

**CITY OF FORT WORTH, TEXAS
CITY COUNCIL MEETING
TUESDAY, AUGUST 13, 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 Price called the regular session of the Fort Worth City Council to order at 7:01 p.m. on Tuesday, August 13, 2019, in the City Council Chamber of the Fort Worth City Hall, 200 Texas Street, Fort Worth, Texas.

INVOCATION - Chaplain Brent Sanderson, Fort Worth Fire Department

The invocation was provided by Chaplain Brent Sanderson, Fort Worth Fire Department.

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

There was no consideration of the minutes.

ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

City Manager Cooke requested that M&C 19-0037 be removed from the Consent Agenda and withdrawn from the Council Agenda in its entirety, and M&C 19-0017 be continued to the August 20, 2019, Council meeting.

ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

There were no items to be continued or withdrawn by staff.

CONSENT AGENDA

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

A. General - Consent Items

1. [M&C 19-0037](#) Adopt Appropriation Ordinance in the Amount of \$430,000.00 Increasing Estimated Receipts and Appropriations in the Special Revenue Fund - Environmental Protection for Fiscal Year 2019 (ALL COUNCIL DISTRICTS) (Continued from a Previous Meeting)
It was the consensus of the City Council that Mayor and Council Communication 19-0017 be continued to the August 20, 2019, Council meeting.
Motion: Withdrawn.
2. [M&C 19-0017](#) Ratify Application for and Authorize Acceptance of Funds Totaling \$25,000.00 from the Cities for Service Fund, Inc. for the 2019 Experience Matters AmeriCorps VISTA Program to Assist in Developing and Coordinating a Financial Empowerment Program for Particularly the Senior Population (Ages 50+) and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS) (Continued from a Previous Week)
It was the consensus of the City Council that M&C 19-0017 be continued to the August 20, 2019, Council meeting.
Motion: Continued to 8/20/2019.

3. [M&C 19-0019](#) Ratify Application for and Acceptance of Funds Totaling \$20,000 from the Cities for Financial Empowerment Fund, Inc. for the 2018 CityStart Initiative to Assist in Developing Local Financial Empowerment Strategies and Programmatic Blueprints and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
Motion: Approved. Appropriation Ordinance No. 23742-08-2019
4. [M&C 19-0035](#) Authorize Reallocation of Funds in the Amount of \$711,258.78 to Consolidate Various Static Projects to Programmable Projects for Fort Worth Meacham International Airport and Fort Worth Spinks Airport for the Management of Capital Projects. (COUNCIL DISTRICTS 2 and 6)
Motion: Approved.
5. [M&C 19-0036](#) Authorize a Sole Source Purchase Agreement with Jay Martin Company, Inc. for Original Equipment Manufacturer Wemco Pumps, Components and Replacement Parts for the Village Creek Wastewater Treatment Plant in an Annual Amount up to \$400,000.00 (ALL COUNCIL DISTRICTS)
Motion: Approved.
6. [M&C 19-0026](#) Adopt Ordinance Amending Chapter 12.5, Article III, Division 4: “Municipal Drainage Utility System,” of the Code of the City of Fort Worth, Texas (2015), as Amended, to Add a New Section 12.5-348 Regulating Public Access to City Drainage Infrastructure (ALL COUNCIL DISTRICTS)
Motion: Approved. Ordinance No. 23722-08-2019
7. [M&C 19-0027](#) Adopt Appropriation Ordinance for Funds Received from the Texas Department of Transportation in the Amount of \$585,541.35 for Fiscal Years 2019 and 2020, in Accordance with the Texas Department of Transportation Signal Maintenance Agreement for the Routine Operation and Maintenance of State-Owned Traffic Signals and for the Non-Routine Repair of State-Owned Traffic Signals (ALL COUNCIL DISTRICTS)
Motion: Approved. Appropriation Ordinance No. 23743-08-2019

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

1. [M&C 19-0012](#) Authorize Purchase of Two Trailer Mounted Trash Pumps from RWN Contractors LLC in an Amount Up to \$139,159.53, for the Water Department Through the Property Management Department (ALL COUNCIL DISTRICTS)
Motion: Approved.
2. [M&C 19-0014](#) Authorize the One-Time Purchase of an Upgrade to an Existing Radio Monitoring System Using General Services Administration Cooperative Contract Schedule No. GS-35F-268BA with Locus Diagnostics, LLC in the Amount of \$140,883.33 for the Information Technology Solutions Department (ALL COUNCIL DISTRICTS)
Motion: Approved.
4. [M&C 19-0030](#) Authorize Purchase of Seventeen Heavy Duty Service Body Trucks from Texas Kenworth Co., dba MHC Kenworth - Fort Worth, in an Amount Up to \$2,703,740.24, for the Water Department Through the Property Management Department (ALL COUNCIL DISTRICTS)
Motion: Approved.

E. Award of Contract - Consent Items

1. [M&C 19-0010](#) Authorize Execution of a Radio Subscriber Services Agreement with City of Cleburne for the Provision of Two-Way Radio Support Services at No Cost to the City of Fort Worth (ALL COUNCIL DISTRICTS)
Motion: Approved.
2. [M&C 19-0031](#) Authorize Execution of the Texas Commission on Environmental Quality Funded Grant Agreement in an Amount Not to Exceed \$64,451.21 for Ambient Air Monitoring Operations, Apply Indirect Costs at Approved Percentage Rate, and Adopt Appropriation Ordinance. (ALL COUNCIL DISTRICTS)
Motion: Approved. Appropriation Ordinance No. 23744-08-2019

3. [M&C 19-0033](#) Authorize Execution of Amendment #1 of the Intergovernmental Cooperative Reimbursement Contract with the Texas Commission on Environmental Quality (Contract #582-19-90031) in the Amount of \$386,000.00 for the Operation of Local Air Pollution Monitors, Apply Indirect Costs at Approved Percentage Rate and Adopt Appropriation Ordinance. (ALL COUNCIL DISTRICTS)
Motion: Approved. Appropriation Ordinance No. 23745-08-2019

PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. [19-0115](#) Notice of Claims for Alleged Damages or Injuries

SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events

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

2. Recognition of Citizens

There were no recognition of citizens.

3. Approval of Ceremonial Travel

There was no approval for ceremonial travel.

PRESENTATIONS BY THE CITY COUNCIL

Changes in Membership on Boards and Commissions

1. [19-0117](#) Appointments and Reappointments to City Boards/Commissions/Committees Legislative and Intergovernmental Affairs Committee - Mayor Pro Tem Shingleton, Chairman
Motion: On behalf of the Legislative and Intergovernmental Affairs Committee, Mayor Pro tem Shingleton made a motion, seconded by Council Member Bivens that the following individuals be appointed/reappointment to the following boards and commissions effective August 13, 2019, and with terms expiring October 1, 2021:

Reappointments:

Capital Improvement Plan Advisory Committee - Water/Wastewater:

Mr. Bob Madeja, Position 1 (Chair)
Mr. George Felan, Position 3 (Neighborhood Community)
Mr. Don Little, Position 4 (Development Community)
Mr. Ricky Trice, Position 5 (Extraterritorial Jurisdiction)

Appointments:

Tarrant County 911 Emergency Assistance District Board:

Cheif James Davis to complete the unexpired term ending October 1, 2019, of former Chief Rudy Jackson, and to include a full term to expire October 1, 2021.

Motion passed 9-0.

**PRESENTATIONS AND/OR COMMUNICATIONS FROM BOARDS,
COMMISSIONS AND/OR CITY COUNCIL COMMITTEES**

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

RESOLUTIONS

1. [19-0118](#) Proposing an Increase in Tax Revenue from the Ad Valorem Tax Rate for Fiscal Year 2020 and Setting Dates for Public Hearings on the Proposed Tax Rate
Motion: Council Member Brian Byrd made a motion, seconded by Mayor Pro tem Shingleton, that Resolution No. 5118-08-2019 be adopted. Motion passed 9-0.

REPORT OF THE CITY MANAGER

B. General

1. [M&C 19-0069](#) Authorize Submission of the City of Fort Worth's Fiscal Year 2020 Funding Application to the Crime Control and Prevention District Board of Directors in the Amount of \$87,865,005.00 (ALL COUNCIL DISTRICTS)
Motion: Council Member Jordan made a motion, seconded by Council Member Moon, that M&C 19-0069 be approved. Motion passed 9-0.

D. Land

City Secretary Kayser advised M&C 19-0038 and M&C 19-0039 would be heard together.

1. [M&C 19-0038](#) Conduct Public Hearing and Authorize the Use of Parkland at Casino Beach Park for the Installation of a Sanitary Sewer Line with Associated Infrastructure (COUNCIL DISTRICT 7) (PUBLIC HEARING - a. Report of City Staff, b. Citizen Presentations, c. Council Action)
Motion: Approved.
2. [M&C 19-0039](#) Conduct Public Hearing and Authorize Use of Chisholm Trail Park for the Installation of a Sanitary Sewer Line and for Conveyance of an Easement to Oncor Electric Delivery Company, LLC (COUNCIL DISTRICT 6) (PUBLIC HEARING - a. Report of City Staff, b. Citizen Presentations, c. Council Action)
Mayor Price opened the public hearing.

a. Report of City Staff - David Creek, Park & Recreation Department

Mr. David Creek, Park & Recreation Department, 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 Moon, that the public hearing be closed and M&C 19-0038 and M&C 19-0039 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 hearing had been given by publication in the *Fort Worth Star-Telegram*, the official newspaper of the City of Fort Worth, on July 19, 2019.

Mayor Price opened the public hearing.

1. [ZC-19-086](#) (CD5) Cockrell Hill Partners, 11600 - 12000 blocks Trinity Boulevard; From: "AG" Agricultural, "F" General Commercial, "J" Medium Industrial To: PD/I Planned Development for all uses in "I" Light Industrial excluding sexually oriented business; site plan waiver recommended 18.41 acres (Recommended for Approval by the Zoning Commission)

Mr. Michael Clark, 6750 Hillcrest Plaza Drive #325, Dallas, Texas, completed a speaker card in support of Zoning Docket ZC-19-086 and was recognized by Mayor Price but did not wish to address the Council.

Motion: Council Member Bivens made a motion, seconded by Council Member Flores, that Zoning Docket ZC-19-086 be approved. Motion passed 9-0.

2. [ZC-19-087](#) (CD5) Cockrell Hill Partners, 12200 block Trinity Boulevard; From: "J" Medium Industrial, PD 778 To: "R2" Townhouse Cluster (applicant request); PD/R2 Planned Development for all uses in "R2" Towhouse/Cluster with a 15 ft. tree buffer as identified on exhibit; site plan waiver recommended (Zoning Commission recommendation) 4.55 acres (Recommended for Approval as Amended to PD/R2 with 15 ft. tree buffer as identified on the exhibit)

Mr. Michael Clark, 6750 Hillcrest Plaza Drive #325, Dallas, Texas, completed a speaker card in support of Zoning Docket ZC-19-087 and was recognized by Mayor Price but did not wish to address the Council.

Mr. Justin Light, 500 West 7th Street, Suite 600, appeared before Council in support of Zoning Docket ZC-19-087.

Motion: Council Member Bivens made a motion, seconded by Mayor Pro tem Shingleton, that Zoning Docket ZC-19-087 be approved. Motion passed 9-0.

There being no one else present desiring to be heard in connection with the recommended changes and amendments pertaining Zoning Ordinance No. 21653-02-2015 for the above-listed cases, Council Member Jordan made a motion, seconded by Mayor Pro tem Shingleton, that the hearing be closed, and Ordinance No. 23746-06-2019 be adopted. Motion passed 9-0.

CITIZEN PRESENTATIONS

1. 19-0045 Citizen Presentation

Mr. Bob Willoughby, 6731 Bridge Street #125, appeared before Council relative to red light cameras.

Mr. Kendal Richardson, 3090 Spruce Valley Lane #2081, Dallas, Texas, appeared before Council relative to a day of prayer to be held on October 8, 2019.

Bishop Mark Kirkland, 6425 Vel Drive, appeared before Council relative to community relations.

Mr. Gerald Banks, Sr., 6861 Routt Street, appeared before Council related to police brutality, wrongful arrests, killings, race relations, SB4, 287g, etc.

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

ADJOURNMENT

There being no further business, Mayor Price adjourned the Regular meeting at 7:42 p.m.