

CITY OF FORT WORTH, TEXAS
CITY COUNCIL MEETING
TUESDAY, FEBRUARY 14, 2023

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 (arrived at 6:24 p.m.)
Council Member Chris Nettles, District 8
Council Member Elizabeth Beck, District 9

Staff Present:

David Cooke, City Manager
Leann Guzman, City Attorney
Jannette S. 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 6:00 p.m. on Tuesday, February 14, 2023, in the City Council Chamber of the Fort Worth City Hall, 200 Texas Street, Fort Worth, Texas.

INVOCATION - Pastor Michael J. Moore, New Bethel Complete in Christ Church

The invocation was provided by Pastor Michael J. Moore, New Bethel Complete in Christ 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.

SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. [23-0057](#) Presentation of Fort Worth Sister Cities International Youth Ambassadors Oath Ceremony

Mayor Parker and Chairman Greg Jackson, Fort Worth Sister Cities, administered the Citizen Diplomat Oath to the Fort Worth International Youth Ambassadors.

2. [23-0184](#) Presentation of Heart Health Month

Mayor Parker presented a proclamation for Heart Health Month to Hila Colunga, Community Impact Director, Tarrant County, and Douglas Dunsavage, North Texas Community Advocacy Director.

ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

There were no items to be withdrawn from the Consent Agenda.

ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

City Manager Cooke requested that M&C 23-0002 be withdrawn from the Council Agenda and replaced with M&C 23-0002 Revised.

CONSENT AGENDA

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Crain, that the Consent Agenda be approved. Motion passed 8-0, Council Member Firestone absent.

A. General - Consent Items

1. [M&C 23-0057](#) (ALL) Authorize Payment of the City of Fort Worth's Assessed Pro-Rata Allocation of the Tarrant Appraisal District and Denton Central Appraisal District Budgets for January through December 2023 in an Amount Up to \$3,300,587.00

Motion: Approved.

2. [M&C 23-0058](#) (ALL) Authorize Financial Transactions in Certain Capital Project Funds to Facilitate the Clean-Up and Close-Out of Capital Projects, Adopt Appropriation Ordinances and Amend the Fiscal Year 2023 Adopted Budget and Fiscal Years 2023-2027 Capital Improvement Program

Motion: Approved. Appropriation Ordinance Nos. 25958-02-2023, 25959-02-2023, and 25960-02-2023

3. [M&C 23-0076](#) (ALL) Authorize Execution of a Second Amendment to City Secretary Contract No. 56499-A1R1 with All City Management Services, Inc., for Crossing Guard Services to Include 31 Middle Schools and 40 Locations, Resulting in a New Annual Amount Up to \$2,851,237.80

Motion: Approved.

4. [M&C 23-0078](#) (CD 2 / Future CD 2) Amend Mayor and Council Communication 22-1053 to Change Temporary Closure Date of NE 33rd Street between the E Long NE 33rd Ramp and the NE 33rd E Long Ramp from February 20, 2023 to September 20, 2024 for Construction Activities

Motion: Approved.

5. [M&C 23-0081](#) (CD 3 / Future CD 3) Authorize the Temporary Closure of a Section of Mockingbird Lane between the Intersection of Colonial Parkway and Simondale Drive to 110-Foot West from January 9, 2023 to January 8, 2024 for Construction Activities

Motion: Approved.

6. [M&C 23-0089](#) (ALL) Ratify Application for, and Authorize Acceptance of, if Awarded, the Office of the Governor, Criminal Justice Division, First Responder Mental Health Program, to Occur in the Fiscal Year 2024 in an Amount Up to \$110,000.00, Adopt Resolution, Authorize Execution of Related Grant Agreement, and Adopt Appropriation Ordinance

Motion: Approved. Resolution No. 5680-02-2023 and Appropriation Ordinance No. 25961-02-2023

7. [M&C 23-0090](#) (ALL) Ratify Application for and Authorize Acceptance of the Fiscal Year 2022 Homeland Security Grants from the United States Department of Homeland Security through the State of Texas, Office of the Governor, Up to the Amount of \$3,381,183.00, Approve Execution of All Applicable Grant Contracts, Adopt Resolution and Adopt Appropriation Ordinance

Motion: Approved. Resolution No. 5681-02-2023 and Appropriation Ordinance No. 25962-02-2023

8. [M&C 23-0091](#) (CD 7/ Future CD 10) Authorize the Execution of an Agreement and Release with Federal Express Corporation Who Will Pay the City of Fort Worth an Amount of \$377,338.91 to Settle all Potential Claims Related to Late Rent Penalties as of Present Day Under the Land and Special Facilities Lease at Perot Field Fort Worth Alliance Airport Under City Secretary Contract Number 21755, as Amended

Motion: Approved.

9. [M&C 23-0093](#) (CD 7/ Future CD 7) Approve the Fort Worth Botanic Garden Master Plan and Adopt as an Amendment to the Park, Recreation and Open Space Master Plan and the City of Fort Worth's Comprehensive Plan

Motion: Approved.

10. [M&C 23-0095](#) (ALL) Adjust Appropriations in Various Funds and Amounts to Bring Revenues and Expenditures into Balance for the Operating Budgets for Fiscal Year 2022, Enact Budget Adjustments to Reallocate Resources, Commit Funds to Facilitate Fiscal Year 2022 Year End Closeout and Reallocate Resources into Fiscal Year 2023, and Adopt Appropriation Ordinances

Motion: Approved. Appropriation Ordinance Nos. 25963-02-2023, 25964-02-2023, 25965-02-2023, and 25966-02-2023, and Supplemental Appropriation Ordinance No. 25967-02-2023

11. [M&C 23-0096](#) (ALL) Authorize Financial Transactions in the Street Improvements Fund to Facilitate the Clean-Up and Close-Out of the Public Art Capital Projects, Adopt Appropriation Ordinance and Amend the Fiscal Years 2023-2027 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 25968-02-2023

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12. [M&C 23-0098](#) (ALL) Adopt the Attached Semi-Annual Progress Report for Transportation Impact Fees

Motion: Approved.

13. [M&C 23-0100](#) (ALL) Adopt Resolution Authorizing Cash Defeasance of Combination Tax & Revenue Certificates of Obligation, Series 2013C to Achieve Projected Net Present Value Savings in the Estimated Amount of \$876,988.00 or 9.58 Percent; Adopt Appropriation Ordinance; and Amend the Fiscal Year 2023 Adopted Budget

Motion: Approved. Resolution No. 5682-02-2023 and Appropriation Ordinance No. 25969-02-2023

14. [M&C 23-0105](#) (ALL) Adopt Ordinance Authorizing the Extension and Increase of the Callable Commercial Paper Program for the Water Department with a Final Issuance Date No Later than February 14, 2043 and in an Aggregate Outstanding Principal Amount Not to Exceed \$225,000,000.00 at Any One Time, Authorizing Conforming Amendments of Existing Dealer, Paying Agent/Registrar and Calculation Agent Agreements for the Program, and Ordaining Other Matters Related Thereto; Adopt Amended and Restated Thirty-Second Supplemental Ordinance Authorizing Issuance and Sale of City of Fort Worth, Texas Water and Sewer System Revenue Refunding Bonds in an Amount Up to \$225,000,000.00 to Allow for Refinancing of Outstanding Commercial Paper if Needed; Adopt Appropriation Ordinances; and Amend the Fiscal Year 2023 Adopted Budget

Motion: Approved. Ordinance No. 25970-02-2023, Amended and Restated Thirty-Second Supplemental Ordinance No. 25971-02-2023, and Appropriation Ordinance Nos. 25972-02-2023, 25973-02-2023, and 25974-02-2023

15. [M&C 23-0106](#) (ALL) Approval of Police Officer Jennifer Thew's First Request for an Extension of Occupational Injury Leave for the Period Beginning May 7, 2022 through November 10, 2022, which Amounts to \$41,357.19

Motion: Approved.

16. [M&C 23-0108](#) (ALL) Adopt Ordinance Amending Chapter 22 Motor Vehicles and Traffic, Article III Operation of Vehicles, Section 22-86 Speeding, Subsection (h) of the Code of the City of Fort Worth, Texas (2015), as Amended, to Change the Locations, Extent, and Speed Limits of Certain School Zones and Add the Speed Limits of Certain Speed Zones

Motion: Approved. Ordinance No. 25975-02-2023

17. [M&C 23-0112](#) (CD 3 / Future CD 3) Authorize Execution of a Job Order with Basic IDIQ, Inc., in the Not to Exceed Amount of \$259,497.97, for Installation of Canopy at the Las Vegas Trail Community Center, for a Total Project Cost of \$558,081.29

Motion: Approved.

18. [M&C 23-0114](#) (CD 7 / Future CD 7) Reallocate the Use of Previously Authorized American Rescue Plan Act State and Local Fiscal Recovery Funds to Lobby and Concourse Capital Improvements at the Will Rogers Memorial Center, Allocate Use of an Additional \$625,000.00 in Available Public Events Capital Fund Dollars to the Lobby and Concourse Project, and Adopt Appropriation Ordinances

Motion: Approved. Appropriation Ordinance Nos. 25976-02-2023 and 25977-02-2023

19. [M&C 23-0115](#) (ALL) Adopt Appropriation Ordinance to Increase Appropriations in the Grants Operating Other Fund in the Amount of \$218,240.00 for Reimbursable Funds from the United States Marshals Service for the Fort Worth Police Department Fugitive Unit's Participation in the United States Marshals Service Violent Offender Task Force for Fiscal Year 2023

Motion: Approved. Appropriation Ordinance No. 25978-02-2023

20. [M&C 23-0116](#) (CD 2 and CD 6 / Future CD 2 and CD 8) Adopt Appropriation Ordinances for the Purpose of Transferring \$350,000.00 from the Municipal Airport Fund to the Municipal Airport Capital Projects Fund for Programmable Projects and Amend the Fiscal Years 2023 - 2027 Capital Improvement Program

Motion: Approved. Appropriation Ordinance Nos. 25979-02-2023 and 25980-02-2023

21. [M&C 23-0120](#) (CD 7 / Future CD 10 and ETJ) Adopt Ordinance to Establish a Water Main Capacity Charge in the Amount of \$33,572.00 Per Million Gallons Per Day for 30-Inch and 24-inch Northside IV Water Transmission Mains as Part of Paving and Drainage Improvements to Avondale-Haslet Rd, Pursuant to Chapter 35, Article III, Division 4, Sections 35-87 through 35-93 of the City Code

Motion: Approved. Ordinance No. 25981-02-2023

22. [M&C 23-0123](#) (ETJ) Adopt Ordinance to Establish a Water Main Capacity Charge in the Amount of \$85,977.04 Per Million Gallons Per Day for a 24-Inch Northside III Water Transmission Main to Serve the Shale Creek Development and Surrounding Areas, Pursuant to Chapter 35, Article III, Division 4, Sections 35-87 Through 35-93 of the City Code

Motion: Approved. Ordinance No. 25982-02-2023

23. [M&C 23-0126](#) (ALL) Authorize Execution of a Contract with Jasco Construction, LLC, in an Amount Up to \$300,000.00 for the Utility Cut Repair Contract 1 - 2023 at Various Locations Throughout the City

Motion: Approved.

24. [M&C 23-0135](#) (ALL) Assignment of Fiscal Year 2022 General Fund Fund Balance, Adopt Appropriation Ordinance and Amend the Fiscal Year 2023 Adopted Budget and Capital Improvement Program

Motion: Approved. Appropriation Ordinance Nos. 25983-02-2023, 25984-02-2023, and 25985-02-2023

25. [M&C 23-0136](#) (ETJ/Parker and Tarrant Counties) (Future CD 3) Amend Mayor and Council Communication 22-1027 to Add PMB Ventana SFR LP, a Property Owner Entity, to the Development Agreement for a 5,200-Acre Development Project Encompassing Veale Ranch and Other Parcels in Far Southwest Fort Worth

Motion: Approved.

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

1. [M&C 23-0061](#) (ALL) Authorize Non-Exclusive Purchase Agreements for Information Technology Infrastructure, with Netsync Network Solutions, Inc., Presidio Networked Solutions Group, LLC, ePlus Technology, Inc., and World Wide Technology LLC using Multiple State of Texas Department of Information Resources, OMNIA Partners and The Interlocal Purchasing System Cooperative Contracts With a Combined Annual Amount Up to \$11,200,000.00, and Four One-Year Renewal Options with State of Texas Department of Information Resources and OMNIA Partners in the Amount of \$10,000,000.00 for the First Renewal and \$6,200,000.00 for the Remainder Renewals for the Information Technology Solutions Department

Motion: Approved.

2. [M&C 23-0064](#) (ALL) Authorize Execution of an Amendment to City Secretary Contract No. 57056 with Dealers Electrical Supply Co. and an Amendment to City Secretary Contract No. 57057 with Elliott Electric Supply Inc. for Electrical Supplies to Increase the Combined Annual Amount by \$1,800,000.00 for the Transportation and Public Works Department for an Annual Amount Not to Exceed \$3,500,000.00, and Authorize One One-Year Renewal for the Same Annual Amount, Using BuyBoard Cooperative Contract 657-21

Motion: Approved.

3. [M&C 23-0065](#) (ALL) Authorize an Increase to the Cooperative Agreement with Robert Half International, Inc. using Houston-Galveston Area Council Cooperative Contract TS06-21 for Temporary Staffing in the Annual Amount of \$285,000.00 for a Total Annual Amount Up to \$885,000.00 for All City Departments

Motion: Approved.

4. [M&C 23-0066](#) (ALL) Authorize Execution of an Amendment to City Secretary Contract No. 56154 with Paradigm Traffic Systems, Inc. for Traffic Signal Assemblies to Increase the Annual Amount by \$400,000.00 for an Annual Amount Not to Exceed \$801,000.00, Using BuyBoard Cooperative Contract 603-20 for the Transportation and Public Works Department

Motion: Approved.

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5. [M&C 23-0067](#) (ALL) Authorize Non-Exclusive Purchase Agreements with Autonation Chevrolet, Autonation Ford, Bruce Lowrie Chevrolet, Buck's Wheel & Equipment Co., CLS Sewer Equipment Co. Inc, Industrial Power LLC, Kirby-Smith Machinery, Landmark Equipment Co., RDO Equipment Company, Stewart & Stevenson, Texan Waste Equipment dba Heil of Texas, and WildFire Truck Equipment Sales LTD, for Heavy and Light Duty, Marine and Turf Vehicle Repairs for the Property Management Department for a Combined Annual Amount Up to \$2,000,000.00 for the Initial Term and Authorize Four One-Year Renewal Options for the Same Annual Amount

Motion: Approved.

6. [M&C 23-0068](#) (ALL) Authorize Execution of Purchase Agreements for Construction Aggregates with CJA Enterprises, LLP and Green Dream International, LLC for the Water Department in an Annual Amount Up to \$370,000.00 for the Initial Term and Authorize Up to Five (5) Automatic Renewals for the Same Annual Amount

Motion: Approved.

7. [M&C 23-0069](#) (ALL) Authorize Execution of Non-Exclusive Purchase Agreements with Goodwill Industries of Fort Worth and Presbyterian Night Shelter of Tarrant County for a Combined Annual Amount Up to \$900,000.00 for the Initial Term and Authorize Four One-Year Renewal Options for an Amount of \$945,000.00 for the First Renewal, \$992,250.00 for the Second Renewal, \$1,041,863.00 for the Third Renewal and \$1,094,369.00 for the Fourth Renewal for Animal Shelter Technicians and Ratify Expenditures in the Amount of \$100,000.00 for the Code Compliance Department

The following individuals completed comment cards in support of M&C 23-0069:

Cindy Boling
Mark Boling
Torchy White

Motion: Approved.

8. [M&C 23-0102](#) (ALL) Authorize the Rejection of All Responses to Request for Proposals No. 22-0174 for Short-Term and Hotel Online Platform for the Financial Management Services Department to Refine the Scope of Services Based on the Registration Ordinance Requirements

Motion: Approved.

9. [M&C 23-0103](#) (ALL) Authorize Amendment to Mayor and Council Communication 20-0218 to Authorize Execution of a Cooperative Agreement for Public Safety Supplies and Equipment to add CMC Government Services, Inc., Clyde Armory, Inc., Proforce Marketing, Inc., and Precision Delta Corporation as Additional Vendors

Motion: Approved.

10. [M&C 23-0104](#) (ALL) Authorize Services Agreement with Allied Waste Services of Fort Worth, LLC dba Republic Services for Waste Disposal Services for City Facilities in an Annual Amount Up to \$2,304,169.00 for the Initial Term and Authorize Four One-Year Renewal Options for an Amount of \$2,419,377.00 for the First Renewal, \$2,540,346.00 for the Second Renewal, \$2,667,363.00 for the Third Renewal and \$2,800,731.00 for the Fourth Renewal for City Departments

Motion: Approved.

C. Land - Consent Items

1. [M&C 23-0085](#) (CD 2 / Future CD 2) Authorize Acquisition of Fee Simple Interest in 0.1197 Acres from Real Property Owned by Curci Mesquite Properties, L.P. Located at 3098 Cantrell Sansom Road, Fort Worth, Tarrant County, Texas 76131 and Being a Part of Lot 2, Block 1, Carlsbad Addition in the Amount of \$24,236.00 and Pay Estimated Closing Costs in an Amount Up to \$10,000.00 for a Total Cost of \$34,236.00 for the Cantrell Sansom Roadway Widening Project

Property description: 0.1197 acres described as being a part of Lot 2, Block 1, Carlsbad Addition located at 3098 Cantrell Sansom Road

Motion: Approved.

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2. [M&C 23-0088](#) (CD 6/ Future CD 6) Authorize the Conveyance of a Water Pipeline Tunnel Easement and Right-of-Way to Tarrant Regional Water District, Being Approximately Fifty-Four Acres Situated in Various Surveys, All in the City of Fort Worth, Tarrant County, Texas, for a Subterranean Tunnel and Integrated Water Pipeline to be Constructed Beneath and Along West Risinger Road

Property description: 53.719 acres situated in in the J.J. Albirado Survey, Abstract No. 4, R.J. Ware Survey, Abstract No. 2008, A. Castello Survey, Abstract No. 272, J. Haynes Survey, Abstract No. 780, T. Moody Survey, Abstract No. 1070, E. Dishman Survey, Abstract No. 407, J. Wilcox Survey, Abstract No. 1743, S.A. & M.G. R.R. Co. Survey, Abstract No. 1462, and the C. Martin Survey, Abstract No. 1022, all in the City of Fort Worth, Tarrant County, Texas

Motion: Approved.

E. Award of Contract - Consent Items

1. [M&C 23-0059](#) (ALL) Authorize Execution of a Contract with Strategic Government Resources, Inc. in an Amount Not to Exceed \$300,000.00 for Interim Staffing Services, Adopt Appropriation Ordinance, and Amend Fiscal Year 2023 Adopted Budget

Motion: Approved. Appropriation Ordinance No. 25986-02-2023

2. [M&C 23-0060](#) (ALL) Approve Fourth Amendment Increasing Expenditures for the Professional Services Agreement with Displays, LLC., City Secretary Contract No. 54007 for Maintenance of the City Public Art Collection, Ratify Expenditures of \$40,975.61 and Authorize an Increase in the Annual Not to Exceed Amount to \$135,064.14 for the First Renewal Term

Motion: Approved.

3. [M&C 23-0063](#) (ALL) Adopt a Resolution Authorizing Employment of Porter Hedges LLP as Outside Legal Counsel for Assistance to the City Attorney's Office Related to the City's Southeast Landfill Lease and Landfill Gas Related Matters

Motion: Approved. Resolution No. 5683-02-2023

4. [M&C 23-0070](#) (CD 5, CD 8, and CD 9/ Future CD 5, CD 8, and CD 11) Authorize Appropriation of Funds to Tax Increment Reinvestment Zone Number Twelve- East Berry Renaissance for an Amount of \$200,000.00 in Accordance with the Tax Increment Financing Development Agreement for the East Berry Corridor Study, Adopt Appropriation Ordinances and Amend the Fiscal Years 2023-2027 Capital Improvement Program

Motion: Approved. Appropriation Ordinance Nos. 25987-02-2023 and 25988-02-2023

5. [M&C 23-0074](#) (ALL) Authorize Execution of a Contract with United Way of Tarrant County in the Amount of \$199,500.00 to Fund Various Organizations and Coordinate Area Agencies and Social Service Programs for the Benefit of the Entire Fort Worth Community for Fiscal Year 2023

Motion: Approved.

6. [M&C 23-0075](#) (CD 5/ Future CD 5) Authorize Change in Use and Expenditure of HOME Investment Partnerships Program Grant Funds in an Amount Up to \$450,000.00 to HRM Construction Company, LLC, a Local Housing Developer in the Form of a Subordinate Forgivable Loan for the Development of Five Single Family Houses in the Stop Six Sunrise Edition Neighborhood, Authorize Execution of Related Documents, and Find that the Expenditure Serves a Public Purpose and that Adequate Controls are in Place

Motion: Approved.

7. [M&C 23-0077](#) (CD 8/ Future CD 8) Adopt Appropriation Ordinance to Provide Additional Funding for the Crowley Road and Sycamore School Road Intersection Improvements in the Amount of \$300,000.00 and Amend the Fiscal Years 2023-2027 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 25989-02-2023

8. [M&C 23-0080](#) (CD 9/ Future CD 9) Reject All Bids Received August 18, 2022, for the 5th Street at Carroll Street to Railroad and Carroll Street and Merrimac Street Storm Drain Rehabilitation Projects and Authorize Execution of a Contract in the Amount of \$1,048,090.00 to Vortex Lining Systems, LLC for the Same Projects Based on Bids Received on October 13, 2022

Motion: Approved.

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9. [M&C 23-0082](#) (CD 9/ Future CD 9) Adopt Appropriation Ordinance Adjusting Appropriations in the 2018 Bond Program Fund, in the Amount of \$100,000.00 by Increasing Appropriations for West 7th Street Improvements from University Drive to Trinity River Bridge Project (City Project No. 101555), and Decreasing Appropriations in the Authorized, Not Appropriated Project (City Project No. U34018) by the Same Amount; and Amend the Fiscal Years 2023-2027 Capital Improvement Program (2018 Bond Program)

Motion: Approved. Appropriation Ordinance No. 25990-02-2023

10. [M&C 23-0083](#) (CD 7/ Future CD 7) Authorize Execution of Amendment No. 1 to the Engineering Services Agreement for the West Bailey Boswell Road Project with Teague Nall & Perkins, Inc. in the Amount of \$2,688,257.00 for a Revised Contract Amount of \$2,788,186.00 (2022 Bond Program)

Motion: Approved.

11. [M&C 23-0084](#) (CD 8/ Future CD 8) Authorize Execution of a Job Order Contract with F.H. Paschen, Nielsen & Associates, LLC, in the Not to Exceed Amount of \$1,289,209.00, for Construction of a Greenhouse to Serve the Fort Worth Botanic Garden, at the Rolling Hills Tree Farm, 2525 Joe B Rushing Road, Adopt Appropriation Ordinance and Amend the Fiscal Years 2023-2027 Capital Improvement Program (2020 Tax Notes and 2022 Bond Program)

Motion: Approved. Appropriation Ordinance No. 25991-02-2023

12. [M&C 23-0092](#) (CD 2 and CD 9/ Future CD 2 and CD 9) Authorize Rejection of the Bid Received for Water Sanitary Sewer Main and Storm Drain Relocations for Fort Worth Central City Unit 1 and Unit 2

Motion: Approved.

13. [M&C 23-0097](#) (ALL) Authorize an Amendment to City Secretary Contract 58142 with Carahsoft Technology Corporation, Increasing the Number of Required Licenses for the Information Technology Systems Initiative Project to Fund the Accela Cloud Migration Project, Adopt Appropriation Ordinance, and Amend Fiscal Years 2023-2027 Capital Improvement Program

Motion: Approved. Appropriation Ordinance Nos. 25992-02-2023 and 25993-02-2023

14. [M&C 23-0099](#) (CD 8 / Future District 8) Authorize Execution of Change Order No. 1 to City Secretary Contract No. 55443, a Community Facilities Agreement with City Participation with Carter Park East Land, LLC, in the Amount of \$180,197.95, for the Oak Grove Road between Joel East Road and Everman Parkway Project (2018 Bond Program)

Motion: Approved.

15. [M&C 23-0107](#) (ALL) Authorize Execution of a Professional Services Agreement with J-Quad Planning Group, LLC in an Amount Not to Exceed \$130,050.00 for Consultant Services Related to the Development of the 2023-2027 Consolidated Action Plan and the 2023-2024 Annual Action Plan for Submission to the United States Department of Housing and Urban Development

Motion: Approved.

16. [M&C 23-0109](#) (CD 2 / Future CD 2) Authorize a Contract with Fort Worth Civil Constructors, LLC, in the Amount of \$5,051,919.63, for the Greenfield Acres Drainage Improvements Phase 4 Project, Adopt Appropriation Ordinances, and Amend the Fiscal Year 2023-2027 Capital Improvement Program

Motion: Approved. Appropriation Ordinance Nos. 25994-02-2023, 25995-02-2023, and 25996-02-2023

17. [M&C 23-0110](#) (CD 2 / Future CD 2) Authorize Execution of an Architectural Services Agreement with Elements of Architecture, Inc., in the Amount of \$131,760.00, for a Total Project Cost of \$3,004,000.00 for the Fire Station 15 Project

Motion: Approved.

18. [M&C 23-0111](#) (CD 9 / Future CD 9) Authorize the Execution of Amendment No. 2, in the Amount of \$1,220,025.00, to a Professional Services Agreement with Athenian Group, LLC., for Program Management Services for the Future City Hall Relocation Program, for a Total Contract Amount of \$6,108,743.00 and Authorize the Execution of Amendment No. 2, in the Amount of \$1,208,743.00, to a Professional Services Agreement with BOKA Powell, LLC, Inc., for Architectural Design Services for the Future City Hall Relocation Program, for a Total Contract Amount of \$6,669,022.00

Motion: Approved.

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19. [M&C 23-0113](#) (CD 6 / Future CD 6) Authorize Execution of Change Order No. 1, in the Amount of \$225,000.00, to City Secretary Contract No. 57937, with CORE Construction Services of Texas, Inc., for a Revised Total Contract Amount of \$14,949,970.00.00, for the South Police Station, Adopt Appropriation Ordinance and Amend Fiscal Years 2023-2027 Capital Improvement Program (2018 Bond Program)

Motion: Approved. Appropriation Ordinance No. 25997-02-2023

20. [M&C 23-0117](#) (ALL) Authorize Execution of a Contract with Tejas Commercial Construction, LLC, in the Amount of \$750,000.00 for the 2022 Water Service Leak Repair Contract with Three Optional Renewals, and Adopt Appropriation Ordinance to Effect a Portion of Water's Contribution to the Fiscal Years 2023-2027 Capital Improvements Program

Motion: Approved. Appropriation Ordinance No. 25998-02-2023

21. [M&C 23-0118](#) (ALL) Authorize Execution of a Contract with William J. Schultz, Inc. dba Circle C Construction Company, in the Amount of \$1,250,000.00 for the 2022 Sanitary Sewer Emergency Response Contract with Two Optional Renewals, and Adopt Appropriation Ordinance to Effect a Portion of Water's Contribution to the Fiscal Years 2023-2027 Capital Improvements Program

Motion: Approved. Appropriation Ordinance No. 25999-02-2023

22. [M&C 23-0119](#) (ALL) Authorize Execution of the Third Amendment to City Secretary Contract No. 55468 with Insight Global, LLC to Increase Staff Augmentation Services by an Additional \$250,000.00 for the Water Department for a Revised Total Amount of \$800,000.00

Motion: Approved.

23. [M&C 23-0121](#) (ALL) Authorize an Agreement with Brio Services LLC for Maximo Software as a Service, Program Management, Software Configuration, and Consulting for the Water Utility's Work Order and Asset Management System for an Annual Operating Cost Not to Exceed \$507,000.00

Motion: Approved.

24. [M&C 23-0122](#) (CD 7/ Future CD 10) Authorize Execution of a Community Facilities Agreement with GBTM Sendera, LLC, with City Participation in the Amount Not to Exceed \$2,483,312.00, for Oversizing the Northside IV Sendera Ranch Boulevard Water Main Located in North Fort Worth

Motion: Approved.

25. [M&C 23-0124](#) (CD 5/ FUTURE CD 5, CD 8 and CD 11) Authorize Execution of a Contract with William J. Schultz, Inc. dba Circle C Construction Company, in the Amount of \$3,298,636.80, for the Sanitary Sewer Rehabilitation Contract 113 Project and Adopt Appropriation Ordinances to Effect a Portion of Water's Contribution to the Fiscal Years 2023-2027 Capital Improvement Program

Motion: Approved. Appropriation Ordinance Nos. 26000-02-2023 and 26001-02-2023

26. [M&C 23-0127](#) (ALL) Authorize Execution of a Contract with Jasco Construction, LLC, in an Amount Up to \$300,000.00 for the Utility Cut Repair Contract 2 - 2023 at Various Locations Throughout the City

Motion: Approved.

27. [M&C 23-0128](#) (CD 5/ FUTURE CD 5) Authorize Execution of Change Order No. 4 in the Amount of \$345,680.00 and the Addition of 179 Calendar Days to the Contract with Crescent Constructors, Inc., for the Village Creek Water Reclamation Facility Grit Facility and South Influent Pump Station Project for a Revised Contract Amount of \$26,318,025.00 and Adopt Appropriation Ordinance to Effect a Portion of Water's Contribution to the Fiscal Years 2023-2027 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 26002-02-2023

28. [M&C 23-0130](#) (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 Water Main Replacement Contract 2022, with Two Optional Renewals, and Adopt Appropriation Ordinance to Effect a Portion of Water's Contribution to the Fiscal Years 2023-2027 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 26003-02-2023

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29. [M&C 23-0131](#) (CD 7/ Future CD 7) Adopt Appropriation Ordinance in the Amount of \$97,205.00 for Increased Project Costs for Water and Sanitary Sewer Extension on Shoreview Drive and Hatch Road Project to Effect a Portion of Water's Contribution to the Fiscal Years 2023-2027 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 26004-02-2023

30. [M&C 23-0132](#) (ALL) Authorize the Execution of a Purchase Agreement with American Underwater Services, Inc., Using an Interlocal Agreement with the City of Southlake in an Amount Up to \$1,250,000.00 and Authorize One One-Year Renewal Option for the Same Annual Amount for Dredging Services for the Park & Recreation Department (2022 Bond Program)

Motion: Approved.

31. [M&C 23-0133](#) (CD 7/ Future CD 7 and CD 10) Authorize Execution of Amendment No.1 to City Secretary Contract No. 56226, a Construction Manager at Risk Agreement with The Fain Group, Inc., in the Amount of \$505,287.10 for the Northwest Community Park North Road Improvement Project, for a Revised Total Contract Cost of \$2,305,287.10

Motion: Approved.

32. [M&C 23-0134](#) (CD 2 and CD 4/ Future CD 2 and CD 4) Authorize Execution of Change Order No. 4 to City Secretary Contract No. 57154, in the Amount of \$291,970.00, with 2L Construction, LLC, for the Trail Gap Connections Project, Increasing the Total Contract Amount to \$1,733,225.00 for Additional Scope of Work (2018 Bond Program)

Motion: Approved.

PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. [23-0051](#) Notice of Claims for Alleged Damages or Injuries

End of Consent Agenda.

(Council Member Firestone took his place at the dais.)

ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events

Mayor Parker, Mayor Pro tem Bivens, and Council Members Flores, Blaylock, 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

Motion: Council Member Crain made a motion, seconded by Council Member Nettles, that ceremonial travel for Council Member Crain's trip to Trier, Germany, with Fort Worth Sister Cities International, June 17-25, 2023, be approved. Motion passed 9-0.

The following individuals appeared before Council via conference call in support of Item 23-0138:

John Ladd
William Schur

The following individuals completed comment cards in support of Item 23-0138:

Frank Anderson
Lloyd Colegrove
Holly Schur
Carl Bast
Carol Peters
David Griffith
Brenda Helmer
Louise Appleman
Susan Kenney
Joseph Ambrose III

Cindy Boling
Mark Boling
Janine Lund
Sally Johnson
Clarice Peninger
Marsha Wright
Torchy White
Caroll Chickowsky
Judy Taylor
David Keller
Daniel Staples
Stacy Luecker
Sheryl Helt
Roy Neese
Lee Mason
Randy Cleveland
Nina Cleveland
Rick Herring
Libby Willis
Doyle Willis, Jr.
Kelly McLean
Caryl Sherman-Gonzalez
Debra Million
Denis Bynum
Steve Epstein
Hallmark-Camelot-HT Neighborhood Association Board
Warren Russell
Amy Russell
John Davis
Rick Tucker
Karen Walters
Michael Francis
Gordon Appleman
Chase Jones
Rita Vinson
Michael Karol
Orlew Lauger

Michael Mullins
Jim Rhodes
Michael Herman
Ruth McNeil

Pam Hudson completed a speaker card in opposition to Item 23-0138 and was recognized by Mayor Parker but was not present in the Council Chamber.

Michael Mayes appeared before Council in opposition to Item 23-0138.

The following individuals completed comment cards in opposition to Item 23-0138:

Mike Holt
Kevin Kidder
Kelly Patry
Diana Koch
Joseph Butler
Linda Simmons
Stephanie Monks
Scott Turner
William Brewer
Phillip W. Moore
Courtney Godefroy

The following individuals appeared before Council undecided relative to Item 23-0138:

Andrew Epps
Susan Harper
Adrian Smith

Preston Patry completed a comment card undecided relative to Item 23-0138.

Joe Paniagua completed a comment card in support of M&C 23-0137.

ORDINANCES

City Secretary Goodall advised that Items 23-0138 and 23-0181 would be heard at this time.

1. [23-0138](#) An Ordinance Amending Chapter 7, “Buildings” of the Code of the City of Fort Worth, Texas (2015), as Amended, by Adding Article XIII, Entitled “Registration of Short Term Rentals”; Establishing General Standards and a Registration Process for Short-Term Rentals; Establishing Fees; Providing Definitions, Providing that this Ordinance Shall be Cumulative of all Ordinances; Providing a Savings Clause; Providing a Severability Clause; Providing a Penalty Clause; Providing for Publication; And Establishing an Effective Date

Motion: Council Member Beck made a motion, seconded by Council Member Flores, that Ordinance No. 26005-02-2023 be adopted. Motion passed 9-0.

2. [23-0181](#) An Ordinance Ordering a General Election by the Qualified Voters of the City of Fort Worth, Texas, on May 6, 2023, for the Purpose of Electing the Mayor and City Council Members for the City of Fort Worth and Ordering a Runoff Election, if Needed

Adrian Smith appeared before Council via conference call undecided relative to M&C Item 23-0181.

Motion: Council Member Nettles made a motion, seconded by Council Member Crain, that Ordinance No. 26006-02-2023 be adopted. Motion passed 9-0.

PRESENTATIONS BY THE CITY COUNCIL

1. Changes in Membership on Boards and Commissions

[23-0054](#) Board Appointments - District 4

Motion: Council Member Blaylock made a motion, seconded by Mayor Pro tem Bivens, that Matt Kotter be reappointed to Place 4 of the City Plan Commission and Capital Improvements Advisory Committee for Transportation Impact Fees effective February 14, 2023, and with a term expiring October 1, 2025.

RESOLUTIONS

1. [23-0131](#) A Resolution Appointing Members of the Steering Committee for the One-Second Collaborative to Prevent Youth Gun Violence

Motion: Council Member Crain made a motion, seconded by Council Member Flores, that Resolution No. 5684-02-2023 be adopted. Motion passed 9-0.
2. [23-0132](#) A Resolution Appointing a Task Force on Future Uses of the City-Owned Building Located in the Cultural District at 1300 Gendy Street

Motion: Council Member Crain made a motion, seconded by Council Member Nettles, that Resolution No. 5685-02-2023 be adopted. Motion passed 9-0.
3. [23-0133](#) A Resolution Adopting the Fort Worth Meacham International Airport Master Plan and Incorporating it into the City's Comprehensive Plan

Motion: Council Member Flores made a motion, seconded by Council Member Crain, that Resolution No. 5686-02-2023 be adopted. Motion passed 9-0.
4. [23-0134](#) A Resolution Appointing Alan Blaylock as a Primary Member and Official Voting Representative to the Regional Transportation Council (RTC) of the North Central Texas Council of Governments and Appointing Chris Nettles and Dr. Jared Williams as Alternate Members and as Official Voting Representatives to the RTC

Motion: Council Member Blaylock made a motion, seconded by Council Member Crain, that Resolution No. 5687-02-2023 be adopted. Motion passed 9-0.
5. [23-0135](#) A Resolution Appointing Members to the Entrepreneurship and Innovation Committee

Motion: Council Member Crain made a motion, seconded by Mayor Pro tem Bivens, that Resolution No. 5688-02-2023 be adopted. Motion passed 9-0.
6. [23-0136](#) A Resolution Ratifying the Denial of Consent to the Inclusion of the City of Fort Worth's Extraterritorial Jurisdiction in the Proposed Denton County Emergency Services District No. 2

Motion: Council Member Firestone made a motion, seconded by Council Member Crain, that Resolution No. 5689-02-2023 be adopted. Motion passed 9-0.

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7. [23-0182](#) A Resolution Providing that the City of Fort Worth (“City”) Elects to be Eligible to Participate in Tax Abatement as Authorized by Chapter 312 of the Texas Tax Code and Adopting an Amendment to the Neighborhood Empowerment Zone Program Basic Incentives and Tax Abatement Policy and Establishing a Neighborhood Empowerment Zone Tax Abatement Policy Governing Subsequent Tax Abatement Agreements for Properties Located in a Neighborhood Empowerment Zone

Motion: Council Member Beck made a motion, seconded by Council Member Crain, that Resolution No. 5690-02-2023 be adopted. Motion passed 9-0.

PUBLIC HEARING

1. [23-0002](#) (CD 6/ Future CD 9) Conduct Public Hearing to Consider Variance from Section 4-4 of the City Code to Allow Mixed Beverage Sales for On-Premise Consumption at San Antonio Mexican Food & Home Cooking Restaurant Located at 5693 Westcreek Drive (Continued from a Previous Meeting)

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

Motion: It was the consensus of the City Council that M&C 23-0002 be withdrawn from the Council Agenda.

2. [23-0002-Revised](#) (CD 6/ Future CD 9) Conduct Public Hearing to Consider Variance from Section 4-4 of the City Code to Allow Mixed Beverage Sales for On-Premise Consumption at San Antonio Mexican Food & Home Cooking Restaurant Located at 5693 Westcreek Drive

(PUBLIC HEARING - a. Report of City Staff: Beth Knight; 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

Beth Knight, Development Services Department, appeared before Council and provided a staff report.

b. Public Comment

The following individuals appeared before Council in support of M&C 23-0002 Revised:

Gena Cannon, Arlington, Texas
Ray Mallick

Mark Green completed a speaker card via conference call in support of M&C 23-0002 Revised and was recognized by Mayor Parker but could not be reached by telephone.

c. Council Action

Motion: Council Member Williams made a motion, seconded by Council Member Beck, that the public hearing be closed and M&C 23-0002 Revised be approved. Motion passed 9-0.

3. [M&C 23-0007](#) (CD 2 / Future CD 2) Conduct Public Hearing to Consider Variance from Section 4-4 of the City Code to Allow Mixed Beverage Sales for On-Premise Consumption with Late Hours at Valli's International Kitchen Located at 4450 Boat Club Road (Continued from a Previous Meeting)

(PUBLIC HEARING - a. Report of City Staff: Beth Knight; 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

Beth Knight, Development Services Department, appeared before Council and provided a staff report.

b. Public Comment

Paul Cardarelli completed a speaker card in support of M&C 23-0007 and was recognized by Mayor Parker but was not present in the Council Chamber.

Paul Cardarelli completed a comment card in support of M&C 23-0007.

c. Council Action

Motion: Council Member Flores made a motion, seconded by Mayor Pro tem Bivens, that the public hearing be closed and M&C 23-0007 be continued to the February 28, 2023, Council meeting. Motion passed 9-0.

4. [M&C 23-0062](#) (CD 7 / Future CD 10) Conduct Public Hearing, Authorize Execution of Municipal Services Agreement and Consider Adopting Ordinance for the Proposed Owner-Initiated Annexation of Approximately 61.436 Acres of Land in Denton County, Known as Timber Hill ARCO, Located West of Blue Mound Road and South of Highway 114, in the Far North Planning Sector, AX-22-010 (Continued from a Previous Meeting)

(PUBLIC HEARING - a. Report of City Staff: Stuart Campbell; 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

Stuart Campbell, Development Services Department, appeared before Council and provided a staff report.

b. Public Comment

There were no public comments.

c. Council Action

Motion: Council Member Firestone made a motion, seconded by Council Member Williams, that the public hearing be closed and M&C 23-0062 be continued to the February 28, 2023, Council meeting. Motion passed 9-0.

City Secretary Goodall advised that Zoning Docket ZC-22-192 was a companion case to M&C 23-0062 and would be heard at this time.

6. [ZC-22-192](#) (CD 7) Double Eagle TH LLC - ARCO Murray, 18242 S FM 156 (20 ac.) From: Unzoned, To: "I" Light Industrial (Recommended for Approval by the Zoning Commission)(Continued from a Previous Meeting)

Motion: Council Member Firestone made a motion, seconded by Council Member Blaylock that Zoning Docket ZC-22-192 be continued to the February 28, 2023, Council meeting. 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 January 27, 2023.

Mayor Parker opened the public hearing.

City Secretary Goodall advised that Zoning Dockets ZC-22-198 and ZC-22-220 would be heard at this time.

13. [ZC-22-198](#) (CD 5/5) Jake & Michael Cook/Neil Nicholson, Greystar & Nikki Moore, A.N. Moore Consulting, 2500 Dottie Lynn Parkway (41.89 acres) From: "E" Neighborhood Commercial; "AG" Agricultural, To: "PD/CR" Planned Development with a base of "CR" Low Density Multifamily, with development standards for supplemental building setback and screening fence, parking location, and building orientation; Site Plan included (Recommended for Denial with Prejudice by the Zoning Commission)

The following individuals appeared before Council in support of Zoning Docket ZC-22-198:

Daniel Haase
Nikki Moore, Eules, Texas
Neil Nicholson, Irving, Texas
Daniel Box, Dallas, Texas

Cameron Pope, Mansfield, Texas, completed a speaker card in support of Zoning Docket ZC-22-198 and was recognized by Mayor Parker but was not present in the Council Chamber.

The following individuals appeared before Council in opposition to Zoning Docket ZC-22-198:

Judy Taylor
Dale Sommerfeld
Dave Fulson
Cindy Boling
Torchy White
Mary Kelleher
James Hook
Cynthia Manuel, The Bluffs
Jeff Fincher (via conference call)

The following individuals completed comment cards in opposition to Zoning Docket ZC-22-198:

Robin Sommerfeld
Mark Boling

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Williams, that Zoning Docket ZC-22-198 be denied with prejudice. Motion passed 9-0.

24. [ZC-22-220](#) (CD 5/5) Constellation Energy/Randle Howard, 6201 Lake Arlington Drive (6.22 acres) From: "O-1" Floodplain, To: "K" Heavy Industrial (Recommended for Denial with Prejudice by the Zoning Commission)

The following individuals appeared before Council in support of Zoning Docket ZC-22-220:

Randle Howard
Clara Faulkner
Allen Tucker
Tammy Price

The following individuals appeared before Council in opposition to Zoning Docket ZC-22-220:

Judy Taylor
Torchy White
Cindy Boling
Dave Fulson
Letitia Wilbourn

Linda Pavlik completed a comment card in opposition to Zoning Docket ZC-22-220.

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Beck, that Zoning Docket ZC-22-220 be denied with prejudice. Motion passed 9-0.

It appeared that the City Council, at its meeting of January 10, 2023, continued Zoning Docket ZC-22-191.

- [ZC-22-191](#) (CD 8) Kyle K. Poulson, 1524 Devitt Street (2.14 ac.) From: "E" Neighborhood Commercial, To: "I" Light Industrial (Recommended for Denial by the Zoning Commission)(Continued from a Previous Meeting)

Motion: Council Member Nettles made a motion, seconded by Mayor Pro tem Bivens, that Zoning Docket ZC-22-191 be denied without prejudice. Motion passed 9-0.

It appeared that the City Council, at its meeting of January 10, 2023, continued Zoning Docket ZC-22-195.

- [ZC-22-195](#) (CD 9) Merry's Auto Car Ride LLC, 5116 James Avenue (0.5 ac.) From: "E" Neighborhood Commercial, To: "FR" General Commercial Restricted (Recommended for Approval by the Zoning Commission)(Continued from a Previous Meeting)

Motion: Council Member Beck made a motion, seconded by Council Member Crain, that Zoning Docket ZC-22-195 be approved. Motion passed 9-0.

It appeared that the City Council, at its meeting of January 10, 2023, continued Zoning Docket ZC-22-199.

4. [ZC-22-199](#) (CD 5) Ana Maria Preciado / Xavier Loza, 3760 Waldorf Street (0.23 ac.) From: “MU-1” Low Intensity Mixed-Use, To: “A-5” One-Family (Recommended for Denial by the Zoning Commission)(Continued from a Previous Meeting)

Bob Willoughby completed a speaker card in support of Zoning Docket ZC-22-199 and was recognized by Mayor Parker but was not present in the Council Chamber.

Letitia Wilbourn completed a comment card in support of Zoning Docket ZC-23-199.

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Crain, that Zoning Docket ZC-22-199 be approved. Motion passed 9-0.

It appeared that the City Council, at its meeting of January 10, 2023, continued Zoning Docket ZC-22-204.

5. [ZC-22-204](#) (CD 2) L & S Land Company LTD, 4501 Angle Avenue (22.38 ac.) From: “C” Medium Density Multifamily; “E” Neighborhood Commercial, To: “C” Medium Density Multifamily (Recommended for Approval by the Zoning Commission)(Continued from a Previous Meeting)

Andrew Wiley appeared before Council in support of Zoning Docket ZC-22-204.

The following individuals completed comment cards in support of Zoning Docket ZC-22-204:

Madison Hogue
John Schissler

Motion: Council Member Flores made a motion, seconded by Mayor Pro tem Bivens, that Zoning Docket ZC-22-204 denied without prejudice. Motion passed 9-0.

7. [SP-22-023](#) (CD 5/5) Ashen Investments Inc, 501 E. Loop 820 (4.3 acres) To: Amend site plan for PD 1083 "PD/E" Planned Development for all uses in "E" Neighborhood Commercial plus mini warehouses to combine multiple buildings to one building; site plan included (Recommended for Approval by the Zoning Commission)

Brandon Middleton completed a speaker card in support of Site Plan SP-22-023 and was recognized by Mayor Parker but did not wish to address Council.

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Beck, that Site Plan SP-22-023 be approved. Motion passed 9-0.

8. [SP-22-024](#) (CD 6/6) United Global Development Group/Logan McWhorter, SE of Sycamore School Rd. & Summer Creek Dr (1.9 acres) To: Add site plan to PD 246 "PD/E" Planned Development all uses in "E" Neighborhood Commercial excluding tattoo parlor and massage parlor. (Recommended for Approval by the Zoning Commission)

Logan McWhorter, Southlake, Texas, completed a speaker card via conference call in support of Site Plan SP-22-024 and was recognized by Mayor Parker but did not wish to address Council.

Motion: Council Member Williams made a motion, seconded by Council Member Crain, that Site Plan SP-22-024 be approved. Motion passed 9-0.

9. [ZC-22-087](#) (CD 3/3) Baron Purselley, 9904 Camp Bowie W. Blvd (3.9 acres) From: PD 591 "PD/SU" for all uses in "E" plus mini warehouse, site plan waived, To: Amend PD 591 PD/SU" for all uses in "E" plus mini warehouse to add showroom, warehouse, and fleet parking for pool company; site plan waiver requested (Recommended for Approval by the Zoning Commission)

Motion: Council Member Crain made a motion, seconded by Council Member Flores, that Zoning Docket ZC-22-087 be approved. Motion passed 9-0.

(Mayor Pro tem Bivens stepped away from the dais.)

10. [ZC-23-017](#) (CD 8/8) City of Fort Worth/Southpointe, 6288 Salt Road (297 acres) Amend PD 768 Planned Development/Specific Use for municipal solid waste landfill to add ancillary uses related to the landfill and a concrete recycling facility for TxDOT South East Connector Project; site plan included (Recommended for Approval by the Zoning Commission)

Jay Proskovec appeared before Council in support of Zoning Docket ZC-23-017.

The following individuals completed comment cards in support of Zoning Docket ZC-23-017:

Torchy White
Cindy Boling
Mark Boling

Letitia Wilbourn appeared before Council in opposition to Zoning Docket ZC-23-017.

The following individuals completed comment cards in opposition to Zoning Docket ZC-23-017:

Kohl Bryant
Bill Wright, Kennedale, Texas

Motion: Council Member Nettles made a motion, seconded by Council Member Beck, that Zoning Docket ZC-23-017 be approved. Motion passed 8-0, Mayor Pro tem Bivens absent.

(Mayor Pro tem Bivens returned to her place at the dais.)

11. [ZC-22-161](#) (CD 8/8) Vernon L. McCoy / Christopher Bonilla, Bonilla Group, 4826 Wichita Street (0.87 acres) From: "A-7.5" One Family Residential, To: "PD/E" Planned Development with a base of "E" Neighborhood Commercial, excluding uses (see docket packet) with development standards for supplemental building setback; site plan included (Recommended for Approval by the Zoning Commission)

Christopher Bonilla appeared before Council in support of Zoning Docket ZC-22-161.

Letitia Wilbourn completed a speaker card in opposition to Zoning Docket ZC-22-161 and was recognized by Mayor Parker but did not wish to address Council.

Letitia Wilbourn completed an undecided comment card relative to Zoning Docket ZC-22-161.

Motion: Council Member Nettles made a motion, seconded by Mayor Pro tem Bivens, that Zoning Docket ZC-22-161 be approved. Motion passed 9-0.

12. [ZC-22-181](#) (CD 6/6) Rall Properties LP - 6881 Harris Parkway & 7101 Dutch Branch Road (14.8 acres) From: "F" General Commercial; "PD 545" PD/SU for "G" Intensive Commercial development standards and all uses in "E" Neighborhood Commercial, with additional uses and development standards, site plan required, To: "R2" Townhouse/Cluster (Recommended for Approval by the Zoning Commission) (Continued from a previous meeting)

Travis Clegg completed a speaker card in support of Zoning Docket ZC-22-181 and was recognized by Mayor Parker but did not wish to address Council.

Motion: Council Member Williams made a motion, seconded by Council Member Nettles, that Zoning Docket ZC-22-181 be continued to the February 28, 2023, Council meeting. Motion passed 9-0.

14. [ZC-22-207](#) (CD 9/9) Stephanie & Trinidad Cruz Jr, 4101 Merida Avenue (0.24 acres) From: "FR" General Commercial Restricted, To: "A-7.5" One-Family Residential (Recommended for Approval by the Zoning Commission)

Motion: Council Member Beck made a motion, seconded by Mayor Pro tem Bivens, that Zoning Docket ZC-22-207 be approved. Motion passed 9-0.

15. [ZC-22-210](#) (CD 5/5) Sterling O'Day, 1200 E. Maddox Avenue (0.53 acres) From: "CF" Community Facilities, To: "A-5" One-Family (Recommended for Approval by the Zoning Commission)

City Secretary Goodall advised that Zoning Docket ZC-22-210 was in District 8.

The following individuals completed speaker cards in support of Zoning Docket ZC-22-210 and were recognized by Mayor Parker but did not wish to address Council:

George Muckleroy
Sterling O'Day
James O'Day

James Smith appeared before Council in support of Zoning Docket ZC-22-210.

Motion: Council Member Nettles made a motion, seconded by Mayor Pro tem Bivens, that Zoning Docket ZC-22-210 be approved. Motion passed 9-0.

16. [ZC-22-211](#) (CD 5/11) Humberto Becerra, 4309 Village Creek Road (2.3 acres) From: “A-21” One-Family, To: “I” Light Industrial (Recommended for Denial by the Zoning Commission)

Alexia Becerra appeared before Council in support of Zoning Docket ZC-22-211.

Humberto Becerra completed a speaker card in support of Zoning Docket ZC-22-211 and was recognized by Mayor Parker but did not wish to address Council.

Letitia Wilbourn appeared before Council in opposition to Zoning Docket ZC-22-211.

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Beck, that Zoning Docket ZC-22-211 be continued to the March 21, 2023, Council meeting. Motion passed 8-1, Mayor Pro tem Bivens casting the dissenting vote.

17. [ZC-22-212](#) (CD 9/11) F & P Properties/Enduro Coffee Roasters, 2400 block (odds) Gillis Street (0.42 acres) From: “I” Light Industrial, “B” Two-Family, and “A-5” One-Family, To: “MU-2” High Intensity Mixed-Use (Recommended for Approval by the Zoning Commission)

Anthony Parrotta, Weatherford, Texas, completed a speaker card in support of Zoning Docket ZC-22-212 and was recognized by Mayor Parker but did not wish to address Council.

Motion: Council Member Beck made a motion, seconded by Council Member Nettles, that Zoning Docket ZC-22-212 be continued to the March 21, 2023, Council meeting. Motion passed 9-0.

18. [ZC-22-213](#) (CD 5/5) Professional Living Centers LLC, 3221 Vine Street (1.0 acres) From: “AG” Agricultural, To: “A-5” One-Family (Recommended for Approval by the Zoning Commission)

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Beck, that Zoning Docket ZC-22-213 be approved. Motion passed 9-0.

20. [ZC-22-215](#) (CD 3/7) Westland Texas Investments/Ottis Lee, 10211 Old Weatherford Rd (11.56 acres) From: “A-5” One Family Residential & “E” Neighborhood Commercial, To: "E" Neighborhood Commercial; “PD/E” Planned Development for all uses in “E” Neighborhood Commercial plus College/University removing liquor or package store; site plan included (Recommended for Approval by the Zoning Commission)

Ottis Lee, Weatherford, Texas, completed a speaker card in support of Zoning Docket ZC-22-215 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 Zoning Docket ZC-22-215 be approved. Motion passed 9-0.

21. [ZC-22-216](#) (CD 5/5) Palisade Custom Homes LP, Crystal Arnold, 3700, 3704, 3708 Peach Street (0.48 acres) From: “AG” Agricultural, To: “A-5” One-Family Residential (Recommended for Approval by the Zoning Commission)

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Flores, that Zoning Docket ZC-22-216 be approved. Motion passed 9-0.

22. [ZC-22-217](#) (CD 9/6) Edge Park Methodist Church/William Todd Kinney, 5616 Crowley Road (3.3 acres) From: “A-5” One-Family, To: “CF” Community Facilities (Recommended for Approval by the Zoning Commission)

Motion: Council Member Beck made a motion, seconded by Council Member Williams, that Zoning Docket ZC-22-217 be approved. Motion passed 9-0.

23. [ZC-22-218](#) (CD 9/11) G & S Auto of Fort Worth, LLC/Mary Nell Poole, 2517-2531 (odds) Hemphill Street (0.89 acres) From: “E” Neighborhood Commercial, To: “UR” Urban Residential (Recommended for Approval by the Zoning Commission)

The following individuals appeared before Council in opposition to Zoning Docket ZC-22-218:

Ricardo Avitia
Angela Blochowicz

The following individuals completed comment cards in opposition to Zoning Docket ZC-22-218.

Yareli Cadena
Cristina Plascencia Snoke

Juanita Rojas appeared before Council undecided relative to Zoning Docket ZC-22-218.

Motion: Council Member Beck made a motion, seconded by Council Member Crain, that Zoning Docket ZC-22-218 be remanded back to the Zoning Commission of April 12, 2023, to request Mixed-Use zoning. Motion passed 9-0.

25. [ZC-22-221](#) (CD 2/2) Fort Worth Texas BP2, LLC / Homeyer Engineering, Inc., 3701 N. Sylvania Ave., 2567 & 2575 E. Long Ave (5.21 acres) To: Add Conditional Use Permit (CUP) to allow petroleum storage facility in “K” Heavy Industrial; site plan included (Recommended for Approval by the Zoning Commission)

Motion: Council Member Flores made a motion, seconded by Council Member Nettles, that Zoning Docket ZC-22-221 be approved. Motion passed 9-0.

26. [ZC-22-224](#) (CD 5/5) Phillip W. Galyen, 1425 Nottingham Boulevard (0.23 acres) From: “PD 942” Planned Development for “E” Neighborhood Commercial uses plus outdoor display and sales of playsets, To: “A-5” One-Family (Recommended for Approval by the Zoning Commission)

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Crain, that Zoning Docket ZC-22-224 be approved. Motion passed 9-0.

27. [ZC-22-190](#) (CD 5/5) Amerco Real Estate, 6801 Anderson Boulevard (14.1 ac.) From: “E” Neighborhood Commercial; “I” Light Industrial, To: “PD/I” Planned Development for all uses in “I” Light Industrial, plus mini-warehouse, vehicle rental, storage or display of accessory use excluding blacksmithing and wagon shop; site plan waiver requested (Recommended for Approval by the Zoning Commission)

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Beck, that Zoning Docket ZC-22-190 be approved. Motion passed 9-0.

28. [ZC-22-182](#) (CD 5/5) T Square Investments LLC/Darshwish Otrok, 1601 T Square Street (3.72 acres) From: “G” Intensive Commercial, To: “A-5” One-Family Residential (Recommended for Approval by the Zoning Commission)

Darwish Otrok, Grapevine, Texas, appeared before Council in support of Zoning Docket ZC-22-182.

Val Meza appeared before Council in opposition to Zoning Docket ZC-22-182.

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Crain, that Zoning Docket ZC-22-182 be approved. Motion passed 9-0.

1. [ZC-22-165](#) (CD 2) Brookhollow 1170, LTD/ IHS Real Estate Holdings, LLC, 5851 North Freeway, From: “G” Intensive Commercial To: “D” High Density Multifamily (17.9 ac.) (Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)

It appeared that the City Council, at its meeting of December 13, 2022, continued Zoning Docket ZC-22-165.

Kenya Alu completed a comment card in opposition to Zoning Docket ZC-22-165.

Motion: Council Member Flores made a motion, seconded Council Member Nettles, that Zoning Docket ZC-22-165 to accept the applicant's request to withdraw the zoning change. 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 Flores made a motion, seconded by Council Member Nettles, that the hearing be closed and Ordinance No. 26007-02-2023 be adopted. Motion passed 9-0.

REPORT OF THE CITY MANAGER

B. General

1. [M&C 23-0072](#) (ALL) Approve City of Fort Worth's 2022 Community Development Block Grant - Disaster Recovery Action Plan for the Use of Federal Grant Funds in the Amount of \$27,420,000.00 to be Awarded by the United States Department of Housing and Urban Development from the Community Development Block Grant - Disaster Recovery, Authorize Collection and Use of Program Income, Authorize Execution of Related Grant Agreements, Adopt Appropriation Ordinance, and Authorize Waiver of Indirect Costs

Motion: Council Member Beck made a motion, seconded by Council Member Nettles, that M&C 23-0072 be approved and Appropriation Ordinance No. 26008-02-2023 be adopted. Motion passed 9-0.

2. [M&C 23-0086](#) (CD 7 / Future CD 7) Adopt Ordinance Amending Sections 18-4, 10-16, 10-19, and 10-22 of the Code of the City of Fort Worth, Texas (2015), As Amended, to Revise the Boat Ramp Use Fees for the Boat Ramps at Arrow S Park and Casino Beach Park and to Impose a Civil Penalty Not Exceeding \$200 for Failure to Pay a Boat Ramp Use Fee, Authorize an Agreement with ParkMobile, LLC for the Collection of Boat Ramp Use Fees, and Provide for an Increase of the Boat Ramp Use Fees Beginning in Fiscal Year 2025

Motion: Council Member Firestone made a motion, seconded by Mayor Pro tem Bivens, that M&C 23-0086 be approved and Ordinance No. 26009-02-2023 be adopted. Motion passed 9-0.

3. [M&C 23-0094](#) (CD 4, CD 5, CD 8, and CD 9 / Future CD 11, CD 5, CD 8, and CD 9) Authorize Acceptance of a Grant in the Amount of \$110,460.00 from the Marilyn Brachman Hoffman Foundation for the Establishment of 56 Trees at Four Park Locations, Amend the Fiscal Years 2023-2027 Capital Improvement Program and Adopt Appropriation Ordinance

Motion: Council Member Beck made a motion, seconded by Council Member Nettles, that M&C 23-0094 be approved and Appropriation Ordinance No. 26010-02-2023 be adopted. Motion passed 9-0.

4. [M&C 23-0101](#) (ALL) Adopt Ordinance Directing Publication of Notice of Intention to Issue Combination Tax and Revenue Certificates of Obligation in an Amount Not to Exceed \$94,000,000.00 for Improvements to the Fort Worth Convention Center and City Hall

Motion: Council Member Crain made a motion, seconded by Council Member Flores, that M&C 23-0101 be approved and Ordinance No. 26011-02-2023 be adopted. Motion passed 9-0.

5. [M&C 23-0129](#) (CD 3 / Future CD 3) Authorize Execution of a Contract with S.J. Louis Construction of Texas, Ltd. in the Amount of \$10,424,212.97 for Phase 1 of the Walnut Creek Sanitary Sewer Extension, 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 2023-2027 Capital Improvement Program

Motion: Council Member Crain made a motion, seconded by Mayor Pro tem Bivens, that M&C 23-0129 be approved and Resolution No. 5691-02-2023 and Appropriation Ordinance No. 26012-02-2023 be adopted. Motion passed 9-0.

6. [M&C 23-0137](#) (CD 5 and CD 8 / Future CD 5, CD 8, and CD 11) Consider and Adopt Resolutions of Support for 2023 Competitive (9%) Housing Tax Credit Applications, Approve Commitments of Development Funding in the Form of Fee Waivers in the approximate amount of \$75,964.00 for Specified Developments, Acknowledge the One-Mile Three Year Rule and Make Related Determinations, and Find that the Fee Waivers Serve a Public Purpose and that Adequate Controls are In Place

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Blaylock, that M&C 23-0137 be approved as amended with the following changes:

1. Add a sentence to end of the first discussion paragraph to say "The developer for Avenue at Lancaster advised staff on February 12th that they wished to withdraw their application."
2. Remove all references to the Avenue at Lancaster project and make conforming changes.
3. In the discussion paragraph about the Bell Station Apartments, delete the sentence about the project being tax-exempt.

A marked up version of the M&C reflecting all of these changes has been distributed and provided to the City Secretary's Office, and Resolution Nos. 5692-02-2023, 5693-02-2023, 5694-02-2023, 5695-02-2023, 5696-02-2023, 5697-02-2023, 5698-02-2023, and 5699-02-2023 be adopted. Motion passed 9-0.

D. Land

1. [M&C 23-0087](#) (CD 5 / Future CD 5) Authorize the Acquisition of a Fee Simple Interest in Approximately 2.84 Acres of Land Being Lots 1 through 16, Block 1, East Dale Addition, an Addition to the City of Fort Worth, Tarrant County, Texas from Antoun J. Elandary for a Total Purchase Price of \$400,000.00 and Pay Estimated Closing Costs in an Amount Up to \$9,000.00 for the Open Space Conservation Program, Adopt Appropriation Ordinances, and Amend the Fiscal Years 2023-2027 Capital Improvement Program (2022 Bond Program)

Property description: 2.84 acres of land being Lots 1 through 16, Block 1, East Dale Addition, City of Fort Worth, Tarrant County, Texas

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Flores, that M&C 23-0087 be approved and Ordinance No. 26013-02-2023 and 26014-02-2023 be adopted. Motion passed 9-0.

F. Award of Contract

1. [M&C 23-0071](#) (CD 5 / Future CD 11) Authorize Execution of a Five-Year Tax Abatement Agreement with Fomundam Mbuh and Katherine Zama Mbuh and NOAAK Healthcare, LLC for the Construction of a Medical Office Building of Approximately 1,625 Square Feet and Having a Cost of at Least \$364,899.00 on Property Located at 3700 South Freeway, in the Worth Heights Neighborhood and within Neighborhood Empowerment Zone and Reinvestment Zone Area Six

City Secretary Goodall advised that M&C 23-0071 was in District 9.

Motion: Council Member Beck made a motion, seconded by Mayor Pro tem Bivens, that M&C 23-0071 be approved. Motion passed 9-0.

2. [M&C 23-0073](#) (CD 5 / Future CD 5) Authorize a Change in Use and Adjust Existing Appropriations in the Amount of \$500,000.00 of Community Development Block Grant Funds to Increase Funding for the Cowan Place Affordable Housing Development Located at 5400 East Rosedale Street, Authorize a Substantial Amendment to the City's 2018-2019, 2019-2020, and 2020-2021 Action Plans, Authorize Amendment to Subrecipient Agreement with the Housing Authority for the City of Fort Worth Doing Business as Fort Worth Housing Solutions to Increase Contracted Amount from \$750,000.00 to \$1,250,000.00, and Authorize Substitution of Funding Years

Council Members Crain and Williams advised that they filed a Conflict of Interest Affidavit with the City Secretary's Office pertaining to M&C 23-0073 and would abstain from voting on this issue.

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Nettles, that M&C 23-0073 be approved. Motion passed 7-0, with two abstentions from Council Members Crain and Williams.

3. [M&C 23-0125](#) (CD 3 / FUTURE CD 3) Authorize Execution of a Contract with McKee Utility Contractors, Inc. in the Amount of \$11,395,255.00 for Westside V Elevated Storage Tank and Transmission Main Project, Provide for Total Project Costs in the Amount of \$12,142,419.00, Authorize Acceptance of Funds from Walsh Ranches Limited Partnership in the Amount of \$290,000.00, Adopt 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 2023-2027 Capital Improvement Program

Motion: Council Member Crain made a motion, seconded by Council Member Flores, that M&C 23-0125 be approved and Resolution No. 5700-02-2023 and Appropriation Ordinance Nos. 26015-02-2023 and 26016-02-2023 be adopted. Motion passed 9-0.

ADJOURNMENT

There being no further business, Mayor Parker adjourned the meeting at 9:23 p.m.