

CITY OF FORT WORTH, TEXAS
CITY COUNCIL MEETING
TUESDAY, MARCH 8, 2022

Present:

Mayor Mattie Parker
Mayor Pro tem Gyna M. Bivens, District 5 (in at 6:23 p.m.)
Council Member Carlos Flores, District 2
Council Member Michael D. Crain, District 3
Council Member Cary Moon, District 4
Council Member Jared Williams, District 6 (in at 6:10 p.m.)
Council Member Leonard Firestone, District 7
Council Member Chris Nettles, District 8
Council Member Elizabeth Beck, District 9 (in at 6:19 p.m.)

Staff Present:

David Cooke, City Manager
Laetitia Brown, Interim City Attorney
Jannette 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 6:06 p.m. on Tuesday, March 8, 2022, in the City Council Chamber of the Fort Worth City Hall, 200 Texas Street, Fort Worth, Texas.

INVOCATION - Father Andrew Powell, St. Timothy Episcopal Church

The invocation was provided by Father Andrew Powell, St. Timothy Episcopal 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.

ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

City Manager Cooke requested that M&Cs 22-0134, 22-0159, 22-0164, 22-0169, and 22-0171 be withdrawn from the Council Agenda for individual consideration.

ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

There were not items to be continued or withdrawn by staff.

CONSENT AGENDA

Motion: Council Member Moon made a motion, seconded by Council Member Crain, that the Consent Agenda be approved as amended. Motion passed 6-0, Mayor Pro tem Bivens and Council Members Williams and Beck absent.

A. General - Consent Items

2. [M&C 22-0135](#) (ALL) Approve Reserve Officer Casey Mills' Appointment by the Chief of Police to Serve in a Supplementary Capacity for the Police Department

Motion: Approved.

3. [M&C 22-0136](#) (ALL) Approve Reserve Officer Christopher Romero's Appointment by the Chief of Police to Serve in a Supplementary Capacity for the Police Department

Motion: Approved.

4. [M&C 22-0142](#) (ALL) Adopt Ordinances Increasing Estimated Receipts and Appropriations in Multiple Funds by a Combined Total Amount Up to \$164,000.00, Allocated Proportionately, to Properly Record Fees Paid to Wells Fargo Bank, National Association, for Banking, Mineral-Lease-Administration Services, and Trust/Asset Management Services Provided in Fiscal Year 2022 Under City Secretary Contract No. 45281

Motion: Approved. Appropriation Ordinance Nos. 25345-03-2022, 25346-03-2022, 25347-03-2022, and 25348-03-2022

5. [M&C 22-0145](#) (CD 3) Adopt Attached Ordinance Increasing Appropriations in Fort Worth Public Improvement District No. 16 - Quail Valley Fund (Walsh Ranch) by \$216,623.00, and Reducing Fund Balance, for the Purpose of Reimbursing the Developer for Eligible Costs Under Reimbursement Agreements

Motion: Approved. Appropriation Ordinance No. 25349-03-2022

6. [M&C 22-0153](#) (CD 3) Authorize the Temporary Closure of Merrick Street between Diaz Avenue and Como Park Avenue from March 9, 2022 to July 17, 2022 for Construction Activities

Motion: Approved.

7. [M&C 22-0155](#) (CD 7) Consider Adoption of an Amendment to the Master Thoroughfare Plan to Add About 1,000 Feet of Intermodal Parkway to the West of Blue Mound Road

Mr. Jonathan Ragsdale, 9800 Hillwood Parkway, Suite 250, completed a speaker card in support of M&C 22-0155 and was recognized by Mayor Parker but did not wish to address Council.

Motion: Approved.

8. [M&C 22-0158](#) (ALL) Adopt an Ordinance Repealing and Restating Article VIII, Floodplain Provisions, Chapter 7 of the Code of the City of Fort Worth

Motion: Approved. Ordinance No. 25350-03-2022

10. [M&C 22-0161](#) (CD 3) Authorize the Temporary Closure of Alameda Street between Westpoint Boulevard and West Loop 820 Southbound Service Road from March 10, 2022 to June 8, 2022 for Construction Activities

Motion: Approved.

11. [M&C 22-0163](#) (CD 3) Adopt Attached Appropriation Ordinances to Adjust Receipts and Appropriations in the Amount of \$2,241,814.69 in the Westcliff Drainage Project and Amend the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Approved. Appropriation Ordinance Nos. 25351-03-2022 and 25352-03-2022

12. [M&C 22-0165](#) (ALL) Authorize Purchase of a Quick Response Mobile Command Unit from Siddon Martin Emergency Group, LLC, in the Amount Up to \$224,833.00 Using a Cooperative Purchasing Contract 651-21 through BuyBoard for the Fire Department through Property Management

Motion: Approved.

13. [M&C 22-0166](#) (ALL) Authorize Payment to the Oncor Cities Steering Committee in the Amount of \$92,772.00 to Fund Participation in Dockets, Rate Cases, and Other Proceedings Related to Electric Utility Regulation at the Texas Legislature and State Regulatory Entities

Motion: Approved.

14. [M&C 22-0170](#) (ALL) Ratify Application for, and Authorize Acceptance of, if Awarded, the Office of the Governor, Public Safety Office, Victims of Crime Act Grant to Occur in Fiscal Year 2023 in an Amount of \$157,406.00, Adopt Attached Resolution, Authorize Execution of Related Grant Agreement, and Adopt Attached Appropriation Ordinance

Motion: Approved. Resolution No. 5536-03-2022 and Appropriation Ordinance No. 25353-03-2022

16. [M&C 22-0185](#) (ALL) Adopt Attached Ordinance Reappointing the Municipal Judges, Chief Judge and Deputy Chief Judge for a Two-Year Term Commencing April 1, 2022 and Ending March 31, 2024

Motion: Approved. Ordinance No. 25354-03-2022

17. [M&C 22-0186](#) (ALL) Adopt Attached Ordinance Establishing Pay Rate Adjustments for Six Substitute Municipal Judges

Motion: Approved. Ordinance No. 25355-03-2022

18. [M&C 22-0187](#) (ALL) Adopt Attached Appropriation Ordinances and Amend the Fiscal Year 2022 Adopted Budget and Fiscal Years 2022-2026 Capital Improvement Program

Motion: Approved. Appropriation Ordinance Nos. 25356-03-2022, 25357-03-2022, 25358-03-2022, 25359-03-2022, and 25360-03-2022

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

1. [M&C 22-0143](#) (CD 2 and CD 9) Authorize Execution of Agreement for Ground Maintenance Service at Panther Island and Race Street with Lawn Patrol Service, Inc. and Presbyterian Night Shelter of Tarrant County in an Annual Amount Up to \$170,000.00 for the Parks and Recreation Department and Authorize Four One-Year Renewal Options for the Same Annual Amount

Motion: Approved.

2. [M&C 22-0144](#) (ALL) Authorize Execution of a Non-Exclusive Purchase Agreement for Additional First Responder Vehicles with Lake Country Chevrolet, Inc and Silsbee Ford, Inc for an Annual Amount Up to \$14,702,892.00 for the Initial Term, and Authorize Four One-Year Renewal Options for an Amount of \$15,438,037.00 for the First Renewal, \$16,209,939.00 for the Second Renewal, \$17,020,436.00 for the Third Renewal and \$17,871,458.00 for the Fourth Renewal for the Property Management Department

Motion: Approved.

E. Award of Contract - Consent Items

1. [M&C 22-0138](#) (ALL) Authorize Execution of a Communications System Agreement with the City of Cleburne for the Connection of Public Safety Dispatch Consoles to the City of Fort Worth's Public Safety Radio System at No Cost to the City of Fort Worth

Motion: Approved.

2. [M&C 22-0139](#) (ALL) Authorize Execution of a Radio Subscriber Services Agreement with the City of Grand Prairie for the Provision of Two-Way Radio Support Services at No Cost to the City of Fort Worth

Motion: Approved.

3. [M&C 22-0140](#) (ALL) Authorize Execution of a Communications System Agreement with Extenet Systems, LLC, for Participation in the City of Fort Worth's Public Safety Radio System at No Cost to the City of Fort Worth

Motion: Approved.

4. [M&C 22-0147](#) (CD 7 and CD 8) Authorize Execution of Change Order No. 1 to City Secretary Contract No. 55162 with Peachtree Construction Ltd., to Remove Paving of Redbud Lane, Slate Street and Mockingbird Lane and Add Sections of Rockwood Park Drive and Rendon Road at No Additional Contract Cost and Authorize Additional 30 Calendar Days for Completion of the Contract

Motion: Approved.

5. [M&C 22-0148](#) (CD 2 and CD 7) Authorize Execution of a Contract with Urban Infraconstruction, LLC, in the Amount of \$1,061,590.00 for 2022 Concrete Restoration Contract 3 at Various Locations

Motion: Approved.

6. [M&C 22-0149](#) (CD 5 and CD 6) Authorize Execution of a Contract with Texas Materials Group, Inc., dba Texas Bit in the Amount of \$2,067,672.76 for the 2021 Street Rehabilitation Project on Approximately Six Lane Miles for Nine Street Segments at Multiple Locations

Motion: Approved.

7. [M&C 22-0150](#) (CD 2, CD 4, CD 5, CD 7, CD 8 and CD 9) Authorize Execution of a Contract with Gibson and Associates Inc., in the Amount of \$679,646.60 for the Rehabilitation of Various Bridge Sections

Motion: Approved.

8. [M&C 22-0151](#) (CD 9) Authorize Execution of a Contract with Peachtree Construction, LTD in the Amount of \$5,147,570.84 for the 2022 Downtown Resurfacing Project

Motion: Approved.

9. [M&C 22-0152](#) (CD 9) Authorize Execution of Amendment Number One in the Amount Not to Exceed \$107,000.00 to an Engineering Services Agreement with Kimley-Horn and Associates, Inc. for the Union Pacific Railroad Kellis Group Quiet Zone Improvements Project for a Revised Contract Amount of \$202,120.00 (2014 and 2018 Bond Program)

Motion: Approved.

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10. [M&C 22-0154](#) (CD 9) Authorize the Execution of a Contract with the Fain Group, Inc., in the Amount of \$1,048,541.07 for the Construction of 8th Avenue Safety and Circulation Improvements Project

Motion: Approved.

11. [M&C 22-0156](#) (CD 7) Authorize Execution of a Construction Contract with XIT Paving and Construction, Inc. in the Amount of \$1,580,011.10 for Park Vista Boulevard at Keller Haslet Road Intersection Improvements; Adopt Attached Appropriation Ordinances and Amend the Fiscal Years 2022-2026 Capital Improvement Program (2018 Bond Program)

Motion: Approved. Appropriation Ordinance Nos. 25361-03-2022 and 25362-03-2022

12. [M&C 22-0157](#) (ALL) Authorize Execution of Amendment 1 in the Amount of \$240,000.00 to a Professional Services Agreement with Halff Associates, Inc., for Geographic Information Systems Services for the Transportation and Public Works Department, Stormwater Management Division, for a Revised Contract Amount of \$289,000.00 and Provide for Two Renewal Options

Motion: Approved.

13. [M&C 22-0160](#) (ALL) Authorize the Second Renewal of a Professional Services Agreement, as Renewed and Amended, with Shield Engineering Group, PLLC for Stormwater Capital Project Management Services in the Amount of \$2,400,000.00 and Authorize the Second Amendment to the Agreement, as Renewed, to Add Additional Funds to the Contract in the Amount of \$2,000,000.00 for a Total Contract Amount of \$4,400,000.00

Motion: Approved.

14. [M&C 22-0162](#) (ALL) Authorize Execution of a Developer Funding Agreement in the Amount of \$90,000.00 with Walsh Ranches Limited Partnership, with Developer Contributions in the Amount of \$45,000.00 and City Participation in the Amount of \$45,000.00, to Cost Share in a Regional Drainage Study and the Development of a Master Drainage Plan for Walsh Ranch, Adopt Attached Appropriation Ordinance, and Amend the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Approved. Appropriation Ordinance Nos. 25363-03-2022 and 25364-03-2022

16. [M&C 22-0172](#) (ALL) Ratify the Application for, and Authorize Acceptance of, if Awarded, the Office of the Governor, Public Safety Office, Criminal Justice Division Fiscal Year 2023 Criminal Justice Grant Program in an Amount of \$33,000.00, Authorize Execution of a Grant Agreement with the Office of the Governor, Adopt Attached Resolution and Adopt Attached Appropriation Ordinance

Motion: Approved. Resolution No. 5537-03-2022 and Appropriation Ordinance No. 25365-03-2022

17. [M&C 22-0173](#) (CD 9) Adopt Attached Appropriation Ordinance in the Amount of \$174,435.00 for Increased Project Costs for Water and Sanitary Sewer Rehabilitation, Contract 2019, WSM-H Located in the Fort Worth Downtown Neighborhood Alliance Area, and to Effect a Portion of Water's Contribution to the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 25366-03-2022

18. [M&C 22-0174](#) (CD 8) Adopt Attached Appropriation Ordinance in the Amount of \$88,118.00 for Increased Project Costs for 2022 Bond Year 1 Contract 6 Kick Off Project to Replace Cast Iron Water Mains to Effect a Portion of Water's Contribution to the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 25367-03-2022

19. [M&C 22-0175](#) (CD 6) Authorize Execution of Design Procurement Agreement with Meritage Homes of Texas, LLC, with City Participation in the Amount Not to Exceed \$200,856.60, for Engineering Design for the Extension of Chisholm Trail Ranch Offsite Sanitary Sewer Main Located in South West Fort Worth, and Adopt Attached Appropriation Ordinance to Effect a Portion of Water's Contribution to the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 25368-03-2022

20. [M&C 22-0176](#) (CD 7) Authorize Execution of an Interlocal Agreement with Eagle Mountain Saginaw Independent School District with City Participation in an Amount Not to Exceed \$204,640.35 for Oversizing a 12-Inch Water Main to a 16-Inch Water Main in the Vicinity East of Business Highway 287 and south of Bonds Ranch Road to serve EMS ISD High School #4 and Anticipated Future Growth in North Fort Worth, and Adopt Attached Appropriation Ordinance to Effect a Portion of Water's Contribution to the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 25369-03-2022

21. [M&C 22-0177](#) (CD 7) Authorize Execution of Design Procurement Agreement with HT Hwy 114 Land 2 LP with City Participation in the Amount Not to Exceed \$180,751.20, for Engineering Design for the Oversizing of Tradition Offsite Sanitary Sewer Main Located in North Fort Worth, and Adopt Attached Appropriation Ordinance to Effect a Portion of Water's Contribution to the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 25370-03-2022

22. [M&C 22-0178](#) (CD 5) Authorize Execution of Change Order No. 2 in the Amount of \$81,696.00 to a Contract with Syangro of Texas-CDR, Inc. for the Village Creek Water Reclamation Facility Biosolids Management and Beneficial Reuse Project for a Revised Contract Amount of \$58,179,699.00

Motion: Approved.

23. [M&C 22-0179](#) (ALL) Adopt Appropriation Ordinance in the Amount of \$2,500,000.00 to Fund the First Renewal with William J. Schultz, Inc., dba Circle C Construction Company, for Water Main Extensions, Replacements and Relocations Contract 2019 for Various Locations Throughout the City to Effect a Portion of Water's Contribution to the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 25371-03-2022

24. [M&C 22-0180](#) (CD 8) Authorize Execution of an Engineering Agreement with EJES INCORPORATED, in the Amount of \$609,371.00 for the Water and Sanitary Sewer Replacement Contract 2019, WSM-M Project, to Appropriate this Project as a Portion of Water's Contribution to the Fiscal Years 2022-2026 Capital Improvement Program, and Adopt Attached Appropriation Ordinance

Motion: Approved. Appropriation Ordinance No. 25372-03-2022

25. [M&C 22-0181](#) (CD 7) Authorize Execution of an Engineering Agreement with Carollo Engineers, Inc. in the Amount of \$253,400.00 for the Water and Sanitary Sewer Replacement Contract 2020, WSM-C Project, to Appropriate this Project as a Portion of Water's Contribution to the Fiscal Years 2022-2026 Capital Improvement Program, and Adopt Attached Appropriation Ordinance

Motion: Approved. Appropriation Ordinance No. 25373-03-2022

26. [M&C 22-0182](#) (CD 7) Authorize Execution of an Engineering Agreement with Dunaway Associates, LLC, in the Amount of \$376,009.00 for the Water and Sanitary Sewer Replacement Contract 2020, WSM-G Project and Adopt Attached Appropriation Ordinance to Effect a Portion of Water's Contribution to the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 25374-03-2022

27. [M&C 22-0183](#) (CD 5) Authorize Execution of an Engineering Agreement with HDR, Inc., in the Amount of \$353,658.00 for the Water and Sanitary Sewer Replacement Contract 2020 WSM-E Project, to Appropriate this Project as a Portion of Water's Contribution to the Fiscal Years 2022-2026 Capital Improvement Program, and Adopt the Attached Appropriation Ordinance

Motion: Approved. Appropriation Ordinance No. 25375-03-2022

28. [M&C 22-0184](#) (CD 3) Authorize Execution of a Contract with William J. Schultz, Inc. dba Circle C Construction Company, in the Amount of \$4,424,116.20 for the Water and Sanitary Sewer Rehabilitation on Horne Street Project, and Adopt Attached Appropriation Ordinance to Effect a Portion of Water's Contribution to the Fiscal Years 2022-2026 Capital Improvement Program

Motion: Approved. Appropriation Ordinance No. 25376-03-2022

PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. [22-1951](#) Notice of Claims for Alleged Damages or Injuries

End of Consent Agenda.

A. General - Removed from Consent Agenda

1. [M&C 22-0134](#) (ALL) Approve Reserve Officer Brett Mills' Appointment by the Chief of Police to Serve in a Supplementary Capacity for the Police Department

Mr. Noah Drever, 6Beach Road #918, completed a speaker card in support of M&C 22-0134 and was recognized by Mayor Parker but was not present in the Council Chamber.

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

Motion: Council Member Moon made a motion, seconded by Council Member Crain, that M&C 22-0134 be approved. Motion passed 7-0, Mayor Pro tem Bivens and Council Member Beck absent.

9. [M&C 22-0159](#) (CD 5) Adopt Attached Resolution Authorizing the City's Petition for a Temporary Injunction Against Vass'e Enterprises Inc., the Owner of Property Located at 4201 South Cravens Road, Seeking a Temporary Right of Entry to Conduct Due Diligence in Anticipation of the South Cravens Road Culvert Improvements Project

Mr. Bob Willoughby, 617 Fay Boulevard, appeared before Council in opposition to M&C 22-0159.

Motion: Motion: Council Member Crain made a motion, seconded by Council Member Moon, that M&C 22-0159 be approved and Resolution No. 5538-03-2022 be adopted. Motion passed 7-0, Mayor Pro tem Bivens and Council Member Beck absent.

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

3. [M&C 22-0164](#) (ALL) Authorize the Purchase of a BearCat Armored Tactical Vehicle from Lenco Industries, Inc. d/b/a Lenco Armored Vehicles, in the Amount of \$368,236.25 to Provide Ballistic Protection for Police Officers, Funded by the Urban Area Security Initiative Grant from the U.S. Department of Homeland Security, Using a Cooperative Contract for the Police Department through Property Management

(Council Member Beck took her place at the dais.)

Mr. Thomas Torlincasi, 1515 6th Avenue, appeared before Council in opposition to M&C 22-0164.

Motion: Council Member Moon made a motion, seconded by Council Member Crain, that M&C 22-0164 be approved. Motion passed 5-3, Council Members Williams, Nettles and Beck casting the dissenting votes and Mayor Pro tem Bivens absent.

A. General - Removed from Consent Agenda

15. [M&C 22-0171](#) (ALL) Repeal Appropriation Ordinances #25298-01-2022 and #25297-01-2022, as Approved with Mayor and Council Communication 22-0079, and Adopt Attached Appropriation Ordinances to Increase Receipts and Appropriations in the Grants Operating Federal Fund by \$73,000.00 so as to Correct Certain Information Pertaining to One (1) Traffic Safety Grant from the Texas Department of Transportation, and Authorize Transfer of \$18,250.00 from the Justice Asset Forfeiture Fund for the City's Match Requirement

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

Motion: Council Member Crain made a motion, seconded by Council Member Moon, that M&C 22-0171 be approved and Appropriation Ordinance Nos. 25377-03-2022 and 25378-03-2022 be adopted. Motion passed 5-3, Council Members Williams, Nettles and Beck casting the dissenting votes and one abstention from Mayor Pro tem Bivens.

E. Award of Contract - Removed from Consent Agenda

15. [M&C 22-0169](#) (CD 3, CD 5, and CD 8) Authorize the Execution of a Contract with Violence Intervention Program Fort Worth in the Amount Up to \$565,781.60 for the Operation of the Violence Intervention Program for Fiscal Year 2022

Mr. Raymond Fogg, Jr., 1815 East Presidio, completed a speaker card in support of M&C 22-0169 and was recognized by Mayor Parker but did not wish to address Council.

Motion: Council Member Crain made a motion, seconded by Council Member Firestone, that M&C 22-0169 be approved. Motion passed 8-0, Mayor Pro tem Bivens absent.

SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. Presentation by Fort Worth Sister Cities and Administration of Citizen Diplomat Oath to Student Ambassadors

Mayor Parker administered the Citizen Diplomat Oath to the Fort Worth Sister Cities Student Ambassadors.

2. Presentation of Certificate of Recognition for Alpha Theta Sigma 83rd Chartering Anniversary

Mayor Pro tem Bivens presented a Certificate of Recognition for the Alpha Theta Sigma 83rd Chartering Anniversary.

ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events

Mayor Pro tem Bivens and Council Members Flores, 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

There was no approval of ceremonial travel.

PRESENTATIONS BY THE CITY COUNCIL

1. Changes in Membership on Boards and Commissions

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

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

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

RESOLUTIONS

1. [22-2078](#) A Resolution to Authorize Initiation of Rezoning for Property on Canyon Creek Trail and Timberview Court in the Eastside of Fort Worth in Accordance with the Comprehensive Plan

Motion: Council Member Nettles made a motion, seconded by Council Member Crain, that Resolution No. 5539-03-2022 be adopted. Motion passed 9-0.

2. [22-2079](#) A Resolution Authorizing the City Attorney to Retain the Law Firms of Mckool Smith, P.C., Ashcroft Sutton Reyes LLC, and Korein Tillery LLC as Outside Legal Counsel to Represent the City on a Contingent Fee Basis for the Collection of Unpaid Franchise Fees, and Authorizing the Filing of a Lawsuit Entitled City of Fort Worth V. Netflix, Inc. et. al., In Federal District Court

Mr. Raymond Fogg, Jr., 1815 East Presidio, completed a speaker card in support of the resolution and was recognized by Mayor Parker but did not wish to address Council.

Mr. Thomas Torlincasi, 1515 6th Avenue, appeared before Council in opposition to the resolution.

The following individuals completed comment cards in opposition to the resolution:

Ms. Anna Bargas Burns, 4416 Westridge Avenue
Mr. David Hanna, 1912 Fiddleneck Street

Motion: Council Member Beck made a motion, seconded by Mayor Pro tem Bivens, that Resolution No. 5540-03-2022 be adopted. Motion passed 9-0.

3. [22-2080](#) A Resolution Authorizing the Dedication of 3 Acres of Parkland within North Z Boaz Park as a Natural Area/Open Space in Perpetuity, as Required by the Texas Parks and Wildlife Department's Urban Outdoor Recreation Grant Program

Motion: Council Member Crain made a motion, seconded by Council Member Flores, that Resolution No. 5541-03-2022 be adopted. Motion passed 9-0.

PUBLIC HEARING

1. [M&C 22-0137](#) (ALL) Conduct Public Hearing on the Proposed City of Fort Worth 2022 Comprehensive Plan and Adopt Ordinance Approving the City of Fort Worth 2022 Comprehensive Plan

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

Mayor Parker opened the public hearing.

a. Report of City Staff

Mr. Eric Fladager, Planning & Data Analytic Department, appeared before Council and provided a staff report.

b. Citizen Presentations

Mr. Raymond Fogg, Jr., 1815 East Presidio, completed a speaker card in support of M&C 22-0169 and was recognized by Mayor Parker but was not present in the Council Chamber.

c. Council Action

Motion: Council Member Moon made a motion, seconded by Council Member Crain, that the public hearing be closed, M&C 22-0137 be approved and Appropriation Ordinance No. 25379-03-2022 be adopted. Motion passed 9-0.

ZONING HEARING

It appeared that the City Council, at its meeting of February 8, 2022, continued Zoning Docket ZC-21-211.

1. [ZC-21-211](#) (CD 9) MTV Hospitality LLC, 2100 & 2120 W. Rosedale Street, 1005 Jerome Street, From: "G" Intensive Commercial To: "NS-T5" Near Southside Urban Center (2.45 ac) (Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)

Motion: Council Member Beck made a motion, seconded by Council Member Nettles, that Zoning Docket ZC-21-211 be denied without prejudice. Motion passed 9-0.

It appeared that the City Council, at its meeting of February 8, 2022, continued Zoning Docket ZC-21-197.

2. [ZC-21-197](#) (CD 8) Dallas Monroe, 1550 Everman Parkway & 8801 Oak Grove, From: "E" Neighborhood Commercial To: "D" High Density Multifamily (6.93 ac) (Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)

Ms. Audra Buckley, 1414 Bellview Street, Suite 150, Dallas, Texas, appeared before Council in support of Zoning Docket ZC-21-197.

Motion: Council Member Nettles made a motion, seconded by Council Member Crain, that Zoning Docket ZC-21-197 be continued to the April 12, 2022, Council meeting. Motion passed 9-0.

It appeared that the City Council, at its meeting of February 8, 2022, continued Zoning Docket ZC-21-218.

3. [ZC-21-218](#) (CD 8) ANF Investments, LLC, 1616 & 1620 E Rosedale, From: “A-5” One-Family, “E” Neighborhood Commercial To: “E” Neighborhood Commercial (0.32 ac) (Recommended for Denial with Prejudice by the Zoning Commission) (Continued from a Previous Meeting)

Motion: Council Member Nettles made a motion, seconded by Council Member Crain, that Zoning Docket ZC-21-218 be remanded back to the Zoning Commission. Motion passed 9-0.

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 February 18, 2022.

4. [ZC-22-011](#) (CD 7) Natalie Friese, 4337 Calmont Avenue, From: “A-5” One-Family To: “A-5/HC” One-Family with Historic and Cultural Landmark Overlay (0.149 acres) (Recommended for Approval by the Historic and Cultural Landmarks Commission)

Motion: Council Member Firestone made a motion, seconded by Council Member Crain, that Zoning Docket ZC-22-011 be approved. Motion passed 9-0.

5. [ZC-22-014](#) (CD All) City of Fort Worth, To: Adopt an ordinance amending the Zoning Ordinance, Chapter 2, “Review Bodies” to amend Chapter 5, “Supplemental Use Standards,” Article I, “Standards for Selected Uses,” Section 5.116a “Home Occupation” to allow outdoor activities as a home occupation and add regulations for outdoor activities (Recommended for Approval by the Zoning Commission)

Ms. Janet Melton, 4213 Hildring Drive West, completed a speaker card in support of Zoning Docket ZC-22-014 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-22-014 be approved and Ordinance No. 25380-03-2022 be adopted. Motion passed 9-0.

6. [ZC-22-009](#) (CD 5) Martir Quintero Vasquez, 4329 E Rosedale Street, From: “A-5/SS” One-Family/ Stop Six Overlay To: “E/SS” Neighborhood Commercial / Stop Six Overlay (0.16 ac) (Recommended for Approval by the Zoning Commission)

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Williams, that Zoning Docket ZC-22-009 be continued to the April 12, 2022, Council meeting. Motion passed 9-0.

7. [ZC-22-006](#) (CD 4) Fort Worth ISD, 5917 Shelton Street, From: “A-21” One-Family To: “CF” Community Facilities (49.01 ac) (Recommended for Approval by the Zoning Commission)

Motion: Council Member Moon made a motion, seconded by Council Member Crain, that Zoning Docket ZC-22-006 be approved. Motion passed 9-0.

8. [ZC-22-004](#) (CD 9) Fort Worth ISD, 4501 West Freeway (I-30), From: “A-5” One-Family To: “CF” Community Facilities (29.04 ac) (Recommended for Approval by the Zoning Commission)

Motion: Council Member Beck made a motion, seconded by Council Member Crain, that Zoning Docket ZC-22-004 be approved. Motion passed 9-0.

Council Member Crain advised that he had filed a Conflict of Interest Affidavit with the City Secretary’s Office pertaining to Zoning Docket ZC-22-003 and would abstain from voting on this issue.

9. [ZC-22-003](#) (CD 2) MCP18, LLC, 2501 Northwest Loop 820 Freeway, To: Add Conditional Use Permit (CUP) to allow a self-serve carwash facility in “E” Neighborhood Commercial with waiver to the location of accessory uses in the front yard, site plan included (2.12 ac) (Recommended for Approval by the Zoning Commission)

Mr. Michael Thomas, 4700 Bryan Irvin Court, Suite 204, appeared before Council via conference call in support of Zoning Docket ZC-22-003.

Motion: Council Member Flores made a motion, seconded by Council Member Moon, that Zoning Docket ZC-22-003 be continued to the April 12, 2022, Council meeting. Motion passed 8-0, with one abstention from Council Member Crain.

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10. [ZC-22-002](#) (CD 5) James Wilborn, 6308 Willard Road, From: “UR” Urban Residential To: “A-21” One-Family (5.27 ac) (Recommended for Approval by the Zoning Commission)

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Crain, that Zoning Docket ZC-22-002 be approved. Motion passed 9-0.

11. [ZC-21-234](#) (CD 9) Dalal 1000 LLC, Sameer Dalad, 2100 blks Wenneca Ave. & West (I-30) Freeway, 2100-2200 blks W. Petersmith St., From: “J/DUDD” Medium Industrial/Downtown Urban Design District To: “PD/H/DUDD” Central Business District/DUDD overlay with Brewery and Distillery with 10 story height limit, site plan waived (1.79 ac) (Recommended for Approval by the Zoning Commission)

Motion: Council Member Beck made a motion, seconded by Council Member Crain, that Zoning Docket ZC-21-134 be approved. Motion passed 9-0.

12. [ZC-21-232](#) (CD 8) Housing Channel, 708-714 (evens) Parkdale Avenue, From: “PD 437” PD/SU Planned Development Specific Use for apartments for transitional housing for women and children To: “UR” Urban Residential (0.37 ac) (Recommended for Approval by the Zoning Commission)

Mr. Brad Lonberger, 8129 Whistling Duck Drive, completed a speaker card in support of Zoning Docket ZC-21-232 and was recognized by Mayor Parker but was not present in the Council Chamber.

Ms. Donna VanNess, 2900 Airport Freeway, completed a speaker card in support of Zoning Docket ZC-21-232 and was recognized by Mayor Parker but did not wish to address Council.

Motion: Council Member Nettles made a motion, seconded by Mayor Pro tem Bivens, that Zoning Docket ZC-21-232 be continued to the April 12, 2022, Council meeting. Motion passed 8-0, Council Member Moon casting the dissenting vote.

Note: Zoning Docket ZC-21-232 was reconsidered later in the meeting.

13. [ZC-21-231](#) (CD 7) Presidio Village LLC, 9301 Harmon Road, From: “AG” Agricultural To: “E” Neighborhood Commercial (9.71 ac) (Recommended for Approval by the Zoning Commission)

The following individuals completed speaker cards in support of Zoning Docket ZC-21-231 and were recognized by Mayor Parker but did not wish to address Council:

Mr. Jeff Davis, 3575 Lone Star Circle, Suite 434
Mr. Nick Ibarra, 2630 West Freeway, Suite 228

Mr. David Hanna, 1912 Fiddleneck Street, completed a comment card in support of Zoning Docket ZC-21-231.

Motion: Council Member Firestone made a motion, seconded by Council Member Crain, that Zoning Docket ZC-21-231 be approved. Motion passed 9-0.

14. [ZC-21-224](#) (CD 6) NEC CTR & McP LP, 9300 block Summer Creek Drive, To: Add Conditional Use Permit to allow for a self-service car wash in “G” Intensive Commercial; site plan included (1.28 ac) (Recommended for Denial by the Zoning Commission)

Mr. Matthew Gilbert, 26434 Red Cliff Ridge, Katy, Texas, completed a speaker card via conference call in support of Zoning Docket ZC-21-224 and was recognized by Mayor Parker but did not wish to address Council.

Ms. Sumala Alamoudi, 637 Samuels Avenue, appeared before Council via conference call in support of Zoning Docket ZC-21-224 and was recognized by Mayor Parker but did not wish to address Council.

Motion: Council Member Williams made a motion, seconded by Mayor Pro tem Bivens, that Zoning Docket ZC-21-224 be denied with prejudice. Motion passed 9-0.

15. [ZC-21-220](#) (CD 8) Davi Group Inc., 4108 Moberly & 4900 Miller Avenues, From: "E" Neighborhood Commercial To: "CR" Low Density Multifamily (0.80 ac) (Recommended for Approval by the Zoning Commission)

Motion: Council Member Nettles made a motion, seconded by Mayor Pro tem Bivens, that Zoning Docket ZC-21-220 be continued to the April 12, 2022, Council meeting. Motion passed 9-0.

16. [ZC-21-212](#) (CD 7) Harmon 38 Investments LP, 8800-8900 blocks Lower Sonoma Lane, From: "G" Intensive Commercial To: "D" High Density Multifamily (10.25 ac) (Recommended for Denial by the Zoning Commission)

Mr. Steve McKeever, 500 Throckmorton Street, Suite 1512, appeared before Council in support of Zoning Docket ZC-21-212.

The following individuals completed comment cards in opposition to Zoning Docket ZC-21-212:

Mr. David Hanna, 1912 Fiddleneck Street
Mr. Joe Graff, 2145 Franks Court
Ms. Ashley McSpadden, 2136 Barracks Drive
Ms. Christina Rodriguez, 1320 Fiddleneck Street

Motion: Council Member Firestone made a motion, seconded by Council Member Williams, that Zoning Docket ZC-21-212 be denied without prejudice. Motion passed 8-1, Council Member Moon casting the dissenting vote.

17. [ZC-21-172](#) (CD 4) Robert H. Frost, 100-500 blocks Beach Street, From: "B" Two-Family To: "PD/I" Planned Development for "I" Light Industrial removing certain uses with development standards, site plan included (31.06 ac) (Recommended for Denial by the Zoning Commission)

Mr. Bill Dahlstrom, 777 Main Street, appeared before Council in support of Zoning Docket ZC-21-172.

The following individuals appeared before Council in opposition to Zoning Docket ZC-21-172:

Ms. Cindy Boling, 4717 Norma Street
Mr. Rick Herring, 1801 Bolton Street

The following individuals completed comment cards in opposition to Zoning Docket ZC-21-172:

Mr. Michael Phipps, 4451 Normandy Road
Ms. Wendy Larmour, 3004 Bomar Avenue
Mr. Daniel Haase, 1670 Watson Road West
Ms. Lauri West, 1824 Junius Street
Ms. Karen Reddout, 709 Willow Ridge Road
Mr. Karry Reddout, 709 Willow Ridge Road
Mr. Michael Ritter, 1608 Azteca Drive
Ms. Jessica Wold, 309 Lake Charles Avenue North
Ms. Cheryl Combes, 5648 Yolda Drive
Ms. Gina McEuen, 4711 Meadowbrook Drive
Mr. Khali Ayoud, 1913 Martel Avenue
Ms. Diane Wahl, 1616 Cienages Circle
Ms. Lois Kapp, 4504 Blue Lake Court
Ms. Sharon Green, 1616 Jenson Road
Mr. Mike Green, 1616 Jenson Road
Ms. Debbie Wright, 1653 Tierney Road
Mr. Glenn Goodspeed, 4820 Meadowbrook Drive
Ms. Helen M. Nelson, 1700 Watson Street
Ms. Carolyn Babb, 2100 Watson Street
Ms. Lynn Kelley, 4024 Medford Road
Ms. Susan De Los Santos, 1740 Scenery Hill Road
Ms. Christee Shimko, 3608 Yucca Avenue
Ms. Stephanie Satterfield, 1212 North Riverside Drive
Ms. Erica Conger Holt, 3400 Clary Avenue
Ms. Glenda Hartsell, 2924 Bluebird Avenue
Ms. Lauren Smith, 2204 Lotus Avenue
Ms. Cynthia Brink, 1740 Vinewood Street
Mr. Steve Molton, P.O. Box 7351
Ms. Tammy Molton, 2012 Bonnie Brae Avenue
Ms. Simianne Johnson-Hayden, 2232 Goldenrod Avenue
Mr. James Helms, 1470 Cienegas Circle
Ms. Naomi Dillard, 3501 Primrose Avenue
Mr. Scott Ferebee, 1400 Seaman Street
Mr. James Duke, 3520 Avenue #
Ms. Emily Seidel, 1400 Seaman Street
Mr. Chris Hayden, 2232 Goldenrod Avenue

Mr. Jerry Strother, 3117 Marigold Avenue
Ms. Carole Strother, 3117 Marigold Avenue
Ms. Nancy Woods, 3208 Browning Court
Mr. David Hanna, 1912 Fiddlenick Street
Ms. LuAnn Hoppe, 812 Hudgins Avenue
Mr. Willis Dillard, 3501 Primrose Avenue
Ms. Shelby Whitfield, 3300 Browning Court
Ms. Lauren Smith, 2204 Lotus Avenue
Ms. Dorren Geiger, 6413 Chauncery Place
Ms. Wendy Mann, 2730 Meadowbrook Drive
Mr. Drew Eubank, 1816 Eagle Drive
Ms. Jan Buck, 1513 North Sylvania Avenue
Mr. Carlos Fenny, 1740 Vinewood Court

Motion: Council Member Moon made a motion, seconded by Mayor Pro tem Bivens, that the request for withdrawal of Zoning Docket ZC-21-172 be accepted. Motion passed 9-0.

18. [ZC-21-148](#) (CD 5) Espire Enterprises, LLC, 5220 E Lancaster Avenue, From: "E" Neighborhood Commercial To: "PD" Planned Development with a base of "C" Medium Density Multifamily excluding Boarding/Lodging House and Government Office Facility, with development standards for open space, front yard setback, building orientation, and landscaping revision; Site plan included (1.12 ac) (Recommended for Approval by the Zoning Commission)

Ms. Mary Nell Poole, 2918 Wingate, Suite 100, appeared before Council in support of Zoning Docket ZC-21-148.

The following individuals completed comment cards in support of Zoning Docket Z-21-148:

Ms. Cindy Boling, 4717 Norma
Mr. Daniel Haase, 1670 Watson Road West

Ms. Judy Taylor, 2604 Stark Street, appeared before Council in opposition to Zoning Docket ZC-21-148.

Mr. Bob Willoughby, 614 Fay Boulevard, completed a speaker card in opposition to Zoning Docket ZC-21-148 and was recognized by Mayor Parker but was not present in the Council Chamber.

Motion: Mayor Pro tem Bivens made a motion, seconded by Council Member Nettles, that Zoning Docket ZC-21-148 be continued to the April 12, 2022, Council meeting. Motion passed 9-0.

19. [ZC-21-118](#) (CD 6) Mohamad Alwan, 5653 Westcreek Drive, From: "E" Neighborhood Commercial To: "PD" Planned Development with a base of "E" Neighborhood Commercial for Auto Repair & Outside Storage (Automobiles), with specific development standards for projected front yard setback, supplemental side building setbacks, supplemental buffer yard, buffer yard landscaping requirements, screening fence requirements, dumpster screening requirements; site plan included (0.47 ac) (Recommended for Denial with Prejudice by the Zoning Commission)

Mr. Mohamad Alwan, 5653 Westcreek Drive, appeared before Council in support of Zoning Docket ZC-21-118.

Motion: Council Member Williams made a motion, seconded by Council Member Nettles, that Zoning Docket ZC-21-118 be denied with prejudice. Motion passed 9-0.

Motion: Council Member Nettles made a motion, seconded by Council Member Williams, that Zoning Docket ZC-21-232 be reconsidered. Motion passed 9-0.

12. [ZC-21-232](#) (CD 8) Housing Channel, 708-714 (evens) Parkdale Avenue, From: "PD 437" PD/SU Planned Development Specific Use for apartments for transitional housing for women and children To: "UR" Urban Residential (0.37 ac) (Recommended for Approval by the Zoning Commission)

Motion: Council Member Nettles made a motion, seconded by Mayor Pro tem Bivens, that Zoning Docket ZC-21-232 be approved. Motion passed 9-0.

20. [SP-21-029](#) (CD 5) Eastchase Hospitality, LLC, 1251 Little Cina Lane, From: "PD1134" Planned Development for all uses in "G" Intensive Commercial plus hotel; site plan approved To: Amend hotel site plan to modify building orientation, increase building area and number of guest rooms, and modify parking layout for PD1134 (2.85 ac) (Recommended for Approval by the Zoning Commission)

Mr. Paul Cragun, 2080 North Highway 360, Grand Prairie, Texas, completed a speaker card via conference call in support of Site Plan SP-21-029 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 Crain, that Site Plan SP-21-029 be approved. Motion passed 9-0.

There being no one else present desiring to be heard in connection with the recommended changes and amendments pertaining to Zoning Ordinance No. 21653-02-2015 for the above-listed cases, Mayor Pro tem Bivens made a motion, seconded by Council Member Crain, that the hearing be closed and Ordinance No. 25381-03-2022 be adopted. Motion passed 9-0.

(Council Member Crain stepped away from the dais.)

REPORT OF THE CITY MANAGER

B. General

1. [M&C 22-0141](#) (ALL) Adopt Ordinances Adopting and Amending the 2021 Editions of the International Building Code, International Residential Code, International Mechanical Code, International Plumbing Code, International Fuel Gas Code, International Existing Building Code and the Fort Worth Building Administrative Code and Adopt Ordinance Adopting and Amending the 2021 International Fire Code

Motion: Council Member Beck made a motion, seconded by Council Member Nettles, that M&C 22-0141 be approved and Ordinance Nos. 25382-03-2022, 25383-03-2022, 25384-03-2022, 25385-03-2022, 25386-03-2022, 25387-03-2022, and 25388-03-2022 be adopted. Motion passed 9-0.

2. [M&C 22-0146](#) (ALL) Adopt Attached Ordinance Authorizing Issuance and Sale of City of Fort Worth Tax Notes, Series 2022 in an Aggregate Principal Amount Not to Exceed \$72,195,000.00 and Enacting Other Provisions Related to the Subject, and Adopt Attached Appropriation Ordinance

Mr. Alex Laufer, Debt Manager in the Financial Management Department, provided updated information for consideration in connection with M&C 22-0146.

The City accepted bids this morning for the issuance and sale of Tax Notes for fire apparatus and work at Future City Hall.

Following evaluation of the 8 compliant bids that the City received, staff and the financial advisors recommend sale be awarded to **Webster Bank, National Association**, at a True Interest Cost (TIC) of **1.73%**.

Because the costs of issuance will be lower than anticipated, the City is able to reduce the principal amount of notes being issued from \$72,195,000 to \$72,185,000.

Motion: Council Member Moon made a motion, seconded by Mayor Pro tem Bivens, that M&C 22-0146 be approved as amended with the following changes: 1) fill the blanks in to reflect the identified purchaser and TIC, (2) change the estimated closing date in the discussion from April 6 to March 29, 2022, and (3) update the ordinance and purchase agreement attachments to match those that were distributed by staff earlier today, and Ordinance No. 25389-03-2022 and Appropriation Ordinance No. 25390-03-2022 be adopted. Motion passed 8-0, Council Member Crain absent.

[M&C 22-0146-R](#) (ALL) Adopt Attached Ordinance Authorizing Issuance and Sale of City of Fort Worth Tax Notes, Series 2022 in an Aggregate Principal Amount Not to Exceed \$72,195,000.00 and Enacting Other Provisions Related to the Subject, and Adopt Attached Appropriation Ordinance

Note: A revised annotated M&C with the approved changes was added for the record after the Council approved the original action.

(Council Member Crain returned to his place at the dais.)

3. [M&C 22-0167](#) (ALL) Adopt an Ordinance Amending Chapter 12.5, Environmental Protection and Compliance, Article VIII, Solid Waste and Recycling, Division 4, Deposits, Rates and Collection, Section 12.5-841.2, of the City Code to Increase the Commercial Garbage Collection Fees

Mr. Thomas Torlincasi, 1515 6th Avenue, appeared before Council undecided relative to M&C 22-0167.

Motion: Council Member Beck made a motion, seconded by Council Member Nettles, that M&C 22-0167 be approved and Ordinance No. 25391-03-2022 be adopted. Motion passed 9-0.

4. [M&C 22-0168](#) (ALL) Adopt an Ordinance Amending the Service Rate for the Out-of-Cycle and Contaminated Bulky Waste Pile in Chapter 12.5, Environmental Protection and Compliance, Article VIII, Solid Waste and Recycling, Division 4, Deposits, Rates and Collection, Section 12.5-841.1, Residential Collection Fees

Motion: Council Member Flores made a motion, seconded by Council Member Crain, that M&C 22-0168 approved and Ordinance No. 25392-03-2022 be adopted. Motion passed 9-0.

ADJOURNMENT

There being no further business, Mayor Parker adjourned the meeting at 8:22 p.m.