

CITY OF FORT WORTH, TEXAS
CITY COUNCIL MEETING
TUESDAY, SEPTEMBER 26, 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 Charlie Lauersdorf, District 4
Council Member Jared Williams, District 6
Council Member Leonard Firestone, District 7
Council Member Chris Nettles, District 8
Council Member Elizabeth Beck, District 9
Council Member Alan Blaylock, District 10
Council Member Jeanette Martinez, District 11

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 10:03 a.m. on Tuesday, September 26, 2023, in the City Council Chamber of the Fort Worth City Hall, 200 Texas Street, Fort Worth, Texas.

INVOCATION - Venkat Namburu, Hindu Temple of Greater Fort Worth

The invocation was provided by Murali Krishna, Hindu Temple of Greater Fort Worth.

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.

Mayor Parker advised that M&C 23-0801 would be moved up on the agenda.

F. Award of Contract

1. [M&C 23-0801](#) (CD 8) Award American Rescue Plan Act Funds Totaling \$1,500,000.00 to Justin's Place for New Construction of Affordable Housing Project Referred to as The Nest to be Developed at 901 Sycamore School Road (Addressing the Continued Portion of M&C 23-0742)

Motion: Council Member Nettles made a motion, seconded by Mayor Pro tem Bivens, that M&C 23-0801 be approved. Motion passed 11-0.

SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

7. [23-0607](#) Presentation of Proclamation for 30+ Years of Dedicated Service of Commissioner Roy C. and Dr. Jennifer Brooks

Council Member Nettles presented a proclamation for 30+ years of dedicated service to Commissioner Roy C. and Dr. Jennifer Brooks.

2. [23-0604](#) Presentation of Proclamation for Byrne Construction 100th Anniversary

Mayor Pro tem Bivens presented a proclamation for Byrne Construction 100th Anniversary to Matthew Byrne, Paul Byrne, and Benjamin Robertson.

4. [23-0603](#) Presentation of Proclamation for the 80th Birthday and 33 Years of Service of Reverend Ralph Waldo Emerson, Jr.

Council Member Williams presented a proclamation for the 80th Birthday and 33 years of service of Reverend Ralph Waldo Emerson, Jr.

Mayor Parker advised that M&C 23-0805 would be moved up on the agenda.

A. General - Removed from Consent Agenda

6. [M&C 23-0805](#) (CD 5, CD 6, and CD 8) Adopt Appropriation Ordinances for Project Management and Construction Costs for Three Highway Safety Improvement Projects and Amend the Fiscal Year 2023-2027 Capital Improvement Program

Motion: Council Member Williams made a motion, seconded by Mayor Pro tem Bivens, that M&C 23-0805 be approved and Appropriation Ordinance Nos. 26459-09-2023, 26460-09-2023, 26461-09-2023, and 26462-09-2023 be adopted. Motion passed 11-0.

(Mayor Pro tem Bivens and Council Members Williams and Nettles stepped away from the dais and left the meeting.)

1. [23-0601](#) Presentation of Proclamation for National Service Dog Month

Mayor Parker presented a proclamation for National Service Dog Month to Laura Manning, Elizabeth Brownen, and Tracy Conine.

3. [23-0602](#) Presentation of Proclamation for Indigenous Peoples' Day

Council Member Beck presented a proclamation for Indigenous Peoples' Day to Amanda Smith, American Indian Business Association.

5. [23-0605](#) Presentation of Proclamation for MANA de North Texas
15th Anniversary

Mayor Parker advised that the proclamation for MANA de North Texas 15th Anniversary be rescheduled to the October 17, 2023, Council meeting.

6. [23-0606](#) Presentation of Proclamation for Hunger Action Month 2023

Council Member Martinez presented a proclamation for Hunger Action Month 2023 to Julie Butner.

ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

City Manager Cooke requested that M&C 23-0800 be removed from the Consent Agenda for individual consideration.

ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

City Manager Cooke requested 23-0617 be withdrawn from the Council Agenda.

(Council Member Lauersdorf stepped away from the dais.)

Adrian Smith appeared before Council via conference call in opposition of M&C 23-0791.

CONSENT AGENDA

Motion: Council Member Beck made a motion, seconded by Council Member Crain, that the Consent Agenda be approved as amended. Motion passed 7-0, Mayor Pro tem Bivens and Council Members Lauersdorf, Williams, and Nettles absent.

A. General - Consent Items

1. [M&C 23-0791](#) (ALL) Adopt Resolution Retaining the Law Firm of Kelly Hart & Hallman LLP as Outside Counsel, in an Amount Not to Exceed \$150,000.00 for Legal Services Related to Lawsuits Challenging the City's Short-Term Rental Ordinance

Motion: Approved. Resolution No. 5806-09-2023

2. [M&C 23-0793](#) (ALL) Re-adopt Investment Policy and Strategy Documents for the City's General, Permanent Fund, and Other Post-Employment Benefit Trust Portfolios with No Revisions

Motion: Approved.

4. [M&C 23-0803](#) (CD 5 and CD 10) Adopt Appropriation Ordinances in the Cumulative Amount of \$150,000.00 for Two New Traffic Signals, and Amend the Fiscal Year 2023-2027 Capital Improvement Program

Motion: Approved. Appropriation Ordinance Nos. 26463-09-2023 and 26464-09-2023

5. [M&C 23-0804](#) (All) Reject All Responses to Invitation to Bid for the 2023 Bridge Rehabilitation Contract 2

Motion: Approved.

7. [M&C 23-0806](#) (ALL) Adopt Appropriation Ordinance in the Amount of \$329,838.60 to Fund the Guardrail Design & Construction Project and Amend the Fiscal Years 2023-2027 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 26465-09-2023

8. [M&C 23-0808](#) (CD 3) Amend Mayor and Council Communication 23-0468 to Extend the Scheduled Temporary Closure End Date for Trail Lake Drive from Wyndale Court to Manderly Place from August 13, 2023 to January 9, 2024 for Construction Activities

Motion: Approved.

9. [M&C 23-0809](#) (CD 7 and CD 9) Authorize the Temporary Closure of W.R. Watt Drive from Trail Drive to Burnett-Tandy Drive, Burnett-Tandy Drive from W.R. Watt Drive to Gendy Street, Gendy Street from Harley Avenue to Lancaster Avenue, Harley Avenue from Gendy Street to Trail Drive, Linden Avenue from Trail Drive to the Cell Tower Entrance, Lansford Lane from Montgomery Street to Gendy Street, Trail Drive from Lancaster Avenue to University Drive, Farm House Way from Trail Drive to Foch Street from January 8, 2024 to February 4, 2024; Trinity Park Drive from University Drive to Foch Street on January 18, 19, 22, 24, 25, 29, 30, 31 and February 1, 2, 2024 for the Southwestern Exposition and Livestock Show

Motion: Approved.

10. [M&C 23-0818](#) (ALL) Adopt Appropriation Ordinances in the Justice and State Asset Forfeiture Funds for a Combined Amount of \$373,000.00 for Fiscal Year 2024 for Continuing Previously Approved Projects that Impact the Safety, Wellness, and Resiliency of the Police Department and the Community

Motion: Approved. Appropriation Ordinance Nos. 26466-09-2023 and 26467-09-2023

11. [M&C 23-0820](#) (ALL) Ratify Application for and Authorize Acceptance of the Fiscal Year 2023 Homeland Security Grants from the United States Department of Homeland Security through the State of Texas, Office of the Governor, in an Amount Up to \$3,481,874.31, Approve Execution of All Applicable Grant Contracts, Adopt Resolution and Adopt Appropriation Ordinance

Motion: Approved. Resolution No. 5807-09-2023 and Appropriation Ordinance No. 26468-09-2023

12. [M&C 23-0823](#) (ALL) Acknowledge and Affirm the Water Department's Policies and Practices Regarding Waivers and Adjustments for Customer Accounts

Motion: Approved.

13. [M&C 23-0837](#) (CD 7) Authorize Execution of an Infrastructure Construction Agreement with the Botanical Research Institute of Texas, Inc. in an Amount Not to Exceed \$6,338,500.00 for the Construction of Certain Capital Improvement Projects at the Fort Worth Botanic Garden (2022 Bond Program)

Motion: Approved.

14. [M&C 23-0839](#) (CD 9) Authorize Execution of Two Infrastructure Construction Agreements with the Fort Worth Zoological Association to Fulfill the City of Fort Worth's Initial Obligation to Construct, Maintain, and Repair Certain Public Infrastructure within the Fort Worth Zoo; Adopt Appropriation Ordinances; and Amend Fiscal Years 2023-2027 Capital Improvement Program (2022 Bond Program)

Motion: Approved. Appropriation Ordinance Nos. 26469-09-2023 and 26470-09-2023

15. [M&C 23-0841](#) (ALL) Authorize the Fort Worth Public Library to Donate Discarded Furnishings to Other Libraries, Museums, or Non-Profit Community Service Organizations To Promote Waste Diversion from City Landfills by Enabling Reuse and Find that the Donation Serves a Public Purpose

Motion: Approved.

16. [M&C 23-0842](#) (ALL) Adopt Updated Financial Management Policy Statements for Fiscal Year 2024 Including Identified Changes and Non-Substantive Revisions to Existing Policies and the Addition of New Policies Related to Penalty and Interest Waivers and Sponsorships; Make Related Findings; and Rescind Mayor & Council Communication G-19014, which Adopted the Procurement Card Policy into the Financial Management Policy Statements

Motion: Approved.

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

1. [M&C 23-0794](#) (ALL) Authorize an Amendment to the Agreement with H&H Concrete On Demand, Inc. for Flowable Fill Materials and Services to Increase the Annual Compensation Amount by \$182,500.00 for a New Annual Amount Not to Exceed \$912,500.00 for the Water Department

Motion: Approved.

2. [M&C 23-0795](#) (ALL) Authorize Execution of an Agreement with Employer Direct Healthcare, LLC for SurgeryPlus Services in an Annual Amount Up to \$276,000.00 and Authorize a One-Year Renewal Option for the Same Annual Amount Using an Interlocal Agreement with the Fort Bend Independent School District for the Human Resources Department

Motion: Approved.

3. [M&C 23-0796](#) (ALL) Authorize the Execution of Non-Exclusive Agreements with Core & Main LP and Fortiline, Inc. for Vault Access Products, Including Frames, Rings, and Lids for the Water Department in a Combined Annual Amount Up to \$180,000.00 for the Initial Term and Authorize Four, One-Year Renewals in the Amounts of \$216,000.00 for the First Renewal, \$259,200.00 for the Second Renewal, \$311,040.00 for the Third Renewal, and \$373,248.00 for the Fourth Renewal

Motion: Approved.

4. [M&C 23-0797](#) (ALL) Authorize the Execution of Non-Exclusive Agreements with Core & Main LP and Ferguson Enterprises, LLC for the Purchase of Copper Tubing for the Water and Property Management Departments in a Combined Annual Amount Up to \$700,000.00 for the Initial Term and Authorize Four, One-Year Renewals in the Amounts of \$840,000.00 for the First Renewal, \$1,008,000.00 for the Second Renewal, \$1,209,600.00 for the Third Renewal, and \$1,451,520.00 for the Fourth Renewal

Motion: Approved.

5. [M&C 23-0798](#) (ALL) Authorize the Rejection of All Responses to Invitation to Bid 23-0081 for Printing and Mailing City of Fort Worth Notices for the Code Compliance Department

Motion: Approved.

C. Land - Consent Items

1. [M&C 23-0813](#) (CD 10) Authorize Acquisition of a Right-of-Way Easement in 0.22 Acres from Real Property Owned by Leroy Wilkins Located at 1473 Avondale-Haslet Road and Being Lot 1, Block A of Boaz Addition, City of Haslet, Tarrant County, Texas in the Amount of \$158,126.00 and Pay Estimated Closing Costs in an Amount Up to \$5,000.00 for a Total Cost of \$163,126.00 for the Avondale Haslet Road Project (2018 Bond Program)

Property Description: 0.22 acres described as Lot 1, Block A, Boaz Addition, City of Haslet, Tarrant County, Texas, located at 1473 Avondale-Haslet Road

Motion: Approved.

2. [M&C 23-0814](#) (CD 10) Amend Mayor and Council Communication 23-0641, Authorizing the Acquisition of a Right-of-Way Easement in 0.099 Acres of Real Property Owned by T.Z. Properties, LLC Located at 1373-1377 Avondale Haslet Road in Lot 4, Block A, Boaz Addition, City of Haslet, Tarrant County, Texas, to Revise the Amount to \$141,870.60 and Estimated Closing Costs in an Amount Up to \$5,000 for a Total Revised Cost of \$146,870.60 for the Avondale Haslet Road Project (2018 Bond Program)

Property Description: 0.099 acres described as Lot 4, Block A, Boaz Addition, City of Haslet, Tarrant County, Texas, located at 1373-1377 Avondale-Haslet Road

Motion: Approved.

E. Award of Contract - Consent Items

1. [M&C 23-0787](#) (ALL) Authorize Non-Exclusive Cooperative Purchase Agreements with Designs That Compute, Inc. d/b/a Visionality, Digital Resources, Inc., ePlus Technology, Inc., Graybar Electric Company, Inc., and GTS Technology Solutions, Inc. for New and Replacement Audio/Visual Hardware, Software, Technology, and Maintenance and Support Services for a Collective Annual Amount Up to \$1,500,000.00, with Four One-Year Renewal Options for the Information Technology Solutions Department

Motion: Approved.

2. [M&C 23-0788](#) (ALL) Authorize Execution of an Amendment to the Computer Aided Dispatch System Software Support Agreement with CentralSquare Technologies LLC to Increase Annual Support Services to \$893,692.36 and Add Mobile Licenses in the Amount of \$206,600.00, with Renewal Terms, for a Total Fiscal Year 2024 Annual Amount of \$1,100,292.36 for the Fort Worth Fire Department and Fort Worth Police Department through the Information Technology Solutions Department

Motion: Approved.

3. [M&C 23-0789](#) (ALL) Authorize an Amendment to City Secretary Contract Number No. 48499 with Motorola Solutions, Inc. to Increase the Current Annual Contract Amount of \$354,704.00 by Adding Customer Service Request Text Cloud Services in the Amount of \$195,210.00 for a New Annual Contract Amount of \$549,914.00 for the Information Technology Solutions Department

Motion: Approved.

4. [M&C 23-0790](#) (ALL) Authorize Execution of an Agreement with Questica, Inc. d/b/a Bonfire Interactive, a EUNA Solutions Brand, Using Cooperative Contracts for a Turnkey Electronic Bidding System in an Amount of \$250,000.00 for the First and Second Year Combined, and Authorize Four Annual Renewal Options for a Total Contract Amount Not to Exceed \$788,642

Motion: Approved.

5. [M&C 23-0802](#) (CD 6) Authorize Execution of Agreement with the Fort Worth Independent School District in an Amount Up to \$79,507.00 for Operation of the Fort Worth After-School Program at Como Community Center for the 2023-2024 School Year and Adopt Appropriation Ordinance

Motion: Approved. Appropriation Ordinance No. 26471-09-2023

6. [M&C 23-0807](#) (ALL) Authorize Execution of Amendment Number 2, in the Amount of \$47,000.00, to a Professional Services Agreement with Kimley-Horn and Associates, Inc., for Staff Extension Services in Managing Transportation and Public Works Arterials and Mobility Infrastructure Capital Projects for a Revised Contract Amount of \$145,000.00

Motion: Approved.

7. [M&C 23-0819](#) (ALL) Authorize Execution of an Interlocal Agreement with the City of North Richland Hills in the Amount Not to Exceed \$200,000.00 for Detention Services for the Police Department and Authorize Four One-Year Renewal Terms

Motion: Approved.

8. [M&C 23-0821](#) (ALL) Authorize the Purchase of an Optical Gas Imager, Associated Parts, and Warranty from Teladyne FLIR Detection Incorporated, in an Amount Up to \$125,000.00 Funded by the Urban Area Security Initiative Grant from the United States Department of Homeland Security, Using a Sole Source Contract for the Fire Department

Motion: Approved.

9. [M&C 23-0822](#) (CD 2) Authorize Execution of a Consent to Assignment of a Hangar and Ground Lease Agreement for Lease Site 51S by Epic Helicopters, LLC to FTW Hangar 51-S, LLC at Fort Worth Meacham International Airport

Motion: Approved.

10. [M&C 23-0824](#) (CD 9) Authorize Execution of Change Order No. 4 in the Amount of \$156,608.77 and the Addition of 60 Calendar Days to a Contract with Gra-Tex Utilities, Inc., for 2019 Water Line and Sanitary Sewer Replacement, Water and Sewer Maintenance-B Project for a Revised Contract Amount of \$5,090,082.05

Motion: Approved.

11. [M&C 23-0825](#) (CD 2 and CD 7) Authorize Execution of Change Order No. 4 with Jackson Construction, Ltd. for a Net Total Amount of \$98,657.00 for the 2019 Water Line and Sanitary Sewer Replacement WSM-C Project 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. 26472-09-2023

12. [M&C 23-0826](#) (ALL) Adopt Appropriation Ordinance in the Amount of \$300,000.00 to Fund the Second Renewal of an Engineering Agreement with Shield Engineering Group, PLLC. for Water and Sanitary Sewer Design Services Contract 2020 and to Effect a Portion of Water's Contribution to the Fiscal Years 2023-2027 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 26473-09-2023

13. [M&C 23-0827](#) (CD 9) Adopt Appropriation Ordinance in the Amount of \$1,060,000.00 for 30-Inch Water Main at the Lancaster Avenue/Collier Street Intersection Emergency Repair to Effect a Portion of Water's Contribution to the Fiscal Years 2023-2027 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 26474-09-2023

14. [M&C 23-0828](#) (ETJW-CD 3 and CD 7) Authorize Execution of Amendment No. 1, in the Amount of \$5,057,498.00, to an Engineering Agreement with Plummer Associates, Inc. for the Mary's Creek Water Reclamation Facility Project, Adopt a 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: Approved. Resolution No. 5808-09-2023 and Appropriation Ordinance No. 26475-09-2023

15. [M&C 23-0829](#) (CD 9) Authorize Execution of Change Order No. 2 in the Amount of \$351,658.06 to a Contract with William J. Schultz, Inc. dba Circle C Construction Company for the Sanitary Sewer Rehabilitation Contract 101 Project, Adopt Appropriation Ordinance to Effect a Portion of Water's Contribution to the Fiscal Years 2023-2027 Capital Improvements Program, Adopt Appropriation Ordinance and Amend the Fiscal Years 2023-2027 Capital Improvement Program (2022 Bond Program)

Motion: Approved. Appropriation Ordinance Nos. 26476-09-2023 and 26477-09-2023

16. [M&C 23-0830](#) (CD 9) Authorize Execution of an Engineering Agreement with DEC – North Texas, LLC in the Amount of \$389,510.00 for the Sanitary Sewer Rehabilitation, Contract 124 Project and Adopt Appropriation Ordinance to Effect a Portion of Water's Contribution to Fiscal Years 2023-2027 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 26478-09-2023

17. [M&C 23-0831](#) (CD 5) Authorize Execution of Change Order No. 2 in the Amount of \$192,800.00 and the Addition of 136 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 \$20,263,890.00

Motion: Approved.

18. [M&C 23-0832](#) (CD 3) Adopt Appropriation Ordinance in the Amount of \$100,000.00 for Property Acquisition for Water and Sanitary Sewer Replacement Contract 2020 WSM-K Project and Effect a Portion of Water's Contribution to the Fiscal Years 2023-2027 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 26479-09-2023

19. [M&C 23-0833](#) (CD 9 and CD 11) Authorize Execution of an Engineering Agreement with Quiddity Engineering LLC, in the Amount of \$471,685.00, for the Water and Sanitary Sewer Replacement Contract 2022 WSM-W Project and Adopt Appropriation Ordinance to Effect a Portion of Water's Contribution to Fiscal Years 2023-2027 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 26480-09-2023

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20. [M&C 23-0834](#) (CD 9) Authorize Execution of an Engineering Agreement with Gresham Smith, in the Amount of \$453,375.00, for the Water and Sanitary Sewer Replacement Contract 2022, WSM-X Project and Adopt Appropriation Ordinance to Effect a Portion of Water's Contribution to Fiscal Years 2023-2027 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 26481-09-2023

21. [M&C 23-0835](#) (CD 9 & CD 11) Authorize Execution of an Engineering Agreement with Burgess & Niple, Inc., in the Amount of \$466,099.00, for the Water and Sanitary Sewer Replacement Contract 2022, WSM-Y Project and Adopt Appropriation Ordinance to Effect a Portion of Water's Contribution to Fiscal Years 2023-2027 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 26482-09-2023

22. [M&C 23-0836](#) (CD 2 and CD 9) Adopt a Resolution Expressing Official Intent for the City to Reimburse Itself with Proceeds of Future Debt and/or Payments from the Tarrant Regional Water District for the Trinity River Vision – Central City Project, Adopt Appropriation Ordinance in the Amount of \$1,518,400 to Fund Amendment No. 8 for Water and Sanitary Sewer Main Relocations for the Trinity River Vision - Central City Project and the Trinity Uptown Service Area Phase 8 to Effect a Portion of Water's Contribution to and Amend the Fiscal Years 2023-2027 Capital Improvements Program, Adopt Appropriation Ordinance in the Amount of \$43,530.00 for Additional Project Costs for Storm Water and Franchise Utility Relocations for the Trinity River Vision – Central City Project and Trinity Uptown Service Area Phase 8

Motion: Approved. Resolution No. 5809-09-2023 and Appropriation Ordinance Nos. 26483-09-2023 and 26484-09-2023

23. [M&C 23-0838](#) (CD 11) Authorize Execution of Amendment No. 1 to City Secretary Contract No. 58594 with Mesa Design Associates, Inc., in the Amount of \$431,810.00 for Additional Engineering Services for Design and Development of Phase I Improvements at Ciquio Vasquez Park, for a Total Design Contract in the Amount of \$528,660.00 (2022 Bond Program)

Motion: Approved.

24. [M&C 23-0840](#) (CD 8) Authorize Execution of an Engineering Agreement with Teague, Nall & Perkins, Inc., in the Amount of \$523,000.00, for Engineering Related Professional Services for Design and Preparation of Construction Documents for Phase II Improvements at Sycamore Park and Adopt Appropriation Ordinance (2022 Bond Program)

Motion: Approved. Appropriation Ordinance No. 26485-09-2023

(Council Member Lauersdorf returned to his place on the dais.)

PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. [23-0618](#) Notice of Claims for Alleged Damages or Injuries

End of Consent Agenda.

A. General - Removed from Consent Agenda

3. [M&C 23-0800](#) (CD 6) Authorize a Substantial Amendment to the City of Fort Worth's 2021-2022 Action Plan to Approve a Change in Use of Existing Appropriations in the Amount of \$400,000.00 of Community Development Block Grant Funds Currently Allocated by the City to Fort Worth Area Habitat for Humanity, Inc. for the Preserve-A-Home Program in the Como Neighborhood to a Single-Family Townhome Project to be Developed by Fort Worth Area Habitat for Humanity, Inc. in the 5200 Block of Carver Drive and Authorize the Execution of any Related Contracts

Motion: Council Member Beck made a motion, seconded by Council Member Flores that M&C 23-0800 be approved. Motion passed 8-0, Mayor Pro tem Bivens and Council Members Williams and Nettles absent.

ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events

Council Members Flores, Crain, Hill, Beck, and Blaylock announced upcoming and recent events within the City and various Council districts.

Council Member Beck introduced Patricia Castillo who provided information pertaining to the Michelada Festival being held on October 8, 2023.

2. Recognition of Citizens

There was no recognition of citizens.

3. Approval of Ceremonial Travel

There was no approval of ceremonial travel.

Rick Herring appeared before Council in opposition of M&C 23-0810.

Adrian Smith appeared before Council via conference call in opposition of M&C 23-0608 and M&C 23-0810.

Adrian Smith appeared before Council via conference call in support of M&C 23-0801.

PRESENTATIONS BY THE CITY COUNCIL

Council Proposal - NONE

There were no Council Proposals.

Changes in Membership on Boards and Commissions

1. [23-0622](#) Board Appointment - Mayor

Motion: Mayor Parker made a motion, seconded by Council Member Crain, that the following individuals be appointed/reappointed to Place 1 of various Boards and Commissions effective September 26, 2023, and with terms expiring October 1, 2025:

Appointed:

- Josh Lindsay – Board of Adjustment – Commercial/Alliance Airport Board of Adjustment
- Melissa Scott – Library Advisory Board
- Caroline Cranz – Plan Commission and Capital Improvements Plan Advisory Committee for Transportation Impact Fees

Reappointed:

- Marcia Ceplecha – Aviation Advisory Board
- Ebony Rose – Community Development Council
- Sylvia Alcalá – Park and Recreation Advisory Board
- Matt Dufrene – Pedestrian and Bicycle Advisory Committee
- Gannon Gries – Urban Design Commission

Motion passed 8-0, Mayor Pro tem Bivens and Council Members Williams and Nettles absent.

2. [23-0619](#) Board Appointment - District 2

Motion: Council Member Flores made a motion, seconded by Council Member Crain, that Jacqueline Auger be appointed to Place 2 of the Park and Recreation Advisory Board effective September 26, 2023, and with a term expiring October 1, 2024. Motion passed 8-0, Mayor Pro tem Bivens and Council Members Williams and Nettles absent.

3. [23-0575](#) Board Appointment - District 3

Motion: Council Member Crain made a motion, seconded by Council Member Lauersdorf, that Stephanie Muzi be appointed to Place 3 of the Historic and Cultural Landmarks Commission effective September 26, 2023, and with a term expiring October 1, 2025. Motion passed 8-0, Mayor Pro tem Bivens and Council Members Williams and Nettles absent.

4. [23-0621](#) Board Appointment - District 9

Motion: Council Member Beck made a motion, seconded by Council Member Lauersdorf, that the following individuals be appointed/reappointed to Place 9 of various Boards and Commissions effective September 26, 2023, and with terms expiring October 1, 2025:

Appointed:

- Kathryn Duffy – Board of Adjustment – Commercial/Alliance Airport Board of Adjustment
- Corey Malone – Historic and Cultural Landmarks Commission
- Wes Hoblit – Zoning Commission/ Alliance Airport Zoning Commission

Reappointed:

- Tom Hicks – Aviation Advisory Board
- Daniel Villegas – Community Development Council
- Eva Bonilla – Park and Recreation Advisory Board
- Andrea Garcia – Library Advisory Board
- Douglas Cooper – Urban Design Commission

Motion passed 8-0, Mayor Pro tem Bivens and Council Members Williams and Nettles absent.

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

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

RESOLUTIONS

1. [23-0608](#) A Resolution Appointing Certain Members to the Board of Directors of Tax Increment Reinvestment Zone Number Sixteen, City of Fort Worth, Texas and Appointing a Chairperson and Vice Chairperson for the Board (Veale Ranch TIF)

Motion: Council Member Crain made a motion, seconded by Council Member Lauersdorf, that Resolution No. 5810-09-2023 be adopted. Motion passed 8-0, Mayor Pro tem Bivens and Council Members Williams and Nettles absent.

2. [23-0609](#) A Resolution Approving the Resolution of the Central City Local Government Corporation Adopted on September 12, 2023, Which Authorized Issuance and Sale of Corporation Lease Revenue Bonds; Affirming and Ratifying Previously Authorized and Executed Lease; And Authorizing Bond Purchase Agreement

Motion: Council Member Crain made a motion, seconded by Council Member Flores, that Resolution No. 5811-09-2023 be adopted. Motion passed 8-0, Mayor Pro tem Bivens and Council Members Williams and Nettles absent.

3. [23-0611](#) A Resolution Authorizing Application for Defense Economic Adjustment Assistance Grant for Naval Air Station Joint Reserve Base Fort Worth

Motion: Council Member Crain made a motion, seconded by Council Member Flores, that Resolution No. 5812-09-2023 be adopted. Motion passed 8-0, Mayor Pro tem Bivens and Council Members Williams and Nettles absent.

4. [23-0614](#) A Resolution Appointing Members to the Capital Improvements Plan Advisory Committee - Water/Wastewater

Motion: Council Member Crain made a motion, seconded by Council Member Lauersdorf, that Resolution No. 5813-09-2023 be adopted. Motion passed 8-0, Mayor Pro tem Bivens and Council Members Williams and Nettles absent.

5. [23-0615](#) A Resolution Approving the Fiscal Year 2023-2024 Tarrant County 9-1-1 District Budget

Motion: Council Member Lauersdorf made a motion, seconded by Council Member Crain, that Resolution No. 5814-09-2023 be adopted. Motion passed 8-0, Mayor Pro tem Bivens and Council Members Williams and Nettles absent.

ORDINANCES

1. [23-0617](#) A Joint Ordinance and Boundary Agreement Authorizing a Reduction in the City of Fort Worth's Extraterritorial Jurisdiction by Adjusting the Extraterritorial Jurisdiction Boundary Line between Fort Worth and Aledo

It was the consensus of the City Council that Item 23-0617 be removed from the Council Agenda.

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 September 11, 2023.

Mayor Parker opened the public hearing.

1. [ZC-23-049](#) (CD 9) Juval Enterprises LLC / Gerry Curtis of G. Curtis Surveyors LLC., 6260 Old Hemphill Road (2.69 acres) From: "A-5" One Family, To: "I" Light Industrial (Recommended for Denial by the Zoning Commission)

Gerry Curtis appeared before Council via conference call in support of Zoning Docket ZC-23-049.

Steve Epstein appeared before Council via conference call in opposition of Zoning Docket ZC-23-049.

Motion: Council Member Beck made a motion, seconded by Council Member Flores, that Zoning Docket ZC-23-049 be denied without prejudice. Motion passed 8-0, Mayor Pro tem Bivens and Council Members Williams and Nettles absent.

2. [ZC-23-092](#) (CD 9) Bennett Partners, 2401 S University Drive (1.98 acres) From: "A-5" One Family Residential/TCU Residential Overlay, To: "PD/SU" Planned Development Specific Use/TCU Residential Overlay for general office in "E" Neighborhood Commercial; Site Plan included (Recommended for Approval by the Zoning Commission)

The following individuals appeared before Council in opposition to Zoning Docket ZC-23-092:

Deanna Estrada
Mike Tyson

Motion: Council Member Beck made a motion, seconded by Council Member Lauersdorf, that Zoning Docket ZC-23-092 be approved. Motion passed 8-0, Mayor Pro tem Bivens and Council Members Williams and Nettles absent.

3. [ZC-23-139](#) (CD 11) City of Fort Worth Development Services Department, 2415 Gillis Street (0.13 acres) From: "A-5" One-Family, To: "MU-2" High Intensity Mixed-Use (Recommended for Approval by the Zoning Commission)

Motion: Council Member Martinez made a motion, seconded by Council Member Crain, that Zoning Docket ZC-23-139 be approved. Motion passed 8-0, Mayor Pro tem Bivens and Council Members Williams and Nettles absent.

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 Martinez made a motion, seconded by Council Member Crain, that the hearing be closed and Ordinance No. 26486-09-2023 be adopted. Motion passed 8-0, Mayor Pro tem Bivens and Council Members Williams and Nettles absent.

REPORT OF THE CITY MANAGER

B. General

1. [M&C 23-0792](#) (ALL) Adopt Ordinances Authorizing the Issuance of City of Fort Worth, Texas, Tax-Exempt Special Tax Revenue Bonds, Series 2023A, in an Aggregate Principal Amount Not to Exceed \$32,000,000.00 and City of Fort Worth, Texas, Taxable Special Tax Revenue Bonds, Series 2023B, in an Aggregate Principal Amount Not to Exceed \$44,000,000.00, Establishing Parameters with Respect to the Sale of the Bonds, Delegating to the Designated City Officials the Authority to Effect the Sale of Bonds, and Enacting Other Provisions Relating to the Subject, and Authorize Necessary Transfers, and Adopt Appropriation Ordinances

Motion: Council Member Crain made a motion, seconded by Council Member Lauersdorf, that M&C 23-0792 be approved and Ordinance Nos. 26487-09-2023 and 26488-09-2023 and Appropriation Ordinance Nos. 26489-09-2023 and 26490-09-2023 be adopted. Motion passed 8-0, Mayor Pro tem Bivens and Council Members Williams and Nettles absent.

2. [M&C 23-0799](#) (ALL) Adopt Forty-First Supplemental Ordinance Authorizing Issuance of City of Fort Worth, Texas Water and Sewer System Revenue Refunding Bonds, Series 2023A in an Aggregate Principal Amount Not to Exceed \$90,000,000.00, Establishing Parameters with Respect to the Sale of the Bonds, Delegating to Designated City Officials Authority to Effect the Sale of Bonds, and Enacting Other Provisions Relating to the Subject; and Adopt Appropriation Ordinances

Motion: Council Member Crain made a motion, seconded by Council Member Lauersdorf, that M&C 23-0799 be approved and the Forty-First Supplemental Ordinance No. 26491-09-2023 and Appropriation Nos. 26492-09-2023, and 26493-09-2023 be adopted. Motion passed 8-0, Mayor Pro tem Bivens and Council Members Williams and Nettles absent.

D. Land

1. [M&C 23-0810](#) (CD 9) Authorize the Execution of a Lease Agreement with Pescador Partners, LTD for Approximately 8,746 Square Feet of Space at 100 Main Street, 76102 for the New Downtown Library Branch

Motion: Council Member Beck made a motion, seconded by Council Member Crain, that M&C 23-0810 be approved. Motion passed 8-0, Mayor Pro tem Bivens and Council Members Williams and Nettles absent.

2. [M&C 23-0811](#) (CD 10) Adopt Resolution Authorizing Condemnation by Eminent Domain to Acquire 0.288 Acres in Right-of-Way Easement from Real Property owned by SSGN Investments, LLC, Located at 1205 Avondale Haslet Road in the Stith Addition, Block 1, Lot 1, City of Haslet, Tarrant County, Texas, for the Avondale Haslet Road Project (2018 Bond Program)

Motion: Council Member Blaylock made a motion, seconded by Council Member Crain, that M&C 23-0811 be approved and adopt Resolution No. 5815-09-2023 authorizing use of the power of eminent domain to acquire 0.288 acres in right-of-way easement from real property owned by SSGN Investments, LLC. The land rights in the subject property are needed for the Avondale Haslet Road project, a public use that will reconstruct and widen Avondale Haslet Road from Willow Creek Drive to the eastern city limits of the City of Haslet at John Day Road. The property will be used for widening and reconstructing the existing two-lane asphalt roadway to a four-lane, divided, concrete urban arterial.

The property is located at 1205 Avondale Haslet Road in the Stith Addition, Block 1, Lot 1, City of Haslet, Tarrant County, Texas. The property interest to be acquired is described by metes and bounds and depicted by survey exhibits attached to this Mayor and Council Communication. Motion passed 8-0, Mayor Pro tem Bivens and Council Members Williams and Nettles absent.

3. [M&C 23-0812](#) (CD 10) Adopt Resolution Authorizing Condemnation by Eminent Domain to Acquire 0.080 Acres in Right-of-Way Easement from Real Property Owned by SJJ Properties, LLC, Located at 1321 Avondale-Haslet Road, Haslet, Tarrant County, Texas, for the Avondale Haslet Road Project (2018 Bond Program)

Motion: Council Member Blaylock made a motion, seconded by Council Member Martinez, that M&C 23-0812 be approved and adopt Resolution No. 5816-09-2023 authorizing use of the power of eminent domain to acquire 0.080 acres in right-of-way easement from real property owned by SJJ Properties, LLC. The land rights in the subject property are needed for the Avondale Haslet Road project, a public use that will reconstruct and widen Avondale Haslet Road from Willow Creek Drive to the eastern city limits of the City of Haslet at John Day Road. The property will be used for widening and reconstructing the existing two-lane asphalt roadway to a four-lane, divided, concrete urban arterial. The property is located at located at 1321 Avondale Haslet Road in the Boaz Addition, Block A, Lot 6, City of Haslet, Tarrant County, Texas. The property interest to be acquired is described by metes and bounds and depicted by survey exhibits attached to this Mayor and Council Communication. Motion passed 8-0, Mayor Pro tem Bivens and Council Members Williams and Nettles absent.

F. Award of Contract

2. [M&C 23-0815](#) (CD 9) Authorize Execution of a Change Order for Construction Manager at Risk Contract with Steel & Freeman, Inc., in the Amount Not to Exceed \$3,537,209.00, Including an Owner's Construction Contingency Allowance, for a Total Project Budget of \$13,034,828.00, for the Forest Park Pool, Adopt Appropriation Ordinances, and Amend the Fiscal 2023 Adopted Budget and Fiscal Years 2023-2027 Capital Improvement Program

Motion: Council Member Beck made a motion, seconded by Council Member Crain, that M&C 23-0815 be approved and Appropriation Ordinance Nos. 26494-09-2023, 26495-09-2023, and 26496-09-2023 be adopted. Motion passed 8-0, Mayor Pro tem Bivens and Council Members Williams and Nettles absent.

ADJOURNMENT

There being no further business, Mayor Parker adjourned the meeting at 11:53 a.m.