

**CITY OF FORT WORTH, TEXAS**  
**CITY COUNCIL MEETING**  
**TUESDAY, NOVEMBER 5, 2019**

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**Present:**

Mayor Pro tem Dennis Shingleton, District 7  
Council Member Carlos Flores, District 2  
Council Member Brian Byrd, District 3  
Council Member Gyna Bivens, District 5  
Council Member Jungus Jordan, District 6  
Council Member Kelly Allen Gray, District 8  
Council Member Ann Zadeh, District 9

**Absent:**

Mayor Betsy Price  
Council Member Cary Moon, District 4

**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 Pro tem Shingleton called the regular session of the Fort Worth City Council to order at 7:00 p.m. on Tuesday, November 5, 2019, in the City Council Chamber of the Fort Worth City Hall, 200 Texas Street, Fort Worth, Texas.

**INVOCATION**

The invocation was provided by Reverend Russ Boyd, Ridglea Christian Church.

**PLEDGES OF ALLEGIANCE TO THE UNITED STATES AND THE STATE OF TEXAS**

**(State of Texas Pledge: "Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.")**

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

## CONSIDERATION OF MINUTES

Motion: Council Member Byrd made a motion, seconded by Council Member Bivens, that the minutes of the City Council Work Session and Regular Meeting of October 29, 2019, be approved. Motion passed 7-0, Mayor Price and Council Member Moon absent.

1. [19-0190](#) Minutes - October 29, 2019 Work Session
2. [19-0187](#) Minutes - October 29, 2019 Regular Meeting

## ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

City Manager Cooke requested that M&Cs 19-0291, 19-0285, and 19-0282 be removed from the Consent Agenda for individual consideration.

## ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

There were no items to be continued or withdrawn by staff.

## CONSENT AGENDA

Motion: Council Member Byrd made a motion, seconded by Council Member Bivens, that the Consent Agenda be approved as amended. Motion passed 7-0, Mayor Price and Council Member Moon absent.

### A. General - Consent Items

1. [M&C 19-0288](#) Authorize Execution of an Interlocal Agreement with Tarrant County, Texas, Approving Nomination by Tarrant County of Ben E. Keith Company, as an Enterprise Project, Pursuant to the Texas Enterprise Zone Act, Chapter 2303 of the Texas Government Code (COUNCIL DISTRICT 8)

Motion: Approved.

2. [M&C 19-0289](#) Adopt Appropriation Ordinances in the Justice and State Asset Forfeiture Funds in the Amount of \$433,736.00 for Fiscal Year 2020 (ALL COUNCIL DISTRICTS)

Motion: Approved. Appropriation Ordinance Nos. 23906-11-2019 and 23907-11-2019

3. [M&C 19-0290](#) Authorize Acceptance of the Police Department's Share of the Tarrant County 9-1-1 District's Public Safety Answering Points Assistance Reimbursement Program Funds for Fiscal Year 2020 in the Amount of \$217,631.00 and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)

Motion: Approved. Appropriation Ordinance No. 23908-11-2019

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

1. [M&C 19-0283](#) Authorize the Execution of a Contract with Smith Temporaries Inc., dba Cornerstone Staffing for Temporary Personnel Services Using an Inter-local Agreement with the City of Arlington in an Amount Up to \$2,000,000.00 for One-Year Term for All City Departments (ALL COUNCIL DISTRICTS)

Motion: Approved.

2. [M&C 19-0284](#) Authorize Execution of Non-Exclusive Agreements with Baker & Taylor, LLC., and Brodart Company for the Purchase of Library Books and Materials and Related Services for the Library Department in a Combined Annual Amount up to \$3,175,000.00 and Authorize Four Annual Renewal Options (ALL COUNCIL DISTRICTS)

Motion: Approved.

4. [M&C 19-0286](#) Authorize an Agreement with Bean Electrical Inc., in an Amount Up to \$727,346.00 for an Initial Two-Year Term and Three One-Year Renewals in an Amount up to \$363,673 Annually and Authorize an Agreement with Citelum US, Inc., in an Amount Up To \$989,875.07 for an Initial Two-Year Term and Three One-Year Renewals in an Amount up to \$494,937.54 Annually for Project Management and Assessments for Street Light Installation Services and LED Conversion (COUNCIL DISTRICTS 2, 4, 5, 8 and 9)

Motion: Approved.

**D. Planning & Zoning - Consent Items**

1. [M&C 19-0281](#) Adopt Ordinance Vacating a Portion of Elizabeth Town Cemetery Road, to be Replatted with the Adjoining Property for a Proposed Industrial Development in the Alliance Airport Industrial Growth Center (COUNCIL DISTRICT 7)

Mr. Jonathan Ragsdale, 9800 Hillwood Parkway, Suite 250, completed a speaker card in support of M&C 19-0281 and was recognized by Mayor Pro tem Shingleton but did not wish to address Council.

Motion: Approved. Ordinance No. 23909-11-2019

## PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

### 1. [19-0169](#) Notice of Claims for Alleged Damages and/or Injuries

#### A. General - Removed from Consent Agenda

4. [M&C 19-0291](#) Authorize the Execution of an Interlocal Agreement with the North Central Texas Council of Governments to Accept Regional Transportation Council Environmental Stewardship Program Funds in the Amount of \$200,000.00 and Authorize the Transfer of Funds in the Amount of \$600,000.00 from Tax Increment Reinvestment Zone Number 8 - Lancaster to the TIRZ - General Capital Fund for the Lancaster Corridor/Parkway Improvements Project and Adopt Appropriation Ordinances (COUNCIL DISTRICT 9)

Motion: Council Member Zaddeh made a motion, seconded by Council Member Jordan, that M&C 19-091 be approved with appreciation to the North Central Texas Council of Governments and Appropriation Ordinance Nos. 23910-11-2019, 23911-11-2019, and 23912-11-2019 be adopted. Motion passed 7-0, Mayor Price and Council Member Moon absent.

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

3. [M&C 19-0285](#) Authorize a Purchase Agreement with Vigilant Solutions, LLC for a License Plate Reader System, Software Licenses, and Related Services for the Police Department using National Cooperative Purchasing Contract 12-10 in an Amount Up to \$875,000 for the First Year with Three One-Year Renewal Options in an Annual Amount of Up to \$250,000.00 (ALL COUNCIL DISTRICTS)

The following individuals appeared before Council in opposition to M&C 19-0285:

Reverend Lori King-Nelson, 3846 Wedgworth Road South,  
Ms. Elizabeth Roper, 5654 Glenmont Court

Motion: Council Member Byrd made a motion, seconded by Council Member Jordan, that M&C 19-0285 be approved. Motion passed 7-0, Mayor Price and Council Member Moon absent.

**D. Planning & Zoning - Removed from Consent Agenda**

2. [M&C 19-0282](#) Adopt Ordinance Vacating a Portion of an Alley in Block 10, Southland Subdivision of Block 10, Fields Welch Addition between West Terrell Avenue and West Pulaski Street to be Replatted with the Adjoining Property for a Parking Garage for Cook Children's Medical Center (COUNCIL DISTRICT 9)

Council Member Jordan advised that he filed a Conflict of Interest Affidavit with the City Secretary's Office pertaining to M&C 19-0282 and would abstain from voting on this issue.

Motion: Council Member Zadeh made a motion, seconded by Council Member Allen Gray, that M&C 19-0282 be approved and Ordinance No. 23913-11-2019 be adopted. Motion passed 6-0, one abstention from Council Member Jordan and Mayor Price and Council Member Moon absent.

**SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.**

**1. Presentation of Proclamation for Scott Mahaffey**

Council Member Byrd advised that the presentation of a proclamation for Mr. Scott Mahaffey would be brought back at the November 12, 2019, Council meeting.

**2. Presentation of Proclamation for SOL Ballet Folklorico's Decade of Dance**

Council Member Flores presented a Proclamation for SOL Ballet Folklorico's Decade of Dance to Mr. Freddy Cantu, Co-Founder of SOL Ballet Folklorico.

**3. Presentation of Certificates for Beck School of Construction Graduates**

Mayor Pro Tem Shingleton, Council Member Allen Gray, City Manager David Cooke, Mr. Robert Sturns, Economic Development Department, and Mr. Scot Bennett, Beck Construction, presented Certificates for Beck School of Construction graduates.

**4. Presentation of Certificate of Recognition for Municipal Court Week**

Council Member Zadeh presented a Certificate of Recognition for Municipal Court Week to Mr. William Rumuly, Ms. LaMysa Lanley, and Deputy Judge Simon C. Gonzales, Municipal Court.

Mayor Pro tem Shingleton recognized the Gentlemen's Society of Fort Worth.

**ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF**

**1. Upcoming and Recent Events**

Mayor Pro tem Shingleton and Council Members Flores, Byrd, Bivens, Jordan, and Allen Gray 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**

Motion: Council Member Byrd made a motion, seconded by Council Member Bivens, that ceremonial travel be approved with no cost to the City for Council Member Zadeh to attend the American Planning Association conference in Waco, Texas, from Wednesday, November 6, 2019, through November 8, 2019. Motion passed 7-0, Mayor Price and Council Member Moon absent.

**PRESENTATIONS BY THE CITY COUNCIL**

**1. Changes in Membership on Boards and Commissions**

There were no changes on boards and commissions.

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

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

## RESOLUTIONS

1. [19-0326](#) Appointing an Individual to the Board of the Fort Worth Transportation Authority as Representative of City Council District 5

Motion: Council Member Bivens made a motion, seconded by Council Member Jordan, that Resolution No. 5143-11-2019 be adopted. Motion passed 7-0, Mayor Price and Council Member Moon absent.

## PUBLIC HEARING

1. [M&C 19-0279](#) Conduct Public Hearing, Authorize Execution of Municipal Services Agreement and Adopt Ordinance for the Proposed Owner-Initiated Annexation of Approximately 4.59 Acres of Land in Tarrant County, Known as 1297 Avondale Haslet Road, Located East of Willow Springs Road, North of Blue Mound Road Along the Southern Edge of Avondale Haslet Road, in the Far North Planning Sector, AX-19-007 (FUTURE COUNCIL DISTRICT 7)

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

Mayor Pro tem Shingleton opened the public hearing.

### **a. Report of City Staff**

Ms. Mary Elliott, Transportation and Public Works Department, 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 Council Member Flores, that the public hearing be closed and Ordinance No. 23914-11-2019 be adopted. Motion passed 7-0, Mayor Price and Council Member Moon absent.

## ZONING HEARING

The Notice of Special Hearing set today as the date for the hearing in connection with recommended changes and amendments to Zoning Ordinance No. 21653-02-2015 hearing had been given by publication in the *Fort Worth Star-Telegram*, the official newspaper of the City of Fort Worth, on October 18, 2019.

Mayor Pro tem Shingleton opened the public hearing.

1. [ZC-19-079](#) (CD7) Tracy and Jonathan Westrom, 1297 Avondale Haslet Road; From: Unzoned To: "E" Neighborhood Commercial (Applicant Request); PD/E Planned Development for all uses in "E" Neighborhood Commercial excluding assisted living facility, nursing home, golf course, indoor amusement, event center or rental hall, drive in restaurant or business, lodge or civic club, commercial swimming pool, drive-in theater, movie theater or auditorium, bed and breakfast inn, business college or commercial school, convenience store, liquor or package store, mortuary or funeral home, recording studio, taxidermist shop, gasoline sales, recycling collection facility, urban agriculture, storage or display outside: site plan waiver (Zoning Commission recommendation) 4.59 acres (Recommended for Approval as Amended by the Zoning Commission to PD/E excluding certain uses)

The following individuals completed comment cards in support of Zoning Docket ZC-19-079:

Ms. Robin Barr, 13260 Moonlake Way  
Mr. Corey Caughron, 12765 Frances Ann Court, Haslet, Texas  
Ms. Darsi Bickley, 921 Rio Bravo Drive  
Mr. Gary Scott Wedel, 1404 Dun Horse Drive  
Mr. Laurence Minuto, 14105 Tanglebrush Trail

The following individuals completed comment cards in opposition to Zoning Docket ZC-19-079:

Ms. Jana Doarn, 13248 Moonlake Way  
Ms. Sheila Jordan, 1321 Avondale Haslet Road

Motion: Council Member Jordan made a motion, seconded by Council Member Bivens, that Zoning Docket ZC-19-079 be approved as amended by the Zoning Commission to PD/E excluding certain uses. Motion passed 7-0, Mayor Price and Council Member Moon absent.

2. [ZC-19-146](#) (CD6) Crowley Independent School District, 1800 - 1900 blocks Cleburne Crowley Road; From: Unzoned To: "CF" Community Facilities 94.71 acres (Recommended for Approval by the Zoning Commission)

Mr. John Hamilton, 100 Nursery Lane #3216, appeared before Council in support of Zoning Docket ZC-19-146.

Motion: Council Member Jordan made a motion, seconded by Council Member Flores, that Mayor and Council Communication ZC-19-146 be continued to the January 14, 2020, Council meeting. Motion passed 9-0.

There being no one else present desiring to be heard in connection with the recommended changes and amendments pertaining Zoning Ordinance No. 21653-02-2015 for the above-listed cases, Council Member Jordan made a motion, seconded by Council Member Flores, that the hearing be closed, and Ordinance No. 23915-11-2019 be adopted. Motion passed 7-0, Mayor Price and Council Member Moon absent.

## REPORT OF THE CITY MANAGER

### D. Land

1. [M&C 19-0280](#) Approve Joint Ordinance and Boundary Adjustment Agreement with the City of New Fairview to Release 3,368.13 Acres of Land in the Extraterritorial Jurisdiction (ETJ) of the City of Fort Worth and Adjust the ETJs between the Cities of Fort Worth and New Fairview (Denton and Wise Counties) (Extraterritorial Jurisdiction Near District 7)

Mr. Barry Hudson, representing Dunaway Associates, 550 Bailey Avenue, completed a speaker card in support of M&C 19-0280 and was recognized by Mayor Price but did not wish to address Council.

Motion: Council Member Jordan made a motion, seconded by Council Member Flores, that M&C 19-0280 be approved and Joint Ordinance No. 23916-11-2019 be adopted. Motion passed 7-0, Mayor Price and Council Member Moon absent.

**F. Award of Contract**

1. [M&C 19-0287](#) Authorize Execution of Amendment No. 1 to the Economic Development Program Agreement with 714 Main Real Estate Holdings, LLC (City Secretary Contract No.52382) for Development of a Hotel at 714 Main Street to Revise the Minimum Operating Standards Required for the Hotel (COUNCIL DISTRICT 9)

Motion: Council Member Zadeh made a motion, seconded by Council Member Byrd, that M&C 19-0287 be approved. Motion passed 7-0, Mayor Price and Council Member Moon absent.

**CITIZEN PRESENTATIONS**

1. [19-0091](#) Citizen Presentations

Mr. Bob Willoughby, 6731 Bridge Street #125, appeared before Council relative to zoning, code compliance, Mayor and City Council, and freedom of speech.

Mr. Ernie Moran, 5833 Wales Avenue, completed a Citizen Presentation Card relative to the Mayor's birthday and was recognized by Mayor Pro tem Shingleton but was not present in the Council Chamber.

Ms. Shelis Hunt Smith, 1318 Glen Haven Drive, completed a Citizen Presentation Card relative to Fort Worth ISD and was recognized by Mayor Pro tem Shingleton but was not present in the Council Chamber.

The following individuals appeared before Council relative to public safety, police relations and a police community oversight board:

Ms. Lizzie Maldonado, 3016 Tex Boulevard  
Reverend Lori King-Nelson, 3846 Wedgworth Road South  
Ms. Nancy Stansbury, 205 Covington Drive  
Mr. Greg Hughes, View Street  
Ms. Caitlin Dowdy, 3212 River Park Lane South #238  
Mr. Gerald Banks, Sr., 6861 Routt Street  
Ms. Tabitha Williams, 5408 Westcreek  
Ms. Janet Brown, 3408 Cockrell Avenue  
Ms. Amber Shumake, 3817 Pershing Avenue

Ms. Rachel Gollay, 1408 South Henderson  
Mr. Andrew Teeter, 505 West Boyce Avenue  
Ms. Jen Sarduy, 3641 Hardy Street  
Ms. Jessica Ramirez, 2023 Blandin Street  
Ms. Elizabeth Roper, 5654 Glenmont Court  
Ms. Natalie Dunaway, 7432 Monterrey Drive  
Ms. Zoe Kirkland, 6425 Vel Drive  
Bishop Mark Kirkland, 6425 Vel Drive  
Reverend Shelby Nowland, 129 Poinsettia Circle, Terrell, Texas  
Ms. Katie Palmer, 902 South Rusk Avenue, Alvarado, Texas  
Mr. Tyler DeLuca, 844 Bristol Avenue, Saginaw, Texas

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

1. [19-0078](#) Executive Session B

**ADJOURNMENT**

There being no further business, Mayor Pro tem Shingleton adjourned the Regular meeting at 8:57 p.m.