

CITY OF FORT WORTH, TEXAS
CITY COUNCIL MEETING
TUESDAY, SEPTEMBER 27, 2022

Present:

Mayor Mattie Parker
Mayor Pro tem Gyna M. Bivens, District 5
Council Member Carlos Flores, District 2
Council Member Michael D. Crain, District 3
Council Member Alan Blaylock, District 4
Council Member Jared Williams, District 6
Council Member Leonard Firestone, District 7
Council Member Chris Nettles, District 8
Council Member Elizabeth Beck, District 9

Staff Present:

David Cooke, City Manager
Laetitia Brown, Interim City Attorney
Jannette Goodall, City Secretary

CALL TO ORDER

With a quorum of the City Council Members present, Mayor Parker called the City Council Regular Session of the Fort Worth City Council to order 10:08 a.m. on Tuesday, September 27, 2022, in the City Council Chamber of the Fort Worth City Hall, 200 Texas Street, Fort Worth, Texas.

INVOCATION - Minister Jon McKenzie Bridgewood, Church of Christ

The invocation was provided by Minister Jon McKenzie Bridgewood, Church of Christ.

PLEDGES OF ALLEGIANCE TO THE UNITED STATES AND THE STATE OF TEXAS - (State of Texas Pledge: "Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.")

The Pledges of Allegiance to the United States of America and the State of Texas were recited.

SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. Presentation of Proclamation for 90th Anniversary of the Epsilon Alpha Chapter

Mayor Pro tem Bivens presented a proclamation for the 90th Anniversary of the Epsilon Alpha Chapter members of the Fort Worth Epsilon Chapter.

2. Presentation of Proclamation for Tunnels to Towers Foundation

Council Member Crain presented a proclamation to Tunnels to Towers Foundation to the members of the Tunnels to Tower Foundation and the Fort Worth Fire Department.

ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

City Secretary Goodall advised that M&Cs 22-0744, 22-0760, 22-0745, 22-0752, 22-0754, 22-0756, 22-0757, 22-0776, 22-0783, and 22-2471 Notice of Claims for Alleged Damages or Injuries be removed from the Consent Agenda for individual consideration.

ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

City Secretary Goodall advised that M&C 22-0772 be continued to the October 11, 2022, Council meeting.

CONSENT AGENDA

Motion: Council Member Crain made a motion, seconded by Mayor Pro tem Bivens, that the Consent Agenda be approved as amended. Motion passed 9-0.

A. General - Consent Items

1. [M&C 22-0725](#) (ALL) Adopt Ordinance Amending Fire Department Staffing Effective October 1, 2022, to Increase the Number of Authorized Civil Service Positions in the Specified Classifications by a Total of Six and Adopt Ordinance Prescribing Salaries for the Fire Department

Mike Collins, Southlake, Texas, completed a comment card in opposition to M&C 22-0725.

Motion: Approved. Ordinance Nos. 25734-09-2022 and 25735-09-2022

2. [M&C 22-0726](#) (ALL) Adopt Ordinance Amending Police Department Staffing Effective October 1, 2022, to Increase the Number of Authorized Civil Service Positions in the Specified Classifications by a Total of Seventy-Three and Adopt Attached Ordinance Prescribing Salaries for the Police Department

Motion: Approved. Ordinance No. 25736-09-2022 and 25737-09-2022

3. [M&C 22-0743](#) (CD 7) Adopt Appropriation Ordinance in the Amount of \$2,000,000.00 for North Tarrant Parkway/Interstate Highway 35W 16 Inch Emergency Repair Project Located at the North Tarrant Parkway Interstate Highway 35W Intersection and Effect a Portion of Water's Contribution to the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 25738-09-2022

6. [M&C 22-0762](#) (CD 2) Adopt a Resolution Authorizing Execution of an Advance Funding Agreement with the Texas Department of Transportation in the Amount of \$596,796.00, of Which \$180,129.00 is City Participation for the Business United States Highway 287 at Northside Drive Highway Safety Improvement Project (2018 Bond Program)

Motion: Approved. Resolution No. 5617-09-2022

7. [M&C 22-0765](#) (CD 3) Adopt Resolution Authorizing Execution of an Advance Funding Agreement with the Texas Department of Transportation in the Amount of \$726,279.00, of Which \$173,801.00 is City Participation for the State Highway 183 at Green Oaks Road Highway Safety Improvement Project (2018 Bond Program)

Motion: Approved. Resolution No. 5618-09-2022

8. [M&C 22-0768](#) (CD 4) Adopt Resolution Authorizing Execution of an Advance Funding Agreement with the Texas Department of Transportation in the Amount of \$475,470.00, of Which \$170,667.00 is City Participation for the State Highway 183 at North Beach Street Highway Safety Improvement Project (2018 Bond Program)

Motion: Approved. Resolution No. 5619-09-2022

9. [M&C 22-0771](#) (CD 7) Authorize Acceptance of a Routine Airport Maintenance Program Grant for Fort Worth Alliance Airport from the Texas Department of Transportation, if Awarded, in the Amount of Up to \$50,000.00, Accept Contribution from Alliance Air Services, Inc. in the Amount Up to \$50,000.00 for the City's 50 Percent Grant Match Requirement, for a Total Amount Up to \$100,000.00 and Adopt Appropriation Ordinance

Motion: Approved. Appropriation Ordinance No. 25739-09-2022

10. [M&C 22-0772](#) (ALL) Adopt Ordinance Adjusting Appropriations for Identified Projects in the 2022 Bond Program Fund with No Net Change to the Total Appropriation for any Proposition or for the Fund Overall and Amend the Fiscal Years 2022-2026 Capital Improvement Program (2022 Bond Program) (Continued from a Previous Meeting)

Motion: It was the consensus of the City Council that M&C 22-0772 be continued to the October 11, 2022, Council meeting.

11. [M&C 22-0774](#) (CD 7) Authorize the Execution of a Second Amendment to City Secretary Contract No. 53692, a Lease Agreement with Omni Air International, LLC, to Add Approximately 2,446 Square Feet of Space, in the Parts/Warehouse Building #11 Located at 2050 Eagle Parkway, Fort Worth, Texas 76177 at the Alliance Fort Worth Maintenance Base, to the Leased Premises to Be Used As Office Space

Motion: Approved.

12. [M&C 22-0777](#) (CD 3) Adopt a Resolution Authorizing Execution of an Agreement for Construction, Maintenance, and Operation of Safety Lighting Systems at the Intersections of Camp Bowie West Boulevard (SS 580) and Lackland Road and Camp Bowie West Boulevard and Alta Mere Drive (SH 183) with the Texas Department of Transportation

Motion: Approved. Resolution No. 5620-09-2022

13. [M&C 22-0778](#) (CD 2) Authorize Execution of a Professional Services Agreement in the Amount of \$219,942.00 with Kimley-Horn and Associates, Inc. for a Transportation Infrastructure Study in the Stockyards, Adopt Appropriation Ordinance, and Amend the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 25740-09-2022

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

2. [M&C 22-0746](#) (ALL) Authorize Execution of Non-Exclusive Agreements with FCX Performance Inc. dba Pierce Pump, Smith Pump Company, and Zone Industries dba Precision Pump Systems for Submersible Pumps Service and Repair in a Combined Annual Amount Up to \$450,000.00 for the Water Department and Authorize Four One-Year Renewal Options for the Same Annual Amount

Motion: Approved.

3. [M&C 22-0747](#) (ALL) Authorize Execution of an Agreement with EnergyWatch dba WatchWire LLC for the Purchase of an Energy Management Information System for the Property Management Department in an Annual Amount of \$119,230.00 for the Initial Term and Authorize Five Annual Renewals Options in the Amount of \$96,369.60

Motion: Approved.

4. [M&C 22-0748](#) (ALL) Authorize Non-Exclusive Purchase Agreements with BMW Motorcycles of North Dallas, Custom Truck One Source, L.P., Frank's Wheel Aligning, Inc., Lone Star Auto Sound & Security, Premier Truck Group and Siddons Martin Emergency Group, LLC., for Additional Light and Heavy Duty Vehicle and Equipment Services for the Property Management Department for a Combined Annual Amount Up to \$1,974,288.00 for the Initial Term and Authorize Four One-Year Renewals for the Same Annual Amount

Motion: Approved.

5. [M&C 22-0749](#) (ALL) Authorize Purchase Agreement for Large Diameter Sewer Inspection and Cleaning Services with Ace Pipe Cleaning, Inc., for an Annual Amount Up to \$2,500,000.00 and Authorize Four Annual Renewal Options for the Same Annual Amount for the Water Department

Motion: Approved.

6. [M&C 22-0750](#) (ALL) Authorize Execution of an Amendment to Mayor and Council Communication 22-0446 to Add an Additional Vendor, Pioneer Manufacturing Company Inc. dba Pioneer Athletics to Purchase Athletic Field Products for All City Departments using Cooperative Contract BuyBoard 665-22 and to Increase the Combined Annual Amount from \$960,000.00 to a Combined Annual Amount Not to Exceed \$1,100,000.00

Motion: Approved.

C. Land - Consent Items

1. [M&C 22-0737](#) (ETJ/Parker County and CD 3) Authorize Execution of Amendment to 2021 Development Agreement for Morningstar Ranch Municipal Utility District

Property Description: 557.4334 tract of land located in the M.S. Teter Survey, Abstract No. 2070, P.J. McClary Survey, Abstract No. 907, and J.D. Morris Survey, Abstract No. 927, Parker County, Texas

Motion: Approved.

2. [M&C 22-0739](#) (ETJ near CD 7) Authorize Joint Ordinance and Boundary Agreement with the City of New Fairview to Adjust the Extraterritorial Jurisdiction Between the Cities of Fort Worth and New Fairview in Denton County

Property Description: Parcel No. 1, J. Jack Survey, Abstract No. 679, and the W. Brookfield Survey, Abstract No. 34, Denton County, Texas, and Parcel No. 2, J. Borden Survey, Abstract No. 203, Denton County, Texas

Motion: Approved. Joint Ordinance No. 25741-09-2022

E. Award of Contract - Consent Items

1. [M&C 22-0727](#) (CD 3) Authorize Execution of a Final Design and Commission Contract with Reigelman LLC D/B/A Mark Reigelman II, in the Amount of \$192,735.00 for Final Design, Engineering, Fabrication, Delivery, Installation and Contingencies for Artwork for the Las Vegas Trail Roundabout at the Intersection of North Normandale Street, South Normandale Street and Las Vegas Trail, 76116 (2018 Bond Program)

Motion: Approved.

-
2. [M&C 22-0728](#) (ALL) Authorize a Purchase Agreement with Carahsoft Technology Corporation in an Annual Amount Up to \$1,248,999.00, Using General Services Administration Contract No. 47QSWA18D008F Cooperative Contract for Automation Permitting System Software, Mobile Computer, Infrastructure Work Order and Asset Management Software and Authorize Four Annual Renewals with a Three to Five Percent Increase Per Year

Motion: Approved.

3. [M&C 22-0729](#) (ALL) Ratify Application for and Authorize Acceptance of, if Awarded, the Fiscal Year 2023 TexTreasures Grant from the Texas State Library and Archives Commission in the Amount Up to \$25,000.00 for the Purpose of Funding the Digitization of the Fort Worth Press Newspaper Microfilm Collection, Authorize Execution of Related Grant Agreement, and Adopt Attached Appropriation Ordinance

Motion: Approved. Appropriation Ordinance No. 25742-09-2022

4. [M&C 22-0730](#) (ALL) Authorize a Purchase Agreement with Siemens Industry, Inc. for a Fire Suppression System to Support the Information Technology Solutions Department Disaster Recovery Site in the Amount of \$281,226.00 Using a Cooperative Agreement for a Period of Three Years; the Project is in the Approved Five Year IT Capital Plan Using American Rescue Plan Act Funding

Motion: Approved.

5. [M&C 22-0731](#) (CD 6 and CD 8) Authorize the Execution of Change Order No. 2 in the Amount of \$228,542.24 and the Addition of 350 Calendar Days to a Contract with McKee Utility Contractors, Inc., for the M-325 Parallel Relief; Middle Project, for a Revised Contract Cost of \$13,552,049.24 and Adopt Appropriation Ordinance to Effect a Portion of Water's Contribution to the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 25743-09-2022

6. [M&C 22-0733](#) (ALL) Authorize Execution of a Contract with William J. Schultz, Inc. dba Circle C Construction Company, in the Amount of \$1,000,000.00 for Sanitary Sewer Main Replacement Contract 2022, with Three Optional Renewals, and Adopt Appropriation Ordinance to Effect a Portion of Water's Contribution to the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 25744-09-2022

7. [M&C 22-0732](#) (CD 8) Authorize Execution of a Roadway and Crossing Rehabilitation Agreement with the Fort Worth & Western Railroad in the Amount of \$313,598.90 for the Oak Grove Road North of Joel East Project, Amend the Fiscal Years 2022-2026 Capital Improvements Program, and Adopt Appropriation Ordinances

Motion: Approved. Appropriation Ordinance No. 25745-09-2022 and 25746-09-2022

8. [M&C 22-0734](#) (CD 2) Authorize Execution of a Contract with William J. Schultz, Inc. dba Circle C Construction Company, in the Amount of \$6,457,527.00 for the Sanitary Sewer Rehabilitation, Contract 99 Project and Adopt Appropriation Ordinance to Effect a Portion of Water's Contribution to the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 25747-09-2022

9. [M&C 22-0735](#) (CD 5) Authorize Execution of Amendment No. 3 to City Secretary Contract No. 51820, an Enhanced Community Facilities Agreement with American Airlines, Inc. for the Construction of Road Improvements on Trinity Boulevard, American Boulevard and US Highway 360 Frontage Road Increasing City Participation by \$103,609.90, City Participation with Regional Toll Revenue by \$191,990.40, and Extending the Completion Deadline to January 30, 2022, Authorize Execution of Change Order No. 2 to City Secretary Contract No. 51820 for a Revised Contract Amount of \$3,544,671.10, Adopt Appropriation Ordinances, and Amend the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Approved. Appropriation Ordinance Nos. 25748-09-2022 and 25749-09-2022

-
10. [M&C 22-0736](#) (CD 8 and CD 9) Authorize Execution of a Contract with R&D Burns Brothers, Inc., in the Amount of \$2,070,384.00 for the Sanitary Sewer Rehabilitation, Contract 94 Project and Adopt Appropriation Ordinance to Effect a Portion of Water's Contribution to the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 25750-09-2022

11. [M&C 22-0738](#) (CD 6) Authorize Execution of a Contract with Woody Contractors, Inc., in the Amount of \$1,797,081.00 for the Sanitary Sewer Rehabilitation, Contract 113 Project and Adopt Appropriation Ordinance to Effect a Portion of Water's Contribution to the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 25751-09-2022

12. [M&C 22-0740](#) (CD 7) Authorize Execution of a Community Facilities Agreement with Scannell Properties #606, LLC, with City Participation in the Amount Not to Exceed \$231,095.00 for Oversizing a 12-Inch Water Main to a 16-Inch Water Main for Anticipated Future Growth in North Fort Worth

Motion: Approved.

13. [M&C 22-0741](#) (CD 8) Authorize Execution of Amendment No. 1 to an Engineering Agreement with Carollo Engineers, Inc., in the Amount of \$450,000.00 for Additional Services to the Rolling Hills Water Treatment Plant Chlorine Scrubber System Project, Adopt Resolution Expressing Official Intent to Reimburse Expenditures with Proceeds of Future Debt, and Adopt Appropriation Ordinance to Effect a Portion of Water's Contribution to the Fiscal Years 2022- 2026 Capital Improvement Program

Motion: Approved. Resolution No. 5621-09-2022 and Appropriation Ordinance No. 25752-09-2022

14. [M&C 22-0742](#) (ALL) Adopt Appropriation Ordinance for the Repurposing of \$70,227.40 in the General Capital Projects Fund to Provide Funding for the 2022 Transportation Impact Fee Study Project from the Contract Street Maintenance Programmable Project and Amend the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 25753-09-2022

15. [M&C 22-0751](#) (CD 2) Adopt Appropriation Ordinance in the Amount of \$1,000,000.00 for M-545 Repair Project for Emergency Repair and Effect a Portion of Water's Contribution to the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 25754-09-2022

16. [M&C 22-0753](#) (CD 2 and CD 7) Authorize Execution of a Contract with Woody Contractors, Inc., in the Amount of \$6,232,406.50, for the Lake Worth Water Line Sanitary Sewer Improvements Project and Adopt Appropriation Ordinances to Effect a Portion of Water's Contribution to the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Approved. Appropriation Ordinance Nos. 25755-09-2022 and 25756-09-2022

17. [M&C 22-0755](#) (ALL) Adopt Appropriation Ordinance in the Amount of \$4,000,000.00 for Emergency Water Main Repair Work for the Summer 2022 Heat Wave to Effect a Portion of Water's Contribution to the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 25757-09-2022

19. [M&C 22-0758](#) (ALL) Authorize Application for and Acceptance of, if Awarded, a Grant from the United Way of Tarrant County in an Amount Up to \$200,000.00 for the Volunteer Income Tax Assistance Program, Authorize Execution of Agreement with the United Way of Tarrant County, and Adopt Attached Appropriation Ordinance

Motion: Approved. Appropriation Ordinance No. 25758-09-2022

20. [M&C 22-0759](#) (CD 5) Adopt Appropriation Ordinance in the Amount of \$1,500,000.00 for Emergency M-341 Ratify FNI/CC Project for Emergency Repair Work for Sanitary Sewer Main M-341 Aerial Crossing and Effect a Portion of Water's Contribution to the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 25759-09-2022

21. [M&C 22-0761](#) (CD 9) Adopt Appropriation Ordinances in the Collective Amount of \$6,223,184.00 to Provide Additional Funding for the 2022 Downtown Resurfacing Project and Amend the Fiscal Years 2022-FY2026 Capital Improvement Program

Motion: Approved. Appropriation Ordinance Nos. 25760-09-2022 and 25761-09-2022

22. [M&C 22-0763](#) (CD 3) Authorize Execution of Change Order No. 8 in the Amount of \$656,575.89 and the Addition of 180 Calendar Days to a Contract with Jackson Construction, Ltd., for Water and Sanitary Sewer Replacement Contract 2014 WSM-B Project, for a Revised Contact Amount of \$8,080,177.63 and Adopt Appropriation Ordinance to Effect a Portion of Water's Contribution to the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 25762-09-2022 and 25763-09-2022

23. [M&C 22-0764](#) (CD 2) Authorize Execution of Change Order No. 3 in the Amount of \$236,072.00 and the Addition of 120 Calendar Days to the Contract with Woody Contractors Inc., for Water and Sanitary Sewer Replacement Contract 2011 Water and Sanitary Sewer Maintenance (WSM) Project, for a Revised Contact Amount of \$3,182,098.50, Adopt Appropriation Ordinance, and Amend the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 25764-09-2022

24. [M&C 22-0766](#) (CD 6) Authorize Execution of a New Improved Ground Lease Agreement for Approximately 42,201 Square Feet of Improved Ground Space, Also Known as the "Terminal Ramp" with FWS Realty, LTD. at Fort Worth Spinks Airport

Motion: Approved.

25. [M&C 22-0767](#) (CD 2) Adopt Resolutions Authorizing Execution of Advanced Funding Agreements with the Texas Department of Transportation for the Airport Frontage Improvements Project at City of Fort Worth Meacham International Airport With One in the Amount of \$4,782,079.00, of Which \$4,291,111.00 is City Participation and the Other in the Amount of \$2,942,810.00, of which \$2,662,351.00 is City Participation

Motion: Approved. Resolution Nos. 5622-09-2022 and 5623-09-2022

26. [M&C 22-0769](#) (ALL) Adopt Appropriation Ordinance in the Amount of \$1,500,000.00 for Emergency Pavement Repair Work Subsequent to Water Main Repair Performed for the Summer 2022 Heat Wave to Effect a Portion of Water's Contribution to the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 25765-09-2022

27. [M&C 22-0770](#) (CD 7 and CD 9) Authorize Execution of an Engineering Services Agreement with Dunaway Associates, LLC in an Amount Not to Exceed \$1,135,589.00 for the University Drive from Trail Drive to West Rosedale Street Project

Motion: Approved.

28. [M&C 22-0773](#) (CD 7) Authorize Execution of an Agreement with Mid-Continental Restoration Co., Inc., in an Amount Up to \$777,825.00 Using a Cooperative Contract for Job Order Contracting of Minor Construction, Maintenance, Repair, Alteration, Renovation and Remediation Services for the Public Events Department

Motion: Approved.

29. [M&C 22-0775](#) (CD 2) Authorize Execution of an Engineering Services Agreement with Halff Associates, Inc., in the Amount of \$129,986.00 for Bowman Roberts Road Sidewalk Project (2018 Bond Program)

Motion: Approved.

31. [M&C 22-0779](#) (CD 8) Authorize Execution of an Engineering Services Agreement with Kimley-Horn and Associates, Inc., in the Amount of \$136,836.00 for Campus Drive & East Seminary Drive Sidewalk UPRR Project (2018 Bond Program)

Motion: Approved.

32. [M&C 22-0780](#) (CD 8 and 9) Authorize Execution of an Engineering Services Agreement with TranSystems Corporation d/b/a TranSystems Corporation Consultants in the Amount of \$179,320.00 for East Berry & East Seminary Fort Worth & Western Railroad Project (2018 Bond Program)

Motion: Approved.

-
33. [M&C 22-0781](#) (CD 4) Authorize Execution of an Engineering Services Agreement with Freese and Nichols, Inc. in the Amount of \$474,040.00 for the North Tarrant Parkway at North Beach Street Project

Motion: Approved.

34. [M&C 22-0782](#) (CD 7) Authorize Execution of Change Order No. 1 to a Construction Manager at Risk Agreement with McCarthy Building Companies, Inc., in the Amount of \$2,062,868.00 to the City Secretary Contract No. 54169, Thereby Increasing the Contract Amount to \$27,374,254.00 for the Harmon Road Widening Project, from US 81/287 to Golden Triangle Boulevard (2018 Bond Program)

Motion: Approved.

End of Consent Agenda.

A. General - Removed from Consent Agenda

4. [M&C 22-0744](#) (ALL) Adopt Resolution Ratifying the City's Lawsuit Entitled City of Fort Worth, Texas v. Ken Paxton, Attorney General, Cause No. D-1-GN-22-003670 Pursuant to Chapter 552 of the Texas Government Code

Adrian Smith appeared before Council in opposition to M&C 22-0744.

Motion: Council Member Crain made a motion, seconded by Mayor Pro tem Bivens, that M&C 22-0744 be approved and Resolution No. 5624-09-2022 be adopted. Motion passed 9-0.

5. [M&C 22-0760](#) (ALL) Authorize Changes to the City's Priority Repair Program to Increase the Per House Expenditure Limit to \$25,000.00; Authorize the Use of Forgivable Loans Secured by Liens for Priority Repair Program Home Repairs that Exceed \$20,000.00 in a Two-Year Period, and Make Other Changes Necessary to Increase Effectiveness and Efficiency; Authorize an Increase in the City's Home Repair Program Contract Authority by \$900,000.00 for a Total Five Year (Fiscal Years 2019-2024) Contract Authority of \$33,931,974.94

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Crain, that M&C 22-0760 be approved. Motion passed 9-0.

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

1. [M&C 22-0745](#) (ALL) Authorize Execution of an Amendment to the Purchase Agreement with Site Partners LLC d/b/a Site Barricades and Buyers Barricades Inc., for Traffic Barricade Rental Equipment to Increase the Annual Amount by \$31,000.00 for a New Annual Amount Not to Exceed \$406,000.00 for All City Departments

Adrian Smith completed a speaker card in opposition to M&C 22-0745 and was recognized by Mayor Parker but did not wish to address Council.

Motion: Council Member Crain made a motion, seconded by Council Member Flores, that M&C 22-0745 be approved. Motion passed 9-0.

7. [M&C 22-0752](#) (ALL) Authorize a Purchase Agreement with Flymotion, LLC for a Spot Enterprise Mobile Robot Including Maintenance, Repairs, and Upgrades for the Special Weapons And Tactics Team in the Amount of \$262,878.00 and Authorize One Consecutive One-Year Renewal Option for the Same Annual Amount Using BuyBoard Cooperative Contract 627-20 for the Police Department

Adrian Smith appeared before Council in opposition to M&C 22-0752.

Motion: Council Member Beck made a motion, seconded by Council Member Crain, that M&C 22-0752 be approved. Motion passed 9-0.

8. [M&C 22-0754](#) (ALL) Recognize the Fort Worth Star-Telegram as the City of Fort Worth's Official Newspaper and Authorize Purchase Agreement with SIJ Holdings, LLC dba The McClatchy Company, LLC for the Publication of Official City Notices and Advertising for All City Departments in an Annual Amount Up to \$220,000.00 for the Initial Term and Authorize Five Annual Renewal Options for the Same Amount

The following individuals appeared before Council in opposition to M&C 22-0754:

Adrian Smith
Bob Willoughby

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Beck, that M&C 22-0754 be approved. Motion passed 9-0.

-
9. [M&C 22-0756](#) (ALL) Authorize Execution of Non-Exclusive Purchase Agreements with CenTex Uniform Sales, Inc., Galls, LLC, GT Distributors, Inc., Impact Promotional Services, LLC. dba Got you Covered Work Wear & Uniforms and M-Pak, Inc. for Police Equipment, Uniforms and Alteration Services for a Combined Annual Amount Up to \$793,355.00 and Authorize Four, One-Year Renewal Options for the Same Annual Amount for the Code Compliance, Police, Municipal Courts, Water and Transportation and Public Works Departments

Adrian Smith appeared before Council in opposition to M&C 22-0756.

Motion: Council Member Crain made a motion, seconded by Council Member Beck, that M&C 22-0756 be approved. Motion passed 9-0.

E. Award of Contract - Removed from Consent Agenda

18. [M&C 22-0757](#) (ALL) Ratify Acceptance of a General Assistance Grant from the Texas Veterans Commission in an Amount of up to \$200,000.00 for Assistance to Veterans with Security Deposits, Rent, Mortgage, and Utility Assistance, Approve Execution of Applicable Grant Contracts, Waive Indirect Costs and Adopt Appropriation Ordinance

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Beck, that M&C 22-0757 be approved and Appropriation Ordinance No. 25766-09-2022 be adopted. Motion passed 9-0.

30. [M&C 22-0776](#) (CD 5) Authorize Execution of an Engineering Agreement with Halff Associates, Inc., in the Amount of \$900,130.00 for Design of the Randol Mill Road Hazardous Road Overtopping Mitigation Project, Adopt Appropriation Ordinances, and Amend the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Nettles, that M&C 22-0772 be approved and Appropriation Ordinance Nos. 25767-09-2022, 25768-09-2022, and 25769-09-2022 be adopted. Motion passed 9-0.

35. [M&C 22-0783](#) (CD 4, CD 5, and CD 8) Adopt Appropriation Ordinance in the Amount of \$1,100,000.00 to Fund the East Lancaster Avenue Corridor and Sub-Regional Planning Study and Amend the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Williams, that M&C 22-0783 be approved and Appropriation Ordinance No. 25770-09-2022 be adopted. Motion passed 9-0.

PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. [22-2471](#) Notice of Claims for Alleged Damages or Injuries

Mr. Bob Willoughby appeared before Council in opposition to 22-2471.

Motion: Council Member Crain made a motion, seconded by Mayor Pro tem Bivens, to acknowledge receipt of 22-2471 Notice of Claims for Alleged Damages or Injuries. Motion passed 9-0.

ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. **Upcoming and Recent Events**

Council Members Flores, Crain, Williams, Firestone, Nettles, and Beck announced upcoming and recent events within the City and various Council districts.

2. **Recognition of Citizens**

There was no recognition of citizens.

3. **Approval of Ceremonial Travel**

There was no approval of 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. [22-2443](#) A Resolution Amending the City Council Rules of Procedure to Modify Portions of the Public Participation Rule, Clarify the Amount of Time Allotted Per Speaker, and Indicate when Speakers Shall Be Recognized to Address Council; and to Make Minor Non-Substantive Terminology and Capitalization Changes to Improve Consistency (Continued from a Previous Week)

Bob Willoughby appeared before Council in opposition to the resolution.

Motion: Council Member Crain made a motion, seconded by Mayor Pro tem Bivens, that the resolution be adopted with the following amendment: the effective date of the amendments to the Council Rules of Procedures will be October 4, 2022.

Council Member Nettles made a substitute motion, seconded by Council Member Williams, that the resolution be continued to the October 25, 2022, Council meeting. Motion failed 4-5, Mayor Parker and Council Members, Flores, Crain, Blaylock, and Firestone casting the dissenting votes.

Council Member Nettles made a second substitute motion, seconded by Council Member Williams, that the resolution be approved with the following amendments: that the amendments to the Rules of Procedure related to non-consent items will be removed so individuals may continue to speak for three minutes per item on the non-consent agenda item. Motion failed 2-7, Mayor Parker, Mayor Pro tem Bivens, and Council Members Flores, Crain, Blaylock, Firestone, and Beck casting the dissenting votes.

Council Member Crain made a motion, seconded by Mayor Pro tem Bivens, that Resolution No. 5625-09-2022 be adopted with the following amendment: the effective date of the amendments to the Council Rules of Procedures will be October 4, 2022. Motion passed 7-2, Council Member Williams and Nettles casting the dissenting votes.

2. [22-2475](#) A Resolution Extending the Declaration of Local Disaster in the City of Fort Worth, Texas in Response to Severe Weather

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Crain, that Resolution No. 5626-09-2022 be adopted. Motion passed 9-0.

3. [22-2446](#) A Resolution Supporting the Public/Private Multi-Disciplinary Working Group in its Efforts to Enhance Maternal, Infant, and Child Health Outcomes and Directing the City Manager to Identify Potential Funding in Furtherance of Such Efforts

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Flores, that Resolution No. 5627-09-2022 be adopted. Motion passed 8-1, Council Member Beck casting the dissenting vote.

4. [22-2463](#) A Resolution Appointing Members of the Fire Staffing Ad Hoc Committee

Motion: Council Member Crain made a motion, seconded by Mayor Pro tem Bivens, that Resolution No. 5628-09-2022 be adopted. Motion passed 9-0.

5. [22-2464](#) A Resolution Appointing Eight Members to the Board of the Fort Worth Transportation Authority

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Williams, that Resolution No. 5629-09-2022 be adopted. Motion passed 9-0.

ORDINANCES

1. [22-2468](#) An Ordinance by the City Council of the City of Fort Worth, Approving Resolution Nos. 2022-06-121 and 2022-08-174, Adopted by the Dallas Fort Worth International Airport Board on June 2, 2022 and August 4, 2022, Respectively, for the Purpose of Amending the Construction and Fire Prevention Standards and Chapters 2 and 8 of the Code of Rules and Regulations of the Dallas Fort Worth International Airport Board

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Williams that Ordinance No. 25771-09-2022 be adopted. Motion passed 9-0.

BUDGET & TAX RATE

1. [22-2472](#) (ALL) Conduct a Public Hearing on the Proposed 2022 Tax Rate

(PUBLIC HEARING - a. Report of City Staff: Cayce Lay Lamas; b. Public Comment; c. Council Action: Close Public Hearing)

Mayor Parker opened the public hearing.

a. Report of City Staff

Cayce Lay Lamas, Planning and Data Analytics Department, appeared before Council and provided a staff report.

b. Public Comment

The following individuals appeared before Council in opposition to the proposed 2022 Tax Rate:

Bob Willoughby
Kenya Alu

c. Council Action

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Firestone, that the public hearing be closed. Motion passed 9-0.

2. [22-2465](#) An Ordinance Amending City Code of the City of Fort Worth Chapter 2, Article XII, Section 2-321; Chapter 7, Article I, Sections 7-111, 7-118, and 7-119; Chapter 7, Article IX, Sections 7-402; Chapter 12, Article VIII, Section 12.5-843; Chapter 12.5, Article X, Section 12.5-881; Chapter 15, Article III, Section 15-51; and Chapter 16, Article IV, Sections 16-115 and 16-142 to Reflect Changes in the Fees Stated in Those Code Sections; Adding New Fees and Changing Certain Fees; Allowing for Changes in Certain Fees Due to Market Conditions; Designating Other Departments Acting on Behalf of the Financial Management Services Department; Providing that this Ordinance Shall be Cumulative; Providing a Severability Clause; Providing a Savings Clause; and Providing an Effective Date

Motion: Council Member Beck made a motion, seconded by Council Member Firestone, that Ordinance No. 25772-09-2022 be adopted. Motion passed 9-0.

3. [22-2466](#) An Ordinance Appropriating Funding for the Operating Budget of the City of Fort Worth for the Ensuing Fiscal Year, Beginning October 1, 2022, and Ending September 30, 2023, Including an Appropriation to Pay Debt Service Requirements on Outstanding Indebtedness; and Appropriating Funds for Purposes of Enacting the Fiscal Year 2023 Capital Improvement Program, Including Capital Plans, Projects, Outlays, and Community Facility Agreements; and Ratifying City Council Approved Appropriation Ordinances Effecting this Budget; and Acknowledging Prior Appropriations Effecting the Capital Improvement Program; and Incorporating Budget on File with City Secretary, as Revised By City Council; and Approving the Capital Improvement Program; and Acknowledging Approval of Leave; and Prohibiting the Expending, Obligating, or Committing of Funds in Excess of Appropriations or Actual Available Resources; and Establishing Legal Level of Control; and Providing for Publication; and Providing a Severability Clause; and Providing a Savings Clause; and Providing for Repeal of All Ordinances and Appropriations in Conflict Herewith; and Providing an Effective Date

Motion: Council Member Crain made a motion, seconded by Mayor Pro tem Bivens, that expenditures in the Budget Ordinance be amended by the equivalent of a two-cent tax rate reduction, or approximately \$18 million, to be accounted for through reductions of expenditures in the operating budget. Motion passed 1-8, Mayor Parker, Mayor Pro tem Bivens, and Council Members Flores, Blaylock, Williams, Firestone, Nettles, and Beck casting the dissenting votes.

Council Member Beck made a motion, seconded by Council Member Williams, that Appropriation Ordinance No. 25773-09-2022 be adopted. Motion passed 7-2, Council Members Crain and Blaylock casting the dissenting votes.

4. [22-2467](#) An Ordinance Providing for the Levy and Collection of an Annual Ad Valorem Tax on all Property, Real, Personal and Mixed, Situated Within the Territorial Limits of the City of Fort Worth, Texas, and All Personal Property Owned in Said City of Fort Worth, Texas, on January 1, 2022, Except Such Property as May Be Exempt from Taxation by the Constitution and Laws of the State of Texas; and Approving the Tax Roll; Detailing the Penalties and Interest Assessed Against Delinquent Taxpayers; Providing a Severability Clause; and Providing a Savings Clause; Providing for the Repeal of All Ordinances in Conflict with the Provisions of this Ordinance; and Providing for the Publication and Final Passage Thereof

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Flores, that the property tax revenues be increased by the adoption of a tax rate of \$0.7125 per \$100.00, which is effectively a 6.84% increase in the tax revenues and Ordinance No. 25774-09-2022 be adopted. Motion passed 7-2, Council Members Crain and Blaylock casting the dissenting votes.

5. [22-2462](#) A Resolution Ratifying the Property Tax Revenue Increase Reflected in the Fiscal Year 2023 Budget, in Accordance with Section 102.007(C) of the Texas Local Government Code

Motion: Council Member Nettles made a motion, seconded by Council Member Firestone, that Resolution No. 5630-09-2022 be adopted. Motion passed 7-2, Council Members Crain and Blaylock casting the dissenting votes.

PUBLIC HEARING

1. [22-2473](#) (ALL) Conduct a Public Hearing to Discuss the Proposed Ordinance Amending Land Use Assumptions, the Capital Improvements Plan, and the Impact Fee

(PUBLIC HEARING - a. Report of City Staff: Mirian Spencer; b. Public Comment; c. Council Action: Close Public Hearing)

Mayor Parker opened the public hearing.

a. Report of City Staff

Mirian Spencer, Development Services Department, appeared before Council and provided a staff report.

b. Public Comment

The following individuals appeared before Council in opposition to the proposed ordinance amending land use assumptions, the Capital Improvements Plan, and the impact fee:

Clint Vincent, Southlake, Texas
Lucas Lansman, Grapevine, Texas

The following individuals appeared before Council undecided relative to the proposed ordinance amending land use assumptions, the Capital Improvements Plan, and the impact fee:

Johnathan Killebrew
Drew Windus, Coppell, Texas
Travis Clegg

Drew Windus, Coppell, Texas, completed an undecided comment card relative to the proposed ordinance amending land use assumptions, the Capital Improvements Plan, and the impact fee.

c. Council Action

Motion: Council Member Nettles made a motion, seconded by Council Member Williams, that the public hearing be closed. Motion passed 9-0.

2. [M&C 22-0794](#) (CD 3) Conduct a Public Hearing to Consider the Levying of Special Assessments in Improvement Area No. 3 of Fort Worth Public Improvement District No. 16 (Walsh Ranch/Quail Valley) and Adopt Ordinance (1) Levying Special Assessments on the Property Located in Improvement Area No. 3 of the Quail Valley Public Improvement District, (2) Approving Service and Assessment Plan Update for the Quail Valley Public Improvement District, (3) Approving Assessment Roll for the Quail Valley Public Improvement District, and (4) Ordaining Other Matters Related Thereto

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

Mayor Parker opened the public hearing.

a. Report of City Staff

Crystal Hinojosa, Economic Development Department, appeared before Council and provided a staff report.

b. Public Comment

Roxanne Sheehan, Dallas, Texas, completed a speaker card in support of M&C 22-0794 and was recognized by Mayor Parker but did not wish to address Council.

c. Council Action

Motion: Council Member Crain made a motion, seconded by Council Member Nettles, that the public hearing be closed, M&C 22-0794 be approved, and Ordinance No. 25775-09-2022 be adopted (1) levying special assessments on the property located in improvement area number 3 to the Quail Valley PID; (2) approving the service an assessment plan update; (3) approving the assessment roll; and (4) ordaining other matters related thereto. Motion passed 9-0.

3. [M&C 22-0795](#) (CD 9) Conduct a Public Hearing on the Application by Palladium Oak Grove, Ltd. to the Texas Department of Housing and Community Affairs for Non-Competitive (4%) Housing Tax Credits for Palladium Oak Grove, a Proposed Tax-Exempt Development to be Located at 840 and 1000 Oak Grove Road, Fort Worth, Texas 76115, Adopt a Resolution of No Objection to the Application, Make Related Determinations, Authorize Wavier of Various City Fees in the Approximate Amount of \$300,043.00, and Find that Waiver of Fees Serves a Public Purpose and that Adequate Controls are in Place to Ensure the Public Purpose is Carried Out

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

Mayor Parker opened the public hearing.

a. Report of City Staff

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

b. Public Comment

Avis Chaisson, Dallas, Texas, appeared before Council in support of M&C 22-0795.

c. Council Action

Motion: Council Member Beck made a motion, seconded by Council Member Crain, that the public hearing be closed, M&C 22-0795 be approved, and Resolution No. 5631-09-2022 be adopted. Motion passed 9-0.

4. [M&C 22-0797](#) (CD 4) Conduct Public Hearing and Authorize the Use of a Portion of Arcadia Trail Park South for Sanitary Sewer Improvements

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

Mayor Parker opened the public hearing.

a. Report of City Staff

Lori Gordon, Park and Recreation Department, appeared before Council and provided a staff report.

b. Public Comment

There were no public comments.

c. Council Action

Motion: Council Member Blaylock made a motion, seconded by Mayor Pro tem Bivens, that the public hearing be closed and M&C 22-0797 be approved. Motion passed 9-0.

5. [M&C 22-0798](#) (CD 8) Conduct Public Hearing and Authorize the Use of a Portion of Rolling Hills Park for Two Utility Easements

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

Mayor Parker opened the public hearing.

a. Report of City Staff

Lori Gordon, Park and Recreation Department, appeared before Council and provided a staff report.

b. Public Comment

There were no public comments.

c. Council Action

Motion: Council Member Nettles made a motion, seconded by Council Member Beck, that the public hearing be closed and M&C 22-0798 be approved. Motion passed 9-0.

REPORT OF THE CITY MANAGER

B. General

1. [M&C 22-0789](#) (ALL) Authorize the Allocation of American Rescue Plan Act State and Local Fiscal Recovery Funds for Eligible Projects as Listed, Adopt Appropriation Ordinance, and Amend Capital Improvement Program

Council Member Williams advised that he filed a Conflict of Interest Affidavit with the City Secretary's Office pertaining to M&C 22-0789 and would abstain from voting on this issue.

Motion: Council Member Beck made a motion, seconded by Council Member Nettles, that M&C 22-0789 be approved as amended with the following changes: to amended recommendation one to increase the allocation by \$8 million to \$12 million to \$20 million to include the affordable housing project on developer's receipt of sufficient financing to construct the development; and 2, to make the conforming changes as shown in the M&C, and Appropriation Ordinance No. 25776-09-2022 be adopted. Motion passed 8-0, with one abstention by Council Member Williams.

2. [M&C 22-0790](#) (ALL) Authorize the Execution of a Contract with the Tarrant Area Food Bank in an Amount up to \$3,200,000.00 to Acquire the Property and Building at 205 N. Vacek Street, in Order to Expand its Capacity for Food Acquisition and Distribution in its Service Area

Council Member Williams advised that he filed a Conflict of Interest Affidavit with the City Secretary's Office pertaining to M&C 22-0790 and would abstain from voting on this issue.

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Beck, that M&C 22-0790 be approved. Motion passed 8-0, with one abstention by Council Member Williams.

3. [M&C 22-0791](#) (CD 8) Authorize the Execution of a Contract with Texas Wesleyan University in an Amount up to \$200,000.00 to Relocate Public Utilities in Order to Start Construction on a New Athletic Stadium

Motion: Council Member Nettles made a motion, seconded by Council Member Crain, that M&C 22-0791 be approved. Motion passed 9-0.

4. [M&C 22-0792](#) (ALL) Authorize an Amendment to City Secretary Contract Number 56966 an Agreement with the Fort Worth Convention and Visitors Bureau, dba Visit Fort Worth, Increasing the Amount by \$750,000.00 for a Total Amount Not to Exceed \$6,750,000.00

Motion: Council Member Crain made a motion, seconded by Council Member Beck, that M&C 22-0792 be approved. Motion passed 9-0.

5. [M&C 22-0793](#) (ALL) Authorize Execution of a Contract with the United Way of Tarrant County to Implement the One Second Collaborative to Address Youth Gun Violence

The following individuals completed comment cards in support of M&C 22-0793:

Matt Dufrene
Carol Noel
Lesley Atkinson
Jerod Scott Hackler
Ekua Anyanful

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Williams, that M&C 22-0793 be approved. Motion passed 9-0.

D. Land

1. [M&C 22-0786](#) (CD 7) Adopt Resolution Authorizing Condemnation by Eminent Domain to Acquire 1.180 Acres in Permanent Water Facility Easements and 1.359 Acres for Temporary Construction Easements from Real Property Owned by JLM of Tampa, Inc. and J.L.M. of Tampa, Inc., a/k/a JLM Tampa, Inc., Located at the 9900-10000, 9853, and 9845 block of Saginaw Boulevard in the Benjamin Thomas Survey, Abstract No. 1497, Tarrant County, Texas, for the Northside IV 24" Water Main Phase 1B Project

Motion: Council Member Firestone made a motion, seconded by Council Member Nettles, that M&C 22-0786 be approved and Resolution No. 5632-09-2022 be adopted authorizing use of the power of eminent domain to acquire 1.180 acres in permanent water facility easements and 1.359 acres for temporary construction easements from real property owned by JLM of Tampa, Inc. and J.L.M. of Tampa, Inc., a/k/a JLM Tampa, Inc. The property interests are needed for the Northside IV Water Transmission Main project, a public use that will provide water to new development in the northern part of the City of Fort Worth. The land rights in the subject properties are needed for the construction, operation, maintenance, replacement, upgrade and repair of the permanent water line facility as necessary. The properties are located at the 9900-10000, 9853, and 9845 block of Saginaw Boulevard in the Benjamin Thomas Survey, Abstract No. 1497, Tracts 4b, 4b02 and 4b06a, 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 22-0787](#) (CD 7) Adopt Resolution Authorizing Condemnation by Eminent Domain to Acquire 0.395 Acres in Permanent Water Facility Easements from Real Property Owned by E-Steel II, LLC, Located at 9857 and 9965 Saginaw Boulevard in the Benjamin Thomas Survey, Abstract No. 1497, Tarrant County, Texas, for the Northside IV 24" Water Main Phase 1B Project

Motion: Council Member Firestone made a motion, seconded by Mayor Pro tem Bivens, that M&C 22-0787 be approved and Resolution No. 5633-09-2022 be adopted authorizing use of the power of eminent domain to acquire 0.395 acres in permanent water facility easements from real property owned by E-Steel II, LLC. The property interests are needed for the Northside IV Water Transmission Main project, a public use that will provide water to new development in the northern part of the City of Fort Worth. The land rights in the subject properties are needed for the construction, operation, maintenance, replacement, upgrade and repair of the permanent water line facility as necessary. The properties are located at 9857 and 9965 Saginaw Boulevard in the Benjamin Thomas Survey, Abstract No. 1497, Tracts 4B04 and 4B07, 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.

3. [M&C 22-0788](#) (CD 7) Adopt Resolution Authorizing Condemnation by Eminent Domain to Acquire 0.023 Acres in Permanent Water Facility Easement and 0.018 Acres for a Temporary Construction Easement from Real Property Owned by KLLB AIV, LLC, Located at 10125 Saginaw Boulevard in the Benjamin Thomas Survey, Abstract No. 1497, Tarrant County, Texas, for the Northside IV 24" Water Main Phase 1B Project

Motion: Council Member Firestone made a motion, seconded by Council Member Nettles, that M&C 22-0788 be approved and Resolution No. 5634-09-2022 be adopted authorizing use of the power of eminent domain to acquire 0.023 acres in permanent water facility easement and 0.018 acres for a temporary construction easement from real property owned by KLLB AIV, LLC. The property interests are needed for the Northside IV Water Transmission Main project, a public use that will provide water to new development in the northern part of the City of Fort Worth. The land rights in the subject properties are needed for the construction, operation, maintenance, replacement, upgrade and repair of the permanent water line facility as necessary. The property is located at 10125 Saginaw Boulevard in the Benjamin Thomas Survey, Abstract No. 1497, Tract 4B06, 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.

F. Award of Contract

1. [M&C 22-0784](#) (CD 5) Authorize Execution of a Contract with S.J. Louis Construction of Texas, Ltd. in the Amount of \$16,553,540.11 for Village Creek Lift Station Gravity Sewer Mains (Lake Arlington Lift Station Upstream and Downstream Parallel Relief Sanitary Sewer Gravity Mains), Adopt Resolution Expressing Official Intent to Reimburse Expenditures with Proceeds of Future Debt, and Adopt Appropriation Ordinance to effect a Portion of Water's Contribution to the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Flores, that M&C 22-0784 be approved and Resolution No. 5635-09-2022 and Appropriation Ordinance No. 25777-09-2022 be adopted. Motion passed 9-0

2. [M&C 22-0785](#) (CD 9) Authorize Execution of a Contract with S.J. Louis Construction of Texas, Ltd. in the Amount of \$29,829,815.71 for the Clear Fork Wastewater Force Main Project, Adopt Resolution Expressing Official Intent to Reimburse Expenditures with Proceeds of Future Debt, and Adopt Appropriation Ordinance to Effect a Portion of Water's Contribution to the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Council Member Beck made a motion, seconded by Council Member Williams, that M&C 22-0785 be approved and Resolution No. 5636-09-2022 and Appropriation Ordinance No. 25778-09-2022 be adopted. Motion passed 9-0

3. [M&C 22-0796](#) (CD 4) Authorize Execution of a Contract with William J. Schultz, Inc. dba Circle C Construction Company in the Amount of \$15,863,818.00 for the Big Fossil Creek Parallel Relief Sanitary Sewer Main – 402A, Phase 2 Project, Adopt Attached Resolution Expressing Official Intent to Reimburse Expenditures with Proceeds of Future Debt, and Adopt Appropriation Ordinances to Effect a Portion of Water's Contribution to the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Council Member Blaylock made a motion, seconded by Mayor Pro tem Bivens, that M&C 22-0796 be approved and Resolution No. 5637-09-2022 and Appropriation Ordinance Nos. 25579-09-2022, 25780-09-2022, 25581-09-2022 and 25582-09-2022 be adopted. Motion passed 9-0

ADJOURNMENT

There being no further business, Mayor Parker adjourned the meeting at 1:00 p.m., in memory of Thomas James Patterson, Sr., who passed away on Wednesday, September 21, 2022.