

Agenda



Arlington City Council Meeting

City Hall Council Chamber
101 W. Abram St.

Tuesday, March 22, 2016
6:30 PM

- I. CALL TO ORDER
- II. INVOCATION AND PLEDGE OF ALLEGIANCE TO U.S. AND TEXAS FLAGS
- III. SPECIAL PRESENTATIONS
- IV. APPOINTMENTS TO BOARDS AND COMMISSIONS
- V. SPEAKER GUIDELINES AND GENERAL DECORUM
- VI. APPROVAL OF ITEMS FROM EXECUTIVE SESSION

- 1. **Consent to Assignment of Lease and First Lease Amendment – Beacon E&P Company, LLC, Edge Barnett, LLC, Cornerstone Natural Gas Partners, LP and GHA Barnett, LLC; Lease No. 12-004**

A resolution authorizing the City Manager or his designee to execute a Consent to Assignment of Lease and First Lease Amendment to Oil and Gas Lease between Beacon E&P Company, LLC, Edge Barnett, LLC, Cornerstone Natural Gas Partners, LP, GHA Barnett, LLC, and the City of Arlington relative to a No Surface Use Oil and Gas Lease in approximately 110.891 acres of land being the John Kubala Treatment Plant, Sublett Creek Linear Park, Tierra Verde Golf Course and Martin Luther King Sports Center and Other Tract, City of Arlington, Tarrant County, Texas.

- The Arlington City Hall is wheelchair accessible. For accommodations or sign interpretive services, please call 817-459-6100 no later than 24 hours in advance.
- Council meetings are broadcast live on Arlington's Government Channel, and rebroadcast throughout the week at the following times:

	Afternoon meetings	Evening Meetings
Sunday	1:00 p.m.	6:00 p.m.
Wednesday	1:30 p.m.	6:30 a.m.
Saturday	6:00 p.m.	6:30 a.m.

The Council agenda can be viewed on the City's website at www.ArlingtonTX.gov

- For a complete Arlington Government Channel program schedule, please visit www.ArlingtonTX.gov/Broadcast

2. **Consent to Assignment of Lease and Second Lease Amendment – Beacon E&P Company, LLC, Newark Core Barnett, LLC and GHA Barnett, LLC; Lease No. 11-007**
A resolution authorizing the City Manager or his designee to execute a Consent to Assignment of Lease and Second Lease Amendment to Oil and Gas Lease between Beacon E&P Company, LLC, Newark Core Barnett, LLC, GHA Barnett, LLC, and the City of Arlington relative to a No Surface Use Oil and Gas Lease in approximately 6.8035 acres of land being the Trinity East Benefit Area, Fire Station No. 11, and the Northeast Library, City of Arlington, Tarrant County, Texas.
3. **Trinity River Authority – TCWSP Facility Improvements and Rehabilitation Project – 1700 NW Green Oaks Boulevard**
A resolution authorizing the execution of a Temporary Construction Easement and Permanent Access Easement, with the Trinity River Authority relative to the construction, operation, and maintenance of a 60-inch raw water pipeline and gate valve, in, over, and through portions of City of Arlington property identified as 1700 NW Green Oaks Boulevard, City of Arlington, Tarrant County, Texas.
4. **Laguna Vista Drainage Improvements – Timothy Burns, Project No. PWDR13002**
A resolution authorizing a settlement for the acquisition of a drainage easement in, under, over, across, and through 10,702 square feet of land situated in the City of Arlington, Tarrant County, Texas, being a portion of Lot 15R, of Arlington Shores, an Addition to the City of Arlington, Tarrant County, Texas, according to the plat thereof recorded in Volume 388-45, Page 87, Plat Records, Tarrant County, Texas, otherwise known as 2616 Perkins Road, City of Arlington, Tarrant County, Texas, and a temporary construction easement in, under, over, across, and through all of the said Lot 15R for the public use of constructing, reconstructing, maintaining and using a permanent drainage pipeline and all necessary appurtenances for the Laguna Vista Drainage Improvements with Water and Sanitary Sewer Renewals project.
5. **Stipulation and Correction of Ownership Interest and Release Agreement – XTO Energy Inc.; Lease Nos. 04-001 and 06-001**
A resolution authorizing the City Manager or his designee to execute a Stipulation and Correction of Ownership and Release Agreement between XTO Energy Inc. and the City of Arlington relative to the Surber CA #1 Unit which contains approximately 78.271 acres of City of Arlington mineral acreage, being a portion of the Arlington Landfill, and being a portion of a Restricted Surface Use Oil and Gas Lease in approximately 1,582.79 acres of land being the Arlington Landfill, River Legacy Park and Future Northwest Sports Complex, City of Arlington, Tarrant County, Texas.
6. **Third Amendment to Use Agreement - AT&T Mobility Texas LLC- 101 West Abram Street**
A resolution authorizing the City Manager or his designee to execute a Third Amendment to Use Agreement with AT&T Mobility Texas LLC, relative to the installation of wireless telephone facilities at the Arlington Municipal Building located at 101 W. Abram Street, City of Arlington, Tarrant County, Texas.

7. **All Cash Contract of Sale – Sale of City Owned Surplus Property – 110, 202 and 204 E. Third Street, 201, 205 and 207 E. Fourth Street, 704 and 706 Glenn Crossett Court**

A resolution authorizing the City Manager or his designee to execute an all cash contract of sale with Osher Group, LLC for the purchase of fee simple property rights in land being approximately 1.12 acres out of the John Huitt Survey, Abstract No. 703 with a physical address of 110, 202 and 204 E. Third Street, 201, 205 and 207 E. Fourth Street, 704 and 706 Glenn Crossett Court, Arlington, Texas.

VII. APPROVAL OF MINUTES

Afternoon Meeting, February 23, 2016

Evening Meeting, February 23, 2016

Afternoon Meeting, March 1, 2016

Evening Meeting, March 1, 2016

VIII. APPROVAL OF CONSENT AGENDA

Approval of the Consent Agenda authorizes the City Manager to implement each item in accordance with staff recommendations and all votes on final reading will be recorded as reflected on first reading unless otherwise indicated. Public comment will be accepted on items, with the exception of those items on which a public hearing has been held and closed by Council, which will be indicated as **(CLOSED)** on the agenda.

A. Minute Orders

1. **Van Bortel Aircraft, Inc. Lease of City Maintenance Hangar (MO#03222016-001)**

Authorize the City Manager or his designee to execute a lease agreement between Van Bortel Aircraft, Inc. of Arlington, Texas and the City for lease of the 10,800 square foot City-owned maintenance hangar and approximately 21,867 square feet of adjacent aircraft parking apron. The lease rate will increase seven percent, from \$30,254 to \$32,400, and will be subject to CPI increases every three years.

2. **La Joya Demolition - Air Quality Monitoring (MO#03222016-002)**

Authorize the City Manager or his designee to authorize payment of additional costs with Dougherty Sprague Enterprises, Inc. of Rowlett, Texas, for air quality monitoring related to the demolition of the La Joya Apartments, in the amount of \$12,964. Funding is available in the Code Remediation Fund Account No. 760115-61034-760115.

3. **Annual Requirements Contract for Bunker Gear for the Fire Department, Bid Project 16-0086 (MO#03222016-003)**

Authorize the City Manager or his designee to execute an annual requirements contract for bunker gear for the Fire Department with Casco Industries, Inc. of Shreveport, Louisiana through the Texas Local Government Purchasing Cooperative (TLGPC) in the estimated amount of \$135,000, and execute any and all documents necessary to carry out such contract. Funds are budgeted in Fire Department Operational Account No. 220601-60003.

4. **Annual Requirements Contract for Grounds Maintenance for Water Treatment Plants, Bid Project 16-0070 (MO#03222016-004)**
Authorize the City Manager or his designee to execute a one-year requirements contract for grounds maintenance at the two water treatment plants with MG Lawn and Landscape, LLC. of Fort Worth, Texas in the estimated amount of \$67,650, and execute any and all documents necessary to carry out such contract. Funds are budgeted in the Water Treatment Maintenance of Facilities and Grounds Account No. 620102-63105.
5. **Annual Requirements Contract for Electrical Supplies, Bid Project 16-0077 (MO#03222016-005)**
Authorize the City Manager or his designee to execute an annual requirements contract for the purchase of electrical supplies with Graybar Electrical Company, Inc. of Fort Worth, Texas through the U.S. Communities Government Purchasing Alliance (U.S. Communities) in the estimated amount of \$310,000, and execute any and all documents necessary to carry out such contract. Funds are budgeted in various departmental accounts.
6. **Annual Requirements Contract for Cameras, Access Control Devices, Hardware and Software Support Maintenance, Bid Project 16-0080 (MO#03222016-006)**
Authorize the City Manager or his designee to execute an annual requirements contract for the purchase of security equipment such as cameras, access control devices, services, installation, and hardware and software support maintenance with Wunderlich-Malec Systems, Inc., of Carrollton, Texas through the Texas Cooperative Purchasing Network (TCPN), in the estimated amount of \$177,000, and execute any and all documents necessary to carry out such contract. Funds are budgeted in various departmental and grant accounts.
7. **Annual Software Support and Maintenance for INCODE Court Case Management System and Services for the Court Notification Module, Bid Project 16-0078 (MO#03222016-007)**
Authorize the City Manager or his designee to approve the sole-source purchase of a software support and maintenance contract for the INCODE Court Case Management System and the ongoing phone service for the Court Notification module with Tyler Technologies, Inc. of Lubbock, Texas in the total estimated amount of \$322,254.34, and execute any and all documents necessary to carry out such purchase. The software support and maintenance agreement is only available from Tyler Technologies, Inc; therefore, the purchase is exempt from the competitive bidding statutes in accordance with the Texas Local Government Code, Section 252.022(a) 7 as sole-source procurement. Funds are budgeted in the Municipal Court Technology Account No. 780201-63142 [\$272,254.34] and the Maintenance of Software Account No. 900401-63142 [\$50,000].
8. **Annual Software Support and Maintenance Contract for Amanda Software, Bid Project 16-0081 (MO#03222016-008)**
Authorize the City Manager or his designee to approve the sole-source purchase of a software support and maintenance contract for the AMANDA Development Tracking System with CSDC Systems, Inc. of Mississauga, Ontario Canada in the estimated amount of \$138,530.08, and execute any and all documents necessary to carry out such purchase. This software support and maintenance is only available from CSDC Systems, Inc. of Mississauga, Ontario Canada; therefore, the purchase is exempt from the competitive bidding statutes in accordance with the Texas Local Government Code, Section 252.022(a) 7 as sole-source procurement. Funds are budgeted in Information Technology Account No. 980202-63142.

9. **Renewal of Annual Requirement Contracts for Information Technology Temporary Personnel Services, Bid Project 12-0030 (MO#03222016-009)**
Authorize the City Manager or his designee to exercise the fourth and final one-year renewal option in the contracts for Information Technology temporary personnel services with MATRIX Resources, Inc. of Atlanta, Georgia in the estimated amount of \$185,000, Modis, Inc. of Fort Worth, Texas in the estimated amount of \$50,000, and Superior Talent Resources, Inc. of Williamsville, New York in the estimated amount of \$405,825 for an estimated total amount of \$640,825, and execute any and all documents necessary to carry out such renewals. Funds are budgeted in various departmental accounts.
10. **Renewal of Annual Requirements Contract for Food for Incarcerated Persons, Bid Project 13-0109 (MO#03222016-010)**
Authorize the City Manager or his designee to exercise the third of four, one-year renewal options in the contract for the supply of food for incarcerated persons with Scobee Foods, Inc. of Dallas, Texas, in an estimated amount of \$138,673.37 and execute any and all documents necessary to carry out such renewal. Funds are budgeted in Police Department Jail Operations Account No. 810201-61004.
11. **Renewal of Annual Requirements Contract for the Supply of Grass Sod, Bid Project 12-0028 (MO#03222016-011)**
Authorize the City Manager or his designee to exercise the fourth and final one-year renewal option in the contract for the supply of grass sod with King Ranch Turfgrass, LP, of Arlington, Texas in the estimated amount of \$210,310, and execute any and all documents necessary to carry out such renewal. Funds are budgeted in various departmental accounts.
12. **Construction Contract for Park Monument Signs, Various Locations, Project No. PKPL- PKPL16006 (MO#03222016-012)**
Authorize the City Manager or his designee to execute a construction agreement with Hutcherson Construction Inc. of Arlington, Texas for Park Monument Signs at various locations in the amount not to exceed \$98,600. Funding is available in Parks Capital Account No. 508501-53730598-61002.
13. **Purchase of New Shade Structures for Martin Luther King Park, Bid Project 16-0097 (MO#03222016-013)**
Authorize the City Manager or his designee to purchase and install new shade structures from Shade Structures, Inc. of Dallas, Texas through the Texas Local Government Purchasing Cooperative (TLGPC) in the estimated amount of \$84,994, and execute any and all documents necessary to carry out such purchase. Funds are available in Field Enhancement Account No. 500801-68101.
14. **Purchase of 20 Replacement Vehicles, Bid Project 16-0099 (MO#03222016-014)**
Authorize the City Manager or his designee to purchase 20 replacement vehicles with Silsbee Ford, Inc. of Silsbee, Texas, through the Texas Local Government Purchasing Cooperative (TLGPC) in the estimated amount of \$371,164 and execute any and all documents necessary to carry out such purchase. Funds are budgeted in Fleet Services Administration Account No. 790101-68200.

15. **Professional Services Contract for the Design of the South Cooper Street Safe School Crossing; Project No. PWTE15002 (MO#03222016-015)**
Authorizing the City Manager or his designee to execute a Professional Services contract with Stantec Consulting Services, Inc., of Richardson, Texas, for the design of the South Cooper Street Safe School Crossing in an amount not to exceed \$79,169. Funding is available in the TxDOT Grants Fund Account No. 358601-61043-358717.
16. **Engineering Services Contract for Parkcrest Place Erosion Evaluation and Improvements; Project No. PWDR16003 (MO#03222016-016)**
Authorizing the City Manager or his designee to execute an Engineering Services contract with Garver, LLC, of Frisco, Texas, for the Parkcrest Place Erosion Evaluation in an amount not to exceed \$60,100. Funding is available in the Storm Water Utility Fund Account No. 308501-61043-11150199.
17. **Fuel Leak Cleanup (MO#03222016-017)**
Authorizing the City Manager or his designee to negotiate and execute a contract with W. Two Plus, Inc., of Kennedale, Texas, for work mandated by the Texas Commission on Environmental Quality (TCEQ) related to cleanup of a diesel fuel leak at 1015 W. Main St., in an amount not to exceed \$89,653.03. Funding is available in Public Works Fleet Account No. 790101-63108.

B. Consent Agenda Resolutions

1. **Authorize the Request for Proposal (RFP) Procurement Method for Food and Beverage Services for Convention Center, Bid Project 16-0101**
A resolution authorizing the competitive sealed proposal (Request for Proposal) procurement method for food and beverage services for the Convention Center.
2. **Construction Manager at Risk Authorization for Fire Station No. 12; Project No. CMFD15001**
A resolution authorizing the Construction Manager at Risk service delivery method of construction to build a new addition and remodel the existing facility for Fire Station 12.

END OF CONSENT AGENDA

IX. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

X. CONSIDER AND VOTE ON WITHDRAWN ITEMS

XI. PUBLIC HEARINGS: ORDINANCES FIRST READING

Speaker Regulations: Anyone wishing to speak for or against a Public Hearing must fill out a card at the entrance to the Council Chamber.

A. Public Hearing – Ordinances First Reading

1. **Specific Use Permit SUP15-9 (Imperial Tattoo and Art Gallery - 6407 South Cooper Street)**

Following the public hearing, consider approval of a Specific Use Permit (SUP) for a tattoo parlor in suite 135B, a 1,940-square-foot tenant space in the existing 21,000-square-foot multi-tenant building zoned Community Commercial (CC) and generally located south of Hardisty Drive and east of South Cooper Street.

ORDINANCE FIRST READING

First reading of an ordinance adopting Specific Use Permit SUP15-9 for a Tattoo Parlor on certain property known as Suite 135B, 6407 South Cooper Street zoned Community Commercial (CC) and amending the Zoning District Map accordingly.

2. **Zoning Case PD15-11 (Kroger Expansion and Fueling Center)**

Following the public hearing, consider a request for a change in the zoning of property to Planned Development (PD) for limited Community Commercial (CC) uses, with a Development Plan on approximately 13.804 acres zoned Planned Development (PD) for Residential Multi-family-22 (RMF-22) and limited Community Commercial (CC) uses, Community Commercial (CC), and Office Commercial (OC) and generally located north of West Lamar Boulevard and west of North Cooper Street.

ORDINANCE FIRST READING

First reading of an ordinance changing the zoning classification on certain property known as 945 West Lamar Boulevard to Planned Development (PD) for limited Community Commercial (CC) uses, with a Development Plan and amending the Zoning District Map accordingly.

XII. ORDINANCES – FIRST AND/OR FINAL READINGS

Public comment will be accepted on items, with the exception of those items on which a public hearing has been held and closed by Council, which will be indicated as **(CLOSED)** on the agenda.

A. Ordinances- First Reading

1. **Right-of-Way Management Ordinance Amendment**

An ordinance amending the “Right-of-Way Management” Chapter of the Code of the City of Arlington, Texas, 1987, in its entirety, relative to the management of public right-of-way; providing for a fine of up to \$2000 for each offense in violation of this ordinance; providing this ordinance be cumulative; providing for severability; providing for governmental immunity; providing for injunctions; providing for publication and becoming effective ten days after first publication.

XIII. RESOLUTIONS

Public comment will be accepted at this time on the following items.

A. Resolutions:

1. **(TABLED) Authorizing the Texas Coalition for Affordable Power to Negotiate an Electric Supply Agreement**
A resolution authorizing the Texas Coalition for Affordable Power, Inc. (TCAP) to negotiate an electric supply agreement for five years for deliveries of electricity effective January 1, 2018; authorizing TCAP to act as an agent on behalf of the City to enter into a contract for electricity; authorizing execution of an electric supply agreement for deliveries of electricity effective January 1, 2018 and committing to budget for energy purchases in 2018 through 2022 and to honor the City's commitments to purchase power for its electrical needs in 2018 through 2022 through TCAP.

2. **Notice of Intention to Issue City of Arlington, Texas Combination Tax and Revenue Certificates of Obligation, Series 2016B, not to exceed \$17,000,000 and Combination Tax and Revenue Certificates Of Obligation, Taxable Series 2016C not to exceed \$15,000,000**
A resolution Relating to the Giving of Notice of Intention to Issue City of Arlington, Texas Combination Tax and Revenue Certificates of Obligation, Series 2016B and Combination Tax and Revenue Certificates of Obligation, Taxable Series 2016C and Providing an Effective Date.

3. **Urban Union TIRZ 1 Reimbursement Agreement**
A resolution of the City Council accepting and approving Tax Increment Reinvestment Zone Number One, City of Arlington, Texas - Downtown Board of Directors' Resolution TIRZ1 16-01 authorizing the Chair of the Board of Directors to execute a Tax Increment Reimbursement Agreement by and between Urban Union, LLC and the Board relative to certain public improvements at 500 E. Front Street, 201 N. East Street, 500 E. Division Street, 506 E. Division Street, 400 E. Division Street, and 200 N. East Street, Arlington, Texas, consistent with the terms set forth in Resolution TIRZ1 16-01.

XIV. ANNOUNCEMENTS

- XV. CITIZEN PARTICIPATION**– Recognition of visitors with items of business not on the agenda.