

**City of Hurst  
City Council Minutes  
Tuesday, February 27, 2018**

On the 27th day of February 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:

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

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.

Mayor Pro Tem Wilson gave the Invocation.

The Pledge of Allegiance was given.

**PRESENTATION(S)**

1. Presentation of the 2017 National Procurement Institute (NPI) Achievement of Excellence in Procurement Award.

Mayor Ward recognized Executive Director of Fiscal and Strategic Services Clayton Fulton who introduced Director of Purchasing and Risk Management Jerry Lewandowski and Purchasing and Risk Assistant Jewelie Ramos recognizing them for their efforts in receiving the Achievement of Excellence in Procurement noting this is the third consecutive year the City has received the award.

2. Presentation of the Certificate of Achievement for Excellence in Financial Reporting, Fiscal Year 2015-2016.

Mayor Ward recognized Executive Director of Fiscal and Strategic Services Clayton Fulton who introduced and recognized Finance Director Paul Brown for receiving the Certificate of Achievement for Excellence in Financial Reporting from the Government Finance Officers Association (GFOA). Mr. Fulton reviewed the criteria to receive the award noting only 56 cities nationwide, including 12 Texas cities, have received the award for at least forty years. This is Hurst's 43<sup>rd</sup> consecutive year to receive the award.

3. Presentation of Comprehensive Annual Financial Report (CAFR) by Rylander, Clay & Opitz, L.L.C. (RC&O).

Mayor Ward recognized City Manager Clay Caruthers who emphasized the importance of the external audit, which provides an objective measure of the City's financial condition and introduced Rylander Clay & Opitz Partner Donna Mays and Manager Karen Garcia. Ms. Mays expressed pleasure in being able to provide the highest level of standard letter for the audit and provided a brief overview of the finding, noting the City's strong fiscal condition and ability to complete several projects, purchase a fire truck and increased revenues for the Conference Center. Ms. Garcia reviewed trends in the general fund, property values, water and sewer fund, long-term debt and pension fund noting no concerns and positive trends. She stated, overall, the audit went well and they were pleased to work with the City. In response to Councilmembers' questions, Ms. Garcia stated the audit typically takes three weeks of fieldwork, then follow up calls.

Councilmember Cobern moved to accept the audited Comprehensive Annual Financial Report (CAFR) for fiscal year ended September 30, 2017. Motion seconded by Councilmember Booe. Motion prevailed by the following vote:

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

### **CONSENT AGENDA**

4. Considered approval of the minutes for the February 13, 2018 City Council meetings.

Councilmember Wilson moved to approve the minutes for the February 13, 2018 City Council meetings. Motion seconded by Councilmember Booe. Motion prevailed by the following vote:

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

**ORDINANCE(S)**

5. Considered Ordinance 2384, first reading, approving a tariff and authorizing an annual rate review mechanism (RRM) for Atmos Energy Corp., Mid-Tex Division.

Mayor Ward recognized Executive Director of Fiscal and Strategic Services Clayton Fulton who stated the last Atmos case, presented to the Council, was a rate case and this item is a Rate Review Mechanism (“RRM”). He stated the proposed ordinance sets forth the process for a rate review. He explained the RRM process allows for a more comprehensive rate review process, with the reviewed RRM Tariff reducing the rate of return on equity from 10.50% to 9.8%. He stated staff recommends the proposed ordinance and Atmos representatives apologized they could not attend this evening.

Councilmember Welton moved to approve Ordinance 2384 accepting the updated RRM process for Atmos Energy Corp., Mid-Tex Division. 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 1695 agreeing to meet all match contribution requirements for the expenditures under the Tarrant County Home Investment Partnership Program Year 2018.

Mayor Ward recognized Managing Director of Development Michelle Lazo who stated this is the year for the City to participate in this program and explained the program allows for major renovations to home system failures such as roof, structure, HVAC and electrical for low-income families. She explained the program is funded through the Department of Housing and Urban Development (HUD) program and administered through Tarrant County. She stated the maximum funding is \$200,000 and the City’s match is \$60,000. In response to Councilmembers’ questions, Ms. Lazo explained the application process and stated Tarrant County determines who receives the funds.

Councilmember Wilson moved to approve Resolution 1695 authorizing the city manager to allocate up to \$60,000, as matching funds for the HOME program administered by the Tarrant County Community Development and Housing Department, for projects in Hurst. Motion seconded by Councilmember Booe. Motion prevailed by the following vote:

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

**ACTION ITEM(S)**

7. Considered authorizing the city manager to enter into an Annual Purchase Agreement, with Fancon Construction Services, to purchase topsoil, cushion sand and miscellaneous aggregate.

Mayor Ward recognized Public Works Director Greg Dickens who reviewed the bids for the annual purchase of materials utilized for bedding pipe, backfilling ditches and miscellaneous aggregate used on the foundation when patching roads. He stated four companies bid and in this situation, the City is not confined to just the low bidder. If the low bidder does not have the material needed, the City can select the next bidder. In response to Councilmember questions, Mr. Dickens stated the material is purchased as needed.

Councilmember Kitchens moved to authorize the city manager to enter into an Annual Purchase Agreement with Fancon Construction Services, and include the option to renew for four additional 12-month periods, in the amount of \$32,692.50, and that DFW Materials, CJA Enterprises, and Lowery Sand & Gravel be named as secondary vendors. Motion seconded by Councilmember Welton. Motion prevailed by the following vote:

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

No: None

8. Considered appointment of new Assistant Chief of Police to the Animal Services Advisory Committee.

Mayor Ward recognized City Manager Clay Caruthers who stated Steve Niekamp was recently named Police Chief and Billy Keadle, Assistant Police Chief. He stated the action tonight is to place Assistant Chief Keadle on the Animal Services Advisory Committee.

Councilmember Wilson moved to appoint Assistant Police Chief Billy Keadle to the Animal Services Advisory Committee with a term expiring 2019. Motion seconded by Councilmember Cobern. Motion prevailed by the following vote:

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

No: None

**OTHER BUSINESS**

9. Councilmembers reviewed the following advisory board meeting minutes:
- Zoning Board of Adjustment
10. Review of upcoming calendar items – City Manager Clay Caruthers reviewed the following calendar items:

- Town Hall Forum, Hurst Conference Center, Thursday, March 1, 2017, 6:00 p.m.
- March 13, 2018, City Council meeting canceled
- March 24, 2018, Eggstravaganza, Hurst Community Park, Noon to 2:00 p.m.
- City Offices Closed, Friday, March 30, 2018, Holiday

Deputy City Manager Allan Heindel reviewed new activities for the Eggstravaganza.

11. City Council Reports - Items of Community Interest – Mayor Pro Tem Wilson stated he recently attended a TML Board meeting and they are starting to prepare Texas cities for the Spring Legislative Session, which could be the most anti city session ever. He stated the TML team is extremely dedicated and advocating for cities. Mayor Ward expressed his disappointment in the current gun situation and encouraged elected people to do something.

**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 Daniel Bennett, White Settlement, Texas, who stated he was a Tarrant Appraisal District (TAD) nominee who did not get a chance to come before the Council. Mr. Bennett reviewed the TAD Board election process and expressed his belief the process should be changed.

Mayor Ward and Mayor Pro Tem Wilson recognized the Scouts in attendance this evening and Cindy Ferguson who stated she works with the City's Animal Control Shelter and Amanda Earl has been amazing to work with.

**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 to reconvene in Open Session at the conclusion of the Executive Session**

Mayor Ward did not recess the meeting to Executive Session.

**ADJOURNMENT**

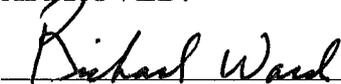
The meeting adjourned at 7:15 p.m.

**APPROVED** this the 27th day of March 2018.

**ATTEST:**

  
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Rita L. Frick, City Secretary

**APPROVED:**

  
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Richard Ward, Mayor