



**SUMMARY OF MEETINGS AND ACTIVITIES  
MONDAY, JANUARY 30, 2012, THROUGH FRIDAY, FEBRUARY 3, 2012**

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**MONDAY, JANUARY 30, 2012**

	<b><u>TIME</u></b>	<b><u>LOCATION</u></b>
Naval Air Station Fort Worth, Joint Reserve Base Regional Coordination Committee	1:30 p.m.	Fort Worth Professional Firefighters Building 3855 Tulsa Way

**TUESDAY, JANUARY 31, 2012**

Pre-Council Meeting	8:30 a.m.	Pre-Council Chamber
City Council Meeting	10:00 a.m.	Council Chamber
City Council Tour of Districts 2, 4 and 7	1:00 p.m.	Pick-up and Drop-off at the Northeast Corner of City Hall

**WEDNESDAY, FEBRUARY 1, 2012**

Board of Adjustment – Commercial Work Session	9:00 a.m.	Pre-Council Chamber
Board of Adjustment – Commercial Public Hearing	10:00 a.m.	Council Chamber

**THURSDAY, FEBRUARY 2, 2012**

Tax Increment Finance District 4 (Southside) Board Meeting	11:00 a.m.	Pre-Council Chamber
Library Advisory Board Meeting	12:30 p.m.	Cavile Outreach Opportunity Library 5060 Avenue G

**FRIDAY, FEBRUARY 3, 2012**

No Meetings

This summary is compiled from data furnished to the Office of the City Secretary by 12:00 p.m. on January 26, 2012, and may not include all meetings to be conducted during the week of January 30, 2012 through February 3, 2012. It is a summary listing only. See individual agendas which are posted in compliance with the Texas Open Meetings Act for detailed information.

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FORT WORTH CITY COUNCIL  
TOUR OF COUNCIL DISTRICTS 2, 4 AND 7  
TUESDAY, JANUARY 31, 2012  
1:00 P.M.

TOUR BUS PICK-UP AND DROP-OFF AT NORTHEAST CORNER OF CITY HALL  
1000 THROCKMORTON STREET  
FORT WORTH, TEXAS

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PRE-COUNCIL MEETING  
TUESDAY, JANUARY 31, 2012  
8:30 A.M.  
PRE-COUNCIL CHAMBER, CITY HALL  
1000 THROCKMORTON STREET  
FORT WORTH, TEXAS

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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 9461](#): Proposed Telecommunication Ordinance Amendments
    - [IR 9462](#): Fort Worth Police Department Implements New Electronic Accident Software
    - [IR 9463](#): Proposed Council-Initiated Zoning Changes for the Burchill Neighborhood
    - [IR 9464](#): Parking Regulations in the Zoning Ordinance and Consideration of Potential Amendments
    - [IR 9465](#): Grant Application for Trailhead Improvements at Trinity Park
    - [IR 9466](#): Projects Applying for Low Income Housing Tax Credits
    - [IR 9467](#): Alarm Permit Fee
2. Questions Concerning Current Agenda Items - City Council Members
3. Responses to Items Continued from a Previous Week
  - a. [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) (Continued from January 24, 2012 by Staff)

4. Discussion on Aviation Exhibit and Proposed Museum of Science and History Contract (M&C C-25420) - Susan Alanis, City Manager's Office
5. City Council Requests for Future Agenda Items and/or Reports
6. Executive Session - The City Council may conduct a closed meeting as authorized by Section 551.071 of the Texas Government Code to seek the advice of its attorneys on legal issues regarding any matter listed on today's City Council Agendas

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## **ATTACHMENT**

### **Executive Session (PRE-COUNCIL CHAMBER, CITY HALL) Tuesday, January 31, 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 meet and confer bargaining with the Fort Worth Police Officers Association; and
  - b. 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 31, 2012  
CITY COUNCIL CHAMBER, CITY HALL  
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

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**I. CALL TO ORDER**

**II. INVOCATION** - Rabbi Ralph Mecklenburger, Bethel Congregation

**III. PLEDGE OF ALLEGIANCE**

**IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF JANUARY 24, 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-17513](#) - Authorize Transfer of Funds in the Amount of \$235,552.00 from Various Tax Increment Financing Reinvestment Zones and Accept Funds in the Amount of \$26,000.00 from the Fort Worth Local Development Corporation into a Special Trust Fund for Fiscal Year 2011-2012 Administration by the Housing and Economic Development Department and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
2. [M&C G-17514](#) - Approve Findings of Ground Transportation Coordinator Regarding Renewal Application of Ian's Limousine Service, to Operate Three Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)

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

1. [M&C P-11352](#) - Authorize a Purchase Agreement with Stellar Refrigeration Services, Inc., for Vilter Compressor Parts, Equipment and Service for the Water Department in the Amount of \$135,000.00 for the First Year (ALL COUNCIL DISTRICTS)
2. [M&C P-11353](#) - Authorize the Purchase of Seven Certified Police Motorcycles from American Eagle Harley-Davidson, for the Police Department in the Amount of \$114,481.00 (ALL COUNCIL DISTRICTS)
3. [M&C P-11354](#) - Authorize a Sole Source Purchase Agreement with Premier Magnesia LLC, for Magnesium Hydroxide for the Water Department in the Amount of \$150,000.00 for the First Year (ALL COUNCIL DISTRICTS)

**C. Land - Consent Items**

1. [M&C L-15317](#) - Authorize Direct Sale of Tax-Foreclosed Property Located at 0 Braswell Drive to Land Renewal Corporation in the Amount of \$74,430.72 (COUNCIL DISTRICT 2)

2. [M&C L-15318](#) - Authorize the Conveyance of 10.05 Acres of Land Located in the CentrePort Area to CentrePort Venture, Inc., and Accept and Record Avigation Easement and Release from CentrePort Venture, Inc. (COUNCIL DISTRICT 5)
3. [M&C L-15319](#) - Authorize Conveyance of 29.05 Acres of Land Located in the CentrePort Area to CentrePort Venture, Inc., and Accept and Record Avigation Easement and Release from CentrePort Venture, Inc. (COUNCIL DISTRICT 5)
4. [M&C L-15320](#) - Authorize Acquisition of Fee Simple Interest in 0.5350 Acres of Improved Land for the Lebow Channel Drainage Improvements Project, Located at 2709 Guenther Avenue, from Elvia Rascon and Jeorge Tamayo for \$110,000.00, Pay the Estimated Closing Costs of \$3,000.00, Authorize Payment of Relocation Assistance Up to \$5,400.00 for a Total Cost of \$118,400.00 (COUNCIL DISTRICT 2)

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

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

1. [M&C C-25421](#) - Authorize Execution of a Communications Systems Agreement with the Town of Westover Hills for Participation in the City of Fort Worth's Two-Way Public Safety Radio System at No Cost to the City of Fort Worth (ALL COUNCIL DISTRICTS)
2. [M&C C-25422](#) - Authorize a Sole Source Contract with Accela, Inc., for the Purchase of Automation Permitting System Software and Implementation, Training and Maintenance Services for the Planning and Development Department in the Amount of \$633,820.00 (ALL COUNCIL DISTRICTS)
3. [M&C C-25423](#) - Authorize Execution of a Utility Adjustment Agreement with Cowtown Pipeline Partners, L.P., in the Amount of \$228,100.00 for Relocation of a Gas Pipeline as Part of the Runway Extension Project at Fort Worth Alliance Airport (COUNCIL DISTRICT 2)
4. [M&C C-25424](#) - Authorize Execution of a Utility Adjustment Agreement with McLeodUSA Telecommunications Services, LLC d/b/a PAETEC Business Services, in the Amount of \$81,275.00 for Relocation of a Fiber Duct System as Part of the Runway Extension Project at Fort Worth Alliance Airport (COUNCIL DISTRICT 2)

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

1. OCS - 1839 - 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. A Resolution of the City of Fort Worth, Texas Authorizing Application for a Recreational Trails Grant for Trailhead Improvements at Trinity Park, and Assuring that the Local Match Funds Will Be Available

**XIV. REPORT OF THE CITY MANAGER**

**A. Benefit Hearing - None**

**B. General - None**

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

**D. Land**

1. [M&C L-15321](#) - Authorize Condemnation by Eminent Domain of a Fee-Simple Interest in 14.394 Acres of Land Owned by Phoenix Industrial Park, LLC, Located at 1100-1120 East Rendon Crowley Road, to Provide Access to the East Side of Spinks Airport, to Expand the Airport-Runway Apron, and to Prevent Mixing Vehicular and Aircraft Traffic at Fort Worth Spinks Airport (COUNCIL DISTRICT 8)

**E. Planning & Zoning - None**

**F. Award of Contract**

1. [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) **(Continued from a Previous Meeting)**

**XV. CITIZEN PRESENTATIONS**

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

**XVII. ADJOURNMENT**

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

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



**FORT WORTH CITY COUNCIL  
TOUR OF COUNCIL DISTRICTS 2, 4 AND 7**

**Tuesday, January 31, 2012**

**1:00 p.m.**

**Tour Bus Pick-Up and Drop-Off at Northeast Corner of City Hall  
1000 Throckmorton Street, Fort Worth, Texas**

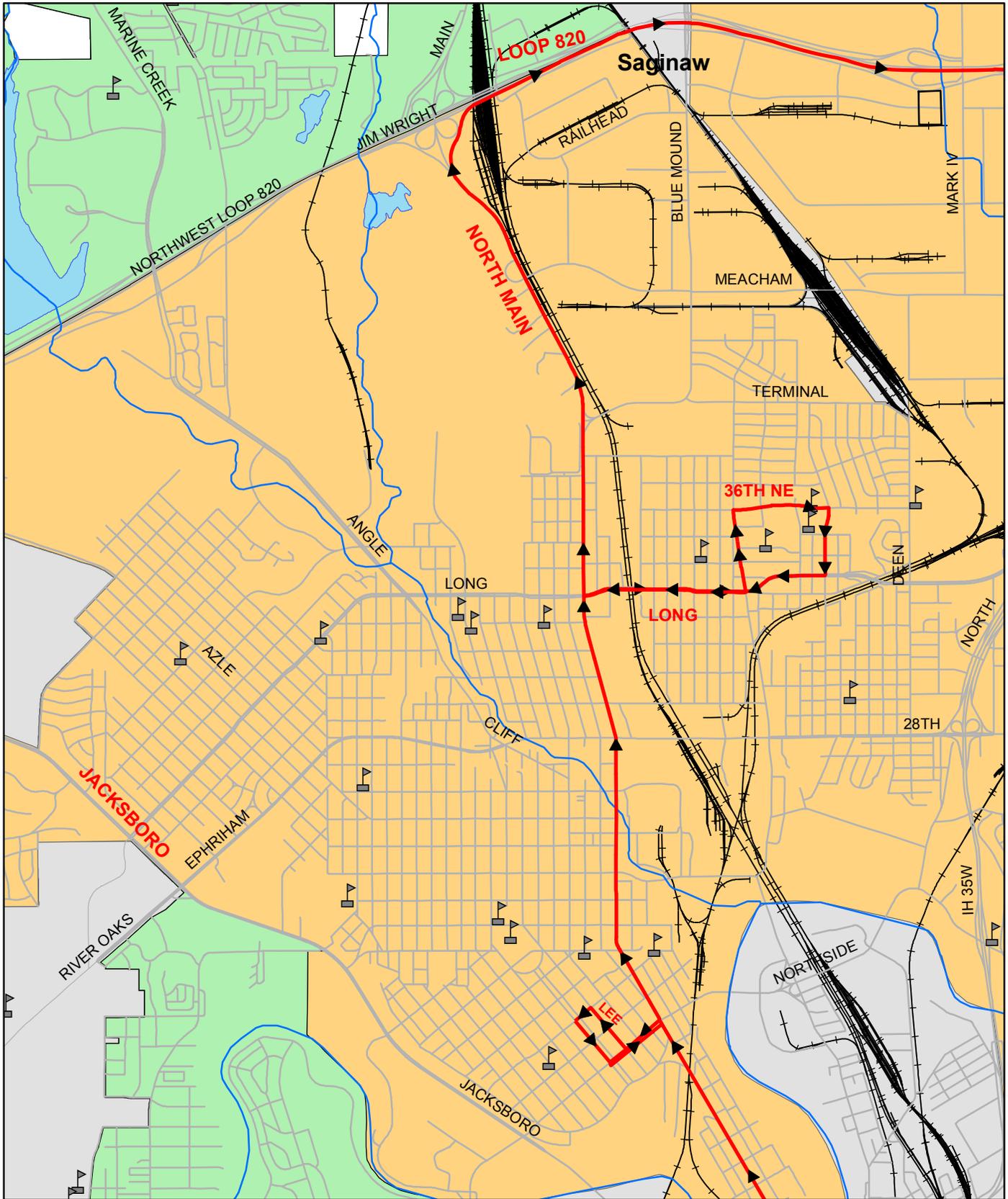
**AGENDA**

1. Call to Order Mayor Betsy Price
2. Tour of Council Districts 2 and 7 and  
North Portion of District 4
3. Adjournment

**ASSISTANCE AT PUBLIC MEETINGS:**

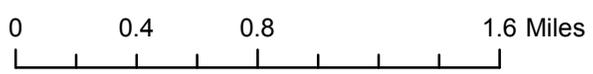
The tour bus is wheelchair accessible. Access to the bus is available on the northeast side of City Hall on Jennings Street. Persons requiring special accommodations, sign interpretive services, Spanish translation, or large print may call 817-392-8028, FAX 817-392-7526, or call TDD 1-800-RELAY-TX at least 72 hours (three working days) prior to the meeting so that appropriate arrangements can be made.

# Council District 2 Tour

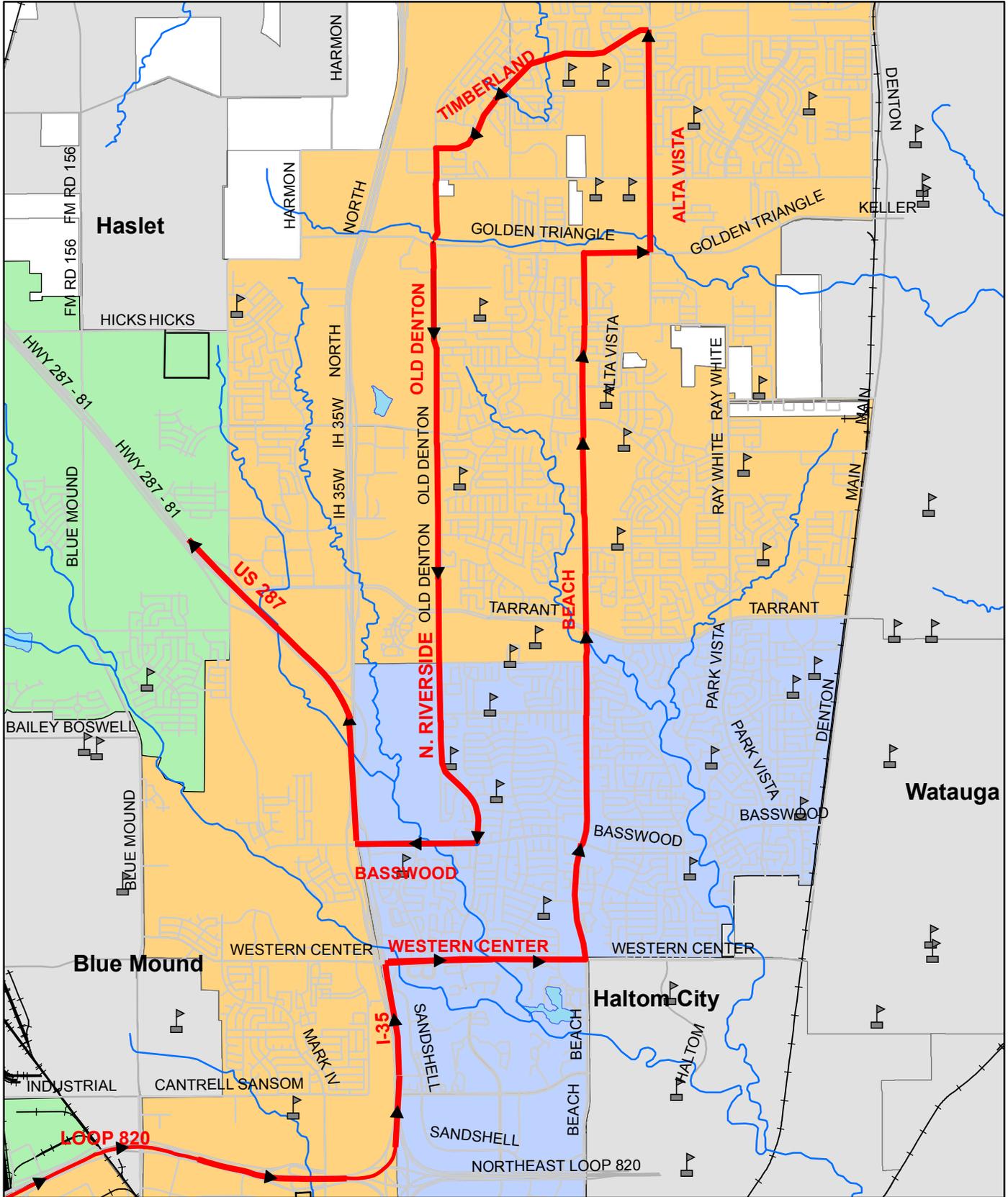


## LEGEND

- 2 - Salvador Espino
- 4 - Danny Scarth
- 7 - Dennis Shingleton
- ETJ
- Adjacent Cities



# Council Districts 2 & 4 Tour

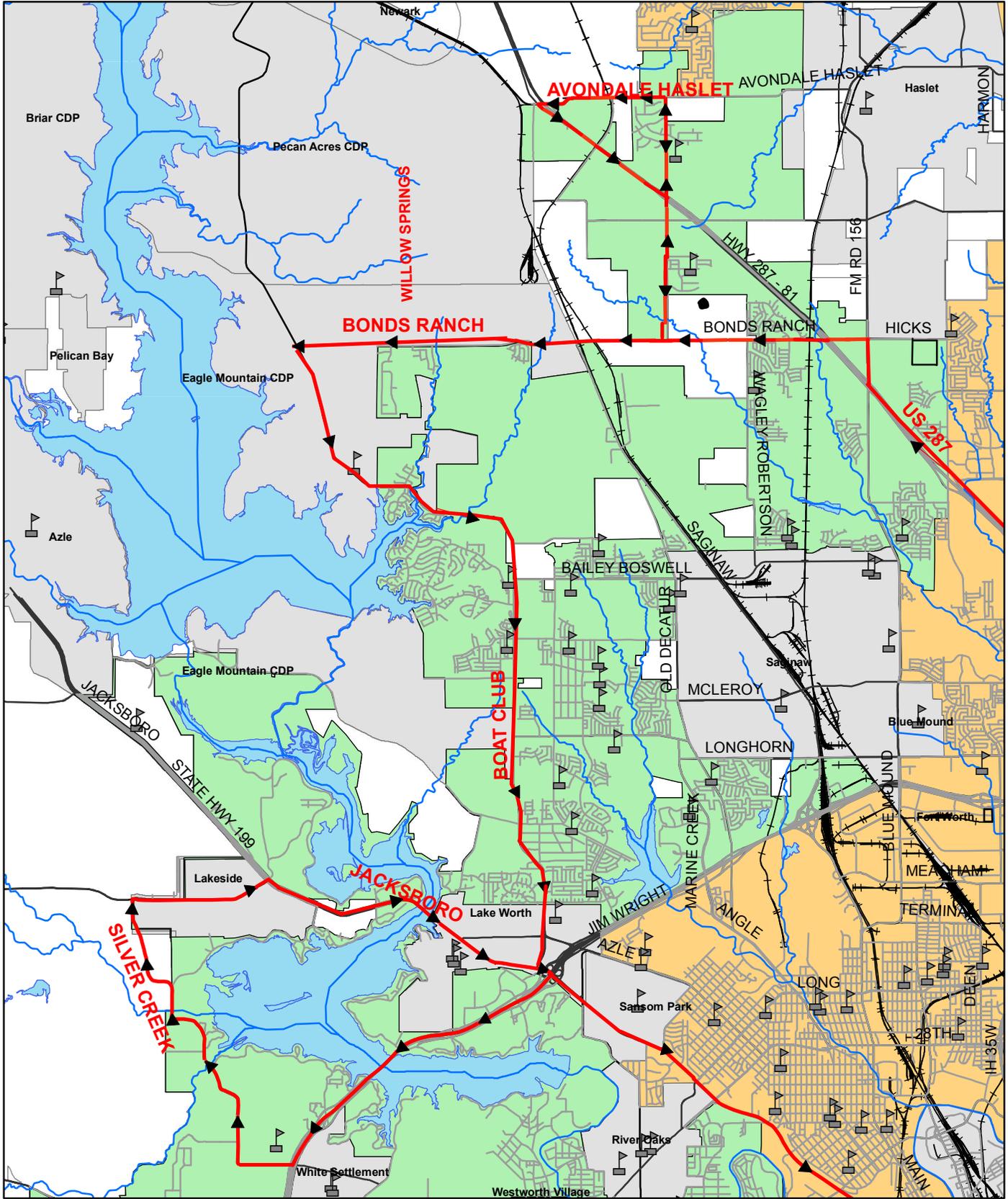


## LEGEND

- 2 - Salvador Espino
- 4 - Danny Scarth
- 7 - Dennis Shingleton
- ETJ
- Adjacent Cities



# Council District 7 Tour



## LEGEND

- |  |                       |                 |
|--|-----------------------|-----------------|
|  | 2 - Salvador Espino   | ETJ             |
|  | 7 - Dennis Shingleton | Adjacent Cities |

0 1 2 4 Miles





Updated January 26, 2012

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

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*January 31, 2012*

*8:30 a.m. Pre-Council Meeting*  
*1:00 p.m. – 4:00 p.m. Tour of City Council Districts 2, 4 & 7*

**Continued Items:**

- **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) (**Continued from January 24, 2012 by Staff**)
- o Discussion of Aviation Exhibit and Proposed Museum of Science and History Contract (M&C C-25420) [*Susan Alanis, City Manager's Office*]

*February 7, 2012*

*Monthly Zoning Meeting*

*11:00 a.m. Legislative and Intergovernmental Affairs Committee*  
*1:00 p.m. Housing and Economic Development Committee*  
*Housing Finance Corporation*  
*(Immediately following the HED)*  
*3:00 p.m. Pre-Council Meeting*

**Continued Items:**

- **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) (**Continued from January 24, 2012 by Council Member Zimmerman**)
- **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 24, 2012 by Council Member Espino**)



Updated January 26, 2012

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

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**February 7, 2012** (continued)

**Continued Items:**

- **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 24, 2012 by Council Member Espino)**
- 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 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 26, 2012

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

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**February 21, 2012**

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

- o 1<sup>st</sup> 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 26, 2012

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

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**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 [*Richard Zavala, 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 24, 2012**

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**Present:**

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

**Staff Present:**

Tom Higgins, 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 10:04 a.m., on Tuesday, January 24, 2012, in the City Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102.

**II. INVOCATION - Pastor Kyle Blake, St. Paul Lutheran Church**

The invocation was provided by Pastor Kyle Blake, St. Paul Lutheran Church.

**III. PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

**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**

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Scarth that the Minutes of the regular meeting of January 10, 2012, and the Minutes of the Council Bus Tour of Districts 3 and 6 on January 11, 2012, be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

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

There were no items to be withdrawn from the Consent Agenda.

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

City Manager Tom Higgins requested that Mayor and Council Communication No. G-17489 be withdrawn from consideration and replaced with Mayor and Council Communication No. G-17489 (Revised), Mayor and Council Communication No. C-25420 be continued until the January 31, 2012, Council meeting and Mayor and Council Communication No. PZ-2957 be continued until the June 12, 2012, Council meeting.

**VII. CONSENT AGENDA**

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

**A. General - Consent Items**

**1. M&C G-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.**

The City Council approved the following recommendation: Authorize the Cancellation of a \$320,000.00 Regional Transportation Council Funding Award for the McAdams Building and Six Points Center Sustainable Development Infrastructure Project, Due to the Cancellation of the Associated McAdams Building and Six Points Center Private Development Project and the Subsequent Loss of Eligibility for the Awarded Funds.

**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.**

The City Council approved the following recommendation: Adopt Resolution No. 4057-01-2012 Increasing the Maximum Amount to be Paid to Whitaker, Chalk, Swindle and Schwartz, P.L.L.C., for Assisting the City With Legal Matters Regarding the Lawsuit Styled City of Fort Worth v. Crawford Farms Investors, Ltd., et al, Cause No . 96-232719-08 With an Additional

**(VII. CONSENT AGENDA – G-17505 Continued)**

Sum of \$65,000.00; and Adopt Supplemental Appropriation Ordinance No. 20051-01-2012 Increasing the Estimated Receipts and Appropriations in the General Fund in the Amount of \$65,000.00 and Decreasing the Unaudited, Unreserved, Undesignated Fund Balance by the Same Amount, for the Purpose of Funding Legal Assistance in the Lawsuit Entitled City of Fort Worth v. Crawford Farms Investors, Ltd., et al, Cause No. 96-232719-08.

**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.**

The City Council approved the following recommendation: Authorize Acceptance of a Monetary Donation in the Amount of \$12,500.00 From an Anonymous Donor; Adopt Appropriation Ordinance No. 20052-01-2012 Increasing the Estimated Receipts and Appropriations in the Special Gifts Fund Upon Receipt of an Anonymous Monetary Donation, for the Purpose of Transferring Said Funds to the General Fund, for the Purchase of Equipment for Various Fire Stations; Authorize Transfer From the Special Gifts Fund to the General Fund; Adopt Appropriation Ordinance No. 20053-01-2012 Increasing the Estimated Receipts and Appropriations in the General Fund, From Available Funds, for the Purpose of Purchasing the Equipment; and Authorize Purchase of the Equipment for Various Fire Stations in Accordance With City Regulations and State Laws.

**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.**

The City Council approved the following recommendation: Authorize Purchase Agreement With J-Peam L.L.C. d/b/a John Sons Press for Printing and Related Services for an Amount of \$400,000.00, for the First Year.

**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.**

The City Council approved the following recommendation: Authorize Purchase Agreement With Southwest Stall Services, LLC, for Portable Animal Stall Rentals for the Public Events Department for an Amount of \$25,000.00 for the First Year.

(VII. CONSENT AGENDA Continued)

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.**

The City Council approved the following recommendation: Authorize Execution of a Professional Services Agreement in the Amount of \$125,000.00 for the First Year for the Provision of Veterinarian Services for the Code Compliance Department in Support of the City's Animal Shelter Spay/Neuter Clinic.

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.**

The City Council approved the following recommendation: Authorize the Purchase of Arena Seating From American Seating Company for the Public Events Department Using a Texas Multiple Award Schedule Contract for an Amount of \$276,991.06.

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.**

The City Council approved the following recommendation: Authorize Purchase of a Track Type Excavator From Holt Texas, LTD., d/b/a Holt Cat, Using the Texas Association of School Boards Cooperative Contract Number 345-10 for the Water Department for a Total Amount of \$312,689.00.

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.**

The City Council approved the following recommendation: 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, in the Alexander F. Albright Survey, Abstract 1849, Tract 11, From Marine Creek of Texas JV; Find That the Price of \$112,689.00 is Just Compensation for the Purchase of the Right-of-Way; and Authorize the City Manager or his Designee to Accept the Conveyance, Record the Appropriate Instruments and Pay the Estimated Closing Costs Up to \$2,000.00.

(VII. CONSENT AGENDA Continued)

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.**

The City Council approved the following recommendation: Approve the Correction of Mayor and Council Communication C-25120 to Change the Name of the Right-of-Way Use Licensee From Cowtown Pipeline Partners, L.P., to Cowtown Pipeline, L.P.

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.**

The City Council approved the following recommendation: 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 20-Foot Wide Water and Sewer Facility Easement at 613 North Freeway.

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.**

The City Council approved the following recommendation: Authorize the Execution of an Easement Encroachment Agreement With Calm Eve LLC, for the Construction of a Retaining Wall and Concrete Flume That Will Encroach a Ten (10) Foot Utility Easement at 4840 Bryant Irvin Road.

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.**

The City Council approved the following recommendation: Authorize the Execution of an Encroachment Agreement With Castleberry ISD for the Construction of Multiple Improvements at the WO Barnes Stadium at 4801 Blackstone Drive That are Proposed to Encroach Upon a 50-Foot Wide Water Facility Easement.

(VII. CONSENT AGENDA Continued)

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.**

The City Council approved the following recommendation: Adopt Supplemental Appropriation Ordinance No. 20054-01-2012 Increasing the Estimated Receipts and Appropriations in the General Fund in the Amount of \$20,000.00 and Decreasing the Unaudited, Unreserved, Undesignated Fund Balance by the Same Amount, for the Purpose of Payment for Legal Counsel From Kelly Hart & Hallman, LLP, in the Evaluation and Creation of a Retiree Health Care Trust Program for Firefighters Hired After January 1, 2009; and Adopt Resolution No. 4058-01-2012 Authorizing Payment to Kelly, Hart and Hallman, LLP, in an Amount Not to Exceed \$20,000.00 for Assistance in the Evaluation and Creation of the Retiree Health Care Trust Program.

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.**

The City Council approved the following recommendation: Authorize the Execution of Change Order No. 1 in the Amount of \$124,180.00 to City Secretary Contract No. 42014 With Conatser Construction TX, LP, Revising the Total Contract Amount to \$2,216,645.45 for Pavement Reconstruction and Water and Sanitary Sewer Main Replacement Project on Portions of Bideker Avenue, Burton Avenue and Bright Street.

7. **M&C C-25410 - Authorize Execution of On-Call Contracts for Geotechnical and Construction Materials Testing, for Use with Developer&shy;-Initiated Construction Projects, with Alliance 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.**

The City Council approved the following recommendation: Authorize Execution of On-Call Contracts With Alliance Geotechnical Group, Inc., Globe Engineers, Inc., Gorrondona & Associates, Inc., Mas-Tek Engineering & Associates, Inc., D & S Engineering Labs, PLLC,

**(VII. CONSENT AGENDA - C-25410 Continued)**

LANDTEC Engineers, L.L.C., Professional Service Industries, Inc., and Ellerbee Walczak, Inc., for Geotechnical and Construction Materials Testing for Various Initiated Construction Projects, the Term of Each Agreement is One (1) Year With Two (2) One (1) Year Renewal Options, the Annual Amount of Each Contract is Not to Exceed \$300,000.00.

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.**

The City Council approved the following recommendation: 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.

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.**

The City Council approved the following recommendation: Authorize Execution of a Utility Adjustment Agreement With Sunoco Pipeline L.P., in the Amount of \$501,100.00 to Construct and Relocate its Pipeline as Part of the Runway Extension Project at Fort Worth Alliance Airport.

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.**

The City Council approved the following recommendation: Authorize the Execution of Amendment No. 4 and a Second Five (5) Year Lease Option to Renew With John J. Janovetz d/b/a Lone Star Aero for Unimproved Ground Lease Site 50S at Fort Worth Meacham International Airport.

(VII. CONSENT AGENDA Continued)

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.**

The City Council approved the following recommendation: Authorize the 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.

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.**

The City Council approved the following recommendation: Authorize Execution of an Amendment to City Secretary Contract No. 35803, an Unimproved Ground Lease Agreement With Newone Hangars, LLC, at Fort Worth Spinks Airport.

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.**

The City Council approved the following recommendation: Authorize Execution of Change Order No. 3 to City Secretary Contract No. 40720 With Reynolds, Inc., in the Amount of \$174,519.17, Thereby Increasing the Amount of the North and South Holly Ozone Upgrade Construction Contract to \$23,980,143.06.

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.**

The City Council approved the following recommendation: Authorize an Engineering Agreement in the Amount of \$320,000.00 With Kimley-Horn and Associates, Inc., for Design Oversight and Project Management Services on North Tarrant Express Projects IH-820 From IH-35 to Southwestern Railroad, and DART Railroad Crossing.

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.**

**(VII. CONSENT AGENDA – C-25418 Continued)**

The City Council approved the following recommendation: 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 the Village Creek Water Reclamation Facility Deep Bed Media Filters One (1) Through Twenty (20) Modifications Thereby Increasing the Contract Cost to \$1,032,750.00.

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

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

End of Consent Agenda.

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

Council Member Burns recognized the 3rd thru 5th graders of the Student Council of Carter Park Elementary School and Ms. Alice Scammel, Librarian/Student Council Sponsor and expressed his appreciation to them for attending the City Council meeting to observe the proceedings.

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

**1. Upcoming and Recent Events**

Mayor Price expressed her appreciation to the Police and Fire Fighters for their hard work at the Fort Worth Stock Show and Rodeo. She invited everyone to attend the stock show and rodeo if they had not already. She stated that the Cowtown Marathon registration was open and it would be on February 27, 2012, and February 28, 2012. She added that there would be 5k and 10k runs, a half marathon and a marathon and invited everyone to participate in the marathon.

Council Member Burns announced that there would be a series of public meetings on wastewater injection wells from gas drilling activities starting at 7:00 p.m. on, January 26, 2012, at the Tarrant County College (TCC) Southwest Campus Student Center; February 2, 2012, at the Lost Creek Country Club; February 9, 2012, at the TCC Opportunity Center on Fitzhugh Avenue; and February 23, 2012, in the City Council Chamber. He stated for citizens who had questions to call his District 9 Office at 817-392-8809.

Council Member Jordan recognized Ms. Alissa Catlett from Bellville, Texas, who was shadowing his Council Aide, Jamie Phillips, for educational purposes.

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

Council Member Hicks announced that on January 26, 2012, there would be a meeting on the update of the Berry/Riverside Urban Village Streetscape, Public Art, Sierra Vista Transit Plaza and the Cobb Park improvements. She stated that the meeting would be held at the McDonald YMCA, 2400 East Berry Street from 5:30 p.m. until 6:45 p.m. She added that for more information to call the Planning and Development Department at 817-392-8068.

**2. Recognition of Citizens**

There were no citizens recognized.

**XI. PRESENTATIONS BY THE CITY COUNCIL**

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

Motion: Council Member Shingleton made a motion, seconded by Council Member Jordan that Michael Ward be appointed to Place 7 on the Aviation Advisory Board effective January 24, 2012, with a term expiring October 1, 2013. 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. RESOLUTION**

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

The City Council adopted a resolution appointing the persons listed below to serve on the Fort Worth Advisory Commission on Ending Homelessness effective January 24, 2012, and with terms expiring as indicated:

**(XIII. RESOLUTION Continued)**

<u>NAME</u>	<u>PLACE</u>	<u>EXPIRATION OF TERM</u>
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 Nejtek	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

Motion: Council Member Hicks made a motion, seconded by Council Member Scarth that Resolution No. 4059-01-2012 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

**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.**

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

Mayor Pro tem Zimmerman stated that the second sentence of Section 8., Runoff..., needed to be amended to read as follows:

**(XIV. ORDINANCE Continued)**

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, or such other date as may be set in conjunction with the Tarrant County Elections Administrator and in accordance with the Texas Election Code, to fill that place.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Burns that Ordinance No. 20055-01-2012 be adopted as amended. The motion carried unanimously eight (8) ayes to zero (0) nays with one (1) abstention by Council Member Hicks.

**XV. REPORT OF THE CITY MANAGER**

**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.**

It was the consensus of the City Council that Mayor and Council Communication No. G-17489 be withdrawn from consideration and replaced with G-17489 (Revised).

**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.**

The recommendation was that the City Council 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 One (1) 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.

**(G-17489 (Revised) Continued)**

Motion: Council Member Moss made a motion, seconded by Council Member Espino that Mayor and Council Communication No. G-17489 (Revised) be approved and Ordinance No. 20056-01-2012 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

**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.**

The recommendation was that the City Council Consider a Request From Mr. David Shaw for Ms. Connie Sheen, Owner of Mijo's Latin Fusion Restaurant, Located at 1109 West Magnolia Avenue for a Variance From Section 4-4 of the City Code Prohibiting the Sale of Alcoholic Beverages Within 300 Feet of Fort Worth Independent School District's All Girls Academy, Located at 1066 West Magnolia Avenue.

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

Mr. David Shaw, 5751 Glenwillow Court, appeared before Council in support of Mayor and Council Communication No. G-17507 and stated that he owned Shaw's Burgers and Jack Turner's Patio Grill on Magnolia Street. He stated that he represented Mijo's Latin Fusion Restaurant and that they would employ up to 40 personnel. He added that the restaurant would serve food and alcohol and that the owner would ensure that only a certain amount of alcohol sales would be done before 4:00 p.m. He further stated that the neighborhood associations and Fort Worth South was in support of the application.

Ms. Nora Bialek, 1312 Washington Avenue, completed a speaker card in opposition to Mayor and Council Communication No. G-17507 and was recognized by Mayor Price, but was not present in the Council chamber.

Council Member Burns stated that the Young Women's Academy with the Fort Worth Independent School District was located down the street and that the Fairmount Neighborhood Association and Fort Worth South were in support of the application and so was he.

Motion: Council Member Burns made a motion, seconded by Mayor Pro tem Zimmerman that Mayor and Council Communication No. G-17507 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays with one (1) abstention by Council Member Moss.

**4. M&C G-17508 - Approve the 2011 Ad Valorem Tax Roll.**

The recommendation was that the City Council Approve the 2011 Ad Valorem Tax Roll.

Motion: Council Member Scarth made a motion, seconded by Council Member Moss that Mayor and Council Communication No. G-17508 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**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.**

The recommendation was that the City Council Authorize Payment for an Amount Up to \$2,148,652.08 for the City of Fort Worth's Assessed Pro Rata Allocation of the Tarrant Appraisal District's 2012 Budget for the Months of January Through December 2012.

Motion: Council Member Moss made a motion, seconded by Council Member Shingleton that Mayor and Council Communication No. G-17509 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**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.**

The recommendation was that the City Council Consider and Adopt the Following Findings of the Vehicle for Hire Review Board: Cowboy Cab Company, Inc., 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; Cowboy Cab Company, Inc., is Qualified to Conduct its Business and Continues to Comply With the Requirements of Chapter 34 of the City Code; the General Welfare of the Citizens of the City Will Best be Served by the Operation of 55 Taxicabs Upon City Streets, Alleys and Thoroughfares; and Adopt an Ordinance Granting the Privilege of Operating Authority to Cowboy Cab Company, Inc., for the Use of the Streets, Alleys and Thoroughfares of the City in the Conduct of its Taxicab Business, Which Shall Consist of the Operation of 55 Taxicabs for a One (1) Year Period Beginning on the Effective Date, Providing for Written Acceptance by Cowboy Cab Company, Inc., Subject to and Conditioned on Cowboy Cab Company, Inc., Complying With All Requirements of Chapter 34, Article VI of the Code of the City of Fort Worth (1986), as Amended.

Motion: Council Member Scarth made a motion, seconded by Council Member Moss that Mayor and Council Communication No. G-17510 be approved and Ordinance No. 20057-01-2012 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

**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.**

The recommendation was that the City Council Consider and Adopt the Following Findings of the Vehicle for Hire Review Board: Darya, Inc., d/b/a Executive Taxi 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; Darya, Inc., d/b/a Executive Taxi, is Qualified to Conduct its Business and Continues to Comply With the Requirements of Chapter 34 of the City Code; the General Welfare of the Citizens of the City Will Best be Served by the Operation of 55 Taxicabs Upon City Streets, Alleys and Thoroughfares; and Adopt an Ordinance Granting the Privilege of Operating Authority to Darya, Inc., d/b/a Executive Taxi, for the Use of the Streets, Alleys and Thoroughfares of the City in the Conduct of its Taxicab Business, Which Shall Consist of the Operation of 55 Taxicabs for a One (1) Year Period Beginning on the Effective Date, Providing for Written Acceptance by Darya, Inc., d/b/a Executive Taxi, Subject to and Conditioned on Darya, Inc., d/b/a Executive Taxi Complying With All Requirements of Chapter 34, Article VI of the Code of the City of Fort Worth (1986), as Amended.

Motion: Council Member Shingleton made a motion, seconded by Council Member Moss that Mayor and Council Communication No. G-17511 be approved and Ordinance No. 20058-01-2012 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

**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.**

The recommendation was that the City Council Accept a Donation From Chesapeake Energy for Physical Fitness Equipment Valued at Approximately \$3,925.00 for Use by the Firefighters at Fire Station No. 2.

Council Member Jordan advised he had filed a Conflict of Interest Affidavit with the City Secretary's Office and would abstain from voting on Mayor and Council Communication Nos. G-17512, L-15309, L-15310 and L-15311.

Motion: Council Member Burns made a motion, seconded by Council Member Shingleton that Mayor and Council Communication No. G-17512 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-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.

The recommendation was that the City Council Approve the Acceptance of a Lease Agreement for Natural Gas Drilling Under 13.5 Acres, More or Less, of City-Owned Properties Known as Eastover Park Located at 5400 Eastland Drive to Chesapeake Exploration, LLC, in the Amount of \$47,250.00 for a Two (2) Year Primary Term.

Motion: Council Member Moss made a motion, seconded by Council Member Shingleton that Mayor and Council Communication No. L-15309 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays with one (1) abstention by Council Member Jordan.

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.

The recommendation was that the City Council Approve the Second Extension of the Rodeo Park Lease Agreement With Chesapeake Exploration, LLC, for a 12-Month Period in the Amount of \$30,708.00, for Natural Gas Drilling Under 15.354 Acres, More or Less, of Rodeo Park.

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton that Mayor and Council Communication No. L-15310 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays with one (1) abstention by Council Member Jordan.

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.

The recommendation was that the City Council Authorize Acquisition of a Fee Simple Interest in 1.652 Acres of Land for Right-of-Way and an Easement Interest in 0.421 Acre of Land for Two (2) Permanent Slope Easements, a Drainage Easement and a Temporary Construction Easement,

**(L-15311 Continued)**

for the Summer Creek Road Improvements Project, at the Intersection of Old Granbury Road and West Risinger Road, Described as Abstract No. 4, Tract 5C, Juan Jose Albirado Survey, From Chesapeake Land Development Company, LLC; Find That the Total Purchase Price of \$20,400.00 is Just Compensation; and Authorize the City Manager or his Designee to Accept the Conveyances, Record the Appropriate Instruments and to Pay the Estimated Closing Costs Up to \$2,000.00.

Motion: Council Member Scarth made a motion, seconded by Council Member Shingleton that Mayor and Council Communication No. L-15311 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays with one (1) abstention by Council Member Jordan.

**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. (PUBLIC HEARING)**

The recommendation was that the City Council Conduct a Public Hearing Under the Guidelines Set Forth by the Texas Parks and Wildlife Code, Chapter 26, Protection of Public Parks and Recreational Lands; Find That No Feasible or Prudent Alternative Exists for the Use of the Fort Worth Botanic Garden Located at 2000 University Drive, South of Harley Street, North of Interstate Highway 30 West, West of University Drive and East of Montgomery Street, for the Location of the Proposed Electric Easement Servicing the Botanic Garden; Find That the Proposed Electric Utility Easement Includes All Reasonable Planning to Minimize Harm to the Parkland and Including That All Lines and Equipment Will be Constructed in the Fort Worth Botanic Garden as Specified; Close the Public Hearing and Authorize the Use of Approximately 0.1304 Acres of Dedicated Parkland at the Fort Worth Botanic Garden for an Electric Utility Easement; and Authorize Conveyance of an Electric Utility Easement to Oncor Electric Delivery Company, LLC, at the Fort Worth Botanic Garden.

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

**a. Report of City Staff**

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

**b. Citizen Presentations**

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

(L-15312 Continued)

**c. Council Action**

Council Member Scarth 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 Shingleton made a motion, seconded by Council Member Jordan that the public hearing be closed and that Mayor and Council Communication No. L-15312 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays with one (1) abstention by Council Member Scarth.

**5. M&C L-15313 - Conduct a Public Hearing and Authorize Subsurface Drilling and Extraction of Natural Gas at Littlejohn Park, Shackleford Park and Stonecreek Park from an Off-Site Location. (PUBLIC HEARING)**

The recommendation was that the City Council Conduct a Public Hearing Under the Guidelines Set Forth by the Texas Parks and Wildlife Code, Chapter 26, Protection of Public Parks and Recreational Lands; Find That No Feasible or Prudent Alternatives Exist for the Subsurface Use of Littlejohn Park, Located at 4125 Littlejohn Avenue, North of Littlejohn Avenue, West of Miller Avenue, South of Ramey Avenue; Shackleford Park, Located at 4615 Shackleford Street, East of Shackleford Street, South of Howard Street, North of Knox Drive, West of Rutan Street; and Stonecreek Park, Located at 12801 Sweet Bay Drive, South of Trinity Boulevard, West and South of Sweet Bay Drive and Chinaberry Court, East of the Terminus of Red Cedar Drive, as Proposed; Find That the Proposed Use Includes All Reasonable Planning to Minimize Harm to the Parkland and Including That the Proposed Use Will Have No Impact on Use of the Surface of Parkland as Specified; and Close the Public Hearing and Authorize Approval of the Use of the Subsurface of Parkland for the Drilling and the Extraction of Natural Gas.

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

**a. Report of City Staff**

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

**b. Citizen Presentations**

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

**(L-15313 Continued)**

**c. Council Action**

Motion: Council Member Moss made a motion, seconded by Mayor Pro tem Zimmerman that the public hearing be closed and that Mayor and Council Communication No. L-15313 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**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. (PUBLIC HEARING)**

The recommendation was that the City Council Conduct a Public Hearing Under the Guidelines Set Forth by the Texas Parks and Wildlife Code, Chapter 26, Protection of Public Parks and Recreational Lands; Find That No Feasible or Prudent Alternatives Exist for the Subsurface Use of City View Park, Located at 7900 Oakmont Boulevard, South of Highland Meadows Drive, South and East of Highland Meadows Court, East of River Bluff Drive, East of Castle Creek Drive East, West of Terminus of Edwards View Court and Lozier Heights Court, East of Oakmont Boulevard and North of Oakbend Trail; Find That the Proposed Use Includes All Reasonable Planning to Minimize Harm to the Parkland and That the Proposed Use Will Have No Impact on Use of the Surface of Parkland as Specified; and Close the Public Hearing and Authorize Approval of the Use of the Subsurface of Parkland for the Drilling and the Extraction of Natural Gas.

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

**a. Report of City Staff**

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

**b. Citizen Presentations**

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

**c. Council Action**

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

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Shingleton that Mayor and Council Communication No. L-15314 be continued until the February 7, 2012, Council meeting. The motion carried unanimously eight (8) ayes to zero (0) nays with one (1) abstention by Council Member Scarth.

**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. (PUBLIC HEARING)**

The recommendation was that the City Council Conduct a Public Hearing Under the Guidelines Set Forth by the Texas Parks and Wildlife Code, Chapter 26, Protection of Public Parks and Recreational Lands; Find That No Feasible or Prudent Alternatives Exist for the Subsurface Use of Southwest Park, Located at 4320 Altamesa Boulevard, West of Welch Avenue and North of Atlamesa Boulevard; Find That the Proposed Use Includes All Reasonable Planning to Minimize Harm to the Parkland and Including That the Proposed Use Will Have No Impact on Use of the Surface of Parkland as Specified; and Close the Public Hearing and Authorize Approval of the Use of the Subsurface of Parkland for the Drilling and the Extraction of Natural Gas.

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

**a. Report of City Staff**

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

**b. Citizen Presentations**

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

**c. Council Action**

Motion: Council Member Jordan made a motion, seconded by Council Member Shingleton that the public hearing be closed and that Mayor and Council Communication No. L-15315 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**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. (PUBLIC HEARING)**

The recommendation was that the City Council Conduct a Public Hearing Under the Guidelines Set Forth by the Texas Parks and Wildlife Code, Chapter 26, Protection of Public Parks and Recreational Lands; Find That No Feasible or Prudent Alternatives Exist for the Subsurface Use of Glenwood Park, Located at 900 S. Riverside Drive, East and South of the Terminus of Humbolt Street and Terrell Avenue, South of Leuda Street, West of Riverside Drive South, North of Avenue D, West of Terminus of Avenue E, North of the Terminus of Exeter Street;

**(L-15316 Continued)**

Find That the Proposed Use Includes All Reasonable Planning to Minimize Harm to the Parkland and That the Proposed Use Will Have No Impact of the Surface of Parkland as Specified; and Close the Public Hearing and Authorize the City Manager to Approve the Use of the Subsurface of Parkland for the Drilling and the Extraction of Natural Gas.

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

**a. Report of City Staff**

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

**b. Citizen Presentations**

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

**c. Council Action**

Motion: Council Member Hicks made a motion, seconded by Mayor Pro tem Zimmerman that the public hearing be closed and that Mayor and Council Communication No. L-15316 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**E. Planning & Zoning**

**1. M&C PZ-2957 - Consider Institution of the Annexation and Adoption of Ordinance for the Owner-Initiated Annexation of Approximately 3.3 Acres of Land Located North of Avondale-Haslet Road and East of US 287, AX-11-008, 2484 Avondale-Haslet Road. (Continued from a Previous Meeting)**

It appeared that the City Council at its regular meeting on November 15, 2011, continued Mayor and Council Communication No. PZ-2957.

It was the consensus of the City Council that Mayor and Council Communication No. PZ-2957 be continued until the June 12, 2012, Council 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.

The recommendation was that the City Council Authorize the Transfer of \$547,270.00 From the Water and Sewer Fund in the Amounts of \$224,605.00 to the Water Capital Projects Fund and \$322,665.00 to the Sewer Capital Projects Fund; Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Sewer Capital Projects Fund, From Available Funds, for the Purpose of Funding Pavement Reconstruction, Water and Sanitary Sewer Main Replacement on Templeton Drive, Wingate Street, 5th Street to University Drive, and Wimberley Street to Carroll Street Along With Deteriorated Water and Sewer Lines Replacement as Specified; Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Sewer Capital Projects Fund, From Available Funds, for the Purpose of Funding the Pavement Reconstruction; and Authorize the Execution of a Contract With Reliable Paving, Inc., in the Amount of \$1,108,337.45 for the Reconstruction.

Motion: Council Member Burns made a motion, seconded by Council Member Scarth that Mayor and Council Communication No. C-25419 be approved and Appropriation Ordinance Nos. 20059-01-2012 and 20060-01-2012 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

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.

It was the consensus of the City Council that Mayor and Council Communication No. C-25420 be continued until the January 31, 2012, Council meeting.

XVI. ZONING HEARING

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

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

It appeared that the City Council at its regular meeting on November 15, 2011, continued Zoning Docket No. ZC-11-043.

Motion: Council Member Shingleton made a motion, seconded by Council Member Jordan that Zoning Docket No. ZC-11-043 be continued until the June 12, 2012, Council meeting. The motion carried unanimously nine (9) ayes to zero (0) nays.

**2. 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.

Motion: Council Member Espino made a motion, seconded by Mayor Pro tem Zimmerman that Zoning Docket No. ZC-11-101 be continued until the February 7, 2012, Council meeting. The motion carried unanimously nine (9) ayes to zero (0) nays.

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

It appeared that the City Council at its regular meeting on January 10, 2012, continued Zoning Docket No. ZC-11-121.

Mr. R. Cortez, 3703 North Commerce Street, completed a speaker card in opposition to Zoning Docket No. ZC-11-121 and was recognized by Mayor Price, but was not present in the Council chamber.

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton that Zoning Docket No. ZC-11-121 be continued until the February 7, 2012, Council meeting. The motion carried unanimously nine (9) ayes to zero (0) nays.

It appeared to the City Council that the Notice of Special Hearing set today as the date for the hearing in connection with recommended changes and amendments to Zoning Ordinance No. 13896 and that notice of the hearing had been given by publication in the *Fort Worth Star-Telegram*, the official newspaper of the City of Fort Worth, on December 30, 2011.

**4. ZC-12-001 - 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)**

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman that Zoning Docket No. ZC-12-001 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

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

ORDINANCE NO. 20061-01-2012

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.

**XVII. CITIZEN PRESENTATIONS**

The following individuals appeared before Council relative to lighting in the Hillside neighborhood and stated that more lights were needed in the area because the streets were too dark. They further stated that they did not feel safe in their neighborhoods and neither did

**(XVII. CITIZEN PRESENTATIONS Continued)**

visitors that would come to their homes. They added that the lights that were along the street were old wooden poles that were leaning and they needed to be replaced and there were also newer wooden poles that had been installed but did not have a light attached to them.

Ms. Mary Blakemore, 1306 Illinois Avenue

Ms. Marjorie Crenshaw, P.O. Box 3035

Ms. Linda Fisher, 1064 East Magnolia Avenue (Displayed photographs)

Council Member Hicks stated that she had sent an email to Mr. Doug Wiersig, Director, Transportation and Public Works Department, in the Fall of 2011 regarding this issue and he advised that 43 new lights had been installed in the new and improved Hillside Neighborhood in the last year. She further stated that historic lights had been installed in the Terrell Heights and Morningside neighborhoods and that type of lighting had to be installed because they were historic neighborhoods. She added that she shared the same concerns as these citizens and pointed out that she lived near Ms. Blakemore.

Mayor Price referred the citizens to Mr. Wiersig to address their concerns.

**XIX. ADJOURNMENT**

There being no further business, Mayor Price adjourned the regular meeting at 10:46 a.m.

**No Documents for this Section**

**To the Mayor and Members of the City Council****January 31, 2012**

Page 1 of 1

**SUBJECT: PROPOSED TELECOMMUNICATION ORDINANCE AMENDMENTS**

The purpose of this report is to provide information on proposed amendments to the telecommunications ordinance which is part of the Zoning Ordinance. The purpose of the amendments is to improve process efficiency and ordinance clarity.

The primary amendment would provide for administrative review and approval of antennas and stealth tower designs that are consistent with the standards. Applicants are currently required to obtain approval from the Urban Design Commission at a public hearing.

Additional amendments would accomplish the following:

- Revise application submission requirements
  - Submit visual study from two points of view instead of five
  - Remove notification requirement for future co-located antennas
- Transfer design review from the Urban Design Commission to the Board of Adjustment, where variances are also heard.

These amendments will reduce review time for applicants. The Board of Adjustment will continue to review new towers that require a special exception or variance.

The Board of Adjustment, Urban Design Commission, and Zoning Commission have received briefings on the proposed changes. The public hearings for the text amendments would be held as follows:

- Zoning Commission: February 8
- City Council: March 6

Should you have any questions, please contact Dana Burghdoff, Planning and Development Department Deputy Director, at 817-392-8018.

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

**To the Mayor and Members of the City Council****January 31, 2012**

Page 1 of 1

**SUBJECT: FORT WORTH POLICE DEPARTMENT IMPLEMENTS NEW ELECTRONIC ACCIDENT SOFTWARE**

The Fort Worth Police Department has purchased Report Beam software to allow officers to electronically complete traffic accident reports. The data collected will be used to identify areas of the city where there is a higher than average number of accidents and to deploy the appropriate police resources. The new software will also allow citizens to obtain copies of their accident reports more quickly. Prior to Report Beam, the officers completed accident reports manually and sent them via the internal mail system to Police Records. The process would take up to seven (7) working days. The new software will drastically reduce the wait time for citizens needing accident reports.

Phase 1 of the implementation began in December 2011, with officers using the Report Beam software at police facilities. Phase 2 is the installation of the software on the mobile data computers in police vehicles. This will begin in late January or early February 2012. Phase 3, which is anticipated to begin in August 2012, will entail sending accident data electronically to the Texas Department of Transportation.

The Fort Worth Police Department is the second police agency in the State of Texas to use this electronic accident software. It is anticipated that the new software will increase efficiency through the electronic transmission and storage of accident reports.

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

**To the Mayor and Members of the City Council****January 31, 2012**

Page 1 of 1

**SUBJECT: PROPOSED COUNCIL-INITIATED ZONING CHANGES FOR THE BURCHILL NEIGHBORHOOD**

The February 7 City Council agenda will contain an M&C to initiate the zoning process for the Burchill neighborhood. The purpose of the proposed zoning changes is to rezone residential and non-residential property to zoning classifications that reflect the prevailing land use and appropriate land use policies. For your reference, the attached PowerPoint presentation shows the future land use from the 2011 Comprehensive Plan, the current zoning, and the proposed zoning. Council Member Moss, in coordination with Council Member Hicks, would like to initiate rezoning of these areas in response to neighborhood concerns.

An informational meeting for the Burchill neighborhood was held on January 9, 2012, which was attended by area property owners and staff. At this meeting, the property owners expressed support for the proposed zoning changes. No one in opposition has been noted to date. Council Member Moss has received a request from Uplift Education to change the former industrial site at the southeast corner of Avenue J and Beach Street to a school.

Public hearings for the rezoning of these properties would be held by the Zoning Commission on March 14, 2012, and by the City Council on April 3, 2012.

If you have any questions, please contact Dana Burghdoff, Deputy Planning and Development Director, at 817-392-8018.

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

attachment: PowerPoint presentation

# Proposed Council-initiated Zoning Changes for the Burchill Neighborhood



Prepared for the  
City Council

By the  
Planning and Development Department

January 31, 2012

1

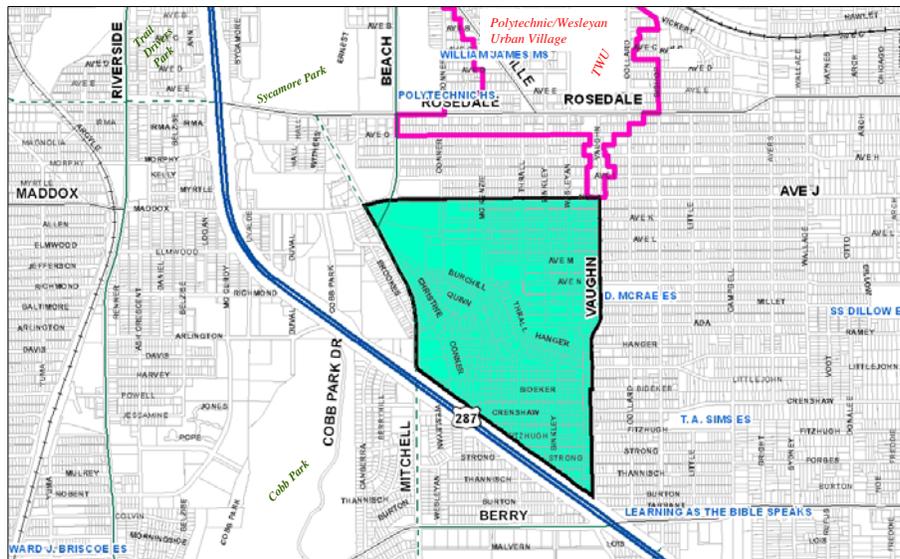
## Purpose

Provide a **briefing** on the proposed Council-initiated rezoning of 186 acres of property from various residential and commercial districts to be in conformance with the Comprehensive Plan.



2

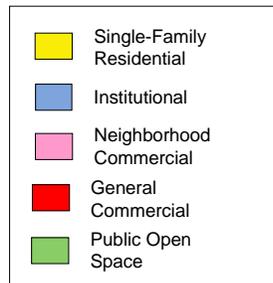
## Where is the proposed rezoning area?



Note: The proposed rezoning area consists of a total of **825** properties.

3

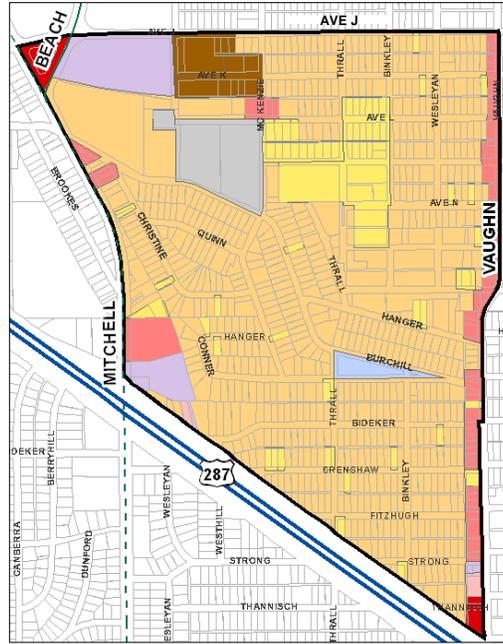
## What future land use is designated in the 2011 Comprehensive Plan?



4

## What is the current zoning?

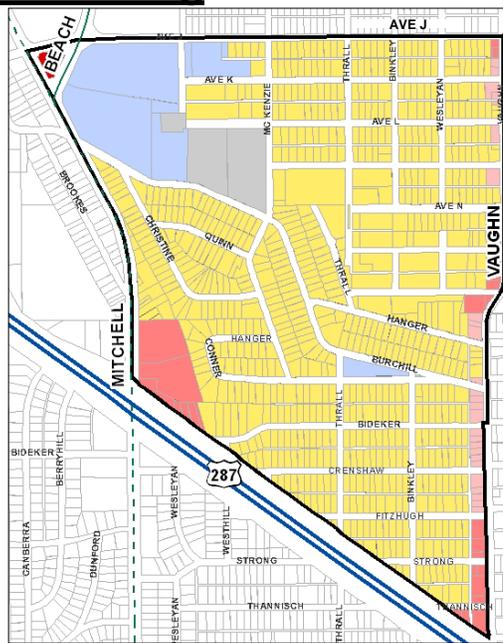
- A-10, A-5: One-Family
- B: Two-Family
- C, D: Multifamily
- CF: Community Facilities
- ER: Neighborhood Commercial Restricted
- E: Neighborhood Commercial
- FR, F: General Commercial
- I: Light Industrial
- PD: Planned Development



5

## What is the proposed zoning?

- A-5: One-Family
- CF: Community Facilities
- ER: Neighborhood Commercial Restricted
- E: Neighborhood Commercial
- FR: General Commercial Restricted
- PD: Planned Development



6

## What is the proposed schedule?

<u>Date</u>	<u>Action</u>
Jan. 9	Residents attend <b>public information meeting</b> and express support for zoning changes.
Jan. 31	<b>City Council</b> receives <b>Informal Report</b> on proposed zoning changes.
Feb. 7	<b>City Council</b> approves <b>M&amp;C</b> authorizing initiation of zoning changes.
Mar. 14	<b>Zoning Commission</b> conducts <b>public hearing</b> and makes recommendations on proposed zoning changes.
Apr. 3	<b>City Council</b> conducts <b>public hearing</b> and approves zoning changes.

**To the Mayor and Members of the City Council****January 31, 2012**

Page 1 of 1

**SUBJECT: PARKING REGULATIONS IN THE ZONING ORDINANCE AND CONSIDERATION OF POTENTIAL AMENDMENTS**

The purpose of this Informal Report is to respond to the City Council's recent request for information concerning the City's current parking regulations and potential amendments to update the regulations.

The parking regulations were last reviewed by a Commercial Zoning Task Force established by the Zoning Commission in 2006, as part of a larger project to review appropriate uses and development standards in commercial zoning classifications. The review also included reconsideration of some commercial uses as neighborhood or general commercial that resulted in an August 2006 amendment to the nonresidential land use chart to reclassify certain uses (Ordinance No. 17093).

One of the outcomes of the Task Force was the determination that a minimum parking requirement was not necessary for nonresidential uses that would not affect residential areas. Commercial business operators explained that the market would determine the parking need. They felt that each individual business owner/operator would be sensitive to their customers' needs and ensure that customers can get to their business.

The Task Force recommended a minimum parking standard for those commercial areas near residential areas. Ordinance No. 17024, approved in June 2006, requires that any nonresidential use within 250 feet of one or two-family zoned property provide parking spaces based on the ratio in the Zoning Ordinance for the use. The intent was to ensure that the business operator provide all of the parking needed for the customers without any spill over or usage of residential streets for business parking. A maximum number of parking spaces is applied citywide based on each use to avoid over-parking, with additional tree planting required to mitigate extra spaces.

After a review of the parking standards by staff, a few potential amendments have been identified:

1. Remove required parking when an adjacent one or two-family residential district does not and will not include residential uses (e.g. the Trinity River, parks, utility and drainage easements, railroads, etc.).
2. Add standards for parking for gathering facilities with no permanent seating, e.g. bars and community halls. These uses typically generate large parking demands that the current standards do not address.
3. Add standards for parking for automatic car washes that are not full service. New technology allows car washes and drying to be computer-driven with self-service vacuums, which require minimal staffing.

Staff will pursue any or all of these potential amendments if requested by the City Council.

If you have any questions, please contact Randle Harwood, Planning and Development Director.

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

**To the Mayor and Members of the City Council****January 31, 2012**

Page 1 of 1

**SUBJECT: GRANT APPLICATION FOR TRAILHEAD IMPROVEMENTS AT TRINITY PARK**

The purpose of this Informal Report is to outline the process for application of a Texas Parks and Wildlife Department Recreation Trails Grant. This grant program is federally funded and provides funding for the construction of new trails, development of trailheads, improving existing trails and acquisition of trail corridors. Applicants are required to provide a match of at least 20% of the requested grant amount. The application deadline for this grant program is Wednesday, February 1, 2012 and the grant application must include a resolution from the local governing body documenting its authorization to apply for the grant.

The Parks and Community Services Department is proposing to submit a grant application for the development of a trailhead on the east bank of the Trinity River adjacent to Forest Park Boulevard in Trinity Park. This trailhead would be located immediately east of the Phyllis Tilley Memorial Bridge currently under construction. The proposed trailhead consists of 12 parking spaces, a picnic pavilion, a portable restroom enclosure, benches, bike racks and a drinking fountain. The estimated cost of these improvements is \$215,000. The local match consists of donations from the Rotary Club (\$100,000) and Streams and Valleys, Inc. (\$10,000).

If the City is awarded the grant, staff will bring forward an M&C to authorize acceptance of the grant funds, authorize execution of any required grant agreements and authorize acceptance of the local match donations from the Rotary Club and Streams and Valleys, Inc.

The grant application requires a statement certifying that the application has been authorized. Therefore, a resolution authorizing staff to apply for the grant is included on the January 31, 2012 City Council Meeting agenda. Should you have any questions regarding this matter please contact Richard Zavala, Parks and Community Services Director.

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

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

**January 31, 2012**

Page 1 of 2



**SUBJECT: PROJECTS APPLYING FOR LOW INCOME HOUSING TAX CREDITS**

On October 5, 2011, the City issued a Request for Proposals (RFP 11-0358) to award up to \$2,000,000 of funds consisting of HOME Investment Partnerships Program Grant (HOME) funds for the 2012-2013 program year and other available City funds. On December 13, 2011, HOME funds were awarded to two projects, the Fort Worth Housing Authority’s Hunter Plaza and the YWCA’s Permanent Supportive Housing project. The YWCA informed the City in January that they are not able to move forward with their project and City funding this year. Therefore, due to available funding and funding requests from developers applying with the State for Low Income Housing Tax Credits (LIHTC), the Housing and Economic Development Department issued a second RFP in January.

On January 20, 2012, six proposals were submitted for consideration. Proposals were evaluated on experience with LIHTC projects; proximity to retail, schools, and transit; and total private investment in the project. Staff is recommending support for three of the projects listed below:

<b>Project Name</b>	<b>Council District</b>	<b>RFP Score</b>	<b>No. of Units</b>	<b>Total Dev. Costs</b>	<b>Total City Funds Requested</b>	<b>Rec. Funding Amount</b>
Miller Valentine Group The Reserve at Western Center Western Center Blvd. & Blue Mound Road, Fort Worth, Texas 76131	2	63/76	184	\$23,500,000	\$368,000	\$368,000
Sphinx Development Corporation Harmon Villas 9592 Harmon Road, Fort Worth, Texas 76177	2	58/76	150	\$19,801,920	\$300,000	\$300,000
Carleton Development NE 28 <sup>th</sup> Street & Kimbo Road, Fort Worth, Texas 76111	4	58/76	136	\$17,717,820	\$1,200,000	\$272,000
NRP Group, LLC Woodhaven Senior 1050 Woodhaven Blvd. Fort Worth, Texas 76112	4	53/76	120	\$14,578,040	\$250,000	\$0
NuRock Companies Hilton Annex 815 Commerce Street, Fort Worth, Texas 76102	9	40/76	104	\$17,000,000	\$2,000,000	\$0
Pilot Properties Amberwood Apartment Complex 800 Hamsted Street, Fort Worth, Texas 76115	9	23/76	52	\$750,000	\$250,000	\$0

**To the Mayor and Members of the City Council****January 31, 2012**

Page 2 of 2

**SUBJECT: PROJECTS APPLYING FOR LOW INCOME HOUSING TAX CREDITS**

All of the projects recommended for funding will have units available to individuals and households earning sixty percent or below of the area median income. Typical rents for one, two and three bedroom units range from \$399 to \$1100. In addition, projects recommended for funding will be required to have their letters of support from the community by February 14 in order to be included in the M&C for Council approval. M&Cs for funding recommendations and resolutions of support will be on the February 21, 2012 Council agenda. If you have any questions regarding, please contact Jay Chapa at 817-392-5804.

**Tom Higgins  
City Manager**

**To the Mayor and Members of the City Council****January 31, 2012**

Page 1 of 1

**SUBJECT: ALARM PERMIT FEE**

The purpose of this Informal Report is to respond to the City Council's recent request for information regarding the payment of permit fees for alarm systems by alarm companies.

Chapter 12 "Emergency Reporting Equipment and Procedures" of the City's Code of Ordinances requires a valid alarm permit if a permit holder operates or causes to operate an alarm system and the permit holder desires to receive police response to an alarm site. An annual alarm permit fee of fifty dollars (\$50.00) and a completed application are required for each alarm site.

State statute and City ordinance do not prohibit alarm companies from paying annual alarm permit fees on behalf of their service recipients. The regulations provide for the payment of an annual alarm permit fee, but they do not require that fee be paid by a specific party. Some alarm companies submit the permit applications and pay the annual alarm permit fees for their service recipients. We have found that some of the companies that pay the fees are reimbursed by their clients, while others pay it as a bonus or as part of a service package for their customers. Irrespective of the payment scheme between the alarm companies and their clients, the City does not prohibit nor require that the annual alarm permit fee be paid by the alarm companies on behalf of their clients.

Should the City Council have any questions or concerns about this information, please contact Randle Harwood, Director of Planning and Development at 817-392-6101.

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

**No Documents for this Section**

# A Resolution

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

## **A RESOLUTION OF THE CITY OF FORT WORTH, TEXAS AUTHORIZING APPLICATION FOR A RECREATIONAL TRAILS GRANT FOR TRAILHEAD IMPROVEMENTS AT TRINITY PARK, AND ASSURING THAT THE LOCAL MATCH FUNDS WILL BE AVAILABLE**

**WHEREAS**, the Texas Parks and Wildlife Department administers the National Recreational Trail Fund in Texas under the approval of the Federal Highway Administration for the purpose of constructing new recreational trails, improving/maintaining existing trails, developing/improving trailhead or trailside facilities, and acquiring trail corridors;

**WHEREAS**, the staff has identified trailhead improvement at Trinity Park as a potential grant project and received commitments from the private sector to provide the local match; and

**WHEREAS**, the City Council has determined that it is advantageous to apply for this grant,

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

SECTION 1: That the City of Fort Worth hereby authorizes and directs the Parks and Community Services Department to apply for a Recreational Trails grant for construction of trailhead improvements at Trinity Park; and

SECTION 2: That the City of Fort Worth shall ensure that the local match is provided; and

SECTION 3: That this resolution shall take effect immediately from and after its passage.

Adopted this \_\_\_\_\_ day of \_\_\_\_\_ 2012.

ATTEST:

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

Mary Kayser, City Secretary



**No Documents for this Section**

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

**DATE:** Tuesday, January 31, 2012

**LOG NAME:**

**REFERENCE NO.:** \*\*OCS-1839

**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 25, 2011.

**Attachment**

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

Marty Hendrix (6152)

**Originating Department Head:**

Marty Hendrix (6152)

**Additional Information Contact:**

Lena Ellis (8517)  
Nancy McKenzie (7744)

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# CITY COUNCIL MEETING

Tuesday, January 31, 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
AT&T	1/19/2012	10/6/2011	F4747 Mark IV Parkway	Property Damage	Street light power damaged cable.	TPW	No	No
Karen Petty	1/20/2012	1/17/2012	1511 11th Ave	Auto Damage	Security gate lever fell on vehicle.	Water	No	No
John Rogers Jr	1/20/2012	12/29/2011	3821 Summercrest	Property Damage	Large city equipment ran over and cracked curbs at driveway during storm drain work.	TPW	No	No
Oncor Electric	1/23/2012	8/5/2011	4th & Main	Property Damage	Sand and debris in vault from water main break.	Water	Yes	No
Tiffany Villalpando,	1/23/2012	12/26/2009	Watauga TX	Violation of Rights	Wrongul removal of children by Family Services.	Police	No	No
Steven Hicks	1/23/2012	12/17/2011	Keller Hicks/Alta Vista Rd	Auto Damage	Hit pothole.	TPW	Yes	No

**No Documents for this Section**

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