



**SUMMARY OF MEETINGS AND ACTIVITIES  
MONDAY, SEPTEMBER 16, 2013, THROUGH FRIDAY, SEPTEMBER 20, 2013**

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**MONDAY, SEPTEMBER 16, 2013**

	<b><u>TIME</u></b>	<b><u>LOCATION</u></b>
Tax Increment Reinvestment Zone #3 (Downtown TIF)	10:00 a.m.	Pre-Council Chamber

**TUESDAY, SEPTEMBER 17, 2013**

Pre-Council Meeting	8:30 a.m.	Pre-Council Chamber
Council Meeting	10:00 a.m.	Council Chamber

**WEDNESDAY, SEPTEMBER 18, 2013**

Collective Bargaining between the City and the Fort Worth Professional Fire Fighters Association	9:00 a.m.	IAFF Local 440 Office 3855 Tulsa Way
Board of Adjustment – Residential Work Session	12:30 p.m.	Pre-Council Chamber
Board of Adjustment – Residential Public Hearing	1:30 p.m.	Council Chamber
2014 Bond Program Council District Public Input Meeting	6:30 p.m.	Northwest Branch Library 6228 Crystal Lake Drive

**THURSDAY, SEPTEMBER 19, 2013**

Disciplinary Appeals Board	8:00 a.m.	City Hall Annex 908 Monroe, 6 <sup>th</sup> Floor, Training Room A
Disciplinary Appeals Board	9:00 a.m.	City Hall Annex 908 Monroe, 6 <sup>th</sup> Floor, Training Room A
Urban Design Commission	10:00 a.m.	Pre-Council Chamber
Water and Wastewater Capital Improvements Plan Citizens Advisory Committee	11:45 a.m.	Hazel Harvey Peace Center for Neighborhoods 818 Missouri Avenue

This summary is compiled from data furnished to the Office of the City Secretary by 12:00 p.m. on September 12, 2013, and may not include all meetings to be conducted during the week of September 16, 2013 through September 20, 2013. It is a summary listing only. See individual agendas which are posted in compliance with the Texas Open Meetings Act for detailed information.



**SUMMARY OF MEETINGS AND ACTIVITIES  
MONDAY, SEPTEMBER 16, 2013, THROUGH FRIDAY, SEPTEMBER 20, 2013**

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**THURSDAY, SEPTEMBER 19, 2013**

(continued)

Aviation Advisory Board	4:00 p.m.	Meacham Airport Conference Room 4201 North Main Street, Suite 200
Fort Worth Housing Authority (FWHA) Regular Board Meeting	4:00 p.m.	FWHA Administrative Office 1201 East 13 <sup>th</sup> Street, Board Room
Fort Worth Housing Authority (FWHA) Special Board Meeting – Work Session	<i>Immediately following the FWHA Regular Board Meeting beginning at 4:00 p.m.</i>	FWHA Administrative Office 1201 East 13 <sup>th</sup> Street, Board Room
2014 Bond Program Council District Public Input Meeting	6:30 p.m.	Western Hills United Methodist Church 2820 Laredo Drive

**FRIDAY, SEPTEMBER 20, 2013**

No meetings

This summary is compiled from data furnished to the Office of the City Secretary by 12:00 p.m. on September 12, 2013, and may not include all meetings to be conducted during the week of September 16, 2013 through September 20, 2013. It is a summary listing only. See individual agendas which are posted in compliance with the Texas Open Meetings Act for detailed information.

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**PRE-COUNCIL MEETING**  
**TUESDAY, SEPTEMBER 17, 2013**  
**8:30 A.M.**  
**PRE-COUNCIL CHAMBER, CITY HALL**  
**1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

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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 9590](#): Amendment to Tax Increment Reinvestment Zone Number Three (Downtown TIF) Project and Financing Plan
  
    - [IR 9591](#): Proposed Zoning Ordinance Text and Map Amendments to Create Airport Overlays and Runway Protection Zones for Municipal Airports
2. Current Agenda Items - **City Council Members**
3. Responses to Items Continued from a Previous Week
  - a. [M&C C-26364](#) - Authorize Execution of a Five-Year Tax Abatement Agreement with Modern Ground LLC, for Construction of a Single-Family Dwelling at 2812 Townsend Drive in the Berry/University Neighborhood Empowerment Zone (COUNCIL DISTRICT 9 - Joel Burns) **(Continued from September 10, 2013 by Council Member Burns)**
  - b. [ZC-13-092](#) - Willing Smith, 3501 Hulen Street, 4529-4545 Houghton Avenue; from: "B" Two-Family and "E" Neighborhood Commercial to: "PD/E" Planned Development for all uses in "E" Neighborhood Commercial plus semi automatic car wash; site plan included. (COUNCIL DISTRICT 9 - Joel Burns) **(Recommended for Denial by the Zoning Commission) (Continued from August 20, 2013, by Council Member Burns)**
4. Council Proposal No. 297 - Waiver of Festival Equipment Rental Fee for the Harambee Festival - **Council Member Kelly Allen Gray and Council Member Gyna Bivens**  
Attachment(s):  
[Council Proposal No. 297 - Attached.pdf](#)
5. Discussion on the City Manager's Final Fiscal Year 2014 Budget - **Jay Chapa, Interim Financial Management Services Director**
6. Briefing on the 2013 Texas Legislative Session Amendments to the Open Meetings Act and the Public Information Act - **Michelle Gutt, Communication and Public Engagement and Maleshia Farmer, Law**
7. City Council Requests for Future Agenda Items and/or Reports

8. Executive Session (PRE-COUNCIL CHAMBER) - **SEE ATTACHMENT A Attachment(s):**  
[Executive Session Agenda - Attachment A.pdf](#)
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***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, September 17, 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 Application of Maredi Corporation, d/b/a United Cab Service for City of Fort Worth taxicab operating authority;
  - b. Legal issues related to City's agreement with the Tarrant County Black Historical and Genealogical Society (M&C: G-16480, City Secretary Contract No. 40279); 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 10:00 A.M. TUESDAY, SEPTEMBER 17, 2013  
CITY COUNCIL CHAMBER, CITY HALL  
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

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**I. CALL TO ORDER**

**II. INVOCATION** - Reverend S. David Wynn, Sr., Agape Metro Community Church

**III. PLEDGE OF ALLEGIANCE**

**IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF SEPTEMBER 10, 2013**

**V. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA**

**VI. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF**

**VII. 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-17996](#) - Authorize Acceptance of Funds from Tarrant County 9-1-1 District in the Amount Up to \$652,994.00 for the Public Safety Radio Upgrade Project for Fiscal Year 2013 and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
2. [M&C G-17997](#) - Adopt Ordinance Amending Section 2-186, Political Activities, of Article V, Human Resources, of Chapter 2, Administration, of the Code of the City of Fort Worth, Texas, to Provide a Definition for an "Employee," Define Certain Appointed Persons as "Officers" and Provide that an Employee may Become a Candidate for Public Office (ALL COUNCIL DISTRICTS)
3. [M&C G-17998](#) - Approve Findings of the Ground Transportation Coordinator Regarding Renewal Application of Agency LC Group, Inc., to Operate Three Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
4. [M&C G-17999](#) - Approve Findings of the Ground Transportation Coordinator Regarding Application of Five Star Limo Service to Operate Three Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
5. [M&C G-18000](#) - Approve Findings of the Vehicle for Hire Review Board Regarding Renewal Application of Classic Shuttle Acquisition Corporation d/b/a Go Yellow Checker Shuttle, to Operate Seventy-Five Shuttles Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
6. [M&C G-18001](#) - Approve Findings of the Ground Transportation Coordinator Regarding Renewal Application of Godfather Trans, Inc., to Operate Five Limousines Within the City of Fort Worth and

Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)

7. [M&C G-18002](#) - Approve Findings of the Vehicle for Hire Review Board Regarding Renewal Application of Super Shuttle DFW, Inc., to Operate One Hundred Shuttles Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
8. [M&C G-18003](#) - Adopt the Revised Schedule of Rates and Charges for the Fort Worth Convention Center and the Will Rogers Memorial Center to be Effective on October 1, 2013 (COUNCIL DISTRICTS 7 and 9)

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

1. [M&C P-11575](#) - Authorize Purchase of Forty-One Full and Mid-Size Pickup Trucks from Philpott Motors, LTD d/b/a Philpott Ford, Using a Cooperative Contract for Multiple City Departments in the Amount of \$918,771.16 (ALL COUNCIL DISTRICTS)
2. [M&C P-11576](#) - Authorize Purchase of Six Ford Vans from Philpott Motors, LTD d/b/a Philpott Ford, Using a Cooperative Contract for the Equipment Services Department, Information Technology Department and Transportation and Public Works Department in the Amount of \$127,788.00 (ALL COUNCIL DISTRICTS)
3. [M&C P-11577](#) - Authorize Purchase of a 2013 Vögele Paver from Kirby Smith Machinery, Inc., in the Amount of \$149,294.00, Using a Cooperative Contract for the Water Department (ALL COUNCIL DISTRICTS)
4. [M&C P-11578](#) - Authorize Purchase of a Freightliner Truck with Chipper Body from ATC Freightliner Group in the Amount of \$111,495.49, Using a State of Texas Smart Buy Cooperative Contract for the Transportation and Public Works Department (ALL COUNCIL DISTRICTS)
5. [M&C P-11579](#) - Authorize Purchase of a Freightliner Truck with Vector Sewer Body from ATC Freightliner Group in the Amount of \$328,282.93, Using a State of Texas Smart Buy Cooperative Contract for the Transportation and Public Works Department (ALL COUNCIL DISTRICTS)
6. [M&C P-11580](#) - Authorize Agreement with Mythics, Inc., Through a General Services Administration Cooperative Contract for Oracle GoldenGate Software, Maintenance and Technical Support for the Information Technology Solutions Department in the Amount Up to \$74,247.00 for the First Year (ALL COUNCIL DISTRICTS)

**C. Land - Consent Items**

1. [M&C L-15613](#) - Authorize Acquisition of a Fee Simple Interest in a Total of 0.353 Acres of Land for Right-of-Way, a Permanent Easement Interest in a Total of .021 Acres of Land for Drainage and a Temporary Easement Interest in a Total of 0.331 Acres of Land for Construction from Various Landowners for the Old Decatur Road Improvement Project

No. 01749, Located from WJ Boaz Road to McLeroy Boulevard in the Amount of \$108,830.00, Pay Estimated Closing Costs in the Amount of \$14,000.00 for a Total Amount of \$122,830.00 and Adopt Appropriation Ordinance (ETJ NEAR COUNCIL DISTRICT 7)

2. [M&C L-15614](#) - Authorize Execution of a Permanent Sanitary Sewer Easement Agreement for a 0.123 Acre Strip of Land with Richard M. Rogers and Nina A. Rogers for the Installation of an Eight Inch Force Main Sanitary Sewer Line Encased in a Sixteen Inch Steel Casing Under the Southern Half of Lot 8, Block 15, Lake Worth Leases in the Amount of \$113,000.00 and Pay Estimated Closing Costs in the Amount Up to \$3,000.00 (COUNCIL DISTRICT 7)
3. [M&C L-15615](#) - Authorize Acquisition of Fee Simple Interest of Land Located at 4807 and 4811 Williams Spring Road in the N.B. Breeding Survey, Abstract 189, Tract 6A and 6C, for the Lake Worth Sanitary Sewer Lake Crossing from George S. and Kathy Watts in the Amount of \$160,000.00 and Pay Estimated Closing Costs in the Amount Up to \$3,000.00 (COUNCIL DISTRICT 7)
4. [M&C L-15616](#) - Ratify Purchase of Tax-Foreclosed Property Located at 922 South Retta Street in the Amount of \$20,500.00 from Tarrant County Constable Darrell Huffman and Dedicate the Property as Public Parkland as an Addition to Gid Hooper Park (COUNCIL DISTRICT 8)

**D. Planning & Zoning - Consent Items - None**

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

1. [M&C C-26430](#) - Authorize Execution of a Licensing Agreement and Purchase of Digital Data for Updated Digital Aerial Photography with North Central Texas Council of Governments for a Total Amount Not to Exceed \$76,635.50 for the Information Technology Solutions Department (ALL COUNCIL DISTRICTS)
2. [M&C C-26431](#) - Authorize Execution of a Contract with Gibson & Associates, Inc., in the Amount of \$518,830.00 for Bridge Repair and Rehabilitation at Ten Locations (COUNCIL DISTRICTS 2, 3, 4, 7 and 8)
3. [M&C C-26432](#) - Authorize Execution of Change Order No. 2 to City Secretary Contract No. 44155, with Mario Sinacola & Sons Excavating, Inc., in the Amount of \$354,155.50 for the Construction of North Beach Street from Vista Meadows Drive to South of Shiver Road, Thereby Increasing the Total Contract Amount to \$5,137,363.34 (COUNCIL DISTRICT 4)
4. [M&C C-26433](#) - Authorize Execution of an Engineering Services Agreement with Freese and Nichols, Inc., in the Amount of \$214,021.00 to Perform Engineering Analysis for the Appeal of Revisions to the Flood Insurance Rate Maps for Sycamore Creek, Big Fossil Creek and Dry Branch Creek (COUNCIL DISTRICTS 2, 4, 5, 6, 8 and 9)

5. [M&C C-26434](#) - Authorize Execution of an Agreement Granting a Non-Exclusive Privilege to Evergreen Disposal Services Pursuant to Chapter 12.5, Article VIII "Solid Waste and Recycling," Division 5 "Private Collectors" of the City Code, to Collect and Transport Municipal Solid Waste (ALL COUNCIL DISTRICTS)
6. [M&C C-26435](#) - Authorize Execution of a Contract with the Boys and Girls Clubs of Greater Fort Worth in the Amount of \$307,015.00 for the Operation of the Safe Haven Youth Program-Martin Located at 3123 Avenue G (COUNCIL DISTRICT 8)
7. [M&C C-26436](#) - Authorize Extension of a Maintenance Agreement with MorphoTrust USA, Inc., for the Identix TouchPrint Live Scan Fingerprinting System in the Amount of \$10,083.00 (ALL COUNCIL DISTRICTS)
8. [M&C C-26437](#) - Authorize Execution of Amendment No. 3 in the Amount of \$262,582.00 to City Secretary Contract No. 39090 with Freese and Nichols, Inc., for a Revised Total Contract Amount of \$1,496,013.00 for Design of Eastside Pump Station and General Construction Representation for Fifty-Four Inch Eastside II Water Main (COUNCIL DISTRICT 8)
9. [M&C C-26438](#) - Authorize Execution of Amendment No. 1 to City Secretary Contract No. 44281, an Engineering Agreement with Brown & Gay Engineers, Inc., in the Amount of \$175,805.00 for a Total Contract in the Amount of \$1,354,569.00 for Northside II 48-inch Water Main, Phase I from Heritage Trace Parkway to Alta Vista Road (COUNCIL DISTRICT 2)
10. [M&C C-26439](#) - Authorize Execution of a Professional Services Contract with Freese and Nichols, Inc., in the Amount of \$100,000.00 for the On-Call Water and Wastewater Modeling Professional Services Contract with Renewal Option (ALL COUNCIL DISTRICTS)
11. [M&C C-26440](#) - Authorize Execution of a First Renewal and Amendment to City Secretary Contract No. 44022, an Interlocal Agreement with the Fort Worth Independent School District to Operate the 21st Century Community Learning Center Program at Rosemont and Daggett Middle Schools, to Extend Term for an Additional Year and to Revise Funding Amount to \$85,020.00 and Adopt Appropriation Ordinance (COUNCIL DISTRICT 9)
12. [M&C C-26441](#) - Authorize Execution of an Interlocal Agreement with the Tarrant Regional Water District for Additional Local Funding in the Amount of \$14,000.00 for the Neighborhood Transportation Connections for Pedestrians and Bicycles Project and Adopt Appropriations Ordinance (COUNCIL DISTRICTS 3, 4, 8 and 9)

#### **VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS**

1. OCS - 1897 - Notice of Claims for Alleged Damages and/or Injuries

#### **IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.**

1. Presentation of Proclamation of Hispanic Heritage Month
2. Presentation of Proclamation of Prostate Cancer Awareness

**X. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF**

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

**XI. PRESENTATIONS BY THE CITY COUNCIL**

1. Changes in Membership on Boards and Commissions
2. Council Proposal No. 297 - Waiver of Festival Equipment Rental Fee for the Harambee Festival

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

**XIII. ORDINANCES**

1. An Ordinance Setting Forth an Itemized Estimate of the Expense of Conducting Each Department, Division and Office of the Municipal Government of the City of Fort Worth for the Ensuing Fiscal Year Beginning October 1, 2013, and Ending September 30, 2014, and Appropriating Money for the Various Funds and Purposes of Such Estimate; Providing for Public Hearings Upon This Ordinance Before the Entire City Council Sitting as a Committee of the Whole; and Providing a Severability Clause; and Providing a Savings Clause for the Repeal of All Ordinances and Appropriations in Conflict with the Provisions of This Ordinance; and Providing for the Publication and Final Passage Thereof
2. An Ordinance Setting Forth an Estimate of the Expense of the General Debt Service Fund of the Municipal Government of the City of Fort Worth for the Ensuing Fiscal Year Beginning October 1, 2013, and Ending September 30, 2014, and Appropriating Money for the General Debt Service Fund and Purpose of Such Estimate; Appropriating Money to Pay Interest and Principal Sinking Fund Requirement on All Outstanding General Indebtedness; Providing for Public Hearings Upon This Ordinance Before the Entire City Council Sitting as a Committee of the Whole; and Providing a Severability Clause; and Providing a Savings Clause for the Repeal of All Ordinances and Appropriations in Conflict with the Provisions of This Ordinance; and Providing for the Publication and Final Passage Thereof
3. An Ordinance Providing for the Levy and Collection of an Annual Ad Valorem Tax on All Property, Real, Personal and Mixed, Situated Within the Territorial Limits of the City of Fort Worth, Texas, and All Personal Property Owned in Said City of Fort Worth, Texas, on the First Day of January, A.D. 2013, Except Such Property as May be Exempt from Taxation by the Constitution and Laws of the State of Texas; and Providing for a Penalty; and Providing a Severability Clause; and Providing a Savings Clause for the Repeal of All Ordinances in Conflict with the Provisions of This Ordinance; and Providing for the Publication and Final Passage Thereof
4. An Ordinance Decreasing the Assigned Fund Balance in the Workers' Compensation Fund in the Amount of \$500,000.00, in the Unemployment Compensation Fund in the Amount of \$250,000.00, in the Temporary Labor Fund in the Amount of \$250,000.00, and in the Risk Management Fund in the Amount of \$3,000,000.00 for the Purpose of Transferring Funds to the General Fund to Strengthen Fund Balance; Providing for a Severability Clause; Making This Ordinance Cumulative of Prior Ordinances in Conflict Herewith; and Providing an Effective Date

**XIV. RESOLUTIONS**

1. A Resolution of the City Council of the City of Fort Worth, Texas, Ratifying the Property Tax Revenue Increase Reflected in the Fiscal Year 2014 Budget, in Accordance with Section 102.007(C) of the Texas Local Government Code
2. A Resolution Approving the Fiscal Year 2014 Budget for Dallas/Fort Worth International Airport
3. A Resolution Appointing Members to the Fort Worth Transportation Authority

- Executive Committee
4. A Resolution Authorizing the City Manager to Initiate the Creation of Airport Overlays and Runway Protection Zones for Alliance, Meacham and Spinks Municipal Airports

## **XV. REPORT OF THE CITY MANAGER**

### **A. Benefit Hearing - None**

### **B. General**

1. [M&C G-18004](#) - Authorize Execution of Agreements to Accept the Donation of a Vehicle and High Performance Cameras Valued in the Amount of \$4,377.00 from the National Insurance Crime Bureau (ALL COUNCIL DISTRICTS)
2. [M&C G-18005](#) - Adopt Appropriation Ordinance Increasing Estimated Receipts and Appropriations in the 2007 Critical Capital Projects Fund, the New Equipment Purchases Fund, the Street Improvements 2004 Overrun Fund and the Street Improvements 2008 Overrun Fund in the Combined Amount of \$48,895,000.00 from the Sale of City of Fort Worth, Texas, Combination Tax and Revenue Certificates of Obligation, Series 2013A, for the Purpose of Funding Various Projects for Capital Improvements and Reimbursing Certain Equipment Purchases (ALL COUNCIL DISTRICTS)
3. [M&C G-18006](#) - Adopt Appropriation Ordinance Increasing Estimated Receipts and Appropriations in the Street Improvements Fund, the Park Improvements Fund and the Street Improvements 2008 Fund in the Combined Amount of \$11,500,000.00 from the Sale of City of Fort Worth, Texas, General Purpose Refunding and Improvement Bonds, Series 2013, to Fund Projects in the 2004 and 2008 Bond Programs (ALL COUNCIL DISTRICTS)
4. [M&C G-18007](#) - Adopt Appropriation Ordinance Increasing Estimated Receipts and Appropriations in the Public Events Capital Projects Fund in the Amount of \$11,000,000.00 from the Sale of Combination Tax and Revenue Certificates of Obligation, Series 2013B, for the Purpose of Funding Capital Improvements to Will Rogers Memorial Center (ALL COUNCIL DISTRICTS)
5. [M&C G-18008](#) - Authorize Execution of an Interlocal Agreement with Tarleton State University Regarding Collaboration on the International Professional Policing Certificate Program and Development and Implementation of a Leadership Training Program for Fort Worth Police Department Sergeants and Lieutenants (ALL COUNCIL DISTRICTS)
6. [M&C G-18009](#) - Adopt Ordinance Revising Retail Water and Wastewater Rates and Charges for Volume Usage and Amending Sections 35-56(b), (c) and (d), Article III "Charges", of Chapter 35 "Water and Sewers" of the City Code, Effective January 1, 2014 (ALL COUNCIL DISTRICTS)
7. [M&C G-18010](#) - Adopt Ordinance Revising Wholesale Water, Wastewater

and Raw Water Service Rates and Amending Chapter 35 "Water and Sewers", Article III "Charges", Section 35-56 (g) and (h) of the City Code (ALL COUNCIL DISTRICTS)

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

**D. Land**

1. [M&C L-15617](#) - Authorize Condemnation by Eminent Domain of a Fee Simple Interest in 0.1239 Acres of an Improved Lot Located at 3501 Lebow Street Owned by Eduardo Ibarra for the Lebow Channel Drainage Improvements Project (COUNCIL DISTRICT 2)
2. [M&C L-15618](#) - Authorize Condemnation by Eminent Domain for an Easement Interest in 0.017 Acres of Land for Sewer and Drainage on Property Located at 2963 Loving Avenue Owned by Juan Martinez for the Loving Channel Drainage Improvements Project (COUNCIL DISTRICT 2)
3. [M&C L-15619](#) - Authorize Condemnation by Eminent Domain for an Easement Interest in 0.017 Acres of Land for Sewer and Drainage for the Loving Channel Drainage Improvements Project Located at 2967 Loving Avenue Owned by Thang D. Nguyen (COUNCIL DISTRICT 2)
4. [M&C L-15620](#) - Authorize Condemnation by Eminent Domain of an Easement Interest in 0.083 Acres of Land for Drainage Improvement Purposes on Property Located at 1801 Mitchell Boulevard, Fort Worth, Texas, Owned by the Heirs of Jerome Monroe, for the Burchill Channel Drainage Improvements Project (COUNCIL DISTRICT 5)
5. [M&C L-15621](#) - Conduct a Public Hearing and Authorize Use of a Portion of Wildwood North Park, Wildwood Park, Camp Joy Park, Sunset Park and Island View Park for the Dedication of Public Road Rights-of-Way and the Installation of a Water Service Line and Associated Infrastructure (COUNCIL DISTRICT 7) **(PUBLIC HEARING)**
  - a. Report of City Staff
  - b. Citizen Presentations
  - c. Council Action

**E. Planning & Zoning**

1. [M&C PZ-3037](#) - Consider Institution and Adoption of Ordinance for the Owner-Initiated Annexation of Approximately 35.4 Acres of Land, North of Keller Haslet Road and East of Old Denton Road, AX-13-005 (COUNCIL DISTRICT 7)

**F. Award of Contract**

1. [M&C C-26364](#) - Authorize Execution of a Five-Year Tax Abatement Agreement with Modern Ground LLC, for Construction of a Single-Family Dwelling at 2812 Townsend Drive in the Berry/University Neighborhood Empowerment Zone (COUNCIL DISTRICT 9) **(Continued from a Previous Meeting)**

2. [M&C C-26442](#) - Authorize Execution of Amendment No. 1 to Economic Development Program Agreement with Spoon Industries Inc., City Secretary Contract No. 43199, to Extend the Completion Deadline and Amend Certain Developer Commitments for the Cowtown Market Redevelopment Project Located at the Intersection of Interstate 35 Frontage Road and Allen Avenue (COUNCIL DISTRICT 8)
3. [M&C C-26443](#) - Authorize Execution of a Five-Year Tax Abatement Agreement with Linda Wesson for Construction of a Single-Family Dwelling Located at 5525 Grenada Drive in the Lake Arlington Neighborhood Empowerment Zone (COUNCIL DISTRICT 5)
4. [M&C C-26444](#) - Authorize Execution of a Five-Year Tax Abatement Agreement with Spoon Industries Inc., for the Properties Located at 1703 South Freeway and 800 East Allen Avenue in the Evans and Rosedale Neighborhood Empowerment Zone (COUNCIL DISTRICT 8)
5. [M&C C-26445](#) - Authorize Execution of a Maintenance and Landscaping Services Agreement with the University of North Texas Health Science Center on Property Located at 3500 Camp Bowie Boulevard for the Library Courtyard Project on Montgomery Street at No Expense to the City (COUNCIL DISTRICT 7)
6. [M&C C-26446](#) - Authorize Execution of a Contract with McMahon Contracting L.P., in the Amount of \$3,342,519.36 for the 9700 Trinity Boulevard Culvert Replacement Project and Provide for Contingencies and Construction Services for a Total Project Cost in the Amount of \$3,864,019.36 (COUNCIL DISTRICT 5)
7. [M&C C-26447](#) - Authorize Execution of a Contract with CD Builders, Inc., in the Amount of \$1,047,221.50 for Mercado Channel Improvements and Provide for Contingencies and Construction Services for a Total Project in the Amount of \$1,198,221.50 (COUNCIL DISTRICT 2)
8. [M&C C-26448](#) - Authorize Execution of After-School Program Agreements with Fort Worth Independent School District, Keller Independent School District, Crowley Independent School District and White Settlement Independent School District in the Total Program Amount of \$1,600,000.00 for Fiscal Year 2014 (ALL COUNCIL DISTRICTS)
9. [M&C C-26449](#) - Authorize Execution of School Security Initiative Contracts with Fort Worth, Crowley, Keller, Eagle Mountain/Saginaw and Lake Worth Independent School Districts and the Lena Pope Home to Operate the School Security Initiative Program for School Year 2013-2014 in the Amount of \$4,243,287.86 (ALL COUNCIL DISTRICTS)
10. [M&C C-26450](#) - Authorize Execution of a Contract with Conatser Construction TX, LP., in the Amount of \$1,234,621.75 for Sanitary Sewer Replacement Rehabilitation Contract 76 on Biddison Street and Five Alleyways, Provide for Project Costs and Contingencies for a Project Total in the Amount of \$1,311,663.75 (COUNCIL DISTRICT 9)

11. [M&C C-26451](#) - Authorize Execution of a Contract with William J. Schultz, Inc. d/b/a Circle "C" Construction Company, in the Amount of \$1,531,220.00 for Sanitary Sewer Rehabilitation Contract 80, Part 1, that is Generally Bound on the North by East Rosedale Street, on the South by Anderson Street, Ramey Avenue and Carverly Drive and on the West by Dillard Street, Provide for Project Costs and Contingencies for a Project Total in the Amount of \$1,609,157.00 and Adopt Appropriation Ordinance (COUNCIL DISTRICT 5)

## XVI. ZONING HEARING

1. [ZC-13-088](#) - (CD 7) - Frances Clark and Philip Sotel, 3295 Keller Haslet Road; from: Unzoned to: "C" Medium Density Multifamily (**Recommended for Approval by the Zoning Commission**)
2. [ZC-13-092](#) - (CD 9) - Willing Smith, 3501 Hulen Street, 4529-4545 Houghton Avenue; from: "B" Two-Family and "E" Neighborhood Commercial to: "PD/E" Planned Development for all uses in "E" Neighborhood Commercial plus semi automatic car wash; site plan included. (**Recommended for Denial by the Zoning Commission**) (Continued from a Previous Meeting)
3. [ZC-13-128](#) - (CD 5) - IBR Investments, 2200 Miller Avenue; from: "PD-751" Planned Development/Specific Use for museums, library, fine arts center, restaurants, cafes, cafeterias, bakeries, barber & beauty shops, laundries, dry cleaning or washateria, and leather goods shop, masonry wall required along the back of the property line; site plan approved to: Amend "PD-751" Planned Development to include all "E" retail uses; site plan included (**Recommended for Approval by the Zoning Commission**)
4. [ZC-13-137](#) - (CD-ALL) - City of Fort Worth Planning & Development, Text Amendment: Trinity Lakes Neighborhood: 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:
  - Various Sections of the Trinity Lakes Development Code as provided by Section 4.1307D, "Other Development Standards" of Section 4.1307, "Trinity Lakes ("TL") District of Chapter 4, "District Regulations" of Article 13, "Form-Based Districts" to remove Block Standards in all Subzones; to
  - Provide for Neighborhood Subzones; to
  - Provide for street setback lines and build-to zones in Neighborhood Subzones; to
  - Provide a revision to street and streetscape standards; and
  - Provide changes to façade composition in Transition and Neighborhood Subzones
  - *To review the proposed amendments and development code:*  
<http://fortworthtexas.gov/planninganddevelopment/zoningcommission.aspx>  
(**Recommended for Approval by the Zoning Commission**)

## XVII. BUDGET HEARING

1. Budget Hearing on Proposed Fiscal Year 2013-2014 Appropriation Ordinance, Debt Service Ordinance and Ad Valorem Tax Levy Ordinance
  - a. Report of City Staff
  - b. Citizen Comments

## XVIII. CITIZEN PRESENTATIONS

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

**XX. ADJOURNMENT**

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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.

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*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, September 17, 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 Application of Maredi Corporation, d/b/a United Cab Service for City of Fort Worth taxicab operating authority;
  - b. Legal issues related to City's agreement with the Tarrant County Black Historical and Genealogical Society (M&C: G-16480, City Secretary Contract No. 40279); 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.

**No Documents for this Section**



Updated September 12, 2013

*City of Fort Worth*  
*City Council Pre-Council Agenda Calendar*

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**September 17, 2013**

**8:30 a.m. Pre-Council Meeting**

**Continued Items:**

- **M&C C-26364** – Authorize Execution of a Five-Year Tax Abatement Agreement with Modern Ground LLC, for Construction of a Single-Family Dwelling at 2812 Townsend Drive in the Berry/University Neighborhood Empowerment Zone (COUNCIL DISTRICT 9 – Joel Burns) **(Continued from September 10, 2013 by Council Member Burns)**
- **ZC-13-092** - Willing Smith, 3501 Hulen Street, 4529-4545 Houghton Avenue; from: "B" Two-Family and "E" Neighborhood Commercial to: "PD/E" Planned Development for all uses in "E" Neighborhood Commercial plus semi automatic car wash; site plan included. **(Recommended for Denial by the Zoning Commission) (Continued from August 20, 2013 by Council Member Burns)**
- o Council Proposal No. 297 on Waiver of Festival Equipment Rental Fee for the Harambee Festival [*Council Member Kelly Allen Gray and Council Member Gyna Bivens*]
- o Discussion on the City Manager's Final Fiscal Year 2014 Budget [*Jay Chapa, Interim Financial Management Services Director*]
- o Briefing on the 2013 Texas Legislative Session Amendments to the Open Meetings Act and the Public Information Act [*Michelle Gutt, City Manager's Office and Maleshia Farmer, Law*]

**September 24, 2013**

**8:30 a.m. Pre-Council Meeting**

**Continued Items:**

- **ZC-13-112** - North Side Stockyard Property, 107 NW 28th Street; from: "MU-2" High Intensity Mixed Use to: "PD/MU-2" Planned Development for all uses in "MU-2" High Intensity Mixed Use plus car wash and auto lube; site plan included. **(Recommended for Denial without Prejudice by the Zoning Commission) (Continued from a Previous Meeting) (Continued from September 10, 2013 by Council Member Espino)**
- o Briefing on Fiscal Year 2014 Public Art Work Plan [*Martha Peters, Arts Council of Fort Worth and Tarrant County*]
- o Briefing on Proposed Bicycles and Pedestrian Improvements [*Randle Harwood, Planning and Development and Richard Zavala, Parks and Community Services*]
- o Proposed Improvements to Forest Park Boulevard [*Douglas Wiersig, Transportation and Public Works*]



Updated September 12, 2013

*City of Fort Worth*  
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**October 1, 2013**      **(National Night Out)**

*3:00 p.m. Pre-Council Meeting (cancelled)*  
*Housing and Economic Development Committee (cancelled)*

**October 7, 2013** **(Monday)**      **Monthly Zoning Meeting**

*Legislative and Intergovernmental Affairs Committee (TBD)*  
*Infrastructure & Transportation Committee (Cancelled)*  
*8:30 a.m. Pre-Council Meeting (note date & time change)*

- o Overview of Significant Zoning Cases *[Dana Burghdoff, Planning and Development]*
- o Briefing on Minority and Women Business Enterprise (M/WBE) Participation in City Construction Contracts *[Robert Sturns, Housing and Economic Development Department]*

**October 15, 2013**

*10:00 a.m. Audit Committee*  
*1:00 p.m. – 2:30 p.m. Joint City Council and Employee Retirement Fund Board Meeting (Ella Mae Shamblee Library, 1062 Evans Avenue)*  
*3:00 p.m. Pre-Council Meeting (note time change)*

- o Update on Public Input on the Proposed 2014 Bond Election Program *[Joe Komisarz, Financial Management Services and Michelle Gutt, City Manager's Office]*
- o Presentation on Operations Related Impacts of Proposed Projects in the 2014 Bond Election Program *[Jay Chapa, Interim Financial Management Services Director]*

**October 22, 2013**

*8:30 a.m. Pre-Council Meeting*

**October 29, 2013**

*8:30 a.m. Pre-Council Meeting*



Updated September 12, 2013

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**November 5, 2013**

**8:30 a.m. Pre-Council Meeting**  
**(Meeting moved to morning for National Election Day)**  
**Housing and Economic Development Committee**  
**(Immediately following the 10:00 a.m. City Council Meeting)**

**November 7, 2013** (Thursday)

**5:30 p.m. Fort Worth Crime Control and Prevention District Board of Directors Meeting**

**November 12, 2013**      **Monthly Zoning Meeting**

**10:00 a.m. Audit Committee**  
**11:00 a.m. Legislative and Intergovernmental Affairs Committee**  
**1:00 p.m. Infrastructure & Transportation Committee**  
**3:00 p.m. Pre-Council Meeting**

- o Overview of Significant Zoning Cases [*Dana Burghdoff, Planning and Development*]

**November 19, 2013**

**8:30 a.m. Pre-Council Meeting**

**November 26, 2013**

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

**November 28, 2013** (Thursday)

**City Hall Closed – Thanksgiving Holiday**

**November 29, 2013** (Friday)

**City Hall Closed – Thanksgiving Holiday**



**CITY OF FORT WORTH, TEXAS  
REGULAR CITY COUNCIL MEETING  
SEPTEMBER 10, 2013**

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**Present:**

Mayor Betsy Price  
Mayor Pro tem W.B. "Zim" Zimmerman, District 3  
Council Member Salvador Espino, District 2  
Council Member Daniel Scarth, District 4  
Council Member Gyna M. Bivens, 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

**Staff Present:**

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

**I. CALL TO ORDER**

With a quorum of the City Council Members present, Mayor Price called the regular session of the Fort Worth City Council to order at 7:00 p.m. on Tuesday, September 10, 2013, in the City Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102.

**II. INVOCATION - Pastor Jeff York, Lakeland Baptist Church**

The invocation was provided by Pastor Jeff York, Lakeland Baptist Church.

**III. PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

**IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF AUGUST 20, 2013, THE JOINT MEETING OF THE CITY COUNCIL AND THE CRIME CONTROL AND PREVENTION DISTRICT BOARD OF DIRECTORS ON AUGUST 22, 2013, AND THE JOINT MEETING OF THE CITY COUNCIL AND FORT WORTH TRANSPORTATION AUTHORITY BOARD OF DIRECTORS ON AUGUST 27, 2013**

Motion: Council Member Burns made a motion, seconded by Council Member Scarth, that the minutes of the Regular meeting of August 20, 2013, the Joint Meeting of the City Council and the Crime Control and Prevention District Board of Directors of August 22, 2013, and the Joint Meeting of the City Council and the Fort Worth Transportation Authority Board of Director of August 27, 2013, be approved. The motion carried 8 ayes to 0 nays with 1 abstention by Mayor Pro tem Zimmerman.

**V. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA**

City Manager Higgins requested that Mayor and Council Communication PZ-2035 be removed from the Consent Agenda.

**VI. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF**

City Manager Higgins requested that Mayor and Council Communication G-17965 be withdrawn and replaced with Mayor and Council Communication G-17965 (Revised).

**VII. CONSENT AGENDA**

Motion: Council Member Burns made a motion, seconded by Council Member Shingleton, that the Consent Agenda be approved as amended. The motion carried unanimously 9 ayes to 0 nays.

**A. General - Consent Items**

**1. M&C G-17986 - Approve Findings of the Ground Transportation Coordinator Regarding Application of ALA Limousine Services, LLC, 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; ALA Limousine, LLC, is qualified and financially able to conduct a limousine service within the City; ALA Limousine, LLC, has complied with the requirements of Chapter 34 of the City Code; ALA Limousine, LLC, presented facts in support of compelling demand and necessity for three limousines; the general welfare of the citizens of the City will best be served by the addition of three limousines upon City streets, alleys and thoroughfares; and adopt Ordinance No. 20885-09-2013 granting the privilege of operating authority to ALA Limousine, LLC, 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 limousines for a one-year period beginning on the effective date; providing for written acceptance by ALA Limousine, LLC, and conditioned on ALA Limousine, LLC, 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-17987 - Approve Findings of the Ground Transportation Coordinator Regarding Renewal Application of Go Green Taxi, LLC, to Operate Two Pedicabs Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (COUNCIL DISTRICTS 2 and 9)**

The City Council approved the following recommendation: Consider and adopt the following findings of the Ground Transportation Coordinator: Go Green Taxi, LLC, has performed satisfactorily under the terms of its operating authority; the service provided continues to meet the public necessity and convenience as defined by Chapter 34 of the City Code; Go Green Taxi, LLC, is qualified to conduct its business and continues to comply with the requirements of Chapter 34 of the City Code; the general welfare of the citizens of the City will best be served by the continued operation of two pedicabs by Go Green Taxi, LLC; and adopt Ordinance No. 20886-09-2013 granting the privilege of operating authority to Go Green Taxi, LLC, for the use of the streets, alleys, and public thoroughfares of the City in the conduct of its pedicab business, which shall consist of the operation of two pedicabs for a one-year period beginning on the effective date; providing for written acceptance by Go Green Taxi, LLC, and conditioned on Go Green Taxi, LLC, 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-17988 - Approve Findings of the Ground Transportation Coordinator Regarding Application of Medi-Take, Inc. d/b/a 5 Stars Executive Limo to Operate One Limousine 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 one limousine upon the City streets, alleys and thoroughfares; Medi-Take, Inc., d/b/a 5 Stars Executive Limo, is qualified and financially able to conduct a limousine service within the City; Medi-Take, Inc., d/b/a 5 Stars Executive Limo, has complied with the requirements of Chapter 34 of the City Code; Medi-Take, Inc., d/b/a 5 Stars Executive Limo, presented facts in support of compelling demand and necessity for one limousine; the general welfare of the citizens of the City will best be served by the addition of one limousine upon City streets, alleys and thoroughfares; and adopt Ordinance No. 20887-09-2013 granting the privilege of operating authority to Medi-Take, Inc., d/b/a 5 Stars Executive Limo, 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 one limousine for a one-year period beginning on the effective date; providing for written acceptance by Medi-Take, Inc., d/b/a 5 Stars Executive Limo, and conditioned on Medi-Take, Inc., d/b/a 5 Stars Executive Limo, complying with all requirements of Chapter 34, Article VI of the Code of the City of Fort Worth (1986), as amended.

4. **M&C G-17989 - Approve Findings of the Ground Transportation Coordinator Regarding Renewal Application of Neal Arnold d/b/a Allpoints Corporate Express, to Operate Two 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: Neal Arnold d/b/a Allpoints Corporate Express has performed satisfactorily under the terms of its operating authority; the service provided continues to meet the public necessity and convenience as defined by Chapter 34 of the City Code; Neal Arnold d/b/a Allpoints Corporate Express is qualified to conduct its business and continues to comply with the requirements of Chapter 34 of the City Code; the general welfare of the citizens of the City will best be served by the continued operation of two limousines by Neal Arnold d/b/a Allpoints Corporate Express; and adopt Ordinance No. 20888-09-2013 granting the privilege of operating authority to Neal Arnold d/b/a Allpoints Corporate Express 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 two limousines for a one-year period beginning on the effective date; providing for written acceptance by Neal Arnold d/b/a Allpoints Corporate Express and conditioned on Neal Arnold d/b/a Allpoints Corporate Express complying with all requirements of Chapter 34, Article VI of the Code of the City of Fort Worth (1986), as amended.

5. **M&C G-17990 - Adopt Appropriation Ordinance and Authorize Transfer of Funds from the Special Trust Fund, Municipal Court Building Security Project, in the Amount of \$361,120.00 to Reimburse the General Fund for Fiscal Year 2013 Building Security and Enhancement Costs (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Adopt Appropriation Ordinance No. 20889-09-2013 increasing estimated receipts and appropriations in the Special Trust Fund, Municipal Court Building Security Project, in the amount of \$361,120.00, from available funds, for the purpose of staffing dedicated to building security functions and physical enhancements to building security; and authorize a transfer from the Special Trust Fund, Municipal Court Building Security Project to the General Fund.

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

1. **M&C P-11571 - Authorize Purchase Agreement with Casco Industries, Inc., in the Amount Up to \$71,000.00 for Firefighter Boots for the Fire Department (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize a purchase agreement with Casco Industries, Inc., in the amount up to \$71,000.00 for firefighter boots for the Fire Department.

2. **M&C P-11572 - Authorize Non-Exclusive Purchase Agreements with NTS Mikedon, LLC, U.S. Shoring and Equipment, and United Rentals (North America) Inc., for Rental of Shoring, Trenching and Shielding Equipment for a Combined Amount Up to \$150,000.00 for the First Year (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize Non-Exclusive Purchase Agreements with NTS Mikedon, LLC, U.S. Shoring and Equipment, and United Rentals (North America), Inc., for rental of shoring, trenching and shielding equipment for a combined amount up to \$150,000.00 for the first year.

3. **M&C P-11573 - Authorize Purchase Agreement with Cohn and Gregory, Inc., in the Amount Up to \$90,000.00 for the First Year, for Polyvinyl Chloride Sewer Fittings for the Water Department (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize a purchase agreement to Cohn and Gregory, Inc., in the amount up to \$90,000.00 for the first year, for polyvinyl chloride sewer fittings to the Water Department.

4. **M&C P-11574 - Authorize Purchase of Three Horizontal Centrifugal Pumps and Motors from FCX Performance, Inc. d/b/a Pierce Pump Company and One Pump and Motor from Patterson Pump Company in the Amount of \$205,410.00 for the Water Department (COUNCIL DISTRICTS 4 and 5)**

The City Council approved the following recommendation: Authorize the purchase of three horizontal centrifugal pumps and motors from FCX Performance, Inc., d/b/a Pierce Pump Company, and one pump and motor from Patterson Pump Company in the amount of \$205,410.00 for the Water Department.

C. **Land - Consent Items**

1. **M&C L-15611 - Authorize Acquisition of an Access Easement in 0.184 Acres of Land, Located at 301 Stockyards Boulevard, in the Amount of \$51,700.00 for Tony's Creek Detention Rehab Minor Drainage, and Pay the Estimated Closing Costs Up to \$2,000.00 for a Total Cost in the Amount of \$53,700.00 (COUNCIL DISTRICT 2)**

The City Council approved the following recommendation: Authorize the acquisition of an easement interest in 0.184 acres of land for access, on land owned by Stockyards 2000 L.P., Fort Worth Stockyards Co., Lot 10, Block 9, known as 301 Stockyards Boulevard, in the amount of \$51,700.00, for the Tony's Creek Detention Rehab minor drainage, and pay the estimated closing costs up to \$2,000.00 for a total cost in the amount of \$53,700.00; find that the total purchase price in the amount of \$51,700.00 is just compensation; and authorize the City Manager or his designee to accept the conveyances, record the appropriate instruments and to pay the estimated closing costs in the amount of \$2,000.00.

D. Planning & Zoning - Consent Items

1. M&C PZ-3033 - Adopt Ordinance Vacating a Portion of an Alley in the Jennings West Addition Located Between Penn Street and Summit Avenue for a New Commercial Development (COUNCIL DISTRICT 9)

The City Council approved the following recommendation: Adopt Ordinance No. 20890-09-2013 vacating and extinguishing a 12-foot wide alley right-of-way, located in Block 33, Jennings West Addition, an addition to the City of Fort Worth, Tarrant County, Texas, and containing approximately 1,200 square feet of land more or less between Penn Street and Summit Avenue for a new commercial development; and waive any and all purchase fee value of the vacated land in accordance with City Policy (Mayor and Council Communication G-15624).

2. M&C PZ-3034 - Adopt Ordinance Vacating a Portion of Mercedes Avenue Between Carroll Street and Foch Street for Multi-Family Residential Development (COUNCIL DISTRICT 9)

The City Council approved the following recommendation: Adopt Ordinance No. 20891-09-2013 vacating and extinguishing a portion of Mercedes Avenue, situated in the William Bussell Survey, Abstract No. 151 in the City of Fort Worth, as shown on a plat for Linwood Addition, an addition to the City of Fort Worth, Tarrant County, Texas; containing approximately 18,061 square feet or 0.415 acre of land between Carroll Street and Foch Street for a multi-family residential development; and waive any and all purchase fee value of the vacated land in accordance with City Policy (Mayor and Council Communication G-15624).

4. M&C PZ-3036 - Authorize Initiation of Rezoning for the Great Commission Baptist Church Property at 7700 McCart Avenue, in Accordance with the Comprehensive Plan (COUNCIL DISTRICT 6)

The City Council approved the following recommendation: Authorize the City Manager to initiate certain zoning changes for the Great Commission Baptist Church property at 7700 McCart Avenue, in accordance with the Comprehensive Plan.

E. Award of Contract - Consent Items

1. M&C C-26417 - Authorize Termination of City Secretary Contract No. 44449 with CPS Civil, LLC, for Construction of Pedestrian and Streetscape Improvements in the Historic Handley Urban Village on East Lancaster Avenue Between Forest Avenue and Handley Drive, Authorize Execution of a Contract with The Fain Group, Inc., in the Amount of \$277,741.55 for the Same Project, and Provide for Survey, Materials Testing, Inspections and Contingencies for a Project Total in the Amount of \$349,309.22 (COUNCIL DISTRICT 5)

The City Council approved the following recommendation: Authorize the termination of City Secretary Contract No. 44449 with CPS Civil, LLC, for construction of pedestrian and streetscape improvements in the Historic Handley Urban Village on East Lancaster Avenue between Forest Avenue and Handley Drive; and authorize the execution of a contract with The Fain Group, Inc., in the amount of \$277,741.55 for the same project, and provide for survey, materials testing, inspections and contingencies for a project total in the amount of \$349,309.22.

2. **M&C C-26418 - Authorize Execution of Amendment No. 5 to City Secretary Contract No. 38775, an Engineering Agreement with Kennedy Consulting, Ltd., in the Amount of \$63,017.00 for the Design of Altamesa Boulevard Formerly Known as Dirks Road from Bryant Irvin Road to Granbury Road, Thereby Increasing the Total Contract Amount to \$1,868,100.85 (COUNCIL DISTRICT 6)**

The City Council approved the following recommendation: Authorize execution of Amendment No. 5 to City Secretary Contract No. 38775, an Engineering Agreement with Kennedy Consulting, Ltd., in the amount of \$63,017.00 for the design of Altamesa Boulevard formerly known as Dirks Road from Bryant Irvin Road to Granbury Road, thereby increasing the total contract amount to \$1,868,100.85.

3. **M&C C-26419 - Authorize Execution of an Agreement with Texas Midstream Gas Services, LLC, in the Amount of \$74,606.82 for Recovery of the City's Design and Construction Costs Resulting from a Gas Pipeline Conflict with the Sycamore Park Bridge on East Rosedale Street and Adopt Appropriation Ordinance (COUNCIL DISTRICT 8)**

The City Council approved the following recommendation: Authorize the execution of an agreement with Texas Midstream Gas Services, LLC, in the amount of \$74,606.82 for recovery of the City's design and construction costs resulting from a gas pipeline conflict with the Sycamore Park Bridge on East Rosedale Street; authorize the acceptance of payment in the amount of \$74,606.82 for the additional costs associated with the redesign and construction to remediate the gas pipeline conflict; and adopt Appropriation Ordinance No. 20893-09-2013 increasing the estimated receipts and appropriations in the Streets Improvements Fund, in the amount of \$74,606.82, from available funds, for the same purpose as reflected above.

4. **M&C C-26420 - Authorize Execution of an Engineering Services Agreement with Gerry de Camp, P.E., PTOE, in an Amount Not to Exceed \$100,000.00 for Traffic Signal Operations Engineering Services Over a Twelve Month Time Period (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the execution of an Engineering Services Agreement with Gerry de Camp, P.E., PTOE, in an amount not to exceed \$100,000.00 for traffic signal operations engineering services over a 12-month period.

5. **M&C C-26421 - Authorize Execution of Interlocal Agreements with Various Municipalities and Other Governmental Entities for Participation in the Environmental Collection Center Household Hazardous Waste Program (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the execution of Interlocal Agreements with various municipalities and other governmental entities for their participation in the Environmental Collection Center Household Hazardous Waste Program.

6. **M&C C-26422 - Authorize Execution of Amendment No. 1 to City Secretary Contract No. 44165, with Bridgefarmer & Associates, Inc., for the Design of Parker-Henderson Road in the Amount of \$393,767.65 from Mansfield Highway to Martin Street, Thereby Establishing a Total Contract Cost in the Amount of \$433,067.65 (COUNCIL DISTRICT 5)**

The City Council approved the following recommendation: Authorize the execution of Amendment No. 1 to City Secretary Contract No. 44165, an Engineering Services Agreement with Bridgefarmer & Associates, Inc., in the amount of \$393,767.65 for the design of Parker-Henderson Road from Mansfield Highway to Martin Street, thereby establishing a total contract cost in the amount of \$433,067.65.

7. **M&C C-26423 - Authorize Execution of a Texas Commission on Environmental Quality Federally Funded Grant Agreement in an Amount Not to Exceed \$308,856.00 for Air Pollution Control Services, Apply Indirect Costs at Approved Percentage Rate and Adopt Appropriation Ordinance (COUNCIL DISTRICT 4)**

The City Council approved the following recommendation: Authorize the execution of the Texas Commission on Environmental Quality (TCEQ) Federally Funded Grant Agreement for air pollution control services with a maximum amount of \$308,856.00 for a two-year term starting September 1, 2013, through August 31, 2015; authorize the use of existing personnel services for the City's in-kind match with an anticipated value of \$101,922.00 for the two-year term of September 1, 2013, through August 31, 2015; adopt Appropriation Ordinance No. 20894-09-2013 increasing estimated receipts and appropriations in the Grants Fund, in the amount of \$206,934.00, subject to receipt of an executed contract from the TCEQ for grant years 2013-2014 through 2014-2015, for the purpose of operating and maintaining various ambient air monitoring stations as part of the City's Air Pollution Control Program; and apply indirect costs at the most recently approved rate of 21.48 percent for the Transportation and Public Works Department.

8. **M&C C-26424 - Authorize Execution of Amendment No. 3 to City Secretary Contract No. 42227, an Intergovernmental Cooperative Reimbursement Contract with the Texas Commission on Environmental Quality for the Operation and Maintenance of Nitrogen Oxides Monitoring Network in the Amount of \$35,384.00 for a Total Contract Amount of \$150,384.00, Apply Indirect Costs at Approved Percentage Rate and Adopt Appropriation Ordinance (COUNCIL DISTRICT 4)**

The City Council approved the following recommendation: Authorize the execution of Amendment No. 3 to City Secretary Contract No. 42227, an Intergovernmental Cooperative Reimbursement Agreement with the Texas Commission on Environmental Quality (TCEQ) at a maximum amount of \$35,384.00 for the contract period September 1, 2013, through August 31, 2014; adopt Appropriation Ordinance No. 20895-09-2013 increasing estimated receipts and appropriations in the Grants Fund, in the amount of \$35,384.00, subject to receipt of an executed contract from the TCEQ, for the purpose of operating and maintaining the continuous air monitoring stations on behalf of the TCEQ; and apply the indirect cost at the rate of 21.48 percent in accordance with the terms of the Intergovernmental Cooperative Reimbursement Contract.

9. **M&C C-26425 - Authorize Execution of an Agreement with the United States Department of Justice, Drug Enforcement Administration to Continue Participation in the Drug Enforcement Administration Fort Worth Multi-Agency Task Force, Authorize Reimbursement of Costs Associated with Participation in the Amount Up to \$116,588.25 and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the execution of an agreement with the United States Department of Justice, Drug Enforcement Administration to continue participation in the Drug Enforcement Administration Fort Worth Multi-Agency Task Force; authorize the acceptance in the amount up to \$116,588.25 for reimbursement of overtime worked by the assigned officers and support provided by a clerical employee; and adopt Appropriation Ordinance No. 20896-09-2013 increasing estimated receipts and appropriations in the Grants Fund, in the amount of \$116,588.25, upon execution of an agreement for the purpose of reimbursement of overtime costs for assigned officers and a clerical employee to continue operation of the Drug Enforcement Administration, Fort Worth Multi-Agency Task Force.

10. **M&C C-26426 - Ratify Application for and Authorize Acceptance of, if Awarded, the Victim Coordinator and Liaison Grant from the Office of the Attorney General in the Amount Not to Exceed \$84,000.00, Authorize Execution of a Contract with the Office of the Attorney General, Adopt Resolution in Order to Make Assurances Required and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Ratify the application for the Fiscal Year 2014-2015 Victim Coordinator and Liaison Grant from the Office of the Attorney General of Texas, Crime Victim Services Division, in the amount of \$84,000.00; authorize the acceptance of grant funds in the amount not to exceed \$84,000.00, if awarded; authorize the execution of a contract with the Office of the Attorney General of Texas; adopt Resolution No. 4234-09-2013 authorizing the making of assurances required by the Office of the Attorney General Crime Victim Services Division in connection with the Fiscal Year 2014-2015 Victim Coordinator and Liaison Grant funds; and adopt Appropriation Ordinance No. 20897-09-2013 increasing estimated receipts and appropriations in the Grants Fund, in the amount of \$84,000.00, subject to receipt of the grant, for the purpose of funding a bilingual, Spanish-language Victim Assistance Specialist who can provide consistent services throughout the Fort Worth Police Department for victims and their families who need Spanish-language bilingual services.

11. **M&C C-26427 - Ratify Execution of Three-Year Extension of Agreement with West Publishing Corporation Using a Texas Multiple Award Schedule Contract for Web Access to the Consolidated Lead Evaluation and Reporting System for a Cost in the Amount of \$99,300.00 (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Ratify the execution of a three-year extension of agreement with West Publishing Corporation using Texas Multiple Award Schedule Contract No. TXMAS-3-520010 for web access to the Consolidated Lead Evaluation and Reporting CLEAR System for a cost in the amount of \$99,300.00 for the three-year period.

12. **M&C C-26428 - Authorize Rejection of All Bids Received for the Installation of the Sixteen Inch Meters and Bypass Line for the Crowley Wastewater Meter Station Project and Authorize Re-Advertisement (COUNCIL DISTRICT 6)**

The City Council approved the following recommendation: Authorize the rejection of all bids received for the installation of the 16-inch meters and bypass line for the Crowley Wastewater Meter Station and authorize re-advertisement.

#### **VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS**

1. **OCS - 1896 - Notice of Claims for Alleged Damages and/or Injuries**

End of Consent Agenda.

**D. Planning & Zoning - Removed from Consent Agenda**

**3. M&C PZ-3035 - Adopt Ordinance Vacating Portions of Apparent Prescriptive Rights-of-Way Known as Elizabethtown Cemetery Road and Old Denton Road for Future Industrial Development (COUNCIL DISTRICT 7)**

It was recommended that the City Council adopt an ordinance vacating and extinguishing a portion of Elizabethtown Cemetery Road and Old Denton Road, situated in the T.J. Bates Survey, Abstract No. 206, William Bush Survey, Abstract No. 205, James Eads Survey, Abstract No. 410, and the T.S. Reyburn Survey, Abstract No. 1130 of Denton County, Texas, for future industrial development; and waive any and all purchase fee value of the vacated land in accordance with City Policy (Mayor and Council Communication G-15624).

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication PZ-3035 be approved and Ordinance No. 20892-09-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

**IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.**

**1. Presentation by Daggett Middle School Triathlon Club**

Mr. John Castro, NY Life Insurance, Ms. Liesel Streich, Owner/Coach of Limitless Endurance, and Ms. Sandra Medina, Program Coordinator/Administrative Assistant of the Parks and Community Services Department, introduced members of the Daggett Middle School Triathlon Team. Ms. Medina stated that the Daggett Middle School Triathlon Club is the only public school Triathlon Club in the state of Texas. She added that the club wished to thank the Mayor for her support and wanted to encourage others who may be interested in starting a similar program at the school. Mayor Price commended the Daggett students, volunteers and specifically Ms. Medina for her work with both the Daggett students and the Mobile Recreation Learn to Swim Program.

**2. Presentation of Proclamation for USS Fort Worth Day**

Council Member Shingleton presented a proclamation for USS Fort Worth Day to Captain T.D. Smyers, American Red Cross, and Ms. Rebecca Montgomery, Executive Director of the USS Fort Worth Support Committee. He stated that United States Navy's mission was to maintain, train and equip combat ready Naval forces capable of winning wars, to deter aggression and maintain freedom of the seas. He added that the Littoral Combat Ship was an essential asset to the Naval combatant fleet, because it was a fast, agile and focused-mission platform designed for operation in near-shore environments and open-ocean operation, with war fighting capabilities to defeat threats. He further stated that the City of Fort Worth maintained a proud Naval heritage, and has been the hometown of countless Naval personnel including three United States Secretaries of the Navy: John B. Connally, Jr., Fred Korth and Gordon R. England. He stated that the USS FORT WORTH (LCS 3) was christened in 2010 and commissioned in 2012 celebrating the first time the great city had been named as a Naval vessel to honor the city. He commended the Sailors of USS FORT WORTH (LCS 3) on their first commissioning anniversary and wished the Sailors "Fair Winds and Following Seas."

Captain Smyers presented the City with a U.S. Flag that had flown over the Capital and on the USS Fort Worth when it was commissioned.

**3. Presentation of Proclamation for Hunger Action Month**

Council Member Burns presented a proclamation for Hunger Action Month to Mr. Charles Boswell, President of the Tarrant Area Food Bank Board of Directors. He stated that since 1982, the Tarrant Area Food Bank had worked to create communities where no one had to go hungry by distributing food to a network of hunger-fighting charities in 13 North Texas counties including food pantries, emergency shelters, soup kitchens, low-income day care centers, after-school programs, senior citizen centers, Kids Cafes, BagPacks for Kids, rehabilitation facilities and other social service centers. He added that one of every four children in Fort Worth and Tarrant County lives in food-insecure households that do not consistently have the resources to access adequate amounts of nutritious foods and that hunger among the children of workers caused more frequent illness, a greater need for healthcare and led to increased absenteeism and turnover in the workplace which could be costly for families, as well as employers, and created a less competitive workforce with lower levels of education and technical skills. He further stated that the Tarrant Area Food Bank could not accomplish its mission without the help of its 300 hunger-fighting partner agencies, some 7,000 volunteers each year, and more than 800 community food drives, in addition to the hundreds of grocery stores, restaurants and food manufacturing companies that donate food. He announced that the Tarrant Area Food Bank, along with 200 other regional food banks across the nation, would host events during the month of September to inspire individuals and communities to take action against local hunger.

City Secretary Kayser advised that Mayor and Council Communications G-17994 was a donation and would be moved up on the agenda.

**6. M&C G-17994 - Authorize Acceptance of the Donation of Eleven Canine First-Aid Kits from the Area Metropolitan Ambulance Authority d/b/a MedStar Valued in the Amount of \$3,300.00 for the Fort Worth Police Department's K-9 Unit (ALL COUNCIL DISTRICTS)**

It was recommended that the City Council authorize the acceptance of the donation of 11 canine first-aid kits from the Area Metropolitan Ambulance Authority d/b/a MedStar valued in the amount of \$3,300.00 for the Fort Worth Police Department's K-9 Unit. Mayor Pro tem Zimmerman presented a Certificate of Recognition to Mr. Heath Wright of the Area Metropolitan Ambulance Authority d/b/a MedStar.

Motion: Council Member Burns made a motion, seconded by Council Member Scarth, that Mayor and Council Communication G-17994 be approved. The motion carried unanimously 9 ayes to 0 nays.

**X. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF**

**1. Upcoming and Recent Events**

Council Member Jordan reminded everyone that September 11, 2013, marked the 12th anniversary of the attack of the United States. He stated that 343 firefighters lost their lives trying to save others, and on Friday, September 6, 2013, firefighters from around the area attended the 9/11 Memorial Stair Climb at Reunion Tower in Dallas to honor their comrades who lost their lives in the World Trade Center. He presented pictures of the event and added that Fort Worth Firefighters Clay Daugherty, Michael Woodard, Brian Oates, and Ryan Gallagher attended the ceremony. He added that there was also a ceremony held in Oklahoma City and it was attended by Fort Worth Firefighters Ryan Branch and Gino Agnello. He expressed appreciation to the Fort Worth Fire Department, and his son, a Mesquite firefighter, for participating in the event. He requested that everyone remember 9/11 and celebrate the many freedoms afforded to Americans.

Council Member Bivens expressed appreciation to Council Member Jordan for his words and stated that she was in Battery Park two weeks after the bombings and would never forget the impact the devastation had on her. She announced that the first District 5 Bond Meeting was held on Saturday, September 6, 2013, and stated that more than 60 citizen showed up to attend the event. She expressed her appreciation to the audience members who were present at the bond meeting. She added that the next bond meeting would take place on Thursday, September 12, 2013, at 6:30 p.m. at the Handley-Meadowbrook Recreation Center, 6201 Beaty Street, and invited everyone to attend. She announced that third bond meeting in District 5 would take place on Saturday, September 14, 2013, at 9:00 a.m., at the Tarrant County College Opportunity Center, 5901 Fitzhugh Avenue, and invited everyone to attend.

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Council Member Burns announced that the Second Annual Mega Pet Adoption weekend was scheduled for Saturday, September 14, 2013, from 8:00 a.m. to 5:00 p.m., and Sunday, September 15, 2013, from 10:00 a.m. to 3:00 p.m., at the two Fort Worth PetSmart adoption centers located at 4800 Southwest Loop 820 (I-20 at Hulen) and 2901 Texas Sage Trail (I-35W at Heritage Trace Parkway). He stated that last year more than 300 pets were adopted with the help of PetSmart Charities, and invited everyone to attend this year.

Mayor Pro tem Zimmerman announced that the White Cane Day Walk would take place on Tuesday, October 15, 2013, at 10:30 a.m. at the First United Methodist Church parking lot, 800 West Fifth Street. He stated that this was an opportunity for the public to experience what it was like to walk in the shoes of someone who is blind and invited everyone to attend.

Council Member Allen Gray expressed appreciation to Mr. Monnie Gilliam, Board member for the KEEN group, for KEEN's sponsorship of the Kids Fish with Kelly event held at the Evans Plaza, 1050 Evans Avenue, on Saturday, September 6, 2013. She said over 350 children attended the event and expressed special appreciation to Chief Rudy Jackson, the Fort Worth Fire Department, the Fort Worth Firefighters' Association, the Fort Worth Police Officers' Association, the Water Department, Parks and Community Services Department, Texas Wildlife Association, the Kid Fish Group, and Harris Methodist Hospital for their donations and sponsorship of the event. She announced that the 2013 Southeast Community Praise Walk would take place on Saturday, September 14, 2013, at 7:00 a.m. She added that Mayor Price, Council Member Bivens and she would be attending the 6.1-mile walk hosted by First Saint John Cathedral and Mount Olive Baptist Church. She stated that the walk would begin at Berry Street and I-35 and would end in District 5 at Berry Street and 820, and she invited everyone to attend. She also announced that Mayor Price and she would be attending the Healthy Kappas Community Health Fair, Saturday, Saturday 14, 2013, from 11:00 a.m. to 3:00 p.m., at the Ella Mae Shamblee Library, 1062 Evans Avenue. She added that the event would be sponsored by the Fort Worth Chapter of Kappa Alpha Psi's and invited everyone to attend.

Council Member Scarth recognized *Fort Worth Star-Telegram City Beat* writer, Scott Nishimura, and added that Mr. Nishimura would be reassigned at the *Star-Telegram*. He expressed appreciation for the accurate work he had done as a reporter.

Mayor Price stated that there would be a District 7 Town Hall meeting on Saturday, September 14, 2013, at 9:00 a.m., at Dorado Park, 415 Baverton, and invited everyone to attend.

**2. Recognition of Citizens**

There was no recognition of citizens.

**3. Approval of Ceremonial Travel**

Motion: Council Member Scarth made a motion, seconded by Council Member Burns, that Mayor Price, Council Members Espino and Shingleton be approved for ceremonial travel to Sugarland, Texas, to tour the Sugarland Skeeter Minor League Ball Field for suggestions on how to improve Cats Stadium at LaGrave Field. The motion carried unanimously 9 ayes to 0 nays.

**XI. PRESENTATIONS BY THE CITY COUNCIL**

**1. Changes in Membership on Boards and Commissions**

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton, that Ms. Lori Gordon be appointed to Place 2 on the Urban Design Commission, effective September 30, 2013, and with a term expiring October 1, 2014. The motion carried unanimously 9 ayes to 0 nays.

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino, that Mr. Mike Holt be appointed to Place 7 on the Historic and Cultural Landmarks Commission, effective October 1, 2013, and with a term expiring October 1, 2015. The motion carried unanimously 9 ayes to 0 nays.

Motion: Council Member Burns made a motion, seconded by Council Member Jordan, that Mr. Joseph Self be appointed to Place 9 on the Historic and Cultural Landmarks Commission, effective October 1, 2013, and with a term expiring October 1, 2015. The motion carried unanimously 9 ayes to 0 nays.

**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 of the City Council of Fort Worth, Texas Recognizing STEERFW as a Young Leader's Initiative to Increase Civic Engagement City-Wide in the City's Young Leaders**

It was recommended that the City Council of Fort Worth, Texas, adopt a resolution recognizing STEERFW as a Young Leader's Initiative to increase civic engagement City-wide in the City's young leaders.

Motion: Council Member Shingleton made a motion, seconded by Council Member Bivens, that Resolution No. 4235-09-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

**2. A Resolution Appointing Joel Burns to the Board of Directors of Tax Increment Reinvestment Zone Number Six, City of Fort Worth, Texas; Acknowledging the Appointment of the Other Current Members of the Board and Appointing Joel Burns as Chairperson for the Board (Riverfront TIF)**

It was recommended that the City Council adopt a resolution appointing Joel Burns to the Board of Directors of Tax Increment Reinvestment Zone No. 6, City of Fort Worth, Texas, effective September 10, 2013, and with a term expiring December 30, 2014; acknowledging the appointment of the other current members of the Board and appointing Joel Burns as Chairperson for the Board (Riverfront TIF).

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Jordan, that Resolution No. 4236-09-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

**3. A Resolution Appointing Michael O'Harra to the Board of Directors of Tax Increment Reinvestment Zone Number Seven, City of Fort Worth, Texas, and Acknowledging the Appointment of the Other Current Members of the Board (North Tarrant Parkway TIF)**

It was recommended that the City Council adopt a resolution appointing Michael O'Harra to the Board of Directors of Tax Increment Reinvestment Zone No. 7, City of Fort Worth, Texas, effective September 10, 2013, and with a term expiring December 31, 2013, and acknowledging the appointment of the other current members of the Board (North Tarrant Parkway TIF).

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman, that Resolution No. 4237-09-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

**4. A Resolution Appointing Richard Casarez to the Board of Directors of Tax Increment Reinvestment Zone Number Eight, City of Fort Worth, Texas, and Acknowledging the Appointment of the Other Current Members of the Board (Lancaster Corridor TIF)**

It was recommended that the City Council adopt a resolution appointing Richard Casarez to the Board of Directors of Tax Increment Reinvestment Zone No. 8, City of Fort Worth, Texas, effective September 10, 2013, and with a term expiring December 31, 2013, and acknowledging the appointment of other current members of the Board (Lancaster Corridor TIF).

Motion: Council Member Jordan made a motion, seconded by Council Member Bivens, that Resolution No. 4238-09-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

**5. A Resolution Appointing Dennis Shingleton to the Board of Directors of Tax Increment Reinvestment Zone Number Ten, City of Fort Worth, Texas, and Acknowledging the Appointment of the Other Current Members of the Board (Lone Star TIF)**

It was recommended that the City Council adopt a resolution appointing Dennis Shingleton to the Board of Directors of Tax Increment Reinvestment Zone No. 10, City of Fort Worth, Texas, effective September 10, 2013, and with a term expiring December 13, 2013, and acknowledging the appointment of the other current members of the Board (Lone Star TIF).

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman, that Resolution No. 4239-09-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

**6. A Resolution Appointing Gyna Bivens to the Board of Directors of Tax Increment Reinvestment Zone Number Thirteen, City of Fort Worth, Texas, and Acknowledging the Appointment of the Other Current Members of the Board (Woodhaven TIF)**

It was recommended that the City Council adopt a resolution appointing Gyna Bivens to the Board of Directors of Tax Increment Reinvestment Zone No. 13, City of Fort Worth, Texas, effective September 10, 2013, and with a term expiring December 31, 2014, and acknowledging the appointment of the other current members of the Board (Woodhaven TIF).

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman, that Resolution No. 4240-09-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

**7. A Resolution Appointing Gyna Bivens and Ryan Martin to the Board of Directors of Tax Increment Reinvestment Zone Number Fourteen, City of Fort Worth, Texas; Acknowledging the Appointment of the Other Current Members of the Board and Appointing Gyna Bivens as Chairperson for the Board (Trinity Lake TIF)**

It was recommended that the City Council adopt a resolution appointing Gyna Bivens and Ryan Martin to the Board of Directors of Tax Increment Reinvestment Zone No. 14, City of Fort Worth, Texas, effective September 10, 2013, and with a term expiring December 31, 2014; acknowledging the appointment of the other current members of the Board and appointing Gyna Bivens as Chairperson for the Board (Trinity Lake TIF).

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Burns, that Resolution No. 4241-09-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

**XIV. ZONING HEARING**

The City Council at its regular meeting of August 20, 2013, continued ZC-13-049.

- 1. 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 following individuals appeared before Council in support of Zoning Docket ZC-13-049:

Captain Gil Miller, 1510 Chennault Avenue  
Ms. Bridget Lauderdale, One Lockheed Boulevard  
Mr. Robert Ginsburg, 777 Main Street, Suite 1300

Motion: Council Member Shingleton made a motion, seconded by Council Member Bivens, that Zoning Docket ZC-13-049 be approved and Ordinance No. 20898-09-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

The City Council at its regular meeting of August 20, 2013, continued ZC-13-050.

- 2. 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)**

Captain Gil Miller completed a speaker card in support of Zoning Docket ZC-13-050 but did not address the Council.

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman, that Zoning Docket ZC-13-050 be approved. The motion carried unanimously 9 ayes to 0 nays.

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 August 25, 2013.

Mayor Price opened the public hearing.

**3. ZC-13-084 - (CD 3) - Caroline Schrader, 5101 Helmick Avenue; from: "A-5" One-Family to: "PD/I" Planned Development for "I" Light Industrial for outside storage and parking only; site plan waiver requested. (Recommended for Denial by the Zoning Commission)**

The following individuals appeared before Council in opposition of Zoning Docket ZC-13-084:

Mr. Tommie Henton, 5017 Wilmington Drive  
Mr. George Barnes, 5300 Helmick Avenue  
Mr. Dave Horger, 1605 Lieschen Court, Arlington

Ms. Dorothy DeBose, 5713 Humbert Avenue, completed a comment card in opposition of Zoning Docket ZC-13-084.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Shingleton, that Zoning Docket ZC-13-084 be denied. The motion carried unanimously 9 ayes to 0 nays.

**4. ZC-13-089 - (CD 7) - La Frontera Capital Properties, 9340 Boat Club Road; from: "A-7.5" and "A-10" One-Family to: "A-7.5" One-Family (Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)**

The following individuals appeared before Council in support of Zoning Docket ZC-13-089:

Mr. Timothy Welsh, 1308 Norwood Drive, Suite 200, Bedford

Mr. Al Burton, 1000 Texan Trail, Suite 200, Grapevine, completed a speaker card in support of Zoning Docket ZC-13-089 and was recognized by Mayor Price but was not present in the Council Chamber.

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The following individuals appeared before Council in opposition of Zoning Docket ZC-13-089:

Mr. Michael Peck, 9608 Lea Shore Street  
Ms. Ellen Crowl, 9608 Lea Shore Street

Mr. Peck stated that the address listed in Zoning Docket ZC-13-089 was incorrect and that the address should have been listed as 9600 Boat Club Road.

Ms. Jocelyn Murphy, Planning Manager, Planning and Development Department, appeared before Council and stated that, according to the Tarrant Appraisal District (TAD), the address was listed as 9340 Boat Club Road, and by state law, the City had to list the address that TAD recorded for the property address.

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino, that Zoning Docket ZC-13-089 be approved. The motion carried unanimously 8 ayes to 0 nays with Council Member Scarth absent.

**5. ZC-13-091 - (CD 8) - Raymundo Garcia, 1900 Evans Avenue; from: "E" Neighborhood Commercial to: "PD/E" Planned Development for all uses in "E" Neighborhood Commercial including auto repair and excluding ambulance dispatch station, massage therapy and spa, stealth telecommunication tower, indoor amusement, used apparel sales, feed store, firewood sales, liquor or package store, or veterinary clinic with indoor runs; site plan included. (Recommended for Denial by the Zoning Commission)**

Mr. Christopher R. Bonilla, 8540 Charleston Avenue, appeared before Council in support of Zoning Docket ZC-13-091 and submitted a PowerPoint presentation.

Mr. Monnie Gilliam, 1100 Vicki Lane, appeared before Council in opposition of Zoning Docket ZC-13-091.

Mr. Johnny Lewis, 953 Terrell, completed a comment card in opposition of Zoning Docket ZC-13-091.

Motion: Council Member Allen Gray made a motion, seconded by Council Member Bivens, that Zoning Docket ZC-13-091 be denied. The motion carried unanimously 9 ayes to 0 nays.

**6. ZC-13-108 - (CD 3) - Fort Worth Railroad Salvage, Inc., 11701 Camp Bowie West; from: "E" Neighborhood Commercial to: "PD/E" Planned Development for all uses in "E" Neighborhood Commercial plus furniture storage in a building over 60,000 sq. ft.; site plan included. (Recommended for Approval by the Zoning Commission)**

Mr. Mitch Hanzick, 3904 West 6th Street, appeared before Council in support of Zoning Docket ZC-13-108.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Shingleton, that Zoning Docket ZC-13-108 be approved. The motion carried unanimously 9 ayes to 0 nays.

**7. ZC-13-109 - (CD 5) - Trinity Lakes/Newell Companies, 7900 & 8501 Trinity Boulevard and 8301-8433 Snow Egret Way; from: "A-5" One-Family to: "TL-N" Trinity Lakes Neighborhood District (Recommended for Approval by the Zoning Commission)**

Mr. H. Dennis Hopkins, P.O. Box 637, Arlington, appeared before Council in support of Zoning Docket ZC-13-109.

Motion: Council Member Bivens made a motion, seconded by Council Member Jordan, that Zoning Docket ZC-13-109 be approved. The motion carried unanimously 9 ayes to 0 nays.

**8. ZC-13-110 - (CD 7) - James Finley, 7701 NW Loop 820 and 6838 Cahoba Drive; from: "E" Neighborhood Commercial and "F" General Commercial to: "AG" Agricultural (Recommended for Approval by the Zoning Commission)**

The following individuals appeared before Council in support of Zoning Docket ZC-13-110:

Ms. Rachel Wiggins, 1510 Chennault Avenue  
Mr. Brad Mahon, 505 Pecan Street, Suite 101

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman, that Zoning Docket ZC-13-110 be approved. The motion carried unanimously 8 ayes to 0 nays with Council Member Allen Gray absent.

- 9. ZC-13-111 - (CD 4) - AIL Investment LP and Hillwood Multifamily LP, 9900 Block Old Denton Road; from: "PD-961" "PD/D" Planned Development for all uses in "D" High Density Multifamily, a minimum of 35% open space, average of 24 units per acre, maximum height 45', slab to top plate, 60' building setback from Old Denton and North Riverside, no fence required if adjacent to single-family district, on-street parking to count towards minimum parking requirement, and with Development Standards; site plan waived to: "G" Intensive Commercial (Recommended for Approval by the Zoning Commission)**

Motion: Council Member Scarth made a motion, seconded by Council Member Espino, that Zoning Docket ZC-13-111 be approved. The motion carried unanimously 8 ayes to 0 nays with Council Member Allen Gray absent.

- 10. ZC-13-112 - (CD 2) - North Side Stockyard Property, 107 NW 28th Street; from: "MU-2" High Intensity Mixed Use to: "PD/MU-2" Planned Development for all uses in "MU-2" High Intensity Mixed Use plus car wash and auto lube; site plan included. (Recommended for Denial without Prejudice by the Zoning Commission)**

Mr. Christopher R. Bonilla, 8540 Charleston Avenue, completed a speaker card in support of Zoning Docket ZC-13-112 and was recognized by Mayor Price, but declined to appear before Council.

Motion: Council Member Espino made a motion, seconded by Council Member Scarth, that Zoning Docket ZC-13-112 be continued to the September 24, 2013, Council meeting. The motion carried unanimously 8 ayes to 0 nays with Council Member Allen Gray absent.

- 11. ZC-13-114 - (CD 7) - City of Fort Worth/Riverbend Trinity Trails Neighborhood, Generally bounded by White Settlement, Roberts Cut-Off, Deavers & Trinity River; from: "B" Two-Family, "E" Neighborhood Commercial, and "I" Light Industrial to: "A-5" One-Family and "FR" General Commercial Restricted (Recommended for Approval by the Zoning Commission)**

Ms. Margaret Johnson, 121 McGee Drive, appeared before Council in support of Zoning Docket ZC-13-114 and presented handouts for the Council.

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino, that Zoning Docket ZC-13-114 be approved. The motion carried unanimously 8 ayes to 0 nays with Council Member Allen Gray absent.

- 12. ZC-13-115 - (CD 7) - City of Fort Worth Planning & Development Department, Generally bounded by Eagle Parkway, I-35W (North Freeway), Westport Parkway, and City of Haslet; from: "K" Heavy Industrial and "PD-328" Planned Development for all uses in "K" Heavy Industrial plus aircraft refueling station to: "PD/K" Planned Development for K uses plus airport, aviation field, aircraft operating area, heliport, and landing area; and to exclude junkyards, recycling facilities, sexually oriented businesses, and tattoo parlors; site plan waiver recommended. (Recommended for Approval by the Zoning Commission)**

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman, that Zoning Docket ZC-13-115 be approved. The motion carried unanimously 8 ayes to 0 nays with Council Member Allen Gray absent.

- 13. ZC-13-117 - (CD 2) - Thomas Blanton, 4000-4100 Blocks of Angle Avenue; from: "PD-917" "PD/K" Planned Development for "K" Heavy Industrial plus rolling mills, rock, cement crushers and stone quarries; wholesale storage of petroleum products; oil drilling and production; manufacture of heavy rubber products. A site development plan shall be provided for administrative review by the Planning & Development Department for the following uses per Section 4.305(D) of the Comprehensive Zoning Ordinance: recycling center, waste tire facility; facilities handling, processing, and loading of municipal solid waste and recyclable materials for transportation at transfer stations, storage, processing, bailing or reclamation of paper, glass, wood, metals, plastics rags, junk, concrete, asphalt and other materials and materials recovery facilities and recycling centers; composting for yard and wood wastes, municipal solid waste, and/or sludge at composting facilities; and processing and storage of scrap tires at waste tire facilities. Site plan waiver recommended for all other uses. The following uses are prohibited: gambling facilities, circus, adult entertainment, sexually oriented businesses, night clubs, massage parlors, hazardous waste disposal including household hazardous waste, halfway house, horse, dog, or automotive racing, shooting or weapons firing range, disposal, dumping or reducing of offal or dead animals, packing plant, poultry killing or dressing, cotton gin, cotton oil mill, bailing or compress, paper or pulp manufacture, municipal waste landfill to: "D" High Density Multifamily (Recommended for Approval by the Zoning Commission)**

Mr. Joe Paniagua, 8125 Mount Shasta Circle, appeared before Council in support of Zoning Docket ZC-13-117.

Motion: Council Member Espino made a motion, seconded by Council Member Bivens, that Zoning Docket ZC-13-117 be approved. The motion carried unanimously 9 ayes to 0 nays.

**14. ZC-13-120 - (CD-ALL) - City of Fort Worth Planning & Development Department, Text Amendment: Model Homes; 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 Fort Worth (1986), to amend: Section 5.403 "Model Home" to provide for when and where a model home may be built; provide for an increase in the amount of time a model home may be used as such (Recommended for Approval by the Zoning Commission)**

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton, that Zoning Docket ZC-13-120 be approved and Ordinance No. 20899-09-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

**15. ZC-13-121 - (CD-ALL) - City of Fort Worth Planning & Development Department, Text Amendment: Retail Sales for Cottage Industries; 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 Fort Worth (1986), to amend: Section 5.116a "Home Occupation" to provide that a Cottage Food Production Operation may sell directly to the consumer (Recommended for Approval by the Zoning Commission)**

Motion: Council Member Espino made a motion, seconded by Council Member Burns, that Zoning Docket ZC-13-121 be approved and Ordinance No. 20900-09-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

**16. ZC-13-124 - (CD-ALL) - City of Fort Worth Planning & Development Department, Text Amendment: Sexually Oriented Business Classification and Related Definitions; 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 Fort Worth (1986), to amend: Section 5.201 "Classifications" to add to the classification of a Sexually Oriented Business; and Chapter 9 to revise the definitions related to entertainment, entertainment personnel and nudity (Recommended for Approval by the Zoning Commission)**

Ms. Valarie Guerrero, 513 Panay Way Drive, completed a comment card in support of Zoning Docket ZC-13-124.

Motion: Council Member Burns made a motion, seconded by Council Member Scarth, that Zoning Docket ZC-13-124 be approved and Ordinance No. 20901-09-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

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 Burns made a motion, seconded by Council Member Scarth, that the hearing be closed and that Ordinance No. 20902-09-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

**XV. REPORT OF THE CITY MANAGER**

**A. Benefit Hearing**

City Secretary Kayser read the following:

Conduct Public Benefit Hearings for Mayor and Council Communication Nos. BH-300 through BH-307; adopt ordinances levying special assessments and appropriating funds for the 2013 tax year; and authorize execution of management agreements for the following PIDS:

- Public Improvement District No. 1, Downtown;
- Public Improvement District No. 6, Park Glen;
- Public Improvement District No. 7, Heritage;
- Public Improvement District No. 8, Camp Bowie;
- Public Improvement District No. 11, Stockyards;
- Public Improvement District No. 12, Chapel Hill;
- Public Improvement District No. 14, Trinity Bluff; and
- Public Improvement District No. 15, Sun Valley

Mayor Price opened the public hearing.

1. **M&C BH-300 - Conduct a Public Benefit Hearing for Public Improvement District 1, Downtown PID, Concerning the Proposed 2013-2014 Budget in the Amount of \$2,415,150.00 and Five-Year Service Plan and Proposed Assessment Roll, Adopt Ordinance Levying Special Assessments for the 2013 Tax Year in the Amount of \$1,632,610.00, Authorize Transfer in the Amount of \$138,498.00 from the General Fund to the Special Assessment District Fund for the City's Payment in Lieu of Services, Authorize Transfer in the Amount of \$191,858.00 from the General Fund to the Special Assessment District Fund for the City's Payment in Lieu of Assessment, Adopt Appropriation Ordinances to Increase Estimated Receipts in the Special Assessment District Fund in the Amount of \$1,962,966.00 and Special Trust Fund in the Amount of \$39,259.00 for Fiscal Year 2013-2014 and Authorize Execution of an Agreement with Downtown Fort Worth, Inc., to Manage the District (COUNCIL DISTRICT 9) (PUBLIC HEARING)**

2. M&C BH-301 - Conduct a Public Benefit Hearing for Public Improvement District 6, Park Glen PID, Concerning the Proposed 2013-2014 Budget in the Amount of \$1,720,609.00 and Five-Year Service Plan and Proposed Assessment Roll, Adopt Ordinance Levying Special Assessments for the 2013 Tax Year in the Amount of \$1,146,566.00, Authorize Transfer in the Amount of \$174,043.00 from the General Fund to the Special Assessment District Fund for the City's Payment in Lieu of Services, Adopt Appropriation Ordinances to Increase Estimated Receipts in the Special Assessment District Fund in the Amount of \$1,146,566.00 and Special Trust Fund in the Amount of \$22,931.00 for Fiscal Year 2013-2014 and Authorize Execution of an Agreement with FirstService Residential to Manage the District (COUNCIL DISTRICT 4) (PUBLIC HEARING)
  
3. M&C BH-302 - Conduct a Public Benefit Hearing for Public Improvement District 7, Heritage PID, Concerning the Proposed 2013-2014 Budget in the Amount of \$1,941,500.00 and Five-Year Service Plan and Proposed Assessment Roll, Authorize Transfer in the Amount of \$173,362.00 from the General Fund to the Special Assessment District Fund for the City's Payment in Lieu of Services, Adopt Ordinance Levying Special Assessments for the 2013 Tax Year in the Amount of \$1,380,911.00, Adopt Appropriation Ordinances to Increase Estimated Receipts in the Special Assessment District Fund in the Amount of \$1,554,273.00 and Special Trust Fund in the Amount of \$27,618.00 for Fiscal Year 2013-2014 and Authorize Execution of an Agreement with FirstService Residential to Manage the District (COUNCIL DISTRICTS 4 and 7) (PUBLIC HEARING)
  
4. M&C BH-303 - Conduct a Public Benefit Hearing for Public Improvement District 8, Camp Bowie Corridor PID, Concerning the Proposed 2013-2014 Budget in the Amount of \$524,271.00 and Five-Year Service Plan and Proposed Assessment Roll, Authorize Transfer in the Amount of \$39,761.00 from the General Fund to the Special Assessment District Fund for the City's Payment in Lieu of Services, Adopt Ordinance Levying Special Assessments for the 2013 Tax Year in the Amount of \$403,510.00, Adopt Appropriation Ordinances to Increase Estimated Receipts in the Special Assessment District Fund in the Amount of \$443,271.00 and Special Trust Fund in the Amount of \$8,070.00 for Fiscal Year 2013-2014 and Authorize Execution of an Agreement with Camp Bowie District, Inc., to Manage the District (COUNCIL DISTRICTS 3 and 7) (PUBLIC HEARING)

5. M&C BH-304 - Conduct a Public Benefit Hearing for Public Improvement District 11, Stockyards PID, Concerning the Proposed 2013-2014 Budget in the Amount of \$89,671.00 and Five-Year Service Plan and Proposed Assessment Roll, Adopt Ordinance Levying Special Assessments for the 2013 Tax Year in the Amount of \$67,471.00, Adopt Appropriation Ordinances to Increase Estimated Receipts in the Special Assessment District Fund in the Amount of \$67,471.00 and Special Trust Fund in the Amount of \$2,000.00 for Fiscal Year 2013-2014 and Authorize Execution of an Agreement with the Fort Worth Stockyards Preservation Foundation, Inc., to Manage the District (COUNCIL DISTRICT 2) (PUBLIC HEARING)
6. M&C BH-305 - Conduct a Public Benefit Hearing for Public Improvement District 12, Chapel Hill PID, Concerning the Proposed 2013-2014 Budget in the Amount of \$56,283.00 and Five-Year Service Plan and Proposed Assessment Roll, Adopt Ordinance Levying Special Assessments for the 2013 Tax Year in the Amount of \$53,283.00, Adopt Appropriation Ordinances to Increase Estimated Receipts in the Special Assessment District Fund in the Amount of \$53,283.00 and Special Trust Fund in the Amount of \$2,000.00 for Fiscal Year 2013-2014 and Authorize Execution of an Agreement with RTI/Communities Management Associates, Inc. d/b/a CMA, to Manage the District (COUNCIL DISTRICT 7) (PUBLIC HEARING)
7. M&C BH-306 - Conduct a Public Benefit Hearing for Public Improvement District 14, Trinity Bluff PID, Concerning the Proposed 2013-2014 Budget in the Amount of \$40,970.00 and Five-Year Service Plan and Proposed Assessment Roll, Adopt Ordinance Levying Special Assessments for the 2013 Tax Year in the Amount of \$30,000.00, Adopt Appropriation Ordinances to Increase Estimated Receipts in the Special Assessment District Fund in the Amount of \$30,000.00 and Special Trust Fund in the Amount of \$2,000.00 for Fiscal Year 2013-2014 and Authorize Execution of an Agreement with Downtown Fort Worth, Inc., to Manage the District (COUNCIL DISTRICT 9) (PUBLIC HEARING)
8. M&C BH-307 - Conduct a Public Benefit Hearing for Public Improvement District 15, Sun Valley PID, Concerning the Proposed 2013-2014 Budget in the Amount of \$78,185.00 and Five-Year Service Plan and Proposed Assessment Roll, Adopt Ordinance Levying Special Assessments for the 2013 Tax Year in the Amount of \$69,415.00, Adopt Appropriation Ordinances to Increase Estimated Receipts in the Special Assessment District Fund in the Amount of \$69,415.00 and Special Trust Fund in the Amount of \$2,000.00 for Fiscal Year 2013-2014 and Authorize Execution of an Agreement with ORASI Development, LLC, to Manage the District (COUNCIL DISTRICT 5) (PUBLIC HEARING)

**a. Report of City Staff**

Ms. Ossana Hermosillo, Business Development Manager, Housing and Economic Development Department, appeared before Council and provided a staff report.

**b. Citizen Presentations**

Mr. Daniel Berndt, 4717 Great Divide Drive, appeared before Council in support of Mayor and Council Communication BH-301 and presented handouts to the Council.

Mr. Mark Pacheco, 1240 Keller Parkway, Keller, completed a speaker card in support of Mayor and Council Communication BH-301 but did not speak.

Mr. Kyle Clawson, 9536 Courtright Drive, appeared before Council in support of Mayor and Council Communication BH-302.

Ms. Angelia Cotton, 3512 Burts Drive, appeared before Council in opposition of Mayor and Council Communication BH-302.

Ms. Kristin Jaworski, 131 A East Exchange Avenue, appeared before Council in support of Mayor and Council Communication BH-304.

**c. Council Action**

Motion: Council Member Burns made a motion, seconded by Council Member Bivens, that the Fort Worth City Council close the public hearing for Mayor and Council Communications BH-300 through BH-307; approve the Fiscal Year 2014 budget and five-year service plans; adopt the following ordinances levying special assessments for the 2013 tax year including the amended ordinance for Mayor and Council BH-306 and transferring and appropriating funds for Fiscal Year 2013-2014; and authorize execution of the management agreements for the PIDS for Fiscal Year 2013-2014:

<u>Mayor and Council Communication No.</u>	<u>Assessment Ordinance No.</u>	<u>Appropriation Ordinance No.</u>	<u>Appropriation Ordinance No.</u>
BH-300	20903-09-2013	20904-09-2013	20905-09-2013
BH-301	20906-09-2013	20907-09-2013	20908-09-2013
BH-302	20909-09-2013	20910-09-2013	20911-09-2013
BH-303	20912-09-2013	20913-09-2013	20914-09-2013
BH-304	20915-09-2013	20916-09-2013	20917-09-2013
BH-305	20918-09-2013	20919-09-2013	20920-09-2013
BH-306	20921-09-2013	20922-09-2013	20923-09-2013
BH-307	20924-09-2013	20925-09-2013	20926-09-2013

The motion carried unanimously 9 ayes to 0 nays.

**B. General**

**1. M&C G-17965 - Adopt Ordinance Amending Chapter 15 "Gas Drilling", Article II "Gas Drilling and Production" of the City Code, Section 15-34 to Clarify the Technical Regulations Related to Line Compressor Noise and Section 15-42 to Allow Gas Line Compressors in Planned Development and Industrial Zoning Districts and to Establish Setback and Waiver Requirements (ALL COUNCIL DISTRICTS) (Continued from a Previous Meeting)**

It was the consensus of the City Council that Mayor and Council Communication G-17965 be withdrawn from consideration and replaced with Mayor and Council Communication G-17965 (Revised).

**2. M&C G-17965 - (Revised) Adopt Ordinance Amending Chapter 15 "Gas Drilling", Article II "Gas Drilling and Production" of the City Code, Section 15-31 to Add Certain Definitions, Section 15-34 to Clarify the Technical Regulations Related to Line Compressor Noise and Section 15-42 to Allow Gas Line Compressors in Planned Development and Industrial Zoning Districts and to Establish Setback, Waiver and Grandfathering Requirements (ALL COUNCIL DISTRICTS)**

It was recommended that the City Council adopt an ordinance amending the Code of Ordinances of the City of Fort Worth, as amended, by further amending Chapter 15 "Gas Drilling", Article II "Gas Drilling and Production", by amending Section 15-31, adding definitions for the terms line compressor operator and line compressor site; amending Section 15-34, Subsection P.1 to require all applications for a gas line compressor requiring rezoning to a "PD" Planned Development to be reviewed by the Gas Drilling Review Committee (GDRC); amending Subsections P3 and P7, to provide notice requirements and review by the GDRC for line compressors; amending Section 15-42, Subsection B2.e. regarding gas well noise levels; amending Section 15-42, Subsection D.1.b, regarding ambient noise of gas compressors; amending Section 15-42, Subsection D.3, by implementing line compressor site permit application requirements and removing "AG" Agricultural as allowable zoning for the permitting of line compressors and requiring Planned Development or Industrial zoning, setback and other technical requirements for line compressors; and amending Section 15-42, by adding Subsection 4 describing the setback waiver process and Subsection 5 providing for a grandfathering process for existing line compressor sites.

Mayor Price asked Ms. Dana Burghdoff, Deputy Planning Director, Planning and Development Department, to briefly review the proposals that were presented during the Pre-Council meeting.

Council Member Burns requested that Council Member Bivens state the motion she planned to make to clarify for the audience the action the Council was to consider.

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Council Member Bivens made a motion that Mayor and Council Communication G-17965 (Revised) be approved with the following recommendations: 1) remove language referencing a 300-foot setback from protected uses for enclosed compressors in "PD" Planned Development zoning districts; and 2) remove the reference to the Fire Marshal in Section 7, Paragraph E IV, on page 7 of the ordinance.

The following individuals appeared before Council in opposition of Mayor and Council Communication G-17965 (Revised):

Ms. Jackie Barnd, 7249 Specklebelly Lane  
Mr. Robert Horton, 9104 Autumn Falls Drive (submitted a PowerPoint presentation)  
Ms. Regina Blair, P.O. Box 50695  
Mr. Jimmie Hammontree, 301 Commerce Street  
Mr. Mike Dean, 124 Cooks Lane  
Ms. Gretchen Demke, 8609 Olmstead Terrace, North Richland Hills (submitted a PowerPoint presentation)  
Ms. Martha Boykin, 7261 Specklebelly Lane  
Ms. Mary Kelleher, 7901 Rando Mill Road  
Ms. Libby Willis, 2300 Primrose Avenue  
Ms. Bob Manthei, 810 Houston Street  
Ms. Melissa McDougall, 2971 Seguin Trail (submitted a PowerPoint Presentation)  
Ms. Beverly Brankam, 6487 Woodstock Road (presented handouts)

Ms. Sally Neasbitt, 617 Cooks Lane, completed a speaker card in opposition of Mayor and Council Communication G-17965 (Revised) and was recognized by Mayor Price but was not present in the Council Chamber.

Mr. Gary Hogan, 2117 Rolling Creek Run, appeared before Council undecided regarding Mayor and Council Communication G-17965 (Revised).

The following individuals completed comment cards in opposition of Mayor and Council Communication G-17965 (Revised):

Mr. Tom Burke, 6521 Stone Creek Trail  
Ms. Trish George, 7220 Wild Wing Drive  
Mr. Richard George, 7220 Wild Wing Drive  
Mr. Joseph Mercado, 7273 Decoy Lane  
Ms. Dolores L. Mercado, 7372 Decoy Lane  
Ms. Melinda Savage, 9125 Rushing River Drive  
Mr. Scott McDuffie, 9012 Creede Trail  
Ms. Tammie McDuffie, 9012 Creede Trail  
Ms. Miki Von Luckner, 9136 Tyne Trail  
Ms. Amanda Carver, 9111 San Joaquin

Mr. Tim Carver, 9111 San Joaquin  
Ms. Dawn Snyder, 8613 San Joaquin Trail  
Mr. Scott Doyle, 9059 Saranac Trail  
Mr. Jon Pavliska, 2517 Rivers Edge Drive  
Ms. Jeanna Tucker, 9108 Autumn Falls  
Mr. Ryan Tucker, 9108 Autumn Falls  
Mr. Johnnie Thomas, 8733 Saranac Trail  
Mr. Jacke Holder, 9087 Riverfalls Drive  
Mr. Walter Moss, 8713 Brushy Creek Trail  
Ms. Teresa Moss, 8713 Brushy Creek Trail  
Mr. James Driskekk, 9008 Riverfalls Drive  
Ms. Teri Kramer, 4913 Pershing Avenue  
Ms. Tammy Hardge, 2954 Danube Court  
Ms. Meredith Jeppson, 8812 Tyne Trail  
Mr. Skip Steed, 2736 Salado Trail  
Ms. Debbie Steed, 2736 Salado Trail  
Mr. Jason Bronson, 8650 San Joaquin Trail  
Mr. James Roland, 8832 San Joaquin Trail  
Mr. Doug Gillies, 8733 Creede Trail  
Ms. Jessica Smith, 8701 Creede Trail  
Ms. Barbara Ross, 441 Shadow Grass Avenue  
Mr. John Davis, 3216 Rogers Avenue  
Ms. Jeanne Moeller, 241 Shadow Grass Avenue  
Mr. Glenn Neasbitt, 617 Cooks Lane  
Mr. Jerry Lobdill, 6336 Darwood Avenue  
Ms. Linda Hanratty, 4236 Oak Park Court  
Ms. Jennifer McMann, 136 Goldeneye Lane  
Mr. Jerome Mosman, 7616 Ripple Creek Court  
Mr. David Fulson, 8101 John T. White Road  
Ms. Angelia Stewart, 208 Williams Road  
Ms. Carole Shaffer, 8717 Saranac Trail  
Mr. Jeremy Shaffer, 8717 Saranac Trail  
Mr. David Walker, 2301 Lake Falls Drive  
Mr. Jim Roland, 8832 San Joaquin Trail  
Ms. Gabriela Garrido, 9053 Stillwater Trail  
Ms. Jen Abernathy, 8724 Sabinas Trail  
Mr. Charlie Murphy, 2005 Thomas Place  
Ms. Susan Kennemer, 451 Cooks Lane  
Ms. Jennifer Miller-Phillips, 8601 San Joaquin Trail  
Ms. Anna Hoeft, 2953 Salado Trail  
Ms. Joycelyn Powell, 9061 Tyne Trail  
Ms. Cornetta Walker, 7237 Wild Wing Drive  
Ms. Alisha Mejia, 9005 Riverfalls Drive

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Ms. Judy Raab, 801 Cherry Street, Suite 3700  
Mr. Rigoberto Mejia, 9005 Riverfalls Drive  
Mr. Stephen Epstein, 1617 Steinburg Lane  
Ms. Carol Smith, 8920 Hunters Glen Trail

Ms. Jen Abernathy, 8724 Sabinas Trail, completed an undecided comment card regarding Mayor and Council Communication G-17965 (Revised).

At this time, Mayor Price stated that there was a motion on the floor and called for the second.

Motion: Council Member Bivens made a substitute motion, seconded by Council Member Jordan, that Mayor and Council Communication G-17965 (Revised) be approved with the following recommendations: 1) remove language referencing a 300-foot setback from protected uses for enclosed compressors in "PD" Planned Development zoning districts; and 2) remove the reference to the Fire Marshal in Section 7, Paragraph E IV, on page 7 of the ordinance.

Ms. Burghdoff appeared before Council and requested that the motion be amended to include a third amendment to read as follows:

3) Add language to the title under Section 8, Paragraph 4. D. on page 12, so that it reads: Permitting procedure for a waiver from Protected Use property owners under Section 15-42, Paragraph D. 4. B. 2.

Motion: Council Member Bivens made a substitute motion, seconded by Council Member Jordan, that Mayor and Council Communication G-17965 (Revised) be approved with the following recommendations: 1) remove language referencing a 300-foot setback from protected uses for enclosed compressors in "PD" Planned Development zoning districts; and 2) remove the reference to the Fire Marshal in Section 7, Paragraph E IV, on page 7 of the ordinance; and 3) add language to the title under Section 8, Paragraph 4. D. on page 12, so that it reads: Permitting procedure for a waiver from Protected Use property owners under Section 15-42, Paragraph D. 4. B. 2, and Ordinance No. 20927-09-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

**3. M&C G-17991 - Adopt Appropriation Ordinances in an Amount Not to Exceed \$100,000,000.00 Each in Support of the City's Water and Sewer System Direct-Purchase Note Program (ALL COUNCIL DISTRICTS)**

It was recommended that the City Council adopt an appropriation ordinance increasing estimated receipts and appropriations in the Water and Sewer Capital Projects Fund in the amount of \$100,000,000.00, from available funds, for the purpose of interim financing for the construction of eligible projects for the City's Water and Sewer System; and adopt an appropriation ordinance increasing estimated receipts and appropriations in the Water and Sewer Capital Projects Fund in the amount of \$100,000,000.00, from available cash for interim payments on eligible construction projects for the City's water and Sewer System.

Motion: Council Member Shingleton made a motion, seconded by Council Member Allen Gray, that Mayor and Council Communication G-17991 be approved and Appropriation Ordinance Nos. 20928-09-2013 and 20929-09-2013 be adopted. The motion carried unanimously 8 ayes to 0 nays with Council Member Bivens absent.

**4. M&C G-17992 - Amend Mayor and Council Communication G-17980 to Revise Parameters of the Sale of City of Fort Worth Combination Tax and Revenue Certificates of Obligation for the Acquisition of the James Avenue Maintenance Facility and Adopt Ordinance Amending Ordinance No. 20876-08-2013 with Revised Parameters (ALL COUNCIL DISTRICTS)**

It was recommended that the City Council amend Mayor and Council Communication G-17980 to revise the parameters of the sale of Combination Tax and Revenue Certificates of Obligation in reference to the acquisition of the James Avenue Maintenance Facility; and adopt an ordinance amending Ordinance No. 20876-08-2013 providing for the issuance of City of Fort Worth, Texas, Combination Tax and Revenue Certificates of Obligation.

Motion: Council Member Burns made a motion, seconded by Council Member Espino, that Mayor and Council Communication G-17992 be approved and Ordinance No. 20930-09-2013 be adopted. The motion carried unanimously 8 ayes to 0 nays with Council Member Bivens absent.

**5. M&C G-17993 - Authorize Agreement with American Heritage Life Insurance Company, a Subsidiary of Allstate Insurance Company, to Provide Employees with Access to Voluntary Insurance for Critical Care, Accidental and Cancer Coverage with Employees Paying All Premiums and No Financial Impact to the City (ALL COUNCIL DISTRICTS)**

It was recommended that the City Council authorize an agreement with American Heritage Insurance Company, a subsidiary of Allstate Insurance Company, to provide employees with access to voluntary insurance for critical care, accidental and cancer insurance with no financial impact to the City.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Allen Gray, that Mayor and Council Communication G-17993 be approved. The motion carried unanimously 8 ayes to 0 nays with Council Member Bivens absent.

**7. M&C G-17995 - Conduct a Public Hearing and Approve Amended Fiscal Year 2014 Crime Control and Prevention District Budget in the Amount of \$62,320,362.00 (ALL COUNCIL DISTRICTS) (PUBLIC HEARING)**

It was recommended that the City Council conduct a public hearing regarding the amended Fiscal Year 2014 Crime Control and Prevention District Budget in the amount of \$62,320,362.00; and approve the amended Fiscal Year 2014 Crime Control and Prevention District Budget.

**a. Report of City Staff**

Ms. Shallah Graham, Assistant Director, Police Department, appeared before Council and provided a staff report.

**b. Citizen Presentations**

There were no citizen presentations.

**c. Council Action**

Motion: Council Member Scarth made a motion, seconded by Mayor Pro tem Zimmerman, that the public hearing be closed and Mayor and Council Communication G-17995 be approved. The motion carried unanimously 9 ayes to 0 nays.

**D. Land**

**1. M&C L-15612 - Authorize Sale of 6.563 Acres of Land and Grant Three Easements Encompassing a Total of 0.741 Acres to the City of Burleson on Spinks Airport for Appraised Value in the Amount of \$126,980.00 as Authorized by Local Government Code 272.001(b)(5) (COUNCIL DISTRICT 6)**

It was recommended that the City Council approve the sale of 6.563 acres of land to the City of Burleson for \$123,130.00; approve one permanent easement and two temporary easements encompassing a total 0.741 acres in favor of the City of Burleson on City-owned property for consideration of \$3,850.00; and authorize the City Manager or his designees to execute and record documents giving effect to these recommendations.

Motion: Council Member Jordan made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication L-15612 be approved. The motion carried unanimously 9 ayes to 0 nays.

**F. Award of Contract**

**1. M&C C-26364 - Authorize Execution of a Five-Year Tax Abatement Agreement with Modern Ground LLC, for Construction of a Single-Family Dwelling at 2812 Townsend Drive in the Berry/University Neighborhood Empowerment Zone (COUNCIL DISTRICT 9) (Continued from a Previous Meeting)**

It was recommended that the City Council authorize the execution of a five-year Tax Abatement Agreement with Modern Ground, LLC, for construction of a single-family dwelling at 2812 Townsend Drive in the Berry/University Neighborhood Empowerment Zone, in accordance with the Neighborhood Empowerment Zone Tax Abatement Policy and Basic Incentives.

Motion: Council Member Burns made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication C-26364 be continued to the September 17, 2013, Council meeting. The motion carried unanimously 9 ayes to 0 nays.

**2. M&C C-26429 - Authorize Execution of a Contract with JLB Contracting, LLC, in the Amount of \$1,554,411.70 for Hot Mix Asphaltic Concrete Surface Overlay 2013-13 at Multiple Locations in the City of Fort Worth, Provide for Project Cost and Contingencies for a Project Total in the Amount of \$1,641,911.70 and Adopt Appropriation Ordinances (COUNCIL DISTRICTS 8 and 9)**

It was recommended that the City Council authorize a transfer in the amount of \$777,205.85 from the Water and Sewer Fund in the amounts of \$388,602.93 to the Water Capital Projects Fund and \$388,602.92 to the Sewer Capital Projects Fund; adopt an appropriation ordinance increasing estimated receipts and appropriations in the Water Capital Projects Fund, in the amount of \$388,602.93, from available funds, for the purpose of funding a contract with JLB Contracting, LLC, for Hot Mix Asphaltic Concrete Surface Overlay 2013-13 at multiple locations; adopt an appropriation ordinance increasing estimated receipts and appropriations in the Sewer Capital Projects Fund, in the amount of \$338,602.92, from available funds, for the same purpose as reflected above; and authorize the execution of a contract with JLB Contracting, LLC, in the amount of \$1,554,411.70.

Motion: Council Member Allen Gray made a motion, seconded by Council Member Burns, that Mayor and Council Communication C-26429 be approved and Appropriation Ordinance Nos. 20931-09-2013 and 20932-09-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

**XVI. BUDGET HEARING**

**1. Hearing on Proposed Fiscal Year 2013-2014 Appropriation Ordinance, Debt Service Ordinance and Ad Valorem Tax Levy Ordinance**

Mayor Price opened the public hearing.

**a. Report of City Staff**

Mr. Jay Chapa, Interim Director, Financial Management Services, appeared before Council and provided a staff report.

**b. Citizen Presentations**

The following individuals appeared before Council in support of the budget:

Mr. Bill Thornton, 777 Taylor Street  
Mr. David Dodson, 2604 Museum Way  
Mr. R. L. Dellis, 1613 Carl Street

Mr. Michael Glenn, 9741 Barksdale Drive, completed a speaker card in support of the budget and was recognized by Mayor Price but was not present in the Council Chamber.

Ms. Regina Blair P.O. Box 50695, appeared before Council in opposition of the budget and submitted a PowerPoint Presentation.

Ms. Dorothy DeBose, 5713 Humbert Avenue, completed a comment card in opposition of the budget.

**XVII. CITIZEN PRESENTATIONS**

Mr. Mumuneeb Awam, Mr. Kelly Hollingsworth, Mr. Mohamed Osman, Mr. Fatin Amin, and Mr. Izzedin Mohamed, all of 1225 East Corporate Drive, Suite H, respectively, completed Citizen Presentation cards relative to United Cab's operating authority denial and were recognized by Mayor Price but were not present in the Council Chamber.

City Manager Higgins stated that he had spoken with the individuals from United Cab and explained that a public hearing relative to their operating authority denial would be scheduled at a later date.

Mr. Eric Williams, 7315 Wilcox Drive, Dallas, completed a Citizen Presentation card relative to dry bone traces of the trade and was recognized by Mayor Price but was not present in the Council Chamber.

Mr. Henry Marlin, Jr., 2516 Ridgmar Boulevard, Apt. No. 17, completed a Citizen Presentation card relative to property that was stolen from them that they had to pay the Police Department to get back and was recognized by Mayor Price but was not present in the Council Chamber.

Mr. R.L. Dellis, 1613 Carl Street, appeared before Council relative to maps of City-owned vacant property.

Ms. Nedra Dryden, 7650 Meadowbrook Drive, appeared before Council relative to water issues.

**XVII EXECUTIVE SESSION (PRE-COUNCIL CHAMBER) - SEE ATTACHMENT B I.**

**XIX. ADJOURNMENT**

There being no further business, Mayor Price adjourned the Regular Meeting at 10:42 p.m.

**No Documents for this Section**

To the Mayor and Members of the City Council

September 17, 2013

Page 1 of 2

**SUBJECT: AMENDMENT TO TAX INCREMENT REINVESTMENT ZONE NUMBER THREE (DOWNTOWN TIF) PROJECT AND FINANCING PLAN****Background:**

The Downtown TIF was created on December 19, 1995 with a 30-year term and a \$72 million project cap. In addition, the total amount of increment that could be generated by TIF district was subject to a \$5 million cap ("increment cap"). The Downtown TIF Project and Financing Plan (the "Plan") was initially approved by the Downtown TIF district board of directors on September 17, 1998 and subsequently approved by City Council on October 6, 1998 (Ordinance No. 13603). The Plan has been amended by the TIF board, as approved by the City Council, on two previous occasions:

- February 25, 2003, (Ordinance No. 15464) included the addition of environmental remediation projects as an allowable project cost, as approved by the TIF board of directors on February 17, 2003; and
- April 17, 2012, (Ordinance No. 20169-04-2012) allowed the TIF district to support the development of affordable housing, as approved by the TIF board of directors on March 22, 2012.

In July 2013, the TIF board of directors voted to amend the Plan to allow the TIF district to continue and expand revitalization efforts in Downtown Fort Worth by raising the project cap to \$100 million and removing the annual \$5 million contribution cap. The TIF administrator presented the TIF board's recommended changes at the HED Committee meeting on August 6, 2013. Since that time, the TIF board has approved retaining the \$5 million increment cap.

Downtown TIF projects can be broken down into fourteen categories: (1) historic preservation, (2) environmental remediation, (3) utility relocation and removal, (4) streetscape improvements, (5) Santa Fe Freight House redevelopment, (6) Sundance Square project, (7) parking garage leases, (8) affordable housing, (9) residential density and parking, (10) infrastructure and transportation improvements, (11) retail façade improvement matching grants, (12) School for Science, Technology, Engineering, and Math (STEM), (13) signage, and (14) administration. Details of specific projects can be found in the amended Plan. As new investment is attracted and revitalization is encouraged, the area will continue to become an economically viable, mixed-use destination for all to enjoy.

Before the amended Plan can take effect, state law requires the City Council approve the amended Plan after a public hearing at which interested persons may speak for or against the proposed amendment.

**Recommendation:**

City staff recommends City Council hold a public hearing addressing the proposed changes to the Plan in order to afford an opportunity for interested persons to speak for or against recommended approval of the Plan amendment and the TIF district's designation as well as for property owners to protest inclusion of their property in the TIF district. At the conclusion of the hearing, City staff recommends the City Council close the public hearing and adopt the Ordinance approving the Plan amendment.

**To the Mayor and Members of the City Council**

**September 17, 2013**

Page 2 of 2



**SUBJECT: AMENDMENT TO TAX INCREMENT REINVESTMENT ZONE  
NUMBER THREE (DOWNTOWN TIF) PROJECT AND FINANCING PLAN**

**Next Steps:**

City staff will schedule a public hearing and make a formal recommendation for City Council consideration to amend the Downtown TIF Project and Financing Plan to City Council on Tuesday, September 24, 2013 at the regularly scheduled City Council meeting. If you have any questions, please contact Cynthia Garcia, Acting Director of the Housing and Economic Development Department at 817-392-8187.

**Tom Higgins  
City Manager**

To the Mayor and Members of the City Council

September 17, 2013

Page 1 of 2

**SUBJECT: PROPOSED ZONING ORDINANCE TEXT AND MAP AMENDMENTS TO CREATE AIRPORT OVERLAYS AND RUNWAY PROTECTION ZONES FOR MUNICIPAL AIRPORTS**

This report provides information concerning proposed text and map amendments to the Zoning Ordinance to create Airport Overlay districts and Runway Protection Zones for the three municipal airports: Spinks, Meacham, and Alliance. The purpose is to protect airport operations and public investment. The resolution on today's City Council agenda authorizes staff to proceed with the amendments. Maps of the proposed districts and zones are attached for each airport.

Airport Overlays

The overlays will help identify and reduce nuisances caused by any use, activity or structure that may be a hazard to the taking off, landing, and maneuvering of aircraft. They will allow for additional review of the proposed installation of towers or other communications equipment that could interfere with visual radar, radio, or other systems for tracking, monitoring or controlling aircraft. It is intended that the same set of overlay regulations will apply to each municipal airport. The Airport Overlay boundaries are based on the 65 DNL (24-hour noise level) boundary for each airport.

The proposed items to be addressed in each Airport Overlay include communications and electrical interference, lighting, glare, emissions, wildlife attractants, and waste disposal facilities. These are all items typically included within airport overlay ordinances. The Airport Overlays will not control land uses other than the specific uses identified as nuisances. The underlying zoning will continue to regulate the appropriate uses in an area.

Staff intends to provide a separate Informal Report later in FY14 to create an Airport Overlay for the 65 DNL area surrounding NAS Fort Worth JRB, with regulations unique to the needs of the military base.

Runway Protection Zones

The proposed Runway Protection Zones (RPZs) are small areas at the end of each runway, defined by the Federal Aviation Administration and located within the larger Airport Overlays. RPZs are similar to the Compatible Use Zones for NAS Fort Worth JRB, which contain the clear zones and accident potential zones defined by the Department of Defense. The RPZs will have land use regulations based on the NAS Fort Worth JRB Compatible Use Zone regulations, which the City Council adopted on September 10. The RPZs are located primarily on City airport property and will have limited impact on private property owners.

Review Process

The proposed regulations are supported by the Texas Department of Transportation and were reviewed by staff from the City's Aviation and Planning & Development Departments, DFW International Airport, and Hillwood for consistency with the deed restrictions for Alliance Airport. Staff has provided briefings to the Development Advisory Committee, Greater Fort Worth Real Estate Council, Greater Fort Worth Association of Realtors, Greater Fort Worth Builders Association, and Zoning Commission. No concerns have been expressed to date. Staff is scheduled to brief the Aviation Advisory Board on September 19.

Staff intends to prepare and process text and map amendments separately for each airport. Based on guidance from the Aviation Department, staff will proceed with ordinances in the following order: 1) Spinks Airport, 2) Meacham Airport, and 3) Alliance Airport. Below is the proposed schedule of public hearings.

**To the Mayor and Members of the City Council**

**September 17, 2013**

Page 2 of 2



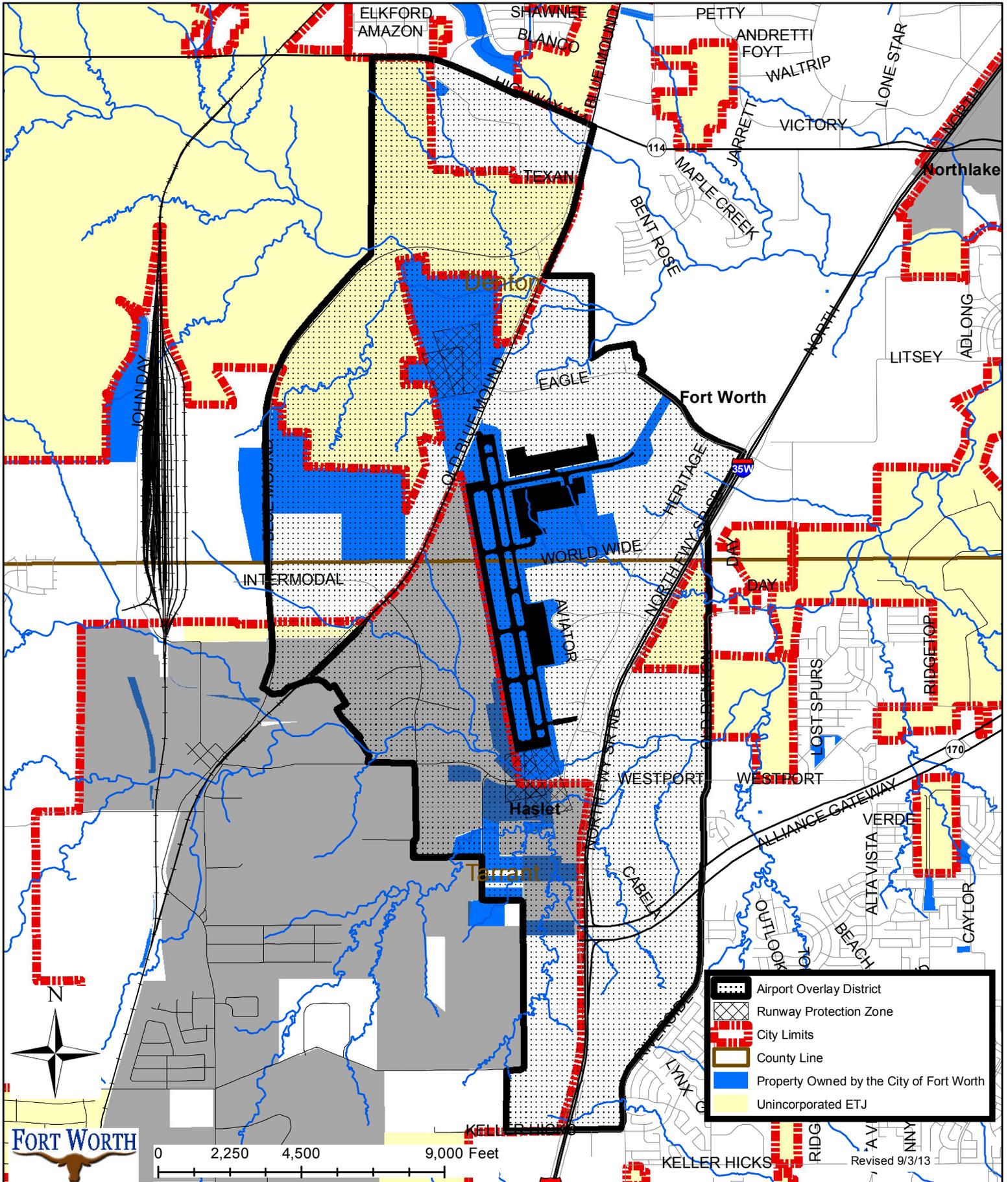
**SUBJECT: PROPOSED ZONING ORDINANCE TEXT AND MAP AMENDMENTS TO CREATE AIRPORT OVERLAYS AND RUNWAY PROTECTION ZONES FOR MUNICIPAL AIRPORTS**

Spinks Airport	Zoning Commission	October 9
	City Council	November 5
Meacham Airport	Zoning Commission	November 13
	City Council	December 3
Alliance Airport	Zoning Commission	January 8, 2014
	City Council	February 4, 2014

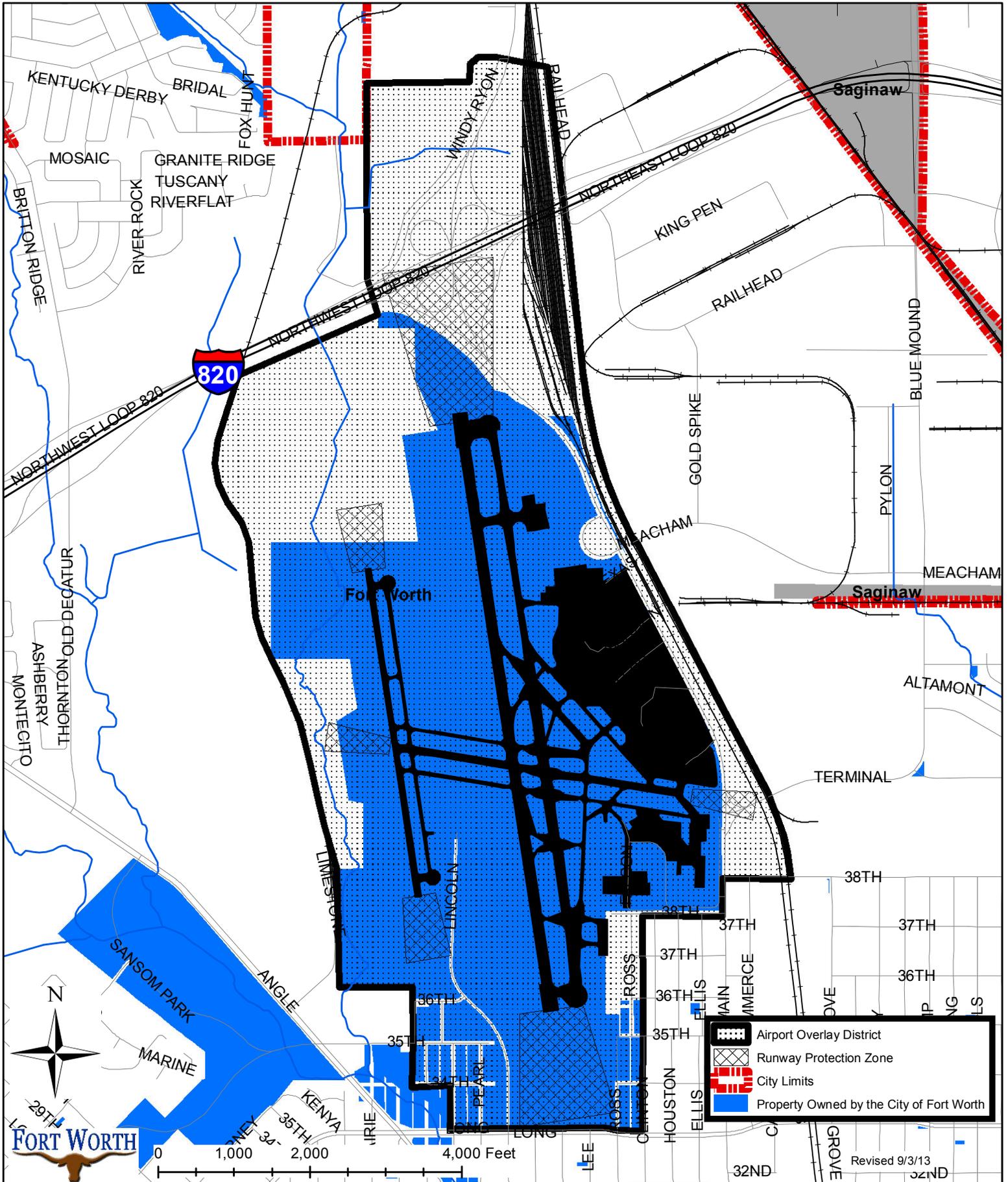
If you have any questions, please contact Jocelyn Murphy, Planning Manager, Planning and Development Department, at 817-392-6226.

**Tom Higgins**  
**City Manager**

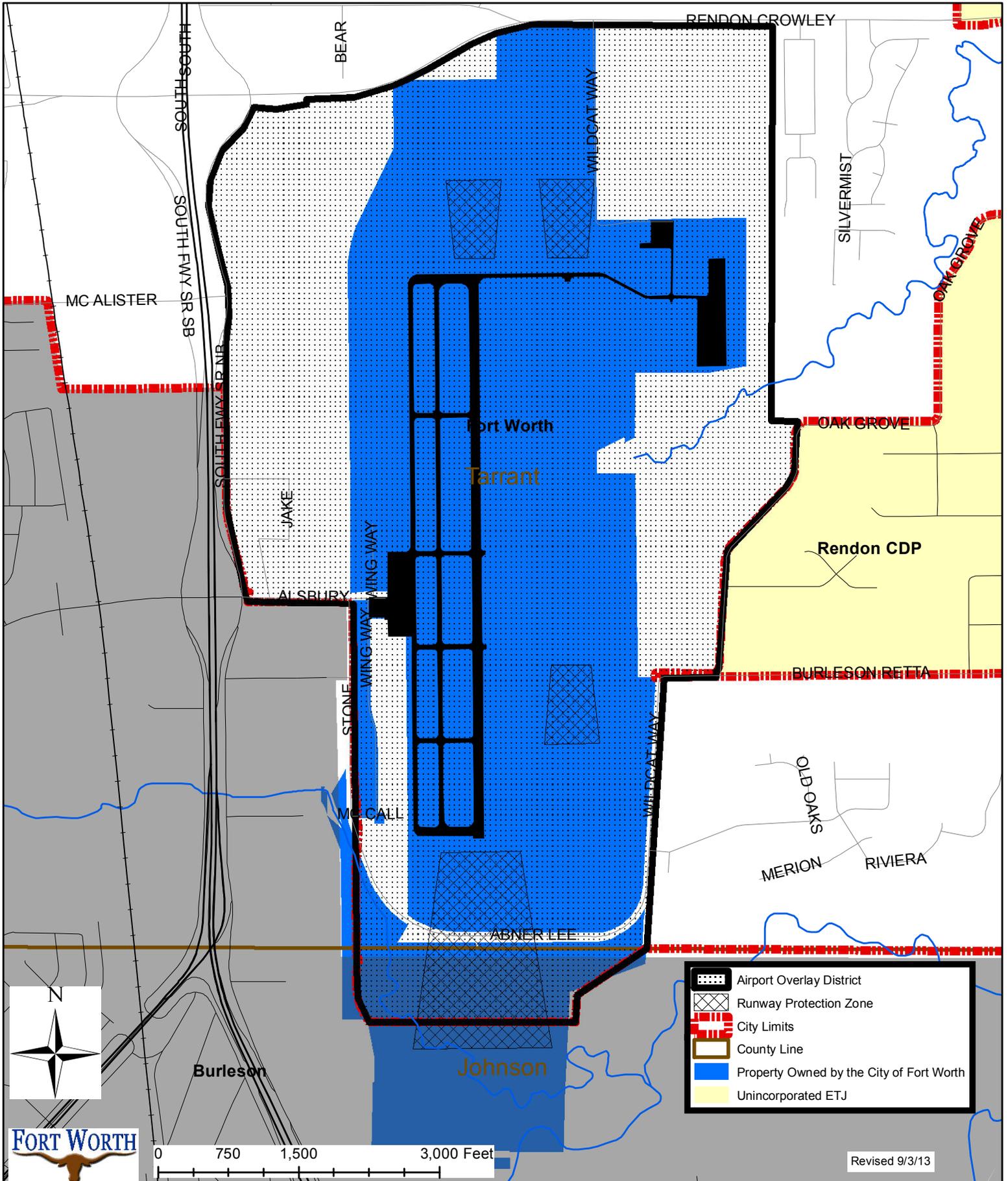
# Proposed Overlay Zones Alliance Municipal Airport



# Proposed Overlay Zones Meacham Municipal Airport



# Proposed Overlay Zones Spinks Municipal Airport



-  Airport Overlay District
-  Runway Protection Zone
-  City Limits
-  County Line
-  Property Owned by the City of Fort Worth
-  Unincorporated ETJ



# CITY OF FORT WORTH, TEXAS



## COUNCIL PROPOSAL

<b>Date:</b> 9-17-2013	<b>File Number:</b> 297	<b>Subject: Waiver of Festival Equipment Rental Fee for the Harambee Festival</b>	
<b>Proposed By:</b> Kelly Allen Gray and Gyna Bivens		<b>City Manager's Review:</b>	<b>Page:</b> PAGE 1 OF 2
		<b>City Attorney's Review:</b>	

It is proposed that the City Council approve a waiver of the festival equipment rental fees for the Tarrant County Black Historical and Genealogical Society, Inc. for the October 5, 2013 Fourth Annual Tarrant County Harambee Festival to be held at Evans Avenue Plaza.

### **DISCUSSION:**

The Tarrant County Black Historical and Genealogical Society, Inc. is recognized by the IRS as a charitable organization and is dedicated to preserving and promoting the history and contributions of African-Americans in Tarrant County. The Society has requested a waiver of the festival equipment rental fee for the Third Annual Harambee Festival, which is scheduled for Saturday, October 5, 2013.

As stated in the Society's press release, the purpose of the Harambee Festival is for the *"the entire Tarrant County Community [to] pull together in celebration of our shared history."* The Society has reserved the use of Evans Avenue Plaza for the Festival and has paid the site reservation fee. In October 2004, the City Council adopted a master plan for the Evans and Rosedale Business and Cultural District, which outlines implementation strategies for the broader vision plan for this area that was developed in 2000. As cited in the City's Comprehensive Plan, the master plan adopted by the City Council was, among other things, *"intended to celebrate the African-American heritage of Near Southeast Fort Worth through the development of an attractive, economically vibrant, pedestrian-scaled neighborhood center."* As a result, the Festival's location at the Evans Avenue Plaza is particularly appropriate.

The City of Fort Worth's Festival Equipment Rental Policy establishes fees for rental of various pieces of festival equipment (M&C G-12180 April 07, 1998 and G-15881, September 25, 2007). The Society has requested the use of the 24' x 30' aluminum stage and that the fee of \$500 be waived. This waiver includes only the equipment rental fee. The Society is aware of and has no objections to paying labor costs that the City will incur in delivering, setting up, tearing down, and removing equipment.

The Harambee Festival will bring awareness to the Society, Evans Avenue Plaza, and the Terrell Heights Community, and will also promote and further the City's efforts to redevelop and revitalize the Evans and Rosedale area. In 2001, the City Council selected the Evans and Rosedale Urban Village as one of twelve community urban villages where revitalization efforts were most needed and where the use of public incentives could most sensibly be focused. As recommended by the Comprehensive Plan and in accordance with Resolution No. 3716-03-2009 (Expanding Economic Development Programs in the City), the City previously has authorized multiple public incentives to promote the redevelopment and awareness of the Evans and Rosedale Urban Village.

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

# CITY OF FORT WORTH, TEXAS



## COUNCIL PROPOSAL

<b>Date:</b> 9-17-2013	<b>File Number:</b> 297	<b>Subject:</b> Waiver of Festival Equipment Rental Fee for the Harambee Festival	
<b>Proposed By:</b> Kelly Allen Gray and Gyna Bivens		<b>City Manager's Review:</b>	<b>Page:</b>
		<b>City Attorney's Review:</b>	PAGE 2 OF 2

Consistent with the City Council's previous actions, it is proposed that the equipment rental fee be waived for the October 5, 2013 Festival event.

### **LEGALITY:**

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

### **FISCAL NOTE:**

The Finance Director certifies that approval of this Council Proposal will not require the appropriation of additional funds.

### **CITY MANAGER'S COMMENT:**

### **PROPOSED BY:**

\_\_\_\_\_  
Council Member Kelly Allen Gray

\_\_\_\_\_  
Council Member Gyna Bivens

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

# A Resolution

NO. \_\_\_\_\_

**OF THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS, RATIFYING THE PROPERTY TAX REVENUE INCREASE REFLECTED IN THE FISCAL YEAR 2014 BUDGET, IN ACCORDANCE WITH SECTION 102.007(C) OF THE TEXAS LOCAL GOVERNMENT CODE.**

**WHEREAS**, pursuant to Section 102.007(c) of the Texas Local Government Code effective September 1, 2007, the adoption of a budget that will require raising more revenue from property taxes than in the previous year requires a separate vote of the governing body to ratify the increased revenues reflected in the budget; and

**WHEREAS**, the Fiscal Year 2014 budget will raise more revenue from property taxes than the previous year because despite no change in the actual property tax rate from \$0.855 per \$100 value in the Fiscal Year 2013 to \$0.855 per \$100 value in Fiscal Year 2014, the revenue from the assessment of property taxes will create more revenue than last year due primarily to new improvements placed on the tax rolls.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS:**

That the City Council of the City of Fort Worth hereby ratifies the property tax revenue increase reflected in the Fiscal Year 2014 budget.

**Adopted this 17<sup>th</sup> day of September, 2013.**

ATTEST:

By: \_\_\_\_\_

Mary Kayser, City Secretary



# A Resolution

NO. \_\_\_\_\_

## APPROVING THE FISCAL YEAR 2014 BUDGET FOR DALLAS/FORT WORTH INTERNATIONAL AIRPORT

**WHEREAS**, the Dallas-Fort Worth International Airport ("the Airport") serves the aviation needs of the cities of Dallas and Fort Worth; and

**WHEREAS**, the Dallas-Fort Worth International Airport Board ("the Board") presented the Fiscal Year 2014 annual budget to the City Council of the City of Fort Worth for its approval in accordance with the Contract and Agreement between the cities of Dallas and Fort Worth, dated April 15, 1968, as amended, which established the Board as the operating Board of Directors for the Airport; and

**WHEREAS**, the Board has recommended that the City of Fort Worth approve the Airport's budget for the fiscal year commencing on October 1, 2013.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS THAT:**

1.

The Operating Budget for the Airport for the fiscal year beginning October 1, 2013 and ending September 30, 2014 is hereby approved.

2.

This resolution shall take effect immediately upon its passage.

Adopted this \_\_\_ day of September 2013.

ATTEST:

By: \_\_\_\_\_

Mary J. Kayser, City Secretary



# A Resolution

NO. \_\_\_\_\_

## APPOINTING MEMBERS TO THE FORT WORTH TRANSPORTATION AUTHORITY EXECUTIVE COMMITTEE

**WHEREAS**, the Fort Worth Transportation Authority (“Authority”) is governed by an executive committee, which under state law is also the board – a nine member body, eight of whom are appointed by the Fort Worth City Council and one of whom is appointed by the Tarrant County Commissioners Court; and

**WHEREAS**, in order to ensure that its appointees represent the geographic sectors of the City, the Fort Worth City Council, on August 12, 1986, adopted M&C G-6770 to allocate its appointments so that the City Council Members for Districts Two through Nine each appoint an individual to serve on the board and executive committee; and

**WHEREAS**, under state law each board member must be a qualified voter residing in the Authority or in a municipality that has entered into a contract with the Authority to receive services and has adopted a sales tax to participate in the funding of a transportation project and each board member serves at the pleasure of the appointing governing body; and

**WHEREAS**, the Fort Worth City Council wishes to appoint the individuals named below, who meet all requirements to serve.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS:**

That the following individuals are appointed to serve on the Fort Worth Transportation Authority Executive Committee in accordance with state law.

<u>Council District</u>	<u>Name</u>	<u>Council Member</u>
2	Neftali Ortiz	Sal Espino
3	Scott Mahaffey	Zim Zimmerman
4	Ken Newell	Danny Scarth
5	Dennis Dunkins	Gyna M. Bivens
6	Jeff King	Jungus Jordan
7	Carter Burdette	Dennis Shingleton
8	Andre’ McEwing	Kelly Allen Gray
9	Jeff Davis	Joel Burns

Adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

ATTEST:

By: \_\_\_\_\_  
Mary J. Kayser, City Secretary



# A Resolution

NO. \_\_\_\_\_

## **AUTHORIZING THE CITY MANAGER TO INITIATE THE CREATION OF AIRPORT OVERLAYS AND RUNWAY PROTECTION ZONES FOR ALLIANCE, MEACHAM AND SPINKS MUNICIPAL AIRPORTS**

**WHEREAS** the Alliance, Meacham, and Spinks Municipal Airports serve vital roles in the transportation system and economy of the City of Fort Worth; and

**WHEREAS** the creation or establishment of airport hazards or land uses that are not compatible with the operations of an airport is a public nuisance, injures the region served by the airports, and affects the welfare of airport users and of owners, occupants, and users of land in the vicinity of the airports; and

**WHEREAS** these nuisances can include any use, activity or structure that may be a hazard to the taking off, landing, and maneuvering of aircraft or that interfere with visual radar, radio, or other systems for tracking, acquiring data relating to, monitoring or controlling aircraft or that may be sensitive to the noise level and vibrations that are typical in the vicinity of an operative airport, and which may result in community conflict, reduced quality of life, and possibly impair the utility of the airport and the public investment in the airports; and

**WHEREAS** it is necessary for predictable growth and development in the vicinity of the airports, the long term integrity of the airports' usage and operations, and reduction of future conflicts between operation of the airports and development of land in the vicinity of the airports that the creation or establishment of incompatible hazards and land uses be prevented; and

**WHEREAS** it is further declared that the prevention of the creation or establishment of hazards to air navigation including communications and electrical interference, lighting, glare, emissions, wildlife attractants, and waste disposal facilities and the removal or mitigation of such hazards are public purposes for which a political subdivision may provide additional regulation through Airport Overlays; and

**WHEREAS** pursuant to Chapter 241 of the Texas Local Government code it is advisable to adopt regulations necessary to protect the ends of the runways for the municipal airports from uses and hazards that could prove detrimental to the operation and safety of the airport and its vicinity through Runway Protection Zones; and

**WHEREAS** it is in the interest of the health, safety, and welfare of the general public as well as the economic stability of Fort Worth and the region that the establishment of hazards and incompatible land uses be prevented through the creation of Airport Overlays and Runway Protection Zones for Alliance, Meacham, and Spinks Municipal Airports;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS:**



That the City Manager is authorized to initiate zoning text and map amendments to create Airport Overlays and Runway Protection Zones as depicted in Attachments A, B, and C and with allowed uses listed in Table 2 for purposes of protecting Alliance, Meacham, and Spinks Municipal Airports.

Adopted this \_\_\_\_\_ day of \_\_\_\_\_ 2013.

ATTEST:

By: \_\_\_\_\_

Mary Kayser, City Secretary



TABLE 2 - LAND USE COMPATIBILITY IN RUNWAY PROTECTION ZONES

Revised 9/11/13

2012 NAICS NO.	LAND USE NAME	PERMITTED USE	Density Guidelines
	<i>Residential</i>		
	Household Units		
236115	Single units: detached (new)	N	2
2361	Single units: semidetached	N	
2361	Single units: attached row	N	
2361	Two units: side-by-side	N	
2361	Two units: one above the other	N	
236116	Apartments: walk-up	N	
236116	Apartment: elevator	N	
7213	Group quarters	N	
7211	Residential Hotels	N	
	Mobile home parks or courts	N	
7211	Transient lodgings	N	
	Other residential	N	
	<i>Manufacturing</i>		
311	Food & kindred products; manufacturing	Y	Max FAR 0.56
313, 314	Textile mill products; manufacturing	Y	Max FAR 0.56
315, 316	Apparel and other finished products: products made from fabrics, leather and similar materials; manufacturing	N	
321	Lumber and wood products (except furniture); manufacturing	Y	Max FAR of 0.28
337	Furniture and fixtures; manufacturing	Y	Max FAR of 0.28
322, 323	Paper and allied products; manufacturing	Y	Max FAR of 0.28
511	Printing, publishing, and allied industries	Y	Max FAR of 0.28
325	Chemicals and allied products; manufacturing	N	
32411	Petroleum refining and related industries	N	
3252	Rubber and misc. plastic products; manufacturing	N	
327991, 3271, 3272	Stone, clay and glass products; manufacturing	Y	Max FAR 0.56
331	Primary metal products; manufacturing	Y	Max FAR 0.56
332	Fabricated metal products; manufacturing	Y	Max FAR 0.56
3333	Professional scientific, and controlling instruments; photographic and optical goods; watches and clocks	N	
339	Miscellaneous manufacturing	Y	Max FAR of 0.28
	<i>Transportation, communication and utilities</i>		
482, 485	Railroad, rapid rail transit, and street railway transportation	Y	Max FAR of 0.28; See Note 3 below
485	Motor vehicle transportation	Y	Max FAR of 0.28; See Note 3 below
481	Aircraft transportation	Y	Max FAR of 0.28; See Note 3 below
483	Marine craft transportation	Y	Max FAR of 0.28; See Note 3 below
485	Highway and street right-of-way	Y	Max FAR of 0.28; See Note 3 below
81293	Automobile parking	Y	Max FAR of 0.28; See Note 3 below
517	Communication	Y	Max FAR of 0.28; See Note 3 below
22	Utilities	Y	Max FAR of 0.28; See Note 3 below
562	Solid waste disposal (landfills, incineration, etc.)	N	
	Other transportation, communication and utilities	Y	See Note 5 below
	<i>Trade</i>		
42	Wholesale trade	Y	Max FAR of 0.28
444	Retail trade - building materials, hardware and farm equipment	Y	See Note 6 below
452	Retail trade (7)- shopping centers, home improvement store, discount club, electronics superstore	Y	See Note 7 below
445	Retail trade - food	Y	Max FAR of 0.24
441	Retail trade - automotive, marine craft, aircraft and accessories	Y	Max FAR of 0.14
448	Retail trade - apparel and accessories	Y	Max FAR 0.28
442	Retail trade - furniture, home, furnishings and equipment	Y	Max FAR 0.28
722	Retail trade - eating and drinking establishments	N	
45399	Other retail trade	Y	Max FAR of 0.16
	<i>Services</i>		
52	Finance, insurance and real estate services	Y	Max FAR of 0.22 for General Office/Office park. See Note 8 below.
812	Personal services	Y	Office uses only. Max FAR of 0.22
81222	Cemeteries	Y 9	
5614	Business services (credit reporting, mail, stenographic, reproduction, advertising)	Y	Max FAR of 0.22
493	Warehousing and storage services	Y	Max FAR 1.0
811	Repair Services	Y	Max FAR of 0.11
54, 62	Professional services/offices	Y	
622, 623	Hospitals, nursing homes/assisted living	N	

621999	Other medical facilities	N	
23	Contract construction services	Y	Max FAR of 0.11
92	Government services	Y	Max FAR of 0.24
61	Educational services	N	
	Miscellaneous	Y	Max FAR of 0.22
	<i>Cultural, entertainment and recreational</i>		
813	Cultural activities (and Religious Institutions)	N	
71219	Nature exhibits	Y 10	
813	Public assembly	N	
71	Auditoriums, concert halls	N	
71	Outdoor music shells, amphitheaters	N	
7112	Outdoor sports arenas, spectator sports	N	
713	Amusements - fairgrounds, miniature golf, driving ranges, amusement parks, etc.	Y	
713	Recreational activities (include golf courses, riding stables, water recreation )	Y 10	Max FAR of 0.11
7212	Resorts and group camps	N	
	Parks	Y 10	Max FAR of 0.11
7139	Other cultural, entertainment and recreation	Y 8	Max FAR of 0.11
	<i>Resource Production and Extraction</i>		
111	Agriculture (except livestock)	Y 11	
112	Livestock farming and breeding	Y 11,12	
	Agriculture related activities	Y 11	Max FAR of 0.28; no activity which produces smoke, glare, or involves explosives
113	Forestry Activities 13	Y	Max FAR of 0.28; no activity which produces smoke, glare, or involves explosives
114	Fishing Activities 14	Y	Max FAR of 0.28; no activity which produces smoke, glare, or involves explosives
21	Mining Activities	Y	Max FAR of 0.28; no activity which produces smoke, glare, or involves explosives
212399	Other resource production or extraction	Y	Max FAR of 0.28; no activity which produces smoke, glare, or involves explosives
	<i>Other</i>		
	Undeveloped Land	Y	
	Water Areas	N 15	

Based on Operational Navy Instruction "Air Installation Compatible Use Zone (AICUZ) Program" OPNAVINST 11010.36C Dated 9-Oct-2008

KEYS TO TABLE 2

- NAICS North American Industry Classification System, US Dept. of Commerce, 2012
- Y (Yes) Land use and related structures are normally compatible without restriction.
- N (No) Land use and related structures are not normally compatible and should be prohibited.
- Y# (Yes with Restrictions)
- N# - (No with exceptions)
- FAR - Floor Area Ratio
- Du/Ac Dwelling Units Per Acre

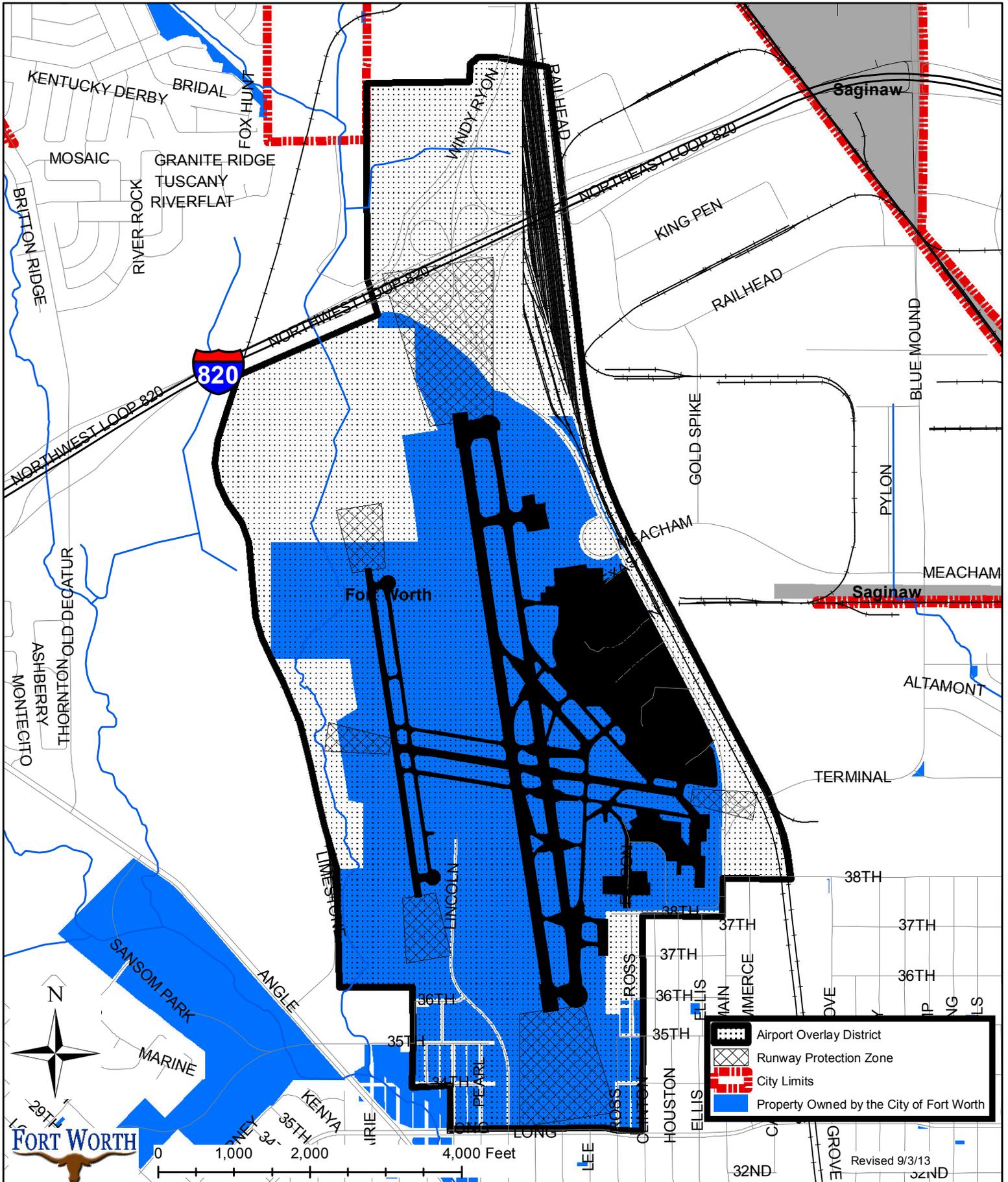
NOTES FOR TABLE 2

1. A "Yes or a "No" designation for compatible land use is to be used only for general comparison. Within each, uses exist where further evaluation may be needed in each category as to whether it is clearly compatible, normally compatible, or not compatible due to the variation of densities of people and structures. In order to assist installations and local governments, general suggestions as to floor/area ratios are provided as a guide to density, in some categories. In general, land use restrictions which limit commercial, services, or industrial buildings or structure occupants to 25 per acre is the range of occupancy levels considered to be low density. Outside events should normally be limited to assemblies of not more than 25 people per acre.
2. The suggested maximum density for detached single-family housing is one to two du/ac. In a Planned Development (PD) of single family detached units where clustered housing development results in large open areas, this density could possibly be increased provided the amount of surface area covered by structures does not exceed 20 percent of the PD total area. PD encourages clustered development that leaves large open areas.
3. Other factors to be considered: labor intensity, structural coverage, explosive characteristics, air pollution, electronic interference with aircraft, height of structures, and potential glare to pilots.
4. No structures (except airfield lighting), buildings or aboveground utility/communications lines should normally be located in Clear Zone areas on or off the installation. The Clear Zone is subject to severe restrictions.
5. No passenger terminals and no major above ground transmission lines.
6. Maximum FARs for lumber yards are 0.20. For hardware/paint and farm equipment stores, the maximum FARs are 0.12.
7. A shopping center is an integrated group of commercial establishments that is planned, developed, owned, or managed as a unit. Shopping center types include strip, neighborhood, community, regional, and super regional facilities anchored by a supermarket, or drug store, discount retailer, department store, or several department stores. The following uses are prohibited: any type of residential including hotels, hospitals/nursing homes/assisted living, other medical facilities, educational services, call centers, concert halls, sports arenas, and religious institutions. Included in this category are such uses as big box discount clubs, home improvement superstores, office supply superstores, and electronics superstores. The maximum recommended FAR should be applied to the gross leasable area of the shopping center rather than attempting to use the other recommended FARs listed in this table under retail or trade.
8. Low intensity office uses only. Accessory uses such as meeting places, auditoriums, etc. are not recommended.
9. No chapels are allowed.

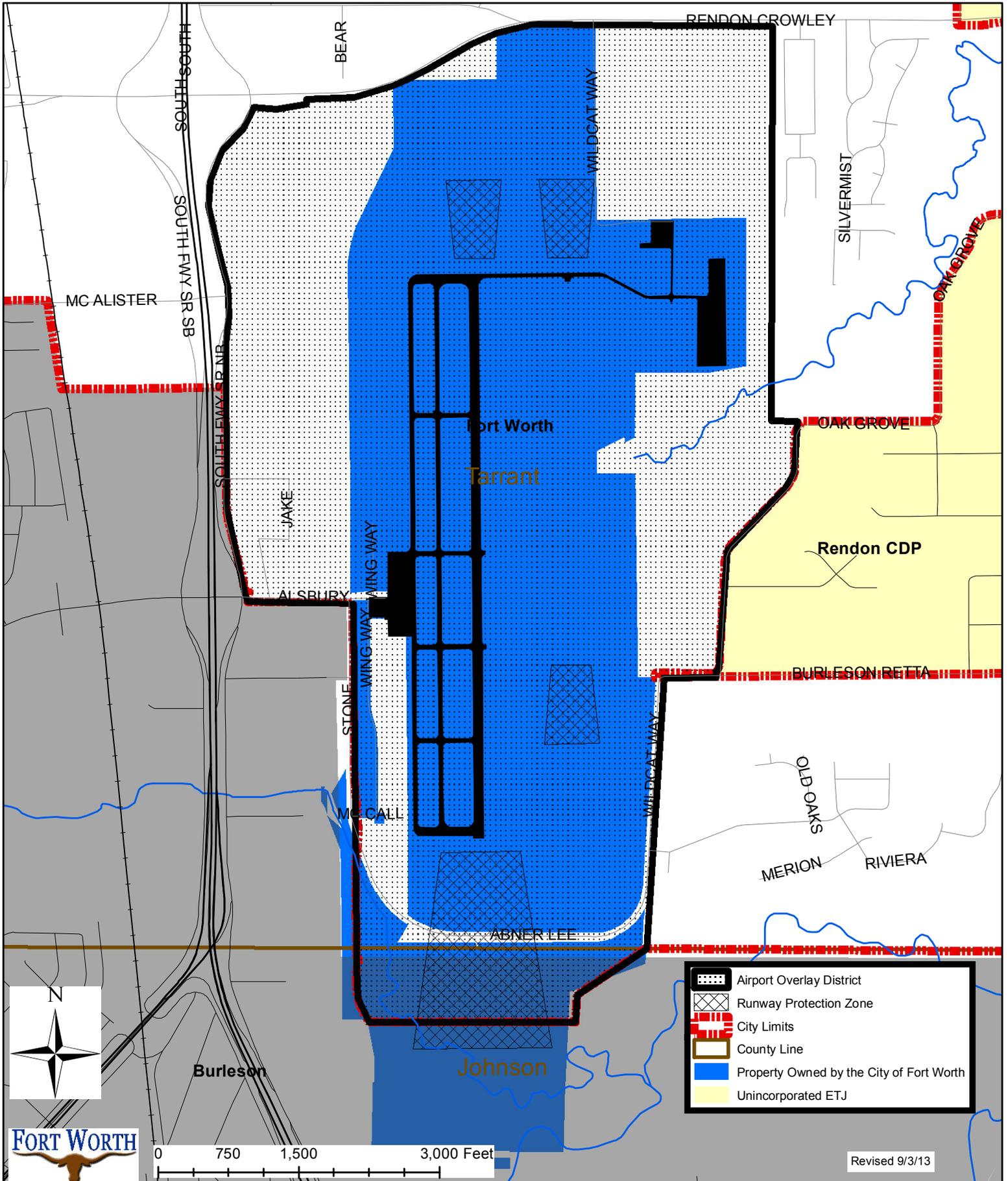
10. Facilities must be low intensity and provide no tot lots, etc. Facilities such as clubhouses, meeting places, auditoriums, large classes, etc. are not recommended.
11. Includes livestock grazing, but excludes feedlots and intensive animal husbandry. Activities that attract concentrations of birds creating a hazard to aircraft operation should be excluded.
12. Includes feedlots and intensive animal husbandry.
13. Lumber and timber products removed due to establishment, expansion, or maintenance of Clear Zones will be disposed of in accordance with appropriate DOD Natural Resources Instructions.
14. Controlled hunting and fishing may be permitted for the purpose of wildlife management.
15. Naturally occurring water features (e.g. rivers, lakes, streams, wetlands) are compatible.



# Proposed Overlay Zones Meacham Municipal Airport



# Proposed Overlay Zones Spinks Municipal Airport



-  Airport Overlay District
-  Runway Protection Zone
-  City Limits
-  County Line
-  Property Owned by the City of Fort Worth
-  Unincorporated ETJ



0 750 1,500 3,000 Feet

Revised 9/3/13

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE SETTING FORTH AN ITEMIZED ESTIMATE OF THE EXPENSE OF CONDUCTING EACH DEPARTMENT, DIVISION AND OFFICE OF THE MUNICIPAL GOVERNMENT OF THE CITY OF FORT WORTH FOR THE ENSUING FISCAL YEAR BEGINNING OCTOBER 1, 2013, AND ENDING SEPTEMBER 30, 2014, AND APPROPRIATING MONEY FOR THE VARIOUS FUNDS AND PURPOSES OF SUCH ESTIMATE; PROVIDING FOR PUBLIC HEARINGS UPON THIS ORDINANCE BEFORE THE ENTIRE CITY COUNCIL SITTING AS A COMMITTEE OF THE WHOLE; AND PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING A SAVINGS CLAUSE FOR THE REPEAL OF ALL ORDINANCES AND APPROPRIATIONS IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE; AND PROVIDING FOR THE PUBLICATION AND FINAL PASSAGE THEREOF.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS:

SECTION 1.

That the appropriation for the ensuing fiscal year beginning October 1, 2013, and ending September 30, 2014, for the different departments and purposes of the City of Fort Worth be fixed and determined as follows:

I. GENERAL FUND

1.	City Attorney	\$6,012,150
2.	City Auditor	\$2,526,279
3.	City Manager	\$5,896,726
4.	City Secretary	\$1,109,842
5.	Code Compliance	\$17,013,264
6.	Financial Management Services	\$8,231,317
7.	Fire	\$119,744,262
8.	Housing and Economic Development	\$4,956,592

9.	Human Resources	\$3,489,331
10.	Library	\$19,012,018
11.	Municipal Court	\$16,909,218
12.	Non-Departmental	\$65,937,993
13.	Parks Community Services	\$41,985,341
14.	Planning and Development	\$11,392,166
15.	Police	\$204,225,440
16.	Transportation and Public Works	\$44,493,472
	GENERAL FUND TOTAL	\$572,935,411

## II. CIVIL SERVICE STAFFING

### Police Department:

Effective October 1, 2013, Civil service staffing for the Police Department will consist of 1,549 Authorized Positions as follows: 1,105 officers, 211 detectives, 164 sergeants, 46 lieutenants, 15 captains, 5 deputy chiefs and 3 assistant chiefs.

### Fire Department:

Effective October 1, 2013, Civil service staffing for the Fire Department will consist of 884 Authorized Positions as follows: 443 firefighters, 202 engineers, 122 lieutenants, 86 captains, 24 battalion chiefs, 4 division chiefs and 3 deputy chiefs.

This ordinance does not create a new classification, rank, or position within the Police Department or the Fire Department. This ordinance authorizes reductions to the number of positions in existing classifications but does not create any vacancies within the Police Department or the Fire Department.

Attached as Addendum A, and made a part of this ordinance by incorporation, are the salary schedules for Fort Worth Fire Department civil service classifications below the classification of Division Chief and Fort Worth Police Department civil service classifications below the classification of Deputy Chief for the fiscal year beginning October 1, 2013. These schedules set out the annual base pay for each listed civil service classification in the Fort Worth Fire Department and in the Fort Worth Police Department and provide for additional seniority pay as determined by each civil service employee's anniversary date. The seniority pay provided for in this ordinance is in addition to and not in lieu of the longevity pay provided for by Texas Local Government Code section 141.032.

### III. CAPITAL PROJECTS SERVICES FUND

The Capital Projects Services Fund shall be provided with such revenue as may be secured from in-house charges to City departments for the provision of engineering services and other such sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Capital Projects Services, as provided in the budget of the City Manager, which includes a total Capital Projects Services Fund appropriation of \$14,228,642.

### IV. CRIME CONTROL AND PREVENTION DISTRICT FUND

The Crime Control and Prevention District Fund shall be provided with such revenue as shall be appropriated to same by the Fort Worth Crime Control and Prevention District in accordance with law, and such money shall be used as provided for by law and the purposes specified by the Fort Worth Crime Control and Prevention District, and as provided in the budget of

the City Manager, which includes a total Crime Control and Prevention District Fund appropriation of \$62,320,362.

#### V. CULTURE AND TOURISM FUND

The Culture and Tourism Fund shall be provided with such revenue as may be secured from the Hotel/Motel Occupancy Tax and other sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Culture and Tourism Fund, as provided in the budget of the City Manager, which includes a total Culture and Tourism Fund appropriation of \$35,437,069.

#### VI. ENVIRONMENTAL PROTECTION FUND

The Environmental Protection Fund shall be provided with such revenue as may be secured from the City's environmental protection fee and other such sources as may become available from environmental projects, and such money shall be used to meet the requirements of the Environmental Protection Fund, as provided in the budget of the City Manager, which includes a total Environmental Protection Fund appropriation of \$4,742,916.

#### VII. EQUIPMENT SERVICES FUND

The Equipment Services Fund shall be provided with such revenue as may be secured from in-house charges to City departments for the performance of maintenance and other operations at the City's three service centers, and other sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Equipment Services Fund, as provided in

the budget of the City Manager, which includes a total Equipment Services Fund appropriation of \$28,219,625.

#### VIII. GROUP HEALTH AND LIFE INSURANCE FUND

The Group Health and Life Insurance Fund shall be provided with such revenue as may be secured from City contributions from each operating department/fund, from contributions from employees and retirees, and from the various sources included in the budget of the City Manager, and such money shall be used to meet the requirements of the Group Health and Life Insurance Fund, as provided in the budget of the City Manager, which includes a total Group Health and Life Insurance Fund appropriation of \$103,133,047.

#### IX. INFORMATION SYSTEMS FUND

The Information Systems Fund shall be provided with such revenue as may be secured from in-house transfers from City departments for the provision of basic telephone line service, maintenance of telephone lines and instruments, lease/purchase of telephone instruments and other equipment, support in the operation and maintenance of personal computers, design, fabrication, procurement, installation and maintenance of electronic equipment, maintenance of the trunk system, and other sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Information Systems Fund, as provided in the budget of the City Manager, which includes a total Information Systems Fund appropriation of \$25,327,781.

## X. LAKE WORTH TRUST FUND

The Lake Worth Trust Fund shall be provided with such revenue as may be secured from sales and leases of Lake Worth properties and other sources, as shown in the budget of the City Manager, and such money shall be used to meet requirements of the Lake Worth Trust Fund, as provided in the budget of the City Manager, which includes a total Lake Worth Trust Fund appropriation of \$206,000.

## XI. MUNICIPAL AIRPORTS FUND

The Municipal Airports Fund shall be provided with such revenue as may be secured from the various sources included in the budget of the City Manager, and such money shall be used to meet the requirements of the Municipal Airports Fund, as provided in the budget of the City Manager, which includes a total Municipal Airports Fund appropriation of \$4,833,553.

## XII. MUNICIPAL GOLF FUND

The Municipal Golf Fund shall be provided with such revenue as may be secured from the Pecan Valley, Rockwood, Meadowbrook, and Sycamore Creek Golf Courses and other sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Municipal Golf Fund, as provided in the budget of the City Manager, which includes a total Municipal Golf Fund appropriation of \$4,988,364.

## XIII. MUNICIPAL PARKING FUND

The Municipal Parking Fund shall be provided with such revenue as may be secured from commercial off-street parking to employees and citizens and commercial office space leases in the

Municipal Parking Garage and other sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Municipal Parking Fund, as provided in the budget of the City Manager, which includes a total Municipal Parking Fund appropriation of \$6,934,278.

#### XIV. OFFICE SERVICES FUND

The Office Services Fund shall be provided with such revenue as may be secured from in-house charges to City departments for the provision of microfilming and office copying services, printing and graphics services, plus other in-house functions such as messenger and mail services, and other sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Office Services Fund, as provided in the budget of the City Manager, which includes a total Office Services Fund appropriation of \$1,482,852.

#### XV. RED LIGHT ENFORCEMENT FUND

The Red Light Enforcement Fund shall be provided with such revenue as may be secured from the automatic red light camera enforcement program and other sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Red Light Enforcement Program, as provided in the budget of the City Manager, which includes a total Red Light Enforcement Fund appropriation of \$9,843,330.

#### XVI. RISK MANAGEMENT FUND

The Risk Management Fund shall be provided with such revenue as may be secured from City contributions from each operating fund and from the various sources included in the budget of the

City Manager, and such money shall be used to meet the requirements of the Risk Management Fund, as provided in the budget of the City Manager, which includes a total Risk Management Fund appropriation of \$7,042,898.

#### XVII. SOLID WASTE FUND

The Solid Waste Fund shall be provided with such revenue as may be secured from the collection of municipal solid waste and other sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Solid Waste Fund, as provided in the budget of the City Manager, which includes a total appropriation for the Solid Waste Fund of \$56,060,962.

#### XVIII. SPECIAL TRUST FUND

The Special Trust Fund shall be provided with such revenue as may be secured from contributions, gifts, and transfers from entities, groups, organizations, or outside sources; and such money shall be used to fund operations in the General Fund and for other specific purposes, which includes a total Special Trust Fund estimated appropriation of \$7,540,257. The total estimate is appropriated to the following departments/funds, and contributed by the listed potential donors:

1. City Manager's Office \$41,000

Potential Donors: Aetna, American Airlines, Artes de la Rosa, Bank of America, Bass Hall for the Performing Arts, Cash America, Coca Cola Bottling Co., Comerica, Easter Seals Greater Northwest Texas, Fort Worth Catholic Charities, Fort Worth Chamber of Commerce, Fort Worth

Hispanic Chamber of Commerce, Fort Worth Independent School District, Fort Worth Museum of Science and History, Fort Worth Modern Art Museum, Fort Worth Promotion Fund c/o Mayor's Office, Fort Worth Transportation Authority, Friends of the Fort Worth Public Library, Inc, Fort Worth Public Library Foundation, Goodwill Industries, JPS Health Network, Junior League of Fort Worth, KERA, Mental Health Connection, Metropolitan Black Chamber of Commerce, Multicultural Alliance, Starbucks, State Farm Insurance, Tarrant County College, Tarrant County Government, Tarrant County MHMR, Texas Christian University, Texas Health Resources, Texas Wesleyan University, University of Texas at Arlington, United Way of Tarrant County, Wal-Mart, Workforce Solutions for Tarrant County, Q Cinema, individual citizen donations and other corporate donations.

2. Code Compliance \$1,450,000

Potential Donors: Community Foundation of North Texas, Wal-Mart, PetSmart, Inc., PetSmart Charities, Sid W. Richardson Foundation, Sophie S. Bass Foundation, Federal Express, Cowtown Loves Shelter Pets, Animal Control Agencies, J.C. Penney, Fort Worth citizens, rescue agencies, individual citizen and anonymous donors.

3. Fire \$151,018

Potential Donors: Tarrant County, Wal-Mart and Sam's Club Foundation, Fire Safety Education Trust, individual citizen donations and other corporate donations.

4. Housing and Economic Development \$2,000

Potential Donors: United States Department of Housing and Urban Development, Fort Worth Housing Authority, Bank of America Home Loans, Tarrant County Housing Partnership, Housing Opportunities of Fort Worth, Fort Worth Mortgage Bankers Association, Greater Fort Worth Association of Realtors, Fort Worth Association of Realtists, Wells Fargo Home Mortgage, PNC Mortgage, Chase Mortgage Bank and other housing service organizations, real estate brokers or mortgage companies.

5. Library \$1,500,000

Potential Donors: Friends of the Fort Worth Public Library, Inc., Fort Worth Public Library Foundation, Hazel Vaughn Leigh Trust, Gray Trust, Virginia O'Donnell Trust, Addie Levy Trust, Fort Worth Genealogical Society, Woodhaven Community Development, Inc., and Patrons of East Regional Library.

6. Parks and Community Services \$3,700,000

Potential Donors: Fort Worth Garden Club, Fort Worth Botanical Society Fuller Foundation, Amon G. Carter Foundation, Mayfest, Inc., Streams and Valleys, Inc., Chesapeake, Johnson Controls, TXU Energy, Oncor, ATMOS Energy, Summer Day Camp Registrants, Friends of the Fort Worth Nature Center, Log Cabin Village Heritage Foundation, Van Zandt Cottage Friends, Inc., Programs Registrants, Sports Advisory Council, Community Action Partners, Community Centers Advisory Group, Fitness

and Recreational Program Registrants, Log Cabin Village, Texas Health and Human Services Commission, Fort Worth Independent School District, Optimist Club, Texas Department of Agriculture, Mobile Recreation Registrants, XTO Energy, Quicksilver Resources, Contract Program Registrants, Fort Worth Lawn and Sprinkler, E Developments, Fresnel Technologies, Pier 1 Imports, Jacobs Engineering, Lockheed Martin, Speedway Children’s Charities, Fort Worth & Western Railroad, Reilly Family Foundation, Texas International Energy Partners, Impart Financial, Kline & Co., Southside Bank, The Ryan Foundation, Dubose Family Foundation, Kensington Properties, Justin Brands, Inc., Southwestern Exposition & Livestock, Collins & Mott LP, Perdue, Brandon, Fielder, Collins, Dunaway Associates, LP, Quarles, Westside Unitarian Universalist Church, Tarleton State University, JP Morgan Bank, Freese-Nichols, Inc., Quorum Architects, Inc., Individual Donors, Randy Parham, DDS, Sid Richardson Foundation, Fort Worth Water Department, Goff Family Foundation, Southwest Water, Fort Worth Dog Park Association, The Human Source Foundation, individual citizen donations and other corporate donations.

7. Police \$666,239

Potential Donors: FWPOA, FWBLEOA, FWLPOA, Bank of Texas, Cash America, National Association of Town Watch, Burros Promotional, Best Impressions, Enviro-Health Systems, Elliott Inc., CVS, Inc., TigerDirect.com, Office Depot, Wal-Mart Foundation, Home Depot,

Sports Authority, FedEx Kinko's, Bass Security, Life Fitness, Corporate Express, Best Buy, Kroger Grocery Store, RBI Productions, Supercircuits Inc, Tech Depot, Rent-A-Center, GT Distributors, Corporate Safe Specialists, Sam's Club Foundation, Target, BCI Technologies, Medicare Rents Company, Wiley X Eyewear, Videology Imaging, SWAT Support Group, K-9 Support Group, Mounted Support Group, Bike Support Group, Western Hills North Neighborhood Association, Cobham Tracking, AT&T, Kaploss Security, Clickit, John Peterson, Fit For Life, Liberty Mutual Insurance, Chesapeake and Anonymous Donors, Police Officers Award Group, and other private and corporate donations.

8. Solid Waste \$30,000

Potential Donors: Bell Helicopter Textron, Coca Cola Bottling Company of North Texas, Fort Worth Star Telegram, Miller Brewing Company, Lockheed Martin, TXU Electric, Burlington Northern Sante Fe Corporation, Tandy RadioShack, Motorola, Green Mountain Energy, Jacobs Engineering, Silver Creek Materials, Chesapeake Energy Corporation, XTO Energy and Ozarka Spring Water Company, Wal-Mart, Waste Management, Inc., Bassham Foods, PepsiCo, Nestle, Bridgestone Firestone, Downtown Fort Worth Inc., Republic, Progressive, Trash Busters, Going Green, Valet Waste, UT Arlington, Goodwill Industries and other corporate donations.

#### XIX. STORMWATER UTILITY FUND

The Stormwater Utility Fund shall be provided with such revenue as may be secured from the provision of Stormwater services, and such money shall be used to meet the requirements of the Stormwater Utility Fund, as provided in the budget of the City Manager, which includes a total Stormwater Utility Fund appropriation of \$35,278,001.

#### XX. TEMPORARY LABOR FUND

The Temporary Labor Fund shall be provided with such revenue as may be secured from in-house charges to City departments for the provision of temporary labor services and other such sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Temporary Labor Fund, as provided in the budget of the City Manager, which includes a total Temporary Labor Fund appropriation of \$982,620.

#### XXI. UNEMPLOYMENT COMPENSATION FUND

The Unemployment Compensation Fund shall be provided with such revenue as may be secured by contributions from City operating funds and from the various sources included in the budget of the City Manager, and such money shall be used to meet the requirements of the Unemployment Compensation Fund, as provided in the budget of the City Manager, which includes a total Unemployment Compensation Fund appropriation of \$522,470.

#### XXII. WATER AND SEWER FUND

The Water and Sewer Fund shall be provided with such revenue as may be secured from the sale of water, sewer services, and other sources as shown by other ordinances heretofore passed, and

such money shall be used to meet the requirements of the Water and Sewer Fund as provided in the budget of the City Manager, which includes a total appropriation for the Water and Sewer Fund of \$386,443,275.

### XXIII. WORKERS' COMPENSATION FUND

The Workers' Compensation Fund shall be provided with such revenue as may be secured from City contributions from each operating department/fund and from the various sources included in the budget of the City Manager, and such money shall be used to meet the requirements of the Workers' Compensation Fund, as provided in the budget of the City Manager, which includes a total Workers' Compensation Fund appropriation of \$13,117,131.

#### SECTION 2.

That all appropriation ordinances approved by the City Council effecting this budget for the ensuing fiscal year beginning October 1, 2013, and ending September 30, 2014, are hereby ratified and incorporated into the same.

#### SECTION 3.

That the distribution and division of the above named appropriations be made in accordance with the budget of expenditures submitted by the City Manager and as revised by the City Council in accordance with the provisions of the City Charter and adopted by the City Council, which budget is on file with the City Secretary, incorporated herein, and made a part of this ordinance by reference thereto and shall be considered in connection with the expenditures of the above appropriations.

SECTION 4.

That on Tuesday, August 13, 2013, the City Manager presented to the City Council his budget estimate; that the City Council of the City of Fort Worth shall sit as a committee of the whole in the Council Chamber at the City Hall in the City of Fort Worth on the 20<sup>th</sup> day of August, A.D. 2013, at 10:00 o'clock A.M., to hear any complaints, suggestions, or observations that any citizen, taxpayer, or party interested may desire to make with reference to any or all of the provisions of this ordinance; and that such committee shall continue its deliberations from time to time and day to day until the public has been given a full opportunity to be heard.

SECTION 5.

That following the commencement of the public hearings for which provision has been made in the preceding section this ordinance shall be published two times.

SECTION 6.

That this ordinance shall be first published in the official newspaper of the City of Fort Worth, which newspaper is one of general circulation in said City, after its initial reading.

SECTION 7.

That this ordinance shall not be presented for second reading and final passage until ten (10) full days have elapsed after its first publication, as provided by the Charter of said City.

SECTION 8.

That following the second reading and final passage, this ordinance shall again be published

in the official newspaper of the City of Fort Worth along with a schedule of changes made by the City Council to the City Manager's originally proposed budget.

SECTION 9.

That should any part, portion, section, or part of a section of this ordinance be declared invalid or inoperative or void for any reason by a court of competent jurisdiction, such decision, opinion, or judgment shall in no way affect the remaining portions, parts, sections, or parts of sections of this ordinance, which provisions shall be, remain, and continue to be in full force and effect.

SECTION 10.

That all ordinances and appropriations for which provisions have heretofore been made are hereby expressly repealed if in conflict with the provisions of this ordinance.

SECTION 11.

That this ordinance shall take effect and be in full force and effect from and after the date of its passage and publication as required by the Charter of the City of Fort Worth, and it is so ordained.

APPROVED AS TO FORM AND LEGALITY:

ATTEST:

\_\_\_\_\_  
Sarah J. Fullenwider  
City Attorney

\_\_\_\_\_  
Mary J. Kayser  
City Secretary

Introduced on First Reading: August 20, 2013

Adopted: September 17, 2013

Effective: \_\_\_\_\_

Addendum A

**AVERAGE 56 HOUR SCHEDULE**

Title	Job Code		A	B	C	D	E	F
FIRE FIGHTER	Y01 / 1032	HR	\$17.06	\$17.91	\$18.81	\$19.75	\$20.74	\$21.77
		MO	\$4,141	\$4,347	\$4,564	\$4,793	\$5,032	\$5,283
		AN	\$49,691	\$52,166	\$54,766	\$57,512	\$60,382	\$63,398
		OT*	\$25.59	\$26.87	\$28.22	\$29.63	\$31.11	\$32.66
FIRE ENGINEER	Y02 / 1031	HR	\$22.69	\$23.83				
		MO	\$5,507	\$5,782				
		AN	\$66,082	\$69,389				
		OT*	\$34.04	\$35.75				
FIRE LIEUTENANT	Y03 / 1030	HR	\$24.91	\$26.15				
		MO	\$6,044	\$6,346				
		AN	\$72,530	\$76,149				
		OT*	\$37.37	\$39.23				
FIRE CAPTAIN	Y04 / 1029	HR	\$27.77	\$29.16				
		MO	\$6,739	\$7,075				
		AN	\$80,870	\$84,906				
		OT*	\$41.66	\$43.74				
FIRE BATTALION CHIEF	Y05 / 1028	HR	\$31.73	\$33.31				
		MO	\$7,700	\$8,084				
		AN	\$92,394	\$97,011				
		OT*	\$47.59	\$49.97				

**40 HOUR SCHEDULE**

Job Title	Job Code		A	B	C	D	E	F
FIRE FIGHTER	Y01 / 1032	HR	\$23.89	\$25.08	\$26.33	\$27.65	\$29.03	\$30.48
		MO	\$4,141	\$4,347	\$4,564	\$4,793	\$5,032	\$5,283
		AN	\$49,691	\$52,166	\$54,766	\$57,512	\$60,382	\$63,398
		OT*	\$35.84	\$37.62	\$39.50	\$41.48	\$43.55	\$45.72
FIRE ENGINEER	Y02 / 1031	HR	\$31.77	\$33.36				
		MO	\$5,507	\$5,782				
		AN	\$66,082	\$69,389				
		OT*	\$47.66	\$50.04				
FIRE LIEUTENANT	Y03 / 1030	HR	\$34.87	\$36.61				
		MO	\$6,044	\$6,346				
		AN	\$72,530	\$76,149				
		OT*	\$52.31	\$54.92				
FIRE CAPTAIN	Y04 / 1029	HR	\$38.88	\$40.82				
		MO	\$6,739	\$7,075				
		AN	\$80,870	\$84,906				
		OT*	\$58.32	\$61.23				
FIRE BATTALION CHIEF	Y05 / 1028	HR	\$44.42	\$46.64				
		MO	\$7,700	\$8,084				
		AN	\$92,394	\$97,011				
		OT*	\$66.63	\$69.96				

\*All listed overtime rates are estimated minimum overtime rates reflecting base pay only. Actual overtime rates will also include other eligible pay elements for each individual firefighter

Ordinance No. \_\_\_\_\_

FY 2013/2014<sup>1</sup>

Key	Title	Base Pay	1st Year	2nd Year	3rd Year	4th Year	6th Year	8th Year	10th Year	12th Year	14th Year	16th Year	
		Step 1	2	3	4	5	6	7	8	9	10	11	
		Base Pay	Base+1	Base+2	Base+3	Base+4	Base+5	Base+6	Base+7	Base+8	Base+9	Base+10	
X03	Police Officer	25.34	26.60	27.94	29.33	30.79	31.56	32.35	33.16	33.99	35.68	37.53	
						<b>4th Year</b>	<b>6th Year</b>	<b>8th Year</b>	<b>10th Year</b>	<b>12th Year</b>	<b>14th Year</b>	<b>16th Year</b>	
						5	6	7	8	9	10	11	
						Base Pay	Base+1	Base+2	Base+3	Base+4	Base+5	Base+6	
X04	Police Corporal 4 Years					34.00	34.85	35.71	36.60	37.52	39.40	41.43	
								<b>7th Year</b>	<b>8th Year</b>	<b>10th Year</b>	<b>12th Year</b>	<b>14th Year</b>	<b>16th Year</b>
								6	7	8	9	10	11
								Base Pay	Base+1	Base+2	Base+3	Base+4	Base+5
X07	Police Sergeant 7 Years						38.42	39.38	40.36	41.37	43.44	45.65	
									<b>10th Year</b>	<b>12th Year</b>	<b>14th Year</b>	<b>16th Year</b>	
									8	9	10	11	
									Base Pay	Base+1	Base+2	Base+3	
X08	Police Lieutenant 10 Years								44.47	45.58	47.86	50.33	
										<b>13th Year</b>	<b>14th Year</b>	<b>16th Year</b>	
										9	10	11	
										Base Pay	Base+1	Base+2	
X09	Police Captain 13 Years									50.28	52.79	55.48	

1. NOTES

Across the Board (ATB) Pay Raise Percentages:

FY 2013/2014 1.00 % Effective first pay period of FY 2013/2014

**SCHEDULE OF CHANGES  
MADE BY THE CITY COUNCIL  
TO THE CITY MANAGER'S  
PROPOSED FY2014 BUDGET**

**EXPLANATION OF REVENUE CHANGES:**

**Original General Fund Revenue Estimate: \$562,288,622**

**Property Tax**

Original Estimate	\$291,805,775	\$1,495,962
Revised Estimate	\$293,301,737	

An increase of \$1,495,962 has been made to the Property Tax revenue category to reflect the change in the collection rate for ad valorem from 98.0% to 98.5%

**Sales Tax**

Original Estimate	\$119,521,199	\$1,413,129
Revised Estimate	\$120,934,328	

An increase of \$1,413,129 has been made to the Sales Tax revenue category based on a better growth projection for sales tax revenue.

**Other Local Taxes**

Original Estimate	\$8,666,437	\$0
Revised Estimate	\$8,666,437	
No Change		

**Licenses & Permits**

Original Estimate	\$45,557,225	\$0
Revised Estimate	\$45,557,225	
No Change		

**Fines & Forfeitures**

Original Estimate	\$18,630,093	\$0
Revised Estimate	\$18,630,093	
No Change		

**Use of Money & Property**

Original Estimate	\$4,380,298	\$0
Revised Estimate	\$4,380,298	
No Change		

**From Other Agencies**

Original Estimate	\$1,128,593	\$0
Revised Estimate	\$1,128,593	
No Change		

**Service Charges**

Original Estimate	\$25,157,759	\$0
Revised Estimate	\$25,157,759	
No Change		

**Transfers**

Original Estimate	\$47,011,368	\$0
Revised Estimate	\$47,011,368	
No Change		

**Other Revenue**

Original Estimate	\$429,875	\$0
Revised Estimate	\$429,875	
No Change		

**General Fund Revenue Total****\$565,197,713****Net Changes from City Manager's Proposed Budget****\$2,909,091****Use of Fund Balance**

Original Estimate	\$7,737,698	(\$0)
Revised Estimate	\$7,737,698	
Variance in excess fund balance used to balance the FY2014 budget and fund critical services.		

**Changes in fund balance use from City Manager's Proposed Budget****(\$0)**

**EXPLANATION OF APPROPRIATION CHANGES:**

**Original General Fund Appropriation:** **\$570,026,320**

**City Attorney's Office**

Original Estimate	\$6,012,150	\$0
Revised Estimate	\$6,012,150	

No Changes

**City Auditor's Office**

Original Estimate	\$2,526,279	\$0
Revised Estimate	\$2,526,279	

No Changes

**City Manager's Office**

Original Estimate	\$5,596,726	\$300,000
Revised Estimate	\$5,896,726	

The budget increases by \$300,000 for costs associated with the transfer of three authorized positions from Human Resources to the CMO to be part of the newly established Performance Office in CMO.

**City Secretary's Office**

Original Estimate	\$1,109,842	\$0
Revised Estimate	\$1,109,842	

No Changes

**Code Compliance Department**

Original Estimate	\$16,686,268	\$326,996
Revised Estimate	\$17,013,264	

The budget increases by \$326,996 for costs associated with the reinstatement of 6.0 authorized positions for Animal Control Officers and Code Compliance Officers that had originally been proposed for reduction.

**Financial Management Services Department**

Original Estimate	\$8,231,317	\$0
Revised Estimate	\$8,231,317	

No Changes

**Fire Department**

Original Estimate	\$117,796,094	\$1,948,168
Revised Estimate	\$119,744,262	

The budget increases by \$1,042,852 for the reinstatement of reductions for constant-staffing overtime. The budget also increases by \$905,316 for costs associated with the reinstatement of 12.0 authorized positions for Firefighters that had originally been proposed for reduction.

**Housing and Economic Development Department**

Original Estimate	\$4,956,592	\$0
Revised Estimate	\$4,956,592	

No Changes

**Human Resources Department**

Original Estimate	\$3,789,331	(\$300,000)
Revised Estimate	\$3,489,331	

The budget decreases by \$300,000 for costs associated with the transfer of three authorized positions from Human Resources to the CMO to be part of the newly established Performance Office in CMO.

**Library Department**

Original Estimate	\$19,012,018	\$0
Revised Estimate	\$19,012,018	

No Changes

**Municipal Court Department**

Original Estimate	\$16,909,218	\$0
Revised Estimate	\$16,909,218	

No Changes

**Non-Departmental**

Original Estimate	\$65,937,993	\$0
Revised Estimate	\$65,937,993	

No Changes

**Parks and Community Services Department**

Original Estimate	\$41,866,894	\$118,447
Revised Estimate	\$41,985,341	

The budget increases by \$118,447 for the reinstatement of reductions in the athletics maintenance operations.

**Planning & Development Department**

Original Estimate	\$11,392,166	\$0
Revised Estimate	\$11,392,166	

No Changes

**Police Department**

Original Estimate	\$204,225,440	\$0
Revised Estimate	\$204,225,440	

No Changes

**TPW Department**

Original Estimate	\$43,977,992	\$515,480
Revised Estimate	\$44,493,472	

The budget increases by \$325,800 for the reinstatement of reductions in the in-house street maintenance programs and by \$189,680 for reinstatement of reductions in the alleyway mowing program.

**Revised General Fund Appropriation Total**

**\$572,935,411**

**Net Changes from City Manager's Proposed Budget**

**\$2,909,091**

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**Enterprise, Internal Service and Special Funds:**

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**Municipal Airports Fund**

Original Revenue Estimate	\$4,833,553	\$0
Revised Revenue Estimate	\$4,833,553	

No Changes

Original Proposed Appropriation	\$4,833,553	\$0
Revised Appropriation	\$4,833,553	

No Changes

**Municipal Golf Fund**

Original Revenue Estimate	\$4,988,364	\$0
Revised Revenue Estimate	\$4,988,364	

No Changes

Original Proposed Appropriation	\$4,988,364	\$0
Revised Appropriation	\$4,988,364	

No Changes

**Municipal Parking Fund**

Original Revenue Estimate	\$6,934,278	\$0
Revised Revenue Estimate	\$6,934,278	

No Changes

Original Proposed Appropriation	\$6,934,278	\$0
Revised Appropriation	\$6,934,278	

No Changes

**Solid Waste Fund**

Original Revenue Estimate	\$55,359,937	(\$384,723)
Revised Revenue Estimate	\$54,975,214	

A decrease of \$384,723 has been made to the Residential Billing Charges revenue category to reflect a reduction in monthly charges of \$0.25 beginning January 1, 2014 for the 32 and 64 gallon carts used for residential collection.

Original Proposed Appropriation	\$56,060,962	\$0
Revised Appropriation	\$56,060,962	

No Changes

**Stormwater Utility Fund**

Original Revenue Estimate	\$35,278,001	\$0
Revised Revenue Estimate	\$35,278,001	

No Changes

Original Proposed Appropriation	\$35,278,001	\$0
Revised Appropriation	\$35,278,001	

No Changes

**Water and Sewer Fund**

Original Revenue Estimate	\$386,443,275	\$0
Revised Revenue Estimate	\$386,443,275	

No Changes

Original Proposed Appropriation	\$386,443,275	\$0
Revised Appropriation	\$386,443,275	

No Changes

**Capital Projects Service Fund**

Original Revenue Estimate	\$14,228,642	\$0
Revised Revenue Estimate	\$14,228,642	

No Changes

Original Proposed Appropriation	\$14,228,642	\$0
Revised Appropriation	\$14,228,642	

No Changes

**Equipment Services Fund**

Original Revenue Estimate	\$28,219,625	\$0
Revised Revenue Estimate	\$28,219,625	

No Changes

Original Proposed Appropriation	\$28,219,625	\$0
Revised Appropriation	\$28,219,625	

No Changes

**Information Systems Fund**

Original Revenue Estimate	\$25,327,781	\$0
Revised Revenue Estimate	\$25,327,781	

No Changes

Original Proposed Appropriation	\$25,327,781	\$0
Revised Appropriation	\$25,327,781	

No Changes

**Office Services Fund**

Original Revenue Estimate	\$1,482,852	\$0
Revised Revenue Estimate	\$1,482,852	

No Changes

Original Proposed Appropriation	\$1,482,852	\$0
Revised Appropriation	\$1,482,852	

No Changes

**Temporary Labor Fund**

Original Revenue Estimate	\$982,620	\$0
Revised Revenue Estimate	\$982,620	

No Changes

Original Proposed Appropriation	\$982,620	\$0
Revised Appropriation	\$982,620	

No Changes

**Crime Control and Prevention District Fund**

Original Revenue Estimate	\$59,378,477	\$0
Revised Revenue Estimate	\$59,378,477	

No Changes

Original Proposed Appropriation	\$59,378,477	\$2,941,885
Revised Appropriation	\$62,320,362	

The budget increases by \$483,479 for costs associated with the Late Night Program, including 10 authorized positions. The budget also increases by \$783,592 for costs associated with four Comin' Up Gang Intervention Program sites. The budget increases by \$3,474,297 to reflect the cost of the jail contract with the City of Mansfield. The budget decreases by \$1,799,483 for reductions in recruit officer training.

**Culture and Tourism Fund**

Original Revenue Estimate	\$35,437,069	\$0
Revised Revenue Estimate	\$35,437,069	

No Changes

Original Proposed Appropriation	\$35,437,069	\$0
Revised Appropriation	\$35,437,069	

No Changes

**Environmental Protection Fund**

Original Revenue Estimate	\$4,555,231	\$0
Revised Revenue Estimate	\$4,555,231	

No Changes

Original Proposed Appropriation	\$4,742,916	\$0
Revised Appropriation	\$4,742,916	

No Changes

**Group Health & Life Insurance Fund**

Original Revenue Estimate	\$102,621,985	\$0
Revised Revenue Estimate	\$102,621,985	

No Changes

Original Proposed Appropriation	\$103,133,047	\$0
Revised Appropriation	\$103,133,047	

No Changes

**Red Light Enforcement Fund**

Original Revenue Estimate	\$7,105,154	\$0
Revised Revenue Estimate	\$7,105,154	

No Changes

Original Proposed Appropriation	\$9,843,330	\$0
Revised Appropriation	\$9,843,330	

No Changes

**Risk Management Fund**

Original Revenue Estimate	\$0	\$0
Revised Revenue Estimate	\$0	

No Changes

Original Proposed Appropriation	\$7,042,898	\$0
Revised Appropriation	\$7,042,898	

No Changes

**Workers' Compensation Fund**

Original Revenue Estimate	\$13,117,131	\$0
Revised Revenue Estimate	\$13,117,131	

No Changes

Original Proposed Appropriation	\$13,117,131	\$0
Revised Appropriation	\$13,117,131	

No Changes

**Unemployment Compensation Fund**

Original Revenue Estimate	\$500,719	\$0
Revised Revenue Estimate	\$500,719	

No Changes

Original Proposed Appropriation	\$522,470	\$0
Revised Appropriation	\$522,470	

No Changes

**Lake Worth Trust Fund**

Original Revenue Estimate	\$206,000	\$0
Revised Revenue Estimate	\$206,000	

No Changes

Original Proposed Appropriation	\$206,000	\$0
Revised Appropriation	\$206,000	

No Changes

**Special Trust Fund**

Original Revenue Estimate	\$7,540,257	\$0
Revised Revenue Estimate	\$7,540,257	

No Changes

Original Proposed Appropriation	\$7,540,257	\$0
Revised Appropriation	\$7,540,257	

No Changes

**Debt Service Fund**

Original Revenue Estimate	\$75,476,582	\$396,400
Revised Revenue Estimate	\$75,872,982	

The Debt Service budget increases by \$396,400 to reflect the change in the projected collection rate for ad valorem taxes from 98.0% to 98.5%.

Original Proposed Appropriation	\$72,966,525	\$6,871,597
Revised Appropriation	\$79,838,122	

The debt service fund budget increases by \$6,871,597 to reflect the costs of servicing an additional \$83,255,000.00 in bonds and certificates of obligation that were issued after the proposed budget was originally presented and of servicing approximately \$19,000,000.00 in certificates of obligation that will be issued shortly after the budget is adopted.

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE SETTING FORTH AN ESTIMATE OF THE EXPENSE OF THE GENERAL DEBT SERVICE FUND OF THE MUNICIPAL GOVERNMENT OF THE CITY OF FORT WORTH FOR THE ENSUING FISCAL YEAR BEGINNING OCTOBER 1, 2013, AND ENDING SEPTEMBER 30, 2014, AND APPROPRIATING MONEY FOR THE GENERAL DEBT SERVICE FUND AND PURPOSE OF SUCH ESTIMATE; APPROPRIATING MONEY TO PAY INTEREST AND PRINCIPAL SINKING FUND REQUIREMENT ON ALL OUTSTANDING GENERAL INDEBTEDNESS; PROVIDING FOR PUBLIC HEARINGS UPON THIS ORDINANCE BEFORE THE ENTIRE CITY COUNCIL SITTING AS A COMMITTEE OF THE WHOLE; AND PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING A SAVINGS CLAUSE FOR THE REPEAL OF ALL ORDINANCES AND APPROPRIATIONS IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE; AND PROVIDING FOR THE PUBLICATION AND FINAL PASSAGE THEREOF.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS:

SECTION 1.

That the appropriation for the ensuing fiscal year beginning October 1, 2013, and ending September 30, 2014, for General Debt Service Fund, for the purpose of paying interest and principal and creating a sinking fund for all outstanding general indebtedness be estimated as \$79,838,122.

SECTION 2.

That all appropriation ordinances approved by the City Council effecting this budget for the ensuing fiscal year beginning October 1, 2013, and ending September 30, 2014, are hereby ratified and incorporated into the same.

### SECTION 3.

That the distribution and division of the above named appropriations be made in accordance with the budget of expenditures submitted by the City Manager and as revised by the City Council in accordance with the provisions of the City Charter and adopted by the City Council, which budget is on file with the City Secretary , incorporated herein, and made a part of this ordinance by reference thereto and shall be considered in connection with the expenditures of the above appropriations.

### SECTION 4.

That on Tuesday, August 13, 2013, the City Manager presented to the City Council his budget estimate; that the City Council of the City of Fort Worth shall sit as a committee of the whole in the Council Chamber at the City Hall in the City of Fort Worth on the 20<sup>th</sup> day of August, A.D. 2013, at 10:00 o'clock A.M., to hear any complaints, suggestions, or observations that any citizen, taxpayer, or party interested may desire to make with reference to any or all of the provisions of this ordinance; and that such committee shall continue its deliberations from time to time and day to day until the public has been given a full opportunity to be heard.

### SECTION 5.

That should any part, portion, section, or part of a section of this ordinance be declared invalid or inoperative or void for any reason by a court of competent jurisdiction, such decision, opinion, or

judgment shall in no way affect the remaining portions, parts, sections, or parts of sections of this ordinance, which provisions shall be, remain, and continue to be in full force and effect.

SECTION 6.

That all ordinances and appropriations for which provisions have heretofore been made are hereby expressly repealed if in conflict with the provisions of this ordinance.

SECTION 7.

That following the commencement of the public hearings for which provision has been made in accordance with the preceding section 4, this ordinance shall take effect and be in full force and effect from and after the date of its passage and publication as required by the Charter of the City of Fort Worth, and it is so ordained.

APPROVED AS TO FORM AND LEGALITY:

\_\_\_\_\_  
Sarah J. Fullenwider  
City Attorney

Introduced on First Reading: August 20, 2013

Adopted: September 17, 2013

Effective: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
Mary J. Kayser

City Secretary

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL AD VALOREM TAX ON ALL PROPERTY, REAL, PERSONAL AND MIXED, SITUATED WITHIN THE TERRITORIAL LIMITS OF THE CITY OF FORT WORTH, TEXAS, AND ALL PERSONAL PROPERTY OWNED IN SAID CITY OF FORT WORTH, TEXAS, ON THE FIRST DAY OF JANUARY, A.D. 2013, EXCEPT SUCH PROPERTY AS MAY BE EXEMPT FROM TAXATION BY THE CONSTITUTION AND LAWS OF THE STATE OF TEXAS; AND PROVIDING FOR A PENALTY; AND PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING A SAVINGS CLAUSE FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE; AND PROVIDING FOR THE PUBLICATION AND FINAL PASSAGE THEREOF.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS:

SECTION 1.

That there is hereby levied, adopted and shall be collected by the City of Fort Worth, Texas, as provided by law, an annual ad valorem tax for the year 2013, at the rate of \$0.8550 on every one hundred dollar (\$100.00) valuation on all property, real, personal and mixed, situated in, and all personal property owned in, the City of Fort Worth, Texas, on the first day of January, A.D. 2013, liable under the law to taxation and not exempt therefrom by the Constitution and laws of the State of Texas. The ad valorem tax rate is divided into a maintenance and operation levy of \$0.6759 for general fund operations and a debt levy of \$0.1791 for servicing outstanding debt obligations.

SECTION 2.

That the debt portion of the tax levy, which is hereinbefore made, is to provide for the payment of interest and to create a redemption fund to discharge and pay principal and interest on any general obligations due or owing by the City of Fort Worth, Texas, and shall not be taken as an

addition to levies for the same purpose in the respective ordinances authorizing and creating such obligations, but the levy hereinbefore made is made pursuant to and for the purpose of carrying out and complying with the provisions of said prior ordinances. The General Debt Service Fund shall receive payment of twenty, and ninety-five hundredths percent (20.95%) of the current taxes collected.

### SECTION 3.

That the taxes provided for herein are levied upon all taxable property, real, personal and mixed, situated in, and all personal property owned in, the City of Fort Worth, Texas, as assessed, valued and described in the assessment tax rolls and the tax books of the City of Fort Worth, Texas, for the year 2013, and any supplemental assessments thereof, as the same have been or shall be presented to the City Council of the City of Fort Worth, Texas, by the Assessor and Collector of Taxes of said City of Fort Worth, Texas.

### SECTION 4.

That, because the total amount of taxes to fund maintenance and operations will be greater than last year and because the tax rate exceeds the effective maintenance and operations rate, the following statements are made as required by Section 26.05 of the Texas Tax Code: THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE DUE TO INCREASED PROPERTY VALUATIONS. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 21.8%. HOWEVER, BECAUSE A PORTION OF THE TAX RATE ALLOCATED FOR OPERATIONS AND MAINTENANCE HAS BEEN SHIFTED TO DEBT SERVICE, AT THIS TAX RATE, A PROPERTY VALUED AT \$100,000 WOULD

PAY \$10.00 LESS FOR OPERATIONS AND MAINTENANCE THAN IN THE PREVIOUS YEAR.

SECTION 5.

That the taxes provided for herein are due on receipt of a tax bill and are delinquent if not paid before February 1, 2014. Unless otherwise specifically set forth by law, failure to send or receive the tax bill shall not, however, affect the validity of the taxes, penalty or interest herein imposed, the due date, the existence of a tax lien, or any procedure instituted to collect such taxes, penalty or interest.

SECTION 6.

That if a person pays one-half of the taxes required to be paid by virtue of this Ordinance before December 1, 2013, he or she may pay the remaining one-half of such taxes without penalty or interest at any time before July 1, 2014.

SECTION 7.

(a) That a delinquent tax incurs a penalty of six percent (6%) of the amount of the tax for the first calendar month it is delinquent plus one percent (1%) for each additional month or portion of a month the tax remains unpaid prior to July 1, 2014. However, a tax delinquent on July 1, 2014, incurs a total penalty of twelve percent (12%) of the amount of the delinquent tax without regard to the number of months the tax has been delinquent.

(b) That if a person who exercises the split payment option provided by Section 6 above fails to make the second payment before July 1, 2014, the second payment is delinquent and incurs

a penalty of twelve percent (12%) of the amount of the unpaid tax.

#### SECTION 8.

That in addition to the penalty set out above, a delinquent tax accrues interest at a rate of one percent (1%) for each month or portion of a month the tax remains unpaid. Said interest of one percent (1%) per month shall be added to said taxes in the event the payment thereof shall become delinquent as above set forth, and said interest shall attach on the first day of each month thereafter until the taxes shall have been paid, which interest and the penalty provided for above shall be and become a part of said taxes and be payable as such.

#### SECTION 9.

That a tax that becomes delinquent on or after February 1, 2014, but not later than May 1, 2014, and that remains delinquent on July 1, 2014, shall incur an additional penalty of twenty percent (20%) of the amount of the delinquent tax, penalty and interest to defray costs of collection. Such twenty percent (20%) penalty and collection procedures are imposed pursuant to Sections 6.30 and 33.07 of the Property Tax Code and are in addition to the other penalties and interest which are due and owing according to law.

#### SECTION 10.

That a tax that becomes delinquent on or after June 1, 2014, under Section 26.07(f), 26.15(e), 31.03, 31.031, 31.032, 31.04, or 42.42 of the Tax Code shall incur an additional penalty of twenty percent (20%) of the amount of taxes, penalty, and interest due, to defray costs of collection, pursuant to Section 33.08 of the Property Tax Code. Such additional penalty is in

addition to the other penalties and interest which are due and owing according to law.

#### SECTION 11.

That a tax imposed on tangible personal property that becomes delinquent on or after February 1, 2014, shall incur an additional penalty of twenty percent (20%) pursuant to Property Tax Code Section 33.11, on the later of the date the tax becomes subject to the outside attorney collection contract of Section 6.30 of the Tax Code or 60 days after the date the taxes become delinquent. Such additional penalty is in addition to the other penalties and interest which are due and owing according to law.

#### SECTION 12.

That such taxes, penalty and interest shall be and become a lien upon the property on which the taxes are levied, as prescribed by the Charter of the City of Fort Worth, Texas, and the laws of the State of Texas, and such lien shall be and is hereby made a paramount, first and superior lien to all other liens whatsoever on the property on which said taxes are levied.

#### SECTION 13.

That should any part, portion, section or part of a section of this ordinance be declared invalid or inoperative or void for any reason by a court of competent jurisdiction, such decision, opinion or judgment shall in no way affect the remaining portions, parts, sections or parts of sections of this ordinance, which provision shall be, remain and continue to be in full force and effect.

SECTION 14.

That all ordinances for which provisions have heretofore been made are hereby expressly repealed if in conflict with the provisions of this ordinance.

SECTION 15.

That this ordinance shall take effect and be in full force and effect from and after the date of its passage and publication as required by the Charter of the City of Fort Worth, and it is so ordained.

APPROVED AS TO FORM AND LEGALITY:

\_\_\_\_\_  
Sarah J. Fullenwider  
City Attorney

Introduced on First Reading: August 20, 2013

Adopted: September 17, 2013

Effective: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
Mary J. Kayser  
City Secretary

Ordinance No. \_\_\_\_\_

AN ORDINANCE DECREASING THE ASSIGNED FUND BALANCE IN THE WORKERS' COMPENSATION FUND IN THE AMOUNT OF \$500,000, IN THE UNEMPLOYMENT COMPENSATION FUND IN THE AMOUNT OF \$250,000, IN THE TEMPORARY LABOR FUND IN THE AMOUNT OF \$250,000, AND IN THE RISK MANAGEMENT FUND IN THE AMOUNT OF \$3,000,000 FOR THE PURPOSE OF TRANSFERRING FUNDS TO THE GENERAL FUND TO STRENGTHEN FUND BALANCE; PROVIDING FOR A SEVERABILITY CLAUSE; MAKING THIS ORDINANCE CUMULATIVE OF PRIOR ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS:

SECTION 1.

That in addition to those amounts allocated to the various City departments for Fiscal Year 2013-2014 in the Budget of the City Manager, there shall also be decreased the assigned fund balance in the Worker's Compensation Fund in the amount of \$500,000, in the Unemployment Compensation Fund in the amount of \$250,000, in the Temporary Labor Fund in the amount of \$250,000, and in the Risk Management Fund in the amount of \$3,000,000 for the purpose of transferring funds to the General Fund to strengthen fund balance.

SECTION 2.

That should any portion, section or part of a section of this ordinance be declared invalid, inoperative or void for any reason by a court of competent jurisdiction, such decision, opinion or judgment shall in no way impair the remaining portions, sections, or parts of sections of this ordinance, which said remaining provisions shall be and remain in full force and effect.

SECTION 3.

The Finance Director certifies that upon approval of the FY 2013-2014 annual appropriation ordinance, and adoption of this ordinance, funds will be available in the FY 2013-2014 General Fund fund balance. Upon approval, the projected unaudited, assigned fund balance of the General Fund will be \$1,380,998 above the minimum reserve fund balance of \$57,002,632 required by the City's Financial Management Policy Statements.

SECTION 4.

That this ordinance shall be incorporated into the ordinance of the municipal government of the City of Fort Worth for the ensuing Fiscal Year beginning October 1, 2013, and ending September 30, 2014, and all other ordinances and appropriations amending the same except in those instances where the provisions of this ordinance are in direct conflict with such other ordinances and appropriations, in which instance said conflicting provisions of said prior ordinances and appropriations are hereby expressly repealed.

SECTION 5.

This ordinance shall take effect upon adoption.

APPROVED AS TO FORM AND LEGALITY:

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

ADOPTED AND EFFECTIVE: \_\_\_\_\_

**City of Fort Worth, Texas**  
**Mayor and Council Communication**

**DATE:** Tuesday, September 17, 2013

**LOG NAME:**

**REFERENCE NO.:** \*\*OCS-1897

**SUBJECT:**

Notices of Claims for Alleged Damages and/or Injuries

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**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., Wednesday, September 11, 2013.

**Attachment**

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**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)

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# CITY COUNCIL MEETING

Tuesday, September 17, 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 Joey Page ext 7761 or JoAnn Rowls ext 7784. Thank you.

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Margaret A. Bukatz	8/30/2013	5/1/2013	8903 Crest Ridge Drive	Property Damage	Underground drainage system damaged	Water	Yes	No
Jane Nevaquaya	9/3/2013	8/16/2013	10100 Cleburne Road	Property Damage	Vehicle damaged by tree debris	PACS	Yes	No
Tonya Taylor	8/30/2013	8/27/2013	Hwy I-20 Arlington	Auto Damage	City truck damaged vehicle	Fire	No	No
Jimmie Lou LaBouve	9/4/2013	8/31/2013	4704 Wheelock Drive	Property Damage	Water main break caused damage	Water	No	No
Cherry Thompson	8/27/2013	12/17/2012	2600 SW Loop 820	Bodily Injury	Injured in auto accident	Library	No	Yes
Andrea Wilson	9/4/2013	8/6/2013	3708 Preston Drive	Property Damage	Vehicle damage from water main break	Water	No	No
Shelley & Pattye Swann	9/4/2013	8/6/2013	3708 Preston Drive	Property Damage	Vehicle damage from water main break	Water	No	No

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Jeffrey D. Niell	9/4/2013	8/7/2013	Wedgewood Park	Property Damage	Clothing damaged from painted bench.	PACS	No	No
Beverly Meeks	8/29/2013	8/19/2013	Handley-Ederville & Randol Mill	Property Damage	Vehicle damaged from road debris	TPW	Yes	No
Teresa Ann Lopez	8/28/2013	7/28/2013	1308 Lagonda Avenue	Property Damage	Wrong building demolished	Code	No	No
AT&T-Texas	8/29/2013	8/22/2013	3701 Briarhaven Drive	Property Damage	Underground utility line damaged	Water	Yes	No
Eagle Mountatin	9/5/2013	7/1/2013	Chisholm High School	Property Damage	Officers damaged building	Police	Yes	No
Tamara L. LeClaire	9/5/2013	8/31/2013	Alta Vista Road	Property Damage	Vehicle damaged from road construction.	TPW	No	No
Wendell Woods	8/26/2013	7/1/2013	3508 Hatcher Street	Property Damage	Property damage from water main break.	Water	No	No
Holt Fiat Fort Worth	9/10/2013	8/30/2013	Auto Pound	Reimbursement	Reimbursement of impound fees	Police	Yes	No
Batrina Huff	9/10/2013	9/3/2013	Hwy 20 & 820	Property Damage	Uneven road caused damage to tires	TPW	Yes	No

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Murle F. Riley, Jr.	9/10/2013	5/16/2013	North Chandler Street	Property Damage	Hit manhole cover in street causing damage to vehicle	Water	Yes	No
Janis McDaniel	9/10/2013	8/5/2013	401 West 2nd	Bodily Injury	Ladder fell causing injury	Library	No	Yes

**No Documents for this Section**

**No Documents for this Section**

Zoning Docket items are linked on the Council Meeting Agenda.