



**SUMMARY OF MEETINGS AND ACTIVITIES
MONDAY, JUNE 2, 2014 THROUGH FRIDAY, JUNE 6, 2014**

MONDAY, JUNE 2, 2014

TIME LOCATION

No meetings

TUESDAY, JUNE 3, 2014

Legislative and Intergovernmental Affairs Committee	11:00 a.m.	Pre-Council Chamber
Housing and Economic Development Committee	1:00 p.m.	Pre-Council Chamber
Pre-Council Meeting	3:00 p.m.	Pre-Council Chamber
City Council Meeting	7:00 p.m.	Council Chamber

WEDNESDAY, JUNE 4, 2014

No meetings

THURSDAY, JUNE 5, 2014

Fort Worth Transportation Authority Public Hearing	12:00 p.m.	Intermodal Transportation Center 1001 Jones Street
Library Advisory Board	12:30 p.m.	Wedgwood Branch Library 3816 Kimberly Lane
Crime Control and Prevention District	5:30 p.m.	Pre-Council Chamber
Fort Worth Transportation Authority Public Hearing	6:00 p.m.	Intermodal Transportation Center 1001 Jones Street

FRIDAY, JUNE 6, 2014

No meetings

This summary is compiled from data furnished to the Office of the City Secretary by 12:00 p.m. on May 29, 2014, and may not include all meetings to be conducted during the week of June 2, 2014 through June 6, 2014. It is a summary listing only. See individual agendas which are posted in compliance with the Texas Open Meetings Act for detailed information.

**LEGISLATIVE AND INTERGOVERNMENTAL AFFAIRS COMMITTEE MEETING
TUESDAY, JUNE 3, 2014
11:00 A.M.
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

**HOUSING AND ECONOMIC DEVELOPMENT COMMITTEE MEETING
TUESDAY, JUNE 3, 2014
1:00 P.M.
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

**PRE-COUNCIL MEETING
TUESDAY, JUNE 3, 2014
3:00 P.M.
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

1. Report of the City Manager - **Tom Higgins, City Manager**
 - a. Changes to the City Council Agenda
 - b. Upcoming and Recent Events
 - c. Organizational Updates and Employee Recognition(s)
 - d. Informal Reports
 - [IR 9639](#): Proposed Zoning Ordinance Text Amendments Relating to Installation of Bicycle Parking
 - [IR 9640](#): Emergency Vehicle Protocol
2. Current Agenda Items - **City Council Members**
3. Responses to Items Continued from a Previous Week
 - a. [ZC-14-040](#) - Sonephet & PR Rajphoumy, 6820 Bowman Roberts Road; from: "A-5" One-Family to: "E" Neighborhood Commercial (Recommended for Denial by the Zoning Commission) (**Continued from May 13, 2014 by Council Member Espino**)
4. Overview of Significant Zoning Cases - **Dana Burghdoff, Planning and Development**
5. Briefing on Proposed Economic Development Program Agreement for Historic Stockyards Revitalization Project - **Jay Chapa, Housing and Economic Development**
6. Presentation on MedStar Update - **Scott Hanlan, Fire, Doug Hooten and Matt Zavadsky, MedStar**
7. Briefing on Fort Worth's Participation in the Better Buildings Challenge - **Doug Wiersig and Samuel Gunderson, Transportation and Public Works**
8. City Council Requests for Future Agenda Items and/or Reports

9. Executive Session (PRE-COUNCIL CHAMBER) - **SEE ATTACHMENT A Attachment(s):**
[Executive Session Agenda - Attachment A.pdf](#)
-

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

ATTACHMENT A
EXECUTIVE SESSION
(PRE-COUNCIL CHAMBER, CITY HALL)
Tuesday, June 3, 2014

- I. 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. *Jorge Rodriguez v City of Fort Worth*, Cause No. 153-272274-14, 153rd Judicial District Court, Tarrant County, Texas;
 - b. Legal issues regarding the sale of alcohol at the Fort Worth Convention Center; 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.
- II. The City Council may reconvene in open session in the Pre-Council Chamber and act on any item listed on the Executive Session Agenda in accordance with Chapter 551 of the Texas Government Code.

**CITY COUNCIL AGENDA
FOR THE MEETING AT 7:00 P.M. TUESDAY, JUNE 03, 2014
CITY COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

I. CALL TO ORDER

II. INVOCATION - Pastor Bruce Yancey, The Abiding Word Church

III. PLEDGE OF ALLEGIANCE

**IV. CONSIDERATION OF MINUTES OF SPECIAL CALLED MEETING ! 7=HM7CI B7=@
MEETING OF MAY 15, 2014 AND REGULAR CITY COUNCIL MEETING OF
MAY 20, 2014**

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-18214](#) - Approve Findings of the Ground Transportation Coordinator Regarding Renewal Application of A-1 Luxury Limo Limited, to Operate Three Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
2. [M&C G-18215](#) - Approve Findings of the Ground Transportation Coordinator Regarding Renewal Application of Alpha-Royal Limo & Car Services, Inc. d/b/a Bemnet Limo Service, to Operate Eight Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
3. [M&C G-18216](#) - Approve Findings of the Vehicle for Hire Review Board Regarding Renewal Application of Cowboy Cab Company, Inc., to Operate Fifty-Five Taxicabs Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
4. [M&C G-18217](#) - Approve Findings of the Ground Transportation Coordinator Regarding the Renewal Application of Cowtown Transportation Services, LP, to Operate Eight Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
5. [M&C G-18218](#) - Approve Findings of the Vehicle for Hire Review Board Regarding Renewal Application of Darya Inc. d/b/a Executive Taxi, to Operate Fifty Taxicabs Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
6. [M&C G-18219](#) - Approve Findings of the Ground Transportation Coordinator Regarding Application of Five 5 Star Limo, Inc., to Operate Six Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)

7. [M&C G-18220](#) - Approve Findings of the Ground Transportation Coordinator Regarding Renewal Application of G&G Executive Transportation, Inc., to Operate Twenty-Five Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
8. [M&C G-18221](#) - Approve Findings of the Ground Transportation Coordinator Regarding Renewal Application of Brian Scott High and Melvyn Edward High d/b/a North Star Carriage, to Operate Four Horse Drawn Carriages Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (COUNCIL DISTRICTS 2 and 9)
9. [M&C G-18222](#) - Approve Findings of the Ground Transportation Coordinator Regarding Renewal Application of Clarence James Miller d/b/a Panther City Carriage Company, to Operate Four Horse Drawn Carriages Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (COUNCIL DISTRICTS 2 and 9)
10. [M&C G-18223](#) - Approve Findings of the Vehicle for Hire Review Board Regarding Renewal Application of Irving Holdings Inc. d/b/a Yellow Cab, to Operate Two Hundred Taxicabs Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
11. [M&C G-18224](#) - Authorize Temporary Closure of a Segment of Crawford Farms Drive from June 11, 2014 Through August 22, 2014 to Expedite Roundabout Construction Activities (COUNCIL DISTRICT 4)
12. [M&C G-18225](#) - Authorize Transfer of Funds in the Amount of \$400,000.00 from Environmental Protection Operating Fund R103 to the Environmental Protection Project Fund R101 for Environmental Services as Needed and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
13. [M&C G-18226](#) - Adopt Amendment to the Schedule of Rates and Charges for the Will Rogers Memorial Center to Establish the Rental Rates for The Pavilion (COUNCIL DISTRICT 7)

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

1. [M&C P-11654](#) - Authorize Execution of Agreements with GBC Benefits, Ltd. d/b/a Gus Bates Insurance & Investments and Arthur J. Gallagher Risk Management Services, Inc., in a Combined Amount Up to \$267,000.00 Annually for Broker of Record, Loss Control and Related Consulting Services for the Financial Management Services Department (ALL COUNCIL DISTRICTS)
2. [M&C P-11655](#) - Authorize Rejection of All Bids Received for Resilient Seated Gate, Tapping, and Butterfly Valves for the Water Department and Authorize Re-Advertisement (ALL COUNCIL DISTRICTS)
3. [M&C P-11656](#) - Authorize Purchase Agreement for Flowable Fill with H & H Pool Decks, Inc. d/b/a H & H Concrete on Demand, in the Amount Up to \$500,000.00 for the First Year for the Water Department (ALL COUNCIL DISTRICTS)
4. [M&C P-11657](#) - Authorize Purchase of a Monument Sign and Landscaping from Global Signs Inc., for Fort Worth Spinks Airport in the Amount of \$68,050.00 (COUNCIL DISTRICT 7)

5. [M&C P-11658](#) - Authorize Purchase Agreement for Traffic Barricade Equipment Rental with Buyers Barricades, Inc., in the Amount Up to \$300,000.00 (ALL COUNCIL DISTRICTS)
6. [M&C P-11659](#) - Authorize Rejection of the Bid Received for Carrier OEM Parts and Units for the Transportation and Public Works Department and Authorize Re-Advertisement (ALL COUNCIL DISTRICTS)
7. [M&C P-11660](#) - Authorize Lease-to-Own Agreement of a 2014 Gradall Excavator from Kirby Smith Machinery, Inc., Through Leasing 2, Inc., in an Annual Amount of \$121,244.64, Using a Tarrant County Cooperative Contract for the Transportation and Public Works Department (ALL COUNCIL DISTRICTS)

C. Land - Consent Items

1. [M&C L-15685](#) - Authorize Direct Sale of Fourteen Tax-Foreclosed Properties to Multiple Buyers for a Total Sales Price of \$133,887.24, in Accordance with Section 34.05 of the Texas Tax Code (COUNCIL DISTRICTS 2, 3, 4, 5 and 8)
2. [M&C L-15686](#) - Authorize Direct Sale of Twelve Tax-Foreclosed Properties to Tarrant County Housing Partnership, Inc., in the Amount of \$11,360.00 for the Development of Low-Income Housing (COUNCIL DISTRICT 8)
3. [M&C L-15687](#) - Authorize Direct Sale of Thirty Tax-Foreclosed Properties Located Throughout the City of Fort Worth to Fort Worth Area Habitat for Humanity, Inc. d/b/a Trinity Habitat for Humanity, for a Total Sales Price in the Amount of \$42,120.00 for the Development of Low-Income Housing (COUNCIL DISTRICTS 3, 5, 8, and 9)

D. Planning & Zoning - Consent Items - None

E. Award of Contract - Consent Items

1. [M&C C-26810](#) - Authorize Execution of a Communications System Agreement with Parker County for Participation in the City of Fort Worth's Public Safety Radio System for Interoperable Communications in Mutual Aid or Other Multi-Agency Operations at No Cost to the City of Fort Worth (ALL COUNCIL DISTRICTS)
2. [M&C C-26811](#) - Authorize Execution of a Communications System Agreement with PHI Air Medical, LLC, for Participation in the City of Fort Worth's Public Safety Radio System for Interoperable Communications in Mutual Aid or Other Multi-Agency Operations at No Cost to the City of Fort Worth (ALL COUNCIL DISTRICTS)
3. [M&C C-26812](#) - Authorize Execution of an Interlocal Agreement with the City of Burleson in the Amount of \$80,000.00 for the Construction of a Ten-Foot Wide Concrete Pedestrian Trail Along Alsbury Boulevard from IH-35 to Stone Road and Adopt Appropriation Ordinance (COUNCIL DISTRICT 6)
4. [M&C C-26813](#) - Authorize Execution of a Contract with Nissi Development Group, Inc. d/b/a Nissi Group, in the Amount of \$559,441.72 for Concrete Street Restoration at Ten Locations (COUNCIL

DISTRICTS 2, 4, 5, 8 and 9)

5. [M&C C-26814](#) - Ratify Application for and Authorize Acceptance of, if Awarded, the Fiscal Year 2014 Paul Coverdell Forensic Science Improvement Grant from the United States Department of Justice, National Institute of Justice, in the Amount of \$106,531.00, Authorize Execution of Agreement with the National Institute of Justice and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
6. [M&C C-26815](#) - Authorize Execution of an Agreement with North Tarrant Infrastructure, LLC, for the Use of City of Fort Worth Marked Police Vehicles to be Used by Off-Duty Officers Providing Traffic Control Services for the I-35W Reconstruction Project, Find That Participation in this Project Serves a Public Purpose, Find That Adequate Controls are in Place to Carry Out the Public Purpose and Adopt Appropriation Ordinance (COUNCIL DISTRICTS 2, 4, 7, 8 and 9)
7. [M&C C-26816](#) - Authorize Acceptance of an Additional Award in the Amount of \$132,847.13 in Fiscal Year 2012 Homeland Security Grant Program Funds from the Texas Department of Public Safety, Authorize Execution of Related Documents and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
8. [M&C C-26817](#) - Authorize Execution of a Professional Services Agreement with Hillwood Alliance Services, LLC, in an Amount Up to \$65,000.00 Annually for the Management of the Air Traffic Control Tower Facility at Fort Worth Alliance Airport (COUNCIL DISTRICT 7)

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. OCS - 1925 - Notice of Claims for Alleged Damages and/or Injuries

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

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. ZONING HEARING

1. [ZC-14-020](#) - **(CD 9)** - Shope and Ryan Management Inc., 3220-3248 (evens) S. University; from: "C" Medium Density Multifamily to: "UR" Urban Residential **(Recommended for Denial by the Zoning Commission)**
2. [ZC-14-032](#) - **(CD 5)** - Segundo Ruiz, 5429 and 5431 Pinson Street; from: "E/HC" Neighborhood Commercial/Historic & Cultural Overlay to: "A-7.5/HC" One-Family/Historic & Cultural Overlay **(Recommended for Denial by the Zoning Commission)**
3. [ZC-14-040](#) - **(CD 2)** - Sonephet & PR Rajphoumy, 6820 Bowman Roberts Road;

from: "A-5" One-Family to: "E" Neighborhood Commercial (**Recommended for Denial by the Zoning Commission**) (Continued from a Previous Meeting)

4. [ZC-14-047](#) - (CD 7) - Pinnacle Bank, 12451 Willow Springs Road; from: "I" Light Industrial to: "PD/I" Planned Development for all uses in "I" Light Industrial plus mini-warehouse; site plan included (**Recommended for Approval by the Zoning Commission**)
5. [ZC-14-050](#) - (CD 2) - Allen Fulsom, 2605 Cantrell Sansom Road; from: "A-5" One-Family to: "E" Neighborhood Commercial (**Recommended for Approval by the Zoning Commission**)
6. [ZC-14-052](#) - (CD 2) - Charles R. Lasater, 7300 Blue Mound Road; from: "A-5" One-Family and "E" Neighborhood Commercial to: "E" Neighborhood Commercial and "A-5" One-Family (**Recommended for Approval by the Zoning Commission**)
7. [ZC-14-053](#) - (CD 3) - Geneva N. Fleming Trust/Kahlua Properties, 6432 Camp Bowie Blvd.; from: "A-7.5" One-Family to: "ER" Neighborhood Commercial Restricted (**Recommended for Denial by the Zoning Commission**)
8. [ZC-14-054](#) - (CD 6) - Bellaire Construction, 2550 Edgecliff Road; from: "E" Neighborhood Commercial to: "PD/E" Planned Development for all uses in "E" Neighborhood Commercial plus car wash and mini warehouse units; site plan waiver recommended (**Recommended for Approval by the Zoning Commission**)
9. [ZC-14-055](#) - (CD 7) - Baptist Foundation of Texas, 9500-9900 Block North Freeway/IH 35 N; from: A-5" One-Family, "C" Medium Density Multifamily and "E" Neighborhood Commercial to: "A-5" One-Family and "G" Intensive Commercial (**Recommended for Approval by the Zoning Commission**)
10. [ZC-14-056](#) - (CD 9) - Jose Moreno, 2915 Hemphill Street and 2916 Jennings Street; from: "A-5" One-Family and "B" Two-Family to: PD/A-5" Planned Development for all uses in "A-5" One-Family plus massage parlor with residence and "PD/B" Planned Development for all uses in "B" Two-Family plus parking lot; site plan waiver requested (**Recommended for Denial by the Zoning Commission**)
11. [ZC-14-057](#) - (CD 3) - Texas Christian University, 3059 Wabash Avenue; from: "C" Medium Density Multifamily to: "PD-497" Planned Development/Specific Use for all uses in "MU-1" Low Intensity Mixed Use District except; ambulance dispatch station; blood bank; electric power substation; probation or parole office; auto repair; paint & body shop; boat rental or sales; cold storage or ice plant; gunsmithing, repair or sales, mini-warehouses; newspaper distribution center; assembly of pre-manufactured parts except for vehicles, trailers, airplanes, mobile homes; bottling works, milk or soft drinks, manufacture of artificial flowers, ornaments, awnings, tents, bags; cleaning or polishing preparations; small boats, novelties and clothing; monument or marble works, finishing or carving only; monument works, stone; paper box manufacture; rubber stamp manufacture; sheet metal shop; warehouse or bulk storage; welding shop, custom work (not structural). Site plan waiver recommended (**Recommended for Approval by the Zoning Commission**)
12. [ZC-14-058](#) - (CD 7) - Burleson Land Company Inc., 1221 Dorothy Lane and 3736 Camp Bowie Blvd; from: "A-5" One-Family, "C" Medium Density Multifamily and "F" General Commercial to: "PD/E" Planned Development for all used in "E" Neighborhood Commercial plus bar; site plan included (**Recommended for Denial by the Zoning Commission**)
13. [ZC-14-059](#) - (CD 9) - City of Fort Worth Planning and Development Department, 2500 Blocks Lubbock and Sandage Avenues; from: "B" Two-Family and "B/DD" Two-Family/Demolition Delay to: "A-5" One-Family and "ER/DD" Neighborhood Commercial Restricted/Demolition Delay (**Recommended for Approval by the Zoning Commission**)

14. **ZC-14-060 - (CD-ALL)** - City of Fort Worth Planning and Development Department Text Amendment: Scenic Preservation Areas and Corridors: An Ordinance Amending The Zoning Ordinance of The City Of Fort Worth, Being Ordinance No. 13896, As amended, Codified As Appendix "A" of the Code of the City of Fort Worth, by Amending:
- Article 4 "Signs" of Chapter 6, "Development Standards", amending Section 6.402 "Scenic Preservation Areas and Corridors" to add the Chisholm Trail Parkway to Scenic Preservation Corridors established; and delete references to SH 121 from future Scenic Corridors

To review the proposed amendments: <http://fortworthtexas.gov/planninganddevelopment/zoningcommission.aspx>
(Recommended for Approval by the Zoning Commission)

15. **ZC-14-061 - (CD-ALL)** - City of Fort Worth Planning and Development Department: Text Amendment: Board of Adjustment Duties: An Ordinance Amending the Zoning Ordinance of the City of Fort Worth, being Ordinance No. 13896, as amended, Codified as Appendix "A" of the Code of the City of Fort Worth, by amending:
- Chapter 2 "Review Bodies" to amend Section 2.101 "Board of Adjustment" to provide that the Board of Adjustment may hear appeals from the Historic & Cultural Landmarks Commission, the Downtown Design Review Board and Urban Design Commission;
 - Section 4.101 "Historic Preservation Overlay District" to revise notice requirement for appeals and to amend;
 - Section 5.137 "Telecommunication Tower and Stealth Telecommunication Tower" to revise review process for Stealthy Telecommunication Towers

To review the proposed amendments:
<http://fortworthtexas.gov/planninganddevelopment/zoningcommission.aspx>
(Recommended for Approval by the Zoning Commission)

XIV. REPORT OF THE CITY MANAGER

A. Benefit Hearing - None

B. General

1. [M&C G-18227](#) - Adopt Ordinance Amending City Code to Prohibit the Distribution of Unpasteurized Milk and Unpasteurized Milk Products by Persons Without a Grade A Raw for Retail Permit from the State of Texas (ALL COUNCIL DISTRICTS)
2. [M&C G-18228](#) - Authorize Acceptance of a \$50,000.00 Grant from the Friends of the Fort Worth Nature Center and Refuge, Inc., as Matching Funds for Repairs to the Cross Timbers Levee at the Fort Worth Nature Center and Refuge and Adopt Appropriation Ordinance (COUNCIL DISTRICT 7)

C. Purchase of Equipment, Materials, and Services

1. [M&C P-11661](#) - Authorize Non-Exclusive Purchase Agreements for Public Safety Supplies and Equipment Using a Texas Association of School Boards BuyBoard Contract in the Amount of \$2,373,750.00 for the First Year for the Police and Fire Departments (ALL COUNCIL DISTRICTS)

D. Land - None

E. Planning & Zoning - None

F. Award of Contract

1. [M&C C-26818](#) - Authorize Execution of a Public Right-of-Way Use Agreement Granting Barnett Gathering, LLC, a License to Construct and Operate a Twelve-Inch Natural Gas Gathering Pipeline Across Seminary Drive, GP14-00004 (COUNCIL DISTRICT 9)
2. [M&C C-26819](#) - Authorize Execution of Amendment No. 5 to City Secretary Contract No. 37036, an Engineering Agreement with TranSystems Corporation d/b/a TranSystems Corporation Consultants, in the Amount of \$881,466.00 for a Revised Total Contract Amount of \$4,879,914.00 for Stormwater and Franchise Utility Relocations for the Trinity River Vision-Central City Project and the Trinity Uptown Service Area, Phase 3, Consistent with the City's Limit of \$26.6 Million on Expenditures for the Trinity River Vision Project and Adopt Appropriation Ordinances (COUNCIL DISTRICTS 2 and 9)
3. [M&C C-26820](#) - Authorize Execution of a Contract with Conatser Construction TX, LP, in the Amount of \$2,115,998.50 for the Construction of Glen Garden Storm Drain Improvements and Provide for Contingencies and Construction Services for a Total Project in the Amount of \$2,467,598.35 (COUNCIL DISTRICT 8)
4. [M&C C-26821](#) - Authorize Execution of a Fire Services Agreement with the City of Westworth Village (ALL COUNCIL DISTRICTS)
5. [M&C C-26822](#) - Authorize Execution of an Engineering Agreement with Jacobs Engineering Group Inc., in an Amount Up to \$2,485,403.75 for Phase 10 Program Management and Design Services for the Runway Extension Project at Fort Worth Alliance Airport (COUNCIL DISTRICT 7)

XV. CITIZEN PRESENTATIONS

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

XVII. 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.

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

ATTACHMENT B
EXECUTIVE SESSION
(PRE-COUNCIL CHAMBER, CITY HALL)
Tuesday, June 3, 2014

I. 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. *Jorge Rodriguez v City of Fort Worth*, Cause No. 153-272274-14, 153rd Judicial District Court, Tarrant County, Texas;
- b. Legal issues regarding the sale of alcohol at the Fort Worth Convention Center; 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.

II. The City Council may reconvene in open session in the Pre-Council Chamber and act on any item listed on the Executive Session Agenda in accordance with Chapter 551 of the Texas Government Code.



CITY COUNCIL
Legislative and Intergovernmental Affairs Committee
Agenda

Tuesday, June 3, 2014
11:00 a.m.
Pre-Council Chamber
1000 Throckmorton Street
Fort Worth, Texas

Councilmember Danny Scarth, Chair
Councilmember Dennis Shingleton, Vice Chair

Mayor Pro Tem Zim Zimmerman
Councilmember Gyna Bivens

Charles Daniels, Assistant City Manager
TJ Patterson, Manager, Legislative Affairs
Denis McElroy, Sr. Assistant City Attorney
Evonia Daniels, Staff Liaison

I. CALL TO ORDER

II. ACTION

- A. APPROVAL OF MEETING MINUTES FROM MAY 6, 2014
- B. CONSIDERATION OF THE APPOINTMENT OF LESLIE E. WARE TO PLACE 2 ON THE MAYOR'S COMMITTEE ON PERSONS WITH DISABILITIES, REPRESENTING THE FORT WORTH LIGHTHOUSE FOR THE BLIND- (MARY KAYSER, CITY SECRETARY)

III. BRIEFINGS

- A. PRESENTATION ON THE 2015 PROPOSED STATE LEGISLATIVE PROGRAM- (T.J. PATTERSON)
- B. FEDERAL LEGISLATIVE UPDATE- (KASEY PIPES, CORLEY PIPES CONSULTING, LLC)

IV. REQUEST FOR FUTURE AGENDA ITEMS

- A. THE NEXT MEETING IS SCHEDULED FOR JULY 15, AT 11:00 A.M. IN THE PRE-COUNCIL CHAMBER.

V. EXECUTIVE SESSION

THE LEGISLATIVE AND INTERGOVERNMENTAL AFFAIRS COMMITTEE MAY CONDUCT A CLOSED MEETING TO SEEK THE ADVICE OF ITS ATTORNEYS CONCERNING LEGAL ISSUES REGARDING ANY MATTERS LISTED ON TODAY'S AGENDA, WHICH 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.

VI. ADJOURN

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

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

CITY COUNCIL
Legislative and Intergovernmental Affairs Committee

Minutes
Tuesday, May 6, 2014

COUNCIL MEMBERS IN ATTENDANCE: Councilmember Danny Scarth (Chairman), Mayor Pro Tem Zim Zimmerman, Councilmember Gyna Bivens and Councilmember Dennis Shingleton.

The Legislative and Intergovernmental Affairs Committee was called to order by Chairman Danny Scarth at 11:00 a.m.

ACTION ITEMS

Chairman Scarth called for a motion for approval of the March 4, 2014 minutes. The motion was made by Councilmember Dennis Shingleton and seconded by Councilmember Gyna Bivens. The minutes were approved.

Ron Gonzales from the City Secretary's office brought before the committee for their consideration, two appointments to the Animal Shelter Advisory Committee – Dustin Deel to Place 5 and Juanita Myers to Place 7. Councilmember Shingleton asked whether they were reappointments. Mr. Gonzales indicated that they were new appointments. The motion to approve the appointments was made by Councilmember Dennis Shingleton and seconded by Councilmember Gyna Bivens. The Chair indicated that the appointments will be forwarded to City Council.

BRIEFINGS

Federal Legislative Updates:

Briefing by Kasey Pipes of Corley Pipes Consulting. Mr. Pipes presented an overview of activities during the months of March and April which included organizing trips for several council members to Washington, D.C. and continuing efforts to advance legislative and administrative agendas with daily reach out to members of congress and their staffs. Mr. Pipes also outlined other federal priorities which include:

- ***Fighting for Transportation*** – TexRail President's Admin proposed \$50 million in budget. Raises awareness about the importance of the issue. Continue to work with appropriators including Congresswoman Granger and transportation authorizers about needs on I-35 and Spinks.
- ***Military Efforts*** – Supporting military effort. Mayor Price took a letter around to a number of Mayors she met at a conference earlier in the year, asking them to join with us on lobbying effort on hill to restore as many defense cuts as possible. Second letter has

163 signatures and will go to the hill from all of cities stating cuts are really bad not just for large cities, but also for small cities across the country. Idea is to expand our presence. Closely monitoring BRAC.

- ***Trinity River Vision*** –Working closely with Congresswoman Granger. Everything seems to be in place; not much we can do at this time. They are trying to secure as much money as possible that has already been authorized. Will continue to work closely with Congresswoman Granger’s office.
- ***Administrative Agenda*** – Reaching out to decision makers at agencies. Working with Chief Jackson securing a \$3.5 million SAFER Grant. Currently working on a second grant with Fire involving use of veterans in Fire Department that provides special funds for employing veterans.

Working with Councilmember Scarth on alternative asbestos control method issue. Congressman Barton is also engaged on the issue. His participation is important because of his position on the House Energy and Commerce Committee. Congressman Barton is asking for answers from the EPA on the matter.

Working with Congressman Veasey and Congresswoman Granger on the Post Office.

Councilmember Dennis Shingleton asked Mr. Pipes a question regarding fire fighters who are former veterans – are they new hires or continuing employees who have served in the military? Mr. Pipes responded that he believes that the city receives credit for current employees and that additional money could help fund additional ones. He indicated he thinks the City qualifies based on what it has now. He will confirm later today.

Councilmember Zim Zimmerman– on BRAC – need to keep eye out at Pentagon level because if they continue to lose money they will start their own cuts. Need to be diligent in watching this.

Councilmember Gyna Bivens – On BRAC, is there any consideration to contact chambers in small towns? Also, on July 19, T.D. Smyers is going to be keynote speaker at an event for veterans on job employability.

Chairman Danny Scarth – briefly on asbestos issues – small progress is better than the alternative.

Chairman Danny Scarth asked if there were any requests for future agenda items. Councilmember Zimmerman raised a question about whether the police training issue could be discussed or noted as a future agenda item. Chairman Scarth suggested making it a future agenda item.

FUTURE AGENDA ITEM

Councilmember Shingleton asked T.J. Patterson to make sure that the Police Training Issue with Wayward Dogs was on the State Legislative agenda. Mr. Patterson indicated this will be discussed at next month's meeting. Mr. Patterson informed the Committee that staff is planning to present the proposed state legislative agenda for the Committee's consideration and one of the items will be the dog issue for the committee to talk about and determine how you want to go forward.

Councilmember Gyna Bivens asked if the City was doing tracking or planning to address code issues and how to work with the legislature on those. Mr. Patterson indicated that the June agenda includes a couple of Code items for the committee to consider.

ADJOURN

Mr. Scarth noted there was no further business and adjourned the Committee adjourned at 11:22 a.m.



TO: Chairman Scarth and Members of the Legislative and Intergovernmental Affairs Committee

FROM: Mary J. Kayser, City Secretary

DATE: June 3, 2014

SUBJECT: APPOINTMENT TO THE MAYOR'S COMMITTEE ON PERSONS WITH DISABILITIES

The following new appointment to the Mayor's Committee on Persons with Disabilities is provided for your consideration.

- Ms. Leslie E. Ware to Place 2 – representing the Fort Worth Lighthouse for the Blind, with a term expiring September 30, 2014. Ms. Ware is replacing Mr. Platt Allen who resigned.

The application and resume are attached as a matter of information.

City Secretary's Office

City of Fort Worth ★ 1000 Throckmorton Street ★ Fort Worth, Texas 76102

(817) 392-6150 ★ FAX (817) 392-6196



CITY OF FORT WORTH
CITY COUNCIL

HOUSING AND ECONOMIC DEVELOPMENT COMMITTEE

AGENDA

Tuesday, June 3, 2014

1:00 PM

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

Housing and Economic Development Committee Members

Joel Burns, Chair	Kelly Allen Gray, Council Member	Gyna M. Bivens, Council Member
Danny Scarth, Vice Chair	Dennis Shingleton, Council Member	Sal Espino, Council Member
Jungus Jordan, Council Member	Betsy Price, Mayor	Zim Zimmerman, Mayor Pro Tem

Fernando Costa, Assistant City Manager - Staff Liaison
Peter Vaky, Deputy City Attorney

1. **Call to Order** – Joel Burns, Chair
2. **Approval of Minutes from the Meeting Held on May 6, 2014** – Joel Burns, Chair
3. **Executive Session** - The Housing and Economic Development Committee will conduct a closed meeting to:
 - A. Seek the advice of its attorneys concerning the following items 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:
 - (1) legal issues related to any current agenda items; and
 - (2) legal issues related to City Secretary Contract No. 42665, Tax Abatement Agreement with Lancaster Properties, LLC; and
 - B. Discuss the purchase, sale, lease or value of real property, as authorized by Section 551.072 of the Texas Government Code. Deliberation in an open

meeting would have a detrimental effect on the position of the City in negotiations with a third party; and

C. Discuss or deliberate negotiations relating to any economic development negotiations, as authorized by Section 551.087 of the Texas Government Code.

4. **Written Reports** – Jay Chapa, Director, Housing and Economic Development Department
 - Memo on Camp Bowie Public Improvement District Mid-Year Budget Revisions
5. **Audit Report on Economic Development Incentive Program** – Robert Sturns, Economic Development Manager, Housing and Economic Development Department
6. **Presentation on the Proposed 2014-2015 Action Plan for Federal Entitlement Grants Funds** – Cynthia Garcia, Assistant Director, Housing and Economic Development Department
7. **Presentation and Discussion on Minority Business Enterprise (MBE) Contracting Efforts** – Robert Sturns, Fort Worth Metropolitan Black Chamber, Fort Worth Hispanic Chamber, Regional Hispanic Contractors Association, MWBE Advisory Committee
8. **Requests for Future Agenda Items** – Joel Burns, Chair
9. **Date of Next Regular Meeting: August 5, 2014** - Joel Burns, Chair
10. **Adjourn** – Joel Burns, Chair

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

CITY OF FORT WORTH, TEXAS
HOUSING AND ECONOMIC DEVELOPMENT COMMITTEE
May 6, 2014

Present:

Committee Member Joel Burns, Chairman
Committee Member Danny Scarth, Vice Chairman
Committee Member Betsy Price
Committee Member Salvador Espino
Committee Member Kelly Allen Gray
Committee Member W. B. “Zim” Zimmerman
Committee Member Jungus Jordan
Committee Member Dennis Shingleton
Committee Member Gyna Bivens

City Staff:

Fernando Costa, Assistant City Manager
Peter Vaky, Deputy City Attorney
Mary J. Kayser, City Secretary
Jay Chapa, Housing and Economic Development Director
Cynthia Garcia, Assistant Director, Housing & Economic Development Department

Other City Staff in Attendance:

Tom Higgins, City Manager
LeAnn Guzman, Sr. Assistant City Attorney

1. Call to Order – Joel Burns, Chair

With a quorum of the committee members present, Chairman Joel Burns called the meeting of the Fort Worth Housing and Economic Development Committee to order at 1:03 pm, on Tuesday, May 6, 2014, in the Pre-Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102.

2. Approval of Minutes from the Meeting Held on April 1, 2014 – Joel Burns, Chair

Motion was made by Committee Member Bivens and second by Committee Member Shingleton to approve the minutes of the March 4, 2014, Fort Worth Housing and Economic Development Committee meeting. Motion passed 9-0.

3. Executive Session - The Housing and Economic Development Committee will conduct a closed meeting to:

- Seek the advice of its attorneys concerning the following items 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: legal issues related to any current agenda items; and

**CITY OF FORT WORTH, TEXAS
HOUSING AND ECONOMIC DEVELOPMENT COMMITTEE**

May 6, 2014

Page 2 of 7

- Discuss the purchase, sale, lease or value of real property, as authorized by Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party; and
- Discuss or deliberate negotiations relating to any economic development negotiations, as authorized by Section 551.087 of the Texas Government Code.

There was no need for Executive Session.

4. Written Reports – Jay Chapa, Director, Housing and Economic Development Department

- Memo on Tax Abatement Policy Renewal
- Memo on Proposed Amendment to Economic Development Program Agreement with Wal-Mart to Extend the Construction Completion Deadline
- Memo on Revisions to Cowtown Brush-Up Income Qualification Policy

There were no questions on the written reports.

5. Presentation on the Community Development Council’s Recommended Action Items for the *Analysis of Impediments to Fair Housing Choices for the City of Fort Worth* – Cynthia Garcia, Assistant Director, Housing and Economic Development Department

Ms. Garcia presented the Community Development Council’s Recommended Actions Items for the *Analysis of Impediments to Fair Housing Choices for the City of Fort Worth*. Ms. Garcia noted that entitlement jurisdictions must certify that they are affirmatively furthering fair housing as a condition of receiving federal funds from HUD. The City must conduct an Analysis of Impediments every three to five years; take action if impediments are found; report on the actions taken and maintain records of actions taken.

Impediments to fair housing choice are actions, omissions or decisions which restrict housing choices because of protected class status.

The Community Development Council made the following recommendations:

Private Sector

Impediment 1: Discriminatory terms, conditions, privileges services in rental market

– Action & Measurement:

- Increase education to residents and landlords regarding fair housing and conduct testing and enforcement activities

– CDC Recommendation:

- Collaborate with the Apartment Association and the Human Relations Commission to conduct additional education about fair housing
- Solicit entities to conduct the testing and refer any finding to the Human Relations Commission

Impediment 2: Discriminatory patterns in home loan purchase denials

– Action & Measurement:

- Increase credit counseling and home purchasing training for home buyers

– CDC Recommendation:

- Work with Housing Counseling organizations to conduct additional education and credit counseling to educate homebuyers

Impediment 3: Discriminatory patterns in predatory lending (higher subprime loans among Black, Hispanic and American Indian applicants)

– Action & Measureable Objective:

- Increase credit counseling and home purchasing training for home buyers

– CDC Recommendation:

- Work with Housing Counseling organizations to conduct additional education and credit counseling

Impediment 4: Failure to make reasonable accommodation or modification

– Action and Measurement:

- Increase training for home builders regarding reasonable accommodation
- Increase testing and enforcement activities
- Consider changes to the building code and an audit program

– CDC Recommendation:

- Meet with Planning and Development and the Development Advisory Committee regarding potential changes to the Building Code
- Staff to meet with the Greater Fort Worth Builder's Association to provide training on reasonable accommodation and discuss potential changes to the Building Code
- Solicit entities to conduct the testing and refer any finding to the Human Relations Commission

Impediment 5: Missed Fair Housing Training Opportunities

– Action and Measurement:

- Conduct outreach to private sector on Fair Housing Training

– CDC Recommendation:

- Collaborate with the Human Relations Commission and the City's Neighborhood Office to conduct additional education

Public Sector

Impediment 1: Getting variances for reasonable accommodation appears to be difficult

– Action and Measurement :

- Identify variance applicants to identify barriers in the variance process
- Propose changes to overcome identified barriers

– CDC Recommendation:

- Work with Planning and Development to identify applicants and HED will conduct the audit
- Work with the Mayor's Committee on Persons with Disabilities to identify barriers

Impediment 2: Overconcentration of Vouchers, Assisted Housing and lower-income housing in selected areas of City

– Action and Measurement:

- Identify criteria to minimize overconcentration of vouchers and assisted housing
- Increase education with landlords regarding Housing Choice Vouchers
- Determine whether it is possible to pay a higher amount for certain “certified” vouchers
- Meet with The T on Bus routes

– CDC Recommendation:

- Develop recommended policy to be presented to the HED Committee in August
- Collaborate with the Housing the Authority and the Apartment Association to identify additional landlords and provide education
- Investigate the availability of additional funds to create the higher paying vouchers
- Joint meeting with the Council and The T to discuss connections between low income areas and employment areas

Impediment 3: Transit System is not well designed for the residents residing in lower income areas to gain good access to areas with better opportunities

– Action and Measurement:

- Meet with The T to discuss service to lower income areas

– CDC Recommendation:

- Staff to schedule joint meeting with Council and The T to explore options to provide additional service to low income areas and employment areas

Impediment 4: Lack of understanding of fair housing and affirmatively furthering fair housing

– Action and Measurement :

- Conduct outreach and education to public regarding Fair Housing

– CDC Recommendation:

- Staff to collaborate with the Human Relations Commission and the City’s Neighborhood Office to conduct additional education

Impediment 5: Discussion on additional protections for source of income and age.

– Action and Measurement:

- Discussion of adding additional protections pertaining to “source of income” and “age” to City law

– CDC Recommendation:

- Discuss the additional protections with the Human Relations Commission

It was noted that the committee wanted follow up on any items that were done wrong but they also noted that they did not want the impression that there was a long laundry list of specific problems, these were more general in nature.

6. Presentation on Proposed Amendments to Economic Development Incentives Policies in Regard to the Promotion of Affordable Housing – Jay Chapa, Director, Housing and Economic Development Department

Mr. Chapa reviewed the current tax abatement policies:

- The Tax Abatement Policy and the Neighborhood Empowerment Zone Tax Abatement Policy require a 20% set aside of units for persons who earn less than 80% AMI
 - Current practice is to require 10% at 80% AMI and 10% at 60% AMI
- This 20% can be amended or waived on a project by project basis

Proposed Change:

- Proposed Change to allow an Option in addition to the 20% set aside:
 - Option
 - Developer would pay \$200 for each unit in the development for each year of the incentive agreement
 - ...Developer pays the funds prior to receiving the annual abatement.
 - ...Total annual amount deposited directly into the Housing Trust Fund to be administered by the HFC
 - ...Council will on a case by case basis approve use of the \$200 per unit option
- Purpose of funds would be for HFC to fund affordable housing developments with 30% or below set aside units
- No reduction in the number of the units would be allowed if the 20 set aside is recommended
- New policy would specifically require 10% at 80% AMI and 10% at 60% AMI in order to meet 20% units requirement

Proposed Funding Alternatives for Fort Worth Housing Finance Corp.

- Partner with owner or investors of existing multifamily complexes for rehabilitation
- Partner with developers of new multifamily projects in areas with too few existing affordable units

Goals:

1. Provide a funding source for an incentive to produce more affordable units at 30% or below AMI
2. Reduce concentration of existing affordable housing and promote dispersion of affordable housing as goal above is achieved

Rehabilitation of Existing Housing

- Existing multifamily developments in need of upgrades and repairs that have affordable rents not due to original financing:
 - Age of property
 - High vacancy rate
 - Property conditions
- Determine if there is surplus or deficit of affordable housing in area based on current market rents (1/2 mile radius)
 - If Surplus: Improve facility overall to promote market rent increase, potentially reduce the total amount of units but require 30% AMI set aside as condition for funds
 - If Deficit: Require 30% AMI set aside without additional conditions other than affordability time period
- Analyze projects on case by case basis

New Construction

- Project seeking City financial assistance on new multifamily units
- Determine if there is surplus or deficit of affordable housing in area based on current market rents (1/2 mile radius)
 - If Surplus: Require 30% AMI set aside based on financial ability of the project, with no other conditions in order to receive HFC funds (increase market rents)
 - If Deficit: Require 30% AMI set aside for HFC funds, plus potential set aside at higher affordable rents tied to a city based incentive
- Analyze projects on case by case basis

Proposed Policy Benefits

- Proposed policy allows for:
 - Council consensus to be received prior for developments to utilize the alternative to the set-aside requirement
 - More flexibility for City and HFC to develop both affordable and market housing to respond to market conditions and needs
 - Provides for ability to grant an incentive to a housing development in an area with a concentration of affordable housing and not require affordable units directly in the development
 - Provides a vehicle in the HFC to incent projects to include affordable housing even if no financing gap exists or not in a NEZ

Staff recommends approval of the M&C, as amended, to amend the City's Tax Abatement Policy and the Neighborhood Empowerment Zone Tax Abatement Policies to require either the 20% affordable housing set aside or a \$200 per unit per year payment (reduction of incentive) to be utilized for the development of affordable housing by the Fort Worth Housing Finance Corporation

7. Requests for Future Agenda Items

Joint meeting between the Housing and Economic Development Committee and the Fort Worth Housing Authority.

8. Date of Next Regular Meeting: June 3, 2014

9. Adjourn – Joel Burns, Chairman

With no further presentations or discussions, Chairman Burns adjourned the regular meeting of the Housing and Economic Development Committee at 1:41 pm, on Tuesday, May 6, 2014.

These minutes approved by the Housing and Economic Development Committee on the ____ day of _____, 2014.

APPROVED:

Minutes Prepared by and Attest:

Joel Burns, Chairman

Mary J. Kayser, City Secretary



Updated May 29, 2014

City of Fort Worth
City Council Pre-Council Agenda Calendar

June 3, 2014 **Monthly Zoning Meeting**

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

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

3:00 p.m. Pre-Council Meeting

Continued Items:

- **ZC-14-040** - Sonephet & PR Rajphoumy, 6820 Bowman Roberts Road; from: "A-5" One-Family to: "E" Neighborhood Commercial (COUNCIL DISTRICT 2 – Sal Espino) (Recommended for Denial by the Zoning Commission) (**Continued from May 13, 2014 by Council Member Espino**)
- o Overview of Significant Zoning Cases [*Dana Burghdoff, Planning and Development*]
- o Briefing on Proposed Economic Development Program Agreement for Historic Stockyards Revitalization Project [*Jay Chapa, Housing and Economic Development*]
- o Presentation on MedStar Update [*Scott Hanlan, Fire, Doug Hooten and Matt Zavadsky, MedStar*]
- o Briefing on Fort Worth's Participation in the Better Buildings Challenge [*Doug Wiersig and Samuel Gunderson, Transportation and Public Works*]

June 5, 2014 **(Thursday)**

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

June 10, 2014

1:00 p.m. Audit Committee

2:00 p.m. Infrastructure & Transportation Committee

Alliance Airport Authority, Inc. Meeting

(Time to Be Determined)

3:00 p.m. Pre-Council Meeting

- o Briefing on Trail Safety [*Stacey Pierce, Streams & Valleys*]



Updated May 29, 2014

City of Fort Worth
City Council Pre-Council Agenda Calendar

June 10, 2014 *(continued)*

- o Interim Report of Homelessness Task Force [*Council Member Kelly Allen Gray, Council Member Danny Scarth, J.R. Labbe, Norbert White and Alex Jimenez, Homeless Task Force Members*]
- o Briefing on Options to Protect the Historic Post Office Building on Lancaster Avenue [*Randle Harwood, Planning and Development*]
- o Briefing on Performance Office Initiatives [*Lynda Johnson, Performance Office*]
- o Update on Anti-Litter Campaign [*Brandon Bennett, Code Compliance*]
- o Enterprise Resource Planning (ERP) Financial System Project Update [*Greg Jordan, Financial Management Services*]

June 17, 2014

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

June 24, 2014

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

July 1, 2014

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

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

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

July 4, 2014 *(Friday)*

City Hall Closed – Fourth of July Holiday

July 8, 2014

10:00 a.m. Audit Committee (cancelled)

2:00 p.m. Infrastructure & Transportation Committee (cancelled)

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



Updated May 29, 2014

City of Fort Worth
City Council Pre-Council Agenda Calendar

July 15, 2014 **Monthly Zoning Meeting**

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

2:00 p.m. – 3:00 p.m. Joint City Council and Employee Retirement Fund Board Meeting (Pre-Council Chamber)

3:00 p.m. Pre-Council Meeting (NOTE: Time Change)

- o Overview of Significant Zoning Cases [*Dana Burghdoff, Planning and Development*]
- o Briefing on Downtown Hospitality Marketing Study [*Kirk Slaughter, Public Events and Rob Hunden, Hunden Strategic Partners*]
- o IT Solutions Five-Year Strategy [*Presenter TBD*]
- o Update on Fuel Management System Request for Proposals (RFP) Process [*Wayne Corum, Equipment Services*]

July 17, 2014 (*Thursday*)

2:00 p.m. – 5:00p.m. Council Summer CIP Workshop (Pre-Council)

July 22, 2014

3:00 p.m. Pre-Council Meeting (NOTE: Time Change)

- o Final Report of Homelessness Task Force [*Councilmember Kelly Allen Gray, Councilmember Danny Scarth, and Fernando Costa, City Manager's Office*]

July 29, 2014

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

August 5, 2014 **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*]



Updated May 29, 2014

City of Fort Worth
City Council Pre-Council Agenda Calendar

August 12, 2014

- 1:00 p.m. Audit Committee*
- 2:00 p.m. Infrastructure & Transportation Committee*
- 3:00 p.m. Pre-Council Meeting*

Continued Items:

- **ZC-14-029** - Cole and McKelvey Family Partnerships, 14400-17000 blocks SH 114; from: "Unzoned" to: "A-5" One-Family, "D" High Density Multifamily, and "G" Intensive Commercial (COUNCIL DISTRICT 7 – Dennis Shingleton) (**Continued from May 13, 2014 by Council Member Shingleton**)
- o Fiscal Year 2014 Third Quarter Results and Proposed Budget Presentation [*Aaron Bovos, Financial Management Services*]

August 19, 2014

8:30 a.m. Pre-Council Meeting

- o Presentation on Fiscal Year 2015 Dallas Fort Worth International Airport Budget [*Chris Poinssatte, Dallas/Fort Worth International Airport*]

August 21, 2014 (*Thursday*)

- 8:00 a.m. – 5:00p.m. Council Budget Workshop (Pre-Council)*
- 5:30 p.m. Fort Worth Crime Control and Prevention District Board of Directors Meeting (Pre-Council Chamber)*

August 22, 2014 (*Friday*)

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



Updated May 29, 2014

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

August 26, 2014

8:30 a.m. Pre-Council Meeting

August 28, 2014

2:00 p.m. – 5:00p.m. Council Budget Workshop (Pre-Council)

No Documents for this Section

**CITY OF FORT WORTH, TEXAS
REGULAR CITY COUNCIL MEETING
MAY 20, 2014**

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 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
Ronald P. Gonzales, Assistant City Secretary

I. CALL TO ORDER

With a quorum of the City Council Members present, Mayor Price called the regular session of the Fort Worth City Council to order at 10:02 a.m. on Tuesday, May 20, 2014, in the City Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas.

II. INVOCATION - Reverend Roy Edwards, Great Commission Baptist Church

The invocation was provided by Reverend Roy Edwards, Great Commission Baptist Church.

III. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF MAY 13, 2014

Motion: Council Member Bivens made a motion, seconded by Council Member Burns, that the minutes of the Regular meeting of May 13, 2014, be approved. The motion carried unanimously 9 ayes to 0 nays.

V. CERTIFICATION OF OFFICIAL RETURNS BY CITY SECRETARY

A. Special Election Held on May 10, 2014, on the Continuation of the Fort Worth Crime Control and Prevention District for Five Years and Continuation of the District's One- Half Cent Sales Tax for Five Years

**CITY OF FORT WORTH, TEXAS
REGULAR CITY COUNCIL MEETING
MAY 20, 2014
Page 2 of 17**

Assistant City Secretary Gonzales advised the Council that before them was the certifications of the tabulations of the official election returns from Tarrant and Denton Counties for the Special Election held on Saturday, May 10, 2014, for continuation of the Fort Worth Crime Control and Prevention District for five years and the continuation of the District's one-half cent sales tax for five years. He stated that the certified cumulative returns for such election reported were as follows:

For: 12,134
Against: 2,219

He further stated that the proposition received a favorable majority vote and was passed. He advised that a motion was necessary to acknowledge the receipt of the certification of official election returns and that they be filed of record in the City's Election Register.

Motion: Council Member Shingleton made a motion, seconded by Council Member Burns, that receipt of the certification of the official returns of the Special Election held on May 10, 2014, on the continuation of the Fort Worth Crime Control and Prevention District for five years and continuation of the District's one-half cent sales tax for five years, be acknowledged and that they be filed of record in the City's Election Register. The motion carried unanimously 9 ayes to 0 nays.

B. Special Election Held on May 10, 2014, on the Question of the Issuance of Ad Valorem Tax Supported Public Securities for the 2014 Capital Improvement Program

Assistant City Secretary Gonzales advised the Council that before them was the certifications of the tabulations of the official election returns from Tarrant and Denton Counties for the Special Election held on Saturday, May 10, 2014, on the question of the issuance of ad valorem tax supported public securities for the 2014 Capital Improvement Plan. He stated that the certified cumulative returns for such election were reported as follows:

Proposition No. 1

The issuance of public securities for street and transportation improvements in the aggregate principal amount of \$219,740,000.00

For: 11,879
Against: 2,406

Proposition No. 2

The issuance of public securities for parks, recreation and community center improvements in the aggregate principal amount of \$31,440,000.00

For: 11,888
Against: 3,095

Proposition No. 3

The issuance of public securities for library system improvements in the aggregate principal amount of \$12,650,000.00

For: 11,093
Against: 3,142

Proposition No. 4

The issuance of public securities for fire safety improvements in the aggregate principle amount of \$9,285,000.00

For: 11,704
Against: 2,539

Proposition No. 5

The issuance of public securities for municipal court improvements in the aggregate principal amount of \$1,530,000.00

For: 9,586
Against: 4,577

Proposition No. 6

The issuance of public securities for municipal service facility improvements in the aggregate principal amount of \$15,080,000.00

For: 9,624
Against: 4,517

Proposition No. 7

The issuance of public securities for animal care and control facility improvements in the aggregate principal amount of \$2,350,000.00

For: 11,055
Against: 3,180

He further stated that the aforesaid propositions received a favorable majority vote and were passed and that the public securities authorized by the aforesaid proposition may be issued and the ad valorem tax supporting said public securities may be levied by the City within the limits prescribed by law. He added that a motion was necessary to acknowledge the receipt of the certification of official election returns and that they be filed of record in the City's Election Register.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Espino, that the receipt of the certification of the official returns of the Special Election held on May 10, 2014, on the question of the issuance of ad valorem tax supported public securities for the 2014 Capital Improvement Program, be acknowledged and that they be filed of record in the City's Election Register. The motion carried unanimously 9 ayes to 0 nays.

C. Special Election Held on May 10, 2014, for the Purpose of Electing a City Council Member for City Council District 9 to Serve the Remainder of an Unexpired Term

Assistant City Secretary Gonzales advised the Council that before them was the certifications of the tabulations of the official election returns from Tarrant County for the Special Election held on Saturday, May 10, 2014, for the purpose of electing a City Council member for City Council District 9 to serve the remainder of an unexpired term. He stated that the certified cumulative returns for such election were reported as follows:

Juan Rangel:	152 votes
Bernie Scheffler:	278 votes
Ann Zadeh:	1,006 votes
Ed Lasater:	772 votes
Greg Hughes:	548 votes
Margot Garza:	459 votes

He further stated that the certified cumulative results showed that no candidate received a majority of the total number of voted received by all candidates for the office of City Council Member District 9; therefore, no candidate could be declared elected to that place. He added that in accordance with Chapter IV, Section 2, of the City of Fort Worth Home Rule Charter, a runoff election was hereby declared necessary to fill Place 9 on the City Council. He advised that a motion was necessary to acknowledge the receipt of the certification of official election returns and that they be filed of record in the City's Election Register.

Motion: Council Member Burns made a motion, seconded by Council Member Shingleton, that the receipt of the certification of the official returns of the Special Election held on May 10, 2014, for the purpose of electing a City Council member for City Council District 9 to serve the remainder of an unexpired term, be acknowledged and that they be filed of record in the City's Election Registered. The motion carried unanimously 9 ayes to 0 nays.

VI. A RESOLUTION CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE SPECIAL ELECTION HELD ON MAY 10, 2014, ON THE CONTINUATION OF THE FORT WORTH CRIME CONTROL AND PREVENTION DISTRICT FOR FIVE (5) YEARS AND THE CONTINUATION OF THE DISTRICT'S ONE-HALF CENT SALES TAX FOR FIVE (5) YEARS

It was recommended that the City Council adopt a resolution canvassing the returns and declaring the results of the Special Election held on May 10, 2014, on the continuation of the Fort Worth Crime Control and Prevention District for five (5) years and the continuation of the District's one-half cent sales tax for five (5) years.

Motion: Council Member Burns made a motion, seconded by Council Member Allen Gray, that Resolution No. 4320-05-2014 be adopted. The motion carried unanimously 9 ayes to 0 nays.

VII. AN ORDINANCE FINDING THAT THE SPECIAL ELECTION CONDUCTED ON MAY 10, 2014, ON THE QUESTION OF ISSUANCE OF PUBLIC SECURITIES WAS DULY AND LAWFULLY HELD; DECLARING THE RESULTS OF THE ELECTION; AND EXPRESSING OFFICIAL INTENT TO REIMBURSE EXPENDITURES WITH PROCEEDS OF FUTURE DEBT

It was recommended that the City Council adopt an ordinance finding that the Special Election conducted on May 10, 2014, on the question of issuance of public securities was duly and lawfully held; declaring the results of the election; and expressing official intent to reimburse expenditures with proceeds of future debt.

Motion: Council Member Bivens made a motion, seconded by Council Member Espino, that Ordinance No. 21241-05-2014 be adopted. The motion carried unanimously 9 ayes to 0 nays.

VIII. A RESOLUTION CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE SPECIAL ELECTION HELD ON MAY 10, 2014, FOR THE PURPOSE OF ELECTING A CITY COUNCIL MEMBER FOR CITY COUNCIL DISTRICT 9 TO SERVE THE REMAINDER OF AN UNEXPIRED TERM

It was recommended that the City Council adopt a resolution canvassing the returns and declaring the results of the Special Election held on May 10, 2014, for the purpose of electing a City Council member for City Council District 9 to serve the remainder of an unexpired term.

Motion: Council Member Burns made a motion, seconded by Council Member Bivens, that Resolution No. 4321-05-2014 be adopted. The motion carried unanimously 9 ayes to 0 nays.

IX. AN ORDINANCE ORDERING A RUN-OFF ELECTION BY THE QUALIFIED VOTERS OF CITY COUNCIL DISTRICT 9 OF THE CITY OF FORT WORTH, TEXAS, ON JUNE 21, 2014, FOR THE PURPOSE OF ELECTING A COUNCIL MEMBER FOR CITY COUNCIL DISTRICT 9 TO SERVE THE REMAINDER OF AN UNEXPIRED TERM

It was recommended that the City Council adopt an ordinance ordering a run-off election by the qualified voters of City Council District 9 of the City of Fort Worth, Texas, on June 21, 2014, for the purpose of electing a Council Member for City Council District 9 to serve the remainder of an unexpired term.

Motion: Council Member Burns made a motion, seconded by Mayor Pro tem Zimmerman, that Ordinance No. 21242-05-2014 be adopted. The motion carried unanimously 9 ayes to 0 nays.

X. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

There were no items to be withdrawn from the Consent Agenda.

XI. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

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

XII. CONSENT AGENDA

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

A. General - Consent Items

- 1. M&C G-18204 - Adopt Resolution Stating the City of Fort Worth Elects to Remain Eligible to Participate in Tax Abatement Authorized by Chapter 312 of the Texas Tax Code and Adopt New General Tax Abatement Policy (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Adopt Resolution No. 4322-05-2014 providing that the City of Fort Worth elects to remain eligible to participate in property tax abatement, pursuant to the Texas Property Redevelopment and Tax Abatement Act, Chapter 312 of the Texas Tax Code, as amended and establishing a Tax Abatement Policy governing certain tax abatement agreements; and adopt the updated General Tax Abatement Policy, including guidelines and criteria, governing certain property tax abatements granted by the City of Fort Worth.

2. **M&C G-18205 - Authorize Assessment and Collection of a \$40.00 Vehicle Inspection Fee by the Police Department for Conducting Reassignment of Vehicle Identification Number Inspections, Pursuant to Texas Transportation Code Section 501.033 (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the assessment and collection of a \$40.00 vehicle inspection fee by the Police Department for conducting reassignment of Vehicle Identification Number inspections, pursuant to Texas Transportation Code, Section 501.033.

3. **M&C G-18206 - Approve Extension of Injury Leave-of-Absence Pay Benefits in the Amount of \$34,104.98 for Firefighter Anthony Lewandowski Beginning May 21, 2014 Through November 19, 2014 (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Approve an extension of injury leave-of-absence pay benefits in the amount of \$34,104.98 for Firefighter Anthony Lewandowski beginning May 21, 2014, through November 19, 2014.

4. **M&C G-18207 - Authorize Agreements with Various Individual Class Instructors for the Parks and Community Services Department, Authorize Addition or Removal of Contract Instructors, as Needed, in Accordance with the Terms of the Agreements, Authorize Transfer of Revenue and Expenditures from the Special Trust Fund to the Parks and Community Services Department General Fund and Adopt Appropriation Ordinances (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize agreements with various individual class instructors, as specified on the Fiscal Year 2014 Contract Instructors' List, for the Parks and Community Services Department for Fiscal Year 2014; authorize the addition or removal of contract instructors, as needed, in accordance with the terms of the agreements; adopt Appropriation Ordinance No. 21243-05-2014 increasing estimated receipts and appropriations in the Special Trust Fund in the amount of \$454,341.00 from fees collected through agreements with various individual class instructors for the Parks and Community Services Department; and authorize the transfer of revenue and expenditures from the Special Trust Fund to the Parks and Community Services Department General Fund and adopt Appropriation Ordinance No. 21244-05-2014 increasing estimated receipts and appropriations in the General Fund in the amount of \$318,038.70, subject to receipt of a transfer of revenue and expenditures from the Special Trust Fund for the same purpose as reflected above.

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

- 1. M&C P-11653 - Authorize Purchase Agreement for Janitorial Services with American Facility Services, Inc., in the Amount of \$350,000.00 for the First Year, for the Library Department (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize a Purchase Agreement for janitorial services with American Facility Services, Inc., in the amount of \$350,000.00 for the first year based on best value for the Library Department.

D. Planning & Zoning - Consent Items

- 1. M&C PZ-3054 - Adopt Ordinance Vacating a Portion of an Alley and a Portion of East Ramsey Street Between South Riverside Drive and Yuma Street to be Replatted with the Adjoining Property Owned by Martha Miranda (COUNCIL DISTRICT 8)**

The City Council approved the following recommendation: Adopt Ordinance No. 21245-05-2014 vacating and extinguishing portions of East Ramsey Street and an alley between South Riverside Drive and Yuma Street, situated in Block 6, Ryan Southeast Addition, an addition to the City of Fort Worth, Tarrant County, Texas, to be replatted with the adjoining property owned by Martha Miranda; providing for reversion of fee in said land; the retainment of existing utility easements; repealing all ordinances in conflict herewith; and waive any and all fee value of the vacated land in accordance with City Policy.

- 2. M&C PZ-3055 - Adopt Ordinance Vacating an Alley Between 26th Street and 25th Street in the Historic Stockyards to be Replatted with the Adjoining Property Owned by Exhibits Building Partnership for a New Hotel and Parking Garage (COUNCIL DISTRICT 2)**

The City Council approved the following recommendation: Adopt Ordinance No. 21246-05-2014 vacating and extinguishing a portion of an alley between 26th Street and 25th Street in the Historic Stockyards, situated in Lots 1 through 21, Block 21, M.G. Ellis Addition, an addition to the City of Fort Worth, Tarrant County, Texas, to be replatted with the adjoining property owned by Exhibits Building Partnership for a new hotel and parking garage; providing for the reversion of fee in said land; the retaining of existing utility easements; repealing all ordinances in conflict herewith; and waive any and all fee value of the vacated land in accordance with City Policy.

E. Award of Contract - Consent Items

- 1. M&C C-26803 - Authorize Execution of a Communications System Agreement with the Burlington Northern Santa Fe Railway Police 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 Burlington Northern Santa Fe Railway (BNSF) Police for participation in the City of Fort Worth's Two-Way Public Safety Radio System. The BNSF Police 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 \$2,016.00. In addition, BNSF Police will reimburse the City of Fort Worth for its share of the Software Upgrade Agreement.

2. **M&C C-26804 - Authorize Execution of a Communications System Agreement with Southlake Specialty Hospital LLC, for Participation in the City of Fort Worth's Public Safety Radio System for Interoperable Communications in Mutual Aid or Other Multi-Agency Operations 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 Southlake Specialty Hospital LLC, for participation in the City of Fort Worth's Public Safety Radio System for interoperable communications in situations involving mutual aid or other multi-agency operations at no cost to the City of Fort Worth.

3. **M&C C-26805 - Authorize Execution of Amendment No. 1 to Economic Program Agreement, City Secretary No. 43920 with Wal-Mart Stores Texas, LLC, to Extend the Completion Deadline Related to Wal-Mart Project at Avondale-Haslet Road East of U.S. Highway 287 to July 31, 2014 (COUNCIL DISTRICT 7)**

The City Council approved the following recommendation: Authorize the execution of Amendment No. 1 to Economic Development Program Agreement, City Secretary Contract No. 43920 with Wal-Mart Stores Texas, LLC, to extend the completion deadline related to the Wal-Mart project at Avondale-Haslet Road east of U.S. Highway 287 to July 31, 2014.

4. **M&C C-26806 - Authorize Execution of Amendment No. 4 to City Secretary Contract No. 35495, an Engineering Agreement with Stream Water Group, Inc., in the Amount of \$30,147.00 for Additional Engineering Design of the Loving Avenue Culvert and Channel Improvements Project, Thereby Revising the Total Contract Amount to \$303,243.00 (COUNCIL DISTRICT 2)**

The City Council approved the following recommendation: Authorize the execution of Amendment No. 4 to City Secretary Contract No. 35495, an Engineering Agreement with Stream Water Group, Inc., in the amount of \$30,147.00 for additional engineering design of the Loving Avenue Culvert and Channel Improvements project, thereby revising the total contract amount to \$303,243.00.

XIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. OCS - 1924 - Notice of Claims for Alleged Damages and/or Injuries

End of Consent Agenda.

XIV. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. Presentation of Proclamation for Fort Worth Cats Baseball Day

Council Member Shingleton presented a proclamation for Fort Worth Cats Baseball Day to Mr. Scott Berry, Director of Business Development, Fort Worth Cats.

Assistant City Secretary Gonzales advised that Mayor and Council Communications G-18211, G-18213, C-26808 and C-26809 were donations and would be moved up on the Council agenda.

B. General

4. M&C G-18211 - Authorize Acceptance of a Monetary Donation from Various Contributors in the Amount of \$4,445.00 for the Purchase of Smoke Detectors and Fire Safety Education Materials and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)

It was recommended that the City Council authorize the acceptance of a monetary donation in the amount of \$4,445.00; authorize the purchase of smoke detectors and fire safety education materials for the Fire Safety Education Section of the Fire Department, in accordance with City regulations and state laws; and adopt an appropriation ordinance increasing estimated receipts and appropriations in the Special Trust Fund in the amount of \$4,445.00, subject to receipt of monetary donations from various contributors, 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 abstain from voting on this issue.

Motion: Council Member Burns made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication G-18211 be approved with appreciation and Appropriation Ordinance No. 21247-05-2014 be adopted. The motion carried 8 ayes to 0 nays with 1 abstention by Council Member Scarth.

6. M&C G-18213 - Authorize Acceptance of a Donation from the Fort Worth Safe Communities Coalition of Ten Automated External Defibrillators Valued in the Amount of \$13,780.00 for Use by the Parks and Community Services Department Athletics Division On-Site Field Monitors at City Sports Complexes (ALL COUNCIL DISTRICTS)

It was recommended that the City Council authorize the acceptance of a donation from the Fort Worth Safe Communities Coalition of 10 automated external defibrillators valued in the amount of \$13,780.00 for use by the Parks and Community Services Department Athletics Division On-Site Field Monitors at the City's sport complexes.

Mayor Price presented a Certificate of Recognition to Ms. Debbie Krauser, Fort Worth Safe Communities Coalition.

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

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication G-18213 be approved. The motion carried 8 ayes to 0 nays with 1 abstention by Council Member Jordan.

F. Award of Contract

[2. M&C C-26808 - Authorize Interlocal Agreement with Educational Service Center Region 11 for Distance Learning Program at the Central Library, Authorize Acceptance of Donation from The Fort Worth Public Library Foundation in the Amount of \\$14,000.00 for Distance Learning Consortium Membership Fees and Adopt Appropriation Ordinance \(COUNCIL DISTRICT 9\)](#)

It was recommended that the City Council authorize an Interlocal Agreement with Educational Service Center Region 11 for a Distance Learning Program at the Central Library; authorize the acceptance of a donation from The Fort Worth Public Library Foundation in the amount of \$14,000.00 to fund the Distance Learning Consortium membership for three years; and adopt an appropriation ordinance increasing estimated receipts and appropriations in the Special Gifts Fund in the amount of \$14,000.00, from available funds, for the same purpose as reflected above.

Motion: Council Member Burns made a motion, seconded by Council Member Allen Gray, that Mayor and Council Communication C-26809 be approved with appreciation and Appropriation Ordinance No. 21248-05-2014 be adopted. The motion carried unanimously 9 ayes to 0 nays.

[3. M&C C-26809 - Authorize Execution of a License Agreement with The Fort Worth Public Library Foundation to Renovate and Improve Youth Center Spaces at the Central Library \(COUNCIL DISTRICT 9\)](#)

It was recommended that the City Council authorize the execution of a License Agreement with The Fort Worth Public Library Foundation to renovate and improve Youth Center spaces at the Central Library.

Motion: Council Member Burns made a motion, seconded by Council Member Allen Gray, that Mayor and Council Communication C-26809 be approved with appreciation. The motion carried unanimously 9 ayes to 0 nays.

XV. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events

Mayor Pro tem Zimmerman and Council Members Scarth, Bivens and Shingleton announced upcoming and recent events within the City and various Council districts.

2. Recognition of Citizens

There was no recognition of citizens.

3. Approval of Ceremonial Travel

There was no approval of ceremonial travel.

XVI. PRESENTATIONS BY THE CITY COUNCIL

1. Appointment of City Manager

Motion: Council Member Scarth made a motion, seconded by Council Member Shingleton, that Mr. David Cooke be appointed as City Manager and that Human Resources conduct final negotiations. The motion carried unanimously 9 ayes to 0 nays.

2. Changes in Membership on Boards and Commissions

There were no changes in membership on boards and commissions.

XVII. 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.

XVIII. REPORT OF THE CITY MANAGER

B. General

1. M&C G-18208 - Authorize Application for a Federal Grant Under the 2014 Transportation Alternatives Program in the Amount of \$3,000,000.00 for East Extension to the Trinity Trails and \$3,000,000.00 for Pedestrian and Bicycle Improvements Associated with the Trinity River Vision - Central City White Settlement Bridge Project and Authorize Pledge of Local Matching Funds in the Amount of \$600,000.00 from the 2014 Bond Program for the Trinity Trails Project (COUNCIL DISTRICTS 4, 5 and 9)

It was recommended that the City Council authorize the application for federal grant funding for the 2014 Transportation Alternatives Program in the amount of \$3,000,000.00 with a local match of \$600,000.00 for an east extension to the Trinity Trails, and \$3,000,000.00 for pedestrian and bicycle improvements associated with the Trinity River Vision's Central City White Settlement Bridge project.

Motion: Council Member Burns made a motion, seconded by Council Member Scarth, that Mayor and Council Communication G-18208 be approved. The motion carried unanimously 9 ayes to 0 nays.

2. M&C G-18209 - Approve Findings of the Ground Transportation Coordinator Regarding Application of Four-S-Limo, LLC, to Operate Sixteen Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)

It was recommended that the City Council consider and adopt the following findings of the Ground Transportation Coordinator: The public necessity and convenience require the operation of 16 limousines upon the City streets, alleys and thoroughfares; Four-S-Limo, LLC, is qualified and financially able to conduct a limousine service within the City; Four-S-Limo, LLC, has complied with the requirements of Chapter 34 of the City Code; Four-S-Limo, LLC, presented facts in support of compelling demand and necessity for 16 limousines; the general welfare of the citizens of the City will best be served by the addition of 16 limousines upon City streets, alleys and thoroughfares; and adopt an ordinance granting the privilege of operating authority to Four-S-Limo, LLC, for the use of the streets, alleys, and public thoroughfares of the City in the conduct of its limousine business, which shall consist of the operation of 16 limousines for a one-year period beginning on the effective date; providing for written acceptance by Four-S-Limo, LLC, subject to and conditioned on Four-S-Limo, LLC, complying with all requirements of Chapter 34, Article VI of the Code of the City of Fort Worth (1986), as amended.

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication G-18209 be approved and Ordinance No. 21249-05-2014 be adopted. The motion carried unanimously 9 ayes to 0 nays.

3. M&C G-18210 - Adopt Ordinance Increasing the Number of Authorized Positions in the Classification of Police Officer in the Police Department by Ten, Thereby Increasing the Total Number of Authorized Civil Service Positions by Ten (ALL COUNCIL DISTRICTS)

It was recommended that the City Council adopt an ordinance adjusting the total number of authorized sworn positions in the Police Department effective May 31, 2014, by adding 10 positions in the classification of officer, thereby increasing the total of authorized civil service positions from 1549 to 1559; providing a statement of purpose and intent.

Motion: Council Member Jordan made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication G-18210 be approved and Ordinance No. 21250-05-2014 be adopted. The motion carried unanimously 9 ayes to 0 nays.

5. M&C G-18212 - Adopt Ordinance Amending Chapter 35 Water and Sewers, Article III, Division 3, Sewer Per Acre Charges and Division 4 Water Main Capacity Charges of the City Code to Revise the Criteria and Calculation for Reimbursement of These Charges (ALL COUNCIL DISTRICTS)

It was recommended that the City Council adopt an ordinance amending Chapter 35, "Water and Sewers", of the Code of the City of Fort Worth (1986), as amended, by amending Article III, Division 3, "Sewer Per Acre Charges", Subsection 35-82 (d) and Subsection 35-83 (a); and amending Article III, Division 4, "Water Main Capacity Charges", Subsection 35-88, definition of developer-initiated approach water main, and Subsection 35-92 (3) to remove the length and size of pipe requirement.

Motion: Council Member Scarth made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication G-18212 be approved and Ordinance No. 21251-05-2014 be adopted. The motion carried unanimously 9 ayes to 0 nays.

E. Planning & Zoning

1. M&C PZ-3049 - Consider Institution and Adoption of Ordinance for the Owner-Initiated Annexation of Approximately 21.0 Acres of Land in the 6900 Block of Boat Club Road (COUNCIL DISTRICT 2) (Continued from a Previous Meeting)

It was recommended that the City Council consider instituting and adopting 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 21.0 acre tract of land situated in the William E. Conwill Survey, Abstract No. 342, situated about 8.7 miles north 35 degrees west of the Courthouse, Tarrant County, Texas (Case No. AX-13-006), in the 6900 block of Boat Club Road, 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.

Mr. Jim Schell, 500 West 7th Street, Suite 600, completed a speaker card in support of Mayor and Council Communication PZ-3049 and was recognized by Mayor Price but did not wish to address Council.

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication PZ-3049 be approved and Ordinance No. 21252-05-2014 be adopted. The motion carried unanimously 9 ayes to 0 nays.

2. M&C PZ-3052 - Adopt Ordinance Vacating a Portion of Twelfth Street and a Portion of Throckmorton Street Excess Rights-of-Way to be Replatted with the Adjoining Property Owned by the Catholic Diocese of Fort Worth for Additional Parking and Landscaping (COUNCIL DISTRICT 9) (Continued from a Previous Meeting)

It was recommended that the City Council adopt an ordinance vacating and extinguishing portions of Throckmorton Street and 12th Street rights-of-way, situated in the J. Childress Survey, Abstract No. 250, Fort Worth, Tarrant County, Texas, to be replatted with the adjoining property owned by the Catholic Diocese of Fort Worth for additional parking and landscaping; providing for reversion of fee in said land; the retainment of existing utility easements; repealing all ordinances in conflict herewith; and waive any and all purchase fee value of the vacated land in accordance with City Policy (Mayor and Council Communication G-15624).

Motion: Council Member Burns made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication PZ-3052 be approved and Ordinance No. 21253-05-2014 be adopted. The motion carried unanimously 9 ayes to 0 nays.

3. M&C PZ-3056 - Adopt Resolution to Physically Close a Portion of an Alley Between Lilac Street and Hawthorne Avenue at the Request of Richard Ricetti for Security Purposes (COUNCIL DISTRICT 9)

It was recommended that the City Council adopt a resolution authorizing the closure of a portion of an alley located between Hawthorne Avenue and Lilac Street at the request of Richard Ricetti for security purposes.

Motion: Council Member Burns made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication PZ-3056 be approved and Resolution No. 4323-05-2014 be adopted. The motion carried unanimously 9 ayes to 0 nays.

F. Award of Contract

1. M&C C-26807 - Authorize Execution of a Construction Contract with Basecom, Inc., in the Amount of \$444,527.00 for Improvements to Commercial Space on the West Side of the Houston Street Parking Garage First Floor and Provide for Design, Staff Costs and Contingencies for a Project Total in the Amount of \$583,000.00 (COUNCIL DISTRICT9)

It was recommended that the City Council authorize the execution of a construction contract with Basecom, Inc., in the amount of \$444,527.00 for improvements to the commercial space on the west side of the Houston Street Parking Garage first floor and provide for design, staff costs and contingencies for a project total in the amount of \$583,000.00.

Motion: Council Member Burns made a motion, seconded by Council Member Allen Gray, that Mayor and Council Communication C-26807 be approved. The motion carried unanimously 9 ayes to 0 nays.

XIX. ZONING HEARING

The City Council, at its meeting of May 6, 2014, continued Zoning Docket ZC-13-131.

1. ZC-13-131 - (CD 2) - Texas American Properties, 6900-7000 block of Boat Club Road; from: Unzoned and "PD-670" Planned Development for a facility to create manufactured homes to: "A-5" One-Family, "C" Medium Density Multifamily and "E" Neighborhood Commercial (Recommended for Denial without Prejudice by the Zoning Commission) (Continued from a Previous Meeting)

Mr. Jim Schell, 500 West 7th Street, Suite 600, completed a speaker card in support of Zoning Docket ZC-13-131 and was recognized by Mayor Price but did not wish to address Council.

Motion: Council Member Espino made a motion, seconded by Council Member Scarth, that Zoning Docket ZC-13-131 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 Espino made a motion, seconded by Council Member Scarth, that the hearing be closed and Ordinance No. 21254-05-2014 be adopted. The motion carried unanimously 9 ayes to 0 nays.

XX. CITIZEN PRESENTATIONS

Mr. Donnel Ballard, 3100 Hamilton Avenue, completed a Citizen Presentation card relative to police assistance with harassment and was recognized by Mayor Price but was not present in the Council Chamber.

Mr. Bob Willoughby, 6731 Bridge Street, appeared before Council relative to Mayor and Council's response to Code citations and a letter he received from the City Manager.

Council Member Bivens requested that Mr. Willoughby meet with her after the Council meeting.

Mr. Steven Hosch, 3713 Hulen Street, appeared before Council relative to Sundance Square and the Stockyards obtaining energy efficient hydrogen train transit.

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

XXII. ADJOURNMENT

There being no further business, Mayor Price adjourned the Regular meeting at 10:43 a.m.

**CITY OF FORT WORTH, TEXAS
CALLED SPECIAL - CITY COUNCIL MEETING
MAY 15, 2014**

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 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 (left at 2:31 pm)
Ronald P. Gonzales, Assistant City Secretary (left at 2:31 pm)

I. CALL TO ORDER

With a quorum of the City Council Members present, the Fort Worth City Council convened into closed Called Special – City Council Meeting at 2:31 p.m. on Tuesday, May 15, 2014, in the Pre-Council Chamber of the Fort Worth Municipal Building to discuss matters pertaining to the following:

II. EXECUTIVE SESSION

The City Council will conduct a closed meeting in order to deliberate issues concerning the appointment of a City Manager in accordance with Section 551.074 of the Texas Government Code.

III. ADJOURN

There was no formal action taken by the City Council on the items discussed during the closed Called Special – City Council Meeting and with no further business to be conducted, Mayor Price adjourned the meeting at 5:47 p.m. on Tuesday, May 15, 2014.

No Documents for this Section

To the Mayor and Members of the City Council**June 3, 2014**

Page 1 of 1

**SUBJECT: PROPOSED ZONING ORDINANCE TEXT AMENDMENTS RELATING TO INSTALLATION OF BICYCLE PARKING**

The purpose of this Informal Report is to provide information concerning proposed amendments to the Zoning Ordinance relating to the installation of bicycle parking. The City Council adopted bicycle parking requirements in 2010. Bicycle parking helps create a more orderly appearance and prevents bicycles from being locked to unacceptable objects such as trees and hand railings. Staff is seeking to amend the ordinance based on developer feedback in order to increase development flexibility, assist in expediting plan review, and clarify certain requirements. Staff believes these changes will not negatively affect the implementation of the Bike Fort Worth plan.

Proposed amendments include:

- Cap the number of required bicycle racks at a maximum of eight for non-residential commercial uses. Eight racks provide parking capacity for 16 bicycles. The current ordinance does not cap the maximum number required, and large-scale commercial developers have found the bicycle parking requirement to be cost and space prohibitive.
- Eliminate the bicycle rack requirement for multifamily residential outside of Mixed-Use, Urban Residential and Form Based Districts. Bicycle racks required under the ordinance are appropriate for short-term trips for customers and guests. The racks are not appropriate for long-term, secure and weatherproof storage desired by residents. It is anticipated that residents in Mixed-Use, Urban Residential and Form Based Districts will have more visitors arrive by bicycle than those in other areas.
- Modify the bicycle rack calculation for public and private schools to align with national standards.
- Clarify requirements for change of use permits.

On May 19, staff briefed the Development Advisory Committee on the proposed amendments. The committee had no concerns or modifications. Staff is scheduled to brief the Zoning Commission on June 11, 2014. Public hearings on the amendment would be held by the Zoning Commission on July 9, 2014, and by the City Council on August 5, 2014.

Should you have any questions, please contact Julia McCleary, Senior Planner, Planning and Development Department at 817-392-2593.

Tom Higgins
City Manager

**To the Mayor and Members of the City Council****Date June 3, 2014****Page 1 of 1****SUBJECT: EMERGENCY VEHICLE PROTOCOL**

This Informal Report is provided to advise City Council on staff efforts to educate the public on emergency vehicle protocol.

Communications staff worked with fire and police to develop a story on the proper protocol for motorists when an emergency vehicle is approaching. This information was put on the website and the story was shared through City News on May 6, 2014. Here is a link to the article: <http://fortworthtexas.gov/citynews/default.aspx?id=129350>

This information was also shared with neighborhoods through NextDoor and the messaging was sent out through twitter and facebook.

The Communications office plans on periodically sharing this and other safety information in partnership with fire and police. Regular messaging will help to reinforce the correct protocol for motorists when they see approaching emergency vehicles.

Please contact Michelle Gutt, Communications and Public Engagement Director at X6248 with any questions.

**Tom Higgins
City Manager**

No Documents for this Section

No Documents for this Section

No Documents for this Section

City of Fort Worth, Texas
Mayor and Council Communication

DATE: Tuesday, June 3, 2014

LOG NAME:

REFERENCE NO.: **OCS-1925

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, May 28, 2014.

Attachment

Submitted for City Secretary's Office by:

Mary J. Kayser (6152)

Originating Department Head:

Mary J. Kayser (6152)

Additional Information Contact:

Aaron Bovos (8517)

Joey Page (7761)

CITY COUNCIL MEETING

Tuesday, June 03, 2014

RISK MANAGEMENT CLAIMS REPORT

Claims listed on this report have been received in the Risk Management Division claims office and either have been or will be thoroughly investigated. The decision whether or not to accept liability is predicated on applicable provisions of the Texas Tort Claims Act. If any claimant contacts you, please refer them to Joey Page ext 7761 or Sophia Canady ext 7784. Thank you.

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Ashlan Hester	5/16/2014	5/13/2014	Miller & E. Rosedale	Auto Damage	Broken window	PACS	No	No
John V. Marinez Jr.	5/15/2014	4/20/2014	Lone Star Blvd & NW Pkwy	Auto Damage	Officer struck vehicle	Police	Yes	Yes
Martin Wright	5/14/2014	5/7/2014	5300 N Loop 820	Auto Damage	Officer struck vehicle	Police	Yes	No
Kim Naumann	5/16/2014	2/7/2014	Fielder Rd. & S. I-30	Auto Damage	Officer struck vehicle	Police	Yes	No
Kathleen Haines	5/19/2014	5/8/2014	S. University Drive	Auto Damage	Vehicle struck open manhole	Water	Yes	No
Reinaldo Martinez	5/16/2014	5/7/2014	3308 Roosevelt Avenue	Reimbursement	Plumbing charge	Water	Yes	No
Garvin & Yacorsha Smith	5/20/2014	4/23/2014	801 Creek Lane	Reimbursement	No response to a reported illegal entry into residence	Police	No	No

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
AT&T-Texas	5/22/2014	4/9/2014	1909 Avenue D	Property Damage	Crew damaged cable	Water	Yes	No
ATMOS energy	5/22/2014	5/5/2014	2736 S Jennings Avenue	Property Damage	Crew damaged gas line	Water	Yes	No
Sarla Shanthakumpar	5/22/2014	5/13/2014	I-30 & 820 S. Ramp	Auto Damage	Vehicle struck rock	TPW	Yes	No
Patrick K. Whitlow	5/22/2014	12/19/2013	Main Street	Bodily Injury	Injured on bus	The-T	Yes	Yes
Sara Darwin	5/22/2014	5/8/2014	5733 Monterrey Drive	Property Damage	Crew damaged trees	Water	Yes	No
Walter Holcomb	5/23/2014	5/17/2014	7524 Mosier View Parking Lot	Auto Damage	Officer struck vehicle	Police	Yes	No
Peter Matar obo Minor Child, Matthew Matar	5/23/2014	5/10/2014	Rockwood Golf Course	Bodily Injury	Fell into hole	PACS	No	Yes
Amy Smith	5/23/2014	5/2/2014	400 E. 4th St.	Auto Damage	Damaged during tow	Police	Yes	No

No Documents for this Section

No Documents for this Section

Zoning Docket items are linked on the Council Meeting Agenda.

No Documents for this Section