



**SUMMARY OF MEETINGS AND ACTIVITIES
MONDAY, JANUARY 23, 2012, THROUGH FRIDAY, JANUARY 28, 2012**

MONDAY, JANUARY 23, 2012

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

TUESDAY, JANUARY 24, 2012

Pre-Council Meeting	8:30 a.m.	Pre-Council Chamber
Council Meeting	10:00 a.m.	Council Chamber
Ad Hoc Municipal Court Advisory Committee	2:00 p.m.	City Manager's Office Conference Room No. 380, City Hall
Fort Worth Human Relations Commission	5:30 p.m.	Hazel Harvey Peace Center for Neighborhoods 818 Missouri Avenue, Room 201 AB

WEDNESDAY, JANUARY 25, 2012

City Plan Commission Work Session	12:00 p.m.	Pre-Council Chamber
City Plan Commission Public Hearing	1:30 p.m.	Council Chamber
Capital Improvements Advisory Committee for Transportation Impact Fees	Immediately following the City Plan Commission Public Hearing	Pre-Council Chamber
Parks and Community Services Advisory Work Session	3:00 p.m.	Thomas Place Community Center 4237 Lafayette Avenue
Parks and Community Services Advisory Board Meeting	4:00 p.m.	Thomas Place Community Center 4237 Lafayette Avenue
Fort Worth Advisory Commission on Ending Homelessness	4:00 p.m.	Pre-Council Chamber

This summary is compiled from data furnished to the Office of the City Secretary by 12:00 p.m. on January 19, 2012, and may not include all meetings to be conducted during the week of January 23, 2012 through January 27, 2012. 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, JANUARY 23, 2012, THROUGH FRIDAY, JANUARY 28, 2012**

THURSDAY, JANUARY 26, 2012

Audit and Finance Advisory Committee		CANCELED
Appeals Board Pre-Meeting	8:30 a.m.	Pre-Council Chamber
Appeals Board Meeting	9:00 a.m.	Council Chamber
Fort Worth Sports Authority	1:00 p.m.	City Manager's Office Conference Room No. 380, City Hall

FRIDAY, JANUARY 27, 2012

City of Fort Worth and the Fort Worth Police Officers Association Meet and Confer	9:00 a.m.	City Manager's Office Conference Room No. 376, City Hall
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PRE-COUNCIL MEETING
TUESDAY, JANUARY 24, 2012
8:30 A.M.
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS

1. Report of the City Manager - Tom Higgins, City Manager
 - a. Changes to the City Council Agenda
 - b. Upcoming and Recent Events
 - c. Organizational Updates and Employee Recognition(s)
 - d. Informal Reports
 - [IR 9458](#): January 2012 - Sales Tax Update
 - [IR 9459](#): Proposed Amendments to the Zoning Ordinance Creating Articles for Overlays and Form-Based Codes and Reactivating 0-1 and 0-2 Floodplain Districts
 - [IR 9460](#): Railroad Commission Hearing to Consider Informal Comments on Adoption of Formal Rule Regarding the Mineral Interest Pooling Act
2. Questions Concerning Current Agenda Items - City Council Members
3. Responses to Items Continued from a Previous Week
 - a. [M&C G-17489](#) - Approve Findings of the Vehicle for Hire Review Board Regarding Renewal Application of Irving Holdings Inc. d/b/a Yellow Cab, to Operate Two Hundred and Twenty Taxicabs Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS) (Continued from January 10, 2012 by Staff)
 - b. [M&C PZ-2957](#) - Consider Institution of the Annexation and Adoption of Ordinance for the Owner-Initiated Annexation of Approximately 3.3 Acres of Land Located North of Avondale-Haslet Road and East of US 287, AX-11-008, 2484 Avondale-Haslet Road (COUNCIL DISTRICT 7) (Continued from November 15, 2011 by Council Member Shingleton)
 - c. [ZC-11-043](#) - M & H Food Mart, 2484 Avondale-Haslet Road; from: Unzoned to: "E" Neighborhood Commercial (COUNCIL DISTRICT 7) (Continued from November 15, 2011 by Council Member Shingleton)
 - d. [ZC-11-101](#) - 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.(COUNCIL DISTRICT 2) (Continued from January 10, 2012 by Council Member Espino)

- e. [ZC-11-121](#) - Millenium Recycling, LLP, 3750 N. Main Street, 3713 and 3715 N. Commerce Street; from: "K" Heavy Industrial and "PD-787" Planned Development for all uses in "K" Heavy Industrial plus metal recycling; site plan included to: Amend "PD-787" Planned Development for K uses plus metal recycling for expansion; site plan included. (COUNCIL DISTRICT 2) (Continued from January 10, 2012 by Council Member Espino)
- 4. Presentation on Standards for Off-Premise Signs - Randle Harwood, Planning and Development
- 5. Presentation on Police Executive Dashboard Web Application - Jeff Halstead, Police
- 6. City Council Requests for Future Agenda Items and/or Reports
- 7. 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, January 24, 2012

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

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

**CITY COUNCIL AGENDA
FOR THE MEETING AT 10:00 A.M. TUESDAY, JANUARY 24, 2012
CITY COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

- I. CALL TO ORDER**
- II. INVOCATION** - Pastor Kyle Blake, St. Paul Lutheran Church
- III. PLEDGE OF ALLEGIANCE**
- IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF JANUARY 10, 2012 AND MINUTES OF COUNCIL BUS TOUR OF DISTRICTS 3 AND 6 ON JANUARY 11, 2012**
- V. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA**
- VI. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF**
- VII. CONSENT AGENDA**

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

A. General - Consent Items

- 1. [M&C G-17504](#) - Authorize Cancellation of a \$320,000.00 Regional Transportation Council Funding Award for the McAdams Building and Six Points Center Sustainable Development Infrastructure Project in the Six Points Urban Village (COUNCIL DISTRICTS 2 and 4)
- 2. [M&C G-17505](#) - Adopt Resolution Increasing the Maximum Amount to Be Paid to the Law Firm of Whitaker, Chalk, Swindle and Schwartz, P.L.L.C., by \$65,000.00 for the Prosecution of the City's Lawsuit Entitled City of Fort Worth v. Crawford Farms Investors, Ltd., Glenn Thurman, Inc., L. H. Lacy Company, Ltd., and Burnsco Construction, Inc., Cause No. 96-232719-08 and Adopt Appropriation Ordinance in the General Fund and Decreasing the Unaudited, Unreserved, Undesignated Fund Balance by the Same Amount (COUNCIL DISTRICT 2)
- 3. [M&C G-17506](#) - Authorize Acceptance of an Anonymous Donation in the Amount of \$12,500.00 for the Purchase of Equipment for Various Fire Stations, Authorize Transfer of \$12,500.00 from the Special Gifts Fund to the General Fund and Adopt Appropriation Ordinances (ALL COUNCIL DISTRICTS)

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

- 1. [M&C P-11347](#) - Authorize Purchase Agreement with J-Peam L.L.C. d/b/a John Sons Press for Printing and Related Services in an Amount of \$400,000.00 for the First Year (ALL COUNCIL DISTRICTS)
- 2. [M&C P-11348](#) - Authorize Purchase Agreement with Southwest Stall Services, LLC, for Portable Animal Stall Rentals for the Public Events Department in the Amount of \$25,000.00 for

the First Year (ALL COUNCIL DISTRICTS)

3. [M&C P-11349](#) - Authorize Execution of a Professional Services Agreement with Animal Hospital of Southwest Fort Worth for Veterinarian Services for the Code Compliance Department in the Amount of \$125,000.00 for the First Year (ALL COUNCIL DISTRICTS)
4. [M&C P-11350](#) - Authorize the Purchase of Arena Seating from American Seating Company for the Public Events Department Using a Texas Multiple Award Schedule Contract in an Amount of \$276,991.06 (ALL COUNCIL DISTRICTS)
5. [M&C P-11351](#) - Authorize Purchase of a Track Type Excavator from Holt Texas, LTD., d/b/a Holt Cat, Using a Texas Association of School Boards Cooperative Contract for the Water Department for a Total Amount of \$312,689.00 (ALL COUNCIL DISTRICTS)

C. Land - Consent Items

1. [M&C L-15308](#) - Authorize Acquisition of a Fee-Simple Interest in 1.150 Acres of Land for Right-of-Way Located on the South Side of Cromwell Marine Creek Road, Beginning West of Riverwater Trail and Ending at Cape Street from Marine Creek of Texas JV for \$112,689.00 and Pay the Estimated Closing Costs of \$2,000.00 for a Total Amount of \$114,689.00 (COUNCIL DISTRICT 7)

D. Planning & Zoning - Consent Items - None

E. Award of Contract - Consent Items

1. [M&C C-25404](#) - Amend Mayor and Council Communication C-25120 to Change the Contractor Name from Cowtown Pipeline Partners, L.P., to Cowtown Pipeline, L.P. (ALL COUNCIL DISTRICTS)
2. [M&C C-25405](#) - Authorize Execution of an Easement Encroachment Agreement with BNR Fort Worth Storage for the Construction of a Multi-Tenant Sign that will Encroach Upon a Twenty Foot Wide Water and Sewer Facility Easement at 613 North Freeway (COUNCIL DISTRICT 8)
3. [M&C C-25406](#) - Authorize Execution of an Easement Encroachment Agreement with Calm Eve LLC, for the Construction of a Retaining Wall and Concrete Flume at 4840 Bryant Irvin Road that will Encroach a Ten Foot Utility Easement (COUNCIL DISTRICT 3)
4. [M&C C-25407](#) - Authorize Execution of an Encroachment Agreement with Castleberry Independent School District for the Construction of Multiple Improvements at WO Barnes Stadium Located at 4801 Blackstone Drive that Encroach Upon a Fifty Foot Wide Water Easement (COUNCIL DISTRICT 7)
5. [M&C C-25408](#) - Adopt Resolution Authorizing Employment of Kelly, Hart & Hallman, LLP, as Outside Legal Counsel and Authorizing Payment to Kelly, Hart & Hallman, LLP, in an Amount Not

to Exceed \$20,000.00 for Assistance in the Evaluation and Creation of a Retiree Health Care Trust Program for Firefighters Hired After January 1, 2009 and Adopt Supplemental Appropriation Ordinance Increasing Appropriations in the General Fund By \$20,000.00 and Decreasing the Unaudited, Unreserved, Undesignated Fund Balance By the Same Amount (ALL COUNCIL DISTRICTS)

6. [M&C C-25409](#) - Authorize Execution of Change Order No. 1 to City Secretary Contract No. 42014 in the Amount of \$124,180.00 with Conatser Construction TX, LP., for Pavement Reconstruction and Water and Sanitary Sewer Main Replacement Project on Portions of Bideker Avenue, Burton Avenue and Bright Street, Resulting in a Total Revised Contract Amount of \$2,216,645.45 (COUNCIL DISTRICT 5)
7. [M&C C-25410](#) - Authorize Execution of On-Call Contracts for Geotechnical and Construction Materials Testing, for Use with Developer Geotechnical Group, Inc., Globe Engineers, Inc., Gorrondona & Associates, Inc., Mas-Tek Engineering & Associates, Inc., D&S Engineering Labs, PLLC, LANDTEC Engineers, L.L.C., Professional Service Industries, Inc., and Ellerbee Walczak, Inc., Each with a Fee Not to Exceed \$300,000.00 Annually (ALL COUNCIL DISTRICTS)
8. [M&C C-25411](#) - Authorize Execution of a Contract in the Amount of \$499,836.55 with Humphrey & Morton Construction Company, Inc., for the Reconstruction of South Pipeline Road Bridge at Post Oak Creek and Utilize \$157,000.00 Provided through an Interlocal Agreement with the City of Euless and \$404,184.00 for the Pre-1986 Surplus Bond Funds to Provide for Construction Contract Costs, Contingencies and Construction Services for a Project Total of \$561,184.00 (COUNCIL DISTRICT 5)
9. [M&C C-25412](#) - Authorize Execution of a Utility Adjustment Agreement with Sunoco Pipeline L.P., in the Amount of \$501,100.00 for Construction and Relocation of Its Pipeline as Part of the Runway Extension Project at Fort Worth Alliance Airport (COUNCIL DISTRICT 2)
10. [M&C C-25413](#) - Authorize Execution of Amendment No. 4 and a Second Five-Year Option to Renew City Secretary Contract No. 11628 with John J. Janovetz d/b/a Lone Star Aero for Unimproved Ground Lease Site 50S at Fort Worth Meacham International Airport (COUNCIL DISTRICT 2)
11. [M&C C-25414](#) - Authorize Execution of a Written Consent to Deed of Trust Lien by Meacham Development, LLC, in Favor of Wells Fargo, N.A., for Lease Sites 5-N, 6-N, 7-N, 8-N, 9-N and 10-N at Fort Worth Meacham International Airport (COUNCIL DISTRICT 2)
12. [M&C C-25415](#) - Authorize Execution of Amendment No. 1 to City Secretary Contract No. 35803, an Unimproved Ground Lease Agreement, with Newone Hangars, LLC, at Fort Worth Spinks Airport (COUNCIL DISTRICT 8)

13. [M&C C-25416](#) - Authorize Execution of Change Order No. 3 to City Secretary Contract No. 40720 with Reynolds, Inc., in the Amount of \$174,519.17 for the North and South Holly Ozone Upgrade Construction for a Total Contract Amount of \$23,980,143.06 (COUNCIL DISTRICT 9)
14. [M&C C-25417](#) - Authorize Execution of an Engineering Agreement in the Amount of \$320,000.00 with Kimley-Horn and Associates for Design Oversight and Project Management Services on North Tarrant Express Projects IH-820 from IH-35 to Southwestern Railroad, and DART Railroad Crossing (COUNCIL DISTRICTS 2 and 4)
15. [M&C C-25418](#) - Authorize Execution of Amendment No. 1 to City Secretary Contract No. 41469 with Freese and Nichols, Inc., in the Amount of \$232,000.00 for the Design of Village Creek Water Reclamation Facility Deep Bed Media Filters One Through Twenty Modifications (COUNCIL DISTRICT 5)

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. OCS - 1838 - Notice of Claims for Alleged Damages and/or Injuries

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

X. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events
2. Recognition of Citizens

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. Approving the Appointment of Members to Serve on the Fort Worth Advisory Commission on Ending Homelessness

XIV. ORDINANCE

1. An Ordinance Ordering a Special Election to be Held in the City of Fort Worth, Texas, on Saturday the 12th Day of May 2012, for the Purpose of Electing a City Council Member for City Council District 8 to Serve the Remainder of an Unexpired Term

XV. REPORT OF THE CITY MANAGER

A. Benefit Hearing - None

B. General

1. [M&C G-17489](#) - Approve Findings of the Vehicle for Hire Review Board Regarding Renewal Application of Irving Holdings Inc. d/b/a Yellow Cab, to Operate Two Hundred and Twenty Taxicabs Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
(Continued from a Previous Meeting)
2. [M&C G-17489](#) - **(Revised)**

Approve Findings of the Vehicle for Hire Review Board Regarding Renewal Application of Irving Holdings Inc. d/b/a Yellow Cab, to Operate Two Hundred and Twenty Taxicabs Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)

3. [M&C G-17507](#) - Consideration of Variance from Section 4-4 of the City Code to Allow Alcoholic Beverage Sales for Mixed Beverages at the Mijo's Latin Fusion Restaurant Located at 1109 West Magnolia Avenue (COUNCIL DISTRICT 9)
4. [M&C G-17508](#) - Approve the 2011 Ad Valorem Tax Roll (ALL COUNCIL DISTRICTS)
5. [M&C G-17509](#) - Authorize Payment of the City of Fort Worth's Assessed Pro Rata Allocation of the Tarrant Appraisal District's Budget for January through December 2012 for an Amount Up to \$2,148,652.08 (ALL COUNCIL DISTRICTS)
6. [M&C G-17510](#) - Approve Findings of the Vehicle for Hire Review Board Regarding Renewal Application of Cowboy Cab Company, Inc., to Operate Fifty-Five Taxicabs Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
7. [M&C G-17511](#) - Approve Findings of the Vehicle for Hire Review Board Regarding Renewal Application of Darya Inc., d/b/a Executive Taxi, to Operate Fifty-Five Taxicabs Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
8. [M&C G-17512](#) - Authorize Acceptance of the Donation from Chesapeake Energy for Fitness Equipment Valued at Approximately \$3,925.00 for Use by the Firefighters at Fire Station No. 2 (COUNCIL DISTRICT 9)

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

D. Land

1. [M&C L-15309](#) - Approve Acceptance of Lease Agreement with Chesapeake Exploration, LLC, in the Amount of \$47,250.00 for Natural Gas Drilling Under 13.5 Acres, More or Less, of City-Owned Properties Known as Eastover Park Located at 5400 Eastland Drive (COUNCIL DISTRICT 5)
2. [M&C L-15310](#) - Approve the Second Extension of the Rodeo Park Lease Agreement with Chesapeake Exploration, LLC, for a Twelve Month Period in the Amount of \$30,708.00 for Natural Gas Drilling Under 15.354 Acres, More or Less, of Rodeo Park (COUNCIL DISTRICT 2)
3. [M&C L-15311](#) - Authorize Acquisition of a Fee Simple Interest in 1.652 Acres of Land for Right-of-Way and an Easement Interest in 0.421 Acres of Land for Two Permanent Slope Easements, a Drainage Easement and a Temporary Construction Easement for the Summer Creek Road Improvements Project, at the Intersection of Old Granbury

Road and West Risinger Road, from Chesapeake Land Development Company, LLC., for \$20,400.00 and Pay the Estimated Closing Costs of \$2,000.00 for a Total Amount of \$22,400.00 (COUNCIL DISTRICT 6)

4. [M&C L-15312](#) - Conduct a Public Hearing and Authorize Use of a Portion of the Fort Worth Botanic Garden for an Electric Utility Easement and Authorize Conveyance of Easement to Oncor Electric Delivery Company, LLC (COUNCIL DISTRICT 7) **(PUBLIC HEARING)**
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action
5. [M&C L-15313](#) - Conduct a Public Hearing and Authorize Subsurface Drilling and Extraction of Natural Gas at Littlejohn Park, Shackelford Park and Stonecreek Park from an Off-Site Location (COUNCIL DISTRICT 5) **(PUBLIC HEARING)**
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action
6. [M&C L-15314](#) - Conduct a Public Hearing and Authorize Subsurface Drilling and Extraction of Natural Gas at City View Park from an Off-Site Location (COUNCIL DISTRICT 3) **(PUBLIC HEARING)**
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action
7. [M&C L-15315](#) - Conduct a Public Hearing and Authorize Subsurface Drilling and Extraction of Natural Gas at Southwest Park from an Off-Site Location (COUNCIL DISTRICT 6) **(PUBLIC HEARING)**
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action
8. [M&C L-15316](#) - Conduct a Public Hearing and Authorize Subsurface Drilling and Extraction of Natural Gas at Glenwood Park from an Off-Site Location (COUNCIL DISTRICT 8) **(PUBLIC HEARING)**
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action

E. Planning & Zoning

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

7) (Continued from a Previous Meeting)

F. Award of Contract

1. [M&C C-25419](#) - Authorize Execution of a Contract in the Amount of \$1,108,337.45 with Reliable Paving, Inc., for Pavement Reconstruction and Water and Sanitary Sewer Main Replacement on Portions of Templeton Drive and Wingate Street, Utilizing \$744,265.00 from the 2007 Critical Capital Projects Fund and \$547,270.00 from the Water and Sewer Capital Projects Funds to Provide for Construction Contract Costs, Contingencies and Construction Services for a Project Total of \$1,291,535.00 and Adopt Appropriation Ordinances (COUNCIL DISTRICT 9)
2. [M&C C-25420](#) - Suspend the Financial Management Policy Statements that Limit the Expenditure of Mineral Lease Revenue and Approve Bill of Sale to Accept Title to the Traveling Aviation Exhibition from the Fort Worth Air and Space Museum Foundation, Authorize Cancellation of City Secretary Contract No. 41669 and the Execution of an Agreement with the Fort Worth Museum of Science and History, and Adopt Appropriation Ordinances (ALL COUNCIL DISTRICTS)

XVI. ZONING HEARING

1. [ZC-11-043](#) - (CD 7) - M & H Food Mart, 2484 Avondale-Haslet Road; from: Unzoned to: "E" Neighborhood Commercial **(Recommended for Approval) (Continued from a Previous Meeting)**
2. [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) (Continued from a Previous Meeting)**
3. [ZC-11-121](#) - (CD 2) - Millenium Recycling, LLP, 3750 N. Main Street, 3713 and 3715 N. Commerce Street; from: "K" Heavy Industrial and "PD-787" Planned Development for all uses in "K" Heavy Industrial plus metal recycling; site plan included to: Amend "PD-787" Planned Development for K uses plus metal recycling for expansion; site plan included. **(Recommended for Approval as Amended for an eight foot solid concrete screening wall around 3703 N. Commerce Street) (Continued from a Previous Meeting)**
4. [ZC-12-001](#) - (CD 7) - SK Highland Meadows, 321 East Bonds Ranch Road; from: "I" Light Industrial to: "PD/I" Planned Development for all uses in "I" Light Industrial plus drop-off station for non-hazardous household waste, recycling and animal control; site plan included. **(Recommended for Approval)**

XVII. CITIZEN PRESENTATIONS

XVIII. EXECUTIVE SESSION (PRE-COUNCIL CHAMBER)

XIX. ADJOURNMENT

According to the City Council Rules of Procedures, individual citizen presentations shall be limited to three minutes, and group presentations shall be limited to ten minutes. At the

Mayor's discretion, time limits may be reasonably extended.

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No Documents for this Section



Updated January 19, 2012

City of Fort Worth
City Council Pre-Council Agenda Calendar

January 24, 2012

8:30 a.m. Pre-Council Meeting

Continued Items:

- **M&C G-17489** - Approve Findings of the Vehicle for Hire Review Board Regarding Renewal Application of Irving Holdings Inc. d/b/a Yellow Cab, to Operate Two Hundred and Twenty Taxicabs Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (**Continued from January 10, 2012 by Staff**)
- **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**)
- **ZC-11-101** – 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 (**Continued from January 10, 2012 by Council Member Espino**)
- **ZC-11-121** – Millenium Recycling, LLP, 3750 N. Main Street, 3713 and 3715 N. Commerce Street; from: "K" Heavy Industrial and "PD-787" Planned Development for all uses in "K" Heavy Industrial plus metal recycling; site plan included to: Amend "PD-787" Planned Development for K uses plus metal recycling for expansion; site plan included. (**Continued from January 10, 2012 by Council Member Espino**)
- o Presentation on Standards for Off-Premise Signs [*Randle Harwood, Planning and Development*]
- o Presentation on Police Executive Dashboard Web Application [*Jeff Halstead, Police*]

January 26, 2012

3:00 p.m. Audit and Finance Advisory Committee (cancelled)

January 31, 2012

8:30 a.m. Pre-Council Meeting
1:00 p.m. – 4:00 p.m. Council District 2 Tour



Updated January 19, 2012

City of Fort Worth
City Council Pre-Council Agenda Calendar

February 7, 2012 **Monthly Zoning Meeting**

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

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

3:00 p.m. Pre-Council Meeting

- o Overview on Significant Zoning Cases [*Dana Burghdoff, Planning and Development*]
- o Briefing on Gas Lease Revenue Management Policy [*Lena Ellis, Financial Management Services*]
- o Review of Performance Appraisal Process for Appointed Officials [*Karen Marshall, Human Resources*]
- o Briefing on Healthcare Strategies [*Karen Marshall, Human Resources*]
- o Update on City-wide Aquatics Master Plan [*Richard Zavala, Parks and Community Services*]

February 14, 2012

1:00 p.m. Infrastructure & Transportation Committee

3:00 p.m. Pre-Council Meeting

Continued Items:

- **M&C G-17502** - Authorize the Naming of Parkland Currently Identified as Trail Ridge Estates Park as Chuck Silcox Park (**Continued from January 10, 2012 by Staff**)
- o Outdoor Events Ordinance Update [*Kirk Slaughter, Public Events*]
- o Briefing on Enterprise Resource Planning [*Susan Alanis, City Manager's Office*]
- o 2012 Federal Legislative Agenda and Update from Washington [*Shirley Little, Government Relations Manager and Pete Rose, The Franklin Partnership*]

February 16, 2012 (***Thursday***)

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



Updated January 19, 2012

City of Fort Worth
City Council Pre-Council Agenda Calendar

February 21, 2012

8:30 a.m. Pre-Council Meeting

- o 1st Quarter Financial Report [*Horatio Porter, Budget Office*]
- o Briefing on Proposed Ordinance to Regulate Land Disturbance and Grading [*Doug Wiersig, Transportation and Public Works*]
- o Briefing on 911 Triage System [*Rudy Jackson, Fire and Matt Zavadsky, Medstar*]

February 23, 2012 (*Thursday*)

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

February 28, 2012

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

March 6, 2012 **Monthly Zoning Meeting**

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

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

3:00 p.m. Pre-Council Meeting

Continued Items:

- **ZC-11-075A** - City of Fort Worth Planning & Development, Camp Bowie Corridor Form Based Code District: Ridglea Urban Village Core South: Generally bounded by the 6100 - 6400 blocks of Camp Bowie Boulevard, southside; from: “MU-1” Low Intensity Mixed-Use, “MU-1/HSE” Low Intensity Mixed-Use/Highly Significant Endangered “F” General Commercial, “G” Intensive Commercial, “MU-2” High Intensity Mixed-Use, and “PD” Planned Developments Nos. 400, 633, and 882 to: Camp Bowie Form-Based district: Ridglea Urban Village Core South Subdistrict (**Continued from January 10, 2012 by Council Member Zimmerman**)



Updated January 19, 2012

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

March 6, 2012 (continued)

- o Overview on Significant Zoning Cases [*Dana Burghdoff, Planning and Development*]
- o Briefing on Re-Purposing of Z Boaz Golf Course for Use as a Community Park [*Nancy Bunton, Parks and Community Services*]

March 13, 2012

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

March 20, 2012

8:30 a.m. Pre-Council Meeting

March 27, 2012

8:30 a.m. Pre-Council Meeting

**CITY OF FORT WORTH, TEXAS
REGULAR CITY COUNCIL MEETING
JANUARY 10, 2012**

Present:

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

Staff Present:

Tom Higgins, City Manager
Sarah Fullenwider, City Attorney
Ronald P. Gonzales, Assistant City Secretary

I. CALL TO ORDER

With a quorum of the City Council Members present, Mayor Price called the regular session of the Fort Worth City Council to order at 7:06 p.m., on Tuesday, January 10, 2012, in the City Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102.

II. INVOCATION - Reverend Jerome LaDoux, Our Mother of Mercy Church

The invocation was provided by Reverend Jerome LaDoux, Our Mother of Mercy Church.

III. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF DECEMBER 13, 2011

Motion: Council Member Jordan made a motion, seconded by Council Member Shingleton that the minutes of the regular meeting of December 13, 2011, be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

V. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

City Manager Higgins requested that Mayor and Council Communication Nos. G-17489, P-11344 and L-15300 be withdrawn from the Consent Agenda.

VI. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

City Manager Higgins requested that Mayor and Council Communication No. G-17489 be continued until the January 24, 2012, Council meeting, Mayor and Council Communication No. G-17502 be continued until the February 14, 2012, Council meeting, and Mayor and Council Communication Nos. P-11344 and L-15300 be withdrawn from consideration.

VII. CONSENT AGENDA

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

A. General - Consent Items

1. M&C G-17484 - Adopt the Semiannual Progress Report from the Capital Improvements Advisory Committee for Transportation Impact Fees.

The City Council approved the following recommendation: Adopt the Semiannual Progress Report Concerning the Status of the Capital Improvements Plan for Transportation Impact Fees From the Capital Improvements Advisory Committee for Transportation Impact Fees.

2. M&C G-17485 - Approve 2012 Audit Plan as Recommended by Audit and Finance Advisory Committee.

The City Council approved the following recommendation: Accept the Recommendation From the Audit and Finance Advisory Committee and Approve the 2012 Audit Plan.

3. M&C G-17486 - Authorize Payment of the City of Fort Worth's Assessed Pro Rata Allocation of the Denton County Appraisal District's Budget for January through December 2012 in the Amount Up to \$67,438.52.

The City Council approved the following recommendation: Authorize Payment in the Amount Up to \$67,438.52 for the City of Fort Worth's Assessed Pro Rata Allocation of the Denton County Appraisal District's 2012 Budget for the Months of January Through December 2012.

(VII. CONSENT AGENDA Continued)

4. **M&C G-17487 - Adopt Resolution Increasing the Maximum Amount to Be Paid to Franklin M. Lee, Tydings & Rosenberg, LLP, by \$10,000.00 to \$120,000.00 for Final Payment for Work Related to the City's Availability and Disparity Study and Subsequent Development of the Business Diversity Enterprise Ordinance and Provide for a Small Contingency Amount to Cover Any Incidental Consultations.**

The City Council approved the following recommendation: Adopt Resolution No. 4055-01-2012 Authorizing Up to an Additional \$10,000.00 to be Paid to Franklin M. Lee, Tydings & Rosenberg, LLP, to Cover the Final Payment of \$8,768.78 Related to Legal and Consulting Work on the City's Availability and Disparity Study and the Subsequent Initial Development of the Business Diversity Enterprise Ordinance and to Provide for a Small Contingency Amount to Cover any Incidental Consultations.

5. **M&C G-17488 - Authorize Temporary Road Closure of Devitt Street Between University Drive South and Cockrell Avenue.**

The City Council approved the following recommendation: Authorize the Temporary Road Closure of Devitt Street Between University Drive South and Cockrell Avenue From January 11, 2012, to May 31, 2012, to Accommodate Construction of a Mixed-Use Development on University Drive.

7. **M&C G-17490 - Approve Extension of Injury Leave-of-Absence Pay Benefits in the Amount of \$22,673.12 for Police Officer Kerry Hill Beginning January 29, 2012 through April 29, 2012.**

The City Council approved the following recommendation: Approve a Three (3) Month Extension of Injury Leave-of-Absence Pay Benefits in the Amount of \$22,673.12 for Police Officer Kerry Hill Beginning January 29, 2012, Through April 29, 2012.

8. **M&C G-17491 - Approve Retroactive Extension of Injury Leave-of-Absence Pay Benefits in the Amount of \$24,241.08 for Police Officer Richard Miller Beginning March 17, 2011 through August 24, 2011.**

The City Council approved the following recommendation: Approve a Retroactive Extension of Injury Leave-of-Absence Pay Benefits in the Amount of \$24,241.08 for Police Officer Richard Miller Beginning March 17, 2011, Through August 24, 2011.

9. **M&C G-17492 - Approve Extension of Injury Leave-of-Absence Pay Benefits in the Amount of \$25,574.45 for Police Officer Terry Howard Beginning September 2, 2011 through January 2, 2012.**

(VII. CONSENT AGENDA – G-17492 Continued)

The City Council approved the following recommendation: Approve an Extension of Injury Leave-of-Absence Pay Benefits in the Amount of \$25,574.45 for Police Officer Terry Howard Beginning September 2, 2011, Through January 2, 2012.

10. M&C G-17493 - Authorize Transfer from the Water and Sewer Fund to the Special Trust Fund in the Amount of \$43,288.00 to Fund One Senior Maintenance Worker Position at the Water Conservation Demonstration Garden in the Fort Worth Botanic Garden for Fiscal Year 2012 and Adopt Appropriation Ordinance.

The City Council approved the following recommendation: Authorize Transfer of \$43,288.00 From the Water and Sewer Fund to the Special Trust Fund; and Adopt Appropriation Ordinance No. 20030-01-2012 Increasing the Estimated Receipts and Appropriations in the Special Trust Fund, From Available Funds, for the Purpose of Funding for a Period of One (1) Year the Salary and Fringe Benefits of One (1) Senior Maintenance Worker in the Water Conservation Demonstration Garden at the Fort Worth Botanic Garden.

11. M&C G-17494 - Authorize Transfer of \$60,000.00 from the Special Assessment District Fund, Public Improvement District 6, Park Glen PID, to the General Fund for the Purchase of Playground Equipment and Adopt Appropriation Ordinance.

The City Council approved the following recommendation: Authorize the Transfer of \$60,000.00 From the Special Assessment District Fund, Public Improvement District 6, Park Glen PID, to the General Fund; and Adopt Appropriation Ordinance No. 20031-01-2012 Increasing the Estimated Receipts and Appropriations in the General Fund, From Available Funds, for the Purpose of Purchasing Playground Equipment.

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

1. M&C P-11334 - Authorize Purchase Agreement with Metroplex Ice Machines, LLC, to Lease Commercial-Grade Ice Machines and Storage Bins to the City of Fort Worth in the Amount of \$200,000.00 for the First Year.

The City Council approved the following recommendation: Authorize a Purchase Agreement With Metroplex Ice Machines, LLC, to Lease Commercial-Grade Ice Machines and Storage Bins to the City of Fort Worth in the Amount of \$200,000.00 for the First Year.

2. M&C P-11335 - Authorize Non-Exclusive Purchasing Agreements for Electrical Supplies with AWC, Inc., Dealers Electrical Supply Co., Summers Group, Inc., d/b/a Rexel, and Elliott Electric Supply, Inc., for All City Departments for a Combined Amount Up to \$2,000,000.00 for the First Year.

(VII. CONSENT AGENDA – P-11335 Continued)

The City Council approved the following recommendation: Authorize Non-Exclusive Purchasing Agreements for Electrical Supplies With AWC, Inc., Dealers Electrical Supply Co., Summers Group, Inc., d/b/a Rexel, and Elliott Electric Supply, Inc., for All City Departments for a Combined Amount Up to \$2,000,000.00 for the First Year, Based on Greatest Discounts Offered.

3. **M&C P-11336 - Authorize Purchase Agreements for Police Uniforms, Clothing and Equipment with GST Public Safety Supply and Tactical Gear Now, Inc., for the Police and Code Compliance Departments for a Combined Amount of \$300,000.00 for the First Year.**

The City Council approved the following recommendation: Authorize Purchase Agreements for Police Uniforms, Clothing and Equipment With GST Public Safety Supply and Tactical Gear Now, Inc., for the Police and Code Compliance Departments for a Combined Amount of \$300,000.00 for the First Year.

4. **M&C P-11337 - Authorize Purchase Agreement with Allied Tube and Conduit Corporation for Telescoping Sign Posts, Sleeves and Hardware Materials for the Transportation and Public Works Department for an Annual Amount of \$147,000.00 for the First Year.**

The City Council approved the following recommendation: Authorize a Purchase Agreement With Allied Tube and Conduit Corporation for Telescoping Sign Posts, Sleeves and Hardware Materials for the Transportation and Public Works Department for an Annual Amount of \$147,000.00.

5. **M&C P-11338 - Authorize Purchase Agreement for Concrete Sections with HD Supply Waterworks, Ltd., for the Water Department in the Amount of \$60,000.00 for the First Year.**

The City Council approved the following recommendation: Authorize a Purchase Agreement for Concrete Sections With HD Supply Waterworks, Ltd., for the Water Department in the Amount of \$60,000.00 for the First Year.

6. **M&C P-11339 - Authorize Purchase of Audio Sound Amplifiers from Electro Acoustics & Video Inc., for the Public Events Department in the Amount of \$82,660.00.**

The City Council approved the following recommendation: Authorize the Purchase of Audio Sound Amplifiers From Electro Acoustics & Video, Inc., for the Public Events Department in the Amount of \$82,660.00.

(VII. CONSENT AGENDA Continued)

7. **M&C P-11340 - Authorize Purchase Agreement for Scott Self-Contained Breathing Apparatus Equipment and Replacement Parts with Municipal Emergency Services for the Fire Department in the Amount of \$400,000.00 for the First Year.**

The City Council approved the following recommendation: Authorize a Purchase Agreement for Scott Self-Contained Breathing Apparatus Equipment and Replacement Parts With Municipal Emergency Services for the Fire Department in the Amount of \$400,000.00 for the First Year.

8. **M&C P-11341 - Authorize Non-Exclusive Purchase Agreements with General Chemical Performance Products LLC, DPC Industries, Inc., Petra Chemical Acquisition Corporation and Altivia Corporation for Water Treatment Chemicals for the Water Department for a Combined Amount of \$1,220,000.00 for the First Year.**

The City Council approved the following recommendation: Authorize Non-Exclusive Purchase Agreements With General Chemical Performance Products, LLC, DPC Industries, Inc., Petra Chemical Acquisition Corporation and Altivia Corporation for Water Treatment Chemicals for the Water Department for a Combined Amount of \$1,220,000.00 for the First Year.

9. **M&C P-11342 - Authorize Purchase Agreements with TNT Crane & Rigging and F.B. McIntire Equipment Company, Inc., for Motorized Crane Service for All City Departments for a Combined Amount of \$75,000.00 for the First Year.**

The City Council approved the following recommendation: Authorize Purchase Agreements With TNT Crane & Rigging and F.B. McIntire Equipment Company, Inc., for Motorized Crane Service for All City Departments for a Combined Amount of \$75,000.00 for the First Year.

10. **M&C P-11343 - Authorize Purchase Agreement for Ascorbic Acid with Joseph G. Pollard Company, Inc., d/b/a Pollardwater.com, for the Water Department in the Amount of \$182,000.00 for the First Year.**

The City Council approved the following recommendation: Authorize a Purchase Agreement for Ascorbic Acid With Joseph G. Pollard Company, Inc., d/b/a Pollardwater.com, for the Water Department in the Amount of \$182,000.00 for the First Year.

12. **M&C P-11345 - Authorize Purchase Agreements with Play and Park Structures, Child's Play, Inc., Landscape Structures, Inc., and Webuildfun, Inc., Using a Texas Association of School Boards BuyBoard Contract for the Parks and Community Services Department for a Combined Amount of \$400,000.00 for the First Year.**

(VII. CONSENT AGENDA – P-11345 Continued)

The City Council approved the following recommendation: Authorize Purchase Agreements With Play and Park Structures, Child's Play, Inc., Landscape Structures, Inc., and Webuildfun, Inc., Using a Texas Association of School Boards BuyBoard Contract Number 346-10 With Delivery Included.

13. **M&C P-11346 - Authorize the Purchase of a Spray Pothole Patcher from Rush Truck Centers of Texas, L.P., Using a Texas Association of School Boards Cooperative Contract for the Transportation and Public Works Department for a Total Amount of \$189,061.00.**

The City Council approved the following recommendation: Authorize the Purchase of a Spray Pothole Patcher From Rush Truck Centers of Texas, L.P., Using the Texas Association of School Boards Cooperative Contract Number 358-10 for the Transportation and Public Works Department for a Total Amount of \$189,061.00.

C. Land - Consent Items

2. **M&C L-15301 - Authorize Direct Sale of Tax-Foreclosed Property Located at 1700 NE 28th Street to the City of Fort Worth for Park Purposes in the Amount of \$1,176.41, Approve Purchase and Dedicate the Property as Parkland.**

The City Council approved the following recommendation: Authorize Direct Sale of Tax-Foreclosed Property Located at 1700 NE 28th Street, Described as Lots 19, 20 and 21, Block 11, Diamond Hill Addition, in Accordance With Section 34.05 of the Texas Tax Code to the City of Fort Worth for \$1,176.41 and Approve the Purchase of the Property by the City of Fort Worth for Park Purposes; Authorize Execution and Recording of the Appropriate Instruments Conveying the Property to Complete the Sale; and Accept Property and Dedicate the Property as Parkland Upon Acceptance.

3. **M&C L-15302 - Authorize Sale of a Tax-Foreclosed Property Located at 2859 Avenue A in Accordance with Section 272.001 of the Texas Local Government Code and Section 34.05 of the Texas Property Tax Code to Carol Sullivan for \$100.00.**

The City Council approved the following recommendation: Authorize Sale of a Tax-Foreclosed Property Located at 2859 Avenue A to Carol Sullivan in Accordance With Section 272.001 of the Texas Local Government Code and Section 34.05 of the Texas Property Tax Code for \$100.00; and Authorize Execution and Recording of the Appropriate Instruments Conveying the Properties to Complete the Sale.

(VII. CONSENT AGENDA Continued)

4. **M&C L-15303 - Authorize Direct Sale of Five Tax-Foreclosed Properties Located at 3006 Refugio Avenue, 3111 Ross Avenue, 3114 Lee Avenue, 2515 Clinton Avenue and 3208 Refugio Avenue to Fort Worth Area Habitat for Humanity, Inc., for \$49,207.70.**

The City Council approved the following recommendation: Authorize the Direct Sale of Five (5) Tax-Foreclosed Properties Located at 3006 Refugio Avenue, Described as Lot 21, Block 76, MG Ellis Addition; 3111 Ross Avenue, Described as Lot 6, Block 93, MG Ellis Addition; 3114 Lee Avenue, Described as Lot 19, Block 93, MG Ellis Addition; 2515 Clinton Avenue, Described as Lot 8, Block 24, MG Ellis Addition; and 3208 Refugio Avenue, Described as Lot 20, Block 98, MG Ellis Addition to Fort Worth Area Habitat for Humanity, Inc., in Accordance With Section 34.05 of the Texas Tax Code for \$49,207.70; and Authorize Execution and Recording of the Appropriate Instruments Conveying the Properties to Complete the Sale.

5. **M&C L-15304 - Authorize the Sale of a City Fee-Owned Property Located at 1333 Bomber Road to the Current Lessee, Harry G. Pettey, for the Fair Market Value of \$40,000.00, and Authorize Execution and Recording of the Appropriate Instruments Conveying the Property to Complete the Sale.**

The City Council approved the following recommendation: Authorize the Sale of a City Fee-Owned Property Located at 1333 Bomber Road, Described as Lot 13, Block 32, Lake Worth Leases to the Current Lessee, Harry G. Pettey, for the Fair Market Value of \$40,000.00, Pursuant to Texas Local Government Code Section 272.001(h); and Authorize the Execution and Recording of the Appropriate Instruments Conveying the Property to Complete the Sale.

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

1. **M&C PZ-2963 - Adopt Ordinance Vacating a Portion of Alston Avenue from Broadway Avenue to West Petersmith Street.**

The City Council approved the following recommendation: Adopt Ordinance No. 20032-01-2012 Vacating and Extinguishing a Portion of Alston Avenue From Broadway Avenue to West Petersmith Street, Block 34, Jennings South Addition, an Addition to the City of Fort Worth, Tarrant County, Texas; Containing Approximately 16,216 Square Feet of Land, Providing for Reversion of Fee in Said Land; Providing That the City Shall Retain All Existing Utilities Easements; and Waive Any and All Purchase Fee Value of the Vacated Land in Accordance With City Policy (M&C G-15624).

(VII. CONSENT AGENDA Continued)

E. Award of Contract - Consent Items

1. M&C C-25377 - Authorize Execution of Change Order No. 2 in the Amount of \$91,650.00 to City Secretary Contract No. 41006 with Stabile & Winn, Inc., for Pavement Reconstruction and Water Main Replacement on Glenmont Drive, Wharton Drive and Wonder Drive for a Total Contract Amount of \$1,243,856.50.

The City Council approved the following recommendation: Authorize the Execution of Change Order No. 2 in the Amount of \$91,650.00 to City Secretary Contract No. 41006, a Construction Contract With Stabile & Winn, Inc., for Pavement Reconstruction and Water Main Replacement on Glenmont Drive, Wharton Drive and Wonder Drive, Thereby Revising the Original Contract Amount to \$1,243,856.50.

2. M&C C-25378 - Authorize Execution of an Engineering Services Agreement with Kimley-Horn and Associates, Inc., in the Amount of \$90,000.00 for the Preparation of Plans, Specifications and Construction Estimates for Intersection Capacity Improvements Projects at Various Locations.

The City Council approved the following recommendation: Authorize Execution of an Engineering Services Agreement With Kimley-Horn and Associates, Inc., in the Amount of \$90,000.00 for the Preparation of Plans, Specifications and Construction Estimates for Intersection Capacity Improvements Projects Located on West 7th Street at Carroll Street; Handley-Ederville Road at Randol Mill Road; South Hulen Street at Overton Plaza; and South Hulen Street at Columbus Trail.

3. M&C C-25379 - Authorize Execution of an Engineering Agreement in the Amount of \$82,176.61 with URS Corporation, for the Design of East Rosedale/Sycamore Creek Mitigation.

The City Council approved the following recommendation: Authorize Execution of an Engineering Agreement With URS Corporation in the Amount of \$82,176.61 for the Design of East Rosedale/Sycamore Creek Mitigation.

4. M&C C-25380 - Authorize Execution of an Engineering Agreement in the Amount of \$140,799.00 with Brown and Gay Engineers, Inc., for Conceptual Design of the Harvey Street Park Storm Drain Rehabilitation.

The City Council approved the following recommendation: Authorize Execution of an Engineering Agreement With Brown and Gay Engineers, Inc., in the Amount of \$140,799.00 for Conceptual Design of the Harvey Street Park Storm Drain Rehabilitation.

(VII. CONSENT AGENDA Continued)

5. **M&C C-25381 - Authorize Execution of a Contract with Estrada Concrete Company, LLC, in the Amount of \$134,710.00 for Sidewalk and Pedestrian Curb Ramp Improvements 2011 at Twenty Locations.**

The City Council approved the following recommendation: Authorize the Execution of a Contract With Estrada Concrete Company, LLC, in the Amount of \$134,710.00 for Sidewalk and Pedestrian Curb Ramp Improvements 2011 at 20 Locations: Trinity Creek Drive, Spring Ranch Drive - Bowman Roberts Road; Bowman Roberts Road, Trinity Creek Drive - Texas Shiner Drive; Craig Street, Haynie Street - Haynie Street; Oakmont Boulevard, Bryant Irvin Road - Oakbend Trail; Collinwood Avenue, Belle Place - Clover Lane; Beaver Head Road, Prewett Road - Park Bend Drive; W. Cantey Street, Gordon Avenue - Forest Park Boulevard; 5th Avenue, Lilac Street - Mitchell Avenue; Mistletoe Boulevard, 8th Avenue - 9th Avenue; Maiden Lane, Foxglen Court - Tallowood Court; Main Street South, W. Allen Avenue - W. Jefferson Avenue; Navajo Way, Caribou Court - Great Divide Drive; Four Winds Drive, Sycamore School Road - Seven Gables; Altamesa Boulevard, Vega Drive - Woodway Drive; Parkwood Plaza Drive, Haun Drive - Murton Place; El Campo Avenue, Clover Lane - Thomas Place; Locke Avenue, Alamo Avenue - Belle Place; Altamesa Boulevard, Westcreek Drive - McCart Avenue; E. Vickery Boulevard, Sycamore Terrace - Ernest Street; and Fairmount Avenue, W. Oleander Street - W. Magnolia Street.

6. **M&C C-25382 - Authorize Execution of Amendment No. 4 to City Secretary Contract No. 37796 for the Parts Distribution and Service Centers Contract with AutoZone Texas, LP, to Extend the Contract Term No Later than February 29, 2012.**

The City Council approved the following recommendation: Authorize the Execution of Amendment No. 4 to City Secretary Contract No. 37796 for the Parts Distribution and Service Centers Contract With AutoZone Texas, LP, to Extend the Contract Term No Later Than February 29, 2012. Contract Negotiations With the Selected Vendor, per Request for Proposal No. 11-0024, are Continuing Until a Selected Vendor can Meet Negotiated Terms.

7. **M&C C-25383 - Authorize Execution of a Contract with Johnson Controls, Inc., in the Amount of \$736,874.00 Plus \$98,126.00 in Contingency for the Will Rogers Memorial Center to Upgrade the Boiler Plant and Adopt Appropriation Ordinance.**

The City Council approved the following recommendation: Adopt Appropriation Ordinance No. 20033-01-2012 Increasing the Estimated Receipts and Appropriations in the Culture and Tourism Fund in the Amount of \$835,000.00, and Decreasing the Unaudited, Unassigned Fund Balance by the Same Amount, for the Purpose of Construction, Staff, and Contingency Cost to Upgrade the Boiler Plant at the Will Rogers Memorial Center; and Authorize the Execution of a

(VII. CONSENT AGENDA – C-25383 Continued)

Contract With Johnson Controls, Inc., in the Amount of \$736,874.00, Plus \$98,126.00 in Contingency and Staff Administration Using a Texas Multiple Award Schedule Contract Number TXMAS-6-840160 to Upgrade the Boiler Plant at the Will Rogers Memorial Center.

8. M&C C-25384 - Authorize Execution of a Professional Services Contract with Texas Industrial Security, Inc., for an Estimated Amount Not to Exceed \$145,000.00 to Provide Guard Services for Fort Worth Prisoners Admitted to Local Hospitals.

The City Council approved the following recommendation: Authorize Execution of a Professional Services Contract in an Amount Not to Exceed \$145,000.00 to Texas Industrial Security, Inc., Fort Worth, Texas, to Provide Guard Services for City of Fort Worth Prisoners Admitted to Local Hospitals; and Authorize Contract Term From October 1, 2011, to June 30, 2012.

9. M&C C-25385 - Authorize the Execution of Change Order No. 1 in the Amount of \$83,274.96 with Mario Sinacola & Sons, Inc., for Additional Improvements on the Alliance Runway Extension-Earthworks Package 3 Project at Alliance Airport.

The City Council approved the following recommendation: Authorize the Execution of Change Order No. 1 in the Amount of \$83,274.96 With Mario Sinacola & Sons, Inc., for Additional Improvements on the Alliance Runway Extension-Earthworks Package 3 Project at Alliance Airport Thereby Increasing the Contract Amount to \$2,285,970.46.

10. M&C C-25386 - Authorize Use of Gas Lease Revenue in the Amount of \$33,000.00 for the Demolition of the Property at 589 Harmon Road for the Alliance Noise Mitigation Program and Adopt Appropriation Ordinances.

The City Council approved the following recommendation: Authorize Use of Revenue Derived From Mineral Leases on City-Owned Airports in the Amount of \$33,000.00 for the Demolition and Asbestos Abatement of 589 Harmon Road Adjacent to Fort Worth Alliance Airport; Adopt Appropriation Ordinance No. 20034-01-2012 Increasing the Estimated Receipts and Appropriations in the Airports Gas Lease Project Fund, From Available Funds, for the Purpose of Demolishing Property for the Alliance Noise Mitigation Program; Authorize Transfer of \$33,000.00 From the Airports Gas Lease Project Fund to the Municipal Airports Fund; and Adopt Supplemental Appropriation Ordinance No. 20035-01-2012 Increasing the Estimated Receipts and Appropriations in the Municipal Airports Fund, From the Transferred Funds From the Airports Gas Lease Project Fund, for the Program.

(VII. CONSENT AGENDA Continued)

11. **M&C C-25387 - Authorize Execution of a Contract in the Amount of \$260,076.00 with Vendigm Construction, LLC, for 51S Apron and Taxilane Improvements at Fort Worth Meacham International Airport, Authorize Project Management, Administrative and Related Expenses in the Amount of \$30,000.00 and Adopt Appropriation Ordinance.**

The City Council approved the following recommendation: Authorize Use of Revenue Derived From Mineral Leases on City-Owned Airports in the Amount of \$260,076.00 for a Contract With Vendigm Construction, LLC, for Apron and Taxilane Improvements Near Hangar 51S at Fort Worth Meacham International Airport; Adopt Appropriation Ordinance No. 20036-01-2012 Increasing the Estimated Receipts and Appropriations in the Airports Gas Lease Project Fund in the Amount of \$290,076.00, From Available Funds, for the Purpose of the Improvements; and Authorize Execution of a Contract With Vendigm Construction, LLC, in the Amount of \$260,076.00 for the Improvements and Authorize \$30,000.00 for Associated Costs for Project Management, Administrative and Related Expenses.

12. **M&C C-25388 - Authorize Termination of an Unimproved Ground Lease Agreement and Amendment No. 1 to the Unimproved Ground Lease Agreement with FWS Realty, Ltd., and Authorize Execution of a New Ground Lease Agreement with FWS Realty, Ltd., for 63,128 Square Feet of Ground Space Consisting of Two Tracts of Land that Include a 7,400 Square Foot Executive Terminal and a 22,500 Square Foot Hangar at Fort Worth Spinks Airport.**

The City Council approved the following recommendation: Authorize Termination of an Unimproved Ground Lease Agreement and Amendment No. 1 to the Unimproved Ground Lease Agreement With FWS Realty, Ltd., and Authorize Execution of a New Ground Lease Agreement With FWS Realty, Ltd., for 63,128 Square Feet of Ground Space Consisting of Two (2) Tracts of Land That Include a 7,400 Square Foot Executive Terminal and a 22,500 Square Foot Hangar at Fort Worth Spinks Airport.

13. **M&C C-25389 - Authorize Execution of a Ground Lease Agreement with Mandatory Improvements with FWS Realty, Ltd., for 17,600 Square Feet of Ground Space Known as Lease Site NW-3, a Right of First Refusal on 31,327 Square Feet of Ground Space Known as Option D, a Construction Loan Agreement and Advance Promissory Note in the Amount of \$600,000.00 at Fort Worth Spinks Airport, Adopt Appropriation Ordinances and Adopt Resolution Related to Payment of Associated Legal Fees.**

The City Council approved the following recommendation: Authorize Execution of a Ground Lease Agreement With Mandatory Improvements With FWS Realty, Ltd., for 17,600 Square Feet of Ground Space Known as Lease Site NW-3; Authorize Execution of a Right of First

(VII. CONSENT AGENDA – C-25389 Continued)

Refusal on 31,327 Square Feet of Ground Space Known as Option D at Fort Worth Spinks Airport; Authorize Execution of a Construction Loan Agreement and Advance Promissory Note in the Amount of \$600,000.00 to Stimulate and Encourage Business Development on Lease Site NW-3; Authorize Use of Revenue Derived From Mineral Leases on City-Owned Airports in the Amount of \$600,000.00 for the Construction Loan to FWS Realty, Ltd; Adopt Appropriation Ordinance No. 20037-01-2012 Increasing the Estimated Receipts and Appropriations in the Airports Gas Lease Project Fund, From Available Funds, for the Purpose of Funding a Construction Loan Agreement Pursuant to a Chapter 380 Economic Development Agreement With FWS Realty, Ltd.; Authorize Transfer of Funds From the Airports Gas Lease Project Fund to the Municipal Airports Fund; Adopt Appropriation Ordinance No. 20038-01-2012 Increasing the Estimated Receipts and Appropriations in the Municipal Airports Fund in the Amount of \$606,082.61, From Available Funds, for the Purpose of Funding the Construction Loan Agreement and Payment of Associated Legal Fees; and Adopt Resolution No. 4056-01-2012 Increasing the Maximum Amount to \$6,082.61 to be Paid to the Law Firm of Kelly, Hart & Hallman, P.C., as Outside Legal Counsel to Advise the City on Legal Issues Related to a Commercial Construction Loan and Promissory Note to FWS Realty, Ltd. and Ratify Payment of Same, Which a Portion of the Costs are Subject to Reimbursement by FWS Realty, Ltd. Under the Proposed Ground Lease Agreement.

14. M&C C-25390 - Authorize Execution of a New Ground Lease Agreement with Mandatory Improvements with FWS Realty, Ltd., for 29,070 Square Feet of Ground Space Known as Lease Site NW-2, at Fort Worth Spinks Airport.

The City Council approved the following recommendation: Authorize Execution of a New Ground Lease Agreement With Mandatory Improvements With FWS Realty, Ltd., for 29,070 Square Feet of Ground Space Known as Lease Site NW-2 at Fort Worth Spinks Airport.

15. M&C C-25391 - Authorize Execution of a Contract with Conatser Construction TX, LP, in the Amount of \$813,145.00 for Water and Sanitary Sewer Replacement Contract 2004, STM-H on Alton Road, Ann Arbor Court, Corto Avenue, Dryden Road, Rashti Court and Shelby Drive.

The City Council approved the following recommendation: Authorize the City Manager to Execute a Contract with Conatser Construction TX, LP, in the Amount of \$813,145.00 for Water and Sanitary Sewer Replacement Contract 2004, STM-H.

16. M&C C-25392 - Authorize Execution of Amendment No. 1 for City Secretary Contract No. 36120 with Chiang, Patel & Yerby, Inc., in the Amount of \$76,485.00 for a Total Contract Amount of \$424,085.00 for the Design of the Lake Worth Dam, Westside and Rolling Hills Water Treatment Plants Alert Notification and Security Systems.

(VII. CONSENT AGENDA – C-25392 Continued)

The City Council approved the following recommendation: Authorize the Execution of Amendment No. 1 for City Secretary Contract No. 36120 With Chiang, Patel & Yerby, Inc., in the Amount of \$76,485.00 to Design Security Improvements and Alert Notification Systems for the Lake Worth Dam, Westside and Rolling Hills Water Treatment Plants, Thereby Increasing the Contract Amount to \$424,085.00.

17. M&C C-25393 - Authorize Execution of the First Renewal for the Interceptor Condition Assessment Program Contract 1 - Large Diameter Sanitary Sewer CCTV, Sonar and Laser Inspection, in the Amount of \$848,875.00 with Ace Pipe Cleaning, Inc.

The City Council approved the following recommendation: Authorize Execution of the First Renewal of an Annual Contract With Ace Pipe Cleaning, Inc., in the Amount of \$848,875.00 for the Interceptor Condition Assessment Program Contract 1 - Large Diameter Sanitary Sewer CCTV, Sonar and Laser Inspection.

18. M&C C-25394 - Authorize Execution of an Engineering Agreement in the Amount of \$166,008.75 with Kleinfelder Central, Inc., for the South Holly Water Treatment Plant Backwash Tank and Lime Silo Rehabilitation Project Located at 1500 Eleventh Avenue.

The City Council approved the following recommendation: Authorize Execution of an Engineering Agreement With Kleinfelder Central, Inc., in the Amount of \$166,008.75 for the South Holly Water Treatment Plant Backwash Tank and Lime Silo Rehabilitation Project Located at 1500 Eleventh Avenue.

19. M&C C-25395 - Authorize Execution of a Contract with Conatser Construction TX, LP, in the Amount of \$2,000,000.00 for Sewer Main Extensions, Replacements and Relocations Contract 2011A at Various Locations Throughout the City of Fort Worth.

The City Council approved the following recommendation: Authorize Execution of a Contract With Conatser Construction TX, LP, in the Amount of \$2,000,000.00 for Sewer Main Extensions, Replacements and Relocations Contract 2011A at Various Locations Throughout the City.

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. OCS - 1837 - Notice of Claims for Alleged Damages and/or Injuries

End of Consent Agenda.

A. General - Consent Items – Removed from Consent Agenda

- 6. M&C G-17489 - Approve Findings of the Vehicle for Hire Review Board Regarding Renewal Application of Irving Holdings Inc. d/b/a Yellow Cab, to Operate Two Hundred and Twenty Taxicabs Within the City of Fort Worth and Adopt Ordinance Granting Such Authority.**

It was the consensus of the Council that Mayor and Council Communication No. G-17489 Consider and Adopt the Following Findings of the Vehicle for Hire Review Board: Irving Holdings, Inc., d/b/a Yellow Cab, has Performed Satisfactorily Under the Terms of its Operating Authority; the Service Provided Continues to Meet the Public Necessity and Convenience as Defined by Chapter 34 of the City Code; Irving Holdings, Inc., d/b/a Yellow Cab, is Qualified to Conduct its Business and Continues to Comply With the Requirements of Chapter 34 of the City Code; and the General Welfare of the Citizens of the City Will Best be Served by the Addition of 220 Taxicabs Upon City Streets, Alleys and Thoroughfares; and Adopt an Ordinance Granting the Privilege of Operating Authority to Irving Holdings, Inc., d/b/a Yellow Cab, for the Use of the Streets, Alleys and Public Thoroughfares of the City in the Conduct of its Taxicab Business, Which Shall Consist of the Operation of 220 Taxicabs for a Three (3) Year Period Beginning on the Effective Date, Providing for Written Acceptance by Irving Holdings, Inc., d/b/a Yellow Cab, Subject to and Conditioned on Irving Holdings, Inc., d/b/a Yellow Cab, Complying With All Requirements of Chapter 34, Article VI of the Code of the City of Fort Worth (1986), as Amended, be continued until the January 24, 2012, Council meeting.

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

- 11. M&C P-11344 - Authorize the Purchase of Seven Certified Police Motorcycles from American Eagle Harley-Davidson, for the Police Department for a Total Amount of \$114,481.00.**

It was the consensus of the Council that Mayor and Council Communication No. P-11344 Authorize the Purchase of Seven (7) Certified Police Motorcycles From American Eagle Harley-Davidson, for the Police Department for a Total Amount of \$114,481.00, With Freight and Three (3) Year Extended Warranty Included, be withdrawn from consideration.

C. Land - Consent Items - Removed from Consent Agenda

1. M&C L-15300 - Authorize Direct Sale of Tax-Foreclosed Property Located at 0 Braswell Drive to Triple S Steel for \$74,430.72.

It was the consensus of the Council that Mayor and Council Communication No. L-15300 Authorize Direct Sale of Tax-Foreclosed Property Located at 0 Braswell Drive to Triple S Steel, in Accordance With Section 34.05 of the Texas Tax Code for \$74,430.72; and Authorize Execution and Recording of the Appropriate Instruments Conveying the Property to Complete the Sale, be withdrawn from consideration.

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. Presentation of Proclamation of the 116th Southwestern Exposition and Livestock Show Days

Mayor Price presented a Proclamation for the 116th Southwestern Exposition and Livestock Show Days to Mr. Ed Bass. She stated that for the past 115 years, the Southwestern Exposition and Livestock Show, also known as the Fort Worth Stock Show and Rodeo, had been held in Fort Worth, which made it the oldest continuously held livestock show in the country. She added that the Stock Show and Rodeo was a 23 day event that attracted more than 900,000 visitors from various regions of the United States and 60 foreign countries. She advised that the Stock Show and Rodeo featured more than 21,000 head of livestock and staged 30 thrilling performances of the world's original indoor Professional Rodeo Cowboy Association. She further stated that the Exposition and Livestock Show was Fort Worth's largest annual event, and had an estimated economic impact of more than \$100 million a year. She invited all citizens to join the visitors from around the world for the event, which highlighted Fort Worth's rich western heritage, from January 13, 2012, through February 4, 2012. She further stated that the City Council proclaimed January 13, 2012, through February 4, 2012, as the 116th Southwestern Exposition and Livestock Show Days.

Mr. Ed Bass expressed appreciation for the Proclamation on behalf of the Fort Worth Stock Show and Rodeo. He stated that the City of Fort Worth and the Stock Show had been partners since 1896, and the partnership helped preserve the western heritage of the City. He stated that the Stock Show had been held in the Will Rogers Stadium since World War II and that they had joined the City and contributed improvements and new facilities in excess of \$50 million in today's dollars. He further stated that in the past several years, Event Facilities Fort Worth had invested more than \$1.4 million in facilities such as the Western Heritage Garage and the Equestrian Multipurpose Building, which was expected to open in 2012. He added that a new parking area would be constructed south of Harley Street that would accommodate over 2,000 vehicles, more than 200 trailers and would provide hookups for 80 RVs. He presented the Mayor and City Council with the 2012 Stock Show badge and a guest badge that would give them entry to all of the facilities during the Stock Show. He pointed out that the badge was also a symbol of the partnership between the City and the Fort Worth Stock Show and Rodeo.

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

2. Presentation of Certificate of Recognition for the Western Heritage Trail Drive Celebration

Council Member Scarth presented a Certificate of Recognition for the Western Heritage Trail Drive Celebration to Mr. Ernie Horn, Executive Director, Score a Goal in the Classroom. He stated that the City of Fort Worth recognized the Western Heritage Trail Drive Celebration for their long standing initiative to preserve and promote the rich, western heritage of Fort Worth among Tarrant County school children. He added that their efforts raised awareness about real Cowboys and Indians here “Where the West Begins.” He further stated that the Western Heritage Trail Drive Celebration had proven to be influential in showcasing how the City’s western culture had been influenced, not only by the Native American culture, but also by German, Scottish and Irish cultures. He stated that the diverse cultural influences would be demonstrated in authentic singing, dancing and craft activities. He advised that the 2012 celebration would ensure that families had a chance to travel back in time to enjoy the “bigger than life” western history of Fort Worth. He stated that the Cowtown Committee had selected Ben F. Tahmahkera, the great, great grandson of the legendary Comanche Chief Quanah, as the recipient of the Western Heritage Cowtown Legend Award. He advised that former District 2 Council Member Jim Lane, who created the famous Fort Worth herd and was a strong advocate of Cowtown USA, had been selected as the recipient of the Western Heritage Trail Boss Award. He further stated that accomplishments like these went a long way in strengthening the City’s reputation as one of America’s Most Livable Communities, thus ensuring that the City would always be recognized as one (1) of the best places to live. He added that the City was proud to honor Score a Goal in the Classroom and the Western Heritage Trail Drive Celebration.

Mr. Ernie Horn expressed appreciation to the City Council. He invited everyone to attend the Stock Show Parade, which was the greatest parade, and he encouraged them to take a walk through history at Two City Place Parking Garage.

Council Member Scarth expressed appreciation to Mr. Horn for his help in scheduling the high school bands that had been performing prior to the past few Council meetings.

X. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events

Council Member Jordan congratulated Coach Gary Patterson and the Texas Christian University Horned Frogs football team for their successful season.

Council Member Moss announced that he was happy to be back and expressed appreciation for all the support that was provided to him. He stated that Fort Worth had some of the best medical facilities in the country. He advised that there would be a community meeting on January 14, 2012, from 10:00 a.m. to 12:00 p.m. at the Brighter Outlook Community Center,

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

located at 4910 Dunbar Street, and stated that anyone who was a resident or property owner in the area bounded by Ramey Avenue, Rosedale Street, Stalcup Road and Loyd Avenue were welcome to attend the meeting. He added that City staff would be present to discuss code enforcement, law enforcement, public art, street projects, the Heritage Center, neighborhood education and rezoning.

Council Member Burns welcomed Council Member Moss back to the dais. He announced that Code Compliance would conduct meetings about feral cats and that they would discuss the trap, neuter and release programs along with ways to reduce the feral cat population in the City. He added that the first of the two (2) meetings would be Thursday, January 12, 2012, at 6:30 p.m. at the Botanic Garden Lecture Hall, located at 3220 Botanic Garden Boulevard. He advised those interested to contact the District 9 office at 817-392-8809 for more information.

Council Member Hicks also welcomed Council Member Moss back to the dais. She announced that there would be a number of events over the weekend in honor of Dr. Martin Luther King, Jr. She added that the City would co-sponsor the parade through downtown Fort Worth, which would start at 11:00 a.m. on January 16, 2012, and would assemble on the east side of the Convention Center. She invited everyone to attend the events that would occur throughout the weekend.

Council Member Shingleton announced that the Stock Show Parade would be on January 14, 2012, at 11:00 a.m. He stated that it was the only all animal parade of its kind with no motorized vehicles in the parade, and invited everyone to attend and join in on the festivities.

2. Recognition of Citizens

XI. PRESENTATIONS BY THE CITY COUNCIL

1. Changes in Membership on Boards and Commissions

Motion: Council Member Burns made a motion, seconded by Mayor Pro tem Zimmerman that Bernie Scheffler be appointed to Place 9 on the Parks and Community Services Advisory Board effective January 10, 2012, with a term expiring October 1, 2013. The motion carried unanimously nine (9) ayes to zero (0) nays.

2. Appointment of City Secretary

Motion: Council Member Jordan made a motion, seconded by Council Member Burns that Mary J. Kayser be appointed as City Secretary. The motion carried unanimously nine (9) ayes to zero (0) nays.

(XI. PRESENTATIONS BY THE CITY COUNCIL #2 Continued)

Mayor Price stated that Ms. Mary Kayser had been the City Secretary of Garland since 2006 and that she had previously served the City of Burleson as Deputy City Secretary from 1992-1999 and as City Secretary from 1999-2006. She further stated that Ms. Kayser earned her Texas Registered Municipal Clerk Certification in 1999 and that she also held the Certified Municipal Clerk and Master Municipal Clerk designations from the International Institute of Municipal Clerks. She stated that Ms. Kayser was active in the Texas Municipal Clerks Association (TMCA) and the North Texas Municipal Clerks Association Chapter. She added that Ms. Kayser had served on the TMCA board as President, President Elect, Secretary, Treasurer, Vice President, and Trustee and currently served as Immediate Past President.

Ms. Kayser stated that she was honored to be appointed as the City Secretary of the City of Fort Worth, and that she was very impressed with the staff of the City Secretary's Office. She added that City staff made her feel welcome and she looked forward to beginning employment on January 30, 2012.

Mayor Price advised that the motion needed to be amended to include the effective date of January 30, 2012.

Motion: Council Member Jordan made an amended motion, seconded by Council Member Burns that Mary J. Kayser be appointed as City Secretary, effective January 30, 2012. The motion carried unanimously nine (9) ayes to zero (0) nays.

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

There were no presentations and/or communications from boards, commissions and/or city council committees.

XIII. ORDINANCE

1. **An Ordinance Repealing Ordinance No. 16630-10-2005, Which Established the Mayor's Advisory Commission on Homelessness, and Creating the Fort Worth Advisory Commission on Ending Homelessness, Defining Its Purpose, Establishing Guidelines for Appointments to the Commission and Providing for the Commission's Duties and Responsibilities, Providing that this Ordinance is Cumulative, Providing a Severability Clause, and Providing an Effective Date**

Motion: Council Member Scarth made a motion, seconded by Council Member Burns that Ordinance No. 20039-01-2012 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

Mayor Price advised that agenda item XVI. Citizen Presentations would be moved up on the agenda and heard at this time.

XVI. CITIZEN PRESENTATIONS

The following individuals appeared before Council relative to the Citizens Police Academy for the Deaf and Hard of Hearing and expressed their appreciation to the Police Department. They stated that the Citizens Police Academy graduated the first class of Deaf and Hard of Hearing on December 20, 2011, and that it was a heartfelt graduation. They stated that the Police Department was no longer a mystery to the deaf and hard of hearing community and that they all wanted the same thing, a safe city and safe neighborhoods where their families could thrive. They further stated that the presenters and training staff of the Citizens Police Academy for the Deaf and Hard of Hearing set the bar high for others to achieve. They expressed their appreciation to Chief Halstead, Officer Monty Lambert, Officer Sharron Neal and Deputy Chief Rhonda Robertson for making the Citizens Police Academy possible and for making the learning experience successful.

Ms. Tracey Michol, 6131 Avery Drive (provided handouts)
Mr. John Reynolds, 7509 Kell Drive
Ms. Paulette Rook, 4332 Barcelona Drive
Ms. Julia Eckber, 2508 Denbury Drive
Mr. James Eckber, 2508 Denbury Drive (provided handouts)
Mr. Daniel Torrez, 2233 College Avenue

The following individuals completed a citizen presentation card relative to the Citizens Police Academy for the Deaf and Hard of Hearing but did not wish to address the Council.

Ms. Wan-Exa Reynolds, 7509 Kell Drive
Ms. Felicia Richards, 2233 College Avenue

Mayor Price and Council Members Scarth and Shingleton expressed their appreciation to Ms. Tracey Michol and her mother for their dedication and hard work for the deaf and hard of hearing community. They also expressed appreciation to the Police Officers that were involved with the Citizens Police Academy for the Deaf and Hard of Hearing and to the deaf community that made the experience possible.

(Council continued with the regular order of the Agenda.)

XIV. ZONING HEARING

It appeared to the City Council that the Notice of Special Hearing set today as the date for the hearing in connection with recommended changes and amendments to Zoning Ordinance No. 13896 and that notice of the hearing had been given by publication in the *Fort Worth Star-Telegram*, the official newspaper of the City of Fort Worth, on December 22, 2011.

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

1. ZC-10-189A - City of Fort Worth Planning & Development, 1100 Van Cliburn Way; from: "PD-897" Planned Development for all uses in "CF" Community Facilities plus alcohol sales; site plan waived to: Add "DD" Demolition Delay Overlay. (Recommended for Approval)

Motion: Council Member Shingleton made a motion, seconded by Council Member Jordan that Zoning Docket No. ZC-10-189A be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

2. ZC-11-075A - City of Fort Worth Planning & Development, Camp Bowie Corridor Form Based Code District: Ridglea Urban Village Core South: Generally bounded by the 6100 - 6400 blocks of Camp Bowie Boulevard, southside; from: "MU-1" Low Intensity Mixed-Use, "MU-1/HSE" Low Intensity Mixed-Use/Highly Significant Endangered "F" General Commercial, "G" Intensive Commercial, "MU-2" High Intensity Mixed-Use, and "PD" Planned Developments Nos. 400, 633, and 882 to: Camp Bowie Form-Based district: Ridglea Urban Village Core South Subdistrict. (Recommended for Approval) (Continued from a Previous Meeting)

It appeared that the City Council at its regular meeting on October 18, 2011, continued Zoning Docket No. ZC-11-075A.

The following individuals completed speaker cards in support of Zoning Docket No. ZC-11-075A and were recognized by Mayor Price, but were not present in the Council chamber.

Ms. Jerre Tracy, 1110 Penn Street
Mr. Steven Berry, 4404 Angus Drive

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Burns that Zoning Docket No. ZC-11-075A be continued until the March 6, 2012, Council meeting. The motion carried unanimously nine (9) ayes to zero (0) nays.

3. ZC-11-101 - 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) (Continued from a Previous Meeting)

It appeared that the City Council at its regular meeting on December 13, 2011, continued Zoning Docket No. ZC-11-101.

(ZC-11-101 Continued)

Motion: Council Member Espino made a motion, seconded by Council Member Hicks that Zoning Docket No. ZC-11-101 be continued until the January 24, 2012, Council meeting. The motion carried unanimously nine (9) ayes to zero (0) nays.

4. ZC-11-114 - Carolina Serra, 2501 - 2503 Lincoln Avenue; from: "A-5" One-Family to: "FR" General Commercial Restricted. (Recommended for Denial)

Council Member Espino stated that this item was recommended for denial by the Zoning Commission but he had learned there were unique circumstances to the case. He further stated that the applicant had bought the property when the area was in the process of being rezoned and that the property owner had not received the deed from the seller and did not receive notice about the rezoning of the property. He advised that he had worked with the property owners in the area so that they could continue with the proposed use and that he would overturn the Zoning Commission's recommendation for denial and recommend Zoning Docket No. ZC-11-114 for approval.

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton that Zoning Docket No. ZC-11-114 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

5. ZC-11-118 - 287/156 Partners LP, 9100 block of Blue Mound Road; from: "IP" Industrial Park to: "A-5" One-Family. (Recommended for Approval)

Motion: Council Member Shingleton made a motion, seconded by Council Member Scarth that Zoning Docket No. ZC-11-118 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

6. ZC-11-119 - Hillwood Alliance Residential LP, 8500 Ray White Road and 5351 North Tarrant Parkway; from: "E" Neighborhood Commercial and "C" Medium Density Multifamily to: "C" Medium Density Multifamily and "E" Neighborhood Commercial. (Recommended for Approval)

Motion: Council Member Espino made a motion, seconded by Mayor Pro tem Zimmerman that Zoning Docket No. ZC-11-119 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

- 7. ZC-11-120 - Keystone Equity Partners, LLC 4200 block of Old Decatur Road; from: "A-5" One-Family to: Include into "PD-917" "PD/K" Planned Development for "K" Heavy Industrial plus rolling mills, rock, cement crushers and stone quarries; wholesale storage of petroleum products; oil drilling and production; manufacture of heavy rubber products. A site development plan shall be provided for administrative review by the Planning & Development Department for the following uses per Section 4.305(D) of the Comprehensive Zoning Ordinance: recycling center, waste tire facility; facilities handling, processing, and loading of municipal solid waste and recyclable materials for transportation at transfer stations, storage, processing, bailing or reclamation of paper, glass, wood, metals, plastics rags, junk, concrete, asphalt and other materials and materials recovery facilities and recycling centers; composting for yard and wood wastes, municipal solid waste, and/or sludge at composting facilities; and processing and storage of scrap tires at waste tire facilities. Site plan waiver recommended for all other uses. The following uses are prohibited: gambling facilities, circus, adult entertainment, sexually oriented businesses, night clubs, massage parlors, hazardous waste disposal including household hazardous waste, halfway house, horse, dog, or automotive racing, shooting or weapons firing range, disposal, dumping or reducing of offal or dead animals, packing plant, poultry killing or dressing, cotton gin, cotton oil mill, bailing or compress, paper or pulp manufacture, municipal waste landfill. (Recommended for Approval)**

The following individuals appeared before Council in support of Zoning Docket No. ZC-11-120 and stated that they intended to use the property as a buffer for the plant and they would build on the quarry site. They further stated that they were planning to keep the trees that were currently on the property to help buffer the site from Old Decatur Road.

Mr. Jon Brown, 601 North Throckmorton Street
Mr. Tom Blanton, 777 Main Street, Suite 3100

Mr. JD Jimmerson, III, 3302 Roosevelt Avenue (provided handouts), appeared before Council in opposition to Zoning Docket No. ZC-11-120 and stated that he did not receive proper notification about this zoning request. He advised that there had been a meeting but the stakeholders had not come to an agreement to support this item. He further advised that there was a model block of \$1.4 million to improve the area that made it more livable and vibrant for the residents. He pointed out that the development was against what the community strived to achieve and he provided a petition from other residents who were opposed to the zoning change.

Council Member Espino expressed appreciation to the citizens who spoke on this item. He stated that this had been a quarry site in order to keep Commercial Metals in Fort Worth and to retain jobs within the City. He further stated that there was a proliferation of recycling yards on North Main Street and that the quarry site was the best prospect to attempt to develop an industrial

(ZC-11-120 Continued)

growth center. He advised that the recycling yard would be relocated to the quarry site along with Commercial Metals and added that he felt the quarry site was a better location for this use rather than along North Main Street.

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton that Zoning Docket No. ZC-11-120 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

8. ZC-11-121 - Millenium Recycling, LLP, 3750 N. Main Street, 3713 and 3715 N. Commerce Street; from: "K" Heavy Industrial and "PD-787" Planned Development for all uses in "K" Heavy Industrial plus metal recycling; site plan included to: Amend "PD-787" Planned Development for K uses plus metal recycling for expansion; site plan included. (Recommended for Approval as Amended for an eight foot solid concrete screening wall around 3703 N. Commerce Street)

Motion: Council Member Espino made a motion, seconded by Council Member Moss that Zoning Docket No. ZC-11-121 be continued until the January 24, 2012, Council meeting. The motion carried unanimously nine (9) ayes to zero (0) nays.

9. SP-11-007 - City of Fort Worth, 1050 Missouri Avenue; Site plan for proposed 7-11 convenience store and gas station. (Recommended for Approval)

Motion: Council Member Hicks made a motion, seconded by Council Member Burns that Zoning Docket No. SP-11-007 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

10. ZC-11-122 - Edwards Zubizarreta Partnership, 6001 Tension Drive, 6033 & 6051 Dallas Avenue; from: "FR" General Commercial Restricted and "K" Heavy Industrial to: Tract 1: "PD/K" Planned Development for all uses in "K" Heavy Industrial plus indoor metal recycling facility, and Tract 2: "PD/FR" Planned Development for all uses in "FR" General Commercial Restricted plus truck scale and auxiliary parking, site plan included. (Recommended for Approval)

Motion: Council Member Moss made a motion, seconded by Council Member Espino that Zoning Docket No. ZC-11-122 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

11. ZC-11-123 - City of Fort Worth Housing & Economic Development etal, 908, 912, 916, 930, 952, 954, 958, & 962 E. Humbolt Street; from: "A-5/HC" One-Family/Historic & Cultural Overlay to: "NS-T4R/HC" Near Southside-T4 Restricted/Historic & Cultural Overlay. (Recommended for Approval)

Motion: Council Member Hicks made a motion, seconded by Mayor Pro tem Zimmerman that Zoning Docket No. ZC-11-123 be approved with appreciation to staff. The motion carried unanimously nine (9) ayes to zero (0) nays.

12. SP-11-008 - Sandage Development Partners LLC, 2816 - 2828 Sandage Avenue; Site plan for multifamily development. (Recommended for Approval)

Motion: Council Member Burns made a motion, seconded by Council Member Scarth that Zoning Docket No. SP-11-008 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

Assistant City Secretary Gonzales advised that Mayor and Council Communication No. PZ-2965 would be considered by Council prior to Zoning Docket No. ZC-11-124.

2. M&C PZ-2965 - Authorize Institution of the Annexation and Adoption of an Ordinance for the City-Initiated Annexation of Approximately 12.3 Acres of Land in Tarrant County, Texas, Located Generally West of West Loop 820 South and North of Team Ranch Road.

The recommendation was that the City Council Authorize Institution of and 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 12.3 Acre Tract of Land Located Generally West of West Loop 820 South and North of Team Ranch Road and Situated in Tarrant County in the Thomas G. Zachary Survey, Abstract Number 1759; and the James F. Elliot Survey, Abstract 493; Situated About 9.0 Miles South 66 Degrees West of the Tarrant County Courthouse, Texas (Case No. AX-12-001) 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.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Shingleton that Mayor and Council Communication No. PZ-2965 be approved and Ordinance No. 20040-01-2012 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

(Council continued with the regular order of the Agenda.)

13. ZC-11-124 - City of Fort Worth Planning & Development, 4700 S. Loop 820 W., 9300 & 9336 Team Ranch Road; from: Unzoned to: "E" Neighborhood Commercial. (Recommended for Approval)

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Scarth that Zoning Docket No. ZC-11-124 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

14. ZC-11-125 - Tarrant County College District, 4801 Marine Creek Parkway; from: "AG" Agricultural to: "PD/AG" Planned Development for all uses in "AG" Agricultural plus indoor shooting range; site plan included. (Recommended for Approval)

Motion: Council Member Shingleton made a motion, seconded by Council Member Jordan that Zoning Docket No. ZC-11-125 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

15. ZC-11-126 - Compassionate Church of God, 951 - 957 Evans Avenue; from: "NS-T4NR/HC" Near Southside-T4 Neighborhood Restricted/Historic & Cultural Overlay to: "NS-T4R/HC" Near Southside-T4 Restricted/Historic & Cultural Overlay. (Recommended for Approval)

Motion: Council Member Hicks made a motion, seconded by Council Member Shingleton that Zoning Docket No. ZC-11-126 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

Assistant City Secretary Gonzales advised that Zoning Docket Nos. ZC-11-127, ZC-11-128, ZC-11-129 and ZC-11-130 were City-initiated rezoning cases and would be considered by Council under one motion.

16. ZC-11-127 - City of Fort Worth Planning & Development, 3013 E. 12th Street; from: "B" Two-Family to: "A-5" One-Family. (Recommended for Approval)

17. ZC-11-128 - City of Fort Worth Planning & Development, 601 S. Retta Street; from: "B" Two-Family to: "A-5" One-Family. (Recommended for Approval)

18. ZC-11-129 - City of Fort Worth Planning & Development, 1821 E. Davis Street; from: "B" Two-Family to: "A-5" One-Family. (Recommended for Approval)

19. ZC-11-130 - City of Fort Worth Planning & Development, 2128 May Street; from: "B" Two-Family to: "A-5" One-Family. (Recommended for Approval)

Motion: Council Member Hicks made a motion, seconded by Council Member Scarth that Zoning Docket Nos. ZC-11-127, ZC-11-128, ZC-11-129 and ZC-11-130 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

20. ZC-11-131 - Rick Riley, 2226 W. Rosedale Street South, from: "ER/HC" Neighborhood Commercial Restricted/Historic & Cultural Overlay to: "PD/SU/HC" Planned Development/Specific Use/Historic & Cultural Overlay for triplex; site plan waiver requested. (Recommended for Denial)

Ms. Melanie Werth, 3729 Summercrest Drive, appeared before Council relative to Zoning Docket No. ZC-11-131 and requested to amend her application to zone the property to B/HC Two Family.

Motion: Council Member Burns made a motion, seconded by Council Member Espino that Zoning Docket No. ZC-11-131 be approved as amended. The motion carried unanimously nine (9) ayes to zero (0) nays.

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

ORDINANCE NO. 20041-01-201

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

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

XV. REPORT OF THE CITY MANAGER

B. General

1. M&C G-17495 - Approve a Variance Request by Chesapeake Operating, Inc., to Allow Future Development of a Protected Use Within the Required Two Hundred Twenty Five Foot Setback from a Multiple Gas Well Pad Site Permit at the Seminary Pad Site Located at 4190 Eighth Avenue.

(G-17495 Continued)

The recommendation was that the City Council Approve a Variance to the Chesapeake Operating, Inc., Seminary Pad Site Located at 4190 Eighth Avenue, to Allow Future Development of a Protected Use Within the Required 225 Foot Setback From a Multiple Gas Well Pad Site Permit.

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.

The following individuals appeared before Council in opposition to Mayor and Council Communication No. G-17495 and stated that the pad site was too close to residences and schools. They further stated that they felt the Council did not have any concern for the homeowners and that no one would listen to their complaints. They stated that this was a controversial site and that the residents had signed leases but they had expired and they refused to sign new leases. They added that medical professional societies at a national conference in Washington D.C. called for a moratorium on gas drilling until national health risk assessments could be conducted. They also stated that City Council needed to reconsider the gas drilling ordinance which was falling behind other communities. They advised that they were not opposed to the gas drilling ordinance being changed but they were opposed to it being changed without public input.

Ms. Annette Kellam, 4017 Ryan Avenue
Mr. Robert Snoke, 3826 6th Avenue
Mr. Alonzo Aguilar, 3725 Stuart Drive
Mr. Gary Hogan, 2117 Rolling Creek Run
Mr. Lee Frampton, 816 East Biddison

Council Member Burns stated that the application was made by Chesapeake Operating, Inc., on behalf of the Southwestern Baptist Theological Seminary and that it did not change the number of wells on the site or the setbacks for the wells. He stated that this allowed the Seminary to construct a building closer to the well site. He requested clarification from City staff regarding the new development.

Mr. Rick Trice, Assistant Director, Planning and Development Department, clarified that this would allow the Southwestern Baptist Theological Seminary to construct new development, and pointed out that the site met the 300 foot setback and that this change did not move the pad site or any of the wells.

Mr. Matt Elgin, 2001 Seminary, Director of Facilities Management, Southwestern Baptist Theological Seminary, appeared before Council and clarified that they had worked with Chesapeake Operating, Inc., to develop a plan so that they could construct new development closer to the pad site, but would stay within the requirements of the Fire Department.

(G-17495 Continued)

Motion: Council Member Burns made a motion, seconded by Council Member Shingleton that Mayor and Council Communication No. G-17495 be approved. The motion carried seven (7) ayes to one (1) nay, with Council Member Hicks casting the dissenting vote and one (1) abstention by Council Member Jordan.

2. M&C G-17496 - Adopt Revisions to the Registration Policies for Community Organizations.

The recommendation was that the City Council Adopt Revisions to the Registration Policies for Community Organizations.

Motion: Council Member Moss made a motion, seconded by Council Member Espino that Mayor and Council Communication No. G-17496 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

3. M&C G-17497 - Authorize Settlement of the Claim of Catherine Davidson in the Lawsuit Styled Catherine Davidson v. City of Fort Worth, Cause No. CV10-07-546 in the 271st Judicial District Court, Wise County, Texas, and Authorize Execution of Any Releases and Agreements Necessary to Complete the Settlement.

The recommendation was that the City Council Approve the Settlement of the Claim of Catherine Davidson in the Lawsuit Styled Catherine Davidson v. City of Fort Worth, Cause No. CV10-07-546 in the 271st Judicial District Court, Wise County, Texas; Authorize Payment of \$145,000.00 to Catherine Davidson and the Law Offices of Art Brender for the Settlement of All Possible Claims Related to the Lawsuit; and Authorize Execution of any Releases and Agreements Necessary to Complete the Settlement.

Motion: Council Member Scarth made a motion, seconded by Council Member Burns that Mayor and Council Communication No. G-17497 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

4. M&C G-17498 - Authorize Settlement Agreement with Flint Hills Resources Corpus Christi, LLC, an Affiliate of Koch Pipeline Company, for the Repair of a Seventy-Two Inch Sewer Main and Authorize Temporary Access Permit and License Agreement for the Relocation of Flint Hills Resources Corpus Christi, LLC's Fourteen-Inch Pipeline Located at Gateway Park.

The recommendation was that the City Council Authorize Settlement Agreement With Flint Hills Resources Corpus Christi, LLC, an Affiliate of Koch Pipeline Company, for the Repair of the City's 72-Inch Sewer Main; and Authorize Execution of the Temporary Access Permit and License Agreement for the Relocation of Flint Hills Resources Corpus Christi, LLC's 14-Inch Pipeline Located at Gateway Park.

(G-17498 Continued)

Motion: Council Member Scarth made a motion, seconded by Mayor Pro tem Zimmerman that Mayor and Council Communication No. G-17498 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

5. M&C G-17499 - Adopt Appropriation Ordinance Increasing Estimated Receipts and Appropriations from Impact Fee Revenues in the Amount of \$4,016,663.00 in the Sewer Capital Project Fund for Fiscal Year 2011 and Authorize the Transfer of the Total Amount of \$4,016,663.00 to the Water and Sewer Fund for the Purpose of Paying Debt Associated with Impact Fee Eligible Projects.

The recommendation was that the City Council Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Sewer Capital Project Fund in the Amount of \$4,016,663.00, From Available Funds From Impact Fees, for the Purpose of Transferring Said Amount to the Water and Sewer Fund for Paying Debt Associated With Impact Fee Eligible Projects for Fiscal Year 2011; and Authorize the Transfer From the Sewer Capital Project Fund to the Water and Sewer Fund for the Purpose of Paying the Debt.

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino that Mayor and Council Communication No. G-17499 be approved and Appropriation Ordinance No. 20042-01-2012 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

6. M&C G-17500 - Adopt Ordinance Amending City Code Chapter 12.5 Environmental Protection and Compliance Article 1, Administration and Enforcement and Article VI, Industrial Wastewater Dealing with Commercial and Industrial Users Discharging into the Village Creek Water Reclamation Facility, in Compliance with the Environmental Protection Agency's Pretreatment Streamlining Rule, 40 CFR Part 403 Published on October 14, 2005 and as Required by the Texas Commission on Environmental Quality.

The recommendation was that the City Council Adopt an Ordinance Amending the Code of the City of Fort Worth (1986), as Amended, Chapter 12.5 "Environmental Protection and Compliance"; by Amending Article 1, "Administration and Enforcement": Section 12.5-103 "Definitions"; and Amending Article VI "Industrial Wastewater": Section 12.5-600 "Definitions"; Section 12.5-604 "Incorporation of EPA or TCEQ Standards"; Section 12.5-610 "Discharges to the City of Fort Worth Village Creek Wastewater Treatment Facility"; Section 12.5-610.1 "Discharges to the Trinity River Authority Central Regional Wastewater Treatment Facility"; Section 12.5-610.2 "Discharges to the Trinity River Authority-Denton Creek Wastewater Treatment Facility"; Section 12.5-613 "Upset"; Section 12.5-622 "Accidental Discharge/Slug Control"; Amending Division 4 "Wastewater Discharge Permit Application", Sections 12.5-630 Through 12.5-633; Amending Division 5 "Wastewater Discharge Permit

(G-17500 Continued)

Issuance Process”, Sections 12.5-641, 12.5-643 and 12.5-645; Amending Division 6 “Reporting Requirements”, Section 12.5-651(b) Subsections (5) and (7), and Sections 12.5-654, 12.5-654.1, 12.5-655, 12.5-658, 12.5-660, 12.5-661 and 12.5-663(a); Amending Division 7 “Compliance Monitoring and Enforcement”, Sections 12.5-670, 12.5-671, 12.5-671.1, 12.5-677, 12.5-677.1 and 12.5-677.2, in Order for the City to Maintain Compliance With the Water Pollution Control Facility’s Texas Pollutant Discharge Elimination System Permit.

Motion: Council Member Moss made a motion, seconded by Mayor Pro tem Zimmerman that Mayor and Council Communication No. G-17500 be approved and Ordinance No. 20043-01-2012 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

7. M&C G-17501 - Authorize the Acceptance of a \$32,000.00 Donation from Chesapeake Operating, Inc., for Improvements at the Highland Hills and Sycamore Community Centers and Adopt Appropriation Ordinances.

The recommendation was that the City Council Authorize the Acceptance of a Donation Totaling \$32,000.00 From Chesapeake Operating, Inc., Consisting of a \$25,000.00 Donation for Improvements at Highland Hills Community Center and a \$7,000.00 Donation for Improvements at Sycamore Community Center; Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Special Trust Fund, Subject to Receipt of a Donation From Chesapeake Operating, Inc., for the Purpose of Underwriting Improvements to the Fitness Facility at the Highland Hills Community Center; and Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the General Fund, Subject to Receipt of a Donation From Chesapeake Operating, Inc., for the Purpose of Providing a New Scoreboard for the Gym at Sycamore Community Center.

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 Hicks made a motion, seconded by Mayor Pro tem Zimmerman that Mayor and Council Communication No. G-17501 be approved and Appropriation Ordinance Nos. 20044-01-2012 and 20045-01-2012 be adopted. The motion carried unanimously eight (8) ayes to zero (0) nays, with one (1) abstention by Council Member Jordan.

8. M&C G-17502 - Authorize the Naming of Parkland Currently Identified as Trail Ridge Estates Park as Chuck Silcox Park.

It was the consensus of the Council that Mayor and Council Communication No. G-17502 Authorize the Naming of Parkland Currently Identified as Trail Ridge Estates Park as Chuck Silcox Park, be continued until the February 14, 2012, Council meeting.

9. M&C G-17503 - Conduct a Public Hearing and Consider a Waiver Request by Chesapeake Operating, Inc., for a Multiple Gas Well Pad Site Permit for the Lancaster Lease Located at 7199 East Lancaster Avenue Less than 600 Feet from a Protected Use. (PUBLIC HEARING)

The recommendation was that the City Council Conduct a Public Hearing and Consider a Waiver Request by Chesapeake Operating, Inc., for a Multiple Gas Well Pad Site Permit for the Lancaster Lease Located at 7199 East Lancaster Avenue Less Than 600 Feet From a Protected Use.

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

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

a. Report of City Staff

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

Ms. Loretta Haldenwang, Chesapeake Representative, 100 Energy Way, appeared before Council and provided an overview of the request.

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

b. Citizen Presentations

Mr. Will Dryden, 7650 Meadowbrook Drive, appeared before Council in support of Mayor and Council Communication No. G-17503 and stated that he supported the drill site. He further stated that many citizens would benefit from this drill site and requested that the Council approve this item.

Council Member Moss requested Ms. Haldenwang show a map of the properties that had not granted a waiver for the drill site and asked her to explain the map.

(G-17503 Continued)

Ms. Haldenwang displayed a map of the properties and explained that they had identified 29 protected uses. She stated that the properties shown in green had signed waivers and advised that they were unable to obtain waivers from the properties shown in blue. She further advised that they could not obtain waivers because they were unable to get in touch with property owners or the tenants/owners did not own the mineral rights to their property. She further stated that there was no properties within 300 feet that had failed to sign a waiver.

Council Member Moss requested Ms. Haldenwang clarify if most of the properties without waivers were rental properties.

Ms. Haldenwang clarified that the unsigned properties were mostly rental properties and Chesapeake Operating, Inc., was unable to elicit a response from the owners of the rental properties.

c. Council Action

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

Motion: Council Member Moss made a motion, seconded by Council Member Scarth to close the public hearing and that Mayor and Council Communication No. G-17503 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with one (1) abstention by Council Member Jordan.

D. Land

1. M&C L-15305 - Authorize Condemnation by Eminent Domain of a Temporary-Construction-Easement Interest in 0.581 Acres of Land Owned by Flightsafety International, Inc., at 8972 Trinity Boulevard for the Widening of Precinct Line Road from U.S. State Highway 10 to Concho Trail.

The recommendation was that the City Council Declare That the Negotiations Between the City of Fort Worth and the Landowner Were Unsuccessful Because the Owner Refused to Grant a Temporary-Construction-Easement Interest in 0.581 Acre of Land Owned by Flight Safety International, Inc., at 8972 Trinity Boulevard for the Widening of Precinct Line Road From U.S. Highway 10 to Concho Trail, City of Fort Worth Tarrant County, Texas; Declare the Necessity to Acquire a Temporary-Construction-Easement Interest in the Subject Property by Means of Condemnation by Eminent Domain for the Widening of Precinct Line Road; Authorize City Attorney to Institute Condemnation by Eminent Domain Proceedings to Acquire the Needed Temporary-Construction-Easement Interest for Construction on the Property; and Authorize the Acceptance and Recording of Appropriate Instruments.

(L-15305 Continued)

Motion: Council Member Moss made a motion, seconded by Council Member Shingleton that Mayor and Council Communication No. L-15305 be approved and that the Fort Worth City Council authorize the use of the power of eminent domain to acquire 0.581 acre of land for a Temporary Construction Easement out of property located at 8972 Trinity Boulevard for the widening of Precinct Line Road, City of Fort Worth Tarrant County, Texas. The motion carried unanimously nine (9) ayes to zero (0) nays.

2. M&C L-15306 - Conduct a Public Hearing and Authorize the Use of a Portion of Chisholm Trail Park for the Dedication of Public Road Rights-of-Way and Related 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 Chisholm Trail Park for the Dedication of Public Road Rights-of-Way and Related Infrastructure Improvements; Find That the Proposed Dedication of Public Road Rights-of-Way and Related Infrastructure Improvements Include All Reasonable Planning to Minimize Harm to the Parkland and Will be Constructed in Chisholm Trail Park as Specified; and Close the Public Hearing and Authorize the Use of Approximately 0.498 Acre of Chisholm Trail Park Located at 4680 McPherson Boulevard, South of Risinger Road West and North of McPherson Boulevard and West of North Crowley High School and North Crowley High School Ninth Grade Campus, for the Dedication of Public Rights-of-Way and Related Infrastructure Improvements.

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

a. Report of City Staff

Mr. Richard Zavala, Director, Parks and Community Services Department, appeared before Council and provided a staff report.

b. Citizen Presentations

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

c. Council Action

(L-15306 Continued)

Motion: Council Member Jordan made a motion, seconded by Mayor Pro tem Zimmerman to close the public hearing and that Mayor and Council Communication No. L-15306 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

3. M&C L-15307 - Conduct a Public Hearing and Authorize the Use of a Portion of Heritage Addition Park and Heritage Glen Park for the Installation of Storm Drainage 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 Heritage Addition Park and Heritage Glen Park for the Location of the Proposed Storm Drainage Improvements; Find That the Proposed Storm Drainage Improvements Include All Reasonable Planning to Minimize Harm to the Parkland and Will be Constructed in Heritage Addition Park and Heritage Glen Park as Specified; and Close the Public Hearing and Authorize the Use of Approximately 0.144 Acre of Heritage Addition Park Located at 3600 Block Heritage Trace Parkway, South of Heritage Trace Parkway, East of Old Denton Road and Terminus of Willingham Court, North of Burts Drive and Emery Avenue, West of Terminus of Burgee Court, North and East of General Worth Drive and Heritage Glen Park Located at 4400 Heritage Glen Drive, East and North of Heritage Glen Drive, West of Beach Street and South of Heritage Trace Parkway, for the Installation of Storm Drainage Improvements.

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

a. Report of City Staff

Mr. Richard Zavala, Director, Parks and Community Services Department, appeared before Council and provided a staff report.

b. Citizen Presentations

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

c. Council Action

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton to close the public hearing and that Mayor and Council Communication No. L-15307 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

E. Planning & Zoning

1. M&C PZ-2964 - Adopt Proposed Amendment to the Master Thoroughfare Plan to Realign a Segment of Future Bear Creek Road and a Segment of Future Dean Ranch Road Between FM 1187 and US Highway 377 Located in Fort Worth's Extraterritorial Jurisdiction in Tarrant and Parker Counties.

The recommendation was that the City Council Adopt Proposed Amendment to the Master Thoroughfare Plan to Realign a Segment of Future Bear Creek Road and a Segment of Future Dean Ranch Road Between FM 1187 and US Highway 377 Located in Fort Worth's Extraterritorial Jurisdiction in Tarrant and Parker Counties.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Jordan that Mayor and Council Communication No.PZ-2964 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

F. Award of Contract

1. M&C C-25396 - 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 Campus Drive.

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 Campus Drive, North of Oak Grove, for a One (1) Time License Fee of \$6,331.50.

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

Motion: Council Member Hicks made a motion, seconded by Council Member Scarth that Mayor and Council Communication No. C-25396 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Espino absent.

2. M&C C-25397 - Authorize Execution of an Encroachment Agreement with Cook Children's Healthcare System for the Installation of a Data and Communication Conduit in the Cooper Street Right-of-Way Between Seventh Avenue and Eighth Avenue in the General Vicinity of 801 Seventh Avenue.

The recommendation was that the City Council Authorize the Execution of a Standard Encroachment Agreement With Cook Children's Healthcare System for the Installation of a Data

(C-25397 Continued)

and Communication Conduit Which Will Encroach the Cooper Street Right-of-Way Between Seventh Avenue and Eighth Avenue in the General Vicinity of 801 Seventh Avenue.

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.

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

Motion: Council Member Burns made a motion, seconded by Council Member Shingleton that Mayor and Council Communication No. C-25397 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with one (1) abstention by Council Member Jordan.

3. M&C C-25398 - Authorize Application for and Acceptance of Up to \$3,000,000.00 from the United States Department of Housing and Urban Development for a Lead Hazard Reduction Demonstration Program, Authorize Use of Up to \$1,020,000.00 of Community Development Block Grant Funds for Direct Match, Authorize Related Agreements and Commitments, Certify Grant Activities are Consistent with the Consolidated Plan and Adopt Appropriation Ordinance.

The recommendation was that the City Council Authorize the Application for and, if Awarded, the Acceptance of a Grant of Up to \$3,000,000.00 From the United States Department of Housing and Urban Development (HUD) for a Lead Hazard Reduction Demonstration (LHRD) Program; Authorize the Use of Up to \$1,020,000.00 of Community Development Block Grant Funds as the City's Direct Match; Authorize the City Manager or his Designee to Enter into Agreements and Amend or Extend Such Agreements With the Tarrant County Public Health Department, the Fort Worth Housing Authority, Area Non-Profit Organizations and Other Entities as may be Necessary and Appropriate Within the Scope of the Program and in Compliance With Applicable Laws and Regulations; Certify That the Activities to be Funded With the Grant are Consistent With the City's Consolidated Plan; and Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Grants Fund, Subject to Receipt of a Grant From HUD for LHRD, for the Purpose of Continuing Past Lead Hazard Control Programs.

Motion: Council Member Shingleton made a motion, seconded by Council Member Moss that Mayor and Council Communication No. C-25398 be approved and Appropriation Ordinance No. 20046-01-2012 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

4. M&C C-25399 - Authorize Execution of Amendment to City Secretary Contract No. 19725, as Previously Amended, a Lease Agreement Between the City of Fort Worth and the Southwestern Exposition and Livestock Show for Use of Will Rogers Memorial Center.

The recommendation was that the City Council Authorize the Execution of the Amendment to the Southwestern Exposition and Livestock Show Lease Agreement for the Purpose of Revising the Boundary of the Leased Premises, Correcting and Enumerating the Leased Premises to Include the Equestrian Multipurpose Building, Western Heritage Parking Garage and Ticket Office, Instituting a Process to Address Maintenance Issues and Clarifying Certain Sections of the Lease Agreement.

Mayor Price advised that she would recuse from voting on this item.

Motion: Council Member Shingleton made a motion, seconded by Council Member Scarth that Mayor and Council Communication No. C-25399 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with one (1) recusal by Mayor Price.

5. M&C C-25400 - Authorize Execution of an Agreement with Hahnfeld Hoffer & Stanford, L.L.C., in the Amount of \$104,642.50, Plus \$17,357.50 in Contingency and Staff Administration Costs, for a Comprehensive Master Plan of the Will Rogers Memorial Center and Adopt Supplemental Appropriation Ordinance Increasing Appropriations in the Culture.

The recommendation was that the City Council Authorize the Execution of an Agreement With Hahnfeld Hoffer & Stanford, L.L.C., in the Amount of \$104,642.50, Plus \$17,357.50 in Contingency and Staff Administration Costs, for a Comprehensive Master Plan of the Will Rogers Memorial Center; and Adopt a Supplemental Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Culture and Tourism Fund in the Amount of \$122,000.00, and Decreasing the Unaudited, Undesignated Fund Balance by the Same Amount, for the Purpose of Creating a Master Plan for the Will Rogers Memorial Center.

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman that Mayor and Council Communication No. C-25400 be approved and Supplemental Appropriation Ordinance No. 20047-01-2012 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

6. M&C C-25401 - Authorize Acceptance of, if Awarded, Fiscal Year 2011 Homeland Security Grant Funds from the State of Texas, Division of Emergency Management in an Amount Up to \$5,067,804.91, Approve the Execution of All Applicable Grant Contracts and Adopt Appropriation Ordinance.

(C-25401 Continued)

The recommendation was that the City Council Approve the Fire Department, Office of Emergency Management, Application for and Acceptance of, if Awarded, in a Amount Up to \$5,067,804.91 in Fiscal Year 2011 Homeland Security Grant Funds From the State of Texas, Division of Emergency Management, Consisting of: Urban Area Security Initiative Grant, CFDA No. 97.067: \$2,874,796.56; Urban Area Security Initiative LEAP Grant, CFDA No. 97.067: \$1,855,400.00; Metropolitan Medical Response System Grant, CFDA No. 97.067: \$267,608.35; State Homeland Security Program LETPA Grant, CFDA No. 97.067: \$70,000.00 for a Combined Total Award in the Amount of \$5,067,804.91; Authorize Execution of All Applicable Grant Contracts; and Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Grants Fund, Subject to Receipt of the Grant Funds, for the Purpose of Increasing the Community's Capacity to Prepare for, Prevent and Respond to Terrorism Incidents.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Moss that Mayor and Council Communication No. C-25401 be approved and Appropriation Ordinance No. 20048-01-2012 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

7. M&C C-25402 - Authorize Execution of a Contract with Great Lakes Dredge and Dock Company, LLC, in the Amount of \$12,496,904.00 for Phase 1 of the Dredging of Lake Worth and Sediment Disposal and Adopt Appropriation Ordinances.

The recommendation was that the City Council Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Lake Worth Gas Lease Capital Improvement Fund in the Amount of \$13,380,326.00, From Gas Well Revenues, for the Purpose of the Lake Worth Dredging Project Phase 1; Authorize the Transfer of the Funds From the Lake Worth Gas Lease Capital Improvement Fund to the Water Capital Projects Fund; Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Water Capital Projects Fund From Transferred Funds From the Lake Worth Gas Lease Capital Improvement Fund, for the Purpose of the Lake Worth Dredging Project Phase 1; and Authorize Execution of a Contract With Great Lakes Dredge and Dock Company, LLC, for Phase 1 of the Dredging of Lake Worth and Disposal of Sediment in the Amount of \$12,496,904.00.

Mr. Michael Barnard, 4237 Wells Drive, President, North Lake Worth Neighborhood Association, (provided handouts) appeared before Council in support of Mayor and Council Communication No. C-25402 and recognized Ms. Pat Hyer, President, East Lake Worth Neighborhood Association, Ms. Gale Cupp, Chairman, Neighborhood Association of South Lake

(C-25402 Continued)

Worth and Mr. Michael Dallas, President, Scenic Shores Neighborhood Association. He stated that the four (4) neighborhood associations fully supported the approval of the Phase I dredging contract and expressed their appreciation to the City Council for their support of the project. He also expressed appreciation to City Staff and Mr. Paul Bounds, Engineer, Water Department, who invested so much effort into the project. He stated that the neighborhood associations looked forward to the commencement of the Lake Worth Regional Coordinating Committee to be led by Council Member Shingleton, and to the future planned Phase 2 dredging project that would further enhance Lake Worth.

Mr. Joe Waller, 2533 Castle Circle, (provided handouts) appeared before Council in support of Mayor and Council Communication No. C-25402 and stated that this marked an important step in the evolution of projects which would benefit the City and the citizens. He added that Lake Worth and the surrounding parklands would become a more efficient water reservoir with a connected world class parks system destination that would benefit the quality of life within the City for generations. He added that the lake would also be economically beneficial as the City developed. He stated that in 2009 the City Council voted to embrace the vision of the future of Lake Worth, and approved the funding for the Lake Worth Capital Improvements Implementation Plan. He further stated that the planning and implementation studies were conducted, pilot dredging was completed, stump removal efforts were implemented, public boat ramps were expanded and re-built and related ordinances were developed and approved, all with the collaboration of the area residents, their organizations and many other groups. He added that the major dredging project was about to begin and was a positive marker. He expressed his appreciation to the City staff who were involved with this project and the Directors of the Lake Worth Alliance.

Council Member Shingleton stated that this next phase was a long time coming and he was delighted to move the project forward. He further stated that the dredging was environmentally sensitive because the pumps would run off of electricity and not diesel engines.

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman that Mayor and Council Communication No. C-25402 be approved and Appropriation Ordinance Nos. 20049-01-2012 and 20050-01-2012 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

8. M&C C-25403 - Authorize Execution of a Contract with Archer Western Contractors, LTD., in the Amount of \$3,783,000.00 for the South Holly Water Treatment Plant High Service Pump Station Motor and Switchgear Replacement and Electrical Improvement Project, Located at 1500 Eleventh Avenue.

(C-25403 Continued)

The recommendation was that the City Council Authorize Execution of a Contract With Archer Western Contractors, Ltd., in the Amount of \$3,783,000.00 for the South Holly Water Treatment Plant High Service Pump Station Motor and Switchgear Replacement and Electrical Improvement Project, Located at 1500 Eleventh Avenue.

Motion: Council Member Burns made a motion, seconded by Council Member Shingleton that Mayor and Council Communication No. C-25403 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

XVIII. ADJOURNMENT

There being no further business, Mayor Price adjourned the regular meeting at 9:05 p.m.

**CITY OF FORT WORTH, TEXAS
CITY COUNCIL BUS TOUR – DISTRICTS 3 & 6
Wednesday, January 11, 2012, 1:00 p.m.**

MINUTES

Mayor and City Council Members

Present

Betsy Price, Mayor
Zim Zimmerman, Mayor Pro tem, District 3
Salvador Espino, District 2
Danny Scarth, District 4
Jungus Jordan, District 6
Dennis Shingleton, District 7
Joel Burns, District 9

Absent

Frank Moss, District 5
Kathleen Hicks, District 8

City Staff

Tom Higgins, City Manager
Susan Alanis, Assistant City Manager
Charles Daniels, Assistant City Manager
Fernando Costa, Assistant City Manager
Sarah Fullenwider, City Attorney
Jason Lamers, Mayor and Council Chief of Staff
Brandon Bennett, Code Compliance Director
Jay Chapa, Housing and Economic Development Director
Jeff Halstead, Police Chief
Randle Harwood, Planning and Development Director
Horatio Porter, Budget Officer
Gleniece Robinson, Library Director
Doug Wiersig, Transportation and Public Works Director
Richard Zavala, Parks and Community Services Director
Dana Burghdoff, Deputy Planning and Development Director
Andy Cronberg, Assistant Water Director
Danny Garcia, Deputy Police Chief
Abdul Pridgen, Deputy Police Chief
Adam Wright, Assistant Library Director
Sandi Breaux, Council Aide in District 3
Jamie Phillips, Council Aide in District 6

CITY OF FORT WORTH, TEXAS
CITY COUNCIL BUS TOUR – DISTRICTS 3 & 6
January 11, 2012
Page 2 of 3

With a quorum of the City Council Members present, the Council and staff boarded a bus at the northeast corner of Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102, at 1:10 p.m. on Wednesday, January 11, 2012, to begin their tour of City Council Member Jordan's District 6 and Mayor Pro tem Zimmerman's District 3.

The bus tour began with a tour of District 6, which is bounded by Southwest Loop 820 on the north, Granbury Road on the west, I-35W on the east and Fort Worth city limits on the south. The District 6 tour included the following streets:

1. Sycamore School Road
2. Crowley Road
3. Altamesa Boulevard
4. South Hulen Street
5. McCart Avenue
6. Risinger Road
7. McPherson Road
8. Summer Creek and Granbury Road

During the tour, Council Member Jordan pointed out existing neighborhoods, schools, parks, City facilities, churches, retail conditions, transportation projects, gas wells, and future development sites.

The tour continued with District 3, generally bounded by I-30 and Old Weatherford Road on the north, Granbury Road on the east, and the city limits on the south and west. The District 3 tour included the following streets:

1. Dirks Road
2. Bryant Irvin Road
3. I-20 frontage road
4. Hulen Street
5. Bellaire Drive and Arborlawn Avenue
6. International Parkway and Southwest Boulevard
7. Vickery Boulevard and Horne Street in District 7
8. Camp Bowie Boulevard and Camp Bowie West
9. Las Vegas Trail
10. Old Weatherford Road
11. Chapel Creek

During the tour, Mayor Pro tem Zimmerman pointed out existing neighborhoods, schools, parks, City facilities, churches, retail conditions, transportation projects, gas wells, and future development sites.

With the tour completed, the City Council returned to Fort Worth City Hall, 1000 Throckmorton, Fort Worth, Texas 76102, at 4:10 p.m., on Wednesday, January 11, 2012.

CITY OF FORT WORTH, TEXAS
CITY COUNCIL BUS TOUR – DISTRICTS 3 & 6
January 11, 2012
Page 3 of 3

These minutes approved by the Fort Worth City Council on the 24th day of January, 2012.

APPROVED:

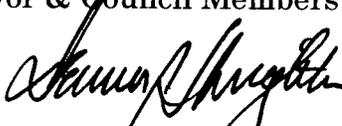
Betsy Price
Mayor

ATTEST:

Ronald P. Gonzales, Assistant City Secretary



January 24, 2012

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

Request your consideration to appoint Michael Ward to the Aviation Advisory Board to fill an unexpired term replacing William P. Cranz, who passed away suddenly in November. Mr. Ward's appointment will be effective January 24, 2012 and expire on October 1, 2013.

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 Mayor and Members of the City Council

January 24, 2012

Page 1 of 2



SUBJECT: January 2012 – Sales Tax Update

In response to the volatile nature of sales tax revenue, the Staff is committed to providing you a brief update of the sales tax collections. The Texas Comptroller’s Office posted results on January 11th. The results are dependent upon the timeliness and accuracy of sales tax payers’ returns. This payment from the State represents taxes collected on sales that occurred primarily in the month of November. In this report, you will see Fort Worth’s sales tax collection compared to last year and the impact on the current year’s budget.

MONTHLY SALES TAX COLLECTIONS FOR NOVEMBER

CITY OF FORT WORTH

NOVEMBER FY2012	\$8,466,199	<u>DOLLAR VARIANCE</u>	↑	<u>% VARIANCE</u>	↑
NOVEMBER FY2011	\$7,559,575	\$906,624		12.0%	

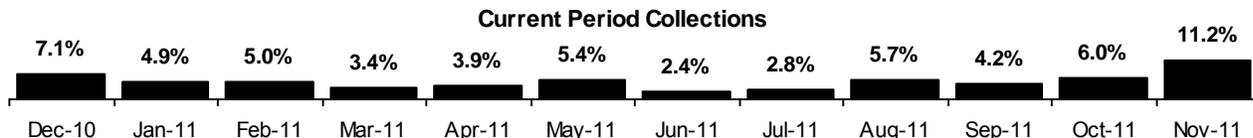


Note: City’s net payment for sales tax collections was up **\$906,624** or **12.0%** compared to this month last year. Indeed, this month’s collection marked the highest collection of sales tax revenue for November in history. As depicted in the table below, the City experienced **\$831,222** or **11.2%** in positive growth when compared to last year’s month-to-month current period collections. This positive trend has continued in Fort Worth’s current period collections.

CITY OF FORT WORTH COLLECTION DETAIL

COLLECTION DETAIL FOR CITY SALES TAX

	NOVEMBER 2010	NOVEMBER 2011	CHANGE	
Current Period Collections:	\$7,441,806	\$8,273,028	11.2%	↑
Other Collections:	\$168,681	\$218,246	29.4%	
Audit Collections:	\$100,968	\$167,717	66.1%	
Service Fee:	(\$154,229)	(\$173,180)	12.3%	
Retainage:	\$2,349	(\$19,612)	-934.9%	
Net Payment	\$7,559,575	\$8,466,199	12.0%	↑



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

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

To the Mayor and Members of the City Council

January 24, 2012

Page 2 of 2



SUBJECT: January 2012 – Sales Tax Update

CITY OF FORT WORTH BUDGET COMPARISON - FY2012

	ADOPTED BUDGET	BUDGET RE-ESTIMATE	YR END VARIANCE	
CITY OF FORT WORTH	\$ 102,259,196	\$ 103,310,516	1.0%	↑
CRIME CONTROL AND PREVENTION DIST.	\$ 46,304,344	\$ 46,734,510	0.9%	↑
MASS TRANSIT AUTHORITY - THE "T"	\$ 47,647,392	\$ 48,579,395	2.0%	↑

Note: For the year, the City has collected **\$1,051,320** or 1.0% more than the FY2012 adopted budget. Although the City finished FY2011 strong with collections, Staff recommends maintaining a conservative forecast for FY2012 since we continue to experience a level of uncertainty with the national economy and potential audit adjustments.

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

CITY OF FORT WORTH

CITY COMPARISONS - FY 2012 v. FY 2011

CITY	OCT	NOV	YTD
GRAND PRAIRIE	9.4%	52.0%	26.9%
BURLESON	23.8%	22.6%	23.2%
EULESS	11.3%	12.6%	11.9%
KELLER	19.1%	3.4%	10.9%
NORTH RICHLAND HILLS	12.0%	7.7%	9.7%
WATAUGA	2.6%	9.9%	6.4%
DALLAS	0.9%	9.5%	5.2%
FORT WORTH	-2.0%	12.0%	4.9%
BEDFORD	-0.5%	4.9%	2.2%
ARLINGTON	2.0%	-0.2%	0.9%
GRAPEVINE	-2.8%	2.6%	-0.2%
SOUTHLAKE	-9.1%	4.4%	-2.1%
HURST	-2.8%	-9.6%	-6.6%
STATE TOTAL	15.9%	12.2%	13.9%

Note: YTD collections for Fort Worth are up **4.9%** compared to last year.

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

**Tom Higgins
City Manager**

To the Mayor and Members of the City Council**January 24, 2012**

Page 1 of 2

**SUBJECT: PROPOSED AMENDMENTS TO THE ZONING ORDINANCE
CREATING ARTICLES FOR OVERLAYS AND FORM-BASED CODES AND
REACTIVATING O-1 AND O-2 FLOODPLAIN DISTRICTS**

The purpose of this Informal Report is to provide information concerning proposed amendments to reorganize and simplify sections of the Zoning Ordinance. These amendments are necessary because the current structure is inconsistent, is difficult for users to find needed information, and does not easily expand for new mixed-use/form-based and overlay districts. In addition, the proposed changes will reactivate the O-1 and O-2 Floodplain classifications, helping the Tarrant Regional Water District (TRWD) establish more recreational facilities on the Trinity River.

No new regulations will be created through this proposed action; it is merely a simplification and reorganization of adopted regulations within the Zoning Ordinance or the transfer of existing ordinance items that should be found in the Zoning Ordinance. The proposed reorganization includes:

- 1) Setting up a separate article for all current and future overlay districts. This new article will provide a consistent structure and accommodate future overlay districts. These include overlays such as conservation districts, historic districts, and the Downtown and I-35W North design overlay districts. A map of the districts is attached.
- 2) Creating sections for each municipal airport as part of the above new overlay article. A subsequent amendment would transfer the existing airport overlays for DFW, Meacham, and Alliance airports from the Aviation Code to the Zoning Ordinance. Updated overlays are being created for the municipal airports and the Naval Air Station Joint Reserve Base. The relocation of these municipal airport overlays from the Aviation Code to the Zoning Ordinance will provide for more clear and direct application of the regulations during zoning review, permitting activity, and the Board of Adjustment evaluations necessary to grant variances.
- 3) Establishing a separate article for current and future mixed-use and form-based classifications. The current structure categorizes the mixed-use and form-based districts as commercial or industrial when, as mixed use, they include residential uses. The proposed amendments will provide a consistent structure and provide room for expansion.
- 4) Developing a land use chart for the mixed-use and form-based classifications. The new chart will include residential, commercial, and industrial uses and also add uses that were adopted with the Camp Bowie district such as farmer's market, cottage manufacturing, community garden, and sales from kiosks. No uses will be added through these amendments.
- 5) Reactivating the O-1 and O-2 Floodplain classifications. Staff received a request from the Planning Coordinator of the TRWD to reactivate these districts. As part of the Trinity River Vision implementation, the TRWD desires to construct or allow the construction of more river recreational uses, and many of their properties in this area are zoned O-1 and O-2 and within the floodplain. Full floodplain review will be completed for any new structures.



To the Mayor and Members of the City Council

January 24, 2012

Page 2 of 2

**SUBJECT: PROPOSED AMENDMENTS TO THE ZONING ORDINANCE
CREATING ARTICLES FOR OVERLAYS AND FORM-BASED CODES AND
REACTIVATING O-1 AND O-2 FLOODPLAIN DISTRICTS**

No changes will be made to the regulations of these sections at this time. Future amendments to move and revise the aviation zoning regulations and to update the O-1 and O-2 standards will be forthcoming.

If you have any questions, please contact Jocelyn Murphy, Planning Manager, Planning and Development, at 817-392-6226.

**Tom Higgins
City Manager**

To the Mayor and Members of the City Council**January 24, 2012**

Page 1 of 1

**SUBJECT: RAILROAD COMMISSION HEARING TO CONSIDER INFORMAL COMMENTS ON ADOPTION OF FORMAL RULE REGARDING THE MINERAL INTEREST POOLING ACT**

The Railroad Commission of Texas sent notice to the City regarding a Hearing to be held on Monday, January 30, 2012 at 9:00 a.m. at the William B. Travis State Office Building, Room 1-111, 1701 North Congress Avenue in Austin to consider informal comments on whether the Commission should adopt a formal rule to implement the provisions of the Mineral Interest Pooling Act.

The Mineral Interest Pooling Act, sometimes called "Forced Pooling", as used by gas drillers in the Barnett Shale, requires mineral property owners to choose one of three options: 1) lease property at terms set by the gas drilling company; 2) participate as a Working Interest owner; or 3) participate in a Farmout Agreement. The Working Interest owner participation choice requires upfront payment of the proportionate share of the well costs prior to commencement of drilling operations. In the Farmout Agreement participation choice the mineral interest owner conveys a percentage of the mineral interest and accompanying revenues to the gas drilling company until well costs are paid. Upon payment of all well costs the mineral interest is converted to a working interest and the proportionate share of the mineral interest revenue is distributed.

On several occasions the City of Fort Worth as a mineral property owner and as Trustee for tax foreclosed properties has been put on notice by a gas company that the Mineral Interest Pooling Act was being invoked in order to complete a drilling unit.

Staff has identified several issues of legal consequence to City owned or held properties that result from the use of the Mineral Interest Pooling Act by gas drillers in the Barnett Shale and will provide comment to the Texas Railroad Commission regarding the following issues:

- Tax foreclosed properties cannot be leased for mineral development while held in trust by the City due to a 1951 Texas Attorney General Opinion which prevents mineral leasing of such properties.
- Some properties donated to the City include reversionary language in the deed which precludes leasing for natural gas development. This is most common in deeds for property donated to the City for park use.
- The options of participating as a Working Interest owner or in a Farmout Agreement also include financial and personal liability.

Further information can be obtained from Christa Reynolds, Senior Assistant City Attorney (X8984) or Jean Petr, Gas Lease Program Manager (X8367).

**Tom Higgins
City Manager**

No Documents for this Section

A Resolution

NO. _____

APPROVING THE APPOINTMENT OF MEMBERS TO SERVE ON THE FORT WORTH ADVISORY COMMISSION ON ENDING HOMELESSNESS

WHEREAS, homeless people reside in the City of Fort Worth, Texas, and are our neighbors, constituents, family members and friends; and

WHEREAS, homeless persons are among the City's most vulnerable residents, experiencing higher rates of victimization and early death than the general public; and

WHEREAS, homelessness is a serious problem in the City of Fort Worth and Tarrant County and frustrates orderly sustainable development, compromises the economic base of impacted neighborhoods, limits the effectiveness of efforts to create and maintain a clean, attractive city, and imperils the safety and health of those experiencing homelessness; and

WHEREAS, the City cannot realize its vision of being Texas' "Most Livable City" without civic leadership and funding to help end homelessness; and

WHEREAS, on May 17, 2005, the City Council of the City of Fort Worth ("City Council") adopted Resolution No. 3203-05-2005 which established the Mayor's Advisory Commission on Homelessness to advise the City Council on policies, plans and methods for addressing homelessness and to develop a ten-year plan to end chronic homelessness; and

WHEREAS, on June 17, 2008, the City Council adopted Resolution No. 3628-06-2008 which adopted *Directions Home: Making Homelessness Rare, Short-Term and Non-Recurring in Fort Worth, Texas, within Ten Years* as the City's official ten-year plan to end chronic homelessness and amended the City's Comprehensive Plan to incorporate the Directions Home plan; and

WHEREAS, on January 10, 2012, the City Council adopted Ordinance No. 2039-01-2012 which created the Fort Worth Advisory Commission on Ending Homelessness ("the Commission") to promote and encourage community participation in efforts to end homelessness, to provide recommendations to the City Council regarding policies, plans and methods for addressing homelessness, and more effectively carry out the Directions Home Plan; and

WHEREAS, the Commission is comprised of 21 individuals including representatives from neighborhoods, business, homeless service providers, as well as representatives from neighboring jurisdictions, at-large representatives and persons who are currently or were formerly homeless; and

WHEREAS, pursuant to Ordinance No. 20039-01-2012, each member of the Commission shall be appointed by the Mayor subject to the approval of the City Council.



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

The City Council hereby approves the appointment of the persons listed below to the Fort Worth Advisory Commission on Ending Homelessness to serve at the pleasure of the City as members of the Commission in the places listed adjacent to their names for terms beginning on the date of adoption of this Resolution and expiring as indicated below:

Name	Place	Expiration of Term
Mark C. Hill (Chair)	1	October 1, 2013
Mark Barfield	2	October 1, 2014
Jason Hall	3	October 1, 2013
Greg Scott	4	October 1, 2014
Yolanda Rodela	5	October 1, 2013
Bob Kelly	6	October 1, 2014
Andy Taft	7	October 1, 2013
Jesse Aguilera	8	October 1, 2014
Mike Doyle	9	October 1, 2013
Carol Klocek	10	October 1, 2014
Eric Niedermayer	11	October 1, 2013
James Tapscott	12	October 1, 2014
<i>{To Be Appointed}</i>	13	October 1, 2013
Arthur Harris	14	October 1, 2014
Sheryl Kenny	15	October 1, 2013
Paul Paine	16	October 1, 2014
Vicki Nejteck	17	October 1, 2013
Rev. Melinda Veatch	18	October 1, 2014
Barbara Holston	19	October 1, 2013
Suzy Rhodes	20	October 1, 2014
Susan Blue	21	October 1, 2013

AND IT IS SO RESOLVED.

Adopted this 24th day of January, 2012.

APPROVED AS TO FORM AND LEGALITY:

ATTEST:

Assistant City Attorney

City Secretary



ORDINANCE NO. _____

AN ORDINANCE ORDERING A SPECIAL ELECTION TO BE HELD IN THE CITY OF FORT WORTH, TEXAS, ON SATURDAY THE 12TH DAY OF MAY, 2012, FOR THE PURPOSE OF ELECTING A CITY COUNCIL MEMBER FOR CITY COUNCIL DISTRICT 8 TO SERVE THE REMAINDER OF AN UNEXPIRED TERM.

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

**SECTION 1.
ELECTION ORDERED.**

In compliance with the Charter of the City of Fort Worth and in accordance with the Constitution and laws of the State of Texas, the City Council hereby orders that a special election be held on Saturday, May 12, 2012, as authorized by section 41.001 of the Texas Election Code, at which all qualified voters of City Council District 8 may vote for the purpose of electing a council member from District 8 to serve the remainder of an unexpired term until the regular City Council election in May 2013.

**SECTION 2.
CANDIDATES.**

Candidates may file an application for a place on the special election ballot commencing February 13, 2012, in the City Secretary's Office, located in the Municipal Building, 1000 Throckmorton Street, Fort Worth, Texas 76102. The filing deadline is 5:00 p.m. on March 12, 2012.

**SECTION 3.
BALLOT.**

The City Secretary of said City shall ensure that ballots are prepared to be used in said special election, on which ballots shall be printed the names of the candidates

for the position of City Council Member, District 8. The ballots shall be printed in English and in Spanish for use in said special election.

**SECTION 4.
DRAWING FOR PLACES ON THE BALLOT.**

In the event there are two or more candidates for the unexpired term of City Council Member, District 8, the order in which the names of such candidates are to be printed on the ballot shall be determined by a drawing to be conducted by the City Secretary; that three (3) days prior to the date on which the drawing is to be held, the City Secretary shall post a notice in the City Hall of the time and place of the drawing and shall also give personal notice to any candidate who makes written request therefor and furnishes to the City Secretary a self-addressed stamped envelope; and that each candidate involved in the drawing or a representative designated by him or her shall have a right to be present and observe the drawing.

**SECTION 5.
EARLY VOTING CLERKS.**

- (a) The Tarrant County Elections Administrator shall serve as the Early Voting Clerk. The official mailing address is:
 - Steve Raborn, Early Voting Clerk
 - P.O. Box 961011
 - Fort Worth, TX 76161-0011
- (b) The City Secretary of the City of Fort Worth shall serve as Chief Deputy Early Voting Clerk.
- (c) Applications for ballots by mail shall be mailed to the Early Voting Clerk at the address set out in subsection (a) above. Applications for ballot by mail must be received no later than the close of business on May 4, 2012.

**SECTION 6.
EARLY POLLING LOCATIONS.**

Early voting by personal appearance shall be conducted beginning April 30, 2012, and continuing through May 8, 2012. Early voting shall be conducted at the locations and times set forth in Exhibit "A", attached hereto and made a part hereof.

**SECTION 7.
VOTING SYSTEM.**

- (a) An electronic voting system, as defined in Chapter 121 of the Texas Election Code, shall be used for voting at the regular polling places at said election and for counting the ballots and the tabulation of the results. The conduct of the election and the use of the electronic voting system shall be in accordance with the Texas Election Code.
- (b) The Office of the Tarrant County Elections Administrator, Tarrant County Courthouse, 2700 Premier, Fort Worth, Texas, is hereby established as the Central Counting Station for the ballots cast in said election.
- (c) An individual, having knowledge and experience in the conduct of elections with the electronic voting system for which the Central Counting Station is established, and being a registered voter of the City of Fort Worth, shall be appointed by Tarrant County as the Manager of the Central Counting Station. The Manager shall be in charge of overall administration of the Central Counting Station and the general supervision of the personnel working at the Station.
- (d) An individual, trained in the operation of the automatic tabulating equipment installed at the Central Counting Station, shall be appointed by Tarrant County as Tabulation Supervisor. The Tabulation Supervisor shall be in charge of the operation of the automatic tabulating equipment.
- (e) An individual shall be appointed by Tarrant County as Assistant to the Tabulation Supervisor. Such assistant shall assist the Tabulation Supervisor in the operation of the automatic tabulating equipment as directed by the Tabulation Supervisor.

- (f) An individual shall be appointed by Tarrant County as Presiding Judge of the Central Counting Station. He shall maintain order at the Central Counting Station and shall have such authority as may be prescribed by the Texas Election Code.
- (g) The election day polling places shall be kept open on May 12, 2012, from 7:00 a.m. to 7:00 p.m., and that due returns shall be made to the City Council showing the number of votes cast for the office of Fort Worth City Council, District 8.

SECTION 8. RUNOFF.

Any candidate receiving a majority of all the votes cast for the office for which he or she is a candidate shall be elected to such office. In the event of a tie or in the event that no candidate receives a majority of all votes cast for the office sought, the Mayor shall issue a call, proclamation and notice for a second election, as required by law, to be held on June 16, 2012, to fill that place. At such second election, the names of the two candidates receiving the highest number of votes for any such office or offices, as the case may be, in the first election, at which no one was elected by receiving a majority of all votes cast for all candidates for such office or offices, shall be printed on the ballot and shall again be voted for.

SECTION 9. PROCLAMATION.

This ordinance shall constitute the proclamation, call, notice and ordinance calling and ordering said election.

SECTION 10. PUBLICATION.

Notice of said election shall be given by publishing a Notice of Election, in English and in Spanish, at least once, not earlier than the 30th day or later than the 10th day before election day in a newspaper published in said City. A copy of this ordinance, in English and in Spanish, shall be posted on the City's board used for posting notices

of the meeting of the Fort Worth City Council not later than the 21st day before election day.

**SECTION 11.
NOTICE.**

That the way and manner of holding said election, the notice to be given therefor, the polling places, the personnel and the officers who are to hold same, and all details connected with the holding of the election shall be provided for and arranged by the City Secretary; that the proper notice and publication of this notice, proclamation, call and ordinance shall be only cumulative of and in addition to the statutory notice of said election as herein provided; and that any omission or irregularity in this notice or in the publication or posting of this notice, proclamation, call and ordinance, or in the signing of same, shall not in any way affect or invalidate such election.

**SECTION 12.
CONTROLLING LAW.**

That in all respects, said election shall be conducted in accordance with the Texas Election Code and the City Charter of the City of Fort Worth.

**SECTION 13.
OPEN MEETING COMPLIANCE.**

That it is hereby officially found and determined that the meeting at which this ordinance was adopted and said election was called was open to the public and public notice of the time, place and purpose of said meeting was given, all as required by Chapter 551 of the Texas Government Code.

**SECTION 14.
EFFECTIVE DATE.**

That this ordinance, election order, proclamation, call and notice shall take effect upon adoption.

Betsy Price
Mayor of the City of Fort Worth

ATTEST:

City Secretary

APPROVED AS TO FORM AND LEGALITY:

City Attorney

ADOPTED and EFFECTIVE: _____

EXHIBIT "A"
CITY OF FORT WORTH MAY 12, 2012 SPECIAL ELECTION TO FILL A VACANCY
EARLY VOTING BY PERSONAL APPEARANCE DAYS AND HOURS

Early Voting. Early voting by personal appearance shall be conducted on the following dates and times and at the following locations:

Dates and Hours of Early Voting

April 30	Monday	8:00 a.m. - 5:00 p.m.
May 1 - 4	Tuesday-Friday	8:00 a.m. - 5:00 p.m.
May 5	Saturday	7:00 a.m. - 7:00 p.m.
May 6	Sunday	11:00 a.m. - 4:00 p.m.
May 7 - 8	Monday-Tuesday	7:00 a.m. - 7:00 p.m.

MAIN EARLY VOTING POLLING PLACE

Tarrant County Elections Center*

2700 Premier Street

Fort Worth, Texas 76111

**Emergency and Limited ballots available at this location only.*

Branch Early Voting Polling Places

City of Fort Worth Locations:

Diamond Hill/Jarvis Library

1300 Northeast 35th Street
Fort Worth, Texas 76106

Southwest Community Center

6300 Welch Avenue
Fort Worth, Texas 76133

Griffin Sub-Courthouse

3212 Miller Avenue
Fort Worth, Texas 76119

Southwest Sub-Courthouse

6551 Granbury Road
Fort Worth, Texas 76133

Handley-Meadowbrook Community Center

6201 Beaty Street
Fort Worth, Texas 76112

Summerglenn Branch Library

4205 Basswood Boulevard
Fort Worth, Texas 76137

JPS Health Center Viola M. Pitts/Como

Lower Level
4701 Bryant Irvin Road N.
Fort Worth, Texas 76107

Tarrant County Plaza Building

201 Burnett Street
Fort Worth, Texas 76102

Southside Community Center

959 East Rosedale Street
Fort Worth, Texas 76104

Villages of Woodland Springs

Amenity Center
12209 Timberland Boulevard
Fort Worth, Texas 76244

Worth Heights Community Center

3551 New York Avenue
Fort Worth, Texas 76110

EXHIBIT "A"
CITY OF FORT WORTH MAY 12, 2012 SPECIAL ELECTION TO FILL A VACANCY
EARLY VOTING BY PERSONAL APPEARANCE DAYS AND HOURS

Other Tarrant County Locations:

Bob Duncan Center

2800 South Center Street
Arlington, Texas 76014

Elzie Odom Athletic Center

1601 N.E. Green Oaks Boulevard
Arlington, Texas 76006

Center for Community Service

Junior League of Arlington
4002 Pioneer Parkway
Arlington, Texas 76013

South Service Center

1100 S.W. Green Oaks Boulevard
Arlington, Texas 76017

Tarrant County Sub-Courthouse in Arlington

700 E. Abram Street
Arlington, Texas 76010

B.J. Clark Annex

Room 4
603 Southeast Parkway
Azle, Texas 76020

Bedford Public Library

2424 Forest Ridge Drive
Bedford, Texas 76021

Benbrook Community Center

228 San Angelo Street
Benbrook, Texas 76126

Colleyville City Hall

100 Main Street
Colleyville, Texas 76034

Crowley Community Center

900 East Glendale Street
Crowley, Texas 76036

Eules Public Library

201 North Ector Drive
Eules, Texas 76039

Mahaney Community Center

6800 Forest Hill Drive
Forest Hill, Texas 76140

Starrett Elementary School

2675 Fairmont Drive
Grand Prairie, Texas 75052

Grapevine Community Activities Center

1175 Municipal Way
Grapevine, Texas 76051

Haltom City Northeast Center

3201 Friendly Lane
Haltom City, Texas 76117

Hurst Recreation Center

700 Mary Drive
Hurst, Texas 76053

Northeast Sub-Courthouse

645 Grapevine Highway
Hurst, Texas 76054

Keller Town Hall

1100 Bear Creek Parkway
Keller, Texas 76248

Kennedale Community Center

316 West 3rd Street
Kennedale, Texas 76060

Sheriff's Office North Patrol Division

6651 Lake Worth Boulevard
Lake Worth, Texas 76135

Mansfield Sub-Courthouse

1100 East Broad Street
Mansfield, Texas 76063

North Richland Hills Recreation Center

6720 Northeast Loop 820
North Richland Hills, Texas 76180

EXHIBIT "A"

**CITY OF FORT WORTH MAY 12, 2012 SPECIAL ELECTION TO FILL A VACANCY
EARLY VOTING BY PERSONAL APPEARANCE DAYS AND HOURS**

Saginaw Community Center - Log Cabin

620 Park Center Boulevard
Saginaw, Texas 76179

Southlake Town Hall

1400 Main Street
Southlake, Texas 76092

White Settlement Public Library

8215 White Settlement Road
White Settlement, Texas 76108

City of Fort Worth, Texas
Mayor and Council Communication

DATE: Tuesday, January 24, 2012

LOG NAME:

REFERENCE NO.: **OCS-1838

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, January 18, 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, January 24, 2012

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
Evan Noren	1/6/2012	12/27/2011	35W North, Exit 52B	Auto Damage	Hit large pile of dirt and rocks in road.	TPW	Yes	No
Holly McFarland	1/5/2012	11/28/2011	2216 Tremont Ave	Property Damage	Tree fell into backyard, damaged wood/chain link fences.	PACS	No	No
Roger Helling	1/6/2012	11/3/2012	1009 Fox River Ln	Property Damage	Water leak at meter.	Water	Yes	No
Stephanie Norton	1/6/2012	11/29/2012	South Hills Dr	Auto Damage	Car has tar on it from street being sprayed.	TPW	Yes	No
Alicia DeSimone	1/9/2012	12/24/2011	6820 Kirk Dr	Property Damage	Broken pipe in front of home damaged yard and property.	Water	Yes	No
Jeremy Gregory	1/10/2012	11/17/2011	Silver Creek Rd/IH-820	Auto Damage	Damaged wheels driving over trench cut across road to lay water line.	TPW	Yes	No
Ashley Webb	1/11/2012	1/4/2012	Golden Triangle	Auto Damage	Hit pothole.	TPW	Yes	No

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Gautam Kunwar	1/11/2012	12/19/2011	13225 Vista Glen Lane	Property Damage	City vehicle drove over curb & into yard when responding to call.	Police	No	No
Briane DuSoe	1/10/2012	1/7/2012	Normandale St	Auto Damage	Collision with City vehicle.	Code	No	No
Oleta Ricalday	1/12/2012	12/4/2012	Terminal Rd & Decatur Ave	Auto Damage	Hit pothole.	TPW	Yes	No
AT&T Texas	1/13/2012	10/28/2011	3901 Longmeadow Way	Property Damage	Buried cable damage.	Water	Yes	No
Atmos Energy	1/13/2012	10/26/2011	1607 Alston Ave	Property Damage	Gas service line cut.	Water	Yes	No
Michael Chaney	1/13/2012	12/19/2011	Belknap & Commerce	Auto Damage	Collision with City vehicle.	Police	Yes	No
Lesia Williams	1/13/2012	11/9/2011	903 E Powell #B	Property Damage	Damaged mirror during police investigation.	Police	No	No
Darlene Day	1/13/2012	1/11/2012	Las Vegas Trail	Property Damage	Tree limb hanging over road damaged vehicle.	PACS	No	No
Debra Shafer	1/17/2012	8/31/2011	850 12th Ave	Bodily Injury	Stepped off a curb into an unmarked storm drain.	TPW	No	Yes

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Carly R. Martin	1/17/2012	12/23/2011	4100 SW Loop 820	Bodily Injury	Collision with City vehicle.	Code	No	Yes
Matthew Nielsen	1/17/2012	7/16/2011	Animal Shelter	Property Damage	Adopted dog that was sick.	Code	Yes	No
Rachel Fritz	1/17/2012	1/2/2012	Bryant Irvin & 183E	Auto Damage	Collision with City vehicle.	Police	Yes	No
Rob Franklin	1/18/2012	1/12/2012	NB 35W @ Yucca Ave	Auto Damage	Hit by City vehicle.	Police	Yes	No
Karen Rivera	1/18/2012	1/11/2012	Mark IV Pkwy	Auto Damage	Hit by City vehicle.	Police	No	No

No Documents for this Section

Zoning Docket items are linked on the Council Meeting Agenda.



FORT WORTH



S.M.A.R.T. Report

**Street Management And Road Traffic
Transportation and Public Works
January 20 — February 2**



CENTRAL BUSINESS DISTRICT STREET CLOSURES (Partial)

North Main Street Bridge Rehabilitation—TxDOT Project

- Intermittent single lane closures (9am—4pm) through mid February 2012

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

Demolition Project—Construction of Spire Center

- 100 blk Throckmorton St and 100 blk Taylor St:
various lane and sidewalk closures through **June 2012**

Chisholm Trail Parkway

Chisholm Trail Parkway construction prompts several road closures near Interstate 30

• Permanent closures

Southbound 15th Avenue between the westbound I-30 frontage road and Vickery Boulevard
North- and southbound old University Drive from north of I-30 to just south of the Union Pacific Railroad
Eastbound Vickery Boulevard from west of Rogers Road to University Avenue

• Indefinite closures

East- and westbound West Vickery Boulevard from Forest Park Boulevard to just west of Summit Avenue
The I-30 westbound frontage road from east of 15th Avenue

For more information about upcoming lane closures, go to the "Chisholm Trail Lane/Ramp Closures" listing at www.ntta.org or call (817) 207-0184.

Other Areas

University Dr South and Devitt

- Devitt Street closed through May 2012. Sidewalk closed and intermittent lane closures on South University

New Tarrant County Jail

- Belknap (from Cherry to Burnett) Parking lane and Sidewalk closures through **April 2012**
- Weatherford (from Cherry to Burnett) Parking lane and Sidewalk closures through **April 2012**
- Weatherford (from Cherry to Burnett) various lanes closed from 9am to 4pm through **April 2012**
- Cherry (from Belknap to Weatherford) Northbound direction closed and sidewalk closures through **April 2012**
- Southbound Burnett (from Belknap to Weatherford) closed and sidewalk closures through **April 2012**
- Burnett (from Belknap to Weatherford) dates and times TBD

St Patrick's Cathedral New Hall

- W 12th (from Throckmorton to Jennings) Parking Lane closures through **late January 2012**
- Texas (from W 13th to Jennings) Parking Lane closures through **late January 2012**
- W 13th (from Texas to Throckmorton) Parking lane closures through **late 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
January 20 — February 2**



Special Events

Festivals * Runs * Walks

CULTURAL DISTRICT

- **Stock Show and Rodeo**
Jan 13 — February 4 Will Rogers Memorial Complex

DOWNTOWN OUTDOOR EVENTS DISTRICT (DOED)

NEAR SOUTHSIDE OUTDOOR EVENTS DISTRICT (NSOED)

STOCKYARDS OUTDOOR EVENTS DISTRICT (SOED)

- **Beat Goes On Kick Off — 5K and 9 Mile Run**
Jan 28 6 am to 10 am
Route: Packers Ave to NE 23rd to E Exchange, to Niles City, to Samuels Ave, to Trinity Trails

WEST 7TH

OTHER

- **Texas Wesleyan University—President's Inauguration**
January 27 TWU Campus
Street Closures:
Wesleyan from Ave C to Ave E
Ave C from Binkley to Wesleyan
Ave D from Binkley to Wesleyan
Ave E from Binkley to Wesleyan
Closures begin at 6am and end at 4pm

Special Events *Continued...*

Festivals * Runs * Walks

OTHER

Parades

CULTURAL DISTRICT

DOWNTOWN OUTDOOR EVENTS DISTRICT

NEAR SOUTHSIDE OUTDOOR EVENTS DISTRICT

STOCKYARDS OUTDOOR EVENTS DISTRICT

OTHER

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

New items printed in red.