



CITY OF GRAPEVINE, TEXAS
REGULAR CITY COUNCIL MEETING AGENDA
TUESDAY, APRIL 2, 2024

GRAPEVINE CITY HALL, COUNCIL CHAMBERS
200 SOUTH MAIN STREET
GRAPEVINE, TEXAS

6:00 p.m.	Dinner - City Council Conference Room
6:30 p.m.	Workshop – City Council Chambers
7:30 p.m.	Regular Meeting - City Council Chambers

CALL TO ORDER: 6:30 p.m. - City Council Chambers

WORKSHOP

1. Council to receive a report, hold a discussion, and provide staff direction regarding Christmas Capital of Texas planning.
2. Council to receive a report, hold a discussion, and provide staff direction regarding on the Transit District Overlay.
3. Council and City Staff to discuss future workshop discussions.

No action will be taken by Council during the workshop.

REGULAR MEETING: 7:30 p.m. - City Council Chambers

4. Invocation: Doug Page, Pastor at First Baptist Church
5. Posting of the Colors and Pledges of Allegiance: Troop 1928G

CITIZEN COMMENTS

6. Any person who is not scheduled on the agenda may address the City Council under Citizen Comments or on any other agenda item by completing a Citizen Appearance Request form with the City Secretary. A member of the public may address the City Council regarding an item on the agenda either before or during the Council's consideration of the item, upon being recognized by the Mayor or upon the consent of the City Council. Citizens will have three (3) minutes to address Council. In accordance with the Texas Open Meetings Act, the City Council is restricted in discussing or taking action during Citizen Comments.

PRESENTATIONS

7. Mayor Tate to present a proclamation recognizing the month of April as Child Abuse Prevention Month.
8. Mayor Tate to present a proclamation recognizing April 14-20 as National Public Safety Telecommunicators Week.
9. Barker Rinker Seacat Architecture to present The REC of Grapevine Performance Utilization analysis.

NEW BUSINESS

10. Consider an increase in the NETCAST (Northeast Tarrant County Area Swat Team) budget, and take any necessary action.
11. Consider **Ordinance No. 2024-029** to amend the Grapevine Code of Ordinances, Chapter 23, Traffic, Article IV, Pedestrians by adding to Section 23-52, Standing and Walking in Certain Areas Prohibited, and take any necessary action.

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 Any member of the City Council or member of the audience may request that an item be withdrawn from the consent agenda and placed before the City Council for full discussion.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.

12. Consider an Interlocal Agreement with the Region 10 Education Service Center in Texas for the purchase of various goods and services through contracts established through The Equalis Group Cooperative Purchasing Program. Chief Financial Officer recommends approval.
13. Consider the renewal of annual membership dues for the North East Fire Department Association (NEFDA). Fire Chief recommends approval.
14. Consider the renewal of an annual contract for the purchase of firehouse supplies and equipment with Casco Industries, Inc. Fire Chief recommends approval.
15. Consider the purchase of fertilizer for the Grapevine Golf Course from Harrell's, LLC. Golf Director recommends approval.
16. Consider the purchase of materials to resurface Grapevine Golf Course cart paths from Andale Construction, Inc. Golf Director recommends approval.

17. Consider an annual contract for roofing products, services and job order contracting from Tremco/Weatherproofing Technologies. Public Works Director recommends approval.
18. Consider an annual contract for cold milling machining services with TexOp Construction, LP. Public Works Director recommends approval.
19. Consider the renewal of Performo asset performance and maintenance software hosting from Wizard Software Solutions. Public Works Director recommends approval.
20. Consider a contract for the construction of the 2024 Water Improvements for Fairway Drive with Blackrock Construction and **Ordinance No. 2024-030** to appropriate the funds. Public Works Director recommends approval.
21. Consider the minutes of the March 19, 2024 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 March 29, 2024 by 5:00 p.m.



Tara Brooks, TRMC, CRM
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.

This meeting can be adjourned and reconvened, if necessary, the following regular business day.

MEMO TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: BRUNO RUMBELOW, CITY MANAGER *BR*

MEETING DATE: APRIL 2, 2024

SUBJECT: NORTHEAST TARRANT COUNTY AREA SWAT TEAM (NETCAST)
FUNDING

RECOMMENDATION: Consider an increase in the NETCAST (Northeast Tarrant County Area Swat Team) budget, and take any necessary action.

FUNDING SOURCE: Funds are available in the CCPD Fund in an amount not to exceed \$19,000.

BACKGROUND: Grapevine Police Department is part of a regional SWAT team (NETCAST). Each city member, Euless, Bedford, Hurst, and Grapevine contributes the same amount of funding for the team. The original budget for NETCAST was established in 2016 at \$15,000. The requested increase is due to inflation and increased costs related to equipment, operating supplies, and training. The increase would result in an annual allocation of \$19,000 to the NETCAST budget.

Staff recommends approval.

**INTERLOCAL AGREEMENT
FOR CONTRIBUTIONS TO NETCAST**

This Interlocal Agreement (“Agreement”) is made and entered into by the Cities of Hurst (“Hurst”); Euless (“Euless”); Bedford (“Bedford”); and Grapevine (“Grapevine”). Hurst, Euless, Bedford, and Grapevine are referred to herein individually as a Party and collectively as the Parties. There are no other parties to this Agreement. The Parties are all political subdivisions of the State of Texas.

WHEREAS, the Parties are local governments; and

WHEREAS, the Parties have previously entered into an Interlocal Agreement providing for the formation of the North East Tarrant County Area SWAT Team (“NETCAST”); and

WHEREAS, the Parties find that this Agreement will increase the efficiency and effectiveness of the amounts budgeted to support NETCAST; and

WHEREAS, the Parties find that the joint and collaborative spending of NETCAST funds will provide for increased uniformity of equipment and supplies; and

WHEREAS, the governing body of each Party believes that the Agreement is necessary for the benefit of the public and that each Party has the legal authority to provide governmental functions and services that are the subject of the Agreement.

NOW, THEREFORE, the Parties to this Agreement mutually agree to the following:

ARTICLE I

Agreement to Supplement Prior Interlocal Agreement

Nothing in this Agreement is to be construed as terminating or cancelling the Interlocal Agreement creating NETCAST.

ARTICLE II

Funding and Board Approval of Purchases \$3,000 and over

1. Each Party to this Agreement agrees to combine funds from each Party to establish an account to support NETCAST.
2. The Parties agree that Bedford will manage the funds for NETCAST.
3. Each party agrees to pay to Bedford on behalf of NETCAST an annual amount of nineteen thousand dollars (\$ 19,000.00) into the fund no later than the end of the first quarter of the new fiscal year, said payment to be made on or before December 31 each year.
4. Each Party agrees that the Parties will pay an equal share of the annual amount.
5. The Parties agree that any purchase over three thousand dollars (\$3,000.00) will be approved by a board consisting of the Police Chief or designee from Hurst, Euless, Bedford, and Grapevine (the “Board”). The Parties agree that such a purchase shall require the consent of at least three (3) of the Parties. The Parties further agree that the Parties are acting as staff members of the respective cities and that the Board is not a governmental entity or a board or committee appointed by a governing body of the City and is not subject to the Texas Open Meetings Act.
6. The funds may be expended as appropriate to the mission of NETCAST, including, but not limited to, operational or training needs, as agreed to by the Board/NETCAST Command staff, as applicable.
7. Nothing herein shall be considered to bind the City Council of any Party herein to budget said funds in future fiscal years; however, if funds are allocated, the Council agrees that this Agreement may be renewed.

INTERLOCAL AGREEMENT FOR CONTRIBUTIONS TO NETCAST

ARTICLE III

This Agreement is designed to supplement and not replace the prior Interlocal Agreement creating NETCAST. If the terms of the prior Interlocal Agreement forming NETCAST and the terms of this Agreement conflict, the terms of this Agreement shall control.

ARTICLE IV

Miscellaneous

Assignment. This Agreement may not be assigned by any Party hereto without the prior written unanimous consent of the other Parties. No assignment, delegation of duties, or subcontract under this Agreement shall be effective without the prior written unanimous consent of all Parties hereto.

Governing Law and Venue. The validity of this Agreement and any of its terms and provisions, as well as the rights and duties of the Parties, shall be governed by the laws of the State of Texas; and venue for any action arising as a result of this Agreement shall be in a state district court in Tarrant County, Texas.

Legal Construction. In the event that any one or more of the provisions contained in this Agreement shall for any reason be held to be invalid, illegal, or unenforceable in any respect, such invalidity, illegality, or unenforceability shall not affect the other provisions, and the Agreement shall be construed as if such invalid, illegal, or unenforceable provisions had never been contained in this Agreement.

Amendment. This Agreement may be amended by a simple majority vote of all members of the Coordinating Committee.

Entire Agreement. This Agreement represents the entire Agreement among the Parties with respect to the subject matter covered by this Agreement.

No Relationship Created. The Parties agree and acknowledge that no Party is an agent of any other Party under this Agreement and that each Party is responsible for its own acts, forbearance, negligence, and deeds, and for those of its agents or employees. The purposes for which each Party has entered into this Agreement are separate and distinct. It is not the intent of any of the Parties that a joint enterprise relationship is being entered into and the Parties hereto specifically disclaim such relationship.

Rights of Third Parties. Nothing contained in this Agreement shall be construed to create, and the Parties do not intend to create, any rights in or for the benefit of third parties.

Force Majeure. In the event that any Party shall be prevented from performing any of its obligations under this Agreement by any act of God, war, riot, civil commotion, strikes, fires, flood, or by the occurrence of any other event beyond the control of such Party, then such Party shall be excused from the performance of the obligations in this Agreement but only during such periods of Force Majeure.

Current Revenues. All costs or expenses incurred by any Party as a result of this Agreement shall be paid from the current revenues available to the Party.

Recitals. The recitals of this Agreement are incorporated herein.

Severability. The provisions of this Agreement are severable. If any paragraph, section, subdivision, sentence, clause, or phrase of this Agreement is for any reason held by a court of competent jurisdiction to be contrary to law or contrary to any rule or regulation having the force and effect of the law, the remaining portions of the Agreement shall be enforced as if the invalid provision had never been included.

**INTERLOCAL AGREEMENT
FOR CONTRIBUTIONS TO NETCAST**

Notice. All notices pertaining to this Agreement shall be in writing and shall be deemed delivered (i) when received at a Party's address if hand delivered or sent via overnight delivery service by way of USPS, UPS, FedEx, or similar carrier, or (ii) on the third (3rd) business day after being deposited in the United States mail, postage prepaid, certified mail, return receipt requested, addressed to the Parties at the respective notice addresses set forth below or at other addresses as may have been previously specified by written notice delivered in accordance with this Agreement.

**INTERLOCAL AGREEMENT
FOR CONTRIBUTIONS TO NETCAST**

**APPROVED BY THE GOVERNING BODY OF PARTICIPATING ENTITY, CITY OF
BEDFORD, TARRANT COUNTY, TEXAS, this 14th day of November 2023.**

EXECUTED BY:

JIMMY STATHATOS, CITY MANAGER

ATTEST:

CITY SECRETARY

APPROVED AS TO FORM:

CITY ATTORNEY

**INTERLOCAL AGREEMENT
FOR CONTRIBUTIONS TO NETCAST**

**APPROVED BY THE GOVERNING BODY OF PARTICIPATING ENTITY, CITY OF EULESS,
TARRANT COUNTY, TEXAS, this ___ day of _____, 2023.**

EXECUTED BY:

LORETTA GETCHELL, CITY MANAGER

ATTEST:

CITY SECRETARY

APPROVED AS TO FORM:

CITY ATTORNEY

**INTERLOCAL AGREEMENT
FOR CONTRIBUTIONS TO NETCAST**

**APPROVED BY THE GOVERNING BODY OF PARTICIPATING ENTITY, CITY OF HURST,
TARRANT COUNTY, TEXAS, this ___ day of _____, 2023.**

EXECUTED BY:

CLAY CARUTHERS, CITY MANAGER

ATTEST:

CITY SECRETARY

APPROVED AS TO FORM:

CITY ATTORNEY

**INTERLOCAL AGREEMENT
FOR CONTRIBUTIONS TO NETCAST**

**APPROVED BY THE GOVERNING BODY OF PARTICIPATING ENTITY, CITY OF
GRAPEVINE, TARRANT COUNTY, TEXAS, this ___ day of _____, 2023.**

EXECUTED BY:

BRUNO RUMBELOW, CITY MANAGER

ATTEST:

CITY SECRETARY

APPROVED AS TO FORM:

CITY ATTORNEY

MEMO TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: BRUNO RUMBELOW, CITY MANAGER *BR*

MEETING DATE: APRIL 2, 2024

SUBJECT: PEDESTRIAN SAFETY ORDINANCE

RECOMMENDATION: City Council to consider an amendment to Chapter 23, Article IV. Pedestrians by adding Section 23-52 to the Grapevine Code of Ordinances relative to pedestrian safety.

FUNDING SOURCE: NA

BACKGROUND: Over the past several months there has been an increase in the number of pedestrians entering the roadway or standing on medians for solicitation, demonstration or other reasons. The close proximity to vehicle traffic creates an unsafe environment for both drivers and pedestrians.

This ordinance makes it unlawful to stand on medians or within four feet of a curbed roadway or 10 feet of a non-curbed roadway. Pedestrians actively crossing a road, rendering aid, working in the right-of-way, or performing other City approved activities are exempt from this ordinance.

Staff recommends approval.

ORDINANCE NO. 2024-029

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS AMENDING THE CITY OF GRAPEVINE CODE OF ORDINANCES, CHAPTER 23, TRAFFIC, ARTICLE IV, PEDESTRIANS, BY ADDING A NEW SECTION 23-52, STANDING AND WALKING IN CERTAIN AREAS PROHIBITED; PROVIDING FOR DEFINITIONS; PROVIDING A SEVERABILITY CLAUSE, PROVIDING A PENALTY CLAUSE, AND PROVIDING AN EFFECTIVE DATE

WHEREAS, according to the National Highway Traffic Safety Administration (NHTSA), during the five-year period from 2017 to 2021, pedestrian fatalities in the United States averaged 6,502 per year; and

WHEREAS, according to the Insurance Institute for Highway Safety, pedestrian deaths increased 80% between 2009 and 2021 and account for 18% of all traffic fatalities; and

WHEREAS, according to the Texas Department of Transportation, pedestrian traffic fatalities increased 30 percent in Texas from 2018 through 2022 and now account for one in five of all roadway deaths; and

WHEREAS, in 2022 according to the Texas Department of Transportation data there were 5,751 accidents involving pedestrians in Texas, resulting in 823 deaths and 3,669 injuries; and

WHEREAS, traffic studies have found that medians under six feet in width, areas with no medians, or areas designated as clear zones are not safe pedestrian refuges; and

WHEREAS, the U.S. Department of Transportation, American Association of State Highway Transportation Officials, National Association of City Transportation Officials, and the Texas Department of Transportation 2022 Roadway Design Manual recommends a minimum median width of six feet for a median to be used as a pedestrian refuge; and

WHEREAS, Chapter 2 of the Texas Department of Transportation 2022 Roadway Design Manual recommends an area of four feet from the face of the curb for curbed roadways, or 10 feet from the edge of a travel lane for non-curbed roadways, to be free from obstructions to provide a way for recovery of errant vehicles; Chapter 28 (standing and walking on medians) (alternate); and

WHEREAS, Roads are primarily designed for vehicular traffic and are not suited to safely accommodate right-of-way pedestrians; and

WHEREAS, prohibiting pedestrians from standing in a roadway median, on a divided roadway where no median exists, or in a clear zone will protect the health and safety of both pedestrians and motorists; and

WHEREAS, Texas Transportation Code Section 552.005 prohibits pedestrians from entering a roadway outside of a cross-walk or interfering with traffic by standing in a roadway or area of travel; and

WHEREAS, Pedestrians who approach motorists and passengers while the motor vehicle is engaged in travel on roads are particularly susceptible to serious bodily injury or death due to the speed and number of motorists who operate vehicles on busy roads in the City; and

WHEREAS, pursuant to the Texas Department of Transportation data distracted driving contributes to one out of every six vehicle accidents; and

WHEREAS, pursuant to 2022 Texas Department of Transportation distracted driving contributed to 95,765 accidents throughout the state resulting in 484 fatalities; and,

WHEREAS, intersections controlled by traffic signals have higher volumes of traffic and therefore present even greater chances of pedestrian related traffic accidents; and

WHEREAS, pedestrians that approach a vehicle while the vehicle occupies a lane of traffic distracts motorists and interferes with the safe movement and normal flow of traffic increasing the chance of accidents and fatalities; and

WHEREAS, it is the intention of the City Council to use the least restrictive means to advance the significant governmental interests of traffic safety and public safety; and

WHEREAS, it is the finding of the City Council that other alternative, and safer, channels of communication for pedestrians exist, such as, but by no means limited to, parks, sidewalks (outside of a safety zone), mail solicitation, or delivery of literature, distribution of literature or solicitation for donations at other locations (such as homes, places of worship, businesses, shopping areas, news and magazine racks, special events, and any other place not prohibited by law); the distribution or sale of newspapers or other literature through the use of home or business delivery, vending machines, and retail stores; and the sale of goods and services at retail stores, through the internet, and from vending machines; and

WHEREAS, the City Council has reviewed the proposed regulations and finds that such regulations accomplish the intended purposes while utilizing the least restrictive means possible; and

WHEREAS, the City Council finds that it is in the best interest of the public health and safety to prohibit pedestrians from interfering with the travel of motor vehicles in a safety zone, standing in a roadway median, where no median exists, or in a clear zone, subject to certain exceptions; and

WHEREAS, the City Council now finds that data stated herein and such recommendation balances the need for safe and efficient traffic movement on the streets as well as protecting the public health and safety of pedestrians; and

WHEREAS, the City Council finds that there is a public necessity for the enactment of this ordinance and that its adoption is in the best interests of the health, safety, and welfare of the public; and

WHEREAS, all statutory and constitutional requirements for the passage of this ordinance have been adhered to, including but not limited to the Open Meetings Act.

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

SECTION 1. That City Council incorporates all the findings as stated above as if specifically described herein.

SECTION 2. That Chapter 23, Article IV, Section 23-52, previously reserved, will now read as follows:

Sec. 23-52. STANDING AND WALKING IN CERTAIN AREAS PROHIBITED.

(a) Within this section the following definitions shall apply:

(1) CLEAR ZONE means the unobstructed, traversable area provided beyond the edge of the through travelled way for the recovery of errant vehicles. On a curbed street, the clear zone is the area four feet from the face of the curb. On an uncurbed street, the clear zone is 10 feet from the edge of the travel lane. A clear zone includes shoulders, bicycle lanes, and auxiliary lanes, except auxiliary lanes that function like through lanes. However, a clear zone does not include areas adjacent to the back of the curb where a paved sidewalk or disabled access ramp exists.

(2) MEDIAN means the intervening space, physical barrier, or clearly indicated dividing section between the two roadways of opposing traffic on a public divided roadway.

(3) RAISED SPLITTER ISLAND (also known as separator islands) means a median that slows, directs, and separates conflicting traffic and may provide refuge for pedestrians who are crossing a road.

(4) ROADWAY means streets classified in the City's Master Thoroughfare Plan as major/principal or minor arterials, frontage roads or parkways along controlled access freeways and tollways, non-controlled access state roadway facilities and associated intersections with City's major or minor arterials.

(5). SAFETY ZONE means an area 100 hundred feet from the center of any intersection controlled by a traffic signal.

(b) Standing and walking in certain areas prohibited. It shall be unlawful and a person commits an offense if the person stands or walks on a median that measures six feet or less in width, in areas where no median exists for roadways designated as divided roadways, in an area designated as a clear zone, or interferes with the normal travel of a motor vehicle on roadway in a safety zone.

(c) This section does not apply if the person:

(1) is actively crossing a divided roadway in the most direct route possible inclusive of roadways that have provisions for dedicated bicycle lane facilities or curb bump outs;

(2) is the victim of or rendering aid in an emergency situation or in compliance with the directions of a peace officer;(3) is performing work in the right-of-way in accordance with a permit issued in accordance with City Code;

(4) is erecting or dismantling a barricade in the right-of-way in accordance with a permit issued per City code;

(5) has prior authorization from the City or is otherwise in compliance with applicable laws and regulations; or

(6) is standing in a raised splitter island that is not less than four feet in width while attempting to cross a divided roadway in the most direct route possible.

(d) In a prosecution for an offense under Subsection (a), there shall be a rebuttable presumption that a person interferes with the normal travel of a motor vehicle if it is shown at the trial of the offense that the person approached a motor vehicle while the motor vehicle was engaged in travel on a roadway in a safety zone.

SECTION 3. That, should any sentence, paragraph, subdivision, clause, phrase or section of this ordinance be adjudged or be held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole, or any part or provision thereof other than the part thereof decided to be unconstitutional, illegal, or invalid, and the same shall not affect the validity of the Code of Ordinances of the City of Grapevine as a whole.

SECTION 4. 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. SECTION 5. Penalty. It is an offense to violate any part of this ordinance, punishable upon conviction in accordance with Section 1-6 of the Grapevine Municipal Code of Ordinances.

PASSED AND APPROVED by the City Council of the City of Grapevine, Texas, on this the 2nd day of March, 2024.

William D. Tate,
Mayor

ATTEST:

Tara Brooks
City Secretary

APPROVED AS TO FORM:

Matthew C.G. Boyle
City Attorney

MEMO TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: BRUNO RUMBELOW, CITY MANAGER *BR*

MEETING DATE: APRIL 2, 2024

SUBJECT: APPROVAL TO ESTABLISH AN INTERLOCAL AGREEMENT WITH THE REGION 10 EDUCATION SERVICE CENTER IN TEXAS

RECOMMENDATION: City Council to consider approval of an Interlocal Agreement with the Region 10 Education Service Center in Texas for the purchase of various goods and services through contracts established through the Equalis Group Cooperative Purchasing Program.

FUNDING SOURCE: No funding source would be necessary for this agreement.

BACKGROUND: This request is for approval of an Interlocal Agreement with the Region 10 Education Service Center in Texas and the City of Grapevine in order to participate in various contracts established through Equalis Group Cooperative Purchasing Program.

The City is allowed by the Interlocal Cooperation Act Texas Government Code, Chapter 791 and Texas Local Government Code, Section 271.101 and 271.102, to enter into interlocal agreements for the performance of governmental functions and services.

Staff recommends approval.

LW

MEMO TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: BRUNO RUMBELOW, CITY MANAGER *BR*

MEETING DATE: APRIL 2, 2024

SUBJECT: NORTH EAST FIRE DEPARTMENT ASSOCIATION (NEFDA)
MEMBERSHIP DUES RENEWAL

RECOMMENDATION: City Council to consider the renewal of annual membership dues for the North East Fire Department Association (NEFDA) for the Fire Department.

FUNDING SOURCE: Funds are available in the General Fund (Fire Department) for an annual estimated amount of \$38,367.

BACKGROUND: The Fire Department has a membership with North East Fire Department Association (NEFDA) comprised of 14 local northeast Texas cities. The departments share resources in various disciplines and provide mutual aid services to member cities, as needed. This membership covers the annual dues and capital replacement dues for equipment and apparatus.

This procurement will be made as a sole source purchase in accordance with Local Government Code Chapter 252, Subchapter B, § 252. 022. General Exemptions (a) (7) (A).

Staff recommends approval.

JS/LW

MEMO TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: BRUNO RUMBELOW, CITY MANAGER *BR*

MEETING DATE: APRIL 2, 2024

SUBJECT: RENEWAL OF ANNUAL CONTRACT FOR FIREHOUSE SUPPLIES AND EQUIPMENT

RECOMMENDATION: City Council to consider approval for renewal of an annual contract for the purchase of firehouse supplies and equipment with Casco Industries, Inc. for the Fire Department.

FUNDING SOURCE: Funds are available in the General Fund (Fire Department) for an estimated amount of \$50,000.

BACKGROUND: The Department purchases personal protective equipment, ladders, hose, nozzles, and miscellaneous other tools from Casco Industries, Inc. These purchases help maintain a state of readiness of all apparatus to respond to the needs of the City of Grapevine.

Purchases will be made in accordance with an existing interlocal agreement with The Local Government Purchasing Cooperative (BuyBoard) as allowed by Texas Local Government Code, Chapter 271 and Texas Government Code, Chapter 791.

Bids were taken by the Cooperative and a contract was awarded to Casco Industries, Inc. The Fire and Purchasing staff reviewed the contract for departmental specification compliance and pricing and determined that the contract would provide the best service and pricing for meeting the needs of the City. This contract was for an initial one-year period with two optional renewals. If approved, this will be for the first available renewal option.

Staff recommends approval.

JS/TM

MEMO TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: BRUNO RUMBELOW, CITY MANAGER *BR*

MEETING DATE: APRIL 2, 2024

SUBJECT: PURCHASE OF FERTILIZER FOR THE GRAPEVINE GOLF COURSE

RECOMMENDATION: City Council to consider approval for the purchase of fertilizer for the Grapevine Golf Course from Harrell's, LLC.

FUNDING SOURCE: Funds are available in the Lake Enterprise Fund (Golf) in the amount not to exceed \$26,803.80.

BACKGROUND: This purchase is for 15 tons of a 42-0-0 fertilizer from Harrell's, LLC for the golf course. This is a season-long, slow release type mix and will be applied once, which replaces the normal practice of applying fertilizer three times per season. The benefits of using this fertilizer includes providing a steady supply of nutrients to the grass throughout the season and from an operational standpoint, reduces the labor required to apply fertilizer from three times to one time per year. This will result in the reduction of time where portions of the golf course are closed.

Purchases will be made in accordance with an existing interlocal agreement with The Local Government Purchasing Cooperative (Buy Board) as allowed by Texas Local Government Code, Chapter 271 and Texas Government Code, Chapter 791.

Bids were taken by the Cooperative and a contract was awarded to Harrell's, LLC. The Golf and Purchasing staff reviewed the contract for departmental specification compliance and pricing and determined that the contract would provide the best service and pricing for meeting the needs of the City.

Staff recommends approval.

MT/TM

MEMO TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: BRUNO RUMBELOW, CITY MANAGER *BR*

MEETING DATE: APRIL 2, 2024

SUBJECT: RESURFACE GRAPEVINE GOLF COURSE PATHS

RECOMMENDATION: City Council to consider approval for the purchase of materials to resurface Grapevine Golf Course cart paths from Andale Construction, Inc. for the Grapevine Golf Course.

FUNDING SOURCE: Funds are available in the Lake Enterprise Fund (Golf) for a total amount not to exceed \$56,089.

BACKGROUND: This purchase is for 6,000 square feet of cart path micro overlay. This is part of an ongoing program for maintenance of cart paths on the golf course.

This procurement will be made as a sole source in accordance with Local Government Code Chapter 252, Subchapter B, § 252.022 General Exemptions (a)(7)(A). Andale Construction, Inc. is the authorized source for OxCon systems surfacing products for the state of Texas.

Staff recommends approval.

RS/LW



ANDALE CONSTRUCTION

7700 N. Hayes Dr. | Valley Center, KS 67147
 Phone: (316) 832-0063 Fax: (316) 440-8810
 www.andaleconstruction.com

ITEM #16
 Texas Office
 193 Welco Ln. Jourdanon, TX 78026
 Phone (505) 716-6851

PROPOSAL		Date:	3/20/2024	Estimate:	4	
Customer		Project Description		Project Location		
Grapevine, TX		Resurfacing Grapevine Golf Course Paths		3800 Fairway Dr, Grapevine		
P.O. Number	Terms	Advisor	Region	State License #		
		Caleb Fiske	TX			
Description			Quantity	U/M	Rate	Total
Polymeric Composite Micro Overlay: -- Install Oxcon resurfacing material per Oxcon systems specification .			6,000	SF	\$ 8.50	\$ 51,000.00
Patch and Level up repairs			1	LS	\$ -	\$ -
Mobilization			1	LS	\$ 4,989.00	\$ 4,989.00
Traffic Control			1	LS	\$ -	\$ -
PPE & Safety Equipment			1	LS	\$ 100.00	\$ 100.00
*Actual SF applied will be billed at the Unit Price Rate. This is not a Lump Sum Bid. *Pricing is based upon one mobilization for the project. *Projects that are broken up to be done over different time periods requiring multiple mobilizations would result in the project being priced based upon the tier of the square footage for each scheduled project. *Excessively dirty roads will require separate cleaning fees. *Crews will follow mandates regarding COVID-19 and all equipment/shuttles will be properly sanitized throughout the project. *Tax will be charged unless Exemption Certificate is provided.						
			0.00%			\$ -
Total:						\$ 56,089.00

PROPOSAL: Void 30 days from date listed on proposal. By signing this proposal (contract), I agree that Andale Construction Inc. may not be held liable for delays, conditions, or Acts of God beyond their control, which situations may delay or cause cancelation partially or entirely on any project. Delays include project demand and material supply. Andale Construction Inc. is not liable for any ADA compliance, if needed, Client should consult with an ADA compliance professional prior to specific project approval.

PAYMENT TERMS: Due Upon Completion (Completion by line item 'Progress Billing' and/or completion of project core) There may be concerns from Client following completion. Upon request, post-project walk-throughs may be scheduled to review concerns. Payment will still remain due upon invoice. Andale Construction Inc. is committed to client satisfaction and resolving concerns, though at times, this may be delayed.

CLIENT: As the Client I agree to not withhold payment due to walk-through requests, cleaning, touch-up, or warranty concerns. I agree that if I demand to retain payment until warranty work or touch up is completed, the retainer will be a fixed amount of 5% of invoice, up to \$750.00. I agree that I may be billed as each line item is completed and each item may become their own respective invoice. I understand that interest accrues on all past-due amounts at 24% per annum from invoice date, until paid in full; and may be billed collection fee's of up to 40%, and Client agrees to pay all fees accrued by collection efforts. These terms apply to all amount(s) incurred by me and for whom I have committed management responsibility, regardless of timing. Total Proposal price includes one mobilization. Additional mobilizations may be billed up to \$3,500 per additional mobilization. This agreement provides Client written Notice of Right to Lien. Pricing does not include Certified Payroll unless stated otherwise.

INSURANCE: These insurance limits are listed by Andale Construction to inform Client of such. Any premiums above the following to be paid by Client. This disclosure overrules any other contract language wherein Andale Construction agrees to differing limits. Certificates available upon request.

GENERAL LIABILITY: \$1m (inc.), \$2m (agg.) **AUTO:** \$1m **UMBRELLA:** \$2m (inc.), \$2m (agg.) **PERSONAL INJ:** \$1m **WORKERS COMP:** \$1m **GUARANTEE:** .

Signature: _____ **Print:** _____ **Date:** _____ **Andale Construction Inc.** _____

MEMO TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: BRUNO RUMBELOW, CITY MANAGER *BR*

MEETING DATE: APRIL 2, 2024

SUBJECT: APPROVAL OF ANNUAL CONTRACT FOR ROOFING PRODUCTS, SERVICES AND JOB ORDER CONTRACTING SERVICES

RECOMMENDATION: City Council to consider approval of an annual contract for roofing products, services, and job order contracting from Tremco/Weatherproofing Technologies for the Public Works Department.

FUNDING SOURCE: Funds are available in various funds for an annual estimated amount of \$200,000.

BACKGROUND: The purpose of this contract is to establish fixed annual pricing for roofing products, installation, removal, repair, remediation services and drywall remodel work, multiple delivery methods and value-add services such as, plumbing, and other contractor building services on an as-needed basis.

This purchase will be made in accordance with existing and interlocal agreements with Omnia Partners Public Sector, Region VIII Education Service Center in Texas as allowed by Texas Local Government Code, Section 271 and Texas Government Code, Section 791. The contract is for an initial three-year period with two optional, one-year renewals available.

Bids were taken by the Cooperative and a contract was awarded to WTI. The Public Works and Purchasing staff reviewed the contract for departmental specification compliance and pricing and determined that the contract would provide the best service and pricing for meeting the needs of the City.

Staff recommends approval.

CH/TM

MEMO TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: BRUNO RUMBELOW, CITY MANAGER *BR*

MEETING DATE: APRIL 2, 2024

SUBJECT: AN ANNUAL CONTRACT FOR COLD MILLING MACHINING SERVICES

RECOMMENDATION: City Council to consider approval for an annual contract for cold milling machining services with TexOp Construction, LP for the Public Works Street Department.

FUNDING SOURCE: Funds are available in the Permanent Capital Maintenance Fund for an annual estimated amount of \$100,000.

BACKGROUND: The purpose of this contract is to establish fixed annual pricing for cold milling machining with operator and helper for City projects on an as-needed basis. This operation is the removal of asphalt paving before a new layer is applied.

Purchases will be made in accordance with an existing interlocal agreement with Tarrant County, Texas as allowed by Texas Local Government Code, Section 271 and Texas Government Code, Chapter 791.

Tarrant County, Texas solicited bids for cold milling machine with operator and helper. Bids were submitted and based on evaluations by the Tarrant County, Texas Maintenance Precincts and Purchasing, TexOp Construction was awarded a contract. The contract was for an initial one-year period with two, one-year renewal options.

The Public Works Department and Purchasing reviewed the contract for specification compliance and pricing and determined that the contract would provide the best service and pricing for meeting the needs of the City.

Staff recommends approval.

KH/LW

MEMO TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: BRUNO RUMBELOW, CITY MANAGER *BR*

MEETING DATE: APRIL 2, 2024

SUBJECT: RENEWAL FOR PERFORMO ASSET PERFORMANCE AND MAINTENANCE SOFTWARE

RECOMMENDATION: City Council to consider approval for the renewal for Performo asset performance and maintenance software from Wizard Software Solutions for the Facility Services Department.

FUNDING SOURCE: Funds are available in the General Fund (Facility Services) and the Permanent Capital Maintenance Fund (Facility Services) in an amount not to exceed \$25,000.

BACKGROUND: The Facility Services work order system (Wizard Software Solutions, Performo) is up for software hosting renewal. This renewal is recommended so the performance work order system experiences zero interruption, improve its capabilities, and maintain customer support from the supplier. The renewal ensures that all staff and end users retain the continuity to receive, access, and complete work orders from many different devices. The access and support of Performo improves the staff's efficiency in addressing work order requests.

The purchase of Performo software hosting renewal will be made as a sole source purchase from Wizard Software Solutions in accordance with Local Government Code Chapter 252, Subchapter B, §252.022. General Exemptions (a)(7)(A).

Staff recommends approval.

CH/TM

MEMO TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: BRUNO RUMBELOW, CITY MANAGER *BR*

MEETING DATE: APRIL 2, 2024

SUBJECT: 2024 WATER IMPROVEMENTS FOR FAIRWAY DRIVE AND APPROPRIATION ORDINANCE

RECOMMENDATION: City Council to consider approving a contract for the construction of the 2024 Water Improvements for Fairway Drive with Blackrock Construction and an ordinance appropriating the funds.

FUNDING SOURCE: Upon approval of the above recommendation, funds will be available in the Utility Enterprise Fund in the estimated amount of \$1,118,270.

BACKGROUND:

The City is in the process of improving Fairway Drive from Marina Drive/Treatment Trail and SH26 as part of a locally let project with the Texas Department of Transportation. The paving design is being finalized this summer. Prior to the paving project, staff seeks to replace the existing water line. The project consists of the installation of 3,085 linear feet (LF) of 12" waterline, 280 LF of 8" waterline, 60 LF of 16" waterline and related appurtenances. There will be a crossing of the southern edge of the dam made by open cut.

Kimley-Horn prepared plans and contract documents that were used to advertise and bid the project.

A Request for Competitive Sealed Proposals was advertised to consider not only the bid cost (90% of weight), but also bidder's qualifications (4%), construction experience (4%) and safety record/litigation history (1%) and project closeout (1%).

Bids were opened on February 21, 2024 with 5 bids received as follows:

Contractor Bid Amount Score

Blackrock Construction \$1,006,270.00 97

J&L Construction, LLC \$1,041,932.99 87

Canary Construction LLC \$1,092,840.00 91

MX Construction Services, Inc. \$1,123,910.00 89

Bandera Utility Contractors \$1,243,805.00 77

Blackrock Construction received the highest score. Kimley-Horn reviewed the bids for accuracy, completeness, ranked according to the best value bid award criteria, and as such, recommends this firm for award of contract. Staff concurs with the selection.

Staff has also included \$110,689.40 or 11% in construction related costs (5% construction contingency, 4% inspection and 2% materials testing (rounded to \$112,000)). This brings the total construction phase appropriation to \$1,118,270 the contractor has 180 calendar days to complete the project after the Notice to Proceed is issued.

Staff recommends approval.

ORDINANCE NO. 2024-030

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, AUTHORIZING THE APPROPRIATION OF \$1,118,270 IN THE UTILITY ENTERPRISE FUND; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City Council of the City of Grapevine desires to construct the 2024 Water Improvements for Fairway Drive; and

WHEREAS, funding is available in the Utility Enterprise Fund; 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 estimated amount of \$1,118,270 be appropriated from the Utility Enterprise Fund to construct the 2024 Water Improvements for Fairway Drive.

Section 3. That a copy of the revised FY 2023-2024 annual budget document shall be kept on file in the office of the City Secretary.

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 April, 2024

APPROVED:

William D. Tate
Mayor

ATTEST:

Tara Brooks
City Secretary

APPROVED AS TO FORM:

Matthew C.G. Boyle
City Attorney

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 19th day of March, 2024 in the City Council Chambers, Second Floor, 200 South Main Street, with the following members present:

William D. Tate	Mayor
Darlene Freed	Mayor Pro Tem
Sharron Rogers	Council Member
Chris Coy	Council Member
Duff O'Dell	Council Member
Paul Slechta	Council Member
Leon Leal	Council Member

constituting a quorum, and with the following members of the Planning and Zoning Commission:

Larry Oliver	Chairman
Monica Hotelling	Vice Chairman
Beth Tiggelaar	Member
Dennis Luers	Member
David Hallberg	Member
Traci Hutton	Member
Jason Parker	Member
Mark Assaad	Alternate Member

constituting a quorum, with Alternate Member Ben Johnson being absent; and with the following members of the City Staff:

Bruno Rumbelow	City Manager
Jennifer Hibbs	Assistant City Manager
Matthew C.G. Boyle	City Attorney
Natalie Gullo	Assistant City Attorney
Tara Brooks	City Secretary

Item 1. Executive Session

City Council did not meet in Executive Session.

REGULAR MEETING

Mayor Tate called the regular meeting to order at 7:30 p.m.

Item 2. Invocation and Pledge of Allegiance

Council Member Leon Leal gave the invocation and led the Pledge of Allegiance.

JOINT PUBLIC HEARINGSItem 3. Conditional Use Permit **CU24-02** (Industrial Office/Warehouse)

Mayor Tate declared the public hearing open.

Planning Services Director Erica Marohnic reported the applicant was requesting a conditional use permit to allow outdoor vehicle storage in conjunction with a proposed 120,000 square foot office/warehouse building. The subject property is located at 3219 State Highway 360 and is currently zoned "PID", Planned Industrial Development.

Applicant Representative Josh Edge with Dynamic Engineering gave a brief description of the project and answered questions from the Commission and Council.

Planning Service Director Marohnic and Planner II Albert Triplett answered questions from Council.

No one spoke during the public hearing. There was one letter with comments provided to the Council and Commission.

Motion was made to close the public hearing.

Motion: Tiggelaar
 Second: Hotelling
 Ayes: Oliver, Hotelling, Tiggelaar, Luers, Hallberg, Hutton, and Parker
 Nays: None
 Approved: 7-0

Motion was made to close the public hearing.

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

Item 4. Conditional Use Permit **CU24-06** (Meow Wolf)

Mayor Tate declared the public hearing open.

Planning Services Director Marohnic reported the applicant was requesting a conditional use permit to amend the previously approved site plan CU20-17 (Ordinance No. 2000-044) for a planned commercial center in excess of 1,000,000 square feet of gross leasable space. This request is specifically to allow the possession, storage, retail sale of on- and off-premise consumption of alcoholic beverages (beer, wine, and mixed beverages) in

conjunction with an existing café inside of Meow Wolf. The subject property is located at 3000 Grapevine Mills Parkway, Suite 253 and is currently zoned “CC”, Community Commercial District.

Applicant Representative Kelly Schwarz with Meow Wolf presented this item and answered questions from the Commission and Council.

Planning Services Director Marohnic answered questions from Council.

City Attorney Matthew C.G. Boyle answered questions regarding on- and off- premise sale of alcoholic beverages.

Tim Young, 1212 Wildwood Court #200, Grapevine was not opposed to this request but wanted to let Council know that the Santa Fe Meow Wolf canceled a Jewish performance at that location.

There was no correspondence to report.

Motion was made to close the public hearing.

Motion: Luers
Second: Hutton
Ayes: Oliver, Hotelling, Tiggelaar, Luers, Hallberg, Hutton, and Parker
Nays: None
Approved: 7-0

Motion was made to close the public hearing.

Motion: O’Dell
Second: Slechta
Ayes: Tate, Freed, Rogers, Coy, O’Dell, Slechta, and Leal
Nays: None
Approved: 7-0

Item 5. Conditional Use Permit **CU24-07** (RaceTrac)

Mayor Tate declared the public hearing open.

Planning Services Director Marohnic reported the applicant was requesting a conditional use permit to amend the previously approved site plan CU18-13 (Ordinance No. 2018-043) for a planned commercial center to allow for the possession, storage, retail sale, and off-premise consumption of alcoholic beverages (beer and wine only), outside dining, gasoline service and a monument sign. This request is specifically to revise the site layout to add fueling pumps, fueling canopies, electric vehicle (EV) charging stations, and an associated maneuvering area in conjunction with a convenience store. The subject property is located at 3955 Grapevine Mills Parkway and is currently zoned “CC”, Community Commercial District.

Applicant Representative John Paul Hoover with RaceTrac presented this item and answered questions from the Commission and Council.

Applicant Representative Scott Griffin with RaceTrac answered questions from Council.

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

Motion was made to close the public hearing.

Motion: Parker
Second: Hutton
Ayes: Oliver, Hotelling, Tiggelaar, Luers, Hallberg, Hutton, and Parker
Nays: None
Approved: 7-0

Motion was made to close the public hearing.

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

Item 6. Conditional Use Permit **CU24-10** (Automotive Film Application Facility)

Mayor Tate declared the public hearing open.

Planning Services Director Marohnic reported the applicant was requesting a conditional use permit to amend the previously approved site plan CU09-47 (Ordinance No. 2010-003) to establish a planned industrial park. This request is specifically to allow for the application/installation of paint protection film and window film (window tinting) in conjunction with a proposed business. The subject property is located at 1702 Minters Chapel Road, Suite 112 and is currently zoned "LI", Light Industrial District.

Applicant Representative Wing Kwang with Eastman Performance Films presented this item and answered questions from the Commission and Council.

Steve Watts, American Tinters, 1201 Minters Chapel Road No. 302, Grapevine spoke in opposition to this request.

A letter in opposition and a letter with comments were provided to the Commission and Council.

Motion was made to close the public hearing.

Motion: Parker
Second: Hutton
Ayes: Oliver, Hotelling, Tiggelaar, Luers, Hallberg, Hutton, and Parker
Nays: None
Approved: 7-0

Motion was made to close the public hearing.

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

Item 7. Planned Development Overlay **PD24-01** (Reserve at Bear Creek)

Mayor Tate declared the public hearing open.

Planning Services Director Marohnic reported the applicant was requesting a planned development overlay to deviate from, but not be limited to, minimum lot size, side yard setback, front yard setback, lot width, lot depth, and maximum building height; and to allow front entry garages for lots less than 40-feet in width in conjunction with a townhouse development. The subject property is located at 4201 State Highway 360 and is currently zoned "R-TH", Townhouse District.

Applicant Representative Ben Ford presented this item and answered questions from the Commission and Council.

Planning Services Director Marohnic and Parks and Recreation Director Chris Smith answered questions from Council.

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

Motion was made to close the public hearing.

Motion: Tiggelaar
Second: Luers
Ayes: Oliver, Hotelling, Tiggelaar, Luers, Hallberg, Hutton, and Parker
Nays: None
Approved: 7-0

Motion was made to close the public hearing.

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

The Planning and Zoning Commission recessed to the Planning and Zoning Commission Conference Room, Second Floor, to consider published agenda items.

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

Item 8. Citizen Comments

Tim Young, 1212 Wildwood Court #200, Grapevine, requested the City install a street light on North Main Street between Hall Street and Dove Loop.

Aram Azadpour, PO Box 2644, Grapevine spoke in opposition to Senate Bill 4 relating to the enforcement of immigration laws.

NEW BUSINESS

Item 9. Consider the purchase of construction remodel services for the practice area and chipping green at the Grapevine Municipal Golf Course from GreenScape Six, and take any necessary action.

Director of Golf Robert Singletary presented this item and answered questions from Council. The proposed changes to the practice area and chipping green for an amount not to exceed \$402,175.

Council discussed this item.

Motion was made to approve the purchase of construction remodel services for the practice area and chipping green at the Grapevine Municipal Golf Course from GreenScape Six, and take any necessary action.

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

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

PLANNING AND ZONING COMMISSION RECOMMENDATIONS

Item 23. Conditional Use Permit **CU24-02** (Industrial Office/Warehouse)

Chairman Oliver reported the Commission approved the conditional use permit with a vote of 7-0.

Motion was made to approve Conditional Use Permit **CU24-02** (Industrial Office/Warehouse) and **Ordinance No. 2024-024**.

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

ORDINANCE NO. 2024-024

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS ISSUING CONDITIONAL USE PERMIT CU24-02 TO ALLOW OUTDOOR VEHICLE STORAGE IN CONJUNCTION WITH A PROPOSED 120,000 SQUARE FOOT OFFICE/WAREHOUSE BUILDING FOR BLOCK 1, LOT 1, GRAPEVINE SH 360 SUBSTATION (3219 STATE HIGHWAY 360) IN A DISTRICT ZONED "PID", PLANNED INDUSTRIAL DEVELOPMENT ALL IN ACCORDANCE WITH A SITE PLAN APPROVED PURSUANT TO SECTION 47 OF ORDINANCE NO. 82-73 AND ALL OTHER CONDITIONS, RESTRICTIONS AND SAFEGUARDS IMPOSED HEREIN; 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 THE ISSUANCE OF THIS CONDITIONAL USE PERMIT; PROVIDING A PENALTY NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00); DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE

Item 24. Conditional Use Permit **CU24-06** (Meow Wolf)

Chairman Oliver reported the Commission approved the conditional use permit with a vote of 7-0.

Motion was made to approve Conditional Use Permit **CU24-06** (Meow Wolf) and **Ordinance No. 2024-025**.

Motion: Freed
 Second: Coy
 Ayes: Tate, Freed, Rogers, Coy, O'Dell, and Slechta
 Nays: Leal
 Approved: 6-1

ORDINANCE NO. 2024-025

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, ISSUING CONDITIONAL USE PERMIT CU24-06 TO AMEND THE PREVIOUSLY APPROVED SITE PLAN CU20-17 (ORDINANCE NO. 2020-044) FOR A PLANNED COMMERCIAL CENTER IN EXCESS OF 1,000,000 SQUARE FEET OF GROSS LEASABLE SPACE, SPECIFICALLY TO ALLOW FOR THE POSSESSION, STORAGE, RETAIL SALES AND ON- AND

OFF-PREMISE CONSUMPTION OF ALCOHOLIC BEVERAGES (BEER, WINE AND MIXED BEVERAGE) IN CONJUNCTION WITH AN EXISTING CAFÉ (MEOW WOLF) FOR BLOCK 1, LOT 1R3, GRAPEVINE MILLS ADDITION, PHASE 1 (3000 GRAPEVINE MILLS PARKWAY, SUITE 253) IN A DISTRICT ZONED “CC”, COMMUNITY COMMERCIAL DISTRICT ALL IN ACCORDANCE WITH A SITE PLAN APPROVED PURSUANT TO SECTION 47 OF ORDINANCE NO. 82-73 AND ALL OTHER CONDITIONS, RESTRICTIONS AND SAFEGUARDS IMPOSED HEREIN; 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 THE ISSUANCE OF THIS CONDITIONAL USE PERMIT; PROVIDING A PENALTY NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00); DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE

Item 25. Conditional Use Permit **CU24-07** (RaceTrac)

Chairman Oliver reported the Commission approved the conditional use permit with a vote of 7-0.

Motion was made to approve Conditional Use Permit **CU24-07** (RaceTrac) and **Ordinance No. 2024-026**.

Motion: Slechta
 Second: Rogers
 Ayes: Tate, Freed, Rogers, Coy, O’Dell, Slechta, and Leal
 Nays: None
 Approved: 7-0

ORDINANCE NO. 2024-026

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, ISSUING CONDITIONAL USE PERMIT CU24-07 TO AMEND THE PREVIOUSLY APPROVED SITE PLAN OF CU18-13 (ORDINANCE NO. 2018-043) FOR A PLANNED COMMERCIAL CENTER TO ALLOW FOR THE POSSESSION, STORAGE, RETAIL SALES AND OFF-PREMISE CONSUMPTION OF ALCOHOLIC BEVERAGES (BEER AND WINE ONLY), OUTSIDE DINING, GASOLINE SERVICE AND A MONUMENT SIGN IN CONJUNCTION WITH A CONVENIENCE STORE (RACETRAC), SPECIFICALLY TO REVISE THE SITE LAYOUT TO ADD FUELING PUMPS,

FUELING CANOPIES, ELECTRIC VEHICLE CHARGING STATIONS, AND ASSOCIATED MANEUVERING LANES FOR BLOCK 1, LOT 1, RACETRAC GRAPEVINE ADDITION (3955 GRAPEVINE MILLS PARKWAY) IN A DISTRICT ZONED "CC", COMMUNITY COMMERCIAL DISTRICT ALL IN ACCORDANCE WITH A SITE PLAN APPROVED PURSUANT TO SECTION 47 OF ORDINANCE NO. 82-73 AND ALL OTHER CONDITIONS, RESTRICTIONS AND SAFEGUARDS IMPOSED HEREIN; 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 THE ISSUANCE OF THIS CONDITIONAL USE PERMIT; PROVIDING A PENALTY NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00); DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE

Item 26. Conditional Use Permit **CU24-10** (Automotive Film Application Facility)

Chairman Oliver reported the Commission approved the conditional use permit with a vote of 7-0.

Motion was made to approve Conditional Use Permit **CU24-10** (Automotive Film Application Facility) and **Ordinance No. 2024-027**.

Motion: O'Dell

Second: Coy

Ayes: Tate, Freed, Rogers, Coy, O'Dell, Slechta, and Leal

Nays: None

Approved: 7-0

ORDINANCE NO. 2024-027

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, ISSUING CONDITIONAL USE PERMIT CU24-10 TO AMEND THE PREVIOUSLY APPROVED SITE PLAN OF CU09-47 (ORDINANCE NO. 2010-003) TO ESTABLISH A PLANNED INDUSTRIAL PARK. THIS REQUEST IS SPECIFICALLY TO ALLOW FOR THE APPLICATION / INSTALLATION OF PAINT PROTECTION FILM AND WINDOW FILM (WINDOW TINTING) IN CONJUNCTION WITH A PROPOSED BUSINESS, FOR LOT 1R1, DFW INDUSTRIAL PARK, PHASE 3 (1702 MINTERS CHAPEL ROAD, SUITE 112) IN A DISTRICT ZONED "LI", LIGHT INDUSTRIAL, ALL IN ACCORDANCE WITH A SITE PLAN APPROVED

PURSUANT TO SECTION 47 OF ORDINANCE NO. 82-73 AND ALL OTHER CONDITIONS, RESTRICTIONS AND SAFEGUARDS IMPOSED HEREIN; 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 THE ISSUANCE OF THIS CONDITIONAL USE PERMIT; PROVIDING A PENALTY NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00); DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE

Item 27. Planned Development Overlay PD24-01 (Reserve at Bear Creek)

Chairman Oliver reported the Commission approved the planned development overlay with a vote of 7-0.

Motion was made to approve Planned Development Overlay **PD24-01** (Reserve at Bear Creek) and **Ordinance No. 2024-028**.

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

ORDINANCE NO. 2024-028

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS ISSUING PLANNED DEVELOPMENT OVERLAY PD24-01 TO DEVIATE FROM, BUT NOT BE LIMITED TO, MINIMUM LOT SIZE, SIDE YARD SETBACK, FRONT YARD SETBACK, LOT WIDTH, LOT DEPTH, MAXIMUM BUILDING HEIGHT, AND TO ALLOW FRONT ENTRY GARAGES FOR LOTS LESS THAN 40-FEET IN WIDTH IN CONJUNCTION WITH TOWNHOUSE DEVELOPMENT REQUIREMENTS (4201 STATE HIGHWAY 360) ALL IN ACCORDANCE WITH A SITE PLAN APPROVED PURSUANT TO SECTION 47 OF ORDINANCE NO. 82-73 AND ALL OTHER CONDITIONS, RESTRICTIONS AND SAFEGUARDS IMPOSED HEREIN; 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 THE ISSUANCE OF THIS PLANNED DEVELOPMENT OVERLAY PERMIT; PROVIDING A

PENALTY NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00); DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE

Council continued the meeting with the items in the published order.

Item 10. Consider a contract for a Guaranteed Maximum Price for the renovations of the Municipal Service Center with Sedalco Construction Services, and take any necessary action.

Public Works Director Bryan Beck presented this item to Council and answered questions from Council. The Guaranteed Maximum Price for the renovations of the Municipal Service Center of \$14,023,681 and owner costs of \$850,000 will result in a total project cost of \$14,873,681.

Council discussed this item.

Motion was made to approve a contract for a Guaranteed Maximum Price for the renovations of the Municipal Service Center with Sedalco Construction Services, and take any necessary action.

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

Item 11. Consider **Resolution No. 2024-004** approving the Local Project Advance Funding Agreement with Texas Department of Transportation to establish funding participation levels for the reconstruction of Eules Grapevine Road from State Highway 360 to Hughes Road, **Ordinance No. 2024-022** to appropriate the funds, and take any necessary action.

Public Works Director Beck presented this item to Council. Through the Local Project Advanced Funding Agreement with the Texas Department of Transportation will provide \$2,182,263 in federal funding for construction that includes \$436,553 Transportation Development Credits. The City's estimated cost of \$109,113 will be appropriated in the Capital Projects Streets Fund.

Motion was made to approve **Resolution No. 2024-004** approving the Local Project Advance Funding Agreement with Texas Department of Transportation to establish funding participation levels for the reconstruction of Eules Grapevine Road from State Highway 360 to Hughes Road, **Ordinance No. 2024-022** to appropriate the funds, and take any necessary action.

Motion: Slechta
 Second: Rogers
 Ayes: Tate, Freed, Rogers, Coy, O'Dell, Slechta, and Leal

Nays: None
Approved: 7-0

RESOLUTION NO. 2024-004

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS AUTHORIZING AN ADVANCE FUNDING AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION ADDRESSING FUNDING PARTICIPATION LEVEL AND PROJECT SCOPE FOR THE EULESS GRAPEVINE ROAD PROJECT AND PROVIDING AN EFFECTIVE DATE

ORDINANCE NO. 2024-022

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, AUTHORIZING THE APPROPRIATION OF \$109,113 IN THE CAPITAL PROJECT STREETS FUND; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE

Item 12. Consider a compensation update for sworn police and fire personnel, and take any necessary action.

Human Resources Director Rachel Huitt presented this item and answered questions from Council. After collecting data from the standard 18-city survey group, staff determined an average of 5-6% mid-year market adjustment for sworn Police and Fire would be necessary to remain at the 50th percentile. The adjustment will be effective the first payroll in June for an estimated amount of \$375,000.

Motion was made to approve a compensation update for sworn police and fire personnel, and take any necessary action.

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

CONSENT AGENDA

Consent items are deemed to need little Council deliberation and were 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. No one requested 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 13. Consider the renewal of an annual contract for interactive voice response system with DivDat, Inc.

Chief Financial Officer Jeff Strawn recommended approval of the renewal of an annual contract for an interactive voice response system for the Utility Billing Department for an estimated amount of \$19,000.

Motion was made to approve the consent agenda as presented.

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

Item 14. Consider a three-year contract for insurance consultant services for group health benefits with McGriff Insurance Services, Inc.

Human Resources Director Huitt recommended approval of a three-year contract for insurance consultant services for an amount not to exceed \$50,000.

Motion was made to approve the consent agenda as presented.

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

Item 15. Consider the renewal of a professional service contract for employee health clinics with Texas Health Physicians Group.

Human Resources Director Huitt recommended approval of a professional service contract for employee health clinics for an estimated amount of \$60,000.

Motion was made to approve the consent agenda as presented.

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

Item 16. Consider the renewal of annual contracts for masonry services to Chibli Stone Works, Inc. as the primary vendor and Weatherproofing Services as the secondary vendor.

Parks and Recreation Director Smith recommended approval of the renewal of annual contracts for the purchase of masonry services for an annual estimated amount of \$200,000.

Motion was made to approve the consent agenda as presented.

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

Item 17. Consider the renewal of an annual contract for police equipment, accessories and ammunition from Precision Delta Corp.

Police Chief Mike Hamlin recommended approval of the renewal of an annual contract for police equipment, accessories, and ammunition for an annual estimated amount of \$40,000.

Motion was made to approve the consent agenda as presented.

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

Item 18. Consider the purchase of custom dual-purpose narcotics K9 services from Hill Country Dog Center.

Police Chief Hamlin recommended approval of purchase of a custom dual-purpose narcotics K9 services for an amount not to exceed \$16,600.

Motion was made to approve the consent agenda as presented.

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

Item 19. Consider the purchase of a T-well replacement pump for the Water Treatment Plant from FCX Performance Inc.

Public Works Director Beck recommended approval of the purchase of a replacement pump for the Water Treatment Pump for an amount not to exceed \$51,595.

Motion was made to approve the consent agenda as presented.

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

Item 20. Consider the purchase of a Xylem replacement pump for the Opryland Lift Station from Xylem Water Solutions, Inc.

Public Works Director Beck recommended approval of the purchase of a replacement pump for the Opryland Lift Station for a total amount not to exceed \$50,200.

Motion was made to approve the consent agenda as presented.

Motion: Coy
Second: Freed
Ayes: Tate, Freed, Rogers, Coy, O’Dell, Slechta, and Leal
Nays: None
Approved: 7-0

Item 21. Consider renewal of the sole source agreement for the purchase and installation of water meters, associated equipment, and manhole monitoring equipment from HydroPro Solutions, LLC and Ordinance No. 2024-023 appropriating the funds.

Public Works Director Beck recommended approval of the sole source agreement to purchase and install water meters, associated equipment and manhole monitoring equipment, on an as-needed basis, for an estimated amount of \$750,000.

Motion was made to approve the consent agenda as presented.

Motion: Coy
Second: Freed
Ayes: Tate, Freed, Rogers, Coy, O’Dell, Slechta, and Leal
Nays: None
Approved: 7-0

ORDINANCE NO. 2024-023

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, AUTHORIZING THE APPROPRIATION OF \$700,000 IN THE UTILITY ENTERPRISE CAPITAL FUND; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE

Item 22. Consider the minutes of the March 5, 2024 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: Coy
Second: Freed
Ayes: Tate, Freed, Rogers, Coy, O’Dell, Slechta, and Leal
Nays: None
Approved: 7-0

ADJOURNMENT

Motion was made to adjourn the meeting at 8:59 p.m.

Motion: O'Dell

Second: Slechta

Ayes: Tate, Freed, Rogers, Coy, O'Dell, Slechta, and Leal

Nays: None

Approved: 7-0

Passed and approved by the City Council of the City of Grapevine, Texas on this the 2nd day of April, 2024.

APPROVED:

William D. Tate
Mayor

ATTEST:

Tara Brooks
City Secretary