

CITY OF FORT WORTH, TEXAS
CITY COUNCIL MEETING
TUESDAY, FEBRUARY 13, 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
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:

David Cooke, 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 and Ainsley Crain, daughter of Council Member Crain, called the City Council Regular Session of the Fort Worth City Council to order 6:02 p.m. on Tuesday, February 13, 2024, in the City Council Chamber of the Fort Worth City Hall, 200 Texas Street, Fort Worth, Texas.

INVOCATION - Pastor Helen Collins Epps, Morning Star Prayer Center

The invocation was provided by Pastor Helen Collins Epps, Morning Star Prayer Center.

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. [24-4080](#) Presentation of Fort Worth Sister Cities International Youth Ambassadors Oath Ceremony

Mayor Parker and Chairman Greg Jackson, Fort Worth Sister Cities, administered the Citizen Diplomat Oath to the Fort Worth International Youth Ambassadors.

ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

City Manager Cooke requested that M&Cs 24-0108, 24-0113, and 24-0129 be removed from the Consent Agenda for individual consideration.

ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

City Manager Cooke requested that M&Cs 24-0117 and 24-0121 be withdrawn from the Council Agenda.

M&C 24-0017 - (ALL) Authorize Consultant Agreement with Code Studio, Inc. for Zoning Ordinance Amendments - Was continued to February 13th but is being withdrawn by Staff.

Motion: It was the consensus of the City Council that M&C 24-0017 be withdrawn from the Council Agenda.

Daniel Martinez appeared before Council in support of M&C 24-0113.

CONSENT AGENDA

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Hill, that the Consent Agenda be approved as amended. Motion passed 11-0.

A. General - Consent Items

1. [M&C 24-0116](#) (ALL) Authorize Execution of a Unit Price Contract with C. Greenscaping, LP, in an Amount Not to Exceed \$550,000.00 for Task Order Construction Services Related to Brick Pavement Rehabilitation Projects at Various Locations with Two Consecutive One Year Renewals for the Same Amount

Motion: Approved.

2. [M&C 24-0117](#) (CD 2) Reject All Responses to Invitation to Bid for the 2024 Concrete Reconstruction Contract 2

Motion: Approved.

3. [M&C 24-0118](#) (CD 7 and CD 10) Adopt Appropriation Ordinances in the Collective Amount of \$4,000,000.00 to Provide Transportation Impact Fee Funding for the Wagley Robertson Project, Reduce 2014 Bond Program Funding in the Project by \$2,000,000.00 and Amend the Fiscal Years 2024-2028 Capital Improvement Program

Motion: Approved. Appropriation Ordinance Nos. 26708-02-2024 and 26709-02-2024

4. [M&C 24-0119](#) (ALL) Authorize an Amendment to the Sole Source Agreement with Allstates Coating Company for Cold Pour Concrete Joint and Crack Sealant Utilized by Transportation and Public Works Street Operations to Authorize Four One-Year Renewals for the Same Annual Amount of \$300,000.00

Motion: Approved.

5. [M&C 24-0121](#) (CD 2) Adopt a Resolution Authorizing Execution of a Local On-System Improvement Agreement with the Texas Department of Transportation in the Amount of \$752,373.00, of Which City Participation is \$686,471.00, for the North Main Street (BUS287) and 24th Street Pedestrian Facilities Improvements Project, Adopt Appropriation Ordinances and Amend the Fiscal Years 2024-2028 Capital Improvement Program (2022 Bond Program)

Motion: It was the consensus that the City Council that M&C 24-0121 be withdrawn from the Council Agenda.

6. [M&C 24-0122](#) (CD 6) Authorize the Temporary Closure of a Section of Sycamore School Road between Old Granbury Road and Chisholm Trail Parkway from February 19, 2024 to May 19, 2024 for Construction Activities

Motion: Approved.

7. [M&C 24-0123](#) (CD 8) Authorize the Temporary Closure of a Section of Thrall Street between East Vickery Boulevard and Avenue A and a Section of East Vickery Boulevard between Thrall Street and Ravine Road from February 14, 2024 to March 14, 2024 for Construction Activities

Motion: Approved.

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

1. [M&C 24-0107](#) (ALL) Authorize Execution of an Amendment to City Secretary Contract No. 56916 with Herc Rentals, Inc. for Equipment Rental and Related Service to Increase the Annual Amount by \$458,542.00 for a New Annual Amount Up to \$1,033,542.00 Using Omnia Partners Cooperative Contract No. 2019000318 for the Transportation and Public Works Department

Motion: Approved.

3. [M&C 24-0109](#) (ALL) Authorize an Amendment to the Services Agreement with Allied Waste Services of Fort Worth, LLC dba Republic Services for Waste Disposal Services for City Facilities to Increase the Annual Spend Amount by \$785,405.00 for a New Annual Amount Up to \$3,189,574.00 for the Initial Term and Authorize Four One-Year Renewal Options for Various Amounts; \$3,349,053.00 for the First Renewal, \$3,516,506.00 for the Second Renewal, \$3,692,331.00 for the Third Renewal and \$3,876,948.00 for the Fourth Renewal for City Departments

Motion: Approved.

4. [M&C 24-0110](#) (CD 9) Authorize a Purchase Agreement with Strickly Green Grass, LLC DBA Synlawn Dallas Using Omnia Cooperative Agreement R220501 as the Authorized Seller for AstroTurf Corporation for the Initial Term in an Amount Up to \$340,000.00 and Authorize Two Consecutive One-Year Renewal Options for the Same Amount for Sport Surfaces, Installation and Related Materials for the Parks and Recreation Department

Motion: Approved.

6. [M&C 24-0125](#) (CD 8) Authorize the Execution of a Professional Services Agreement with Baird, Hampton & Brown, Inc., in the Amount of \$290,000.00, for the Design for Generators at the Bob Bolen Public Safety Building

Motion: Approved.

7. [M&C 24-0128](#) (ALL) Authorize Execution of a Contract with KONE INC. in an Amount Not to Exceed \$2,113,204.00 for the Will Rogers Memorial Center Escalator Replacement Project, Adopt Appropriation Ordinance and Amend the Fiscal Years 2024-2028 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 26710-02-2024

C. Land - Consent Items

1. [M&C 24-0126](#) (CD 7) Authorize Acquisition of 0.394 Acres in a Right-of-Way Easement from Real Property Owned by Clarence Huffman Located at 7301 Bowman Roberts Road, Fort Worth, Tarrant County, Texas 76179 in the Amount of \$145,894.00 and Pay Estimated Closing Costs in an Amount Up to \$3,000.00 for a Total Cost of \$148,894.00 for the WJ Boaz Road Widening Improvements Project (2022 Bond Program)

Property Description: 0.394 acres in a right-of-way easement situated in the A. Roberts Survey, Abstract No. 1262, Tarrant County, Texas, located at 7301 Bowman Roberts Road

Motion: Approved.

2. [M&C 24-0127](#) (CD 3) Ratify Acceptance of a Quitclaim Deed from Cook Children's Health Care System for Approximately 0.016 Acres Located at 2100 Log Cabin Village Lane, Fort Worth, Tarrant County, Texas 76109 for the Rogers Avenue Drainage Improvement Project

Property Description: 0.016 acres described as Lot 12, Block 9, Park Hill, located at 2100 Log Cabin Village Lane

Motion: Approved.

E. Award of Contract - Consent Items

1. [M&C 24-0106](#) (ALL) Adopt a Resolution Authorizing the City Attorney to Retain the Law Firms of McCall, Parkhurst & Horton L.L.P. and Kelly Hart & Hallman, LLP as Outside Legal Counsel to Provide Representation Related to an Internal Revenue Service Inquiry Involving Revenue Bonds of the City's Water and Sewer System for a Cost Up to \$20,000.00

Motion: Approved. Resolution No. 5888-02-2024

2. [M&C 24-0115](#) (CD 2, CD 3, CD 6, CD 7, CD 8, CD 9 and CD 11) Authorize Execution of a Contract with MW Panel Tech, LLC in the Amount of \$444,217.00 for the 2023 Bridge Rehab Contract 2 at Various Bridge Locations

Motion: Approved.

3. [M&C 24-0120](#) (CD 7) Authorize Execution of Amendment Number 4 to an Engineering Services Agreement with Lamb-Star Engineering, LLC in an Amount Up to \$483,098.00 to Provide Additional Professional Engineering Services for the Meandering Road Project for a Revised Contract Amount of \$2,964,238.00

Motion: Approved.

4. [M&C 24-0124](#) (CD 5) Authorize Execution of Change Order Number 2 in the Amount of \$769,500.33 and the Addition of 180 Calendar Days to a Construction Contract with S.J. Louis Construction of Texas, Ltd. for Street Reconstruction of Trinity Boulevard from Interstate Highway-820 to Salado Trail for a Revised Contract Amount of \$23,264,582.65, Adopt Appropriation Ordinances and Amend the Fiscal Years 2024-2028 Capital Improvement Program

Motion: Approved. Appropriation Ordinance Nos. 26711-02-2024 and 26712-02-2024

6. [M&C 24-0130](#) (CD 2) Authorize Application for and Acceptance of the Infrastructure Investment and Jobs Act of 2024 Grant, if Awarded, from the Federal Aviation Administration Passed through the Texas Department of Transportation in an Amount Up to \$851,000.00 for the Apron Bravo and Taxiway Golf Reconstruction Project at Fort Worth Meacham International Airport, Authorize a Transfer of Up to \$94,556.00 for the City's Match Requirement, for a Total Amount Up to \$945,556.00, Adopt Appropriation Ordinance, and Adopt Resolution Authorizing the City Manager to Execute Grant Related Agreements with the State of Texas, Represented by the Texas Department of Transportation

Motion: Approved. Resolution No. 5889-02-2024 and Appropriation Ordinance No. 26713-02-2024

7. [M&C 24-0131](#) (CD 9) Authorize Execution of Change Order No. 3, a Contract with S.J. Louis Construction of Texas, Ltd., in the Amount of \$455,160.44 After Deducts and Additional 140 Calendar Days for the Clear Fork Lift Station Force Main Project

Motion: Approved.

8. [M&C 24-0132](#) (CD 6) Authorize Execution of a Community Facilities Agreement with Jefferson Primrose Land Holdings, LLC, with City Participation in an Amount Not to Exceed \$2,917,510.92 for Oversizing a 12-Inch to a 16-Inch Water Main on Sycamore School Road, Oversizing an 8-Inch and 12-Inch Water Main to a 24-Inch Water Main Also on Sycamore School Road and Oversizing a 12-Inch to 24-Inch Water Main on Brewer Boulevard Located in Southwest Fort Worth, and Adopt Appropriation Ordinances to Effect a Portion of Water's Contribution to the Fiscal Years 2024-2028 Capital Improvement Program

Motion: Approved. Appropriation Ordinance Nos. 26714-02-2024 and 26715-02-2024

9. [M&C 24-0133](#) (CD 8, CD 9 and CD 11) Adopt Appropriation Ordinance in the Amount of \$100,000.00 for Increased Project Costs for the Sanitary Sewer Rehabilitation, Contract 118 Project and to Effect a Portion of Water's Contribution to the Fiscal Years 2024-2028 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 26716-02-2024

10. [M&C 24-0134](#) (CD 7) Authorize Execution of a Contract With William J. Schultz, Inc. dba Circle C Construction Company, in the Amount of \$1,280,205.00, for the Water and Sanitary Sewer Replacement on Camp Bowie Hul-Mont Project Part 2 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. 26717-02-2024

11. [M&C 24-0135](#) (CD 7) Authorize Execution of Design Procurement and Project Management Agreement with Crescent Property Services, LLC with City Participation in the Amount Not to Exceed \$1,450,000.00, for Engineering Design and Project Management for the Camp Bowie Improvements Project, Authorize Waiver of IPRC Design Review Fees, 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. 26718-02-2024

PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. [24-4081](#) Notice of Claims for Alleged Damages or Injuries

End of Consent Agenda.

B. Purchase of Equipment, Materials, and Services - Removed from Consent Agenda

2. [M&C 24-0108](#) (ALL) Authorize Execution of Amendment to City Secretary Contract No. 59448 with Stripe-A-Zone, LLC to Increase the Annual Amount by \$600,000.00 for a New Annual Amount Up to \$3,600,000.00 for the First Renewal, \$4,500,000.00 for the Second Renewal, and \$5,625,000.00 for the Third Renewal, for Pavement Marking Services for the Transportation and Public Works Department

Monty Hall, Transportation and Public Works Department, appeared before Council and provided a staff report.

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Beck, that M&C 24-0108 be approved. Motion passed 11-0.

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5. [M&C 24-0113](#) (ALL) Authorize an Increase in the City's Home Repair Program Contract Authority in the Amount of \$2,000,000.00 for All Home Repair Programs

Amy Connolly, Neighborhood Services Department, appeared before Council and provided a staff report.

Motion: Council Member Beck made a motion, seconded by Council Member Crain, that M&C 24-0113 be approved. Motion passed 11-0.

E. Award of Contract - Removed from the Consent Agenda

5. [M&C 24-0129](#) (ALL) Authorize Application for, and Authorize Acceptance of, if Awarded, the Edward Byrne Memorial Justice Assistance Grant from the United States Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, Passed-Through the Office of the Texas Governor, Public Safety Office, Fiscal Year 2025 Criminal Justice Grant Program in an Amount Up to \$200,000.00 to Purchase Forensic Firearms Equipment, Authorize Execution of Related Grant Agreement with the Office of the Texas Governor, Public Safety Office as the Passed-Through Entity, Adopt Resolution, and Adopt Appropriation Ordinance

Chief Neil Noakes, Police Department, appeared before Council and provided a staff report.

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Nettles, that M&C 24-0129 be approved and Resolution No. 5890-02-2024 and Appropriation Ordinance No. 26719-02-2024 be adopted. Motion passed 11-0.

ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events

Mayor Pro tem Bivens and Council Members Flores, Lauersdorf, Williams, Hill, Nettles, and Beck announced 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

There was no approval for ceremonial travel.

PRESENTATIONS BY THE CITY COUNCIL

Council Proposal - NONE

There were no Council Proposals.

Changes in Membership on Boards and Commissions

1. [24-4077](#) Board Appointment - District 10

Motion: Council Member Blaylock made a motion, seconded by Council Member Nettles, that Ronnie Ramsey be appointed to Place 10 of the Urban Design Commission with a partial term effective February 13, 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**

RESOLUTIONS

1. [24-4078](#) A Resolution Appointing Patrice Randle Interim City Auditor

Motion: Council Member Crain made a motion, seconded by Mayor Pro tem Bivens, that Resolution No. 5891-02-2024 be adopted. Motion passed 11-0.

2. [23-0613](#) A Resolution Rescinding Mayor and Council Communication G-6770; Adopting Criteria for the City's Eight Appointments to the Board of the Fort Worth Transportation Authority; And Appointing Eight Individuals to Represent the City

Motion: Council Member Crain made a motion, seconded by Council Member Hill, that Resolution No. 5892-02-2024 be adopted. Motion passed 11-0.

ORDINANCES

1. [24-4079](#) An Ordinance Ordering a Special Election by the Qualified Voters of the City of Fort Worth, Texas on May 4, 2024, on the Question of Approving and Implementing Resolution No. 5866-01-2024 Authorizing the Fort Worth Convention Center as a Venue Project in Accordance with Chapter 334, Texas Local Government Code, and Designating the Method of Financing for the Project and Ordaining Related Matters

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Beck, that Ordinance No. 26720-02-2024 be adopted. Motion passed 11-0.

PUBLIC HEARING

1. [M&C 24-0105](#) (ALL) Conduct Public Hearing and Adopt Ordinance Amending the Fort Worth Electrical Code to Adopt the 2023 National Electrical Code, with Amendments, to be Effective March 1, 2024

(PUBLIC HEARING – a. Report of City Staff: Evan Roberts; 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

Evan Roberts, Development Services Department, appeared before Council and provided a staff report.

b. Public Comment

There were no public comments.

c. Council Action

Motion: Council Member Martinez made a motion, seconded by Council Member Hill, that the public hearing be closed, M&C 24-0105 be approved and Ordinance No. 26721-02-2024 be adopted. Motion passed 11-0.

2. [M&C 24-0112](#) (CD 5) Conduct a Public Hearing on the Application by FW Hughes House II, LP to the Texas Department of Housing and Community Affairs for Non-Competitive (4%) Housing Tax Credits for the New Construction of Hughes House II, a Proposed Tax-Exempt Development, Located at the Southeast and Southwest Corners of Avenue G and Etta Street in Fort Worth, 76015, Adopt a Resolution of No Objection to the Application, Acknowledge the One Mile Three Year Rule, and Make Related Acknowledgments

(PUBLIC HEARING - a. Report of City Staff: Leah Brown; b. Citizen Presentations; c. Council Action: Close Public Hearing and Act on M&C)

Mayor Parker opened the public hearing.

a. Report of City Staff

Leah Brown, Neighborhood Services Department, appeared before Council and provided a staff report.

b. Public Comment

There were no public comments.

c. Council Action

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Hill, that the public hearing be closed, M&C 24-0112 be approved and Resolution No. 5893-02-2024 be adopted. Motion passed 11-0.

3. [M&C 24-0114](#) (CD 2) Conduct a Public Hearing on the Application by 4450 Marine Creek Parkway (TX) Owner LP to the Texas Department of Housing and Community Affairs for Non-Competitive (4%) Housing Tax Credits for the Acquisition and Rehabilitation of The Meridian, a Proposed Tax-Exempt Development, Located at 4450 Marine Creek Pkwy., Fort Worth, Texas 76106, Adopt a Resolution of No Objection to the Application, Make Related Determinations, Approve Commitment of Development Funding in an Amount of No Less Than \$500.00 and No More Than \$30,000.00, Find that the Fee Waivers Serve a Public Purpose, and Adequate Controls are in Place to Carry Out Such Public Purpose and Determine that Development of The Meridian is Consistent with the City's Obligation to Affirmatively Further Fair Housing

(PUBLIC HEARING - a. Report of City Staff: Leah Brown; b. Citizen Presentations; c. Council Action: Close Public Hearing and Act on M&C)

Mayor Parker opened the public hearing.

a. Report of City Staff

Leah Brown, Neighborhood Services Department, appeared before Council and provided a staff report.

b. Public Comment

Brad Fisher, Los Angeles, California, completed a speaker card in support of M&C 24-0114 and was recognized by Mayor Parker but did not wish to address Council.

c. Council Action

Motion: Council Member Flores made a motion, seconded by Council Member Nettles, that the public hearing be closed, M&C 24-0114 be approved with enthusiasm and Resolution No. 5894-02-2024 be adopted. Motion passed 11-0.

ZONING HEARING

The City Council, at its meeting of January 23, 2024, continued Zoning Docket ZC-23-167.

1. [ZC-23-167](#) (CD 11) Mallory Haun, FTW Area Habitat for Humanity, 4200 Brady Drive (0.28 acres) From: "I/SS" Light Industrial/Stop Six Overlay, To: "A-5/SS" One-Family/Stop Six Overlay (Recommended for Denial by the Zoning Commission) (Continued from a Previous Meeting)

Michelle Kennedy appeared before Council in support of Zoning Docket ZC-23-167.

Letitia Wilbourn, completed a comment card in support of Zoning Docket ZC-23-167.

Motion: Council Member Martinez made a motion, seconded by Council Member Williams, that Zoning Docket ZC-23-167 be approved. Motion passed 11-0.

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 January 26, 2024.

Mayor Parker opened the public hearing.

2. [ZC-23-137](#) (CD 10) Rick Farnoush / Dyer Engineering, 12650 Willow Springs Road (79.42 acres) From: "I" Light Industrial, To: "PD/CR" Planned Development for all uses in "CR" Low-Density Multifamily plus detached multifamily with development standards for perimeter fencing and driveway location in the front yard; site plan included (Recommended for Denial by the Zoning Commission)

Rick Farnoush appeared before Council in support of Zoning Docket ZC-23-137.

The following individuals appeared before Council in opposition to Zoning Docket ZC-23-137:

Chelsea Faxon
Heather DeSoto
David Greer, Haslet, Texas
Callie Jones
Felicia Gideon

Christopher Hlava completed a comment card in opposition to Zoning Docket ZC-23-137.

Motion: Council Member Blaylock made a motion, seconded by Council Member Beck, that Zoning Docket ZC-23-137 be denied with prejudice. Motion passed 11-0.

3. [SP-23-014](#) (CD 10) Brandon Middleton, 11055 N Riverside Drive (9.75 acres) To: Amend site plan for “PD 968” Planned Development for all uses in “G” Intensive Commercial plus miniwarehouse to add new miniwarehouse structure (Recommended for Approval by the Zoning Commission)

Brandon Middleton completed a speaker card in support of Site Plan SP-23-014 and was recognized by Mayor Parker but did not wish to address Council.

Motion: Council Member Blaylock made a motion, seconded by Council Member Beck, that Site Plan SP-23-014 be approved. Motion passed 11-0.

4. [SP-23-015](#) (CD 8) Brandon Middleton, 7601 S. Crowley Rd (13.22 acres) To: Amend site plan for “PD 723” PD-SU" for all uses in "E" plus mini-warehouses; following uses are excluded: tattoo and massage parlors, retail liquor stores, stand-alone bar or lounge, hours of operation for the office are 8:00 a.m. to 7:00 p.m.; electronically controlled security gate 7:00 a.m. to 11:00 p.m. daily to add new miniwarehouse structure (Recommended for Approval by the Zoning Commission)

Brandon Middleton completed a speaker card in support of Site Plan No. SP-23-015 and was recognized by Mayor Parker but did not wish to address Council.

Motion: Council Member Nettles made a motion, seconded by Council Member Martinez, that Site Plan SP-23-015 be approved. Motion passed 11-0.

5. [ZC-23-173](#) (CD 11) Marcos Torrado / Hank Bounkhong, 5000 South Hampshire Boulevard (0.31 acres) From: “A-7.5” One-Family, To: “B” Two-Family (Recommended for Denial by the Zoning Commission)

Marcos Torrado appeared before Council in support of Zoning Docket ZC-23-173.

Motion: Council Member Martinez made a motion, seconded by Mayor Pro tem Bivens, that Zoning Docket ZC-23-173 be continued to the March 19, 2024, Council Meeting. Motion passed 11-0.

6. [ZC-23-184](#) (CD 8) Tyler Baucom, 2601 Joel East Rd (16.16 acres) From: “I” Light Industrial, To: “J” Medium Industrial (Recommended for Approval by the Zoning Commission)

Motion: Council Member Nettles made a motion, seconded by Council Member Beck, that Zoning Docket ZC-23-184 be approved. Motion passed 11-0.

7. [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)

Rocky Garcia, San Jose, California, 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 Crain, that Zoning Docket ZC-23-185 be continued to the April 9, 2024, Council meeting. Motion passed 11-0.

8. [ZC-23-190](#) (CD 3) Ray Oujesky, Kelly Hart & Hallman, LLP, 3201 River Park Drive (9.59 acres) To: Amend "PD849" P/D Planned Development for High Density Multifamily plus Assisted Living to add development standards for density, open space, setback, and fencing; site plan included. (Recommended for Approval by the Zoning Commission)

The following individuals completed a speaker cards in support of Zoning Docket ZC-23-190 and were recognized by Mayor Parker but did not wish to address Council:

Ray Oujesky
Dan Lipnick, Houston, Texas (via conference call)

Motion: Council Member Crain made a motion, seconded by Council Member Lauersdorf, that Zoning Docket ZC-23-190 be approved. Motion passed 11-0.

9. [ZC-24-001](#) (CD 6) Eloise Burrell, 4601-4607 Horne Street (.125 acres) From "E" Neighborhood Commercial, To: "E/HC" Neighborhood Commercial/Historic Overlay (Recommended for Approval by the Historic & Cultural Landmarks Commission)

Motion: Council Member Williams made a motion, seconded by Council Member Crain, that Zoning Docket ZC-24-001 be approved by the Historic and Cultural Landmarks Commission. Motion passed 11-0.

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 Williams made a motion, seconded by Council Member Crain, that the hearing be closed and Ordinance No. 26722-02-2024 be adopted. Motion passed 11-0.

REPORT OF THE CITY MANAGER

B. General

1. [M&C 24-0111](#) (CD 4, CD 5, CD 6, CD 8, CD 9, and CD 11) Consider and Adopt Seven Resolutions of Support for 2024 Competitive (9%) Housing Tax Credit Applications, Approve Commitments of Development Funding in the Form of Fee Waivers in the Approximate Amount of Up to \$30,000.00 for Each Development, Find that the Fee Waivers Serve a Public Purpose and that Adequate Controls are in Place, Determine which Developments Contribute to the City's Revitalization Efforts, Acknowledge the One-Mile Three Year Rule, and Make Related Acknowledgments

Motion: Council Member Beck made a motion, seconded by Mayor Pro tem Bivens, that M&C 24-0111 be approved and Resolution Nos. 5895-02-2024, 5896-02-2024, 5897-02-2024, 5898-02-2024, 5899-02-2024, 5900-02-2024, and 5901-02-2024 be adopted. Motion passed 11-0.

ADJOURNMENT

There being no further business, Mayor Parker adjourned the meeting at 7:20 p.m.