



**SUMMARY OF MEETINGS AND ACTIVITIES  
MONDAY, SEPTEMBER 23, 2013, THROUGH FRIDAY, SEPTEMBER 27, 2013**

---

**MONDAY, SEPTEMBER 23, 2013**

	<b><u>TIME</u></b>	<b><u>LOCATION</u></b>
Pre-Building Standards Commission	9:30 a.m.	Pre-Council Chamber
Building Standards Commission	10:00 a.m.	Council Chamber

**TUESDAY, SEPTEMBER 24, 2013**

Pre-Council Meeting	8:30 a.m.	Pre-Council Chamber
Council Meeting	10:00 a.m.	Council Chamber
Human Relations Commission	5:30 p.m.	Hazel Harvey Peace Center for Neighborhoods 818 Missouri Avenue
Water Utility Task Force Open House	6:00 p.m.	Council Chamber
Water Utility Task Force Public Input	7:00 p.m.	Council Chamber

**WEDNESDAY, SEPTEMBER 25, 2013**

City Plan Commission Work Session	12:00 p.m.	Pre-Council Chamber
City Plan Commission Public Hearing	1:30 p.m.	Council Chamber
Parks and Community Services	4:00 p.m.	Fort Worth Botanic Garden Deborah Beggs Moncrief Garden Center 3220 Botanic Garden Boulevard
Special Called Community Development Council Meeting and Public Hearing	6:15 p.m.	Pre-Council Chamber

**THURSDAY, SEPTEMBER 26, 2013**

Disciplinary Appeals Board	8:00 a.m.	City Hall Annex Building Training Room A, 6 <sup>th</sup> Floor 908 Monroe Street
Disciplinary Appeals Board	9:00 a.m.	City Hall Annex Building Training Room A, 6 <sup>th</sup> Floor 908 Monroe Street

This summary is compiled from data furnished to the Office of the City Secretary by 12:00 p.m. on September 19, 2013, and may not include all meetings to be conducted during the week of September 23, 2013 through September 27, 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 23, 2013, THROUGH FRIDAY, SEPTEMBER 27, 2013**

---

**THURSDAY, SEPTEMBER 26, 2013**

(continued)

2014-2018 Bond Program Public Input Meeting

**TIME    LOCATION**

6:30 p.m.    All Saints Catholic Church  
214 NW 20<sup>th</sup> Street

**FRIDAY, SEPTEMBER 27, 2013**

Disciplinary Appeals Board

9:00 a.m.    City Hall Annex Building  
Training Room A, 6<sup>th</sup> Floor  
908 Monroe Street

This summary is compiled from data furnished to the Office of the City Secretary by 12:00 p.m. on September 19, 2013, and may not include all meetings to be conducted during the week of September 23, 2013 through September 27, 2013. It is a summary listing only. See individual agendas which are posted in compliance with the Texas Open Meetings Act for detailed information.

---

**PRE-COUNCIL MEETING**  
**TUESDAY, SEPTEMBER 24, 2013**  
**8:30 A.M.**  
**PRE-COUNCIL CHAMBER, CITY HALL**  
**1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

---

1. Report of the City Manager - **Tom Higgins, City Manager**
    - a. Changes to the City Council Agenda
    - b. Upcoming and Recent Events
    - c. Organizational Updates and Employee Recognition(s)
    - d. Informal Reports
      - [IR 9592](#): July 2013 - Sales Tax Update
  
      - [IR 9593](#): City-Initiated Full-Purpose Annexation of Three Areas in Far North and Far Southwest Fort Worth
  
  2. Current Agenda Items - **City Council Members**
  
  3. Responses to Items Continued from a Previous Week
    - a. Council Proposal No. 297 - Waiver of Festival Equipment Rental Fee for the Harambee Festival - **Council Member Kelly Allen Gray and Council Member Gyna Bivens (Continued from September 10, 2013 by Council Member Kelly Allen Gray)**
  
    - b. [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 September 10, 2013 by Council Member Espino**)
  
  4. Annual Report on Tarrant County 9-1-1 - **Greg Petrey, Tarrant County 911 District**
  
  5. Briefing on Proposed Bicycles and Pedestrian Improvements - **Randle Harwood, Planning and Development and Richard Zavala, Parks and Community Services**
  
  6. Proposed Improvements to Forest Park Boulevard - **Douglas Wiersig, Transportation and Public Works**
  
  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](#)
-

***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 24, 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 mineral leases with Chesapeake Operating, Inc.; and
  - b. 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 24, 2013  
CITY COUNCIL CHAMBER, CITY HALL  
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

---

- I. CALL TO ORDER**
- II. INVOCATION** - Pastor Murray Richey, John Knox Presbyterian Church
- III. PLEDGE OF ALLEGIANCE**
- IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF SEPTEMBER 17, 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-18011](#) - Authorize Payment in the Amount of \$433,341.00 to the Retired Employees' Group Death Benefit Fund for Payments of Retiree Death Benefits Under the City Code (ALL COUNCIL DISTRICTS)
- 2. [M&C G-18012](#) - Approve Findings of the Ground Transportation Coordinator Regarding Application of A+ Limousine Inc. to Operate Two Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
- 3. [M&C G-18013](#) - Authorize Acceptance of \$137,888.93 from the Camp Bowie Public Improvement District, PID Number 8, for the Purchase and Installation of Decorative Traffic Signal Poles on Camp Bowie Boulevard for the Local Air Quality Signal Improvements Project (COUNCIL DISTRICT 3)
- 4. [M&C G-18014](#) - Approve Findings of the Ground Transportation Coordinator Regarding Application of Nessim Wahba Gerges d/b/a Dream Limo Executive Transportation Svc, to Operate Two Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
- 5. [M&C G-18015](#) - Adopt Ordinance Decreasing the Number of Authorized Positions in the Classification of Officer by Forty-Six, Thereby Decreasing the Total Number of Authorized Civil Service Positions in the Police Department by Forty-Six (ALL COUNCIL DISTRICTS)
- 6. [M&C G-18016](#) - Authorize Application for and Acceptance of, if Awarded, Funds in the Amount Up to \$37,500.00 from the Sid W. Richardson Foundation, The Walsh Foundation, Pat and Emmitt Smith Charities and American Airlines for the 2013 Community Action Partners' Rising Stars Youth Leadership

Initiative and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)

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

1. [M&C P-11581](#) - Authorize Purchase Agreement with Vulcan Inc., in the Amount Up to \$242,000.00 for the First Year for Aluminum Sign Blanks for the Transportation and Public Works Department (ALL COUNCIL DISTRICTS)
2. [M&C P-11582](#) - Authorize Purchase of a Backhoe Loader from Holt Texas, LTD d/b/a Holt Cat, in the Amount of \$98,907.00 Using a Cooperative Contract for the Water Department (ALL COUNCIL DISTRICTS)
3. [M&C P-11583](#) - Authorize Purchase of Two Front Loaders from Holt Texas, LTD d/b/a Holt Cat, Using a Cooperative Contract for the Transportation and Public Works and Parks and Community Services Departments in the Amount of \$286,882.00 (ALL COUNCIL DISTRICTS)
4. [M&C P-11584](#) - Authorize Non-Exclusive Purchase Agreements with National Pump and Compressor, Ltd. and Barco Pump for a Combined Amount Up to \$150,000.00 for the First Year for Various Pump and Hose Rentals for the Water Department (ALL COUNCIL DISTRICTS)
5. [M&C P-11585](#) - Authorize Purchase of a Ford F450 Box Van from Philpott Motors, LTD d/b/a Philpott Ford, in the Amount of \$50,575.25 Using a Cooperative Contract for the Library (ALL COUNCIL DISTRICTS)
6. [M&C P-11586](#) - Authorize Purchase Agreement with Altitude Technologies, Inc. d/b/a Chinook Medical Gear, Inc., in the Amount of \$200,000.00 for the First Year, Using a General Services Administration Cooperative Contract for Medical Kits for the Police Department (ALL COUNCIL DISTRICTS)

**C. Land - Consent Items**

1. [M&C L-15622](#) - Authorize Rescinding the Sale of Tax Foreclosed Property Located at 410 West Shaw Street to A New Home 4 U Inc., and Refunding the Purchase Price of \$11,111.11 (COUNCIL DISTRICT 9)
2. [M&C L-15623](#) - Authorize Purchase of Property Located at 8615 Shelby Lane from the Estate of Narrel Marie Traynham in the Amount of \$207,390.00 Plus Approximately \$10,000.00 in Closing Costs, Dedicate Property as Parkland for the Fort Worth Nature Center and Refuge and Adopt Appropriation Ordinance (COUNCIL DISTRICT 7)

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

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

1. [M&C C-26452](#) - Authorize Execution of a Fair Housing Assistance Program Cooperative Agreement Through the Fort Worth Human Relations Commission with the United States Department of Housing and Urban Development for Fiscal Year 2014,

Authorize Acceptance of Funds in the Amount Up to \$760,000.00 and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)

2. [M&C C-26453](#) - Authorize Execution of a Communications Systems Agreement with the City of Bedford for Participation in the City of Fort Worth's Two-Way Public Safety Radio System at No Cost to the City of Fort Worth (ALL COUNCIL DISTRICTS)
3. [M&C C-26454](#) - Authorize Execution of a Professional Services Agreement with International Information Systems Security Certification Consortium, Inc., in the Amount of \$76,320.00 for Cyber Security Training for Non-Security Information Technology Staff in Multiple City Departments (ALL COUNCIL DISTRICTS)
4. [M&C C-26455](#) - Authorize Execution of an Agreement with GenCore Candeo, Ltd. d/b/a The Genesis Group, in the Amount of \$64,618.33 for the Acquisition and Implementation of Upgrades to the City's Public Safety Radio Communications System Management Systems to Enhance Radio Traffic Data Collection and Reporting (ALL COUNCIL DISTRICTS)
5. [M&C C-26456](#) - Authorize Consent to Assignment of Tax Abatement Agreement, City Secretary Contract No. 38825, by Hemphill Joint Venture for the Rehabilitation of a Building for Retail/Office Space Located at 117 West Seminary Drive in the Hemphill/Berry Neighborhood Empowerment Zone to SE/AM Properties, L.P., and Authorize Execution of Related Assignment Agreement (COUNCIL DISTRICT 9)
6. [M&C C-26457](#) - Authorize Execution of a Mutual Aid Agreement for Public Works Services with Participating Local Governments Within the North Central Texas Council of Governments Region (ALL COUNCIL DISTRICTS)
7. [M&C C-26458](#) - Authorize Execution of a Stormwater Facility Maintenance Agreement with Northwest Independent School District on Property Located on Willow Springs Road Near the Southwest Corner of U.S. Highway 287 and Blue Mound Road, Containing 18.627 Acres of Land in Tract 8A04, Abstract 1268, James Rightly Survey at No Expense to the City (COUNCIL DISTRICT 7)
8. [M&C C-26459](#) - Authorize Execution of Change Order No. 1 to City Secretary Contract No. 43459, with Conatser Construction TX, LP, in the Amount of \$115,570.00, for the Beaumont Street and Zwolle Street Storm Drain Improvements Project - Terminal Deen, Thereby Revising the Total Contract Amount to \$2,148,881.50 (COUNCIL DISTRICT 2)
9. [M&C C-26460](#) - Authorize Execution of a Trial Agreement with DriveCam, Inc., for Trial Use of Fifty DCP3 Event Recorders for the Water Department (ALL COUNCIL DISTRICTS)
10. [M&C C-26461](#) - Authorize Execution of an Interlocal Agreement with Tarrant County College District to Establish a Vehicle Repair and Maintenance Supply Program (COUNCIL

DISTRICT 8)

11. [M&C C-26462](#) - Authorize Execution of a Contract with Alliance for Children in the Amount Not to Exceed \$64,000.00 to Assist with the Funding of Child Abuse Prevention Programs in the City of Fort Worth for Fiscal Year 2014 (ALL COUNCIL DISTRICTS)
12. [M&C C-26463](#) - Ratify Applications for and Acceptance of Awards Under the Fiscal Year 2011 and Fiscal Year 2012 Bulletproof Vest Partnership Program from the United States Department of Justice in the Amount Not to Exceed \$41,476.64, Authorize Expenditure in the Amount of \$41,476.64 in Matching Funds and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
13. [M&C C-26464](#) - Authorize Execution of an Agreement with United Community Centers, Inc., in the Amount Up to \$132,990.00 to Continue Operation of a Youth Safe Haven Program at the Bethlehem Community Center in Fort Worth (COUNCIL DISTRICT 8)
14. [M&C C-26465](#) - Authorize Execution of Agreements with Compliant Wrecker Companies for Police Initiated Towing Services for the Police Department (ALL COUNCIL DISTRICTS)
15. [M&C C-26466](#) - Authorize Execution of an Agreement with Safe City Commission, Inc., in the Amount of \$300,000.00 to Operate One Safe Place as a Regional Family Justice Center for Tarrant County During Fiscal Year 2014 (ALL COUNCIL DISTRICTS)
16. [M&C C-26467](#) - Authorize Execution of a Professional Services Agreement with the Police Executive Research Forum in the Amount of \$105,000.00 to Conduct a Staffing Allocation Study for the Fort Worth Police Department (ALL COUNCIL DISTRICTS)
17. [M&C C-26468](#) - Authorize Execution of an Agreement with Safe City Commission, Inc., in the Amount of \$235,195.00 to Continue Operation of a Community Advocacy Crime Prevention Program (ALL COUNCIL DISTRICTS)
18. [M&C C-26469](#) - Authorize Execution of an Agreement with Safe City Commission, Inc., in the Amount of \$75,000.00 to Continue the Operation of the Crime Stoppers Call Center for Fiscal Year 2014 (ALL COUNCIL DISTRICTS)
19. [M&C C-26470](#) - Authorize Execution of a Contract with P.C. Contractors, LLC, in the Amount of \$502,611.03 for Water and Sanitary Sewer Replacement Contract 2003, STM-F on Grayson Street, South Hampshire Boulevard and Little John Avenue, Provide for Project Costs and Contingencies for a Project Total Cost in the Amount of \$558,742.00 and Adopt Appropriation Ordinances (COUNCIL DISTRICT 5)
20. [M&C C-26471](#) - Authorize Execution of Amendment No. 2 in the Amount of \$331,662.00 with Alan Plummer Associates, Inc., for a Revised Total Contract Amount of \$1,067,616.40 for Engineering and Design Services for the Casino Beach/Watercress Water and Sewer Improvements Phase

I at Lake Worth and Adopt Appropriation Ordinances  
(COUNCIL DISTRICT 7)

21. [M&C C-26472](#) - Authorize Execution of a One Year License Agreement with Fiesta Mart, Inc., for a Total Annual Cost in the Amount of \$14,400.00 to Continue Lease of Office Space Located at 4245 East Berry Street for the Water Department (COUNCIL DISTRICT 5)
22. [M&C C-26473](#) - Authorize One Year License Agreement with Fiesta Mart, Inc., for a Total Annual Cost in the Amount of \$13,200.00 to Continue the Lease of Satellite Office Space Located at 102 Northwest 28th Street for the Water Department and Municipal Court (COUNCIL DISTRICT 2)
23. [M&C C-26474](#) - Authorize Execution of a Contract with William J. Schultz, Inc. d/b/a Circle "C" Construction Company, in the Amount of \$278,650.00 for M-245 Sanitary Sewer Repair Within Gateway Park, Provide for Project Costs and Contingencies for a Project Total in the Amount of \$307,650.00 (COUNCIL DISTRICT 4)
24. [M&C C-26475](#) - Authorize Execution of a Contract with Tejas Commercial Construction, LLC, in the Amount of \$722,683.50 for Sanitary Sewer Rehabilitation Contract 75, Part 2 on Medford Road from Chelsea Road to Stratford Park Drive, Provide for Project Costs and Contingencies for a Project Total Cost in the Amount of \$802,683.50 and Adopt Appropriation Ordinance (COUNCIL DISTRICT 7)
25. [M&C C-26476](#) - Authorize Execution of a Construction Contract with Archer Western, LLC, in the Amount of \$931,000.00 for the Construction of the Gravity Belt Thickener Addition at Village Creek Water Reclamation Facility and Provide for Project Management and Contingencies for a Total Project Cost in the Amount of \$968,930.00 (COUNCIL DISTRICT 5)
26. [M&C C-26477](#) - Authorize Execution of an Agreement with National Field Services in the Amount of \$261,510.00 for the Power System Arc Flash Study at the Village Creek Water Reclamation Facility (COUNCIL DISTRICT 5)

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

1. OCS - 1898 - Notice of Claims for Alleged Damages and/or Injuries

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

1. Presentation of Proclamation for National Night Out in Texas
2. Presentation of Certificates of Recognition

**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 **(Continued from a Previous Meeting)**

**XII. ELECTION OF MAYOR PRO TEMPORE**

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

**XIV. RESOLUTIONS**

1. A Resolution Appointing City of Fort Worth Municipal Judge Benita F. Harper for the Purpose of a De Novo Hearing Regarding the Application of Maredi Corporation d/b/a United Cab Service for Grant of Taxicab Operating Authority within the City of Fort Worth
2. A Resolution Adopting Revised Funding Plan for Retiree Healthcare Benefits for Eligible Retirees and Dependents

**XV. REPORT OF THE CITY MANAGER**

**A. Benefit Hearing - None**

**B. General**

1. [M&C G-18017](#) - Authorize Transfer of the Fiscal Year 2013 Budgeted Funding in the Amount of \$13,795,537.00 to the Public Agencies Retirement Services Retiree Health Care Plan Trust (ALL COUNCIL DISTRICTS)
2. [M&C G-18018](#) - Authorize Confirmation of the Reappointment of Sharon Barnes as a Member of the City of Fort Worth Firefighters' and Police Officers' Civil Service Commission for a Three Year Term Expiring on October 1, 2016 (ALL COUNCIL DISTRICTS)
3. [M&C G-18019](#) - Authorize Transfer in the Amount of \$1,530,000.00 from the Parking Enterprise Fund Fiscal Year 2012-2013 Budget to the Parking Garage Capital Projects Fund for Improvements to the Commercial Space in the Houston Street Garage and Adopt Appropriation Ordinance (COUNCIL DISTRICT 9)
4. [M&C G-18020](#) - Authorize Execution of a Ground Lease Agreement with The Community Foundation Project Henry, LLC, Allowing for Real Property Improvements and Acceptance of a Gift Deed Conveying to the City of Fort Worth all Interest in any Real Property Improvements, Fixtures and Equipment at the Chuck Silcox Animal Care and Control Center (COUNCIL DISTRICT 5)
5. [M&C G-18021](#) - Authorize Acceptance of Twenty-Six Bicycles Valued in the Amount of \$31,776.99 Donated by the Fort Worth Police Department Bike Support Group (ALL COUNCIL DISTRICTS)
6. [M&C G-18022](#) - Authorize Transfer from the Fiscal Year 2013 Water and Sewer Fund to the Specially Funded Capital Projects Fund in the Amount of \$1,010,302.42 to Support the Fort Worth Public Art Program and Adopt Appropriation Ordinance, and Adopt an Ordinance Amending Chapter 2, Administration, Article III, Boards and Commissions, Division 2, Art Commission and Public Art Program, Section 2-61, Funding of the Code of the City of Fort

Worth to Allow for a One-Time Transfer from the Specially Funded Capital Projects Fund for the Fort Worth Public Art Program to the General Fund to Design, Fabricate and Install a World Trade Center Exhibit at the Fort Worth Museum of Science and History in an Amount Up to \$222,159.00 and Appropriation of Said Funds into the General Fund (ALL COUNCIL DISTRICTS)

7. [M&C G-18023](#) - Authorize Acceptance of Monetary Donations Totaling \$19,290.69 from the Forest Park Pool Sneak Peek Fundraiser and the Radler Foundation to Support the Learn to Swim Scholarship Program, Authorize Transfer of Said Funds from the General Fund to the Special Trust Fund and Adopt Appropriation Ordinances (COUNCIL DISTRICT 9)
8. [M&C G-18024](#) - Adopt a Resolution Designating an Area as the Northeast 820/I-30 Neighborhood Empowerment Zone, Conduct a Public Hearing and Adopt Ordinance Establishing the Fort Worth Neighborhood Empowerment Reinvestment Zone No. 40 (COUNCIL DISTRICTS 4 and 5) **(PUBLIC HEARING)**
  - a. Report of City Staff
  - b. Citizen Presentations
  - c. Council Action
9. [M&C G-18025](#) - Conduct a Public Hearing and Adopt Ordinance Amending the Project and Financing Plan for Tax Increment Reinvestment Zone Number Three, City of Fort Worth, Texas, Downtown TIF (COUNCIL DISTRICT 9) **(PUBLIC HEARING)**
  - a. Report of City Staff
  - b. Citizen Presentations
  - c. Council Action

**C. Purchase of Equipment, Materials, and Services**

1. [M&C P-11587](#) - Authorize Purchase of Eleven Dump Trucks from Rush Truck Centers of Texas, L.P., Using a Texas Association of School Boards Cooperative Contract for the Transportation and Public Works and Water Departments in the Amount of \$1,394,252.16 (ALL COUNCIL DISTRICTS)

**D. Land**

1. [M&C L-15624](#) - Authorize Execution of a Lease Amendment and Renewal with Town Center Mall, L.P., for Office Space at LaGran Plaza, 4200 South Freeway for the Planning and Development Department in the Amount of \$16,719.36 for Year One and the Amount of \$18,892.92 for Years Two and Three (COUNCIL DISTRICT 9)

**E. Planning & Zoning - None**

**F. Award of Contract**

1. [M&C C-26478](#) - Authorize Amendment to Agreement with Aetna Life Insurance Company for Administration of Medicare Advantage Plans to Increase Total Contract Amount Up to \$3,706,195.00 for the Second Year to Encompass Costs of Participation by all Medicare-Eligible Plan Participants (ALL COUNCIL DISTRICTS)
2. [M&C C-26479](#) - Authorize Five Year Tax Abatement Agreement with Texas Reverse Exchange Holding Company, LLC, a Texas Limited Liability Company, as Exchange Accommodation Titleholder for CCLG Partners, LLC, a Texas Limited Liability Company, for the Construction of a Strip Mall for Retail and Restaurant Use at 301 W. Northside Drive and 1215 N. Houston Street in the Northside Neighborhood Empowerment Zone (COUNCIL DISTRICT 2)
3. [M&C C-26480](#) - Authorize Execution of a Service Agreement and Payment to Oncor Electric Delivery Company, LLC, in the Amount of \$100,589.00 for the Relocation of Approximately 6,600 Feet of Overhead Wire to Underground Facilities That are Located Along Old Denton Road and are in Conflict with the Construction of Old Denton Road (COUNCIL DISTRICT 4)
4. [M&C C-26481](#) - Authorize Execution of an Engineering Services Agreement with Brown & Gay Engineers, Inc., in the Amount of \$1,186,363.00, for the Design of the Overton Woods Drainage Improvements Project (COUNCIL DISTRICT 3)
5. [M&C C-26482](#) - Authorize Execution of a Contract with Conatser Construction TX, LP, in the Amount of \$1,174,568.00 for the Construction of Wedgwood Stormwater Relief System Phase 1 and Provide for Contingencies and Construction Services for a Total Project Cost in the of Amount of \$1,447,568.00 (COUNCIL DISTRICT 6)
6. [M&C C-26483](#) - Authorize Execution of a Professional Services Agreement with the Fort Worth Convention and Visitors Bureau to Market and Promote Fort Worth for a Term of Five Years in the Amount of \$9,159,607.00 for Fiscal Year 2014 (ALL COUNCIL DISTRICTS)
7. [M&C C-26484](#) - Adopt Appropriation Ordinances Increasing Estimated Receipts and Appropriations in the Amount of \$6,623,000.00 in the Water Capital Projects Fund and in the Amount of \$4,016,663.00 in the Sewer Capital Projects Fund and Authorize the Transfer in the Total Amount of \$10,639,663.00 to the Water and Sewer Fund for the Purpose of Paying Debt Associated with Impact Fee Eligible Projects (ALL COUNCIL DISTRICTS)
8. [M&C C-26485](#) - Authorize Execution of a Contract with William J. Schultz, Inc. d/b/a Circle "C" Construction Company, in the Amount of \$1,046,981.50 for Sanitary Sewer Rehabilitation Contract 75, Part 3 on Belford Avenue, Stratford Court, Stratford Drive and Meadowbrook Drive, Provide for Project Costs and Contingencies for a Project Total Cost in the Amount of \$1,123,382.00 and Adopt Appropriation Ordinances (COUNCIL DISTRICT 8)

**XVI. ZONING HEARING**

1. [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) (Continued from a Previous Meeting)**

**XVII. CITIZEN PRESENTATIONS**

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

**XIX. ADJOURNMENT**

---

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

---

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

## **ATTACHMENT B**

### **EXECUTIVE SESSION** **(PRE-COUNCIL CHAMBER, CITY HALL)** **Tuesday, September 24, 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 mineral leases with Chesapeake Operating, Inc.; and
  - b. 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 19, 2013

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

---

**September 24, 2013**

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

**Continued Items:**

- **Council Proposal No. 297** - Waiver of Festival Equipment Rental Fee for the Harambee Festival [*Council Member Kelly Allen Gray and Council Member Gyna Bivens*] (Continued from September 10, 2013 by Council Member Allen Gray)
- **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 Annual Report of Tarrant County 9-1-1 [*Greg Petrey, Tarrant County 911 District*]
  - 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*]

**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 Fiscal Year 2014 Public Art Work Plan [*Fernando Costa, City Manager's Office and Martha Peters, Arts Council of Fort Worth and Tarrant County*]
- o Briefing on Minority and Women Business Enterprise (M/WBE) Participation in City Construction Contracts [*Robert Sturns, Housing and Economic Development Department*]
- o IT Technology Plan [*Pete Anderson, IT Solutions*]



Updated September 19, 2013

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

---

**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)*

**Continued Items:**

- **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 September 17, 2013 by Council Member Burns)**
- 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*

- o Final Report of Water Utility Task Force [*Bob Pence, Water Utility Task Force*]

**October 29, 2013**

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

**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)*



Updated September 19, 2013

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

---

**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*

**No Documents for this Section**

**CITY OF FORT WORTH, TEXAS  
REGULAR CITY COUNCIL MEETING  
SEPTEMBER 17, 2013**

---

**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 10:01 a.m. on Tuesday, September 17, 2013, in the City Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102.

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

The invocation was provided by Council Member Espino.

**III. PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

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

Motion: Council Member Bivens made a motion, seconded by Council Member Shingleton, that the minutes of the Regular meeting of September 10, 2013, be approved. The motion carried unanimously 9 ayes to 0 nays.

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

City Manager Higgins requested that Mayor and Council Communication L-15616 be removed from the Consent Agenda.

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

There were no items continued or withdrawn by staff.

**VII. CONSENT AGENDA**

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Espino, 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-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)**

The City Council approved the following recommendation: Authorize the acceptance of funds from Tarrant County 9-1-1 District for Fiscal Year 2013 in the amount up to \$652,994.00 for the Public Safety Radio Upgrade Project; and adopt Appropriation Ordinance No. 20933-09-2013 increasing the estimated receipts and appropriations in the Information Systems Capital Projects Fund, in the amount of \$652,994.00, subject to receipt of the funds, for the same purpose as reflected above.

**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)**

The City Council approved the following recommendation: Adopt Ordinance No. 20934-09-2013 amending Chapter 2, "Administration", Article V, "Human Resources", Section 2-186, "Political Activities", of the Code of the City of Fort Worth, Texas (1986), as amended, to provide that an employee may become a candidate for public office, in accordance with state law.

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)**

The City Council approved the following recommendation: Consider and adopt the following findings of the Ground Transportation Coordinator: Agency LC Group, Inc., 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; Agency LC Group, Inc., 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 three limousines by Agency LC Group, Inc.; and adopt Ordinance No. 20935-09-2013 granting the privilege of operating authority to Agency LC Group, Inc., 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 Agency LC Group, Inc., and conditioned Agency LC Group, Inc., 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-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)**

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; Five Star Limo Service, is qualified and financially able to conduct a limousine service within the City; Five Star Limo Service, has complied with the requirements of Chapter 34 of the City Code; Five Star Limo Service, 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 one limousine upon City streets, alleys and thoroughfares; and adopt Ordinance No. 20936-09-2013 granting the privilege of operating authority to Five Star Limo Service, for the use of the streets, alleys, and public thoroughfares of the City in the conduct of its limousine business, which shall consist of the operation of three limousines for a one-year period beginning on the effective date; providing for written acceptance by Five Star Limo Service, and conditioned on Five Star Limo Service, 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-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)**

The City Council approved the following recommendation: Consider and adopt the following findings of the Ground Transportation Coordinator: Classic Shuttle Acquisition Corporation d/b/a Go Yellow Checker Shuttle 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; Classic Shuttle Acquisition Corporation d/b/a Go Yellow Checker Shuttle 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 75 shuttles by Classic Shuttle Acquisition Corporation d/b/a Go Yellow Checker Shuttle; and adopt Ordinance No. 20937-09-2013 granting the privilege of operating authority to Classic Shuttle Acquisition Corporation d/b/a Go Yellow Checker Shuttle for the use of the streets, alleys, and public thoroughfares of the City in the conduct of its shuttle business, which shall consist of the operation of 75 shuttles for a one-year period beginning on the effective date; providing for written acceptance by Classic Shuttle Acquisition Corporation d/b/a Go Yellow Checker Shuttle and conditioned Classic Shuttle Acquisition Corporation d/b/a Go Yellow Checker Shuttle complying with all requirements of Chapter 34, Article VI of the Code of the City of Fort Worth (1986), as amended.

**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)**

The City Council approved the following recommendation: Consider and adopt the following findings of the Ground Transportation Coordinator: Godfather Trans, Inc., 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; Godfather Trans, Inc., 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 five limousines by Godfather Trans, Inc.; and adopt Ordinance No. 20938-09-2013 granting the privilege of operating authority to Godfather Trans, Inc., 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 five limousines for a one-year period beginning on the effective date; providing for written acceptance by Godfather Trans, Inc., and conditioned Agency LC Group, Inc., complying with all requirements of Chapter 34, Article VI of the Code of the City of Fort Worth (1986), as amended.

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)**

The City Council approved the following recommendation: The City Council approved the following recommendation: Consider and adopt the following findings of the Ground Transportation Coordinator: Super Shuttle DFW, Inc., 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; Super Shuttle DFW, Inc., 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 100 shuttles by Super Shuttle DFW, Inc.; and adopt Ordinance No. 20939-09-2013 granting the privilege of operating authority to Super Shuttle DFW, Inc., 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 100 shuttles for a one-year period beginning on the effective date; providing for written acceptance by Super Shuttle DFW, Inc., and conditioned Super Shuttle DFW, Inc., complying with all requirements of Chapter 34, Article VI of the Code of the City of Fort Worth (1986), as amended.

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)**

The City Council approved the following recommendation: 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, with the exception of fees already contracted and committed to in executed agreements.

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)**

The City Council approved the following recommendation: Authorize the purchase of 41 full and mid-size pickup trucks from Philpott Motors, LTD d/b/a Philpot Ford, using the Texas Association of School Boards Cooperative Contract No. 358-10 for multiple City departments in the amount of \$918,771.16.

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)**

The City Council approved the following recommendation: Authorize the purchase of six Ford vans from Philpott Motors, LTD d/b/a Philpott Ford, using Texas Association of School Board Cooperative Contract No. 358-10 for multiple City departments in the amount of \$127,788.00.

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)**

The City Council approved the following recommendation: Authorize the purchase of a 2013 Vögele paver from Kirby Smith Machinery, Inc., in the amount of \$149,294.00, using the Houston-Galveston Area Council Cooperative Contract No. SM-10-12 for the Water Department.

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)**

The City Council approved the following recommendation: Authorize the 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.

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)**

The City Council approved the following recommendation: Authorize the 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.

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)**

The City Council approved the following recommendation: Authorize an agreement with Mythics, Inc., through General Services Administration Cooperative Contract No. GS-35F-0153M 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.

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)**

The City Council approved the following recommendation: Adopt Appropriation Ordinance No. 20940-09-2013 increasing estimated receipts and appropriations in the TPW Gas Well Revenues Fund in the amount of \$122,830.00, from available funds, for the purpose of the acquisition of land for right-of-way for the Old Decatur Road Project; authorize the acquisition of a fee simple interest in a total of 0.353 acres of land described as the Alexander F. Albright Survey, Abstract No. 1849, Tract 1, located at 7915 Old Decatur Road, and owned by J.D. and Shawwna K. Slatten, Alexander F. Albright Survey, Abstract No. 1849, Tract 1.0A, located at 7855 Old Decatur Road, and owned by Pearl Thomas, and 1530 Staree Lane, and owned by James and Schelia Fisher, and Lot 27, Block 22 and Lot 25, Block 23, Parkview Hills, and owned by Parkview Hills Homeowners Association, Inc., for rights-of-way, a permanent easement interest in a total of 0.021 acres of land located at 1530 Staree Lane, for drainage and a temporary easement interest in a total of 0.331 acres of land located at 7915 Old Decatur Road, 7855 Old Decatur Road, and 1530 Staree Lane for construction, from various landowners, for the Old Decatur Road Improvement Project No. 01749, located from WJ Boaz Road to McLeroy Boulevard, for a total price in the amount of \$108,830.00; find that the total purchase price in the amount of \$108,830.00 is just compensation; and authorize the acceptance of the conveyance, the recording of the appropriate instruments and payment of the estimated closing costs in the amount up to \$14,000.00.

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)**

The City Council approved the following recommendation: Authorize the execution of a 0.123 acre permanent sanitary sewer easement with Richard M. and Nina A. Rogers in the amount of \$113,000.00 located at Lot 8, Block 15, Lake Worth Leases Addition for the sanitary sewer line lake crossing; find that the amount of \$113,000.00 is just compensation for the needed property interest; and authorize the City Manager or his designee to accept the conveyances, record the appropriate instruments and pay the purchase price in the amount of \$113,000.00 and the estimated closing costs in the amount up to \$3,000.00.

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)**

The City Council approved the following recommendation: Authorize the acquisition of a fee simple interest of land located at 4807 and 4811 Williams Spring Road, in the N.B. Breeding Survey, Abstract No. 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; find that the amount of \$160,000.00 is just compensation for the needed property interest; and authorize the City Manager or his designee to accept the conveyances, record the appropriate instruments and pay the purchase price in the amount of \$160,000.00 and the estimated closing costs in the amount up to \$3,000.00.

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

1. **M&C C-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)**

The City Council approved the following recommendation: Authorize the execution of a Licensing Agreement and the purchase of digital data to provide updated digital aerial photography with the North Central Texas Council of Governments for a total amount not to exceed \$76,635.50 for the Information Technology Solutions Department.

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)**

The City Council approved the following recommendation: Authorize the execution of a contract with Gibson & Associates, Inc., in the amount of \$518,830.00, for bridge repair and rehabilitation at Bryant Irvin Road (north and south bound) over the Trinity River, Christopher Drive over the tributary of Village Creek, East Allen Avenue over the railroad, East Long Avenue (east and west bound) over the railroad, Great Southwest Parkway (east and west bound) over Little Fossil Creek, Meacham Boulevard (east and west bound) over the tributary of Little Fossil Creek, Old Hemphill Road over Sycamore Creek, South Hulen Street (south bound) over the tributary of Trinity River, Sand Street, over a drain, and Sendera Ranch Boulevard over Henrietta Creek.

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)**

The City Council approved the following recommendation: 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.

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)**

The City Council approved the following recommendation: Authorize the 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.

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)**

The City Council approved the following recommendation: Authorize the 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 use public streets, alleys and thoroughfares within the City for the business of collecting municipal solid waste.

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)**

The City Council approved the following recommendation: Authorize the 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.

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)**

The City Council approved the following recommendation: Authorize the extension of a Maintenance Agreement with MorphoTrust, USA, Inc., for the Identix TouchPrint Live Scan Fingerprinting System, in the amount of \$10,083.00.

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)**

The City Council approved the following recommendation: Authorize the execution of Amendment No. 3, in the amount of \$262,582.00, to City Secretary Contract No. 39090 with Freese and Nichols, Inc., for design of Eastside Pump Station and general construction representation for a 54-inch Eastside II Water Main, thereby increasing the contract amount to \$1,496,013.00.

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)**

The City Council approved the following recommendation: Authorize the 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 the Northside II 48-inch water main, Phase I from Heritage Trace Parkway to Alta Vista Road, thereby increasing the contract amount to \$1,354,569.00.

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)**

The City Council approved the following recommendation: Authorize the execution of a 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.

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)**

The City Council approved the following recommendation: Authorize the execution of the 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 and provide after-school services at Rosemont and Daggett Middle Schools, to extend the term for an additional year effective from August 1, 2013, through July 31, 2014, and revise the funding amount to \$85,020.00; and adopt Appropriation Ordinance No. 20941-09-2013 increasing estimated receipts and appropriations in the Grants Fund, in the amount of \$85,020.00, subject to receipt of a grant from the Fort Worth Independent School District, for the same purpose as reflected above.

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)**

The City Council approved the following recommendation: 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 Appropriation Ordinance No. 20942-09-2013 increasing estimated receipts and appropriations in the Grant Capital Projects Fund, in the amount of \$14,000.00, from the Tarrant Regional Water District providing additional local funding for the same purpose as reflected above.

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

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

End of Consent Agenda

**c. Land - Removed from Consent Agenda**

- 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 \(COUNCIL DISTRICT 8\)](#)**

Motion: Council Member Allen Gray made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication L-15616 be approved. The motion carried unanimously 9 ayes to 0 nays.

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

**1. Presentation of Proclamation of Hispanic Heritage Month**

Council Member Espino presented a proclamation for Hispanic Heritage Month to Ms. Patricia Garcia, 2013 Chair, Hispanic Heritage Employee Celebration Committee. He stated that since its founding, the nation's history had been shaped by a diversity of race, culture and traditions, including that of Hispanics who have come from Spain, Mexico and the Caribbean, as well as Central and South American countries, in pursuit of freedom and the opportunity to achieve their dreams. During National Hispanic Heritage Month, September 15, 2013, through October 15, 2013, the City Council would celebrate the success of the Hispanic community. He added that the City of Fort Worth recognized that Hispanic residents contribute to the strength and success of the United States through business, law, community service, politics, the arts, education and many other fields. He further stated that across America, Hispanics protect neighborhoods as police officer and first responders, guide youth as teachers and mentors, and boost economic growth as business owners and operators, in addition to serving as members in the Armed Forces, heroically fighting and dying in every war since the American Revolution, defending the liberties and security of the United States, many serving before becoming American citizens. He added that the City of Fort Worth honored the accomplishments of the Hispanic community in its role in shaping the City, as well as the City employees who established the Hispanic Heritage Employee Celebration Committee 12 years ago, so that the rich cultural traditions of the Hispanic community could be shared and recognized by all.

**2. Presentation of Proclamation of Prostate Cancer Awareness**

Myor Betsy Price presented a proclamation for Prostate Cancer Awareness to Mr. Chris Goetz, Founder, Cowtown Cruisin' for a Cure. She stated that Cowtown Cruisin' for a Cure was established in Fort Worth to provide education and screening for prostate cancer in Tarrant County through Texas Health Resources, the Harris Methodist Foundation, UNT Health Science Center and National Cruisin' for a Cure. She added that Cowtown Cruisin' for a Cure is held each September and not only provides a great car show, but also had helped prevent prostate cancer deaths through screening and advocacy. She stated that prostate cancer was the second most common cause of cancer mortality among men in the United States, and more than 240,000 new cases of prostate cancer would be diagnosed this year and over 28,000 men would die from the disease this year. She further added that research indicated that men could reduce their risk of prostate cancer mortality if they followed recommended prostate cancer screening and examination guidelines including an examination by a health care provider.

Mr. Goetz announced that the 12th Annual Cowtown Cruisin' for a Cure Car Show would be held on Saturday, September 21, 2013, from 10:00 a.m. to 3:00 p.m., in downtown Fort Worth. He stated that the car show was a fundraiser to raise awareness about prostate cancer, that there would be free cancer screenings and invited everyone to attend.

City Secretary Kayser advised that Mayor and Council Communications G-18004 was a donation and would be moved up on the agenda.

**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)**

Mayor Pro tem Zimmerman presented a certificate of recognition to Mr. Jerry Allen, National Insurance Crime Bureau.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication G-18004 be approved with appreciation. The motion carried unanimously 9 ayes to 0 nays.

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

**1. Upcoming and Recent Events**

Council Member Bivens announced that the JavaFW Caffeinated Town Hall meeting would be held on Thursday, September 26, 2013, at 9:00 a.m., at Sweet Home Missionary Baptist Church, 5225 Ramey Street, and invited everyone to attend. She added that after the Town Hall meeting, she and the Mayor would be leaving Sweet Home Baptist Church to attend a demolition at the corner of East Berry Street and Stalcup Avenue with School Board Trustees, students from the Urban Planning Team at Dunbar High School, and students of Eastern Hills High School, and invited everyone to attend.

Council Member Burns announced that the SteerFW would be hosting the Bluebonnet Circle Better Block Event Saturday, September 21, 2013, from 12:00 p.m. to 7:00 p.m., at 3516 Bluebonnet Circle and invited area residents, neighborhoods and businesses to attend.

Council Member Allen Gray announced that the 2013 Southeast Community Praise Walk would take place on Saturday, September 21, 2013, at 7:00 a.m. She added that Mayor Price, Council Member Bivens, State Representatives Mark Veasey and Nicole Collier, 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, September 21, 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 Jordan congratulated *Wedgwood Shopping News* on the celebration of their 50th anniversary of providing local information to the Wedgwood community. He announced that the BikeFW Rolling Town Hall meeting would be held on Wednesday, September 18, 2013, at 5:30 p.m., at the North Crowley Ninth Grade Campus, located at 4630 McPherson Boulevard, and invited everyone to attend.

Council Member Espino expressed appreciation to Mayor Price for attending the Hispanic Heritage events that took place on Saturday, September 14, 2013, and Sunday, September 15, 2013, sponsored by All Saints Catholic Church and the 16 de Septiembre Parade Committee. He announced that the 2014 Bond Program Public Input Meetings would take place on Wednesday, September 18, 2013, at 6:30 p.m., at the Northwest Branch Library, 6228 Crystal Lake Drive, and on Thursday, September 26, 2013, at 6:30 p.m., at the All Saints Catholic Church, 214 Northwest 20th Street, and invited everyone to attend.

**2. Recognition of Citizens**

There were no recognition of citizens.

**3. Approval of Ceremonial Travel**

There was no approval of ceremonial travel.

**XI. PRESENTATIONS BY THE CITY COUNCIL**

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

There were no changes in membership on boards and commissions.

**2. Council Proposal No. 297 - Waiver of Festival Equipment Rental Fee for the Harambee Festival**

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

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

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

City Secretary Kayser advised that items, "XIII. ORDINANCES" number 1 through 4; and "XIV. RESOLUTIONS" number 1 would be moved down the Agenda and considered after all of the items under "XVII. BUDGET HEARING".

**XIV. RESOLUTIONS**

**2. A Resolution Approving the Fiscal Year 2014 Budget for Dallas/Fort Worth International Airport**

It was recommended that the City Council adopt a resolution approving the Fiscal Year 2014 budget for Dallas/Fort Worth International Airport.

Motion: Council Member Scarth made a motion, seconded by Mayor Pro tem Zimmerman, that Resolution No. 4242-09-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

**3. A Resolution Appointing Members to the Fort Worth Transportation Authority Executive Committee**

It was recommended that the City Council adopt a resolution appointing the following members to the Fort Worth Transportation Authority Executive Committee, effective September 17, 2013:

<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

Motion: Council Member Scarth made a motion, seconded by Mayor Pro tem Zimmerman, that Resolution No. 4243-09-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

**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**

It was recommended that the City Council adopt a resolution authorizing the City Manager to initiate the creation of airport overlays and runway protection zones for Alliance, Meacham and Spinks Municipal Airport.

Motion: Council Member Shingleton made a motion, seconded by Council Member Burns, that Resolution No. 4244-09-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

**XV. REPORT OF THE CITY MANAGER**

**B. General**

**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)**

It was recommended that the City Council adopt an appropriation ordinance increasing estimated receipts and appropriations in the 2007 Critical Capital Projects Fund, the New Equipment Purchase Fund, the Street Improvements 2004 Overrun Fund and the Street Improvements 2008 Overrun Fund, in the amount of \$48,895,000.00, from the sale of Combination Tax and Revenue Certificates of Obligation, Series 2013A, for the purpose of funding various projects from the 2007 Critical Capital Needs Program, funding additional costs from the 2004 and 2008 Bond Programs, reimbursing the New Equipment Purchases Fund for the purchase of fire equipment, additional arterial and bridge projects and paying issuance costs.

Motion: Council Member Shingleton made a motion, seconded by Council Member Bivens, that Mayor and Council Communication G-18005 be approved and Appropriation Ordinance No. 20943-09-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

**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)**

It was recommended that the City Council adopt an appropriation ordinance increasing estimated receipts and appropriations in the Street Improvements Fund, the Parks Improvements Fund, and the Street Improvements 2008 Fund, in the amount of \$11,500,000.00, from the sale of City of Fort Worth, Texas, General Purpose Refunding and Improvement Bonds, Series 2013, for the purpose of funding projects in the 2004 and 2008 Bond Programs.

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication G-18006 be approved and Appropriation Ordinance No. 20944-09-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

**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)**

It was recommended that the City Council adopt an 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 design and construction of capital improvements to the Will Rogers Memorial Center.

Motion: Council Member Shingleton made a motion, seconded by Council Member Bivens, that Mayor and Council Communication G-18007 be approved and Appropriation Ordinance No. 20945-09-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

**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)**

It was recommended that the City Council authorize the 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.

Motion: Council Member Burns made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication G-18008 be approved. The motion carried unanimously 9 ayes to 0 nays.

**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)**

It was recommended that the City Council adopt an ordinance amending Section 35-56(b), (c), and (d), Article III "Charges", of Chapter 35 "Water and Sewers", of the Code of the City of Fort Worth (1986), as amended, by revising and adding certain volume rates and charges, effective January 1, 2014.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Burns, that Mayor and Council Communication G-18009 be approved and Ordinance No. 20946-09-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

**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)**

It was recommended that the City Council adopt an ordinance amending the Code of the City of Fort Worth (1986), as amended, Chapter 35 "Water and Sewers", Article III "Charges", Section 35-56, "Water and Sewer Rates Within the City", by amending Subsections (g) and (h), revising wholesale and raw water rates for water and wastewater, effective October 1, 2013.

Motion: Council Member Scarth made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication G-18009 be approved and Ordinance No. 20947-09-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

**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)**

It was recommended that the City Council declare that negotiations between the City and the landowner to acquire a fee simple interest in 0.1239 acres of an improved lot owned by Eduardo Ibarra and known as 3501 Lebow Street, Lot 18, Block 16, Dixie Wagon Mfg. Co. Addition, City of Fort Worth, Tarrant County, Texas, according to the deed recorded in Instrument No. D206321288, Deed Records, Tarrant County, Texas, were unsuccessful because of the inability to reach an Agreement to purchase; declare the necessity to acquire the fee simple interest in the subject property for the Lebow Channel Drainage Improvements Project; authorize the City Attorney to institute condemnation by eminent domain proceedings for a fee simple interest in 0.1239 acres of improved land to be used for drainage improvements; authorize the payment pursuant to an award of commissioners and/or upon negotiated settlement in lieu of condemnation by eminent domain; and authorize the acceptance and recording of appropriate instruments.

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication L-15617 be approved and the Fort Worth City Council authorize use of the power of eminent domain to acquire a fee simple interest in 0.1239 acres of land from Eduardo Ibarra needed for the Lebow Channel Drainage Improvements Project from the tract of land known as Lot 18, Block 16, Dixie Wagon Mfg. Co. Addition, Tarrant County, Texas, also known as 3501 Lebow Street, Fort Worth, Texas. The land rights will be used for the Lebow Channel Drainage Project. The motion carried unanimously 9 ayes to 0 nays.

**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)**

It was recommended that the City Council declare that negotiations between the City and Juan Martinez to acquire an easement interest in 0.017 acres of land for sewer and drainage improvements on his property located at 2963 Loving Avenue, Fort Worth, Texas, were unsuccessful because Mr. Martinez failed to respond to the City's initial and final offers; declare the necessity to acquire the easement interest in the property for the Loving Channel Drainage Improvement Project; authorize the City Attorney to institute condemnation by eminent-domain proceedings to acquire the described easement interest in the property; authorize payment pursuant to an award of commissioners or a negotiated settlement; and authorize the City Manager or his designee to accept and record appropriate instruments.

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication L-15618 be approved and the Fort Worth City Council authorize use of the power of eminent domain to acquire 0.017 acres of land for a sewer and drainage easement from Juan Martinez needed for the drainage improvements to the existing Loving Channel. The tract of land is located in Lot 4, Block 48, Oak Grove Addition, Tarrant County, Texas, also known as 2963 Loving Avenue, Fort Worth, Texas. The land rights will be used for the Loving Channel Drainage Improvements Project. The permanent sewer and drainage easement the City seeks is described more specifically in the metes and bounds and survey that are attached to Mayor and Council Communication. The motion carried unanimously 9 ayes to 0 nays.

**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)**

It was recommended that the City Council declare that negotiations between the City and the landowner to acquire an easement interest in 0.017 acres of land for sewer and drainage improvements on property owned by Thang D. Nguyen located at 2967 Loving Avenue, Fort Worth, Texas, were unsuccessful because Nguyen failed to respond to the City's initial and final offers; declare the necessity to acquire the easement interest in the property for the Loving Channel Drainage Improvement Project; authorize the City Attorney to institute condemnation by eminent-domain proceedings to acquire the described easement interest in the property; authorize payment pursuant to an award of commissioners or a negotiated settlement; and authorize the City Manager or his designee to accept and record appropriate instruments.

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication L-15619 be approved and the Fort Worth City Council authorize use of the power of eminent domain to acquire 0.017 acres of land for a sewer and drainage easement from Thang D. Nguyen needed for improvements to the existing Loving Channel. The tract of land is located in Lot 5, Block 48, Oak Grove Addition, Tarrant County, Texas, also known as 2967 Loving Avenue, Fort Worth, Texas. The land rights will be used for the Loving Channel Drainage Improvements Project. The permanent sewer and drainage easement the City seeks is described more specifically in the metes and bounds and survey that are attached to the Mayor and Council Communication. The motion carried unanimously 9 ayes to 0 nays.

**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)**

It was recommended that the City Council declare that negotiations between the City and the proposed landowner to acquire a permanent easement interest in 0.083 acres of land for drainage improvements on property located at 1801 Mitchell Boulevard, Fort Worth, Texas, owned by the heirs of Jerome Monroe were unsuccessful; declare that there is a public necessity to acquire the easement interest in the property for the Burchill Channel Drainage Improvements Project; authorize the City Attorney to institute condemnation by eminent domain proceedings to acquire the described easement interest in the property; authorize payment pursuant to an award of commissioners or a negotiated settlement; and authorize the City Manager or his designee to accept and record appropriate instruments.

Motion: Council Member Bivens made a motion, seconded by Council Member Espino, that Mayor and Council Communication L-15620 be approved and the Fort Worth City Council authorize the use of the power of eminent domain to acquire 0.083 acres of land for a drainage easement from the heirs of Jerome Monroe, needed for drainage improvements to the existing Burchill Channel. The tract of land is located in Tract 1C, Abstract No. 1286, in the John Ringer Survey, Tarrant County, Texas, also known as 1801 Mitchell Boulevard, Fort Worth, Texas. The land rights will be used for the Burchill Channel Drainage Improvements Project. The drainage easement the City seeks is described more specifically in the metes and bounds and survey that are attached to the Mayor and Council Communication. The motion carried unanimously 9 ayes to 0 nays.

**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)**

It was recommended that the City Council conduct a public hearing under the guidelines set forth by the Texas Parks and Wildlife Code, Chapter 26, Protection of Public Parks and Recreational Lands; find that no feasible or prudent alternative exists for the use of Wildwood Park North, Wildwood Park, Camp Joy Park, Sunset Park and Island View Park for the proposed dedication of public road rights-of-way and the installation of a water line and associated infrastructure; find that the proposed dedication of public road rights-of-way and the installation of a water line and associated infrastructure includes all reasonable planning to minimize harm to the parkland, including that all infrastructure will be constructed in Wildwood Park North, Wildwood Park, Camp Joy Park, Sunset Park and Island View Park, as specified in the discussion and exhibits attached to Mayor and Council Communication L-15621; and close the public hearing and authorize the use of approximately 3.17 acres of Wildwood Park North, .78 acres of Wildwood Park, 2.96 acres of Camp Joy Park, 1.01 acres of Sunset Park and 2.92 acres of Island View Park, together totaling 10.84 acres, for the dedication of public road rights-of-way and the installation of a water line and associated infrastructure.

- **Wildwood Park North** - located at 9900 Watercress Drive, north of Watercress Drive, west of Lakeside Road and east of Silver Creek Road.
- **Wildwood Park** - 9849 Watercress Drive, located east of Watercress Drive adjacent to Lake Worth.
- **Camp Joy Park** - 9621 Watercress Drive, located south of Watercress Drive, adjacent to Lake Worth.
- **Sunset Park** - 8855 Watercress Drive, located east of Peninsula Club Circle, north of Sunrise Point Court and south of Watercress Drive.
- **Island View Park** - 8401 Watercress Drive, located south of Watercress Drive, north of North Lake Drive and Island View Drive.

Mayor Price opened the public hearing.

**a. Report of City Staff**

Mr. David Creek, Assistant Director, Parks and Community Services Department, appeared before Council and gave a staff report.

**b. Citizen Presentations**

There were no citizen presentations.

**c. Council Action**

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino, that the public hearing be closed and Mayor and Council Communication L-15621 be approved. The motion carried unanimously 9 ayes to 0 nays.

**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)**

It was recommended that the City Council institute and adopt an ordinance declaring certain findings; providing for the extension of certain boundary limits of the City of Fort Worth; providing for the annexation of an approximately 35.4 acre tract of land situated in the J. Matthews Survey, Abstract No. 1021, situated about 14.9 miles north nine degrees east of the Courthouse, Tarrant County, Texas (Case No. AX-13-005), which said territory lies adjacent to and adjoins the present corporate boundary limits of Fort Worth, Texas; providing that the territory shall bear its pro rata part of taxes; providing that the inhabitants thereof shall have all the privileges of all the citizens of Fort Worth, Texas; providing that this ordinance shall amend every prior ordinance in conflict herewith.

Mr. H. Dennis Hopkins, P.O. Box 637, 2131 North Collins Street, Arlington, completed a speaker card in support of Mayor and Council Communication PZ-3037 but did not address the Council.

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication PZ-3037 be approved and Ordinance No. 20948-09-2013 be adopted. 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 Council Member Scarth, that Mayor and Council Communication No. C-26364 be approved as amended, with a revised house plan of approximately 1,300 square feet and a budget of \$130,000.00. The motion carried unanimously 9 ayes to 0 nays.

**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)**

It was recommended that the City Council authorize the 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 completion of the Cowtown Market redevelopment project located at the intersection of Interstate 35 Frontage Road and Allen Avenue.

Motion: Council Member Allen Gray made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication C-26442 be approved. The motion carried unanimously 9 ayes to 0 nays.

**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)**

It was recommended that the City Council authorize the 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, in accordance with the Neighborhood Empowerment Zone Tax Abatement Policy and Basic Incentives.

Motion: Council Member Bivens made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication C-26443 be approved. The motion carried unanimously 8 ayes to 0 nays with Council Member Burns absent.

**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)**

It was recommended that the City Council authorize the execution of a five-year Tax Abatement Agreement with Spoon Industries, Inc., for construction of a convenience store and gas station located at 1703 South Freeway and 800 East Allen Avenue in the Evans and Rosedale Neighborhood Empowerment Zone.

Motion: Council Member Allen Gray made a motion, seconded by Council Member Scarth, that Mayor and Council Communication C-26444 be approved. The motion carried unanimously 8 ayes to 0 nays with Council Member Burns absent.

**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)**

It was recommended that the City Council authorize the execution of a Maintenance and Landscaping Services Agreement with the University of North Texas Health Science Center for property located at 3500 Camp Bowie Boulevard for the Library Courtyard Project on Montgomery Street at no expense to the City.

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino, that Mayor and Council Communication C-26445 be approved. The motion carried unanimously 8 ayes to 0 nays with Council Member Burns absent.

**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)**

It was recommended that the City Council authorize the execution of a contract with McMahon Contracting L.P., in the amount of \$3,342,519.36, for construction of the 9700 Trinity Boulevard Culvert Replacement Project and provide for contingencies and construction services for a total project cost in the amount of \$3,384,019.36.

Motion: Council Member Bivens made a motion, seconded by Council Member Scarth, that Mayor and Council Communication C-26446 be approved. The motion carried unanimously 8 ayes to 0 nays with Council Member Burns absent.

**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)**

It was recommended that the City Council authorize the execution of a contract with CD Builders, Inc., in the amount of \$1,047,221.50, for the Mercado Channel Improvements Project and construction services for a total project in the amount of \$1,198,221.50.

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication C-26447 be approved. The motion carried unanimously 8 ayes to 0 nays with Council Member Burns absent.

**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)**

It was recommended that the City Council authorize the 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 to operate the After-School Program at select schools within the City of Fort Worth as a juvenile crime prevention initiative during Fiscal Year 2014.

Council Member Jordan advised that he had filed a Conflict of Interest Affidavit with the City Secretary's Office and would be abstaining from voting on this item.

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino, that Mayor and Council Communication C-26448 be approved. The motion carried 7 ayes to 0 nays with 1 abstention by Council Member Jordan and Council Member Burns absent.

**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)**

It was recommended that the City Council authorize the 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.

Council Member Jordan advised that he had filed a Conflict of Interest Affidavit with the City Secretary's Office and would be abstaining from voting on this item.

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino, that Mayor and Council Communication C-26449 be approved. The motion carried 7 ayes to 0 nays with 1 abstention by Council Member Jordan and Council Member Burns absent.

**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)**

It was recommended that the City Council authorize the 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 contingences for a project total in the amount of \$1,311,663.75.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication C-26450 be approved. The motion carried unanimously 8 ayes to 0 nays with Council Member Burns absent.

**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)**

It was recommended that the City Council authorize a transfer in the amount of \$77,937.00 from the Water and Sewer Operating Fund to the Sewer Capital Projects Fund; adopt an appropriation ordinance increasing estimated receipts and appropriations in the Sewer Capital Project Fund in the amount of \$77,937.00, from available funds, for the purpose of funding the execution of a contract with William J. Schultz, Inc. d/b/a Circle "C" Construction Company, for Sanitary Sewer Rehabilitation Contract 80, Part 1.

Motion: Council Member Bivens made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication C-26450 be approved and Appropriation Ordinance No. 20949-09-2013 be adopted. The motion carried unanimously 8 ayes to 0 nays with Council Member Burns absent.

**XVI. ZONING HEARING**

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 30, 2013.

**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)**

Motion: Council Member Shingleton made a motion, seconded by Council Member Bivens, that Zoning Docket ZC-13-088 be approved. The motion carried unanimously 8 ayes to 0 nays with Council Member Burns absent.

Mr. H. Dennis Hopkins, P.O. Box 637, 2131 North Collins Street, Arlington, completed a speaker card in support of Zoning Docket ZC-13-088 but did not address the Council.

Mr. Darren Meier, 13300 Dove Ranch Road, completed a comment card in opposition of Zoning Docket ZC-13-088.

The City Council, at its meeting of August 20, 2013, continued Zoning Docket ZC-13-092.

**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)**

Motion: Council Member Burns made a motion, seconded by Council Member Shingleton, that Zoning Docket 13-092 be continued to the October 15, 2013, Council meeting. The motion carried unanimously 9 ayes to 0 nays.

**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)**

Motion: Council Member Bivens made a motion, seconded by Council Member Shingleton, that Zoning Docket ZC-13-128 be approved. The motion carried unanimously 9 ayes to 0 nays.

- 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 facade composition in Transition and Neighborhood Subzones**

Mr. H. Dennis Hopkins, P.O. Box 637, 2131 North Collins Street, Arlington, completed a speaker card in support of Zoning Docket ZC-13-137 but did not address the Council.

Motion: Council Member Shingleton made a motion, seconded by Council Member Burns, that Zoning Docket ZC-13-137 be approved and Ordinance No. 20950-09-2013 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 Shingleton made a motion, seconded by Council Member Burns, that the hearing be closed and that Ordinance No. 20951-09-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

## **XVII. BUDGET HEARING**

- 1. Budget 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 Comments**

Ms. Terry Smith, 6984 Allen Place, appeared before Council in opposition to the budget and provided handouts for the City Council.

Ms. Cindy Crain, Executive Director, Tarrant County Homeless Coalition, appeared before Council in support of the budget.

Ms. Regina Blair, P.O. Box 60695, completed a comment card in support of the budget.

**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**

It was recommended that the City Council adopt 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.

Motion:      Council Member Espino made a motion, seconded by Council Member Shingleton, that the proposed FY 2013-2014 budget be approved and Appropriation Ordinance No. 20952-09-2013 be adopted along with the schedule of changes excluding the General Fund allocation for the Police Department.

The motion carried unanimously 9-0 with the members voting as follows:

**FOR:** Mayor Price, Mayor Pro tem Zimmerman, Council Members Espino, Scarth, Bivens, Jordan, Shingleton, Allen Gray, and Burns

**AGAINST:** None

**PRESENT BUT ABSTAINED FROM VOTING:** None

**ABSENT:** None

Motion: Council Member Scarth made a motion, seconded by Mayor Pro tem Zimmerman, that the proposed FY 2013-2014 budget General Fund allocation for the Police Department in the amount of \$204,225,440.00 be approved.

The motion carried 8-0 with the members voting as follows:

**FOR:** Mayor Price, Mayor Pro tem Zimmerman, Council Members Espino, Scarth, Bivens, Jordan, Shingleton, and Burns

**AGAINST:** None

**PRESENT BUT ABSTAINED FROM VOTING:** Council Member Allen Gray

**ABSENT:** None

**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**

It was recommended that the City Council adopt 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.

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino, that Ordinance No. 20953-09-2013 be adopted.

The motion carried unanimously 9-0 with the members voting as follows:

**FOR:** Mayor Price, Mayor Pro tem Zimmerman, Council Members Espino, Scarth, Bivens, Jordan, Shingleton, Allen Gray, and Burns

**AGAINST:** None

**PRESENT BUT ABSTAINED FROM VOTING:** None

**ABSENT:** None

**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**

It was recommended that the City Council adopt 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.

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman, that Ordinance No. 20954-09-2013 be adopted.

The motion carried unanimously 9-0 with the members voting as follows:

**FOR:** Mayor Price, Mayor Pro tem Zimmerman, Council Members Espino, Scarth, Bivens, Jordan, Shingleton, Allen Gray, and Burns

**AGAINST:** None

**PRESENT BUT ABSTAINED FROM VOTING:** None

**ABSENT:** None

**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**

It was recommended that the City Council adopt an appropriation 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 said funds to the General Fund to strengthen fund balance.

Motion: Council Member Bivens made a motion, seconded by Council Member Shingleton, that Ordinance No. 20955-09-2013 be adopted.

The motion carried unanimously 9-0 with the members voting as follows:

**FOR:** Mayor Price, Mayor Pro tem Zimmerman, Council Members Espino, Scarth, Bivens, Jordan, Shingleton, Allen Gray, and Burns

**AGAINST:** None

**PRESENT BUT ABSTAINED FROM VOTING:** None

**ABSENT:** None

#### **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**

It was recommended that the City Council adopt 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.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Jordan, that Resolution No. 4245-09-2013 be adopted.

The motion carried unanimously 9-0 with the members voting as follows:

**FOR:** Mayor Price, Mayor Pro tem Zimmerman, Council Members Espino, Scarth, Bivens, Jordan, Shingleton, Allen Gray, and Burns

**AGAINST:** None

**PRESENT BUT ABSTAINED FROM VOTING:** None

**ABSENT:** None

#### **XVIII. CITIZEN PRESENTATIONS**

Ms. Dianna Wilson, 5816 Village Course Circle, Apt. 326, appeared before Council relative to sidewalks, lights, the cutting of grass and bus lines.

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

**XX. ADJOURNMENT**

There being no further business, Mayor Price adjourned the Regular Meeting at 11:13 a.m., in memory of the victims of the Navy Shipyard shootings in Washington, D.C., that took place on Monday, September 16, 2013.



**TO:** The Honorable Mayor and City Council Members  
**FROM:** Dennis Shingleton, District 7  
**DATE:** September 16, 2013  
**SUBJECT:** Reappointments to Several City Boards and Commissions

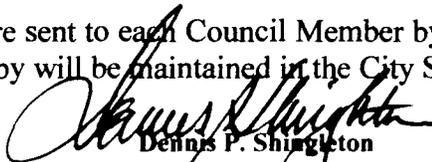
Request your consideration to reappointment of the following District 7 representative with terms to expire September 30, 2015.

Mrs. Marty Craddock	Appeals Board
Mr. Michael Ward	Building Standards Commission

Request your consideration to reappointment of the following District 7 representatives with terms to expire October 1, 2015:

Mr. Michael Ward	Aviation Advisory Board
Mr. James Hill	Board of Adjustment-Commercial Fort Worth Alliance Airport Board of Adjustment
Mr. Wade Chappell	Board of Adjustment-Residential
Mr. Jim Weitholter	City Plan Commission Capital Improvements Advisory Committee for Transportation Impact Fees
Mr. Larry Crockett	Community Development Council
Mr. Nick Genua	Zoning Commission Fort Worth Alliance Airport Zoning
Mr. Barry Wallis	Library Advisory Board

Applications and resumes were sent to each Council Member by separate electronic communication for review and the original copy will be maintained in the City Secretary's Office.



Dennis P. Shingleton

City Council District 7 ★ 1000 Throckmorton Street ★ Fort Worth, Texas 76102

(817) 392-8807 ★ FAX (817) 392-6187

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

**September 24, 2013**

Page 1 of 2



**SUBJECT: JULY 2013 – SALES TAX UPDATE**

Sales tax revenue represents approximately 20% of the City’s General Fund budget. The Texas Comptroller’s Office posted results on September 11th. The results are dependent upon the timeliness and accuracy of sales tax payers’ returns. This payment from the State represents taxes collected on sales that occurred primarily in the month of July. In this report, you will see Fort Worth’s sales tax collection compared to last year and the impact on the current year’s budget.

**Monthly Net Sales Tax Collections For July**

City of Fort Worth

<b>Jul-13</b>	\$9,252,530	<b><u>DOLLAR VARIANCE</u></b>	<b>↑</b>	<b><u>% VARIANCE</u></b>	<b>↑</b>
<b>Jul-12</b>	\$9,057,284	\$195,247		2.2%	



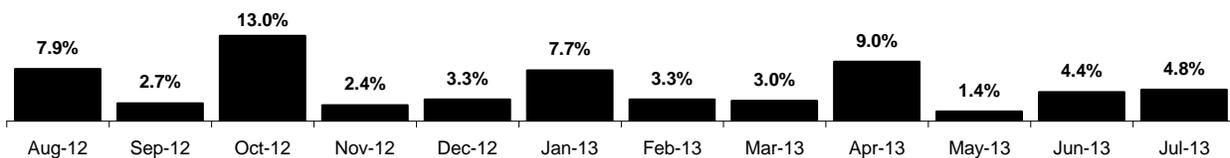
The City’s net sales tax collection is up \$195,247 or 2.2% compared to this month last year. As depicted in the table below, the City experienced **\$417,077 or 4.8%** in positive growth when compared to last year’s current period collections for the same month. Current period collections include only transactions that occurred within the month, so this number reflects pure economic activity.

**Collection Detail for City Sales Tax**

	<b>Jul 12</b>	<b>Jul 13</b>	<b>CHANGE</b>	<b>CHANGE</b>	
<b>Current Period Collections:</b>	<b>\$8,726,450</b>	<b>\$9,143,526</b>	<b>\$417,077</b>	<b>4.8%</b>	<b>↑</b>
Other Collections:	\$591,877	\$165,942	(\$425,934)	-72.0%	
Audit Collections:	(\$88,446)	\$91,799	\$180,245	203.8%	
Service Fee:	(\$184,598)	(\$188,025)	(\$3,428)	-1.9%	
Retainage:	\$12,001	\$39,288	\$27,287	227.4%	
<b>Net Collections</b>	<b>\$9,057,284</b>	<b>\$9,252,530</b>	<b>\$195,247</b>	<b>2.2%</b>	<b>↑</b>

**Current Period Collections**

Change vs. Same Month in Prior Year



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

**September 24, 2013**

Page 2 of 2



**SUBJECT: JULY 2013 – SALES TAX UPDATE**

City Of Fort Worth Budget Comparison - FY2013

	Adopted Budget	Fiscal Year Projection	Variance		
CITY OF FORT WORTH	\$ 108,798,434	\$ 117,113,981	7.6%	↑	\$ 8,315,547
CRIME CONTROL AND PREVENTION DIST.	\$ 49,795,976	\$ 54,130,263	8.7%	↑	\$ 4,334,287
MATS TRANSIT AUTHORITY - THE "T"	\$ 57,231,467	\$ 58,763,554	2.7%	↑	\$ 1,532,087

The City has collected **\$8,315,547** above budget year-to-date and projects to end the year **7.6%** higher than the FY2013 adopted budget. As depicted above, you will also see how the positive results are affecting our partner agencies. This is the eighth collection for the fiscal year and while results are encouraging, staff recommends maintaining a conservative forecast for FY2013 as we continue to experience uncertainty with the national economy and potential audit adjustments. The chart below indicates how other cities in the region compared to FY2012.

**City Comparisons - FY2013 vs. FY2012**

CITY	First Quarter	Second Quarter	Third Quarter	July	YTD
SOUTHLAKE	11.3%	12.1%	17.6%	4.7%	12.7%
GRAND PRAIRIE	12.6%	7.3%	13.1%	4.5%	10.4%
EULESS	17.1%	6.7%	2.1%	4.7%	7.9%
ARLINGTON	-1.7%	22.2%	3.9%	4.8%	7.5%
KELLER	7.2%	8.2%	7.7%	4.3%	7.4%
<b>FORT WORTH</b>	<b>7.6%</b>	<b>4.9%</b>	<b>10.3%</b>	<b>2.2%</b>	<b>7.1%</b>
DALLAS	7.4%	5.9%	7.0%	-4.5%	5.6%
GRAPEVINE	9.3%	7.5%	-4.4%	2.7%	3.8%
BEDFORD	3.2%	6.4%	0.9%	4.1%	3.5%
NORTH RICHLAND HILLS	-4.4%	13.5%	-1.0%	4.5%	2.2%
WATAUGA	0.3%	3.1%	7.0%	7.3%	0.4%
HURST	-0.5%	0.2%	-0.9%	-1.7%	-0.5%
BURLESON	-9.5%	-9.9%	-2.3%	0.7%	-6.6%
STATE TOTAL	10.3%	5.1%	7.0%	7.3%	7.4%

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

**Tom Higgins  
City Manager**

**To the Mayor and Members of the City Council****September 24, 2013**

Page 1 of 2

**Subject: CITY-INITIATED FULL-PURPOSE ANNEXATION OF THREE AREAS IN FAR NORTH AND FAR SOUTHWEST FORT WORTH**

The October 7 City Council agenda will contain M&Cs regarding the annexation and zoning process for two enclaves and a portion of a growth center. The 2013-2017 annexation program, adopted with the 2013 Comprehensive Plan, recommends these areas be considered for full-purpose annexation in 2013. Attached is a PowerPoint for reference. The fiscal impact analyses are posted at <http://fortworthtexas.gov/planninganddevelopment/design.aspx?id=8660> on the Planning and Development Department's website.

The potential annexations are described below:

- Area 11, at the southeast corner of Old Denton and Keller Hicks Roads, contains approximately 8.1 acres with one single family residence and agricultural uses. When proposed for annexation in 2008, the property owners chose to enter into a development agreement in lieu of annexation, which expires in November 2013. Because the property owners have maintained their agricultural tax exemption, the site is eligible to have the development agreement renewed for another five-year term. If the development agreement is not returned, annexation of Area 11 would create a very slight positive impact of \$553 on the General Fund for the first year and would not require future capital roadway improvements. If annexed, the area is proposed to be zoned "E" Neighborhood Commercial and would be an addition to Council District 7.
- Area 56-2 is south of FM 1187 and bisected by SH 121T. The area consists of 142.7 acres with agricultural uses only. Similar to Area 11, the property owners were offered and accepted a development agreement in lieu of annexation in 2008. As the development agreement expires in November this year and the land has remained under an agricultural tax exemption, another development agreement for five years was offered. Should the development agreement not be renewed, annexation of the area is expected to have a very slight negative General Fund impact of \$200, but will not require any capital improvements. Area 56-2 is considered contiguous to the city limits under Sec. 43.035(c) of the Texas Local Government Code, because an intervening site with a development agreement is viewed as an extension of the city limits. If annexed, the site would become part of Council District 6. As part of a mixed-use growth center, "MU-1" Low Intensity Mixed-Use zoning has been proposed.
- Area 66-1 is located in the northeast quadrant of SH 114 and FM 156, near Texas Motor Speedway in far north Fort Worth. The 37.3-acre site had an agricultural tax exemption in 2009 and executed a development agreement in lieu of annexation at that time. However, since 2010, the agricultural tax exemption was not renewed, which triggered annexation. Annexation of Area 66-1 will have a positive impact on the General Fund of approximately \$10,000 per year after the site is added to the tax rolls. The Texas Department of Transportation is expanding SH 114 in part of this area. The area will become part of Council District 7. "I" Light Industrial zoning has been proposed in conformance with the Comprehensive Plan future land use maps.



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

**September 24, 2013**

Page 2 of 2

**Subject: CITY-INITIATED FULL-PURPOSE ANNEXATION OF THREE AREAS IN FAR NORTH AND FAR SOUTHWEST FORT WORTH**

Staff has determined the City will be able to provide full municipal services upon annexation.

The property owners have been contacted by mail to present the annexation and zoning processes. Staff has also proposed zoning districts based on land use policies and future land use in the Comprehensive Plan, and on existing land uses. The annexation and zoning of these areas would run concurrently, with final approvals anticipated to occur in mid-December 2013.

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

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

Attachment

# 2013 Implementation of Annexation Program



Prepared for the  
City Council

By the  
Planning and Development Department

September 24, 2013

## Purpose

**Review** the following items:

- ✓ Annexation **criteria**
- ✓ **Fiscal impact methodology**;
- ✓ Areas proposed for **full-purpose annexation** in December 2013.

## Annexation Criteria

### A. Full-Purpose Annexation

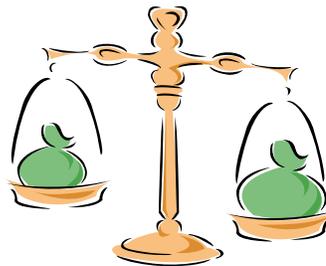
Area must meet one or more of the following conditions:

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

3

## Preparation of Fiscal Impact Analysis

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



4

## Revenues

### General Fund

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

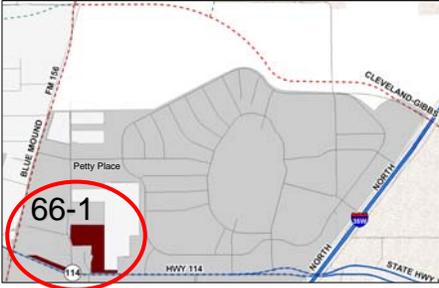
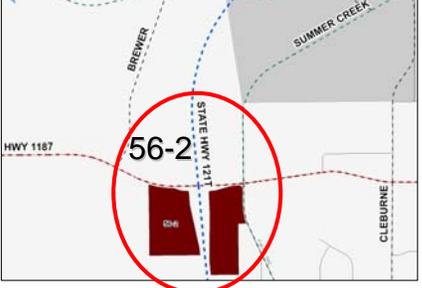
5

## Expenditures

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

6

**Where are the areas proposed for full-purpose annexation at this time?**



**Area #66-1  
(AX-13-010)**

## Analysis Basis

- Vacant land and TXDoT right-of-way
- 37.3 acres
- Prior development agreement
- Agricultural tax exemption not renewed by owner
- Light Industrial future land use
- No short term growth
- Property tax revenues
  - \$9,611 yearly



9

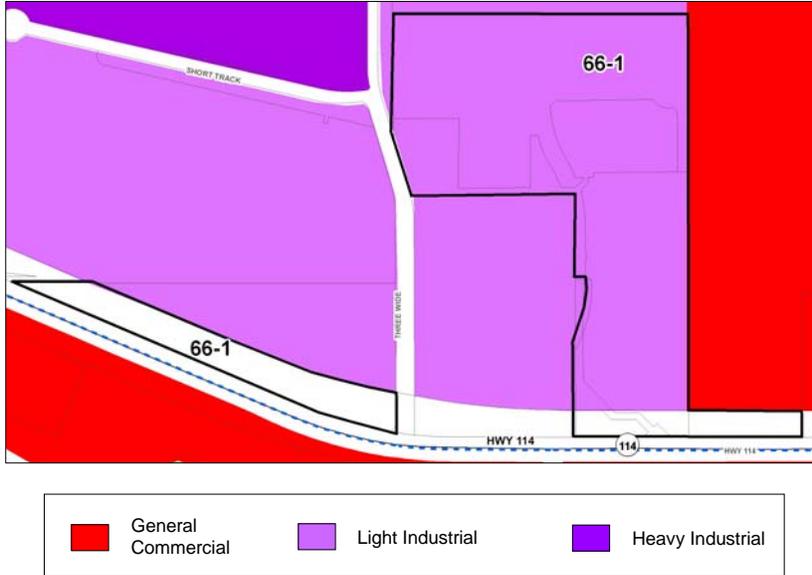
## Analysis Results

- Initial Costs
  - TPW - \$0 start up services and \$0 routine maintenance costs for TXDoT roadways under construction
  - Fire Department - \$10
  - Police Department - \$400
  - Code Compliance - \$0
- No future capital improvements necessary
- Positive result to the General Fund



10

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



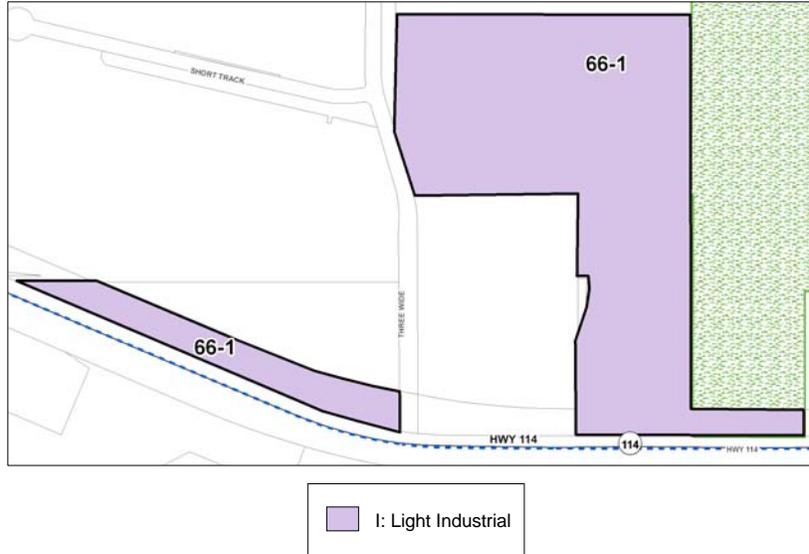
11

**What is the surrounding zoning?**



12

## What zoning is proposed for AX-13-010?



13

Rezoning area consists of a total of 7 parcels.

## What is the proposed annexation and zoning schedule for area 66-1?

<u>Date</u>	<u>Action</u>
Sept. 3, 2013	Notification letters mailed to property owners.
Oct. 7	City Council adopts <b>annexation timetable</b> ; approves <b>M&amp;C to initiate zoning</b> .
Nov. 5	City Council conducts <b>first public hearing</b> .
Nov. 12	City Council conducts <b>second public hearing</b> .
Nov. 13	Zoning Commission recommends <b>zoning</b> .
Dec. 10	City Council considers and institutes <b>approval of annexation and zoning</b> .

14

## Area #11 (AX-13-011)

15

### Analysis Basis

- Existing single family dwelling and agricultural uses
- 8.1 acres
- Two exemptions for agricultural uses
- Development agreement renewal offered
- No preliminary or final plats on file
- Limited future growth
- Property tax revenues
  - \$450 yearly



16

## Analysis Results

- Initial Costs
  - TPW - \$0 start up services and \$0 routine maintenance costs due to no existing roadways
  - Police Department - \$200
  - Fire Department - \$0
  - Code Compliance - \$0
- No future capital improvements necessary
- Very slight negative result to the General Fund



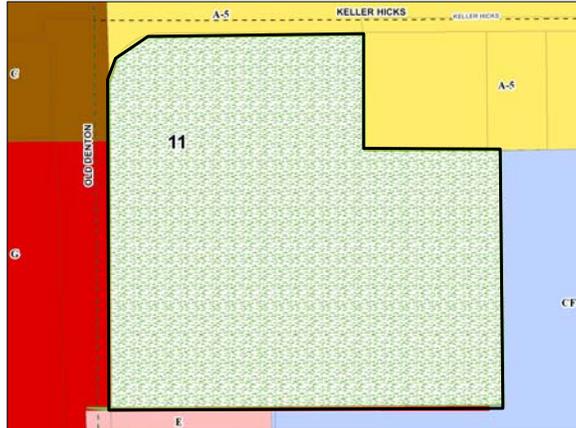
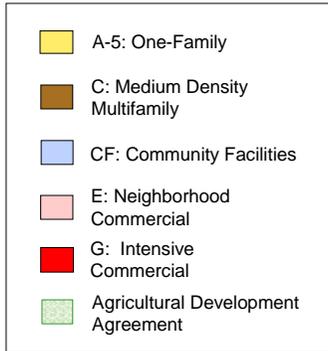
17

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



18

## What is the surrounding zoning?



19

## What zoning is proposed for AX-13-011?



Rezoning area consists of a total of 2 parcels.

20

**What is the proposed annexation and zoning schedule for area 11?**

<u>Date</u>	<u>Action</u>
Sept. 3, 2013	Notification letters with <b>Development Agreement renewal</b> mailed to property owners.
Oct. 7	City Council adopts <b>annexation timetable</b> ; approves <b>M&amp;C to initiate zoning</b> .
Oct. 29	City Council renews <b>Development Agreement</b> , if returned, and <b>no further action</b> required.
<u>If Development Agreement is not returned:</u>	
Nov. 5	City Council conducts <b>first public hearing</b> .
Nov. 12	City Council conducts <b>second public hearing</b> .
Nov. 13	Zoning Commission recommends <b>zoning</b> .
Dec. 10	City Council considers and institutes <b>approval of annexation</b> and <b>approves zoning</b> .

**Area #56-2  
(AX-13-012)**

## Analysis Basis

- Existing Agricultural uses
- 142.7 acres
- Three exemptions for agricultural uses
- Development agreement renewal offered
- No preliminary or final plats on file
- Limited future growth
- Property tax revenues
  - \$168 yearly



23

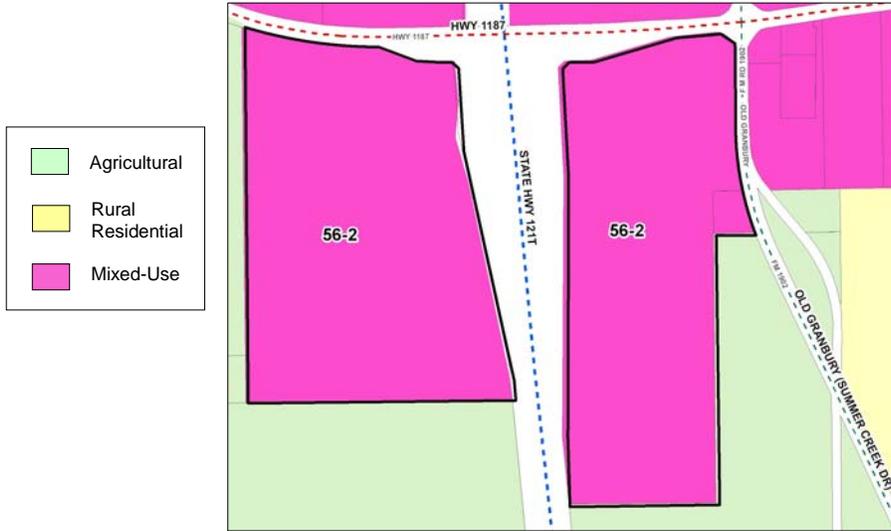
## Analysis Results

- Initial Costs
  - TPW - \$0 start up services and \$0 routine maintenance costs due to no existing roadways
  - Police Department - \$200
  - Fire Department - \$0
  - Code Compliance - \$0
- No future capital improvements necessary
- Very slight negative result to the General Fund



24

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



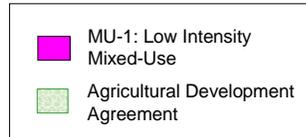
25

**What is the surrounding zoning?**



26

## What zoning is proposed for AX-13-012?



Rezoning area consists of a total of **3** parcels.

27

## What is the proposed annexation and zoning schedule for area 56-2?

<u>Date</u>	<u>Action</u>
Sept. 3, 2013	Notification letters with <b>Development Agreement renewal</b> mailed to property owner.
Oct. 7	City Council adopts <b>annexation timetable</b> ; approves <b>M&amp;C to initiate zoning</b> .
Oct. 29	City Council renews <b>Development Agreement</b> , if returned, and <b>no further action</b> required.
<u>If Development Agreement is not returned:</u>	
Nov. 5	City Council conducts <b>first public hearing</b> .
Nov. 12	City Council conducts <b>second public hearing</b> .
Nov. 13	Zoning Commission recommends <b>zoning</b> .
Dec. 10	City Council considers and institutes <b>approval of annexation</b> and <b>approves zoning</b> .

28

# 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.

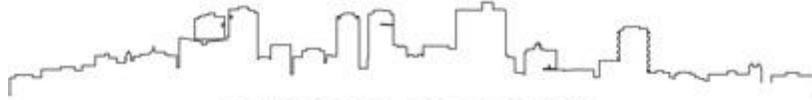
As stated in the Society's press release, the purpose of the Harambee Festival is for the *"the entire Tarrant County Community [to] pull together in celebration of our shared history."* The Society has reserved the use of Evans Avenue Plaza for the Festival and has paid the site reservation fee. In 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. \_\_\_\_\_

## **APPOINTING CITY OF FORT WORTH MUNICIPAL JUDGE BENITA F. HARPER FOR THE PURPOSE OF A DE NOVO HEARING REGARDING THE APPLICATION OF MAREDI CORPORATION D/B/A UNITED CAB SERVICE FOR GRANT OF TAXICAB OPERATING AUTHORITY WITHIN THE CITY OF FORT WORTH**

**WHEREAS**, Maredi Corporation d/b/a United Cab Service (“United Cab”) applied for grant of taxicab operating authority within the city of Fort Worth on September 11, 2012; and

**WHEREAS**, the City’s Vehicle for Hire Review Board (the “Board”) denied United Cab’s application for operating authority; and

**WHEREAS**, United Cab timely appealed the denial to the Fort Worth Hearing Officer, and the Hearing Officer affirmed the decision of the Board; and

**WHEREAS**, pursuant to Section 34-207(f) of the Fort Worth City Code, the Hearing Officer’s decision is final unless otherwise directed by a majority of the City Council; and

**WHEREAS**, the City Council finds that the hearing and appeal processes were not in accordance with the requirements as set forth in Chapter 34, Article VI of the Fort Worth City Code; and

**WHEREAS**, the City Council wishes to exercise its discretion and grant United Cab a de novo hearing regarding its application for operating authority;

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

1. The City Council hereby authorizes a de novo hearing regarding the application of Maredi Corporation d/b/a United Cab Service for grant of taxicab operating authority within the city of Fort Worth.
2. The City Council appoints Fort Worth Municipal Judge Benita F. Harper to preside over the hearing.
3. This Resolution shall take effect immediately upon its adoption.

Adopted this 24<sup>th</sup> day of September, 2013.

ATTEST:

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

Mary Kayser, City Secretary



# A Resolution

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

## ADOPTING REVISED FUNDING PLAN FOR RETIREE HEALTHCARE BENEFITS FOR ELIGIBLE RETIREES AND DEPENDENTS

**WHEREAS**, on August 18, 2009, the Fort Worth City Council adopted Resolution No. 3779-08-2009 (M&C C-23730), which adopted a trust as part of the City's plan of benefits with the trust to serve as a funding source for retiree healthcare benefits associated with employees hired before January 1, 2009, who are eligible to receive some form of subsidy for retiree healthcare from the City;

**WHEREAS**, on September 21, 2010, the City Council adopted Resolution No. 3921-09-2010, which approved a twenty (20) year funding plan for the purpose of funding retiree healthcare benefits associated with eligible employees;

**WHEREAS**, Resolution No. 3921-09-2010 requires City staff to annually review the funding plan with the City's financial advisors and health benefits consultant and to update the funding plan no less than every two (2) years;

**WHEREAS**, as of January 1, 2013, the fair market value of assets in the trust was estimated at \$24,328,000.00;

**WHEREAS**, as of January 1, 2013, the City's unfunded actuarial accrued liability for OPEB is estimated at \$980,134,000.00;

**WHEREAS**, at the Fiscal Year (FY) 2014 Budget Work Session on August 16, 2013, following consultation with the City's financial advisors and health benefits consultant, City staff presented the City Council with an update on projected post-employment benefit liability and recommended implementation of certain cost-reducing, benefit-delivery changes; reduction of the targeted funding level for the trust; and revision of the funding schedule beginning 2014 as follows:

FY2014	\$13,795,537	FY2024	\$9,000,000
FY2015	\$13,795,537	FY2025	\$8,000,000
FY2016	\$13,795,537	FY2026	\$7,000,000
FY2017	\$13,795,537	FY2027	\$7,000,000
FY2018	\$13,795,537	FY2028	\$6,000,000
FY2019	\$13,795,537	FY2029	\$6,000,000
FY2020	\$13,795,537	FY2030	\$6,000,000
FY2021	\$12,000,000	FY2031	\$6,000,000
FY2022	\$11,000,000	FY2032	\$6,000,000
FY2023	\$10,000,000	FY2033	\$6,000,000



FORT WORTH

**WHEREAS**, it is anticipated that the revised plan as proposed will be as effective in managing the City's unfunded liability as the previous funding plan;

**WHEREAS**, deviations from the proposed funding plan that defer contributions may result in the City being required to make higher contributions in the future; and

**WHEREAS**, the City staff will review the funding plan with the City's financial advisors and health benefits consultants annually and update the funding plan no less than every two (2) years.

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

1. That the revised funding plan as outlined above is hereby adopted, subject to annual review; and
2. That the City Manager or any Assistant City Manager is hereby authorized to act on behalf of the City to implement the revised funding plan as outlined herein and to take whatever additional actions are required to do so.

**ADOPTED** this 10th day of September 2013

**ATTEST:**

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

Mary Kayser, City Secretary



**No Documents for this Section**

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

**DATE:** Tuesday, September 24, 2013

**LOG NAME:**

**REFERENCE NO.:** \*\*OCS-1898

**SUBJECT:**

Notices of Claims for Alleged Damages and/or Injuries

---

**RECOMMENDATION:**

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

**DISCUSSION:**

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

The attached list is a summary of the notices of claims against the City of Fort Worth received in the City Secretary's Office as of 5:00 p.m., Wednesday, September 18, 2013.

**Attachment**

---

**Submitted for City Secretary's Office by:**

Mary J. Kayser (6152)

**Originating Department Head:**

Mary J. Kayser (6152)

**Additional Information Contact:**

Jay Chapa (2379)

Nancy McKenzie (7744)

---

# CITY COUNCIL MEETING

Tuesday, September 24, 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
Fountains Garden Apt	9/11/2013	8/6/2013	5123 Walden Avenue	Property Damage	Light pole fell on fence	TPW	Yes	No
Donald & Karen Champlin	9/7/2013	9/7/2013	3513 Sutter Court	Property Damage	Property damage from water line repair	Water	Yes	No
Reggie and Felicia Glaspie	9/11/2013	8/30/2013	4760 Bracken Drive	Reimbursement	Reimbursement for plumbing charge and property damage	Water	Yes	No
Fred Hammons	9/16/2013	5/1/2013	PACS	EEOC	Discrimination	PACS	Yes	No
Christi Summers	9/13/2013	9/9/2013	1013 S Blue Mound Road	Property Damage	Vehicle struck pothole	TPW	Yes	No
Bobby R. Powell	9/13/2013	8/6/2013	1st Street & Gateway Park	Property Damage	Vehicle damaged by tree	PACS	Yes	No
Tarrant Regional Water	9/16/2013	9/5/2013	TRWD Garage	Property Damage	Property damage from water accumulation	Water	Yes	No

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
DFW Movers & Erectors, Inc.	9/13/2013	4/29/2013	2590 NE 33rd Street	Property Damage	Failure to maintain rail-crossing caused damage to property	TPW	Yes	No
Juan Escamilla	9/18/2013	9/17/2013	3608 North Houston Street	Property Damage	Water main break caused damage to house	Water	No	No
Lonzell Jefferson	9/17/2013	9/9/2013	1205 Troost Street	Property Damage	Damage to water line	Water	No	No
Sandra Escalante	9/18/2013	9/13/2013	Alice D Contreras Elementary	Auto Damage	Parked vehicle damaged	Police	No	No
Annie Taylor-Curtis	9/17/2013	6/18/2013	FMS	EEOC	Discrimination	FMS	Yes	No

**No Documents for this Section**

**No Documents for this Section**

**No Documents for this Section**