City Council Agenda

SAGINAW CITY COUNCIL
NOTICE OF MEETING

Meeting and/or Executive Session Agenda
6:00 PM - Tuesday, April 18, 2023
Saginaw City Hall Council Chambers
333 West McLeroy Blvd.

In accordance with Section 551.043 of the Texas Government Code, this agenda has been posted at Saginaw City Hall, and distributed to the appropriate news media within the required time frame. All meetings of the Saginaw City Council are open to the public. Public participation and written comments are invited on all open session business items.

The Mayor and City Council request that all cell phones and pagers be turned off or set to vibrate. Members of the audience are requested to step outside to respond to a page or to conduct a phone conversation.

The City Hall is wheelchair accessible and special parking is available on the east side of the building. If special accommodations are required please contact the City Secretary a minimum of 72 hours in advance at 817-232-4640.

(1) Call to Order--Todd Flippo, Mayor

Pledge of Allegiance to the United States

Pledge of Allegiance to the State of Texas

"Honor the Texas Flag; I pledge allegiance to thee, Texas, one State under God, one and indivisible"

(2) Invocation--Pastor Michael Orr, Saginaw Church of Christ

(3) Audience Participation--On the Video Screen

(4) Consent Agenda--All items listed with lower case letters are part of the Consent Agenda. Public hearing and review are held collectively unless opposition is presented, in which case the contested item will be heard separately.

(a) Action regarding Minutes, March 29, 2023--Janice England, City Secretary

(b) Action regarding Minutes, April 4, 2023--Janice England, City Secretary

(c) Consideration and Action regarding Adoption of Resolution No. 2023-10 and Execution of Advance Funding Agreement for Green Ribbon

Program On-System (Phase 3)--Randy Newsom, Director of Public Works

(5) PUBLIC HEARING - Consideration and Action regarding Recommendation from Planning & Zoning Commission regarding a Specific Use Permit to allow the Operation of a Brewery/Winery Business located at 1029 N. Saginaw Blvd., Unit F3 (Ordinance No. 2023-14)--Lizzy Couey & Brennan Couey, Antheneum Cider

(6) PUBLIC HEARING - Consideration and Action regarding Recommendation from Planning & Zoning Commission regarding a Request for Rezoning to Amend the Square Planned Development District created in Ordinance No. 2019-07, to change the Development Plan contained in Exhibit C by adjusting the layout of the Subject Property for 9.569 acres out of Tract 2A, Block 1, Lot 4, Saginaw Square, Benjamin Thomas Survey, Abstract 1497, City of Saginaw, Texas, Tarrant County, Texas (Ordinance No. 2023-15)--Daniel Box, Winstead PC

(7) Discussion of Future Street Improvement Projects--Randy Newsom, Director of Public Works

(8) Executive Session--The City Council may take action on any Executive Session item posted.

551.071. Texas Government Code.

Consultation with Attorney. The City Council may convene in executive session to conduct a private consultation with its attorney on any legally posted agenda item, when the City Council seeks the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the provisions of Chapter 551, including the following items:

(a) Any Posted Item

(9) Adjournment--Todd Flippo, Mayor

City of Saginaw

Meeting Date: 4/18/2023

Staff Contact: Janice England
City Secretary

Agenda Items: (4)(a)

E-mail: jengland@sagianwtx.org

Phone: 817-230-0327

SUBJECT:
Action regarding Minutes, March 29, 2023

BACKGROUND/DISCUSSION:
The minutes of the March 29th City Council Meeting are presented for consideration.

FINANCIAL IMPACT:
N/A

RECOMMENDATION:
Staff recommends approval.

ATTACHMENTS:

Description

Minutes, 3-29-2023

CITY OF SAGINAW
MINUTES OF CITY COUNCIL MEETING
HELD AT THE SAGINAW CITY HALL
333 WEST MCLEROY BLVD.
MARCH 29, 2023

Present at the meeting:

Mayor	Todd Flippo
Mayor Pro-Tem	Valerie Junkersfeld
Councilmember	Paul Felegy
Councilmember	Charles Tucker
Councilmember	Cindy Bighorse
Councilmember	Mary Copeland
City Attorney	Bryn Meredith
City Manager	Gabe Reaume
Asst. City Manager	Lee Howell
Finance Director	Kim Quin
City Secretary	Janice England
Director of Public Works	Randy Newsom
Police Chief	Russell Ragsdale
Fire Chief	Doug Spears
Dir. of Community & Eco. Dev.	Keith Rinehart
Library Director	Ellen Ritchie
Communications Manager	Pedro Zambrano
Chief Building Official	Larry Little
Fire Marshal	John Cook
Police Officer	David Gonzalez

Absent from the meeting:

Councilmember	Nicky Lawson
City Engineer	Trenton Tidwell, P.E.
Director of Human Resources	Melanie McManus

Visitors at the meeting:

Brack St. Clair	Tony Ramji
Bobby Mendoza	Patrick Bourne
Prabha Cinclair	Dillon Maroney
Sandra Phillips	Prisca Kirk
Mary Ann Mischke	Teegen Partridge
Haylie Starat	Benjamin Guttery
Kelly Stewart	Michael C

(1) Call to Order

Mayor Flippo called the meeting to order at 6:00 p.m. with a quorum present.

Pledge of Allegiance to the United States

Pledge of Allegiance to the State of Texas

(2) Audience Participation

This item was covered on the video screen.

(3) Presentation of Conceptual Plan by Victory Group for the approximate 80 acre tract of property located south of Saginaw High School and west of Blue Mound Road

The development team consisting of Tony Ramji and Bobby Mendoza of Victory Group (developer), Prabha Cinclair of Cinclair Law, and Patrick Bourne of Sundance Analytics presented their conceptual plan for the approximate 80 acre tract of property located south of Saginaw High School and west of Blue Mound Road.

Mr. Teegen Partridge addressed the Council. He expressed his concerns and opposition to the proposed concept plan. Mr. Benjamin Guttery addressed the Council. He expressed his support of the proposed concept plan. He also suggested the City try to educate residents on the City's boundaries since most people don't understand where the boundaries are located. Mr. Brack St. Clair addressed the Council. He encouraged the Council to explore the possibilities especially regarding the proposed concept plan in regard to the Light Industrial zoned area.

(4) Executive Session

1 § 551.071. Texas Government Code. Consultation with Attorney. The City Council may convene in executive session to conduct a private consultation with its attorney on any legally posted agenda item, when the City Council seeks the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the provisions of Chapter 551, including the following items:

a. Any Posted Item

1 § 551.087. Texas Government Code. Deliberation regarding Economic Development Negotiations. The City Council may convene in executive session to discuss or deliberate regarding commercial or financial information that the City has received from a business prospect that the City seeks to have locate, stay, or expand in or near the City and with which the City is conducting economic development negotiations; or to deliberate the offer of a financial or other incentive to a business prospect described above, including:

a. Approximate 80 acre tract of property located south of Saginaw High School and west of Blue Mound Road

Mayor Flippo declared the meeting recessed into Executive Session at 6:54 p.m.

Mayor Flippo declared the meeting back in Regular Session at 7:20 p.m.

(13) Adjournment

Motion was made by Councilmember Tucker with a second by Mayor Pro-Tem Junkersfeld to adjourn the meeting. Motion carried unanimously. 6-0-0-1

For	Mayor Flippo, Mayor Pro-Tem Junkersfeld, Councilmembers Felegy, Tucker, Bighorse, and Copeland
Against:	None
Abstain:	None
Absent:	Councilmember Lawson

Mayor Flippo declared the City Council Meeting of March 29, 2023 adjourned at 7:20 p.m.

ATTEST:

_____
City Secretary Janice England

APPROVED:

_____
Mayor Todd Flippo

City of Saginaw

Meeting Date: 4/18/2023

Staff Contact: Janice England
City Secretary

Agenda Items: (4)(b)

E-mail: jengland@saginawtx.org

Phone: 817-230-0327

SUBJECT:
Action regarding Minutes, April 4, 2023

BACKGROUND/DISCUSSION:
The minutes of the April 4th City Council Meeting are presented for consideration.

FINANCIAL IMPACT:
N/A

RECOMMENDATION:
Staff recommends approval.

ATTACHMENTS:

Description

Minutes, 4-4-2023

CITY OF SAGINAW
MINUTES OF CITY COUNCIL MEETING
AND PUBLIC HEARING
HELD AT THE SAGINAW CITY HALL
333 WEST MCLEROY BLVD.
APRIL 4, 2023

Present at the meeting:

Mayor	Todd Flippo
Mayor Pro-Tem	Valerie Junkersfeld
Councilmember	Paul Felegy
Councilmember	Nicky Lawson
Councilmember	Charles Tucker
Councilmember	Cindy Bighorse
Councilmember	Mary Copeland
City Attorney	Bryn Meredith
City Engineer	Trenton Tidwell, P.E.
City Engineer	Laura Presley, P.E.
City Manager	Gabe Reaume
Asst. City Manager	Lee Howell
Finance Director	Kim Quin
City Secretary	Janice England
Asst. Police Chief	Brandon Badovinac
Fire Chief	Doug Spears
Director of Public Works	Randy Newsom
Dir. of Comm. & Eco. Dev.	Keith Rinehart
Human Resources Director	Melanie McManus
Library Director	Ellen Ritchie
Communications Manager	Pedro Zambrano
Chief Building Official	Larry Little
Environmental/Drainage Mgr.	Matt Regan
Utilities Manager	Paul Wrzesinski
Public Works Superintendent	Corey Smith
Management Analyst	Salvador Gonzalez
Police Officer	Pruitt

Absent from the meeting:

Police Chief	Russell Ragsdale

Visitors at the meeting:

Brack St. Clair	Glenn Reeves
Joseph Post	Jack Rowe
Niko Waldon	Jeff Knight
Candice Knight	Daniel Dewey
Kelly Stewart	Rick Russell
Ronnie Horton	

(1) Call to Order

Mayor Flippo called the meeting to order at 6:00 p.m. with a quorum present.

Pledge of Allegiance to the United States

Pledge of Allegiance to the State of Texas

(2) Invocation

In the absence of Pastor Ronnie Mills, Councilmember Lawson gave the invocation.

(3) Audience Participation

This item was covered on the video screen.

(4) Consent Agenda

a. Action regarding Minutes, March 21, 2023

b. Action regarding Amendment Number 1 to Subsurface Utility Engineering (SUE) Contract for Industrial Avenue with Cobb Fendley to provide Subsurface Utility Engineering Services

Summary: On April 6, 2021, City Council authorized a Development Agreement with Fuel City Saginaw, LLC (Fuel City) and an agreement with Cobb Fendley to provide SUE for the FM156 (Blue Mound Rd.) and Industrial Avenue Project. The estimated contract amount was for $20,600 to be divided between the City and Fuel City. The agreement acknowledges that Fuel City in the future may receive reimbursement from Fort Worth and Blue Mound. The agreement did not obligate Fuel City for future participation beyond the initial contract amount. Approximately fifty-nine (59) potential conflicts with the proposed project have been identified to date. In order to further define and possibly clear five (5) utilities conflicts, it is necessary to obtain vertical elevations (often referred to as QL "A" SUE). The work is expected to take two (2) days for a vac crew in the field. The current estimated fee has been exhausted. Cobb Fendley has requested an amendment of $2,200 increasing the total fee from $20,600 to $22,800. The financial impact will be $2,200. Funds are available from the 2020 Certificates of Obligation, Account 06-1516-20.

Motion was made by Councilmember Felegy with a second by Mayor Pro-Tem Junkersfeld to approve the Consent Agenda as presented. Motion carried unanimously. 7-0-0-0

For: Mayor Flippo, Mayor Pro-Tem Junkersfeld,
Councilmembers Felegy, Lawson, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: None

(5) Consideration and Action regarding Stormwater Facility Maintenance Agreements with TM BTR of Texas, LLC (Fort Worth MF LP & Beltmill Saginaw, LP) (B. Thomas Survey, Abstract No. 1497, Beltmill Villas)

Motion was made by Mayor Pro-Tem Junkersfeld with a second by Councilmember Tucker to approve the Stormwater Facility Maintenance Agreements with TM BTR of Texas, LLC (Fort Worth MF LP & Beltmill Saginaw, LP) as presented. Motion carried unanimously. 7-0-0-0

For: Mayor Flippo, Mayor Pro-Tem Junkersfeld,
Councilmembers Felegy, Lawson, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: None

(6) Consideration and Action regarding Recommendation from Planning & Zoning Commission on Final Plat for 18.532 acres out of Block A, Lot 1, Beltmill Villas, Benjamin Thomas Survey, Abstract 1497, City of Saginaw, Tarrant County, Texas

Motion was made by Mayor Pro-Tem Junkersfeld with a second by Councilmember Felegy to approve the Final Plat for 18.532 acres out of Block A, Lot 1, Beltmill Villas as presented and recommended by the Planning and Zoning Commission. Motion carried unanimously. 7-0-0-0

For: Mayor Flippo, Mayor Pro-Tem Junkersfeld,
Councilmembers Felegy, Lawson, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: None

(7) Consideration and Action regarding Individual Project Order with Kimley-Horn & Associates for the Highland Station Park Pedestrian Bridge Conceptual Design

Director of Public Works Newsom explained that when the Highland Station Subdivsion was built, the developer included park access easements on some streets that back up to the park. The access point from Topeka Drive was never installed. The Advisory Recreation and Parks Board was approached by residents regarding the possibility of installing some type of crossing or bridge. Mr. Jeff Knight, owner of property that backs up to the park addressed the Council and stressed the need for a safe pedestrian crossing from the access easement on Topeka into the park. He shared an aerial video of the park. Ms. Candice Knight also addressed the Council and voiced her support for some type of crossing at this location. Mr. Brack St. Clair, Chairman of the Advisory Recreation and Parks Board, stated that the Board voted to recommend to the City Council approval of the conceptual design with the funds to cover the cost ($18,000) to be taken from the Parks Donation Fund.

Motion was made by Councilmember Lawson with a second by Councilmember Bighorse to approve the Individual Project Order with Kimley-Horn & Associates for the Highland Station Park Pedestrian Bridge Conceptual Design. Motion carried unanimously. 7-0-0-0

For: Mayor Flippo, Mayor Pro-Tem Junkersfeld,
Councilmembers Felegy, Lawson, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: None

(8) Consideration and Action regarding Ordinance No. 2023-13, Residential Carport Specific Use Permit Fee Adjustment

Motion was made by Mayor Pro-Tem Junkersfeld with a second by Councilmember Lawson to approve Ordinance No. 2023-13, adjusting the Residential Carport Specific Use Permit Application Fee to $375. Motion carried unanimously. 7-0-0-0

For: Mayor Flippo, Mayor Pro-Tem Junkersfeld,
Councilmembers Felegy, Lawson, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: None

(9) Consideration and Action regarding Resolution No. 2023-08, Saginaw Home Improvement Program (SHIP) Amendment

Motion was made by Councilmember Lawson with a second by Mayor Pro-Tem Junkersfeld to approve Resolution No. 2023-08, amending the eligibility for the Saginaw Home Improvement Program to citywide. Motion carried unanimously. 7-0-0-0

For: Mayor Flippo, Mayor Pro-Tem Junkersfeld,
Councilmembers Felegy, Lawson, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: None

(10) PUBLIC HEARING – Consideration and Action regarding Resolution No. 2023-09, FY2022-2023 Mid-Year Budget Revisions

Mayor Flippo declared the public hearing opened at 6:46 p.m. Finance Director Quin briefly explained the purpose of the public hearing and mid-year revisions. Mayor Flippo called for any public input. There was none. Mayor Flippo declared the public hearing closed at 6:52 p.m.

Motion was made by Mayor Pro-Tem Junkersfeld with a second by Councilmember Tucker to approve Resolution No. 2023-09, FY2022-2023 Mid-Year Budget Revisions. Motion carried unanimously. 7-0-0-0

For: Mayor Flippo, Mayor Pro-Tem Junkersfeld,
Councilmembers Felegy, Lawson, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: None

(11) Water and Wastewater, Public Works, Parks, Drainage and Environmental Departments Salary, Staffing, Budget, and General Overview Discussion

Director of Public Works Newsom gave a brief overview of the Public Works Department. Utilities Manager Wrzesinski, Environmental/Drainage Manager Regan, and Public Works Superintendent Smith gave a presentation regarding staffing, budgets, and a general overview of the following departments: Water and Wastewater, Parks, Public Services, Drainage and Environmental.

(12) Executive Session

1. § 551.071. Texas Government Code. Consultation with Attorney. The City Council may convene in executive session to conduct a private consultation with its attorney on any legally posted agenda item, when the City Council seeks the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the provisions of Chapter 551, including the following items:

a. Any Posted Item

1. § 551.087. Texas Government Code. Deliberation regarding Economic Development Negotiations. The City Council may convene in executive session to discuss or deliberate regarding commercial or financial information that the City has received from a business prospect that the City seeks to have locate, stay, or expand in or near the City and with which the City is conducting economic development negotiations; or to deliberate the offer of a financial or other incentive to a business prospect described above, including:

a. Approximate 80 acre tract of property located south of Saginaw High School and west of Blue Mound Road

Note: The Council did not recess into Executive Session.

(13) Adjournment

Motion was made by Mayor Pro-Tem Junkersfeld with a second by Councilmember Felegy to adjourn the meeting. Motion carried unanimously. 7-0-0-0

For: Mayor Flippo, Mayor Pro-Tem Junkersfeld,
Councilmembers Felegy, Lawson, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: None

Mayor Flippo declared the City Council Meeting of April 4, 2023 adjourned at 8:07 p.m.

ATTEST: APPROVED:

_____ _____

City Secretary Janice England Mayor Todd Flippo

City of Saginaw

Meeting Date: 4/18/2023

Staff Contact: Randy Newsom
Director of Public Works

Agenda Items: (4)(c)

E-mail: rnewsom@saginawtx.org

Phone: 18172300448

SUBJECT:
Consideration and Action regarding Adoption of Resolution No. 2023-10 and Execution of Advance Funding Agreement for Green Ribbon Program On-System (Phase 3)

BACKGROUND/DISCUSSION:
In May of 2022, a Green Ribbon Grant Application was submitted to TXDOT for Saginaw Blvd. from Bailey Boswell Rd. to W.J. Boaz Rd. On September 22, 2022, the City was notified that the application was accepted. The amount of the grant is capped at $400,000 and is subject to execution of a maintenance agreement and Advance Funding Agreement (AFA). On November 15, 2022, City Council approved an Individual Project Order with Kimley-Horn and Associates in the amount of $60,000.

TXDOT transmitted the AFA for Green Ribbon Program On-System for the City to execute. The AFA stipulates the responsibilities of the Federal, State, and Local governments for the project. Under the agreement, costs will be allocated based on 80% Federal funding and 20% local funding until the federal funding reaches the maximum obligated amount. The State will then be responsible for 100% of the costs. The City's responsibility is $60,000 for engineering and environmental. The IPO with Kimley-Horn will satisfy the City's participation on the project. The maintenance agreement is pending.

FINANCIAL IMPACT:
This item has no financial impact.

RECOMMENDATION:
It is recommended that the City Council:

1. Adopt Resolution No. 2023-10; and
2. Execute the Advance Funding Agreement for Green Ribbon Program On-System (electronic signatures)

ATTACHMENTS:

Description

Resolution 2023-10
AFA Agreement

CITY OF SAGINAW
RESOLUTION NO. 2023-10

A RESOLUTION APPROVING ADVANCE FUNDING AGREEMENT FOR GREEN RIBBON FUNDING ON-SYSTEM THROUGH THE TEXAS DEPARTMENT OF TRANSPORTATION

WHEREAS, the City of Saginaw has submitted an application to the Texas Department of Transportation for Green Ribbon funding in May of 2022, for Saginaw Boulevard from Bailey Boswell Road to W.J. Boaz Road; and

WHEREAS, the City of Saginaw was notified by the Texas Department of Transportation on September 22, 2022 that its application for Green Ribbon Funding was accepted for the Landscaping of BUS 287/Saginaw Boulevard Project; and

WHEREAS, the Texas Department of Transportation has requested that the City of Saginaw approve the Advance Funding Agreement for Green Ribbon Program On-System; and

WHEREAS, the Advance Funding Agreement outlines the responsibilities of the City of Saginaw, the State and Federal Government, including participation by the City of Saginaw of approximately $60,000 for engineering and environmental work as shown in Attachment "A" of the Advance Funding Agreement.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAGINAW, THAT:

The City of Saginaw authorizes an Advance Funding Agreement with the State of Texas for Green Ribbon Program On-System Landscaping of BUS 287/Saginaw Boulevard. State will be responsible for construction costs overruns. The City Manager is authorized to execute all documents necessary to complete this transaction.

PASSED AND APPROVED THIS ____TH DAY OF _____, 2023.

APPROVED: _____
Todd Flippo, Mayor

ATTEST:

_____
Janice England, City Secretary

TxDOT:					Federal Highway Administration:	
CSJ #	0013-10-091				CFDA No.	20.205
District #	02-FTW	AFA ID	Z00004968		CFDA Title	Highway Planning and Construction
Code Chart 64 #	37250					
Project Name	BU 287P; WJ Boaz to Bailey Boswell Rd				*AFA Not Used For Research & Development*	

STATE OF TEXAS §

COUNTY OF TRAVIS §

ADVANCE FUNDING AGREEMENT
For
A Green Ribbon Project
On-System

THIS AGREEMENT (Agreement) is made by and between the State of Texas, acting by and through the **Texas Department of Transportation** called the "State", and the **City of Saginaw**, acting by and through its duly authorized officials, called the "Local Government". The State and Local Government shall be collectively referred to as "the parties" hereinafter.

WITNESSETH

WHEREAS, federal law establishes federally funded programs for transportation improvements to implement its public purposes, and

WHEREAS, the Texas Transportation Code, Section 201.103 establishes that the State shall design, construct and operate a system of highways in cooperation with local governments, and Section 222.052 authorizes the Texas Transportation Commission to accept contributions from political subdivisions for development and construction of public roads and the state highway system within the political subdivision, and

WHEREAS, federal and state laws require local governments to meet certain contract standards relating to the management and administration of State and federal funds, and

WHEREAS, the Texas Transportation Commission has codified 43 TAC, Rules 15.50-15.56 that describe federal, state, and local responsibilities for cost participation in highway improvement and other transportation projects, and

WHEREAS, the Texas Transportation Commission passed Minute Order Number **116292** authorizing the State to undertake and complete a highway improvement or other transportation project generally described as **landscape development.** The portion of the project work covered by this Agreement is identified in the Agreement, Article 3, Scope of Work (Project), and

WHEREAS, the Governing Body of the Local Government has approved entering into this Agreement by resolution, ordinance, or commissioners court order dated _____, which is attached to and made a part of this Agreement as Attachment C, Resolution, Ordinance, or Commissioners Court Order (Attachment C). A map showing the Project location appears in Attachment A, Location Map Showing Project (Attachment A), which is attached to and made a part of this Agreement.

NOW, THEREFORE, in consideration of the premises and of the mutual covenants and agreements of the parties, to be by them respectively kept and performed as set forth in this Agreement, it is agreed as follows:

AGREEMENT

1. Responsible Parties:

For the Project covered by this Agreement, the parties shall be responsible for the following work as stated in the article of the Agreement referenced in the table below:

1	**N/A**	Utilities	Article 8
2.	**Local Government**	Environmental Assessment and Mitigation	Article 9
3.	**Local Government**	Architectural and Engineering Services	Article 11
4.	**State**	Construction Responsibilities	Article 12
5.	**N/A**	Right of Way and Real Property	Article 14

2. Period of the Agreement

This Agreement becomes effective when signed by the last party whose signing makes the Agreement fully executed. This Agreement shall remain in effect until the Project is completed or unless terminated as provided below.

3. Scope of Work

The scope of work for the Project consists of the continuation of the City's beautification of the BUS 287 corridor from WJ Boaz Road to Bailey Boswell Road. These proposed Green Ribbon Grant improvements include landscape, hardscape, and drip irrigation installation along the parkway of BUS 287. The existing healthy trees in the parkway will be preserved and pruned where required. Landscape plantings will consist of Texas native and adaptive plantings. Hardscape improvements will include decomposed granite and river rock mulch. There will also be an 8" mow strip on the perimeter to separate hardscape and landscape from existing sod for maintenance. Additionally, there will be an 18" mow strip between the existing asphalt roadway and hardscape and landscape improvements for safety and maintenance. This concept can be scaled up or down as needed to match the awarded budget as shown on Attachment A.

4. Project Sources and Uses of Funds

The total estimated cost of the Project is shown in Attachment B, Project Budget (Attachment B) which is attached to and made a part of this Agreement.

A. If the Local Government will perform any work under this Agreement for which reimbursement will be provided by or through the State, the Local Government must complete training. If federal funds are being used, the training must be completed before federal spending authority is obligated. Training is complete when at least one individual who is working actively and directly on the Project successfully completes and receives a certificate for the course entitled “Local Government Project Procedures and Qualification for the Texas Department of Transportation” and retains qualification in accordance with applicable TxDOT

procedures. Upon request, the Local Government shall provide the certificate of qualification to the State. The individual who receives the training certificate may be an employee of the Local Government or an employee of a firm that has been contracted by the Local Government to perform oversight of the Project. The State in its discretion may deny reimbursement if the Local Government has not continuously designated in writing a qualified individual to work actively on or to directly oversee the Project.

B. The expected cash contributions from the federal government, the State, the Local Government, or other parties are shown in Attachment B. The State will pay for only those Project costs that have been approved by the Texas Transportation Commission. For projects with federal funds, the State and the federal government will not reimburse the Local Government for any work performed before the federal spending authority is formally obligated to the Project by the Federal Highway Administration (FHWA). After federal funds have been obligated, the State will send to the Local Government a copy of the formal documentation showing the obligation of funds including federal award information. The Local Government is responsible for 100% of the cost of any work performed under its direction or control before the federal spending authority is formally obligated.

C. Attachment B shows, by major cost categories, the cost estimates and the party responsible for performing the work for each category. These categories may include but are not limited to: (1) costs of real property; (2) costs of utility work; (3) costs of environmental assessment and remediation; (4) cost of preliminary engineering and design; (5) cost of construction and construction management; and (6) any other local project costs.

D. The State will be responsible for securing the federal and State share of the funding required for the development and construction of the local Project. If the Local Government is due funds for expenses incurred, these funds will be reimbursed to the Local Government on a cost basis.

E. The Local Government will be responsible for all non-federal or non-State participation costs associated with the Project, unless otherwise provided for in this Agreement or approved otherwise in an amendment to this Agreement. For items of work subject to specified percentage funding, the Local Government shall only in those instances be responsible for all Project costs that are greater than the maximum State and federal participation specified in Attachment B and for overruns in excess of the amount specified in Attachment B to be paid by the Local Government.

F. The budget in Attachment B will clearly state all items subject to fixed price funding, specified percentage funding, and the periodic payment schedule, when periodic payments have been approved by the State.

G. When the Local Government bears the responsibility for paying cost overruns, the Local Government shall make payment to the State within thirty (30) days from the receipt of the State's written notification of additional funds being due.

H. When fixed price funding is used, the Local Government is responsible for the fixed price amount specified in Attachment B. Fixed prices are not subject to adjustment unless (1) differing site conditions are encountered; (2) further definition of the Local Government's requested scope of work identifies greatly

differing costs from those estimated; (3) work requested by the Local Government is determined to be ineligible for federal participation; or (4) the adjustment is mutually agreed to by the State and the Local Government.

I. Prior to the performance of any engineering review work by the State, the Local Government will pay to the State the amount specified in Attachment B. At a minimum, this amount shall equal the Local Government's funding share for the estimated cost of preliminary engineering performed or reviewed by the State for the Project. At least sixty (60) days prior to the date set for receipt of the construction bids, the Local Government shall remit its remaining financial share for the State's estimated construction oversight and construction cost.

J. The State will not execute the contract for the construction of the Project until the required funding has been made available by the Local Government in accordance with this Agreement.

K. Whenever funds are paid by the Local Government to the State under this Agreement, the Local Government shall remit a check or warrant made payable to the "Texas Department of Transportation" or may use the State's Automated Clearing House (ACH) system for electronic transfer of funds in accordance with instructions provided by TxDOT's Finance Division. The funds shall be deposited and managed by the State and may only be applied by the State to the Project.

L. The State will not pay interest on any funds provided by the Local Government.

M. If a waiver for the collection of indirect costs for a service project has been granted under 43 TAC §15.56, the State will not charge the Local Government for the indirect costs the State incurs on the Project, unless this Agreement is terminated at the request of the Local Government prior to completion of the Project.

N. If the Local Government is an Economically Disadvantaged County (EDC) and if the State has approved adjustments to the standard financing arrangement, this Agreement reflects those adjustments.

O. Where the Local Government is authorized to perform services under this Agreement and be reimbursed by the State, the Local Government is authorized to submit requests for reimbursement by submitting the original of an itemized invoice, in a form and containing all items required by the State, no more frequently than monthly and no later than ninety (90) days after costs are incurred. If the Local Government submits invoices more than ninety (90) days after the costs are incurred and if federal funding is reduced as a result, the State shall have no responsibility to reimburse the Local Government for those costs.

P. Upon completion of the Project, the State will perform a final accounting of the Project costs for all items of work with specified percentage funding. Any funds due by the Local Government, the State, or the federal government for these work items will be promptly paid by the owing party.

Q. The state auditor may conduct an audit or investigation of any entity receiving funds from the State directly under this Agreement or indirectly through a subcontract under this Agreement. Acceptance of funds directly under this Agreement or indirectly through a subcontract under this Agreement acts as acceptance of the authority of the state auditor, under the direction of the legislative audit committee, to conduct an audit or investigation in connection with those funds. An entity that is the subject of an audit or investigation must provide

the state auditor with access to any information the state auditor considers relevant to the investigation or audit.

R. Payment under this Agreement beyond the end of the current fiscal biennium is subject to availability of appropriated funds. If funds are not appropriated, this Agreement shall be terminated immediately with no liability to either party.

5. Termination of This Agreement

This Agreement shall remain in effect until the Project is completed and accepted by all parties, unless:

A. The Agreement is terminated in writing with the mutual consent of the parties;

B. The Agreement is terminated by one party because of a breach, in which case any costs incurred because of the breach shall be paid by the breaching party;

C. The Local Government elects not to provide funding after the completion of preliminary engineering, specifications, and estimates (PS&E) and the Project does not proceed because of insufficient funds, in which case the Local Government agrees to reimburse the State for its reasonable actual costs incurred during the Project; or

D. The Agreement is terminated by the State because the parties are not able to execute a mutually agreeable amendment when the costs for Local Government requested items increase significantly due to differing site conditions, determination that Local government requested work is ineligible for federal or state cost participation, or a more thorough definition of the Local Government's proposed work scope identifies greatly differing costs from those estimated. The State will reimburse Local Government remaining funds to the Local Government within ninety (90) days of termination; or

E. The Project is inactive for thirty-six (36) consecutive months or longer and no expenditures have been charged against federal funds, in which case the State may in its discretion terminate this Agreement.

6. Amendments

Amendments to this Agreement due to changes in the character of the work, terms of the Agreement, or responsibilities of the parties relating to the Project may be enacted through a mutually agreed upon, written amendment.

7. Remedies

This Agreement shall not be considered as specifying the exclusive remedy for any agreement default, but all remedies existing at law and in equity may be availed of by either party to this Agreement and shall be cumulative.

8. Utilities

The party named in Article 1, Responsible Parties, under AGREEMENT shall be responsible for the adjustment, removal, or relocation of utility facilities in accordance with applicable state laws, regulations, rules, policies, and procedures, including any cost to the State of a delay resulting from the Local Government's failure to ensure that utility facilities are adjusted, removed, or relocated before the scheduled beginning of construction. The Local Government will not be reimbursed with federal or State funds for the cost of required utility work. The Local Government must obtain advance

approval for any variance from established procedures. Before a construction contract is let, the Local Government shall provide, at the State's request, a certification stating that the Local Government has completed the adjustment of all utilities that must be adjusted before construction is commenced.

9. Environmental Assessment and Mitigation

Development of a transportation project must comply with the National Environmental Policy Act and the National Historic Preservation Act of 1966, which require environmental clearance of federal-aid projects. The party named in Article 1, Responsible Parties, under AGREEMENT is responsible for the following:

A. The identification and assessment of any environmental problems associated with the development of a local project governed by this Agreement.
B. The cost of any environmental problem's mitigation and remediation.
C. Providing any public meetings or public hearings required for the environmental assessment process. Public hearings will not be held prior to the approval of the Project schematic.
D. The preparation of the NEPA documents required for the environmental clearance of this Project.

If the Local Government is responsible for the environmental assessment and mitigation, before the advertisement for bids, the Local Government shall provide to the State written documentation from the appropriate regulatory agency or agencies that all environmental clearances have been obtained.

10. Compliance with Accessibility Standards

All parties to this Agreement shall ensure that the plans for and the construction of all projects subject to this Agreement are in compliance with standards issued or approved by the Texas Department of Licensing and Regulation (TDLR) as meeting or consistent with minimum accessibility requirements of the Americans with Disabilities Act (P.L. 101-336) (ADA).

11. Architectural and Engineering Services

The party named in Article 1, Responsible Parties, under AGREEMENT has responsibility for the performance of architectural and engineering services. The engineering plans shall be developed in accordance with the applicable State's *Standard Specifications for Construction and Maintenance of Highways, Streets and Bridges* and the special specifications and special provisions related to it. For projects on the State highway system, the design shall, at a minimum conform to applicable State manuals. For projects not on the State highway system, the design shall, at a minimum, conform to applicable American Association of State Highway and Transportation Officials (AASHTO) design standards.

In procuring professional services, the parties to this Agreement must comply with federal requirements cited in 23 CFR Part 172 if the Project is federally funded and with Texas Government Code 2254, Subchapter A, in all cases. Professional contracts for federally funded projects must conform to federal requirements, specifically including the provision for participation by Disadvantaged Business Enterprises (DBEs), ADA, and

environmental matters. If the Local Government is the responsible party, the Local Government shall submit its procurement selection process for prior approval by the State. All professional services contracts must be reviewed and approved by the State prior to execution by the Local Government.

12. Construction Responsibilities

The party named in Article 1, Responsible Parties, under AGREEMENT is responsible for the following:

A. Advertise for construction bids, issue bid proposals, receive and tabulate the bids, and award and administer the contract for construction of the Project. Administration of the contract includes the responsibility for construction engineering and for issuance of any change orders, supplemental agreements, amendments, or additional work orders that may become necessary subsequent to the award of the construction contract. In order to ensure federal funding eligibility, projects must be authorized by the State prior to advertising for construction.

B. If the State is the responsible party, the State will use its approved contract letting and award procedures to let and award the construction contract.

C. If the Local Government is the responsible party, the Local Government shall submit its contract letting and award procedures to the State for review and approval prior to letting.

D. If the Local Government is the responsible party, the State must concur with the low bidder selection before the Local Government can enter into a contract with the vendor.

E. If the Local Government is the responsible party, the State must review and approve change orders.

F. Upon completion of the Project, the party responsible for constructing the Project will issue and sign a "Notification of Completion" acknowledging the Project's construction completion and submit certification(s) sealed by a professional engineer(s) licensed in the State of Texas.

G. For federally funded contracts, the parties to this Agreement will comply with federal construction requirements cited in 23 CFR Part 635 and with requirements cited in 23 CFR Part 633, and shall include the latest version of Form "FHWA-1273" in the contract bidding documents. If force account work will be performed, a finding of cost effectiveness shall be made in compliance with 23 CFR 635, Subpart B.

13. Project Maintenance

The Local Government shall be responsible for maintenance of locally owned roads and locally owned facilities after completion of the work. The State shall be responsible for maintenance of the State highway system after completion of the work if the work was on the State highway system, unless otherwise provided for in existing maintenance agreements with the Local Government.

14. Right of Way and Real Property

The party named in Article 1, Responsible Parties, under AGREEMENT is responsible for the provision and acquisition of any needed right of way or real property.

15. Insurance

If this Agreement authorizes the Local Government or its contractor to perform any work on State right of way, before beginning work, the entity performing the work shall provide the State with a fully executed copy of the State's Form 1560 Certificate of Insurance verifying the existence of coverage in the amounts and types specified on the Certificate of Insurance for all persons and entities working on State right of way. This coverage shall be maintained until all work on the State right of way is complete. If coverage is not maintained, all work on State right of way shall cease immediately, and the State may recover damages and all costs of completing the work.

16. Notices

All notices to either party shall be delivered personally or sent by certified or U.S. mail, postage prepaid, addressed to that party at the following address:

Local Government:	**State:**
City of Saginaw ATTN: Director of Public Works and Community Development 333 McLeroy Boulevard Saginaw, TX 76179	Texas Department of Transportation ATTN: Director of Contract Services 125 E. 11th Street Austin, TX 78701

All notices shall be deemed given on the date delivered in person or deposited in the mail, unless otherwise provided by this Agreement. Either party may change the above address by sending written notice of the change to the other party. Either party may request in writing that notices shall be delivered personally or by certified U.S. mail, and that request shall be carried out by the other party.

17. Legal Construction

If one or more of the provisions contained in this Agreement shall for any reason be held invalid, illegal, or unenforceable in any respect, such invalidity, illegality, or unenforceability shall not affect any other provisions and this Agreement shall be construed as if it did not contain the invalid, illegal, or unenforceable provision.

18. Responsibilities of the Parties

The State and the Local Government agree that neither party is an agent, servant, or employee of the other party, and each party agrees it is responsible for its individual acts and deeds as well as the acts and deeds of its contractors, employees, representatives, and agents.

19. Ownership of Documents

Upon completion or termination of this Agreement, all documents prepared by the State shall remain the property of the State. All data and information prepared under this

Agreement shall be made available to the State without restriction or limitation on their further use. All documents produced or approved or otherwise created by the Local Government shall be transmitted to the State, in the format directed by the State, on a monthly basis or as required by the State. The originals shall remain the property of the Local Government. .

20. Compliance with Laws

The parties to this Agreement shall comply with all federal, state, and local laws, statutes, ordinances, rules and regulations, and the orders and decrees of any courts or administrative bodies or tribunals in any manner affecting the performance of this Agreement. When required, the Local Government shall furnish the State with satisfactory proof of this compliance.

21. Sole Agreement

This Agreement constitutes the sole and only agreement between the parties and supersedes any prior understandings or written or oral agreements respecting the Agreement's subject matter.

22. Cost Principles

In order to be reimbursed with federal funds, the parties shall comply with the cost principles established in 2 CFR 200 that specify that all reimbursed costs are allowable, reasonable, and allocable to the Project.

23. Procurement and Property Management Standards

The parties to this Agreement shall adhere to the procurement and property management standards established in 2 CFR 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, and to the Texas Uniform Grant Management Standards. The State must pre-approve the Local Government's procurement procedures for purchases to be eligible for state or federal funds.

24. Inspection of Books and Records

The parties to this Agreement shall maintain all books, documents, papers, accounting records, and other documentation relating to costs incurred under this Agreement and shall make such materials available to the State, the Local Government, and, if federally funded, the FHWA and the U.S. Office of the Inspector General or their duly authorized representatives for review and inspection at its office during the Agreement period and for seven (7) years from the date of final reimbursement by FHWA under this Agreement or until any impending litigation or claims are resolved. Additionally, the State, the Local Government, and the FHWA and their duly authorized representatives shall have access to all the governmental records that are directly applicable to this Agreement for the purpose of making audits, examinations, excerpts, and transcriptions.

25. Civil Rights Compliance

The parties to this Agreement are responsible for the following:

A. Compliance with Regulations: Both parties will comply with the Acts and the Regulations relative to Nondiscrimination in Federally-assisted programs of the

U.S. Department of Transportation (USDOT), the Federal Highway Administration (FHWA), as they may be amended from time to time, which are herein incorporated by reference and made part of this Agreement.

B. Nondiscrimination: The Local Government, with regard to the work performed by it during the Agreement, will not discriminate on the grounds of race, color, or national origin in the selection and retention of subcontractors, including procurement of materials and leases of equipment. The Local Government will not participate directly or indirectly in the discrimination prohibited by the Acts and the Regulations, including employment practices when the Agreement covers any activity, project, or program set forth in Appendix B of 49 CFR Part 21.

C. Solicitations for Subcontracts, Including Procurement of Materials and Equipment: In all solicitations either by competitive bidding or negotiation made by the Local Government for work to be performed under a subcontract, including procurement of materials or leases of equipment, each potential subcontractor or supplier will be notified by the Local Government of the Local Government's obligations under this Agreement and the Acts and Regulations relative to Nondiscrimination on the grounds of race, color, or national origin.

D. Information and Reports: The Local Government will provide all information and reports required by the Acts, the Regulations, and directives issued pursuant thereto, and will permit access to its books, records, accounts, other sources of information, and facilities as may be determined by the State or the FHWA to be pertinent to ascertain compliance with such Acts, Regulations or directives. Where any information required of the Local Government is in the exclusive possession of another who fails or refuses to furnish this information, the Local Government will so certify to the State or the FHWA, as appropriate, and will set forth what efforts it has made to obtain the information.

E. Sanctions for Noncompliance: In the event of the Local Government's noncompliance with the Nondiscrimination provisions of this Agreement, the State will impose such contract sanctions as it or the FHWA may determine to be appropriate, including, but not limited to:
   1. withholding of payments to the Local Government under the Agreement until the Local Government complies and/or
   2. cancelling, terminating, or suspending of the Agreement, in whole or in part.

F. Incorporation of Provisions: The Local Government will include the provisions of paragraphs (A) through (F) in every subcontract, including procurement of materials and leases of equipment, unless exempt by the Acts, the Regulations and directives issued pursuant thereto. The Local Government will take such action with respect to any subcontract or procurement as the State or the FHWA may direct as a means of enforcing such provisions including sanctions for noncompliance. Provided, that if the Local Government becomes involved in, or is threatened with, litigation with a subcontractor or supplier because of such direction, the Local Government may request the State to enter into such litigation to protect the interests of the State. In addition, the Local Government may request the United States to enter into such litigation to protect the interests of the United States.

26. Pertinent Non-Discrimination Authorities

During the performance of this Agreement, each party, for itself, its assignees, and successors in interest agree to comply with the following nondiscrimination statutes and authorities; including but not limited to:

A. Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d et seq., 78 stat. 252), (pro-hibits discrimination on the basis of race, color, national origin); and 49 CFR Part 21.

B. The Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, (42 U.S.C. § 4601), (prohibits unfair treatment of persons displaced or whose property has been acquired because of federal or federal-aid programs and projects).

C. Federal-Aid Highway Act of 1973, (23 U.S.C. § 324 et seq.), as amended, (prohibits discrimination on the basis of sex).

D. Section 504 of the Rehabilitation Act of 1973, (29 U.S.C. § 794 et seq.) as amended, (prohibits discrimination on the basis of disability); and 49 CFR Part 27.

E. The Age Discrimination Act of 1975, as amended, (42 U.S.C. § 6101 et seq.), (prohibits discrimination on the basis of age).

F. Airport and Airway Improvement Act of 1982, (49 U.S.C. Chapter 471, Section 47123), as amended, (prohibits discrimination based on race, creed, color, national origin, or sex).

G. The Civil Rights Restoration Act of 1987, (PL 100-209), (Broadened the scope, coverage and applicability of Title VI of the Civil Rights Act of 1964, The Age Discrimination Act of 1975 and Section 504 of the Rehabilitation Act of 1973, by expanding the definition of the terms “programs or activities” to include all of the programs or activities of the federal-aid recipients, subrecipients and contractors, whether such programs or activities are federally funded or not).

H. Titles II and III of the Americans with Disabilities Act, which prohibits discrimination on the basis of disability in the operation of public entities, public and private transportation systems, places of public accommodation, and certain testing entities (42 U.S.C. §§ 12131-12189) as implemented by Department of Transportation regulations at 49 C.F.R. parts 37 and 38.

I. The Federal Aviation Administration’s Nondiscrimination statute (49 U.S.C. § 47123) (prohibits discrimination on the basis of race, color, national origin, and sex).

J. Executive Order 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations, which ensures nondiscrimination against minority populations by discouraging programs, policies, and activities with disproportionately high and adverse human health or environmental effects on minority and low-income populations.

K. Executive Order 13166, Improving Access to Services for Persons with Limited English Proficiency, and resulting agency guidance, national origin discrimination includes discrimination because of limited English proficiency (LEP). To ensure compliance with Title VI, the parties must take reasonable steps to ensure that LEP persons have meaningful access to the programs (70 Fed. Reg. at 74087 to 74100).

L. Title IX of the Education Amendments of 1972, as amended, which prohibits the parties from discriminating because of sex in education programs or activities (20 U.S.C. 1681 et seq.).

27. Disadvantaged Business Enterprise (DBE) Program Requirements

If federal funds are used:

A. The parties shall comply with the Disadvantaged Business Enterprise Program requirements established in 49 CFR Part 26.

B. The Local Government shall adopt, in its totality, the State's federally approved DBE program.

C. The Local Government shall incorporate into its contracts with subproviders an appropriate DBE goal consistent with the State's DBE guidelines and in consideration of the local market, project size, and nature of the goods or services to be acquired. The Local Government shall submit its proposed scope of services and quantity estimates to the State to allow the State to establish a DBE goal for each Local Government contract with a subprovider. The Local Government shall be responsible for documenting its actions.

D. The Local Government shall follow all other parts of the State's DBE program referenced in TxDOT Form 2395, Memorandum of Understanding Regarding the Adoption of the Texas Department of Transportation's Federally-Approved Disadvantaged Business Enterprise by Entity, and attachments found at web address http://ftp.dot.state.tx.us/pub/txdot-info/bop/dbe/mou/mou_attachments.pdf.

E. The Local Government shall not discriminate on the basis of race, color, national origin, or sex in the award and performance of any U.S. Department of Transportation (DOT)-assisted contract or in the administration of its DBE program or the requirements of 49 CFR Part 26. The Local Government shall take all necessary and reasonable steps under 49 CFR Part 26 to ensure non-discrimination in award and administration of DOT-assisted contracts. The State's DBE program, as required by 49 CFR Part 26 and as approved by DOT, is incorporated by reference in this Agreement. Implementation of this program is a legal obligation and failure to carry out its terms shall be treated as a violation of this Agreement. Upon notification to the Local Government of its failure to carry out its approved program, the State may impose sanctions as provided for under 49 CFR Part 26 and may, in appropriate cases, refer the matter for enforcement under 18 U.S.C. 1001 and the Program Fraud Civil Remedies Act of 1986 (31 U.S.C. 3801 et seq.).

F. Each contract the Local Government signs with a contractor (and each subcontract the prime contractor signs with a sub-contractor) must include the following assurance: *The contractor, sub-recipient, or sub-contractor shall not discriminate on the basis of race, color, national origin, or sex in the performance of this contract. The contractor shall carry out applicable requirements of 49 CFR Part 26 in the award and administration of DOT-assisted contracts. Failure by the contractor to carry out these requirements is a material breach of this Agreement, which may result in the termination of this Agreement or such other remedy as the recipient deems appropriate.*

28. Debarment Certifications

If federal funds are used, the parties are prohibited from making any award at any tier to any party that is debarred or suspended or otherwise excluded from or ineligible for participation in Federal Assistance Programs under Executive Order 12549, "Debarment and Suspension." By executing this Agreement, the Local Government certifies that it and its principals are not currently debarred, suspended, or otherwise excluded from or ineligible for participation in Federal Assistance Programs under Executive Order 12549 and further certifies that it will not do business with any party, to include principals, that is currently debarred, suspended, or otherwise excluded from or ineligible for participation in Federal Assistance Programs under Executive Order 12549. The parties to this Agreement shall require any party to a subcontract or purchase order awarded under this Agreement to certify its eligibility to receive federal funds and, when requested by the State, to furnish a copy of the certification.

If state funds are used, the parties are prohibited from making any award to any party that is debarred under the Texas Administrative Code, Title 34, Part 1, Chapter 20, Subchapter G, Rule §20.585 and the Texas Administrative Code, Title 43, Part 1, Chapter 9, Subchapter G.

29. Lobbying Certification

If federal funds are used, in executing this Agreement, each signatory certifies to the best of that signatory's knowledge and belief, that:

A. No federal appropriated funds have been paid or will be paid by or on behalf of the parties to any person for influencing or attempting to influence an officer or employee of any federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant, loan, or cooperative agreement.

B. If any funds other than federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with federal contracts, grants, loans, or cooperative agreements, the signatory for the Local Government shall complete and submit the Federal Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

C. The parties shall require that the language of this certification shall be included in the award documents for all sub-awards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and all sub-recipients shall certify and disclose accordingly. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Title 31 U.S.C. §1352. Any person who fails to file the required certification shall be subject to a civil penalty of not less than $10,000 and not more than $100,000 for each such failure.

30. Federal Funding Accountability and Transparency Act Requirements

If federal funds are used, the following requirements apply:

A. Any recipient of funds under this Agreement agrees to comply with the Federal Funding Accountability and Transparency Act (FFATA) and implementing regulations at 2 CFR Part 170, including Appendix A. This Agreement is subject to the following award terms: http://www.gpo.gov/fdsys/pkg/FR-2010-09-14/pdf/2010-22705.pdf and http://www.gpo.gov/fdsys/pkg/FR-2010-09-14/pdf/2010-22706.pdf.

B. The Local Government agrees that it shall:

1. Obtain and provide to the State a System for Award Management (SAM) number (Federal Acquisition Regulation, Part 4, Sub-part 4.11) if this award provides more than $25,000 in federal funding. The SAM number may be obtained by visiting the SAM website whose address is: https://www.sam.gov/portal/public/SAM/
2. Obtain and provide to the State a Data Universal Numbering System (DUNS) number, a unique nine-character number that allows federal government to track the distribution of federal money. The DUNS may be requested free of charge for all businesses and entities required to do so by visiting the Dun & Bradstreet (D&B) on-line registration website http://fedgov.dnb.com/webform; and
3. Report the total compensation and names of its top five executives to the State if:
   i. More than 80% of annual gross revenues are from the federal government, and those revenues are greater than $25,000,000; and
   ii. The compensation information is not already available through reporting to the U.S. Securities and Exchange Commission.

31. Single Audit Report

If federal funds are used:

A. The parties shall comply with the single audit report requirements stipulated in 2 CFR 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards.

B. If threshold expenditures of $750,000 or more are met during the fiscal year, the Local Government must submit a Single Audit Report and Management Letter (if applicable) to TxDOT's Compliance Division, 125 East 11th Street, Austin, TX 78701 or contact TxDOT's Compliance Division by email at singleaudits@txdot.gov.

C. If expenditures are less than the threshold during the Local Government's fiscal year, the Local Government must submit a statement to TxDOT's Compliance Division as follows: "We did not meet the $_____ expenditure threshold and therefore, are not required to have a single audit performed for FY _____."

D. For each year the Project remains open for federal funding expenditures, the Local Government will be responsible for filing a report or statement as described above. The required annual filing shall extend throughout the life of the Agreement, unless otherwise amended or the Project has been formally closed out and no charges have been incurred within the current fiscal year.

TxDOT:					Federal Highway Administration:	
CSJ #	0013-10-091				CFDA No.	20.205
District #	02-FTW	AFA ID	Z00004968		CFDA Title	Highway Planning and Construction
Code Chart 64 #	37250					
Project Name	BU 287P; WJ Boaz to Bailey Boswell Rd				*AFA Not Used For Research & Development*	

32. Signatory Warranty

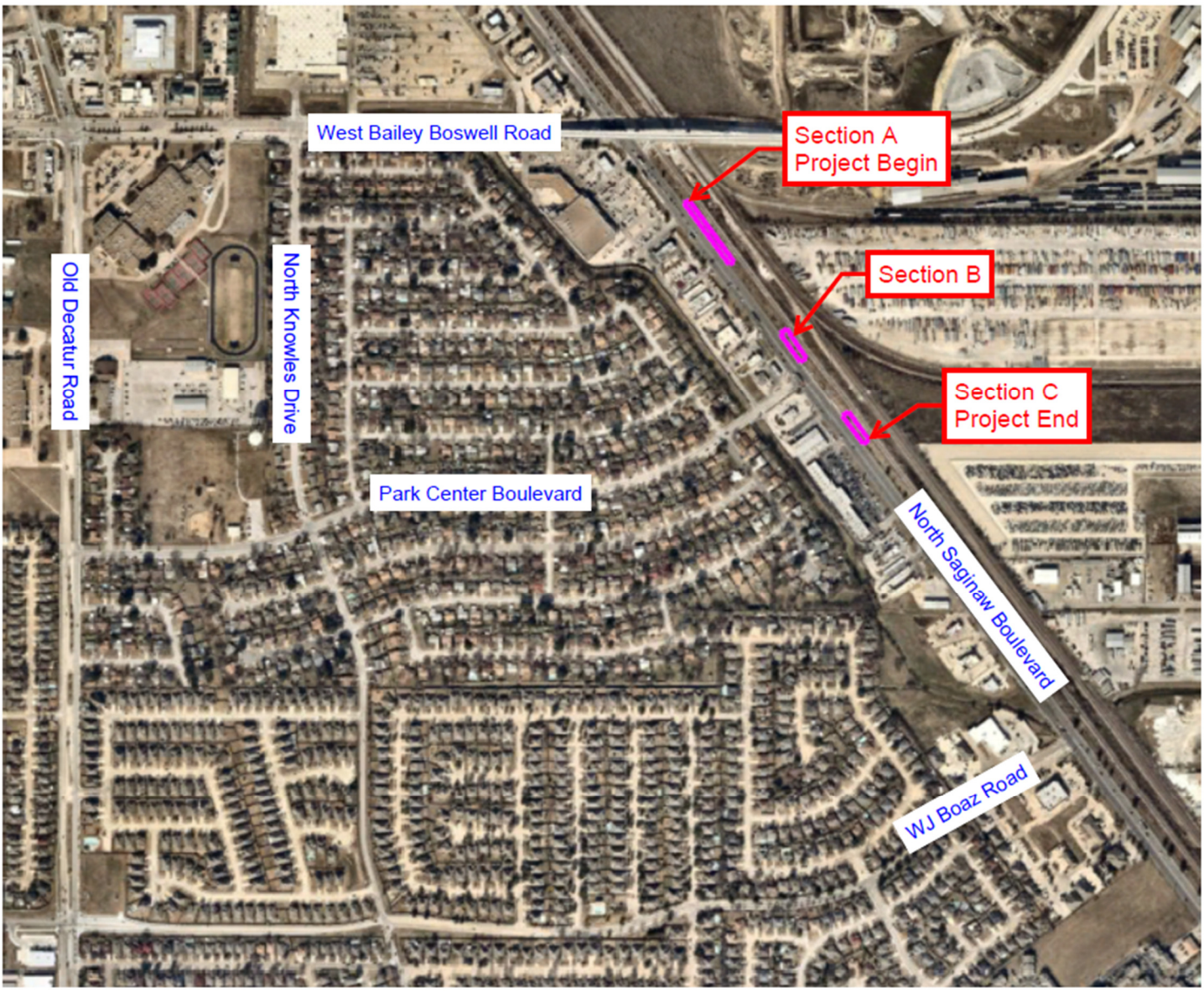
Each signatory warrants that the signatory has necessary authority to execute this Agreement on behalf of the entity represented.

Each party is signing this Agreement on the date stated under that party's signature.

THE STATE OF TEXAS	THE LOCAL GOVERNMENT
Signature	Signature
Kenneth Stewart Typed or Printed Name	Todd Flippo Typed or Printed Name
Director of Contract Services Typed or Printed Title	City Mayor Typed or Printed Title
Date	Date

TxDOT:					Federal Highway Administration:	
CSJ #	0013-10-091				CFDA No.	20.205
District #	02-FTW	AFA ID	Z00004968		CFDA Title	Highway Planning and Construction
Code Chart 64 #	37250					
Project Name	BU 287P; WJ Boaz to Bailey Boswell Rd				*AFA Not Used For Research & Development*	

ATTACHMENT A
LOCATION MAP SHOWING PROJECT



TxDOT:					Federal Highway Administration:	
CSJ #	0013-10-091				CFDA No.	20.205
District #	02-FTW	AFA ID	Z00004968		CFDA Title	Highway Planning and Construction
Code Chart 64 #	37250					
Project Name	BU 287P; WJ Boaz to Bailey Boswell Rd				*AFA Not Used For Research & Development*	

ATTACHMENT B
PROJECT BUDGET

Environmental and engineering costs will be allocated based on 100% Local Government funding, with the Local Government responsible for all overruns.

Construction Costs will be allocated based on 80% Federal funding and 20% State funding until the federal and state funding reaches the maximum obligated amount. The State will then be responsible for 100% of the costs.

Description	Total Estimated Cost	Federal Participation		State Participation		Local Participation	
		%	Cost	%	Cost	%	Cost
Engineering (by Local Government)	$54,000	0%	$0	0%	$0	100%	$54,000
Environmental (by Local Government)	$6,000	0%	$0	0%	$0	100%	$6,000
Construction (by State)	$400,000	80%	$320,000	20%	$80,000	0%	$0
Subtotal	$460,000		$320,000		$80,000		$60,000
Environmental Direct State Costs	$300	0%	$0	100%	$300	0%	$
Right of Way Direct State Costs	$1	0%	$0	100%	$1	0%	$
Engineering Direct State Costs	$2,700	0%	$0	100%	$2,700	0%	$
Utility Direct State Costs	$1	0%	$0	100%	$1	0%	$
Construction Direct State Costs	$28,000	0%	$0	100%	$28,000	0%	$
Indirect State Costs	$21,758	0%	$0	100%	$21,758	0%	$
TOTAL	$512,760		$320,000		$132,760		$60,000

Initial payment by the Local Government to the State: $0.00
Payment by the Local Government to the State before construction: $0.00
Estimated total payment by the Local Government to the State $0.00
This is an estimate. The final amount of Local Government participation will be based on actual costs.

City of Saginaw

Meeting Date: 4/18/2023

Agenda Items: (5)

Staff Contact: Salvador Gonzalez
Management Analyst

E-mail: sgonzalez@saginawtx.org

Phone: 8172300550

SUBJECT:
PUBLIC HEARING - Consideration and Action regarding Recommendation from Planning & Zoning Commission regarding a Specific Use Permit to allow the Operation of a Brewery/Winery Business located at 1029 N. Saginaw Blvd., Unit F3 (Ordinance No. 2023-14)

BACKGROUND/DISCUSSION:
See attached memo.

FINANCIAL IMPACT:
N/A

RECOMMENDATION:
The Planning & Zoning Commission voted to recommend approval of the Specific Use Permit at their meeting on April 11, 2023.

ATTACHMENTS:

Description

SUP Request--Staff Memo
SUP Request--Notice
SUP Request--Newspaper Affidavit
SUP Request--Application
SUP Request--Public Reply Form--Lusk
P&Z Minutes, 4-11-2023
Draft Ordinance

Brewery/Winery Specific Use Permit – 1029 N. Saginaw Blvd Unit F3

Date: April 6, 2023

To: Chairman and Members of the Planning and Zoning Commission

From: Salvador Gonzalez Jr., Interim Planning Manager

Subject: Consideration and Action for a Request to Amend a Portion of the Planned Development, Alpine at the Square that was approved by City Council on April 16, 2019, amending Exhibit "C" of a Site Plan For 9.569 Acres out of Tract 2A, Block 1, Lot 4, Saginaw Square, Benjamin Thomas Survey, Abstract 1497, City of Saginaw, Tarrant County, Texas. (Ordinance 2023-14)

Background/Discussion:

Applicants, Lizzy and Brennan Couey, have applied for a specific use permit to allow the operation of a Brewery/Winery (Cidery) business in Saginaw located at 1029 N. Saginaw Boulevard. Unit F3, City of Saginaw, Tarrant County, Texas. (Ordinance 2023-14) The applicant has noted that they are requesting approval to establish a Cidery Business for an existing building, with interior renovations to be completed. The applicant believes this is the best use for the property due to the adjacent pre-existing property. The applicant has completed the mandatory thirteen questions as shown in the following application.

Staff Recommendation:

Staff holds a neutral stance on the request for a Specific Use Permit to allow the operation of a Brewery/Winery (Cidery) business in Saginaw located at 1029 N. Saginaw Boulevard. Unit F3, City of Saginaw, Tarrant County, Texas. (Ordinance 2023-14)

Attachments:

PD Amendment Notice, PD Amendment Ordinance, Additional Business Information, Electronic Letter of Support

Legals

City of Fort Worth
SECTION 00 11 13
INVITATION TO BIDDERS
RECEIPT OF BIDS
Sealed bids for the construction of New Main Street Outfall Storm Drain, City Project No. 103262 (Project) will be received by the City of Fort Worth Purchasing Office until 1:30 PM. CST, Thursday April 27, 2023 as further described below:
City of Fort Worth
Purchasing Division
200 Texas Street
Fort Worth, Texas 76102
Bids will be accepted by: US Mail, Courier, FedEx or hand delivery at the address above.
Bids will be opened publicly and read aloud at 2:00 PM CST in the City Council Chambers.
GENERAL DESCRIPTION OF WORK
The major work will consist of the (approximate) following:
747 LF 72" RCP, Class III by Open Cut
699 LF 72" RCP, Class III Carrier Pipe
699 LF 102" Steel Casing, By Other than Open Cut
1 EA Slide Gate
3 EA 72" Flap Gates
295 LF 48" RCP, Class III
2300 CY Unclassified Excavation
337 LF 15" PVC ASTM F679 Sewer Pipe
4 EA 4' Manhole (Sanitary)
720 SY Conc Pvmt Repair, Arterial/Industrial
5535 SF Trail Improvements 6" Concrete
Alternate A
629 LF 104" Tunnel Liner Plate
Alternate B
337 LF 15" DIP Sewer
PREQUALIFICATION
Certain improvements included in this project must be performed by a contractor or designated subcontractor who is pre-qualified by the City at the time of bid opening. The procedures for qualification and pre-qualification are outlined in the Section 3 of 00 21 13 – INSTRUCTIONS TO BIDDERS.
DOCUMENT EXAMINATION AND PROCUREMENTS
The Bidding and Contract Documents may be examined or obtained on-line by visiting the City of Fort Worth's Purchasing Division website at https://www.fortworthtexas.gov/purchasing/ and clicking on the link to the advertised project folders on the City's electronic document management and collaboration system site. The Contract Documents may be downloaded, viewed, and printed by interested contractors and/or suppliers.
Bid Documents Package Link:
https://docs.b360.autodesk.com/shares/0c07fb4e-e0fe-4309-931b-3013a5e5ced3 [docs.b360.autodesk.com]
Addenda Link:
https://docs.b360.autodesk.com/shares/d477886a-695e-4363-be35-1950087e388e [docs.b360.autodesk.com]
Copies of the Bidding and Contract Documents may be purchased from TranSystems
500 W. 7th Street, Suite 1100
Fort Worth, TX 76102
Attn: Michael Hubbs, PE.
Phone Number: 817-334-4449
E-Mail Address: mhubbs@transystems.com
The cost of Bidding and Contract Documents is:
Set of Bidding and Contract Documents with full size drawings: $150 each
Set of Bidding and Contract Documents with half size (if available) drawings: N/A
EXPRESSION OF INTERSEST
To ensure potential bidders are kept up to date of any new information pertinent to this project, all interested parties are requested to email Expressions of Interest in this procurement to the City Project Manager and the Design Engineer. The email should include the company's name, contact person and that individual's email address and phone number. See attached Link: Plan Holders: https://docs.b360.autodesk.com/shares/8c5335565-2a5b-45a1-8234-7aa032a20c44
All Addenda will be distributed directly to those who have expressed an interest in the procurement and will also be posted in the City of Fort Worth's purchasing website at http://fortworthtexas.gov/purchasing/
PREBID CONFERENCE – Web Conference
A prebid conference will be held as discussed in Section 00 21 13 – INSTRUCTIONS TO BIDDERS at the following date, and time via a web conferencing application:
DATE: April 17, 2023
TIME: 10:00 a.m.
Invitations with links to the web conferencing application will be distributed directly to those who have submitted an Expression of Interest.
If a prebid conference is held, the presentation and any questions and answers provided at the prebid conference will be issued as an Addendum to the call for bids. If a prebid conference is not being held, prospective bidders can e-mail questions or comments in accordance with Section 6 of the Instructions to Bidders referenced above to the project manager (at the e-mail addresses listed below. Emailed questions will suffice as "questions in writing." If necessary, Addenda will be issued pursuant to the Instructions to Bidders.
CITY'S RIGHT TO ACCEPT OR REJECT BIDS
City reserves the right to waive irregularities and to accept or reject any or all bids.
AWARD
City will award a contract to the Bidder presenting the lowest price, qualifications and competencies considered.
FUNDING
Any Contract awarded under this INVITATION TO BIDDERS is expected to be funded from revenues generated from bonds and reserved by the City for the Project.
INQUIRES
All inquiries relative to this procurement should be addressed to the following:
Attn: Max Aransen, P.E., City of Fort Worth
Email: max.aransen@fortworthtexas.gov
Phone: 817-810-0696
AND OR
Attn: Michael Hubbs, PE, TranSystems
Email: mhubbs@transystems.com
Phone: 817-334-4449
IFL0116339
Mar 30,Apr 6 2023

LOOKING FOR THAT PERFECT NEW EMPLOYEE?
Let Classifieds Help
Star-Telegram

NOTICE
The following vehicle has been accepted for storage at Eddy Towing 708 B Katy Rd., Keller TX 76244 VS#2065131:
2004 Chevrolet Tahoe, Red, last four of the vin is 3434, Oklahoma temporary plates.
This vehicle is accruing storage daily and total charges cannot be determined until the vehicle is retrieved.
IFL0116455
Mar 30 2023

CITY OF ARLINGTON
NOTICE OF PUBLIC HEARING
Public hearings will be held by the Planning and Zoning Commission of Arlington, Texas in the Council Chamber, 1st Floor at City Hall, 101 West Abram Street, Arlington, Texas on dates indicated below no earlier than 5:30 o'clock p.m. and by the City Council of Arlington, Texas on dates indicated below no earlier than 6:30 o'clock p.m. at which times interested parties and citizens shall have an opportunity to be heard concerning proposed amendments, supplements, changes, modifications and/or repeals to the "Zoning" Chapter of the Arlington City Code of 1987, as specified herein below:
1. Zoning Case PD 22-23 Planning & Zoning 04/19/2023
City Council: 05/09/2023
General location: 8200 South Collins Street, generally located south of Debbie Lane and west of South Collins Street.
Application for approval of a Planned Development (PD) for Community Commercial uses, on approximately 1.59 acres.
2. Zoning Case ASP23-1 Planning & Zoning 04/19/2023
City Council: 05/09/2023
General location: 2100 Southeast Parkway, 6000 South Watson Road, 6700 South Watson Road, and 6800 South Watson Road, generally located south of Southeast Parkway and west of South Watson Road.
Application for approval of an Alternate Sign Plan on approximately 140.00 acres.
3. Zoning Case SUP09-05R1 Planning & Zoning 04/19/2023
City Council: 05/09/2023
General location: 2453 East Sublett Road and 5720 South Watson Road generally located north of East Sublett Road and west of South Watson Road.
Application to amend Specific Use Permit SUP09-05 by establishing the location of a drill zone for gas drilling on 5.426-acre tract of land zoned Community Service (CS) with a Specific Use Permit (SUP) for gas drilling.
IFL0115906
Mar 30 2023

INVITATION TO BIDDERS
RECEIPT OF BIDS
Sealed bids for the construction of 2023 CONCRETE RESTORATION CONTRACT 4, City Project No. 104771 will be received by the City of Fort Worth Purchasing Office until 1:30 PM. CST, Thursday, April 27th, 2023 as further described below:
City of Fort Worth
Purchasing Division
200 Texas Street
Fort Worth, Texas 76102
Bids will be accepted by: US Mail, Courier, FedEx or hand delivery at the address above;
Bids will be opened publicly and read aloud at 2:00 PM CST in the City Council Chambers.
GENERAL DESCRIPTION OF WORK
The major work will consist of the (approximate) following:
8,787 SY Concrete removal and replacement with 7" concrete pavement HES
7,345 SY Concrete removal and replacement with 9" concrete pavement HES
2,459 CY Flex Base
11,066 SY Geogrid
DOCUMENT EXAMINATION AND PROCUREMENTS
The Bidding and Contract Documents may be examined or obtained on-line by visiting the City of Fort Worth's Purchasing Division website at http://www.fortworthtexas.gov/purchasing/ and clicking on the link to the advertised project folders on the City's electronic document management and collaboration system site. The Contract Documents may be downloaded, viewed, and printed by interested contractors and/or suppliers.
Copies of the Bidding and Contract Documents may be purchased from Marwan Hafez, MarwanHafez@fortworthtexas.gov , City of Fort Worth, 5001 James Avenue, Fort Worth, TX 76115.
The cost of Bidding and Contract Documents is: $30.00
EXPRESSION OF INTEREST
To ensure potential bidders are kept up to date of any new information pertinent to this project, all interested parties are requested to email Expressions of Interest in this procurement to the City Project Manager and the Design Engineer. The email should include the company's name, contact person and that individual's email address and phone number. All Addenda will be distributed directly to those who have expressed an interest in the procurement and will also be posted in the City of Fort Worth's purchasing website at http://fortworthtexas.gov/purchasing/
PREBID CONFERENCE – Web Conference
A prebid conference will be held as discussed in Section 00 21 13 – INSTRUCTIONS TO BIDDERS at the following date, and time via a web conferencing application:
DATE: Tuesday, April 11th, 2023
TIME: 10:00 A.M.
Invitations with links to the web conferencing application will be distributed directly to those who have submitted an Expression of Interest.
If a prebid conference is held, the presentation and any questions and answers provided at the prebid conference will be issued as an Addendum to the call for bids. If a prebid conference is not being held, prospective bidders can e-mail questions or comments in accordance with Section 6 of the Instructions to Bidders referenced above to the project manager(s) at the e-mail addresses listed below. Emailed questions will suffice as "questions in writing." If necessary, Addenda will be issued pursuant to the Instructions to Bidders.
CITY'S RIGHT TO ACCEPT OR REJECT BIDS
City reserves the right to waive irregularities and to accept or reject any or all bids.
AWARD
City will award a contract to the Bidder presenting the lowest price, qualifications and competencies considered.
FUNDING
Any Contract awarded under this INVITATION TO BIDDERS is expected to be funded from revenues generated from bonds, grants, etc. and reserved by the City for the Project.
INQUIRES
All inquiries relative to this procurement should be addressed to the following:
Attn: Marwan Hafez, City of Fort Worth
Email: MarwanHafez@fortworthtexas.gov
IFL0115161
Mar 30,Apr 6 2023

STAR-TELEGRAM.COM

NOTICE OF PRIVATE SALE
The following property will be sold by written bid by 9:00 a.m. MST on 4/11/2023
2013 Western Star 570
5KJJEHDR5DJXM5235
To inquire about this item please call Bret Swenson at 801-624-5664.
Transportation Alliance Bank
4155 Harrison Blvd Ogden, UT 84403
IFL0116459
Mar 30-31 2023

City of Fort Worth
SECTION 00 11 13
INVITATION TO BIDDERS
RECEIPT OF BIDS
Sealed bids for the construction of WESTSIDE IV – 1.5 MG ELEVATED STORAGE TANK, CITY PROJECT NO. 103292-1 (Project) will be received by the City of Fort Worth Purchasing Office until 1:30 PM. CST, Thursday, April 20 2023, as further described below:
City of Fort Worth
Purchasing Division
200 Texas Street
Fort Worth, Texas 76102
Bids will be accepted by: US Mail, Courier, FedEx or hand delivery at the address above;
Bids will be opened publicly and read aloud at 2:00 PM CST in the City Council Chambers.
In lieu of delivering completed Business Equity (M/WBE) forms for the bids to the Purchasing Office, bidders shall e-mail the completed Business Equity forms to the City Project Manager no later than 2:00 PM on the second City Business day after the bid opening date, exclusive of the bid opening date.
GENERAL DESCRIPTION OF WORK
The major work will consist of the (approximate) following: 1.5 MG AWWA D107 Composite Elevated Storage Tank, associated site work, and associated yard piping consisting of installation of approximately 150 LF of 24" Water Pipe (restrained joints), and appurtenances.
PREQUALIFICATION
Certain improvements included in this project must be performed by a contractor or designated subcontractor who is pre-qualified by the City at the time of bid opening. The procedures for qualification and pre-qualification are outlined in the Section 3 of 00 21 13 – INSTRUCTIONS TO BIDDERS. Prequalification submittals shall be in accordance with Section 00 21 13 – Instructions to Bidders, Section 00 45 11 – Bidder Prequalification, and Section 33 16 19 – Composite Elevated Water Storage Tank. Failure to comply with the prequalification requirements set forth shall result in the rejection of the bid as non-responsive.
DOCUMENT EXAMINATION AND PROCUREMENTS
The Bidding and Contract Documents may be examined or obtained on-line by visiting the City of Fort Worth's Purchasing Division website at http://www.fortworthtexas.gov/purchasing/ and clicking on the link to the advertised project folders on the City's electronic document management and collaboration system site. The Contract Documents may be downloaded, viewed, and printed by interested contractors and/or suppliers. See Links below:
• Addenda:
https://docs.b360.autodesk.com/shares/9956/7183-6858-4c8b-a532-d1a7bf1b6850
• Bid Plans and Specifications:
https://docs.b360.autodesk.com/shares/01136508-2792-4378-66c5-1d0b45d31fa1
• Plan Holders:
https://docs.b360.autodesk.com/shares/8419cc3f-e341-47cc-bf51-923b7c430d77
Copies of the Bidding and Contract Documents may be purchased from Kimley-Horn and Associates, Inc.
801 Cherry St., Suite 1300, Unit 11
Fort Worth, TX 76102
Attn: Kyle Weldon, P.E.
Phone Number: 817-335-6511
Email Address: KyleWeldon@kimley-horn.com
The cost of Bidding and Contract Documents is:
Set of Bidding and Contract Documents with full size drawings: $100.00
Set of Bidding and Contract Documents with half size (if available) drawings: $60.00
EXPRESSION OF INTEREST
To ensure potential bidders are kept up to date of any new information pertinent to this project, all interested parties are requested to email Expressions of Interest in this procurement to the City Project Manager and the Design Engineer. The email should include the company's name, contact person and that individual's email address and phone number. All Addenda will be distributed directly to those who have expressed an interest in the procurement and will also be posted in the City of Fort Worth's purchasing website at http://fortworthtexas.gov/purchasing/
PREBID CONFERENCE – Web Conference
A prebid conference will be held as discussed in Section 00 21 13 – INSTRUCTIONS TO BIDDERS at the following date, and time, and location:
DATE: April 4, 2023
TIME: 10:30 AM, CST
LOCATION: Approximately 12573 Aledo Road, Fort Worth, Texas 76126
If a prebid conference is held, the presentation and any questions and answers provided at the prebid conference will be issued as an Addendum to the call for bids. If a prebid conference is not being held, prospective Bidders can e-mail questions or comments in accordance with Section 6 of the Instructions to Bidders referenced above to the project manager(s) at the e-mail addresses listed below. Emailed questions will suffice as "questions in writing." If necessary, Addenda will be issued pursuant to the Instructions to Bidders.
CITY'S RIGHT TO ACCEPT OR REJECT BIDS
City reserves the right to waive irregularities and to accept or reject any or all bids.
AWARD
City will award a contract to the Bidder presenting the lowest price, qualifications and competencies considered.
INQUIRES
All inquiries relative to this procurement should be addressed to the following:
Attn: Farida Godarya, PhD, P.E. City of Fort Worth
Email: Farida.Godarya@fortworthtexas.gov
Phone: 817-392-8214
AND/OR
Attn: Kyle Weldon, P.E., Kimley-Horn
Email: kyle.weldon@kimley-horn.com
Phone: 817-335-6511
IFL0115453
Mar 23,30 2023

Star-Telegram
STAR-TELEGRAM.COM

CITY OF SAGINAW
PUBLIC NOTICE
The City of Saginaw Planning and Zoning Commission will conduct a Public Hearing at 6:00 p.m. on April 11, 2023 to consider a request for specific use permit to allow the operation of a Brewery, Winery, (Cidery) business on property located on 1029 N. Saginaw Blvd. Unit F3, Saginaw, Texas 76179. The Saginaw City Council will conduct a Public Hearing at 6:00 p.m. on April 18, 2023 to consider the above-mentioned request for a specific use permit, contingent upon the receipt of a report regarding the specific use permit from the Planning and Zoning Commission. Both meetings will be at the City of Saginaw City Hall located at 333 W. McLeroy Boulevard, Saginaw, Texas, 76179.
FINAL ACTION IS TAKEN BY CITY COUNCIL ON PUBLIC HEARING CASES.
Please direct any question regarding this matter to Salvador Gonzalez Jr. Management Analyst, 817-230-0550.
IFL0116289
Mar 30 2023

City of Fort Worth
INVITATION TO BIDDERS
RECEIPT OF BIDS
Sealed bids for the construction of Cemetery Outfall and Houston St. Storm Drain – City Project No. 103667 will be received by the City of Fort Worth Purchasing Office until 1:30 PM. CST, Thursday, April 27, 2023 as further described below:
City of Fort Worth
Purchasing Division
200 Texas Street
Fort Worth, Texas 76102
Bids will be accepted by: US Mail, Courier, FedEx or hand delivery at the address above;
Bids will be opened publicly and read aloud at 2:00 PM CST in the City Council Chambers.
GENERAL DESCRIPTION OF WORK
The major work will consist of the (approximate) following:
650 SY Concrete Pavement Repair, Industrial
500 LF Pre-CCTV Inspection
844 LF Post-CCTV Inspection
12 LF 21" RCP, Class III
209 LF 30" RCP, Class III
273 LF 36" RCP, Class III
344 LF 4x4 Box Culvert
4 EA 4' Storm Junction Box
1 EA 10' Curb Inlet
1 EA 15' Curb Inlet
27 CY Headwall, Box Culvert (TxDOT)
22 CY Headwall, Box Culvert (Special)
1 LS Skiose Gate Structure
2 EA Flap Gates for 4x4 Box Culvert
1 LS Site Clearing
PREQUALIFICATION
Certain improvements included in this project must be performed by a contractor or designated subcontractor who is pre-qualified by the City at the time of bid opening. The procedures for qualification and pre-qualification are outlined in the Section 3 of 00 21 13 – INSTRUCTIONS TO BIDDERS.
DOCUMENT EXAMINATION AND PROCUREMENTS
The Bidding and Contract Documents may be examined or obtained on-line by visiting the City of Fort Worth's Purchasing Division website at http://www.fortworthtexas.gov/purchasing/ and clicking on the link to the advertised project folders on the City's electronic document management and collaboration system site. The Contract Documents may be downloaded, viewed, and printed by interested contractors and/or suppliers.
Bid Documents Package Link:
https://docs.b360.autodesk.com/shares/1dac830c-127f-4bfa-9135-5a7b7ca65214 [docs.b360.autodesk.com]
Addenda Link:
https://docs.b360.autodesk.com/shares/896c327c-2bf0-4200-9d79-c36aaa0a8ad8 [docs.b360.autodesk.com]
Copies of the Bidding and Contract Documents may be purchased from: TranSystems
500 W. 7th Street, Suite 1100
Fort Worth, TX 76102
Attn: Michael Hubbs, PE.
Phone Number: 817-334-4449
E-Mail Address: mhubbs@transystems.com
The cost of Bidding and Contract Documents is:
Set of Bidding and Contract Documents with full size drawings $150 each
EXPRESSION OF INTEREST
To ensure potential bidders are kept up to date of any new information pertinent to this project, all interested parties are requested to email Expressions of Interest in this procurement to the City Project Manager and the Design Engineer. The email should include the company's name, contact person and that individual's email address and phone number. See attached link: Plan Holders: https://docs.b360.autodesk.com/shares/93934-d314-4c5e-b4fd-875747ec9ed [docs.b360.autodesk.com] All Addenda will be distributed directly to those who have expressed an interest in the procurement and will also be posted in the City of Fort Worth's purchasing website at http://fortworthtexas.gov/purchasing/
PREBID CONFERENCE – Web Conference
A prebid conference will be held as discussed in Section 00 21 13 – INSTRUCTIONS TO BIDDERS at the following date, and time via a web conferencing application:
DATE: April 17, 2023
TIME: 11:00 a.m.
Invitations with links to the web conferencing application will be distributed directly to those who have submitted an Expression of Interest.
If a prebid conference is held, the presentation and any questions and answers provided at the prebid conference will be issued as an Addendum to the call for bids. If a prebid conference is not being held, prospective bidders can e-mail questions or comments in accordance with Section 6 of the Instructions to Bidders referenced above to the project manager(s) at the e-mail addresses listed below. Emailed questions will suffice as "questions in writing." If necessary, Addenda will be issued pursuant to the Instructions to Bidders.
CITY'S RIGHT TO ACCEPT OR REJECT BIDS
City reserves the right to waive irregularities and to accept or reject any or all bids.
AWARD
City will award a contract to the Bidder presenting the lowest price, qualifications and competencies considered.
INQUIRES
All inquiries relative to this procurement should be addressed to the following:
Attn: Max Aransen, P.E., City of Fort Worth
Email: max.aransen@fortworthtexas.gov
Phone: 817-810-0696
AND OR
Attn: Michael Hubbs, PE, TranSystems
Email: mhubbs@transystems.com
Phone: 817-334-4449
IFL0116035
Mar 30,Apr 6 2023

NEED SOMETHING?
Let Classifieds Help
Star-Telegram

Announcements

Community Events



2023 Summer Choir Camp
St. Maria Goretti Catholic Church
8AM-1PM Daily
June 5-9, 2023
Arts & Crafts, Bible Study and acting, singing, and dance rehearsals for the children's musical "Back To The Cross" are featured at this indoor camp for children ages 8-13. Registration April 1 - May 24, $65 per child. Contact Freda Breed at 817-274-0643 or fbreed@smgparish.org



COMMUNITY FORUM AT FOREST HILL
Forest Hill Civic & Convention Center - Room 101
10:00 a.m. - 12:45 p.m.
April 1, 2023
Our goal for this forum is to address the oversight of the many issues that continue to plague our Forest Hill community. Let us know of your concerns! Seating available for 50 attendees - please RSVP by email tpmac2013@gmail.com or by text 213-544-0712. Rev. Willie Glaster - Bright Morning Star Community Consulting



Cancer Support Community - Brown Bag Lunch
10840 Texas Health Trail, Suite 120, Fort Worth, TX 76244
12:00
April 6, April 13, April 20, April 27
Free and open to the public! Register at www.cancersupportnexas.org.

Auctions

Garage Sales

BELLAIRE RIDGE COMMUNITY GARAGE SALE
FORT WORTH 76132
Saturday, April 1, 2023 8 am - 3 pm
Located on Bellaire Drive near Bryant Irvin Road

GIANT YARD SALE
9504 LANCASTER ST, CRESSON TEXAS 76035
Tools, equipment, restaurant appliances, bar tables and stools, restaurant supplies of all kinds, signs, large snow lights sign with letters, furniture, decorative items, TOO MUCH TO LIST! WE CAN TAKE CREDIT/DEBIT!!! DON'T MISS OUT!!

Animals

Dogs

GERMAN ROTTWEILERS FOR SALE
2 F, 4 M, 6 WEEKS TAILS DOCKED 1ST SHOTS CONTACT 817-875-3025

F1B mini wheddles 2 males,1 female. Non-shedding. Parents on premises. Cash only, pick up in person Whitney 254-666-1883
Will be around 10 -15 lbs

Bichon Puppies 817-980-4132
Ready for a loving home. Hypo Allergic/Non Shed

Automotive

Classics/Antiques

1955 Chevy Bel-Air for sale. Accepting best offer, ask for Reg. 817-822-4707. Pics available.

Merchandise

Want to Buy

FREON WANTED: Certified buyer looking to buy R11, R12, R22, R500 & more! Call Xio at 312-697-1976.

Real Estate

Commercial

FOR RENT
Industrial Multiuse Flexspace
76108 - White Settlement
132 N. Grants Lane, Suite D
$1,895 mo, Approx 1,600 sqft
76087 - Westlake/Keller
5973 Stacy Lane 101
$2,195 mo, Approx 1,600 sqft
Gene Thompson & Associates
817-246-4646 gtatx.com
Hablamos Español

For Rent

76108 - White Settlement
300 Delmar Dr. #18 1-1 $995
9217 N. Dodson 2-1 $1,195
76020 - Pelican Bay Homes
1912 Pelican Dr. N. 3-2-1 $1,395
1920 Pelican Dr. N. 3-2-1 $1,495
Gene Thompson & Associates
817-246-4646 gtatx.com
Hablamos Español

Real Estate

For Sale

Lake Valley Road
Sunset, Texas 76270
Sunset Texas -LBJ Grasslands
20.71 acres
20.71 acres near Sunset, Texas, has a pond scattered oak trees and cattle pens.
It backs up approximately to a 730 acre unit of the LBJ Grasslands. Very scenic and quite with excellent home site. Priced at $ 347,928.00 with possiable owner financing . Call Jones Real Estate Bowie , Texas see website jones-realestate.com
940-841-2650 $ 347,928.00

Real Estate Misc.

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*No Closing Costs
*No Repairs
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Service Directory

Concrete

D&V concrete remodeling
cement work driveways sidewalk patios brick work fillstone work flower beds free estimate 8173238432 none

Home & Business Improvement

FENCING , AUTO GATES, PLATINUM PERFORMANCE FENCE!
Fin Avl 0% Interest 817-879-3151

D+S Pim Sr + Mil Dis. Free Est 682-472-3997
Pim

Interior/Exterior Painting
Tape/Bed/Texture. Minor repairs. Free Estimates. 45 Years of Experience. (817) 825-1011

Williams Painting and Home Repairs
Interior Exterior Painting
Contact Ronnie 817-291-6329

semi retired
fence and deck repair staining pw wash 8178303972 1

PLUMBING
A to Z Military/Senior Disc All Repairs 24/7-FREE est. 817-323-3418

Frank's Roofing. Comp, TPO, Gutters, Concrete Work, Constr. co Free Est 45yr exp BBB **817-797-7675**

All Phases home/rentals/remodel/repairs, handyman, 25yrs of satisfied customers & friends 817-455-1382

Junk/Trash/Debris Removal

Affordable Hauling
Affordable Hauling DRIVER, Art, and all surrounding cities garage clean up tree brush debris etc. 832-692-6563

Lawn/Garden/Landscaping/Trees

LAWN AND ROOF
mow,weeding,sod,flowers,repair roof,fence & paint est 817 689 4774

JOSE'S TREE SERVICE
Tree Removal/Tree Trimming & Brush Clearing. Full Ins./Senior/Military Disc Sm. Jobs on Land Clearing.We Beat Any Price Call Us At 817-724-2180

Leaf Clean-up. Lawn Care, tree trim, grass installation, handyman, haul-off, roof leaks. 817-500-2558

Misc. Service

Buildings
30x40x10 Metal Bldg 1 walk door & slab $28,800. Family owned & operated since 1972 mclarnetbuildings.com 817-295-6022

WE POWDER COAT PATIO FURNITURE, LONGHORN 817-759-2224

Pressure Washing / Handyman Driveways/Patios/Garage/Clean/ORG/Free est.**Call Dave 817-925-2187**

Roofing

Roofing
Roofing New roof or roof repairs. No job too big or too small. Free estimates. Insured. Call 817-566-4785

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McClatchy

Beaufort Gazette
Belleville News-Democrat
Bellingham Herald
Bradenton Herald
Centre Daily Times
Charlotte Observer
Columbus Ledger-Enquirer
Fresno Bee
The Herald - Rock Hill
Herald Sun - Durham
Idaho Statesman
Island Packet
Kansas City Star
Lexington Herald-Leader
Merced Sun-Star
Miami Herald
el Nuevo Herald - Miami
Modesto Bee
Raleigh News & Observer
The Olympian
Sacramento Bee
Fort Worth Star-Telegram
The State - Columbia
Sun Herald - Biloxi
Sun News - Myrtle Beach
The News Tribune Tacoma
The Telegraph - Macon
San Luis Obispo Tribune
Tri-City Herald
Wichita Eagle

AFFIDAVIT OF PUBLICATION

Account #	Order Number	Identification	Order PO	Amount	Cols	Depth
23755	402778	Print Legal Ad-IPL01162890 - IPL0116289		$559.60	1	29 L

Attention: Rick Trice

CITY OF SAGINAW
PO BOX 79070
FORT WORTH, TX 761790070

CITY OF SAGINAW
PUBLIC NOTICE

The City of Saginaw Planning and Zoning Commission will conduct a Public Hearing at 6:00 p.m. on April 11, 2023 to consider a request for specific use permit to allow the operation of a Brewery/Winery (Cidery) business on property located on 1029 N. Saginaw Blvd. Unit F3, Saginaw, Texas 76179. The Saginaw City Council will conduct a Public Hearing at 6:00 p.m. on April 18, 2023 to consider the above-mentioned request for a specific use permit, contingent upon the receipt of a report regarding the specific use permit from the Planning and Zoning Commission. Both meetings will be at the City of Saginaw City Hall located at 333 W. McLeroy Boulevard, Saginaw, Texas, 76179.
FINAL ACTION IS TAKEN BY CITY COUNCIL ON PUBLIC HEARING CASES.
Please direct any question regarding this matter to Salvador Gonzalez Jr., Management Analyst, 817-230-0550.
IPL0116289
Mar 30 2023

THE STATE OF TEXAS
COUNTY OF TARRANT

Before me, a Notary Public in and for said County and State, this day personally appeared Stefani Beard, Bid and Legal Coordinator for the Star-Telegram, published by the Star-Telegram, Inc. at Fort Worth, in Tarrant County, Texas; and who, after being duly sworn, did depose and say that the attached clipping of an advertisement was published in the above named paper on the listed dates:

1 insertion(s) published on:
03/30/23

Stefani Beard

Sworn to and subscribed before me this 30th day of March in the year of 2023

Stephanie Hatcher

Notary Public in and for the state of Texas, residing in Dallas County

STEPHANIE HATCHER
My Notary ID # 133534406
Expires January 14, 2026

Extra charge for lost or duplicate affidavits.
Legal document please do not destroy!

City of Saginaw

APPLICATION FOR SPECIFIC USE PERMIT

I. PROPERTY INFORMATION

LOCATION OF PROPERTY: 1029 N Saginaw Blvd Unit F3

LEGAL DESCRIPTION: Saginaw North Addition

LOT: A1R1A BLOCK: 1 ADDITION: Saginaw North

TRACT: _____ ABSTRACT: _____ SURVEY: _____

ZONING: Community Commercial

PRESENT USE AND IMPROVEMENTS ON PROPERTY:

Vacant

APPLICANT INFORMATION:

Atheneum Cider	6048 Warmouth Dr. Ft. Worth 76179	817-228-4251
APPLICANT NAME	ADDRESS	TELEPHONE

II. OWNER INFORMATION:

NDF III North Town Center LLC	1391 Speer Blvd Ste 800 Denver, CO 80204	303-615-9544
PROPERTY OWNER NAME	ADDRESS	TELEPHONE

(Property Owner Signature)

III. AGENT INFORMATION:

_____	_____	_____
AGENT	ADDRESS	TELEPHONE

(Agent Signature)

HAS A PREVIOUS APPLICATION OR APPEAL BEEN FILED ON PROPERTY?

☒ NO ☐ YES, DATE _____

I CERTIFY THAT (I AM THE LEGAL OWNER OF RECORD) (I HAVE SECURED THE PROPERTY OWNER'S PERMISSION) AND HAVE FULL AUTHORITY TO MAKE THIS APPLICATION AND/OR APPEAL

Tony Covey — 3/16/2023

APPLICANT SIGNATURE — DATE

IV. REQUESTED ACTION

SPECIFIC USE REQUESTED: Winery (brewery)

V. APPLICANT JUSTIFICATION FOR REQUEST

PLEASE ATTACH ADDITIONAL SHEET IF NECESSARY

VI. PROVIDE A SEPARATE MEMO ADDRESSING THE 13 CONDITIONS THAT MUST EXIST BEFORE THE PLANNING AND ZONING COMMISSION CAN RECOMMEND APPROVAL.

ZONING ORDINANCE, Article 5, Section 5-4, G, 1-13.

G. Conditions of permit approval. A specific use permit shall not be recommended for approval by the planning and zoning commission unless the commission finds that all of the following conditions have been found to exist:

1. The proposed use complies with all the requirements of the zoning district in which the property is located.
2. The proposed use as located and configured will contribute to or promote the general welfare and convenience of the city.
3. The benefits that the city gains from the proposed use outweigh the loss of or damage to any homes, business, natural resources, agricultural lands, historical or cultural landmarks or sites, wildlife habitats, parks, or natural, scenic, or historical features of significance, and outweigh the personal and economic cost of any disruption to the lives, business and property of individuals affected by the proposed use.
4. Adequate utilities, road access, drainage and other necessary supporting facilities have been or shall be provided.
5. The design, location and arrangement of all public and private streets, driveways, parking spaces, entrances and exits shall provide for a safe and convenient movement of vehicular and pedestrian traffic without adversely affecting the general public or adjacent developments.
6. The issuance of the specific use permit does not impede the normal and orderly development and improvement of neighboring vacant property.
7. The location, nature and height of buildings, structures, walls and fences are not out of scale with the neighborhood.
8. The proposed use will be compatible with and not injurious to the use and enjoyment of neighboring property, nor significantly diminish or impair property values within the vicinity.
9. Adequate nuisance prevention measures have been or shall be taken to prevent or control offensive odors, fumes, dust, noise, vibration and visual blight.
10. Sufficient on-site lighting is provided for adequate safety of patrons, employees and property, and such lighting is adequately shielded or directed so as not to disturb or adversely affect neighboring properties.
11. There is sufficient landscaping and screening to ensure harmony and compatibility with adjacent properties.
12. The proposed operation is consistent with the applicant's submitted plans, master plans, projections, or, where inconsistencies exist, the benefits to the community outweigh the costs.
13. The proposed use is in accordance with the City of Saginaw Comprehensive Land Use Plan.

03/23/23
DATE RECEIVED

Salvador Gonzalez Sr.
APPLICATION TAKEN BY

$750.00
FEE RECEIPT NUMBER

179485
RECEIPT NUMBER

04/11/23
P&Z MEETING DATE

04/18/23
CITY COUNCIL MEETING DATE


menu
You're Welcome
$6
· PINEAPPLE - ORANGE ·
Philosopher's Stone
$7
· CRANBERRY - RASPBERRY ·
Pink Elephants
$6
· RASPBERRY LEMONADE ·
The Hook
$7
· GINGER - LIME ·

Atheneum Cider

1029 N Saginaw Blvd #F2

Saginaw, TX 76179

Conditions of Permit Approval:

1. Our unit is located in a Community Commercial zoning district, which complies with our proposed use for that location.
2. Our unit is part of an established shopping center that contributes to and promotes the general welfare and convenience of the city.
3. The benefits gained by the city from the proposed use will outweigh any loss or damage to the surrounding area and any personal or economic cost due to disruption.
4. Our unit will use existing utilities, road access, drainage, and other facilities used by the shopping center.
5. Our unit will use existing public and private infrastructure provided by the shopping center.
6. The issuance of the SUP will not impede any development or improvement to neighboring vacant property.
7. Our unit will use existing buildings, structures, walls, and fences provided by the shopping center.
8. The proposed use will be compatible with the use and enjoyment of neighboring property, and it will not diminish or impair property values within the vicinity.
9. Adequate measures will be taken to control and prevent anything considered a nuisance.
10. Plans include sufficient on-site lighting for adequate safety and the lighting will be directed as to not cause a disturbance.
11. Our unit will use existing landscaping and screening to ensure harmony and compatibility.
12. The proposed operation is consistent with the submitted plans.
13. The proposed use is in accordance with the City of Saginaw Comprehensive Land Use Plan.

Atheneum Cider

1029 N Saginaw Blvd #F2

Saginaw, TX 76179

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Salvador Gonzalez

From: Janice England
Sent: Tuesday, April 4, 2023 10:31 AM
To: John Lusk
Cc: Salvador Gonzalez
Subject: RE: public input SUP for brewery

This email will confirm receipt of your email and response form regarding the SUP request for the operation of a winery/brewery. I have copied Salvador Gonzales on this email. He is the contact person for the Planning and Zoning Commission and will share your response form with the members of the Commission.

Janice England, TRMC
City Secretary
City of Saginaw
333 West McLeroy Blvd.
Saginaw, TX 76179
817-230-0327
jengland@saginawtx.org

Note: This email and responses may be subject to the Texas Open Meetings Act. Please reply only to the sender.

ATTENTION PUBLIC OFFICIALS:
A "Reply to All" of this email could lead to violations of the Texas Open Meetings Act. Please reply only to the sender.

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From: John Lusk <johnlusk706@gmail.com>
Sent: Monday, April 3, 2023 12:21 PM
To: Janice England <jengland@saginawtx.org>; Todd Flippo <tflippo@saginawtx.org>
Subject: public input SUP for brewery

I am **in favor** of the brewery SUP for the April Planning and Zoning Commission meeting and the Council meeting to follow.
Please see my attached input, for the public hearing and your records.

regards
John
1048 Georgian Rd

ATHENEUM CIDER

atheneum.cider@gmail.com 817-476-0931

WHO ARE WE?

We are a small, Texas winery that currently offers many cider options, with future plans to expand our wine and mead making capabilities.

We would love to be the ones to introduce a diverse and growing community to the world of craft cider by creating multiple unique ciders.

ATHENEUM CIDER was founded by a wife and husband duo who decided they needed to introduce some excitement into their boring, suburban lives.

Lizzy Couey is Co-founder and Queen of Marketing at Atheneum Cider.

Her responsibilities include:

- Social media marketing
- Taproom operations
- Event scheduling
- Merchandise development and purchasing
- Recipe creation and research
- Bartending
- Trivia creation
- Developing relationships with other business owners

Brennan Couey is Co-founder and Mad Scientist at Atheneum Cider.

His responsibilities include:

- Cidermaking
- Recipe creation and research
- Cellar operations
- Bartending
- Trivia creation
- Event management
- Purchasing products and equipment
- Developing relationships with other brewers and collaborating

CIDERY OR WINERY?

According to the great nation of Texas, Atheneum Cider is licensed as a winery. That means we can manufacture and distribute wine made from anything not considered a grain. Fruit is typically used as the base for wine.

In order to call our product a "cider," we have to follow a couple of additional rules:

- ✓ The base must be at least 50% Apple or Pear.
- ✓ It must be under 7% ABV

WHY CIDER?

Beer is generally seen as a more diverse and affordable beverage option while wine is viewed as exclusive and expensive. Craft cider can be brewed like a beer or cellared/aged like a wine which makes it a great option for beer drinkers and wine connoisseurs

Cider drinking has been steadily growing and the number of craft cideries is increasing across the nation at a rapid pace. However, cider options in North Texas are currently limited so there is an opportunity to get in on the ground floor of an emerging market. This is the perfect time to become a part of the cider movement in North Texas while supporting the growing community of Saginaw.

HOW IS THE CIDER MARKET IN NORTH TEXAS?

Bishop Cider has dominated the Texas craft cider market with their tasting room in the Bishop Arts District of Dallas and their **CiderCade** locations in Dallas, Houston, Austin, and most recently in Fort Worth. They specialize in sweeter ciders and distribute throughout Texas.

Trinity Cider has created a large following with some unique options, including sake. They are in a small location located directly off of Main Street in the Deep Elum area of Dallas. They focus on dry ciders and have local distribution in the Dallas area.

Outlaw Cider is a cider brand that is part of a winery called Sloan and Williams Winery. They serve their ciders from their taproom on Main St in Grapevine and distribute wine and cider throughout Texas.

Locust Cider has a taproom located in downtown Fort Worth. Their flagship taproom, as well as 12 others, are located in Washington state. They also have taprooms in Colorado. They make a variety of dry and sweet ciders.

COMMUNITY SUPPORT?

Saginaw did a research poll regarding the amenities and entertainment needs of the community and a brewery/winery was in the Top 10 on their list.

In early 2021, we reached out to the City of Saginaw and assisted in the creation and approval of a Specific Use Permit that would allow breweries and wineries to join the community.

Once this permit was created, we started receiving correspondence from Keith Rinehart expressing interest in having us be the first winery/brewery to move into the city of Saginaw.

Current Community Involvement

- **EMSISD Teachers**: We are huge supporters of everyone in education. Before the start of each school year, we donate to teachers wish lists in EMSISD to help clear their needs/wants for their class rooms.

- **Teacher Appreciation**: We offer a 15% discount in our taproom to all educators every Friday during the school year.

- **Hops & Props**: We sponsor this event with a donation to the Fort Worth Aviation Museum and we attend and serve our products there each year.

- **Beard of Thrones**: We sponsor and attend this event each year in Azle.

Future Community Involvement

- **Community Link**: We would love to work with Community Link in some capacity.

- **Local Businesses**: We love partnering with local businesses and plan to increase that to Saginaw businesses of the same mindset.

- **Train & Grain Festival**: We would love to be a part of Saginaw Train and Grain in the future. (We understand this is currently held at the HS and alcohol is not allowed).

- **Saginaw Farmers Market**: This would also be an area of interest we would like to help with or be a part of.

Janice England

From: Janice England
Sent: Tuesday, April 4, 2023 10:31 AM
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Cc: Salvador Gonzalez
Subject: RE: public input SUP for brewery

This email will confirm receipt of your email and response form regarding the SUP request for the operation of a winery/brewery. I have copied Salvador Gonzales on this email. He is the contact person for the Planning and Zoning Commission and will share your response form with the members of the Commission.

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I am **in favor** of the brewery SUP for the April Planning and Zoning Commission meeting and the Council meeting to follow.
Please see my attached input, for the public hearing and your records.

regards
John
1048 Georgian Rd

please acknowledge receipt by email reply

REPLY FORM

In order to be on record, this form may be filled out and mailed to the Planning Manager, at City of Saginaw, Texas, P. O. Drawer 79070, Saginaw, Texas 76179. If you have questions concerning this request, please call the acting Planning Manager, Salvador Gonzalez Jr. at 817-230-0550.

The Planning & Zoning Commission Meeting on 04/11/23 at 6:00 p.m. and the City Council Meeting on 04/18/23 at 6:00 p.m. is in regards to a request to allow the establishment and operation of a Winery/Brewery (Cidery) Business on the property located at 1029 N. Saginaw Blvd. Unit F3 in Saginaw, Texas.

Name: John Lusk

Address: 1048 Georgian Rd

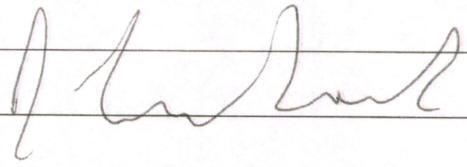
Phone Number: 214-801-3613

(X) In Favor

( ) Opposed

Reasons and/or Comments

Pleased to see a brewery in Saginaw



MINUTES OF A REGULAR MEETING AND PUBLIC HEARING
OF THE CITY OF SAGINAW
PLANNING AND ZONING COMMISSION
HELD AT THE CITY OF SAGINAW CITY HALL
333 WEST MCLEROY BOULEVARD
April 11, 2023

Present at the Meeting:

Member	Place No. 1	Brent Wooten
Chairman	Place No. 2	William Barngrover
Member	Place No. 3	Phillip Allen
Vice-Chairman	Place No. 5	Jason LaBruyere
City Attorney		Rachel Raggio
Interim Planning Manager		Salvador Gonzalez
Chief Building Official		Larry Little

Absent from the Meeting:

Member	Place No. 4	Ed Larson
Alternate Member	Alt. No. 1	David Kraus
Alternate Member	Alt. No. 2	Lainey Wood

Visitors at the Meeting:
Tyler Barnett
Daniel Box
Kayvon Rahbar
Lizzy Couey
Brennan Couey

(1) Call to Order
Chairman William Barngrover called the meeting to order at 6:01 P.M.

(2) Roll Call to Establish Quorum
Chairman Barngrover called roll. The quorum will consist of, Chairman Barngrover, Vice-Chairman Jason LaBruyere, Members Wooten, and Allen.

(3) Audience Participation
Chairman Barngrover explained the procedures regarding audience participation.

(4) Approval of Minutes
The minutes of a regular meeting on March 14, 2023 were presented for approval. A motion was made by Member Wooten with a second by Member Allen to approve the minutes for March 14, 2023. Motion carried unanimously.

For: Chairman Barngrover, Vice Chairman LaBruyere
Members Wooten, and Allen.

Against: None

Absent None

(5) PZ 0423-01

Consideration and Action Regarding a Specific Use Permit To Allow the Operation of a Brewery/Winery Business Located At 1029 North Saginaw Blvd., Unit F3, City of Saginaw, Tarrant County, Texas.

Salvador Gonzalez, Interim Planning Manager, briefed the Commission on the proposed business, named Athenum Cider and introduced Lizzy and Brennan Couey. Mr. and Mrs. Couey addressed the Commission regarding their intent for their business, and answered questions from the Commission over previous use of the building, permitted locations of drinking alcohol within the premises of the property, and efforts to reduce noise nuisances. Member Wooten expressed his support for the proposed business use of the building/property.

A motion was made by Vice-Chairman LaBruyere with a second by Member Wooten to recommend that the City Council approve a Specific Use Permit To Allow the Operation of a Brewery/Winery Business Located At 1029 North Saginaw Blvd., Unit F3, City of Saginaw, Tarrant County, Texas..

For: Chairman Barngrover, Vice Chairman LaBruyere
Members Wooten, and Allen.

Against: None

Absent None

(6) PZ 0423-02

Consideration and Action for a Request for Rezoning to Amend the Square Planned Development District, created in Ordinance No. 2019-07, to change The Development Plan contained in Exhibit C by Adjusting the layout of the Subject property For 9.569 Acres out of Tract 2A, Block 1, Lot 4, Saginaw Square, Benjamin Thomas Survey, Abstract 1497, City of Saginaw, Tarrant County, Texas.

Interim Planning Manager Gonzalez briefed the Commission on the background of the proposed project, in conjunction with the bigger Planned Development, commonly referred to as The Square Planned Development. Management Analyst Gonzalez reintroduced Daniel Box, from Taylor Morrison to address the Commission. Mr. Box presented to the addressed the Commission the scope of the project and answered questions from the commission related to the amount of proposed individual living.

A motion was made by Vice Chairman LaBruyere with a second by Member Allen to a Request for Rezoning to Amend the Square Planned Development District, created in Ordinance No. 2019-07, to change The Development Plan contained in Exhibit C by Adjusting the layout of the Subject property For 9.569 Acres out of Tract 2A, Block 1, Lot 4, Saginaw Square, Benjamin Thomas Survey, Abstract 1497, City of Saginaw, Tarrant County, Texas.

For: Chairman Barngrover, Vice Chairman LaBruyere
Members Wooten, and Allen.

Against: None

Absent None

(7) PZ 0423-03

Consideration and Action Regarding Site Plan for the 9.569 acres out of Tract 2A, Block 1, Lot 4 Saginaw Square, Benjamin Thomas Survey, Abstract 1497, City of Saginaw, Tarrant County, Texas.

No action taken after a determination was reached that the item would be an administrative matter after consultation with staff and legal counsel.

.

(8) Staff Report

A. Discussion of Residential, Commercial, Industrial, and City Capital Projects

B. Update Commission of City Council Action on Previous Cases

Interim Planning Manager Gonzalez reviewed current projects under construction in the City.

(9) EXECUTIVE SESSION

1 § 551.071. Consultation with Attorney. The Planning and Zoning Commission may convene in executive session to conduct a private consultation with its attorney on any legally posted agenda item, when the Planning and Zoning Commission seeks the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the provisions of Chapter 551, including the following items:

a. Any Posted Item

No executive session was held.

(10) Adjournment

Motion was made by Member LaBruyere with a second by Member Wooten to adjourn the meeting. Motion carried.

For: Chairman Barngrover, Vice Chairman LaBruyere
Members Wooten, and Allen.

Against: None

Absent None

Acting Chairman Larson declared the meeting of April 11, 2023 closed at 6:21 p.m.

APPROVED:

_____
Chairman

ATTEST:

_____
Salvador Gonzalez Jr.,
Interim Planning Manager/Recording Secretary

ORDINANCE NO. 2023-14

AN ORDINANCE AMENDING ORDINANCE NO. 2002-04, AS AMENDED, THE ZONING REGULATIONS OF THE CITY OF SAGINAW, TEXAS, BY APPROVING A SPECIFIC USE PERMIT TO ALLOW THE OPERATION OF A BREWERY/WINERY (CIDERY) ON CERTAIN PROPERTY LOCATED AT 1029 NORTH SAGINAW BOULEVARD, UNIT F3 SAGINAW, TEXAS; REVISING THE OFFICIAL ZONING MAP IN ACCORDANCE THEREWITH; PROVIDING THAT THIS SPECIFIC USE PERMIT SHALL BE SUBJECT TO ALL APPLICABLE ZONING REGULATIONS; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY FOR VIOLATIONS THEREOF; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Saginaw is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5, of the Texas Constitution, and Chapter 9 of the Local Government Code; and

WHEREAS, the City Council of the City of Saginaw heretofore adopted Ordinance No. 2002-04, as amended, the Zoning Regulations of the City of Saginaw, which ordinance regulates and restricts the location and use of buildings, structures, and land for trade, industry, residence, and other purposes, and provides for the establishment of zoning districts of such number, shape, and area as may be best suited to carry out these regulations; and

WHEREAS, in accordance with Sections 1-3 and 5-4 of the Zoning Regulations of the City, the owner of the property located at 1029 Saginaw Boulevard, Saginaw, Texas, has filed an application for a Specific Use Permit to allow the operation of a Brewery/Winery (Cidery) business in the CC (Community Commercial) Zoning District; and

WHEREAS, the Planning and Zoning Commission of the City of Saginaw, Texas, held a public hearing on April 11, 2023, and the City Council of the City of Saginaw, Texas, held a public hearing on April 18, 2023, with respect to the Specific Use Permit described herein; and

WHEREAS, the City has complied with all requirements of the City Zoning Regulations, Chapter 211 of the Local Government Code, and all other laws dealing with notice, publication, and procedural requirements for the rezoning of the property; and

WHEREAS, the City Council has determined that the requested specific use is compatible with adjacent property use, consistent with the character of the neighborhood, and deems it advisable and in the public interest to grant such permit on the terms and conditions described herein.

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

SECTION 1.

Ordinance No. 2002-04, Appendix A of the City Code, as amended, is hereby amended by approving the following specific use on the hereinafter described property and area, subject to all applicable zoning regulations:

Applicant:	NDF III North Town Center LLC
Property Address:	1029 N. Saginaw Main Boulevard Unit F3 Saginaw, Texas 76179
Legal Description:	BLOCK 1, LOT ARA, SAGINAW NORTH ADDITION, AN ADDITION TO THE CITY OF SAGINAW, TARRANT COUNTY, TEXAS
Zoning Change:	The property shall remain located in the CC (Community Commercial) Zoning District, and a Specific Use Permit permitting a Brewery/Winery (Cidery) use on the property is hereby granted subject to the terms and conditions provided herein.

SECTION 2.

The Specific Use Permit as herein established has been made in accordance with a comprehensive plan for the purpose of promoting the health, safety, morals, and general welfare of the community.

SECTION 3.

The official Zoning Map of the City of Saginaw is amended and the City Secretary is directed to revise the official Zoning Map to reflect the approved Specific Use Permit as set forth above.

SECTION 4.

The use of the property described above shall be subject to all applicable regulations contained in the Zoning Regulations and all other applicable and pertinent ordinances of the City of Saginaw.

SECTION 5.

This Ordinance shall be cumulative of all provisions of ordinances and of the Code of Ordinances of the City of Saginaw, Texas, as amended, except when the provisions of this Ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event the conflicting provisions of such ordinances and such Code are hereby repealed.

SECTION 6.

It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable, and if any section, paragraph, sentence, clause, or phrase of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining sections, paragraphs, sentences, clauses, and phrases of this Ordinance, since the same would have been enacted by the City Council without the incorporation in this Ordinance of any such unconstitutional section, paragraph, sentence, clause or phrase.

SECTION 7.

Any person, firm, or corporation who violates any provision of this Ordinance, as adopted by the City Council of the City of Saginaw, shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine as provided in Section 1-13 of the Code of Ordinances of the City of Saginaw. Each day any such violation or violations exist shall constitute a separate offense and shall be punishable as such.

SECTION 8.

All rights and remedies of the City of Saginaw are expressly saved as to any and all violations of the provisions of Ordinance No. 2002-04, as amended, or any ordinances governing zoning that have accrued at the time of the effective date of this Ordinance and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by this Ordinance but may be prosecuted until final disposition by the courts.

SECTION 9.

The City Secretary of the City of Saginaw is hereby directed to publish in the official newspaper of the City of Saginaw, the caption and the penalty clause of this Ordinance in accordance with Section 52.013(b) of the Texas Local Government Code.

SECTION 10.

This Ordinance shall be in full force and effect from and after the date of its passage and publication as required by law, and it is so ordained.

PASSED AND APPROVED ON THIS 18th DAY OF April, 2023.

_____

Mayor Flippo, Todd

ATTEST:

EFFECTIVE:

APPROVED AS TO FORM AND LEGALITY:

City of Saginaw

Meeting Date: 4/18/2023

Agenda Items: (6)

Staff Contact: Salvador Gonzalez
Management Analyst

E-mail: sgonzalez@saginawtx.org

Phone: 8172300550

SUBJECT:
PUBLIC HEARING - Consideration and Action regarding Recommendation from Planning & Zoning Commission regarding a Request for Rezoning to Amend the Square Planned Development District created in Ordinance No. 2019-07, to change the Development Plan contained in Exhibit C by adjusting the layout of the Subject Property for 9.569 acres out of Tract 2A, Block 1, Lot 4, Saginaw Square, Benjamin Thomas Survey, Abstract 1497, City of Saginaw, Texas, Tarrant County, Texas (Ordinance No. 2023-15)

BACKGROUND/DISCUSSION:
See attached staff memo.

FINANCIAL IMPACT:
N/A

RECOMMENDATION:
The Planning & Zoning Commission voted to recommend approval of the request at their meeting on April 11, 2023.

ATTACHMENTS:

Description

Staff Memo
Newspaper Notice
Newspaper Affidavit
P&Z Minutes, 4-11-2023
Draft Ordinance

City of Saginaw
Planning and Zoning

Planned Development Amendment- The Square

Date: April 6, 2023

To: Chairman and Members of the Planning and Zoning Commission

From: Salvador Gonzalez Jr., Interim Planning Manager

Subject: Consideration and Action for a Request to Amend a Portion of the Planned Development, Alpine at the Square that was approved by City Council on April 16, 2019, amending Exhibit "C" of a Site Plan For 9.569 Acres out of Tract 2A, Block 1, Lot 4, Saginaw Square, Benjamin Thomas Survey, Abstract 1497, City of Saginaw, Tarrant County, Texas.

Background/Discussion:
The applicant (Winstead) is requesting to amend Exhibit C – Page 2 of 2 of Ordinance 2021-23 (The Square) to adjust a portion of the originally included property to reflect different building footprints for a multi-family project. The use and maximum density are not proposed for amendment—only the layout of the subject property included in Exhibit C. In addition to a revised layout, the proposed Exhibit C amendment reflects two outdoor amenity spaces, an open space area, and a continuous pedestrian path, which is an improvement from the prior design. The proposed Exhibit C would apply only to the subject property, and the remaining property within Ordinance 2021-23's Exhibit C would remain as it is.

Through Development Committee Review, the applicant has addressed all Staff comments. If the request is approved, the applicant can receive administrative approval of a Site Plan, as long as it is in conformance with the governing Planned Development District, as amended.

Staff Recommendation:
Staff recommends approval of the request. The recommendation of the Planning and Zoning Commission will be forwarded to the City Council.

Attachments:
PD Amendment Notice, PD Amendment Ordinance.

04/11/2023 P&Z Packet Page #29

Legals

PUBLIC HEARING NOTICE
CITY OF SOUTHLAKE, TEXAS

Notice is hereby given to all interested persons that the City of Southlake, Texas, will consider the following items in the Council Chambers at Town Hall, 1400 Main Street, Southlake, Texas, for:
The City Council on Tuesday, April 18, 2023, at 5:30 p.m. will hold a public hearing and consider:
ZA23-0005, Zoning Change and Site Plan for Green Acres Nursery located on a property described as Tract 30, W.R. Eaves Survey, Abstract No. 500 and located at 1363 W. Southlake Blvd., Southlake, Texas. Current Zoning: "C-2" General Commercial District. Requested Zoning: "SUP-1" Detailed Site Plan District with "C-2" General Commercial District uses. SPAH Neighborhood #10.
All interested persons are urged to attend.
City of Southlake
Amy Shelley, TRMC
City Secretary
IFL0115336
Mar 31 2023

CITY OF LAKE WORTH
ORDINANCE NO. 1252
AN ORDINANCE AMENDING ORDINANCE NO. 1169, THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF LAKE WORTH, GRANTING A CONDITIONAL USE PERMIT TO OPERATE A MINI-WAREHOUSE STORAGE FACILITY WITH NO OUTSIDE STORAGE IN THE "C" COMMERCIAL ZONING DISTRICT ON APPROXIMATELY 2.627 ACRES OF LAND DESCRIBED BY METES AND BOUNDS AS A TRACT OF LAND SITUATED IN THE JACOB WILCOX SURVEY, ABSTRACT NO. 1741, TARRANT COUNTY, TEXAS AND BEING A PORTION OF A TRACT OF LAND DESCRIBED IN DEED TO NORTH CORRIDOR REALTY LTD, AS RECORDED IN DOCUMENT NO. D206356748, OFFICIAL PUBLIC RECORDS, TARRANT COUNTY, TEXAS (O.P.R.T.C.T.), SAID 2.627 ACRE TRACT OF LAND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS: BEGINNING AT A FOUND 5/8 INCH IRON ROD WITH A RED CAP STAMPED "KHA" ON THE EAST RIGHT-OF-WAY LINE OF PAUL MEADOR DRIVE (VARIABLE WIDTH RIGHT-OF-WAY) FOR THE SOUTHWEST CORNER OF LOT 1, BLOCK A, AZLE ADDITION, AS RECORDED IN DOCUMENT NUMBER D217015314, IN THE PLAT RECORDS OF TARRANT COUNTY, TEXAS, (P.R.T.C.T.), COMMON TO THE NORTH CORNER OF THE HEREIN DESCRIBED TRACT; THENCE SOUTH 58 DEGREES 32 MINUTES 09 SECONDS EAST, A DISTANCE OF 131.84 FEET WITH THE SOUTH LINE OF SAID LOT 1, BLOCK A, AZLE ADDITION TO A FOUND 5/8 INCH IRON ROD WITH A RED CAP STAMPED "KHA", THENCE NORTH 89 DEGREES 16 MINUTES 00 SECONDS EAST, A DISTANCE OF 252.91 FEET CONTINUING WITH THE SOUTH LINE OF SAID LOT 1, BLOCK A, AZLE ADDITION TO A SET 5/8 INCH IRON ROD WITH A YELLOW CAP STAMPED "DUNAWAY ASSOC." FOR THE NORTHEAST CORNER OF THE HEREIN DESCRIBED TRACT, COMMON TO THE SOUTHEAST CORNER OF SAID LOT 1, BLOCK A, AZLE ADDITION, ON THE WEST LINE OF A TRACT OF LAND DESCRIBED IN DEED TO FOG-POH LAKE WORTH JV, LLC, AS RECORDED IN DOCUMENT NUMBER D221301373, (O.P.R.T.C.T.), THENCE SOUTH 56 DEGREES 37 MINUTES 49 SECONDS WEST, A DISTANCE OF 530.45 FEET WITH SAID WEST LINE OF FOG-POH LAKE WORTH JV, LLC TRACT TO A FOUND 5/8 INCH IRON ROD WITH A RED CAP FOR THE SOUTHEAST CORNER OF THE HEREIN DESCRIBED TRACT, COMMON TO THE SOUTHWEST CORNER OF SAID FOG-POH LAKE WORTH JV, LLC TRACT, ON THE NORTH LINE OF LOT 1R, BLOCK A, LAKE WORTH TOWNE CENTER, AS RECORDED IN DOCUMENT NUMBER D189192405, (P.R.T.C.T.), THENCE NORTH 81 DEGREES 06 MINUTES 52 SECONDS WEST, A DISTANCE OF 321.09 FEET WITH SAID NORTH LINE OF LOT 1R, LOT A, LAKE WORTH TOWNE CENTER TO A SET 5/8 INCH IRON ROD WITH A YELLOW CAP STAMPED "DUNAWAY ASSOC." FOR THE SOUTHWEST CORNER OF THE HEREIN DESCRIBED TRACT ON SAID EAST RIGHT-OF-WAY LINE OF PAUL MEADOR DRIVE, FROM WHICH A FOUND 5/8 INCH IRON ROD WITH A YELLOW CAP STAMPED "DUNAWAY ASSOCIATES, INC." BEARS SOUTH 11 DEGREES 18 MINUTES EAST, A DISTANCE OF 0.85 FEET, AND FOR THE BEGINNING OF A NON-TANGENT CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 19 DEGREES 05 MINUTES 45 SECONDS, A RADIUS OF 540.00 FEET, AND A CHORD BEARING A DISTANCE OF NORTH 63 DEGREES 57 MINUTES 05 SECONDS EAST, A DISTANCE OF 98.03 FEET; THENCE WITH SAID CURVE TO THE RIGHT AND SAID EAST RIGHT-OF-WAY LINE OF PAUL MEADOR DRIVE AN ARC DISTANCE OF 98.15 FEET TO A FOUND 5/8 INCH IRON ROD AND THE BEGINNING OF A REVERSE CURVE TO THE LEFT HAVING A CENTRAL ANGLE 37 DEGREES 35 MINUTES 40 SECONDS, A RADIUS OF 725.75 FEET, AND A CHORD BEARING A DISTANCE OF NORTH 50 DEGREES 15 MINUTES 24 SECONDS EAST, A DISTANCE OF 467.70 FEET; THENCE WITH SAID CURVE TO THE LEFT AND SAID EAST RIGHT-OF-WAY LINE OF PAUL MEADOR DRIVE AN ARC DISTANCE OF 467.20 FEET TO THE POINT OF BEGINNING AND CONTAINING 114,435 SQUARE FEET OR 2.627 ACRES OF LAND, MORE OR LESS AND MORE COMMONLY LOCATED ON PAUL MEADOR DR, LAKE WORTH, TEXAS, BY AMENDING THE OFFICIAL ZONING MAP TO REFLECT SUCH CHANGE.; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A PENALTY CLAUSE; PROVIDING FOR SAVINGS; PROVIDING FOR SEVERABILITY; PROVIDING FOR ENGROSSMENT AND ENROLLMENT; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; AND HAVING AN EFFECTIVE DATE.
SECTION 7. PENALTY CLAUSE. Any person, firm or corporation who violates, disobeys, omits, neglects or refuses to comply with or who resists the enforcement of any of the provisions of this Ordinance shall be fined not more than Two Thousand Dollars ($2,000.00) for each offense. Each day that a violation is permitted to exist shall constitute a separate offense.
SECTION 11. PUBLICATION CLAUSE. The City Secretary of the City of Lake Worth is hereby directed to publish in the official newspaper of the City of Lake Worth, the caption, the penalty clause, publication clause, and effective date clause of this ordinance two (2) days as authorized by Section 52.013 of the Local Government Code.
SECTION 12. EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its passage and publication as required by law, and it is so ordained.
PASSED AND APPROVED on the 21st day of March 2023.
CITY OF LAKE WORTH
/s/Walter Bowen
Walter Bowen – Mayor
ATTEST:
/s/Holly Fimbres
Holly Fimbres - City Secretary
IFL0115355
Mar 24,31 2023

CITY OF ROANOKE, TEXAS
ORDINANCE No. 2023-105
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROANOKE, TEXAS, AMENDING CHAPTER 4, ARTICLE 4.700, SECTION 4.702 OF THE CODE OF ORDINANCES, ENTITLED "SPECIAL EVENT PERMIT" BY ADDING A SUBSECTION (E) TO PROVIDE AN EXCEPTION FOR MOBILE FOOD VENDORS FROM THE SPECIAL EVENT PERMIT REQUIREMENTS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE. APPROVED AND ADOPTED by the City Council of the City of Roanoke, Texas, on this the 25th day of March, 2023.
/s/Carl E. Gierisch, Jr., Mayor /s/April S. Hill, City Secretary/s/Jeff Moore, City Attorney
IFL0115377
Mar 31 2023

CITY OF ROANOKE, TEXAS
ORDINANCE No. 2023-101
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROANOKE, TEXAS, REPEALING CHAPTER 8, ARTICLE 8.500 OF THE CODE OF ORDINANCES OF THE CITY OF ROANOKE, TEXAS, ENTITLED "LIBRARY DEPARTMENT AND ADVISORY BOARD", AND REPLACING IT WITH A NEW CHAPTER 8, ARTICLE 8.500, SECTION 8.501, ENTITLED "LIBRARY DEPARTMENT AND LIBRARY AND MUSEUM ADVISORY BOARD" INCLUDING FOR A FIVE (5) MEMBER LIBRARY AND MUSEUM ADVISORY BOARD; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE. APPROVED AND ADOPTED by the City Council of the City of Roanoke, Texas, on this the 14th day of February, 2023.
/s/Carl E. Gierisch, Jr., Mayor /s/April S. Hill, City Secretary/s/Jeff Moore, City Attorney
IFL0115397
Mar 31 2023

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
NOTICE OF A PROPOSED RENEWAL WITH AMENDMENT OF GENERAL PERMIT
WQG2000000 AUTHORIZING THE DISCHARGE OF WASTEWATER
The Texas Commission on Environmental Quality (TCEQ or commission) is proposing to renew and amend State-Only General Permit WQG2000000. This general permit authorizes the disposal of wastewater by evaporation or beneficial irrigation adjacent to water in the state from livestock manure compost operations. The proposed general permit applies to the entire state of Texas. General permits are authorized by Texas Water Code, §26.040.
DRAFT GENERAL PERMIT. The executive director has prepared a draft general permit renewal with amendments of an existing general permit that authorizes the disposal of wastewater by evaporation or beneficial irrigation adjacent to water in the state from livestock manure compost operations. No significant degradation of high-quality waters is expected, and existing uses will be maintained and protected. The executive director proposes to require regulated entities to submit a Notice of Intent to obtain authorization under the general permit.
The executive director has reviewed this action for consistency with the goals and policies of the Texas Coastal Management Program (CMP) according to General Land Office regulations and has determined that the action is consistent with applicable CMP goals and policies.
On the date that this notice is published, a copy of the draft general permit and fact sheet will be available for a minimum of 30 days for viewing and copying at the TCEQ Office of the Chief Clerk located at the TCEQ Austin office, at 12100 Park 35 Circle, Building F. These documents will also be available at the TCEQ's 16 regional offices and on the TCEQ website at https://www.tceq.texas.gov/permitting/wastewater/general/index.html.
PUBLIC COMMENT/PUBLIC MEETING. You may submit public comments or request a public meeting about this draft general permit. The purpose of a public meeting is to provide the opportunity to submit written or oral comment or to ask questions about the draft general permit. Generally, the TCEQ will hold a public meeting if the executive director determines that there is a significant degree of public interest in the draft general permit or if requested by a state legislator. A public meeting is not a contested case hearing.
Written public comments must be received by the Office of the Chief Clerk, MC 105, TCEQ, PO Box 13087, Austin, TX 78711-3087 or electronically at https://www14.tceq.texas.gov/epic/eComment/ within 30 days from the date this notice is published.
APPROVAL PROCESS. After the comment period, the executive director will consider all the public comments and prepare a written response. The response will be filed with the TCEQ Office of the Chief Clerk at least 10 days before the scheduled commission meeting when the commission will consider approval of the general permit. The commission will consider all public comment in making its decision and will either adopt the executive director's response or prepare its own response. The commission will issue its written response on the general permit at the same time the commission issues or denies the general permit. A copy of any issued general permit and response to comments will be made available to the public for inspection at the agency's Austin office. A notice of the commissioners' action on the draft general permit and a copy of its response to comments will be mailed to each person who submitted a comment.
Also, a notice of the commission's action on the draft general permit and the text of its response to comments will be published in the Texas Register.
MAILING LISTS. In addition to submitting public comments, you may ask to be placed on a mailing list to receive future public notices mailed by the TCEQ Office of the Chief Clerk. You may request to be added to: 1) the mailing list for this specific general permit; 2) the permanent mailing list for a specific county; or 3) both. Clearly specify the mailing lists to which you wish to be added and send your request to the TCEQ Office of the Chief Clerk at the address previously mentioned. Unless you otherwise specify, you will be included only on the mailing list for this specific general permit.
INFORMATION. If you need more information about this general permit or the permitting process, please call the TCEQ Public Education Program, toll free, at 1-800-687-4040. General information about the TCEQ can be found at our website at: https://www.tceq.texas.gov.
Further information may also be obtained by calling Shannon Gibson, TCEQ Water Quality Division, at 512-239-4284.
Si desea información en Español, puede llamar 1-800-687-4040.
IFL0114234
Mar 31 2023

STAR-TELEGRAM.COM

NOTICE OF PUBLIC HEARING REGARDING PROJECTS PROPOSED TO BE UNDERTAKEN BY THE MANSFIELD ECONOMIC DEVELOPMENT CORPORATION, A TYPE "A" ECONOMIC DEVELOPMENT CORPORATION CITY OF MANSFIELD, TEXAS
NOTICE IS HEREBY GIVEN of a public hearing to be held on Monday, April 24, 2023 at 7:00 p.m. at a regular meeting of the City Council in the Council Chambers at City Hall, 1200 E. Broad Street, Mansfield, Texas, with respect to certain Type "B" projects listed hereafter that the Mansfield Economic Development Corporation ("Corporation") proposes to undertake in the City of Mansfield (the "City") and pay for with the revenues of the sales and use tax levied by the City for the benefit of the Corporation and such projects. The proposed projects include the following projects related to recreational or community facilities, including but not limited to, land, buildings, equipment, facilities and improvements found by the board of directors to be required or suitable for use for professional and amateur sports, including children's sports, entertainment, tourist, convention, public park purposes and events, auditoriums, amphitheaters, parks and park facilities, open space improvements, related store, restaurant, concession, automobile parking facilities, related transportation facilities, related roads, streets, water and sewer facilities, other related improvements to enhance these projects, any other projects or improvements found by the Corporation's board of directors to promote new or expanded business development, and maintenance and operating costs associated with any of the above detailed projects; and a professional multi-sport venue and related infrastructure, as defined in Chapter 334.001 of the Texas Local Government Code, and maintenance and operating costs of such project.
All interested persons in the City are invited to attend such public hearing to be informed of the cost and impact of the proposed projects and express their views with respect to the proposed projects. This hearing is being held pursuant to Section 504.153 of the Texas Local Government Code.
IFL0115333
Mar 24,31 Apr 7,14,21 2023

City of Haslet
Public Notice
On March 20, 2023, in a Regular Called Meeting, the Haslet City Council passed the following Ordinances:
ORDINANCE NO. 2023-022: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HASLET, TEXAS, AMENDING THE CODE OF ORDINANCES, CITY OF HASLET, TEXAS, AS HERETOFORE AMENDED, BY AMENDING CHAPTER 4, ARTICLE 4.08, "SHORT-TERM RENTALS" BY AMENDING A PORTION OF SECTION 4.08.004, "INSPECTION REQUIRED" TO MODIFY PLANNING AND DEVELOPMENT DEPARTMENT TO BUILDING SERVICES DEPARTMENT; PROVIDING FOR SEVERABILITY; PROVIDING A REPEALER CLAUSE; PROVIDING A PENALTY CLAUSE; AND PROVIDING FOR PUBLICATION, ENGROSSMENT AND ENROLLMENT; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.
PENALTY CLAUSE: Any person, firm, and/or entity incorporated or other entity violating any provision contained in this Ordinance shall, upon conviction, be fined a sum not to exceed the sum of $2,000.00, and each day a violation exists shall be deemed a separate offense. A culpable mental state is not required.
EFFECTIVE DATE: This Ordinance shall take effect immediately upon its adoption and publication in accordance with and as provided by Texas law, March 31, 2023.
ORDINANCE NO. 011-2023: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HASLET, TEXAS, AMENDING THE ZONING ORDINANCE OF THE CITY OF HASLET, TEXAS, BY AMENDING ARTICLE 3.6, "OVERLAY DISTRICT STANDARDS," TO ESTABLISH A NEW OVERLAY DISTRICT ALONG PORTIONS OF THE I35W CORRIDOR; PROVIDING FOR A PENALTY, PROVIDING FOR SAVINGS, SEVERABILITY, AND REPEALING CLAUSES; PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF; AND PROVIDING FOR AN EFFECTIVE DATE.
PENALTY CLAUSE: Any violation of any of the terms of this ordinance, whether denominated in this ordinance as unlawful or not, shall be deemed a misdemeanor. Any person convicted of any such violation shall be fined in an amount not to exceed $2,000 for each incidence of violation. Each violation is considered a separate offense and will be punished separately.
EFFECTIVE DATE: This ordinance shall be in full force and effective from and after its passage, approval and/or publication, if required by law, of its caption and the City Secretary is hereby directed to implement such posting and/or publication. (March 31, 2023)
Please email City Secretary Shannon Montgomery at smontgomery@haslet.org to obtain a copy of the above-mentioned Ordinances.
IFL0116213
Mar 31 2023

CITY OF GRAND PRAIRIE
ORDINANCE NO. 11352-2023
AN ORDINANCE AMENDING CHAPTER 25, "TRAFFIC", OF THE CODE OF ORDINANCES OF THE CITY OF GRAND PRAIRIE, TEXAS; BY CREATING SECTION 25-595 "PARKING OF VEHICLES WITH INVALID OR EXPIRED LICENSE PLATES" TO REQUIRE VEHICLES STOPPED, STANDING, OR PARKED IN A PUBLIC RIGHT OF WAY TO DISPLAY LAWFUL, VALID, AND CURRENT REGISTRATION; AND AMENDING SECTION 25-60 "AUTHORITY TO REMOVE; PROCEDURE; FEES" TO AUTHORIZE DESIGNATED EMPLOYEES TO REMOVE VEHICLES UNDER CERTAIN CIRCUMSTANCES; PROVIDING A PENALTY; PROVIDING A SAVINGS CLAUSE AND A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE UPON PASSAGE AND PUBLICATION
SECTION 5. A violation of any provision of this Ordinance shall be a misdemeanor punishable in accordance with Section 1-8 of the Code of Ordinances of the City of Grand Prairie, Texas.
SECTION 6. All ordinances or parts of ordinances not consistent or conflicting with the provisions of this Ordinance are hereby repealed. Provided that such repeal shall be only to the extent of such inconsistency and in all other respects this Ordinance shall be cumulative of other ordinances regulating and governing the subject matter covered in this Ordinance.
SECTION 7. This Ordinance shall be and become effective immediately upon and after its passage and publication.
PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GRAND PRAIRIE, TEXAS, ON THIS THE 21st DAY OF MARCH 2023.
/s/ Ron Jensen, Mayor
/s/ Mona Lisa Galicia, City Secretary
IFL0116565
Mar 31 2023

ZBA-2023-00001
LEGAL NOTICE
A PUBLIC HEARING HAS BEEN SCHEDULED BY THE ZONING BOARD OF ADJUSTMENT OF THE CITY OF HURST, TEXAS FOR MONDAY, APRIL 10, 2023, AT 6:30 PM IN THE HURST CITY HALL, LOCATED AT 1505 PRECINCT LINE ROAD FOR THE FOLLOWING DESCRIBED PROPERTY:
1601 Brown Trail
Block 1 Lot 1
L.D. Bell Addition
IFL0116008
Mar 31 2023

CITY OF ROANOKE, TEXAS
ORDINANCE No. 2023-104
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROANOKE, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF ROANOKE, TEXAS, BY GRANTING A CHANGE IN ZONING FOR LOT 8R, BLOCK 1 OF THE BOBCAT CORNERS ADDITION, AN ADDITION TO THE CITY OF ROANOKE, DENTON COUNTY, TEXAS, AND MORE PARTICULARLY DESCRIBED AND OR DEPICTED IN EXHIBIT "A" WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN FOR ALL PURPOSES, BY AMENDING THE UNDERLYING ZONING FOR SAID TRACT OF LAND FROM LIGHT COMMERCIAL (LC) TO LIGHT COMMERCIAL – SPECIFIC USE PERMIT DISTRICT (LC-SUP) TO ALLOW RESEARCH LAB (NON-HAZARDOUS) USE; PRESCRIBING THE PERMISSIBLE USES THEREOF; PROVIDING A PENALTY CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.
Section 4. PENALTY CLAUSE Any person, firm, or corporation violating any of the provisions or terms of this Ordinance shall be guilty of a misdemeanor and upon conviction, shall be fined a sum not to exceed $2,000.00 for each offense, and each and every violation or day such violation shall continue or exist, shall be deemed a separate offense. APPROVED AND ADOPTED by the City Council of the City of Roanoke, Texas, on this the 28 th day of March, 2023. /s/Carl E. Gierisch, Jr., Mayor /s/April S. Hill, City Secretary/s/Jeff Moore, City Attorney
IFL0116376
Mar 31 2023

DEPARTMENT OF HOMELAND SECURITY
FEDERAL EMERGENCY MANAGEMENT AGENCY
Proposed Flood Hazard Determinations for the City of Fort Worth, Denton County, Texas, Case No. 22-06-1733R. The Department of Homeland Security's Federal Emergency Management Agency (FEMA) solicits technical information or comments on proposed flood hazard determinations for the Flood Insurance Rate Map (FIRM), and where applicable, the Flood Insurance Study (FIS) report for your community. These flood hazard determinations may include the addition or modification of Base Flood Elevations, base flood depths, Special Flood Hazard Area boundaries or zone designations, or the regulatory floodway. The FIRM and, if applicable, the FIS report have been revised to reflect these flood hazard determinations through issuance of a Letter of Map Revision (LOMR). In accordance with Title 44, Part 65 of the Code of Federal Regulations, these determinations are the basis for the floodplain management measures that your community is required to adopt or show evidence of having in effect to qualify or remain qualified for participation in the National Flood Insurance Program. For more information on the proposed flood hazard determinations and information on the statutory 90-day period provided for appeals, please visit FEMA's website at https://www.floodmaps.fema.gov/fhm/BFE_Status/bfe_main.asp , or call the FEMA Mapping and Insurance eXchange (FMIX) toll free at 1-877-FEMA MAP (1-877-336-2627).
IFL0116559
Mar 31,Apr 7 2023

City of Watauga
NOTICE OF PUBLIC HEARINGS
Notice is hereby given that there will be public hearings before the City of Watauga Planning and Zoning Commission at its regularly scheduled meeting on April 18, 2023, beginning at 6:30 p.m. in the City Council Chambers at 7105 Whitley Road, Watauga, Texas regarding the following items:
Z23-01 w/SUP: Public hearing to receive comments for or against a request for a zoning change from General Business (GB) to Commercial (C), for property commonly known as 6901 Watauga Road, being Lot 2R Block 3, of the Singing Hills Addition; and consider action to allow for a service vending station in the Woodcrest Marketplace Shopping Center. The subject property is located on the north side of Watauga Road and west of Rufe Snow Drive. Owner: Woodcrest Marketplace LP. Applicant/Agent: Watermill Express, Rick Hyde.
PZ3-01: Public hearing to receive comments for or against a request for a re-plat at the location commonly known as 5932 Denton Highway, Lot A-R-1 Block 7 of the Watauga Addition. The subject property located east of Denton Highway south of Bowle Street and north of Snipp Drive, is to be subdivided into two (2) lots to allow for a restaurant establishment.
ORD.23-01: Public hearing to receive comments for or against a request concerning text amendments to the City of Watauga Code of Ordinances, Chapter 115, Article V. - Development Controls, Sec. 115-117. - Landscape regulations. (e) Screening requirements, and consider action to approve the amendments as noted.
ORD. 23-02: Public hearing to receive comments for or against a request concerning text amendments to include definitions of Smoke Lounge and Smoke Shop to the City of Watauga Code of Ordinances, Chapter 115 Zoning - Article I, Sec 115-8 In General. Permitted principal, accessory and specific use permit uses and to authorize Smoke Lounge and Smoke Shop as a permissible use requiring specific use permits in designated zoning districts in Article IV, Sec. 115-85 Table of Uses; and consider action to approve the amendments as noted.
Z23-02: Public hearing to receive comments for or against a request for a zoning change from Community Facility (CF) and General Business (GB) to Planned Development (PD) on property legally described as Pheasant Run 65 Lot H1B Portion without ROW, and consider action to allow the subject property to be subdivided into 132 lots for residential townhomes. The property is located east of Denton Highway, west of Parkview Drive, north of Highpower Drive and south of Starnes Road. Owner: Lifestyle Christianity. Applicant/Agent: Olivet Capital, Michael Lynch.
Published on March 31, 2023, in the Star Telegram, Legal Notices Section.
I, Linda Proskey, City Secretary for the City of Watauga, Texas, hereby certify that this notice was posted on the official bulletin board at City Hall, 7105 Whitley Road, Watauga, Texas, on March 31, 2023, before 6:30 p.m., in accordance with Chapter 551 of the Texas Government Code.
/s/ Linda Proskey
Linda Proskey, City Secretary
IFL0116373
Mar 31 2023

CITY OF SAGINAW PUBLIC NOTICE
The City of Saginaw Planning and Zoning Commission will conduct a Public Hearing at 6:00 p.m. on April 11, 2023 to consider a change in the Saginaw Planned Development District, commonly referred to as "Alpine", providing development standards and development plan located at the Southeast corner of Old Decatur Road and Saginaw Square Blvd. The Saginaw City Council will conduct a Public Hearing at 6:00 p.m. on April 18, 2023 to consider the above-mentioned request for a zoning amendment, contingent upon the receipt of a report regarding the zoning amendment from the Planning and Zoning Commission. Both meetings will be at the City of Saginaw City Hall located at 333 W. Mulkey Boulevard, Saginaw, Texas 76179.
FINAL ACTION IS TAKEN BY CITY COUNCIL ON PUBLIC HEARING CASES.
Please direct any question regarding this matter to Salvador Ocanas, Management Analyst, 817-230-0550.
IFL0115624
Mar 31 2023

CITY OF ROANOKE, TEXAS
ORDINANCE No. 2023-106
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROANOKE, TEXAS, ABANDONING, VACATING, AND CLOSING UNUSED ROADWAY RIGHTS-OF-WAY CONSISTING OF AN APPROXIMATELY 0.275 ACRE TRACT AND 1.650 ACRE TRACT OF LAND OF UNUSED RIGHTS-OF-WAY ADJACENT TO LITSEY ROAD, AND LOCATED WITHIN DENTON COUNTY, TEXAS, AND WHICH IS MORE PARTICULARLY DESCRIBED AND OR DEPICTED IN EXHIBIT A, WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN FOR ALL PURPOSES; AUTHORIZING THE CITY MANAGER TO EXECUTE A DEED OR DEEDS CONVEYING SAID UNUSED RIGHT-OF-WAY TO ADJACENT PROPERTY OWNERS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE. APPROVED AND ADOPTED by the City Council of the City of Roanoke, Texas, on this the 28th day of March, 2023. /s/Carl E. Gierisch, Jr., Mayor /s/April S. Hill, City Secretary/s/Jeff Moore, City Attorney
IFL0116384
Mar 31 2023

CITY OF ROANOKE, TEXAS
ORDINANCE No. 2023-103
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROANOKE, TEXAS, DECLARING UNOPPOSED CANDIDATES IN THE SATURDAY, MAY 6, 2023, GENERAL ELECTION, ELECTED TO OFFICE; CANCELING THE GENERAL ELECTION IN THE CITY OF ROANOKE, TEXAS, FOR PURPOSE OF ELECTING ONE (1) COUNCILMEMBER FOR WARDS 1, 2, AND 3; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE. APPROVED AND ADOPTED by the City Council of the City of Roanoke, Texas, on this the 28th day of February, 2023. /s/Carl E. Gierisch, Jr., Mayor /s/April S. Hill, City Secretary/s/Jeff Moore, City Attorney
CIUDAD DE ROANOKE, TEXAS
ORDENANZA NÚM. 2023-103
UNA ORDENANZA DEL CONCEJO MUNICIPAL DE LA CIUDAD DE ROANOKE, TEXAS, QUE DECLARA CANDIDATOS SIN OPOSICIÓN EN LAS ELECCIONES GENERALES DEL SÁBADO 6 DE MAYO DE 2023, ELEGIDOS PARA EL CARGO; CANCELAR LAS ELECCIONES GENERALES EN LA CIUDAD DE ROANOKE, TEXAS, CON EL PROPÓSITO DE ELEGIR UN (1) CONCEJAL PARA LOS DISTRITOS 1, 2 Y 3; PROPORCIONAR UNA CLÁUSULA DE SEPARABILIDAD; Y PREVER UNA FECHA DE ENTRADA EN VIGOR INMEDIATA. APROBADO Y ADOPTADO por el Concejo Municipal de la Ciudad de Roanoke, Texas, el día 28 de febrero de 2023. /s/Carl E. Gierisch, Jr., Alcalde /s/April S. Hill, Secretario de la Ciudad/ s /Jeff Moore, Abogado de la Ciudad
IFL0116378
Mar 31 2023

NTTA
RFB 05808-NTF-00-GS-MA
Electrical and Utility Construction Services
Project Description: Electrical and utility construction services to augment in-house forces with multiple roadway electrical projects as needed. Type of projects shall include light pole drill shaft foundation, concrete sawing, light pole riprap, ground box enclosure installation, horizontal directional drilling, trenching and excavation, or traffic control planning.
The North Texas Tollway Authority (NTTA) is accepting bids for the above mentioned solicitation until 4/26/2023 at 11:00 a.m. CT. Bidders are encouraged to upload their bids to NTTA's Marketplace (https://www.nttamarketplace.org). Bids will be read at a virtual bid opening meeting on 4/26/2023 at 3:00 p.m. CT. See RFB documents for meeting details.
A virtual pre-bid conference will be held on 4/13/2023 at 9:00 a.m. CT. See RFB documents for meeting details.
Email bidpurchasing@ntta.org for questions on registration or use of website.
IFL0116299
Mar 31,Apr 7 2023

FLOODPLAIN REVISION
The City of Arlington Department of Public Works, in accordance with National Flood Insurance Program regulation 65.7(b)(1), hereby gives notice of the City's intent to revise the flood hazard information, generally located at the southeastern property boundary of 2311 South Cooper Street. Specifically, the flood hazard information shall be revised along Johnson Creek Stream JC-3 from a point approximately 175 feet upstream of culverts under the private access road to VDA Holdings to a point approximately 600 feet upstream of the culverts.
As a result of the revision, the floodway shall widen and narrow, the 1% annual chance water-surface elevations shall increase and decrease, and the 1% annual chance floodplain shall widen and narrow within the area of revision.
Maps and detailed analysis of the revision can be reviewed at the Arlington City Hall at 101 W. Abram Street, Arlington, TX 76010. Interested persons may call the Department of Public Works at 817-459-6550 for additional information from Monday to Friday during business hours.
IFL0116587
Mar 31 2023

CITY OF GRAND PRAIRIE
ORDINANCE NO. 11353-2023
AN ORDINANCE OF THE CITY OF GRAND PRAIRIE, TEXAS, AMENDING ARTICLE XX "AUTOMOTIVE RELATED BUSINESS REGULATIONS, OF CHAPTER 1 OF THE GRAND PRAIRIE CODE OF ORDINANCES TO MODIFY DEFINITIONS, AND REFERENCES TO OTHER PROVISIONS; COMMONLY VIOLATED, AND ADD OPERATIONAL REQUIREMENTS AND RESTRICTIONS RELATED TO STORAGE AND RECORD KEEPING; PROVIDING A PENALTY CLAUSE; A SAVINGS CLAUSE; AND A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE AFTER PASSAGE, APPROVAL, AND PUBLICATION
SECTION 17. A violation of this ordinance is a misdemeanor punishable in accordance with Section 1-8 of the Code of Ordinances of the City of Grand Prairie, Texas. The penalty provided herein shall be cumulative of other remedies provided by State law, and the power of injunction as provided in Texas Local Government Code Section 54.018, as amended, may be exercised in enforcing this ordinance whether or not there has been a complaint filed.
SECTION 18. This ordinance shall be in full force and effect from and after its passage, approval, and publication.
PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GRAND PRAIRIE, TEXAS, ON THIS THE 21st DAY OF MARCH 2023.
/s/ Ron Jensen, Mayor
/s/ Mona Lisa Galicia, City Secretary
IFL0116366
Mar 31 2023

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The Olympian
Sacramento Bee
Fort Worth Star-Telegram
The State - Columbia
Sun Herald - Biloxi
Sun News - Myrtle Beach
The News Tribune Tacoma
The Telegraph - Macon
San Luis Obispo Tribune
Tri-City Herald
Wichita Eagle

AFFIDAVIT OF PUBLICATION

Account #	Order Number	Identification	Order PO	Amount	Cols	Depth
23755	403652	Print Legal Ad-IPL01166240 - IPL0116624		$596.04	1	31 L

Attention: Rick Trice

CITY OF SAGINAW
PO BOX 79070
FORT WORTH, TX 761790070

CITY OF SAGINAW PUBLIC NOTICE

The City of Saginaw Planning and Zoning Commission will conduct a Public Hearing at 6:00 p.m. on April 11, 2023 to consider a change in the Square Planned Development District, commonly referred to as "Alpine"; providing development standards and development plan, located at the SouthEast corner of Old Decatur Road and Saginaw Square Blvd. The Saginaw City Council will conduct a Public Hearing at 6:00 p.m. on April 18, 2023 to consider the above-mentioned request for a zoning amendment, contingent upon the receipt of a report regarding the zoning amendment from the Planning and Zoning Commission. Both meetings will be at the City of Saginaw City Hall located at 333 W. McLeroy Boulevard, Saginaw, Texas, 76179.

FINAL ACTION IS TAKEN BY CITY COUNCIL ON PUBLIC HEARING CASES.

Please direct any question regarding this matter to Salvador Gonzalez, Management Analyst, 817-230-0550.

IPL0116624
Mar 31 2023

THE STATE OF TEXAS
COUNTY OF TARRANT

Before me, a Notary Public in and for said County and State, this day personally appeared Stefani Beard, Bid and Legal Coordinator for the Star-Telegram, published by the Star-Telegram, Inc. at Fort Worth, in Tarrant County, Texas; and who, after being duly sworn, did depose and say that the attached clipping of an advertisement was published in the above named paper on the listed dates:

1 insertion(s) published on:
03/31/23

Stefani Beard

Sworn to and subscribed before me this 31st day of March in the year of 2023

Stephanie Hatcher

Notary Public in and for the state of Texas, residing in Dallas County

STEPHANIE HATCHER
My Notary ID # 133534406
Expires January 14, 2026

Extra charge for lost or duplicate affidavits.
Legal document please do not destroy!

MINUTES OF A REGULAR MEETING AND PUBLIC HEARING
OF THE CITY OF SAGINAW
PLANNING AND ZONING COMMISSION
HELD AT THE CITY OF SAGINAW CITY HALL
333 WEST MCLEROY BOULEVARD
April 11, 2023

Present at the Meeting:

Member	Place No. 1	Brent Wooten
Chairman	Place No. 2	William Barngrover
Member	Place No. 3	Phillip Allen
Vice-Chairman	Place No. 5	Jason LaBruyere
City Attorney		Rachel Raggio
Interim Planning Manager		Salvador Gonzalez
Chief Building Official		Larry Little

Absent from the Meeting:

Member	Place No. 4	Ed Larson
Alternate Member	Alt. No. 1	David Kraus
Alternate Member	Alt. No. 2	Lainey Wood

Visitors at the Meeting:
Tyler Barnett
Daniel Box
Kayvon Rahbar
Lizzy Couey
Brennan Couey

(1) Call to Order
Chairman William Barngrover called the meeting to order at 6:01 P.M.

(2) Roll Call to Establish Quorum
Chairman Barngrover called roll. The quorum will consist of, Chairman Barngrover, Vice-Chairman Jason LaBruyere, Members Wooten, and Allen.

(3) Audience Participation
Chairman Barngrover explained the procedures regarding audience participation.

(4) Approval of Minutes
The minutes of a regular meeting on March 14, 2023 were presented for approval. A motion was made by Member Wooten with a second by Member Allen to approve the minutes for March 14, 2023. Motion carried unanimously.

For: Chairman Barngrover, Vice Chairman LaBruyere
Members Wooten, and Allen.

Against: None

Absent None

(5) PZ 0423-01

Consideration and Action Regarding a Specific Use Permit To Allow the Operation of a Brewery/Winery Business Located At 1029 North Saginaw Blvd., Unit F3, City of Saginaw, Tarrant County, Texas.

Salvador Gonzalez, Interim Planning Manager, briefed the Commission on the proposed business, named Athenum Cider and introduced Lizzy and Brennan Couey. Mr. and Mrs. Couey addressed the Commission regarding their intent for their business, and answered questions from the Commission over previous use of the building, permitted locations of drinking alcohol within the premises of the property, and efforts to reduce noise nuisances. Member Wooten expressed his support for the proposed business use of the building/property.

A motion was made by Vice-Chairman LaBruyere with a second by Member Wooten to recommend that the City Council approve a Specific Use Permit To Allow the Operation of a Brewery/Winery Business Located At 1029 North Saginaw Blvd., Unit F3, City of Saginaw, Tarrant County, Texas..

For: Chairman Barngrover, Vice Chairman LaBruyere
Members Wooten, and Allen.

Against: None

Absent None

(6) PZ 0423-02

Consideration and Action for a Request for Rezoning to Amend the Square Planned Development District, created in Ordinance No. 2019-07, to change The Development Plan contained in Exhibit C by Adjusting the layout of the Subject property For 9.569 Acres out of Tract 2A, Block 1, Lot 4, Saginaw Square, Benjamin Thomas Survey, Abstract 1497, City of Saginaw, Tarrant County, Texas.

Interim Planning Manager Gonzalez briefed the Commission on the background of the proposed project, in conjunction with the bigger Planned Development, commonly referred to as The Square Planned Development. Management Analyst Gonzalez reintroduced Daniel Box, from Taylor Morrison to address the Commission. Mr. Box presented to the addressed the Commission the scope of the project and answered questions from the commission related to the amount of proposed individual living.

A motion was made by Vice Chairman LaBruyere with a second by Member Allen to a Request for Rezoning to Amend the Square Planned Development District, created in Ordinance No. 2019-07, to change The Development Plan contained in Exhibit C by Adjusting the layout of the Subject property For 9.569 Acres out of Tract 2A, Block 1, Lot 4, Saginaw Square, Benjamin Thomas Survey, Abstract 1497, City of Saginaw, Tarrant County, Texas.

For: Chairman Barngrover, Vice Chairman LaBruyere
Members Wooten, and Allen.

Against: None

Absent None

(7) PZ 0423-03

Consideration and Action Regarding Site Plan for the 9.569 acres out of Tract 2A, Block 1, Lot 4 Saginaw Square, Benjamin Thomas Survey, Abstract 1497, City of Saginaw, Tarrant County, Texas.

No action taken after a determination was reached that the item would be an administrative matter after consultation with staff and legal counsel.

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(8) Staff Report

A. Discussion of Residential, Commercial, Industrial, and City Capital Projects

B. Update Commission of City Council Action on Previous Cases

Interim Planning Manager Gonzalez reviewed current projects under construction in the City.

(9) EXECUTIVE SESSION

1 § 551.071. Consultation with Attorney. The Planning and Zoning Commission may convene in executive session to conduct a private consultation with its attorney on any legally posted agenda item, when the Planning and Zoning Commission seeks the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the provisions of Chapter 551, including the following items:

a. Any Posted Item

No executive session was held.

(10) Adjournment

Motion was made by Member LaBruyere with a second by Member Wooten to adjourn the meeting. Motion carried.

For: Chairman Barngrover, Vice Chairman LaBruyere
Members Wooten, and Allen.

Against: None

Absent None

Acting Chairman Larson declared the meeting of April 11, 2023 closed at 6:21 p.m.

APPROVED:

_____
Chairman

ATTEST:

_____
Salvador Gonzalez Jr.,
Interim Planning Manager/Recording Secretary

ORDINANCE NO. 2023-15

AN ORDINANCE AMENDING THE SQUARE PLANNED DEVELOPMENT DISTRICT; PROVIDING DEVELOPMENT STANDARDS AND DEVELOPMENT PLAN; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; PROVIDING A PENALTY FOR VIOLATIONS HEREOF; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Saginaw is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5, of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS, the City Council held a public hearing on April 16, 2019 establishing The Square Planned Development District pursuant to Ordinance No. 2019-07 on approximately 27.247 acres of land, and described as Abstract 1497, out of the Benjamin Thomas Survey, Tracts 3B03 and 3B04, Tarrant County, Texas and located west of Saginaw Boulevard and East of Old Decatur Road; and

WHEREAS, the City has received an application to amend the Planned Development District on approximately 12.3937 acres out of The Square and previously identified as Tracts 2 and 5 to be amended as "Tract 2A;" and

WHEREAS, the Planning and Zoning Commission of the City of Saginaw, Texas held a public hearing on October 12, 2021 and the City Council of the City of Saginaw, Texas held a public hearing on October 19, 2021, with respect to the proposed Planned Development District as described herein; and

WHEREAS, the City has complied with all requirements of Chapter 211 of the Local Government Code, and all other laws dealing with notice, publication and procedural requirements for the rezoning of the property; and

WHEREAS, the City Council finds that the requested Planned Development District as outlined herein is in the best interest of the City of Saginaw and will promote the health,

safety and general welfare of the citizens of the City of Saginaw and the general public.

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

SECTION 1.

Ordinance No. 2019-07 is hereby amended with respect to the following property:

Tract 2A – Parcel 1, described as approximately 12.3937 acres of land situated in the Benjamin Thomas Survey, Abstract No.1497, Tarrant County, Texas, and being part of a called 15.0736-acre tract of a tract of land described in Special Warranty Deed with Vendor's Lien to AM & JK Development LLC recorded in Instrument No. D217258083 of the Official Public Records of Tarrant County, Texas, as more particularly described on Exhibit "A" attached hereto.

Ordinance No. 2019-07 shall remain unmodified with respect to the remainder of the property described in said ordinance establishing The Square Planned Development District.

SECTION 2.

The use of Tract 2A shall be subject to the development restrictions, terms and conditions set forth in Exhibit "B" attached hereto, as well as the Development Plan attached hereto as Exhibit "C."

SECTION 3.

This Ordinance shall be cumulative of all provisions of ordinances and of the Code of Ordinances of the City of Saginaw, Texas, as amended, except when the provisions of this Ordinance are in direct conflict with the provisions of such ordinances and such code, in which event the conflicting provisions of such ordinances and such code are hereby repealed.

SECTION 4.

It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable, and if any section, paragraph, sentence, clause, or phrase of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining sections, paragraphs, sentences, clauses, and phrases of this Ordinance, since the same would have been enacted by the City Council without the incorporation in this Ordinance of any such unconstitutional

section, paragraph, sentence, clause or phrase.

SECTION 5.

Any person, firm or corporation who violates, disobeys, omits, neglects or refuses to comply with or who resists the enforcement of any of the provisions of this ordinance shall be fined not more than Two Thousand Dollars ($2,000.00) for each offense. Each day that a violation is permitted to exist shall constitute a separate offense.

SECTION 6.

All rights and remedies of the City of Saginaw are expressly saved as to any and all violations of the provisions of Ordinance No. 2002-04 or any ordinances governing zoning that have accrued at the time of the effective date of this Ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by this Ordinance but may be prosecuted until final disposition by the courts.

SECTION 7.

The City Secretary of the City of Saginaw is hereby directed to publish at least twice in the official newspaper of the City of Saginaw, the caption and the penalty clause of this ordinance in accordance with Section 52.013(b) of the Local Government Code.

SECTION 8.

This ordinance shall be in full force and effect from and after its passage and publication as required by law and it is so ordained.

PASSED AND APPROVED ON THIS 18th DAY OF April, 2023.

ATTEST:

EFFECTIVE:

APPROVED AS TO FORM AND LEGALITY:

EXHIBIT "A"

LEGAL DESCRIPTION

BEING a tract of land situated in the Benjamin Thomas Survey, Abstract No.1497, City of Fort Worth, Tarrant County, Texas, and being part of a called 15.0736 acre tract of a tract of land described in Special Warranty Deed with Vendor's Lien to AM & JK Development LLC recorded in Instrument No. D217258083 of the Official Public Records of Tarrant County, Texas, and being more particularly described as follows:

BEGINNING at a point in the north line of said 15.0736 acre tract; from said point the northwest corner of said 15.0736 acre tract, and being a point in the northeast right-of-way line of Old Decatur Road (a variable width right-of-way) bears South 89°30'41" West, a distance of 293.92 feet;

THENCE North 89°30'41" East, along the said north line of the 15.0736 acre tract, a distance of 654.22 feet to a point for northeast corner;

THENCE South 0°31'17" East, along the east line of said 15.0736 acre tract, a distance of 364.36 feet to a point for the southeast corner of said 15.0736 acre tract;

THENCE South 89°31'24" West, along the south line of said 15.0736 acre tract, a distance of 1015.77 feet to a point for corner in the said northeast right-of-way line of Old Decatur Road, and being the southwest corner of said 15.0736 acre tract;

THENCE North 18°14'55" West, along the said northeast right-of-way line of Old Decatur Road, a distance of 168.40 feet to a point for corner; said point being the beginning of a non-tangent curve to the left having a central angle of 16°01'32", a radius of 859.61 feet, a chord bearing and distance of North 64°55'20" East, 239.65 feet;

THENCE in a northeasterly direction, with said curve to the left, an arc distance of 240.43 feet to a point for corner;

THENCE North 18°14'31" West, a distance of 325.48 feet to the **POINT OF BEGINNING** and containing 12.3937 acres or 539,868 square feet of land, more or less.

This document was prepared under 22 Texas Administrative Code §138.95, does not reflect the results of an on the ground survey, and is not to be used to convey or established interests in real property except those rights and interests implied or established by the creation or reconfiguration of the boundary of the political subdivision for which it was prepared.

EXHIBIT "B"

Tract 2A – LAND USE AND DEVELOPMENT STANDARDS TRACT 2A
Multi-Family MF-2

A. Permitted Uses, Property Maintenance and Infrastructure

1. Tract 2A shall allow all uses permitted within the MF-2 District

2. A property management entity shall be established and designed for the maintenance of all associated landscape and amenities, common landscaping and irrigation, building structures, internal access drives, and other similar common areas within Tract 2A.

B. Regulations

1. Development of Tract 2A shall comply with the use and development standards for the MF-2 (Multi-family) District, as existing on the effective date of this PD ordinance, with the exceptions and additions contained in this PD ordinance.

2. Front Building Setback:

    a) Front Building Setback along interior roadway (Saginaw Square Boulevard) shall be reduced to fifteen feet (15'). Private yard fencing, where installed, may encroach seven- and one-half feet (7.5') into the fifteen-foot (15') setback.

3. Minimum distance between buildings: Minimum distance between buildings shall be twenty feet (20').

4. Maximum Lot Coverage: Maximum Lot Coverage shall be 80% (calculated for all land area with the entire zoning area (i.e., entire land area of Tract 2A) including buffers, detention, landscaping, accent hardscape, and future right-of-way).

5. Maximum Density: Maximum density is 261 units. Tract 2A shall be considered one lot for purposes of maximum density calculations. Residential units may be dispersed anywhere within Tract 2A regardless of how the property is platted as one or more separate lots so long as the total density within Tract 2A does not exceed 261 units.

6. Minimum Lot Area: Minimum lot area is 1,800 square feet per dwelling unit, and shall be calculated based on the entire land area of Tract 2A. Tract 2A shall be considered one lot for purposes of minimum lot area calculations regardless of how the property is platted as one or more lots.

7. The area labeled as open space/ drainage (proposed) on sheet 2 of Exhibit "C" shall be reservedfor open space, drainage and detention (if needed).

C. Landscaping

1. Buffer. An average ten foot (10') wide landscaped buffer shall be required adjacent to Saginaw Square Boulevard Right-of-Way.

CI. Signage. Uses on Tract 2A may have signage on one or both of the multi-tenant signs at US-287 and Old Decatur Road.

CII. Planned Development Site Plan Required. A Planned Development Site Plan for Tract 2A shall be reviewed and approved prior to the issuance of a building permit.

1. Development shall occur in substantial accordance with the approved Exhibit "C". Site plan submittals that are deemed to require a variance to the regulations and provisions contained herein shall require review and approval by the Planning and Zoning Commission and City Council.

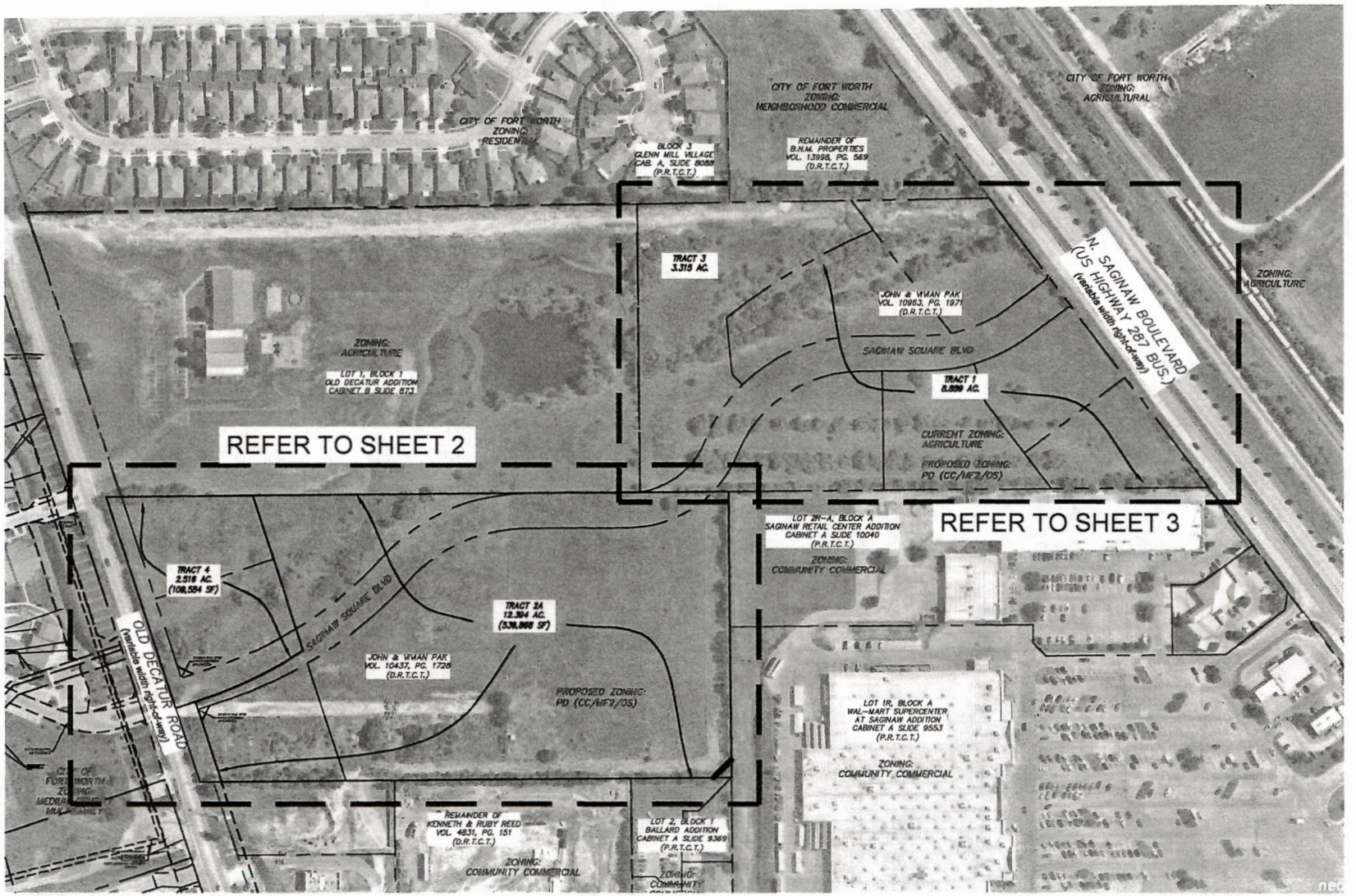
2. Completed Site Plan submittals that are deemed to be in substantial conformance with the regulations and provisions contained herein shall be administratively approved by the City Staff.

Exhibit "C"

Page 1 of 2

GRAPHIC SCALE IN FEET
0 100 200 400

NORTH



nearmap

No.	REVISIONS	DATE	BY

Kimley»Horn
801 CHERRY ST., SUITE 1300, UNIT 11
FORT WORTH, TEXAS 76102
PHONE: 817-335-6511 FAX: 817-335-5070
TEXAS REGISTERED ENGINEERING FIRM F-928

KHA PROJECT

DATE: SEPT 2021
SCALE: AS SHOWN
DESIGNED BY:
DRAWN BY:
CHECKED BY:

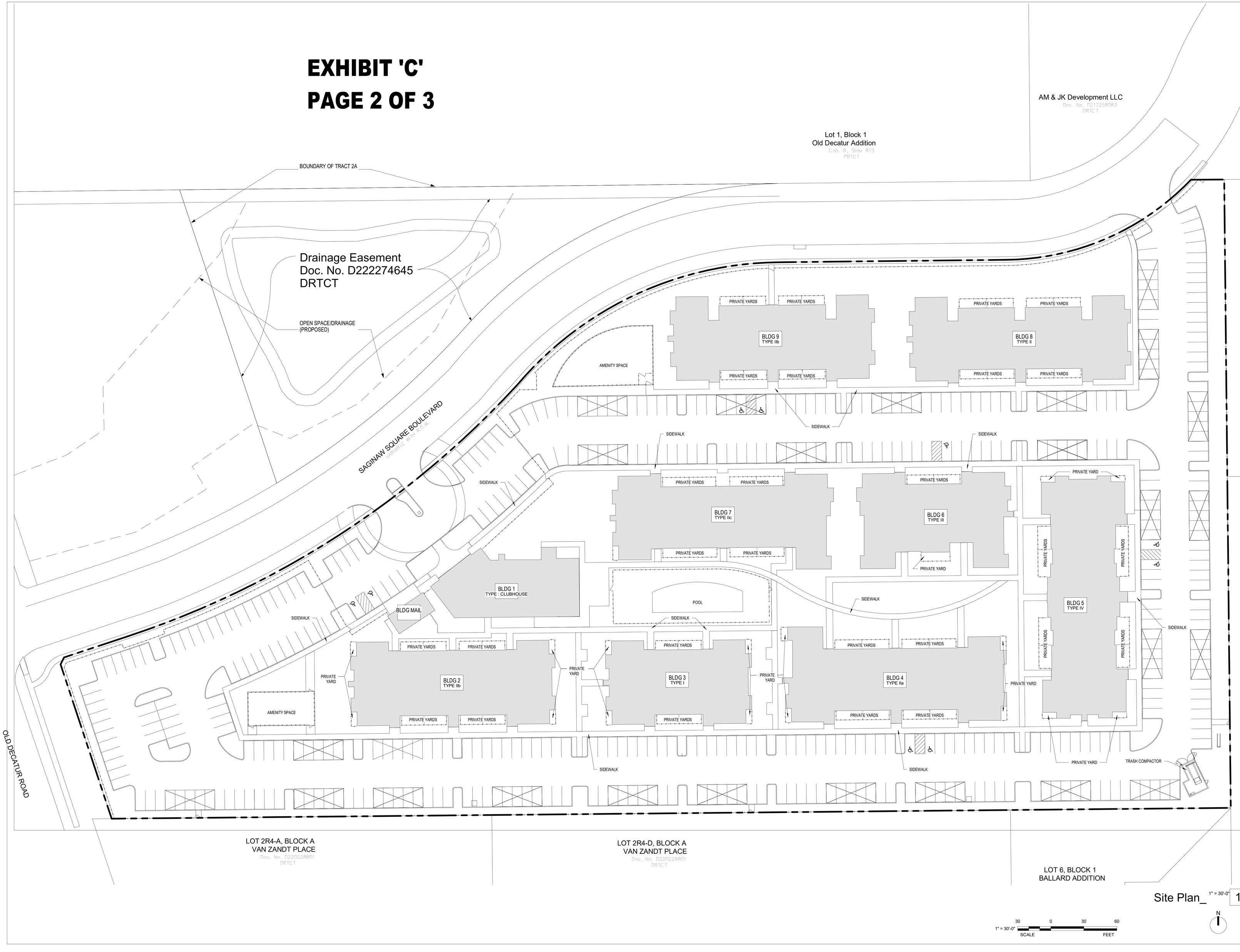
THE SQUARE
CITY OF SAGINAW, TEXAS
TARRANT COUNTY

EXHIBIT C

SHEET NUMBER
1 OF 3

This document, together with the concepts and designs presented herein, as an instrument of service, is intended only for the specific purpose and client for which it was prepared. Reuse of and improper reliance on this document without written authorization and adaptation by Kimley-Horn and Associates, Inc. shall be without liability to Kimley-Horn and Associates, Inc.

EXHIBIT 'C'
PAGE 2 OF 3



Site Plan_ 1" = 30'-0" 1

N

1" = 30'-0" SCALE 30 0 30 60 FEET

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3250 Briarpark Drive
Suite 140
Houston, TX 77042
Phone: (713) 375-1400
www.EDI-International.com
TEXAS CALIFORNIA NEW YORK

ALPINE START DEVELOPMENT

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Kayvon Rabar
kayvon@alpinestartdev.com

CIVIL:
Spiars Engineering
765 Custer
Dallas Texas
Justin Samaan
justin.samaan@spiarsengineering.com

LANDSCAPE:
TBG Partners
2001 BRYAN STREET
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Joseph Kensel
joe.kensel@tbgpartners.com

STRUCTURAL:
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Sewickly Pennsylvania
Steve Lumpp
slumpp@pve-llc.com

MEP:
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15603 Glenn Chase
Houston Texas
Israel Mendez
Israel@hgeconsulting.com

INTERIOR DESIGN:
Ink and Oro
1217 Main Street #300
Dallas Texas
Julian Alva
julian@inkandoro.com

Alpine at the Square
1500 Old Decatur Rd.
Saginaw, TX. 76179
Alpine Start Development

REGISTERED ARCHITECT BRITTEN LEE PERKINS 12130 STATE OF TEXAS 02/28/23

ARCHITECT: BRITTEN L. PERKINS
LICENSE NO.: 12130
COMPANY: EDI INTERNATIONAL,PC.
FIRM ID #: 0802291786

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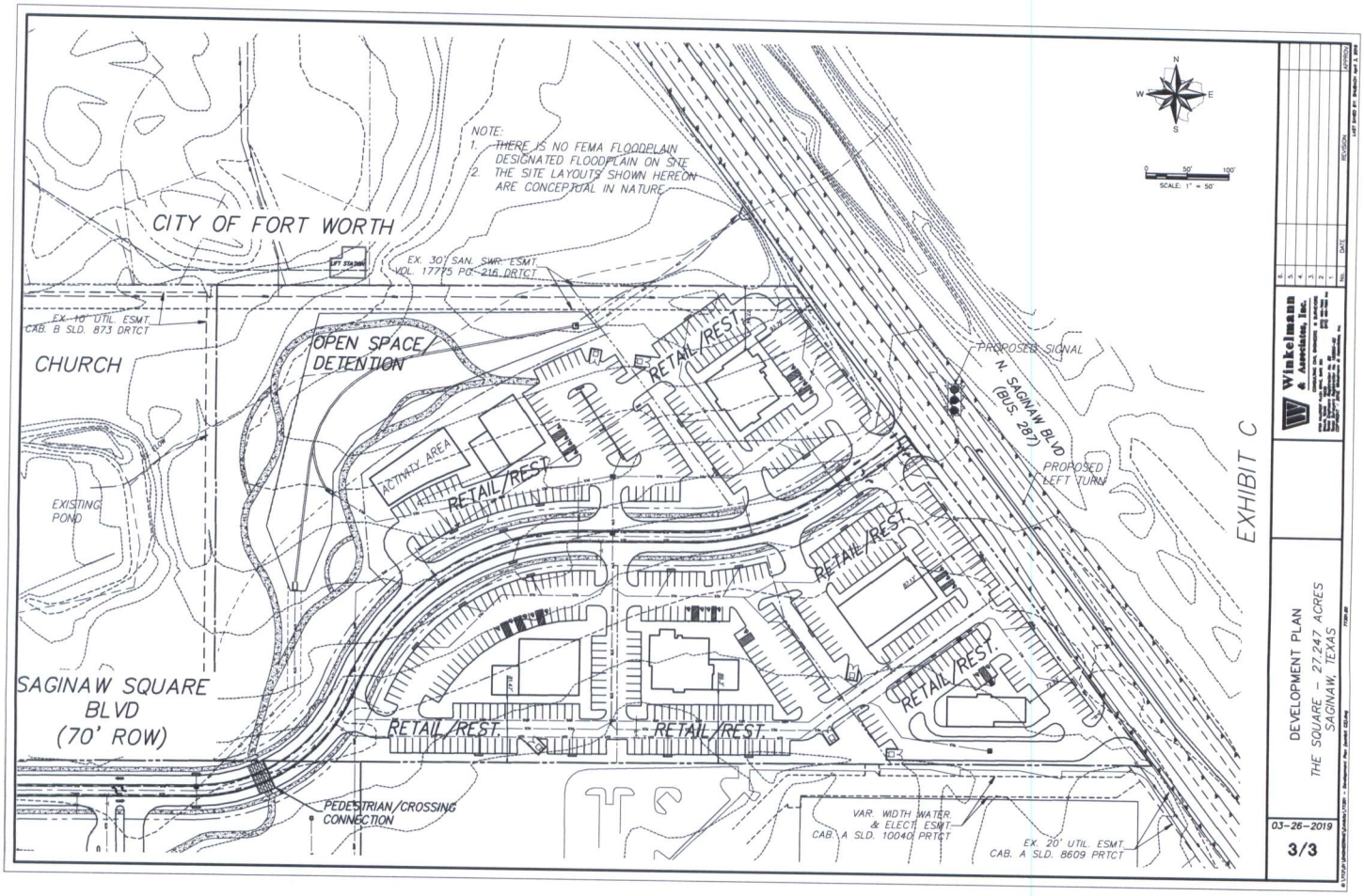
REVISIONS

#	Date	Issue

Project No. 22075
IFP
Issuance:
Issue Date: 02/28/23

DRAWING TITLE
SITE PLAN
EXHIBIT C

DRAWING NUMBER
2 OF 3


NOTE:
1. THERE IS NO FEMA FLOODPLAIN DESIGNATED FLOODPLAIN ON SITE
2. THE SITE LAYOUTS SHOWN HEREON ARE CONCEPTUAL IN NATURE
CITY OF FORT WORTH
EX. 30' SAN. SWR. ESMT. VOL. 17775 PG. 215 DRTCT
EX. 10' UTIL. ESMT. CAB. B SLD. 873 DRTCT
CHURCH
OPEN SPACE/ DETENTION
EXISTING POND
ACTIVITY AREA
RETAIL/REST.
RETAIL/REST.
RETAIL/REST.
RETAIL/REST.
RETAIL/REST.
RETAIL/REST.
PROPOSED SIGNAL
N. SAGINAW BLVD (BUS. 287)
PROPOSED LEFT TURN
SAGINAW SQUARE BLVD (70' ROW)
PEDESTRIAN/CROSSING CONNECTION
VAR. WIDTH WATER & ELECT. ESMT. CAB. A SLD. 10040 PRTCT
EX. 20' UTIL. ESMT. CAB. A SLD. 8609 PRTCT
N
W
E
S
0 50' 100'
SCALE: 1" = 50'
EXHIBIT C
Winkelmann & Associates, Inc.
DEVELOPMENT PLAN
THE SQUARE – 27.247 ACRES
SAGINAW, TEXAS
03-26-2019
3/3