



**SUMMARY OF MEETINGS AND ACTIVITIES
MONDAY, DECEMBER 5, 2011, THROUGH FRIDAY, DECEMBER 9, 2011**

MONDAY, DECEMBER 5, 2011

	<u>TIME</u>	<u>LOCATION</u>
Public Improvement District #1 Advisory Board	9:00 a.m.	Downtown Fort Worth, Inc. 777 Taylor Street, Suite 100 Conference Room
Pre-Building Standards Commission	9:30 a.m.	Pre-Council Chamber
Building Standards Commission	10:00 a.m.	Council Chamber

TUESDAY, DECEMBER 6, 2011

Legislative and Intergovernmental Affairs Committee	11:00 a.m.	Pre-Council Chamber
Local Development Corporation (LDC)	1:00 p.m.	Pre-Council Chamber
Housing and Economic Development Committee	Immediately following the LDC	Pre-Council Chamber
Pre-Council Meeting	3:00 p.m.	Pre-Council Chamber
City Council Meeting	7:00 p.m.	Council Chamber

WEDNESDAY, DECEMBER 7, 2011

Board of Adjustment – Commercial Work Session	9:00 a.m.	Pre-Council Chamber
Board of Adjustment – Commercial Public Hearing	10:00 a.m.	Council Chamber
Community Development Council, Special Called Meeting and Public Hearing	6:00 p.m.	Pre-Council Chamber

THURSDAY, DECEMBER 8, 2011

Fort Worth Water Department Wholesale Water and Wastewater Advisory Committee	2:30 p.m.	Fort Worth Botanic Gardens 3220 Botanic Garden Boulevard, Oak Hall
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This summary is compiled from data furnished to the Office of the City Secretary by 12:00 p.m. on December 1, 2011, and may not include all meetings to be conducted during the week of December 5, 2011, through December 9, 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, DECEMBER 5, 2011, THROUGH FRIDAY, DECEMBER 9, 2011**

THURSDAY, DECEMBER 8, 2011

(Continued)

Human Relations Commission
Movies That Matter A Human Rights
Film Series Reception

TIME LOCATION

6:30 p.m. Modern Art Museum of Fort Worth
3200 Darnell Street

Human Relations Commission
Movies That Matter A Human Rights
Film Series Film Presentation

7:00 p.m. Modern Art Museum of Fort Worth
3200 Darnell Street

FRIDAY, DECEMBER 9, 2011

No Meetings

This summary is compiled from data furnished to the Office of the City Secretary by 12:00 p.m. on December 1, 2011, and may not include all meetings to be conducted during the week of December 5, 2011, through December 9, 2011. It is a summary listing only. See individual agendas which are posted in compliance with the Texas Open Meetings Act for detailed information.

LEGISLATIVE AND INTERGOVERNMENTAL AFFAIRS COMMITTEE MEETING
TUESDAY, DECEMBER 6, 2011

11:00 A.M.

PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS

FORT WORTH LOCAL DEVELOPMENT CORPORATION
TUESDAY, DECEMBER 6, 2011

1:00 P.M.

PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS

HOUSING AND ECONOMIC DEVELOPMENT COMMITTEE MEETING
(IMMEDIATELY FOLLOWING THE LOCAL DEVELOPMENT CORPORATION MEETING)

TUESDAY, DECEMBER 6, 2011

PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS

PRE-COUNCIL MEETING
TUESDAY, DECEMBER 6, 2011

3:00 P.M.

PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS

1. Report of the City Manager - **Tom Higgins, City Manager**
 - a. Changes to the City Council Agenda
 - b. Upcoming and Recent Events
 - c. Organizational Updates and Employee Recognition(s)
 - d. Informal Reports
 - [IR 9451](#): Review of Tax Abatement for Property Located at 3432 E. Vickery Boulevard Within the Polytechnic/Wesleyan Neighborhood Empowerment Zone
 - [IR 9452](#): Proposed Shower Facility for City Hall Complex
 - [IR 9453](#): Amendments to the Retirement Ordinance
2. Questions Concerning Current Agenda Items - **City Council Members**
 - a. Overview on Significant Zoning Cases - **Dana Burghdoff, Planning and Development**
3. Responses to Items Continued from a Previous Week
 - a. [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) **(Continued from November 15, 2011 by Staff)**
 - b. [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)
(Recommended for Denial) (Continued from November 1, 2011 by Council Member Espino)

- c. [ZC-11-102](#) - Worthington National Bank, 13451 Trinity Boulevard; from: "C" Medium Density Multifamily to: "I" Light Industrial (COUNCIL DISTRICT 5)
(Recommended for Approval as Amended) (Continued from November 1, 2011 by Council Member Shingleton on behalf of Council Member Moss)
4. Library Master Plan: 20/20 Vision - **Gleniece Robinson and Deborah Duke, Library**
5. Quarterly Financial Update - **Horatio Porter, Budget and Doug Wiersig, Transportation and Public Works**
6. Briefing on Public Art Policies and Procedures - **Fernando Costa, City Manager's Office**
7. City Council Requests for Future Agenda Items and/or Reports
8. 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, December 06, 2011

Notice is hereby given that the City Council of the City of Fort Worth will hold a special meeting in the Pre-Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas, on Tuesday, December 6, 2011 to consider the items on the agenda listed below. The special meeting will be held immediately after the Pre-Council meeting that begins at 3:00 P.M. in the Pre-Council Chamber at City Hall and before the regular City Council meeting that begins at 7:00 P.M. in the Council Chamber at City Hall.

I. CALL TO ORDER

II. EXECUTIVE SESSION

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 and as authorized by Section 551.071 of the Texas Government Code:

- a. Catherine Davidson v. City of Fort Worth, Texas, Cause No. CV10-07-546;
- b. Legal Issues Related to the Filling of Vacancies on the City Council;
- c. Legal Issues Related to the Filing of Chapter 11 Bankruptcy by AMR Corp.; and
- d. Legal issues concerning any item listed on today's City Council meeting agendas.

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

3. Deliberate 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.

III. ADJOURN

**CITY COUNCIL AGENDA
FOR THE MEETING AT 7:00 P.M. TUESDAY, DECEMBER 06, 2011
CITY COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

- I. CALL TO ORDER**
- II. INVOCATION** - Dr. Michael Dean, Travis Avenue Baptist Church
- III. PLEDGE OF ALLEGIANCE**
- IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF REGULAR MEETING OF NOVEMBER 15, 2011 AND SPECIAL MEETING OF NOVEMBER 16, 2011**
- V. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA**
- VI. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF**
- VII. CONSENT AGENDA**
 1. 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-17452](#) - Adopt Supplemental Appropriation Ordinance Increasing Appropriations in the General Fund by \$92,168.00 and Decreasing the Unaudited, Unreserved, Undesignated Fund Balance by the Same Amount, and Authorize Payment of \$92,168.00 to Tarrant County for Publication Fees Related to Delinquent Tax Collections (ALL COUNCIL DISTRICTS)
 2. [M&C G-17453](#) - Approve Findings of the Vehicle for Hire Review Board Regarding Renewal Application of City Shuttle, LLC, to Operate Fifty Shuttles Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
 3. [M&C G-17454](#) - Approve Findings of Ground Transportation Coordinator Regarding Renewal Application of Vantage Way, Inc., d/b/a Smith Limousine, to Operate Six Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
 4. [M&C G-17455](#) - Authorize Acceptance of a Monetary Donation from Trinity Baptist Temple in the Amount of \$100.00 to the Police Department and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
 5. [M&C G-17456](#) - Adopt Resolution Establishing Minimum Training Requirements, Ethics Standards, and Educational Standards for Municipal Court Juvenile Case Managers Within the Municipal Court Services Department (ALL COUNCIL DISTRICTS)
 6. [M&C G-17457](#) - Authorize Execution of a Construction Contract with Golf Works, Inc., in the Amount of \$508,289.89 for the Construction of a Six Hole Practice Course at Rockwood Golf Course and Adopt Appropriation Ordinance (COUNCIL

DISTRICT 2)

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

1. [M&C P-11326](#) - Authorize the Purchase of Refurbishing Services for Property and Evidence Shelving from Southwest Solutions Group Using a Texas Multiple Award Schedule Contract for the Police Department for an Amount of \$52,074.85 Using Federal Awarded Assets Funds (ALL COUNCIL DISTRICTS)
2. [M&C P-11327](#) - Authorize Purchase Agreement for Broadband Access Services and Hardware with Cellco Partnership d/b/a Verizon Wireless, Using a General Services Administration Contract for the Information Technology Solutions Department in the Amount Not to Exceed \$450,000.00 for the First Year (ALL COUNCIL DISTRICTS)
3. [M&C P-11328](#) - Authorize an Amendment to the Purchase Agreement with SecureWorks, Inc., for Network Security Services Through a General Services Administration Contract for the Information Technology Solutions Department Increasing the Amount by \$190,717.00 for a Total Amount Up to \$265,000.00 (ALL COUNCIL DISTRICTS)

C. Land - Consent Items

1. [M&C L-15286](#) - Authorize Amendment to City Secretary Contract No. 35571 to Extend the Purchase Agreement to Sell City-Owned Property in the Evans and Rosedale Project Area to Cypress Equities I, LP (COUNCIL DISTRICT 8)
2. [M&C L-15287](#) - Authorize Acquisition of a Fee Simple Interest in 0.5290 Acres for Right-of-Way and an Easement Interest in 0.042 Acres for Two Permanent Slope Easements for the Avondale Haslet Road Improvements Project, Near the Burlington Northern Santa Fe Railroad Intersection, from Vista Crossroads I, Ltd., for \$99,300.00 and Pay the Estimated Closing Costs of \$5,000.00 for a Total Amount of \$104,300.00 (COUNCIL DISTRICT 7)
3. [M&C L-15288](#) - Authorize Acceptance of a Dedication Deed from Hillwood Monterra, LP, at No Cost to the City of Fort Worth for 2.540 Acres of Land in the William McCowen Survey, to Construct Monterra Boulevard West of Old Denton Road (COUNCIL DISTRICT 2)
4. [M&C L-15289](#) - Accept Dedication of Approximately 2.606 Acres of Parkland from Heritage Park Vista Housing Partners, Ltd., in Accordance with the Neighborhood and Community Park Dedication Policy for Coventry Hills Park (COUNCIL DISTRICT 2)
5. [M&C L-15290](#) - Accept Dedication of Approximately 25.7 Acres of Parkland and Facility Improvements from D.R. Horton-Texas, Ltd., for Tehama Ridge Park, 3.181 Acres and Tehama Trails Park, 22.51 Acres (COUNCIL DISTRICT 2)
6. [M&C L-15291](#) - Accept Dedication of Approximately 10.257 Acres of Parkland and Facility Improvements from MDC-The Trails Limited Partnership for Trails of Fossil Creek Park

D. Planning & Zoning - Consent Items - None

E. Award of Contract - Consent Items

1. [M&C C-25306](#) - Authorize Execution of an Amendment to Community Facilities Agreement, City Secretary Contract No. 42183, with Lancaster Properties LLC, and Authorizing City Participation in an Amount Not to Exceed \$26,170.59 for Construction of Twelve-Inch Sewer Main to Serve The Lancaster Apartments (COUNCIL DISTRICT 9)
2. [M&C C-25307](#) - Authorize Execution of an Agreement with Kimley-Horn & Associates, Inc., in the Amount of \$66,000.00 for Engineering Services to Design the Garden Acres Bridge Phase I Improvements (COUNCIL DISTRICTS 6 and 8)
3. [M&C C-25308](#) - Authorize Execution of Change Order Nos. 9 through 12 by the Texas Department of Transportation Resulting in an Increased Contract Cost of \$93,103.60 for the Ongoing Construction of Golden Triangle Boulevard from Interstate Highway 35W to United States Highway 377 for a Total Contract Amount of \$18,724,772.46 (COUNCIL DISTRICT 2)
4. [M&C C-25309](#) - Authorize Acceptance of a Monetary Donation in the Amount of \$2,000.00 from Downtown Fort Worth Initiatives, Inc., Authorize an Addendum to a Contract with Unified Fine Art Services, L.L.C., in an Amount Not to Exceed \$20,000.00 to Remove Artwork from General Worth Square and Authorize a Sole-Source Agreement with Artist Cameron Schoepp for \$77,774.00 to Acquire, Store and Install Artwork at the Fort Worth Community Art Center Located at 1300 Gendy Street and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
5. [M&C C-25310](#) - Authorize Execution of Amendment No. 5 in the Amount of \$113,128.00 to City Secretary Contract No. 34801, an Engineering Services Agreement with Teague Nall and Perkins, Inc., for the Design of Keller-Hicks Road from Seven Hundred and Fifty Feet West of Ridgeview Street to Park Vista Boulevard and North Beach Street from Golden Triangle to Keller-Hicks Road, for a Total Contract Amount of \$1,129,566.00 (COUNCIL DISTRICT 2)
6. [M&C C-25311](#) - Authorize Execution of Amendment No. 3 in the Amount of \$216,662.00 to City Secretary Contract No. 34445, an Engineering Services Agreement with Freese & Nichols, Inc., for the Design of Precinct Line Road from Hurst Boulevard, State Highway 10, to Concho Trail for a Total Contract Amount of \$1,109,538.00(COUNCIL DISTRICTS 4 and 5)
7. [M&C C-25312](#) - Authorize Execution of an Agreement with HDR Engineering, Inc., in the Amount of \$320,556.00 for the Tony's Creek Open Channel Study (COUNCIL DISTRICT 2)
8. [M&C C-25313](#) - Authorize Execution of a Contract with Johnson Controls, Inc., in the Amount of \$156,315.00 Plus \$23,447.25 in

Contingency for the Fort Worth Convention Center Pump Gallery Revisions and Test Ports and Adopt Supplemental Appropriation Ordinance (COUNCIL DISTRICT 9)

9. [M&C C-25314](#) - Authorize Execution of a Construction Contract with Tegrity Contractors, Inc., in an Amount Up to \$179,950.00 to Renovate the Police Auto Pound Facility (COUNCIL DISTRICTS 2 and 8)
10. [M&C C-25315](#) - Authorize Execution of a Contract with Alliance for Children, Inc., for Fiscal Year 2012 Community-Based Program Funding from the Crime Control and Prevention District Fund in the Amount of \$12,576.00 to Operate Protecting Children from Sexual Abuse: It's the Adult Thing to Do Program (ALL COUNCIL DISTRICTS)
11. [M&C C-25316](#) - Authorize Execution of a Contract with CASA of Tarrant County, Inc., for Fiscal Year 2012 Community-Based Program Funding from the Crime Control and Prevention District Fund in the Amount of \$10,000.00 to Operate a Supervising and Mentoring Court-Appointed Volunteers Who Advocate for Abused and Neglected Children Program (ALL COUNCIL DISTRICTS)
12. [M&C C-25317](#) - Authorize Execution of a Contract with Cassata High School for the Fiscal Year 2012 Community-Based Program Funding from the Crime Control and Prevention District Fund in the Amount of \$20,000.00 to Operate a Remedial Literacy and Math Program (ALL COUNCIL DISTRICTS)
13. [M&C C-25318](#) - Authorize Execution of a Contract with Lena Pope Home, Inc., for Fiscal Year 2012 Community-Based Program Funding from the Crime Control and Prevention District Fund in the Amount of \$50,000.00 to Operate a First Offender Program (ALL COUNCIL DISTRICTS)
14. [M&C C-25319](#) - Authorize Execution of a Contract with NewDay Services for Children and Families for the Fiscal Year 2012 Community-Based Program Funding from the Crime Control and Prevention District Fund in the Amount of \$40,594.00 to Operate a Character Counts! Program for Juveniles in the Tarrant County Juvenile Detention Center (ALL COUNCIL DISTRICTS)
15. [M&C C-25320](#) - Authorize Execution of a Contract with Santa Fe Youth Services for Fiscal Year 2012 Community-Based Program Funding from the Crime Control and Prevention District Fund in the Amount of \$38,782.00 to Operate a Second Step Violence Prevention Program (ALL COUNCIL DISTRICTS)
16. [M&C C-25321](#) - Authorize Execution of a Contract with the Women's Center of Tarrant County for Fiscal Year 2012 Community-Based Program Funding from the Crime Control and Prevention District Fund in the Amount of \$25,569.00 to Operate a Free Counseling Program for Children Victimized by Violent Crimes (ALL COUNCIL DISTRICTS)
17. [M&C C-25322](#) - Adopt Resolution Authorizing the Increase of \$200,000.00 in the Maximum Amount to be Paid to S.G. Johndroe, III

and the Law Firm Cantey Hanger, LLP, as Outside Counsel in the Alliance Airport Runway Extension Project to an Amount Not to Exceed \$300,000.00 (COUNCIL DISTRICT 2)

18. [M&C C-25323](#) - Authorize Execution of a Utility Adjustment Agreement with Southwestern Bell Telephone Company d/b/a AT&T Texas in the Amount of \$151,050.87 for Relocation of a SAI and Cable at Blue Mound Road and Re-Route of Power Required for VRAD Equipment as Part of the Runway Extension Project at Fort Worth Alliance Airport (COUNCIL DISTRICT 2)
19. [M&C C-25324](#) - Authorize Execution of a Contract with McMahon Contracting, L.P., in the Amount of \$551,763.30 for Storm Drain Improvements Near Lincoln Avenue at Fort Worth Meacham International Airport, Authorize Contingency, Construction Management and Inspection Services for Transportation and Public Works Department in the Amount of \$99,106.92 and Adopt Appropriation Ordinance (COUNCIL DISTRICT 2)
20. [M&C C-25325](#) - Authorize Execution of an Engineering Agreement with Dunaway Associates, L.P., in the Amount of \$192,739.00 for Water and Sanitary Sewer Replacement Contract 2009, STM-O on Bellaire Drive, Cantey Street, Stadium Drive and South University Drive, Authorize Transfer of \$202,739.00 from Water and Sewer Operating Fund in Amounts of \$169,828.00 to Water Capital Projects Fund and \$32,911.00 to Sewer Capital Projects Fund and Adopt Appropriation Ordinance (COUNCIL DISTRICT 9)
21. [M&C C-25326](#) - Authorize Amending Community Facilities Agreement to City Secretary Contract No.41954, with Fort Worth Country Day School to Add City Participation for Engineering Design and Pressure Reducing Valve Installations and Related Costs in an Amount of \$85,490.65 and Authorizing City Participation in an Amount Not to Exceed \$335,485.75 to Serve Fort Worth Country Day School a Development Located in Fort Worth (COUNCIL DISTRICT 3)
22. [M&C C-25327](#) - Authorize Execution of Three Agreements with IBM, Inc., in an Amount of \$607,077.83 for Software Licenses and Annual Maintenance for Maximo, Maintenance Management System and Related Software Using the Department of Information Resources Contract SDD-633 for the Water Department (ALL COUNCIL DISTRICTS)
23. [M&C C-25328](#) - Authorize Execution of an Interlocal Agreement with the City of Euless for a Permanent Sanitary Sewer Line Easement and a Temporary Construction Easement to Serve the TexStar Cove Addition Development Located in Fort Worth (COUNCIL DISTRICT 5)
24. [M&C C-25329](#) - Authorize Execution of a Contract and Grant with Texas Department of Housing and Community Affairs for 2012 Comprehensive Energy Assistance Program Up to a Total of \$10,000,000.00 Through December 31, 2012, Authorize Interfund Loan, Apply Indirect Costs and Adopt

Appropriation Ordinance (ALL COUNCIL DISTRICTS)

25. [M&C C-25330](#) - Authorize Execution of a Work Order in the Amount of \$110,000.00 with Job Order Contractor Yeargan Construction Company - The Mark IV Construction Group for Maintenance Improvements to the Existing Pool at Marine Park (COUNCIL DISTRICT 2)
26. [M&C C-25331](#) - Authorize Execution of a Construction Contract with Jackson Drilling Services, LP, in the Amount of \$296,200.00 for the Meadowbrook Golf Course Irrigation Water Well Installation Project and Adopt Appropriation Ordinance (COUNCIL DISTRICT 4)

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. OCS - 1834 - Notice of Claims for Alleged Damages and/or Injuries

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. Presentation of The Salvation Army Red Kettle Kick Off

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

XIII. RESOLUTION

1. A Resolution of the City Council of the City of Fort Worth, Texas, Changing and Canceling Various Regularly Scheduled City Council Meetings for the Months of January 2012 through January 1, 2013
2. A Resolution of the City Council of the City of Fort Worth, Texas, Casting the City of Fort Worth's 645 Allotted Votes for Candidate Joe Potthoff to the Board of the Tarrant County Appraisal District
3. A Resolution of the City Council of the City of Fort Worth, Texas, Casting the City of Fort Worth's 35 Allotted Votes for Candidate Mark D. Chambers, Jr. to the Board of the Denton County Appraisal District
4. A Resolution of the City Council of the City of Fort Worth, Texas, Casting the City of Fort Worth's 2 Allotted Votes for Candidate Randy Moss to the Board of the Wise County Appraisal District

XIV. ZONING HEARING

1. [ZC-11-044](#) - **(CD 2)** - 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)**
2. [ZC-11-074A](#) - **(CD 8)** - City of Fort Worth Planning & Development, 2201 Cobb Drive; from: "B" Two-Family to: "A-5" One-Family **(Recommended for Approval)**
3. [ZC-11-098](#) - **(CD 4)** - Two-Ponds, Inc., 7429 Randol Mill Road; from: "PD-707" Planned Development/Specific Use for clothing/wearing apparel sales, new;

recreational vehicle park for events only; restaurant, cafeteria, cafe, stable, commercial, riding, boarding or rodeo arena; saddle or harness repair or sales, feed store, no processing/milling; one dwelling unit when part of a business. To be developed under the "E" Neighborhood Commercial development standards, site plan required to: Amend "PD-707" to Planned Development/Specific use for gas line compressor station only, site plan included. **(Recommended for Denial)**

4. [ZC-11-101](#) - **(CD 2)** - Victor Lopez, 3602 North Grove Street; from: "K" Heavy Industrial to: "PD/K" Planned Development for all uses in "K" Heavy Industrial plus glass recycling, site plan included. **(Recommended for Approval)**
5. [ZC-11-102](#) - **(CD 5)** - Worthington National Bank, 13451 Trinity Boulevard; from: "C" Medium Density Multifamily to: "I" Light Industrial **(Recommended for Approval as Amended) (Continued from a Previous Meeting)**
6. [ZC-11-113](#) - **(CD 5)** - Mary Tran Quach, 4121 Mansfield Highway; from: "E" Neighborhood Commercial to: "FR" General Commercial Restricted **(Recommended for Denial)**
7. [ZC-11-115](#) - **(CD 5)** - House Anderson Properties, Ltd., 3528, 3532 and 3536 House Anderson Road; from: "AG" Agricultural and "K" Heavy Industrial to: "PD/SU" Planned Development for metal casting only to be developed to "K" Heavy Industrial development standards, site plan waiver recommended. **(Recommended for Approval as Amended to PD/SU for metal casting only developed to K standards.)**
8. [ZC-11-116](#) - **(CD 2)** - City of Fort Worth Planning & Development Department, Generally bounded by the North Freeway (I-35W), Westport Parkway, Lost Spurs Road, Texas Longhorn Trail; from: Unzoned to: "A-43" One-Family and "I" Light Industrial **(Recommended for Approval as Amended and Deny without Prejudice 3125 & 3135 Keller Haslet)**
9. [ZC-11-117](#) - **(CD 8)** - Fat Tiger Investments, LLC., 656 May Street; from: "NS-T4N/DD" Near Southside T4 Neighborhood District/Demolition Delay to: "NS-T4N/HC" Near Southside T4 Neighborhood District/Historic & Cultural Overlay **(Recommended for Approval)**

XV. REPORT OF THE CITY MANAGER

XVI. PRESENTATIONS BY THE CITY SECRETARY - NON-CONSENT ITEMS

A. Benefit Hearing - None

B. General

1. [M&C G-17458](#) - Authorize the Transfer of \$5,000,000.00 from the Crime Control and Prevention District to the Information Systems Capital Projects Fund for the Purpose of Upgrading the City's Public Safety Radio Communications System and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
2. [M&C G-17459](#) - Adopt Resolution Readopting the Relocation Incentives Policy for Businesses Displaced by Major Infrastructure Projects in the City (ALL COUNCIL DISTRICTS)
3. [M&C G-17460](#) - Adopt Ordinance Amending Chapter 7 Buildings of the City Code to Add Additional Registration, Inspection and Enforcement Requirements for Multifamily Properties with Three or More Units (ALL COUNCIL DISTRICTS)
4. [M&C G-17461](#) - Authorize Execution of Memorandum of Understanding

with Cities and Counties in the North Central Texas Council of Governments who Wish to Participate in Registering Residents with Disabilities in the Special Needs Assistance Program (ALL COUNCIL DISTRICTS)

5. [M&C G-17462](#) - Authorize the Use of \$237,958.74 in Tree Removal Fee Revenue, \$100,000.00 in Parks Royalty Revenue and Donations of \$100,000.00 from Chesapeake Energy Corporation and \$1,157.50 from Urban Renewal, to Fund the Community Tree Planting Program and Adopt Appropriation Ordinances (ALL COUNCIL DISTRICTS)
6. [M&C G-17463](#) - Authorize Acceptance of a \$15,000.00 Grant from Mayfest, Inc., for Park Improvements at Trinity Park and Adopt Appropriation Ordinance (COUNCIL DISTRICT 9)

C. Purchase of Equipment, Materials, and Services

1. [M&C P-11329](#) - Authorize Execution of a Contract with Parkeon, Inc., for Pay and Display Stations for the Transportation and Public Works Department for a Combined Amount of \$882,330.00 for the Initial Term (ALL COUNCIL DISTRICTS)

D. Land

1. [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) **(Continued from a Previous Meeting)**
2. [M&C L-15292](#) - Authorize Acceptance of Lease Agreement with Chesapeake Exploration, LLC, in the Amount of \$146,100.00 for Natural Gas Drilling Under 29.22 Acres, More or Less, of City-Owned Properties Known as Sylvania Park Located at 3700 East Belknap Street (COUNCIL DISTRICT 4)
3. [M&C L-15293](#) - Authorize Execution of a Storm Water Facility Maintenance Agreement with Barnett Gathering, LP, on Property Located on 1.631 Acres of Land on the 7800 Block of Wichita Street North of Alta Mesa Boulevard, Lots 1 and 2, Block 1 Night Train Compressor Site at No Expense to the City (COUNCIL DISTRICT 8)

E. Planning & Zoning

1. [M&C PZ-2962](#) - Consider Institution of the Annexation and Adoption of an Ordinance for the City-Initiated Annexation of Approximately 251.0 Acres of Land in both Denton and Tarrant County, Texas, Located Generally East of Heritage Parkway and North of Westport Parkway (COUNCIL DISTRICT 2)

F. Award of Contract

1. [M&C C-25332](#) - Authorize Execution of Development Agreements in Lieu of Annexation with Multiple Property Owners for Certain Property Located Generally East of Heritage Parkway and

North of Westport Parkway (COUNCIL DISTRICT 2)

2. [M&C C-25333](#) - Authorize Acceptance of an Additional \$1,175,000.00 in Pass Through Financing Grant Funds Awarded from Texas Department of Transportation and Authorize Amendment No. 2 in the Amount of \$995,751.00 to City Secretary Contract No. 39644 with Freese and Nichols, Inc., as Part of the Trinity River Vision Central City Project for Evaluation and Final Design of Bridges at Henderson Street, North Main Street and White Settlement (COUNCIL DISTRICTS 2 and 9)
3. [M&C C-25334](#) - Authorize Execution of a Construction Contract with Prime Construction Company in the Amount of \$709,000.00 Plus \$140,000.00 in Contingency for the Interior Renovation of the Guinn Elementary School and Adopt Appropriation Ordinance (COUNCIL DISTRICT 8)
4. [M&C C-25335](#) - Authorize Execution of a Contract with Tri-Tech Construction, Inc., in the Amount of \$2,230,535.80 for the Grassland Court Extended Drainage Improvements (COUNCIL DISTRICT 7)
5. [M&C C-25336](#) - Authorize Execution of an Agreement with the North Fort Worth Business Association Inc., d/b/a Stockyards Business Association for Management of the City's Vertical Street Banner Program on North Main Street from NW 23rd Street to NW 28th Street and Exchange Avenue from Clinton Avenue to Packers Avenue and Waive a Banner Policy Requirement of City Council Committee Recommendation (COUNCIL DISTRICT 2)
6. [M&C C-25337](#) - Authorize Transfer of \$489,778.00 from the Specially Funded Capital Project Fund to the General Fund for Management of the Fort Worth Public Art Program and Maintenance of the Public Art Collection, Authorize the Execution of a Professional Management Services Agreement with the Arts Council of Fort Worth and Tarrant County, Inc., in the Amount of \$438,978.00 for Fiscal Year 2012 Management of the Public Art Program and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
7. [M&C C-25338](#) - Authorize Execution of an Agreement with the Safe City Commission, Inc., for \$300,000.00 to Operate One Safe Place as a Family Justice Center for Tarrant County (ALL COUNCIL DISTRICTS)
8. [M&C C-25339](#) - Authorize Execution of Change Order No.1 to City Secretary Contract No. 41592 in the Amount of \$1,660,195.70 for a Total Contract Amount of \$9,039,540.70 with Ark Contracting Services LLC, for the Modifications to Bar Screen Building 3 and Junction Box Rehabilitation at Village Creek Water Reclamation Facility (ALL COUNCIL DISTRICTS)
9. [M&C C-25340](#) - Conduct a Public Hearing and Ratify Application for and Authorize Acceptance of a \$697,332.00 Grant from the Fiscal Year 2011 Edward Byrne Memorial Justice Assistance Grant Formula Program from the United States

Department of Justice, Office of Justice Programs and Bureau of Justice Assistance, Authorize Execution of Grant Agreement and Related Memoranda of Understanding with Tarrant County and Cities Located in Tarrant County, Authorize Use of Anticipated Interest in the Amount of \$10,000.00 and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)

(PUBLIC HEARING)

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

XVII. PUBLIC HEARING

- 1. First Public Hearing for a Proposed City-Initiated Annexation of Approximately 12.3 Acres of Land in Tarrant County, Located North of Team Ranch Road and West of West Loop 820 South (AX-12-001 Montserrat Commercial)
 - a. Report of City Staff
 - b. Citizen Comments

XVIII. CITIZEN PRESENTATIONS

XIX. EXECUTIVE SESSION (PRE-COUNCIL CHAMBER)

XX. 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.



CITY COUNCIL
Legislative and Intergovernmental Affairs Committee
Agenda

Tuesday, December 6, 2011
11:00 a.m.
Pre-Council Chambers
1000 Throckmorton Street
Fort Worth, Texas

Councilmember Danny Scarth, Chair
Councilmember Dennis Shingleton, Vice Chair

Mayor Pro Tem Zim Zimmerman
Councilmember Frank Moss

Shirley Little, Manager, Government Relations
TJ Patterson, Manager, Legislative Affairs
Maleshia Farmer, Sr. Assistant City Attorney
Keome Rowe, Legislative Aide

I CALL TO ORDER

II APPROVAL OF MINUTES FROM OCTOBER 18, 2011

III ACTION ITEMS

- A. RECOMMENDATION ON ADDITION OF ALTERNATIVE ASBESTOS ABATEMENT METHOD TO CITY OF FORT WORTH'S FEDERAL LEGISLATIVE PLATFORM-(MICHAEL GANGE, ASSISTANT DIRECTOR, TRANSPORTATION AND PUBLIC WORKS)
- B. RECOMMENDATION ON NEW ON-LINE ADVERTISING CAMPAIGN FOR PROSPECTIVE APPLICATIONS FOR CITY BOARDS/COMMITTEES-(RON GONZALES, ASSISTANT CITY SECRETARY AND JASON LAMERS, MANAGER, MEDIA AND PUBLIC AFFAIRS)

IV BRIEFING

- A. I-35 ADVOCACY TEAM UPDATE-(BRYAN BECK, SR. CAPITAL PROJECTS OFFICER, PLANNING AND DEVELOPMENT)
- B. TEXAS MUNICIPAL LEAGUE POLICY COMMITTEE APPOINTMENTS-(T.J. PATTERSON, MANAGER, LEGISLATIVE AFFAIRS)
- C. UPDATE ON REQUEST FOR PROPOSAL PROCESS FOR GRANT TRACKING PROGRAM-(SHIRLEY LITTLE, MANAGER, GOVERNMENTAL RELATIONS)

V REQUEST FOR FUTURE AGENDA ITEMS

- A. THE NEXT MEETING IS SCHEDULED FOR TUESDAY, JANUARY 10, 2012 AT 11:00 A.M. IN PRE-COUNCIL CHAMBERS

VI EXECUTIVE SESSION

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

VII ADJOURN

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

This facility is wheelchair accessible. For accommodations or sign interpretive services, please call the City Manager's Office at 392-7504, 48 hours in advance.

CITY COUNCIL
Legislative and Intergovernmental Affairs Committee
Minutes
Tuesday, October 18, 2011

COUNCIL MEMBERS IN ATTENDANCE: (Chairman), Councilmember Danny Scarth, Mayor Pro Tem Zim Zimmerman, Councilmember Dennis Shingleton. Councilmember Frank Moss was not in attendance.

The Legislative and Intergovernmental Affairs Committee was called to order by Chairman Danny Scarth at 10:01 a.m.

Chairman Scarth called for a motion for approval of the September 13, 2011 minutes. Mayor Pro Tem Zim Zimmerman recommended leaving minutes as they are without approval since none of the members on the committee in September are still on the committee to validate the minutes. The minutes were left as is without approval.

BRIEFINGS

- A. Christa Reynolds, Senior Assistant City Attorney briefed the committee on the roles and responsibilities of the Legislative and Intergovernmental Affairs Committee.
- B. These roles and responsibilities include:
- Committee is allowed to meet as called upon by the City Manager or by recommendation of the Mayor.
 - Review policies and direct staff on the city's position.
 - All final decisions have to be approved by full council.
 - Provide a thorough review of legislative matters.
 - Must comply with the Open Meetings Act.
 - View board and commission applications and provide recommendations to Council.
 - Hear disciplinary appeals.
- C. Frank Crumb, Water Director, briefed the committee on the proposed constitutional amendment for Water Financial Assistance Bonds (Proposition 2)
- Informed committee that the proposition is on the Nov. 8th ballot.
 - The proposition will move to increase funding for bonds.
 - The City of Fort Worth has utilized this as a funding source since 1957 by using more than half a billion dollars.
 - If additional funding is not added then the funding will dry up.
 - The city plans to utilize this fund for additional funding in the future.

Chairman Scarth asked TJ Patterson, Manager of Legislative Affairs what the consensus was in the region on the issue. Mr. Patterson stated that TML asked for support on this proposition by all the big cities in Texas. It was recommended that the

city support the proposition and educate the public on the proposition. As a result, the committee recommended that the Mayor go to the Editorial Review Board , or participate in an op-0ed campaign with other officials on the issue to educate the public.

D. Lena Ellis, Finance Director briefed the committee on the proposed federal legislation regarding municipal tax exemption on bonds. Mrs. Ellis explained:

- Broad based plan intended to stimulate job growth.
- In an effort to help pay for the plan, the bill contains a provision that would create a new marginal tax on municipal bonds.
- For existing and new bonds, the bill would cap the benefit of tax exemption at 28% for individuals with adjusted gross income of \$200,000 or more and for families with adjusted gross income of \$250,000 or more.

Debt Reduction Efforts:

- For existing and new bonds, there are other proposals that could change the value of the tax exemption to investors in an effort to generate new revenue.

Potential Impact on the City of Fort Worth

- High income investors would demand a higher yield on municipal bonds to offset the proposed tax; A higher yield to the investor is equivalent to a higher borrowing cost for municipal borrowers.
- If such legislation becomes more likely, the uncertainty regarding the future value of municipal bonds may result in a penalty in the form of higher yields to account for the risk of retroactive taxation on municipal bonds.

What can we do?

- Monitor legislative activity on municipal bonds.
- Contact our legislators.
- Educate members of Congress about tax exemption bonds.

ACTION ITEMS:

A. The committee was asked by Marty Hendrix, City Secretary to consider the appointments and reappointments of members to the Fort Worth Commission for Women for Places 10 through 19. The motion was made by Mayor Pro Tem Zim Zimmerman and seconded by Councilmember Dennis Shingleton.

B. Marty Hendrix, City Secretary explained the current process of collecting a pool of applicants for consideration on boards and commissions. Traditionally, councilmembers have reached out to the community and inquired to community leaders and neighborhood organizations for prospective applicants. However, many large cities have begun posting notifications and applications on-line for the public access. It creates a bank of applicants and the depth of applicants is increased. The process also sometimes calls for interviews since Councilmembers

may not know the applicants because of the potential of a larger pool of applicants go online.

Mayor Pro Tem Zimmerman was in favor of advertising applications and creating a formal process on-line. He stated that the city needs the best applicants willing to serve and this may diversify the current applicant pool. Chairman Scarth stated he was in favor of the advertising but did not want to incur a great deal of cost to the City. He recommended that staff come back with a formal process to advertise applications and present it at an upcoming committee meeting.

- C. T.J. Patterson, Manager of Legislative Affairs and Robert Sturns, Economic Development Manager discussed the Goods in Transit Tax Exemption bill that was passed during the recent special session.

Background on Legislation:

- House Bill 621, which was adopted by the Texas legislature and became active on September 1, 2007, amended the Texas Tax Code to provide a new property tax exemption for goods-in-transit.
- Goods-in-Transit are generally certain goods that reside temporarily in warehouses within a city while awaiting shipment to other locations within or outside of the State of Texas.
- This exemption expands to current Freeport exemption, which covers only goods that are ultimately shipped outside of Texas.

New Legislation:

- At the Special Session of the Texas Legislature that adjourned on June 30, 2011, Senate Bill 1 was passed and amended the Property Tax Code as it concerns the goods-in-transit exemption.
- The new legislation requires subsequent action by the taxing jurisdictions to continue the ad valorem tax.

Impact to Fort Worth:

- If we do not maintain the status quo:
 - \$1.4 billion in property value will be removed from the City's tax rolls in 2012.
 - Reducing anticipated tax revenues to the 2012 tax year alone by over \$11.9 million.

Recommendations:

- If a taxing unit wishes to tax these goods, rather than exempt them, the amendment to the law requires the taxing unit to take action and vote in order to "opt out" of exempting the goods in transit. If a taxing unit decides to take no action the inventory assets will be exempt for the 2012 tax year.
- Recommend the City hold a public hearing on October 25th to receive public comment and adopt an ordinance to "opt out" of exempting goods in transit.

The committee directed staff to draft an M&C to adopt an “opt out” of the legislation and to place the item on next agenda. The committee approved the motion 3-0.

- D. Shirley Little, Manager of Government Relations, discussed the USPS announcement of potential post office closings. Three post offices in Fort Worth were on the list for potential closing which includes locations in Central Fort Worth, Stockyards and Polytechnic area.

Ms. Little mentioned that Councilmember Frank Moss sent a letter of opposition to the potential closing of the Polytechnic location citing it would be detrimental to the community. The letters were sent to all of our federal delegation representatives.

Councilmember Scarth motioned to endorse Councilmember Moss’ letter and it was seconded and approved 3-0.

- E. Shirley Little, Manager of Government Relations, explained to the committee that the City has begun the RFP process for consultants. Currently, the City is evaluating its needs for the future regarding with consultants in addressing federal agencies, legislatures, best practices and areas of improvement in order to tailor them into the RFP process.

Mayor Pro Tem Zimmerman suggested that Shirley and TJ determine what has worked, what has not worked and areas where they need assistance in and incorporate it into the RFP process. In addition, it was suggested that meetings with our state and federal representatives be scheduled to get their input as well as those of state and federal agencies.

Chairman Scarth motioned to receive an update of the grant tracking process at the next LIGA meeting. The motion was seconded by Councilmember Shingleton and passed.

ACTION REQUESTED

- The Committee requested that staff meet with the Mayor and Editorial Review Board regarding Proposition 2.
- Request to have a formal on-line notification and application process for applying to boards and commissions.
- M&C for opt out regarding the Goods in Transit Tax Exemption passed in S.B. 1 during the 82nd Texas Legislative Special Session.
- Staff review and evaluate the RFP process for D.C. consultants
- Receive update on Grant Tracking RFP.

There being no further business, the Committee adjourned at 10:38 a.m.

FORT WORTH LOCAL DEVELOPMENT CORPORATION

AGENDA

**Tuesday, December 6, 2011
1:00 P.M.**

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

Board of Directors

Frank Moss, President
Danny Scarth, Vice President
Dennis Shingleton, Trustee

Zim Zimmerman, Treasurer
Joel Burns, Trustee
Kathleen Hicks, Trustee

Betsy Price, Trustee
Jungus Jordan, Trustee
Salvador Espino, Trustee

Staff Liaison: Fernando Costa, Assistant City Manager

-
1. **Call to Order** – Danny Scarth
 2. **Approval of Minutes from the Meeting Held on November 1, 2011** – Danny Scarth
 3. **Executive Session:** The Fort Worth Local Development Corporation's Board of Trustees will conduct a closed meeting to:
 - a. Seek the advice of its attorneys concerning the following items that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules, as authorized by Section 551.071 of the Texas Government Code: (i) legal issues concerning any current agenda item; and
 - b. Discuss the purchase, sale, lease or value of real property, as authorized by Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the Corporation in negotiations with a third party; and
 - c. Discuss or deliberate negotiations relating to any economic development negotiations, as authorized by Section 551.087 of the Texas Government Code.
 4. **Written Reports** – Danny Scarth
 - a. Financial Report through October 31, 2011

5. **Adopt Resolution Authorizing the Sale of 1037 South Freeway to the City of Fort Worth** – Cynthia Garcia, Administrator
6. **Requests for Future Agenda Items** – Danny Scarth
7. **Adjourn** – Danny Scarth

This facility is wheelchair accessible. For accommodations or sign interpretation services, please call the Housing and Economic Development Department 48 hours in advance at 817-392-7316.

**CITY OF FORT WORTH, TEXAS
FORT WORTH LOCAL DEVELOPMENT CORPORATION
CALLED – SPECIAL SESSION
TUESDAY, NOVEMBER 1, 2011**

Present:

Vice President Danny Scarth
Treasurer W.B. “Zim” Zimmerman
Director Betsy Price
Director Dennis Shingleton
Director Joel Burns
Director Kathleen Hicks

Absent:

President Frank Moss
Director Salvador Espino
Director Jungus Jordan

City staff:

Fernando Costa, Assistant City Manager
Peter Vaky, Deputy City Attorney
Ron Gonzales, Assistant City Secretary
Jay Chapa, Director, Housing & Economic Development Department

Other City staff in attendance included:

Cynthia Garcia, Assistant Director, Housing & Economic Development Department
Robert Sturns, Economic Development Manager, Housing & Economic Development Dept.
Henry Day, Senior Management Analyst, Housing & Economic Development Department
Robin Bentley, Community Development Manager, Housing & Economic Development Dept.
LeAnn Guzman, Assistant City Attorney

Call to Order

(Agenda Item 1)

With a quorum of the Board Members present, Vice President Scarth called the called - special session to order for the Board of Directors of the Fort Worth Local Development Corporation (Corporation) at 2:20 p.m. on Tuesday, November 1, 2011, in the Pre-Council Chamber of the Fort Worth Municipal Building, 1000 Throckmorton Street, Fort Worth, Texas, with President Moss and Directors Espino and Jordan absent.

**Approval of Minutes from Meeting Held on
 October 4, 2011**

(Agenda Item 2)

Vic President Scarth opened the floor for a motion on the minutes.

MOTION: Upon a motion made by Director Hicks and seconded by Director Burns, the Board of Directors of the Fort Worth Local Development Corporation voted unanimously six (6) “ayes” and zero (0) “nays”, with President Moss and Directors Espino and Jordan absent, to approve the minutes of the October 4, 2011, meeting of the Fort Worth Local Development Corporation. The motion carried.

Consideration of Financial Report

(Agenda Item 3a)

Vice President Scarth referenced the following financial report:

The Balance Sheet dated September 30, 2011, for the Corporation (unaudited) as follows:

Assets	
Cash and cash equivalents	\$1,867,495.23
Interest Receivable	5,726.79
Accounts Receivable	<u>36,899.08</u>
Total Assets	<u><u>\$1,910,121.10</u></u>
Liabilities and Fund Balance	
Accounts and Contracts Payable	10,973.12
Total Liabilities	10,973.12
Fund Balance (Deficit)	
Designated for Authorized Expenditures	\$2,492,627.92
Net Income	(563,479.94)
Undesignated	<u>0.00</u>
Total Fund Balance	1,899,147.98
Total Liabilities and Fund Balance	<u><u>\$1,910,121.10</u></u>

The Statement of Revenues and Expenditures from October 1, 2010, through September 30, 2011 (unaudited), for the Corporation as follows:

Consideration of Financial Report (cont'd)

(Agenda Item 3a)

Revenues

Property Tax Reimbursement	\$43,636.30	
Revenue from Rents	363,360.36	
Gas Lease Bonus	0.00	
Gas Lease Royalties	110,859.80	
Easement for Pipelines	64,460.81	
Interest Income	22,359.86	
Gas Well Shut in Payment	5,000.00	
Other Revenue	88,097.46	
Total Revenue		\$697,774.59

Expenditures

Bank Charges	\$317.52	
Contractual Services	860,211.43	
Insurance	49,366.50	
Property Management	14,534.46	
Property Purchase	0.00	
Property Taxes	120,315.39	
Repairs	149,982.92	
Security System	6,034.08	
Storm Water Utility	32,609.11	
Transfers to City	26,000.00	
Utilities	31,883.12	
Total Expenditures		\$1,291,254.53

Excess (Deficiency) of Revenues Over (Under) Expenditures (\$593,479.94)

Fort Worth Local Development Corporation dated September 30, 2011, (unaudited)
 for the Corporation as follows:

Total Cash at September 30, 2011	\$1,867,495.23
Cash in Property Management Account	<u>(57,451.86)</u>
Cash available in City account	1,810,043.37

Commitments

Evans & Rosedale Enhanced CFA	\$0.00
Survey Expenses	6,250.00
Lancaster Project - Construction	456,928.58

Consideration of Financial Report (cont'd)

(Agenda Item 3a)

Lancaster Project – Attorney Fees	25,088.08
Oliver’s Fine Foods - Loan	450,000.00
Oliver’s Fine Foods – Attorney Fees	2,950.00
Reserves	
Maintenance Reserve	100,000.00
Property Tax Reserve	100,000.00
Total Commitments & Reserves	<u>1,141,216.66</u>
Unrestricted Cash Available	<u><u>\$668,826.71</u></u>

The Schedule of Available Funds noted that on August 21, 2007, \$275,000.00 was transferred to the City (M&C C-22334) with the understanding that it would be paid back when properties along Lancaster are sold. The transfer was made to fund an art sculpture on Lancaster Avenue. On December 18, 2007, \$162,000.00 was transferred to the City (M&C C-22592) with the understanding that it would be paid back when properties along Lancaster are sold. The transfer was made to fund survey services and improvements on Lancaster Avenue. In September 2008, \$92,321.91 of the \$162,000.00 was returned to the LDC.

Vice President Scarth opened the floor for discussion and/or comments on these reports. There was no discussion or formal action on the reports and the reports were accepted as presented.

Executive Session

(Agenda Item 4)

Vice President Scarth stated that he had been advised that an Executive Session was not necessary on the following items:

- A. Seek the advice of its attorneys concerning the following items that are exempt from public disclosure under Article X, Section 9, of the Texas State Bar Rules, as authorized by Section 551.071 of the Texas Government Code: (i) legal issues concerning any current agenda item; and
- B. Discuss the purchase, sale, lease or value of real property, as authorized by Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the Corporation in negotiations with a third party; and

Executive Session (cont'd)

(Agenda Item 4)

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

This agenda item was passed over.

Authorize Execution of Tax Increment Financing Development Agreement with Board of Directors of Tax Increment Reinvestment Zone Number Eight, City of Fort Worth (Lancaster TIF) for Construction of Lancaster Avenue Parking Garage

(Agenda Item 5)

Mr. Jay Chapa, Housing and Economic Development Department, advised the Corporation of the subject project. Using a PowerPoint presentation, Mr. Chapa provided the background for the proposed project as follows:

- LDC Board approved moving forward with the Lancaster redevelopment project.
 - 235,000 square feet of mixed use.
 - 130 residential units (including 20% workforce housing).
 - 73,000 square feet office space.
 - 33,000 square feet retail space.
 - 206,000 square feet for structured parking garage.
 - Estimated \$40-\$45M in real property improvements.
- Board approved the creation of the single asset entity to own the development on August 2, 2011.

Mr. Chapa displayed an aerial view of the project previously presented to the Corporation and summarized previously provided information. He then provided a series of slides that depicted renderings for what the various buildings in project would look like. He noted that the rendering for the Lancaster Elevation also reflected a layout of the buildings and explained where the amenities center and pool would be located for the “U” shaped building on Monroe Street and Lancaster Avenue. He referenced the renderings for the Lancaster Office Building Concept with the Apartments attached and the rendering for the Stand-Alone Apartment building that was adjacent to the Zipper Building owned by the City.

He advised that the parking garage rendering design was not as expected but that the architects now understood the concept for the development and he was hopeful that the new renderings would more accurately reflect the desired design and layout. He advised the Corporation of the parking garage development proposal as follows:

**Authorize Execution of Tax Increment Financing
Development Agreement with Board of Directors of
Tax Increment Reinvestment Zone Number Eight,
City of Fort Worth (Lancaster TIF) for
Construction of Lancaster Avenue Parking
Garage (cont'd)**

(Agenda Item 5)

- TIF #8 (Lancaster) Board approved a resolution to provide funding to the LDC for a publicly-owned parking structure to support the development at its October 25, 2011, meeting.
- Parking spaces will be leased to office/apartment users and will provide parking to the general public.
- Lease revenue will be used to pay for maintenance and operations.

Mr. Chapa then provided the following information pertaining to estimate of \$7,545,041.00 for the parking garage:

- Diocese will contribute land as part of partnership in exchange for use of parking spaces.
- Construction to be financed through TIF district funds.
- Approximately \$200,000.00 to be generated annually in parking rent from offices and apartments once stabilization takes place.
- Affordable apartments and spaces to replace City spaces associated with the Zipper Building will not incur parking rental costs.
- Estimated annual expenses will be utilized to cover annual garage management and maintenance costs.

He continued his presentation with the following staff recommendation:

- Approve entering into a development agreement with the TIF #8 (Lancaster) Board to construct the parking garage associated with the Lancaster Mixed-Use Development Project.
- Allow assignment of the agreement to a Local Government Corporation to own the parking garage.
- Direct staff to move forward with seeking the financing for debt financing for the overall development.

Mr. Chapa concluded his remarks by advising the Corporation of the next steps in the project as follows:

**Authorize Execution of Tax Increment Financing
Development Agreement with Board of Directors of
Tax Increment Reinvestment Zone Number Eight,
City of Fort Worth (Lancaster TIF) for
Construction of Lancaster Avenue Parking
Garage (cont'd)**

(Agenda Item 5)

- Secure financing package for the overall development.
- Seek authorization at the December LDC meeting to enter into loan agreements to finance the project.
- Complete design of the project and begin construction in 2012.

Vice President Scarth asked for clarification of “secure financing”. Mr. Chapa explained part of the financing would come from the current capital stack for the project which included HOME funds previously approved by the Council for the affordable units in the project and the value of the property itself. He added that the office area would also be condos so the church would bring the cost of their three floors to the project; that came in as equity. He further stated that the other two floors would be owned by two businesses and they would in turn bring their capital stack. He advised that the remainder of the project would have to be debt financed and staff would work with banks to obtain that financing. He noted that the total amount needed to be financed would be approximately \$20M to \$25M with about \$15M in equity. He assured the Corporation that the loan would not affect the City’s bond rating.

There being no further discussion, Vice President Scrath opened the floor for a motion.

MOTION: Upon a motion made by Director Hicks and seconded by Director Price, the Board of Directors of the Fort Worth Local Development Corporation voted unanimously six (6) “ayes” and zero (0) “nays”, with President Moss and Directors Espino and Jordan absent, to authorize staff to execute the TIF Development Agreement with the Board of Directors of Tax Increment Reinvestment Zone Number Eight for construction of the Lancaster Avenue Parking Garage. The motion carried.

Requests for Future Agenda Items

(Agenda Item 6)

Vice President Scarth opened the floor on requests for future agenda items. No requests were made by Corporation Board members.

**CITY OF FORT WORTH, TEXAS
FORT WORTH LOCAL DEVELOPMENT CORPORATION
CALLED – SPECIAL SESSION
TUESDAY, NOVEMBER 1, 2011
Page 8**

Adjourn

(Agenda Item 7)

With no further business before the Board, Vice President Scarth adjourned the called – special session of the Fort Worth Local Development Corporation at 2.30 p.m. on Tuesday, November 1, 2011.

These minutes approved by the Fort Worth Local Development Corporation on the _____ day of _____, 2011.

APPROVED:

Danny Scarth
Vice President

ATTEST:

Dennis Shingleton
Secretary

Prepared and respectfully submitted by:

Ronald P. Gonzales, TRMC/CMC
Assistant City Secretary

Fort Worth Local Development Corporation
Balance Sheet
October 31, 2011
(Unaudited)

Assets	
Cash and cash equivalents	\$1,766,546.06
Interest Receivable	6,342.77
Accounts Receivable	<u>0.00</u>
Total Assets	<u><u>\$1,772,888.83</u></u>
Liabilities and Fund Balance	
Accounts and Contracts Payable	<u>0.00</u>
Total Liabilities	0.00
Fund Balance (Deficit)	
Designated for Authorized Expenditures	\$1,899,147.98
Net Income	(126,259.15)
Undesignated	<u>0.00</u>
Total Fund Balance	1,772,888.83
Total Liabilities and Fund Balance	<u><u>\$1,772,888.83</u></u>

Fort Worth Local Development Corporation
Statement of Revenues and Expenditures
October 1, 2010 through October 31, 2011
(Unaudited)

Revenues

Property Tax Reimbursement	\$655.72	
Revenue from Rents	12,962.15	
Gas Lease Bonus	0.00	
Gas Lease Royalties	0.00	
Easement for Pipelines	0.00	
Interest Income	1,643.31	
Gas Well Shut In Payment	0.00	
Other Revenue	0.00	
Total Revenue	\$15,261.18	\$15,261.18

Expenditures

Bank Charges	\$25.63	
Commissions	\$18,373.43	
Contractual Services	103,828.83	
Insurance	10,812.50	
Property Management	518.49	
Property Purchase	0.00	
Property Taxes	0.00	
Repairs	294.36	
Security System	431.91	
Storm Water Utility	2,636.25	
Transfers to City	0.00	
Utilities	4,598.93	
Total Expenditures	\$141,520.33	\$141,520.33

Excess (Deficiency) of Revenues Over (Under) Expenditures (\$126,259.15)

Fort Worth Local Development Corporation
Schedule of Available Funds
October 31, 2011
(Unaudited)

Total Cash at October 31, 2011	\$1,766,546.06
Cash in Property Management Account	(42,477.30)
Cash available in City account	1,724,068.76
Commitments	
Evans & Rosedale Enhanced CFA	0.00
Survey Expenses	6,250.00
Lancaster Project - Construction	382,642.87
Lancaster Project - Attorney Fees	25,088.08
Oliver's Fine Foods - Loan	450,000.00
Oliver's Fine Foods - Attorney Fees	2,950.00
Reserves	
Maintenance Reserve	100,000.00
Property Tax Reserve	100,000.00
Total Commitments & Reserves	1,066,930.95
Unrestricted Cash Available	\$657,137.81

On August 21, 2007 \$275,000.00 was transferred to the City (M&C C-22334) with the understanding that it would be paid back when properties along Lancaster are sold. The transfer was made to fund an art sculpture on Lancaster Avenue.

On December 18, 2007 \$162,000.00 was transferred to the City (M&C C-22592) with the understanding that it would be paid back when properties along Lancaster are sold. The transfer was made to fund survey services and improvements on Lancaster Avenue.

In September of 2008 \$92,321.91 of the \$162,000.00 was returned to the LDC.



CITY OF FORT WORTH
CITY COUNCIL

HOUSING AND ECONOMIC DEVELOPMENT COMMITTEE

AGENDA

Tuesday, December 6, 2011

*Immediately Following the
Fort Worth Local Development Corporation Meeting
Scheduled to Begin at 1:00 P.M.*

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

Housing and Economic Development Committee Members

Joel Burns, Chair	Kathleen Hicks, Vice Chair	Frank Moss, Council Member
Dennis Shingleton, Council Member	Sal Espino, Council Member	Danny Scarth, Council Member
Jungus Jordan, Council Member	Betsy Price, Mayor	Zim Zimmerman, Mayor Pro Tem

Staff Liaison – Fernando Costa, Assistant City Manager

-
1. **Call to Order** – Joel Burns, Chair
 2. **Approval of Minutes from the Meeting Held on November 1, 2011** – Joel Burns, Chair
 3. **Executive Session** - The Housing and Economic Development Committee will conduct a closed meeting to:
 - A. Seek the advice of its attorneys concerning the following items that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules, as authorized by section 551.071 of the Texas Government Code:
 - (i) legal issues related to any current agenda items; and
 - B. Discuss the purchase, sale, lease or value of real property, as authorized by Section 551.072 of the Texas Government Code. Deliberation in an open

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

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

4. **Written Reports** – Jay Chapa, Director, Housing and Economic Development
 - A. Memo Regarding Timeline for Housing Trust Fund
 - B. Memo Regarding Economic Development Program Agreement for Street Construction with Walmart LLC
5. **Presentation of Recommendations for Award of HOME Funds and Housing Trust Funds for Quality Affordable Accessible Housing Projects** – Robin Bentley, Community Development Manager, Housing and Economic Development Department
6. **Presentation on Proposed Expansion of Alliance Foreign Trade Zone for TTI, Inc.** – Robert Sturns, Economic Development Manager, Housing and Economic Development Department
7. **Presentation on Proposed Community Facility on Evans Avenue** – Cynthia Garcia, Assistant Director, Housing and Economic Development Department
8. **Requests for Future Agenda Items** – Joel Burns, Chair
9. **Date of Next Regular Meeting:** January 10, 2012 – Joel Burns, Chair
10. **Adjourn** - Chair

This facility is wheelchair accessible. For accommodations or sign interpretation services, please call the Housing and Economic Development Department 48 hours in advance at 817-392-7316.

**CITY OF FORT WORTH
CITY COUNCIL
HOUSING AND ECONOMIC DEVELOPMENT COMMITTEE
NOVEMBER 1, 2011**

Present:

Committee Member Joel Burns, Chairman
Committee Kathleen Hicks, Vice Chair
Committee Member Betsy Price (Arrived at 1:35 p.m.)
Committee Member Salvador Espino (Arrived at 1:05 p.m.)
Committee Member W. B. "Zim" Zimmerman
Committee Member Danny Scarth
Committee Member Jungus Jordan
Committee Member Dennis Shingleton

Absent:

Committee Member Frank Moss

City Staff:

Fernando Costa, Assistant City Manager
Peter Vaky, Deputy City Attorney
Ron Gonzales, Assistant City Secretary
Jay Chapa, Director of Housing and Economic Development Department
Cynthia Garcia, Assistant Director, Housing and Economic Development Department
Robert Sturns, Manager, Housing and Economic Development Department
Sonia Singleton, Interim Assistant Director, Parks & Community Services Department

Other City Staff in Attendance:

Tom Higgins, City Manager
Vicki Ganski, Senior Assistant City Attorney, Law Department
LeAnn Guzman, Assistant City Attorney, Law Department
Richard Zavala, Director of Parks and Community Services Department
Mark Folden, Business Development Coordinator, Housing and Economic Development Dept.
Robin Bentley, Community Development Manager, Housing & Economic Development Dept.
Henry Day, Senior Management Analyst, Housing & Economic Development Department
Otis Thornton, Homeless Program Coordinator, Housing & Economic Development Department
Pat Scavina, Contractor, City Manager's Office

Guests:

Bishop Kevin Vann, Vice Chancellor for Administration, Catholic Diocese of Fort Worth
Peter Flynn, Finance Director, Catholic Diocese of Fort Worth

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With a quorum of the committee members present, Chairman Joel Burns called the meeting of the Housing and Economic Committee to order at 1:04 p.m., on Tuesday, November 1, 2011, in the Pre-Council Chamber of the Fort Worth Municipal Building, 1000 Throckmorton Street, Fort Worth, Texas 76102, with Committee Members Betsy Price and Salvador Espino temporarily absent and Committee Member Frank Moss absent.

**Approval of Minutes from October 4, 2011,
Housing and Economic Development
Committee**

(Agenda Item 2)

MOTION: Upon a motion made by Committee Member Jordan and seconded by Committee Member Hicks, the Committee Members voted six (6) “ayes” and zero (0) “nays”, with Committee Members Price, Espino and Moss absent, to approve the minutes of the October 4, 2011, Housing and Economic Development Committee Meeting. The motion carried unanimously.

Chairman Burns advised that Agenda Item 3 pertaining to the update from the Catholic Diocese would need to be delayed until later on the agenda as Bishop Vann had not arrived at the meeting. He stated that he would move Agenda Item 5 regarding the Economic Development Agreement with Bell Helicopter up on the agenda to be considered at this time.

**Presentation on Economic Development
Program Agreement with Bell Helicopter**

(Agenda Item 5)

(Committee Member Espino arrived at the meeting.)

Jay Chapa, Director, Housing and Economic Development Department, addressed the Committee regarding the proposed agreement. He stated that the proposal was an effort to consolidate and upgrade the facilities on State Highway 10. He recognized the following individuals in the audience who had worked with the Housing and Economic Development Department staff on the proposed agreement: Bob Hastings (Bell Helicopter), Todd Burnette (JLL), Steve Lair, Mike Concupp and Brian Chase.

Using a PowerPoint presentation, Mr. Chapa began with providing information on the background of the company as follows:

- Founded in 1935.
- Headquartered in Fort Worth, Texas.

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**Presentation on Economic Development
Program Agreement with Bell Helicopter
(cont'd)**

(Agenda Item 5)

- Additional plants in Amarillo, TX and Mirabel, Canada.
- Maintain key logistics supply and service centers in Europe, Canada and Singapore as well as the USA.

Mr. Chapa's next slide reflected three pictures of commercial and military helicopters that the company currently produced. He transitioned to the next slide which provided an explanation of the proposed project as reflected below:

- Expansion/consolidation of current Fort Worth facilities at the main headquarters operation located south of Highway 10 and north of Trinity Boulevard and at CentrePort distribution facility.
- Project consists of a new headquarters facility, employee center and training academy at the headquarters site.
- This project will be constructed in four (4) phases.
- Effort is to improve efficiencies that will allow Bell to stay competitive in the long term.

Mr. Chapa transitioned to his next slide which was a map that depicted the locations of Bell Helicopter facilities in Tarrant County. He explained that the facilities in the blue boxes were two (2) facilities (Plant 8A and Plant J) located in Fort Worth and one (1) facility (Plant 8B) in Roanoke. He added that the proposal was to consolidate those locations into the two (2) areas indicated by the red boxes that were located in Fort Worth with a small amount going to Plant 5 in Grand Prairie. He pointed out that the majority of the consolidation would be at the headquarters site.

He then provided the following information pertaining to the development commitments of the proposed agreement:

- Investment
 - Minimum investment of \$235M by December 31, 2015.
 - Fort Worth Construction – Minimum of 30%.
 - Fort Worth M/WBE Construction – Minimum of 25%.
- Jobs
 - Retain 4,500 FTE from December 31, 2014, through December 31, 2020.
 - 4,100 FTE by December 31, 2022.

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**Presentation on Economic Development
Program Agreement with Bell Helicopter
(cont'd)**

(Agenda Item 5)

- 3,900 FTE by December 31, 2028.
- Maintain 20% of FTE with Fort Worth residents.
- Maintain 5% of FTE with Central City residents.
- Supply & Service
 - Fort Worth contractors – minimum of \$1,000,000.00.
 - Fort Worth M/WBE contractors – minimum of \$500,000.00.

Mr. Chapa provided an explanation of the \$235M investment by advising the Committee on the development commitments by phase as follows:

- Phase I -- \$5M
 - Construction of a new employee center by December 31, 2012.
- Phase II -- \$5M
 - Relocation, consolidation and renovation for the repair and overhaul activities as well as relocation of inventory to the central distribution center at CentrePort by December 31, 2013.
 - If the additional new investment is not met, the program grants will be reduced by 15% for the remainder of the agreement.
- Phase III -- \$50M
 - Construction of a new main headquarters and administration building and associated infrastructure at Highway 10 and Bell Spur by December 31, 2014.
 - If the additional new investment is not met, the program grants will be reduced to a maximum of 50% for the remainder of the agreement.
- Phase IV -- \$15M
 - Construction of a new training academy at Norwood Drive and Trinity Boulevard by December 31, 2015.
 - If the additional new investment is not met, the program grants will be reduced by 5% for the remainder of the agreement.
- \$160 million in personal property to be invested by December 31, 2015.

Mr. Chapa then displayed a slide that reflected the existing configuration for Plants 1 and 2 at the headquarters site. He made reference to the location of the plants in relation to State Highway 10, the Trinity Railway Express line and Trinity Boulevard on the south end. He noted that Bell nomenclature for the specific buildings was indicated by numbers 1, 2, 3, etc.

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**Presentation on Economic Development
Program Agreement with Bell Helicopter
(cont'd)**

(Agenda Item 5)

His next slide depicted the proposed site plan for Plants 1 and 2 and he explained that the blue area indicated new construction and the yellow area indicated where rehabilitation and update of buildings would occur. He pointed out that the breakout of \$70 million in new construction fell in the blue and yellow areas, advised that certain buildings would be demolished and explained where the training academy and the new landing strip were located. As a point of reference he explained where Norwood and Bell Spur were located on the site plan.

Mr. Chapa's next slide reflected renderings of the consolidated campus administration building followed by a slide with renderings of the training academy. He then showed an aerial view of the location that reflected a red box indicating where the training academy would be located. He explained that Norwood, indicated by a black box, was originally a County road in Fort Worth and that staff was working with Bell Helicopter to try and improve the roadway as there would be a significant amount of traffic created by all the employees being located at this area.

Mr. Chapa then presented information relative to the staff's recommended economic development incentive as follows:

- City enters into a one (1) year tax abatement (to allow the County to participate) and 19-year, Chapter 380 Economic Development Program Agreement to abate/refund up to 80% on incremental ad valorem taxes created within Fort Worth above current Bell taxes base.
- Waiver of development fees associated with the project.
- Enter into an Enhanced Community Facilities Agreement of up to \$1.0 million for the road improvements on South Norwood Street.

Mr. Chapa explained information on the next slide which depicted a table regarding the proposed incentive terms for this project as indicated below:

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**Presentation on Economic Development
Program Agreement with Bell Helicopter
(cont'd)**

(Agenda Item 5)

Company Commitment	Potential Abatement
Real and Personal Property Investment	30%
Fort Worth Contractors	10%
Fort Worth M/WBE Contractors	5%
Overall Employment	5%
Employment of Fort Worth Residents	10%
Employment of Fort Worth Central City Residents	10%
Utilization of Fort Worth Companies for Services and Supplies	5%
Utilization of Fort Worth M/WBE Companies for Supplies and Services	5%
TOTAL	80%

- *Failure to meet investment deadline for Phase 1 results in default and termination of agreement and other phases have reduction of abatement/grant.*
- *Failure to meet a commitment will result in a reduction of the corresponding component of the grant for that year proportional to the amount the commitment was not met.*

Mr. Chapa completed his presentation of the proposed project with the below development summary:

- Private Investment
 - Minimum of \$235M in real and personal property.
- Employment
 - 4,500 by December 31, 2020.
- Public Investment for abatement and 380 grant capped at 10:1 ratio private investment to public investment.
 - Estimated Benefit \$13,500,000.00.
 - Estimated Ratio 16:1.
 - Norwood Infrastructure ECFA: \$1,000,000.00.
- CFW Tax Revenue (20 year projection)
 - Estmated New RP & BPP \$ 3,375,000.00
 - Existing RP & BPP \$43,325,000.00
 - **Total Revenue \$46,690,000.00**

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**Presentation on Economic Development
Program Agreement with Bell Helicopter
(cont'd)**

(Agenda Item 5)

Chairman Burns opened the floor for questions and/or comments.

Chairman Burns referred to the previous slide pertaining to the recommended economic development incentive for the Norwood commitment which indicated that the Committee was limited to a \$1 million investment for the master thoroughfare plan (MTP) which was a \$4M potential and asked who made the final determination on what would be built there. Mr. Chapa clarified that the staff would be working with the Transportation and Public Works Department and Bell's engineers. He added that Bell currently had a traffic study going on for the potential impact on Norwood going forward and that the MTP called for it to be four (4) lane concrete curb and gutter roadway that was estimated at \$4M. He stated that an evaluation was underway to determine if the work could be done in phases, for instance building just two (2) lanes with curb and gutter to provide access and turn lanes for Bell employees and then later be built out with the additional lanes in a later phase. He pointed out that the agreement was that the City would provide up to \$1M towards that cost for the project and if Bell determined at a later time that they needed all four lanes, they would bring additional money to the table to fund the additional lanes. He added that the County was also considering participating in some portion of that cost. Mr. Chapa emphasized that the Enhanced Community Facilities Agreement would be separate from this agreement.

Committee Member Shingleton stated that this was a great anchor for the City and expressed appreciation for the efforts of Bell and City staff on this project.

There was no further presentation or discussion on this agenda item.

Chairman Burns advised that Bishop Vann had arrived at the meeting and Agenda Item 3 regarding the presentation on the update on development activities of the Catholic Diocese would be heard at this time.

**Update on Catholic Diocese of Fort Worth
Development Activities**

(Agenda Item 3)

Bishop Kevin Vann, Catholic Diocese of Fort Worth, stated that he was glad to be before the Council again and provided opening remarks pertaining to the purpose of the presentation. He provided background information on the diocese's involvement with development in the City and in the surrounding counties.

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**Update on Catholic Diocese of Fort Worth
Development Activities (cont'd)**

(Agenda Item 3)

Mr. Peter Flynn, Vice Chancellor for Administration and Finance Director, Catholic Diocese of Fort Worth, provided a PowerPoint presentation entitled "Building on 40 Years of Tradition to Meet Tomorrow's Growth". His first slide entitled "Established in 1969" contained the following information:

- 28 Counties of North Texas.
 - 24,000 square miles.
- 65 Parishes in 1969 – 67,000 Catholics.
 - 89 Parishes in 2011 – 710,000 Catholics
 - 20 Schools in 2011 – 6,000 Students

Mr. Flynn then showed a series of slides that reflected the expansion of the diocese over the last 10 years at a total cost of \$75.5 million. The expansion encompassed facility relocations, new locations, new buildings, restoration or renovations of existing facilities and replacements, as reflected below:

- Relocation and Expansion of Center City Parishes - \$11.5 Million
 - Our Lady of Guadalupe Parish - \$3.5 Million
 - Our Lady of Fatima Parish - \$400,000.00
 - Immaculate Heart of Mary Parish - \$4.1 Million
 - Holy Name Parish - \$3.5 Million
- Investment in Center City Catholic Schools - \$9.3 Million
 - Our Mother of Mercy School - \$2.6 Million
 - All Saints School - \$4.1 Million
 - St. George School - \$1.6 Million
 - Cassata High School - \$1 Million
- St. Patrick Cathedral - \$13.5 Million
 - Exterior Preservation
 - Interior Renovation
 - Rectory Restoration
 - New Parish Hall Construction
- New Construction Projects - \$26.65 Million
 - Nolan Catholic High School - \$10 Million
 - Catholic Charities - \$14 Million
 - All Saints Parish Hall - \$2.5 Million
 - Holy Name Parish Rectory - \$150,000.00

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**Update on Catholic Diocese of Fort Worth
Development Activities (cont'd)**

(Agenda Item 3)

- New Construction Projects - \$12.15 Million
 - St. Bartholomew Parish Center - \$5 Million
 - Christ the King Parish Hall - \$2.5 Million
 - Immaculate Heart of Mary Parish Center - \$4.4 Million
 - All Saints Parish, San Jose Center - \$250,000.00

(Committee Member Jordan left his place at the table.)

- Renovation Projects - \$3.4 Million
 - St. Andrew Parish Hall - \$2 Million
 - Our Mother of Mercy Church - \$350,000.00
 - Respect of Life Office - \$150,000.00
 - St. Rita Parish Church - \$900,000.00

Mr. Flynn advised that over the next 10 years, the diocese was planning on further expansions at a total projected cost of \$50 million. He added this would encompass new parishes, larger churches and expansion of parish facilities. He continued with his presentation by summarizing his next slide pertaining to future growth as follows:

- Recent diocesan study projects more than 1.2 million Catholics by 2030.
- Growth will occur in six (6) county urbanized areas around Tarrant and Denton Counties.
- One of the fastest growing dioceses – similar to the Fort Worth metropolitan area growth.
- Study calls for up to 14 additional parishes in next 18 years.

(Committee Member Price arrived at the meeting.)

He next briefed the Committee on the new Chancery office as reflected below:

- Present facility is inadequate for the growing reality of the diocese.
- Return to downtown has been a goal.
- Opportunity to bring together Central Administrative Office and Cathedral as visible statement to City.
- Need new dedicated Archive Facility.

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**Update on Catholic Diocese of Fort Worth
Development Activities (cont'd)**

(Agenda Item 3)

Mr. Flynn continued with his presentation by showing a slide containing an aerial view of the properties that were part of the Lancaster Mixed Use Project. He made reference to the location of St. Patrick's Cathedral in relation to the project and the considerations proposed for the diocese in exchange for the City's acquiring the parking lot owned by the diocese for a future parking garage for the development. He explained elements of the project in relation to the diocese as follows:

- Three stories for Central Administrative Office.
- Top Three Floors.
- 37,500 Square Feet.
- 1/3 bigger than the present Catholic Center.
- 100 parking spots for employees and visitors.
- 100 parking spots for St. Patrick's Cathedral.
- Using Cathedral land for parking garage.

His next two slides showed a rendering of the proposed building where the Central Administrative Office would be located and a rendering of the proposed design for the parking garage. He then outlined the projected costs of the new building as reflected below:

- Parking 200 Spots - \$ 1,900,000.00
- Three Floors - \$ 9,000,000.00
- Archive Facility - \$ 750,000.00
- Total Estimated Cost -\$11,650,000.00

Mr. Flynn then displayed an aerial view of property recently acquired for the needed expansion of Nolan Catholic High School before transitioning to his next slide pertaining to the projects underway for the next 12 months as follows:

- Christ the King Parish Church Expansion - \$1 Million
- Holy Family Parish New Rectory - \$350,000.00
- Immaculate Heart of Mary Parish New Rectory - \$280,000.00
- San Mateo Mission Parish Center - \$1 Million
- St. Peter the Apostle School Renovations - \$ 1 Million

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**Update on Catholic Diocese of Fort Worth
Development Activities (cont'd)**

(Agenda Item 3)

Mr. Flynn concluded his presentation by briefing the Committee on the diocese's plan for the future relative to pending projects as reflected below:

- Our Mother of Mercy School Playground on former property of Mrs. Peace.
- St. Mary of the Assumption Parish, New Parish Hall.
- St. Thomas the Apostle Parish, Relocation from Azle Avenue to larger site in Marine Creek area.
- Ministry Formation Center.
- New Land Acquisition for New Parish Sites.

Chairman Burns opened the floor for questions and/or comments.

Committee Member Scarth stated that there was not one part of the City that had not been touched by what the diocese was doing. He added that on the east side they were proud to have Nolan Catholic High School which was one of the leading private schools in the county. He pointed out that they had looked for a number of years for an appropriate use for the vacant property and the surrounding community was thrilled that the property would be used for the school. He stated that the growth at Christ the King had previously created issues regarding parking but that a neighborhood meeting hosted by the church addressed those concerns.

Committee Member Espino stated that the expansion in the last 10 years was a significant investment and that diocese was a great partner to the City. He added that the investment added to several communities and enhanced the education in the parochial schools. He further stated that there was growth in the center city and growth in the growth areas. He asked what the projections were for the far north Fort Worth area such as St. Elizabeth Ann Seaton in Keller, St. Thomas the Apostle in Azle and the potential for a new high school in the area.

Bishop Vann responded by stating that the diocese engaged a firm several years ago and the projection for the parishes reflected in the PowerPoint came from that firm. He added that they had been working with Father Hart at St. Elizabeth Ann Seaton to develop a whole plan that included a new high school for the area and another parish north of that location.

Mr. Flynn also advised that the diocese did own property on IH 170 and Alta Vista which was a facility that had been identified as the next parish to open in future. He added that the diocese also owned 60 acres in the Heritage area.

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**Update on Catholic Diocese of Fort Worth
Development Activities (cont'd)**

(Agenda Item 3)

(Committee Member Jordan returned to his place at the table.)

Chairman Burns commended the diocese for return to the Downtown area and added that it would add to the vibrancy of the area. He expressed appreciation for the diocese's stewardship of the restoration of the existing building downtown. He pointed out that he made a request to the City to rename the street leading to the Catholic Charities building "Charities Way". He added that he would ensure the diocese was informed of any celebration regarding the issue.

Committee Member Price inquired about the number of people in the diocese. Bishop Vann responded that there approximately 710,000 Catholics, which was in par with East Coast and Midwest dioceses.

The presentation and discussion was concluded on this agenda item.

(Committee Member Espino left his place at the table.)

**Update on Economic Development Program
with GE Transportation**

(Agenda Item 4)

Mr. Robert Sturns, Economic Development Manager, Housing and Economic Development Department, began his presentation by reminding the Committee that in May 2011 when this project was brought before the committee for approval there was a strong possibility that GE would look at additional investment at this site as there was some vacant land under consideration next to their site and they were looking at available options. He added the decision to expand came sooner than expected which was the purpose of today's update. Using a PowerPoint presentation, Mr. Sturns provided the following information about GE Transportation:

- Global technology leader and supplier to the railroad, marine, drilling, wind and mining industries.
- ISO-9001 certified company.
- +\$3.5 billion in sales.
- Transportation division headquartered in Erie, PA.
- Employs ~ 8,000 worldwide.

(Committee Member Jordan left his place at the table.)

**Update on Economic Development Program
with GE Transportation (cont'd)**

(Agenda Item 4)

- Products: Freight, passenger locomotives, railway signaling, communications systems, information technology solutions, marine engines, motorized drive systems for mining trucks and drills, high-quality replacement parts, value-added services.

He then displayed an aerial view of the location that reflected a red box of the site at 12850 Three Wide Drive which included the vacant land. He then displayed a closer aerial view of the location and explained that the existing IDI distribution center indicated by a blue box would be converted into a 900,000 square foot manufacturing facility. He advised that the area in the red box was the vacant land to the north which had already been purchased by the company.

Mr. Sturns transitioned to the next slide regarding Phase I of the project and summarized the project as follows:

- Expansion of existing 670,000 square foot distribution center – 900,000 square foot manufacturing facility.
- At least \$20M in real property improvements.
- At least \$40M in non-inventory personal property improvements.
- Deadline: December 31, 2012

(Committee Member Espino returned to his place at the table.)

He then provided information pertaining to the Evolution® Series Locomotive as reflected below:

- Most technologically advanced, diesel-electric, heavy-haul locomotive in the world today.
- 12-cylinder engine produces the same horsepower as its 16-cylinder predecessor.
- Less fuel, emissions than previous models.
- Meets EPA Tier 2 emissions requirements.
- 4,100 operating in 10 countries.

Mr. Sturns transitioned to his next slide and presented a summary on Phase II of the project as follows:

**Update on Economic Development Program
with GE Transportation (cont'd)**

(Agenda Item 4)

- Construction of new 236,000 square foot mining equipment plant on vacant land adjacent to existing distribution center.
- At least \$20M in real property improvements.
- At least \$30M in non-inventory personal property improvements.
- Deadline: December 31, 2012 (Same as Phase I)

He then presented a slide that provided information on the mining product line, specifically, Off Highway Vehicle Trucks and Fort Worth Facility Worksopce. He then advised of the following company goals:

- Investment
 - Minimum total investment of \$110M (\$40M RP & \$70M BPP)
 - Spend greater of \$10M or 25% of construction costs with Fort Worth companies.
 - Spend greater of \$10M or 25% of construction costs with Fort Worth M/WBE companies.
- Jobs
 - Minimum of 420 full-time employees (FTE) by December 31, 2012.
 - Minimum of 500 full-time employees (FTE) by December 31, 2013.
 - Up to 875 FTE by December 31, 2016.
 - 30% of FTE with Fort Worth residents.
 - 10% of FTE with Central City residents.
- Supply & Service
 - 30% or \$400,000.00 with Fort Worth contractors.
 - 10% or \$130,000.00 with Fort Worth M/WBE contractors.

Mr. Sturns then provided an explanation of the City's commitments as reflected in the following table:

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**Update on Economic Development Program
with GE Transportation (cont'd)**

(Agenda Item 4)

City Commitment	Potential Abatement
Real and Personal Property Investment	35%
Fort Worth Contractors	5%
Fort Worth M/WBE Contractors	5%
Overall Employment	15%
Fort Worth Employees	10%
Central City Employees	5%
Utilization of Fort Worth Companies for Services and Supplies	5%
Utilization of Fort Worth M/WBEs for Supplies and Services	5%
TOTAL	85%

Mr. Sturns provided the following development summary:

Original Proposal

- Private Investment
 - Minimum of \$60.0M real and personal property
- Employment
 - Up to 775 by December 31, 2016
- Public Investment \$3.3M
- Ratio (Private/Public) 18:1
 - City Participation 5.5%
 - Est. New Tax Rev. \$580,000

New Proposal

- Private Investment
 - Minimum of \$110.0M real and personal property
- Employment
 - Up to 875 by December 31, 2016
- Public Investment \$5.4M
- Ratio (Private/Public) 20:1
 - City Participation 4.9%
 - Est. New Tax Rev. \$950,000

Mr. Sturns completed his presentation with the following staff recommendation:

- Enter into a 10-year tax abatement agreement with GE Transportation that could potentially abate up to 85% of the City's incremental taxes generated from real property improvements and business personal property investment at the site of new manufacturing and mining facilities.
- Waive fees associated with the project.

(Committee Member Jordan returned to his place at the table.)

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**Update on Economic Development Program
with GE Transportation (cont'd)**

(Agenda Item 4)

Chairman Burns opened the floor for questions and/or comments.

There was no further presentation or discussion on this agenda item.

**Update on the Energy Assistance and
Weatherization Assistance Programs**

(Agenda Item 6)

Ms. Cynthia Garcia, Assistant Director, Housing and Economic Development Department, began her briefing by advising the Committee that the energy assistance program portion of the briefing would be provided by Sonia Singleton, Interim Assistant Director, Parks & Community Services Department. She added there were some questions about the Weatherization Assistance Program at the last meeting and this briefing would provide an update of the program over the last two (2) years. She provided the following information pertaining to the weatherization overview:

- City receives annual funding (Regular WAP) and stimulus funding for the Weatherization Program (ARRA WAP).
- Purpose: To reduce energy costs for low-income families by improving the energy efficiency of their homes.
 - Replace:
 - Leaking or non-compliance water heaters, gas stoves/ovens, gas space heaters due to high carbon monoxide readings.
 - Energy inefficient refrigerators and central air conditioning units/wall units with an energy-star more efficient unit.
 - Install:
 - Compact fluorescent lights in all fixtures.
 - Insulation for walls, floors and attics.
 - Complete minor repairs to protect the weatherization improvements installed (i.e., siding repairs).

Ms. Garcia then provided information relative to the current status of the programs as indicated below:

- ARRA WAP
 - Complete 344 units by the end of the ARRA contract in March 2012.

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**Update on the Energy Assistance and
Weatherization Assistance Programs
(cont'd)**

(Agenda Item 6)

- Regular WAP
 - Annual contracts – various end dates.
 - Program transferred to Parks and Community Services Department on October 1, 2011.
 - Will complete 200 single family units by March 31, 2012.

Ms. Garcia’s next slide pertained to the WAP income eligibility breakdown as follows:

Size of Family	Annual Income	Monthly Income	Weekly Income
1	\$21,660.00	\$1,805.00	\$417.00
2	\$29,140.00	\$2,428.00	\$560.00
3	\$36,620.00	\$3,052.00	\$704.00
4	\$44,100.00	\$3,675.00	\$848.00
5	\$51,580.00	\$4,298.00	\$992.00
6	\$59,060.00	\$4,921.00	\$1,136.00
7	\$66,540.00	\$5,545.00	\$1,280.00
8	\$74,020.00	\$6,168.00	\$1,423.00

For families with more than eight (8) persons, add \$7,480.00 for each additional person.

Her next slide showed a table relative to funding information for the program as follows:

	Regular WAP	ARRA WAP
Department of Energy (Maximum per house \$6,500.00)	\$ 353,795.00	
DOE-Low Income Home Energy Assistance Program (LIHEAP) (Maximum per house \$4,000.00)	\$1,207,513.00	
Oncor	\$ 300,000.00	
Texas Association of Community Action Agency (TACAA) (Maximum per house \$6,500.00)	\$ 500,000.00	
ARRA Funding (Maximum per house \$6,500.00)		\$15,146,008.00
TOTAL	\$2,361,308.00	\$15,146,008.00

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**Update on the Energy Assistance and
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(cont'd)**

(Agenda Item 6)

Ms. Garcia then presented a slide with a table that contained information regarding the amount of units completed during 2010-2011 as reflected below:

Unit Type	Regular WAP	ARRA WAP
Single Family	250	307
Multi-Family	0	1,759
TOTAL	250	2,066

It is anticipated that the City will complete 344 units by the end of the ARRA contract in March (304 multi-family units and 40 single family units).

She advised the Committee on the following information pertaining to the waiting list for weatherization services:

- ARRA WAP
 - City closed single family list last year – all approved applicants will be completed by March 2012.
- Regular WAP
 - City stopped approving applications in October 2010.
 - Currently approximately 110 on the waiting list.
 - List of approximately 2,300 waiting to apply for program. Housing and Economic Development Department will notify the 2,300 to contact Community Action Call Center to schedule an appointment to determine if they are eligible to apply for the program.

Ms. Garcia then displayed a colored map that reflected the locations of weatherization services had occurred within Fort Worth city limits and within Tarrant County. She explained that the colored boxes as follows:

- Gold Boxes: DOE-ARRA Single Family (Completed).
- Pink Boxes: DOE-AARA Multi-Family (Completed).
- Green Boxes: LIHEAP-TACAA Single-Family (Completed)

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**Update on the Energy Assistance and
Weatherization Assistance Programs
(cont'd)**

(Agenda Item 6)

Ms. Garcia concluded her presentation by recognizing Mr. Joe Cordova, Manager of the program, and members of the weatherization staff and stated that they had done a wonderful job. She added that they had completed an incredible amount of units in a short amount of time and pointed out that the program was so successful that the State had asked City staff to take additional funds on two occasions. She further stated that she and Mr. Cordova had attended a meeting in Austin last week and it was noted that Fort Worth had a model program.

Mr. Richard Zavala, Director, Parks and Community Services (PACS) Department, stated that he wanted to take this opportunity to give the Committee the big picture on what they did in the PACS department. He asked that the Committee keep in mind the due diligence process PACS went through to qualify their clients as they did not have the type of resources to help as many people as they would like to so the process was very detailed to ensure that the dollars they received from the State helped as many people as possible. He pointed out that they did have safety net dollars because of contributions that had been received and that this program view would provide how the weatherization program fit into a PACS program to reveal that it was a very good way of doing business as it was very strategic. He introduced Ms. Sonia Singleton, Interim Assistant Director, Parks & Community Services Department

Ms. Singleton advised that she would be provided information regarding the Community Action Partners (CAP) Program and the services they provided. Using a PowerPoint presentation, she began by stating the City of Fort Worth was designated as a Community Action Partner (CAP) in 1981 and provided the following additional information:

- Serves as the Community Action Agency for Tarrant County.
 - Primary Funding Source
 - Community Services Block Grant*
 - Comprehensive Energy Assistance Program*
- *Texas Department of Housing and Community Affairs

Her next slide pertained to PACS services as noted below:

- Primary Services
 - Utility Payment Assistance (Texas Department of Housing and Community Affairs (TDHCA) : Comprehensive Energy Assistance Program (CEAP)

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**Update on the Energy Assistance and
Weatherization Assistance Programs
(cont'd)**

(Agenda Item 6)

- Heating/Cooling Repair, Replace, or Retrofit (TDHCA:CEAP)
- Water Bill Payment Assistance (CFW/Monarch Utilities)
- Case Management: Families in Transition (TDHCA:CEAP)
- Homeless Prevention (HUD:ESG)
- Holiday Gifting Programs (CSBG, Donations & GF [lease])
 - Cowboy Santas Program
 - Silver Stars
- Special Youth Nutrition Programs
 - Summer Food (TDA)
 - Afterschool Snack (TDA)
 - Kids Café (Tarrant County Food Bank)

Ms. Singleton then provided an explanation of her next slide which reflected information on the CAP service delivery structure for various areas in the City. She transitioned to the following slide that pertained to the Comprehensive Energy Assistance Program and advised that the program was comprised of four (4) components reflected below:

- Energy Crisis – Assist households in danger of losing access to energy during cases of extreme weather. Energy Crisis assistance for one (1) household cannot exceed their allocation of up to \$1,600.00 in one (1) year.
- Elderly/Disabled – Eligible households may receive up to eight (8) payments depending on their energy priority rating.
- Co-Payment – Provides up to six (6) months utility assistance along with case management services to achieve long-term energy self-sufficiency and financial independence by offering support to locate or maintain employment while enrolled in program.
- Heating/Cooling – This component reduces the household’s energy burden by reducing the energy demand from inefficient heating and cooling appliances (stoves are not eligible for replacement). Households may receive up to \$6,000.00 in assistance.

She advised the Committee of the following information regarding weatherization:

- Customers experience “One Stop Shop”
- Increased access to services
- Improved program coordination

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**Update on the Energy Assistance and
Weatherization Assistance Programs
(cont'd)**

(Agenda Item 6)

Ms. Singleton then shared information regarding other related programs for this initiative as follows:

- Atmos: Share the Warmth (Utility Payment Assistance)
- Atmos: Keep the Warmth (Energy Efficiency)
- TXU Energy Aid
- Water Donation Funds
 - CFW and Monarch Utilities

Ms. Singleton concluded her presentation by explaining her last two slides. The slide on Consumer Demand reflected a bar graph indicating assistance provided in 2010 and 2011. The slide on CEAP Funding Trends reflected allocations from 2007 through 2011.

Chairman Burns opened the floor for questions and/or comments.

Committee Member Hicks expressed appreciation to staff for all they did and added that there was so much need in the community especially with the difficult economy. She added that she was pleased to see the funding increased and pointed out that the Council knew about the difficulty with obtaining a quorum for some meetings. She offered the assistance of Council Aides to attend the meetings when necessary to allow business at the meetings to take place.

Committee Member Shingleton stated that residents in the Como area greatly depended on the assistance of the CAP program, particularly in after school services and expressed his appreciation to Ms. Singleton for her leadership with the program.

Committee Member Price expressed appreciation to Ms. Singleton and pointed out that the program recently received Nooks from Barnes and Noble which were accepted by Ms. Singleton.

There was no further presentation or discussion on this agenda item.

Executive Session

(Agenda Item 7)

Chairman Burns stated that he had been advised that an Executive Session was not necessary on the following items:

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Executive Session (cont'd)

(Agenda Item 7)

- A. Seek the advice of its attorneys concerning the following items that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules, as authorized by Section 551.071 of the Texas Government Code: (i) legal issues related to any current agenda items;
- B. Discuss the purchase, sale, lease or value of real property, as authorized by Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party; and,
- C. Discuss or deliberate negotiations relating to any economic development negotiations, as authorized by Section 551.087 of the Texas Government Code.

This agenda item was passed over.

Request for Future Agenda Items

(Agenda Item 8)

Chairman Burns opened the floor for requests for future agenda items. There were no requests for future agenda items.

Committee Member Espino referred to the Joint Meeting between the Fort Worth City Council and the Board of Directors of the Fort Worth Independent School District (FWISD). He stated that it would be helpful for other ISDs in the area (Crowley, Keller, Northwest, White Settlement) to send representatives to make a presentation at either a Housing and Economic Development Committee meeting or perhaps at a Pre-Council Worksession and give an update of what was happening in their districts. He asked that staff look at a schedule and perhaps have those representatives provide updates at a future meeting.

Committee Member Hicks expressed appreciation to the staff for the ground breaking at Terrell Heights which was attended by Mayor Price and Council Member Shingleton. She added that the area had so many empty lots and the new houses would be a significant achievement for the city. She expressed appreciation to Jay Chapa and Cynthia Garcia from the Housing and Economic Development Department and added that she hoped to see in this type of development in the Como area and on the Northside of the City. She also pointed out that the support from the Council on this development was greatly appreciated.

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**Date of Next Regular Meeting –
December 6, 2011**

(Agenda Item 9)

Chairman Burns advised that the next regular meeting of the Housing and Economic Development Committee was tentatively scheduled for Tuesday, December 6, 2011.

Adjourn

(Agenda Item 10)

With no further presentations or discussions, Chairman Burns adjourned the regular meeting of the Housing and Economic Development Committee at 2:23 p.m., on Tuesday, November 1, 2011.

These minutes approved by the Housing and Economic Development Committee on the ____ day of _____, 2011.

APPROVED:

Joel Burns, Chairman

Minutes Prepared by and Attest:

Ronald P. Gonzales, Assistant City Secretary



MEMORANDUM

Date: December 6, 2011

To: Chairman Burns & Members of the Housing and Economic Development Committee

From: Jay Chapa, Director of Housing and Economic Development 

Subject: Economic Development Program agreement with Wal-Mart LLC

In 2008, Wal-Mart acquired property at U.S. 287 and Avondale-Haslet Road for a future SuperCenter development. In order to accommodate the anticipated traffic, Avondale Haslet Road would have to be widened and City policy only requires that Wal-Mart build two lanes for the project. The desire for both the City and Wal-Mart was to have the complete four lanes built in conjunction with the development. However, there was no funding allocated by the City for the additional improvements which were estimated at \$900,000. In order to accommodate the development and road improvements, Staff presented a proposal to enter into a Chapter 380 agreement with Wal-Mart to reimburse the company for the cost of completing the City improvements. Due to the downturn in the economy, the project was put on-hold by Wal-Mart before any construction was undertaken or the agreement was approved by Council.

The company is now ready to move forward with the development and Staff is proposing that the City enter into the same Chapter 380 agreement to complete the road construction. The agreement would provide up to 3 annual economic development program grants equal to 50% of the City's \$.01 general sales tax revenues and 50% of the City's real property taxes attributable to a new Wal-Mart store. The cumulative grant in total would not exceed \$1.0 million.

Wal-Mart will enter into a Community Facilities Agreement with the City to fund and construct four lanes of Avondale Haslet from 287 to the back edge of the Wal-Mart property. In return for the grant payments, Wal-Mart will construct and open a 140,000 sq. ft. Wal-Mart store by January 1, 2013. The company will make a good faith effort to expend at least twenty-five percent (25%) of all Hard Construction Costs with Fort Worth M/WBE Companies and commits to employ a minimum of 50-employees during the agreement period. If Wal-Mart 1) fails to expend a minimum of \$10,000,000.00 in Construction Costs, 2) does not meet the Completion Deadline or 3) fails to complete the road project, the City will have the right to terminate the agreement without further obligation. Staff will bring forward an M&C for the Agreement at the December 13, 2011 Council meeting.

Please contact me if you have any questions or concerns.



Updated December 1, 2011

City of Fort Worth
City Council Pre-Council Agenda Calendar

December 6, 2011 **Monthly Zoning Meeting**

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

1:00 p.m. Local Development Corporation

Housing and Economic Development Committee

(Immediately following the LDC)

3:00 p.m. Pre-Council Meeting

Continued Items:

- **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) (**Continued from November 15, 2011 by Staff**)
- **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**)
- **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 and Deborah Duke, Library*]
- o Quarterly Budget Update [*Horatio Porter, Budget and Doug Wiersig, Transportation and Public Works*]
- o Briefing on Public Art Policies and Procedures [*Fernando Costa, City Manager's Office*]



Updated December 1, 2011

City of Fort Worth
City Council Pre-Council Agenda Calendar

December 13, 2011

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

- o Update on Tarrant County 911 [*Greg Petrey, Tarrant County 911*]
- o Briefing on the 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)

January 2, 2012 (Monday)

City Hall Closed – New Year's Day Holiday

January 3, 2012

1:00 p.m. Housing and Economic Development Committee (cancelled)
Housing Finance Corporation (cancelled)
Local Development Corporation (cancelled)
3:00 p.m. Pre-Council Meeting (cancelled)



Updated December 1, 2011

City of Fort Worth
City Council Pre-Council Agenda Calendar

January 10, 2012 Monthly Zoning Meeting

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

1:00 p.m. Infrastructure & Transportation Committee

2:00 p.m. Housing Finance Corporation

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)**
- o Overview on Significant Zoning Cases [*Dana Burghdoff, Planning and Development*]
- o Presentation on My Tax Dollars at Work [*Horatio Porter, Budget*]
- o Review of Performance Appraisal Process for Appointed Officials [*Karen Marshall, Human Resources*]

January 16, 2012 *(Monday)*

City Hall Closed – Martin Luther King, Jr. Holiday

January 17, 2012

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



Updated December 1, 2011

City of Fort Worth
City Council Pre-Council Agenda Calendar

January 24, 2012

8:30 a.m. Pre-Council Meeting

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 November 15, 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 November 15, 2011 by Council Member Shingleton**)
- o Presentation on the Regulation of Signs in Scenic Corridors [*Randle Harwood, Planning and Development*]

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 Council Meeting of November 15, 2011 Staff Action Tracking

Item#1 Rain Barrels Requested by: CD 4

Due Date: December 13, 2011

Staff Action: Staff to prepare an IR on regulations pertaining to rain barrels for collecting rainwater at residences.

Responsibility: Randle Harwood (Planning and Development)

Item #2 Golf Advisory Committee Requested by: CD 8

Due Date: January 24, 2012

Staff Action: Staff to review the role and function of the Golf Advisory Committee and report back to Council.

Responsibility: Richard Zavala (Parks and Community Services)

**CITY OF FORT WORTH, TEXAS
REGULAR CITY COUNCIL MEETING
NOVEMBER 15, 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 10:10 a.m., on Tuesday, November 15, 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 - Imam Talib Salahuddin, Masjid Hassan of Al Islam

The invocation was provided by Imam Talib Salahuddin, Masjid Hassan of Al Islam.

III. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF NOVEMBER 1, 2011

Motion: Council Member Jordan made a motion, seconded by Mayor Pro tem Zimmerman that the Minutes of the regular meeting of November 1, 2011, be approved as corrected on Page 16, Item 6. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

V. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

City Manager Higgins requested that Mayor and Council Communication Nos. P-11324, L-15281 and C-25292 be withdrawn from the Consent Agenda for individual consideration.

VI. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

City Manager Higgins requested that Mayor and Council Communication No. L-15281 be continued until the December 6, 2011, Council meeting.

VII. CONSENT AGENDA

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

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.

The City Council approved the following recommendation: Authorize the City Manager to Appoint the Persons Named Below to Places 1, 3, 5, 7, 9 and 11, respectively on the City's Construction and Fire Prevention Board of Appeals, With Terms Expiring on October 1, 2013.

Mr. Parris Jones, Place 1, Architect - Reappointment
Mr. Tom Lewis, Place 3, Fire Protection - Reappointment
Mr. Jared Hicks, Place 5, General Contractor - Appointment
Mr. Grady Kane, Place 7, Master Plumber - Appointment
Mr. Robert Madeja, Place 9, Home Builder - Reappointment
Mr. Carl Harkins, Place 11, Alternate Architect - Appointment

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.

The City Council approved the following recommendation: Authorize Payment for the City's Fiscal Year 2012 Membership to the North Central Texas Council of Governments in an Amount Not to Exceed \$74,629.00.

(VII. CONSENT AGENDA Continued)

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.**

The City Council approved the following recommendation: Adopt Resolution No. 4043-11-2011 Increasing the Maximum Amount to be Paid to Whitaker, Chalk, Swindle & Schwartz, L.L.P., Formerly Whitaker, Chalk, Swindle & Sawyer, L.L.P., as a Final Payment for Assisting the City with Legal Matters Concerning the Water Department and Transportation and Public Works Contracts and Litigation Concerning Premature Street Failures, in an Additional Sum of \$50,000.00.

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.**

The City Council approved the following recommendation: Authorize the Temporary Road Closure of Approximately 115 Feet of Riverfront Drive West From its Intersection With South University Drive From November 16, 2011, Through February 29, 2012, to Make a Connection to an Existing Sanitary Sewer in Riverfront Drive.

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.**

The City Council approved the following recommendation: Adopt 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.

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.**

The City Council approved the following recommendation: Approve a Three (3) Month 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.

(VII. CONSENT AGENDA Continued)

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.**

The City Council approved the following recommendation: Authorize the Acceptance of a Monetary Donation in the Amount of \$2,000.00 From an Anonymous Donor; Adopt Appropriation Ordinance No. 19965-11-2011 Increasing the Estimated Receipts and Appropriations in the Special Gifts Fund, Subject to Receipt of a Monetary Donation, for the Purpose of Recognizing 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 Ordinance No. 19966-11-2011 Increasing the Estimated Receipts and Appropriations in the General Fund, From Available Funds, for the Purpose of Recognizing Members of the Fire Department for Their Outstanding Contributions.

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.**

The City Council approved the following recommendation: Adopt Supplemental Appropriation Ordinance No. 19967-11-2011 Increasing the Estimated Receipts and Appropriations in the General Fund in the Amount of \$40,000.00, Upon Receipt of Payment From Linebarger Goggan Blair & Sampson, LLP, Under City Secretary Contract No. 39231, for Collection of Delinquent Parking and Criminal Citations as Well as to Fund Supplemental Law Enforcement Services During Warrant Round-Ups or Special Initiative as Designated by the Municipal Court Services Department.

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.**

The City Council approved the following recommendation: Authorize the Acquisition of a Fee Simple Interest in 0.701 Acre of Land for the Future East Side Pump Station, Located in the Ocie Speer Addition, Lots 1, 2 and 3, Block B, also Known as 2512, 2516 and 2520 East Vickery Boulevard, Fort Worth, Texas, From Bill Burdock for \$50,000.00; Find That the Total Price of \$50,000.00 is Just Compensation; and Authorize the Acceptance of the Conveyances, Recording of Appropriate Instruments and Payment of the Estimated Closing Costs Up to \$1,500.00.

(VII. CONSENT AGENDA Continued)

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.**

The City Council approved the following recommendation: Adopt Appropriation Ordinance No. 19968-11-2011 Increasing the Estimated Receipts and Appropriations in the Park Dedication Fees Fund in the Amount of \$139,903.00, From Available Funds, for the Purpose of Transferring Said Funds to the General Fund to Offset Operation and Oversight Costs Associated With Management of the Neighborhood and Community Park Dedication Policy; and Authorize the Transfer of \$139,903.00 From the Park Dedication Fees Fund to the General Fund for Operation and Oversight Costs.

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.**

The City Council approved the following recommendation: 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.

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.**

The City Council approved the following recommendation: Authorize Execution of the 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 in Exchange for the Heirs Retaining a 35 Percent Interest in the Mineral Estate.

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.**

(VII. CONSENT AGENDA Continued)

(C-25265 Continued)

The City Council approved the following recommendation: Authorize the City Manager to Enter into a Contract With Lowell Denton of Denton, Navarro, Rocha and Bernal, P.C., as a Consultant to Assist the City Manager in Regards to Public Safety Labor Negotiation Issues in an Amount Up to \$75,000.00; and Adopt Supplemental Appropriation Ordinance No. 19969-11-2011 Increasing the Estimated Receipts and Appropriations in the General Fund and Decreasing the Unaudited, Unreserved, Undesignated General Fund Balance by the Same Amount, for the Purpose of Funding an Outside Labor Negotiations Consultant to Assist the City in Public Safety Labor Negotiations.

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.**

The City Council approved the following recommendation: Authorize the 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 15 Foot Sanitary Sewer Easement at 3209 North Main.

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.**

The City Council approved the following recommendation: Authorize an 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 and 1076 Calvert as Co-Applicant With the Tarrant Regional Water District.

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.**

The City Council approved the following recommendation: Authorize the 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 15 Foot Water Easement at 9601 South Freeway.

(VII. CONSENT AGENDA Continued)

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.**

The City Council approved the following recommendation: Authorize the City Manager to Execute a Contract for Supplemental Audit Staffing Services With Robert Half International, Inc., Through its Division Robert Half Management Resources Company, for the Office of City Auditor in the Amount of \$105,000.00.

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.**

The City Council approved the following recommendation: Authorize Amendment of City Secretary Contract No. 29292, With Aon Consulting, Inc., for Group Health Benefits Consulting Services, Assistance With the Development and Implementation of Cost-Saving Measures and Actuarial Analysis for Benefit Scenarios, to Extend the Term Through 2013 With Cost Not to Exceed \$332,000.00.

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.**

The City Council approved the following recommendation: Authorize the Execution of a Contract for an Amount Not to Exceed \$146,821.00 With the Fort Worth Metropolitan Black Chamber of Commerce to Assist Minority and Women Business Enterprises and Small Businesses for the Period of October 1, 2011, Through September 30, 2012.

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.**

The City Council approved the following recommendation: Authorize the Execution of a Contract for an Amount Not to Exceed \$169,439.00 With the Fort Worth Hispanic Chamber of Commerce to Assist Minority and Women Business Enterprises and Small Businesses for the Period of October 1, 2011, Through September 30, 2012.

(VII. CONSENT AGENDA Continued)

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.**

The City Council approved the following recommendation: Authorize the 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 Canton Drive, Church Street, Halbert Street and Van Natta Lane Thereby Revising the Total Contract Amount to \$2,427,747.55.

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.**

The City Council approved the following recommendation: Authorize the Execution of Change Order No. 5 in the Amount of \$66,578.91 to City Secretary Contract No. 39522 With Stabile & Winn, Inc., Revising the Total Contract Amount to \$2,471,304.20.

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.**

The City Council approved the following recommendation: 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.

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.**

The City Council approved the following recommendation: 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.

(VII. CONSENT AGENDA Continued)

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.**

The City Council approved the following recommendation: Authorize the City Manager to Execute Agreements for Resolution of Litigation Relating to Premature Street Failures With Conatser Construction, Inc., and Conatser Construction Texas, LP.

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.**

The City Council approved the following recommendation: Authorize 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.

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.**

The City Council approved the following recommendation: Authorize the 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, Thereby Increasing the Total Contract Amount to \$894,624.24.

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.**

The City Council approved the following recommendation: Authorize the Execution of Change Order No. 2 in the Amount of \$73,236.70 to City Secretary Contract No. 41264, a Construction Contract With Stabile & Winn, Inc., for Sanitary Sewer Main and Sanitary Sewer Service Replacements on Goodman Street and Penticost Street, Thereby Revising the Original Contract Amount to \$2,632,392.90.

(VII. CONSENT AGENDA Continued)

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.**

The City Council approved the following recommendation: Authorize the Execution of a Contract in an 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.

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.**

The City Council approved the following recommendation: Authorize Execution of a Cost Reimbursement Agreement With the United States Federal Bureau of Investigation, Organized Crime Drug Enforcement Task Force in Order for the Police Department to Participate in the Task Force by Temporarily Assigning Fort Worth Police Officers to the Task Force; Authorize Agreement to Begin on October 1, 2011, and Continue Until September 30, 2012; and Adopt Appropriation Ordinance No. 19970-11-2011 Increasing the Estimated Receipts and Appropriations in the Grants Fund in the Amount of \$17,202.25, Subject to Receipt of Funds from the United States Federal Bureau of Investigation, for the Purpose of Funding the Reimbursement of Overtime Payments Made to Officers Assigned to the Organized Crime Drug Enforcement Task Force for Fiscal Year 2012.

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.**

The City Council approved the following recommendation: 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 No. 19971-11-2011 Increasing the Estimated Receipts and Appropriations in the Municipal Court Technology Project Section of the Special Trust Fund, From Available Funds, for Evaluation of the System.

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.**

(VII. CONSENT AGENDA Continued)

(C-25284 Continued)

The City Council approved the following recommendation: Authorize Execution of an Interlocal Agreement With the Fort Worth Independent School District (FWISD) for the City to Provide a School Attendance Court to Adjudicate Fort Worth Independent School District FWISD Truancy Cases for an Estimated Amount of \$650,651.67; Authorize Acceptance of Reimbursement From the FWISD for an Estimated Amount of \$470,300.84 for Personnel and Other Costs Related to the Operation of the School Attendance Court in Fiscal Year 2011-2012; Adopt Appropriation Ordinance No. 19972-11-2011 Increasing the Estimated Receipts and Appropriations in the Juvenile Case Manager Project Section of the Special Trust Fund, in the Amount of \$56,604.33, From Available Funds, for the Purpose of Transferring Said Funds to the General Fund to Offset Costs Associated With the School Attendance Court; and Authorize the Transfer From the Special Trust Fund, Juvenile Case Manager Project to the General Fund.

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.**

The City Council approved the following recommendation: Authorize Execution of a Utility Adjustment Agreement With McLeodUSA Telecommunications Services, LLC, d/b/a PAETEC Business Services in an Amount of \$118,775.00 for Relocation of a Fiber Duct System as Part of the Runway Extension Project at Fort Worth Alliance Airport.

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.**

The City Council approved the following recommendation: 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.

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.**

The City Council approved the following recommendation: Authorize the City Manager to Execute 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.

(VII. CONSENT AGENDA Continued)

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.**

The City Council approved the following recommendation: Authorize the Transfer of \$666,005.00 From the Water and Sewer Operating Fund in the Amount of \$391,100.00 to the Water Capital Projects Fund and in the Amount of \$274,905.00 to the Sewer Capital Projects Fund; Adopt Appropriation Ordinance No. 19973-11-2011 Increasing the Estimated Receipts and Appropriations in the Water Capital Projects Fund and the Sewer Capital Projects Fund, From Available Funds, for the Purpose of Funding Sanitary Sewer Rehabilitation Contract 72, Part 2; and Appropriate Water and Sewer Funds in the Amount of \$1,968,610.00 for Financing Structure for the Previously Authorized Contract 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.

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.**

The City Council approved the following recommendation: Authorize Execution of the Second Renewal of a Contract in the Amount of \$500,000.00 With Westhill Construction, Inc., for Utility Cut Repair Contract 2009 UC01-2010 Thereby Increasing the Contract Amount to \$1,500,000.00.

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.**

The City Council approved the following recommendation: Adopt Appropriation Ordinance No. 19974-11-2011 Increasing the Estimated Receipts and Appropriations in the Park Gas Lease Project Fund in the Amount of \$150,000.00, From Available Funds, for the Purpose of Funding Parking Renovations at the Fort Worth Botanic Garden; and 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.

(VII. CONSENT AGENDA Continued)

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.**

The City Council approved the following recommendation: Authorize Acceptance of Additional Grant Funds From the Texas Department of Housing and Community Affairs (TDHCA) in the Amount of \$1,202,727.00, for the Project Year 2011 Comprehensive Energy Assistance Program (CEAP); Adopt Appropriation Ordinance No. 19975-11-2011 Increasing the Estimated Receipts and Appropriations in the Grants Fund, Subject to Receipt of Grant Funds From the TDHCA for the Purpose of Funding the Project Year 2011 CEAP; and Apply Indirect Costs to the Additional Grant Funds at a Rate of 19.18 Percent, Which Represents the Most Recently Approved Rate for This Department and Apply the New Approved Rate When Available.

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

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

End of Consent Agenda.

- B. **Purchase of Equipment, Materials, and Services - Consent Items (Removed from Consent Agenda for Individual Consideration)**

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.**

The recommendation was that the City Council 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.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Shingleton that Mayor and Council Communication No. P-11324 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

C. Land - Consent Items (Removed from Consent Agenda for Individual Consideration)

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.

It was the consensus of the City Council that Mayor and Council Communication No. L-15281 be continued until the December 6, 2011, Council meeting.

E. Award of Contract - Consent Items (Removed from Consent Agenda for Individual Consideration)

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.

The recommendation was that the City Council Authorize Execution of an Agreement With the Friends of the Fort Worth Nature Center and Refuge, Inc., to Manage Entry Fees Used to Fund Entry Gate Staff Positions and Minor Capital Improvements, to Operate a Gift Shop on City Property and to Engage in a Variety of Other Fundraising Activities to Benefit the Fort Worth Nature Center and Refuge.

Council Member Shingleton expressed appreciation to the Friends of the Fort Worth Nature Center and Refuge, Inc., for their support and stated the Fort Worth Nature Center and Refuge was a jewel in the City.

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino that Mayor and Council Communication No. C-25292 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

[IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.](#)

[1. Presentation of Proclamation for Veterans Day](#)

Council Member Jordan presented the Proclamation for Veterans Day to Robert McAllister, Lieutenant Colonel (retired), United States Army and Field Operations Supervisor, Parks and Community Services Department, and recognized other members of the military who attended the meeting. He stated that Fort Worth and the surrounding area had over 100,000 veterans serving in all branches of service from all wars and military conflicts including World War II to

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

the present wars in Iraq and Afghanistan. He further stated that veterans throughout the decades, along with their fallen brothers and sisters had sacrificed their time and lives to preserving the freedom and democracy this country stood for and so other nations could flourish. He also stated that a new generation of America's sons and daughters were at present serving in harm's way, fighting to make our Nation and the world a safer, more peaceful place to live and raise families. He advised that it was through their sacrifices and unwavering belief in our heritage and freedom that our veterans had earned the support and gratitude of our country and numerous others worldwide. He pointed out that offering respect to those who had worn and currently wear military uniforms served to remind citizens, particularly the youth of our Nation, of the courage and unbelievable sacrifices made by the men and women who preserved America's cherished way of life.

Lieutenant Colonel McAllister expressed appreciation to the Mayor and Council for the Proclamation and the recognition and stated that Veterans Day saluted members of the military both past and present.

Mayor Price expressed appreciation to the veterans and reminded all citizens not to take their freedom for granted.

2. Presentation of Proclamation for Cowboy Santas Month

Council Member Hicks presented the Proclamation for Cowboy Santas Month to Ms. Sharon Armstrong, President, Cowboys Santas Program, Inc. She stated that Since 1981, the Cowboy Santas Program, a citywide effort operated through the Parks and Community Services Department, had provided toys to low-income children ages 12 years and under throughout Fort Worth and Tarrant County. She further stated that the compassion of local television and radio stations, area businesses and a number of national toy drive participants had greatly helped in an effort to collect the toys and funds that were needed to support this exceptional program. She advised that the unrelenting and selfless dedication exhibited by City employees, private citizens and charitable organizations was largely responsible for the progress of this partnership. She further advised that despite the challenging economy during the 2010 holiday season, the Cowboy Santas program served more than 5,100 families, providing gifts for 12,509 children, accumulating over \$124,313.00 in monetary contributions and \$679,406.00 in in-kind donations with the assistance of numerous volunteers who donated 2,451 hours of their time bagging and delivering toys to Fort Worth families.

Ms. Armstrong expressed appreciation to the Mayor and Council for the Proclamation and introduced staff and Board members who attended the Council meeting. She encouraged everyone to make a monetary or toy donation this year to support the community.

Mayor Price expressed appreciation to the Cowboy Santas volunteers for their hard work and encouraged everyone to donate their time or a toy to the cause.

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

3. Presentation of Proclamation for National Cutting Horse Association's 50th Futurity

Council Member Shingleton presented the Proclamation for National Cutting Horse Association's 50th Futurity to Mr. Jeff Hooper, Executive Director, National Cutting Horse Association. He stated that in 1946, the National Cutting Horse Association was formed and organized in Fort Worth to encourage, promote, advertise and develop the cutting horse as a unique and excellent equine athlete. He further stated that the National Cutting Horse Association World Championship Futurity was established in 1962 and this year marked the 50th edition of the Futurity which would be conducted at the Will Rogers Memorial Center in Fort Worth from November 21, 2011, through December 10, 2011. He advised that the National Cutting Horse Association Triple Crown of Cutting events, each being held annually in Fort Worth, brought horse enthusiasts and people to the city who admired the "Cowboys and Culture" of Fort Worth. He pointed out that the visitors boosted the economy by collectively generating over \$57 million in spending, in 275,000 visitor days, making the National Cutting Horse Association Futurity one of the premier entertainment and economic activities in Fort Worth.

Mr. Hooper and Mr. Kirk Slaughter, Director, Public Events Department, expressed appreciation to the Mayor and Council for the Proclamation and invited everyone to attend the event.

4. Presentation of Proclamation for Small Business Saturday

Council Member Scarth presented the Proclamation for Small Business Saturday to Ms. Melanie Jones, Owner, Prim & Proper, and Ms. Laura Bley, CFA, President, Bley Investment Group, Inc. He stated the City of Fort Worth believed that small businesses were the backbone and the glue that held the community together as they created jobs, boosted the local economy and preserved neighborhoods. He further stated that according to the Fort Worth Chamber of Commerce there were currently 30,922 small businesses in the City. He pointed out that 99 percent of United States consumers agreed it was important to support the small businesses they valued in their communities and 90 percent were willing to pledge their support for a "Buy Local" small business initiative like Small Business Saturday. He also added that advocacy groups as well as public and private organizations across the country had endorsed the Saturday after Thanksgiving as Small Business Saturday and the City encouraged all residents to support small businesses and merchants on this day and throughout the year. He also displayed a poster encouraging the community to support Small Business Saturday.

Ms. Jones expressed appreciation to the Mayor and Council for the Proclamation and stated that she was a third generation small business owner and encouraged everyone to support their community on Small Business Saturday.

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

5. Presentation of Proclamation for Pancreatic Cancer Awareness Month

Council Member Espino presented the Proclamation for Pancreatic Cancer Awareness Month to Virginia Griffin, Volunteer Dallas/Fort Worth Affiliate - Fort Worth area, Pancreatic Cancer Action Network. He stated that in 2011, an estimated 44,030 people would be diagnosed with pancreatic cancer in the United States and 37,660 would die from the disease and of those deaths approximately 2,260 would occur in Texas. He pointed out that pancreatic cancer was the fourth leading cause of death in the United States with no cure or significant improvements in the survival rates in the last 40 years. He stated that the Pancreatic Cancer Action Network was the first and only national patient advocacy organization that served the pancreatic cancer community nationwide by focusing its efforts on public policy, research funding and patient services in addition to public awareness and education related to developing effective treatments and a cure for pancreatic cancer. He further stated that the Pancreatic Cancer Action Network and its affiliates in Fort Worth were committed to nothing less than a cure, therefore the good health and well-being of the residents of Fort Worth was undoubtedly enhanced through increased awareness as well as research pertaining to early detection, causes and effective treatments.

Ms. Griffin expressed appreciation to the Mayor and Council for the Proclamation. She also displayed photographs of her brother, niece and cousin, who all passed away from pancreatic cancer and encouraged everyone to visit www.pancan.org to donate and participate in upcoming events.

6. Presentation of Certificate of Recognition to Fort Worth Convention and Visitors Bureau

Mayor Pro tem Zimmerman presented a Certificate of Recognition to Mr. David A. DuBois, President/CEO, Fort Worth Convention and Visitors Bureau (CVB). He stated that the City recognized the Fort Worth Convention and Visitors Bureau on receiving accreditation status from the Destination Marketing Association International (DMAI), a professional membership association for destination marketing organizations and convention and visitors bureaus, which had over 650 member organizations across 30 countries. He further stated that the Destination Marketing Accreditation Program (DMAP), an independent body that defined quality and performance issues in destination marketing, recognized CVB's that met or exceeded industry standards and addressed issues such as standards of performance, best practices and techniques as well as service excellence. He pointed out that this accreditation enhanced the credibility of its' recipients with their customers, stakeholders and staff and brought benefits such as measurable systems, customer confidence, defined standards, access to industry knowledge and a focused organization. He stated that accomplishments like these went a long way in strengthening the City's reputation as one of America's Most Livable Communities and ensured that the City was recognized as one of the best places to live and work.

(IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC. #6 Continued)

Mr. DuBois expressed appreciation to the Mayor and Council for the Certificate of Recognition and to Mr. Kirk Slaughter, Director, Public Events Department, for his support of the CVB.

Council Member Burns also expressed appreciation for their work in the community and stated that he once served on the CVB.

7. Presentation of Certificate of Recognition to Scott Allen, 2011 Quality Dealer of the Year

Mayor Price presented a Certificate of Recognition to Mr. Scott Allen, 2011 Quality Dealer of the Year, Owner and President, Car Corner, Inc. d/b/a Auto Land. She stated that the City congratulated Scott Allen on being named the 2011 Quality Dealer of the Year by the National Independent Automobile Dealers Association (NIADA). She stated that Mr. Allen, the owner of Auto Land in Haltom City, was a 20-year veteran of the automotive industry and was one (1) of 20 people who competed for this most prestigious honor after being named as a quality dealer by the State association. She advised that the recipients of the Quality Dealer of the Year award were judged by a variety of criteria including contributions to the automotive industry and community involvement. She further advised that as a member of the Texas IADA for 17 years and the President of the Fort Worth IADA for the last five (5) years, Mr. Allen had been politically active at both the state and local levels as he strived to improve business conditions for independent auto dealers. She added that Mr. Allen was to be admired for his commitment and dedication to the City.

Mr. Allen expressed appreciation to the Mayor and Council Members for the Certificate of Recognition and stated to contact him should they need any assistance in the car industry.

Other Special Presentations, Introductions, etc.:

Mayor Price presented City Secretary Marty Hendrix with a Certificate of Recognition and an arrangement of roses in honor of her retirement. Mayor Price thanked City Secretary Hendrix for all she had done for the City and stated that she would be sincerely missed. She advised that the Council wanted to publicly recognize her for her achievements. Mayor Price stated that the City of Fort Worth congratulated City Secretary Hendrix on her retirement after seven (7) years of service as the 21st City Secretary for the City. She advised that since her appointment by the Council on August 16, 2004, she had become an integral part of the City family. She advised that City Secretary Hendrix had a profound impact as a leader, manager, innovator, mentor and motivator. She pointed out that the improvements she had implemented and the suggestions that she gave to do things more efficient and effective, the promptness of her replies and the thoughtful consideration she gave to staff as well as to citizens was exceptional. She advised that her unique point of view and perspective had been essential to the successful progress of the City

(IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC. Other Continued)

of Fort Worth. She further stated that accomplishments like those went a long way in strengthening the City's reputation as one of America's Most Livable Communities and to ensure that the City was continually recognized as the best place to live, work, play and retire. She pointed out that the Certificate of Recognition was presented to City Secretary Hendrix not only for her dedicated service to the City of Fort Worth, but for her dedicated 35 years service to Municipal Clerks, as well.

City Secretary Hendrix expressed appreciation to the Mayor and Council for the Certificate of Recognition and the roses. She stated that she was honored to have served as an appointed official for the City and referred to her career as a City Secretary as "the sweet spot" in her life.

X. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events

Council Member Burns announced a public meeting on solid waste, including recycling, garbage and bulk pick-up would be held on November 17, 2011, from 6:00 p.m. to 7:30 p.m., at the Travis Avenue Baptist Church. He also announced that a meeting regarding the 7th Street bridge reconstruction would be held on November 18, 2011, at 2:00 p.m., in the Pre-Council Chamber, and encouraged citizens and business owners in the area to attend the meeting. He also announced that the Chesapeake Energy Parade of Lights would be held on November 25, 2011, at 6:00 p.m., and pointed out that Mayor Price would be the Grand Marshall. He advised there would be a tree lighting and a parade and encouraged everyone to arrive early for a good place to watch the activities.

Mayor Price announced that the Turkey Trot would be held on November 24, 2011, at 8:00 a.m., at the intersection of Camp Bowie and Westridge. She also announced that the Annual Pet Walk would be held on November 19, 2011, at 9:00 a.m., in Trinity Park, and encouraged everyone to bring their pets to the event.

2. Recognition of Citizens

There were no citizens recognized at this time.

XI. PRESENTATIONS BY THE CITY COUNCIL

1. Changes in Membership on Boards and Commissions

Motion: On behalf of Council Member Moss, Council Member Hicks made a motion, seconded by Mayor Pro tem Zimmerman that the following individuals be reappointed to the following boards and commissions, effective November 15, 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)

Cicille Roney, Place 5, Historic and Cultural Landmarks Commission, with a term expiring on October 1, 2013.

Solomon Haile, Place 5, Aviation Advisory Board, with a term expiring on October 1, 2013.

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

1. Report by the Board of Adjustment - Residential

Ms. Dana Burghdoff, Deputy Director, Planning and Development Department introduced Mr. Jerry Tinkle, Chair of the Board of Adjustment – Residential. She also recognized Mr. Emilio Sanchez, Senior Planner, Planning and Development Department, and Ms. Melinda Ramos, Assistant City Attorney II, Law Department, who provided staff support to the Board.

Mr. Tinkle appeared before Council and advised of the Board of Adjustment – Residential mission and provided a brief summary of goals and objectives of the board.

Mayor Pro tem Zimmerman and Council Member Scarth expressed appreciation to Mr. Tinkle for his service on the Board of Adjustment – Commercial and to the community.

XIII. RESOLUTIONS

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

The following individuals appeared before Council in opposition to Resolution No. 1 and stated they would encourage a Charter Amendment Election for 10 single member districts with one (1) at-large Mayoral position. They stated that very large districts encouraged at-large representation and behavior that would lead to inefficient governance. They also pointed out that seeking office was more expensive in large districts. They stated that continuing with the current number of districts would deprive the Hispanic community from having a second functional Hispanic district in the City and would not meet the Department of Justice requirements. They added that the community was ready to work constructively to find solutions and protect their rights.

Mr. Fernando Florez, 2740 Hemphill

Mr. Louis McBee, 2320 Oakland Boulevard, Suite 5

Mr. Bob Bolen, 4213 Candlewind Lane, appeared before Council in support of Resolution No. 1 and of the current number of single-member City Council districts. He advised that the current size of the City Council was sufficient. He stated that other cities around the country that had a larger number of Council members had more problems and that it made the Mayor's job more difficult.

(XIII. RESOLUTIONS #1 Continued)

Ms. Wanda Conlin, 1755 Martel Avenue, completed a speaker card in support of Resolution No. 1 and of the current number of single-member City Council districts, and was recognized by Mayor Price but was not present in the Council Chamber.

Council Member Jordan provided a brief history of the 8-1 single member City Council district plan. He indicated that coming up with a number of districts would be an arbitrary number but that the difficulty would be in drawing the district lines to ensure that the City was protecting the one (1) rule of the Voter's Rights Act. He stated that he believed the City had a sound Council that worked well and that if it was not broke then why fix it. He advised that he would move to approve the Resolution with an amendment and the reason he would make that amendment was because he believed there were communities of interest and characteristics that must be identified as the lines were drawn.

Council Member Hicks read a letter from Council Member Moss, who was unable to attend the Council meeting, in support of the current 8-1 single member City Council district plan.

Council Member Hicks advised that she supported the current 8-1 single member City Council district plan but also supported letting the citizens make the decision through a Charter Amendment Election. She stated that one (1) important challenge to consider when redistricting would be to keep from creating distinct urban districts versus suburban districts and pointed out that District 8 consisted of both types of districts. She stated that it was the duty of the Council to ensure that all parts of the City were successful.

Council Member Shingleton advised that he supported the current 8-1 single member City Council district plan and questioned how the proposed number of 10 districts was chosen. He stated the 8-1 system had and was currently working well. He stated that social media and competent Council Aides had allowed Council Members to reach a much larger number of residents than in the past. He stated that the residents of District 7 were adequately served.

Council Member Burns stated that philosophically moving to 10-1 single member City Council district made sense because there would be fewer residents in each district, allowing a Council Member to provide better service. He stated that once he met with Mr. Florez he realized that this would involve splitting District 9. He advised that the vast majority of residents were in favor of continuing with the 8-1 single member City Council district plan but added he had received information from two (2) residents supporting the 10-1 City Council districts. He also pointed out that cost of a Charter Amendment Election should not be a determining factor on this issue. He advised that he would support the current 8-1 City Council districts and added that it was imperative that the City have neighborhood involvement when redrawing the district boundaries.

(XIII. RESOLUTIONS #1 Continued)

Council Member Scarth advised that moving to 10-1 single member City Council districts could make redistricting easier because the northern section of the City where the majority of the growth occurred could be split leaving the rest of the districts untouched. He pointed out that the current 8-1 single member City Council district plan also made it more difficult to maintain diversity. He pointed out that technology today allowed the Council Members, their aides and City staff to respond to the citizens much more efficiently. He advised that he would support the current 8-1 single member City Council district plan.

Council Member Espino also read into the record a letter from Father Stephen Jasso, All Saints Catholic Church, 214 NW 20th Street, stating his support for redistricting and community outreach.

Council Member Espino stated he supported the 10 single member districts with one (1) at-large Mayoral position. He also stated that encouraging voting from the Hispanic Community required community outreach. He stated that the City had grown significantly since implementing the eight (8) single member districts with one (1) at-large Mayoral position. He added that redistricting implemented and encouraged diversity and equality including geographic location. He pointed out that there had been a citizen survey conducted on this issue and that 69 percent of the citizens favored 10 single member districts. He advised that he could not discount this survey and for that reason he would be voting against the Resolution for 8-1 single member City Council districts. He further pointed out that on an issue this important that it should be up to the citizens to decide.

Council Member Zimmerman advised that the real issue at hand was how to draw the boundary lines, not the number of Council districts in the City. He stated that he agreed that cost should not be a factor in this issue and also stated he agreed with Council Member Espino that there were other items in the Charter that needed to be updated and changed. He advised that he would support the current 8-1 single member City Council district plan.

Mayor Price agreed that the most challenging issue was how to draw the district boundary lines that would best serve the whole City. She stated that under the current system of 8-1 the City could ensure that the boundary lines were drawn to support a diverse, equitable and fair representation.

Motion: Council Member Jordan made a motion, seconded by Mayor Pro tem Zimmerman that Resolution No. 4044-11-2011 be adopted with the following amendment: In the fifth section, bullet points five (5) through eight (8), begin each bullet point with the phrase "When appropriate". The motion carried six (6) ayes to two (2) nays, with Council Member Espino and Council Member Hicks casting the dissenting votes and Council Member Moss absent.

XIV. REPORT OF THE CITY MANAGER

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.

The recommendation was that the City Council Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Various Funds Listed Below in the Amount of \$297,421.55, From Available Funds, for Banking and Consultant Services Provided in Conjunction With the City's Gas Lease Program.

1. Lake Worth Gas Lease Capital Improvement Fund in the Amount of \$126,833.86;
2. Park Gas Lease Project Fund in the Amount of \$35,669.78;
3. Capital Projects Reserve Fund in the Amount of \$27,539.39;
4. Airports Gas Lease Project Fund in the Amount of \$34,529.88;
5. Golf Gas Lease Capital Project Fund in the Amount of \$834.00;
6. Water and Sewer Gas Lease Capital Projects Fund in the Amount of \$4,406.70;
7. Park System Endowment Gas Lease Fund in the Amount of \$4,104.47;
8. Water and Sewer Endowment Gas Lease Fund in the Amount of \$1,468.47;
9. Aviation Endowment Gas Lease Fund in the Amount of \$34,527.58; and
10. General Endowment Gas Lease Fund in the Amount of \$27,507.42.

Mayor Pro tem Zimmerman and Council Members Jordan, Hicks and Burns disclosed that they had normal banking relationships with JPMorgan Chase Bank, N.A. and stated this was not considered a conflict of interest.

Motion: Council Member Scarth made a motion, seconded by Council Member Shingleton that Mayor and Council Communication No. G-17447 be approved and Appropriation Ordinance No. 19976-11-2011 be adopted. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

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.

The recommendation was that the City Council Adopt an Ordinance Amending the Code of the City of Fort Worth, Texas, (1986), as Amended, Revising the Means by Which Certain Contractors Provide Bonds to the City by Amending Chapter 30 "Streets and Sidewalks", Article

(G-17448 Continued)

I “In General”, Sections 30-14 “Painting House Numbers on Curbs or Driveways-License and Bond Required; License Fee; Permission From Property Owners” and 30-15 “Same-Application; Term, Display and Revocation of License; Amount and Term of Bond; Statement of Qualifications”; Chapter 30 “Streets and Sidewalks”, Article II “Parkway Contractors”, Section 30-33 “License Application; Required Information; Conditions”; and Chapter 30 “Streets and Sidewalks”, Article III “Street and Storm Drain Contractors”, Section 30-53 “Same-License Application; Required Information; Conditions”; Revising the Means by Which Certain Contractor Bonds are Provided, Maintained and Authorized.

Motion: Council Member Jordan made a motion, seconded by Council Member Shingleton that Mayor and Council Communication No. G-17448 be approved and Ordinance No. 19977-11-2011 be adopted. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

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.

The recommendation was that the City Council Authorize Acceptance of a PetSmart Charities Grant Totaling \$61,000.00 to Continue the Purchase and Administration of Bordatella Vaccine to All Animals Arriving at the City's Animal Shelter; Waive Imposition of any Indirect Costs as Part of the City of Fort Worth's In-Kind Match to This Grant; and Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Grants Fund, Subject to Receipt of Funds From PetSmart Charities, for the Purpose of Funding the Continuation of an Animal Shelter Vaccination Program.

Mayor Price expressed appreciation to PetSmart Charities for their support of an important cause and for their work in the community.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Hicks that Mayor and Council Communication No. G-17449 be approved and Appropriation Ordinance No. 19978-11-2011 be adopted w/appreciation to PetSmart Charities. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

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.

The recommendation was that the City Council Authorize Payments for Fiscal Years 2012 Through 2015 in an Amount Not to Exceed \$800,000.00 Per Year, for the Annual Public Water System Fee to the Texas Commission on Environmental Quality.

(G-17450 Continued)

Motion: Council Member Jordan made a motion, seconded by Council Member Scarth that Mayor and Council Communication No. G-17450 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

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.

The recommendation was that the City Council Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Water Capital Projects Fund in the Amount of \$35,000,000.00 and in the Sewer Capital Project Fund in the Amount of \$65,000,000.00, From the Proceeds of Water and Sewer System Revenue Refunding and Improvement Bonds, Series 2011, for the Purpose of Funding Approved Water and Sewer Infrastructure Projects.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Jordan that Mayor and Council Communication No. G-17451 be approved and Appropriation Ordinance No. 19979-11-2011 be adopted. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

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.

The recommendation was that the City Council 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 and With Four (4) Annual Renewal Options, Provided That Sufficient Funds Have Been Appropriated by the City Council for any Annual Renewal Period.

Motion: Council Member Shingleton made a motion, seconded by Council Member Hicks that Mayor and Council Communication No. P-11325 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

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.

The recommendation was that the City Council Authorize Acceptance of .017 Acre 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 to the City of Fort Worth, Texas; 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 20 Years.

Motion: On behalf of Council Member Moss, Council Member Hicks made a motion, seconded by Mayor Pro tem Zimmerman that Mayor and Council Communication No. L-15282 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

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.

The recommendation was that the City Council Declare That, Based Upon the Burlington Northern Santa Fe Railroad Relocation Agreement Executed May 17, 2010, (M&C 24205) Between the City and the Burlington Northern Santa Fe Railway Company, the Alliance Airport Runway Extension Project is Necessary in Order to Meet the City's Transportation Needs as Well as to Provide for the Public's Convenience; Declare That Public Convenience and Necessity Require the Acquisition for the Right-of-Way and Easements for the Main Line and Connector Track From the Vann Cattle Yards, Inc., Property and the Additional 89 Property Parcels of Real Property for Right-of-Way and Easements; and Authorize the City Manager and his Designee TranSystems to Attempt to Acquire Through Eminent-Domain Proceedings Under Texas Law 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 Located on the North Side of U.S. Highway 287

(L-15283 Continued)

North of Bonds Ranch Road West and the Additional 89 Property Parcels of Real Property for Their Fair-Market Values Through Good-Faith Negotiations With the Parcel Owners, and if Such Negotiations are Unsuccessful, Authorize the City Attorney to Acquire the Rights-of-Way by Fee-Simple Title and the Easements Described, but Acquire No Mineral Interests, of the Parcels as Well as any Remainders of Such Parcels Where the Acquisition of Same Would be Economically Prudent; and Authorize Acceptance and Recording of the Appropriate Instruments.

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton that the Fort Worth City Council authorize the use of the power of eminent domain for the Main Line and Connector Track for the Alliance Airport Runway Extension Project to acquire 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 located on the north side of U.S. Highway 287 north of Bonds Ranch Road West; to acquire the rights-of-way and easements described in the list attached to Mayor and Council Communication No. L-15283 of 89 additional properties for the Main Line and Connector Track for the Alliance Airport Runway Extension Project; and to direct the City Secretary to have the minutes reflect that this motion applies to the 93 listed parcels in attachment 1 to Mayor and Council Communication No. L-15283. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

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. (PUBLIC HEARING)

The recommendation was that the City Council Conduct a Public Hearing Under the Guidelines Set Forth by the Texas Parks and Wildlife Code, Chapter 26, Protection of Public Parks and Recreational Lands; Find That No Feasible or Prudent Alternative Exists to the Use of Anderson Park and Marine Creek Ranch Park for the Dedication of Public Road Rights-of-Way and Utility Infrastructure Improvements; Find That the Proposed Dedication of Public Road Rights-of-Way and Utility Infrastructure Improvements Includes All Reasonable Planning to Minimize Harm to the Parkland and Will be Constructed in Anderson Park and Marine Creek Ranch Park; and Close the Public Hearing and Authorize the City Manager to Approve the Use of Approximately 0.122 Acre of Anderson Park Located at 5052 Cromwell Marine Creek Road, West of Riverwater Trail, Waterford Drive and Valley Creek Drive, Bisected by Parkview Hill Lane,

(L-15284 Continued)

East of Waterview Court, Baybridge Court, Breeze Hollow Court and Meandering Creek Court and North of Cromwell Marine Creek Road and 1.292 Acres of Marine Creek Ranch Park Located at 5101 Cromwell Marine Creek Road, South of Cromwell Marine Creek Road and East of Crystal Lake Drive, Together Totaling 1.414 Acres, for the Dedication of Public Rights-of-Way and Utility Infrastructure Improvements.

a. Report of City Staff

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

b. Citizen Presentations

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

c. Council Action

Motion: Council Member Shingleton made a motion, seconded by Council Member Hicks that Mayor and Council Communication No. L-15284 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

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. \(PUBLIC HEARING\)](#)

The recommendation was that the City Council Conduct a Public Hearing Under the Guidelines Set Forth by the Texas Parks and Wildlife Code, Chapter 26, Protection of Public Parks and Recreational Lands; Find That No Feasible or Prudent Alternative Exists for the Use of River Park for the Location of the Proposed Natural Gas Pipeline; Find That the Proposed Natural Gas Pipeline Includes All Reasonable Planning to Minimize Harm to the Parkland, Including That the Pipeline Will be Constructed in River Park; Close the Public Hearing and Authorize the Approval of the Use of Approximately 0.008 Acre of Dedicated Parkland of River Park Located at 3100 Bryant Irvin Road, East of State Highway 183 and Cumberland Road; West of Bryant Irvin Road; North of the Trinity River and South of River Park Lane South, Trinity View Drive, River Lodge Trail South, San Rocendo Street and Audras Way, for the Installation of a 16 Inch Natural Gas Pipeline and Use of Approximately 0.61 Acre of River Park for Temporary Workspace; Authorize Execution of a License Agreement With Barnett Gathering, LP, for River Park in the Amount of \$1,042.34; and Authorize Execution of a 90 Day Temporary Construction Access Agreement With Barnett Gathering, LP, for River Park in the Amount of \$26,615.00 With Proceeds Dedicated to Improvements at River Park.

(L-15285 Continued)

a. Report of City Staff

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

b. Citizen Presentations

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 Hicks that Mayor and Council Communication No. L-15285 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

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. (Continued from a Previous Meeting)

The recommendation was that the City Council Adopt an Ordinance Declaring Certain Findings; Providing for the Extension of Certain Boundary Limits of the City of Fort Worth; Providing for the Annexation of an Approximately 3.3 Acre Tract of Land Situated in the G. S. Rall Survey, Also Known as Lot 22, Block 6 of the Haslet Heights Addition, Situated About 15.3 Miles North 18 Degrees West of the Courthouse, Tarrant County, Texas (Case No. AX-11-008) Which Said Territory Lies Adjacent to and Adjoins the Present Corporate Boundary Limits of Fort Worth, Texas; Providing That the Territory Annexed Shall Bear its Pro Rata Part of Taxes; Providing That the Inhabitants Thereof Shall Have All the Privileges of All the Citizens of Fort Worth, Texas.

Mr. Jeff Davis, 550 Bailey Avenue, Suite 408, appeared before Council in support of Mayor and Council Communication No. PZ-2957 and Zoning Docket No. ZC-11-043, and requested both items be continued to the January 24, 2011, Council meeting to allow for more discussion with the property owner.

(At the Request of Council Member Shingleton, Agenda Item No. XVI. Zoning Hearing and Zoning Docket No. ZC-11-043 was moved up the Council agenda and considered under one (1) motion with Mayor and Council Communication No. PZ-2957.)

XVI. ZONING HEARING

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

1. ZC-11-043 - M & H Food Mart, 2484 Avondale-Haslet Road; from: Unzoned to: "E" Neighborhood Commercial (Recommended for Approval) (Continued from a Previous Meeting)

It appeared that the City Council at its regular meeting on September 20, 2011, continued Zoning Docket No. ZC-11-043.

Motion: Council Member Shingleton made a motion, seconded by Council Member Hicks that Mayor and Council Communication No. PZ-2957 and Zoning Docket No. ZC-11-043 be continued to the January 24, 2012, Council meeting. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

(The Council moved back up the agenda to Agenda Item No. XIV. Report of the City Manager and continued with the regular order of the agenda.)

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.

The recommendation was that the City Council Authorize the Execution of a Public Right-of-Way Use Agreement With Barnett Gathering, LP, Granting a License to Construct and Operate a Natural Gas Gathering Pipeline Across Bryant Irvin Road, South of Riverpark Drive, Acme Brick Plaza, South of Edwards Ranch Road and Edwards Ranch Road, South of Highway 121, for a One (1) Time License Fee of \$17,104.50.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Scarth that Mayor and Council Communication No. C-25293 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

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.

The recommendation was that the City Council 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 the Installation of 12 Inch and 10 Inch Water Mains, Relocation of an Eight (8) Inch Sewer Pipe and Construction of a Five (5) Feet by Three (3) Feet Storm Drain in Seventh Avenue to Serve Cook Children's Medical Center and the Surrounding Area.

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 Council Member Shingleton that Mayor and Council Communication No. C-25294 be approved. The motion carried seven (7) ayes to zero (0) nays, with one (1) abstention by Council Member Jordan and Council Member Moss absent.

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.

The recommendation was that the City Council Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Special Trust Fund in the Amount of \$1,042,969.00, From Available Funds, for the Purpose of Transferring Said Funds to the Specially Funded Capital Projects Fund for Storm Water and Franchise Utility Relocations for the Trinity River Vision-Central City Project and the Trinity Uptown Service Area, Phase 2A; Authorize the Transfer From the Special Trust Fund to the Specially Funded Capital Projects Fund; Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Specially Funded Capital Projects Fund, From Available Funds, for the Purpose of Funding the Storm Water and Franchise Utility Relocations for the Trinity River Vision-Central City Project and the Trinity Uptown Service Area, Phase 2A; and Authorize the Execution of 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 the Project, Thereby Increasing the Contract Amount to \$3,998,448.00.

Motion: Council Member Burns made a motion, seconded by Council Member Scarth that Mayor and Council Communication No. C-25295 be approved and Appropriation Ordinance Nos. 19980-11-2011 and 19981-11-2011 be adopted. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

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.

The recommendation was that the City Council 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.

Mayor Price expressed appreciation to Tarrant County for their partnership on this project.

Motion: Council Member Shingleton made a motion, seconded by Council Member Jordan that Mayor and Council Communication No. C-25296 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

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.

The recommendation was that the City Council Authorize the 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.

Motion: Council Member Espino made a motion, seconded by Council Member Jordan that Mayor and Council Communication No. C-25297 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

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.

The recommendation was that the City Council Authorize the 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 on Erie Street, From Church Street to East Lancaster Avenue; Forest Avenue, From Craig Street to East Lancaster Avenue; Haynie Street, From Craig Street to East Lancaster Avenue; and Old Decatur Road, From Mosaic Drive to Longhorn Road, Thereby Increasing the Total Contract Amount to \$981,675.83.

Motion: On behalf of Council Member Moss, Council Member Hicks made a motion, seconded by Council Member Espino that Mayor and Council Communication No. C-25298 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

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.

The recommendation was that the City Council Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Transportation Public Works Gas Well Revenues Fund in the Amount of \$1,742,000.00 From Available Funds, for the Acquisition of Rights-of-Way and Easements and for Construction Costs Related to the South Hulen Street Project; and Authorize Execution of a Contract With Conatser Construction TX, L.P., in the Amount of \$1,609,143.35 for Water, Pavement, Street Lights, and Drainage Improvements for South Hulen Street Improvements From Carriage Crossing Drive to Rancho Verde Parkway.

Motion: Council Member Jordan made a motion, seconded by Council Member Hicks that Mayor and Council Communication No. C-25299 be approved and Appropriation Ordinance No. 19982-11-2011 be adopted. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

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.

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 \$1,105,000.00 and Decreasing the Unaudited, Unreserved, Undesignated Stormwater Utility Fund Balance by the Same Amount for the Purpose of Funding Citywide Stormwater System GIS Project; 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, Stormwater Management Division.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Hicks that Mayor and Council Communication No. C-25300 be approved and Supplemental Appropriation Ordinance No. 19983-11-2011 be adopted. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

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.

The recommendation was that the City Council Adopt a Supplemental Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Culture and Tourism Fund in the Amount of \$650,000.00 and Decreasing the Unaudited, Unreserved, Undesignated Culture and Tourism Fund Balance by the Same Amount, for the Purpose of Funding the Convention and Visitors Bureau.

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman that Mayor and Council Communication No. C-25301 be approved and Supplemental Appropriation Ordinance No. 19984-11-2011 be adopted. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

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.

The recommendation was that the City Council Authorize the Transfer of \$1,149,300.00 from the Water and Sewer Operating Fund to the Sewer Capital Project Fund; Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Sewer Capital Projects Fund, From Available Funds, for the Purpose of Funding Sewer Main Replacements Contract 2011A; and Authorize the 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.

Motion: Council Member Scarth made a motion, seconded by Mayor Pro tem Zimmerman that Mayor and Council Communication No. C-25302 be approved and Appropriation Ordinance No. 19985-11-2011 be adopted. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

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.

(C-25303 Continued)

The recommendation was that the City Council Authorize the Execution of Amendment No. 1 in the Amount of \$1,580,000.00 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 on Main Street, Commerce Street, Channel Segment B, White Settlement Road, Beach Street and Gateway Site E, Thereby Increasing the Contract Amount to \$4,113,113.00.

Motion: Council Member Espino made a motion, seconded by Mayor Pro tem Zimmerman that Mayor and Council Communication No. C-25303 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

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.

The recommendation was that the City Council Terminate City Secretary Contract No. 26292, Amendment No. 1, City Secretary Contract No. 26645, Amendment No. 2, City Secretary Contract No. 27455, Amendment No. 3, City Secretary Contract No. 31448, With APIAQ Limited Partnership, for Lease Sites 43N, 44N and 45N, Consisting of 266,302 Square Feet of Ground Space and Three (3) Hangars With a Cumulative Total of 122,672 Square Feet of Space at Fort Worth Meacham International Airport; Terminate City Secretary Contract No. 30199, Consent to Assignment City Secretary Contract No. 39629 and Public Fueling Agreement and Fixed Base Operator Permit Issued September 1, 2010, With APIAQ Limited Partnership for Approximately 1,600 Square Feet of Unimproved Ground Space on the West Side of the Aircraft Fuel Farm at Fort Worth Meacham International Airport; Execute a Ground Lease Agreement With FTW FBO, LLC, for Lease Sites 43N and 45N, Consisting of Approximately 188,056 Square Feet of Ground Space and Two (2) Hangars, Hangar 43N is Approximately 26,929 Square Feet and 45N is Approximately 36,493 Square Feet at Fort Worth Meacham International Airport; and Execute a Ground Lease With FTW FBO, LLC, for Approximately 1,600 Square Feet of Ground Space on the West Side of the Aircraft Fuel Farm at Fort Worth Meacham International Airport.

Motion: Council Member Espino made a motion, seconded by Mayor Pro tem Zimmerman that Mayor and Council Communication No. C-25304 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

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.

The recommendation was that the City Council 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.

Motion: Council Member Espino made a motion, seconded by Council Member Hicks that Mayor and Council Communication No. C-25305 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. 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

Beth Knight, Senior Planner, Planning and 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 Espino made a motion, seconded by Council Member Scarth that the public hearing be closed. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

XVII. CITIZEN PRESENTATIONS

Mr. Tom Franklin, 5633 Oak Grove Road, completed a citizen presentation card and was recognized by Mayor Price, but was not present in the Council Chamber.

Mayor Price recessed the meeting back into Pre-Council meeting at 12:06 p.m., to complete the following Agenda items:

8. Briefing on Street and Freeway Lighting
9. City Council Requests for Future Agenda Items and/or Reports

Mayor Price adjourned the Pre-Council meeting to convene in the Executive Session at 12:58 p.m.

XVIII. EXECUTIVE SESSION (PRE-COUNCIL CHAMBER)

It was the consensus of the City Council that the City Council meet in closed session at 12:58 p.m., to:

1. Seek the advice of its attorneys concerning the following pending or contemplated litigation or other matters that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules, as authorized by Section 551.071 of the Texas Government Code:
 - a. Legal issues concerning any item listed on today's City Council meeting agendas.
2. Deliberate the purchase, sale, lease or value of real property in accordance with Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party; and
3. Deliberate concerning economic development negotiations as authorized by Section 551.087 of the Texas Government Code; and
4. Deliberate the deployment, or specific occasions for implementation, of security personnel or devices, in accordance with Section 551.076 of the Texas Government Code.

Mayor Price adjourned the Executive Session of the Fort Worth City Council at 1:34 p.m.

Mayor Price reconvened back into regular session at 1:34 p.m.

XIX. ADJOURNMENT

There being no further business, Mayor Price adjourned the regular meeting at 1:34 p.m. in memory of Council Member Scarth's mother, Helen Marie Scarth, who passed away on November 4, 2011.

**CITY OF FORT WORTH, TEXAS
SPECIAL CITY COUNCIL MEETING
CLOSED EXECUTIVE SESSION
NOVEMBER 16, 2011**

Present:

Mayor Betsy Price
Council Member Salvador Espino, District 2
Council Member Daniel Scarth, District 4
Council Member Jungus Jordan, District 6
Council Member Dennis Shingleton, District 7
Council Member Kathleen Hicks, District 8

Absent:

Mayor Pro tem W. B. "Zim" Zimmerman, District 3
Council Member Frank Moss, District 5
Council Member Joel Burns, District 9

Candidates:

Ronald P. Gonzales
Mary Kayser
Leticia Brysch
David Concepción

With a quorum of the City Council Members present, Mayor Price called the Special Meeting of the Fort Worth City Council to order at 1:46 p.m., on Wednesday, November 16, 2011, in Conference Room 380, 3rd Floor of the Fort Worth Municipal Building, 1000 Throckmorton, Fort Worth, Texas.

After proper notice was given pursuant to the Texas Open Meetings Act, the City Council convened into the closed Executive Session to deliberate the following:

1. Deliberate issues concerning the appointment of a City Secretary in accordance with Section 551.074 of the Texas Government Code.

Mayor Price adjourned the closed Executive Session at 3:48 p.m., on Wednesday, November 16, 2011, and reconvened the Fort Worth City Council into the Special Meeting.

Without further deliberation or action to be taken, Mayor Price adjourned the Special Meeting at 3:48 p.m., on Wednesday, November 16, 2011.

Attest:

Approved:

Ronald P. Gonzales
Assistant City Secretary

Betsy Price
Mayor



December 6, 2011

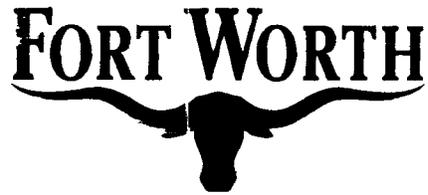
To: The Honorable Mayor and City Council Members
From: Dennis Shingleton 
Re: Board & Commission Appointment, District 7

Request your consideration to appoint Richard Deatruck to the Golf Advisory Board, replacing Linda Cobb. Mr. Deatruck's appointment will be effective December 6, 2011 and expire on October 1, 2013.

NOV 16 2011

DENNIS P. SHINGLETON
CITY COUNCIL - DISTRICT 7

THE CITY OF FORT WORTH • 1000 THROCKMORTON STREET • FORT WORTH, TEXAS 76102
817-392-8807 • FAX 817-392-6187



TO: The Honorable Mayor and City Council Members

FROM: Frank Moss, Council Member District 5 *Franklin D. Moss*

DATE: December 6, 2011

SUBJECT: Board and Commission Reappointments – District 5

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

Elvin Bennett, Place 5: PACS Advisory Board, expiring October 1, 2013

Don Smith, Place 5: Urban Design Commission, expiring October 1, 2013

This memorandum and a copy of all the applications were sent to each Council Member electronically for review on November 18, 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 Honorable Mayor and City Council Members
From: Councilman Frank Moss *Franklin D. Moss*
Date: December 6, 2011
Re: Board and Commission Appointment – District 5

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

Hugh Ferrell, Place 5: Zoning Commission, expiring October 1, 2013

Ollie Ferrell, Place 5: Fort Worth Commission for Women, expiring October 1, 2013

This memorandum and a copy of all the applications were sent to each Council Member electronically for review on November 14, 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

December 6, 2011

Page 1 of 1

**SUBJECT: REVIEW OF TAX ABATEMENT FOR PROPERTY LOCATED AT
3432 E. VICKERY BLVD WITHIN THE POLYTECHNIC/WESLEYAN
NEIGHBORHOOD EMPOWERMENT ZONE**

The purpose of this Informal Report is to provide City Council with information regarding a proposed Neighborhood Empowerment Zone (NEZ) commercial tax abatement.

Chapter 378 of the Texas Local Government Code provides that a municipality can offer an abatement of municipal property taxes for properties located in a NEZ.

3432 E. Vickery Blvd

David Papillion d/b/a Papillion's Commercial Interiors (Property Owner) is the owner of the property described as Lots 17-22 and a portion of Lot 23, Block C, Hallbrook Addition, Third Filing to the City of Fort Worth, Tarrant County, Texas according to plat recorded in Volume 388-V, Page 37, Deed Records of Tarrant County, Texas. The property is located within the Poly/Wesleyan NEZ and Council District 8.

The Property Owner plans to invest an estimated \$101,500.00 to construct a metal building to expand its commercial cabinet business (Project). The building will be approximately 3,000 square feet. The Housing and Economic Development Department reviewed the application and certified that the Project met the eligibility criteria to receive a NEZ municipal property tax abatement.

The Property Owner applied for a five-year municipal property tax abatement under the NEZ Tax Abatement Policy and Basic Incentives (Resolution No. 3986, 05-2011). The municipal property tax on the improved value of the metal building structure after construction is estimated at \$867.83 per year, for a total of \$4,339.13 over the five-year period. However, this estimate may differ from the actual tax abatement value, which will be calculated based on the Tarrant Appraisal District appraised value of the property.

In the event of a sale of this property the tax abatement agreement may be assigned to a new owner with City Council approval, only if the new owner meets all of the eligibility criteria as stated in the NEZ Tax Abatement Policy and Basic Incentives.

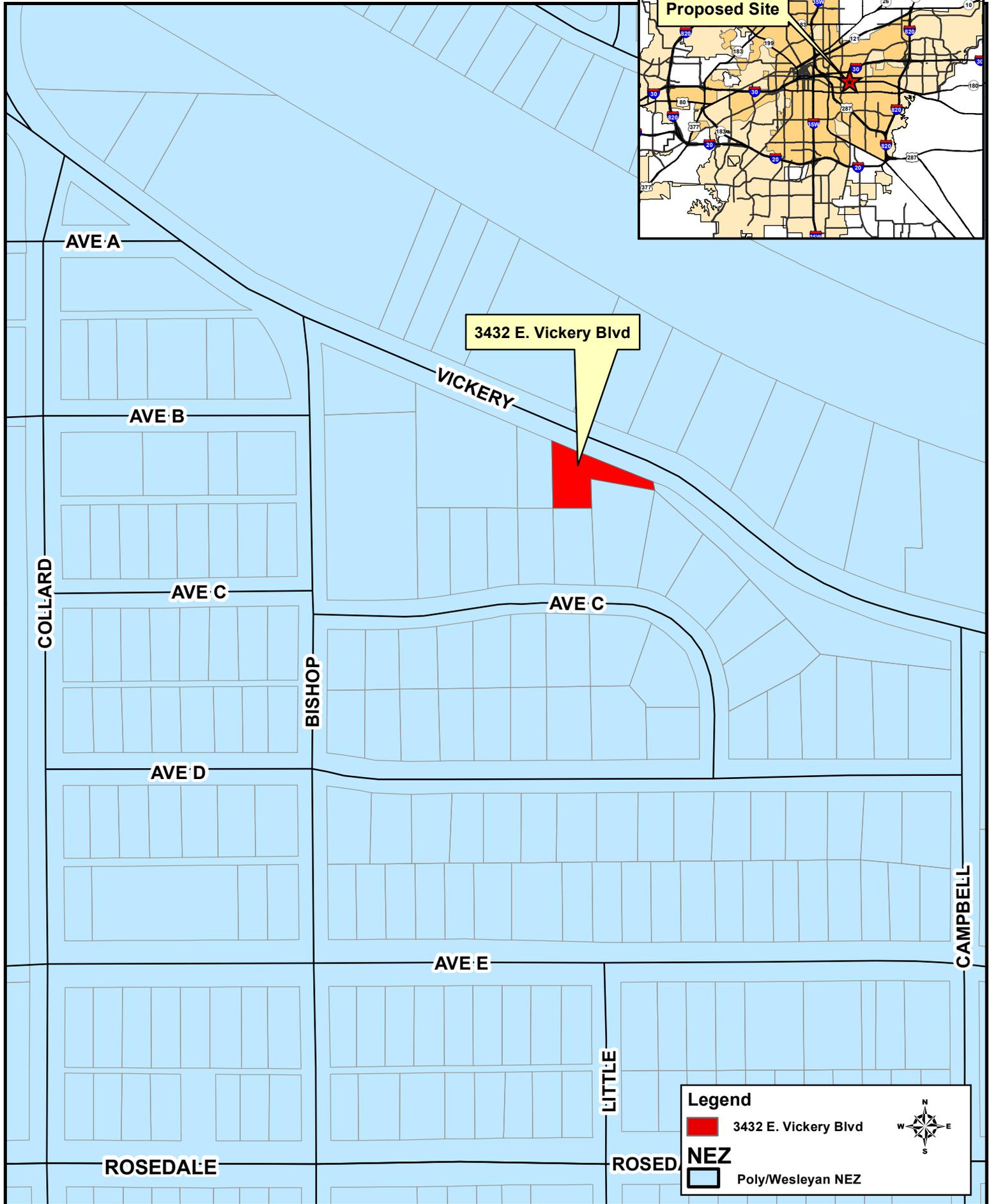
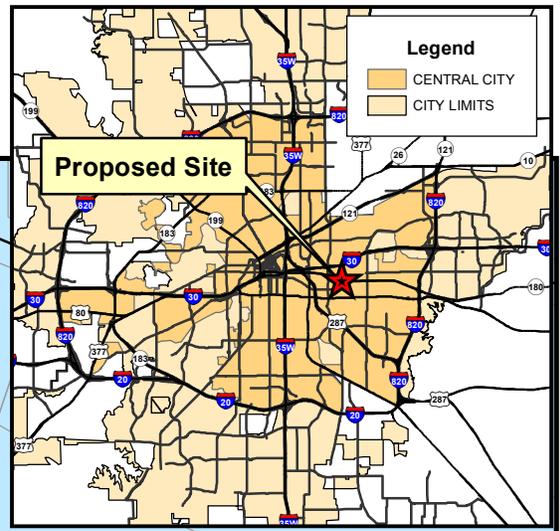
Staff recommends proceeding with placing the tax abatement on the December 13th, City Council agenda for consideration by City Council. If you should have any questions regarding this information please contact Cynthia Garcia, Assistant Director, Housing and Economic Development Department at 817-392-8187.

Tom Higgins
City Manager

Attachments: Map, Pictures & Elevations

3432 E. Vickery Blvd

Council District 8 Poly/Wesleyan NEZ



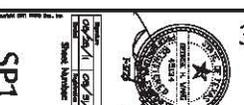
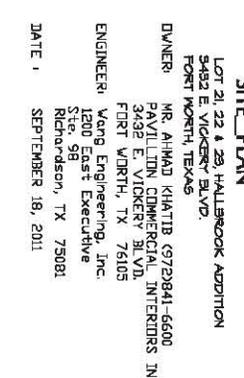
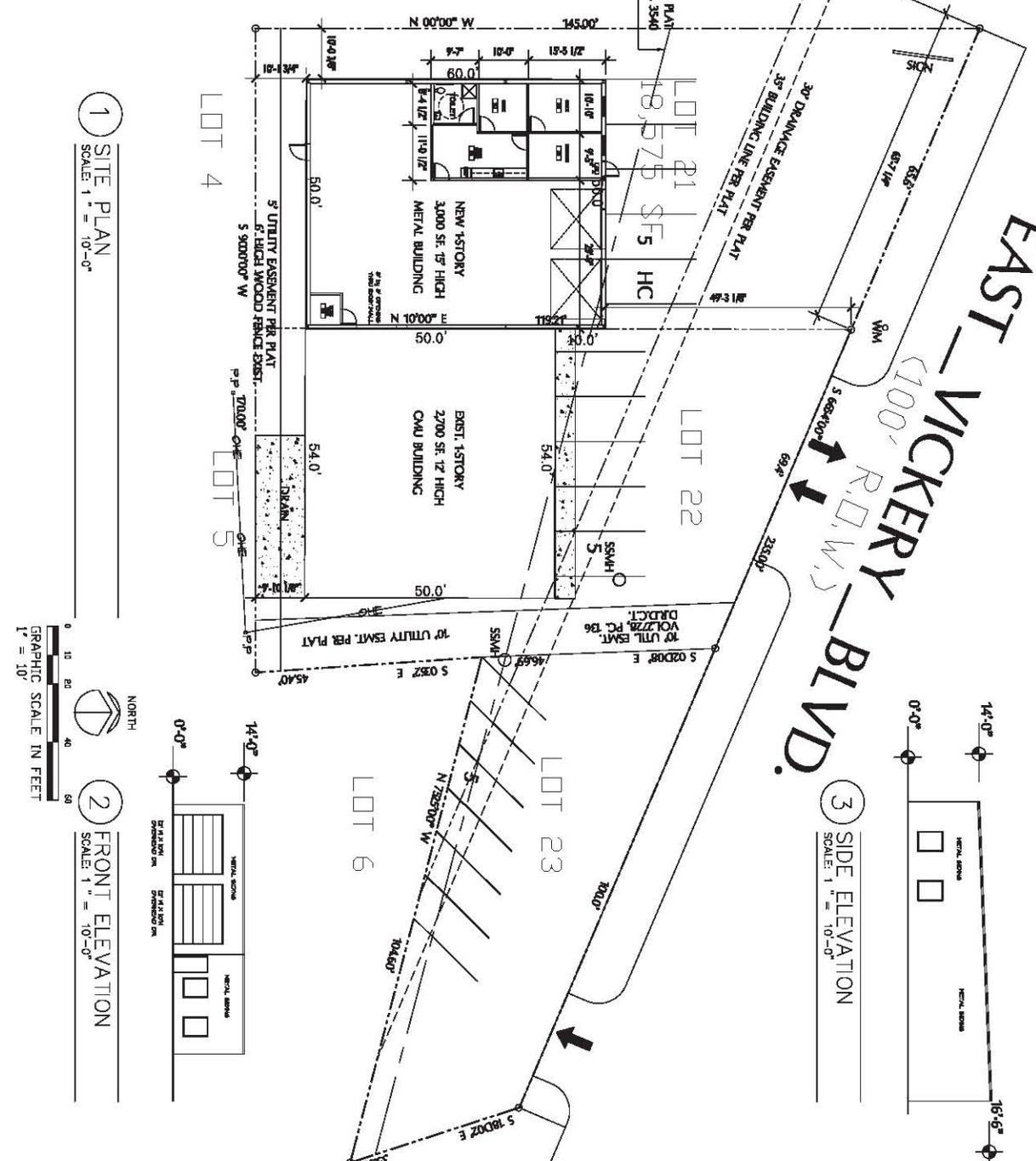




1 SITE PLAN
SCALE: 1" = 10'-0"

2 FRONT ELEVATION
SCALE: 1" = 10'-0"

3 SIDE ELEVATION
SCALE: 1" = 10'-0"



SITE DATA SUMMARY TABLE

ZONING	*CSH-F INDUSTRIAL - I-1
EXISTING USE	CABINET SHOP
PROPOSED USE	CABINET SHOP ADDITION
SITE	0.4268 ACRES (18,590.3 SF)
BUILDING HEIGHT	1-STORY, 12 FEET
LOT COVERAGE	5,720 SQ.FT. (31.308 AC)
FLOOR AREA RATIO	0.3308 (30%)
OCCUPANCY LOAD	12 PERSON
PARKING RECD :	6 (1 SPACE PER 1000 SF WAREHOUSE)
HANDICAPPED PARKING RECD	1 SPACE
PARKING PROV'D :	15
INTERIOR LANDSCAPING RECD	4 TREES
INTERIOR LANDSCAPING PROV'D	6 TREES
TOTAL SQUARE FOOTAGE OF IMPERVIOUS SURFACE	5,800 SQ.FT.
FIRE SPRINKLER	NO

SITE PLAN
LOT 21, 22 & 23, HALLMARK ADDITION
3432 E. VICKERY BLVD.
FORT WORTH, TEXAS
OWNER: MR. AHMAD KHATIB (972)2841-6600
PAVILLION COMMERCIAL INTERIORS INC.
3432 E. VICKERY BLVD.
FORT WORTH, TX 76105
ENGINEER: Wang Engineering, Inc.
1200 East Executive
Ste. 98
Richardson, TX 75081
DATE: SEPTEMBER 18, 2011

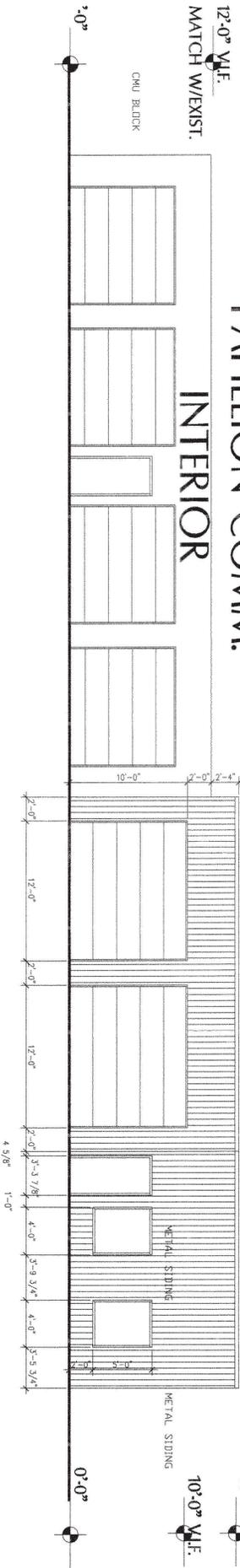
WANG CONSULTING ENGINEERING
3000_SF_ADD'N_TO_PAVILLION_COMMERCIAL_INTERIORS
3432_E_VICKERY_BLDV_CABINET_SHOP
FORT_WORTH, TEXAS_76105

PROFESSIONAL ENGINEER
WANG ENGINEERING, INC.
1200 EAST EXECUTIVE STREET
RICHARDSON, TEXAS 75081
PHONE: (972) 575-8800
FAX: (972) 575-8888
20110905105
DATE: 09-22-2011
DWG NO: 00-00-8888

SP1

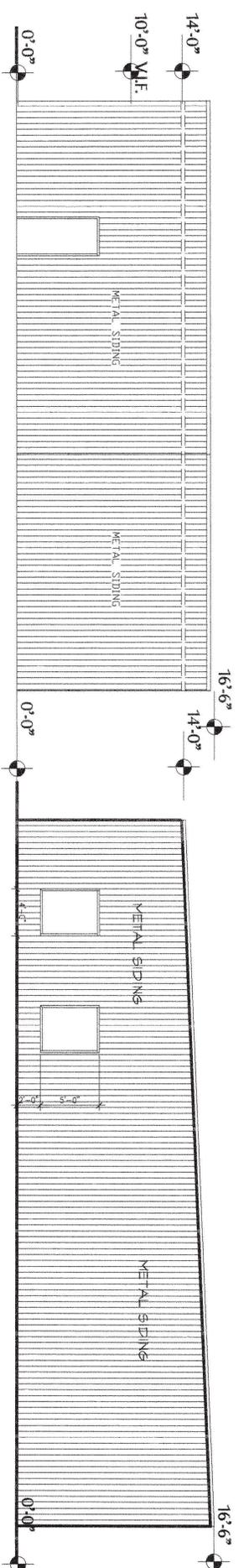
PAPILLION COMM.

INTERIOR



0 FRONT ELEVATION @ EXIST. STORE
SCALE: 1/4" = 1'-0"

1 FRONT ELEVATION @ ADDITION
SCALE: 1/4" = 1'-0"



3 REAR ELEVATION @ ADDITION
SCALE: 1/4" = 1'-0"

2 SIDE ELEVATION @ ADDITION
SCALE: 1/4" = 1'-0"

**To the Mayor and Members of the City Council****December 6, 2011****Page 1 of 1****SUBJECT: PROPOSED SHOWER FACILITY FOR CITY HALL COMPLEX**

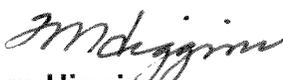
The City of Fort Worth has made significant progress in the past year to encourage the use of bicycles by adding bike racks and bike lanes throughout the downtown area. In an effort to further encourage the use of bicycles for City employees who work at the City Hall complex, plans have been developed to add a shower facility. This shower facility would also benefit the City's Wellness Program, which encourages employees to be physically active and work out. Use of bicycles and participation in the Wellness Program have been hindered because there are no accommodations available to freshen up before returning to work.

A suitable area has been identified in the lower level of City Hall in space that formerly housed the Emergency Operations Center. Meetings were held with potential users and numerous departmental representatives. After several iterations, the design incorporates the following features:

- Five shower stalls: two male showers in one room, two female showers in another room, one ADA accessible shower in a middle room. Each individual shower has a private changing area
- Water conserving shower heads
- Lockers in each room intended for use only while showering (no long term storage)
- No consumables or linens will be provided (users bring their own soap, shampoo, towel)
- Sink and toilet are available in restroom next door
- Panic button and hallway cameras provide additional security; card reader on doors restricts access

The estimated cost of construction is less than \$50K using in-house forces. The estimated annual cost for daily janitorial service is \$6,500. The estimated time for construction is eight weeks, including removal of asbestos floor tile in this location. The scheduled replacement of an air conditioning system at the Animal Care and Control Center will be deferred until next fiscal year to allow this shower facility to be constructed now.

Without objection, City staff intends to start this project by the end of this month and complete it before the end of January, 2012. If you have any questions, the point of contact is Glenn Balog, TPW Facilities Manager at 817-392-2028.


Tom Higgins
City Manager

To the Mayor and Members of the City Council**December 6, 2011**

Page 1 of 1

**SUBJECT: AMENDMENTS TO THE RETIREMENT ORDINANCE**

The purpose of this Informal Report is to notify the City Council that there will be an action item to amend the Retirement Ordinance on the December 13, 2011, City Council agenda. Most of the proposed amendments are necessary to clarify how the benefits changes for general employees made by City Council earlier this year will be administered. Other changes are necessary to make corrections to the ordinance, to delete portions of the ordinance that are not longer needed, and to reflect changes made by the Board of the Employees Retirement Fund to their Administrative Rules. These are strictly housekeeping changes to ensure clarity and document rules for policies previously adopted by Council. The ordinance amendments result in no benefit changes.

If you would like more detailed information prior to December 13th, please contact Laetitia Coleman Brown, Senior Assistant City Attorney at 392-6639.

Tom Higgins
City Manager

No Documents for this Section

A RESOLUTION

NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS, CHANGING AND CANCELING VARIOUS REGULARLY SCHEDULED CITY COUNCIL MEETINGS FOR THE MONTHS OF JANUARY 2012 THROUGH JANUARY 1, 2013

WHEREAS, the City Council of the City of Fort Worth, Texas, regularly meets on Tuesday of each week at 10:00 a.m. except for the first and second Tuesdays of the month, which are scheduled for 7:00 p.m., in accordance with Section 3.1 of the City Council Rules of Procedures; and,

WHEREAS, Chapter III, Section 5 of the Fort Worth City Charter permits the City Council to meet at such time and place as may be prescribed by ordinance or resolution, but requires that not less than 44 regular and special meetings shall be held each calendar year; and,

WHEREAS, the City Council of the City of Fort Worth desires to cancel the City Council meeting of Tuesday, January 3, 2012, at 7:00 p.m., in observance of the New Year Holiday; and,

WHEREAS, the City Council of the City of Fort Worth desires to cancel the City Council meeting of Tuesday, January 17, 2012, at 10:00 a.m., in observance of the Martin Luther King Day Holiday on January 16, 2012; and,

WHEREAS, the City Council of the City of Fort Worth desires to cancel the City Council meeting of Tuesday, February 28, 2012, at 10:00 a.m., as this would be the fourth (4th) meeting for the month of February 2012; and,

WHEREAS, the City Council of the City of Fort Worth desires to cancel the City Council meeting of Tuesday, March 13, 2012, at 7:00 p.m., due to the National League of Cities Congressional City Conference in Washington, D.C., and Spring Break for the Fort Worth Independent School District; and,

WHEREAS, the City Council of the City of Fort Worth desires to cancel the City Council meeting of Tuesday, April 24, 2012, at 10:00 a.m., as this would be the fourth (4th) meeting for the month of April 2012; and,

WHEREAS, the City Council of the City of Fort Worth desires to cancel the City Council meetings of May 22, 2012, at 10:00 a.m., as this would be the fourth (4th) meeting for the month of May 2012, and May 29, 2012, at 10:00 a.m., in observance of the Memorial Day Holiday on May 28, 2012; and,



WHEREAS, the City Council of the City of Fort Worth desires to cancel the City Council meetings of Tuesday, June 19, 2012, at 10:00 a.m., Tuesday, June 26, 2012, at 10:00 a.m., and July 3, 2012, at 7:00 p.m., respectively, to allow for a three-week mid-summer break and in conjunction with the observation of the July 4th Holiday; and,

WHEREAS, the City Council of the City of Fort Worth desires to cancel the City Council meeting of Tuesday, July 31, 2012, at 10:00 a.m., as this would be the fifth (5th) meeting for the month of July 2012; and,

WHEREAS, the City Council of the City of Fort Worth desires to cancel the City Council meetings of August 28, 2012, at 10:00 a.m., as this would be the fourth (4th) meeting for the month of August 2012, and September 4, 2012, at 7:00 p.m., in observance of the Labor Day Holiday on September 3, 2012; and,

WHEREAS, the City Council of the City of Fort Worth desires to change the regularly scheduled meeting time of the City Council meeting of Tuesday, October 2, 2012, at 7:00 p.m., to Tuesday, October 2, 2012, at 10:00 a.m., to participate in the Texas National Night Out events which will necessitate the regular zoning hearing to be rescheduled for October 9, 2012, at 7:00 p.m.; and,

WHEREAS, the City Council of the City of Fort Worth desires to cancel the City Council meeting of Tuesday, October 30, 2012, at 10:00 a.m., as this would be the fifth (5th) meeting for the month of October 2012; and,

WHEREAS, the City Council of the City of Fort Worth desires to change the regularly scheduled meeting time of the City Council meeting of Tuesday, November 6, 2012, at 7:00 p.m., to Tuesday, November 6, 2012, at 10:00 a.m., in observance of the Presidential Election which will necessitate the regular zoning hearing to be rescheduled for Tuesday, November 13, 2012, at 7:00 p.m.; and,

WHEREAS, the City Council of the City of Fort Worth desires to cancel the City Council meetings of Tuesday, November 20, 2012, at 10:00 a.m., in observance of the Thanksgiving Holiday and November 27, 2012, at 10:00 a.m., due to the National League of Cities Congress of Cities and Exposition Conference in Boston, Massachusetts; and

WHEREAS, the City Council of the City of Fort Worth desires to cancel the City Council meetings of Tuesday, December 25, 2012, at 10:00 a.m., in observance of the Christmas Holiday and January 1, 2013, at 7:00 p.m., in observance of the New Year's Holiday.

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

1. The City Council meeting of Tuesday, January 3, 2012, at 7:00 p.m., is hereby canceled.
2. The City Council meeting of Tuesday, January 17, 2012, at 10:00 a.m., is hereby canceled.
3. The City Council meeting of Tuesday, February 28, 2012, at 10:00 a.m., is hereby canceled.



4. The City Council meeting of Tuesday, March 13, 2012, at 7:00 p.m., is hereby canceled.
5. The City Council meeting of Tuesday, April 24, 2012, at 10:00 a.m. is hereby canceled.
6. The City Council meeting of Tuesday, May 22, 2012, at 10:00 a.m., is hereby canceled.
7. The City Council meeting of Tuesday, May 29, 2012, at 10:00 a.m., is hereby canceled.
8. The City Council meeting of Tuesday, June 19, 2012, at 10:00 a.m. is hereby canceled.
9. The City Council meeting of Tuesday, June 26, 2012, at 10:00 a.m., is hereby canceled.
10. The City Council meeting of Tuesday, July 3, 2012, at 7:00 p.m., is hereby canceled.
11. The City Council meeting of Tuesday, July 31, 2012, at 10:00 a.m., is hereby canceled.
12. The City Council meeting of Tuesday, August 28, 2012, at 10:00 a.m., is hereby canceled.
13. The City Council meeting of Tuesday, September 4, 2012, at 7:00 p.m., is hereby canceled.
14. The City Council meeting of Tuesday, October 2, 2012, at 7:00 p.m., is hereby changed to Tuesday, October 2, 2012, at 10:00 a.m.
15. The City Council meeting of Tuesday, October 30, 2012, at 10:00 a.m., is hereby canceled.
16. The City Council meeting of Tuesday, November 6, 2012, at 7:00 p.m. is hereby changed to Tuesday, November 6, 2012, at 10:00 a.m.
17. The City Council meeting of Tuesday, November 20, 2012, at 10:00 a.m., is hereby canceled.
18. The City Council meeting of Tuesday, November 27, 2012, at 10:00 a.m., is hereby canceled.
19. The City Council meeting of Tuesday, December 25, 2012, at 10:00 a.m., is hereby canceled.
20. The City Council meeting of Tuesday, January 1, 2013, at 7:00 p.m. is hereby canceled.

ADOPTED this _____ day of _____, 2011.

ATTEST:

Ronald P. Gonzales, Assistant City Secretary



A Resolution

NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS, CASTING THE CITY OF FORT WORTH'S 645 ALLOTTED VOTES FOR CANDIDATE JOE POTTHOFF TO THE BOARD OF THE TARRANT COUNTY APPRAISAL DISTRICT

WHEREAS, the Texas Property Tax Code requires the creation of a tax appraisal district in each county in the State of Texas; and

WHEREAS, the Texas Property Tax Code provides for the election of directors to the Tarrant County Appraisal District Board of Directors; and

WHEREAS, it is necessary to elect candidates as directors of the Tarrant County Appraisal District Board for a two-year term commencing on January 1, 2012; and

WHEREAS, the City of Fort Worth is allotted 645 votes to cast for election of candidates as directors of the Tarrant County Appraisal District Board;

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

The City of Fort Worth's 645 allotted votes be and are hereby cast for candidate Joe Potthoff for director of the Tarrant County Appraisal District.

Adopted this 6th day of December, 2011.

ATTEST:

By: _____

City Secretary



A Resolution

NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS, CASTING THE CITY OF FORT WORTH'S 2 ALLOTTED VOTES FOR CANDIDATE RANDY MOSS TO THE BOARD OF THE WISE COUNTY APPRAISAL DISTRICT

WHEREAS, the Texas Property Tax Code requires the creation of a tax appraisal district in each county in the State of Texas; and

WHEREAS, the Texas Property Tax Code provides for the election of directors to the Wise County Appraisal District Board of Directors; and

WHEREAS, it is necessary to elect candidates as directors of the Wise County Appraisal District Board for a two-year term commencing on January 1, 2012; and

WHEREAS, the City of Fort Worth is allotted 2 votes to cast for election of candidates as directors of the Wise County Appraisal District Board;

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

The City of Fort Worth's 2 allotted votes be and are hereby cast for candidate Randy Moss for director of the Wise County Appraisal District.

Adopted this 6th day of December, 2011.

ATTEST:

By: _____

City Secretary



A Resolution

NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS, CASTING THE CITY OF FORT WORTH'S 35 ALLOTTED VOTES FOR CANDIDATE MARK D. CHAMBERS, JR. TO THE BOARD OF THE DENTON COUNTY APPRAISAL DISTRICT

WHEREAS, the Texas Property Tax Code requires the creation of a tax appraisal district in each county in the State of Texas; and

WHEREAS, the Texas Property Tax Code provides for the election of directors to the Denton County Appraisal District Board of Directors; and

WHEREAS, it is necessary to elect candidates as directors of the Denton County Appraisal District Board for a two-year term commencing on January 1, 2012; and

WHEREAS, the City of Fort Worth is allotted 35 votes to cast for election of candidates as directors of the Denton County Appraisal District Board;

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

The City of Fort Worth's 35 allotted votes be and are hereby cast for candidate Mark D. Chambers, Jr. for director of the Denton County Appraisal District.

Adopted this 6th day of December, 2011.

ATTEST:

By: _____

City Secretary



No Documents for this Section

City of Fort Worth, Texas
Mayor and Council Communication

DATE: Tuesday, December 6, 2011

LOG NAME:

REFERENCE NO.: **OCS-1834

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 30, 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, December 06, 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
Susan Polson	11/9/2011	11/9/2011	Sycamore School Rd & Crowley	Auto Damage	Struck by City vehicle.	Police	No	No
Bruce Haddix	11/7/2011	4/30/2011			Alleges red light enforcement unconstitutional.	TPW	Yes	No
Trey Ramos	11/10/2011	11/3/2011	I-30 & Cherry Ln	Auto Damage	City vehicle rearended Citizen vehicle.	Code	No	Yes
Greg Beutel	11/9/2011	11/8/2011	North Tarrant Pkwy & Hwy 287	Auto Damage	Street light fell on vehicle.	TPW	No	No
Atmos Energy	11/9/2011	8/2/2011	675 N Henderson	Property Damage	Gas main cut by City equipment.	Water	No	No
Clayton Sebastian	11/9/2011	10/13/2011	4341 Lanark	Property Damage	Landscape damaged by water main break.	Water	Yes	No
Lyndia Taylor	11/9/2011	9/6/2011	3405 Lois	Property Damage	Garage damaged by water main break.	Water	No	No

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Cross Development	11/10/2011	7/1/2011	5801 & 5901 Golden Triangle Blvd	Property Damage	Irrigation lines damaged during construction.	Water	No	No
Fred Martin	11/11/2011	11/4/2011	5808 Glenshee Dr	Property Damage	City vehicle backed into mailbox.	Water	No	No
Travis Atkins	11/11/2011	10/31/2011	Hulen St & Briarhaven	Auto Damage	Rock hit by City vehicle damaged Citizen vehicle.	Police	Yes	No
William H. King	11/14/2011	11/3/2011	3020 Encino	Auto Damage	Hit by City vehicle while parked.	TPW	No	No
Artis Drayden	11/15/2011	11/13/2011		Bodily Injury	Collision with City vehicle.	Police	No	Yes
Andrew Bibbs	11/16/2011	10/4/2011	FWPD Auto Pound	Property Damage	Personal items removed from vehicle while impounded.	Police	No	No
Pamela Musgrove	11/15/2011	10/13/2011	5528 Cottey St.	Auto Damage	City vehicle hit parked vehicle and broke mirror.	Fire	Yes	No
Jl Specialty Services, Inc	11/7/2011	10/1/2011	I-35 & Allen Ave	Bodily Injury	City vehicle hit County vehicle.	Police	No	Yes
Mitchell Barrett	11/21/2011	9/16/2011	1608 11th Ave	Bodily Injury	Alleged harassment at work	Water	No	Yes

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Elizabeth Guillen	11/18/2011	9/1/2011	6509 Vega Drive	Property Damage	Water main break caused flood in home.	Water	No	No
William H. King	11/18/2011	11/3/2011	3020 Encino Dr.	Auto Damage	Parked car hit by City vehicle.	TPW	Yes	No
Mary Kelleher	11/18/2011	11/18/2011	7755 Randol Mill Rd	Property Damage	Pot belly pig was euthanized without notice.	Code	Yes	No
Shakara Barnes	11/21/2011	11/17/2011	Huffins St	Auto Damage	Vehicle damaged while in tow.	Police	Yes	No
Ricky Watson	11/21/2011		3105 Cortez Dr	Property Damage	Sprinkler head and grass damaged by equipment.	TPW	No	No
Emilio Herrera Jr.	11/21/2011	11/11/2011	3055 Hutchinson St.	Property Damage	Tree limbs fell and damaged fence.	PACS	No	No
AT&T Texas	11/21/2011	11/4/2011	Sayers & Vickery	Property Damage	Phone line damaged.	Water	Yes	No
Bettie Parker	11/23/2011	11/7/2011	4920 Riverbend	Property Damage	Mailbox broken .		Yes	No
Jeff Viskozki	11/23/2011	11/10/2011	14100 Trinity Blvd	Auto Damage	Bolt from street light fell on vehicle.	TPW	No	No

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Ervin Edward Kingsbury III	11/23/2011	8/17/2011	6500 Monterrey	Bodily Injury	Fell into open manhole and was injured.	TPW	No	Yes
Jim S Adler & Associates	11/23/2011	10/17/2011	Sidewalk grass - Crowley Rd	Bodily Injury	Stepped into uncovered water meter hole.	Water	No	Yes
Bobby Craff	11/28/2011	11/12/2011	Berry & Thrall St	Auto Damage	Vehicle damaged during police chase.	Police	Yes	No
Paul Phillips	11/28/2011	8/3/2011	6600 Whistler Ct	Property Damage	Leak in water valve.	Water	Yes	No
Charles Beltram	11/28/2011	11/18/2011	1300 S Sylvania	Property Damage	Motorcycle damaged due to debris in street.	Water	No	No

PUBLIC HEARING:

FIRST PUBLIC HEARING FOR A PROPOSED CITY-INITIATED ANNEXATION OF APPROXIMATELY 12.3 ACRES OF LAND IN TARRANT COUNTY, LOCATED NORTH OF TEAM RANCH ROAD AND WEST OF WEST LOOP 820 SOUTH. (AX-12-001 MONTSERRAT COMMERCIAL)

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

To the Mayor and Members of the City Council

December 6, 2011

Page 1 of 1

**SUBJECT: SERVICE PLAN PUBLIC HEARING FOR AX-12-001, LOCATED NORTH OF TEAM RANCH ROAD AND WEST OF WEST LOOP 820 SOUTH (COUNCIL DISTRICT 3)**

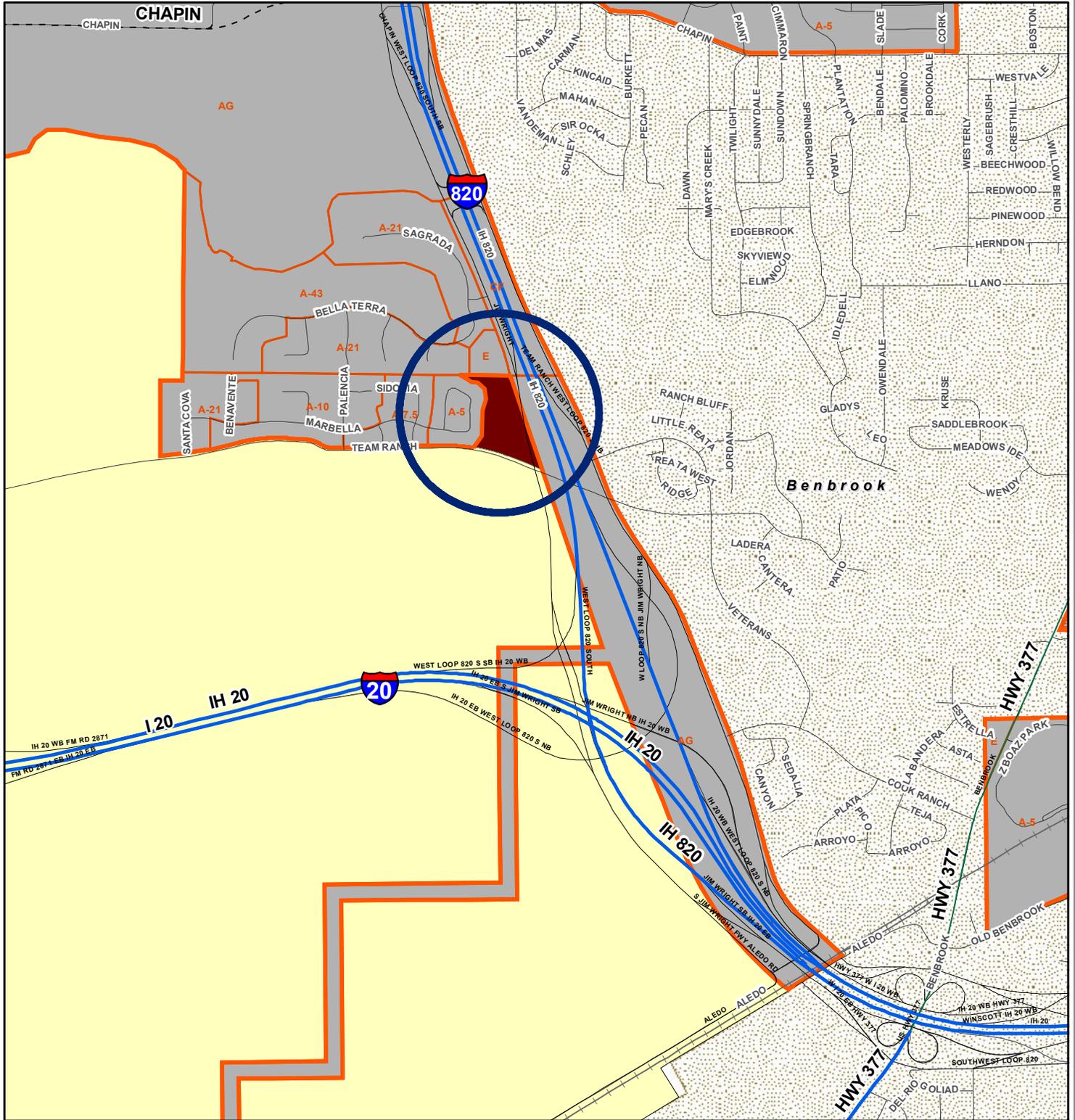
The 2011-2015 annexation program, adopted with the 2011 Comprehensive Plan, anticipated that this area would be an owner-initiated annexation in 2011 that would be an addition to Council District 3. As the property owner has yet to submit an annexation application, Council Member Zimmerman requested City-initiated annexation at the District 3 work-session for the 2012 Comprehensive Plan. The property under consideration for annexation as AX-12-001 is approximately 12.3 acres and currently is vacant land. Near-term commercial development is anticipated. The zoning of the enclave is anticipated to have public hearings in December 2011 and January 2012.

The purpose of today's public hearing is to collect public comments on the city-initiated annexation service plan for the Montserrat Commercial Area (AX-12-001). 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 January 10, 2012 City Council meeting, which will contain an M&C to consider and institute adoption of this enclave in the Far West sector.

Project Case # AX-12-001

Exhibit A

12.3 Acres Under Consideration for Annexation



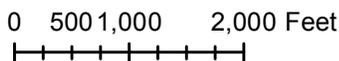
Legend

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

Proposed Process Schedule		Map References	
1st Public Hearing	12/06/11	Mapsc0	73W
2nd Public Hearing	12/13/11		
Date of Institution	01/10/12		
Current Full-Purpose Incorporated Area		334.52 Square Miles	



Planning & Development Department
10/24/11 - BK



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CITY OF FORT WORTH, TEXAS
SERVICE PLAN FOR ANNEXED AREA

Property Subject to Plan: BEING 12.3 acres of land situated in the James F. Elliott Survey, Abstract Number 493; and the Thomas G. Zachary, Abstract 1759; situated about 9.0 miles South 66 degrees West of the Courthouse in Tarrant County, Texas.

Location and Acreage: Approximately 12.3 acres of land in Tarrant County, located west of SW Loop 820 and north of Team Ranch Road.

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 V140. The area will be added to Beat W24 in Zone W2 in West 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 23, located at 3201 Portales Drive. The second responding fire company will be from Fire Station 30, located at 4416 Southwest Blvd. The Fire Department estimates the response time to be 4.8 and 7.7 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

Existing occupied homes that are using water well and on-site sewer facilities (and therefore have service) may continue to use the existing water well and on-site sewer facilities. If the existing property owner would like to connect to the City water and sewer system, then the property owner may request connection and receive up to 200 LF of water and sewer extension at City cost for each occupied property lot or tract in accordance with the "Policy for the Installation of Community Facilities" and as consistent with the Texas Local Government Code.

Upon connection to the City's water and sanitary sewer mains, water and sanitary sewage service will be provided at rates established by City ordinances for such service at the normal rates charged throughout the City.

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 Stormwater 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 stormwater 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 Stormwater 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.
- H. In addition to residential solid waste collection services, the Environmental Management Division will provide the following services:
 - Emergency spills and pollution complaints response;
 - Storm sewer discharge pollution prevention; and
 - Water quality assessments for creeks.

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 23 has a 4.7 minute response time to the Annexation Area. No capital improvements are necessary at this time to provide fire protection to the Annexation Area. Need for construction of new facilities will be assessed periodically based on population growth, predicted growth, and call volume.

- 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. Fort Worth is currently maintaining the existing 16-inch water and 8-inch sewer mains located at east and south property boundaries.

Vacant properties' water and sewer extensions will be installed by the Developer in accordance with the "Policy for the Installation of Community Facilities". All water and wastewater facilities will be at the developer's cost and as consistent with the Texas Local Government Code. Water and sewer line sizes will be determined based upon the water/sewer study provided by the developer's engineer. Any City participation on water and sewer facilities will be in accordance with the "Installation Policy of Community Facilities" and the Texas Local Government Code. Upon connection, to existing water and sanitary sewer mains, water and sanitary sewage service will be provided at rates established by City ordinances for such service at the normal rates charged throughout the City.

- E. Roads. Future capital improvements are not estimated since this annexation consists of three commercial lots and right-of-way maintained by the Texas Department of Transportation. Private streets will not be maintained or improved by the City.
- F. Stormwater Utility. No capital improvements are necessary at this time to provide drainage services.
- G. Street Lighting. It is anticipated that new subdivisions in the Annexation Area will 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 25—December 8**



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, **lanes open**

Demolition Project

- 100 blk Throckmorton St and 100 blk Taylor St:
various lane and sidewalk closures through **December 2011**

Outside Central Business District

- **Van Zandt Guinn Elementary School**

Tucker Street will be a part-time one-way street from 7-9am and 2-4pm with a passenger loading zone on the south side of the street. Vehicles will enter from Missouri Avenue and exit onto Kentucky Avenue. Turns will be prohibited for westbound traffic from Kentucky.

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
- **Weatherford (from Cheery to Burnett) various lanes closed from 9am to 4pm through early December 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 **early January 2012**
- W 12th (from Throckmorton to Jennings) Parking Lane closures through **early January 2012**
- Texas (from W 13th to Jennings) Parking Lane closures through **early January 2012**
- W 13th (from Texas to Throckmorton) Parking lane closures through **early January 2012**

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 25—December 8



Special Events

Festivals * Runs * Walks

CULTURAL DISTRICT

- **Jingle Bell Run**
Dec 3 7am Trinity Park and So 7th
Park entrances to be closed.

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

NEAR SOUTHSIDE OUTDOOR EVENTS DISTRICT (NSOED)

STOCKYARDS OUTDOOR EVENTS DISTRICT (SOED)

- **Christmas In the Stockyards**
Dec 3 No Street closures

WEST 7TH

Special Events *Continued...*

Festivals * Runs * Walks

OTHER

Parades

CULTURAL DISTRICT

DOWNTOWN OUTDOOR EVENTS DISTRICT

- **Parade of Lights**
Nov 25 6pm
Parade Route: Belknap, Commerce, 6th, Houston, Weatherford,
All downtown streets will become congested beginning at 4:30pm

NEAR SOUTHSIDE OUTDOOR EVENTS DISTRICT

STOCKYARDS OUTDOOR EVENTS DISTRICT

OTHER

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