

CITY OF FORT WORTH, TEXAS
CITY COUNCIL MEETING
TUESDAY, SEPTEMBER 10, 2019

Present:

Mayor Betsy Price
Mayor Pro tem Dennis Shingleton
Council Member Carlos Flores
Council Member Brian Byrd
Council Member Cary Moon
Council Member Gyna Bivens
Council Member Jungus Jordan
Council Member Kelly Allen Gray
Council Member Ann Zadeh

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 for the Day, Mr. Terry Carmean, United States Air Force Veteran, banged the gavel and called the regular session of the Fort Worth City Council to order at 7:05 p.m. on Tuesday, September 10, 2019, in the City Council Chamber of the Fort Worth City Hall, 200 Texas Street, Fort Worth, Texas.

INVOCATION - Reverend Andrew Petta, St. Barnabas the Apostle Church

The invocation was provided by Reverend Andrew Petta, St. Barnabas the Apostle 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

1. [19-0176](#) Minutes - August 27, 2019 Regular Meeting

Motion: Council Member Byrd made a motion, seconded by Mayor Pro tem Shingleton, that the minutes of the August 27, 2019, Council meeting be approved. Motion passed 9-0.

ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

There were no items to be withdrawn from the Consent Agenda.

ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

City Manager Cooke requested that M&C 19-0148 be continued to the October 15, 2019, Council meeting.

CONSENT AGENDA

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

A. General - Consent Items

1. [M&C 19-0144](#) Adopt a Revised Investment Policy and Strategy for the City's General Portfolio (ALL COUNCIL DISTRICTS)

Motion: Approved.

2. [M&C 19-0142](#) Adopt a revised Investment Policy and Strategy for the Fort Worth Permanent Fund for the City's Mineral Trust (ALL COUNCIL DISTRICTS)

Motion: Approved.

3. [M&C 19-0116](#) Adopt a revised Investment Policy and Strategy for the City's Other Post-Employment Benefit (OPEB) Trust (ALL COUNCIL DISTRICTS)

Motion: Approved.

4. [M&C 19-0113](#) Adopt Attached Ordinance Amending Chapter 19 "Libraries," Article II "Department of Public Libraries," Section 19-17 "Duties of Librarian," of the Code of the City of Fort Worth, Texas (2015), as Amended, to Clarify the Process for Implementing and Administering Policies for the Department of Public Libraries (All COUNCIL DISTRICTS)

Motion: Approved. Ordinance No. 23799-09-2019

5. [M&C 19-0118](#) Authorize Application For and, If Awarded, Acceptance of the Fiscal Year 2019 Homeland Security Grant from the State of Texas, Office of the Governor, Up to the Amount of \$3,381,183, Approve Execution of All Applicable Grant Contracts, Adopt Resolution and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
Motion: Approved. Resolution No. 5121-09-2019 and Appropriation Ordinance No. 23800-09-2019
6. [M&C 19-0125](#) Authorize Execution of a Communications System Agreement with Hunt County for Participation in the City of Fort Worth's Public Safety Radio System for Interoperable Communications in Mutual Aid or Other Multi-Agency Operations at No Cost to the City of Fort Worth (ALL COUNCIL DISTRICTS)
Motion: Approved.
7. [M&C 19-0126](#) Adopt Appropriation Ordinance Decreasing Estimated Receipts and Appropriations in the Water and Sewer Capital Projects Fund in the Amount of \$366,004.00 and Increasing Receipts and Appropriations in the Water and Sewer Capital Project Fund 2018 for the Purpose of Funding Lake Arlington Lift Station and Force Main (COUNCIL DISTRICT 5 and City of Kennedale)
Motion: Approved. Appropriation Ordinance No. 23801-09-2019
8. [M&C 19-0127](#) Authorize Execution of a Communications Tower License Agreement with New Cingular Wireless PCS, LLC, for the Lease of Space on the City's Barnett Street Radio Tower (ALL COUNCIL DISTRICTS)
Motion: Approved.
9. [M&C 19-0131](#) Authorize Acceptance of an Additional Award in the Amount of \$139,509.95 in Fiscal Year 2017 Homeland Security Grant Program Funds from the United States Department of Homeland Security through the State of Texas, Office of the Governor, Authorize Execution of Related Documents, and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
Motion: Approved. Appropriation Ordinance No. 23802-09-2019

10. [M&C 19-0132](#) Ratify Application for and Authorize Acceptance of, if Awarded, the FY 2019 Law Enforcement-Based Victim Specialist Program Grant, from the U.S. Department of Justice, Office of Justice Programs, Office for Victims of Crime in an amount not to exceed \$275,000 per year for three years, and Authorize Execution of Grant Agreement with the Office for Victims of Crime (ALL COUNCIL DISTRICTS)
Motion: Approved.
11. [M&C 19-0134](#) Authorize Execution of Equipment Lease Agreement with Multipurpose Arena Fort Worth d/b/a Trail Drive Management Corp. for the Lease of Zamboni Equipment (COUNCIL DISTRICT 7)
Motion: Approved.
12. [M&C 19-0137](#) Adopt Resolution Authorizing the City Attorney's Office to File Lawsuits Against Mark Taylor and True Aviation Partners, LLC, in Tarrant County, Texas to Recover Past Due Rental Payments at City Airports (ALL COUNCIL DISTRICTS)
Motion: Approved. Resolution No. 5122-09-2019
13. [M&C 19-0141](#) Adopt an Appropriation Ordinance Increasing Estimated Receipts and Appropriations in the Amount of \$510,000.00, from Available Funds in the Harmon Road Design ROW project, within the Developer Contribution Fund for the Heritage Trace Parkway Sidewalk Project (COUNCIL DISTRICTS 4 and 7)
Motion: Approved. Appropriation Ordinance No. 23803-09-2019

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

1. [M&C 19-0123](#) Authorize Purchase Agreements for Information Technology Storage Software, Hardware, Maintenance and Related Services with Netsync Network Solutions, Inc., for the Information Technology Solutions Department Using Cooperative Agreements in an Amount Up to \$650,000.00 for One Term and One One-Year Option to Renew (ALL COUNCIL DISTRICTS)
Motion: Approved.

2. [M&C 19-0129](#) Authorize a Purchase Agreement with Future Com LTD for Purchase of Network Software, Hardware, and Related Services to Upgrade Existing Systems at the Datacenters using the Interlocal Purchasing System Cooperative Agreement No. 180306 for the Combined Total of \$713,000.00 for the Information Technology Department (ALL COUNCIL DISTRICTS)
Motion: Approved.

3. [M&C 19-0146](#) Authorize Agreement with Resource Integrators, LLC for Technology Staffing Services using Texas Department of Information Resources Contracts for the Information Technology Solutions Department in an Amount Not to Exceed \$171,000.00 (ALL COUNCIL DISTRICTS)
Motion: Approved.

C. Land - Consent Items

1. [M&C 19-0130](#) Consider Adoption of an Amendment to the Master Thoroughfare Plan to Realign Fleming Ranch Road and to Realign Eagle Mountain Parkway (COUNCIL DISTRICT 7)
Mr. Nathan Thompson, 9800 Hillwood Parkway, Suite 250, completed a speaker card in support of M&C 19-0130 and was recognized by Mayor Price but did not wish to address Council.
Motion: Approved.

E. Award of Contract - Consent Items

1. [M&C 19-0114](#) Authorize Execution of an Addendum to City Secretary Contract No. 51483 with the United States Department of Justice, Drug Enforcement Administration to Increase Participation in the Dallas/Fort Worth Airport/Interdiction Task Force by Adding 2 Officers, Authorize Acceptance in an Amount Up to \$36,687.50 for the Reimbursement of Overtime Costs and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
Motion: Approved. Appropriation Ordinance No. 23804-09-2019

2. [M&C 19-0115](#) Authorize Execution of Amendment No. 7 to City Secretary Contract No. 44073 with Freese & Nichols, Inc., in the Amount of \$315,976.00 for Additional Engineering Services for Production of Construction documents for Lake Worth Trail Phase 1B. for a Total design Contract in the Amount of \$1,539,920.00 (COUNCIL DISTRICT 7)
Motion: Approved.

3. [M&C 19-0117](#) Authorize Execution of a Standard Agreement for Engineering Related Professional Services with Baird, Hampton & Brown, Inc., in an Amount Up to \$109,630.00 to Provide Engineering Services for Dam Improvements at Lake Como and Oakland (Fosdic) Lake Dams (2018 Bond Fund) (COUNCIL DISTRICTS 3 and 8)
Motion: Approved.
4. [M&C 19-0119](#) Authorize Execution of Second Renewal and Amendment to Interlocal Agreement with Fort Worth Independent School District to Operate the Fort Worth After School Program at Greenbriar and DeZavala Elementary Schools and Daggett Middle School with a Total Annual Reimbursable Expenditure of Up to \$118,524.00 and Adopt Appropriation Ordinance (COUNCIL DISTRICT 9)
Motion: Approved. Appropriation Ordinance No. 23805-09-2019
5. [M&C 19-0120](#) Authorize Execution of a Contract with CDM Smith Inc., in the Amount of \$397,700.00 to Conduct a Risk and Resilience Assessment and Review of Emergency Response Plans for the Water Department (ALL COUNCIL DISTRICTS)
Motion: Approved.
6. [M&C 19-0122](#) Authorize Execution of Amendment No. 2 to City Secretary Contract 45635 to Increase the Contract Amount by up to \$340,000.00 Annually for Additional Licensing and Professional Services Under the Sole Source Agreement with Superior, LLC, for the Customer Information and Billing System for the Water Department (ALL COUNCIL DISTRICTS)
Motion: Approved.
7. [M&C 19-0128](#) Authorize Execution of an Administration Building Office Lease Agreement with Irvin Technologies, Inc. for Suite 320 at Fort Worth Meacham International Airport (COUNCIL DISTRICT 2)
Motion: Approved.
8. [M&C 19-0136](#) Authorize Contract with NetSteady Communications, LTD, to Provide Exclusive Communications Services for Facility Users and Exhibitors at the Will Rogers Memorial Center (COUNCIL DISTRICT 7)
Motion: Approved.

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9. [M&C 19-0138](#) Adopt Appropriation Ordinance Increasing Estimated Receipts and Appropriations in the Loving Avenue Channel and Culvert Improvements Project in the Amount of \$3,800,000.00, from Available Funds in the Stormwater Capital Projects Bond Fund for the Purpose of Funding Drainage Improvements and Authorize the Execution of a Contract with Klutz Construction, L.L.C., in the Amount of \$3,512,938.10 for Construction of Loving Avenue Channel and Culvert Improvements (COUNCIL DISTRICT 2)
Motion: Approved. Appropriation Ordinance No. 23806-09-2019
 10. [M&C 19-0147](#) Amend Mayor and Council Communication C-29165 for all districts to Change the Contractor Name from CornerStone Staffing to Smith Temporaries, Inc., dba CornerStone Staffing Under Authorized Professional Services Agreement (ALL COUNCIL DISTRICTS)
Motion: Approved.
 11. [M&C 19-0149](#) Authorize Application for and Acceptance of, if Awarded, a Grant from the United Way of Tarrant County in an Amount Up to \$250,000.00 for the Volunteer Income Tax Assistance Program, Authorize Execution of Agreement with the United Way of Tarrant County, Authorize Allocation of a Portion of Assigned Staff Time Valued in an Amount Up to \$25,000.00 as an In-Kind Match and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
Motion: Approved. Appropriation Ordinance No. 23807-09-2019
 12. [M&C 19-0145](#) Authorize Execution of a Contract with Omega Contracting, Inc, in the Amount of \$738,771.50 for Concrete Street Restoration along Various Streets. (COUNCIL DISTRICTS 2,4,5,6 and 9)
(Note: M&C pertains to Districts 2, 4, 5, 6 and 8.)
Motion: Approved.
 13. [M&C 19-0143](#) Authorize Execution of a Contract with Makou Inc., in the Amount of \$862,484.00 for 2020 Concrete Restoration Contract 1 at Various Locations. (COUNCIL DISTRICTS 4, 7, and 9)
Motion: Approved.

PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. [19-0163](#) Notice of Claims for Alleged Damages and/or injuries
End of Consent Agenda.

SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. Presentation of Proclamation for 22Kill - Bringing Awareness to Veterans in Crisis

Mayor Pro tem Shingleton and Council Member Jordan presented a proclamation for 22Kill Bringing Awareness to Veterans in Crisis to Ms. Tempa Sherrill, Chief Operating Officer, and Mr. Dan Lombardo, Board Chair, 22Kill.

2. Presentation of Proclamation for Suicide Prevention Week

Mayor Price and Mayor for the Day Carmean presented a proclamation for Suicide Prevention Week to Ms. Joceline Rojas and Mr. Davian Harper, United Voices for Change.

ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming Events

Mayor Price, Mayor Pro tem Shingleton, and Council Members Flores, Byrd, Moon, Bivens, Jordan, Allen Gray, and Zadeh announced upcoming and recent events within the City and various Council districts.

2. Recognition of Citizens

There was no recognition of citizens.

3. Approval for Ceremonial Travel

Motion: Mayor Pro tem Shingleton made a motion, seconded by Council Member Bivens, that Council Members Byrd and Moon be approved for ceremonial travel to Nimes, France, from September 25, 2019, through October 4, 2019, for the official signing of the reciprocal agreement solidifying the official partnership between Fort Worth Sister Cities International and Nimes. Motion passed 9-0.

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**

1. [19-0224](#) Reappointments to Board/Commissions/Committees for District 9

Motion: Council Member Zadeh made a motion, seconded by Council Member Allen Gray, that the following individuals be reappointed to various boards and commissions effective September 10, 2019, and with terms expiring October 1, 2021:

Mr. Edward Lasater - Aviation Advisory Board
Mr. Cory Malone - Historic and Cultural Landmarks Commission
Mr. Douglas Cooper - Urban Design Commission

Motion passed 9-0.

RESOLUTIONS

1. [19-0208](#) A Resolution Approving the Fiscal Year 2020 Budget for Dallas/Fort Worth International Airport

Motion: Council Member Jordan made a motion, seconded by Mayor Pro tem Shingleton, that Resolution No. 5123-09-2019 be adopted. Motion passed 9-0.

2. [19-0209](#) A Resolution Approving Debt Service for Dallas Fort Worth International Airport Bond Obligations as a Dallas Fort Worth International Airport Public Facility Improvement Corporation Airport Project; Making Certain Findings Related Thereto; and Other Related Matters

Motion: Council Member Jordan made a motion, seconded by Mayor Pro tem Shingleton, that Resolution No. 5124-09-2019 be adopted. Motion passed 9-0.

3. [19-0210](#) A Resolution to Authorize Initiation of Rezoning for Certain Properties in the Como Neighborhood in Accordance with the Comprehensive Plan

Motion: Council Member Byrd made a motion, seconded by Council Member Allen Gray, that Resolution No. 5125-09-2019 be adopted. Motion passed 9-0.

4. [19-0219](#) A Resolution to Authorize the Initiation of Rezoning for Certain Properties in the John T. White Area in Accordance with the Comprehensive Plan

Mr. Bob Willoughby, 6731 Bridge Street #125, appeared before Council in opposition to the resolution.

Motion: Council Member Bivens made a motion, seconded by Mayor Pro tem Shingleton, that Resolution No. 5126-09-2019 be adopted. Motion passed 9-0.

5. [19-0223](#) A Resolution Authorizing Payment of Up to \$5,000.00 for Legal Services Provided by the Law Firm of Clark Partington, as Outside Counsel to Represent the City in Matters Related to South Florida Asset Recovery Corp's Garnishment of Wages for a City Employee

Motion: Council Member Byrd made a motion, seconded by Mayor Pro tem Shingleton, that Resolution No. 5127-09-2019 be adopted. Motion passed 9-0.

ORDINANCES

1. [19-0221](#) Fifty-Fifth Supplemental Concurrent Bond Ordinance, Confirming Security for Subordinate Lien Obligations, and Prescribing Other Matters with Respect Thereto

Motion: Council Member Allen Gray made a motion, seconded by Council Member Moon, that Fifty-Fifth Supplemental Concurrent Bond Ordinance No. 23808-09-2019 be adopted. Motion passed 9-0.

2. [19-0222](#) Fifty-Sixth Supplemental Concurrent Bond Ordinance and Establishing a Commercial Paper Program Under which will be Issued from Time to Time Subordinate Lien Obligations in an Aggregate Principal Amount Not to Exceed \$750,000,000 at Any One Time Outstanding [and Ordaining Other Matters Related Thereto]; Authorizing Such Subordinate Lien Obligations to be Issued, Sold, and Delivered as Notes in One or More Series, and Prescribing the Terms, Features, and Characteristics of Such Instruments; Approving and Authorizing Authorized Officers to Act On Behalf of the Cities in the Sale and Delivery of Such Subordinate Lien Obligations, within the Limitations and Procedures Specified Herein and in Accordance with Applicable Law; Making Certain Covenants and Agreements in Connection Therewith; Resolving Other Matters Incident and Related to the Issuance, Sale, Security, and Delivery of Such Commercial Paper; Enacting Other Provisions Incident and Related to the Subject and Purpose of this Fifty-Sixth Supplement; and Providing for an Effective Date

Motion: Mayor Pro tem Shingleton made a motion, seconded by Council Member Byrd, that Sixty-Sixth Supplemental Concurrent Bond Ordinance No. 23809-09-2019 be adopted. Motion passed 9-0.

PUBLIC HEARING

1. [19-0207](#) Conduct Public Hearings on Proposed Fiscal Year 2019-2020 Budget and Proposed 2019 Tax Rate (PUBLIC HEARING - a. Report of City Staff: Loraine Coleman; b. Citizen Presentations; c. Council Action: Close Public Hearing)
Mayor Price opened the public hearing and stated that the vote on the proposed tax rate of \$0.747500 per \$100.00 will occur at the City Council meeting on September 17, 2019, that begins at 7:00 p.m., located in the City Council Chambers, Fort Worth City Hall, 200 Texas Street, Fort Worth, Texas 76102.

a. Report of City Staff

Ms. Loraine Coleman, Performance and Budget Office, appeared before Council and provided a staff report.

b. Citizen Presentations

Mr. Geoffrey Campbell, 5348 East Rosedale Street #814, appeared before Council in support of M&C 19-0207.

Ms. Fran Rhodes, 10613 Elmhurst Lane, appeared before Council in opposition to M&C 19-0207.

Ms. Danielle Tucker, 1301 South Riverside Drive, appeared before Council undecided relative to M&C 19-0207.

c. Council Action

Motion: Mayor Pro tem Shingleton made a motion, seconded by Council Member Byrd, that the public hearing be closed and 19-0207 be approved. Motion passed 9-0.

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 and that notice of the hearing had been given by publication in the *Fort Worth Star-Telegram*, the official newspaper of the City of Fort Worth, on August 23, 2019.

Mayor Price opened the public hearing.

1. [ZC-19-091](#) (CD7) BYD Talon Hill Development LLC, 6801 Lake Country Drive, From: "A-5" One-Family and "E" Neighborhood Commercial To: PD/CR Planned Development for all uses in "CR" Low Density Multifamily with a maximum number of 37 units and 50% open space; site plan included 4.92 acres (Recommended for Approval by the Zoning Commission)

Ms. Vanessa McElroy, 12750 Merit Drive, Suite 425, Dallas, Texas, appeared before Council in support of Zoning Docket ZC-19-091.

Motion: Mayor Pro tem Shingleton made a motion, seconded by Council Member Flores, that Zoning Docket ZC-19-091 be approved. Motion passed 9-0.

2. [ZC-19-101](#) (CD2) Natalie & Leonel Zamarripa, 3211 NW 33rd Street; From: "A-5" One-Family To: Add Conditional Use Permit to allow a detached daycare facility for 60 children with waiver to the size of the outdoor play area; site plan included 0.52 acres (Recommended for Denial by the Zoning Commission)

Mr. Bryan Hull, 600 Wentworth Drive, Richardson, Texas, appeared before Council in support of Zoning Docket ZC-19-101.

Motion: Council Member Flores made a motion, seconded by Council Member Bivens, that Zoning Docket ZC-19-101 be approved. Motion passed 9-0.

1. [M&C 19-0133](#) Conduct Public Hearing, Authorize Execution of Municipal Services Agreement and Adopt Ordinance for the Proposed Owner-Initiated Annexation of Approximately 460.186 Acres of Land in Denton County, Known as AIL Properties – SH 156, Located North of Intermodal Parkway and South of Highway 114 off of SH 156, in the Far North Planning Sector, AX-19-009 (FUTURE COUNCIL DISTRICT 7) (PUBLIC HEARING - a. Report of City Staff: Mary Elliott; b. Citizen Presentations; c. Council Action: Close Public Hearing and Approve the M&C)

Mayor Price opened the public hearing.

a. Report of City Staff

Ms. Mary Elliott, Planning and Development, appeared before Council and provided a staff report.

b. Citizen Presentations

Mr. Joe Schneider, representing AIL Investment, 9800 Hillwood Parkway, completed a speaker card in support of M&C 19-0133 and was recognized by Mayor Price but did not wish to address Council.

c. Council Action

Motion: Mayor Pro tem Shingleton made a motion, seconded by Council Member Jordan, that the public hearing be closed, M&C 19-0133 be approved and Ordinance No. 23810-09-2019 be adopted. Motion passed 9-0.

3. [ZC-19-107](#) (CD7) AIL Investment, LP & AIL West, LLC, 12000 block FM 156; From: Unzoned To: "K/AO" Heavy Industrial/Fort Worth Alliance Airport Overlay 460.18 acres (Recommended for Approval by the Zoning Commission)

Mr. Joe Schneider, representing AIL Investment, 9800 Hillwood Parkway, completed a speaker card in support of Zoning Docket ZC-19-107 and was recognized by Mayor Price but did not wish to address Council.

Motion: Mayor Pro tem Shingleton made a motion, seconded by Council Member Byrd, that Zoning Docket ZC-19-107 be approved. Motion passed 9-0.

4. [ZC-19-111](#) (CD5) City of Fort Worth Planning & Development: Text Amendment: Stop Six Design Overlay: An Ordinance amending the Comprehensive Zoning Ordinance of the City of Fort Worth, being Ordinance No. 21653, as amended, codified as Appendix "A" of the Code of the City of Fort Worth (2015), by amending: Chapter 4 "District Regulations" to amend Article 1, "General"; to add Conditional Use Permit to the list of districts established; Amend Article 4, "Overlay Districts" to add Section 4.408 "Stop Six Overlay ("SS") District", providing development standards and administrative procedures related to the overlay district (Recommended for Approval by the Zoning Commission)

Mr. Carlos Walker, 5100 Willie Street, completed a comment card in support of Zoning Docket ZC-19-111.

Motion: Council Member Bivens made a motion, seconded by Council Member Flores, that Zoning Docket ZC-19-111 be approved and Ordinance No. 23811-09-2019 be adopted. Motion passed 9-0.

5. [ZC-19-116](#) (CD5) City of Fort Worth Planning & Development Department: Map Amendment: Stop Six Design Overlay, Generally bounded by Loop 820, Wilbarger Street, Miller Avenue and Union Pacific Railroad; From: Various zoning districts To: Create the boundaries for Stop Six ("SS") Design District Overlay 2961.76 acres (Recommended for Approval by the Zoning Commission)

Motion: Council Member Bivens made a motion, seconded by Council Member Allen Gray, that Zoning Docket ZC-19-116 be approved. Motion passed 9-0.

6. [ZC-19-113](#) (CD8) Garland All Storage Associates, LTD, 7801 Crowley Road; From: "E" Neighborhood Commercial To: Add Conditional Use Permit to allow auto parts retail; site plan included 1.05 acres (Recommended for Approval by the Zoning Commission)

The following individuals completed speaker cards in support of Zoning Docket ZC-19-113 and were recognized by Mayor Price but were not present in the Council Chamber:

Mr. Frank Baeza, 123 South Front Street, 3rd Floor, Memphis, Tennessee
Mr. Jose Gonzalez, 123 South Front Street, 3rd Floor, Memphis, Tennessee
Mr. Wesley Berlin, 2583 Pine Bluff Courts, Highland, Michigan

Motion: Council Member Allen Gray made a motion, seconded by Council Member Byrd, that Zoning Docket ZC-19-113 be approved. Motion passed 9-0.

7. [ZC-19-115](#) (CD5) Pensco Trust, 8636 Meadowbrook Drive; From: "E" Neighborhood Commercial To: "A-5" One-Family 3.17 acres (Recommended for Approval by the Zoning Commission)

Mr. Dennis Hopkins, 2131 North Collins Street #637, Arlington, Texas, completed a speaker card in support of Zoning Docket ZC-19-115 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-19-115 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-19-115 be approved. Motion passed 9-0.

8. [ZC-19-117](#) (CD9) Catherine Colquitt, 2601 McPherson Avenue; From: "A-5" One-Family/TCU Residential Overlay To: "R2" Townhouse/Cluster/TCU Residential Overlay 0.54 acres (Recommended for Denial by the Zoning Commission)

Ms. Carol Stalcup, 2729 Sundance Avenue, appeared before Council in support of Zoning Docket ZC-19-117.

Ms. Jerre Tracy, 1110 Penn Street, completed a comment card in opposition to Zoning Docket ZC-19-117.

Motion: Council Member Zadeh made a motion, seconded by Mayor Pro tem Shingleton, that Zoning Docket ZC-19-117 be denied with prejudice. Motion passed 9-0.

9. [ZC-19-118](#) (CD9) Southside City Church of Fort Worth, 2100, 2116 W. Lowden Street, 2828 Townsend Drive, 2837 Frazier Avenue; From: "A-5" One-Family and "CF" Community Facilities/TCU Residential Overlay To: "UR" Urban Residential/TCU Residential Overlay 1.13 acres (Recommended for Denial by the Zoning Commission)

Ms. Mary Nell Poole, 2918 Wingate, appeared before Council in support of Zoning Docket ZC-19-118.

The following individuals appeared before Council in opposition to Zoning Docket ZC-19-118:

Mr. J.D. Barnes, 2530 Wayside Avenue
Mr. Rick Garcia, 2817 Livingston Avenue
Mr. Peder Hanson, 2720 Wayside Avenue

Motion: Council Member Zadeh made a motion, seconded by Mayor Pro tem Shingleton, that Zoning Docket ZC-19-118 be continued to the October 15, 2019, Council meeting. Motion passed 9-0.

10. [ZC-19-120](#) (CD5) Michael Smith, 11432 S. Pipeline Road; From: "AG" Agricultural, "AR" One-Family Restricted, "CF" Community Facilities, "K" Heavy Industrial To: "A-5" One-Family 19.58 acres (Recommended for Approval by the Zoning Commission)

Mr. Dennis Hopkins, 2131 North Collins Street #637, Arlington, Texas, completed a speaker card in support of Zoning Docket ZC-19-120 and was recognized by Mayor Price but was not present in the Council Chamber.

The following individuals appeared before Council in opposition to Zoning Docket ZC-19-120:

Ms. Danielle Tucker, 5952 Highcrest Drive

Mr. Ray Oujesky, 201 Main Street, Suite 2500

Mr. Roger Yale, 1417 East McKinney Street, Suite 220, Denton, Texas

Mr. Bob Willoughby, 6731 Bridge Street #125, completed a speaker card in opposition to Zoning Docket ZC-19-120 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-19-120 be approved. Motion passed 9-0.

11. [ZC-19-121](#) (CD2) Mike, Stacey, Benjamin Et Al, Fritch, 9250 Blue Mound Road; From: "G" Intensive Commercial, "IP" Industrial Park To: "I" Light Industrial 14.09 acres (Recommended for Approval by the Zoning Commission)

Mr. Edward Eckart, 2405 Mustang Drive, completed a speaker card in support of Zoning Docket ZC-19-121 and was recognized by Mayor Price but did not wish to address Council.

Motion: Council Member Flores made a motion, seconded by Council Member Bivens, that Zoning Docket ZC-19-121 be approved. Motion passed 9-0.

12. [ZC-19-122](#) (CD3) Chapel Creek Westpoint Joint Venture, 800 Chapel Creek Boulevard; From: "E" Neighborhood Commercial To: "A-5" One-Family 15.30 acres (Recommended for Approval by the Zoning Commission)

Motion: Council Member Byrd made a motion, seconded by Council Member Moon, that Zoning Docket ZC-19-122 be approved. Motion passed 9-0.

13. [ZC-19-123](#) (CD2) Williamson-Dickie Manufacturing Company, 9201 NW Highway 287; From: "G" Intensive Commercial, "IP" Industrial Park, "I" Light Industrial To: "I" Light Industrial 35.75 acres (Recommended for Approval by the Zoning Commission)

Mr. Edward Eckart, 2405 Mustang Drive, completed a speaker card in support of Zoning Docket ZC-19-123 and was recognized by Mayor Price but did not wish to address Council.

Motion: Council Member Flores made a motion, seconded by Mayor Pro tem Shingleton, that Zoning Docket ZC-19-123 be approved. Motion passed 9-0.

14. [ZC-19-124](#) (CD2) Pulte Homes of Texas, LP, 2000 block Basswood Boulevard; From: "A-7.5" One-Family, "E" Neighborhood Commercial To: "R2" Townhouse/Cluster 10.26 acres (Recommended for Approval by the Zoning Commission)

The following individuals appeared before Council in support of Zoning Docket ZC-19-124:

Mr. Marc Paquette, 9800 Hillwood Parkway, Suite 250
Mr. Clint Vincent, 9111 Cypress Waters Boulevard, Suite 100, Coppell, Texas

The following individuals completed comment cards in support of Zoning Docket ZC-19-124:

Mr. Jason Baldwin, 1912 Arroyo Verde Trail
Mr. Joseph Poverelli, Jr., 1912 Arroyo Verde Trail
Ms. Daisy Hammond, 9100 Rushing River Drive
Ms. Denise Poverelli, 7112 Frenton Terrace
Mr. Joseph Poverelli, 7112 Frenton Terrace
Ms. Cassandra Kifer, 4601 Mustang Drive,
Ms. Elizabeth Hammond, 9100 Rushing River Drive
Ms. Jill Hill, 1941 Arroyo Verde Trail

The following individuals appeared before Council in opposition to Zoning Docket ZC-19-124:

Mr. Neil Smith, 1932 Arroyo Verde Trail
Mr. John Reyna, 1972 Arroyo Verde Trail

Ms. Jessica McKenzie, 1956 Arroyo Verde Trail, completed a speaker card in opposition to Zoning Docket ZC-19-124 and was recognized by Mayor Price but was not present in the Council Chamber.

The following individuals completed comment cards in opposition to Zoning Docket ZC-19-124:

Ms. Diane Smith, 1932 Arroyo Verde Trail
Ms. Catherine Machuca, 1933 Arroyo Verde Trail
Mr. Raul Machuca, 1933 Arroyo Verde Trail
Ms. Tracy Spears, 1964 Arroyo Verde Trail
Mr. Philip Natale, 1937 Rio Costilla Road

Mr. Johnny Latham, 7236 Laguna Del Campo Trail
Ms. Paige Latham, 7236 Laguna Del Campo Trail
Ms. Rebecca Dickey, 1936 Arroyo Verde Trail
Mr. Edward Spears, 1964 Arroyo Verde Trail
Ms. Martha Fonseca, 1948 Arroyo Verde Trail
Mr. Jorge Fonseca, 1944 Arroyo Verde Trail
Ms. Kimberly Hays, 1952 Arroyo Verde Trail
Mr. Chris Hays, 1952 Arroyo Verde Trail

Motion: Council Member Flores made a motion, seconded by Mayor Pro tem Shingleton, that Zoning Docket ZC-19-124 be continued to the October 15, 2019, Council meeting. Motion passed 9-0.

15. [ZC-19-125](#) (CD9) 200 Carroll FW Investors, LLC, 2708, 2709, 2712 Weisenberger Street; From: "MU-1" Low Intensity Mixed-Use To: Add Conditional Use Permit to allow a bar; site plan included 0.49 acres (Recommended for Approval by the Zoning Commission)

Mr. Ryan Huges, 1111 South Main Street, Grapevine, Texas, appeared before Council in support of Zoning Docket ZC-19-125.

Motion: Council Member Zadeh made a motion, seconded by Council Member Byrd, that Zoning Docket ZC-19-125 be approved. Motion passed 9-0.

16. [ZC-19-126](#) (CD3) City of Fort Worth Planning & Development/Petition, Generally bounded by the Trinity River, Bellaire Drive & Overton Woods Drive; From: "C" Medium Density Multifamily To: "A-5" One-Family 10.45 acres (Recommended for Approval by the Zoning Commission)

The following individuals completed speaker cards in support of Zoning Docket ZC-19-126 and were recognized by Mayor Price but did not wish to address Council:

Mr. Ron Wells, 4716 Oak Trail
Mr. Rob Benefield, 4712 Oak Trail

The following individuals completed comment cards in opposition to Zoning Docket ZC-19-126:

Ms. Martha Foster Fonseca, 1948 Arroyo Verde Trail
Mr. Jorge Fonseca, 1944 Arroyo Verde Trail

Motion: Council Member Byrd made a motion, seconded by Council Member Allen Gray, that Zoning Docket ZC-19-126 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 to Zoning Ordinance No. 21653-02-2015 for the above-listed cases, Council Member Byrd made a motion, seconded by Council Member Allen Gray, that the hearing be closed and Ordinance No. 23812-09-2019 be adopted. Motion passed 9-0.

REPORT OF THE CITY MANAGER

A. Benefit Hearing

1. [M&C 19-0139](#) Conduct Public Benefit Hearing Regarding the Proposed Fiscal Year 2019-2020 Budget, Eight-Year Service Plan, and Assessment for the Public Improvement District No. 18, Tourism, Approve the Filing of the Proposed Assessment Roll with the City Secretary, and Set a Public Benefit Hearing for September 17, 2019 for Final Approval of the Budget, Service Plan, and Assessment (ALL COUNCIL DISTRICTS) (PUBLIC HEARING - a. Report of City Staff: Anthony Rousseau; b. Citizen Presentations; c. Council Action: Close Public Hearing and Approve the M&C)

Mayor Price opened the public hearing.

a. Report of City Staff

Mr. Anthony Rousseau, Financial Management Services, appeared before Council and provided a staff report.

b. Citizen Presentations

There were no Citizen Presentations.

c. Council Action

Motion: Mayor Pro tem Shingleton made a motion, seconded by Council Member Jordan, that the public hearing be closed and M&C 19-0139, which provide for the filing of the assessment roll and setting the final benefit hearing for September 17, 2019, be approved. Motion passed 9-0.

B. General

1. [M&C 19-0154](#) Adopt Ordinances Enacting Fiscal Year 2019 Year End Budget Adjustments by Reallocating Resources, Operating Surpluses, and Available Current-Year Revenues to Offset Projected Shortfalls, Fund Departmental Capital Projects and Outlays and Authorize All Associated Transfers (ALL COUNCIL DISTRICTS)

Motion: Council Member Jordan made a motion, seconded by Mayor Pro tem Shingleton, that M&C 19-0154 be approved and Ordinance Nos. 23813-09-2019, 23814-09-2019, 23815-04-2019, 23816-04-2019, and 23817-04-2019 be adopted. Motion passed 9-0.

2. [M&C 19-0155](#) Approve Adjustments to the Fiscal Year 2019 Crime Control and Prevention District Budget to Reallocate Amounts Among Initiatives, Resulting in No Net Increase to the Overall Budget (ALL COUNCIL DISTRICTS)

Motion: Council Member Jordan made a motion, seconded by Mayor Pro tem Shingleton, that M&C 19-0155 be approved. Motion passed 9-0.

3. [M&C 19-0150](#) Conduct Public Hearing and Approve Fiscal Year 2020 Crime Control and Prevention District Budget (ALL DISTRICTS) (PUBLIC HEARING - a. Report of City Staff: Loraine Coleman; b. Citizen Presentations; c. Council Action: Close Public Hearing and Approve the M&C)

Mayor Price opened the public hearing.

a. Report of City Staff

Ms. Loraine Coleman, Performance an Budget Office, appeared before Council and provided a staff report.

b. Citizen Presentations

There were no Citizen Presentations.

c. Council Action

Motion: Council Member Jordan made a motion, seconded by Mayor Pro tem Shingleton, that the public hearing be closed and M&C 19-0150 be approved. Motion passed 9-0.

4. [M&C 19-0124](#) Adopt Ordinance Revising Retail Water and Wastewater Rates and Charges and Amending Sections 35-56(a)(b), (c) and (d), Article III - Charges, of Chapter 35 - Water and Sewers of the City Code, Effective January 1, 2020 (ALL COUNCIL DISTRICTS)

Motion: Mayor Pro tem Shingleton made a motion, seconded by Council Member Flores, that M&C 19-0124 be approved and Ordinance No. 23818-09-2019 be adopted. Motion passed 9-0.

5. [M&C 19-0121](#) Adopt Ordinance Revising Wholesale Water, Wastewater and Raw Water Service Rates and Amending Chapter 35 - Water and Sewers, Article III - Charges, Division 1 – Generally, Sections 35-56(g) (h) and (i) of the City Code with an Effective Date of Billing on or After November 1, 2019 for Usage and Flows From and After October 1, 2019 for Water and Wastewater Service (ADJACENT TO ALL COUNCIL DISTRICTS)

Motion: Mayor Pro tem Shingleton made a motion, seconded by Council Member Allen Gray, that M&C 19-0121 be approved and Ordinance No. 23819-09-2019 be adopted. Motion passed 9-0.

6. [M&C 19-0156](#) Adopt Fiscal Year 2020 Fee Adjustments for the Aviation Department, Planning and Development Department, and Park and Recreation Department, Adopt the Attached Ordinance Revising Fees, Authorize Certain Fee Modifications, and Formally Designate Certain Personnel to Act on Behalf of the Financial Management Services Department in Collecting Fees and Issuing Licenses (ALL COUNCIL DISTRICTS)

Motion: Council Member Allen Gray made a motion, seconded by Council Member Zadeh, that M&C 19-0156 be approved and Ordinance No. 23820-09-2019 be adopted. Motion passed 9-0.

7. [M&C 19-0135](#) Adopt Ordinance Revising Chapter 23 "Offenses and Miscellaneous Provisions," of the Code of the City of Fort Worth, Texas (2015) to Provide Regulations Concerning Unauthorized Camping on Certain Private Properties (ALL COUNCIL DISTRICTS)

Ms. Sarah Fullenwider, City Attorney, stated that the ordinance included in the packet allowed camping on commercial property if written permission was obtained by the property owner. The revised ordinance handed out at the City Council Work Session prohibits camping on commercial property regardless if written permission was obtained or not and would allow the City to fine the property owner as well as the trespasser, or remove the trespasser from the property.

Ms. Cindy Boling, 4717 Norma Street, appeared before Council in support of M&C 19-0135.

The following individuals completed comment cards in support of M&C 19-0135:

Mr. Mark Boling, 4717 Norma Street
Ms. Luann Hoppe, 812 Hudgins Avenue
Mr. Charles Crooks, 1600 Lake Shore Drive
Ms. Naomi Dillard, 3501 Primrose Avenue
Ms. Edie Hudson, 1708 Menzer Court
Mr. Toby Owen, 2400 Cypress Street
Ms. Melissa Peters, 1529 Jenson Road
Mr. Michael Phipps, 4451 Normandy Road
Mr. Edward Sakerka, 4451 Normandy Road

Ms. Jeralynn Cox, 6212 Reddenson Drive, appeared before Council in opposition to M&C 19-0135.

The following individuals completed speaker cards in opposition to M&C 19-0135 and were recognized by Mayor Price but were not present in the Council Chamber:

Ms. Rachel Amerson, 5620 Wales Avenue
Mr. Bernie Scheffler, 1608 Lake Shore Drive
Mr. Gerald Banks, Sr., 6861 Routt Street
Mr. Andy Miller, 3100 West 7th Street, Suite 245
Mr. James Petrovich, 2525 Marigold Avenue

The following individuals completed comment cards in opposition to M&C 19-0135:

Ms. Cindy Griffith, 4025 Willing Avenue
Ms. Sabrina Ball, 1135 Mistletoe Drive
Ms. Carol Klocek, 512 West 4th Street
Ms. Carla Cowan, 3921 West 6th Street
Mr. Greg Hughes, 3408 View Street
Ms. Erin Tate, 6833 Maize Road #2205
Mr. David Aftandilian, 2541 Shirley Avenue
Mr. Matthew Green, 916 Bryan Avenue, Suite 104
Mr. Xergio Chacin, 7521 Fallen Trail
Ms. Kimberly Byrom, 4859 Boulder Lake Court
Ms. Healthier Harned, 10220 Leatherwood Drive
Ms. Paulina de Melendez, 605 Panay Way Drive
Ms. Yolanda Sifuentes, 24 Beechreeck Drive
Ms. Edy Mayfield, 6140 Avery Drive #6103

The following individuals appeared before Council undecided relative to M&C 19-0135:

Mr. Bart Gutierrez, 1314 Evans Avenue
Ms. Katrina Titze, 3900 West 7th Street

Ms. Ashley Hickson, 4525 Summerbrook Circle, completed an undecided comment card relative to M&C 19-0135.

Motion: Council Member Jordan made a motion, seconded by Mayor Pro tem Shingleton, that M&C 19-0135 be continued to the September 17, 2019, Council meeting. Motion passed 9-0.

(Council Moon stepped away from the dais and left the meeting.)

8. [M&C 19-0140](#) Authorize the Temporary Closure of Randol Mill Road between Precinct Line Road and Lowery Road from September 16, 2019 to October 4, 2019 to Allow for the Construction of a Roundabout at the Intersection of Randol Mill Road at Precinct Line Road (COUNCIL DISTRICT 5)

Mr. Bob Willoughby, 6731 Bridge Street #125, completed a speaker card in opposition to M&C 19-0140 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 Allen Gray, that M&C 19-0140 be approved. Motion passed 8-0, Council Member Moon absent.

9. [M&C 19-0153](#) Authorize Acceptance of Funds from Tarrant County 9-1-1 District in the Amount of \$659,461.00 for the Fiscal Year 2019 Radio Assistance Program, Authorize Use of Tarrant County 9-1-1 District Funds in the Amount of \$450,837.00 Received in Prior Year, and Adopt Appropriation Ordinances (ALL COUNCIL DISTRICTS)

Motion: Council Member Byrd made a motion, seconded by Council Member Allen Gray, that M&C 19-0153 be approved and Appropriation Ordinance Nos. 23821-09-2019, 23822-09-2019, and 23823-09-2019 be adopted. Motion passed 8-0, Council Member Moon absent.

F. Award of Contract

1. [M&C 19-0148](#) Authorize Amendment to Neighborhood Empowerment Zone Tax Abatement Agreement (City Secretary Contract No. 48635) with 2925 Race, LLC, to Amend the Terms of the Abatement to Allow the Abatement Beginning Date to Coincide with the First Year of the Compliance Auditing Term (COUNCIL DISTRICT 9)

Motion: It was the consensus of the City Council that M&C 19-0148 be continued to the October 15, 2019, Council meeting.

2. [M&C 19-0157](#) Adopt an Appropriation Ordinance from available funds in the Public Events Capital Fund for the Additional Rehabilitation of Pioneer Tower at the Will Rogers Memorial Center Total Amount of \$981,050; and Authorize Change Order No.1 to City Secretary Contract 51558 with HM & MF, Ltd., d/b/a Muckleroy & Falls in the amount of \$802,917.75 (COUNCIL DISTRICT 7)

Motion: Mayor Pro tem Shingleton made a motion, seconded by Council Member Jordan, that M&C 19-0157 be approved and Appropriation Ordinance No. 23824-09-2019 be adopted. Motion passed 8-0, Council Member Moon absent.

CITIZEN PRESENTATIONS

1. [19-0110](#) Citizen Presentations

Mr. Bob Willoughby, 6731 Bridge Street #125, completed a Citizen Presentation card relative to zoning and was recognized by Mayor Price but was not present in the Council Chamber.

Ms. LaDonna Meyers, 4916 Flamingo Road, completed a Citizen Presentation card relative to the budget and police monitors and was recognized by Mayor Price but was not present in the Council Chamber.

Mr. Jim DeLong, 8704 Granite Court, appeared before Council relative to the power of unity.

Mr. Gerald Banks, Sr., 6861 Routh Street, completed a Citizen Presentation card relative to profiling, wrongful arrest, police brutality, prosecutorial misconduct, SB4, 287g, homelessness, etc., and was recognized by Mayor Price but was not present in the Council Chamber.

The following individuals appeared before Council relative to a community police oversight board:

Bishop Mark Kirkland, 6425 Vel Drive

Mr. Arch Mayfield, 6140 Avery Drive #6103

Ms. Cherry Langford, 7800 Shady Oaks Drive, North Richland Hills, Texas

The following individuals completed Citizen Presentation cards relative to a community police oversight board and were recognized by Mayor Price but were not present in the Council Chamber:

Ms. Mindia Whittier, 4108 Bellaire Drive South

Ms. Cynthia Mancha, 306 Vine Street #321, Euless, Texas

Mr. Dominique Alexander, 2512 East Overton Road, Dallas, Texas, appeared before Council relative to transparency relative to the firing of former Police Chief Joel Fitzgerald.

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

1. [19-0074](#) Executive Session B

ADJOURNMENT

There being no further business, Mayor Price adjourned the Regular meeting at 9:29 p.m.