



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

MONDAY, DECEMBER 16, 2013

| | <u>TIME</u> | <u>LOCATION</u> |
|--|--------------------|------------------------|
| TIF 7 (North Tarrant Parkway) Board of Directors | 1:00 p.m. | Pre-Council Chamber |

TUESDAY, DECEMBER 17, 2013

| | | |
|-----------------------------------|---|---------------------|
| Pre-Council Meeting | 8:30 a.m. | Pre-Council Chamber |
| City Council Meeting | 10:00 a.m. | Council Chamber |
| Fort Worth Sports Authority, Inc. | <i>Immediately following the City Council Meeting</i> | Council Chamber |

WEDNESDAY, DECEMBER 18, 2013

| | | |
|--|------------|--|
| Collective Bargaining between the City and the Fort Worth Professional Fire Fighters Association | 9:00 a.m. | IAFF Local 440 Office 3855 Tulsa Way |
| Board of Adjustment – 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 | 4:00 p.m. | Deborah Beggs Moncrief Garden Center Fort Worth Botanic Garden 3220 Botanic Garden Boulevard |

THURSDAY, DECEMBER 19, 2013

| | | |
|-------------------------|------------|---------------------|
| Urban Design Commission | 10:00 a.m. | Pre-Council Chamber |
|-------------------------|------------|---------------------|

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| <p>This summary is compiled from data furnished to the Office of the City Secretary by 12:00 p.m. on December 12, 2013, and may not include all meetings to be conducted during the week of December 16, 2013 through December 20, 2013. It is a summary listing only. See individual agendas which are posted in compliance with the Texas Open Meetings Act for detailed information.</p> |
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**SUMMARY OF MEETINGS AND ACTIVITIES
MONDAY, DECEMBER 16, 2013, THROUGH FRIDAY, DECEMBER 20, 2013**

FRIDAY, DECEMBER 20, 2013

No Meetings

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

**FW SPORTS AUTHORITY, INC. BOARD MEETING
TUESDAY, DECEMBER 17, 2013
(IMMEDIATELY FOLLOWING THE CITY COUNCIL MEETING)
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

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

1. Report of the City Manager - **Tom Higgins, City Manager**
 - a. Changes to the City Council Agenda
 - b. Upcoming and Recent Events
 - c. Organizational Updates and Employee Recognition(s)
 - d. Informal Reports
 - [IR 9610](#): Authorize Submission of a Letter of Support to the Foreign-Trade Zones Board to Expand Foreign Trade Zone No. 168 in Mercantile Business Park
 - [IR 9611](#): Implementation of Water Utility Task Force Recommendations
 - [IR 9612](#): October 2013 - Sales Tax Update
2. Current Agenda Items - **City Council Members**
3. Responses to Items Continued from a Previous Week
 - a. [ZC-13-158](#) - (COUNCIL DISTRICT 2) Rita & Blas Rodriguez, 2421 Pearl Avenue; from: "A-5" One-Family to: "PD/A-5" Planned Development for all uses in "A-5" One-Family plus inside storage of roofing materials only; site plan included (**Recommended for Denial by the Zoning Commission**) (**Continued from December 3, 2013 by Council Member Zimmerman on behalf of Council Member Espino**)
 - b. [ZC-13-160](#) - (COUNCIL DISTRICT 2) Mario Santiesteban/MSCTLS Properties, LLC, 2723 Pearl Avenue; from: "A-5" One-Family to: "E" Neighborhood Commercial (**Recommended for Approval by the Zoning Commission**) (**Continued from December 3, 2013 by Council Member Zimmerman on behalf of Council Member Espino**)
 - c. [ZC-13-161](#) - (COUNCIL DISTRICT 2) Anthony Williams & Jehad Mesh Mesh, 3024 Refugio; from: "A-5" One-Family to: "PD/ER" Planned Development for all uses in "ER" Neighborhood Commercial Restricted plus restaurant with front yard parking; site plan waiver recommended (**Recommended for Approval as Amended to PD/ER plus restaurant and front yard parking**) (**Continued from**

December 3, 2013 by Council Member Zimmerman on behalf of Council Member Espino)

- d. [ZC-13-166](#) - (COUNCIL DISTRICT 2) NW 28th Street Properties, 1500 NW 28th Street, 2808-2812 Prairie Street; from: "A-5" One-Family to: "PD/E" Planned Development for all uses in "E" Neighborhood Commercial plus outside storage of two dumpsters and one trailer; site plan waiver recommended **(Recommended for Approval by the Zoning Commission) (Continued from December 3, 2013 by Council Member Zimmerman on behalf of Council Member Espino)**
4. 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.**
5. Presentation on Fuel Management System Request for Proposals (RFP) Process - **Wayne Corum, Equipment Services**
6. Briefing on the City's Response Protocols Related to Natural Gas Incidents - **Rick Trice, Planning and Development and Landon Stallings, Fire**
7. City Council Requests for Future Agenda Items and/or Reports
8. Executive Session (PRE-COUNCIL CHAMBER) - **SEE ATTACHMENT A Attachment(s):**
[Executive Session Agenda - Attachment A.pdf](#)

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ATTACHMENT A
EXECUTIVE SESSION
(PRE-COUNCIL CHAMBER, CITY HALL)
Tuesday, December 17, 2013

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

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

**CITY COUNCIL AGENDA
FOR THE MEETING AT 10:00 A.M. TUESDAY, DECEMBER 17, 2013
CITY COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

- I. CALL TO ORDER**
- II. INVOCATION** - Reverend Lee Ann Bryce, First Congregational United Church of Christ
- III. PLEDGE OF ALLEGIANCE**
- IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF DECEMBER 10, 2013**
- V. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA**
- VI. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF**
- VII. CONSENT AGENDA**

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

A. General - Consent Items

- 1. [M&C G-18080](#) - Authorize Payment to the Atmos Gas Cities Steering Committee in the Amount of \$37,061.00 to Fund Participation in Dockets, Rate Cases and Other Proceedings Related to Gas Utility Regulations (ALL COUNCIL DISTRICTS)
- 2. [M&C G-18081](#) - Authorize Payment of 2014 Membership Dues to the Texas Coalition of Cities for Franchise Utility Issues in the Amount of \$27,500.00 (ALL COUNCIL DISTRICTS)
- 3. [M&C G-18082](#) - Approve Findings of Ground Transportation Coordinator Regarding Renewal Application of Magdi Fahiem d/b/a 1st Choice Limousines & Transportation Service, to Operate Ten Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
- 4. [M&C G-18083](#) - Approve Findings of Ground Transportation Coordinator Regarding Renewal Application of Advance Transportation Solutions, LLC, to Operate One Limousine Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
- 5. [M&C G-18084](#) - Approve Findings of Ground Transportation Coordinator Regarding Renewal Application of Choice Transport to Operate Three Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
- 6. [M&C G-18085](#) - Authorize Temporary Closure of a Section of Cravens Road from East Berry Street to Dowdell Road from January 6, 2014 Through October 18, 2014 for Construction of a Bridge Over Wildcat Branch Creek and the Temporary Closure of Ayers Avenue and Avenue E Near the Intersection of East Rosedale Street from December 18,

2013 Through March 17, 2014 to Expedite Construction of a Roundabout as Part of the East Rosedale Street Enhancement Project (COUNCIL DISTRICTS 5 and 8)

7. [M&C G-18086](#) - Approve Findings of Ground Transportation Coordinator Regarding Renewal Application of Hoque & Mumith, Inc. d/b/a ALT Worldwide Chauffeured Services, to Operate Twenty Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
8. [M&C G-18087](#) - Approve Findings of Ground Transportation Coordinator Regarding Renewal Application of Limo in DFW, to Operate Two Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
9. [M&C G-18088](#) - Authorize Payment to Energy Transfer Fuel, LP, in the Amount of \$221,467.58 for the Construction of a Twenty-Four Inch Casing Extension on its Twenty-Inch Old Ocean 9004 Pipeline to Accommodate the Construction of Old Decatur Road from WJ Boaz Road to McLeroy Boulevard (COUNCIL DISTRICT 7)
10. [M&C G-18089](#) - Approve Findings of Ground Transportation Coordinator Regarding Renewal Application of Walsh Integrity Investments, LLC d/b/a AirCar, to Operate Twenty Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
11. [M&C G-18090](#) - Adopt Supplemental Appropriation Ordinance Increasing Appropriations in the Federal Asset Forfeiture Fund in the Amount of \$250,000.00 for the Purpose of Purchasing Permissible Law Enforcement Goods and Services and Decreasing the Assigned Fund Balance by the Same Amount (ALL COUNCIL DISTRICTS)
12. [M&C G-18091](#) - Authorize the Use of Funds in the Restricted Residual Account for the 2004 Capital Improvement Program Fire Safety Improvements Proposition Four Totaling \$154,105.00, Authorize Execution of an Architectural Services Agreement in the Amount of \$149,105.00 with RPGA Design Group, Inc., Provide for Additional Funding for Staff Time and Other Miscellaneous Expenses for a Total Project in the Amount of \$154,105.00 to Design the Relocation of Fire Station No. 17 to the New Public Safety Training Center Site (COUNCIL DISTRICT 9)
13. [M&C G-18092](#) - Authorize Execution of a Settlement Agreement with Don E. Hansen for the Termination of an Administration Building Lease and Ramp Space License Agreement at Fort Worth Meacham International Airport for the Purpose of Renovation of the Administration Building, Authorize Payment in the Amount of \$500,000.00 to Don E. Hansen in Settlement of All Claims, Authorize Use of Mineral Lease Revenue from City Airports and Adopt Appropriation Ordinances (COUNCIL DISTRICT 2)
14. [M&C G-18093](#) - Authorize Use of \$399,956.00 in Tree Removal Fee

Revenue to Fund the Community Tree Planting Program
and Adopt Appropriation Ordinance (ALL COUNCIL
DISTRICTS)

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

1. [M&C P-11613](#) - Authorize Non-Exclusive Purchase Agreements with Aqua Metrics, Atlas Utility Supply Company and Master Meter to Provide Water Meters and Appurtenances for the Water Department for a Combined Amount Up to \$1,400,000.00 for the First Year (ALL COUNCIL DISTRICTS)
2. [M&C P-11614](#) - Authorize Purchase of a F-350 Command Center Truck from Caldwell Country Ford Using a Cooperative Contract for the Fire Department in the Amount of \$77,808.00 (ALL COUNCIL DISTRICTS)

C. Land - Consent Items

1. [M&C L-15645](#) - Authorize Execution of a Rescission of Notices of Restriction to Remove the Wetlands Mitigation Easement from Approximately 34.72 Acres Located on the Northeast Quadrant of Dallas/Fort Worth International Airport, Subject to Approval by the U.S. Army Corps of Engineers (ALL COUNCIL DISTRICTS)
2. [M&C L-15646](#) - Authorize Execution of Amendment No. 8 to Purchase Agreement with Cypress Equities I, LP, City Secretary Contract No. 35571, to Extend Option to Purchase City-Owned Property in the Evans and Rosedale Project Area for an Additional Fifteen Months (COUNCIL DISTRICT 8)
3. [M&C L-15647](#) - Authorize Acquisition of a Fee-Simple Interest in 0.142 Acres of Land for Right-of-Way Located on the Southwest Corner of Cromwell Marine Creek Road and Marine Creek Parkway, from Marine Creek of Texas JV for \$40,200.00 and Pay the Estimated Closing Costs of \$1,500.00 for a Total in the Amount of \$41,700.00 (COUNCIL DISTRICT 2)

D. Planning & Zoning - Consent Items

1. [M&C PZ-3044](#) - Adopt Ordinance Vacating a Portion of an Alley, a Portion of Bellaire Drive North and the Remaining Portions of Grisham Way and Mid Court Within the Texas Christian University Campus for a New Dormitory, Parking and Multi-Purpose Student Services Building (COUNCIL DISTRICT 3)

E. Award of Contract - Consent Items

1. [M&C C-26601](#) - Authorize Execution of a Communications System Agreement with the City of Kennedale for Participation in the City of Fort Worth's Two-Way Public Safety Radio System at No Cost to the City of Fort Worth (ALL COUNCIL DISTRICTS)
2. [M&C C-26602](#) - Authorize Execution of a Contract with e-Watch Corporation to Provide Implementation Services, End-User Training and Annual Maintenance and Licensing for a

Consolidated Video Security System in the Amount Up to \$400,000.00 Annually for the Fire Department (ALL COUNCIL DISTRICTS)

3. [M&C C-26603](#) - Authorize Amendment to Mayor and Council Communication C-24710 for the Conditional Commitment and Contract for HOME Investment Partnership Program Grant Funds to Cornerstone Assistance Network Housing Development Corporation for the Development of Single Family Houses in the Polytechnic Neighborhood to Comply with United States Department of Housing and Urban Development Requirements, Reduce the Number of Houses to be Constructed to Two, and Authorize Release of City Liens (COUNCIL DISTRICT 5)
4. [M&C C-26604](#) - Authorize Execution of a Lease Agreement with International Sister Cities Association of Fort Worth, Inc., for Office Space in the City Hall Annex Building in the Amount of \$100.00 Each Year for Five Years (COUNCIL DISTRICT 9)
5. [M&C C-26605](#) - Authorize Execution of Change Order No. 21 with the Texas Department of Transportation in the Amount of \$103,547.77, with City Participation in the Amount of \$59,954.16, for the Ongoing Construction of East Rosedale Street from IH-35W to US 287, Thereby Increasing the Total Contract Amount to \$18,380,884.77 (COUNCIL DISTRICT 8)
6. [M&C C-26606](#) - Authorize Execution of a Reimbursement Agreement and Payment to Millennium Telcom, LLC d/b/a OneSource Communications, in the Amount of \$212,482.00 for the Relocation of Approximately 6,600 Feet of Overhead Wire to Underground Facilities that are Located Along Old Denton Road (COUNCIL DISTRICT 4)
7. [M&C C-26607](#) - Authorize Execution of a Stormwater Facility Maintenance Agreement with Western Center Reserve, LLC on Property Located East of Blue Mound Road, Between Western Center Boulevard and Watauga Smithfield Road, Containing 10.660 Acres of Land in the Josiah Walker Survey, Abstract 1602 and the James A. Bradford Survey, Abstract 183, at no Cost to the City (COUNCIL DISTRICT 2)
8. [M&C C-26608](#) - Authorize Execution of a Memorandum of Understanding with the City of Arlington and the City of Dallas to Participate in the North Texas Anti-Trafficking Team, Authorize Acceptance in an Amount Up to \$60,000.00 from the Department of Justice Through the City of Arlington from the Fiscal Year 2013 Enhanced Collaborative Model to Combat Human Trafficking Grant, Authorize Matching Funds in an Amount Up to \$172,348.80 and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
9. [M&C C-26609](#) - Ratify Application for and Authorize Acceptance of, if Awarded, a Motor Carrier Safety Assistance Program High Priority Grant from the United States Department of Transportation, Federal Motor Carrier Safety

Administration in an Amount Up to \$315,234.80 to Conduct Commercial Motor Vehicle Enforcement and Public Outreach, Authorize Execution of the Grant Agreement for Acceptance of Grant Funds, Authorize Matching Funds in an Amount Up to \$93,106.91 and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)

10. [M&C C-26610](#) - Authorize Execution of an Agreement with Freese and Nichols, Inc., in an Amount not to Exceed \$87,512.00 to Update the Water Conservation Plan (ALL COUNCIL DISTRICTS)
11. [M&C C-26611](#) - Authorize Execution of a Contract with North Texas Contracting, Inc., in the Amount of \$455,324.00 for DFW Airport Reclaimed Water Delivery System Flush Line and Provide for Project Costs and Contingencies for a Project Total in the Amount of \$495,090.00 (COUNCIL DISTRICT 5)
12. [M&C C-26612](#) - Authorize Execution of Amendment No. 4 to the Agreement with Aqua Utilities, Inc., and the Resort at Eagle Mountain Lake, L.P., to Sell Supplemental Treated Water on a Temporary Basis for the Resort at Eagle Mountain Lake (ETJ NEAR COUNCIL DISTRICT 7)
13. [M&C C-26613](#) - Authorize Execution of an Engineering Agreement with Caye Cook & Associates in the Amount of \$96,430.00 for the Design and Engineering of Park Improvements in Eugene McCray Park at Lake Arlington, Oakmont Linear Park South, Hallmark Park and Jefferson Davis Park and Adopt Appropriation Ordinance (COUNCIL DISTRICTS 5, 6, 8 and 9)

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. OCS - 1908 - Notice of Claims for Alleged Damages and/or Injuries

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. Presentation of Results of the 2013 Employee Food Drive

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. RESOLUTION

1. A Resolution Appointing William W. Meadows to the Dallas-Fort Worth International Airport Board of Directors, Place 7

XIV. REPORT OF THE CITY MANAGER

A. Benefit Hearing - None

B. General

1. [M&C G-18094](#) - Authorize a 26-Month Waiver of Street Rental Fees Estimated at \$273,250.00 Related to Street Closures Necessary to Accommodate the Construction of a New South Tower and Permanent Urgent Care Unit at Cook Children's Medical Center (COUNCIL DISTRICT 9)
2. [M&C G-18095](#) - Authorize Payment to the Standing Steering Committee of Oncor Electric Delivery Service Area Cities in the Amount of \$74,121.00 to Fund Participation in the Current and Upcoming Utility Dockets and Rulemaking Related to Electric Utility Regulation at the Texas Public Utility Commission (ALL COUNCIL DISTRICTS)
3. [M&C G-18096](#) - Authorize Continuation of the Military Pay Supplement Benefit and Military Leave Fund Policy Until December 31, 2014 (ALL COUNCIL DISTRICTS)
4. [M&C G-18097](#) - Authorize Temporary Closure of a Section of Meadowbrook Drive from Oakland Boulevard to Rand Street from December 23, 2013 Through January 5, 2014 for Water and Sewer Line Replacement Activities and the Temporary Closure of a Section of West Terrell Avenue from Sixth Avenue to Seventh Avenue from January 6, 2014 Through March 17, 2014 for Construction Activities at Cook Children's Medical Center (COUNCIL DISTRICTS 8 and 9)
5. [M&C G-18098](#) - Conduct a Public Hearing, Adopt Resolution Supporting the Application of WS Storage LP, for a Municipal Setting Designation for the Property Comprised of Thirteen Lots Within the 2700 Block of White Settlement Road, Whitmore Street, and Weisenberger Street, Fort Worth, Texas, to the Texas Commission on Environmental Quality and Adopt Ordinance Prohibiting the Potable Use of Designated Groundwater from Beneath the Site (COUNCIL DISTRICT 9) **(PUBLIC HEARING)**
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action

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

D. Land

1. [M&C L-15648](#) - Authorize Condemnation by Eminent Domain for Permanent and Temporary Easements in 1.104 Acres of Land Owned by Multiple Property Owners Including Members of the Pate and Miller Families and Related Trusts, Texas Wesleyan University, Texas Christian University and Austin College for a Permanent Drainage Facility, Permanent Slope and Temporary Construction Easements, Located on Altamesa Boulevard Between Bryant Irvin Road and Granbury Road for the Widening of Altamesa Boulevard (COUNCIL DISTRICT 6)

E. Planning & Zoning

1. [M&C PZ-3045](#) - Adopt Proposed Amendments to the Master Thoroughfare Plan to Realign Major Thoroughfares in the Far West and

Far Southwest Sectors of City of Fort Worth and Extraterritorial Jurisdiction and Remove FM 1187 as the Outer Loop (COUNCIL DISTRICT 3 and ETJ - TARRANT and PARKER COUNTIES)

F. Award of Contract

1. [M&C C-26614](#) - Authorize Execution of a Contract with S.J. Louis Construction of Texas, Ltd., in the Amount of \$2,690,105.72 for the Construction of Eastern Hills Drainage System Improvements Phase 2 and Provide for Contingencies and Construction Services for a Total Project Cost in the Amount of \$3,183,105.72 (COUNCIL DISTRICT 4)
2. [M&C C-26615](#) - Authorize Application for and Acceptance of, if Awarded, Two Grants from the Texas Department of Transportation for the Comprehensive Selective Traffic Enforcement Program in the Amount of \$906,763.51 and for the Commercial Motor Vehicle Selective Traffic Enforcement Program in the Amount of \$91,683.52, Authorize Execution of Related Grant Agreements, Adopt Supplemental Appropriation Ordinance, Authorize Expenditure and Transfer in the Amount of \$250,429.00 from the State Asset Forfeiture Fund to the Grants Fund for the City's Grant Match Requirement and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
3. [M&C C-26616](#) - Authorize Execution of a Contract with William J. Schultz, Inc. d/b/a Circle "C" Construction Company, in the Amount of \$2,977,235.00 for Sanitary Sewer Rehabilitation, Contract 79, on Riverside Drive, Berry Street, Ellis Ranch Trail, Fairway Drive, Glen Garden Drive, Stardust Lane and Three Easements, Provide for Project Costs and Contingencies for a Project Total in the Amount of \$3,122,552.00 and Adopt Appropriation Ordinance (COUNCIL DISTRICT 8)

XV. ZONING HEARING

1. [ZC-13-158](#) - (CD 2) - Rita & Blas Rodriguez, 2421 Pearl Avenue; from: "A-5" One-Family to: "PD/A-5" Planned Development for all uses in "A-5" One-Family plus inside storage of roofing materials only; site plan included. **(Recommended for Denial by the Zoning Commission) (Continued from a Previous Meeting)**
2. [ZC-13-160](#) - (CD 2) - Mario Santiesteban/MSCTLS Properties, LLC, 2723 Pearl Avenue; from: "A-5" One-Family to: "E" Neighborhood Commercial **(Recommended for Approval by the Zoning Commission (Continued from a Previous Meeting))**
3. [ZC-13-161](#) - (CD 2) - Anthony Williams & Jehad Mesh Mesh, 3024 Refugio Avenue; from: "A-5" One-Family to: "PD/ER" Planned Development for all uses in "ER" Neighborhood Commercial Restricted plus restaurant with front yard parking; site plan waiver recommended. **(Recommended for Approval as Amended to PD/ER plus restaurant and front yard parking) (Continued from a Previous Meeting)**
4. [ZC-13-166](#) - (CD 2) - NW 28th Street Properties, 1500 NW 28th Street, 2808-

2812 Prairie Street; from: "A-5" One-Family to: "PD/E" Planned Development for all uses in "E" Neighborhood Commercial plus outside storage of two dumpsters and one trailer; site plan waiver recommended. **(Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)**

5. **[SP-13-008](#) - (CD 9)** - Midtown Retail, L. P., 2217 Midtown Lane; to: Amend site plan "PD-558 to remove a building and add a parking lot. **(Recommended for Approval as Amended by the Zoning Commission to include landscape plan)**
6. **[SP-13-009](#) - (CD 8)** - Union Gospel Mission of Tarrant County Texas, 1327 E. Lancaster Avenue; to: Amend "PD-477" site plan to reconfigure and reconstruct buildings. **(Recommended for Approval by the Zoning Commission)**
7. **[ZC-13-178](#) - (CD 7)** - Baptist Foundation of Texas, 9500-10100 block North Freeway/IH-35N; from: "AG" Agricultural, "C" Medium Density Multifamily, and "OM" Office Midrise to: "A-5" One-Family, "C" Medium Density Multifamily, and "E" Neighborhood Commercial **(Recommended for Approval by the Zoning Commission)**

XVI. CITIZEN PRESENTATIONS

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

XVIII. 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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4. Deliberate the deployment, or specific occasions for implementation, of security personnel or devices, in accordance with Section 551.076 of the Texas Government Code.

No Documents for this Section



Updated December 12, 2013

City of Fort Worth
City Council Pre-Council Agenda Calendar

December 17, 2013

8:30 a.m. Pre-Council Meeting

Continued Items:

- **ZC-13-158 - (CD 2) - Rita & Blas Rodriguez, 2421 Pearl Avenue; from: "A-5" One-Family to: "PD/A-5" Planned Development for all uses in "A-5" One-Family plus inside storage of roofing materials only; site plan included. (Recommended for Denial by the Zoning Commission) (Continued from December 3, 2013 by Council Member Zimmerman on behalf of Council Member Espino)**
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- **ZC-13-166 - (CD 2) - NW 28th Street Properties, 1500 NW 28th Street, 2808-2812 Prairie Street; from: "A-5" One-Family to: "PD/E" Planned Development for all uses in "E" Neighborhood Commercial plus outside storage of two dumpsters and one trailer; site plan waiver recommended. (Recommended for Approval by the Zoning Commission) (Continued from December 3, 2013 by Council Member Zimmerman on behalf of Council Member Espino)**
- 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 Proposals (RFP) Process [*Wayne Corum, Equipment Services*]
- o Briefing on the City's Response Protocols Related to Natural Gas Incidents [*Rick Trice, Planning and Development and Landon Stallings, Fire*]

December 24, 2013

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



Updated December 12, 2013

City of Fort Worth
City Council Pre-Council Agenda Calendar

December 25, 2013 *(Wednesday)*

City Hall Closed – Christmas Holiday

December 31, 2013

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

January 1, 2014 *(Wednesday)*

City Hall Closed – New Year’s Day

January 7, 2013 **Monthly Zoning Meeting**

11:00 a.m. Legislative and Intergovernmental Affairs Committee

1:00 p.m. Housing and Economic Development Committee

3:00 p.m. Pre-Council Meeting

- o Overview of Significant Zoning Cases [*Dana Burghdoff, Planning and Development*]
- o Briefing on 2014 Federal Legislative Agenda [*T.J. Patterson, Governmental Relations and Scott Corley and Kasey Pipes, Corley Pipes*]

January 14, 2013

10:00 a.m. Audit Committee

2:00 p.m. Infrastructure & Transportation Committee

3:00 p.m. Pre-Council Meeting

Continued Items:

- **M&C G-18068** - Approve Findings of City of Fort Worth Municipal Judge Benita F. Harper Regarding the Application of Maredi Corporation d/b/a United Cab Service to Operate Eighty Taxicabs Within the City of Fort Worth and Adopt Ordinance Granting Authority (ALL COUNCIL DISTRICTS) (Continued from December 3, 2013 by Council Member Allen Gray)



Updated December 12, 2013

City of Fort Worth
City Council Pre-Council Agenda Calendar

January 14, 2013 ***(continued)***

Continued Items:

- **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) **(Continued from November 19, 2013 by Council Member Shingleton)**
- **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 December 10, 2013 by Council Member Zimmerman)**
- o Briefing on the Application by United Cab Service [\[Legal Department\]](#)

January 20, 2013 ***(Monday)***

City Hall Closed – Martin Luther King, Jr. Holiday

January 21, 2013

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

January 28, 2013

1:00 p.m. Joint Meeting of the City Council and the Historic and Cultural Landmarks Commission

8:30 a.m. Pre-Council Meeting



Updated December 12, 2013

City of Fort Worth
City Council Pre-Council Agenda Calendar

February 4, 2014 **Monthly Zoning Meeting**

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

Continued Items:

- **ZC-13-168 - (CD 7) - RC Bluffs II, LP, 5200 White Settlement Road; from: "E" Neighborhood Commercial and "I" Light Industrial to: "MU-1" Low Intensity Mixed-Use (Recommended for Approval by the Zoning Commission) (Continued from December 3, 2013 by Council Member Shingleton)**
- o Overview on Significant Zoning Cases [*Dana Burghdoff, Planning and Development*]

February 11, 2014

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

February 18, 2014

8:30 a.m. Pre-Council Meeting

February 20, 2014 ***(Thursday)***

5:30 p.m. Fort Worth Crime Control and Prevention District Board of Directors Meeting (Pre-Council)

February 25, 2014

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

**CITY OF FORT WORTH, TEXAS
REGULAR CITY COUNCIL MEETING
DECEMBER 10, 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 for a Day, Veda Stallings, Girl Scout Troop #3010 Tanglewood, called the regular session of the Fort Worth City Council to order at 7:04 p.m. on Tuesday, December 10, 2013, in the City Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102.

II. [INVOCATION - Pastor Harold Bullock, Hope Community Church](#)

The invocation was provided by Pastor Harold Bullock, Hope Community Church.

III. [PLEDGE OF ALLEGIANCE](#)

The Pledge of Allegiance was recited.

IV. [CONSIDERATION OF MINUTES OF REGULAR MEETING OF DECEMBER 3, 2013](#)

Motion: Council Member Bivens made a motion, seconded by Mayor Pro tem Zimmerman that the minutes of the Regular meeting of December 3, 2013, be approved. The motion carried unanimously 9 ayes to 0 nays.

V. [ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA](#)

There were no items withdrawn from the Consent Agenda.

VI. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

City Manager Higgins requested that Mayor and Council Communications G-18079 and C-26596 be withdrawn from the Council agenda.

VII. CONSENT AGENDA

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

A. General - Consent Items

1. **M&C G-18072 - Adopt Ordinances Correcting Ordinance No. 19516 to Reflect the Complete List of Additional Permitted Uses in the Previously Approved Zoning Case, Zoning Case No. ZC-10-189 Known as the City of Fort Worth Public Events Will Rogers Area, and Correcting Ordinance No. 19262, in Order to Reflect the Correct "F" General Commercial Zoning District in the Previously Approved Zoning Case No. ZC-10-116, 102 NW 28th Street and 102 NW 29th Street Known as the City of Fort Worth Far Greater Northside Neighborhood, Phase 4 (COUNCIL DISTRICTS 2 and 7)**

The City Council approved the following recommendation: Adopt Ordinance No. 21049-12-2013 amending Ordinance No. 19516 for Zoning Case ZC-10-189 to reflect the complete list of additional uses permitted in "PD-896" known as the City of Fort Worth, Public Events Will Rogers Area and the correct "F" General Commercial zoning district for 102 Northwest 28th Street and 102 Northwest 29th Street, known as the City of Fort Worth Far Greater Northside Neighborhood, Phase 4; and adopt Ordinance No. 21050-12-2013 amending Ordinance No. 19262 to reflect the correct zoning district information for Zoning Case ZC-10-116.

2. **M&C G-18073 - Adopt Resolution Readopting the Relocation Incentives Policy for Businesses Displaced by Major Public Infrastructure Projects in the City (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Adopt Resolution No. 4266-12-2013 readopting the Relocation Incentives Policy for businesses displaced by major public infrastructure projects in the City.

3. **M&C G-18074 - Approve Findings of the Ground Transportation Coordinator Regarding Renewal Application of Cowtown Cycle Party, LLC, to Operate One Group Cycle Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (COUNCIL DISTRICTS 2 and 9)**

The City Council approved the following recommendation: Consider and adopt the following findings of the Ground Transportation Coordinator: Cowtown Cycle Party, LLC, has performed satisfactorily under the terms of its operating authority; the service provided continues to meet the public necessity and convenience as defined by Chapter 34 of the City Code; Cowtown Cycle Party, LLC, is qualified to conduct its business and continues to comply with the requirements of Chapter 34 of the City Code; the general welfare of the citizens of the City will best be served by the continued operation of one group cycle by Cowtown Cycle Party, LLC; and adopt Ordinance No. 21051-12-2013 granting the privilege of operating authority to Cowtown Cycle Party, LLC, for the use of the streets, alleys, and public thoroughfares of the City in the conduct of its group cycle business, which shall consist of the operation of one group cycle for a one-year period beginning on the effective date; providing for written acceptance by Cowtown Cycle Party, LLC, and conditioned on Cowtown Cycle Party, LLC, complying with all requirements of Chapter 34, Article VI of the Code of the City of Fort Worth (1986), as amended.

4. **M&C G-18075 - Approve Extension of Injury Leave-of-Absence Pay Benefits in the Amount of \$15,632.04 for Police Officer Billy Vyders for the Period of December 10, 2013 Through February 28, 2014 (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Approve a 12-week Extension of Injury Leave-of-Absence pay benefits in the amount of \$15,632.04 for Police Officer Billy Vyders for the period of December 10, 2013, through February 28, 2014.

5. **M&C G-18076 - Approve Extension of Injury Leave-of-Absence Pay Benefits in the Amount of \$8,640.00 for Police Officer Larry Gulley for the Period of December 10, 2013 Through January 31, 2014 (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Approve an eight-week Extension of Injury Leave-of-Absence pay benefits in the amount of \$8,640.00 for Police Officer Larry Gulley for the period of December 10, 2013, through January 31, 2014.

6. **M&C G-18077 - Approve Extension of Injury Leave-of-Absence Pay Benefits in the Amount of \$50,590.00 for Police Officer Tim Dean for the Period of December 10, 2013 Through June 26, 2014 (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Approve a six-month Extension of Injury Leave-of-Absence pay benefits in the amount of \$50,590.00 for Police Officer Tim Dean for the period of December 10, 2013, through June 26, 2014.

C. Land - Consent Items

1. M&C L-15643 - Authorize Execution of a Two Year Lease Agreement with Oakwind, Ltd., for Office Space Located at 6833 Green Oaks Road for the Police Department in the Amount of \$9,000.00 Annually, with an Option to Renew for Two Additional One-Year Periods (COUNCIL DISTRICT 3)

The City Council approved the following recommendation: Authorize the execution of two-year Lease Agreement with Oakwind, Ltd., for office space of approximately 1,000 square feet located at 6833 Green Oaks Road for the Police Department in the amount of \$9,000.00 annually, with an option to renew for two additional one-year periods.

2. M&C L-15644 - Authorize Acceptance of Three Dedication Deeds from AIL Investment, LP, and Eagle Income Properties, LP, for a Total of 5.421 Acres of Land in the William Bush Survey, Abstract No. 205 and T.J. Bates Survey, Abstract No. 206 for the Alliance Center North Phase 1 and 2 Water and Sewer Improvement Projects, at No Cost to the City of Fort Worth (COUNCIL DISTRICT 7)

The City Council approved the following recommendation: Authorize the acceptance of three dedication deeds from AIL Investment, LP, and Eagle Income Properties, LP, for a total of 5.421 acres of land located in the William Bush Survey, Abstract No. 205 and T.J. Bates Survey, Abstract No. 206, Denton County, Texas, for the Alliance Center North Phase 1 and 2 Water and Sewer Improvement Projects to construct the extension of Eagle Parkway and to build North Beach Street for the Alliance Center, at no cost to the City of Fort Worth; and authorize the City Manager or his designee to accept and record the appropriate instruments to complete the conveyances.

E. Award of Contract - Consent Items

1. M&C C-26580 - Authorize Business Video and Music Service Agreement with Marcus Cable Associates, L.L.C. d/b/a Charter Communications, for Cable Service Approximately in the Annual Amount of \$91,296.00 (ALL COUNCIL DISTRICTS)

The City Council approved the following recommendation: Authorize a three-year Service Agreement with Marcus Cable Associates, L.L.C. d/b/a Charter Communications, a sole source provider, to provide expanded basic cable television services to City Hall and selected outlying municipal buildings.

2. **M&C C-26581 - Authorize Execution of a Communications System Agreement with the City of North Richland Hills for Participation in the City of Fort Worth's Two-Way Public Safety Radio System, at No Cost to the City of Fort Worth (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the execution of a Communications System Agreement with the City of North Richland Hills for participation in the City of Fort Worth's Two-Way Public Safety Radio System. The City of North Richland Hills will reimburse its share of operations and maintenance to ensure no cost to the City of Fort Worth with annual reimbursement estimated to be approximately the amount of \$73,000.00. In addition, the City of North Richland Hills will reimburse the City of Fort Worth for its share of the Software Upgrade Agreement.

3. **M&C C-26582 - Authorize Execution of a Communications System Agreement with the City of Southlake for Participation in the City of Fort Worth's Two-Way Public Safety Radio System, at No Cost to the City of Fort Worth (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the execution of a Communications System Agreement with the City of Southlake for participation in the City of Fort Worth's Two-Way Public Safety Radio System. The City of Southlake will reimburse its share of operations and maintenance to ensure no cost to the City of Fort Worth with annual reimbursement estimated to be approximately the amount of \$5,250.00. In addition, the City of Southlake will reimburse the City of Fort Worth for its share of the Software Upgrade Agreement.

4. **M&C C-26583 - Authorize Execution of Amendment No. 2 to City Secretary Contract No. 42877 with Accela, Inc., in the Amount of \$100,725.07 for the Automation Permitting System Software, and Implementation, Training, and Maintenance Services for the Planning and Development Department, Thereby Increasing the Total Contract Amount to \$780,180.08 (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the execution of Amendment No. 2 to City Secretary Contract No. 42877 with Accela, Inc., in the amount of \$100,725.07 for the Automation Permitting System Software, and implementation, training, and maintenance services for the Planning and Development Department, thereby increasing the total contract amount to \$780,180.08.

5. **M&C C-26584 - Authorize Execution of Amendment No. 2 to City Secretary Contract No. 40002, an Engineering Services Agreement with CH2M Hill Engineers, Inc., in the Amount of \$99,473.00 to Manage Certain Streetscape Improvement Projects for a Revised Total Contract in the Amount of \$4,537,895.98 (COUNCIL DISTRICTS 8 and 9)**

The City Council approved the following recommendation: Authorize Amendment No. 2 to increase City Secretary Contract No. 40002, an Engineering Services Agreement with CH2M Hill Engineers, Inc., in the amount of \$99,473.00 to manage streetscape improvement projects for a revised total contract in the amount of \$4,537,895.98.

6. M&C C-26585 - Authorize Execution of an Agreement with Gallagher Benefits Services, Inc., for Advisory Services for Issues Related to the City's Benefit Programs for an Annual Amount of \$182,500.00 (ALL COUNCIL DISTRICTS)

The City Council approved the following recommendation: Authorize an agreement with Gallagher Benefit Services, Inc., for advisory consulting services for the City's benefit programs in the amount of \$182,500.00 per year.

7. M&C C-26586 - Authorize Change of Use and Expenditure of Additional HOME Investment Partnerships Program Grant Funds in the Amount of \$265,000.00 for a Total Amount of \$1,329,526.51 to Tarrant County Housing Partnership, Inc., in the Form of a Subordinate Forgivable Loan for the Beaty Street Apartments Located in the 5500 Block of Beaty Street, Authorize Execution of a Contract Amendment, and Authorize Substantial Amendment to the City's 2004-2005, 2008-2009 and 2009-2010 Action Plans and Substitution of Funding Years (COUNCIL DISTRICT 5)

The City Council approved the following recommendation: Authorize a substantial amendment to the City's 2004-2005, 2008-2009, and 2009-2010 Action Plans; authorize the substitution of current and prior funding years in order to meet commitment, disbursement and expenditure deadlines for grant funds from the United States Department of Housing and Urban Development; authorize a change in use and expenditure of additional HOME Investment Partnerships Program Grant funds in the amount of \$265,000.00 for a total amount of \$1,329,526.51 to Tarrant County Housing Partnership, Inc., in the form of a subordinate, forgivable loan for the acquisition, rehabilitation and redevelopment of the Beaty Street Apartments located in the 5500 block of Beaty Street; authorize the City Manager, or his designee, to execute a contract amendment and any related documents for the project with the Tarrant County Housing Partnership, Inc., and extend the contract to a six-year term beginning on the date of execution of the contract; authorize the City Manager or his designee to extend or renew the contract for up to one year if Tarrant County Housing Partnership, Inc., requests an extension and such extension is necessary for completion of the project; authorize the City Manager, or his designee, to amend the contract if necessary to achieve project goals provided that the amendment is within the scope of the project and in compliance with City policies and applicable laws and regulations governing the use of federal grant funds; and authorize the City Manager to substitute funding years in order to meet commitment, disbursement, and expenditure deadlines for grant funds from the United States Department of Housing and Urban Development.

8. **M&C C-26587 - Authorize Execution of Change Order No. 1 to City Secretary Contract No. 44102 with Conatser Construction TX, LP, in the Amount of \$220,674.05 for the Construction of Avondale-Haslet Road from the Water Tank Site to Willow Creek Drive, Thereby Increasing the Total Contract Amount to \$2,209,453.50 (COUNCIL DISTRICT 7)**

The City Council approved the following recommendation: Authorize the execution of Change Order No. 1 to City Secretary Contract No. 44102 with Conatser Construction TX, LP, in the amount of \$220,674.05 for the construction of Avondale-Haslet Road from the Water Tank Site to Willow Creek Drive, thereby increasing the total contract amount to \$2,209,453.50.

9. **M&C C-26588 - Authorize Execution of a Stormwater Facility Maintenance Agreement with Pinion Park Office Park, LLC, and Pinion Park Office Center Condominium Association, Inc., for Property Located at 6364 Pinionpark Way, East of Boat Club Road, at No Expense to the City (COUNCIL DISTRICT 2)**

The City Council approved the following recommendation: Authorize the execution of a Stormwater Facility Maintenance Agreement with Pinion Park Office Park, LLC, and the Pinion Office Center Condominium Association, Inc., for property located at 6364 Pinionpark Way, east of Boat Club Road, at no expense to the City.

10. **M&C C-26589 - Authorize Execution of a Stormwater Facility Maintenance Agreement with Steadman Farms, LLC, on Property Located on Keller Haslet Road East of Park Vista Boulevard Containing 0.799 Acres of Land in Abstract No. 265, Jose Chirino Survey, at No Expense to the City (COUNCIL DISTRICT 7)**

The City Council approved the following recommendation: Authorize the execution of a Stormwater Facility Maintenance Agreement with Steadman Farms, LLC, on property located on Keller Haslet Road east of Park Vista Boulevard containing 0.799 acres of land in Abstract No. 265, Jose Chirino Survey, at no expense to the City.

11. **M&C C-26590 - Authorize Execution of an Amendment to City Secretary Contract No. 42205 with AUI Contractors, LLC, in the Amount of \$256,491.00 for the Riverside Wastewater Treatment Plant Digester Sludge Treatment, Removal and Disposal Project at Gateway Park, Thereby Increasing the Total Contract Amount to \$6,804,863.75 (COUNCIL DISTRICT 4)**

The City Council approved the following recommendation: Authorize the execution of an amendment to City Secretary Contract No. 42205 with AUI Contractors, LLC, in the amount of \$256,491.00 for the Riverside Wastewater Treatment Plant Digester Sludge Treatment, Removal and Disposal Project at Gateway Park, thereby increasing the total contract amount to \$6,804,863.75.

12. **M&C C-26591 - Authorize Application for and Acceptance of, if Awarded, a Grant from the Texas Department of Agriculture in the Amount Up to \$900,000.00 for the 2014 Summer Food Service Program, Apply Indirect Costs at Approved Percentage Rate and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the application for and acceptance of, if awarded, a grant from the Texas Department of Agriculture in the amount up to \$900,000.00 for the 2014 Summer Food Service Program; apply an indirect cost rate of 19.18 percent, which is the most recently approved rate for the department, and apply the newly approved indirect rate when available; and adopt Appropriation Ordinance No. 21052-12-2013 increasing the estimated receipts and appropriations in the Grants Fund in the amount of \$900,000.00, subject to receipt the grant, for the same purpose as reflected above.

13. **M&C C-26592 - Authorize Acceptance of Funds and Execution of an Agreement with Tarrant County in the Amount Up to \$30,000.00 for Fiscal Year 2014 for the Operation of Two Community Action Partners Centers, Authorize Execution of a Lease Agreement for One of the Centers and Adopt Appropriation Ordinance (NO COUNCIL DISTRICT)**

The City Council approved the following recommendation: Authorize the acceptance of funds and execution of an agreement with Tarrant County for Fiscal Year 2014 in the amount up to \$30,000.00 for the operation of the Far Northwest Community Action Partners Center and the Far Southeast Community Action Partners Center; authorize the execution of a Lease Agreement with Mary Hartman for the Far Northwest Community Action Partners Center in the amount not to exceed \$11,100.00 for a term of one year effective from October 1, 2013, to September 30, 2014; and adopt Appropriation Ordinance No. 21053-12-2013 increasing estimated receipts and appropriations in the Grants Fund in the amount of \$30,000.00, subject to receipt of the grant, for the same purpose as reflected above.

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. **OCS - 1907 - Notice of Claims for Alleged Damages and/or Injuries**

End of Consent Agenda.

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. [Presentation of Certificates of Recognition to Former Board and Commission Members](#)

Council Member Bivens presented Certificates of Recognition to the following former board and commission members:

- Mr. Richard Fahy, Aviation Advisory Board, from March 4, 2008, through November 19, 2013
- Mr. Randell Means, Aviation Advisory Board, from April 3, 2007, through October 7, 2013
- Ms. Ollie Ferrell, Fort Worth Commission for Women, from December 6, 2011, through October 7, 2013
- Mr. Robert Adams, Historic and Cultural Landmarks Commission, from February 3, 2009, through August 19, 2013
- Ms. Cecille Roney, Historic and Cultural Landmarks Commission, from August 28, 2007, through October 7, 2013
- Ms. Gloria Smith, Library Advisory Board, January 25, 2011, through October 7, 2013
- Mr. Hugh Ferrell, Zoning Commission and Fort Worth Alliance Airport Zoning Commission, from December 6, 2011, through October 7, 2013
- Ms. Ann Zadeh, Zoning Commission and Fort Worth Alliance Airport Zoning Commission, from September 25, 2007, through October 7, 2013

Council Member Bivens recognized the following former board and commission members, but they were not present in the Council Chamber:

- Mr. Solomon Haile, Aviation Advisory Board, from April 21, 2009, through October 7, 2013
- Mr. Robert Reyna, Board of Adjustment - Commercial and the Fort Worth Alliance Airport Board of Adjustment, from November 6, 2012, through October 7, 2013
- Mr. Bill Miller, Building Standards Commission, from April 4, 2006, through November 19, 2013
- Mr. Rubby Smith, Building Standards Commission, from March 10, 2009, through October 7, 2013
- Ms. Veronica Zerpa, City Plan Commission and the Capital Improvements Advisory Committee for Transportation Impact Fees, from November 9, 2010, through October 7, 2013
- Mr. Horace Coleman, Community Development Council, from July 24, 2012, through October 7, 2013
- Ms. Julia Kaynor, Fort Worth Commission for Women, from August 7, 2012, through September 9, 2013

- Ms. Rachel Keith, Fort Worth Commission for Women, from April 17, 2012, through November 19, 2013
- Ms. Sandra Runnels, Fort Worth Commission for Women, from December 18, 2007, through October 7, 2013
- Ms. Kelly Owen, Historic and Cultural Landmarks Commission, from September 15, 2009, through October 7, 2013
- Ms. Deanna Maxwell, Library Advisory Board, from October 13, 2009, through November 19, 2013
- Mr. Paul Baganz, Mayor's Committee on Persons with Disabilities, from July 27, 2010, through October 22, 2013
- Mr. Bobby Benefield, Mayor's Committee on Persons with Disabilities, from July 27, 2010, through October 22, 2013
- Mr. Elvin Bennett, Parks and Community Services Advisory Board, from October 13, 2009, through October 7, 2013
- Mr. Trent Gilley, Urban Design Commission, from May 13, 2009, through August 8, 2013
- Mr. Jack Summerford, Urban Design Commission, from October 23, 2007, through October 7, 2013

2. Presentation of Certificate of Recognition for Dann'e Dominguez

Council Member Burns presented a Certificate of Recognition to Dann'e Dominguez for his loyal commitment to working on and maintaining the beautiful mural in the Shaw Clark Neighborhood.

3. Presentation of Proclamation to Accept the 10-Week Wellness Challenge from Des Moines, Iowa

Mayor Price presented a proclamation to accept the 10-Week Wellness Challenge from Des Moines, Iowa. She stated that the City of Fort Worth would strive to be known as the "Wellness Capital" and accepted the challenge beginning January 27, 2014.

X. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events

Mayor Price, Mayor Pro tem Zimmerman and Council Members 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

Motion: Council Member Bivens made a motion, seconded by Council Member Scarth, that Mayor Pro tem Zimmerman be approved for ceremonial travel to Nashville, Tennessee, on December 11, 2013, as the City of Fort Worth's representative for the Snowball Express ceremony. The motion carried unanimously 9 ayes to 0 nays.

XI. PRESENTATIONS BY THE CITY COUNCIL

1. Changes in Membership on Boards and Commissions

There were no changes in membership on boards and commissions.

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

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

XIII. RESOLUTIONS

1. A Resolution Supporting Regional Initiatives in the Planning Livable Military Communities Regional Vision Report

It was recommended that the City Council adopt a resolution supporting regional initiatives in the Planning Livable Military Communities Regional Vision Report.

Ms. Rachel Wiggins, 1510 Chennault Avenue, completed a comment card in support of the resolution.

Motion: Council Member Shingleton made a motion, seconded by Council Member Bivens, that Resolution No. 4267-12-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

2. A Resolution Approving, for Purposes of Section 147(f) of the Internal Revenue Code, the Education Revenue Bonds (Texas Christian University) Series 2013a Issued by the Red River Education Finance Corporation and the Facilities to be Financed with the Proceeds of the Bonds

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It was recommended that the City Council adopt a resolution approving, for purposes of Section 147(f) of the Internal Revenue Code, the Education Revenue Bonds (Texas Christian University) Series 2013A issues by the Red River Education Finance Corporation and the facilities to be financed with the proceeds of the bonds.

Motion: Council Member Burns made a motion, seconded by Council Member Shingleton, that Resolution No. 4268-12-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

3. A Resolution of the City Council of the City of Fort Worth, Texas, Casting the City of Fort Worth's 607 Allotted Votes for Candidate Joe Potthoff to the Board of the Tarrant County Appraisal District

It was recommended that the City Council adopt a resolution of the City Council of the City of Fort Worth, Texas, casting the City of Fort Worth's 607 allotted votes for candidate Joe Potthoff to the board of the Tarrant County Appraisal District.

Motion: Council Member Shingleton made a motion, seconded by Council Member Scarth, that Resolution No. 4269-12-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

4. A Resolution of the City Council of the City of Fort Worth, Texas, Casting the City of Fort Worth's One Allotted Vote for Candidate Randy Moss to the Board of the Wise County Appraisal District

It was recommended that the City Council adopt a resolution of the City Council of the City of Fort Worth, Texas, casting the City of Fort Worth's one allotted vote for candidate Randy Moss to the board of the Wise County Appraisal District.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Scarth, that Resolution No. 4270-12-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

5. A Resolution of the City Council of the City of Fort Worth, Texas, Casting the City of Fort Worth's Eleven Allotted Votes for Candidate Warner Killough to the Board of the Parker County Appraisal District

It was recommended that the City Council adopt a resolution of the City Council of the City of Fort Worth, Texas, casting the City of Fort Worth's 11 allotted votes for candidate Warner Killough to the board of the Parker County Appraisal District.

Motion: Council Member Bivens made a motion, seconded by Council Member Allen Gray, that Resolution No. 4271-12-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

6. A Resolution of the City Council of the City of Fort Worth, Texas, Casting the City of Fort Worth's Thirty Three Allotted Votes for Candidate Tim Trylovich to the Board of the Denton Central Appraisal District

It was recommended that the City Council adopt a resolution of the City Council of the City of Fort Worth, Texas, casting the City of Fort Worth's 33 allotted votes for candidate Tim Trylovich to the board of the Denton Central Appraisal District.

Motion: Council Member Jordan made a motion, seconded by Council Member Espino, that Resolution No. 4272-12-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

XIV. REPORT OF THE CITY MANAGER

B. General

1. M&C G-18078 - Adopt Ordinance Amending the Service Rate for the Thirty-Two Gallon and Sixty-Four Gallon Carts in Chapter 12.5, Environmental Protection and Compliance, Article VIII, Solid Waste and Recycling, Division 4, Deposits, Rates and Collection, Section 841.1, Residential Collection Fees to be Effective January 1, 2014 (ALL COUNCIL DISTRICTS)

It was recommended that the City Council adopt an ordinance amending the Code of the City of Fort Worth (1986), as amended, by the amendment of the service rate for 32-gallon cart and the 64-gallon cart in Chapter 12.5, "Environmental Protection and Compliance", Article VIII, "Solid Waste and Recycling", Division 4, "Deposits, Rates and Collection", Section 12.5-841.1, "Residential Collection Fees", to be effective January 1, 2014.

Motion: Council Member Jordan made a motion, seconded by Council Member Burns, that Mayor and Council Communication G-18078 be approved and Ordinance No. 21054-12-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

2. M&C G-18079 - Conduct a Public Hearing and Adopt Ordinance Designating Tax Abatement Reinvestment Zone No. 89, City of Fort Worth, Texas, for Approximately Fifty-One Acres of Property Located at Alliance Crossing and I-35W to Facilitate the Development of an e-Commerce Fulfillment Center by Wal-Mart.Com USA, LLC, and AIL Investment LP (COUNCIL DISTRICT 7) (PUBLIC HEARING)

It was consensus of the City Council that Mayor and Council Communication G-18079 be withdrawn from the Council agenda.

E. **Planning & Zoning**

1. M&C PZ-3043 - Authorize Institution of City-Initiated Annexation of Approximately 36.4 Acres of Land in Denton County, Texas, Located in the 2400 - 2800 Blocks of SH 114 and Adopt Ordinance (COUNCIL DISTRICT 7)

It was recommended that the City Council authorize institution of and adopt an ordinance declaring certain findings; providing for the extension of certain boundary limits of the City of Fort Worth; providing for the annexation of an approximately 36.4 acre tract of land situated in Denton County in the R. Matney Survey, Abstract No. 878, and J. Smith Survey, Abstract No. 1149; situated about 18.7 miles north 6 degrees east of the Denton County Courthouse, Texas (Case No. AX-13-010), located in the 2400 to 2800 blocks of SH 114, which said territory lies adjacent to and adjoins the present corporate boundary limits of Fort Worth, Texas; providing that the territory annexed shall bear its pro rata part of taxes; providing that the inhabitants thereof shall have all the privileges of all the citizens of Fort Worth, Texas; providing that this ordinance shall amend every prior ordinance in conflict herewith.

Mr. Edward Eckart, 2405 Mustang Drive, Grapevine, completed a comment card in support of Mayor and Council Communication PZ-3043.

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication PZ-3043 be approved and Ordinance No. 21055-12-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

F. **Award of Contract**

1. M&C C-26593 - Amend Mayor and Council Communication C-26216 Authorizing an Economic Development Program Agreement with Wal-Mart Stores, Inc., for Development of an e-Commerce Fulfillment Center at 5300 Westport Parkway in Order to Reduce the Level of Taxable Business Personal Property Required for Installation at the Site and to Make Wal-Mart.Com USA, LLC, the Party to the Agreement (COUNCIL DISTRICT 7)

It was recommended that the City Council amend Mayor and Council Communication C-26216 authorizing an Economic Development Program Agreement with Wal-Mart Stores Stores, Inc., for development of an e-Commerce Fulfillment Center at 5300 Westport Parkway in order to reduce the level of taxable business personal property required for installation at the site and to make Wal-Mart.Com USA, LLC, the party to the agreement.

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication C-26593 be approved. The motion carried unanimously 9 ayes to 0 nays.

2. M&C C-26594 - Authorize Amendment No. 2 to the Consultant Agreement with Western Economic Services LLC, City Secretary Contract No. 44523, to Extend the Term and Add \$4,225.00 for a Total Contract in the Amount of \$54,075.00 to Prepare an Analysis of Impediments to Fair Housing Choice as Required by Federal Regulations (ALL COUNCIL DISTRICTS)

It was recommended that the City Council authorize the execution of Amendment No. 2 to the Consultant Agreement with Western Economic Services, LLC, City Secretary Contract No. 44523, to extend the term of performance and add additional payment in the amount of \$4,225.00 for a total contract in the amount of \$54,075.00 to prepare an Analysis of Impediments to Fair Housing Choice as required by the United States Department of Housing and Urban Development as a condition of receiving federal grant funds.

Motion: Council Member Espino made a motion, seconded by Council Member Bivens, that Mayor and Council Communication C-26594 be approved. The motion carried unanimously 9 ayes to 0 nays.

3. M&C C-26595 - Authorize Execution of Agreement with the University of North Texas Health Science Center at Fort Worth to Accept a Grant in the Amount of \$1,000,000.00 from the State of Texas for Operations of the Fort Worth Business Assistance Center as well as Renovations and Upkeep of Buildings on the Guinn Elementary School Campus and Adopt Appropriation Ordinance (COUNCIL DISTRICT 8)

It was recommended that the City Council authorize the execution of an agreement with the University of North Texas Health Science Center at Fort Worth to accept and receive grant funds from the State of Texas in the amount of \$1,000,000.00 (the amount of \$500,000.00 during the State's current Fiscal Year of September 1, 2013, to August 31, 2014, and the amount of \$500,000.00 in the State's Fiscal Year of September 1, 2014, to August 31, 2015) for operation of the Fort Worth Business Assistance Center as well as renovations and upkeep of buildings on the Guinn Elementary School Campus; and adopt an appropriation ordinance increasing estimated receipts and appropriations in the Grants Fund in the amount of \$1,000,000.00, subject to receipt of a the grant, for the same purpose as reflected above.

Motion: Council Member Allen Gray made a motion, seconded by Council Member Scarth, that Mayor and Council Communication C-26595 be approved and Appropriation Ordinance No. 21056-12-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

4. **M&C C-26596 - Authorize Execution of a One Year Tax Abatement Agreement with Wal-Mart.Com USA, LLC, and AIL Investment LP, and a Fourteen Year Economic Development Program Agreement with Wal-Mart.Com USA, LLC, for the Development of an e-Commerce Fulfillment Center to be Located at Alliance Crossing and I-35W, and Authorize Waiver of Certain Related Development Fees (COUNCIL DISTRICT 7)**

It was the consensus of the City Council that Mayor and Council Communication C-26596 be withdrawn from the Council agenda.

5. **M&C C-26597 - Authorize Execution of a Utility Adjustment Agreement and Payment to Tri-County Electric Cooperative, Inc., in the Amount of \$1,220,840.83 for the Relocation of Approximately 6,600 Feet of Overhead Wire to Underground Facilities that are Located Along Old Denton Road (COUNCIL DISTRICT 4)**

It was recommended that the City Council authorize the execution of a Utility Adjustment Agreement and payment to Tri-County Electric Cooperative, Inc., in the amount of \$1,220,840.83 for the relocation of approximately 6,600 feet of overhead wire to underground facilities that are located along Old Denton Road.

Motion: Council Member Scarth made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication C-26597 be approved. The motion carried unanimously 9 ayes to 0 nays.

6. **M&C C-26598 - Authorize Acceptance of a Grant and Execution of a Contract with the Texas Department of Housing and Community Affairs for the 2014 Comprehensive Energy Assistance Program in the Amount Up to \$8,000,000.00 Through December 31, 2014, Authorize Interfund Loan, Waive Indirect Costs and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)**

It was recommended that the City Council authorize the acceptance of a grant and the execution of a contract with the Texas Department of Housing and Community Affairs in the amount up to \$8,000,000.00 for the 2014 Comprehensive Energy Assistance Program; authorize a non-interest bearing interfund loan from the fund balance of the General Fund to the Grants Fund in the amount of \$500,000.00 for interim financing of this grant project pending contract execution; adopt an appropriation ordinance increasing the estimated receipts and appropriations in the Grants Fund in the amount of \$8,000,000.00, subject to receipt of the grant, for the same purpose as reflected above.

Motion: Council Member Allen Gray made a motion, seconded by Council Member Espino, that Mayor and Council Communication C-26598 be approved and Appropriation Ordinance No. 21057-12-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

7. M&C C-26599 - Authorize Acceptance of Low-Income Weatherization Assistance Program Funds from the Texas Association of Community Action Agencies in the Amount Up to \$1,100,000.00, Authorize Execution of Related Contracts and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)

It was recommended that the City Council authorize the acceptance of targeted Low-Income Weatherization Program grant funds from the Texas Association of Community Action Agencies in the amount up to \$1,100,000.00; authorize the execution of related contracts, including any renewals, amendments, and extensions with the Texas Association of Community Action Agencies for the grant funds; and adopt an appropriation ordinance increasing estimated receipts and appropriations in the Grants Fund in the amount of \$1,100,000.00, subject to receipt of the grant, for the same purpose as reflected above.

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

Motion: Council Member Burns made a motion, seconded by Council Member Allen Gray, that Mayor and Council Communication C-26599 be approved and Appropriation Ordinance No. 21058-12-2013 be adopted. The motion carried 8 ayes to 0 nays with 1 abstention by Council Member Scarth.

8. M&C C-26600 - Authorize Acceptance of a Grant from the Texas Department of Housing and Community Affairs for the 2014 Weatherization Assistance Program Up to a Total Amount of \$2,000,000.00, Authorize Related Contracts, Authorize Waiver of Indirect Costs, Authorize Interfund Loan and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)

It was recommended that the City Council authorize acceptance of Low-Income Housing Energy Assistance grant funds from the Texas Department of Housing and Community Affairs for the 2014 Weatherization Assistance Program up to a total amount of \$2,000,000.00; authorize the execution of related contracts, including any amendments, extensions and renewals, in accordance with City policies and regulations, with the Texas Department of Housing and Community Affairs for the grant funds for program year January 1, 2014, through December 31, 2014; authorize a waiver by the City of indirect costs; authorize a non-interest bearing interfund loan from the General Fund to the Grants Fund in the amount of \$300,000.00 for interim financing for the Low-Income Housing Energy Assistance Program pending contract execution; and adopt an appropriation ordinance increasing estimated receipts and appropriations in the Grants Fund in the amount of \$2,000,000.00, subject to receipt of the grant, for the same purpose as reflected above.

Motion: Council Member Bivens made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication C-26600 be approved and Appropriation Ordinance No. 21059-12-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

XV. ZONING HEARING

The City Council, at its meeting of December 3, 2013, continued Zoning Docket ZC-13-143.

- 1. ZC-13-143 - (CD 3) - Lockheed Martin Recreation Association Inc., Etal, 5750 & 5780 Bellaire Drive S., 3400 Bryant Irvin Road; from: "A-5" One-Family, "C" Medium Density Multifamily, "E" Neighborhood Commercial, "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 minimum height and to exclude uses; site plan waiver recommended. (Recommended for Approval by the Zoning Commission)(Continued from a Previous Meeting)**

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Shingleton, that Zoning Docket ZC-13-143 be continued to the January 14, 2014, Council meeting. The motion carried unanimously 9 ayes to 0 nays.

The Notice of Special Hearing set today as the date for the hearing in connection with recommended changes and amendments to Zoning Ordinance No. 13896 and that notice of the hearing had been given by publication in the *Fort Worth Star-Telegram*, the official newspaper of the City of Fort Worth, on November 21, 2013.

- 2. ZC-13-169 - (CD 7) - City of Fort Worth Planning & Development, 2400-2800 block SH 114; from: Unzoned to: "I" Light Industrial (Recommended for Approval by the Zoning Commission)**

Mr. Edward Eckart, 2405 Mustang Drive, Grapevine, completed a speaker card in support of Zoning Docket ZC-13-169 and was recognized by Mayor Price but was not present in the Council Chamber.

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman, that Zoning Docket ZC-13-169 be approved. The motion carried unanimously 9 ayes to 0 nays.

There being no one present desiring to be heard in connection with the recommended changes and amendments pertaining to Zoning Ordinance No. 13896 for the above listed cases, Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman, that the hearing be closed and that Ordinance No. 21060-12-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

XVI. CITIZEN PRESENTATIONS

Ms. Dianna Wilson, 5816 Village Course Circle #326, completed a Citizen Presentation card relative to street lights on Mansfield Highway and was recognized by Mayor Price but was not present in the Council Chamber.

The following individuals appeared before Council relative to the McLeland Tennis Center Racquetball Club:

Mr. Paul Oliver, 7720 Harmony Drive Dr.
Al Meredith, 5521 Whitman

Mr. Ronnie Herrera, 8901 Random Road, completed a Citizen Presentation card relative to the McLeland Tennis Center Racquetball Club and was recognized by Mayor Price but was not present in the Council Chamber.

The following individuals, representing the Friends of Cobb Park and the Fort Worth Black Arts Committee, appeared before Council relative to the MLK Experience, an observance of Martin Luther King, Jr., Day, and requested that there be more communication with Council members from all districts:

Mr. Cecil Collier, 6200 Pershing Avenue #181
Mr. Cleveland Harris 9012 Sunridge Circle Apt. 1111

Mayor Price requested that Mr. Richard Zavala, Director, Parks and Community Services, meet with Mr. Collier and Mr. Harris after the Council meeting.

Ms. Carla Sanzone, 6618 Canyon Crest Drive, completed a Citizen Presentation card relative to the City purchasing several snowplows and sand equipment for the Transportation and Public Works Department for future Texas arctic blasts and was recognized by Mayor Price but was not present in the Council Chamber.

Mr. Kelly Hollingsworth, 1225 East Corporate Drive, Suite H, Arlington, appeared before Council relative to the hearing regarding United Cab Company.

Ms. Shanda Parker, 1225 East Corporate Drive, Suite H, Arlington, completed a Citizen Presentation card relative to the hearing regarding United Cab Company and was recognized by Mayor Price but was not present in the Council Chamber.

Mr. Jonathan "A.J." Morrison, representing the Historic Rosedale Park Neighborhood Association and the East Fort Worth Coalition of Neighborhoods, 1915 Carverly Drive, appeared before Council relative to the inclusion of grass roots advocates as professionals into the decision making and planning process in Southeast Fort Worth.

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

XVIII. ADJOURNMENT

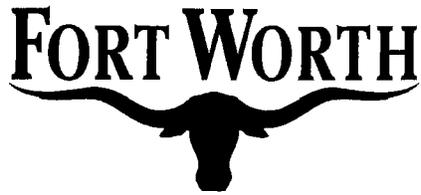
There being no further business, Mayor Price adjourned the Regular meeting at 8:08 p.m.



TO: The Honorable Mayor and City Council Members
FROM: W.B. "Zim" Zimmerman, District 3
DATE: December 17, 2013
SUBJECT: Appointment to the Fort Worth Commission for Women

Request your consideration to appoint Ms. Julie Johncox to Place 3 on the Fort Worth Commission for Women with a term expiring October 1, 2015.

Ms. Johncox's application and resume were sent to each Council Member electronically and the original copies will be maintained by the City Secretary's Office.



TO: The Honorable Mayor and City Council Members
FROM: Mary J. Kayser, City Secretary *MJK*
DATE: December 17, 2013
SUBJECT: Appointments to the Art Commission

Per action taken by the Legislative and Intergovernmental Affairs Committee at their December 10, 2013, meeting Chairman Scarth is bringing forward the following appointment and reappointments for your consideration:

Appointment:

- Ms. Sally Packard to Place 6 (Practicing Artist position), with a term expiring September 30, 2014

Reappointments:

- Ms. Robyne Kelly to Place 1 (Community Representative position), with a term expiring September 30, 2015
- Ms. Dana M. Compton to Place 3 (Community Representative position), with a term expiring September 30, 2015
- Mr. Arthur Weinman to Place 5 (Arts Professional – Design position), with a term expiring September 30, 2015
- Ms. Bethany Dodson to Place 7 (Community Representative position), with a term expiring September 30, 2015

The applications and resumes, as applicable, were provided to you by separate communication. If you have any questions, please contact me at (817) 392-6161.

To the Mayor and Members of the City Council**December 17, 2013**

Page 1 of 1

**SUBJECT: AUTHORIZE SUBMISSION OF A LETTER OF SUPPORT TO THE FOREIGN-TRADE ZONES BOARD TO EXPAND FOREIGN TRADE ZONE NO. 168 IN MERCANTILE BUSINESS PARK****Purpose:**

The purpose of this Informal Report is to inform City Council on a proposed expansion of the Foreign Trade Zone No. 168 encompassing Mercantile Business Park.

Background:

A Foreign-Trade Zone (FTZ) is a restricted-access site, in or adjacent to a Customs port of entry. FTZs are considered outside the United States Customs Territory and foreign or domestic merchandise can be stored or manufactured before formal Customs entry procedures. These special geographic areas are under the supervision of the U.S. Customs and Border Protection and establishment of the FTZ allows for state and local ad valorem exemption on tangible personal property imported from outside the United States and held in a zone. This tariff and tax relief is designed to lower the costs of U.S. based operations engaged in international trade and thereby create and retain the employment and capital investment opportunities that result from those operations.

There are two operational frameworks that exist under the Foreign-Trade Zone Act; Traditional Site and Alternative Site. The area encompassed in Foreign Trade Zone No. 168 operates under the Traditional Site Framework. Under this framework, the FTZ administrator (Grantee) has to receive a letter of support from the locally affected taxing entities if it wishes to expand its current zone. The Grantee has received support from landowner, Mercantile Partners, LP, to pursue FTZ designation for the entire 630 acre Mercantile Center Business Park in north Fort Worth. The expanded FTZ boundaries will allow Mercantile Partners, LP, to attract new companies with international operations. The Grantee has also received a letter of support from Haltom City's City Manager for land that is located in Haltom City and also within the proposed FTZ boundary.

The Grantee has requested a letter of support from the City of Fort Worth in order to modify the current Foreign Trade Zone boundary under the Traditional Site Framework, pursuant to the Foreign Trade Zone Act. Approval to submit this letter of support will only approve FTZ designation for land located within the Fort Worth city limits.

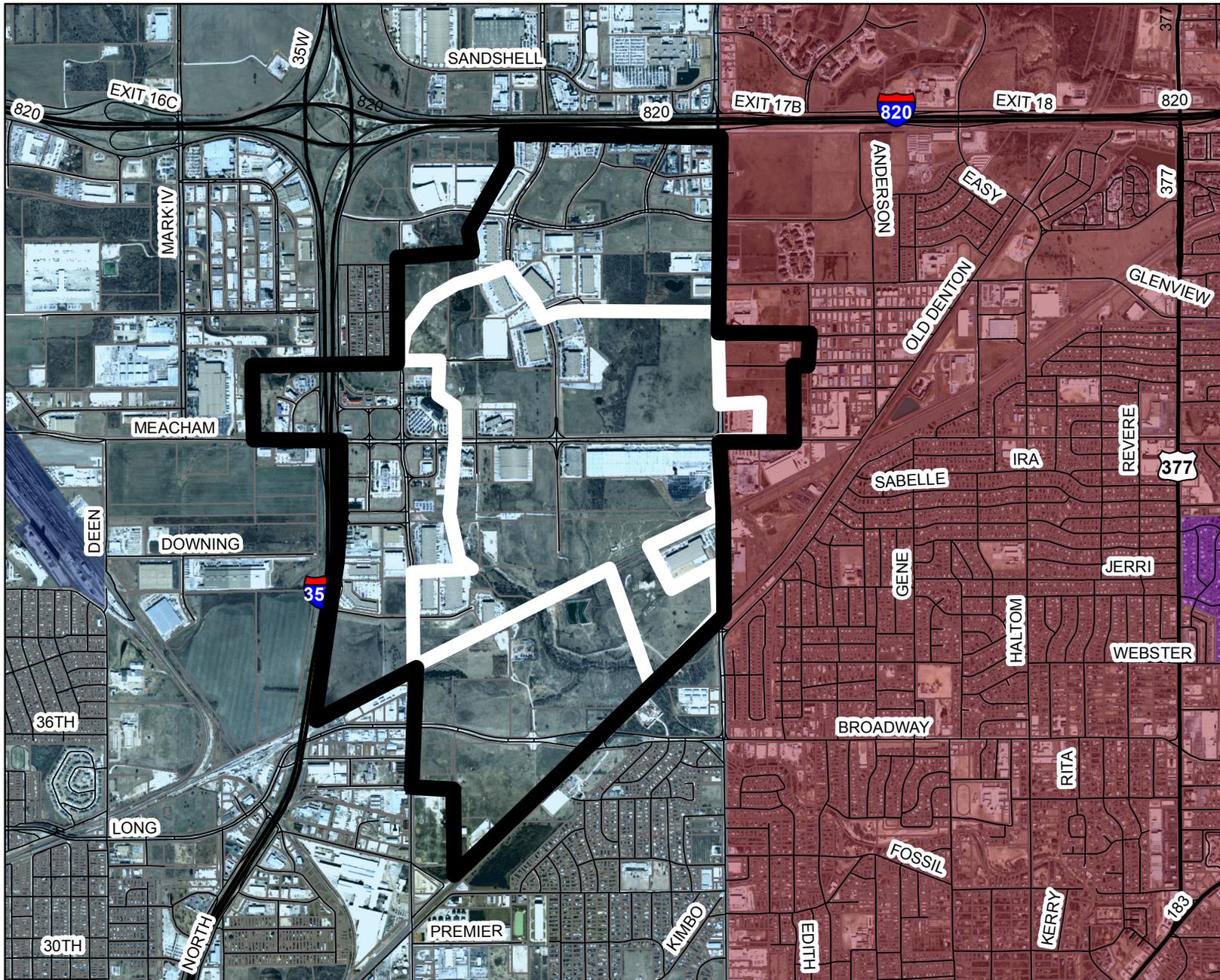
Recommendation:

Staff recommends approval of the Mayor and Council Communication to expand the boundary of FTZ No. 168. Current tenants within the proposed boundary are not interested in pursuing FTZ benefits. Of the thirty-seven current tenants that would be included in the revised boundary, only two perform activities that could be eligible for FTZ benefits.

Staff will bring forward an M&C to City Council on January 7, 2014 to approve the submission of the letter of support for the boundary modification.

**Tom Higgins
City Manager**

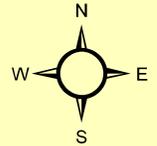
Foreign Trade Zone # 168 Mercantile Center Proposed New Boundary



Legend

Cities

- Haltom City
- North Richland Hills
- Saginaw
- Fort Worth
- Current Boundary
- Proposed Boundary



This Housing & Economic Development product is for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. The City of Fort Worth assumes no responsibility for the accuracy of said data.

August 6, 2013

To the Mayor and Members of the City Council

December 17, 2013

Page 1 of 5

**SUBJECT: IMPLEMENTATION OF WATER UTILITY TASK FORCE RECOMMENDATIONS**

On October 22, 2013, Bob Pence, Chair of the Water Utility Task Force presented the final report of the Task Force, which was charged by the City Council with exploring public private partnership (P3) opportunities for utility operations. In addition to a determination about the viability of P3 options, the report included four recommendations designed to assist the Utility with its continuous improvement efforts. The Task Force recommendations were accepted by the City Council with the adoption of Resolution No. 4258-11-2013 on November 12, 2013. The purpose of this informal report is to provide the City Council with the Water Department's approach to implementing those recommendations.

Recommendation 1: Explore the new revenue stream suggestions submitted

The Request for Information (RFI) process solicited responses to four potential P3 Models, including submission of new revenue opportunities. One submittal was received with two opportunities. The Task Force noted that these submissions, which included expanded energy improvements at the Village Creek Water Reclamation Facility and the implementation of automated metering infrastructure (AMI), warranted further consideration.

Energy Enhancements – Village Creek has been practicing energy recovery in wastewater since the 1980's and recent improvements in 2010, under the Energy Savings Performance Contracts (ESPC) with Johnson Controls (M&Cs C-24070, C-24360 and C-24406), further reduced Village Creek's energy demand and improved energy efficiency.

As part of those contracts, several process improvements and building systems upgrades were implemented. Completion of the \$35M project occurred in July 2013. Payback is expected to be less than 12.5 years using guaranteed savings to pay off the project. As a result of these improvements, the Village Creek Water Reclamation Facility is generating more than 70% of the energy required to operate the plant.

The submission received through the Strategic Assessment/P3 process proposed expansion of the recently implemented improvements. This would include expanding and improving the high strength waste codigestion system, improvements to the gas system to allow operation of the second turbine and exporting excess electricity generated on site. The submittal is consistent with Village Creek's goal to be a Net Zero plant. The Task Force recommended following up on this project, and the Water Department is in the process of working on this phase.

Automated Metering Infrastructure – The Utility has been exploring options for AMI systems, which provide for "smart meters" capable of electronically transmitting data from the meter. Technological advances in metering can provide numerous benefits to the utility and its customers, including the ability to remotely read meters and identify usage patterns that could help customers identify leaks and other causes of high bills. It also allows staff to view data daily, improving efficiency and augmenting conservation efforts by detecting watering violations and leaks.

To the Mayor and Members of the City Council**December 17, 2013**

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**SUBJECT: IMPLEMENTATION OF WATER UTILITY TASK FORCE RECOMMENDATIONS**

In 2012, the City Council adopted M&C C-25775 authorizing an agreement with Westin Engineering to conduct an AMI feasibility assessment. The assessment recommended that Fort Worth move forward with AMI through a 5-year phased implementation with a projected 7-year return on investment. AMI requires a substantial upfront capital investment for a system our size, so it would be very costly to implement changes across the city over a shorter period.

The submission received through the P3 process proposed implementation of AMI through a performance contract. This would allow for third-party financing of the capital investment repaid through proposed operational savings derived from reductions in real and apparent water loss and enhanced revenue collection derived from improved billing accuracy. It also provides for a transfer of risk to the vendor.

Although the assertions outlined in the submittal are based on the firm's experience with a smaller Texas utility and are not based on Fort Worth data, staff believes the performance contract concept might bring additional value to the AMI project. Consequently, staff will initiate preliminary discussions with the vendor to further flesh out the concept. Concurrently, staff will identify alternate financing options. Based on the results of those discussions, staff will make a determination on the most cost effective option and proceed to product selection. It is anticipated that an RFP for project management and system installation will be released once the initial work is complete.

Recommendation 2: Expand the Water Department's existing continuous improvement program and coordinate with the City's Lean Six Sigma Program

A key recommendation from the 2010 Water Department performance assessment was for the utility to create a formal performance management system driven by enterprise business strategies. It was also recommended that the utility use the newly created Effective Utility Management (EUM) model and its 10 Attributes of Effective Utilities as a guideline. The EUM model was developed in a collaboration of the six major associations representing the U.S. water and wastewater sector and the Environmental Protection Agency. As part of the 2013 Strategic Assessment (P3 Evaluation) a Balanced Scorecard was developed to provide a dashboard view of the performance from four distinct perspectives: Financial, Internal Business, Innovation & Learning and the Customer's perspective. This system, supported by the EUM, provides utility management with quarterly performance data to evaluate trends in performance. The Task Force recommended expansion of the existing program and the Water Department is working with other utilities around Texas to compare performance metrics and expand the existing Balanced Scorecard.

To the Mayor and Members of the City Council**December 17, 2013**

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**SUBJECT: IMPLEMENTATION OF WATER UTILITY TASK FORCE RECOMMENDATIONS**

The Task Force also recommended that the utility coordinate continuous improvement with the Lean Six Sigma program. While the EUM attributes focus on outcomes water-sector utilities should strive to achieve, staff understands that there is a need to demonstrate how other well-accepted tools can help the utility improve efficiencies, reduce waste in operations, and promote utility sustainability. The EPA recently developed a resource guide to “Effective Utility Management and Lean” based on input and examples from several utilities involved in both EUM and Lean Six Sigma principals. In simple terms, the EUM attributes express what the utility should seek to achieve and Lean Six Sigma tools outline how to work towards those attributes, or outcomes. This provides the framework of the path forward for the Fort Worth Water Department. Department leaders and trained Six Sigma staff will be working with the City’s Performance Office to analyze metrics and identify and prioritize projects that provide greatest impact on optimized operations.

Some examples of new and expanded continuous improvement projects include:

1. Implemented Reliability Centered Maintenance (RCM) program in Water Production. Trained staff performed in-house evaluations and an audit of preventive maintenance work orders, eliminating and consolidating in order to gain efficiencies. An external auditor was brought in to review the Computerized Maintenance Management System (CMMS) and its use. The audit resulted in modified, upgraded and standardized CMMS usage. Since these improvements, the amount of planned work performed by the division has risen from about 30% in 2008 to approximately 75% in 2013. These efficiencies have allowed staff to perform more in-house project work, which results in substantial capital cost savings to the Department.
2. Evaluation and implementation of Holly Water Treatment Plant shutdown during off peak periods to save energy and chemical costs. The recent freezing weather provided an excellent test of this shutdown and as a result, the department is saving operational cost and reducing main breaks in the distribution system.
3. The Water Customer Relations Multi-Channel Contact Center is collaborating with Customer Assessment Consultant with The Ascent Group, on a program to identify ways to better capture and enhance the customer experience for Fort Worth Water utility customers. The program will implement processes and measurements for First Contact Resolution (FCR), enhance existing customer contact quality measurements to better capture the customer experience, and to improve underlying business processes to promote ease of doing business.
4. Field Operations and Meter Services staffs are piloting the use of drive cams to improve driver behavior and reduce accident costs.
5. Lean Six Sigma techniques will be used to improve the efficiency of the Field Operations water main break investigation and repair process, with a focus on integrating water and sewer crew resources where feasible.

To the Mayor and Members of the City Council

December 17, 2013

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**SUBJECT: IMPLEMENTATION OF WATER UTILITY TASK FORCE RECOMMENDATIONS****Recommendation 3: Consider opportunities for the Water Department to partner with other departments to optimize interdepartmental business processes**

The Task Force spent time reviewing utility operations and performance metrics and it identified an opportunity to improve efficiency in areas where there is overlap in process between City departments. Addressing interdepartmental business processes will extend the utility's continuous improvement processes across departmental boundaries. The following process optimization efforts resulted from the Strategic Assessment:

- Improve coordination with TPW on maintenance and bond projects for arterials, neighborhood streets, and priority water and sewer replacements in the ROW. Additional discussions and coordination efforts are beginning, not only in the planning sections but also in design and inspection. The goals are to improve information coordination, better manage personnel resources, reduce overall costs, and complete projects in a timelier manner.
- Use the 2013 Safety Program Review to partner with the Human Resources department in attaining improvements in the City's safety/workers compensation program, thereby reducing cost.
- Initiate conversations with the Equipment Services Department to improve fleet availability and related productivity through scheduling preventative maintenance activities after regular working hours.

Recommendation 4: Continue internal departmental evaluation of strategic outsourcing opportunities for specific services.

The Utility has a long history of outsourcing services that can be performed more efficiently by the private sector. Notable examples include operations of the biosolids program, residential meter reading, operations of the energy generation facility, large sewer main condition assessment and cleaning, and bill production and mailing services. Standard operations are regularly reviewed for outsourcing opportunities.

The RFI released through the P3 process specifically solicited strategic outsourcing opportunities. Although 97 distinct utility functions were identified in the RFI, no submittals were received. The Task Force recognized the importance of using the private sector where appropriate and

To the Mayor and Members of the City Council**December 17, 2013**

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**SUBJECT: IMPLEMENTATION OF WATER UTILITY TASK FORCE
RECOMMENDATIONS**

encouraged staff to proactively seek new outsourcing opportunities. In 2014, staff will assess the feasibility of outsourcing the following:

- Street repair work;
- Field services for delinquency management;
- Large meter testing and change out contracting; and
- Large main leak detection

The Water Department is committed to the process of optimizing operations through a culture of continuous improvement. The recommendations of the Task Force will provide a focus for the Department's efforts moving forward. Should you have any additional questions, please contact Frank Crumb, Water Director at 817-392-8207.

**Tom Higgins
City Manager**

To the Mayor and Members of the City Council

December 17, 2013

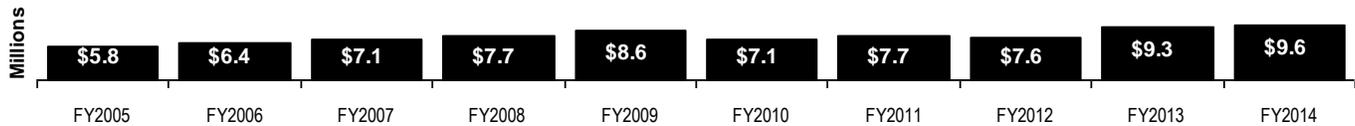
Page 1 of 2



SUBJECT: OCTOBER 2013 – SALES TAX UPDATE

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

October Net Sales Tax Collections (10-year History)

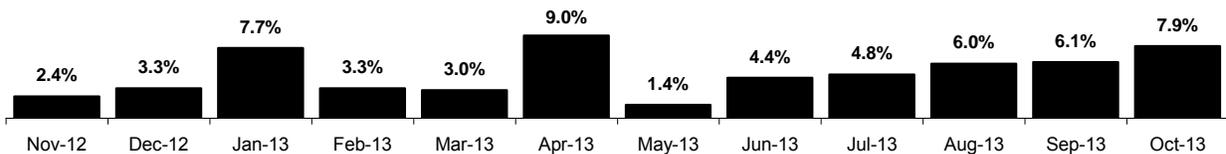


The City’s net sales tax collection is up \$273,025 or 2.9% compared to this month last year. These collections are the best on record for the month of October. As depicted in the table below, the City experienced **\$714,365 or 7.9%** in positive growth when compared to last year’s current period collections for the same month. Current period collections include only transactions that occurred within the month, so this number reflects pure economic activity.

Collection Detail for City Sales Tax

| | Oct 12 | Oct 13 | CHANGE | CHANGE |
|------------------------------------|--------------------|--------------------|------------------|---------------|
| Current Period Collections: | \$9,036,289 | \$9,750,654 | \$714,365 | 7.9% ↑ |
| Other Collections: | \$427,280 | \$11,380 | (\$415,900) | -97.3% |
| Audit Collections: | \$40,654 | \$14,768 | (\$25,886) | -63.7% |
| Service Fee: | (\$190,084) | (\$195,536) | (\$5,452) | -2.9% |
| Retainage: | \$27,763 | \$33,661 | \$5,898 | 21.2% |
| Net Collections | \$9,341,902 | \$9,614,927 | \$273,025 | 2.9% ↑ |

Current Period Collections
Change vs. Same Month in Prior Year



To the Mayor and Members of the City Council

December 17, 2013

Page 2 of 2



SUBJECT: OCTOBER 2013 – SALES TAX UPDATE

City Of Fort Worth Budget Comparison - FY2014

| | Adopted Budget | Fiscal Year Projection | Variance | | |
|------------------------------------|-------------------|---------------------------|----------|---|------------|
| CITY OF FORT WORTH | \$ 120,934,328 | \$ 121,683,122 | 0.6% | ↑ | \$ 748,794 |
| CRIME CONTROL AND PREVENTION DIST. | \$ 54,715,598 | \$ 54,746,366 | 0.1% | ↑ | \$ 30,768 |
| MASS TRANSIT AUTHORITY - THE "T" | \$ 61,220,000 | \$ 61,608,086 | 0.6% | ↑ | \$ 388,086 |

The City is projecting to collect **\$748,794** or **0.6%** more than the FY2014 adopted budget. As depicted above, you will also see how the positive results are affecting our partner agencies. These are the projected collections for the fiscal year and while they are encouraging, Staff recommends maintaining a conservative forecast for FY2014 as we continue to experience uncertainty with the national economy and potential audit adjustments. The chart below indicates how other cities in the region compared to FY2013.

City Comparisons - FY2014 vs. FY2013

| CITY | October |
|----------------------|-------------|
| SOUTHLAKE | 15.9% |
| BURLESON | 13.9% |
| KELLER | 6.6% |
| DALLAS | 6.1% |
| GRAPEVINE | 3.5% |
| FORT WORTH | 2.9% |
| BEDFORD | -0.2% |
| HURST | -1.8% |
| ARLINGTON | -2.2% |
| GRAND PRAIRIE | -2.2% |
| EULESS | -5.8% |
| NORTH RICHLAND HILLS | -9.7% |
| WATAUGA | -13.9% |
| STATE TOTAL | 5.4% |

Again, hopefully you find this additional information helpful. If you have any questions, please call Susan Alanis, Assistant City Manager, at 817.392.8180.

**Tom Higgins
City Manager**

No Documents for this Section

A Resolution

NO. _____

APPOINTING WILLIAM W. MEADOWS TO THE DALLAS-FORT WORTH INTERNATIONAL AIRPORT BOARD OF DIRECTORS, PLACE 7

WHEREAS, pursuant to Articles 3 and 4 of the Contract and Agreement between the City of Dallas, Texas, and the City of Fort Worth, Texas, dated and effective as of April 15, 1968, a public document on file in the City Secretary's Office as City Secretary Contract No. 6014 (the "Contract"), the City Council is authorized and required to appoint four (4) individuals to the Dallas-Fort Worth International Airport Board of Directors (the "Board"), which individuals occupy Place Nos. 2, 3, 7, and 8 on the Board; and

WHEREAS, on February 2, 2010, the City Council appointed Jeff Wentworth to Place 7 on the Board, for a term expiring January 31, 2014; and

WHEREAS, under the terms and conditions of the Contract, Jeff Wentworth is not eligible to be reappointed to the Board; and

WHEREAS, the City Council desires to appoint William W. Meadows to Place 7 on the Board, and finds that he is eligible and not otherwise disqualified by law from holding such office;

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

That William W. Meadows is hereby appointed to membership on the Dallas-Fort Worth International Airport Board, Place 7, for a term beginning February 1, 2014 and expiring January 31, 2018, or until a successor is duly qualified and appointed.

Adopted this ____ day of December, 2013.

ATTEST:

By: _____

Mary J. Kayser
City Secretary



No Documents for this Section

City of Fort Worth, Texas
Mayor and Council Communication

DATE: Tuesday, December 17, 2013

LOG NAME:

REFERENCE NO.: **OCS-1908

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, December 11, 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, December 17, 2013

RISK MANAGEMENT CLAIMS REPORT

Claims listed on this report have been received in the Risk Management Division claims office and either have been or will be thoroughly investigated. The decision whether or not to accept liability is predicated on applicable provisions of the Texas Tort Claims Act. If any claimant contacts you, please refer them to Joey Page ext 7761. Thank you.

| CLAIMANT | DATE RECEIVED | DATE OF INCIDENT | LOCATION | INCIDENT TYPE | ALLEGATION | DEPT | ESTIMATE | INJURY |
|----------------|---------------|------------------|--------------------------|-----------------|-------------------------------------|--------|----------|--------|
| Olga S. Murra | 12/5/2013 | 12/3/2013 | 8400 Horn beam Drive | Reimbursement | Towing fees | Police | No | No |
| Ryan Zihlman | 12/11/2013 | 11/23/2013 | 5428 Morman Trail | Property Damage | Property damage, from sewer back-up | Water | Yes | No |
| Hiram Sanchez | 12/11/2013 | 10/7/2013 | Beach Street and Vickery | Auto Damage | Struck by City vehicle | TPW | Yes | Yes |
| Johnny Stamper | 12/11/2013 | 5/31/2013 | Hemphill Road | Bodily Injury | Stepped into water meter opening | Water | No | Yes |
| Gayla Ramirez | 12/11/2013 | 7/17/2013 | 2000 Cold Springs | Auto Damage | Struck by City vehicle | TPW | Yes | No |

No Documents for this Section

No Documents for this Section

No Documents for this Section

No Documents for this Section