
CITY COUNCIL WORK SESSION
TUESDAY, JANUARY 29, 2019
3:00 P.M.
CITY COUNCIL CONFERENCE ROOM, CITY HALL, ROOM 290
200 TEXAS STREET, FORT WORTH, TEXAS

1. Report of the City Manager - **David Cooke, City Manager**

- a. Changes to the City Council Agenda
- b. Upcoming and Recent Events
- c. Organizational Updates and Employee Recognition(s)
- d. Informal Reports

[IR 10226](#): Criteria Used for Location and Design of City Facilities with Public Access

[IR 10227](#): Iconic Artworks Plan

[IR 10228](#): Lanterns in the Fort Worth Botanic Garden

[IR 10229](#): The Mayor's Community Engagement Workshops & 2018 Neighborhood Awards

[IR 10230](#): Minority Business Enterprise – MBE Capacity Building

[IR 10231](#): Proposed Zoning Ordinance Text Amendment for Light Industrial Height and Industrial District Buffers

[IR 10232](#): TRVA Quarterly Project Update

2. Current Agenda Items - **City Council Members**

3. Responses to Items Continued from a Previous Week

4. Presentation on the Amazon Headquarters - **Robert Sturns, Economic Development and Brandom Genglebach, Fort Worth Chamber of Commerce**

5. Presentation on Proposed Tax Abatement Agreement with Stanley Black & Decker, Inc. - **Carol Griffith, Business Development Coordinator**

6. Presentation on Rehabilitation of Pioneer Tower - **Kirk Slaughter, Public Events**

7. City Council Requests for Future Agenda Items and/or Reports

8. Executive Session (CITY COUNCIL CONFERENCE ROOM, CITY HALL, ROOM 290) - **SEE ATTACHMENT A**

Attachment(s):

[Executive Session Agenda - Attachment A.pdf](#)

CITY COUNCIL CONFERENCE ROOM, CITY HALL, ROOM 290, is wheelchair accessible. Persons with disabilities who plan to attend this meeting and who may need accommodations, auxiliary aids, or services such as interpreters, readers, or large print are requested to contact the City's ADA Coordinator at (817) 392-8552 or e-mail ADA@FortWorthTexas.gov at least 48 hours prior to the meeting so that appropriate arrangements can be made. If the City does not receive notification at least 48 hours prior to the meeting, the City will make a reasonable attempt to provide the necessary accommodations.

ATTACHMENT A
EXECUTIVE SESSION
CITY COUNCIL CONFERENCE ROOM
CITY HALL, ROOM 290
Tuesday, January 29, 2019

- A. The City Council will conduct a closed meeting in order to discuss matters permitted by the following sections of Chapter 551 of the Texas Government Code:

CITY ATTORNEY

1. Section 551.071, CONSULTATION WITH ATTORNEY

To seek the advice of its attorney about pending or contemplated litigation, settlement offers, or any matter in which the duty of the attorney to the City Council under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act. [Tex. Govt. Code §551.071]:

- a. Legal issues regarding environmental conditions of property near 2500 Brennan Avenue;
- b. Legal issues concerning vendor payment process;
- c. Legal issues concerning camping on private property;and
- d. Legal issues regarding any item listed on today's City Council meeting agenda.

CITY MANAGER

1. Section 551.072, DELIBERATIONS REGARDING REAL PROPERTY

Deliberate the purchase, sale, lease or value of real property where deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party.

2. Section 551.087, DELIBERATIONS REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

Deliberate the commercial or financial information or the offer of a financial or other incentive to a business prospect.

- B. The City Council may reconvene in open session in the City Council Conference Room and act on any item listed on the Executive Session Agenda in accordance with Chapter 551 of the Texas Government Code.

**CITY COUNCIL AGENDA
FOR THE MEETING AT 7:00 P.M. TUESDAY, JANUARY 29, 2019
CITY COUNCIL CHAMBER, CITY HALL
200 TEXAS STREET, FORT WORTH, TEXAS**

I. CALL TO ORDER

II. INVOCATION - Imam Talib Salahuddin, Masiid Hassan Al Islaam

III. 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.")

IV. CONSIDERATION OF THE MINUTES OF THE CITY COUNCIL REGULAR MEETING OF JANUARY 15, 2019

V. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

VI. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

VII. CONSENT AGENDA

Items on the Consent Agenda require little or no deliberation by the City Council. Approval of the Consent Agenda authorizes the City Manager, or his designee, to implement each item in accordance with staff recommendations.

A. General - Consent Items

1. [M&C G-19452](#) - Authorize Payment of the City of Fort Worth's Assessed Pro-Rata Allocation of the Denton Central Appraisal District's Budget for January through December 2019 in an Amount Up to \$101,452.68 (COUNCIL DISTRICT 7)
2. [M&C G-19453](#) - Adopt Resolution Authorizing an Increase of \$50,000.00 in the Total Amount to be Paid to the Law Firm of Kelly Hart & Hallman, LLP, as Outside Legal Counsel for Legal Matters Relating to Lawsuits Challenging the City's Game Room Ordinances for a Total Amount of \$410,000.00 (ALL COUNCIL DISTRICTS)
3. [M&C G-19454](#) - Authorize Changes to the City's Priority Repair Program and Adopt Policies and Procedures to Focus on Inoperable Systems and Health and Safety Concerns (ALL COUNCIL DISTRICTS)
4. [M&C G-19455](#) - Authorize Temporary Closure of an 1800 Foot Section of Chapin Road East of Old Weatherford Chapin Road from February 1, 2019 to July 7, 2019 to Allow for a Vertical Realignment and Complete Reconstruction of Chapin Road (COUNCIL DISTRICT 7)
5. [M&C G-19456](#) - Authorize Acceptance of the Fiscal Year 2019 Allocation Payment from the State of Texas Law Enforcement Officer Standards and Education Program in the Amount Up to \$130,000.00 Subject to Receipt of the Funds and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
6. [M&C G-19457](#) - Approve Reserve Officers Appointed by the Chief of Police to Serve in a Supplementary Capacity for the Police Department

(ALL COUNCIL DISTRICTS)

7. [M&C G-19458](#) - Authorize Office of Emergency Management to Apply for the Fiscal Year 2019 Emergency Management Performance Grant, and if Awarded, Authorize Execution of a Related Grant Contract with the Texas Division of Emergency Management in the Amount Up to \$250,000.00, Authorize Transfer in the Amount Up to \$250,000.00, as Required, for the City's Fifty Percent Match from the General Fund to the Grants Operating Federal Fund, Authorize Transfer of Certain Funds and Eligible Grant Costs and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
8. [M&C G-19459](#) - Authorize Application for and Acceptance of the Fire Department's Share of the Tarrant County 9-1-1 District's 2019 Public Safety Answering Points Assistance Program in the Amount of \$127,089.82 and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
9. [M&C G-19460](#) - Authorize Use of Mineral Lease Revenue in the Amount of \$183,920.00 for Costs Associated with Fencing to Secure Airport Property Previously Acquired through the Federal Aviation Administration's Part 150 Noise Program at Fort Worth Meacham International Airport and Adopt Appropriation Ordinance (COUNCIL DISTRICT 2)
10. [M&C G-19461](#) - Adopt Ordinance to Establish a Water Main Capacity Charge in the Amount of \$28,336.04 per Million Gallons per Day for a Thirty Six-Inch Water Main to Serve Chapel Hill Development, Pursuant to Chapter 35, Article III, Division IV, Water Main Capacity Charges, Section 35-90 and 35-92 of the City Code (ETJ and COUNCIL DISTRICT 7)
11. [M&C G-19462](#) - Adopt Ordinance to Establish the Sewer Per Acre Charge in the Amount of \$113.23 Per Acre for a Sewer Main Extension beginning at 9200 Boat Club Road to Serve 3,666.82 acres (Chapel Hill Sanitary Sewer Extension Phases 1 & 2) and to Establish the Basin Boundaries, Pursuant to Chapter 35, Article III, Division 3, Sections 35-81 through 35-86 of the City Code (ETJ and COUNCIL DISTRICT 7)

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

1. [M&C P-12289](#) - Authorize Non-Exclusive Purchase Agreement with A/C Supply Company, Heat Transfer Solutions, Inc., d/b/a HTS Texas and Rushco Energy Specialists, Inc., in the Annual Amount Up to \$453,000.00 and Authorize Five Annual Renewal Options for Heating, Ventilation and Air Conditioning Equipment, Supplies, Accessories and Parts for City Departments (ALL COUNCIL DISTRICTS)
2. [M&C P-12290](#) - Authorize Purchase of Seven Suburban Vehicles from Caldwell Country Chevrolet, LLC, using a Buyboard Contract in an Amount Up to \$362,426.00 for the Fire Department through the Property Management Department (ALL COUNCIL DISTRICTS)

3. [M&C P-12291](#) - Authorize Execution of Contract Amendment No. 6 to City Secretary Contract No. 43436 with International Consulting Acquisition Corporation d/b/a STA Consulting in an Amount Not to Exceed \$224,100.00 to Provide System Support and Project Delivery Assistance for the City's Enterprise Resource Planning System (ALL COUNCIL DISTRICTS)
4. [M&C P-12292](#) - Authorize Agreements with Carahsoft Technology Corporation for the Software, Training, Services and Support for the Automated Invoice Management System, Using a Cooperative Contract and a Professional Services Contract for the Information Technology Solutions Department in the Amount Up to \$704,165.87 (ALL COUNCIL DISTRICTS)

C. Land - Consent Items - None

D. Planning & Zoning - Consent Items

1. [M&C PZ-3182](#) - Adopt Ordinance Vacating a Portion of Belliare Drive North, Wabash Avenue and an Alley in Block 9, Forest Park Addition to be Replatted with the Adjoining Property for a New Administration Building and Parking on the Texas Christian University (TCU) Campus (COUNCIL DISTRICT 3)
2. [M&C PZ-3183](#) - Adopt Ordinance Vacating an Alley in Block 62, North Fort Worth Addition, between Lee Avenue and Circle Park Boulevard to be Replatted with the Adjoining Property to Consolidate the Land for a Future Commercial Development (COUNCIL DISTRICT 2)

E. Award of Contract - Consent Items

1. [M&C C-28996](#) - Authorize Execution of a Communications System Agreement with the City of Everman for Participation in the City of Fort Worth's Two-Way Public Safety Radio System at No Cost to the City of Fort Worth (ALL COUNCIL DISTRICTS)
2. [M&C C-28997](#) - Authorize Execution of a Radio Subscriber Services Agreement with the City of Godley for the Provision of Two-Way Radio Support Services at No Cost to the City of Fort Worth (ALL COUNCIL DISTRICTS)
3. [M&C C-28998](#) - Authorize Execution of a Communications System Agreement with Navarro College for Participation in the City of Fort Worth's Public Safety Radio System for Interoperable Communications in Mutual Aid or Other Multi-Agency Operations at No Cost to the City of Fort Worth (ALL COUNCIL DISTRICTS)
4. [M&C C-28999](#) - Authorize Amendment to Mayor and Council Communication M&C C-27983 to Authorize Execution of Professional Services Agreements for Technology Staffing and Placement Services with Insight Global, LLC, GTS Technology Solutions, Inc., and Luna Data Solutions, Inc., Adding Each as Staff Augmentation Vendors for the Information Technology Solutions Department (ALL COUNCIL DISTRICTS)

5. [M&C C-29000](#) - Authorize Execution of an Agreement in the Amount of \$65,500.00 with PFM Group Consulting, LLC, for Consulting Services Related to the City's Leave Benefits (ALL COUNCIL DISTRICTS)
6. [M&C C-29001](#) - Authorize Third Amendment of Agreement with PFM Group Consulting, LLC, PFM Financial Advisors LLC, and PFM Asset Management, LLC, for Actuarial and Consulting Services Related to the City's Retiree Benefits to Increase Contract Amount by \$75,000.00, for a Revised Total Contract Amount of \$438,617.00, Including Fees and Expenses (ALL COUNCIL DISTRICTS)
7. [M&C C-29002](#) - Authorize Execution of a Contract with Andale Construction Inc., in the Amount of \$344,380.00, for Asphalt Pavement Preservation at Various Locations (COUNCIL DISTRICT 9)
8. [M&C C-29003](#) - Authorize Execution of Engineering Services Agreements with Dunaway Associates, LP IEA Inc., and Kimley-Horn and Associates, Inc., Each in an Amount Not to Exceed \$300,000.00 per Agreement for Engineering and Design Services for Transportation, Drainage and Railroad Safety Improvements (ALL COUNCIL DISTRICTS)
9. [M&C C-29004](#) - Authorize Execution of a Construction Contract with Mark IV Construction Group, LLC, in the Amount of \$971,195.00, Including 7.5 Percent for the Owner's Construction Contingency Allowance for the A.D. Marshall Public Safety & Courts Building Courtroom Improvements Project, Located at 1000 Throckmorton Street, Combined with Administrative Costs in the Amount of \$380,943.00, the Total Project Cost is \$1,385,000.00 (2014 Bond Program) (COUNCIL DISTRICT 9)
10. [M&C C-29005](#) - Authorize Change in Use and Expenditure of \$1,100,000.00 of Community Development Block Grant Funds for Americans with Disabilities Act Compliant Improvements at the A.D. Marshall Public Safety and Courts Building, Authorize Substantial Amendment to the City's 2016-2017 and 2017-2018 Action Plans, Authorize the Substitution of Funding Years, and Authorize Execution of a Construction Contract with Mark IV Construction Group, LLC, in the Amount of \$1,049,927.00, Including 7.5 Percent for the Owner's Construction Contingency Allowance for the Construction of this Project and Provide for Administrative Costs, Including Bid Advertisement, Design, Site Utilities, IT, Security, Project Management, Contingency, and Other Necessary Costs for a Total Project Cost of \$1,215,000.00 (CDBG Funding) (2014 Bond Program) (COUNCIL DISTRICT 9)
11. [M&C C-29006](#) - Authorize Execution of an Agreement Granting a Non-Exclusive Privilege to M3 Disposal, LLC, for the Collection and Transport of Municipal Solid Waste within the City Pursuant to Chapter 12.5, Article VIII Solid Waste and Recycling, Division 5 Private Collectors of the Code of the City of Fort Worth (ALL COUNCIL DISTRICTS)
12. [M&C C-29007](#) - Authorize Execution of an Agreement Granting a Non-Exclusive

Privilege to Sweet Dumps, LLC, for the Collection and Transport of Municipal Solid Waste Within the City Pursuant to Chapter 12.5, Article VIII Solid Waste and Recycling, Division 5 Private Collectors of the Code of the City of Fort Worth (ALL COUNCIL DISTRICTS)

13. [M&C C-29008](#) - Ratify Application for and, if Awarded, Authorize Acceptance of the Texas Department of Transportation Fiscal Year 2020 Commercial Motor Vehicle Grant in an Amount of \$50,000.00 and Authorize Execution of Related Documents (ALL COUNCIL DISTRICTS)
14. [M&C C-29009](#) - Ratify Application for and, if Awarded, Authorize Acceptance of the Texas Department of Transportation Fiscal Year 2020 Comprehensive Selective Traffic Enforcement Program Grant in an Amount of \$185,000.00, and Authorize Execution of Related Documents (ALL COUNCIL DISTRICTS)
15. [M&C C-29010](#) - Authorize Execution of Change Order No. 1 in the Amount of \$172,056.34 to City Secretary Contract No. 49087 with ARK Contracting Services, LLC, for a Total Revised Contract Amount of \$2,144,271.34 and the Addition of 38 Calendar Days for Water and Sanitary Sewer Replacement Contract 2016, WSM-E and Adopt Appropriation Ordinance (COUNCIL DISTRICTS 8 and 9)
16. [M&C C-29011](#) - Authorize Execution of Amendment No. 5 in the Amount of \$244,300.00 to City Secretary Contract No. 48102, an Engineering Agreement with Kimley-Horn and Associates, Inc. for a Revised Contract Amount of \$1,316,550.00, Authorize Execution of a Contract with William J. Schultz, Inc. dba Circle C Construction Company, in the Amount of \$1,924,665.00 for Cultural District/Will Rogers Water and Sanitary Sewer Improvements, Part 6 – Crestline Road and River Drive, Provide for Project Costs for a Total Project Total in the Amount of \$14,965,078.00, Adopt Resolution Expressing Official Intent to Reimburse Expenditures with Proceeds of Future Debt and Adopt Appropriation Ordinance (COUNCIL DISTRICTS 7 and 9)
17. [M&C C-29012](#) - Adopt Appropriation Ordinance in the Amount of \$1,300,000.00 to Fund the Second Renewal of City Secretary Contract No. 48737 with William J. Schultz Inc., d/b/a Circle C Construction Company for Sewer Main Extensions, Replacements and Relocations Contract 2016, at Various Locations Throughout the City and Provide for Additional Project Costs (ALL COUNCIL DISTRICTS)
18. [M&C C-29013](#) - Authorize Execution of Uniform Wholesale Water Contracts with the Cities of Willow Park and Hudson Oaks (COUNCIL DISTRICT 3)
19. [M&C C-29014](#) - Authorize Execution of a Contract with Mountain Cascade of Texas, LLC, in the Amount of \$2,972,194.00 for Westside V Part 2, 16/24-inch Water Main Project, Provide for Project Costs for a Project Total in the Amount of \$5,177,292.00, Adopt Resolution Expressing Official Intent to Reimburse Expenditures

with Proceeds of Future Debt and Adopt Appropriation Ordinance (COUNCIL DISTRICT 3)

20. [M&C C-29015](#) - Authorize Execution of Contract with Landmark Structures I, L.P., in the Amount of \$2,752,000.00 for Westside V Part 1 One Million Gallon Elevated Water Storage Tank and Water Main Project, Provide for Project Costs for a Total Project Total in the Amount of \$8,206,184.00, Adopt Resolution Expressing Official Intent to Reimburse Expenditures with Proceeds of Future Debt and Adopt Appropriation Ordinance (COUNCIL DISTRICT 3)
21. [M&C C-29016](#) - Authorize Assignment of Lease with the Botanical Research Institute of Texas, Inc., to BRIT Landowner for the Property Located at 1800 University Drive (COUNCIL DISTRICT 7)

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. Notice of Claims for Alleged Damages and/or Injuries

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

X. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events
2. Recognition of Citizens
3. Approval of Ceremonial Travel

XI. PRESENTATIONS BY THE CITY COUNCIL

1. Changes in Membership on Boards and Commissions

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

XIII. RESOLUTIONS

1. A Resolution of the City Council of the City of Fort Worth, Texas, Canceling the Regularly Scheduled City Council Work Session and City Council Meeting on Tuesday, February 19, 2019
2. A Resolution Appointing a Resident of the City of Fort Worth to Place 8, Place 10, Place 11 and Place 12 on the Board of Trustees of the City of Fort Worth Employees' Retirement Fund

XIV. REPORT OF THE CITY MANAGER

A. Benefit Hearing - None

B. General

1. [M&C G-19463](#) - Adopt Resolution Establishing an Economic Development Program Authorized by Chapter 380 of the Texas Local Government Code and Adopt New Economic Development Program Policy (ALL COUNCIL DISTRICTS)
2. [M&C G-19464](#) - Adopt Resolution Stating the City of Fort Worth Elects to be Eligible to Participate in Tax Abatement Authorized by Chapter 312 of the Texas Tax Code and Adopt New General Tax Abatement Policy (ALL COUNCIL DISTRICTS)
3. [M&C G-19465](#) - Adopt Ordinances Amending Section 10-3 "Judges, Chief Judge, Chief Prosecutor" of Chapter 10 "Courts" of the City Code to

add Provisions Regarding the Appointment and duties of a Deputy Chief Judge and Appointing Simon Gonzalez as Deputy Chief Judge as Recommended by the Ad Hoc Municipal Court Advisory Committee and Setting the Salary for the Deputy Chief Judge (ALL COUNCIL DISTRICTS)

4. [M&C G-19466](#) - Adopt Ordinance Authorizing Issuance and Sale of City of Fort Worth, Texas Drainage Utility System Revenue Refunding Bonds, Series 2019, in an Aggregate Principal Amount Not to Exceed \$33,000,000.00, Establishing Parameters with Respect to Sale of the Bonds, Delegating to Designated City Officials Authority to Effect Sale of the Bonds, Authorizing Escrow and Other Related Agreements, Enacting Other Provisions Relating to the Subject, and Declaring an Immediate Effective Date, and Adopt Appropriation Ordinances (ALL COUNCIL DISTRICTS)
5. [M&C G-19467](#) - Adopt Amendments to the Neighborhood Empowerment Zone Program Basic Incentives and Tax Abatement Policy, the Neighborhood Empowerment Zone Program Administrative Procedures and the Neighborhood Empowerment Zone Program Policy Statement (ALL COUNCIL DISTRICTS)
6. [M&C G-19468](#) - Adopt Resolution to Dissolve and Terminate all Existing Neighborhood Empowerment Zones and Adopt Ordinance to Terminate and Repeal all Existing Neighborhood Empowerment Reinvestment Zones(COUNCIL DISTRICTS 2, 3, 4, 5, 8 and 9)
7. [M&C G-19469](#) - Conduct Public Hearing, Adopt Resolutions Designating Certain Areas as Neighborhood Empowerment Zone Areas One through Six and Adopt Ordinances Establishing Fort Worth Neighborhood Empowerment Reinvestment Zones No. 1R through 6R (COUNCIL DISTRICTS 2, 3, 4, 5, 8 and 9) (**PUBLIC HEARING**)
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action
8. [M&C G-19470](#) - Conduct Public Hearing and Adopt Ordinance Repealing and Restating the Neighborhood and Community Park Dedication Policy to Increase the Neighborhood Park Land Dedication Requirements, the Neighborhood Park Development Fee and the Central City Flat Fee, Update Requirements for Acceptable Parkland, Revise the Appeals Process, and Make Non-Substantive Changes for Clarification and Consistency with the Park, Recreation and Open Space Master Plan (ALL COUNCIL DISTRICTS) (**PUBLIC HEARING**)
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action

C. Purchase of Equipment, Materials, and Services - None

D. Land

1. [M&C L-16177](#)
 - Conduct Public Hearing and Authorize Use of Portions of Parkland at Deer Creek Park and Deer Meadow Park for the Installation of a Public Sewer Main with Associated Infrastructure (COUNCIL DISTRICT 6) (**PUBLIC HEARING**)
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action

E. Planning & Zoning

1. [M&C PZ-3184](#)
 - Consider Adoption of an Amendment to the Master Thoroughfare Plan to Realign Cleburne Crowley Road from the 10600 Block of Cleburne Crowley Road to the 1400 Block of Cleburne Crowley Road in the Master Thoroughfare Plan (MT-18-007) (COUNCIL DISTRICT 6)
2. [M&C PZ-3185](#)
 - Consider Adoption of a Waiver to the Master Thoroughfare Plan to Narrow Golden Triangle Boulevard Going Approximately 470 Feet East from North Freeway/I-35W (MT-18-008) (COUNCIL DISTRICT 4)
3. [M&C PZ-3186](#)
 - Consider Adoption of a Waiver to the Master Thoroughfare Plan to Reduce the Width of a Portion of Precinct Line Road from 110-Foot Section to a 100-Foot Section (MT-18-010) (COUNCIL DISTRICT 5)

F. Award of Contract

1. [M&C C-29017](#)
 - Authorize Execution of an Agreement with Colette Holt and Associates for a Minority and Women-Owned Business Enterprise Availability and Disparity Study for an Amount Up to \$454,200.00 (ALL COUNCIL DISTRICTS)
2. [M&C C-29018](#)
 - Authorize Acceptance of Low-Income Weatherization Assistance Program Funds in an Amount Up to \$1,200,000.00 from the Texas Association of Community Action Agencies, Authorize Execution of Related Contracts and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
3. [M&C C-29019](#)
 - Authorize Execution of a Construction Manager at Risk Construction Contract with HM & MF Ltd. d/b/a Muckleroy & Falls, in the Not-to-Exceed Amount of \$3,319,781.00, Including 7.5% Owner's Contingency Allowance and a \$325,000.00 Allowance for Public Art, to Provide Construction Services for the Rehabilitation of the Pioneer Tower at the Will Rogers Memorial Center, Total Cost for the Project, Including Project Management Administration is \$3,756,050.00 and Adopt Appropriation Ordinance (COUNCIL DISTRICT 7)
4. [M&C C-29020](#)
 - Authorize Execution of a Design-Build Contract with R.J. Miller Construction, Inc., in the Not-To-Exceed Amount of \$6,751,000.00, Based on Design-Build Management Fees of 3.92% for Design and 3.50% for Construction, and to Include a 7.5% Owner's Construction Contingency Allowance, to Design

and Build the Park & Recreation Department's New Rockwood Golf Course Clubhouse, Combined with Administrative Costs in the Amount of \$959,000.00, the Total Project Cost is \$7,710,000.00 (2018 Bond Program) (COUNCIL DISTRICT 2)

XV. PUBLIC HEARING

1. Second Public Hearing for Proposed Owner-Initiated Annexation of Approximately 18.82 Acres of Land in Denton County, Known as the Mitchell Tract, in the Far North Planning Sector, AX-18-009 (FUTURE COUNCIL DISTRICT 7)
 - a. Report of City Staff
 - b. Citizen Comments
2. Second Public Hearing for Proposed Owner-Initiated Annexation of Approximately 12.7 Acres of Land in Denton County, Known as the D. Wood Tract, in the Far North Planning Sector, AX-18-0010 (FUTURE COUNCIL DISTRICT 7)
 - a. Report of City Staff
 - b. Citizen Comments
3. Second Public Hearing for Proposed Owner-Initiated Annexation of Approximately 13.25 Acres of Land in Denton County, Known as the C. Bellinghausen Tract, in the Far North Planning Sector, AX-18-0011 (FUTURE COUNCIL DISTRICT 7)
 - a. Report of City Staff
 - b. Citizen Comments

XVI. CITIZEN PRESENTATIONS

XVII. EXECUTIVE SESSION (CITY COUNCIL CONFERENCE ROOM, CITY HALL, ROOM 290) - See Attachment B

Attachment(s):

[Executive Session Agenda - Attachment B.pdf](#)

XVIII. ADJOURNMENT

According to the City Council Rules of Procedures, individual citizen presentations shall be limited to three minutes, and group presentations shall be limited to six minutes. At the Mayor's discretion, time limits may be reasonably extended.

Fort Worth Council Chamber is wheelchair accessible. Persons with disabilities who plan to attend this meeting and who may need accommodations, auxiliary aids, or services such as interpreters, readers, or large print are requested to contact the City's ADA Coordinator at (817) 392-8552 or e-mail ADA@FortWorthTexas.gov at least 48 hours prior to the meeting so that appropriate arrangements can be made. If the City does not receive notification at least 48 hours prior to the meeting, the City will make a reasonable attempt to provide the necessary accommodations.

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CITY HALL, ROOM 290
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- a. Legal issues regarding environmental conditions of property near 2500 Brennan Avenue;
- b. Legal issues concerning vendor payment process;
- c. Legal issues concerning camping on private property;and
- d. Legal issues regarding any item listed on today's City Council meeting agenda.

CITY MANAGER

1. Section 551.072, DELIBERATIONS REGARDING REAL PROPERTY

Deliberate the purchase, sale, lease or value of real property where deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party.

2. Section 551.087, DELIBERATIONS REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

Deliberate the commercial or financial information or the offer of a financial or other incentive to a business prospect.

- B. The City Council may reconvene in open session in the City Council Conference Room and act on any item listed on the Executive Session Agenda in accordance with Chapter 551 of the Texas Government Code.

No Documents for this Section



Updated January 25, 2019

***City of Fort Worth
City Council Work Session Agenda Calendar***

January 29, 2019

3:00 p.m. City Council Work Session

- o Presentation on the Amazon Headquarters [*Robert Sturns, Economic Development and Brandon Genglebach, Fort Worth Chamber of Commerce*]
- o Presentation on Proposed Tax Abatement Agreement with Stanley Black & Decker, Inc. [*Carol Griffith, Business Development Coordinator*]
- o Presentation on Rehabilitation of Pioneer Tower [*Kirk Slaughter, Public Events*]

February 5, 2019 Monthly Zoning Meeting

Housing and Neighborhood Services Committee (cancelled)
1:00 p.m. Legislative and Intergovernmental Affairs Committee
2:30 p.m. Fort Worth Local Development Corporation
3:00 p.m. City Council Work Session

Continued Items:

- **ZC-18-156** - (Council District 3 – Brian Byrd) - Mary Wellman Trust, 10501 - 11041 blocks Chapin Road; From: "A-5" One-Family To: "R1" Zero Lot Line/Cluster 21.81 acres (Recommended for Approval by the Zoning Commission) (**Continued from January 15, 2019 by Council Member Byrd**)
- **ZC-18-171** - (Council District 6 – Jungus Jordan) - Pate Ranch Land, LP, Pate Ranch Commercial LP, 7400 - 7500 blocks Chisholm Trail Parkway; From: "PD 1064" Planned Development for all uses in "MU-2" High Intensity Mixed-Use excluding: community home, group home I & II, probation or parole office, electric power substation, telecommunications tower (allow stealth towers & antennas on buildings), baseball/softball facility (commercial), massage parlor (allow massage therapy), mortuary or funeral home, newspaper distribution center, pawn shop, tattoo parlor, taxidermist shop, automotive repair, paint & body shop, recreational vehicle (RV) sales/service, assaying, assembly of pre-manufactured parts, except for vehicle, trailers, airplanes or mobile homes, bottling works, milk or soft drinks, food processing (no slaughtering), manufacture of artificial flowers, ornaments, awning, tents, bags, cleaning/polishing preparations, boats under 28 ft. in length, brooms or brushes, buttons



Updated January 25, 2019

***City of Fort Worth
City Council Work Session Agenda Calendar***

February 5, 2019 (continued)

- and novelties, canvas products, clothing, suits, coats, or dresses for wholesale trade, monument/marble works, finishing and carving only, monument works, stone, paper box manufacturing, pattern shop, printing, lithographing, book-binding, newspaper or publishing, rubber stamping, shearing/punching, sheet metal shop, welding shop, custom work (not structural), airport, aviation field, or landing area (allow helistop), railroad roundhouse or railroad car repair shop, recycling collection facility, storage outside (display outside allowed), trailer, portable, sales, construction or storage, site plan required
To: PD/CF Planned Development for all uses in "CF" Community Facilities, site plan included for a school 12.66 acres (Recommended for Approval by the Zoning Commission)
(Continued from January 15, 2019 by Council Member Jordan)
- o Overview of Significant Zoning Cases [[*Dana Burghdoff, Planning and Development*](#)]
- o Presentation on Convention Center Expansion [[*Kirk Slaughter, Public Events and Rob Hunden Strategic Partners*](#)]
- o Briefing on Staffing Study for the Police and Code Compliance Departments [[*Lynda Johnson, Performance and Budget Department and Richard Brady, Matrix Consulting Group*](#)]
- o Status of the Education Initiative Action Plan [[*Dr. Gleniece A. Robinson, Educational Strategies, Dr. Kent Scribner and Dr. Cheryl Mixon, Fort Worth ISD*](#)]
- o Briefing on 2019 Competitive Housing Tax Credit Applications [[*Aubrey Thagard, Neighborhood Services Department*](#)]

February 8, 2019 (Friday)

City Council Planning Retreat (Meacham Conference Center)



Updated January 25, 2019

***City of Fort Worth
City Council Work Session Agenda Calendar***

February 12, 2019

1:00 p.m. Infrastructure & Transportation Committee

***2:30 p.m. Fort Worth Crime Control and Prevention District Board of Directors
Quarterly Meeting***

3:00 p.m. City Council Work Session

Continued Items:

- **ZC-18-201** - (Council District 7 – Dennis Shingleton) - Chapel Hill Venture LLP, Eagle Mountain-Saginaw ISD, 3000 - 3500 blocks W. Bonds Ranch road, 10000 block Saginaw Boulevard, 9050 Boat Club Road; From: PD 424 Planned Development/Specific Use for mixed use and residential form based code; site plan required To: "A-10" One-Family, "A-7.5" One-Family, "A-5" One-Family, "R1" Zero Lot Line/Cluster, "D" High Density Multifamily, "E" Neighborhood Commercial, "F" General Commercial and "CF" Community Facilities 1149.13 acres (Recommended for Approval as Amended to A-10 and A-7.5 for parcel 20 by the Zoning Commission) (**Continued from January 15, 2019 by Council Member Jordan**)
- o Briefing on Alliance Texas Economic Impact Report [[*Mike Berry, Hillwood Development Corporation*](#)]

February 19, 2019 (*Resolution to Cancel*)

Audit Committee (cancelled)

2:00 p.m. Fort Worth Local Development Corporation (cancelled)

Central City Local Government Corporation (cancelled)

Alliance Airport Authority (cancelled)

Lone Star Local Government Corporation (cancelled)

3:00 p.m. City Council Work Session (Resolution to Cancel)

February 26, 2019

3:00 p.m. City Council Work Session (cancelled)



Updated January 25, 2019

***City of Fort Worth
City Council Work Session Agenda Calendar***

March 5, 2019 Monthly Zoning Meeting

***1:00 p.m. Legislative and Intergovernmental Affairs Committee
Housing and Neighborhood Services Committee (TBD)***

***2:00 p.m. Joint Fort Worth City Council and Fort Worth Employees' Retirement
Fund Board Meeting***

3:00 p.m. City Council Work Session

- o Overview of Significant Zoning Cases *[Dana Burghdoff, Planning and Development]*
- o Briefing on Options for Civilian Oversight of the Police Department *[Jay Chapa, City Manager's Office and Richard Brady, Matrix Consulting Group]*
- o Briefing on Implementation of Recommendations from the Task Force on Race and Culture *[Fernando Costa, City Manager's Office]*
- o Presentation on Messaging Study *[Mitch Whitten, Visit Fort Worth]*

March 12, 2019

2:00 p.m. Infrastructure & Transportation Committee (cancelled)

3:00 p.m. City Council Work Session (cancelled)

March 19, 2019

1:00 p.m. Audit Committee

2:00 p.m. Fort Worth Local Development Corporation

Central City Local Government Corporation

(Immediately following the Fort Worth Local Development Corporation)

AllianceAirport Authority

(Immediately following the Central City Local Government Corporation)

Lone Star Local Government Corporation

(Immediately following the AllianceAirport Authority, Inc.)

3:00 p.m. City Council Work Session

March 26, 2019

3:00 p.m. City Council Work Session



City Council Meeting of January 15, 2019
Staff Action Tracking

Item #1 Update on Animal Control

Due Date: 2/12/19

Council District: 2

Staff Action: Provide IR or presentation on Animal Control

Responsibility: Brandon Bennett – Code Compliance

**CITY OF FORT WORTH, TEXAS
REGULAR CITY COUNCIL MEETING
JANUARY 15, 2019**

Present:

Mayor Pro tem Dennis Shingleton, District 7
Council Member Carlos Flores, District 2
Council Member Brian Byrd, District 3
Council Member Cary Moon, District 4
Council Member Gyna Bivens, District 5
Council Member Jungus Jordan, District 6
Council Member Kelly Allen Gray, District 8
Council Member Ann Zadeh, District 9

Absent:

Mayor Betsy Price

Staff Present:

David Cooke, City Manager
Sarah Fullenwider, City Attorney
Mary J. Kayser, City Secretary

I. CALL TO ORDER

With a quorum of the City Council Members present, Mayor Pro tem Shingleton called the regular session of the Fort Worth City Council to order at 7:01 p.m. on Tuesday, January 15, 2019, in the City Council Chamber of the Fort Worth City Hall, 200 Texas Street, Fort Worth, Texas.

II. INVOCATION – Father Jaison Mangalath, SVD, St. Mary of the Assumption Catholic Church

The invocation was provided by Father Jaison Mangalath, SVD, St. Mary of the Assumption Catholic Church.

III. PLEDGES OF ALLEGIANCE TO THE UNITED STATES AND THE STATE OF TEXAS

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

IV. CONSIDERATION OF THE MINUTES OF THE CITY COUNCIL WORK SESSION AND REGULAR MEETING OF DECEMBER 11, 2018

Motion: Council Member Moon made a motion, seconded by Council Member Byrd, that the minutes of the City Council Work Session and Regular Meeting of December 11, 2018, be approved. Motion passed 8-0, Mayor Price absent.

V. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

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

VI. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

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

VII. CONSENT AGENDA

Motion: Council Member Allen Gray made a motion, seconded by Council Member Zadeh, that the Consent Agenda be approved. Motion passed 8-0, Mayor Price absent.

A. General - Consent Items

- 1. M&C G-19443 - Verify Completion of Rehabilitation Project for the Historic and Cultural Landmark Property Located at 921 Marion Avenue and Declare said Property to be Entitled to a Historic Site Tax Exemption (COUNCIL DISTRICT 8)**
- 2. M&C G-19444 - Authorize Payment to the Retired Employees' Group Death Benefit Fund in the Amount of \$382,768.00 for Payments of Retiree Death Benefits, in Accordance with the City Code (ALL COUNCIL DISTRICTS)**
- 3. M&C G-19445 - Authorize Amendment No. 2 in the Amount of \$500,000.00 to each of the following Professional Services Agreements, City Secretary Contracts Nos. 48833 Teague Nall & Perkins, Inc., 48835 VRX, Inc., 48836 Freese and Nichols, Inc., 48837 Multatech Engineering, Inc., and 48838 Lamb-Star Engineering, L.P. for Construction Inspection Services for Various City Construction Projects Increasing each Agreement Amount Up to \$1,400,000.00 Annually (ALL COUNCIL DISTRICTS)**
- 4. M&C G-19446 - Authorize Establishment of Quiet Zones at Seven TEXRail Crossings - East 1st Street, 29th Street, Decatur Avenue, Schwartz Avenue, Deen Road, Sylvania Avenue, and Beach Street in Support of the TEXRail Project (COUNCIL DISTRICTS 2, 4, and 8)**
- 5. M&C G-19447 - Adopt Ordinance No. 23522-01-2019 to Establish the Sewer Per Acre Charge in the Amount of \$413.22 Per Acre for a Sewer Main Extension Beginning 6,738 Linear Feet West of 10201 Warehouse Way to Serve 1,030 acres (Sanitary Sewer Improvements to Serve Eagle Mountain-Saginaw ISD Maintenance, Transportation and Warehouse Facility) and to Establish the Basin Boundaries, Pursuant to Chapter 35, Article III, Division 3, Sections 35-81 through 35-86 of the City Code (ETJ and COUNCIL DISTRICT 7)**

6. **M&C G-19448 - Adopt Ordinance No. 23523-01-2019 to Establish the Sewer Per Acre Charge in the Amount of \$561.31 Per Acre for a Sewer Main Extension to Serve 6,274.62 Acres (Skyline Ranch and Walnut Creek) located at 6601 Longvue Ave (FM 2871) and to Establish the Basin Boundaries, Pursuant to Chapter 35, Article III, Division 3, Sections 35-81 through 35-86 of the City Code (ETJ and COUNCIL DISTRICT 3)**

C. Land - Consent Items

1. **M&C L-16174 - Authorize Execution of Pre-Annexation Development Agreement with All Storage Walsh Ranch, LLC for Property Located in Fort Worth's Extraterritorial Jurisdiction in Parker County (FUTURE COUNCIL DISTRICT 3)**
2. **M&C L-16175 - Authorize a Twenty Year License Agreement to Leroy and Mary Lois Howard Revocable Living Trust for Use of Approximately 1.056 Acres of Land and Temporary Use of Approximately 1.58 Acres of Land Contiguous to the License Area, Being a Portion of City-Owned Property Known as Southeast Landfill Addition, Block 1, Lot 2-R, Tarrant County, Texas, for Construction, Installation, Maintenance, Repair, and Operation of a Roadway to Access 4900 Freeman Drive, Fort Worth, Texas (COUNCIL DISTRICT 8)**
3. **M&C L-16176 - Authorize Execution of Amendment No. 3 to Lease Agreement with International Sister Cities Association of Fort Worth, Inc., for Office Space in the City Hall Annex Building in the Amount of \$100.00 Per Year to Extend the Term for One Additional Year and Add Four Additional One-Year Renewals (COUNCIL DISTRICT 9)**

E. Award of Contract - Consent Items

1. **M&C C-28983 - Authorize Execution of a Radio Subscriber Services Agreement with the Texas Alcoholic Beverage Commission for the Provision of Two-Way Radio Support Services at No Cost to the City of Fort Worth (ALL COUNCIL DISTRICTS)**
2. **M&C C-28984 - Authorize Agreement with TIAA to be the Third-Party Administrator for the City of Fort Worth's 457 Deferred Compensation Plan (ALL COUNCIL DISTRICTS)**
3. **M&C C-28985 - Authorize Execution of a Contract with Joe Funk Construction, Inc., in the Amount of \$359,846.00 for Bridge Rehabilitation on Four Bridges in Two Locations (COUNCIL DISTRICTS 4 and 7)**

- 4. M&C C-28986 - Authorize Execution of a Contract with Gibson & Associates, Inc., in the Amount of \$469,315.00 for Bridge Rehabilitation at Five Locations (COUNCIL DISTRICTS 2, 3, 7, 8 and 9)**
- 5. M&C C-28987 - Authorize Execution of a Three-Year Lease with a Two-Year Renewal Option with the Hertz Corporation for Office Space and Parking Spaces at the Municipal Parking Garage Located at 917 Taylor Street at an Annual Rent of \$46,851.48 the First Year (COUNCIL DISTRICT 9)**
- 6. M&C C-28988 - Authorize Execution of Amendment No. 2, in the Amount of \$172,000.00 to the Professional Services Agreement with Halff Associates, Inc., for Channel Inventory and Mapping for a Revised Contract Amount of \$1,472,000.00 and an Extension of the Contract Term, and Authorize Transfer of Funds (ALL COUNCIL DISTRICTS)**
- 7. M&C C-28989 - Authorize Execution of a Construction Contract with McClendon Construction Company, Inc., in the Amount of \$1,482,011.00 for Roadway Construction for Westport Parkway and Alta Vista Road Roundabout and Adopt Appropriation Ordinance No. 23524-01-2019 (COUNCIL DISTRICT 7)**
- 8. M&C C-28990 - Authorize Execution of a Contract with Venus Construction Company, Inc., in the Amount of \$2,897,370.00 for Marine Creek Interceptor M-279A & M-365 Improvements, Phase II, Part 1, Provide for Project Costs, Materials Testing and Contingencies for a Total Amount of \$3,375,830.00, Adopt Resolution No. 5029-01-2019 Expressing Official Intent to Reimburse Expenditures with Proceeds of Future Debt and Adopt Appropriation Ordinance No. 23525-01-2019 (COUNCIL DISTRICT 2)**
- 9. M&C C-28991 - Authorize Acceptance of a Monetary Donation for the Water Department from Wells Fargo Bank, N.A. in the Amount of \$10,000.00 to Support the Annual Fix-A-Leak Week 5K Race and Adopt Appropriation Ordinance No. 23526-01-2019 (ALL COUNCIL DISTRICTS)**
- 10. M&C C-28992 - Authorize Execution of Engineering Agreement with Wade Trim, Inc., in the Amount of \$505,507.00 for Combined Water, Sanitary Sewer and Paving Improvements for 2018 CIP Year 1, Contract 14 and Year 3, Contract 13 and Adopt Appropriation Ordinance No. 23527-01-2019 (COUNCIL DISTRICT 7)**

- 11. M&C C-28993 - Authorize Execution of Engineering Agreement with Dunaway Associates, L.P. in the Amount of \$773,613.00 for Combined Water, Sanitary Sewer and Paving Improvements for 2018 CIP Year 2, Contracts 17 and 18 and Adopt Appropriation Ordinance No. 23528-01-2019 (COUNCIL DISTRICT 9)**

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

- 1. Notice of Claims for Alleged Damages and/or Injuries**

End of Consent Agenda.

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

- 1. Presentation by Fort Worth Stock Show**

Mr. Ed Bass, Chairman of the Southwestern Exposition and Livestock Show, gave a brief presentation and handed out Stock Show badges to the City Council.

- 2. Presentation of Proclamation for National CRNA Week**

Mayor Pro tem Shingleton presented a proclamation for National CRNA Week to Mr. Dion Gabaldon, Associate Dean, Texas Wesleyan University.

- 3. Presentation by Directions Home and Tarrant County Coalition on 100 Day Veteran Challenge**

Ms. Tara Perez, representing Directions Home, and Ms. Tammy McGee, representing Tarrant County Coalition, gave a brief presentation relative to the 100 Day Veteran Challenge.

- 4. Presentation by Greater Fort Worth Association of Realtors**

Ms. Moiri Brown and Mr. Robert Gleason, representing the Greater Fort Worth Association of Realtors, gave a brief presentation relative to the 100th Anniversary of the association.

X. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

- 1. Upcoming and Recent Events**

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

2. Recognition of Citizens

There were no recognition of citizens.

3. Approval of Ceremonial Travel

There was no approval for ceremonial travel.

XI. PRESENTATIONS BY THE CITY COUNCIL

1. Changes in Membership on Boards and Commissions

Motion: Council Member Flores made a motion, seconded by Council Member Jordan, that Ms. Megan Leal be appointed to Position 2 of the Park and Recreation Advisory Board effective January 15, 2019, and with a term expiring October 1, 2020. Motion passed 8-0, Mayor Price absent.

XII. 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.

XIII. RESOLUTIONS

1. A Resolution Accepting the Filing of a Petition to Establish a Public Improvement District to be Known as Fort Worth Public Improvement District No. 20 (East Lancaster Avenue); Setting a Date for a Public Hearing; Authorizing the Publication of Notice; and Enacting Other Provisions Relating Thereto

Motion: Council Member Allen Gray made a motion, seconded by Council Member Bivens, that Resolution No. 5030-01-2019 be adopted with excitement. Motion passed 8-0, Mayor Price absent.

2. A Resolution Designating the Northside Neighborhood as the Neighborhood Improvement Program Target Area for Fiscal Year 2019 and Supporting the Use of \$3,052,000.00 in Capital Funds for the Program

The following individuals appeared before Council in support of the resolution:

Ms. Cassie Warrant, 1406 Lee Avenue
Father Nicholas Hadzellis, representing St. Demetrios Greek Orthodox Church, 2020 Northwest 21st Street South

Mr. Salvador Espino, 1205 North Main Street
Ms. Tressa Hilburn, 1617 Lincoln Avenue
Mr. Orlando Fernandez, 1112 Northwest 16th Street

The following individuals completed speaker cards in support of the resolution and were recognized by Mayor Pro tem Shingleton but were not present in the Council Chamber.

Mr. Marcos Solis, 2417 Gould
Ms. Yolanda Smith, 1543 North Main Street
Ms. Bertha Romero, 2210 Clinton Avenue
Mr. Shane Smith, 1543 North Main Street
Ms. Wendy Campusano, 8209 Mount McKinley Road

The following individuals completed comment cards in support of the resolution:

Mr. Jacob Warren, 1406 Lee Avenue
Ms. Marivel Perez, 1425 Lagonda Avenue
Ms. Rachelle Cooper, 1610 Denver Avenue
Ms. Janet Lane, 1725 Grand Avenue

The following individuals appeared before Council in opposition to the resolution.

Ms. Gabriella Gonzalez, 1204 West Central Avenue
Mr. Arnoldo Hurtado, 2608 Northwest 27th Street

The following individuals completed undecided relative to the resolution and were recognized by Mayor Pro tem Shingleton but were not present in the Council Chamber:

Ms. Jessica Rodriguez, 2306 Gould Avenue
Mr. Greg Hughes, View Street

Motion: Council Member Flores made a motion, seconded by Council Member Byrd, that Resolution No. 5031-01-2019 be adopted. Motion passed 8-0, Mayor Price absent.

XIV. 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 December 28, 2018.

Mayor Pro tem Shingleton opened the public hearing.

- 1. ZC-18-156 - (CD 3) - Mary Wellman Trust, 10501 - 11041 blocks Chapin Road;
From: "A-5" One-Family To: "R1" Zero Lot Line/Cluster 21.81 acres
(Recommended for Approval by the Zoning Commission)**

Mr. Samuel Knight, 5237 North Riverside Drive, completed a speaker card in support of Zoning Docket ZC-18-156 and was recognized by Mayor Pro tem Shingleton but was not present in the Council Chamber.

The following individuals completed speaker card in support of Zoning Docket ZC-18-156 and were recognized by Mayor Pro tem Shingleton but did not wish to address Council:

Mr. Scott Wilhelm, 5237 North Riverside Drive,
Ms. Martha V. Leonard, 1411 Shady Oaks Lane
Mr. Nelson Mitchell, 1038 Texan Trail, Grapevine, Texas

Mr. John H. Maddux, 2120 Ridgmar Boulevard, Suite 14, completed a comment card in support of Zoning Docket ZC-18-156.

The following individuals completed speaker cards in opposition to Zoning Docket ZC-18-156 and were recognized by Mayor Pro tem Shingleton but were not present in the Council Chamber:

Mr. Daniel Blanco, 10253 Dallam Lane,
Mr. Elvis Doe, 2904 Coyote Canyon Trail
Ms. Sarah Dechert, 10529 Lipan Trail

The following individuals appeared before Council in opposition to Zoning Docket ZC-18-156:

Mr. Gary Hogan, 2117 Rolling Creek Run
Ms. Elaine Wagner, 11460 Harper Lane, Tarrant County, Texas
Mr. Charles Aaron McWilliams, 11200 Chapin Road

The following completed comment cards in opposition to Zoning Docket ZC-18-156:

Ms. Brenda Hogan, 2117 Rolling Creek Run
Ms. Tina Stewart, 3921 Lost Creek Boulevard
Mr. William Steiniger, 10716 Vista Heights Boulevard
Ms. Erna Hastings, 2753 Briscoe Drive
Mr. Steve Estill, 2704 Wakecrest Drive
Ms. Debby Estill, 2704 Wakecrest Drive
Ms. Cheyenne McCoy, 2633 Ensenada Lane
Ms. Lara Gonzaga, 208 Lone Pine Court
Ms. Vita Romero, 2305 Rolling Creek Run
Ms. Karen Perry 2445 Nogales Drive

Mr. Stephen Ladd, 11201 Northview Drive
Mr. Mark Gibbs, 2512 Concina Way
Ms. Sandra Noulis, 3808 Snow Creek Drive, Aledo, Texas
Mr. Robert Robertson, 133 Yuchi Trail South
Ms. Beverly Robertson, 113 Yuchi Trail South
Ms. Juana Adams, 2225 Wakecrest Drive
Ms. Jessica Morrison, 2425 Colter Court
Mr. Roger Fuller, 4316 Fair Ridge Drive
Mr. Andres Lopez, 3120 Coyote Canyon Trail
Mr. Patrick Conley, P.O. Box 17083
Ms. Claire Murray 3036 Antler Point
Ms. Angela Taylor, 10325 Dallam Lane
Ms. Susan Hallam, 10625 Highland Ridge Road
Ms. Dorrine DeChant, 2601 Wakecrest Drive
Mr. Jesse Harrison, 3144 Antler Point Drive
Mr. Brandon Wadlington, 10616 Hartley Lane
Ms. Amanda Gray, 10405 Pleasant Mound Drive
Ms. Carolyn Blake, 624 Admiralty Way
Ms. Donna Tuggle, 3048 Wakecrest Drive
Ms. Rojaine Novinyo, 3140 Caribou Falls
Mr. Tim Veitch, 2417 Wakecrest Drive
Ms. Kathleen Tyler, 2316 Cool Springs Drive
Ms. Kathryn Rowell, 2436 Colter Court
Ms. Luella Stinson, 2516 Wakecrest Drive
Mr. David Drake, 10517 Unity Drive
Ms. Kim Anson, 2716 Brea Canyon Road
Ms. Suzanne Dunlap, 10614 Lone Pine Lane
Ms. Allison Conover, 2404 Colter Court
Ms. Carol Pierce, 3741 Brea Canyon Road
Ms. Elizabeth McWilliams, 11200 Chapin Road
Ms. Carla Mitter, 10733 Bluestone Road
Ms. Kelly Damiano, 2740 Briscoe Drive
Ms. Bridget Sonsel, P.O. Box 122744
Ms. Doris Gray, 10509 Maria Drive
Ms. Liliana Garcia, 10720 Ambling Trail
Ms. Sandra Shaw, 2228 Halladay Trail
Ms. Jason Brown, 10505 Bradshaw Drive
Ms. Kara Kropf, 10400 Unity Drive
Mr. Martin Macklin, 2416 Ensenada Lane
Ms. Michelle Brown, 10505 Bradshaw Drive
Ms. Patricia Sykes, 10700 Highland Ridge Road
Ms. Amanda Whisonant, 2521 Ensenada Lane
Ms. Tish Perez, 3049 Wakecrest Drive
Mr. Doug Heick, 10608 Highland Ridge Road
Ms. Julie Roberts, 10368 Bradshaw Drive
Ms. Michaela Watson, 10629 Highland Ridge Road
Mr. Jeremy Collins, 10649 Highland Ridge Road
Mr. Bryan Simcox, 10500 Unity Drive

**CITY OF FORT WORTH, TEXAS
REGULAR CITY COUNCIL MEETING
JANUARY 15, 2019
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Ms. Jennie Blok, 10721 Ambling Trail
Ms. Eleese Bower, 1001 Terrace View Drive
Ms. Aqila Lee, 3013 Wakecrest Drive
Ms. Sheila Haynie, 1240 Hickory Bend Lane
Mr. Chad Vessels, 10637 Lipan Trail
Ms. Sheila Mote, 418 Fall Cedar Drive
Ms. Jeri Ames, 3720 Lost Creek Boulevard
Ms. Rachel Franklin, 1017 Prairie Heights Drive
Ms. Audrey Randall, 1017 Nighthawk Road
Ms. Teresa Jones, 212 Lone Pine Court
Mr. Grady Bookout, 10515 Holly Grove Drive
Ms. Pam Hilliard, 2316 Halladay Trail
Mr. Randal Rieger, 10648 Ambling Trail
Ms. Jennifer Mollenshott, 1148 Terrace View Drive
Ms. Wesley Powell, 10234 Gray Oak Lane
Mr. Nicholas Beers, 2200 Wakecrest Drive
Ms. Tracey Thompson, 1160 Terrace View Drive
Ms. Alisa McChristian, 10617 Bluestone Road
Mr. Brooks Danley, 1157 Terrace View Drive
Ms. Chlorisa Harris, 758 Annette Drive
Mr. Sergio Sanchez, 3044 Wakecrest Drive
Mr. Luis Luna, 1008 Prairie Heights Drive
Mr. Sarah Schultheis, 10713 Ambling Trail
Ms. Rachel Lawtonb, 10609 Ambling Trail
Ms. Susan Torrance, 10175 Powder Horn
Mr. Dennis Lee, 10209 Lone Pine Lane
Mr. Don McCaffrey, 717 Admiralty Way
Mr. Brad Meinen, 11090 Chapin Road, Aledo, Texas
Ms. Carissa Granizo, 10261 Aurora Drive
Ms. Diana Barron, 536 Annapolis Drive
Ms. Kim Durham, 2001 Prairie Heights Drive
Mr. Charleton Dechert, 10529 Lipan Trail
Mr. B.L. Hunt, 1441 Northpointe Court
Mr. Eligio Solis, 10709 Bing Drive
Ms. Julissa Chubbs, 10400 Wagon Rut Court
Ms. Kathleen Cole, 10722 Edgewest Terrace
Ms. Kaitlyn Dominguez, 10624 Ambling Trail
Ms. Molly Berger, 10130 Chapel Glen Terrace
Ms. Terri L. Johnson, 214 Lone Pine Court
Mr. George Neal 4004 Snow Creek Drive
Ms. Anne Holland, 980 Caliche Road

Motion: Council Member Byrd made a motion, seconded by Council Member Moon, that Zoning Docket ZC-18-156 be continued to the February 5, 2019, Council meeting. Motion passed 8-0, Mayor Price absent.

The City Council, at its meeting of December 11, 2018, continued Zoning Docket ZC-18-161:

2. **ZC-18-161 - (CD 8) - Amon G Carter Estate, et al, 6501 Oak Grove Road; From: "A-5" One-Family To: "K" Heavy Industrial 142.52 acres (Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)**

Mr. Ray Oujesky, 201 Main Street, Suite 2500, completed a speaker card in support of Zoning Docket ZC-18-161 and was recognized by Mayor Pro tem Shingleton but did not wish to address Council.

Motion: Council Member Allen Gray made a motion, seconded by Council Member Bivens, that Zoning Docket ZC-18-161 be approved as amended from "K" Heavy Industrial to "J" Medium Industrial. Motion passed 8-0, Mayor Price absent.

The City Council, at its meeting of December 11, 2018, continued Zoning Docket ZC-18-171:

5. **ZC-18-171 - (CD 6) - Pate Ranch Land, LP, Pate Ranch Commercial LP, 7400 - 7500 blocks Chisholm Trail Parkway; From: "PD 1064" Planned Development for all uses in "MU-2" High Intensity Mixed-Use excluding: community home, group home I & II, probation or parole office, electric power substation, telecommunications tower (allow stealth towers & antennas on buildings), baseball/softball facility (commercial), massage parlor (allow massage therapy), mortuary or funeral home, newspaper distribution center, pawn shop, tattoo parlor, taxidermist shop, automotive repair, paint & body shop, recreational vehicle (RV) sales/service, assaying, assembly of pre-manufactured parts, except for vehicle, trailers, airplanes or mobile homes, bottling works, milk or soft drinks, food processing (no slaughtering), manufacture of artificial flowers, ornaments, awning, tents, bags, cleaning/polishing preparations, boats under 28 ft. in length, brooms or brushes, buttons and novelties, canvas products, clothing, suits, coats, or dresses for wholesale trade, monument/marble works, finishing and carving only, monument works, stone, paper box manufacturing, pattern shop, printing, lithographing, book-binding, newspaper or publishing, rubber stamping, shearing/punching, sheet metal shop, welding shop, custom work (not structural), airport, aviation field, or landing area (allow helistop), railroad roundhouse or railroad car repair shop, recycling collection facility, storage outside (display outside allowed), trailer, portable, sales, construction or storage, site plan required To: PD/CF Planned Development for all uses in "CF" Community Facilities, site plan included for a school 12.66 acres (Recommended for Approval by the Zoning Commission)**

Motion: Council Member Jordan made a motion, seconded by Council Member Bivens, that Zoning Docket ZC-18-171 be continued to the February 5, 2019, Council meeting. Motion passed 8-0, Mayor Price absent.

4. **ZC-18-174 - (CD 3) - 1 Thirty One Motorcars, LLC, 2951 block Alemeda Street; From: "G" Intensive Commercial To: PD/G Planned Development for all uses in "G" Intensive Commercial plus car storage facility; site plan required for auto storage use only 5.01 acres (Recommended for Approval as Amended by the Zoning Commission to add notes to site plan no flags/banners, lighting, signage, screening)**

The following individuals completed speaker cards in support of Zoning Docket ZC-18-174 and were recognized by Mayor Pro tem Shingleton but did not wish to address Council:

Ms. Anna Blackwell, 301 Commerce Street, Suite 1410

Ms. Kacey Whisenhunt, 7600 La Cantera Drive

Mr. Judd Pritchard, 6051 Valley View Drive

Motion: Council Member Byrd made a motion, seconded by Council Member Moon, that Zoning Docket ZC-18-174 be approved. Motion passed 8-0, Mayor Price absent.

5. **ZC-18-179 - (CD 2) - Juan Marquez, 7200 Marvin Brown Street, 7201 and 7205 Gillis Johnson Street; From: "A-5" One-Family, PD 423 Planned Development/Specific Use for specialty woodworking and manufacturing; site plan waived To: "A-5" One-Family (7201 Gillis Johnson) and Amend PD 423 Planned Development to add mobile home for residential use, remove woodshop and add indoor equipment storage with no outside storage; site plan waiver recommended (7205 Gillis Johnson and 7200 Marvin Brown) 0.86 acres (Recommended for Approval by the Zoning Commission)**

Motion: Council Member Flores made a motion, seconded by Council Member Jordan, that Zoning Docket ZC-18-179 be approved. Motion passed 8-0, Mayor Price absent.

6. **ZC-18-180 - (CD 8) - Ileana Velasco, 701 E. Jefferson Avenue; From: "J" Medium Industrial To: "B" Two-Family 0.15 acres (Recommended for Approval by the Zoning Commission)**

Motion: Council Member Allen Gray made a motion, seconded by Council Member Byrd, that Zoning Docket ZC-18-180 be approved. Motion passed 8-0, Mayor Price absent.

7. **ZC-18-187 - (CD 5) - Gracia M. Briceno, 3209 and 3213 Hangar Avenue; From: "ER" Neighborhood Commercial Restricted To: "A-5" One-Family 0.31 acres (Recommended for Approval by the Zoning Commission)**

Motion: Council Member Bivens made a motion, seconded by Council Member Flores, that Zoning Docket ZC-18-187 be approved. Motion passed 8-0, Mayor Price absent.

8. **ZC-18-188 - (CD 7) - Robert E. Larance, B. Larance Grocery, 2300 Merrick, 5201 and 5209 Collinwood Avenue; From: "B" Two-Family To: PD/SU Planned Development/Specific Use for grocery store only with "E" Neighborhood Commercial development standards and to allow alcohol sales for on premise consumption in existing grocery store; site plan included with waivers to setback, parking, supplemental buffers and landscaping 0.48 acres (Recommended for Approval by the Zoning Commission)**

Motion: Council Member Jordan made a motion, seconded by Council Member Flores, that Zoning Docket ZC-18-188 be approved. Motion passed 8-0, Mayor Price absent.

9. **ZC-18-189 - (CD 2) - Charles R. Lasater, Lasater Ltd., Partnership, 800 E. Harmon Road and 7764 Blue Mound Road; From: "E" Neighborhood Commercial To: PD/CR Planned Development for all uses in "CR" Low Density Multifamily with development standards plus cottage community, with waivers to URD submission and certain standards, site plan included for cottage community only 14.37 acres (Recommended for Approval by the Zoning Commission)**

The following individuals completed speaker cards in support of Zoning Docket ZC-18-189 and were recognized by Mayor Pro tem Shingleton but did not wish to address Council:

Mr. Ryan Griffith, 6688 North Central Expressway, Suite 275, Dallas, Texas
Mr. Jason, 6688 North Central Expressway, Suite 275, Dallas, Texas

Motion: Council Member Flores made a motion, seconded by Council Member Bivens, that Zoning Docket ZC-18-189 be approved. Motion passed 8-0, Mayor Price absent.

10. **ZC-18-190 - (CD 4) - Yun Kyong Chu, 4001 Fain Street; From: "E" Neighborhood Commercial To: "D" High Density Multifamily 5.87 acres (Recommended for Approval by the Zoning Commission)**

Mr. Justin Light, 500 West 7th Street, Suite 600, appeared before Council in support of Zoning Docket ZC-18-190.

Motion: Council Member Moon made a motion, seconded by Council Member Byrd, that Zoning Docket ZC-18-190 be approved. Motion passed 8-0, Mayor Price absent.

11. **ZC-18-194 - (CD 3) - Texas Christian University, 3700 W. Berry Street; From: PD 422 "PD/SU" Planned Development/Specific Use for all uses in "CF" Community Facilities plus athletic facilities/baseball field. No concerts. No sales or consumption of alcohol; site plan included To: Amend PD 422 to allow alcohol sales for on premises consumption 6.08 acres (Recommended for Approval by the Zoning Commission)**

The following individuals completed speaker cards in support of Zoning Docket ZC-18-194 and were recognized by Mayor Pro tem Shingleton but did not wish to address Council:

Mr. Todd Waldvogel, representing Texas Christian University, 3589 Bellaire Drive North
Mr. Ross Bailey, 7625 Ramble Wood Trail

Motion: Council Member Byrd made a motion, seconded by Council Member Jordan, that Zoning Docket ZC-18-194 be approved. Motion passed 8-0, Mayor Price absent.

- 12. ZC-18-195 - (CD 8) - Whitrock Inc., 2225 E. Lancaster; From: "FR" General Commercial Restricted To: PD/FR Planned Development for all uses in "FR" General Commercial Restricted plus commissary with food truck parking; site plan included 0.91 acres (Recommended for Approval by the Zoning Commission)**

Mr. Rick Hauf, 2225 East Lancaster Avenue, completed a speaker card in support of Zoning Docket ZC-18-195 and was recognized by Mayor Pro tem Shingleton but did not wish to address Council.

Motion: Council Member Allen Gray made a motion, seconded by Council Member Bivens, that Zoning Docket ZC-18-195 be approved. Motion passed 8-0, Mayor Price absent.

- 13. ZC-18-196 - (CD 7) - Geocat Properties Inc., Geocat Residential LLC, 6001 River Oaks Boulevard, 5500 and 5589 Red Cardinal Lane; From: "B" Two-Family and "E" Neighborhood Commercial To: "E" Neighborhood Commercial 1.24 acres (Recommended for Approval by the Zoning Commission)**

Motion: Council Member Jordan made a motion, seconded by Council Member Flores, that Zoning Docket ZC-18-196 be approved. Motion passed 8-0, Mayor Price absent.

- 14. SP-18-013 - (CD 8) - Fort Worth Mason Heights LP, 2801 and 2829 Moresby; From: PD 916 for PD/D for multifamily units with a higher density with 30 units per acre with development standards; site plan required To: Provide required site plan for multifamily development 4.55 acres (Recommended for Approval by the Zoning Commission)**

Ms. Kimberly Cole, 500 West 7th Street, Suite 300, completed a speaker card in support of Site Plan SP-18-013 and was recognized by Mayor Pro tem Shingleton but was not present in the Council Chamber.

Motion: Council Member Allen Gray made a motion, seconded by Council Member Byrd, that Site Plan SP-18-013 be approved. Motion passed 8-0, Mayor Price absent.

15. **ZC-18-199 - (CD 7) - Fort Growth Partners LP, 5201 White Settlement Road; From: "B" Two-Family and "FR" General Commercial Restricted To: "MU-1" Low Intensity Mixed-Use 0.99 acres (Recommended for Approval by the Zoning Commission)**

Motion: Council Member Jordan made a motion, seconded by Council Member Flores, that Zoning Docket ZC-18-199 be approved. Motion passed 8-0, Mayor Price absent.

16. **ZC-18-201 - (CD 7) - Chapel Hill Venture LLP, Eagle Mountain-Saginaw ISD, 3000 - 3500 blocks W. Bonds Ranch road, 10000 block Saginaw Boulevard, 9050 Boat Club Road; From: PD 424 Planned Development/Specific Use for mixed use and residential form based code; site plan required To: "A-10" One-Family, "A-7.5" One-Family, "A-5" One-Family, "R1" Zero Lot Line/Cluster, "D" High Density Multifamily, "E" Neighborhood Commercial, "F" General Commercial and "CF" Community Facilities 1149.13 acres (Recommended for Approval as Amended to "A-10" and "A-7.5" for Parcel 20 by the Zoning Commission)**

Ms. Julie LaQuey, 3209 South Bay Breeze Lane, appeared before Council in opposition to Zoning Docket ZC-18-201.

The following individuals completed comment cards in opposition to Zoning Docket ZC-18-201:

Mr. James Coston, 10700 San Simeon Lane
Ms. Deanna Grandstaff, 10417 Los Rios Drive
Ms. Jeremy Vincent, 9304 Cape Royale Drive
Ms. Megan Coston, 10700 San Simeon
Ms. Jennifer Huxel, 7513 Lake Highlands
Ms. Kristine Marshall, 10924 Owl Creek Drive

Motion: Council Member Jordan made a motion, seconded by Council Member Flores, that Zoning Docket ZC-18-201 continued to the February 12, 2019, Council meeting. Motion passed 8-0, Mayor Price absent.

17. **ZC-18-202 - (CD 7) - LVG Investments LLC, 100, 105, 108, 116, and 125 Crystal Springs Boulevard, 113 and 129 Western Swing Way; From: "PD 724" Planned Development for all uses in "MU-1" Low Intensity Mixed-Use plus bars, farmers market, and mobile vendors with development standards; site plan required To: Amend and clarify PD 724 development standards to allow up to 6 stories, 70 units/acre, waiver to bufferyard/supplemental setback requirement, no parking maximum and building entry requirement; site plan waiver recommended 13.41 acres (Recommended for Approval as Amended by the Zoning Commission to limit Block 5 to five stories)**

Mr. Brandon Middleton, 801 Cherry Street, Suite 1300, Unit 11, completed a speaker card in support of Zoning Docket ZC-18-202 and was recognized by Mayor Pro tem Shingleton but did not wish to address Council.

Motion: Council Member Jordan made a motion, seconded by Council Member Flores, that Zoning Docket ZC-18-202 be approved as amended to limit Block 5 to five stories. Motion passed 8-0, Mayor Price absent.

- 18. ZC-18-204 - (CD 9) - Matthew and Kaylyn Sisk, 2520 S. University Drive; From: "B" Two-Family with TCU Overlay To: "PD/ER" Planned Development for all uses in "ER" Neighborhood Commercial Restricted plus spa with TCU Overlay; with waivers to supplemental setbacks; site plan included 0.19 acres (Recommended for Denial by the Zoning Commission)**

Ms. Lu Toner, 3436 Dryden Road, completed a comment card in opposition to Zoning Docket ZC-18-204.

Motion: Council Member Zadeh made a motion, seconded by Council Member Allen Gray, that Zoning Docket ZC-18-204 be denied. Motion passed 8-0, Mayor Price absent.

- 19. ZC-19-002 - (CD 9) - Craig Baird, 921 8th Avenue; From: "NS-T5I" Near Southside/Urban Center To: "G" Intensive Commercial 0.29 acres (Recommended for Approval by the Zoning Commission)**

Mr. Barry Hudson, representing Dunaway Associates, 550 Bailey Avenue, Suite 400, completed a speaker card in support of Zoning Docket ZC-19-002 and was recognized by Mayor Pro tem Shingleton but did not wish to address Council.

Motion: Council Member Zadeh made a motion, seconded by Council Member Bivens, that Zoning Docket ZC-19-002 be approved. Motion passed 8-0, Mayor Price absent.

There being no one else present desiring to be heard in connection with the recommended changes and amendments pertaining Zoning Ordinance No. 21653-02-2015 for the above-listed cases, Council Member Zadeh made a motion, seconded by Council Member Bivens, that the hearing be closed and Ordinance No. 23529-01-2019 be adopted. Motion passed 8-0, Mayor Price absent.

XV. REPORT OF THE CITY MANAGER

B. General

- 1. M&C G-19449 - Denial of Extension of Occupational Injury Leave-of-Absence Pay Benefits for Police Officer Tim Dean (ALL COUNCIL DISTRICTS)**

Motion: Council Member Byrd made a motion, seconded by Council Member Moon, that Mayor and Council Communication G-19449 deny the extension of occupational leave-of-absence pay benefits for Police Officer Tim Dean. Motion passed 8-0, Mayor Price absent.

- 2. M&C G-19450 - Ratify Application for and Acceptance of a Better Cities for Pets Grant in the Amount of \$50,000.00, Waive Indirect Costs and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)**

Motion: Council Member Bivens made a motion, seconded by Council Member Flores, that Mayor and Council Communication G-19450 be approved with appreciation and Appropriation Ordinance No. 23530-01-2019 be adopted. Motion passed 8-0, Mayor Price absent.

- 3. M&C G-19451 - Adopt Ordinance to Establish the Sewer Per Acre Charge in the Amount of \$45.66 Per Acre for a Sewer Main to Serve 2,132.41 Acres (Crowley Deer Creek Main-L) Located within the City of Crowley Near 13421 McCart Ave and to Establish the Basin Boundaries, Pursuant to Chapter 35, Article III, Division 3, Sections 35-81 through 35-86 of the City Code (ETJ and ADJACENT TO COUNCIL DISTRICT 6)**

Council Member Jordan advised that the filed a Conflict of Interest Affidavit with the City Secretary's Office pertaining to Mayor and Council Communication G-19450 and would abstain from voting on this issue.

Motion: Council Member Allen Gray made a motion, seconded by Council Member Byrd, that Mayor and Council Communication G-19450 be approved and Appropriation Ordinance No. 23530-01-2019 be adopted. Motion passed 7-0, one abstention by Council Member Jordan and Mayor Price absent.

F. Award of Contract

- 1. M&C C-28980 - Authorize Execution of an Engineering Services Contract with Halff Associates, Inc., in the Amount of \$148,000.00 for the Engineering-Related Professional Services for the Trinity Trails - River Trails Park to River Legacy Park Trail Project (COUNCIL DISTRICT 5) (Continued from a Previous Meeting)**

Motion: Council Member Bivens made a motion, seconded by Council Member Zadeh, that Mayor and Council Communication C-28980 be approved. Motion passed 8-0, Mayor Price absent.

- 2. M&C C-28994 - Authorize Execution of a Five-Year Tax Abatement Agreement with Keeton Industries, Inc., for the Construction of a Commercial Building for Storage of Materials at 912 E. Vickery Boulevard in the Evans and Rosedale Neighborhood Empowerment Zone (COUNCIL DISTRICT 8)**

Motion: Council Member Allen Gray made a motion, seconded by Council Member Moon, that Mayor and Council Communication C-28994 be approved. Motion passed 8-0, Mayor Price absent.

- 3. M&C C-28995 - Authorize Execution of a Contract with William J. Schultz, Inc., d/b/a Circle C Construction Company, in the Amount of \$3,420,821.00 for Crowley Relief Interceptor M-325 for Village Creek Basin, Part 3, Provide for Project Costs for a Total Project Total in the Amount of \$11,188,555.00, Adopt Resolution Expressing Official Intent to Reimburse Expenditures with Proceeds of Future Debt and Adopt Appropriation Ordinance (COUNCIL DISTRICT 6)**

Council Member Jordan advised that the filed a Conflict of Interest Affidavit with the City Secretary's Office pertaining to Mayor and Council Communication C-28995 and would abstain from voting on this issue.

Motion: Council Member Bivens made a motion, seconded by Council Member Flores, that Mayor and Council Communication C-28995 be approved and Resolution No. 5032-01-2019 and Appropriation Ordinance No. 23532-01-2019 be adopted. Motion passed 7-0, one abstention by Council Member Jordan and Mayor Price absent.

XVI. PUBLIC HEARING

City Secretary Kayser advised that Items 1 through 3 would be heard under one motion.

- 1. First Public Hearing for Proposed Owner-Initiated Annexation of Approximately 18.82 Acres of Land in Denton County, Known as the Mitchell Tract, in the Far North Planning Sector, AX-18-009 (FUTURE COUNCIL DISTRICT 7)**

Mr. Kristopher Arviso, 5949 Sherry Lane, Suite 1550, Dallas, Texas, completed a comment card in support of the annexation.

- 2. First Public Hearing for Proposed Owner-Initiated Annexation of Approximately 12.7 Acres of Land in Denton County, Known as the D. Wood Tract, in the Far North Planning Sector, AX-18-0010 (FUTURE COUNCIL DISTRICT 7)**

Mr. Kristopher Arviso, 5949 Sherry Lane, Suite 1550, Dallas, Texas, completed a comment card in support of the annexation.

- 3. First Public Hearing for Proposed Owner-Initiated Annexation of Approximately 13.25 Acres of Land in Denton County, Known as the C. Bellinghausen Tract, in the Far North Planning Sector, AX-18-0011 (FUTURE COUNCIL DISTRICT 7)**

Mayor Pro tem Shingleton opened the public hearing.

a. Report of City Staff

Ms. Dana Burghdoff, Planning and Development Department, appeared before Council and provided a staff report.

b. Citizen Comments

Mr. Edward Eckart, 2405 Mustang Drive, completed speaker cards in support of the annexations and was recognized by Mayor Pro tem Shingleton but did not wish to address Council.

Motion: Council Member Zadeh made a motion, seconded by Council Member Byrd, that the public hearing be closed. Motion passed 8-0, Mayor Price absent.

XVII. CITIZEN PRESENTATIONS

Mr. Bob Willoughby, 6731 Bridge Street #125, appeared before Council relative to the City Council.

The following individuals appeared before Council relative to the bus stop at Railhead Road:

Ms. Courtney John 4600 Railhead Road
Mr. Michael Nehring, 4600 Railhead Road

Ms. Elva Moser 10004 Regent Row Street, appeared before Council relative to Race and Culture Task Force issues.

Mr. Gerald Banks, Sr., 6861 Routt Street, appeared before Council relative to police brutality, wrongful arrest and killing, race relations, SB4, 287(g), etc.

XVIII. EXECUTIVE SESSION (CITY COUNCIL CONFERENCE ROOM, CITY HALL, ROOM 290)

XIX. ADJOURNMENT

There being no further business, Mayor Pro tem Shingleton adjourned the Regular meeting at 9:19 p.m. in memory of Ms. Dionne Phillips Bagsby, former Tarrant County Commissioner Precinct 1, who passed away on Thursday, January 10, 2019.

No Documents for this Section


To the Mayor and Members of the City Council
January 29, 2019

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SUBJECT: CRITERIA USED FOR LOCATION AND DESIGN OF CITY FACILITIES WITH PUBLIC ACCESS

The purpose of this Informal Report is to provide information on the criteria used by various City departments when planning for and locating new public buildings that have frequent public interactions. Criteria used by individual departments are drawn from national standards and guidance documents, such as the City's Comprehensive Plan or department Master Plans approved by City Council. There has been recent emphasis on seeking collaborative opportunities for joint-use City facilities in situations where departments can address their service delivery without the need to construct separate facilities.

The Golden Triangle Library currently under construction is an example of joint-use facility, with a dedicated portion of the building to be used as a satellite Municipal Courts venue. The emphasis on shared facilities is consistent with the City's Comprehensive Plan that encourages the use of them to achieve cost savings and increase service delivery to the public.

City departments have multiple facilities that provide services directly to the public. The table below denotes existing, as well as proposed buildings, which have Bond approval and the current number of facilities that share space with other departments or governmental entities.

Department	Facility	Existing	# Shared Facility	Proposed New
Park and Recreation	Community Center	14	7	1
Neighborhood Services	Community Center	7	7	
Library Services	Library	16	1	3
Code Compliance	Animal Care and Control	1	0	1
Code Compliance	Garbage & Recycling Drop-off Station	4	0	
Police	Patrol Division	11	0	1
Fire	Fire Station	34	0	2
Municipal Court	Court Building	2	2	

The following is a list of facility types and the associated current criteria used determine the need and location for new facilities and program offerings. Some departments are in the process of developing new or revising existing master plans that may result in changes to criteria used when determining new facility locations.

Community Centers: Park and Recreation (PARD) and Neighborhood Services (NSD) Departments
Criteria:

- No community center or comparable facility exists in the area.
- Area served must have a population of 30,000 persons (US Census data analyzed per zip code)
- A 1.5 mile service area radius.

**To the Mayor and Members of the City Council****January 29, 2019**

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SUBJECT: CRITERIA USED FOR LOCATION AND DESIGN OF CITY FACILITIES WITH PUBLIC ACCESS

- If two or more areas of the City are deficient, then priority is given to the area with the highest population.
- If areas to be served are comparable in population, then priority is given to Central City (Park Planning District 4).

Criteria Supporting Documents: The criteria used is based upon the National Recreation and Park Association (NRPA) guidelines. Criteria is outlined in the 2015 Park, Recreation and Open Space Master Plan adopted by Council on January 27, 2015 (Resolution No. 4399-01-2015). The City is divided into five (5) park planning districts, generally known as Central, North, South, East and West.

In addition to recreation amenities offered at Community Centers the need for social service programs that may include rental and utility payment assistance, employment coaching and support services, and youth services, administered through Neighborhood Services Department (NSD) is evaluated for their inclusion in the facility.

Criteria: NSD uses the criteria as stated above for PARD community centers with the following additional criteria or indicators:

- Poverty Rates – Less than 125% of the Federal Poverty Income Guidelines or low to moderate income according HUD
- Crime Rate - greater than 16%
- Population of youth and seniors in the service area
- Educational attainment
- Services and programs offered through NSD currently being used by the community
- Access to social service programs in the area

Criteria Supporting Documents (PARD) & (NSD): The 2015 Park, Recreation and Open Space Master Plan when department was under the Parks and Community Services (PACS) department.

Library Facility: Library Services

There should be at least one facility per council district and four regional (larger footprint) locations. Facilities should be in convenient locations and libraries should be located with other City services wherever possible.

Criteria:

- Drive time (10 minutes from home)
- Proximity to other libraries (2-3+miles)
- Accessibility inside/outside Loop
- Proximity to public transportation (future consideration)

**To the Mayor and Members of the City Council****January 29, 2019**

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SUBJECT: CRITERIA USED FOR LOCATION AND DESIGN OF CITY FACILITIES WITH PUBLIC ACCESS

- Proximity to schools (future consideration)
- Potential for co-location with other services (future consideration)

Criteria Supporting Documents: The Fort Worth Library's 20/20 Vision is its roadmap for services and facilities for the coming decade, building upon the Fort Worth Library's 2004 Long Range Services Plan. The Plan identifies the kinds of services and materials Fort Worth resident's desire and identifies where facilities and services are needed. The 20/20 Vision Plan was approved by City Council on December 13, 2011. The library is currently working on an RFP for a new Facilities Master Plan, which will outline updated criteria by 2020.

Animal Care and Shelter Facility: Code Compliance

Criteria: Criteria are based upon where existing city owned properties are located and recommendations from needs analysis and feasibility study.

Criteria Supporting Documents: Needs analysis and feasibility study done by Animal Arts and PGAL consultants.

Solid Waste Facility: Code ComplianceCriteria:

- Texas Commission on Environmental Quality (TCEQ requirements for facilities requiring a permit or notification
- Proximity to sources of waste using population density, Illegal dumping occurrences and program aspects consistent within the 2017-2037 Comprehensive Solid Waste Management Plan (CSWMP) as key drivers
- Accessibility to infrastructure, i.e. roads and evaluation of traffic impacts
- Land Use: Appropriate zoning and consistency with Comprehensive Plan
- Compatibility with surrounding land uses taking into account intensity of surrounding land uses and distance from least intensive zoning district.
- Visibility of site from residential use zones / Visual barrier (natural or designed)
- Site Characteristics such as size, slope and storm water impact

Criteria Supporting Documents: 2017-2037 CSWMP and consistent with the Solid Waste 5-Year CIP 2017-2022, and requirements set forth by the TCEQ.

Patrol Division Facility: PoliceCriteria:

- Population growth
- Service calls
- Access to major arterials/highways

**To the Mayor and Members of the City Council****January 29, 2019**

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SUBJECT: CRITERIA USED FOR LOCATION AND DESIGN OF CITY FACILITIES WITH PUBLIC ACCESS

- Size (acreage and/or building size determined by number of users and parking needs)
- Visibility to community
- Compatible adjacent land uses (non-residential)

Criteria Supporting Documents: Fort Worth Police Department (FWPD) FY17-FY21 Strategic Plan

Fire Station: FireCriteria:

- Geographic and population growth
- Meet national response time standard of 5 minutes 90% of the time.

Criteria Supporting Documents: Response Time National Standard – National Fire and Protection Association (NFPA) 1710), and Fire Department Facilities Master Plan 2018-2022. New stations are needed as population growth or annexation occurs. The Plan responds to fire station placement guidelines that follow and are in accordance with Insurance Services Office, the National Fire Protection Association Standards, and established Standard of Response Cover.

Municipal Court Facility: Municipal Court

Sites are often selected based on service demand and public convenience with consideration given to the following criteria.

Criteria:

- Location of current service
- Technology infrastructure
- Security requirements
- Accessibility to major arterials
- Proximity to zip-codes with higher volume of citations issued or primary address of constituents

Criteria Supporting Documents: Texas Senate Bill 42 Judge Julie Kocurek Judicial and Courthouse Security Act of 2017.

If you have any questions about this information, please contact Property Management Interim Director Roger Venables at 817-392-6334.

David Cooke
City Manager

To the Mayor and Members of the City Council

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SUBJECT: ICONIC ARTWORKS PLAN

The purpose of this Informal Report is to respond to Mayor Betsy Price's recent request for a progress report on a plan for Iconic Artworks.

BACKGROUND

The Fort Worth Art Commission first discussed the idea of creating a significant work of public art at its retreat of August 12, 2011. In October of that year, Fort Worth Public Art's 10th Anniversary Luncheon was held. Guest speaker Edward Uhler, FAIA, Executive Director, Millennium Park, spoke of the positive impacts the park and its impressive public artworks had made on Chicago. On April 16, 2012, the Art Commission's Visioning Committee recommended "...prioritizing the creation of a significant signature artwork by an artist of international renown for a prominent location in Fort Worth".

On October 17, 2017, City Council adopted the *Fort Worth Public Art Master Plan Update*, with this vision: "Public art helps to define Fort Worth's character as a vibrant and sustainable 21st Century city by celebrating its storied history, *contributing to its iconic destinations*, shaping its distinct neighborhoods, and honoring its close connection to nature."

Consultants Barbara Goldstein and Jessica Cusick were asked to assist in identifying a location for an Iconic Artwork as part of their scope of work. Utilizing various community engagement methods, including a local artist-led temporary public art project that "popped up" at 12 public events around the city, nearly 2,500 residents responded to the question, "Where do people gather in Fort Worth?" This input informed a key recommendation of the master plan update: "To commission destination-quality artworks by nationally or internationally recognized artists" at four locations, along with a general approach and budget for each:

Cultural District: Pioneer Tower illumination program	\$ 450,000
Downtown: Main Street/Convention Center large sculptural work	\$2,500,000
Stockyards: Major sculpture	\$1,500,000
Trinity River Trails: Various approaches	<u>\$ 500,000</u>
Total	\$4,950,000

The master plan update further recommended that the City "...allocate a portion of the funding to each (project) as seed money to initiate the process (as allowable by the funding source) and leverage other funding sources." To date, City Council has set aside funds for Iconic Artworks based on Fort Worth Art Commission recommendations, as follows:

Public Art Fund	\$ 850,000
2014 Bond Program, Prop 1	\$1,415,700
2018 Bond Program Prop 1	<u>\$ 605,000</u>
Total	\$2,870,700

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SUBJECT: ICONIC ARTWORKS PLAN

On November 12, 2018, the Fort Worth Art Commission (FWAC) discussed developing an overarching approach for Iconic Artworks. On January 14, 2019, the Art Commission held a Work Session to have an expanded discussion on Iconic Artworks. At the Regular Meeting that followed, two Iconic Artwork Committees were appointed: one to consider an "Overall Approach for Iconic Artworks" and the other to "Identify Sites and Community Partners". Each committee is to present their recommendations to the Art Commission on April 8, 2019. The Art Commission will, in turn, present their recommendations to City Council soon thereafter.

The current status of each iconic artwork project is as follows:

Cultural District

Location: Pioneer Tower, Will Rogers Memorial Center*
Artwork Type: Projection Mapping Project and Construction of Infrastructure
Budget / Source: TBD / 2014 Bond Funds
Plan Consultants: JTK Studios and SP Studio
Status: Digital Mapping of Tower Completed, Infrastructure Specifications are included in Pioneer Tower Rehabilitation Project Construction Documents
Next Steps: March 11, 2019 – Consultants Recommend Process to Develop Creative Content to FWAC
 Spring 2019 – Video Artist Selection Process
 Late February 2020 – Project Completion / Unveiling

Downtown

Location: Convention Center Expansion - Main Street at 9th Street*
Artwork Type: Large Sculptural Work*
Artist: TBD
Budget/Sources: TBD (2014 Bond Funds, Public Art Fund + Private Funds)
Status: FWAC Planning (Staff also investigating other potential downtown locations)
Schedule: FY 2021 (Commencement of Convention Center Project)

Trinity River Trails*

Location: Gateway Park (Roads)
Artwork Type: Permanent Artwork TBD
Artist: TBD
Budget/Source: \$605,000 (2018 Bond Funds)
Status: FWAC Planning
Schedule: FY 2021 (Commencement of park roads project in Gateway Park)

Stockyards*

Location: TBD
Artwork Type: TBD
Artist: TBD
Budget/Source: TBD (Public Art Fund + Private Funds)
Status: FWAC Planning (Identification of locations compatible with redevelopment)
Schedule: TBD

**Recommended for consideration in Fort Worth Public Art Master Plan Update.*

To the Mayor and Members of the City Council

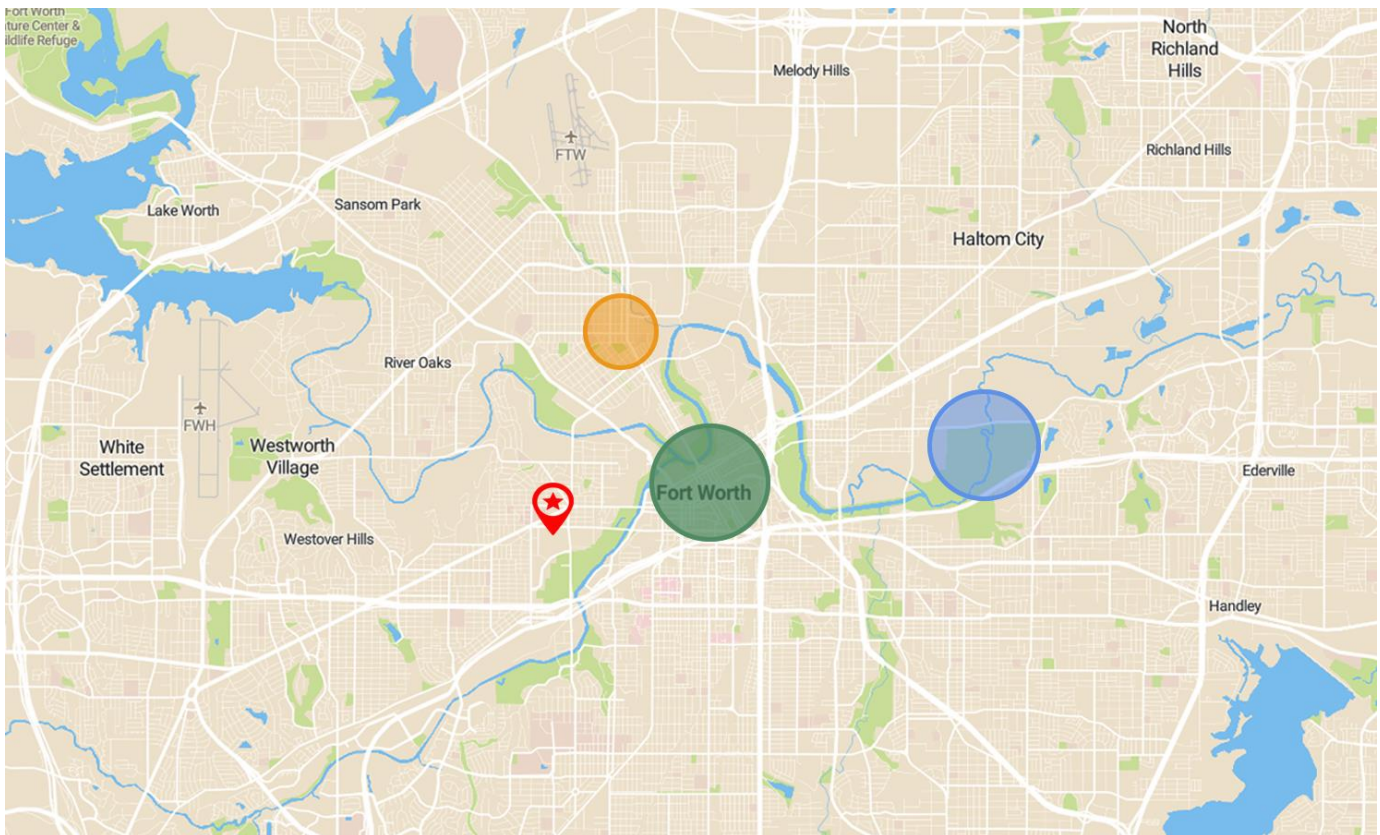
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SUBJECT: ICONIC ARTWORKS PLAN

RECOMMENDED ICONIC ARTWORK LOCATIONS



MAP KEY

Cultural District, Pioneer Tower (*red star*)

Downtown (*green circle*)

Trinity River Trails, Gateway Park (*blue circle*)

Stockyards (*yellow circle*)

For more information, please contact Randle Harwood, Planning and Development Director, at 817-392-3101.

David Cooke
City Manager

**To the Mayor and Members of the City Council****January 29, 2019**

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SUBJECT: LANTERNS IN THE FORT WORTH BOTANIC GARDEN

This purpose of this Informal Report is to inform the City Council about a traveling exhibit called "Lanterns in the Fort Worth Botanic Garden".

This Chinese LED Lantern nighttime event, to be held at the Fort Worth Botanic Garden, will feature more than 20 different handcrafted, larger-than-life silk lanterns that will light up in gorgeous colors with many choreographed to music. The shows are expected to bring in thousands of people as well as attract individuals who do not generally visit the garden.

This traveling exhibit replaces Butterflies in the Garden and will be a ticketed event held outside of normal operating hours. The show will run daily, March 9 – 31, 2019, 6:00 p.m. to 11:00 p.m. After March 31, the shows will be Thursdays through Sundays until May 12, 2019. There will be black out days to minimize conflicts with other existing pre-scheduled events.

In accordance with the City's procurement policies and procedures, LanternFest Creative LLC, was selected to produce this show. Terms of the agreement include an upfront payment of \$100,000 to pay for shipping, designing the shows for the garden and staging the event. The City and vendor will share the revenue split of 50/50 earned by ticket sales, with the first \$25,000 in ticket sales going to the vendor for direct cost to administer the shows.

The vendor will prepare and organize all of the setup and daily management of the shows. The exhibit is projected to earn approximately \$500,000 in gross revenue based on an estimated 30,000 ticket sales. Projected net revenues for the exhibit is estimated at \$250,000. Attached Exhibit A provides some examples of Chinese LED Lantern Displays.

If you have any questions, please contact Richard Zavala, Park & Recreation Department Director at (817) 392-5704 or Susan Alanis, Assistant City Manager at (817) 392-6116.

David Cooke
City Manager

Attachment: Exhibit A - Chinese LED Lantern Displays



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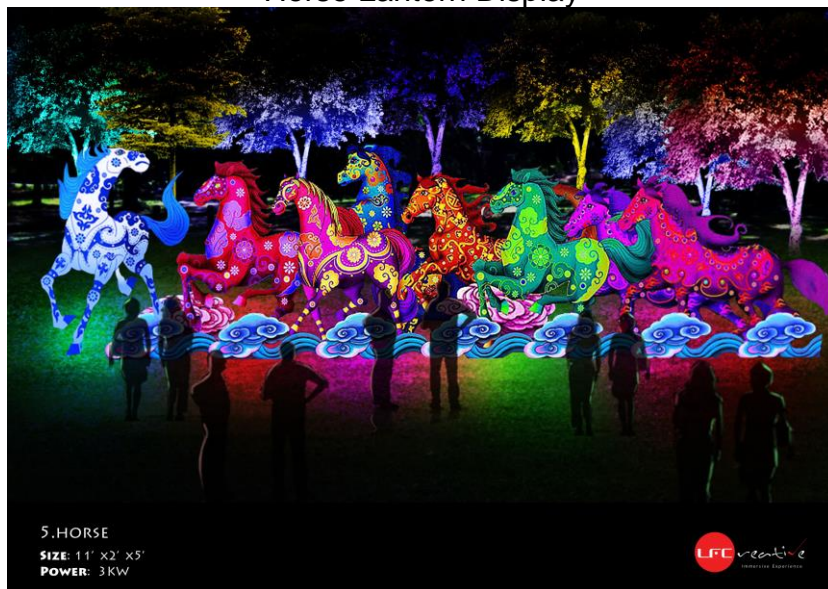
SUBJECT: LANTERNS IN THE FORT WORTH BOTANIC GARDEN

Exhibit A - Chinese LED Lantern Displays

Peacock Lantern Display



Horse Lantern Display





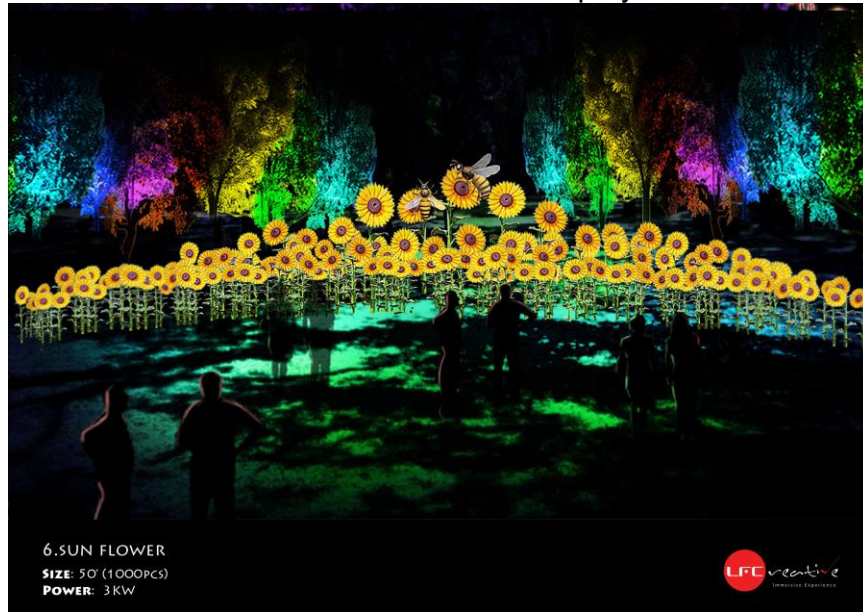
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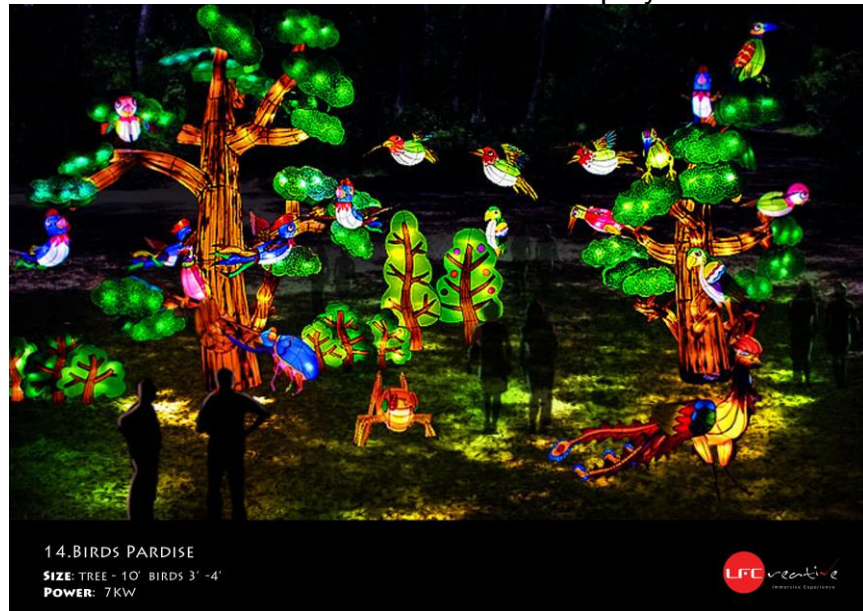
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SUBJECT: LANTERNS IN THE FORT WORTH BOTANIC GARDEN

Sun Flower Lantern Display



Birds Paradise Lantern Display



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SUBJECT: THE MAYOR'S COMMUNITY ENGAGEMENT WORKSHOPS & 2018 NEIGHBORHOOD AWARDS

The purpose of this Informal Report is to provide an update to City Council on The Mayor's Community Engagement Workshops & 2018 Neighborhood Awards to be held on Saturday, Feb. 16 at the Doxology Church, located at 4805 Arborlawn Drive.

Event Schedule

8 - 9 a.m. Check-in, Visit Exhibits, Networking and Light Refreshments
9 a.m. - 12:20 p.m. Community Engagement Workshops
12:20 - 2 p.m. 2018 Neighborhood Awards Luncheon

This will be the third year that UnitedHealthcare has graciously agreed to sponsor this event.

Neighbor Feedback

Based upon more than 200 paper and online surveys from neighbors, exhibitors and internal staff immediately following The Mayor's Community Engagement Workshops & 2017 Neighborhood Awards, leaders may look forward to seeing the following event improvements this year:

- A venue with larger classrooms, exhibit and luncheon space.
- Coffee service and light refreshments will be provided from 8-10:30 a.m.
- Forty educational exhibits will be available from 8-10:30 a.m.
- Total time in class has been increased to one hour for each workshop.
- The three workshops with the most attendees will be recorded and posted online.
- An interactive app will be available for use during the event to share photos, complete surveys and view workshop presentation information.
- The Fort Worth Neighbor of the Year Award was created to honor "the unsung heroes" of our neighborhoods.

Exhibitors

Forty educational exhibits will be available 8-10:30 a.m.:

- | | | |
|-------------------------------------|---------------------------------------|--|
| • Community Emergency Response Team | • Fort Worth Nature Center and Refuge | • Park and Recreation |
| • Citizens on Patrol | • Fort Worth Public Art | • Read Fort Worth |
| • Code Rangers | • Fort Worth Transportation Authority | • Sixty and Better Tarrant County |
| • Consumer Health | • Graffiti Abatement | • Southwest Regional Library |
| • Crime Prevention Unit | • Habitat for Humanity | • Tarrant County Masters Gardner Association |
| • Directions Home | • Human Relations Unit | • Tarrant County College |
| • Economic Development | • Keep Fort Worth Beautiful | • Tarrant County Health Department |
| • Emergency Management | • Meals on Wheels of Tarrant County | • Texas Workforce Commission (DARS) |
| • Environmental | • Municipal Court | |
| • Explorer Program | • Neighborhood Services | |
| • Fort Worth Clayton Yes | | |
| • Fort Worth ISD/Parent Liaison | | |

**To the Mayor and Members of the City Council****January 29, 2019**

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SUBJECT: THE MAYOR'S COMMUNITY ENGAGEMENT WORKSHOPS & 2018 NEIGHBORHOOD AWARDS

- Transportation & Public Works Dept.
- Trinity Metro
- United Way of Tarrant County
- Water Department

Community Engagement Workshops

Ten departments and two area agencies will partner together to offer sixteen workshops, including four in Spanish:

- Building Unified Communities: One Culture at a Time!
- Can They Build That Here?
- Capacity Building Grants for Neighborhood Associations
- Connecting with your Neighbors (SPANISH)
- How Code Enforcement Supports Our Community (ENGLISH & SPANISH)
- How We're Tackling Litter & Illegal Dumping
- HUD Grants 101: Working Together to Improve Neighborhoods (SPANISH)
- If These Walls Could Talk: Uncovering the Story of Your Home and Neighborhood
- It's a Balancing Act! Budgeting City Priorities
- Partnering with Your Neighborhood Police Officer (NPO)
- Social Media: The Good, the Bad and the Ugly
- The Diabetes Epidemic (SPANISH) – UnitedHealthcare
- Working Together to Create Pathways to Housing

2018 Neighborhood Awards

This is the second year the Community Engagement Office has offered the "In It to Win It: A Neighborhood Awards How-To Workshop" to share best practices, tips and examples with neighborhood leaders interested in applying for a neighborhood award. This workshop was offered to individuals, board leaders and in large-groups at the Hazel Harvey Peace Center for Neighborhoods during the months of September and October.

Completed awards applications were accepted October 18 - December 20, 2018.

Nineteen neighborhood associations have been named as 2018 Neighborhood Award finalists in six award categories: Berkeley Place NA, Como NAC, Crawford Farms HOA, Crestwood NA, Eastern Hills NA, Eastgate NA, Fairmount NA, Garden of Eden NA, Harvest Ridge HOA; Heritage HOA; Marine Creek Community Association; Marine Creek Meadows HOA; Mistletoe Heights NA; Quail Ridge Estates Phase II HOA; Ridglea Hills NA; Ridglea North NA; Tanglewood NA; The Trails of Fossil Creek HOA and The Villages of Woodland Springs HOA.

The following award finalists have also been announced, based upon nominations submitted by twenty-five neighborhood associations for four additional awards:

- Neighborhood Patrol Officer of the Year (NPO) - Bel Haddad, Allen Pennington, Cory Carpenter, Daniel Adoboe, Delerick McNeal, Doug Gilfour, Eric Charles, Jennifer Russell, Jorge Hernandez, Matt McClellen, Nestor Martinez and Tracy Darty.
- Code Compliance Officer of the Year - Alfonso Hurtado, Jeff Payne and Rey Salinas.
- The Danny Scarth Trailblazer Award - Dorothy Hill, Ronnie Bellomy and Rodney Wade.

**To the Mayor and Members of the City Council****January 29, 2019**

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SUBJECT: THE MAYOR'S COMMUNITY ENGAGEMENT WORKSHOPS & 2018 NEIGHBORHOOD AWARDS

- The Fort Worth Neighbor of the Year Award - Cheryl Mix, Darien George, Carol and Ray Feyan and Tabitha Williams

All award finalists will be publicly recognized and winners for each category given an awards plaque during the 2018 Neighborhood Awards ceremony and luncheon. Two representatives from the neighborhood chosen as The Neighborhood of the Year will be invited to attend the Neighborhoods, USA (NUSA) Conference in Palm Springs, CA this May to compete in the NUSA Neighborhood of the Year national competition and represent neighborhoods across Fort Worth.

Partnerships

This annual event is organized and hosted by the Community Engagement Office in collaboration with over fifty area agencies, nonprofit organizations and city departments.

Registration

Advance registration is required to attend this free event and may be completed online at:

FortworthTexas.gov/engagement. For more information about this event or to register by phone, please contact the Community Engagement Office at: 817-392-6201 or via email at: engagement@fortworthtexas.gov.

David Cooke
City Manager



To the Mayor and Members of the City Council

January 29, 2019

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SUBJECT: MINORITY BUSINESS ENTERPRISE – MBE CAPACITY BUILDING

In an effort to be more inclusive in utilizing Minority Business Enterprises (MBEs) and to address the recurring challenge of MBE capacity in the City's procurement process, the Office of Business Diversity (OBD) has been instrumental in increasing its coordination efforts with City departments, expanding its outreach efforts with other Tarrant County agencies, and forming non-traditional partnerships with outside entities that focus on MBE Capacity Building and Development. These efforts include:

1. **Beck School of Construction** – The City has established a three-year partnership with the Beck Group Fort Worth for MBEs who have been in business at least one year and have gross annual revenues of \$100,000 or greater. Approximately thirty eligible MBEs will be selected to attend the first cohort of the School and will graduate after taking eight classes in eight months. The goal of the program is to provide training to help MBEs within the City's six county marketplace to increase their knowledge of the construction industry and to help them be competitive in bidding on projects with the City of Fort Worth, the Beck Group and other Public/Private organizations.
2. **Informal Partnerships for Professional Services at City's Bi-Monthly Vendor Informational Forums** – Baldwin-Cox-Allen specializes in Insurance and Construction Bonding, with a high focus on working with M/WBEs. V & D Financial LLC's specialty is Credit Counseling, Investing Services, and Business Consulting. V&D Financial has a network of lenders, prime and subprime, to meet the lending needs of their clients. They educate their clients on all aspects of the loan process credit worthiness.
3. **Mentor/Protégé Program (MPP)** – The Office of Business Diversity (OBD) will launch a formal program by the end of June 2019 for certified MBEs in construction or construction-related services. They will be paired with larger Prime Contractors who have been in business at least seven years and have worked or bid on City projects. The Mentor will assess the needs of the Protégé and partner with their Protégé on projects to get on-the-job-training. The City has several criteria that a Protégé must meet to successfully graduate from the program such as increasing revenues, hiring additional employees, receiving an increase in bonding capacity, receiving bid awards on projects, and graduating from the Beck Construction School Fort Worth.
4. **Partnership with the Dallas/Fort Worth Minority Supplier Development Council** – The goal is to increase bid opportunities. DFW MSDC's Construction Hard Hat event assisted the City in the addition of fourteen new MBEs who bid on projects for the first time and were awarded contracts valued at more than \$6.0 million.
5. **Partnership with the Dallas/Fort Worth International Airport, Tarrant County, Fort Worth ISD and the City of Arlington** – The agencies participate in bi-monthly Informational Vendor Forums hosted by the City's Office of Business Diversity at the Business Assistance Center (BAC). They share upcoming bid requests and answer questions or concerns from the M/WBEs.



To the Mayor and Members of the City Council

January 29, 2019

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SUBJECT: MINORITY BUSINESS ENTERPRISE – MBE CAPACITY BUILDING

6. **Coordination Among City Departments** - The OBD is working with departments to be more inclusive of MBEs in the city's procurement process. The OBD attends bi-monthly Contractor Table Talk meetings hosted by the Transportation and Public Works (TPW) Department. The City and the Contractors share best practices, changes in City policies and procedures, and information related to utilization of MBEs on City projects. The OBD plans to extend these efforts across all departments.
7. **Online Training on City Procurement Requirements** - The OBD is currently working with the City's Performance Office to create courses for all employees who bid contracts and purchase goods and services. City employees will be trained on the City-approved BDE Ordinance guidelines as they relate to compliance and inclusivity of M/WBEs.
8. **Advocacy Events** - The OBD participated in more than sixty advocacy events in 2018 and more than seventy-five advocacy events in 2017 to promote the development and utilization of M/WBEs. The City will continue to host bi-monthly Informational Vendor Forums, quarterly Certification and quarterly RFP, RFQ, ITB and Best Value Solicitation workshops for M/WBEs. Representatives from the Office of Business Diversity, TPW, Water, and Purchasing Departments provide instructions to the attendees on City processes and procedures applicable to their area of expertise.

Staff will continually assess the effectiveness of these strategies and adjust as appropriate to ensure the goal of building capacity and utilization of MBE's is being achieved. If you have any questions, please contact Robert Sturns, Director of Economic Development at (817) 392-2663.

David Cooke
City Manager

**To the Mayor and Members of the City Council****January 29, 2019**

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SUBJECT: PROPOSED ZONING ORDINANCE TEXT AMENDMENT FOR LIGHT INDUSTRIAL HEIGHT AND INDUSTRIAL DISTRICT BUFFERS

Staff is proposing a Zoning Ordinance text amendment to increase maximum height in I Light Industrial zoning and to improve buffer standards for Light, Medium and Heavy Industrial zoning adjacent to A One Family or B Two Family districts.

The City's Economic Development Strategic Plan encourages the expansion of industrial uses for job growth and increased tax base. Current height and horsepower limits in I Light Industrial zoning do not reflect current technology used in operating certain industrial and warehouse uses. In addition, the City Council has recently approved large industrial zoning districts with PD Planned Development zoning in order to add standards to protect adjacent single family residential districts. This amendment would provide these protections citywide so that industrial development can compatibly occur next to A and B districts.

The proposed amendment would:

1. Increase maximum building height in I Light Industrial from 45 feet to 55 feet;
2. Delete 50 horsepower maximum in I Light industrial;
3. Provide buffer standards when I, J, and K industrial districts are adjacent to A and B districts:
 - a. Bufferyard expands from 5 feet to 20 feet to create a vegetated screen, except when the industrial lot is 500 feet or less in depth;
 - b. Storage or dumpsters screened if visible from A or B zoned property;
 - c. Exterior portions and/or facades of buildings use earth tone colors;
 - d. Exterior entrances adjacent to and facing an A or B district shall consist of storefront glass, canopies and architectural features;
 - e. Any outdoor lighting adjacent to an A or B district shall not trespass onto the residential property and light fixtures shall not exceed 20 ft. in height; and
 - f. No illuminated signage shall face an A or B district.

Staff briefed the Development Advisory Committee (DAC) in August 2018 and then worked through details with industrial property owners. DAC endorsed the final proposal in December 2018. The anticipated public hearing schedule for the proposed amendment would be:

Zoning Commission
City Council

February 13, 2019
March 5, 2019

If you have any questions, please contact Jocelyn Murphy, Planning Manager, at 817-392-6226.

David Cooke
City Manager



To the Mayor and Members of the City Council

January 29, 2019

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SUBJECT: TRVA QUARTERLY PROJECT UPDATE

The Trinity River Vision Authority (TRVA) has begun publishing quarterly project status reports. These quarterly reports include information on funding status and expenditures, project phasing, construction progress, and program schedule. The TRVA Board of Directors suggested at their last meeting that this report be shared with the board of each of the local partner agencies. To that end, please find attached the most recent report. City staff will forward future quarterly reports as they are published.

Note that both the financials and the current status of Phase 1 referenced in the attached report cite the updated \$1.168B program budget, which includes new scope items that, among other things, support redevelopment of the interior island. Funding for this additional scope is contingent upon the proposed term-extension of TIF #9 and the sale of voter-approved bonds by TRWD, both of which are pending the completion of the TRV Programmatic Review. The proposed funding for the increased budget, by source, is shown in the table below.

Funding	Estimate
TRWD	\$64,400,000
City of Fort Worth	\$26,600,000
Tarrant County	\$11,000,000
TIF	\$233,044,000
TRWD Bonds / TIF Extension	\$247,739,606
Federal Matching Funds	\$585,826,817
TOTAL	\$1,168,610,423

The funding from TRWD, the City of Fort Worth, and Tarrant County has been directly expended by those local partners, while the TIF funds, although also local funds, are generated by the incremental increase in tax base and captured for the purpose of financing the project. The funds from the proposed TIF extension would be used to repay the TRWD bonds. Not included in the funding contributions listed above is the value of the interest-free project loan from TRWD, which is estimated at approximately \$140M for the current loan balance.

**To the Mayor and Members of the City Council****January 29, 2019**

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SUBJECT: TRVA QUARTERLY PROJECT UPDATE

Regarding the TIF funds, the estimated amount by contributing entity, both for the original term and the proposed extended term, are shown in the following table.

Entity	TIF Contribution Original Term	TIF Contribution Extended Term	Total
TRWD	\$6,231,826	\$4,471,135	\$10,702,961
City of Fort Worth	\$243,703,757	\$179,780,506	\$423,484,263
Tarrant County	\$78,583,435	\$56,234,888	\$134,818,323
Hospital District	\$73,112,070	\$52,523,616	\$125,635,686
TCC	\$46,420,400	\$33,356,046	\$79,776,446

Finally, the contractor's schedule for completion of White Settlement, Henderson, and North Main Street bridges, which are contracted and managed by TxDOT, has slipped past the dates shown on the attached report. TxDOT has not accepted the contractor's current schedule for completion and is working on resolving schedule issues in order to issue updated completion dates for all three bridges.

Should you have any questions regarding this report or the progress of the program, please contact Kate Beck, Sr. Capital Projects Officer, at 817-392-7918

David Cooke
City Manager

No Documents for this Section

Resolution

NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS, CANCELING THE REGULARLY SCHEDULED CITY COUNCIL WORK SESSION AND CITY COUNCIL MEETING ON TUESDAY FEBRUARY 19, 2019

WHEREAS, Chapter III, Section 5 of the Fort Worth City Charter requires the City Council to meet at such time and place as may be prescribed by ordinance or resolution, but not less than forty-four (44) regular and special meetings shall be held each calendar year; and

WHEREAS, in accordance with Sections 3.2 and 3.3 of the City Council Rules of Procedure, the City Council of the City of Fort Worth, Texas shall regularly meet on Tuesday of each week at 3:00 p.m. for the City Council Work Session and at 7:00 p.m. for the City Council Meeting; and

WHEREAS, the City Council of the City of Fort Worth desires to cancel the February 19, 2019, City Council Work Session and City Council meeting

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS, THAT:

1. The City Council Work Session and City Council meeting on February 19, 2019, are hereby canceled.

ADOPTED this _____ day of January, 2019.

ATTEST:

Mary J. Kayser, City Secretary



A Resolution

NO. _____

**APPOINTING A RESIDENT OF THE CITY OF FORT WORTH
TO PLACE 8, PLACE 10, PLACE 11 AND PLACE 12
ON THE BOARD OF TRUSTEES OF THE
CITY OF FORT WORTH EMPLOYEES' RETIREMENT FUND**

WHEREAS, the City Council of the City of Fort Worth established the City of Fort Worth Employees' Retirement Fund, and

WHEREAS, Article 6243i of the Texas Revised Civil Statutes, which applies to the City of Fort Worth, requires the Mayor to nominate and the City Council to confirm five residents of the City of Fort Worth to the Board of Trustees of the City of Fort Worth Employees' Retirement Fund, and

WHEREAS, Section 2-214(a)(3) of the City of Fort Worth Retirement Ordinance specifies the term of office for the trustees appointed to the Board of Trustees of the City of Fort Employees' Retirement Fund.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS: that

1. Jesus Payan is appointed to Place 8 for a term ending on August 31, 2020;
2. Steve Litke is appointed to Place 10 for a term ending on August 31, 2020;
3. Brian Barrett is appointed to fill the remainder of the unexpired term for Place 11, ending on August 31, 2019, and for a term beginning on September 1, 2019 and ending on August 31, 2021; and
4. Jim Lecamp is appointed to Place 12 for a term ending on August 31, 2020.

Adopted this _____ day of _____ 2019.

ATTEST:

By: _____

Mary Kayser, City Secretary



No Documents for this Section

CITY COUNCIL MEETING

Tuesday, January 29, 2019

RISK MANAGEMENT REPORTING PERIOD 1/9/2019 – 1/22/2019

Claims listed on this report have been received in the Risk Management Division claims office and either have been or will be thoroughly investigated. The decision whether or not to accept liability is predicated on applicable provisions of the Texas Tort Claims Act. If any claimant contacts you, please refer them to Mark Barta ext. 7790 or Sophia Gatewood ext. 7784. Thank you.

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Balleza, Armando	1/9/2019	12/19/2018	26th Street	Auto	Collision - Driving	Planning	No	No
ATMOS	1/10/2019	9/20/2018	Bomar Ave	General Liability	Damaged Utility	Water	Yes	No
Epperson, Manessa	1/10/2019	12/17/2018	Hampshire Blvd	General Liability	Main Break	Water	No	No
Parks, Martisue	1/11/2019	12/6/2018	Willow Vale Dr	General Liability	Property Damage	Police	No	No
Dallas H & M Inc	1/11/2019	8/13/2018	Blue Bonnet	General Liability	Water Leak	Water	Yes	No
ATMOS	1/14/2019	10/1/2018	Derby Lane	General Liability	Damaged Utility	Water	Yes	No
Singh, Guruam	1/14/2019	12/17/2018	Seith Barwise	General Liability	Damaged Utility	Water	Yes	No
Santillan, Angelica	1/14/2019	1/1/2019	Handley	General Liability	Pot Hole	TPW	Yes	No
Martin, Jennifer	1/14/2019	12/17/2018	Marine Creek	General Liability	Pot Hole	TPW	Yes	No
Goumas, James	1/14/2019	1/4/2019	Bridgewood	General Liability	Pot Hole	TPW	Yes	No
Baker, Jetta	1/15/2019	11/23/2018	McCart Ave	General Liability	Pot Hole	TPW	No	No

Thursday, January 24, 2019

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Bezdek, Patrick	1/15/2019	12/3/2018	Byers Ave	General Liability	Property Damage	Police	Yes	No
Rector, Jaycee	1/15/2019	1/5/2019	Precinct Line	General Liability	Pot Hole	TPW	Yes	No
Razack, Milena	1/15/2019	12/1/2018	Hulen	General Liability	Pot Hole	TPW	Yes	No
Rodriguez, Isabel	1/15/2019	12/12/2018	Brooks St	General Liability	Manhole	TPW	Yes	No
McNeill, Tyquanda	1/16/2019	12/11/2018	Beach Street	Auto	Not CFW	Not CFW	No	Yes
Goldman, Ronald	1/16/2019	12/22/2018	Camp Bowie	General Liability	Pot Hole	TPW	Yes	No
Rudolph, Anthony	12/13/2018	12/12/2018	Mansfield Hwy	Auto	Collision - Driving	Police	No	No
Marcos, Tomas	1/16/2019	12/7/2018	Seminary	Auto	Collision - Driving	Planning	No	No
Browning, DeKisha	1/17/2019	10/28/2018	Wichita Street	General Liability	Pot Hole	TPW	Yes	No
Bowman, Elbert	1/17/2019	10/15/2018	Steamboat	General Liability	Property Damage	Police	No	No
Chessher, Charles	1/18/2019	9/23/2018	Camp Bowie	General Liability	Pot Hole	TPW	Yes	No
Branan, Rebecca	1/18/2019	12/27/2018	Handley	General Liability	Pot Hole	TPW	Yes	No
Scott, Sylon	1/18/2019	1/2/2019	Carroll Street	General Liability	Pot Hole	TPW	No	No
Glen Mills HOA	1/18/2019	11/30/2018	Waterfront	General Liability	Sprinkler Damage	TPW	Yes	No
Conduent	1/18/2019	5/9/2018	Fort Worth Zoo	General Liability	Not CFW	Not CFW	Yes	Yes

McCormick, William	1/22/2019	1/16/2019	Litsey Road	General Liability	Slip/Fall	TPW	No	Yes
Stanley & Associates	1/22/2019	11/8/2018	South Elem	General Liability	Not CFW	Not CFW	No	Yes
Town Center Mall LP	10/13/2018	10/13/2018	Seminary	Auto	Collision - Driving	Police	Yes	No
Alvarado, Melissa	1/22/2019	1/1/2019	Elgin St	General Liability	Property Damage	Fire	No	No
Moore, Barry	1/22/2019	12/19/2018	Bryant Irvin	General Liability	Landscape Damage	TPW	No	No
Juarez, Lilibeth	1/22/2019	7/5/2018	RD Evans	General Liability	Slip/Fall	PACS	No	Yes

To the Mayor and Members of the City Council**January 29, 2019**

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**Second Public Hearing for Proposed Owner-Initiated Annexation of Approximately 18.82 Acres of Land in Denton County, Known as the Mitchell Tract, in the Far North Planning Sector, AX-18-009 (FUTURE COUNCIL DISTRICT 7)**

Mitchell, Mitchell & Mitchell Partners, L.P., has submitted an application for full-purpose annexation of approximately 18.82 acres of land in Denton County, east of Blue Mound Road, north of Hwy 114 and west of the Texas Motor Speedway. The proposed annexation area contains vacant land. This site is proposed to be developed for industrial uses. Upon annexation, the area will become part of Council District 7 and is depicted in Exhibit A.

The proposed annexation is also related to annexation cases AX-18-0010 and AX-18-0011 which are running concurrently with companion zoning cases. All three annexation cases as well as their companion zoning cases are scheduled for final action by City Council on the same agenda.

With owner-initiated annexation, Texas Local Government Code (Sec. 43.0672) requires a municipality to negotiate and enter into a written agreement with the property owner for the provision of municipal services prior to annexation. The services that the annexation area will receive immediately upon annexation are: police, fire, and emergency medical services; solid waste services; library services; building inspection and code compliance; maintenance of existing public water and sewer lines; and public street maintenance. The proposed Municipal Services Agreement for this annexation area is attached for review.

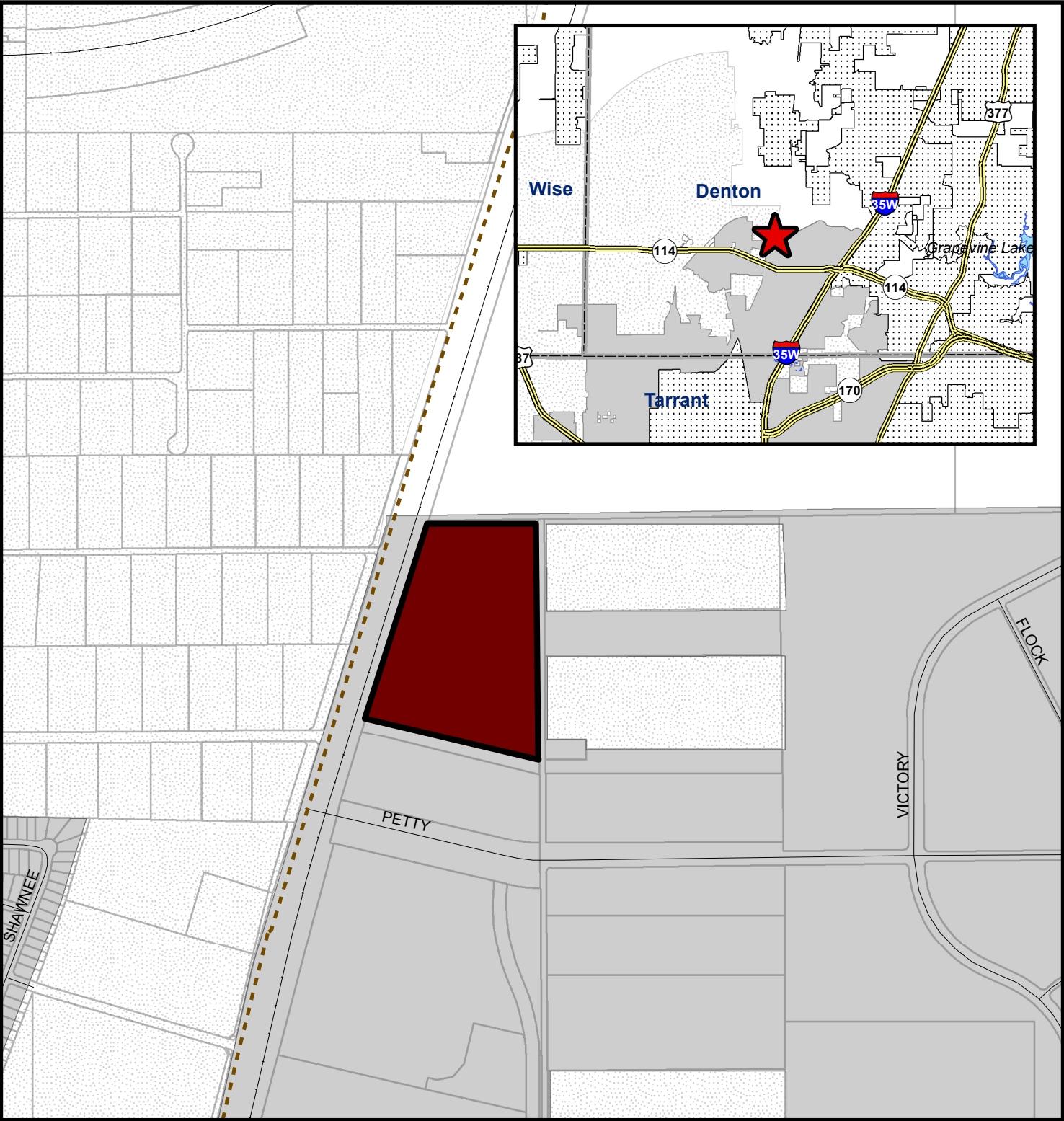
State law (Sec. 43.0673) also requires a municipality to hold two public hearings on proposed owner-initiated annexation to receive public comments. The first public hearing for this annexation area was held on January 15, 2019. On February 5, the City Council is also scheduled to approve the Municipal Services Agreement and to adopt an ordinance annexing the area for full purposes. The only City Council action necessary on January 29 is to close the public hearing after receiving public comments.

Attachments (2)

Annexation AX-18-009

Exhibit A

Addition of approximately 18.82 Acres to become part of Council District 7



Fort Worth DESIGNATION

- | | |
|-------------------------------|-------------------|
| Full Purpose | Annexation Area |
| Limited Purpose | Adjacent Cities |
| Extraterritorial Jurisdiction | County Boundaries |

0 250 500 1,000 Feet

1:8,400



Planning & Development Department
11/08/2018

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MUNICIPAL SERVICES AGREEMENT
BETWEEN THE CITY OF FORT WORTH, TEXAS
AND MITCHELL, MITCHELL & MITCHELL PARTNERS, LTD.

This Municipal Services Agreement ("Agreement") is entered into on _____ day of _____, _____ by and between the City of Fort Worth, Texas, a home-rule municipality of the State of Texas, ("City") and MITCHELL, Mitchell & Mitchell Partners, Ltd. ("Owner").

RECITALS

The parties agree that the following recitals are true and correct and form the basis upon which the parties have entered into this Agreement.

WHEREAS, the City is currently classified as a Tier 2 municipality for purposes of annexation under the Texas Local Government Code ("LGC");

WHEREAS, Section 43.0671 of the LGC permits the City to annex an area if each owner of land in an area requests the annexation;

WHEREAS, where the City elects to annex such an area, the City is required to enter into a written agreement with the property owner(s) that sets forth the City services to be provided for the Property on or after the effective date of annexation (the "Effective Date");

WHEREAS, Owner owns certain parcels of land situated in Denton County, Texas, which consists of approximately 18.818 acres of land in the City's extraterritorial jurisdiction, such property being more particularly described and set forth in Exhibit "A" attached and incorporated herein by reference ("Property");

WHEREAS, Owner has filed a written request with the City for full-purpose annexation of the Property, identified as Annexation Case No. AX-18-0009 ("Annexation Case");

WHEREAS, City and Owner desire to set out the City services to be provided for the Property on or after the effective date of annexation;

WHEREAS, the Annexation Case and execution of this Agreement are subject to approval by the Fort Worth City Council; and

NOW THEREFORE, in exchange for the mutual covenants, conditions and promises contained herein, City and Owner agree as follows:

- 1. PROPERTY.** This Agreement is only applicable to the Property, which is the subject of the Annexation Case.
- 2. INTENT.** It is the intent of the City that this Agreement provide for the delivery of full, available municipal services to the Property in accordance with state law, which may be

accomplished through any means permitted by law. For purposes of this Agreement, "full municipal services" means all services provided by the City within its full-purpose boundaries, including water and wastewater services and excluding gas or electrical service.

3. MUNICIPAL SERVICES.

- a. Commencing on the Effective Date, the City will provide the municipal services set forth below. As used in this Agreement, "providing services" includes having services provided by any method or means by which the City may extend municipal services to any other area of the City, including the City's infrastructure extension policies and developer or property owner participation in accordance with applicable city ordinances, rules, regulations, and policies.
 - i. Fire – The City's Fire Department will provide emergency and fire protection services.
 - ii. Police – The City's Police Department will provide protection and law enforcement services.
 - iii. Emergency Medical Services – The City's Fire Department and MedStar (or other entity engaged by the City after the Effective Date) will provide emergency medical services.
 - iv. Planning and Zoning – The City's Planning and Development Department will provide comprehensive planning, land development, land use, and building review and inspection services in accordance with all applicable laws, rules, and regulations.
 - v. Parks and Recreational Facilities – Residents of the Property will be permitted to utilize all existing publicly-owned parks and recreational facilities and all such facilities acquired or constructed after the Effective Date (including community service facilities, libraries, swimming pools, etc.), throughout the City. Any private parks, facilities, and buildings will be unaffected by the annexation; provided, however, that the City will provide for maintenance and operation of the same upon acceptance of legal title thereto by the City and appropriations therefor. In the event the City acquires any other parks, facilities, or buildings necessary for City services within the Property, the appropriate City department will provide maintenance and operations of the same.
 - vi. Other Publicly Owned Buildings – Residents of the Property will be permitted to use all other publicly owned buildings and facilities where the public is granted access.
 - vii. Stormwater Utility Services – The Property will be included in the City's Stormwater Utility service area and will be assessed a monthly fee based on the amount of impervious surface. The fees will cover the direct and indirect costs of stormwater management services.
 - viii. Roads and Streets (including Street lighting) – The City's Transportation and Public Works Department will maintain the public streets and streetlights over which the City has jurisdiction. The City will provide regulatory signage services in accordance with the City policies and procedures and applicable laws.
 - ix. Water and Wastewater to Existing Structures – Occupied structures that are using water-well and on-site sewer facilities on the Effective Date may continue

to use the same. If a property owner desires to connect an existing structure to the City water and sewer system, then the owner may request a connection and receive up to 200 linear feet of water and sewer extension at the City's cost for each occupied lot or tract in accordance with the City's "Policy for the Installation of Community Facilities" and applicable law. Once connected to the City's water and sanitary sewer mains, the water and sanitary sewage service will be provided by the City at rates established by City ordinances for such service.

- x. Solid Waste Services – The City will provide solid waste collection services in accordance with existing City ordinances and policies, except where prohibited by law.
 - xi. Code Compliance – The City's Code Department will provide education, enforcement, and abatement relating to code violations within the Property.
 - xii. Full Municipal Services – Commencing on the Effective Date, the City will provide to the Property all services provided by the City within its full-purpose boundaries and not otherwise listed above, except as provided in Section 3(b).
- b. The City will provide water service and wastewater treatment service to developments established after the Effective Date in accordance with, and on the schedule determined by, the City's extension policies and applicable law and at rates established by City ordinances for such services.
 - c. It is understood and agreed that the City is not required to provide a service that is not included in this Agreement.
 - d. Owner understands and acknowledges that the City departments listed above may change names or be re-organized by the City Manager. Any reference to a specific department also includes any subsequent City department that will provide the same or similar services.

- 4. **SERVICE LEVEL.** The City will provide the Property with a level of services, infrastructure, and infrastructure maintenance that is comparable to the level of services, infrastructure, and infrastructure maintenance available in other parts of the City with topography, land use, and population density similar to those reasonably contemplated or projected for the Property.
- 5. **AUTHORITY.** City and Owner represent that they have full power, authority and legal right to execute, deliver and perform their obligations pursuant to this Agreement. Owner acknowledges that approval of the Annexation Case is within the sole jurisdiction of the City Council. Nothing in this Agreement guarantees favorable decisions by the City Council.
- 6. **SEVERABILITY.** If any part, term, or provision of this Agreement is held by the courts to be illegal, invalid, or otherwise unenforceable, such illegality, invalidity, or unenforceability will not affect the validity of any other part, term or provision, and the rights of the parties will be construed as if the part, term, or provision was never part of the Agreement.
- 7. **INTERPRETATION.** The parties to this Agreement covenant and agree that in any litigation relating to this Agreement, the terms and conditions of the Agreement will be interpreted according to the laws of the State of Texas. The parties acknowledge that they are of equal

bargaining power and that each of them was represented by legal counsel in the negotiation and drafting of this Agreement.

8. **GOVERNING LAW AND VENUE.** Venue shall be in the state courts located in Tarrant County, Texas or the United States District Court for the Northern District of Texas, Fort Worth Division and construed in conformity with the provisions of Texas Local Government Code Chapter 43.
9. **NO WAIVER.** The failure of either party to insist upon the performance of any term or provision of this Agreement or to exercise any right granted hereunder shall not constitute a waiver of that party's right to insist upon appropriate performance or to assert any such right on any future occasion.
10. **GOVERNMENTAL POWERS.** It is understood that by execution of this Agreement, the City does not waive or surrender any of its governmental powers or immunities.
11. **COUNTERPARTS.** This Agreement may be executed in any number of counterparts, each of which shall be deemed an original and constitute one and the same instrument.
12. **CAPTIONS.** The captions to the various clauses of this Agreement are for informational purposes only and shall not alter the substance of the terms and conditions of this Agreement.
13. **AGREEMENT BINDS AND BENEFITS SUCCESSORS AND RUNS WITH THE LAND.** This Agreement is binding on and inures to the benefit of the parties, their successors, and assigns. The term of this Agreement constitutes covenants running with the land comprising the Property, is binding on the Owner and the City, and is enforceable by any current or future owner of any portion of the Property.
14. **ENTIRE AGREEMENT.** This Agreement constitutes the entire agreement between the parties and supersedes all prior oral and written agreements between said parties. This Agreement shall not be amended unless executed in writing by both parties.

Executed as of the day and year first above written to be effective on the effective date of annexation of the Property.

CITY OF FORT WORTH

**MITCHELL, MITCHELL &
MITCHELL PARTNERS, LTD.**

By: _____
Jesus "Jay" Chapa
Assistant City Manager

By: Pete Mitchell
Name: PETE MITCHELL
Title: PARTNER

Approved as to Form and Legality:

Senior Assistant City Attorney

Attest:

Mary Kayser
City Secretary

Approvals:
M&C _____
Ordinance No. _____

State of Texas §
County of Tarrant §

This instrument was acknowledged before me on the _____ day of _____, 20____,
by Jesus "Jay" Chapa, Assistant City Manager of the City of Fort Worth, a Texas municipal
corporation, on behalf of said corporation.

By: _____

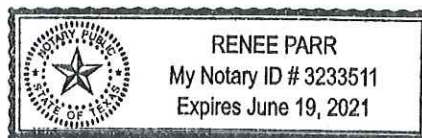
Notary Public, State of Texas

State of Texas §
County of Dallas §

This instrument was acknowledged before me on the 30th day of November, 2018,
by Pete Mitchell, General Partner of Mitchell, Mitchell & Mitchell Partners, Ltd.,
on behalf of said limited partnership.

By: Renee Parr

Notary Public, State of Texas



After Recording Return to:
City Secretary
City of Fort Worth
200 Texas Street
Fort Worth, Texas 76102

EXHIBIT A

EXHIBIT "A"

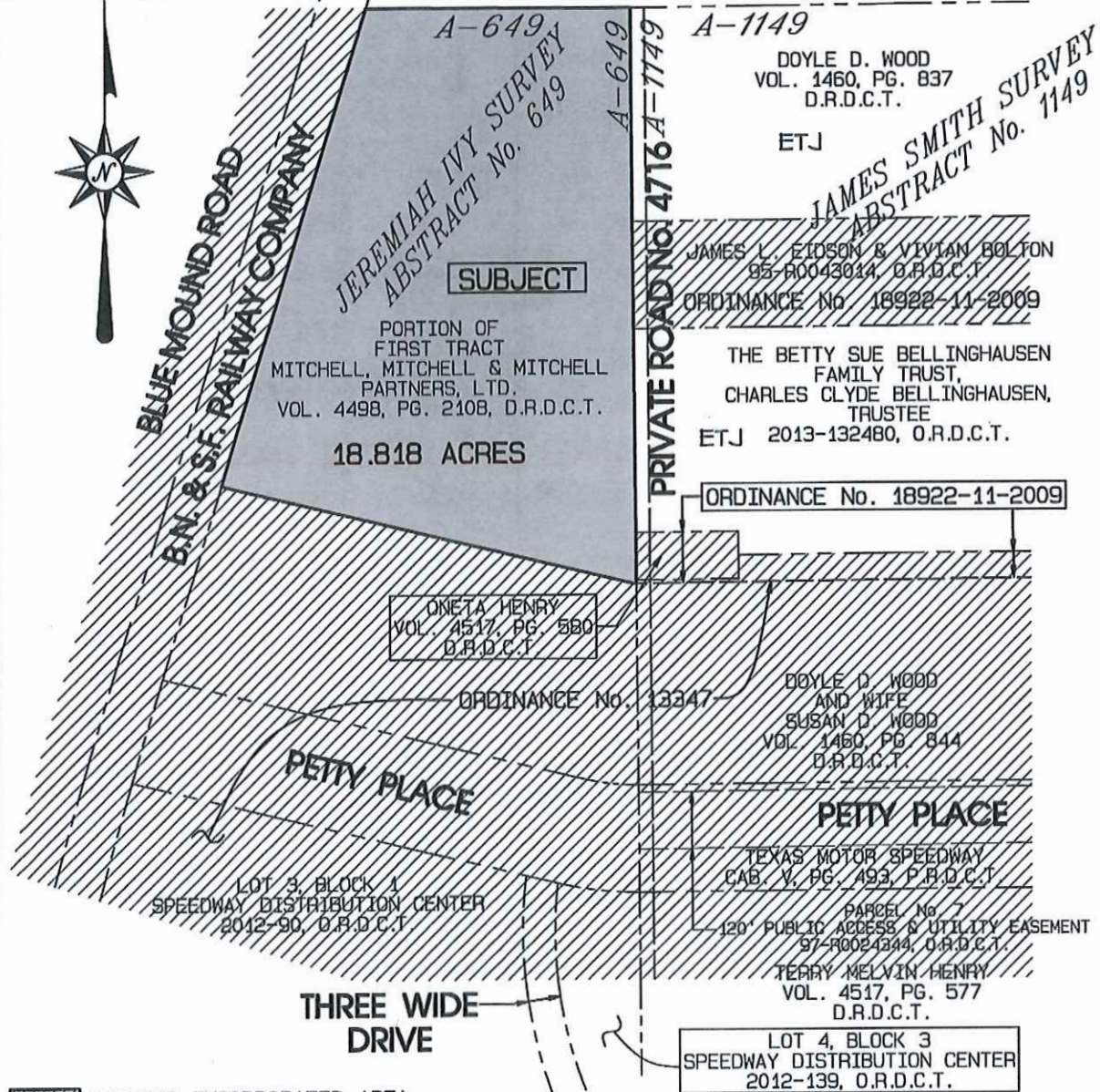
GEBERT FAMILY PARTNERSHIP, L.P.
VOL. 5237, PG. 477, D.R.D.C.T.

ETJ

GRAPHIC SCALE 1"=300'



0 300 600



CURRENT INCORPORATED AREA
 18.818 ACRES TO BE ANNEXED

THIS EXHIBIT REPRESENTS AN
ACTUAL ON THE GROUND SURVEY

<p>GOODWIN & MARSHALL CIVIL ENGINEERS ~ PLANNERS ~ SURVEYORS 2405 Mustang Drive, Grapevine, TX 76051 Metro (817) 329-4373 TBPLS FIRM No. 10021700</p>		<p>Scale: 1"=300' Date: 10/29/2018 Job No.: 10781 Drafted: T.J.M. Checked: J.S.B.</p>	<p>Sheet 2 of 2</p>
--	--	---	---------------------------------

EXHIBIT A
ANNEXATION LEGAL DESCRIPTION
18.818-ACRES

BEING a tract of land situated in the Jeremiah Ivy Survey, Abstract No. 649, Denton County, Texas, being a portion of the First Tract as described in deed to Mitchell, Mitchell & Mitchell Partners, Ltd., recorded in Volume 4498, Page 2108, Deed Records, Denton County, Texas (DRDCT), and being more particularly described as follows:

COMMENCING at a point at the intersection of the east line of the B.N. & S.F. Railway Company R.O.W. (apparent 100' R.O.W., no record found) and the north line of Petty Place (per Dedication Deed, 2010-22890 & Amended Dedicatory Certificate, 2010-34605, Official Records, Denton County, Texas), being the most westerly northwest corner of the final plat of Texas Motor Speedway, an addition to the City of Fort Worth, Denton County, Texas as recorded in Cabinet V, Page 493, Plat Records, Denton County, Texas, being the southwest corner of a remainder portion of said Mitchell First Tract, from which a 5/8" rebar with a plastic cap stamped "ANA" found bears N 76°31' 19" W, 0.51 feet;

THENCE along the east line of the said B.N. & S.F. Railway R.O.W. and the west line of said Mitchell First Tract, as follows:

Northeasterly, along a curve to the right, having a radius of 11409.20 feet, a central angle of 00°02'40", an arc distance of 8.83 feet and a chord that bears N 17°11'40" E, 8.83 feet to a 1/2" rebar with a yellow plastic cap stamped "Goodwin & Marshall" recovered at the end of said curve, said point being 50.0 feet easterly from the center of said railroad R.O.W.;

N 17°13'00" E, tangent to said curve, a distance of 416.20 feet to the **POINT OF BEGINNING** of the herein described tract of land;

THENCE N 17°13'00" E, along the east line of the said B.N. & S.F. Railway R.O.W. and the west line of said Mitchell First Tract, a distance of 1052.21 feet to a 1/2" rebar with a yellow plastic cap stamped "Goodwin & Marshall" recovered, being 50.0 feet easterly from the center of said railroad R.O.W., being the northwest corner of said Mitchell First Tract and the southwest corner of a tract of land as described in deed to Gebert Family Partnership, L.P., recorded in Volume 5237, Page 477, DRDCT;

THENCE S 89°46'58" E, departing the east line of said B.N. & S.F. Railway R.O.W., along the north line of said Mitchell First Tract, a distance of 563.84 feet (deed 543.18 feet) to a 1/2" rebar found at the northeast corner of said Mitchell First Tract and the northwest corner of a tract of land as described in deed to Doyle D. Wood, recorded in Volume 1460, Page 837, DRDCT;

THENCE S 00°24'49" E, along the east line of said Mitchell First Tract, the west line of said Wood tract, the west line of a tract of land as described in deed to James L. Eidson & Vivian Bolton,

recorded in 95-R0043014, Official Records, Denton County, Texas, the west line of a tract of land as described in deed to The Betty Sue Bellinghausen Family Trust, Charles Clyde Bellinghausen, Trustee, recorded in 2013-132480, Official Records, Denton County, Texas, the west line of a tract of land as described in deed to Oneta Henry, recorded in Volume 4517, Page 580, DRDCT, the west line of a tract of land as described in deed to Doyle D. Wood and wife Susan D. Wood, recorded in Volume 1460, Page 844, DRDCT, a distance of 1213.50 feet to the southeast corner of the herein described tract of land;

THENCE departing the west line of said Wood tract recorded in Volume 1460, Page 844, DRDCT, across said Mitchell tract, as follows:

S 89°28'08" W, a distance of 5.37 feet;

N 76°31'19" W, a distance of 903.54 feet to the POINT OF BEGINNING and containing 18.818 acres of land, more or less.

NOTES:

1. This Property Description represents an actual on the ground survey.
2. Bearings are referenced to the final plat of Lots 1 & 2, Block A & Lot 2, Block 1, Speedway Distribution Center as recorded in 2009-31, Official Records, Denton County, Texas - NAD 83 (1993) datum.

To the Mayor and Members of the City Council**January 29, 2019**

Page 1 of 1

**Second Public Hearing for Proposed Owner-Initiated Annexation of Approximately 12.7 Acres of Land in Denton County, Known as the D. Wood Tract, in the Far North Planning Sector, AX-18-0010 (FUTURE COUNCIL DISTRICT 7)**

The owner Susan D. Wood, Individually, and as Independent Executor of the Estate of Doyle D. Wood, has submitted an application for full-purpose annexation of approximately 12.7 acres of land in Denton County, east of Blue Mound Road, north of Hwy 114 and west of the Texas Motor Speedway. The proposed annexation area contains one homestead. This site is proposed to be developed for industrial uses. Upon annexation, the area will become part of Council District 7 and is depicted in Exhibit A.

The proposed annexation is also related to annexation cases AX-18-009 and AX-18-0011 which are running concurrently with companion zoning cases. All three annexation cases as well as their companion zoning cases are scheduled for final action by City Council on the same agenda.

With owner-initiated annexation, Texas Local Government Code (Sec. 43.0672) requires a municipality to negotiate and enter into a written agreement with the property owner for the provision of municipal services prior to annexation. The services that the annexation area will receive immediately upon annexation are: police, fire, and emergency medical services; solid waste services; library services; building inspection and code compliance; maintenance of existing public water and sewer lines; and public street maintenance. The proposed Municipal Services Agreement for this annexation area is attached for review.

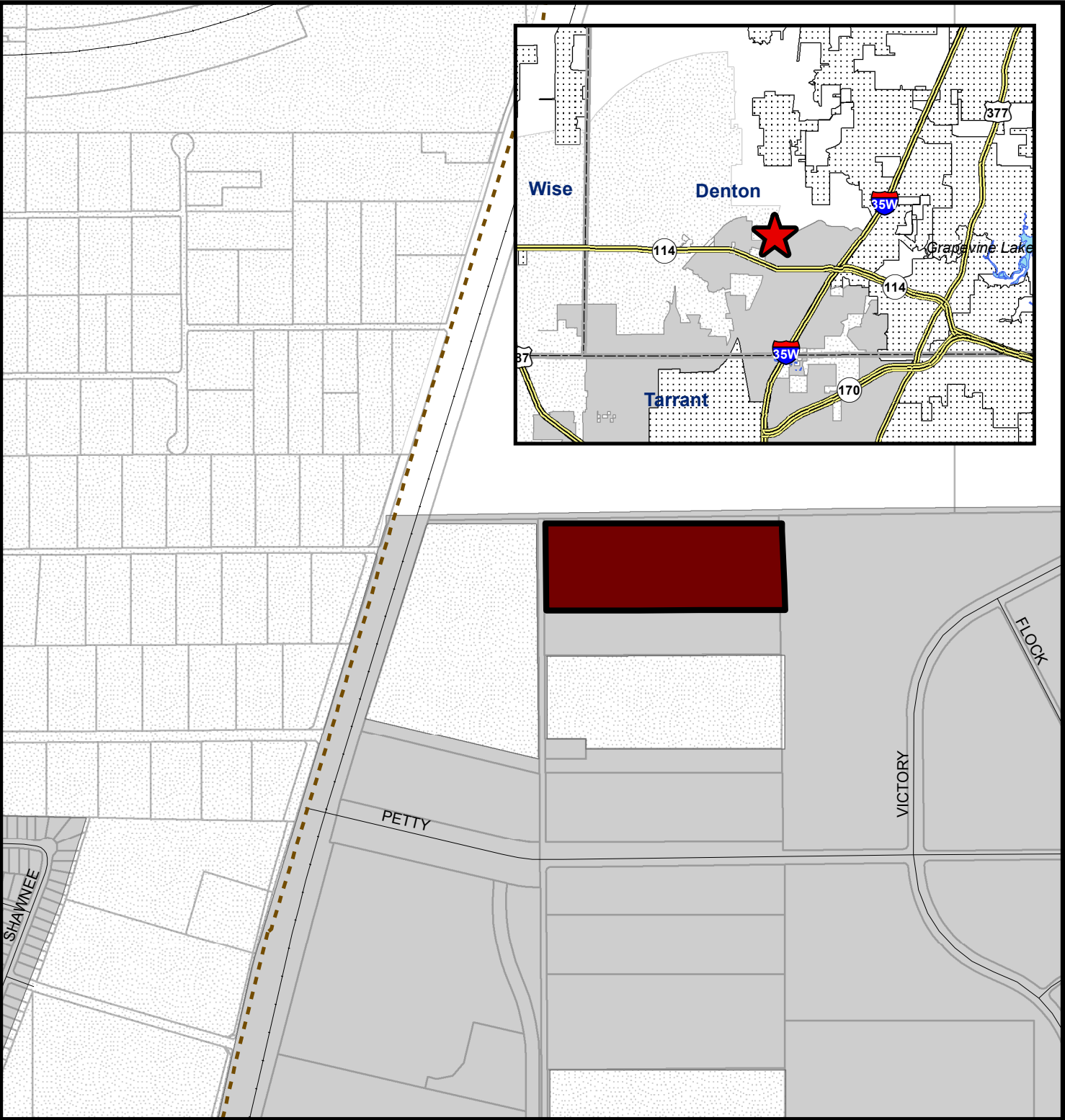
State law (Sec. 43.0673) also requires a municipality to hold two public hearings on proposed owner-initiated annexation to receive public comments. The first public hearing for this annexation area was held on January 15, 2019. On February 5, the City Council is also scheduled to approve the Municipal Services Agreement and to adopt an ordinance annexing the area for full purposes. The only City Council action necessary on January 29 is to close the public hearing after receiving public comments.

Attachments (2)

Annexation AX-18-0010

Exhibit A

Addition of approximately 12.7 Acres to become part of Council District 7



Fort Worth

DESIGNATION

- | | |
|--|---|
|  Full Purpose |  Annexation Area |
|  Limited Purpose |  Adjacent Cities |
|  Extraterritorial Jurisdiction |  County Boundaries |

0 250 500 1,000 Feet

1:8,400



Planning & Development Department
11/08/2018

COPYRIGHT 2018 CITY OF FORT WORTH UNAUTHORIZED REPRODUCTION IS A VIOLATION OF APPLICABLE LAWS. THIS DATA IS TO BE USED FOR A GRAPHICAL REPRESENTATION ONLY. THE ACCURACY IS NOT TO BE TAKEN / USED AS DATA PRODUCED FOR ENGINEERING PURPOSES OR BY A REGISTERED PROFESSIONAL LAND SURVEYOR. THE CITY OF FORT WORTH ASSUMES NO RESPONSIBILITY FOR THE ACCURACY OF SAID DATA.

**MUNICIPAL SERVICES AGREEMENT
BETWEEN THE CITY OF FORT WORTH, TEXAS**

DOYLE D. WOOD

This Municipal Services Agreement ("Agreement") is entered into on _____ day of _____, _____ by and between the City of Fort Worth, Texas, a home-rule municipality of the State of Texas, ("City") and Susan D. Wood, Individually, and as Independent Executor of the Estate of Doyle D. Wood ("Owner").

RECITALS

The parties agree that the following recitals are true and correct and form the basis upon which the parties have entered into this Agreement.

WHEREAS, the City is currently classified as a Tier 2 municipality for purposes of annexation under the Texas Local Government Code ("LGC");

WHEREAS, Section 43.0671 of the LGC permits the City to annex an area if each owner of land in an area requests the annexation;

WHEREAS, where the City elects to annex such an area, the City is required to enter into a written agreement with the property owner(s) that sets forth the City services to be provided for the Property on or after the effective date of annexation (the "Effective Date");

WHEREAS, Owner owns certain parcels of land situated in Denton County, Texas, which consists of approximately 12.699 acres of land in the City's extraterritorial jurisdiction, such property being more particularly described and set forth in Exhibit "A" attached and incorporated herein by reference ("Property");

WHEREAS, Owner has filed a written request with the City for full-purpose annexation of the Property, identified as Annexation Case No. AX-18-0010 ("Annexation Case");

WHEREAS, City and Owner desire to set out the City services to be provided for the Property on or after the effective date of annexation;

WHEREAS, the Annexation Case and execution of this Agreement are subject to approval by the Fort Worth City Council; and

NOW THEREFORE, in exchange for the mutual covenants, conditions and promises contained herein, City and Owner agree as follows:

- 1. PROPERTY.** This Agreement is only applicable to the Property, which is the subject of the Annexation Case.
- 2. INTENT.** It is the intent of the City that this Agreement provide for the delivery of full, available municipal services to the Property in accordance with state law, which may be

accomplished through any means permitted by law. For purposes of this Agreement, “full municipal services” means all services provided by the City within its full-purpose boundaries, including water and wastewater services and excluding gas or electrical service.

3. MUNICIPAL SERVICES.

- a. Commencing on the Effective Date, the City will provide the municipal services set forth below. As used in this Agreement, “providing services” includes having services provided by any method or means by which the City may extend municipal services to any other area of the City, including the City's infrastructure extension policies and developer or property owner participation in accordance with applicable city ordinances, rules, regulations, and policies.
 - i. Fire – The City’s Fire Department will provide emergency and fire protection services.
 - ii. Police – The City’s Police Department will provide protection and law enforcement services.
 - iii. Emergency Medical Services – The City’s Fire Department and MedStar (or other entity engaged by the City after the Effective Date) will provide emergency medical services.
 - iv. Planning and Zoning – The City’s Planning and Development Department will provide comprehensive planning, land development, land use, and building review and inspection services in accordance with all applicable laws, rules, and regulations.
 - v. Parks and Recreational Facilities – Residents of the Property will be permitted to utilize all existing publicly-owned parks and recreational facilities and all such facilities acquired or constructed after the Effective Date (including community service facilities, libraries, swimming pools, etc.), throughout the City. Any private parks, facilities, and buildings will be unaffected by the annexation; provided, however, that the City will provide for maintenance and operation of the same upon acceptance of legal title thereto by the City and appropriations therefor. In the event the City acquires any other parks, facilities, or buildings necessary for City services within the Property, the appropriate City department will provide maintenance and operations of the same.
 - vi. Other Publicly Owned Buildings – Residents of the Property will be permitted to use all other publicly owned buildings and facilities where the public is granted access.
 - vii. Stormwater Utility Services – The Property will be included in the City’s Stormwater Utility service area and will be assessed a monthly fee based on the amount of impervious surface. The fees will cover the direct and indirect costs of stormwater management services.
 - viii. Roads and Streets (including Street lighting) – The City’s Transportation and Public Works Department will maintain the public streets and streetlights over which the City has jurisdiction. The City will provide regulatory signage services in accordance with the City policies and procedures and applicable laws.
 - ix. Water and Wastewater to Existing Structures – Occupied structures that are using water-well and on-site sewer facilities on the Effective Date may continue

to use the same. If a property owner desires to connect an existing structure to the City water and sewer system, then the owner may request a connection and receive up to 200 linear feet of water and sewer extension at the City's cost for each occupied lot or tract in accordance with the City's "Policy for the Installation of Community Facilities" and applicable law. Once connected to the City's water and sanitary sewer mains, the water and sanitary sewage service will be provided by the City at rates established by City ordinances for such service.

- x. Solid Waste Services – The City will provide solid waste collection services in accordance with existing City ordinances and policies, except where prohibited by law.
 - xi. Code Compliance – The City's Code Department will provide education, enforcement, and abatement relating to code violations within the Property.
 - xii. Full Municipal Services – Commencing on the Effective Date, the City will provide to the Property all services provided by the City within its full-purpose boundaries and not otherwise listed above, except as provided in Section 3(b).
- b. The City will provide water service and wastewater treatment service to developments established after the Effective Date in accordance with, and on the schedule determined by, the City's extension policies and applicable law and at rates established by City ordinances for such services.
 - c. It is understood and agreed that the City is not required to provide a service that is not included in this Agreement.
 - d. Owner understands and acknowledges that the City departments listed above may change names or be re-organized by the City Manager. Any reference to a specific department also includes any subsequent City department that will provide the same or similar services.
4. **SERVICE LEVEL.** The City will provide the Property with a level of services, infrastructure, and infrastructure maintenance that is comparable to the level of services, infrastructure, and infrastructure maintenance available in other parts of the City with topography, land use, and population density similar to those reasonably contemplated or projected for the Property.
5. **AUTHORITY.** City and Owner represent that they have full power, authority and legal right to execute, deliver and perform their obligations pursuant to this Agreement. Owner acknowledges that approval of the Annexation Case is within the sole jurisdiction of the City Council. Nothing in this Agreement guarantees favorable decisions by the City Council.
6. **SEVERABILITY.** If any part, term, or provision of this Agreement is held by the courts to be illegal, invalid, or otherwise unenforceable, such illegality, invalidity, or unenforceability will not affect the validity of any other part, term or provision, and the rights of the parties will be construed as if the part, term, or provision was never part of the Agreement.
7. **INTERPRETATION.** The parties to this Agreement covenant and agree that in any litigation relating to this Agreement, the terms and conditions of the Agreement will be interpreted according to the laws of the State of Texas. The parties acknowledge that they are of equal

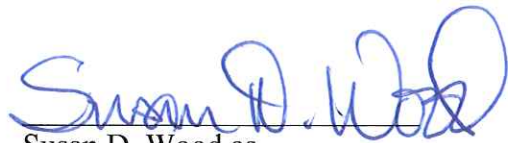
bargaining power and that each of them was represented by legal counsel in the negotiation and drafting of this Agreement.

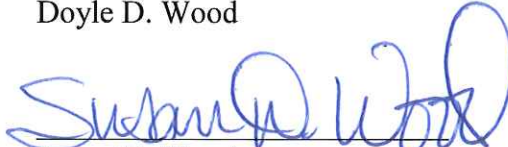
8. **GOVERNING LAW AND VENUE.** Venue shall be in the state courts located in Tarrant County, Texas or the United States District Court for the Northern District of Texas, Fort Worth Division and construed in conformity with the provisions of Texas Local Government Code Chapter 43.
9. **NO WAIVER.** The failure of either party to insist upon the performance of any term or provision of this Agreement or to exercise any right granted hereunder shall not constitute a waiver of that party's right to insist upon appropriate performance or to assert any such right on any future occasion.
10. **GOVERNMENTAL POWERS.** It is understood that by execution of this Agreement, the City does not waive or surrender any of its governmental powers or immunities.
11. **COUNTERPARTS.** This Agreement may be executed in any number of counterparts, each of which shall be deemed an original and constitute one and the same instrument.
12. **CAPTIONS.** The captions to the various clauses of this Agreement are for informational purposes only and shall not alter the substance of the terms and conditions of this Agreement.
13. **AGREEMENT BINDS AND BENEFITS SUCCESSORS AND RUNS WITH THE LAND.** This Agreement is binding on and inures to the benefit of the parties, their successors, and assigns. The term of this Agreement constitutes covenants running with the land comprising the Property, is binding on the Owner and the City, and is enforceable by any current or future owner of any portion of the Property.
14. **ENTIRE AGREEMENT.** This Agreement constitutes the entire agreement between the parties and supersedes all prior oral and written agreements between said parties. This Agreement shall not be amended unless executed in writing by both parties.

Executed as of the day and year first above written to be effective on the effective date of annexation of the Property.

CITY OF FORT WORTH

By: _____
Jesus "Jay" Chapa
Assistant City Manager


Susan D. Wood as
Independent Executor of the Estate of
Doyle D. Wood


Susan D. Wood

Approved as to Form and Legality:

Senior Assistant City Attorney

Attest:

Mary Kayser
City Secretary

Approvals:
M&C _____
Ordinance No. _____

State of Texas §
County of Tarrant §

This instrument was acknowledged before me on the _____ day of _____, 20____,
by Jesus "Jay" Chapa, Assistant City Manager of the City of Fort Worth, a Texas municipal
corporation, on behalf of said corporation.

By: _____

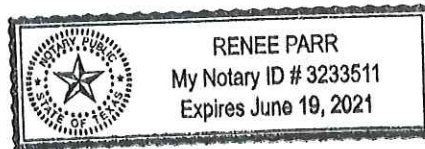
Notary Public, State of Texas

State of Texas §
County of Dallas §

This instrument was acknowledged before me on the 30th day of November, 2018,
by Susan D. Wood, as Independent Executor of the Estate of Doyle D. Wood.

By: Renee Parr

Notary Public, State of Texas

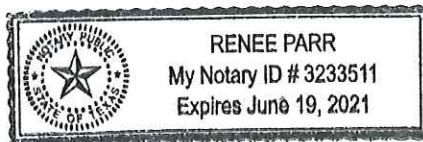


State of Texas §
County of Dallas §

This instrument was acknowledged before me on the 30th day of November, 2018,
by Susan D. Wood.

By: Renee Parr

Notary Public, State of Texas



After Recording Return to:
City Secretary
City of Fort Worth
200 Texas Street
Fort Worth, Texas 76102

EXHIBIT A

EXHIBIT "A"

GRAPHIC SCALE 1"=300'



GEBERT FAMILY PARTNERSHIP, L.P. ETJ
VOL. 5237, PG. 477, D.R.D.C.T.

A-448

A-649
JEREMIAH IVY SURVEY
ABSTRACT No. 649

ETJ

PORTION OF
FIRST TRACT
MITCHELL, MITCHELL & MITCHELL
PARTNERS, LTD.
VOL. 4498, PG. 2108, D.R.D.C.T.

ONETA HENRY
VOL. 4517, PG. 580
D.R.D.C.T.

PRIVATE ROAD NO. 4716 A-1149

A-1149

SUBJECT

DOYLE D. WOOD
VOL. 1460, PG. 837
D.R.D.C.T.

12.699 ACRES

JAMES L. EIDSON & VIVIAN BOLTON
95-R0043014, D.R.D.C.T.
ORDINANCE No. 18922-11-2009

THE BETTY SUE BELLINGHAUSEN FAMILY TRUST,
CHARLES CLYDE BELLINGHAUSEN, TRUSTEE
2013-132480, O.R.D.C.T.

ETJ

ORDINANCE No. 18922-11-2009

DOYLE D. WOOD
AND WIFE
SUSAN D. WOOD
VOL. 1460, PG. 844
D.R.D.C.T.

ORDINANCE No. 13347

PETTY PLACE

PETTY PLACE

LOT 3, BLOCK 1
SPEEDWAY
DISTRIBUTION CENTER
2012-90, O.R.D.C.T.

TEXAS MOTOR SPEEDWAY
CAB. V, PG. 493, P.R.D.C.T.

PARCEL No. 7
120' PUBLIC ACCESS & UTILITY EASEMENT
97-R0024344, O.R.D.C.T.

TERRY MELVIN HENRY
VOL. 4517, PG. 577
D.R.D.C.T.

LOT 4, BLOCK 3
SPEEDWAY DISTRIBUTION CENTER
2012-139, O.R.D.C.T.

TEXAS MOTOR SPEEDWAY
CAB. V, PG. 493, P.R.D.C.T.

JAMES SMITH SURVEY
ABSTRACT No. 1149

CURRENT INCORPORATED AREA

12.699 ACRES TO BE ANNEXED

THIS EXHIBIT REPRESENTS AN
ACTUAL ON THE GROUND SURVEY

**GOODWIN &
MARSHALL &**

CIVIL ENGINEERS ~ PLANNERS ~ SURVEYORS

2405 Mustang Drive, Grapevine, TX. 76051

Metro (817) 329-4373

TBPLS FIRM No. 10021700



Scale: 1"=300'

Date: 10/29/2018

Job No.: 10781

Drafted: T. J. M.

Checked: J. S. B.

Joel S. Barton

Sheet

2

of

2

EXHIBIT A
ANNEXATION LEGAL DESCRIPTION
12.699-ACRES

BEING a tract of land situated in the James Smith Survey, Abstract No. 1149, Denton County, Texas, being that tract of land as described in deed to Doyle D. Wood, recorded in Volume 1460, Page 837, Deed Records, Denton County, Texas (DRDCT), and being more particularly described as follows:

COMMENCING at a 5/8" rebar found at the northeast corner of Petty Place right-of-way per dedication deed recorded in 2010-22890, Official Records, Denton County, Texas (ORDCT) & amended dedicatory certificate recorded in 2010-34605, ORDCT, the northwest corner of a tract of land as described in Final Judgment to FW Sports Authority, Inc., recorded in Volume 4960, Page 2270, DRDCT, the most westerly northwest corner of a remainder portion of Texas Motor Speedway, an addition to the City of Fort Worth, Denton County, Texas as recorded in Cabinet V, Page 493, Plat Records, Denton County, Texas, and the southwest corner of a tract of land as described in deed to Doyle D. Wood and wife Susan D. Wood, recorded in Volume 1460, Page 844, DRDCT, said point lying in the west line of Private Road No. 4716;

THENCE N 00°24'49" W, along the west line of Private Road No. 4716, a distance of 1187.38 feet (deeds 1187.41 feet) to a 1/2" rebar found at the southwest corner of said Wood tract recorded in Volume 1460, Page 837, DRDCT and the northwest corner of a tract of land as described in deed to James L. Eidson & Vivian Bolton, recorded in 95-R0043014, ORDCT, said point lying in the east line of a remainder portion of the First Tract as described in deed to Mitchell, Mitchell & Mitchell, Partners, Ltd., recorded in Volume 4498, Page 2108, DRDCT, being the POINT OF BEGINNING of the herein described tract of land;

THENCE N 00°24'49" W, along the west line of said Private Road No. 4716, the west line of said Wood tract, and the east line of said Mitchell First Tract, a distance of 450.19 feet (deed 450.37 feet) to a 1/2" rebar found at the northwest corner of said Wood tract and the northeast corner of said Mitchell First Tract;

THENCE N 89°30'11" E, along the north line of said Wood tract, a distance of 1227.13 feet (deed 1227.2 feet) to a 1/2" rebar capped Goodwin & Marshall set at the northeast corner of said Wood tract;

THENCE S 00°12'25" E, along the east line of said Wood tract, a distance of 451.98 feet (deed 452.18 feet) to a 1/2" rebar capped Goodwin & Marshall set at the southeast corner of said Wood tract and the northeast corner of said Eidson & Bolton tract;

THENCE S 89°35'11" W, along the south line of said Wood tract and the north line of said Eidson & Bolton tract, a distance of 1225.50 feet (deeds 1225.6 feet) to the POINT OF BEGINNING and containing 12.699 acres of land.

NOTES:

1. This Property Description represents an actual on the ground survey.
2. Bearings are referenced to the final plat of Lots 1 & 2, Block A & Lot 2, Block 1, Speedway Distribution Center as recorded in 2009-31, Official Records, Denton County, Texas - NAD 83 (1993) datum.

To the Mayor and Members of the City Council**January 29, 2019**

Page 1 of 1

**Second Public Hearing for Proposed Owner-Initiated Annexation of Approximately 13.25 Acres of Land in Denton County, Known as the C. Bellinghausen Tract, in the Far North Planning Sector, AX-18-0011 (FUTURE COUNCIL DISTRICT 7)**

The Betty Sue Bellinghausen Family Trust, has submitted an application for full-purpose annexation of approximately 13.25 acres of land in Denton County, east of Blue Mound Road, north of Hwy 114 and west of the Texas Motor Speedway. The proposed annexation area contains vacant land. This site is proposed to be developed for industrial uses. Upon annexation, the area will become part of Council District 7 and is depicted in Exhibit A.

The proposed annexation is also related to annexation cases AX-18-009 and AX-18-0010 which are running concurrently with companion zoning cases. All three annexation cases as well as their companion zoning cases are scheduled for final action by City Council on the same agenda.

With owner-initiated annexation, Texas Local Government Code (Sec. 43.0672) requires a municipality to negotiate and enter into a written agreement with the property owner for the provision of municipal services prior to annexation. The services that the annexation area will receive immediately upon annexation are: police, fire, and emergency medical services; solid waste services; library services; building inspection and code compliance; maintenance of existing public water and sewer lines; and public street maintenance. The proposed Municipal Services Agreement for this annexation area is attached for review.

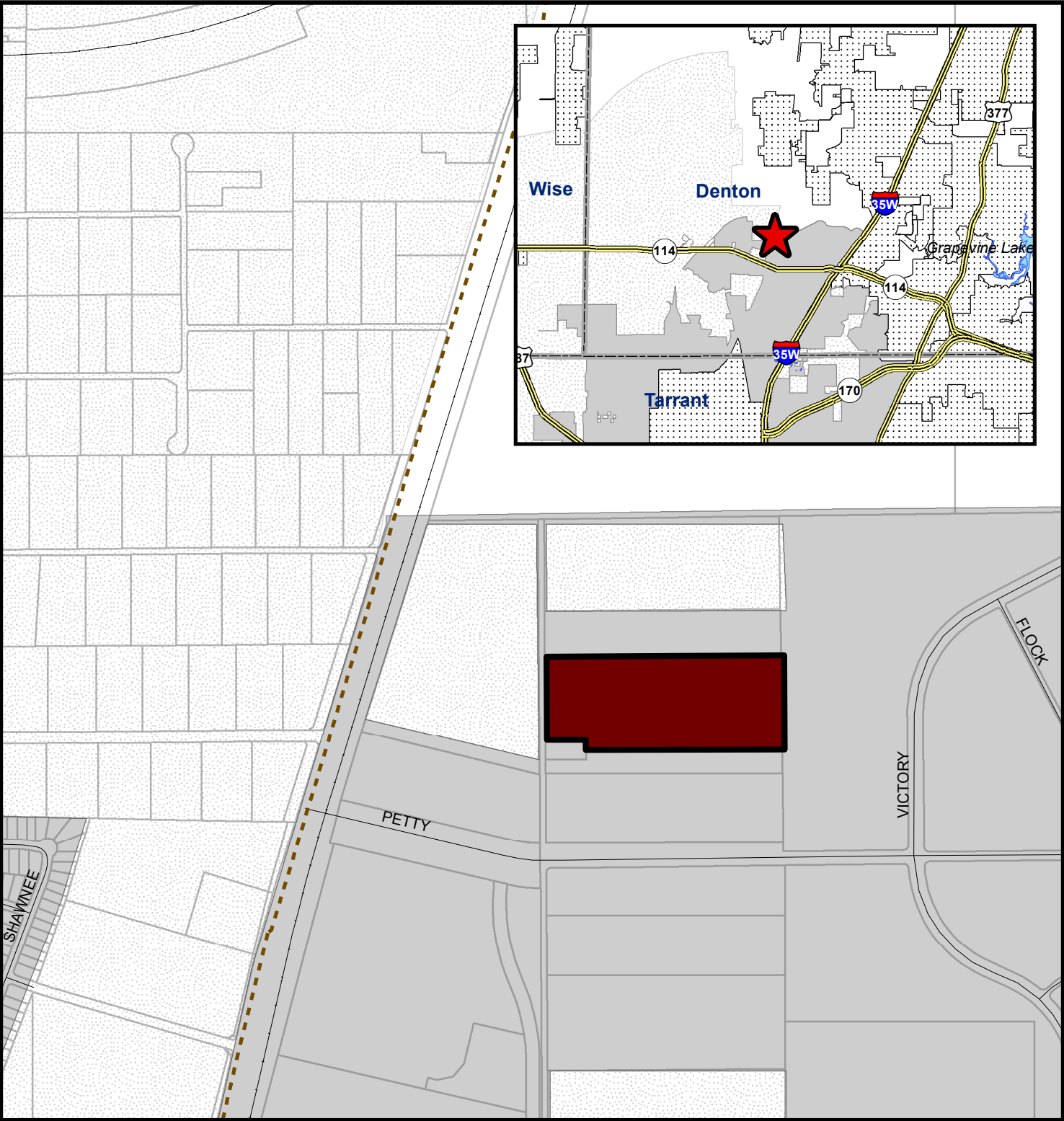
State law (Sec. 43.0673) also requires a municipality to hold two public hearings on proposed owner-initiated annexation to receive public comments. The first public hearing for this annexation area was held on January 15, 2019. On February 5, the City Council is also scheduled to approve the Municipal Services Agreement and to adopt an ordinance annexing the area for full purposes. The only City Council action necessary on January 29 is to close the public hearing after receiving public comments.

Attachments (2)

Annexation AX-18-0011

Exhibit A

Addition of approximately 13.25 Acres to become part of Council District 7



Fort Worth

DESIGNATION

- Full Purpose
- Limited Purpose
- Extraterritorial Jurisdiction

- Annexation Area
- Adjacent Cities
- County Boundaries

0 250 500 1,000 Feet

1:8,400



Planning & Development Department
11/08/2018

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MUNICIPAL SERVICES AGREEMENT
BETWEEN THE CITY OF FORT WORTH, TEXAS
AND THE BETTY SUE BELLINGHAUSEN FAMILY TRUST

This Municipal Services Agreement ("Agreement") is entered into on _____ day of _____, _____ by and between the City of Fort Worth, Texas, a home-rule municipality of the State of Texas, ("City") and The Betty Sue Bellinghausen Family Trust ("Owner").

RECITALS

The parties agree that the following recitals are true and correct and form the basis upon which the parties have entered into this Agreement.

WHEREAS, the City is currently classified as a Tier 2 municipality for purposes of annexation under the Texas Local Government Code ("LGC");

WHEREAS, Section 43.0671 of the LGC permits the City to annex an area if each owner of land in an area requests the annexation;

WHEREAS, where the City elects to annex such an area, the City is required to enter into a written agreement with the property owner(s) that sets forth the City services to be provided for the Property on or after the effective date of annexation (the "Effective Date");

WHEREAS, Owner owns certain parcels of land situated in Denton County, Texas, which consists of approximately 13.251 acres of land in the City's extraterritorial jurisdiction, such property being more particularly described and set forth in Exhibit "A" attached and incorporated herein by reference ("Property");

WHEREAS, Owner has filed a written request with the City for full-purpose annexation of the Property, identified as Annexation Case No. AX-18-0011 ("Annexation Case");

WHEREAS, City and Owner desire to set out the City services to be provided for the Property on or after the effective date of annexation;

WHEREAS, the Annexation Case and execution of this Agreement are subject to approval by the Fort Worth City Council; and

NOW THEREFORE, in exchange for the mutual covenants, conditions and promises contained herein, City and Owner agree as follows:

- 1. PROPERTY.** This Agreement is only applicable to the Property, which is the subject of the Annexation Case.
- 2. INTENT.** It is the intent of the City that this Agreement provide for the delivery of full, available municipal services to the Property in accordance with state law, which may be

accomplished through any means permitted by law. For purposes of this Agreement, “full municipal services” means all services provided by the City within its full-purpose boundaries, including water and wastewater services and excluding gas or electrical service.

3. MUNICIPAL SERVICES.

- a. Commencing on the Effective Date, the City will provide the municipal services set forth below. As used in this Agreement, “providing services” includes having services provided by any method or means by which the City may extend municipal services to any other area of the City, including the City's infrastructure extension policies and developer or property owner participation in accordance with applicable city ordinances, rules, regulations, and policies.
 - i. Fire – The City’s Fire Department will provide emergency and fire protection services.
 - ii. Police – The City’s Police Department will provide protection and law enforcement services.
 - iii. Emergency Medical Services – The City’s Fire Department and MedStar (or other entity engaged by the City after the Effective Date) will provide emergency medical services.
 - iv. Planning and Zoning – The City’s Planning and Development Department will provide comprehensive planning, land development, land use, and building review and inspection services in accordance with all applicable laws, rules, and regulations.
 - v. Parks and Recreational Facilities – Residents of the Property will be permitted to utilize all existing publicly-owned parks and recreational facilities and all such facilities acquired or constructed after the Effective Date (including community service facilities, libraries, swimming pools, etc.), throughout the City. Any private parks, facilities, and buildings will be unaffected by the annexation; provided, however, that the City will provide for maintenance and operation of the same upon acceptance of legal title thereto by the City and appropriations therefor. In the event the City acquires any other parks, facilities, or buildings necessary for City services within the Property, the appropriate City department will provide maintenance and operations of the same.
 - vi. Other Publicly Owned Buildings – Residents of the Property will be permitted to use all other publicly owned buildings and facilities where the public is granted access.
 - vii. Stormwater Utility Services – The Property will be included in the City’s Stormwater Utility service area and will be assessed a monthly fee based on the amount of impervious surface. The fees will cover the direct and indirect costs of stormwater management services.
 - viii. Roads and Streets (including Street lighting) – The City’s Transportation and Public Works Department will maintain the public streets and streetlights over which the City has jurisdiction. The City will provide regulatory signage services in accordance with the City policies and procedures and applicable laws.
 - ix. Water and Wastewater to Existing Structures – Occupied structures that are using water-well and on-site sewer facilities on the Effective Date may continue

to use the same. If a property owner desires to connect an existing structure to the City water and sewer system, then the owner may request a connection and receive up to 200 linear feet of water and sewer extension at the City's cost for each occupied lot or tract in accordance with the City's "Policy for the Installation of Community Facilities" and applicable law. Once connected to the City's water and sanitary sewer mains, the water and sanitary sewage service will be provided by the City at rates established by City ordinances for such service.

- x. Solid Waste Services – The City will provide solid waste collection services in accordance with existing City ordinances and policies, except where prohibited by law.
 - xi. Code Compliance – The City's Code Department will provide education, enforcement, and abatement relating to code violations within the Property.
 - xii. Full Municipal Services – Commencing on the Effective Date, the City will provide to the Property all services provided by the City within its full-purpose boundaries and not otherwise listed above, except as provided in Section 3(b).
- b. The City will provide water service and wastewater treatment service to developments established after the Effective Date in accordance with, and on the schedule determined by, the City's extension policies and applicable law and at rates established by City ordinances for such services.
 - c. It is understood and agreed that the City is not required to provide a service that is not included in this Agreement.
 - d. Owner understands and acknowledges that the City departments listed above may change names or be re-organized by the City Manager. Any reference to a specific department also includes any subsequent City department that will provide the same or similar services.
4. **SERVICE LEVEL.** The City will provide the Property with a level of services, infrastructure, and infrastructure maintenance that is comparable to the level of services, infrastructure, and infrastructure maintenance available in other parts of the City with topography, land use, and population density similar to those reasonably contemplated or projected for the Property.
5. **AUTHORITY.** City and Owner represent that they have full power, authority and legal right to execute, deliver and perform their obligations pursuant to this Agreement. Owner acknowledges that approval of the Annexation Case is within the sole jurisdiction of the City Council. Nothing in this Agreement guarantees favorable decisions by the City Council.
6. **SEVERABILITY.** If any part, term, or provision of this Agreement is held by the courts to be illegal, invalid, or otherwise unenforceable, such illegality, invalidity, or unenforceability will not affect the validity of any other part, term or provision, and the rights of the parties will be construed as if the part, term, or provision was never part of the Agreement.
7. **INTERPRETATION.** The parties to this Agreement covenant and agree that in any litigation relating to this Agreement, the terms and conditions of the Agreement will be interpreted according to the laws of the State of Texas. The parties acknowledge that they are of equal

bargaining power and that each of them was represented by legal counsel in the negotiation and drafting of this Agreement.

8. **GOVERNING LAW AND VENUE.** Venue shall be in the state courts located in Tarrant County, Texas or the United States District Court for the Northern District of Texas, Fort Worth Division and construed in conformity with the provisions of Texas Local Government Code Chapter 43.
9. **NO WAIVER.** The failure of either party to insist upon the performance of any term or provision of this Agreement or to exercise any right granted hereunder shall not constitute a waiver of that party's right to insist upon appropriate performance or to assert any such right on any future occasion.
10. **GOVERNMENTAL POWERS.** It is understood that by execution of this Agreement, the City does not waive or surrender any of its governmental powers or immunities.
11. **COUNTERPARTS.** This Agreement may be executed in any number of counterparts, each of which shall be deemed an original and constitute one and the same instrument.
12. **CAPTIONS.** The captions to the various clauses of this Agreement are for informational purposes only and shall not alter the substance of the terms and conditions of this Agreement.
13. **AGREEMENT BINDS AND BENEFITS SUCCESSORS AND RUNS WITH THE LAND.** This Agreement is binding on and inures to the benefit of the parties, their successors, and assigns. The term of this Agreement constitutes covenants running with the land comprising the Property, is binding on the Owner and the City, and is enforceable by any current or future owner of any portion of the Property.
14. **ENTIRE AGREEMENT.** This Agreement constitutes the entire agreement between the parties and supersedes all prior oral and written agreements between said parties. This Agreement shall not be amended unless executed in writing by both parties.

Executed as of the day and year first above written to be effective on the effective date of annexation of the Property.

CITY OF FORT WORTH

**THE BETTY SUE BELLINGHAUSEN
FAMILY TRUST**

By: _____
Jesus "Jay" Chapa
Assistant City Manager

By: Charles Clyde Bellinghausen
Charles Clyde Bellinghausen,
Trustee

Approved as to Form and Legality:

Senior Assistant City Attorney

Attest:

Mary Kayser
City Secretary

Approvals:
M&C _____
Ordinance No. _____

State of Texas §
County of Tarrant §

This instrument was acknowledged before me on the _____ day of _____, 20____,
by Jesus "Jay" Chapa, Assistant City Manager of the City of Fort Worth, a Texas municipal
corporation, on behalf of said corporation.

By: _____

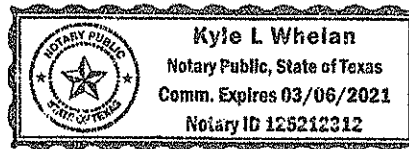
Notary Public, State of Texas

State of Texas §
County of Denton §

This instrument was acknowledged before me on the 30th day of Nov., 2018,
by Charles Clyde Bellinghausen, Trustee of The Betty Sue Bellinghausen Family Trust, on
behalf of said trust.

By: _____

Notary Public, State of Texas



After Recording Return to:
City Secretary
City of Fort Worth
200 Texas Street
Fort Worth, Texas 76102

EXHIBIT A

EXHIBIT "A"

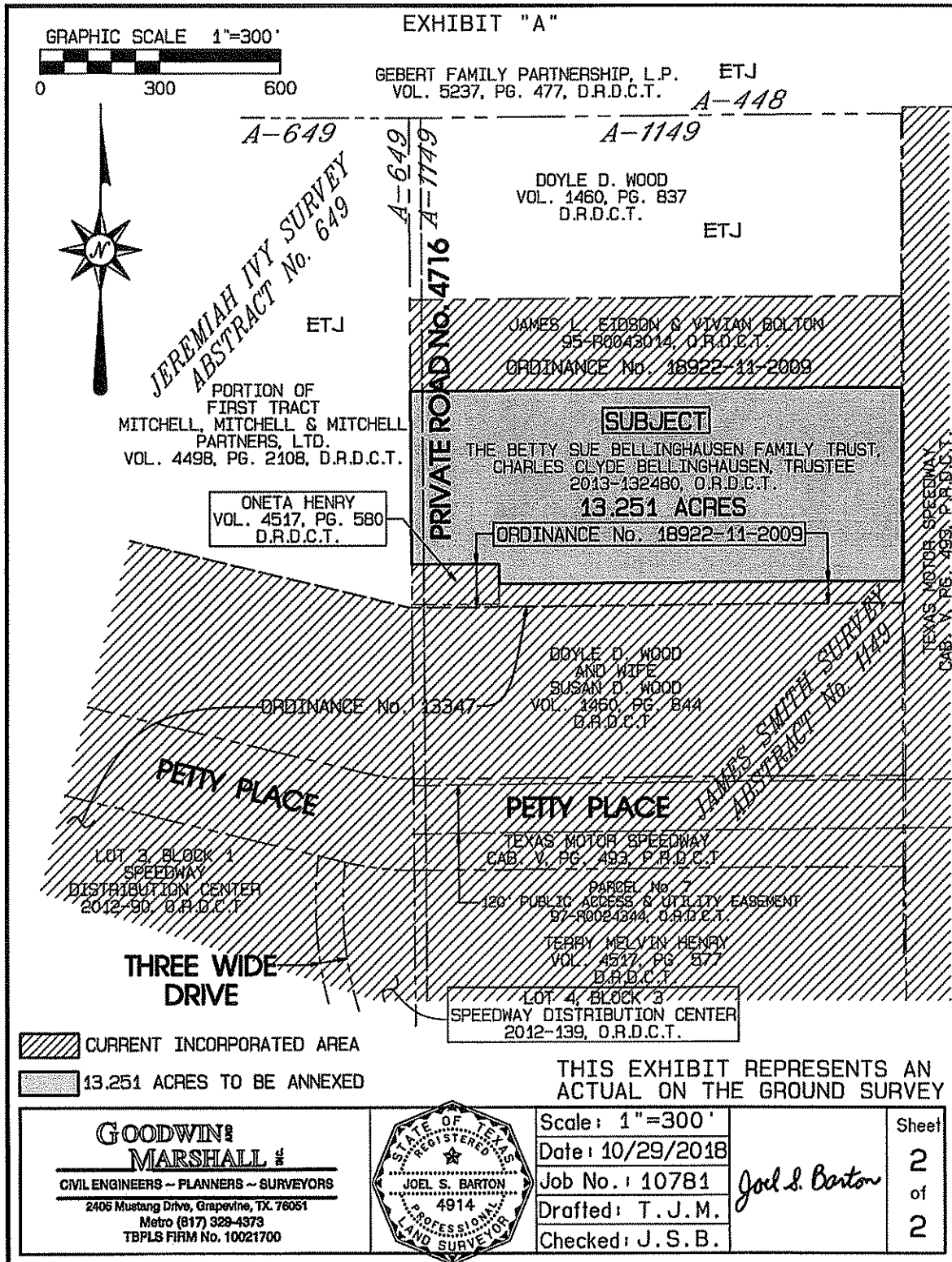


EXHIBIT A
ANNEXATION LEGAL DESCRIPTION
13.251-ACRES

BEING a tract of land situated in the James Smith Survey, Abstract No. 1149, Denton County, Texas, being that tract of land as described in deed to The Betty Sue Bellinghausen Family Trust, Charles Clyde Bellinghausen, Trustee, recorded in 2013-132480, Official Records, Denton County, Texas (ORDCT), and being more particularly described as follows:

COMMENCING at a 5/8" rebar found at the northeast corner of Petty Place right-of-way per dedication deed recorded in 2010-22890 & amended dedicatory certificate recorded in 2010-34605, ORDCT, the northwest corner of a tract of land as described in Final Judgment to FW Sports Authority, Inc., recorded in Volume 4960, Page 2270, DRDCT, the most westerly northwest corner of a remainder portion of Texas Motor Speedway, an addition to the City of Fort Worth, Denton County, Texas as recorded in Cabinet V, Page 493, Plat Records, Denton County, Texas, and the southwest corner of a tract of land as described in deed to Doyle D. Wood and wife Susan D. Wood, recorded in Volume 1460, Page 844, DRDCT, said point lying in the west line of Private Road No. 4716;

THENCE N 00°24'49" W, along the west line of said Private Road No. 4716, a distance of 531.19 feet (deeds 531.14 feet) to a point at the most westerly southwest corner of said Bellinghausen tract and the northwest corner of a tract of land as described in deed to Oneta Henry, recorded in Volume 4517, Page 580, DRDCT, said point lying in the east line of a remainder portion of the First Tract as described in deed to Mitchell, Mitchell & Mitchell, Partners, Ltd., recorded in Volume 4498, Page 2108, DRDCT, being the POINT OF BEGINNING of the herein described tract of land;

THENCE N 00°24'49" W, along the west line of said Private Road No. 4716, the west line of said Bellinghausen tract, and the east line of said Mitchell First Tract, a distance of 430.19 feet (deed 430.47) to a 1/2" rebar found at the northwest corner of said Bellinghausen tract and the southwest corner of a tract of land as described in deed to James L. Eidson & Vivian Bolton, recorded in 95-R0043314, ORDCT;

THENCE N 89°33'13" E, departing the west line of said Private Road No. 4716 and the east line of said Mitchell tract, along the north line of said Bellinghausen tract and the south line of said Eidson & Bolton tract, a distance of 1224.69 feet (deeds 1224.79 feet) to a 1/2" rebar found at the northeast corner of Bellinghausen tract and the southeast corner of said Eidson & Bolton tract;

THENCE S 00°12'25" E, along the east line of said Bellinghausen tract, a distance of 480.87 feet (deed 480.47 feet) to a 1/2" rebar found at the southeast corner of said Bellinghausen tract and the northeast corner of said Wood tract;

THENCE S 89°35'00" W, along the south line of said Bellinghausen tract and the north line of said Wood tract, a distance of 1005.02 feet (deeds 1005.27 feet) to a 1/2" rebar found at the most southerly southwest corner of said Bellinghausen tract, said point lying in the east line of said Henry

tract;

THENCE N 00°24'49" W, along a reentrant line of said Bellinghausen tract and the east line of said Henry tract, a distance of 50.03 feet (deed 50.0 feet) to a 1/2" rebar capped Goodwin & Marshall set at a reentrant corner of said Bellinghausen tract and the northeast corner of said Henry tract;

S 89°35'11" W, along a reentrant line of said Bellinghausen tract and the north line of said Henry tract, at a distance of 217.66 feet passing a 1/2" rebar found, continuing a total distance of 217.94 feet (deeds 217.80 feet) to the POINT OF BEGINNING and containing 13.251 acres of land.

NOTES:

1. This Property Description represents an actual on the ground survey.
2. Bearings are referenced to the final plat of Lots 1 & 2, Block A & Lot 2, Block 1, Speedway Distribution Center as recorded in 2009-31, Official Records, Denton County, Texas - NAD 83 (1993) datum.

No Documents for this Section

No Documents for this Section

No Documents for this Section