



**SUMMARY OF MEETINGS AND ACTIVITIES
MONDAY, NOVEMBER 18, 2013, THROUGH FRIDAY, NOVEMBER 22, 2013**

MONDAY, NOVEMBER 18, 2013

<u>MONDAY, NOVEMBER 18, 2013</u>	<u>TIME</u>	<u>LOCATION</u>
Animal Shelter Advisory Committee	6:30 p.m.	Chuck Silcox Animal Care and Control Center, 4900 Martin Street

TUESDAY, NOVEMBER 19, 2013

Pre-Council Meeting	8:30 a.m.	Pre-Council Chamber
Alliance Airport Authority, Inc.	<i>Immediately following the Pre-Council Meeting</i>	Pre-Council Chamber
Council Meeting	10:00 a.m.	Council Chamber
Human Relations Commission – Special Called	5:30 p.m.	Hazel Harvey Peace Center for Neighborhoods 818 Missouri Avenue, Room 201AB

WEDNESDAY, NOVEMBER 20, 2013

Board of Adjustment – Commercial Work Session	9:00 a.m.	Pre-Council Chamber
Board of Adjustment – Commercial Public Hearing	10:00 a.m.	Council Chamber
Board of Adjustment – Residential Work Session	12:30 p.m.	Pre-Council Chamber
Board of Adjustment – Residential Public Hearing	1:30 p.m.	Council Chamber
Parks and Community Services Advisory Board Work Session	2:00 p.m.	Deborah Beggs Moncrief Garden Center Fort Worth Botanic Garden 3220 Botanic Garden Boulevard
Parks and Community Services Advisory Board Meeting	4:00 p.m.	Deborah Beggs Moncrief Garden Center Fort Worth Botanic Garden 3220 Botanic Garden Boulevard

This summary is compiled from data furnished to the Office of the City Secretary by 12:00 p.m. on November 14, 2013, and may not include all meetings to be conducted during the week of November 18, 2013 through November 22, 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, NOVEMBER 18, 2013, THROUGH FRIDAY, NOVEMBER 22, 2013**

THURSDAY, NOVEMBER 21, 2013

Aviation Advisory Board	4:00 p.m.	Meacham International Airport 4201 North Main Street, Suite 200 Aviation Conference Room
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FRIDAY, NOVEMBER 22, 2013

City Plan Commission Work Session	11:00 a.m.	Pre-Council Chamber
City Plan Commission Public Hearing	1:30 p.m.	Council Chamber
Capital Improvements Advisory Committee for Transportation Impact Fees	<i>Immediately following City Plan Commission</i>	Council Chamber

This summary is compiled from data furnished to the Office of the City Secretary by 12:00 p.m. on November 14, 2013, and may not include all meetings to be conducted during the week of November 18, 2013 through November 22, 2013. It is a summary listing only. See individual agendas which are posted in compliance with the Texas Open Meetings Act for detailed information.

**ALLIANCEAIRPORT AUTHORITY, INC. MEETING
(IMMEDIATELY FOLLOWING THE PRE-COUNCIL MEETING)
TUESDAY, NOVEMBER 19, 2013
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

**PRE-COUNCIL MEETING
TUESDAY, NOVEMBER 19, 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
2. Current Agenda Items - **City Council Members**
3. Responses to Items Continued from a Previous Week
4. Briefing on Deferred Compensation Oversight Committee Report - **Susan Alanis, City Manager's Office and Todd Cox, City of Fort Worth Firefighter**
5. Presentation on Economic Development Program Agreement with Wal-Mart.Com USA, LLC - **Robert Sturns, Housing and Economic Development**
6. Financial Management Policy Statements - **James Mauldin, Financial Management Services**
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](#)

Fort Worth Pre-Council Chamber, is wheelchair accessible. Persons with disabilities who plan to attend this meeting and who may need accommodations, auxiliary aids, or services such as interpreters, readers, or large print are requested to contact the City's ADA Coordinator at (817) 392-8552 or e-mail ADA@FortWorthTexas.gov at least 48 hours prior to the meeting so that appropriate arrangements can be made. If the City does not receive notification at least 48 hours prior to the meeting, the City will make a reasonable attempt to provide the necessary accommodations.

ATTACHMENT A
EXECUTIVE SESSION
(PRE-COUNCIL CHAMBER, CITY HALL)
Tuesday, November 19, 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 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;
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; and
5. Deliberate issues concerning the appointment of a City Manager in accordance with Section 551.074 of the Texas Government Code.

**CITY COUNCIL AGENDA
FOR THE MEETING AT 10:00 A.M. TUESDAY, NOVEMBER 19, 2013
CITY COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

- I. CALL TO ORDER**
- II. INVOCATION** - Dr. Art Torpy, Faith United Methodist Church
- III. PLEDGE OF ALLEGIANCE**
- IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF NOVEMBER 12, 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-18061](#) - Authorize Settlement of Claim by Tarrant County - Payment of Workers' Compensation as a Result of a Motor Vehicle Accident with a Police Vehicle on October 1, 2011 at the Intersection of East Allen Avenue and South Freeway (ALL COUNCIL DISTRICTS)
- 2. [M&C G-18062](#) - Authorize Temporary Closures of Two Segments of Kansas Street in Connection with Construction of the Trinity River Vision White Settlement Bridge, and Authorize Temporary Closures of Streets Around Will Rogers Memorial Center for the 2014 Southwestern Exposition and Livestock Show (COUNCIL DISTRICTS 7 and 9)
- 3. [M&C G-18063](#) - Ratify Application for and Acceptance of, if Awarded, a Grant in the Amount Up to \$63,774.00 from the Criminal Justice Division of the Office of the Governor of Texas to Operate the Diamond Hill Coalition After-School Program, Designate Assistant City Manager for Community and Administrative Services to Serve as the Authorized Official for the Grant, Adopt Resolution Required by Grant Regulations, and Adopt Appropriation Ordinance (COUNCIL DISTRICT 2)

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

- 1. [M&C P-11606](#) - Authorize Purchase of Four One-Ton and Six 3/4-Ton Cab Service Body Trucks from Caldwell Country Ford Using Cooperative Contract for Multiple City Departments in the Amount of \$365,276.00 (ALL COUNCIL DISTRICTS)

C. Land - Consent Items

- 1. [M&C L-15636](#) - Authorize Conveyance of 25.658 Acres of Land Located in the CentrePort Area to CentrePort Venture, L.P., Accept

and Record Avigation Easement and Release from CentrePort Venture, L.P. (COUNCIL DISTRICT 5)

2. [M&C L-15637](#) - Authorize Acquisition of a Fee Simple Interest in a Total of 0.788 Acres of Land for Right-of-Way from Turning Point Metroplex Fellowship for the Garden Acres Drive Bridge Project No. 1802 Located Over IH-35W to Garden Acres Drive in the Amount of \$227,474.00 and Pay Estimated Closing Costs in the Amount Up to \$5,000.00 (COUNCIL DISTRICT 6)
3. [M&C L-15638](#) - Accept Dedication of Approximately 4.939 Acres of Parkland and Facility Improvements from Hillwood Alliance Residential, L.P., as an Addition to Heritage Addition Park (COUNCIL DISTRICT 4)

D. Planning & Zoning - Consent Items - None

E. Award of Contract - Consent Items

1. [M&C C-26563](#) - Authorize Execution of a Drainage Channel Maintenance Agreement with Pearl Developments, LLC, on Property Located on the Southeast Corner of White Settlement Road and the Future Soaring Hill Boulevard, at no Cost to the City (COUNCIL DISTRICT 3)
2. [M&C C-26564](#) - Authorize Execution of a Drainage Channel Maintenance Agreement with Windridge A2A Developments, LLC, on Property Located on the Southwest Corner of White Settlement Road and the Future Soaring Hill Boulevard, at no Cost to the City (COUNCIL DISTRICT 3)
3. [M&C C-26565](#) - Authorize Acceptance of the Fiscal Year 2013 Violent Gang and Gun Crime Reduction Program, Project Safe Neighborhoods, Grant Funds in the Amount of \$137,861.00 from Safe City Commission, Inc., Authorize Execution of a Contract with Safe City Commission, Inc., and Adopt Appropriation Ordinance (COUNCIL DISTRICTS 5, 8 and 9)
4. [M&C C-26566](#) - Authorize Execution of Amendment to City Secretary Contract No. 44614 with Tarrant County for Forensic Laboratory Services to Increase the Contract Authority in the Amount of \$100,000.00 for a Total Contract Amount of \$150,000.00, Adopt Supplemental Appropriation Ordinance Increasing Appropriations in the General Fund in the Amount of \$100,000.00 and Decreasing the Unassigned General Fund Balance by the Same Amount (ALL COUNCIL DISTRICTS)
5. [M&C C-26567](#) - Authorize Execution of an Engineering Agreement with Lockwood, Andrews & Newnam, Inc., in the Amount of \$575,828.00 for Sycamore Creek Drainage Basin Parallel Interceptor Improvements at Various Locations Within the Sycamore Creek Drainage Basin, Provide for Project Management, Real Property Acquisition and Utility Coordination Costs for a Project Total in the Amount of \$585,828.00 and Adopt Appropriation Ordinance (COUNCIL DISTRICT 8)

6. [M&C C-26568](#) - Authorize Payment of Change Order No. 2 to City Secretary Contract No. 41333 with Rebcon, Inc., in the Amount of \$120,864.23 for Bridge Deck and Electrical Modifications to the Phyllis J. Tilley Memorial Pedestrian Bridge (COUNCIL DISTRICT 9)

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. OCS - 1905 - Notice of Claims for Alleged Damages and/or Injuries

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. Presentation of Proclamation of Fort Worth Transportation Authority Day
2. Presentation of Salvation Army Red Kettle Campaign

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

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

XIII. REPORT OF THE CITY MANAGER

A. Benefit Hearing - None

B. General

1. [M&C G-18064](#) - Authorize Transfer in the Amount of \$1,450,150.00 for Phase II to Phase I in the ERP Capital Project Fund, Authorize Execution of Contract Amendment No. 16 to City Secretary Contract No. 37974 for an Amount Not to Exceed \$7,450,150.00 with eVerge Group LLC, Provide ERP Support Services for the City's PeopleSoft Human Resources/Payroll System ERP Phase I and Provide Staff Augmentation Services for the City's PeopleSoft Financial Supply Chain Management Software Implementation ERP Phase II (ALL COUNCIL DISTRICTS)

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

D. Land

1. [M&C L-15639](#) - Authorize Condemnation by Eminent Domain for an Easement Interest in 0.017 Acres of Land for Sewer and Drainage Located at 2955 Loving Avenue Owned by Jaime Perez, an Easement Interest in 0.017 Acres of Land for Sewer and Drainage Located at 2959 Loving Avenue Owned by Adrian Solis Also Known as Adrian Solis and Sergio Solis and a Fee Simple Interest in 0.017 Acres of Land for Right-of-Way at 3000 Prairie Avenue Owned by Jose Luis Tatoya for the Loving Channel Drainage Improvements Project (COUNCIL DISTRICT 2)
2. [M&C L-15640](#) - Authorize Condemnation by Eminent Domain for an Easement Interest in 0.041 Acres of Land for a Permanent

Sewer Facility Easement and 0.028 Acres for a Temporary Construction Easement Owned by Carroll Village, Ltd., and Located on West Rendon Crowley Road, West of Hemphill Street and Near Deer Creek Park for the Crowley Wastewater Meter Station Project (COUNCIL DISTRICT 6)

E. Planning & Zoning

1. [M&C PZ-3042](#) - Consider Institution and Adoption of Ordinance for the Owner-Initiated Annexation of Approximately 64.9 Acres of Land at 12415 Oak Grove Road South (COUNCIL DISTRICT 6)

F. Award of Contract

1. [M&C C-26569](#) - Ratify Lease Agreement with Vantage Fort Worth Energy, L.L.C., for Natural Gas Drilling Under City-Owned Property Known as 5900 East Rosedale Street, Randolph Valley, Block 1R, Lot A1A (COUNCIL DISTRICT 5)
2. [M&C C-26570](#) - Authorize Execution of Amendment No. 1 to Interlocal Agreement with Tarrant Regional Water District for Project Costs Related to the Trinity River Vision-Central City Project so as to Provide for Tarrant Regional Water District Funding of Certain Infrastructure Improvements (COUNCIL DISTRICTS 2 and 9)
3. [M&C C-26571](#) - Authorize Agreement with TIAA-CREF to be the Third-Party Administrator for the City of Fort Worth's 457 Deferred Compensation Plan (ALL COUNCIL DISTRICTS)
4. [M&C C-26572](#) - Authorize Execution of Economic Development Program Agreement with Private National Mortgage Acceptance Company, LLC d/b/a PennyMac, or an Affiliate for the Expansion and Renovation of Improvements Located at 14800 Trinity Boulevard for a New Financial Services Facility and Approve Certain Fee Waivers Associated with the Project (COUNCIL DISTRICT 5)

XIV. ZONING HEARING

1. [ZC-13-131](#) - **(CD 2)** - Texas American Properties, 6900-7000 block of Boat Club Road; from: Unzoned and "PD-670" Planned Development for a facility to create manufactured homes to: "A-5" One-Family, "C" Medium Density Multifamily and "E" Neighborhood Commercial **(Recommended for Denial without Prejudice by the Zoning Commission)**
2. [ZC-13-139](#) - **(CD 6)** - Varrichio Properties, 12415 Oak Grove Road South; from: Unzoned to: "A-5" One-Family **(Recommended for Approval by the Zoning Commission)**

XV. CITIZEN PRESENTATIONS

XVI. 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 concerning any item listed on today's City Council meeting agendas; and
2. Deliberate the duties and discipline of Municipal Judge Stephanie Beamer as authorized by Section 551.074 of the Texas Government Code.

XVII. ACTION REGARDING THE DUTIES AND DISCIPLINE OF MUNICIPAL JUDGE STEPHANIE BEAMER

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.

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ATTACHMENT B
EXECUTIVE SESSION
(PRE-COUNCIL CHAMBER, CITY HALL)
Tuesday, November 19, 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 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;
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; and
5. Deliberate issues concerning the appointment of a City Manager in accordance with Section 551.074 of the Texas Government Code.

ALLIANCEAIRPORT AUTHORITY, INC.

Agenda

Tuesday, November 19, 2013

*Immediately Following the Pre-Council Meeting of the
City Council of the City of Fort Worth
Scheduled to Begin at 8:30 A.M.*

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

Board of Directors

Jungus Jordan, President

Salvador Espino, Vice President

Joel Burns, Director

Kelly Allen Gray, Director

Gyna M. Bivens, Director

Betsy Price, Director

Dennis Shingleton, Director

Danny Scarth, Director

Zim Zimmerman, Director

-
- I. Call to Order
 - II. Approve Minutes of August 13, 2013 Meeting
 - III. Executive Session – The Board of Directors of AllianceAirport Authority, Inc. will conduct a closed meeting to:
 - A. Seek the advice of its attorneys concerning *In re AMR Corporation*, et al., United States Bankruptcy Court for the Southern District of New York, Case Number 11-15463, which is exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules, as authorized by section 551.071 of the Texas Government Code;
 - B. Discuss the purchase, sale, lease or value of real property, as authorized by Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the Corporation in negotiations with a third party; and
 - C. Discuss or deliberate negotiations relating to any economic development negotiations, as authorized by Section 551.087 of the Texas Government Code.
 - IV. American Airlines, Inc. Maintenance Facility Leasehold at Alliance Airport:
 - A. Adopt Resolution Authorizing Execution of Amendment to Lease Agreement dated March 1, 1990 by and between AllianceAirport Authority, Inc. and American Airlines, Inc. or any Assignee
 - B. Adopt Resolution Ratifying and Authorizing Execution of Agreements for Sale of Equipment Leased to American Airlines under Master Equipment Lease Agreement Dated April 1, 1991 by and between AllianceAirport Authority, Inc. and American Airlines, Inc.
 - C. Adopt Resolution Authorizing Execution of First Amendment to Declaration of Covenants and Restrictions Related to Leased Premises under Lease Agreement dated March 1, 1990 by and between AllianceAirport Authority, Inc. and American Airlines, Inc.
 - D. Adopt Resolution Authorizing Execution of any Other Documents Necessary to Protect the Interests of AllianceAirport Authority, Inc. or the City of Fort Worth in the Proceeding Styled *In*

re AMR Corporation, et al., United States Bankruptcy Court for the Southern District of New York, Case Number 11-15463

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

V. Adjourn

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**CITY OF FORT WORTH, TEXAS
CITY COUNCIL
ALLIANCEAIRPORT AUTHORITY, INC.
AUGUST 13, 2013**

Present:

President Jungus Jordan
Vice President Salvador Espino
Director W.B. "Zim" Zimmerman
Director Danny Scarth
Director Gyna Bivens
Director Dennis Shingleton
Director Joel Burns
Director Betsy Price
Director Kelly Allen Gray

City Staff:

Fernando Costa, Assistant City Manager
Sarah Fullenwider, City Attorney
Peter Vaky, Deputy City Attorney
Mary J. Kayser, City Secretary
Tom Higgins, City Manager
Sarah Fullenwider, City Attorney
Susan Alanis, Assistant City Manager
Gerald Pruitt, Deputy City Attorney

I. Call to Order

With a quorum of the directors present, President Jordan called the meeting to order for the Board of Directors of the AllianceAirport Authority, Inc., at 5:10 p.m. on Tuesday, August 13, 2013, in the Pre-Council Chamber of the Fort Worth Municipal Building, 1000 Throckmorton Street, Fort Worth, Texas.

II. Approve Minutes of August 6, 2013 Meeting

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

Motion was made by Director Price and seconded by Director Zimmerman to approve the minutes of the August 6, 2013, AllianceAirport Authority, Inc., meeting. Motion carried unanimously 8 ayes 0 nays. Director Allen Gray absent.

Director Allen Gray arrived at 5:11 pm.

III. Executive Session

In accordance with Chapter 551 of the Texas Government Code, President Jordan and the Directors of the AllianceAirport Authority, Inc., convened into Executive Session at 5:12 p.m. on Tuesday, August 13, 2013, in the Pre-Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102, in order to:

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

President Jordan adjourned the Executive Session at 5:16 p.m., on Tuesday, August 13, 2013.

President Jordan reconvened the regular session of the AllianceAirport Authority, Inc., at 5:16 p.m., on Tuesday, August 13, 2013.

IV. American Airlines, Inc. Maintenance Facility Leasehold at Alliance Airport:

- A. Adopt Resolution Authorizing Execution of Amendment to Lease Agreement dated March 1, 1990 by and between AllianceAirport Authority, Inc. and American Airlines, Inc. or any Assignee
- B. Adopt Resolution Authorizing Execution of Agreements for Sale of Equipment Leased to American Airlines under Master Equipment Lease Agreement Dated April 1, 1991 by and between AllianceAirport Authority, Inc. and American Airlines, Inc.
- C. Adopt Resolution Authorizing Execution of First Amendment to Declaration of Covenants and Restrictions Related to Leased Premises under Lease Agreement dated March 1, 1990 by and between AllianceAirport Authority, Inc. and American Airlines, Inc.
- D. Adopt Resolution Authorizing Execution of any Other Documents (i) Necessary to Effectuate Assignment of Lease Agreement Dated March 1, 1990 by and between AllianceAirport Authority, Inc. and American Airlines, Inc. and (ii) Necessary to Protect the Interests of AllianceAirport Authority, Inc. or the City of Fort Worth in the Proceeding Styled *In re AMR Corporation*, et al., United States Bankruptcy Court for the Southern District of New York, Case Number 11-15463

Deputy City Attorney Peter Vaky stated that negotiations are continuing regarding the American Airlines, Inc. Maintenance Facility Leasehold at Alliance Airport and requested that the Board take no action on Agenda Item IV A, B, C or D at this time.

V. Adjourn

With no further business before the Corporation Board, President Jordan adjourned the meeting of the AllianceAirport Authority, Inc., at 5:17 p.m. on Tuesday, August 13, 2013.

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

APPROVED:

Jungus Jordan, President

Minutes Prepared by and Attest:

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

ALLIANCEAIRPORT
AUTHORITY, INC.

No: 2013-

Date: 11-19-13

RESOLUTION

*Authorizing Execution of Amendment to Lease Agreement Dated March 1, 1990
by and between Alliance Airport Authority, Inc. and
American Airlines, Inc. or an Assignee*

WHEREAS, AllianceAirport Authority, Inc. (the "Corporation") is an industrial development corporation created in 1989 to benefit the City of Fort Worth and to, among other things, issue bonds to promote and develop new and expanded business enterprises in the City of Fort Worth, to promote and encourage employment, and otherwise to benefit the public welfare in accordance with the Development Corporation Act of 1979, as amended; and

WHEREAS, pursuant to the Corporation's lawful authority and in accordance with the Corporation's stated purpose, as reflected in its Articles of Incorporation, the Corporation owns the American Airlines, Inc. ("American") maintenance facility adjacent to Fort Worth Alliance Airport and issued bonds to finance construction of that facility (the "Maintenance Facility") and certain equipment located therein, as outlined more specifically in, among other things, (i) that certain Facilities Agreement between the Corporation and American dated as of March 1, 1990; (ii) that certain real property Lease Agreement between the Corporation and American dated as of March 1, 1990 (the "Facility Lease"); and (iii) that certain Master Equipment Lease between the Corporation and American dated as of April 1, 1991 (the "Equipment Lease"); and

WHEREAS, on November 29, 2011 American and AMR Corporation, and certain of their subsidiaries, as debtors and debtors in possession, filed for relief under Chapter 11, Title 11 of the United States Code in the United States Bankruptcy Court for the Southern District of New York (*In re AMR Corporation, et al.*, Case No. 11-15643) (the "AMR Bankruptcy"); and

WHEREAS, as part of the resolution of the AMR Bankruptcy, American wishes to assign the Facility Lease to AFW Solutions, LLC or an affiliated entity thereof (the "Assignee"); and

WHEREAS, in order to facilitate the expeditious resolution and settlement of various legal issues affecting Facility Lease and American's proposed assignment thereof, the Corporation, American and the Assignee have agreed to an amendment to the Facility Lease to clarify the future rights and obligations of the Corporation, American and the Assignee with respect to the following issues:

- The ongoing maintenance of obligations of the Lessee;
- Approval rights for material modifications to the Leased Premises and improvements thereon;
- Additional insurance requirements of the Lessee and indemnities of American;
- Additional security requirements for the Leased Premises;

- The Corporation's right to approve assignments of the Lessee's interest in the Facilities Lease and to ensure that any subleases of the Leased Premises by the Lessee are consistent with the public purposes of providing employment and stimulating the economy of the City;
- Clarifying the expiration date of the Initial Term; and
- Requiring a financial guaranty to ensure adequate future performance of the Lessee's obligations under the Facilities Lease;

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors hereby expressly authorizes the President to execute with American and the Assignee an amendment to the Lease Agreement Dated March 1, 1990 by and between AllianceAirport Authority, Inc. and American Airlines, Inc. or an Assignee, provided that:

(i) the form of such amendment sufficiently addresses the issues set forth above and is otherwise acceptable to the City Manager and the Corporation's legal counsel;

(ii) all issues involving the Equipment Lease are satisfactorily addressed in accordance with the terms and conditions of the Corporation's Resolution (of even date herewith) Authorizing Execution of Agreements for Sale of Equipment Leased to American Airlines under Master Equipment Lease Agreement Dated April 1, 1991 by and between AllianceAirport Authority, Inc.;

(iii) all issues involving that certain Declaration of Covenants and Restrictions Related to Leased Premises under Lease Agreement Dated March 1, 1990 by and between AllianceAirport Authority, Inc. and American Airlines, Inc. are satisfactorily addressed in accordance with the terms and conditions of the Corporation's Resolution (of even date herewith) Authorizing a First Amendment to Such Declaration of Covenants and Restrictions; and

(iv) any other documents necessary to effectuate the transactions set forth above and to protect the interests of the Corporation and the City of Fort Worth in the AMR Bankruptcy proceedings have been prepared and are in a form that is acceptable to the City Manager and the Corporation's legal counsel.

FURTHER RESOLVED, that the Secretary of the Corporation is hereby authorized and directed to certify the adoption of this Resolution.

Adopted this 19th day of November, 2013.

By: _____
Ron Gonzales
Secretary

ALLIANCEAIRPORT
AUTHORITY, INC.

No: 2013-

Date: 11-19-13

RESOLUTION

Ratifying and Authorizing Execution of Agreements for Sale of Equipment Leased to American Airlines under Master Equipment Lease Agreement Dated April 1, 1991 by and between AllianceAirport Authority, Inc. and American Airlines, Inc.

WHEREAS, AllianceAirport Authority, Inc. (the "Corporation") is an industrial development corporation created in 1989 to benefit the City of Fort Worth and to, among other things, issue bonds to promote and develop new and expanded business enterprises in the City of Fort Worth, to promote and encourage employment, and otherwise to benefit the public welfare in accordance with the Development Corporation Act of 1979, as amended; and

WHEREAS, pursuant to the Corporation's lawful authority and in accordance with the Corporation's stated purpose, as reflected in its Articles of Incorporation, the Corporation owns the American Airlines, Inc. ("American") maintenance facility adjacent to Fort Worth Alliance Airport and issued bonds to finance construction of that facility (the "Maintenance Facility") and certain equipment located therein, as outlined more specifically in, among other things, (i) that certain Facilities Agreement between the Corporation and American dated as of March 1, 1990; (ii) that certain real property Lease Agreement between the Corporation and American dated as of March 1, 1990 (the "Facility Lease"); and (iii) that certain Master Equipment Lease between the Corporation and American dated as of April 1, 1991 (the "Equipment Lease"); and

WHEREAS, the Leased Premises under the Facility Lease are subject to those certain covenants and restrictions set forth in that certain Declaration of Covenants and Restrictions dated on or about August 10, 1989 by and between Alliance Airport, Ltd. and Hillwood/1358, Ltd. (the "Declarations"); and

WHEREAS, on November 29, 2011 American and AMR Corporation, and certain of their subsidiaries, as debtors and debtors in possession, filed for relief under Chapter 11, Title 11 of the United States Code in the United States Bankruptcy Court for the Southern District of New York (*In re AMR Corporation, et al.*, Case No. 11-15643) (the "AMR Bankruptcy"); and

WHEREAS, under the Equipment Lease, American has the option to purchase any of the Equipment, as therein defined, and upon expiration of the Term of any given item of Equipment, title to any Equipment that is not purchased by American pursuant to such option shall be transferred to the City; and

WHEREAS, American has exercised its option to purchase certain Equipment in the amount of \$1,980,699.30, and, in order to settle and resolve all issues under the Equipment Lease, the parties have now agreed that all remaining Equipment will be sold to American, any

current sublessee or any assignee of the Leased Premises under the Facility Lease for an amount not less than \$1,500,000.00;

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors hereby ratifies execution of that certain Letter Agreement dated April 13, 2013 for Purchase of Alliance Maintenance Facility Equipment in the amount of \$1,980,699.30 and expressly authorizes the President to execute such documents as are necessary to achieve sale of the remaining Equipment in the additional amount of \$1,500,000.00, provided that:

(i) the form of all such documents are acceptable to the City Manager and the Corporation's legal counsel;

(ii) any other documents necessary to effectuate the transactions set forth above and to protect the interests of the Corporation and the City of Fort Worth in the AMR Bankruptcy proceeding have been prepared and are in a form that is acceptable to the City Manager and the Corporation's legal counsel.

FURTHER RESOLVED, that the Secretary of the Corporation is hereby authorized and directed to certify the adoption of this Resolution.

Adopted this 19th day of November, 2013.

By: _____
Ron Gonzales
Secretary

ALLIANCEAIRPORT
AUTHORITY, INC.

No: 2013-

Date: 11-19-13

RESOLUTION

*Authorizing Execution of First Amendment to Declaration of Covenants and Restrictions
Related to Leased Premises under Lease Agreement Dated March 1, 1990
by and between AllianceAirport Authority, Inc. and
American Airlines, Inc. or an Assignee*

WHEREAS, AllianceAirport Authority, Inc. (the "Corporation") is an industrial development corporation created in 1989 to benefit the City of Fort Worth and to, among other things, issue bonds to promote and develop new and expanded business enterprises in the City of Fort Worth, to promote and encourage employment, and otherwise to benefit the public welfare in accordance with the Development Corporation Act of 1979, as amended; and

WHEREAS, pursuant to the Corporation's lawful authority and in accordance with the Corporation's stated purpose, as reflected in its Articles of Incorporation, the Corporation owns the American Airlines, Inc. ("American") maintenance facility adjacent to Fort Worth Alliance Airport and issued bonds to finance construction of that facility (the "Maintenance Facility") and certain equipment located therein, as outlined more specifically in, among other things, (i) that certain Facilities Agreement between the Corporation and American dated as of March 1, 1990; (ii) that certain real property Lease Agreement between the Corporation and American dated as of March 1, 1990 (the "Facility Lease"); and (iii) that certain Master Equipment Lease between the Corporation and American dated as of April 1, 1991 (the "Equipment Lease"); and

WHEREAS, the Leased Premises under the Facility Lease are subject to those certain covenants and restrictions set forth in that certain Declaration of Covenants and Restrictions dated on or about August 10, 1989 by and between Alliance Airport, Ltd. and Hillwood/1358, Ltd. (the "Declarations"); and

WHEREAS, on November 29, 2011 American and AMR Corporation, and certain of their subsidiaries, as debtors and debtors in possession, filed for relief under Chapter 11, Title 11 of the United States Code in the United States Bankruptcy Court for the Southern District of New York (*In re AMR Corporation, et al.*, Case No. 11-15643) (the "AMR Bankruptcy"); and

WHEREAS, as part of the resolution of the AMR Bankruptcy, American wishes to assign the Facility Lease to AFW Solutions, LLC or an affiliated entity thereof (the "Assignee"); and

WHEREAS, the Board of Directors of the Corporation has adopted that certain Resolution (of even date herewith) Authorizing Execution of Amendment to Lease Agreement Dated March 1, 1990 by and between AllianceAirport Authority, Inc. and American Airlines,

Inc. or an Assignee as part of the parties' negotiations regarding American's desired assignment of the Facility Lease to the Assignee (the "Facility Lease Amendment"); and

WHEREAS, in order for the Assignee to carry out its business objectives under the Facility Lease, as amended by the Facility Lease Amendment, it is necessary that the Declarations be amended; and

WHEREAS, the Declarations provide that the Declarations may not be amended without the written approval of Alliance Airport, Ltd.; Hillwood/1358, Ltd.; the Corporation; AMR Corporation; American; and any successor or affiliate of AMR Corporation and American; and

WHEREAS, the Corporation is willing to provide written approval to an amendment to the Declarations to the extent such amendment is necessary or desirable to allow Assignee to perform business activities on the Leased Premises in a manner consistent with the terms of the Facility Lease, as amended by the Facility Lease Amendment;

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors hereby expressly authorizes the President to execute a first amendment to the Declarations, provided that:

(i) the form of such amendment is acceptable to the City Manager and the Corporation's legal counsel;

(ii) the form of the Facility Lease Amendment is consistent with the terms and conditions of the Corporation's Resolution (of even date herewith) Authorizing Execution of Amendment to Lease Agreement Dated March 1, 1990 by and between AllianceAirport Authority, Inc. and American Airlines, Inc. or an Assignee, and is otherwise acceptable to the City Manager and the Corporation's legal counsel;

(iii) all issues involving the Equipment Lease are satisfactorily addressed in accordance with the terms and conditions of the Corporation's Resolution (of even date herewith) Authorizing Execution of Agreements for Sale of Equipment Leased to American Airlines under Master Equipment Lease Agreement Dated April 1, 1991 by and between AllianceAirport Authority, Inc.; and

(iv) any other documents necessary to effectuate the transactions set forth above and to protect the interests of the Corporation and the City of Fort Worth in the AMR Bankruptcy proceedings have been prepared and are in a form that is acceptable to the City Manager and the Corporation's legal counsel.

FURTHER RESOLVED, that the Secretary of the Corporation is hereby authorized and directed to certify the adoption of this Resolution.

Adopted this 19th day of November, 2013.

By: _____
Ron Gonzales
Secretary

ALLIANCEAIRPORT
AUTHORITY, INC.

No: 2013-

Date: 11-19-13

RESOLUTION

*Authorizing Execution of Any Other Documents Necessary to
Protect the Interests of AllianceAirport Authority, Inc. or the City of Fort Worth
in the Proceeding Styled In re AMR Corporation, et al.,
United States Bankruptcy Court for the Southern District of New York,
Case Number 11-15463*

WHEREAS, AllianceAirport Authority, Inc. (the "Corporation") is an industrial development corporation created in 1989 to benefit the City of Fort Worth and to, among other things, issue bonds to promote and develop new and expanded business enterprises in the City of Fort Worth, to promote and encourage employment, and otherwise to benefit the public welfare in accordance with the Development Corporation Act of 1979, as amended; and

WHEREAS, pursuant to the Corporation's lawful authority and in accordance with the Corporation's stated purpose, as reflected in its Articles of Incorporation, the Corporation owns the American Airlines, Inc. ("American") maintenance facility adjacent to Fort Worth Alliance Airport and issued bonds to finance construction of that facility (the "Maintenance Facility") and certain equipment located therein, as outlined more specifically in, among other things, (i) that certain Facilities Agreement between the Corporation and American dated as of March 1, 1990; (ii) that certain real property Lease Agreement between the Corporation and American dated as of March 1, 1990 (the "Facility Lease"); and (iii) that certain Master Equipment Lease between the Corporation and American dated as of April 1, 1991 (the "Equipment Lease"); and

WHEREAS, on November 29, 2011 American and AMR Corporation, and certain of their subsidiaries, as debtors and debtors in possession, filed for relief under Chapter 11, Title 11 of the United States Code in the United States Bankruptcy Court for the Southern District of New York (*In re AMR Corporation, et al.*, Case No. 11-15643) (the "AMR Bankruptcy"); and

WHEREAS, as part of the resolution of the AMR Bankruptcy, American wishes to assign the Facility Lease to AFW Solutions, LLC or an affiliated entity thereof (the "Assignee"); and

WHEREAS, the Board of Directors of the Corporation has adopted that certain Resolution (of even date herewith) Authorizing Execution of Amendment to Lease Agreement Dated March 1, 1990 by and between AllianceAirport Authority, Inc. and American Airlines, Inc. or an Assignee as part of the parties' negotiations regarding American's desired assignment of the Facility Lease to the Assignee (the "Facility Lease Amendment"); and

WHEREAS, the Leased Premises under the Facility Lease are subject to those certain covenants and restrictions set forth in that certain Declaration of Covenants and Restrictions

dated on or about August 10, 1989 by and between Alliance Airport, Ltd. and Hillwood/1358, Ltd. (the “Declarations”); and

WHEREAS, in order for the Assignee to carry out its business objectives under the Facility Lease, as amended by the Facility Lease Amendment, it is necessary that the Declarations be amended and, accordingly, the Board of Directors of the Corporation has adopted that certain Resolution (of even date herewith) Authorizing Execution of First Amendment to Declaration of Covenants and Restrictions Related to Leased Premises under Lease Agreement Dated March 1, 1990 by and between AllianceAirport Authority, Inc. and American Airlines, Inc. or an Assignee; and

WHEREAS, under the Equipment Lease, American has the option to purchase any of the Equipment, as therein defined, and, in order to settle and resolve all issues under the Equipment Lease, the Corporation and American have agreed to a sale of all Equipment in accordance with the terms and conditions set forth in that certain Resolution Authorizing Execution of Agreements for Sale of Equipment Leased to American Airlines under Master Equipment Lease Agreement Dated April 1, 1991 by and between AllianceAirport Authority, Inc. and American Airlines, Inc., adopted by the Board of Directors of the Corporation of even date herewith; and

WHEREAS, in order to effectuate the transactions described above or to protect the interests of the Corporation or the City of Fort Worth in the AMR Bankruptcy proceedings, it may be necessary for the Corporation to execution additional documents beyond those identified in the Resolutions named above;

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors hereby expressly authorizes the President to execute any other documents necessary to effectuate the transactions described above or otherwise necessary to protect the interests of the Corporation or the City of Fort Worth in the AMR Bankruptcy proceedings.

FURTHER RESOLVED, that the Secretary of the Corporation is hereby authorized and directed to certify the adoption of this Resolution.

Adopted this 19th day of November, 2013.

By: _____
Ron Gonzales
Secretary

ALLIANCEAIRPORT
AUTHORITY, INC.

No: _____

Date: 11-19-13

RESOLUTION

*Increasing the Amount to be Paid to Peter C. Lewis and
the Law Firm of Scheef & Stone, L.L.P. as Outside Legal Counsel
to Represent AllianceAirport Authority, Inc. in Matters Related to
the AMR Bankruptcy*

WHEREAS, AllianceAirport Authority, Inc. (the “Corporation”) owns the American Airlines maintenance facility adjacent to Fort Worth Alliance Airport and issued bonds to finance construction of that facility (the “Maintenance Facility”) and certain equipment located therein; and

WHEREAS, the Corporation accordingly has interests that may be affected by the bankruptcy of American Airlines, Inc. and American Airlines, Inc.’s parent company, AMR Corporation (collectively, the “AMR Bankruptcy”); and

WHEREAS, because the interests that are affected by the AMR Bankruptcy are of extraordinary importance and involve complex litigation, it was necessary to retain outside legal counsel to represent the Corporation in such matters through Resolution Number 2012-01 adopted on March 20, 2012; and

WHEREAS, Peter C. Lewis is an attorney with extensive bankruptcy law experience and is well qualified to represent the Corporation in such matters; and

WHEREAS, because the City of Fort Worth (the “City”) may also have interests affected by the AMR Bankruptcy concerning the Maintenance Facility that require the assistance of outside bankruptcy legal counsel, the City Council, by separate Resolution of the City Council, ratified and approved the retention of Mr. Lewis and the law firm of Scheef & Stone, L.L.P., to represent the City in such matters; and

WHEREAS, the Corporation is a nonprofit industrial development corporation created pursuant to the Development Corporation Act of 1979, as amended, exclusively for the purpose of benefiting and accomplishing public purposes of, and to act on behalf of the City, including, without limitation, the promotion and development of new and expanded business enterprises and employment; and

WHEREAS, it is proper for the Corporation to pay any legal fees that the City may be obligated to pay Mr. Lewis and the law firm of Scheef & Stone, L.L.P., for representation of the City in matters related to the AMR Bankruptcy to the extent that such services concern the Maintenance Facility; and

WHEREAS, to date, the authorization for legal services provided by Peter Lewis is \$220,000.00; and

WHEREAS, the subject project is still pending and it is estimated that not more than an additional amount of \$175,000.00 may be needed for the legal services necessary to bring this litigation to a successful conclusion.

NOW, THEREFORE, BE IT RESOLVED, that, as far as practicable, the compensation to be paid to Peter C. Lewis and the law firm of Scheef & Stone, L.L.P., pursuant to the representation of both the Corporation and, to the extent that such representation concerns the Maintenance Facility, the City shall not exceed \$395,000.00 in the aggregate.

ADOPTED this _____ day of _____, 2013.

ATTEST:

Mary Kayser
Secretary



Updated November 14, 2013

City of Fort Worth
City Council Pre-Council Agenda Calendar

November 19, 2013

8:30 a.m. Pre-Council Meeting

**Alliance Airport Authority, Inc. Meeting (Immediately following Pre-Council)
Joint Meeting of Fort Worth City Council/Fort Worth Independent School Board
of Trustees (cancelled)**

- o Briefing on Deferred Compensation Oversight Committee Report [*Susan Alanis, City Manager's Office and Todd Cox, City of Fort Worth Firefighter*]
- o Presentation on Economic Development Program Agreement with Wal-Mart.Com USA, LLC [*Robert Sturns, Housing and Economic Development*]
- o Financial Management Policy Statements Update [*James Mauldin, Financial Management Services*]

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



Updated November 14, 2013

City of Fort Worth
City Council Pre-Council Agenda Calendar

December 3, 2013 **Monthly Zoning Meeting**

1:00 p.m. Housing and Economic Development Committee
3:00 p.m. Pre-Council Meeting

↓ **Continued Items:**

- **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 October 15, 2013 by Council Member Burns)**
- **ZC-13-143 - (CD 3)** - Lockheed Martin Recreation Association Inc., Etal. 5750 & 5780 Bellaire Drive South and 3400 Bryant Irvin Road; from: "A-5" One-Family, "C" Medium Density Multifamily, "E" Neighborhood Commercial, "G" Intensive Commercial, and "OM" Office Midrise to: "G" Intensive Commercial and "PD/MU-2" Planned Development for all uses in "MU-2" High Intensity Mixed-Use with a waiver for height and to exclude uses; site plan waiver recommended. **(Recommended for Approval by the Zoning Commission) (Continued from October 29, 2013 by Council Member Zimmerman)**
- Overview of Significant Zoning Cases [*Dana Burghdoff, Planning and Development*]
- Presentation on Planning Livable Military Communities Study and Key Regional Recommendations [*Dan Kessler, Assistant Director of Transportation at NCTCOG*]
- Golf Update [*Richard Zavala, Parks and Community Services*]

December 10, 2013

10:00 a.m. Audit Committee
11:00 a.m. Legislative and Intergovernmental Affairs Committee
2:00 p.m. Infrastructure & Transportation Committee
3:00 p.m. Pre-Council Meeting

- Presentation on Proposed Economic Development Agreement I [*Jay Chapa, Housing and Economic Development*]
- Presentation on Proposed Economic Development Agreement II [*Jay Chapa, Housing and Economic Development*]
- Briefing on Maintenance Techniques for Existing Speed Cushions [*Douglas Wiersig, Transportation and Public Works*]



Updated November 14, 2013

City of Fort Worth
City Council Pre-Council Agenda Calendar

December 11, 2013 *(Wednesday)*

2:00 p.m. – 5:00 p.m. Capital Improvement Projects Workshop (Pre-Council)

December 17, 2013

8:30 a.m. Pre-Council Meeting

- o Fort Worth Employees' Retirement Fund Audit Report as required by Texas Local Government Code Section 802.1012(f) and (g) [*Doug Anderson of Gallagher Benefit Services, Inc.*]
- o Presentation on Fuel Management System Request For Proposal (RFP) Process [*Wayne Corum, Equipment Services*]

December 24, 2013

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

December 25, 2013 *(Wednesday)*

City Hall Closed – Christmas Holiday

December 31, 2013

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

**CITY OF FORT WORTH, TEXAS
REGULAR CITY COUNCIL MEETING
NOVEMBER 12, 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 7:04 p.m. on Tuesday, November 12, 2013, in the City Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102.

II. INVOCATION - Pastor Oliver Hill, First Pilgrim Valley Baptist Church

The invocation was provided by Pastor Oliver Hill, First Pilgrim Valley Baptist Church.

III. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF NOVEMBER 5, 2013

Motion: Council Member Shingleton made a motion, seconded by Council Member Bivens, that the minutes of the Regular meeting of November 5, 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 C-26558 be withdrawn from the Consent Agenda.

VI. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

There were no items to be continued or withdrawn by staff.

VII. CONSENT AGENDA

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Burns 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-18057 - Authorize Execution of a Grant Contract Amendment with the North Central Texas Council of Governments and Acceptance of Additional Grant Funds in the Amount of \$20,784.24 for the Purpose of Reimbursing Expenditures for the Cowtown Recycles Downtown Project and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)

The City Council approved the following recommendation: Authorize the execution of a grant contract amendment with the North Central Texas Council of Governments (NCTCOG) and accept additional grant funds in the amount of \$20,784.24 making the total amount \$114,254.24 received from NCTCOG; and adopt Appropriation Ordinance No. 21027-11-2013 increasing the estimated receipts and appropriations in the Grants Fund in the amount of \$20,784.24, subject to receipt of a grant from the NCTCOG, for the purpose of reimbursing expenditures for the Cowtown Recycles Downtown Project.

2. M&C G-18058 - Authorize Office of Emergency Management to Apply for the Fiscal Year 2014 Emergency Management Performance Grant, and if Awarded, Authorize Execution of a Related Grant Contract with the Texas Division of Emergency Management in the Estimated Amount of \$144,426.00, Authorize Transfer in the Amount of \$144,426.00, as Required, for the City's Fifty Percent Match from the General Fund to the Grants Fund, Authorize Interfund Loan for Fiscal Year 2014 Expenditures, Authorize Transfer of Certain Funds and Eligible Grant Costs, and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)

The City Council approved the following recommendation: Authorize the Office of Emergency Management to apply for the Fiscal Year 2014 Emergency Management Performance Grant from the Texas Division of Emergency Management in the approximate amount of \$144,426.00 to reimburse expenditures from the City's Emergency Management program; if awarded the grant, authorize the acceptance and execution of a grant contract with the Texas Division of Emergency Management in the amount of the award, which is estimated to be approximately in the amount of \$144,426.00; authorize the transfer of the Office of Emergency Management funds from the General Fund to the Grants Fund in the amount of \$144,426.00 as the City's match for the grant; authorize a non-interest bearing interfund loan from the General Fund to the Grants Fund in the approximate amount of \$144,426.00 for interim financing to secure continuation of the Emergency Management program from one grant funding period to the next; and adopt Appropriation Ordinance No. 21028-11-2013 increasing the estimated receipts and appropriations in the Grants Fund in the amount of \$288,852.00, subject to receipt of the grant, for the same purpose as reflected above.

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

1. **M&C P-11602 - Authorize Purchase Agreement with MSC Industrial Supply Company for Maintenance, Repair and Operating Supplies for All Departments Using a Texas Association of School Boards Cooperative Contract in the Amount of \$800,000.00 for the First Year (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize a Purchase Agreement for maintenance, repair and operating supplies for all departments from MSC Industrial Supply Company using Texas Association of School Boards Cooperative Contract No 415-12 in the amount up to \$800,000.00 for the first year.

2. **M&C P-11603 - Authorize Purchase Agreements with Ferguson Enterprises, Inc., for Lead-Free Brass Fittings and Fortiline, Inc., for Ductile Iron Fittings for the Water Department for a Combined Amount Up to \$294,000.00 for the First Year (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize Purchase Agreements with Ferguson Enterprises, Inc., for lead-free brass fittings and Fortiline, Inc., for ductile iron fittings for the Water Department for a combined amount up to \$294,000.00 for the first year.

3. **M&C P-11604 - Authorize Non-Exclusive Purchase Agreements with Smith Pump Company, Inc., and FCX Performance, Inc. d/b/a Pierce Pump Company, for Pump Repair Services for All Departments for a Combined Amount Up to \$114,000.00 for the First Year (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize Non-Exclusive Purchase Agreements with Smith Pump Company, Inc., and FCX Performance, Inc. d/b/a Pierce Pump Company, for pump repair services for all departments for a combined amount up to \$114,000.00 for the first year.

4. **M&C P-11605 - Authorize Purchase Agreement with Software House International Government Solutions, Inc., Using a Cooperative Contract for the Information Technology Solutions Department in the Amount Up to \$560,000.00 for the First Year (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize a Purchase Agreement with Software House International Government Solutions Inc., for standard software packages and related services, using the State of Texas Department of Information Resources Contracts No. DIR-SDD-2500, DIR-SDD-2503 and DIR-SDD-2504 for the Information Technology Solutions Department in the amount up to \$560,000.00 for the first year.

C. **Land - Consent Items**

1. **M&C L-15635 - Authorize Acquisition of a 0.38 Acre Tract of Land Located at 501 West Felix Street from the United States General Services Administration in the Amount of \$38,400.00 for the New Public Safety Training Facility (COUNCIL DISTRICT 9)**

The City Council approved the following recommendation: Authorize the acquisition of a 0.38 acre tract of land located at 501 West Felix Street from the United States General Services Administration in the amount of \$38,400.00 for the new Public Safety Training Center.

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

1. **M&C C-26554 - Authorize Execution of a Design Procurement Agreement with D.R. Horton - Texas, Ltd., in the Amount of \$458,639.00 for the Engineering Design of Basswood Boulevard from Cludcroft Lane to Horseman Road and Robert W. Downing Road South of Basswood Boulevard, Provide for Amendments for a Total Project in the Amount of \$504,502.90 and Adopt Appropriation Ordinance (COUNCIL DISTRICT 2)**

The City Council approved the following recommendation: Authorize the execution of a Design Procurement Agreement with D.R. Horton - Texas, Ltd., in the amount of \$458,639.00 for engineering services related to the design of Basswood Boulevard from Cloudcroft Lane to Horseman Road and Robert W. Downing Road south of Basswood Boulevard; and adopt Appropriation Ordinance No. 21029-11-2013 increasing the estimated receipts and appropriations in the Transportation Impact Fund by the amount of \$504,502.90, for the purpose of engineering design of Basswood Boulevard, from Cloudcroft Lane to Horseman Road and Robert W. Downing Road south of Basswood Boulevard.

2. **M&C C-26555 - Authorize Execution of Amendment No. 6 to City Secretary Contract No. 36513, an Engineering Services Agreement with Dunaway Associates, L.P., in the Amount of \$42,750.00 for the Design of East First Street from Beach Street to Oakland Boulevard, Thereby, Increasing the Total Contract Amount to \$1,086,176.00 (COUNCIL DISTRICT 4)**

The City Council approved the following recommendation: Authorize execution of Amendment No. 6 to City Secretary Contract No. 36513, an Engineering Services Agreement with Dunaway Associates, L.P., in the amount of \$42,750.00 for the design of East First Street from Beach Street to Oakland Boulevard, thereby increasing the total contract amount to \$1,086,176.00.

3. **M&C C-26556 - Authorize a Three-Year Lease with a Two-Year Renewal Option with the Hertz Corporation for Office Space and Parking Spaces at the Municipal Parking Garage Located at 917 Taylor Street (COUNCIL DISTRICT 9)**

The City Council approved the following recommendation: Authorize the City Manager or his designee to execute a lease with the Hertz Corporation for approximately 914 square feet of office space at an initial annual rent of \$17,192.40 and 20 parking spaces at an annual rent of \$24,000.00, at the Municipal Parking Garage premises, 917 Taylor Street; and authorize a three-year term for the lease beginning December 1, 2013, with an option to extend for one additional two-year term.

4. **M&C C-26557 - Authorize Transfer from the Specially Funded Capital Projects Fund to the General Fund in the Amount of \$488,978.00 for Management of the Fort Worth Public Art Program and Maintenance of the Public Art Collection, and Authorize Execution of a Professional Management Services Agreement with the Arts Council of Fort Worth and Tarrant County, Inc., in the Amount of \$438,978.00 for Fiscal Year 2014 Management of the Public Art Program and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the transfer in the amount of \$488,978.00 from the Specially Funded Capital Projects Fund to the General Fund for management of the Fort Worth Public Art Program and maintenance of the public art collection; adopt Supplemental Appropriation Ordinance No. 21030-11-2013 increasing estimated receipts and appropriations in the General Fund in the amount of \$488,978.00, from available funds, for the purpose of funding a Professional Management Services Agreement with the Arts Council of Fort Worth and Tarrant County, Inc., for Fiscal Year 2014 management of the Public Art Program and maintenance of the public art collection; and authorize a renewal of a Professional Management Services Agreement with the Arts Council of Fort Worth and Tarrant County, Inc., in the amount of \$438,978.00 for management of the Fiscal Year 2014 Fort Worth Public Art Program for a period of one year.

6. **M&C C-26559 - Authorize Purchase of Additional Axminster Carpet from Couristan, Inc., in the Amount of \$150,371.70, Authorize Execution of a Work Order with The Mark IV Construction Group, LLC, for the Removal and Installation of Carpet and Wall Base at the Fort Worth Convention Center in the Amount of \$367,455.21 Plus the Amount of \$65,591.09 for Contingency and Staff Administration for a Total Construction Cost in the Amount of \$433,046.30, and Adopt Supplemental Appropriation Ordinance Increasing Appropriations in the Culture and Tourism Fund in the Amount of \$583,418.00 and Decreasing the Assigned Fund Balance by the Same Amount (COUNCIL DISTRICT 9)**

The City Council approved the following recommendation: Adopt Supplemental Appropriation Ordinance No. 21031-11-2013 increasing estimated receipts and appropriations in the Culture and Tourism Fund in the amount of \$583,418.00, decreasing the assigned fund balance by the same amount, for the purpose of purchasing additional Axminster carpet and removal and disposal of existing carpet and wall base, preparation and installation of the new carpet; authorize an increase in the amount of \$150,371.70 to the purchase order for the purchase of additional Axminster carpet from Couristan, Inc., for the Public Events Department for a total purchase amount of \$748,953.70; and authorize the execution of a Work Order with The Mark IV Construction Group, LLC, in the amount of \$367,455.21 for the removal and disposal of the existing carpet and wall base, preparation of the floor, and installation of the City-furnished Axminster carpet and wall base.

7. **M&C C-26560 - Authorize Execution of the Third and Final Renewal for the Interceptor Condition Assessment Program Contract 2 - Large Diameter Sanitary Sewer Cleaning with Ace Pipe Cleaning, Inc., City Secretary Contract No. 40126, in the Amount of \$550,000.00 (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize execution of the third and final renewal of the contract with Ace Pipe Cleaning, Inc., for the Interceptor Condition Assessment Program Contract 2 - Large Diameter Sanitary Sewer Cleaning, City Secretary Contract No. 40126, in the amount of \$550,000.00.

8. **M&C C-26561 - Authorize Execution of Amendment No. 2 to City Secretary Contract No. 38511, an Engineering Agreement with James DeOtte Engineering, Inc., in the Amount of \$95,687.00 for a Revised Total Contract Amount of \$557,334.00 for Design Services for Sanitary Sewer Main 257 Upper and Middle Village Creek Parallel Relief Main, Part 1, Thereby Increasing the Contract Amount to \$557,334.00 (COUNCIL DISTRICT 8)**

The City Council approved the following recommendation: Authorize execution of Amendment No. 2 to City Secretary Contract No. 38511, an Engineering Agreement with James DeOtte Engineering, Inc., in the amount of \$95,687.00 for design services for Sanitary Sewer Main 257 Upper and Middle Village Creek Parallel Relief Main, Part 1, thereby increasing the contract amount to \$557,334.00.

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. **OCS - 1904 - Notice of Claims for Alleged Damages and/or Injuries**

End of Consent Agenda.

E. Award of Contract - Removed from Consent Agenda

5. **M&C C-26558 - Authorize Execution of a Construction Contract with C Green Scaping LP, in the Amount of \$384,636.64 to Provide Safe Routes to Schools in the Keller Independent School District by Restripping and Adding Bicycle Lanes on Segments of Park Vista Boulevard, Parkwood Hill Boulevard, and Redwood Trail and Adding Three Pedestrian Crossings Across Park Vista Boulevard, Authorize Payment of Project Expenses, Provide for Additional Project Costs and Contingencies for a Project Total in the Amount of \$530,685.53 (COUNCIL DISTRICT 4)**

It was recommended that the City Council authorize the execution of a construction contract with C Green Scaping LP, in the amount of \$384,636.64 to restripe and add bicycle lanes along segments of Park Vista Boulevard, Parkwood Hill Boulevard, Redwood Trail, and adding three pedestrian crossings on Park Vista Boulevard; and authorize the payment of project expenses, provide for additional project costs and contingencies for a project total in the amount of \$530,685.53.

Motion: Council Member Scarth made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication C-26558 be approved with appreciation. The motion carried unanimously 9 ayes to 0 nays.

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. Certificate of Recognition to Santiago Diaz

Council Member Espino presented a Certificate of Recognition to Santiago Diaz. He stated that Mr. Diaz 98-year old World War II veteran and expressed appreciation for his dedicated service and sacrifice he made for the nation's freedom.

2. Presentation of Proclamation of Cook Children's Immunization Day

Mayor Price presented a proclamation for Cook Children's Immunization Day to Dr. Britt Nelson, President of Cook Children's Physician Network and Dr. Marc Mazade, Pediatrician and Cook Children's Infectious Disease Physician. Dr. Mazade expressed appreciation for the proclamation and explained the importance of children's immunizations.

X. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events

Mayor Price, Mayor Pro tem Zimmerman and Council Members Espino, Bivens and Burns announced upcoming and recent events within the City and various Council districts.

2. Recognition of Citizens

There was 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

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Scarth, that the following individuals be reappointed to Place 3 on the boards/commissions/committees as indicated with terms expiring October 1, 2015:

- Mr. William Lawson to the Aviation Advisory Board
- Mr. Gene Miers to the Board of Adjustment - Commercial and the Fort Worth Alliance Airport Board of Adjustment
- Mr. Harry Butcher to the Community Development Council
- Mr. Bob West to the Zoning Commission and the Fort Worth Alliance Airport Zoning Commission

The motion carried unanimously 9 ayes to 0 nays.

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

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

XIII. RESOLUTIONS

1. A Resolution Adopting the Recommendations of the Water Utility Task Force Regarding the City's Options for Public/Private Partnerships to Deliver Water and Wastewater Services and Dissolving the Water Utility Task Force

It was recommended that the City Council adopt a resolution adopting the recommendations of the Water Utility Task Force regarding the City's options for public/private partnerships to deliver water and wastewater services and dissolving the Water Utility Task Force.

a. Report of City Staff

Mr. Frank Crumb, Director, Water Department, appeared before Council and provided a staff report.

b. Citizen Presentations

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

Mr. Kenneth Davis, 500 West Seventh, Suite 827
Mr. Payton Fletcher, 3404 Creston Avenue
Mr. Steve Epstein, 1617 Steinburg Lane
Mr. Oscar Renda, 1904 Bayshore, Flower Mound

Mr. Gary Hogan, 2117 Rolling Creek Run, completed a comment card in support of the resolution.

Ms. Karen Daniel, representing Fort Worth Water Works Company and Black & Veatch, 11401 Lamar Avenue, Overland Park, Kansas, completed an undecided speaker card and provided a presentation relative to private public/private partnerships to deliver water and wastewater services.

c. Council Action

There being no further citizen presentations, Mayor Price called for a motion and vote.

Motion: Council Member Jordan made a motion, seconded by Council Member Shingleton, Resolution No. 4258-11-2013 be adopted with appreciation. The motion carried unanimously 9 ayes to 0 nays.

2. A Resolution of the City Council of the City of Fort Worth, Texas, Changing and Canceling Various Regularly Scheduled City Council Meetings for the Months of January 2014 through December 2014

It was recommended that the City Council adopt a resolution changing and canceling various regularly scheduled City Council meetings for the month of January 2014 through December 2014.

City Secretary Kayser stated that the resolution should be corrected to reflect June 24, 2014, as a canceled meeting instead of June 25, 2014.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Scarth, that Resolution No. 4259-11-2013 be adopted as corrected. The motion carried unanimously 9 ayes to 0 nays.

XIV. 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 October 25, 2013.

Mayor Price opened the public hearing.

1. ZC-13-126 - (CD 5) - Garland All Storage Associates, Ltd., 2941 - 2969 Precinct Line Road; from: "PD-627" Planned Development for all uses in "E" Neighborhood Commercial plus Mini-Warehouse, with Open and Covered Parking, and exclude the following uses: Liquor or Package Store, Tattoo Parlor, Pawn Shop, Massage Parlor; site plan required to: Amend "PD-627" Planned Development to allow for a liquor or package store; site plan included. (Recommended for Denial without Prejudice by the Zoning Commission)

Mr. Coy Quine, 301 South Sherman Street, Suite 100, Richardson, completed an undecided card regarding Zoning Docket ZC-13-126 and was recognized by Mayor Price but did not wish to address Council.

Motion: Council Member Bivens made a motion, seconded by Council Member Espino, that Zoning Docket ZC-13-126 be denied without prejudice. The motion carried unanimously 9 ayes to 0 nays.

- 2. ZC-13-136 - (CD-ALL) - City of Fort Worth Planning & Development; Text Amendment: Airport Overlay and Runway Protection Zones: Spinks Municipal Airport: 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: Section 4.405 "Airport/Airfield Overlay" ("AO") District Of Article 4 "Overlay Districts", Of Chapter 4, "District Regulations" to add a new section, Section 4.405D, "Spinks Municipal Airport"; providing regulations for Airport/Airfield Overlay Zones ("AO") and Runway Protection Zone ("AO-RPZ") Restrictions for incompatible uses within Runway Protection Zones for Spinks Municipal Airport; and to revise Chapter 9, "Definitions" to add definitions related to airports (Recommended for Approval by the Zoning Commission)**

Motion: Council Member Jordan made a motion, seconded by Council Member Shingleton, that Zoning Docket ZC-13-136 be approved and Ordinance No. 21032-11-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

- 3. ZC-13-138 - (CD 6) - City of Fort Worth Planning & Development, Spinks Municipal Airport bounded by FM 1187, IH35 S. and South City Limits; from: "AG" Agricultural, "A-21" One-Family, "A-5" One-Family, "E" Neighborhood Commercial, "I" Light Industrial, "J" Medium Industrial, and "K" Heavy Industrial to: Add an Airport Overlay ("AO") and Runway Protection Zones ("RPZ")(Recommended for Approval by the Zoning Commission)**

Motion: Council Member Jordan made a motion, seconded by Mayor Pro tem Zimmerman, that Zoning Docket ZC-13-138 be approved. The motion carried unanimously 9 ayes to 0 nays.

- 4. ZC-13-140 - (CD 9) - Jose L. Portillo, 4217-4221 Hemphill Street; from: "FR" General Commercial Restricted to: "E" Neighborhood Commercial (Recommended for Approval by the Zoning Commission)**

Motion: Council Member Burns made a motion, seconded by Mayor Pro tem Zimmerman, that Zoning Docket ZC-13-140 be approved. The motion carried unanimously 9 ayes to 0 nays.

- 5. SP-13-006 - (CD 7) - Bear Creek Plaza Ltd., 10997 Old Denton Road; from: "PD-943" Planned Development for all uses in "G" Intensive Commercial plus mini-warehouse; site plan approved to: Amend "PD-943" site plan to convert the carport and parking areas to storage units. (Recommended for Approval by the Zoning Commission)**

Mr. Coy Quine, 301 South Sherman Street, Suite 100, Richardson, completed a speaker card in support of Site Plan SP-13-006 but did not wish to address Council.

Motion: Council Member Shingleton made a motion, seconded by Council Member Bivens, that Site Plan SP-13-006 be approved. The motion carried unanimously 9 ayes to 0 nays.

- 6. ZC-13-145 - (CD 4) - Hillwood Alliance Residential, L. P., 8500 Ray White Road; from "E" Neighborhood Commercial to: "PD/E" Planned Development for all uses in "E" Neighborhood Commercial plus grocery store over 60,000 sq. ft.; site plan included. (Recommended for Approval by the Zoning Commission)**

The following individuals completed speaker cards in support of Zoning Docket ZC-13-145 and were recognized by Mayor Price but did not wish to address Council:

Mr. Michael Clark, 6750 Hillcrest Plaza #325, Dallas
Mr. Jim Freeman, 1331 East Airport Freeway, Irving

Motion: Council Member Scarth made a motion, seconded by Council Member Bivens, that Zoning Docket ZC-13-145 be approved. The motion carried unanimously 9 ayes to 0 nays.

- 7. ZC-13-146 - (CD 6) - Great Commission Baptist Church, 7700 McCart Avenue; from: "C" Medium Density Multifamily and "PD-2" Planned Development for all uses in "E" Neighborhood Commercial; site plan required to: "CF" Community Facilities (Recommended for Approval by the Zoning Commission)**

Motion: Council Member Jordan made a motion, seconded by Council Member Shingleton, that Zoning Docket ZC-13-146 be approved. The motion carried unanimously 9 ayes to 0 nays.

- 8. ZC-13-147 - (CD 9) - McCart Panther Partners, 3500 McCart Avenue; from: "I" Light Industrial to: "PD/I" Planned Development for all uses in "I" Light Industrial plus mini-warehouse; site plan waiver recommended. (Recommended for Approval by the Zoning Commission)**

Mr. Coy Quine, 301 South Sherman, Suite 100, appeared before Council in support of Zoning Docket ZC-13-147.

Motion: Council Member Burns made a motion, seconded by Council Member Allen Gray, that Zoning Docket ZC-13-147 be approved. The motion carried unanimously 9 ayes to 0 nays.

City Secretary Kayser announced that Zoning Dockets ZC-13-148 through ZC-13-155 were surplus properties and advised that the Council would consider them under one vote.

- 9. ZC-13-148 - (CD 3) - City of Fort Worth Planning & Development, 4912 Ridglea Lane; from: "C" Medium Density Multifamily to: "A-5" One-Family (Recommended for Approval by the Zoning Commission)**
- 10. ZC-13-149 - (CD 3) - City of Fort Worth Planning & Development, 4920 Ridglea Lane; from: "C" Medium Density Multifamily to: "B" Two-Family (Recommended for Approval by the Zoning Commission)**
- 11. ZC-13-150 - (CD 9) - City of Fort Worth Planning & Development, 554 W. Broadus Street; from: "B" Two-Family to: "A-5" One-Family (Recommended for Approval by the Zoning Commission)**
- 12. ZC-13-151 - (CD 8) - City of Fort Worth Planning & Development, 1716 E. Jessamine Street; from: "B" Two-Family to: "A-5" One-Family (Recommended for Approval by the Zoning Commission)**
- 13. ZC-13-152 - (CD 9) - City of Fort Worth Planning & Development, 1225 E. Fogg Street; from: "B" Two-Family to: "A-5" One-Family (Recommended for Approval by the Zoning Commission)**
- 14. ZC-13-153 - (CD 8) - City of Fort Worth Planning & Development, 2525 Lawnwood Street; from: "J" Medium Industrial to: "A-5" One-Family (Recommended for Approval by the Zoning Commission)**
- 15. ZC-13-154 - (CD 5) - City of Fort Worth Planning & Development, 2614 Langston Street; from: "B" Two-Family to: "A-5" One-Family (Recommended for Approval by the Zoning Commission)**

16. ZC-13-155 - (CD 9) - City of Fort Worth Planning & Development, 2741 Stuart Drive; from: "B" Two-Family to: "A-5" One-Family (Recommended for Approval by the Zoning Commission)

Motion: Council Member Burns made a motion, seconded by Mayor Pro tem Zimmerman, that Zoning Dockets ZC-13-148 through ZC-13-155 be approved. The motion carried unanimously 9 ayes to 0 nays.

17. ZC-13-156 - (CD 5) - City of Fort Worth/Petition from Elm Street, 3800 Block of Elm Street; from: "AG" Agricultural to: "A-5" One-Family (Recommended for Approval by the Zoning Commission)

Motion: Council Member Bivens made a motion, seconded by Council Member Burns, that Zoning Docket ZC-13-156 be approved. 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 Bivens made a motion, seconded by Council Member Burns, that the hearing be closed and that Ordinance No. 21033-11-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

XV. REPORT OF THE CITY MANAGER

B. General

1. M&C G-18059 - Conduct a Public Hearing, Adopt Resolution Expanding the Boundary of the 28th Street/Meacham Area Neighborhood Empowerment Zone and Adopt Ordinance Revising the Boundary of the 28th Street/Meacham Area as Fort Worth Neighborhood Empowerment Reinvestment Zone No. 37 (COUNCIL DISTRICTS 2 and 4) (PUBLIC HEARING)

It was recommended that the City Council conduct a public hearing concerning the expansion of the 28th Street/Meacham Area Fort Worth Neighborhood Empowerment Reinvestment Zone No. 37; adopt a resolution expanding the boundary of the 28th Street/Meacham Area Neighborhood Empowerment Zone; and adopt an ordinance expanding and incorporating a certain area in the City of Fort Worth as "Neighborhood Empowerment Reinvestment Zone No. 37, City of Fort Worth, Texas", pursuant to the Texas Property Redevelopment and Tax Abatement Act, Tax Code, Chapter 312; providing the effective and expiration dates for the Zone and a mechanism for renewal of the Zone; and containing other matters related to the Zone.

Mayor Price opened the public hearing.

a. **Report of City Staff**

Ms. Sarah Odle, Administrative Assistant, Housing and Economic Development Department, appeared before Council and provided a staff report.

b. **Citizen Presentations**

There were no citizen presentations.

c. **Council Action**

Motion: Council Member Scarth made a motion, seconded by Mayor Pro tem Zimmerman, that the public hearing be closed, Mayor and Council Communication G-18059 be approved and Resolution No. 4260-11-2013 and Ordinance No. 21034-11-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

2. **M&C G-18060 - Conduct a Public Hearing, Adopt Resolution Expanding the Boundary of the Ridglea Village/Como Area Neighborhood Empowerment Zone and Adopt Ordinance Revising the Boundary of the Ridglea Village/Como Area as Fort Worth Neighborhood Empowerment Reinvestment Zone No. 2 (COUNCIL DISTRICTS 3 and 9) (PUBLIC HEARING)**

It was recommended that the City Council conduct a public hearing concerning the expansion of Ridglea Village/Como Area Fort Worth Neighborhood Empowerment Reinvestment Zone No. 2; adopt a resolution expanding the boundary of Ridglea Village/Como Area Neighborhood Empowerment Zone; and adopt an ordinance expanding and incorporating a certain area in the City of Fort Worth as "Neighborhood Empowerment Reinvestment Zone No. 2, City of Fort Worth, Texas", pursuant to the Texas Property Redevelopment and Tax Abatement Act, Tax Code, Chapter 312; providing the effective and expiration dates for the Zone and a mechanism for renewal of the Zone; and containing other matters related to the Zone.

Mayor Price opened the public hearing.

a. **Report of City Staff**

Ms. Sarah Odle, Administrative Assistant, Housing and Economic Development Department, appeared before Council and provided a staff report.

b. Citizen Presentations

Mr. Todd Landry, 3131 Sanguinet Street, completed a speaker card in support of Mayor and Council Communication G-18060 but did not wish to address Council.

c. Council Action

Motion: Council Member Burns made a motion, seconded by Council Member Shingleton, that the public hearing be closed, Mayor and Council Communication G-18060 be approved and Resolution No. 4261-11-2013 and Ordinance No. 21035-11-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

E. Planning & Zoning

1. [M&C PZ-3041 - Adopt Resolution Amending the City's Three-Year Annexation Plan to Add an Approximately 180.5-Acre Tract of Land Located Along Jacksboro Highway SH 199 and East of the Town of Lakeside \(COUNCIL DISTRICT 7\)](#)

It was recommended that the City Council adopt a resolution amending the City of Fort Worth's annexation plan to add an approximately 180.5-acre tract of land, out of the Jacob Wilcox Survey No. 33, Abstract No. 1716, including the Ella Young Addition Subdivision, in Tarrant County along Jacksboro Highway (SH 199) and east of the Town of Lakeside.

Mr. Anthony Parchini, 7800 Ella Young Drive, completed a comment card in support of Mayor and Council Communication PZ-3041.

Ms. Cheryl Wilson, 7629 Sommerville Place Road, completed a comment card in opposition of Mayor and Council Communication PZ-3041.

Motion: Council Member Shingleton made a motion, seconded by Council Member Jordan, that Mayor and Council Communication PZ-3041 be approved and Resolution No. 4262-11-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

F. Award of Contract

- 1. M&C C-26562 - Authorize Execution of a Memorandum of Understanding with the North Central Texas Council of Governments, the Texas Department of Transportation, Tarrant County, and Fort Worth South, Inc., for the South Main Urban Village Sustainable Development Project, Adopt Resolution Authorizing Execution of a Funding Agreement with the North Central Texas Council of Governments and the Texas Department of Transportation for the South Main Urban Village Sustainable Development Project, Accept Sustainable Development Grant from the North Central Texas Council of Governments and the Texas Department of Transportation in the Amount of \$3,000,000.00, Authorize Execution of an Interlocal Agreement with Tarrant County for and Acceptance of a \$740,000.00 Contribution to the Project, Authorize Acceptance in the Amount of \$2,750,000.00 from Tax Increment Financing District No. 4 and Adopt Appropriation Ordinance (COUNCIL DISTRICTS 8 and 9)**

It was recommended that the City Council authorize execution of the Memorandum of Understanding with the North Central Texas Council of Governments, the Texas Department of Transportation, Tarrant County, and Fort Worth South, Inc., for the design and construction of the South Main Urban Village Sustainable Development Project to be constructed between Vickery Boulevard and Magnolia Avenue; adopt a resolution authorizing the execution of a funding agreement with the North Central Texas Council of Governments and the Texas Department of Transportation in the amount of \$3,750,000.00, which includes a required local match contribution of \$750,000.00 from Tax Increment Financing District No. 4 for the South Main Urban Village Sustainable Development Project; authorize acceptance of a \$750,000.00 local match contribution from Tax Increment Financing District No. 4 and authorize acceptance of an additional contribution to the South Main Urban Village Sustainable Development Project from Tax Increment Financing District No. 4 in an amount up to \$2,000,000.00; authorize acceptance of a reimbursement grant in the amount of \$3,000,000.00 from the North Central Texas Council of Governments and the Texas Department of Transportation to the Grants Fund, contingent upon execution of the funding agreement; authorize execution of an Interlocal Agreement with Tarrant County for a \$740,000.00 contribution to the South Main Urban Village Sustainable Development Project and authorize acceptance of the \$740,000.00 contribution, contingent upon execution of the Interlocal Agreement; adopt an appropriation ordinance increasing estimated receipts and appropriations in the Grant Capital Projects Fund in the amount of \$3,750,000.00, from available funds, for purpose of funding construction of streetscape improvements on South Main Street between Vickery Boulevard and Magnolia Avenue; and adopt an attached appropriation ordinance increasing estimated receipts and appropriations in the Specially Funded Capital Projects Fund in the amount of \$2,740,000.00, for the same purpose as reflected above.

Motion: Council Member Burns made a motion, seconded by Council Member Allen Gray that Mayor and Council C-26562 be approved and Resolution No. 4263-11-2013 and Appropriation Ordinance Nos. 21036-11-2013 and 21037-11-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

XVI. PUBLIC HEARING

1. [Second Public Hearing for a Proposed City-Initiated Annexation of Approximately 36.4 Acres of Land in Denton County, Located North of SH 114 and East of FM156 \(AX-13-010, 2400-2800 Blocks SH 114\)](#)

It was recommended that the City Council conduct a second public hearing for a proposed City-initiated annexation of approximately 36.4 acres of land in Denton County, located north of SH 114 and east of FM 156 (AX-13-010, 2400-2800 blocks of SH 114).

Mayor Price opened the public hearing.

a. [Report of City Staff](#)

Ms. Beth Knight, Senior Planner, Planning and Development Department, appeared before Council and provided a staff report.

b. [Citizens Comments](#)

There were no citizen comments.

Motion: Council Member Shingleton made a motion, seconded by Council Member Scarth, that the public hearing be closed. The motion carried unanimously 9 ayes to 0 nays.

XVII. [CITIZEN PRESENTATIONS](#)

Mr. Kyle Blake, 1617 Fairmount Avenue, appeared before Council relative to bicycle and pedestrian infrastructure funding.

Ms. Jerry Horton, 2608 Carter Avenue, appeared before Council relative to neighborhood trash, crime and expressed thanks to the City for placing "no dumping" signs in her neighborhood.

Ms. Wanda Conlin, 1755 Martel Avenue, appeared before Council and presented a citizens petition for the East Lancaster library.

Ms. Dianna Wilson, 5816 Village Course Circle #326, appeared before Council relative to issues with her polling location, street lights on Mansfield Highway, and expressed appreciation to the City for the clean-up efforts in her neighborhood.

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

XIX. ADJOURNMENT

There being no further business, Mayor Price adjourned the Regular Meeting at 8:48 p.m.



MEMO

DATE: November 13, 2013

TO: Honorable City Council Members

FROM: Misty James

SUBJECT: Board and Commission Appointments and Reappointments

Mayor Betsy Price will request your consideration for the following Board/ Commission/ Committee appointments and reappointments on November 19, 2013:

- Appoint Mr. Jeff Law to the Aviation Advisory Board, Place 1, with a term expiring October 1, 2015.
- Appoint Ms. Melissa Konur to the Building Standards Commission, Place 1, with a term expiring September 30, 2015.
- Appoint Ms. Victoria Puente to the Fort Worth Commission for Women, Place 1, with a term expiring October 1, 2015.
- Reappoint Mr. Dan Moore to the Board of Adjustment-Commercial and Fort Worth Alliance Airport Board of Adjustment, Place 1, with a term expiring October 1, 2015.
- Reappoint Mr. Paul Johnston to the Board of Adjustment-Residential, Place 1, with a term expiring October 1, 2015.
- Reappoint Mr. Charles Rand to the City Plan Commission and the Capital Improvements Advisory Committee for Transportation Impact Fees, Place 1, with a term expiring October 1, 2015.
- Reappoint Mr. Jason Hall to the Community Development Council, Place 1, with a term expiring October 1, 2015.
- Reappoint Mr. Gannon Gries to the Historic & Cultural Landmarks Commission, Place 1, with a term expiring October 1, 2015.
- Reappoint Mr. Jerome Styrsky to the Library Advisory Board, Place 1, with a term expiring October 1, 2015.
- Reappoint Ms. Sheila Hill to the Parks and Community Service Board, Place 1, with a term expiring October 1, 2015.
- Reappoint Ms. Margaret Johnson to the Urban Design Commission, Place 1, with a term expiring October 1, 2015.

If you have any questions or concerns, please let me know.



TO: The Honorable Mayor and City Council Members
FROM: W.B. "Zim" Zimmerman, District 3
DATE: November 19, 2013
SUBJECT: Appointments & Reappointments to Boards/Commissions/Committees

Request your consideration to appoint and reappoint the following individuals to Boards/Commissions/ Committees as indicated with terms expiring as indicated:

Appointments:

- Bobbie Shosty McCurdy to Place 3 on the Library Advisory Board, with a term expiring October 1, 2015
- Diane Creswell to the Place 3 on the Parks & Community Services Advisory Board, with a term expiring October 1, 2015

Reappointment:

- C. B. Team, IV, to Place 3 on the Appeals Board with a term expiring September 30, 2015

The applications for Bobbie McCurdy and Diane Creswell were sent to each Council Member electronically and the original copies will be maintained by the City Secretary's Office

No Documents for this Section

No Documents for this Section

No Documents for this Section

No Documents for this Section

City of Fort Worth, Texas
Mayor and Council Communication

DATE: Tuesday, November 19, 2013

LOG NAME:

REFERENCE NO.: **OCS-1905

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, November 14, 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, November 19, 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. Thank you.

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Christina Hargett	10/31/2013	8/30/2013	9th and Commerce street	Property Damage	Vehicle damaged while crossing railroad	TPW	Yes	No
Starfoam Manufacturing	11/11/2013	9/3/2013	N Commerce Street	Property Damage	City vehicle damaged truck	TPW	Yes	No
Warner Alan Properties	11/13/2013	10/10/2013	2200 Taxco Rd #1812	Property Damage	Officer damaged door	Police	Yes	No
Tony & Jo Ann Jones	11/8/2013	10/31/2013	6958 Downey Court	Reimbursement	Plumbing charge	Water	No	No
Alma Medellin	11/8/2013	11/4/2013	2617 Angle Avenue	Property Damage	Water damage altering foundation	Water	Yes	No
Sandra Pippi	11/7/2013	11/5/2013	10328 Gray Oak	Reimbursement	Recurring plumbing charge	Water	Yes	No

No Documents for this Section

No Documents for this Section

No Documents for this Section

No Documents for this Section