



**SUMMARY OF MEETINGS AND ACTIVITIES  
MONDAY, SEPTEMBER 19, 2011, THROUGH FRIDAY, SEPTEMBER 23, 2011**

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**MONDAY, SEPTEMBER 19, 2011**

**TIME    LOCATION**

No Meetings

**TUESDAY, SEPTEMBER 20, 2011**

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

**WEDNESDAY, SEPTEMBER 21, 2011**

Board of Adjustment Residential Work Session	12:30 p.m.	Pre-Council Chamber
Board of Adjustment Residential Public Hearing	1:30 p.m.	Council Chamber

**THURSDAY, SEPTEMBER 22, 2011**

Audit and Finance Advisory Committee	3:00 p.m.	Pre-Council Chamber
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**FRIDAY, SEPTEMBER 23, 2011**

No Meetings

This summary is compiled from data furnished to the Office of the City Secretary by 12:00 p.m. on September 15, 2011, and may not include all meetings to be conducted during the week of September 19, 2011, through September 23, 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, SEPTEMBER 20, 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 9434](#): September 2011 - Sales Tax Update
    - [IR 9435](#): Changes to Condemnation Process - Senate Bill 18
    - [IR 9436](#): Aviation Leasing Policy and Minimum Standards
2. Questions Concerning Current Agenda Items - **City Council Members**
3. Responses to Items Continued from a Previous Week
  - a. [M&C L-15242](#) - Authorize Condemnation of Easement Interests in 0.115 Acres of Land for a Permanent Drainage Facility and 0.085 Acres of Land for Temporary Construction, Owned By Western Related Properties L.L.C., Located in Block 3, Lot 1-R, Deavers Addition, Also Known as 240 Nursery Lane for Scott-Sunset Drainage Improvements (COUNCIL DISTRICT 7) **(Continued from September 13, 2011 by Staff)**
  - b. [ZC-11-043](#) - M & H Food Mart, 2484 Avondale-Haslet Road; from: Unzoned to: "E" Neighborhood Commercial (COUNCIL DISTRICT 7) **(Continued from August 23, 2011 by Council Member Shingleton)**
  - c. [ZC-11-050](#) - TP Development, LLC, 8809-8851 S. Normandale Street; from: "R2" Townhouse/Cluster to: "C" Medium Density Multifamily **(Recommended for Approval) (Continued from September 13, 2011 by Council Member Shingleton)**
  - d. [ZC-11-052](#) - Mitchell, Mitchell, & Mitchell Partners, LTD., 12700 block of Private Road 4716; from: Unzoned and "FR" General Commercial Restricted to: "K" Heavy Industrial **(Continued from August 23, 2011 by Council Member Espino)**
  - e. [ZC-11-060](#) - Thomas Blanton & Keystone Equity Partners, Generally bounded by Angle Avenue, Old Decatur Road, Loop 820 W., Meacham Airport, and Limestone Terrace; from: "C" Medium Density Multifamily, "I" Light Industrial, "J" Medium Industrial, "K" Heavy Industrial, and "PD-847" Planned Development for all uses in "J" plus biodiesel fuel processing to: "PD/K" Planned Development for "K" Heavy Industrial for certain uses and excluding gambling facilities, circus, and sexually oriented businesses. **(Continued from September 13, 2011 by Council Member Shingleton)**

4. Council Proposal No. 287 - Waiver of All City Fees Related to the Development and Construction of the 9/11 Tribute Exhibit at the Fort Worth Museum of Science and History - **Council Member Dennis Shingleton and Council Member Jungus Jordan**
5. Overview of Proposed Budget-Related Ordinances for Fiscal Year 2012 - **Horatio Porter, Budget Officer**
6. Update on Aquatics Master Plan - **Susan Alanis, City Manager's Office**
7. Briefing and Discussion on Proposed Gas Drilling Ordinance Amendments - **Rick Trice, Planning and Development**
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, September 20, 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 related to City Secretary Contract Nos. 36877 and 36877-R1 (the Vaquero statue);
  - (b) Legal issues concerning Wedgewood Park;
  - (c) Legal issues concerning the Northside Service Center land acquisition; 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, SEPTEMBER 20, 2011  
CITY COUNCIL CHAMBER, CITY HALL  
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

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- I. CALL TO ORDER**
- II. INVOCATION** - Reverend Karl Travis, First Presbyterian Church
- III. PLEDGE OF ALLEGIANCE**
- IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF SEPTEMBER 13, 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-17376](#) - Approve Findings of Ground Transportation Coordinator Regarding Application of A2K Transportation, to Operate Three Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
- 2. [M&C G-17377](#) - Approve Findings of Ground Transportation Coordinator Regarding Application of Bennett Limousine Service, LLC, d/b/a Perfect Timing Limousine Service, to Operate Two Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
- 3. [M&C G-17378](#) - Adopt Resolution to Reappoint Members to Serve on a Regional Taxicab Task Force for a Two-Year Term (ALL COUNCIL DISTRICTS)
- 4. [M&C G-17379](#) - Authorize a Contract with Accela, Inc., for Work Order and Asset Management System Software and Implementation Services for the Stormwater Utility for a Not To Exceed Amount of \$512,751.00 (ALL COUNCIL DISTRICTS)
- 5. [M&C G-17380](#) - Adopt Appropriation Ordinance and Authorize Transfer of Funds from the Special Trust Fund, Municipal Court Building Security Project in the Amount of \$322,512.00 to Reimburse the General Fund for Fiscal Year 2010-11 Building Security Cost (ALL COUNCIL DISTRICTS)
- 6. [M&C G-17381](#) - Authorize the Transfer of Funds from the Airports Gas Lease Project Fund to the Water Capital Projects Fund in the Amount of \$135,482.60 for Improvements to the Waterline Serving the West Side of Spinks Airport to Accommodate the Development of Hangars and Adopt Appropriation Ordinance (COUNCIL DISTRICT 8)
- 7. [M&C G-17382](#) - Authorize the Acceptance of a \$5,000.00 Grant for the

2011-2012 Take Me Fishing™ Program from the Recreational Boating and Fishing Foundation's Youth Boating and Fishing Initiative, and the National Recreation and Park Association and Adopt Appropriation Ordinance (COUNCIL DISTRICT 9)

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

1. [M&C P-11289](#) - Authorize Purchase Agreements with Justin Seed Company, Inc., and John Deere Landscapes, Inc., for Agricultural Fertilizers for the Parks and Community Services Department for \$255,000.00 for the First Year (ALL COUNCIL DISTRICTS)
2. [M&C P-11290](#) - Authorize Purchase Agreements with Master Meters, Inc., Bader Meter, Inc., and Aqua Metric Sales Company for Water Meters for the Water Department for a Combined Amount of \$900,000.00 for the First Year (ALL COUNCIL DISTRICTS)
3. [M&C P-11291](#) - Authorize a Purchase Agreement with the Fort Worth Star-Telegram for the Publication of Official City Notices for an Amount of \$170,000.00 for One Year and Recognize the Fort Worth Star-Telegram as the City of Fort Worth's Official Newspaper (ALL COUNCIL DISTRICTS)
4. [M&C P-11292](#) - Authorize a Purchase Agreement with The Paper Plate, Incorporated to Provide Snacks for the Parks and Community Services Department After-School Snacks Program for an Annual Amount of \$60,000.00 from Federal Grant Funds for the First Year (ALL COUNCIL DISTRICTS)
5. [M&C P-11293](#) - Authorize a Purchase Agreement with Environmental System Research Institute, Inc., for Geographic Information, Using a State of Texas Department of Information Resources Contract for the Water Department for an Amount of \$374,300.00 for the First Year (ALL COUNCIL DISTRICTS)
6. [M&C P-11294](#) - Authorize a Purchase Agreement with Cummins Southern Plains, LLC, for a 300 Kilowatt Diesel Generator and Start-Up Services from Using a Houston-Galveston Area Council Cooperative Contract for the Fort Worth Police Department in the Amount of \$60,362.00 (COUNCIL DISTRICT 9)
7. [M&C P-11295](#) - Authorize a Purchase Agreement with MSC Industrial Supply Company for Maintenance, Repair and Operating Supplies Using a Texas Association of School Boards Cooperative Contract for All City Departments for an Amount of \$500,000.00 for the First Year (ALL COUNCIL DISTRICTS)
8. [M&C P-11296](#) - Authorize a Sole Source Purchase Agreement with RDO Equipment Co., for Repair Services and Replacement Parts for the Equipment Services Department for an Amount of \$100,000.00 for the First Year (ALL COUNCIL DISTRICTS)

**C. Land - Consent Items**

1. [M&C L-15244](#) - Authorize Sale of a Strip of Land Consisting of Seventy-Five Square Feet of City-Owned Property Located at 3731 Camp Bowie Boulevard to the Adjacent Owners Stephen J. Mallick and Michael T. Barnes (ALL COUNCIL DISTRICTS)
2. [M&C L-15245](#) - Authorize Execution of a Lease Agreement with Town Center Mall, L.P., for Office Space at 4200 South Freeway for the Planning and Development Department in an Amount Not to Exceed \$14,928.00 Annually (COUNCIL DISTRICT 9)
3. [M&C L-15246](#) - Authorize Conveyance of an Easement to Oncor Electric Delivery for Electrical Equipment and Appurtenances for the Kimbell Art Museum on City Property Located at 3333 Camp Bowie Boulevard (COUNCIL DISTRICT 9)
4. [M&C L-15247](#) - Authorize the Acquisition of an Easement Interest in 1.107 Acres of Land for Sanitary Sewer Located on an Undeveloped Tract of Land on the North Side of Wilbarger Street and East of Carey Street from Lawhon, Inc., for \$90,385.00 and Pay the Estimated Closing Costs of \$3,500.00 for a Total Cost of \$93,885.00 (COUNCIL DISTRICT 5)
5. [M&C L-15248](#) - Authorize a Residential Lease Agreement with Greg Asikis for Approximately 0.12 Acres of Property Within Northwest Community Park in Exchange for Providing Basic Caretaker Services for the Park (COUNCIL DISTRICT 7)

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

1. [M&C PZ-2956](#) - Authorize Initiation of Rezoning for Certain Properties in the Greenway Neighborhood in Accordance with the Comprehensive Plan (COUNCIL DISTRICT 8)

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

1. [M&C C-25163](#) - Authorize Execution of a Renewal Agreement in the Amount of \$48,034.00 with Charles W. Evans for Professional Legislative Consulting Services and Representation of the City on State Issues Before the Texas State Legislature, State Agencies and the Office of the Governor (NO COUNCIL DISTRICT)
2. [M&C C-25164](#) - Authorize Execution of a Renewal Agreement in the Amount of \$37,180.00 with Walter Fisher and Associates for Professional Legislative Consulting Services and Representation of the City on State Issues Before the Texas State Legislature, State Agencies and the Office of the Governor (NO COUNCIL DISTRICT)
3. [M&C C-25165](#) - Authorize the City Manager to Execute a Communications Systems Agreement with the Town of Lakeside for Participation in the City of Fort Worth's Two-Way Public Safety Radio System at No Cost to the City of Fort Worth (ALL COUNCIL DISTRICTS)
4. [M&C C-25166](#) - Authorize Execution of an Easement Encroachment Agreement with Property Owners Michael and Elizabeth Patterson for the Construction of a Retaining Wall Over a

Fifteen Foot Utility Easement at 7028 Oakmont Terrace  
(COUNCIL DISTRICT 3)

5. [M&C C-25167](#) - Authorize Execution of an Encroachment Agreement with XTO Energy Inc., for the Installation of a High Density Polyethylene Duct for Fiber Optic and Copper Cable Within the Public Right-of-Way Along the Southern Side of West Seventh Street from Calhoun Street to Grove Street (COUNCIL DISTRICT 9)
6. [M&C C-25168](#) - Rescind City Secretary Contract No. 39111 with McClendon Construction Company, Inc., in the Amount of \$832,409.00 for 2007 Critical Capital Project for Total Reconstruction of Premature Failed Streets at Thirteen Locations and Authorize Execution of a Contract with Conatser Construction TX, LP, in the Amount of \$927,635.00 for Reconstruction of Premature Failed Streets at Thirteen Locations (COUNCIL DISTRICT 2)
7. [M&C C-25169](#) - Authorize Execution of a Contract with Conatser Construction TX, LP, in the Amount of \$519,994.00 for Reconstruction of Premature Failed Streets at Four Locations (COUNCIL DISTRICT 2)
8. [M&C C-25170](#) - Authorize Execution of Amendment No. 7 in the Amount of \$17,370.00 to City Secretary Contract No. 32378, which is an Engineering Services Agreement with Teague Nall and Perkins, Inc., for the Design of Golden Triangle Boulevard from Interstate Highway 35W to United States Highway 377, Thereby Establishing a Total Contract Cost of \$2,389,476.00 (COUNCIL DISTRICT 2)
9. [M&C C-25171](#) - Authorize Execution of a Storm Water Facility Maintenance Agreement with HEI Fort Worth LP, on Property Located at 3602 Championship Parkway in the Jessie Daniel Survey, Abstract No. 349, Denton County, Texas, at No Cost to the City (COUNCIL DISTRICT 2)
10. [M&C C-25172](#) - Authorize Execution of a Storm Water Facility Maintenance Agreement with Texas Health Resources on Property Located at 425 Alabama Avenue, Jennings South Addition, at No Cost to the City (Council District 9)
11. [M&C C-25173](#) - Authorize Execution of a Storm Water Facility Maintenance Agreement with CVS Pharmacy, Inc., on Property Located North of Seminary Drive and Southwest of Anthony Street, in the South Side Addition, Lot 4R, Block 7 (COUNCIL DISTRICT 9)
12. [M&C C-25174](#) - Authorize Execution of Change Order No. 1 in the Amount of \$36,900.00 to City Secretary Contract No. 41400 with New Star Grading and Paving Company, for Sidewalk Infrastructure Project Phase II at Various Locations (COUNCIL DISTRICTS 2, 5, 7, 8 and 9)
13. [M&C C-25175](#) - Authorize Execution of an Agreement with Halff Associates, Inc., in the Amount of \$404,465.00 for the Big Bear Creek Master Plan (COUNCIL DISTRICT 2)
14. [M&C C-25176](#) - Authorize Execution of an Agreement with URS Corporation in the Amount of \$181,890.00 for the

Glenwood Creek Master Plan (COUNCIL DISTRICT 8)

15. [M&C C-25177](#) - Authorize a Contract with Westin Engineering, Inc., to Support the Stormwater Utility's Implementation of Various Technology Initiatives Including a Work Order and Asset Management System for an Amount Not To Exceed \$150,000.00 for the First Year (ALL COUNCIL DISTRICTS)
16. [M&C C-25178](#) - Authorize an Amendment to City Secretary Contract No. 33979 with the City of Mansfield for Detention Services
17. [M&C C-25179](#) - Authorize Execution of a Terminal Building Office Lease Agreement for Suite 210 with Check-6 Training Systems, Inc., at Fort Worth Meacham International Airport (COUNCIL DISTRICT 2)
18. [M&C C-25180](#) - Authorize Execution of Change Order No. 3 in the Amount of \$57,704.30 for a Total Contract Amount of \$1,835,191.30 to City Secretary Contract No. 39624 with Burnsco Construction, Inc., for Sanitary Sewer Rehabilitation Contract LXX (70), Part 4 on Monticello Drive, Potomac Avenue, Williamsburg Lane and West Jarvis Street (COUNCIL DISTRICT 7)
19. [M&C C-25181](#) - Authorize Execution of a Contract in the Amount of \$882,189.10 with Wright Construction Co., Inc., for Walsh Ranch Sewer Main Extension, Phase 1C to Serve Walsh Ranch (COUNCIL DISTRICT 7)

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

1. OCS -1827 – Notice of Claims for Alleged Damages and/or Injuries

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

1. Update on Presentation of the 2011 Employee Food Drive Results

**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
2. Council Proposal No. 287 - Waiver of All City Fees Related to the Development and Construction of the 9/11 Tribute Exhibit at the Fort Worth Museum of Science and History

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

1. Report by the Parks and Community Services Advisory Board

**XIII. 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

**XIV. 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

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

#### **XV. RESOLUTIONS**

1. A Resolution of the City Council of the City of Fort Worth, Texas, Ratifying the Property Tax Revenue Increase Reflected in the Fiscal Year 2012 Budget, in Accordance with Section 102.007(c) of the Texas Local Government Code
2. A Resolution in Support of a Nationwide Public Safety Broadband Network

#### **XVI. REPORT OF THE CITY MANAGER**

##### **A. Benefit Hearing - None**

##### **B. General**

1. [M&C G-17383](#) - Adopt Appropriation Ordinance Increasing Estimated Receipts and Appropriations in the Capital Projects Reserve Fund by \$4,400,000.00, Authorize the Transfer of \$4,400,000.00 from the Capital Projects Reserve Fund to the New Equipment Purchases Fund for the Purpose of Funding Fiscal Year 2011 Fire Equipment Purchases and Adopt Appropriation Ordinance Increasing Estimated Receipts and Appropriations in the New Equipment Purchases Fund by \$4,400,000.00 (ALL COUNCIL DISTRICTS)
2. [M&C G-17384](#) - Conduct a Public Hearing and Adopt Ordinance Amending Section 12.5-340 of the City Code, Categories of Drainage Utility Rates by Revising Monthly Fees Assessed for the Municipal Drainage Utility System to be Effective January 1, 2012 (ALL COUNCIL DISTRICTS) (**PUBLIC HEARING**)
  - a. Report of City Staff

- b. Citizen Presentations
  - c. Council Action
3. [M&C G-17385](#) - Adopt Ordinance Revising Wholesale Water, Wastewater and Raw Water Service Rates and Amending Chapter 35 Water and Sewers, Article III Charges, Section 35-56 of the City Code (NO COUNCIL DISTRICT)
  4. [M&C G-17386](#) - Adopt Ordinance Revising Retail Water and Wastewater Rates and Charges for Volume Usage and Amending Sections 35-56 B, C and D, Article III Charges, of Chapter 35 Water and Sewers of the City Code, Effective January 1, 2012 (NO COUNCIL DISTRICT)
  5. [M&C G-17387](#) - Approve Applications for Partial Approval of the Historic Site Tax Exemption for 1116 West Arlington Avenue, 1228 West Jessamine Street, 1601 South Adams Avenue, 2408 Harrison Avenue, 312 West Cannon Street, 1314 Alston Avenue, 1937 Fairmount Avenue and 1906 South Henderson Street (COUNCIL DISTRICTS 8 AND 9)
  6. [M&C G-17388](#) - Approve Verification of Historic Site Tax Exemptions for 1116 West Arlington, 1922 6th Avenue, 2343 Mistletoe Boulevard, 2228 Mistletoe Boulevard and 2120 Fairmount Avenue (COUNCIL DISTRICT 9)
  7. [M&C G-17389](#) - Adopt Ordinance Amending Chapter 2, Article I, Section 2-9 of the Fort Worth City Code to Increase the Threshold Amount of the City Manager's Public Works Change Order Authority from \$25,000.00 to \$50,000.00 (ALL COUNCIL DISTRICTS)
  8. [M&C G-17390](#) - Adopt a Resolution Reappointing Kimberly Britton as Trustee to Place 11 on the Board of Trustees of the City of Fort Worth Employees' Retirement Fund (ALL COUNCIL DISTRICTS)
  9. [M&C G-17391](#) - Approve the Use of \$250,000.00 from Fort Worth Housing Finance Corporation Fund for Administrative Costs for the HOME Investment Partnerships Program and Community Development Block Grant Programs and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
  10. [M&C G-17392](#) - Authorize Third Amendment to City Secretary Contract No. 32788 with the Fort Worth Botanical Society, Inc., to Provide for Construction of Accessibility Improvements to the Japanese Garden with City Participation in the Amount of \$250,000.00 from the Risk Management Fund, Accept Donation of Society's Contribution Toward Improvements Valued at Approximately \$350,000.00, Authorize Transfer of Funds and Adopt Appropriation Ordinance (COUNCIL DISTRICT 7)
  11. [M&C G-17393](#) - Authorize Acceptance and Recording of a Gift Deed from the Fort Worth Zoological Association for the Outdoor Learning Theater (COUNCIL DISTRICT 9)
  12. [M&C G-17394](#) - Authorize Acceptance and Recording of a Gift Deed from the Fort Worth Zoological Association for the Special Event Restroom Building (COUNCIL DISTRICT 9)

13. [M&C G-17395](#) - Conduct a Public Hearing and Adopt Ordinance Designating Tax Abatement Reinvestment Zone No. 76, City of Fort Worth, Texas, for Property Located at 2920 West Lancaster Avenue and 1020 Currie Street (COUNCIL DISTRICT 9) **(PUBLIC HEARING)**
  - a. Report of City Staff
  - b. Citizen Presentations
  - c. Council Action

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

1. [M&C P-11297](#) - Authorize a Purchase Agreement with WatchGuard Video for In-Car Digital Video Recording Systems, Using a Houston-Galveston Area Council Contract for the Police Department for an Amount of \$779,980.00 for the First Year (ALL COUNCIL DISTRICTS)

**D. Land**

1. [M&C L-15242](#) - Authorize Condemnation of Easement Interests in 0.115 Acres of Land for a Permanent Drainage Facility and 0.085 Acres of Land for Temporary Construction, Owned By Western Related Properties L.L.C., Located in Block 3, Lot 1-R, Deavers Addition, Also Known as 240 Nursery Lane for Scott-Sunset Drainage Improvements (COUNCIL DISTRICT 7) **(Continued from a Previous Meeting)**
2. [M&C L-15242](#) - **(Revised)** Authorize Condemnation by Eminent Domain of Easement Interests in 0.115 Acres of Land for a Permanent Drainage Facility and 0.085 Acres of Land for Temporary Construction, Owned By Western Related Properties L.L.C., Located in Block 3, Lot 1-R, Deavers Addition, Also Known as 240 Nursery Lane for Scott-Sunset Drainage Improvements (COUNCIL DISTRICT 7)
3. [M&C L-15249](#) - Conduct a Public Hearing and Authorize the Use of a Portion of the Subsurface of Gateway Park for the Purpose of Installing an Eight-Inch Natural Gas Pipeline and Authorize the Execution of a License Agreement with Texas Midstream Gas Services, LLC, in the Amount of \$16,026.26 (COUNCIL DISTRICT 4) **(PUBLIC HEARING)**
  - a. Report of City Staff
  - b. Citizen Presentations
  - c. Council Action
4. [M&C L-15250](#) - Conduct a Public Hearing and Authorize the Use of a Portion of the Subsurface of Rosen Park for the Purpose of Installing a Ten Inch Natural Gas Pipeline and Authorize the Execution of a License Agreement with Texas Midstream Gas Services, LLC, in the Amount of \$23,633.98 (COUNCIL DISTRICT 2) **(PUBLIC HEARING)**
  - a. Report of City Staff
  - b. Citizen Presentations
  - c. Council Action

## E. Planning & Zoning

1. [M&C PZ-2957](#) - Consider Institution of the Annexation and Adoption of Ordinance for the Owner-Initiated Annexation of Approximately 3.3 Acres of Land Located North of Avondale-Haslet Road and East of US 287, AX-11-008, 2484 Avondale-Haslet Road (COUNCIL DISTRICT 7)

## F. Award of Contract

1. [M&C C-25182](#) - Authorize Execution of Economic Development Program Agreement with Ferris Mfg. Corp. for the Relocation of Its Corporate Headquarters to 13301 Park Vista Boulevard (COUNCIL DISTRICT 2)
2. [M&C C-25183](#) - Authorize Execution of Tax Abatement Agreement with Frac Tech Services, LLC, for the Relocation of Its Industrial Pump Manufacturing Operations to Railhead Industrial Park (COUNCIL DISTRICT 2)
3. [M&C C-25184](#) - Authorize Execution of Tax Abatement Agreement with In-N-Out Burgers for the Construction of a Regional Support Facility at Centreport Business Park (COUNCIL DISTRICT 5)
4. [M&C C-25185](#) - Authorize Execution of a Contract in the Amount of \$1,984,563.60 with Conatser Construction TX, LP, for Pavement Reconstruction and Water Main Replacement on Portions of Fifth Avenue and Willing Avenue and Construction of a Chicane on West Cantey Street and Adopt Appropriation Ordinance (COUNCIL DISTRICT 9)
5. [M&C C-25186](#) - Authorize Execution of Amendment No. 3 to City Secretary Contract No. 37796 for the Parts Distribution and Service Centers Contract with AutoZone Texas, LP, to Extend the Contract Term No Later Than December 31, 2011 and Amend the Authorization for Parts, Pricing and Delivery with Western States Contracting Alliance (NO COUNCIL DISTRICT)
6. [M&C C-25187](#) - Authorize Execution of Change Order No. 1 to City Secretary No. 38677 with The Fain Group, Inc., in the Amount of \$571,986.73, for Additional Improvements at Cobb Park (COUNCIL DISTRICT 8)

## XVII. ZONING HEARING

1. [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. [ZC-11-050](#) - (CD 7) - TP Development, LLC, 8809-8851 S. Normandale Street; from: "R2" Townhouse/Cluster to: "C" Medium Density Multifamily **(Recommended for Approval) (Continued from a Previous Meeting)**
3. [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) (Continued from a Previous Meeting)**

4. **ZC-11-060 - (CD 2)** - Thomas Blanton & Keystone Equity Partners, Generally bounded by Angle Avenue, Old Decatur Road, Loop 820 W., Meacham Airport, and Limestone Terrace; from: "C" Medium Density Multifamily, "I" Light Industrial, "J" Medium Industrial, "K" Heavy Industrial, and "PD-847" Planned Development for all uses in "J" plus biodiesel fuel processing to: "PD/K" Planned Development for "K" Heavy Industrial plus rolling mills, rock, cement crushers; wholesale storage of petroleum products; paper and pulp manufacture; oil drilling and production; manufacture of heavy rubber products, recycling center, household hazardous wastes or waste tire facility, recyclable materials for transportation at transfer stations, storage processing, bailing or reclamation of paper, glass, wood, metals, plastic rags, junk, concrete, asphalt and other materials and materials recovery facilities and recycling centers; composting for yard and wood wastes, municipal solid waste, and/or sludge at composting facilities; collection and storage of household hazardous wastes; and processing and storage of scrap tires at waste tire facilities. A site development plan shall be provided for administrative review by the Planning & Development Department for recycling and other uses per Section 4.305(D) of the Comprehensive Zoning Ordinance; a site plan waiver recommended for other uses. The following uses are prohibited: gambling facilities, circus, sexually oriented businesses. **(Recommended for Approval) (Continued from a Previous Meeting)**

## **XVIII. CITIZEN PRESENTATIONS**

### **XIX. EXECUTIVE SESSION (PRE-COUNCIL CHAMBER)**

### **XX. 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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***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.***



**REVISED**

**AUDIT AND FINANCE ADVISORY COMMITTEE  
AGENDA  
Thursday, September 22, 2011  
3:00 p.m.**

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

Council Member Kathleen Hicks, Chair  
Council Member Frank Moss, Vice Chair  
Jungus Jordan, Council Member  
Dennis Shingleton, 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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- |  |  |
|--|--|
| <b>1. Call to Order/Welcome</b>  | Council Member Kathleen Hicks, Chair     |
| <b>2. Approval of Minutes from Meeting Held August 25, 2011</b>                    | Committee                                |
| <b>3. Review of Audit and Finance Committee Charter and Roles/Responsibilities</b> | Maleshia Farmer, Sr. Asst. City Attorney |

- |   |                                    |
|---|------------------------------------|
| <b>4. Review of Internal Audit's Five-Year Audit Plan, Including Fiscal Year 2012</b> | <b>Darlene Allen, City Auditor</b> |
|---|------------------------------------|

**5. 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.

- |   |           |
|---|-----------|
| <b>7. Future Agenda Items</b>   | Committee |
| <b>8. Next Meeting – Thursday, October 27, 2011, at 3:00 p.m. in the Pre-Council Chambers</b> |           |
| <b>9. Adjournment</b>   |           |

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  
August 25, 2011**

**Committee Members Present:**

Jungus Jordan, Council Member and Committee Chair  
Danny Scarth, Mayor Pro Tem and Committee Member  
Vickie Stevens, Citizen Appointee  
John M. Stevenson, Citizen Appointee  
Kathleen Hicks, Council Member and Committee Vice Chair

**Absent:**

**City Staff Present:**

Susan Alanis, 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 June 23, 2011 meeting. Ms. Hicks made a motion for approval and Ms. Stevens seconded the motion. The motion was approved.

**Update on Review of  
Outstanding Debt and  
Available Funds for  
Capital Projects**

Horatio Porter, Budget Officer  
Doug Wiersig, T/PW Director

Mr. Porter provided the committee members with a financial overview of the 2004 Bond Program, the 2007 Critical Capital and the 2008 Bond Program as well as the City Manager's budget recommendation as it relates to Infrastructure.

Mr. Wiersig addressed T/PW plans to complete the backlog of capital projects. Funding was approved in 2004 for some of the backlogged projects; however, the projects have not been completed.

**Update on Enterprise  
Resource Planning (ERP)**

Susan Alanis, Assistant City Manager

Ms. Alanis updated committee members on the current status of the ERP project including efforts which are either in progress or in a planning phase. These efforts were defined as HR/Payroll (Phase I) stabilization, implementation of maintenance bundles and software version upgrade, system preparation for open enrollment and the implementation of the Accounting/Financial (Phase II) package. She reported that significant accomplishments have been realized by the ERP team, but significant challenges still exist.

**City of Fort Worth  
Audit and Finance Advisory Committee  
Minutes of the Meeting Held  
August 25, 2011**

**Review Status of City's  
Payroll with Focus on  
Internal Controls from an  
Audit Perspective**

Terry Kile, Deloitte & Touche LLP  
Darlene Alan, City Auditor

Ms. Allen advised the committee that the Police and Fire Departments will be included in the (internal) audit of time and attendance records. Mr. Kile described the external auditor's focus which includes (1) general computer controls; (2) examination of the HR/Payroll system from the perspective of how the system was designed and how it was implemented and (3) detailed audit of payroll records for selected individuals through the entire year.

**Executive Session**

Not Required

**Future Agenda Items**

- 1) Update on the Internal Audit's Decision Package which is being considered for the FY 2011/12 budget.
- 2) Review Internal Audit's Five Year Audit Plan

**Next Meeting**

Thursday, September 22, 2011 at 3:00 p.m. in the Pre Council Chamber

**Adjournment**

Meeting adjourned.



Updated September 15, 2011

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

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September 20, 2011

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

**Continued Items:**

- **M&C L-15242** - Authorize Condemnation of Easement Interests in 0.115 Acres of Land for a Permanent Drainage Facility and 0.085 Acres of Land for Temporary Construction, Owned By Western Related Properties L.L.C., Located in Block 3, Lot 1-R, Deavers Addition, Also Known as 240 Nursery Lane for Scott-Sunset Drainage Improvements (COUNCIL DISTRICT 7 – Dennis Shingleton) **(Continued from September 13, 2011 by Staff)**
- **ZC-11-043** - M & H Food Mart, 2484 Avondale-Haslet Road; from: Unzoned to "E" Neighborhood Commercial **(Continued from August 23, 2011 by Council Member Shingleton)**
- **ZC-11-050** - TP Development, LLC, 8809-8831 and 8851 S. Normandale Street; from: "R2" Townhouse/Cluster to: "C" Medium Density Multifamily **(Continued from September 13, 2011 by Council Member Shingleton)**
- **ZC-11-052** - Mitchell, Mitchell, & Mitchell Partners, LTD., 12700 block of Private Road 4716; from: Unzoned and "FR" General Commercial Restricted to: "K" Heavy Industrial **(Continued from August 23, 2011 by Council Member Espino)**
- **ZC-11-060** - Thomas Blanton & Keystone Equity Partners, Generally bounded by Angle Avenue, Old Decatur Road, Loop 820 W., Meacham Airport, and Limestone Terrace; from: "C" Medium Density Multifamily, "I" Light Industrial, "J" Medium Industrial, "K" Heavy Industrial, and "PD-847" Planned Development for all uses in "J" plus biodiesel fuel processing to: "PD/K" Planned Development for "K" Heavy Industrial for certain uses and excluding gambling facilities, circus, and sexually oriented businesses. **(Continued from September 13, 2011 by Council Member Espino)**
- o Overview of Proposed Budget-Related Ordinances for Fiscal Year 2012 [*Horatio Porter, Budget Officer*]
- o Update on Aquatics Master Plan [*Susan Alanis, City Manager's Office*]
- o Briefing and Discussion on Proposed Gas Drilling Ordinance Amendments [*Rick Trice, Planning and Development*]

September 22, 2011 **(Thursday)**

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



Updated September 15, 2011

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

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**September 27, 2011**

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

- o Presentation of Fort Worth Public Art Fiscal Year 2012 Annual Work Plan [*Elva LeBlanc, Fort Worth Art Commission and Martha Peters, Arts Council of Fort Worth & Tarrant County*]
- o Report on Barnett Shale Economic Impact Analysis [*Dr. M. Ray Perryman, Perryman Group*]
- o Pension Review – City Council Roles and Responsibilities [*Laetitia Brown, Law Department*]
- o Review of M&C G-XXXX for Fund Balance Reporting Requirements Effective September 30, 2011 [*Lena Ellis, Financial Management Services*]
- o Presentation on Proposed Tax Abatement Agreement with Alcon Lab Holdings Inc. [*Robert Sturns, Housing and Economic Development*]

**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**

**10:00 a.m. Legislative and Intergovernmental Affairs Committee**  
**Noon – 3:00 p.m. Joint City Council/Employees’ Retirement Fund Pension Workshop (Ella Mae Shamblee Library, 1062 Evans Ave.)**  
**4:00 p.m. Pre-Council Meeting (NOTE TIME CHANGE)**  
**(Council Meeting moved to 7:00 p.m.)**

- o Briefing on the Naval Air Station Fort Worth Joint Reserve Base and the Regional Coordination Committee [*Captain Rob Bennett, Commanding Officer of Naval Air Station Fort Worth Joint Reserve Base and Paul Paine, Chairman of the Regional Coordination Committee*]



Updated September 15, 2011

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

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**October 25, 2011**

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

**October 27, 2011 (Thursday)**

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

***5:30 p.m. Joint FWISD/City Council Meeting  
(Tarrant County College – River Campus)***

**November 1, 2011 Monthly Zoning Meeting**

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

**November 8, 2011**

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

**November 15, 2011**

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

***Fort Worth Crime Control and Prevention District Board of Directors Meeting  
(Immediately Following the City Council 10:00 a.m. Meeting)***

**November 22, 2011**

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



*Updated September 15, 2011*

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

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**November 24, 2011**     *(Thursday)*

*City Hall Closed – Thanksgiving Holiday*

**November 25, 2011**     *(Friday)*

*City Hall Closed – Thanksgiving Holiday*

**November 29, 2011**

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



**CITY OF FORT WORTH, TEXAS  
REGULAR CITY COUNCIL MEETING  
SEPTEMBER 13, 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 7:05 p.m., on Tuesday, September 13, 2011, in the City Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102.

**II. INVOCATION - Bishop Ben Tillman, Church of Jesus Christ of Latter Day Saints**

The invocation was provided by Bishop Ben Tillman, Church of Jesus Christ of Latter Day Saints.

**III. PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

**IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF AUGUST 23, 2011**

Motion: Council Member Hicks made a motion, seconded by Mayor Pro tem Zimmerman that the minutes of the regular meeting of August 23, 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. L-15242 be continued to the September 20, 2011, Council meeting.

**VII. CONSENT AGENDA**

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

Council Member Hicks referenced Mayor and Council Communication No. L-15241, and clarified that the funds received from this agreement would be used for Highland Hills Park improvements.

**A. General - Consent Items**

**1. M&C G-17370 - Authorize the Conveyance and Acceptance by the City of Fort Worth of a Perpetual Drainage and Slope Easement of Approximately 2,607 Square Feet of Land at Dallas/Fort Worth International Airport Along South Pipeline Road.**

The City Council approved the following recommendation: Authorize the Conveyance and Acceptance by the City of Fort Worth of a Perpetual Easement of Approximately 2,607 Square Feet of Land at Dallas/Fort Worth International Airport Along South Pipeline Road for Drainage Improvements Related to a City of Fort Worth Roadway Bridge Replacement Project.

**2. M&C G-17371 - Adopt Ordinance Increasing the Number of Authorized Captain Positions in the Police Department by One Thereby Increasing the Total Number of Authorized Civil Service Positions by One.**

The City Council approved the following recommendation: Adopt Ordinance No. 19864-09-2011 Adding One (1) Position in the Classification of Captain; Adjusting the Total Number of Authorized Sworn Positions in the Police Department by One (1); and Providing a Statement of Purpose and Intent.

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

**1. M&C P-11283 - Authorize Non-Exclusive Purchase Agreements with Arbor Masters Tree Service, Northeast Service Inc., d/b/a Horton Tree and Rivers Tree Service to Provide Hazardous Tree Removal Services for the Parks and Community Services Department for a Combined Amount of \$300,000.00 for the First Year.**

**(VII. CONSENT AGENDA Continued)**

**(P-11283 Continued)**

The City Council approved the following recommendation: Authorize Non-Exclusive Purchase Agreements With Arbor Masters Tree Service, Northeast Service, Inc., d/b/a Horton Tree and Rivers Tree Service to Provide Hazardous Tree Removal Services for the Parks and Community Services Department for a Combined Amount of \$300,000.00 for the First Year.

**2. M&C P-11284 - Authorize a Sole Source Purchase Agreement with Advanced Metering Solutions for Sewer Monitoring Equipment for the Water Department for an Amount of \$75,000.00 for the First Year.**

The City Council approved the following recommendation: Authorize a Sole Source Purchase Agreement With Advanced Metering Solutions for Sewer Monitoring Equipment for the Water Department for an Amount of \$75,000.00 for the First Year.

**3. M&C P-11285 - Authorize the Sole Source Purchase of an Explosive Containment System Upgrade Package from Nabco, Inc., for the Fire Department for a Total Amount of \$158,500.00.**

The City Council approved the following recommendation: Authorize the Sole Source Purchase of an Explosive Containment System Model 42-GT-SCS TCV Retro-Fit and Upgrade Package From Nabco, Inc., for the Fire Department for a Total Amount of \$158,500.00.

**4. M&C P-11286 - Authorize Purchase of Airport and Aircraft Liability Insurance from Key & Piskuran Insurance Agency for the City of Fort Worth for a Combined Total Premium of \$63,800.00.**

The City Council approved the following recommendation: Authorize the Purchase of Airport Liability Insurance Coverage From Key & Piskuran Agency for the Policy Period of October 1, 2011, to September 30, 2012, for the Premium Cost of \$18,000.00; and Authorize the Purchase of Aircraft Liability Insurance Coverage From Key & Piskuran Agency for the Policy Period of October 1, 2011, to September 30, 2012, for the Premium Cost of \$45,800.00, for a Combined Total Premium of \$63,800.00.

**C. Land - Consent Items**

**1. M&C L-15238 - Authorize the Acquisition of a Fee Simple Interest in 0.268 Acres of Land for Right-of-Way for \$21,000 and an Easement Interest in 0.138 Acres for Temporary Construction for \$1,600.00 Located at 9000 Trinity Boulevard from Heli-One USA Inc., Formerly Known as HDS Helidyne Systems Inc., and Pay the Estimated Closing Costs of \$1,500.00 for a Total Cost of \$24,100.00 for the Widening of Precinct Line Road.**

(VII. CONSENT AGENDA Continued)

(L-15238 Continued)

The City Council approved the following recommendation: Authorize the Purchase of a Fee Simple Interest in 0.268 Acre of Land for Right-of-Way for \$21,000.00 and an Easement Interest in 0.138 Acre for Temporary Construction for \$1,600.00, Located in the Trinity Industrial Plaza Addition, Lot 1, Block 1, also Known as 9000 Trinity Boulevard, Fort Worth, Texas, From Heli-One USA Inc., Formerly Known as HDS Helidyne Systems, Inc.; Find That the Total Price of \$22,600.00 is Just Compensation for the Widening of Precinct Line Road; and Authorize the Acceptance and Recording of Appropriate Instruments.

**2. M&C L-15239 - Authorize the Acquisition of a Fee Simple Interest in 0.2554 Acres of Land for Right-of-Way, 0.3333 Acres of Land for Two Temporary Construction Easements and 0.2161 Acres of Land for Two Drainage Easements Located at 501 West Lancaster Avenue, from Ron Investments Ltd., for \$685,084.00 and Pay Estimated Closing Costs of \$11,000.00 for a Total Cost of \$696,084.00.**

The City Council approved the following recommendation: Authorize the Acquisition of a Fee Simple Interest in 0.2554 Acre of Land for Right-of-Way, 0.3333 Acre of Land for Two (2) Temporary Construction Easements and 0.2161 Acre of Land for Two (2) Drainage Easements Located at 501 West Lancaster Avenue, Described as Abstract No. 844, Tract 8A, Sarah G. Jennings Survey, From Ron Investments, Ltd., for the Reconstruction of Hemphill Street From Vickery Boulevard to Lancaster Street, for \$685,084.00 and Pay Estimated Closing Cost of \$11,000.00; Find That the Negotiated Price of \$685,084.00 is Just Compensation for a Total Cost of \$696,084.00; and Authorize the Acceptance and Recording of Appropriate Instruments.

**3. M&C L-15240 - Authorize the Acceptance of Eight Dedication Deeds Totaling 3.463 Acres of Land for Right-of-Way, Two Permanent Drainage Facility Easements Totaling 4.024 Acres of Land, One Permanent Sewer and Drainage Facility Easement Totaling 0.161 Acres of Land and Three Temporary Construction Easements Totaling 0.28 Acres of Land Located at Silver Creek Road and West of Loop 820 from Hickman Family Limited Partnership at No Cost to the City.**

The City Council approved the following recommendation: Authorize the Acceptance of Eight (8) Dedication Deeds Totaling 3.463 Acres of Land for Right-of-Way, Two (2) Permanent Drainage Facility Easements Totaling 4.024 Acres of Land, One (1) Permanent Sewer and Drainage Facility Easement Totaling 0.161 Acre of Land and Three (3) Temporary Construction Easements Totaling 0.28 Acre of Land Located at Silver Creek Road and West of Loop 820 From Hickman Family Limited Partnership at no Cost to the City; and Authorize the City Manager or his Designee to Accept the Conveyances and Record the Appropriate Instruments.

**(VII. CONSENT AGENDA Continued)**

**4. M&C L-15241 - Authorize Execution of an Agreement with Barnett Gathering, LP, in the Amount of \$20,888.00 for Temporary Workspace and Ingress and Egress Access on a Portion of the Surface of Highland Hills Park.**

The City Council approved the following recommendation: Authorize the Execution of an Agreement With Barnett Gathering, LP, in the Amount of \$20,888.00 for Temporary Workspace and Ingress and Egress Access on a Portion of the Surface of Highland Hills Park.

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

**1. M&C PZ-2953 - Adopt Ordinance Vacating a Portion of a Sixteen Foot Alley Located Within Block 18, Van Zandt's Park Addition, Between Norwood Street and Currie Street.**

The City Council approved the following recommendation: Adopt Ordinance No. 19865-09-2011 Vacating and Extinguishing a 16-Foot Wide Alley Right-of-Way, Located in Block 18, Van Zandt's Park Addition, Between Norwood Street and Currie Street, an Addition to the City of Fort Worth, Tarrant County, Texas; and Containing Approximately 6,400 Square Feet of Land More or Less; Providing for Reversion of Fee in Said Land; Providing That the City Shall Retain All Existing Utilities Easements; and Waive any and All Purchase Fee Value of the Vacated Land in Accordance With City Policy (M&C G-15624).

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

**1. M&C C-25129 - Authorize Execution of an Encroachment Agreement with Atmos Energy for the Installation of a Gas Line Within an Existing Water Line Easement Between Oak Grove Shelby and Serene Creek Lane in the Vicinity of 9700 South Race Street.**

The City Council approved the following recommendation: Authorize the Execution of a Standard Easement Encroachment Agreement With Atmos Energy for the Installation of a Gas Line Within an Existing Water Line Easement Between Oak Grove Shelby and Serene Creek Lane in the Vicinity of 9700 South Race Street.

**2. M&C C-25130 - Amend the Community Facilities Agreement City Contract No. 40594 with NRP Contractors LLC, and Authorize City Participation in an Amount Not to Exceed \$155,143.04 for Construction of Sixteen Inch Water Main to Serve Four Seasons at Clear Creek.**

The City Council approved the following recommendation: Authorize Amending the Community Facilities Agreement With NRP Contractors, LLC, for the City to Participate in an Amount Not to Exceed \$155,143.04 for the Construction of the 16-Inch Water Main to Serve Four Seasons at Clear Creek.

(VII. CONSENT AGENDA Continued)

**3. M&C C-25131 - Authorize Execution of an Easement Encroachment Agreement with the Pulte Group for the Construction of an Entry Feature Wall and Screening Wall Over a Twenty Two Foot Utility Easement at Basswood Boulevard and the Future Montebeliard Parkway.**

The City Council approved the following recommendation: Authorize the Execution of an Easement Encroachment Agreement With the Pulte Group for the Construction of an Entry Feature Wall and Screening Wall Over a 22-Foot Utility Easement at Basswood Boulevard and the Future Montebeliard Parkway, Currently Named Horseman Drive.

**4. M&C C-25132 - Authorize Execution of an Easement Encroachment Agreement with The Heights Home Owners Association for the Construction of Carports Over a Fifteen Foot Water and Sanitary Sewer Easement at 4701 Donnelly Avenue.**

The City Council approved the following recommendation: Authorize the Execution of a Standard Encroachment Agreement With The Heights Home Owners Association for the Construction of Carports Over a 15-Foot Water and Sanitary Sewer Easement at 4701 Donnelly Avenue.

**5. M&C C-25133 - Authorize a Second Amendment to the Conditional Commitment and Contract for HOME Investment Partnership Program Grant Funds to Cornerstone Assistance Network Housing Development Corporation for the Development of Two Single Family Houses in the Polytechnic Neighborhood.**

The City Council approved the following recommendation: Authorize a Second Amendment to the Conditional Commitment and Contract With Cornerstone Assistance Network Housing Development Corporation to Reduce the Number of Single Family Houses to be Developed on the 3200 Block of Strong Avenue in the Polytechnic Neighborhood From Three (3) Single Family Houses to Two (2) Single Family Houses.

**6. M&C C-25134 - Authorize Execution of Change Order No. 1 in the Amount of \$83,686.00 to City Secretary Contract No. 41006 with Stabile & Winn, Inc., for Water Main, Water Services, Sanitary Sewer Main and Sanitary Sewer Service Replacements on Glenmont Court in a Total Contract Amount of \$1,152,206.50.**

The City Council approved the following recommendation: Authorize Execution of Change Order No. 1 in the Amount of \$83,686.00 to City Secretary Contract No. 41006 a Construction Contract With Stabile & Winn, Inc., for Water Main, Water Services, Sanitary Sewer Main and Sanitary Sewer Services Replacements on Glenmont Court, Thereby Revising the Original Contract Amount to \$1,152,206.50.

**(VII. CONSENT AGENDA Continued)**

**7. M&C C-25135 - Authorize Execution of an Engineering Agreement in the Amount of \$78,276.00 with Multatech Engineering, Inc., for the Design of the Cedar Breaks Drive Drainage Improvements.**

The City Council approved the following recommendation: Authorize Execution of an Engineering Agreement With Multatech Engineering, Inc., in the Amount of \$78,276.00 for Design of the Cedar Breaks Drive Drainage Improvements.

**8. M&C C-25136 - Authorize Execution of a Work Order in the Amount of \$51,165.37 with Job Order Contractor, Yeargan Construction Company - The Mark IV Construction Group to Provide a Female Restroom Facility in Fire Station No. 15 and Authorize Administrative Execution of Future Job Order Contractor Work Orders in Amount of \$50,000.00 or Less.**

The City Council approved the following recommendation: Authorize the Execution of a Work Order in the Amount of \$51,165.37 With Job Order Contractor, Yeargan Construction Company - The Mark IV Construction Group to Provide a Female Restroom Facility in Fire Station No. 15; and Authorize the Administrative Execution of Future Job Order Contractor Work Orders in the Amount of \$50,000.00 or Less.

**9. M&C C-25137 - Authorize Amendment No. 2 in the Amount of \$7,658.20 to City Secretary Contract No. 38347, an Engineering Services Agreement with Freese & Nichols, Inc., for the Design of Harley Avenue from University Drive to Montgomery Avenue and Adopt Appropriation Ordinance Resulting in a Total Agreement Amount of \$388,387.20.**

The City Council approved the following recommendation: Authorize the Transfer of \$7,658.20 From the Culture and Tourism Operating Fund to the Street Improvements Fund; Adopt Appropriation Ordinance No. 19866-09-2011 Increasing the Estimated Receipts and Appropriations in the Street Improvements Fund, From Available Funds, for the Purpose of Providing Funds for the Design of Harley Avenue From University Drive to Montgomery Avenue; and Authorize Amendment No. 2 in the Amount of \$7,658.20 to City Secretary Contract No. 38347, an Engineering Services Agreement With Freese & Nichols, Inc., for a Total Contract Cost of \$388,387.20.

**10. M&C C-25138 - Authorize Execution of a Contract with JLB Contracting, LLC., in the Amount of \$984,351.30 for Hot Mix Asphaltic Concrete Surface Overlay 2011-2013 at Seventeen Locations.**

The City Council approved the following recommendation: Authorize the Execution of a Contract With JLB Contracting, LLC., in the Amount of \$984,351.30 for 120 Calendar Days for Hot Mix Asphaltic Concrete Surface Overlay 2011-2013 at 17 Locations.

**(VII. CONSENT AGENDA Continued)**

**11. M&C C-25139 - Authorize Execution of a Contract with JLB Contracting, LLC, in the Amount of \$953,096.50 for Hot Mix Asphaltic Concrete Surface Overlay 2011-17 at Four Locations and Adopt Appropriation Ordinance.**

The City Council approved the following recommendation: Authorize Execution of a Contract With JLB Contracting, LLC, in the Amount of \$953,096.50 for 110 Calendar Days for Hot Mix Asphaltic Concrete Surface Overlay 2011-17 at Four (4) Locations; Authorize the Transfer of \$381,238.60 From the Water and Sewer Fund in the Amounts of \$228,743.16 to the Water Capital Projects Fund and \$152,495.44 to the Sewer Capital Projects Fund; and Adopt Appropriation Ordinance No. 19867-09-2011 Increasing the Estimated Receipts and Appropriations in the Water Capital Projects Fund and in the Sewer Capital Projects Fund, From Available Funds, for the Purpose of Funding the Project.

**12. M&C C-25140 - Authorize Execution of a Contract with Peachtree Construction, Ltd., in the Amount of \$971,663.00 for Hot Mix Asphaltic Concrete Surface Overlay 2011-18 at Ten Locations and Adopt Appropriation Ordinance.**

The City Council approved the following recommendation: Authorize the Execution of a Contract With Peachtree Construction, Ltd., in the Amount of \$971,663.00 for 110 Calendar Days for Hot Mix Asphaltic Concrete Surface Overlay 2011-18 at 10 Locations; Authorize the Transfer of \$388,665.20 From the Water and Sewer Fund in the Amounts of \$233,199.12 to the Water Capital Projects Fund and \$155,466.08 to the Sewer Capital Projects Fund; and Adopt Appropriation Ordinance No. 19868-09-2011 Increasing the Estimated Receipts and Appropriations in the Water Capital Projects Fund and in the Sewer Capital Projects Fund, From Available Funds, for the Purpose of Funding the Project.

**13. M&C C-25141 - Authorize Execution of a Storm Water Facility Maintenance Agreement with Cosmos Foundation, Inc., on Property Located at 8080 West Cleburne Road, West of Hulen Street and South of Columbus Trail at No Cost to the City.**

The City Council approved the following recommendation: Authorize the Execution of a Storm Water Facility Maintenance Agreement With Cosmos Foundation, Inc., for Property Located at 8080 West Cleburne Road in the Isabel Flores Survey, Abstract No. 507, Trail, 1D, West of Hulen Street and South of Columbus Trail, at No Cost to the City.

**14. M&C C-25142 - Authorize Execution of Change Order No. 1 in the Amount of \$131,604.00 to City Secretary Contract No. 41264 with Stabile & Winn, Inc., for Corrections to Units of Measurement for Temporary Trench Repair for Water Main, Water Services, Sanitary Sewer and Sanitary Sewer Services Replacements on Fletcher Avenue, Goodman Avenue, Lake Como Drive, Hervie Street, Curzon Avenue, Penticost Street and Sanguinet Street Resulting in a Total Contract Amount of \$2,559,156.20.**

**(VII. CONSENT AGENDA Continued)**

**(C-25142 Continued)**

The City Council approved the following recommendation: Authorize Execution of Change Order No. 1 in the Amount of \$131,604.00 to City Secretary Contract No. 41264, a Construction Contract With Stabile & Winn, Inc., for Water Main, Water Services, Sanitary Sewer and Sanitary Sewer Services Replacements on Fletcher Avenue, Goodman Avenue, Lake Como Drive, Hervie Street, Curzon Avenue, Penticost Street and Sanguinet Street, Thereby Revising the Original Contract Amount to \$2,559,156.20.

**15. M&C C-25143 - Authorize Execution of an Artwork Commission Contract with Artists Frances Bagley, L.L.C., and Tom Orr, L.L.C., in the Amount of \$76,170.00 for a Sculpture to Be Installed in Front of Fire Station No. 27 Located at 2940 Precinct Line Road.**

The City Council approved the following recommendation: Authorize the City Manager to Enter into an Artwork Commission Contract With Artists Frances Bagley, L.L.C., and Tom Orr, L.L.C., in the Amount of \$76,170.00 for a Sculpture to be Installed at Fire Station No. 27, Located at 2940 Precinct Line Road.

**16. M&C C-25144 - Adopt Supplemental Appropriation Ordinance Increasing Appropriations in the Culture and Tourism Fund in the Amount of \$223,000.00 and Decreasing the Unaudited, Unreserved, Undesignated Culture and Tourism Fund Balance by the Same Amount and Authorize the Execution of a Contract with Johnson Controls, Inc., in the Amount of \$197,286.00 to Replace the Hot Water Piping for the Heating, Ventilation and Air Conditioning System in the East Exhibit Hall/Annex at the Fort Worth Convention Center.**

The City Council approved the following recommendation: Adopt Supplemental Appropriation Ordinance No. 19869-09-2011 Increasing the Estimated Receipts and Appropriations in the Culture and Tourism Fund in the Amount of \$223,000.00 and Decreasing the Unaudited, Unreserved, Undesignated Fund Balance by the Same Amount, for the Purpose of Replacing the Hot Water Piping for the Heating, Ventilation and Air Conditioning System in the East Exhibit Hall/Annex at the Fort Worth Convention Center; and Authorize the Execution of a Contract With Johnson Controls, Inc., in the Amount of \$197,286.00 Using a Texas Multiple Award Schedule Contract Number TXMAS-6-840160 to Replace the Hot Water Piping for the Heating, Ventilation and Air Conditioning System in the East Exhibit Hall/Annex at the Fort Worth Convention Center.

**17. M&C C-25145 - Authorize Execution of a Task Force Agreement with the United States Department of Justice, Drug Enforcement Administration to Continue Operation of the Drug Enforcement Administration Dallas/Fort Worth Airport Task Force for Reimbursement of Overtime Costs for an Amount Up to \$120,415.75 and Adopt Appropriation Ordinance.**

**(VII. CONSENT AGENDA Continued)**

**(C-25145 Continued)**

The City Council approved the following recommendation: Authorize the Execution of a Task Force Agreement With the United States Department of Justice, Drug Enforcement Administration to Continue Operation of the Drug Enforcement Administration Dallas/Fort Worth Airport Task Force; Authorize the Term of the Agreement to be October 1, 2011, Through September 30, 2012; Authorize the Police Department to Accept Up to \$120,415.75 for Reimbursement of Overtime Worked by the Assigned Officers; and Adopt Appropriation Ordinance No. 19870-09-2011 Increasing the Estimated Receipts and Appropriations in the Grants Fund, Subject to Receipt of Funds From the United States Department of Justice, Drug Enforcement Administration, for the Purpose of Funding the Reimbursement of Overtime Payments Made to Officers Assigned to the Drug Enforcement Agency Dallas/Fort Worth Airport Task Force for Fiscal Year 2012.

**18. M&C C-25146 - Authorize Execution of a Cost Reimbursement Agreement with the United States Federal Bureau of Investigation for Participation in an Organized Crime Drug Enforcement Task Force, Accept Grant Funds in an Amount Up to \$2,200.00 for Overtime and Adopt Appropriation Ordinance.**

The City Council approved the following recommendation: Authorize the Execution of a Cost Reimbursement Agreement With the United States Federal Bureau of Investigation, Organized Crime Drug Enforcement Task Force in Order for the Police Department to Participate in the Task Force by Temporarily Assigning Fort Worth Police Officers to the Task Force; Authorize the Agreement to Begin When Authorized Agents of All Parties Have Signed the Agreement and Continue Until September 30, 2011; and Adopt Appropriation Ordinance No. 19871-09-2011 Increasing the Estimated Receipts and Appropriations in the Grants Fund in the Amount of \$2,200.00, Subject to Receipt of Funds From the United States Federal Bureau of Investigation, for the Purpose of Funding the Reimbursement of Overtime Payments Made to Officers Assigned to the Organized Crime Drug Enforcement Task Force for Fiscal Year 2011.

**19. M&C C-25147 - Authorize Execution of an Agreement Between the United States Department of Justice, Drug Enforcement Administration and the City of Fort Worth for Payment of Overtime in an Amount Up to \$86,026.25 for Participation in the North Texas High Intensity Drug Trafficking Area Task Force Group 2 for Fiscal Year 2012 and Adopt Appropriation Ordinance.**

The City Council approved the following recommendation: Authorize Execution of an Agreement With the United States Department of Justice, Drug Enforcement Administration Regarding the North Texas High Intensity Drug Trafficking Area Task Force Group 2 for Fiscal Year 2012; Authorize the Agreement to Begin on October 1, 2011, and End on September 30, 2012, and Provide that a 30 Day

**(VII. CONSENT AGENDA Continued)**

**(C-25147 Continued)**

Advance Written Notice be Required for Termination of the Agreement; Authorize the Agreement to be Extended for Up to Four (4), One (1) Year Options; Authorize the Police Department to Accept Up to \$86,026.25 for Reimbursement of Overtime Payments Made to the Five (5) Officers Assigned to the North Texas High Intensity Drug Trafficking Area Task Force Group 2; and Adopt Appropriation Ordinance No. 19872-09-2011 Increasing the Estimated Receipts and Appropriations in the Grants Fund in the Amount of \$86,026.25, Subject to Receipt of Funds From the United States Department of Justice, Drug Enforcement Administration, for the Purpose of Funding the Reimbursement of Overtime Payments Made to Officers Assigned to the North Texas High Intensity Drug Trafficking Area Task Force Group 2 for Fiscal Year 2012.

**20. M&C C-25148 - Authorize Change Order No. 1 in the Amount of \$278,413.52 for a Revised Total Contract Amount of \$2,527,047.84 to City Secretary Contract No. 38017 with S.J. Louis Construction of TX, Ltd., for Water and Sanitary Sewer Relocations for State Highway 121T, Part 18 - Stonegate Forty-Two Inch Water Line.**

The City Council approved the following recommendation: Authorize Execution of Change Order No. 1 in the Amount of \$278,413.52 to City Secretary Contract No. 38017 With S.J. Louis Construction of TX, Ltd., for Water and Sanitary Sewer Relocations for State Highway 121T, Part 18 – Stonegate 42-Inch Water Line Thereby Increasing the Contract Amount to \$2,527,047.84.

**21. M&C C-25149 - Rescind Award of Contract to Utilitex Construction, LLP, for Water and Sanitary Sewer Relocations for State Highway 121T, Part 4 and Authorize Execution of a Contract in the Amount of \$819,420.00 with Conatser Construction TX, LP, for Water and Sanitary Sewer Relocations for State Highway 121T, Part 4, at Forest Park Boulevard and Eleventh Street.**

The City Council approved the following recommendation: Authorize Recession of the Previously Awarded Contract to Utilitex Construction, LLP, for Water and Sanitary Sewer Relocations for State Highway 121T, Part 4; and Authorize Execution of a Contract in the Amount of \$819,420.00 With Conatser Construction TX, LP, for State Highway 121T, Part 4.

**22. M&C C-25150 - Authorize Execution of the First Amendment to the Agreement for Reclaimed Water Service with the City of Euless Adding a Second Point of Delivery.**

The City Council approved the following recommendation: Authorize the City Manager to Execute the First Amendment to the Agreement for Reclaimed Water Service With the City of Euless Adding a Second Point of Delivery (Bear Creek Parkway).

**(VII. CONSENT AGENDA Continued)**

**23. M&C C-25151 - Authorize Execution of an Engineering Agreement in the Amount of \$113,225.00 with Alan Plummer Associates, Inc., for the Design of the Reclaimed Water Line Extension Along American Boulevard.**

The City Council approved the following recommendation: Authorize the Execution of an Engineering Agreement With Alan Plummer Associates, Inc., for the Design of the Reclaimed Water Line Extension Along American Boulevard for a Total Fee of \$113,225.00.

**24. M&C C-25152 - Authorize Change Order No. 2 in the Amount of \$41,910.00 for a Total Contract Amount of \$1,854,562.00 to City Secretary Contract No. 41358 with Archer Western Contractors, Ltd., for the Village Creek Reclaimed Water Quality Improvements Located at the Village Creek Wastewater Treatment Plant.**

The City Council approved the following recommendation: Authorize the Execution of Change Order No. 2 in the Amount of \$41,910.00 to City Secretary Contract No. 41358 With Archer Western Contractors, Ltd., for the Village Creek Reclaimed Water Quality Improvements Located at the Village Creek Wastewater Treatment Plant, Thereby Revising the Total Contract to \$1,854,562.00.

**25. M&C C-25153 - Ratification of Emergency Procurement of Services from Garney Companies, Inc., in the Amount of \$199,000.00 and with Rosemount, Inc., in the Amount of \$28,159.55 for the Rolling Hills Water Treatment Plant Filter No. 3 Repairs, Located at 2500 Southeast Loop 820.**

The City Council approved the following recommendation: Ratify the Emergency Procurement of Services From Garney Companies, Inc., in the Amount of \$199,000.00 and With Rosemount, Inc., in the Amount of \$28,159.55 for the Rolling Hills Water Treatment Plant Filter No. 3 Repairs, Located at 2500 Southeast Loop 820.

**26. M&C C-25154 - Authorize Execution of Amendment No. 3 in the Amount of \$156,000.00 for a Revised Total Contract Amount of \$5,544,839.00, to City Secretary Contract No. 26050, an Engineering Agreement with Camp Dresser and McKee, Inc., for the Design of the Rolling Hills Water Treatment Plant Facilities Upgrade and 40-MGD Expansion Phase 5 - Chemical Facilities Improvements.**

The City Council approved the following recommendation: Authorize Execution of Amendment No. 3 to an Engineering Agreement With Camp Dresser and McKee, Inc., City Secretary Contract No. 26050, for the Design of the Rolling Hills Water Treatment Plant Facilities Upgrade and 40-MGD Expansion Phase 5 - Chemical Facilities Improvements, Thereby Increasing the Amount of the Contract by \$156,000.00 to \$5,544,839.00.

**(VII. CONSENT AGENDA Continued)**

**27. M&C C-25155 - Authorize Execution of an Agreement with the City of Dallas, the North Texas Municipal Water District and the Trinity River Authority of Texas to Continue the Upper Trinity Basin Water Quality Compact with City Participation in the Amount of \$30,000.00.**

The City Council approved the following recommendation: Authorize Execution of an Agreement With the City of Dallas, the North Texas Municipal Water District and the Trinity River Authority of Texas to Continue the Upper Trinity Basin Water Quality Compact; and Authorize the Payment of the City's Share of the Cost for Fiscal Year 2011-2012 Compact Budget in the Amount of \$30,000.00 for Water Quality Monitoring, Studies and Related Activities.

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

**1. OCS - 1826 - Notice of Claims for Alleged Damages and/or Injuries**

End of Consent Agenda.

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

**1. Presentation of Proclamation for Hispanic Heritage Month**

Students from Ballet Folklorico performed a dance routine for the Mayor and Council Members in honor of Hispanic Heritage Month.

Council Member Espino presented the Proclamation for Hispanic Heritage Month to Rosalinda Mendoza, 2011 Chair, Hispanic Heritage Employee Celebration Committee and stated since its founding, this nation's history had been shaped by a diversity of race, culture and traditions, including that of Hispanics who had come from Spain, Mexico and the Caribbean, and Central and South American countries in pursuit of freedom and the opportunity to achieve their dreams. He further stated that Fort Worth residents of Hispanic descent made up over 34 percent of the City's population and were a vital and thriving force in the community and economy. He pointed out that 1,300 of the 6,200 City of Fort Worth employees were of Hispanic descent. He stated that the City of Fort Worth recognized that Hispanic residents contributed to the strength and success of the United States, as well as Fort Worth, through business, law, community service, politics, the arts, education and many other fields. He also advised that across America, Hispanics protected neighborhoods as police officers and first responders, guided youth as teachers and mentors and boosted economic growth as business owners and operators, in addition to serving as members in the Armed Forces, heroically fighting and dying in every war since the American Revolution, defending the liberties and security of the United States, many having served before becoming American citizens. He stated that Fort Worth honored the accomplishments of the Hispanic community in its role in shaping the City as well as the City

**(IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC. #1 Continued)**

employees who established the Hispanic Heritage Employee Celebration Committee 10 years ago so that the rich cultural traditions of the Hispanic community could be shared and recognized by all. He added that the public was invited to join Fort Worth City Employees' 10th annual Hispanic Heritage Celebration, on September 16, 2011, 11:00 a.m. to 1:30 p.m. in front of City Hall, located at 1000 Throckmorton Street.

Ms. Mendoza expressed appreciation to the Mayor and Council Members for their support and presented Mayor Price with a Hispanic Heritage Month t-shirt.

**2. Presentation of Results of the 2011 Employee Food Drive**

Mr. Kent Penney, Director, Aviation Department, Honorary Chair of 2011 Employee Food Drive, presented the final results of the internal competition between the City departments. He stated that the results for this year were: \$47,695.16 and 17,293 pounds of food donated. He presented Mr. Bo Soderberg, Executive Director of the Tarrant Area Food Bank, with a commemorative check for \$47,695.16 and expressed appreciation to everyone who contributed to the fight to end hunger.

Mr. Soderberg expressed appreciation to City staff and the Mayor and Council Members for their support and participation and stated this year was more successful than the years past.

Mayor Price expressed appreciation to the City employees for their contribution to the Food Drive.

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

**1. Upcoming and Recent Events**

Council Member Burns announced this was the end of National Suicide Prevention Week and advised that the Local Outreach to Suicide Survivors (LOSS) held a walk/run event at Trinity Park last weekend. He stated that LOSS helped survivors lessen the amount of recovery time and minimize the lasting effects of suicide.

Ms. Lezlie Culver, Coordinator, LOSS, advised that the walk/run event held at Trinity Park was a huge success and stated the event raised over \$70,000.00 for the cause. She expressed appreciation to Council Member Burns for his participation in the event and presented him with a medal and a Certificate of Recognition. She also presented the Mayor and Council Members with t-shirts from the event. She stated for more information on LOSS to contact (817) 733-9123 or visit [www.mhac.org](http://www.mhac.org).

Mayor Price expressed appreciation to Ms. Culver and the members of LOSS for their support of such an important cause.

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

Council Member Burns also announced that Downtown Fort Worth, Inc., would hold a meeting regarding the future of Hunter Plaza on September 14, 2011, from 5:30 p.m. to 6:30 p.m., at the First United Methodist Church, Wesley Hall. He also announced that the Fort Worth Commission for Women would host a dinner program entitled, “Ignite Your Community” on September 15, 2011, at the Tarrant County College Trinity River Campus, located at 300 Trinity Campus Circle. He also pointed out that the keynote speaker for the dinner was Senator Wendy Davis. He expressed appreciation to all who attended the Diez y Seis de Septiembre celebration and parade and stated it was a fun filled event.

Mayor Pro tem Zimmerman announced the Fort Worth Human Relations Commission would be hosting Movies That Matter – A Human Rights Film Series on September 15, 2011, at 7:00 p.m., at the Modern Art Museum of Fort Worth, located at 3200 Darnell Street. He stated seating was limited and encouraged everyone to make reservations in advance to view the film. He also announced the Tarrant Area Food Bank would be hosting the second annual Legislative Lunch on September 28, 2011, at 11:45 a.m. and encouraged everyone to “save the date” for the event.

Council Member Burns announced that International Association of Official Human Rights Agencies presented the City of Fort Worth, along with Fairness Fort Worth, with the President’s Award for their work in the area of Human Rights.

Council Member Shingleton announced that Jazz by the Boulevard had grown and was renamed the Fort Worth Music Festival. He stated that the festival would be held September 30, 2011, through October 1, 2011, and would feature 20 bands, food and family fun.

Council Member Scarth announced the “Best is Yet to Come” event, sponsored by Score A Goal in the Classroom and many other organizations, would be held on September 17, 2011, at 10:00 a.m., at the Tarrant County College Riverfront Campus. He stated the purpose of the event was to read and mentor to children and stated for more information to visit [www.scoreagoal.org](http://www.scoreagoal.org). He also announced that Cowtown Cruisin’ for a Cure would be held on September 17, 2011, from 10:00 a.m. to 3:00 p.m., and stated the event promoted colon cancer awareness and early screening. He stated free colon cancer screening would be available at the event.

Council Member Espino announced that Hispanic Heritage Month which would be held September 15, 2011, through October 15, 2011, was a time when many of the Latin countries celebrated their independence. He stated numerous celebrations and events relative to Hispanic Heritage Month would be held throughout the City and encouraged everyone to participate. He stated that the family events would feature performances from the dancers of Ballet Folklórico, authentic Hispanic food and music.

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

Mayor Price announced that the 9/11 Tribute Exhibit at Fort Worth Museum of Science and History was a wonderful outpour of love in the City. She expressed appreciation to all of the City staff and volunteers who coordinated the event and stated it was a wonderful tribute to the tragic events of 9/11. She also announced the Ride with the Mayor event would be held on September 17, 2011, at 8:30 a.m., at Texas Wesleyan University. She encouraged bicycle riders of all ages and abilities to attend the event.

**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**

Mayor Price announced the appointments and reappointments to the following City Council Standing committees:

Audit and Finance Committee

Council Member Kathleen Hicks – Chair  
Council Member Frank Moss – Vice Chair  
Council Member Jungus Jordan  
Council Member Dennis Shingleton  
Citizen Member Vickie Stevens  
Citizen Member John Stevenson

Housing and Economic Development Committee

Council Member Joel Burns – Chair  
Council Member Kathleen Hicks – Vice Chair  
Mayor Betsy Price  
Mayor Pro tem W. B. "Zim" Zimmerman  
Council Member Salvador Espino  
Council Member Daniel Scarth  
Council Member Frank Moss  
Council Member Jungus Jordan  
Council Member Dennis Shingleton

**(XI. PRESENTATIONS BY THE CITY COUNCIL #1 Continued)**

Infrastructure and Transportation Committee

Council Member Salvador Espino – Chair  
Council Member Daniel Scarth – Vice Chair  
Council Member Jungus Jordan  
Council Member Joel Burns

Legislative and Intergovernmental Affairs Committee

Council Member Daniel Scarth – Chair  
Council Member Dennis Shingleton – Vice Chair  
Mayor Pro tem W. B. "Zim" Zimmerman  
Council Member Frank Moss

Court Committee

Council Member Frank Moss – Chair  
Council Member Salvador Espino  
Council Member Kathleen Hicks

Major Initiative on Rail

Council Member Jungus Jordan

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

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

**XIII. ZONING HEARING**

Mayor Price opened the public hearing and asked if there was anyone present desiring to be heard.

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 August 29, 2011.

**1. Zoning Docket No. ZC-11-040 - F. W. Mason Heights, L.P., 3670 Wichita Street; South of Berry Street between Mitchell Boulevard, and Wichita Street; from: "PD-721" Planned Development for A-5 uses to include a restricted buffer area for any gas well heads within 600 feet to: Amend PD-721 to create: Tract 1: "PD/A5" Planned Development for "A-5" One-Family Residential uses with development standards, site plan waiver recommended; Tract 2: "PD/R2" Planned Development for "R2" Townhouse/Cluster uses with development standards, site plan waiver recommended; Tracts 3, 4, 6: "PD/ER" Planned Development for "ER" Neighborhood Commercial Restricted uses plus assisted living facility, nursing home with full medical services, and massage therapy & spa with development standards, site plan required; and Tract 5: "PD/C" Planned Development for all uses in "C" Medium Density Multifamily with development standards, site plan required.(Recommended for Approval)**

Council Member Hicks expressed appreciation to Mr. Happy Baggett and his business partners for their hard work on this project. She stated that she was very proud of the renaissance that was taking place in this area and added that the new development would benefit the entire City.

Mr. Michael Clark, 6750 Hillcrest, Dallas, Texas 75230, completed a speaker card in support of Zoning Docket No. ZC-11-040, but did not wish to address the City Council.

Motion: Council Member Hicks made a motion, seconded by Council Member Espino, that Zoning Docket No. ZC-11-040 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**2. Zoning Docket No. ZC-11-050 - TP Development, LLC, 8809-8851 S. Normandale Street; from: "R2" Townhouse/Cluster to: "C" Medium Density Multifamily (Recommended for Approval) (Continued from a Previous Meeting)**

This item was continued from the August 21, 2011, Council meeting.

Motion: Council Member Shingleton made a motion, seconded by Council Member Jordan, that Zoning Docket No. ZC-11-050 be continued until the September 20, 2011, Council meeting. The motion carried unanimously nine (9) ayes to zero (0) nays.

**3. Zoning Docket No. 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. (Recommended for Denial) (Continued from a Previous Meeting)**

This item was continued from the August 21, 2011, Council meeting.

Mr. Marty Moore, 3146 Waits Avenue, completed a speaker card in support of Zoning Docket No. ZC-11-054 and was recognized by Mayor Price, but was not present in the Council Chamber.

**(ZC-11-054 Continued)**

The following individuals appeared before Council in opposition to Zoning Docket No. ZC-11-054 and stated that the proposed parking lot would lower home values and was not in compliance with the Comprehensive Plan or the Urban Village concept. They stated that the parking lot would increase crime, trash and noise in the area. They also stated that this item should not have been continued for discussion for so many months as none of the neighbors supported this item. They stated that they wanted an Urban Village not commercial encroachment. They requested the City Council deny this item.

Mr. John Davis, representing Bluebonnet Hills Neighborhood Association, 3216 Rogers Avenue  
Mr. Michael Banta, 3209 Greene Avenue  
Ms. Genna Banta, 3209 Greene Avenue

The following individuals completed speaker cards in opposition to Zoning Docket No. ZC-11-054, but did not wish to address the City Council.

Ms. Rita Vinson, 6216 Dovenshire Terrace  
Mr. Carlos Renteria, 708 Arch Adams Lane  
Ms. Cheryl Renteria, 708 Arch Adams Lane

Ms. Carolyn Mitchell, 3412 Rogers Avenue, completed a speaker card in opposition to Zoning Docket No. ZC-11-054 and was recognized by Mayor Price, but was not present in the Council Chamber.

Council Member Burns stated the reason this item had been continued several times was to encourage the neighbors to work with the applicant and property owners to develop a compromise. He stated there was a lack of communication and that a compromise could not be achieved. He advised that his motion was to deny this item with prejudice and encouraged the neighborhood associations and the property owners to work together in the future.

Motion: Council Member Burns made a motion, seconded by Council Member Hicks, that Zoning Docket No. ZC-11-054 be denied with prejudice. The motion carried unanimously nine (9) ayes to zero (0) nays.

**4. Zoning Docket No. ZC-11-060 -Thomas Blanton & Keystone Equity Partners, Generally bounded by Angle Avenue, Old Decatur Road, Loop 820 W., Meacham Airport, and Limestone Terrace; from: "C" Medium Density Multifamily, "I" Light Industrial, "J" Medium Industrial, "K" Heavy Industrial, and "PD-847" Planned Development for all uses in "J" plus biodiesel fuel processing to: "PD/K" Planned Development for "K" Heavy Industrial plus rolling mills, rock, cement crushers; wholesale storage of petroleum products; paper and pulp manufacture; oil drilling and production; manufacture of heavy rubber products, recycling center, household**

(ZC-11-060 Continued)

**hazardous wastes or waste tire facility, recyclable materials for transportation at transfer stations, storage processing, bailing or reclamation of paper, glass, wood, metals, plastic rags, junk, concrete, asphalt and other materials and materials recovery facilities and recycling centers; composting for yard and wood wastes, municipal solid waste, and/or sludge at composting facilities; collection and storage of household hazardous wastes; and processing and storage of scrap tires at waste tire facilities. A site development plan shall be provided for administrative review by the Planning & Development Department for recycling and other uses per Section 4.305(D) of the Comprehensive Zoning Ordinance; a site plan waiver recommended for other uses. The following uses are prohibited: gambling facilities, circus, sexually oriented businesses. (Recommended for Approval)**

Motion: Council Member Espino made a motion, seconded by Council Member Hicks, that Zoning Docket No. ZC-11-060 be continued until the September 20, 2011, Council meeting. The motion carried unanimously nine (9) ayes to zero (0) nays.

**5. Zoning Docket No. ZC-11-061 - F.W. Mason Heights, LP/Renaissance Square LLC, 2600 - 3100 blocks of E. Berry Street & 3670 Wichita Street; from: "PD-720" Planned Development for "E" Neighborhood Commercial uses with exclusions and to include development standards and "PD-721" Planned Development for "A-5" One-Family Residential uses to include a restricted buffer area for any gas well heads within 600 feet to: modify limits of PD-720 to include a portion of PD-721; site plan waiver recommended. (Recommended for Approval)**

Mr. Michael Clark, 6750 Hillcrest, Dallas, Texas 75230, completed a speaker card in support of Zoning Docket No. ZC-11-061, but did not wish to address the City Council.

Motion: Council Member Hicks made a motion, seconded by Council Member Espino, that Zoning Docket No. ZC-11-061 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**6. Zoning Docket No. ZC-11-062 - Triple "T" Farms, LTD, A Texas Limited Partnership, 6051 W. Bailey Boswell Road; from: "PD-906" Planned Development for all uses in "E" Neighborhood Commercial with no maximum building size; site plan included to: Amend PD-906 site plan and add a car wash, site plan included. (Recommended for Approval)**

Mr. Michael Clark, 6750 Hillcrest, Dallas, Texas 75230, completed a speaker card in support of Zoning Docket No. ZC-11-062, but did not wish to address the City Council.

(ZC-11-062 Continued)

Motion: Council Member Shingleton made a motion, seconded by Council Member Hicks, that Zoning Docket No. ZC-11-062 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**7. Zoning Docket No. ZC-11-063 - Hillwood Alliance Residential LP, 4600 Heritage Tract Parkway; from: "E" Neighborhood Commercial to: "PD/E" Planned Development for all uses in "E" Neighborhood Commercial with no maximum building size and car wash; site plan included. (Recommended for Approval)**

Motion: Council Member Espino made a motion, seconded by Mayor Pro tem Zimmerman, that Zoning Docket No. ZC-11-063 be denied without prejudice. The motion carried unanimously nine (9) ayes to zero (0) nays.

**8. Zoning Docket No. ZC-11-064 - Dalton & Eulinda Whatley, 13600 Oak Grove Road South; from: "AG" Agricultural to: "A-21" One-Family Residential (Recommended for Approval)**

Motion: Council Member Hicks made a motion, seconded by Mayor Pro tem Zimmerman, that Zoning Docket No. ZC-11-064 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 Hicks made a motion, seconded by Mayor Pro tem Zimmerman, that the hearing be closed and that the following ordinance be adopted:

ORDINANCE NO. 19873-09-2011

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.

**XIV. REPORT OF THE CITY MANAGER**

**A. Benefit Hearing**

City Secretary Hendrix advised that the Benefit Hearings for Mayor and Council Communication Nos. BH-268, BH-269, BH-270, BH-271, BH-272, BH-273 and BH-274 would be heard and considered under one (1) motion.

Mayor Price opened the public hearing and asked if there was anyone present desiring to be heard.

**1. M&C BH-268 - Conduct a Public Benefit Hearing for Public Improvement District 1, Downtown PID, Concerning the Proposed 2011-2012 Budget and Five-Year Service Plan and Proposed Assessment Roll, Adopt Ordinance Levying Special Assessments for the 2011 Tax Year, Authorize the Transfer of \$138,498.00 from the General Fund to the Special Assessment District Fund for the City's Payment in Lieu of Services, Authorize the Transfer of \$189,518.00 from the General Fund to the Special Assessment District Fund for the City's Payment in Lieu of Assessment, Adopt Appropriation Ordinances to Increase Estimated Receipts in the Special Assessment District Fund and Special Trust Fund for Fiscal Year 2011-2012, and Authorize Execution of an Agreement with Downtown Fort Worth, Inc., to Manage the District. (PUBLIC HEARING)**

The recommendation was that the City Council Hold a Public Benefit Hearing Concerning the Proposed Special Assessments on Property Located in Public Improvement District 1, Downtown Public Improvement District (PID) for the 2011 Tax Year; Approve the 2011-2012 Fiscal Year Budget and Five (5) Year Service Plan for the Downtown PID; Adopt Ordinance No. 19874-09-2011 Levying Special Assessments for the Cost of Certain Improvements and/or Services Provided in Fort Worth PID 1 During Fiscal Year 2011-2012; Setting Charges and Liens Against Property in the District and Against the Owners Thereof; Providing for the Collection of Such Assessments; Reserving unto the City Council the Right to Allow Credits Reducing the Amount of the Respective Assessment to the Extent of any Credit Granted; Authorize the Transfer of \$138,498.00 From the General Fund to the Special Assessment District Fund, PID 1 Fiscal Year 2011-2012 Project Account, for the City's Payment in Lieu of Services; Authorize the Transfer of \$189,518.00 From the General Fund to the Special Assessment District Fund, PID No. 1 Fiscal Year 2011-2012 Project Account, for the City's Payment in Lieu of Assessments; Adopt Appropriation Ordinance No. 19875-09-2011 Increasing the Estimated Receipts and Appropriations in the PID 1 Fiscal Year 2011-2012 Project Account of the Special Assessment District Fund in the Amount of \$1,906,731.00, From Available Funds, Contingent Upon the Adoption of the Ordinance Levying Special Assessments, for Management and Improvement Services for PID 1 During Fiscal Year 2011-2012; Authorize the Transfer of \$35,365.00 for Administrative Fees From the Special Assessment District Fund, PID 1 Fiscal Year 2011-2012 Project Account, to the Special Trust Fund Contingent Upon the Adoption of the Proposed 2011 Assessment Roll; Adopt Appropriation Ordinance 19876-09-2011 Increasing the Estimated Receipts and

**(BH-268 Continued)**

Appropriations in the Special Trust Fund in the Amount of \$35,365.00, From Available Funds, Contingent Upon the Adoption of the Ordinance Levying Assessments, for Administrative Fees for PID 1 During Fiscal Year 2011-2012; and Authorize the Execution of an Agreement With Downtown Fort Worth, Inc., to Provide Management and Improvement Services for the Downtown PID During Fiscal Year 2011-2012 for the sum of \$333,700.00.

**2. M&C BH-269 - Conduct a Public Benefit Hearing for Public Improvement District 6, Park Glen PID, Concerning the Proposed 2011-2012 Budget and Five-Year Service Plan and Proposed Assessment Roll, Adopt Ordinance Levying Special Assessments for the 2011 Tax Year, Authorize Transfer of \$187,033.00 from the General Fund to the Special Assessment District for the City's Payment in Lieu of Services, Adopt Appropriation Ordinances to Increase Estimated Receipts in the Special Assessment District Fund and Special Trust Fund for Fiscal Year 2011-2012, and Authorize Execution of an Agreement with Premier Communities Management Company to Manage the District. (PUBLIC HEARING)**

The recommendation was that the City Council Hold a Public Benefit Hearing Concerning the Proposed Special Assessments on Property Located in Public Improvement District 6, Park Glen Public Improvement District (PID), for the 2011 Tax Year; Approve the Fiscal Year 2011-2012 Budget and Five (5) Year Service Plan for the Park Glen PID; Adopt Ordinance No. 19877-09-2011 Levying Special Assessments for the Cost of Certain Improvements and/or Services Provided in Fort Worth PID No. 6 During Fiscal Year 2011-2012; Setting Charges and Liens Against Property in the District and Against the Owners Thereof; Providing for the Collection of Such Assessments; Reserving Unto the City Council the Right to Allow Credits Reducing the Amount of the Respective Assessment to the Extent of any Credit Granted; Authorize the Transfer of \$187,803.00 From the General Fund to the Special Assessment District Fund, PID 6 Fiscal Year 2011-2012 Project Account, for the City's Payment in Lieu of Services; Adopt Appropriation Ordinance No. 19878-09-2011 Increasing the Estimated Receipts and Appropriations in the PID 6 Fiscal Year 2011-2012 Project Account of the Special Assessment District Fund in the Amount of \$1,339,316.00, From Available Funds, Contingent Upon the Adoption of the Ordinance Levying Special Assessments, for Management and Improvement Services for PID 6 During Fiscal Year 2011-2012; Authorize the Transfer of \$23,030.00 for Administrative Fees From the Special Assessment District Fund, PID 6 Fiscal Year 2011-2012 Project Account, to the Special Trust Fund Contingent Upon the Adoption of the Proposed Ordinance Levying Assessments; Adopt Appropriation Ordinance 19879-09-2011 Increasing the Estimated Receipts and Appropriations in the Special Trust Fund in the Amount of \$23,030.00, From Available Funds, Contingent Upon the Adoption of the Ordinance Levying Assessments, for Administrative Fees for PID 6 During Fiscal Year 2011-2012; and Authorize the Execution of an Agreement With Premier Communities Management Company to Provide Management and Improvement Services for the Park Glen PID During Fiscal Year 2011-2012 for the sum of \$103,253.00.

**3. M&C BH-270 - Conduct a Public Benefit Hearing for Public Improvement District 7, Heritage PID, Concerning Proposed 2011-2012 Budget and Five-Year Service Plan and Proposed Assessment Roll, Authorize the Transfer of \$183,022.00 from the General Fund to the Special Assessment District Fund for the City's Payment in Lieu of Services, Adopt Ordinance Levying Special Assessments for the 2011 Tax Year, Adopt Appropriation Ordinances to Increase Estimated Receipts in the Special Assessment District Fund and Special Trust Fund for Fiscal Year 2011-2012, and Authorize Execution of an Agreement with Premier Communities Management Company to Manage the District. (PUBLIC HEARING)**

The recommendation was that the City Council Hold a Public Benefit Hearing Concerning the Proposed Special Assessments on Property Located in Public Improvement District 7, Heritage Public Improvement District (PID), for the 2011 Tax Year; Approve the 2011-2012 Fiscal Year Budget and Five (5) Year Service Plan for the Heritage PID; Adopt Ordinance No. 19880-09-2011 Levying Special Assessments for the Cost of Certain Improvements and/or Services Provided in Fort Worth PID No. 7 During 2011-2012 Fiscal Year; Setting Charges and Liens Against Property in the District and Against the Owners Thereof; Providing for the Collection of Such Assessments; Reserving Unto the City Council the Right to Allow Credits Reducing the Amount of the Respective Assessment to the Extent of any Credit Granted; Authorize the Transfer of \$183,022.00 From the General Fund to the Special Assessment District Fund, PID 7 Fiscal Year 2011-2012 Project Account, for the City's Payment in Lieu of Services; Adopt Appropriation Ordinance No. 19881-09-2011 Increasing the Estimated Receipts and Appropriations in the PID 7 Fiscal Year 2011-2012 Project Account of the Special Assessment District Fund in the Amount of \$1,496,012.00, From Available Funds, Contingent Upon the Adoption of the Ordinance Levying Special Assessments, for Management and Improvement Services for PID 7 During Fiscal Year 2011-2012; Authorize the Transfer of \$26,260.00 for Administrative Fees From the Special Assessment District Fund, PID 7 Fiscal Year 2011-2012 Project Account, to the Special Trust Fund Contingent Upon the Adoption of the Proposed Ordinance Levying Assessments; Adopt Appropriation Ordinance 19882-09-2011 Increasing the Estimated Receipts and Appropriations in the Special Trust Fund in the Amount of \$26,260.00, From Available Funds, Contingent Upon the Adoption of the Ordinance Levying Assessments, for Administrative Fees for PID 7 During Fiscal Year 2011-2012; and Authorize the Execution of an Agreement With Premier Communities Management Company to Provide Management and Improvement Services for the Heritage PID During Fiscal Year 2011-2012 for the sum of \$161,317.00.

**4. M&C BH-271 - Conduct a Public Benefit Hearing for Public Improvement District 8, Camp Bowie Corridor PID, Concerning the Proposed 2011-2012 Budget and Five-Year Service Plan and Proposed Assessment Roll, Adopt Ordinance Levying Special Assessments for the 2011 Tax Year, Adopt Appropriation Ordinances to Increase Estimated Receipts in the Special Assessment District Fund and Special Trust Fund for Fiscal Year 2011-2012, and Authorize Execution of an Agreement with Camp Bowie District, Inc., to Manage the District. (PUBLIC HEARING)**

**(BH-271 Continued)**

The recommendation was that the City Council Hold a Public Benefit Hearing Concerning the Proposed Special Assessments on Property Located in Public Improvement District 8, Camp Bowie Public Improvement District (PID), for the 2011 Tax Year; Approve the Fiscal Year 2011-2012 Budget and Five (5) Year Service Plan for the Camp Bowie PID; Adopt Ordinance No. 19883-09-2011 Levying Special Assessments for the Cost of Certain Improvements and/or Services Provided in Fort Worth PID No. 8 During Fiscal Year 2011-2012; Setting Charges and Liens Against Property in the District and Against the Owners Thereof; Providing for the Collection of Such Assessments; Reserving Unto the City Council the Right to Allow Credits Reducing the Amount of the Respective Assessment to the Extent of any Credit Granted; Adopt Appropriation Ordinance No. 19884-09-2011 Increasing the Estimated Receipts and Appropriations in the PID 8 Fiscal Year 2011-2012 Project Account of the Special Assessment District Fund in the Amount of \$371,558.00, From Available Funds, Contingent Upon the Adoption of the Ordinance Levying Special Assessments, for Management and Improvement Services for PID 8 During Fiscal Year 2011-2012; Authorize the Transfer of \$7,431.00 for Administrative Fees From the Special Assessment District Fund, PID 8 Fiscal Year 2011-2012 Project Account, to the Special Trust Fund Contingent Upon the Adoption of the Proposed Ordinance Levying Assessments; Adopt Appropriation Ordinance 19885-09-2011 Increasing the Estimated Receipts and Appropriations in the Special Trust Fund in the Amount of \$7,431.00, From Available Funds, Contingent Upon the Adoption of the Ordinance Levying Assessments, for Administrative Fees for PID 8 During Fiscal Year 2011-2012; and Authorize the Execution of an Agreement With Camp Bowie District, Inc., to Provide Management and Improvement Services for the Camp Bowie Corridor PID During Fiscal Year 2011-2012 for the sum of \$74,312.00.

**5. M&C BH-272 - Conduct a Public Benefit Hearing for Public Improvement District 11, Stockyards PID, Concerning the Proposed 2011-2012 Budget and Five-Year Service Plan and Proposed Assessment Roll, Adopt Ordinance Levying Special Assessments for the 2011 Tax Year, Adopt Appropriation Ordinances to Increase Estimated Receipts in the Special Assessment District Fund and Special Trust Fund for Fiscal Year 2011-2012, and Authorize Execution of an Agreement with the Fort Worth Stockyards Preservation Foundation, Inc. to Manage the District. (PUBLIC HEARING)**

The recommendation was that the City Council Hold a Public Benefit Hearing Concerning the Proposed Special Assessments on Property Located in Public Improvement District 11, the Stockyards Public Improvement District (PID), for the 2011 Tax Year; Approve the Fiscal Year 2011-2012 Budget and Five (5) Year Service Plan for the Stockyards PID; Adopt Ordinance No. 19886-09-2011 Levying Special Assessments for the Cost of Certain Improvements and/or Services Provided in Fort Worth PID No. 11 During Fiscal Year 2011-2012; Setting Charges and Liens Against Property in the District and Against the Owners Thereof; Providing for the Collection of Such Assessments; Reserving Unto the City Council the Right to Allow Credits Reducing the Amount of the Respective Assessment to the Extent of any Credit Granted; Adopt Appropriation Ordinance No. 19887-09-2011 Increasing

**(BH-272 Continued)**

the Estimated Receipts and Appropriations in the PID 11 Fiscal Year 2011-2012 Project Account of the Special Assessment District Fund in the Amount of \$63,176.00, From Available Funds, Contingent Upon the Adoption of the Ordinance Levying Special Assessments, for Management and Improvement Services for PID 11 During Fiscal Year 2011-2012; Authorize the Transfer of \$2,000.00 for Administrative Fees From the Special Assessment District Fund, PID 11 Fiscal Year 2011-2012 Project Account, to the Special Trust Fund Contingent Upon the Adoption of the Proposed Assessment Roll; Adopt Appropriation Ordinance 19888-09-2011 Increasing the Estimated Receipts and Appropriations in the Special Trust Fund in the Amount of \$2,000.00, From Available Funds, Contingent Upon the Adoption of the Ordinance Levying Assessments, for Administrative Fees for PID 11 During Fiscal Year 2011-2012; and Authorize the Execution of an Agreement With the Fort Worth Stockyards Preservation Foundation, Inc., to Provide Management and Improvement Services for the Stockyards PID During Fiscal Year 2011-2012 for the sum of \$12,635.00.

**6. M&C BH-273 - Conduct a Public Benefit Hearing for Public Improvement District 12, Chapel Hill PID, Concerning the Proposed 2011-2012 Budget and Five Year Service Plan and Proposed Assessment Roll, Adopt Ordinance Levying Special Assessments for the 2011 Tax Year, Adopt Appropriation Ordinances to Increase Estimated Receipts in the Special Assessment District Fund and Special Trust Fund for Fiscal Year 2011-2012, and Authorize Execution of an Agreement with RTI/Communities Management Associates, Inc. d/b/a CMA to Manage the District. (PUBLIC HEARING)**

The recommendation was that the City Council Hold a Public Benefit Hearing Concerning the Proposed Special Assessments on Property Located in Public Improvement District 12, Chapel Hill Public Improvement District (PID), for the 2011 Tax Year; Approve the Fiscal Year 2011-2012 Budget and Five (5) Year Service Plan for the Chapel Hill PID; Adopt Ordinance No. 19889-09-2011 Levying Special Assessments for the Cost of Certain Improvements and/or Services Provided in Fort Worth PID No. 12 During Fiscal Year 2011-2012; Setting Charges and Liens Against Property in the District and Against the Owners Thereof; Providing for the Collection of Such Assessments; Reserving Unto the City Council the Right to Allow Credits Reducing the Amount of the Respective Assessment to the Extent of any Credit Granted; Adopt Appropriation Ordinance No. 19890-09-2011 Increasing the Estimated Receipts and Appropriations in the PID 12 Fiscal Year 2011-2012 Project Account of the Special Assessment District Fund in the Amount of \$50,000.00, From Available Funds, Contingent Upon the Adoption of the Ordinance Levying Special Assessments, for Management and Improvement Services for PID 12 During Fiscal Year 2011-2012; Authorize the Transfer of \$2,000.00 for Administrative Fees From the Special Assessment District Fund, PID 12 Fiscal Year 2011-2012 Project Account, to the Special Trust Fund Contingent Upon the Adoption of the Proposed Ordinance Levying Assessments; Adopt Appropriation Ordinance 19891-09-2011 Increasing the Estimated Receipts and Appropriations in the Special Trust Fund in the Amount of \$2,000.00, From Available Funds, Contingent Upon the Adoption of the Ordinance Levying Assessments, for Administrative Fees

**(BH-273 Continued)**

for PID 12 During Fiscal Year 2011-2012; and Authorize the Execution of an Agreement With the RTI/Communities Management Associates, Inc., d/b/a CMA, to Provide Management and Improvement Services for the Chapel Hill PID During Fiscal Year 2011-2012 for the sum of \$8,000.00.

**7. M&C BH-274 - Conduct a Public Benefit Hearing for Public Improvement District 14, Trinity Bluff PID, Concerning the Proposed 2011-2012 Budget and Five Year Service Plan and Proposed Assessment Roll, Adopt Ordinance Levying Special Assessments for the 2011 Tax Year, Adopt Appropriation Ordinances to Increase Estimated Receipts in the Special Assessment District Fund and Special Trust Fund for Fiscal Year 2011-2012, and Authorize Execution of an Agreement with Downtown Fort Worth, Inc., to Manage the District. (PUBLIC HEARING)**

The recommendation was that the City Council Hold a Public Benefit Hearing Concerning the Proposed Special Assessments on Property Located in Public Improvement District 14, Trinity Bluff Public Improvement District (PID), for the 2011 Tax Year; Approve the Fiscal Year 2011-2012 Budget and Five (5) Year Service Plan for the Trinity Bluff PID; Adopt Ordinance No. 19892-09-2011 Levying Special Assessments for the Cost of Certain Improvements and/or Services Provided in Fort Worth PID No. 14 During Fiscal Year 2011-2012; Setting Charges and Liens Against Property in the District and Against the Owners Thereof; Providing for the Collection of Such Assessments; Reserving Unto the City Council the Right to Allow Credits Reducing the Amount of the Respective Assessment to the Extent of any Credit Granted; Adopt Appropriation Ordinance No. 19893-09-2011 Increasing the Estimated Receipts and Appropriations in the PID 14 Fiscal Year 2011-2012 Project Account of the Special Assessment District Fund in the Amount of \$29,268.00, From Available Funds, Contingent Upon the Adoption of the Ordinance Levying Special Assessments, for Management and Improvement Services for PID 14 During Fiscal Year 2011-2012; Authorize the Transfer of \$2,000.00 for Administrative Fees From the Special Assessment District Fund, PID 14 Fiscal Year 2011-2012 Project Account, to the Special Trust Fund Contingent Upon the Adoption of the Proposed Ordinance Levying Assessments; Adopt Appropriation Ordinance 19894-09-2011 Increasing the Estimated Receipts and Appropriations in the Special Trust Fund in the Amount of \$2,000.00, From Available Funds, Contingent Upon the Adoption of the Ordinance Levying Assessments, for Administrative Fees for PID 14 During Fiscal Year 2011-2012; and Authorize the Execution of an Agreement With Downtown Fort Worth, Inc., to Provide Management and Improvement Services for the Trinity Bluff PID During Fiscal Year 2011-2012 for the sum of \$1,575.00.

**a. Report of City Staff**

Ms. Sylvia Flores, Public Improvement District Coordinator, Housing and Economic Development Department, appeared before Council and provided a staff report.

(BH-274 Continued)

**b. Citizen Presentations**

Mr. Jeff Landesberg, 3201 Oak Lawn, Dallas, Texas 76219, completed a speaker card in support of Mayor and Council Communication No. BH-269, but did not wish to address the City Council.

Ms. Carla Felipe, 9536 Courtright Drive, Keller, Texas 76244, completed a speaker card in support of Mayor and Council Communication No. BH-270, but did not wish to address the City Council.

**c. Council Action**

Motion: Council Member Burns made a motion, seconded by Council Member Scarth, that the public hearings be closed and Mayor and Council Communication Nos. and Ordinance Nos. be approved and adopted as follows:

<u>Mayor and Council Communication No.</u>	<u>Ordinance No.</u>	<u>Ordinance No.</u>	<u>Ordinance No.</u>
BH-268	19874-09-2011	19875-09-2011	19876-09-2011
BH-269	19877-09-2011	19878-09-2011	19879-09-2011
BH-270	19880-09-2011	19881-09-2011	19882-09-2011
BH-271	19883-09-2011	19884-09-2011	19885-09-2011
BH-272	19886-09-2011	19887-09-2011	19888-09-2011
BH-273	19889-09-2011	19890-09-2011	19891-09-2011
BH-274	19892-09-2011	19893-09-2011	19894-09-2011

The motion carried unanimously nine (9) ayes to zero (0) nays.

**B. General**

**1. 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. (Continued from a Previous Meeting) (PUBLIC HEARING)**

The recommendation was that the City Council Consider a Request From Margarito Albarran as Lessee of the Building Located at 1201 East Long Avenue for a Variance From Section 4-4 of the City Code Prohibiting the Sale of Alcoholic Beverages Within 300 Feet of Harvest Outreach Church Located at 3407 North Hampton Street.

Mayor Price opened the public hearing and asked if there was anyone present desiring to be heard.

(G-17349 Continued)

**a. Report of City Staff**

Ms. Dana Burghdoff, Deputy Director, Planning and Development Department, appeared before Council and provided a staff report.

**b. Citizen Presentations**

Mr. Margarito Albarran, applicant, 1201 East Long Avenue, appeared before Council in support of Mayor and Council Communication No. G-17349 and stated he was requesting a variance to sell mixed beverages and mixed beverages late hours at the restaurant located at 1201 East Long Avenue.

**c. Council Action**

Council Member Espino advised that he would make a motion to deny this item without prejudice because the restaurant was located approximately 290 feet from Harvest Outreach Church located at 3407 North Hampton Street and stated there was neighborhood opposition. He encouraged Mr. Albarran to meet with the Diamond Hill Neighborhood Association as well as Harvest Outreach Church and to provide letters of support if a compromise was reached.

Motion: Council Member Espino made a motion, seconded by Council Member Hicks, that the public hearing be closed and Mayor and Council Communication No. G-17349 be denied without prejudice. The motion carried unanimously nine (9) ayes to zero (0) nays.

**2. 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. (Continued from a Previous Meeting)**

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.

City Secretary Hendrix read the following amendment to Mayor and Council Communication No. G-17357:

*Change the Fiscal Information on Mayor and Council Communication No. G-17357 from GG01-539070 to GG01-472010 and delete GC10-472001.*

**(G-17357 Continued)**

Council Member Jordan stated that approval of this item would not impact the execution of any of the proposed capital improvement projects as recommended by the City Manager and would increase the capacity for future bond packages.

Motion: Council Member Jordan made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. G-17357 be approved as amended and Appropriation Ordinance No. 19895-09-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

**3. M&C G-17372 - Approve Final Design for General Worth Square Park, Waive Permit Fees, and Accept Donation of Park Improvements, Including the JFK Tribute, Valued at \$1.215 Million from Downtown Fort Worth Initiatives, Inc.**

The recommendation was that the City Council Approve the Final Design of General Worth Square Park; Authorize the City Manager to Waive Fees With Respect to City Permits; and Accept the Donation of Improvements at General Worth Square Park Including the JFK Tribute Valued at \$1.215 Million From Downtown Fort Worth Initiatives, Inc.

Mayor Price and Council Member Burns expressed appreciation to Mr. Andy Taft, Downtown Fort Worth Initiatives, Inc., and to Taylor and Shirlee Gandy, Co-Chairs, JFK Tribute Committee, for their hard work and assistance on this wonderful donation and park improvement.

Motion: Council Member Burns made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication No. G-17372 be approved with appreciation. The motion carried unanimously nine (9) ayes to zero (0) nays.

**4. M&C G-17373 - Consider a Waiver Request by Chesapeake Operating, Inc., for a Multiple Gas Well Pad Site Permit for the Salazar Lease Located at 3295 Schadt Avenue, Less Than 600 Feet from a Protected Use. (PUBLIC HEARING)**

The recommendation was that the City Council Consider a Waiver Request by Chesapeake Operating, Inc., for a Multiple Gas Well Pad Site Permit for the Salazar Lease Located at 3295 Schadt Avenue, Less Than 600 Feet From a Protected Use.

Mayor Price opened the public hearing and asked if there was anyone present desiring to be heard.

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

(G-17373 Continued)

**a. Report of City Staff**

Mr. Rick Trice, Assistant Director, Gas Wells, Planning and Development Department, appeared before Council and provided a staff report.

Ms. Loretta Haldenwang, Public Affairs Coordinator, Chesapeake Energy Corporation, 100 Energy Way, appeared before Council in support of Mayor and Council Communication No. G-17373 and provided an overview of the waiver request. (Submitted a letter of support from Mr. Ron Shearer, President, Diamond Hill Neighborhood Association.)

**b. Citizen Presentations**

Mr. Kenneth Smith, 3264 Hardy Street, appeared before Council in opposition to Mayor and Council Communication No. G-17373 and stated his house was 385 feet from the proposed well site. He further stated that he and his neighbors did not know anything about this proposed well site until recently. He advised he had contacted Chesapeake Energy but no one had returned his phone calls. He stated he made improvements to his property and this proposed well site would considerably decrease his property value.

Ms. Haldenwang clarified that Chesapeake Energy Corporation representatives made 12 visits to Mr. Smith's house in an attempt to make contact and had spoken once with Mr. Smith. She advised that Mr. Smith requested a much larger amount of money than any other property owners had received, which was why his offer was not accepted.

**c. Council Action**

Council Member Espino advised that 75 percent of the property owners were in support of the proposed well site with at least 1,200 signed leases. He stated that the property owners had the right to have their minerals harvested and stated he would support this item. He encouraged Chesapeake Energy Corporation to work out a compromise with Mr. Smith.

Motion: Council Member Espino made a motion, seconded by Council Member Moss, that the public hearing be closed and Mayor and Council Communication No. G-17373 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays and one (1) abstention by Council Member Jordan.

**5. [M&C G-17374 - Adopt Ordinance Designating Tax Abatement Reinvestment Zone No. 74, City of Fort Worth, Texas, for Property Located 4601 Gold Spike Drive in the Railhead Industrial Park. \(PUBLIC HEARING\)](#)**

**(G-17374 Continued)**

The recommendation was that the City Council Hold a Public Hearing Concerning the Designation of Tax Abatement Reinvestment Zone No. 74, City of Fort Worth, Texas, for the Property Located at 4601 Gold Spike Drive in the Railhead Industrial Park; and Adopt an Ordinance Designating a Certain Area in the City of Fort Worth as “Tax Abatement Reinvestment Zone Number 74, City of Fort Worth, Texas”; Providing the Effective and Expiration Dates for the Zone and a Mechanism for Renewal of the Zone; and Containing Other Matters Related to the Zone, Pursuant to and in Accordance With Chapter 312 of the Texas Tax Code.

Mayor Price opened the public hearing and asked if there was anyone present desiring to be heard.

**a. Report of City Staff**

Mr. Robert Sturns, Economic Development Manager, Housing and Economic Development Department, appeared before Council and provided a staff report.

**b. Citizen Presentations**

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

**c. Council Action**

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

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton, that the public hearing be closed and Mayor and Council Communication No. G-17374 be approved and Ordinance No. 19896-09-2011 be adopted. The motion carried unanimously eight (8) ayes to zero (0) nays and one (1) abstention by Council Member Jordan.

**6. M&C G-17375 - Adopt Ordinance Designating Tax Abatement Reinvestment Zone No. 75, City of Fort Worth, Texas, for Property Located at the Intersection of the Future Federal Aviation Administration Boulevard and Centreport Drive in Centreport Business Park. (PUBLIC HEARING)**

The recommendation was that the City Council Hold a Public Hearing Concerning the Designation of Tax Abatement Reinvestment Zone No. 75, City of Fort Worth, Texas for the Property Located at the Intersection of the Future Federal Aviation Administration Boulevard; and Adopt an Ordinance Designating a Certain Area in the City of Fort Worth as “Tax Abatement Reinvestment Zone Number

**(G-17375 Continued)**

75, City of Fort Worth, Texas”; Providing the Effective and Expiration Dates for the Zone and a Mechanism for Renewal of the Zone; and Containing Other Matters Related to the Zone, Pursuant to and in Accordance With Chapter 312 of the Texas Tax Code.

Mayor Price opened the public hearing and asked if there was anyone present desiring to be heard.

**a. Report of City Staff**

Mr. Robert Sturns, Economic Development Manager, Housing and Economic Development Department, appeared before Council and provided a staff report.

**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 Shingleton, that the public hearing be closed and Mayor and Council Communication No. G-17375 be approved and Ordinance No. 19897-09-2011 be adopted. The motion carried eight (8) ayes to one (1) nay, with Council Member Jordan casting the dissenting vote.

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

**1. M&C P-11287 - Authorize Non-Exclusive Purchase Agreements for Plumbing Repair Services with O’Grady Plumbing Co., Romance Plumbing Services, Inc., WinTex Mechanical, Concept Facility Services, LLC, Sanders Plumbing Inc., and Jack Scott Plumbing, Inc., for all City Departments for a Combined Amount of \$900,000.00 for the First Year.**

The recommendation was that the City Council Authorize Non-Exclusive Purchase Agreements for Plumbing Repair Services With O’Grady Plumbing Co., Romance Plumbing Services, Inc., WinTex Mechanical, Concept Facility Services, LLC, Sanders Plumbing, Inc., and Jack Scott Plumbing, Inc., for All City Departments for a Combined Amount of \$900,000.00 for the First Year.

Motion: Council Member Shingleton made a motion, seconded by Council Member Burns, that Mayor and Council Communication No. P-11287 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**2. M&C P-11288 - Authorize a Sole Source Purchase of an Amano McGann Wireless Event Parking System from Associated Time and Parking Controls for the Municipal Parking System at the Will Rogers Memorial Center for an Amount of \$113,804.00.**

The recommendation was that the City Council Authorize a Sole Source Purchase of an Amano McGann Wireless Event Parking System From Associated Time and Parking Controls for the Municipal Parking System at the Will Rogers Memorial Center for an Amount of \$113,804.00.

Mr. Douglas Harmon, 2222 Winton Terrace East, appeared before Council in opposition to Mayor and Council Communication No. P-11288 and stated that errors in judgment by the City led to the current Cultural District parking policies to be seen as a major problem by the citizens. He stated the parking system was not fair, efficient or smart. He made the following suggestions for a transparent public process: the City should establish a committee for planning the Cultural District parking; review with the public a set of proposed "variable parking rates" to address citizen complaints; review the parking studies used to justify the Western Heritage garage which met the demands of the Stock Show not the demands of the area; the Council should provide a thorough study of future parking needs at Will Rogers Municipal Center; the City should investigate design issues at the Western Heritage Garage entrance and exit on Gendy Street; the Stock Show should help pay for the Western Heritage Garage since it was designed to meet their needs; an unbiased assessment of the impacts of current and future parking fee systems should be conducted; and an unbiased assessment of the parking charges for future events and vendors should be conducted. Mr. Harmon also submitted a copy of his remarks to the City Council.

Mayor Price and Mayor Pro tem Zimmerman, and Council Members Jordan, Shingleton and Burns stated that Council and City staff had heard concerns over this matter and were looking at the issues closely. They requested staff expedite the process to have the system installed and working immediately. They stated they were committed to finding a fair and equitable solution and felt they were on the right track.

Mayor Price reiterated that approval of this item would provide parking attendants with handheld units that would offer clients the option to pay for the parking fees by either cash or credit card at all entry points of the complex, which would enhance the customer service level.

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication No. P-11288 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**D. Land**

**1. M&C L-15242 - Authorize Condemnation of Easement Interests in 0.115 Acres of Land for a Permanent Drainage Facility and 0.085 Acres of Land for Temporary Construction, Owned By Western Related Properties L.L.C., Located in Block 3, Lot 1-R, Deavers Addition, Also Known as 240 Nursery Lane for Scott-Sunset Drainage Improvements.**

The recommendation was that the City Council Declare That the Negotiations Between the City and the Landowners to Acquire the Permanent Easement Interest in 0.115 Acre and Temporary Easement Interest in 0.085 Acre Owned by Western Related Properties, L.L.C., also Known as 240 Nursery Lane, Block 3, Lot 1R, Deavers Addition, City of Fort Worth, Tarrant County, Texas, Were

Unsuccessful Because of the Inability to Agree on a Purchase Price; Declare the Necessity to Take by Condemnation the Subject Property for the Easement Interests Needed for Scott/Sunset Drainage Improvements; Authorize the City Attorney to Institute Condemnation Proceedings to Acquire the Easement Interests in the Property; and Authorize the Acceptance and Recording of Appropriate Instruments.

It was the consensus of the City Council that Mayor and Council Communication No. L-15242 be continued until the September 20, 2011, Council meeting.

**2. M&C L-15243 - Complete a Public Hearing Continued from August 16, 2011 and Authorize Subsurface Drilling and the Extraction of Natural Gas from an Off Site Location at Cobblestone Trail Park. (PUBLIC HEARING)**

The recommendation was that the City Council Complete a Public Hearing Under the Guidelines Set Forth by the Texas Parks and Wildlife Code, Chapter 26, Protection of Public Parks and Recreational Lands That was Opened and Continued at the Meeting of August 16, 2011; Find That No Feasible or Prudent Alternatives Exist to the Use of Cobblestone Trail 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.

Mayor Price opened the public hearing and asked if there was anyone present desiring to be heard.

(L-15243 Continued)

**a. Report of City Staff**

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

**b. Citizen Presentations**

The following individuals appeared before Council in opposition to Mayor and Council Communication No. L-15243 and stated that the drilling in Cobblestone Trail Park would ruin the parkland and would decrease the surrounding property values. They stated that the park was very close to elementary schools, near young families and ball fields. They stated that it was not safe to use the park while drilling was occurring and that chemicals could harm the air, water and soil in the park.

They raised questions about where the drilling would occur on the park and requested the Council deny this item.

Mr. Matthew Burns, 700 Kelley Court  
Ms. Rita Vinson, 6216 Dovenshire Terrace  
Ms. Sonya Milton, 1032 Fox River Lane  
Mr. Martin Yawnick, 7544 Arbor Park Drive

Council Member Scarth advised that many of these questions were addressed in several public information meetings. He stated the drill site would not be located on the park property and the City's ordinance prohibited a drill site on any park property. He pointed out that the harvesting of the minerals would take place approximately 8,000 feet below the surface and any chemicals would be far from the surface of the park. He also advised that to date the park property had not been bid or leased by any companies. He also requested Mr. Creek explain why the parkland must be converted.

Mr. Creek stated that conversion of the parkland allowed for the City to start the bidding process to harvest the subsurface minerals as required by the state law.

Mr. Richard Zavala, Director, Parks and Community Services Department, advised that conversion of parkland had occurred over 125 times and over 35 parks for pipeline easements since 2000.

Mr. Burns asked if the public would have another opportunity to address this item when the property was leased.

**(L-15243 Continued)**

Ms. Susan Alanis, Assistant City Manager, clarified that if the property was leased then the contract would come back for Council consideration and the public would have the opportunity to provide comments at that time.

Mr. Burns asked if the property owners would be notified when the parkland was leased.

City Attorney Fullenwider clarified that there was no requirement for the homeowners near the park to be notified when the property was leased.

Council Member Scarth stated conversion of parkland had occurred numerous times in the City and was an important way to make improvements to City parks. He requested clarification from Mr. Zavala on how the public was notified about this conversion.

Mr. Zavala advised that state law was followed and this item was advertised in the newspaper three (3) times and stated the Parks and Community Services Department, as a courtesy, would notify surrounding property owners when the property was leased.

**c. Council Action**

Motion: Council Member Scarth made a motion, seconded by Council Member Shingleton that the public hearing be closed and Mayor and Council Communication No. L-15243 be approved. The motion carried eight (8) ayes to one (1) nay, with Council Member Hicks casting the dissenting vote.

Council Member Espino reiterated that City ordinance prohibited drilling sites on City parkland.

Council Member Jordan reiterated that the City required the lease contract come before the City Council for consideration and the public would have the ability to provide comments at that time.

Council Member Hicks advised that funds received from leasing of parkland minerals had benefited City parks in District 8 and stated she voted against this item because property owners in the area were opposed to this. She reiterated that the drilling does not take place on the park property.

## E. Planning & Zoning

### 1. M&C PZ-2954 - Adopt Ordinance Vacating a Portion of Weber Street, a Portion of an Alley and a Public Open Space Easement in W. A. Archers Addition and Morgan Heights Near the Intersection of Schwartz Avenue and 32nd Street.

The recommendation was that the City Council Adopt an Ordinance Vacating and Extinguishing Portions of a 15-Foot Wide Alley Right-of-Way and Weber Street Situated in the J. Smith Survey No. 1382, Tarrant County, Texas, According to the Plat of Morgan Heights Addition, an Addition to the City of Fort Worth; and All of a Public Open Space Easement Situated in Lot 1, Block 1-A of Shoe & Leather Addition, an Addition to the City of Fort Worth, Providing for Reversion of Fee in Said Land; Retainment of Existing Utility Easements; and Waive any and All Purchase Fee Value of the Vacated Land in Accordance With City Policy (M&C G-15624).

Motion: Council Member Espino made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. PZ-2954 be approved and Ordinance No. 19898-09-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

### 2. M&C PZ-2955 - Approval of Service Plan for the City-Initiated Annexation of Approximately Eighty Acres of Land Located East of Alta Vista Road and North of Wall Price Keller Road.

The recommendation was that the City Council Certify and Authorize the City Manager to Approve the Service Plan for the City-Initiated Annexation of Approximately 80 Acres of Land Located East of Alta Vista Road and North of Wall Price Keller Road (Area 15-2, AX-10-007).

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. PZ-2955 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

## F. Award of Contract

### 1. M&C C-25156 - Authorize Execution of a Contract with the Texas Department of Transportation and Quick Water Productions for Temporary Closure of Interstate Highway 820 Service Road from 900 Feet West of Marine Creek Parkway to 500 Feet Past Marine Creek Lake Beginning Saturday, September 17, 2011 through Sunday, September 18, 2011, for the Cowtown Drag Boat Nationals at Marine Creek Lake.

The recommendation was that the City Council Authorize the Execution of a Contract With the Texas Department of Transportation to Temporarily Close Two (2) Lanes of the Interstate Highway 820 Service Road From 900-Feet West of Marine Creek Parkway to 500-Feet Past Marine Creek Lake Beginning Saturday, September 17, 2011, at 6:00 a.m. Through 6:00 p.m. Sunday, September 18, 2011; and Authorize the Execution of a Contract With Quick Water Productions to Temporarily Close Two (2) Lanes of the Interstate Highway 820 Service Road From 900-Feet West of

**(C-25156 Continued)**

Marine Creek Parkway to 500-Foot Past Marine Creek Lake Beginning Saturday, September 17, 2011, at 6:00 a.m. Through 6:00 p.m. Sunday, September 18, 2011.

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication No. C-25156 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**2. M&C C-25157 - Authorize Acceptance and Execution of a Grant from the Department of Homeland Security, Federal Emergency Management Agency in an Amount Not to Exceed \$1,000,000.00 for Flood Mitigation Improvements on Lebow Channel, Authorize the Transfer of \$333,333.33 from the Storm Water Capital Projects 2009 Bond Fund to the Grant Capital Projects Fund Towards the Local Match and Adopt Appropriation Ordinance.**

The recommendation was that the City Council Authorize Acceptance and Execution of a Legislative Pre-Disaster Mitigation Funding Agreement With the Department of Homeland Security, Federal Emergency Management Agency, in an Amount Not to Exceed \$1,000,000.00 to Provide Funding for Property Acquisition, Demolition and Reconstruction of the Dewey Street Bridge for the Lebow Channel Roadway Crossings Project; Authorize the Transfer of \$333,333.33 From the Storm Water Capital Projects 2009 Bond Fund to the Grant Capital Projects Fund to be Used Towards the Local Match; and Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Grant Capital Projects Fund in the Amount of \$1,333,333.00, Subject to Receipt of the Grant, for the Purpose of Funding the Project.

Motion: Council Member Espino made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. C-25157 be approved and Appropriation Ordinance No. 19899-09-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

**3. M&C C-25158 - Ratify Emergency Purchase Order with SWS Environmental Services for Excavation, Transportation and Disposal of Contaminated Soils from the Vickery Corridor Portion of the Chisholm Trail Parkway Project in the Amount of \$584,987.13 and Adopt Related Appropriation Ordinances.**

The recommendation was that the City Council Adopt a Supplemental Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Environmental Protection Operating Fund in the Amount of \$584,987.13, and Decreasing the Unreserved, Undesignated Fund Balance by the Same Amount, for the Purpose of Transferring Said Funds to the Environmental Protection Project Fund for the Excavation, Transportation and Disposal of Contaminated Soil From the Vickery Corridor Portion of the Chisholm Trail Parkway Project; Authorize the Transfer of \$584,987.13 From the Environmental Protection Operating Fund to the Environmental Protection Project Fund; Adopt a

**(C-25158 Continued)**

Supplemental Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Environmental Protection Project Fund, From Available Funds, for the Purpose of Funding the Project; and Ratify Emergency Purchase Order With SWS Environmental Services in the Amount of \$584,987.13 for the Project.

Motion: Council Member Burns made a motion, seconded by Council Member Jordan, that Mayor and Council Communication No. C-25158 be approved and Supplemental Appropriation Ordinance Nos. 19900-09-2011 and 19901-09-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

**4. M&C C-25159 - Authorize Construction Contract in an Amount Up to \$1,534,740.00 Plus \$130,235.00 in Contingency and Staff Costs with Standard Parking Corporation, Operating Under the Name of SP Plus, for the Parking Access and Revenue Control System at Will Rogers Memorial Center.**

The recommendation was that the City Council Authorize Execution of a Construction Contract in an Amount Up to \$1,534,740.00 Plus \$130,235.00 in Contingency and Staff Costs With Standard Parking Corporation, Operating Under the Name of SP Plus, for the Parking Access and Revenue Control System at the Will Rogers Memorial Center.

Motion: Council Member Shingleton made a motion, seconded by Council Member Burns, that Mayor and Council Communication No. C-25159 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**5. M&C C-25160 - Authorize Execution of a Contract in the Amount of \$1,379,455.00 with Conatser Construction TX, LP, for Water and Sanitary Sewer Replacement Contract 2005, WSM-J on Austin Lane, Cottonwood Street, DeCosta Drive, Clarence Street, Kings Oaks Lane, Kings Circle on Wayne Street and Clarence Street and Adopt Appropriation Ordinance.**

The recommendation was that the City Council Authorize the Transfer of \$1,481,775.00 From the Water and Sewer Fund in the Amounts of \$938,395.00 to the Water Capital Projects Fund and \$543,380.00 to the Sewer Capital Projects Fund; Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Water Capital Projects Fund and in the Sewer Capital Projects Fund, From Available Funds, for the Purpose of Funding Water and Sanitary Sewer Replacement Contract 2005, WSM-J; and Authorize Execution of a Contract in the Amount of \$1,379,455.00 With Conatser Construction TX, LP, for Water and Sanitary Sewer Replacement Contract 2005, WSM-J on Austin Lane, From Cottonwood Street to North DeCosta Drive; Cottonwood Street, From Austin Lane to East First Street; North DeCosta Drive, From East First Street to Kings Circle South; Kings Oaks Lane, From North Beach Street to 500-Foot North of Austin

**(C-25160 Continued)**

Lane; Kings Circle North, From Kings Oaks Lane to Kings Circle South; Kings Circle South, From Kings Oaks Lane to 155-Foot North of Kings Circle North; Wayne Street, From Woodrose Drive to Kings Circle South; and Clarence Street, From Goddard Street to Kings Circle South.

Motion: Council Member Scarth made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication No. C-25160 be approved and Appropriation Ordinance No. 19902-09-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

**6. M&C C-25161 - Authorize Contract in the Amount of \$4,065,895.00 with Legacy Contracting, LP d/b/a Control Specialist Services, LP, for the Rolling Hills Water Treatment Plant - Phase 5 Chemical Facilities Improvements Located at the Rolling Hills Water Treatment Plant.**

The recommendation was that the City Council Authorize the Execution of a Contract With Legacy Contracting, LP d/b/a Control Specialist Services, LP, for the Rolling Hills Water Treatment Plant - Phase 5 Chemical Facilities Improvements, Located at the Rolling Hills Water Treatment Plant in the Amount of \$4,065,895.00.

Motion: Council Member Hicks made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication No. C-25161 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

(Council Member Shingleton left his place at the dais.)

**7. M&C C-25162 - Authorize Execution of a Contract in the Amount of \$1,249,597.00 with Conatser Construction TX, LP, for Water and Sanitary Sewer Main Relocations for the Trinity River Vision-Central City Project and the Trinity Uptown Service Area Phase 1 - Bridge and Channel Relocations, Part 1 Henderson Street Bridge Water and Sanitary Sewer Relocations.**

The recommendation was that the City Council Authorize the Execution of a Contract in the Amount of \$1,249,597.00 With Conatser Construction TX, LP, for Water and Sanitary Sewer Main Relocations for the Trinity River Vision-Central City Project and the Trinity Uptown Service Area Phase 1 - Bridge and Channel Relocations, Part 1 Henderson Street Bridge Water and Sanitary Sewer Relocations.

Motion: Council Member Burns made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. C-25162 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Shingleton absent.

(Council Member Shingleton returned to his place at the dais.)

**XV. BUDGET HEARING**

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

Mayor Price read the following into the record:

On September 20, 2011, at 10:00 a.m., in this Council Chamber, this Council will vote on a proposed property tax rate of \$0.8550 on every one hundred dollars valuation on all property, real, personal and mixed, situated in and all personal property owned in the City of Fort Worth on the first day of January, 2011, subject to taxation under the law and not exempt there from by the Constitution and laws of the State of Texas. This hearing will allow all tax proponents and opponents an opportunity to present their views.

**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**

Mr. Jay Helm, 8361 Whippoorwill, Chief Financial Officer, YMCA Metropolitan Fort Worth, appeared before Council in opposition to the City Manager's proposed FY 2011 Budget and stated that the funding for the YMCA Fort Worth had been cut from \$72,000.00 to zero (0) in the proposed FY 2011-2012 budget. He stated that the funds helped support the early childhood development center in the Butler Housing District and several after school programs. He stated that the YMCA had a great relationship with the City and always provided assistance when necessary. He requested that the funding be re-evaluated by the Council.

Council Member Espino stated he recalled that the Council requested staff review the budget and restore this funding. He stated he agreed that the YMCA had been a great community partner.

Mr. Don Klick, 8450 Trace Ridge Parkway, appeared before Council in opposition to the City Manager's proposed FY 2011 Budget and stated Dallas Fort Worth area home prices had dropped by four (4) percent and foreclosures accounted for five (5) percent of all properties on the market. He stated that the Code Compliance Department should not be adding employees during such tough economic times and pointed out that a number of the proposed new policies and services were an invasion of privacy, such as pet licensing and submittal of renter information.

Mr. Jerome Mosman, 7616 Ripple Creek Court, Executive Director, Senior Citizen Services of Greater Tarrant County, appeared before Council in opposition to the City Manager's proposed FY 2011

**(XV. BUDGET HEARING Continued)**

Budget and stated funding for the management of the 14 Senior Centers in the City was cut from the proposed FY 2011-2012 budget. He stated that senior centers provided support, healthcare, independence and living a life of dignity for older adults. He provided names of other area cities that had allocated funding for Senior Center management in their FY 2011-2012 budget and encouraged the Council to restore the funding.

**3. Council Action**

Motion: Council Member Hicks made a motion, seconded by Council Member Shingleton, that the budget hearing and the tax rate public hearing be closed. The motion carried unanimously nine (9) ayes to zero (0) nays.

**XVI. 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 she requested assistance from the City Manager's Office but had not received any response. She requested the Police Department be investigated on this matter.

Mr. James Patterson, 264 Palomino Drive, Saginaw, Texas 76179, completed a citizen presentation card and was recognized by Mayor Price, but was not present in the Council Chamber.

**XVIII. ADJOURNMENT**

There being no further business, the meeting was adjourned at 9:09 p.m.



**TO:** The Honorable Mayor and City Council Members  
**FROM:** Marty Hendrix, City Secretary   
**DATE:** September 15, 2011  
**SUBJECT:** **Appointment to Place No. 2 on the Capital Improvements Plan Advisory Committee to Fill Vacancy**

Per action taken by the Legislative and Intergovernmental Affairs Committee at their September 13, 2011, meeting, Vice Chairman Jordan is bringing forward for your consideration the appointment of Marie B. Love to Place No. 2 on the Capital Improvements Plan Advisory Committee to fill a vacancy:

The application was provided to you by separate communication. If you have any questions, please contact me at (817) 392-6161.

# Boards and Commissions

## CAPITAL IMPROVEMENTS PLAN ADVISORY COMMITTEE

### AUTHORITY FOR CREATION AND OPERATION

The Committee is authorized by Chapter 395 of the Texas Local Government Code and was created by Resolution No. 1487, adopted on December 5, 1989. Resolution No. 2639 was adopted on May 30, 2000, expanding the membership of the Capital Improvements Plan Advisory Committee

### COMPOSITION

One member shall be from the City's extraterritorial jurisdiction. A minimum of two members shall be representatives of the Real Estate, Development or Building Industries. Annexation of Tarrant County Municipal Utilities District No. 1 changed the balance, requiring that the committee be expanded in order to maintain appropriate representation.

### METHODS OF APPOINTMENT

Appointed by the City Council. Only those persons who are not employees or officials of a political subdivision or governmental entity shall be considered for appointment.

### TERMS OF OFFICE

All members shall serve at the will and pleasure of the City Council. No maximum term length is defined. Vacancies occurring for any reason shall be filled by City Council. All members serve without pay and until their successors are duly appointed and qualified.

### GENERAL POWERS AND DUTIES

The Advisory Committee shall perform the following functions:

- Advise and assist the City in adopting land use assumptions;
- Review the Capital Improvements Plan and file written comments;
- Monitor and evaluate implementation of the Capital Improvements Plan;
- File semi-annual reports with respect to the progress of the Capital Improvements plan and report to the City any perceived inequities in implementing the plan or imposing the impact fee; and
- Advise the City of the need to update or revise the Land Use Assumptions; Capital Improvements Plan and Impact Fee.

### MEETING TIME AND PLACE

Meets on call. For meeting agendas, please see the [Boards, Commissions and Committees page](#).

**PRESENT MEMBERSHIP:**

<b>Committee Member</b>	<b>Original Appointment</b>	<b>Term Expires</b>
Mr. Robert M. Madeja, Building Community	12-05-89	N/A
VACANT		N/A
Mr. C. L. Neumann, Neighborhood Community	12-12-98	N/A
Mr.. Don Little, Development Community	12-12-98	N/A
Mr. Steve Sievers, Extraterritorial Jurisdiction	05-30-03	N/A
Ms. Betty Mars, Neighborhood Community	07-05-05	N/A
Mr. Don Allen, Building Community	07-05-05	N/A

**Chairperson:**

**Department Contact:** [Daphne Polk-Foster](#), 817-392-8743



**TO:** The Honorable Mayor and City Council Members  
**FROM:** Marty Hendrix, City Secretary *MHH*  
**DATE:** September 15, 2011  
**SUBJECT:** **Reappointments to Expiring Terms on the Animal Shelter Advisory Committee, Alternate Position on City Plan Commission, Downtown Design Review Board and Tarrant County 911 Emergency Assistance District Board**

Per action taken by the Legislative and Intergovernmental Affairs Committee at their September 13, 2011, meeting, Vice Chairman Jordan is bringing forward the following reappointments for your consideration to the reflected boards/commissions/committees as follows:

Animal Shelter Advisory Committee	Two Year Term
Place No. 3 Betty Story	Term Expires on October 1, 2013
Place No. 5 Jay Sabatucci	Term Expires on October 1, 2013
Place No. 7 Charlsye Lewis	Term Expires on October 1, 2013
City Plan Commission	Two Year Term
Alternate No. 11 Robert "Bob" Kelly	Term Expires on October 1, 2013
Downtown Design Review Board	Two Year Term
Place No. 1 Henry Borbolla	Term Expires on October 1, 2013
Place No. 3 Matthew Carter	Term Expires on October 1, 2013
Place No. 5 Nina Petty	Term Expires on October 1, 2013
Place No. 7 James Richards	Term Expires on October 1, 2013
Tarrant County 911 Emergency Assistance District Board	
James Samuel Grief	Term Expires on April 1, 2013

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

To the Mayor and Members of the City Council

September 20, 2011

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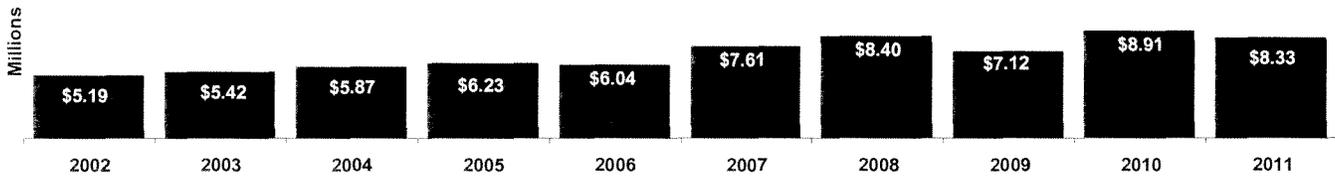
**SUBJECT: September 2011 – Sales Tax Update**

In response to the volatile nature of sales tax revenue, the Staff is committed to providing you a brief update of the sales tax collections. The Texas Comptroller's Office posted results on September 7th. The results are dependent upon the timeliness and accuracy of sales tax payers' returns. This payment from the State represents taxes collected on sales that occurred primarily in the month of July. In this report, you will see Fort Worth's sales tax collection compared to last year and the impact on the current year's budget.

**MONTHLY SALES TAX COLLECTIONS FOR JULY**

**CITY OF FORT WORTH**

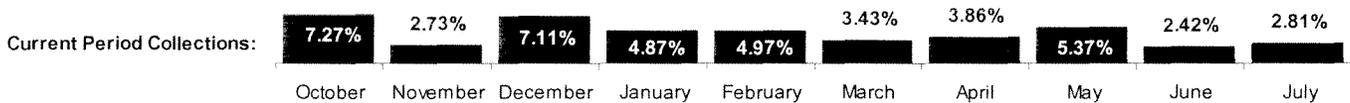
JULY FY2011	\$	8,331,018	<b>DOLLAR VARIANCE</b>		<b>% VARIANCE</b>	
JULY FY2010	\$	8,908,974	(\$577,956)	↓	-6.49%	↓



**Note:** The City experienced 2.81% or \$217,141 in positive growth when compared to last year's month-to-month current period collections. This positive trend has continued in current period collections throughout the 2011 fiscal year and is illustrated in the bar chart below. However, the City's net payment for July sales tax collections was down **\$577,956** compared to last year because of a large audit adjustment reported in July 2010.

**COLLECTION DETAIL FOR CITY SALES TAX**

	JULY 2010	JULY 2011	CHANGE	
<b>Current Period Collections:</b>	\$ 7,727,612	\$ 7,944,753	2.81%	↑
Other Collections:	247,048	377,589	52.84%	
Audit Collections:	1,111,127	62,680	-94.36%	
Service Fee:	(181,716)	(167,700)	-7.71%	
Retainage:	4,903	113,697	2218.86%	
<b>Net Payment</b>	<b>\$ 8,908,974</b>	<b>\$ 8,331,018</b>	<b>-6.49%</b>	<b>↓</b>



City Sales Tax Trend: Variance for the most recent months vs. same period last year.

**Note:** As you can see, "Current Period" collections have a positive trend signaling continued sales tax improvement.

**INFORMAL REPORT TO CITY COUNCIL MEMBERS**

**No. 9434**

To the Mayor and Members of the City Council

**September 20, 2011**

Page 2 of 2



**SUBJECT: September 2011 – Sales Tax Update**

**CITY OF FORT WORTH BUDGET COMPARISON - FY2011**

	YTD BUDGET	YTD ACTUAL	YTD VARIANCE	
CITY OF FORT WORTH	\$ 79,263,904	\$ 86,898,792	9.63%	▲
CRIME CONTROL AND PREVENTION DIST.	\$ 34,746,829	\$ 39,233,943	12.91%	▲
MASS TRANSIT AUTHORITY - THE "T"	\$ 37,473,539	\$ 40,973,818	9.34%	▲
	ADOPTED BUDGET	BUDGET RE-ESTIMATE	YR END VARIANCE	
CITY OF FORT WORTH	\$ 96,351,438	\$ 103,986,326	7.92%	▲
CRIME CONTROL AND PREVENTION DIST.	\$ 42,237,472	\$ 46,724,586	10.62%	▲
MASS TRANSIT AUTHORITY - THE "T"	\$ 45,552,000	\$ 49,052,279	7.68%	▲

**Note:** The City estimated collections total **\$7,634,888** more than budget. The City and Comptroller have finalized a twenty year payment arrangement on sales tax paid in error by two major entities. The audit adjustments withheld from May through August has been reinstated as part of the long-term payment arrangement. Staff recommends maintaining a conservative forecast since we continue to experience a level of uncertainty with the national economy.

The following chart demonstrates how our trend compares to the state and other cities:

**CITY OF FORT WORTH  
CITY COMPARISONS - FY 2011 v. FY 2010**

CITY	QTR 1	QTR 2	QTR 3	JUNE	JULY	YTD
BURLESON	14.02%	-1.11%	16.85%	10.95%	9.16%	10.08%
GRAPEVINE	13.59%	2.97%	12.10%	15.06%	-2.25%	8.43%
<b>FORT WORTH</b>	<b>9.29%</b>	<b>0.90%</b>	<b>12.49%</b>	<b>51.04%</b>	<b>-6.49%</b>	<b>6.09%</b>
SOUTHLAKE	2.15%	8.05%	7.90%	8.74%	6.98%	5.92%
EULESS	7.28%	6.60%	3.58%	8.35%	7.51%	5.91%
DALLAS	3.59%	4.69%	3.71%	3.90%	22.95%	5.69%
HURST	6.62%	2.82%	3.44%	1.13%	7.83%	4.73%
ARLINGTON	8.10%	0.47%	0.06%	-1.85%	18.55%	4.32%
WATAUGA	6.13%	0.35%	-0.18%	-4.47%	4.70%	2.39%
KELLER	2.81%	-2.37%	2.83%	8.93%	12.44%	2.08%
NORTH RICHLAND HILLS	5.27%	-2.96%	-1.45%	-3.39%	-5.64%	-0.25%
GRAND PRAIRIE	-6.73%	-2.74%	1.49%	-0.81%	0.11%	-2.31%
BEDFORD	-0.61%	-7.89%	-7.12%	-6.61%	-9.04%	-5.62%
STATE TOTAL	8.26%	10.02%	9.55%	7.19%	10.28%	9.38%

**Note:** YTD collections for Fort Worth are up **6.09%** compared to last year.

Again, hopefully you find this additional information helpful. If you have any questions, please call Horatio Porter, Budget Officer, at 817.392.2379.

**Tom Higgins**  
Interim City Manager

**To the Mayor and Members of the City Council****September 20, 2011**

Page 1 of 2

**SUBJECT: Changes to Condemnation Process – Senate Bill 18**

Senate Bill 18 passed in the last legislative session, effective on September 1<sup>st</sup>, significantly impacts the City's condemnation processes. Because of the statutory changes, condemnation will take longer, may be more costly and will require a special vote for approval to condemn by eminent domain.

**Expanded Timetables:**

Condemnation begins in a "negotiation" phase when the City's land agents secure appraisals and make offers to purchase property. If the negotiations fail, an M & C seeking Council approval for condemnation is scheduled on an agenda and the case is sent to the City Attorney's office. Once the condemnation petition is filed, three special commissioners are appointed by a judge and a commissioners' hearing is set—the commissioners' sole responsibility is to assess the value of the property. This is known as the administrative phase. If either party is dissatisfied by the commissioners' award, they may appeal and the case enters its litigation phase.

Under the old rules, the City was only required to make one offer and there were no mandatory waiting periods. The only time imposition was that landowners had at least 11 days notice of the commissioners' hearing. Now, two offers to purchase property are required under Senate Bill 18—the final offer must be at least 30 days after the initial offer. Once the final offer is made, the City must give the owner 14 days to respond before filing a lawsuit. Also new, the parties have a "reasonable time" to strike an appointed commissioner. The commissioners' hearing may not be set until 20 days after the commissioners are appointed. And the notice of hearing must be served on defendants at least 20 days prior to the hearing.

**More Expensive:**

Under case law, landowners generally could not be compensated for impairment of access to their property because of a government taking. Now, statutorily, landowners shall be reimbursed for an injury or benefit that is peculiar to the property owner and that relates to the owner's use and enjoyment of the property. This includes a material impairment of direct access on or off the remaining property that affects the market value of the remaining property. Not only will this provision drive up the cost of property, it will result in more litigation.

There is now a provision that requires the City to provide a relocation advisory service comparable to the federal government's service. The City must also pay moving expenses and provide financial assistance to acquire replacement housing.

**Mayor and Council Communication Language:**

Finally, M & Cs seeking approval for condemnation should be listed separately perhaps under a subheading under "Land". The subheading should read: "Eminent Domain: The Fort Worth City Council Will

To the Mayor and Members of the City Council

September 20, 2011

Page 2 of 2

**SUBJECT: Changes to Condemnation Process – Senate Bill 18**

Consider the Use of Eminent Domain to Condemn Property.” All references to “condemnation” in the subject line or in the body of the M & C should be paired with, “by eminent domain”.

**Motion to Approve Condemnation:**

The new law requires a special motion for approving eminent domain. The statute recommends the following language:

**I move that the City of Fort Worth authorize the use of the power of eminent domain to acquire (describe the property) for (describe the public use).**

The property description should include an address and a legal description (lot and block). If there is no lot and block, then the Council Member making the motion should identify the property by abstract number and survey, ie. Abstract No. 1375, Shelby County School Land Survey. The mover should also describe the general location of the property by identifying an intersection or landmark that is near the property. If the City seeks only an easement or part of the property, the interest specifically sought should be stated. For example: a .427 acre sanitary sewer easement out of Abstract No. 1375, Shelby County School Land Survey.

A description of the property’s specific use is required. For example, “The easements will be used for the Sanitary Sewer Main 257 Upper and Middle Village Creek Parallel Relief Main, Part 1.”

If there are two or more units of real property that are owned by the same person, the Council may treat those as one unit of property.

The statute also allows the condemning authority to authorize the use of eminent domain for all units of property to be condemned in one resolution if no member objects and the project requires the condemnation of multiple parcels—such as the many parcels required for Alliance BNSF. If the Council uses only one M & C for multiple parcels, the minutes must reflect that the first vote applies to all of those units.

For your convenience, the Law Department will prepare the suggested motion for your use during the City Council meeting.

Please let me know if you have any questions.

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

**To the Mayor and Members of the City Council****September 20, 2011**

Page 1 of 3

**SUBJECT: Aviation Leasing Policy and Minimum Standards****Background**

On October 26, 2010, M&C C-24559, the City Council authorized an agreement with Aviation Management Consulting Group (AMCG) to update the Aviation Minimum Standards and develop an Aviation Leasing Policy for the City's airports. These documents are described as follows:

**Aviation Minimum Standards** – This document, common to airports, outlines the standards to provide services at the airports such as aircraft maintenance, flight training, aircraft fueling, etc. The intent of the standards are to assure companies can provide services, and compete with each other on a level playing field, while meeting the basic needs of customers. The Aviation Minimum Standards for Fort Worth were last updated in 1992.

**Aviation Leasing Policy** – This document will outline the parameters for leasing airport property and improvements. The objective is to balance the private sector interest to conduct a profitable business, with the City interest to manage scarce land resources and produce sufficient revenue to maintain the airports.

**Information Gathering & Document Development (Nov 2010 – Aug 2011)**

The Department worked with AMCG to gather information with a questionnaire and weeklong AMCG field visit to meet with tenants and gain an understanding of aviation activity at the airports. AMCG also conducted open house forums at Spinks and Meacham airports during the field visit.

City staff involved in reviews included the Aviation Director, Airport Managers, Administrative Manager, Leasing Specialist, and 3 members of the Aviation Advisory Board (J.D. Jimmerson, Richard Fahy, and William Cranz). Also included were the City Attorney, Housing and Economic Development and Risk Management. The 3 internal review phases concluded in late August.

**Next Steps****Public Review Phase (Sep 2011 – Nov 2011)**

Airport tenants will review and make comments on the documents which will be available online at the Department's website and in hard copy at each airport. The Public Review period starts on September 19, 2011 and will end on October 14, 2011. AMCG will complete their second field visit including an open house tenant forum with the Aviation Advisory Board to gather additional comments. AMCG will incorporate the comments into a final draft.

**Recommendation and Approval Phase (Dec 2011 – Mar 2012)**

The final draft will be delivered by AMCG in December. The Department will prepare a recommendation to the Aviation Advisory Board in January 2012 and present to the Infrastructure and Transportation Committee in February. By March 2012, the Department plans to present a recommendation to the City Council for adoption of Aviation Minimum Standards, Aviation Leasing Policy and associated amendments to the Municipal Code.

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

**September 20, 2011**

Page 2 of 3



**SUBJECT: Aviation Leasing Policy and Minimum Standards**

<b>Category</b>	<b>Current Aviation Minimum Standards</b>	<b>Proposed Aviation Minimum Standards</b>
<b>FBO Leased Premises</b>	Minimum of 2 acres of land and 20,000 sq. ft. for all building space. Applicable to all airports	No land requirement. Terminal building of 5,000 sq. ft. and hangar area varies by airport from 20,000 to 40,000 sq. ft. Apron area varies by airport from 65,430 to 130,680 sq. ft.
<b>FBO Services</b>	<p><u>Fuel Storage</u>: Minimum 10,000 gallons each for Jet A and Avgas.</p> <p><u>Fuel Trucks</u>: Minimum 2,200 gallons (Jet A); 750 gallons (Avgas).</p> <p>Aircraft Maintenance Required</p>	<p><u>Fuel Storage</u>: 40,000 gallons (Jet A) at Alliance and Meacham; 12,000 gallons (Jet A) at Spinks; 10,000 gallons (Avgas) all airports.</p> <p><u>Fuel Trucks</u>: 7,000 gallons (Jet A) at Alliance and Meacham; 5,000 gallons (Jet A) at Spinks; 750 gallons (Avgas) all airports.</p> <p>Aircraft Maintenance (may be by contract)</p>
<b>Flight Training &amp; Aircraft Rental</b>	<p><u>Flight Training</u>: Space sufficient for the proposed operations.</p> <p><u>Aircraft Rental</u>: Sufficient for parking and storage of as many aircraft as are available to rent.</p>	<p><u>Flight Training</u>: Office space varies by airport; ranging from 500 to 1,000 sq. feet. Hangar area varies by airport ranging from 3,000 to 5,000 sq. ft. (if maintaining own aircraft)</p> <p><u>Aircraft Rental</u>: Same as Flight Training</p>
<b>Charter Service</b>	<u>Space</u> : Sufficient area for the proposed operations including automobile parking, aircraft tiedown, and or hangar space to accommodate leased or owned aircraft.	<u>Space</u> : Varies by airport. Office space requirement ranges from 500 to 1,000 sq. ft. Hangar and shop requirement ranges from 2,000 to 10,000 sq. ft. depending on size of aircraft.
<b>Maintenance</b>	<p><u>Space</u>: Space sufficient for the proposed operations.</p> <p><u>Employees</u>: 1 A&amp;P Mechanic.</p>	<p><u>Space</u>: Varies by airport. Office space requirements range from 700 to 1,000 sq. ft. Hangar requirements range from 4,000 to 12,000 sq. ft. depending on type of aircraft.</p> <p><u>Employees</u>: 2 A&amp;P Mechanics for Alliance and Meacham and 1 A&amp;P Mechanic for Spinks; also 1 Customer Service Representative for each airport.</p>
<b>Avionics</b>	<p><u>Space</u>: Space sufficient for the proposed operations.</p> <p><u>Employees</u>: 1 technician</p>	<p><u>Space</u>: Varies by airport. Office Space ranging from 750 to 1,500 sq. ft. Repair shop area varies by type of aircraft ranging from 250 to 500 sq. ft.</p> <p><u>Employees</u>: 2 technicians for Alliance and Meacham and 1 technician for Spinks; also 1 Customer Service Representative for each airport.</p>
<b>Self Fueling</b>	<p><u>Fuel Storage</u>: 10,000 gallons either for Jet A and Avgas.</p> <p><u>Fuel Trucks</u>: 2,200 gallons for Jet A; 750 gallons for Avgas.</p>	<p><u>Fuel Storage</u>: 20,000 gallons (Jet A) at Alliance and Meacham; 12,000 gallons (Jet A) at Spinks; 10,000 gallons (Avgas) at all airports.</p> <p><u>Fuel Trucks</u>: Min 2,000 to max 3,000 gallons (Jet A); min 750 to max 1,500 gallons (Avgas).</p>

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

**September 20, 2011**

Page 3 of 3



**SUBJECT: Aviation Leasing Policy and Minimum Standards**

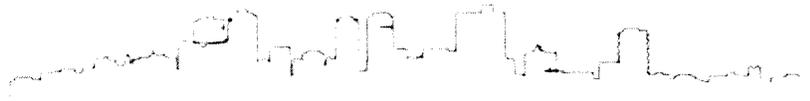
<b>Category</b>	<b>Current Aviation Minimum Standards</b>	<b>Proposed Aviation Minimum Standards</b>
<b>Aircraft Storage (leasing space)</b>	Not Included	<u>Land Area:</u> Varies by size of aircraft ranging from 65,340 to 130,680 sq. ft.  <u>Hangar Area:</u> Varies by size of aircraft ranging from 25,000 to 47,500 sq. ft.
<b>Aircraft Storage (personal use)</b>	Evaluated based upon individual proposals	<u>Hangar Area:</u> Varies by size of aircraft ranging from 5,000 to 10,000 sq. ft. but allowed only for larger aircraft (Aircraft Design Group II or III).
<b>Other Services</b>	Evaluated and approved based on type of service  Examples include: Aerial Application, Banner Towing, Aerial Photography, Power/Pipeline Patrol, Aircraft Painting	Evaluated and approved based on type of service  Examples include: Aerial Application, Banner Towing, Aerial Photography, Power/Pipeline Patrol, Aircraft Painting

For the proposed Aviation Minimum Standards, any entity currently engaging in commercial activities at the airports will have eighteen months from the date of adoption of these Minimum Standards to comply.

For questions please contact Kent Penney, Aviation Director at 817.392.5403.

**Thomas Higgins**  
**Interim City Manager**

# CITY OF FORT WORTH, TEXAS



## COUNCIL PROPOSAL

Date: 09-20-2011	File Number: 287	Subject: Waiver of All City Fees Related to the Development and Construction of the <i>9/11 Tribute</i> Exhibit at the Fort Worth Museum of Science and History	Page: PAGE 1 OF 2
Proposed By: Dennis Shingleton	City Manager's Review: <i>[Signature]</i>	City Attorney's Review: <i>[Signature]</i>	

It is proposed that the City Council waive all City fees related to the development and construction of the *9/11 Tribute* exhibit located at the Fort Worth Museum of Science and History.

### DISCUSSION:

On September 11, 2001, the United States of America was the target of the largest single act of terrorism on its soil. The World Trade Center Towers in New York were destroyed along with thousands of innocent lives. Despite the magnitude of destruction, lives were saved thanks to the courageous actions of first responders, citizens and volunteers from across the country.

Since that day, the Port Authority of New York and New Jersey has preserved components of the World Trade Center Towers and distributed those artifacts to cities across the country for use as memorial displays. In 2010, then-Fort Worth Mayor Mike Moncrief along with Fort Worth Museum of Science and History President Van A. Romans sent the Port Authority a request for a piece of the fallen twin towers. In response, Fort Worth took delivery of one of the few recoverable components the National Institute of Standards and Technology has been able to trace to its exact location within the North Tower. The artifact once supported the three floors (101-103) located two stories above the center of the impact zone. It is a full façade panel and comprised of three steel columns and weighs approximately 6,500 pounds. It measures 36 feet high by 6 feet wide by 3 feet thick. The museum was selected as the caretaker of the piece, officially known as *WTC 1, Column 133, floors 100-103 NIST Steel #N-101, Impact Steel*, and took receipt of it in February 2011. The façade panel given to the museum is the largest World Trade Center Towers artifact in the State of Texas.

On September 11, 2011, following ceremonies commemorating the 10<sup>th</sup> anniversary of the events of 9/11, the Fort Worth Museum of Science and History opened a new exhibit titled *9/11 Tribute*. The exhibit tells the stories of Fort Worthians who were inspired to do more for their community and the nation after the events of 9/11. The centerpiece of the exhibit is the North Tower façade panel, which is currently on display in the museum's atrium. It will be housed there until November 6, 2011 when it will be moved to a permanent outdoor exhibit near the main entrance.

The City's permit and related development fees for this outdoor exhibit are estimated at \$2,500.

This exhibit will preserve the memory of this tragic event and the strength and spirit of the American people in response. Because of the public purpose served by this exhibit, waiver of the City's permit and other development fees associated with the exhibit is appropriate.

- LEGALITY
- FISCAL NOTE
- CITY MANAGER'S COMMENTS
- CITY POLICIES MANUAL

CITY OF FORT WORTH, TEXAS



COUNCIL PROPOSAL

Date: 09-20-2011	File Number: 287	Subject: Waiver of All City Fees Related to the Development and Construction of the 9/11 Tribute Exhibit at the Fort Worth Museum of Science and History	Page: PAGE 2 OF 2
Proposed By: Dennis Shingleton		City Manager's Review: <i>[Signature]</i>	
		City Attorney's Review: <i>[Signature]</i>	

**LEGALITY:**

The Law Department finds that this proposal is legal and within the authority of the City Council.

**FISCAL NOTE:**

The Finance Director certifies that this action will have no material effect on City funds

**CITY MANAGER'S COMMENT:**

The City Manager has no objection to this proposal.

**PROPOSED BY:**

*[Signature]*  
 Dennis Shingleton, Dist. 7  
 Councilmember

*[Signature]*  
 Jungus Jordan, Dist. 6  
 Councilmember

- LEGALITY
- FISCAL NOTE
- CITY MANAGER'S COMMENTS
- CITY POLICIES MANUAL

# A Resolution

NO. \_\_\_\_\_

**OF THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS, RATIFYING  
THE PROPERTY TAX REVENUE INCREASE REFLECTED IN THE FISCAL  
YEAR 2012 BUDGET, IN ACCORDANCE WITH SECTION 102.007(C) OF THE  
TEXAS LOCAL GOVERNMENT CODE.**

**WHEREAS**, pursuant to Section 102.007(c) of the Texas Local Government Code effective September 1, 2007, the adoption of a budget that will require raising more revenue from property taxes than in the previous year requires a separate vote of the governing body to ratify the increased revenues reflected in the budget; and

**WHEREAS**, the Fiscal Year 2012 budget will raise more revenue from property taxes than the previous year because despite no change in the actual property tax rate from \$0.855 per \$100 value in the Fiscal Year 2011 to \$0.855 per \$100 value in Fiscal Year 2012, the revenue from the assessment of property taxes will create more revenue than last year due primarily to new improvements placed on the tax rolls.

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

That the City Council of the City of Fort Worth hereby ratifies the property tax revenue increase reflected in the Fiscal Year 2012 budget.

**Adopted this 20<sup>th</sup> day of September, 2011.**

ATTEST:

By: \_\_\_\_\_

Marty Hendrix, City Secretary



# A Resolution

NO. \_\_\_\_\_

## RESOLUTION IN SUPPORT OF A NATIONWIDE PUBLIC SAFETY BROADBAND NETWORK

**WHEREAS**, the Federal government has developed a Public Safety Broadband Plan to establish a nationwide public safety broadband network to support emergency first responders; and,

**WHEREAS**, the State of Texas was granted a waiver for early deployment of a public safety broadband network by the Federal Communications Commission based upon Long Term Evolution (LTE) technology; and,

**WHEREAS**, the State of Texas is developing the architecture, standards, and processes for a statewide public safety broadband LTE network; and,

**WHEREAS**, the State of Texas Chief, Interoperability Communications has recommended jurisdictions desiring to participate in early deployment and evaluation of the public safety broadband network, initiate this participation by authorizing the City Manager to designate a point of contact by way of resolution; and,

**WHEREAS**, the City of Fort Worth desires to participate in early deployment, evaluation, and eventually full deployment of the public safety broadband network; and,

**WHEREAS**, the City of Fort Worth has contracted to upgrade its radio system to the P25 interoperable standard for voice capability and to provide the first phase of a regional public safety broadband LTE network for data capability; and,

**WHEREAS**, providing emergency responders the capabilities inherent with a public safety broadband LTE network will improve responsiveness and protection of citizens and first responders in Fort Worth and the North Texas region.

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

1. The City of Fort Worth supports a national public safety broadband LTE network.
2. The City of Fort Worth supports the State of Texas' planning for a statewide public safety broadband LTE network.



3. The City of Fort Worth will work diligently with regional, state, and federal partners to develop and deploy a regional, state, and national public safety broadband network.
4. The City Manager is authorized to designate a point of contact to coordinate with regional, state, and federal agencies to deploy a public safety broadband network.

Adopted this \_\_\_\_\_ day of \_\_\_\_\_ 2011.

ATTEST:

By: \_\_\_\_\_

Marty Hendrix, City Secretary



ORDINANCE NO. \_\_\_\_\_

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.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS:

SECTION 1.

That the appropriation for the ensuing fiscal year beginning October 1, 2011, and ending September 30, 2012, for the different departments and purposes of the City of Fort Worth be fixed and determined as follows:

I. GENERAL FUND

1. City Manager	\$6,523,440
2. City Secretary	\$1,203,946
3. Code Compliance	\$16,396,786
4. Financial Management Services	\$7,808,033
5. Fire	\$118,158,882
6. Housing and Economic Development	\$5,440,045
7. Human Resources	\$4,025,026
8. Law	\$6,245,503
9. Library	\$19,851,666

10. Municipal Court	\$15,306,134
11. Non-Departmental	\$58,580,456
12. Office of City Auditor	\$2,483,287
13. Parks Community Services	\$40,181,891
14. Planning and Development	\$13,150,145
15. Police	\$193,521,155
16. Transportation and Public Works	\$48,748,786
GENERAL FUND TOTAL	\$557,625,181

## II. CIVIL SERVICE STAFFING

### Police Department:

Civil service staffing for the Police Department on October 1, 2011, will consist of 1,592 Authorized Positions as follows: 1,150 officers, 212 detectives, 162 sergeants, 46 lieutenants, 14 captains, 5 majors and 3 deputy chiefs.

### Fire Department:

Civil service staffing for the Fire Department on October 1, 2011, will consist of 908 Authorized Positions as follows: 468 firefighters, 201 engineers, 122 lieutenants, 86 captains, 24 battalion chiefs, 4 division chiefs and 3 deputy chiefs.

This ordinance does not create a new classified civil service rank or position within the Police Department or the Fire Department. This ordinance does not create any new civil service vacancies at any classified rank or position within the Police Department or the Fire Department. This ordinance allocates funds that are intended to provide the City the option of creating new

civil service ranks or positions in the future, in a separate ordinance, but does not obligate the City to do so.

Attached as Addendum A, and made a part of this ordinance by incorporation, are the salary schedules for Fort Worth Fire Department civil service classifications and Fort Worth Police Department civil service classifications for the fiscal year beginning October 1, 2011. These schedules set out the annual base pay for each civil service classification in the Fort Worth Fire Department and in the Fort Worth Police Department and provide for additional seniority pay as determined by each civil service employee's anniversary date. The seniority pay provided by this ordinance is in addition to and not in lieu of the longevity pay provided for by Texas Local Government Code section 141.032.

### III. CAPITAL PROJECTS SERVICES FUND

The Capital Projects Services Fund shall be provided with such revenue as may be secured from in-house charges to City departments for the provision of engineering services and other such sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Capital Projects Services, as provided in the budget of the City Manager, which includes a total Capital Projects Services Fund appropriation of \$15,888,379.

### IV. CRIME CONTROL AND PREVENTION DISTRICT FUND

The Crime Control and Prevention District Fund shall be

provided with such revenue as shall be appropriated to same by the Fort Worth Crime Control and Prevention District in accordance with law, and such money shall be used as provided for by law and the purposes specified by the Fort Worth Crime Control and Prevention District, and as provided in the budget of the City Manager, which includes a total Crime Control and Prevention District Fund appropriation of \$56,560,690.

#### V. CULTURE AND TOURISM FUND

The Culture and Tourism Fund shall be provided with such revenue as may be secured from the Hotel/Motel Occupancy Tax and other sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Culture and Tourism Fund, as provided in the budget of the City Manager, which includes a total Culture and Tourism Fund appropriation of \$31,150,371.

#### VI. ENVIRONMENTAL PROTECTION FUND

The Environmental Protection Fund shall be provided with such revenue as may be secured from the City's environmental protection fee and other such sources as may become available from environmental projects, and such money shall be used to meet the requirements of the Environmental Protection Fund, as provided in the budget of the City Manager, which includes a total Environmental Protection Fund appropriation of \$4,773,705.

#### VII. EQUIPMENT SERVICES FUND

The Equipment Services Fund shall be provided with such revenue as may be secured from in-house charges to City departments for the performance of maintenance and other operations at the City's three service centers, and other sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Equipment Services Fund, as provided in the budget of the City Manager, which includes a total Equipment Services Fund appropriation of \$26,853,901.

#### VIII. FEDERAL AWARDED ASSETS FUND

The Federal Awarded Assets Fund shall be provided with such revenue as may be secured by the Police Department under federal law authorizing the forfeiture of certain property involved in the commission of criminal offenses, and such money shall be used for law enforcement purposes in accordance with the restrictions in such forfeiture law, and as provided in the budget of the City Manager, which includes a total Federal Awarded Assets Fund appropriation of \$2,790,949.

#### IX. GROUP HEALTH AND LIFE INSURANCE FUND

The Group Health and Life Insurance Fund shall be provided with such revenue as may be secured from City contributions from each operating department/fund, from contributions from employees and retirees, and from the various sources included in the budget

of the City Manager, and such money shall be used to meet the requirements of the Group Health and Life Insurance Fund, as provided in the budget of the City Manager, which includes a total Group Health and Life Insurance Fund appropriation of \$92,972,818.

#### X. INFORMATION SYSTEMS FUND

The Information Systems Fund shall be provided with such revenue as may be secured from in-house transfers from City departments for the provision of basic telephone line service, maintenance of telephone lines and instruments, lease/purchase of telephone instruments and other equipment, support in the operation and maintenance of personal computers, design, fabrication, procurement, installation and maintenance of electronic equipment, maintenance of the trunk system, and other sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Information Systems Fund, as provided in the budget of the City Manager, which includes a total Information Systems Fund appropriation of \$27,163,739.

#### XI. LAKE WORTH TRUST FUND

The Lake Worth Trust Fund shall be provided with such revenue as may be secured from sales and leases of Lake Worth properties and other sources, as shown in the budget of the City Manager, and such money shall be used to meet requirements of the Lake Worth Trust Fund, as provided in the budget of the City Manager, which

includes a total Lake Worth Trust Fund appropriation of \$259,051.

XII. MUNICIPAL AIRPORTS FUND

The Municipal Airports Fund shall be provided with such revenue as may be secured from the various sources included in the budget of the City Manager, and such money shall be used to meet the requirements of the Municipal Airports Fund, as provided in the budget of the City Manager, which includes a total Municipal Airports Fund appropriation of \$5,524,812.

XIII. MUNICIPAL GOLF FUND

The Municipal Golf Fund shall be provided with such revenue as may be secured from the Pecan Valley, Rockwood, Z. Boaz, Meadowbrook, and Sycamore Creek Golf Courses and other sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Municipal Golf Fund, as provided in the budget of the City Manager, which includes a total Municipal Golf Fund appropriation of \$5,732,582.

XIV. MUNICIPAL PARKING FUND

The Municipal Parking Fund shall be provided with such revenue as may be secured from commercial off-street parking to employees and citizens and commercial office space leases in the Municipal Parking Garage and other sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Municipal Parking Fund, as provided in the

budget of the City Manager, which includes a total Municipal Parking Fund appropriation of \$9,421,092.

#### XV. OFFICE SERVICES FUND

The Office Services Fund shall be provided with such revenue as may be secured from in-house charges to City departments for the provision of microfilming and office copying services, printing and graphics services, plus other in-house functions such as messenger and mail services, and other sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Office Services Fund, as provided in the budget of the City Manager, which includes a total Office Services Fund appropriation of \$1,666,296.

#### XVI. RED LIGHT ENFORCEMENT FUND

The Red Light Enforcement Fund shall be provided with such revenue as may be secured from the automatic red light camera enforcement program and other sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Red Light Enforcement Program, as provided in the budget of the City Manager, which includes a total Red Light Enforcement Fund appropriation of \$12,573,582.

#### XVII. RISK MANAGEMENT FUND

The Risk Management Fund shall be provided with such revenue as may be secured from City contributions from each operating fund

and from the various sources included in the budget of the City Manager, and such money shall be used to meet the requirements of the Risk Management Fund, as provided in the budget of the City Manager, which includes a total Risk Management Fund appropriation of \$7,481,423.

#### XIII. SOLID WASTE FUND

The Solid Waste Fund shall be provided with such revenue as may be secured from the collection of municipal solid waste and other sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Solid Waste Fund, as provided in the budget of the City Manager, which includes a total appropriation for the Solid Waste Fund of \$53,893,824.

#### XIX. SPECIAL TRUST FUND

The Special Trust Fund shall be provided with such revenue as may be secured from contributions, gifts, and transfers from entities, groups, organizations, or outside sources; and such money shall be used to fund operations in the General Fund and for other specific purposes, which includes a total Special Trust Fund estimated appropriation of \$5,543,257. The total estimate is appropriated to the following departments/funds, and contributed by the listed potential donors:

1. City Manager's Office	\$41,000
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Potential Donors: Aetna, Bank of America, Bass

Hall for the Performing Arts, Coca Cola Bottling Co., Easter Seals Greater Northwest Texas, Fiesta, Fort Worth Chamber of Commerce, Fort Worth Hispanic Chamber of Commerce, Fort Worth Independent School District, Fort Worth Promotion Fund c/o Mayor's Office, Fort Worth Transportation Authority, Friends of the Fort Worth Public Library, Inc, Fort Worth Public Library Foundation, Goodwill, JPS Health Network, Junior League of Fort Worth, KERA, Mental Health Connection, Metropolitan Black Chamber of Commerce, Starbucks, State Farm Insurance, Tarrant County College, Tarrant County Government, Tarrant County MHMR, Texas Christian University, Texas Health Resources, Texas Wesleyan University, University of Texas at Arlington, United Way of Tarrant County, Workforce Solutions for Tarrant County, Q Cinema, individual citizen donations and other corporate donations.

2. Code Compliance \$200,000

Potential Donors: Wal-Mart, PetSmart, Inc., PetSmart Charities, Federal Express, Cowtown Loves Shelter Pets, Animal Control Agencies, J.C. Penney, Fort Worth citizens, rescue agencies, individual citizen and anonymous donors.

3. Fire \$151,018

Potential Donors: Tarrant County, Wal-Mart and Sam's Club Foundation, Fire Safety Education Trust, individual citizen donations and other corporate donations.

4. Housing and Economic Development \$20,000

Potential Donors: United States Department of Housing and Urban Development, Fannie Mae Foundation, Fort Worth Housing Authority, Bank of America Home Loans, Tejas Realty, Century 21-Keller, DFW Metro Housing, Southwest Bank, Texas Foreclosure Prevention Task Force, HOPE Partnership, and other housing service organizations, real estate brokers or mortgage companies.

5. Library \$750,000

Potential Donors: Friends of the Fort Worth Public Library, Inc., The Fort Worth Public Library Foundation, Library Automation Fund, Hazel Vaughn Leigh Trust, and Gray Trust, North Texas Library Partners, Woodhaven Community Development, Inc., Patrons of East Regional Library, and Addie Levy Trust.

6. Municipal Court \$5,000

Potential Donors: Law Enforcement Officer Standards and Education Program.

7. Parks and Community Services \$3,700,000

Potential Donors: Fort Worth Garden Club, Fort Worth Botanical Society Fuller Foundation, Amon G. Carter Foundation, Mayfest, Inc., Streams and Valleys, Inc., Chesapeake, Johnson Controls, TXU Energy, Oncor, ATMOS Energy, Summer Day Camp Registrants, Friends of the Fort Worth Nature Center, Log Cabin Village Heritage Foundation, Van Zandt Cottage, Nature Center Conservancy, Youth Sports Council, Inc., Sports Advisory Council, Community Action Partners, Community Centers Advisory Group, Log Cabin Village, Texas Department of Human Services, Fort Worth Independent School District, Optimist Club, Texas Department of Agriculture, Mobile Recreation Registrants, XTO Energy, Quicksilver Resources, Contract Program Registrants, Fort Worth Lawn and Sprinkler, E Developments, Fresnel Technologies, Pier 1 Imports, Carter & Burgess, Lockheed Martin, Speedway Children's Charities, Fort Worth & Western Railroad, Reilly Family Foundation, Texas International Energy Partners, Impart Financial, Kline & Co., Southside Bank, The Ryan Foundation, Dubose Family Foundation, Kensington Properties, Justin Brands, Inc., Southwestern Exposition & Livestock, Collins& Mott LP, Perdue, Brandon, Fielder, Collins, Dunaway Associates, LP, Quarles,

Westside Unitarian Universalist Church, Tarlelton State University, JP Morgan Bank, Freese-Nichols, Inc., Quorum Architects, Inc., Individual Donors, Randy Parham, DDS, Sid Richardson Foundation, Fort Worth Water Department, Goff Family Foundation, Southwest Water, Fort Worth Dog Park Association, The Human Source Foundation, individual citizen donations and other corporate donations.

8. Police \$666,239

Potential Donors: Foundation, In Memoriam, FWPD Bike Support FWPOA, FWBLEOA, FWLPOA, Bank of Texas, Cash America, National Association of Town Watch, Burros Promotional, Best Impressions, Enviro-Health Systems, Elliott Inc., CVS, Inc., TigerDirect.com, Office Depot, Wal-Mart Foundation, Home Depot, Sports Authority, FedEx Kinko's, Bass Security, Life Fitness, Corporate Express, Best Buy, Kroger Grocery Store, RBI Productions, Supercircuits Inc, Tech Depot, Rent-A-Center, GT Distributors, Corporate Safe Specialists, Sam's Club Foundation, Target, BCI Technologies, Medica-Rents Company, Wiley X Eyewear, Videology Imaging, Western Hills North Neighborhood Association, Cobham Tracking, AT&T, Kaploss Security, Clickit, John Peterson, Fit For Life, Chesapeake and Anonymous Donors, Police

Officers Award Group, and various area businesses.

9. Solid Waste \$10,000

Potential Donors: Bell Helicopter Textron, Coca Cola Bottling Company of North Texas, Alcon Laboratories, Inc. Foundation, Fort Worth Star Telegram, Miller Brewing Company, Lockheed Martin, TXU Electric, Burlington Northern Sante Fe Corporation, Tandy RadioShack, Motorola, Green Mountain Energy, Carter Burgess, Silver Creek Materials, Chesapeake Energy Corporation, XTO Energy and Ozarka Spring Water Company and other corporate donations.

#### XX. STATE AWARDED ASSETS FUND

The State Awarded Assets Fund shall be provided with such revenue as may be secured by the Police Department under state law authorizing the forfeiture of certain property involved in the commission of criminal offenses, and such money shall be used for law enforcement purposes in accordance with the restrictions in such forfeiture law, and as provided in the budget of the City Manager, which includes a total State Awarded Assets Fund appropriation of \$805,000.

#### XXI. STORMWATER UTILITY FUND

The Stormwater Utility Fund shall be provided with such revenue as may be secured from the provision of Stormwater

services, and such money shall be used to meet the requirements of the Stormwater Utility Fund, as provided in the budget of the City Manager, which includes a total Stormwater Utility Fund appropriation of \$31,454,719.

#### XXII. TEMPORARY LABOR FUND

The Temporary Labor Fund shall be provided with such revenue as may be secured from in-house charges to City departments for the provision of temporary labor services and other such sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Temporary Labor Fund, as provided in the budget of the City Manager, which includes a total Temporary Labor Fund appropriation of \$1,063,679.

#### XXIII. UNEMPLOYMENT COMPENSATION FUND

The Unemployment Compensation Fund shall be provided with such revenue as may be secured by contributions from City operating funds and from the various sources included in the budget of the City Manager, and such money shall be used to meet the requirements of the Unemployment Compensation Fund, as provided in the budget of the City Manager, which includes a total Unemployment Compensation Fund appropriation of \$708,608.

#### XXIV. WATER AND SEWER FUND

The Water and Sewer Fund shall be provided with such revenue as may be secured from the sale of water, sewer services, and

other sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Water and Sewer Fund as provided in the budget of the City Manager, which includes a total appropriation for the Water and Sewer Fund of \$374,001,901.

#### XXV. WORKERS' COMPENSATION FUND

The Workers' Compensation Fund shall be provided with such revenue as may be secured from City contributions from each operating department/fund and from the various sources included in the budget of the City Manager, and such money shall be used to meet the requirements of the Workers' Compensation Fund, as provided in the budget of the City Manager, which includes a total Workers' Compensation Fund appropriation of \$12,024,805.

#### SECTION 2.

That all appropriation ordinances approved by the City Council effecting this budget for the ensuing fiscal year beginning October 1, 2011, and ending September 30, 2012, are hereby ratified and incorporated into the same.

#### SECTION 3.

That the distribution and division of the above named appropriations be made in accordance with the budget of expenditures submitted by the City Manager and as revised by the City Council in accordance with the provisions of the City Charter

and adopted by the City Council, which budget is made a part of this ordinance by reference thereto and shall be considered in connection with the expenditures of the above appropriations.

#### SECTION 4.

That on Tuesday, August 9, 2011, the City Manager presented to the City Council his budget estimate; that the City Council of the City of Fort Worth shall sit as a committee of the whole in the Council Chamber at the City Hall in the City of Fort Worth on the 16th day of August, A.D. 2011, at 10:00 o'clock A.M., to hear any complaints, suggestions, or observations that any citizen, taxpayer, or party interested may desire to make with reference to any or all of the provisions of this ordinance; and that such committee shall continue its deliberations from time to time and day to day until the public has been given a full opportunity to be heard.

#### SECTION 5.

That following the commencement of the public hearings for which provision has been made in the preceding section this ordinance shall be published two times.

#### SECTION 6.

That this ordinance shall be first published in the official newspaper of the City of Fort Worth, which newspaper is one of general circulation in said City, after its initial reading.

SECTION 7.

That this ordinance shall not be presented for second reading and final passage until ten (10) full days have elapsed after its first publication, as provided by the Charter of said City.

SECTION 8.

That following the second reading and final passage, this ordinance shall again be published in the official newspaper of the City of Fort Worth along with a schedule of changes made by the City Council to the City Manager's originally proposed budget.

SECTION 9.

That should any part, portion, section, or part of a section of this ordinance be declared invalid or inoperative or void for any reason by a court of competent jurisdiction, such decision, opinion, or judgment shall in no way affect the remaining portions, parts, sections, or parts of sections of this ordinance, which provisions shall be, remain, and continue to be in full force and effect.

SECTION 10.

That all ordinances and appropriations for which provisions have heretofore been made are hereby expressly repealed if in conflict with the provisions of this ordinance.

SECTION 11.

That this ordinance shall take effect and be in full force and effect from and after the date of its passage and publication as required by the Charter of the City of Fort Worth, and it is so ordained.

APPROVED AS TO FORM AND LEGALITY:

\_\_\_\_\_  
City Attorney

Introduced on First Reading:

August 16, 2011

Adopted: \_\_\_\_\_

**FY2012**

Job Code	Title	Base Pay	1st Year	2nd Year	3rd Year	4th Year	6th Year	8th Year	10th Year	12th Year	14th Year	16th Year	
		A	B	C	D	E	F	G	H	I	J	K	
		Base Pay	Base +1	Base +2	Base +3	Base +4	Base +5	Base +6	Base +7	Base +8	Base +9	Base +10	
X03 / 1001	<b>POLICE OFFICER</b>		25.09	26.34	27.66	29.04	30.49	31.25	32.03	32.83	33.65	35.33	37.16
		<b>MO</b>	\$4,348.93	\$4,565.60	\$4,794.40	\$5,033.60	\$5,284.93	\$5,416.67	\$5,551.87	\$5,690.53	\$5,832.67	\$6,123.87	\$6,441.07
		<b>AN</b>	\$52,187.20	\$54,787.20	\$57,532.80	\$60,403.20	\$63,419.20	\$65,000.00	\$66,622.40	\$68,286.40	\$69,992.00	\$73,486.40	\$77,292.80
	<b>OT</b>	\$37.64	\$39.51	\$41.49	\$43.56	\$45.74	\$46.88	\$48.05	\$49.25	\$50.48	\$53.00	\$55.74	
X04 / 1002	<b>POLICE CORPORAL</b> <b>4 years</b>					4th Year E	6th Year F	8th Year G	10th Year H	12th Year I	14th Year J	16th Year K	
						Base Pay	Base +1	Base +2	Base +3	Base +4	Base +5	Base +6	
						33.66	34.50	35.36	36.24	37.15	39.01	41.02	
			<b>MO</b>	\$5,834.40	\$5,980.00	\$6,129.07	\$6,281.60	\$6,439.33	\$6,761.73	\$7,110.13			
			<b>AN</b>	\$70,012.80	\$71,760.00	\$73,548.80	\$75,379.20	\$77,272.00	\$81,140.80	\$85,321.60			
	<b>OT</b>	\$50.49	\$51.75	\$53.04	\$54.36	\$55.73	\$58.52	\$61.53					
X07 / 1003	<b>POLICE SERGEANT</b> <b>7 years</b>						6th year F	8th Year G	10th Year H	12th Year I	14th Year J	16th Year K	
							Base Pay	Base +1	Base +2	Base +3	Base +4	Base +5	
							38.04	38.99	39.96	40.96	43.01	45.20	
			<b>MO</b>	\$6,593.60	\$6,758.27	\$6,926.40	\$7,099.73	\$7,455.07	\$7,834.67				
			<b>AN</b>	\$79,123.20	\$81,099.20	\$83,116.80	\$85,196.80	\$89,460.80	\$94,016.00				
	<b>OT</b>	\$57.06	\$58.49	\$59.94	\$61.44	\$64.52	\$67.80						
X08 / 1004	<b>POLICE LIEUTENANT</b> <b>10 years</b>							10th year H	12th Year I	14th Year J	16th Year K		
								Base Pay	Base +1	Base +2	Base +3		
								44.03	45.13	47.39	49.83		
			<b>MO</b>	\$7,631.87	\$7,822.53	\$8,214.27	\$8,637.20						
			<b>AN</b>	\$91,582.40	\$93,870.40	\$98,571.20	\$103,646.40						
	<b>OT</b>	\$66.05	\$67.70	\$71.09	\$74.75								
X09 / 1005	<b>POLICE CAPTAIN</b> <b>13 years</b>								12th year I	14th Year J	16th Year K		
									Base Pay	Base +1	Base +2		
									49.78	52.27	54.93		
			<b>MO</b>	\$8,628.53	\$9,060.13	\$9,521.20							
			<b>AN</b>	\$103,542.40	\$108,721.60	\$114,254.40							
	<b>OT</b>	\$74.67	\$78.41	\$82.40									

During 4th year of contract, all officers will receive 3.25%. Those individuals that were beyond the "L" step from previous year will receive will actually be on the "K" step for the FY11-12 pay plan. These individuals will finally catch up to the pay due in part because the last 2 steps will transform into 5% steps. The last step (for 16th year of service) in FY11-12 cycle is intentionally calculated beyond the 5% step amount (difference between step J & K) for each rank in order to encompass all officers to be within the step plan in final year of contract.

## FY2012

## AVERAGE 56 HOUR SCHEDULE

Title	Job Code		A	B	C	D	E	F
FIRE FIGHTER	Y01 / 1032	HR	\$16.98	\$17.83	\$18.72	\$19.66	\$20.64	\$21.68
		MO	\$4,120	\$4,326	\$4,543	\$4,770	\$5,009	\$5,261
		AN	\$49,442	\$51,917	\$54,517	\$57,242	\$60,112	\$63,128
		OT	\$25.47	\$26.75	\$28.08	\$29.49	\$30.96	\$32.52
FIRE ENGINEER	Y02 / 1031	HR	\$22.47	\$23.59				
		MO	\$5,453	\$5,725				
		AN	\$65,437	\$68,702				
		OT	\$33.71	\$35.39				
FIRE LIEUTENANT	Y03 / 1030	HR	\$24.79	\$26.03				
		MO	\$6,015	\$6,316				
		AN	\$72,176	\$75,795				
		OT	\$37.19	\$39.05				
FIRE CAPTAIN	Y04 / 1029	HR	\$27.64	\$29.01				
		MO	\$6,706	\$7,041				
		AN	\$80,475	\$84,490				
		OT	\$41.46	\$43.52				
FIRE BATTALION CHIEF	Y05 / 1028	HR	\$31.73	\$33.31				
		MO	\$7,700	\$8,084				
		AN	\$92,394	\$97,011				
		OT	\$47.59	\$49.97				

## 40 HOUR SCHEDULE

Job Title	Job Code		A	B	C	D	E	F
FIRE FIGHTER	Y01 / 1032	HR	\$23.77	\$24.96	\$26.21	\$27.52	\$28.90	\$30.35
		MO	\$4,120	\$4,326	\$4,543	\$4,770	\$5,009	\$5,261
		AN	\$49,442	\$51,917	\$54,517	\$57,242	\$60,112	\$63,128
		OT	\$35.66	\$37.44	\$39.32	\$41.28	\$43.35	\$45.53
FIRE ENGINEER	Y02 / 1031	HR	\$31.46	\$33.03				
		MO	\$5,453	\$5,725				
		AN	\$65,437	\$68,702				
		OT	\$47.19	\$49.55				
FIRE LIEUTENANT	Y03 / 1030	HR	\$34.70	\$36.44				
		MO	\$6,015	\$6,316				
		AN	\$72,176	\$75,795				
		OT	\$52.05	\$54.66				
FIRE CAPTAIN	Y04 / 1029	HR	\$38.69	\$40.62				
		MO	\$6,706	\$7,041				
		AN	\$80,475	\$84,490				
		OT	\$58.04	\$60.93				
FIRE BATTALION CHIEF	Y05 / 1028	HR	\$44.42	\$46.64				
		MO	\$7,700	\$8,084				
		AN	\$92,394	\$97,011				
		OT	\$66.63	\$69.96				

**SCHEDULE OF CHANGES  
MADE BY THE CITY COUNCIL  
TO THE CITY MANAGER'S  
PROPOSED FY2012 BUDGET**

**EXPLANATION OF REVENUE CHANGES:**

<b>Original General Fund Revenue Estimate:</b>	<b>\$533,406,669</b>
<b>Property Tax</b>	
Original Estimate	\$286,868,367
Revised Estimate	\$286,868,367
No Change	
<b>Sales Tax</b>	
Original Estimate	\$102,259,196
Revised Estimate	\$102,259,196
No Change	
<b>Other Local Taxes</b>	
Original Estimate	\$8,264,913
Revised Estimate	\$8,264,913
No Change	
<b>Licenses &amp; Permits</b>	
Original Estimate	\$45,795,566
Revised Estimate	\$45,795,566
No Change	
<b>Fines &amp; Forfeitures</b>	
Original Estimate	\$16,926,704
Revised Estimate	\$16,926,704
No Change	
<b>Use of Money &amp; Property</b>	
Original Estimate	\$4,196,664
Revised Estimate	\$4,196,664
No Change	
<b>From Other Agencies</b>	
Original Estimate	\$1,188,365
Revised Estimate	\$1,188,365
No Change	

**Service Charges**

Original Estimate	\$23,644,151	\$0
Revised Estimate	\$23,644,151	
No Change		

**Other Revenue**

Original Estimate	\$468,374	\$0
Revised Estimate	\$468,374	
No Change		

**Transfers**

Original Estimate	\$43,794,369	\$0
Revised Estimate	\$43,794,369	
No Change		

**General Fund Revenue Total****\$533,406,669****Net Changes from City Manager's Proposed Budget****\$0****Use of Fund Balance**

Original Estimate	\$23,122,703	\$1,095,809
Revised Estimate	\$24,218,512	
Additional excess fund balance will be used to balance the FY2012 budget and fund critical services.		

**Changes in fund balance use from City Manager's Proposed Budget****\$1,095,809**

**EXPLANATION OF APPROPRIATION CHANGES:**

**Original General Fund Appropriation: \$556,529,372**

**City Manager's Office**

Original Estimate	\$6,502,012	\$21,428
Revised Estimate	\$6,523,440	

The budget increases by \$21,428 for a 3% ATB salary increases approved for Council Aides.

**City Secretary's Office**

Original Estimate	\$1,203,946	\$0
Revised Estimate	\$1,203,946	

No changes

**Code Compliance Department**

Original Estimate	\$16,396,786	\$0
Revised Estimate	\$16,396,786	

No changes

**Financial Management Services Department**

Original Estimate	\$7,808,033	\$0
Revised Estimate	\$7,808,033	

No changes

**Fire Department**

Original Estimate	\$118,158,882	\$0
Revised Estimate	\$118,158,882	

No changes

**Housing and Economic Development Department**

Original Estimate	\$5,440,045	\$0
Revised Estimate	\$5,440,045	

No changes

**Human Resources Department**

Original Estimate	\$4,025,026	\$0
Revised Estimate	\$4,025,026	

No changes

**Law Department**

Original Estimate	\$6,245,503	\$0
Revised Estimate	\$6,245,503	

No changes

**Library Department**

Original Estimate	\$19,851,666	\$0
Revised Estimate	\$19,851,666	

No changes

**Municipal Court Department**

Original Estimate	\$15,306,134	\$0
Revised Estimate	\$15,306,134	

No changes

**Non-Departmental**

Original Estimate	\$58,060,288	\$520,168
Revised Estimate	\$58,580,456	

The budget increases by \$220,168 for the reinstatement of the Tuition Reimbursement program. Additionally the budget increases by \$300,000 for funding dedicated MedStar ambulance service in the Far North District.

**Office of City Auditor**

Original Estimate	\$2,433,287	\$50,000
Revised Estimate	\$2,483,287	

The budget increases by \$50,000 to create the Financial/Contract and Grant Compliance Sections.

**Parks and Community Services Department**

Original Estimate	\$39,931,891	\$250,000
Revised Estimate	\$40,181,891	

The budget increases by \$250,000 for repairs and the summer operational cost to reopen swimming pools.

**Planning & Development Department**

Original Estimate	\$13,060,625	\$89,520
Revised Estimate	\$13,150,145	

The budget increases by \$89,520 for the 0.85 of Development Services Administrator position that was transferred back to the General Fund from the Transportation Utility Fund as a result of the decision to discontinue the Transportation Utility Fund.

**Police Department**

Original Estimate	\$193,382,520	\$138,635
Revised Estimate	\$193,521,155	

The budget increases by \$138,635 for the addition of one Captain position as required by the Meet and Confer contract.

**TPW Department**

Original Estimate	\$48,722,728	\$26,058
Revised Estimate	\$48,748,786	

The budget increases by \$26,058 for the restoration of janitorial services to 5 days per week at the AD Marshall Public Safety Building.

**Revised General Fund Appropriation Total****\$557,625,181****Net Changes from City Manager's Proposed Budget****\$1,095,809**

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**Enterprise, Internal Service and Special Funds:**

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**Municipal Airports Fund**

Original Revenue Estimate	\$5,523,510	\$1,302
Revised Revenue Estimate	\$5,524,812	

An increase of \$1,302 in hanger revenue based on projected revenue for FY2012.

Original Proposed Appropriation	\$5,523,510	\$1,302
Revised Appropriation	\$5,524,812	

The budget increases by \$1,302 for the reinstatement of the Tuition Reimbursement program.

**Municipal Golf Fund**

Original Revenue Estimate	\$5,730,155	\$2,427
Revised Revenue Estimate	\$5,732,582	

An increase of \$2,427 in miscellaneous revenue based on projected revenue for FY2012.

Original Proposed Appropriation	\$5,730,155	\$2,427
Revised Appropriation	\$5,732,582	

The budget increases by \$2,427 for the reinstatement of the Tuition Reimbursement program.

**Municipal Parking Fund**

Original Revenue Estimate	\$7,800,235	\$0
Revised Revenue Estimate	\$7,800,235	

No changes

Original Proposed Appropriation	\$8,420,140	\$1,000,952
Revised Appropriation	\$9,421,092	

The budget increases by \$1,000,000 for a transfer to the Parking Building Debt Service Fund for the Houston Street Garage Debt Payment. The budget also increases by \$952 for the reinstatement of the Tuition Reimbursement program.

**Solid Waste Fund**

Original Revenue Estimate	\$53,488,660	\$0
Revised Revenue Estimate	\$53,488,660	

No changes

Original Proposed Appropriation	\$53,890,268	\$3,556
Revised Appropriation	\$53,893,824	

The budget increases by \$3,556 for the reinstatement of the Tuition Reimbursement program.

**Stormwater Utility Fund**

Original Revenue Estimate	\$31,448,971	\$5,748
Revised Revenue Estimate	\$31,454,719	

An increase of \$5,748 in utility fee revenue based on projected revenue for FY2012.

Original Proposed Appropriation	\$31,448,971	\$5,748
Revised Appropriation	\$31,454,719	

The budget increases by \$5,748 for the reinstatement of the Tuition Reimbursement program.

**Transportation Utility Fund**

Original Revenue Estimate	\$0	\$0
Revised Revenue Estimate	\$0	

No changes

Original Proposed Appropriation	\$1,231,060	(\$1,231,060)
Revised Appropriation	\$0	

The budget decreases by \$1,231,060 as a result of the decision to discontinue the Transportation Utility Fund. That includes \$89,520 for 0.85 of a Development Services Administrator position transferred back to the General Fund, \$1,091,500 for consultant services and the un-funding of a decision package totaling \$50,040 for one Associate Planner.

**Water and Sewer Fund**

Original Revenue Estimate	\$373,955,518	\$46,383
Revised Revenue Estimate	\$374,001,901	

An increase of \$46,383 in miscellaneous revenue based on projected revenue for FY2012.

Original Proposed Appropriation	\$373,955,518	\$46,383
Revised Appropriation	\$374,001,901	

The budget increases by \$46,383 for the reinstatement of the Tuition Reimbursement program.

**Capital Projects Services Fund**

Original Revenue Estimate	\$15,881,116	\$7,263
Revised Revenue Estimate	\$15,888,379	

An increase of \$7,263 in miscellaneous revenue based on projected revenue for FY2012.

Original Proposed Appropriation	\$15,881,116	\$7,263
Revised Appropriation	\$15,888,379	

The budget increases by \$7,263 for the reinstatement of the Tuition Reimbursement program.

**Equipment Services Fund**

Original Revenue Estimate	\$26,847,740	\$6,161
Revised Revenue Estimate	\$26,853,901	

An increase of \$6,161 in miscellaneous revenue based on projected revenue for FY2012.

Original Proposed Appropriation	\$26,847,740	\$6,161
Revised Appropriation	\$26,853,901	

The budget increases by \$6,161 for the reinstatement of the Tuition Reimbursement program.

**Information Systems Fund**

Original Revenue Estimate	\$23,710,456	\$5,760
Revised Revenue Estimate	\$23,716,216	

An increase of \$5,760 in miscellaneous revenue based on projected revenue for FY2012.

Original Proposed Appropriation	\$27,157,979	\$5,760
Revised Appropriation	\$27,163,739	

The budget increases by \$5,760 for the reinstatement of the Tuition Reimbursement program.

**Office Services Fund**

Original Revenue Estimate	\$1,665,695	\$601
Revised Revenue Estimate	\$1,666,296	

An increase of \$601 in miscellaneous revenue based on projected revenue for FY2012.

Original Proposed Appropriation	\$1,665,695	\$601
Revised Appropriation	\$1,666,296	

The budget increases by \$601 for the reinstatement of the Tuition Reimbursement program.

**Temporary Labor Fund**

Original Revenue Estimate	\$1,063,574	\$105
Revised Revenue Estimate	\$1,063,679	

An increase of \$105 in miscellaneous revenue based on projected revenue for FY2012.

Original Proposed Appropriation	\$1,063,574	\$105
Revised Appropriation	\$1,063,679	

The budget increases by \$105 for the reinstatement of the Tuition Reimbursement program.

**Culture and Tourism Fund**

Original Revenue Estimate	\$31,143,909	\$6,462
Revised Revenue Estimate	\$31,150,371	

An increase of \$6,462 in miscellaneous revenue based on projected revenue for FY2012.

Original Proposed Appropriation	\$31,143,909	\$6,462
Revised Appropriation	\$31,150,371	

The budget increases by \$6,462 for the reinstatement of the Tuition Reimbursement program.

**Environmental Protection Fund**

Original Revenue Estimate	\$4,772,678	\$1,027
Revised Revenue Estimate	\$4,773,705	

An increase of \$1,027 in miscellaneous revenue based on projected revenue for FY2012.

Original Proposed Appropriation	\$4,772,678	\$1,027
Revised Appropriation	\$4,773,705	

The budget increases by \$1,027 for the reinstatement of the Tuition Reimbursement program.

**Group Health & Life Insurance Fund**

Original Revenue Estimate	\$92,972,317	\$501
Revised Revenue Estimate	\$92,972,818	

An increase of \$501 in miscellaneous revenue based on projected revenue for FY2012.

Original Proposed Appropriation	\$92,972,317	\$501
Revised Appropriation	\$92,972,818	

The budget increases by \$501 for the reinstatement of the Tuition Reimbursement program.

**Red Light Enforcement Fund**

Original Revenue Estimate	\$12,571,328	\$2,254
Revised Revenue Estimate	\$12,573,582	

An increase of \$2,254 in miscellaneous revenue based on projected revenue for FY2012.

Original Proposed Appropriation	\$12,571,328	\$2,254
Revised Appropriation	\$12,573,582	

The budget increases by \$2,254 for the reinstatement of the Tuition Reimbursement program.

**Risk Management Fund**

Original Revenue Estimate	\$7,481,072	\$351
Revised Revenue Estimate	\$7,481,423	

An increase of \$351 in miscellaneous revenue based on projected revenue for FY2012.

Original Proposed Appropriation	\$7,481,072	\$351
Revised Appropriation	\$7,481,423	

The budget increases by \$351 for the reinstatement of the Tuition Reimbursement program.

**Workers' Compensation Fund**

Original Revenue Estimate	\$13,233,681	\$283
Revised Revenue Estimate	\$13,233,964	

An increase of \$283 in miscellaneous revenue based on projected revenue for FY2012.

Original Proposed Appropriation	\$12,024,522	\$283
Revised Appropriation	\$12,024,805	

The budget increases by \$283 for the reinstatement of the Tuition Reimbursement program.

ORDINANCE NO. \_\_\_\_\_

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.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS:

SECTION 1.

That the appropriation for the ensuing fiscal year beginning October 1, 2011, and ending September 30, 2012, for General Debt Service Fund, for the purpose of paying interest and principal and creating a sinking fund for all outstanding general indebtedness be estimated as \$61,782,297.

SECTION 2.

That all appropriation ordinances approved by the City Council effecting this budget for the ensuing fiscal year beginning October 1, 2011, and ending September 30, 2012, are hereby ratified and incorporated into the same.

SECTION 3.

That the distribution and division of the above named appropriations be made in accordance with the budget of expenditures submitted by the City Manager and as revised by the City Council in accordance with the provisions of the City Charter and adopted by the City Council, which budget is made a part of this ordinance by reference thereto and shall be considered in connection with the expenditures of the above appropriations.

SECTION 4.

That on Tuesday, August 9, 2011, the City Manager presented to the City Council his budget estimate; that the City Council of the City of Fort Worth shall sit as a committee of the whole in the Council Chamber at the City Hall in the City of Fort Worth on the 16th day of August, A.D. 2011, at 10:00 o'clock A.M., to hear any complaints, suggestions, or observations that any citizen, taxpayer, or party interested may desire to make with reference to any or all of the provisions of this ordinance; and that such committee shall continue its deliberations from time to time and day to day until the public has been given a full opportunity to be heard.

SECTION 5.

That should any part, portion, section, or part of a section of this ordinance be declared invalid or inoperative or void for

any reason by a court of competent jurisdiction, such decision, opinion, or judgment shall in no way affect the remaining portions, parts, sections, or parts of sections of this ordinance, which provisions shall be, remain, and continue to be in full force and effect.

SECTION 6.

That all ordinances and appropriations for which provisions have heretofore been made are hereby expressly repealed if in conflict with the provisions of this ordinance.

SECTION 7.

That following the commencement of the public hearings for which provision has been made in accordance with the preceding section 4, this ordinance shall take effect and be in full force and effect from and after the date of its passage and publication as required by the Charter of the City of Fort Worth, and it is so ordained.

APPROVED AS TO FORM AND LEGALITY:

\_\_\_\_\_  
City Attorney

Introduced on First Reading:

August 16, 2011

Adopted: \_\_\_\_\_

ORDINANCE NO. \_\_\_\_\_

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.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS:

SECTION I.

There is hereby levied, adopted and shall be collected by the City of Fort Worth, Texas, as provided by law, an annual ad valorem tax for the year 2011, at the rate of \$0.8550 on every one hundred dollar (\$100.00) valuation on all property, real, personal and mixed, situated in, and all personal property owned in, the City of Fort Worth, Texas, on the first day of January, A.D. 2011, liable under the law to taxation and not exempt therefrom by the Constitution and laws of the State of Texas. The ad valorem tax rate is divided into a maintenance and operation levy of \$0.7009 for general fund operations and a debt levy of \$0.1541 for servicing outstanding debt obligations.

SECTION II.

The debt portion of the tax levy, which is hereinbefore made, is to provide for the payment of interest and to create a

redemption fund to discharge and pay principal and interest on any general obligations due or owing by the City of Fort Worth, Texas, and shall not be taken as an addition to levies for the same purpose in the respective ordinances authorizing and creating such obligations, but the levy hereinbefore made is made pursuant to and for the purpose of carrying out and complying with the provisions of said prior ordinances. The General Debt Service Fund shall receive payment of eighteen and two hundredths percent (18.02%) of the current taxes collected.

#### SECTION III.

The taxes provided for herein are levied upon all taxable property, real, personal and mixed, situated in, and all personal property owned in, the City of Fort Worth, Texas, as assessed, valued and described in the assessment tax rolls and the tax books of the City of Fort Worth, Texas, for the year 2011, and any supplemental assessments thereof, as the same have been or shall be presented to the City Council of the City of Fort Worth, Texas, by the Assessor and Collector of Taxes of said City of Fort Worth, Texas. THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE DUE TO INCREASED PROPERTY VALUATIONS. HOWEVER, BECAUSE A PORTION OF THE TAX RATE ALLOCATED FOR OPERATIONS AND MAINTENANCE HAS BEEN SHIFTED TO DEBT SERVICE, AT THIS TAX RATE, A PROPERTY VALUED AT \$100,000 WOULD PAY \$10.00 LESS FOR OPERATIONS AND MAINTENANCE THAN IN THE PREVIOUS YEAR.

#### SECTION IV.

The taxes provided for herein are due on receipt of a tax bill and are delinquent if not paid before February 1, 2012. Unless otherwise specifically set forth by law, failure to send or receive the tax bill shall not, however, affect the validity of the taxes, penalty or interest herein imposed, the due date, the existence of a tax lien, or any procedure instituted to collect such taxes, penalty or interest.

#### SECTION V.

If a person pays one-half of the taxes required to be paid by virtue of this Ordinance before December 1, 2011, he or she may pay the remaining one-half of such taxes without penalty or interest at any time before July 1, 2012.

#### SECTION VI.

(a) A delinquent tax incurs a penalty of six percent (6%) of the amount of the tax for the first calendar month it is delinquent plus one percent (1%) for each additional month or portion of a month the tax remains unpaid prior to July 1, 2012. However, a tax delinquent on July 1, 2012, incurs a total penalty of twelve percent (12%) of the amount of the delinquent tax without regard to the number of months the tax has been delinquent.

(b) If a person who exercises the split payment option provided by Section V above fails to make the second payment before July 1, 2012, the second payment is delinquent and incurs a

penalty of twelve percent (12%) of the amount of the unpaid tax.

#### SECTION VII.

In addition to the penalty set out above, a delinquent tax accrues interest at a rate of one percent (1%) for each month or portion of a month the tax remains unpaid. Said interest of one percent (1%) per month shall be added to said taxes in the event the payment thereof shall become delinquent as above set forth, and said interest shall attach on the first day of each month thereafter until the taxes shall have been paid, which interest and the penalty provided for above shall be and become a part of said taxes and be payable as such.

#### SECTION VIII.

A tax that becomes delinquent on or after February 1, 2012, but not later than May 1, 2012, and that remains delinquent on July 1, 2012, shall incur an additional penalty of twenty percent (20%) of the amount of the delinquent tax, penalty and interest to defray costs of collection. Such twenty percent (20%) penalty and collection procedures are imposed pursuant to Sections 6.30 and 33.07 of the Property Tax Code and are in addition to the other penalties and interest which are due and owing according to law.

#### SECTION IX.

A tax that becomes delinquent on or after June 1, 2012, under Section 26.07(f), 26.15(e), 31.03, 31.031, 31.032, or 31.04

of the Tax Code shall incur an additional penalty of twenty percent (20%) of the amount of taxes, penalty, and interest due, to defray costs of collection, pursuant to Section 33.08 of the Property Tax Code. Such additional penalty is in addition to the other penalties and interest which are due and owing according to law.

#### SECTION X.

A tax imposed on tangible personal property that becomes delinquent on or after February 1, 2012, shall incur an additional penalty of twenty percent (20%) pursuant to Property Tax Code Section 33.11, on the later of the date the tax becomes subject to the outside attorney collection contract of Section 6.30 of the Tax Code or 60 days after the date the taxes become delinquent. Such additional penalty is in addition to the other penalties and interest which are due and owing according to law.

#### SECTION XI.

Such taxes, penalty and interest shall be and become a lien upon the property on which the taxes are levied, as prescribed by the Charter of the City of Fort Worth, Texas, and the laws of the State of Texas, and such lien shall be and is hereby made a paramount, first and superior lien to all other liens whatsoever on the property on which said taxes are levied.

#### SECTION XII.

Should any part, portion, section or part of a section of this ordinance be declared invalid or inoperative or void for any reason by a court of competent jurisdiction, such decision, opinion or judgment shall in no way affect the remaining portions, parts, sections or parts of sections of this ordinance, which provision shall be, remain and continue to be in full force and effect.

SECTION XIII.

That all ordinances for which provisions have heretofore been made are hereby expressly repealed if in conflict with the provisions of this ordinance.

SECTION XIV.

This ordinance shall take effect and be in full force and effect from and after the date of its passage and publication as required by the Charter of the City of Fort Worth, and it is so ordained.

APPROVED AS TO FORM AND LEGALITY:

\_\_\_\_\_  
City Attorney

Introduced on First Reading:

August 16, 2011

Adopted: \_\_\_\_\_

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

**DATE:** Tuesday, September 20, 2011

**LOG NAME:**

**REFERENCE NO.:** \*\*OCS-1827

**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, September 14, 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, September 20, 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
Atmos Energy	9/7/2011	6/14/2011	3426 W 6th St	Property Damage	Gas line cut.	Water	Yes	No
Tina Caldwell	9/9/2011	8/29/2011	Downtown Ft Worth	Auto Damage	Hit by City vehicle.	Police	No	Yes
Agustina Perez	9/9/2011	7/25/2011	3800 Southwest Blvd	Auto Damage	Involved in 3-vehicle accident with City vehicle.	TPW	No	Yes
Lonsie V. Charles	9/9/2011	7/28/2011	City Jail	Property Damage	Medication destroyed while incarcerated.	Police	Yes	No
Monica Gonzalez	9/12/2011	9/13/2011	Point West Apts.	Auto Damage	City vehicle backed into claimant's parked vehicle.	Police	No	No
Evy Santana	9/9/2011	5/26/2011	3421 Western Ave	Property Damage	Sewer backup.	Water	No	No
Samantha Coursey	9/9/2011	9/2/2011	350 W. Belknap	Bodily Injury	Fell on steps at Court building	TPW	No	Yes

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Raul Ramirez	9/13/2011	9/5/2011	7517 Nutwood Pl	Property Damage	Front door kicked in by Fort Worth Fire Dept.	Fire	Yes	No
Elizabeth Nelson	9/12/2011	8/19/2011	3800 blk Camp Bowie Blvd	Auto Damage	Hit loose brick on road and damaged tire.	TPW	Yes	No
Angelo Avena	9/12/2011	8/14/2011	Longhorn & Old Decatur	Auto Damage	Hit deep hole in road and damaged vehicle.	TPW	Yes	No
JW Jordan	9/12/2011	8/1/2011	3736 Bellaire Dr North	Property Damage	Sprinkler system damaged and yard torn up during water main break repair.	Water	Yes	No
Raul Mejia	9/12/2011	7/1/2011	3305 Baylor St	Property Damage	Tree damaged when hole was dug in yard to repair sewer backup.	Water	No	No
Katrina Powers	9/13/2011	9/5/2011	3200 block River Park Dr	Auto Damage	Hit large hole in street.	TPW	No	No
Raquel Flores	9/13/2011	8/14/2011	4200 Fairpark	Auto Damage	Drove through road construction that had no warning signs.	TPW	No	No
Goodwill Industries of	9/13/2011	1/21/2011	5000 South Freeway	Auto Damage	Auto accident caused by City driver	TPW	Yes	No
ABC Wrecker Service	9/13/2011	8/30/2011	South bound service rd at 3276 I35W	Auto Damage	Driver ran over rebar.	TPW	No	No

<b>CLAIMANT</b>	<b>DATE RECEIVED</b>	<b>DATE OF INCIDENT</b>	<b>LOCATION</b>	<b>INCIDENT TYPE</b>	<b>ALLEGATION</b>	<b>DEPT</b>	<b>ESTIMATE</b>	<b>INJURY</b>
Philip Tirelli	9/14/2011	9/7/2011	10420 Winding Passage Way	Reimbursement	Seeking plumbing reimbursement when leak found to be in City line.	Water	Yes	No

**No Documents for this Section**

Zoning Docket items are linked on the Council Meeting Agenda.



**MEMORANDUM**

TO: Mayor Betsy Price and  
Members of the Fort Worth City Council

FROM: Fernando Costa   
Assistant City Manager

DATE: September 15, 2011

SUBJECT: Additional Proposed Amendments to the City's Gas Drilling Ordinance

In response to your request from the September 13 pre-Council meeting, we would like on September 20 to discuss additional proposed amendments to the City's gas drilling ordinance. We are recommending three additional provisions:

- Requiring multi-well pad site permits for gas drilling sites with more than one well;
- Defining the term "Protected Use" so as to include Benbrook Reservoir, Lake Worth, Eagle Mountain Lake, Lake Arlington, and the Trinity River; and
- Requiring notification of all residents, including tenants as well as owners, within the prescribed distance of any site for which the City has received a gas well permit application.

Pursuant to your direction, we shall be pleased to prepare an appropriate ordinance setting forth these proposed amendments as well as the amendments that we discussed with you on the 13<sup>th</sup>. We intend to post this proposed ordinance on our website and to distribute copies to interested parties for review and comment during a four-week public review period culminating in a public hearing to be held at your regular City Council meeting on Tuesday evening, October 18. Staff will be available during the public review period to meet with any interested community groups upon request. We anticipate that you will be able to consider adopting the proposed amendments, with any appropriate revisions, on October 25.

If you have any questions about the proposed amendments, please contact Rick Trice at 817-392-7959 or [rick.trice@fortworthgov.org](mailto:rick.trice@fortworthgov.org).

Attachment

c Tom Higgins, Interim City Manager  
Sarah Fullenwider, City Attorney  
Assistant City Managers  
Randle Harwood, Director, Planning and Development Department  
Rick Trice, Assistant Director, Planning and Development Department

**CITY MANAGER'S OFFICE**

THE CITY OF FORT WORTH • 1000 THROCKMORTON STREET • FORT WORTH, TEXAS 76102  
817-392-6111 • FAX 817-392-6134



## MEMORANDUM

**DATE:** September 12, 2011

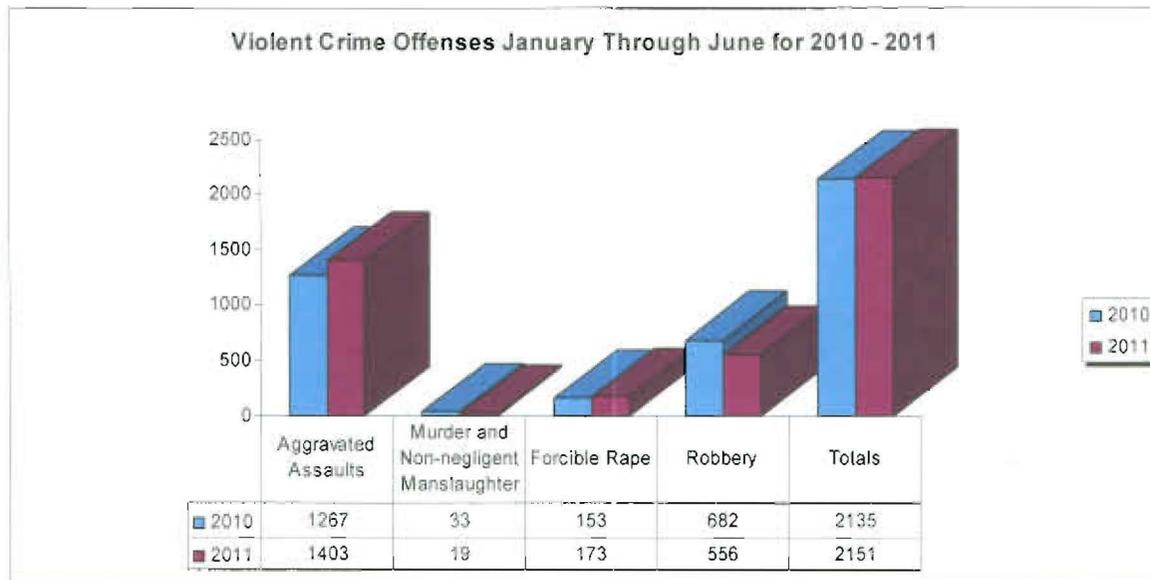
**TO:** Honorable Mayor Price and City Council Members

**FROM:** Jeffrey W. Halstead, Chief of Police *Shonda E. Robertson*

**SUBJECT:** Staff Action No. 733: Violent and Juvenile Crime

During the May 24, 2011, City Council meeting, the Police Department was asked to provide information regarding why violent and juvenile crimes have decreased in the city.

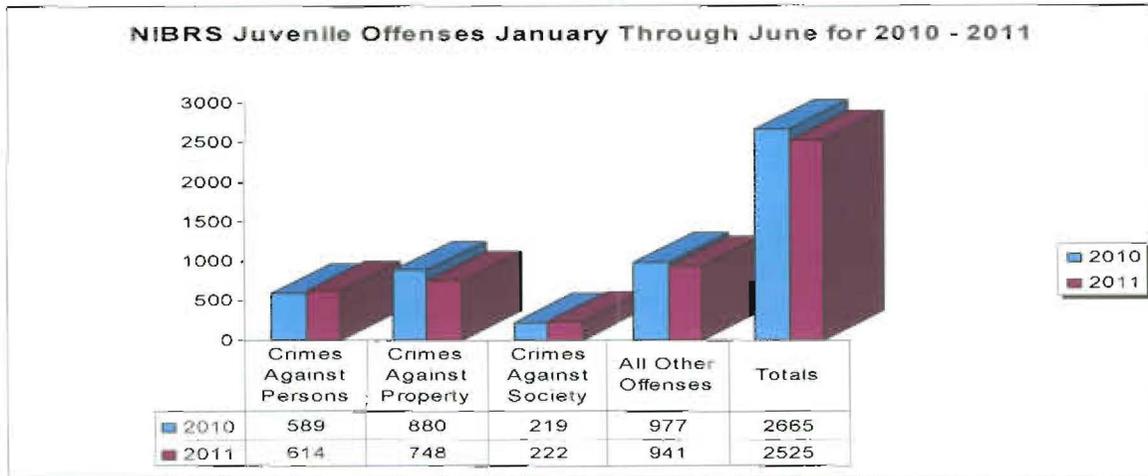
There has been a significant reduction in homicides and robberies from January 2011 through June 2011, compared to the same timeframe in 2010. Homicides decreased 42.4% and robberies declined 18.5%. There are no identifiable trends to attribute to the decline. The total number of violent crimes has increased slightly during this same timeframe. In 2010 there were 2,135 violent crimes reported; this year there were 2151, which is less than a 1% increase.



Juvenile crime declined from January through June 2011, compared to the same timeframe in 2010. The most significant reduction was in Crimes Against Property. There were 880 offenses in 2010 compared to 748 in 2011, which amounts to a 15% reduction. Total

### POLICE DEPARTMENT

juvenile offenses reported through June for 2010 was 2665. For 2011, the total was 2525, which is a 5.3% decrease.



There are myriad reasons why crime rates decline. When examining trends, factors such as the economy, unemployment, inflation, weather, time of year, and police strategies must be taken into consideration. While advancement in triage and medical technology may be part of the explanation for the decrease in homicides, this offers no insight regarding the decline in the other areas of violent crime. However, the Fort Worth Police Department continues to employ strategies we believe contribute to reductions in crime:

- Neighborhood Patrol Officer Program
- Citizens on Patrol
- Intelligence-led crime suppression strategies
- Alliances with non-profit and faith-based organizations
- School Safety & Youth Programs, such as the After School and Safe Haven programs
- Violent Crime & Gang Programs, such as the Comin' Up program, the Gang Unit, and the Gang Graffiti Abatement program

cc: Tom Higgins, City Manager  
Charles Daniels, Assistant City Manager



**FORT WORTH**



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

**Street Management And Road Traffic  
Transportation and Public Works  
September 16 —September 29**



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

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

Main (from Belknap to NE 5th St) lane closures until **mid-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 **October 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 **early Nov 2011**
- W 12th (from Throckmorton to Jennings) Parking Lane closures through **early Nov 2011**
- Texas (from W 13<sup>th</sup> to Jennings) Parking Lane closures through **early Nov 2011**
- W 13<sup>th</sup> (from Texas to Throckmorton) Parking lane closures through **early Nov 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 September 16—September 29



### Special Events

Festivals \* Runs \* Walks

#### CULTURAL DISTRICT

#### DOWNTOWN OUTDOOR EVENTS DISTRICT (DOED)

- **Cowtown Crusin for a Cure Car Show**  
September 17 9 a.m. to 4 p.m.  
Street Closures: Main St from 2nd to 9th and 3rd to 9th streets from Houston to Commerce

- **Candelighters Night Run**  
September 24 6pm to 10:30pm  
Street Closures: Noon to 10:30pm, Lamar from 7th to 10th  
Route: Lamar, 10th, Lancaster, Jones, 2nd, Throckmorton, 12th, Texas

#### NEAR SOUTHSIDE OUTDOOR EVENTS DISTRICT (NSOED)

- **Rahr & Sons Oktoberfest Run**  
September 24 9am to 12pm  
Starts on Main St to W. Terrell, to Hemphill, to Magnolia, to 8th Ave to Pennsylvania to Hattie and ends on Main

#### STOCKYARDS OUTDOOR EVENTS DISTRICT (SOED)

- **Animals Alive**  
September 17 6:30pm—9:30pm

#### OTHER

- **Run In the Dark**  
September 17 6:30 p.m.  
Starts at Alliance Town Center, to Old Denton Rd, Dalton, General Worth, Addison, Spencer, Tate, Shiver
- **Brain Aneurysm Awareness Walk**  
September 24 7am to 1pm Trinity Park
- **HIKID's Back to School Celebration**  
September 24 12pm to 4 pm Greenbrier Community Ctr
- **Northside Inter Church Agency Celebration**  
September 24  
Street Closure: Circle Park Dr from 15th St to 16th St, begins at 8 am and ends at 1pm
- **Lone Star Ride Fighting AIDS**  
September 24 7am to 7pm  
94.56 miles on streets throughout city

### Parades

#### CULTURAL DISTRICT

#### DOWNTOWN OUTDOOR EVENTS DISTRICT

#### NEAR SOUTHSIDE OUTDOOR EVENTS DISTRICT

#### STOCKYARDS OUTDOOR EVENTS DISTRICT

- **All Saints Catholic Church 16th de Septiembre Parade**  
September 17 10 a.m.  
Starts at Central and N Main, to 23rd St., to Ellis, end at Central

#### OTHER

- **Central High School March-A-Thon**  
September 24 9am to 12pm  
Route: Trace Ridge, Heber Springs, Fayetteville, Valley Springs, Latrobe Trace, Carolina Trance, Sterling Trace, Bristol Trace, Island Park, Slide Rock, Union Lake, Rushmore, Cedar River, Redwood, Hot Springs, Crazy Horse, Glen Springs, Black Hills, Arcadia, Basswood, Park Vista, Mormon, Bryce Canyon, Lake Meredith, Canyon Lands, Parkwood Plaza, Thornberry, Boylston, Parkwood Hill, Lakewood Hill
- **Carter Riverside Homecoming Parade**  
September 22 3pm to 4pm  
Route: Eagle, Gwynne, Yucca, , Primrose, Bolton
- **North Crowley Homecoming Parade**  
September 22 5pm to 6pm  
Route: Summercreek, McPherson, Hulen, Willow Branch
- **Diamond Hill Jarvis Homecoming Parade**  
September 23 12pm to 3:15pm  
Route: Maydell, Decatur, Crump, 36th St, Schwartz, Eva, Webber
- **Literary Parade**  
September 24 10am to 11am  
Route: McClellan, Handley, Meadowbrook,

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

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