

CITY OF FORT WORTH, TEXAS
CITY COUNCIL MEETING
TUESDAY, MAY 14, 2024

Present:

Mayor Mattie Parker
Mayor Pro tem Gyna M. Bivens, District 5
Council Member Carlos Flores, District 2
Council Member Michael D. Crain, District 3
Council Member Charlie Lauersdorf, District 4 (via video)
Council Member Jared Williams, District 6
Council Member Macy Hill, District 7
Council Member Chris Nettles, District 8
Council Member Elizabeth Beck, District 9
Council Member Alan Blaylock, District 10
Council Member Jeanette Martinez, District 11

Staff Present:

Mark McDaniel, Deputy City Manager
Leann Guzman, City Attorney
Jannette S. Goodall City Secretary

CALL TO ORDER

With a quorum of the City Council Members present, Mayor Parker called the City Council Regular Session of the Fort Worth City Council to order 6:01 p.m. on Tuesday, May 14, 2024, in the City Council Chamber of the Fort Worth City Hall, 200 Texas Street, Fort Worth, Texas.

INVOCATION - Pastor Michael Watts, The Pentecostals of Fort Worth

The invocation was provided by Pastor Michael Watts, The Pentecostals of Fort Worth.

PLEDGES OF ALLEGIANCE TO THE UNITED STATES AND THE STATE OF TEXAS - (State of Texas Pledge: "Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.")

The Pledges of Allegiance to the United States of America and the State of Texas were recited.

SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. [24-4290](#) Presentation of Certificates of Recognition to the Crowley ISD Varsity Athletic Teams

Council Members Williams and Nettles presented Certificates of Recognition to the Crowley ISD Varsity Athletic Teams.

2. [24-4313](#) Presentation of Certificate of Recognition to Angel Sanchez, Diamond Hill Jarvis Senior

Council Member Flores presented a Certificate of Recognition to Angel Sanchez, Diamond Hill Jarvis Senior.

3. [24-4292](#) Presentation of Certificate of Recognition to Trudy Perry

Council Members Lauersdorf and Blaylock presented a Certificate of Recognition to Trudy Perry.

5. [24-4296](#) Presentation of Proclamation for the Eastern Bluebird as Official City Bird of Fort Worth

Council Member Beck presented a proclamation for the Eastern Bluebird as Official City Bird of Fort Worth.

6. [24-4298](#) Presentation of Proclamation for National Apprenticeship Week

Mayor Pro tem Bivens presented a proclamation for National Apprenticeship Week.

4. [24-4294](#) Presentation of Proclamation for Mental Health Awareness Month

Council Member Beck presented a proclamation for Mental Health Awareness Month.

7. [24-4300](#) Presentation of Proclamation for Municipal Clerks Week

Mayor Parker presented a proclamation for Municipal Clerks Week.

8. [24-4302](#) Presentation of Proclamation for Summer Meals Month

Mayor Parker presented a proclamation for Summer Meals Month.

ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

Deputy City Manager McDaniel advised that M&C 24-0436 would be removed from the Consent Agenda for individual consideration.

ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

There were no items to be continued or withdrawn by staff.

Jennifer Moody completed a comment card in support of M&C 24-0392.

Adrian Smith appeared before Council in support of M&C 24-0413, in opposition to M&C 24-0436, and in support of M&C 24-0437.

Mark Talley appeared before Council in support of M&C 24-0431.

Tim Sansone appeared before Council in opposition to M&C 24-0406.

City Secretary Goodall advised that M&C 24-0386 had a typo in the Recommendation of the project budget amount and the dollar figure should be \$41,800,000.00 instead of \$41,810,000.00, and that M&C 24-0389 was in Council District 4 and Council District 10 instead of Council District 7.

CONSENT AGENDA

Motion: Council Member Crain made a motion, seconded by Council Member Blaylock, that M&C No. 24-0406 be continued to the June 11, 2024, Council meeting, and that the Consent Agenda be approved as amended. Motion passed 11-0.

14. [M&C 24-0406](#) (ALL) Authorize the Execution of a Service Agreement with Five-Year Term With The LETCO Group, LLC d/b/a Living Earth for Organic Waste Processing Services in an Estimated Amount of \$825,000.00 for the First Year for the Environmental Services Department

Motion: Continued to the June 11, 2024, Council meeting.

A. General - Consent Items

1. [M&C 24-0373](#) (ALL) Adopt Resolution Authorizing the City Attorney to Intervene in the Pending Litigation Legends of Hanna Ranch, Ltd. v. Ark Contracting Services, LLC and Atlantic Specialty Insurance Company, Cause Number 141-351277-24, 141st District Court, Tarrant County, Texas

Motion: Approved. Resolution No. 5944-05-2024

2. [M&C 24-0379](#) (ALL) Authorize Amendment to Non-Exclusive Agreements with Multiple Vendors to Increase the Authorized Amount by \$5,873,476.70 for a New Combined Annual Amount Up to \$29,367,383.50 for Water Treatment Chemicals for the Water Department

Motion: Approved.

3. [M&C 24-0383](#) (ALL) Authorize Acceptance of Donations to the Neighborhood Services Department in the Amount of \$5,205.50 for the Southside Community Center, North Tri-Ethnic Community Center, and Northside Community Center Programs; Authorize Acceptance of AARP Donation in the Amount of \$5,000.00; Authorize Acceptance of Water Customer Donations in the Amount of \$8,716.85; Authorized Acceptance of Silver Stars Program Donations in the Amount of \$3,542.84; and Adopt Appropriation Ordinances Increasing Estimated Receipts and Appropriations in the Special Donations LTD Fund in the Amount of \$18,922.35 and in the Silver Stars Program Donation Fund in the Amount of \$3,542.84

Motion: Approved. Appropriation Ordinance Nos. 26889-05-2024 and 26890-05-2024

4. [M&C 24-0385](#) (CD 3 and CD 9) Authorize the Temporary Closure of Segments of Country Club Circle, Mockingbird Lane, Mockingbird Court, West Cantey Street, Rogers Road, Colonial Parkway, Simondale Drive, Park Hill Drive, Boyd Avenue, Stadium Drive, Highview Terrace, Manchester Street, Walsh Court, Hartwood Drive, Kingston Court, Ann Arbor Court, and Lynncrest Drive and Allow Temporary Conversion of Portions of Colonial Parkway to a One-Way Operation from May 20, 2024 to May 26, 2024 and a Segment of Rogers Avenue from May 13, 2024 to May 27, 2024 to Accommodate the 2024 Charles Schwab Challenge Golf Tournament at Colonial Country Club

Motion: Approved.

5. [M&C 24-0390](#) (CD 6) Adopt Appropriation Ordinance in the Amount of \$915,000.00 to Provide Additional Funding for the South Hulen Street and South Drive West Intersection Improvements Project and Amend the Fiscal Year 2024-2028 Capital Improvement Program (2022 Bond Program)

Motion: Approved. Appropriation Ordinance No. 26891-05-2024

6. [M&C 24-0394](#) (CD 10) Authorize the Temporary Closure of a Section of Old Denton Road between Westport Parkway and Day Road from May 20, 2024 to January 22, 2025 for Construction Activities

Motion: Approved.

7. [M&C 24-0407](#) (ALL) Adopt Appropriation Ordinances Increasing Appropriations in Various Public Events Department Funds to Account for Increased Revenues and Expenses, Amend the Fiscal Year 2024 Adopted Budgets and Amend the Fiscal Years 2024-2028 Capital Improvement Program

Motion: Approved. Appropriation Ordinance Nos. 26892-05-2024, 26893-05-2024, and 26894-05-0407

8. [M&C 24-0408](#) (CD 7) Ratify Execution of Emergency Purchase with Johnson Control Inc. in an Amount Not to Exceed \$178,000.00 for the Will Rogers Memorial Center Chiller Motor Replacement

Motion: Approved.

9. [M&C 24-0409](#) (CD 2 and CD 9) Adopt Appropriation Ordinance in the Amount of \$49,100.00 in the Crime Control and Prevention District Capital Projects Fund for the Purpose of Funding the Entertainment District Safety Assessment Study and Amend the Fiscal Years 2024-2028 Capital Improvement Plan

Motion: Approved. Appropriation Ordinance No. 26895-05-2024

10. [M&C 24-0412](#) (ALL) Adopt Resolution and Adopt Appropriation Ordinance for the Office of the Governor, Criminal Justice Division, Victims of Crime Act Grant to Occur in Fiscal Year 2025 in the Amount Up to \$136,000.00 as Required by the State of Texas

Motion: Approved. Resolution No. 5945-05-2024 and Appropriation Ordinance No. 26896-05-2024

11. [M&C 24-0416](#) (ALL) Adopt Appropriation Ordinance Increasing Estimated Receipts and Appropriations in the Special Donations Life to Date Fund in the Amount of \$13,500.00 to Support Fire Services and Other Fire-Related Activities

Motion: Approved. Appropriation Ordinance No. 26897-05-2024

12. [M&C 24-0425](#) (ALL) Adopt the Water and Wastewater Capital Improvement Program Citizen Advisory Committee Semi-Annual Progress Report on the Collection and Expense of Water and Wastewater Impact Fees

Motion: Approved.

13. [M&C 24-0432](#) (CD 7) Authorize the Acceptance of a Restricted Grant from the Marilyn Brachman Hoffman Foundation in the Amount of \$18,239.76 Designated for Extending Electricity to the Fort Worth Nature Center & Refuge's Greenhouse and Adopt Appropriation Ordinance

Motion: Approved. Appropriation Ordinance No. 26898-05-2024

B. Purchase of Equipment, Materials, and Services - Consent Items

1. [M&C 24-0371](#) (ALL) Adopt Appropriation Ordinance Increasing Receipts and Appropriations in the Special Purpose Fund, in the Amount of \$600,000.00, from Available Development Fee Revenues, for the Purpose of Funding the Developer Tech Improvements Project for the Development Services Department to Make Upgrades to Permitting and Development Processes and Amend the Fiscal Year 2024 Adopted Budget

Motion: Approved. Appropriation Ordinance No. 26899-05-2024

2. [M&C 24-0374](#) (ALL) Authorize Amendments to Non-Exclusive Purchase Agreements with Asphalt Patch Enterprises, Inc., Austin Asphalt, Inc., and Reynolds Asphalt and Construction Co. for Asphalt Hot and Cold Lay to Increase the Annual Aggregate Amount by \$689,394.00 for a New Annual Aggregate Amount Up to \$3,696,970.00 for the Transportation and Public Works Department

Motion: Approved.

3. [M&C 24-0375](#) (ALL) Authorize Amendment to City Secretary Agreement 60034 with Impact Promotional Services, LLC dba Got You Covered Work Wear & Uniforms Using BuyBoard Contract No. 670-22 to Increase the Authorized Amount by \$500,000.00 for a New Contract Amount Up to \$632,000.00 and a Combined Authorized Amount Up to \$1,143,750.00 for All Non-Exclusive Agreements for City Departments

Motion: Approved.

4. [M&C 24-0376](#) (ALL) Authorize Non-Exclusive Purchase Agreements with Sherwin-Williams Company and PPG Architectural Finishes Inc. Using TIPS Cooperative Contract No. 230503 and Sourcewell Cooperative Contract No. 091323 for the Purchase of Paint and Coating Supplies and Related Equipment in a Combined Annual Amount Up to \$340,750.00 for City Departments and Authorize Annual Renewal Options

Motion: Approved.

5. [M&C 24-0377](#) (ALL) Authorize Execution of Agreement with ICOR Technology, Inc. Using General Services Administration Contract No. GS-07F-0430V for the Purchase of Bomb Disposal Robots and Accessories for the Bomb Squad in an Amount Up to \$250,000.00 Per Term and Authorize Five Annual Renewal Options for the Fire Department

Motion: Approved.

6. [M&C 24-0378](#) (ALL) Authorize Execution of Agreement with Silver Creek Materials, Inc. for the Purchase of Bulk Disposal Services for the Water Department in an Annual Amount Up to \$500,000.00 and Authorize Four One-Year Renewals in the Same Amount

Motion: Approved.

7. [M&C 24-0380](#) (ALL) Authorize Amendment to Agreements with Ferguson Enterprise LLC., Fortiline Inc., and Core & Main LP to Increase the Authorized Annual Amount by \$189,714.50 for a Combined Annual Amount of \$948,572.50 for the Purchase of Lead-Free Brass and Ductile Iron Fittings for the Water Department

Motion: Approved.

8. [M&C 24-0398](#) (CD 9) Authorize Execution of a Professional Services Agreement with Komatsu/Rangel Inc. dba Komatsu Architecture, in the Amount of \$198,625.00, for the Design of the Bob Bolen Public Safety Training Complex for New Police Training Classrooms

Motion: Approved.

9. [M&C 24-0433](#) (CD 7) Ratify Expenditure with L.J. Design & Construction, LLC, in the Amount of \$130,667.00 for Construction of Production Greenhouse to Serve the Fort Worth Botanic Garden Located at the Rolling Hills Tree Farm, 2525 Joe B. Rushing Road

Motion: Approved.

C. Land - Consent Items

1. [M&C 24-0369](#) (Future CD 10) Consider Institution and Adoption of Ordinance Annexing Approximately 2.195 Acres of Haslet Roanoke Right-of-Way, Located North of Westport Parkway, West of Park Vista Boulevard and East of Beach Street, in the Far West Planning Sector, AX-23-007

Property Description: 2.195 acres of Haslet Roanoke right-of-way, located north of Westport Parkway, west of Park Vista Boulevard, and east of Beach Street, in the Far West Planning Sector

Motion: Approved. Ordinance No. 26900-05-2024

2. [M&C 24-0370](#) (Future CD 3) Consider Institution and Adoption of Ordinance Annexing Approximately 8.331 Acres of Team Ranch Road and Right-of-Way, Located North of Interstate Highway 20 and Extending West from West Loop 820 for Approximately 4,520-Feet, in the Far West Planning Sector, AX-23-008

Property Description: 8.331 acres of Team Ranch Road and right-of-way, located north of Interstate Highway 20 and extending north from West Loop 820 for approximately 4,520 feet, in the Far West Planning Sector

Motion: Approved. Ordinance No. 26901-05-2024

3. [M&C 24-0401](#) (CD 7) Authorize Acquisition of Approximately 1.672 Acres in Right-of-Way and Drainage Easements from Property Owned by Coburn Farm Ltd. Located at 5450 WJ Boaz Road, Fort Worth, Tarrant County, Texas 76179 in the Amount of \$295,300.00 and Pay Estimated Closing Costs in an Amount Up to \$3,000.00 for a Total Cost of \$298,300.00 for the WJ Boaz Road Widening Improvements Project (2022 Bond Program)

Property Description: 1.672 acres in right-of-way and drainage easements described as Tract 1, J. Askew Survey, Abstract No. 16, located at 5450 WJ Boaz Road, Fort Worth, Tarrant County, Texas

Motion: Approved.

4. [M&C 24-0402](#) (CD 3) Authorize the Acquisition of a Fee Simple Interest in Approximately 0.556 Acres Located at 7199 Calmont Avenue, Fort Worth, Tarrant County, Texas 76116 from Robert Joseph Jones and Marilou Jones Morales in the Amount of \$48,400.00, Pay Estimated Closing Costs in an Amount Up to \$5,000.00 for a Total of \$53,400.00 for the Trail Gap Bomber Spur Project

Property Description: .0556 acres described as Hays Covington Survey, Abstract No. 256, located at 7199 Calmont Avenue, Fort Worth, Tarrant County, Texas

Motion: Approved.

5. [M&C 24-0403](#) (ALL) Authorize the Conveyance of a Perpetual Utility Easement on Property Located at DFW International Airport to Oncor Electric Delivery Company, LLC for Substation Expansion for the American Airlines Campus and Authorize an Amendment to the Lease Agreement with American Airlines, Inc. for the American Airlines, Inc. Campus at DFW International Airport

Motion: Approved.

6. [M&C 24-0404](#) (CD 2) Authorize Conveyance of Easement to Oncor Electric Delivery, LLC., for Electrical Equipment and Appurtenances on 0.011 Acres of Land at Fort Worth Meacham International Airport to Serve Lease Site 4C Located at Block 2 and Lot 1R, Block 1 of Meacham Airport Addition, James Wallace Survey, Abstract A-1605, in Fort Worth, Texas

Property Description: 0.011 acres described as Abstract A-1605, James Wallace Survey, Lot 1R, Blocks 1 and 2, Meacham Airport Addition, Fort Worth, Tarrant County, Texas

Motion: Approved.

E. Award of Contract - Consent Items

1. [M&C 24-0372](#) (ALL) Authorize Execution of an Agreement with Colette Holt & Associates in an Amount Up to \$150,000.00 to Conduct Utilization and Availability Analysis for Business Equity, Veteran, Service-Disabled Veteran Owned Firms in the City of Fort Worth Marketplace, Adopt Appropriation Ordinance Reallocating Resources from the Non-Departmental Department Budget to Diversity & Inclusion Department in the Amount of \$150,000.00 and Amend the Fiscal Year 2024 Adopted Budget

Motion: Approved. Appropriation Ordinance No. 26902-05-2024

2. [M&C 24-0381](#) (CD 9/ Future CD 9) Authorize Execution of an Economic Development Program Agreement with ITS Logistics LLC or an Affiliate, to Provide Three Annual Grants in an Total Amount Not to Exceed \$847,500.00 for the Establishment of a Network Transportation, Drayage and Intermodal Logistics Center in the City of Fort Worth and Associated Employment Commitments

Motion: Approved.

3. [M&C 24-0384](#) (CD 6, CD 8, and CD 11) Authorize Execution of a Contract with Capko Concrete Structures, LLC., in the Amount of \$2,593,525.00 for the 2024 Concrete Restoration Contract 3

Motion: Approved.

4. [M&C 24-0386](#) (CD 8) Authorize Execution of a Design-Build Services Agreement with Burns & McDonnell Engineering Company, Inc. for the Extension of Everman Parkway from Rosedale Spring Lane to Cameron Hill Point Project with a Preconstruction Phase Fee in the Amount of \$2,195,464.00, a General Conditions Cost of 0.75% and a Construction Phase Fee of 3.5% of the Cost of Work, Within the Project Budget of \$41,800,000.00 (2022 Bond Program)

Motion: Approved.

5. [M&C 24-0388](#) (CD 10) Authorize Execution of a Construction Contract with McClendon Construction Company, Inc. in the Amount of \$3,881,916.75 for the Park Vista Boulevard from Keller Haslet Road to Timberland Boulevard Project (2022 Bond Program)

Motion: Approved.

6. [M&C 24-0389](#) (CD 4 and CD 7) Authorize Execution of Amendment Number 4 to the Professional Engineering Services Agreement with Burns & McDonnell, Inc. in an Amount Not to Exceed \$200,363.00 for a Total Revised Contract Amount of \$2,806,492.00 for the Ray White Road Improvements Project (2022 Bond Program)

Motion: Approved.

7. [M&C 24-0391](#) (CD 2) Authorize Execution of an Engineering Agreement with Quiddity Engineering, LLC in the Amount of \$550,519.00 for the Design of Northwest 20th True Creek Bank Stabilization Project, Adopt Appropriation Ordinance and Amend the Fiscal Years 2024-2028 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 26903-05-2024

8. [M&C 24-0392](#) (CD 7) Authorize Rejection of the Bid Received for the Central Arlington Heights Sealed Bid Sale

Motion: Approved.

9. [M&C 24-0393](#) (CD 3 and CD 9) Authorize Execution of Change Order No. 2, with a Net Total Amount of \$1,657,740.00 after Deducts and the Addition of 190 Calendar Days, to the Contract with William J. Schultz, Inc. dba Circle C Construction Company for the Construction of Westcliff Drainage Improvements, Phase 1, and Sanitary Sewer Rehabilitation Contract 91, Part 2 and Adopt Appropriation Ordinance to Effect a Portion of Water's Contribution to the Fiscal Years 2024-2028 Capital Improvements Program

Motion: Approved. Appropriation Ordinance No. 26904-05-2024

10. [M&C 24-0395](#) (CD 8) Authorize the Execution of a Lease Agreement Between the City of Fort Worth (Lessor) and Brave/R Together Tarrant (Lessee) for Approximately 3,900 Square Feet of Space in the First Floor of the Building Located at 1607 New York Avenue, Fort Worth, Texas, 76104 for Use as Office and Community Meeting Space While Conducting the Evans Avenue Urban Design and Streetscape Plan Study Funded by the Fort Worth Local Development Corporation and Find that the Lease Serves a Public Purpose and that Adequate Controls are in Place to Ensure that the Public Purpose is Accomplished

Motion: Approved.

11. [M&C 24-0396](#) (CD 3) Authorize the Execution of a First Amendment to the Lease Between Alliance For Children, Incorporated (Lessor) and City of Fort Worth (Lessee) to Increase the Leased Premises to Approximately 8,872 Square Feet, Increase the Base Rent and Revise the Lease Term For The Office Space at 3609 Marquita Drive, Fort Worth, Texas 76116 to be Used by The Fort Worth Police Department Crimes Against Children Unit and Human Trafficking Unit

Motion: Approved.

12. [M&C 24-0397](#) (ALL) Authorize Execution of Amendments to the Non-Exclusive Agreements with Certain Identified Appraisers to Increase the Combined Annual Amount by \$4,000,000.00 for a New Combined Annual Amount of \$5,000,000.00 for the Property Management Department

Motion: Approved.

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13. [M&C 24-0405](#) (ALL) Authorize Execution of a Professional Services Agreement with Terracon Consultants, Inc., for an Annual Amount Not to Exceed \$250,000.00 for a One-Year Initial Term and Authorize Four (4) One-Year Renewals for the Same Annual Amount for the Environmental Services Department

Motion: Approved.

15. [M&C 24-0410](#) (ALL) Authorize the Application for, and the Acceptance of, the DNA Capacity Enhancement for Backlog Reduction Program Grant Fiscal Year 2024 from the United States Department of Justice, Office of Justice Programs, Bureau of Justice Assistance in an Amount Up to \$850,000.00, Authorize Execution of a Grant Agreement with the United States Department of Justice and Adopt Appropriation Ordinance

Motion: Approved. Appropriation Ordinance No. 26905-05-2024

16. [M&C 24-0411](#) (ALL) Authorize Acceptance of Up to \$220,456.18 in United States Bureau of Justice Assistance Grant Funds as a Subrecipient of the City of Milwaukee, Wisconsin as Reimbursement for Providing Additional Law Enforcement Personnel to Assist with Security During the 2024 Republican National Convention and Adopt Appropriation Ordinance

Motion: Approved. Appropriation Ordinance No. 26906-05-2024

17. [M&C 24-0413](#) (ALL) Authorize an Amendment to the Cooperative Agreement with Information Discovery Services, LLC for Background Investigations to Increase the Total Amount of the Agreement by \$80,000.00 to a New Total Amount Not to Exceed \$180,000.00 Annually and Add Four (4) One-Year Renewal Options for the Police Department

Motion: Approved.

18. [M&C 24-0414](#) (CD 9) Authorize Execution of a Vendor Services Agreement with Mitchell Time and Parking for Retractable Bollards and Installation in the West 7th Street Area for Traffic and Crowd Control in the Amount of \$140,524.16 with Options to Renew for the Police Department

Motion: Approved.

19. [M&C 24-0415](#) (ALL) Authorize Execution of Sole Source Purchase Agreements with West Publishing Corporation for CLEAR Software Subscriptions in the Total Amount of \$138,341.16 for the First Year, with Four Options to Renew for the Police Department, Environmental Services Department, Code Compliance Department, and the Water Department

Motion: Approved.

20. [M&C 24-0417](#) (CD 2) Authorize Execution of a Three-Year Administration Building Office Lease Agreement with Disability Rights Texas for Suite 315 at Fort Worth Meacham International Airport

Motion: Approved.

21. [M&C 24-0418](#) (CD 2) Authorize Execution of Amendment No. 1 in the Amount of \$170,479.00, to an Engineering Agreement with TranSystems Corporation Consultants for Water and Sanitary Sewer Contract 2021, WSM-E and Adopt Appropriation Ordinance to Effect a Portion of Water's Contribution to the Fiscal Years 2024-2028 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 26907-05-2024

22. [M&C 24-0419](#) (CD 9) Adopt Appropriation Ordinance in the Amount of \$38,500.00 for 30-Inch Water Main at the Lancaster Avenue/Collier Street Intersection Emergency Repair to Effect a Portion of Water's Contribution to the Fiscal Years 2024-2028 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 26908-05-2024

23. [M&C 24-0420](#) (CD 8 and CD 9) Authorize Execution of an Engineering Agreement with Lockwood Andrews & Newnam, Inc., in the Amount of \$1,448,273.00, for the 16 Inch to 30 Inch Cast Iron Water Main Replacements in Holly - East Side Pump Station Project and Adopt Appropriation Ordinance to Effect a Portion of Water's Contribution to Fiscal Years 2024-2028 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 26909-05-2024

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24. [M&C 24-0421](#) (CD 3, CD 7, ETJ and City of Benbrook) Authorize Execution of Amendment No. 2 in the Amount of \$2,159,580.00 to an Engineering Agreement with Plummer Associates, Inc. for the Mary's Creek Lift Station Site & Force Main Alignment Project and Adopt Appropriation Ordinance to Effect a Portion of Water's Contribution to the Fiscal Years 2024-2028 Capital Improvements Program

Motion: Approved. Appropriation Ordinance No. 26910-05-2024

25. [M&C 24-0422](#) (ALL) Authorize Execution of a Cooperative Agreement with Oracle America, Inc., for the Oracle RightNow Licensing, Maintenance & Support Services, Learning Subscription, and Professional Services for Oracle Cloud Services for the Water Department, in an Amount Not to Exceed \$239,000.00 Annually

Motion: Approved.

26. [M&C 24-0423](#) (CD 9) Authorize Execution of an Engineering Agreement with Dunaway Associates, LLC, in the Amount of \$410,225.00, for the Sanitary Sewer Rehabilitation, Contract 126 Project and Adopt Appropriation Ordinance to Effect a Portion of Water's Contribution to Fiscal Years 2024-2028 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 26911-05-2024

27. [M&C 24-0424](#) (CD 5) Authorize Execution of an Engineering Agreement with Lockwood, Andrews & Newnam, Inc. in the Amount of \$276,674.00 for the Sanitary Sewer Contract 119 Project, and Adopt Appropriation Ordinance to Effect a Portion of Water's Contribution to Fiscal Years 2024-2028 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 26912-05-2024

28. [M&C 24-0426](#) (CD 6) Authorize Execution of an Engineering Agreement with Carollo Engineers, Inc. in the Amount of \$413,600.00 for the Water and Sanitary Sewer Replacement Contract 2023, WSM-K Project and Adopt Appropriation Ordinance to Effect a Portion of Water's Contribution to Fiscal Years 2024-2028 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 26913-05-2024

29. [M&C 24-0427](#) (CD 2) Authorize Execution of an Engineering Agreement with Freese and Nichols, Inc. in the Amount of \$548,293.00 for the Water and Sanitary Sewer Replacements Contract 2023, WSM-P Project and Adopt Appropriation Ordinance to Effect a Portion of Water's Contribution to Fiscal Years 2024-2028 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 26914-05-2024

30. [M&C 24-0428](#) (CD 2, CD 3, CD 4, CD 8, CD 10, and CD 11) Authorize Execution of a Contract with Northstar Construction, LLC, in the Amount of \$2,174,833.00 for the Eight Playgrounds Replacement Projects

Motion: Approved.

31. [M&C 24-0431](#) (CD 9) Authorize Execution of Agreement for Forest Park Rides, Inc., to Operate Miniature Train Ride and Related Concessions in Trinity and Forest Parks

Motion: Approved.

32. [M&C 24-0434](#) (CD 5) Authorize Execution of a Contract with The Fain Group, Inc., in the Amount of \$3,571,216.00 for the Construction of Trinity Trails East - Phase II; Authorize Execution of Amendment No. 1 to the Interlocal Agreement with the City of Arlington, Texas to Accept Additional Funds of \$1,315,310.00 for Final Design and Engineering Services, and Increased Construction Costs Due to Material Cost Increases and General Inflation Factors for Trinity Trails East - Phase II; Authorize the Execution of the Credit Purchase Agreement with Wild-TX Lands, LLC, Not to Exceed \$150,000.00, for the Purchase of Mitigation Credits from the U.S. Army Corps of Engineers; Authorize the Execution of the Credit Purchase Agreement with Rockin' K on Chambers Creek, LLC, Not to Exceed \$150,000.00, for the Purchase of Mitigation Credits from the U.S. Army Corps of Engineers; Adopt the Appropriation Ordinance, and Amend the Fiscal Year 2024-2028 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 26915-05-2024

33. [M&C 24-0435](#) (CD 5) Approve Financial Actions in Support of the FW Babers Manor Affordable Housing Development Located at 4400, 4408, 4416, and 4424 Ramey Avenue as Part of the Choice Neighborhoods Implementation Grant for the Cavile Place/Historic Stop Six Area and Consisting of (A) Authorize: (i) Expenditure of \$1,000,000.00 of HOME Investment Partnerships Program Grant Funds as a Loan (ii) Expenditure of \$150,000.00 of Urban Development Action Grant Miscellaneous Revenue as a Loan to Fort Worth Affordability Inc. (iii) Acceptance of Assignment from Fort Worth Affordability Inc., of Contracts and Loan Documents and (iv) Assignment from Fort Worth Affordability Inc. to FW Babers Manor, LP of Federal Grant Obligations; (v) Execution of Necessary Amendments and Extensions to All Contracts and Documents to Facilitate Project Completion; (vi) Conversion of the HOME Investment Partnerships Program Loan from Non-Forgivable to Forgivable Under Specified Conditions; and (x) Substitution of Funding Years; (B) Finding that the Loans Serve a Public Purpose and that Adequate Controls are in Place; and (C) Adopting Attached Appropriation Ordinance

Motion: Approved. Appropriation Ordinance No. 26916-05-2024

35. [M&C 24-0437](#) (ALL) Authorize Execution of an Interlocal Agreement with the Metropolitan Area Emergency Medical Services Authority, d/b/a Medstar, to Provide for City Reimbursement to Medstar for Costs Associated with Emergency Medical Services Provided to Individuals in Fort Worth Police Department Custody, in an Amount Up to \$250,000.00 Per Fiscal Year, with Options to Renew

Motion: Approved.

PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. [24-4304](#) Notice of Claims for Alleged Damages or Injuries

End of Consent Agenda.

Mayor Parker requested that M&C 24-0368 be moved up on the agenda.

B. General

Council Member Williams advised that he would be recusing himself from voting on M&C 24-0368.

1. [M&C 24-0368](#) (ALL) Adopt Ordinance Appropriating \$10,000.00 in the Grants Operating Other Fund for the No Kid Hungry Campaign of Share Our Strength and the Mayors Alliance to End Childhood Hunger

Motion: Council Member Crain made a motion, seconded by Mayor Pro tem Bivens, that M&C 24-0368 be approved and Appropriation Ordinance No. 26917-05-2024 be adopted. Motion passed 10-0, with one recusal from Council Member Williams.

E. Award of Contract - Removed from Consent Agenda

34. [M&C 24-0436](#) (ALL) Authorize Amendment No. 4 to CSC No. 28358-E2 with Waste Management of Texas, Inc. for Collection of Residential Garbage, Refuse and Small Bulky Waste, Recyclables, Certain Commercial Solid Waste, Yard Waste, C&D and Large Brush and Large Bulky Waste to Amend M/WBE Component and Other General Terms and Conditions

Motion: Council Member Williams made a motion to deny M&C 24-0436 and it failed for a lack of a second, so he withdrew the motion.

Council Member Williams made a motion, seconded by Council Member Nettles, that M&C 24-0436 be continued to the June, 11, 2024, Council meeting. Motion failed 4-7, Mayor Parker, Mayor Pro tem Bivens, and Council Members Lauersdorf, Hill, Beck, Blaylock, and Martinez casting the dissenting votes.

Council Member Lauersdorf made a motion, seconded by Council Member Hill, that M&C 24-0436 be approved. Motion passed 9-2, Council Members Williams and Nettles casting the dissenting votes.

Bob Willoughby appeared before Council in opposition to M&C 24-4285.

The following individuals appeared before Council in support of M&C 24-4288.

Felicia Davis
Carlanda Reeves

Abe Benadives, Dallas, Texas, completed a speaker card via conference call in support of M&C 24-4288 and was recognized by Mayor Parker but did not wish to address Council.

ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events

There were no upcoming and recent events within the City and various Council districts.

2. Recognition of Citizens

There was no recognition of citizens.

3. Approval of Ceremonial Travel

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Flores, that ceremonial travel for Council Members Crain and Blaylock to attend the 2024 Colorado Spring National Conference, hosted by the Community Leaders of America (CLA) and the Forum of Community Leaders (FCL) in Denver, Colorado, on May 15-17, 2024, be approved. Motion passed 10-1, Council Member Beck casting the dissenting vote.

PRESENTATIONS BY THE CITY COUNCIL

Council Proposal - NONE

There were no Council Proposals.

Changes in Membership on Boards and Commissions

1. [24-4306](#) Board Appointment - District 5

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Beck, that Christina Hanson be appointment to the Library Advisory Board for a partial term beginning May 14, 2024, and with a term expiring October 1, 2025. Motion passed 11-0.

2. [24-4308](#) Board Appointment - District 6

Motion: Council Member Williams made a motion, seconded by Council Member Crain, that Kelicia Stevenson be appointment to the Board of Adjustment – Commercial and the Fort Worth Alliance Airport Board of Adjustment for a partial term beginning May 14, 2024, and with a term expiring October 1, 2024. Motion passed 11-0.

3. [24-4310](#) Board Appointment - District 10

Motion: Council Member Blaylock made a motion, seconded by Council Member Beck, that Richard Vaccaro be appointment to the Aviation Advisory Board for a partial term beginning May 14, 2024, and with a term expiring October 1, 2024. Motion passed 11-0.

**PRESENTATIONS AND/OR COMMUNICATIONS FROM BOARDS,
COMMISSIONS AND/OR CITY COUNCIL COMMITTEES**

There were no presentations and/or communications from boards, commissions, and/or City Council committees.

RESOLUTIONS

1. [24-4285](#) A Resolution Canvassing the Returns and Declaring the Results of the Special Election Held on May 4, 2024, for the Purpose of Submitting to the Qualified Voters of the City of Fort Worth the Question of the Approval and Implementation of Resolution 5866-01-2024 Designating the Fort Worth Convention Center and Related Infrastructure as a Venue Project in Accordance with Chapter 334, Texas Local Government Code, and Designating the Method of Financing for the Venue Project

Motion: Council Member Beck made a motion, seconded by Council Member Crain, that Resolution No. 5946-05-2024 be adopted. Motion passed 11-0.

2. [24-4311](#) A Resolution Acknowledging an Increase in the Number of Affordable Rental Housing Units in the Development Named Hughes House II Located at 1401 Etta Street in the City of Fort Worth

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Beck, that Resolution No. 5947-05-2024 be adopted. Motion passed 11-0.

3. [24-4283](#) A Resolution Appointing David Cooke to the Board of Directors of Multipurpose Arena Fort Worth, A Texas Non-Profit Corporation

Motion: Council Member Hill made a motion, seconded by Council Member Crain, that Resolution No. 5948-05-2024 be adopted. Motion passed 11-0.

4. [24-4284](#) A Resolution Approving, for Purposes of Section 147(f) of the Internal Revenue Code, Obligations Issued by the Red River Education Finance Corporation for the Benefit of Texas Christian University

Motion: Council Member Beck made a motion, seconded by Council Member Crain, that Resolution No. 5949-05-2024 be adopted. Motion passed 11-0.

5. [24-4286](#) A Resolution Requesting Financial Assistance from the Texas Water Development Board in the Amount of \$125,000,000.00 from the State Water Implementation Fund for Texas (SWIFT) for the Water Department; Authorizing Application and Related Actions; and Making Certain Findings

Motion: Council Member Beck made a motion, seconded by Council Member Crain, that Resolution No. 5950-05-2024 be adopted. Motion passed 11-0.

ORDINANCES

Council Member Nettles advised that he would be recusing himself from voting on Item 24-4288.

1. [24-4288](#) An Ordinance Establishing an Exemption from Ad Valorem Taxes for Qualifying Child-Care Facility Properties for the City of Fort Worth; Providing a Severability Clause; and Declaring an Effective Date

Motion: Mayo Pro tem Bivens made a motion, seconded by Council Member Beck, that Ordinance No. 26918-05-2024 be adopted. Motion passed 10-0, with one recusal from Council Member Nettles.

PUBLIC HEARING

1. [M&C 24-0382](#) (ALL) Conduct Public Benefit Hearing Concerning the Following Matters Related to Fort Worth Public Improvement District No. 18 - Tourism: (1) Expansion of the Fort Worth Public Improvement District No. 18 - Tourism to Include One Additional Hotel Property and the Advisability of the Improvements and Services to be Undertaken, and (2) the 2023 Assessment for the Additional Hotel; Find for the Sufficiency of the Petition Requesting Expansion of the Fort Worth Public Improvement District No. 18 - Tourism; Approve the Filing of the Revised 2023 Assessment Roll

(PUBLIC HEARING - a. Report of City Staff: Lacey Ruiz; b. Public Comment; c. Council Action: Close Public Hearing and Act on M&C)

Mayor Parker opened the public hearing.

a. Report of City Staff

Lacey Ruiz, Economic Development Department, appeared before Council and provided a staff report.

b. Public Comment

There were no public comments.

c. Council Action

Motion: Council Member Beck made a motion, seconded by Council Member Blaylock, that public hearing be closed and M&C 24-0382 be approved. Motion passed 11-0.

Mayor Pro tem Bivens stepped away from the dais and left the meeting.

Mayor Parker requested that M&C 24-0430 be moved up on the agenda.

3. [M&C 24-0430](#) (CD 9) Authorize Acceptance of a Pavilion Valued at Approximately \$62,952.50, from the Ryan Place Improvement Association for Daggett Park

Motion: Council Member Beck made a motion, seconded by Council Member Williams, that M&C 24-0430 be approved. Motion passed 10-0, Mayor Pro tem Bivens absent.

ZONING HEARING

The City Council, at its meeting of April 9, 2024, continued Zoning Docket ZC-23-185.

1. [ZC-23-185](#) (CD 11) FL Logic LLC/Ohad Ben Shushan, 621 S Retta Street (0.16 acres) From: "A-5" One-Family, To: "PD/A-5" Planned Development for all uses in "A-5" One-Family plus duplex, site plan included (Recommended for Denial by the Zoning Commission) (Continued from a Previous Meeting)

Rocky Garcia, Santa Clara, Texas, appeared before Council via conference call in support of Zoning Docket ZC-23-185.

Phyllis Allen appeared before Council in opposition to Zoning Docket ZC-23-185.

Motion: Council Member Martinez made a motion, seconded by Council Member Nettles, that Zoning Docket ZC-23-185 be denied without prejudice. Motion passed 10-0, Mayor Pro tem Bivens absent.

The Notice of Special Hearing set today as the date for the hearing in connection with recommended changes and amendments to Zoning Ordinance No. 21653-02-2015 hearing had been given by publication in the *Fort Worth Star-Telegram*, the official newspaper of the City of Fort Worth, on April 26, 2024.

Mayor Parker opened the public hearing.

2. [SP-24-003](#) (CD 4) Clay Cristy, 5127 N Tarrant Pkwy (0.79 acres) To: Add Site Plan for restaurant use for PD 1294 Planned Development for all uses in “E” Neighborhood Commercial (Recommended for Approval by the Zoning Commission)

Motion: Council Member Lauersdorf made a motion, seconded by Council Member Nettles, that Site Plan SP-24-003 be approved with enthusiasm. Motion passed 10-0, Mayor Pro tem Bivens absent.

3. [SP-24-004](#) (CD 11) Joe Johnson, 5328 E Lancaster Ave (6.64 acres) To: Amend Site Plan for “PD 490” Planned Development to add security fence (Recommended for Denial by the Zoning Commission) (Continued from a previous meeting)

Joe Johnson, Denton, Texas, completed a speaker card via conference call in support of Zoning Docket SP-24-004 and was recognized by Mayor Parker but was unable to be reached by phone.

The following individuals appeared before Council in opposition to Site Plan SP-24-004:

Daniel Haase
Wanda Conlin
Cindy Boling

Bill Schwensen completed a speaker card in opposition to Site Plan SP-24-004 and was recognized by Mayor Parker but was not present in the Council Chamber.

Motion: Council Member Martinez made a motion, seconded by Council Member Crain, that Site Plan SP-24-004 be continued to the June 11, 2024, Council meeting. Motion passed 10-0, Mayor Pro tem Bivens absent.

4. [ZC-23-182](#) (CD 11) City of Fort Worth, 1405 & 1409 Weiler Blvd (0.38 acres) From: “E” Neighborhood Commercial, To: “ER” Neighborhood Commercial Restricted (Recommended for Approval by the Zoning Commission)

Daniel Haase appeared before Council in support of Zoning Docket ZC-23-182.

The following individuals completed comment cards in support of Zoning Docket ZC-23-182:

Carol Peters
Michael Phipps

Motion: Council Member Martinez made a motion, seconded by Council Member Beck, that Zoning Docket ZC-23-182 be approved. Motion passed 10-0, Mayor Pro tem Bivens absent.

5. [ZC-24-011](#) (CD 10) Kendra Stephenson, 311 E Bonds Ranch (20.1 acres) From: “F” General Commercial, To: “PD/D” including event center or rental hall, health club, restaurant, café, cafeteria, office, retail sales and service, with Development Standards as presented in Exhibit A (see council packet), Site Plan Required (Recommended for Approval by the Zoning Commission)

The following individuals appeared before Council in support of Zoning Docket ZC-24-011:

Chris Hipps, Dallas, Texas
Russell Fuller

The following individuals completed comment cards in support of Zoning Docket ZC-24-011:

David Hanna
Anton Hameed

The following individuals completed comment cards in opposition to Zoning Docket ZC-24-011:

Kelly Bushway
Cory Bushway
Stephanie Schroering
Maria Gomez

Motion: Council Member Blaylock made a motion, seconded by Council Member Nettles, that Zoning Docket ZC-24-011 be approved. Motion passed 10-0, Mayor Pro tem Bivens absent.

6. [ZC-24-012](#) (CD 2) Jason Eggenburger, 1332-1344 (evens) Main Street; 1313-1315 (odds) Commerce Street (1.071 acres) From: “J” Medium Industrial and “B” Two-Family, To: Tract 1: PD/MU-1 Planned Development for all uses in “MU-1” Low Intensity Mixed-Use plus hotel, site plan waiver requested Tract 2: PD/E Planned Development for all uses in neighborhood commercial with development standards for parking within 20 ft setback, dumpster without a primary use, site plan included (Recommended for Approval by the Zoning Commission)

Jason Eggenburger appeared before Council in support of Zoning Docket ZC-24-012.

The following individuals appeared before Council in opposition to Zoning Docket ZC-24-012:

Richard Perez
Letitia Wilbourn

Motion: Council Member Flores made a motion, seconded by Council Member Nettles, that Zoning Docket ZC-24-012 be continued to the June 25, 2024, Council meeting. Motion passed 10-0, Mayor Pro tem Bivens absent.

7. [ZC-24-019](#) (CD 11) Leonardo Munoz, 1701 Vaughn Blvd & 3214 Ave I (0.261 acres) From: “MU-1” Low Intensity Mixed-Use, To: “A-5” One-Family (Recommended for Denial by the Zoning Commission)

Motion: Council Member Martinez made a motion, seconded by Council Member Beck, that Zoning Docket ZC-24-019 be denied with prejudice. Motion passed 10-0, Mayor Pro tem Bivens absent.

8. [ZC-24-024](#) (CD 6) Ben Raef, 6889 Harris Pkwy, 7101 Dutch Branch Rd (14.087 acres) From: “R2” Townhouse /Cluster, To: “E” Neighborhood Commercial (Recommended for Approval by the Zoning Commission)

Phillip Wilson appeared before Council in support of Zoning Docket ZC-24-024.

Motion: Council Member Williams made a motion, seconded by Council Member Hill, that Zoning Docket ZC-24-024 be approved. Motion passed 10-0, Mayor Pro tem Bivens absent.

9. [ZC-24-028](#) (All Districts) City of Fort Worth, MU Districts, To: An Ordinance amending the Comprehensive Zoning Ordinance of the City of Fort Worth amending Article 13 “Form-Based Districts”, Section 4.1300(g)(1)(c) “Low Intensity Mixed Use (“MU-1”) District”, and Section 4.1302(g)(1)(c) “High Intensity Mixed-Use (“MU-2”) District”, to increase the size of the opening of a parking structure vehicle access facing public and private streets (Recommended for Approval by the Zoning Commission)

Motion: Council Member Beck made a motion, seconded by Council Member Flores, that Zoning Docket ZC-24-028 be approved and Ordinance No. 26920-05-2024 be adopted. Motion passed 10-0, Mayor Pro tem Bivens absent.

There being no one else present desiring to be heard in connection with the recommended changes and amendments pertaining to Zoning Ordinance No. 21653-02-2015 for the above-listed cases, Council Member Beck made a motion, seconded by Council Member Flores, that the hearing be closed and Ordinance No. 26919-05-2024 be adopted. Motion passed 10-0, Mayor Pro tem Bivens absent.

REPORT OF THE CITY MANAGER

B. General

2. [M&C 24-0429](#) (CD 3) Authorize the Acceptance of a Donation of Playground Pieces Valued at Approximately \$17,467.00, from the Boonyaratanakornkit Family for Overton Park

Motion: Council Member Crain made a motion, seconded by Council Member Nettles, that M&C 24-0429 be approved. Motion passed 10-0, Mayor Pro tem Bivens absent.

Council Member Crain stepped away from the dais and left the meeting.

4. [M&C 24-0438](#) (ALL) Adopt Appropriation Ordinance Increasing Appropriations in the 2022 Bond Program Fund in the Amount Up to \$160,190,000.00, for the Purpose of Funding Expenditures Associated with 2022 Bond Projects; and Amend the Fiscal Years 2024-2028 Capital Improvement Program (2022 Bond Program)

Motion: Council Member Beck made a motion, seconded by Council Member Hill, that M&C 24-0438 be approved and Appropriation Ordinance No. 26921-05-2024 be adopted. Motion passed 9-0, Mayor Pro tem Bivens and Council Member Crain absent.

D. Land

City Secretary Goodall advised that M&Cs 24-0399 and 24-0400 would be heard until one motion.

1. [M&C 24-0399](#) (CD 7) Adopt Resolution Authorizing Condemnation by Eminent Domain to Acquire 0.662 Acres in Right-of-Way and Slope Easements from Real Property Owned by Boaz Road, L.P., Located at 8000 Boat Club Road in the E.S. Schultz Survey, Abstract No. 1439, Tarrant County, Texas, for the WJ Boaz Road Widening Improvements Project (2022 Bond Program)

Motion: Approved. Resolution No. 5951-05-2024

2. [M&C 24-0400](#) (CD 7) Adopt Resolution Authorizing Condemnation by Eminent Domain to Acquire 0.2447 Acres in Right-of-Way and Temporary Construction Easements from Real Property Owned by PS LPT Properties Investors, Located at 6375, 6355 and 6325 WJ Boaz Road in the All Storage Boat Club Addition, an Addition to the City of Fort Worth, Block 1, Lots 1, 2 and 3, Tarrant County, Texas, for the WJ Boaz Road Widening Improvements Project (2022 Bond Program)

Motion: Council Member Hill made a motion, seconded by Council Member Beck that City Council approve M&Cs 24-0399 and 24-0400 and adopt Resolution Nos. 5951-05-2024 and 5952-05-2024 authorizing use of the power of eminent domain to acquire the following:

0.391 acres of land in right-of-way easement and 0.271 acres of land in slope easement located at 8000 Boat Club Road in the E.S. Schultz Survey, Abstract No. 1439, Tarrant County, Texas and owned by Boaz Road, L.P.; and

0.2132 acres of land in right-of-way easements and 0.0315 acres of land in temporary construction easements located at 6375, 6355 and 6325 WJ Boaz Road in the All Storage Boat Club Addition, an addition to the City of Fort Worth, Block 1, Lots 1, 2 and 3, Tarrant County, Texas and owned by PS LPT Properties Investors.

The land rights in the subject properties are needed for the WJ Boaz Road Widening Improvements project, a public use that provides for roadway improvements including pavement reconstruction with curb and gutter, drainage improvements, streetlights, shared use paths and reconstruction of the existing roundabout at Bowman Roberts Road. The property interest to be acquired is described by metes and bounds and depicted by survey exhibits attached to the Mayor and Council Communications.

This motion indicates that the first record vote applies to all units of property to be condemned and the minutes shall reflect that the first vote applies to all of those units.”

Motion passed 9-0, Mayor Pro tem Bivens and Council Member Crain absent.

F. Award of Contract

1. [M&C 24-0387](#) (CD 2 and CD 7) Authorize Execution of Amendment No. 1, to the Construction Manager at Risk Agreement with Sundt Construction, Inc. to Establish the Guaranteed Maximum Price in the Amount Not to Exceed \$44,886,140.31 for Construction of the Cromwell Marine Creek Road Widening and Intersection Improvements Project from Boat Club Road to Marine Creek Parkway, Authorize an Increase to the Project Budget in the Amount of \$21,239,483.92, Adopt Appropriation Ordinances and Amend the Fiscal Years 2024-2028 Capital Improvement Program (2022 Bond Program)

Motion: Council Member Flores made a motion, seconded by Council Member Hill, that M&C 24-0387 be approved and Appropriation Ordinance Nos. 26922-05-2024 and 26923-05-2024 be adopted. Motion passed 9-0, Mayor Pro tem Bivens and Council Member Crain absent.

ADJOURNMENT

There being no further business, Mayor Parker adjourned the meeting at 9:00 p.m.