



**SUMMARY OF MEETINGS AND ACTIVITIES
MONDAY, NOVEMBER 14, 2011, THROUGH FRIDAY, NOVEMBER 18, 2011**

MONDAY, NOVEMBER 14, 2011

	<u>TIME</u>	<u>LOCATION</u>
Commission for Women	10:00 a.m.	Fort Worth Business Assistance Center 1150 S. Freeway, Large Conference Room
Historic and Cultural Landmarks Commission, Work Session	12:00 p.m.	Pre-Council Chamber
Historic and Cultural Landmarks Commission, Public Hearing	2:00 p.m.	Council Chamber
Fort Worth Art Commission	5:30 p.m.	Fort Worth Community Arts Center 1300 Gentry Street

TUESDAY, NOVEMBER 15, 2011

Pre-Council Meeting	8:30 a.m.	Pre-Council Chamber
City Council Meeting	10:00 a.m.	Council Chamber
Human Relations Commission - Special Called	5:30 p.m.	Hazel Harvey Peace Center For Neighborhoods 818 Missouri Avenue, Room 201 AB

WEDNESDAY, NOVEMBER 16, 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
Parks and Community Services Advisory Board, Work Session	3:00 p.m.	Deborah Beggs Moncrief Garden Center Fort Worth Botanic Garden 3220 Botanic Garden Boulevard
Mayor’s Advisory Commission on Homelessness	4:00 p.m.	Cornerstone Assistance Network 3500 Noble Avenue

This summary is compiled from data furnished to the Office of the City Secretary by 12:00 p.m. on November 10, 2011, and may not include all meetings to be conducted during the week of November 14, 2011, through November 18, 2011. It is a summary listing only. See individual agendas which are posted in compliance with the Texas Open Meetings Act for detailed information.



**SUMMARY OF MEETINGS AND ACTIVITIES
MONDAY, NOVEMBER 14, 2011, THROUGH FRIDAY, NOVEMBER 18, 2011**

THURSDAY, NOVEMBER 17, 2011

Vehicle for Hire Review Board	10:00 a.m.	Transportation and Public Works Department, Traffic Engineering Division 311 West 10 th Street
Aviation Advisory Board	4:00 p.m.	Fort Worth Meacham International Airport 4201 N. Main Street, Suite. 200 Conference Rm.

FRIDAY, NOVEMBER 18, 2011

City Plan Commission, Work Session	12:00 p.m.	Pre-Council Chamber
City Plan Commission, Public Hearing	1:30 p.m.	Council Chamber

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PRE-COUNCIL MEETING
TUESDAY, NOVEMBER 15, 2011
8:30 A.M.
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS

1. Report of the City Manager - Tom Higgins, City Manager
 - a. Changes to the City Council Agenda
 - b. Upcoming and Recent Events
 - c. Organizational Updates and Employee Recognition(s)
 - d. Informal Reports
 - [IR 9449](#): Status of Public Art Projects
 - [IR 9450](#): November 2011 - Sales Tax Update
2. Questions Concerning Current Agenda Items - City Council Members
3. Responses to Items Continued from a Previous Week
 - a. [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) (Continued from September 20, 2011 by Council Member Shingleton)
 - b. [ZC-11-043](#) - M & H Food Mart, 2484 Avondale-Haslet Road; from: Unzoned to: "E" Neighborhood Commercial (COUNCIL DISTRICT 7) (Continued from September 20, 2011 by Council Member Shingleton)
4. Alliance Texas Update - Mike Berry, Hillwood Development Corporation
5. Briefing on Construction Schedule for Chisholm Trail Parkway - Kenneth Barr, Victor Vandergriff and Elizabeth Mow, North Texas Tollway Authority
6. Review of City Council Calendar for January - December 2012 - Marty Hendrix, City Secretary
7. Briefing on Schedule of Public Meetings to Discuss Salt Water Disposal Regulations - Randle Harwood, Planning and Development
8. Briefing on Street and Freeway Lighting - Doug Wiersig, Transportation and Public Works
9. City Council Requests for Future Agenda Items and/or Reports
10. 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

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, November 15, 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 concerning any item listed on today's City Council meeting agendas.
2. Deliberate the purchase, sale, lease or value of real property in accordance with Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party;
3. Deliberate concerning economic development negotiations as authorized by Section 551.087 of the Texas Government Code; and
4. Deliberate the deployment, or specific occasions for implementation, of security personnel or devices, in accordance with Section 551.076 of the Texas Government Code.

**CITY COUNCIL AGENDA
FOR THE MEETING AT 10:00 A.M. TUESDAY, NOVEMBER 15, 2011
CITY COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

- I. CALL TO ORDER**
- II. INVOCATION** - Imam Talib Salahuddin, Masjid Hassan of Al Islam
- III. PLEDGE OF ALLEGIANCE**
- IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF NOVEMBER 1, 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-17437](#) - Authorize Appointments and Reappointments to the City's Construction and Fire Prevention Board of Appeals, Places 1, 3, 5, 7, 9 and 11 (ALL COUNCIL DISTRICTS)
- 2. [M&C G-17438](#) - Authorize Payment for the City of Fort Worth's Fiscal Year 2012 Membership Dues to the North Central Texas Council of Governments in an Amount Not to Exceed \$74,629.00 (ALL COUNCIL DISTRICTS)
- 3. [M&C G-17439](#) - Adopt Resolution Authorizing an Increase to the Maximum Amount to be Paid to the Law Firm of Whitaker, Chalk, Swindle & Schwartz, L.L.P., Formerly Whitaker, Chalk, Swindle & Sawyer, L.L.P., as a Final Payment for Assistance with Legal Matters Concerning Premature Street Failures in an Additional Sum of \$50,000.00 (COUNCIL DISTRICTS 2 and 6)
- 4. [M&C G-17440](#) - Authorize the Temporary Closure of Approximately One Hundred Fifteen Feet of Riverfront Drive West from its Intersection with South University Drive (COUNCIL DISTRICT 9)
- 5. [M&C G-17441](#) - Authorize Adoption of the Proposed Amendment to the Schedule of Rates and Charges to Establish the Rental Rates for the New Equestrian Multi-Purpose Building at the Will Rogers Memorial Center (COUNCIL DISTRICT 7)
- 6. [M&C G-17442](#) - Approve Extension of Injury Leave-of-Absence Pay Benefits in the Amount of \$17,394.00 for Police Officer Carlene Bounds Beginning August 3, 2011 through November 4, 2011 (ALL COUNCIL DISTRICTS)
- 7. [M&C G-17443](#) - Authorize Acceptance of an Anonymous Donation of \$2,000.00 for the 2011 Banquet to Recognize Members of the Fire Department for Their Outstanding Contributions, Authorize the Transfer of \$2,000.00 from the Special Gifts

Fund to the General Fund and Adopt Appropriation Ordinances (ALL COUNCIL DISTRICTS)

8. [M&C G-17444](#) - Adopt Supplemental Appropriation Ordinance Increasing Estimated Receipts and Appropriations for a \$40,000.00 Payment from Linebarger Goggan Blair & Sampson, LLP, Under City Secretary Contract No. 39231 for Collection of Delinquent Parking and Criminal Citations (ALL COUNCIL DISTRICTS)
9. [M&C G-17445](#) - Authorize the Acquisition of a Fee Simple Interest in Three Lots Located at 2512, 2516 and 2520 East Vickery Boulevard Containing a Total of 0.701 Acres of Land from Bill Burdock for \$50,000.00 and Pay the Estimated Closing Cost of \$1,500.00 for a Total Cost of \$51,500.00 for the Future East Side Pump Station (COUNCIL DISTRICT 8)
10. [M&C G-17446](#) - Adopt Appropriation Ordinance in the Park Dedication Fees Fund in the Amount of \$139,903.00 and Authorize Transfer from to the General Fund to Offset Operation and Oversight Costs of Neighborhood and Community Park Dedication Policy (ALL COUNCIL DISTRICTS)

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

1. [M&C P-11323](#) - Authorize the Sole Source Purchase of Surveillance Equipment from Gans and Pugh Associates, Inc., for the Police Department, for an Amount of \$119,301.00 Using Buffer Zone Protection Plan Grant Funds (ALL COUNCIL DISTRICTS)
2. [M&C P-11324](#) - Authorize an Amendment to the Sole Source Purchase Agreement with Dionex Corporation for a Hexavalent Chromium Ion-Chromatographic System for the Water Department in the Amount of \$37,978.53, for a Total Amount of \$121,406.31 (ALL COUNCIL DISTRICTS)

C. Land - Consent Items

1. [M&C L-15280](#) - Authorize Execution of Amendment of Deed and Mineral Conveyance Agreement with Heirs of Wedgwood Land Co., for Release of Reverter Terms in the Deed Granting Land for Wedgwood Park (COUNCIL DISTRICT 6)
2. [M&C L-15281](#) - Authorize the Direct Sale of Tax-Foreclosed Property Located at 1404 Kennedy Street to Union Gospel Mission of Tarrant County for \$5,986.51 (COUNCIL DISTRICT 8)

D. Planning & Zoning - Consent Items - None

E. Award of Contract - Consent Items

1. [M&C C-25265](#) - Authorize a Contract with Lowell Denton of Denton, Navarro, Rocha and Bernal, P.C., to Assist the City as a Consultant in Public Safety Labor Negotiation Issues in an Amount Up to \$75,000.00 and Adopt Supplemental Appropriation Ordinance Increasing Appropriations in the General Fund in the Amount of \$75,000.00 and Decreasing the Unaudited, Unreserved, Undesignated

General Fund Balance by the Same Amount (ALL COUNCIL DISTRICTS)

2. [M&C C-25266](#) - Authorize Execution of an Easement Encroachment Agreement with 3209 North Main Street Joint Venture for the Construction of a Building Which will Encroach Over the City's Fifteen Foot Sanitary Sewer Easement at 3209 North Main Street (COUNCIL DISTRICT 2)
3. [M&C C-25267](#) - Authorize Interlocal Agreement with the Texas Commission on Environmental Quality for a Voluntary Cleanup Program at the Police and Fire Training Facility Located at 1000 Calvert Street and 1076 Calvert Street as Co-Applicant with the Tarrant Regional Water District (COUNCIL DISTRICT 2)
4. [M&C C-25268](#) - Authorize Execution of an Easement Encroachment Agreement with Service King Paint and Body for the Installation of an Electric Security Fence Which will Encroach Onto the City's Fifteen Foot Water Easement at 9601 South Freeway (COUNCIL DISTRICT 8)
5. [M&C C-25269](#) - Authorize Execution of a Contract for Supplemental Audit Staffing Services with Robert Half International Inc., Through its Division Robert Half Management Resources Company, for the Office of the City Auditor in the Amount of \$105,000.00 (ALL COUNCIL DISTRICTS)
6. [M&C C-25270](#) - Authorize Amendment of City Secretary Contract No. 29292, with Aon Consulting, Inc., for Group Health Benefits Consulting Services, Cost-Saving Review and Implementation, and Actuarial Analysis, to Extend the Term Through 2013 for Total Cost of \$332,000.00 (ALL COUNCIL DISTRICTS)
7. [M&C C-25271](#) - Authorize Execution of a Contract with the Fort Worth Metropolitan Black Chamber of Commerce to Assist Minority and Women Business Enterprises and Small Businesses for a Cost Not to Exceed \$146,821.00 (ALL COUNCIL DISTRICTS)
8. [M&C C-25272](#) - Authorize Execution of a Contract with the Fort Worth Hispanic Chamber of Commerce to Assist Minority and Women Business Enterprises and Small Businesses for a Cost Not to Exceed \$169,439.00 (ALL COUNCIL DISTRICTS)
9. [M&C C-25273](#) - Authorize Execution of Change Order No. 7 in the Amount of \$112,257.31 to City Secretary Contract No. 38333 with Stabile & Winn, Inc., for Pavement Reconstruction and Water and Sanitary Sewer Main Replacements on Portions of Canton Drive, Church Street, Halbert Street and Van Natta Lane for a Total Contract Cost of \$2,427,747.55 (COUNCIL DISTRICT 5)
10. [M&C C-25274](#) - Authorize Execution of Change Order No. 5 in the Amount of \$66,578.91 to City Secretary Contract No. 39522 with Stabile and Winn, Inc., for Pavement Reconstruction, Water and Pavement Replacement on Portions of Boston Avenue, Chelsea Road, Chicago Avenue, Clairemont

Avenue, Junius Street, Lynnhaven Road and Norma Street for a Total Contract Amount of \$2,471,304.20 (COUNCIL DISTRICT 8)

11. [M&C C-25275](#) - Authorize Execution of Amendment No. 2 in the Amount of \$67,340.00 to City Secretary Contract No. 41055, with HDR Engineering, Inc., for Additional Engineering Services for the Deployment of Traffic Signal Control Equipment Along Bryant Irvin Road and University Drive (COUNCIL DISTRICTS 3 and 9)
12. [M&C C-25276](#) - Authorize Execution of a Contract with Environmental Safety Services, Inc., in the Amount of \$377,155.00 for Scour and Erosion Abatement to Protect the Bridge Support Structure at Eastchase Parkway Bridge Over Cottonwood Creek (COUNCIL DISTRICT 4)
13. [M&C C-25277](#) - Authorize Execution of Agreements for Resolution of Litigation Involving Premature Street Failures with Conatser Construction, Inc., and Conatser Construction Texas, LP (ALL COUNCIL DISTRICTS)
14. [M&C C-25278](#) - Authorize Execution of Change Order No. 1 in the Amount of \$60,397.00 Plus \$6,000.00 Contingency for a Total Contract Amount of \$3,145,988.00 to City Secretary Contract No. 29110-A6 with Johnson Controls, Inc., for the Energy Savings Performance Contract at Selected City-Owned Facilities (ALL COUNCIL DISTRICTS)
15. [M&C C-25279](#) - Authorize Execution of Change Order No. 1 in the Amount of \$100,432.14 to City Secretary Contract No. 41656 with Cutler Repaving, Inc., for Hot Mix Asphaltic Concrete Hot In-Place Recycling 2011-3 at Three Locations Thereby Increasing the Total Contract Amount to \$894,624.24 (COUNCIL DISTRICT 9)
16. [M&C C-25280](#) - Authorize Change Order No. 2 in the Amount of \$73,236.70 to City Secretary Contract No. 41264 with Stabile & Winn, Inc., for Sanitary Sewer Main and Sanitary Sewer Service Replacements on Goodman Street and Penticost Street Resulting in a Total Contract Amount of \$2,632,392.90 (COUNCIL DISTRICT 7)
17. [M&C C-25281](#) - Authorize Execution of a Contract in the Amount of \$145,602.00 with Infinity Sound, Ltd., for the Audio and Video System for the East Multi-Purpose Equestrian Facility at Will Rogers Memorial Center (COUNCIL DISTRICT 7)
18. [M&C C-25282](#) - 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 \$17,202.25 for Overtime and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
19. [M&C C-25283](#) - Authorize Execution of an Agreement with The Azimuth Group, Inc., for Evaluation of the Municipal Court Case Management System for an Amount Up to \$137,225.00 and Adopt Appropriation Ordinance (ALL COUNCIL

DISTRICTS)

20. [M&C C-25284](#) - Authorize Execution of an Interlocal Agreement with the Fort Worth Independent School District for Operation of the School Attendance Court in Fiscal Year 2011-2012, Authorize Acceptance of Reimbursement from the Fort Worth Independent School District of \$470,300.84, Adopt Appropriation Ordinance and Authorize Transfer of \$56,604.33 from the Special Trust Fund to the General Fund (ALL COUNCIL DISTRICTS)
21. [M&C C-25285](#) - Authorize Execution of a Utility Adjustment Agreement with McLeodUSA Telecommunications Services, LLC d/b/a PAETEC Business Services in the Amount of \$118,775.00 for Relocation of a Fiber Duct System as Part of the Runway Extension Project at Fort Worth Alliance Airport (COUNCIL DISTRICT 2)
22. [M&C C-25286](#) - Authorize Execution of a Utility Adjustment Agreement with Sunoco Pipeline L.P., in an Amount of \$70,959.00 for Design of the Relocation of Its Pipeline as Part of the Runway Extension Project at Fort Worth Alliance Airport (COUNCIL DISTRICT 2)
23. [M&C C-25287](#) - Authorize Execution of a Contract in the Amount of \$893,894.75 with S.J. Louis Construction of Texas, Ltd., for Water Main Extension on Bonds Ranch Road from Molina Lane to Colonial Heights Lane (COUNCIL DISTRICT 2)
24. [M&C C-25288](#) - Appropriate Water and Sewer Funds in the Amount of \$666,005.00 as Local Match for Previously Authorized Contract in the Amount of \$1,968,610.00 with William J. Schultz, Inc., d/b/a Circle "C" Construction Company, for Sanitary Sewer Rehabilitation Contract No. 72, Part 2, on Killian Street, Eastover Avenue, Angle Avenue, Meadowbrook Drive and Ramey Avenue and Adopt Appropriation Ordinance (COUNCIL DISTRICTS 2, 5, 8 and 9)
25. [M&C C-25289](#) - Authorize Second Renewal of a Contract in the Amount of \$500,000.00 for a Total Contract Amount of \$1,500,000.00 with Westhill Construction, Inc., for Utility Cut Repair Contract 2009 UC01-2010 at Various Locations Throughout the City (ALL COUNCIL DISTRICTS)
26. [M&C C-25290](#) - Authorize Execution of a Construction Contract with McClendon Construction Co., Inc., in the Amount of \$656,121.17 for Parking Renovations at the Fort Worth Botanic Garden and Adopt Appropriation Ordinance (COUNCIL DISTRICT 7)
27. [M&C C-25291](#) - Authorize Acceptance of Additional Grant Funds from the Texas Department of Housing and Community Affairs in the Amount of \$1,202,727.00 for the Comprehensive Energy Assistance Program for Project Year 2011, Apply Indirect Costs and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
28. [M&C C-25292](#) - Authorize Execution of an Agreement with the Friends of

the Fort Worth Nature Center and Refuge, Inc., to Manage Entry Fees, Operate a Gift Shop and Provide Other Sources of Support to the Fort Worth Nature Center and Refuge (COUNCIL DISTRICT 7)

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. OCS –1833– Notice of Claims for Alleged Damages and/or Injuries

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. Presentation of Proclamation for Veterans Day
2. Presentation of Proclamation for Cowboy Santos Month
3. Presentation of Proclamation for National Cutting Horse Association's 50th Futurity
4. Presentation of Proclamation for Small Business Saturday
5. Presentation of Proclamation for Pancreatic Cancer Awareness Month
6. Presentation of Certificate of Recognition to Fort Worth Convention and Visitors Bureau
7. Presentation of Certificate of Recognition to Scott Allen, 2011 Quality Dealer of the Year

X. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events
2. Recognition of Citizens

XI. PRESENTATIONS BY THE CITY COUNCIL

1. Changes in Membership on Boards and Commissions

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

1. Report by the Board of Adjustment – Residential

XIII. RESOLUTIONS

1. A Resolution Concerning the Number of Single-Member City Council Districts

XIV. REPORT OF THE CITY MANAGER

A. Benefit Hearing - None

B. General

1. [M&C G-17447](#) - Adopt Appropriation Ordinance to Properly Record Fees in the Amount of \$297,421.55 Paid to JPMorgan Chase Bank, N.A., Midkiff Oil and Gas, Fred Reynolds and Associates and Kelly Hart and Hallman, LLP, for Banking, Leasing and Appraisal Services Provided in Conjunction with the City's Gas Lease Program (ALL COUNCIL DISTRICTS)
2. [M&C G-17448](#) - Adopt an Ordinance Amending Certain Sections of the Code of the City of Fort Worth, Chapter 30 Streets and Sidewalks, Articles I, II and III to Remove the Requirement that Certain Bonds be Approved by the City Council and Filed with the City Secretary's Office (ALL COUNCIL DISTRICTS)
3. [M&C G-17449](#) - Authorize Acceptance of a Grant from PetSmart Charities in the Amount of \$61,000.00 for Continuation of an Animal Shelter Vaccination Program, Waive Indirect Costs and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)

4. [M&C G-17450](#) - Authorize Payments of the City's Annual Assessed Public Water System Fees, for Fiscal Years 2012 Through 2015 in the Amount Not to Exceed \$800,000.00 Per Year to the Texas Commission on Environmental Quality (ALL COUNCIL DISTRICTS)
5. [M&C G-17451](#) - Adopt Appropriation Ordinance to Appropriate \$100,000,000.00 in Proceeds from Water and Sewer System Revenue Bonds, Series 2011 for Approved Water and Sewer Infrastructure Projects (ALL COUNCIL DISTRICTS)

C. Purchase of Equipment, Materials, and Services

1. [M&C P-11325](#) - Authorize Non-Exclusive Purchase Agreements with Pencco, Inc., General Chemical Performance Products LLC, Kemira Water Solutions, Inc., Stout Enterprises, Inc., DPC Industries, Inc., BASF Corporation and Polydyne, Inc., for Liquid Ferric Sulfate, Anhydrous Ammonia and Polymer for the Water Department for a Combined Amount of \$3,620,000.00 for the First Year (ALL COUNCIL DISTRICTS)

D. Land

1. [M&C L-15282](#) - Authorize Acceptance of .017 Acres of Property Located West of Martin Luther King Highway and South of Berry Street and Known as a Portion of Lot 3, Block 10, True Acres Addition, and Authorize Execution of an Underground Pipeline License Agreement with Texas Midstream Gas Services, L.L.C., in the Amount of \$1,653.75 for a Natural Gas Pipeline Across the Property for a Term of Twenty Years (COUNCIL DISTRICT 5)
2. [M&C L-15283](#) - Authorize for the Alliance Airport Runway Extension Project Condemnation by Eminent Domain of a 1.71 Acre Parcel for a Permanent Right-of-Way, a 0.50 Acre Parcel for a Pipeline Easement, a 0.50 Acre Parcel for an Access Easement, and a 2.03 Acre Parcel for a Temporary Construction Easement from the Vann Cattle Yards, Inc., Legally Described as Portions Out of the Henry Robertson Survey (A 1259) and the Additional Eighty-Nine Property Parcels for Rights-of-Way and Easements Described in the Attached List of Ninety-Three Properties for the Main Line and Connector Track (COUNCIL DISTRICT 2)
3. [M&C L-15284](#) - Conduct a Public Hearing and Authorize the Use of a Portion of Anderson Park and Marine Creek Ranch Park for the Dedication of Public Road Rights-of-Way and Utility Infrastructure Improvements (COUNCIL DISTRICT 7)
(PUBLIC HEARING)
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action
4. [M&C L-15285](#) - Conduct a Public Hearing and Authorize Use of a Portion

of the Subsurface of River Park for the Purpose of Installing a Sixteen-Inch Natural Gas Pipeline, Authorize Execution of a License Agreement in the Amount of \$1,042.34 and Authorize Execution of a Ninety-Day Temporary Construction Access Agreement in the Amount of \$26,615.00 with Barnett Gathering, LP (COUNCIL DISTRICT 3) **(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) **(Continued from a Previous Meeting)**

F. Award of Contract

1. [M&C C-25293](#) - Authorize Execution of a Public Right-of-Way Use Agreement Granting Barnett Gathering, LP, a License to Construct and Operate a Natural Gas Gathering Pipeline Across Bryant Irvin Road, Acme Brick Plaza and Edwards Ranch Road (COUNCIL DISTRICT 3)
2. [M&C C-25294](#) - Authorize Execution of a Community Facilities Agreement with Cook Children's Medical Center with City Participation in an Amount Not to Exceed \$458,068.95 for Construction of Twelve-Inch and Ten-Inch Water Mains, Relocation of an Eight-Inch Sewer Pipe and Construction of a Five Feet by Three Feet Storm Drain in Seventh Avenue to Serve Cook Children's Medical Center and Surrounding Area (COUNCIL DISTRICT 9)
3. [M&C C-25295](#) - Authorize Amendment No. 4 in the Amount of \$1,032,969.00 to City Secretary Contract No. 37036 with TranSystems Corporation d/b/a TranSystems Corporation Consultants, for Storm Water and Franchise Utility Relocations for the Trinity River Vision-Central City Project and the Trinity Uptown Service Area, Phase 2A and Adopt Appropriation Ordinances (COUNCIL DISTRICTS 2 and 9)
4. [M&C C-25296](#) - Authorize the Annual Renewal of the Interlocal Agreement with Tarrant County in the Amount of \$2,000,000.00 for the Widening of Dirks Road from Bryant Irvin Road to the Western Limits of the Future Chisholm Trail Parkway- Formerly Southwest Parkway (COUNCIL DISTRICT 3)
5. [M&C C-25297](#) - Authorize the Annual Renewal of an Interlocal Agreement with Tarrant County in an Amount Up to \$7,300,000.00 for the Widening of Golden Triangle Boulevard from IH-35W to US 377 (COUNCIL DISTRICT 2)
6. [M&C C-25298](#) - Authorize Execution of Change Order No. 1 in the Amount of \$186,886.83 to City Secretary Contract No. 41985 with

Advance Paving Acquisition, Ltd., for Hot Mix Asphaltic Concrete Surface Overlay 2011-6 at Various Locations, Thereby Increasing the Total Contract Amount to \$981,675.83 (COUNCIL DISTRICTS 5 and 7)

7. [M&C C-25299](#) - Authorize Execution of a Contract in the Amount of \$1,609,143.35 with Conatser Construction Tx, L.P., for Water, Pavement, Street Lights, and Drainage Improvements for South Hulen Street from Carriage Crossing Drive to Rancho Verde Parkway, Utilize \$1,742,000.00 from the Transportation Public Works Gas Well Revenues Fund and \$360,000.00 from the Water Capital Projects Funds to Provide for Construction Contract Costs, Contingencies and Construction Services for a Project Total of \$2,102,000.00 and Adopt Appropriation Ordinance (COUNCIL DISTRICT 6)
8. [M&C C-25300](#) - Adopt Supplemental Appropriation Ordinance Increasing Appropriations in the Stormwater Utility Fund in the Amount of \$1,105,000.00 and Decreasing the Unaudited, Unreserved, Undesignated Stormwater Utility Fund Balance by the Same Amount and Authorize Execution of Amendment No. 3 to City Secretary Contract No. 39489 with Jacobs Engineering Group, Inc., for Citywide Stormwater System GIS Project in the Amount of \$3,265,000.00 for the Transportation and Public Works Department Bringing the Total Contract Amount to \$11,149,055.00 (ALL COUNCIL DISTRICTS)
9. [M&C C-25301](#) - Adopt Supplemental Appropriation Ordinance Increasing Appropriations in the Culture and Tourism Fund in the Amount of \$650,000.00 to Fund the Convention and Visitors Bureau and Decreasing the Unaudited, Unreserved, Undesignated Culture and Tourism Fund Balance by the Same Amount (ALL COUNCIL DISTRICTS)
10. [M&C C-25302](#) - Authorize Execution of a Contract in the Amount of \$1,000,000.00 with William J. Schultz, Inc. d/b/a Circle "C" Construction Company, for Sewer Main Replacements Contract 2011A at Various Locations Throughout the City of Fort Worth, Authorize Transfer of \$1,149,300.00 from the Water and Sewer Operating Fund to the Sewer Capital Projects Fund and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
11. [M&C C-25303](#) - Authorize Execution of Amendment No. 1 in the Amount of \$1,580,000.00 for a Total Contract Amount of \$4,113,113.00 to City Secretary Contract No. 37013 with Kimley-Horn and Associates, Inc., for Water and Sanitary Sewer Main Relocations for the Trinity River Vision-Central City Project and the Trinity Uptown City Project and the Trinity Uptown Service Area, Phase 2A (COUNCIL DISTRICTS 2 and 9)
12. [M&C C-25304](#) - Authorize Termination of an Unimproved Ground Lease Agreement and a Public Fueling Agreement and Fixed Base Operator Permit with APIAQ Limited Partnership, Authorize Execution of a Ground Lease Agreement, Public Fueling Agreement and Fixed Base Operator Permit with

FTW FBO, LLC, for Lease Sites 43N and 45N, with Approximately 188,056 Square Feet of Ground Space, Two Hangars with a Total of 63,422 Square Feet and 1,600 Square Feet of Ground Space at the Aircraft Fuel Farm at Fort Worth Meacham International Airport (COUNCIL DISTRICT 2)

13. [M&C C-25305](#) - Authorize Execution of a Ground Lease Agreement with Winston Aviation Group, LLC, and a Consent to Deed of Trust by Winston Aviation Group, LLC, in Favor of The Frost National Bank for Lease Site 44N, Containing Approximately 166,318 Square Feet of Ground Space and a 59,250 Square Foot Hangar at Fort Worth Meacham International Airport (COUNCIL DISTRICT 2)

XV. PUBLIC HEARING

1. Second Public Hearing for a Proposed City-Initiated Annexation of Approximately 749.5 Acres of Land in Denton and Tarrant Counties, Located North of Westport Parkway and East of Heritage Parkway (Ax-11-013 North I-35W Enclave)
 - a. Report of City Staff
 - b. Citizen Presentations

XVI. 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**)

XVII. CITIZEN PRESENTATIONS

XVIII. EXECUTIVE SESSION (PRE-COUNCIL CHAMBER)

XIX. ADJOURNMENT

According to the City Council Rules of Procedures, individual citizen presentations shall be limited to three minutes, and group presentations shall be limited to ten minutes. At the Mayor's discretion, time limits may be reasonably extended.

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.

No Documents for this Section



Updated November 10, 2011

City of Fort Worth
City Council Pre-Council Agenda Calendar

November 15, 2011

8:30 a.m. Pre-Council Meeting
Fort Worth Crime Control and Prevention District Board of Directors
Meeting (cancelled)

Continued Items:

- **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 – Dennis Shingleton) (**Continued from September 20, 2011 by Council Member Shingleton**)
- **ZC-11-043** - M & H Food Mart, 2484 Avondale-Haslet Road; from: Unzoned to "E" Neighborhood Commercial (COUNCIL DISTRICT 7 – Dennis Shingleton) (**Continued from September 20, 2011 by Council Member Shingleton**)
- o AllianceTexas Update [*Mike Berry, Hillwood Development Corporation*]
- o Briefing on Construction Schedule for Chisholm Trail Parkway [*Kenneth Barr, Victor Vandergriff and Elizabeth Mow, North Texas Tollway Authority*]
- o Review of City Council Calendar for January – December 2012 [*Marty Hendrix, City Secretary*]
- o Briefing on Schedule of Public Meetings to Discuss Salt Water Disposal Regulations [*Randle Harwood, Planning and Development*]
- o Briefing on Street and Freeway Lighting [*Doug Wiersig, Transportation and Public Works*]

November 22, 2011

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

November 24, 2011 (*Thursday*)

City Hall Closed – Thanksgiving Holiday



Updated November 10, 2011

City of Fort Worth
City Council Pre-Council Agenda Calendar

November 25, 2011 *(Friday)*

City Hall Closed – Thanksgiving Holiday

November 29, 2011

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

December 1, 2011 *(Thursday)*

9:00 a.m. Audit and Finance Advisory Committee

December 6, 2011 *Monthly Zoning Meeting*

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

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

*Housing Finance Corporation
(Immediately following the HED)*

*Local Development Corporation
(Immediately following the HFC)*

3:00 p.m. Pre-Council Meeting

Continued Items:

- **ZC-11-044** - Blanca D. Cantu', 1207 - 1211 Clinton Avenue; from: "A-5" One-Family to: "PD/A-5" Planned Development for all uses in "A-5" One-Family plus a beauty shop; beauty shop to be developed to "ER" Neighborhood Commercial Restricted development standards and to include the existing front yard fence; site plan waiver requested.(COUNCIL DISTRICT 2 – Sal Espino) **(Continued from November 1, 2011 by Council Member Espino)**



Updated November 10, 2011

City of Fort Worth
City Council Pre-Council Agenda Calendar

December 6, 2011 (continued)

Continued Items:

- **ZC-11-102** - Worthington National Bank, 13451 Trinity Boulevard; from: "C" Medium Density Multifamily to: "I" Light Industrial (Continued from November 1, 2011 by Council Member Shingleton on behalf of Council Member Moss)
- o Overview on Significant Zoning Cases [*Dana Burghdoff, Planning and Development*]
- o Library Master Plan: 20/20 Vision [*Gleniece Robinson, Library*]
- o Quarterly Budget Update [*Horatio Porter, Budget Officer and Doug Wiersig, Transportation and Public Works*]
- o Briefing on Public Art Policies and Procedures [*Fernando Costa, City Manager's Office*]

December 13, 2011

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

- o Proposed Warrant Amnesty Program [*Deidra Emerson, Municipal Court Services*]
- o Update on the Drought [*Frank Crumb, Water Department*]

December 20, 2011

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

December 26, 2011 (Monday)

City Hall Closed – Christmas Holiday

December 27, 2011

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



Updated November 10, 2011

City of Fort Worth
City Council Pre-Council Agenda Calendar

January 2, 2012 *(Monday)*

City Hall Closed – New Year’s Day Holiday

January 3, 2012

*1:00 p.m. Housing and Economic Development Committee
Housing Finance Corporation
(Immediately following the HED)
Local Development Corporation
(Immediately following the HFC)
3:00 p.m. Pre-Council Meeting (cancelled)*

January 10, 2012 *Monthly Zoning Meeting*

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

Continued Items:

- **ZC-11-075** - City of Fort Worth Planning & Development, Camp Bowie Corridor Form Based Code District: I-30 to SW Loop 820, Generally 1/4 mile along both sides of 5500 - 9000 blocks of Camp Bowie Boulevard/Camp Bowie Boulevard W.; from: “A-5” One-Family, “B” Two-Family, “C” Medium Density Multifamily, “CF” Community Facilities, “ER” Neighborhood Commercial Restricted, “E” Neighborhood Commercial, “MU-1” Low Intensity Mixed-Use, “FR” General Commercial Restricted, “F” General Commercial, “G” Intensive Commercial, “I” Light Industrial, “MU-2” High Intensity Mixed-Use, and “PD” Planned Developments Nos. 51, 108, 135, 167, 190, 227, 250, 315, 340, 378, 400, 546, 580, 615, 628, 633, 744, 784, and 882 to: Camp Bowie Form-Based districts: Highway Frontage, Transition Frontage, Ridglea Gateway, Ridglea Urban Village Core North, Ridglea Urban Village Core South, General Corridor Mixed-Use, Industrial Art, and Western Business District. Related Zoning Case: ZC-11-100 Text Amendment Camp Bowie Corridor. (COUNCIL DISTRICT 3 – Zim Zimmerman and 7 – Dennis Shingleton) **approved with the exception of the Ridglea Urban Village Core South Subdistrict, (Continued from October 18, 2011 by Council Member Zimmerman)**



Updated November 10, 2011

City of Fort Worth
City Council Pre-Council Agenda Calendar

January 10, 2012 *(continued)*

- o Overview on Significant Zoning Cases [*Dana Burghdoff, Planning and Development*]
- o Presentation on My Tax Dollars at Work [*Horatio Porter, Budget Officer*]
- o Review of Performance Appraisal Process for Appointed Officials [*Karen Marshall, Human Resources*]
- o Public Events Capital and Infrastructure Projects Update [*Kirk Slaughter, Public Events*]

January 16, 2012 *(Monday)*

City Hall Closed – Martin Luther King, Jr. Holiday

January 17, 2012

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

January 24, 2012

8:30 a.m. Pre-Council Meeting

January 26, 2012 *(Wednesday)*

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

January 31, 2012

8:30 a.m. Pre-Council Meeting
1:00 p.m. – 4:00 p.m. Joint City Council/Employees’ Retirement Fund Board Pension Workshop (Tentative – Details to Follow)

**CITY OF FORT WORTH, TEXAS
REGULAR CITY COUNCIL MEETING
NOVEMBER 1, 2011**

Present:

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

Absent:

Council Member Frank Moss, District 5

Staff Present:

Tom Higgins, 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 7:03 p.m., on Tuesday, November 1, 2011, in the City Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102, with Council Member Moss absent.

II. INVOCATION - Rabbi Andrew Bloom, Congregation Ahavath Sholom

The invocation was provided by Rabbi Andrew Bloom, Congregation Ahavath Sholom.

III. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF OCTOBER 25, 2011

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Burns that the Minutes of the regular meeting of October 25, 2011, be approved. The motion carried unanimously eight (8) ayes to zero (0) nay, with Council Member Moss absent.

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

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

VII. CONSENT AGENDA

Motion: Council Member Hicks made a motion, seconded by Council Member Burns that the Consent Agenda be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

A. General - Consent Items

1. **M&C G-17430 - Authorize the Acquisition, Jointly with the City of Dallas, from the State of Texas of a Tract of Land Containing Approximately 34,547 Square Feet Located Adjacent to the South Side of the State Highway 114 Right-of-Way for the Benefit and Use of the Dallas/Fort Worth International Airport for \$86,370.00 and Pay Estimated Closing Costs of \$1,600.00 for a Total of \$87,970.00.**

The City Council approved the following recommendation: Authorize the Acquisition, Jointly With the City of Dallas, From the State of Texas of a Tract of Land Containing Approximately 34,547 Square Feet Located Adjacent to the South Side of the State Highway 114 Right-of-Way for the Benefit and Use of the Dallas/Fort Worth International Airport for \$86,370.00 and Pay Estimated Closing Costs of \$1,600.00 for a Total of \$87,970.00.

2. **M&C G-17431 - Authorize Payment to the Retired Employees' Group Death Benefit Fund for Payments of Retiree Death Benefits Under City Code in the Amount of \$175,000.00.**

The City Council approved the following recommendation: Authorize a Payment to the Retired Employees' Group Death Benefit Fund to Pay for Retiree Death Benefits in Accordance With Section 2-227 of the City Code in the Amount of \$175,000.00.

3. **M&C G-17432 - Approve Findings of the Vehicle for Hire Review Board Regarding Application of Aries Shuttle-Dallas, LLC, to Operate Eleven Shuttles within the City of Fort Worth and Adopt Ordinance Granting Such Authority.**

The City Council approved the following recommendation: Consider and Adopt the Following Findings of the Vehicle for Hire Review Board: The Public Necessity and Convenience Require the Operation of Eleven (11) Shuttles Upon the City Streets, Alleys and Thoroughfares; Aries Shuttle-Dallas, LLC, is Qualified and Financially Able to Conduct a Shuttle Service Within the City; Aries Shuttle-Dallas, LLC, has Complied With the Requirements of Chapter 34 of the City Code; Aries Shuttle-Dallas, LLC, Presented Facts in Support of Compelling Demand and Necessity for Eleven (11) Shuttles; the General Welfare of the Citizens of the City Will Best be Served by the Addition of Eleven (11) Shuttles Upon City Streets, Alleys and Thoroughfares; and Adopt Ordinance No. 19955-11-2011 Granting the Privilege of Operating Authority to Aries Shuttle-Dallas, LLC, for the Use of the Streets, Alleys and Public Thoroughfares of the City in

(VII. CONSENT AGENDA Continued)

(G-17432 Continued)

the Conduct of its Shuttle Business, Which Shall Consist of the Operation of Eleven (11) Shuttles for a Three (3) Year Period Beginning on the Effective Date, Providing for Written Acceptance by Aries Shuttle - Dallas, LLC, Subject to and Conditioned on Aries Shuttle-Dallas, LLC, Complying With All Requirements of Chapter 34, Article VI of the Code of the City of Fort Worth (1986), as Amended.

4. M&C G-17433 - Approve Findings of Ground Transportation Coordinator Regarding Renewal Application of Wynne Enterprise I, LP, d/b/a Wynne Sedan & Limousine Group, to Operate Twenty-Two Limousines within the City of Fort Worth and Adopt Ordinance Granting Such Authority.

The City Council approved the following recommendation: Consider and Adopt the Following Findings of the Ground Transportation Coordinator: The Public Necessity and Convenience Require the Operation of 22 Limousines Upon the City Streets, Alleys and Thoroughfares; Wynne Enterprise I, LP, d/b/a Wynne Sedan & Limousine Group is Qualified and Financially Able to Conduct a Limousine Service Within the City; Wynne Enterprise I, LP, d/b/a Wynne Sedan & Limousine Group has Complied With the Requirements of Chapter 34 of the City Code; Wynne Enterprise I, LP, d/b/a Wynne Sedan & Limousine Group Presented Facts in Support of Compelling Demand and Necessity for 22 Limousines; the General Welfare of the Citizens of the City Will Best be Served by the Addition of 22 Limousines Upon City Streets, Alleys and Thoroughfares; and Adopt Ordinance No. 19956-11-2011 Granting the Privilege of Operating Authority to Wynne Enterprise I, LP, d/b/a Wynne Sedan & Limousine Group for the Use of the Streets, Alleys, and Public Thoroughfares of the City in the Conduct of its Limousine Business, Which Shall consist of the Operation of 22 Limousines for a Three (3) Year Period Beginning on the Effective Date, Providing for Written Acceptance by Wynne Enterprise I, LP, d/b/a Wynne Sedan & Limousine Group, Subject to Wynne Enterprise I, LP, d/b/a Wynne Sedan & Limousine Group, Complying With All Requirements of Chapter 34, Article VI of the Code of the City of Fort Worth (1986), as Amended.

5. M&C G-17434 - Authorize Allocation of \$447,678.00 for Fiscal Year 2012 Costs Associated with Running the Rent Free, City Operated Adoption Center Located within PetSmart, Inc., Store No. 187 Located at 4800 Southwest Loop 820 and Store No. 2065 Located at 2900 Heritage Trace Parkway in Fort Worth, Authorize Dedication and Deposit of Donations, Site Generated Adoption Revenues and PetSmart Charities Adoption Reward Program Revenues to the Special Trust Fund, Authorize Transfer of \$447,678.00 from the Special Trust Fund to the General Fund, Authorize Solicitation and Acceptance of Donations for Adoption Center Operations and Adopt Appropriation Ordinances.

(VII. CONSENT AGENDA Continued)

(G-17434 Continued)

The City Council approved the following recommendation: Authorize the Allocation of \$447,678.00 for Fiscal Year 2012 Costs for the Operation of Two (2) Satellite Pet Adoption Centers Within PetSmart, Inc., Store No. 187, Located at 4800 Southwest Loop 820 and Store No. 2065, Located at 2900 Heritage Trace Parkway in Fort Worth; Authorize Revenues Generated From Donations, Pet Adoptions at the PetSmart Adoption Center and PetSmart Charities Adoption Rewards Program Throughout the Year be Deposited in the Appropriate Section of the Special Trust Fund and Dedicated to the Special Purpose of Funding Operations of Satellite Pet Adoption Centers; Adopt Appropriation Ordinance No. 19957-11-2011 Increasing the Estimated Receipts and Appropriations in the Special Trust Fund, From Available Funds, for the Purpose of Transferring Said Funds to the General Fund for Fiscal Year 2012 Costs for the Operation of Two (2) Satellite Pet Adoption Centers With PetSmart, Inc.; Authorize the Transfer of \$447,678.00 From the Special Trust Fund to the General Fund; Adopt Supplemental Appropriation Ordinance No. 19958-11-2011 Increasing the Estimated Receipts and Appropriations in the General Fund, From Available Funds, for the Purpose of Funding Fiscal Year 2012 Costs for the Operation of Two (2) Satellite Pet Adoption Centers With PetSmart, Inc.; and Authorize City Staff to Solicit and Accept Donations for Adoption Center Operations.

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

- 1. M&C P-11317 - Authorize Purchase Agreement for High Voltage Switchgear and Motor Rewind Maintenance and Repair Services with Shermco Industries, Inc., Using a Tarrant Regional Water District Contract No. 11-028 for the Water Department in the Amount of \$1,250,000.00 for the First Year.**

The City Council approved the following recommendation: Authorize a Purchase Agreement for High Voltage Switchgear and Motor Rewind Maintenance and Repair Services With Shermco Industries, Inc., Using Tarrant Regional Water District Contract No. 11-028 for the Water Department in the Amount of \$1,250,000.00 for the First Year.

- 2. M&C P-11318 - Authorize Non-Exclusive Purchase Agreements with Winfield Solutions LLC, BWI Companies and Red River Specialties, Inc., for Agricultural Pesticides and Herbicides for all City Departments for a Combined Amount of \$70,000.00 for the First Year.**

The City Council approved the following recommendation: Authorize Non-Exclusive Purchase Agreements With Winfield Solutions, LLC, BWI Companies and Red River Specialties, Inc., for Agricultural Pesticides and Herbicides for All City Departments for a Combined Amount of \$70,000.00 for the First Year.

(VII. CONSENT AGENDA Continued)

3. **M&C P-11319 - Authorize Purchase Agreements with Longhorn Harley-Davidson and Wild Child Cycles, LLC, for Police Motorcycle Maintenance for the Equipment Services Department for a Combined Amount of \$130,500.00 for the First Year.**

The City Council approved the following recommendation: Authorize Purchase Agreements With Longhorn Harley-Davidson and Wild Child Cycles, LLC, for Police Motorcycle Repair and Maintenance for the Equipment Services Department for a Combined Amount of \$130,500.00 for the First Year.

4. **M&C P-11320 - Authorize the Purchase of a Centrifugal Pump and Motor from Smith Pump Company, Inc., for the Water Department in the Amount of \$92,300.00.**

The City Council approved the following recommendation: Authorize the Purchase of a Centrifugal Pump and Motor From Smith Pump Company, Inc., for the Water Department in the Amount of \$92,300.00, Which Includes Delivery, With Payment, Less 10 Percent Retainage.

5. **M&C P-11321 - Authorize a Sole Source Purchase Agreement with Kinloch Equipment & Supply, Inc., for Repair Services and Replacement Parts for the Equipment Services 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 Kinloch Equipment & Supply, Inc., for Repair Services and Replacement Parts for the Equipment Services Department for an Amount of \$75,000.00 for the First Year.

6. **M&C P-11322 - Authorize a Sole Source Purchase Agreement with Texas Underground, Inc., for Repair Services and Replacement Parts for the Equipment Services Department for an Amount of \$150,000.00 for the First Year.**

The City Council approved the following recommendation: Authorize a Sole Source Purchase Agreement With Texas Underground, Inc., for Repair Services and Replacement Parts for the Equipment Services Department for an Amount of \$150,000.00 for the First Year.

C. **Land - Consent Items**

1. **M&C L-15276 - Authorize Option Agreement for the Sale of Fee-Simple Properties Owned by the City of Fort Worth Along the North Side of Lancaster Avenue Between Throckmorton Street and Monroe Street for the Appraised Value Up to \$650,000.00 to the Fort Worth Local Development Corporation.**

(VII. CONSENT AGENDA Continued)

(L-15276 Continued)

The City Council approved the following recommendation: Authorize an Option Agreement for the Sale of Fee-Owned Properties Located on the North Side of Lancaster Avenue Between Throckmorton Street and Monroe Street, in Compliance With Chapter XXI, Section 5 of the Fort Worth City Charter and With Local Government Code Section 272.001(b)(6) and (g) for the Appraised Value Up to \$650,000.00 to the Fort Worth Local Development Corporation; and Authorize the Execution and Recording of the Appropriate Instruments Conveying the Properties to Complete the Sale if the Terms Under the Option Agreement are Satisfied.

2. **M&C L-15277 - Authorize the Acquisition of Easement Interest in 0.090 Acres of Land for a Permanent Sewer Facility Easement and 0.091 Acres for a Temporary Construction Easement, Located on Twelfth Avenue, North of Rosedale and East of Forest Park Boulevard from SHG Resources, LP, in the Amount of \$56,600.00, and Pay Estimated Closing Cost of \$3,000.00 for a Total Cost of \$59,600.00.**

The City Council approved the following recommendation: Approve the Acquisition of Easement Interest in 0.090 Acre of Land for a Permanent Sewer Facility Easement and 0.091 Acre for a Temporary Construction Easement on Twelfth Avenue, North of Rosedale and East of Forest Park Boulevard, Described as a Portion of Lot 2-R, Block 2, Medical Centre Addition, From SHG Resources, LP, for the Construction of the Medical District Water and Sewer System Improvements, Part 4, for \$56,600.00 and Pay Estimated Closing Cost of \$3,000.00; Find That the Amount of \$56,600.00 Appraised Value is Just Compensation; and Authorize the Acceptance and Recording of Appropriate Instruments.

3. **M&C L-15278 - Authorize Execution of a Lease Agreement with the Fort Worth Hispanic Chamber of Commerce for Office Space at the Northside Community Center.**

The City Council approved the following recommendation: Authorize Execution of a Lease Agreement With the Fort Worth Hispanic Chamber of Commerce for Designated Office Space at the Northside Community Center.

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

1. **M&C C-25254 - Authorize Execution of an Engineering Services Agreement in the Amount of \$61,138.00 with Kimley-Horn and Associates, Inc., for Design of the Ridglea Urban Village Streetscape Improvements Project.**

(VII. CONSENT AGENDA Continued)

(C-25254 Continued)

The City Council approved the following recommendation: Authorize the Execution of an Engineering Services Agreement in an Amount Not to Exceed \$61,138.00 With Kimley-Horn and Associates, Inc., for the Design of the Ridglea Urban Village Streetscape Improvements Project.

2. M&C C-25255 - Authorize Execution of an Engineering Services Agreement with TranSystems, Inc., in the Amount of \$243,322.00 for the Preparation of Plans, Specifications and Construction Estimates for Intersection Capacity Improvements Projects at Various Locations in the Far North and Far Northwest Sectors.

The City Council approved the following recommendation: Authorize Execution of an Engineering Services Agreement With TranSystems, Inc., d/b/a TranSystems Corporation Consultants in the Amount of \$243,322.00 for the Preparation of Plans, Specifications and Construction Estimates for Intersection Capacity Improvements Projects at Various Locations in the Far North and Far Northwest Sectors.

3. M&C C-25256 - Authorize Execution of a Contract with Vendigm Construction, LLC, in the Amount of \$294,630.00 for Bridge Repair and Rehabilitation at Seven Locations.

The City Council approved the following recommendation: Authorize Execution of a Contract With Vendigm Construction, LLC, in the Amount of \$294,630.00 for Bridge Repair and Rehabilitation at South University Drive (North Bound), Over Trinity River; South University Drive (South Bound), Over Trinity River; East Seminary Drive (West Bound), Over Sycamore Creek; East Seminary Drive (East Bound), Over Sycamore Creek; Ridgmar Meadow Drive, Over Kings Branch; Conner Avenue, Over Tributary of Sycamore Creek; and LTjg Barnett Road, Over Trinity River.

4. M&C C-25257 - Authorize Individual Agreements Each in an Amount of \$150,000.00 with TranSystems Inc., and Kimley-Horn & Associates, Inc., for On-Call Traffic Engineering Services on Various City Projects.

The City Council approved the following recommendation: Authorize the Execution of Individual Engineering Service Agreements With TranSystems, Inc., and Kimley-Horn & Associates, Inc., for On-Call Traffic Engineering Services. The Term of Each Agreement is One (1) Year With Two (2) One (1) Year Renewal Options. The Annual Amount of Each Contract is Up to \$150,000.00.

(VII. CONSENT AGENDA Continued)

5. **M&C C-25258 - Authorize Amendment No. 2 in the Amount of \$143,832.00 to City Secretary Contract No. 38486 with Freese and Nichols, Inc., for Additional Design Services for the Extension of Stone Road, Alsbury Boulevard Improvements and Water and Sewer Improvements Around Spinks Airport, Authorize Contingency and Project Management Expenses for Transportation and Public Works Department in the Amount of \$238,000.00, Authorize Use of Mineral Lease Revenues and Adopt Appropriation Ordinance.**

The City Council approved the following recommendation: Authorize Amendment No. 2 in the Amount of \$143,832.00 to City Secretary Contract No. 38486 With Freese and Nichols, Inc., for Additional Design Services for the Extension of Stone Road, Alsbury Boulevard Improvements and Water and Sewer Improvements Around Spinks Airport, Thereby Increasing the Total Contract Amount to \$1,220,997.00 and Allow Payment of \$238,000.00 to Cover Contingency and Project Management for the Transportation and Public Works Department; Authorize Use of Existing Revenue Derived From Mineral Leases on City-Owned Airports in the Amount of \$381,832.00 for Design and Project Management Services Associated With Expansion and Improvement of Stone Road and Alsbury Road at Fort Worth Spinks Airport; and Adopt Appropriation Ordinance No. 19959-11-2011 Increasing the Estimated Receipts and Appropriations in the Airports Gas Lease Project Fund, From Available Funds, for the Purpose of Funding Design and Project Management Services Associated With the Expansion .

6. **M&C C-25259 - Authorize a Master Utility Adjustment Agreement Between the City of Fort Worth and North Tarrant Express Mobility Partners, Texas Department of Transportation, and Bluebonnet Contractors, LLC, for the North Tarrant Express Highway Expansion Project.**

The City Council approved the following recommendation: Authorize Execution of an Agreement With North Tarrant Express Mobility Partners, Texas Department of Transportation and Bluebonnet Contractors, LLC, for the Relocation of Approximately 714 Linear Feet of 36-Inch Water Main at the Beach Street and IH-820 Intersection, Within the General NE Loop 820 From IH-35W to Southwestern Railroad (DART or 1700 Feet East of State Highway 377) (NTE Segment 1-TXDOT CSJ No. C-0008-14-059) Project Limits, at No Cost to the City of Fort Worth.

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. **OCS - 1832 - Notice of Claims for Alleged Damages and/or Injuries**

End of Consent Agenda

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. Presentation of Proclamation of Texas Motor Speedway Race Weekend

Mayor Price presented the Proclamation for Texas Motor Speedway Race Weekend to Mr. Eddie Gossage, President, Texas Motor Speedway, and stated that since opening in 1997, Texas Motor Speedway had generated more than \$2 billion in financial opportunity for area businesses and workers in addition to bringing the City and immediate surrounding area an extraordinary economic impact. She stated that the NASCAR Sprint Cup races at Texas Motor Speedway were the largest attended, single-day sporting events in the State of Texas annually. She pointed out that each NASCAR race weekend generated approximately \$75 million in economic benefit regionally and attracted approximately 350,000 to 400,000 fans to the area.

Mr. Gossage expressed appreciation to the Mayor and Council for the proclamation and encouraged everyone to attend the race weekend activities.

2. Presentation of Proclamation of Perioperative Nurse Week

Council Member Scarth presented the Proclamation of Perioperative Nurse Week to Ms. Anne Mattern, Clinical Education Specialist – Perioperative Services, Texas Health Harris Methodist Hospital Fort Worth, and Ms. Krista Johnson, RN, President, AORN Fort Worth. He stated that perioperative nurses specialized in the care of patients immediately before, during and after surgical intervention. He further advised that serving in a variety of settings, perioperative nurses worked hard to provide the best care possible for surgical patients by assessing individual patient needs prior to surgery in addition to preparing the operating room and patient for surgery. He pointed out that surgical patients relied on the skills, knowledge and expertise of perioperative registered nurses, who improved surgical safety and the quality of patient care. He stated that Perioperative Nurse Week recognized the contributions perioperative registered nurses made to patient safety and the opportunities and challenges that faced the profession.

Ms. Johnson expressed appreciation to the Mayor and Council for the proclamation and stated the perioperative nurses were proud to be working in the profession and serving patients in and around the City.

3. Presentation of Certificate of Recognition to Downtown Fort Worth Initiative, Inc.

Council Member Burns presented a Certificate of Recognition to Downtown Fort Worth Initiative, Inc, to Dr. Marie A. Holliday, Chair, Festivals and Events Committee and Ms. Joy Webster, Chairman, Board of Directors, Downtown Fort Worth Initiatives, Inc. He advised that the City congratulated the Main Street Arts Festival for being honored with the 2011 Grand Pinnacle Award by the International Festivals and Events Association's (IFEA) at their 56th Annual World Convention and Expo held in Fort Worth at the Worthington Renaissance Hotel. He stated that each year the event production team, Downtown Fort Worth Initiatives, Inc., staff

(IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC. #3 Continued)

and volunteers joined forces with Fort Worth-based Pinkerton Design and Fort Worth-based Ad/PR firm, Concussion, and produced the Main Street Arts Festival, the largest free, four (4) day visual arts and entertainment festival in the Southwest. He pointed out that the festival competed with the world's top festivals and events to be named "best in its class" in addition to winning more than a dozen other awards for its outstanding marketing campaign, and bringing home the gold medal for the third time in four (4) years. He further stated that the Grand Pinnacle Award was a distinguished honor, which recognized the hard work put into the event by numerous people and sent a strong message to the global community that all of the partner groups with Main Street Arts Festival strived for excellence by caring for the product they put forward to their participants, attendees and supporters.

Dr. Holliday expressed appreciation to the Mayor and Council for the recognition and recognized the members of Downtown Fort Worth Initiative, Inc., who attended the meeting. She encouraged everyone to attend the Parade of Lights on November 25, 2011, and the Main Street Arts Festival April 19-22, 2012.

4. Presentation by Fort Worth Biking Community

Council Member Jim Wilson, Place 5, Benbrook City Council, and President of Lockheed Martin Recreational Bicycle Club, stated he was representing the cycling community and expressed appreciation to the Mayor and Council for implementing the Bike Plan in Fort Worth, which was adopted in February 2010. He presented a PowerPoint presentation that was created by Planning and Development entitled "Bike! Fort Worth" detailing the changes the City made by implementing the Bike Plan.

Mr. John Roberts, President, Fort Worth Bicycle Association, 3629 Ryan Avenue, appeared before Council and stated there were over 400 members in the association. He expressed appreciation to the Mayor and Council for approving and implementing the Bike Plan in Fort Worth during the tough economic times. He stated the Bike Plan made the City more livable and encouraged economic development in the City.

Mayor Price recognized the bicyclists that were in attendance and advised that the City would host a 100 mile ride in June 2013 and encouraged everyone to begin training for the event.

X. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events

Council Member Burns announced the kick-off event for Mayfest 2012 would be held on November 2, 2011, at 3:30 p.m., at Trinity Park and encouraged everyone to attend. He also announced the mastermind behind Chicago's famed Millennium Park would help mark the 10th

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

anniversary of Fort Worth Public Art on November 3, 2011, at 12:00 p.m., at the Fort Worth Convention Center, Room 200. He further announced that the Forest Park Towers dedication would be held on November 5, 2011, at 10:00 a.m. He also advised that the Pet Walk would be held on November 19, 2011, at Trinity Park and stated that registration began at 9:00 a.m., and the walk would start at 10:00 a.m.

Council Member Jordan expressed appreciation to all of the churches in the area that hosted Halloween and Fall Festival events. He recognized Christ Church and Pastor Darius Johnson for their activities and stated over 8,000 children and adults attended their Fall Festival event. He expressed appreciation to the Police and Fire Departments and the Citizens on Patrol and stated that Police Chief Jeff Halstead commented that the call report for the Halloween holiday did not show any major crime activity.

Council Member Hicks announced the West Meadowbrook Neighborhood Association would hold their Annual Humane Society Charity event on November 14, 2011, at 7:00 p.m., and stated for more information to contact 817-713-3179 or the District 8 Office at 817-392-8808. She also announced that City Hall would come to District 8 on November 3, 2011, for the 7th Annual District 8 Town Hall meeting at the Polytechnic Heights Neighborhood Police Center, 1100 Nashville Avenue. She advised that registration would begin at 5:30 p.m., and the program would begin at 6:00 p.m. She pointed out that Mayor Betsy Price and City Manager Tom Higgins would provide welcome remarks and that presentations would be made by various City departments.

Council Member Scarth announced the East Fort Worth Business Association Dinner would be held on November 3, 2011, at 6:30 p.m., at St. Rita Catholic Church and encouraged everyone to attend the event.

Mayor Price recognized members of the MBBC cycling club who attended the meeting. She also announced the Digital Town Hall meeting was a great success and pointed out a number of excellent comments were received.

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

Motion: On behalf of Council Member Moss, Council Member Shingleton made a motion, seconded by Council Member Jordan that the following individuals be appointed and reappointed to the following boards and commissions, effective November 1, 2011, with terms expiring on the dates indicated below. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

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

New Appointments:

Mr. Jake Petras, Place 5, Board of Adjustment - Commercial and Fort Worth Alliance Airport Board of Adjustment, with terms expiring on October 1, 2013.

Ms. Gyna Bivens, Place 5, City Plan Commission and Capital Improvement Advisory Committee for Transportation Impact Fees, with terms expiring on October 1, 2013.

Reappointments:

Ms. Rubby Smith, Place 5, Building Standards Commission, with term expiring on September 30, 2013.

Mr. Richard Reyro, Place 5, Golf Advisory Committee, with term expiring on October 1, 2013.

Motion: Council Member Shingleton made a motion, seconded by Council Member Jordan that the following individuals be reappointed to the following boards and commissions, effective November 1, 2011, with terms expiring on the dates indicated below. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

Reappointments:

Michael Ward, Place 7, Building Standards Commission, with term expiring on September 30, 2013.

Ms. Karen Edwards-Fisher, Place 7, Fort Worth Commission for Women, with term expiring on October 1, 2013.

Motion: Council Member Hicks made a motion, seconded by Council Member Scarth that Ms. Eunice Givens be appointed to Place 8 on the Appeals Board, effective November 1, 2011, with a term expiring on September 30, 2013. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

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.

1. ZC-11-044 - Blanca D. Cantu, 1207-1211 Clinton Avenue; from: "A-5" One-Family to: "PD/A-5" Planned Development for all uses in "A-5" One-Family plus beauty shop to be developed to "ER" Neighborhood Commercial Restricted development standards and to include the existing front yard fence; site plan waiver requested. (Recommended for Denial) (Continued from a Previous Meeting)

It appeared that the City Council at its regular meeting on October 18, 2011, continued Zoning Docket No. ZC-11-044.

Motion: Council Member Espino made a motion, seconded by Council Member Hicks that Zoning Docket No. ZC-11-044 be continued until the November 15, 2011, Council meeting.

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

Ms. Amparo Alejandro, 1216 Clinton Avenue, appeared before Council in opposition to Zoning Docket No. ZC-11-044, and requested this item be delayed until the next night Council meeting so more neighbors could attend the meeting after work.

Mr. Robert Snoke, 3820 6th Avenue, appeared before Council in opposition to Zoning Docket No. ZC-11-044, and stated that the residents in the area deserved to keep their neighborhood as a residential area. He stated that the residents had worked very hard through the years against commercial encroachment and requested the Council deny this item.

Mr. Francisco Alejandro, 1216 Clinton Avenue, completed a speaker card in opposition to Zoning Docket No. ZC-11-044, but did not wish to address the Council.

Motion: Council Member Espino made a motion, seconded by Council Member Hicks that the original motion to continue Zoning Docket No. ZC-11-044 until the November 15, 2011, Council meeting be amended to continue Zoning Docket No. ZC-11-044 until the December 6, 2011, Council meeting. The motion carried unanimously seven (7) ayes to zero (0) nays, with Council Members Scarth and Moss absent.

2. ZC-11-056 - City of Fort Worth Planning & Development, Alta Mere Addition, Generally bounded by Calmont Avenue, Alta Mere Drive, Garza Avenue, and Reagan Drive; from: "A-5" One-Family, "CF" Community Facilities, "C" Medium Density Multifamily, "E" Neighborhood Commercial, "FR" General Commercial Restricted, "IP" Industrial Park, and "PD-654" Planned Development to: "CF" Community Facilities, and "I" Light Industrial (Recommended for Approval) (Continued from a Previous Meeting)

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(ZC-11-056 Continued)

It appeared that the City Council at its regular meeting on October 18, 2011, continued Zoning Docket No. ZC-11-056.

Ms. Rachel Wiggins, 1510 Chennault Avenue, representing the Naval Air Station Joint Reserve Base (NASJRB) appeared before Council in support of Zoning Docket No. ZC-11-056 and stated that this zoning change would align the property with the Comprehensive Plan. She pointed out that the industrial district aided the goals of the 2008 Joint Land Use Study Report for the NASJRB by removing incompatible residential zoning from the southern Accident Potential Zone. She advised that she attended a meeting with City staff and citizens and had answered all of the citizens' questions.

The following individuals appeared before Council in opposition to Zoning Docket No. ZC-11-056 and stated that they had lived in this area since the 1950's and this zoning change was a violation of their rights. They stated that they would be required to purchase homeowners insurance because of the newly designated Accident Potential Zone and that they objected to the creation of a crash zone. They added that they had gotten used to the aircraft noise and supported the Air Force and other reserve forces and advised the majority of the residents in the area earned their living at some point on the base. They also added that they had a signed petition from area residents in opposition to this item and pointed out that this area was a low water pressure area which would cause major fire concerns if there was an accident in the industrial area. They stated that the former Carswell Air Force Base invaded the residential area and that the Accident Potential Zone should have been cleared in the 1960's.

Mr. Donald Watson, 3240 Reagan Drive
Mr. James McDowell, 3237 Reagan Drive
Mr. G.W. McDowell, 3133 Marquita Drive

Mayor Pro tem Zimmerman and Council Member Shingleton clarified that this zoning change did not change the use of this property and did not affect the residents living in their homes. They stated this change would protect the base and the residents in the future and pointed out that losing the NASJRB would be a serious detriment to the City. They added that the Accident Potential Zone had been in place for many years and every military base was required to have one.

Mr. James McDowell was referred to Assistant City Manager Fernando Costa to discuss his concerns.

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

(ZC-11-056 Continued)

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Shingleton that Zoning Docket No. ZC-11-056 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

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 October 14, 2011.

3. ZC-11-099 - Haynes Family Properties, LLC, 4022 Keller Hicks Road; from: "A-10" One-Family to: "E" Neighborhood Commercial (Recommended for Approval)

Mr. Chad Haynes, 4022 Keller Hicks Road, completed a speaker card in support of Zoning Docket No. ZC-11-099, but did not wish to address the City Council.

Motion: Council Member Espino made a motion, seconded by Council Member Burns that Zoning Docket No. ZC-11-099 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

4. ZC-11-102 - Worthington National Bank, 13451 Trinity Boulevard; from: "C" Medium Density Multifamily to: "I" Light Industrial (Recommended for Approval as Amended)

Council Member Shingleton directed citizens with questions relative to Mayor and Council Communication No. ZC-11-102, to contact the District 5 Council Aide Michelle Reynolds at 817-392-8805.

Motion: On behalf of Council Member Moss, Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman that Zoning Docket No. ZC-11-103 be continued until the December 6, 2011, Council meeting. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

5. ZC-11-103 - Leticia Escatel, 5401 Parker Henderson Road; from: "A-5" One-Family to: "AG" Agricultural (Recommended for Approval)

Mr. Luis Garcia, 306 West 7th Street, completed a speaker card in support of Zoning Docket No. ZC-11-103, but did not wish to address the City Council.

Motion: On behalf of Council Member Moss, Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman that Zoning Docket No. ZC-11-103 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

6. ZC-11-104 - W. I. Cook Foundation, 1006 & 1020 Southland and 927 8th Avenue; from: "D" High Density Multifamily, "E" Neighborhood Commercial, "FR" General Commercial Restricted, and "G" Intensive Commercial to: "G" Intensive Commercial (Recommended for Approval)

Motion: Council Member Burns made a motion, seconded by Mayor Pro tem Zimmerman that Zoning Docket No. ZC-11-104 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

Motion: Council Member Shingleton made a motion, seconded by Council Member Hicks that Zoning Docket No. ZC-11-104 be reconsidered. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

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 Burns made a motion, seconded by Mayor Pro tem Zimmerman that Zoning Docket No. ZC-11-104 be approved. The motion carried unanimously seven (7) ayes to zero (0) nays, with (1) abstention by Council Member Jordan and Council Member Moss absent.

7. ZC-11-105 - Lorin Stolz and Adair Construction & Dev., Inc., 10116, 10124, and 10180 Hicks Field Road; from: "K" Heavy Industrial to: "PD/K" Planned Development for all uses in "K" Heavy Industrial plus wholesale metal recycling; site plan included. (Recommended for Approval)

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman that Zoning Docket No. ZC-11-105 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

8. ZC-11-106 - BDRC Hulen Place, LTD., 4000 Hulen Street; from: "PD-16" Planned Development/Specific Use for office, banking, specialty, retail and restaurant with restrictions; site plan waived to: "PD/UR" Planned Development for all uses in "UR" Urban Residential; site plan included. (Recommended for Approval as Amended for 8 ft. masonry fence along residential property)

Mr. Jim Schell, 901 Fort Worth Club Building, completed a speaker card in support of Zoning Docket No. ZC-11-106, but did not wish to address the City Council.

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino that Zoning Docket No. ZC-11-106 be approved as amended for 8 foot masonry fence along residential property. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

9. ZC-11-107 - Eagle Mountain-Saginaw ISD, 6129 Texas Shiner Road; from: "R-1" Zero Lot Line/Cluster to: "CF" Community Facilities (Recommended for Approval)

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman that Zoning Docket No. ZC-11-107 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

10. ZC-11-108 - Realty Capital Golden Beach, LTD., 4401 Golden Triangle Boulevard; from: "CF" Community Facilities and "E" Neighborhood Commercial to: "AR" One-Family Restricted (Recommended for Approval)

Ms. Gena Terrell, 5751 Kroger Drive, Suite 185, completed a speaker card in support of Zoning Docket No. ZC-11-108, but did not wish to address the City Council.

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton that Zoning Docket No. ZC-11-108 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

11. ZC-11-110 - Metroport Cities Fellowship and Transcontinental Realty Investors, Inc., 11001 Old Denton Road and 11501 North Riverside Drive; from: "PD-903" Planned Development for all uses in "D" High Density Multifamily plus assisted living with dementia care; site plan approved to: "C" Medium Density Multifamily (Recommended for Approval)

The following individuals completed a speaker card in support of Zoning Docket No. ZC-11-110, but did not wish to address the City Council.

Mr. Marty Rader, 310 Creekside Drive, Keller, Texas 76248
Mr. Rob Johnson, 1608 Knox Road, Keller, Texas 76262
Mr. Jared Ervin, 2712 Triangle Leaf Drive
Mr. Gene McCutcheon, 1440 Carrollton Parkway, Carrollton, Texas 75010
Mr. Burl Martin, 51 Alamosa Drive, Trophy Club, Texas 76262

Motion: Council Member Espino made a motion, seconded by Council Member Hicks that Zoning Docket No. ZC-11-110 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

12. ZC-11-111 - International Union of Operating Engineers Chapter 178, 6300 Cromwell Marine Creek Road; from: "AG" Agricultural to: "PD/E" Planned Development for all uses in "E" Neighborhood Commercial plus heavy equipment training and a height maximum of 120 feet for training equipment; site plan included. (Recommended for Approval)

(ZC-11-111 Continued)

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino that Zoning Docket No. ZC-11-111 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

13. ZC-11-112 - City of Fort Worth Planning & Development Department, Greenway Neighborhood, Generally bounded by Delga Street, the North Freeway (I-35W), Mony Street, and the Union Pacific Railroad; from: "B" Two-Family, "CF" Community Facilities, "E" Neighborhood Commercial, and "I" Light Industrial to: "A-5" One-Family, "CF" Community Facilities, "ER" Neighborhood Commercial Restricted, and "E" Neighborhood Commercial (Recommended for Approval)

Motion: Council Member Hicks made a motion, seconded by Mayor Pro tem Zimmerman that Zoning Docket No. ZC-11-112 be approved with appreciation to staff. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

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. 19960-11-2011

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.

The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

XIV. REPORT OF THE CITY MANAGER

B. General

1. M&C G-17415 - Conduct a Public Hearing and Adopt Ordinance Designating Tax Abatement Reinvestment Zone No. 77, City of Fort Worth, Texas, for the Alcon Laboratories Property Located at 6201 South Freeway. (Continued from a Previous Meeting) (PUBLIC HEARING)

The recommendation was that the City Council Conduct a Public Hearing Concerning the Designation of Tax Abatement Reinvestment Zone No. 77, City of Fort Worth, Texas; and Adopt an Ordinance Designating a Certain Area in the City of Fort Worth as "Tax Abatement Reinvestment Zone Number Seventy-Seven, 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 Hicks made a motion, seconded by Council Member Scarth that the public hearing be closed and that Mayor and Council Communication No. G-17415 be approved and Ordinance No. 19961-11-2011 be adopted. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

2. M&C G-17435 - Schedule a Public Hearing for December 6, 2011 on the Attached Proposed Ordinance Repealing the Moratorium on Salt Water Disposal Wells and Amending Chapter 15 "Gas", Article II, "Gas Drilling and Production" of the City Code, Section 15-42 to Provide for Regulation of Salt Water Disposal Wells.

(G-17435 Continued)

The recommendation was that the City Council Schedule a Public Hearing for December 6, 2011, on the Proposed Ordinance Repealing the Moratorium on Salt Water Disposal Wells; and Amending the Code of Ordinances of the City of Fort Worth, by Amending Chapter 15, "Gas", Article II, "Gas Drilling and Production", Section 15-42, to Provide for the Permitting of Salt Water Disposal Wells.

Council Member Shingleton clarified that the Council was not changing their vote from what occurred at the October 25, 2011, Council meeting. He stated this item was simply requesting more public hearings to prepare for the decision in April 2012.

Ms. Serena Keeler, 1405 South Henderson Street, completed a speaker card in opposition to Mayor and Council Communication No. G-17435 and stated December was a difficult month for people to come to City Hall to speak on items of concern. She pointed out that she felt like this was another way for the gas well companies to sneak something in at the citizens' expense. She expressed concerns about safety and stated that the citizens were not being heard. She stated that City Council and staff members were going to lunch with representatives from the gas well companies and finalizing deals outside of public forum. She indicated that she would like to see a different tone between the citizens and the gas well companies to promote more meaningful dialogue to address the concerns of the citizens.

Mr. Jim Ashford, 6209 Riverview Circle, completed a speaker card in opposition to Mayor and Council Communication No. G-17435 and stated he was opposed to salt water disposal wells and advised that injection wells were causing earthquakes in Texas and across the United States. He stated that he provided a handout at the October 25, 2011, Council meeting regarding the details of an earthquake that occurred near San Antonio, Texas, on October 20, 2011, that was a 4.8 magnitude. He pointed out that the earthquake occurred directly below an injection well. He stated that if these earthquakes occurred in a densely populated area they would ruin homes, businesses and roads. He encouraged the Council to continue the moratorium on salt water disposal wells.

Ms. Libby Willis, 2300 Primrose Avenue, completed a speaker card in opposition to Mayor and Council Communication No. G-17435 and encouraged the Council to reject this item. She also stated that there needed to be more transparency relative to how items were presented on the Council agenda.

Mr. Steve Epstein, 1617 Steinburg Lane, completed a speaker card in opposition to Mayor and Council Communication No. G-17435, but did not wish to address the Council.

The following individuals completed speaker cards in opposition to Mayor and Council Communication No. G-17435 and were recognized by Mayor Price, but were not present in the Council Chamber.

(G-17435 Continued)

Mr. Rita Vinson, 6216 Dovenshire Terrace

Mr. Robert Snoke, 3826 6th Street

Mr. Gary Hogan, 2117 Rolling Creek Run, completed an “undecided” speaker card relative to Mayor and Council Communication No. G-17435 and was recognized by Mayor Price, but was not present in the Council Chamber.

Council Member Scarth reiterated that the item was to request more public hearings to prepare for the decision in April 2012, which in his opinion would be considered more transparent since more public outreach would be conducted. He stated that the public was getting a month’s notice that the City would hold a public hearing on this item to solicit comments at the December 6, 2011, City Council meeting.

Council Member Espino advised that he had been transparent in requesting a report by City staff on a possible pilot program for a salt water disposal well in north Fort Worth in the Alliance Corridor near the I-35 industrial area. He stated that the area could be an appropriate place for a salt water disposal well and the discussions should be kept open at this time since a moratorium would drive the wells outside the City limits. He pointed out that the wells could still be placed next to a Fort Worth neighborhood and the City would not have any control since they would be outside the city limits. He also advised that the truck traffic in north Fort Worth was causing the very limited roadways to deteriorate even faster.

Council Member Hicks questioned why this item was on the agenda when the Council just voted last week to continue the moratorium for another six (6) months. She stated that it was unfair to indicate that Council and staff were acting on behalf of the drilling companies. She advised that she spoke with Jason Lamers, the City’s Public Information Officer and he stated that the citizens would have the opportunity to look at the proposal and make comments on the City of Fort Worth’s website. She also pointed out that the issue of the injection wells affected all the citizens of Fort Worth. She re-emphasized that the Council needed to adhere to what they decided last week and keep the moratorium at least until April 2012. She indicated that she would be voting against the proposal.

Council Member Jordan indicated that Council voted just last week to turn down all recommendations on this issue. He pointed out that 30 days did not represent adequate public process.

Motion: Council Member Jordan made a motion, seconded by Council Member Hicks that the public hearing on Mayor and Council Communication No. G-17435 be conducted in March 2012.

(G-17435 Continued)

Council Member Burns advised that he would support that motion but it was important that Council not wait until March to have public hearings on this issue. He pointed out the importance of educating the citizens and allowing them to participate in the public process and that waiting until March did not give adequate opportunity for this to take place.

Council Member Jordan advised that he would amend his motion to request that city staff come back to Council on December 6, 2011, with a defined public hearing process schedule with a tentative decision for final public hearing in March 2012.

Council Member Scarth expressed his concern with why there would not be a public hearing on December 6, 2011, because that would get the process started earlier. He pointed out that if there would be a defined plan for public discourse on this issue then he would be in support of the motion. He reiterated that he wanted to avoid the misconception that Council was somehow trying to rush this issue through.

Council Member Jordan advised that he did not have a problem with staff making a presentation on December 6, 2011, in the Pre-Council meeting about what the public process would be, similar to the redistricting plan and updates. He emphasized that this was a difficult issue and that he wanted to put the public mind at rest that a decision would not be made on this issue until March 2012.

Council Member Hicks expressed that this was a very important issue and that it was essential that the public be engaged in this process. She pointed out that it was clear by the number of e-mails and phone calls received that there was much confusion among the citizens about this issue. She indicated that she supported having a discussion in the Pre-Council meeting on December 6, 2011, about the process.

Council Member Espino indicated that the public process should be started as soon as possible and that the first public hearing could be held on December 6, 2011.

Council Member Jordan stated that his amended motion was to deny Mayor and Council Communication No. G-17435 as stated and requested City staff to provide a detailed schedule of public hearings and the notification process on December 6, 2011, relative to the moratorium on salt water disposal wells, with a final decision on the item in March 2012.

Mayor Price stated that this was intended to be the opening of the first public hearing to begin the dialogue on this issue and that the wording on the Mayor and Council Communication No. G-17435 was confusing. She added that when Council did move forward on this issue that Mr. Rick Trice, Assistant Director, Gas Well, Planning and Development Department, would be available to the neighborhood associations for information and that Council would also be available to address any concerns.

(G-17435 Continued)

Motion: Council Member Jordan made a motion, seconded by Council Member Hicks that Mayor and Council Communication No. G-17435 be denied and requested City staff to provide a detailed schedule of public hearings and the notification process on December 6, 2011, relative to the moratorium on salt water disposal wells, with a final decision on the item in March 2012. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

3. M&C G-17436 - Authorize Application for a Federal Grant Under the Transportation Investment Generating Economic Recovery Discretionary Program of the American Recovery and Reinvestment Act for Approximately \$26,400,000.00 for the Construction of the White Settlement Bridge Project with a Local Match in the Amount of \$14,200,000.00 to Be Provided by the Tarrant Regional Water District.

The recommendation was that the City Council Authorize the City Manager to Apply for Federal Grant Funding Under the Transportation Investment Generating Economic Recovery Discretionary Program of the American Recovery and Reinvestment Act in the Amount of Approximately \$26,400,000.00 for Construction of the White Settlement Bridge Project With a Local Match in the Amount of \$14,200,000.00 to be Provided by the Tarrant Regional Water District.

Motion: Council Member Burns made a motion, seconded by Mayor Pro tem Zimmerman that Mayor and Council Communication No. G-17436 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

D. Land

1. M&C L-15279 - Conduct a Public Hearing and Authorize Subsurface Drilling and Extraction of Natural Gas From an Off-Site Location at Z Boaz North Golf Course. (PUBLIC HEARING)

(Council Members Espino and Jordan left their places at the dais.)

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

The recommendation was that the City Council Conduct a Public Hearing Under the Guidelines Set Forth by the Texas Parks and Wildlife Code, Chapter 26, Protection of Public Parks and Recreational Lands; Find That No Feasible or Prudent Alternatives Exist to Use Z Boaz North

(L-15279 Continued)

Golf Course, at 3200 Lackland Road, Fort Worth, Texas, Located South of Calmont Avenue, East of Alta Mere Drive and North of Camp Bowie West Boulevard, 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 as Specified; and Close the Public Hearing and Authorize Approval of the Use of the Subsurface of Parkland for the Drilling and the Extraction of Natural Gas From an Off-Site Location:

a. Report of City Staff

Mr. Richard Zavala, Director, Parks and Community Services 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: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Shingleton that the public hearing be closed and that Mayor and Council Communication No. L-15279 be approved. The motion carried unanimously six (6) ayes to zero (0) nays, with Council Members Espino, Jordan and Moss absent.

E. Planning & Zoning

1. M&C PZ-2961 - Approve Timetable for Proposed City-Initiated Annexation and Authorize Initiation of Zoning for Approximately 12.3 Acres of Land, Located North of Team Ranch Road and West of West Loop 820 South, AX-12-001, Monserrat Commercial, in the Far West Sector in Accordance with the 2011 Comprehensive Plan.

The recommendation was that the City Council Approve the Proposed Annexation Timetable in Order to Annex approximately 12.3 Acres of Land, Located North of Team Ranch Road and West of West Loop 820 South, AX-12-001, Monserrat Commercial, in the Far West Sector, for Full Purposes in Compliance With the Requirements of Chapter 43 of the Local Government Code of the State of Texas; Direct Staff to Prepare a Service Plan That Provides for the Extension of Full Municipal Services to the Annexation Area; and Authorize the City Manager to Initiate Certain Zoning Changes for the Annexation Area in Accordance With the 2011 Comprehensive Plan.

(PZ-2961 Continued)

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

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Hicks that Mayor and Council Communication No. PZ-2961 be approved. The motion carried unanimously seven (7) ayes to zero (0) nays, with Council Members Espino and Moss absent.

F. Award of Contract

- 1. M&C C-25260 - Authorize Execution of Contract Amendment No. 13 to City Secretary Contract No. 37974 for an Amount Not to Exceed \$1,798,116.00 with eVerge Group of Texas, Ltd., and Contract Amendment No. 6 to City Secretary Contract No. 37970 for an Amount Not to Exceed \$399,168.00 with International Consulting Acquisition Corporation d/b/a STA Consulting, for Implementation Support Services and Oversight Assistance for the Upgrade of the City's PeopleSoft Human Resources/Payroll System to the Next Software Version.**

The recommendation was that the City Council Authorize Execution of Contract Amendment No. 13 to City Secretary Contract No. 37974 With eVerge Group of Texas, Ltd., for an Amount Not to Exceed \$1,798,116.00 for Implementation Services Related to the Upgrade of the City's PeopleSoft Human Resources/Payroll System; and Authorize Execution of Contract Amendment No. 6 to City Secretary Contract No. 37970 With International Consulting Acquisition Corporation d/b/a STA Consulting, for an Amount Not to Exceed \$399,168.00 for Implementation Support Services and Oversight Assistance for the Upgrade of the City's PeopleSoft Human Resources/Payroll System to the Next Software Version.

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

Motion: Council Member Hicks made a motion, seconded by Council Member Shingleton that Mayor and Council Communication No. C-25260 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

- 2. M&C C-25261 - Authorize Execution of an Infrastructure Construction Agreement with Event Facilities Fort Worth, Inc., in an Amount Not to Exceed \$8,550,644.80 for Paving, Storm Drainage, Water and Sanitary Sewer Improvements Associated with Phase 2 of the Harley Avenue Realignment Project and Adopt Appropriation Ordinances.**

(C-25261 Continued)

The recommendation was that the City Council Adopt a Supplemental Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Stormwater Utility Fund in the Amount of \$1,143,748.75, and Decreasing the Unaudited, Unreserved, Undesignated Stormwater Utility Fund Balance by the Same Amount for the Purpose of Transferring Said Funds to the Stormwater Capital Projects Fund for Paving, Storm Drainage, Water and Sanitary Sewer Improvements Associated With Phase 2 of the Harley Avenue Realignment Project; Authorize the Transfer of the Funds From the Stormwater Utility Fund to the Stormwater Capital Projects Fund; Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Stormwater Capital Projects Fund, From Available Funds, for the Purpose of Funding Improvements Associated With the Project; Authorize Transfer of \$248,570.50 From the Culture and Tourism Fund to the Street Improvements Fund for Paving, Striping and Fencing of a Portion of the Surface Parking System at Will Rogers Memorial Center; Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Street Improvements Fund, From Available Funds, for the Purpose of Funding Paving, Striping and Fencing a Portion of the Surface Parking System at Will Rogers Memorial Center; and Authorize Execution of an Infrastructure Construction Agreement With Event Facilities Fort Worth, Inc., in the Amount of \$8,550,644.80 for Improvements Associated With Phase 2 of the Harley Avenue Reconstruction Project.

Motion: Council Member Shingleton made a motion, seconded by Council Member Scarth that Mayor and Council Communication No. C-25261 be approved and Appropriation Ordinance Nos. 19962-11-2011, 19963-11-2011 and 19964-11-2011 be adopted. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

3. M&C C-25262 - Authorize Five-Year Tax Abatement Agreement with CB&C Management, LLC, for Property Located at 3309 Lawnwood Street in the Riverside Neighborhood Empowerment Zone in Accordance with the Neighborhood Empowerment Zone Tax Abatement Policy and Basic Incentives.

The recommendation was that the City Council Authorize a Five (5) Year Tax Abatement Agreement With CB&C Management, LLC, for the Property Located at 3309 Lawnwood Street in the Riverside Neighborhood Empowerment Zone in Accordance With the Neighborhood Empowerment Zone Tax Abatement Policy and Basic Incentives.

Motion: Council Member Hicks made a motion, seconded by Mayor Pro tem Zimmerman that Mayor and Council Communication No. C-25262 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

4. M&C C-25263 - Authorize Execution of a Tax Abatement Agreement with Alcon Laboratories Holding Corporation or an Affiliate for the Expansion and Renovation of the Existing Alcon Campus located at 6201 South Freeway, Fort Worth, Texas and Waive Certain Related Development Fees.

The recommendation was that the City Council Authorize the Execution of a Tax Abatement Agreement With Alcon Laboratories Holding Corporation or an Affiliate Thereof for the Expansion and Renovation of the Existing Alcon Campus Located at 6201 South Freeway, Fort Worth, Texas; and Authorize the Waiver of Certain Related Development Fees.

Motion: Council Member Hicks made a motion, seconded by Council Member Jordan that Mayor and Council Communication No. C-25263 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

5. M&C C-25264 - Authorize Execution of a Contract with Coburn's Catering Service, Inc., to Provide Exclusive Concession and Alcoholic Beverage Services at the Will Rogers Memorial Center for a Period of Five Years.

The recommendation was that the City Council Authorize Execution of a Contract With Coburn's Catering Service, Inc., to Provide Exclusive Concession and Alcoholic Beverage Services at the Will Rogers Memorial Center for a Term of Five (5) Years to Begin on February 1, 2012, and Expire on January 31, 2017, With Options to Renew for Five (5) One (1) Year Terms.

Motion: Council Member Shingleton made a motion, seconded by Council Member Hicks that Mayor and Council Communication No. C-25264 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

XV. PUBLIC HEARING

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

1. First Public Hearing for a Proposed City-Initiated Annexation of Approximately 749.5 Acres of Land in Denton and Tarrant Counties, Located North of Westport Parkway and East of Heritage Parkway. (AX-11-013 North I-35W Enclave)

a. Report of City Staff

Beth Knight, Senior Planner, Planning and Development Department, appeared before Council and provided a staff report.

(XV. PUBLIC HEARING #1 Continued)

b. Citizen Comments

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

c. Council Action

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton that the public hearing be closed. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

XVI. CITIZEN PRESENTATIONS

Mr. Abraham Rivera, 1334 Myrtle Street, appeared before Council and presented pictures of renovations that he had made to several properties on the eastside of Fort Worth and Magnolia Street. Mr. Rivera stated that Code Compliance Officers had issued him numerous citations and that he eventually went bankrupt. He advised that the Code Compliance Department should be on a shorter leash. He pointed out that he had \$15,000.00 in citations and that he had a Judge and a Prosecutor in Fort Worth tell him that he was a "slum lord". He stated that he was an investor in Fort Worth who lost money and that the properties he invested in were still in disrepair. He advised that if the Code Compliance Department would have been less aggressive in issuing citations that area of the City would have nicer homes and more investors would have gone into that area. He requested that the City look into this because the current atmosphere discouraged any investment into the area.

Council Member Hicks thanked Mr. Rivera for bringing this issue forward to the Council. She advised that on the four-plex issue, Council Member Ralph McCloud rezoned this area to single family a number of years ago and that the neighborhood was very much in favor of a single-family neighborhood. She disagreed that the Code Compliance Department discouraged development. She pointed out that she, Mayor Price, and Council Member Shingleton were at a large ground-breaking on the south side where there was a multi-million dollar development involving the building of residences. She reiterated that there was a great deal of revitalization going on in the area. She stated that the majority of the calls received were code related and that Code Compliance Officers responded to issues that were raised by individuals in the neighborhood. She referred Mr. Rivera to Mr. Brandon Bennett, Director, Code Compliance Department, and advised that she and Mr. Bennett would be happy to speak with him further about any issues that he was having with the Code Compliance Department.

Mr. Rivera stated that he applauded the fact that there were large investments in that area but that development was small compared to allowing thousands of investors to go into the area rather than one (1) large investor.

(XVI. CITIZEN PRESENTATIONS Continued)

Council Member Hicks clarified that the investment and redevelopment she was referring to was not small. She advised Mr. Rivera that all investors and builders must play by the rules in any neighborhood within the City.

Mr. Rivera stated that he was not alluding to the fact that the investment was small but that there could be more investors developing property in the area.

Mayor Price asked Mr. Brandon Bennett, Director, Code Compliance Department, to discuss the matter further with Mr. Rivera.

The following individuals appeared before Council regarding Occupy Fort Worth – Burnett Park and advised that they were speaking on behalf of Occupy Fort Worth. They stated that Occupy Fort Worth was a peaceful assembly and that they were exercising their first amendment right to assemble peacefully and protest income inequality and corporate influence over government. They advised that the protesters wanted to coexist peacefully with local authorities and wanted to establish a relationship and build a rapport between Occupy Fort Worth and the City Council. They invited all members of the City Council to experience Occupy Fort Worth and observe how they facilitate true democracy by attending their general assembly that began every night at 7:30 p.m. They pointed out that the City of Dallas had made arrangements to allow Occupy Dallas to set up tents and that the City of Fort Worth should do the same. They encouraged the City Council to build a cooperative relationship with those individuals who chose to join the causes of Occupy Fort Worth.

Mr. Bryan Frederick, 8665 Las Vegas Court, #2010

Ms. Paula Smith, 2321 Treemont

Mr. Joey Daniel Retana, 3400 Block of S. University

Mr. Doyle C. Fine II, 7206 Northhaven Road, Dallas, Texas 75230

Ms. Jo Jones, 6340 Lakeworth Boulevard, #136, appeared before Council and stated as a participant in the Occupy Fort Worth protest she expressed her frustration with her inability to express her 1st Amendment rights to peacefully assemble and express her grievances to the government. She pointed out that she was one of the five (5) individuals who were peacefully arrested while sleeping. She stated that Occupy Fort Worth was a 24/7 protest and that they needed the tents to protect them from the elements. She read a letter from the City Council of New York to Mayor Bloomberg in support of Occupy Wall Street's right to assemble at Liberty Plaza and pointed out that the City Council of Irvine, California voted in favor of allowing the protesters to have tents.

Mr. John Leathers, 2400 Cypress, appeared before Council and read several Supreme Court cases relative to allowing tents and sleeping during protests.

(XVI. CITIZEN PRESENTATIONS Continued)

Ms. Hanna Tidwell, 4432 Aspen Way, Haltom City, Texas 76137, appeared before Council and spoke on behalf of the Occupy Fort Worth protesters who were arrested on October 15, 2011. She advised that it was their belief that the arrests were less effective in promoting civil democracy than in deterring good-will for present and future protesters and those who sympathized with their cause.

Ms. Mary Kares, 9828 Goodnight Circle, appeared before Council and spoke in support of the Occupy Fort Worth movement and expressed that this movement gave her hope in this country for herself and her children.

Mayor Price advised that Ms. Susan Alanis, Assistant City Manager, was available to discuss the Parks and Community Services Department regulations regarding park usage.

Mr. William Busby, 1501 West Spurgeon Street, 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, Mayor Price adjourned the meeting at 9:13 p.m.



To: The Honorable Mayor and City Council Members

From: Councilman Frank Moss *Franklin D. Moss*

Date: November 15, 2011

Re: Board and Commission Appointment/Reappointment – District 5

Request your consideration to approve reappointments to the following boards/commissions/ committees with terms expiring as indicated:

Cecille Roney, Place 5: Historic & Cultural Landmarks Commission, expiring
October 1, 2013

Solomon Haile, Place 5: Aviation Advisory Board, expiring October 1, 2013

This memorandum and a copy of all the applications were sent to each Council Member electronically for review on November 7, 2011, and the original copy will be maintained in the City Secretary's Office.

Franklin D. Moss
City Council – District 5

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

(817) 392-6150 ★ FAX (817) 392-6196

To the Mayor and Members of the City Council**November 15, 2011**

Page 1 of 1

**SUBJECT: STATUS OF PUBLIC ART PROJECTS**

On November 1, 2011, the City Council requested a status report on public art projects. On September 12, as you may recall, the Fort Worth Art Commission had made a formal recommendation of the *FY 2012 Fort Worth Public Art Annual Work Plan*, which includes 59 ongoing and new public art and design enhancement projects with combined budgets totaling over \$8 million as well as annual maintenance and conservation treatments for 41 artworks in the Fort Worth Public Art Collection. We are attaching an updated copy of that work plan.

The Arts Council of Fort Worth and Tarrant County provides professional management services under an annually renewed agreement, to be authorized by a Mayor and Council Communication (M&C) which is scheduled to appear on the City Council's December 6 agenda. The Arts Council's public art staff of five has an average workload of twenty projects per project manager. Each project generally spans several years, including planning, artist selection, design, fabrication, installation and completion. Most projects have schedules driven by a larger capital improvement project with which it is associated and, as a result, the public art staff must coordinate its work closely with the schedules for those capital improvements. By the same token, if a capital improvement project is delayed for any reason, such as review by the Texas Department of Transportation or another outside agency, that delay can also affect the associated public art project's schedule. Recently, several new public art contracts have been delayed as our Law Department has revised the termination clause language in response to issues associated with the Vaquero project.

The public art staff seeks to give equal attention to all projects, whether they happen to be located in prominent visitor districts or in neighborhoods. Projects along East Lancaster Avenue in Council District 8, including the Police Crime Lab and Sargeant Street, are proceeding as scheduled. The artist for the Crime Lab project will be presenting concepts to the project's steering committee on Monday, November 14. We expect to enter into a final design contract for the Sargeant Street project later this month.

Please contact Martha Peters, Director of Fort Worth Public Art, at 817-298-3025 with any questions about the status of any public art projects.

A handwritten signature in cursive script that reads "Tom Higgins".

Tom Higgins
City Manager

**FORT WORTH PUBLIC ART
FY 2012 Work Plan / Status Report**

CD	PROJECT SUMMARY	LOCATION	ARTIST	FUNDING SOURCE	BUDGET	CURRENT STATUS
CITYWIDE						
CW	Parks Design Enhancements - Neighborhoods select theme: Nature, Western, Geometric or Freeform	Various playgrounds in the 2004 CIP. <i>See also Marine Creek Park Corridor (CD 2).</i>	Benito Huerta, etal	2004 CIP - 2% (Proposition #2)	\$149,084.00	ONGOING - Four pilot projects complete. Design Enhancements to be incorporated into other parks (see also <i>Marine Creek Park Corridor - CD 2</i>).
					TOTAL	\$149,084.00
CW	Westside Water Treatment Plant - Mosaic set into retaining wall at front of building and large-scale painting for the lobby	Old Weatherford Road near Chapel Creek Boulevard, just outside of the city limits	Julie Lazarus	Public Art Fund (Design)	\$13,312.00	FABRICATION underway. Installation scheduled for end of plant construction in Spring 2012.
					Public Art Fund (Commission)	\$115,432.00
					TOTAL	\$128,744.00
CW	Water Department Master Plan - To recommend approaches, sites and projects to be implemented over the next 5 - 10 years	To consider all Water Department facilities and public education programs	TBD	Public Art Fund	\$50,000.00	CONSULTANT SELECTION - RFQ to be issued December 2011.
					TOTAL	\$50,000.00
CW	Mural Artist-in-Residence - A professional artist to design murals for highly visible areas to be implemented by community members through the PACSD Graffiti Abatement program	Selected locations on city property recommended by PACS	TBD	Public Art Fund (Design only)	\$15,000.00	NEW - Planning in collaboration with PACS Graffiti Abatement in progress. RFQ to be issued January 2012.
					TOTAL	\$15,000.00
CW	Hats Sculpture - Purchase of 5 limestone sculptures, relocation from General Worth Square	New location TBD	# Cam Schoepp	Conservation Funds (Deinstallation)	\$10,000.00	NEW - M&C to authorize contract scheduled for 11-15-11. Installation in Spring 2012 to coincide Gendy Street landscaping project.
					Private Funds (DFWI)	\$2,000.00
					2004 CIP (Acquisition, installation)	\$77,774.00
					TOTAL	\$89,774.00
CD	PROJECT SUMMARY	LOCATION	ARTIST	FUNDING SOURCE	BUDGET	STATUS
COUNCIL DISTRICT 2						
2, 9	Trinity River Vision Bridges Roundabout - Wind-activated vertical sculpture to slow traffic and enhance the pedestrian experience	North Main, Henderson and White Settlement	Ned Kahn	2004 CIP-2% (Proposition #-1) - Conceptual Design, prototype	\$46,000.00	CONCEPTUAL DESIGN completed. Final Design contract negotiation underway.
					2004 CIP-2% (Proposition #-1) - Final Design / Implementation	\$207,917.00
					2008 CIP - 2% - Implementation	\$444,000.00
					TOTAL	\$697,917.00

NOTE: Other projects included in the 2004 CIP, 2008 CIP Critical Capital Needs Public Art Plans may be addressed in FY2012. (FY 2012 Work Plan recommended 9-12-11; Status updated November 8, 2011)

**FORT WORTH PUBLIC ART
FY 2012 Work Plan / Status Report**

CD	PROJECT SUMMARY	LOCATION	ARTIST	FUNDING SOURCE	BUDGET	STATUS
COUNCIL DISTRICT 2 (con't)						
2, 4	Six Points Urban Village - Integral public art / design enhancements TBD	Near intersection of E. Belknap and Race Street	Eric McGehearty	Public Art Fund	\$5,000.00	PENDING - Commencement of associated CIP project.
				Public Art Fund	\$45,000.00	
				TOTAL	\$50,000.00	
2	North Main Street - Bronze equestrian Vaquero sculpture	North Main Street at Ellis / Central Avenues	David Newton with Tomas Bustos	1) General Fund	\$95,000.00	INSTALLATION pending agreement with Artists.
				2) Public Art Fund- Design	\$25,000.00	
				3) Private Funding - Implementation	\$111,000.00	
				4) 1998 CIP Funds - Plaza	\$5,000.00	
				TOTAL	\$236,000.00	
2	Lebow Channel Improvements - Master plan and design of public art / design enhancements on bridges	Tributary WF-4	Leticia Huerta	2004 CIP - 2% (Proposition #1) - Master Plan & Design	\$37,835.00	SUBSTANTIALLY COMPLETE (Master Plan)
	Mosaics, concrete formwork, sidewalk medallions and artwork lighting	NE 28th Street Bridge		2004 CIP - 2% (Proposition #1) - Implementation	\$340,516.00	INSTALLATION currently underway.
	Integral design enhancements TBD	Dewey & Brennan Bridges		2004 CIP - 2% (Proposition #1) - Design	\$14,250.00	DESIGN currently underway.
				2004 CIP - 2% (Proposition #1) - Implementation	\$85,750.00	
				TOTAL	\$478,351.00	
2	North Beach / Keller Hicks Corridor - Public art / design enhancements TBD	Various sites TBD	Via Partnership (<i>Workshop only</i>)	Critical Capital Needs 2%	\$184,000.00	PLANNING - Community visioning workshop planned for Spring 2012.
				2008 CIP 2%	\$202,000.00	
					\$386,000.00	
2	Meacham Airport Terminal - Suspended metal airplane sculptures	Interior lobby atrium	Kipp Kobayashi (<i>Recommended</i>)	Aviation Gas Well Revenue	\$200,000.00	FINAL DESIGN Contract negotiation underway now that funding is available.
				TOTAL	\$200,000.00	
2	Rosen Park (CID - FY 2011) Public art project TBD	Rosen Park	TBD	Public Art Fund - Design	\$5,000.00	NEW - Community planning meeting scheduled for January 2012.
				Public Art Fund - Implementation	\$45,000.00	
				TOTAL	\$50,000.00	
2	Marine Creek Park Corridor - Public Art Master Plan & Parks Design Enhancements	Buck Sansom Park, Marine Creek Linear Park, Lincoln Park and Rodeo Park	Benito Huerta	2004 CIP - 2% (Proposition #2)- Design	\$15,000.00	MASTER PLANNING - Contract execution underway.
				2004 CIP - 2% (Proposition #2)- Implementation	\$8,866.00	
				Public Art Fund - Implementation	\$20,000.00	
				TOTAL	\$43,866.00	

NOTE: Other projects included in the 2004 CIP, 2008 CIP Critical Capital Needs Public Art Plans may be addressed in FY2012. (*FY 2012 Work Plan recommended 9-12-11; Status updated November 8, 2011*)

**FORT WORTH PUBLIC ART
FY 2012 Work Plan / Status Report**

CD	PROJECT SUMMARY	LOCATION	ARTIST	FUNDING SOURCE	BUDGET	STATUS
COUNCIL DISTRICT 3						
3, 6, 9	Chisholm Trail Parkway (SH 121T) - Public art celebrating the Trinity River	I 30 - US 67	Lorna Jordan & Norie Sato Norie Sato	2004 CIP 2% (Proposition #1) - Master Plan and Concepts 2004 CIP 2% (Proposition #1) - Final design and implementation 2007 CO - Implementation	\$83,100.00 \$451,900.00 \$174,500.00	CONCEPTUAL DESIGN substantially complete.
TOTAL					\$709,500.00	
3	Bomber Heights - A sculptural gateway element, benches and design of street sign toppers for Bomber Heights	Z. Boaz Park across street from Bomber Heights neighborhood	Ann Ekstrom	2004 CIP - 2% (Proposition #1) - Design 2004 CIP - 2% (Proposition #1) - Implementation	\$3,070.00 \$17,630.00	FINAL DESIGN - substantially complete.
TOTAL					\$3,070.00	
3	Clearfork / Main Street Bridge - Integral public art to enhance the pedestrian bridge and abutment walls reflecting the history of the river and site	East abutment wall	Devan Nowlin	Critical Capital Needs 2% - Design and implementation.	\$84,016.50	FINAL DESIGN/ COMMISSION - Artist presenting Final Design to community stakeholders and FWAC 11-14-11.
		West abutment wall	Tommy Fitzpatrick	Critical Capital Needs 2% - Design and implementation.	\$84,016.50	FINAL DESIGN/ COMMISSION - Artist presenting Final Design to community stakeholders and FWAC 11-14-11.
TOTAL					\$168,033.00	
3	Dirks Road - Public art / design enhancements TBD	TBD	TBD	Critical Capital Needs 2%	\$100,032.00	PENDING - Planning meetings to begin in early 2012.
EST. TOTAL					\$100,032.00	

CD	PROJECT SUMMARY	LOCATION	ARTIST	FUNDING SOURCE	BUDGET	STATUS
COUNCIL DISTRICT 4						
4	East First Street Bridge - Vertical sculptural elements at the entrances of the bridge.	Over the Trinity River	Ken Bernstein Art Studio, Inc.	2004 CIP - 2% (Proposition #1) Conceptual Design.	\$21,000.00	CONCEPTUAL DESIGN Complete.
				2004 CIP - 2% (Proposition #1) Final Design and implementation.	\$189,000.00	FINAL DESIGN - Contract pending.
TOTAL					\$210,000.00	
4, 5	Precinct Line Road / Bridge - Public art / design enhancements TBD	near Trinity Blvd	Sally Weber	2004 CIP - 2% (Proposition #1) Design and implementation.	\$104,000.00	CONCEPTUAL DESIGN - Contract to be executed by December 2012.
TOTAL					\$104,000.00	

NOTE: Other projects included in the 2004 CIP, 2008 CIP Critical Capital Needs Public Art Plans may be addressed in FY2012. (FY 2012 Work Plan recommended 9-12-11; Status updated November 8, 2011)

**FORT WORTH PUBLIC ART
FY 2012 Work Plan / Status Report**

CD	PROJECT SUMMARY	LOCATION	ARTIST	FUNDING SOURCE	BUDGET	STATUS
COUNCIL DISTRICT 4 (con't)						
4	I-30 Welcome Monument - A TXDOT grant-funded project to identify the eastern entrance to Fort Worth	I-30 west of Eastchase (near Pantego Bible Church sign)	TBD	Public Art Fund - Design and Engineering	\$40,000.00	ARTIST SELECTION - RFQ has been issued for artists / landscape architects w/ 11-18-11 deadline.
				TxDOT GCAA - Implementation	\$265,000.00	TxDOT to implement.
				TOTAL	\$305,000.00	
4, 2	Six Points Urban Village: Integral public art / design enhancements TBD					See "CD 2" above
4	Bonnie Brae Street - Public art project TBD	Median	TBD	Critical Capital Needs 2% - Design and implementation.	\$119,365.00	PENDING - Planning meeting to be held Winter 2012.
				EST. TOTAL	\$119,365.00	
4	East Regional Library (CID - FY 2010) - Public art project TBD	6301 Bridge Street	TBD	Public Art Fund - Design and implementation.	\$50,000.00	PENDING - Planning meeting to be held Winter 2012.
				TOTAL	\$50,000.00	
COUNCIL DISTRICT 5						
5, 4	Precinct Line Road / Bridge - Public art/design enhancements for bridge.					See "CD 4" above.
5	Fire Station 27 - Freestanding sculpture depicting cascading water	Trinity Blvd. and Bell Helicopter Road	Tom Orr and Frances Bagley	2004 CIP - 2% (Proposition #4) Design	\$16,030.00	FINAL DESIGN - Complete.
				2004 CIP - 2% (Proposition #4) Implementation	\$76,170.00	FABRICATION underway.
				TOTAL	\$92,200.00	
5	Dallas Avenue - Public art / design enhancements at the police station	5650 East Lancaster Avenue near Dallas Avenue	TBD	2004 CIP - 2% (Proposition #1) - Design and Implementation.	\$45,000.00	PENDING
				TOTAL	\$45,000.00	
5	Stop Six (Capers Avenue) - Public art project that commemorates Stop Six community history	Traffic Triangle at Stalcup and Ramey near Dunbar Middle and High Schools	John Yancey, etal (Workshop only)	Critical Capital Needs 2% - Design and Implementation.	\$97,269.00	PLANNING - Workshop with artists and art teachers was held Sept. 30 - Oct. 1, 2011. Community presentation planned for Jan. 2012.
				TOTAL	\$97,269.00	
5	Plaza Circle (CID - FY 2010) - Public art project that commemorates community leaders	5900 W. Rosedale	TBD	Public Art Fund - Design and Implementation.	\$50,000.00	PENDING - Completion of trail construction. Community meeting planned for January 2012.
				TOTAL	\$50,000.00	

NOTE: Other projects included in the 2004 CIP, 2008 CIP Critical Capital Needs Public Art Plans may be addressed in FY2012. (FY 2012 Work Plan recommended 9-12-11; Status updated November 8, 2011)

**FORT WORTH PUBLIC ART
FY 2012 Work Plan / Status Report**

CD	PROJECT SUMMARY	LOCATION	ARTIST	FUNDING SOURCE	BUDGET	STATUS
COUNCIL DISTRICT 5 (con't)						
5	Lakeshore Drive - Public art / design enhancements TBD	TBD	TBD	2008 CIP 2% - Design and Implementation.	\$100,000.00	PENDING Commencement of associated CIP project.
					\$100,000.00	
5	East Rosedale Street - Public art / design enhancements TBD	US287 to Stalcup	TBD	2004 CIP - 2% (Proposition #1) - Design of integral sidewalk enhancements	\$140,719.00	NEW - Community planning meeting to be held Spring 2012.
				TOTAL	\$140,719.00	

CD	PROJECT SUMMARY	LOCATION	ARTIST	FUNDING SOURCE	BUDGET	STATUS
COUNCIL DISTRICT 6						
6	Mural Project (Year 2) - Professional artist designs and implements a mural with youth participation	Southwest Community Center	Michael Kirby	Public Art Fund - Design and Implementation	\$30,000.00	CONCEPTUAL DESIGN - Artist is conducting community surveys and meetings to gather input.
				TOTAL	\$30,000.00	
6	Far Southwest Community Center - Public art / design enhancements informed by Summer Creek Corridor Workshop	Southwest Community Park	Etty Horowitz	2004 CIP 2% (Proposition 2) - Design	\$6,050.00	CONCEPTUAL DESIGN - Artist will present design to community stakeholders in December 2011.
				2004 CIP 2% (Proposition 2) - Implementation	\$40,950.00	
				Public Art Fund - Implementation	\$20,000.00	
				TOTAL	\$67,000.00	
6	Dirks / Alta Mesa - Public art / design enhancements informed by Summer Creek Corridor Workshop	SH 121 - Summer Creek / Granbury	Jill Bedgood & Etty Horowitz	Critical Capital Needs 2% - Design and implementation	\$109,795.00	MASTER PLAN - Contract pending completion of time-sensitive design phases for Summer Creek Corridor and Chisholm Trail Community Center.
				TOTAL	\$109,795.00	
6	Summer Creek Drive - Public art / design enhancements informed by Summer Creek Corridor Workshop	Altamesa and Sycamore School	Jill Bedgood & Etty Horowitz	Critical Capital Needs 2% - Design and implementation	\$109,795.00	MASTER PLAN - Contract pending completion of time-sensitive design phases for Summer Creek Corridor and Chisholm Trail Community Center.
				TOTAL	\$109,795.00	
6	Summer Creek Drive - Sculptural components informed by the Summer Creek Corridor Workshop and involve Crowley ISD art students	Ardenwood to McPherson	Jill Bedgood	2008 CIP 2% - Design and implementation	\$152,902.00	CONCEPTUAL DESIGN - Artist's design concept to be presented to FWAC 12-12-11.
				TOTAL	\$152,902.00	

NOTE: Other projects included in the 2004 CIP, 2008 CIP Critical Capital Needs Public Art Plans may be addressed in FY2012. (FY 2012 Work Plan recommended 9-12-11; Status updated November 8, 2011)

**FORT WORTH PUBLIC ART
FY 2012 Work Plan / Status Report**

CD	PROJECT SUMMARY	LOCATION	ARTIST	FUNDING SOURCE	BUDGET	STATUS
COUNCIL DISTRICT 7						
7	Thomas Place Community Center (CID - FY 2009) - Kinetic sculpture referencing historic schoolhouse building	4237 Lafayette Avenue	David Hickman	Public Art Fund - Design	\$5,000.00	INSTALLATION - Pending easement agreement w/ FWISD.
				Public Art Fund - Commission	\$45,000.00	
				TOTAL	\$50,000.00	
7	Lake Como Park Master Plan - Approaches to commemorating the history of the community and future park infrastructure development; Conceptual design for a pilot project	Lake Como Park	Anitra Blayton	Public Art Fund - Master plan, conceptual design	\$25,000.00	MASTER PLAN Community presentation made on October 29, 2011. Completion anticipated Early 2012.
			Mel Ziegler	Public Art Fund - Master plan, conceptual design	\$25,000.00	
				TOTAL	\$50,000.00	
7	Lake Como Park - Pilot project based upon the Lake Como Park Master Plan	Lake Como Park	TBD	Public Art Fund - Final design and implementation	\$80,000.00	PENDING - Completion of Lake Como Park Master Plan.
				TOTAL	\$80,000.00	
7	Will Rogers Memorial Center Equestrian Multi-Purpose Facility - Mosaic murals on exterior facades	Harley Drive @ University Blvd	Mike Mandel	Certificates of Obligation - Conceptual Design.	\$35,320.00	FINAL DESIGN - Complete.
				Certificates of Obligation - Final Design / Implementation.	\$246,382.00	FABRICATION of mosaics 50% complete; Installation planned for Spring 2012.
				TOTAL	\$281,702.00	
7	Crestline Drive Area - Public art project TBD possibly in partnership with UNTHSC	Exact location TBD	TBD	Critical Capital Needs 2% - Design and implementation	\$155,858.00	PLANNING - Initial planning meetings with UNTHSC have been held.
				TOTAL	\$155,858.00	
7	Silver Creek Road - Public art project possibly involving White Settlement ISD art students	near Brewer High School	TBD	2008 CIP 2%- Design and implementation	\$100,000.00	PLANNING - Visioning meeting planned for Winter 2012
				TOTAL	\$100,000.00	
7	Avondale-Haslet - Public Art / design enhancements TBD	US 287 to BNSF Railroad	TBD	2008 CIP 2% - Design and implementation	\$200,000.00	PLANNING - Visioning meeting planned for Winter 2012
				TOTAL	\$200,000.00	
7	Old Decatur Road - Public art / design enhancements TBD	Bailey-Boswell to Boaz	TBD	2008 CIP 2% - Design and implementation	\$192,172.00	PLANNING - Visioning meeting planned for Winter 2012
				TOTAL	\$192,172.00	
7	Northwest Library - Public art to complement <i>Letters</i> art glass windows	Corner of Cromwell-Marine Creek and Crystal Lake Drive	Sandra Fiedorek	2004 CIP-2% (Proposition #3) - Design & implementation	\$11,320.00	NEW - Artist is considering additional elements for the library.
				TOTAL	\$11,320.00	

NOTE: Other projects included in the 2004 CIP, 2008 CIP Critical Capital Needs Public Art Plans may be addressed in FY2012. (FY 2012 Work Plan recommended 9-12-11; Status updated November 8, 2011)

**FORT WORTH PUBLIC ART
FY 2012 Work Plan / Status Report**

CD	PROJECT SUMMARY	LOCATION	ARTIST	FUNDING SOURCE	BUDGET	STATUS
COUNCIL DISTRICT 8						
8	Police Crime Lab (FY 2009 CID) - Public art / design enhancements TBD	3616 E. Lancaster Avenue	Tommy Fitzpatrick	Public Art Fund - Design	\$5,000.00	FINAL DESIGN - In progress. Artist will present concepts to steering committee 11-14-11.
				Public Art Fund - Implementation	\$45,000.00	
				TOTAL	\$50,000.00	
8	East Rosedale Street - Public art / design enhancements TBD (<i>see also Guinn School Plaza</i>)	I-35W to US287	TBD	2004 CIP - 2% (Proposition #1) - Design / Implementation	\$252,293.00	PENDING - Design charette to develop concepts for streetscape enhancements date TBD.
				Critical Capital Needs 2%	\$40,000.00	
				TOTAL	\$292,293.00	
8	Sargent Street - Sculptural street clock based on the Trout Lily	at East Lancaster Avenue near the T's transfer station.	Jack Mackie	2004 CIP - 2% (Proposition #1) - Design and implementation	\$45,000.00	FINAL DESIGN - Contract negotiation underway.
				TOTAL	\$45,000.00	
8	Fire Station #5 - Tile mosaic mural depicting history of FS #5 and historic neighborhood architecture	Evans Avenue between Irma & Magnolia	Oscar Alvarado	1) 2007 CO Sale - 2% (Design)	\$4,000.00	REDESIGN underway due to architectural changes. Artist to present design to stakeholder group in Dec 2011.
				2) Public Art Fund	\$2,000.00	
				3) 2008 CO Sale - 2%	\$60,000.00	
				TOTAL	\$66,000.00	
8	Guinn School Plaza - Commemoration of James E. Guinn and the site of the historic school	southwest corner of East Rosedale Street & I 35 W	Juan & Patricia Navarrete (Design Team Artists)	1) 2004 CIP - 2% (Proposition 1) - Master plan and conceptual design	\$10,000.00	MASTER PLAN Complete.
			Anita Knox, Tina McIntyre, Earline Green, Frank Frazier (benches)	2) 2004 CIP - 2% (Proposition 1) Final design and implementation	\$40,000.00	FINAL DESIGN - Contracts pending.
			Raymond Wade (vertical elements)	3) Public Art Fund - Implementation	\$50,000.00	CONCEPTUAL DESIGN - In progress.
				TOTAL	\$100,000.00	
8,9	Hemphill-Lamar Connector - Public Art that incorporates lighting to create inviting "gateways" from the north and south	between W. Lancaster and Vickery.	Corson Studios LLC	2004 CIP - 2% (Proposition 1) Design	\$29,500.00	FINAL DESIGN - Mockup presented to community stakeholders on 10-26-11. Final Design to FWAC 11-14-11 for approval.
				2004 CIP - 2% (Proposition 1) Implementation	\$203,680.00	
				TOTAL	\$233,180.00	

NOTE: Other projects included in the 2004 CIP, 2008 CIP Critical Capital Needs Public Art Plans may be addressed in FY2012. (FY 2012 Work Plan recommended 9-12-11; Status updated November 8, 2011)

**FORT WORTH PUBLIC ART
FY 2012 Work Plan / Status Report**

CD	PROJECT SUMMARY	LOCATION	ARTIST	FUNDING SOURCE	BUDGET	STATUS
COUNCIL DISTRICT 8 (Con't)						
8	Berry / Riverside Urban Village - Integral public art / design enhancements	Berry between Sycamore Creek and Yuma (at Riverside)	Montage 48/61 (Charlotte Lindsey and Larry Enge)	Public Art Fund - Design	\$5,000.00	FINAL DESIGN - FWAC presentation 11-14-11 for approval.
				Public Art Fund - Implementation	\$45,000.00	
				TOTAL	\$50,000.00	
8	Near East Side Urban Village - Permanent metal banners on light poles	East Lancaster between Kentucky and Pine	Michael Pavlovsky	Public Art Fund - Design	\$5,000.00	FINAL DESIGN - Complete.
				Public Art Fund - Implementation	\$45,000.00	COMMISSION CONTRACT PENDING - City awaiting TxDOT approval before proceeding with construction.
				TOTAL	\$50,000.00	
8	South Main Urban Village - Integral public art / design enhancements TBD	TBD	Benito Huerta	Public Art Fund - Design	\$5,000.00	PENDING - Design contract to be executed once the larger CIP project commences.
				Public Art Fund - Implementation	\$45,000.00	
				TOTAL	\$50,000.00	
8	Stone Road - Public Art to create identity and assist with wayfinding	Western border of Spinks Airport, between FM 1187 and Crowley	Peter Richards	Aviation Gas Well Revenue 2%	\$250,000.00	FINAL DESIGN CONTRACT PENDING FAA approval of funds.
				TOTAL	\$250,000.00	
8	Fire Station #42 - Public art / design enhancements TBD	on Stone Road in Sprinks Airport	Tierney Malone	Aviation Gas Well Revenue 2%	\$98,440.00	DESIGN Contract negotiation underway.
				TOTAL	\$98,440.00	
8	Hazel Harvey Peace Commemoration - Etched glass with photo imagery and text	Hazel Harvey Peace Center for Neighborhoods	Tina McIntire	Critical Capital Needs 2% - Design	\$2,575.00	DESIGN - Contract execution underway.
				Critical Capital Needs 2% - Implementation	\$16,194.00	
				TOTAL	\$18,769.00	
CD	PROJECT SUMMARY	LOCATION	ARTIST	FUNDING SOURCE	BUDGET	STATUS
COUNCIL DISTRICT 9						
9, 3	Chisholm Trail Parkway (SH 121T) - Public art celebrating the Trinity River					See "CD 3" (above)

NOTE: Other projects included in the 2004 CIP, 2008 CIP Critical Capital Needs Public Art Plans may be addressed in FY2012. (FY 2012 Work Plan recommended 9-12-11; Status updated November 8, 2011)

**FORT WORTH PUBLIC ART
FY 2012 Work Plan / Status Report**

CD	PROJECT SUMMARY	LOCATION	ARTIST	FUNDING SOURCE	BUDGET	STATUS
COUNCIL DISTRICT 9 (con't)						
9	West Rosedale Street - Streetscape design enhancements	Forest Park to Main Street	Juan & Patricia Navarrete	2004 CIP 2% (Prop #1) - Conceptual design 2004 CIP 2% (Prop #1) - Final Design and implementation Critical Capital Needs 2% - Implementation	\$ 18,000.00 \$114,297.00 \$20,000.00	CONCEPTUAL DESIGN - To be presented to community stakeholders
					TOTAL	\$152,297.00
9, 8	Hemphill-Lamar Connector - Public Art that incorporates lighting to create inviting "gateways" from the north and south					See "CD 8" (above)
9	Hemphill / Berry Urban Village - Integral / functional streetscape enhancements	Along Hemphill Street	Leticia Huerta	Public Art Fund - Design Public Art Fund - Implementation	\$5,000.00 \$45,000.00	DESIGN COMPLETE. ommencement of associated CIP project.
					TOTAL	\$50,000.00
9	6th Avenue - Sculptural element TBD	Near the intersection of Seminary in Rosemont Park	Art Garcia	2008 CIP 2% - Design and implementation	\$114,972.00	CONCEPTUAL DESIGN - Contract pending.
					TOTAL	\$114,972.00
9	Ryan Place - Public art / design enhancements for central traffic circle on Elizabeth Boulevard	near the intersection of Elizabeth Boulevard	Alice Bateman	2008 CIP 2% - Design and implementation	\$60,000.00	FINAL DESIGN to be presented to FWAC on 11-14-11.
					TOTAL	\$60,000.00
9, 2	Trinity River Vision Bridges Roundabout - Wind-activated vertical sculpture to slow traffic and enhance the pedestrian experience	Henderson and White Settlement (CD 9), North Main (CD 2)	Ned Kahn			See "Council Distrcit 2" (above).
9	Fairmount Park (CID - FY 2011) Public art project TBD	Fairmount Park	TBD	Public Art Fund - Design Public Art Fund - Implementation	\$5,000.00 \$45,000.00	PENDING - Community planning meeting scheduled for Jan 2012.
					TOTAL	\$50,000.00
9	Mural Project (Year 3) - A mural project to complement the City's efforts to curb graffiti	TBD	TBD	Public Art Fund	\$30,000.00	NEW - Project planning/site selection January 2012. Select artist and begin project by April 2012.
					TOTAL	\$30,000.00

NOTE: Other projects included in the 2004 CIP, 2008 CIP Critical Capital Needs Public Art Plans may be addressed in FY2012. (FY 2012 Work Plan recommended 9-12-11; Status updated November 8, 2011)

**FORT WORTH PUBLIC ART
FY 2012 Work Plan / Status Report**

CONSERVATION PROJECTS

CD	PROJECT SUMMARY	LOCATION	CONSULTANTS	FUNDING SOURCE	BUDGET	STATUS
CW	Annual Conservation Maintenance & Collection Management - Al Hayne, Avenue of Light, Bench, Birds and Flora of Texas, Birth of Love, Blue Lines, Bull, Celestial Jazz, Chickering, Chroma Refraction, Duty, Earth Fountain, Water Fountain, Friends for Life, Intimate Apparel & Pearl Earrings, John Justin & Baby Blue, John Peter Smith, Marie's Bench, Midnight, Molly, Our Heroes, Parking in Color, Peidmont, Prairie Wind, Quannah Parker, Riding into the Sunset, Rodeo Plaza, Save the Future, Solar Disc, Spirit of Woman, Spring Ballet, Stampede, First Bulldogger, to be alongside me, United We Stand, Zipper Mural	Various locations	Various	Conservation Fund - Maintenance (Transferred to General Fund)	\$50,800.00	NEW - Maintenance is planned for the artworks listed; however, unforeseen circumstances may result in adjustments to this list.
CW	WRMC Exhibition Barn Murals - Condition assessment and conservation recommendations	Will Rogers Memorial Complex	McKay Lodge Conservation Laboratory, Inc.	Conservation Fund - Capitol	\$18,870.00	IN PROGRESS - FWAC may recommend proceeding with stabilization and/or conservation treatment during FY 2012
CW	Intimate Apparel & Pearl Earrings - Ceiling hatch to improve access for annual inspections	Fort Worth Convention Center	TBD	Conservation Fund - Capitol	\$5,000.00	NEW
CW	Panther Fountain - Weir repairs to prevent damage to the fountain	Hyde Park	TBD	Conservation Fund - Capitol	\$4,000.00	NEW - Pending formal accessioning of the work into the FWPA Collection.
				Private Funds (Committed)	\$4,000.00	
				Estimated Total	\$8,000.00	
CW	Runnels - Replacement of damaged ceramic tiles	Garden Center Entrance, Fort Worth Botanic Garden	TBD	Conservation Fund - Capital	\$25,000.00	NEW
CW	Along the River - Reinstallation of granite elements	Heritage Park (TCC Campus temporary access road)	TBD	Conservation Fund - Capital	\$13,000.00	NEW

NOTE: Other projects included in the 2004 CIP, 2008 CIP Critical Capital Needs Public Art Plans may be addressed in FY2012. (FY 2012 Work Plan recommended 9-12-11; Status updated November 8, 2011)

**FORT WORTH PUBLIC ART
FY 2012 Work Plan / Status Report**

PROGRAM ADMINISTRATION

STATUS

<p>CW FWPA Master Plan Progress Report - Publication reviewing accomplishments of FWPA's first 10 years (2001 - 2010)</p>		<p>NEW - Project page layouts complete; Additional content being written.</p>
<p>CW FWPA 10th Anniversary Events - Exhibition, Lecture/Luncheon, and other events TBD</p>		<p>NEW - 10th Anniversary Luncheon held 11-3-11 with speaker Ed Uhlir of Millennium Park. FWPA Artists & the City exhibition held at AIA Fort Worth Center for Architecture Sept - Oct 2011. Other events being planned for Spring 2012.</p>
<p>CW Community ID: Public Art in Neighborhoods - Assessment of program; Public outreach for next round planned to commence in FY 2013</p>		<p>NEW - A group for Leadership Fort Worth 2012 class is working on an outreach project.</p>
<p>CW Potential Paddock Park Public Art Project - In partnership with DFWI participate in community visioning for a public artwork that commemorates the the founding of Fort Worth</p>	<p>Paddock Park (North of Tarrant County Courthouse)</p>	<p>NEW - Timeline to be determined by DFWI.</p>

NOTE: Other projects included in the 2004 CIP, 2008 CIP Critical Capital Needs Public Art Plans may be addressed in FY2012. (FY 2012 Work Plan recommended 9-12-11; Status updated November 8, 2011)

To the Mayor and Members of the City Council

November 15, 2011

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SUBJECT: November 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 November 9th. 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 September. 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 SEPTEMBER

CITY OF FORT WORTH

SEPTEMBER FY2011

\$10,554,454

DOLLAR VARIANCE

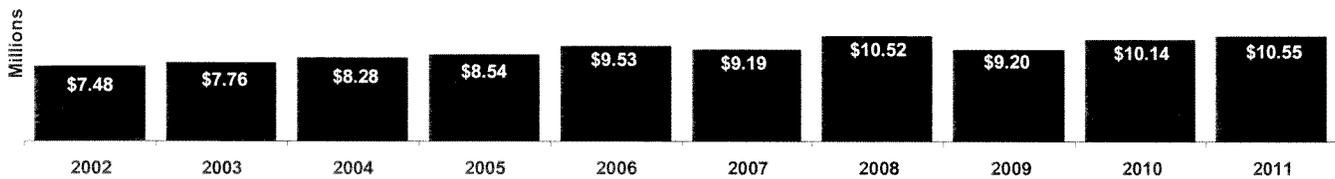
% VARIANCE

SEPTEMBER FY2010

\$10,139,875

\$414,579

4.09%

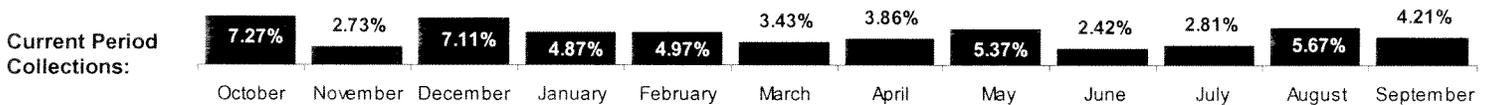


Note: City's net payment for sales tax collections was up \$414,579 or 4.09% compared to this month last year and is the highest net payment ever received for the month of September. Furthermore, The City experienced \$423,217 or 4.21% in positive growth when compared to last year's current period collections. This positive trend has continued in current period collections throughout the 2011 fiscal year and is illustrated in the bar chart below.

CITY OF FORT WORTH COLLECTION DETAIL

COLLECTION DETAIL FOR CITY SALES TAX

	SEPTEMBER 2010	SEPTEMBER 2011	CHANGE
Current Period Collections:	\$ 10,051,688	\$ 10,474,905	4.21%
Other Collections:	265,053	183,431	-30.79%
Audit Collections:	77,420	162,055	109.32%
Service Fee:	(207,883)	(216,408)	4.10%
Retainage:	(46,403)	(49,529)	6.74%
Net Payment	\$ 10,139,875	\$ 10,554,454	4.09%



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.

To the Mayor and Members of the City Council

November 15, 2011

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SUBJECT: November 2011 – Sales Tax Update

CITY OF FORT WORTH BUDGET COMPARISON - FY2011

	ADOPTED BUDGET	BUDGET RE-ESTIMATE	YR END VARIANCE	
CITY OF FORT WORTH	\$ 96,351,438	\$ 105,582,575	9.58%	▲
CRIME CONTROL AND PREVENTION DIST.	\$ 42,237,472	\$ 47,453,377	12.35%	▲
MASS TRANSIT AUTHORITY - THE "T"	\$ 45,552,000	\$ 49,788,083	9.30%	▲

Note: For the year, the City has collected **\$9,231,137** or 9.58% more than the FY2011 budget. This is consistent with projections throughout the year and reflects the continued growth in sales tax collections. Although the City finished the fiscal year strong with collections, Staff recommends maintaining a conservative forecast for FY2012 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	QTR 4	SEPT	YTD
WATAUGA	6.13%	0.35%	-0.18%	36.19%	4.94%	10.76%
BURLESON	14.02%	-1.11%	16.85%	13.78%	19.42%	11.11%
GRAPEVINE	13.59%	2.97%	12.10%	-0.54%	-4.05%	6.90%
EULESS	7.28%	6.60%	3.58%	9.07%	11.56%	6.61%
SOUTHLAKE	2.15%	8.05%	7.90%	7.35%	6.88%	6.19%
FORT WORTH	9.29%	0.90%	12.49%	0.29%	4.09%	5.65%
DALLAS	3.59%	4.69%	3.71%	10.09%	6.62%	5.50%
ARLINGTON	8.10%	0.47%	0.06%	9.92%	3.64%	4.64%
GRAND PRAIRIE	-6.73%	-2.74%	1.49%	21.11%	8.95%	3.44%
HURST	6.62%	2.82%	3.44%	4.56%	2.40%	4.47%
KELLER	2.81%	-2.37%	2.83%	2.78%	-5.74%	1.53%
NORTH RICHLAND HILLS	5.27%	-2.96%	-1.45%	-4.04%	-5.77%	-0.80%
BEDFORD	-0.61%	-7.89%	-7.12%	-3.98%	-3.85%	-4.94%
STATE TOTAL	8.26%	10.02%	9.55%	11.31%	11.76%	9.79%

Note: YTD collections for Fort Worth are up **5.65%** 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
City Manager

No Documents for this Section

A Resolution

NO. _____

CONCERNING THE NUMBER OF SINGLE-MEMBER CITY COUNCIL DISTRICTS

WHEREAS, the City Council of the City of Fort Worth is composed of representatives elected from eight single-member districts as required by the voters through the electorate's approval of the current home-rule charter; and

WHEREAS, between 2000 and 2010, the population of the City of Fort Worth increased by 202,374 residents (or thirty-eight and six-tenths percent), according to the 2010 U.S. Census; and

WHEREAS, the growth was not evenly distributed throughout the City; and

WHEREAS, it is necessary to redraw boundary lines for City Council districts to adjust for the growth and shifts in population among the districts in order to satisfy the One Person /One Vote mandate; and

WHEREAS, as established by Resolution 3998-06-2011, factors to be considered in drawing single-member district boundary lines include:

- establishing districts that are relatively equal in size;
- ensuring that geographically compact minority neighborhoods are not fragmented and that minority voters are not packed into districts so as to create liability under Section 2 of the Voting Rights Act;
- ensuring that the plan is narrowly tailored to avoid retrogression in the position of racial and language minorities in accordance with Section 5 of the Voting Rights Act to respect their ability to participate in the electoral process;
- maintaining compact and contiguous districts;
- dividing districts by easily identifiable geographic districts;
- recognizing neighborhoods and communities of interest;
- establishing districts that include areas located both inside Loop 820 and outside Loop 820;
- establishing districts composed of whole census blocks and whole voting precincts; and
- preserving the incumbent/constituent relationship; and



WHEREAS, maintaining eight single-member City Council districts will result in approximately 92,846 residents in each district; and

WHEREAS, the City Council finds that 92,846 residents per single-member district is a workable ratio between the City Council members and residents; and

WHEREAS, the City Council finds that eight City Council representatives provide for efficient governance and meet the criteria set forth in Resolution 3998-06-2011;

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

That the City of Fort Worth retain the current plan providing for eight single-member City Council districts and a Mayor elected at-large; and

That City staff is directed to commence preparations for Phase II of the redistricting process to draw a redistricting plan which complies with the United States Constitution, the Voting Rights Act, and all other relevant law, including *Shaw v. Reno* jurisprudence.

Adopted this 15th day of November, 2011.

Betsy Price, Mayor

APPROVED AS TO FORM AND LEGALITY

Sarah J. Fullenwider, City Attorney

ATTEST:

Marty Hendrix, City Secretary



No Documents for this Section

City of Fort Worth, Texas
Mayor and Council Communication

DATE: Tuesday, November 15, 2011

LOG NAME:

REFERENCE NO.: **OCS-1833

SUBJECT:

Notices of Claims for Alleged Damages and/or Injuries

RECOMMENDATION:

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

DISCUSSION:

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

The attached list is a summary of the notices of claims against the City of Fort Worth received in the City Secretary's Office as of 5:00 p.m., Wednesday, November 9, 2011.

Attachment

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)

CITY COUNCIL MEETING

Tuesday, November 15, 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
Frank Richards Jr.	10/26/2011	8/21/2011	2409 W Gambrell St	Bodily Injury	Fell into manhole.	TPW	Yes	Yes
Manuel Villegas	10/26/2011	8/1/2011	9165 Brook Hill Ln	Reimbursement	Seeking adjustment to water bill due to water main leak.	Water	No	No
Ernestine Jennings	10/27/2011	10/10/2011	2104 Ransom Terrace	Auto Damage	Auto damage due to road condition.	TPW	No	No
Leland Mundy	10/27/2011	10/15/2011	513 Oak Hollow Lane	Property Damage	Sewer backup.	Water	No	No
Carl Howard	10/27/2011	10/22/2011	651 Jennings Avenue	Property Damage	Vehicle damaged by police gear during chase.	Police	No	No
Tracie Stewart	10/27/2011	9/22/2011	2900 Block of West 7th	Auto Damage	Struck by City vehicle.	Police	Yes	No
Max G. Smith	10/27/2011	8/16/2011	5241 Carol Avenue	Property Damage	Tree fell causing damage to property.	PACS	No	No

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Patricia Clark	10/28/2011	9/28/2011	3300 blk Bright St.	Auto Damage	Auto damage from rebar in street.	TPW	No	No
Claudette Smith	10/28/2011	10/22/2011	4466 Burke Road	Property Damage	Door kicked in by Police doing wellness check.	Police	No	No
Allie Williams	10/28/2011	9/15/2011	3707 Kearney	Auto Damage	Keys left in car and City staff broke window when assisting citizen.	Fire	No	No
Freda Glover	10/31/2011	10/27/2011	MLK & Village Creek	Property Damage	Rearended by City vehicle.	Code	Yes	Yes
Frontier Paint Company	11/3/2011	10/27/2011	Camp Bowie Blvd & Clayton Rd E	Auto Damage	Fire truck hit side mirror.	Fire	No	No
Charles T. Moreland	11/4/2011	10/27/2011	Statler & Breezewood Dr	Auto Damage	Motorcycle slid on sand and mud debris in road.	Water	No	No
Fred Pollack	11/4/2011	10/27/2011	9000 Blk Normandale St	Auto Damage	Collision with City vehicle.	Police	No	No
Ruth Burgess	11/4/2011	9/26/2011	W Vickery & Rosedale	Auto Damage	Hit pothole and loose concrete in road.	TPW	Yes	No
Atmos Energy	11/7/2011	8/21/2011	5005 Reed St	Property Damage	Gas line cut by City workers.	Water	Yes	No

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Maury Walker	10/20/2011	5/15/2011	E Lancaster	Auto Damage	Object fell and hit vehicle while driving under track.	Unk	No	No
Neil Hunt	11/7/2011	10/28/2011	4500 Blk Altamesa & Kingswood	Auto Damage	Window from vehicle shattered from dirt and gravel from City vehicle.	Unk	Yes	No
Steven Emmons	11/7/2011	10/4/2011	WB service road to Hwy 183 @ Amon	Auto Damage	Drove over freshly sprayed surface, damaged vehicle.	TPW	No	No
Marshall Gardner	11/8/2011	11/7/2011	S. University & W Rosedale	Auto Damage	Construction sign fell over, damaged vehicle.	TPW	No	No
Sue Shrader	11/8/2011	10/29/2011	4324 Locke Ave	Reimbursement	Seeking reimbursement for plumbing repairs.	Water	Yes	No
Orlando Olgin	11/9/2011	10/10/2011	1301 E Northside Dr.	Property Damage	Vehicle damaged while impounded.	Police	Yes	No

PUBLIC HEARING:

SECOND PUBLIC HEARING FOR A PROPOSED CITY-INITIATED ANNEXATION OF APPROXIMATELY 749.5 ACRES OF LAND IN DENTON AND TARRANT COUNTIES, LOCATED NORTH OF WESTPORT PARKWAY AND EAST OF HERITAGE PARKWAY. (AX-11-013 NORTH I-35W ENCLAVE)

- a. Report of City Staff
- b. Citizen Comments

To the Mayor and Members of the City Council

November 15, 2011

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**SUBJECT: SERVICE PLAN PUBLIC HEARING FOR AX-11-013, LOCATED NORTH OF WESTPORT PARKWAY AND EAST OF HERITAGE PARKWAY (COUNCIL DISTRICT 2)**

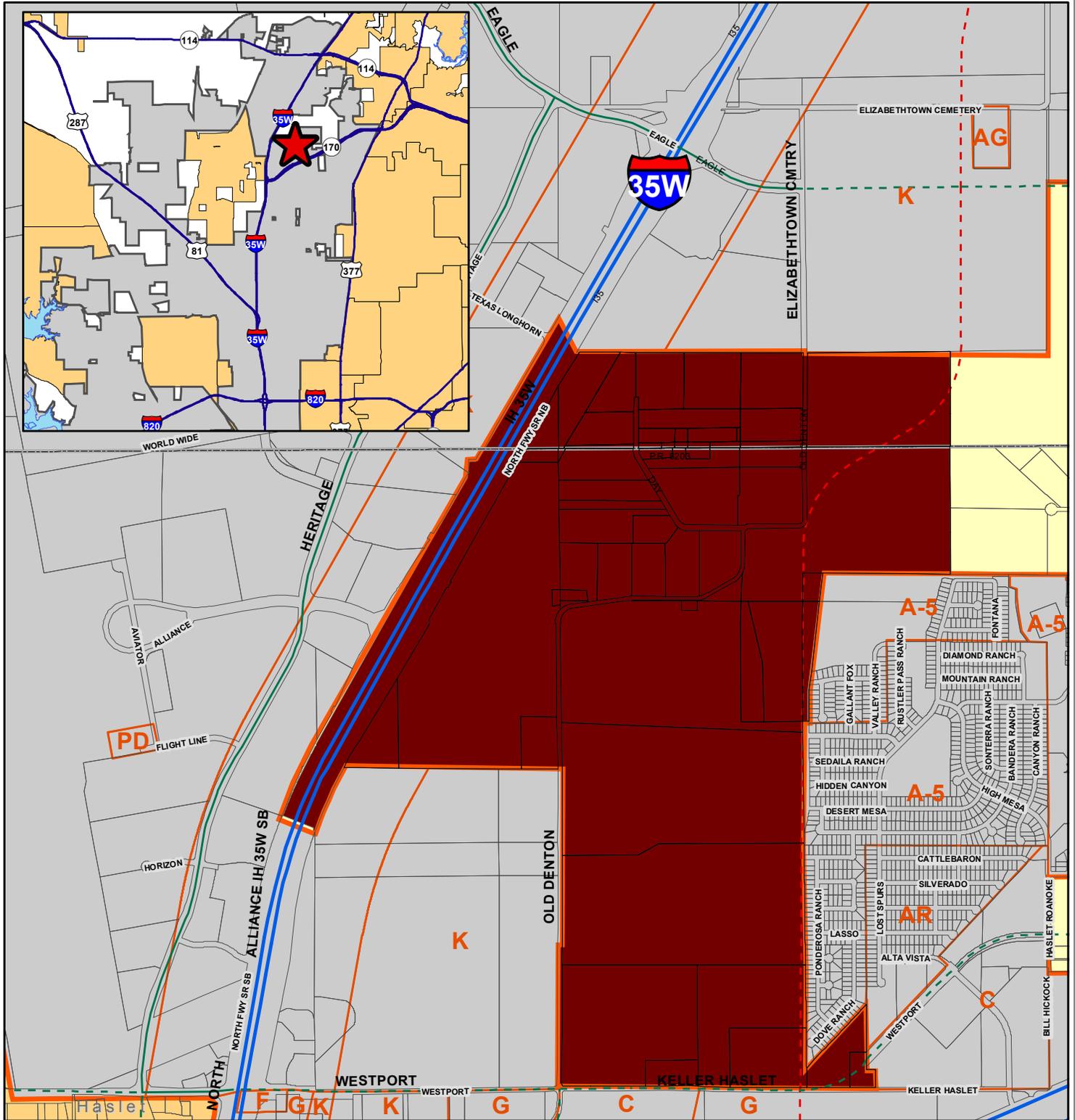
The 2011-2015 annexation program, adopted with the 2011 Comprehensive Plan, recommends this area be considered for full-purpose annexation in 2011 that would be an addition to Council District 2. The property under consideration for annexation as AX-11-013 is approximately 749.5 acres and currently is right-of-way for the North Freeway (I-35W), residential dwellings, industrial uses, gas well activity, and vacant land. No immediate additional development is anticipated. The zoning of the enclave is anticipated to have public hearings in November and December 2011.

The purpose of today's public hearing is to collect public comments on the city-initiated annexation service plan for the North Freeway Enclave (AX-11-013). The services that the annexation area will receive immediately upon annexation are: police, fire, and emergency medical services; garbage pick-up; library services; building inspection and code compliance; maintenance of existing public water and sewer lines; and public roadway maintenance. The only Council action necessary is to close the public hearing after receiving public input. Final annexation action will take place at the December 6 City Council meeting, which will contain an M&C to consider and institute adoption of this enclave in the Far North sector.

Project Case # AX-11-013

Exhibit A

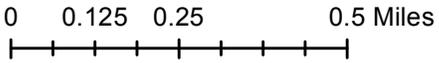
Addition of 749.5 Acres to become part of Council District 2



Legend

- Proposed Annexation Area
- Fort Worth City Limits
- Fort Worth ETJ
- Adjacent City

Proposed Process Schedule		Map References	
1st Public Hearing	11/01/11	Mapsc0	7M, 8E&F
2nd Public Hearing	11/15/11		8JKNS
Date of Institution	12/06/11		
Current Full-Purpose Incorporated Area		334.46 Square Miles	



FORT WORTH

Planning & Development Department
8/16/11 - BK

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CITY OF FORT WORTH, TEXAS
SERVICE PLAN FOR ANNEXED AREA

Property Subject to Plan: BEING 749.4 acres of land situated in the J. Evans Survey, Abstract Number 396; J. Evans Heirs Survey, Abstract 470; R. King Survey, Abstract 723; R. King Survey, Abstract 905; J. Matthews Survey, Abstract 1021; and the Z.D. Davis Survey, Abstract 1888; situated about 14.9 miles North 9 degrees East of the Courthouse in both Denton and Tarrant Counties, Texas.

Location and Acreage: Approximately 749.4 acres of land in Denton and Tarrant Counties, located north of Westport Parkway and east of Heritage Parkway.

Municipal services to the Annexation Area will be furnished by or on behalf of the City of Fort Worth, Texas, at the following levels and in accordance with the following service plan programs:

1. PROGRAM FOR SERVICES TO BE PROVIDED ON THE EFFECTIVE DATE OF THE ANNEXATION

The City will provide the following services in the Annexation Area on the effective date of the annexation, unless otherwise noted. As used in this plan, the term 'providing services' includes having services provided by any method or means by which the City may extend municipal services to any other area of the City, including the City's infrastructure extension policies and developer or property owner participation in accordance with applicable city ordinances.

A. Police Protection

The Fort Worth Police Department will provide protection and law enforcement services in the Annexation Area commencing on the effective date of annexation. The services will include:

- Normal patrols and responses to calls for service
- Handling of offense and incident reports
- Special units, such as traffic enforcement, criminal investigations, narcotics law enforcement, gang suppression, and crime response team deployment when required.

These services are provided on a citywide basis. The area will be combined with existing Police Reporting Areas O300. The area will be added to Beat N13 in Zone N1 in North Division.

B. Fire Protection

Fire protection services will be provided by existing personnel and equipment of the Fort Worth Fire Department. These services will be provided based upon available water, road and street conditions, and distances from existing fire stations. Services will be provided to the annexation area commencing on the effective date of the annexation. These services include:

- Basic Life Support (BLS) 1st responder emergency medical services;
- Fire suppression and rescue;
- Hazardous materials mitigation and regulation;
- Dive rescue;
- Technical rescue;
- Fire Safety Education;
- Aircraft/rescue/firefighting;
- Fire protection system plan review; and
- Inspections.

These services are provided on a citywide basis. All Fort Worth firefighters are certified by the Texas Commission on Fire Protection.

On the date of annexation, the first responding fire services will come from Fire Station 35, located at 2201 Flight Line Road. The second responding fire company will be from Fire Station 38 located at 13280 Park Vista Boulevard. The Fire Department estimates the response time to be 6.5 and 7.5 minutes, respectively.

C. Emergency Medical Services – Basic Life Support

Basic Life Support (BLS) emergency medical services by existing personnel and equipment of the Fort Worth Fire Department will be provided to the annexation area commencing on the effective date of the annexation. The Fort Worth Fire Department serves as the first responder on life threatening medical emergencies as a part of the MedStar system. All Fort Worth Fire Department personnel are certified as Emergency Medical Technician basic level or higher. All engines, trucks, and rescue units carry Automated External Defibrillators for use with victims who are in cardiac arrest.

Emergency Medical Services – Advanced Life Support

Advanced Life Support response provided by MedStar is greater than 9 minutes to the proposed annexation area with a potential of at least a 30-minute transport time to the nearest trauma center.

D. Solid Waste Collection

Solid waste collection shall be provided to the Annexation Area in accordance with existing City ordinances and policies commencing on the effective date of the annexation. For residential collections, private solid waste service providers under contract with the City will provide services. Residential customers using the services of a privately owned solid waste management service provider other than the City's contracted service provider may continue to use such services until the second anniversary of the annexation. Residential areas that are Private Communities where the real property and all infrastructure are owned and maintained by a property owners association representing the residents and home owners of that private development will need to enter in to a service agreement with the City in order to receive solid waste collection service in accordance with Chapter 12.5-821(f) of the city ordinance.

At the discretion of the customer, private service providers may provide solid waste collection services for businesses and multi-family dwelling complexes having three or more units. Private solid waste collection providers must have an active Grant of Privilege issued by the City of Fort Worth to provide service within the city limits.

E. Operation and Maintenance of Water and Wastewater Facilities

Currently, there are existing 8-, 10-, and 12-inch water mains water lines and 12-, 21- and 24-inch sewer lines located in or adjacent to the annexation area. Fort Worth will provide water and sewer service to the Annexation Area, at the developer's cost, in accordance with the "Installation Policy of Community Facilities".

F. Operation and Maintenance of Roads and Streets, Including Street Lighting

The following services will be provided in the Annexation Area commencing on the effective date of the annexation, unless otherwise noted.

These services include emergency pavement repair and repair maintenance of public streets on an as-needed basis. Preventive maintenance projects are prioritized on a region-wide basis and scheduled based on a variety of factors, including surface condition, ride ability, age, traffic volume, functional class, and available funding. Any necessary rehabilitation or reconstruction will be considered and prioritized by the City.

Streetlights installed on improved public streets shall be maintained by the City of Fort Worth in accordance with current City policies. Other street lighting shall not be maintained by the City of Fort Worth.

The City will also provide regulatory signage services in the Annexation Area. Traffic signal, stop, and all other regulatory studies are conducted in conjunction with growth of traffic volumes. All regulatory signs and signals are installed when warranted following an engineering study. Faded, vandalized, or missing signs are replaced as needed. "CALL BACK" service is provided 24 hours a day, 365 days a year for emergency sign repair.

G. Operation and Maintenance of Parks, Playgrounds and Swimming Pools

Residents of this property may utilize all existing parks and community service facilities throughout the City, beginning with the effective date of the annexation. Existing parks, playgrounds, swimming pools and other recreational and community facilities within the Annexation Area that are private facilities will be unaffected by the annexation.

Existing parks, playgrounds, swimming pools and other recreational and community facilities within this property shall, upon deeding to and acceptance by the City and appropriations for maintenance and operations, be operated by the City of Fort Worth, but not otherwise.

H. Operation and Maintenance of Any Other Publicly Owned Facility, Building or Service.

In the event the City acquires any other facilities, buildings or services necessary for municipal services located in the Annexation Area, the appropriate City department will provide maintenance services.

2. PROGRAM FOR PROVIDING ADDITIONAL SERVICES

In addition to the services identified above, the following services will be provided in the Annexation Area on the effective date of the annexation, unless otherwise noted:

- A. The residents of the Annexation Area will receive the following library services from the Fort Worth Library commencing on the effective date of the annexation.
 - Genealogy, Local History, and Archival Collections
 - Youth & Teen Services
 - Interlibrary Loan to borrow materials from collections of 10,000 libraries
 - Telephone, Mail, and E-mail Reference Services
 - Remote access to over 50 online databases
 - U. S., Texas, and City of Fort Worth documents
 - Free computer classes for the public
 - Large Print Books
- B. The City will provide general municipal administration and administrative services.
- C. The Annexation Area will be included in the Transportation and Public Works Department's Storm Water Utility service area. Properties in this area will be assessed a monthly fee based on the amount of impervious surface. The fees will cover the direct and indirect costs of storm water management services, including routine maintenance (at current citywide service levels) for all public drainage channels and for all public storm sewers within dedicated public drainage easements. The Storm Water Utility will also provide floodplain management and information regarding flood plains, as well as watershed development review and inspection.
- D. Enforcement of the City's code, consumer health, and animal care and control ordinances and regulations, that include but not limited to: high weeds and grass, trash and debris, solid waste, trash carts and illegal dumping, junked and abandoned vehicles, zoning, food, daycare, public pool and spa inspections, stray animals, cruelty and bite investigations. Complaints of ordinance or regulation violations within the area will be answered and investigated by existing personnel within the appropriate department beginning on the effective date of the annexation.
- E. The City's building, plumbing, mechanical, electrical, and all other construction codes will be enforced within the Annexation Area beginning with the effective date of the annexation.

- F. The City's zoning, subdivision, sign, manufactured housing, junk yard and other ordinances shall be enforced in the Annexation Area beginning on the effective date of the annexation.
- G. All inspection services furnished by the City of Fort Worth, but not mentioned above, will be provided to the Annexation Area beginning on the effective date of the annexation.

3. PROGRAM FOR PROVIDING FULL MUNICIPAL SERVICES WITHIN 2-½ YEARS

In addition to the services listed above, the City will provide full municipal services to the Annexation Area commensurate with the levels of services provided in other parts of the City except if differences in topography, land use, and population density constitute a sufficient basis for providing different levels of service, no later than two and one-half (2-½) years after the effective date of the annexation. If full municipal services cannot be reasonably provided within the aforementioned time period, the City will propose a schedule for providing said services within a period of four and one-half (4-½) years after the effective date of the annexation, and/or upon commencement of development of a subdivision within this property, whichever occurs later.

“Full municipal services” are services provided by the annexing municipality within its full-purpose boundaries, excluding gas or electrical service. The City shall provide the services by any of the methods by which it extends the services to any other area of the City.

4. CAPITAL IMPROVEMENTS PROGRAM

The developer will initiate acquisition or construction of capital improvements necessary for providing full municipal services adequate to serve the Annexation Area. Any such construction shall be substantially completed within two and one-half (2-½) years after the effective date of the annexation. If capital improvements necessary for providing full municipal services for the Annexation Area cannot be reasonably constructed within the aforementioned time period, the City will propose a schedule for providing said services within a period of four and one-half (4-½) years, and/or upon commencement of development of a subdivision within this property, whichever occurs later.

Acquisition or construction shall be accomplished by purchase, lease, or other contract. Any such construction shall be accomplished in a continuous process and shall be completed as soon as reasonably possible, consistent with generally accepted local engineering and architectural standards and practices.

- A. Police Protection. No capital improvements are necessary at this time to provide police protection to the Annexation Area. Need for construction of new facilities will be assessed periodically based on population growth, predicted growth and call volume.
- B. Fire Protection. Currently, Fire Station 35 has a 6.5 minute response time to the Annexation Area. Consideration should be given to constructing new stations and staffing new facilities prior to final decision to complete annexation.
- C. Solid Waste Collection. No capital improvements are necessary at this time to provide solid waste collection services to the Annexation Area.
- D. Water and Wastewater. Currently, existing 8-, 10-, and 12-inch water mains and existing 12-, 21- and 24-inch sewer lines located in or adjacent to the annexation area.
- E. Roads. Future capital improvements are required for the widening of Old Denton Road to a collector street, widening Westport Parkway from 2 lanes to a 4-lane divided arterial street, the reconstruction of Day Road as a local street, and the construction of future North Beach Street as a 6-lane divided arterial street.
- F. Storm Water Utility. No capital improvements are necessary at this time to provide drainage services.

- G. Street Lighting. New subdivisions in the Annexation Area are anticipated to install street lighting in accordance with the City's standard policies and procedures. In other cases, the City will consider installation of additional street lighting in the Annexation Area upon request, with priority given to street lighting for traffic safety. Provision of street lighting will be in accordance with the City's street lighting policies, and those of the providing utility.
- H. Parks, Playgrounds and Swimming Pools. Capital improvements such as parkland acquisition and development of facilities will be dictated by future land use of the area, goals established by the Park, Recreation and Open Space Master Plan and appropriation of resources. Should additional residential development occur, parkland dedication, neighborhood park development and neighborhood park infrastructure or payment in lieu thereof will be required in accordance with the Park Dedication Policy of the Subdivision Ordinance.
- I. Other Publicly Owned Facilities, Building or Services: Additional Services. In general, other City functions and services, and the additional services described above can be provided for the Annexation Area by using existing capital improvements. Additional capital improvements are not necessary to provide City services.

5. **IMPACT FEES**

Notwithstanding any other provision of this service plan, a landowner within the Annexation Area will not be required to fund capital improvements necessary to provide municipal services in a manner inconsistent with Chapter 395 of the Local Government Code governing impact fees, unless otherwise agreed to by the landowner.

No Documents for this Section

Zoning Docket items are linked on the Council Meeting Agenda.



FORT WORTH



S.M.A.R.T. Report

**Street Management And Road Traffic
Transportation and Public Works
November 10—November 24**



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 **November 2011**

Demolition Project

- 100 blk Throckmorton St and 100 blk Taylor St:
various lane and sidewalk closures through **mid to late November 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
- Burnett (from Belknap to Weatherford) dates and times TBD

St Patrick's Cathedral New Hall

- Throckmorton (from W 12th to W 13th) Parking Lane closures through **late Nov 2011**
- W 12th (from Throckmorton to Jennings) Parking Lane closures through **late Nov 2011**
- Texas (from W 13th to Jennings) Parking Lane closures through **late Nov 2011**
- W 13th (from Texas to Throckmorton) Parking lane closures through **late Nov 2011**

For detailed information on TxDOT closures:
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 November 10—November 24



Special Events

Festivals * Runs * Walks

CULTURAL DISTRICT

- **Pet Walk**
Nov 19 9am Trinity Park

Entrances to Park Closed for events

DOWNTOWN OUTDOOR EVENTS DISTRICT (DOED)

- **Annual Christmas Tree Display**
Nov 15—Jan 5 Sundance Square
Street Closure: Main Street between 3rd and 4th streets—24 hour Closure

- **A Wish With Wings Holiday Party**
Nov 21 11am Del Frisco's
Street Closure: Main St from 7th to 8th beginning at 10 am and ending at 3pm

NEAR SOUTHSIDE OUTDOOR EVENTS DISTRICT (NSOED)

STOCKYARDS OUTDOOR EVENTS DISTRICT (SOED)

WEST 7TH

Special Events *Continued...*

Festivals * Runs * Walks

OTHER

- **Turkey Trot**
Nov 24 7am Camp Bowie / Ridglea Area
Street Use: Westridge, Camp Bowie, Sunset, Lackland, Calmont

Parades

CULTURAL DISTRICT

DOWNTOWN OUTDOOR EVENTS DISTRICT

- **Veteran's Day Parade**
Nov 12 10:15 am to 1pm
Main Street from 3rd to 4th closed beginning at 6:30am
Route: LaGrave Field to N Main, N Main to Bluff, Bluff to Commerce, Commerce to 5th, 5th to Main, Main to Weatherford, Weatherford to Houston, Houston to N Main, N Main to NW 6th

- **Parade of Lights**
Nov 25 6pm
Street Closures: Belknap, Commerce, 6th, Houston, Weatherford, begin at 5:30pm and end at 8:30pm

NEAR SOUTHSIDE OUTDOOR EVENTS DISTRICT

STOCKYARDS OUTDOOR EVENTS DISTRICT

OTHER

- **Turner Elementary School Veteran's Day Parade**
Nov 11 8:30 am to 10am
Route: Azle Ave to Kearney to NW 26th to Robinson and end at school

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

New items printed in red.