

Agenda



Arlington City Council Meeting

City Hall Council Chamber
101 W. Abram St.

Tuesday, December 15, 2015
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. **Abram Street (Collins to SH360) –Wajieh Hussein and Wael Hamed Hindi, Project No. PWST07002**

A resolution to approve settlement of a condemnation suit to acquire approximately 16,405 square feet of land situated in the Joel Blackwell Survey, Abstract No. 147, being all of Lot 9, Resubdivision of Peterman-Davis Addition, an addition to the City of Arlington, otherwise known as 1503 East Abram Street, City of Arlington, Tarrant County, Texas for the public use of constructing, maintaining, and using a permanent public street, together with all necessary appurtenances for the Abram Street (Collins to State Highway 360) project.

<ul style="list-style-type: none">• 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:												
<table><thead><tr><th></th><th>Afternoon meetings</th><th>Evening Meetings</th></tr></thead><tbody><tr><td>Sunday</td><td>1:00 p.m.</td><td>6:00 p.m.</td></tr><tr><td>Wednesday</td><td>1:30 p.m.</td><td>6:30 a.m.</td></tr><tr><td>Saturday</td><td>6:00 p.m.</td><td>6:30 a.m.</td></tr></tbody></table>		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.
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Saturday	6:00 p.m.	6:30 a.m.										
<p>The Council agenda can be viewed on the City’s website at www.ArlingtonTX.gov</p> <ul style="list-style-type: none">• For a complete Arlington Government Channel program schedule, please visit www.ArlingtonTX.gov/Broadcast												

2. **All Cash Contract of Sale – 1860 Mansfield Webb Road - Dawn Mack Rogers and Karen Mack Harris, Each Individually, as Joint Trustee, and as Beneficiary of the Jean Mack Trust, and Donna Mack Anderson and Harold Wayne Mack, Each Individually and as Beneficiary of the Jean Mack Trust.**
A resolution authorizing the City Manager, or his designee, to execute an All Cash Contract of Sale with Dawn Mack Rogers and Karen Mack Harris, each Individually, as Joint Trustee, and as Beneficiary of the Jean Mack Trust, and Donna Mack Anderson and Harold Wayne Mack, each Individually and as Beneficiary of the Jean Mack Trust, for the purchase of fee simple property rights in land being approximately 3.025 acres of land, out of the William J. Ferrell Survey, Abstract Number 515, Tarrant County, otherwise known as 1860 Mansfield Webb Road, City of Arlington, Tarrant County, Texas.

VII. APPROVAL OF MINUTES

Afternoon Meeting, December 1, 2015
Evening Meeting, December 1, 2015

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. **Execute Contract for Group Medical Plan Stop Loss Insurance Coverage (MO#12152015-001)**
Authorizing the City Manager or his designee to negotiate and execute a one year agreement for an excess risk policy (stop loss insurance) for medical and pharmacy claims under the City health insurance plan with Berkley Accident and Health of Hamilton Square, New Jersey in the estimated amount of \$488,299. Funds are budgeted in the Group Health Fund Account No. 520102-64021.
2. **Purchase & Installation of LED Video Marquee Board, Bid Project 16-0046 (MO#12152015-002)**
Authorize the City Manager or his designee to approve the purchase and installation of a new LED video marquee board with Daktronics, Inc. of Brookings, South Dakota, through the Texas Local Government Purchasing Cooperative (TLGPC) in the estimated amount of \$115,897, and execute any and all documents necessary to carry out such purchase. Funds are budgeted in the Convention Center 2016 Ancillary Projects Account No. 970107-63101.
3. **Advance Funding Agreement for Interstate Highway IH-20/Bowen Road Texas U-Turn; Project No. PWST15006 (MO#12152015-003)**
Authorizing the City Manager or his designee to execute a Local Project Advance Funding Agreement (LPAFA) with the Texas Department of Transportation (TxDOT), of Fort Worth, Texas, for construction of a Texas U-Turn for westbound to eastbound Interstate Highway IH-20 at Bowen Road in the estimated amount of \$43,112. Funding is available in Street Bond Fund Account No. 358504-61043-65680698.

4. **Construction Contract for Unity Arch, Project No. PKPL-13306 (MO#12152015-004)**
Authorize the City Manager or his designee to execute a construction contract with Raydon, Inc. of Breckenridge, Texas for construction of the plaza for the Unity Arch in the amount of \$266,663. Funding is available in Parks Capital Fund Account No. 501801-68101-53450598 [\$49,744], Convention Center Arts and Revitalization Account No. 970104-68002 [\$150,000] and TIRZ 5 Account No. 488501-68101-92260103 [\$66,919].
5. **Construction Contract for Julia Burgen Park Development, Project No. PKPL-13007 (MO#12152015-005)**
Authorize the City Manager or his designee to execute a construction contract with 2L Construction, LLC of Rhome, Texas for Julia Burgen Park Development in the amount not to exceed \$1,734,689. Funding is available in Parks Bond Fund Account No. 508503-68101-53440599 [\$1,000,000] and Parks Capital Account No. 508501-68101-53490598 [\$734,689].
6. **Design Contract for Bowman Branch Linear Park Trail, Project No. PKPL-11002 (MO#12152015-006)**
Authorizing the City Manager or his designee to execute a consultant services contract with Klotz Associates of Fort Worth, Texas for preparation of construction documents for development of Bowman Branch Linear Park Trail in the amount not to exceed \$149,390. Funding is available in Park Bond Account No. 508503-53010599-61043.
7. **Design Contract for Village/Rush Creek Trail Feasibility Study, PKPL-16004 (MO#12152015-007)**
Authorizing the City Manager or his designee to execute a consultant services contract with TransSystems Corporation Consultants of Fort Worth, Texas for a trail feasibility study along Village and Rush Creek in the amount not to exceed \$50,272. Funding is available in Park Capital Account No. 508501-53700598-61043.
8. **CityNet FY 2016 Maintenance Agreement (MO#12152015-008)**
Authorize the City Manager or his designee to provide payments to the North Central Texas Council of Governments (NCTCOG) of Arlington, Texas for the Operation and Maintenance of the CityNet hardware and software in an amount not to exceed \$618,399. Funding for the FY2016 payments is available in Information Technology Account No. 980202-63142.
9. **Three-Year Lease of Personal Computers, Bid Project 16-0039 (MO#12152015-009)**
Authorize the City Manager or his designee to negotiate and execute a contract for the three-year lease of personal computers and related computer equipment from Dell Computer Corporation of Round Rock, Texas through the State of Texas Cooperative Purchasing Program for an estimated amount of \$538,678.23 (\$179,559.41 annually) over a three-year period, and execute any and all documents necessary to carry out such contract. Funds are budgeted in the Information Technology Account No. 980103-69200.

10. **Annual Software Support and Maintenance Contract for Geographic Information System Software, Bid Project 16-0037 (MO#12152015-010)**
Authorize the City Manager or his designee to execute an annual software support and maintenance contract for geographic information system software (GIS) with Environmental Systems Research Institute (ESRI), Inc. of Redlands, California in the estimated amount of \$75,450, and execute any and all documents necessary to carry out such contract. The software support and maintenance contract is only available from ESRI, Inc. of Redlands, California; therefore, this 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 IT General Fund Account No. 980202-63142.
11. **Annual Requirements Contract for Data and Cable Supplies, Bid Project 16-0036 (MO#12152015-011)**
Authorize the City Manager or his designee to execute an annual requirements contract for the purchase of data and cable 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 \$69,500, and execute any and all documents necessary to carry out such contract. Funds are budgeted in various departmental accounts.
12. **Annual Requirements Contract for GPS Diagnostic Monitoring Services, Bid Project 16-0048 (MO#12152015-012)**
Authorize the City Manager or his designee to approve a contract for GPS Diagnostic Monitoring Services, with Networkfleet, Inc., of San Diego, California, through the United States General Services Administration (GSA) in the estimated amount of \$116,852, and execute any and all documents necessary to carry out such contract. Funds are budgeted in various departmental accounts.
13. **Annual Requirements Contract for the Purchase and Delivery of Gasoline and Diesel Fuel, Bid Project 16-0049 (MO#12152015-013)**
Authorize the City Manager or his designee to approve an annual requirements contract for the purchase and delivery of gasoline and diesel fuel with Martin Eagle Oil Company of Denton, Texas, through the interlocal agreement with the National Intergovernmental Purchasing Alliance (IPA) in the estimated amount of \$2,200,800, and execute any and all documents necessary to carry out such contract. Funds are budgeted in Fleet Services Account No. 790101-60018.
14. **Annual Requirements Contract for Irrigation Relocation, Tree Removal and Grass Replacement, Bid Project 16-0011 (MO#12152015-014)**
Authorize the City Manager or his designee to execute an annual requirements contract for irrigation relocation, tree removal, and grass replacement services with Northeast Service, Inc., dba Horton Tree Service of Kennedale, Texas, in the estimated amount of \$92,199, and execute any and all documents necessary to carry out such contract. Funds are budgeted in Street Bond Fund Account No. 358504-68153-65450699 [\$73,759.20] and Storm Water Utility Fund Account No. 308501-68151-10500199 [\$18,439.80].

15. **Annual Requirements Contract for Maintenance, Repair and Operational Supplies, Bid Project 16-0055 (MO#12152015-015)**
Authorize the City Manager or his designee to execute an annual requirements contract for the purchase of maintenance, repair and operational supplies with W.W. Grainger, Inc. of Fort Worth, Texas, through the interlocal agreement with the National Intergovernmental Purchasing Alliance (IPA) in the estimated amount of \$325,000, and execute any and all documents necessary to carry out such contract. Funds are budgeted in various departmental accounts.
16. **Annual Requirements Contract for Facility and Grounds Maintenance Supplies, Bid Project 16-0050 (MO#12152015-016)**
Authorize the City Manager or his designee to execute an annual requirements contract for the purchase of facility and grounds maintenance supplies with The Home Depot Company of Atlanta, Georgia, through the U.S. Communities Government Purchasing Alliance (U.S. Communities) in the estimated amount of \$225,000, and execute any and all documents necessary to carry out such contract. Funds are budgeted in various departmental accounts.
17. **Annual Requirements Contract for Painting Services for City-Owned Properties, Bid Project 16-0015 (MO#12152015-17)**
Authorize the City Manager or his designee to execute an annual requirements contract for painting services for city-owned properties with Concord Commercial Services, Inc. of Balch Springs, Texas, in the estimated amount of \$100,600, and execute any and all documents necessary to carry out such contract. Funds are budgeted in various departmental accounts.
18. **Renewal of Professional Services Contract for Accounts Payable Services, Bid Project 15-0024 (MO#12152015-018)**
Authorize the City Manager or his designee to exercise the second renewal in the successive professional services contract for accounts payable services for a one year term, with Cognizant Technology Solutions of College Station, Texas, in the estimated amount of \$135,000, and execute any and all documents necessary to carry out such renewal. Funds are budgeted in Payroll/Accounts Payable Professional Services Account No. 140501-61043.
19. **Renewal of Two-Year Requirements Contract for Ground & Elevated Storage Tank Cleaning, Bid Project 14-0062 (MO#12152015-019)**
Authorize the City Manager or his designee to exercise the first of two, two-year renewal options in the contract for ground & elevated storage tank cleaning with U.S Underwater Services, LLC of Mansfield, Texas in the estimated amount of \$151,600, and execute any and all documents necessary to carry out such renewal. Funds are budgeted in the Water Treatment Maintenance of Reservoirs and Storage Tanks Account No. 620102-63124.
20. **Renewal of Annual Requirements Contract for Hydrofluosilicic Acid, Bid Project 15-0034 (MO#12152015-020)**
Authorize the City Manager or his designee to exercise the first of four, one-year renewal options in the contract for the supply and delivery of hydrofluosilicic acid with Mosaic Global Sales, LLC of Lithia, Florida in the estimated amount of \$79,520, and execute any and all documents necessary to carry out such renewal. Funds are budgeted in Water Treatment Operations Account No. 620101-60008.

B. Consent Agenda Ordinances – 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.

1. **Ordinance Granting Gas Franchise to Atmos Energy Corporation**

Final reading of an ordinance amending the “Utilities” Chapter of the Code of the City of Arlington, Texas, 1987, through the amendment of Article III, entitled Gas, by granting to Atmos Energy Corporation, a Texas and Virginia corporation, its successors and assigns, a franchise to furnish, transport and supply gas to the general public in the City of Arlington, Tarrant County, Texas, for the transporting, delivery, sale, and distribution of gas in, out of, and through said municipality for all purposes; providing for the payment of a fee or charge for the use of the streets, alleys, and public ways; repealing all previous Atmos Energy gas franchise ordinances; providing that it shall be in lieu of other fees and charges, excepting ad valorem taxes; prescribing the terms, conditions, obligations and limitations under which such franchise shall be exercised; providing this ordinance be cumulative; providing for severability; providing for governmental immunity; providing for injunctions; and providing an effective date

C. Consent Agenda Resolutions

1. **FY16 Investment Policy**

A resolution approving and adopting the Investment Policy for the City of Arlington, Texas.

2. **City Participation, 16-Inch Water Line for the Kroger-Sublett Addition, Project No. WUOP15010**

A resolution authorizing City participation with Kroger Texas LP, of Irving, Texas, in the cost of a 16-inch water line along US Highway 287 north of Sublett Road for an amount not to exceed \$186,064.20.

3. **Salary Adjustments for Council Appointees**

a. A resolution adjusting the annual salary for the City Auditor of the City of Arlington.

b. A resolution adjusting the annual salaries for the Municipal Court Judges of the City of Arlington.

4. **Reimbursement Agreement with Kroger Texas, L.P.**

A resolution authorizing the execution of a Chapter 380 program Agreement by and between Kroger Texas, L.P., and the City of Arlington, Texas, relative to the cost of developing the property located at the northwest corner of Sublett Road and U.S. Highway 287, specifically the construction of Sublett Road to a four lane roadway with related improvements west of U.S. Highway 287 in Arlington, Texas.

5. **Assignment of Rights and Obligations of Tax Abatement and Chapter 380 Grant Agreement with Exeter 4900 Sherry, L.P. (Arlington Commerce Center Bldg. C)**

A resolution approving the assignment of all the rights and obligations accruing to Exeter 4900 Sherry, L.P. under that certain Tax Abatement and Chapter 380 Grant Agreement by and between Exeter 4900 Sherry, L.P. and the City of Arlington, Texas, previously approved by City Council Resolution No. 13-158.

END OF CONSENT AGENDA

IX. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

X. CONSIDER AND VOTE ON WITHDRAWN ITEMS

XI. RESOLUTIONS

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

A. Resolutions:

1. **Resolutions to Amend the Grant Agreement with the Arlington Tomorrow Foundation, Amend the Arlington Tomorrow Foundation Program and to Authorize Future Contributions to the Arlington Tomorrow Foundation**
 - a. A resolution authorizing the amendment of the Arlington Tomorrow Foundation Program relative to the funding.
 - b. A resolution authorizing the execution of the First Amendment to the Second Modified and Restated Grant Agreement entered into by and between the City of Arlington, a Texas home-rule municipal corporation, and the Arlington Tomorrow Foundation, Inc., a Texas nonprofit corporation.
 - c. A resolution amending Resolution No. 15-008 relative to authorizing contributions to the Arlington Tomorrow Foundation in accordance with the Arlington Tomorrow Foundation Program and Grant Agreement between the City of Arlington and the Arlington Tomorrow Foundation.
2. **Phase I Capital Improvement Plan for the Arlington Convention Center Facilities**

A resolution adopting a Phase I Capital Improvement Plan for the Arlington Convention Center.
3. **Arlington Ballpark District Entertainment Block, LLC - Chapter 380 Agreement for Economic Development Incentives**

A resolution authorizing the City Manager or his designee to execute an Economic Development Incentive Agreement by and among Arlington Ballpark District Entertainment Block, LLC, Arlington Ballpark District Entertainment Block, Inc., Arlington Convention Center Development Corporation, and the City of Arlington, Texas, relative to development of the southwest corner of the intersection of East Randol Mill Road and Nolan Ryan Expressway.

XII. PUBLIC HEARINGS: ORDINANCES FIRST READING AND RESOLUTIONS

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 and Final Emergency Reading

1. **Alternative Sign Plan Z06-40R1/B06-40R1-ASP (Glorypark)**

Following the public hearing, consider adopting an ordinance approving Alternate Sign Plan Z06-40R1/BO6-40R1-ASP for a certain portion of the Glorypark Planned Development. An ordinance adopting Alternate Sign Plan, Z06-40R1/B06-40R1-ASP, for a certain portion of property known as the “First Phase Property” located in an area zoned Glorypark PD (a “PD for mixed uses including major sports complex; certain agricultural, animal related; auto related; commercial; institutional; office; recreation, entertainment; residential lodging; retail, personal service; temporary accessory; utility, communication, transportation; wholesale, distribution, storage; and gas drilling and production uses”); authorizing the building official to issue permits upon the effective date; providing for a fine of up to \$2,000.00 for each violation; providing this ordinance be cumulative; and providing for repeal of conflicting ordinances, severability, governmental immunity, injunctions, declaring an emergency and establishing an effective date.

ORDINANCE FIRST AND FINAL READING

An ordinance adopting Alternate Sign Plan, Z06-40R1/B06-40R1-ASP, for a certain portion of property known as the “First Phase Property” located in an area zoned Glorypark PD (a “PD for mixed uses including major sports complex; certain agricultural, animal related; auto related; commercial; institutional; office; recreation, entertainment; residential lodging; retail, personal service; temporary accessory; utility, communication, transportation; wholesale, distribution, storage; and gas drilling and production uses”); authorizing the building official to issue permits upon the effective date; providing for a fine of up to \$2,000.00 for each violation; providing this ordinance be cumulative; and providing for repeal of conflicting ordinances, severability, governmental immunity, injunctions, declaring an emergency and establishing an effective date.

B. Public Hearing – Resolutions

1. **(CONTINUED) Variance Appeal to the Alcohol Distance Requirements of the "Occupation Taxes" Chapter - AV15-1**

Following the public hearing, consider a resolution authorizing a variance to the distance requirements of the “Occupation Taxes and Licenses” Chapter of the Code of the City of Arlington, relative to allowing the sale of alcoholic beverages for off-premise consumption within three hundred feet (300’) of a public school.

RESOLUTION

A resolution authorizing a variance to the distance requirements for the sale of alcohol for off-premise consumption at Hawk’s Pantry, located at 1606 West Randol Mill Road, Arlington, Texas, pursuant to Section 1.04 of the Occupation Taxes Chapter of the Code of the City of Arlington.

XIII. ANNOUNCEMENTS

XIV. CITIZEN PARTICIPATION– Recognition of visitors with items of business not on the agenda.