
AUDIT COMMITTEE MEETING
TUESDAY, APRIL 12, 2016
1:00 P.M.
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS

INFRASTRUCTURE AND TRANSPORTATION COMMITTEE MEETING
TUESDAY, APRIL 12, 2016
2:00 P.M.
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS

PRE-COUNCIL MEETING
TUESDAY, APRIL 12, 2016
3:00 P.M.
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS

1. Report of the City Manager - **David Cooke, 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 9872](#): 2016 Transportation Investment Generating Economic Recovery Call for Projects
 - East Lancaster Corridor (State Highway 180)
 - [IR 9873](#): Proposed Show Cause Proceeding on Rates of Oncor Electric Delivery Company
 - [IR 9874](#): February 2016 - Sales Tax Update
2. Current Agenda Items - **City Council Members**
3. Responses to Items Continued from a Previous Week
 - a. [ZC-16-024](#) - (COUNCIL DISTRICT 2 - Sal Espino) Atallah Zitoon, 2923 N. Houston Street; from: "A-5" One-Family to: "ER" Neighborhood Commercial Restricted (Recommended for Approval as Amended by the Zoning Commission to "ER") **(Continued from March 29, 2016 by Mayor Pro Tem Espino)**
 - b. [ZC-16-042](#) - (COUNCIL DISTRICT 4 - Cary Moon) City of Fort Worth Planning & Department, 8901 N. Beach Street; from: "C" Medium Density Multifamily to: "A-5" One-Family (Recommended for Approval by the Zoning Commission) **(Continued from April 5, 2016 by Council Member Moon)**
 - c. [ZC-16-043](#) - (COUNCIL DISTRICT 4 - Cary Moon) City of Fort Worth Planning &

Development, 1300 block Kings Highway, 1330 Harper Street, 4005 Wheeler Street; from: "CR" Low Density Multifamily and "D" High Density Multifamily to: "A-5" One-Family (Recommended for Approval by the Zoning Commission) **(Continued from April 5, 2016 by Council Member Moon)**

- d. [ZC-16-044](#) - (COUNCIL DISTRICT 4 - Cary Moon) City of Fort Worth Planning & Development, 5817 & 5901 Boca Raton Boulevard; from: "D" High Density Multifamily to: "A-5" One-Family (Recommended for Approval by the Zoning Commission) **(Continued from April 5, 2016 by Council Member Moon)**
- e. [ZC-16-060](#) - (COUNCIL DISTRICT 2 - Sal Espino) Miguel Martinez/City of Fort Worth Planning & Development, 2245 North Main Street; from: "MU-1" Low Intensity Mixed-Use/Historic & Cultural Overlay (Recommended for Approval by the Zoning Commission) **(Continued from April 5, 2016 by Mayor Pro Tem Espino)**

- 4. Presentation on North Tarrant Parkway Capital Projects Plan - **Jay Chapa, City Manager's Office**
- 5. Briefing on Capital Improvement Project Funding Status - **Jay Chapa, City Manager's Office**
- 6. Update on Financial Management Policies - **Aaron Bovos, Financial Management Services**
- 7. Presentation on Website and Data Enhancements - **Susan Alanis, City Manager's Office, Whitney Rodriguez, Park and Recreation, Kevin Gunn, IT Solutions and Lynda Johnson, Performance Office**
- 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, April 12, 2016

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

1. Seek the advice of its attorneys concerning the following pending or contemplated litigation or other matters that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules, as authorized by Section 551.071 of the Texas Government Code:

a. Legal issues concerning any item listed on today's City Council meeting agendas;

2. Deliberate the purchase, sale, lease or value of real property in accordance with Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party;

3. Deliberate concerning economic development negotiations as authorized by Section 551.087 of the Texas Government Code; 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.

B. 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, APRIL 12, 2016
CITY COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

I. CALL TO ORDER

II. INVOCATION - Pastor Jared Witt, Handley Baptist Church

III. PLEDGE OF ALLEGIANCE

IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF APRIL 5, 2016

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 - None

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

1. [M&C P-11861](#) - Authorize Non-Exclusive Purchase Agreements with DMCA, Inc., and RCS Flooring Services, Inc., for the Purchase, Installation, Removal and Repair of Carpet and Floor Tile for an Initial Amount Up to \$225,000.00 for the Property Management Department (ALL COUNCIL DISTRICTS)
2. [M&C P-11862](#) - Authorize Agreements with Oracle America, Inc., in an Amount Up to \$753,925.00, Using a Cooperative Contract for Annual Licensing, Maintenance and Support for Oracle Software and Services for the Information Technology Solutions Department (ALL COUNCIL DISTRICTS)

C. Land - Consent Items

1. [M&C L-15889](#) - Authorize Acquisition of a Fee Simple Interest in Land Located at 5711, 5713, 5720, 5728 and 5736 Helmick Avenue from Fort Worth Redevelopment, LTD., in the Amount of \$86,000.00 and Pay Estimated Closing Costs Up to \$4,000.00 for a Total Cost of \$90,000.00, Dedicate the Property as Parkland to be Added to Chamberlin Park (COUNCIL DISTRICT 3)
2. [M&C L-15890](#) - Authorize Acquisition of a Fee Simple Interest in 0.367 Acres of Land for Right-of-Way and 0.198 Acres of Land for a Temporary Construction Easement Located at 8500 Old Denton Road from DGI Enterprises LP, in the Amount of \$265,815.00 for the North Riverside Drive, North Tarrant Parkway to Old Denton Road, Project No. 02272 and Pay Estimated Closing Costs in the Amount Up to \$8,000.00 for a Total Cost of \$273,815.00 (2014 BOND PROGRAM) (COUNCIL DISTRICT 4)

D. Planning & Zoning - Consent Items

1. [M&C PZ-3105](#) - Authorize Initiation of Rezoning for Certain Properties Located at 1050 Woodhaven Boulevard and The Golf Club Fossil Creek in the Fossil Creek Area, in Accordance with the Comprehensive Plan (COUNCIL DISTRICT 4)
2. [M&C PZ-3106](#) - Authorize Initiation of Rezoning for Certain Properties Located at the Intersection of Hulen Street and Kingswood Drive, in Accordance with the Comprehensive Plan (COUNCIL DISTRICT 6)

E. Award of Contract - Consent Items

1. [M&C C-27668](#) - Authorize Execution of a Communications System Agreement with the City of Sansom Park 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-27669](#) - Authorize Execution of a Communications System Agreement with the Palo Pinto County Emergency Services District No. 1 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-27670](#) - Authorize Execution of a Communications System Agreement with the Rendon Fire Department 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)
4. [M&C C-27671](#) - Authorize Change in Use and Expenditure of Additional Housing Opportunities for Persons with AIDS Grant Funds in the Amount of \$72,000.00 to AIDS Outreach Center, Inc., for a Total Contract Amount of \$624,027.00, Amendment of City Secretary Contract No. 47281 and a Substantial Amendment to the City's 2014-15 Action Plan (ALL COUNCIL DISTRICTS)
5. [M&C C-27672](#) - Authorize Acceptance of an Additional Award in the Amount of \$170,999.00 in Fiscal Year 2014 Homeland Security Grant Program Funds from the Texas Department of Public Safety, Authorize Execution of Related Documents and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
6. [M&C C-27673](#) - Authorize Agreement for the Provision of Water Service at 1.25 Times the Retail Rate to Serve Eight Duplexes located East of the BNSF Railroad and North of N. Crowley-Cleburne Road, in Tarrant County, Outside of Fort Worth City Limits Pursuant to City Code Section 35-60b, Use Outside City (COUNCIL DISTRICT 6)

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. 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. REPORT OF THE CITY MANAGER

A. Benefit Hearing - None

B. General

1. [M&C G-18716](#) - Conduct Public Hearing and Adopt Ordinance Designating Property Located at 100 NE Loop 820 Within the City of Fort Worth as Tax Abatement Reinvestment Zone No. 92, City of Fort Worth, Texas for Construction of a Distribution Center for Andrews Distributing of North Texas (COUNCIL DISTRICT 2) **(PUBLIC HEARING)**
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action

C. Purchase of Equipment, Materials, and Services

1. [M&C P-11863](#) - Authorize Non-Exclusive Agreements for Oracle/PeopleSoft/Hyperion Technical and Functional Consulting Services and Maintenance and Support with CherryRoad Technologies, Inc., eVerge Group, LLC., HighStreet IT Solutions, LLC, and Sierra-Cedar, Inc., for the Information Technology Solutions Department in a Combined Amount Up to \$30,000,000.00 for an Initial Term of Three Years with Two, One-Year Options to Renew (ALL COUNCIL DISTRICTS)

D. Land

1. [M&C L-15891](#) - Consider Institution and Adoption of Ordinance for the Owner-Initiated Annexation of Approximately 1.46 Acres of Land in Tarrant County Located at the Southwest Corner of WJ Boaz and Old Decatur Road (FUTURE COUNCIL DISTRICT 7)
2. [M&C L-15892](#) - Authorize Acquisition of Fee Simple Interest on Approximately 2.567 Acres which is Designated as Tract 1 of Land Located at 2005 Montgomery Street in the Amount of \$6,995,000.00, Pay Estimated Closing Cost Up to \$33,000.00 for a Total Cost of \$7,028,000.00, Accept Environmental Responsibility for the Property, Allow Bodycote to Move or Salvage all Items Inside the Property, Lease Bodycote the Property Until December 31, 2016 and Provide Moving and Relocation Benefits (COUNCIL

DISTRICT 7)

E. Planning & Zoning - None

F. Award of Contract

1. [M&C C-27674](#) - Authorize Execution of Contract Amendment No. 20 to City Secretary Contract No. 37974 with eVerge Group, LLC, for an Amount Not to Exceed \$1,325,000.00 to Provide Support Services for the City's PeopleSoft Enterprise Resource Planning Enhanced General Ledger Implementation (ALL COUNCIL DISTRICTS)
2. [M&C C-27675](#) - Authorize Execution of Contract Amendment No. 1 to City Secretary Contract No. 43436 with International Consulting Acquisition Corporation d/b/a STA Consulting to Provide Implementation Advisory Services and Project Delivery Assistance for the City's Enterprise Resource Planning System for an Amount Not to Exceed \$1,788,836.00 (ALL COUNCIL DISTRICTS)
3. [M&C C-27676](#) - Authorize Execution of a Five-Year Tax Abatement Agreement with Abelino and Martha Najera for the Construction of a Single-Family Dwelling Located at 2900 Chestnut Avenue in the Northside Neighborhood Empowerment Zone (COUNCIL DISTRICT 2)
4. [M&C C-27677](#) - Adopt a Resolution Authorizing Execution of a Funding Agreement with the Texas Department of Transportation in the Total Amount of \$7,494,489.00, with City Participation in the Amount of \$1,438,227.00, for the Widening of Garden Acres Bridge Over IH-35W, Authorize Execution of Amendment No. 4 to City Secretary Contract No. 43361, an Engineering Services Agreement with URS Corporation, in the Amount of \$104,077.95 for Engineering Design Thereby Increasing the Total Contract Amount to \$818,670.53 and Adopt Appropriation Ordinance (COUNCIL DISTRICTS 6 and 8)
5. [M&C C-27678](#) - Authorize Execution of an Interlocal Agreement with Tarrant County for Rehabilitation of Quail Road from Pavement Change to South Dead End and Willard Road from East Loop 820 South Service Road to Quail Road with City Participation in the Amount of \$522,460.00 (COUNCIL DISTRICT 5)

XIV. ZONING HEARING

1. [ZC-16-004](#) - (CD 7) - Westover Boaz Group, 8069 Old Decatur Road; from: Unzoned to: "E" Neighborhood Commercial (**Recommended for Approval by the Zoning Commission**)
2. [ZC-16-024](#) - (CD 2) - Atallah Zitoon, 2923 N. Houston Street; from: "A-5" One-Family to: "E" (applicant request), "ER" Neighborhood Commercial Restricted (Zoning Commission recommendation) (**Recommended for Approval as Amended by the Zoning Commission to "ER"**) (Continued from a Previous Meeting)
3. [ZC-16-042](#) - (CD 4) - City of Fort Worth Planning & Development, 8901 N. Beach Street; from: "C" Medium Density Multifamily to: "A-5" One-Family

(Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)

4. [**ZC-16-043**](#) - (CD 4) - City of Fort Worth Planning & Development, 1300 block Kings Highway, 1330 Harper Street, 4005 Wheeler Street; from: "CR" Low Density Multifamily and "D" High Density Multifamily to: "A-5" One-Family
(Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)
5. [**ZC-16-044**](#) - (CD 4) - City of Fort Worth Planning & Development, 5817 & 5901 Boca Raton Boulevard; from: "D" High Density Multifamily to: "A-5" One-Family
(Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)
6. [**ZC-16-060**](#) - (CD 2) - Miguel Martinez/City of Fort Worth planning & Development, 2245 North Main Street; from: "MU-1" Low Intensity Mixed-Use to: "MU-1/HC" Low Intensity Mixed-Use/Historic & Cultural Overlay **(Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)**

XV. CITIZEN PRESENTATIONS

- XVI. EXECUTIVE SESSION (PRE-COUNCIL CHAMBER) - SEE ATTACHMENT B**
Attachment(s):
[Executive Session Agenda - Attachment B.pdf](#)

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.

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ATTACHMENT B
EXECUTIVE SESSION
(PRE-COUNCIL CHAMBER, CITY HALL)
Tuesday, April 12, 2016

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

1. Seek the advice of its attorneys concerning the following pending or contemplated litigation or other matters that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules, as authorized by Section 551.071 of the Texas Government Code:

a. Legal issues concerning any item listed on today's City Council meeting agendas;

2. Deliberate the purchase, sale, lease or value of real property in accordance with Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party;

3. Deliberate concerning economic development negotiations as authorized by Section 551.087 of the Texas Government Code; 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.

B. 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.



**Audit Committee
Agenda**

**Tuesday, April 12, 2016
1:00 pm
Pre-Council Chambers
1000 Throckmorton Street
Fort Worth, Texas**

Committee Members

Council Member Jungus Jordan, Chair
Council Member Zim Zimmerman, Vice Chair

Council Member Cary Moon
Council Member Dennis Shingleton

City Staff

Patrice Randle, City Auditor
Terry Holderman, Assistant City Auditor
Maleshia Farmer, Sr. Assistant City Attorney
Joanna Ramirez, Administrative Assistant

I. CALL TO ORDER

II. ACTION ITEMS

- A. Approval of March 22, 2016 meeting minutes

III. BRIEFINGS

- A. Next Steps to Improve the Development of the Comprehensive Annual Financial Report – Aaron Bovos, Chief Financial Officer
- B. Update on FY2015 & FY2016 Annual Audit Plans – Patrice Randle, City Auditor

IV. EXECUTIVE SESSION

- A. The Audit Committee will conduct a closed meeting, as necessary, to seek advice of its attorneys regarding the following 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: (1) any item listed on today's agenda.

V. FUTURE AGENDA ITEMS

- A. Requests for future agenda items
- B. The next meeting is scheduled for May 10, 2016, 1:00 PM

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.

ASSISTANCE AT THE PUBLIC MEETING

The Fort Worth City Hall and 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 at least two working days prior to the meeting so that appropriate arrangements can be made.

**CITY OF FORT WORTH, TEXAS
REGULAR AUDIT COMMITTEE MEETING MINUTES
March 22, 2016**

Committee Members Present:

Council Member Jungus Jordan, Chair
Council Member Zim Zimmerman, Vice Chair
Council Member Cary Moon
Council Member Dennis Shingleton

Committee Members Absent:

None

City Staff Present:

Patrice Randle, City Auditor
Terry Holderman, Assistant City Auditor
Maleshia Farmer, Sr. Assistant City Attorney
Debbie Johnson, Administrative Assistant

I. CALL TO ORDER

With a quorum of the Audit Committee Members present, Council Member Jordan called the regular session of the Audit Committee to order at 1:00 p.m. on Tuesday, March 22, 2016, in the Pre-Council Chambers of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102.

II. ACTION ITEMS

A. Approval of February 9, 2016 meeting minutes

Motion: Councilmember Shingleton made a motion, seconded by Councilmember Moon that the minutes of the Regular meeting of February 9, 2016, be approved. The motion carried unanimously 3 ayes to 0 nays.

III. BRIEFINGS

Mr. Bovos, Chief Financial Officer, introduced Reem Samra, Audit Director with Deloitte and Touche to walk the Audit Committee through the audit results of the component units and the City of Fort Worth's FY2015 audit. Ms. Samra began by introducing other Deloitte audit team members in the audience, which included Megan Martin (Senior Manager) and Frances Cruz (Audit Senior). Ms. Samra reported on the draft report, stating that the final financial statements are expected to be issued next week before the City Council meeting. She provided an overview of the results of the audit, and began by stating that significant changes were not expected between the presentation and the end of next week. Per Samra, Deloitte still needed to complete the quality control processes, the final report, and finalize a couple of areas from a testing stand point.

Ms. Samra stated that the engagement team included by two minority subcontracting firms -- E.J. Fox and Robert Fernandez who assisted with the audit. In addition, Deloitte had a couple of specialists who

assisted with the audit. Deloitte's information technology auditors (referred to as the ERS Specialists) looked at controls related to information technology for the City. Also, some actuarial specialists reviewed actuarial reports received for the pension plan and the post-employment benefit plans. Deloitte also used their National Pricing Center to test the City of Fort Worth's investments from a fair value standpoint.

Ms. Samra provided the Audit Committee with a list of reports that were expected to be released by the end of the audit. The list included a report on the financial statements, the Single Audit report, and a report on internal controls. In addition, a letter will be issued with communication to the Audit Committee. Last year, Deloitte was engaged to perform certain procedures to make sure the City followed its ordinances relevant to the budget process. That report will also be issued next week. This year, Deloitte was also engaged to audit five component units of the City.

In reference to the report on financial statements, Ms. Samra indicated that an unmodified opinion was expected. Ms. Samra highlighted that this was a big year for the City of Fort Worth's Finance Department. The City implemented a new accounting standard, Government Accounting Standards Board (GASB) No. 68 and GASB Statement No. 71. The Standards required the City to record net pension liabilities on the financial statements. It had a huge impact. Ms. Samra directed the Audit Committee to the PowerPoint presentation which summarized the impact by presenting the equity of the major components (governmental and business-type activities). Ms. Samra placed emphasis on the net position before the City's implementation of the Standard. A comparison was then made to the prior year. A total of \$900 million was reported last year for governmental activities, representing the total equity. However, once the new Standard was implemented and the net pension liabilities were recorded, that reduced the total net position to \$229 million in the negative. For the business-type activities (Water and Sewer, Storm Water, and Airport funds), while implementation of the Standard had an impact of reducing equity by approximately \$200 million, these funds continued to report positive equity. This was a very significant change. All other governments in the country had to implement the Standard this year, so Deloitte is seeing similar results. Ms. Samra stated that it was important for the City to think through the impact of this change on the City's financial position.

Councilmember Shingleton asked whether there would be an effect on the City's bond ratings. Mr. Bovos replied that the City had done a lot of work with the bond rating agencies and over the last year to year and one half, and the bond rating agencies have actually issued guidance with respect to GASB 68 & 71. So, it does affect the overall financial position, but the bond rating agencies were already calculating their own pension liabilities, outside of the way the City of Fort Worth was calculating those liabilities – much more in line with how GASB has recommended.

In reference to the Single Audit, the City receives a large sum from the federal and state government. Deloitte is required to perform an audit to determine whether the City complied with requirements of the major programs. They received approximately \$64 million in federal funds and approximately \$60 million in state funds. Nine major programs were tested, representing approximately 52% of total federal dollars and over 90% of state dollars. Ms. Samra stated that this is one of the best years with good results related to the City's compliance with grant requirements. Ms. Samra provided a summary of all of the grants that Deloitte audited. Deloitte only reported one significant finding that was required to be brought to the City's attention. It was related to a Community Development Block Grant and was due to a system glitch, a unique type error. The program was over-charged for certain benefits. From a dollar standpoint, it was not significant to the City. But, Deloitte is required, any time there are questioned costs that exceed \$10,000 (when involving federal funds) to report this as a finding. To-date, Deloitte had no other findings to report. Last year Deloitte had a complete different picture when it came to grant funds. This is great news for this year.

As a part of the audit, Deloitte obtains an understanding of internal controls, so Deloitte tested the design and implementation of controls. Last year, Deloitte reported four significant issues. One was related to the grant and was reported as a material weakness. Three significant deficiencies related to financial statements – one was on financial reporting, one related to capital projects, and the last one related to the cut off on accounts payables.

Deloitte had a mixture of good news. The good news was that Deloitte did not have any material weaknesses this year. Per Ms. Samra, this is important and is a very significant year for the City. Not only did the City implement a significant standard that changed the way that the financial statements were prepared, but the City also implemented a new financial reporting system. That takes a huge toll on the resources of the Finance Department and delays financial reports. While the implementation was probably extremely painful for management, from Deloitte's standpoint, it did not impact the time line significantly. Ms. Samra stated that Deloitte still hopes to issue the reports by the end of March. In addition, management automated the preparation of the financial statements. This was a huge step in implementing CaseWare and preparing the financial statements. The product that will be presented next week is from a much more automated process. Hopefully in future years, it will reduce the time needed to prepare the financial statements.

This year Deloitte is reporting two deficiencies. Both of them are repeats. In reference to the financial reporting deficiency, Ms. Samra stated that Deloitte had seen a lot of improvement. However, because of the system implementation, there is still room for improvement. Two things led to the reporting of this finding this year:

- 1) Timeliness of Information: If financial information is not prepared on a timely basis, there is a risk at the end of the year that some issues will come up that management does not have the time to deal with. Deloitte's recommendation is for management to take on more interim-type reviews and preparation of financial reports to avoid surprises at the end of the year. A bigger issue that came to light this year was the management of financial information received from component units. While repeated, a lot of improvement was noted in this area this year.
- 2) Capital Projects: The Audit Committee has heard for a number of years that the management of capital projects needs improvement. Deloitte continues to see a number of projects that were completed, yet not removed from capital projects to fixed assets to properly account for them. There are still significant adjustments reported as result of our audit. We continue to recommend that departments work closely with the Finance Department, and implement procedures at the department level, particularly T/PW and Water (which are the departments that manage capital assets). Implement stronger controls to review projects on a timely basis, and not wait until year end. Also, have oversight in the Finance Department by setting controls to perform checks throughout the year. There will be a corrective action plan from management in the final report.

Deloitte will also be issuing a communication directly to the Audit Committee that summarizes the results of the audit. These are required communications. Ms. Samra highlighted that when management prepares financial statements, management has to adopt a number of estimates. For the City, those estimates are in four large categories: pension and OPEB liabilities; actuarial liabilities related to self-insurance; accumulated depreciation; and allowance for doubtful accounts. Some of those estimates are very sensitive to the assumptions that the City adopts, one of which is on the pension plan. One of the new disclosures required by GASB this year, is to show the user of the financial statements how a net pension liability would change significantly as a result of a change in the discount rate used in calculating the asset. Management was able to support the discount rate used. Deloitte engaged its own actuary to

assess the reasonableness and it was considered reasonable. It is only an estimate and is as good as the market and the target allocation that the City has when it comes to investments in the pension plan.

Ms. Samra highlighted a number of upcoming accounting standards that will be effective over the next couple of years. Ms. Samra placed emphasis on the OPEB liabilities. While the City adopted a new standard this year related to pensions, there is now a requirement related to post-employment benefits that will come up next year – healthcare benefits provided to the City's retirees. GASB is requiring that governments, going forward, estimate those liabilities and record them. Currently, the City of Fort Worth has them estimated and disclosed, but they are not reported. So, this will take another toll on the City's net position at the end of the year, once the City has adopted the Standard.

Councilman Shingleton asked for clarification regarding the standalone reports for the six component units. Ms. Samra responded that that was next in the presentation.

This year, the component units engaged Deloitte to perform standalone audits, an audit of each of the component units. These are components where you have members of the City Council acting as board members of those component units. Ms. Samra indicated that only five were displayed because the Lancaster Corridor is considered a component of the Local Development Corporation, so they are consolidated into one report. This is the first time that an external auditor was engaged to audit those financial statements and the first time that the City of Fort Worth has prepared financial statements with a full set of footnotes for those component units. That was a huge undertaking. The difference from these component units being audited as a part of the City, is that when an auditor is engaged to audit a city, the auditor assumes certain materiality levels. For a City of Fort Worth's size, an amount that could be extremely significant to those entities could not be significant to the City as a whole. Councilmember Shingleton asked if there is a conflict of interest auditing the component units. Ms. Samra responded that there is no conflict of interest and it's actually very common. There are efficiencies to be gained when the auditor audits both. Also, the auditor must be independent of the entities in order to perform the audit.

There were five separate engagement letters. Deloitte's responsibility as auditors is included in those engagement letters. The City of Fort Worth will receive, hopefully, before the meeting on Tuesday, the individual standalone reports for each of the component units. The reports will be the financial statements prepared by management; the auditor's opinion those financial statements and another report on general controls, as required by government auditing standards. Deloitte considered internal controls related to the component units and issued a report (not an opinion) on these controls that identifies significant deficiencies or material weaknesses related to those components.

The accounting policies for those component units are included in footnote 1. Financials were being prepared consistently with accounting policies that had been documented in the City's past financial statements. The operations of each component unit are much simpler than that of the City (e.g., no employees). However, there are areas where estimates are used such as an allowance for doubtful accounts, so consideration needed to be made regarding those accounts. And of course, depreciation for those that had capital accounts. During the audit, Deloitte identified quite a few adjustments that needed to be made to the financial statements to be presented on a full accrual basis. All of the adjustments were discussed with management, management agreed to them, and has recorded the adjustments. The financials received will be after those adjustments. No adjustments were "not booked", so everything was recorded. Deloitte received full cooperation from management related to the components. Ms. Samra then briefed the Audit Committee on a list of requirements that are to be communicated with the Audit Committee. Management will be signing a representation letter that will be available to Audit Committee members.

Government Auditing Standards require preparation of Management Discussion and Analysis. Because this was a first year audit and there were comparatives (current year to prior year), management elected not to prepare on this year. So that's a required analysis. It doesn't mean that Deloitte will issue a qualified opinion. However, Deloitte is required to let the Audit Committee know that it was not prepared. Once comparative data is available, one will be prepared.

Deloitte will be issuing a report on control which will identify material weakness for each component related to financial reporting. While identifying a lot of adjustments, which have been provided to the Committee, none appear to be irregularities that should cause worry. They're strictly application of accrual accounting and reporting. The exceptions related to accruals at year end / cut offs and properly recording capital assets or land held for sale. If asked for a reason, Ms. Samra indicated that she would say individuals have been identified to run the operations of each component, but those individuals are not accountants or financial reporting professionals and do not necessarily have knowledge of governmental accounting standards. Samra said that Deloitte recommends that the City either engage someone to perform those responsibilities or perhaps use the current resources available in the Finance Department to oversee the financial accounting and reporting of those components, especially since the operations of those components will be consolidated into the City's financial statements at year end.

Another finding relates to compliance. Anytime an entity handles public funds, there are state laws around maintaining collateral when it comes to the bank account. Deloitte noticed that the Fort Worth Sports Authority's bank balance, as of year-end, exceeded the amount that FDIC covers, which is \$250,000. There was no agreement with the bank that would have required them to maintain collateral against it, so the City did not comply with state law. Deloitte recommends that the City take a look at this and negotiate something with the bank to ensure that bank balances are fully collateralized.

Councilmember Moon asked if the bank account was an interest bearing account. Ms. Samra responded that it was a regular checking account.

Councilmember Jordan asked if it was a one-time occurrence and how quickly was it rectified. Assistant City Manager Jay Chapa informed the Committee that the issue with the Fort Worth Sports Authority occurred due to gas well revenue that comes in from the Texas Motor Speedway. Under that contract, the gas well revenue is turned around to pay for the purchase of the speedway. So, the dollars hit (they are over \$250,000) and a check was written. During those 2 or 3 days for the check to be cleared, the check cleared, and it did not have coverage of the revenue above the \$250K. It happened this year at the end of September--before the final bank statement captured that we were over the amount. So it's for the 3-4 day float and the City is in the process of talking with the bank to address.

Committee Chairman Jordan asked Ms. Samra to walk the committee through that part of the presentation that dealt with pensions one more time. Ms. Samra did so. Chairman Jordan stated that we are now putting pensions in a different terminology for what we've seen before and he just wanted to make sure he understood. Chairman Jordan also received confirmation that the final report would be available next Tuesday; that capital assets continue to be a concern – in the past, a material weakness. Ms. Samra confirmed that this year, there is a significant deficiency related specifically to capital projects. There are a number of adjusting entries due to projects not being moved timely from construction in progress to completed projects.

Councilmember Jordan reiterated that the implementation of ERP has been a significant advantage, although it has been a significant work load for Finance staff. As we've implemented ERP, we are improving our accountability of public assets. Ms. Samra responded definitely and that it would provide a means for providing interim financials going forward, which would help ensure that you are getting

more timely information. Chairman Jordan indicated that Finance also has had a double workload, but has gone from stubby pencil to computerized programs. Ms. Samra stated that they've seen evidence of staff working day and night to get the financial statements completed. Ms. Samra also stated that she can say that there is a huge focus on providing timely and accurate financial reporting. Management takes any recommendation very seriously and wants to understand why there is an issue and what needs to be done to fix it. Ms. Samra indicated that she feels that GASB has placed a huge burden on management in preparing the financial statements. Ms. Samra summarized her statement by saying that there is a huge improvement from prior years and the City is on the right track.

Mr. Bovos was available to answer any question, and stated that the team did a good job and would be introduced at the full council. Chairman Jordan asked Bovos to present a comparative timeline of how the audit has progressed over the years during Finance's presentation to the full Council.

IV. EXECUTIVE SESSION

None

V. FUTURE AGENDA ITEMS

A. None

B. The next meeting is scheduled for April 12, 2016, 1:00 PM

VI. ADJOURN

There being no further business, Councilmember Jordan adjourned the meeting.



NEXT STEPS ON FINANCIAL REPORTING

Agenda



Monthly Financial Reporting

Account Reconciliations

Month End / Quarter End Close

Publication of CAFR every 6 months

Discussion/Questions

2015-001 Significant Deficiency Financial Accounting & Reporting

“ While the City has made substantial strides in owning the financial reporting process, preparing the financial statements by the external deadlines and completing the first steps in automating the financial reporting process, the process continues to be reliant on manual controls and subject to human error. **Due to the lack of preparation of interim financial statements** on an accrual basis and delays in preparation of year-end financial statements, certain areas were reviewed late leaving little to no time for the financial reporting team to react or correct issues which caused delays in the internal reporting time line.”

Financial Reporting Schedule

Fiscal Year Month	Activity	Completed in
March	2nd Quarter Forecast	April – no formal report issued
June (Month 9 – 3rd Qtr)	Quarterly Management Report	July – Reported early August
July (Month 10)	Monthly Financial Report	Late August
August (Month 11)	Monthly Financial Report	Late September
September (Month 12 – 4th Qtr)	Quarterly Management Report	October – Reported early January

The Monthly Financial Reports will include a review of balance sheet accounts

The Quarterly Management Reports will include year end projections

Financial Reporting Documents

Initial Reports to Include:

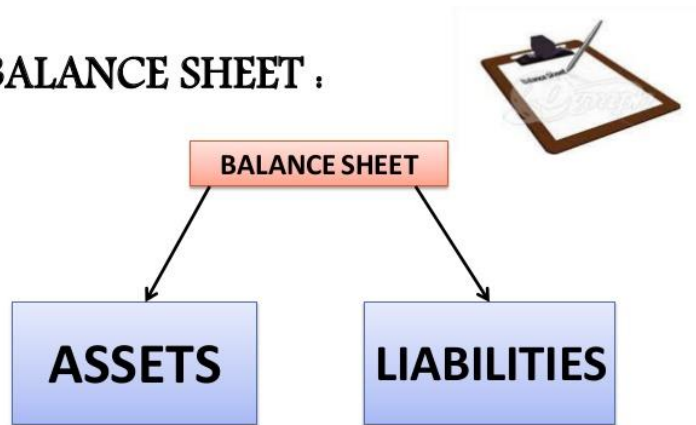
- Balance sheets
- Budget to actual reporting (revenue & expense/expenditure)
- Prior year comparisons

Future Improvements:

- Revenue / expense & expenditure variance details
- Special Revenues, i.e. Gas Lease Income
- Capital Project Funds

Account Reconciliations

BALANCE SHEET :



❑ Balance Sheet Accounts: The City currently has **6,292 balance sheet accounts** and has to regularly add accounts to report activities of the City.

❑ Past Audit Findings: The main issue has been the **lack of a timely review for consistency, accuracy and completeness**. Finance has not always had adequate and properly trained resources to check the information as it is prepared during the year to ensure accuracy.

Month End / Quarter End Close

- ✓ Comprehensive month end close process
 - ✓ All subsystems & components, i.e. Capital Assets, Payroll, Revenue Collections
 - ✓ Monthly booking of all expense & expenditure / revenue
 - ✓ Eliminate the use of “clearing accounts”
- ✓ Comprehensive Review of Financial Statements / Reports
- ✓ Quarterly Management Report with Year-End Forecast

CaseWare Functionality

Programmed to assist with balancing of key CAFR areas, including:

- ☐ Capital Assets
- ☐ Debt
- ☐ Grants
- ☐ Statistical Section

Discussion/Questions

Update on FY2015 & FY2016 Annual Audit Plans



Presented by
Patrice Randle, City Auditor
Internal Audit Department
April 12, 2016

Update on Annual Audit Plans

FY2015 Audit Plan

- **Summer & After-School Food Program – completed**
 - Management's Responses due the week of April 11, 2016
 - Final report to be released with management's responses incorporated within the report
- **City-Wide Revenue Collection Audit - in progress**

Update on Annual Audit Plans

FY2016 Audit Plan

- **Construction (1 of 3 completed)**
 - Water Main Extension, Replacements & Relocations Contract
 - No major exceptions
- **Alcoholic Beverage Permits – substantially complete**
 - Anticipating opportunities for enhanced revenue
- **Asset Verification – in progress**
 - Information Technology equipment
 - No exceptions to date

Update on Annual Audit Plans

FY2016 Audit Plan (cont'd)

➤ Data Analysis – Duplicate Payments

- Immaterial Number of Instances (no more than five)
- Immaterial Dollar Amounts (total of less than \$1,300)
 - Invoice Credits Received
 - Vendor Applied Some Duplicate Payments Against Subsequent Invoices

Invoice re-prints / modification of invoice numbers within City's procurement system (Buy Speed) - to be addressed by management

Update on Annual Audit Plans

FY2016 Audit Plan (cont'd)

➤ Data Analysis – Property Taxes

- Comparing data within TAD's Database
- Comparing TAD's data to data obtained and used during the FY2015 Property Tax Audit
- Comparing property tax trends in Fort Worth to those in neighboring cities (Tarrant and Dallas counties)
- Any concerns to be presented to Audit Committee

Update on Annual Audit Plans

FY2016 Audit Plan (cont'd)

- **Hotel Occupancy Taxes – in progress**
 - Two (2) of five (5) scheduled audits are substantially complete
 - Thus far, no significant differences between reported taxable revenue and that calculated by Internal Audit
- **Auto Pound Operations – in progress**
- **CDBG Grant – in progress**
- **Planning & Development Software Audit – in progress**

Update on Annual Audit Plans

FY2016 Audit Plan (cont'd)

- **Procurement Process – in progress**
- **Property Tax Abatements – in progress**
- **Trinity River Vision – in progress**
- **Follow-Up Audits – in progress (continuous, based on target implementation dates)**

Update on FY2015 & FY2016 Annual Audit Plans



Questions/Comments/Conclusion



INFRASTRUCTURE AND TRANSPORTATION COMMITTEE

Tuesday, April 12, 2016

2:00 p.m.

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

Council Member Sal Espino, Chair
Council Member Jungus Jordan, Vice Chair

Council Member Ann Zadeh
Council Member Zim Zimmerman

Jay Chapa, Staff Liaison
Leann Guzman, Staff Attorney
Leticia Azocar, Coordinator

- I. **Call to Order**– Councilmember Sal Espino, Chair
- II. **Approval of February 16, 2016 Minutes**
- III. **Update on Regulation of Vehicles for Hire**
Douglas Wiersig, Director, Transportation and Public Works Department
- IV. **Briefing on Water Efficiency & Condition Assessment Program (WECAP)**
Travis Andrews, Assistant Director, Field Operations, Water Department
- V. **Update on Water and Wastewater Impact Fees**
John Carman, Director, Water Department
- VI. **Update on Valet Ordinance**
Alonzo Linan, Assistant Director, Transportation and Public Works Department
- VII. **Next Meeting** – May 8, 2016
- VIII. **Adjournment**

Please Note: It is anticipated that additional members of the Fort Worth City Council may be attending the meeting for information-gathering purposes. Any members of the Council who are not on the Committee will not be deliberating or voting on any Committee agenda items.

City Hall 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
INFRASTRUCTURE AND TRANSPORTATION COMMITTEE
Meeting Minutes of February 16, 2016**

Committee Members Present:

Sal Espino, Council Member and Committee Chair
Jungus Jordan, Council Member and Committee Vice Chair
Ann Zadeh, Council Member

Members Absent:

Zim Zimmerman, Council Member

City Staff Present:

Jay Chapa, Assistant City Manager
Peter Vaky, Deputy City Attorney
Douglas Wiersig, Director, Transportation and Public Works Department
Alonzo Linan, Assistant Director, Transportation and Public Works Department
John Carman, Director, Water Department
Judy Burns, ITC Coordinator (Alternate)

Agenda Item I: Call to Order:

Committee Chair, Council Member Espino, called the meeting to order at 2:00 p.m.

Agenda Item II: Approval of Minutes:

The first order of business was approving the minutes from the January 12, 2016 meeting. Council Member Jordan made a motion for approval and Council Member Zadeh seconded the motion. Committee members voted to approve the minutes as written.

Agenda Item III: Update on Regulation of Vehicles for Hire

Mr. Linan's presentation today covered a brief overview of the January 12th ITC meeting presentation regarding the goals, stakeholder engagement and staff recommendations on the Regulation of Vehicles for Hire ordinance. Also covered were comments received from stakeholders during the comment period of January 22nd-February 5th and revised ordinance recommendations after the comment period.

Staff recommendations are to streamline the ordinance to three independent areas of focus.

- Company
- Driver
- Vehicle

Comments were received from stakeholders on all issues with the exception of Non-Motorized Vehicle annual operating fees and the driver's license requirements.

Stakeholder Comment Categories

Company

- Keep it simple/amount of regulations
- Consider regional regulatory impacts
- Keep definitions consistent with Texas State Law
- Transition Plan
- Fee Calculation
- Loosen 10 day complaint response time
- Remove requirement to advise City of actions taken in response to complaint
- Remove requirement to indemnify, defend and hold City harmless for claims or cause of actions arising from conduct of the driver.

After discussions with the stakeholders the following recommendations were revised for the companies since the last presentation to the ITC in January.

Revised Ordinance Recommendations

<u>COMPANY</u>	<u>January ITC Recommendation</u>	<u>February ITC Recommendation</u>
Annual Op Fees (Motorized)	\$750	\$500
Annual Op Fees (Non-Motorized)	\$400	\$300
Insurance (TNC)	As required by state	Unchanged
Insurance (All Others)	\$500K 24/7	Option 1 or 2
Approval of Operating License	City Council	City Staff

Driver

- Fee Charges
- Use App to display driver and vehicle information
- Driver Registration and Customer Recognition
- Let companies do their own drug & alcohol screening
- Change from Council to Staff Approval
- Let companies conduct driver background checks
- Remove 10-Point Fingerprint check

The following recommendations were revised for the drivers.

<u>Driver</u>	<u>January ITC Recommendation</u>	<u>February ITC Recommendation</u>
Driver Permit Fee	\$50 Every two-years	\$75 Annually
Picture ID	Yes	Unchanged
Drivers License (Motorized)	TX State	Unchanged
Drivers License (All Others)	Any State	Unchanged
Background Check	3 rd Party; DPS & FBI \$40	By Company/Licensee meeting City Ordinance
Drug Screening	3 rd Party (\$40-\$70)	By Company/Licensee meeting CDL Class B

Vehicle

- Insurance Differences
- ADA Requirements
- No Vehicle Decals for TNCs
- Remove additional City Inspections
- Regulation of Hailable trips
- Display of Insurance

The following recommendations were revised for vehicles.

<u>Vehicle</u>	<u>January ITC Recommendation</u>	<u>February ITC Recommendation</u>
Annual Vehicle Fees	\$75	Zero (\$0)
Vehicle Verification	Issued with Decal	Electronically Issued or CFW Decal (\$10)
City Inspection Required (motorized)	State Insp Location (\$25)	State Insp & Company/Licensee Insp
City Inspection Required (non-motorized)	City Staff	Company/Licensee Insp
Insurance	Evidence of	Provided by Company
Fares	Market Driven	Prearranged: Market Driven Hailable: Council approval rates & posted

Recommended Background Check Thresholds

Minimum Requirements

Three Categories

- No Occurrences
- No Felony within the last 7 years
- No Misdemeanors within the last 3 years

Applies to convictions, probations or parolees and requires company certification that at least these measures have been met.

- **No occurrences** of sexual assault, vehicular manslaughter, aggravated robbery/assault or human trafficking
- **No felony with the last 7 years** of assault, endangering a child/child abuse, deadly conduct or felony drug possession
- **No misdemeanor within the last 3 years** of DWI, simple assault, speeding over 100 MPH, less than 3 moving traffic violations, plus no more than 3 DUI convictions within any 10 year period

The proposed next steps are:

- January 15th-Staff forward summary of Ordinance Provisions to Stakeholders
- January 22nd-Stakeholder Meeting
- January 22nd-February 5th-Comment period
- February 16th-ITC Presentation
- March 1st-Full Council Presentation
- March 22nd-Council Action
- April 1st-Effective Date

Comments:

Councilman Jordan had questions on with the process of implementation. Mr. Linan explained that a 3 month transmission plan is being considered and that we hope to have an online process established soon. The companies would be required to send in their certifications and list of drivers. Mr. Chapa explained that in the meantime the process would require the drivers come in to city hall to get a permit. Councilman Jordan asked if this was a contract and it was said that it is not a contract, just part of the ordinance and the companies are required to provide documents as part of the ordinance requirements. There will be another stakeholder meeting to further discuss the updated recommendations. Mr. Jordon requested a draft of the ordinance ahead of the council presentation.

Councilwoman Zadeh confirmed that the ordinance recommendations will require that all drivers come into city hall to obtain a permit and asked if we have the ability to process the permits in a timely manner because she was concerned over reports of the City of Dallas not being able to handle issuing permits in a timely manner and asked if there was no way for us to issue the permits online. It was explained that it is the intent to have the process online but we do not currently have that in place. Ms. Zadeh suggested that we accomplish that as soon as possible.

Councilman Espino expressed that he would like to hear more input from the stakeholders regarding the new recommendations and from council members after the full council presentation that is scheduled for March 1st. Mr. Espino requested another ITC presentation on the issue after meetings with stakeholders and council are held. Councilman Jordon agreed that he would also like to have another presentation.

Agenda Item IV: Briefing on Water Efficiency & Condition Assessment Program (WECAP)

Postponed to next meeting on April 12, 2016

Agenda Item V: Update on Water and Wastewater Impact Fees

Postponed to next meeting on April 12, 2016

Request for Future Agenda Items:

Update on Regulation of Vehicles for Hire

Date of Next Meeting:

May 10, 2016

Adjournment:

Council Member Jordon was not able to stay for the entire meeting, with there not being a quorum, two presentations were postponed, Chairman Espino adjourned the regular meeting of the Infrastructure and Transportation Committee at 2:35 P.M., Tuesday, February 16, 2016.

These minutes approved by the Infrastructure and Transportation Committee on the 12th day of April 2016.

APPROVED:

Sal Espino, Chairman

Minutes Prepared by and Attested:

Leticia Azocar, Senior Administrative Assistant



Updated April 7, 2016

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

April 12, 2016

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

Continued Items:

- **ZC-16-024** - (COUNCIL DISTRICT 2 – Sal Espino) - Atallah Zitoon, 2923 N. Houston Street; from: "A-5" One-Family to: "ER" Neighborhood Commercial Restricted (Recommended for Approval as Amended by the Zoning Commission to "ER") (**Continued from March 29, 2016 by Mayor Pro Tem Espino**)
 - **ZC-16-042** - (COUNCIL DISTRICT 4 – Cary Moon) - City of Fort Worth Planning & Development, 8901 N. Beach Street; from: "C" Medium Density Multifamily to: "A-5" One-Family (Recommended for Approval by the Zoning Commission) (**Continued from April 5, 2016 by Council Member Moon**)
 - **ZC-16-043** - (COUNCIL DISTRICT 4 – Cary Moon) - City of Fort Worth Planning & Development, 1300 block Kings Highway, 1330 Harper Street, 4005 Wheeler Street; from: "CR" Low Density Multifamily and "D" High Density Multifamily to: "A-5" One-Family (Recommended for Approval by the Zoning Commission) (**Continued from April 5, 2016 by Council Member Moon**)
 - **ZC-16-044** - (COUNCIL DISTRICT 4 – Cary Moon) - City of Fort Worth Planning & Development, 5817 & 5901 Boca Raton Boulevard; from: "D" High Density Multifamily to: "A-5" One-Family (Recommended for Approval by the Zoning Commission) (**Continued from April 5, 2016 by Council Member Moon**)
 - **ZC-16-060** - (COUNCIL DISTRICT 2 – Sal Espino) - Miguel Martinez/City of Fort Worth planning & Development, 2245 North Main Street; from: "MU-1" Low Intensity Mixed-Use to: "MU-1/HC" Low Intensity Mixed-Use/Historic & Cultural Overlay (Recommended for Approval by the Zoning Commission) (**Continued from April 5, 2016 by Mayor Pro Tem Espino**)
-
- o Presentation on North Tarrant Parkway Capital Projects Plan *[Jay Chapa, City Manager's Office]*
 - o Briefing on Capital Improvement Project Funding Status *[Jay Chapa, City Manager's Office]*
 - o Update on Financial Management Policies *[Aaron Bovos, Financial Management Services]*
 - o Presentation on Website and Data Enhancements *[Susan Alanis, City Manager's Office, Whitney Rodriguez, Park & Recreation, Kevin Gunn, IT Solutions and Lynda Johnson, Performance Office]*



Updated April 7, 2016

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

April 19, 2016

3:00 p.m. Pre-Council Meeting

Continued Items:

- **ZC-16-036 - (COUNCIL DISTRICT 5 – Gyna Bivens) - William Paez, 13354 Trinity Boulevard; from: "E" Neighborhood Commercial to: "F" General Commercial (Applicant Request); "FR" General Commercial Restricted (Zoning Commission Recommendation) (Recommended for Approval as Amended by the Zoning Commission to "FR") (Continued from April 5, 2016 by Council Member Bivens)**
- o Briefing on Be Their Voice: Advocate Care, Hope, Raising Awareness of Child Abuse and Neglect *[Dr. Wayne Carson, ACH Child & Family Services]*
- o Briefing on City's Emergency Sirens Systems and Spring Storm Preparedness *[Juan Ortiz, Fire]*
- o Briefing on the Master Thoroughfare Plan Update and Complete Streets Policy *[Michael Bennett, Master Thoroughfare Plan Task Force and Kate Beck, Planning and Development]*
- o Briefing on the T's Master Plan Update *[Paul Ballard, Fort Worth Transportation Authority]*
- o Presentation on Parks and Golf Capital Improvement Plan *[Richard Zavala, Park & Recreation]*
- o Briefing on Como Community Center *[Richard Zavala, Park & Recreation]*
- o Update on Development Process Improvements *[Randle Harwood, Planning and Development]*
- o Briefing on School Parking and Circulation Issues *[Randle Harwood, Planning and Development Department and Art Cavazos, Fort Worth Independent School District]*

April 25, 2016 (Monday)

***6:00 p.m. – 8:30 p.m. Special Called Meeting of Fort Worth City Council and Eagle Mountain/Saginaw Independent School District
(Hollenstein Career Tech Center, 5501 Marine Creek Pkwy)***

April 26, 2016

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



Updated April 7, 2016

City of Fort Worth
City Council Pre-Council Agenda Calendar

May 3, 2016 **Monthly Zoning Meeting**

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

1:00 p.m. Housing and Neighborhood Services Committee

3:00 p.m. Pre-Council Meeting

Continued Items:

- **M&C G-18624** - (ALL COUNCIL DISTRICTS) - Adopt Resolution Establishing Policy Regarding Use of City Right-of-Way and Other City Property for Certain Infrastructure Related to Wireless Communications Services (**Continued from March 1, 2016 by Staff**)
- o Overview of Significant Zoning Cases [*Dana Burghdoff, Planning and Development*]
- o Briefing on Transportation and Public Works Capital Improvement Plan [*Doug Wiersig, Transportation and Public Works*]

May 10, 2016

1:00 p.m. Audit Committee

2:00 p.m. Infrastructure & Transportation Committee

3:00 p.m. Pre-Council Meeting

May 17, 2016

3:00 p.m. Pre-Council Meeting

- o Briefing on Jurisdictional Crisis Incident Management Training [*Rudy Jackson and Juan Ortiz, Fire*]

May 19, 2016 ***(Thursday)***

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

May 24, 2016

3:00 p.m. Pre-Council Meeting

- o Update on Pension and OPEB Accounting and Financial Reporting [*Aaron Bovos, Financial Management Services*]



Updated April 7, 2016

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

May 30, 2016

City Hall Closed – Memorial Holiday

May 31, 2016

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

June 7, 2016 **Monthly Zoning Meeting**

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

1:00 p.m. Housing and Neighborhood Services Committee

3:00 p.m. Pre-Council Meeting

- o Overview of Significant Zoning Cases [*Dana Burghdoff, Planning and Development*]
- o Briefing on Fair Housing Act [*Vicki Ganske, Law*]
- o Briefing on Proposed Policy for Use of City Property to Accommodate Wireless Communications Infrastructure [*Randle Harwood, Planning and Development*]

June 14, 2016

1:00 p.m. Audit Committee

2:00 p.m. Infrastructure & Transportation Committee

3:00 p.m. Pre-Council Meeting

- o Presentation on Solid Waste Capital Improvement Program [*Brandon Bennett, Code Compliance*]
- o Presentation on Environmental Protection Capital Improvement Program [*Brandon Bennett, Code Compliance*]

June 21, 2016 **Monthly Zoning Meeting**

3:00 p.m. Pre-Council Meeting

- o Overview of Significant Zoning Cases [*Dana Burghdoff, Planning and Development*]
- o Briefing on SPARC (Strengthening Programs Through Advocacy, Resources and Collaborations) [*Richard Zavala, Park and Recreation and Tobi Jackson, SPARC*]

June 28, 2016

3:00 p.m. Pre-Council Meeting



City Council Meeting of April 5, 2016
Staff Action Tracking

Item #2	Panhandling Policy (Update to a Briefing and Combine with SAT 1152)		
Due Date:	May 10, 2016	Council District:	1,6,8
Staff Action:	Briefing on the City's Panhandling Policy on street corners. How do we add additional locations and enforcement to the Policy?		
Responsibility:	Valerie Washington (CMO), Chief Fitzgerald (Police), Dakisha Wesley (Municipal Court), Doug Wiersig (Transportation and Public Works) and Sarah Fullenwider (Law)		

**CITY OF FORT WORTH, TEXAS
REGULAR CITY COUNCIL MEETING
APRIL 5, 2016**

Present:

Mayor Betsy Price
Mayor Pro tem Salvador Espino, District 2
Council Member W.B. "Zim" Zimmerman, District 3
Council Member Cary Moon, District 4
Council Member Gyna Bivens, District 5 (left at 10:38 p.m.)
Council Member Jungus Jordan, District 6
Council Member Dennis Shingleton, District 7
Council Member Kelly Allen Gray, District 8
Council Member Ann Zadeh, District 9

Staff Present:

David Cooke, City Manager
Sarah Fullenwider, City Attorney
Mary J. Kayser, City Secretary

I. CALL TO ORDER

With a quorum of the City Council Members present, Mayor Price called the regular session of the Fort Worth City Council to order at 7:14 p.m. on Tuesday, April 5, 2016, in the City Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas.

II. INVOCATION – Father Christopher Jambor, All Saints' Episcopal Church

The invocation was provided by Father Christopher Jambor, All Saints' Episcopal Church.

III. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF MARCH 29, 2016

Motion: Council Member Zimmerman made a motion, seconded by Council Member Shingleton, that the minutes of the Regular meeting of March 29, 2016, be approved. Motion passed 9-0.

V. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

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

VI. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

City Manager Cooke requested that Mayor and Council Communication C-27657 be withdrawn from the Council Agenda and replaced with Mayor and Council Communication C-27657 Revised, and that Mayor and Council Communication C-27665 be withdrawn from the Council agenda and brought back at a later date.

VII. CONSENT AGENDA

Motion: Council Member Shingleton made a motion, seconded by Council Member Zadeh, that the Consent Agenda be approved. Motion passed 9-0.

A. General - Consent Items

1. **M&C G-18712 - Adopt Resolution No. 4613-04-2016 Ratifying the City's Lawsuit Entitled *City of Fort Worth v. Ken Paxton, Attorney General*, Cause No. D-1-GN-16-001211 Pursuant to Chapter 552 of the Texas Government Code (ALL COUNCIL DISTRICTS)**
2. **M&C G-18713 - Approve Findings of the Ground Transportation Coordinator Regarding the Application of Tahir Mahmood Butt d/b/a Speedy Service to Operate One Limousine Within the City of Fort Worth and Authorize Issuance of a Vehicle for Hire Operating License (ALL COUNCIL DISTRICTS)**
3. **M&C G-18714 - Authorize Acceptance of the Fiscal Year 2016 Allocation Payment from the State of Texas Law Enforcement Officer Standards and Education Program in the Amount of \$97,903.00 and Adopt Appropriation Ordinance No. 22148-04-2016 (ALL COUNCIL DISTRICTS)**
4. **M&C G-18715 - Adopt Appropriation Ordinance No. 22149-04-2016 Appropriating a Total of \$8,831,186.00 in the Special Purpose Fund from Previously Received and Anticipated Funding for Various Park and Recreation Department Programs for Fiscal Year 2016 and Delegating Authority to the City's Chief Financial Officer, Upon Receipt of Funding, to Effect Appropriations Within Certain Projects of the Special Purpose Fund Not to Exceed the Actual Amount of Fee Based Revenue Received (ALL COUNCIL DISTRICTS)**

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

1. **M&C P-11855 - Authorize Agreement with Pitney Bowes, Inc., in an Amount Up to \$234,900.00 for the Lease of Mail-Processing Equipment for the Financial Management Services Department (ALL COUNCIL DISTRICTS)**
2. **M&C P-11856 - Authorize Non-Exclusive Purchase Agreements with HD Supply Waterworks, Ltd., and Morrison Supply Company, LLC, for an Amount Up to \$202,000.00 for the First Year for Polyvinyl Chloride Water and Sewer Pipe for the Water Department (ALL COUNCIL DISTRICTS)**
3. **M&C P-11857 - Authorize Non-Exclusive Purchase Agreements with Texas Water Products, Inc., Morrison Supply Company, ACT Pipe & Supply, Inc., Ferguson Enterprises, Inc. d/b/a Ferguson Waterworks and HD Supply Waterworks, Ltd., for an Amount Up to \$400,000.00 for the First Year for Fire Hydrants and Repair Parts for the Water Department (ALL COUNCIL DISTRICTS)**
4. **M&C P-11858 - Authorize Purchase Agreements for Right-of-Way Grounds Maintenance and Mowing Services with Lawn Patrol Service Inc., and MG Lawn & Landscape, LLC, in the Amount of \$385,641.00 for the First Year for the Park and Recreation Department (ALL COUNCIL DISTRICTS)**
5. **M&C P-11859 - Adopt Supplemental Appropriation Ordinance No. 22150-04-2016 Increasing Appropriations in the Treasury Asset Forfeiture Fund in the Amount of \$370,000.00 and Decreasing the Restricted Fund Balance by the Same Amount, Authorize a Transfer from the Treasury Asset Forfeiture Fund to the Treasury Asset Forfeiture Capital Fund in the Amount of \$370,000.00 and Authorize a Purchase Agreement with VirTra Systems, Inc., in the Amount Up to \$370,000.00 Using a Cooperative Contract for the Police Department and Adopt Appropriation Ordinance No. 22151-04-2016 (ALL COUNCIL DISTRICTS)**
6. **M&C P-11860 - Authorize Purchase of an In-Line Strainer from S.P. Kinney Engineers, Inc., for an Amount Up to \$56,900.00 for the Westside Water Treatment Plant, Located at 12200 Old Weatherford Road Within the City's Extra-Territorial Jurisdiction (ADJACENT TO COUNCIL DISTRICT 3)**

C. Land - Consent Items

- 1. M&C L-15884 - Authorize Direct Sale of Two Tax-Foreclosed Properties Described as Lot 1 and North 1 ¼' of Lot 2, Brackeen Subdivision Located at 1908 Amanda Avenue and Lot 1, Block 2, Brackeen Subdivision Located at 1916 Amanda Avenue for a Total Cost of \$14,175.00 to the Ebenezer Missionary Baptist Church, in Accordance with Section 34.05 of the Texas Property Tax Code (COUNCIL DISTRICT 5)**
- 2. M&C L-15885 - Authorize Amendment of Mayor and Council Communication L-15818 to Correct the Sales Price of the Property Described as the West Part of Lots 11 and 12, Block 2, White's Subdivision Located at 951 E. Rosedale Street to Brian Villegas (COUNCIL DISTRICT 8)**

D. Planning & Zoning - Consent Items

- 1. M&C PZ-3103 - Adopt Ordinance No. 22152-04-2016 Vacating an Alley in Carlocks Revision of Dissel Tract Between Rosedale Street and Cooper Street and a Remnant Portion of John Street to be Replatted by Columbia Plaza Medical Center of Fort Worth Subsidiary LP, with the Adjoining Property for Additional Parking to Serve the Existing Hospital Development (COUNCIL DISTRICT 9)**

E. Award of Contract - Consent Items

- 1. M&C C-27659 - Authorize Execution of Change Order No. 4 to City Secretary Contract No. 44255 with McMahon Contracting, LP, in the Amount of \$285,138.32 for the Construction of Old Denton Road from Heritage Trace Parkway to Golden Triangle Boulevard, Thereby Increasing the Total Contract Amount to \$6,803,947.97 and Adopt Appropriation Ordinance No. 22153-04-2016 (COUNCIL DISTRICT 4)**
- 2. M&C C-27660 - Authorize Rejection of all Bids Received for the Traffic Signal Bid Package 2015-2 Which Includes the Intersections of University Drive at White Settlement Road, US 80, Camp Bowie Boulevard West, at Las Vegas Trail/Cimmarron Trail and US 80, Camp Bowie Boulevard West, at Cherry Lane/Williams Road (2014 BOND PROGRAM) (COUNCIL DISTRICT 7)**
- 3. M&C C-27661 - Authorize Execution of Fifth Amendment, Exercising the Third and Final Five-Year Option to Renew City Secretary Contract No. 11628, with John J. Janovetz d/b/a Lone Star Aero for Lease Site 50S at Fort Worth Meacham International Airport (COUNCIL DISTRICT 2)**

4. **M&C C-27662 - Correct Mayor and Council Communication C-27602 to Change the Listed Contract Amount from \$2,522,374.00 to the Actual Bid Amount of \$2,522,373.75 and the Listed Contract Time from 170 Calendar Days to 240 Calendar Days for Water and Sanitary Sewer Replacement Contract 2015 WSM-E, Part 1 (COUNCIL DISTRICT 7)**

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

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

End of Consent Agenda.

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. **Presentation of Proclamation for the Mayor's Day of Recognition for National Service**

Mayor Price presented a Proclamation for the Mayor's Day of Recognition for National Service to Ms. Jocelyn Wade, AmericaCorps Vista Project Director, and National Service volunteers and members.

2. **Presentation of Certificate of Recognition for Rollin Bredenberg**

Council Member Jordan presented a certificate of recognition for Mr. Rollin Bredenberg, Burlington Northern Santa Fe retiree.

X. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. **Upcoming and Recent Events**

Mayor Price and Council Members Zimmerman, Shingleton, Allen Gray and Zadeh announced upcoming and recent events within the City and various Council districts.

2. **Recognition of Citizens**

There was no recognition of citizens.

3. **Approval of Ceremonial Travel**

There was no approval of ceremonial travel.

XI. PRESENTATIONS BY THE CITY COUNCIL

1. Changes in Membership on Boards and Commissions

Motion: Council Member Zimmerman made a motion, seconded by Mayor Pro tem Espino, that Ms. Stephanie Culver be appointed to Place 3 on the Park and Recreation Board effective April 5, 2016, and with a term expiring October 1, 2017. Motion passed 9-0.

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

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

XIII. RESOLUTIONS

1. A Resolution Accepting the Final Report of the Animal Shelter Task Force

The following individuals completed speaker cards in support of the resolution and were recognized by Mayor Price but were not present in the Council Chamber:

Mr. Michael Phipps, 4451 Normandy Road
Mr. Edward Sakerka, 4451 Normandy Road

Ms. Juanita Myers, 5201 Partridge Road, appeared before Council in opposition to the resolution.

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Espino, that Resolution No. 4614-04-2016 be adopted. Motion passed 9-0.

XV. ZONING HEARING

The Notice of Special Hearing set today as the date for the hearing in connection with recommended changes and amendments to Zoning Ordinance No. 13896 and that notice of the hearing had been given by publication in the *Fort Worth Star-Telegram*, the official newspaper of the City of Fort Worth, on March 20, 2016.

Mayor Price opened the public hearing.

1. **ZC-16-013 - (CD 9) - Richard Skipper, 2900-2916 (evens) Stuart Drive; from: "E" Neighborhood Commercial and PD715 "PD/SU" Planned Development/Specific Use for parking area; site plan required to: Expand and Amend PD715 to add industrial outdoor storage; site plan included. (Recommended for Approval by the Zoning Commission)**

Mr. H. Dennis Hopkin, 2131 North Collins, P.O. Box 637, Arlington, Texas, appeared before Council in support of Zoning Docket ZC-16-013.

Motion: Council Member Zadeh made a motion, seconded by Mayor Pro tem Espino that Zoning Docket ZC-16-013 be approved. Motion passed 9-0.

2. **ZC-16-028 - (CD 2) - Robert Ramos, 2221 N. Houston Street; from: "B" Two-Family to: "PD/B" Planned Development for all uses in "B" Two-Family plus fourplex; site plan waiver requested. (Recommended for Denial by the Zoning Commission)**

Motion: Mayor Pro tem Espino made a motion, seconded by Council Member Shingleton, that Zoning Docket ZC-16-028 be denied. Motion passed 9-0.

3. **ZC-16-029 - (CD 9) - A. Mota, A. Zavala, YRL Properties, Ltd., PSQ Barbie, LP., M. Reyna, J. Guerrero, J. Navarrete, Jason Baxter, etal; 300 & 354 Foch Street, 2805, 2812, 2817, 2818, 2821 and 2827 Wingate Street; from: "A-5" One-Family to: "UR" Urban Residential (Recommended for Approval by the Zoning Commission)**

Ms. Mary Nell Poole, 2918 Wingate, Suite 100, completed a speaker card in support of Zoning Docket ZC-16-029 and was recognized by Mayor Price but did not wish to address Council.

Motion: Council Member Zadeh made a motion, seconded by Council Member Allen Gray, that Zoning Docket ZC-16-029 be approved. Motion passed 9-0.

4. **ZC-16-036 - (CD 5) - William Paez, 13354 Trinity Boulevard; from: "E" Neighborhood Commercial to: "F" General Commercial (Applicant Request); "FR" General Commercial Restricted (Zoning Commission Recommendation)(Recommended for Approval as Amended by the Zoning Commission to "FR")**

Ms. Lisa Fitzwilliam, 706 Tanberk Drive, appeared before Council in support of Zoning Docket ZC-16-036.

Motion: Council Member Bivens made a motion, seconded by Council Member Shingleton, that Zoning Docket ZC-16-036 be continued to the April 19, 2016 Council meeting. Motion passed 9-0.

5. **ZC-16-039 - (CD 7) - Revelstoke Investment Corporation, Inc., 9300-9900 Blocks US Highway 287/81; from: "AG" Agricultural to: "A-5" One-Family, "D" High Density Multifamily, "F" General Commercial and "PD/F" Planned Development for all uses in "F" General Commercial plus mini-warehouse; site plan waiver recommended (Recommended for Approval by the Zoning Commission)**

Mr. Justin Light, 500 West 7th Street, Suite 600, completed a speaker card in support of Zoning Docket ZC-16-013 and was recognized by Mayor Price but was not present in the Council Chamber.

Motion: Council Member Shingleton made a motion, seconded by Council Member Jordan, that Zoning Docket ZC-16-039 be approved. Motion passed 9-0.

6. **ZC-16-041 - (CD 8) - City of Fort Worth/Petition for 3600 block (odds) Galvez Avenue; from: "J" Medium Industrial to: "A-5" One-Family (Recommended for Approval by the Zoning Commission)**

Motion: Council Member Allen Gray made a motion, seconded by Council Member Zimmerman, that Zoning Docket ZC-16-041 be approved. Motion passed 9-0.

7. **ZC-16-042 - (CD 4) - City of Fort Worth Planning & Development, 8901 N. Beach Street; from: "C" Medium Density Multifamily to: "A-5" One-Family (Recommended for Approval by the Zoning Commission)**
8. **ZC-16-043 - (CD 4) - City of Fort Worth Planning & Development, 1300 block Kings Highway, 1330 Harper Street, 4005 Wheeler Street; from: "CR" Low Density Multifamily and "D" High Density Multifamily to: "A-5" One-Family (Recommended for Approval by the Zoning Commission)**
9. **ZC-16-044 - (CD 4) - City of Fort Worth Planning & Development, 5817 & 5901 Boca Raton Boulevard; from: "D" High Density Multifamily to: "A-5" One-Family (Recommended for Approval by the Zoning Commission)**

Mr. Robert H. Sandlin, 8310 Bodecker, Dallas, Texas, completed a speaker card in support of Zoning Docket ZC-16-042 and was recognized by Mayor Price but was not present in the Council Chamber.

The following individuals completed speaker cards in opposition to Zoning Docket ZC-16-042 and were recognized by Mayor Price but were not present in the Council Chamber:

Mr. Jim Schell, 500 West 7th Street, Suite 600
Mr. Justin Light, 500 West 7th Street, Suite 600

Motion: Council Member Moon made a motion, seconded by Mayor Pro tem Espino, that Zoning Dockets ZC-16-042, ZC-16-043 and ZC-16-044 be continued to the April 12, 2016, Council meeting. Motion passed 9-0.

- 10. ZC-16-045 - (CD-ALL) - City of Fort Worth Planning & Development: Text Amendment: Fresh Market Mobile Vendor Regulations, An Ordinance amending the Zoning Ordinance of the City of Fort Worth, being Ordinance No. 21653, as amended, codified as Appendix "A" of the Code of The City of Fort Worth, amending Article 1 "Standards For Selected Uses", Of Chapter 5, "Supplemental Use Standards", Section 5.406 "Mobile Vendors" to: Provide Standards and Regulations for Fresh Market Mobile Vendors; Amend Section 4.603 "Residential District Use Table", Section 4.803 "Nonresidential District Use Table" and Section 4.1203 "Form-Based District Use Table" to provide for the zoning districts where Fresh Market Mobile Vendors are allowed; and Amend Chapter 9 "Definitions" to add a definition for Fresh Market Mobile Vendors (Recommended for Approval by the Zoning Commission)**

Ms. Brandy O'Quinn, 1300 Summit Avenue, Suite 750, completed a speaker card in support of Zoning Docket ZC-16-045 and was recognized by Mayor Price but was not present in the Council Chamber.

Motion: Council Member Jordan made a motion, seconded by Council Member Zadeh, that Zoning Docket ZC-16-045 be approved and Ordinance No. 22154-04-2016 be adopted. Motion passed 9-0.

City Secretary Kayser advised that Zoning Dockets ZC-16-053 through ZC-16-66 would be moved up on the Council agenda.

- 18. ZC-16-053 - (CD 2) - Fort Worth Heritage Development/City of Fort Worth Planning & Development, 497 East Exchange Avenue (Cattle run feature only); from: PD1017 "PD/MU-2" Planned Development for all uses in "MU-2" High Intensity Mixed-Use including certain uses; site plan required to: PD1017/HC "PD/MU-2/HC" Planned Development for all uses in "MU-2" High Intensity Mixed-Use including certain uses; site plan required/Historic & Cultural Overlay (Recommended for Approval by the Zoning Commission)**

The following individuals appeared before Council in support of Zoning Docket ZC-16-053:

Ms. Libby Willis, 2300 Primrose Avenue
Mr. Douglas Harman, 2222 Winton Terrace East
Mr. Paul Hunter, 3923 Lafayette Avenue

Mr. Kerby Smith, 131 East Exchange Avenue, Suite 212, appeared before Council in opposition to Zoning Docket ZC-16-053 and provided handouts.

The following individuals completed comment cards in support of Zoning Docket ZC-16-053:

Ms. Marty Humphrey, 131 East Exchange Avenue, Suite 110
Mr. Skip Humphrey, 131 East Exchange Avenue, Suite 326
Mr. Marty Craddock, 4904 Dexter
Ms. Gaye Hill, 108 Crestwood Drive
Mr. Philip Murrin, 10201 Camp Bowie West

Motion: Mayor Pro tem Espino made a motion, seconded by Council Member Shingleton, that Zoning Docket ZC-16-053 be denied. Motion passed 7-2, Council Members Jordan and Zadeh casting the dissenting votes.

- 19. ZC-16-054 - (CD 2) - Fort Worth Heritage Development/City of Fort Worth Planning & Development, 495 East Exchange Avenue (Scale House E); from: PD1017 Planned Development for all uses in "MU-2" High Intensity Mixed-Use including certain uses; site plan required to: PD1017/HC Planned Development for all uses in "MU-2" High Intensity Mixed-Use including certain uses; site plan required/Historic & Cultural Overlay (Recommended for Approval by the Zoning Commission)**

Ms. Libby Willis, 2300 Primrose Avenue, completed a speaker card Council in support of Zoning Docket ZC-16-054 and was recognized by Mayor Price but did not wish to address Council.

Mr. Kerby Smith, 131 East Exchange Avenue, appeared before Council in opposition to Zoning Docket ZC-16-054.

The following individuals completed comment cards in support of Zoning Docket ZC-16-054:

Mr. Marty Craddock, 4904 Dexter
Ms. Gaye Hill, 108 Crestwood Drive
Mr. Philip Murrin, 10201 Camp Bowie West

Motion: Mayor Pro tem Espino made a motion, seconded by Council Member Bivens, that Zoning Docket ZC-16-054 be denied. Motion passed 8-1, Council Member Zadeh casting the dissenting vote.

- 20. ZC-16-055 - (CD 2) - J. B. Hicks/City of Fort Worth Planning & Development, 2401 Ellis Avenue; from: "MU-2" High Intensity Mixed-Use to: "MU-2/HC" High Intensity Mixed-Use/Historic & Cultural Overlay (Recommended for Approval by the Zoning Commission)**

Ms. Libby Willis, 2300 Primrose Avenue, completed a speaker card Council in support of Zoning Docket ZC-16-055 and was recognized by Mayor Price but did not wish to address Council.

Mr. Elliott “Kip” Wright, 6608 Kingswood Avenue, appeared before Council in opposition to Zoning Docket ZC-16-055.

Mr. Skip Humphrey, 131 East Exchange Avenue, Suite 131, completed a comment card in support of Zoning Docket ZC-16-055.

Mr. Joe (JB) Hicks, 2401 Ellis Avenue, completed a comment card in opposition to Zoning Docket ZC-16-055.

Motion: Mayor Pro tem Espino made a motion, seconded by Council Member Shingleton, that Zoning Docket ZC-16-055 be denied. Motion passed 7-2, Council Members Jordan and Zadeh casting the dissenting votes.

- 21. ZC-16-056 - (CD 2) - Miguel Martinez/City of Fort Worth Planning & Development, 2245 North Main Street (Column in right-of-way only); from: "MU-1" Low Intensity Mixed-Use to: "MU-1/HC" Low Intensity Mixed-Use/Historic & Cultural Overlay (Recommended for Approval by the Zoning Commission)**

Ms. Libby Willis, 2300 Primrose Avenue, completed a speaker card Council in support of Zoning Docket ZC-16-056 and was recognized by Mayor Price but did not wish to address Council.

The following individuals completed comment cards in support of Zoning Docket ZC-16-056:

Mr. Marty Craddock, 4904 Dexter
Ms. Gayle Hill, 108 Crestwood Drive

Motion: Mayor Pro tem Espino made a motion, seconded by Council Member Zadeh, that Zoning Docket ZC-16-056 be approved. Motion passed 9-0.

- 22. ZC-16-057 - (CD 2) - First Cash Ltd./City of Fort Worth Planning & Development, 2300 North Main Street (Column adjacent to right-of-way only); from: PD1017 "PD/MU-2" Planned Development for all uses in MU-2 High Intensity Mixed-Use including certain uses, site plan required to: PD1017 "PD/MU-2/HC" Planned Development for all uses in MU-2 High Intensity Mixed-Use including certain uses, site plan required/Historic & Cultural Overlay (Recommended for Approval by the Zoning Commission)**

Ms. Libby Willis, 2300 Primrose Avenue, completed a speaker card in support of Zoning Docket ZC-16-057 and was recognized by Mayor Price but did not wish to address Council.

Mr. Marty Craddock, 4904 Dexter, completed a comment card in support of Zoning Docket ZC-16-057.

Motion: Mayor Pro tem Espino made a motion, seconded by Council Member Shingleton, that Zoning Docket ZC-16-057 be approved. Motion passed 9-0.

- 23. ZC-16-058 - (CD 2) - Lancarte Children Irrev. Trust/City of Fort Worth Planning & Development, 2208 North Main Street; from: "J" Medium Industrial to: "J/HC" Medium Industrial/Historic & Cultural Overlay (Recommended for Approval by the Zoning Commission)**

Ms. Libby Willis, 2300 Primrose Avenue, appeared before Council in support of Zoning Docket ZC-16-058.

The following individuals completed comment cards in support of Zoning Docket ZC-16-058:

Mr. Marty Craddock, 4904 Dexter

Ms. Gayle Hill, 108 Crestwood Drive

Motion: Mayor Pro tem Espino made a motion, seconded by Council Member Bivens, that Zoning Docket ZC-16-058 be denied. Motion passed 8-1, Council Member Zadeh casting the dissenting vote.

- 24. ZC-16-059 - (CD 2) - Lancarte Children Irrev. Trust/City of Fort Worth Planning & Development, 2228 North Main Street; from: "J" Medium Industrial to: "J/HC" Medium Industrial/Historic & Cultural Overlay (Recommended for Approval by the Zoning Commission)**

Ms. Libby Willis, 2300 Primrose Avenue, completed a speaker card in support of Zoning Docket ZC-16-059 and was recognized by Mayor Price but did not wish to address Council.

Mr. Marty Craddock, 4904 Dexter, completed a comment card in support of Zoning Docket ZC-16-059.

Motion: Mayor Pro tem Espino made a motion, seconded by Council Member Shingleton, that Zoning Docket ZC-16-059 be denied. Motion passed 8-1, Council Member Zadeh casting the dissenting vote.

- 25. ZC-16-060 - (CD 2) - Miguel Martinez/City of Fort Worth planning & Development, 2245 North Main Street; from: "MU-1" Low Intensity Mixed-Use to: "MU-1/HC" Low Intensity Mixed-Use/Historic & Cultural Overlay (Recommended for Approval by the Zoning Commission)**

Ms. Libby Willis, 2300 Primrose Avenue, completed a speaker card in support of Zoning Docket ZC-16-060 and was recognized by Mayor Price but did not wish to address Council.

Motion: Mayor Pro tem Espino made a motion, seconded by Council Member Shingleton, that Zoning Docket ZC-16-060 be continued to the April 12, 2016, Council meeting. Motion passed 9-0.

- 26. ZC-16-061 - (CD 2) - Prosperity Bank/City of Fort Worth Planning & Development, 2600 Block of North Main Street (Columns located on the east and west side of right-of-way); from: "MU-2" High Intensity Mixed-Use, PD1017 "PD/MU-2" Planned Development for all uses in "MU-2" High Intensity Mixed-Use including certain uses; site plan required to: "MU-2/HC" High Intensity Mixed-Use/Historic & Cultural Overlay, PD1017 "PD/MU-2/HC" Planned Development for all uses in MU-2 High Intensity Mixed-Use including certain uses; site plan required/Historic & Cultural Overlay (Recommended for Approval by the Zoning Commission)**

Ms. Libby Willis, 2300 Primrose Avenue, completed a speaker card in support of Zoning Docket ZC-16-061 and was recognized by Mayor Price but did not wish to address Council.

Mr. Marty Craddock, 4904 Dexter, completed a comment card in support of Zoning Docket ZC-16-061.

Motion: Mayor Pro tem Espino made a motion, seconded by Council Member Zadeh, that Zoning Docket ZC-16-061 be approved. Motion passed 9-0.

- 27. ZC-16-062 - (CD 2) - Texas Longhorn Breeders of America Foundation/City of Fort Worth Planning & Development, 2600 Block of North Main Street (Piers and retaining wall adjacent to the right-of-way on east side of street); from: PD1017 "PD/MU-2" Planned Development for all uses in MU-2 High Intensity Mixed-Use including certain uses; site plan required to: PD1017 "PD/MU-2/HC" Planned Development for all uses in MU-2 High Intensity Mixed-Use including certain uses; site plan required/Historic & Cultural Overlay (Recommended for Approval by the Zoning Commission)**

Ms. Libby Willis, 2300 Primrose Avenue, completed a speaker card in support of Zoning Docket ZC-16-062 and was recognized by Mayor Price but did not wish to address Council.

Mr. Marty Craddock, 4904 Dexter, completed a comment card in support of Zoning Docket ZC-16-062.

Motion: Mayor Pro tem Espino made a motion, seconded by Council Member Shingleton, that Zoning Docket ZC-16-062 be approved. Motion passed 9-0.

- 28. ZC-16-063 - (CD 2) - Luskey Brothers Inc./City of Fort Worth Planning & Development, 2601 North Main Street; from: "MU-2/DD" High Intensity Mixed-Use/Demolition Delay to: "MU-2/HC" High Intensity Mixed-Use/Historic & Cultural Overlay (Recommended for Approval by the Zoning Commission)**

Ms. Libby Willis, 2300 Primrose Avenue, completed a speaker card in support of Zoning Docket ZC-16-063 and was recognized by Mayor Price but did not wish to address Council.

Mr. Marty Craddock, 4904 Dexter, completed a comment card in support of Zoning Docket ZC-16-063.

Motion: Mayor Pro tem Espino made a motion, seconded by Council Member Allen Gray, that Zoning Docket ZC-16-063 be denied. Motion passed 7-2, Council Members Jordan and Zadeh casting the dissenting votes.

- 29. ZC-16-064 - (CD 2) - SRI Real Estate Properties LLC/City of Fort Worth Planning & Development, 2660 North Main Street (Concrete piers adjacent to right-of-way only by Sonic); from: PD1017 "PD/MU-2" Planned Development for all uses in MU-2 High Intensity Mixed-Use including certain uses; site plan required to: PD1017 "PD/MU-2/HC" Planned Development for all uses in MU-2 High Intensity Mixed-Use including certain uses, site plan required/Historic & Cultural Overlay (Recommended for Approval by the Zoning Commission)**

Ms. Libby Willis, 2300 Primrose Avenue, completed a speaker card in support of Zoning Docket ZC-16-064 and was recognized by Mayor Price but did not wish to address Council.

Mr. Marty Craddock, 4904 Dexter, completed a comment card in support of Zoning Docket ZC-16-064.

Motion: Mayor Pro tem Espino made a motion, seconded by Council Member Zadeh, that Zoning Docket ZC-16-064 be approved. Motion passed 9-0.

- 30. ZC-16-065 - (CD 2) - Stephen Murrin Jr. Grandchildren/City of Fort Worth Planning & Development, 500 Northeast 23rd Street (River Ranch wall only); from: "K" Heavy Industrial/TUP West Fork Trinity North Marine Creek to: "K/TUP/HC" Heavy Industrial/TUP West Fork Trinity North Marine Creek/Historic & Cultural Overlay (Recommended for Approval by the Zoning Commission)**

Ms. Libby Willis, 2300 Primrose Avenue, completed a speaker card in support of Zoning Docket ZC-16-065 and was recognized by Mayor Price but did not wish to address Council.

The following individuals completed comment cards in support of Zoning Docket ZC-16-065:

Ms. Marty Humphrey, 131 East Exchange Avenue, Suite 110
Mr. Marty Craddock, 4904 Dexter

Motion: Mayor Pro tem Espino made a motion, seconded by Council Member Zadeh, that Zoning Docket ZC-16-065 be approved. Motion passed 9-0.

- 31. ZC-16-066 - (CD 2) - Grandview Swift LP/City of Fort Worth Planning & Development, 601 Northeast 23rd Street & I-30 East Exchange Avenue (Swift Wall and Staircase); from: PD1017 "PD/MU-2" Planned Development for all uses in MU-2 High Intensity Mixed-Use including certain uses; site plan required to: PD1017 "PD/MU-2/HC" Planned Development for all uses in MU-2 High Intensity Mixed-Use including certain uses; site plan required/Historic & Cultural Overlay (Recommended for Approval by the Zoning Commission)**

The following individuals appeared before Council in support of Zoning Docket ZC-16-066:

Ms. Libby Willis, 2300 Primrose Avenue
Mr. Douglas Harman, 2222 Winton Terrace East

Mr. Kerby Smith, 131 East Exchange Avenue, Suite 212, appeared before Council in opposition to Zoning Docket ZC-16-066 and provided handouts.

Mr. Trey Gordon, 5405 Northcrest Road, completed a speaker card in opposition to Zoning Docket ZC-16-066 and was recognized by Mayor Price but was not present in the Council Chamber.

The following individuals completed comment cards in support of Zoning Docket ZC-16-066:

Ms. Marty Humphrey, 131 East Exchange Avenue, Suite 110
Mr. Marty Craddock, 4904 Dexter

Motion: Council Member Zadeh made a motion, seconded by Council Member Jordan, that Zoning Docket ZC-16-066 be approved. Motion passed 9-0.

Mayor Price advised that Zoning Docket ZC-16-046 and ZC-16-047 would be called at the same time. All speakers on both cases would be heard at the same time.

- 11. ZC-16-046 - (CD 2) - City of Fort Worth Planning & Development, etal: Map Amendment: Add Historic Overlay District/City Council Nomination; Generally bounded by Stockyards Boulevard, Niles City, Mule Alley and Ellis Street; from: "MU-2" High Intensity Mixed-Use and PD1017 Planned Development for all uses in "MU-2" High Intensity Mixed-Use including certain uses; site plan required to: Add Historic & Cultural Landmark Overlay District (Recommended for Denial by the Zoning Commission)**
- 12. ZC-16-047 - (CD 2) - City of Fort Worth Planning & Development, etal: Map Amendment: Add Historic Overlay District/HCLC Nomination, Generally bounded by Stockyards Boulevard, 23rd Street, UPRR, and Ellis Street; from: "MU-1" Low Intensity Mixed-Use, "MU-2" High Intensity Mixed-Use, "K" Heavy Industrial and PD1017 Planned Development for all uses in "MU-2" High Intensity Mixed-Use including certain uses; site plan required to: Add Historic & Cultural Landmark Overlay District (Recommended for Approval by the Zoning Commission)**

The following individuals appeared before Council in support of Zoning Docket ZC-16-046 and in opposition to Zoning Docket ZC-16-047:

Mr. Danny Scarth, 505 Highwoods Trail
Mr. Bill Thornton, 777 Taylor Street, Suite 900
Ms. Pam Minick, 131 East Exchange Avenue
Mr. Kerby Smith, 131 East Exchange Avenue, Suite 212 (provided handouts)
Mr. Mitch Whitten, 2239 Huntington Lane
Mr. Gary Brinkley, 130 East Exchange Avenue
Mr. Mike Costanza, 9366 Tranquil Acres Road

The following individuals completed speaker cards in support of Zoning Docket ZC-16-046 and in opposition to Zoning Docket ZC-16-047 and were recognized by Mayor Price but did not wish to address Council:

Mr. Brad Hickman, 914 Alta Drive
Mr. Craig Caviliar, 1319 Crossroads Parkway, Los Angeles, California

Mr. Michael Crain, 4450 Oak Park Lane, completed a comment card in support of Zoning Docket ZC-16-046 and in opposition to Zoning Docket ZC-16-047.

The following individuals appeared before Council in support of Zoning Docket ZC-16-047 and in opposition to Zoning Docket ZC-16-046:

Mr. Douglas Harman, 2222 Winton Terrace East
Mr. Elliott “Kip” Wright, 6608 Kingswood Drive (provided handouts)
Mr. Steve Myers, 8704 Canyon Crest Road (provided handouts)
Mr. Daryl Windland, 2918 Clinton
Ms. Jerre Tracy, 1110 Penn Street
Mr. St. Clair Newbern III, 4224 Clayton Road West
Mr. Justin Newhart, 1110 Penn Street & 2801 Primrose
Mr. Paul Hunter, 3923 Lafayette Avenue
Ms. Melissa Wade Hunter, 3923 Lafayette Avenue (provided handouts)
Ms. Libby Willis, 2300 Primrose Avenue
Ms. Rita Vinson, 6216 Dovenshire Terrace
Mr. Philip Murrin, 10201 Camp Bowie West
Mr. Peter Thompson, 3905 Lafayette
Ms. Gloria Thompson, 3805 South Lafayette
Ms. Olivia Duke, 2008 Handley Drive
Ms. Marty Humphrey, 131 East Exchange Avenue, Suite 110
Mr. Darrell Martin, 2444 Charisma Drive (provided handouts)
Ms. Andra Beatty, 4116 Juneberry
Mr. Cara Kennemar, 3208 Chaparral Lane
Mr. Tom Reynolds, 1605 Sunset Terrace
Ms. Felicity Reynolds, 1605 Sunset Terrace
Ms. Diana Bloxom-Barbaro, 3409 West Fuller Avenue
Ms. Gayle Hill, 108 Crestwood Drive
Ms. Pam Durham, 2533 Greene Avenue

The following individuals completed speaker cards in support of Zoning Docket ZC-16-047 and in opposition to Zoning Docket ZC-16-046 and were recognized by Mayor Price but were not present in the Council Chamber.

Mr. John Davis, 6004 Ridgecrest Way #317
Mr. Bobby Levinski, 4200 Bridgeview
Mr. Joseph Gearheart, 4901 Dexter Avenue

The following individuals completed comment cards in support of Zoning Docket ZC-16-047 and in opposition to Zoning Docket ZC-16-046:

Mr. Michael Crain, 4450 Oak Park Lane
Ms. Karen Holcomb, 2501 Museum Way #411
Ms. Leslie Johnson, 6917 Laurel Valley Drive
Mr. Thomas Simmons, 2020 Windsor Place

Ms. Regina Blair, P.O. Box 50695
Mr. Wayne Ludwig, 2848 Major Street
Ms. Jaynie Cumming, 6200 Locke Avenue
Mr. Marty Craddock, 4904 Dexter
Mr. Skip Humphrey, 131 East Exchange Avenue, Suite 131
Ms. Dianna Wilson, 5816 Village Course Circle #326
Ms. Rosalie McLeod, P.O. Box 136691
Ms. Jaynie Cumming, 6200 Locke Avenue
Mr. Mark Thistlethwaite, 2028 Wilshire Boulevard
Ms. Randi Thistlethwaite, 2028 Wilshire Boulevard
Ms. Gaye Reed, 2341 Harrison Avenue
Mr. John Belknap, 2520 Willing Avenue
Ms. Cynthia Belknap, 2520 Willing Avenue

Motion: Mayor Pro tem Espino made a motion, seconded by Council Member Shingleton, that Zoning Docket ZC-16-046, the Council nominated historic district, be approved and Zoning Docket ZC-16-047, the HCLC nominated historic district, be denied. The City Council would hear appeals from HCLC decisions, and the HCLC would remain a recommending body to the Zoning Commission and the City Council for new construction and additions that were within both the Historic District and the PD/MU-2 District. Motion passed 8-1, Council Member Zadeh casting the dissenting vote.

Council Member Bivens stepped away from the dais and left the meeting.

Mayor Price recessed the meeting at 10:38 p.m. and reconvened at 10:45 p.m.

- 13. ZC-16-048 - (CD 9) - Fort Worth TCU Lodging, LLC, 3450-3479 (odds) Lovell Avenue, 3450-3478 (evens) W. Vickery Boulevard; from: "J" Medium Industrial to: "PD/J" Planned Development for all uses in "J" Medium Industrial plus hotel; site plan included (Recommended for Approval by the Zoning Commission)**

Mr. Ronald Smith, 14850 Quorum Drive, Suite 201, Dallas, Texas, appeared before Council in support of Zoning Docket ZC-16-048.

Motion: Council Member Zadeh made a motion, seconded by Council Member Zimmerman, that Zoning Docket ZC-16-048 be approved. Motion passed 8-0, Council Member Bivens absent.

14. ZC-16-049 - (CD 9) - Virginia Freeman Bason Hodges, 1409 Bluebonnet Drive; from: "A-10" One-Family to: "A-10/HC" One-Family/Historic & Cultural Overlay (Recommended for Approval by the Zoning Commission)

Ms. Libby Willis, 2300 Primrose Avenue, completed a speaker card in support of Zoning Docket ZC-16-049 and was recognized by Mayor Price but did not wish to address Council.

Ms. Virginia Hodges, 1409 Bluebonnet, completed a comment card in support of Zoning Docket ZC-16-049.

Motion: Council Member Zadeh made a motion, seconded by Council Member Zimmerman, that Zoning Docket ZC-16-049 be approved. Motion passed 8-0, Council Member Bivens absent.

15. ZC-16-050 - (CD 9) - Virginia Bason, 2508 Primrose Avenue; from: "A-10" One-Family to "A-10/HC" One-Family/Historic & Cultural Overlay (Recommended for Approval by the Zoning Commission)

Ms. Libby Willis, 2300 Primrose Avenue, completed a speaker card in support of Zoning Docket ZC-16-050 and was recognized by Mayor Price but did not wish to address Council.

Ms. Virginia Bason, 2508 Primrose, completed a speaker card in support of Zoning Docket ZC-16-050.

Motion: Council Member Zadeh made a motion, seconded by Council Member Shingleton, that Zoning Docket ZC-16-050 be approved. Motion passed 8-0, Council Member Bivens absent.

16. ZC-16-051 - (CD 9) - Elizabeth and Doyle Willis/City of Fort Worth Planning & Development, 2300 Primrose Avenue; from: "A-10" One-Family to: "A-10/HC" One-Family/Historic & Cultural Overlay (Recommended for Approval by the Zoning Commission)

Ms. Libby Willis, 2300 Primrose Avenue, completed a speaker card in support of Zoning Docket ZC-16-051 and was recognized by Mayor Price but did not wish to address Council.

Motion: Council Member Zadeh made a motion, seconded by Council Member Jordan, that Zoning Docket ZC-16-051 be approved. Motion passed 8-0, Council Member Bivens absent.

- 17. ZC-16-052 - (CD 9) - W. A. Powers, Jack Powers, Bryan & Vickery Lofts, LLC Etal/City of Fort Worth Planning & Development, 119 and 125 South Main Street and 100 Blk (evens) Bryan Avenue; from: "NS-T5" Near Southside-Urban Center Zone to: "NS-T5/HC" Near Southside-Urban Center Zone/Historic & Cultural Overlay (Recommended for Approval by the Zoning Commission)**

Mr. Jim Johnson, 3224 Rogers Avenue, completed a speaker card in support of Zoning Docket ZC-16-052 and was recognized by Mayor Price but did not wish to address Council.

Motion: Council Member Zadeh made a motion, seconded by Council Member Zimmerman, that Zoning Docket ZC-16-052 be approved. Motion passed 8-0, Council Member Bivens absent.

There being no one else present desiring to be heard in connection with the recommended changes and amendments pertaining Zoning Ordinance No. 13896 for the above-listed cases, Council Member Zadeh made a motion, seconded by Council Member Zimmerman, that the hearing be closed and Ordinance No. 22155-04-2016 be adopted. Motion passed 8-0, Council Member Bivens absent.

XVI. REPORT OF THE CITY MANAGER

D. Land

- 1. M&C L-15886 - Consider Approval of a Timeline for Proposed Owner-Initiated Annexation of Approximately 217.62 Acres of Land in Parker and Tarrant Counties Located in the Walsh Ranch Limited-Purpose Annexation Area and Generally North of IH-30, in the Far West Planning Sector (FUTURE COUNCIL DISTRICT 3)**

Motion: Council Member Zimmerman made a motion, seconded by Council Member Moon, that Mayor and Council Communication L-15886 be approved. Motion passed 8-0, Council Member Bivens absent.

City Secretary Kayser advised that the first public hearing for the Walsh Ranch limited-purpose annexation area would be heard at this time.

- 2. First Public Hearing on Service Plan Public Hearing for Annexation AX-15-009, Approximately 217.62 Acres of Land, Located in the Walsh Ranch Limited-Purpose Annexation Area and Generally North of IH-30, in the Far West Planning Sector (Future Council District 3)**

Mayor Price opened the public hearing.

a. Report of City Staff

Ms. Mary Elliott, Planning and Development Department, appeared before Council and provided a staff report.

b. Citizen Comments

There were no citizen comments.

Motion: Council Member Zimmerman made a motion, seconded by Council Member Allen Gray, that the public hearing be closed. Motion passed 8-0, Council Member Bivens absent.

- 2. M&C L-15887 - Authorize Release of Slope Easement in Approximately 0.297 Acres of Property Described as a 35-Foot Wide Tract of Land Located in the Samuel P. Williams Survey, Abstract No. 1690, Fort Worth, Tarrant County, Texas, and Located Near the Intersection of North Beach Street and Bewley Drive to Castle Equity, LLC, for the Amount of \$55,370.36 Pursuant to the Right of Repurchase in Texas Property Code Section 21.101 and Adopt Appropriation Ordinance (COUNCIL DISTRICT 4)**

Council Member Moon 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 Council Member Allen Gray, that Mayor and Council Communication L-15887 be approved and Appropriation Ordinance No. 22156-04-2016 be adopted. Motion passed 7-0, 1 abstention from Council Member Moon and Council Member Bivens absent.

- 3. M&C L-15888 - Authorize Direct Sale of One Tax-Foreclosed Property Described as Lot 6, Block 29, Polytechnic Heights, Located at 3000 E. Rosedale for a Total Cost of \$10,363.00 to Texas Wesleyan University, in Accordance with Section 34.05 of the Texas Property Tax Code (COUNCIL DISTRICT 8)**

Motion: Council Member Allen Gray made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication L-15888 be approved. Motion passed 8-0, Council Member Bivens absent.

E. Planning & Zoning

1. **M&C PZ-3104 - Adopt Ordinance Vacating a Portion of Excess Right-of-Way for West Vickery Boulevard and South Henderson Street to be Replatted by Cook Children's Health Care System for Additional Parking for the New Medical Office Building (COUNCIL DISTRICT 9)**

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 Zadeh made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication PZ-3104 be approved and Ordinance No. 22157-04-2016 be adopted Motion passed 7-0, 1 abstention from Council Member Jordan and Council Member Bivens absent.

F. Award of Contract

1. **M&C C-27657 - Authorize Execution of a Contract in the Amount of \$1,134,950.00 with Classic Protective Coatings, Inc., for the Sun Country Elevated Storage Tank Rehabilitation Project, Located at 5800 W. Stewart Feltz Road and Adopt Reimbursement Resolution and Adopt Appropriation Ordinance (COUNCIL DISTRICT 6) (Continued from a Previous Meeting)**

It was the consensus of the City Council that Mayor and Council Communication C-27657 be withdrawn from the Council agenda.

2. **M&C C-27657 - (Revised) Authorize Execution of a Contract in the Amount of \$1,134,950.00 with Classic Protective Coatings, Inc., for the Sun Country Elevated Storage Tank Rehabilitation Project, Located at 5800 W. Stewart Feltz Road, Adopt Reimbursement Resolution and Adopt Appropriation Ordinance Decreasing Appropriations in the 2015-2016 Water and Wastewater Capital Improvement Plan by \$400,000.00 for the Sun Country Elevated Tank Rehabilitation Project (COUNCIL DISTRICT 6)**

Motion: Council Member Jordan made a motion, seconded by Council Member Zimmerman, that Mayor and Council Communication C-27657 Revised be approved and Resolution No. 4615-04-2016 and Appropriation Ordinance No. 22158-04-2016 be adopted. Motion passed 8-0, Council Member Bivens absent.

- 3. M&C C-27663 - Authorize Execution of a Five-Year Tax Abatement Agreement with Rosalinda Chavez and Francisco A. Barrios for the Construction of a Single-Family Dwelling Located at 2325 Vogt Street in the Polytechnic/Wesleyan Neighborhood Empowerment Zone (COUNCIL DISTRICT 5)**

Motion: Mayor Pro tem Espino made a motion, seconded by Council Member Zimmerman, that Mayor and Council Communication C-27663 be approved. Motion passed 8-0, Council Member Bivens absent.

- 4. M&C C-27664 - Authorize Execution of a Five-Year Tax Abatement Agreement with Raymundo and Maria G. Ontiveros for the Construction of a Single-Family Dwelling Located at 3912 Carey Street in the Stop Six Neighborhood Empowerment Zone (COUNCIL DISTRICT 5)**

Motion: Mayor Pro tem Espino made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication C-27664 be approved. Motion passed 8-0, Council Member Bivens absent.

- 5. M&C C-27665 - Authorize Execution of a Five-Year Tax Abatement Agreement with Lester and Gloria Armstrong for the Construction of a Single-Family Dwelling Located at 940 E. Leuda Street in the Evans & Rosedale Neighborhood Empowerment Zone (COUNCIL DISTRICT 8)**

It was the consensus of the City Council that Mayor and Council Communication C-27665 be withdrawn from the Council agenda and returned at a later date.

- 6. M&C C-27666 - Authorize Application for and Acceptance of, if Awarded, a Grant from the Federal Aviation Administration in an Amount Up to \$20,000,000.00 for the Runway Extension Project at Fort Worth Alliance Airport and Adopt Appropriation Ordinance (COUNCIL DISTRICT 7)**

Motion: Council Member Shingleton made a motion, seconded by Council Member Jordan, that Mayor and Council Communication C-27666 be approved and Appropriation Ordinance No. 21559-04-2016 be adopted. Motion passed 8-0, Council Member Bivens absent.

- 7. M&C C-27667 - Authorize Execution of a Construction Contract with Cole Construction, Inc., in the Amount of \$1,104,134.00 for the Installation and Construction of Park Improvements at Sandy Lane Park, Provide for Staff and Construction Contingency Costs in the Amount of \$122,745.40, for a Total Construction Phase Cost of \$1,226,879.40, Authorize Transfer of \$175,000.00 Within the TPW Stormwater 2016 CIP from the Cottonwood Creek Channel Stabilization Project to the Sandy Lane Improvements Project and Adopt Appropriation Ordinances (2014 BOND PROGRAM) (COUNCIL DISTRICT 5)**

Motion: Mayor Pro tem Espino made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication C-27667 be approved and Appropriation Ordinance Nos. 21560-04-2016 and 21561-04-2016 be adopted. Motion passed 8-0, Council Member Bivens absent.

XVI. PUBLIC HEARING

- 1. Second Public Hearing on Service Plan for AX-15-010, Located at the Southwest Corner of W.J. Boaz and Old Decatur Road, in the Far Northwest Planning Sector (COUNCIL DISTRICT 7)**

Mayor Price opened the public hearing.

a. Report of City Staff

Ms. Mary Elliott, Planning and Development Department, appeared before Council and provided a staff report.

b. Citizen Comments

There were no citizen comments.

Motion: Council Member Shingleton made a motion, seconded by Council Member Zimmerman, that the public hearing be closed. Motion passed 8-0, Council Member Bivens absent.

XVII. CITIZEN PRESENTATIONS

The following individuals appeared before Council relative to Fort Worth Fair Wage Campaign:

Mr. Kit Jones, 2308 Ryan Place Drive
Mr. Gary Livingston, 5841 Pearl Oyster Lane
Mr. David Sorensen, 6200 Pershing Avenue

Mr. Anthony Thornton, 1701 Lee Avenue, completed a Citizen Presentation card relative to Fair Wage Fort Worth and was recognized by Mayor Price but did not wish to address Council.

Reverend Kyev Tatum, Sr., appeared before Council relative to Municipal Court asset fees and fines moratorium.

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

XIX. ADJOURNMENT

There being no further business, Mayor Price adjourned the Regular meeting at 11:05 p.m.

No Documents for this Section

**To the Mayor and Members of the City Council****April 12, 2016****Page 1 of 1****SUBJECT: 2016 TRANSPORTATION INVESTMENT GENERATING ECONOMIC RECOVERY CALL FOR PROJECTS - EAST LANCASTER CORRIDOR (STATE HIGHWAY 180)**

On February 26, 2016 the United States Department of Transportation (USDOT) released \$500 million under the 2016 TIGER (Transportation Investment Generating Economic Recovery) competitive grants program. Consistent with the USDOT "Ladders of Opportunity Initiative," the 2016 TIGER round will place priority emphasis on projects that may increase: connectivity to employment, education, services and other opportunities; support workforce development; or contribute to community revitalization, particularly for disadvantaged groups (i.e., low income groups, persons with visible and hidden disabilities, elderly individuals, and minority persons and populations).

City staff, working with TxDOT and the NCTCOG, identified the East Lancaster corridor project as a strong 2016 TIGER grant candidate project based on several key components. First, with the completion of the current IH-35W construction, this corridor will have easy access to the toll managed lanes that will connect US 287 at I-30 to the managed lane project that ends at the US 287 split in north Fort Worth. Also, with the likely addition of the IH-35W Segment 3C project, the aforementioned toll managed lanes will extend to the Denton County line in the heart of the Alliance development. The multimodal aspects of providing an express bus service from the residential east side to jobs in the far north of Fort Worth played a pivotal role in our region securing a \$531 million TIFIA loan in support of the IH-35W Segment 3A project (I-30 to IH 820).

Staff expects the 2016 TIGER application will include a proposal for the reconstruction of East Lancaster, from East Loop 820 to Pine Street. The reconstructed street would consist of a six-lane divided arterial, including bicycle and pedestrian accommodations and dedicated bus rapid transit lanes, consistent with the "complete streets" policy in the proposed Master Thoroughfare Plan Update and the recently adopted Fort Worth Transportation Authority Master Plan. The estimated total project cost is \$60-85 million. The application will request \$25 million in TIGER grant funding with the balance to come from the NCTCOG, TxDOT, and local partners.

Staff expects successful projects will have a high degree of private and/or local government funding, be multi-modal, and foster innovative approaches. As such, staff is recommending a \$10 million local commitment to this project from an upcoming voter approved bond initiative. Staff intends to bring a resolution detailing this commitment at the April 19, 2016 regular City Council meeting for inclusion in the project application. Applications are due April 29, 2016.

Should you have any questions regarding this Informal Report, please contact Jay Chapa, Assistant City Manager at 817-392-5804 or Bryan Beck at 817-392-7909.

David Cooke
City Manager

**To the Mayor and Members of the City Council****April 12, 2016****Page 1 of 2****SUBJECT: PROPOSED SHOW CAUSE PROCEEDING ON RATES OF ONCOR ELECTRIC DELIVERY COMPANY**

On April 19, the City Council will be asked to consider instituting a show cause process regarding the rates charged by Oncor Electric Delivery Company, LLC (Oncor) in the City of Fort Worth.

Background

In April 2014, Energy Future Holdings Corp. (EFH) and 70 of its affiliated companies filed for bankruptcy. Oncor is a major asset of EFH, and its ownership going forward has been a central issue in the bankruptcy proceeding.

Oncor is a regulated transmission and distribution utility that owns, operates, and maintains the wires and related infrastructure that transport electricity from generators to end-use customers. As regulated utility, the company's rates within city limits are subject to the review and approval of the Fort Worth City Council, which has original jurisdiction under the Texas Utilities Code.

Currently Oncor's rates pass the company's federal income tax liabilities through to consumers.

Corporate Restructuring and Impact on Rates

Late last year the bankruptcy court approved a deal to transfer ownership of Oncor to an investor group that plans to restructure it. The existing limited liability company would be replaced with a two-part structure consisting of an operating company and a separate real estate investment trust (REIT). The REIT would own all physical assets and lease them to the operating company. Under this structure, the companies can operate without incurring federal income tax liabilities. Although the company's current tax liabilities of approximately \$250 million per year would cease to accrue following restructuring, that amount will continue to be collected as part of the rates that Oncor charges its customers unless and until a ratemaking process changes the rates.

As a regulated utility, Oncor's change in ownership was subject to review by the Public Utility Commission of Texas (PUC). Although the deal was ultimately approved by the PUC, two of the three Commissioners questioned the company's rates – in particular how savings associated with elimination of the income tax liability should be apportioned between Oncor and its customers. However, because the PUC proceeding was not a rate case, no change was made.

The investor group has indicated it intends to bring a rate case in the middle of 2017, which means any rate change would not become effective until the beginning of 2018. Rather than requiring ratepayers to continue to bear the burden of a quarter-billion dollars in non-existent tax liabilities, staff recommends that the City Council initiate a show cause proceeding, which would require Oncor to file documentation justifying its current rates or make adjustments.

**To the Mayor and Members of the City Council****April 12, 2016****Page 2 of 2****SUBJECT: PROPOSED SHOW CAUSE PROCEEDING ON RATES OF ONCOR
ELECTRIC DELIVERY COMPANY**

Legal and technical support for the show cause process would be provided via the Oncor Cities Steering Committee, which Fort Worth is a member of. Associated costs would initially be covered by the Committee and ultimately reimbursable by the company as rate case expenses.

If you have questions, please contact Denis McElroy, Assistant City Attorney, at (817) 392-2758.

David Cooke
City Manager



To the Mayor and Members of the City Council

April 12, 2016

Page 1 of 3

SUBJECT: FEBRUARY 2016 – SALES TAX UPDATE

Sales tax revenue represents approximately twenty-two percent (22%) of the City's General Fund anticipated revenue in Fiscal Year 2016. It is the second largest revenue source, with property tax being the largest. In addition, sales tax revenue represents the largest revenue source in the Crime Control and Prevention District Fund. Staff is committed to providing regular updates on this important and sometimes volatile revenue source. The Texas Comptroller's Office posted February 2016 (Fiscal Year 2016, Period 5) collection results on April 6th. Actual receipts are dependent upon the timeliness and accuracy of sales tax payers' returns. This report provides Fort Worth's sales tax collection compared to last year and the impact on the current year's budget.

FEBRUARY NET SALES TAX COLLECTIONS (10-YEAR HISTORY)



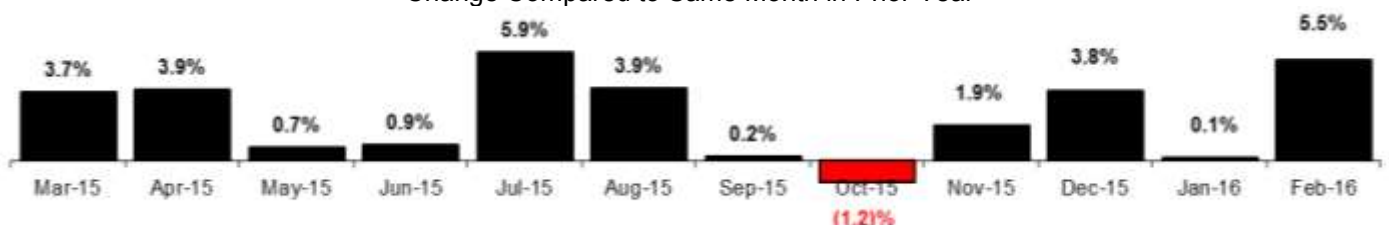
The City's net sales tax collection is up **\$617,935** or **6.8%**, compared to the same month last year. As depicted in the table below, the City experienced **\$488,309** or a **5.5%** increase when compared to last year's collections for the same month. Current period collections include only transactions that occurred within the month, so this number reflects pure economic activity.

COLLECTION DETAIL FOR CITY SALES TAX

	February 15	February 16	Variance (\$)	Variance (%)
Current Period Collections	\$8,918,900	\$9,407,209	\$488,309	5.5% ↑
Other Collections	216,276	137,695	(78,581)	(36.3%)
Audit Collections	99,814	228,409	128,596	128.8%
Service Fee	(184,700)	(195,466)	(10,766)	(5.8%)
Retainage*	21,052	111,430	90,378	429.3%
Net Collections	\$9,071,342	\$9,689,277	\$617,935	6.8% ↑

* RETAINAGE AMOUNTS ARE ATTRIBUTED TO A PERCENTAGE OF SALES TAX COLLECTED BEING SET ASIDE TO COVER ANY REVERSALS THAT MIGHT OCCUR AFTER THE ALLOCATION. THE RETAINED AMOUNT GETS CARRIED FORWARD TO THE FOLLOWING MONTH AND APPEARS IN THE PRIOR RETAINED. THE CURRENT RETAINED AMOUNT IS SUBTRACTED FROM THE PRIOR RETAINED AMOUNT TO COME UP WITH THE RETAINAGE NUMBER PRESENTED IN THE TABLE ABOVE.

CURRENT PERIOD COLLECTIONS
Change Compared to Same Month in Prior Year





To the Mayor and Members of the City Council

April 12, 2016

Page 2 of 3

SUBJECT: FEBRUARY 2016 – SALES TAX UPDATE

The City's Sales Tax collections year-to-date are around $\pm 1\%$ of the budget year-to-date and are slightly less than 2% higher than the year-to-date total for the same period last year.

CITY OF FORT WORTH YTD NET COLLECTIONS COMPARISON

	Budget as of Period 5	Current Receipts Through Period 5	FY2015 Receipts Through Period 5
CITY OF FORT WORTH			
GENERAL FUND	\$54,171,796	\$54,943,663	\$53,870,409
CRIME CONTROL AND PREVENTION DISTRICT	25,990,941	25,954,814	25,467,108
TOTAL	\$80,162,737	\$80,898,477	\$79,337,517

CITY OF FORT WORTH FISCAL YEAR COMPARISON – FY2016

	Adopted Budget	Amended Budget	Fiscal Year Projections	Projected Variance to Amended (\$)	(%)
CITY OF FORT WORTH					
GENERAL FUND	\$135,065,427	\$135,065,427	\$135,065,427	\$0	0.0%
CRIME CONTROL AND PREVENTION DISTRICT	\$64,802,679	\$64,802,679	\$64,802,679	\$0	0.0%
FORT WORTH TRANSPORTATION AUTHORITY	\$67,857,000	\$67,857,000	\$67,857,000	\$0	0.0%

The City anticipates collecting **\$135,065,427** in the General Fund and **\$64,802,679** in the Crime Control and Prevention District Fund by fiscal year end, which matches original estimates in the FY2016 adopted budget.

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To the Mayor and Members of the City Council
April 12, 2016
Page 3 of 3
SUBJECT: FEBRUARY 2016 – SALES TAX UPDATE

The chart below indicates how current year sales tax collections in Fort Worth and other select cities in the state compare to FY2016 collections for the same period.

**CITIES COMPARISON
FY2016 vs. FY2015**

City	1st Quarter	January	February	YTD
GRAND PRAIRIE	6.7%	18.3%	18.0%	10.7%
GARLAND	5.7%	10.8%	26.0%	10.1%
AUSTIN	4.3%	7.7%	8.3%	5.6%
MCKINNEY	6.4%	(12.2%)	15.4%	4.6%
ARLINGTON	3.7%	1.7%	10.4%	4.4%
DALLAS	2.2%	6.2%	7.8%	3.9%
IRVING	1.8%	5.8%	3.0%	2.7%
SAN ANTONIO	2.6%	0.6%	1.7%	2.1%
FORT WORTH	2.0%	(4.9%)	9.5%	2.0%
EL PASO	0.3%	5.0%	2.8%	1.6%
PLANO	(3.5%)	3.5%	(6.9%)	(2.9%)
FRISCO	(6.2%)	(5.4%)	(1.1%)	(5.2%)
HOUSTON	(5.7%)	(7.5%)	(2.5%)	(5.5%)
STATE TOTAL	(3.3%)	(3.9%)	(6.8%)	(4.1%)

Budget staff is currently compiling and analyzing historical sales tax data by industry. This analysis will be included in future sales tax update IR's.

If you have any questions, please call Aaron Bovos, Chief Financial Officer, at 817-392-8517.

David Cooke
City Manager

No Documents for this Section

No Documents for this Section

No Documents for this Section

CITY COUNCIL MEETING

Tuesday, April 12, 2016

RISK MANAGEMENT REPORTING PERIOD 3/29/2016 - 4/4/2016

Claims listed on this report have been received in the Risk Management Division claims office. 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 Mark Barta ext. 7790 or Sophia Canady ext. 7784. Thank you.

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Kubota Tractor Corp.	3/29/2016	10/27/2015	14855 FAA Boulevard	General Liability	Water Main Break	Water	Yes	No
Sewell Infiniti of Fort Worth	3/29/2016	2/19/2016	Bass Performance Hall	General Liability	Collision – Struck while parked	Fire	Yes	No
Jennifer A. Moody	3/29/2016	1/25/2016	836 Northwood Road	General Liability	Contact – Stationary Object	Park & Recreation	No	No
Carlos R. Chiessa	3/29/2016	3/8/2016	3225 Tom Ellen Street	General Liability	Cut/trim/damage trees	Park & Recreation	No	No
Kevin Henry	3/29/2016	3/11/2016	9915 Ray White Road	General Liability	Street Condition	TPW	Yes	No
Paul Hullar	3/30/2016	3/9/2016	NE 28th Street	Auto	Contact – Foreign Object	TPW	No	No
Ashley Miles	3/30/2016	3/29/2016	Beach Street	General Liability	Struck or Contact with Foreign Object	TPW	No	No

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Levar McNeill	3/30/2016	3/9/2016	Parker Henderson Road	General Liability	Street Condition	TPW	No	No
ATMOS-Ransom	3/30/2016	2/9/2016	1904 Ransom Terrace	General Liability	Damaged Utility Line	Water	Yes	No
David Carolyn Barros	3/30/2016	2/23/2016	2412 6th Avenue	General Liability	Sewer Backup	Water	Yes	No
Kristi Scott	3/30/2016	3/2/2016	Saginaw Boulevard	Auto	Collision - Driving	Police	No	Yes
Barbara Jean Williams	3/31/2016	3/18/2016	4609 Ringold Drive	General Liability	Sewer Backup	Water	No	No
Candace Labron	3/31/2016	3/21/2016	Calhoun Street	General Liability	Contact – Foreign Object	TPW	No	No
Steve Harless	4/1/2016	3/25/2016	South Main	General Liability	Construction Damage	TPW	No	No
Alexander Reigler	4/1/2016	3/6/2016	Hwy 35	Auto	Collision - Driving	Police	No	Yes
Jennifer Rentfrow	4/4/2016	3/29/2016	West 5th	General Liability	Pot Hole	TPW	Yes	No

No Documents for this Section

No Documents for this Section

No Documents for this Section

No Documents for this Section