

**City of Hurst
City Council Minutes
Tuesday, January 23, 2018**

On the 23rd day of January 2018, 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:

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|-----------------------|---|---|
| Richard Ward |) | Mayor |
| Henry Wilson |) | Mayor Pro Tem |
| Bill McLendon |) | Councilmembers |
| Nancy Welton |) | |
| Larry Kitchens |) | |
| David Booe |) | |
| Trasa Cobern |) | |
| | | |
| Clay Caruthers |) | City Manager |
| Allan Heindel |) | Deputy City Manager |
| John Boyle |) | City Attorney |
| Rita Frick |) | City Secretary |
| Greg Dickens |) | Executive Director of Public Works |
| Clayton Fulton |) | Executive Director of Fiscal and Strategic Services |
| Malaika Marion Farmer |) | Executive Director of Administration and Customer Service |
| Michelle Lazo |) | Managing Director of Development |
| Kara McKinney |) | Public Information Officer |
| Steve Moore |) | Police Chief |
| Steve Niekamp |) | 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.

Councilmember Booe gave the Invocation.

The Pledge of Allegiance was given.

PRESENTATION(S) – No presentations were given.

Mayor Ward announced Agenda Item 8 will be considered prior to the Consent Agenda.

8. Considered confirming the City Manager’s appointment of the Police Chief.

Mayor Ward recognized City Manager Clay Caruthers who stated this item is for the Council to consider the city manager’s appointment of Police Chief and expressed how

honored and privileged he is to work with the City's police and fire departments. He expressed his appreciation for their professionalism and asked Assistant Chief Steve Niekamp to come forward to introduce his family. Chief Niekamp introduced his family and expressed how important family and friends are in a public safety career. Councilmembers expressed appreciation for the exemplary job provided by both the police and fire departments and spoke of the respect for Assistant Chief Steve Niekamp held by the Council and his peers.

Councilmember Wilson moved to confirm the city manager's appointment of Steve Niekamp as the Chief of Police for the City of Hurst effective February 1, 2018. Motion seconded by Councilmember Welton. Motion prevailed by the following vote:

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

CONSENT AGENDA

1. Considered approval of the minutes for the January 9, 2018 City Council meetings.
3. Considered Ordinance 2383, second reading, amending Ordinance No. 1 regarding the City Council's Rules of Procedure.
4. Considered authorizing the city manager to purchase (2) two vehicles from approved vendors in the amount of \$86,152.
5. Considered authorizing the city manager to enter into an annual Contract with D.C.C., Inc., for aquatics center chemicals, for the duration of the existing Buyboard Agreement.

Councilmember Cobern moved to approve the consent agenda removing Agenda Item 2. Motion seconded by Councilmember Booe. Motion prevailed by the following vote:

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

Mayor Ward moved to Agenda Item 2

2. Considered Ordinance 2382, second reading, to consider Z-17-04 Sprouts Crossing, a zoning change with a site plan from GB to GB-PD for Lot 5, Block A, The Haven Addition and a site plan revision for Lots 5 and 3R1A, Block 2, Woodbridge Plaza Addition, being 7.48 acres located at 200, 300 and 316 Grapevine Highway.

Councilmember Wilson moved to pass Ordinance 2382 with the additions to the existing site plan approved on first reading, with the delineation of the types of business to not be allowed in the center, and the Clerestory feature be optional. Motion seconded by Councilmember Cobern. Motion prevailed by the following vote:

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

RESOLUTION(S)

6. Considered Resolution 1691 amending the City Council's Rules of Procedure manual.

Councilmember Kitchens stated that after discussion in work session, the Council reviewed the rules of procedures, which governs how the Council conducts its business; and moved to approve Resolution 1691, as amended, adopting amended rules of procedure. Motion seconded by Councilmember Welton. Motion prevailed by the following vote:

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

7. Considered Resolution 1692 approving an Economic Development Program Agreement pursuant to Chapter 380 of the Texas Local Government Code with EREP Sprouts Crossing I, LLC, a Texas Limited Liability Company.

Councilmember Wilson moved to pass Resolution 1692 approving an Economic Development Program Agreement pursuant to Chapter 380 of the Texas Local Government Code with EREP Sprouts Crossing I, LLC, a Texas Limited Liability Company. Motion seconded by Councilmember McLendon. Motion prevailed by the following vote:

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

ACTION ITEMS(S)

9. Considered designating Sheri Lane from Reed Street to Cavender Drive as the FY 2018 – 44th Year Community Development Block Grant (CDBG) Program Project.

Mayor Ward recognized Executive Director of Public Works who stated this is the 44th Year Community Development Block Grant (CDBG) that Tarrant County will administer. He stated, typically, the City received \$160,000 for past program years, and reviewed the project criteria. Mr. Dickens stated, pursuant to the requirements, the City held a public hearing, and did not receive any project suggestions. He stated staff is recommending a continuation of the 42nd year project on Sheri Lane. The proposed project recommendation is to reconstruct Sheri Lane from Reed Street to Cavender Drive, with an estimated cost of construction, including contingencies, of \$407,600. He stated staff estimated the City will receive a CDBG grant amount of \$160,000 from Tarrant County.

In response to Councilmembers' questions, Mr. Dickens stated the City will be responsible for all design costs estimated at \$50,000 and for all project construction costs above the CDBG grant amount, which is approximately \$247,600. He stated this project will be budgeted in next year's budget. Councilmember Booe noted the City has received approximately 3.1 million dollars through the CDBG program and Councilmembers expressed how valuable these federal funds are to the cities. Also, noted is the constant attempt by the federal government to cut these funds from the budget each year.

Councilmember Booe moved the City Council designate the reconstruction of Sheri Lane from Reed Street to Cavender Drive as the FY 2018 – 44th Year Community Development Block Grant Program Project for the City of Hurst. Motion seconded by Councilmember Cobern. Motion prevailed by the following vote:

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

10. Considered approval of an Interlocal Agreement with Tarrant County for the 2018 Street Overlay Program.

Mayor Ward recognized Executive Director of Public Works Greg Dickens who reviewed the Interlocal Agreement with Tarrant County, noting this is part of the City's street maintenance program. He state the County has been very good to work with the City in a combined effort to improve the arterial collector type streets for the region. He stated two street segments are proposed for rehabilitation, Hurstview Drive from Barbara Ann Drive to Pipeline Road and Cannon Drive from Hurstview Drive to Norwood Drive. Mr. Dickens reviewed the scope of work for each project and stated the projects are estimated to be less than \$180,000, with the projects starting in late March or April.

Councilmember Welton moved to authorize the city manager to enter into an Interlocal Agreement with Tarrant County for the 2018 Street Overlay Program, for an amount not to exceed \$180,000. Motion seconded by Councilmember Kitchens. Motion prevailed by the following vote:

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

OTHER BUSINESS

11. Review of upcoming calendar items – City Manager Clay Caruthers reviewed the following items and requested Executive Director of Fiscal and Strategic Services Clayton Fulton share information for the survey to be presented at the Town Hall Forum:
 - Thursday, March 1, 2018, 6:00 p.m. Town Hall Forum, Hurst Conference Center. Executive Director of Fiscal and Strategic Services Clayton Fulton noted the Citizen Survey is currently available for citizen input and the results will be presented at the Town Hall Forum.

12. City Council Reports - Items of Community Interest – Councilmember Kitchens announced his invitation to participate with the Texas Municipal League to visit Washington D.C. and meet with the Federal Communication Commission regarding local control and net neutrality. He explained the importance of net neutrality and how the FCC has continued to erode the ability of cities to control what is in the City's right-of-way and how taking away net neutrality allows internet providers to control the speed and content of programming. He stated several states have filed suit against the FCC to prevent them from implementing legislation, but Texas has not filed suit.

Councilmember Cobern announced the Teen Court Gala will be held April 12, 2018, at the Hurst Conference Center, and explained the benefits of the program for the teen participants.

Mayor Ward did not convene to Executive Session.

EXECUTIVE SESSION in Compliance With the Provisions of the Texas Open Meetings Law, Authorized by Government Code, 551.087 deliberation and conducting of economic development negotiations regarding financial information relative to prospective business expansion in the City, and Section 551.071, Consultation with City Attorney to seek advice regarding Pending or Contemplated Litigation or Settlement Offers (CN Churchill IV LLC) and to reconvene in Open Session at the conclusion of the Executive Session.

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

Councilmembers Kitchens moved to approve Resolution 1693 as amended, to enter into a modification agreement with CNN Churchill, LLC. Councilmember Cobern clarified Resolution 1693 is not an amendment, but provides a modification to the existing agreement. Motion seconded by Councilmember McLendon. Motion prevailed by the following vote:

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

No: None

PUBLIC INVITED TO BE HEARD – A REQUEST TO APPEAR CARD MUST BE COMPLETED AND RETURNED TO THE CITY SECRETARY TO BE RECOGNIZED

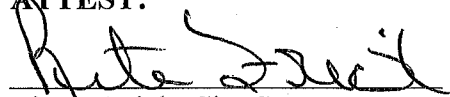
Mayor Ward recognized the Boy Scouts in attendance, who asked questions regarding how Council decisions are made, who deals with the sanitation and how the Council handles opposition. Council and staff responded to the Scouts and thanked them for attending. Also recognized were the Scout sponsors, Sabrina Talley and Tina Talley, who stated they truly enjoyed the meeting and thanked the Council for their courtesy.

ADJOURNMENT

The meeting adjourned at 7:22 p.m.

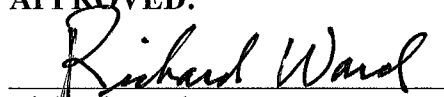
APPROVED this the 13th day of February 2018.

ATTEST:



Rita N. Frick, City Secretary

APPROVED:



Richard Ward, Mayor