

CITY OF FORT WORTH, TEXAS
CITY COUNCIL MEETING
TUESDAY, MARCH 2, 2021

Present:

Mayor Betsy Price
Mayor Pro tem Jungus Jordan, District 6
Council Member Carlos Flores, District 2
Council Member Brian Byrd, District 3
Council Member Cary Moon, District 4
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 Fullewider, City Attorney
Mary J. Kayser, City Secretary

CALL TO ORDER

With a quorum of the City Council Members present, Mayor Price called the City Council Regular Session of the Fort Worth City Council to order 7:03 p.m. on Tuesday, March 2, 2021, in the City Council Chamber of the Fort Worth City Hall, 200 Texas Street, Fort Worth, Texas.

INVOCATION - Father Andrew Powell, St. Timothy Episcopal Church

The invocation was provided by Father Andrew Powell, St. Timothy Episcopal Church.

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 February 23, 2021, be approved. Motion passed 9-0.

1. [21-1178](#) Minutes - February 23, 2021 Work Session
2. [21-1179](#) Minutes - February 23, 2021 Regular Meeting

ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

There were no items withdrawn from the Consent Agenda.

ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

There were no items to be continued or withdrawn by staff.

CONSENT AGENDA

Motion: Council Member Shingleton made a motion, seconded by Council Member Byrd, that the Consent Agenda be approved. Motion passed 9-0.

A. General - Consent Items

1. [M&C 21-0137](#) (ALL) Ratify the Application for and Authorize Acceptance of a Grant from the Texas Historical Commission in the Total Amount of \$48,875.00 to Support the City of Fort Worth's Historic Resources Survey and Adopt Appropriation Ordinances

Motion: Approved. Appropriation Ordinance No. 24721-03-2021 and 24722-03-2021

2. [M&C 21-0145](#) (ALL) Adopt Appropriation Ordinances in the Amount of \$900,000.00 for Inspection Fees for Community Facility Agreement Projects within the Community Facility Agreement Developer Fund, Delegate Authority to Affect Financial Transactions within the Community Facility Agreement Projects Up to the Budgeted Total and Amend the FY 2021-2025 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 24723-03-2021

3. [M&C 21-0151](#) (CD 8) Authorize the Temporary Closure of Oak Grove Road between Enon Avenue and Albertsons Parkway from February 17, 2021 to June 1, 2021 for Construction Activities

Motion: Approved.

4. [M&C 21-0158](#) (ALL) Approve Reserve Officer Appointed by the Chief of Police to Serve in a Supplementary Capacity for the Police Department

Motion: Approved.

5. [M&C 21-0159](#) (ALL) Adopt Ordinance Appointing the Substitute Municipal Judges for a Two-Year Term Commencing April 1, 2021, and Ending March 31, 2023

Motion: Approved. Ordinance No. 24724-03-2021

6. [M&C 21-0162](#) (CD 3 and ETJ) Adopt Ordinance to Establish a Water Main Capacity Charge in the Amount of \$147,753.44 per Million Gallons per Day for the Westside III Palmilla Springs 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. 24725-03-2021

7. [M&C 21-0164](#) (CD 3 and CD 6) Adopt Ordinance to Establish a Water Main Capacity Charge in the Amount of \$84,083.64 per Million Gallons per Day for the Tavolo Park Phase 2 Southside III 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. 24726-03-2021

8. [M&C 21-0165](#) (CD 2 and CD 9) Adopt Ordinance to Establish a Water Main Capacity Charge in the Amount of \$125,379.07 per Million Gallons per Day for a 12-Inch Holly Water Main to Serve The View of Fort Worth Development, Pursuant to Chapter 35, Water and Sewers, Article III, Division IV, Sections 35-90 through 35-92 of the City Code

Motion: Approved. Ordinance No. 24727-03-2021

9. [M&C 21-0166](#) (CD 9) Authorize Execution of Change Order No. 5 to City Secretary Contract No. 48599, with 2L Construction, LLC, in the Amount of \$259,834.59 for a Revised Contract Amount of \$2,074,073.04 for the Trinity Trails Clear Fork-East Bank Extension Project

Motion: Approved.

10. [M&C 21-0167](#) (ALL) Authorize Increase in Contract Authority by \$2,015,308.26 for a Total Fiscal Year 2020-2021 Amount of \$8,038,641.59 for the City's Home Repair Programs with a Portion Dedicated to the Waterline Assistance Through Emergency Repairs Program in Response to the 2021 Texas Severe Winter Storm to Provide Emergency Repairs, Authorize a Temporary Amendment to the Priority Repair Program Eligibility Requirements for Waterline Assistance through Emergency Repairs Program Repairs Only, Authorize Substantial Amendments to the 2019-2020 and 2020-2021 Housing and Urban Development Action Plans to Allocate \$2,015,308.26 in Additional Community Development Block Grant Funding for the Priority Repair Program, Authorize Plumbing Permit Fee Waivers and Find that Funding the Waterline Assistance through Emergency Repairs Program and Waiving Plumbing Permit Fees Serve a Public Purpose

Motion: Approved.

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

1. [M&C 21-0139](#) (ALL) Authorize Increase to Cooperative Agreement with Fastenal Company in the Amount of \$100,000.00 for a New Total Annual Amount of \$300,000.00 for Facilities Maintenance, Repair and Operations, and Industrial Supplies for All City Departments

Motion: Approved.

2. [M&C 21-0140](#) (ALL) Authorize Service Agreements with New Era Contract Services LLC, Santos R. Chazarreta, d/b/a MJJ Construction, and Foodie Enterprises, Inc. d/b/a Q&R Properties for Boarding and Securing Services with a Combined Annual Amount up to \$152,000.00 with a One-Year Initial Term and Authorize Four One-Year Renewal Options for the Code Compliance Department

Motion: Approved.

3. [M&C 21-0141](#) (ALL) Authorize Execution of an Amendment to Increase Non-Exclusive Purchase Agreements with Midwest Veterinary Supply, Inc. and MWI Animal Health for Veterinary Supplies and Pharmaceuticals by \$175,000.00 for a New Annual Amount of \$875,000.00 for the Code Compliance Department

Motion: Approved.

4. [M&C 21-0143](#) (ALL) Authorize Amendment to Existing Purchase Agreement with EAN Holdings, LLC for Vehicle Rentals in an Annual Amount Up to \$1,000,000.00 Using a Tarrant County Cooperative Contract for All City Departments

Motion: Approved.

D. Planning & Zoning - Consent Items

1. [M&C 21-0138](#) (CD 5) Adopt Ordinance Vacating a Portion of Cook Drive, Conway Drive and Mohawk Court to be Replatted with the Adjoining Property for a Mini Warehouse and Commercial Development

Mr. Michael Clark, 6750 Highcrest Plaza, Suite 215, Dallas, Texas, completed a speaker card in support of M&C 21-0138 and was recognized by Mayor Price but did not wish to address Council.

Motion: Approved. Ordinance No. 24728-03-2021

E. Award of Contract - Consent Items

1. [M&C 21-0136](#) (CD 4) Authorize Execution of an Artwork Commission Agreement with FYOOG, LLC in an Amount Up to \$103,600.00 for Fabrication, Delivery, Installation, and Contingencies for Artwork at the East Regional Library, 6301 Bridge Street, 76112

Motion: Approved.

2. [M&C 21-0144](#) (CD 4) Authorize Execution of a Contract with McClendon Construction Company, Inc. in the Amount of \$1,537,331.40 for Construction of Paving, Traffic Signal and Illumination Improvements for North Beach Street and Basswood Boulevard (2018 Bond Program)

Motion: Approved.

3. [M&C 21-0147](#) (CD 4) Authorize Execution of a Contract with Reliable Paving, Inc. in the Amount of \$3,211,162.73 for Construction of Paving, Drainage and Traffic Signal Improvements for Kroger Drive Phase II from Ray White to Park Vista Circle (2018 Bond Program)

Motion: Approved.

4. [M&C 21-0148](#) (CD 2) Authorize Execution of an Engineering Agreement with Lockwood, Andrews & Newnam, Inc. in the Amount Not to Exceed \$714,761.00 for the 28th Street at Decatur Hazardous Road Overtopping Mitigation Project

Motion: Approved.

5. [M&C 21-0149](#) (ALL) Authorize Execution of an Engineering Agreement with TranSystems Corporation dba TranSystems Corporation Consultants, in an Amount Not to Exceed \$650,000.00 for the Stormwater Hazardous Road Overtopping Mitigation Safety and Closure Improvements Citywide Project

Motion: Approved.

6. [M&C 21-0150](#) (CD 6) Authorize Execution of a Contract with Alan Plummer and Associates, Inc. d/b/a Plummer Associates, Inc. in the Amount of \$375,470.00 for the Design of the Westcreek Channel Rehabilitation Project

Motion: Approved.

7. [M&C 21-0157](#) (ALL) Authorize Execution of an Agreement with the United States Secret Service for Participation in the Cyber Fraud Task Force, Authorize the Acceptance of Funds in an Amount Up to \$15,000.00 for the Reimbursement of Overtime Costs and Other Expenses for Participation in the Cyber Fraud Task Force, and Adopt Appropriation Ordinance

Motion: Approved. Appropriation Ordinance No. 24729-03-2021

8. [M&C 21-0160](#) (CD 2) Authorize the Execution of Amendment No. 3 to City Secretary Contract No. 45163, an Engineering Services Agreement with Garver LLC, to Increase the Contract Amount by \$312,941.00 for Additional Design of the Airport Frontage Improvements Project at Fort Worth Meacham International Airport

Motion: Approved.

9. [M&C 21-0161](#) (CD 3) Authorize Execution of an Interlocal Agreement with Aledo Independent School District, with City Participation in the Amount Not to Exceed \$222,928.00 for Oversizing an 8-Inch Sewer Main to a 21-Inch Sewer Main for Future Anticipated Growth in the West Side of Fort Worth and to Serve the Aledo Middle School No. 2 and Adopt Appropriation Ordinance

Motion: Approved. Appropriation Ordinance No. 24730-03-2021

10. [M&C 21-0163](#) (CD 2) Adopt Appropriation Ordinance in the Amount of \$83,840.00 for Increased Project Costs for Sanitary Sewer Rehabilitation, Contract 99

Motion: Appropriation Ordinance No. 24731-03-2021

PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. [21-1277](#) Notice of Claims for Alleged Damages or Injuries

End of Consent Agenda.

SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. Presentation of Proclamation for COVID-19 and Survivors Memorial Day

Presented By: Mayor Betsy Price

Presented To: Chief James Davis, Chief Neil Noakes and Brandon Bennett

Mayor Betsy Price presented a proclamation for COVID-19 and Survivors Memorial Day to Chief James Davis, Fire Department, Chief Neil Noakes, Police Department, and Mr. Brandon Bennett, Code Compliance Department.

2. Presentation of Proclamation for The Future is Bright: A Week of Suicide Prevention

Presented By: Council Member Brian Byrd

Presented To: Joceline Rojas, FWISD's United Voices for Change

Council Member Bryan Bird presented a proclamation for The Future is Bright: A Week of Suicide Prevention to Ms. Joceline Rojas, FWISD's United Voices for Change.

ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events

Council Member Bivens expressed disappointment in the Governor taking down the mask mandate.

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

There were no presentations by the City Council.

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. [21-1385](#) A Resolution to Continue the Mayor's August 2, 2020 Executive Order Regarding Face Coverings to May 18, 2021

Motion: Council Member Byrd made a motion, seconded by Council Member Shingleton, that the resolution be withdrawn. Motion passed 7-2, Council Members Allen Gray and Zadeh casting the dissenting votes.

2. [21-1386](#) A Resolution Authorizing the City Attorney to File a Lawsuit Entitled City of Fort Worth v. Shea O'Neill

Motion: Council Member Shingleton made a motion, seconded by Council Member Moon, that Resolution No. 2356-03-2021 be adopted. Motion passed 9-0.

PUBLIC HEARING

1. [M&C 21-0135](#) (ALL) Conduct Public Hearing on the Proposed City of Fort Worth 2021 Comprehensive Plan and Adopt Ordinance Approving the City of Fort Worth 2021 Comprehensive Plan

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

Mayor Price opened the public hearing.

a. Report of City Staff

Mr. Eric Fladager, Planning and Data Analytics Department, appeared before Council and provided a staff report.

b. Public Comment

There were no public comments.

c. Council Action

Motion: Council Member Shingleton made a motion, seconded by Council Member Byrd, that the public hearing be closed, M&C 21-0135 be approved and Ordinance No. 24732-03-2021 be adopted. Motion passed 9-0.

ZONING HEARING

The City Council, at its meeting of February 2, 2021, continued Zoning Docket ZC-20-181:

1. [ZC-20-181](#) (CD 5) Mizael Becerra, 4900 Parker Henderson Road; From: "A-5" One-Family To: "I" Light Industrial, 2.09 ac. (Recommended for Approval by the Zoning Commission) (Continued from a Previous Week)

The following individuals appeared before Council in support of Zoning Docket ZC-20-181:

Mr. Ray Oujesky, 201 Main Street, Suite 2500
Mr. Luke Umfress, P.O. Box 140

The following individuals appeared before Council in opposition to Zoning Docket ZC-20-181:

Ms. Alice Moore, 4805 Tahoe Drive (via conference call)
Ms. Sherry Warren Dukes, 4420 East Kellis Drive
Ms. Letitia Wilbourn, P.O. Box 15670
Ms. Tina James, 5021 Cottey Street
Ms. MarTayshia James, 5021 Cotty Street

Motion: Council Member Bivens made a motion, seconded by Council Member Flores, that Zoning Docket ZC-20-181 be continued to the March 9, 2021, Council meeting. Motion passed 8-0, Council Member Zadeh 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 February 14, 2021.

2. [ZC-20-170](#) (CD 6) Fort Worth Deer Creek, LP, 9915 Crowley Road; From: “A-5” One-Family To: “R1” Zero Lot Line/Cluster, “E” Neighborhood Commercial 16.88 ac. (Recommended for Approval as Amended by the Zoning Commission)

Mr. Edward Eckhart, 2405 Mustang Drive, appeared before Council in support of Zoning Docket ZC-20-170.

Mr. William Parker, 1801 Clark Road, Crowley, Texas, appeared before Council undecided relative to Zoning Docket ZC-20-170.

Motion: Mayor Pro tem Jordan made a motion, seconded by Council Member Shingleton, that Zoning Docket ZC-20-170 be continued to the March 23, 2021, Council meeting. Motion passed 9-0.

3. [ZC-21-005](#) (CD 3) James Cushman, 4920 Ridglea Lane; From: “B” Two-Family To: “R2” Townhouse/Cluster .25 ac. (Recommended for Approval by the Zoning Commission)

Ms. Mary Nell Pool, 2918 Wingate, Suite 100, completed a speaker card in support of Zoning Docket ZC-21-005 and was recognized by Mayor Price but did not wish to address Council.

Mr. Judd Pritchard, 6051 Valley View Drive, completed a comment card in opposition to Zoning Docket ZC-21-005.

Motion: Council Member Byrd made a motion, seconded by Mayor Pro tem Jordan, that Zoning Docket ZC-20-005 be approved. Motion passed 9-0.

4. [ZC-20-139](#) (CD 8) Noe Piedra, 2300 McCurdy Street; To: Add a Conditional Use Permit for outdoor storage in “I” Light Industrial 2.39 ac. (Recommended for Denial by the Zoning Commission) (Continued from a Previous Week)

Ms. Yadira M. Garcia, 5817 Westbrook Drive, appeared before Council via conference call in support of Zoning Docket ZC-20-139.

Motion: Council Member Allen Gray made a motion, seconded by Council Member Shingleton, that Zoning Docket ZC-20-139 be continued to the March 9, 2021, Council meeting. Motion passed 9-0.

City Secretary Kayser advised that Site Plan SP-21-002 was in District 6 and not in District 3.

5. [SP-21-002](#) (CD 3) Pate Ranch Commercial LP, 7400 block Prairieside Dr; To submit required site plan for PD 1064 8.70 ac. (Recommended for Approval by the Zoning Commission)

Mr. Travis Clegg, 9800 Hillwood Parkway, appeared before Council in support of Site Plan SP-01-002 and was recognized by Mayor Price but did not wish to address Council.

Motion: Mayor Pro tem Jordan made a motion, seconded by Council Member Shingleton, that Site Plan SP-21-002 be approved. Motion passed 9-0.

6. [ZC-21-011](#) (CD 5) Carey Street Holdings LLC, 4301 Carey Street; To: Add a Conditional Use Permit for outdoor non-accessory storage in "I" Light Industrial 3.00 ac. (Recommended for Approval by the Zoning Commission) (Continued from a Previous Week)

Mr. Ray Oujesky, 201 Main Street, Suite 500, completed a speaker card ZC-21-011 and was recognized by Mayor Price but did not wish to address Council.

Motion: Council Member Bivens made a motion, seconded by Council Member Flores, that Zoning Docket ZC-21-011 be continued to the March 9, 2021, Council meeting. Motion passed 9-0.

7. [ZC-21-012](#) (CD 6) Bloomfield Homes, 5832 Eastland Street; From: "A-5" One-Family, "C" Medium Density Multifamily, "E" Neighborhood Commercial To: "A-5" One-Family, "C" Medium Density Multifamily, "E" Neighborhood Commercial 53.87 ac. (Recommended for Approval by the Zoning Commission)

Mr. Edward Eckhart, 2405 Mustang Drive, Grapevine, Texas, completed a speaker card in support of Zoning Docket ZC-21-012 and was recognized by Mayor Price but did not wish to address Council.

Motion: Mayor Pro tem Jordan made a motion, seconded by Council Member Shingleton, that Zoning Docket ZC-21-012 be approved. Motion passed 9-0.

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8. [ZC-21-013](#) (CD 6) Gabriel Southwest LLC, 9500 - 9700 blocks of Brewer Boulevard; From: "C" Medium Density Multifamily To: Planned Development for all uses in "D" High Density Multifamily plus detached multifamily use, with development regulations for building orientation, fencing, and open space; waiver to MFD submittal for cottage community only; site plan included .15 ac. (Recommended for Approval by the Zoning Commission)

Mr. Daniel Smith, 5125 Meadowlark Drive, Plano, Texas, completed a speaker card in support of Zoning Docket ZC-21-013 and was recognized by Mayor Price but did not wish to address Council.

Motion: Mayor Pro tem Jordan made a motion, seconded by Council Member Shingleton, that Zoning Docket ZC-21-013 be approved. Motion passed 9-0.

9. [ZC-21-015](#) (CD 5) Daniel Santos, 3201 Avenue L; From: "ER" Neighborhood Commercial Restricted To: "A-7.5" One-Family .18 ac. (Recommended for Approval by the Zoning Commission)

The following individuals completed comment cards in support of Zoning Docket ZC-21-015:

Mr. Daniel Santos, 1721 East Crosby Road
Ms. Carmen Santos, 1721 East Crosby Road

Motion: Council Member Bivens made a motion, seconded by Council Member Flores, that Zoning Docket ZC-21-015 be approved. 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 Bivens made a motion, seconded by Council Member Flores, that the hearing be closed, and Ordinance No. 24733-03-2021 be adopted. Motion passed 9-0.

REPORT OF THE CITY MANAGER

B. General

1. [M&C 21-0142](#) (CD 7) Authorize Execution of the Following Agreements Related to the Development of a Hotel, Office, and Residential Complex at the Intersection of Camp Bowie Boulevard and Van Cliburn Way by Crescent Real Estate, LLC or Affiliates (Crescent): Lease Agreement, including Option to Purchase, with Central City Local Government Corporation for Two Future Parking Garages to be Acquired from Crescent; One or More Sublease Agreements with Crescent for the Garages, Including a Chapter 380 Grant Component and Assignment of the City's Option to Purchase; and a Related Hotel Room Block Agreement; and Authorize an Independent Agreement with Crescent for the Loan of up to \$900,000 through the City's EPA Revolving Brownfields Loan Program

Mr. Wade Chappell, 2913 Handley Drive, appeared before Council undecided relative to M&C 21-0142.

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Jordan, that M&C 21-0142 be approved. Motion passed 9-0.

2. [M&C 21-0152](#) (CD 5) Accept Funds in an Amount Up to \$18,500,000.00 from the Tax Increment Reinvestment Zone Number Fourteen - Trinity Lakes, City of Fort Worth, Texas, Authorize Execution of a Professional Engineering Services Agreement with Kimley-Horn and Associates, Inc. in an Amount Not to Exceed \$366,085.00 for the Design of Trinity Blvd. - 820-Salado Ph1, Adopt Appropriation Ordinances and Amend the FY2021-2025 Capital Improvement Program

Motion: Council Member Bivens made a motion, seconded by Council Member Shingleton, that M&C 21-0152 be approved and Appropriation Ordinance Nos. 24734-03-2021 and 24735-03-2021 be adopted. Motion passed 9-0.

D. Land

1. [M&C 21-0153](#) (CD 5) Adopt Resolution Authorizing Condemnation by Eminent Domain to Acquire 0.016 Acres for a Permanent Sewer Easement and 0.418 Acres for Temporary Construction Easements from Improved Property Owned by the Elliot and Lillian, LLC Located At 5501 IH 20 East of the Intersection of East Loop 820 South and North of Interstate Highway 20, Situated in Lot 3, Block 1 of Postwood Business Park Addition, Tarrant County, Texas, for the Lake Arlington Force Main and Lift Station Project

Motion: Council Member Bivens made a motion, seconded by Council Member Shingleton, that M&C 21-0142 be approved and the Fort Worth City Council adopt Resolution No. 5357-03-2021 authorizing use of the power of eminent domain to acquire 0.016 acres in permanent easement and a total of 0.418 acres for temporary construction easements from improved property owned by Elliot and Lillian, LLC. The property is needed for the Lake Arlington Force Main and Lift Station Project, a public use that will increase sewer capacity for the Village Creek Wastewater Basin. The property is located at 5501 IH 20, east of the intersection of East Loop 820 South and north of IH 20 in the Postwood Business Park Addition Lot 3, Block 1, in Tarrant County, Texas. The property interest to be acquired is described by metes and bounds and depicted by survey exhibits attached to this Mayor and Council Communication. Motion passed 9-0.

2. [M&C 21-0154](#) (CD 5) Adopt Resolution Authorizing Condemnation by Eminent Domain to Acquire 1.076 Acres in Permanent Sewer Easement and 2.247 Acres for a Temporary Construction Easement from Improved Property Owned by 7000 Rosedale Partners, LLC, Located at 7000 East Rosedale Street, South of East Rosedale Street and North of Lake Arlington in a Portion of Lot 3R, Tract 3, Lake Arlington Industrial Park, City of Fort Worth, Tarrant County, Texas, for the Lake Arlington Force Main and Lift Station Project

Motion: Council Bivens made a motion, seconded by Council Member Shingleton, that M&C 21-0154 be approved and the Fort Worth City Council adopt Resolution No. 5358-03-2021 authorizing use of the power of eminent domain to acquire 1.076 acres in permanent sewer easement and 2.247 acres for a temporary construction easement from improved property owned by 7000 Rosedale Partners, LLC. The property is needed for the Lake Arlington Lift Station and Force Main project, a public use that will construct public sewer improvements to increase conveyance capacity necessary to handle projected growth within the Village Creek Wastewater Basin. The property is located at 7000 East Rosedale Street, south of the East Rosedale Street and north of Lake Arlington, in the Lake Arlington Industrial Park, Lot 3R, Tract 3, 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.

3. [M&C 21-0155](#) (CD 5) Adopt Resolution Authorizing Condemnation by Eminent Domain to Acquire 0.441 Acres in Permanent Sewer Easement and 1.291 Acres for a Temporary Construction Easement from Improved Property Owned by VSB Investments, LLC, Located East of the Intersection of East Loop 820 South and Martin Street in the James W. Daniel Survey, Abstract 395, in the City of Fort Worth, Tarrant County, Texas, for the Lake Arlington Lift Station and Force Main Project

Motion: Council Member Bivens made a motion, seconded by Council Member Shingleton, that M&C 21-0154 be approved and the Fort Worth City Council adopt Resolution No. 5359-03-2021 authorizing use of the power of eminent domain to acquire 1.076 acres in permanent sewer easement and 2.247 acres for a temporary construction easement from improved property owned by 7000 Rosedale Partners, LLC. The property is needed for the Lake Arlington Lift Station and Force Main project, a public use that will construct public sewer improvements to increase conveyance capacity necessary to handle projected growth within the Village Creek Wastewater Basin. The property is located at 7000 East Rosedale Street, south of the East Rosedale Street and north of Lake Arlington, in the Lake Arlington Industrial Park, Lot 3R, Tract 3, 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.

F. Award of Contract

1. [M&C 21-0146](#) (CD 7) Authorize Execution of Amendment No. 1 to City Secretary Contract No. 54169, the Construction Manager at Risk Agreement with McCarthy Building Companies, Inc., Establishing the Guaranteed Maximum Price in the Amount Not to Exceed \$25,216,386.00 for the Construction of the Harmon Road Project, from United States Highway 287/81 to Golden Triangle Boulevard (2018 Bond Program)

Motion: Council Member Shingleton made a motion, seconded by Council Member Flores, that M&C 21-0146 be approved. Motion passed 9-0.

2. [M&C 21-0156](#) (CD 7) Authorize Execution of a Construction Contract with RJM Contractors, Inc., in the Amount of \$4,610,775.00, Including an Owner's Construction Contingency Allowance for the New Fire Station 45 Located at 1901 Quail Grove Drive and Provide for Administrative Costs in the Amount of \$605,710.00 for a Total Project Cost of \$6,400,000.00 (2018 Bond Program)

Motion: Council Member Shingleton made a motion, seconded by Council Member Bivens, that M&C 21-0156 be approved. 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. [21-1346](#) Public Presentations

Ms. Julie Ledford, 2913 Handley Drive, appeared before Council via conference call relative to preserving historic Handley and provided a PowerPoint presentation.

The following individual appeared before Council relative to redistricting:

Mr. Fernando Florez, 2740 Hemphill (via conference call)
Ms. Jill Freer, 2916 Merrimac Street (via conference call)
Ms. Pamela Wright, 1502 Chelsea Circle (via conference call)
Mr. Cary Clark, 3217 West Biddison (via conference call)
Pastor Kenneth Jones, 5728 Goodman Avenue (via conference call)
Mr. Bruce Miller, 3932 Weyburn Drive (via conference call)
Ms. Jeralynn Cox, 6212 Redderson Drive (via conference call)

Mr. Byrwec Wellison, 4600 Briarhaven Road, completed a Public Presentation card relative to redistricting and was recognized by Mayor Price but was not present in the Council Chamber.

Mr. Anthony “Tony” W. Abbs, 8812 Hornaday Circle North #1205, appeared before Council relative to the Fort Worth Police Department.

Mr. Lon Burnam, 2103 Sixth Avenue, appeared before Council relative to institutionalized racism.

ADJOURNMENT

There being no further business, Mayor Price adjourned the meeting at 8:50 p.m., in memory of Mr. Russ Martin, who passed away on Saturday, February 27, 2021, and Mr. Paul Andrews, who passed away on Friday, February 26, 2021.