CITY COUNCIL AGENDA - FINAL-REVISED FOR THE MEETING AT 10:00 AM, TUESDAY, AUGUST 22, 2023 CITY COUNCIL CHAMBER, CITY HALL 200 TEXAS STREET, FORT WORTH, TEXAS

CALL TO ORDER

INVOCATION - Minister Patrick Philmon, Clergy and Police Alliance (CAPA)

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.")

SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

23-0522 Presentation of Proclamation for University Little League State Championship Title

ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

CONSENT AGENDA

Items on the Consent Agenda require little or no deliberation by the City Council. Approval of the Consent Agenda authorizes the City Manager, or his designee, to implement each item in accordance with staff recommendations.

A. General - Consent Items

- 1. M&C (ALL) Adopt Appropriation Ordinance Increasing Estimated Receipts and Appropriations in Special Purpose Fund in the Amount of \$27,389.09 to Support Education and Outreach Activities Sponsored by the Fort Worth Human Relations Commission, the Mayor's Committee on Persons with Disabilities, and the Diversity and Inclusion Employee Committee

 Speaker/Comment Card
- 2. M&C (CD 4) Adopt Resolution Nominating Gulfstream Aerospace Services
 23-0674 Corporation's Facility at 2500 Golden Triangle Boulevard, Building
 4, as an Enterprise Project Pursuant to the Texas Enterprise Zone
 Act, Chapter 2303 of the Texas Government Code

 Speaker/Comment Card

3.	M&C	(CD 6) Approve Updated Five Year Service and Assessment Plan
	23-0675	and Fiscal Year 2024 Budget in the Amount of \$1,775,000.00 for
		Fort Worth Public Improvement District No. 17 (Rock Creek Ranch)
	and Adopt Appropriation Ordinance Speaker/Comment Card	

- 4. M&C (CD 3) Approve Updated Five Year Service and Assessment Plan and Fiscal Year 2024 Budget in the Amount of \$1,680,831.48 for Fort Worth Public Improvement District No. 16 (Walsh Ranch/Quail Valley) and Adopt Appropriation Ordinance Speaker/Comment Card
- 5. M&C
 23-0685

 (ALL) Ratify Grant Application and Authorize Acceptance of a Petco
 Love Grant in the Amount of \$100,000.00 to Support Animal
 Welfare Programs, Plus Any Accrued Interest from the Award in
 an Amount Up to \$5,000.00, Authorize Execution of the Grant
 Agreement, and Adopt Appropriation Ordinance
 Speaker/Comment Card
- **6.** M&C (ALL) Adopt Appropriation Ordinance Adjusting Receipts and 23-0692 Appropriations in the General Gas Lease Capital Projects Fund by Increasing Estimated Receipts and Appropriations in the Open Space Pre-Acquisition Project in the Amount of \$200,000.00 and Decreasing Estimated Receipts and Appropriations in the Open Space Appropriations Project by the Same Amount for the Purpose of Funding Pre-Acquisition Related Costs to Open Space Land Acquisitions and Amend Fiscal 2023-2027 Capital the Years Improvement Program Speaker/Comment Card
- 7. M&C (ALL) Adopt Attached Ordinance Suspending Rate Increases
 23-0694 Proposed by CoServ Gas, Ltd., and Retention of Legal Counsel and
 Consultants to Study Propriety of Proposed Rate Increases

 Speaker/Comment Card

- 8. M&C (CD 9) Authorize Early Termination of Office Lease with Property Damage Appraisers, LLC, Formerly Known as Property Damage Appraisers, Inc., for Suite 1900 in the Future City Hall Located at 100 Energy Way, Fort Worth, Texas 76102 in Exchange for a Payment from Property Damage Appraisers, LLC in the Amount of \$1,098,189.95, Adopt Appropriation Ordinances, and Amend the Fiscal Year 2023 Adopted Budget

 Speaker/Comment Card
- 9. M&C (ALL) Adopt Ordinance Approving a Unanimous Settlement
 23-0698 Agreement of Permitted Rates and Charges that SiEnergy, LP, may
 Assess Customers in the City of Fort Worth Effective November 6,
 2023
 Speaker/Comment Card
- B. Purchase of Equipment, Materials, and Services Consent Items NONE
- C. Land Consent Items
- 1. M&C (CD 11) Authorize the Direct Sale of a Tax-Foreclosed Property
 23-0699 Located at 5216 Vinson Street, Fort Worth, Texas 76112 to the City of Fort Worth for a Total Purchase Price of \$4,085.60, in Accordance with Section 34.05 of the Texas Property Tax Code, for the Stormwater Division of the City's Transportation and Public Works Department

 Speaker/Comment Card
- 2. M&C (CD 5) Authorize the Direct Sale of a Tax-Foreclosed Property **23-0700** Located at 5224 Ramey Avenue, Fort Worth, Texas 76105 for a Total Cost of \$85,657.00 to Lisa's Little Angels Learning Center, LLC Accordance Section 34.05 of Texas in with the Property Tax Code Speaker/Comment Card
- D. Planning & Zoning Consent Items NONE

E. Award of Contract - Consent Items

- 1. M&C (ALL) Authorize Agreement with CyberOne Security for Okta Cyber Security, Software as a Service, for the Information Technology Solutions Department Using Cooperative Contract Texas Department of Information Resources DIR-TSO-4288 in an Annual Amount Up to \$402,679.36 and Up to a 5% Annual Increase Speaker/Comment Card
- 2. M&C (ALL) Authorize Execution of a Professional Services Agreement **23-0670** with Periscope Holdings, Inc. in an Amount Not to Exceed \$190,000.00 for the Financial Management Services Department through the Information Technology Solutions Department Speaker/Comment Card
- 3. M&C
 23-0671

 (ALL) Authorize an Increase to City Secretary Contract No. 56904
 with SHI Government Solutions, Inc. in the Amount of \$10,009.28
 Annually for a Total Annual Contract Amount of \$173,360.00 and
 Ratify Expenditures in the Amount of \$173,360.00 for CrowdStrike
 Endpoint Protection Software Services Using a Cooperative
 Agreement for the Information Technology Solutions Department
 Speaker/Comment Card
- 4. M&C (ALL) Authorize Execution of a Professional Services Agreement with Kimley Horn, in an Amount Not to Exceed \$225,000.00, to Assess the City of Fort Worth's Compliance with the Americans with Disabilities Act and to Prepare the Scope of Work for an ADA Transition Plan, and Authorize Reallocating Appropriations in the Non-Departmental Department Budget in an Amount Not to Exceed \$225,000.00

 Speaker/Comment Card
- 5. M&C
 23-0691

 (ALL) Authorize Application for and, if Awarded, Acceptance of a Compost and Food Waste Reduction Program Cooperative Grant Agreement from the United States Department of Agriculture in an Amount Up to \$300,000.00 for a Two-Year Period, Authorize a Cash Match of \$100,000.00 for the Two-Year Period, and Adopt Appropriation Ordinance

 Speaker/Comment Card

6.	M&C	(CD 9) Authorize Execution of a Contract with S.J. Louis
	23-0693	Construction of Texas LTD, in the Amount of \$6,050,404.00, for
		Construction of the Fort Worth Central City Greenleaf Sump Storm
		Drain Project, Adopt Resolution Expressing Official Intent for City to
		Reimburse Expenditures with Proceeds of Future Reimbursement
		from the TRWD, Adopt Appropriation Ordinances, and Amend the
		Fiscal Years 2023-2027 Capital Improvement Program
		Speaker/Comment Card

- 7. M&C
 23-0697

 (ALL) Authorize Acceptance of Funds from the Sale of Platted Lake
 Worth Lots in the Amount Up to \$306,000.00, Authorize the Use of
 Funds from the Water and Sewer Fund in an Amount Up to
 \$306,000.00 for the Purpose of Transferring to the Water and Sewer
 Capital Projects Fund, Adopt Appropriation Ordinances, and Amend
 the Fiscal Year 2023 Adopted Budget

 Speaker/Comment Card
- 8. M&C (CD 6) Authorize Execution of a Community Facilities Agreement with Meritage Homes of Texas, LLC, with City Participation in the Amount Not to Exceed \$626,739.99 for Oversizing an 8-Inch Water Main to a 24-inch Water Main for Brewer Boulevard Located in Southwest Fort Worth, and Adopt Appropriation Ordinances to Effect a Portion of Water's Contribution to the Fiscal Years 2023-2027 Capital Improvement Program

 Speaker/Comment Card
- 9. M&C (ALL) Authorize Execution of Sole Source Agreement with Agilent
 23-0701 Technologies, Inc. for the Gas Chromatograph with Mass
 Spectrometer ISO 9001-2015 Instrument for the Water Department
 for an Amount of \$130,000.00

 Speaker/Comment Card
- 10. M&C

 (CD 9) Authorize Execution of Change Order No. 2 in the Amount of \$351,658.06 to a Contract with William J. Schultz, Inc. dba Circle C Construction Company for the Sanitary Sewer Rehabilitation Contract 101 Project and Adopt Appropriation Ordinance to Effect a Portion of Water's Contribution to the Fiscal Years 2023-2027 Capital Improvements Program

 Speaker/Comment Card

(CD 3, 5, 6, 7, 8 and 9) Authorize Repeal of Appropriation Ordinances 26188-05-2023 to Appropriate Funds for the Eagle Mountain and Westside Water Treatment Plants Weatherproof 26248-06-2023 to Appropriate Funds for the Digester Enclosures. Improvements Project, and 26250-06-2023 to Appropriate Funds for the Westside Water Treatment Plant Generators and Emergency Preparation for Power Generation at the North and South Holly Water Treatment Plants Main Project and Adopt Replacement Ordinances to Make Technical Corrections.

Speaker/Comment Card

12. <u>M&C</u> 23-0704 (CD 11) Authorize Execution of Amendment No. 1 in the Amount of \$265,616.00 to an Engineering Agreement with Kimley-Horn and Associates Inc. for the Water and Sanitary Sewer Replacement Contract 2019, WSM-I, and Adopt Appropriation Ordinances to Effect a Portion of Water's Contribution to and Amend the Fiscal Years 2023-2027 Capital Improvement Program (2022 Bond Program)

Speaker/Comment Card

13. <u>M&C</u> 23-0705

(CD 3) Adopt Resolution Authorizing Execution of an Advanced Funding Agreement with Texas Department of Transportation in the Total Amount of \$6,476,198.00 for the Design and Construction of Bomber Spur Trail Phase I Project with City Participation in the Amount of \$1,482,000.00, Adopt Appropriation Ordinances, and Amend the Fiscal Years 2023-2027 Capital Improvement Program (2022 Bond Program)

Speaker/Comment Card

PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

23-0518 Notice of Claims for Alleged Damages or Injuries

Speaker/Comment Card

ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events; Recognition of Citizens; Approval of Ceremonial Travel

PRESENTATIONS BY THE CITY COUNCIL

Council Proposal - NONE

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1.	<u>23-0512</u>	Board Appointment - District 4	
		Speaker/Comment Card	
2.	23-0519	Board Appointment - District 7	

Speaker/Comment Card

3. <u>23-0520</u> Board Appointment - District 10 Speaker/Comment Card

4. <u>23-0521</u> Board Appointment - District 11 Speaker/Comment Card

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

RESOLUTIONS

1. 23-0487

A Resolution Appointing Certain Persons to Replace and Fill the Remainder of Unexpired Terms of Certain of the City's Tax Increment Reinvestment Zones' Boards of Directors; And Appointing Certain Persons as Chairperson and Vice Chairperson of the City's Tax Increment Reinvestment Zones' Boards of Directors (Continued from a Previous Meeting)

Speaker/Comment Card

2. 23-0487-R (Revised) A Resolution Appointing Certain Persons to Replace and Fill the Remainder of Unexpired Terms of Certain of the City's Tax Increment Reinvestment Zones' Boards of Directors; And Appointing Certain Persons as Chairperson and Vice Chairperson of the City's Tax Increment Reinvestment Zones' Boards of Directors

Speaker/Comment Card

3. 23-0514

A Resolution Accepting the Filing of a Petition to Create a New Tax Increment Reinvestment Zone to be Known as Tax Increment Reinvestment Zone No. 16 (Veale Ranch); Setting a Date for a Public Hearing; Authorizing the Publication of Notice; And Enacting Other Provisions Related Thereto

Speaker/Comment Card

- 4. 23-0515 A Resolution Adopting the City of Fort Worth Vertical and Overhead Street Banner Policy

 Speaker/Comment Card
- 5. 23-0516 Resolution Recommending a Tax Rate \$0.6725 per \$100.00 in Valuation, which will Result in an Increase in Tax Revenue for Fiscal 2024 and Setting a Date for the Public Hearing on Recommended Tax Rate Speaker/Comment Card

ORDINANCES

1. 23-0517

An Ordinance Amending Chapter 7 "Buildings", Article IV "Minimum Building Standards Code", of the Code of the City of Fort Worth, Texas (2015), as Amended, to Amend Chapter 7, Article IV, Division 4, Section 7-100 "Proceedings Before the Commission", to Revise the Commission's Quorum and Voting Requirements, Providing that this Ordinance Shall be Cumulative of All Prior Ordinances and Repeal Conflicting Ordinances; Providing for a Severability Clause; Providing for a Savings Clause; And Providing an Effective Date Speaker/Comment Card

PUBLIC HEARING

1. M&C (ALL) Conduct Public Benefit Hearing Regarding the Proposed Fiscal Year 2023-2024 Budget, Four-Year Service Plan, and 2023 Assessment for Fort Worth Public Improvement District No. 18, Tourism; Approve the Filing of the Proposed 2023 Assessment Roll for the Tourism Public Improvement District with the City Secretary's Office; and Set a Public Benefit Hearing

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

(CD 9) Conduct Public Benefit Hearing Regarding the Proposed Fiscal Year 2023-2024 Budget, Five-Year Service Plan, and 2023 Assessment for Fort Worth Public Improvement District No. 1, Downtown, Approve the Filing of the Proposed 2023 Assessment Roll for the Downtown Public Improvement District with the City Secretary's Office, and Set Public Benefit Hearing

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

Speaker/Comment Card

3. <u>M&C</u> 23-0679

(CD 4) Conduct Public Benefit Hearing Regarding the Proposed Fiscal Year 2023-2024 Budget, Five-Year Service Plan and Proposed 2023 Assessment for Fort Worth Public Improvement District No. 6, Park Glen, Approve the Filing of the Proposed 2023 Assessment Roll for the Park Glen Public Improvement District with the City Secretary's Office, and Set Public Benefit Hearing

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

Speaker/Comment Card

4. <u>M&C</u> 23-0680

(CD 4 and CD 10) Conduct Public Benefit Hearing Regarding the Proposed Fiscal Year 2023-2024 Budget, Five-Year Service Plan, and 2023 Assessment for Fort Worth Public Improvement District No. 7, Heritage, Approve the Filing of the Proposed 2023 Assessment Roll for the Heritage Public Improvement District with the City Secretary's Office, and Set Public Benefit Hearing

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

(CD 2) Conduct Public Benefit Hearing Regarding the Proposed Fiscal Year 2023-2024 Budget, Five-Year Service Plan, and 2023 Assessment for Fort Worth Public Improvement District No. 11, Stockyards, Approve the Filing of the Proposed 2023 Assessment Roll for the Stockyards Public Improvement District with the City Secretary's Office, and Set Public Benefit Hearing

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

Speaker/Comment Card

6. <u>M&C</u> 23-0682 (CD 7) Conduct Public Benefit Hearing Regarding the Proposed Fiscal Year 2023-2024 Budget, Five-Year Service Plan, and 2023 Assessment for Fort Worth Public Improvement District No. 12, Chapel Hill, Approve the Filing of the Proposed 2023 Assessment Roll for the Chapel Hill Public Improvement District with the City Secretary's Office, and Set Public Benefit Hearing

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

Speaker/Comment Card

7. <u>M&C</u> 23-0683 (CD 9) Conduct Public Benefit Hearing Regarding the Proposed Fiscal Year 2023-2024 Budget, Five-Year Service Plan, and 2023 Assessment for Fort Worth Public Improvement District No. 14, Trinity Bluff, Approve the Filing of the Proposed 2023 Assessment Roll for the Trinity Bluff Public Improvement District with the City Secretary's Office, and Set Public Benefit Hearing

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

(CD 11) Conduct Public Benefit Hearing Regarding the Proposed Fiscal Year 2023-2024 Budget, Five-Year Service Plan, and 2023 Assessment for Fort Worth Public Improvement District No. 15, Sun Valley, Approve the Filing of the Proposed 2023 Assessment Roll for the Sun Valley Public Improvement District with the City Secretary's Office, and Set Public Benefit Hearing

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

Speaker/Comment Card

9. <u>M&C</u> 23-0686 (CD 3 and CD 7) Conduct Public Benefit Hearing Regarding the Proposed Fiscal Year 2023-2024 Budget, Five-Year Service Plan, and 2023 Assessment for Fort Worth Public Improvement District No.19, Historic Camp Bowie, Approve the Filing of the Proposed 2023 Assessment Roll for the Historic Camp Bowie Public Improvement District with the City Secretary's Office, and Set Public Benefit Hearing

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

Speaker/Comment Card

10. <u>M&C</u> 23-0687

(CD 8 and CD 11) Conduct Public Benefit Hearing Regarding the Proposed Fiscal Year 2023-2024 Budget, Five-Year Service Plan, and 2023 Assessment for Fort Worth Public Improvement District No. 20, East Lancaster Avenue, Approve the Filing of the Proposed 2023 Assessment Roll for the East Lancaster Public Improvement District with the City Secretary's Office, and Set Public Benefit Hearing

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

(CD 3) Conduct Public Benefit Hearing Regarding the Proposed Fiscal Year 2023-2024 Budget, Five-Year Service Plan, and 2023 Assessment for Fort Worth Public Improvement District No. 21, Las Vegas Trail, Approve the Filing of the Proposed 2023 Assessment Roll for the Las Vegas Trail Public Improvement District with the City Secretary's Office, and Set Public Benefit Hearing

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

Speaker/Comment Card

ZONING HEARING

1. ZC-23-066 (CD 8) Jerry Jackson / TTP Partnership, 10181 Forest Hill Everman Rd (134.12 acres) From: Unzoned, To: "A-5" One-Family, "F" General Commercial, "CR" Low Density Multifamily (Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)

Speaker/Comment Card

2. ZC-23-101 (CD 4) NTP35 LP / Ojala Partners LP, 8347 Harmon Road (8.18 acres) From: "PD1270" Planned Development for all uses in G Intensive Commercial to include a 60 ft setback adjacent to residential, 40 ft, landscape buffer, masonry screening wall; site plan waived To: "PD-D" Planned Development High Density Multifamily with development standards for building orientation, fencing location, parking location, and height; Site Plan included (Recommended for Approval by the Zoning Commission)

Speaker/Comment Card

3. ZC-23-121 (CD 9) Brewer & Hale LLC / Philip Stewart, 515-521 Samuels Avenue (0.28 acres) From: "D" High Density Multifamily, "PD 489" for "H" Central Business District uses with Downtown Urban Design District Overlay, To: "PD" Planned Development for "H" Central Business District uses with Downtown Urban Design District Overlay with a ten (10) story height limit; site plan waiver requested. (Recommended for Denial by the Zoning Commission)

REPORT OF THE CITY MANAGER

- A. Benefit Hearing NONE
- B. General
- 1. M&C
 23-0706

 (ALL) Adopt Appropriation Ordinances to Enact Fiscal Year 2023
 Year End Budget Adjustments by Reallocating Resources, Operating
 Surpluses, Available Current-Year Revenues, and Available Fund
 Balance and Net Position to Offset Projected Shortfalls, Fund
 Departmental Capital Projects and Outlays, Authorize All Associated
 Transfers, and Amend the Fiscal Year 2023 Adopted Budget in the
 Amount of \$43,750,243.00
 Speaker/Comment Card
- C. Purchase of Equipment, Materials, and Services NONE
- D. Land NONE
- E. Planning & Zoning NONE
- F. Award of Contract
- 1. M&C
 23-0689

 (CD 10) Authorize Execution of an Economic Development Program
 Agreement with McMaster-Carr Supply Company, or an Affiliate, for
 the Construction and Operation of a New Regional Headquarters and
 Distribution Center
 Speaker/Comment Card
- 23-0690

 Agreement with Sisters of St. Mary of Namur-Western Province and Assignment After Closing to Hemphill Residences, LLC, to Construct a 357-Unit Residential Complex Located at 3220 Hemphill Street in the Shaw Clarke Neighborhood and Neighborhood Empowerment Zone Six and Permit Certain Payments to the Fort Worth Housing Finance Corporation to Satisfy Affordable Housing Requirements

 Speaker/Comment Card

The City Council may convene in Executive Session in the City Council Conference Room in order to conduct a closed meeting to discuss any item listed on this Agenda in accordance with Chapter 551 of the Texas Government Code.

ADJOURNMENT

The location identified on this agenda is the location at which the presiding officer will be physically present and presiding over the meeting. Members of the City Council may be participating remotely in compliance with the Texas Open Meetings Act and the Council Rules of Procedure.

According to the City Council Rules of Procedures, individual speaker presentations shall be limited to a total of three minutes (i) for the consent agenda, regardless of the number of consent-agenda items for which a person has registered, (ii) for the non-consent agenda, regardless of the number of non-consent-agenda items for which a person has registered, and (iii) for each zoning and public hearing. Group presentations shall be limited to a total of six minutes for each type of item described in (i) through (iii).

At the Mayor's discretion or if requested by another City Councilmember or the City Manager, the Mayor shall allow the public to speak on a particular consent-agenda or non-consent-agenda item for three minutes per individual speaker and six minutes per group representative. Also at the Mayor's discretion, time limits may be reasonably adjusted

Fort Worth City Hall and the City Council Chamber are wheelchair accessible. Persons with disabilities who plan to attend this meeting and who may need accommodations, auxiliary aids, or services such as interpreters, readers, or large print are requested to City's **ADA** Coordinator (817)392-8552 or contact the at ADA@FortWorthTexas.gov at least 48 hours prior to the meeting so that appropriate arrangements can be made. If the City does not receive notification at least 48 hours prior the City will make a reasonable attempt to provide the necessary to the meeting, accommodations.