



**SUMMARY OF MEETINGS AND ACTIVITIES
MONDAY, JULY 8, 2013, THROUGH FRIDAY, JULY 12, 2013**

MONDAY, JULY 8, 2013

	<u>TIME</u>	<u>LOCATION</u>
Historic and Cultural Landmarks Commission Work Session	12:30 p.m.	Pre-Council Chamber
Historic and Cultural Landmarks Commission Public Hearing	2:00 p.m.	Council Chamber
Fort Worth Art Commission	5:30 p.m.	Fort Worth Community Arts Center 1300 Gendy Street

TUESDAY, JULY 9, 2013

Audit Committee	10:00 a.m.	Council Chamber
Infrastructure & Transportation Committee	1:00 p.m.	Pre-Council Chamber
Pre-Council Meeting	3:00 p.m.	Pre-Council Chamber
Alliance Airport Authority	<i>Immediately following the Pre-Council meeting</i>	Pre-Council Chamber

WEDNESDAY, JULY 10, 2013

Zoning Commission Work Session	9:00 a.m.	Pre-Council Chamber
Zoning Commission Public Hearing	10:00 a.m.	Council Chamber
Golf Advisory Committee	4:00 p.m.	Parks and Community Services 4200 South Freeway, Room 2200

THURSDAY, JULY 11, 2013

Mayor's Committee on Persons with Disabilities - Quarterly Meeting	8:30 a.m.	Hazel Harvey Peace Center for Neighborhoods 818 Missouri Avenue, Room 201
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FRIDAY, JULY 12, 2013

No meetings

This summary is compiled from data furnished to the Office of the City Secretary by 12:00 p.m. on July 3, 2013, and may not include all meetings to be conducted during the week of July 8, 2013 through July 12, 2013. It is a summary listing only. See individual agendas which are posted in compliance with the Texas Open Meetings Act for detailed information.

**AUDIT COMMITTEE MEETING
TUESDAY, JULY 9, 2013
10:00 A.M.
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

**INFRASTRUCTURE AND TRANSPORTATION COMMITTEE MEETING
TUESDAY, JULY 9, 2013
1:00 P.M.
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

**ALLIANCE AIRPORT AUTHORITY, INC. MEETING
(IMMEDIATELY FOLLOWING THE PRE-COUNCIL MEETING SCHEDULED TO BEGIN AT 3:00 P.M.)
TUESDAY, JULY 9, 2013
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

**PRE-COUNCIL MEETING
TUESDAY, JULY 9, 2013
3:00 P.M.
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

1. Report of the City Manager - **Tom Higgins, City Manager**

- a. Changes to the City Council Agenda
- b. Upcoming and Recent Events
- c. Organizational Updates and Employee Recognition(s)
- d. Informal Reports

[IR 9567](#): April 2013 - Sales Tax Update

[IR 9568](#): Incentivized Developments Within the West Seventh Urban Village

[IR 9569](#): Owner-Initiated Full-Purpose Annexation of 8.1 Acres for the
16100 Block of Three Wide Drive

[IR 9570](#): Proposed Council-Initiated Zoning Changes for Certain
Properties Located West of Hemphill Street and North of
FM 1187

[IR 9571](#): Injury Leave and Workers' Compensation Benefits for Police Officers
Lisa Ramsey and Richard Lambing

2. Current Agenda Items - **City Council Members**

- a. Overview of Significant Zoning Cases - **Dana Burghdoff, Planning and Development**

3. Responses to Items Continued from a Previous Week

- a. [M&C PZ-3008](#) - Adopt Resolution Amending the City's Three-Year Annexation Plan to Add Approximately 287.0 - Acre Tract of Land Located South of Blue Mound Road and West of the City of Haslet (COUNCIL DISTRICT 7 - Dennis Shingleton) **(Continued from January 8, 2013 by Council Member Shingleton)**
- b. [ZC-13-049](#) - City of Fort Worth Planning and Development; Text Amendment: Airport Overlay and Compatible Use Zones; An Ordinance amending the Zoning Ordinance of the City of Fort Worth, being Ordinance No. 13896, as amended, codified as Appendix "A" of the Code of The City of Fort Worth (1986), to amend:
 - Article 4 "Overlay Districts", of Chapter 4, "District Regulations" to add a new section, Section 4.405 "Airport/Airfield Overlay ("AO") District";
 - Providing for regulations for Airport Overlay Zones and Compatible Use Zones ("AO-CUZ") Restrictions for incompatible uses within Clear Zones and Accident Potential Zones for the Naval Air Station Fort Worth Joint Reserve Base; and
 - To revise Chapter 9, "Definitions" to add definitions related to airports

To review the proposed amendments:

<http://www.fortworthtexas.gov/planninganddevelopment/zoningcommission.aspx>
 (ALL COUNCIL DISTRICTS) **(Recommended for Approval by the Zoning Commission) (Continued from June 4, 2013 by Council Member Shingleton)**

- c. [ZC-13-050](#) - City of Fort Worth Planning and Development, North and South of NAS FW JRB Runways; from: various zoning districts to: add Airport Overlay/Compatible Use Zone Overlay Districts (COUNCIL DISTRICT 3 - Zim Zimmerman and COUNCIL DISTRICT 7 - Dennis Shingleton) **(Recommended for Approval by the Zoning Commission) (Continued from June 4, 2013 by Council Member Shingleton)**
- 4. Council Proposal No. 295 - Rename Dirks Road, Which Runs Between Granbury Road and Lakeside Drive to Altamesa Boulevard - **Council Member Jungus Jordan and Council Member Zim Zimmerman**
 Attachment(s):
[Council Proposal No. 295 - Attached.pdf](#)
- 5. Council Proposal No. 296 - Rename a Portion of East 1st Street to Randol Mill Road East of Beach Street - **Council Member Danny Scarth and Council Member Kelly Allen Gray**
 Attachment(s):
[Council Proposal No. 296 - Attached.pdf](#)
- 6. Briefing on Oncor's Public Information System - **Fernando Costa, City Manager's Office, Richard Casarez and Suzan Green, Oncor Electric Delivery Company**
- 7. Briefing on Line-of-Duty Injury Benefits and Return-to-Work Options - **Ron Josselet, Human Resources Department**
- 8. Discussion of a Tax Abatement Agreement with Greystar GPII, LLC, for the Development of a Multi-Family Complex in the Linwood Neighborhood - **Robert Sturns, Housing and Economic**

Development

9. City Council Requests for Future Agenda Items and/or Reports
10. Executive Session (PRE-COUNCIL CHAMBER) - **SEE ATTACHMENT A**
Attachment(s):
[Executive Session Agenda - Attachment A.pdf](#)

This facility is wheelchair accessible. For accommodations or sign interpretive services, please call the City Manager's Office at 817-392-6143, 48 hours in advance.

ATTACHMENT A

EXECUTIVE SESSION **(PRE-COUNCIL CHAMBER, CITY HALL)** **Tuesday, July 9, 2013**

The City Council will conduct a closed meeting in order to:

1. Seek the advice of its attorneys concerning the following pending or contemplated litigation or other matters that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules, as authorized by Section 551.071 of the Texas Government Code:
 - a. Legal issues related to bond elections;
 - b. Legal issues related to the Voting Rights Act; and
 - c. Legal issues concerning any item listed on today's City Council meeting agendas;
2. Deliberate the purchase, sale, lease or value of real property in accordance with Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party;
3. Deliberate concerning economic development negotiations as authorized by Section 551.087 of the Texas Government Code; and
4. Deliberate the deployment, or specific occasions for implementation, of security personnel or devices, in accordance with Section 551.076 of the Texas Government Code.

**CITY COUNCIL AGENDA
FOR THE MEETING AT 7:00 P.M. TUESDAY, JULY 09, 2013
CITY COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

- I. CALL TO ORDER**
- II. INVOCATION** - Pastor James Womack, Destiny Church
- III. PLEDGE OF ALLEGIANCE**
- IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF JUNE 4, 2013 AND MINUTES OF CALLED-SPECIAL MEETING OF JUNE 18, 2013**
- V. OUTGOING REMARKS OF COUNCIL MEMBER FRANK MOSS**
- VI. PRESENTATION FROM THE CITY COUNCIL AND OTHERS TO COUNCIL MEMBER FRANK MOSS**
- VII. ADMINISTRATION OF OATH OF OFFICE TO COUNCIL MEMBER ELECT GYNA M. BIVENS AND PRESENTATION OF CERTIFICATE OF ELECTION**
- VIII. REMARKS AND INTRODUCTIONS BY COUNCIL MEMBER GYNA M. BIVENS**
- IX. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA**
- X. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF**

XI. CONSENT AGENDA

Items on the Consent Agenda require little or no deliberation by the City Council. Approval of the Consent Agenda authorizes the City Manager, or his designee, to implement each item in accordance with staff recommendations.

A. General - Consent Items

- 1. [M&C G-17922](#) - Authorize Release of City Liens and Accrued Interest Filed on the Property Located at 3900 Hemphill Street for the Redevelopment of Terry's Supermarket (COUNCIL DISTRICT 9)
- 2. [M&C G-17923](#) - Authorize Execution of Amendment No. 3 to City Secretary Contract No. 28336 with Allied Waste Systems, Inc. d/b/a Trinity Waste Services, for the Lease and Operation of the Southeast Landfill (ALL COUNCIL DISTRICTS)
- 3. [M&C G-17924](#) - Authorize Acceptance of Funds from Tarrant County 9-1-1 District in the Amount of \$340,693.00 for the Public Safety Answering Points' Assistance Reimbursement Program for Fiscal Year 2013 and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
- 4. [M&C G-17925](#) - Adopt Resolution Authorizing an Increase of \$400,000.00 in the Maximum Amount to be Paid to S.G. Johndroe, III and the Law Firm Cantey Hanger, LLP, as Outside Counsel for Legal Matters Related to the Alliance Airport Runway Extension Project, Thereby Increasing the Total Amount of Compensation to \$1,500,000.00 (COUNCIL DISTRICT 7)
- 5. [M&C G-17926](#) - Adopt Resolution Authorizing the Increase of \$30,000.00 in the Maximum Amount to be Paid to Dwight A. Shupe and

the Law Firm of Shupe, Ventura, Lindelow & Olson, PLLC, as Outside Counsel in the Alliance Airport Runway Extension Project in the Amount Not to Exceed \$90,000.00 (COUNCIL DISTRICT 7)

6. [M&C G-17927](#) - Authorize Application for and Acceptance of, if Awarded, Funds Totaling \$86,500.00 from the Amon G. Carter Foundation, the Sid W. Richardson Foundation and the Crystelle Waggoner Charitable Trust for the 2013 Como Community Center Youth Programs and Adopt Appropriation Ordinance (COUNCIL DISTRICT 3)

B. Purchase of Equipment, Materials, and Services - Consent Items

1. [M&C P-11540](#) - Authorize Non-Exclusive Purchase Agreements with Makro Technologies, Inc., P.I.E. Management, LLC, TBey Consulting Group, Inc., and TS Staffing Services, Inc., for a Combined Amount Up to \$525,000.00 for the First Year, to Provide Temporary Professional Employment Services to the City of Fort Worth (ALL COUNCIL DISTRICTS)
2. [M&C P-11541](#) - Authorize Non-Exclusive Purchase Agreements with Brenntag Southwest, Inc., DPC Industries, Co., Pennco, Inc., and Key Chemical, Inc., to Provide Water Treatment Chemicals to the Water Department for a Combined Amount Up to \$2,000,000.00 for the First Year (ALL COUNCIL DISTRICTS)
3. [M&C P-11542](#) - Authorize Purchase Agreement to HD Supply Waterworks, LTD, in the Amount Up to \$60,000.00 for the First Year, for Various Flexible Pipe Couplings and Adapters for the Water Department (ALL COUNCIL DISTRICTS)
4. [M&C P-11543](#) - Authorize Purchase of Four Brush Chippers from Vermeer Equipment of Texas, Inc., in the Amount of \$152,828.00 Using a Cooperative Contract for the Parks and Community Services Department (ALL COUNCIL DISTRICTS)
5. [M&C P-11544](#) - Authorize Sole Source Purchase Agreement with Pan-Tech Controls Company in the Amount Up to \$95,000.00 for the First Year, for Endress+Hauser Instrumentation, Meters, Repair Service and Parts for the Water Department (ALL COUNCIL DISTRICTS)
6. [M&C P-11545](#) - Authorize Purchase of Two Truck Tractors from Rush Truck Centers of Texas, L.P., in the Amount of \$289,071.00, Using a Texas Association of School Boards Cooperative Contract for the Transportation and Public Works and Water Departments (ALL COUNCIL DISTRICTS)
7. [M&C P-11546](#) - Authorize Sole Source Purchase Agreement for the Whelen CanTrol Emergency Light and Siren Management Systems from Baby Jack II Automotive LTD d/b/a Caldwell Country Chevrolet, in the Amount of \$98,644.00 for the Police Department (ALL COUNCIL DISTRICTS)
8. [M&C P-11547](#) - Authorize Sole Source Agreement with Informa Systems, Inc., in the Amount of \$61,000.00 for the First Year for Learning Management Services for the Police Department (ALL COUNCIL DISTRICTS)

9. [M&C P-11548](#) - Authorize Purchase of Cues TV Camera and Video System Also Known as Video Camera Inspection System from Austin Truck and Equipment, LTD d/b/a Freightliner of Austin, in the Amount of \$150,517.00, Using a Texas Association of School Boards Cooperative Contract for the Water Department (ALL COUNCIL DISTRICTS)
10. [M&C P-11549](#) - Authorize Purchase of Two Animal Control Trucks for the Code Compliance Department from Baby Jack II Automotive LTD d/b/a Caldwell Country Ford, in the Amount of \$78,252.00 Using a Texas Association of School Boards Cooperative Contract (ALL COUNCIL DISTRICTS)
11. [M&C P-11550](#) - Authorize Purchase of an Open Vision LT X-Ray System for the Fire Department from QSA Global, Inc., in the Amount of \$62,590.17 Using a General Services Administration Cooperative Contract (ALL COUNCIL DISTRICTS)
12. [M&C P-11551](#) - Authorize Sole Source Purchase from Remotec, Inc., in the Amount of \$179,751.00, of a Remotec Bomb Robot System, Equipment and Accessories for the Fire Department (ALL COUNCIL DISTRICTS)
13. [M&C P-11552](#) - Authorize Purchase of a Crane Truck from Rush Truck Centers of Texas, L.P., in the Amount of \$240,557.00, Using a Houston Galveston Area Council Cooperative Contract for the Water Department (ALL COUNCIL DISTRICTS)

C. Land - Consent Items

1. [M&C L-15563](#) - Authorize Direct Sale of a Tax-Foreclosed Property Located at 2709 East Rosedale Street to Luz Elena Castro and Miguel Angel Castro for a Sale Price in the Amount of \$11,988.12, in Accordance with Section 34.05 of the Texas Tax Code (COUNCIL DISTRICT 8)
2. [M&C L-15564](#) - Authorize Direct Sale of a Tax-Foreclosed Property Located at 5217 Pinson Street to Essie Mishaw for a Sale Price in the Amount of \$3,100.00, in Accordance with Section 34.05 of the Texas Tax Code (COUNCIL DISTRICT 5)
3. [M&C L-15565](#) - Authorize Sale of Seventy Tax-Foreclosed Properties in the Amount of \$384,697.87, in Accordance with Section 272.001 of the Texas Local Government Code and Section 34.05 of the Texas Tax Code (COUNCIL DISTRICTS 2, 3, 4, 5, 8 and 9)
4. [M&C L-15566](#) - Authorize Acquisition of a Fee Simple Interest in Three Parcels for a Total of 0.085 Acres for Right-of-Way and Easement Interest in Two Parcels for a Total of 0.088 Acres for Permanent Drainage Easements for the Alsbury Boulevard Paving and Drainage Improvement Project No. 01273, Located East of I-35W from Gayatri Savitir, Inc., Fort Worth Transportation Authority, and James Huck, LLC, for \$71,030.00 and Pay the Estimated Closing Costs of \$9,000.00 for a Total in the Amount of \$80,030.00 and Adopt Appropriation Ordinance (COUNCIL DISTRICT 6)
5. [M&C L-15567](#) - Authorize Acquisition of Fee Simple Interest in a Total of

0.953 Acres for Right-of-Way, Easement Interest in a Total of 0.058 Acres for Permanent Drainage Easements and 0.176 Acres for Temporary Construction Easements for the Old Decatur Road Street Drainage Improvement Project, Located South of WJ Boaz Road to McLeroy Boulevard for \$65,712.00 and Pay the Estimated Closing Costs in the Amount of \$15,000.00 for a Total in the Amount of \$80,712.00 (ETJ NEAR COUNCIL DISTRICT 7)

6. [M&C L-15568](#) - Authorize Acquisition of a Fee Simple Interest in 0.2869 Acres of Land in Vacant Lots for the East Como Channel Improvements Project Located at 5213 Blackmore Avenue from Barnell Mitchell in the Amount of \$18,750.00 and Payment of the Estimated Closing Costs in the Amount of \$2,000.00 for a Total Cost in the Amount of \$20,750.00 (COUNCIL DISTRICT 7)
7. [M&C L-15569](#) - Authorize Acquisition of a Fee Simple Interest in 0.026 Acres of Land for the Loving Channel Drainage Improvements Project Located at 3001 Prairie Avenue from Richard Hignight in the Amount of \$2,500.00 and Pay Estimated Closing Costs in the Amount Up to \$1,500.00 (COUNCIL DISTRICT 2)
8. [M&C L-15570](#) - Authorize Acquisition of a Fee Simple Interest in 0.0186 Acres, a Temporary Construction Easement on 0.0220 Acres, and a Permanent Drainage Easement on 0.0250 Acres Located at 300 NE 21st Street from TJB Enterprises, LLC, for Major Drainage Improvements to Mercado Channel in the Amount of \$62,253.50, and Authorize Payment of Estimated Closing Costs in the Amount Up to \$5,000.00, for a Total Acquisition Cost in the Amount of \$67,253.50 (COUNCIL DISTRICT 2)
9. [M&C L-15571](#) - Authorize Acquisition of a Fee Simple Interest in 0.128 Acres of Land for the Greenfield Acres Drainage Improvement Project Located at 5728 Fathom Drive Owned by Sibelius Development LLC, in the Amount of \$29,000.00 and Pay Estimated Closing Costs in the Amount Up to \$1,200.00 for a Total Cost of \$30,200.00 (COUNCIL DISTRICT 2)

D. Planning & Zoning - Consent Items

1. [M&C PZ-3023](#) - Authorize Initiation of Rezoning for Certain Properties in the Alliance Airport Area in Accordance with the Comprehensive Plan (COUNCIL DISTRICT 7)

E. Award of Contract - Consent Items

1. [M&C C-26304](#) - Authorize Execution of a Contract for Receipt in the Amount Up to \$64,350.00, Including Interest, with the United States Equal Employment Opportunity Commission to Process Employment Discrimination Cases for Fiscal Year 2013 for the Human Relations Unit of the City Manager's Office and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
2. [M&C C-26305](#) - Authorize Execution of an Interlocal Agreement Between

the Railroad Commission of Texas and the City of Fort Worth for Facility Sharing of Space at 401 West 13th Street, Fort Worth, Texas (COUNCIL DISTRICT 9)

3. [M&C C-26306](#) - Authorize Execution of a Professional Services Agreement with Education & Government Information Technology Services in the Amount Not to Exceed \$200,000.00 Per Contract Year for Information Technology Network Infrastructure and Architecture Consulting Services (ALL COUNCIL DISTRICTS)
4. [M&C C-26307](#) - Authorize Expenditure in the Amount of \$304,499.83 to the Fort Worth and Western Railroad Company for Construction of Henderson Detour Railroad-Crossing and Related Equipment, Authorize Expenditure in the Amount of \$204,523.50 to the Fort Worth and Western Railroad Company for Construction of Railroad-Crossing and Related Equipment for the Temporary Reopening of North Commerce Street, Authorize Execution of a Settlement Agreement in Lieu of Condemnation with the Fort Worth and Western Railroad Company in the Amount of \$200,000.00 for Railroad-Crossing License Fees and Easement Acquisition for a Total in the Amount of \$709,023.33 for Construction of Trinity River Vision-Related Railroad Crossings and Adopt Appropriation Ordinance (COUNCIL DISTRICTS 2 and 9)
5. [M&C C-26308](#) - Adopt Resolution Authorizing Employment of McCall, Parkhurst & Horton L.L.P. and Kelly Hart & Hallman LLP, to Represent the City in Matters Related to the Issuance of Bonds and Other Debt Instruments (ALL COUNCIL DISTRICTS)
6. [M&C C-26309](#) - Authorize Execution of an Agreement with the Tarrant County and the Tarrant County Tax Assessor-Collector for Ad Valorem Tax Assessment and Collection Services for Fiscal Year 2014 for Approximately \$471,960.00 (ALL COUNCIL DISTRICTS)
7. [M&C C-26310](#) - Amend Mayor and Council Communication C-25710 to Extend Completion Deadline Under Proposed Tax Abatement Agreement with NGC Renewables, LLC, or an Affiliated Entity for Construction of a 120,000 Square Foot North American Headquarters and Manufacturing Facility at 5500 Alliance Gateway Freeway (COUNCIL DISTRICT 7)
8. [M&C C-26311](#) - Authorize Execution of Change Order No. 5 to City Secretary Contract No. 40679, with Concho Construction Company, Inc., in the Amount of \$70,312.44 for the Construction of Clearfork Main Street Bridge, Thereby Increasing the Total Contract Amount to \$9,956,732.60 (COUNCIL DISTRICT 3)
9. [M&C C-26312](#) - Authorize Execution of a Contract with Bradley Douglas Construction Services, LLC., in the Amount of \$539,640.00 for Concrete Restoration at Eleven Locations (COUNCIL DISTRICTS 3, 4, 5, 6 and 8)
10. [M&C C-26313](#) - Authorize Execution of a Three-Year Non-Exclusive Professional Services Agreement with Rosa Lowinger &

Associates, Inc., for Maintenance and Conservation Treatment of Various Artworks in the Fort Worth Public Art Collection in the Amount Not to Exceed \$60,000.00 (ALL COUNCIL DISTRICTS)

11. [M&C C-26314](#) - Adopt Resolution Authorizing Funding for the Oversight and Quality Control of the Construction Inspection Portion of a Previously Approved Local Project Advance Funding Agreement with the Texas Department of Transportation in the Amount of \$97,635.00 for Dirks Road Widening to Six Lanes Between the Eastern Limit of the Future Chisholm Trail Parkway and Granbury Road (COUNCIL DISTRICTS 3 and 6)
12. [M&C C-26315](#) - Authorize Execution of Change Order Nos. 28 Through 31 by the Texas Department of Transportation Resulting in an Increased Construction Contract Cost in the Amount of \$94,456.55 for the Ongoing Construction of Golden Triangle Boulevard from IH-35W to US 377 for a Total Contract in the Amount of \$19,256,705.39 (COUNCIL DISTRICTS 4 and 7)
13. [M&C C-26316](#) - Authorize Execution of a Stormwater Facility Maintenance Agreement with Commercial Metals Company for Property Located at 4500 Old Decatur Road, J. T. Hobbs Survey, Abstract 806, The C.E.P.I. Survey, Abstract 383, and The J. Bowman Survey, Abstract No. 80 at No Expense to the City (COUNCIL DISTRICT 2)
14. [M&C C-26317](#) - Authorize Execution of a Stormwater Facility Maintenance Agreement with Winco Foods, LLC, for the Property Located at 2101 Sycamore School Road Containing 12.499 Acres of Land in Lot BR2, Block 1, Sycamore Pointe Addition at No Expense to the City (COUNCIL DISTRICT 8)
15. [M&C C-26318](#) - Authorize Credit Sales Agreement with Trinity River Mitigation Bank, LTD, in the Amount of \$69,300.00 for the Mitigation of Waters of the United States Associated with the 9700 Trinity Boulevard Culvert Improvements Project (COUNCIL DISTRICT 5)
16. [M&C C-26319](#) - Authorize Execution of an Engineering Services Agreement with Dunaway & Associates, L.P., in the Amount of \$387,787.00 for the Design of the Bellaire Park Court Drainage Improvements Project (COUNCIL DISTRICT 3)
17. [M&C C-26320](#) - Authorize Engineering Agreement with Wade Trim, Inc., in the Amount of \$524,244.00 for the Design of the Westcliff Drainage Improvements Project (COUNCIL DISTRICTS 3 and 9)
18. [M&C C-26321](#) - Authorize Execution of an Agreement with Brown & Gay Engineers, Inc., in the Amount of \$241,550.00 for Technical Assistance with Managing Trash and Debris in Stormwater Runoff as well as Promoting a Program of Credits for Stormwater Quality Management (ALL COUNCIL DISTRICTS)
19. [M&C C-26322](#) - Authorize Execution of a Professional Services Agreement with Freese and Nichols, Inc., in the Amount Not to Exceed

\$164,371.00 to Review and Improve the City's Drainage Design Standards and Review Process, Increasing Appropriations in the Stormwater Utility Fund in the Amount of \$164,371.00 and Decreasing the Available Cash Balance by the Same Amount and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)

20. [M&C C-26323](#) - Authorize Execution of Amendment No. 1 in the Amount of \$193,984.00 to an Engineering Agreement with Freese and Nichols, Inc., for Open Channel Study of a Tributary of Mary's Creek Known as Stream MSC-2, Thereby Revising the Total Contract Cost to \$387,169.00 (COUNCIL DISTRICTS 3 and 7)
21. [M&C C-26324](#) - Adopt Appropriation Ordinance in the Amount of \$51,606.75 for the Police Department's Participation in the Tarrant County Safe Streets Task Force (ALL COUNCIL DISTRICTS)
22. [M&C C-26325](#) - Ratify Application for and Authorize Acceptance of a Grant, if Awarded, in the Amount Up to \$60,000.00 from the Texas School Safety Center at Texas State University-San Marcos, Authorize Execution of Related Agreement with Texas State University-San Marcos for Operations to Discourage the Sale of Tobacco Products to Minors and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
23. [M&C C-26326](#) - Authorize Execution of Various Agreements and Addendums with Various Agencies of the United States Department of Justice for Participation in the Organized Crime Drug Enforcement Task Force to Allow Fort Worth Police Officers to be Assigned to the Task Force on an As-Needed Basis, Accept Grant Funds in the Amount Up to \$150,000.00 and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
24. [M&C C-26327](#) - Authorize Execution of a Memorandum of Agreement Between the City of Fort Worth and the Federal Emergency Management Agency to Join the Integrated Public Alert and Warning System Program (ALL COUNCIL DISTRICTS)

XII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. OCS - 1890 - Notice of Claims for Alleged Damages and/or Inquiries

XIII. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. Presentation of Proclamation for No Kid Hungry Summer

XIV. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events
2. Recognition of Citizens
3. Approval of Ceremonial Travel

XV. PRESENTATIONS BY THE CITY COUNCIL

1. Changes in Membership on Boards and Commissions
2. Council Proposal No. 295 - Rename Dirks Road, Which Runs Between Granbury Road and Lakeside Drive to Altamesa Boulevard
3. Council Proposal No. 296 - Rename a Portion of East 1st Street to Randol Mill Road East of Beach Street

XVI. PRESENTATIONS AND/OR COMMUNICATIONS FROM BOARDS, COMMISSIONS AND/OR CITY COUNCIL COMMITTEES

XVII. ZONING HEARING

1. [ZC-13-003](#) - (CD 5) - Emanuel Milledge, 3300 Fite Street; from: "AG" Agricultural to: "PD/SU" Planned Development/Specific Use for outside storage; site plan waiver requested. **(Recommended for Denial without Prejudice by the Zoning Commission)**
2. [ZC-13-049](#) - (CD-ALL) - City of Fort Worth Planning & Development; Text Amendment: Airport Overlay and Compatible Use Zones; An Ordinance amending the Zoning Ordinance of the City of Fort Worth, being Ordinance No. 13896, as amended, codified as Appendix "A" of the Code of The City of Fort Worth (1986), to amend:
 - Article 4 "Overlay Districts", of Chapter 4, "District Regulations" to add a new section, Section 4.405 "Airport/Airfield Overlay ("AO") District";
 - Providing for regulations for Airport Overlay Zones and Compatible Use Zones ("AO-CUZ") Restrictions for incompatible uses within Clear Zones and Accident Potential Zones for the Naval Air Station Fort Worth Joint Reserve Base; and
 - To revise Chapter 9, "Definitions" to add definitions related to airports

To review the proposed amendments:

<http://www.fortworthtexas.gov/planninganddevelopment/zoningcommission.aspx>
(Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)

3. [ZC-13-050](#) - (CD 3, CD 7) - City of Fort Worth Planning and Development, North and South of NAS FW JRB Runways; from: various zoning districts to: add Airport Overlay/Compatible Use Zone Overlay Districts **(Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)**
4. [ZC-13-063](#) - (CD 5) - Harold and Maudia Hamilton, 2002 Stalcup Road; from: "A-5" One-Family to: "E" Neighborhood Commercial **(Recommended for Approval by the Zoning Commission)**
5. [ZC-13-072](#) - (CD 5) - Ronald Reaves, 3551 Tarrant Main Street; from: "AG" Agricultural to: "PD/I" Planned Development for all uses in "I" Light Industrial plus single-family residence; site plan waiver recommended. **(Recommended for Approval by the Zoning Commission)**
6. [ZC-13-073](#) - (CD 7) - Hudson Services Inc., 3010 Keller Hicks Road; from: "MH" Manufactured Housing to: "E" Neighborhood Commercial **(Recommended for Approval by the Zoning Commission)**
7. [ZC-13-074](#) - (CD 2) - Francisco Medina, 1300 Harrington Avenue; from: "A-5" One-Family to: "ER" Neighborhood Commercial Resitricted **(Recommended for Approval by the Zoning Commission)**
8. [ZC-13-075](#) - (CD 5) - Royce Sanders (Sanders Family Partnership), 3912 Eules South Main Street; from: "AG" Agricultural to: "I" Light Industrial **(Recommended for Approval by the Zoning Commission)**
9. [ZC-13-078](#) - (CD 5) - Bell Helicopter Textron, Inc., 800 Block SH 10; from: "A-5" One-Family and "MU-1" Low Intensity Mixed Use to: All uses in "PD-588" Planned Development/Specific Use including: day care center; government office facility; health services facility including doctor's office or medical clinic; electric

power substation (SE); telecommunications antenna (SE); telecommunications tower (SE); utility transmission or distribution line; health or recreation club; restaurant, cafe or cafeteria; offices; convenience store; parking area or garage, commercial or auxiliary; assembly of pre-manufactured parts for helicopters; machine shops; manufacture of aluminum or metals; outdoor storage; paint mixing or spraying; sheet metal shop; warehouse or bulk storage; welding shop; galvanizing, sheet or structural shapes; manufacture of helicopters; manufacture of dies, cores, die-casting molds; metal stamping, dyeing, shearing or punching; helistop landing area; executive offices and supporting operations for a corporate office; U.S. government personnel (customer); integrated systems installation; electrical wire assembly; helicopter modification & assembly; metal rotor blade manufacturing; painting operations; engineering research & development; unmanned vehicle assembly; government helicopter delivery; composite parts/blade manufacturing; material storage; tooling manufacturing; engineering process labs; flight simulators; satellite antenna (dish); residence for security purposes; site plan waiver recommended. **(Recommended for Approval by the Zoning Commission)**

10. [ZC-13-079](#) - **(CD 3)** - Conti Ridgmar, L.L.C, 2600 South Cherry Lane; from: PD-930" Planned Development for all uses in "E" Neighborhood Commercial plus furniture upholstery, refinishing or resale; mini-warehouses; assembly of pre-manufactured parts, except for vehicles, trailers, airplanes or mobile homes; carpet and rug cleaning; food processing (no slaughtering); furniture or cabinet repair or construction; manufacture of artificial flowers, ornaments, awnings, tents, bags, brooms or brushes, buttons and novelties, canvass products, clothing, suits, coats or dresses for wholesale trade, plastics; monument/marble works, finishing and carving only and stone monument works; paper box manufacture; pattern shop; rubber stamping, shearing/punching; rubber stamp manufacture; sheet metal shop, warehouse or bulk storage; wholesale bakery, produce market or wholesale house; wholesale office or sample room; production, manufacture and wholesale retail sales of candy and other confections; multi-tenant warehouse distribution facility; and sewing, embroidery, screen printing, and all uses to be located inside the building, and to include specialty crafting, forming, laminating and repair of acrylic sheets for aircraft windows; site plan waived to: "PD/E" Planned Development for all uses in "E" Neighborhood Commercial plus motel; site plan included. **(Recommended for Approval by the Zoning Commission)**
11. [ZC-13-080](#) - **(CD 6)** - Larry Martin, 7833 Summer Creek Drive; from: "PD-246A" Planned Development for all uses in "E" Neighborhood Commercial with conditions and limited to day care use during the day only; site plan waived to: "PD-246" "PD/E" Planned Development for all uses in "E" Neighborhood Commercial excluding tattoo parlor and massage parlor; site plan included. **(Recommended for Approval by the Zoning Commission)**
12. [ZC-13-081](#) - **(CD 4)** - Service Plus Automotive Repair & Maintenance, LLC, 3300 Block N. Tarrant Parkway/8509 Old Denton Road; from: "AG" Agricultural to: "PD/E" Planned Development for all uses in "E" Neighborhood Commercial plus minor auto repair, oil change, and emissions testing, no outside storage; site plan included. **(Recommended for Approval by the Zoning Commission)**

XVIII. REPORT OF THE CITY MANAGER

A. Benefit Hearing - None

B. General

1. [M&C G-17928](#) - Consider a Waiver Request by XTO Energy, Inc., for a Permit to Drill Gas Wells Less Than 600 Feet from a Protected Use on the Powell Pad A Lease Located at 12497

Old Denton Road (COUNCIL DISTRICT 7)

2. [M&C G-17929](#) - Consideration of Extension of Injury Leave-of-Absence Pay Benefits in the Amount of \$77,292.80 for Police Officer Lisa Ramsey for the Period of July 5, 2013 Through July 4, 2014 (ALL COUNCIL DISTRICTS)
3. [M&C G-17930](#) - Consideration of Extension of Injury Leave-of-Absence Pay Benefits in the Amount of \$77,292.80 for Police Officer Richard Lambing for the Period of July 9, 2013 Through July 8, 2014 (ALL COUNCIL DISTRICTS)
4. [M&C G-17931](#) - Authorize Temporary Closure of North Beach Street from Heritage Glen Drive to Heritage Trace Parkway for Roadway Construction Activities from July 15, 2013 to November 22, 2013 (COUNCIL DISTRICT 4)
5. [M&C G-17932](#) - Authorize Acceptance of Donations Valued in the Amount of \$79,100.00 from the Moncrief Endowment Fund for Renovations to the Dorothea Leonhardt Lecture Hall in the Deborah Beggs Moncrief Garden Center and Water Lilies in the Moncrief Fountain at the Fort Worth Botanic Garden (COUNCIL DISTRICT 7)
6. [M&C G-17933](#) - Authorize Acceptance of a Donation from the Fort Worth Garden Club of Infrastructure Repairs and Improvements Valued in the Amount of \$158,370.00 for the Fort Worth Botanic Garden (COUNCIL DISTRICT 7)
7. [M&C G-17934](#) - Authorize Amendment of Mayor and Council Communication G-17693, Rescind Acceptance of a Monetary Donation from Robert Williams in the Amount of \$8,260.00 and Repeal Supplemental Appropriation Ordinance No. 20432-09-2012 and Authorize Acceptance of a Donation of a Flatbed Hauling Trailer Valued in the Amount of \$3,500.00 from Robert Williams for Use by the Parks and Community Services Department (ALL COUNCIL DISTRICTS)

C. Purchase of Equipment, Materials, and Services - None

D. Land

1. [M&C L-15572](#) - Authorize Execution of an Agreement Granting DFW Midstream Services, LLC a License to Construct and Operate a Ten-Inch Underground Natural Gas Pipeline Across City-Owned Property Located at 5800 Salt Road for a One-Time License Fee in the Amount of \$5,925.00 (COUNCIL DISTRICT 8)
2. [M&C L-15573](#) - Authorize Easement and Right-of-Way Agreement with Oncor Electric Delivery Company, LLC, for Relocation of Electric Lines and Equipment at Public Safety Training Facility Located at 501 West Felix Street (COUNCIL DISTRICT 9)
3. [M&C L-15574](#) - Authorize Conveyance of an Easement to Oncor Electric Delivery LLC, for the Upgrade of Electrical Equipment and Appurtenances on 0.0979 Acres of Land at 1050 Fournier Street to Serve the North Holly Water Treatment Plant

(COUNCIL DISTRICT 9)

4. [M&C L-15575](#) - Authorize Condemnation by Eminent Domain for a Fee Simple Interest in 0.077 Acres for a Right-of-Way and 0.024 Acres for a Temporary-Construction Easement, Portions of an Improved Property Located at 8065 Old Decatur Road, Owned by Saginaw Storage King Old Decatur Road, L.P., for the Old Decatur Road Improvement (ETJ NEAR COUNCIL DISTRICT 7)
5. [M&C L-15576](#) - Authorize Condemnation by Eminent Domain of an Easement Interest in 0.0115 Acres of Land for a Sewer Easement, Located at 2824 Angle Avenue, Owned by Artemio and Esperanza Rodriguez, for Sanitary Sewer Rehabilitation Contract 61 (COUNCIL DISTRICT 2)
6. [M&C L-15577](#) - Authorize Condemnation by Eminent Domain of an Easement Interest in 0.0057 Acres of Land at 2821 Lincoln Avenue, Owned by Richard F. Scott for Sanitary Sewer Rehabilitation Contract 61 (COUNCIL DISTRICT 2)
7. [M&C L-15578](#) - Authorize Condemnation by Eminent Domain of an Easement Interest in 0.0114 Acres of Land at 2822 Angle Avenue, Owned by Richard J. Crawford, Rubye G. Jones, and Thelma A. Craig for the Sanitary Sewer Rehabilitation Contract 61 (COUNCIL DISTRICT 2)
8. [M&C L-15579](#) - Authorize Condemnation by Eminent Domain of a Fee Simple Interest in 0.034 Acres of Land for Right-of-Way and 0.049 Acres of Land for a Temporary Construction Easement Located at 3636 East Rosedale Street, Owned by Jose G. and Yesenia Garza Villalpando, for the East Rosedale Street Improvement Project (COUNCIL DISTRICT 8)
9. [M&C L-15580](#) - Authorize Condemnation by Eminent Domain of an Easement Interest in 0.027 Acres of Land for a Temporary Construction Easement, Located at 3607 Ellis Avenue, Owned by Gregory and Maria Garcia Jr., and Defno and Juqana Garcia, for a Sanitary Sewer Rehabilitation Contract (COUNCIL DISTRICT 2)
10. [M&C L-15581](#) - Authorize Acquisition of a Fee Simple Interest in 3.109 Acres of Vacant Land Located at 4413 SW Loop 820 Owned by Cassco Land Company for the Westlake Drainage Improvement Project No. 01073 in the Amount of \$1,421,732.00 and Pay Estimated Closing Costs in the Amount Up to \$15,000.00 (COUNCIL DISTRICT 6)

E. Planning & Zoning

1. [M&C PZ-3008](#) - Adopt Resolution Amending the City's Three-Year Annexation Plan to Add Approximately 287.0 - Acre Tract of Land Located South of Blue Mound Road and West of the City of Haslet (COUNCIL DISTRICT 7) **(Continued from a Previous Meeting)**

F. Award of Contract

1. [M&C C-26328](#) - Authorize Execution of a Contract with Jet Underground

Utilities, Inc., in the Amount of \$1,082,401.77 for Reconstruction of Premature Failed Streets at Fifteen Locations (COUNCIL DISTRICTS 4 and 7)

2. [M&C C-26329](#) - Authorize Execution of a Contract with CD Builders, Inc., in the Amount of \$1,137,235.00, for Storm Drain and Channel Improvements at Meacham Boulevard, and Provide for Contingencies and Construction Services for a Total Project in the Amount of \$1,292,352.00 (COUNCIL DISTRICT 2)
3. [M&C C-26330](#) - Authorize Execution of a Contract with High Sierra Electronics, Inc., in the Amount of \$1,561,516.00 for Installation of 38 High-Water Warning Systems at Various Locations in Fort Worth (ALL COUNCIL DISTRICTS)
4. [M&C C-26331](#) - Authorize Execution of Change Order No. 4 to City Secretary Contract No. 42205 with AUI Contractors, LLC, in the Amount of \$1,293,332.75, Thereby Increasing the Contract Amount to \$6,548,372.75 for Digester Sludge Removal, Treatment and Disposal at Former Riverside Wastewater Treatment Plant in Gateway Park (COUNCIL DISTRICT 4)

XIX. CITIZEN PRESENTATIONS

XX. EXECUTIVE SESSION (PRE-COUNCIL CHAMBER) - SEE ATTACHMENT B

XXI. ADJOURNMENT

According to the City Council Rules of Procedures, individual citizen presentations shall be limited to three minutes, and group presentations shall be limited to ten minutes. At the Mayor's discretion, time limits may be reasonably extended.

This facility is wheelchair accessible. For accommodations or sign interpretive services, please call the City Manager's Office at 817-392-6143, 48 hours in advance.

ATTACHMENT B

EXECUTIVE SESSION **(PRE-COUNCIL CHAMBER, CITY HALL)** **Tuesday, July 9, 2013**

The City Council will conduct a closed meeting in order to:

1. Seek the advice of its attorneys concerning the following pending or contemplated litigation or other matters that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules, as authorized by Section 551.071 of the Texas Government Code:
 - a. Legal issues related to bond elections;
 - b. Legal issues related to the Voting Rights Act; and
 - c. Legal issues concerning any item listed on today's City Council meeting agendas;
2. Deliberate the purchase, sale, lease or value of real property in accordance with Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party;
3. Deliberate concerning economic development negotiations as authorized by Section 551.087 of the Texas Government Code; and
4. Deliberate the deployment, or specific occasions for implementation, of security personnel or devices, in accordance with Section 551.076 of the Texas Government Code.



**Audit Committee
Agenda**

**Tuesday, July 9, 2013
10:00 a.m.**

**Council Chambers
1000 Throckmorton Street
Fort Worth, Texas**

Committee Members

Councilmember Jungus Jordan, Chair
Councilmember Frank Moss, Vice Chair

Councilmember Kelly Allen-Gray
Councilmember Dennis Shingleton

City Staff

Terry Holderman, Assistant City Auditor
Maleshia Farmer, Sr. Assistant City Attorney
Joanna Ramirez, Administrative Assistant

I. CALL TO ORDER

II. ACTION ITEMS

- A. Approval of minutes from May 28, 2013 meeting
- B. Discussion and approval of revisions to FY 2013 Audit Plan

III. BRIEFINGS

- A. Update on status of open audit projects (FY 2008 – 2013) to date, Office of City Auditor
- B. Update on status of preparation for Peer Review for Office of City Auditor (scheduled for FY 2013), Office of City Auditor
- C. Update on status of gas royalty audit - project no. 2013.022

IV. REQUESTS FOR REVISIONS TO THE AUDIT PLAN

V. FUTURE AGENDA ITEMS

- A. Requests for future agenda items
- B. The next meeting is scheduled for August 13, 2013, 10:00 AM

VI. EXECUTIVE SESSION

- A. The Audit Committee will conduct a closed meeting, as necessary, to seek advice of its attorneys regarding the following matters that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules, as authorized by Section 551.071 of the Texas Government Code: (I) legal issues concerning any current agenda items.

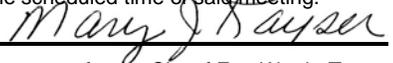
VII. ADJOURN

Please Note: A quorum of the City Council may be attending this meeting for informational purposes. Members of the City Council who are not on the Committee will not be deliberating or voting on matters before the Committee.

ASSISTANCE AT THE PUBLIC MEETING

The Fort Worth City Hall and Council Chambers are wheelchair accessible. Access to the building and special parking are available at the south end of City Hall off of Texas Street. Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hard of hearing, readers, or large print, are requested to contact Joanna Ramirez at 817-392-6158, e-mail; Joanna.Ramirez@fortworthtexas.gov or call TDD 817-392-8856

I, the undersigned authority do hereby certify that this Notice of Meeting was posted on the bulletin board, at the City Hall of the City of Fort Worth, Texas, a place convenient and readily accessible to the general public at all times and said Notice was posted on the following date and time **Tuesday, July 02, 2013 at 3:00 p.m.** and remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.


City Secretary for the City of Fort Worth, Texas



INFRASTRUCTURE AND TRANSPORTATION COMMITTEE

Tuesday, July 9, 2013
1:00 PM
City Hall - Pre-Council Chamber
1000 Throckmorton Street
Fort Worth, Texas 76102

Council Member Sal Espino, Chair
Council Member Jungus Jordan

Council Member Joel Burns, Vice Chair
Council Member Zim Zimmerman

Fernando Costa, Staff Liaison
Leann Guzman, Staff Attorney
Jackie McCarthy, Coordinator

-
- I. **Call to Order** – Councilmember Sal Espino, Chair
 - II. **Approval of April 9, 2013 Minutes**
 - III. **Briefing on Hicks-Elizabeth Creek Transmission Line Project**
Richard Casarez, P.E., Vice President and
Manuel A. Flores, Project Manager, Oncor Electric Delivery Company
 - IV. **Preliminary Water Department Expenditure Projections for 2014**
Frank Crumb, Director, Water Department
Kara Shuror, Assistant Director, Water Department
 - V. **Update on Meacham Airport Administration Building Renovation Project**
Jeff Kloska, Airport Manager, Meacham Airport
 - VI. **Briefing on Aviation Leasing Guiding Document**
Jonnie Huitt, Aviation Leasing Coordinator
 - VII. **Briefing on Business Diversity in Construction Bidding**
William Johnson, Assistant Director, Housing and Economic Development
 - VIII. **Request for Future Agenda Items**
 - IX. **Next Meeting** – August 13, 2013
 - X. **Adjournment**

Please Note: It is anticipated that additional members of the Fort Worth City Council may be attending the meeting for information-gathering purposes. Any members of the Council who are not on the Committee will not be deliberating or voting on any Committee agenda items.

This facility is wheelchair accessible. For accommodations or interpretive services, please call the Transportation and Public Works Department at 817-392-8255, 48 hours in advance.



**CITY OF FORT WORTH
INFRASTRUCTURE AND TRANSPORTATION COMMITTEE
Meeting Minutes of April 9, 2013**

Committee Members Present:

Sal Espino, Council Member and Committee Chair
Joel Burns, Council Member and Committee Vice-Chair
Jungus Jordan, Council Member
Zim Zimmerman, Council Member

Committee Members Absent:

City Staff Present:

Fernando Costa, Assistant City Manager
Peter Vaky, Deputy City Attorney
Douglas Wiersig, Director, Transportation and Public Works Department
Frank Crumb, Director, Water Department
Jackie McCarthy, Administrative Assistant, Planning and Development Department

Agenda Item I: Call to Order:

Committee Chair, Council Member Sal Espino, called the meeting to order at 2:05 pm.

Agenda Item II: Approval of Minutes:

The first order of business was approval of the minutes from the February 12, 2012 meeting. Council Member Joel Burns made a motion for approval which was seconded by Council Member Zim Zimmerman and the minutes were approved.

Agenda Item III: Briefing on Traffic Signal Operation – Flashing Yellow Left Turn Arrow

Alonzo Linan, P.E., Assistant Director, TPW – Traffic Management Division

Mr. Linan's presentation was for the purpose of introducing the new, national traffic signal standard for permitted left turn operations. In an effort to enhance safety and reduce congestion on City streets, traffic signals are being reconfigured with the flashing yellow arrow display which consists of the following four signal indications:

- Solid Red Arrow = Stop. No left turns allowed
- Solid Yellow Arrow = Prepare to stop
- Flashing Yellow Arrow = Left turns allowed, but first yield to oncoming traffic and pedestrians
- Solid Green Arrow = Left turns allowed. Proceed with caution.

The new traffic signals are easier to understand over the "green ball" in current signals and are expected to result in better compliance, improved safety and more operational flexibility.

A short video was shown, created by the Missouri Department of Transportation which explained the operation of the new signals and showed examples of them in use, making clear the difference in a protected

left turn and a permitted left turn. The new signals have already been installed in Dallas, Arlington, Irving and other surrounding cities. While Fort Worth currently has no installations, the first deployment will be on the Rosedale corridor from Forest Park Blvd to Hemphill and is expected to be in place by the end of April.

Staff is working to introduce the new signals to our citizens. Public Outreach will include educational flyers, an expanded TPW website, and information for Neighborhood Business Associations and public meetings. TxDOT has included information about the new signals on its safety website at <http://www.dot.state.tx.us/safety/tips/yellow.htm>.

Comments:

Council Member Joel Burns inquired about the timeline for the first installations to which Mr. Linan replied that “we will do as many as we can, as quickly as we can.” The expectation is that they City will install 100 to 150 signals a year with completion in three years.

Council Member Joel Burns asked if Mr. Linan had heard anything about a flashing red signal. Mr. Linan had not heard of it but indicated that he would look into it.

Agenda Item IV: Briefing on Roundabouts – Public Information Outreach Program for Operations

Alonzo Linan, P.E., Assistant Director, TPW – Traffic Management Division

Mr. Linan’s presentation was an overview of a Public Information Program regarding the proper use of roundabouts and their growing popularity across the country in lieu of intersections. He stated that it is not a question of “if” roundabouts will be used here but “when.”

When properly constructed, roundabouts:

- handle more traffic safely
- cost less to build and maintain
- reduce delays
- are safer for pedestrians and bicyclists

Mr. Linan briefly demonstrated the website www.fortworthroundabouts.com which contains educational materials, flash animations designed to demonstrate maneuvering in roundabouts and a list of projects where the roundabouts will be installed in the City of Fort Worth. The first one is scheduled to be installed within the next two weeks at Summer Creek and McPherson.

Comments:

Council Member Zim Zimmerman expressed concerns about citizens being confused regarding using roundabouts since the operation of the Weatherford Traffic Circle is different than the new proposed roundabouts. Mr. Linan stated that current installations in Fort Worth are traffic circles, not roundabouts but the issue of confusion between navigating each type is now being studied, with the largest issue being the confluence of state highways with city streets. He stated that New York had a similar situation and redesigned the circle to alleviate the problem.

Council Member Zimmerman also asked about the standard diameter for the roundabouts. Mr. Linan stated that diameters are not fixed and that properly constructed roundabouts have a standard radius depending on the volume and type of traffic each is expected to handle.

Request for Future Agenda Items:

Council Member Zimmerman would like to discuss the cost of the Roundabouts.

Date of Next Meeting:

May 14, 2013

Adjournment:

With no further presentations or discussions, Chairman Espino adjourned the regular meeting of the Infrastructure and Transportation Committee at 2:44 p.m., Tuesday, April 9, 2013.

These minutes approved by the Infrastructure and Transportation Committee on the 9th day of April 2013.

APPROVED:

Sal Espino, Chairman

Minutes Prepared by and Attested:

Jackie McCarthy, Administrative Assistant

ALLIANCEAIRPORT AUTHORITY, INC.

Agenda

Tuesday, July 9, 2013

***Immediately Following the Pre-Council Meeting of the
City Council of the City of Fort Worth
Scheduled to Begin at 3:00 P.M.***

Pre-Council Chamber, Second Floor, City Hall
1000 Throckmorton Street, Fort Worth, Texas 76102

Board of Directors

Jungus Jordan, President
Salvador Espino, Vice President
Joel Burns, Director

Kelly Allen Gray, Director
Frank Moss, Director
Betsy Price, Director

Dennis Shingleton, Director
Danny Scarth, Director
Zim Zimmerman, Director

-
- I. Call to Order
 - II. Approve Minutes of June 4, 2013 Meeting
 - III. Executive Session – The Board of Directors of AllianceAirport Authority, Inc. will conduct a closed meeting to:
 - A. Seek the advice of its attorneys concerning *In re AMR Corporation*, et al., United States Bankruptcy Court for the Southern District of New York, Case Number 11-15463, which is exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules, as authorized by section 551.071 of the Texas Government Code;
 - B. Discuss the purchase, sale, lease or value of real property, as authorized by Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the Corporation in negotiations with a third party; and
 - C. Discuss or deliberate negotiations relating to any economic development negotiations, as authorized by Section 551.087 of the Texas Government Code.
 - IV. Adjourn

This facility is wheelchair accessible. For accommodations or sign interpretive services, please call the **City Manager's Office at 392-6143**, 48 hours in advance.

**CITY OF FORT WORTH, TEXAS
CITY COUNCIL
ALLIANCEAIRPORT AUTHORITY, INC.
JUNE 4, 2013**

Present:

President Jungus Jordan
Vice President Salvador Espino
Director Danny Scarth
Director W.B. "Zim" Zimmerman
Director Frank Moss
Director Dennis Shingleton
Director Joel Burns

Absent:

Director Betsy Price
Director Kelly Allen Gray

City Staff:

Fernando Costa, Assistant City Manager
Peter Vaky, Deputy City Attorney
Mary J. Kayser, City Secretary
Tom Higgins, City Manager
Charles Daniels, Assistant City Manager
Sarah Fullenwider, City Attorney
Jay Chapa, Director of Housing and Economic Development
Gerald Pruitt, Deputy City Attorney
Chris Mosley, Senior Assistant City Attorney

I. Call to Order

With a quorum of the directors present, President Jordan called the meeting to order for the Board of Directors of the AllianceAirport Authority, Inc., at 4:13 p.m. on Tuesday, June 4, 2013, in the Pre-Council Chamber of the Fort Worth Municipal Building, 1000 Throckmorton Street, Fort Worth, Texas, with Directors Price and Allen Gray absent.

II. Approve Minutes of February 19, 2013 Meeting

President Jordan opened the floor for a motion on the approval of the minutes.

Motion was made by Director Moss and seconded by Director Shingleton to approve the minutes of the February 19, 2013, AllianceAirport Authority, Inc., meeting. Motion carried unanimously 7 ayes 0 nays, with Directors Price and Allen Gray absent.

III. Adopt Resolution Increasing the Amount to be Paid to Peter C. Lewis and the Law Firm of Scheef & Stone, L.L.P., as Outside Legal Counsel to Represent AllianceAirport Authority, Inc., in Matters Related to *In re AMR Corporation, et al.*, United States Bankruptcy Court for the Southern District of New York, Case Number 11-15463.

President Jordan opened the floor for discussion on this issue.

There being no discussion, President Jordan opened the floor for a motion.

Motion was made by Director Moss and seconded by Director Shingleton, to adopt Resolution No. AAA-2013-02. Motion carried unanimously 7-0, with Directors Price and Allen Gray absent.

IV. Executive Session

In accordance with Chapter 551 of the Texas Government Code, President Jordan and the Directors of the AllianceAirport Authority, Inc., convened into Executive Session at 4:16 p.m. on Tuesday, June 4, 2013, in the Pre-Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102, in order to:

- A. Seek the advice of its attorneys concerning *In re AMR Corporation, et al.*, United States Bankruptcy Court for the Southern District of New York, Case Number 11-15463, which is exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules, as authorized by section 551.071 of the Texas Government Code;
- B. Discuss the purchase, sale, lease or value of real property, as authorized by Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the Corporation in negotiations with a third party; and
- C. Discuss or deliberate negotiations relating to any economic development negotiations, as authorized by Section 551.087 of the Texas Government Code.

President Jordan adjourned the Executive Session at 4:31 p.m., on Tuesday, June 4, 2013.

President Jordan reconvened the regular session of the AllianceAirport Authority, Inc., at 4:31 p.m., on Tuesday, June 4, 2013.

V. Adjourn

With no further business before the Corporation Board, President Jordan adjourned the meeting of the AllianceAirport Authority, Inc., at 4:32 p.m. on Tuesday, June 4, 2013.

These minutes approved by the AllianceAirport Authority, Inc., on the _____ day of _____, 2013.

APPROVED:

Jungus Jordan, Chairman

Minutes Prepared by and Attest:

Mary J. Kayser, TRMC/MMC
Secretary to the Corporation Board



Updated July 3, 2013

City of Fort Worth
City Council Pre-Council Agenda Calendar

July 4, 2013 *(Thursday)*

City Hall Closed – Fourth of July Holiday

July 9, 2013 *Monthly Zoning Meeting*

10:00 a.m. Audit Committee

1:00 p.m. Infrastructure & Transportation Committee

Alliance Airport Authority, Inc. Meeting

(Immediately following the Pre-Council Meeting scheduled to begin at 3:00 p.m.)

3:00 p.m. Pre-Council Meeting

Continued Items:

- **M&C PZ-3008** - Adopt Resolution Amending the City's Three-Year Annexation Plan to Add Approximately 287.0 - Acre Tract of Land Located South of Blue Mound Road and West of the City of Haslet (COUNCIL DISTRICT 7 – Dennis Shingleton) **(Continued from January 8, 2013 by Council Member Shingleton)**
- **ZC-13-049** - City of Fort Worth Planning and Development; Text Amendment: Airport Overlay and Compatible Use Zones; An Ordinance amending the Zoning Ordinance of the City of Fort Worth, being Ordinance No. 13896, as amended, codified as Appendix “A” of the Code of The City of Fort Worth (1986), to amend:
 - Article 4 “Overlay Districts”, of Chapter 4, “District Regulations” to add a new section, Section 4.405 “Airport/Airfield Overlay (“AO”) District”;
 - Providing for regulations for Airport Overlay Zones and Compatible Use Zones (“AO-CUZ”) Restrictions for incompatible uses within Clear Zones and Accident Potential Zones for the Naval Air Station Fort Worth Joint Reserve Base; and
 - To revise Chapter 9, “Definitions” to add definitions related to airports

To review the proposed amendments:

<http://www.fortworthtexas.gov/planninganddevelopment/zoningcommission.aspx>

(Recommended for Approval by the Zoning Commission) (All Council Districts)

(Continued from June 4, 2013 by Council Member Shingleton)

- **ZC-13-050** - City of Fort Worth Planning and Development, North and South of NAS FW JRB Runways; from: various zoning districts to: add Airport Overlay/Compatible Use Zone Overlay Districts **(Recommended for Approval by the Zoning Commission) (Council District 3 – Zim Zimmerman and Council District 7 – Dennis Shingleton) (Continued from June 4, 2013 by Council Member Shingleton)**



Updated July 3, 2013

City of Fort Worth
City Council Pre-Council Agenda Calendar

July 9, 2013 ***(continued)***

- o Overview on Significant Zoning Cases [*Dana Burghdoff, Planning and Development*]
- o Council Proposal No. 295 - Rename Dirks Road, Which Runs Between Granbury Road and Lakeside Drive to Altamesa Boulevard [*Council Member Jungus Jordan and Council Member Zim Zimmerman*]
- o Council Proposal No. 296- Rename a Portion of East 1st Street to Randol Mill Road East of Beach Street [*Council Member Danny Scarth and Council Member Kelly Allen Gray*]
- o Briefing on Oncor's Public Information System [*Fernando Costa, City Manager's Office, Richard Casarez, P.E., Vice President, and Suzan Green, Customer Operations Manager, Oncor Electric Delivery Company*]
- o Briefing on Line-of-Duty Injury Benefits and Return-to-Work Options [*Ron Josselet, Human Resources Department*]
- o Discussion of a Tax Abatement Agreement with Greystar GP II, LLC for the Development of a Multifamily Complex in the Linwood Neighborhood [*Robert Sturns, Housing and Economic Development*]

July 16, 2013

***1:00 p.m. Joint Meeting of the City Council and Local Independent
School Districts Workshop
(Fort Worth Convention Center, Room 200)
8:30 a.m. Pre-Council Meeting***

Continued Items:

- **ZC-12-128** - David McDavid, 4621 Keller Hicks Road; from: "I" Light Industrial to: "A-5" One-Family (Recommended for Approval by the Zoning Commission) (**Council District 7 – Dennis Shingleton**) (**Continued from June 4, 2013 by Council Member Shingleton**)
- o Briefing on Naval Air Station Fort Worth Joint Reserve Base [*Fernando Costa, City Manager's Office and Captain Robert Bennett, United States Navy*]
- o Briefing on Notice of Intent to Sell Certificates of Obligation on Debt Service [*Jay Chapa, Financial Management Services*]



Updated July 3, 2013

City of Fort Worth
City Council Pre-Council Agenda Calendar

July 23, 2013

8:30 a.m. Pre-Council Meeting
1:00 p.m. – 4:00 p.m. Visioning Workshop

- o Update on Drought and Public Outreach [*Frank Crumb, Water and Linda Christie, Tarrant Regional Water District*]
- o Fort Worth Police Department Facilities Overview and Future Needs [*Daniel Garcia, Police Department*]
- o Presentation on State Legislative Wrap-up [*T. J. Patterson, Governmental Relations*]

July 30, 2013

8:30 a.m. Pre-Council Meeting (cancelled)

August 6, 2013

Monthly Zoning Meeting
11:00 a.m. Legislative and Intergovernmental Affairs Committee
1:00 p.m. Housing and Economic Development Committee
3:00 p.m. Pre-Council Meeting

Continued Items:

- **ZC-13-034** – City of Fort Worth Planning and Development; Text Amendment: Gas Compressors in "AG" Districts; An Ordinance amending the Zoning Ordinance of the City of Fort Worth, being Ordinance No. 13896, as amended, codified as Appendix "A" of the Code of the City of Fort Worth (1986), to amend:

Chapter 5 "Supplemental Use Standards" to amend Section 5.140 "Natural Gas Compressor Station" to reflect the revisions in the Gas Ordinance; and

Sections 4.800 "Nonresidential District Use Table" and 4.1200 "Form Based Districts Use Table" to clarify that line compressors are permitted by right in certain districts and by Special Exception in all other zoning districts

To review the proposed amendments:

<http://www.fortworthtexas.gov/planninganddevelopment/zoningcommission.aspx>

(Recommended for Denial without Prejudice by the Zoning Commission) (Continued from May 7, 2013 by Council Member Moss)

- o Overview on Significant Zoning Cases [*Dana Burghdoff, Planning and Development*]
- o Update on ERP Phase II [*Greg Jordan, Financial Management Services*]



Updated July 3, 2013

City of Fort Worth
City Council Pre-Council Agenda Calendar

August 13, 2013

10:00 a.m. Audit Committee
1:00 p.m. Infrastructure & Transportation Committee
3:00 p.m. Pre-Council Meeting

August 15, 2013 *(Thursday)*

8:30 a.m. – 5:00 p.m. City Council Budget Workshop (Pre-Council Chamber)

August 16, 2013 *(Friday)*

8:30 a.m. – 5:00 p.m. City Council Budget Workshop (Pre-Council Chamber)

August 20, 2013

8:30 a.m. Pre-Council Meeting

- o Briefing on Dallas/Fort Worth Airport FY2014 Budget [*Chris Poinsatte, Dallas/Fort Worth Airport*]

August 22, 2013 *(Thursday)*

1:00 p.m. - 4:00 p.m. Budget Study Session (Pre-Council Chamber)
5:30 p.m. Fort Worth Crime Control and Prevention District Board of Directors Meeting (Pre-Council Chamber)

August 27, 2013

8:30 a.m. Pre-Council Meeting (cancelled)
2:00 p.m. – 4:00 p.m. City Council Joint Meeting with the T Board (Fort Worth Convention Center, Room 200)



Updated July 3, 2013

City of Fort Worth
City Council Pre-Council Agenda Calendar

August 29, 2013 (Thursday)

9:00 a.m. - Noon Budget Study Session (Pre-Council Chamber)

September 2, 2013 (Monday)

City Hall Closed – Labor Day Holiday

September 3, 2013

11:00 a.m. Legislative and Intergovernmental Affairs Committee (cancelled)

1:00 p.m. Housing and Economic Development Committee (cancelled)

3:00 p.m. Pre-Council Meeting (cancelled)

September 5, 2013 (Thursday)

9:00 a.m. – noon Budget Study Session (Pre-Council Chamber)

September 10, 2013 Monthly Zoning Meeting

10:00 a.m. Audit Committee

1:00 p.m. Infrastructure & Transportation Committee

3:00 p.m. Pre-Council Meeting

September 12, 2013 (Thursday)

9:00 a.m. – Noon Budget Study Session

September 17, 2013

8:30 a.m. Pre-Council Meeting

September 24, 2013

8:30 a.m. Pre-Council Meeting

**CITY OF FORT WORTH, TEXAS
REGULAR CITY COUNCIL MEETING
JUNE 4, 2013**

Present:

Mayor Pro tem W.B. "Zim" Zimmerman, District 3
Council Member Salvador Espino, District 2
Council Member Daniel Scarth, District 4
Council Member Frank Moss, District 5
Council Member Jungus Jordan, District 6
Council Member Dennis Shingleton, District 7
Council Member Kelly Allen Gray, District 8
Council Member Joel Burns, District 9

Absent:

Mayor Betsy Price

Staff Present:

Tom Higgins, City Manager
Sarah Fullenwider, City Attorney
Mary J. Kayser, City Secretary

I. CALL TO ORDER

With a quorum of the City Council Members present, Mayor Pro tem Zimmerman called the regular session of the Fort Worth City Council to order at 7:06 p.m. on Tuesday, June 4, 2013, in the City Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102, with Mayor Price absent.

II. INVOCATION - Reverend Mary Spradlin, Arlington Heights United Methodist Church

The invocation was provided by Reverend Mary Spradlin, Arlington Heights United Methodist Church.

III. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

IV. CONSIDERATION OF MINUTES OF CALLED SPECIAL MEETING OF MAY 21, 2013 AND REGULAR MEETING OF MAY 21, 2013

Motion: Council Member Shingleton made a motion, seconded by Council Member Scarth, that the Minutes of the Called Special meeting of May 21, 2013, and the Regular meeting of May 21, 2013, be approved. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

V. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

City Manager Higgins requested that Mayor and Council Communication C-26281 be withdrawn from the Consent Agenda for individual consideration.

VI. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

City Manager Higgins requested that Mayor and Council Communication G-17914 be withdrawn from consideration.

VII. CONSENT AGENDA

Motion: Council Member Shingleton made a motion, seconded by Council Member Burns, that the Consent Agenda be approved as amended. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

A. General - Consent Items

1. M&C G-17905 - Approve Findings of Ground Transportation Coordinator Regarding Renewal Application of Ian's Limousine Service to Operate Three Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)

The City Council approved the following recommendation: Consider and adopt the following findings of the Ground Transportation Coordinator: The public necessity and convenience require the operation of three limousines upon the City streets, alleys and thoroughfares; Ian's Limousine Service is qualified and financially able to conduct a limousine service within the City; Ian's Limousine Service has complied with the requirements of Chapter 34 of the City Code; Ian's Limousine Service presented facts in support of compelling demand and necessity for three (3) limousines; the general welfare of the citizens of the City will best be served by the addition of three (3) limousines upon City streets, alleys and thoroughfares; and adopt Ordinance No. 20767-06-2013 granting the privilege of operating authority to Ian's Limousine Service for the use of the streets, alleys, and public thoroughfares of the City in the conduct of its limousine business, which shall consist of the operation of three (3) limousines for a one (1) year period beginning on the effective date; providing for written acceptance by Ian's Limousine Services and subject to and conditioned on Ian's Limousine Service complying with all requirements of Chapter 34, Article VI of the Code of the City of Fort Worth (1986), as amended.

2. M&C G-17906 - Approve Findings of Ground Transportation Coordinator Regarding Renewal Application of Beret Moore d/b/a Moore's Airport Transportation to Operate Three Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)

The City Council approved the following recommendation: Consider and adopt the following findings of the Ground Transportation Coordinator: The public necessity and convenience require the operation of three limousines upon the City streets, alleys and thoroughfares; Beret Moore d/b/a Moore's Airport Transportation is qualified and financially able to conduct a limousine service within the City; Beret Moore d/b/a Moore's Airport Transportation has complied with the requirements of Chapter 34 of the City Code; Beret Moore d/b/a Moore's Airport Transportation presented facts in support of compelling demand and necessity for three (3) limousines; the general welfare of the citizens of the City will best be served by the addition of three (3) limousines upon City streets, alleys and thoroughfares; and adopt Ordinance No. 20768-06-2013 granting the privilege of operating authority to Beret Moore d/b/a Moore's Airport Transportation for the use of the streets, alleys, and public thoroughfares of the City in the conduct of its limousine business, which shall consist of the operation of three (3) limousines for a one (1) year period beginning on the effective date; providing for written acceptance by Beret Moore d/b/a Moore's Airport Transportation and subject to and conditioned on Beret Moore d/b/a Moore's Airport Transportation complying with all requirements of Chapter 34, Article VI of the Code of the City of Fort Worth (1986), as amended.

3. M&C G-17907 - Adopt Supplemental Appropriation Ordinance Increasing Appropriations in the High Impact Drug Trafficking Area Asset Forfeiture Fund in the Amount of \$1,700,000.00 for the Purpose of Purchasing Permissible Law Enforcement Goods and Services and Decreasing the Assigned Fund Balance by the Same Amount (ALL COUNCIL DISTRICTS)

The City Council approved the following recommendation: Adopt Supplemental Appropriation Ordinance No. 20769-06-2013 increasing the estimated receipts and appropriations in the High Impact Drug Trafficking Area Asset Forfeiture Fund in the amount of \$1,700,000.00 and decreasing the assigned fund balance by the same amount, for the purpose of purchasing permissible law enforcement goods and services.

4. M&C G-17908 - Authorize Six Month Extension of Injury Leave of Absence Pay Benefits in the Amount of \$47,986.38 for Firefighter Sandra Turner (ALL COUNCIL DISTRICTS)

The City Council approved the following recommendation: Authorize a six (6) month extension of injury leave of absence pay benefits in the amount of \$47,986.38 for Firefighter Sandra Turner, retroactively, beginning May 19, 2013 through November 18, 2013.

B. Purchase of Equipment, Materials, and Services - Consent Items

1. **M&C P-11532 - Authorize Non-Exclusive Purchase Agreements with Fortiline Inc., HD Supply Waterworks LTD, and Jim Cox Sales Inc., for Various Water/Sewer Access Frames, Rings, Lids and Related Materials for the Water Department for a Combined Amount Up to \$167,000.00 for the First Year (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize non-exclusive purchase agreements with Fortiline Inc., HD Supply Waterworks LTD, and Jim Cox Sales Inc., for various water/sewer access frames, rings, lids and related material for the Water Department for a combined amount up to \$167,000.00 for the first year.

2. **M&C P-11533 - Authorize Purchase Agreement with DMI Corp., in the Amount Up to \$100,000.00 for the First Year for Boiler System Repair Services for All City Departments (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize a purchase agreement with DMI Corp., in the amount up to \$100,000.00 for the first year for boiler system repair services for all City departments.

3. **M&C P-11534 - Authorize Agreement with Dustrol, Inc., in the Amount Up to \$110,000.00 Using a Tarrant County Cooperative Contract for Street Milling Services for the Transportation and Public Works Department (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize an agreement with Dustrol, Inc., in the amount up to \$110,000.00 using Tarrant County Cooperative Contract No. 112534 to provide street milling services for the Transportation and Public Works Department.

4. **M&C P-11535 - Authorize Purchase Agreement with Home Depot USA, Inc., in the Amount Up to \$200,000.00 for the First Year Using a Cooperative Contract for Facility Maintenance, Repair and Operating Supplies for All City Departments (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize a purchase agreement for facility maintenance, repair and operating supplies from Home Depot USA, Inc., in the amount up to \$200,000.00 for the first year using the US Communities Cooperative Contract No. 11019-RFP for all City departments.

5. **M&C P-11536 - Authorize Purchase Agreement with Four Points Technology, LLC, in the Amount Up to \$77,000.00 for Mainframe Disaster Recovery Services Using a Cooperative Contract for the Information Technology Solutions Department (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize a purchase agreement with Four Points Technology, LLC, in the amount up to \$77,000.00 for mainframe disaster recovery services using the General Services Administration Contract No. GS-35F-0553P for the Information Technology Solutions Department.

6. **M&C P-11537 - Authorize Amendment to the Lease Agreement for Copiers with Denitech Corporation to Increase the Amount of \$180,000.00 (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize an amendment to the lease agreement for the copiers with Denitech Corporation to increase the amount of \$180,000.00 for a new agreement in the amount of \$2,160,150.00.

C. **Land - Consent Items**

1. **M&C L-15559 - Authorize Direct Sale of Two Tax-Foreclosed Properties Located at 0 and 801 East Loop 820 to Dana M. Reed for a Sales Price in the Amount of \$82,898.69, in Accordance with Section 34.05 of the Texas Tax Code (COUNCIL DISTRICT 4)**

The City Council approved the following recommendation: Authorize the direct sale of two tax-foreclosed properties described as Abstract 1290, Tract 1B, Robert Survey and Block 1, Lot 3 of the Daugherty Addition, Fort Worth, Tarrant County, Texas, located at 0 and 801 East Loop 820 to Dana M. Reed for a sales price in the amount of \$82,898.69, in accordance with Section 34.05 of the Texas Tax Code; and authorize the execution and recording of the appropriate instruments conveying the property to complete the sale.

2. **M&C L-15560 - Authorize Acquisition of a Fee Simple Interest in 0.421 Acres of Land for the Loving Channel Drainage Improvements Project Located at 2953 Loving Avenue from Angel Alberto Zelaya in the Amount of \$11,000.00 and Pay Estimated Closing Costs in the Amount Up to \$3,000.00 (COUNCIL DISTRICT 2)**

The City Council approved the following recommendation: Authorize the acquisition of a fee simple interest in 0.421 acres of land for the Loving Channel Drainage Improvements Project described as Lots 1-3, Block 10, Johnsons Addition to Rosen Heights, located at 2953 Loving Avenue from Angel Alberto Zelaya in the amount of \$11,000.00; find that the amount of \$11,000.00 is just compensation for needed property interest; and authorize the City Manager or his designee to accept the conveyances, record the appropriate instruments, pay the purchase price in the amount of \$11,000.00 and the estimated closing costs in the amount up to \$3,000.00.

E. **Award of Contract - Consent Items**

1. **M&C C-26277 - Authorize Purchase Agreement with Gartner, Inc., in the Amount Not to Exceed \$94,148.00 for the First Year for Ongoing Technical Advisory Services Utilizing State of Texas, Department of Information Resources Cooperative Contracts for the Information Technology Solutions Department (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize a purchase agreement with Gartner, Inc., in the amount not to exceed \$94,148.00 for the first year for ongoing technical advisory services utilizing State of Texas, Department of Information Resources Contract No. DIR-SDD-1273 for the Information Technology Solutions Department.

2. **M&C C-26278 - Authorize System Purchase Agreement with Motorola Solutions, Inc., in the Amount Up to \$982,254.00 and Upon Approval to Use Grant Funds by the State of Texas, Department of Public Safety to Add Dynamic System Resiliency to the City of Fort Worth Public Safety Radio Communications System Using a Cooperative Contract for the Information Technology Solutions Department (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize a System Purchase Agreement with Motorola Solutions, Inc., in the amount up to \$982,254.00 and upon approval to use grant funds by the State of Texas, Department of Public Safety to add Dynamic System Resiliency to the City of Fort Worth Public Safety Radio Communications System using Houston-Galveston Area Council Contract No. RA05-12 for the Information Technology Solutions Department.

3. **M&C C-26279 - Authorize Execution of an Agreement for Hardware, Software and Professional Services with Scientel Wireless, LLC, at a Cost Not to Exceed \$99,280.00 and Upon Approval to Use Grant Funds Provided by the State of Texas, Department of Public Safety Using a Cooperative Contract for the Realignment of the Microwave System Supporting the City's Public Safety Radio Communications System for the Information Technology Solutions Department (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the execution of an agreement for hardware, software and professional services with Scientel Wireless, LLC, at a cost not to exceed \$99,280.00 and upon approval to use grant funds provided by the State of Texas, Department of Public Safety using Houston-Galveston Area Council Contract No. CW10-09 for the realignment of the microwave system that supports the City's public safety radio system for the Information Technology Solutions Department.

4. **M&C C-26280 - Authorize Execution of a Contract with McClendon Construction Co., Inc., in the Amount of \$371,060.17 for Pavement Reconstruction and Water Main Replacement in Portions of Penland Street and Wade Avenue, Authorize Transfer from the Water and Sewer Fund to the Water Capital Projects Fund, Provide for Project Costs and Contingencies for a Project Total in the Amount of \$445,622.03 and Adopt Appropriation Ordinance (COUNCIL DISTRICT 8)**

The City Council approved the following recommendation: Authorize the transfer in the amount of \$142,343.00 from the Water and Sewer Fund to the Water Capital Projects Fund; adopt Appropriation Ordinance No. 20770-06-2013 increasing estimated receipts and appropriations in the Water Capital Projects Fund in the amount of \$142,343.00 from available funds, for the purpose of pavement reconstruction and water main replacement on Penland Street, Wade Avenue to Noble Avenue, and Wade Avenue, Airport Expressway to Penland Street; and authorize the execution of a contract with McClendon Construction Co., Inc., in the amount of \$371,060.17.

6. **M&C C-26282 - Authorize Execution of a Non-Exclusive Professional Services Agreement with John R. Dennis in the Amount Not to Exceed \$90,000.00 for Maintenance and Conservation Treatment of Various Artworks in the Fort Worth Public Art Collection (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the execution of a non-exclusive Professional Services Agreement with John R. Dennis in the amount not to exceed \$90,000.00 for maintenance and conservation treatment of various artworks in the Fort Worth Public Art Collection.

7. **M&C C-26283 - Authorize Execution of a Non-Exclusive Professional Services Agreement with McKay Lodge Fine Arts Conservation Laboratory, Inc., in the Amount Not to Exceed \$200,000.00 for Conservation Treatment of Various Artworks in the Fort Worth Public Art Collection in the Amount Not to Exceed \$200,000.00 (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the execution of a non-exclusive Professional Services Agreement with McKay Lodge Fine Arts Conservation Laboratory, Inc., for conservation treatment of various artworks in the Fort Worth Public Art Collection in the amount not to exceed \$200,000.00.

8. **M&C C-26284 - Authorize Execution of a Non-Exclusive Professional Services Agreement with Michael van Enter in the Amount Not to Exceed \$60,000.00 for Maintenance and Conservation Treatment of Various Artworks in the Fort Worth Public Art Collection (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the execution of a non-exclusive Professional Services Agreement with Michael van Enter in the amount not to exceed \$60,000.00 for maintenance and conservation treatment of various artworks in the Fort Worth Public Art Collection.

9. **M&C C-26285 - Authorize Execution of Change Order No. 2 to City Secretary Contract No. 43465 with JLB Contracting, LLC, in the Amount of \$264,760.00 for Hot Mix Asphaltic Concrete Surface Overlay 2012-5 at Multiple Locations, Thereby, Increasing the Total Contract in the Amount of \$1,416,382.65 and Adopt Appropriation Ordinances (COUNCIL DISTRICTS 4, 5 and 7)**

The City Council approved the following recommendation: Authorize the transfer in the amount of \$132,380.00 from the Water and Sewer Operating Funds in the amounts of \$66,190.00 to the Water Capital Projects Fund and \$66,190.00 to the Sewer Capital Projects Fund; adopt Appropriation Ordinance No. 20771-06-2013 increasing estimated receipts and appropriations in the Water Capital Projects Fund from available funds for the purchase of Hot Mix Asphaltic Concrete Surface Overlay 2012-5; adopt Appropriation Ordinance No. 20772-06-2013 increasing the estimated receipts and appropriations in the Sewer Capital Projects Fund from available funds for the same purpose reflected above; and authorize the execution of Change Order No. 2 to City Secretary Contract No. 43465 with JLB Contracting, LLC, in the amount of \$264,760.00 thereby increasing the total contract in the amount of \$1,416,382.65.

10. **M&C C-26286 - Authorize Execution of a Stormwater Facility Maintenance Agreement Involving 0.145 Acres of Land and a Retaining Wall Maintenance Agreement Involving 0.038 Acres of Land with Seventeen Lakes, Ltd., for Properties Located North of Henrietta Creek Road South of Litsey Road and East of Interstate 35W in the M.E.P. and P.R.R. Co. Survey, Abstract 906, Phase I and II, Fort Worth, Denton County, Texas at No Expense to the City (COUNCIL DISTRICT 2)**

The City Council approved the following recommendation: Authorize the execution of a Stormwater Facility Maintenance Agreement involving 0.145 acres of land and a Retaining Wall Maintenance Agreement involving 0.38 acres of land with Seventeen Lakes, Ltd., for properties located North of Henrietta Creek Road South of Litsey Road and East of Interstate 35W in the M.E.P. and P.R.R. Co. Survey, Abstract 906, Phase I and II, Fort Worth, Denton County, Texas, at no expense to the City.

11. **M&C C-26287 - Authorize Execution of an Artwork Commission Agreement with Sato Service, LLC, in the Amount Up to \$907,178.00 for Fabrication, Delivery, and Installation of a Series of Public Artworks to be Installed at Various Locations Along the Chisholm Trail Parkway, State Highway 121T from Interstate 30 to Farm-to-Market Road 1187 (COUNCIL DISTRICTS 3, 6 and 9)**

The City Council approved the following recommendation: Authorize the execution of an Artwork Commission Agreement with Sato Service, LLC, in the amount up to \$907,178.00 for fabrication, delivery, and installation of a series of public artworks to be installed at various locations along the Chisholm Trail Parkway, State Highway 121T from Interstate 30 to Farm-to-Market Road 1187.

12. **M&C C-26288 - Authorize Execution of a Contract with SAK Construction, LLC, in the Amount of \$797,360.00 for Structural Rehabilitation of Drainage Pipe Along West 10th Street, and Provide for Contingencies and Construction Services for a Total Project in the Amount of \$902,360.00 (COUNCIL DISTRICT 9)**

The City Council approved the following recommendation: Authorize the execution of a contract with SAK Construction, LLC, in the amount of \$797,360.00 for the Structural Rehabilitation of drainage pipe along West 10th Street Project and provide for contingencies and construction services for a total project amount of \$902,360.00.

13. **M&C C-26289 - Authorize Execution of Amendment No. 1 to the Intergovernmental Cooperative Reimbursement Agreement with the Texas Commission on Environmental Quality in the Amount of \$381,451.00 for the Operation of a Whole Air Monitoring Network, Apply Indirect Costs at Approved Percentage Rate and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the execution of Amendment No. 1 to the Intergovernmental Cooperative Reimbursement Agreement with the Texas Commission on Environmental Quality for the operation of the whole air monitoring network in the amount not to exceed \$381,451.00 for the contract period September 1, 2013 through August 31, 2014; adopt Appropriation Ordinance No. 20773-06-2013 increasing estimated receipts and appropriations in the Grants Fund in the amount of \$381,451.00 in Fiscal Year 2013-2014, subject to receipt of an executed contract; and apply indirect cost at the rate of 21.48 percent in accordance with the terms of the Intergovernmental Cooperative Reimbursement Agreement.

14. M&C C-26290 - Authorize Execution of Amendment No. 8 to City Secretary Contract No. 39252 with Jacobs Engineering Group, Inc., in the Amount of \$161,890.45 for the Runway Extension Project at Fort Worth Alliance Airport (COUNCIL DISTRICT 7)

The City Council approved the following recommendation: Authorize the execution of Amendment No. 8 to City Secretary Contract No. 39252 with Jacobs Engineering Group, Inc., in the amount of \$161,890.45 for additional land acquisition services and environmental testing associated with the relocation of John Day Road, Keller Haslet Road and the relocation of the Burlington Northern Santa Fe Railroad Mainline for the Runway Extension Project at Fort Worth Alliance Airport.

15. M&C C-26291 - Authorize Execution of Amendment No. 1 to City Secretary Contract No. 41427, an Engineering Services Agreement with Garver, LLC, in the Amount of \$58,300.00 for Additional Design Services for the Terminal Area Taxilane Improvements at Fort Worth Meacham International Airport and Adopt Appropriation Ordinance (COUNCIL DISTRICT 2)

The City Council approved the following recommendation: Authorize the use of revenue derived from mineral leases on City-owned airports for Amendment No. 1 to City Secretary Contract No. 41427, an Engineering Services Agreement with Garver, LLC, in the amount of \$58,300.00 for additional design services for the terminal area taxilane improvements at Fort Worth Meacham International Airport; authorize the execution of the amendment in the amount of \$58,300.00; and adopt Appropriation Ordinance No. 20774-06-2013 increasing the estimated receipts and appropriations in the Airports Gas Lease Project Fund in the amount of \$58,300.00 from available funds.

16. M&C C-26292 - Authorize Execution of Change Order No. 1 to City Secretary Contract No. 43408 with Burnsco Construction, Inc., in the Amount of \$211,910.00 for a Revised Total Contract in the Amount of \$1,647,223.00 for Water Replacement Contract 2009, WSM-E on Turner Street, Authorize Transfer from the Water and Sewer Operating Fund to the Water Capital Projects Fund and Adopt Appropriation Ordinance (COUNCIL DISTRICT 5)

The City Council approved the following recommendation: Authorize a transfer in the amount of \$211,910.00 from the Water and Sewer Operating Fund to the Water Capital Projects Fund; adopt Appropriation Ordinance No. 20775-06-2013 increasing estimated receipts and appropriations in the Water Capital Projects Fund from available funds for the purpose of Water Replacement Contract 2009, WSM-E; and authorize the execution of Change Order No. 1 to City Secretary Contract No. 43408 with Burnsco Construction, Inc., in the amount of \$211,910.00 for a total contract in the amount of \$1,647,223.00.

17. **M&C C-26293 - Authorize Execution of a Contract with Conatser Construction TX, LP, in the Amount of \$674,962.00 for Water and Sanitary Sewer Replacement Contract 2010, STM-D on Cardiff Avenue, Tasman Street, Topper Street, Wallingford Drive and Walraven Circle, Provide for Project Costs and Contingencies for a Project Total in the Amount of \$746,711.00 and Adopt Appropriation Ordinances (COUNCIL DISTRICT 6)**

The City Council approved the following recommendation: Authorize the transfer in the amount of \$746,711.00 from the Water and Sewer Operating Fund to the Sewer Capital Projects Fund in the amount of \$290,216.00 and the Water Capital Projects Fund in the amount of \$456,495.00 and to provide for project costs and contingencies; adopt Appropriation Ordinance No.20776-06-2013 increasing estimated receipts and appropriations in the Sewer Capital Projects Fund from available funds for the purpose of Water and Sanitary Sewer Replacement Contract 2010, STM-D for replacement of deteriorated water and/or sanitary sewer mains on Cardiff Avenue, Tasman Street, Topper Street, Wallingford Drive and Walraven Circle; adopt Appropriation Ordinance No. 20777-06-2013 increasing the estimated receipts and appropriations in the Water Capital Projects Fund from available funds for the same purpose reflected above; and authorize the execution of a contract with Conatser Construction TX, LP, in the amount of \$674,962.00.

18. **M&C C-26294 - Authorize Execution of a Contract with Ark Contracting Services, L.L.C., in the Amount of \$912,795.00 for Sanitary Sewer Rehabilitation Contract 64, Part 2 in Several Alleys and North Main Street, 30th Street, Grafton Street, Chester Street, Loving Avenue and Prairie Avenue, Provide for Project Costs and Contingencies for a Project Total in the Amount of \$975,179.00 and Adopt Appropriation Ordinance (COUNCIL DISTRICTS 2 and 8)**

The City Council approved the following recommendation: Authorize a transfer in the amount of \$62,384.00 from the Water and Sewer Operating Fund to the Sewer Capital Projects Fund; adopt Appropriation Ordinance No. 20778-06-2013 increasing estimated receipts and appropriations in the Sewer Capital Projects Fund in the amount of \$62,384.00 from available funds; and authorize the execution of a contract with Ark Contracting Services, L.L.C., in the amount of \$912,795.00 for Sanitary Sewer Rehabilitation Contract 64, Part 2, in Several Alleys and North Main Street, 30th Street, Grafton Street, Chester Street, Loving Avenue and Prairie Avenue.

19. **M&C C-26295 - Authorize Execution of Amendment No. 2 to City Secretary Contract No. 41740, an Engineering Agreement, with Lockwood, Andrews & Newnam, Inc., in the Amount of \$90,715.00 for a Total Contract in the Amount of \$487,080.00 for Sanitary Sewer Rehabilitation Contract 75 on Stratford Park Drive, Medford Road, Stratford Drive, Belford Avenue and Stratford Court (COUNCIL DISTRICT 8)**

The City Council approved the following recommendation: Authorize execution of Amendment No. 2 to City Secretary Contract No. 41740, an Engineering Agreement, with Lockwood, Andrews & Newnam, Inc., in the amount of \$90,715.00 for Sanitary Sewer Rehabilitation Contract 75 on Stratford Park Drive, Medford Road, Stratford Drive, Belford Avenue and Stratford Court, thereby increasing the contract in the amount of \$487,080.00.

20. **M&C C-26296 - Authorize Mutual Termination to City Secretary Contract No. 42968 with S.J. Louis Construction of Texas, Ltd., for Water and Sanitary Sewer Main Relocations for State Highway 121T n/k/a Chisholm Trail Parkway f/k/a Southwest Parkway, Part 15 from Farm-to-Market Road 1187 to Dirks Road (COUNCIL DISTRICT 6)**

The City Council approved the following recommendation: Authorize the mutual termination to City Secretary Contract No. 42968 with S.J. Louis Construction of Texas, Ltd., for Water and Sanitary Sewer Main Relocations for State Highway 121T n/k/a Chisholm Trail Parkway f/k/a Southwest Parkway, Part 15 from Farm-to-Market Road 1187 to Dirks Road.

21. **M&C C-26297 - Authorize Execution of Change Order No. 1 to City Secretary Contract No. 44408 with S.J. Louis Construction of Texas, Ltd., in the Amount of \$358,362.66 for Trinity River Vision - Central City Project and the Trinity Uptown Service Area Phase 1 - Bridge and Channel Relocations, Part 3, Main Street Bridge Water, Sanitary Sewer and Storm Drain Relocations to Add Water and Sanitary Sewer Relocations at White Settlement Road Bridge for a Revised Total Contract in the Amount of \$6,288,106.85 (COUNCIL DISTRICTS 2 and 9)**

The City Council approved the following recommendation: Authorize the execution of Change Order No. 1 to City Secretary Contract No. 44408 with S.J. Louis Construction of Texas, Ltd., in the amount of \$358,362.66 for Trinity River Vision - Central City Project and the Trinity Uptown Service Area Phase 1 - Bridge and Channel Relocations, Part 3, Main Street Bridge Water, Sanitary Sewer and Storm Drain Relocations to add water and sanitary sewer relocations at White Settlement Road Bridge for a revised total contract in the amount of \$6,288,106.85.

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. **OCS - 1889 - Notice of Claims for Alleged Damages and/or Injuries**

End of Consent Agenda.

E. Award of Contract - Removed from Consent Agenda for Individual Consideration

5. M&C C-26281 - Authorize Accession of a Bronze Sculpture Titled "John F. Kennedy" by Lawrence M. Ludtke Into the Fort Worth Public Art Collection (COUNCIL DISTRICT 9)

It was recommended that the City Council authorize the accession of a bronze sculpture titled "John F. Kennedy" by Lawrence M. Ludtke located at 916 Main Street, Fort Worth as part of the "JFK Tribute" in General Worth Square into the Fort Worth Public Art Collection.

Motion: Council Member Burns made a motion, seconded by Council Member Espino that Mayor and Council Communication C-26281 be approved. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. Presentation on the National CPR and AED Awareness Week

Assistant City Manager Charles Daniels stated that Fire Chief Rudy Jackson had provided an updated regarding the activities of the Code Compliance Department and the Office of Emergency Management response to the tornados that occurred on May 15, 2013, in Johnson County and Hood County. He further stated that the City of Cleburne had received a tremendous amount of damage due to down trees and construction materials. He added that the City of Cleburne had requested the City of Fort Worth's assistance to help clean up the debris and that was estimated to be a five (5) to six (6) day effort to clean up the debris but they were able to complete it in three (3) days.

He stated that the City of Houston had lost four (4) of their firefighters in a hotel fire and that firefighters from all over the country planned to attend the memorial service tomorrow, June 6, 2013. He pointed out that the City of Houston had over 4,000 firefighters who had planned to attend the memorial service, but in order for them to be able to they had to rely on volunteers from other Fire Departments to cover their calls. He stated that in addition to the seven (7) member honor guard that would travel to Houston, 56 firefighters had volunteered which meant that the City of Fort Worth would not be covering their costs to travel to Houston.

Dr. Terrance McCarthy, Medical Director, Fort Worth Emergency Services, introduced a two minute clip on the importance of CPR/AED and its positive effects on lives. He stated that the "Take 20 for Life" program training kit was available to be checked out by the citizens and he encouraged everyone to try to program.

Dr. McCarthy introduced Ms Constance Burdick, a cardiac arrest survivor, who expressed the importance of knowing CPR and how to use and AED and how it saved her life.

City Secretary Kayser advised that Mayor and Council Communications G-17916, G-17919, and G-17920 were donations and would be moved up on the agenda.

9. M&C G-17916 - Authorize Acceptance of Monetary Donations from the Fort Worth Garden Club in the Amount of \$85,000.00 and the Fort Worth Chamber Foundation, Inc., in the Amount of \$100,000.00, Authorize Execution of an Infrastructure Construction Agreement with Event Facilities Fort Worth, Inc., in the Amount Not to Exceed \$1,094,248.00 for Storm Drainage and Sidewalk Improvements, Authorize Transfer in the Amount of \$341,341.00 from the Park Gas Lease Project Fund to the Stormwater Capital Projects Fund and Adopt Appropriation Ordinance, Council Proposal No. 00143 (COUNCIL DISTRICT 7)

It was recommended that the City Council authorize the transfer in the amount of \$341,341.00 from the Park Gas Lease Project fund to the Stormwater Capital Projects Fund; authorize the acceptance of monetary donations from the Fort Worth Garden Club in the amount of \$85,000.00 and Fort Worth Chamber Foundation in the amount of \$100,000.00; adopt an Appropriation Ordinance increasing estimated receipts and appropriations in the Stormwater Capital Projects Fund in the amount of \$526,341.00 from available funds and subject to receipt of monetary donations for the purpose of storm drain and sidewalk improvements; and authorize the execution of an Infrastructure Construction Agreement with Event Facilities Fort Worth, Inc., in the amount not to exceed \$1,094,248.00.

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino, that Mayor and Council Communication G-17916 be approved and Appropriation Ordinance No. 20779-06-2013 be adopted. The motion carried 7 ayes to 0 nays, with 1 abstention by Council Member Shingleton and Mayor Price absent.

Council Member Shingleton presented certificates to Mr. Richard Zavala, Director, Parks and Community Services Department, for the Fort Worth Garden Club and the Fort Worth Chamber Foundation, Inc.

12. M&C G-17919 - Authorize Naming of the Pavilion at Rotary Plaza in Trinity Park in Honor of Marvin and Felice Girouard (COUNCIL DISTRICT 9)

It was recommended that the City Council authorize the naming of the pavilion at Rotary Plaza in Trinity Park in honor of Marvin and Felice Girouard.

Motion: Council Member Burns made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication G-17919 be approved. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

Council Member Burns presented a certificate to Ms. Neva Williams, Executive Director of the Rotary Club, Ms. Amy Bearden, Assistant Executive Director of the Rotary Club, Mr. Tim Plocica, President of the Rotary Club.

13. M&C G-17920 - Authorize Acceptance of a Donation from the Fort Worth Botanical Society, Inc., for Infrastructure Repairs and Improvements Valued in the Amount of \$275,000.00 for the Japanese Garden (COUNCIL DISTRICT 7)

It was recommended that the City Council authorize the acceptance of a donation from the Fort Worth Botanical Society, Inc., for infrastructure repairs and improvements valued in the amount of \$275,000.00 for the Japanese Garden.

Motion: Council Member Shingleton made a motion, seconded by Council Member Jordan, that Mayor and Council Communication G-17920 be approved with appreciation. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

Council Member Shingleton presented a certificate to Ms. Rattana Mao, President of the Fort Worth Botanical Society, Inc.

X. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events

Council Member Moss announced that there would be a workshop called “Success through Respect” and would be held at Eastern Hills High School, Metro High School, Dunbar High School, Polytechnic High School, and O.D. Wyatt High School. He added that this workshop was designed by the Fort Worth Police Department and assists the high school students on how to respond when encountered by the Police Department.

Council Member Allen Gray expressed her appreciation to all who attended the community walk at Cobb Park Saturday, May 25, 2013. She announced that on Sunday, June 9, 2013, from 3:00 p.m. to 6:00 p.m., the Steer Fort Worth Young Leadership Group would be hosting the Evans Plaza Urban Popup Market event and it was about how they would like to see the urban villages look like.

Council Member Burns expressed his appreciation to all who attended the grand opening of the Forest Park Pool. He stated that there were still opportunities to help Forest Park Pool by going to www.fortworthtexas.gov/forestparkpool to view the list of items that were still needed for the pool or sponsor swimming lessons for children by donating \$25.00 for eight (8) swimming lessons. He stated for more information the citizens could call his District 9 Office at 817-392-8809 or email him at joel.burns@fortworthtexas.gov. He announced that artist, Nori Sato, would talk about her mosaic designs for the Chisolm Trail Parkway on Thursday, June 6, 2013, at 7:15 p.m. at the Fort Worth Community Arts Center. He stated that he wanted to remind everyone that the Van Cliburn finals were being conducted and to go to <https://cliburn.org> for more information. He also announced that Joe’s Run was a benefit for the Samaritan House would be held on June 8, 2013, and for more information to go to www.joesrunfw.com.

Council Member Espino expressed his appreciation to everyone who attended the grand opening of the Marine Park Aquatics Center. He stated that it was the first brand new municipal water facility in the City of Fort Worth since the 1960's and that there was a special dedication at the picnic pavilion in honor of the long time Northside Neighborhood Association president, Betty Ward, who passed away last year.

Mayor Pro tem Zimmerman announced that the Alliance Air Show Team announced that there would be an air show this year, but that the defense demonstration teams had been grounded for the rest of the show season. He stated the Black Diamond Jet Team and several other civilian performers would be present at the air show this year that would be held on October 19, 2013, and October 20, 2013.

2. Recognition of Citizens

Council Member Jordan presented a certificate of recognition which recognized the volunteers, officers, and sponsors of the South Division Family Day Fair.

3. Approval of Ceremonial Travel

There was no approval necessary for ceremonial travel.

XI. PRESENTATIONS BY THE CITY COUNCIL

1. Changes in Membership on Boards and Commissions

Motion: Council Member Allen Gray made a motion, seconded by Council Member Moss, that Ms. Eunice Givens be appointed to Place 8 on the Board of Adjustment-Residential effective June 4, 2013, and with a term expiring October 1, 2014. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

2. Council Proposal No. 295 - Rename Dirks Road, Which Runs Between Granbury Road and Lakeside Drive, to Altamesa Boulevard

Note: Council procedure provides that Council proposals are introduced at one meeting and followed by Council action at the next Council meeting.

XII. PRESENTATIONS AND/OR COMMUNICATIONS FROM BOARDS, COMMISSIONS AND/OR CITY COUNCIL COMMITTEES

There were no presentations and/or communications from boards, commissions and/or City Council committees.

XIII. RESOLUTIONS

1. A Resolution Supporting a Request from the Naval Air Station Fort Worth Joint Reserve Base for Concurrent Jurisdiction with the United States Government and Authorizing Execution of an Agreement with the United States Government to Establish Responsibilities Under Concurrent Jurisdiction

It was recommended that the City Council adopt a Resolution supporting a request from the Naval Air Station Fort Worth Joint Reserve Base for concurrent jurisdiction with the United States Government and authorizing execution of an agreement with the United States Government to establish responsibilities under concurrent jurisdiction.

Motion: Council Member Shingleton made a motion, seconded by Council Member Moss, that Resolution No. 4211-06-2013 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

2. A Resolution Recognizing the Creation of the Continuum of Care Board by the Tarrant County Homeless Coalition and Appointing Kelly Allen Gray as the City's Representative to the Board

It was recommended that the City Council adopt a Resolution recognizing the creation of the Continuum of Care Board by the Tarrant County Homeless Coalition and appointing Kelly Allen Gray as the City's representative to the board.

Motion: Council Member Moss made a motion, seconded by Council Member Shingleton, that Resolution No. 4212-06-2013 be adopted. The motion carried unanimously 8 ayes to 0 nays with Mayor Price absent.

XIV. ZONING HEARING

Mayor Pro tem Zimmerman opened the public hearing.

1. ZC-12-128 - (CD 7) - David McDavid, 4621 Keller Hicks Road; from: "I" Light Industrial to: "A-5" One-Family (Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)

The City Council at its regular meeting of May 7, 2013, continued ZC-12-128.

Ms. Nancy Smotherman, 1952 Bluebird Avenue, completed a comment card in support of Zoning Docket ZC-12-128.

Motion: Council Member Shingleton made a motion, seconded by Council Member Jordan, that Zoning Docket No. ZC-12-128 be continued to the July 16, 2013, Council meeting be continued. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

2. ZC-13-009 - (CD 9) - Legend Bank, Tarrant County Water District, 1351, 1801, 1811 E. Northside Drive; from: "O-1" Floodplain, "PD-399" Planned Development/Specific Use for all uses in "F" General Commercial except certain prohibited uses and allowing limited uses will be permitted: Property development standards will be the same as set forth in the "F" district except for height. A height of 5 stories or 75 feet maximum shall be permitted if approved on the required site plan, and "PD-717" Planned Development/Specific Use for all uses in "F" General Commercial plus hotel, permitting a parking area or garage as long as it is in conjunction with or auxiliary to an onsite business, a temporary residence for security purposes, a temporary trailer used for construction or storage purposes, a bar, tavern, or cocktail lounge if such use is a part of or in connection with a hotel, motel, or restaurant. Property development standards will be the same as set forth in the "F" district except for height. A height of 5 stories or 75 feet maximum shall be permitted; site plan required, and excluding certain uses to: "PD/D" Planned Development for all uses in "D" High Density Multifamily; site plan included. (Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)

The City Council at its regular meeting of May 14, 2013, continued ZC-13-009.

The following individuals appeared before Council in support of Zoning Docket ZC-13-009

Mr. Ken Schaumburg, 815 West Daggett Avenue
Ms. Janice Michel, 2115 Primrose Avenue
Mr. Robert Chesser, 3217 Kimbo Road

Council Member Espino requested the traffic engineer to explain the intersection improvements that would be made.

Mr. Tejas Mejta, Traffic Engineer with Savant Group, stated that they recommended the widening of the frontage road on I35W and was a basic recommendation due to the growth in the area.

The following individuals completed a speaker card in support of Zoning Docket ZC-13-009 but did not wish to address the Council.

Mr. Sam Stavron, 100 Rivercrest Drive
Mr. Jesse Mendoza, 929 Bluebonnet Drive
Ms. Robbin Mendoza, 929 Bluebonnet Drive
Ms. Barbara Hughes, 858 Oakhurst Scenic Drive
Ms. Cynthia Cerda, 2733 Honeysuckle Avenue
Mr. Ken Murphy, 2222 Dalford Street

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The following individuals appeared before Council in opposition of Zoning Docket ZC-13-009.

Ms. Barbara Grisell, 1766 Oak Hill Road
Ms. Patti Law, 1320 Smilax Avenue
Ms. Libby Willis, 2300 Primrose Avenue
Mr. Doyle Willis, Jr., 2300 Primrose Avenue
Ms. Ginger Bason, 1600 Oakhurst Scenic Drive
Ms. Pamela Boggess, 1904 Bluebonnet Drive
Ms. Denise Bennett, 2055 West Lotus Avenue

Mr. Jarrett Michel, 2115 Primrose Avenue, completed a comment card in support of Zoning Docket ZC-13-009.

Motion: Council Member Espino made a motion, seconded by Council Member Scarth, that Zoning Docket No. ZC-13-009 be approved. The motion carried 6 ayes to 2 nays, with Council Members Allen Gray and Burns casting the dissenting vote and Mayor Price absent.

3. ZC-13-018 - (CD 2) - Electro-Tech Services, Inc., 5116 Northeast Parkway; from: "K" Heavy Industrial to: "PD/K" Planned Development for all uses in "K" Heavy Industrial plus halfway house; site plan included. (Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)

The City Council at its regular meeting of May 14, 2013, continued ZC-13-018.

The following individuals appeared before Council in support of Zoning Docket ZC-13-018.

Mr. Brian Costello, 13401 Railway Drive, Oklahoma City, Oklahoma, 73114
Mr. Jim Schell, 500 West 7th Street
Mr. Eric Gray, 12201 Bravada Court, Edmond, Oklahoma, 73013
Mr. Jeff Shriver, 5125 Northeast Parkway
Mr. Everett Spaeth, 4000 Fossil Creek Boulevard

Council Member Burns requested clarification regarding transportation for the individuals who were living at the halfway house.

Mr. Costello stated that they would have transportation to transport the individuals to the Northside Transportation Hub.

The following individuals appeared before Council in opposition of Zoning Docket ZC-13-018.

Mr. Ray Oujesky, 201 Main Street, Suite 2800
Ms. Marlene Beckman, 2300 Medford Court East
Mr. Daryl Holsager, 5003 North Freeway Suite D

The following individuals completed a speaker card in opposition of Zoning Docket ZC-13-018 but did not wish to address the Council.

Mr. James Zimmerer, 4900 Mark IV Parkway
Ms. Dolores Zimmerer, 4900 Mark IV Parkway
Mr. Jerry Alexander, 100 Throckmorton Street

The following individuals completed a comment card in opposition of Zoning Docket ZC-13-018.

Mr. Tim Thomas, 3516 Stone Creek Way
Ms. Joan Thomas, 3516 Stone Creek Way
Mr. Jeff Zimmerer, 4900 Mark IV Parkway
Ms. Aida Sawyer, 3813 Arundel Avenue

Council Member Scarth requested clarification regarding when the current lease would be expiring for the location the halfway house was at.

Mr. Schell stated that there was less than one (1) year remaining on the current lease and there was an option for two (2) one (1) year renewals remaining.

Motion: Council Member Espino made a motion, seconded by Council Member Burns, that Zoning Docket No. ZC-13-018 be denied with recommendation that the applicant work with City staff to look for alternate locations for this facility. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

The Notice of Special Hearing set today as the date for the hearing in connection with recommended changes and amendments to Zoning Ordinance No. 13896 and that notice of the hearing had been given by publication in the Fort Worth Star-Telegram, the official newspaper of the City of Fort Worth, on May 17, 2013.

Council Member Burns left his place on the dais.

4. ZC-13-035A - (CD 5) - Bell Helicopter Textron, Inc., 3201 Greenbelt, 806 E. Hurst and 3250 Bell Spur; from: "MU-1" Low Intensity Mixed Use and "K" Heavy Industrial to: All uses in "PD-588" Planned Development/Specific Use including: day care center; government office facility; health services facility including doctor's office or medical clinic; electric power substation (SE); telecommunications antenna (SE); telecommunications tower (SE); utility transmission or distribution line; health or recreation club; restaurant, cafe or cafeteria; offices; convenience store; parking area or garage, commercial or auxiliary; assembly of pre-manufactured parts for helicopters; machine shops; manufacture of aluminum or metals; outdoor storage; paint mixing or spraying; sheet metal shop; warehouse or bulk storage; welding shop; galvanizing, sheet or

structural shapes; manufacture of helicopters; manufacture of dies, cores, die-casting molds; metal stamping, dyeing, shearing or punching; helistop landing area; executive offices and supporting operations for a corporate office; U.S. government personnel (customer); integrated systems installation; electrical wire assembly; helicopter modification & assembly; metal rotor blade manufacturing; painting operations; engineering research & development; unmanned vehicle assembly; government helicopter delivery; composite parts/blade manufacturing; material storage; tooling manufacturing; engineering process labs; flight simulators; satellite antenna (dish); residence for security purposes and to include mining and excavation; site plan waiver recommended. (Recommended for Approval as Amended by the Zoning Commission for Tract 2 not to include mining or excavation)

Mr. Brian Chase, 600 East Hurst Boulevard, appeared before Council in support of Zoning Docket ZC-13-035A.

Motion: Council Member Moss made a motion, seconded by Council Member Shingleton, that Zoning Docket No. ZC-13-035A be approved. The motion carried unanimously 7 ayes to 0 nays, with Mayor Price and Council Member Burns absent.

5. ZC-13-042 - (CD 8) - F. W. Mason Heights, L. P., 2600 - 2700 blocks of Moresby, 3700 - 3801 Mighty Mite, 3801 WG Daniels and 3670 Wichita Street; from: "PD-913 " Planned Development for "A-5" One-Family, "PD-915" Planned Development for "ER" Neighborhood Commercial Restricted, and "PD-916" Planned Development for "C" Medium Density Multifamily, with development standards; site plan required to: Adjust the boundary lines for PD-913, PD-915, and PD-916 with development standards; site plan required. (Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)

Council Member Burns returned to his place on the dais.

The City Council at its regular meeting of May 7, 2013, continued ZC-13-042.

Mr. Michael Clark, 6750 Hillcrest Plaza Drive, #325, Dallas, Texas, 75230, appeared before Council in support of Zoning Docket ZC-13-042.

Mr. Jerome Carlos Johnson, 5632 Cando Drive, completed a comment card in support of Zoning Docket ZC-13-042.

Motion: Council Member Allen Gray a motion, seconded by Council Member Scarth, that Zoning Docket No. ZC-13-042 be approved. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

6. ZC-13-044 - (CD 8) - YMCA, 2300 Block E. Berry Street S.; from: "R1" Zero Lot Line/Cluster and "CF" Community Facilities to: "PD/C" Planned Development for all uses in "C" Medium Density Multifamily with development standards; site plan required. (Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)

The City Council at its regular meeting of May 7, 2013, continued ZC-13-044.

The following individuals appeared before Council in support of Zoning Docket ZC-13-044.

Mr. Michael Clark, 6750 Hillcrest Plaza Drive, #325, Dallas, Texas, 75230

Mr. Tony Shuman, 512 Lamar Street, Represented YMCA

Ms. Marie Love, 4832 Glen Eden Drive

Ms. Laverne Walker, 2437 Rattikin Road

Council Member Allen Gray requested clarification regarding the YMCA's time frame to build the YMCA. She also asked that if the YMCA was unable to raise enough money to keep the preschool on Miller Street open, would that location close, and if enough money was raised, would the preschool move and their current location close.

Mr. Shuman stated that the timeframe for the new facility was two (2) to three (3). He added that there would be a feasibility study conducted this summer and it was hoped that the results of the study would be sufficient for the board to approve the capital campaign. He added that it would take a year and a half to two (2) years to raise the money and one (1) year to build the new YMCA. He stated that the Miller location would remain open if they were unable to raise enough money to move the preschool and that the location would be sold if enough money was raised.

Council Member Moss requested clarification regarding the closing of the Miller location.

Mr. Shuman stated that the YMCA's plans were to co-locate the two (2) locations if enough money was raised to provide the services that were provided at both locations.

The following individuals appeared before Council in opposition of Zoning Docket ZC-13-044.

Mr. Monnie Gilliam, 1100 Vicki Lane

Bishop Kenneth Spears, 2401 East Berry Street

Mr. Alexander Davis, 4917 Old Mansfield

Ms. Cynthia Morrison, 2242 East Loop 820, completed a comment card in support of Zoning Docket ZC-13-044.

Mr. Jerome Carlos Johnson, 5632 Cando Drive, completed a comment card in opposition of Zoning Docket ZC-13-044.

Council Member Allen Gray expressed her appreciation to everyone who attended the meeting to share their thoughts and concerns regarding the YMCA. She stated that she supported the YMCA but her concern was the land use of the property that was located at 2300 East Berry Street. She further stated that there were already over 1,500 apartments in a two (2) mile radius of that location and to have the possibility of another 200 to 300 apartments in that area was very alarming.

Motion: Council Member Allen Gray made a motion, seconded by Council Member Jordan, that Zoning Docket No. ZC-13-044 be denied without prejudice. The motion carried 7 ayes to 1 nays, with Council Member Espino casting the dissenting vote and Mayor Price absent.

- 7. ZC-13-045 - (CD 6) - City of Fort Worth Planning & Development, Generally bounded by I-20, Woodway, Trail Lake, Wedgemont Circle, and Inverness; from: "A-5" One-Family, "B" Two-Family, "CR" Low Density Multifamily, "C" Medium Density Multifamily, "E" Neighborhood Commercial, "FR" General Commercial Restricted, "F" General Commercial, and "PD" Planned Development 93, 175, 218, 348, 542, & 683 for various commercial uses to: "R2" Zero Lot Line/Townhouse, "UR" Urban Residential, "MU-1" Low Intensity Mixed Use, "PD" Planned Development 900 and "PD/R2" Planned Development Zero Lot Line/Townhouse with a height transitional plane beginning at 2 stories or 35 feet, "PD/UR" Planned Development Urban Residential with a height transitional plane beginning at 2 stories or 35 feet, and "PD/MU-1" Planned Development Low Intensity Mixed-Use with a height transitional plane beginning at 2 stories or 35 feet, no "freeway" signs per 6.409D, and to remove the parking reduction allowed when in proximity to a rail station; site plan waiver recommended. (Recommended for Approval as Amended by the Zoning Commission and Deny without Prejudice the proposed R2 and UR zoning areas)**

The following individuals appeared before Council in opposition to Zoning Docket ZC-13-045.

Ms. Jennifer Frank, 5322 Westminster Court South
Mr. Kevin Strawser, 100 Energy Way
Mr. Barry Miller, 5305 Wooten Drive

Ms. Tolli Thomas, 5341 Wooten Drive, completed an undecided speaker card and appeared before Council pertaining to Zoning Docket ZC-13-045.

Council Member Jordan requested staff to clarify what was agreed to at a previous meeting with the citizens.

Ms. Dana Burghdoff, Deputy Director, Planning and Development Department, stated that what Ms. Thomas had summarized was correct and that she had met with Ms. Thomas earlier and wanted to clarify to her that it was 35 feet for two (2) stories and not 30 feet.

Motion: Council Member Jordan made a motion, seconded by Council Member Burns, that Zoning Docket No. ZC-13-045 be approved as amended to deny without prejudice the proposed R2 and UR zoning areas and to require a site plan for any Multi-Family development or Mixed-Use Development with Multi-Family use. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

8. ZC-13-049 - (CD-ALL) - City of Fort Worth Planning & Development; Text Amendment: Airport Overlay and Compatible Use Zones; An Ordinance amending the Zoning Ordinance of the City of Fort Worth, being Ordinance No. 13896, as amended, codified as Appendix "A" of the Code of The City of Fort Worth (1986), to amend: Article 4 "Overlay Districts", of Chapter 4, "District Regulations" to add a new section, Section 4.405 "Airport/Airfield Overlay ("AO") District"; Providing for regulations for Airport Overlay Zones and Compatible Use Zones ("AO-CUZ") Restrictions for incompatible uses within Clear Zones and Accident Potential Zones for the Naval Air Station Fort Worth Joint Reserve Base; and To revise Chapter 9, "Definitions" to add definitions related to airports (Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)

The City Council at its regular meeting of May 7, 2013, continued ZC-13-049.

Council Member Scarth left his place at the dais.

Ms. Rachel Wiggins, 1510 Chennault Avenue, completed a speaker card in support of Zoning Docket ZC-13-049, but did not wish to address the Council.

Mr. Brian Smith, 6509 Shoal Creek Road, completed a comment card in opposition of Zoning Docket ZC-13-049.

Motion: Council Member Shingleton made a motion, seconded by Council Member Moss, that Zoning Docket No. ZC-13-049 be continued to the July 9, 2013, Council meeting. The motion carried unanimously 7 ayes to 0 nays, with Mayor Price and Council Member Scarth absent.

9. ZC-13-050 - (CD 3, CD 7) - City of Fort Worth Planning and Development, North and South of NAS FW JRB Runways; from: various zoning districts to: add Airport Overlay/Compatible Use Zone Overlay Districts (Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)

The City Council at its regular meeting of May 7, 2013, continued ZC-13-050.

Ms. Rachel Wiggins, 1510 Chennault Avenue, completed a speaker card in support of Zoning Docket ZC-13-050, but did not wish to address the Council.

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino, that Zoning Docket No. ZC-13-050 be continued to the July 9, 2013, Council meeting. The motion carried unanimously 7 ayes to 0 nays, with Mayor Price and Council Member Scarth absent.

10. ZC-13-051 - (CD 5) - Duong Thuan, 5570 Meadowbrook Drive; from: "ER" Neighborhood Commercial Restricted to: "E" Neighborhood Commercial (Recommended for Denial by the Zoning Commission)

The following individuals appeared before Council in opposition of Zoning Docket ZC-13-051.

Mr. Mark Boling, 4717 Norma Street
Ms. Janet Kennedy, 5024 Norma Street

Mr. James Bews, 1709 Watson Street, completed a speaker card in opposition of Zoning Docket ZC-13-051.

Motion: Council Member Moss made a motion, seconded by Council Member Burns, that Zoning Docket No. ZC-13-051 be denied. The motion carried unanimously 7 ayes to 0 nays, with Mayor Price and Council Member Scarth absent.

11. ZC-13-059 - (CD 9) - Merida Avenue, LLC; CDAT Investments LLC, 2716 - 2724 Lubbock Avenue; from: "C" Medium Density Multifamily to: "PD/UR" Planned Development for all uses in "UR" Urban Residential; site plan included. (Recommended for Approval by the Zoning Commission)

Council Member Scarth returned to his place at the dais.

Mr. Jim Schell, 500 West 7th Street, completed a speaker card in support of Zoning Docket ZC-13-059, but did not wish to address the Council.

Motion: Council Member Burns made a motion, seconded by Council Member Espino, that Zoning Docket No. ZC-13-059 be approved. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

- 12. ZC-13-060 - (CD 9) - New Barn LLC, Jan K. Reece, Slaughter Irrevocable Children's Trust C/O Jan K. Reece, Michael Rabbass, 2716, 2720, 2727, 2732, 2733, 2736, 2737 Merida Avenue; from: "B" Two-Family to: "PD/UR" Planned Development for all uses in "UR" Urban Residential; site plan included. (Recommended for Approval by the Zoning Commission)**

Mr. Jim Schell, 500 West 7th Street, completed a speaker card in support of Zoning Docket ZC-13-060, but did not wish to address the Council.

Motion: Council Member Burns made a motion, seconded by Council Member Shingleton, that Zoning Docket No. ZC-13-060 be approved. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

- 13. ZC-13-061 - (CD 9) - J. Knight, Withers Estate, Tersok Properties, Merida LLC, Jam Development, 2721 - 2733 McCart Avenue & 2408 - 2409 W. Cantey; from: "B" Two-Family to: "PD/UR" Planned Development for all uses in "UR" Urban Residential; site plan included. (Recommended for Approval by the Zoning Commission)**

Mr. Jim Schell, 500 West 7th Street, completed a speaker card in support of Zoning Docket ZC-13-061, but did not wish to address the Council.

Motion: Council Member Burns made a motion, seconded by Council Member Shingleton, that Zoning Docket No. ZC-13-061 be approved. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

- 14. ZC-13-064 - (CD 9) - Trinity Bluff Development/Reeves/Wallace/Ft. Worth Teen/Ft. Worth City Church, 633, 637, 703, 705, 715, 727 and 729 Samuels Avenue; from: "O-1" Floodplain, "D" High Density Multifamily and "PD-489" Planned Development for all uses in "H" Central Business District excluding the following uses: massage therapy, sexually oriented business, recreational vehicle park, cold storage or ice plant, gunsmithing, repair or sales, home improvement store, mini warehouses, mortuary or funeral home, pawn shop, tattoo parlor, taxidermist shop, auto parts supply, retail, automotive repair, paint and body shop, car wash full or self service, vehicle sales or rental, including automobiles, motorcycles, boats or trailers. Building height shall be restricted to 20 stories; site plan waived to: "PD/H" Planned Development for all uses in "H" Central Business District, excluding the following uses: massage therapy, sexually oriented business, recreational vehicle park, cold storage plant or ice plant, gunsmithing, repair or sales, home improvement store, taxidermist shop, auto parts supply, rental, automotive repair, paint and body shop, car wash, full or self service, vehicle sales or rental including automobile, motorcycles, boats or trailers.**

Building height shall be restricted to 20 stories. A transitional height plane of 45 degrees, as measured from the northeast corner boundary of the parcel described as Samuels Avenue Baptist Church Addition, Block 1, Lot 1, shall apply to portions of a building above 45 feet or 3 stories, whichever is greater for buildings along the northern boundary of the parcel; site plan waiver recommended. (Recommended for Approval as Amended by the Zoning Commission for 30 ft. setback and a maximum of two stories within the 60 ft. setback of the northern property line, and retain trees 2, 3, and 4)

Mr. Ramon Guajardo, 4400 Northview Court, appeared before Council in support of Zoning Docket ZC-13-064.

Ms. Kathryn Omarkhail, 2055 West Lotus Avenue, completed a speaker card in opposition of Zoning Docket ZC-13-064 and was recognized by Mayor Pro tem Zimmerman but was not present in the Council Chamber.

Motion: Council Member Burns made a motion, seconded by Council Member Moss, that Zoning Docket No. ZC-13-064 be approved as amended for 30 ft. setback and a maximum of two stories within the 60 ft. setback of the northern property line, and retain trees 2, 3, and 4. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

15. ZC-13-065 - (CD 2) - City of Fort Worth Aviation Department, 3300 - 3400 blocks of Pearl and Chestnut Avenue, 3400 block Columbus Avenue, 4702 N. Main Street; from: "AG" Agricultural and "A-5" One-Family to: PD-848 "PD/I" Planned Development for all uses in "I" Light Industrial plus airport related uses and excluding bars/nightclubs, junkyards, recycling facilities, motels, sexually oriented businesses and tattoo parlors; site plan waiver recommended. (Recommended for Approval by the Zoning Commission)

Motion: Council Member Espino made a motion, seconded by Council Member Moss that Zoning Docket No. ZC-13-065 be approved. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

16. ZC-13-066 - (CD 9) - Razek Properties, Ltd., 1020 Lipscomb; from: "NS/T4N" Near Southside-General Urban Neighborhood to: "NS/T5" Near Southside-Urban Center (Recommended for Approval by the Zoning Commission)

Motion: Council Member Burns made a motion, seconded by Council Member Espino that Zoning Docket No. ZC-13-066 be denied without prejudice. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

17. ZC-13-067 - (CD 7) - Julia Hope Gerald Hood Estate/Lola Webb, 4600 & 4644 Keller Haslet Road; from: "A-10" One-Family to "A-5" One-Family (Recommended for Approval by the Zoning Commission)

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino that Zoning Docket No. ZC-13-067 be approved. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

18. ZC-13-068 - (CD 9) - 2720 Weisenberger, L. P., 2720 Weisenberger Street; from: "A-5" One-Family to: "MU-1" Low Intensity Mixed Use (Recommended for Approval by the Zoning Commission)

Mr. Jim Schell, 500 West 7th Street, completed a speaker card in support of Zoning Docket ZC-13-068, but did not wish to address the Council.

Motion: Council Member Burns made a motion, seconded by Council Member Jordan, that Zoning Docket No. ZC-13-068 be approved. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

19. ZC-13-069 - (CD 9) - LD Texas Investments LLC/Larry Frazier, 1618 North Sylvania Avenue; from: "A-5" One-Family and "E" Neighborhood Commercial to: "PD-883" Planned Development for all uses in "E" Neighborhood Commercial with warehouse plus parking lot for existing business; site plan included. (Recommended for Approval by the Zoning Commission)

Mr. Barry Hudson, 3012 Gunnison Trail, completed a speaker card in support of Zoning Docket ZC-13-069 but did not wish to address the Council.

Ms. Janice Michel, 2115 Primrose Avenue, completed a comment card in support of Zoning Docket ZC-13-069.

Motion: Council Member Burns made a motion, seconded by Council Member Moss, that Zoning Docket No. ZC-13-069 be approved. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

20. ZC-13-070 - (CD 7) - Boaz Road L. P., 7401 Bowman Roberts Road, 8000 Boat Club Road, 6570 W. J. Boaz Road; from: "AG" Agricultural, "AR" One-Family Restricted, and "CR" Low Density Multifamily to: "A-5" One-Family and "E" Neighborhood Commercial (Recommended for Approval by the Zoning Commission)

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino, that Zoning Docket No. ZC-13-070 be approved. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

21. ZC-13-071 - (CD 7) - Langley Corp (Hudson & Hudson), 9551 & 9601 Blue Mound Road, 10600 - 10800 block NW US 287; from: "A-5" One-Family, "C" Medium Density Multifamily, "F" General Commercial to: "A-5" One-Family and "C" Medium Density Multifamily (Recommended for Approval by the Zoning Commission)

Mr. Jim Schell, 500 West 7th Street, completed a speaker card in support of Zoning Docket ZC-13-071, but did not wish to address the Council.

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino, that Zoning Docket No. ZC-13-071 be approved. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

There being no one else present desiring to be heard in connection with the recommended changes and amendments pertaining to Zoning Ordinance No. 13896 for the above listed cases, Council Member Espino made a motion, seconded by Council Member Shingleton, that the hearing be closed and that Ordinance No. 20780-06-2013 be adopted. The motion carried 8 ayes to 0 nays, with Mayor Price absent.

XV. REPORT OF THE CITY MANAGER

B. General

1. M&C G-17899 - Authorize Settlement of Claims Against United Riverside Rebuilding Corporation, Execution of a Settlement Agreement and Payment of Closing Costs in the Amount Not to Exceed \$10,000.00 (COUNCIL DISTRICT 8) (Continued from a Previous Meeting)

It was recommended that the City Council authorize the execution of a Settlement Agreement for the purpose of settling any and all claims against United Riverside Rebuilding Corporation; authorize the acceptance of up to eight parcels of real property located at 2624 La Salle, 2628 La Salle, 2700 La Salle, 2708 La Salle, 2720 La Salle, 1209 East Robert and 2805 Ennis, including mineral interests and the acceptance of \$1,091.52 in lieu of deeding 3021 East 4th Street to the City; authorize the acceptance and recording of appropriate instruments for the real property; and authorize the payment in the amount not to exceed \$10,000.00 for closing costs and expenses for the transfer of the properties from the United Riverside Corporation to the City.

Ms. Cynthia Garcia, Acting Director, Housing and Economic Development Department, advised that the M&C needed to be amended to include 3013 Finley Street and to change the amount of payment from "\$1,091.52" to "\$1,092.00".

Motion: Council Member Shingleton made a motion, seconded by Council Member Scarth, that Mayor and Council Communication G-17899 be approved as amended. The motion carried 7 ayes to 0 nays, with 1 abstention by Council Member Allen Gray and Mayor Price absent.

2. M&C G-17909 - Authorize Increase in Implementation Costs for the Office Space License Agreement with Behringer Harvard Burnett Plaza LP, in the Amount of \$730,000.00 for a Total Amount of \$1,050,000.00 (ALL COUNCIL DISTRICTS)

It was recommended that the City Council authorize an increase in implementation costs for the Office Space License Agreement with Behringer Harvard Burnett Plaza LP, in the amount of \$730,000.00 for a total amount of \$1,050,000.00.

Motion: Council Member Shingleton made a motion, seconded by Council Member Moss, that Mayor and Council Communication G-17909 be approved. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

3. M&C G-17910 - Adopt Ordinance Amending Chapter 4, Section 4-4 of the City Code to Remove the Separation Distance Requirement from Schools and Public Hospitals for the Sale of Alcohol in the Central Business District, Near Southside, Trinity Uptown, and West 7th Urban Village Mixed-Use Zoning Districts and Form-Based Zoning Districts (COUNCIL DISTRICTS 2, 7, 8 and 9)

It was recommended that the City Council adopt an ordinance amending Chapter 4, "Alcoholic Beverages" of the City Code of the City of Fort Worth (1986), as amended, by adding Subsection (1) of Section 4-4, "Sale Near Churches, Schools and Hospitals" to provide that no separation distance is required from public or private schools or public hospitals in the Central Business Zoning District, The West 7th Street Urban Village Mixed Use Zoning District or Near Southside and Trinity Uptown Form-Based Zoning Districts for the sale of alcohol.

Mr. DeeJay Johannessen, 909 West Magnolia, completed an undecided comment card pertaining to Mayor and Council Communication G-17910.

Motion: Council Member Burns made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication G-17910 be approved and that Ordinance No. 20781-06-2013 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

4. M&C G-17911 - Authorize Lease Agreement with Chesapeake Exploration, L.L.C., in the Amount of \$20,000.00 for Natural Gas Drilling Under Ten Acres of Shackleford Park Located at 4615 Shackleford Street (COUNCIL DISTRICT 8)

It was recommended that the City Council authorize a lease agreement for natural gas drilling under ten (10) acres more or less of City-owned property known as Shackleford Park located at 4615 Shackleford Street to Chesapeake Exploration, L.L.C., for a two (2) year primary term.

Motion: Council Member Allen Gray made a motion, seconded by Council Member Scarth, that Mayor and Council Communication G-17911 be approved. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

5. M&C G-17912 - Adopt Ordinance Approving Agreed Rate Review Mechanism Tariff Filed by Atmos Energy Corporation d/b/a Atmos Energy Corporation, Mid-Tex Division, to Govern Process of Future Annual Rate Adjustments (ALL COUNCIL DISTRICTS)

It was recommended that the City Council adopt an ordinance approving and adopting Rate Schedule "RRM - Rate Review Mechanism" filed by Atmos Energy Corporation d/b/a Atmos Energy Corporation, Mid-Tex Division, to govern process for future annual rate adjustment proceedings for customers within the City of Fort Worth.

Mr. Michael Appleman, 2600 Highview Terrace, completed a comment card in opposition of Mayor and Council Communication G-17912.

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino, that Mayor and Council Communication G-17912 be approved and that Ordinance No. 20782-06-2013 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

6. M&C G-17913 - Adopt Resolution Authorizing Increase of \$200,000.00 to the Maximum Amount to be Paid to Kelly, Hart and Hallman L.L.P., as Outside Counsel to Represent the City in the Lawsuits Entitled City of Fort Worth v. Employees' Retirement Fund of the City of Fort Worth, Cause No. 342-262392-12, and Richard Van Houten, Jr. and Stephen Hall v. City of Fort Worth, a Texas Municipal Corporation, Cause No. 4:12-CV-00826, and Any Other Litigation Related to the Pension Benefit Changes Adopted by the City Council on October 23, 2012, for a Total of \$400,000.00, and Adopt Supplemental Appropriation Ordinance Increasing Appropriations in the Risk Management Fund in the Amount of \$200,000.00 and Decreasing the Assigned Risk Management Fund Balance by the Same Amount (ALL COUNCIL DISTRICTS)

It was recommended that the City Council adopt a Supplemental Appropriation Ordinance increasing the estimated receipts and appropriations in the Risk Management Fund in the amount of \$200,000.00 and decreasing the Assigned Risk Management Fund Balance by the same amount; adopt a Resolution authorizing an increase in the amount of \$200,000.00 to the maximum amount to be paid to Kelly, Hart and Hallman L.L.P., as outside counsel to represent the City in the lawsuits entitled City of Fort Worth v. Employees' Retirement Fund of the City of Fort Worth, Cause 342-262392-12, and Richard Van Houten, Jr. and Stephen Hall v. City of Fort Worth, a Texas Municipal Corporation, Cause 4:12-CV-00826, and any other litigation related to the pension benefit changes adopted by the City Council on October 23, 2012, for a total amount of \$400,000.00.

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino, that Mayor and Council Communication G-17913 be approved and that Resolution No. 4213-06-2013 and Supplemental Appropriation Ordinance No. 20783-06-2013 be adopted. The motion carried 7 ayes to 0 nays, with 1 abstention by Council Member Allen Gray and Mayor Price absent.

7. M&C G-17914 - Adopt Resolution Authorizing a Lawsuit Against United Riverside Rebuilding Corporation for Breach of Contract (COUNCIL DISTRICT 8)

This agenda item was withdrawn from consideration.

8. M&C G-17915 - Authorize Temporary Closure of Alta Vista Road from North Beach Street to Eddleman Drive from June 7, 2013 Through August 11, 2013 for Paving, Drainage, Water and Sewer Improvements (COUNCIL DISTRICTS 4 and 7)

It was recommended that the City Council authorize temporary road closure of Alta Vista Road from North Beach Street to Eddleman Drive from June 7, 2013, through August 11, 2013, for paving, drainage, water and sewer improvements.

Motion: Council Member Scarth made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication G-17915 be approved. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

10. M&C G-17917 - Authorize Change in Scope in the Fiscal Year 2013 Crime Control and Prevention District Fund to Revise the Code Blue Program to Include the Code Blue at the Schools Enhancement and Authorize Execution of an Interlocal Agreement with the Fort Worth Independent School District to Operate Code Blue at the Schools (ALL COUNCIL DISTRICTS)

It was recommended that the City Council authorize a change in scope in the Fiscal Year 2013 Crime Control and Prevention District Fund to revise the Code Blue Program to include the Code Blue at the Schools enhancement; and authorize the execution of an Interlocal Agreement with the Fort Worth Independent School District to operate Code Blue at the Schools.

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication G-17917 be approved. The motion carried 7 ayes to 0 nays, with 1 abstention by Council Member Moss and Mayor Price absent.

11. M&C G-17918 - Approve Reserve Officers Appointed by the Chief of Police to Serve in a Supplementary Capacity for the Police Department (ALL COUNCIL DISTRICTS)

It was recommended that the City Council approve reserve officers appointed by the Chief of Police to serve in a supplementary capacity for the Police Department.

Motion: Council Member Shingleton made a motion, seconded by Council Member Burns, that Mayor and Council Communication G-17918 be approved. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

14. M&C G-17921 - Conduct a Public Hearing and Adopt Ordinance Establishing Standards of Care for Youth Programs in the Parks and Community Services Department for 2013 (ALL COUNCIL DISTRICTS) (PUBLIC HEARING)

Mayor Pro tem Zimmerman opened the public hearing.

It was recommended that the City Council conduct a public hearing and adopt an Ordinance establishing the Standards of Care for 2013 youth programs offered by the Parks and Community Services Department.

Council Member Shingleton left his place at the dais.

a. Report of City Staff

Ms. Sheri Endsley, District Superintendent, Parks and Community Services Department, appeared before Council and presented a staff report.

b. Citizen Presentations

There were no citizen presentations.

c. Council Action

Motion: Council Member Scarth made a motion, seconded by Council Member Espino, that the public hearing be closed and that Mayor and Council Communication G-17921 be approved and that Ordinance No. 20784-06-2013 be adopted. The motion carried unanimously 7 ayes to 0 nays, with Mayor Price and Council Member Shingleton absent.

C. Purchase of Equipment, Materials, and Services

1. M&C P-11538 - Authorize Purchase of Four Rosenbauer Pumper Fire Trucks from Daco Fire Equipment, Inc., in the Amount of \$2,693,688.00 Using a Cooperative Contract for the Fire Department (ALL COUNCIL DISTRICTS)

It was recommended that the City Council authorize the purchase of four (4) Rosenbauer pumper fire trucks from Daco Fire Equipment, Inc., in the amount of \$2,693,688.00 using Houston-Galveston Area Council Cooperative Contract No. FS12-11 for the Fire Department.

Council Member Shingleton returned to his place at the dais.

Motion: Council Member Moss made a motion, seconded by Council Member Jordan, that Mayor and Council Communication P-11538 be approved. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

2. M&C P-11539 - Authorize Purchase of a Quint Fire Truck from Scott Fire Apparatus, Inc., in the Amount of \$808,347.00 Using a Cooperative Contract for the Fire Department (ALL COUNCIL DISTRICTS)

It was recommended that the City Council authorize the purchase of a quint fire truck from Scott Fire Apparatus, Inc., in the amount of \$808,347.00 using Houston-Galveston Area Council Cooperative Contract No. FS12-11 for the Fire Department.

Motion: Council Member Jordan made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication P-11539 be approved. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

D. Land

1. M&C L-15561 - Authorize Lease and Operating Agreement with The BAC Education Foundation, Inc., to Manage and Operate the Newly Renovated Former Guinn Elementary School Building Located at 600 East Rosedale as a Business Incubator (ALL COUNCIL DISTRICTS)

It was recommended that the City Council authorize the execution of a three-year Lease and Operating Agreement with options to renew annually for three additional consecutive years with The BAC Education Foundation, Inc., in the amount of \$1.00 per year for the purpose of managing and operating a business incubator in the newly renovated former Guinn Elementary School Building located at 600 East Rosedale; and authorize a transfer to The BAC Education Foundation, Inc., in the amount of \$100,000.00 in grant funds available through the City's agreement with the University of North Texas Health Science Center for the purpose of economic development, job creation and technology commercialization activities, M&C C-25800, and specifically for start-up capital for the business incubator.

Motion: Council Member Shingleton made a motion, seconded by Council Member Moss, that Mayor and Council Communication L-15561 be approved. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

2. M&C L-15562 - Authorize Condemnation by Eminent Domain of Easement Interest in 0.128 Acres of Land for a Sanitary Sewer and 0.091 Acres of Land for Temporary Construction Located at 12101 Randy Lane Owned by Linda S. Gibson, David L. Douglas, Elizabeth A. Hisey, Teracia J. Rice and Kerry Wayne Noble for the Sanitary Sewer Main 257, Part 2, Parallel Relief Main Project Located in the City of Fort Worth's Extra-Territorial Jurisdiction (COUNCIL DISTRICT 8)

It was recommended that the City Council declare that negotiations between the City and the landowners were unsuccessful due to the inability to agree on a purchase price to acquire an easement interest in 0.128 acres of land for a sanitary sewer and 0.091 acres of land for temporary construction located at 12101 Randy Lane owned by Linda S. Gibson, David L. Douglas, Elizabeth A. Hisey, Teracia J. Rice and Kerry Wayne Noble for the Sanitary Sewer Main 257, Part 2, Parallel Relief Project, Tarrant County, Texas, located in the City of Fort Worth's extra-territorial jurisdiction, for the purpose of constructing a parallel relief main; declare the necessity to acquire the described easement interest in the subject property for the Sanitary Sewer Parallel Relief Main; authorize the City Attorney to institute condemnation by eminent domain proceedings to acquire the described easement interest in the property; authorize payment pursuant to an award of commissioners or negotiated settlement; and authorize the City Manager or his designee to accept and record appropriate instruments.

Motion: Council Member Allen Gray made a motion, seconded by Council Member Moss, that Mayor and Council Communication L-15562 be approved and that the Fort Worth City Council authorize the use of the power of eminent domain to acquire an easement interest in 0.128 acres of land for sanitary sewer and 0.091 acres for temporary construction, out of the Oak Grove Acres Addition, Lot 4 Block 11, also known as 12101 Randy Lane, for the City to construct a parallel relief main. The easements the City seeks are further described in the metes and bounds and survey documents attached to M&C L-15562. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

F. Award of Contract

1. M&C C-26298 - Authorize Execution of a Community Facilities Agreement with Hillwood Alliance Services, LLC, in the Amount of \$3,775,871.83 with City Participation Not to Exceed \$2,634,311.17 for the Design and Construction of North Riverside Drive from Dalton Street to Shiver Road and Adopt Appropriation Ordinance (COUNCIL DISTRICT 4)

It was recommended that the City Council an Appropriation Ordinance increasing the estimated receipts and appropriations in the Transportation Impact Fund in the amount of \$1,040,000.00 from available funds; adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Special Assessments Fund in the amount of \$435,485.55 from prior developer contributions, for the purpose of transferring said funds to the New Development Fund; authorize the transfer from the Special Assessments Fund to the New Development Fund; adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the New Development Fund from available funds; and authorize execution of a Community Facilities Agreement with Hillwood Alliance Services, LLC, in the amount of \$3,775,871.83 with City participation in the amount not to exceed \$2,634,311.17 for the purpose of design and construction of North Riverside Drive from Dalton Street to Shiver Road.

Motion: Council Member Scarth made a motion, seconded by Council Member Moss, that Mayor and Council Communication C-26298 be approved with appreciation and that Appropriation Ordinance Nos. 20785-06-2013, 20786-06-2013 and 20787-06-2013 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

2. M&C C-26299 - Adopt Supplemental Appropriation Ordinance Increasing Appropriations in the General Fund in the Amount of \$148,200.00 and Decreasing the Unassigned General Fund Balance by the Same Amount and Authorize Execution of a Professional Services Agreement with the University of North Texas Health Science Center for West Nile Virus Mosquito Surveillance and Supplemental Laboratory Testing Services in the Amount Not to Exceed \$148,200.00 (ALL COUNCIL DISTRICTS)

It was recommended that the City Council adopt a Supplemental Appropriation Ordinance increasing the estimated receipts and appropriations in the General Fund in the amount of \$148,200.00 and decreasing the unassigned General Fund Balance by the same amount for the purpose of executing a Professional Services Agreement with the University of North Texas Health Science Center for West Nile Virus mosquito surveillance and supplemental laboratory testing services; and authorize the execution of the agreement in the amount not to exceed \$148,200.00.

Motion: Council Member Shingleton made a motion, seconded by Council Member Moss, that Mayor and Council Communication C-26299 be approved and Supplemental Appropriation Ordinance No. 20788-06-2013 be adopted.. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

3. M&C C-26300 - Authorize Execution of Contract with S.J. Louis Construction of Texas, Ltd., in the Amount of \$2,964,047.90 for Cultural District/Will Rogers Water and Sanitary Sewer Improvements, Part 3 - Harley Avenue, Montgomery Street and Rip Johnson Drive, Provide for Project Costs and Contingencies for a Project Total in the Amount of \$3,152,047.90 (COUNCIL DISTRICT 7)

It was recommended that the City Council authorize the execution of a contract in the amount of \$2,964,047.90 with S.J. Louis Construction of Texas, Ltd., for Cultural District/Will Rogers Water and Sanitary Sewer Improvements, Part 3 - Harley Avenue, Montgomery Street and Rip Johnson Drive and provide for project costs and contingencies for a total project total in the amount of \$3,152,047.90.

Motion: Council Member Shingleton made a motion, seconded by Council Member Moss, that Mayor and Council Communication C-26300 be approved. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

4. M&C C-26301 - Authorize Execution of a Contract with Landmark Structures I, LP, in the Amount of \$3,740,000.00 for the Northside IV Elevated Storage Tank and Thirty-Inch Pipeline and Provide for Staff Costs and Contingencies for a Project Total in the Amount of \$3,902,000.00 (COUNCIL DISTRICT 7)

It was recommended that the City Council authorize the execution of a contract with Landmark Structures I, LP, in the amount of \$3,740,000.00 for the construction of Northside IV Elevated Storage Tank and 30-inch pipeline and provide for staff costs and contingencies for a project total in the amount of \$3,902,000.00.

Motion: Council Member Shingleton made a motion, seconded by Council Member Scarth, that Mayor and Council Communication C-26301 be approved. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

5. M&C C-26302 - Authorize Payment to Oncor Electric Delivery Company, LLC, in the Amount of \$69,764.09 for Replacement and Upgrade to the Electrical Service at the Eastside Pump Station Located at 2511 Avenue B (COUNCIL DISTRICT 8)

It was recommended that the City Council authorize a payment to Oncor Electric Delivery Company, LLC, in the amount of \$69,764.09 for replacement and upgrade to the electrical service at the Eastside Pump Station located at 2511 Avenue B.

Motion: Council Member Allen Gray made a motion, seconded by Council Member Moss, that Mayor and Council Communication C-26302 be approved. The motion carried 7 ayes to 0 nays, with 1 abstention by Council Member Scarth and Mayor Price absent.

6. M&C C-26303 - Authorize Execution of an Engineering Agreement with Gary P. Kutilek d/b/a The Landscape Alliance in the Amount of \$77,800.00 for Design and Engineering Services for Sandy Lane Park Improvements (COUNCIL DISTRICT 5)

It was recommended that the City Council authorize the execution of an Engineering Agreement with Gary P. Kutilek d/b/a The Landscape Alliance in the amount of \$77,800.00 for design and engineering services for Sandy Lane Park improvements.

Motion: Council Member Moss made a motion, seconded by Council Member Espino, that Mayor and Council Communication C-26303 be approved. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

XVI. CITIZEN PRESENTATIONS

Ms. Cindy Boling, 4717 Norma Street, appeared before Council to express her appreciation to the City Council and other City officials for their tremendous help after a Fort Worth Police Department Officer shot and killed Lily, her Border Collie, last year.

Mr. Kyev Tatu, 2715 Timberline Drive, appeared before Council relative to excessive use of police force.

Ms. Carissa Harris, 15827 El Estado Drive, completed a citizen presentation card relative to Fort Worth Animal Care and Control and was recognized by Mayor Pro tem Zimmerman but was not present in the Council Chamber.

Mr. Aazel Pitalo, 1312 Creekwood Court, Allen, Texas, 75002, completed a citizen presentation card relative to Fort Worth Animal Care and Control and was recognized by Mayor Pro tem Zimmerman but was not present in the Council Chamber.

XVII. EXECUTIVE SESSION

XVIII. ADJOURNMENT

There being no further business, Mayor Pro tem Zimmerman adjourned the Regular Meeting at 11:01 p.m.

**CITY OF FORT WORTH, TEXAS
SPECIAL CALLED COUNCIL MEETING
JUNE 18, 2013**

Present:

Mayor Betsy Price
Mayor Pro tem W.B. "Zim" Zimmerman, District 3
Council Member Daniel Scarth, District 4
Council Member Frank Moss, District 5
Council Member Jungus Jordan, District 6
Council Member Dennis Shingleton, District 7
Council Member Kelly Allen Gray, District 8

Absent:

Council Member Salvador Espino, District 2
Council Member Joel Burns, District 9

Staff Present:

Tom Higgins, City Manager
Gerald Pruitt, Deputy City Attorney
Mary J. Kayser, City Secretary

I. Call to Order

With a quorum of the City Council Members present, Mayor Price called the Special Called Meeting session of the Fort Worth City Council to order at 4:05 p.m. on Tuesday, June 18, 2013, in the City Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102, with Council Members Espino and Burns absent.

II. Certification of Official Returns by the City Secretary

City Secretary Mary Kayser advised the Council that they had been provided with the certifications and tabulations of the official election returns from Tarrant County for the Runoff Election held on Saturday, June 15, 2013, for the purpose of electing one (1) city council member for their respective single member district of 5 of the City of Fort Worth, Texas. She stated that the certified returns for such election reported were as follows:

Member of City Council District 5

Gyna Bivens	1,240
Frank Moss	936

CITY OF FORT WORTH, TEXAS
SPECIAL CALLED CITY COUNCIL MEETING
JUNE 18, 2013
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She added that as a result of the tabulations the following person was declared elected to the City Council:

Council - District 5 Gyna Bivins

Motion: Council Member Moss made a motion, seconded by Mayor Pro tem Zimmerman, acknowledging the receipt of the Certification of Official Election Returns and directing that they be filed of record in the City's Election Register. The motion carried unanimously 7 ayes to 0 nays, with Council Members Espino and Burns absent.

III. A Resolution Canvassing the Returns and Declaring the Results of the Run-Off Election held on June 15, 2013, for the Purpose of Electing a Council Member for City Council District 5

Motion: Council Member Shingleton made a motion, seconded by Council Member Moss, that Resolution No. 4214-06-2103 be adopted. The motion carried unanimously 7 ayes to 0 nays, with Council Members Espino and Burns absent.

IV. Executive Session-The City Council may conduct a closed meeting as authorized by Section 551.071 of the Texas Government Code to seek the advice of its attorneys on legal issues regarding any matter listed on the City Council Agenda.

Mayor Price stated that she was advised that an executive session was not necessary.

V. Adjourn

There being no further business, Mayor Price adjourned the Special Meeting at 4:06 p.m.

No Documents for this Section

To the Mayor and Members of the City Council

July 9, 2013

Page 1 of 2



SUBJECT: APRIL 2013 – SALES TAX UPDATE

Sales tax revenue represents approximately 20% of the City’s General Fund budget. Staff is committed to providing you regular updates on this important and sometimes volatile revenue source. The Texas Comptroller’s Office posted results on June 12th. The results are dependent upon the timeliness and accuracy of sales tax payers’ returns. This payment from the State represents taxes collected on sales that occurred primarily in the month of April. In this report, you will see Fort Worth’s sales tax collection compared to last year and the impact on the current year’s budget.

MONTHLY NET SALES TAX COLLECTIONS FOR APRIL

CITY OF FORT WORTH

Apr-13	\$9,140,941	<u>DOLLAR VARIANCE</u>	↑	<u>% VARIANCE</u>	↑
Apr-12	\$8,439,886	\$701,055		8.3%	



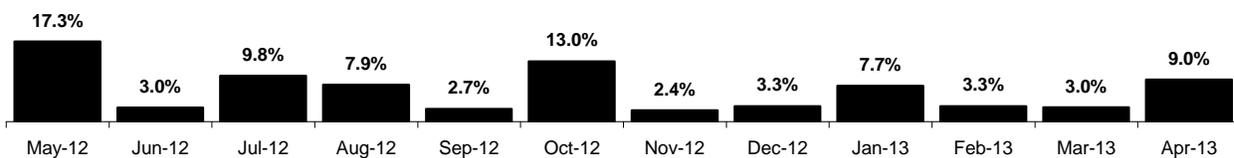
The City’s net sales tax collection is up \$701,055 or 8.3% compared to this month last year. This marks the highest April collections on record. As depicted in the table below, the City experienced **\$761,895 or 9.0%** in positive growth when compared to last year’s current period collections for the same month. This trend represents growth in pure economic activity when compared to the same month last year.

COLLECTION DETAIL FOR CITY SALES TAX

	Apr 12	Apr 13	CHANGE	CHANGE	
Current Period Collections:	\$8,424,186	\$9,186,081	\$761,895	9.0%	↑
Other Collections:	\$125,471	\$200,311	\$74,840	59.6%	
Audit Collections:	\$12,915	(\$108,523)	(\$121,438)	-940.3%	
Service Fee:	(\$171,251)	(\$185,557)	(\$14,306)	-8.4%	
Retainage:	\$48,565	\$48,629	\$64	0.1%	
Net Collections	\$8,439,886	\$9,140,941	\$701,055	8.3%	↑

CURRENT PERIOD COLLECTIONS

Change vs. Same Month in Prior Year



To the Mayor and Members of the City Council

July 9, 2013

Page 2 of 2



SUBJECT: APRIL 2013 – SALES TAX UPDATE

CITY OF FORT WORTH BUDGET COMPARISON - FY2013

	ADOPTED BUDGET	FISCAL YEAR PROJECTION	VARIANCE		
CITY OF FORT WORTH	\$ 108,798,434	\$ 114,189,435	5.0%	▲	\$ 5,391,001
CRIME CONTROL AND PREVENTION DIST.	\$ 49,795,976	\$ 53,207,147	6.9%	▲	\$ 3,411,171
MASS TRANSIT AUTHORITY - THE "T"	\$ 57,231,467	\$ 58,080,637	1.5%	▲	\$ 849,170

The City has collected **\$5,391,001** above budget year-to-date and projects to end the year **5%** higher than the FY2013 adopted budget. As depicted above, you will also see how the positive results are affecting our partner agencies. This is the seventh collection for the fiscal year and while results are encouraging, staff recommends maintaining a conservative forecast for FY2013 as we continue to experience uncertainty with the national economy and potential audit adjustments. The chart below indicates how other cities in the region compared to FY2012.

**CITY OF FORT WORTH
CITY COMPARISONS - FY2013 v. FY2012**

CITY	First Quarter	Second Quarter	April	YTD
SOUTHLAKE	11.3%	12.1%	12.4%	11.8%
EULESS	17.1%	6.7%	11.7%	11.7%
GRAND PRAIRIE	12.6%	7.3%	20.4%	11.3%
ARLINGTON	-1.7%	22.2%	8.0%	9.5%
KELLER	7.2%	8.2%	12.8%	8.4%
GRAPEVINE	9.3%	7.5%	2.9%	7.7%
DALLAS	7.4%	5.9%	8.6%	6.9%
FORT WORTH	7.6%	4.9%	8.3%	6.6%
BEDFORD	3.2%	6.4%	5.2%	4.8%
NORTH RICHLAND HILLS	-4.4%	13.5%	-0.3%	3.0%
WATAUGA	0.3%	3.1%	3.9%	1.5%
HURST	-0.5%	0.2%	-1.0%	-0.3%
BURLESON	-9.5%	-9.9%	-3.7%	-8.9%
STATE TOTAL	10.3%	5.1%	3.9%	7.1%

Again, hopefully you find this additional information helpful. If you have any questions, please call Jay Chapa, Financial Management Services Director, at 817.392.2379.

**Tom Higgins
City Manager**

**To the Mayor and Members of the City Council****July 9, 2013****Page 1 of 2****SUBJECT: INCENTIVIZED DEVELOPMENTS WITHIN THE WEST SEVENTH URBAN VILLAGE**

At the City Council's request, staff is presenting this summary of incentivized projects that have been completed or are under construction in the West Seventh Urban Village. Incentives have included enhanced community facility agreements (ECFA), tax abatements (TA), economic development program agreements authorized by Chapter 380 of the Texas Local Government Code (380), and neighborhood empowerment zone (NEZ) fee waivers. The boundary of the West Seventh Urban Village extends from Trinity Park on the east to the Cultural District on the west, as depicted on the attached map. Incentivized projects within this area include the following:

- South of Seventh (So7),
- Montgomery Plaza,
- Super Target,
- Museum Place,
- West 7th Development, and
- Lancaster Properties, LLC.

In 2004, the total taxable value (real and business personal property) of all properties located within the West Seventh Urban Village totaled \$111,419,145. The City collected approximately \$963,776 in property tax in 2004. The 2012 total taxable value for the West Seventh Urban Village was \$488,098,189, an increase of 334 percent from 2004. In 2012, the City received approximately \$2,629,911 in property tax for all property in the urban village.

In 2012, the City received \$592,574 in property tax for the incentivized projects after the incentive payments are deducted. If the current property tax rate is held steady and a two percent increase in property value occurs, the annual amount in property tax to the City for the incentivized projects is estimated at:

2025: \$1.7 million (Museum Place and West 7th Development agreements have expired and City is receiving all taxes from these two developments)

2030: \$3.8 million (All incentive agreements have expired and the City is receiving all taxes)

The City has collected approximately \$5.3 million in sales tax from the incentivized projects to date. Of that amount, \$4.9 million has been reimbursed to the developers in accordance with their incentive agreements. The Crime District has collected \$2.17 million and The T has also collected \$2.17 million from these projects. Staff is unable to arrive at an exact amount of sales taxes that the City has received for the remaining developments in the West Seventh Urban Village because the Comptroller's Office provides sales tax information by zip codes. However, using \$1.39 per square foot as an average -- which is the average for the projects on which this information is available -- the City is receiving an additional \$346,185 in sales taxes annually from other businesses in the urban village.



To the Mayor and Members of the City Council

July 9, 2013

Page 2 of 2

SUBJECT: INCENTIVIZED DEVELOPMENTS WITHIN THE WEST SEVENTH URBAN VILLAGE

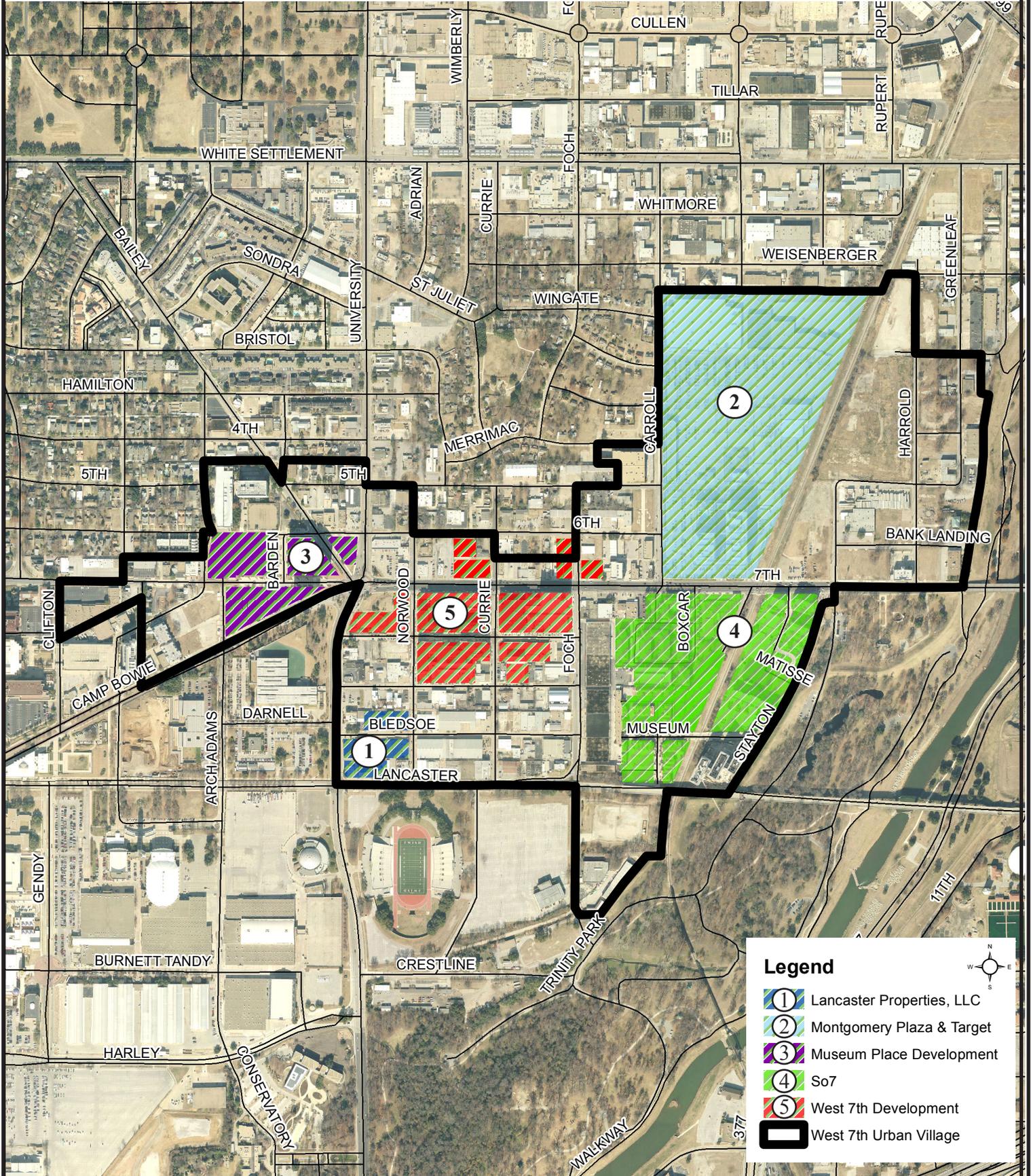
The table below illustrates the amount of private investment and City contributions to the West Seventh Urban Village projects. The “Private Investment” category represents the amount each development is required to expend per the incentive agreement and the “Investment to Date” is the amount the developments have actually expended to date, considering the fact that projects such as Museum Place and West 7th Development are still under construction and have not reached their last phase of development.

Date Approved	Project	Private Investment	Investment to Date	Incentives Paid to Date by City (2003-2013)	Estimated Remaining Total City Contributions	Net Present Value @ 6% for Remaining City Contributions
1/28/2003	South of Seventh (So7) (ECFA)	\$37,500,000	\$37,500,000	\$334,350	\$0	\$0
7/6/2004	Montgomery Plaza (TA, 380, ECFA)	\$44,541,738	\$44,541,738	\$3,988,012	\$18,974,712	\$12,285,808
7/6/2004	Super Target (380)	\$10,381,691	\$10,381,691	\$2,891,451	\$10,108,459	\$6,711,283
5/15/2007	Museum Place (380)	170,000,000	\$50,381,691	\$560,342	\$25,439,658	\$17,773,510
7/31/2007	West 7 th Development (380)	\$190,000,000	\$178,436,068	\$1,675,141	\$29,604,859	\$20,160,187
9/27/2011	Lancaster Properties, LLC (TA)	\$23,252,000	Not completed	\$0	\$844,920	\$711,822
Various	West Seventh/University NEZ Fee Waivers	Included above	Included above	\$495,815	\$0	\$0
	TOTAL	\$475,675,429	\$321,241,188	\$9,945,111	\$84,972,608	\$57,642,610

Please contact Cynthia Garcia, Acting Director of Housing and Economic Development, at 817-392-8187 if you have any questions or concerns.

**Tom Higgins
City Manager**

West 7th Urban Village Economic Development Projects



Legend

-  1 Lancaster Properties, LLC
-  2 Montgomery Plaza & Target
-  3 Museum Place Development
-  4 So7
-  5 West 7th Development
-  West 7th Urban Village



**To the Mayor and Members of the City Council****July 9, 2013**

Page 1 of 1

Subject: OWNER-INITIATED FULL-PURPOSE ANNEXATION OF 8.1 ACRES FOR THE 16100 BLOCK OF THREE WIDE DRIVE

The July 16 City Council agenda will contain an M&C to approve the owner-initiated annexation of 8.1 acres of land owned by Industrial Developments International, located in Denton County (AX-13-004). This property will become part of a larger industrial project. The site is located north of SH 114 and east of FM 156. The 8.1-acre annexation area is proposed to be a portion of a site containing a 729,000 square foot industrial building. Annexation of this area will prevent a single lot from having split jurisdiction between the city limits and the extra-territorial jurisdiction (ETJ).

The annexation of this area would be an addition to Council District 7. Attached is a PowerPoint for reference. Annexation of this site is expected to have a long-term positive impact on the General Fund. The fiscal impact analysis is posted on the Planning and Development Department's website at <http://fortworthtexas.gov/planninganddevelopment/design.aspx?id=8660>.

The City is able to provide municipal services upon annexation in accordance with State law, without negatively impacting service provision within the city. Annexation of this site is consistent with the City's annexation policy to consider full-purpose annexation for areas experiencing urban development and areas in an enclave. The City Council annexation consideration is anticipated to occur on July 16, 2013. Staff is also processing an associated zoning request for "I" Light Industrial in accordance with the Comprehensive Plan.

Should you have any questions, please contact Randle Harwood, Planning and Development Director, at 817-392-6101.

Tom Higgins
City Manager

Attachment

Owner-Initiated Annexation



Prepared for the
City Council

By the
Planning and Development Department

July 9, 2013

1

Purpose

Review the following items:

- ✓ Annexation **criteria**;
- ✓ **Fiscal impact methodology**; and
- ✓ Area requested for **full-purpose annexation**.

2

Annexation Criteria

A. Full-Purpose Annexation

Area must meet one or more of the following conditions:

1. **Enclave**
 - a. Enclave within City's ETJ
 - b. Ability to provide municipal services
2. **Urban Development**
 - a. Development activity of an urban nature
 - b. Ability to provide municipal services
 - c. Positive fiscal impact analysis
3. **Growth Center**
 - a. Designated growth center
 - b. Ability to provide municipal services
 - c. Positive fiscal impact analysis
4. **Adverse Impact**
 - a. Adverse impact on City if not annexed
 - b. Ability to provide municipal services
5. **Option to Expand**
 - a. Detriment to City's orderly growth if not annexed
 - b. Ability to provide municipal services

3

Preparation of Fiscal Impact Analysis

- A. Revenues
- B. Expenditures
- C. Analysis Timeframe
- D. Per Capita Data Sources
- E. Population Estimate
- F. Methodology
 1. Areas with Existing or Proposed Development
 2. Other Areas
- G. Timing for Preparation of Fiscal Impact Analysis



4

Revenues

General Fund

1. **Property taxes** to be generated by **existing land uses**, based on the county's Appraisal District assessed values and the City's current property tax rate.
2. **Property taxes** to be generated by **proposed land uses**, based on anticipated assessed values and the City's current property tax rate.
3. **Other General Fund revenues** including: Other Local Taxes, Licenses and Permits, Fines and Forfeitures, Use of Money and Property, Service Charges, and Other Revenue, based on a per capita estimate.

5

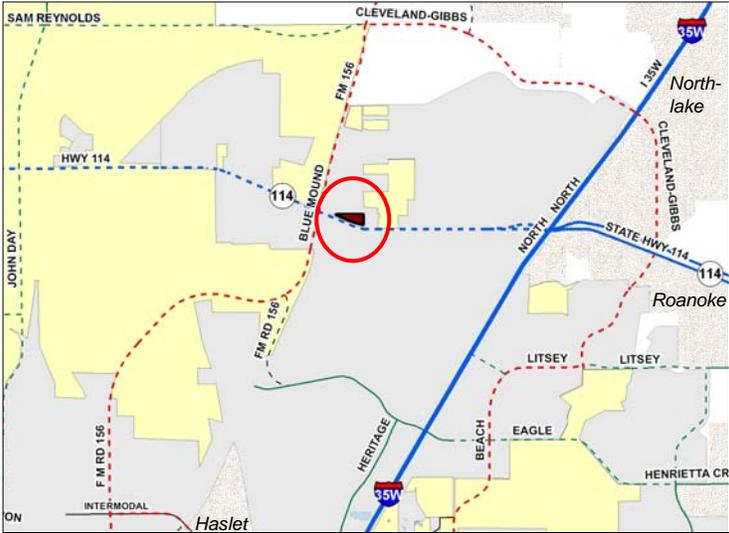
Expenditures

1. One-time **transitional** costs, including street signs and markings, and emergency response set up
2. Required **capital improvements** for fire service, roadways and drainage, and water and wastewater infrastructure

6

16100 block of Three Wide Drive (AX-13-004)

Where is the area of the annexation request?



Analysis Basis

- 8.1 acre
- No tax exemption
- Vacant land
- Property tax revenues anticipated, portion of \$22 million industrial building
 - \$4,124 yearly (undeveloped)
 - \$9,254 yearly (3% of entire industrial development)



9

Analysis Results

- Initial Costs
 - Code Compliance = \$0
 - Fire Dept. = \$3
 - Police Dept. = \$0
- Positive impact to the General Fund over 10 years
- Fire Station 11 responding



10

What future land use is designated in the 2013 Comprehensive Plan?

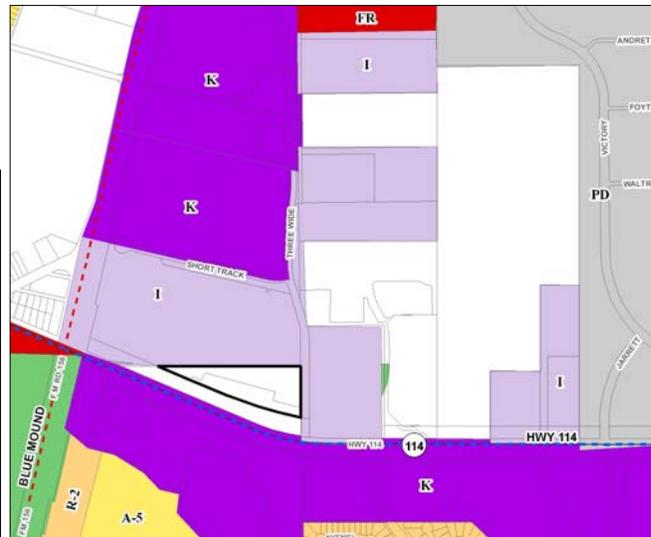
- Existing Use
 - Vacant Land
- Proposed Industrial Building
- Future Land Use
 - Light Industrial



11

What is the proposed zoning?

Owner has submitted request for "I" zoning



12

What is the proposed annexation schedule for the owner-initiated annexation?

<u>Date</u>	<u>Action</u>
May 10, 2013	Owner submits annexation application for AX-13-001 .
June 12	Zoning Commission recommends approval of "I" Light Industrial zoning.
July 9	City Council receives Informal Report .
July 16	City Council considers and institutes annexation and considers zoning request .

**To the Mayor and Members of the City Council****July 9, 2013**

Page 1 of 1

SUBJECT: PROPOSED COUNCIL-INITIATED ZONING CHANGES FOR CERTAIN PROPERTIES LOCATED WEST OF HEMPHILL STREET AND NORTH OF FM 1187

The July 16 City Council agenda will contain an M&C to initiate the zoning process for 801 and 851 W. Rendon Crowley Road in the Far South Sector, west of Hemphill Street and north of FM 1187. The purpose of the proposed zoning changes is to rezone vacant property to a zoning classification that is in conformance with the Comprehensive Plan. For your reference, the attached PowerPoint presentation shows the future land use in the 2013 Comprehensive Plan, the current zoning, and the proposed zoning.

Council Member Jordan mailed letters to the affected property owners on May 20, 2013. No opposition has been expressed to date. Public hearings for the rezoning of these properties would be held by the Zoning Commission on August 14, 2013, and by the City Council on September 10, 2013.

If you have any questions, please contact Dana Burghdoff, Deputy Planning and Development Director, at 817-392-8018.

**Tom Higgins
City Manager**

attachment: PowerPoint presentation

**PROPOSED COUNCIL-INITIATED
ZONING CHANGES FOR CERTAIN
PROPERTIES LOCATED WEST OF HEMPHILL
STREET AND NORTH OF FM 1187**



Prepared for the
City Council

By the
Planning and Development Department

July 9, 2013

1

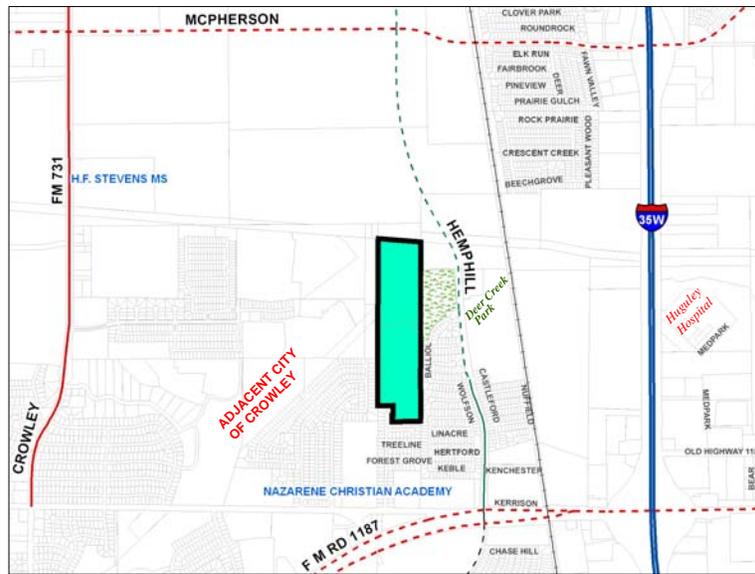
PURPOSE

Provide a **briefing** on the proposed Council-initiated rezoning of 48 acres of land from “C” Medium Density Multifamily to “A-5” One-Family to be in conformance with the Comprehensive Plan.



2

Where is the proposed rezoning area?



3

Note: The proposed rezoning area consists of a total of 2 properties.

What future land use is in the 2013 Comprehensive Plan?



4

What is the current zoning?

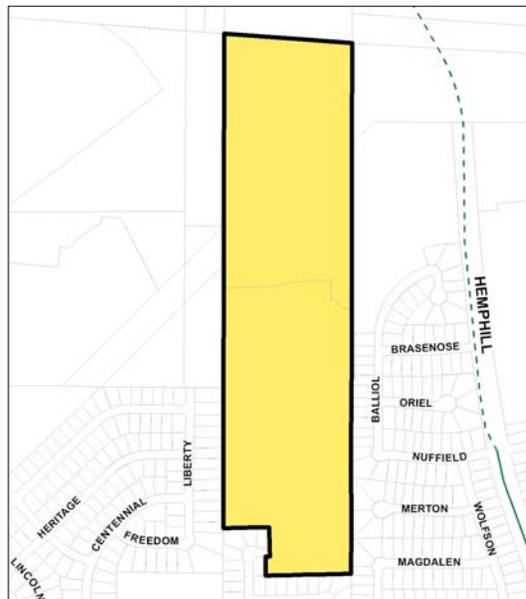
 C: Medium Density Multifamily



5

What is the proposed zoning?

 A-5: One-Family



6

What is the proposed schedule?

<u>Date</u>	<u>Action</u>
May 20	Letters mailed to property owners. No opposition noted.
July 9	City Council receives Informal Report on proposed zoning changes.
July 16	City Council approves M&C authorizing initiation of zoning changes.
Aug. 14	Zoning Commission conducts public hearing and makes recommendations on proposed zoning changes.
Sept. 10	City Council conducts public hearing and approves zoning changes.

To the Mayor and Members of the City Council**July 9, 2013**

Page 1 of 3

**SUBJECT: INJURY LEAVE AND WORKERS' COMPENSATION BENEFITS FOR POLICE OFFICERS LISA RAMSEY AND RICHARD LAMBING**

The City of Fort Worth provides a variety of resources for sworn personnel injured in the line of duty including workers compensation benefits, line of duty injury leave pay, and retirement benefits. Workers Compensation coverage includes temporary or lifetime income benefits (TIBS or LIBS), full medical coverage for the remainder of the employee's life, and additional support as warranted. In addition, Chapter 143 of the Texas Local Government Code provides civil service employees line of duty injury leave pay for up to one year following an injury in order to ensure that the employees receive full pay during their recoveries. The Fort Worth City Council has routinely extended these benefits beyond the one year when deemed appropriate to allow officers additional recovery time. Finally, the City of Fort Worth Employees Retirement Fund includes a line-of-duty disability retirement that includes a pension benefit calculated as if the employee had worked until his or her normal retirement date.

Currently, the City employs two civil service employees who were catastrophically injured in the line of duty, thereby qualifying them for Workers Compensation LIBS. The City has also paid these employees Chapter 143 line of duty injury leave pay in a manner that is contrary to state law. The purpose of this Informal Report is to inform the Council of staff's intention to comply with the law in connection with future requests for line-of-duty injury leave pay and explain the options available to the affected employees.

1. Police Officer Lisa Ramsey was injured in the line of duty on January 1, 2003. She is currently off work due to her injury and is drawing line of duty injury leave pay of \$77,292.80 annually, plus workers' compensation Lifetime Income Benefits (LIBS) of \$35,373.00 annually. Her total pay from these sources is \$112,665.80 annually. Her normal base pay is \$77,292.80 annually; thus, Officer Ramsey's current payments are \$35,373 more than her normal base pay annually. In addition to these income benefits, \$2.8 million has been paid for expenses related to her injury.
2. Police Officer Richard Lambing was injured in the line of duty on July 8, 2010. Officer Lambing is off work and is currently drawing line of duty injury leave of absence pay of \$77,292.80 annually and workers' compensation LIBS of \$40,196.00 annually. Officer Lambing's total pay from these sources is \$117,488.80 annually. His normal base pay is \$77,292.80 annually; thus, Officer Lambing's current income is \$40,196 more than his normal base pay annually. In addition to these income benefits, \$2.0 million has been paid for expenses related to his injury.

Texas Labor Code, §504.051, requires workers' compensation benefit payments made by a municipality to be offset by payments for line of duty injury leave of absence full pay under Texas Local Government Code, §143.073. In establishing these benefits, the Texas Legislature did not intend for an employee to simultaneously receive both benefits. Compliance with the law will still provide for full-pay and inflation protection for each of these officers.

**To the Mayor and Members of the City Council****July 9, 2013**

Page 2 of 3

SUBJECT: INJURY LEAVE AND WORKERS' COMPENSATION BENEFITS FOR POLICE OFFICERS LISA RAMSEY AND RICHARD LAMBING

Both Officers Ramsey and Lambing may continue their employment with the City, with or without a reasonable accommodation, by accessing their two-plus years of accumulated leave time and continue to receive LIBS. If they choose to use their leave time they are eligible to continue to receive LIBS. If Officer Ramsey elects this option she will continue to receive \$112,665.80 annually for at least two more years; if Officer Lambing elects this option he will continue to receive \$117,488.80 annually for at least two more years, with both officers receiving 3% annual LIBS increases and step increases authorized by the Meet and Confer Agreement.

A second option for each officer is to medically retire instead of using his or her accrued leave and take the eligible leave as a lump sum payment. If Officer Ramsey medically retired now she would continue to receive LIBS (\$35,373) plus Retirement (\$45,588) totaling \$80,961 annually. If Officer Lambing medically retired now he would continue to receive LIBS (\$40,196) plus Retirement (\$57,120) totaling \$97,316 annually.

A third option is to return to work and continue to receive LIBS, if eligible. If Officer Ramsey is able to return to work and perform the essential functions of her job, she would continue to receive LIBS in addition to her normal salary. As an alternative, if Officer Ramsey is able to work less than full-time in an approved position that meets her restrictions, she could supplement her income by using accumulated leave benefits while continuing to receive LIBS. Due to the nature of Officer Lambing's qualification for LIBS, which is different from Officer Ramsey's, he would no longer qualify for LIBS if he returned to duty as a police officer. The attached document outlines the financial impact of each of the choices.

The July 9, 2013, City Council agenda includes staff recommendations to deny additional leave requests under Chapter 143 in order to comply with the law. Subsequent to that, the officers may choose one of the three options outlined above.

If you have any additional questions, please contact Susan Alanis, Assistant City Manager, at 817.392.8180 or Karen Marshall, Human Resources Director, at 817.392.7783.

**Tom Higgins
City Manager****Attachment:** Summary of Pay Arrangements

To the Mayor and Members of the City Council

July 9, 2013

Page 3 of 3



SUBJECT: INJURY LEAVE AND WORKERS' COMPENSATION BENEFITS FOR POLICE OFFICERS LISA RAMSEY AND RICHARD LAMBING

SUMMARY OF OPTIONS

Officer Ramsey	Normal Base Pay	Current	Disability Retirement	Continue Working as Sworn and/or Using Accrued Leave
Lifetime Income Benefits (LIBS)	\$ 0	\$ 35,373	\$ 35,373	\$ 35,373
Disability Retirement Benefits	0	0	45,588	0
Earned Income/Leave Usage	77,293	38,646	0	77,293
Line-of-Duty Injury Leave	<u>0</u>	<u>38,646</u>	<u>0</u>	<u>0</u>
TOTAL	\$ 77,293	\$112,665	\$ 80,961	\$ 112,666

Officer Lambing	Normal Base Pay	Current	Disability Retirement	Continue Using Accrued Leave
Lifetime Income Benefits (LIBS)	\$ 0	\$ 40,196	\$ 40,196	\$ 40,196
Disability Retirement Benefits	0	0	57,120	0
Leave Usage	77,293	0	0	77,293
Line-of-Duty Injury Leave	<u>0</u>	<u>77,293</u>	<u>0</u>	<u>0</u>
TOTAL	\$ 77,293	\$ 117,489	\$ 97,316	\$ 117,489

CITY OF FORT WORTH, TEXAS



COUNCIL PROPOSAL

Date: June 4, 2013	File Number: No. 295	Subject: Rename Dirks Road, which runs between Granbury Road and Lakeside Drive, to Altamesa Boulevard.
------------------------------	--------------------------------	--

Proposed By:
Council Member Jungus Jordan
and Council Member W. B. (Zim)
Zimmerman

City Manager's Review:

Page:

City Attorney's Review:

PAGE 1 OF 1

It is proposed that the City Council:

1. Authorize the City Manager to initiate a street name change for Dirks Road, which runs between Granbury Road and Lakeside Drive, renaming it Altamesa Boulevard; and
2. Waive any associated application fees for the name change.

DISCUSSION:

It is recommended that Dirks Road, which runs between Granbury Road and Lakeside Drive, be renamed Altamesa Boulevard. Altamesa Boulevard is an improved roadway running approximately five miles from I-35 west to Granbury Road. Beginning at Granbury Road running west to Lakeside Drive, for approximately one and one-half miles, the name of the roadway changes to Dirks Road.

In order to waive the application fees, the City Council should make the following two findings: (1) that the waiver carries out a public purpose; and (2) that there are sufficient controls to ensure that the public purpose is carried out. Renaming the portion of the road west of Granbury Road from Dirks Road to Altamesa Boulevard will reduce the current confusion for the general public and emergency services caused by a single right-of-way having multiple names along its length. It will also remove the difficulty of providing the appropriate signage at the interchange of the existing Dirks Road where it exits at the Chisholm Trail Parkway. The process for implementing the street name change will include notification to the affected property owners prior to City Council action and a Mayor and City Council Communication to authorize the street name change after that public notification period has occurred. There is only one property owner addressed along Dirks Road. The City will bear the cost and install the new street signs.

LEGALITY:

The Law Department finds that this proposal is legal and within the authority of the City Council.

FISCAL NOTE:

The Finance Director certifies that this action will have no material effect on City funds.

CITY MANAGER'S COMMENT:

The City Manager has no objection to this proposal.

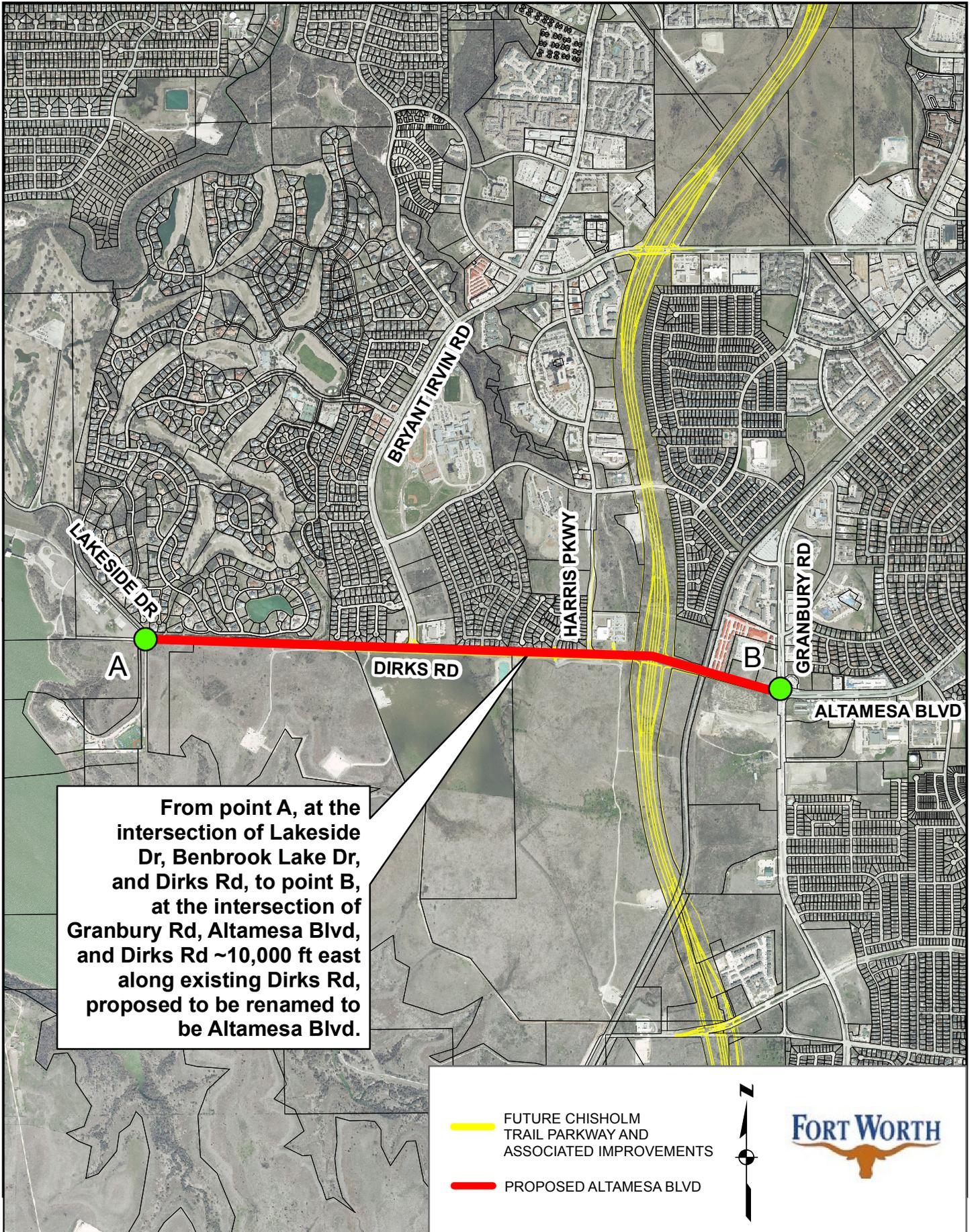
PROPOSED BY:

Jungus Jordan
Council Member

W. B. (Zim) Zimmerman
Council Member

- LEGALITY
- FISCAL NOTE
- CITY MANAGER'S COMMENTS
- CITY POLICIES MANUAL

MAYOR AND COUNCIL COMMUNICATION MAP



CITY OF FORT WORTH, TEXAS



COUNCIL PROPOSAL

Date: July 9, 2013	File Number: 296	Subject: Rename a Portion of East 1 st Street to Randol Mill Road East of Beach Street	
Proposed By: Council Members Scarth and Allen Gray		City Manager's Review:	Page:
		City Attorney's Review:	PAGE 1 OF 1

It is proposed that:

1. The City Council authorize the City Manager to initiate a street name change to rename a portion of East 1st Street to Randol Mill Road, east of Beach Street to Oakland Boulevard.
2. Waive any associated application fees for the name change.

DISCUSSION:

It is recommended that a portion of East 1st Street, east of Beach Street to Oakland Boulevard, be renamed to Randol Mill Road.

In order to waive fees, the City Council should make the following two findings: (1) that the waiver carries out a public purpose; and (2) that there are sufficient controls to ensure that the public purpose is carried out. Renaming this portion of East 1st Street will reduce the current confusion by the general public and emergency services caused by a single right-of-way having multiple names along its length. The process for implementing the street name change will include notification of the affected property owners prior to City Council action and a Mayor and City Council Communication to confirm the street name change after that public notification period has occurred. The City will bear the cost and install the new street signs.

LEGALITY:

The Law Department finds that this proposal is legal and within the authority of the City Council.

FISCAL NOTE:

The Finance Director certifies that this action will have no material effect on City funds.

CITY MANAGER'S COMMENT:

The City Manager has no objection to this proposal.

PROPOSED BY:

Danny Scarth
Councilmember

Kelly Allen Gray
Councilmember

- LEGALITY
- FISCAL NOTE
- CITY MANAGER'S COMMENTS
- CITY POLICIES MANUAL

No Documents for this Section

No Documents for this Section

City of Fort Worth, Texas
Mayor and Council Communication

DATE: Tuesday, July 9, 2013

LOG NAME:

REFERENCE NO.: **OCS-1890

SUBJECT:

Notices of Claims for Alleged Damages and/or Injuries

RECOMMENDATION:

It is recommended that the City Council refer the notices of claims for alleged damaged and/or injuries to the Finance Department/Risk Management for evaluation and investigation.

DISCUSSION:

The procedure for filing of claims of alleged damages and/or injuries is prescribed in Chapter XXVII, Section 25 of the Charter of the City of Fort Worth, Texas.

The attached list is a summary of the notices of claims against the City of Fort Worth received in the City Secretary's Office as of 5:00 p.m., Thursday, June 27, 2013.

Attachment

Submitted for City Secretary's Office by:

Mary J. Kayser (6152)

Originating Department Head:

Mary J. Kayser (6152)

Additional Information Contact:

Jay Chapa (2379)

Nancy McKenzie (7744)

CITY COUNCIL MEETING

Tuesday, July 09, 2013

RISK MANAGEMENT CLAIMS REPORT

Claims listed on this report have been received in the Risk Management Division claims office and either have been or will be thoroughly investigated. The decision whether or not to accept liability is predicated on applicable provisions of the Texas Tort Claims Act. If any claimant contacts you, please refer them to Nancy McKenzie ext 7744 or JoAnn Rowls ext 7784. Thank you.

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Marie Lee	5/31/2013	5/29/2013	4633 Tallman St.	Reimbursement	Plumbing expense due to sewer backup.	Water	Yes	No
Dorothy Jean Henderson	5/31/2013	5/29/2013	1st Street & Haltom Rd.	Auto Damage	Vehicle struck object on the road.	TPW	No	No
Tracy McQueen	5/30/2013	12/12/2012	1801 Druid Ln.	Property Damage	Construction crew damaged sprinkler.	TPW	No	No
Kyle Wilson	5/31/2013	5/4/2013	Lubbock & Devitt St.	Auto Damage	Officer struck vehicle.	Police	No	No
Aquanna J. Barnes	5/31/2013	5/23/2013	Fort Worth	Employment	Retaliation for filing discrimination complaint.	Code	No	No
Robert Tellez	6/3/2013	5/28/2013	Fort Worth	Property Damage	Discrimination in application of City codes.	Code	No	No
Andra Nelson	5/31/2013	2/14/2013	Henderson & Tucker	Auto Damage	Accident with trash truck.	Code	Yes	Yes

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Eudelia Vasquez	6/3/2013	4/19/2013	6621 Westrock Dr.	Property Damage	Sewer backup damaged property.	Water	No	No
Arturo Vargas	6/3/2013	5/22/2013	Hemphill	Auto Damage	Officer struck vehicle.	Police	No	No
Vernon Jones jr.	6/3/2013	5/22/2013	1728 Country Manor Rd.	Property Damage	Water main break damaged property.	Water	No	No
J. Piner Powell	6/4/2013	5/22/2013	3505 Hatcher	Property Damage	Water main break damaged property.	Water	No	No
United States GSA	6/4/2013	5/22/2013	819 Taylor St.	Property Damage	City crew damaged gate.	Code	No	No
Shelby Williams	6/4/2013	5/29/2013	5141 Fitzhugh Ave.	Auto Damage	Tree fell onto vehicle.	PACS	No	No
Kathy A. Leach	6/5/2013	5/26/2013	809 Little Fox Ln.	Property Damage	Sewer backup damaged property.	Water	Yes	No
Leonard Jenkins	6/6/2013	5/22/2013	Riverside & Airport Fwy.	Auto Damage	City truck struck vehicle.	Planning	Yes	No
Ned Scott II	6/6/2013	5/24/2013	W. I-20	Auto Damage	Officer allegedly threw object at vehicle.	Police	No	No

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Terry M. Pierce	6/6/2013	3/15/2013	Convention Center	Bodily Injury	Citizen tripped over furniture.	Public Events	No	Yes
Hope McClendon	6/7/2013	6/4/2013	6321 Wallingford Dr	Reimbursement	Seeking water bill adjustment.	Water	Yes	No
Lydia Johnston	6/7/2013	5/7/2013	Camp Bowie & University	Auto Damage	Vehicle struck pothole.	TPW	Yes	No
Doug Smith	6/7/2013	5/10/2013	8632 McCormick Ct.	Property Damage	City crew damaged sprinkler system.	Water	Yes	No
Jose Garza	6/7/2013	4/13/2013	9116 Oels St.	Bodily Injury	Electrocuted by downed power lines.		No	Yes
Carolyn Butler	6/7/2013	5/17/2013	350 W. Belknap	Bodily Injury	Fell on steps outside building.	Police	No	Yes
Tamara D. Read	6/7/2013	5/28/2013	2204 Cantrell Sansom Rd.	Bodily Injury	Hit uneven pavement & fell off scooter.	TPW	Yes	Yes
Patrick Jackson	6/10/2013	5/15/2013	939 Marion Ave.	Property Damage	Tree fell & knocked down power line.	PACS	Yes	No
Marisela Contreras	6/11/2013	2/8/2013	1100 E. Seminary St.	Property Damage	Vehicle hit concrete debris on road.	TPW	Yes	Yes

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Ignacio T. Galvan	6/11/2013	5/27/2013	N. Riverside Dr.	Bodily Injury	Passenger in vehicle when it struck pole.	Police	Yes	Yes
Silvestre Soto	6/11/2013	5/30/2013	808 Park St.	Property Damage	Officers damaged door responding to emergency.	Police	No	No
Kara Nugent	6/12/2013	6/9/2013	4301 Mantis St.	Auto Damage	Car flooded when storm drain was blocked.	TPW	No	No
Barbara Lee	6/12/2013	6/6/2013	University & Bendre	Auto Damage	Vehicle struck pothole.	TPW	Yes	No
Villas at Fossil Creek HOA	6/12/2013	6/5/2013	N Riverside Dr & Redwood Creek	Property Damage	Crew damaged irrigation system.	TPW	Yes	No
Robin Polizzi	6/12/2013	3/9/2013	8737 Deepwood Ln.	Bodily Injury	Fire truck drove over citizen's foot.	Fire	No	Yes
Carla F. Dunlap	6/12/2013	6/10/2013		Employment	Alleged discrimination.	Police	No	No
Elbie Wynne	6/14/2013	5/26/2013	Decatur & NE 29th St.	Auto Damage	Officer struck vehicle.	Police	No	No
Kenneth Britton McMullen	6/14/2013	5/8/2013	Starbucks Parking Lot	Auto Damage	Office struck vehicle.	Police	No	No

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Carlos Rojas	6/13/2013	5/13/2013	1204 Eagle Drive	Property Damage	Sewer backup caused damage to property.	Water	No	No
Larry Cesander	6/18/2013		3608 N.E. Loop 820	Property Damage	Crew damaged sprinkler system.	TPW	No	No
Pablo Hernandez	6/17/2013	3/7/2013	425 Alavama	Auto Damage	City truck struck vehicle.	Fire	Yes	No
Frost Brothers Resources	6/17/2013	11/1/2012	4227 E. 1st	Reimbursement	Disputing invoice for demolition cost.	Code	No	No
Nathaniel Robbins	6/20/2013	5/25/2013	McCart & Garden Springs	Auto Damage	Officer struck vehicle.	Police	Yes	Yes
Greg Maddex	6/20/2013	5/29/2013		Employment	Whistleblower allegation.	Code	No	No
Tonica L. Adams	6/20/2013	6/17/2013	4600 Block of Miller	Auto Damage	Vehicle struck object on road.	TPW	Yes	No
Cynthia Galvan	6/20/2013	5/13/2013	Auto Pound	Auto Damage	Vehicle damaged during tow.	Police	Yes	No
Nerissa Clark	6/21/2013	6/3/2013	FWPD	Bodily Injury	Allegations of excessive force.	Police	No	Yes

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Angelia Hepburn	6/24/2013	6/19/2013	2723 8th Ave.	Auto Damage	Vehicle sprayed by City work crew.	TPW	Yes	No
Scott DeGrant	6/24/2013	3/31/2013	Fort Worth Animal Shelter	Property Damage	Vet bills incurred after adopting sick pet.	Code	Yes	No
Russ McCary	6/24/2013	5/1/2013	Keller Hicks near Beach St	Auto Damage	Hit pothole in construction area.	TPW	Yes	No
Lyle and Tina Moore	6/24/2013	6/21/2013	3113 Phoenix Dr.	Property Damage	Damage due to water main break.	Water	No	No
Griselda Jaimes	6/25/2013	5/20/2013	Lancaster Ave. & Teriney	Auto Damage	City truck struck vehicle.	Water	Yes	Yes
Maria G. Vizcaino	6/25/2013	6/21/2013	2627 Tiller St.	Auto Damage	Vehicle flooded by water main break.	Water	No	No
Red Oak Realty	6/25/2013	6/12/2013	100 E. 15 St.	Property Damage	City truck damaged property sign.	PACS	Yes	No
Maria Cladia Torrez	6/26/2013	6/21/2013	2627 Tiller St.	Auto Damage	Vehicle flooded by water main break.	Water	No	No
Reyna Isabell Guardapo	6/26/2013	6/21/2013	2627 Tiller St.	Auto Damage	Vehicle flooded by water main break.	Water	No	No

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Maria Dalia Alfaro	6/26/2013	6/21/2013	2627 Tiller St.	Auto Damage	Vehicle flooded by water main break.	Water	No	No

No Documents for this Section

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Zoning Docket items are linked on the Council Meeting Agenda.

No Documents for this Section