



CITY OF GRAPEVINE, TEXAS  
REGULAR CITY COUNCIL MEETING AGENDA  
TUESDAY, OCTOBER 2, 2018

GRAPEVINE CITY HALL, SECOND FLOOR  
200 SOUTH MAIN STREET  
GRAPEVINE, TEXAS

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5:15 p.m.	Call to Order of City Council Meeting - City Council Chambers
5:15 p.m.	Executive Session - City Council Conference Room
5:30 p.m.	Regular Meeting - City Council Chambers

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**CALL TO ORDER: 5:30 p.m.** - City Council Chambers

**EXECUTIVE SESSION:**

1. City Council to recess to the City Council Conference Room to conduct a closed session relative to:
  - A. Real property relative to deliberation to the purchase, exchange, lease, sale or value of real property (City facilities, Public Works, and the 185 acres) pursuant to Section 551.072, Texas Government Code.
  - B. Conference with City Manager and Staff to discuss and deliberate commercial and financial information received from business prospects the City seeks to have locate, stay, or expand in the City; deliberate the offer of a financial or other incentive; with which businesses the City is conducting economic development negotiations pursuant to Section 551.087, Texas Government Code.

City Council to reconvene in open session in the City Council Chambers and take any necessary action relative to items discussed in Executive Session.

**REGULAR MEETING: 5:30 p.m.** - City Council Chambers

2. Invocation: Council Member Mike Lease
3. Posting of the Colors and Pledges of Allegiance: Boy Scout Troop 1905

**CITIZEN COMMENTS**

4. Any person who is not scheduled on the agenda may address the City Council under Citizen Comments by completing a Citizen Appearance Request form with the City Secretary. In accordance with the Texas Open Meetings Act, the City Council is restricted in discussing or taking action during Citizen Comments.

## PRESENTATIONS

5. Mayor Tate to present a proclamation declaring October 2, 2018 as “National Night Out.”

## NEW BUSINESS

6. Consider **Resolution No. 2018-078** authorizing a Project Utility Adjustment Agreement and subsequent work specific Utility Adjustment Agreement Amendments with NorthGate Constructors for the necessary relocation and adjustment of City water and wastewater facilities due to the 635/121 Interchange construction, and **Ordinance No. 2018-072** appropriating the funds.

## CONSENT AGENDA

Consent items are deemed to need little Council deliberation and will be acted upon as one business item. Any member of the City Council or member of the audience may request that an item be withdrawn from the consent agenda and placed before the City Council for full discussion. Approval of the consent agenda authorizes the City Manager, or his designee, to implement each item in accordance with Staff recommendations.

7. Consider the renewal of an annual contract for enterprise sourcing services with Ion Wave Technologies, Inc. for the Fiscal Services Department. Chief Financial Officer recommends approval.
8. Consider the renewal of an annual contract for financial system support services with STW, Inc. Chief Financial Officer recommends approval.
9. Consider the appropriation and transfer of funds to Public Agencies Retirement Services (PARS) for the purpose of funding the Other Post-Employment Benefits (OPEB) Trust and **Ordinance No. 2018-073** appropriating the funds. Chief Financial Officer recommends approval.
10. Consider the renewal of annual contracts for trees and large shrubs with Fannin Tree Farm, Southwest Wholesale Nursery, and Unique Landscaping Design and Construction. Parks and Recreation Director recommends approval.
11. Consider the first amendment to the interlocal agreement for asphalt overlay work with Tarrant County. Public Works Director recommends approval.
12. Consider an amendment to the contract for land acquisition services with Teague, Nall, and Perkins, Inc. Public Works Director recommends approval.

13. Consider a procurement contract for providing ultraviolet disinfection equipment at the Wastewater Treatment Plant with Enviro-line Company, Inc. and **Ordinance No. 2018-074** appropriating the funds. Public Works Director recommends approval.
14. Consider a developers agreement with CPR-GREP Elan Grapevine Owner, L.P. for The Preserve and **Ordinance No. 2018-075** amending the Fiscal Year 2018 Capital Budget. Public Works Director recommends approval.
15. Consider **Ordinance No. 2018-076** amending the Grapevine Code of Ordinances Chapter 23 Traffic, Article V Parking, prohibiting parking on the north side of West Franklin Street from South Church Street to South Barton Street and the east side of South Church Street from West Dallas Road to West Nash Street. Public Works Director recommends approval.
16. Consider **Ordinance No. 2018-077** abandoning a partial utility easement on Lot 3A, Block A, Kelley Addition. Public Works Director recommends approval.
17. Consider the minutes of the September 18, 2018 Regular City Council meeting. City Secretary recommends approval.

Pursuant to the Texas Open Meetings Act, Texas Government Code, Chapter 551.001 et seq, one or more of the above items may be considered in Executive Session closed to the public. Any decision held on such matter will be taken or conducted in open session following conclusion of the executive session.

#### ADJOURNMENT

In accordance with the Open Meetings Law, Texas Government Code, Chapter 551, I hereby certify that the above agenda was posted on the official bulletin boards at Grapevine City Hall, 200 South Main Street and on the City's website on September 28, 2018 by 5:00 p.m.

*Tara Brooks*

Tara Brooks  
City Secretary



If you plan to attend this public meeting and you have a disability that requires special arrangements at the meeting, please contact the City Secretary's Office at 817.410.3182 at least 24 hours in advance of the meeting. Reasonable accommodations will be made to assist your needs.

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**MEMO TO:** HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

**FROM:** BRUNO RUMBELOW, CITY MANAGER *BR*

**MEETING DATE:** OCTOBER 2, 2018

**SUBJECT:** 635/121 INTERCHANGE PROJECT PROJECT UTILITY ADJUSTMENT AGREEMENT — NORTHGATE CONSTRUCTORS

**RECOMMENDATION:** City Council consider a resolution authorizing a Project Utility Adjustment Agreement (PUAA) and subsequent work specific Utility Adjustment Agreement Amendments (UAAA) with NorthGate Constructors for the necessary relocation and adjustment of City water and wastewater facilities due to the 635/121 Interchange construction, and consider an ordinance appropriating funds for this agreement.

**FUNDING SOURCE:** Funds are available in the Utility Enterprise Capital Fund in the amount of \$4,500,000 for this purpose.

**BACKGROUND:** The \$370 million 635/121 Interchange project is a phase of the overall DFW Connector Project. This project will require the relocation of City water and wastewater facilities throughout the corridor. Staff is proposing to enter into a Project Utility Adjustment Agreement. This is the same vehicle the City used to relocate utilities in the original DFW Connector project.

With the short timeline for each component of the 635/121 interchange project under the design/build concept, the standard process for City water and wastewater adjustments, including design, bid, and build, would pose significant potential for delays to the aggressive work schedule necessary to complete the project on time.

By entering into an agreement whereby NorthGate designs and constructs our utility adjustments, this streamlines the process by taking advantage of their large engineering staff on site and their subcontractors that can undertake adjustments with very little lead time and can quickly adapt to an evolving schedule. The City still reserves the right to review all plans and can impose restrictions on the work schedule to protect our interests during peak use times of the year.

The Project Agreement stipulates the general terms and guidelines under which the City and NorthGate Constructors will pursue our relocations and adjustments. Subsequent Utility Adjustment Agreement Amendments (UAAA) will be approved by staff as the construction components are designed and are ready for construction. Cumulative approvals of UAAs will not exceed the cost estimate established in this Project Agreement without further City Council consideration.

In this process, the City Council approves an agreement price based on the current engineer's estimate and the most up to date quantities available. The actual cost to the City will be based on construction plans approved by City staff and a public bid process. City staff and NorthGate Constructors currently estimate the total public relocations at \$7.2 million which includes the City's contribution.

Staff recommends approval

RESOLUTION NO. 2018-078

A RESOLUTION OF THE CITY OF GRAPEVINE CITY COUNCIL APPROVING A PROJECT UTILITY ADJUSTMENT AGREEMENT; AUTHORIZING EXPENDITURES FOR THE PERFORMANCE OF SAID WORK; AND DECLARING AN EFFECTIVE DATE

WHEREAS, the Texas Department of Transportation (TXDOT) has undertaken the reconstruction and widening of the DFW Connector through the use of a Comprehensive Development Agreement (CDA); and

WHEREAS, the Developer Team selected by TxDOT through their CDA process as submitting the best proposal is NorthGate Constructors, and

WHEREAS, the DFW Connector project will require the relocation of City water and wastewater facilities; and

WHEREAS, NorthGate Constructors has sought and obtained unit cost estimates for the City's utility relocations in a competitive manner, and such process meets or exceeds the requirements of Chapter 252 of the Local Government Code; and

WHEREAS, the City wishes to enter into a Project Utility Adjustment Agreement with NorthGate to provide for the adjustment of City water and wastewater utility facilities by NorthGate and its subcontractors to expedite the aggressive construction schedule for the DFW Connector; and

WHEREAS, the City's share of the relocation and adjustment costs, including design, based upon the low bidder's unit costs and upon the latest quantity estimates for the utility relocations is \$ 4,500,000; and

WHEREAS, the City Council finds and concludes that the citizens are best served by the City approving the Project Utility Adjustment agreement with NorthGate, without the necessity of accepting additional competitive bids pursuant to Chapter 252, Texas Local Government Code; and

WHEREAS, all constitutional and statutory prerequisites for the approval of this resolution have been met, including but not limited to the Open Meetings Act; and

WHEREAS, the City Council deems the adoption of this resolution to be in the best interests of the health, safety, and welfare of the public.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS:

Section 1. That all matters stated hereinabove are found to be true and correct and are incorporated herein by reference as if copied in their entirety.

Section 2. The City Council approves the Project Utility Adjustment Agreement with NorthGate for a total amount not to exceed \$4,500,000.

Section 3. That the City Manager or his designee is authorized to take all steps necessary to enter into agreement and supplement amendments not to exceed said amount.

Section 4. That this resolution shall take effect from and after the date of its passage.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS on this the 2nd day of October, 2018.

APPROVED:

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William D. Tate  
Mayor

ATTEST:

\_\_\_\_\_  
Tara Brooks  
City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney

ORDINANCE NO. 2018-072

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, REVISING THE ADOPTED CAPITAL IMPROVEMENTS BUDGET FOR THE FISCAL YEAR ENDING IN 2019, PROVIDING FOR THE TRANSFER OF THE FUNDS; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City Council of the City of Grapevine desires to relocate and adjust the City water and wastewater facilities due to the 635/121 Interchange construction; and

WHEREAS, funding for the relocation and adjustment of City water and wastewater facilities is not currently included in the Fiscal Year 2018-2019 Capital Improvements Plan Budget; and

WHEREAS, all constitutional and statutory prerequisites for the approval of this ordinance have been met, including but not limited to the Open Meetings Act and Chapter 211 of the Local Government Code; and

WHEREAS, the City Council deems the adoption of this ordinance to be in the best interests of the health, safety, and welfare of the public.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS:

Section 1. That all matters stated hereinabove are found to be true and correct and are incorporated herein by reference as if copied in their entirety.

Section 2. That the City Council hereby authorizes an amount of \$4,500,000 be appropriated from the Utility Enterprise Capital Fund for the relocation and adjustment of the City water and wastewater facilities due to the 635/121 Interchange construction.

Section 3. That a copy of the revised FY 2018-2019 Capital Improvements Plan budget document shall be kept on file in the office of the City Secretary and on the City of Grapevine website.

Section 4. That the terms and provisions of this ordinance shall be deemed to be severable, and that if the validity of any section, subsection, word, sentence or phrase shall be held to be invalid, it shall not affect the remaining part of this ordinance.

Section 5. That the fact that the present ordinances and regulations of the City of Grapevine, Texas are inadequate to properly safeguard the health, safety, morals, peace and general welfare of the inhabitants of the City of Grapevine, Texas, creates an

emergency for the immediate preservation of the public business, property, health, safety, and general welfare which requires that this ordinance shall take effect immediately from and after its passage and it is accordingly so ordained.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS on this the 2nd day of October, 2018.

APPROVED:

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William D. Tate  
Mayor

ATTEST:

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Tara Brooks  
City Secretary

APPROVED AS TO FORM:

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City Attorney

**MEMO TO:** HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

**FROM:** BRUNO RUMBELOW, CITY MANAGER *BR*

**MEETING DATE:** OCTOBER 2, 2018

**SUBJECT:** APPROVAL TO RENEW AN ANNUAL CONTRACT FOR ENTERPRISE SOURCING SERVICES

**RECOMMENDATION:** City Council to consider the renewal of an annual contract for enterprise sourcing services with Ion Wave Technologies, Inc. for the Fiscal Services Department.

**FUNDING SOURCE:** Funds for this purchase are available in account 100-44500-105-003 (IT License & Maintenance Fees) for an amount not to exceed \$21,400.

**BACKGROUND:** The Ion Wave enterprise sourcing package automates the process of creating, issuing, awarding bids and managing contracts. By leveraging the system's libraries, templates, and importing capabilities, the procurement function benefits from increased speed, automated auditing, and the elimination of redundant data entry. It also increases vendor participation in the bid process.

This contract is with Ion Wave Technologies, Inc. for eProcurement and contract management services and if approved, this will be the second of four optional renewals available.

Staff recommends approval.

BS

**MEMO TO:** HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

**FROM:** BRUNO RUMBELOW, CITY MANAGER *BR*

**MEETING DATE:** OCTOBER 2, 2018

**SUBJECT:** APPROVAL TO RENEW AN ANNUAL CONTRACT FOR FINANCIAL SYSTEM SUPPORT SERVICES

**RECOMMENDATION:** City Council to consider the renewal of an annual contract for financial system support services with STW, Inc. for the Fiscal Services Department.

**FUNDING SOURCE:** Funds for this purchase are available in accounts 100-44500-105-2 (Licenses and Fees) and 200-44500-530-3 (Licenses and Fees) for an annual estimated amount of \$35,070.

**BACKGROUND:** The original agreement was initiated in 1995 with STW, Inc. to provide these services and has been renewed every year since. If approved, this will cover IT financial system services for the 2019 fiscal year annual renewal period. The purpose of the licensing agreement is to provide on-going services for the City's finance system.

The agreement provides for basic support services for issues related to the operation of the STW application software on local personal computers, related printing issues, application security, and licensing fees. Additional funding has been appropriated to cover special projects, tailored training, and other issues that are not covered by the agreement and will be billed at the agreed upon hourly rate included in the agreement. This agreement provides periodic database tuning, analyzes server performance issues, reporting tools and security as it relates to the STW application software.

Staff recommends approval.

JS/BS

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**MEMO TO:** HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

**FROM:** BRUNO RUMBELOW, CITY MANAGER *BR*

**MEETING DATE:** OCTOBER 2, 2018

**SUBJECT:** RETIREMENT HEALTH CARE PLAN TRUST TRANSFER OF FUNDS AND APPROPRIATION ORDINANCE

**RECOMMENDATION:** City Council consider the appropriation and transfer of funds to Public Agencies Retirement Services (PARS) for the purpose of funding the Other Post Employment Benefits (OPEB) Trust.

**FUNDING SOURCE:** Upon approval of the attached appropriation ordinance, funding for this program will be available in the Trust and Agency Fund in the amount of \$500,000.

**BACKGROUND:** Government Accounting Standards Board Statement 45 (GASB 45), requires the City to account for its OPEB costs, which include the City's retiree healthcare and death related benefits. In order to establish a funding source for the future costs, an OPEB trust was established as part of the City's program of benefits. This not only provides a funding source for retiree health care benefits, it also strengthens the City's overall financial position by helping to offset the liability. The stronger financial position has had a positive impact on the bond program by enhancing the City's credit worthiness and bond rating.

The City has access to the trust funds at any point in time to pay for retiree healthcare costs. This action increases the formal reserve fund for retiree health care, and it provides a positive balance to offset the long-term reportable liability required by GASB.

On October 18, 2016, the City Council approved a resolution to adopt the PARS Post-Retirement Health Care Plan Trust, and funded the first \$500,000 contribution. On October 3, 2017, the City Council approved the second transfer of funds in the amount of \$500,000. If approved, this will be the third appropriation and transfer.

Staff recommends approval.

MH/GSJ

ORDINANCE NO. 2018-073

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS; APPROPRIATING \$500,000.00 FROM THE TRUST AND AGENCY FUND UNAPPROPRIATED FUND BALANCE; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City Council of the City of Grapevine desires to participate in the PARS Public Agencies Post-Retirement Health Care Plan Trust (the "Program") to fund post-employment benefits for its employees; and

WHEREAS, the City is eligible to participate in the Program, a tax-exempt trust and plan performing an essential governmental function within the meaning of Section 115 of the Internal Revenue Code; and

WHEREAS, the City's adoption and operation of the Program has no effect on any current or former employee's entitlement to post-employment benefits; and

WHEREAS, the City's funding of the Program does not, and is not intended to, create any new vested right to any benefit nor strengthen any existing vested right; and

WHEREAS, the City desires to appropriate and transfer \$500,000.00 to PARS for the purpose of funding the Trust; and

WHEREAS, constitutional and statutory prerequisites for the approval of this ordinance have been met, including but not limited to the Open Meetings Act; and

WHEREAS, the City Council deems the adoption of this ordinance is in the best interests of the health, safety, and welfare of the public.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS:

Section 1. That all matters stated herein above are true and correct and are incorporated herein by reference, as if copied in their entirety.

Section 2. That the City Council hereby appropriates the funding.

Section 3. That the City Council hereby authorizes an amount of \$500,000.00 to be appropriated.

Section 4. That this ordinance shall take effect immediately upon passage by the City Council of the City of Grapevine, Texas.

Section 5. The fact that the present ordinances and regulations of the City of Grapevine, Texas are inadequate to properly safeguard the health, safety, morals, peace and general welfare of the public creates an emergency which requires that this ordinance become effective from and after the date of its passage, and it is accordingly so ordained.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS on this the 2nd day of October, 2018.

APPROVED:

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William D. Tate  
Mayor

ATTEST:

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Tara Brooks  
City Secretary

APPROVED AS TO FORM:

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City Attorney

**MEMO TO:** HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

**FROM:** BRUNO RUMBELOW, CITY MANAGER *BR*

**MEETING DATE:** OCTOBER 2, 2018

**SUBJECT:** APPROVAL TO RENEW ANNUAL CONTRACTS FOR THE PURCHASE OF TREES AND LARGE SHRUBS

**RECOMMENDATION:** City Council to consider the renewal of annual contracts for trees and large shrubs with Fannin Tree Farm, Southwest Wholesale Nursery and Unique Landscaping Design & Construction for the Parks and Recreation Department.

**FUNDING SOURCE:** Funds for this purchase are available in accounts 100-43355-312-003 (Recreation Facilities) 100-42205-312-003 (Grounds Maintenance) 174-74015-312-052 (Landscaping PCMF) and 119-44540-312-009 (Professional Services) for an annual estimated amount of \$355,000.

**BACKGROUND:** The purpose of this contract is to establish fixed annual pricing for trees and large shrubs. Awarding contracts to multiple vendors will help mitigate issues that may occur due to quality and supply fluctuation of plants and trees.

Bids were taken in accordance with Local Government Code Chapter 252, Subchapter B, Section 252.021 (a) and Section 252.041 (a). The contract was for an initial one-year period with four, one-year renewal options. If approved, this will be for the third renewal available.

Staff recommends approval.

MH/LW

**MEMO TO:** HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

**FROM:** BRUNO RUMBELOW, CITY MANAGER *BR*

**MEETING DATE:** OCTOBER 2, 2018

**SUBJECT:** FIRST AMENDMENT TO INTERLOCAL AGREEMENT WITH TARRANT COUNTY FOR ASPHALT OVERLAY WORK

**RECOMMENDATION:** City Council consider approval of the first amendment to the interlocal agreement for asphalt overlay work with Tarrant County.

**FUNDING SOURCE:** Funding is available in account 174-43301-415-090 not to exceed \$200,000.

**BACKGROUND:** The City approved an Interlocal Agreement with Tarrant County to perform asphalt overlay work on Boyd Drive and Dove Loop Road on August 21, 2018. The Interlocal Agreement expired on September 20, 2018.

Tarrant County has rescheduled this work due to weather delays. The work is expected to be completed in October of 2018.

This amendment will extend the agreement until March 31, 2019 or until project completion.

Staff recommends approval.

**THE STATE OF TEXAS**

**FIRST AMENDMENT TO  
INTERLOCAL AGREEMENT**

**COUNTY OF TARRANT**

WHEREAS on September 11, 2018, Tarrant County, Texas (“COUNTY”) and the City of Grapevine (“CITY”) entered into an Interlocal Agreement for the COUNTY’s assistance to:

- Rehabilitate and Resurface Boyd Drive located within the City of Grapevine from BS 114 to Turner Road (Approximately 950 linear feet).
- Resurface Boyd Drive located within the City of Grapevine from Turner Road to Wildwood Lane (Approximately 1,228 linear feet).
- Resurface Dove Loop Road located within the City of Grapevine from Dooley Street to Boyd Drive (Approximately 1,102 linear feet).

Collectively, hereinafter referred to as the “**Project**”.

WHEREAS, the Interlocal Cooperation Act contained in Chapter 791 of the Texas Government Code provides legal authority for the parties to enter into this Agreement; and

WHEREAS, during the performance of the governmental functions and the payment for the performance of those governmental functions under this Agreement, the parties will make the performance and payment from current revenues legally available to that party

NOW, THEREFORE, the COUNTY and the CITY desire to amend the Agreement to extend the term of the Agreement until March 31, 2019 or until the Project is completed whichever occurs first. Either party may terminate this Agreement at any time—either before the expiration of the initial term by providing the other party with 30-days written notice of termination. In the event of termination by either party, neither party shall have any obligations to the other party under this Agreement, except that the CITY is still liable for payment to the COUNTY for any outstanding invoice for the Project.

**TARRANT COUNTY, TEXAS**

**CITY OF GRAPEVINE**

\_\_\_\_\_  
B. Glen Whitley  
COUNTY JUDGE

\_\_\_\_\_  
Bruno Rumbelow  
CITY MANAGER

Date: \_\_\_\_\_

Date: \_\_\_\_\_

\_\_\_\_\_  
Gary Fickes  
COMMISSIONER, PRECINCT 3

\_\_\_\_\_  
Bryan Beck, P.E.  
DIRECTOR OF PUBLIC WORKS

Date: \_\_\_\_\_

Date: \_\_\_\_\_

Attest:

\_\_\_\_\_  
Criminal District Attorney's Office\*

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\* By law, the Criminal District Attorney's Office may only approve contracts for its clients. We reviewed this document as to form from our client's legal perspective. Other parties may not rely on this approval. Instead those parties should seek contract review from independent counsel.

**MEMO TO:** HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

**FROM:** BRUNO RUMBELOW, CITY MANAGER *BR*

**MEETING DATE:** OCTOBER 2, 2018

**SUBJECT:** APPROVAL OF A CONTRACT AMENDMENT FOR LAND ACQUISITION SERVICES

**RECOMMENDATION:** City Council to consider an amendment to the contract for land acquisition services with Teague, Nall, and Perkins, Inc.

**FUNDING SOURCE:** Funding for this purchase is limited to the budgeted amount by each department in an amount not to exceed \$50,000.

**BACKGROUND:** The purpose of this contract was to establish third party support for acquisition of property required by the City for capital projects on an as-needed basis. These services included necessary surveying, appraisal, negotiation, title curative, and closing support. Staff anticipated the \$100,000 fee recommended would support up to 15 parcels depending on the complexity of the acquisition.

Since the award of the contract on October 3, 2017, 10 task orders have been created for a total of \$97,000 in expenses. Staff recommends an additional \$50,000 be awarded to Teague, Nall and Perkins for future land acquisition services.

Staff intends to use this contract in support of specific capital projects with an emphasis on utility projects and specific City Council supported economic development initiatives.

Staff recommends approval.

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**MEMO TO:** HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

**FROM:** BRUNO RUMBELOW, CITY MANAGER *BR*

**MEETING DATE:** OCTOBER 2, 2018

**SUBJECT:** APPROVAL OF EQUIPMENT PROCUREMENT CONTRACT FOR THE WASTEWATER TREATMENT PLANT ULTRAVIOLET DISINFECTION SYSTEM AND AN APPROPRIATION ORDINANCE

**RECOMMENDATION:** City Council consider the procurement contract with Enviro-line Company, Inc. for providing ultraviolet disinfection equipment at the wastewater treatment plant and consider an ordinance appropriating the funds.

**FUNDING SOURCE:** Upon approval, funds in the amount of \$297,100 will be available in the Utility Enterprise Capital Fund Account 201-48930-543-00-1801032.

**BACKGROUND:** The UV disinfection system is the last treatment stage of the wastewater treatment plant (WWTP) and is vital for treating effluent water from the plant. The existing disinfection system was installed in 1997 and is at the end of its useful life.

The purpose of this procurement is to select a manufacturer of the ultraviolet (UV) system based on set criteria and a scoring system that was part of the bid package. The selection criteria was based on items such as price, service capability, design features/layout and O&M considerations.

Three manufacturers picked up the bid package and two responded, with the following results from a staff selection committee:

Price Score  
Enviro-line \$ 297,100 82.0  
Trojan \$ 448,500 69.9

Once the procurement contract is awarded, the manufacturer will commence work on the UV system and the Engineer of Record (Parkhill, Smith and Cooper) will design the UV construction replacement project around the selected manufacturer (Enviro-line).

The total estimated construction cost including the Enviro-line equipment is \$760,000. Staff expects to bring the construction contract to the City Council for consideration in the spring of 2019.

Staff recommends approval.

ORDINANCE NO. 2018-074

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, REVISING THE ADOPTED CAPITAL IMPROVEMENTS BUDGET FOR THE FISCAL YEAR ENDING IN 2018; PROVIDING FOR THE TRANSFER OF THE FUNDS; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City Council of the City of Grapevine desires to procure ultraviolet disinfection equipment at the Wastewater Treatment Plant; and

WHEREAS, funding for the procurement is not currently included in the Fiscal Year 2017-2018 Capital Improvements Plan Budget; and

WHEREAS, all constitutional and statutory prerequisites for the approval of this ordinance have been met, including but not limited to the Open Meetings Act and Chapter 211 of the Local Government Code; and

WHEREAS, the City Council deems the adoption of this ordinance to be in the best interests of the health, safety, and welfare of the public.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS:

Section 1. That all matters stated hereinabove are found to be true and correct and are incorporated herein by reference as if copied in their entirety.

Section 2. That the City Council hereby authorizes an amount of \$297,100 be appropriated from the Utility Enterprise Capital Fund for the procurement of ultraviolet disinfection equipment at the Wastewater Treatment Plant.

Section 3. That a copy of the revised Fiscal Year 2017-2018 Capital Improvements Plan budget document shall be kept on file in the office of the City Secretary and on the City of Grapevine website.

Section 4. That the terms and provisions of this ordinance shall be deemed to be severable, and that if the validity of any section, subsection, word, sentence or phrase shall be held to be invalid, it shall not affect the remaining part of this ordinance.

Section 5. That the fact that the present ordinances and regulations of the City of Grapevine, Texas are inadequate to properly safeguard the health, safety, morals, peace and general welfare of the inhabitants of the City of Grapevine, Texas, creates an emergency for the immediate preservation of the public business, property, health, safety,

and general welfare which requires that this ordinance shall take effect immediately from and after its passage and it is accordingly so ordained.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS on this the 2nd day of October, 2018.

APPROVED:

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William D. Tate  
Mayor

ATTEST:

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Tara Brooks  
City Secretary

APPROVED AS TO FORM:

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City Attorney

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**MEMO TO:** HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

**FROM:** BRUNO RUMBELOW, CITY MANAGER *BR*

**MEETING DATE:** OCTOBER 2, 2018

**SUBJECT:** DEVELOPER'S AGREEMENT WITH CPR-GREP ELAN GRAPEVINE OWNER, L.P. FOR THE PRESERVE AND APPROPRIATION ORDINANCE

**RECOMMENDATION:** City Council to consider approval of a developer's agreement with CPR-GREP Elan Grapevine Owner, L.P. for The Preserve development and an appropriation ordinance amending the Fiscal Year 2018 Capital Budget.

**FUNDING SOURCE:** Upon approval, funding for Glade Road will be available in the Capital Projects Streets Fund 178 in the estimated amount of \$40,000 and upon approval, funding for the 12-inch water line will be available in the Utility Enterprise Capital Fund 201 Impact Fees eligible in the estimated amount of \$148,000.

**BACKGROUND:** The Preserve development was approved by the City Council on February 20, 2018. This 399 -unit, multi -family apartment complex requires off-site improvements to be adequately served. City staff and the developer have agreed to certain betterments as part of the developer's required improvements to serve the community and support future development.

The developer is required to extend an 8-inch water line under State Highway 360 and north to connect to the existing system at Eules-Grapevine Road at its sole cost. The City requires a 12" water line to support future development. The City will pay additional costs associated with this oversizing betterment estimated at \$148,000.

In addition, the developer is required to provide for the construction of two lanes of Glade Road from State Highway 360 east to the DFW Airport boundary. The City will pay for approximately one half of the of the asphalt transition for the project not to exceed \$40,000 in support of the permanent concrete paving supported by the developer. This improvement will provide for one half of the ultimate four lane section of Glade within the Grapevine corporate limits consistent with the current Master Thoroughfare Plan.

Staff recommends approval.

ORDINANCE NO. 2018-075

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, REVISING THE ADOPTED CAPITAL IMPROVEMENTS BUDGET FOR THE FISCAL YEAR ENDING IN 2018; PROVIDING FOR \$40,000 IN THE CAPITAL PROJECT STREETS FUND AND \$148,000 IN THE UTILITY ENTERPRISE CAPITAL FUND; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City Council of the City of Grapevine desires to enter into a Developers Agreement with city participation with CPR-GREP Elan Grapevine Owner, L.P. for The Preserve in an amount estimated at \$188,000; and

WHEREAS, funding for the Developers Agreement with CPR-GREP Elan Grapevine Owner, L.P. is not currently included in the Fiscal Year 2017-2018 Capital Improvements Plan Budget; and

WHEREAS, all constitutional and statutory prerequisites for the approval of this ordinance have been met, including but not limited to the Open Meetings Act and Chapter 211 of the Local Government Code; and

WHEREAS, the City Council deems the adoption of this ordinance to be in the best interests of the health, safety, and welfare of the public.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS:

Section 1. That all matters stated hereinabove are found to be true and correct and are incorporated herein by reference as if copied in their entirety.

Section 2. That the City Council hereby authorizes an amount of \$148,000 from the Utility Enterprise Capital Fund and \$40,000 in the Capital Project Streets Fund for the City to enter into a Developers Agreement with CPR-GREP Elan Grapevine Owner, L.P. for The Preserve.

Section 3. That a copy of the revised FY 2017-2018 Capital Improvements Plan budget document shall be kept on file in the office of the City Secretary and on the City of Grapevine website.

Section 4. That the terms and provisions of this ordinance shall be deemed to be severable, and that if the validity of any section, subsection, word, sentence or phrase shall be held to be invalid, it shall not affect the remaining part of this ordinance.

Section 5. That the fact that the present ordinances and regulations of the City of Grapevine, Texas, are inadequate to properly safeguard the health, safety, morals, peace and general welfare of the inhabitants of the City of Grapevine, Texas, creates an emergency for the immediate preservation of the public business, property, health, safety and general welfare of the public which requires that this ordinance shall become effective from and after the date of its final passage, and it is accordingly so ordained.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS on this the 2nd day of October, 2018.

APPROVED:

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William D. Tate  
Mayor

ATTEST:

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Tara Brooks  
City Secretary

APPROVED AS TO FORM:

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City Attorney

**MEMO TO:** HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

**FROM:** BRUNO RUMBELOW, CITY MANAGER *BR*

**MEETING DATE:** OCTOBER 2, 2018

**SUBJECT:** NO PARKING RESTRICTIONS ON SOUTH CHURCH STREET AND WEST FRANKLIN STREET

**RECOMMENDATION:** City Council to consider approval of an ordinance amending the Grapevine Code of Ordinances Chapter 23 Traffic, Article V Parking, prohibiting parking on the north side of West Franklin Street from South Church Street to South Barton Street and the east side of South Church Street from West Dallas Road to West Nash Street.

**FUNDING SOURCE:** None

**BACKGROUND:** A request to post no parking signs on both sides of West Franklin Street and South Church Street as shown in the attached. Both roadways are 24 feet in width and currently restrict parking on one side of the street. Given the narrow width of these roadways, fire access is restricted. The proposed action will eliminate on street parking in these two locations.

Staff recommends approval.

ORDINANCE NO. 2018-076

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, AMENDING THE GRAPEVINE CODE OF ORDINANCES BY AMENDING CHAPTER 23 TRAFFIC, ARTICLE V PARKING, SECTION 23-63 NO PARKING ZONES; AUTHORIZING THE ERECTION OF TRAFFIC REGULATION SIGNS; REPEALING CONFLICTING ORDINANCES; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO HUNDRED DOLLARS (\$200.00); PROVIDING A SEVERABILITY CLAUSE; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE

WHEREAS, constitutional and statutory prerequisites for the approval of this ordinance have been met, including but not limited to the Open Meetings Act; and

WHEREAS, the City Council deems the adoption of this ordinance is in the best interests of the health, safety, and welfare of the public.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS:

Section 1. That all matters stated herein above are true and correct and are incorporated herein by reference, as if copied in their entirety.

Section 2. That Chapter 23 Traffic, Section 23-63, No Parking Zones; Restricted Parking Zones; No Standing Zones; No Stopping Zones of the Grapevine Code of Ordinances is hereby amended by adding the following:

*“West Franklin Street, north side, no parking from South Church Street to South Barton Street*

*“South Church Street, east side, no parking from West Dallas Road to West Nash Street.”*

Section 3. That the City Manager, or his designee, is hereby authorized to have the proper traffic signs erected, constructed, and placed at such points along said highways, streets or alleys, or portions hereof under construction, maintenance or repair so that travelers will be reasonably notified of said traffic regulations.

Section 4. That all ordinances or any parts thereof in conflict with the terms of this ordinance shall be and hereby are deemed repealed and of no force or effect; provided, however, that the ordinance or ordinances under which the cases currently filed

and pending in the Municipal Court of the City of Grapevine, Texas, shall be deemed repealed only when all such cases filed and pending under such ordinance or ordinances have been disposed of by a final conviction or a finding not guilty or nolo contendere, or dismissal.

Section 5. Any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in a sum not to exceed Two Hundred Dollars (\$200.00) and a separate offense shall be deemed committed upon each day during or on which a violation occurs or continues.

Section 6. If any section, article, paragraph, sentence, clause, phrase or word in this ordinance, or application thereto any person or circumstances is held invalid or unconstitutional by a Court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this ordinance; and the City Council hereby declares it would have passed such remaining portions of the ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

Section 7. The fact that the present ordinances and regulations of the City of Grapevine, Texas are inadequate to properly safeguard the health, safety, morals, peace and general welfare of the public creates an emergency which requires that this ordinance become effective from and after the date of its passage, and it is accordingly so ordained.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS on this the 2nd day of October, 2018.

APPROVED:

\_\_\_\_\_  
William D. Tate  
Mayor

ATTEST:

\_\_\_\_\_  
Tara Brooks  
City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney

# W. Franklin Street Proposed No Parking Zone

9/6/2018



ITEM # 15



1 inch = 50 feet

Disclaimer:  
This product is for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property boundaries.



**MEMO TO:** HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

**FROM:** BRUNO RUMBELOW, CITY MANAGER *BR*

**MEETING DATE:** OCTOBER 2, 2018

**SUBJECT:** PARTIAL UTILITY EASEMENT ABANDONMENT – 914 VINTERS COURT

**RECOMMENDATION:** City Council consider adopting an ordinance abandoning a portion of an utility easement on Lot 3A, Block A, Kelley Addition, and authorize staff to take any necessary action.

**FUNDING SOURCE:**

**BACKGROUND:** The property owner at 914 Vinters Court is requesting the City of Grapevine abandon 2.5' of a 7.5' utility easement located along the back property line. The utility easement was dedicated in the original Kelley Addition plat. Franchise utilities have all signed off on the abandonment request. There are no City utilities in said easement.

Staff recommends approval.

ORDINANCE NO. 2018-077

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, ABANDONING AND VACATING A PARTIAL UTILITY EASEMENT ON LOT 3A, BLOCK A, KELLEY ADDITION IN THE CITY OF GRAPEVINE, TEXAS AS HEREINAFTER DESCRIBED; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the owners of Lot 3A, Block A, Kelley Addition located at 914 Vinters Court, City of Grapevine, Tarrant County, Texas has requested that a portion of a utility easement of said lot, as herein after described, be abandoned and vacated; and

WHEREAS, the easement is not needed for public use and will not be needed in the future for public use; and

WHEREAS, abandoning and vacating the said easement will relieve the City of Grapevine, Texas from the cost and expense of maintaining said property; and

WHEREAS, constitutional and statutory prerequisites for the approval of this ordinance have been met, including but not limited to the Open Meetings Act; and

WHEREAS, the City Council deems the adoption of this ordinance is in the best interests of the health, safety, and welfare of the public.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS:

Section 1. That all matters stated in the preamble of this ordinance are true and correct and are hereby incorporated into the body of this ordinance as if copied in their entirety.

Section 2. That the 163 square foot utility easement located on Lot 3A, Block A, Kelly Addition described in Exhibits "A and B", attached hereto and incorporated herein for all purposes, is hereby abandoned and vacated for public use and the same is hereby abandoned and vacated insofar as all public right, title, interest in and to said right of way is concerned.

Section 3. That the terms and provisions of this ordinance shall be deemed to be severable, and that if the validity of any section, subsection, word, sentence or phrase shall be held to be invalid, it shall not affect the remaining part of this ordinance.

Section 4. The fact that the easement is no longer needed by the public for public usage and would create a hardship or burden upon the City of Grapevine to keep open

and maintain such easement creates an urgency and an emergency for the immediate preservation of the public health, safety, and general welfare which requires that this ordinance shall take effect immediately from and after its passage and it is accordingly so ordained.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS on this the 2nd day of October, 2018.

APPROVED:

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William D. Tate  
Mayor

ATTEST:

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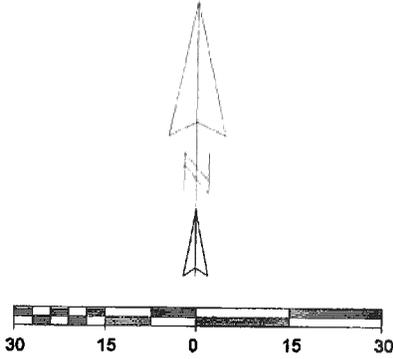
Tara Brooks  
City Secretary

APPROVED AS TO FORM:

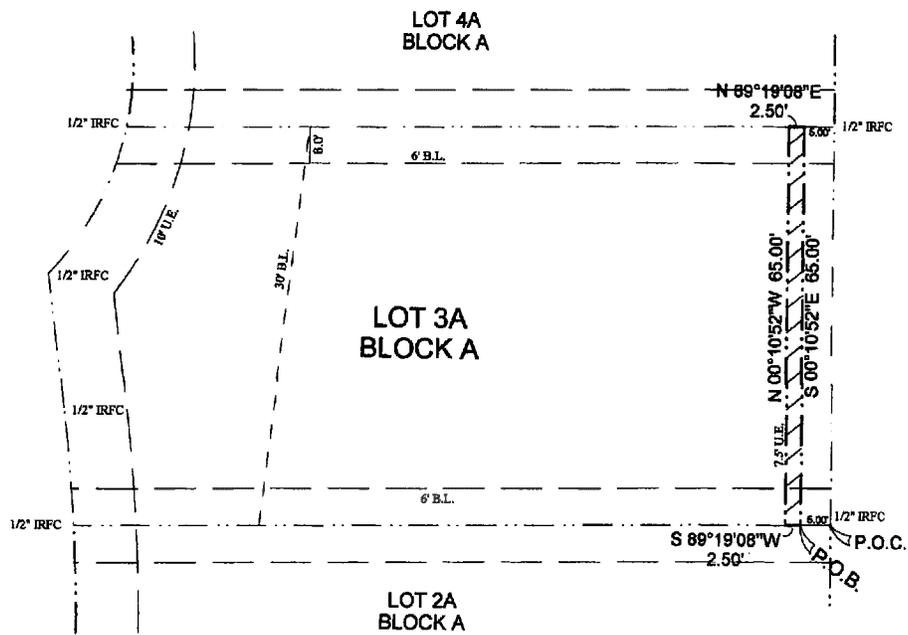
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City Attorney

PARTIAL ABANDONMENT OF  
UTILITY EASEMENT  
EXHIBIT "A"  
(PAGE 1 OF 2)



VINTNERS CT  
(50' RAD)



PARTIAL UTILITY  
EASEMENT ABANDONMENT  
OF  
LOT 3A, BLOCK A  
KELLEY ADDITION

IN THE  
A.F. LEONARD SURVEY, ABSTRACT NO. 946  
SITUATED IN THE  
CITY OF GRAPEVINE, TARRANT COUNTY, TEXAS

AUGUST 2018  
PREPARED BY:  
BURKS LAND SURVEYING

223 CR 1260  
DECATUR, TEXAS 76234  
817/228-5577  
E-MAIL: blsurvey98@yahoo.com



*Tom*  
6/27/18

**PARTIAL ABANDONMENT  
OF UTILITY EASEMENT  
EXHIBIT "B"  
(PAGE 2 OF 2)**

LEGAL DESCRIPTION

TRACT 1

BEING a 0.004 acre tract of land in the A.F. Leonard Survey, Abstract No. 946 being a portion of Lot 3A, Block A, Kelley Addition, an addition to the City of Grapevine, Tarrant County, Texas as recorded in Clerk's File No. D217176989 Plat Records of Tarrant County, Texas and being more particularly described as follows:

COMMENCING a 1/2" iron rod found with a cap at the southeast corner of said Lot 3A;

THENCE S 89°19'08" W along the south line of said 3A a distance of 5.00 feet to the Point of Beginning;

THENCE S 89°19'08" W along said south line a distance of 2.50 feet to a point;

THENCE N 00°10'52" W leaving said south line a distance of 65.00 feet to a point in the north line of said Lot 3A;

THENCE N 89°19'08" E along said north line a distance of 2.50 feet;

THENCE S 00°10'52" E a distance of 65.00 feet to the Point of Beginning and containing in all 163 square feet or 0.004 acres of land.

SURVEYORS CERTIFICATE

The plat shown hereon is a representation of the property as determined by an actual on the ground survey: the lines and dimensions of said property being indicated by the plat. The undersigned has no knowledge of or has been advised of any known or apparent intrusions, conflicts, easements, or protrusions except as shown.

The word certify as used in various forms herein is understood to be an expression of Professional opinion by the surveyor based on his best knowledge, information, and belief.



*Tommy Q. Burks* 8/27/12  
Tommy Q. Burks  
Registered Professional Land Surveyor No. 5509  
Burks Land Surveying  
Firm No. 10069700

STATE OF TEXAS  
COUNTY OF TARRANT  
CITY OF GRAPEVINE

The City Council of the City of Grapevine, Texas met in Regular Session on this the 18th day of September, 2018 in the City Council Chambers, Second Floor, 200 South Main Street, with the following members present:

William D. Tate	Mayor
Sharron Rogers	Council Member
Mike Lease	Council Member
Chris Coy	Council Member
Duff O'Dell	Council Member
Paul Slechta	Council Member

constituting a quorum, with Mayor Pro Tem Darlene Freed being absent, with the following members of the Planning and Zoning Commission:

Larry Oliver	Chairman
BJ Wilson	Vice Chairman
Monica Hotelling	Member
Jim Fechter	Member
Beth Tiggelaar	Member
Gary Martin	Member
Dennis Luers	Member
Robert Rainwater	Alternate Member

constituting a quorum, with Alternate Member Traci Hutton being absent, and the following members of the City Staff:

Bruno Rumbelow	City Manager
Jennifer Hibbs	Assistant City Manager
John F. Boyle, Jr.	City Attorney
Matthew C.G. Boyle	Assistant City Attorney
Tara Brooks	City Secretary

Call to Order

Mayor Tate called the meeting to order at 6:45 p.m.

Item 1. Executive Session

Mayor Tate announced the City Council would recess to the City Council Conference Room to conduct a closed session regarding:

- A. Consultation with and legal advice from the City Attorney regarding pending or contemplated litigation (short term/transient rentals), pursuant to Section 551.071, Texas Government Code.

- B. Real property relative to deliberation to the purchase, exchange, lease, sale or value of real property (City facilities, Public Works, and the 185 acres) pursuant to Section 551.072, Texas Government Code.
- C. Conference with City Manager and Staff to discuss and deliberate commercial and financial information received from business prospects the City seeks to have locate, stay, or expand in the City; deliberate the offer of a financial or other incentive; with which businesses the City is conducting economic development negotiations pursuant to Section 551.087, Texas Government Code.

The City Council recessed to the City Council Conference Room and began the closed session at 6:50 p.m. The closed session ended at 7:17 p.m.

Upon reconvening in open session in the Council Chambers, Mayor Tate asked if there was any action necessary relative to Sections 551.071, 551.072 or 551.087. City Manager Bruno Rumbelow stated there was none.

Council called for a break at 7:22 to allow the 4B Economic Development Corporation Board and the Crime Control and Prevention District Board to meet.

## **REGULAR MEETING**

### Call to Order

Mayor Tate called the meeting to order at 7:32 p.m. in the City Council Chambers.

### Item 2. Invocation and Pledge of Allegiance

Commissioner Gary Martin delivered the Invocation and led the Pledge of Allegiance.

## JOINT PUBLIC HEARINGS

### Item 3. Zoning Application **Z18-05** and **Final Plat** for Lots 1 and 2, Block 1, K. Palms Court (703 East Wall Street)

Mayor Tate declared the Public Hearing open.

Development Services Assistant Director Ron Stombaugh reported the applicant was requesting to rezone 0.302 acres from "HC" Highway Commercial District to "R-5.0" Zero Lot Line District for the development of two single family lots.

Applicant Neil Cooper answered questions from the Commission and Council.

No one spoke during the public hearing and there was no correspondence to report.

Motion was made to close the public hearing.

Motion: Luers

Second: Hotelling

Ayes: Oliver, Wilson, Hotelling, Fechter, Tiggelaar, Martin, and Luers

Nays: None

Approved: 7-0

Motion was made to close the public hearing.

Motion: Lease

Second: O'Dell

Ayes: Tate, Rogers, Lease, Coy, O'Dell and Slechta

Nays: None

Approved: 6-0

Mayor Tate announced the Planning and Zoning Commission would recess to the Planning and Zoning Conference Room to consider published business.

The City Council remained in session in the Council Chambers to consider published business.

#### Item 4. Citizen Comments

No one spoke during the citizen comments.

#### PRESENTATIONS

#### Item 5. Mayor Tate to present a proclamation to the Tarrant Area Food Bank declaring September "Hunger Action Month".

Mayor Tate presented the proclamation to Bennett Cepak, Executive Associate Director with the Tarrant Area Food Bank. Mr. Cepak described the activities of the Tarrant Area Food Bank and thanked the City for the proclamation.

#### Item 6. Mayor Tate to present a proclamation declaring the week of September 17-23 "Constitution Week".

Mayor Tate presented the proclamation to The Captain Molly Corbin National Society Daughters of the American Revolution.

#### Item 7. Mayor Tate to present certificates to Grapevine High School theatre students, teachers and chaperones on behalf of Provost Kerr and Councillors from Sister City, West Lothian Scotland.

Mayor Tate and Convention and Visitors Bureau Executive Director Paul W. McCallum presented this item. On July 30 – August 6, representatives from Grapevine visited West Lothian, Scotland. Grapevine High School students, Noel Alvaredo, Ashlyn Cheek, Katherine Feighner, Mackenzie Nucci, Carson Cook, and Elizabeth Clevenger and Jacob DeJacimo and teachers, Carla Reasoner and Tami Adams, and GCISD Director of Fine

Arts David Zahndt represented the City. Following the presentation of the certificates, the theater students performed "Seasons of Love" for the Council.

Item 8. Paul W. McCallum, Executive Director, Convention and Visitors Bureau, to present gifts to Mayor and Council on behalf of Sister Cities, West Lothian, Scotland and Parras de la Fuente, Coahuila, Mexico.

Executive Director McCallum announced this was the 10<sup>th</sup> anniversary of the Twinning of the Sister Cities agreement with West Lothian, Scotland and presented Council with gifts received from West Lothian that included a piece of etched glass art and a framed photo montage. Council Member Rogers described her experiences on the mission.

Mr. McCallum presented Council with framed prints of the original train depot and oldest cathedral in Parras de la Fuente, Coahuila, Mexico that were given to the City during the mission on August 8 – August 12. Council Member O'Dell described her experiences on the mission.

Mayor Tate announced Council would consider the recommendations of the Planning and Zoning Commission next.

#### PLANNING AND ZONING COMMISSION RECOMMENDATIONS

Item 24. Zoning Application **Z18-05** (703 East Wall Street)

Development Services Assistant Director Stombaugh reported the Planning and Zoning Commission approved the zoning application with a vote of 7-0.

Motion was made to approve Zoning Application Z18-05 (703 East Wall Street) and Ordinance No. 2018-071.

Motion: Rogers  
Second: Slechta  
Ayes: Tate, Rogers, Lease, Coy, O'Dell, and Slechta  
Nays: None  
Approved: 6-0

#### ORDINANCE NO. 2018-071

AN ORDINANCE AMENDING ORDINANCE NO. 82-73, THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF GRAPEVINE, TEXAS, SAME BEING ALSO KNOWN AS APPENDIX "D" OF THE CITY CODE OF GRAPEVINE, TEXAS, GRANTING ZONING CHANGE Z18-05 ON A TRACT OF LAND OUT OF THE A.F. LEONARD SURVEY, ABSTRACT 946 (703 EAST WALL STREET), DESCRIBED AS BEING A TRACT OF LAND LYING AND BEING SITUATED IN THE CITY OF GRAPEVINE, TARRANT COUNTY, TEXAS MORE FULLY AND COMPLETELY DESCRIBED IN THE BODY OF THIS ORDINANCE;

ORDERING A CHANGE IN THE USE OF SAID PROPERTY FROM "HC" HIGHWAY COMMERCIAL DISTRICT REGULATIONS TO "R-5.0" ZERO LOT LINE DISTRICT REGULATIONS; CORRECTING THE OFFICIAL ZONING MAP; PRESERVING ALL OTHER PORTIONS OF THE ZONING ORDINANCE; PROVIDING A CLAUSE RELATING TO SEVERABILITY; DETERMINING THAT THE PUBLIC INTERESTS, MORALS AND GENERAL WELFARE DEMAND A ZONING CHANGE AND AMENDMENT THEREIN MADE; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00); DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE

Item 25. Final Plat of Lots 1 and 2, Block 1, K. Palms Court

Development Services Assistant Director Stombaugh reported the Planning and Zoning Commission approved the final plat with a vote of 7-0.

Motion was made to approve the Statement of Findings and the Final Plat of Lots 1 and 2, Block 1, K. Palms Addition.

Motion: Slechta  
Second: Coy  
Ayes: Tate, Rogers, Lease, Coy, O'Dell, and Slechta  
Nays: None  
Approved: 6-0

Item 26. Final Plat of Lot1, Block 1, Trevino Addition

Development Services Assistant Director Stombaugh reported the Planning and Zoning Commission approved the final plat with a vote of 7-0.

Motion was made to approve the Statement of Findings and the Final Plat of Lot 1, Block 1, Trevino Addition.

Motion: Slechta  
Second: Coy  
Ayes: Tate, Rogers, Lease, Coy, O'Dell, and Slechta  
Nays: None  
Approved: 6-0

Council continued with the agenda in the published order.

NEW BUSINESS

Item 9. Consider adopting a tax increase (the rate for 2019 remains the same) raising property taxes by \$159,704 (.65%) over the previous year budget and take any necessary action.

Chief Financial Officer Greg Jordan reported the property tax remains flat from Fiscal Year 2017-2018, but raises more revenue than was collected in Fiscal Year 2017-2018. The public hearings on the tax increase were held on August 21 and September 4, 2018.

Motion was made to approve the adoption of the tax increase.

Motion: Slechta  
Second: Lease  
Ayes: Tate, Rogers, Lease, Coy, O'Dell and Slechta  
Nays: None  
Approved: 6-0

Item 10. Consider **Ordinance No. 2018-069** adopting the Fiscal Year 2018-2019 City of Grapevine Annual Operating Budget and take any necessary action.

Motion was to approve Ordinance No. 2018-069 adopting the Fiscal Year 2018-2019 City of Grapevine Annual Operating Budget. The public hearing for the proposed budget was held on August 21, 2018.

Motion: Coy  
Second: Rogers  
Ayes: Tate, Rogers, Lease, Coy, O'Dell and Slechta  
Nays: None  
Approved: 6-0

#### ORDINANCE NO. 2018-069

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS ADOPTING THE BUDGET FOR THE CITY OF GRAPEVINE, TEXAS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2018 AND ENDING SEPTEMBER 30, 2019; PROVIDING FOR INTRA- AND INTERDEPARTMENTAL FUND TRANSFERS; PROVIDING FOR INVESTMENT OF CERTAIN FUNDS; DECLARING AN EMERGENCY; AND PROVIDING AN EFFECTIVE DATE

Item 11. Consider **Ordinance No. 2018-070** adopting an ad valorem tax rate \$0.289271 per \$100 valuation for Tax Year 2018 and Fiscal Year 2019 and take any necessary action.

Chief Financial Officer Jordan answered questions from Council. The public hearings on the tax increase were held on August 21 and September 4, 2018.

Motion was to increase the property tax rate by the adoption of a tax rate of 0.289271, which is effectively a 6.13 percent increase in the tax rate.

Motion: O'Dell  
Second: Slechta  
Ayes: Tate, Rogers, Lease, Coy, O'Dell and Slechta  
Nays: None  
Approved: 6-0

ORDINANCE NO. 2018-070

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, SETTING THE ANNUAL TAX RATE FOR TAX YEAR 2018 LEVYING TAXES TO BE ASSESSED ON ALL TAXABLE PROPERTY WITHIN THE LIMITS OF THE CITY OF GRAPEVINE, TEXAS; PROVIDING PENALTIES AND INTEREST FOR THE DELINQUENT TAXES; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE

Item 12. Consider **Resolution No. 2018-071** authorizing application for the Texas Department of Transportation's Texas Safety Program Grant for Fiscal Year 2019 and take any necessary action.

Police Chief Mike Hamlin presented this item to Council. The grant focuses on reducing violations, crashes, and injuries associated with speeding, intoxication (DWI), and distracted driving. The grant also promotes increasing occupant safety restraint compliance. The total award of the grant is \$48,933.10, with the City being reimbursed up to \$38,977.13 (79.65%). The City's match portion of the grant is \$9,955.97 (20.35%).

Motion was to approve the application for the grant for the Texas Department of Transportation's Texas Safety Program.

Motion: Coy  
Second: Rogers  
Ayes: Tate, Rogers, Lease, Coy, O'Dell and Slechta  
Nays: None  
Approved: 6-0

RESOLUTION NO. 2018-071

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, AUTHORIZING THE ACCEPTANCE ON BEHALF OF THE CITY OF GRAPEVINE, TEXAS FOR THE PURPOSE OF PARTICIPATING IN THE TEXAS DEPARTMENT OF TRANSPORTATION'S SELECTIVE TRAFFIC ENFORCEMENT PROGRAM GRANT, HEREINAFTER REFERRED TO AS THE "GRANT PROGRAM"; CERTIFYING THAT THE APPLICANT IS ELIGIBLE TO RECEIVE PROGRAM ASSISTANCE; AND CERTIFYING THAT THE APPLICANT'S MATCHING SHARE IS READILY AVAILABLE

Item 13. Consider the award of a contract for a parking study for the Dallas Road Transit Corridor to WGI Parking Consultants and take any necessary action.

Development Services Director Scott Williams presented this item and answered questions from Council.

Motion was to approve the contract for the parking study for the Dallas Road Transit Corridor.

Motion: O'Dell  
Second: Slechta  
Ayes: Tate, Rogers, Lease, Coy, O'Dell and Slechta  
Nays: None  
Approved: 6-0

## CONSENT AGENDA

Consent items are deemed to need little Council deliberation and will be acted upon as one business item. Any member of the City Council or member of the audience may request that an item be withdrawn from the consent agenda and placed before the City Council for full discussion. There were no requests to remove any items from the consent agenda.

Approval of the consent agenda authorizes the City Manager, or his designee, to implement each item in accordance with Staff recommendations.

Item 14. Consider **Resolution No. 2018-072** for a settlement agreement with Atmos Mid-Tex under the Rate Review Mechanism process.

City Manager Rumbelow recommended approval of the settlement agreement with Atmos Mid-Tex. The new rates were negotiated between Atmos Mid-Tex and the Atmos Cities Steering Committee. This agreement was reviewed by the Utility Committee.

Motion was made to approve the consent agenda as presented.

Motion: O'Dell  
Second: Slechta  
Ayes: Tate, Rogers, Lease, Coy, O'Dell, and Slechta  
Nays: None  
Approved: 6-0

## RESOLUTION NO. 2018-072

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, APPROVING A NEGOTIATED SETTLEMENT BETWEEN THE ATMOS CITIES STEERING COMMITTEE ("ACSC") AND ATMOS ENERGY CORP., MID-TEX DIVISION REGARDING THE COMPANY'S 2018 RATE REVIEW MECHANISM FILINGS; DECLARING EXISTING RATES TO BE UNREASONABLE; ADOPTING TARIFFS THAT REFLECT RATE ADJUSTMENTS CONSISTENT WITH THE NEGOTIATED SETTLEMENT; FINDING THE RATES TO BE SET BY THE ATTACHED SETTLEMENT TARIFFS TO BE JUST AND REASONABLE AND IN THE PUBLIC INTEREST; APPROVING AN ATTACHED EXHIBIT ESTABLISHING A BENCHMARK FOR

PENSIONS AND RETIREE MEDICAL BENEFITS; APPROVING AN ATTACHED EXHIBIT REGARDING AMORTIZATION OF REGULATORY LIABILITY; REQUIRING THE COMPANY TO REIMBURSE ACSC'S REASONABLE RATEMAKING EXPENSES; DETERMINING THAT THIS RESOLUTION WAS PASSED IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; ADOPTING A SAVINGS CLAUSE; DECLARING AN EFFECTIVE DATE; AND REQUIRING DELIVERY OF THIS RESOLUTION TO THE COMPANY AND THE ACSC'S LEGAL COUNSEL

Item 15. Consider **Resolution No. 2018-073** authorizing an annual sole source contract for defibrillator technical support services with Physio-Control, Inc.

Fire Chief Darrell Brown recommended approval of the contract for defibrillator technical support services for an amount not to exceed \$16,493.

Motion was made to approve the consent agenda as presented.

Motion: O'Dell  
Second: Slechta  
Ayes: Tate, Rogers, Lease, Coy, O'Dell, and Slechta  
Nays: None  
Approved: 6-0

#### RESOLUTION NO. 2018-073

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO ENTER INTO A SOLE SOURCE CONTRACT FOR DEFIBRILLATOR TECHNICAL SUPPORT SERVICES FOR THE FIRE DEPARTMENT AND PROVIDING AN EFFECTIVE DATE

Item 16. Consider **Resolution No. 2018-074** for a contract for Information Technology customer service support with Doug Keys Services.

Chief Technology Officer Tessa Allberg recommended approval of the agreement for customer service support for an amount not to exceed \$30,000.

Motion was made to approve the consent agenda as presented.

Motion: O'Dell  
Second: Slechta  
Ayes: Tate, Rogers, Lease, Coy, O'Dell, and Slechta  
Nays: None  
Approved: 6-0

RESOLUTION NO. 2018-074

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO PROCURE A PERSONAL SERVICES CONTRACT FOR INFORMATION TECHNOLOGY CUSTOMER SERVICE SUPPORT AND PROVIDING AN EFFECTIVE DATE

Item 17. Consider the renewal of a service contract for datacenter system and network administration from LEAF TCS.

Chief Technology Officer Allberg recommended approval of the renewal of the contract for datacenter system and network administration for an amount not to exceed \$125,000.

Motion was made to approve the consent agenda as presented.

Motion: O'Dell  
Second: Slechta  
Ayes: Tate, Rogers, Lease, Coy, O'Dell, and Slechta  
Nays: None  
Approved: 6-0

Item 18. Consider the renewal of an annual sole source contract for geographic information software with ESRI, Inc.

Chief Technology Officer Allberg recommended approval of the renewal of the contract for geographic information software for an amount not to exceed \$50,000.

Motion was made to approve the consent agenda as presented.

Motion: O'Dell  
Second: Slechta  
Ayes: Tate, Rogers, Lease, Coy, O'Dell, and Slechta  
Nays: None  
Approved: 6-0

Item 19. Consider the renewal of an annual sole source contract for ILS computer support and software with SIRSI Corporation.

Library Director Roberson recommended approval of the contract for ILS computer support and software for the Library's automated library service for an amount not to exceed \$50,382.23.

Motion was made to approve the consent agenda as presented.

Motion: O'Dell  
Second: Slechta  
Ayes: Tate, Rogers, Lease, Coy, O'Dell, and Slechta  
Nays: None  
Approved: 6-0

Item 20. Consider **Resolution No. 2018-075** authorizing the purchase of a mobile library from Farber Specialty Vehicles.

Library Director Janis Roberson recommended approval of the purchase of a mobile library for an amount not to exceed \$312,080. The mobile library will be used to provide library services at the neighborhood level and includes shelves; table tops; storage bins; mounted monitors, inside and out; an outside awning; white board; and wiring to accommodate laptop computers, 3D printers, internet, and other technology as needed. There will also be a lift for wheelchairs and book carts to load the materials and a full wrap exterior.

Motion was made to approve the consent agenda as presented.

Motion: O'Dell  
Second: Slechta  
Ayes: Tate, Rogers, Lease, Coy, O'Dell, and Slechta  
Nays: None  
Approved: 6-0

**RESOLUTION NO. 2018-075**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO PURCHASE A MOBILE LIBRARY THROUGH AN ESTABLISHED INTERLOCAL AGREEMENT AND PROVIDING AN EFFECTIVE DATE

Item 21. Consider **Resolution No. 2018-076** authorizing a sole source purchase of a portable fence from SportaFlex, LLC.

Parks and Recreation Director Kevin Mitchell recommended approval of the purchase of a portable fence for an amount not to exceed \$44,394. The fence will be used at the Oak Grove Softball Complex in order to reduce the field size from three hundred feet to two hundred feet when necessary to accommodate multiple user groups.

Motion was made to approve the consent agenda as presented.

Motion: O'Dell  
Second: Slechta  
Ayes: Tate, Rogers, Lease, Coy, O'Dell, and Slechta  
Nays: None  
Approved: 6-0

**RESOLUTION NO. 2018-076**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO PURCHASE A PORTABLE FENCE FOR THE PARK AND RECREATION

DEPARTMENT FROM A SOLE SOURCE VENDOR AND  
PROVIDING AN EFFECTIVE DATE

Item 22. Consider **Resolution No. 2018-077** authorizing the purchase of a scoreboard from Olen Williams, Inc.

Parks and Recreation Director Mitchell recommended approval of the purchase of a scoreboard for the Oak Grove Softball Complex in an amount not to exceed \$50,985.

Motion was made to approve the consent agenda as presented.

Motion: O'Dell  
Second: Slechta  
Ayes: Tate, Rogers, Lease, Coy, O'Dell, and Slechta  
Nays: None  
Approved: 6-0

RESOLUTION NO. 2018-077

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO PURCHASE A SCOREBOARD THROUGH AN ESTABLISHED INTERLOCAL AGREEMENT AND PROVIDING AN EFFECTIVE DATE

Item 23. Consider the minutes of the September 4, 2018 Regular City Council meeting.

City Secretary Tara Brooks recommended approval of the minutes as provided.

Motion was made to approve the consent agenda as presented.

Motion: O'Dell  
Second: Slechta  
Ayes: Tate, Rogers, Lease, Coy, O'Dell, and Slechta  
Nays: None  
Approved: 6-0

ADJOURNMENT

Motion was made to adjourn the meeting at 8:24 p.m.

Motion: Coy  
Second: Slechta  
Ayes: Tate, Rogers, Lease, Coy, O'Dell and Slechta  
Nays: None  
Approved: 7-0

Passed and approved by the City Council of the City of Grapevine, Texas on this the 2nd day of October, 2018.

APPROVED:

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William D. Tate  
Mayor

ATTEST:

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Tara Brooks  
City Secretary