered Resolution 1622 approving and authorizing publication of Notice of Intention to issue Certificates of Obligation. Mayor Ward recognized Assistant City Manager Clay Caruthers who reviewed the proposed resolution noting staff is recommending the issuance of Certificates of Obligation in a principal amount totaling \$4.0 million, \$2.8 million for streets and drainage and \$1.2 million for water and wastewater infrastructure. He explained the additional amount is added for issuance costs. He explained the Resolution this gives staff approval to publish intent and the sale is schedule for July 14, 2015. Mr. Caruthers also reviewed the debt impact with this issuance, noting a net reduction of approximately \$200,000 by taking advantage of lower interest rates.

Councilmember McLendon moved to approve Resolution 1622 authorizing the publication of the Notice of intention to issue City of Hurst, Texas, Certificates of Obligation. 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)

7. Considered approval of a construction change order for concrete work for the Hurst Justice Center. Mayor recognized City Manager Allan Weegar who reviewed a number of items hitting the contingency account, the largest contingency item was an increase in concrete. He noted the projects 4.5% contingency budget, which is lower than the 10% normally presented for consideration. Mr. Weegar stated that with the additional items hitting contingency, estimates show that the final project cost will exceed the originally approved budget by approximately \$100,000 or less than one percent of the original contract amount. He stated staff is requesting authorization for a change order in the amount of \$100,000 to help offset a portion of the additional concrete costs.

Councilmember Kitchens moved to approve a change in contingency for \$100,000 with funding from special projects. Motion seconded by Councilmember Booe. Motion prevailed by the following vote:

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

No: None

8. Consider appointments to Boards, Committees and Commissions. No action was taken.

OTHER BUSINESS

9. Review of upcoming calendar items – City Manager Allan Weegar reviewed the following calendar items:
- July 4, 2015, Hurst Starts and Stripes, Hurst Community Park – 5:00 p.m.
- Also noted were two events in Heritage Village later in the week.

- 10. City Council Reports – Mayor Ward noted the recent successful ICSC Conference and the hope for several new business contacts.

PUBLIC INVITED TO BE HEARD – A REQUEST TO APPEAR CARD MUST BE COMPLETED AND RETURNED TO THE CITY SECRETARY TO BE RECOGNIZED – Mayor Ward recognized Gerald Grieser who expressed his appreciation for the Council and the work they do for the citizens.

Mayor Ward recessed the meeting to Executive Session at 7:39 p.m.in compliance with the provisions of the Texas Open Meetings Law, authorized by Government Code, Section 551.072 deliberation regarding the purchase, exchange, lease, or value of real property (Property consideration for Pipeline Road improvements) and to reconvened to Open Session at 8:05 p.m.

- 11. Considered any and all action necessary ensuing from Executive Session.

Councilmember Kitchens moved to authorize the city manager to purchase Parcel 6E for Pipeline Road, Phase 2 in the amount of \$12,753.00 plus closing costs amounting to \$1,275 for a total payment of \$14,028.00. Motion seconded by Councilmember Wilson. Motion prevailed by the following vote:

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

ADJOURNMENT

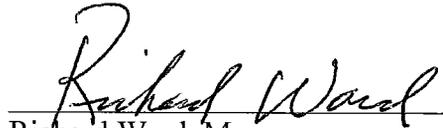
The meeting adjourned at 8:07 p.m.

APPROVED this the 9th day of June 2015.

ATTEST:


 Rita L. Frick, City Secretary

APPROVED:


 Richard Ward, Mayor