

CITY OF FORT WORTH, TEXAS
CITY COUNCIL MEETING
TUESDAY, FEBRUARY 4, 2020

Present:

Mayor Betsy Price
Council Member Carlos Flores, District 2
Council Member Cary Moon, District 4
Council Member Gyna Bivens, District 5
Council Member Dennis Shingleton, District 7
Council Member Kelly Allen Gray, District 8
Council Member Ann Zadeh, District 9

Absent:

Mayor Pro tem Jungus Jordan, District 6
Council Member Brian Byrd, District 3

Staff Present:

David Cooke, City Manager
Sarah Fullenwider, City Attorney
Mary J. Kayser, 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 7:02 p.m. on Tuesday, February 4, 2020, in the City Council Chamber of the Fort Worth City Hall, 200 Texas Street, Fort Worth, Texas.

INVOCATION - Minister Jim DeLong, Founder of Changing Your City

The invocation was provided by Minister Jim DeLong, Founder of Changing Your City.

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 Moon made a motion, seconded by Council Member Bivens, that the minutes of the Regular meeting of January 28, 2020, be approved. Motion passed 7-0, Mayor Pro tem Jordan and Council Member Byrd absent.

1. [20-0520](#) Minutes - January 28, 2020 Regular Meeting

ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

There were no items to be withdrawn from the Consent Agenda.

ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

There were no items to be continued or withdrawn by staff.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 Flores, that the Consent Agenda be approved. Motion passed 7-0, Mayor Pro tem Shingleton and Council Member Byrd absent.

A. General - Consent Items

1. [M&C 20-0055](#) Authorize Payment of the City of Fort Worth's Assessed Pro-Rata Allocation of the Denton Central Appraisal District's Budget for January through December 2020 in an Amount Up to \$112,732.24 (COUNCIL DISTRICT 7)

Motion: Approved.

2. [M&C 20-0057](#) Authorize the Commitment of Fiscal Year 2019 Fund Balance from Fiscal Year 2019 Savings in the Amount of \$2,491,094.00 of the General Fund for Rollover into Fiscal Year 2020 (ALL COUNCIL DISTRICTS)

Motion: Approved.

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3. [M&C 20-0059](#) Adopt the attached ordinance amending the Code of the City of Fort Worth to establish two new departments, the Planning and Data Analytics and the Department of Diversity and Inclusion; rename the Planning and Development Department to the Department of Development Services, confirm the establishment of the Department of Communications and Public Engagement, add the duties and functions for each appointed official and move the duties and functions for each department under the control of the City Manager into Chapter 2, Administration (ALL COUNCIL DISTRICTS)

Motion: Approved. Appropriation Ordinance No. 24030-02-2020

4. [M&C 20-0061](#) Authorize the Transfer and Adopt Ordinance Increasing Appropriations in the Risk Management Fund by \$318,945.00 and, Authorize Purchase from Hub International Rigg, Broker of Record, of the City's Multiple-Layered Property Insurance, Boiler and Machinery and Commercial Liability Insurance Policies in an Amount Not to Exceed the Budgeted Amount of \$3,233,487.00 (ALL COUNCIL DISTRICTS)

Motion: Approved. Appropriation Ordinance No. 24031-02-2020

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

1. [M&C 20-0060](#) Authorize an Amendment to the Existing Purchase Agreement with GTS Technology Solutions, Inc., for Audio/Visual Equipment and Systems to Increase the Amount by \$300,000.00 for a Total Annual Amount of \$700,000.00 Using The Interlocal Purchasing Systems (TIPS) Cooperative Purchasing Agreement 180306 for the Information Technology Solutions Department (ALL COUNCIL DISTRICTS)

Motion: Approved.

C. Land - Consent Items

1. [M&C 20-0065](#) Adopt an Ordinance to Change "Bridge to Bridgewood/IH-30" to Dairy Lane, Waive Associated Fees, and Submit the Change to TxDOT (COUNCIL DISTRICT 4)

Mr. Danial Haase, 1670 Watson Road West, completed a comment card in support of M&C 20-0065.

Motion: Approved. Ordinance No. 24032-02-2020

2. [M&C 20-0067](#) Authorize Direct Sale of a Tax-Foreclosed Property Located at 5021 E. Rosedale Street for a Total Cost of \$42,503.92 to the Huong Dao Vipassana Bhavana Center, Inc. in Accordance with Section 34.05 of the Texas Property Tax Code (COUNCIL DISTRICT 5)

Note: Property described as Lots 2 and 3, O'Brien Subdivision located at 5021 East Rosedale Street.

Motion: Approved.

E. Award of Contract - Consent Items

1. [M&C 20-0054](#) Authorize Amendment to City Secretary Contract No. 52321 with Presbyterian Night Shelter of Tarrant County Inc. to add Funds in the Amount of \$400,000.00 for a Total Contract Amount of \$730,000.00 for Rapid Exit and Employment Services (ALL COUNCIL DISTRICTS)

Motion: Approved.

2. [M&C 20-0063](#) Authorize Acceptance of Low-Income Weatherization Assistance Program Funds in an Amount Up to \$1,200,000.00 from the Texas Association of Community Action Agencies, Authorize Execution of Related Contracts and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)

Motion: Approved. Appropriation Ordinance No. 24033-02-2020

3. [M&C 20-0064](#) Authorize Execution of a Contract with The Fain Group, Inc., in the Amount of \$4,199,931.53 for Combined Street Paving Improvements and Water and Sanitary Sewer Main Replacements for 2018 Bond Street Reconstruction Contract 1, Part 1 Project, Located on Great Southwest Parkway, Adopt Appropriation Ordinances and Update the FY 2020-2024 CIP (COUNCIL DISTRICT 7)

Motion: Approved. Appropriation Ordinance Nos. 24034-02-2020 and 24035-02-2020

4. [M&C 20-0066](#) Authorize Execution of an Engineering Services Agreement with Freese and Nichols, Inc., in an Amount Not to Exceed \$1,300,000.00 for Stormwater Hazardous Roadway Overtopping Mitigation Prioritization, Feasibility Assessment, and Project Development, Adopt Appropriation Ordinances and Update the FY 2020-2024 Capital Improvement Plan (ALL COUNCIL DISTRICTS)

Motion: Approved. Appropriation Ordinance Nos. 24036-02-2020, 24037-02-2020, and 24038-02-2020

PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. [20-0417](#) Notice of Claims for Alleged Damages and/or Injuries

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 Member Moon 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 of ceremonial travel.

PRESENTATIONS BY THE CITY COUNCIL

There were no changes on boards and commissions.

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. [20-0644](#) A Resolution Authorizing the Honorary Designation of a Portion of St. Louis Avenue between West Vickery Boulevard and West Broadway Avenue in Near Southside Fort Worth for T Bone Burnett

Mr. Mitch Whitten, 2239 Huntington Lane, completed a speaker card in support of the resolution and was recognized by Mayor Price but did not wish to address Council.

Mr. Mike Brennan, 1109 Mistletoe Drive, completed a comment card in support of the resolution.

Motion: Council Member Zadeh made a motion, seconded by Council Member Shingleton, that Resolution No. 5183-02-2020 be adopted. Motion passed 7-0, Mayor Pro tem Jordan and Council Member Byrd absent.

ZONING HEARING

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 19, 2020.

Mayor Price opened the public hearing.

1. [ZC-19-156R](#) (CD5) City of Fort Worth Planning & Development: John T. White Area, 6835 Manhattan Boulevard and 6812 Randol Mill Road; From: "C" Medium Density Multifamily and "E" Neighborhood Commercial To: "A-21" One-Family and "R2" Townhouse/Cluster 1.21 acres (Recommended for Approval by the Zoning Commission)

Mr. Steve McKeever, 500 Throckmorton Street, Suite, 901, completed a speaker card in support of Zoning Docket ZC-19-156R and was recognized by Mayor Price but was not present in the Council Chamber.

Mr. Bob Willoughby, 6731 Bridge Street #125, completed a speaker card in opposition to Zoning Docket ZC-19-156R and was recognized by Mayor Price but was not present in the Council Chamber.

Motion: Council Member Bivens made a motion, seconded by Council Member Flores, that Zoning Docket ZC-19-156R be approved. Motion passed 7-0, Mayor Pro tem Jordan and Council Member Byrd absent.

2. [ZC-19-172](#) (CD2) NTP35 LP, 7400 - 9000 blocks NW Highway 287 (south side); From: "AG" Agricultural/I-35 Overlay To: "G" Intensive Commercial/I-35 Overlay and "I" Light Industrial/I-35 Overlay (applicant request); PD/G/I-35 Overlay with 60 ft. setback, 40 ft. landscape buffer, masonry screening wall; site plan waiver and PD/I/I-35 Overlay with 60 ft. setback, 40 ft. landscape buffer, masonry screening wall; site plan required (Zoning Commission recommendation) 151.49 acres (Recommended for Approval as Amended by the Zoning Commission to PD/G with 60 ft. setback, 40 ft. landscape buffer, masonry screening wall; site plan waiver and PD/I with same development standards; site plan required/I-35 Overlay)

Mr. Edward Eckart, 2405 Mustang Drive, completed a speaker card in support of Zoning Docket ZC-19-172 and was recognized by Mayor Price but did not wish to address the Council.

Mr. Jeffrey Sheridan, 8505 Tribute Lane, completed a speaker card in opposition to Zoning Docket ZC-19-172 and was recognized by Mayor Price but was not present in the Council Chamber.

Motion: Council Member Flores made a motion, seconded by Council Member Bivens, that Zoning Docket ZC-19-172 be approved as amended to PD/G with 60-foot setback, 40-foot landscape buffer, masonry screening wall, with site plan waiver and PD/I with same development standards, and with site plan required for I-35 Overlay.. Motion passed 7-0, Mayor Pro tem Jordan and Council Member Byrd absent.

City Secretary Kayser advised that Zoning Docket ZC-20-011 would be moved up on the Council Agenda.

10. [ZC-20-011](#) (CD2) NTP35 LP, 8000 - 8300 blocks Horseman & Harmon Roads; From: "AG" Agricultural To: PD/D Planned Development for all uses in "D" High Density Multifamily plus cottage community; with waivers to MFD Multifamily Development submission and certain standards; site plan included for cottage community only 20.11 acres (Recommended for Approval by the Zoning Commission)

The following individuals completed speaker cards in support of Zoning Docket ZC-20-011 and were recognized by Mayor Price but were not present in the Council Chamber:

Mr. Tony Perez, 8500 Cactus Patch Way

Mr. Steve McKeever, 500 Throckmorton Street, Suite, 901

Mr. Daniel Smith, 6440 North Central Expressway, Suite 900, Dallas, Texas

Mr. Jeffrey Sheridan, 8505 Tribute Lane

Motion: Council Member Flores made a motion, seconded by Council Member Bivens, that Zoning Docket ZC-20-011 be approved. Motion passed 7-0, Mayor Pro tem Jordan and Council Member Byrd absent.

3. [ZC-19-173](#) (CD7) NTP35 LP, 7400 - 8700 blocks NW Highway 287 (north side); From: "I" Light Industrial / I-35 Overlay To: "UR" Urban Residential / I-35 Overlay and "G" Intensive Commercial / I-35 Overlay 109.74 acres (Recommended for Approval by the Zoning Commission)

Mr. Edward Eckart, 2405 Mustang Drive, completed a speaker card in support of Zoning Docket ZC-19-172 and was recognized by Mayor Price but did not wish to address the Council.

Mr. Steve McKeever, 500 Throckmorton Street, Suite, 901, completed a speaker card in support of Zoning Docket ZC-19-156R and was recognized by Mayor Price but was not present in the Council Chamber.

Motion: Council Member Shingleton made a motion, seconded by Council Member Flores, that Zoning Docket ZC-19-173 be approved. Motion passed 7-0, Mayor Pro tem Jordan and Council Member Byrd absent.

4. [ZC-19-199](#) (CD5) William Souder Estate, 3300 Raider Drive; From: "AG" Agricultural To: "I" Light Industrial 10.19 acres (Recommended for Approval by the Zoning Commission)

Motion: Council Member Bivens made a motion, seconded by Council Member Flores, that Zoning Docket ZC-19-199 be denied without prejudice. Motion passed 7-0, Mayor Pro tem Jordan and Council Member Byrd absent.

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5. [ZC-20-002](#) (CD7) CFI Farm Properties, LLC, 9200 - 9500 blocks Saginaw Boulevard, 7800 block Wagley Robertson Road; From: "AG" Agricultural, "A-10" One-Family, "A-7.5" One-Family, "E" Neighborhood Commercial To: "A-5" One-Family 145.16 acres

Motion: Council Member Shingleton made a motion, seconded by Council Member Bivens, that Zoning Docket ZC-20-002 be continued to the March 3, 2020, Council meeting. Motion passed 7-0, Mayor Pro tem Jordan and Council Member Byrd absent.

6. [ZC-20-004](#) (CD7) Julia Robertson-Webb and Ray Hunt, 8705 and 8707 Township Court; From: "A-5" One-Family To: PD/A-5 Planned Development for "A-5" One-Family to allow a single-family attached dwelling unit; site plan waiver recommended 0.318 acres (Recommended for Approval by the Zoning Commission)

Motion: Council Member Shingleton made a motion, seconded by Council Member Flores, that Zoning Docket ZC-20-004 be approved. Motion passed 7-0, Mayor Pro tem Jordan and Council Member Byrd absent.

7. [ZC-20-006](#) (CD5) Oscar Trujillo, 11701 Mosier Valley Road; From: "AG" Agricultural To: PD/I Planned Development for "I" Light Industrial plus semi-truck parking and light maintenance without a primary use, excluding the following uses: bar, tavern, cocktail lounge, club, private or teen, dance hall, club, commercial or business, massage parlor, sexually oriented business, theater, drive-in, movie theater or auditorium, tattoo parlor; site plan waiver recommended 0.56 acres (Recommended for Approval by the Zoning Commission)

Motion: Council Member Bivens made a motion, seconded by Council Member Flores, that Zoning Docket ZC-20-006 be approved. Motion passed 7-0, Mayor Pro tem Jordan and Council Member Byrd absent.

8. [ZC-20-008](#) (CD5) James Parker McCulley, 4900 - 5000 blocks Parker Henderson Road; From: "AG" Agricultural To: "J" Medium Industrial 36.27 acres (Recommended for Approval by the Zoning Commission)

Motion: Council Member Bivens made a motion, seconded by Council Member Shingleton, that Zoning Docket ZC-20-008 be approved. Motion passed 7-0, Mayor Pro tem Jordan and Council Member Byrd absent.

9. [ZC-20-010](#) (CD6) Pate Ranch Land/Pate Ranch Single Family, Generally bounded by Tavolo Pkwy, Chisholm Trail Pkwy, Columbus Trail, Bryant Irvin Road and Winterbloom Way; From: "A-5" One-Family To: PD/A-5 Planned Development for all uses in "A-5" One Family to allow 60% lot coverage; site plan waiver recommended 150.27 acres (Recommended for Approval by the Zoning Commission)

Mr. Andrew Ruegg, 2201 Main Street, Suite 1280, Dallas, Texas, completed a speaker card in support of Zoning Docket ZC-20-010 and was recognized by Mayor Price but did not wish to address Council.

Motion: Council Member Shingleton made a motion, seconded by Council Member Bivens, that Zoning Docket ZC-20-010 be approved. Motion passed 7-0, Mayor Pro tem Jordan and Council Member Byrd absent.

The Zoning Hearing remained open until after the Report of the City Manager to hear two additional zoning cases.

REPORT OF THE CITY MANAGER

B. General

1. [M&C 20-0056](#) Approve Adjustments to the Fiscal Year 2019 Crime Control and Prevention District Budget to Reallocate Amounts within Same Initiatives, Resulting in No Net Increase to the Overall Budget, and Adopt Appropriations Ordinance (ALL COUNCIL DISTRICTS)

Motion: Council Member Allen Gray made a motion, seconded by Council Member Moon, that M&C 20-0056 be approved and Appropriation Ordinance No. 24039-02-2020 be adopted. Motion passed 7-0, Mayor Pro tem Jordan and Council Member Byrd absent.

2. [M&C 20-0058](#) Authorize the Waiver of All Development Fees Estimated at \$6,111.00 for the \$621,000.00 in Remodeling Construction Being Donated to the Fort Worth Community Arts Center by Kids Who Care Inc. and Find that the Waiver of Such Fees Serves a Public Purpose (COUNCIL DISTRICT 7)

Ms. Deborah Jung, 1300 Gendy Street, completed a comment card in support of M&C 20-0058.

Motion: Council Member Shingleton made a motion, seconded by Council Member Zadeh, that M&C 20-0058 be approved. Motion passed 7-0, Mayor Pro tem Jordan and Council Member Byrd absent.

C. Purchase of Equipment, Materials, and Services - NONE

F. Award of Contract

1. [M&C 20-0062](#) Authorize Change of Use and Expenditure of HOME Investment Partnerships Program Grant Funds in the Amount of \$500,000.00 to New Leaf Community Services or an Affiliate in the Form of a Forgivable Loan for the Development of the Quail Trail Apartments Located at 4444 Quail Trail, Authorize the Execution of Related Contracts, and Authorize a Substantial Amendment to the City's 2018-2019 Action Plan and Substitution of Funding Years (COUNCIL DISTRICT 2)

Motion: Council Member Flores made a motion, seconded by Council Member Zadeh, that M&C 20-0062 be approved. Motion passed 7-0, Mayor Pro tem Jordan and Council Member Byrd absent.

ZONING HEARING

2. [ZC-19-139R](#) (CD3) Ridglea 54, LLC, 6000 Malvey Avenue: From: "B" Two-Family To: PD/E Planned Development limited to office plus one residential unit; site plan waiver recommended 0.14 acres (Recommended for Approval by the Zoning Commission)

Motion: Council Member Moon made a motion, seconded by Council Member Allen Gray, that Zoning Docket ZC-19-139R be approved. Motion passed 7-0, Mayor Pro tem Jordan and Council Member Byrd absent.

3. [SP-20-002](#) (CD3) FW Waterside Land, LLC, 3996 Bryant Irvin Road; To: Amend the site plan for PD 999D 11.20 acres (Recommended for Approval by the Zoning Commission)

Mr. Jeff Kennemer, 2200 Ross Avenue, Dallas, Texas, completed a speaker card in support of Site Plan SP-20-002 and was recognized by Mayor Price but did not wish to address Council.

Motion: Council Member Moon made a motion, seconded by Council Member Zadeh, that Site Plan SP-20-002 be approved. Motion passed 7-0, Mayor Pro tem Jordan and Council Member Byrd absent.

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 Moon made a motion, seconded by Council Member Zadeh, that the hearing be closed, and Ordinance No. 24040-02-2020 be adopted. Motion passed 7-0, Mayor Pro tem Jordan and Council Member Byrd absent.

CITIZEN PRESENTATIONS

1. 20-0514 Citizen Presentations

Mr. Bob Willoughby, 6731 Bridge Street #125, appeared before Council relative to Code Compliance, City Council, the Mayor, Citizen Presentations, zoning, and the election.

The following individuals appeared before Council relative to police hiring standards, public safety, profiling, brutality, wrongful arrest and prosecution, SB4, 287g, and violence in the community:

Ms. LaDonna Meyers, 4916 Flamingo Road
Ms. Elizabeth Roper, 5654 Glenmont Court
Mr. Gerald Banks, Sr., 6861 Routt Street
Mr. Charleston White, 1012 Fairweather Drive

EXECUTIVE SESSION (CITY COUNCIL CONFERENCE ROOM, CITY HALL, ROOM 290) - SEE ATTACHMENT B

1. [20-0454](#) Executive Session B

ADJOURNMENT

There being no further business, Mayor Price adjourned the meeting at 7:37 p.m.