

CITY OF FORT WORTH, TEXAS
CITY COUNCIL MEETING
TUESDAY, DECEMBER 1, 2020

Present:

Mayor Betsy Price
Mayor Pro tem Jungus Jordan, District 6
Council Member Carlos Flores, District 2 (Video)
Council Member Brian Byrd, District 3
Council Member Cary Moon, District 4 (Arrived at 7:32 p.m.)
Council Member Gyna Bivens, District 5 (Video)
Council Member Dennis Shingleton, District 7
Council Member Kelly Allen Gray, District 8 (Video)
Council Member Ann Zadeh, District 9 (Video)

Staff Present:

David Cooke, City Manager
Sarah Fullenwider, City Attorney
Ronald P. Gonzales, Assistant City Secretary

CALL TO ORDER

With a quorum of the City Council Members present, Mayor Price called the regular session of the Fort Worth City Council to order at 7:03 p.m. on Tuesday, December 1, 2020, in the City Council Chamber of the Fort Worth City Hall, 200 Texas Street, Fort Worth, Texas.

INVOCATION - Rajan Zed, President, Universal Society of Hinduism

The invocation was provided via confernece call by Mr. Rajan Zed, President, Universal Society of Hinduism.

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.

CONSIDERATION OF MINUTES

Motion: Council Member Byrd made a motion, seconded by Council Member Shingleton, that the minutes of the Work Session and the Regular Minutes of December 1, 2020, be approved. Motion passed 8-0, Council Member Moon absent.

1. [20-0576](#) Minutes - November 17, 2020 Work Session
2. [20-0577](#) Minutes - November 17, 2020 Regular Meeting

ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

City Manager Cooke requested that M&C 20-0880 be removed from the Consent Agenda and M&C C-20-0862 be removed from the Consent Agenda for individual consideration.

ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

City Manager Cooke requested that M&C 20-0880 be continued to the January 12, 2021, Council meeting, and M&C 20-0860 be withdrawn from the Council Agenda.

CONSENT AGENDA

Motion: Mayor Pro tem Jordan made a motion, seconded by Council Member Shingleton, that the Consent Agenda be approved as amended. Motion passed 8-0, Council Member Moon absent.

A. General - Consent Items

1. [M&C 20-0867](#) (ALL) Authorize Increase to Cooperative Agreement with Ergoflex Systems, Inc. dba Xybix Systems, Inc. in the Amount of \$328,312.00, for a Total Amount of \$346,899.00, for 9-1-1 Equipment and Emergency Software and Services for the Police Department Using Houston-Galveston Area Council (HGAC) Contract Number EC07-20

Motion: Approved.

2. [M&C 20-0870](#) (ALL) Authorize Payment to the Retired Employees' Group Death Benefit Fund in the Amount of \$551,745.00 for Payments of Retiree Death Benefits, in Accordance with Chapter 2.5, Article II of the City Code

Motion: Approved.

3. [M&C 20-0874](#) (CD 8) Adopt Appropriation Ordinance in the Stormwater Capital Projects Fund in the Amount of \$109,696.00 for Sanitary Sewer Rehabilitation, Contract 87 Project and Amend the FY2021-2025 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 24538-12-2020

4. [M&C 20-0880](#) (CD 3) Authorize the Temporary Closure of a 500 Foot Section of Chapin Road between Old Weatherford Road and Wakecrest Drive from December 16, 2020, to January 29, 2021, for Construction Activities

Motion: It was the consensus that the City Council continue M&C 20-0880 to the January 12, 2021, Council meeting.

5. [M&C 20-0883](#) (CD 9) Authorize the Continuation of the Temporary Closures of Suffolk Drive between Granbury Road and Winfield Avenue to December 23, 2020, Stadium Drive from Seminary Drive to 100 Feet North of Seminary Drive to August 20, 2021, and Suffolk Drive between Granbury Road and Stadium Drive to March 19, 2021, to Accommodate the Extended Construction Schedule for Storm Drain Installation

Motion: Approved.

6. [M&C 20-0886](#) (ALL) Declare \$6,315,096.00 in Unpledged Fiscal Year 2020 Year End Fund Balance in the Culture and Tourism Debt Service Fund as Surplus, Reallocate Use of the Money to Other Funds and Purposes to Offset Negative Financial Impacts of COVID-19, and Adopt Fiscal Year 2020 and 2021 Appropriation Ordinances Associated with the Public Events Department Debt Service

Motion: Approved. Appropriation Ordinance Nos. 24539-12-2020, 24540-12-2020, 24541-12-2020, and 24542-12-2020

7. [M&C 20-0887](#) (All) Adopt Appropriation Ordinances Enacting Fiscal Year 2020 Year End Budget Adjustments for the Culture and Tourism Funds by Appropriating Unanticipated Surplus Revenue and Reallocating Resources, Available Current Year Revenues and Available Fund Balances to Offset Projected Shortfalls and Update the FY2020-FY2024 Capital Improvement Plan

Motion: Approved. Appropriation Ordinance Nos. 24543-12-2020, 24544-12-2020, 24545-12-2020, 24546-12-2020, and 24547-12-2020

8. [M&C 20-0888](#) (ALL) Adopt Appropriation Ordinances Amending the Fiscal Year 2021 Adopted Budget for the Culture and Tourism Funds and Amend the FY2021-2025 Capital Improvement Program

Motion: Approved. Appropriation Ordinance Nos. 24548-12-2020, 24549-12-2020, 24550-12-2020, 24551-12-2020, 24552-12-2020, and 24553-12-2020

9. [M&C 20-0891](#) (CD 7) Authorize Acceptance of a Routine Airport Maintenance Project Grant for Fort Worth Alliance Airport from the Texas Department of Transportation, if Offered, in the Amount of \$50,000.00, Accept Contribution from Alliance Air Services in the Amount of \$50,000.00 for the City's 50 Percent Grant Match and Adopt Appropriation Ordinance

Motion: Approved. Appropriation Ordinance No. 24554-12-2020

10. [M&C 20-0892](#) (CD 2, CD 6 and CD 7) Adopt Appropriation Ordinances for the Purpose of Transferring \$2,203,435.26 from the Municipal Airports Fund to the Municipal Airport Capital Projects Fund for Programmables, Grant Balancing and Grant Matches and Amend the FY2021-2025 Capital Improvement Program

Motion: Approved. Appropriation Ordinance Nos. 24555-12-2020, 24556-12-2020, 24557-12-2020, 24558-12-2020, and 24559-12-2020

11. [M&C 20-0893](#) (CD 6) Adopt Appropriation Ordinance Increasing Receipts and Appropriations in the Aviation Gas Lease Capital Projects Fund in the Amount of \$1,765,062.00 from Available Funds for the Development of Hangars at Fort Worth Spinks Airport

Motion: Approved. Appropriation Ordinance No. 24560-12-2020

12. [M&C 20-0896](#) (CD 2) Authorize Acceptance of a Routine Airport Maintenance Project Grant for Fort Worth Meacham International Airport from the Texas Department of Transportation, if Awarded, in the Amount \$50,000.00, Authorize Use of Future Grant Match Capital Funding in the Amount of \$50,000.00 for the City's 50 Percent Grant Match and Adopt Appropriation Ordinance

Motion: Approved. Appropriation Ordinance No. 24561-12-2020

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13. [M&C 20-0897](#) (CD 6) Authorize Acceptance of the Routine Airport Maintenance Project Grant for Fort Worth Spinks Airport from the Texas Department of Transportation, if Awarded, in the Amount of \$50,000.00, Authorize Use of Future Grant Match Capital Funding in the Amount of \$50,000.00 for the City's Grant Match and Adopt Appropriation Ordinance

Motion: Approved. Appropriation Ordinance No. 24562-12-2020

14. [M&C 20-0898](#) (CD7 and ETJ) Adopt Ordinance to Establish the Sewer per Acre Charge in the Amount of \$422.48 per Acre for the Sewer Extension to Serve the Brookfield Development and Surrounding Areas and to Establish the Basin Boundaries, Pursuant to Chapter 35, Article III, Division 3, Sections 35-81 through 35-86 of the City Code

Motion: Approved. Ordinance No. 24563-12-2020

15. [M&C 20-0899](#) (ALL) Adopt Water and Wastewater Capital Improvement Program Citizen Advisory Committee Semi-Annual Progress Report on the Collection and Expenditure of Water and Wastewater Impact Fees

Motion: Approved.

16. [M&C 20-0900](#) (CD 3 and ETJ) Adopt Ordinance to Establish a Water Main Capacity Charge in the Amount of \$57,267.20 per Million Gallons per Day for a 16-Inch Westside V Water Main to Serve the Morningstar Development and Surrounding Areas, Pursuant to Chapter 35, Article III, Division IV, Sections 35-90 through 35-92 of the City Code

Motion: Approved. Ordinance No. 24564-12-2020

17. [M&C 20-0901](#) (CD 7 and ETJ) Adopt Ordinance to Establish a Water Main Capacity Charge in the Amount of \$331,498.51 per Million Gallons per Day for a 30-Inch Northside II Water Transmission Main to Serve the Wholesale Customers and City of Fort Worth Surrounding Areas, Pursuant to Chapter 35, Article III, Division IV, Sections 35-90 through 35-92 of the City Code

Motion: Approved. Ordinance No. 24565-12-2020

18. [M&C 20-0903](#) (CD 3 and ETJ) Adopt Ordinance to Establish a Water Main Capacity Charge in the Amount of \$109,282.69 per Million Gallons per Day for the Westside V Elevated Storage Tank 16-Inch Water Main, Pursuant to Chapter 35, Article III, Division IV, Sections 35-90 through 35-92 of the City Code

Motion: Approved. Ordinance No. 24566-12-2020

19. [M&C 20-0904](#) (CD 3 and ETJ) Adopt Ordinance to Establish a Water Main Capacity Charge in the Amount of \$312,578.47 per Million Gallons per Day for the Westside V Elevated Storage Tank 24-Inch Water Transmission Main, Pursuant to Chapter 35, Article III, Division IV, Sections 35-90 through 35-92 of the City Code

Motion: Approved. Ordinance No. 24567-12-2020

20. [M&C 20-0906](#) (ALL) Authorize Acceptance of a Sub-Award from the Texas State Library and Archives Commission in an Amount Up to \$25,115.86, and Use of Interest Earnings in an Amount Up to \$1,000.00 for the Purchase of Library Materials and Adopt Appropriation Ordinance

Motion: Approved. Appropriation Ordinance No. 24568-12-2020

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

1. [M&C 20-0864](#) (ALL) Authorize Execution of an Amendment to Increase the Existing Purchase Agreement with Teague Lumber Company and Plywood Company of Fort Worth, Inc. for Lumber, Plywood, and Related Items by \$25,000.00 for a New Annual Amount of \$125,000.00 for All City Departments

Motion: Approved.

2. [M&C 20-0865](#) (ALL) Authorize a One-Time Purchase Agreement with Tactical Support Equipment, Inc., in an Amount Up to \$605,100.00 for Radio Frequency Directional Equipment for the Fort Worth Police Department

Motion: Approved.

3. [M&C 20-0866](#) (ALL) Authorize the Purchase of an Excavator with Bucket from Holt Texas, Ltd. d/b/a Holt Cat in an Amount Up to \$209,462.25, for the Code Compliance Department through the Property Management Department

Motion: Approved.

4. [M&C 20-0868](#) (ALL) Authorize Execution of an Amendment to Increase the Existing Purchase Agreement with H&H Concrete On Demand, Inc. for Flowable Fill Materials and Services by \$132,500.00 for a New Annual Amount of \$912,500.00 for the Water Department

Motion: Approved.

C. Land - Consent Items

1. [M&C 20-0872](#) (CD 8) Authorize Execution of Amendment No. 1 to Lease Agreement with PeopleFund a 501(c)(3) Non-Profit Corporation, for Office Space at the James E. Guinn School Located at 1150 South Freeway

Motion: Approved.

2. [M&C 20-0881](#) (CD 8) Authorize Acquisition of a Permanent Sewer Facility Easement in Approximately 1.701 Acres of Land and a Temporary Construction Easement in Approximately 2.146 Acres of Land Located at 7413 and 7515 Anglin Drive, Being a Part of Blocks 44 and 45 of the Shelby County School Land Survey, Abstract No. 1375, City of Fort Worth, Tarrant County, Texas from Property Owned by Christine J. Panagopoulos for the Lake Arlington Lift Station and Gravity Main Project for a Total Purchase Price of \$150,000.00 and Pay Estimated Closing Costs in an Amount Up to \$5,000.00 for a Total Cost of \$155,000.00

Property description: A permanent sewer facility easement in approximately 1.701 acres of land, and a temporary construction easement in approximately 2.146 acres of land, being part of Block 45, Shelby County School Land Survey, Abstract No. 1375, City of Fort Worth, Tarrant County, located at 7413 and 7515 Anglin Drive

Motion: Approved.

3. [M&C 20-0882](#) (City of Arlington and CD 5) Authorize Acquisition of a Permanent Sewer Easement in Approximately 2.115 Acres of Land Located at 1000 W. Green Oaks Boulevard, Being a Portion of Lot 2R, Block 1 of the Orion Park Addition of the City of Arlington, Tarrant County, Texas from the Arlington Independent School District for the Lake Arlington Lift Station and Gravity Main Project for a Total Purchase Price of \$115,000.00 and Pay Estimated Closing Costs in an Amount of Up to \$4,000.00 for a Total Cost of \$119,000.00

Property description: 2.115 acres of land described as Lot 2R, Block 1, Orion Park Addition, City of Arlington, Tarrant County

Motion: Approved.

4. [M&C 20-0885](#) (CD 5) Authorize the Acceptance of Two Properties Located at 3221 and 3231 Strong Avenue by Quitclaim Deed from Thomas L. G. Ross to the City of Fort Worth, and Authorize the Direct Sale of the Same Two City Surplus Properties to Housing Channel, for a Total Cost of \$49,200.00, in Accordance with Section 272.001(g) of the Texas Local Government Code

Property description: Lots 11 and 13, Block 6, Englewood Heights Addition, First Filing, located at 3221 and 3231 Strong Avenue

Motion: Approved.

E. Award of Contract - Consent Items

1. [M&C 20-0861](#) (ALL) Authorize Execution of a Communications System Agreement with the City of Rhome for Participation in the City of Fort Worth's Public Safety Radio System for Interoperable Communications in Mutual Aid or Other Multi-Agency Operations at No Cost to the City of Fort Worth

Motion: Approved.

2. [M&C 20-0863](#) (ALL) Ratify Execution of a Cooperative Agreement with the United States Department of Housing and Urban Development to Process Housing Discrimination Cases for Fiscal Year 2020, Authorize Acceptance of Funds in the Amount Up to \$719,200.00 (Including Interest), Waive Indirect Costs, and Adopt Appropriation Ordinance

Motion: Approved. Appropriation Ordinance No. 24569-12-2020

3. [M&C 20-0871](#) (CD 9) Authorize Execution of Amendment No. 1 to City Secretary Contract No. 51838, an Economic Development Program Agreement with NT Window, Inc. for the Renovation and Use of an Existing Building at 2900 West Seminary Drive, to Increase the Business Personal Property Commitment and Revise the Deadlines Associated Therewith

Motion: Approved.

4. [M&C 20-0873](#) (CD 2, CD 3, CD 4, and CD 7) Authorize Execution of a Contract with Omega Contracting Inc., in the Amount of \$849,817.75 for 2021 Concrete Restoration Contract 2 at Various Locations

Motion: Approved.

5. [M&C 20-0875](#) (CD 7) Adopt a Resolution Authorizing the Execution of an Advance Funding Agreement with the Texas Department of Transportation in the Amount of \$328,563.00, of which the City of Fort Worth's Approximate Participation Amount is \$315,003.00, and State Participation in the Amount of \$13,560.00 for the Preliminary Engineering and Environmental Services to Widen Las Vegas Trail from Two-Lanes to Four-Lanes from Interstate Highway 820 to Approximately Quebec Drive, to Include Intersection, Traffic Signal, Sidewalk, and Stormwater Crossing Improvements, Adopt Appropriation Ordinance, and Amend the FY2021-2025 Capital Improvement Program

Motion: Approved. Resolution No. 5306-12-2020 and Appropriation Ordinance No. 24570-12-2020

6. [M&C 20-0876](#) (ALL) Adopt Appropriation Ordinances in the General Capital Projects Fund to Consolidate Three Programmable Street Maintenance Projects into One for which All have the Same Purpose for a Total Amount of \$3,654,126.06 and Amend the FY2021-2025 Capital Improvement Program

Motion: Approved. Appropriation Ordinance Nos. 24571-12-2020, 24572-12-2020, and 24573-12-2020

7. [M&C 20-0877](#) (CD 9) Rescind M&C 20-0661 Authorizing Revisions to Change Order Number 4 to the Construction Manager-at-Risk Agreement with McCarthy Building Companies, Inc., for the Final Works Package for the Construction of the Hemphill Street Connector Project and Authorize a Revised Change Order Number 4 for the Final Works Package for the Construction of the Hemphill Street Connector Project Reflecting a Credit in the Amount of \$4,567,222.00, Thereby Establishing the Final Contract Price of \$30,562,691.00

Motion: Approved.

8. [M&C 20-0878](#) (CD 8 and CD 9) Authorize Execution of Tax Increment Financing Development Agreement with the Board of Directors of Tax Increment Reinvestment Zone Number Four, City of Fort Worth, Texas (TIF 4), in an Amount Up to \$2,250,000.00 for Historic Southside Street Improvement Project, Authorize Acceptance of Funds from TIF 4, Adopt Appropriation Ordinance, and Amend the Fiscal Years 2021-2025 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 24574-12-2020

9. [M&C 20-0879](#) (CD 7) Authorize Execution of a Contract with McMahon Contracting L.P., in the Amount of \$271,607.51 for North University Drive Bridge Rehabilitation Over West Fork Trinity River Project

Motion: Approved.

10. [M&C 20-0889](#) (ALL) Ratify Application for and Authorize Acceptance of a Staffing for Adequate Fire and Emergency Response Grant from the United States Department of Homeland Security - Federal Emergency Management Agency for the Fire Department, in the Amount Up to \$9,556,320.00 and Adopt Appropriation Ordinance

Motion: Approved. Appropriation Ordinance No. 24575-12-2020

11. [M&C 20-0890](#) (CD 7) Ratify the Acceptance of the Fiscal Year 2020 Noise Mitigation Grant Agreement with the Federal Aviation Administration with Increased Award Amount of \$8,888,888.00 at Fort Worth Alliance Airport, Ratify the Acceptance of a Grant Award with the Federal Aviation Administration In the Amount of \$6,931,513.00 which Includes \$5,500,000.00 of Discretionary Funding, \$150,000.00 for Non-Primary Entitlement Funding, \$693,151.00 for Cargo Entitlement Funding and \$588,362.00 for the Coronavirus Aid, Relief and Economic Security Act Funding, and Adopt Appropriation Ordinance

Motion: Approved. Appropriation Ordinance No. 24576-12-2020

12. [M&C 20-0894](#) (CD 6) Authorize the Rejection of the Low Bid Contractor and Authorize the Execution of a Construction Contract with Lansford Company Inc. in the Amount of \$3,287,408.83 for the Construction of the Multi-Unit Box Hangar and Hangar Access Taxilane Project at Fort Worth Spinks Airport

Motion: Approved.

13. [M&C 20-0895](#) (CD 6) Authorize the Execution of an Engineering Services Agreement with Garver, LLC, in the Amount of \$204,050.00 for Construction Management Services for the Multi-Unit Box Hangar and Hangar Access Taxilane Project at Fort Worth Spinks Airport

Motion: Approved.

14. [M&C 20-0902](#) (ALL) Adopt Appropriation Ordinance in the Amount of \$1,300,000.00 to Fund the First Renewal with William J. Schultz, Inc., dba Circle C Construction Company, for Sanitary Sewer Main Extensions, Replacements and Relocations Contract 2019 for Various Locations Throughout the City

Motion: Approved. Appropriation Ordinance No. 24577-12-2020

15. [M&C 20-0905](#) (CD 2 and CD 9) Authorize Execution of Amendment No. 7 with Kimley-Horn and Associates, Inc., in the Amount Not to Exceed \$523,400.00 for Design and Easement Documents Associated with Water and Sanitary Sewer Main Relocations for the Trinity River Vision - Central City Project and the Trinity Uptown Service Area Phase 7

Motion: Approved.

PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. [20-0444](#) Notice of Claims for Alleged Damages and/or Injuries

End of Consent Agenda.

D. Planning & Zoning - Removed from Consent Agenda

1. [M&C 20-0862](#) (CD 9) Adopt Ordinance Vacating a Portion of an Alley in Block 8, Grandview Addition and a Portion of a Public Access Easement in Block 1, Cook Children's Medical Center Addition to be Replatted with the Adjoining Property for a New Parking Garage and Hospital Expansion

Mayor Pro tem Jordan advised that he filed a Conflict of Interest Affidavit with the City Secretary's Office pertaining to M&C 20-0862 and would abstain from voting on this issue.

Motion: Council Member Zadeh made a motion, seconded by Council Member Shingleton, that M&C 20-0862 be approved and Ordinance No. 24578-12-2020 be adopted. Motion passed 7-0, with one abstention from Mayor Pro tem Jordan and Council Member Moon absent.

SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC. - NONE

There were no special presentations, introductions, etc.

ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events

Mayor Price and Council Members Bivens, Shingleton, Allen Gray, and Zadeh 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

1. Changes in Membership on Boards and Commissions

Motion: On behalf of the Legislative and Intergovernmental Affairs Committee, Council Member Shingleton made a motion, seconded by Mayor Pro tem Jordan, that the following individuals be appointed to the following boards/commission effective December 1, 2020, and with terms expiring as reflected:

Capital Improvements Advisory Committee for Transportation Impact Fees

- Mr. Jarrett Wilson; Alternate; with a term expiring October 1, 2021
- Ms. Mariana Fletcher; Alternate, with a term expiring October 1, 2021

Community Action Partners

- Mr. Jerome Johnson, with a term expiring October 1, 2022

Motion passed 8-0, Council Member Moon absent.

[20-1093](#) Board Appointments - District 8

Motion: Council Member Allen Gray made a motion, seconded by Council Member Shingleton, that Ms. Robyne Kelly be appointed to Place 8 on the Community Development Council effective December 1, 2020, and with a term expiring October 1, 2022. Motion passed 8-0, Council Member Moon absent.

PRESENTATIONS AND/OR COMMUNICATIONS FROM BOARDS, COMMISSIONS AND/OR CITY COUNCIL COMMITTEES - NONE

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

RESOLUTIONS

1. [20-1090](#) A Resolution to Continue the Mayor's August 2, 2020 Executive Order Regarding Face Coverings to March 2, 2021

Motion: Council Member Byrd made a motion, seconded by Council Member Zadeh, that Resolution No. 5307-12-2020 be adopted. Motion passed 8-0 Council Member Moon absent.

2. [20-1089](#) A Resolution Designating the Como Neighborhood as the Neighborhood Improvement Program Target Area for Fiscal Year 2021 and Supporting the use of \$3,190,000.00 in Capital Funds for the Program

Mr. Bob Willoughby, 617 Fay Boulevard, appeared before Council undecided relative to the resolution and was recognized by Mayor Price but was not present in the Council Chamber.

Motion: Council Member Byrd made a motion, seconded by Mayor Pro tem Jordan, that Resolution No. 5308-12-2020 be adopted. Motion passed 8-0, Council Member Moon absent.

3. [20-1088](#) A Resolution Requesting that the United States Department of Housing and Urban Development Grant an Exception as Authorized by the Community Development Block Grant Regulations for a Potential Conflict of Interest so that Gloria Moore, An Immediate Family Member of Sherelle Rhodes, A Neighborhood Services Department Employee, May Participate in the City's Priority Repair Program which Benefits Low Income Homeowners

Motion: Council Member Byrd made a motion, seconded by Council Member Shingleton, that Resolution No. 5309-12-2020 be adopted. Motion passed 8-0, Council Member Moon absent.

PUBLIC HEARING

1. [M&C 20-0858](#) (CD 8) Conduct Public Hearing, Adopt Resolution Supporting the Application of the Hickman Family Limited Partnership for a Municipal Setting Designation for the Property Located Near the Intersection of Interstate Highway 35 West and West Risinger Road, Fort Worth, Texas, to the Texas Commission on Environmental Quality, and Adopt Ordinance Prohibiting the Potable Use of Designated Groundwater from Beneath the Site Pursuant to Chapter 12.5, Article IV, Division 2 “Municipal Setting Designation” (Continued from a Previous Meeting)

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

Mayor Price opened the public hearing.

a. Report of City Staff

Mr. Cody Whittenburg, Code Compliance Department, appeared before Council and provided a staff report.

b. Public Comment

There were no public comments.

c. Council Action

Motion: Council Member Allen Gray made a motion, seconded by Council Member Shingleton, that the public hearing be closed, M&C 20-0858 be approved and Resolution No. 5310-12-2020 and Ordinance No. 24579-12-2020 be adopted. Motion passed 8-0, Council Member Moon absent.

2. [M&C 20-0907](#) (CD 6) Conduct a Public Hearing to Consider the Amended and Restated Service and Assessment Plan for Fort Worth Public Improvement District 17 – Rock Creek Ranch and Adopt Ordinance Approving the Amended and Restated Service and Assessment Plan for the Fort Worth Public Improvement District 17 – Rock Creek Ranch, Which Includes Amended Assessment Rolls (Continued from a Previous Meeting)

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

Mayor Price opened the public hearing.

a. Report of City Staff

Mr. John Samford, Financial Management 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 Jordan made a motion, seconded by Council Member Shingleton, that the public hearing be closed and M&C 20-0907 be continued to the December 15, 2020, Council meeting. Motion passed 9-0.

ZONING HEARING

The City Council, at its meeting of November 10, 2020, continued Zoning Docket ZC-20-099.

1. [ZC-20-099](#) (CD 7) Hall-Nance Ranches Ltd.; David Nance; Daniel Nance, Generally bounded by Diamondback Lane, John Day Road, Fort Worth city limits, Sendera; From: "AG" Agricultural, "A-5" One-Family, "R2" Townhouse/Cluster, "C" Medium Density Multifamily, "E" Neighborhood Commercial "G" Intensive Commercial "I" Light Industrial, PD 637 To: "A-5" One-Family, "CR" Low Density Multifamily, "UR" Urban Residential "E" Neighborhood Commercial, "F" General Commercial, "MU-1" Low Intensity Mixed Use, "I" Light Industrial 1147.61 acres (Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)

The following individuals completed speaker cards in support of Zoning Docket ZC-20-099 and were recognized by Mayor Price but did not wish to address Council.

Mr. Thomas Turet, 1300 South University Drive (via conference call)

Mr. Patrick Deen, 3900 West 7th Street

Mr. David Nance, 8401 Perth Court

Motion: Council Member Shingleton made a motion, seconded by Council Member Byrd, that Zoning Docket ZC-20-099 be approved. Motion passed 9-0.

The City Council, at its meeting of October 20, 2020, continued Zoning Docket ZC-20-109.

2. [ZC-20-109](#) (CD5) Jose Reyes, 6836 Brentwood Stair Road; From: "B" Two-Family To: "CR" Low Density Multifamily 0.36 acres (Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)

Mr. Bob Willoughby, 617 Fay Boulevard, appeared before Council in opposition to Zoning Docket ZC-20-109 and presented a video.

Motion: Council Member Bivens made a motion, seconded by Council Member Moon, that Zoning Docket ZC-20-109 be denied without prejudice. Motion passed 9-0.

The City Council, at its meeting of November 10, 2020, continued Zoning Docket ZC-20-124.

3. [ZC-20-124](#) (CD 7) North Presidio, LLC, 9200 - 9400 blocks Tehama Ridge Pkwy; From: "G" Intensive Commercial with I-35W Central Zone Overlay To: "UR" Urban Residential with I-35 Central Zone Overlay 18.80 acres (Recommend for Approval by the Zoning Commission) (Continued from a Previous Meeting)

The following individuals completed speaker cards in support of Zoning Docket ZC-20-124 and were recognized by Mayor Price but they were not present in the Council Chamber.

Mr. Ray Oujesky, 201 Main Street, Suite 2500

Mr. Blake Zale, 8333 Douglas Avenue, Suite 1500, Dallas, Texas

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Jordan, that Zoning Docket ZC-20-124 be continued to the January 12, 2021, Council meeting. Motion passed 9-0.

There being no one else present desiring to be heard in connection with the recommended changes and amendments pertaining Zoning Ordinance No. 21653-02-2015 for the above-listed cases, Council Member Shingleton made a motion, seconded by Mayor Pro tem Jordan, that the hearing be closed, and Ordinance No. 24580-12-2020 be adopted. Motion passed 9-0.

REPORT OF THE CITY MANAGER

B. General

1. [M&C 20-0869](#) (ALL) Authorize an Amendment to the Trust Agreement for The Fort Worth Permanent Fund for a One-Time Distribution of Corpus in the Amount of \$11,085,000.00 with the Intent of Funding Open Space Acquisition and Adopt Appropriation Ordinances

Mr. David Fulson, 8101 John T. White, completed a speaker card in support of M&C 20-0869 and was recognized by Mayor Price but was not present in the Council Chamber.

Motion: Mayor Pro tem Jordan made a motion, seconded by Council Member Byrd, that M&C 20-0869 be approved and Appropriation Ordinance Nos. 24581-12-2020 and 24582-12-2020 be adopted. Motion passed 9-0.

D. Land

1. [M&C 20-0859](#) (CD 6) Adopt Resolution Authorizing Condemnation by Eminent Domain to Acquire 5.2967 Acres in Permanent Right-of-Way Easement, 0.891 Acres in Permanent Drainage Easement, 0.6378 Acres in Permanent Slope Easement and 1.0085 Acres for Temporary Construction Easements from Real Property Owned by Meng Zhu-Shen, Located Approximately 0.7 Miles East of W. Cleburne Road and 0.1 Miles West of Carson Ranch Road on the South Side of N. Crowley Cleburne Road in the Moses Walters Survey, Abstract No. 1598, City of Fort Worth, Tarrant County, Texas, for the McCart Avenue/McPherson Boulevard Project (2014 Bond Program)

Motion: Mayor Pro tem Jordan made a motion, seconded by Council Member Shingleton, that M&C 20-0859 be approved to adopt Resolution No. 5311-12-2020 authorizing use of the power of eminent domain to acquire 5.2967 acres in right-of-way easement, 0.891 acres in permanent drainage easement, 0.6378 acres in permanent slope easement and 1.0085 acres for temporary construction easements from real property owned by Meng Zhu-Shen. The property is needed for the McCart Avenue/McPherson Boulevard Project, a public use that will extend McCart Avenue from Twin Leaf Drive to N. Crowley-Cleburne Road and McPherson Boulevard from Cleburne Road to the future McCart Avenue. The land rights in the subject property are needed for new travel lanes, storm drainage improvements, sidewalks, and streetlights. The property is located approximately 0.7 miles east of W. Cleburne Road and 0.1 miles west of Carson Ranch Road on the south side of N. Crowley Cleburne Road in the Moses Walters Survey, Abstract No. 1598, City of Fort Worth, Tarrant County, Texas. The property interests to be acquired are described by metes and bounds and depicted by survey exhibits attached to this Mayor and Council Communication. Motion passed 9-0.

2. [M&C 20-0860](#) (CD 6) Adopt Resolution Authorizing Condemnation by Eminent Domain to Acquire 0.003 Acres in Permanent Right-of-Way Easement and 0.067 Acres for a Temporary Construction Easement from Improved Property Owned by Miranda, Inc., Located at the Corner of S. Hulen Street and Walraven Circle in the Wedgwood Addition, Block 57, Tract A, City of Fort Worth, Tarrant County, Texas, for the Hulen Street at Granbury Road Intersection Improvements Project (2018 Bond Program)

Motion: It was the consensus of the City Council that M&C 20-0860 be withdrawn from the Council Agenda.

3. [M&C 20-0884](#) (CD 5) Authorize the Acquisition of a Fee Simple Interest in Approximately Twenty-Four (24) Acres of Land Located at 840 Cooks Lane from the Fort Worth Independent School District in the Amount of \$750,000.00, Authorize the Payment of Estimated Closing Costs in the Amount of \$12,000.00, Dedicate the Property as Parkland as an Addition to Cobblestone Trail Park, Adopt Appropriation Ordinance, and Amend the FY2021-2025 Capital Improvement Plan

The following individuals appeared before Council in support of M&C 20-0884:

Mr. Dave Fulson, 8101 John T. White Road

Mr. James Hook, 847 Cooks Lane

Ms. DeDe Smith, 8000 Lowry Road (provided pictures)

Ms. Karen Flint, 705 Sunrise Court, completed a speaker card in support of M&C 20-0884 and was recognized by Mayor Price but did not wish to address Council.

Motion: Council Member Bivens made a motion, seconded by Council Member Zadeh, that M&C 20-0884 be approved and Appropriation Ordinance No. 24583-12-2020 be adopted. Motion passed 9-0.

PUBLIC PRESENTATIONS - The City Council may not discuss or deliberate about a topic not specifically listed on the Agenda, including those presented during the Public Comments section of the Agenda (Tex. Gov't Code § 551.042)

1. [20-0611](#) Public Presentations

Mr. Bob Willoughby, 617 Fay Boulevard, appeared before Council relative to City Council, Code Compliance, and redistricting.

Ms. Janet Brown, P.O. Box 11251, completed a Public Presentation card relative to redistricting and was recognized by Mayor Price but was not present in the Council Chamber.

The following individuals appeared before Council relative to redistricting:

Mr. Bruce Miller, 3932 Wayburn Drive (via conference call)

Mr. Fernando Florez, 2740 Hemphill (via conference call)

Ms. Jill Freer, 2916 Merrimac Street (via conference call)

Mr. Jim DeLong, 8704 Granite Court, appeared before Council via conference call relative to building train tracks.

ADJOURNMENT

There being no further business, Mayor Price adjourned the meeting at 8:07 p.m.