



**SUMMARY OF MEETINGS AND ACTIVITIES  
MONDAY, AUGUST 22, 2011, THROUGH FRIDAY, AUGUST 26, 2011**

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**MONDAY, AUGUST 22, 2011**

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

**TUESDAY, AUGUST 23, 2011**

Pre-Council Meeting	8:30 a.m.	Pre-Council Chamber
City Council Meeting	10:00 a.m.	Council Chamber
City Budget Public Hearing	10:00 a.m.	Council Chamber

**WEDNESDAY, AUGUST 24, 2011**

Parks and Community Services Advisory Board Work Session	3:15 p.m.	Fort Worth Botanic Garden Deborah Beggs Moncrief Garden Center 3220 Botanic Garden Boulevard
Parks and Community Services Advisory Board	4:00 p.m.	Fort Worth Botanic Garden Deborah Beggs Moncrief Garden Center 3220 Botanic Garden Boulevard

**THURSDAY, AUGUST 25, 2011**

Appeals Board Pre-Meeting	8:30 a.m.	Pre-Council Chamber
Appeals Board	9:00 a.m.	Council Chamber
Audit and Finance Advisory Committee	3:00 p.m.	Pre-Council Chamber

**FRIDAY, AUGUST 26, 2011**

No Meetings

This summary is compiled from data furnished to the Office of the City Secretary by 12:00 p.m. on August 18, 2011, and may not include all meetings to be conducted during the week of August 22, 2011, through August 26, 2011. It is a summary listing only. See individual agendas which are posted in compliance with the Texas Open Meetings Act for detailed information.

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**PRE-COUNCIL MEETING  
TUESDAY, AUGUST 23, 2011  
8:30 A.M.  
PRE-COUNCIL CHAMBERS, CITY HALL  
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

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1. Report of the City Manager - **Tom Higgins, Interim 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 9424](#): Impact on the Investment Portfolio of the U.S. Downgrade
  
    - [IR 9425](#): Equipment Services Department Bid to Provide Preventative Maintenance and Repair Services for the City of Southlake, City of Keller and City of Colleyville Fire Vehicles and Apparatus
  
    - [IR 9426](#): Community Appearance Index 2011 Results
  
    - [IR 9427](#): Fall Litter Stomp
2. Questions Concerning Current Agenda Items - **City Council Members**
3. Responses to Items Continued from a Previous Week
  - a. [ZC-11-043](#) - M & H Food Mart, 2484 Avondale-Haslet Road; from: Unzoned to: "E" Neighborhood Commercial (Council District 7) (**Recommended for Approval**) (**Continued from July 19, 2011 by Council Member Shingleton**)
4. Update on Certain Bond Sales - **Laura Alexander, First Southwest Company**
5. Update on Trinity River Vision - **Mark Rauscher, Planning and Development Department**
6. Presentations on Proposed Economic Development and Tax Abatement Agreements with Ferris Mfg. Corporation, Frac Tech Services, LLC and In-N-Out Burgers - **Jay Chapa and Robert Sturns, Housing and Economic Development Department**
7. Briefing on Management Plan - **Fernando Costa, City Manager's Office**
8. City Council Requests for Future Agenda Items and/or Reports
9. Executive Session - The City Council may conduct a closed meeting as authorized by Section 551.071 of the Texas Government Code to seek the advice of its attorneys on legal issues regarding any matter listed on today's City Council Agendas

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

**ATTACHMENT**  
**EXECUTIVE SESSION**  
**(PRE-COUNCIL CHAMBER, CITY HALL)**  
**Tuesday, August 23, 2011**

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 regarding the subsurface drilling of Wedgewood Park;
  - b. Saleemah S. Jones v. City of Fort Worth, Texas, Civil Action No. 4-11-CV-00568-A ;
  - c. Mario Baker, Individually, as Next Friend of Amarion Baker and Tayshawn Baker, and as Personal Representative of the Estate of Sonia Baker, and Stella Lopez v. Jesus Cisneros, Cause No. 017-254391-11; and
  - d. 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; and
3. Deliberate concerning economic development negotiations as authorized by Section 551.087 of the Texas Government Code; and
4. Deliberate the deployment or specific occasions for implementation, of security personnel or devices, in accordance with Section 551.076 of the Texas Government Code.

**CITY COUNCIL AGENDA  
FOR THE MEETING AT 10:00 A.M. TUESDAY, AUGUST 23, 2011  
CITY COUNCIL CHAMBER, CITY HALL  
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

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**I. CALL TO ORDER**

**II. INVOCATION** - Pastor Harold Bullock, Hope Community Church

**III. PLEDGE OF ALLEGIANCE**

**IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF AUGUST 16, 2011**

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

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

**VII. CONSENT AGENDA**

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

**A. General - Consent Items**

1. [M&C G-17361](#) - Adopt Ordinance Establishing Maximum Permitted Rates and Charges that Atmos Energy Corporation, Mid-Tex Division, May Assess Customers in the City of Fort Worth (ALL COUNCIL DISTRICTS)
2. [M&C G-17362](#) - Adopt Resolution to Retain the Law Offices of Dakshini R. Sen, P.C., as Outside Counsel to Assist and Advise the City on Legal Issues Regarding an Employment Related Immigration Matter at No Cost to the City (ALL COUNCIL DISTRICTS)
3. [M&C G-17363](#) - Adopt Resolution to Appoint Diana Shipherd as Hearing Officer in and for the City of Fort Worth Parking Violations Bureau and Designating the Hearing Officer to Conduct Hearings and Appeals Pursuant to Chapters 10,12.5, 22 and 34 of the City Code and to Perform Other Duties Assigned (ALL COUNCIL DISTRICTS)

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

1. [M&C P-11281](#) - Authorize Purchase Agreement with Whitmore & Sons, Inc., to Provide Grounds Maintenance and Mowing Services for the Parks and Community Services Department's East District Mowing Areas for \$70,000.00 for the First Year (COUNCIL DISTRICTS 5 and 8)
2. [M&C P-11282](#) - Authorize Purchase Agreement with Xerox Corporation for a High Speed Printer, Professional Services and Maintenance Using The Cooperative Purchasing Network Contract for the Information Technology Solutions Department for an Amount of \$77,794.00 for the First Year (ALL COUNCIL DISTRICTS)

**C. Land - Consent Items**

1. [M&C L-15233](#) - Authorize the Acquisition of a Fee Simple Interest Corner

Clip in 0.005 Acres of Land for Right-of-Way Located at 12200 Long Stem Trail from David Villagomez, in the Amount of \$500.00 and Pay the Estimated Closing Costs of \$1,000.00 for a Total Cost of \$1,500.00 (COUNCIL DISTRICT 2)

2. [M&C L-15234](#) - Authorize the Acquisition from the Burlington Northern Santa Fe Railway Company of one Right-of-Way Easement, Two Temporary Construction Easements and Acceptance of One Construction and Maintenance Agreement for \$37,970.00 to Construct Keller Haslet Road in Conjunction with the Alliance Airport Runway Extension Project (COUNCIL DISTRICT 2)

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

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

1. [M&C C-25107](#) - Authorize a Professional Services Agreement with Kimley-Horn & Associates, Inc. for Project Management Services in an Amount of \$375,000.00 for the Chisholm Trail Parkway (COUNCIL DISTRICT 3)
2. [M&C C-25108](#) - Authorize a Supplemental Reimbursement Agreement with Union Pacific Railroad for the Development of the Chisholm Trail Parkway in the Amount of \$75,000.00, Authorize the Sale of Surplus Property to Union Pacific Railroad in the Amount of \$116,948.00, Accept Reimbursement in the Amount of \$34,700.00 from Union Pacific Railroad for Additional Improvements to Edwards Ranch Road and Adopt Appropriation Ordinances (COUNCIL DISTRICT 3)
3. [M&C C-25109](#) - Authorize Change Order No. 2 in the Amount of \$104,370.00 to City Secretary Contract No. 41263 with Conatser Construction TX, LP, for the Oakridge Terrace and Linda Lane Water, Sewer and Drainage Improvements (COUNCIL DISTRICT 8)
4. [M&C C-25110](#) - Authorize Execution of an Engineering Agreement in the Amount of \$506,800.00 with Freese and Nichols, Inc., for the Burchill Channel Improvements (COUNCIL DISTRICT 8)
5. [M&C C-25111](#) - Authorize Execution of an Engineering Agreement in the Amount of \$424,713.00 with DeOtte, Inc., for the Design of Lower Como Erosion Control Improvements (COUNCIL DISTRICT 3)
6. [M&C C-25112](#) - Authorize Execution of an Agreement with Dunaway Associates, L.P., in the Amount of \$240,600.00 for the South Mary's Creek Open Channel Study (COUNCIL DISTRICT 3)
7. [M&C C-25113](#) - Authorize Execution of an Intergovernmental Cooperative Reimbursement Contract in the Amount of \$60,000.00 with the Texas Commission on Environmental Quality for the Operation of Ozone Monitoring Stations, Apply Indirect Costs at Approved Percentage Rate and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)

8. [M&C C-25114](#) - Ratify Application for and Authorize Acceptance of \$80,000.00 in Grant Funds from the Fiscal Year 2012 Criminal Justice Division Grant, Authorize \$45,338.82 in Matching Funds, Adopt Resolution in Order to Make Assurances Required by the Criminal Justice Division of the Governor's Office and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
9. [M&C C-25115](#) - Authorize Execution of a Drug Enforcement Administration Multi-Agency Task Force Agreement with the United States Department of Justice, Drug Enforcement Administration to Continue Operation of the Drug Enforcement Administration Multi-Agency Task Force for Reimbursement of Costs Associated with Participating for an Amount Not to Exceed \$134,011.25 and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
10. [M&C C-25116](#) - Authorize Execution of an Agreement for \$75,000.00 with Safe City Commission, Inc., to Continue the Operation of the Crime Stoppers Call Center Beginning October 1, 2011 with Four One-Year Options to Renew (ALL COUNCIL DISTRICTS)
11. [M&C C-25117](#) - Ratify Application for and Authorize Acceptance of \$26,000.00 in Grant Funds from the Statewide Tobacco Education and Prevention Grant, Authorize Execution of Related Contract with the State of Texas and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
12. [M&C C-25118](#) - Authorize Execution of Amendment No. 3 in the Amount of \$315,905.50 for a Total Contract Amount of \$1,653,506.50 to City Secretary Contract No. 31710 with Kimley-Horn and Associates, Inc., for Water and Sanitary Sewer Relocations for State Highway 121T Chisholm Trail Parkway Formerly Known as Southwest Parkway, Part 2 from the Hulen Bridge, South to Alta Mesa Boulevard (COUNCIL DISTRICTS 3 and 6)
13. [M&C C-25119](#) - Authorize Execution of a Contract in the Amount of \$800,000.00 with Jackson Construction, LTD, for Village Creek Drainage Basin Sanitary Sewer System Rehabilitation and Improvements, Part 3 and Adopt Appropriation Ordinance (COUNCIL DISTRICT 5)

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

1. OCS –1825 – Notice of Claims for Alleged Damages and/or Injuries

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

1. Recognition of the 2011 Mayor's Committee on Persons with Disabilities Scholarship Recipients
2. Recognition of Mayor Istvan Tarlos and Delegation of Budapest, Hungary – Fort Worth Sister Cities International

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

1. Upcoming and Recent Events
2. Recognition of Citizens

**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

1. Report by the City Plan Commission

## XIII. REPORT OF THE CITY MANAGER

### A. Benefit Hearing

1. [M&C BH-261](#) - Conduct a Public Benefit Hearing Regarding the Proposed Fiscal Year 2011-2012 Budget, Five-Year Service Plan and Proposed 2011 Assessment Roll for Public Improvement District No. 1, Downtown (COUNCIL DISTRICT 9) **(PUBLIC HEARING)**
  - a. Report of City Staff
  - b. Citizen Presentations
  - c. Council Action
2. [M&C BH-262](#) - Conduct a Public Benefit Hearing Regarding the Proposed Fiscal Year 2011-2012 Budget, Five-Year Service Plan and Proposed 2011 Assessment Roll for Public Improvement District No. 6, Park Glen (COUNCIL DISTRICT 4) **(PUBLIC HEARING)**
  - a. Report of City Staff
  - b. Citizen Presentations
  - c. Council Action
3. [M&C BH-263](#) - Conduct a Public Benefit Hearing Regarding the Proposed Fiscal Year 2011-2012 Budget, Five-Year Service Plan and Proposed 2011 Assessment Roll for Public Improvement District No. 7, Heritage (COUNCIL DISTRICT 2) **(PUBLIC HEARING)**
  - a. Report of City Staff
  - b. Citizen Presentations
  - c. Council Action
4. [M&C BH-264](#) - Conduct a Public Benefit Hearing Regarding the Proposed Fiscal Year 2011-2012 Budget, Five-Year Service Plan and Proposed 2011 Assessment Roll for Public Improvement District No. 8, Camp Bowie (COUNCIL DISTRICTS 3 and 7) **(PUBLIC HEARING)**
  - a. Report of City Staff
  - b. Citizen Presentations
  - c. Council Action
5. [M&C BH-265](#) - Conduct a Public Benefit Hearing Regarding the Proposed Fiscal Year 2011-2012 Budget, Five-Year Service Plan and Proposed 2011 Assessment Roll for Public Improvement District No. 11, Stockyards (COUNCIL DISTRICT 2) **(PUBLIC HEARING)**
  - a. Report of City Staff

- b. Citizen Presentations
  - c. Council Action
- 6. [M&C BH-266](#)
  - Conduct a Public Benefit Hearing Regarding the Proposed Fiscal Year 2011-2012 Budget, Five-Year Service Plan and Proposed 2011 Assessment Roll for Public Improvement District No. 12, Chapel Hill (COUNCIL DISTRICT 7) **(PUBLIC HEARING)**
    - a. Report of City Staff
    - b. Citizen Presentations
    - c. Council Action
- 7. [M&C BH-267](#)
  - Conduct a Public Benefit Hearing Regarding the Proposed Fiscal Year 2011-2012 Budget, Five-Year Service Plan and Proposed 2011 Assessment Roll for Public Improvement District No. 14, Trinity Bluff (COUNCIL DISTRICT 9) **(PUBLIC HEARING)**
    - a. Report of City Staff
    - b. Citizen Presentations
    - c. Council Action

**B. General**

- 1. [M&C G-17364](#)
  - Authorize an Amendment to the Contract with AIDS Outreach Center, Inc., to Add an Additional \$136,763.84 for a Total of \$619,275.84 in 2011-2012 Housing Opportunities for Persons with AIDS Funds and Authorize a Substantial Amendment to the 2011-2012 Action Plan (ALL COUNCIL DISTRICTS)
- 2. [M&C G-17365](#)
  - Adopt Resolution Approving Execution of Economic Incentive Agreements Between City of Irving and Aviall Services, Inc., for Purposes of Tax Revenue Sharing Obligations at Dallas/Fort Worth Airport (NO COUNCIL DISTRICT)
- 3. [M&C G-17366](#)
  - Authorize Acceptance of a \$500,000.00 Donation from the Burlington Northern Santa Fe Railroad Foundation for Support of the Council Adopted Directions Home Plan to End Chronic Homelessness, Adopt Appropriation Ordinance and Authorize Disbursement of the Funds to the United Way of Tarrant County (ALL COUNCIL DISTRICTS)
- 4. [M&C G-17367](#)
  - Adopt Ordinance Terminating Tax Increment Reinvestment Zone No. 11, City of Fort Worth, Texas, Southwest Parkway TIF and Authorize the Return of Any Tax Increment Deposits to Participating Taxing Entities (COUNCIL DISTRICT 3)
- 5. [M&C G-17368](#)
  - Accept Donation of Nine Horses from the Citizens Support Group for the Fort Worth Police Department's Mounted Patrol Unit (ALL COUNCIL DISTRICTS)
- 6. [M&C G-17369](#)
  - Conduct a Public Hearing for Approval and Appropriation of a Mid-Year Amendment to the Fiscal Year 2010-2011 Crime Control and Prevention District Budget in the Amount of \$350,000.00, Authorize a Transfer to the

Specially Funded Capital Project Fund for an Agreement with GRW Engineers, Inc., for Design Services for the Police Air Support Hangar at Meacham International Airport and Adopt Appropriation Ordinances (COUNCIL DISTRICT 2) **(PUBLIC HEARING)**

- a. Report of City Staff
- b. Citizen Presentations
- c. Council Action

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

**D. Land**

- 1. [M&C L-15235](#) - Authorize the Condemnation of Easement Interests in 0.715 Acres of Land for Two Permanent Sewer Facility Easements and 0.796 Acres of Land for a Temporary Construction Easement Across Property Owned by Mark Edwin Sanders at 8405 Anglin Drive, for the Sanitary Sewer Main 257 Upper and Middle Village Creek Parallel Relief Main, Part 1 Project (COUNCIL DISTRICT 8 )
- 2. [M&C L-15236](#) - Conduct a Public Hearing and Authorize the Use of a Portion of Kellis Park for the Purpose of Installing Storm Drainage Improvements (COUNCIL DISTRICT 3) **(PUBLIC HEARING)**
  - a. Report of City Staff
  - b. Citizen Presentations
  - c. Council Action
- 3. [M&C L-15237](#) - Conduct a Public Hearing and Authorize the Use of a Portion of the Subsurface of Southridge Park for the Purpose of Installing a Six-Inch Natural Gas Pipeline and Authorize Execution of a License Agreement with Texas Midstream Gas Services LLC, in the Amount of \$11,904.64 (COUNCIL DISTRICT 6) **(PUBLIC HEARING)**
  - a. Report of City Staff
  - b. Citizen Presentations
  - c. Council Action

**E. Planning & Zoning - None**

**F. Award of Contract**

- 1. [M&C C-25120](#) - Authorize Execution of Public Right-of-Way Use Agreements Granting Cowtown Pipeline Partners, L.P., a License to Construct and Operate a Natural Gas Pipeline Across Dale Earnhardt Way, West of the West Frontage Road of Interstate Highway 35W, and Granting Quicksilver Resources, Inc., a License to Construct and Operate a Salt Water Pipeline at the Same Location (COUNCIL DISTRICT 2)
- 2. [M&C C-25121](#) - Authorize Execution of a Public Right-of-Way Use Agreement Granting Texas Midstream Gas Services, LLC, a License to Construct and Operate a Natural Gas Gathering

Pipeline Across McCandless Street (COUNCIL DISTRICT 2)

3. [M&C C-25122](#) - Authorize Execution of a Contract with Peachtree Construction, Ltd., in an Amount of \$1,037,700.00 from Community Development Block Grant Funds for the 2010 Street Reconstruction Project to Reconstruct Residential Streets (COUNCIL DISTRICTS 2, 3, 5, 7, 8 and 9)
4. [M&C C-25123](#) - Authorize Execution of Amendment No. 2 to City Secretary Contract No. 36633, Economic Development Program Agreement with Carlyle/Cypress West Seventh, LP, to Revise Conditions Necessary for Receipt of Economic Development Grants Associated with the West 7th Development (COUNCIL DISTRICT 9)
5. [M&C C-25124](#) - Authorize Execution of Amended and Restated Economic Development Program Agreement with FW River Plaza, LP, in Connection with the WestBend, Formerly River Plaza, Project Near the Intersection of River Run and South University Drive (COUNCIL DISTRICT 9)
6. [M&C C-25125](#) - Authorize Execution of a Consent to Assignment to Economic Development Program Agreement Contract No. 30458 with LPC Trinity Parks LP, to Allow Assignment of the Trinity Bluff Phase I Agreement to JP Morgan Investment Management, Inc., or an Affiliate (COUNCIL DISTRICT 9)
7. [M&C C-25126](#) - Authorize Execution of Amendment No. 2 in the Amount of \$70,480.00 to City Secretary Contract No. 35464, an Engineering Agreement with Stream Water Group, Inc., for the Storm Water Utility Project – East Como Channel Improvements (COUNCIL DISTRICT 7)
8. [M&C C-25127](#) - Authorize Execution of School Security Initiative Contracts with the Fort Worth, Crowley, Eagle Mountain/Saginaw and Lake Worth Independent School Districts and the Lena Pope Home for School Year 2011-2012 in the Amount of \$3,821,399.00 and Authorize Up to Four One-Year Extensions for These Contracts (ALL COUNCIL DISTRICTS)
9. [M&C C-25128](#) - Authorize the Acceptance and Execution of a Texas Parks and Wildlife Department Indoor Urban Recreation Grant in the Amount of \$1,000,000.00 for the Development of a New Community Center in Far Southwest Fort Worth, Authorize Amendment No. 1 in the Amount of \$75,000.00 to City Secretary Contract No. 41240, an Architectural Agreement with Brinkley Sargent Architects, Inc., for Design and Construction Services for the New Community Center and Adopt Appropriation Ordinance (COUNCIL DISTRICT 6)

**XIV. BUDGET HEARING**

1. Hearing on Proposed Fiscal Year 2011-2012 Appropriation Ordinance, Debt Service Ordinance and Ad Valorem Tax Levy Ordinance
  1. Report of City Staff
  2. Citizen Presentations

**XV. ZONING HEARING**

1. [Zoning Docket No. ZC-11-043](#) - (CD 7) - M & H Food Mart, 2484 Avondale-Haslet Road; from: Unzoned to: "E" Neighborhood Commercial **(Recommended for Approval) (Continued from a Previous Meeting)**
2. [Zoning Docket No. ZC-11-052](#) - (CD 2) - Mitchell, Mitchell, & Mitchell Partners, LTD., 12700 block of Private Road 4716; from: Unzoned and "FR" General Commercial Restricted to: "K" Heavy Industrial **(Recommended for Approval)**

**XVI. CITIZEN PRESENTATIONS**

**XVII. EXECUTIVE SESSION (PRE-COUNCIL CHAMBER)**

**XVIII. ADJOURNMENT**

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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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**REVISED**

**AUDIT AND FINANCE ADVISORY COMMITTEE**

**AGENDA**

**Thursday, August 25, 2011**

**3:00 p.m.**

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

Council Member Jungus Jordan, Chair  
Council Member Kathleen Hicks, Vice Chair  
Danny Scarth, Council Member  
John Stevenson, Citizen  
Vickie Stevens, Citizen

Karen Montgomery, Assistant City Manager  
Lena Ellis, Financial Management Services Director/CFO  
Maleshia Farmer, Sr. Assistant City Attorney  
Darlene Allen, City Auditor  
Virginia Gomez, Recording Secretary

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1. **Call to Order/Welcome** Council Member Jungus Jordan, Chair
  2. **Approval of Minutes from Meeting Held June 23, 2011** Committee
  3. **Update on Review of Outstanding Debt and Available Funds for Capital Projects** Horatio Porter, Budget Officer  
Doug Wiersig, T/PW Director
  4. **Update on Enterprise Resource Planning (ERP)** Susan Alanis, Assistant City Manager
  5. **Review Status of City's Payroll System With Focus on Internal Controls from an Audit Perspective** Terry Kile, Deloitte & Touche LLP  
Darlene Allen, City Auditor
  6. **Executive Session**  
The Audit and Finance Advisory Committee will conduct a closed meeting, as necessary, to seek the 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: (i) legal issues concerning any current agenda items.
  7. **Future Agenda Items** Committee
  8. **Next Meeting – Thursday, September 22, 2011, at 3:00 p.m. in the Pre-Council Chambers**
  9. **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.

**ASSISTANCE AT THE PUBLIC MEETING**

The Fort Worth City Hall and the Pre-Council Chambers are wheelchair accessible. Access to the building and special parking are available at the south end of City Hall off of Texas Street. Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hard of hearing, readers, or large print, are requested to contact Virginia Gomez at 817-392-1206, e-mail: [Virginia.Gomez@fortworthgov.org](mailto:Virginia.Gomez@fortworthgov.org), or call TDD 817-392-8856 at least two (2) working days prior to the meeting so that appropriate arrangements can be made.

**City of Fort Worth  
Audit and Finance Advisory Committee  
Minutes of the Meeting Held  
June 23, 2011**

**Committee Members Present:**

Jungus Jordan, Council Member and Committee Chair  
Carter Burdette, Council Member and Committee Member  
Danny Scarth, Mayor Pro Tem and Committee Member  
Vickie Stevens, Citizen Appointee

**Absent:**

Kathleen Hicks, Council Member and Committee Vice Chair  
John M. Stevenson, Citizen Appointee

**City Staff Present:**

Karen Montgomery, Assistant City Manager  
Darlene Allen, City Auditor  
Lena Ellis, Director of Financial Management Services  
Maleshia Farmer, Assistant City Attorney

**Call to Order**

Committee Chair, Mr. Jungus Jordan, called the meeting to order.

**Approval of Minutes**

The first order of business was approving the minutes from the May 26, 2011 meeting. Mr. Burdette made a motion for approval and Mr. Scarth seconded the motion. The motion was approved.

**Discussion of Bond Sale  
Methods and Upcoming  
Financings**

James Mauldin, City Treasurer  
Laura Alexander, First Southwest

Mr. Mauldin described the benefits gained from the relationship between the City and the two companies (First Southwest and Estrada-Hinojosa) serving as financial advisors. Mr. Mauldin then introduced Ms. Alexander of First Southwest. Ms. Alexander provided descriptions and explanations of the various methods available to the City to sell bonds in both the public and the private markets. She also provided a historical perspective of the rationale behind bond sale strategies from 2004 to today. Mr. Mauldin then addressed the City's outstanding debt portfolio and future borrowing plans.

**Review of Government  
Finance Officers  
Association (GFOA)  
Board and American  
Institute of Certified  
Public Accountants  
(AICPA) Initiatives**

Lena Ellis, FMS Director/CFO

Ms. Ellis advised the committee members that the Government Finance Officers Association (GFOA) is comprised of state, local and provincial finance officers across America and Canada. As a member of the GFOA Executive Board, Ms. Ellis receives briefings on future events that will impact government accounting procedures and practices. Ms. Ellis provided summarized reviews of several new legislative initiatives, such as the Dodd-Frank Wall Street Reform and Consumer Protection Act. In addition Ms. Ellis provided background information regarding the American Institute of Certified Public Accountants (AICPA) as she

**City of Fort Worth**  
**Audit and Finance Advisory Committee**  
**Minutes of the Meeting Held**  
**June 23, 2011**

distributed the AICPA Audit Committee Toolkit for Government Organizations, 2<sup>nd</sup> Edition, to the committee members.

**Executive Session**

Not Required

**Future Agenda Items**

- 1) Review of outstanding debt including status of current capital projects as well as needs for future projects.
- 2) Review the status of the City's payroll system with focus on internal controls and an external audit perspective.
- 3) Update of ERP Phase I.

**Next Meeting**

Thursday, August 25, 2011 at 3:00 p.m. in the Pre Council Chamber

**Adjournment**

Meeting adjourned.



Updated August 18, 2011

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

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*August 23, 2011*

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

**Continued Items:**

- **ZC-11-043** - M & H Food Mart, 2484 Avondale-Haslet Road; from: Unzoned to "E" Neighborhood Commercial (**Continued from July 19, 2011 by Council Member Shingleton**)
- o Update on Certain Bond Sales [*Laura Alexander, First Southwest Company*]
- o Update on Trinity River Vision [*Mark Rauscher, Planning and Development Department*]
- o Presentations on Proposed Economic Development and Tax Abatement Agreements with Ferris Mfg. Corporation, Frac Tech Services, LLC and In-N-Out Burgers [*Jay Chapa and Robert Sturns, Housing & Economic Development*]
- o Briefing on Management Plan [*Fernando Costa, City Manager's Office*]

*August 24, 2011* (*Wednesday*)

*3:00 p.m.–5:00 p.m. Joint City Council/Employee Retirement Fund Board Meeting (cancelled)*

*August 25, 2011* (*Thursday*)

*3:00 p.m. Audit and Finance Advisory Committee*

*August 30, 2011*

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

*9:00 a.m. – noon Budget Workshop (Pre-Council Chamber)*

*7:00 p.m. Fort Worth Crime Control and Prevention District Board of Directors Meeting (Pre-Council Chamber)*



Updated August 18, 2011

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

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*September 1, 2011*      *(Thursday)*

*1:00 p.m. – 3:00 p.m. Budget Workshop (cancelled)*

*September 5, 2011*      *(Monday)*

*City Hall Closed – Labor Day Holiday*

*September 6, 2011*

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

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

*September 8, 2011*      *(Thursday)*

*9:00 a.m. – noon Budget Workshop  
(Pre-Council Chamber)*

*September 13, 2011*      *Monthly Zoning Meeting*

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

*1:00 p.m. Infrastructure & Transportation Committee*

*3:00 p.m. Pre-Council Meeting*

**Continued Items:**

- **M&C G-17349** - Consideration of Variance from Section 4-4 of the City Code to Allow Alcoholic Beverage Sales for Mixed Beverage and Mixed Beverage Late Hours at the Los Tres Amigos Restaurant Located at 1201 East Long Avenue (COUNCIL DISTRICT 2- Sal Espino) (Continued from August 9, 2011 by Council Member Zimmerman on behalf of Council Member Espino)



Updated August 18, 2011

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

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**September 13, 2011**    *(continued)*

**Continued Items:**

- **M&C G-17357** – Adopt Appropriation Ordinance Increasing Estimated Receipts and Appropriations in the Capital Projects Reserve Fund by \$5,000,000.00 and Authorize the Transfer of \$5,000,000.00 from the Capital Projects Reserve Fund to the General Fund for the Purpose of Balancing the Fiscal Year 2012 Budget (ALL COUNCIL DISTRICTS) **(Continued from August 16, 2011 by Staff)**
  - **M&C L-15232** - Conduct a Public Hearing and Authorize Subsurface Drilling and the Extraction of Natural Gas from an Off Site Location at Cobblestone Trail Park and Marie F. Pate Park (COUNCIL DISTRICTS 4 and 5) **(PUBLIC HEARING) (Continued from August 16, 2011 by Staff)**
  - **ZC-11-050** - TP Development, LLC, 8809-8831 and 8851 S. Normandale Street; from: "R2" Townhouse/Cluster to: "C" Medium Density Multifamily **(Continued from August 2, 2011 by Council Member Shingleton)**
  - **ZC-11-054** - Cockrell Realty, 3105 Cockrell Avenue; from: "A-5" One-Family to: "PD/SU" Planned Development/Specific Use for parking lot; site plan included. **(Continued from August 2, 2011 by Council Member Burns)**
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- o Budget Update [*Horatio Porter, Budget Officer*]
  - o DFW International Airport FY12 Budget Presentation and Amendment to FY11 Budget [*Jeff Fegan, Executive Director, DFW International Airport*]
  - o Commercial Development Land Use Plan and Financial Business Model for DFW International Airport [*John Terrell, Vice President, DFW International Airport*]
  - o Briefing on Gas Drilling Ordinance [*Rick Trice, Planning and Development*]

**September 15, 2011**    *(Thursday)*

***9:00 a.m. – noon Budget Workshop (cancelled)***

**September 20, 2011**

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

- o Discussion on the City Manager's Final Fiscal Year 2012 Budget [*Horatio Porter, Budget Officer*]



Updated August 18, 2011

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

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September 22, 2011 *(Thursday)*

*3:00 p.m. Audit and Finance Advisory Committee*

September 27, 2011

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

October 4, 2011

*8:30 a.m. Pre-Council Meeting*  
*(Meeting moved to morning for National Night Out)*

October 11, 2011

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

October 18, 2011

*Monthly Zoning Meeting*

*Noon – 2:00 p.m. Pension Workshop (Pre-Council Chamber)*  
*3:00 p.m. Pre-Council Meeting*  
*(Council Meeting moved to 7:00 p.m.)*

October 25, 2011

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

October 27, 2011 *(Thursday)*

*3:00 p.m. Audit and Finance Advisory Committee*



*City Council Meeting of August 16, 2011*  
*Staff Action Tracking*

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Item #1 Will Rogers Memorial Center Parking System and Municipal Parking Fund

Due Date: September 13, 2011 Council District: All

Staff Action: Budget Office to provide overview of Parking Fund structure, evaluation of transfers to General Fund and plan for debt service payments at Budget Workshop on August 30. Action on WRMC parking system contract delayed until September 13, 2011.

Responsibility: Horatio Porter (Budget Officer) and Kirk Slaughter (Public Events)

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Item #2 Gas Drilling Workshop Follow-Up

Due Date: September 13, 2011 Council District: All

Staff Action:

- 1) Work with the gas industry on best practices for emission controls and adopt in gas drilling ordinance.
- 2) Research available data from compressor exhaust for acrolein and formaldehyde.
- 3) Review/comment on EPA/TCEQ oil and gas industry proposed rules.
- 4) Monitor and support state and federal regulatory enhancements including the support of additional assessment tools such as monitors and emission controls.
- 5) Examine joint project with Tarrant County Health or other entity for health assessment next to gas facilities.
- 6) Examine need for additional inspection staffing.
- 7) Prepare ordinance revisions for Salt Water Disposal Well regulations.
- 8) Prepare alternatives for mandatory Multi-Well Pad Site Permit to return to Council.
- 9) Prepare ordinance revisions to include definitions for public water supply lakes as a Protected Use and for "Existing Well Site".
- 10) Consider gas operations in the Transportation Service Charge that may be brought forward at a future time.
- 11) Continue vetting the Consultation/Notification Zones and bring back recommended ordinance revisions.

Responsibility: Rick Trice (Planning and Development) and Michael Gange (Transportation and Public Works)

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**CITY OF FORT WORTH, TEXAS  
REGULAR CITY COUNCIL MEETING  
AUGUST 16, 2011**

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**Present:**

Mayor Betsy Price  
Mayor Pro tem W. B. "Zim" Zimmerman, District 3  
Council Member Salvador Espino, District 2  
Council Member Daniel Scarth, District 4  
Council Member Frank Moss, District 5  
Council Member Jungus Jordan, District 6  
Council Member Dennis Shingleton, District 7  
Council Member Kathleen Hicks, District 8  
Council Member Joel Burns, District 9

**Staff Present:**

Tom Higgins, Interim City Manager  
Sarah Fullenwider, City Attorney  
Marty Hendrix, City Secretary

**I. CALL TO ORDER**

With a quorum of the City Council Members present, Mayor Price called the regular session of the Fort Worth City Council to order at 10:03 a.m., on Tuesday, August 16, 2011, in the City Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102.

**II. INVOCATION - Pastor Darren Holt, Pantego Bible Church**

The invocation was provided by Pastor Darren Holt, Pantego Bible Church.

**III. PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

**IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF AUGUST 9, 2011**

Motion: Council Member Hicks made a motion, seconded by Mayor Pro tem Zimmerman, that the minutes of the regular meeting of August 9, 2011, be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**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**

Interim City Manager, Tom Higgins requested that Mayor and Council Communication No. G-17357 be continued until the September 13, 2011, Council meeting.

**VII. CONSENT AGENDA**

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Burns, that the Consent Agenda be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**A. General - Consent Items**

**1. M&C G-17352 - Adopt Appropriation Ordinance Increasing Estimated Receipts and Expenditures in the Mayor's Committee on Persons with Disabilities Section of the Special Trust Fund, in the Amount of \$6,064.80, to Fund Academic Scholarships for Eligible Fort Worth Residents with Disabilities.**

The City Council approved the following recommendation: Adopt Appropriation Ordinance No. 19838-08-2011 Increasing the Estimated Receipts and Appropriations in the Mayor's Committee on Persons With Disabilities Section of the Special Trust Fund in the Amount of \$6,064.80, From Available Funds, for the Purpose of Funding Academic Scholarships to Eligible Fort Worth Residents With Disabilities.

**2. M&C G-17353 - Authorize the Temporary Closure of a Portion of Main Street Between Third Street and Fourth Street from November 14, 2011 Until January 4, 2012 to Accommodate the Downtown Fort Worth Inc., Annual Christmas Tree Display.**

The City Council approved the following recommendation: Authorize the Temporary Closure of a Portion of Main Street Between Third Street and Fourth Street From November 14, 2011, Until January 4, 2012, for the Downtown Fort Worth, Inc., Annual Christmas Tree Display.

**3. M&C G-17354 - Authorize the Temporary Road Closure of Stayton Street from West Seventh Street to West Sixth Street from August 17, 2011 to October 31, 2011.**

The City Council approved the following recommendation: Authorize the Temporary Road Closure of Stayton Street From West Seventh Street to West Sixth Street From August 17, 2011, to October 31, 2011, to Relocate Atmos Energy's Facilities From the West Seventh Street Bridge.

**(VII. CONSENT AGENDA Continued)**

**4. M&C G-17355 - Authorize Acceptance of an Anonymous Donation of \$12,242.00 for the Purchase of Equipment for Various Fire Stations, Authorize the Transfer of \$12,242.00 from the Special Gifts Fund to the General Fund and Adopt Appropriation Ordinances.**

The City Council approved the following recommendation: Authorize the City Manager to Accept a Monetary Donation in the Amount of \$12,242.00 From an Anonymous Donor; Adopt Appropriation Ordinance No. 19839-08-2011 Increasing the Estimated Receipts and Appropriations in the Special Gifts Fund in the Amount of \$12,242.00, Upon Receipt of an Anonymous Monetary Donation for the Purpose of Transferring Said Funds to the General Fund, for the Purchase of Equipment for Various Fire Stations; Authorize the Transfer of \$12,242.00 From the Special Gifts Fund to the General Fund; Adopt Appropriation Ordinance No. 19840-08-2011 Increasing the Estimated Receipts and Appropriations in the General Fund, From Available Funds, for the Purpose of Purchasing the Equipment; and Authorize the Purchase of the Equipment in Accordance With City Regulations and State Laws.

**5. M&C G-17356 - Authorize Acceptance of a Routine Airport Maintenance Project Grant for Fort Worth Spinks Airport from the Texas Department of Transportation Aviation Division, if Offered, in an Amount Up to \$50,000.00, Authorize the Use of Revenue from Gas Lease Revenue in an Amount Up to \$47,000.00 for the City's Grant Match, Authorize the Use of Revenue from the Municipal Airports Fund in an Amount Up to \$3,000.00 for the City's Grant Match and Adopt Appropriation Ordinances.**

The City Council approved the following recommendation: Authorize the City Manager to Accept a Routine Airport Maintenance Project Grant, if Offered, for Fort Worth Spinks Airport From the Texas Department of Transportation (TxDOT)), Aviation Division, in an Amount Up to \$50,000.00; Authorize the Use of Gas Lease Revenue in the Amount of \$47,000.00 to Cover Capital Expenditures; Adopt Appropriation Ordinance No. 19841-08-2011 Increasing the Estimated Receipts and Appropriations in the Airports Gas Lease Project Fund, From Available Funds, for the Purpose of Transferring Said Funds to the Airports Grant Fund for the City's Match of a Routine Airport Maintenance Project Grant From the TxDOT, Aviation Division, to Provide Routine Maintenance and Small Capital Projects at Fort Worth Spinks Airport; Authorize the Transfer of \$47,000.00 From the Airports Gas Lease Project Fund to the Airports Grant Fund for the City's Match; Authorize the Transfer of \$3,000.00 From Municipal Airports Fund to the Airports Grant Fund for the City's Match; and Adopt Appropriation Ordinance No. 19842-08-2011 Increasing the Estimated Receipts and Appropriations in the Airports Grant Fund in the Amount of \$100,000.00, Subject to Receipt of the Grant, for Maintenance and Projects.

**(VII. CONSENT AGENDA Continued)**

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

**1. M&C P-11279 - Authorize a Sole Source Purchase Agreement with Locution Systems Inc., for Those Fire Stations with a CADVOICE Alert System for Spare Parts, Annual Maintenance and One New System at Fire Station No. 5 for an Amount of \$61,200.00 for the First Year.**

The City Council approved the following recommendation: Authorize a Sole Source Purchase Agreement With Locution Systems, Inc., for Those Fire Stations With a CADVOICE Alert System for Spare Parts, Annual Maintenance and One (1) New System at Fire Station No. 5 for an Amount of \$61,200.00 for the First Year.

**C. Land - Consent Items**

**1. M&C L-15227 - Authorize the Acquisition of Two Fee-Simple Interests Corner Clips in 0.005 Acres of Land for Right-of-Way Located at 12124 Long Stem Trail and 0.005 Acres of Land for Right-of-Way Located at 4708 Dwarf Nettle Drive from NFWLB, LLC., in the Amount of \$1,000.00 and Pay the Estimated Closing Costs of \$1,000.00 for a Total Cost of \$2,000.00.**

The City Council approved the following recommendation: Authorize the Acquisition of a Fee-Simple Interest Corner Clips in Two (2) 0.005 Acre of Land for Right-of-Way Located at 12124 Long Stem Trail, Described as Lot 1, Block 96 and 4708 Dwarf Nettle Drive, Described as Lot 39, Block 98, The Villages of Woodland Springs West, From NFWLB, LLC., to Widen Alta Vista Road, for a Total of \$1,000.00 and Pay Estimated Closing Costs of \$1,000.00; Find That the Total Price of \$1,000.00 Offered for the Purchase of the Two (2) Rights-of-Way is Just Compensation; and Authorize the Acceptance and Record the Appropriate Instruments.

**2. M&C L-15228 - Authorize the Acquisition of a Fee Simple Interest in 0.005 Acres of Land for Right-of-Way Corner Clip Located at 4817 Crumbcake Drive from Jeremy and Heather Reed in the Amount of \$1,000.00 and Pay the Estimated Closing Costs of \$1,000.00 for a Total Cost of \$2,000.00.**

The City Council approved the following recommendation: Authorize the Purchase of a Fee Simple Interest in 0.005 Acre of Land for Right-of-Way Corner Clip Located at 4817 Crumbcake Drive, Described as Lot 5, Block 53, The Villages of Woodland Springs West, From Jeremy and Heather Reed, for \$1,000.00 and Pay Estimated Closing Cost of \$1,000.00; Find That the Amount of \$1,000.00 Offered for the Purchase of the Right-of-Way is Just Compensation; and Authorize the Acceptance and Recording of Appropriate Instruments.

**(VII. CONSENT AGENDA Continued)**

**3. M&C L-15229 - Authorize the Acquisition of a Fee Simple Interest in 0.1828 Acres of Land for the Lebow Channel Drainage Improvements Project, Located at 1108 De Ridder Avenue from Shirley Trevino for \$48,000.00 and Pay the Estimated Closing Costs of \$2,000.00 for a Total Cost of \$50,000.00.**

The City Council approved the following recommendation: Authorize the Acquisition of a Fee Simple Interest in the Improved Lot Located at 1108 De Ridder Avenue, Fort Worth, Texas, Described as Lot 29, Block 46, Sabine Place Addition, From Shirley Trevino; Find That the Purchase Price of \$48,000.00 is Just Compensation; and Authorize the City Manager or his Designee to Accept the Conveyance, Record the Appropriate Instruments and to Pay the Estimated Closing Costs Up to \$2,000.00.

**D. Planning & Zoning - Consent Items**

**1. M&C PZ-2952 - Adopt Ordinance Changing the Name of Green Oaks Road Extension to Mall Circle within Ridgmar Mall.**

The City Council approved the following recommendation: Adopt Ordinance No. 19843-08-2011 Changing the Name of Green Oaks Road Extension, a Loop Street Within Ridgemar Mall, to "Mall Circle".

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

**1. M&C C-25102 - Authorize Execution of a Memorandum of Understanding with the Texas Department of Transportation to Adopt and Adhere to Its Disadvantaged Business Enterprise Program on City Projects that Receive Funds from the Federal Highway Administration Through the Texas Department of Transportation for the Purpose of Assisting with Construction and Design Costs.**

The City Council approved the following recommendation: Authorize Execution of a Memorandum of Understanding Adopting the Texas Department of Transportation's Disadvantaged Business Enterprise Program on City Projects that Receive Funds From the Federal Highway Administration Through the Texas Department of Transportation for the Purpose of Assisting With Construction and Design Costs.

**2. M&C C-25103 - Authorize Execution of One Storm Water Facility Maintenance Agreement with HCA Health Services of Texas, Inc., Located in the William McCowan Survey, A 999 Trail, 1B5, 3A1, 3C, 5K, and 5C1 Located East of Interstate Highway 35W and North of North Tarrant Parkway at No Cost to the City.**

**(VII. CONSENT AGENDA Continued)**

**(C-25103 Continued)**

The City Council approved the following recommendation: Authorize the Execution of a Storm Water Facility Maintenance Agreement With HCA Health Services of Texas, Inc., for Property Located in the William McCowan Survey, A 999 Trail, 1B5, 3A1, 3C, 5K and 5C1, Located East of Interstate Highway 35W and North of North Tarrant Parkway, at No Cost to the City.

**3. M&C C-25104 - Authorize Execution of a Texas Commission on Environmental Quality Federally Funded Grant Agreement in an Amount Not to Exceed \$250,482.00 for Air Pollution Control Services, Apply Indirect Costs at Approved Percentage Rate and Adopt Appropriation Ordinance.**

The City Council approved the following recommendation: Authorize the City Manager to Execute the Texas Commission on Environmental Quality (TCEQ) Federally Funded Grant Agreement for Air Pollution Control Services With a Maximum Amount of \$250,482.00 for a Two (2) Year Term of September 1, 2011, Through August 31, 2013; Authorize the Use of Existing Personnel Services for the City's In-Kind Match With an Anticipated Value of \$82,660.00 for the Two (2) Year Term of September 1, 2011, Through August 31, 2013; Adopt Appropriation Ordinance No. 19844-08-2011 Increasing the Estimated Receipts and Appropriations in the Grants Fund in the Amount of \$167,822.00, Subject to Receipt of the Grant From the TCEQ for Grant Years 2011-2012 and 2012-2013, for the Purpose of Funding the Oakridge and Linda Lane Water, Sewage and Drainage Improvements; and Apply Indirect Costs at the Most Recently Approved Rate of 21.48 Percent for the Transportation and Public Works Department.

**4. M&C C-25105 - Ratify the Application for and Authorize Acceptance of Two Grants from the Texas Department of Transportation, One in the Amount of \$249,710.00 for the Comprehensive Selective Traffic Enforcement Program, and One in the Amount of \$45,975.00 for the Commercial Motor Vehicle Selective Traffic Enforcement Program, Authorize Expenditure of \$159,261.84 in Partial Matching Funds, Authorize Execution of Related Grant Agreements and Adopt Appropriation Ordinance.**

The City Council approved the following recommendation: Authorize the City Manager to Ratify the Application for and Authorize the Acceptance of, if Awarded, the Fiscal Year 2012 Comprehensive Selective Traffic Enforcement Program Grant, in the Amount of \$249,710.00, and the Fiscal Year 2012 Commercial Motor Vehicle Selective Traffic Enforcement Program Grant, in the Amount of \$45,975.00, Both From the Texas Department of Transportation (TxDOT); Authorize the City

**(VII. CONSENT AGENDA Continued)**

**(C-25105 Continued)**

Manager to Execute Contracts With TxDOT for the Grants, Contingent Upon Appropriation of Matching Funds; Authorize the Transfer of \$159,261.84 From the State Awarded Assets Fund to the Grants Fund for the City's Match Requirement for the Grants, Contingent Upon Receipt of Adequate Funding in the Fiscal Year 2012 State Awarded Assets Fund; and Adopt Appropriation Ordinance No. 19845-08-2011 Increasing the Estimated Receipts and Appropriations in the Grants Fund in the Amount of \$454,946.84, Subject to Receipt of the Grants, for the Purpose of Funding the Fiscal Year 2012 Selective Traffic Enforcement Programs.

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

**1. OCS - 1824 - Notice of Claims for Alleged Damages and/or Injuries**

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

There were no special presentations, introductions, etc.

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

**1. Upcoming and Recent Events**

Council Member Hicks announced that a meeting regarding the East Berry Fort Worth Public Art Project would be held on August 17, 2011, from 4:00 p.m. to 5:00 p.m., at the Guinn School Complex, located at 1150 South Freeway. She also announced that the Police Department would host a Diversity Forum on August 18, 2011, at 7:00 p.m., at the Hazel Harvey Peace Center for Neighborhoods, located at 818 Missouri Avenue. She further announced that two (2) Redistricting Public Workshops would be held on August 22, 2011, from 6:30 p.m. to 8:30 p.m., at Meadowbrook United Methodist Church, located at 3900 Meadowbrook Drive and on August 23, 2011, from 6:30 p.m. to 8:30 p.m., at Highland Hills Community Center, located at 1600 Glasgow Road. She stated that citizens could call her office at (817) 392-8808 to obtain more information on the meetings. She also recognized former Council Member Carter Burdette who was in attendance at the meeting.

Council Member Scarth announced that a meeting relative to the update on the I-30 Gateway Monument Project would be held on August 24, 2011, from 6:00 p.m. to 7:00 p.m., at the East Regional Library.

**(X. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF #1 Continued)**

Council Member Burns announced that a Redistricting Public Workshop would be held on August 17, 2011, at 6:30 p.m., at the Southwestern Baptist Theological Seminary. He also announced that the new Mayor and other delegates from Budapest, Hungary, a Sister City of Fort Worth, would be visiting the City next week. He stated that welcome and send off activities had been planned and encouraged anyone interested in attending the events to contact the District 9 Office at (817) 392-8809.

Mayor Price expressed appreciation to Fort Worth Police Officers Jacob Boldin, Craig Chambers and Jeremy Keys, who provided assistance to a family with five (5) children after they were stranded on I-30 in a broken-down vehicle. She stated that after blocking traffic and moving the van off the freeway, the officers paid for the family to eat at a nearby restaurant. She added that the officers, with the assistance of an area Pastor, also paid for the family to stay overnight in a nearby hotel.

**2. Recognition of Citizens**

There were no citizens recognized at this time.

**XI. PRESENTATIONS BY THE CITY COUNCIL**

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

There were no changes in membership on Boards and Commissions.

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

**1. Report by the City Zoning Commission**

Mr. Neftali Ortiz, Chair, City Zoning Commission, appeared before Council and provided a brief update, which included future goals, projects and challenges.

Mayor Price and Council Members Espino, Moss, Jordan, Shingleton, Hicks and Burns all expressed appreciation to Mr. Ortiz and the City Zoning Commission members for their service and commitment to making the City a wonderful place to live, work and play.

**XIII. ORDINANCES**

**1. An Ordinance Setting Forth an Itemized Estimate of the Expense of Conducting Each Department, Division and Office of the Municipal Government of the City of Fort Worth for the Ensuing Fiscal Year Beginning October 1, 2011, and Ending September 30, 2012, and Appropriating Money for the Various Funds and Purposes of Such Estimate; Providing for Public Hearings Upon This Ordinance Before the Entire City Council Sitting as a Committee of the Whole; and Providing a Severability Clause; and Providing a Savings Clause for the Repeal of All Ordinances and Appropriations in Conflict with the Provisions of this Ordinance; and Providing for the Publication and Final Passage Thereof.**

**(XIII. ORDINANCES Continued)**

**2. An Ordinance Setting Forth an Estimate of the Expense of the General Debt Service Fund of the Municipal Government of the City of Fort Worth for the Ensuing Fiscal Year Beginning October 1, 2011, and Ending September 30, 2012, and Appropriating Money for the General Debt Service Fund and Purpose of Such Estimate; Appropriating Money to Pay Interest and Principal Sinking Fund Requirement on All Outstanding General Indebtedness; Providing for Public Hearings Upon This Ordinance Before the Entire City Council Sitting as a Committee of the Whole; and Providing a Severability Clause; and Providing a Savings Clause for the Repeal of All Ordinances and Appropriations in Conflict with the Provisions of This Ordinance; and Providing for the Publication and Final Passage Thereof.**

**3. An Ordinance Providing for the Levy and Collection of an Annual Ad Valorem Tax on All Property, Real, Personal and Mixed, Situated Within the Territorial Limits of the City of Fort Worth, Texas, and All Personal Property Owned in said City of Fort Worth, Texas, on the First Day of January, A.D. 2011, Except Such Property as May be Exempt from Taxation by the Constitution and Laws of the State of Texas; and Providing a Severability Clause; and Providing a Savings Clause for the Repeal of All Ordinances in Conflict with the Provisions of This Ordinance; and Providing for the Publication and Final Passage Thereof.**

City Secretary Hendrix read the caption of each ordinance in its entirety and advised that Council action was not necessary at this time and the items would remain open until adoption of the budget, debt service and tax rate ordinances.

**XIV. REPORT OF THE CITY MANAGER**

**B. General**

**1. M&C G-17357 - Adopt Appropriation Ordinance Increasing Estimated Receipts and Appropriations in the Capital Projects Reserve Fund by \$5,000,000.00 and Authorize the Transfer of \$5,000,000.00 from the Capital Projects Reserve Fund to the General Fund for the Purpose of Balancing the Fiscal Year 2012 Budget.**

The recommendation was that the City Council Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Capital Projects Reserve Fund in the Amount of \$5,000,000.00, From Available Funds, for the Purpose of Transferring Said Funds to the General Fund to Balance the Fiscal Year 2012 Budget; and Authorize the Transfer of \$5,000,000.00 From the Capital Projects Reserve Fund to the General Fund for the Purpose of Balancing the Fiscal Year 2012 Budget.

It was the consensus of the City Council that Mayor and Council Communication No. G-17357 be continued until the September 13, 2011, Council meeting.

**2. M&C G-17358 - Approve the Use of \$450,000.00 from the Fort Worth Housing Finance Corporation Fund for the City's Homebuyer Assistance Program and the Adopt Appropriation Ordinance.**

The recommendation was that the City Council Approve the Use of \$450,000.00 From the Fort Worth Housing Trust Fund Portion of the Fort Worth Housing Finance Corporation Fund for the City's Homebuyer Assistance Program, and for Such Funds to Satisfy the City's Fiscal Year 2011-2012 Match Obligations Required by the HOME Investment Partnerships Program; Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Fort Worth Housing Finance Corporation Fund, From Available Funds, for the Purpose of Funding the City's Homebuyer Assistance Program.

Motion: Council Member Hicks made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. G-17358 be approved and Appropriation Ordinance No. 19846-08-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

**3. M&C G-17359 - Authorize Equipment Services Department to Respond to the Request for Bid to Provide Preventative Maintenance and Repair Services for the City of Southlake, City of Keller and City of Colleyville Fire Vehicles and Apparatus.**

The recommendation was that the City Council Authorize the Equipment Services Department to Respond to the Request for Bid to Provide Preventative Maintenance and Repair Services for the City of Southlake, City of Keller and City of Colleyville Fire Vehicles and Apparatus.

Motion: Council Member Burns made a motion, seconded by Council Member Scarth, that Mayor and Council Communication No. G-17359 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**4. M&C G-17360 - Suspend the Financial Management Policy Statements that Limit the Expenditure of Mineral Lease Revenue to One-Time Capital Items in Order to Authorize the Transfer of \$8,572,012.18 from the Aviation Endowment Gas Lease Project Fund and Authorize the Transfer of \$2,053,742.00 from the Capital Projects Reserve Fund to the Municipal Airports Fund for a Total Amount of \$10,625,754.18 to be Transferred from the Municipal Airports Fund to the General Fund for the Purpose of Reimbursing the General Fund for the Period from January 4, 2005 Through September 30, 2010 for Aircraft Rescue and Firefighting Services at Alliance Fire Station 35 and Meacham Fire Station 44 and Adopt Appropriation Ordinances.**

The recommendation was that the City Council Suspend the Financial Management Policy Statements That Limit the Expenditure of Mineral Lease Revenue to One (1) Time Capital Items; Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Aviation Endowment Gas Lease Fund in the Amount of \$8,572,012.18, From Available Funds, for the Purpose

**(G-17360 Continued)**

of Transferring Said Funds to the Municipal Airports Fund to Reimburse the City for Aircraft Rescue and Firefighting Services for the Period From January 4, 2005, to September 30, 2010, at Alliance Fire Station 35 and Meacham Fire Station 44; Authorize the Transfer From Aviation Endowment Gas Lease Fund to the Municipal Airports Fund; Authorize the Transfer of \$2,053,742.00 From Capital Projects Reserve Fund to the Municipal Airports Fund; Adopt a Supplemental Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Municipal Airports Fund in the Amount of \$10,625,754.18, From Available Funds, for the Purpose of Reimbursing the City for Aircraft Rescue and Firefighting Services for the Period From January 4, 2005, to September 30, 2010, at Alliance Fire Station 35 and Meacham Fire Station 44; and Authorize the Transfer of \$10,625,754.18 From the Municipal Airports Fund to the General Fund for the Purpose of Reimbursing the General Fund.

Motion: Council Member Jordan made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. G-17360 be approved and Appropriation Ordinance No. 19847-08-2011 and Supplemental Appropriation Ordinance No. 19848-08-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

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

**1. M&C P-11280 - Authorize Purchase of Public Safety Supplies and Equipment Using a Texas Association of School Boards BuyBoard Contract for the Police and Fire Departments for an Amount of \$1,250,000.00 for the First Year.**

The recommendation was that the City Council Authorize the Purchase of Public Safety Supplies and Equipment Using a Texas Association of School Boards Buyboard Contract No. 363-10 for the Police and Fire Departments for an Amount of \$1,250,00.00 for the First Year.

Motion: Council Member Scarth made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. P-11280 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**D. Land**

**1. M&C L-15230 - Authorize Condemnation of a Fee Simple Interest in 0.310 Acres of Land for Right-of-Way and 0.305 Acres of Land for a Temporary Construction Easement Owned by Keith A. Kidwell, on South Cravens Road for the Cravens Road at Wildcat Branch Bridge Replacement Project.**

**(L-15230 Continued)**

The recommendation was that the City Council Declare that Negotiations Between the City and the Landowner to Acquire Fee Simple and Easement Interests in a Total of 0.615 Acre of Land Owned by Keith A. Kidwell, and Known as South Cravens Road, Block 4, Lots 1B, 2B, 2C, 3B, Npt 6, 10B, 11B, 12B, 13B and Block 6, Lots 14A, 15A & 16A, Handley Heights South Addition, City of Fort Worth, Tarrant County, Texas, Were Unsuccessful Because of the Inability to Reach an Agreement on a Purchase Price and Other Terms; Declare the Necessity to Take by Condemnation the Subject Property for the Cravens Road at Wildcat Branch Bridge Replacement Project; Authorize the City Attorney to Institute Condemnation Proceedings to Acquire the Fee Simple and Easement Interests in the Property; and Authorize the Acceptance and Recording of Appropriate Instruments.

Motion: Council Member Moss made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. L-15230 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**2. M&C L-15231 - Conduct Public Hearing and Authorize Subsurface Drilling and the Extraction of Natural Gas from an Off Site Location at Trinity Park and Arnold Park. (PUBLIC HEARING)**

The recommendation was that the City Council Conduct a Public Hearing Under the Guidelines Set Forth by the Texas Parks and Wildlife Code, Chapter 26, Protection of Public Parks and Recreational Lands; Find That No Feasible or Prudent Alternatives Exist to Use Trinity Park and Arnold Park as Proposed; Find That the Proposed Use Includes All Reasonable Planning to Minimize Harm to the Parkland and Including That the Proposed Use Will Have No Impact on Use of the Surface of Parkland; and Close the Public Hearing and Authorize the City Manager to Approve Use of the Subsurface of Parkland for the Drilling and the Extraction of Natural Gas: Trinity Park - Located at 2401 University Drive, South Southeast by the Clear Fork Trinity River, South Access IH 30 West, East of University Drive, Intersected by Crestline Road, South of Terminus of Foch Street, Intersected Lancaster Avenue, East of Museum Way, South of 7th Street. Arnold Park - Located at 700 Samuels Avenue, Northwest of Cold Springs Road, Intersected by Clear Lake Street, West of Samuels Avenue, South of Mayfield Street, and West of Woods Avenue.

**a. Report of City Staff**

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

(L-15231 Continued)

**b. Citizen Presentations**

Mr. Jim Ashford, 6209 Riverview Circle, appeared before Council in opposition to Mayor and Council Communication No. L-15231 and stated that he opposed the subsurface drilling and extraction of natural gas from all public parks. He also stated that he felt that the name of the company that would be doing the drilling should have been listed on the agenda. He provided a handout of an excerpt of Local Government Code Section 253.005 and stated that Section (b) prohibited the City from drilling under public areas. He requested this item be denied or delayed until a future meeting.

Mayor Price requested City Attorney Fullenwider provide Mr. Ashford with an attorney opinion relative to his issue.

**c. Council Action**

Motion: Council Member Burns made a motion, seconded by Council Member Scarth, that the public hearing be closed and that Mayor and Council Communication No. L-15231 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**3. M&C L-15232 - Conduct a Public Hearing and Authorize Subsurface Drilling and the Extraction of Natural Gas from an Off Site Location at Cobblestone Trail Park and Marie F. Pate Park. (PUBLIC HEARING)**

The recommendation was that the City Council Conduct a Public Hearing Under the Guidelines Set Forth by the Texas Parks and Wildlife Code, Chapter 26, Protection of Public Parks and Recreational Lands; Find That No Feasible or Prudent Alternatives Exist to the Use of Cobblestone Trail Park and Marie F. Pate Park as Proposed; Find That the Proposed Use Includes all Reasonable Planning to Minimize Harm to the Parkland and Including That the Proposed Use Will Have No Impact on Use of the Surface of Parkland; and Close the Public Hearing and Authorize the City Manager to Approve the Use of the Subsurface of Parkland for the Drilling and the Extraction of Natural Gas: Cobblestone Trail Park - Located at 7601 John T. White, North of John T. White Road., North Terminus of Morrison Drive, Terminus of Bintree Drive, South of Cross Ridge Circle, Terminus of Kelley Court, South of Fresh Springs Road, Terminus of Atascosa Avenue, West of Cooks Lane. Marie F. Pate Park - Located at 3751 South Edgewood Terrace, North of Eastland Street, North of Terminus of Jennifer Court, East of South Edgewood Terrace, South of Virgil Street.

**(L-15232 Continued)**

**a. Report of City Staff**

Mr. David Creek, Assistant Director, Parks and Community Services, appeared before Council and provided a staff report and advised that action would only be required on the Mary F. Pate Park and the Cobblestone Trail Park would be continued to the September 13, 2011.

Council Member Scarth clarified that the Council would not be voting on the subsurface drilling and extraction of natural gas from Cobblestone Trail Park.

Ms. Susan Alanis, Assistant City Manager, clarified that a revised Mayor and Council Communication No. L-15232 had been distributed to the City Council and a new Mayor and Council Communication with a new number would come before Council at a later date for the subsurface drilling and extraction of natural gas from Cobblestone Trail Park. She also advised that the property owners would receive a new notice relative to the park.

**b. Citizen Presentations**

There was no one present desiring to be heard in connection with the public hearing.

**c. Council Action**

Motion: Council Member Moss made a motion, seconded by Council Member Espino, that the public hearing be closed and that Mayor and Council Communication No. L-15232 be approved as revised. The motion carried unanimously nine (9) ayes to zero (0) nays.

Council Member Jordan requested that Council Member Moss revise his motion to include the revisions to Mayor and Council Communication No. L-15232 and that the revisions be read into the record.

Assistant City Manager, Susan Alanis read the revisions into the record as follows: Paragraph 4 was revised to reflect, "Continue the public hearing until September 13, 2011, for Cobblestone Trail Park. Paragraph 5 was added to reflect, "Close the public hearing and authorize the City Manager to approve the use of the subsurface of parkland for the drilling and the extraction of natural gas at Marie F. Pate Park".

Motion: Council Member Moss made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. L-15232 be approved as amended to continue the public hearing until September 13, 2011, for Cobblestone Trail Park and close the public hearing and authorize the City Manager to approve the use of the subsurface of parkland for the drilling and the extraction of natural gas at Marie F. Pate Park. The motion carried unanimously nine (9) ayes to zero (0) nays.

**F. Award of Contract**

**1. M&C C-25106 - Authorize Execution of a Contract in the Amount of \$5,104,789.18 with Mario Sinacola & Sons Excavating, Inc., to Relocate John Day Road and Keller Haslet Road for Alliance Airport Runway Extension Project at Fort Worth Alliance Airport.**

The recommendation was that the City Council Authorize the City Manager to Execute a Contract With Mario Sinacola & Sons Excavating, Inc., in the Amount of \$5,104,789.18 for Alliance Airport Runway Extension Project John Day Road and Keller Haslet Road Relocation at Fort Worth Alliance Airport.

Motion: Council Member Espino made a motion, seconded by Council Member Moss, that Mayor and Council Communication No C-25106 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**XV. BUDGET HEARING**

**1. Hearing on Proposed Fiscal Year 2011-2012 Appropriation Ordinance, Debt Service Ordinance and Ad Valorem Tax Levy Ordinance**

**1. Report of City Staff**

Mr. Horatio Porter, Budget Officer, City Manager's Office, appeared before Council and provided a staff report.

**2. Citizen Presentations**

There was no one present desiring to be heard in connection with the budget hearing.

**3. Council Action**

Motion: Council Member Hicks made a motion, seconded by Mayor Pro tem Zimmerman, that the budget hearing be closed. The motion carried unanimously nine (9) ayes to zero (0) nays.

**XVI. ZONING HEARING**

Mayor Price opened the public hearing.

**1. Zoning Docket No. ZC-11-044 - Blanca D. Cantu, 1207-1211 Clinton Avenue; from: "A-5" One-Family to: "ER" Neighborhood Commercial Restricted. (Recommended for Denial) (Continued from a Previous Meeting)**

**(ZC-11-044 Continued)**

This item was continued from the August 2, 2011, Council meeting.

Council Member Espino advised that he would recommend that this item be remanded to the City Zoning Commission for a PD/SU designation for a beauty shop and for further discussion with the neighbors.

There was no one present desiring to be heard in connection with the request.

Motion: Council Member Espino made a motion, seconded by Council Member Hicks that Zoning Docket No. ZC-11-044 be remanded to the City Zoning Commission. The motion carried unanimously nine (9) ayes to zero (0) nays.

It appeared to the City Council that 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 July 29, 2011.

**2. Zoning Docket No. ZC-11-049 -Vertex Asset Partners, L. P., 2942 S. Riverside Drive; from: "PD-852" Planned Development for all uses in "E" Neighborhood Commercial with development standards, excluding certain uses. to: "UR" Urban Residential. (Recommended for Approval)**

Mr. Brandy O'Quinn, 2801 Willing Avenue, completed a speaker card in support of Zoning Docket No. ZC-11-049, but did not wish to address the City Council.

Council Member Hicks requested a brief explanation of the "UR" Urban Residential zoning classification.

Ms. Dana Burghdoff, Deputy Director, Planning and Development Department, appeared before Council and stated that the idea for the "UR" Urban Residential zoning classification came from the Urban Development Master Plans which were adopted in 2007. She stated the designation was thought to be useful within the urban villages or the areas adjacent to them to provide a buffer between mixed-use high density development and single-family neighborhoods.

Council Member Hicks expressed appreciation to the Planning and Development Department staff and to the developer of the property for their hard work on this project.

**(ZC-11-049 Continued)**

Motion: Council Member Hicks made a motion, seconded by Mayor Pro tem Zimmerman that Zoning Docket No. ZC-11-049 be approved with appreciation to staff. The motion carried unanimously nine (9) ayes to zero (0) nays.

**3. Zoning Docket No. ZC-11-066 -Lincoln Beach Tarrant, Ltd., 4532 N. Tarrant Parkway; from: "AR" One-Family Restricted and "E" Neighborhood Commercial to: "E" Neighborhood Commercial. (Recommended for Approval)**

There was no one present desiring to be heard in connection with the request.

Motion: Council Member Scarth made a motion, seconded by Council Member Espino that Zoning Docket No. ZC-11-066 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

There being no one else present desiring to be heard in connection with the recommended changes and amendments to Zoning Ordinance No. 13896, Council Member Scarth made a motion, seconded by Council Member Espino, that the hearing be closed and that the following ordinance be adopted:

ORDINANCE NO. 19849-08-2011

AN ORDINANCE AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF FORT WORTH, BEING ORDINANCE NO. 13896, AS AMENDED, SAME BEING AN ORDINANCE REGULATING AND RESTRICTING THE LOCATION AND USE OF BUILDINGS, STRUCTURES, AND LAND FOR TRADE, INDUSTRY, RESIDENCE AND OTHER PURPOSES, THE HEIGHT, NUMBER OF STORIES AND SIZE OF THE BUILDINGS AND OTHER STRUCTURES, THE SIZE OF YARDS AND OTHER OPEN SPACES, OFF-STREET PARKING AND LOADING, AND THE DENSITY OF POPULATION, AND FOR SUCH PURPOSES DIVIDING THE MUNICIPALITY INTO DISTRICTS AND THE BOUNDARIES THEREOF UPON "DISTRICT MAPS"; PURPOSE AND CONFLICT; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY CLAUSE; AND PROVIDING FOR PUBLICATION AND NAMING AN EFFECTIVE DATE.

**XVII. CITIZEN PRESENTATIONS**

Ms. Brenda Scruggs, 8132 Hosta Way, appeared before Council and stated that she and her husband were being harassed by the Police Department. She stated that police officers were sitting at the entrance of her neighborhood waiting to pull her over. She stated that Officer Mendez tailgated her and pulled her over without reason where she was given a citation. She also stated that three (3) patrol units responded to this incident and only one (1) name was listed on the citation. She requested the officer who gave her the citation be investigated and disciplined.

**(XVII. CITIZEN PRESENTATIONS Continued)**

Ms. Jerry Horton, 2608 Carter Avenue, appeared before Council and expressed appreciation to the Code Compliance Department and the Neighborhood Police Officers in her area. She stated that she had a number of issues with the property next door to her house and the Code Enforcement Officer who had assisted her had gone above and beyond what she had requested of him relative to the vacant property.

Council Member Hicks expressed appreciation to Ms. Horton for sharing the kind words and reiterated what a great job the Code Compliance Department did on a regular basis.

Mr. Joe Waller, 2533 Castle Circle appeared before Council relative to the air quality in the City. He stated that a member of the Environmental Protection Agency suggested that the Barnett Shale activity accounted for half of the ozone issues in the area. He suggested that the Council avoid the temptation to overly emphasize limited studies and the policy analysis ordinance refinement. He stated the Council must embrace the larger view of all contributing factors for the future of the City's air quality. He added that Council should realistically consider the limitations of the City's resources as well as the Texas Commission on Environmental Quality (TCEQ) and Texas Railroad Commission (TRRC) limited staff. He stated that the TCEQ and TRRC were staffed before all of the focus on the air and water quality became increased. He urged the City to require air and water quality monitoring devices on all wells.

**XVIII. EXECUTIVE SESSION (PRE-COUNCIL CHAMBER)**

It was the consensus of the City Council that the City Council meet in closed session at 11:22 a.m., 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. Sullo & Bobbitt, PLLC and Barry L. Bobbitt v. Greg Abbott, Attorney General of Texas, et al., Civil Action No. 3:11-CV-01926-D;
  - b. Legal issues related to natural gas rates of Atmos Energy; and
  - c. Legal issues concerning any item listed on today's City Council meeting agendas.
2. Deliberate the purchase, sale, lease or value of real property in accordance with Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party; and

**(XVIII. EXECUTIVE SESSION (PRE-COUNCIL CHAMBER) Continued)**

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.

Mayor Price adjourned the Executive Session of the Fort Worth City Council at 11:37 a.m.

Mayor Price reconvened back into regular session at 11:37 a.m.

**XIX. ADJOURNMENT**

Council Member Burns welcomed District 9 residents Andrew Manning, Wilder Bogle and Matt Keller to the Council meeting and stated they were working on their Eagle Scout badge.

There being no further business, the meeting was adjourned at 11:37 a.m. in memory of Dallas Fire Department Lieutenant Todd W. Krodle, a 17-year veteran, who was killed on August 14, 2011, after falling through the roof of a burning apartment building.

**No Documents for this Section**

**To the Mayor and Members of the City Council****August 23, 2011**

Page 1 of 1

**SUBJECT: Impact on the Investment Portfolio of the U.S. Downgrade**

On Friday, August 5, 2011, Standard & Poor's downgraded the credit rating of the United States from AAA to AA+. The following Monday they also downgraded the rating of federal agencies that are fully backed by the credit of the federal government, including Fannie Mae, Freddie Mac, Federal Farm Credit Bank, and Federal Home Loan Bank. The City's entire portfolio is invested in or collateralized by securities issued by either these agencies or the federal government. It is important to note that Moody's and Fitch affirmed the AAA rating of these issuers.

Surprisingly, this singular action will have little to no immediate effect on the City's portfolio. The Public Funds Investment Act (PFIA – Chapter 2256 of the Government Code) states, "An entity is not required to liquidate investments that were authorized investments at the time of purchase." In addition, the City's investment policy states that "prudent measures" should be taken in such an event. The Investment Committee met that same week to discuss proper actions and determined that, based on the current environment, the ratings from Moody's and Fitch, and the possible alternatives, no existing investments should be liquidated. In addition, because of the AAA ratings from the two rating agencies, these securities are still considered to be 'eligible investments' according to both the City's investment policy and the PFIA.

The downgrade has also had little to no impact on the yield of the portfolio. If any other security were to be downgraded, generally the market would pay less for that debt thus increasing the yield. This is because investors could move money to "safer" investments unless compensated with higher yield. Due to the worldwide environment and volatility in global markets, the U.S. government appears to remain one of the safest and most liquid investments available, as evidenced by the decreased yield even since the downgrade occurred.

Staff will continue to monitor the portfolio, issuers' ratings, and alternatives available to the City. Please direct any questions to James Mauldin, City Treasurer, at 817-392-2438.

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

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

**August 23, 2011**

Page 1 of 1



**SUBJECT: EQUIPMENT SERVICES DEPARTMENT BID TO PROVIDE PREVENTATIVE MAINTENANCE AND REPAIR SERVICES FOR THE CITY OF SOUTHLAKE, CITY OF KELLER AND CITY OF COLLEYVILLE FIRE VEHICLES AND APPARATUS.**

Many top performing government fleet organizations have begun providing vehicle maintenance and repair services for neighboring government entities as a means to minimize the costs to the neighboring community and to provide an additional revenue source for the top performing government organization. This provision of services is commonly recognized in the fleet industry as "Insourcing".

Since the Equipment Services Department is recognized as one of the top fleet organizations in North America, we received a Request for Bid on July 15, 2011 from the City of Southlake, City of Keller and the City of Colleyville to provide preventative maintenance and repair services for their fire vehicles and apparatus.

On August 16, 2011, the City Council authorized M&C G-17359 for the Equipment Services Department to respond to the Request for Bid referenced above. Below is a schedule of the major milestone events in this bid process.

Friday, August 19, 2011  
Week of August 22, 2011  
October 4, 2011

Bid delivered to the City of Southlake  
Anticipated Committee Evaluation Review Date  
Anticipated Southlake Council Award Date

If selected, a separate authorization will be requested of the City Council in late September 2011 to authorize the City Manager to enter into an inter-local agreement to provide the services.

If you have any questions or comments regarding this topic, please contact Wayne Corum, Director of Equipment Services at 817-392-5118.

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



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

**August 23, 2011**

Page 1 of 1

**SUBJECT: Community Appearance Index 2011 Results**

Each year Keep Fort Worth Beautiful staff and volunteers conduct a litter survey implemented in 2000 by Keep America Beautiful that measures the amount of litter on our streets. Cities throughout the nation use this established procedure to:

- identify and understand the extent of community problems;
- prioritize community resources and initiatives; and
- evaluate programs in response to specific community concerns.

In 2010 the litter survey was expanded to measure other indexes such as graffiti and abandoned/junk vehicles in addition to litter. This survey is conducted by teams consisting of environmentally-conscious community leaders who drive through each council district scoring the various areas. Scoring uses both numerical and visual criteria for neighborhoods, business districts and industrial areas, ranking the area on a 1 through 4 scale where 1 represents "Minimal or No Litter" and 4 represents "Extremely Littered" and then averaged for a city-wide index score:

	Litter Index Score	Graffiti	Junk Vehicles
2007	1.7	n/a	n/a
2008	1.6	n/a	n/a
2009	1.4	n/a	n/a
2010	1.5	1.3*	1.9**
2011	1.3	1.1*	1.3**

\*Score represents almost no graffiti

\*\*Score represents between one and no junk vehicles present

While Fort Worth has scored quite well over the past five years between the "Minimal Litter" and "Slightly Littered" category there is always room for improvement and there are a few things residents can do to reduce litter in their neighborhoods and public spaces:

- bag trash in home garbage carts;
- carry a "litter bag" in vehicles;
- educate children and youth about the importance of not littering;
- participate in a neighborhood cleanup; and
- report to TxDot when you see someone littering from their car.

<http://dontmesswithtexas.org/report-a-litterer/>

**Tom Higgins**  
Interim City Manager

**To the Mayor and Members of the City Council****August 23, 2011**

Page 1 of 1

**SUBJECT: Fall Litter Stomp**

As a result of the new Public Education Coordinator, four new Nuisance Abatement Crewleaders and the four new Code Enforcement Officers that were recently authorized, I can enthusiastically inform you of a new city-wide project the Code Compliance Department is organizing. For the past 26 years, the City has successfully organized the *Cowtown Great American Cleanup* each spring. However, we've received feedback from residents and neighborhood groups requesting that the City help facilitate cleanups on a more frequent basis.

The *Fall Neighborhood Litter Stomp*, set for Saturday, September 17, is the outcome of that need. Code Compliance officers will be working with neighborhood associations to organize their clean-up activities. While the *Great American Cleanup* primarily addresses clean-ups at parks, greenbelts and school campuses, the Litter Stomp will be concentrating on neighborhoods.

The Litter Stomp is being held concurrently with the *Fort Worth Trinity River Trash Bash* to raise awareness that litter in our neighborhoods ends up in our creeks and rivers. In addition, the Code Compliance Department, Waste Management, Inc., Transportation and Public Works Department and the Trinity River Authority are collaborating and coordinating outreach and education resources that will reduce costs and improve results.

In the coming weeks we will be advertising this new program and coordinating with neighborhoods to get them ready!

For more information, please contact Debbie Branch at (817) 392 - 5151.

A handwritten signature in cursive script, appearing to read "Tom Higgins".

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

**No Documents for this Section**

**No Documents for this Section**

**No Documents for this Section**

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

**DATE:** Tuesday, August 23, 2011

**LOG NAME:**

**REFERENCE NO.:** \*\*OCS-1825

**SUBJECT:**

Notices of Claims for Alleged Damages and/or Injuries

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**RECOMMENDATION:**

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

**DISCUSSION:**

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

The attached list is a summary of the notices of claims against the City of Fort Worth received in the City Secretary's Office as of 5:00 p.m., Wednesday, August 17, 2011.

**Attachment**

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

Marty Hendrix (6152)

**Originating Department Head:**

Marty Hendrix (6152)

**Additional Information Contact:**

Lena Ellis (8517)  
Nancy McKenzie (7744)

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# CITY COUNCIL MEETING

Tuesday, August 23, 2011

## RISK MANAGEMENT CLAIMS REPORT

Claims listed on this report have been received in the Risk Management Division claims office and either have been or will be thoroughly investigated. The decision whether or not to accept liability is predicated on applicable provisions of the Texas Tort Claims Act. If any claimant contacts you, please refer them to Nancy McKenzie ext 7744 or JoAnn Rowls ext 7784. Thank you.

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Dennis Johnson	8/10/2011	7/10/2011	Commerce St @ 6th St	Auto Damage	Collision due to traffic lights being inoperative.	TPW	Yes	No
Richard Bombardieri	8/12/2011	3/1/2008	3048 Elm River Drive	Property Damage	Driveway damaged from water line break.	Water	No	No
Myers Pest & Termite	8/12/2011	8/4/2011	SW Loop 820 @ Hulen	Auto Damage	Struck by City vehicle.	Water	Yes	No
Diana Crawford	8/12/2011	7/25/2011	4308 Locke Ave	Property Damage	Sprinkler system damaged from water main break.	Water	Yes	No
Arlene Mainhart	8/12/2011	8/8/2011	5417 Champlain Dr	Auto Damage	Drove over rebar sticking out of sidewalk near driveway.	TPW	Yes	No
AT&T Texas	8/12/2011	7/25/2011	6800 Craig St	Property Damage	AT&T equipment damaged when digging to expose broken pipe	Water	Yes	No
AT&T Texas	8/12/2011	5/25/2011	4301 Deen Rd	Property Damage	Ran over pedestal with mower.	PACS	Yes	No

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
AT&T Texas	8/12/2011	7/28/2011	R 148 Paint Pony	Property Damage	Cut phone cable	Water	Yes	No
Atmos Energy	8/12/2011	6/9/2011	5601 Lovell Ave	Property Damage	Damaged gas stop while mowing.	PACS	Yes	No
Catherine L. McMahan	8/11/2011	8/10/2011	4333 Curzon Ave	Property Damage	Broken water main.	Water	Yes	No
Magdalena Torres	8/16/2011	8/5/2011	4628 Marsalis Dr	Property Damage	Water main break.	Water	Yes	No
Maurisa Ford	8/15/2011	5/29/2011	5217 Shackelford St	Property Damage	Citizen vehicle struck fence, damage when PD removed vehicle.	Police	Yes	No
Carol Ann Rosas	8/15/2011	7/11/2011	1327 W Beddell St	Property Damage	Door was damaged during police call.	Police	Yes	No
Sycamore Park Apts	8/15/2011	7/15/2011	2561 Ave B	Property Damage	Water main break.	Water	Yes	No
Valorie Urrabazo	8/15/2011	7/27/2011	Golden Triangle Blvd	Auto Damage	Hit pothole causing damage to vehicle.	TPW	Yes	No
Sandra Coombes	8/15/2011	7/19/2011	8616 Busch Gardens Dr	Property Damage	Sprinkler head damaged during pipe repair.	Water	Yes	No

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Joy Velardi	8/16/2011	7/27/2011	COFW	EEOC	Employment action alleged discrimination based on disability.	Law	No	No
Saul Bazan	8/17/2011	7/21/2011	I-30 @ Summit	Auto Damage	Both drivers claim the other ran red light.	Water	No	No
Jaamal Wiley	8/17/2011	8/2/2011	Batimore Store	Property Damage	Hit pothole causing damage to vehicle	TPW	No	No
Anne Gerr	8/17/2011	7/15/2011	6300 Oakmont Blvd	Auto Damage	Parking lot accident	Police	No	No
Ana Maria Lopez-Ramirez	8/17/2011	8/7/2011	3560 Half Moon Drive	Property Damage	Tree limb fell causing damage to vehicle.	PACS	Yes	No
Tameka Sias & Freddy Johnson	8/17/2011	12/1/2010	2000 East Rosedale	Auto Damage	Collision with PD vehicle running code.	Police	No	No
Tracy Leach	8/18/2011	8/3/2011	7008 Culver Avenue	Property Damage	Water main break caused damage to house	Water	No	No

**No Documents for this Section**

Zoning Docket items are linked on the Council Meeting Agenda.



**FORT WORTH**



## **S.M.A.R.T. Report**

Street Management And Road Traffic  
Transportation and Public Works  
August 19 — September 1



### **CENTRAL BUSINESS DISTRICT STREET CLOSURES (Partial)**

#### **North Main Street Bridge Rehabilitation—TxDOT Project**

- Main (from Belknap to NE 5th St, lane closures until **August 2011**,  
**Expected completion date Dec 2011**)

#### **Spur 347 (Weatherford St) Bridge Replacement Over UP Railroad**

- TxDOT Project
- Weatherford reduced to one lane early June 2011 for partial demolition and reconstruction
- Project will take 18—24 months to complete

#### **7th Street Bridge Utility Relocation**

- 7th Street from Summit Avenue to Carroll Street, lane closures through October 2011

#### **Demolition Project**

- 100 blk Throckmorton St and 100 blk Taylor St: various lane and **sidewalk** closures through end of August 2011

#### **New Tarrant County Jail**

- Belknap (from Cherry to Burnett) Parking lane and Sidewalk closures through 2011
- Weatherford (from Cherry to Burnett) Parking lane and Sidewalk closures through 2011
- Cherry (from Belknap to Weatherford) Northbound direction closed and sidewalk closures through 2011
- Southbound Burnett (from Belknap to Weatherford) closed and sidewalk closures through 2011

#### **St Patrick's Cathedral New Hall**

- Throckmorton (from W 12<sup>th</sup> to W 13<sup>th</sup>) Parking Lane closures through **mid Sept 2011**
- W 12<sup>th</sup> (from Throckmorton to Jennings) Parking Lane closures through **mid Sept 2011**
- Texas (from W 13<sup>th</sup> to Jennings) Parking Lane closures through **mid Sept 2011**
- W 13<sup>th</sup> (from Texas to Throckmorton) Parking lane closures through **mid Sept 2011**

For detailed information on TxDOT closures:

[http://www.dot.state.tx.us/travel/road\\_conditions.htm](http://www.dot.state.tx.us/travel/road_conditions.htm)

For additional information, please contact 817-392-6672.

***New items printed in red.***



# FORT WORTH



# S.M.A.R.T. Report

Street Management And Road Traffic  
Transportation and Public Works  
August 19 — September 1



## Special Events

Festivals \* Runs \* Walks

### CULTURAL DISTRICT

### DOWNTOWN OUTDOOR EVENTS DISTRICT (DOED)

### NEAR SOUTHSIDE OUTDOOR EVENTS DISTRICT (NSOED)

### STOCKYARDS OUTDOOR EVENTS DISTRICT (SOED)

- **American Heart Walk**  
September 10 9 a.m.  
Street Closures: Begin at 7 a.m. and end at noon  
Packers from 23rd St to Stockyards Blvd  
Mule Alley from Exchange to 23rd St  
Rodeo Plaza from Stockyards Blvd to Exchange  
23rd St from Calhoun to Samuels  
Exchange from Main to Niles City

### OTHER

#### **Michael Jackson Celebration**

August 27 4 p.m. to 8 p.m. Evans Plaza  
Street Closure: Begin at 8 a.m. and end at 10 p.m.  
Main Ave from Rosedale to Jashwood

#### **Fort Worth Runners Club Labor Day Run**

September 1 Montgomery Plaza and Trinity Trails  
Street Closures: Begin at 7 a.m. and end at 11 a.m.  
Main Ave from Montgomery Plaza entrance to Trinity Trails entrance

#### **Central High School Homecoming Parade**

September 1 6 a.m.  
Route includes: start at Star Elementary to Trace Ridge, Heritage Park and High School

#### **Downtown Classic Bike Ride**

September 10 6:30 a.m. SW Fort Worth  
Begins at North Crowley High School  
Route includes: S Hulen, McPherson, W Independence Rd, North Hampton Rd, CR 919, CR 920, CR 1016, CR 114, CR 1020, CR 920, Old Crowley Rd

## Parades

### CULTURAL DISTRICT

### DOWNTOWN OUTDOOR EVENTS DISTRICT

- **Mexican Independence Day Parade**  
September 10 11 a.m.  
Staging on private parking lots  
Route Includes: Grove, 2nd St, Main St, 5th St, Commerce St, 3rd St

### NEAR SOUTHSIDE OUTDOOR EVENTS DISTRICT

### STOCKYARDS OUTDOOR EVENTS DISTRICT

- **Roundup for Autism Parade**  
September 9 5:30 p.m.  
Exchange @ Rodeo Plaza to Ellis, to 26th St, to Stockyards Blvd, to Exchange  
Staging at the NE Corner of Stockyards Blvd

### OTHER

For additional information, please contact 817-392-6672.  
**New items printed in red.**