



**SUMMARY OF MEETINGS AND ACTIVITIES
MONDAY, JANUARY 31, 2011, THROUGH FRIDAY, FEBRUARY 4, 2011**

MONDAY, JANUARY 31, 2011

	<u>TIME</u>	<u>LOCATION</u>
NAS Fort Worth, JRB Regional Coordination Committee	1:30 p.m.	River Oaks Community Center 5800 Blackstone, River Oaks 76114

TUESDAY, FEBRUARY 1, 2011

AllianceAirport Authority, Inc.	1:00 p.m.	Pre-Council Chamber
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Housing Finance Corporation (HFC)	Immediately Following the AllianceAirport Authority, Inc., Meeting	Pre-Council Chamber
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Housing and Economic Development Committee	Immediately Following the HFC Meeting	Pre-Council Chamber
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Pre-Council Meeting	3:00 p.m.	Pre-Council Chamber
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City Council Meeting	7:00 p.m.	Council Chamber
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WEDNESDAY, FEBRUARY 2, 2011

Board of Adjustment – Commercial Work Session	9:00 a.m.	Pre-Council Chamber
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Board of Adjustment – Commercial Public Hearing	10:00 a.m.	Council Chamber
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THURSDAY, FEBRUARY 3, 2011

	<u>TIME</u>	<u>LOCATION</u>
Library Advisory Board	12:30 p.m.	Summerglen Branch Library 4205 Basswood Boulevard

FRIDAY, FEBRUARY 4, 2011

NO MEETINGS

<p>This summary is compiled from data furnished to the Office of the City Secretary by 12:00 noon on January 27, 2011, and may not include all meetings to be conducted during the week of January 31, 2011, through February 4, 2011. It is a summary listing only. See individual agendas which are posted in compliance with the Texas Open Meetings Act for detailed information.</p>

**ALLIANCE AIRPORT AUTHORITY, INC.
TUESDAY, FEBRUARY 1, 2011
1:00 P.M.
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

**FORT WORTH HOUSING FINANCE CORPORATION MEETING
TUESDAY, FEBRUARY 1, 2011
(IMMEDIATELY FOLLOWING THE ALLIANCE AIRPORT AUTHORITY, INC. MEETING)
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

**HOUSING AND ECONOMIC DEVELOPMENT COMMITTEE MEETING
TUESDAY, FEBRUARY 1, 2011
(IMMEDIATELY FOLLOWING THE FORT WORTH HOUSING FINANCE
CORPORATION MEETING)
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

**PRE-COUNCIL MEETING
TUESDAY, FEBRUARY 1, 2011
3:00 P.M.
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

1. Report of the City Manager - **Tom Higgins, Interim City Manager**
 - a. Changes to the City Council Agenda
 - b. Upcoming and Recent Events
 - c. Organizational Updates and Employee Recognition(s)
 - d. Informal Reports
 - [IR 9350](#): Enterprise Resource Planning (ERP) Project - Phase I Update
 - [IR 9351](#): Interim Report on Contract for Professional Services for Natural Gas Air Quality Study Final Work Plan with Eastern Research Group, Inc.
 - [IR 9352](#): Proposed Council-Initiated Zoning Changes for the West Handley Area Neighborhood
 - [IR 9353](#): Annexation Service Plan Public Hearings for Certain Properties North of Wall Price Keller Road and East of Alta Vista Road
 - [IR 9354](#): Curfew Ordinance for Minors
2. Questions Concerning Current Agenda Items - **City Council Members**
 - a. Overview of Significant Zoning Items - **Dana Burghdoff, Planning and Development**

3. Responses to Items Continued from a Previous Week
 - a. [RESOLUTION](#) - A Resolution Adopting the City of Fort Worth's 2011 Federal Legislative Program (**Continued from January 25, 2011 by Staff**)
 - b. [M&C G-17140](#) - Conduct a Public Hearing, Adopt a Resolution Designating the Six Points Area as a Neighborhood Empowerment Zone and Adopt an Ordinance Designating the Six Points Area as Neighborhood Empowerment Reinvestment Zone No. 38 (**Continued from December 7, 2010 by Council Member Espino**)
 - c. [M&C L-15128](#) - Authorize the Sale of One Hundred Eighty-One Tax-Foreclosed Properties in Accordance with Section 272.001 of the Texas Local Government Code and Section 34.05 of the Texas Property Tax Code for a Total of \$804,161.33 (**Continued from January 25, 2011 by Staff**)
 - d. ZC-10-150A - (CD 8) - City of Fort Worth Planning & Development Department, 5221 and 5401 E. Lancaster Avenue; from: "F" General Commercial to: "E" Neighborhood Commercial (**Continued from December 7, 2010 by Council Member Burns**)
 - e. ZC-10-180A - (CD 2) – City of Fort Worth Planning and Development, 401 Ridgeview Circle; from: "AG" Agricultural to: "FR" General Commercial Restricted (**Continued from January 4, 2011 by Council Member Espino**)
 - f. ZC-10-183 - City of Fort Worth Planning and Development: Text Amendment, Mixed Use Districts Amendment: An Ordinance amending the Zoning Ordinance of the City of Fort Worth, being Ordinance No. 13896, as amended, codified as Appendix "A" of the Code of the City of Fort Worth to Amend: Articles 9 and 10 related to Residential and Industrial Districts (**Continued from December 7, 2010 by Council Member Burdette**)
4. Discussion of Fort Worth's 2011 Federal Legislative Program - **Shirley Little, Government Relations and Pete Rose, The Franklin Partnership**
5. Presentation on Citizen Survey - **Horatio Porter, Budget**
6. Proposed 2011 Comprehensive Plan and Fiscal Year 2009-2010 Progress and Priorities Report - **Dana Burghdoff, Planning and Development**
7. City Council Requests for Future Agenda Items and/or Reports
8. Executive Session - The City Council may conduct a closed meeting as authorized by Section 551.071 of the Texas Government Code to seek the advice of its attorneys on legal issues regarding any matter listed on today's City Council Agendas

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ATTACHMENT
EXECUTIVE SESSION
(PRE-COUNCIL CHAMBER, CITY HALL)
Tuesday, February 01, 2011

Notice is hereby given that the City Council of the City of Fort Worth will hold a special meeting in the Pre-Council Chamber of the Fort Worth City Hall, 1000 Throckmorton, Fort Worth, Texas, on Tuesday, February 1, 2011 to consider the items on the agenda listed below. The special meeting will be held immediately after the Pre-Council meeting that begins at 3:00 P.M. in the Pre-Council Chamber at City Hall and before the regular City Council meeting that begins at 7:00 P.M. in the Council Chamber at City Hall.

I CALL TO ORDER

II. EXECUTIVE SESSION

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

1. Seek the advice of its attorneys concerning the following pending or contemplated litigation or other matters that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules and as authorized by Section 551.071 of the Texas Government Code:

- a. City of Fort Worth v. 6000 Boca Raton Blvd, Fort Worth, Texas (In Rem), Bryan Ray Humphreys, John Baker, Madera Castaneda and Alma Campos; Cause No.07-055387-1; and
- b. City of Fort Worth v. 2901 Ave. H, Fort Worth, Texas (In Rem) and Julia Fay Shed; Cause No. 236-236576-09; and
- c. Cynthia Lopez and Al Lopez, and Jody Jones as Next Friend of Jasmyne-Maree Sina Jones, Ariel Lucille Lopez and Xavier Noah Lopez, Minor Children v. City of Fort Worth, Texas, MedStar, Inc., B.L. Clark #2935 and Taser International, Inc., Cause No. 236-231995-08; and
- d. Legal issues related to four Fort Worth Selective Traffic Enforcement Program (STEP) grants funded by the Texas Department of Transportation (TxDOT); and
- e. Legal issues concerning any item listed on today's City Council meeting agendas; and

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

3. Deliberate economic development negotiations as authorized by Section 551.087 of the Texas Government Code; and

4. Deliberate the deployment, or specific occasions for implementation, of security personnel or devices, in accordance with Section 551.076 of the Texas Government Code.

III. ADJOURN

**CITY COUNCIL AGENDA
FOR THE MEETING AT 7:00 P.M. TUESDAY, FEBRUARY 01, 2011
CITY COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

- I. CALL TO ORDER**

- II. INVOCATION** - Pastor Stephen Bailey, Fortress Youth Development Center

- III. PLEDGE OF ALLEGIANCE**

- IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF JANUARY 25, 2011**

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

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

- VII. CONSENT AGENDA**

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

A. General - Consent Items

- 1. [M&C G-17192](#) - Adopt Appropriation Ordinance in the Amount of \$50,000.00 from the Cable Communication Office's Public Education and Governmental Funds to Fund Capital Expenses Related to City Cable Facilities
- 2. [M&C G-17193](#) - Adopt Ordinance Suspending the Effectiveness of New Rates Proposed by Oncor Electric Delivery Company, LLC, and Authorize the Retention of Consultants to Evaluate the Proposed Rates
- 3. [M&C G-17194](#) - Authorize Temporary Closure of Old Weatherford Road Between Hickory Bend and Chapin Road from February 2, 2011 to May 7, 2011 to Facilitate the Installation of a Fifty Four Inch Pipeline to Provide Raw Water to the New Westside Water Treatment Plant (COUNCIL DISTRICT 7)
- 4. [M&C G-17195](#) - Authorize Acceptance of a Revised Awarded Grant

Amount of \$366,947.00 with the Texas Department of Transportation for Preliminary Engineering and Construction of Safe Routes to School Project Improvements, in the Keller School District, Adopt Supplemental Appropriation Ordinance, and Adopt Resolution Authorizing the Execution of a Local Project Advance Funding Agreement in the Amount of \$366,947.00 (COUNCIL DISTRICT 4)

B. Purchase of Equipment, Materials, and Services - Consent Items - None

C. Land - Consent Items

1. [M&C L-15138](#) - Authorize Fee Acquisition of 0.024 Acres for Right-of-Way, Located at 708 Edgewood Terrace South from Enrique Acevedo and Maria Hernandez for a Total of \$1,695.00 and Pay the Estimated Closing Costs Up to \$1,500.00 for the Avenue M, Edgewood Terrace South and Valley Vista Drive Pavement Reconstruction Project 5B (COUNCIL DISTRICT 8)
2. [M&C L-15139](#) - Authorize Acquisition of 0.206 Acres of Land for a Permanent Sanitary Sewer Easement Located at 6295 Randol Mill Road from Focus 2000 Ltd., for the Amount of \$145,000.00 and Pay Estimated Closing Costs Up to \$6,000.00 (COUNCIL DISTRICT 4)

D. Planning & Zoning - Consent Items - None

E. Award of Contract - Consent Items

1. [M&C C-24721](#) - Authorize Acceptance of Up to \$300,000.00 of Targeted Low Income Weatherization Program Funds from Frontier Associates, LLC, Administrator for Oncor Electric Delivery Company, LLC, Authorize Related Contracts and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
2. [M&C C-24722](#) - Authorize Execution of Amendment No. 1 to City Secretary Contract No. 36633, Economic Development Program Agreement with Carlyle/Cypress West Seventh, LP, for the Mixed-Use Development at West Seventh Street and University Drive to Allow Collateral Assignments (COUNCIL DISTRICT 9)

3. [M&C C-24723](#) - Authorize Engineering Agreement in the Amount of \$49,455.00 with Stream Water Group, Inc., for the Verna Trail Drainage Improvements Project (COUNCIL DISTRICT 7)
4. [M&C C-24724](#) - Authorize the City Manager to Sign a Notice of Quiet Zone Establishment Certification for the Creation of the Hemphill West Quiet Zone that Includes Burlington Northern Santa Fe Railway Company Crossings at Lipscomb Street, Capps Avenue, Hemphill Street and Page Street and Authorize the City Manager to Enter Into an Agreement with Burlington Northern Santa Fe Railway Company for Railroad Signal Upgrades in the Amount of \$382,618.00 (COUNCIL DISTRICT 9)
5. [M&C C-24725](#) - Authorize Execution of an Engineering Agreement in the Amount of \$145,889.00 with Hamilton Civil Engineering for Water and Sanitary Sewer Replacement Contract 2010, STM-C on College Avenue, Travis Avenue, West Anthony Street, South Henderson Street, James Avenue and Adopt Appropriation Ordinance (COUNCIL DISTRICT 9)
6. [M&C C-24726](#) - Authorize Change Order No. 4 in the Amount of \$475,525.00 to City Secretary Contract No. 39679 with S.J. Louis Construction of Texas, Ltd., for Water and Sanitary Sewer Improvements on Edwards Ranch Road, Phase III and Clearfork Main Street and Adopt Appropriation Ordinance (COUNCIL DISTRICT 3)

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. OCS - 1801 - 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 Adopting the City of Fort Worth's 2011 Federal Legislative Program (**Continued from January 25, 2011**)

XIV. REPORT OF THE CITY MANAGER

A. Benefit Hearing - None

B. General

1. [M&C G-17140](#) - Conduct Public Hearing, Adopt a Resolution Designating the Six Points Area as a Neighborhood Empowerment Zone and Adopt Ordinance Designating the Six Points Area as Neighborhood Empowerment Reinvestment Zone No. 38 (COUNCIL DISTRICTS 2 and 4) (**Continued from a Previous Meeting**) (**PUBLIC HEARING**)
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action
2. [M&C G-17196](#) - Approve Applications for Partial Approval of the Historic Site Tax Exemption for 1315 South Lake Street, 1030 Elizabeth Boulevard, 1028 Hawthorne Avenue, 1409 Henderson Street, 2215 Edwin Street, 1514 Fairmount Avenue, 2314 Willing Avenue, 1922 Sixth Avenue and 2008 Hemphill Street (COUNCIL DISTRICTS 8 and 9)
3. [M&C G-17197](#) - Approve Verification of Historic Site Tax Exemptions for 1030 Elizabeth Boulevard, 1028 Hawthorne Avenue, 1001 West Magnolia Avenue and 1329 Alston Avenue (COUNCIL DISTRICT 9)
4. [M&C G-17198](#) - Adopt Resolution Expressing Official Intent to Reimburse Costs of Acquiring Approximately \$340,000.00 of Golf Course Maintenance Equipment and Approximately \$4,400,000.00 of Fire Equipment and Vehicles
5. [M&C G-17199](#) - Authorize Acceptance of a Donation from the Estate of Enid Lisle Neal for the Fort Worth Police Department Mounted Unit
6. [M&C G-17200](#) - Adopt Ordinance Revising the Lake Worth Use Fees

and Amending Section 18-4, Chapter 18, Lake Worth of the City Code and Authorize the City Manager to Execute Agreements with Outside Businesses and Entities for the Selling of Boat Stickers Required Under this Ordinance (COUNCIL DISTRICT 7)

7. [M&C G-17201](#) - Adopt Ordinance Creating Article VIII, Reclaimed Water to Chapter 35, Water and Sewers in the City Code
8. [M&C G-17202](#) - Review the City's Curfew Ordinance for Minors and Its Effects on the Community and on Problems the Ordinance was Intended to Remedy, Conduct Public Hearings on the Need to Continue the Curfew Ordinance for Minors and Adopt Ordinance Amending Section 23-19 of City Code, Curfew Hours for Minors to Extend the Curfew for an Additional Three Years (**PUBLIC HEARING**)
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action

C. Purchase of Equipment, Materials, and Services

1. [M&C P-11196](#) - Authorize Rejection of All Proposals Received for Information Technology Outsourcing

D. Land

1. [M&C L-15128](#) - Authorize the Sale of One Hundred Eighty-One Tax-Foreclosed Properties in Accordance with Section 272.001 of the Texas Local Government Code and Section 34.05 of the Texas Property Tax Code for a Total of \$804,161.33 (COUNCIL DISTRICT 2, 3, 4, 5, 7, 8 and 9) (**Continued from a Previous Meeting**)

E. Planning & Zoning - None

F. Award of Contract

1. [M&C C-24727](#) - Authorize Execution of a Public Right-of-Way Use Agreement Granting Barnett Gathering, LP, a License to Construct and Operate a Natural Gas Gathering Pipeline Across Ten Mile Bridge Road, West of Boat Club Road and Across Hodgkins Road, South of Ten Mile Bridge Road for a One-

Time License Fee of \$6,638.50 (COUNCIL DISTRICT 7)

2. [M&C C-24728](#) - Authorize Contract with N.G. Painting, L.P., in the Amount of \$1,195,100.00 for Repainting of Interior and Exterior of Randol Mill 5.0 MG Ground Storage Tank Located at 6401 Bridge Street and Minor Exterior Repairs with Touchup Paint to Como 5.0 MG Ground Storage Tank Located at 5820 Blackmore Avenue (COUNCIL DISTRICTS 4 and 7)

XV. ZONING HEARING

1. **Zoning Docket No. ZC-10-150A - (CD 8)** - City of Fort Worth Planning & Development, 5221 & 5401 East Lancaster Avenue; from: "F" General Commercial to: "E" Neighborhood Commercial (**Recommended for Approval**)(**Continued from a Previous Meeting**)
2. **Zoning Docket No. ZC-10-180A - (CD 2)** - City of Fort Worth Planning & Development, 401 Ridgeview Circle; from: "AG" Agricultural to: "FR" General Commercial Restricted (**Recommended for Approval**) (**Continued from a Previous Meeting**)
3. **Zoning Docket No. ZC-10-183 - (CD-ALL)** - City of Fort Worth Planning and Development: Text Amendment, Mixed Use Districts Amendment: An Ordinance amending the Zoning Ordinance of the City of Fort Worth, being Ordinance No. 13896, as amended, codified as Appendix "A" of the Code of the City of Fort Worth to Amend:
 - **ZC-10-183A.** Article 9 “Residential Districts”, of Chapter 4, “District Regulations” to amend a Mixed-Use Zoning District, Section 4.902, “Low Intensity Mixed-Use” (MU-1) District and establish Development Standards for the district; amending Chapter 9 to add definitions related to Low Intensity Mixed-Use District(MU1);
 - **ZC-10-183B.** Article 9 “Residential Districts”, of Chapter 4, “District Regulations” to amend a Mixed-Use Zoning District, Section 4.903, “Low Intensity Greenfield Mixed-Use” (MU-1G) District and establish Development Standards for the District; Amending Chapter 9 to add definitions related to Low Intensity Greenfield Mixed-Use District (MU1-G);
 - **ZC-10-183C.** Article 10 “Industrial Districts”, of Chapter 4, “District Regulations” to amend a Mixed-Use Zoning District, Section 4.1001, “High Intensity Mixed-Use” (MU-2) District and establish Development Standards for the District (MU2);

- **ZC-10-183D.** Article 10 “Industrial Districts”, of Chapter 4, “District Regulations” to amend a Mixed-Use Zoning District, Section 4.1002, “High Intensity Greenfield Mixed-Use” (MU-2G) District and establish Development Standards for the District (MU2-G);

(Recommended for Approval) (Continued from a Previous Meeting)

4. **Zoning Docket No. ZC-10-186 - (CD 3) -** SAI Business Associates, Inc., 7020 West Vickery Boulevard; from: "E" Neighborhood Commercial to: "PD/E" Planned Development for all uses in "E" Neighborhood Commercial plus mini-warehouse; site plan included. **(Recommended for Approval)**
- 5 **Zoning Docket No. ZC-10-190 - (CD 2, CD 4) -** City of Fort Worth Planning & Development: Map & Text Amendment: from: Multiple Zoning Districts to: Add IH 35N Design Standards; An Ordinance Amending the Comprehensive Zoning Ordinance of the City of Fort Worth, being Ordinance Number 13896, codified as Appendix "A" of the Code of the City of Fort Worth (1986) to Amend:
 - Article 12 "Urban Design Districts", of Chapter 4, "District Regulations" to add a new section, Section 4.1300 "I-35W Design ("I35W") Overlay District, providing for Design Standards and Guidelines for New Construction in the I35W Design Overlay District, and;
 - To require a Certificate of Appropriateness for New Construction in the I35W Design Overlay District, and;
 - To provide for Administrative Approval of Certificate of Appropriateness under certain circumstances, and;
 - To provide an Appeal Process.

Link:

<http://www.fortworthgov.org/planninganddevelopment/zoningcommission.aspx>

(Recommended for Approval)

6. **Zoning Docket No. ZC-11-001 - (CD 6) -** Housing Finance Corporation, 5240 Wooten Drive & 5250 Wonder Drive; from: "E" Neighborhood Commercial to: "PD/MU-1" Planned Development for all uses in "MU-1" Low Intensity Mixed Use with a limit to three stories on the western frontage and a limit to two stories on the eastern lot lines as measured at the grade of the adjacent single or two-family residential properties; site plan required. **(Recommended for Approval)**
7. **Zoning Docket No. ZC-11-002 - (CD 2) -** City of Fort Worth Housing & Economic Development, 3601 and 3617 Hardy Street; from "CF" Community Facilities and "ER" Neighborhood Commercial Restricted to: "A-5" One-Family **(Recommended for Approval)**

8. **Zoning Docket No. ZC-11-003 - (CD 9) - A. Atamanczuk, S. A. Wafayee, A. Santiesteban, R. Villavicencio, J & M Villavicencio, A. Jimenez, O. Perez, J & M Luna, B. Czajkowski, 4258 Hemphill Street, 700-734 W. Seminary, 715-731 W. Anthony; from: "B" Two-Family and "E" Neighborhood Commercial to: "PD/E" Planned Development for all uses in "E" Neighborhood Commercial excluding: electric power substations; gas lift compressor stations; gas line compressor stations; stealth telecommunication towers; telecommunication antennas (on structure); swimming pools, commercial; theaters drive-in; clothing/wearing apparel sales, used; parking area or garage, storage commercial or auxiliary; recycling collection facility; gas drilling and production; satellite antennas (dish); storage or display outside; amusement outdoor (temporary); batch plants, concrete or asphalt (temporary); trailers portable sales, construction or storage; vendor, door to door, vendor, food non-potentially hazardous food, vendor, transient non-potentially hazardous food; site plan included. **(Recommended for Approval as Amended and indicated on site plan)****
9. **Zoning Docket No. ZC-11-006 - (CD 2) - City of Fort Worth Planning & Development, Northside Neighborhood Phase 3, Generally bounded by N. Main Street, NW 28th Street, Lincoln Avenue, and NW 20th Street; from: "A-5" One-Family, "B" Two-Family, "B/DD" Two-Family/Demolition Delay, "C" Medium Density Multifamily, "C/HC" Medium Density Multifamily/Historic and Cultural Overlay, "CF" Community Facilities, "ER" Neighborhood Commercial Restricted, "E" Neighborhood Commercial, "E/DD" Neighborhood Commercial/Demolition Delay, "FR" General Commercial Restricted, "F" General Commercial, "I" Light Industrial, "I/HC" Light Industrial/Historical and Cultural Overlay, "I/DD" Light Industrial/Demolition Delay, "J" Medium Industrial, "J/HC" Medium Industrial/Historical and Cultural Overlay, and "PD" Planned Developments 101, 107, 117, and 619 to: "A-5" One-Family, "A-5/HC" One-Family/Historical and Cultural Overlay, "A-5/DD" One-Family/Demolition Delay, "AR" One Family Restricted, "B" Two-Family, "B/DD" Two-Family/Demolition Delay, "UR" Urban Residential, "CF" Community Facilities, "CF/DD" Community Facilities/Demolition Delay, "ER" Neighborhood Commercial Restricted, "E" Neighborhood Commercial, "E/DD" Neighborhood Commercial/Demolition Delay, "MU-1" Low Intensity Mixed-Use, "MU-1/HSE" Low Intensity Mixed-Use/Highly Significant Endangered, "MU-1/HC" Low Intensity Mixed-Use/Historical and Cultural Overlay, "MU-1/DD" Low Intensity Mixed-Use/Demolition Delay, "MU-2" High Intensity Mixed-Use, "MU-2/HC" High Intensity Mixed-Use/Historical and Cultural Overlay, and "MU-2/DD" High Intensity Mixed-Use/Demolition Delay **(Recommended for Approval)****

10. **Zoning Docket No. ZC-11-007 - (CD 2)** - City of Fort Worth Planning & Development, 8500 Ray White Road; from: "C" Medium Density Multifamily to: "A-5" One-Family (**Recommended for Approval**)
11. **Zoning Docket No. ZC-11-008 - (CD 8)** - City of Fort Worth Planning & Development, 1924 Avenue C; from: "B" Two-Family to: "A-5" One-Family (**Recommended for Approval**)
12. **Zoning Docket No. ZC-11-009 - (CD 5)** - City of Fort Worth Planning & Development, 2429 McKenzie Street; from: "B" Two-Family to: "A-5" One-Family (**Recommended for Approval**)
13. **Zoning Docket No. ZC-11-010 - (CD 8)** - City of Fort Worth Planning & Development, 1905 East Vickery Boulevard; from: "I" Light Industrial to: "ER" Neighborhood Commercial Restricted (**Recommended for Approval**)
14. **Zoning Docket No. ZC-11-011 - (CD 5)** - City of Fort Worth Planning & Development, 5409 Parker Henderson Road; from: "MH" Manufactured Housing to: "A-5" One-Family (**Recommended for Approval**)

XVI. CITIZEN PRESENTATIONS

1. Mr. Joe Don Brandon, P. O. Box 1155, My Adopted Homeless Community Member, Maria

XVII. EXECUTIVE SESSION (PRE-COUNCIL CHAMBER)

XVIII. ADJOURNMENT

According to the City Council Rules of Procedures, individual citizen presentations shall be limited to three minutes, and group presentations shall be limited to ten minutes. The Mayor, at his discretion, may reasonably extend these limits.

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ALLIANCEAIRPORT AUTHORITY, INC.

AGENDA

**Tuesday, February 1, 2011
1:00 p.m.**

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

Board of Directors

Jungus Jordan, President
Carter Burdette, Director
Joel Burns, Director

Sal Espino, Vice President
Kathleen Hicks, Director
Mike Moncrief, Director

Frank Moss, Director
Danny Scarth, Director
Zim Zimmerman, Director

Staff Liaison – Susan Alanis, Assistant City Manager

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1. **Call to Order** - Jungus Jordan
 2. **Approval of Minutes from the Meeting held on August 5, 2008** – Jungus Jordan
 3. **Overview of Purpose and Duties of AllianceAirport Authority, Inc.** – Robert Sturns, Economic Development Manager
 4. **Election of President, Vice President, Treasurer, and Secretary** – Robert Sturns, Economic Development Manager
 5. **Adopt a Resolution Authorizing a Natural Gas Lease Agreement for a Portion of the Property Located at the American Airlines Maintenance Facility in North Fort Worth** – Jean Petr, Gas Lease Program Manager, City of Fort Worth, Planning and Development Department
 6. **Executive Session** – AllianceAirport Authority, Inc. will conduct a closed meeting to:
 - A. Seek the advice of its attorneys concerning any current agenda items that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules, as authorized by section 551.071 of the Texas Government Code;
 - B. Discuss the purchase, sale, lease or value of real property, as authorized by Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party; and

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

7. Requests for Future Agenda Items – President

8. Adjourn - President

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FORT WORTH HOUSING FINANCE CORPORATION

AGENDA

Tuesday, February 1, 2011

*Immediately Following the Meeting
of the Alliance Airport Authority, Inc. Scheduled to Begin
at 1:00 P.M.*

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

Board of Directors

Kathleen Hicks, President
Danny Scarth, Vice President
Frank Moss, Secretary

Carter Burdette, Director
Joel Burns, Director
Salvador Espino, Director

Jungus Jordan, Director
Mike Moncrief, Director
Zim Zimmerman, Director

Staff Liaison: Susan Alanis, Assistant City Manager

1. **Call to Order** - Kathleen Hicks, President
2. **Approval of Minutes from the Meeting Held on January 4, 2011** - Kathleen Hicks
3. **Written Reports** – Jay Chapa, Assistant General Manager
 - A. Memo on J.A. Cavile Place Transformation Plan
 - B. Financial Report through December 31, 2010
4. **Executive Session:** The Fort Worth Housing Finance Corporation will conduct a closed meeting to:
 - A. Seek the advice of its attorneys concerning the following items that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules, as authorized by Section 551.071 of the Texas Government Code: (i) legal issues concerning any current agenda item;
 - B. Discuss the purchase, sale, lease or value of real property, as authorized by Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the Corporation in negotiations with a third party; and
 - C. Discuss or deliberate negotiations relating to any economic development negotiations, as authorized by Section 551.087 of the Texas Government Code.

5. **Adopt Resolution Appointing Tom Higgins as General Manager for the Fort Worth Housing Finance Corporation** - Jay Chapa, Assistant General Manager
6. **Requests for Future Agenda Items** - Kathleen Hicks
7. **Adjourn** - Kathleen Hicks

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



CITY OF FORT WORTH
CITY COUNCIL

HOUSING AND ECONOMIC DEVELOPMENT COMMITTEE

AGENDA

Tuesday, February 1, 2011

*Immediately Following the Fort Worth Housing Finance
Corporation Meeting Scheduled to Begin
Immediately Following the 1:00 P.M. Meeting
of the Alliance Airport Authority, Inc.*

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

Housing and Economic Development Committee Members

Jungus Jordan, Chair	Sal Espino, Council Member	Frank Moss, Council Member
Carter Burdette, Vice-Chair	Kathleen Hicks, Council Member	Danny Scarth, Mayor Pro Tem
Joel Burns, Council Member	Mike Moncrief, Mayor	Zim Zimmerman, Council Member

Staff Liaison – Susan Alanis, Assistant City Manager

-
1. **Call to Order** - Jungus Jordan, Chair
 2. **Approval of Minutes from the Meeting held on January 4, 2011** – Chairman Jordan
 3. **Written Reports** – Jay Chapa, Director, Housing and Economic Development Department
 - A. Memo on M/WBE Solicitation Requirements and Ordinance Revision Update
 - B. Memo regarding the Purchase of Tax Foreclosed Lots in the Como Neighborhood for the Lakeside Village Homes Project
 4. **Executive Session** - The Housing and Economic Development Committee will conduct a closed meeting to:

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

5. Presentation Regarding Priority Uses of Community Development Block Grant (CDBG) Fund
– Jay Chapa, Director, Housing and Economic Development Department

6. Presentation Regarding Proposed Changes to the Home Improvement Program – Jay Chapa,
Director, Housing and Economic Development Department

7. Requests for Future Agenda Items – Chairman Jordan

8. Date of Next Regular Meeting: March 1, 2011- Chairman Jordan

9. Adjourn - Chairman Jordan

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Updated January 27, 2011

City of Fort Worth
City Council Pre-Council Agenda Calendar

February 1, 2011 **Monthly Zoning Meeting**

***1:00 p.m. Alliance Airport Authority, Inc.
Housing Finance Corporation
(Immediately following the AAA, Inc.)
Housing and Economic Development Committee
(Immediately following the HFC)
3:00 p.m. Pre-Council Meeting***

Continued Items:

- **RESOLUTION** - A Resolution Adopting the City of Fort Worth's 2011 Federal Legislative Program (**Continued from January 25, 2011 by Staff**)
- **M&C G-17140** - Conduct a Public Hearing, Adopt a Resolution Designating the Six Points Area as a Neighborhood Empowerment Zone and Adopt an Ordinance Designating the Six Points Area as Neighborhood Empowerment Reinvestment Zone No. 38 (**Continued from December 7, 2010 by Council Member Espino**)
- **M&C L-15128** - Authorize the Sale of One Hundred Eighty-One Tax-Foreclosed Properties in Accordance with Section 272.001 of the Texas Local Government Code and Section 34.05 of the Texas Property Tax Code for a Total of \$804,161.33 (**Continued from January 25, 2011 by Staff**)
- **ZC-10-150A** - City of Fort Worth Planning & Development Department, Central Meadowbrook Neighborhood, Phase 2, 5221 and 5401 E. Lancaster Avenue; from: "F" General Commercial to: "E" Neighborhood Commercial (**Continued from December 7, 2010 by Council Member Burns**)
- **ZC-10-180** – City of Fort Worth Planning & Development, 401 Ridgeview Circle; from: Unzoned to: "FR" General Commercial Restricted (**Continued from January 4, 2011 by Council Member Espino**)
- **ZC-10-183** - City of Fort Worth Planning and Development: Text Amendment, Mixed Use Districts Amendment: An Ordinance amending the Zoning Ordinance of the City of Fort Worth, being Ordinance No. 13896, as amended, codified as Appendix "A" of the Code of the City of Fort Worth to Amend: Articles 9 and 10 related to Residential and Industrial Districts (**Continued from December 7, 2010 by Council Member Burdette**)
- o Discussion of Fort Worth's 2011 Federal Legislative Program [*Shirley Little, Government Relations and Pete Rose, The Franklin Partnership*]
- o Presentation on Citizen Survey [*Horatio Porter, Budget Manager*]
- o Proposed 2011 Comprehensive Plan and FY2009-FY2010 Progress and Priorities Report [*Dana Burghdoff, Planning and Development*]



Updated January 27, 2011

City of Fort Worth
City Council Pre-Council Agenda Calendar

February 8, 2011

11:00 a.m. Legislative and Intergovernmental Affairs Committee (cancelled)
1:00 p.m. Infrastructure & Transportation Committee
3:00 p.m. Pre-Council Meeting

February 15, 2011

8:30 a.m. Pre-Council Meeting
2:00 p.m. Ethics Committee Hearing (Pre-Council Chamber)

- o Update on AllianceTexas Economic Development [*Susan Alanis, City Manager's Office and Mike Berry, Alliance Airport*]
- o Briefing on the Interim Report on the Natural Gas Air Quality Study [*Michael Gange, Transportation and Public Works*]
- o FY2011 Budget Update [*Horatio Porter, Budget Manager*]

February 22, 2011

8:30 a.m. Pre-Council Meeting (cancelled)
7:00 p.m. Fort Worth Crime Control and Prevention District Board of Directors Meeting (Pre-Council Chamber) (cancelled)

February 24, 2011 (Thursday)

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

March 1, 2011 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



Updated January 27, 2011

City of Fort Worth
City Council Pre-Council Agenda Calendar

March 2, 2011

Tarrant County Days (Austin, TX)

March 3, 2011

Tarrant County Days (Austin, TX)

March 8, 2011

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

March 15, 2011

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

March 22, 2011

8:30 a.m. Pre-Council Meeting

Continued Items:

- **ZC-10-094** - Commercial Metals Company, 2400 NE 36th Street; from: "K" Heavy Industrial to: "PD/K" Planned Development for all uses in "K" Heavy Industrial plus metal recycling facility; site plan included (**Continued from November 9, 2010 by Council Member Espino**)
- o Pension Update [*Karen Montgomery, City Manager's Office*]



Updated January 27, 2011

City of Fort Worth
City Council Pre-Council Agenda Calendar

March 24, 2011 *(Thursday)*

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

March 29, 2011

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

April 5, 2011 **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

April 12, 2011

1:00 p.m. Infrastructure & Transportation Committee

3:00 p.m. Pre-Council Meeting

April 19, 2011

8:30 a.m. Pre-Council Meeting

April 26, 2011

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

April 28, 2011 *(Thursday)*

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

**CITY OF FORT WORTH, TEXAS
REGULAR CITY COUNCIL MEETING
JANUARY 25, 2011**

Present

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

Staff Present

Tom Higgins, Interim City Manager
David Yett, City Attorney
Marty Hendrix, City Secretary

I. CALL TO ORDER

With a quorum of the City Council Members present, Mayor Moncrief called the regular session of the Fort Worth City Council to order at 10:09 a.m., on Tuesday, January 25, 2011, in the City Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102.

II. INVOCATION - Pastor Valerie Kitchens, Earth Changers International Ministries

The invocation was provided by Pastor Valerie Kitchens, Earth Changers International Ministries.

III. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF JANUARY 4, 2011

Motion: Council Member Zimmerman made a motion, seconded by Council Member Hicks, that the minutes of the regular meeting of January 4, 2011, be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

V. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

Interim City Manager Higgins requested that Mayor and Council Communication No. L-15128 be withdrawn from the Consent Agenda.

VI. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

Interim City Manager Higgins requested that Mayor and Council Communication No. L-15128 and Item XIII, Resolution Number 1, Adopting the City of Fort Worth's 2011 Federal Legislative Program, be continued until the February 1, 2011, Council meeting.

VII. CONSENT AGENDA

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

A. General - Consent Items

1. M&C G-17176 - Authorize Payment of Arbitrage Rebate in an Amount Not to Exceed \$75,000.00 for Water and Sewer System Subordinate Lien Revenue Bonds, Series 2005A and 2005B and Adopt Supplemental Appropriation Ordinance.

The City Council approved the following recommendation: Authorize Payment to the United States Treasury for Arbitrage Rebate in an Amount Not to Exceed \$75,000.00; and Adopt Supplemental Appropriation Ordinance No. 19517-01-2011 Increasing the Estimated Receipts and Appropriations in the State Revolving Debt Service Fund in the Amount of \$75,000.00 and Decreasing the Unaudited, Unreserved, Undesignated Fund Balance by the Same Amount for the Purpose of Funding the Arbitrage Rebate for Water and Sewer System Subordinate Lien Revenue Bonds, Series 2005A and 2005B.

2. M&C G-17177 - Approve Findings of the Ground Transportation Coordinator Regarding Application of a Black Car Transport Services, L.L.C., to Operate Two Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority.

The City Council approved the following recommendation: Consider and Adopt the Following Findings of the Ground Transportation Coordinator: the Public Necessity and Convenience Require the Operation of Two (2) Limousines Upon the City Streets, Alleys and Thoroughfares; A Black Car Transport Services, L.L.C., is Qualified and Financially Able to Conduct a Limousine Service Within the City; A Black Car Transport Services, L.L.C., has Complied With the Requirements of Chapter 34 of the City Code; A Black Car Transport Services, L.L.C., Presented Facts in Support of Compelling Demand and Necessity for Two (2) Limousines; the General Welfare of the Citizens of the City Will Best be Served by the Addition of Two (2) Limousines Upon City Streets, Alleys and Thoroughfares; and Adopting Ordinance No. 19518-01-2011 Granting the Privilege of Operating Authority to A Black Car Transport Services, L.L.C., for the Use of the Streets, Alleys, and Public Thoroughfares of the City

(VII. CONSENT AGENDA Continued)

(G-17177 Continued)

in the Conduct of its Limousine Business, Which Shall Consist of the Operation of Two (2) Limousines, for a Three (3) Year Period Beginning on the Effective Date; Specifying the Terms and Conditions of the Grant; and Providing for Written Acceptance by A Black Car Transport Services, L.L.C., Subject to and Conditioned on A Black Car Transport Services, L.L.C., Complying With All Requirements of Chapter 34, Article VI, of the Code of the City of Fort Worth (1986), as Amended.

3.M&C G-17178 - Approve Findings of the Ground Transportation Coordinator Regarding Application of AETS LLC, to Operate Fifteen Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority.

The City Council approved the following recommendation: Consider and Adopt the Following Findings of the Ground Transportation Coordinator: the Public Necessity and Convenience Require the Operation of 15 Limousines Upon the City Streets, Alleys and Thoroughfares; AETS LLC, is Qualified and Financially Able to Conduct a Limousine Service Within the City; AETS LLC, has Complied With the Requirements of Chapter 34 of the City Code; AETS LLC, Presented Facts in Support of Compelling Demand and Necessity for 15 Limousines; the General Welfare of the Citizens of the City Will Best be Served by the Addition of 15 Limousines Upon City Streets, Alleys and Thoroughfares; and Adopting Ordinance No. 19519-01-2011 Granting the Privilege of Operating Authority to AETS LLC, for the Use of the Streets, Alleys, and Public Thoroughfares of the City in the Conduct of its Limousine Business, Which Shall Consist of the Operation of 15 Limousines, for a Three (3) Year Period Beginning on the Effective Date; Specifying the Terms and Conditions of the Grant; and Providing for Written Acceptance by AETS LLC, Subject to and Conditioned on AETS LLC, Complying With All Requirements of Chapter 34, Article VI, of the Code of the City of Fort Worth (1986), as Amended.

4.M&C G-17179 - Adopt Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Special Trust Fund by \$455,092.63 to Provide Funding for the City's Energy Savings Performance Contract with Johnson Controls, Inc.

The City Council approved the following recommendation: Adopt Appropriation Ordinance No. 19520-01-2011 Increasing the Estimated Receipts and Appropriations in the Special Trust Fund in the Amount of \$455,092.63, From Available Funds for the Purpose of Providing Funding for Phase VI-b of the City's Energy Savings Performance Contract with Johnson Controls, Inc.

(VII. CONSENT AGENDA Continued)

5. M&C G-17180 - Approve Findings of the Ground Transportation Coordinator Regarding the Application of LoneStar BikeCAB to Operate Fifteen Pedicabs Within the City of Fort Worth and Adopt Ordinance Granting Such Authority.

The City Council approved the following recommendation: Consider and Adopt the Following Findings of the Ground Transportation Coordinator: the Public Necessity and Convenience Require the Operation of 15 Pedicabs Upon the City Streets, Alleys and Thoroughfares; LoneStar BikeCAB is Qualified and Financially Able to Conduct a Pedicab Service Within the City; LoneStar BikeCAB has Complied With the Requirements of Chapter 34 of the City Code; LoneStar BikeCAB Presented Facts in Support of Compelling Demand and Necessity for 15 Pedicabs; the General Welfare of the Citizens of the City Will Best be Served by the Addition of 15 Pedicabs Upon City Streets, Alleys and Thoroughfares; and Adopting Ordinance No.19521-01-2011 Granting the Privilege of Operating Authority to LoneStar BikeCAB for the Use of the Streets, Alleys, and Public Thoroughfares of the City in the Conduct of its Pedicab Business, Which Shall Consist of the Operation of 15 Pedicabs, for a Three (3) Year Period Beginning on the Effective Date; Specifying the Terms and Conditions of the Grant; and Providing for Written Acceptance by LoneStar BikeCAB Subject to and Conditioned on LoneStar BikeCAB Complying With All Requirements of Chapter 34, Article VI, of the Code of the City of Fort Worth (1986), as Amended.

6. M&C G-17181 - Acceptance of In-Kind Donation of Motor Oil Valued at \$877.00 from Sam's Club Number 8210 for the Lake Patrol Unit of the Marshal's Office.

The City Council approved the following recommendation: Authorize the City Manager to Accept an In-Kind Donation of 70 Gallons of Marine Premium Plus Two (2) Cycle Oil Valued at \$877.00 From Sam's Club Number 8210 for Use by the Lake Patrol Unit of the Marshal's Office.

7. M&C G-17182 - Adopt the Capital Improvements Plan Citizen Advisory Committee's Semi-Annual Progress Report Concerning the Status of the Water and Wastewater Impact Fees and Capital Improvements Plan.

The City Council approved the following recommendation: Adopt the Capital Improvements Plan Citizen Advisory Committee's Semi-Annual Progress Report Concerning the Status of the Water and Wastewater Impact Fees.

8. M&C G-17183 - Adopt Appropriation Ordinance Allocating \$167,592.00 in the Park Improvements Fund to Transfer to the General Fund to Offset Operation and Oversight Costs of Neighborhood and Community Park Dedication and Adopt Appropriation Ordinance Allocating \$31,200.00 in the General Fund.

(VII. CONSENT AGENDA Continued)

(G-17183 Continued)

The City Council approved the following recommendation: Adopt Appropriation Ordinance No. 19522-01-2011 Increasing the Estimated Receipts and Appropriations in the Park Improvements Fund in the Amount of \$167,592.00, From Available Funds, for the Purpose of Transferring Said Funds to the General Fund for Costs Associated With the Management of the Neighborhood and Community Park Dedication Policy; Authorize the Transfer to Offset Operation and Oversight Costs Associated With Management of the Policy; and Adopt Appropriation Ordinance No. 19523-01-2011 Increasing the Estimated Receipts and Appropriations in the General Fund in the Amount of \$31,200.00, From Available Funds.

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

1. M&C P-11192 - Authorize a Purchase Agreement with Murray Energy, Inc., for Gas Monitors, Accessories and Repair Services for the Water Department for an Initial Annual Amount of \$100,000.00.

The City Council approved the following recommendation: Authorize the City Manager to Execute a Purchase Agreement With Murray Energy, Inc., for Gas Monitors, Accessories and Repair Services for the Water Department for an Initial Annual Amount of \$100,000.00.

2. M&C P-11193 - Authorize Purchase Agreements with Municipal Water Works Supply, L.P. and Ferguson Enterprises, Inc. d/b/a FERGUSON WATERWORKS for Fire Hydrants and Repair Parts, Respectively, for the Water Department for an Initial Amount of \$150,000.00.

The City Council approved the following recommendation: Authorize Purchase Agreements With Municipal Water Works Supply, L.P., and Ferguson Enterprises, Inc., d/b/a FERGUSON WATERWORKS for Fire Hydrants and Repair Parts, Respectively, for the Water Department for an Initial Amount of \$150,000.00.

3. M&C P-11194 - Authorize a Purchase Agreement with Ferguson Enterprises, Inc., d/b/a FERGUSON WATERWORKS, for Plastic Water and Sewer Pipe for the Water Department for an Initial Annual Amount of \$100,000.00.

The City Council approved the following recommendation: Authorize a Purchase Agreement With Ferguson Enterprises, Inc., d/b/a FERGUSON WATERWORKS, for Polyvinyl Chloride Water and Sewer Pipe for the Water Department for an Initial Annual Amount of \$100,000.00.

(VII. CONSENT AGENDA Continued)

4. M&C P-11195 - Authorize Non-Exclusive Purchase Agreements with Alamo Industrial Service and RHeron, Inc., for Metal Fabrications and Machine Shop Services for the City of Fort Worth for an Initial Amount of \$140,000.00.

The City Council approved the following recommendation: Authorize Non-Exclusive Purchase Agreements With Alamo Industrial Service and RHeron, Inc., for Metal Fabrications and Machine Shop Services for the City of Fort Worth for an Initial Amount of \$140,000.00.

C. Land - Consent Items

1. M&C L-15125 - Authorize Execution of a Long Term Above-Ground Temporary Water Line Permit Agreement with Quicksilver Resources Inc., in the Amount of \$5,000.00 for One Eight-Inch Pipe Across City-Owned Property Located at 1900 Harriet Creek Drive for a Period of Five Months.

The City Council approved the following recommendation: Authorize Execution of a Long Term Above-Ground Temporary Water Line Permit Agreement With Quicksilver Resources Inc., in the Amount of \$5,000.00 for One (1) Eight (8) Inch Pipe Across City-Owned Property, Located at 1900 Harriet Creek Drive, Known as Block 17, Lot 67 of Harriet Creek Ranch Addition, for a Period of Five (5) Months.

2. M&C L-15126 - Authorize the Direct Sale of A Tax-Foreclosed Property Located at 204 North De Costa to Sam Shaban for \$10,500.00.

The City Council approved the following recommendation: Authorize the Direct Sale of a Tax Foreclosed Property Located at 204 North De Costa, Described as Lots 3 and 4, Block 2, J.R. Jameson Subdivision, to Sam Shaban in Accordance With Section 34.05 of the Texas Tax Code for \$10,500.00; and Authorize the City Manager, or His Designee, to Execute and Record the Appropriate Instruments Conveying the Property to Complete the Sale.

3. M&C L-15127 - Authorize the Direct Sale of Up to Thirty-Seven Tax Foreclosed City Owned Properties Located in the Como Neighborhood to the Fort Worth Housing Finance Corporation for the Project Known as Lakeside Village Homes in Accordance with Section 34.05 of the Texas Tax Code for an Amount of Up to \$311,911.34 Along with Any Post Judgment Taxes and Authorize Release of Liens.

The City Council approved the following recommendation: Approve the Direct Sale of Up to 37 Tax-Foreclosed City-Owned Properties Located Within the Como Neighborhood to the Fort Worth Housing Finance Corporation for the Development of a Project Known as Lakeside Village Homes in Accordance With Local Government Code Section 272.001(i) in the Amount of Up to \$311,911.34, Along With Any Post Judgment Taxes Accrued; and Authorize the Appropriate City Representatives to Execute the Documents Necessary to Complete the Sale of the Property.

(VII. CONSENT AGENDA Continued)

5. M&C L-15129 - Authorize the Purchase of a Fee Simple Interest in 0.4960 Acres of Land Containing Both Vacant and Improved Lots Located at 3458 Lebow Street from Angel and Olga Tovar for a Total of \$185,000.00 and Pay the Estimated Closing Costs of \$5,000.00 for the Lebow Channel Watershed Improvements Project.

The City Council approved the following recommendation: Authorize the Acquisition of Vacant and Improved Lots Located at 3458 Lebow Street, Described as Lots 4 Through 7, Block 20, Dixie Wagon Manufacturing Company Addition, Fort Worth, Texas, From Angel and Olga Tovar; Find That the Total Price of \$185,000.00 for the Purchase of the Vacant and Improved Lots is Just Compensation; and Authorize the City Manager or His Designee to Accept the Conveyance, Record the Appropriate Instruments and to Pay Closing Costs Up to \$5,000.00.

6. M&C L-15130 - Authorize the Acquisition of an Easement Interest in 2.49 Acres of Land for a Sanitary Sewer Facility Easement and 4.99 Acres of Land for a Temporary Construction Easement, Located at Wagley Robertson Road in Northwest Fort Worth from Todd Group, Ltd., for the Amount of \$93,604.00 and Pay the Estimated Closing Costs of \$3,000.00.

The City Council approved the following recommendation: Authorize the Acquisition of an Easement Interest in 2.49 Acres of Land, Described as a Portion of Abstract No. 1497, Benjamin Thomas Survey, Tarrant County, Texas, for a Sanitary Sewer Facility Easement and 4.99 Acres of Land for a Temporary Construction Easement, Located at Wagley Robertson Road in Northwest Fort Worth From Todd Group, Ltd., for the Appraised Value of \$93,604.00 and Pay the Estimated Closing Costs of \$3,000.00; Find That the Appraised Value of \$93,604.00 is Just Compensation; and Authorize the Acceptance and Recording of Appropriate Instruments.

7. M&C L-15131 - Authorize the Purchase of a Fee-Simple Interest in 0.007 Acres of Right-of-Way and 0.014 Acres for a Temporary Construction Easement for the East First Street Widening Project, Located at 4017 East First Street from Lula Mae Thedford for a Total of \$400.00 and Pay the Estimated Closing Costs of \$1,000.00.

The City Council approved the following recommendation: Authorize the Acquisition of a Fee Simple Interest in 0.007 Acre of Right-of-Way and 0.014 Acre for a Temporary Construction Easement Located at 4017 East First Street, Described as Block 1, Lot 5, G.W. Gilmore Addition, Fort Worth, Texas, From Lula Mae Thedford; Find That the Price of \$300.00 for the Purchase of the Right-of-Way and \$100.00 for the Temporary Construction Easement is Just Compensation; and Authorize the City Manager or His Designee to Accept the Conveyance, Record the Appropriate Instruments and to Pay Closing Costs Up to \$1,000.00.

(VII. CONSENT AGENDA Continued)

8. M&C L-15132 - Authorize the Purchase of a Fee Simple Interest in Land for the East First Street Project, Consisting of Three Right-of-Way Parcels Being 4.068 Acres, 8.905 Acres, and 0.621 Acres, Three Temporary Construction Easements Being 0.308 Acres, 1.290 Acres, and 0.755 Acres and One Permanent Drainage Easement Being 6.128 Acres, all Located Along East First Street, from Patricia Bowen Featherngill LLC, et. al., for a Total of \$327,100.00 and Pay the Estimated Closing Costs of \$6,000.00.

The City Council approved the following recommendation: Authorize the Acquisition of a Fee-Simple Interest in a Total of 13.594 Acres of Land for Right-of-Way, Excluding Minerals; 2.353 Acres for Temporary Construction Easements, and 6.128 Acres for a Permanent Drainage Easement, All Located in the A.C. Warren Survey, Abstract No. 1686 and the Robert Cross Survey, Abstract 304, From Patricia Bowen Featherngill LLC, et al.; Find That the Total Price of \$327,100.00 is Just Compensation for the Acquisitions; and Authorize the City Manager or His Designee to Accept the Conveyances, Record the Appropriate Instruments and Pay the Estimated Closing Costs of \$6,000.00.

9. M&C L-15133 - Authorize the Purchase of a Fee Simple Interest in 0.038 Acres of Land for Right-of-Way and 0.020 Acres for a Temporary Construction Easement Located at 4028 East First Street from Sam Cripe for a Total of \$36,500.00 and Pay the Estimated Closing Costs of \$3,000.00 for the Widening of East First Street.

The City Council approved the following recommendation: Authorize the Fee Acquisition of 0.038 Acre for Right-of-Way and 0.020 Acre for a Temporary Construction Easement, Excluding Minerals, Located at Lot 3, Block 1, E L Baker Subdivision, Also Known as 4028 East First Street, Fort Worth, Texas, From Sam Cripe; Find That the Total Price of \$36,500.00 is Just Compensation for the Acquisition; 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 \$3,000.00.

10. M&C L-15134 - Authorize the Acceptance of a Dedication Deed from Mathew and Victoria Mulvaney at No Cost to the City for 0.001 Acres of Land for the Right-of-Way Required for the Widening of Old Decatur Road from Bailey-Boswell Road to W J Boaz Road.

The City Council approved the following recommendation: Authorize the Acceptance of a Dedication Deed From Mathew and Victoria Mulvaney at No Cost to the City of Fort Worth for 0.001 Acre of Land for the Right-of-Way Known as Lot 12, Block 22, Saginaw North Addition, Fort Worth, Tarrant County, Texas, Needed for the Widening of Old Decatur Road From Bailey-Boswell Road to W J Boaz Road; and Authorize the City Manager, or His Designee, to Accept and Record the Appropriate Instruments to Complete the Conveyance.

(VII. CONSENT AGENDA Continued)

11. M&C L-15135 - Authorize the Purchase of a Fee Simple Interest in 0.469 Acres of Land for Right-of-Way, Easement Interests in 0.367 Acres for Two Temporary Construction Easements, 0.528 Acres for a Permanent Drainage Easement and 0.171 Acres for a Permanent Slope Easement Located on Dirks Road from Dirks Branch, L.P., for a Total of \$391,400.00 and Pay the Estimated Closing Costs of \$11,000.00 for the Widening of Dirks Road from Bryant Irvin Road to Granbury Road.

The City Council approved the following recommendation: Authorize the Acquisition of a Fee-Simple Interest in 0.469 Acre of Land for Right-of-Way, and Easement Interests in 0.367 Acre for Two (2) Temporary Construction Easements, 0.528 Acre for a Permanent Drainage Easement and 0.171 Acre for a Permanent Slope Easement, Located on Dirks Road, Described as Abstract No. 641, J.F. Heath Survey, Fort Worth, Texas, From Dirks Branch, L.P.; Find That the Price of \$226,400.00 Offered for the Purchase of the Right-of-Way, \$10,000.00 for the Two (2) Temporary Construction Easements, \$108,000.00 for the Drainage Easement and \$47,000.00 for the Permanent Slope Easement is Just Compensation; and Authorize the City Manager or His Designee to Accept the Conveyance and Record the Appropriate Instruments, and to Pay Closing Costs Up to \$11,000.00.

12. M&C L-15136 - Authorize the Acquisition of 0.236 Acres of Land for One Permanent Sanitary Sewer Easement Located at Randol Mill Road from Mary E. Dick for the Amount of \$63,620.00 and Pay Estimated Closing Costs of \$3,000.00.

The City Council approved the following recommendation: Approve the Acquisition of 0.236 Acre of Land for One (1) Permanent Sanitary Sewer Easement Located in Abstract No. 1302, Tract 1A, James F. Redding Survey, Randol Mill Road in East Fort Worth, From Mary E. Dick, for the Sanitary Sewer Main M-253 Rehab Project and Pay the Estimated Closing Costs of \$3,000.00; Find That the Appraised Value of \$63,620.00 is Just Compensation; and Authorize the Acceptance and Recording of Appropriate Instruments.

13. M&C L-15137 - Authorize the Easement Acquisition of 0.4505 Acres of Land for a Sanitary Sewer Facility Easement from Smurfit-Stone Container Corporation, to be Used for the Construction of the Sanitary Sewer Replacement and Relocation Project L-6393 Located at 6701 South Freeway in South Fort Worth for a Purchase Price of \$82,400.00 and Pay the Estimated Closing Costs of \$3,000.00.

The City Council approved the following recommendation: Authorize the Easement Acquisition of 0.4505 Acre of Land for a Sanitary Sewer Facility Easement From Smurfit-Stone Container Corporation, to be Used for the Construction of the Sanitary Sewer Replacement and Relocation Project L-6393, Located at 6701 South Freeway, Described as a Portion of Lot 1R, Block 1R, Carter Industrial Park Addition, South Fort Worth, Tarrant County, Texas, for a Purchase Price of \$82,400.00 and Pay the Estimated Closing Costs of \$3,000.00; and Find That the Appraised Value of \$82,400.00 is Just Compensation; and Authorize the Acceptance and Recording of Appropriate Instruments.

(VII. CONSENT AGENDA Continued)

D. Planning & Zoning - Consent Items

1. M&C PZ-2923 - Adopt Ordinance Vacating a Portion of Gambrell Street Between Warren Street and Frazier Avenue.

The City Council approved the following recommendation: Adopt Ordinance No. 19524-01-2011 Vacating and Extinguishing a Portion of Gambrell Street Located Between Warren Street and Frazier Avenue and Situated in the M.J. Arocha Survey, Abstract No. 1 in the City of Fort Worth, Tarrant County, Texas; Providing for Reversion of Fee in Said Land; Providing That the City Shall Retain All Existing Utilities Easements; and Waive Any and All Purchase Fee Value of the Vacated Land in Accordance With City Policy (M&C G-15624).

E. Award of Contract - Consent Items

1. M&C C-24680 - Authorize the Execution of an Agreement for Equipment and Professional Services with Scientel Wireless, LLC, Using a Houston-Galveston Area Contract for the Upgrade and Replacement of the Microwave System Supporting the City's Public Safety Radio Communications System for the Information Technology Solutions Department at a Cost Not to Exceed \$1,023,428.00.

The City Council approved the following recommendation: Authorize the Execution of an Agreement for Hardware, Software and Professional Services With Scientel Wireless, LLC, Using a Houston-Galveston Area Contract for the Upgrade and Replacement of the Microwave System That Supports the City's Public Safety Radio System for the Information Technology Solutions Department at a Cost Not to Exceed \$1,023,428.00.

2. M&C C-24681 - Authorize the City Manager to Execute a Communications Systems Agreement with the City of Watauga for Participation in the City of Fort Worth's Two-Way Public Safety Radio System at No Cost to the City of Fort Worth.

The City Council approved the following recommendation: Authorize the City Manager to Execute a Communications Systems Agreement With the City of Watauga for Participation in the City of Fort Worth's Two (2) Way Public Safety Radio System in Which the City of Watauga Will Reimburse Their Share of Operations and Maintenance to Ensure No Cost to the City of Fort Worth and for an Annual Reimbursement Estimated to be Approximately \$30,500.00 Starting in Fiscal Year 2012.

3. M&C C-24682 - Approve Exchange of Property Between the City of Fort Worth and the Tarrant Regional Water District for the Construction of a Trailhead Facility and Parking Area Along Riverfront Drive Between University Drive and Rogers Road.

(VII. CONSENT AGENDA Continued)

(C-24682 Continued)

The City Council approved the following recommendation: Authorize the City Manager to Execute an Agreement With the Tarrant Regional Water District Wherein Certain City Property Will be Exchanged for Certain TRWD Property for the Construction of a Trailhead Facility and Parking Area Along Riverfront Drive Between University Drive and Rogers Road.

4. M&C C-24683 - Authorize a Change in Use and Expenditure of \$24,737.00 of HOME Investment Partnerships Program Grant Funds to Cornerstone Assistance Network Housing Development Corporation for the Development of Three Single Family Houses in the Polytechnic Neighborhood and Authorize Execution of a Contract and Any Necessary Related Documents.

The City Council approved the following recommendation: Authorize a Change in Use and Expenditure of \$24,737.00 in Prior Year's HOME Investment Partnerships Program Grant Funds to Cornerstone Assistance Network Housing Development Corporation for the Development of Three (3) Single Family Houses in the Polytechnic Neighborhood Bringing the Total Contract Amount to \$314,737.00; Authorize the City Manager, or His Designee, to Execute a Contract and Any Necessary Related Documents With the Cornerstone Assistance Network Housing Development Corporation for the Project for a One (1) Year Term Beginning on the Date of Execution of the Contract; and Authorize the City Manager, or His Designee, to Substitute Funding Years in Order to Meet Commitment, Disbursement, and Expenditure Deadlines for Grant Funds From the United States Department of Housing and Urban Development.

5. M&C C-24684 - Authorize the Execution of Amendment No. 3 to City Secretary Contract No. 36482, Economic Development Program Agreement with Museum Place Holdings, LLC, Extending Completion Deadlines of the Museum Place Project.

The City Council approved the following recommendation: Authorize the City Manager to Execute Amendment No. 3 to City Secretary Contract No. 36482, an Economic Development Program Agreement With Museum Place Holdings, LLC, Which Extends the Various Completion Deadlines for the Museum Place Project.

6. M&C C-24685 - Authorize Acceptance of Up to \$700,000.00 of Low Income Weatherization Assistance Program Funds from the Texas Association of Community Action Agencies, Inc., Authorize Related Contract Amendment and Adopt Appropriation Ordinance.

The City Council approved the following recommendation: Authorize the City Manager to Accept a Grant of Up to \$700,000.00 From the Texas Association of Community Action Agencies, Inc., for a Low Income Weatherization Program; Authorize the City Manager, to Execute a Third Amendment to

(VII. CONSENT AGENDA Continued)

(C-24685 Continued)

City Secretary Contract No. 37797 With the Texas Association of Community Action Agencies, Inc., to Accept Additional Grant Funds and Extend the Existing Contract for an Additional Term Beginning November 1, 2010, and Ending October 31, 2011; Authorize the City Manager to Amend, Extend or Renew the Contract or Other Related Documents in Accordance With City Policies and Regulations Upon Mutual Agreement With Texas Association of Community Action Agencies, Inc.; and Adopt Appropriation Ordinance No.19525-01-2011 Increasing the Estimated Receipts and Appropriations in the Grants Fund in the Amount of \$700,000.00, Subject to Receipt of the Grant.

7. M&C C-24686 - Authorize Amendment No. 1 in the Amount of \$262,746.60 to City Secretary Contract No. 35581, an Engineering Agreement with Slater Engineering, Inc., for the Storm Water Utility Project Berkshire-Hallmark Drainage Improvements and Adopt Appropriation Ordinance.

The City Council approved the following recommendation: Authorize the Transfer of \$65,588.86 From the Water and Sewer Operating Fund to the Water Capital Projects Fund in the Amount of \$50,673.53 and the Sewer Capital Projects Fund in the Amount of \$14,915.33; Adopt Appropriation Ordinance No. 19526-01-2011 Increasing the Estimated Receipts and Appropriations in the Water Capital Projects Fund and the Sewer Capital Projects Fund, From Available Funds, for the Purpose of Funding the Storm Water Utility Project; and Authorize the City Manager to Execute Amendment No. 1 with Slater Engineering, Inc., in the Amount of \$262,746.60 to City Secretary Contract No. 35581, Thereby, Revising the Total Contract Cost to \$684,551.60.

8. M&C C-24687 - Authorize Amendment No. 3 in the Amount of \$128,829.00 to City Secretary Contract No. 35274, an Engineering Agreement with AECOM USA, Inc., for the Storm Water Utility Project - Milam-Robinhood Drainage, Far East Fort Worth Drainage and Wilbarger-Hughes Storm Drain Extension.

The City Council approved the following recommendation: Authorize the City Manager to Execute Amendment No. 3 in the Amount of \$128,829.00 to City Secretary Contract No. 35274 an Engineering Agreement With AECOM USA, Inc., for the Storm Water Utility Project - Milam-Robinhood Drainage, Far East Fort Worth Drainage and Wilbarger-Hughes Storm Drain Extension, Thereby, Revising the Total Contract Cost to \$345,342.00.

9. M&C C-24688 - Authorize an Artwork Commission Contract with Artist Julie Lazarus in the Amount of \$111,780.00 for Public Art for the Westside Water Treatment Plant Located at 12200 Old Weatherford Road.

(VII. CONSENT AGENDA Continued)

(C-24688 Continued)

The City Council approved the following recommendation: Authorize the City Manager to Execute an Artwork Commission Contract With Artist Julie Lazarus in the Amount of \$111,780.00 for Implementation of Public Artwork for the Westside Water Treatment Plant at 12200 Old Weatherford Road.

10. M&C C-24689 - Authorize the Execution of Change Order No. 1 in the Amount of \$45,260.00 to City Secretary Contract No. 40752 with Gibson and Associates, Inc., for Bridge Repair and Repainting 2010-13 at Three Locations.

The City Council approved the following recommendation: Authorize the City Manager to Execute Change Order No. 1 in the Amount of \$45,260.00 to City Secretary Contract No. 40752 With Gibson and Associates, Inc., for Bridge Repair and Repainting 2010-13 at Three (3) Locations, Increasing the Total Contract Amount to \$864,400.00.

11. M&C C-24690 - Authorize the Execution of a Contract with Veolia ES Technical Solutions, LLC, in an Amount Not to Exceed \$150,000.00 per Year for Packaging, Transportation and Disposal of Hazardous, Special and Solid Waste Generated by the City.

The City Council approved the following recommendation: Authorize the City Manager to Execute a Contract With Veolia ES Technical Solutions, LLC, in an Amount Not to Exceed \$150,000.00 Per Year for Packaging, Transportation and Disposal of Hazardous, Special and Solid Waste Generated by the City.

12. M&C C-24691 - Authorize an Engineering Agreement in the Amount of \$187,234.00 with ARS Engineers, Inc., for the Design of Oakwood Trail Storm Drain Improvements in the Woodhaven Neighborhood.

The City Council approved the following recommendation: Authorize the City Manager to Execute an Engineering Agreement With ARS Engineers, Inc., in the Amount of \$187,234.00 for Design of Improvements to Oakwood Trail Storm Drain in the Woodhaven Neighborhood.

13. M&C C-24692 - Authorize the Execution of an Interlocal Agreement with Tarrant County for Rehabilitation of Forest Hill Everman Road from McPherson Road to Oak Grove Road East with City Participation in the Amount of \$128,170.00.

The City Council approved the following recommendation: Authorize the City Manager to Execute an Interlocal Agreement With Tarrant County for Rehabilitation of Forest Hill Everman Road From McPherson Road to Oak Grove Road East With City Participation in the Amount of \$128,170.00 Which Includes Furnishing all Necessary Pavement Materials, Traffic Control and Other Incidentals.

(VII. CONSENT AGENDA Continued)

14. M&C C-24693 - Authorize the Execution of a Contract with Ed A. Wilson Company, Inc., for Street Construction Improvements Required to Create the Hemphill West Quiet Zone in the Amount of \$258,438.00.

The City Council approved the following recommendation: Authorize the City Manager to Execute a Contract With Ed A. Wilson Company, Inc., for the Installation of Medians and Other Street Improvements Necessary to Establish the Hemphill West Quiet Zone in the Amount of \$258,438.00.

15. M&C C-24694 - Authorize the Execution of Change Order No. 1 in the Amount of \$476,172.70 to City Secretary Contract No. 40280 with Cutler Repaving, Inc., for Hot Mix Asphaltic Concrete Hot In-Place Recycling 2010-1 at Two Locations.

The City Council approved the following recommendation: Authorize the City Manager to Execute Change Order No. 1 in the Amount of \$476,172.70 to City Secretary Contract No. 40280 With Cutler Repaving, Inc., for Hot Mix Asphaltic Concrete Hot In-Place Recycling 2010-1 at Two (2) Locations, Thereby Increasing the Total Contract Amount to \$2,895,065.20.

16. M&C C-24695 - Authorize the Execution of Change Order No. 1 in the Amount of \$301,828.20 to City Secretary Contract No. 40721 with Quality Excavation, Ltd., for Hot Mix Asphaltic Concrete (HMAC) Surface Overlay 2010-6 at Various Locations.

The City Council approved the following recommendation: Authorize the City Manager to Execute Change Order No. 1 in the Amount of \$301,828.20 to City Secretary Contract No. 40721 With Quality Excavation, Ltd., for a Change in Scope and Quantity, Thereby Increasing the Total Contract Amount to \$1,534,844.20.

17. M&C C-24696 - Authorize a Storm Water Facility Maintenance Agreement with Southwest Baptist Theological Seminary for Property Located on the Corner of West Fuller Street and Stanley Avenue at No Expense to the City of Fort Worth.

The City Council approved the following recommendation: Authorize the Execution of a Storm Water Facility Maintenance Agreement With Southwest Baptist Theological Seminary for Property Located on West Fuller Street and Stanley Avenue at No Expense to the City.

18. M&C C-24697 - Authorize a Contract in the Amount of \$587,735.00 with Conatser Construction TX, LP, for Apron C Expansion Improvements at Fort Worth Meacham International Airport and Adopt Appropriation Ordinance in the Amount of \$646,508.50 for These Improvements.

(VII. CONSENT AGENDA Continued)

(C-24697 Continued)

The City Council approved the following recommendation: Authorize the Use of Revenue Derived From Mineral Leases on City-Owned Airports in the Amount of \$646,508.50 for a Contract With Conatser Construction TX, LP., Project Management, Construction Survey and Inspection Costs for Apron C Expansion Improvements at Fort Worth Meacham International Airport; Adopt Appropriation Ordinance No. 19527-01-2011 Increasing the Estimated Receipts and Appropriations in the Amount of \$646,508.50 in the Airports Gas Lease Project Fund From Available Funds; and Authorize the City Manager to Execute a Contract With Conatser Construction TX, LP, in the Amount of \$587,735.00 and Authorize \$58,773.50 for Associated Costs for Construction Survey, Project Management, Materials Testing, Administrative and Inspection Services.

19. M&C C-24698 - Authorize an Engineering Services Agreement in the Amount of \$245,919.00 with Garver, LLC, for the Design, Bidding and Construction Phase Services for Terminal Area Taxilane and Apron Improvements at Fort Worth Meacham International Airport, Authorize Project Management, Administration and Related Expenses in the Amount of \$24,591.90 and Adopt Appropriation Ordinance.

The City Council approved the following recommendation: Authorize the City Manager to Execute an Engineering Agreement With Garver, LLC, in the Amount of \$245,919.00 for the Design and Construction Management of the Terminal Area Taxilane and Apron Improvements at Fort Worth Meacham International Airport and Authorize \$24,591.90 for Project Management, Administration and Related Expenses; Authorize the Use of Revenue Derived From Mineral Leases on City-Owned Airports in the Amount of \$270,510.90 for an Engineering Services Agreement With Garver, LLC, for the Design, Bidding and Construction Phase Services of Terminal Area Taxilane and Apron Improvements at Fort Worth Meacham International Airport; and Adopt Appropriation Ordinance No. 19528-01-2011 Increasing the Estimated Receipts and Appropriations in the Airports Gas Lease Project Fund in the Amount of \$270,510.90 From Available Funds.

20. M&C C-24699 - Authorize Change Order No. 1 in the Amount of \$643,556.41 to City Secretary Contract No. 40610 with S.J. Louis Construction of TX, Ltd., for Water and Sanitary Sewer Relocations for SH121T Crossing West of the Hulen Street Bridge within the Union Pacific Railroad Davidson Rail Yard, Part 2-Hulen Street Bridge and Water Main Extension from Hulen Street to Como Pump Station, Part 2.

The City Council approved the following recommendation: Authorize the City Manager to Execute Change Order No. 1 in the Amount of \$643,556.41 to City Secretary Contract No. 40610 With S.J. Louis Construction of TX, Ltd., for Water and Sanitary Sewer Relocations for SH121T Crossing West of the Hulen Street Bridge Within the Union Pacific Railroad Davidson Rail Yard, Part 2-Hulen Street Bridge and Water Main Extension From Hulen Street to Como Pump Station, Part 2, Thereby Increasing the Contract Amount to \$6,550,231.24.

(VII. CONSENT AGENDA Continued)

21. M&C C-24700 - Authorize the Execution of an Engineering Agreement with Camp, Dresser and McKee, Inc., in the Amount of \$500,000.00 for General Engineering Support on Water and Wastewater Projects.

The City Council approved the following recommendation: Authorize the City Manager to Execute an Engineering Agreement in an Amount of \$500,000.00 With Camp, Dresser and McKee, Inc., for General Engineering Support Services on Water and Wastewater Projects.

22. M&C C-24701 - Approve Amendment to Community Facilities Agreement, City Contract No. 39046, with Everman Independent School District and Authorize City Participation in an Amount of \$143,983.92 for Construction of 16-inch Water Main to Serve Everman Independent School District Junior High School, a Development Located In Fort Worth.

The City Council approved the following recommendation: Authorize the City Manager to Amend the Community Facilities Agreement With Everman Independent School District for the City to Participate in the Amount of \$143,983.92 for the Construction of the 16-inch Water Main to Serve Everman Independent School District Junior High School, a Development, Located in Fort Worth.

23. M&C C-24702 - Approve Community Facilities Agreement in the Amount of \$42,872.19 with UT Southwestern Moncrief Cancer Center for Construction of Water and Sewer Services to Serve UT Southwestern Moncrief Cancer Center Located in Fort Worth with City Participation.

The City Council approved the following recommendation: Authorize the City Manager to Execute a Community Facilities Agreement in the Amount of \$42,872.19 With UT Southwestern Moncrief Cancer Center for the Installation of Water and Sanitary Sewer Services to Serve UT Southwestern Moncrief Cancer Center, a Development, Located in Fort Worth With City Participation.

24. M&C C-24703 - Authorize an Engineering Agreement in the Amount of \$800,750.00 with Freese and Nichols, Inc., to Design Village Creek Wastewater Treatment Plant Deep Bed Media Filters (1 through 20) Modifications.

The City Council approved the following recommendation: Authorize the City Manager to Execute an Engineering Agreement With Freese and Nichols, Inc., in the Amount of \$800,750.00 to Design the Village Creek Wastewater Treatment Plant Deep Bed Media Filters (1 through 20) Modifications.

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. OCS - 1800 - Notice of Claims for Alleged Damages and/or Injuries

End of Consent Agenda.

C. Land – Consent (Removed from Consent and Continued until the February 1, 2011, Council meeting)

4. M&C L-15128 - Authorize the Sale of One Hundred Eighty-One Tax-Foreclosed Properties in Accordance with Section 272.001 of the Texas Local Government Code and Section 34.05 of the Texas Property Tax Code for a Total of \$804,161.33.

It was the Consensus of the Council that Mayor and Council Communication L-15128 Authorize the Sale of 181 Tax-Foreclosed Properties in Accordance With Section 272.001 of the Texas Local Government Code and Section 34.05 of the Texas Property Tax Code for a Total of \$804,161.33; and Authorize the City Manager, or His Designee, to Execute and Record the Appropriate Instruments Conveying the Properties to the Highest Bidders in Compliance With the Bid Form Specifications to Complete the Sale, be continued until the February 1, 2011, Council meeting.

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. Presentation of the Engineering News-Record 2010 "Best of Texas" Award to the Western Heritage Parking Garage

Mr. Bill Verkest, Director, Transportation and Public Works Department, introduced Mr. Doug Thompson, Vice President and Division Manager, Yates Construction.

Mr. Thompson made the presentation of the Engineering News Record 2010 "Best of Texas" Award for the Western Heritage Parking Garage for construction and design excellence and presented the award to Council Member Burdette, who accepted the award on behalf of the City Council. He advised that the *Texas Construction* magazine presented the 2010 Award of Excellence in Construction to the City of Fort Worth for the Government/Public Buildings category.

Council Member Burdette stated that he was honored to accept the award on behalf of the City and added that the parking garage was an amazing structure. He added that the project came in on time and under budget and had addressed a parking problem in the Cultural District that the City had for some time. He encouraged everyone to visit the garage.

X. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events

Council Member Burns announced on January 27, 2011, the Tarrant County Homeless Coalition would conduct the bi-annual street count and survey of people who were homeless. He advised that the count was required by the United States Department of Housing and Urban Development and

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

helped the community develop and prioritize strategic initiatives such as the Directions Home program. He stated that Fort Worth volunteers would convene at University Christian Church to deploy throughout the City to canvass neighborhoods and survey people who were homeless. He pointed out that the goal was to recruit 500 or more volunteers and stated that the Coalition was still short-handed. He added that interested volunteers could register online at www.AHomeWithHope.org or contact the District 9 Office at 817-392-8809 for more information.

Council Member Jordan announced that he presented a letter of appreciation to the Alta Mesa Church of Christ on January 23, 2011, for their commitment to the community and citizens. He advised that five (5) years ago the church made the decision to stay in the City in District 6 instead of relocating. He stated the church had made \$5M in improvements and was a pillar in the community. He pointed out that Fort Worth and the North Texas area were now in the spotlight due to several high profile events and mentioned that it was the people, not the events, that made Fort Worth a special place.

Mayor Pro tem Scarth requested that the Council Meeting be adjourned in memory of Ms. Christina Bronson, age 73, who passed away on January 18, 2011, after a 23-year long battle with cancer, and Ms. Nancy Naan Platt, who passed away on January 11, 2011. He stated that both women were mothers of his classmates at Trinity Valley and they would be greatly missed.

Council Member Zimmerman announced that he had the pleasure of attending the 100th Birthday Celebration on January 21, 2011, of Ms. Gene Britton, and noted that Ms. Britton was very active and had just stopped driving two (2) weeks ago.

Mayor Moncrief announced that Cook Children's Medical Center received Magnet status and was ranked in the top five (5) percent of the nation's hospitals for its nursing excellence and had a distinguished reputation for its extraordinary care and outcomes. He also announced that residents or visitors could view "Super Week" information on the City website at www.fortworthgov.org/superweek which included maps of street closures, transportation and parking information and event details relative to the Super Bowl. He stated this was a great tool to navigate "Super Week" and expressed appreciation to City staff for their hard work on this project.

2. Recognition of Citizens

There were no citizens recognized at this time.

XI. PRESENTATIONS BY THE CITY COUNCIL

1. Changes in Membership on Boards and Commissions

Motion: Council Member Moss made a motion, seconded by Council Member Espino, that Ms. Gloria Smith be appointed to the Library Advisory Board, Place 5 effective January 25, 2011, with a term expiring October 1, 2011. 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. RESOLUTIONS

1. A Resolution Adopting the City of Fort Worth's 2011 Federal Legislative Program.

It was the consensus of the Council that the Resolution Adopting the City of Fort Worth's 2011 Federal Legislative Program, be continued until the February 1, 2011, Council meeting.

2. A Resolution Adopting Applicable Sections of the Texas Municipal League's 2011 Legislative Program.

Motion: Council Member Burdette made a motion, seconded by Council Member Moss, that Resolution No. 3961-01-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

3. A Resolution Approving the Fiscal Year 2010-11 Tarrant County 9-1-1 District Budget

Motion: Council Member Burdette made a motion, seconded by Mayor Pro tem Scarth, that Resolution No. 3962-01-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

4. A Resolution Appointing Managers for the Villas of Eastwood Terrace, LLC.

Motion: Council Member Moss made a motion, seconded by Council Member Burdette, that Resolution No. 3963-01-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

XIV. REPORT OF THE CITY MANAGER

B. General

1. M&C G-17184 - Authorize an Inter-Fund Loan in the Amount of \$1,500,000.00 from the General Fund for Interim Financing of Transportation Utility Project Costs, Authorize the Transfer of \$1,500,000.00 from the General Fund to the Transportation Utility Fund and Adopt Appropriation Ordinance.

The City Council approved the following recommendation: Authorize a Non-Interest Bearing Inter-Fund Loan From the General Fund to the Transportation Utility Fund of \$1,500,000.00 for Interim Financing of the Project Costs Associated With Development of a Transportation Utility; and Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Transportation Utility Fund in the Amount of \$1,500,000.00 From Available Funds.

Motion: Council Member Burdette made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. G-17184 be approved and Appropriation Ordinance No. 19529-01-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

2. M&C G-17185 - Appointment of Sarah Fullenwider as City Attorney.

The City Council approved the following recommendation: Approve the Appointment of Sarah Fullenwider as City Attorney, effective January 29, 2011, in Accordance With Chapter VI, Section 1 of the City Charter.

Motion: Council Member Hicks made a motion, seconded by Council Member Zimmerman, that Mayor and Council Communication No. G-17185 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

Senior City Attorney Sarah Fullenwider stated it was an honor to be appointed as City Attorney and expressed appreciation to the Council Members, staff, family and friends for their support and stated she looked forward to her new position. She also expressed appreciation to City Attorney David Yett for his many years of guidance.

Mayor Moncrief and all members of the Council expressed appreciation to City Attorney Yett for his 30 years of service to the City. They recalled the countless projects that Mr. Yett had been a part of during his time with the City and stated he always provided sound guidance with the highest ethics and morals. They also stated he was a great manager and had trained the best legal team in the profession. They all expressed their support for incoming City Attorney Fullenwider and stated that she had gained their trust through her career with the City and they looked forward to her guidance in the future.

(G-17185 Continued)

Mayor Moncrief, on behalf of the City Council, presented City Attorney Yett with a bronze replica of Frederic Remington's *Bronco Buster* as a memento of his retirement.

City Attorney Yett expressed appreciation to the Mayor and Council Members for the memento and stated his staff was the best in the industry. He stated that he thoroughly enjoyed working with his team of women and men and stated Ms. Fullenwider would lead them well. He advised that he would be spending his retirement with his family and would be staying in the area. He wished incoming City Attorney Fullenwider good luck in the future and stated he was very proud of her accomplishments.

3. M&C G-17186 - Authorize the Execution of a Loan Agreement with Fort Worth Air and Space Museum Foundation for Up to \$3 Million from the General Fund and Other Agreements Necessary to Secure Such Loan.

The City Council approved the following recommendation: Based on Direction From Council Proposal No. 284, Authorize the City Manager to Execute a Loan Agreement With the Fort Worth Air and Space Museum Foundation for Up to \$3 Million From the General Fund and Any Other Agreements Deemed Necessary by the Parties to Secure Such Loan; and Find That This Loan is for a Public Purpose and is Consistent With Recommendations Made by the Mayor's Aviation Museum Task Force and Lord Cultural Resources, the City's Consultant on the Creation of the Fort Worth Air and Space Museum.

Council Member Zimmerman requested the Council's consideration to allow him to abstain from voting on this issue since he was a member of the board. No objections were heard.

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

Council Member Jordan advised that the City of Fort Worth was celebrating their 100th year in aviation. He stated that for many years the City had been a leader in flight and this museum would celebrate the City's rich aviation history.

Motion: Council Member Jordan made a motion, seconded by Council Member Burdette, that Mayor and Council Communication No. G-17186 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with one (1) abstention by Council Member Zimmerman.

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

4. M&C G-17187 - Adopt Resolution Appointing Board of Directors of Alliance Airport Authority, Inc.

The City Council approved the following recommendation: Adopt a Resolution Appointing the Following Persons to the Board of Directors of Alliance Airport Authority, Inc., effective January 25, 2011, with terms expiring July 1, 2011.

Mike Moncrief	Sal Espino
W.B. "Zim" Zimmerman	Danny Scarth
Frank Moss	Jungus Jordan
Carter Burdette	Kathleen Hicks
Joel Burns	

Motion: Council Member Burdette made a motion, seconded by Council Member Jordan, that Mayor and Council Communication No. G-17187 be approved and Resolution No. 3964-01-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

5. M&C G-17188 - Authorize a Change in Use and Expenditure of \$638,267.00 of Additional Community Development Block Grant Funds to Reconstruct Residential Streets and Authorize Substantial Amendment to the City's 2004-05, 2005-06, 2006-07, 2007-08, 2008-09 Action Plans.

The City Council approved the following recommendation: Authorize a Substantial Amendment to the City's 2004-05, 2005-06, 2006-07, 2007-08, 2008-09 Action Plans; and Authorize a Change in Use and Expenditure of \$638,267.00 in Additional Community Development Block Grant Funds to Reconstruct Residential Streets in Eligible Areas of the City.

Motion: Council Member Espino made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. G-17188 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

6. M&C G-17189 - Adopt an Ordinance Amending the Speed Zone Tables in Chapter 22, Motor Vehicles and Traffic, Article III, Section 22-86, Speeding, Subsections (f) and (g), of the City Code.

The City Council approved the following recommendation: Adopt an Ordinance Amending Chapter 22, "Motor Vehicles and Traffic" of the Code of the City of Fort Worth (1986), as Amended, by Amending Subsections (f) and (g) of Section 22-86 of Article III, Thereof by Changing Location, Extent and/or Speed Limits of Certain Speed Zones, and Providing a Penal Clause.

(G-17189 Continued)

Motion: Council Member Zimmerman made a motion, seconded by Council Member Burdette, that Mayor and Council Communication No. G-17189 be approved and Ordinance No. 19530-01-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

7. M&C G-17190 - Authorize an Increase to the Maximum Amount to be Paid to the City of Mansfield for Detention and Transport Services and Texas Industrial Security, Inc., for Detention and Hospital Guard Services of Fort Worth Prisoners by a Combined Sum of \$317,988.00 and Adopt the Supplemental Appropriation Ordinance Increasing Appropriations in the General Fund by \$317,988.00 and Decreasing the Unaudited, Unreserved, Undesignated General Fund Balance by the Same Amount.

The City Council approved the following recommendation: Authorize an Increase in the Maximum Amount to be Paid to the City of Mansfield for Prisoner Detention and Transport Services by \$172,998.00 and to Texas Industrial Security, Inc., for Guarding Fort Worth Prisoners at John Peter Smith Hospital and Other Medical Facilities by \$145,000.00; and Adopt a Supplemental Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the General Fund in the Amount of \$317,998.00, and Decreasing the Unaudited, Unreserved, Undesignated Fund Balance by the Same Amount.

Motion: Mayor Pro tem Scarth made a motion, seconded by Council Member Zimmerman, that Mayor and Council Communication No. G-17190 be approved and Supplemental Appropriation Ordinance No. 19531-01-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

8. M&C G-17191 - Adopt Appropriation Ordinance for \$28,000,000.00 from Texas Water Development Board's Clean Water State Revolving Loan Fund to Eliminate Sanitary Sewer Overflows and to Replace a Sanitary Sewer Along the South Shore of the Trinity River.

The City Council approved the following recommendation: Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Clean Water State Revolving Loan Fund 2007 Series Fund in the Amount of \$28,000,000.00, From the Texas Water Development Board's Clean Water State Revolving Loan Fund for Clean Water Infrastructure Projects.

Motion: Council Member Zimmerman made a motion, seconded by Mayor Pro tem Scarth, that Mayor and Council Communication No. G-17191 be approved and Appropriation Ordinance No. 19532-01-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

D. Land

1. M&C L-15096 - Authorize Execution of an Encroachment License Agreement with Texas Midstream Gas Services, L.L.C., in the Amount of \$46,827.68 for a 24-inch Natural Gas Pipeline Within a City of Fort Worth Drainage Easement Located Just East of and Adjacent to the Railroad Tracks Between Altamesa Boulevard and Hallmark Drive West. (Continued from a Previous Meeting)

It appeared that the City Council, at its meeting of November 9, 2010, Continued Mayor and Council Communication L-15096, Authorize the Execution of an Encroachment License Agreement With Texas Midstream Gas Services, L.L.C., for a 24-Inch Natural Gas Pipeline Within a City of Fort Worth Drainage Easement Located Just East of and Adjacent to the Railroad Tracks Between Altamesa Boulevard and Hallmark Drive West in the Amount of \$46,827.68 for a Term of 20 Years.

Council Member Jordan noted that Mayor and Council Communication Nos. L-15096, L-15098 and C-24577 were all inter-related and requested they be considered under one (1) motion.

City Secretary Hendrix read the captions of Mayor and Council Communication Nos. L-15098 and C-24577 into the record.

2. M&C L-15098 - Authorize Execution of an Underground Pipeline License Agreement with Texas Midstream Gas Services, L.L.C. in the Amount of \$33,927.41 for a 24-Inch Natural Gas Pipeline Across City-Owned Property Situated in the G. Herrera Survey, A-2027 and Located West of Trimble Drive and North of Sheffield Drive. (Continued from a Previous Meeting)

It appeared that the City Council at its meeting of November 9, 2010, Continued Mayor and Council Communication L-15098, Authorize the Execution of an Underground Pipeline License Agreement With Texas Midstream Gas Services, L.L.C., for a 24-Inch Natural Gas Pipeline Across City-Owned Property Situated in the G. Herrera Survey, A-2027 and Located West of Trimble Drive and North of Sheffield Drive in the Amount of \$33,927.41 for a Term of 20 Years.

F. Award of Contract

1. M&C C-24577 - Authorize the Execution of a Public Right-of-Way Use Agreement Granting Texas Midstream Gas Services, LLC, a License to Construct and Operate a Natural Gas Gathering Pipeline Across Sycamore School Road, Alta Mesa Boulevard and Sheffield Drive, for a One-Time License Fee of \$15,193.75. (Continued from a Previous Meeting)

It appeared that the City Council at its meeting of November 9, 2010, Continued Mayor and Council Communication C-24577, Authorize the City Manager to Execute a Public Right-of-Way Use Agreement With Texas Midstream Gas Services, LLC, Granting a License to Construct and Operate a Natural Gas Gathering Pipeline Across Sycamore School Road, Alta Mesa Boulevard and Sheffield Drive, for a One (1) Time License Fee of \$15,193.75.

(C-24577 Continued)

Mr. Ron Gafford, 1829 Heidelberg Drive, President, Hallmark-Camelot-Highland Terrace Neighborhood Association, appeared before Council in opposition to Mayor and Council Communication Nos. L-15096, L-15098 and C-24577 and regarding negotiations with Chesapeake Midstream Partners. He stated that the residents were initially opposed to the construction of the 24-inch pipeline that would connect the Edgecliff Compressor Facility to the Sycamore Compressor Facility. He advised that Chesapeake Midstream Partners had responded to their requests and concerns and the citizens were no longer in opposition to these items. He read the following excerpt from a letter dated January 17, 2011, from Harvey Stockman, Chesapeake Midstream Partners, into the record and provided a copy of the letter to City Secretary Hendrix.

“At a minimum, Chesapeake Midstream Partners’ pipeline operations and maintenance would include:

1. Continuous pressure monitoring by our 24-hour Gas Control Department
2. Quarterly patrols
3. Quarterly leak surveys
4. Annual cathodic protection monitoring
5. Annual atmospheric corrosion inspection of aboveground pipeline equipment
6. Maintenance of any gates utilized to access the pipeline’s easement
7. Maintenance of any security fencing and/or pipe guards enclosing the pipeline’s above ground equipment
8. Quarterly maintenance pigging
9. Seasonal vegetation control
10. Continual post-construction erosion control
11. Continuous application of Damage Prevention measures including prompt One Call responses via a dedicated and specially trained Line Locate staff, investigation of any unreported construction or landscaping activity occurring on or near the pipeline, and continual pipeline marker maintenance
12. Timely responses to landowner and resident inquiries
13. Scheduled and un-scheduled regulatory agency inspections
14. Semi-annual internal corrosion control monitoring
15. Annual valve inspections and maintenance
16. Annual pressure control equipment inspections and tests
17. Regular pipeline assessment measures
18. Annual population density surveys”

He also advised that the citizens would request the City revise its procedures in the future and require consultation and notification zones regarding construction.

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(C-24577 Continued)

Mr. Steve Epstein, 1617 Steinburg Lane, completed speaker cards in opposition to Mayor and Council Communication Nos. L-15096, L-15098 and C-24577. He advised he would retract his opposition cards and did not wish to address the Council.

Council Member Jordan advised that this had been a favorable process between the citizens, the City and Chesapeake Midstream Partners. He also advised they had the benefit of the advice of outside experts and stated a recommendation would be made to amend the City's procedures in the future and require consultation and notification zones regarding construction.

Motion: Council Member Jordan made a motion, seconded by Council Member Burdette, that Mayor and Council Communication Nos. L-15096, L-15098 and C-24577 be approved and include the letter dated January 17, 2011, from Harvey Stockman, Chesapeake Midstream Partners and the following additional language in the agreement: *The agreement will specify that Texas Midstream Gas Services, LLC, will operate, maintain and inspect the gas pipeline to a level that meets or exceeds state and federal requirements. The operator will provide an annual statement signed by an authorized representative of the company that it has complied with the maintenance requirements that are stipulated.* The motion carried unanimously nine (9) ayes to zero (0) nays.

Mr. Randle Harwood, Director, Planning and Development Department, expressed appreciation to the staff of Chesapeake and Texas Midstream Gas for their cooperation with the neighborhoods and providing answers to the residents' questions and concerns.

[2. M&C C-24704 - Adopt a Supplemental Appropriation Ordinance Increasing Appropriations in the Information Systems Fund in the Amount of \\$442,389.00 and Decreasing the Unaudited, Unreserved, Undesignated Information Technology Fund Balance by the Same Amount and Authorize Execution of a Contract for Microsoft Software Licenses and Maintenance from Dell Marketing, Inc., Using a State of Texas Department of Information Resources Contract DIR-SDD-1014 for a Cost of \\$722,389.15.](#)

The City Council approved the following recommendation: Authorize the City Manager to Execute a Contract for Microsoft Licenses and Maintenance From Dell Marketing, Inc., Using a State of Texas Department Contract DIR-SDD-1014 at a Cost of \$722,389.15; and Adopt a Supplemental Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Information Systems Fund in the Amount of \$422,389.00 and Decreasing the Unreserved, Undesignated Fund Balance by the Same Amount.

(C-24704 Continued)

Motion: Council Member Zimmerman made a motion, seconded by Council Member Burdette, that Mayor and Council Communication No. C-24704 be approved and Supplemental Appropriation Ordinance No. 19533-01-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

3. M&C C-24705 - Authorize the Execution of a Public Right-of-Way Use Agreement Granting Barnett Gathering, LP, a License to Construct and Operate a Natural Gas Gathering Pipeline Across West Berry Street, South Main Street, East Allen Avenue, West Jessamine Street, Bewick Street, Biddison Street, Dickson Street, Ramsey Avenue, Morningside Drive, Bowie Street and Page Avenue for a One-Time License Fee of \$37,820.75.

The City Council approved the following recommendation: Authorize the City Manager to Execute a Public Right-of-Way Use Agreement With Barnett Gathering, LP, Granting a License to Construct and Operate a Natural Gas Gathering Pipeline Across West Berry Street, West of South Main Street Across South Main Street, South of Allen Avenue, Across East Allen Avenue, East of South Main Street, Across West Jessamine Street, East of Jennings Avenue, Across Bewick Street, East of Jennings Avenue; Across Biddison Street, East of Jennings Avenue; Across Dickson Street, East of Jennings Avenue, Across Ramsey Avenue, East of Jennings Avenue, Across Morningside Drive, East of Saint Louis Avenue, Across Bowie Street, East of May Street and Across Page Avenue, East of Jennings Avenue, for a One (1) Time License Fee of \$37,820.75.

Motion: Council Member Burns made a motion, seconded by Council Member Zimmerman, that Mayor and Council Communication No. C-24705 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

4. M&C C-24706 - Authorize the Execution of a Public Right-of-Way Use Agreement Granting Peregrine Pipeline Company, L.P., a License to Construct and Operate a Natural Gas Gathering Pipeline Across South Pipeline Road, East of Royal Parkway, for a One-Time License Fee of \$3,179.00.

The City Council approved the following recommendation: Authorize the City Manager to Execute a Public Right-of-Way Use Agreement With Peregrine Pipeline Company, L.P., Granting a License to Construct and Operate a Natural Gas Gathering Pipeline Across South Pipeline Road, East of Royal Parkway, for a One (1) Time License Fee of \$3,179.00.

Motion: Council Member Moss made a motion, seconded by Mayor Pro tem Scarth, that Mayor and Council Communication No. C-24706 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

5. M&C C-24707 - Authorize the Execution of a Public Right-of-Way Use Agreement Granting Barnett Gathering, LP, a License to Construct and Operate a Natural Gas Gathering Pipeline Across West Jessamine Street, East of Jennings Avenue.

The City Council approved the following recommendation: Authorize the City Manager to Execute a Public Right-of-Way Use Agreement With Barnett Gathering, LP, Granting a License to Construct and Operate a Natural Gas Gathering Pipeline Across West Jessamine Street, East of Jennings Avenue, for a One (1) Time License Fee of \$2,103.75.

Motion: Council Member Burns made a motion, seconded by Council Member Zimmerman, that Mayor and Council Communication No. C-24707 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

6. M&C C-24708 - Authorize the Execution of a Public Right-of-Way Use Agreement Granting Burnett Oil Company, Inc., a License to Construct and Operate a Natural Gas Gathering Pipeline Across Long Avenue, West of Half Moon Drive for a One-Time License Fee of \$22,814.00.

The City Council approved the following recommendation: Authorize the City Manager to Execute a Public Right-of-Way Use Agreement With Burnett Oil Company, Inc., Granting a License to Construct and Operate a Natural Gas Gathering Pipeline Across Long Avenue, West of Half Moon Drive, for a One (1) Time License Fee of \$22,814.00.

Motion: Mayor Pro tem Scarth made a motion, seconded by Council Member Jordan, that Mayor and Council Communication No. C-24708 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

7. M&C C-24709 - Authorize an Expenditure of \$1,100,000.00 of HOME Investment Partnerships Program Grant Funds to Bonnie Brae, L.P., in the Form of a Subordinate Interim Loan for the Development of the Bonnie Brae Estates, a Single Family Rental Subdivision Located at 3715 NE 28th Street and 3650 Kimbo Road, Authorize the Execution of a Conditional Commitment and Contract, and Authorize a Substantial Amendment to the City's 2007-2008 and 2008-2009 Action Plans.

The City Council approved the following recommendation: Authorize a Substantial Amendment to the City's 2007-2008 and 2008-2009 Action Plans; Authorize the City Manager, or His Designee, to Substitute Funding Years in Order to Meet Commitment, Disbursement and Expenditure Deadlines for Grant Funds From the United States Department of Housing and Urban Development; Authorize a Change in Use and the Expenditure of \$1,100,000.00 of HOME Investment Partnerships Program Grant Funds to Bonnie Brae, L.P., an Affiliate of M.R. Development Corporation, in the Form of a Subordinate Interim Loan for the Development of the Bonnie Brae Estates, a Single Family Rental

(C-24709 Continued)

Subdivision Located at 3715 NE 28th Street and 3650 Kimbo Road; Authorize the City Manager, or His Designee, to Execute a Conditional Commitment With Bonnie Brae, L.P., for a Three (3) Year Subordinate Interim Loan That Conditions Loan Funding, Among Other Things, on Satisfactory Completion of HOME Requirements; Authorize the City Manager, or His Designee, to Execute a Contract With Bonnie Brae, L.P., for the Project for a Term Beginning on the Date of Execution of the Contract and Ending on the Date the 20 Year Affordability Period Expires; Authorize the City Manager, or His Designee, to Extend or Renew the Conditional Commitment or the Contract for Up to One (1) Year if Bonnie Brae, L.P., Requests an Extension and Such Extension is Necessary for Completion of the Project; and Authorize the City Manager, or His Designee, to Amend the Conditional Commitment or the Contract if Necessary to Achieve Project Goals Provided That the Amendment is Within the Scope of the Project and in Compliance With City Policies and Applicable Laws and Regulations Governing the Use of Federal Grant Funds.

Mayor Pro tem Scarth requested staff clarification if this item was contingent upon being awarded the Texas Department of Housing and Community Affairs (TDHCA) bond funding.

Ms. Cynthia Garcia, Assistant Director, Housing and Economic Development Department, confirmed this item was contingent upon being awarded the TDHCA bond funding.

Motion: Mayor Pro tem Scarth made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. C-24709 be approved with appreciation to the Housing and Economic Development Department staff. The motion carried unanimously nine (9) ayes to zero (0) nays.

8. M&C C-24710 - Authorize a Change in Use and Expenditure of \$320,000.00 of HOME Investment Partnership Program Grant Funds to Cornerstone Assistance Network Housing Development Corporation for the Development of Three Single Family Houses in the Polytechnic/Wesleyan Neighborhood, Authorize the Execution of Conditional Commitment and Contract and Authorize a Substantial Amendment to the City's 1996-1997, 2003-2004, 2004-2005, 2005-2006, 2006-2007, 2007-2008 and 2009-2010 Action Plans.

The City Council approved the following recommendation: Authorize a Substantial Amendment to the City's 1996-1997, 2003-2004, 2004-2005, 2005-2006, 2006-2007, 2007-2008 and 2009-2010 Action Plans; Authorize the City Manager, or His Designee, to Substitute Funding Years in Order to Meet Commitment, Disbursement and Expenditure Deadlines for Grant Funds From the United States Department of Housing and Urban Development; Authorize a Change in Use and the Expenditure of \$320,000.00 in HOME Investment Partnerships Program Grant Funds to Cornerstone Assistance Network Housing Development Corporation, a Certified Community Housing Development Organization, for the Development of Three (3) Single Family Houses in the Polytechnic

C-24710 Continued)

Neighborhood; Authorize the City Manager, or His Designee, to Execute a Conditional Commitment With Cornerstone Assistance Network Housing Development Corporation That Conditions Funding, Among Other Things, on Satisfactory Completion of HOME Requirements; Authorize the City Manager, or His Designee, to Execute a Contract With Cornerstone Assistance Network Housing Development Corporation for the Project for a Three (3) Year Term Beginning on the Date of Execution of the Contract; Authorize the City Manager, or His Designee, to Extend or Renew the Conditional Commitment or the Contract if Cornerstone Assistance Network Housing Development Corporation Requests an Written Extension and Such Extension is Necessary for Completion of the Project; and Authorize the City Manager, or His Designee, to Amend the Conditional Commitment or the Contract if Necessary to Achieve Project Goals Provided That the Amendment is Within the Scope of the Project and in Compliance With City Policies and Applicable Laws and Regulations Governing the Use of Federal Grant Funds.

Motion: Council Member Moss made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. C-24710 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

9. M&C C-24711 - Authorize a Change in Use and Expenditure of \$315,056.00 of HOME Investment Partnerships Program Grant Funds to Lakeside Village Ltd., in the Form of a Subordinate Interim Loan for the Development of Lakeside Village Homes, Single Family Rental Housing in the Como Neighborhood, Authorize the Execution of a Conditional Commitment and Contract and Authorize a Substantial Amendment to the City's 2005-2006, 2007-2008, 2008-2009 and 2010-2011 Action Plans.

The City Council approved the following recommendation: Authorize a Substantial Amendment to the City's, 2005-2006, 2007-2008, 2008-2009 and 2010-2011 Action Plans; Authorize the City Manager, or His Designee, to Substitute Funding Years in Order to Meet Commitment, Disbursement and Expenditure Deadlines for Grant Funds From the United States Department of Housing and Urban Development; Authorize a Change in Use and the Expenditure of \$315,056.00 of HOME Investment Partnerships Program Grant Funds to Lakeside Village Ltd., in the Form of a Subordinate Interim Loan for the Development of Lakeside Village Homes, Single Family Rental Housing on Scattered Sites in the Como Neighborhood; Authorize the City Manager, or His Designee, to Execute a Conditional Commitment With Lakeside Village Ltd., for a Three (3) Year Subordinate Interim Loan That Conditions Loan Funding, Among Other Things, on Satisfactory Completion of HOME Requirements; Authorize the City Manager, or His Designee, to Execute a Contract With Lakeside Village Ltd., for the Project for a Term Beginning on the Date of Execution of the Contract and Ending on the Date the 20 Year Affordability Period Expires; Authorize the City Manager, or His Designee, to Extend or Renew the Conditional Commitment or the Contract for Up to One (1) Year if Lakeside Village Ltd., Requests an Extension and Such Extension is Necessary for Completion of the Project; and Authorize

(C-24711 Continued)

the City Manager, or His Designee, to Amend the Conditional Commitment or the Contract if Necessary to Achieve Project Goals Provided That the Amendment is Within the Scope of the Project and in Compliance With City Policies and Applicable Laws and Regulations Governing the Use of Federal Grant Funds.

Motion: Council Member Burdette made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. C-24711 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

10. M&C C-24712 - Authorize a Change in Use and Expenditure of Up to \$470,000.00 of HOME Investment Partnerships Program Grant Funds to the Neighborhood Land Corporation for the Development of Up to Seven Single Family Houses, Authorize the Execution of a Conditional Commitment and Contract and Authorize a Substantial Amendment to the City's 2007-2008, 2008-2009, 2009-2010 and 2010-2011 Action Plans.

The City Council approved the following recommendation: Authorize a Substantial Amendment to the City's, 2007-2008, 2008-2009, 2009-2010 and 2010-2011 Action Plans; Authorize the City Manager, or His Designee, to Substitute Funding Years in Order to Meet Commitment, Disbursement and Expenditure Deadlines for Grant Funds From the United States Department of Housing and Urban Development; Authorize a Change in Use and the Expenditure of Up to \$470,000.00 in Prior Year's HOME Investment Partnerships Program Grant Funds to the Neighborhood Land Corporation, a Certified Community Housing Development Organization, for the Development of Up to Seven (7) Single Family Houses Located at Scattered Sites Throughout the City of Fort Worth; Authorize the City Manager, or His Designee, to Execute a Conditional Commitment With the Neighborhood Land Corporation That Conditions Funding, Among Other Things, on Satisfactory Completion of HOME Requirements; Authorize the City Manager, or His Designee, to Execute a Contract With the Neighborhood Land Corporation for the Project for a Two (2) Year Term Beginning on the Date of Execution of the Contract; Authorize the City Manager, or His Designee, to Extend or Renew the Conditional Commitment or the Contract if the Neighborhood Land Corporation Requests a Written Extension and Such Extension is Necessary for Completion of the Project; and Authorize the City Manager, or His Designee, to Amend the Conditional Commitment or the Contract if Necessary to Achieve Project Goals Provided That the Amendment is Within the Scope of the Project and in Compliance With City Policies and Applicable Laws and Regulations Governing the Use of Federal Grant Funds.

Motion: Council Member Moss made a motion, seconded by Council Member Burdette, that Mayor and Council Communication No. C-24712 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

11. M&C C-24713 - Authorize a Change in Use and Expenditure of \$850,000.00 of HOME Investment Partnerships Program Grant Funds to Esperanza Cove, Ltd., in the Form of a Subordinate Interim Loan for the Development of Esperanza Cove Senior Apartments, Multifamily Senior Housing Located at 2819 East Belknap Street, Authorize the Execution of a Conditional Commitment and Contract and Authorize a Substantial Amendment to the City's 2010-2011 Action Plan.

The City Council approved the following recommendation: Authorize a Substantial Amendment to the City's 2010-2011 Action Plan; Authorize the City Manager, or His Designee, to Substitute Funding Years in Order to Meet Commitment, Disbursement and Expenditure Deadlines for Grant Funds From the United States Department of Housing and Urban Development; Authorize a Change in Use and the Expenditure of \$850,000.00 in HOME Investment Partnerships Program Grant Funds to Esperanza Cove Ltd., in the Form of a Subordinate Interim Loan for the Development of the Esperanza Cove Senior Apartments, Multi-Family Senior Housing Located at 2819 East Belknap Street; Authorize the City Manager, or His Designee, to Execute a Conditional Commitment With Esperanza Cove, Ltd., for a Three (3) Year Subordinate Interim Loan That Conditions Loan Funding, Among Other Things, on Satisfactory Completion of HOME Requirements; Authorize the City Manager, or His Designee, to Execute a Contract With Esperanza Cove, Ltd., for the Project for a Term Beginning on the Date of Execution of the Contract and Ending on the Date the 20-Year Affordability Period Expires; Authorize the City Manager, or His Designee, to Extend or Renew the Conditional Commitment or the Contract if Esperanza Cove, Ltd., Requests a Written Extension and Such Extension is Necessary for Completion of the Project; and Authorize the City Manager, or His Designee, to Amend the Conditional Commitment or the Contract if Necessary to Achieve Project Goals Provided That the Amendment is Within the Scope of the Project and in Compliance With City Policies and Applicable Laws and Regulations Governing the Use of Federal Grant Funds.

Motion: Council Member Espino made a motion, seconded by Mayor Pro tem Scarth, that Mayor and Council Communication No. C-24713 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

12. M&C C-24714 - Authorize a Change in Use and Expenditure of \$381,931.00 of HOME Investment Partnerships Program Grant Funds to Tarrant County Housing Partnership, Inc., for the Development of Three Single Family Houses in the Hillside-Morningside Neighborhood, Authorize the Execution of Conditional Commitment and Contract and Authorize a Substantial Amendment to the City's 2010-2011 Action Plan.

The City Council approved the following recommendation: Authorize a Substantial Amendment to the City's 2010-2011 Action Plan; Authorize the City Manager, or His Designee, to Substitute Funding Years in Order to Meet Commitment, Disbursement and Expenditure Deadlines for Grant Funds From the United States Department of Housing and Urban Development; Authorize a Change in Use and the Expenditure of \$381,931.00 in HOME Investment Partnerships Program Grant Funds to Tarrant

(C-24714 Continued)

County Housing Partnership, Inc., a Certified Community Housing Development Organization, for the Development of Three (3) Single Family Houses in the Hillside-Morningside Neighborhood; Authorize the City Manager, or His Designee, to Execute a Conditional Commitment With Tarrant County Housing Partnership, Inc., That Conditions Funding, Among Other Things, on Satisfactory Completion of HOME Requirements; Authorize the City Manager, or His Designee, to Execute a Contract With Tarrant County Housing Partnership, Inc., for the Project for a Three (3) Year Term Beginning on the Date of Execution of the Contract; Authorize the City Manager, or His Designee, to Extend or Renew the Conditional Commitment or the Contract if Tarrant County Housing Partnership, Inc., Requests a Written Extension and Such Extension is Necessary for Completion of the Project; and Authorize the City Manager, or His Designee, to Amend the Conditional Commitment or the Contract if Necessary to Achieve Project Goals Provided That the Amendment is Within the Scope of the Project and in Compliance With City Policies and Applicable Laws and Regulations Governing the Use of Federal Grant Funds.

Motion: Council Member Hicks made a motion, seconded by Council Member Burns, that Mayor and Council Communication No. C-24714 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

13. M&C C-24715 - Authorize the Execution of a Contract in the Amount of \$2,289,229.10 with Conatser Construction TX, LP, for Pavement Reconstruction and Water and Sanitary Sewer Main Replacement on Crestline Road, Dexter Avenue, Fredrick Street and Sutter Street and Adopt Appropriation Ordinance.

The City Council approved the following recommendation: Authorize the Transfer of \$1,174,339.00 From the Water and Sewer Fund to the Water Capital Projects Fund in the Amount of \$477,882.00 and Sewer Capital Projects Fund in the Amount of \$696,457.00; Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Water Capital Projects Fund and the Sewer Capital Projects Fund From Available Funds for the Purpose of Funding Pavement Reconstruction and Water and Sanitary Sewer Main Replacement on Portions of Crestline Road, Montgomery Street to Camp Bowie Boulevard; Dexter Avenue, Sutter Street to Clover Lane; Fredrick Street, Crestline Road to Lafayette Avenue and Sutter Street, Lafayette Avenue to Byers Avenue; and Authorize the City Manager to Execute a Contract With Conatser Construction TX, LP, in the Amount of \$2,289,229.10.

Motion: Council Member Burdette made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. C-24715 be approved and Appropriation Ordinance No. 19534-01-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

14. M&C C-24716 - Authorize the Execution of a Contract in the Amount of \$1,148,630.90, with Conatser Construction TX, LP, for Pavement Reconstruction and Water and Sanitary Sewer Main Replacement on Portions of Biddison Street, Blodgett Avenue, Eugene Avenue and East Butler Street and Adopt Appropriation Ordinance.

The City Council approved the following recommendation: Authorize the Transfer of \$584,355.90 From the Water and Sewer Operating Fund to the Water Capital Projects Fund in the Amount of \$289,506.40 and Sewer Capital Projects Fund in the Amount of \$294,849.50; Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Water Capital Projects Fund and in the Sewer Capital Projects Fund From Available Funds for the Purpose of Funding Pavement Reconstruction and Water and Sanitary Sewer Main Replacement on Portions of Biddison Street, Evans Avenue to Echo Lake Drive South; Blodgett Avenue, Fair Park Boulevard to McClure Street and Eugene Avenue, West Dead End to East Dead End; and Authorize the City Manager to Execute a Contract With Conatser Construction TX, LP, in the Amount of \$1,148,630.90.

Mr. Lee Frampton, 816 East Biddison, completed a speaker card in support of Mayor and Council Communication No. C-24716, but did not wish to address the City Council.

Motion: Council Member Burns made a motion, seconded by Council Member Zimmerman, that Mayor and Council Communication No. C-24716 be approved and Appropriation Ordinance No. 19535-01-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

15. M&C C-24717 - Authorize the Execution of a Contract in the Amount of \$1,443,055.50, with CPS Civil, LLC, for Pavement Reconstruction and Water Main Replacement on Portions of Sixth Avenue, South Lake Street and South Henderson Street and Adopt Appropriation Ordinance.

The City Council approved the following recommendation: Authorize the Transfer of \$640,012.00 From the Water Operating Fund to the Water Capital Projects Fund; Adopt an Appropriation Ordinance Increasing the Estimated Receipts and Appropriations in the Water Capital Projects Fund, From Available Funds for the Purpose of Pavement Reconstruction and Water Main Replacement on Portions of Sixth Avenue, West Arlington Avenue to West Jessamine Street; South Lake Street, West Maddox Avenue to West Magnolia Avenue and South Henderson Street, West Magnolia Avenue to Myrtle Street; and Authorize the City Manager to Execute a Contract With CPS Civil, LLC, in the Amount of \$1,443,055.50.

Motion: Council Member Burns made a motion, seconded by Council Member Burdette, that Mayor and Council Communication No. C-24717 be approved and Appropriation Ordinance No. 19536-01-2011 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

16. M&C C-24718 - Authorize Amendment No. 7 to City Secretary Contract No. 29110 with Johnson Controls, Inc., in the Amount of \$3,085,591.00, Plus \$125,000.00 in Contingency Funds, to Implement Phase VI-b of the City's Energy Savings Performance Contract at Selected City-Owned Facilities.

The City Council approved the following recommendation: Authorize the City Manager to Execute Amendment No. 7 to City Secretary Contract No. 29110 With Johnson Controls, Inc., in the Amount of \$3,085,591.00, Plus \$125,000.00 in Contingency Funds, to Implement Energy Savings Performance Contract, Phase VI-b at Selected City-Owned Facilities.

Motion: Council Member Burdette made a motion, seconded by Council Member Jordan, that Mayor and Council Communication No. C-24718 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

17. M&C C-24719 - Authorize the Execution of a Contract with Ark Contracting Services, LLC, in the Amount of \$7,379,345.00 for the Modifications to Bar Screen Building Three and Junction Box Rehabilitation at Village Creek Water Reclamation Facility.

The City Council approved the following recommendation: Authorize the City Manager to Execute a Construction Contract With Ark Contracting Services, LLC, in the Amount of \$7,379,345.00 for the Modifications to Bar Screen Building Three and Junction Box Rehabilitation at Village Creek Water Reclamation Facility.

Motion: Council Member Moss made a motion, seconded by Mayor Pro tem Scarth, that Mayor and Council Communication No. C-24719 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

18. M&C C-24720 - Authorize the Execution of the Strategic Partnership Agreement, Development Agreement, Agreement Concerning Operation of South Denton County Water Control and Improvement District No. 1 and Agreements Concerning Water and Wastewater Utility Service for the Brookfield Development Located Contiguous to State Highway 114 in the Extraterritorial Jurisdiction of the City of Fort Worth.

The City Council approved the following recommendation: Authorize the City Manager or a Designee to Execute the Following Agreements: Strategic Partnership Agreement Between the City and South Denton County Water Control and Improvement District No. 1; Development Agreement Between the City and Brookfield Acquisitions, L.P.; Agreement Concerning Operation of the District Between the City and the South Denton County Water Control and Improvement District No. 1; Water and Wastewater Utility Service Agreement Between the City, South Denton County Water Control and Improvement District No. 1, Brookfield Acquisition L.P., and Aqua Utilities, Inc.; Wholesale Water Service Agreement Between the City and Aqua Utilities, Inc.; Buy-Out Option Contract Between the City, Aqua Utilities, Inc., Brookfield Acquisition L.P., South Denton County Water Control and Improvement District No. 1; Wholesale Wastewater Service Agreement Between the City and Aqua Utilities, Inc.

(C-24720 Continued)

Ms. Marcella Olson, 500 Main Street, Suite 800, completed a speaker card in support of Mayor and Council Communication No. C-24720, but did not wish to address the City Council.

Motion: Council Member Espino made a motion, seconded by Mayor Pro tem Scarth, that Mayor and Council Communication No. C-24720 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

XV. ZONING HEARING

1. Zoning Docket No. ZC-10-094 - Commercial Metals Company, 2400 NE 36th Street; from: "K" Heavy Industrial to: "PD/K" Planned Development for all uses in "K" Heavy Industrial plus metal recycling facility; site plan included. (Recommended for Approval) (Continued from a Previous Meeting)

It appeared that the City Council at its meeting of November 9, 2010, continued Zoning Docket No. ZC-10-094 Commercial Metals Company, 2400 NE 36th Street from "K" Heavy Industrial to "PD/K" Planned Development for all uses in "K" Heavy Industrial plus metal recycling facility; site plan included. (Recommended for Approval)

Motion: Council Member Espino made a motion, seconded by Mayor Pro tem Scarth, that Zoning Docket No. ZC-10-094 be continued until the March 22, 2011, Council meeting. The motion carried unanimously nine (9) ayes to zero (0) nays.

2. Zoning Docket No. ZC-10-187 - Reginald Wilson, 4503 Mansfield Highway; from: "E" Neighborhood Commercial to: "FR" General Commercial Restricted. (Recommended for Approval) (Continued from a Previous Meeting)

It appeared that the City Council at its meeting of January 4, 2011, continued Zoning Docket No. ZC-10-187 Reginald Wilson, 4503 Mansfield Highway; from "E" Neighborhood Commercial to "FR" General Commercial Restricted. (Recommended for Approval)

Council Member Moss stated that this area had gone through a Council-initiated rezoning in 2009 and noted that there had been meetings with the City of Forest Hill looking at ways to try and improve the commercial development along this site. He pointed out this rezoning would be counter to the Comprehensive Plan and his motion would be to deny the request.

Motion: Council Member Moss made a motion, seconded by Council Member Hicks, that Zoning Docket No. ZC-10-187 be denied. The motion carried unanimously nine (9) ayes to zero (0) nays.

XVI. CITIZEN PRESENTATIONS

1. [Mr. Joe Don Brandon, P.O. Box 1155, "The T Disabled and Mits+1, ID's should be marked with pet or wheelchair for Bus Driver support and control, Doctor issued services on the T Buses, and ordinance controlling the sale of used electric wheelchairs".](#)

Mr. Joe Don Brandon, P.O. Box 1155, appeared before Council and advised he would make a future presentation regarding the Salvation Army not allowing schizophrenic homeless individuals food and shelter. He displayed a photograph of barrels which had washed onto the banks of the Trinity River and advised he would also make a future presentation on trash and debris in the Trinity River. He displayed photographs of a therapy dog and a copy of his MITS +1 identification card and stated that the riders on The "T" should not be allowed to have guide animals or motorized chairs without medical proof of their need. He stated that the individuals who had a valid medical issue should be required to have an identifying stamp or mark on their identification card. He advised that individuals who used motorized wheel chairs without a real medical need were wasting federal funds.

Other Citizen Presentations:

Ms. Jane Onuoha, 1513 Whispering Cove Trail, appeared before Council and advised of the need for healthcare facilities for adults and elderly. She requested the use of a vacant City building for an adult daycare and hospice facility.

Mayor Moncrief advised Ms. Onuoha that although he fully understood the need for these type of services, the City could not get involved with the issue. He advised her that there were other forums that would be better suited for her message, such as the Texas Medical Association or the Tarrant County Medical Society.

Mr. Alex Weely, representing the Fort Worth Titans, appeared before Council and provided a handout and background information on the Texas School of Football, a mentoring program for students in 2nd through 8th grade. He advised that Council Member Jordan visited the participating Fort Worth students and their team won the division championship. He presented Council Member Jordan with a football jersey signed by Mr. Brandon Williams, former football player for the Dallas Cowboys. He also requested the use of Blue Raider Field for the spring football season.

Council Member Jordan expressed appreciation to Mr. Weely for the football jersey and stated that Mr. Weely was a great leader in the community. He also advised that staff was working to change and finalize arrangements for how Blue Raider Field was managed and would have good news Mr. Weely in the near future.

XVII. EXECUTIVE SESSION (PRE-COUNCIL CHAMBER)

It was the consensus of the City Council that they recess into Executive Session at 11:40 a.m., to complete the agenda items as follows:

1. Seek the advice of its attorneys concerning the following pending or contemplated litigation or other matters that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules, and as authorized by Section 551.071 of the Texas Government Code:
 - b. Legal issues regarding proposed rate changes by Oncor Electric Delivery, LLC; and
 - c. I Gotcha, Inc., d/b/a BT Cabaret, Main State Cabaret, and Illusions Gentleman's Club v. City of Fort Worth Civil Action No. 4-11-CV-011-A; and
 - d. City of Fort Worth v. Near Southeast Community Development Corporation, Inc., Cause No. 236-245377-10; and
 - e. Legal issues related to four Fort Worth Selective Traffic Enforcement Program (STEP) grants funded by the Texas Department of Transportation (TxDOT); and
 - f. Legal issues concerning any item listed on today's City Council meeting agendas; and
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.

The City Council reconvened into regular session at 12:52 p.m.

XVIII. ADJOURNMENT

There being no further business the meeting was adjourned at 12:52 in memory of Officer Mary "Janie" Spivey, Badge Number 2817, who passed away on January 22, 2011, and last served in the Central Patrol Division and was a 16 year veteran; Retired Sergeant Lonnell E. Copper, Badge Number 335, who passed away on January 24, 2011, and was the first African American Supervisor in the Police Department and was a 26 year veteran; Ms. Christina Bronson, age 73, who passed away on January 18, 2011, after a 23-year long battle with cancer; and Ms. Nancy Naan Platt, who passed away on January 11, 2011.

No Documents for this Section



To the Mayor and Members of the City Council

February 1, 2011

Page 1 of 1

**SUBJECT: ENTERPRISE RESOURCE PLANNING (ERP) PROJECT - PHASE I
UPDATE**

INFORMATION FORTHCOMING

To the Mayor and Members of the City Council

February 1, 2011

Page 1 of 1



SUBJECT: INTERIM REPORT ON CONTRACT FOR PROFESSIONAL SERVICES FOR NATURAL GAS AIR QUALITY STUDY FINAL WORK PLAN WITH EASTERN RESEARCH GROUP, INC.

The purpose of this Informal Report is to provide information on the timing of an Interim Report for the Contract for Professional Services for the Natural Gas Air Quality Study (NGAQS) Final Work Plan with Eastern Research Group, Inc.

The Interim Report will be provided within the Council Packet on February 11, 2011 with a Pre-Council briefing on February 15, 2011. The Natural Gas Air Quality Study Committee will be briefed on the Interim Report on or about February 14, 2011.

Please refer any questions to Michael A. Gange, Assistant Director of TPW – Environmental Services Division at extension 6569.


Tom Higgins
Interim City Manager

To the Mayor and Members of the City Council**February 1, 2011**

Page 1 of 1

**Subject: PROPOSED COUNCIL-INITIATED ZONING CHANGES FOR THE WEST HANDLEY AREA NEIGHBORHOOD**

The February 8 City Council agenda will contain an M&C to initiate the zoning process for the Handley area 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 2010 Comprehensive Plan, an amendment to the proposed 2011 Comprehensive Plan, the current zoning, and the proposed zoning. Council Member Moss would like to initiate rezoning of these areas in response to neighborhood concerns.

An informational meeting for the Handley area neighborhood was held on December 7, 2010, 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.

Public hearings for the rezoning of these properties would be held by the Zoning Commission on March 9, 2011, and by the City Council on April 5, 2011.

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

A handwritten signature in cursive script, appearing to read "Tom Higgins".

Tom Higgins
Interim City Manager

attachment: PowerPoint presentation

Proposed Council-initiated Zoning Changes for the West Handley Area Neighborhood



Prepared for the
City Council

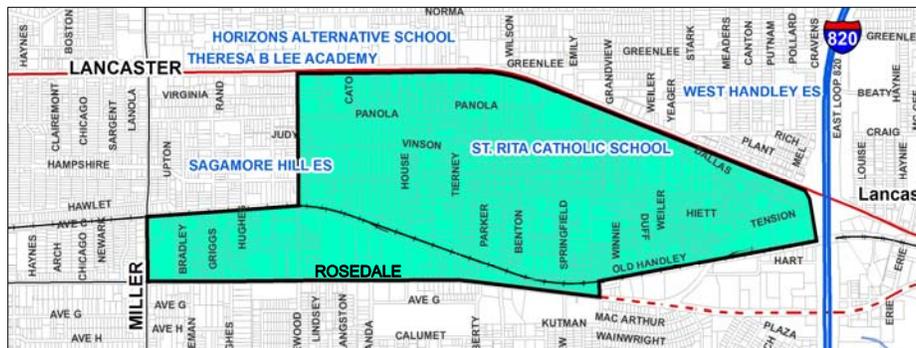
By the
Planning and Development Department

1

February 1, 2011

Purpose

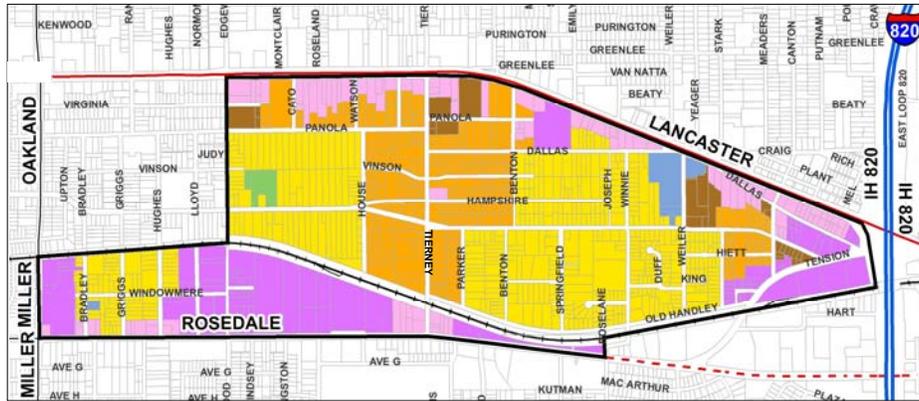
Provide a **briefing** on the proposed Council-initiated rezoning of 444 acres of property from various residential and commercial districts to be in conformance with the Comprehensive Plan.



2

Note: The proposed rezoning area consists of a total of **1,071** properties.

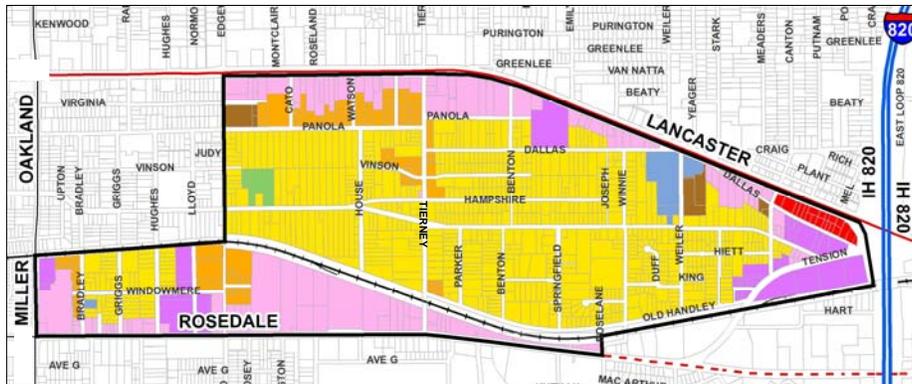
What future land use is designated in the 2010 Comprehensive Plan?



4

- | | | |
|---|--|---|
|  Single-Family Residential |  Medium Density Residential |  Neighborhood Commercial |
|  Low Density Residential |  Institutional |  Light Industrial |
| | |  Public Open Space |

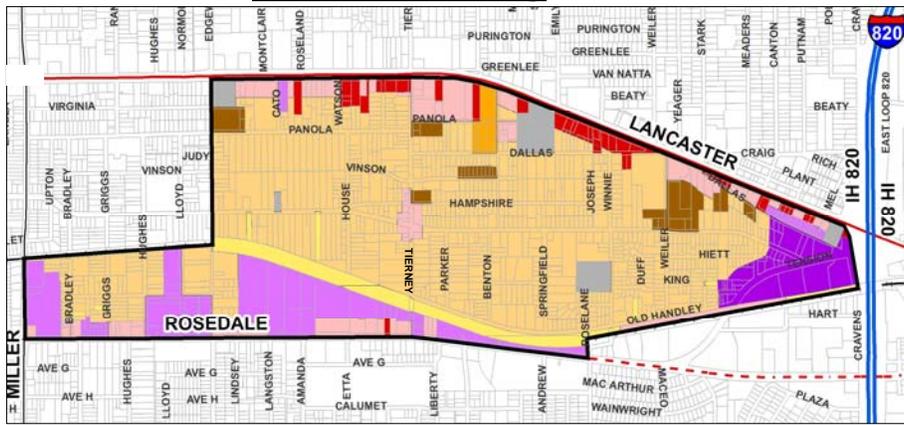
What future land use is proposed for the 2011 Comprehensive Plan?



4

- | | | |
|--|---|---|
|  Single-Family Residential |  Institutional |  Light Industrial |
|  Low Density Residential |  Neighborhood Commercial |  Public Open Space |
|  Medium Density Residential |  General Commercial | |

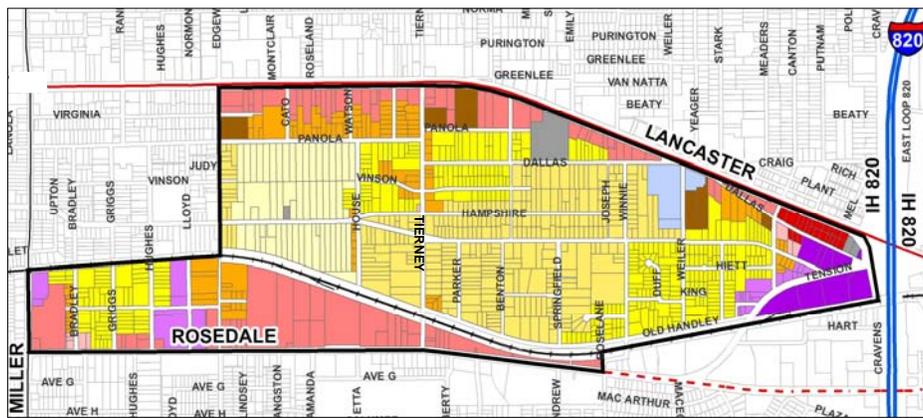
What is the current zoning?



- | | | |
|--------------------------------|--|-------------------------|
| A-21, A-10, A-5:
One-Family | CF: Community Facilities | I: Light Industrial |
| B: Two-Family | ER, E: Neighborhood
Commercial | J, K: Industrial |
| MH: Manufactured
Housing | FR, F, G: General
Commercial Restricted,
General Commercial,
Intensive Commercial | PD: Planned Development |
| CR, C: Multifamily | | |

5

What is the proposed zoning?



- | | | |
|-------------------|---|--------------------------------------|
| A-10: One Family | C: Multifamily | FR: General Commercial
Restricted |
| A-7.5: One Family | CF: Community Facilities | I: Light Industrial |
| A-5: One Family | ER: Neighborhood
Commercial Restricted | K: Heavy Industrial |
| B: Two-Family | E: Neighborhood
Commercial | PD: Planned Development |

6

What is the proposed schedule?

<u>Date</u>	<u>Action</u>
Dec. 7, 2010	Residents attend public information meeting and express support for zoning changes.
Feb. 1, 2011	City Council receives Informal Report on proposed zoning changes.
Feb. 8	City Council approves M&C authorizing initiation of zoning changes.
Mar. 9	Zoning Commission conducts public hearing and makes recommendations on proposed zoning changes.
Apr. 5	City Council conducts public hearing and approves zoning changes.

To the Mayor and Members of the City Council**February 1, 2011**

Page 1 of 1

**Subject: ANNEXATION SERVICE PLAN PUBLIC HEARINGS FOR CERTAIN PROPERTIES NORTH OF WALL PRICE KELLER ROAD AND EAST OF ALTA VISTA ROAD**

The February 8 and February 15 City Council agendas will include public hearings on the proposed service plan for annexation area 15-2 in the Far North sector. Area 15-2 encompasses approximately 80 acres including three preliminary plats for single family development, with construction nearing completion at this time.

This area was initially identified in the 2007-2011 annexation program for potential annexation in 2010 as part of a larger area and was anticipated to contain more than 100 dwellings by 2010. The City was thus required to include them in the state-mandated annexation plan in 2007, in accordance with Section 43.052 of the Texas Local Government Code. Staff met with the affected property owners in 2007 and 2009 to inform them of the annexation process. On March 10, 2009, the City Council approved a resolution which removed this area from the annexation plan. With the property owners' agreement, the resolution noted that the approximately 80 acres could be included in the annexation plan in 2010 to allow consideration of annexation in 2013. After the mandatory 12-month waiting period, the City Council approved a new resolution re-instating area 15-2 into the City's three-year annexation plan on July 13, 2010.

State law requires a draft service plan to be prepared in cooperation with other service providers and for this draft service plan to be reviewed at two public hearings. The public hearings are required to be held within three months after the service inventory was available for review in December 2010. The next steps in the annexation process are to negotiate with the future residents, if necessary, regarding elements of the service plan over the next six months, followed by certification of the service plan by the City Council.

The attached PowerPoint and draft service plan provide additional information. The service plan describes municipal services the City of Fort Worth will furnish to the annexation area. The following services will be available immediately upon annexation: police and fire protection, emergency medical response, solid waste collection, water and sewer facilities, roadway and street lighting maintenance, park facilities, and library facilities. In addition, the City will begin enforcement of ordinances through storm water regulation, code enforcement, health inspections, building inspections, and zoning regulations. The service plans detail capital improvement projects, which will be necessary to create adequate infrastructure systems.

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


Tom Higgins
Interim City Manager

SERVICE PLAN PUBLIC HEARINGS
FOR AREA ADDED TO ANNEXATION
PLAN IN 2010

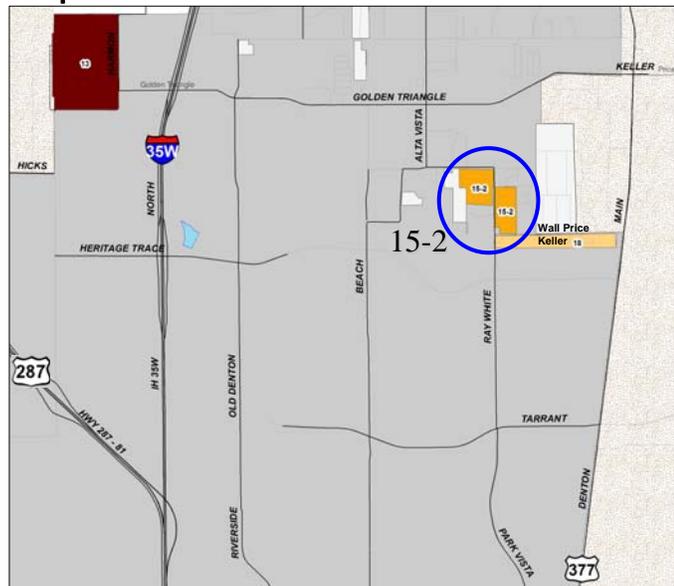


Prepared for the
City Council

By the
Planning and Development Department

February 1, 2011

Where is the area added to the state-mandated
annexation plan?



What is the timeline for area 15-2?

<u>Date</u>	<u>Action</u>
Nov. 27, 2007	City Council adopts resolution adding the larger area to the 3-year annexation plan.
Mar. 10, 2009	City Council adopts resolution removing three subdivisions from 3-year annexation plan to allow additional notice.
Jul. 13, 2010	City Council adopts resolution re-instating area to the 3-year annexation plan.
July 2013	City Council considers and institutes approval of annexation .

AREA 15-2 (AX-10-007) Current Conditions

- Current land uses
 - Single family
 - Six vacant lots
- No agricultural exemptions or absolute exemptions for institutional uses
- Three approved preliminary plats
- Limited short term growth



What is the proposed annexation schedule for area 15-2?

<u>Date</u>	<u>Action</u>
2007, 2009	Staff conducts property owner meetings .
Jul. 13, 2010	City Council adopts resolution to amend annexation plan.
Sept. 23, 2010	Property owners invited to annexation open-house meeting .
Dec. 17, 2010	Staff completes draft service plan .
Feb. 8 and Feb. 15, 2011	City Council conducts service plan public hearings .
Mar. – Aug. 2011	City negotiates service plan with residents, if required.
Aug. 2011	City Council approves service plan.
Jul. 2013	City Council considers and institutes approval of annexation .

**To the Mayor and Members of the City Council****February 1, 2011**

Page 1 of 3

SUBJECT: CURFEW ORDINANCE FOR MINORS

The state statute giving a city authority to have a teen curfew requires a review and council action every third year. Failure by the City Council to act shall cause this section to expire on March 4, 2011. The City Council is encouraged to weigh the following information in deciding whether to abolish, continue, or modify the ordinance:

- the practicality of enforcing this section and any problems with enforcement
- the impact of this section on crime statistics
- the number of persons successfully prosecuted for a violation of this section
- the City's net cost of enforcing this section

Practicality

The Police Department, Marshals Office, and Municipal Prosecutors have not experienced any problems with enforcing and prosecuting curfew violations. Most cases appear on the juvenile arraignment docket and are ultimately resolved in Teen Court.

Crime Impact

The teen curfew is an effective tool to reduce both the victimization of our young people and the possible commission of criminal acts by our youth. Other cities with teen curfews feel the same, with 96% viewing them as an effective strategy (according to a 2005 National League of Cities Survey).

Although there is no tangible mechanism to measure the absence of crime, we believe that the number of citations written in 2008, 2009, and 2010 has been reduced by approximately 35% due to the reduced number of juveniles on the streets between the hours of 11pm and 6am. Additionally, the number of juveniles arrested for criminal offenses during curfew hours has decreased by 55% since 2006 (from 2,297 to 1,270).

Successful Prosecutions

Prosecutors have been able to prove up curfew violations with great success. Only a very small percentage of the adjudicated cases were dismissed (with the exception of 2008). The following table provides greater detail on the disposition of curfew violation filings.

INFORMAL REPORT TO CITY COUNCIL MEMBERS

No. 9354

To the Mayor and Members of the City Council

February 1, 2011

Page 2 of 3



SUBJECT: CURFEW ORDINANCE FOR MINORS

Calendar Year	Total Filings	A		B		C	
		Guilty/Non Contest Plea	%	Dismissal	%	Open/Pending (No Plea)	%
2008**	1627	485	30%	226	14%	916	57%
2009	1353	454	34%	27	2%	872	65%
2010	1005	316	32%	11	1%	678	68%

Column A	Represents cases in which a guilty plea or no contest plea was entered including Paid Fine, Credit Time Served, Community Service, Deferred, and Teen Court.
Column B	Represents cases in which a dismissal was requested by the prosecutor's office and granted.
Column C	Represents cases in which a final plea and or finding has not been entered including warrants, requests for trial, open no plea, cases set for trial, and no plea extension
** Special Note	Due to the expiration of the curfew violation ordinance, and subsequent required dismissal of those charges, the percentage of dismissals in 2008 was negatively affected.

Net Cost

Estimate of Department's enforcement costs:

- 2008 = 2,216 hours x \$29.36 = \$65,062
- 2009 = 1,776 hours x \$29.36 = \$52,143
- 2010 = 1,434 hours x \$29.36 = \$42,102
- Average = 1,809 hours x \$29.36 = \$53,112

\$53,112 is the average annual cost of on-duty officers to enforce the curfew ordinance.

Note: This is a very conservative cost estimate. It only includes the cost of one officer, but there are occasions when more than one officer is involved in issuing a citation. On those occasions, we do not track the number of additional officers involved. In addition, the Police Department may run details during the curfew hours (11pm-6am) that involve overtime dollars, which are not included in this estimate. We believe that the enforcement of this ordinance has led to the gradual reduction in citations, which equates to a reduction in cost.

To the Mayor and Members of the City Council

February 1, 2011

Page 3 of 3



SUBJECT: CURFEW ORDINANCE FOR MINORS

Following the closing of the initial public hearing on February 1st, staff recommends that M&C G-17202 be continued to the February 8th meeting for the second public hearing and Council action. At this time, staff recommends adopting the ordinance amending Section 23-19 of the City Code to extend the curfew provision for an additional three years (2014).

A handwritten signature in cursive script, appearing to read "Tom Higgins".

**Tom Higgins,
Interim City Manager**

No Documents for this Section

A Resolution

NO. _____

ADOPTING THE CITY OF FORT WORTH'S 2011 FEDERAL LEGISLATIVE PROGRAM

WHEREAS, the 112th Session of the United States Congress convened on January 5, 2011; and

WHEREAS, prior to the beginning of each U.S. Congressional session, the City Manager seeks input from the Mayor and Council, City staff, and members of the City's legislative delegation regarding legislative issues that affect the City and the way in which the City conducts its business; and

WHEREAS, based upon the input received, proposed legislative initiatives are then taken to the City Council Legislative and Intergovernmental Affairs Committee for discussion and analysis; and

WHEREAS, the attached City of Fort Worth 2011 Federal Legislative Program represents the recommended initiatives forwarded to City Council by the Legislative and Intergovernmental Affairs Committee following its review of recommended initiatives on January 19, 2011; and

WHEREAS, it is anticipated that other issues may arise prior to and during the 2011 legislative session and these will be brought before City Council at a later date; and

WHEREAS, once City Council adopts the 2011 Federal Legislative Program, staff will distribute the program to members of our delegation, departments, agencies and upon request to major cities in furtherance of the 2011 Federal Legislative Program.

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

1.

That the City Council adopts the 2011 Federal Legislative Program as outlined in the attached document.

2.

That the City Council authorizes and directs the City Manager to distribute copies of the City's 2011 Federal Legislative program to members of the Legislature, other cities, and other interested parties.



3.

That the City Council authorizes and directs the appropriate City officials to send letters of support and to meet with legislators or federal officials to discuss the City's position on the initiatives outlined in the attachment.

4.

That the City Council authorizes and directs the City's Government Relations staff and the City's federal legislative consultants to take the appropriate actions to advance the 2011 Federal Legislative Program before the U.S. Congress, the Administration and corresponding federal agencies.

Adopted this ____ day of _____ 2011.

ATTEST:

By: _____

Marty Hendrix, City Secretary



2011 FEDERAL LEGISLATIVE INITIATIVE PROGRAM SUMMARY

PROPOSED MAJOR 2011 GENERAL FEDERAL LEGISLATIVE INITIATIVES:

It is recommended, that the major issues the City should consider for a federal advocacy plan in 2011 include:

- Defend against cuts to critical municipality operations programs such as LIHEAP, HOPE VI, WRDA, TEA-LU, etc.
- Support Broadband for First Responders Act whose lead sponsor is now the Homeland Security Committee chair. Will improve interoperability for first responders
- Support Urban Areas Security Initiative (UASI) grants which focus on enhancing regional emergency preparedness in major metropolitan areas
- Support Weatherization Grants by the Department of Energy, designed to provide weatherization improvements to existing housing stock
- Repeal or address IRS Form 1099 reporting requirement for all municipalities, small businesses, and real estate owner transactions over \$600 annually

PROPOSED MAJOR 2011 TRANSPORTATION, ENERGY, AND WATER INITIATIVES:

It remains to be determined if transportation and/or energy and water projects will be carved out from an earmark exemption. It is recommended that if an opportunity arises the City be poised to immediately pursue the following:

- Transportation – Concentrate on funding and enhancing the TIFIA program. It is undercapitalized and one of the major methods that NTTA and NTEMP are trying to raise capital to support the Southwest Parkway and I-35 Projects
- Transportation – Support for the US Public Transit New Starts application for the SW2NE Commuter Rail Line
- Transportation – Engage federal agencies to advance projects (FRA’s release of funding for Tower 55)
- Transportation – Support for addressing the federal gas tax law

If earmarks are allowed:

- Transportation - I-35 from US 287 to Denton County Line (\$5 million for plan development, specifications and Estimates)
- Transportation -- Interchange with I-30 in W. Fort Worth – Walsh Ranch Parkway (\$10 million for construction only)
- Water – Village Creek Peak Flow Storage/Holding Pond for excess wastewater during heavy rains (Estimated cost of \$48 million- seek partial funding)
- Energy /Sustainability – 3 year EECBG funding program which would include the following as related to both EISA2007 and ARRA2009 federal legislation for planning and strategy initiatives, lighting efficiency improvements, “Green” building initiatives, building improvements, traffic signalization initiatives, bicycle commuting initiatives, renewal energy initiatives, grant administration:

- Budget Year 1 / CFW FY13 \$60 million
- Budget Year 2 / CFW FY14 \$60 million
- Budget Year 3 / CFW FY15 \$60 million
- EECBG Program Year 2 / 2013 – 15 \$180 million

(Current EECBG funds similar efforts for 3-Budget Years, FY10-12, and why the above begins in FY13)

- Support TRV Request – Energy and Water (\$40 - \$45 million)
- Support TRV Transportation (Bridges) Request (\$17 million)
- Support TRV Transportation EDU HUD Request (\$1 million)

DETAIL ON FEDERAL LEGISLATIVE ISSUES TO WATCH/SUPPORT/DEFEND:

SUPPORT/DEFEND CATEGORY:

- Support/Defend the Safe, Accountable, Flexible, Efficient Transportation Equity Act (Surface transportation bill for Transportation Public Works and Planning and Development)
- Support/Defend WRDA Water Resources Development Act (Water)
- Support Gas Pipelines Safety (Planning and Development)
- Support appropriate Eminent Domain legislation (Planning and Development)
- Support Region VI Fair Housing and Equal Opportunity Office regarding housing discrimination (Human Relations Commission)
- Support Internet Sales Tax to allow the City to enhance its revenue from sellers and buyers out of state (Financial Management Services)
- Defend/Support Build America Bonds (BABS) and other tools (Financial Management Services)
- Support FY 2011 Commerce-Justice-Science Appropriations Bill (Fire-Emergency Management)
- Support all electric generators, regardless of size, should be explicitly barred from the unlawful exercise of market power (Law/Utility Regulation)
- Support cities harmed by wholesale market abuse, increases in fines and the prohibition of activities defined as market abuse (Law/Utility Regulation)
- Support the modification of stationary purpose of the PUC Support and the prohibition of activities defined as market abuse (Law/Utility Regulation)
- Support requiring competitive retail electric providers (REPS) to include at least one standard electricity package that has PUC approved terms and conditions (Law/Utility Regulation)
- Support the increase of consumer representatives on the ERCOT Board
- Support requiring the PUC to pre-approve all debt financing by ERCOT (Law/Utility Regulation)
- Support appropriate legislation on PEG cable franchise fees in allowing funds to be utilized for operational expenditures as well as capital expenditures

OPPOSE/REPEAL CATEGORY:

- Oppose exemption Hotel Occupancy Taxes for Online Booking (Financial Management Services)
- Oppose revenue caps/limits on telecommunications (Financial Management Services)
- Oppose Additional SEC Oversight in the issuance of Municipal Securities and the GASB (Financial Management Services)
- Repeal Expanded IRS Form 1099 (Financial Management Services)
- Repeal Section 3402(t) of the IRS Code (Financial Management Services)
- Oppose decreasing the authority of a city to be adequately compensated for the use of its right-of-way (Law/Utilities)
- Oppose eroding municipal original jurisdiction relating to the ratemaking authority of electric utilities (Law/Utilities)
- Oppose eroding municipal authority to require utility companies to pay the costs of relocating their facilities in a timely manner (Law/Utilities)
- Oppose limiting current municipal authority related to the Gas Reliability Infrastructure Program (Law/Utilities)

- Oppose amending the Gas Reliability Infrastructure Program (Law/Utilities)
- Oppose applying the Prompt Payment Act to utility bills submitted to a city (Law/Utilities)

SUPPORT CONTINUATION OF FEDERAL GRANTS:

- HUD Fair Housing for approx. \$550K-\$600K annually (Human Relations Commission)
- EEOC Fair Employment for approx. \$55K annually (Human Relations Commission)
- Assistance to Firefighters Grant (AFG) (Fire-Emergency Management)
- Fire Prevention Safety Grant (Fire-Emergency Management)
- Urban Areas Security Initiative (Fire-Emergency Management/Police)
- State Homeland Security Program (SHSP) (Fire-Emergency Management)
- Metropolitan Medical Response System (MMRS) Program (Fire-Emergency/Management)
- Citizen Corps Program (CCP) (Fire-Emergency Management)
- Emergency Management Preparedness Grant (EMPG) (Fire-Emergency Management)
- Support current level of funding for entitlement grants (Housing & Economic Development)
- Support new funding for extended stimulus/ARRA related grants such as Neighborhood Stabilization Program (NSP) and Weatherization Grant (Housing & Economic Development)
- Fort Worth Early Childhood Matters Initiative (Library)
- Land and Water Conservation Fund (Parks & Community Services)
- Urban Revitalization and Livable Communities Act (Parks & Community Services)
- Reauthorization of the Surface Transportation Program of the Transportation Enhancements Program (Parks & Community Services)
- 2011 Low Income Home Energy Assistance Program (LIHEAP) (Parks & Community Services)
- Urban Park and Recreation Recovery (UPARR) Program (Parks & Community Services)
- Edward Byrne Memorial Justice Assistance Grant (JAG) Program (Police)
- Federal Motor Carrier Safety Administration's (FMCSA) Motor Carrier Safety Assistance Program (MCSAP) High Priority Grant Program (Police)
- Bulletproof Vest Protection (BVP) Program (Police)
- COPS Secure Our Schools Program (Police)
- Paul Coverdell Forensic Science Improvement Grants Program (Police)
- Solving Cold Cases with DNA (Police)
- Human Trafficking Task Force Initiative (Police)
- Safe Start Promising Approaches Project (Police)
- G.R.E.A.T. (Gang Resistance Education and Training) Program (Police)
- Homeland Security \$13.7 million grant to assist with Police/Fire Training Center (Police)

GENERAL LEGISLATIVE POLICY:

- As a general policy, the City of Fort Worth seeks to preserve its authority to responsibly govern the City, its citizens, and its property. The City **supports** any legislation viewed as advancing the City's Comprehensive Plan or the City's Strategic Goals; or that improves the health, safety, and welfare of its citizens; or that reduces the cost of governing the City.
- In addition, the City will **oppose** any legislation viewed as detrimental to its Comprehensive Plan or its Strategic Goals; or that is contrary to the health, safety, and welfare of its citizens; or that mandates increased costs or decreased revenues; or that would diminish the fundamental authority of the City.

No Documents for this Section

City of Fort Worth, Texas
Mayor and Council Communication

DATE: Tuesday, February 1, 2011

LOG NAME:

REFERENCE NO.: **OCS-1801

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 26, 2011.

Attachment

Submitted for City Secretary's Office by:

Marty Hendrix (6152)

Originating Department Head:

Marty Hendrix (6152)

Additional Information Contact:

Lena Ellis (8517)
Nancy McKenzie (7744)

CITY COUNCIL MEETING

Tuesday, February 01, 2011

RISK MANAGEMENT CLAIMS REPORT

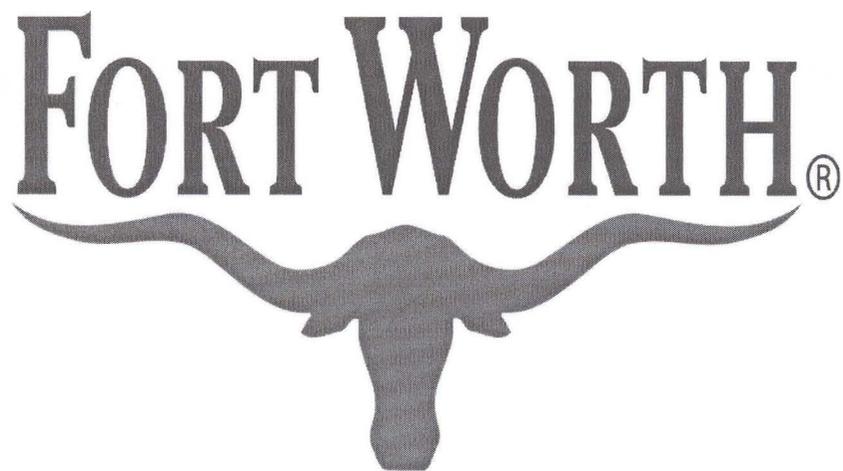
Claims listed on this report have been received in the Risk Management Division claims office and either have been or will be thoroughly investigated. The decision whether or not to accept liability is predicated on applicable provisions of the Texas Tort Claims Act. If any claimant contacts you, please refer them to Nancy McKenzie ext 7744 or JoAnn Rowls ext 7784. Thank you.

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Saital Ismet	1/20/2011	1/17/2011	3250 Braswell Dr	Auto Damage	Struck by City vehicle.	Police	Yes	Yes
Daniel St. Clair	1/20/2011	2/26/2010	FWPD		Alleged retaliation.	Police	No	No
Jack DeWayne Thornton	1/20/2011	1/4/2011	Bus	Bodily Injury	Injured while riding on city bus.	The T	No	Yes
Michael Faircloth	1/14/2011	12/10/2010	Montgomery & Harley	Auto Damage	Struck by City vehicle.	TPW	Yes	No
Vicki Cantwell	1/21/2011	9/8/2010	2331 Colonial Parkway	Property Damage	Sewer backup	Water	Yes	No
B. R. & Margaret	1/24/2011	1/24/2011	8941 Crestwood Drive	Property Damage	Water main break damaged landscaping and debris in pool	Water	No	No
Terry & Cynthia Braden	1/24/2011	1/24/2011	8945 Crestwood Drive	Property Damage	Water main break cause damage	Water	No	No

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Doug Pike	1/24/2011	3/1/2010	Fort Worth, TX	Bodily Injury	Alleged discrimination due to disabilities.	Library	No	No
Janith Logan	1/24/2011	1/24/2011	166 Hallmark Dr W	Property Damage	Water main break.	Water	No	No
Eunice Park	1/24/2011	12/21/2010	5600 Crowley Rd	Auto Damage	Collision with City vehicle.	Police	Yes	No
Fallon S Edney	1/25/2011	12/12/2010	1600 Cienegas Cir	Auto Damage	Struck by City vehicle.	Police	Yes	No
Brian Bell	1/26/2011	1/7/2011	3804 Lenox Dr	Property Damage	Water main break.	Water	Yes	No

No Documents for this Section

CITY OF FORT WORTH, TEXAS



**CITY COUNCIL
ZONING HEARING
February 1st, 2011**

CITY COUNCIL ALTERNATIVES FOLLOWING RECEIPT OF RECOMMENDATIONS BY THE ZONING COMMISSION

A. LESS THAN TWENTY (20) PERCENT PROTEST:

When the Zoning Commission recommends APPROVAL OR DENIAL of a zoning request as submitted or amended and there is less than 20 percent protest by owners of property within 200 feet, the City Council, with a majority vote of all members (5 of 9), may:

1. Approve as recommended;
2. Deny with or without prejudice (if denied without prejudice, the Applicant does not have to wait one year before submitting another request for zoning change);
3. Continue hearing;
4. Continue hearing and re-send notices as required under state law in order to substitute a more restrictive classification unless the affected property owner is present and agrees or if not present, agrees in writing to the more restrictive change on his/her property; or
5. Return to Zoning Commission for rehearing.

B. TWENTY (20) PERCENT OR MORE PROTEST:

When the Zoning Commission recommends APPROVAL OR DENIAL of a zoning request as submitted or amended and there is 20 percent protest or more by the owners of property within 200 feet against the change, the City Council may:

1. Approve as recommended with a three-fourth vote of all City Council members (7 of 9);
2. Deny with or without prejudice (if denied without prejudice, the Applicant does not have to wait one year before submitting another request for zoning change) (5 of 9);
3. Continue hearing for consideration of noticed rezoning (5 of 9);
4. Continue hearing and re-send notices as required under state law in order to substitute a more restrictive classification (5 of 9); or
5. Return to Zoning Commission for rehearing (5 of 9).

C. When the City Council has denied a proposal, or when the applicant has withdrawn his proposal at the Zoning Commission meeting after the giving of public notice, no new applications of like nature shall be accepted by the City or scheduled for hearing by the Zoning Commission within a period of twelve (12) months of the date of Council denial or applicant's withdrawal.

Surrounding Zoning and Land Uses:

- North A-5 and C / Duplexes and vacant land
- East F (approved for E under ZC-10-150) / Retail and vacant land
- South MH, FR, and F / Manufactured home park and commercial uses
- West E and F (approved for E under ZC-10-150) / Commercial uses

Public Notification:

The following Neighborhood Associations were notified:

- | | |
|--------------------------------|---|
| Central Meadowbrook | East Fort Worth Neighborhoods Coalition |
| Handley NA | East Fort Worth Business Assoc. |
| Eastern Hills NA | Southeast Fort Worth, Inc. |
| Woodhaven NA | Historic Handley Development Corp. |
| White Lake Hills Association | Woodhaven Community Development Inc. |
| Neighborhoods of E. Fort Worth | Fort Worth ISD |
| Eastside Sector Alliance | |

Recent Relevant Zoning and Platting History:

Zoning History: ZC-10-150, surrounding rezoning area to north, east, and west, Council-initiated, generally from A-5, B, C, E, FR, F, and I to A-10, A-7.5, A-5, B, CR, CF, ER, and E, approved.

Platting History: None.

Development Impact Analysis:

1. Land Use Compatibility

The parcels at 5221 and 5401 E. Lancaster Street are currently used as a bar and vehicle repair. Residential dwellings or residentially zoned land is found in close proximity to these uses. The small size of each parcel has created a site is that is difficult to redevelop with appropriate landscaping and parking. The bar, located at 5221 E. Lancaster Avenue, is surrounded by vacant land to the east and northeast, residential uses to the north and south, and by commercial uses to the west and northwest. No other bars were noted in the second phase of the Central Meadowbrook rezoning effort. The proposed “E” Neighborhood Commercial zoning would leave this business in a legal non-conforming status.

The auto repair facility at 5401 E. Lancaster has vacant land to the north, a retail center to the east, auto repair facilities to the south, a construction supply facility to the southwest, and another auto repair use to the west. The auto repair facility west of the continued site is an existing non-conforming use in an “E” Neighborhood Commercial district. Three other auto repair facilities in the 5500 block of E. Lancaster Avenue were approved for “E” Neighborhood Commercial zoning at the November Council meeting. Rezoning this site for “FR” General Commercial Restricted would create a lot with more intensive zoning than similar uses in a close proximity.

Based on the surrounding residential land uses or zoning, a legal non-conforming zoning status, and recently approved E for the remainder of E. Lancaster Avenue; the proposed **E zoning is compatible** with the uses found in the Central Meadowbrook neighborhood.

2. Comprehensive Plan Consistency

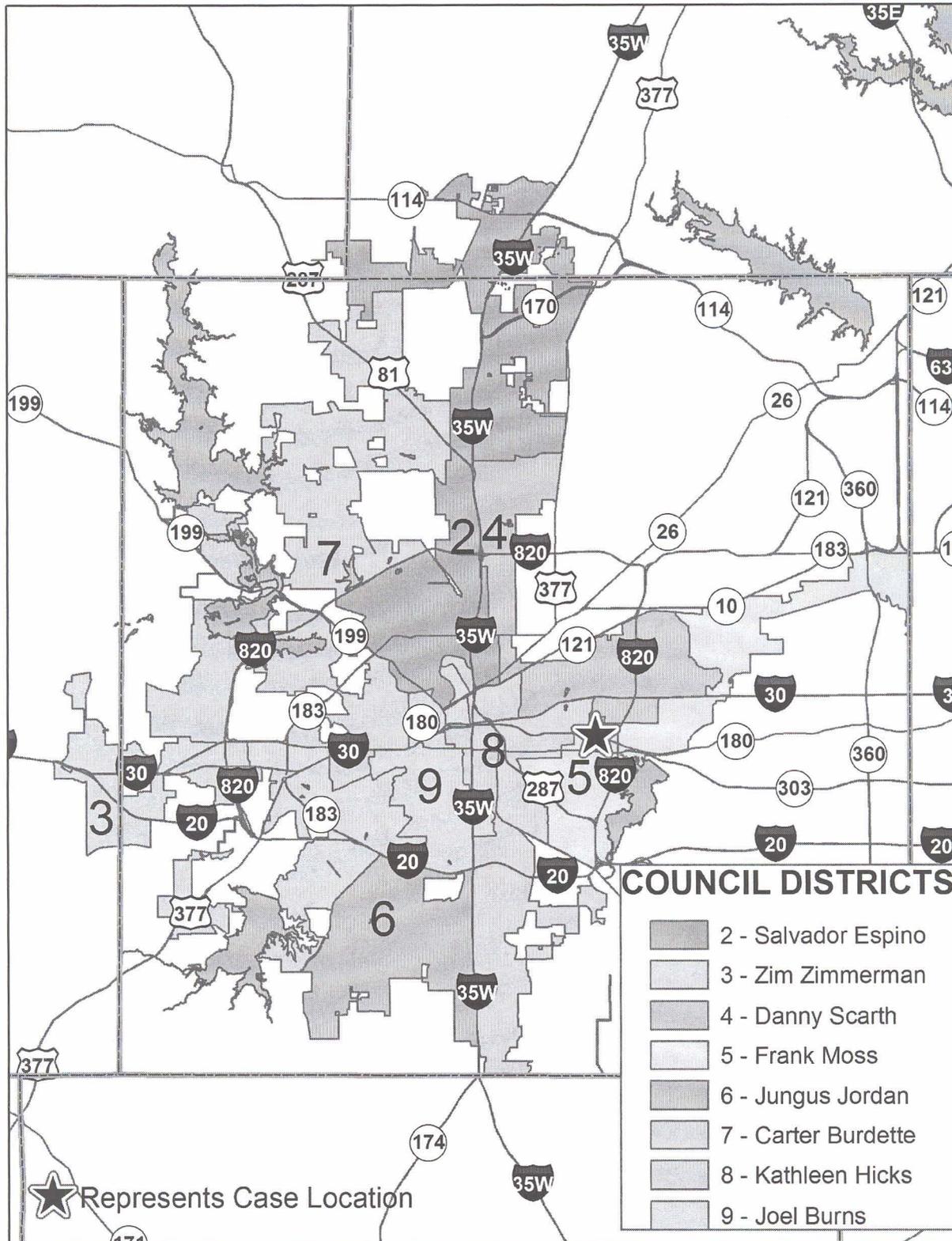
The 2010 Comprehensive Plan designates the subject properties as neighborhood commercial. The originally proposed E zoning classification is appropriate for the land use designation.

Based on conformance with the future land use map, the proposed **E zoning is consistent** with the Comprehensive Plan.

Attachments:

- Location Map
- Area Zoning Map with 300 ft. Notification Area
- Map of Proposed Zoning Districts
- Future Land Use Map
- Aerial Photograph
- Minutes from the October 13, 2010 & November 10, 2010 Zoning Commission meeting

Location Map

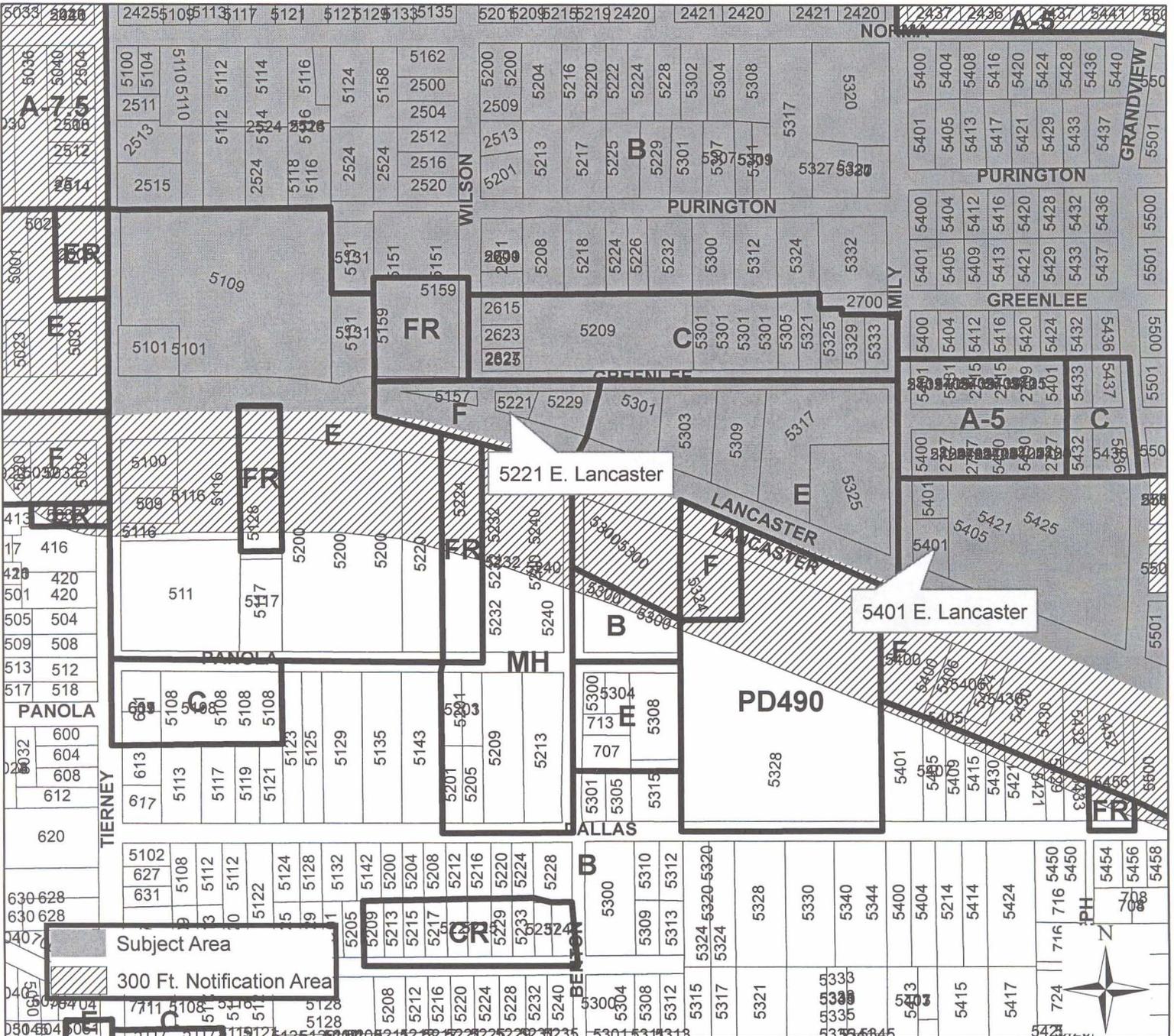




Area Zoning Map

Applicant: City of Fort Worth Planning and Development
 Address: Generally bounded by Brentwood Stair, Tierny Rd, E Lancaster St & Weiler Blvd.
 Zoning From: A-5, B, C, E, F, FR, and I
 Zoning To: A-10, A-7.5, A-5, B, CR, CF, ER, and E
 Acres: 446.83193
 Mapsco: 65XY79BCFG Sector/District: Eastside
 Commission Date: 10/13/2010 Contact: 817-392-8190

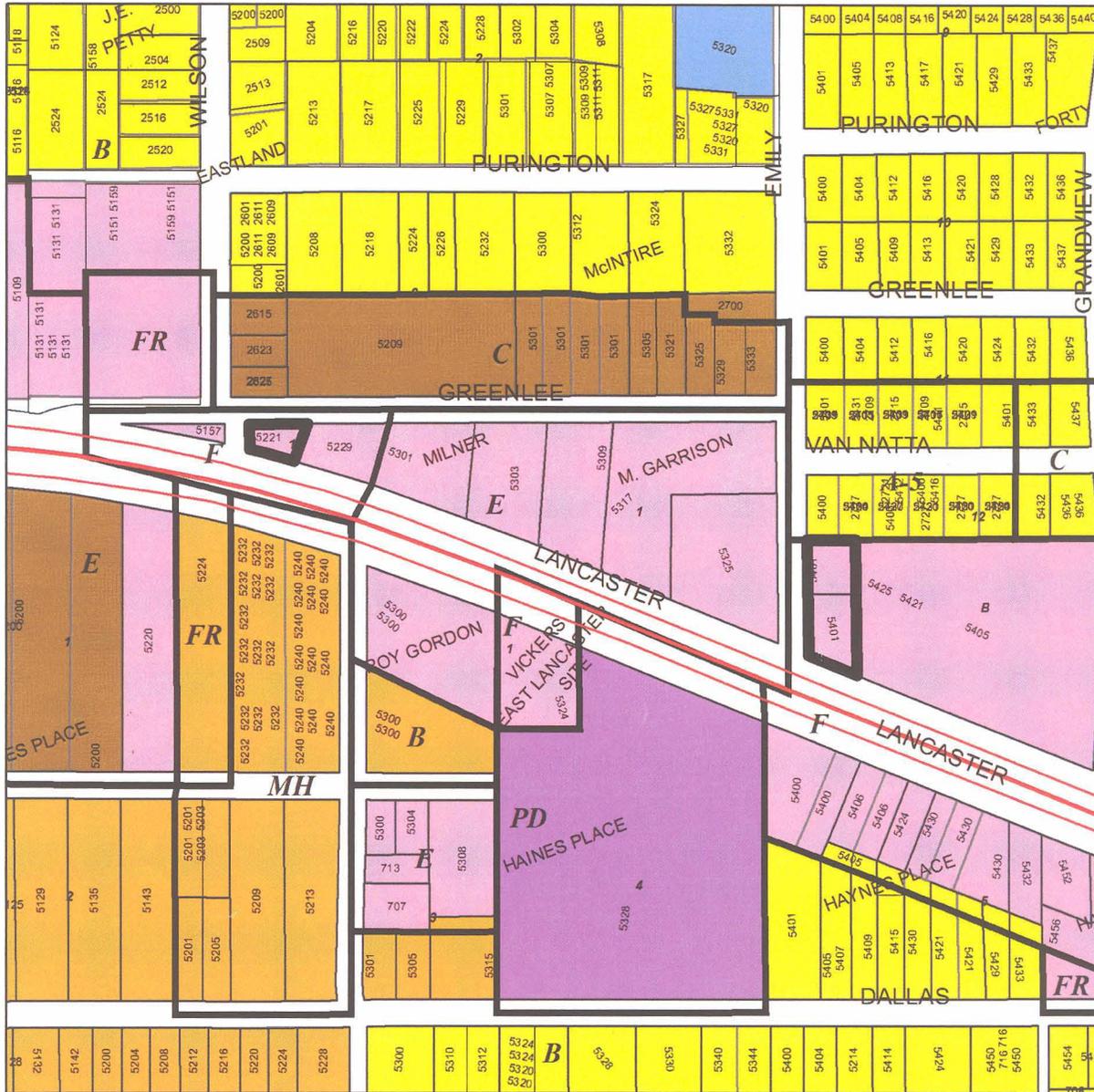
You may find a list of included properties at:
<http://www.fortworthgov.org/planninganddevelopment/zoningcommission.aspx>
 Click on "Property List" under the case name. A map of proposed zoning districts is attached.





Future Land Use

ZC-10-150A



- Vacant, Undeveloped, Agricultural
- Rural Residential
- Suburban Residential
- Single Family Residential
- Manufactured Housing
- Low Density Residential
- Medium Density Residential
- High Density Residential
- Institutional

- Neighborhood Commercial
- General Commercial
- Light Industrial
- Heavy Industrial
- Mixed-Use Growth Center
- Industrial Growth Center
- Infrastructure
- Lakes and Ponds
- Public Park, Open Space
- Private Park, Open Space

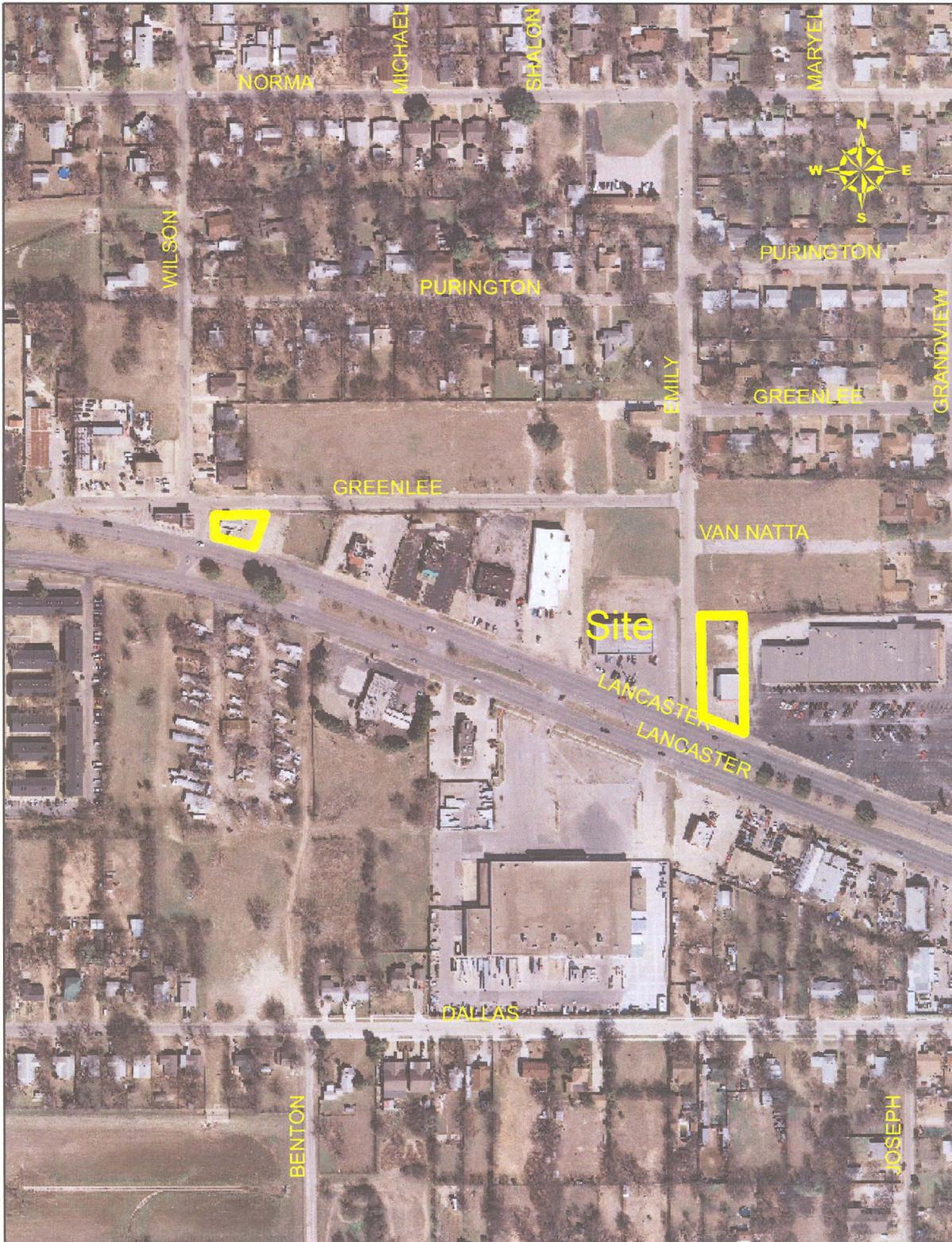
- CFWGIS.SDE.TRN_RAILROADS
- CFWGIS.SDE.CAD_addresses
- Freeways/Toll Roads
- Proposed Freeway/Toll Road
- Principal Arterial
- Proposed Principal Arterial
- Major Arterial
- Proposed Major Arterial
- Minor Arterial
- Proposed Minor Arterial
- Flood Plain



A comprehensive plan shall not constitute zoning regulations or establish zoning district boundaries. (Texas Local Government code, Section 219.005) Land use designations were approved by City Council on February 23, 2010



Aerial Photo Map



(ZC-10-149 Continued)

Motion: Council Member Burns made a motion, seconded by Council Member Jordan, that Zoning Docket No. ZC-10-149 be continued until the December 14, 2010, Council meeting. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Hicks absent.

2. Zoning Docket No. ZC-10-150A - City of Fort Worth Planning & Development Department, Central Meadowbrook Neighborhood, Phase 2, 5221 and 5401 E. Lancaster Avenue; from: "F" General Commercial to: "E" Neighborhood Commercial. (Recommended for Approval)

Motion: Council Member Burns made a motion, seconded by Council Member Jordan, that Zoning Docket No. ZC-10-150A be continued until the February 1, 2011 Council meeting. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Hicks absent.

3. Zoning Docket No. SP-10-007 - All Storage/Boaz Boat Club LP, 6355 W. J. Boaz Road; Site plan amendment for PD-599. (Recommended for Approval)

Mr. Coy Quine, 301 South Sherman, Suite 100, Richardson, Texas 75081, completed a speaker card in support of Zoning Docket No. SP-10-007, but did not wish to address the City Council.

Motion: Council Member Burdette made a motion, seconded by Council Member Moss, that Zoning Docket No. ZC-10-007 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Hicks absent.

4. Zoning Docket No. ZC-10-176 - Bertha & Sacramento Jimenez, 4150 Hemphill Street; from: "B" Two-Family & "E" Neighborhood Commercial to: "PD/E" Planned Development limited to parking and drive-through traffic only; site plan included. (Recommended for Approval)

Motion: Council Member Burns made a motion, seconded by Council Member Zimmerman, that Zoning Docket No. ZC-10-176 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Hicks absent.

5. Zoning Docket No. ZC-10-179 - City of Fort Worth Planning & Development Department, Generally bounded by N. Beach Street, Keller Hicks Road, Ray White Road, & Wall Price Keller Road; from: Unzoned to: "A-10" One-Family, "CF" Community Facilities, "E" Neighborhood Commercial, and "I" Light Industrial. (Recommended for Approval)

Mr. Manthei mentioned their field office is about two blocks to the west and is not big enough for the laydown facility which makes this site essential because of the close proximity.

Mr. Romero asked for masonry fencing along Everman Parkway and Oak Grove, and wood fencing at the rear of the property.

Mr. Strevey mentioned this was discussed internally. From a budget and practical prospective the transition of wood to masonry would be expensive and believes the continued wood look would be better for the area. It was also mentioned there will be no noise at this site.

Mr. Romero mentioned they will probably be there for a long time and masonry fencing would last a long time.

Mr. Strevey asked if they planted more trees, increased the spacing, and added brick columns would that be acceptable.

Mr. Romero answered certainly; it would be better than what is proposed.

Mr. Genua asked how long they expect to be there, hours of operation and what type of surface parking they propose.

Mr. Manthei mentioned possibly 15 to 20 years. The hours of operation from 6 to 7, there will be no late hour deliveries. The surface area for the laydown yard is going to be compacted flex base.

Mr. Barnes mentioned they should be as appealing as they can be.

Mr. Strevey said they would be happy to do that.

Motion: Following a brief discussion, Mr. Romero recommended approval of the request as amended for large and small canopy trees with 40' spacing, seconded by Mr. Wilson. The motion carried 8-1 with Mr. Ortiz being against.

3. ZC-10-150A City of Fort Worth Planning & Development Central Meadowbrook Neighborhood Phase 2 (CD 8)- 5221 and 5401 East Lancaster (Garrison, M Addition, Block 1, Lot 1, and Forty Oaks Addition, Block B, Lots 1 & 2, 0.40 Acres): from "F" General Commercial to "E" Neighborhood Commercial and "FR" General Commercial Restricted

Harvey Roberts, 1651 Watson Road, representing Central Meadowbrook neighborhood, explained to the Commissioners 5221 and 5401 East Lancaster are proposed for E & FR and they support the request.

James Bews, 1709 Watson Street spoke in support of an E zoning request.

David Henshaw, owner of the property located at 5401 E Lancaster is in favor of being rezoned to FR but does not want to be zoned to E. He does not want to be considered legal non-conforming.

Jim Schell, 901 Fort Worth Club Building, representing the property owner of 5221 E. Lancaster explained to the Commissioners the building is 1266 square feet and is a single use building. Mr. Schell mentioned if they make this legal non-conforming and something happens to it no one will move into a building with no windows.

Beth Knight, Senior Planner, City of Fort Worth, explained to the audience a Special Exception is not required for the property located at 5401 E. Lancaster as mentioned previously by the applicant. Ms. Knight also mentioned at Council last night, several auto related uses were rezoned to "E" Neighborhood Commercial.

Mr. Schell mentioned to the Commissioners that making property legal non-conforming is a problem for property owners who don't follow up with decisions made.

Motion: Following brief discussion Mr. Romero recommended approval of the request as amended to E for both properties, seconded by Mr. Barnes. The motion carried 7-2 with Mr. Wilson and Mr. Genua against.

IV. New Cases

4. SP-10-007 All Storage Boat Club (CD 2)- 6355 W. J. Boaz Road (All Storage Boat Club Addition, Block 1, Lots 1 & 3, 9.19 Acres): Site plan amendment for PD-599

Coy Quine, 301 S. Sherman, representing All Storage Boat Club, explained to the Commissioners they are requesting to expand the boat, RV and mini warehouse storage to keep up with the demand.

Mr. Wilson asked about the location of the RV storage.

Mr. Quine mentioned they will not be seen from Boat Club Road.

Motion: Following brief discussion Mr. Genua recommended approval of the request, seconded by Mr. Wilson. The motion carried unanimously 9-0.

5. ZC-10-176 Bertha & Sacramento Jiminez (CD 9)- 4150 Hemphill Street (Southside Addition, Block 3, Lot 1R 0.61 Acres): from "B" Two-Family and "E" Neighborhood Commercial to "PD/E" Planned Development limited to parking and drive-through traffic only; site plan included.

Julianna McGee, 550 Bailey Avenue, Suite 400, Pink Consultants, representing Bertha & Sacramento Jiminez explained to the Commissioners they are requesting PD/E for parking and drive-through. Ms. McGee explained they have been through the Board of Adjustment for variances for the front, rear and side yards. They have met with neighborhood associations including Rosemont and they are in support.

Mr. Ortiz asked about the hours of operation for this restaurant.



**ZONING MAP CHANGE
STAFF REPORT**

City Council Meeting Date:
February 1, 2011

Council District 2

Zoning Commission Recommendation:
Approved by a vote of 8-0

Opposition: One person spoke

Continued Yes X No ___
Case Manager Beth Knight
Surplus Yes ___ No X
Council Initiated Yes X No ___

Owner / Applicant: City of Fort Worth Planning & Development Department

Site Location: 401 Ridgeview Circle Mapsco: 22EFJK

Proposed Use: Commercial

Request: From: "AG" Agricultural
To: "FR" General Commercial Restricted

Land Use Compatibility: Requested change is **not compatible**

Comprehensive Plan Consistency: Requested change is **not consistent**

Background:

The subject property is part of an enclave east of Old Denton Road and north of Golden Triangle Boulevard. It was part of a City-initiated annexation (AX-07-006) approved on December 7, 2010.

The property at 401 Ridgeview Circle was continued from the January 4, 2011 meeting for further consideration. The owner had indicated that the property was in the process of being converted from a single family residence to commercial trailer sales. However staff observed no commercial activity in December, prompting a reconsideration of the proposed FR zoning to the originally proposed E zoning.

Commercial trailer sales draw customers from a larger region instead of the local neighborhood. The site has two access points: the former residential driveway on Ridgeview Circle and another driveway from Keller Hicks Road across the street from Trinity Meadows Intermediate School. Ridgeview Circle is a rural residential street that is not designed to accommodate general commercial uses. Rezoning this site for "FR" General Commercial Restricted would allow more intensive zoning than other uses in the immediate area.

On January 25, CM Espino and staff met with the property owner and neighborhood representatives who agreed that the leases for truck parking and trailer sales that were finalized before annexation and zoning were effective would be honored. However, the property would be rezoned to "PD/ER" with restrictions to landscaping and access.

PD for ER uses with the following conditions:
No lighted signs allowed,
No additional signs allowed,

No access along the northern property line from Ridgeview Circle to the area west of the main structure,
Minimum 6-foot fence behind the main structure, and
Landscaping required around the eastern parking lots.

Site Information:

Owner's Agent / Consultant: Enigma Properties
650 McMakin Rd
Bartonville, Tx
Acreage: 1.124 ac.
Comprehensive Plan Sector: Far North

Surrounding Zoning and Land Uses:

North "A-43" One Family / large lot single family
East "A-43" / large lot single family
South "CF" Community Facilities / middle school
West "E" Neighborhood Commercial / mini storage

Public Notification:

The following Neighborhood Associations were notified:
Villages of Woodland Springs NA North Fort Worth Alliance
Crawford Farms NA Keller ISD
Vista Meadows Addition NA

Recent Relevant Zoning and Platting History:

Zoning History: ZC-05-189, east of site, from E to G, approved;
ZC-06-095, west of site, from E to MU-1, denied;
ZC-08-067, west of site, from Unzoned to MH, approved;
ZC-09-062, Council-initiated west of site, from A-5, C, and E to R2, CF, and E, approved; and
ZC-10-083, west of site, from C to A-5, approved.
Platting History: PP-01-005, Villages of Woodland Springs West; PP-04-057, Realty Cap Beach Addition; and PP-07-019 Keller HS No. 4 Addition

Development Impact Analysis:

1. **Land Use Compatibility**

This council-initiated zoning change request is intended to align the existing land uses, future land use map, and zoning for the annexation enclave.

Based on the residential street classification of Ridgeview Circle and specifically the regional nature of the proposed trailer sales, the requested "FR" General Commercial Restricted **is not compatible** with the surrounding land uses.

2. **Comprehensive Plan Consistency**

The 2010 Comprehensive Plan designates the subject property as rural residential. The proposed zoning is not consistent with the following Comprehensive Plan policies:

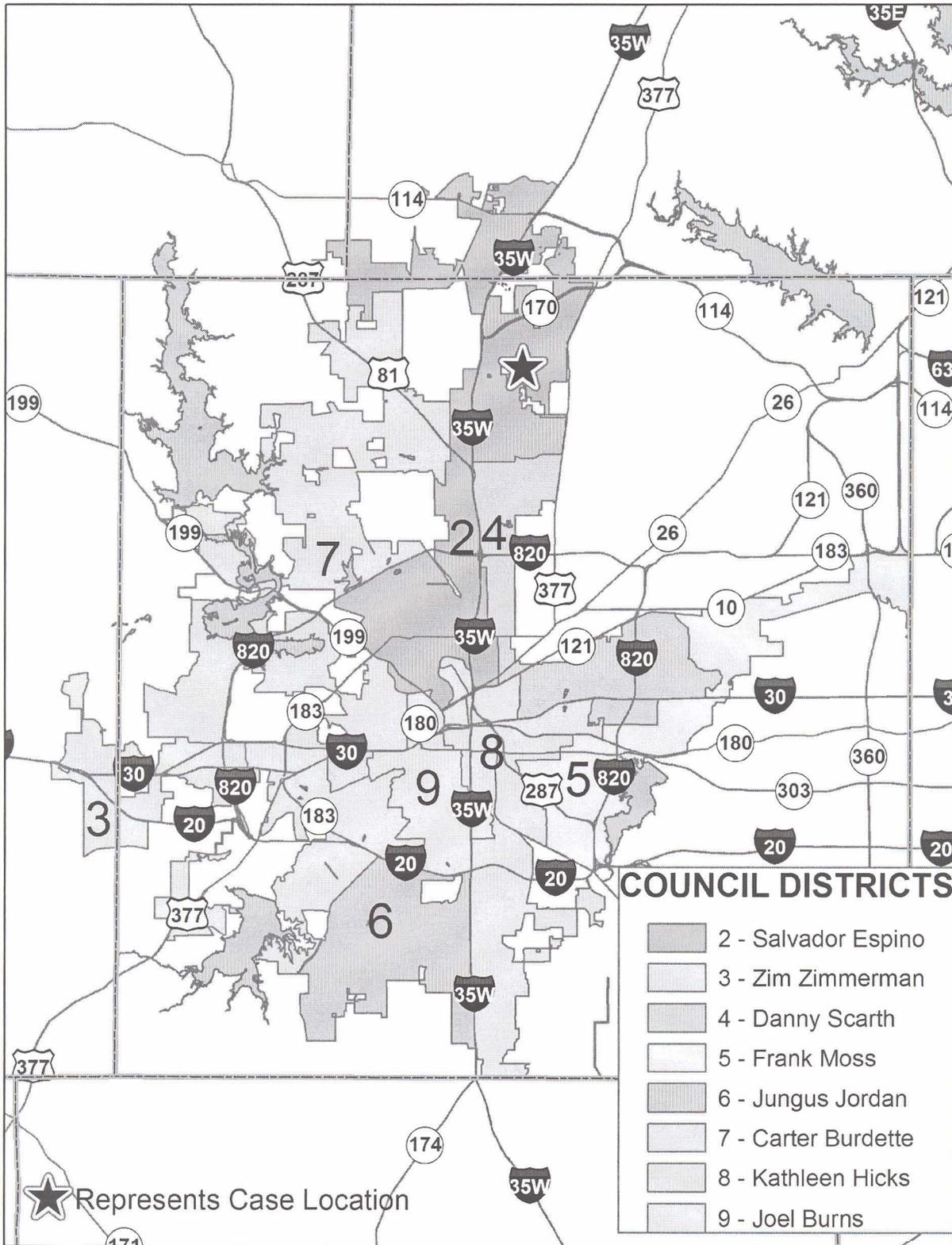
- Preserve and protect residential neighborhoods from incompatible land uses, disinvestments, encroachment, speculation, demolition, neglect, and other negative forces. (pg. 37)
- Promote measures to ensure that residential developments, whether single family or multifamily, large lot or small lot, are compatible in scale to abutting residential developments. A significant increase in units per acre or reduction in lot size should be discouraged for new development immediately adjacent to existing development or platted and zoned property. (pg. 39)
- Separate incompatible land uses with buffers or transitional uses. Some land uses have attributes such as height, proportion, scale, operational characteristics, traffic generated, or appearance that may not be compatible with the attributes of other uses. (pg. 38)

Based on a lack of conformance with the future land use map and the policies noted above, the requested FR zoning for 401 Ridgeview Circle **is not consistent** with the Comprehensive Plan.

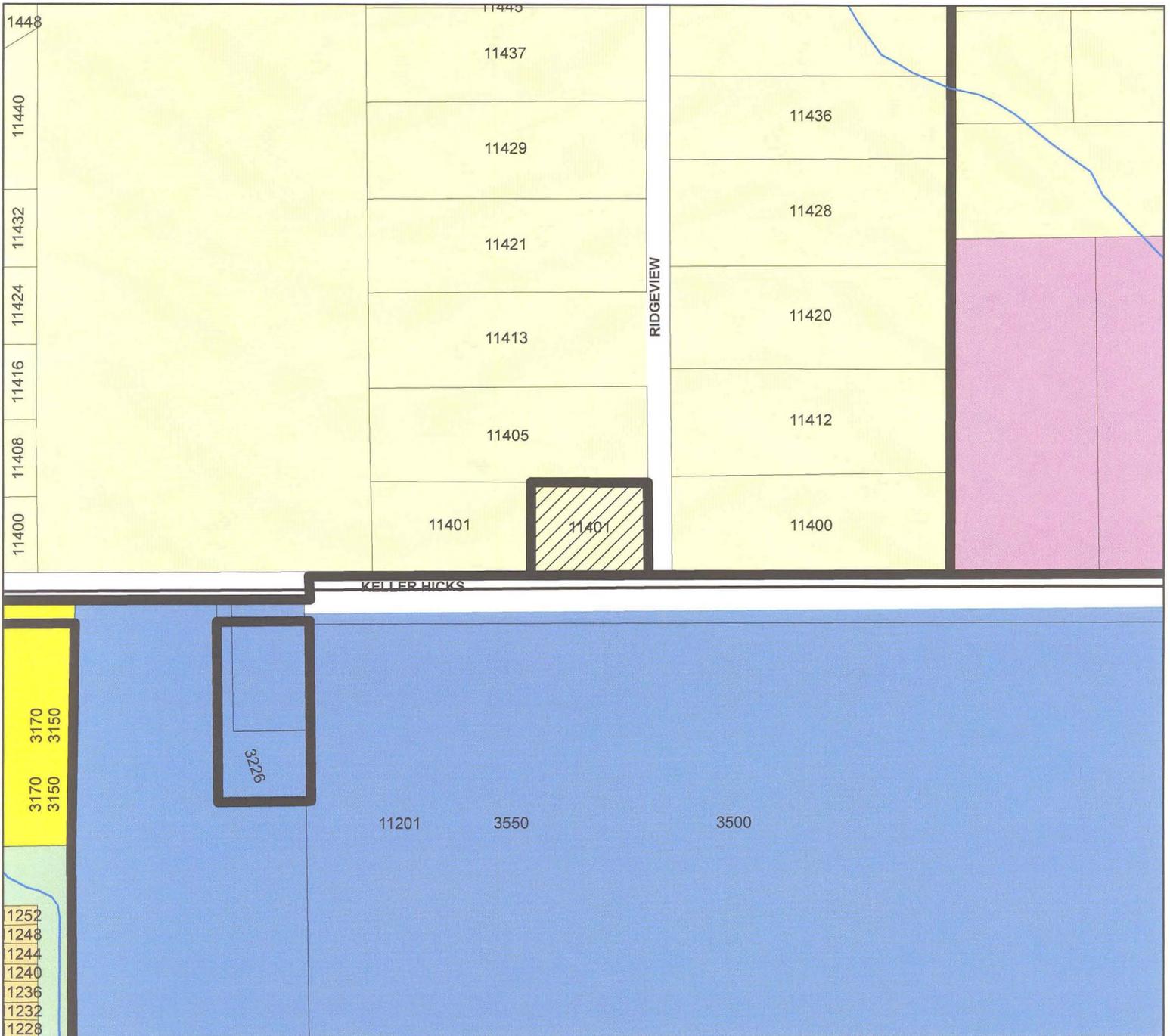
Attachments:

- Location Map
- Area Zoning Map with 300 ft. Notification Area
- Future Land Use Map
- Aerial Photograph
- Minutes of the January 4, 2011 Council meeting
- Minutes of the November 10 & December 8, 2010 Zoning Commission meeting

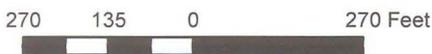
Location Map



Future Land Use



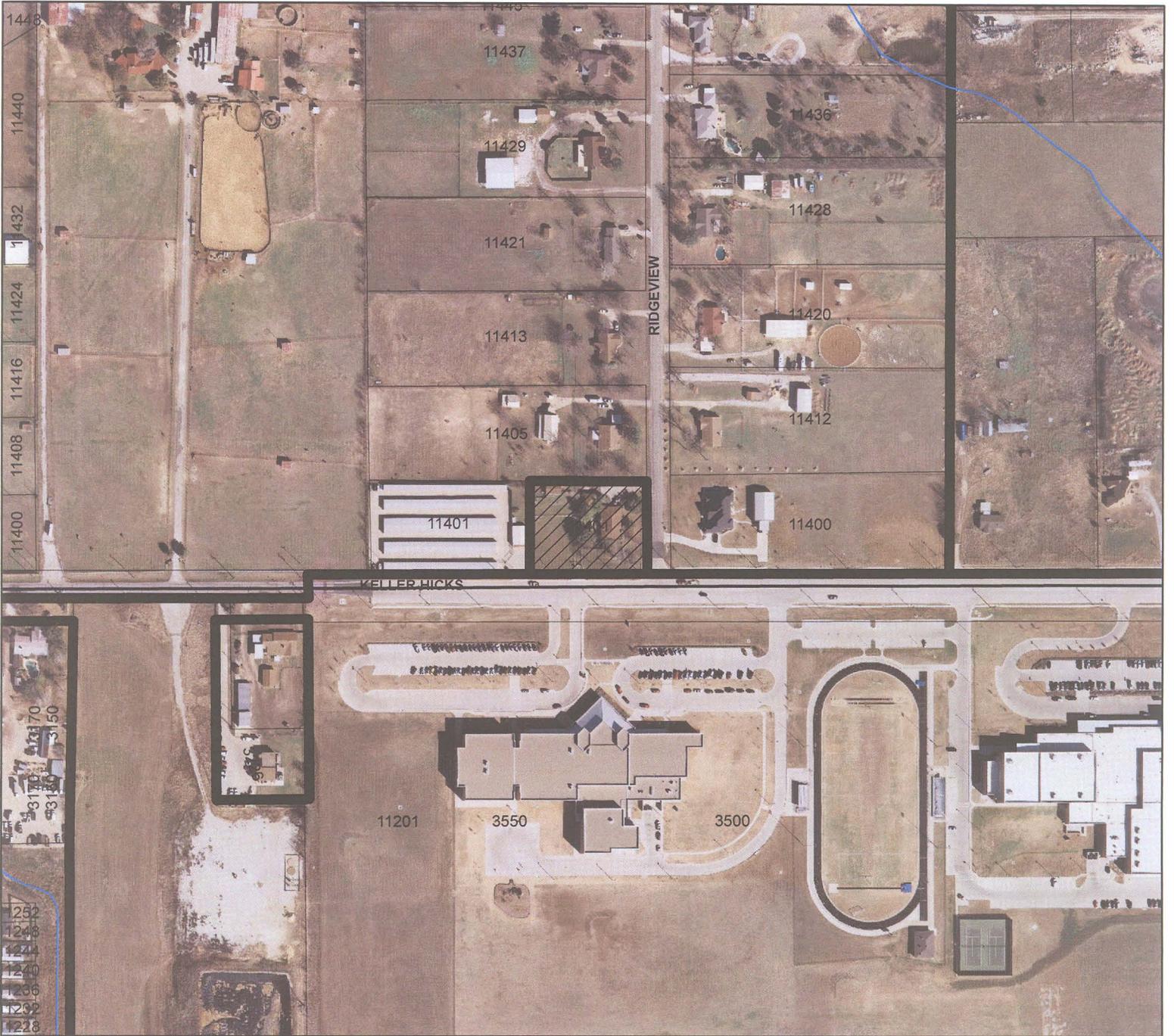
- | | | |
|--|---|--|
| <ul style="list-style-type: none"> — TOLLWAY / FREEWAY — PRINCIPAL ARTERIAL — MAJOR ARTERIAL — MINOR ARTERIAL | <p>Future Land Use Category</p> <ul style="list-style-type: none"> ■ Vacant, Undeveloped, Agricultural ■ Lakes and Ponds ■ Rural Residential ■ Suburban Residential ■ Single Family Residential ■ Manufactured Housing ■ Low Density Residential ■ Medium Density Residential ■ High Density Residential ■ Institutional | <ul style="list-style-type: none"> ■ Neighborhood Commercial ■ General Commercial ■ Light Industrial ■ Heavy Industrial ■ Mixed-Use Growth Center ■ Industrial Growth Center ■ Infrastructure ■ 100 Year Flood Plain ■ Public Park, Recreation, Open Space ■ Private Park, Recreation, Open Space |
|--|---|--|



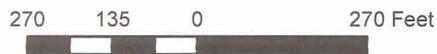
A Comprehensive Plan shall not constitute zoning regulations or establish zoning district boundaries. (Texas Local Government Code, Section 219.005.) Land use designations were approved by City Council on February 23, 2010.



Aerial Photo Map



- TOLLWAY / FREEWAY
- PRINCIPAL ARTERIAL
- MAJOR ARTERIAL
- MINOR ARTERIAL



A Comprehensive Plan shall not constitute zoning regulations or establish zoning district boundaries. (Texas Local Government Code, Section 219.005.) Land use designations were approved by City Council on February 23, 2010.



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 16, 2010.

3. Zoning Docket No. ZC-10-178 - Great Dane Holdings, LLC, 4621 Geddes Avenue; from: "B" Two-Family to: "PD/E" Planned Development for all uses in "E" Neighborhood Commercial, excepting certain uses; site plan required. (Recommended for Approval)

The following individuals completed speaker cards in support of Zoning Docket No. ZC-10-178, but did not wish to address the City Council.

Mr. Jim Schell, 901 Fort Worth Club Building
Mr. Dusty Renfro, 4600 Diaz Avenue

Motion: Council Member Burdette made a motion, seconded by Council Member Burns, that Zoning Docket No. ZC-10-178 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

4. Zoning Docket No. SP-10-009 - Great Dane Holdings, LLC, 4605 - 4621 Geddes Avenue and 4616 Diaz Avenue; Site Plan for "PD-805" Planned Development for E uses excepting certain uses.(Recommended for Approval as Amended for an 8 ft. fence along the entire western property line with masonry columns every 20 ft., and the allowance of parking adjacent to the southern driveway as indicated on the site plan)

Motion: Council Member Burdette made a motion, seconded by Council Member Burns, that Zoning Docket No. SP-10-009 be approved as amended for an 8 ft. fence along the entire western property line with masonry columns every 20 ft., and the allowance of parking adjacent to the southern driveway as indicated on the site plan. The motion carried unanimously nine (9) ayes to zero (0) nays.

5. Zoning Docket No. ZC-10-180 - City of Fort Worth Planning & Development, Generally bounded by Old Denton Road, High School Drive, Alta Vista Road, and Golden Triangle Boulevard; from: Unzoned to: "A-43" One-Family, "A-10" One-Family, "MH" Manufactured Housing, "CF" Community Facilities, "ER" Neighborhood Commercial Restricted, "E" Neighborhood Commercial, "FR" General Commercial Restricted, "I" Light Industrial, and "PD/SU" Planned Development/Specific Use (11855 Alta Vista uses are warehouse, outdoor storage, greenhouse, showroom, retail sales, office, and up to 15 temporary portable storage containers not to exceed six months use in a 12-month period; 11865 Alta Vista uses are landscaping and construction contractor yard, greenhouse/nursery with plant sales, pest elimination services, and beauty salon); site plan waiver recommended. (Recommended for Approval as Amended to A-10 single-family for 11545, 11555, 11565, 11575, 11585 Alta Vista)

(ZC-10-180 Continued)

Council Member Espino requested Ms. Dana Burghdoff, Deputy Director, Planning and Development Department, clarify which property would be continued on this item.

Ms. Burghdoff clarified that the property located at 401 Ridgeview Circle would be continued to the February 1, 2011, Council meeting.

Council Member Espino advised that he would meet with residents and the property owner to address concerns over the annexation.

Mr. Jeff Traylor, 650 McMakin Road, Bartonville, Texas, appeared before Council in support of Zoning Docket No. ZC-10-180 and advised he was the owner of the property located at 401 Ridgeview Circle. He stated the trailers would be removed from the low fenced commercial property and signed leases were in place for the construction of the buildings on the property and requested the Council approve the item.

Council Member Espino directed Mr. Traylor to the Council District 2 Aide, Belinda Norris, to schedule a meeting with him and the area residents regarding the concerns relative to uses of the property on the residential streets. He also advised that when a property was annexed by the City, the rights on the property were grandfathered. He stated no action would be taken on this property and it would be continued to the February 1, 2011, Council meeting.

Motion: Council Member Espino made a motion, seconded by Mayor Pro tem Scarth, that Zoning Docket No. ZC-10-180 be approved as amended to A-10 single-family for 11545, 11555, 11565, 11575, 11585 Alta Vista and 401 Ridgeview Circle be continued until the February 1, 2011, Council meeting. The motion carried unanimously nine (9) ayes to zero (0) nays.

~~6. Zoning Docket No. ZC-10-184 - City of Fort Worth Planning & Development: Text Amendment, Near Southside Amendment: An Ordinance amending the Zoning Ordinance of the City of Fort Worth, being Ordinance No. 13896, as amended, codified as Appendix "A" of the Code of the City of Fort Worth, to amend: Various sections of the Near Southside Development Standards and Guidelines as provided by Section 4.909D, "Other Development Standards" of Chapter 4, "District Regulations" of Article 9, "Commercial Districts" to revise criteria of Significant Trees and methods of mitigation for removal; to further promote desirable development and to correct inconsistencies; to amend the regulations for building height and projecting signs; to clarify the application of roof slope standards; to provide additional regulations for "N" zones; to correct references for established and projecting yards. (Recommended for Approval) (Continued from a Previous Meeting)~~

Mr. Schell mentioned they would be happy to put in a no left turn sign, but who is going to enforce it.

Motion: Following brief discussion, Mr. Genua recommended approval as amended of the request for an eight foot wood fence with masonry columns every 20 feet along the most western boundary line and parking spaces for phase two as indicated on the site plan, seconded by Mr. Romero. The motion carried unanimously 8-0.

4. ZC-10-180 City of Fort Worth Planning & Development AX-007-006 (CD 2)- Generally bounded by Old Denton Road, High School Drive, Alta Vista Road, & Golden Triangle Boulevard (see addresses in case file, 360.37 Acres): from Unzoned to “A-43” One-Family, “A-10” One-Family, “MH” Manufactured Housing, “CF” Community Facilities, “ER” Neighborhood Commercial Restricted, “E” Neighborhood Commercial, “FR” General Commercial Restricted, “I” Light Industrial, and “PD/SU” Planned Development/Specific Uses for 11855 Alta Vista uses are warehouse, outdoor storage, greenhouse, showroom, retail sales, office, and up to 15 temporary portable storage containers not to exceed six months use in a 12 month period; for 11865 Alta Vista uses are landscaping and construction contractor yard, greenhouse/nursery with plant sales, beauty shop and pest elimination services; site plan waiver recommended.

Beth Knight, Senior Planner, City of Fort Worth, explained to the Commissioners the map indicated on the screen shows the properties that were re-noticed. The parcels in the 11,500 block of Alta Vista were noticed for E as requested by the property owner, however after reviewing staff found that no commercial use exists or is planned and therefore recommended A-10 residential.

Ken Slough, property owner for 11715 & 11731 Alta Vista spoke in support of the request for E zoning on his property.

Jeff Traylor, property owner for 401 Ridgeview Circle also spoke in support of the request for FR zoning on his property. He explained an office with parking currently exists on the lot.

Mr. Ortiz asked how he felt about A-43 zoning. Mr. Traylor was under the assumption he was going to FR. Current uses on the property are offices with parking in the front with future trailer sales. He explained the house was converted to an office and the trailer sales will be adjacent to this.

Mr. Ortiz asked what the hours of operation would be. Mr. Traylor mentioned the hours would be 8 to 5.

Jim Schell, 901 Fort Worth Club Building, spoke in support of the re-noticed request for his client.

Motion: Following brief discussion, Mr. Genua recommended approval as amended of the request for 11545, 11555, 11565, 11575 & 11585 to A-10, seconded by Ms. Spann. The motion carried unanimously 8-0.



**ZONING MAP CHANGE
STAFF REPORT**

City Council Meeting Date:
February 01, 2011

Council District All

Zoning Commission Recommendation:

Approved by a vote of 8-0

Opposition: None

Continued	Yes <u>X</u>	No <u> </u>
Case Manager	<u>Jocelyn Murphy</u>	
Surplus	Yes <u> </u>	No <u>X</u>
Council Initiated	Yes <u> </u>	No <u>X</u>

Owner / Applicant: City of Fort Worth Planning and Development Department

Site Location: Citywide Mapsco: N/A

Proposed Use: An Ordinance amending the Zoning Ordinance of the City of Fort Worth, being Ordinance No. 13896, as amended, codified as Appendix "A" of the Code of The City of Fort Worth, to amend;

- A. Article 9 "Residential Districts", of Chapter 4, "District Regulations" to amend a Mixed-Use Zoning District, Section 4.902, "Low Intensity Mixed-Use" (MU-1) District and establish Development Standards for the district; amending Chapter 9 to add definitions related to Low Intensity Mixed-Use District(MU1);
- B. Article 9 "Residential Districts", of Chapter 4, "District Regulations" to amend a Mixed-Use Zoning District, Section 4.903, "Low Intensity Greenfield Mixed-Use" (MU-1G) District and establish Development Standards for the District; Amending Chapter 9 to add definitions related to Low Intensity Greenfield Mixed-Use District (MU1-G);
- C. Article 10 "Industrial Districts", of Chapter 4, "District Regulations" to amend a Mixed-Use Zoning District, Section 4.1001, "High Intensity Mixed-Use" (MU-2) District and establish Development Standards for the District (MU2);
- D. Article 10 "Industrial Districts", of Chapter 4, "District Regulations" to amend a Mixed-Use Zoning District, Section 4.1002, "High Intensity Greenfield Mixed-Use" (MU-2G) District and establish Development Standards for the District (MU2-G);

Request: TEXT AMENDMENT: MIXED USE DISTRICTS

This case was continued from the December 7, 2010 meeting to provide time for additional review and input from neighborhood groups. A meeting was held with the League of Neighborhoods on January 20 where concerns were expressed from various neighborhood organizations about the proposed MU text amendments, particularly MU-1. As such, staff would prefer to again delay the case to March 1 in order to reconvene the MU Zoning Advisory Group at an evening meeting when additional neighborhood and development representatives can attend.

The process to develop a mixed-use zoning ordinance has been guided by the Mixed-Use Zoning Advisory Group (MUZAG), which was composed of Zoning and City Plan commissioners, neighborhood association representatives, architects and developers. The group was reconvened in 2009 to work with City staff to strengthen the current ordinance, clarify language that could be misinterpreted, and address sustainable urbanism and transit-oriented development projects.

With the assistance of MUZAG Staff proposed several amendments intended to strengthen the current ordinance, clarify language that may be misinterpreted; and address sustainable urbanism and transit-oriented development projects.

- Add minimum a height requirement
- Establish a height bonus for structured parking
- Eliminate a maximum residential density
- Establish enhanced landscaping requirements to replace open space requirements
- Strengthen landscaping requirements in parking and driveway areas
- Modify fenestration requirements
- Add street frontage requirements
- Allow project identifier and wayfinding signs
- Exempt MU projects from all Unified Residential Development standards
- Clarify language pertaining to location of surface parking
- Apply term “campus development” to only religious institutions, schools, and hospitals
- Establish that when public access easements are used on private drives that MU design standards, setbacks, screening standards are applicable
- Add a minimum density requirement and reduce maximum parking requirements within one-quarter mile of existing or approved rail stations or stops
- Determine that variances to façade standards are reviewed by the Urban Design Commission

Attachments:

- Proposed Ordinance Amendments
- Minutes of the November 10, 2010 Zoning Commission meeting

(ZC-10-179 Continued)

Motion: Council Member Espino made a motion, seconded by Council Member Moss, that Zoning Docket No. ZC-10-179 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Hicks absent.

6. Zoning Docket No. ZC-10-181 - City of Fort Worth Planning & Development, Northside Neighborhood, Phase 1 Generally bounded by Jacksboro Highway, Ephriham Avenue, McKinley Avenue, and Harrington Avenue; from: "B" Two-Family, "B/HC" Two-Family/Historic & Cultural Overlay, "B/DD" Two-Family/Demolition Delay, "CR" Low Density Multifamily, "C" Medium Density Multifamily, "C/HC" Medium Density Multifamily/Historic & Cultural Overlay, "C/DD" Medium Density Multifamily/Demolition Delay, "D" High Density Multifamily, "CF" Community Facilities, "E" Neighborhood Commercial, "FR" General Commercial Restricted, "F" General Commercial, "I" Light Industrial, "J" Medium Industrial, and "PD" Planned Developments 233, 236, and 595 to: "A-5" One-Family, "A-5/HC" One-Family/Historic & Cultural Overlay, "A-5/DD" One-Family/Demolition Delay, "B" Two-Family, "CR" Low Density Multifamily, "CF" Community Facilities, "CF/DD" Community Facilities/Demolition Delay, "ER" Neighborhood Commercial Restricted, "E" Neighborhood Commercial, "FR" General Commercial Restricted, "F" General Commercial, and "I" Light Industrial. (Recommended for Approval)

Motion: Council Member Espino made a motion, seconded by Council Member Moss, that Zoning Docket No. ZC-10-181 be approved with appreciation to the Northside Neighborhood Association. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Hicks absent.

7. Zoning Docket No. ZC-10-182 - Ty Williams/City of Fort Worth Planning & Development Department, 662 May Street; from: "NS-T4N/DD" Near Southside-General Urban Neighborhood/Demolition Delay to: "NS-T4N/HC" Near Southside-General Urban Neighborhood/Historic & Cultural Overlay. (Recommended for Approval)

Motion: Council Member Burns made a motion, seconded by Council Member Jordan, that Zoning Docket No. ZC-10-182 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Hicks absent.

8. Zoning Docket No. ZC-10-183 - City of Fort Worth Planning and Development: Text Amendment, Mixed Use Districts Amendment: An Ordinance amending the Zoning Ordinance of the City of Fort Worth, being Ordinance No. 13896, as amended, codified as Appendix "A" of the Code of the City of Fort Worth to Amend: to amend a Mixed-Use Zoning District, Section 4.902, "Low Intensity Mixed-Use" (MU-1) District and establish Development Standards for the district; amending Chapter 9 to add definitions related to Low Intensity Mixed-Use

(ZC-10-183-A Continued)

District(MU1); a Mixed-Use Zoning District, Section 4.903, "Low Intensity Greenfield Mixed-Use" (MU-1G) District and establish Development Standards for the District; Amending Chapter 9 to add definitions related to Low Intensity Greenfield Mixed-Use District (MU1-G); a Mixed-Use Zoning District, Section 4.1001, "High Intensity Mixed-Use" (MU-2) District and establish Development Standards for the District (MU2); a Mixed-Use Zoning District, Section 4.1002, "High Intensity Greenfield Mixed-Use" (MU-2G) District and establish Development Standards for the District (MU2-G); (Recommended for Approval)

The following individuals completed speaker cards in opposition to Zoning Docket No. ZC-10-183 A-D, but did not wish to address the City Council.

Ms. Tolli Thomas, 5314 Wooten Drive
Mr. Byron Miller, 5321 Wooten Drive

Motion: Council Member Burdette made a motion, seconded by Council Member Jordan that Zoning Docket No. ZC-10-183 be continued until the February 1, 2011, Council meeting. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Hicks absent.

9. Zoning Docket No. ZC-10-184 - City of Fort Worth Planning & Development: Text Amendment, Near Southside Amendment: An Ordinance amending the Zoning Ordinance of the City of Fort Worth, being Ordinance No. 13896, as amended, codified as Appendix "A" of the Code of the Fort Worth, to amend: Various sections of the Near Southside Development Standards and Guidelines as provided by Section 4.909d, "Other Development Standards" of Chapter 4, "District Regulations" of Article 9, "Commercial Districts" to revise criteria of Significant Trees and methods of mitigation for removal; to further promote desirable development and to correct inconsistencies; to amend the regulations for building height and projecting signs; to clarify the application of roof slope standards; to provide additional regulations for "N" Zones; to correct references for established and projecting yards. (Recommended for Approval)

Mr. Mike Brennan, 1109 Mistletoe Drive, appeared before Council in support of Zoning Docket No. ZC-10-184 and explained that the changes were to amend the regulations for building height and projecting signs, clarify the application of roof slope standards, provide additional regulations for "N" Zones and correct references for established and projecting yards. He stated the proposed changes reflected the needs of the market and other issues that had been revealed through development in the area.



**ZONING MAP CHANGE
STAFF REPORT**

City Council Meeting Date:
February 1, 2011

Council District 3

Zoning Commission Recommendation:
Approved by a vote of 9-0

Opposition: None

Continued Yes ___ No X
Case Manager Lynn Jordan
Surplus Yes ___ No X
Council Initiated Yes ___ No X

Owner / Applicant: SAI Business Associates, Inc.

Site Location: 7020 W. Vickery Boulevard Mapsco: 88A

Proposed Use: Mini Warehouse

Request: From: "E" Neighborhood Commercial
To: "PD/E" Planned Development for all uses in "E" Neighborhood Commercial plus mini-warehouse; site plan included.

Land Use Compatibility: Requested change is not compatible.

Comprehensive Plan Consistency: Requested change is not consistent.

Background:

The applicant is proposing a zone change from E to "PD/E" Planned Development for E uses plus mini-warehouse for an existing mini warehouse, site plan included.

According to the Tarrant Appraisal District, the structure was built in 1970. However, it is unclear as to when it was converted to individual units.

The neighborhood has been working with the property owner and the District 3 Council aide to make this property legal and brought to code. The neighborhood supports the continuance of the use.

At the December 8 Zoning Commission meeting, the Commission requested that the case be continued and required that the property owner provide a site plan. A site plan has been provided that indicates that the buildings shall remain and no expansion is intended. Any future expansions will require conformance with Section 6.300 Landscaping, Buffers & Urban Forestry.

Site Information:

Owner: SAI Business Associates
7020 W. Vickery Boulevard
Fort Worth, TX 76116

Agent: Bhaskar Pabba
Acreage: 0.33 acres
Comprehensive Plan Sector: Western Hills/Ridglea

Surrounding Zoning and Land Uses:

- North "A-5" One-Family; "C" Medium Density Multifamily / single-family, multifamily
- East "A-5" One-Family / single-family
- South "E" Neighborhood Commercial & ETJ / commercial, industrial/storage use
- West "C" Medium Density Multifamily / multifamily

Recent Relevant Zoning and Platting History:

Zoning History: None

Platting History: None

Site Plan Comments:

The site plan as submitted is in general compliance with the Zoning Ordinance regulations.

Public Notification:

The following Neighborhood Associations were notified:

- | | |
|------------------------------|-------------------|
| Ridglea Country Club Estates | JRB NAS Committee |
| Bomber Heights Neighborhood | Ridglea Alliance |
| Ridglea Hills NA | Fort Worth ISD |

Development Impact Analysis:

1. **Land Use Compatibility**

The applicant is proposing a zone change from "E" Neighborhood Commercial to "PD/E" Planned Development for all uses in "E" Neighborhood Commercial, plus mini-warehouse; site plan included. Surrounding land uses include single-family to the north and east, commercial and industrial uses to the south, and multifamily to the west.

Based on surrounding uses, the proposed zoning **is not compatible** at this location.

2. **Comprehensive Plan Consistency**

The 2010 Comprehensive Plan designates the site as neighborhood commercial. The proposed zoning is not consistent with the following Comprehensive Plan policies.

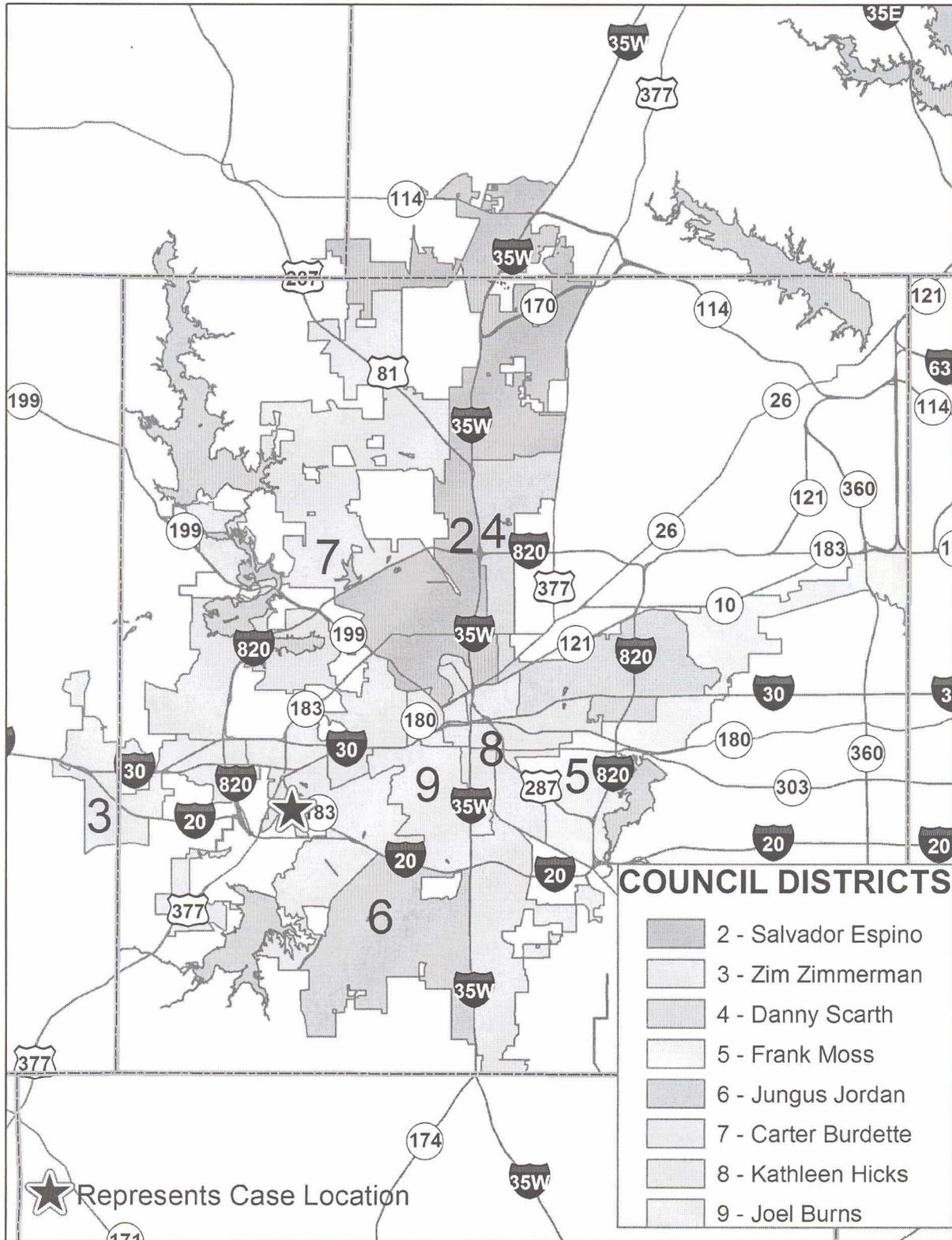
- Protect residential neighborhoods from incompatible land uses, disinvestments, encroachment, speculation, demolition, neglect and other negative forces.
- Separate incompatible land uses with buffers or transitional uses. Some land uses have attributes such as height, proportion, scale, operational characteristics, traffic generated, or appearance that may not be compatible with the attributes of other uses.

Based on the lack of conformance with the future land use map, and policies stated above, the proposed zoning **is not consistent** with the Comprehensive Plan.

Attachments:

- Location Map
- Area Zoning Map with 300 ft. Notification Area
- Future Land Use Map
- Aerial Photograph
- Site Plan
- Minutes of the January 12, 2011 Zoning Commission meeting

Location Map



★ Represents Case Location



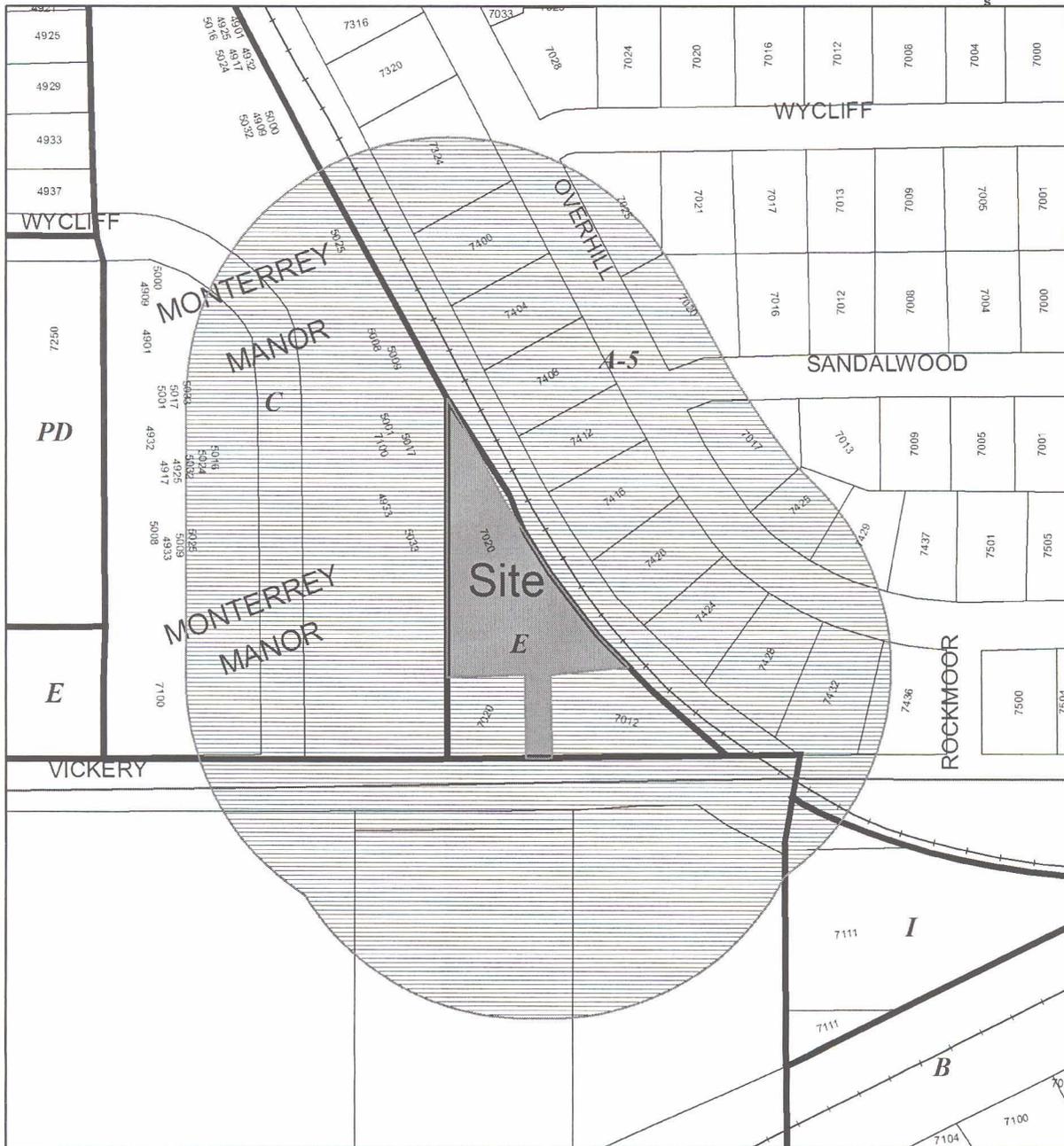


ZC-10-186

Area Zoning Map

Applicant: SAI Business Associates
 Address: 7020 W. Vickery Boulevard
 Zoning From: E
 Zoning To: PD for E uses plus mini-warehouse; site plan required
 Acres: 0.77
 Mapsco: 88A
 Sector/District: W. Hills/Ridglea
 Commission Date: 01/12/2011
 Contact: 817-392-2495

 300 Ft. Notification Buffer



200 100 0 200 Feet

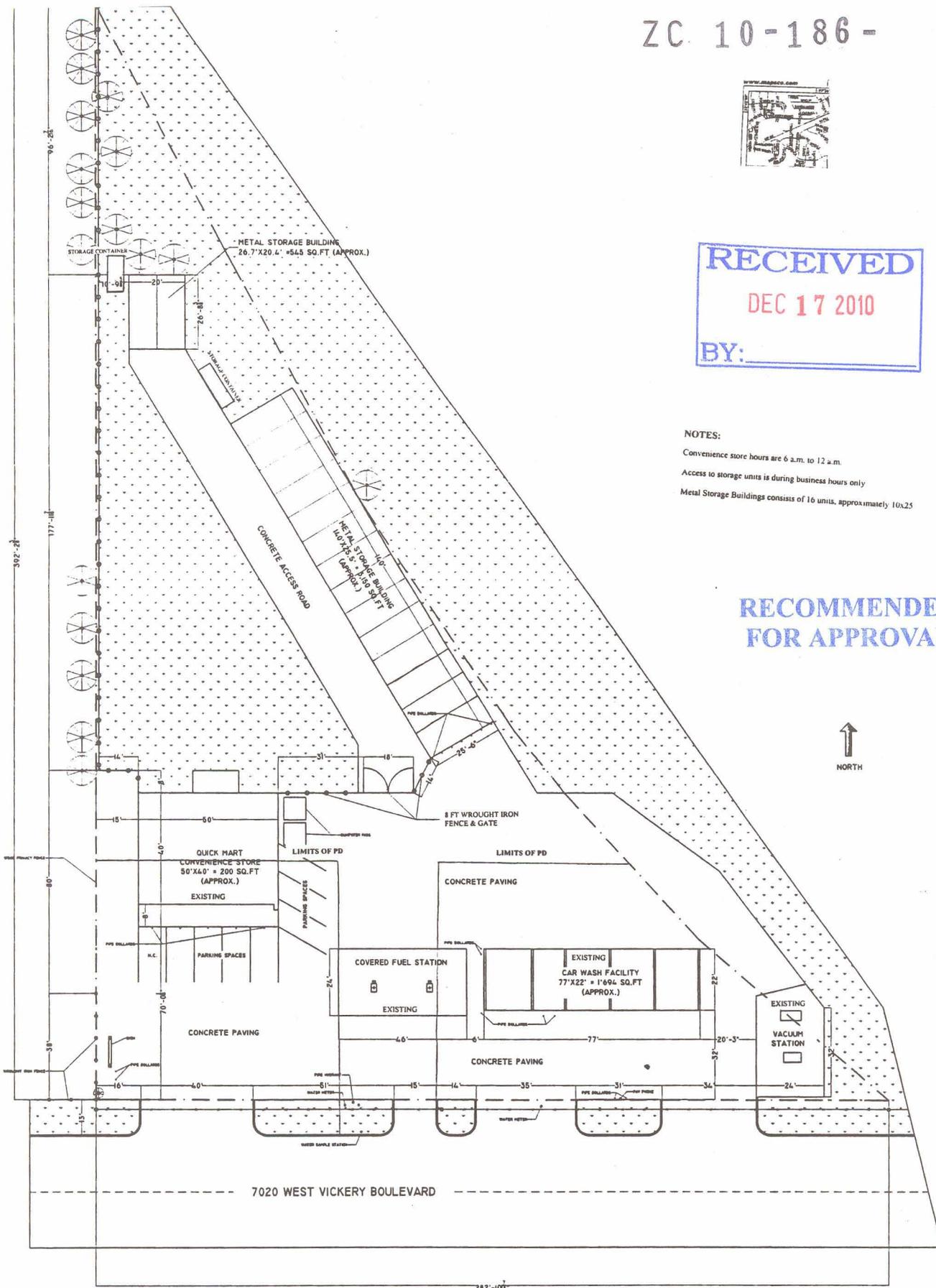




RECEIVED
 DEC 17 2010
 BY: _____

NOTES:
 Convenience store hours are 6 a.m. to 12 a.m.
 Access to storage units is during business hours only
 Metal Storage Buildings consists of 16 units, approximately 10x25

**RECOMMENDED
 FOR APPROVAL**



DIRECTOR OF PLANNING & DEVELOPMENT

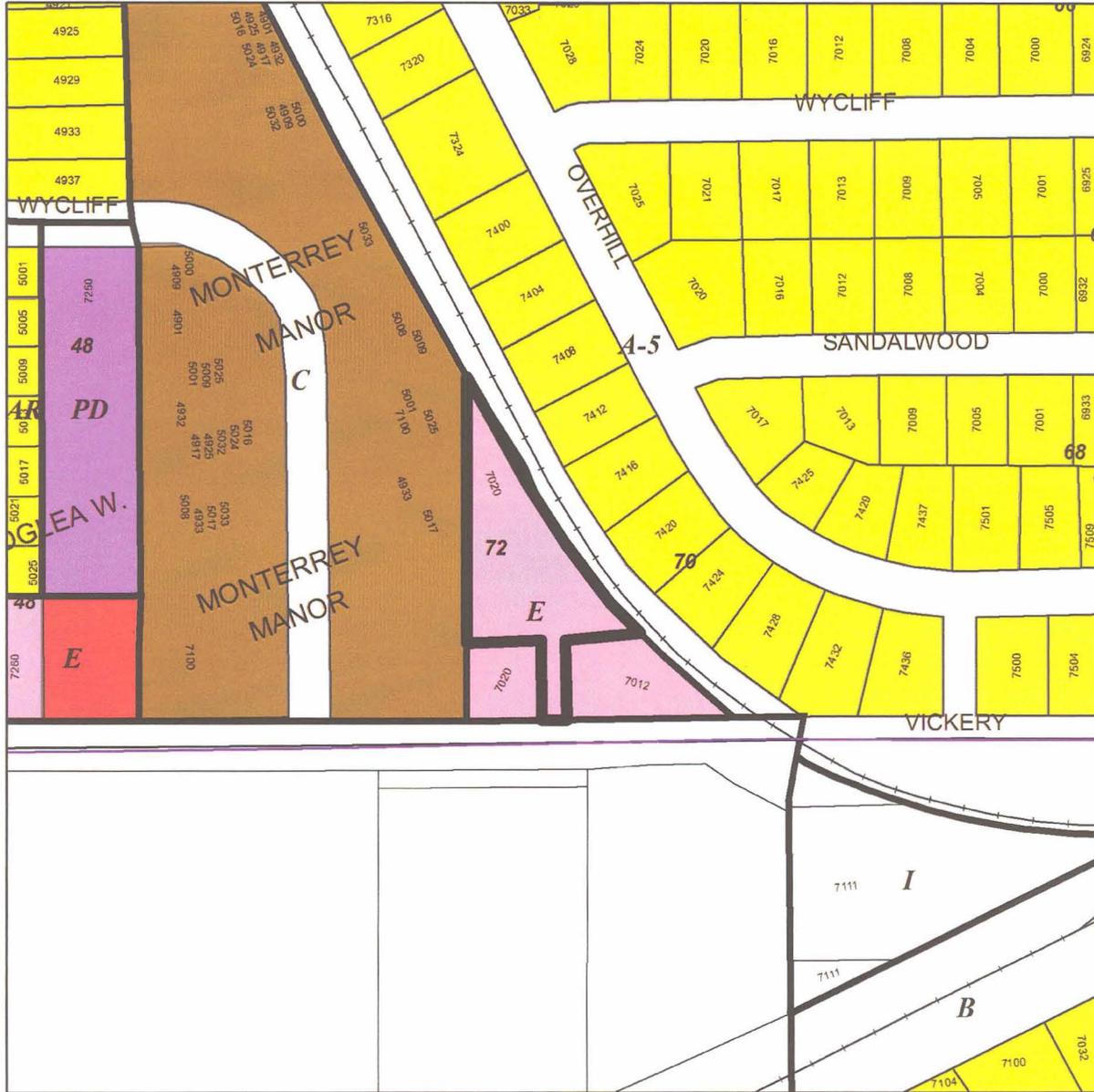
DATE _____

LEGEND		DATE: 12-13-2010	SCALE
PROPERTY LINE	—————	REVISIONS	1/16" = 1'-0"
POWER LINE	—————	NO. DATE DESCRIPTION	DRAWING NO:
SECURITY FENCE LINE	—————		
PRIVACY FENCE LINE	—————		
WROUGHT IRON FENCE	—————		
NATIVE GRASS	[Symbol]		
DECIDUOUS TREES	[Symbol]		
		DRAWN BY: GEM	SITE PLAN
		CHECKED BY: RL	



Future Land Use

ZC-10-186



- Vacant, Undeveloped, Agricultural
- Rural Residential
- Suburban Residential
- Single Family Residential
- Manufactured Housing
- Low Density Residential
- Medium Density Residential
- High Density Residential
- Institutional

- Neighborhood Commercial
- General Commercial
- Light Industrial
- Heavy Industrial
- Mixed-Use Growth Center
- Industrial Growth Center
- Infrastructure
- Lakes and Ponds
- Public Park, Open Space
- Private Park, Open Space

- CFWGIS.SDE.TRN_RAILROADS
- CFWGIS.SDE.CAD_addresses
- Freeways/Toll Roads
- Proposed Freeway/Toll Road
- Principal Arterial
- Proposed Principal Arterial
- Major Arterial
- Proposed Major Arterial
- Minor Arterial
- Proposed Minor Arterial
- Flood Plain



A comprehensive plan shall not constitute zoning regulations or establish zoning district boundaries. (Texas Local Government code, Section 219.005) Land use designations were approved by City Council on February 23, 2010



Aerial Photo Map



City of Fort Worth, Texas
Zoning Commission
January 12, 2011 – Meeting Minutes

DRAFT

Present:

Neftali Ortiz, Chair, District 2
Ann Zadeh, Vice Chair, District 1
Jackson Wilson, District 3
Ramon Romero, District 8
Charles Edmonds, Jr., District 4
Maurice Barnes, District 5
Stephanie Spann, District 6
Nick Genua, District 7
Gaye Reed, District 9

Staff Members Present:

Dana Burghdoff, Deputy Director
Jocelyn Murphy, Planning Manager
Lynn Jordan, Planner
Stephen Murray, Planner
Melinda Ramos, Legal

Absent:

None

I. Public Hearing – 10:01 A. M.

Ms. Murphy explained the procedure to be followed for the Zoning Commission meeting.

II. Minutes

The Commission, on a motion by Mr. Edmonds, seconded by Ms. Spann, on a vote of 9-0, voted to approve the Zoning Commission minutes of the December 08, 2010 meeting.

Video on individual cases can be viewed at the following website.

http://fortworthgov.granicus.com/ViewPublisher.php?view_id=2

III. Continued Cases

1. ZC-10-186 SAI Business Associates Inc. (CD 3)- 7020 W. Vickery Boulevard (Ridglea Hills Addition, Block 72, Lot A2, 0.33 Acres): from “E” Neighborhood Commercial to “PD/E” Planned Development for all uses in “E” Neighborhood Commercial plus min-warehouses; site plan included.

Bhaskar Pabba, 3100 Riverwood Drive, owner of the property mentioned there is a site plan.

Ms. Zadeh mentioned she would prefer to see more landscaping in the grassy area. Pictures were submitted to the Commissioners.

Motion: Following brief discussion Mr. Wilson recommended approval of the request, seconded by Mr. Edmonds. The motion carried 8-1 with Mr. Romero being against.

2. ZC-10-190 City of Fort Worth Planning & Development Text Amendment: IH35 Design District Text & Map Amendment 1000 feet from the centerline of IH 35N from Meacham to State Highway 114(CD All)- An Ordinance amending the Zoning Ordinance of the City



**ZONING MAP CHANGE
STAFF REPORT**

City Council Meeting Date:
February 1, 2011

Council District 2 & 4

Zoning Commission Recommendation:
Approved by a vote of 9-0

Opposition: None

Continued Yes No
Case Manager Jocelyn Murphy
Surplus Yes No
Council Initiated Yes No

Owner / Applicant: City of Fort Worth Planning and Development Department

Site Location: 1000 ft. from the centerline of IH 35 N from Meacham to State Highway 114

Proposed Use: Add Design District Overlay

Request: From: Multiple Zoning Districts
To: Add IH 35 N Design Standards

An Ordinance Amending the Comprehensive Zoning Ordinance of the City of Fort Worth, being Ordinance Number 13896, codified as Appendix "A" of the Code of the City of Fort Worth (1986), to amend:

- Article 12 "Urban Design Districts", of Chapter 4, "District Regulations" to add a new section, Section 4.1300 "I-35W Design ("I35W") Overlay District, providing for Design Standards and Guidelines for New Construction in the I35W Design Overlay District, and;
- To require a Certificate of Appropriateness for New Construction in the I35W Design Overlay District; and;
- To provide for Administrative Approval of Certificate of Appropriateness under certain circumstances, and;
- To provide an Appeal Process

Link: <http://www.fortworthgov.org/planninganddevelopment/zoningcommission.aspx>

Land Use Compatibility: Requested change **is compatible.**

Comprehensive Plan Consistency: Requested change **is consistent.**

Background:

The proposed design standards were crafted by 35W Coalition in cooperation with the Planning and Development Department. They were created to ensure quality new development and enhance economic value and tax base through the standardization of aesthetics. The standards were based on the development principles of protecting property owners' investments, maintain a high standard of development, create and maintain a sense of place, and preserve features of the native landscape.

The primary uses in this corridor are commercial and industrial, with both new and older properties. The Hillwood developments and Alliance Airport area are included in the North Zone, the IH 35/287 intersection in the Central Zone, and the IH35/820 intersection in the South Zone.

These standards are being applied as an overlay district. An overlay provides additional restrictions to property within its boundaries, but the properties retain the underlying zoning and all of the requirements of the applicable zoning district. The overlay district will include property within 1,000 feet on either side of the I-35W centerline from Meacham Boulevard to Highway 114.

Due to differing characteristics and development types in this approximately 14.5 mile section of IH 35, three subzones were created that have slightly different standards. The North Zone covers the area from Highway 114 to Keller Hicks Rd. and has approximately 67% vacant land that may be developed. The Central Zone is from Keller Hicks Rd. to Basswood Blvd. and has approximately 61% vacant land. The South Zone from Basswood Blvd. to Meacham Blvd. is mostly industrial at the current time and has approximately 46% vacant land.

Proposed Standards

Setbacks are required between a building and parking lot and between parking areas.

Minimum setbacks include:

	South Zone	Central and North Zones
Front pavement	15 feet	25 feet
Front building	15-25 feet	50 feet
Side pavement	2 feet	20 feet
Rear pavement	2 feet	10 feet

Parking shall be regulated to minimize the effect of parking lots. At least 50% shall be located to the side or rear of buildings facing I-35W. A maximum of 200 spaces is allowed per area, with landscaping between each area. Buildings shall be oriented toward I-35W.

Landscaping standards are created to ensure that quality and consistent vegetation is provided that will soften the effects of the parking areas and buildings, as well as provide shade and a cooling effect to the areas. Landscape Materials shall include: native grasses, shrubs, ornamental trees, and shade trees. All setbacks shall be landscaped.

Lighting, including parking lot lighting and security lighting, shall also be regulated. Lighting within this overlay district shall use energy efficient fixtures, use fixtures with 90-degree cutoff, and minimize glare. Down lighting is encouraged

Public involvement in this process included individual meetings with property owners, business leaders, and other stakeholders. Other outreach included an open house, public meetings, and meetings with municipalities in the corridor.

The proposed review process will be similar to that of the Near Southside and Trinity Uptown districts. These two districts are not overlay districts, but have similar design requirements. Planning and Development staff will review and provide approval of projects that clearly conform to all standards. The Urban Design Commission will hear all waiver requests and review projects that require interpretation and/or do not clearly conform to all standards. The Board of Adjustment will hear all requests for basic zoning setback variances.

Site Information:

Owner: Various

Applicant: City of Fort Worth
1000 Throckmorton Street
Fort Worth, TX 76102

Acreage: 3,529 ac

Comprehensive Plan Sector: Far North

Surrounding Zoning and Land Uses:

North: various
East: various
South: various
West: various

Public Notification:

The following Neighborhood Associations were notified:
Multiple in the IH 35 N corridor

Recent Relevant Zoning and Platting History:

Zoning History: NA

Platting History: NA

Development Impact Analysis:

1. **Land Use Compatibility**

This overlay provides additional requirements to the base zoning districts. As such, the current land uses are not affected or changed. As such, the proposed IH 35 Design District overlay **is compatible**.

2. **Comprehensive Plan Consistency**

The 2010 Comprehensive Plan designates the subject properties with multiple uses. The Design District overlay will not affect the future land uses proposed in the areas.

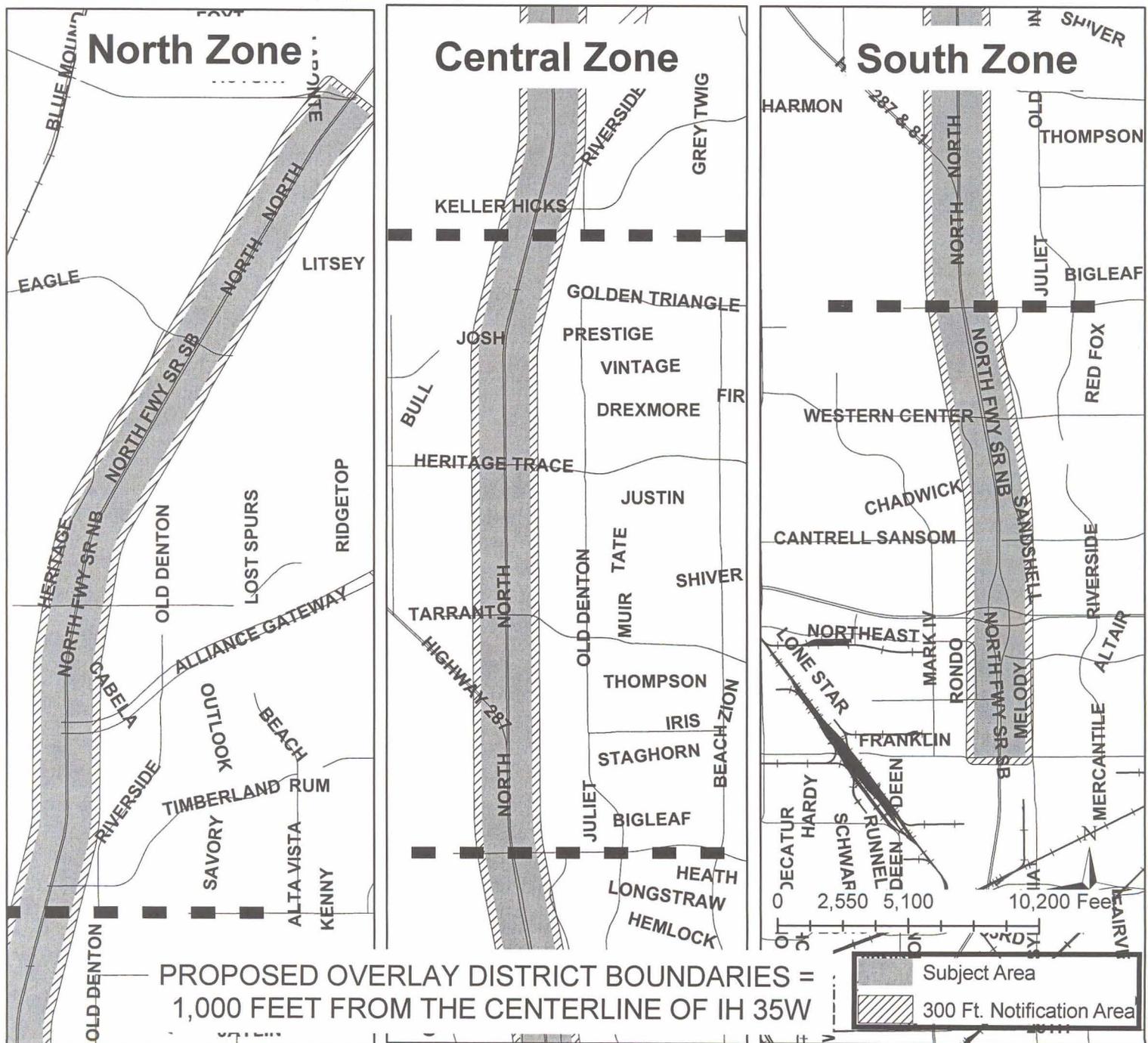
As a result, the proposed zoning **is consistent** with the 2010 Comprehensive Plan.

- ***Attachments:*** Proposed Ordinance Amendment
- Minutes of the January 12, 2011 Zoning Commission meeting

Area Zoning Map

Applicant: City of Fort Worth Planning and Development
 Address: 4600 - 13900 blocks North Freeway (I-35W), from Meacham Ave to SH114 and 1,000ft from I-35W centerline
 Zoning From: AG, A-5, AR, B, CR, C, D, E, F, G, I, J, K, OM, PDs 147, 186, 194, 235, 244, 377, 405, 476, 502, 665, 710, 734, 736, 781, 782, 788, 795, 817, 832, 875
 Zoning To: Addition of I-35W Overlay Design District
 Acres: 3529.09056 Mapsco: Pg7-49,643
 Commission Date: 12/08/2010 Sector/District: Various
 Contact: 817-392-8015

You may find the design standards at: <http://www.fortworthgov.org/planninganddevelopment/zoningcommission.aspx>
 Click on the case name for the proposed design standards.



IH 35N DESIGN STANDARDS

Recommended for
Approval by the
Zoning Commission
on 1-12-11

ORDINANCE _____

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF FORT WORTH, BEING ORDINANCE NO. 13896, AS AMENDED, CODIFIED AS APPENDIX "A" OF THE CODE OF THE CITY OF FORT WORTH, BY AMENDING ARTICLE 12 URBAN DESIGN DISTRICTS, OF CHAPTER 4, "DISTRICT REGULATIONS" TO ADD A NEW SECTION, SECTION 4.1203 "I-35W DESIGN ("I35W") OVERLAY DISTRICT"; PROVIDING FOR DESIGN STANDARDS AND GUIDELINES FOR NEW CONSTRUCTION IN THE I-35W DESIGN OVERLAY DISTRICT; REQUIRING A CERTIFICATE OF APPROPRIATENESS FOR NEW CONSTRUCTION IN THE I35W DESIGN OVERLAY DISTRICT; PROVIDING FOR ADMINISTRATIVE APPROVAL OF CERTIFICATE OF APPROPRIATENESS UNDER CERTAIN CIRCUMSTANCES; AND PROVIDING AN APPEAL PROCESS; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Interstate 35 West ("I-35W") corridor between the City of Fort Worth and the City of Denton remained unchanged between its initial construction in the 1960's and the 1990's when Alliance Airport opened and the North American Free Trade Agreement ("NAFTA") was passed; and

WHEREAS, until the 1990's, a motorist traveling from Fort Worth to Denton would have enjoyed a genuine Texas scenic drive, experiencing wide open spaces and long, uninterrupted vistas; and

WHEREAS, the passage of NAFTA has brought increased truck traffic to the entire I-35W corridor and although portions of the I-35W corridor remain rural in character, development activity occurs at a steady pace; and

WHEREAS, many businesses and land owners have become increasingly concerned with traffic congestion and the quality of development and formed the 35W Coalition; and

WHEREAS, the 35W Coalition was formed to find solutions to traffic and transportation problems, and encourage quality development along the I-35W corridor extending from the core of Fort Worth into southern Denton County; and

WHEREAS, the 35W Coalition through a series of public meetings created the I-35W Development Standards and Guidelines to ensure that the quality of new development enhances the economic value of all property within the corridor by reflecting a level of quality of construction and aesthetic character; and

WHEREAS, the standards and guidelines are intended to achieve this vision of an economic sustainability that would help to retain natural features of the landscape environment by focusing on landscaping, lighting and site planning; and

WHEREAS, it is recommended that the City Council approve the creation of the I-35W overlay zoning district

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS, AS FOLLOWS:

SECTION 1.:

Article 12, “Urban Design Districts” of Chapter 4 “District Regulations” is amended to add a new section, Section 4.1203, “I-35W Design Overlay District” to provide development standards and guidelines and administrative procedures for the portions of the I-35W corridor to read as follows:

4.1203 I-35W Design Overlay District (“I-35W”)

A. Purpose and Intent

It is the purpose of the I-35W Design Overlay to provide standards and guidelines and administrative procedures for new construction and certain renovations in the corridor zones to promote and encourage excellence in development through quality site layout, lighting landscaping and design while creating a unified and natural landscape along the corridor zones.

B. Boundaries of I-35W Design Overlay District

Corridor Zones are described as follows and as shown on Exhibit B.22:

South Zone: Meacham Boulevard to Basswood Boulevard

A parcel of land situated in the County of Tarrant, being one thousand feet (1000’) each side of the following described centerline of Interstate Highway 35 West, from its intersection with the centerline of Meacham Boulevard, to its intersection with the centerline of Basswood Boulevard;

Beginning at the intersection of the centerlines of Interstate Highway 35 West, and Meacham Boulevard (formerly known as Odum Road), according to the right-of-way map of Interstate Highway 35W, Project No. I-35W-5(27)-429, from N. of St. Louis & S.W. R.R. North to Loop 217 (now known as Loop 820), and being at Engineer's Station 407+44;

THENCE northerly with said centerline, North 00 degrees 13 minutes 00 seconds East, to and along the centerline of Interstate Highway 35W, according to the right-of-way map of Interstate Loop 820, Project No. I-820-4(56)-454, from present U. S. 377 West to proposed location of Interstate 35W, 2544 feet, to an angle point at Engineer's Station 382+00;

THENCE continuing northerly with said centerline, North 00 degrees 04 minutes 00 seconds West, 2963.15 feet, to its intersection with the centerline of said Interstate Loop 820 at Engineer's Station 352+36.85, at Interstate Loop 820 Engineer's Station 662+58.39;

THENCE east with said centerline, North 90 degrees 00 minutes 00 seconds East, 30.00 feet, to its intersection with the centerline of said Interstate Highway 35W, at Interstate Loop 820 Engineer's Station 662+88.39, at Interstate Highway 35W Engineer's Station 619+06.89;

THENCE northerly with said centerline, North 00 degrees 04 minutes 00 seconds West, 2988.79 feet, to an angle point at Engineer's Station 589+18.10, according to the right-of-way map of Interstate Highway 35W, Project No. I-35W-5(41)-431, from Proposed U.S. 81 to Interstate Loop 820;

THENCE continuing northerly with said centerline, according to said right-of-way map, the following courses and distances;

North 00 degrees 02 minutes 05 seconds West, 810.05 feet, to the beginning of a curve having a radius of 11459.16 feet, at Engineer's Station 581+08.05;

Northerly with said curve to the left, through a central angle of 10 degrees 05 minutes 11 seconds, an arc distance of 2017.28 feet, to its end at Engineer's Station 560+90.77;

North 10 degrees 07 minutes 16 seconds West, 6014.19 feet, to the beginning of a curve having a radius of 11459.16 feet, at Engineer's Station 500+76.58;

Northerly with said curve to the right, through a central angle of 01 degrees 07 minutes 58 seconds, an arc distance of 226.58 feet, to its Terminus at the intersection of the centerlines of Interstate Highway 35 West, and Basswood Boulevard at Engineer's Station 498+50;

Basis of called bearings and distances, per recited right-of-way maps.

This description prepared by Hans Kevin Hansen, Registered Professional Land Surveyor, Number 4786, in April 2009, in an electronic format.

“This document was prepared under 22 TAC § 663.21, does not reflect the results of an on the ground survey, and is not to be used to convey or establish interests in real property except those rights or interests implied or established by the creation or reconfiguration of the boundary of the political subdivision for which it was prepared.”

Revision I, September 21, 2009, width changed from “one thousand five hundred (1500’)” to “one thousand feet (1000’)”.

Revision II, November 15, 2010, Title changed to reflect limits changed from Meacham Blvd. to SH 114, divided into three sections, Meacham Blvd to Basswood Blvd, Basswood Blvd to Keller Hicks Rd, and Keller Hicks to SH 114

Central Zone- Basswood Boulevard to Keller Hicks Road

A parcel of land situated in the County of Tarrant, being one thousand feet (1000’) each side of the following described centerline of Interstate Highway 35 West, from its intersection with the centerline of Basswood Boulevard, to its intersection with the centerline of Keller Hicks Road (County Road Number 4033);

Beginning at the intersection of the centerlines of Interstate Highway 35 West, and Basswood Boulevard according to the right-of-way map of Interstate Highway 35W, Project No. I-35W-5(41)-431, from Proposed U.S. 81 to Interstate Loop 820, and being at Engineer’s Station 498+50, and being in a curve having a radius of 11459.16 feet;

THENCE northerly with said centerline, according to said right-of-way map, the following courses and distances;

Northerly with said curve to the left, through a central angle of 08 degrees 59 minutes 06 seconds, an arc distance of 1796.98 feet, to its end at Engineer’s Station 480+53.02;

North 00 degrees 00 minutes 12 seconds West, at 3638.40 feet pass the end of said project, at Engineer’s Station 444+14.62, and continuing with said centerline, according to the right-of-way map of Interstate Highway 35W, Project No. I-35W-5(21)-435, from Denton County Line to Proposed U.S. 81, in all 17707.45 feet, to the beginning of a curve having a radius of 5729.58 feet, at Engineer’s Station 303+45.57;

Northerly with said curve to the left, through a central angle of 14 degrees 57 minutes 07 seconds, an arc distance of 1495.19 feet, to its end at Engineer’s Station 288+50.38;

North 14 degrees 56 minutes 55 seconds East, 4503.36 feet, to its Terminus at the intersection of the centerlines of Interstate Highway 35 West, and Keller Hicks Road at Engineer’s Station 243+47.02;

Basis of called bearings and distances, per recited right-of-way maps.

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Scribner’s errors corrected December 2, 2010

North Zone- Keller Hicks Road to State Highway 114

A parcel of land situated in the Counties of Denton and Tarrant, being one thousand feet (1000’) each side of the following described centerline of Interstate Highway 35 West, from its intersection with the centerline of Keller Hicks Road (County Road Number 4033), to its intersection with the centerline of State Highway 114;

Beginning at the intersection of the centerlines of Interstate Highway 35 West, and Keller Hicks Road according to the right-of-way map of Interstate Highway 35W, Project No. I-35W-5(21)-435, from Denton County Line to Proposed U.S. 81, and being at Engineer’s Station 243+07.02;

THENCE northerly with said centerline, according to said right-of-way map, the following courses and distances;

North 14 degrees 56 minutes 55 seconds East, 1779.10 feet, to the beginning of a curve having a radius of 5729.58 feet, at Engineer’s Station 225+67.92;

Northerly with said curve to the left, through a central angle of 14 degrees 40 minutes 59 seconds, an arc distance of 1468.31 feet, to its end at Engineer’s Station 210+99.61;

North 00 degrees 15 minutes 56 seconds East, 4997.63 feet, to the beginning of a curve having a radius of 5729.58 feet, at Engineer’s Station 161+01.98;

Northerly with said curve to the right, through a central angle of 10 degrees 26 minutes 03 seconds, an arc distance of 1043.42 feet, to its end at Engineer’s Station 150+58.56;

North 10 degrees 41 minutes 59 seconds East, 3744.61 feet, to the beginning of a curve having a radius of 5729.58 feet, at Engineer’s Station 113+13.98;

Northeasterly with said curve to the right, through a central angle of 19 degrees 14 minutes 39 seconds, an arc distance of 1924.42feet, to its end at Engineer’s Station 93+89.56;

THENCE northeasterly with said centerline, North 29 degrees 56 minutes 38 seconds East, at 2848.83 feet, pass the called County Line at Engineers Station Equation $65+40.73=0+00$, and at 2872.13 feet pass Engineers Station Equation $0+23.30=0+00$, to and along the centerline of Interstate Highway 35W, according to the right-of-way map of Interstate Highway 35-W, Project No. I 35W-6(47)442, from Tarrant Co. Line to F. M. 407, in all 4924.48 feet, to the beginning of a curve having a radius of 11459.16 feet, at Engineer’s Station 20+52.35;

THENCE continuing northeasterly with said centerline, according to said right-of-way map, the following courses and distances;

Northeasterly with said curve to the right, through a central angle of 00 degrees 58 minutes 10 seconds, an arc distance of 193.89 feet, to its end at Engineer's Station 22+46.24;

North 30 degrees 54 minutes 48 seconds East, 11222.42 feet, to the beginning of a curve having a radius of 5729.58 feet, at Engineer's Station 134+68.66;

Northeasterly with said curve to the right, through a central angle of 06 degrees 48 minutes 35 seconds, an arc distance of 680.97 feet, to its end at Engineer's Station 141+49.63;

North 37 degrees 43 minutes 23 seconds East, 1845.43 feet, to its Terminus at the intersection of the centerlines of Interstate Highway 35 West, and State Highway 114, at Engineer's Station 159+95.06;

Basis of called bearings and distances, per recited right-of-way maps.

This description prepared by Hans Kevin Hansen, Registered Professional Land Surveyor, Number 4786, in April 2009, in an electronic format.

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Scribner's errors corrected December 2, 2010

C. Relationship of I-35W Design Overlay District to Base Zoning Districts

The I-35W Design Overlay District is a zoning overlay that supplements the primary underlying zoning district classification. The permitted uses of the property shall be determined by the use regulations set forth in the primary zoning district classification for the property. Development of projects in the I-35W Design District shall be subject to the *I-35W Development Standards and Guidelines* in accordance with this section. In the event of a conflict between the *I-35W Development Standards and Guidelines* and other sections of the City of Fort Worth Zoning Ordinance or other applicable regulations, the more restrictive requirement shall prevail. If there is a conflict between the *I-35W Development Standards and Guidelines* and a mixed-use zoning district (or Planned Development based on mixed-use zoning: i.e. PD/MU-1 or PD/MU-2) located on along I-35W frontage roads, the mixed-use regulations will govern the setbacks.

D. I-35W Development Standards and Guidelines Adopted

The I-35W Development Standards and Guidelines, attached as Exhibit A, are hereby approved by the City Council and are included in the Zoning Ordinance by reference. All future amendments to the I-35W Development Standards and Guidelines must be

considered by the Zoning Commission and approved by the City Council in accordance with the procedure set forth in Article 5, Chapter 3 of the Zoning Ordinance.

E. Development Review Process

1. *Certificate of Appropriateness required.*

Within the I-35W Overlay District, issuance of a Certificate of Appropriateness reflecting compliance with the I-35W Development Standards and Guidelines is required for the following:

- a. Acceptance by the Planning and Development Department of an application for a building permit for construction of a new structure; or
- b. Acceptance by the Planning and Development Department of an application for a building permit for expansion of an existing structure; or
- c. Acceptance by the Planning and Development Department of an application for a building permit for renovation, remodeling or other alteration of an existing structure.

2. *Application for Certificate of Appropriateness*

The following materials shall be submitted to the Planning and Development Department in connection with an application for a Certificate of Appropriateness. The materials must be submitted at least twenty one (21) days before the meeting of the design review board at which the application of the Certificate of Appropriateness will be considered.

- a. Copies of the site plan including:
 - i. Foot prints of all existing structures;
 - ii. Proposed footprint of all new structures;
 - iii. Existing structures adjacent to the property;
 - iv. Location of parking areas, parking lot islands, driveways, sidewalks, walkways, loading areas, walls or fences, utilities, lighting, signage, at-grade mechanical units, dumpsters, and all other site improvements.
- b. Copies of landscaping plan including location and dimension of areas to be landscaped (including private property, adjoining right-of-way and parking lot islands), total amount of landscaped area, location, number and planting size of all trees, shrubs, and groundcover, location and coverage of irrigation systems, and location and description of street furniture.
- c. Copies of schematic floor plans depicting the arrangement of interior spaces, location of windows and doors, mechanical equipment, electrical meter and utility locations. First floor site plans should show the relationship between the first floor and the site.
- d. Copies of schematic building elevations for all sides of the building(s) showing the design of all elevations existing grade, proposed grade, finish floor elevations, roof slopes, mechanical vents and equipment, location and type of outdoor light fixtures, design and location of all wall signs(s) and notations regarding exterior colors and materials;
- e. Material specification outline with samples, brochures and/or photographs of all exterior building site materials, finishes and fixtures.

3. *Authority to approve Certificate of Appropriateness*
 - a. The Planning and Development Director or designee is hereby charged with the duty and invested with the authority to approve a Certificate of Appropriateness for new construction and exterior renovations when the project conforms to all standards and guidelines of the *I-35W Development Standards and Guidelines*.
 - b. The Urban Design Commission is hereby charged with and invested with the authority to enforce the *I-35W Development Standards and Guidelines* for new construction and exterior renovations that do not conform to all of the standards and guidelines by hearing and deciding application for Certificates of Appropriateness in accordance with this section.

F. Appeal

1. All decisions by the Planning and Development Director may be appealed to the Urban Design Commission. A written notice of the appeal must be filed with the Executive Secretary of the Urban Design Commission within ten (10) days of notice of the decision of the Planning and Development Director or designee. The standard of review before the Urban Design Commission shall be *de novo*.
2. All decisions by the Urban Design Commission may be appealed to the Appeals Board by the applicant. A written notice of appeal must be filed with the City Secretary's Office within ten (10) days after receipt of notification of the decision of the Urban Design Commission's decision. The written notice of appeal shall specify:
 - a. That the decision of the Urban Design Commission is unreasonable, either in whole or in part; and
 - b. The grounds for the appeal.
3. The Appeals Board shall schedule a hearing on such appeal as soon as reasonably practicable. The Executive Secretary of the Urban Design Commission shall forward to the Appeals Board a complete record of the matter including but not limited to, a transcript of the hearing before the Urban Design Commission.
4. In consideration of an appeal, the Appeal Board shall:
 - a. Hear and consider testimony and evidence concerning the previous recommendations and actions of city staff and the Urban Design Commission.
 - b. Hear new evidence that was not available at the time of the hearing before the Urban Design Commission. New evidence does not include information that was created after the date of the hearing before the Urban Design Commission;
 - c. Apply the substantial evidence test to the decision of the Urban Design Commission, considering the record made before the Urban Design Commission;
 - d. Have the option to remand any case back to the Urban Design Commission for further proceedings.

5. The Appeals Board may uphold, reverse or modify the decision of the Urban Design Commission unless a continuance is agreed to by the appellant.
6. A hearing before the Appeals Board shall exhaust the administrative remedies of the appellant under this title. Any appellant aggrieved by the decision of the Appeals Board may file in District Court.

SECTION 2.

This ordinance shall be cumulative of all other ordinances of the Code of the City of Fort Worth, Texas (1986), as amended, affecting zoning and shall not repeal any of the provisions of such ordinances, except in those instances where provisions of such ordinance are in direct conflict with the provisions of this ordinance.

SECTION 3.

That all rights or remedies of the City of Fort Worth, Texas, are expressly saved as to any and all violations of Ordinance Nos. 3011, 13896, or any amendments thereto that have accrued at the time of the effective date of this ordinance; and as to such accrued violations, and all pending litigation, both civil or criminal, same shall not be affected by this ordinance but may be prosecuted until final disposition by the courts.

SECTION 4.

That it is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared void, ineffective or unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such voidness, ineffectiveness or unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this ordinance, since

the same would have been enacted by the City Council without the incorporation herein of any such void, ineffective or unconstitutional phrase, clause, sentence, paragraph or section.

SECTION 5.

That any person, firm or corporation who violates, disobeys, omits, neglects or refuses to comply with or who resists the enforcement of any of the provisions of this ordinance shall be fined not more than Two Thousand Dollars (\$2000.00) for each offense. Each day that a violation is permitted to exist shall constitute a separate offense.

SECTION 6.

That the City Secretary of the City of Fort Worth, Texas is hereby directed to publish this ordinance for two (2) days in the official newspaper of the City of Fort Worth, Texas, as authorized by Section 52.013, Texas Local Government Code.

SECTION 7.

This ordinance shall take effect after adoption and publication as required by law.

APPROVED AS TO FORM AND LEGALITY:

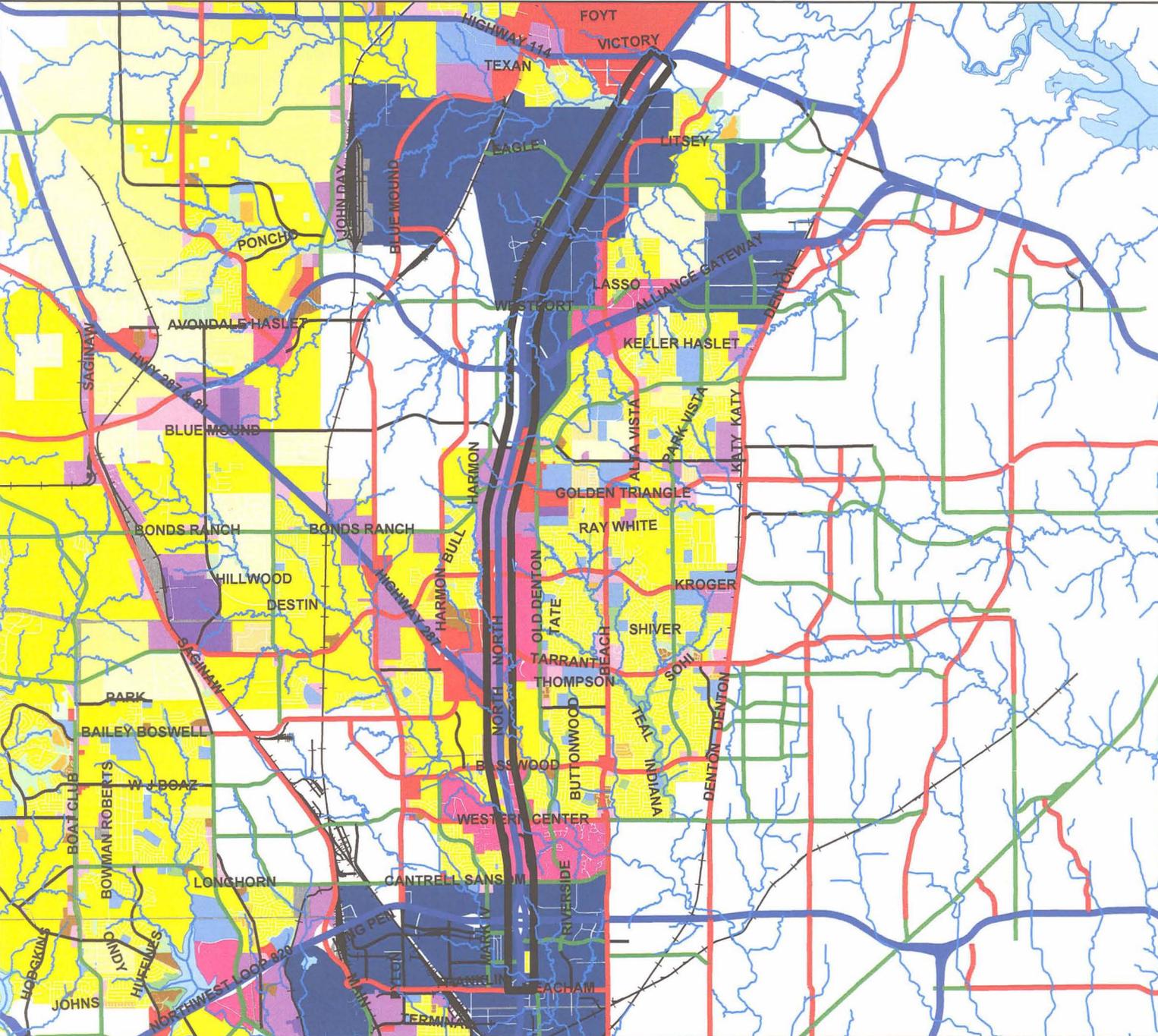
By: _____

Assistant City Attorney

Adopted: _____

Effective: _____

Future Land Use



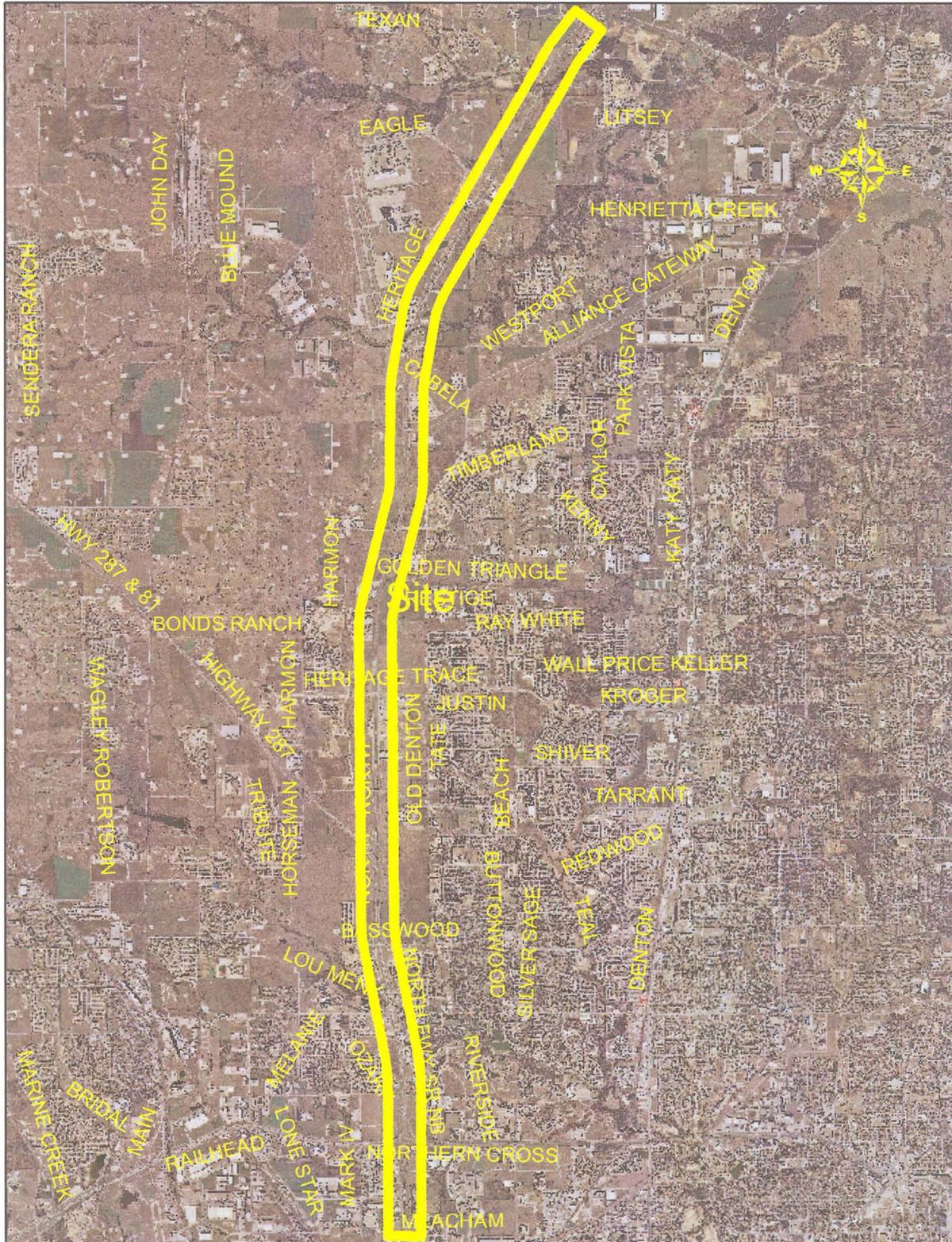
- | | | |
|--------------------|-----------------------------------|--------------------------------------|
| TOLLWAY / FREEWAY | Future Land Use Category | Neighborhood Commercial |
| PRINCIPAL ARTERIAL | Vacant, Undeveloped, Agricultural | General Commercial |
| MAJOR ARTERIAL | Lakes and Ponds | Light Industrial |
| MINOR ARTERIAL | Rural Residential | Heavy Industrial |
| | Suburban Residential | Mixed-Use Growth Center |
| | Single Family Residential | Industrial Growth Center |
| | Manufactured Housing | Infrastructure |
| | Low Density Residential | 100 Year Flood Plain |
| | Medium Density Residential | Public Park, Recreation, Open Space |
| | High Density Residential | Private Park, Recreation, Open Space |
| | Institutional | |



A Comprehensive Plan shall not constitute zoning regulations or establish zoning district boundaries. (Texas Local Government Code, Section 219.005.) Land use designations were approved by City Council on February 23, 2010.



Aerial Photo Map



City of Fort Worth, Texas
Zoning Commission
January 12, 2011 – Meeting Minutes

DRAFT

Present:

Neftali Ortiz, Chair, District 2
Ann Zadeh, Vice Chair, District 1
Jackson Wilson, District 3
Ramon Romero, District 8
Charles Edmonds, Jr., District 4
Maurice Barnes, District 5
Stephanie Spann, District 6
Nick Genua, District 7
Gaye Reed, District 9

Staff Members Present:

Dana Burghdoff, Deputy Director
Jocelyn Murphy, Planning Manager
Lynn Jordan, Planner
Stephen Murray, Planner
Melinda Ramos, Legal

Absent:

None

I. Public Hearing – 10:01 A. M.

Ms. Murphy explained the procedure to be followed for the Zoning Commission meeting.

II. Minutes

The Commission, on a motion by Mr. Edmonds, seconded by Ms. Spann, on a vote of 9-0, voted to approve the Zoning Commission minutes of the December 08, 2010 meeting.

Video on individual cases can be viewed at the following website.

http://fortworthgov.granicus.com/ViewPublisher.php?view_id=2

III. Continued Cases

1. ZC-10-186 SAI Business Associates Inc. (CD 3)- 7020 W. Vickery Boulevard (Ridglea Hills Addition, Block 72, Lot A2, 0.33 Acres): from “E” Neighborhood Commercial to “PD/E” Planned Development for all uses in “E” Neighborhood Commercial plus min-warehouses; site plan included.

Bhaskar Pabba, 3100 Riverwood Drive, owner of the property mentioned there is a site plan.

Ms. Zadeh mentioned she would prefer to see more landscaping in the grassy area. Pictures were submitted to the Commissioners.

Motion: Following brief discussion Mr. Wilson recommended approval of the request, seconded by Mr. Edmonds. The motion carried 8-1 with Mr. Romero being against.

2. ZC-10-190 City of Fort Worth Planning & Development Text Amendment: IH35 Design District Text & Map Amendment 1000 feet from the centerline of IH 35N from Meacham to State Highway 114(CD All)- An Ordinance amending the Zoning Ordinance of the City

of Fort Worth, being Ordinance No. 13896, as amended, codified as Appendix “A” of the Code of the City of Fort Worth, to amend;

Article 12 “Urban Design Districts”, of Chapter 4, “District Regulations” to add a new section, Section 4.1300, “I-35W Design (“I35W”) Overlay District, providing for Design Standards and Guidelines for New Construction in the I35W Design Overlay District, and; to require a Certificate of Appropriateness for New Construction in the I35W Design Overlay District, and; to provide for Administrative Approval of Certificate of Appropriateness under certain circumstances, and; to provide an Appeal Process;

Link: <http://www.fortworthgov.org/planninganddevelopment/zoningcommission.aspx>

Dana Burghdoff, Deputy Director, City of Fort Worth, explained to the Commissioners this is a City initiated text amendment for the I-35 Corridor. Council has directed staff to move forward with the project.

Robert Folzenlogen, 13,600 Heritage Trace Parkway, member of the I-35 Coalition and speaking on their behalf are excited and ready to move forward. The design overlay will help the quality of life and enhance the I-35 Corridor with the proposed guidelines.

Motion: Following brief discussion, Mr. Edmonds recommended approval of the request, seconded by Ms. Reed. The motion carried unanimously 9-0.

3. ZC-11-001 Housing Finance Corporation (CD 6)- 5240 Wooten Drive & 5250 Wonder Drive (Wedgewood Addition, Block 20, Lot D, & Block 21, Lots C1A & C2A 3.60 Acres): from “E” Neighborhood Commercial to “PD/MU-1” Planned Development for all uses in “MU-1” Low Intensity Mixed Use with a height limit of three stories on the western property line and a limit of two stories at grade level on the eastern lot lines of one or two-family residences; site plan required.

Cynthia Garcia, Assistant Director, Housing & Economic Development, City of Fort Worth, explained to the Commissioners the request was continued for 30 days so that staff could meet with the neighborhood. Ms. Garcia mentioned staff had two meetings to address their concerns about the height of the building and added it to the PD language.

Tolli Thomas, 5341 Wooten Drive, representing Wedgewood Square mentioned they do support the request for PD/MU-1 with height limitations and site plan being required for the neighborhood to have input on at a future date.

Motion: Following brief discussion, Ms. Spann recommended approval of the request, seconded by Ms. Zadeh. The motion carried unanimously 9-0.



**ZONING MAP CHANGE
STAFF REPORT**

City Council Meeting Date:
February 1, 2011

Council District 6

Zoning Commission Recommendation:

Approved by a vote of 9-0

Opposition: None

Continued	Yes ___	No <u>X</u>
Case Manager	<u>Jocelyn Murphy</u>	
Surplus	Yes ___	No <u>X</u>
Council Initiated	Yes ___	No <u>X</u>

Owner / Applicant: Housing Finance Corporation

Site Location: 5240 Wooten Drive & 5250 Wonder Drive Mapsco: 89Q

Proposed Use: Mixed Use

Request: From: "E" Neighborhood Commercial

To: "PD/MU-1" Planned Development for all uses in "MU-1" Low Intensity Mixed Use with a limit to three stories on the western frontage and a limit to two stories on the eastern lot lines as measured at the grade of the adjacent single or two-family residential properties; site plan required

Land Use Compatibility: Requested change is compatible.

Comprehensive Plan Consistency: Requested change is consistent.

Background:

The subject property is the site of an apartment complex built on two lots. The complex was razed at the end of November. The Housing Finance Corporation intends to remove all of the structures and flatwork, grade the property, and prepare for sale and new development. There will be an attempt to keep at least one tree on the property if possible during grading.

The applicant is proposing a zone change from to "E" Neighborhood Commercial to "PD/MU-1" Planned Development for "MU-1" Low Intensity Mixed Use to limit the height of the building to three stories and site plan be required for the Transit Oriented Development. The property is just south of the rail line of the Southwest to Northeast railway and within the area of the proposed Granbury train station.

At the Zoning Commission, the Commission recommended a 30 day continuance to allow for staff to meet with the neighborhood. A meeting was held on December 28 to discuss the future plans of the area and the proposed zoning change. In the meeting a compromise with the neighborhood was to rezone the property to PD/MU-1 and to limit the height of the building, and that a site plan will be required at the time of development to regulate additional items including parking.

Site Information:

Owner:	Housing Finance Corporation
	City of Fort Worth
	1000 Throckmorton Street
	Fort Worth, TX 76102

Acreage: 3.60 acres
Comprehensive Plan Sector: Wedgewood
Surrounding Zoning and Land Uses:
North "F" General Commercial / commercial
East "A-5" One-Family & "B" Two-Family / single-family and duplex
South "PD-683" Planned Development / commercial
West "E" Neighborhood Commercial & "F" General Commercial / commercial strip center

Recent Relevant Zoning and Platting History:

Zoning History: None

Platting History: None

Public Notification:

The following Neighborhood Associations were notified:

South Hills	District 6 Alliance
Wedgewood Square	Wedgewood Square Business Assoc.
Overton South	Fort Worth ISD

Development Impact Analysis:

1. **Land Use Compatibility**

The applicant is proposing a zone change to "PD/MU-1" Planned Development for all uses in "MU-1" Low Intensity Mixed Use and to limit the height of the building and a site plan be required for the Transit Oriented Development as part of the Granbury Train Station.

Surrounding land uses include commercial to the north, west, and south, one and two family to the east. Based on surrounding uses, the proposed zoning **is compatible** at this location.

2. **Comprehensive Plan Consistency**

The 2010 Comprehensive Plan designates the site as medium density multifamily. Upcoming changes to the Future Land Use Plan in 2011 are expected to include Mixed Use for the site of the proposed station to the north in order to accommodate the pedestrian oriented uses desired at the train station. As this property is adjacent to this area, mixed use zoning is consistent with the following Comprehensive Plan policies.

- Accommodate higher density residential and mixed uses in areas designated as a mixed-use growth center on the City's future land use maps.
- Encourage mixed-use projects in mixed-use growth centers, transit-oriented developments, and urban villages.

Based on conformance with the future land use map, and policies stated above, the proposed zoning **is consistent** with the Comprehensive Plan.

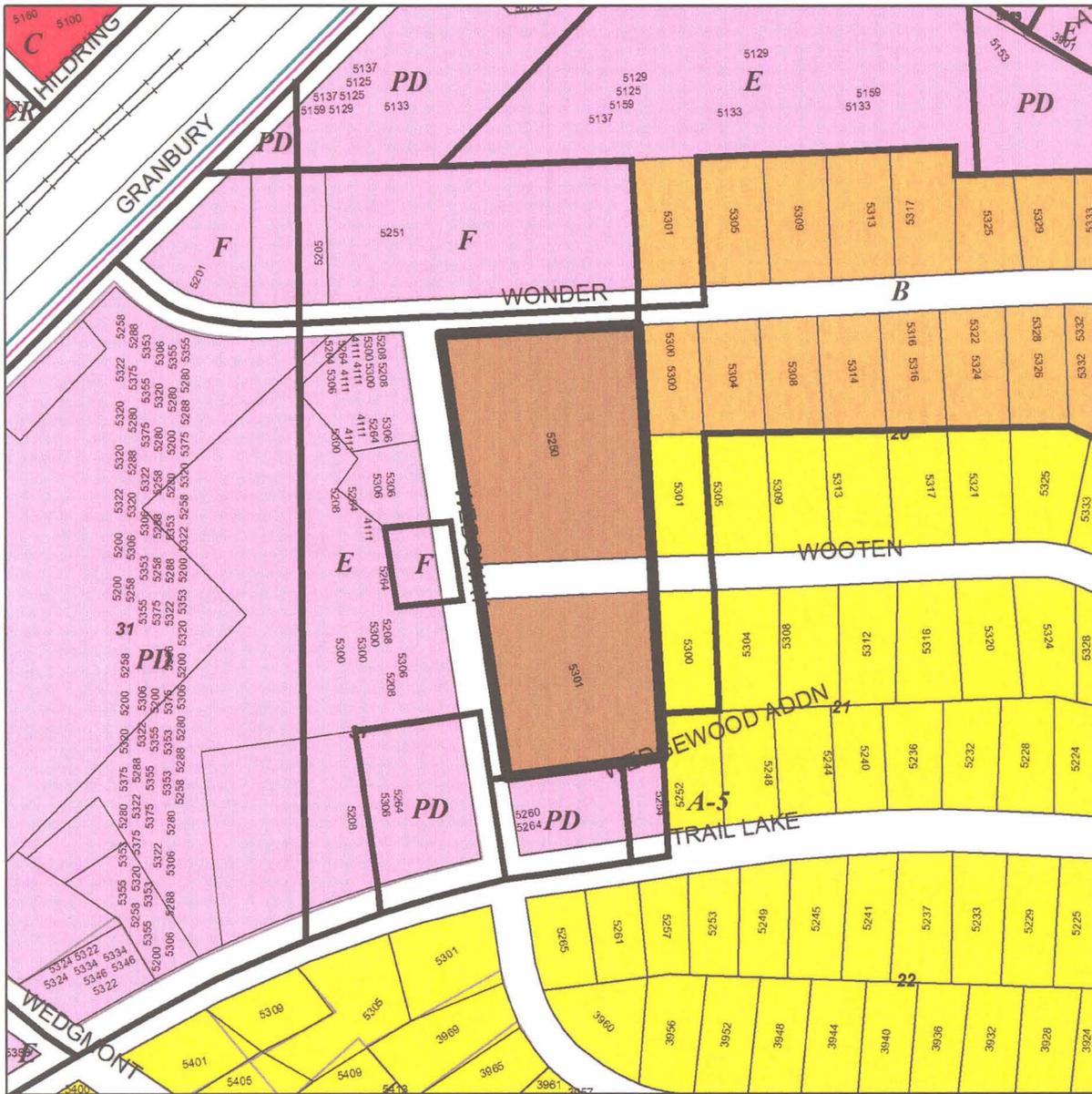
Attachments:

- Location Map
- Area Zoning Map with 300 ft. Notification Area
- Future Land Use Map
- Aerial Photograph
- Minutes of the December 8, 2010 & January 12, 2011 Zoning Commission meeting



Future Land Use

ZC-11-001



- Vacant, Undeveloped, Agricultural
- Rural Residential
- Suburban Residential
- Single Family Residential
- Manufactured Housing
- Low Density Residential
- Medium Density Residential
- High Density Residential
- Institutional

- Neighborhood Commercial
- General Commercial
- Light Industrial
- Heavy Industrial
- Mixed-Use Growth Center
- Industrial Growth Center
- Infrastructure
- Lakes and Ponds
- Public Park, Open Space
- Private Park, Open Space

- CFWGIS.SDE.TRN_RAILROADS
- CFWGIS.SDE.CAD_addresses
- Freeways/Toll Roads
- Proposed Freeway/Toll Road
- Principal Arterial
- Proposed Principal Arterial
- Major Arterial
- Proposed Major Arterial
- Minor Arterial
- Proposed Minor Arterial
- Flood Plain



A comprehensive plan shall not constitute zoning regulations or establish zoning district boundaries. (Texas Local Government code, Section 219.005) Land use designations were approved by City Council on February 23, 2010



Aerial Photo Map



of Fort Worth, being Ordinance No. 13896, as amended, codified as Appendix “A” of the Code of the City of Fort Worth, to amend;

Article 12 “Urban Design Districts”, of Chapter 4, “District Regulations” to add a new section, Section 4.1300, “I-35W Design (“I35W”) Overlay District, providing for Design Standards and Guidelines for New Construction in the I35W Design Overlay District, and; to require a Certificate of Appropriateness for New Construction in the I35W Design Overlay District, and; to provide for Administrative Approval of Certificate of Appropriateness under certain circumstances, and; to provide an Appeal Process;

Link: <http://www.fortworthgov.org/planninganddevelopment/zoningcommission.aspx>

Dana Burghdoff, Deputy Director, City of Fort Worth, explained to the Commissioners this is a City initiated text amendment for the I-35 Corridor. Council has directed staff to move forward with the project.

Robert Folzenlogen, 13,600 Heritage Trace Parkway, member of the I-35 Coalition and speaking on their behalf are excited and ready to move forward. The design overlay will help the quality of life and enhance the I-35 Corridor with the proposed guidelines.

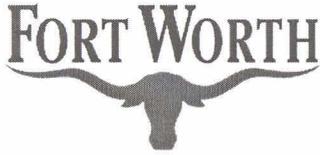
Motion: Following brief discussion, Mr. Edmonds recommended approval of the request, seconded by Ms. Reed. The motion carried unanimously 9-0.

3. ZC-11-001 Housing Finance Corporation (CD 6)- 5240 Wooten Drive & 5250 Wonder Drive (Wedgewood Addition, Block 20, Lot D, & Block 21, Lots C1A & C2A 3.60 Acres): from “E” Neighborhood Commercial to “PD/MU-1” Planned Development for all uses in “MU-1” Low Intensity Mixed Use with a height limit of three stories on the western property line and a limit of two stories at grade level on the eastern lot lines of one or two-family residences; site plan required.

Cynthia Garcia, Assistant Director, Housing & Economic Development, City of Fort Worth, explained to the Commissioners the request was continued for 30 days so that staff could meet with the neighborhood. Ms. Garcia mentioned staff had two meetings to address their concerns about the height of the building and added it to the PD language.

Tolli Thomas, 5341 Wooten Drive, representing Wedgewood Square mentioned they do support the request for PD/MU-1 with height limitations and site plan being required for the neighborhood to have input on at a future date.

Motion: Following brief discussion, Ms. Spann recommended approval of the request, seconded by Ms. Zadeh. The motion carried unanimously 9-0.



**ZONING MAP CHANGE
STAFF REPORT**

City Council Meeting Date:
February 1, 2011

Council District 2

Zoning Commission Recommendation:
Approved by a vote of 9-0

Opposition: None

Continued Yes ___ No X
Case Manager Lynn Jordan
Surplus Yes ___ No X
Council Initiated Yes ___ No X

Owner / Applicant: City of Fort Worth Housing & Economic Development

Site Location: 3601 and 3617 Hardy Street Mapsco: 48Z

Proposed Use: Single-family

Request: From: "CF" Community Facilities and "ER" Neighborhood Commercial Restricted
To: "A-5" One-Family

Land Use Compatibility: Requested change is compatible.

Comprehensive Plan Consistency: Requested change is consistent.

Background:

The subject property consists of two lots. The northern property is a vacant lot fronting 36th St. The southern lot is the site of an abandoned nursing home built in 1975. The City of Fort Worth acquired the property in March 2010 and has since razed the structures. The property is proposed for 21 single-family detached units.

Staff did meet with the neighborhood and were supportive of the project. They did express a desire for brick exteriors, attached garages and flexibility between 4/1 car garage and 3/2 car garage.

Site Information:

Owner: Housing & Economic Development
City of Fort Worth
1000 Throckmorton Street
Fort Worth, TX 76102

Acreage: 3.16 acres
Comprehensive Plan Sector: Northeast

Surrounding Zoning and Land Uses:

- North "A-5" One-Family & "E" Neighborhood Commercial / single-family & commercial
- East "A-5" One-Family / FWISD athletic field
- South "A-5" One-Family / Diamond Hill-Jarvis High School
- West "E" Neighborhood Commercial / commercial

Recent Relevant Zoning and Platting History:

Zoning History: ZC-06-237 various zoning districts to A-5 approved by City Council 11/07/06

Platting History: None

Public Notification:

The following Neighborhood Associations were notified:

Diamond Hill-Jarvis NAC

Fort Worth ISD

Near Northside Partners Council

Development Impact Analysis:

1. **Land Use Compatibility**

The applicant is proposing a zone change from “CF” and “ER” to “A-5” One-Family for single-family detached dwelling units.

Surrounding land uses include some commercial and single-family to the north, school to the east and south, office and car wash to the west. Based on surrounding uses, the proposed zoning **is compatible** at this location.

2. **Comprehensive Plan Consistency**

The 2010 Comprehensive Plan designates the site as institutional and neighborhood commercial. The proposed zoning is partially consistent with the Comprehensive Plan based on the policy stated below.

There is a provision in the Comprehensive Plan that refers to residential use in neighborhood commercial.

- Encourage infill development of compatible, single-family homes in existing neighborhoods to preserve and protect residential neighborhoods.

Based on conformance with the future land use map, and policies stated above, the proposed zoning **is consistent** with the Comprehensive Plan.

Attachments:

- Location Map
- Area Zoning Map with 300 ft. Notification Area
- Future Land Use Map
- Aerial Photograph
- Minutes of the January 12, 2011 Zoning Commission meeting

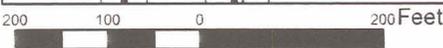
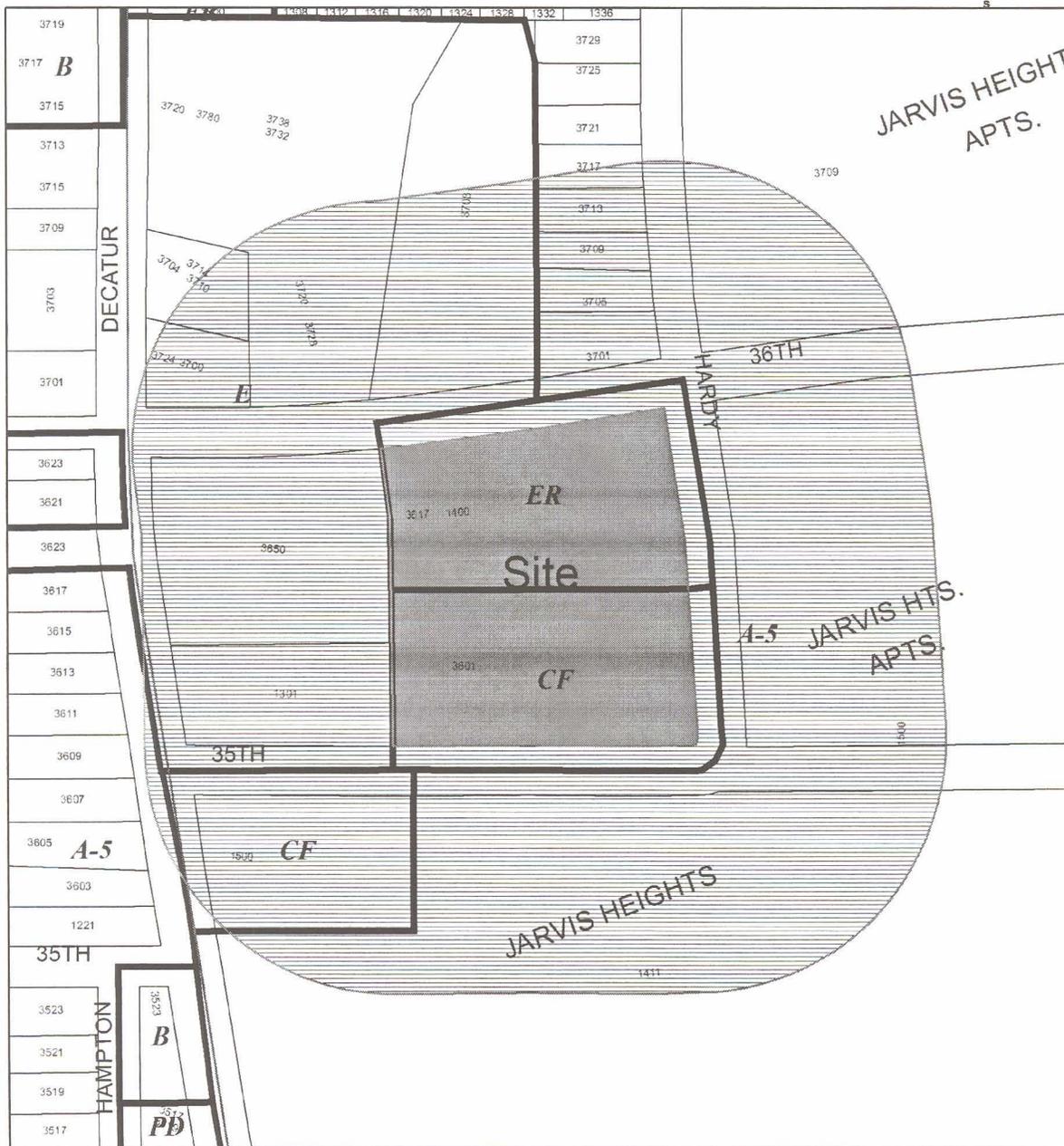


ZC-11-002

Area Zoning Map

Applicant: City of Fort Worth Housing & Economic Development
 Address: 3601 & 3617 Hardy Street
 Zoning From: CF, ER
 Zoning To: A-5
 Acres: 3.16
 Mapsco: 48Z
 Sector/District: Northeast
 Commission Date: 01/12/2011
 Contact: 817-392-8634

 300 Ft. Notification Buffer



FORT WORTH

Future Land Use

ZC-11-002



- Vacant, Undeveloped, Agricultural
- Rural Residential
- Suburban Residential
- Single Family Residential
- Manufactured Housing
- Low Density Residential
- Medium Density Residential
- High Density Residential
- Institutional

- Neighborhood Commercial
- General Commercial
- Light Industrial
- Heavy Industrial
- Mixed-Use Growth Center
- Industrial Growth Center
- Infrastructure
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Aerial Photo Map



IV. New Cases

4. ZC-11-002 City of Fort Worth Housing & Economic Development (CD 2)- 3601 and 3617 Hardy Street (Jarvis Heights Apartments Addition, Block 3, Lots 1 & 2, 3.16 Acres): from “CF” Community Facilities and “ER” Neighborhood Commercial Restricted to “A-5” One-Family

Mark Folden, Housing Program Manager, City of Fort Worth, explained to the Commissioners this is was the site of an abandoned nursing home and their intent is to build single-family homes.

Motion: Following brief discussion Mr. Genua recommended approval of the request, seconded by Ms. Zadeh. The motion carried unanimously 9-0.

5. ZC-11-003 A. Atamanczuk, S.A. Wafayee, A. Santiesteban, R. Villavicencio, J & M Villavicencio, A. Jimenez, O. Perez, J & M Luna, B. Czajkowski (CD 9)-4258 Hemphill, 700-734 W. Seminary, 715-731 W. Anthony (Southside Addition, Block 7, Lots 3 thru 22, 2.60 Acres): from “B” Two-Family and “E” Neighborhood Commercial to “PD/E” Planned Development for all uses in “E” Neighborhood Commercial; site plan included

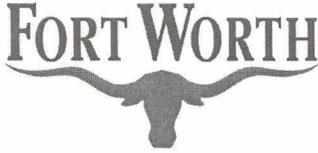
Mike Clark, 6750 Hillcrest Plaza, Suite 325, Dallas, Texas, with Winkleman & Associates, representing CVS explained to the Commissioners they are rezoning the entire block with the exception of the existing restaurant and salon on the northeast end. They will be abandoning the alleys. The out parcel will be developed at a later date. Mr. Clark mentioned they have met with the various neighborhoods and organizations and have addressed some of the concerns. The rendering displayed to the Commissioners indicates a monument sign with electronic reader board and noted several uses will be excluded. He also mentioned there will be a number of trees that will need to be mitigated through Urban Forestry. There will be significant screening along Anthony including additional landscaping.

Mr. Ortiz asked about how far away is the closest CVS store. Mr. Clark mentioned he did not know but this is a relocation for the CVS currently located in Le Gran Plaza.

Mr. Genua also asked about the drive-thru window and its location. Mr. Clark mentioned it is at the back of the building in the northwest corner closest to Anthony.

Ms. Zadeh asked about the comments in the staff report and is he asking for waivers to them. Mr. Clark mentioned yes he is. Ms. Zadeh commented on item one and that he plant additional trees to mitigate the parking. Mr. Clark said they do need the additional parking and would plant the additional trees.

Mr. Ortiz asked about the size of the trees to be planted. Mr. Ortiz said they would be of 3 inch caliper.



**ZONING MAP CHANGE
STAFF REPORT**

City Council Meeting Date:
February 1, 2011

Council District 9

Zoning Commission Recommendation:

Approved as Amended excluding certain uses and providing additional sidewalk by a vote of 9-0

Opposition: None

Continued Yes ___ No X
Case Manager Stephen Murray
Surplus Yes ___ No X
Council Initiated Yes ___ No X

Owner / Applicant: **A. Atamanczuk, S.A. Wafayee, A. Santiesteban, R. Villavicencio, J & M Villavicencio, A. Jimenez, O. Perez, J & M Luna, B. Czajkowski**

Site Location: 4258 Hemphill, 700-734 W. Seminary (evens), 715-731 W. Anthony (odds)
Mapsco: 90 H & M

Proposed Use: **CVS Pharmacy with drive-thru & vacant commercial pad site**

Request: From: "B" Two-Family; "E" Neighborhood Commercial
To: "PD/E" Planned Development for all uses in "E" Neighborhood Commercial excluding: Electric power substations; Gas lift compressor stations; Gas line compressor stations; Stealth telecommunication towers; Telecommunication antennas (on structure); Swimming pools, commercial; Theaters, Drive-in; Clothing/ wearing apparel sales, used; Parking area or garage, storage commercial or auxiliary; Recycling collection facility; Gas drilling & production; Satellite antennas, (dish); Storage or display outside; Amusement outdoor (temporary); Batch plants, concrete or asphalt (temporary); Trailers, portable, sales, construction or storage; Vendor, door to door, Vendor food, non-potentially hazardous food, Vendor, transient, non-potentially hazardous food; site plan included.

Land Use Compatibility: Requested change is **compatible**.

Comprehensive Plan Consistency: Requested change is **not consistent**.

Background:

The proposed site is located at the corner of Hemphill Street on Seminary Drive. The applicant is proposing a zoning change from "B" Two-Family and "E" Neighborhood Commercial to "PD/E" Planned Development for all uses in "E" Neighborhood Commercial for the construction of a CVS pharmacy. The applicant is requesting a PD, which requires a detailed site plan to allay neighborhood concerns.

The proposed site requires the assemblage of numerous properties including nearly the entire block from Seminary Drive to Anthony Street and Hemphill Street to Travis Avenue. Properties along Hemphill

Street consist of commercial uses, while the majority of the interior sites consist of single-family homes or vacant lots. The single family homes will be removed as part of this project.

Seminary Drive is considered a minor arterial which supports neighborhood commercial. If approved, Travis Avenue and Anthony Street will provide the demarcation line between commercial and residential.

The agents for CVS have met with the representatives of the surrounding neighborhood associations and Council Member Burns, who was supportive of the project with proper buffering and monument signs. The monument sign on the corner will include an electronic copy sign which will require an additional Special Exception. The site plan also includes dense evergreen plantings along the northern property lines which also extend partially along the west side to screen the rear of the structure from the view of the residential area.

At the Zoning Commission meeting, the applicant provided a list of uses that will be restricted from this PD district. Pawn shops were on the list; however they are not permitted in the "E" district by right.

Site Information:

Owners: A. Atamanczuk, S.A. Wafayee, A. Santiesteban, R. Villavicencio, J & M Villavicencio, A. Jimenez, O. Perez, J & M Luna, B. Czajkowski

Agent: Winkelmann and Associates/Mike Clark

Acreage: 2.7 acres

Comprehensive Plan Sector: Southside

Surrounding Zoning and Land Uses:

North "B" Two-Family; "E" Neighborhood Commercial / single-family, duplex, commercial

East "E" Neighborhood Commercial / commercial

South "PD/E" plus an automatic car wash; gas station with automatic car wash; "PD/E" excluding alcohol sales, with entry and exit signs, compliance with Section 6.301, site plan approved / gas station and car wash, vacant

West "B" Two-Family / single-family

Site Plan Comments:

The site plan as submitted is not in general compliance with the Zoning Ordinance regulations. The key deficiencies are:

1. Structures (dumpster, signs, and retaining wall) not permitted within the 20 ft. setback
2. The monument sign is located within the POSE (20 x 20)
3. Retaining wall approximately 8-10 ft tall on Anthony Street with rod iron fence

Compliance with the items noted above shall be reflected on the site plan or waivers to each item are required.

Recent Relevant Zoning and Platting History:

Zoning History: None

Platting History: Not filed

Public Notification:

The following Neighborhood Associations were notified:

Worth Heights NA

Rosemont NA

Hubbard Heights

Hemphill Corridor Task Force

Fort Worth ISD

Development Impact Analysis:

1. Land Use Compatibility

The applicant is proposing a zone change from "B" Two-Family and "E" Neighborhood Commercial to "PD/E" Planned Development for all uses in "E", site plan included. Surrounding land uses vary, with residential to the north and west, vacant land to the south, and commercial directly to the east. A recent zoning change was approved for a walk-up restaurant across Seminary Drive to the south.

Travis Avenue and Anthony Street each have a 50 ft ROW, which provides an additional buffer to the north and west of the site; thus reducing the potential negative impacts to nearby residential uses. Additionally, Seminary Drive is considered a minor arterial at this location, which supports neighborhood commercial. Neighborhood Commercial is designed to meet the need of nearby residences and is an appropriate zoning category adjacent of residential uses.

Due to the intensity of Seminary Drive and the proximity to Hemphill Street, the proposed zoning **is compatible** with surrounding land uses.

2. **Comprehensive Plan Consistency**

The 2010 Comprehensive Plan designates the site as neighborhood commercial on the corner lot and single-family on the remainder of the block.

While the commercial development is not consistent with the single family designation, the properties are located at the corner of two minor arterials which is a proper location for a neighborhood commercial use. A site plan is provided in order to document additional landscaping and other buffering to the residential uses to the north and west. The below policies apply to this development:

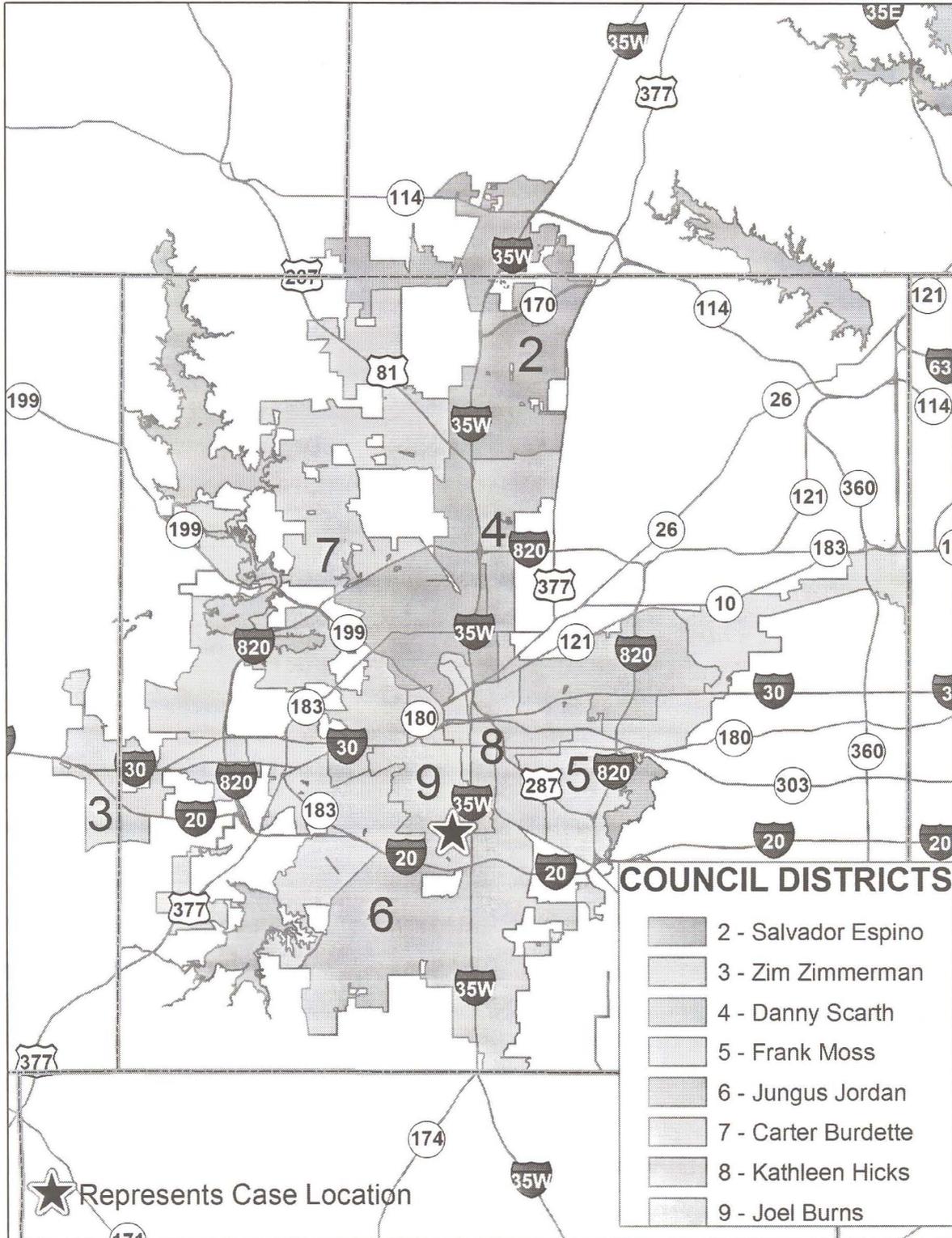
- Encourage appropriate development and redevelopment within central city commercial districts and neighborhoods. (pg. 38)
- Separate incompatible land uses with buffers or transitional uses. Some land uses have attributes such as height, proportion, scale, operational characteristics, traffic generated, or appearance that may not be compatible with the attributes of other uses.

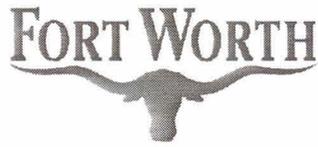
Due to the single family designation on the majority of the block that is proposed for development, the zoning change request **is not consistent** with the Comprehensive Plan.

Attachments:

- Location Map
- Area Zoning Map with 300 ft. Notification Area
- Future Land Use Map
- Aerial Photograph
- Site Plan
- Minutes of the January 12, 2011 Zoning Commission meeting

Location Map



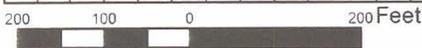
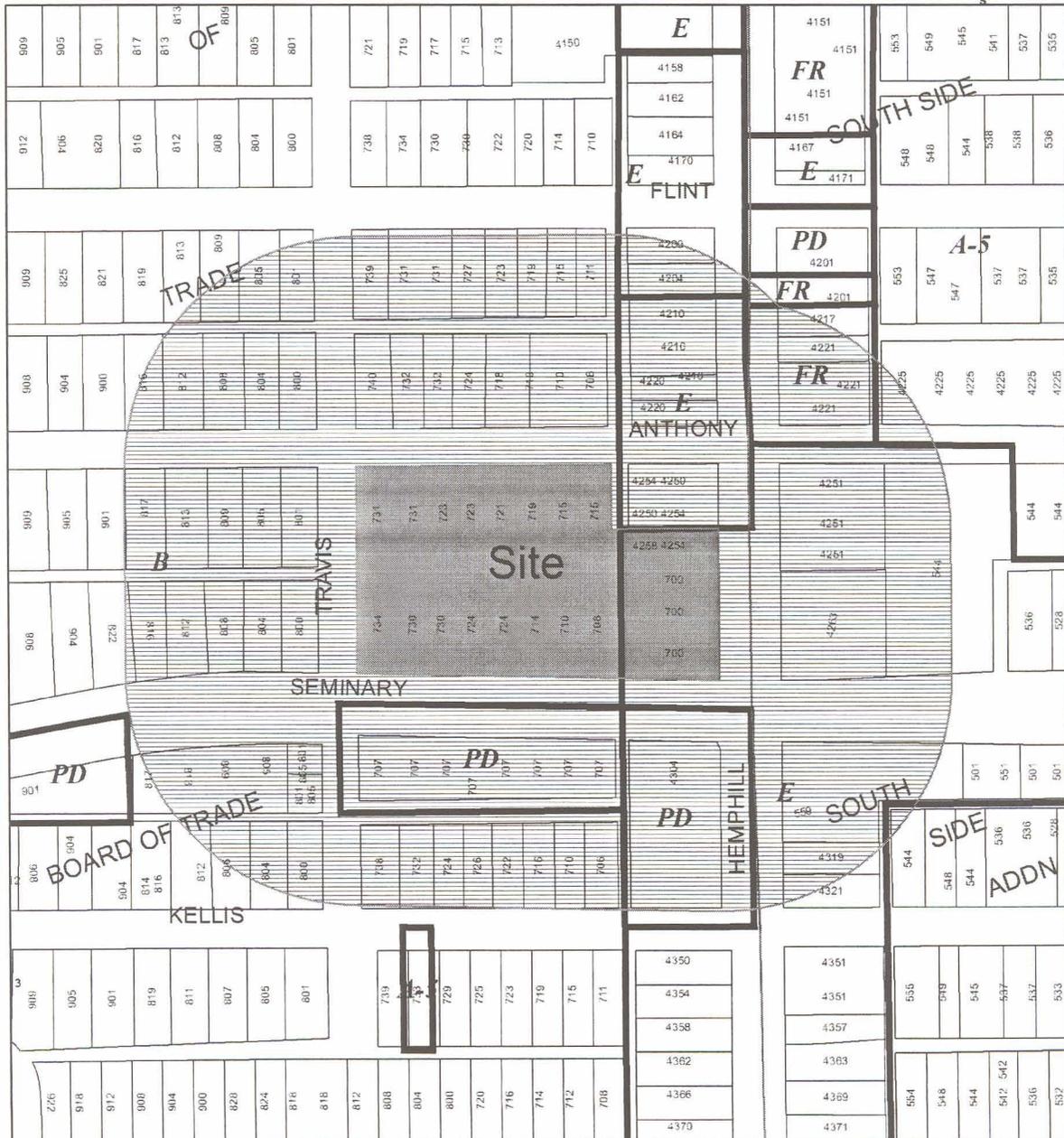


ZC-11-003

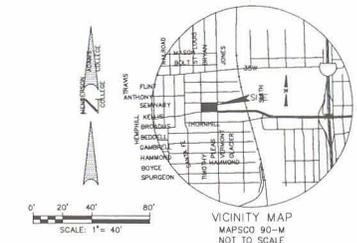
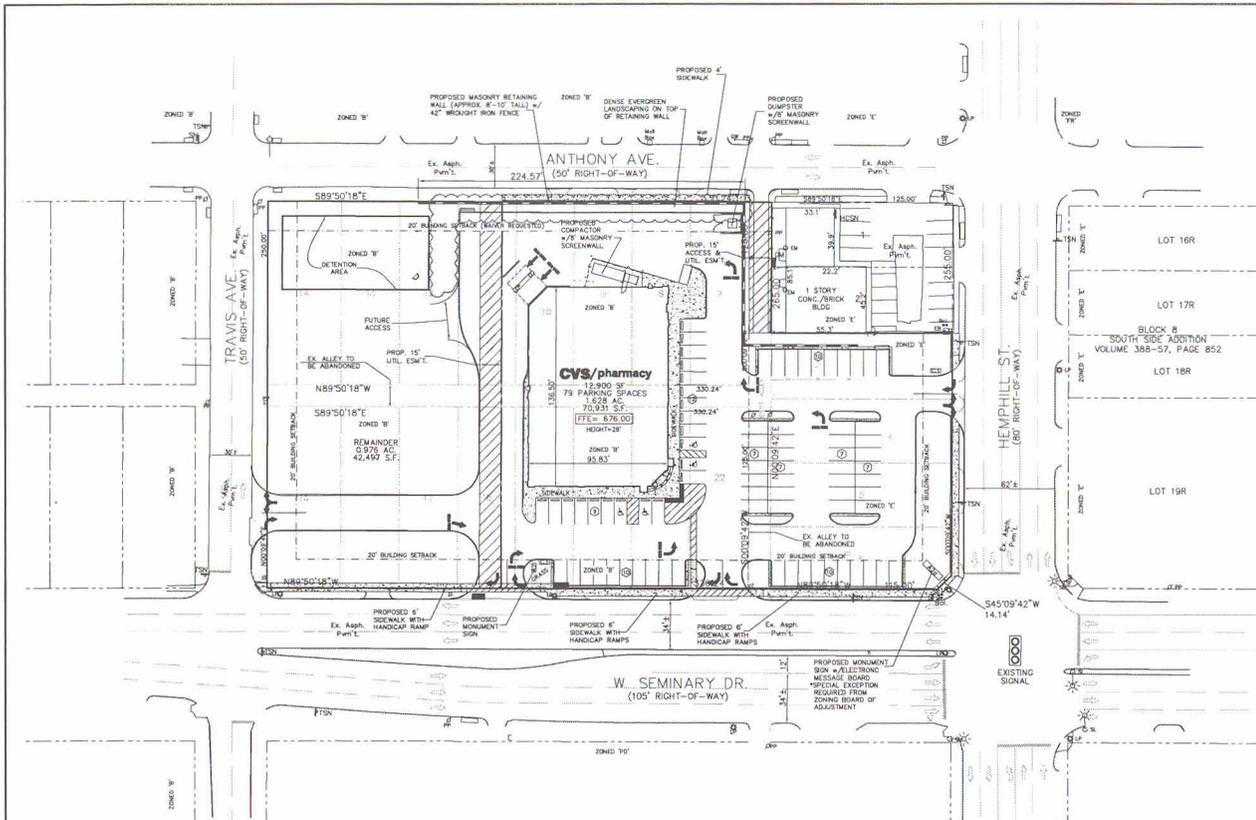
Area Zoning Map

Applicant: Atamanczuk, Wafayee, Santiesteban, Jimenez, et.al
 Address: 4258 Hemphill St, 700 blks of W. Seminary Dr and W. Anthony St
 Zoning From: B, E
 Zoning To: PD for E uses
 Acres: 2.7
 Mapsco: 90H&M
 Sector/District: Southside
 Commission Date: 01/12/2011
 Contact: 817-392-8043

300 Ft. Notification Buffer



2C-11-003-



SITE DATA	
LAND INFORMATION	
REZONED AREA	2.604 ACRES (113,438 S.F.)
LAND LOT	LOTS 3 THRU 22, BLOCK 7
EXISTING LAND USE	RESIDENTIAL AND GAS STATION
PROPOSED LAND USE	PHARMACY WITH DRIVE-THRU
ZONING INFORMATION	
EXISTING ZONING	B & E
PROPOSED ZONING	PD (E)
ADJACENT ZONING	B & E
BUILDING INFORMATION	
CVS PHARMACY SIZE	12,900 SF
BUILDING DIMENSIONS	136.50' x 95.83'
BUILDING HEIGHT	28'
MIN. PARKING REQUIRED (1:250 S.F.)	52 PARKING SPACES
125% PARKING REQUIRED	73 PARKING SPACES
PARKING PROVIDED	79 PARKING SPACES
STD. SIZE OF PARKING SPACE	9'x18'
HANDICAP PARKING REQ'D.	4 SPACES
HANDICAP PARKING PROV.	4 SPACES
TOTAL LOADING REQ'D.	1 SPACE
TOTAL LOADING PROV.	1 SPACE

CVS
pharmacy

CS NUMBER: 57088
STORE NUMBER: 7455
W. SEMINARY DR. & HEMPHILL ST.
FORT WORTH, TEXAS

DEVELOPER:

Armstrong|Development
222 W. LAS COLINAS BLVD.
SUITE 1610
IRVING, TX 75039
TEL: (972)869-8055
FAX: (972)869-8063

CIVIL ENGINEER:

Winkelmann & Associates, Inc.
CONSULTING CIVIL ENGINEERS & SURVEYORS
6700 W. LAS COLINAS BLVD., SUITE 200
IRVING, TEXAS 75039
Texas Surveyors Registration No. 02
Texas Professional Engineers Registration No. 102066-00
COPYRIGHT © 2011, Winkelmann & Associates, Inc.

PRELIMINARY
NOT FOR
CONSTRUCTION

- CVS WILL OFFER THE FOLLOWING ITEMS TO BE ELIMINATED FROM THE ALLOWED "E" DISTRICT USE TABLE:
- PAWN SHOPS
 - ELECTRIC POWER SUBSTATION
 - GAS LIFT COMPRESSOR STATIONS
 - GAS LINE COMPRESSOR STATIONS
 - STEALTH TELECOMMUNICATION TOWERS
 - TELECOMMUNICATION ANTENNA (ON STRUCTURE)
 - SWIMMING POOL, COMMERCIAL
 - THEATER, DRIVE IN
 - CLOTHING/WEARING APPAREL SALES, USED
 - PARKING AREA OR GARAGE, STORAGE COMMERCIAL OR AUXILIARY
 - RECYCLING COLLECTION FACILITY
 - GAS DRILLING PRODUCTION
 - SATELLITE ANTENNA, (DISH)
 - STORAGE OR DISPLAY OUTSIDE
 - AMUSEMENT, OUTDOOR (TEMPORARY)
 - BATCH PLAT, CONCRETE OR ASPHALT (TEMPORARY)
 - TRAILER, PORTABLE; SALES, CONSTRUCTION OR STORAGE
 - VENDOR, DOOR TO DOOR
 - VENDOR, FOOD, NON-POTENTIALLY HAZARDOUS FOOD
 - VENDOR, TRANSIENT, NON-POTENTIALLY HAZARDOUS FOOD

- PO SITE PLAN NOTES:
- THE PROJECT WILL CONFORM WITH ARTICLE 4, SIGNS.
 - THE PROJECT WILL COMPLY WITH SECTION 6.301, LANDSCAPING.
 - THE PROJECT WILL COMPLY WITH URBAN FORESTRY REQUIREMENTS, A SUBMITTAL TO THE URBAN DESIGN COMMITTEE IS ANTICIPATED.
 - THE PROJECT WILL COMPLY WITH CITY OF FORT WORTH LIGHTING STANDARDS, LIGHTS WILL BE DIRECTED DOWN AND AWAY FROM RESIDENTIAL USES.
 - ONE TREE WILL BE PROVIDED FOR EACH ADDITIONAL 10 PARKING SPACES OVER THE 125% OF THE MINIMUM REQUIRED PARKING.

- WAIVERS REQUESTED:
- MONUMENT SIGNS TO BE ALLOWED WITHIN 20'x20' PUBLIC OPEN SPACE EASEMENT AS SHOWN.
 - BUILDING SETBACK ALONG ANTHONY STREET REDUCED TO 0' TO ALLOW CONSTRUCTION OF RETAINING WALL AND DUMPSTER IN THE LOCATION SHOWN.
 - LANDSCAPE SETBACK ALONG ANTHONY STREET REDUCED TO 0'.
 - RETAINING WALL HEIGHT OVER 4' TALL ALONG ANTHONY STREET.
 - PARKING SETBACK ALONG SEMINARY DRIVE REDUCED TO 0'.

DIRECTOR OF PLANNING AND DEVELOPMENT DATE

ZONING SITE PLAN
SOUTHSIDE ADDITION
LOTS 3 THRU 22, BLOCK 7
E. P. PARRIS SURVEY, ABSTRACT NO. 1222
CITY OF FORT WORTH
TARRANT, TEXAS
JANUARY 20, 2011
ZONING CASE NO.: 2C-10-003

DEVELOPER: ARMSTRONG|DEVELOPMENT
222 W. LAS COLINAS BLVD., #1610
IRVING, TEXAS 75039
(972) 869-8055 office
(972) 869-8063 fax

ENGINEER/SURVEYOR: WINKELMANN & ASSOCIATES, INC.
6750 HILLCREST PLAZA DR., #325
DALLAS, TEXAS 75230
(972) 490-7090 office
(972) 490-7099 fax

REV. #	DATE	REVISION DESCRIPTION	APPROV.
1	12/29/10	DIT COMMENTS	M.T.D.
2	01/16/11	CITY COMMENTS	M.T.D.
3	01/29/11	CITY COMMENTS	M.T.D.

SCALE: 1" = 40'

DATE: 12/13/10

JOB NUMBER: 58728.01(10)

FILE NAME: 58728zon.dwg

ZONING SITE PLAN

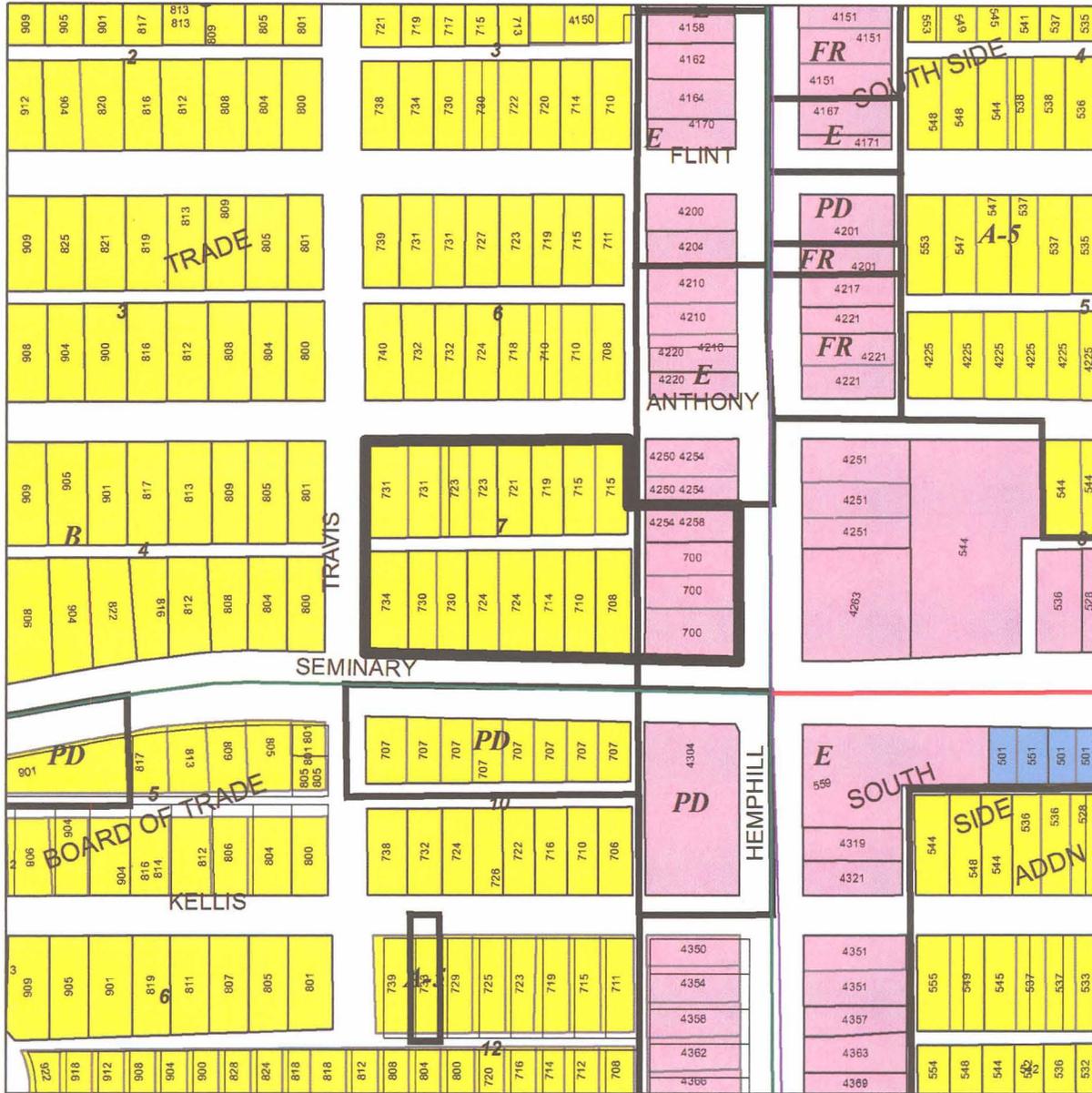
NOT RELEASED FOR CONSTRUCTION

RECEIVED
JAN 20 2011
BY:



Future Land Use

ZC-11-003



- Vacant, Undeveloped, Agricultural
- Rural Residential
- Suburban Residential
- Single Family Residential
- Manufactured Housing
- Low Density Residential
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Aerial Photo Map



IV. New Cases

4. ZC-11-002 City of Fort Worth Housing & Economic Development (CD 2)- 3601 and 3617 Hardy Street (Jarvis Heights Apartments Addition, Block 3, Lots 1 & 2, 3.16 Acres): from "CF" Community Facilities and "ER" Neighborhood Commercial Restricted to "A-5" One-Family

Mark Folden, Housing Program Manager, City of Fort Worth, explained to the Commissioners this is was the site of an abandoned nursing home and their intent is to build single-family homes.

Motion: Following brief discussion Mr. Genua recommended approval of the request, seconded by Ms. Zadeh. The motion carried unanimously 9-0.

5. ZC-11-003 A. Atamanczuk, S.A. Wafayee, A. Santiesteban, R. Villavicencio, J & M Villavicencio, A. Jimenez, O. Perez, J & M Luna, B. Czajkowski (CD 9)-4258 Hemphill, 700-734 W. Seminary, 715-731 W. Anthony (Southside Addition, Block 7, Lots 3 thru 22, 2.60 Acres): from "B" Two-Family and "E" Neighborhood Commercial to "PD/E" Planned Development for all uses in "E" Neighborhood Commercial; site plan included

Mike Clark, 6750 Hillcrest Plaza, Suite 325, Dallas, Texas, with Winkleman & Associates, representing CVS explained to the Commissioners they are rezoning the entire block with the exception of the existing restaurant and salon on the northeast end. They will be abandoning the alleys. The out parcel will be developed at a later date. Mr. Clark mentioned they have met with the various neighborhoods and organizations and have addressed some of the concerns. The rendering displayed to the Commissioners indicates a monument sign with electronic reader board and noted several uses will be excluded. He also mentioned there will be a number of trees that will need to be mitigated through Urban Forestry. There will be significant screening along Anthony including additional landscaping.

Mr. Ortiz asked about how far away is the closest CVS store. Mr. Clark mentioned he did not know but this is a relocation for the CVS currently located in Le Gran Plaza.

Mr. Genua also asked about the drive-thru window and its location. Mr. Clark mentioned it is at the back of the building in the northwest corner closest to Anthony.

Ms. Zadeh asked about the comments in the staff report and is he asking for waivers to them. Mr. Clark mentioned yes he is. Ms. Zadeh commented on item one and that he plant additional trees to mitigate the parking. Mr. Clark said they do need the additional parking and would plant the additional trees.

Mr. Ortiz asked about the size of the trees to be planted. Mr. Ortiz said they would be of 3 inch caliper.

Ms. Reed asked about a wall on the west side of the property. Mr. Clark mentioned they did not want to provide one in the particular location so they would have adequate access for the out parcel, especially fire lanes.

Mr. Wilson asked about the zoning to the south of the property.

Mr. Edmonds mentioned since some of the items being discussed may need to be verbally mentioned as part of the motion. Ms. Burghdoff asked if he had a copy of the items to be excluded. Mr. Clark displayed those items to be excluded.

Mr. Romero asked about the 20' setback along Seminary and what is proposed for the sidewalk expansion. Ms. Burghdoff mentioned they could park in the setback no waiver is required, but a waiver would be required for the sign in the setback.

Mr. Edmonds mentioned he was concerned with skateboarders traveling along the sidewalk. Mr. Clark mentioned the site plan indicates a four foot sidewalk and that they could increase the width of the sidewalk and possibly move the building back a couple of feet.

Mr. Romero asked how far could they move the building back. Mr. Clark said no more than two feet. Mr. Romero was also concerned with the curb stops.

Ms. Burghdoff, Deputy Director, mentioned the excluded items to be noted and mentioned that the Board of Adjustment would have to act on the electronic sign as a special exception.

Robert Snoke, 3026 6th avenue, Fort Worth, Texas, representing Rosemont neighborhood and speaking on behalf of Hubbard Heights said both are in support of the request with the proposed changes and not to move the building back.

Mr. Florez, 2740 Hemphill Street, representing Hemphill Corridor Task Force ran out of time but was in support.

Motion: Following brief discussion, Ms. Reed recommended approval as amended with exclusions, additional trees, and increased sidewalk width, seconded by Mr. Romero. The motion carried unanimously 9-0.

6. ZC-11-004 Quadrant North Tarrant Partners, LTD (CD 4)- 5000 North Tarrant Parkway (J. Shiver Survey, Abstract No. 1455, 2.33 Acres): from "E" Neighborhood Commercial to "PD/E" Planned Development for all uses in "E" Neighborhood Commercial plus auto repair; site plan included

Mike Clark, 6750 Hillcrest Plaza, Suite 325, Dallas, Texas, with Winkleman & Associates, representing Quadrant North Tarrant Partners, Ltd., explained to the Commissioners the request has been slightly modified. There will be no auto repair at this facility. It is intended for a tire change and lube repair use. There will be no overnight storage of vehicles. They have 40 feet of additional landscaping as indicated to buffer the south west corner. Mr. Clark did mention a letter of opposition from the North Fort Worth Alliance requesting a 60 day continuance and a

Neighborhood Association, rezoning will take place in several phases over the upcoming months. This third portion is designated single family, medium density residential, institutional, neighborhood commercial, mixed-use growth center, and public open space in the 2010 Comprehensive Plan. The western portions of the Stockyards and Downtown Growth Centers, as well as the western side of the Historic Marine Urban Village, line N. Main Street and are included in the rezoning case.

On August 17, 2010, Council Member Espino held an informational meeting with the neighborhood and discussed the proposed zoning changes. One person in opposition was noted.

Site Information:

Owner's Agent / Consultant: City of Fort Worth Planning & Development Dept.
1000 Throckmorton Street
Fort Worth, TX 76102

Acreage: 375.98 ac.

Comprehensive Plan Sector: Northside

Surrounding Zoning and Land Uses:

North A-5, CF, E, and FR / Single family, commercial uses, and public park
East E, MU-1, J, and K / Stockyards entertainment district and commercial uses
South A-5, B, F, and J / Single family, library, park, small commercial uses
West B, C, F, and I (proposed for less intensive districts under ZC-10-188) / Single family, institutional and small commercial uses

Public Notification:

The following Neighborhood Associations were notified:

Northside NA	Near Northside Partners Council
Diamond Hill-Jarvis NA	North Fort Worth Historical Society
Far Greater Northside Historical NA	Streams & Valleys, Inc.
La Nueva Northside NA	Fort Worth ISD
Marine Park NA	

Recent Relevant Zoning and Platting History:

Zoning History: ZC-04-059, within rezoning area, from I to MU-1, approved;
ZC-05--332, within rezoning area, from E to PD for MU-1 uses, approved
ZC-06-126, within rezoning area, from I to MU-1, approved;
ZC-09-059, east of rezoning area, Council-initiated from A-5 and J to B, approved;
ZC-10-106, east of rezoning area, Trinity Uptown Overlay, continued;
ZC-10-104, ZC-10-116, ZC-10-188, north and west of rezoning area, Council-initiated from various districts to be in conformance with the Comprehensive Plan, approved.

Platting History: None.

Development Impact Analysis:

1. **Land Use Compatibility**

This council-initiated zoning change request is intended to align the existing land uses and zoning.

The process for Council-initiated rezoning was adopted in November 2000 and involves:

- Verifying the zoning changes are consistent with the City's Comprehensive Plan (8/10);
- Allowing interested City Council members to conduct one or more informational meetings in or near the proposed zoning districts in order to explain the proposed changes to affected property owners; (8/17/10)
- Providing for the Planning Department to brief the City Council on the proposed zoning changes, after which the City Council shall indicate whether or not it wishes to initiate the proposed zoning changes; (11/16/10), and
- Placing a Mayor and Council Communication on the agenda for the next regular City Council meeting authorizing the Planning and Development Department to prepare and submit

an appropriate rezoning application (12/7/10), which shall schedule the application for the next available public hearing by the Zoning Commission (1/12/11).

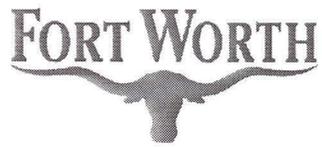
The subject area covers 375.98 acres and approximately 1,082 parcels. The request is to rezone the area to correspond to the existing land uses. On the basis of existing land uses, the proposed zoning change **is compatible** with the surrounding land uses.

2. Comprehensive Plan Consistency

The 2010 Comprehensive Plan designates the subject neighborhood as single family, medium density residential, institutional, neighborhood commercial, mixed-use growth center, and public open space. The requested zoning classifications are appropriate for the land use designations. Based on conformance with the future land use map, the proposed zoning **is consistent** with the Comprehensive Plan.

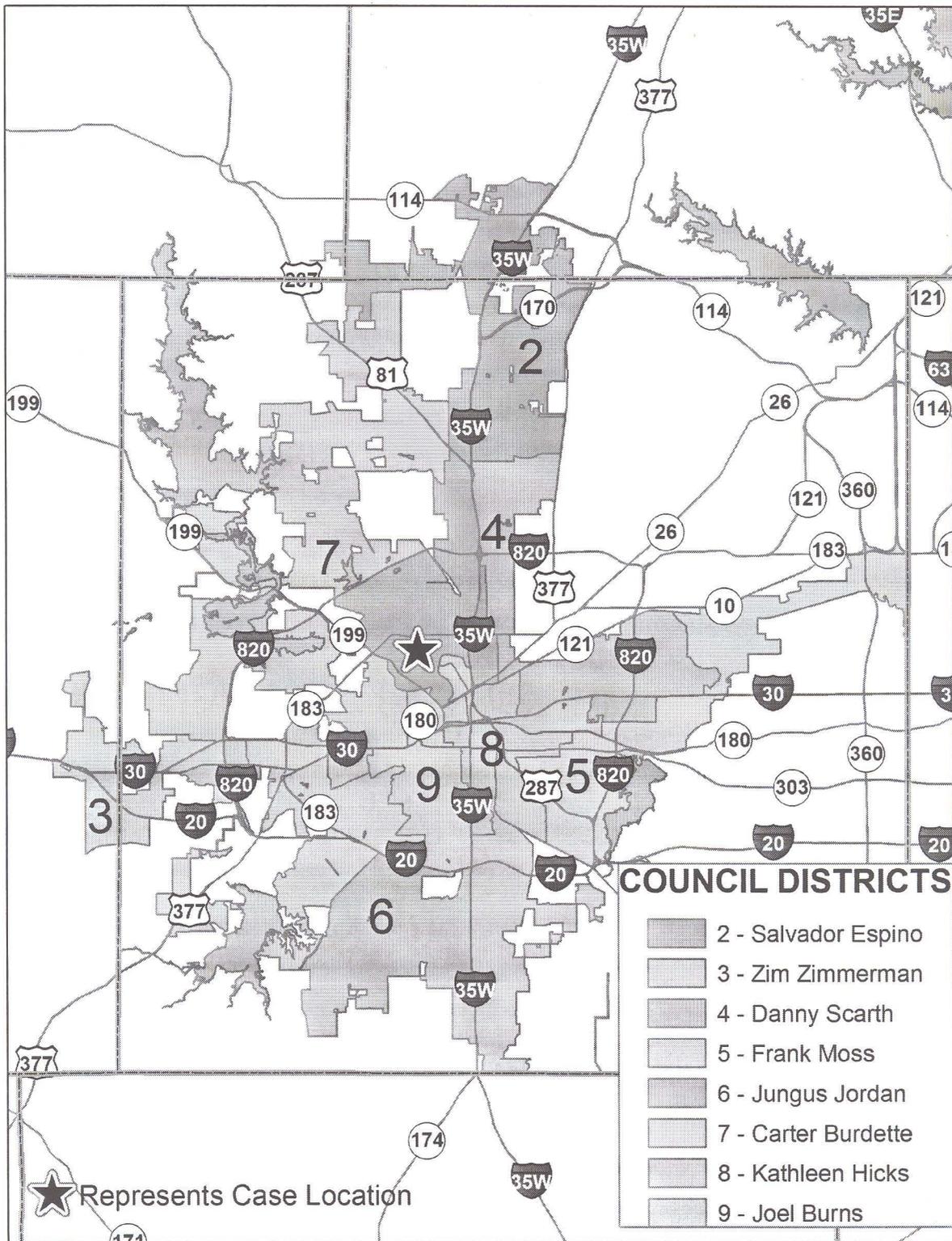
Attachments:

- Location Map
- Area Zoning Map with 300 ft. Notification Area
- Map of Proposed Zoning Districts
- Future Land Use Map
- Aerial Photograph
- Minutes of the January 12, 2011 Zoning Commission meeting



ZC-11-006

Location Map



★ Represents Case Location

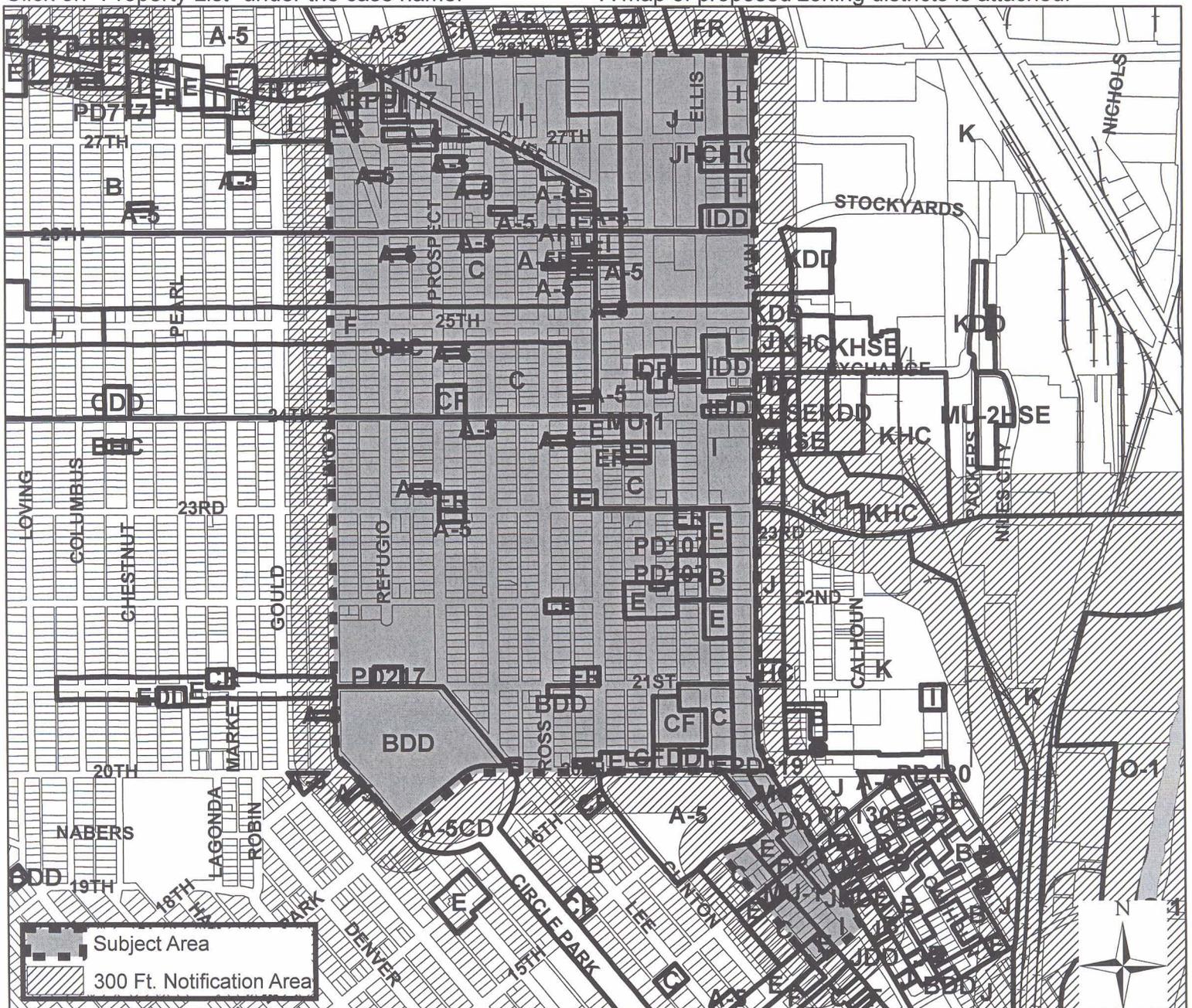




Area Zoning Map

Applicant: City of Fort Worth Planning and Development Northside Phase 3
 Address: Generally bounded by NW 28th St, N. Main St, NW 20th St, and Lincoln Ave
 Zoning From: A-5, B, B/DD, C, C/HC, CF, ER, E, E/DD, FR, F, F, I, I/DD, I/HC, J, J/HC, and PDs 101, 107, 117, & 619
 Zoning To: A-5, A-5/HC, A-5/DD, AR, B, B/DD, UR, CF, CF/DD, ER, E, E/DD, MU-1, MU-1/HSE, MU-1/HC, MU-1/DD, MU-2, MU-2/HC, and MU-2/DD
 Acres: 375.983218
 Mapsco: 62FGKLQ Sector/District: Northside
 Commission Date: 01/12/2011 Contact: 817-392-8190

You may find a list of included properties at:
<http://www.fortworthgov.org/planninganddevelopment/zoningcommission.aspx>
 Click on "Property List" under the case name. A map of proposed zoning districts is attached.



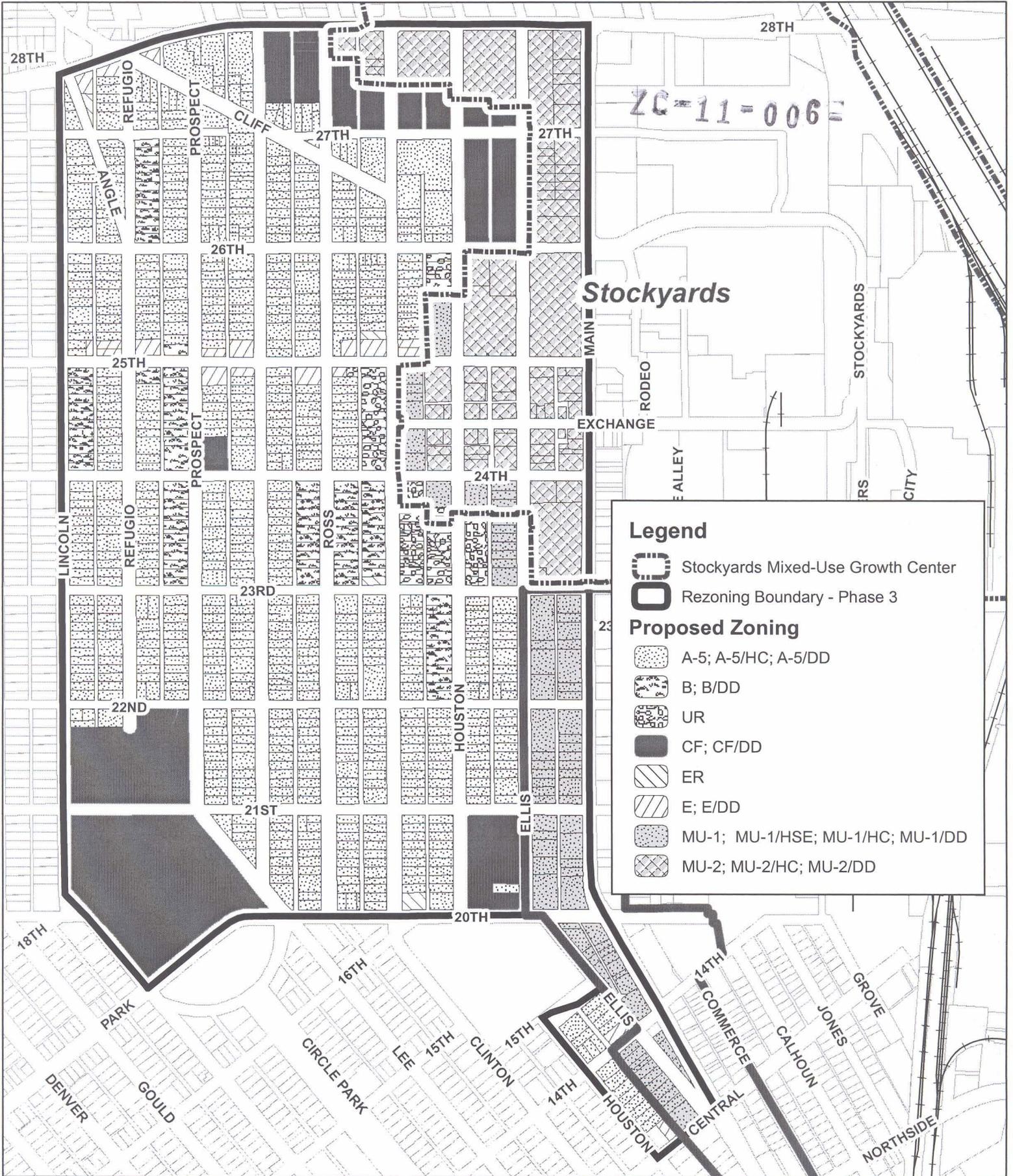
 Subject Area
 300 Ft. Notification Area

0 600 1,200 2,400 Feet

Portion of Northside Neighborhood: Proposed Zoning

From Various Districts To "A-5" One-Family, "B" Two-Family, "UR" Urban Residential, "CF" Community Facilities, "ER" Neighborhood Commercial Restricted, "E" Neighborhood Commercial, "MU-1" Low Intensity Mixed-Use, and "MU-2" High Intensity Mixed-Use. Historical overlays will be retained.

ATTACHMENT A



ZC-11-006

Stockyards

Legend

- Stockyards Mixed-Use Growth Center
- Rezoning Boundary - Phase 3

Proposed Zoning

- A-5; A-5/HC; A-5/DD
- B; B/DD
- UR
- CF; CF/DD
- ER
- E; E/DD
- MU-1; MU-1/HSE; MU-1/HC; MU-1/DD
- MU-2; MU-2/HC; MU-2/DD

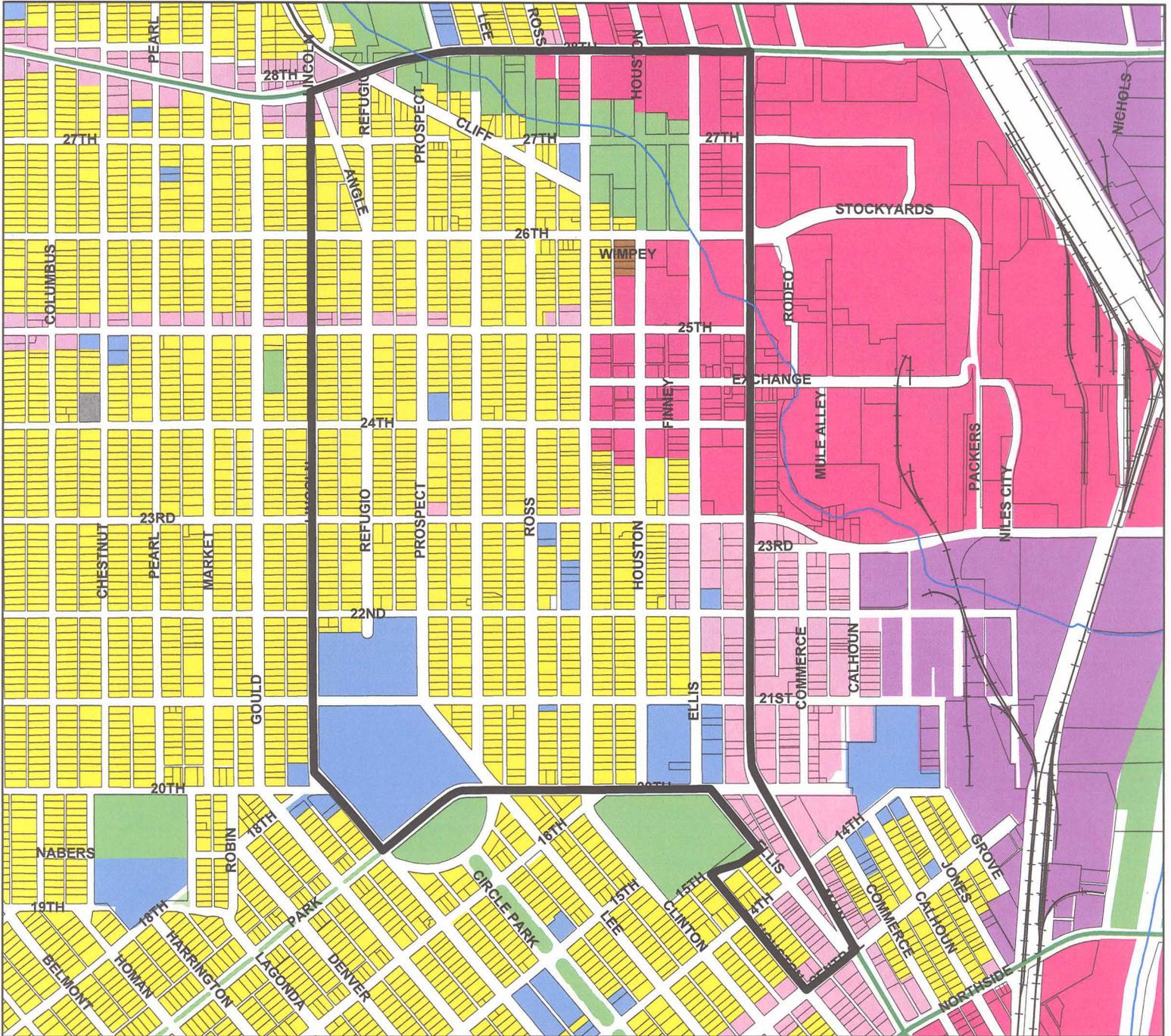


Planning and Development
Department 11/9/10 - BK

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Future Land Use



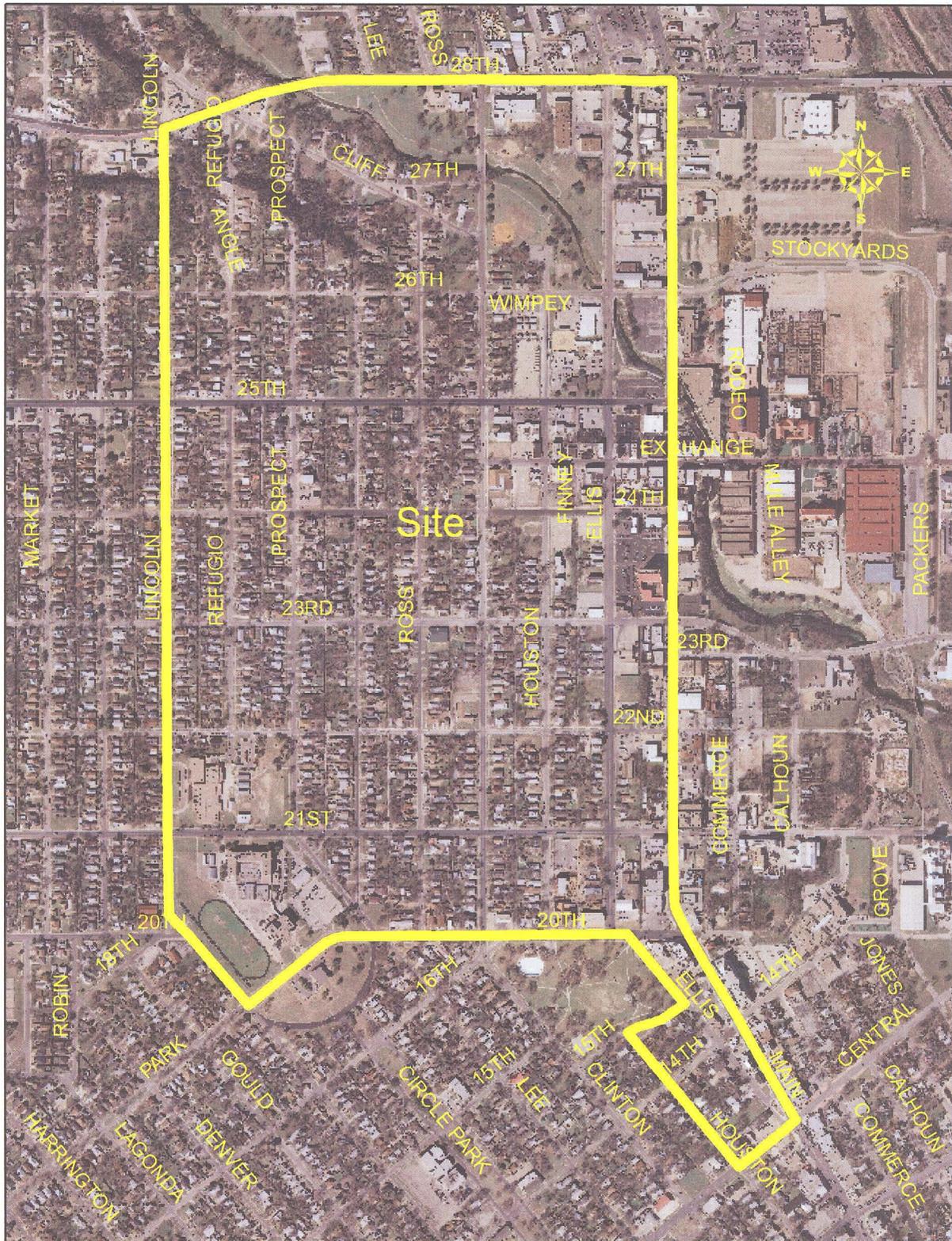
- | | | | | | |
|--|--------------------|--|-----------------------------------|--|--------------------------------------|
| | TOLLWAY / FREEWAY | | Vacant, Undeveloped, Agricultural | | Neighborhood Commercial |
| | PRINCIPAL ARTERIAL | | Lakes and Ponds | | General Commercial |
| | MAJOR ARTERIAL | | Rural Residential | | Light Industrial |
| | MINOR ARTERIAL | | Suburban Residential | | Heavy Industrial |
| | | | Single Family Residential | | Mixed-Use Growth Center |
| | | | Manufactured Housing | | Industrial Growth Center |
| | | | Low Density Residential | | Infrastructure |
| | | | Medium Density Residential | | 100 Year Flood Plain |
| | | | High Density Residential | | Public Park, Recreation, Open Space |
| | | | Institutional | | Private Park, Recreation, Open Space |



A Comprehensive Plan shall not constitute zoning regulations or establish zoning district boundaries. (Texas Local Government Code, Section 219.005.) Land use designations were approved by City Council on February 23, 2010.



Aerial Photo Map



concerned resident to the south. The building will be designed in accordance with the existing retail center to look uniform.

Donald Silverman, 14801 Quorum Drive, Suite 160, Dallas, Texas and owner of the property, mentioned they have owned the property for several years and the use would benefit the area.

Mr. Ortiz mentioned they do not want automotive repair in this area. He asked if they would support a continuance to meet with North Fort Worth Alliance. Mr. Silverman said they would support a continuance for 30 days.

Ms. Zadeh mentioned the staff report and the proposed use not being consistent or compatible. She would like to see them go above and beyond what is required on the site plan.

Mr. Romero mentioned the drainage easement and any additional runoff that may affect the neighborhood to the south.

Mr. Edmonds mentioned as an alternative for the parking area to use an impervious surface.

Motion: Following brief discussion, Mr. Edmonds recommended a 30 day continuance of the request, seconded by Ms. Spann. The motion carried unanimously 9-0.

7. ZC-11-005 Trinity Bluff Development, LTD (CD 9)- 761 and 765 Samuels Avenue (Mulligan Addition, Lots 5C & 5D, 3.13 Acres): from "D" High Density Multifamily to "PD/TU-N1" Planned Development for all uses in "TU-N1" Trinity Uptown Neighborhood District with development standards; site plan included

Jocelyn Murphy, Planning Manager, City of Fort Worth, explained to the Commissioners the applicant has requested a 30 day continuance.

Motion: Following brief discussion, Ms. Reed recommended a 30 day continuance of the request, seconded by Ms. Zadeh. The motion carried unanimously 9-0.

8. ZC-11-006 City of Fort Worth Planning & Development Northside Neighborhood Phase 3 (CD 2)- Generally bounded by NW 28th Street, N. Main Street, NW 20th Street, and Lincoln Avenue (see addresses in case file, 375.98 Acres): from "A-5" One-Family, "B" Two-Family, "B/DD" Two-Family/Demolition Delay, "C" Medium Density Multifamily, "C/HC" Medium Density Multifamily/Historic & Cultural Overlay, "CF" Community Facilities, "ER" Neighborhood Commercial Restricted, "E" Neighborhood Commercial, "E/DD" Neighborhood Commercial/Demolition Delay, "FR" General Commercial Restricted, "F" General Commercial, "I" Light Industrial, "I/DD" Light Industrial/Demolition Delay, "I/HC" Light Industrial/Historic & Cultural Overlay, "J" Medium Industrial, "J/HC" Medium Industrial/Historic & Cultural Overlay, and "PD" Planned Developments 101, 107, 117, & 619 to "A-5" One-Family, "A-5/HC" One-Family/Historic & Cultural Overlay, "A-5/DD" One-Family/Demolition Delay, "AR" One-

Family Restricted, “B” Two-Family, “B/DD” Two-Family/Demolition Delay, “UR” Urban Residential, “CF” Community Facilities, “CF/DD” Community Facilities/Demolition Delay, “ER” Neighborhood Commercial Restricted, “E” Neighborhood Commercial, “E/DD” Neighborhood Commercial/Demolition Delay, “MU-1” Low Intensity Mixed Use, “MU-1/HSE” Low Intensity Mixed Use/Highly Significant Endangered, “MU-1/HC” Low Intensity Mixed Use/Historic & Cultural Overlay, “MU-1/DD” Low Intensity Mixed Use/Demolition Delay, “MU-2” High Intensity Mixed Use, “MU-2/HC” High Intensity Mixed Use/Historic & Cultural Overlay, and “MU-2/DD” High Intensity Mixed Use/Demolition Delay

Beth Knight, Senior Planner, City of Fort Worth, explained to the Commissioners this is the third phase for the Northside area and includes several parcels and to align certain properties with the Comprehensive Plan. Ms. Knight explained the northeastern portion is in the stockyards area and as a buffer to the mixed use growth center they are proposing “CF” Community Facilities.

Carlos Flores, 1415 Circle Park Boulevard, representative for the owners of property located in the 2300 blocks of Ellis Avenue spoke in support of the request.

Motion: Following brief discussion, Mr. Genua recommended approval of the request, seconded by Ms. Zadeh. The motion carried unanimously 9-0.

9. ZC-11-007 City of Fort Worth Planning & Development/KBL Partners, Ltd (CD 2)- 8500 Ray White Road (John Edmonds Survey, Abstract 457, Tract 8A07, 24.60 Acres): from “C” Medium Density Multifamily to “A-5” One-Family

Beth Knight, Senior Planner, City of Fort Worth, explained to the Commissioners that the case is in response to Councilman Espino’s request to remove multifamily zoning. A preliminary plat has been filed and the rezoning will cause the zoning to conform to the platted use. There was brief discussion between the Commissioners on access to the property.

Motion: Following brief discussion Mr. Genua recommended approval of the request, seconded by Ms. Reed. The motion carried unanimously 9-0.

10. ZC-11-008 City of Fort Worth Planning & Development (CD 8)- 1924 Avenue C (Highland to Glenwood Addition, N 100’ Lot 7 & E ½ of Lot 6, Block 60, 0.14 Acres): from “B” Two-Family to “A-5” One-Family

Jocelyn Murphy, Planning Manager, City of Fort Worth, explained to the Commissioners this is surplus property.

Motion: Following brief discussion Mr. Romero recommended approval of the request, seconded by Ms. Zadeh. The motion carried unanimously 9-0.



**ZONING MAP CHANGE
STAFF REPORT**

City Council Meeting Date:
February 1, 2011

Council District 2

Zoning Commission Recommendation:

Approved by a vote of 9-0

Opposition: None

Continued	Yes ___	No <u>X</u>
Case Manager	<u>Beth Knight</u>	
Surplus	Yes ___	No <u>X</u>
Council Initiated	Yes <u>X</u>	No ___

Owner / Applicant: City of Fort Worth Planning & Development Department

Site Location: 8500 Ray White Road Mapsco: 36D

Proposed Use: Single family

Request: From: "C" Medium Density Multifamily
To: "A-5" One-Family

Land Use Compatibility: Requested change is compatible.

Comprehensive Plan Consistency: Requested change is consistent.

Background:

The property consists of vacant land, designated for single family residential in the 2010 Comprehensive Plan. Council Member Espino mailed letters to the affected property owners regarding the proposed zoning changes in March 2010. The property owner is agreeable to the zoning change, since the preliminary plat for Valley Brook Estates was approved on January 27, 2010. A similar case to change the zoning to "A-5" One-Family was withdrawn by the owner in 2008 (ZC-08-142).

Site Information:

Applicant: City of Fort Worth Planning & Development Dept.
1000 Throckmorton Street
Fort Worth, TX 76102

Owner: KBL II Partners, Ltd.
Acreage: 24.66 ac.

Comprehensive Plan Sector: Far North

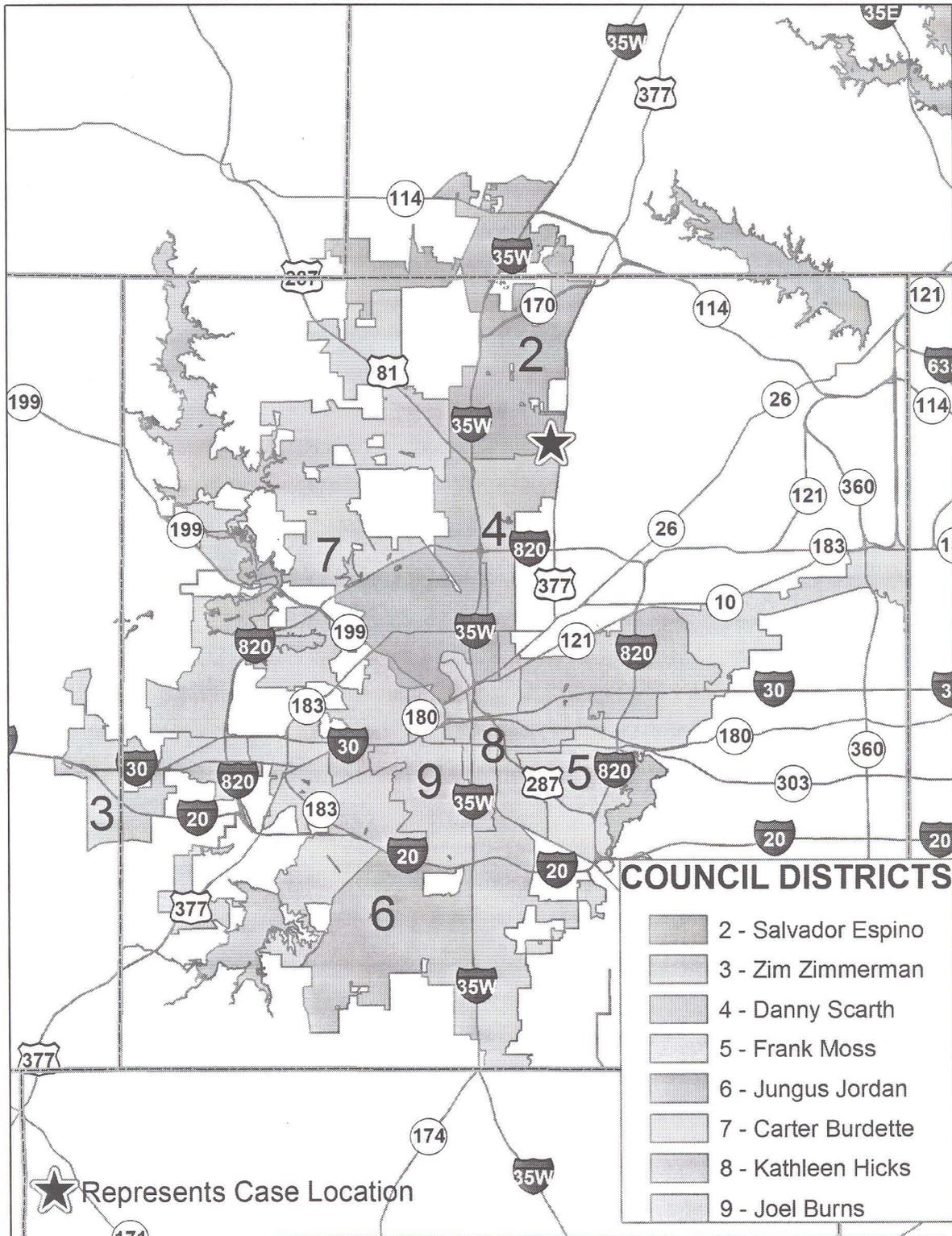
Surrounding Zoning and Land Uses:

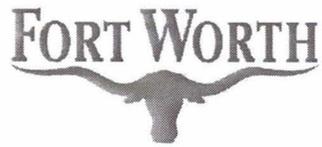
- North "A-5" One Family / Open space
- East "A-5" One Family and R1 / Single family
- South "C" Medium Density Multi Family and "E" Neighborhood Commercial / Multifamily and vacant land
- West "A-5" One Family / Elementary school and single family

FORT WORTH

ZC-11-007

Location Map



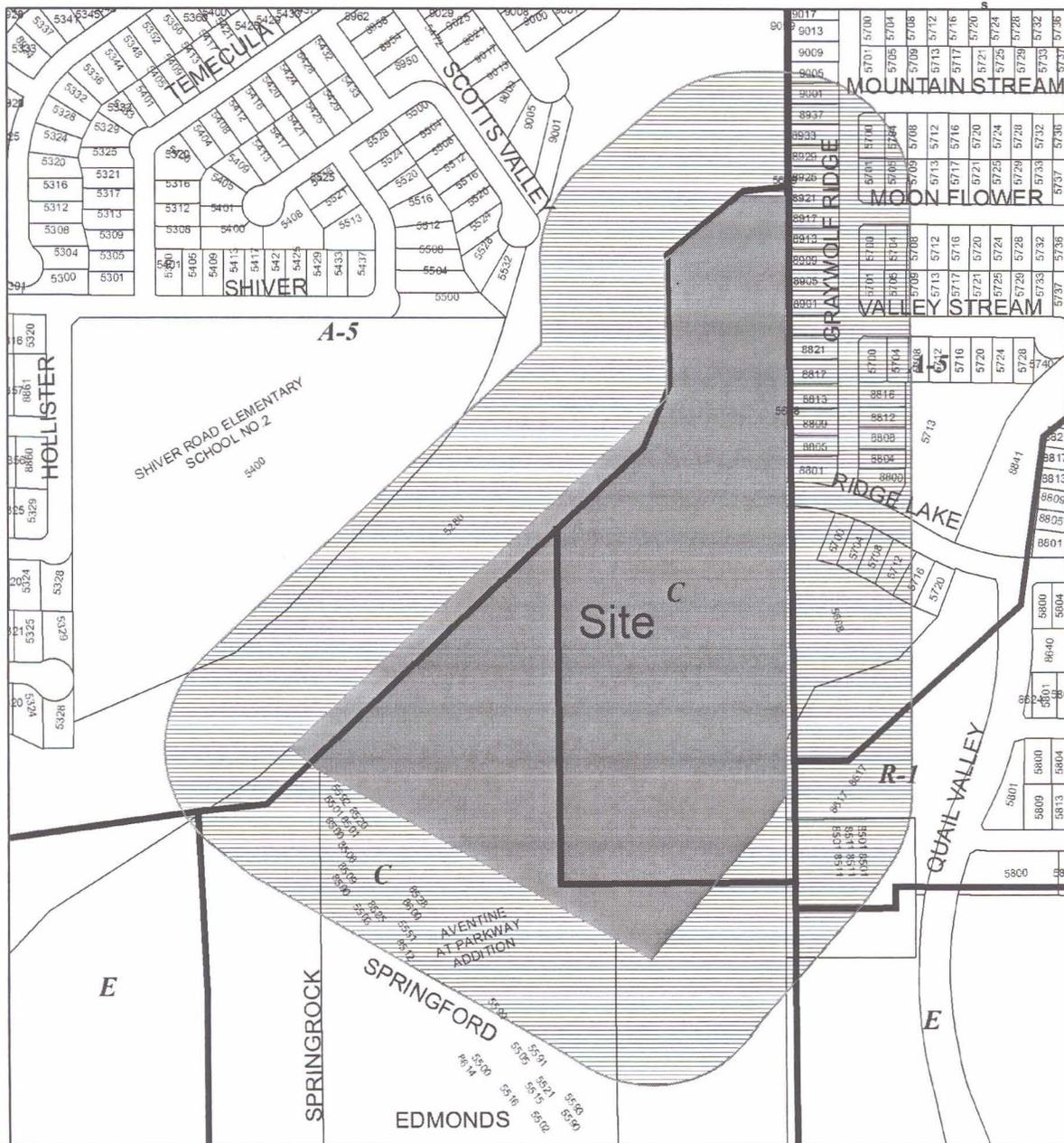


ZC-11-007

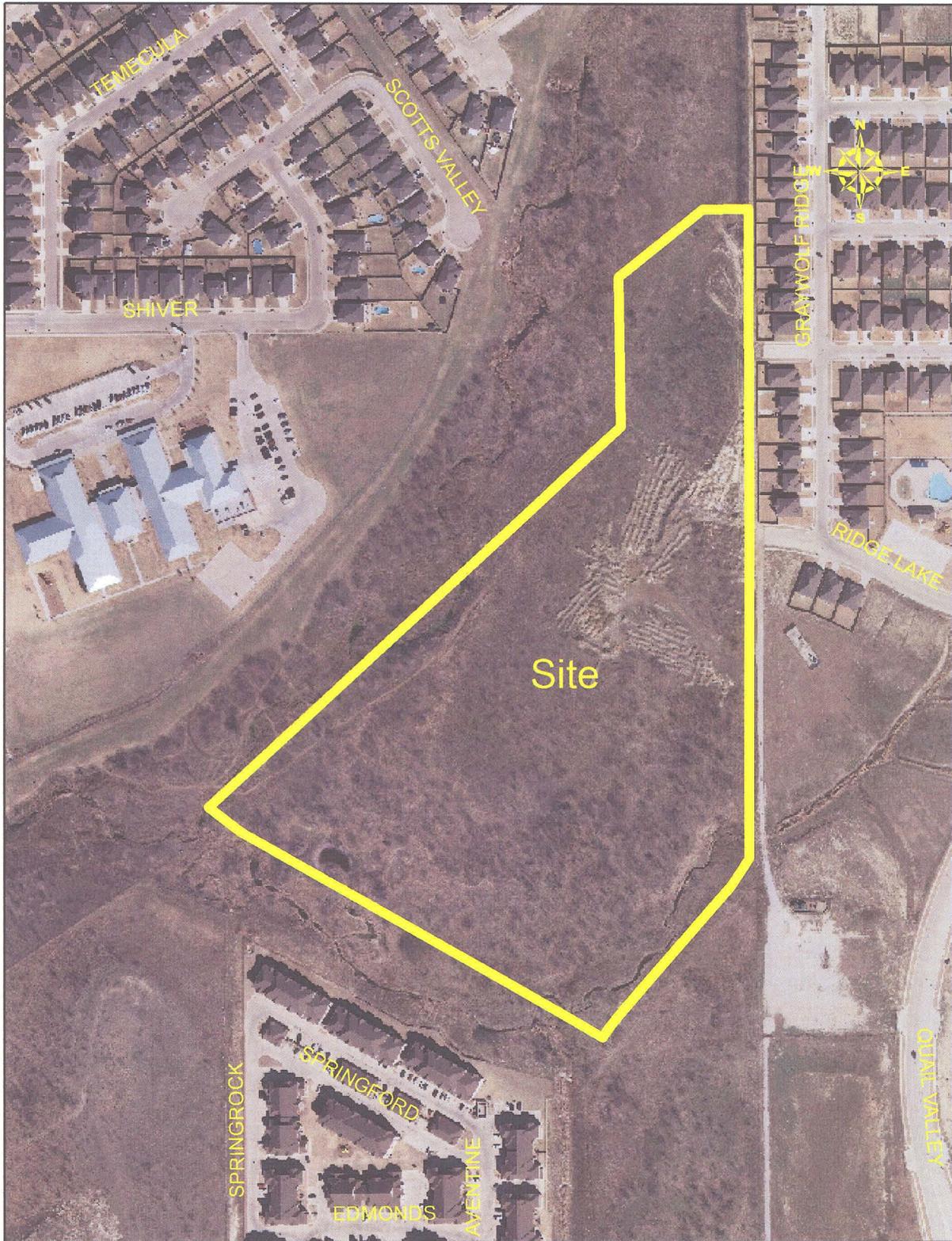
Area Zoning Map

Applicant: City of Fort Worth Planning and Development
 Address: 8500 Ray White Road
 Zoning From: C
 Zoning To: A-5
 Acres: 24.66
 Mapsco: 36D
 Sector/District: Far North
 Commission Date: 01/12/2011
 Contact: 817-392-8190

300 Ft. Notification Buffer



Aerial Photo Map



Family Restricted, “B” Two-Family, “B/DD” Two-Family/Demolition Delay, “UR” Urban Residential, “CF” Community Facilities, “CF/DD” Community Facilities/Demolition Delay, “ER” Neighborhood Commercial Restricted, “E” Neighborhood Commercial, “E/DD” Neighborhood Commercial/Demolition Delay, “MU-1” Low Intensity Mixed Use, “MU-1/HSE” Low Intensity Mixed Use/Highly Significant Endangered, “MU-1/HC” Low Intensity Mixed Use/Historic & Cultural Overlay, “MU-1/DD” Low Intensity Mixed Use/Demolition Delay, “MU-2” High Intensity Mixed Use, “MU-2/HC” High Intensity Mixed Use/Historic & Cultural Overlay, and “MU-2/DD” High Intensity Mixed Use/Demolition Delay

Beth Knight, Senior Planner, City of Fort Worth, explained to the Commissioners this is the third phase for the Northside area and includes several parcels and to align certain properties with the Comprehensive Plan. Ms. Knight explained the northeastern portion is in the stockyards area and as a buffer to the mixed use growth center they are proposing “CF” Community Facilities.

Carlos Flores, 1415 Circle Park Boulevard, representative for the owners of property located in the 2300 blocks of Ellis Avenue spoke in support of the request.

Motion: Following brief discussion, Mr. Genua recommended approval of the request, seconded by Ms. Zadeh. The motion carried unanimously 9-0.

9. ZC-11-007 City of Fort Worth Planning & Development/KBL Partners, Ltd (CD 2)- 8500 Ray White Road (John Edmonds Survey, Abstract 457, Tract 8A07, 24.60 Acres): from “C” Medium Density Multifamily to “A-5” One-Family

Beth Knight, Senior Planner, City of Fort Worth, explained to the Commissioners that the case is in response to Councilman Espino’s request to remove multifamily zoning. A preliminary plat has been filed and the rezoning will cause the zoning to conform to the platted use. There was brief discussion between the Commissioners on access to the property.

Motion: Following brief discussion Mr. Genua recommended approval of the request, seconded by Ms. Reed. The motion carried unanimously 9-0.

10. ZC-11-008 City of Fort Worth Planning & Development (CD 8)- 1924 Avenue C (Highland to Glenwood Addition, N 100’ Lot 7 & E ½ of Lot 6, Block 60, 0.14 Acres): from “B” Two-Family to “A-5” One-Family

Jocelyn Murphy, Planning Manager, City of Fort Worth, explained to the Commissioners this is surplus property.

Motion: Following brief discussion Mr. Romero recommended approval of the request, seconded by Ms. Zadeh. The motion carried unanimously 9-0.



**ZONING MAP CHANGE
STAFF REPORT**

City Council Meeting Date:
February 1, 2011

Council District 8

Zoning Commission Recommendation:

Approved by a vote of 9-0

Opposition: None

Continued	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Case Manager	<u>Stephen Murray</u>	
Surplus	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Council Initiated	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

Owner / Applicant: City of Fort Worth Planning and Development

Site Location: 1924 Avenue C Mapsco: 77M

Proposed Use: Single-family

Request: From: "B" Two-Family
To: "A-5" One-Family

Land Use Compatibility: Requested change is compatible.

Comprehensive Plan Consistency: Requested change is consistent.

Background:

City Council adopted a procedure regulating the review, zoning, and sale of surplus property. Upon satisfactory completion, the properties are offered for sale. The proposed site is currently vacant and located at the corner of Avenue C and Belzise Terrace.

Site Information:

Owner: City of Fort Worth
1000 Throckmorton Street
Fort Worth, TX 76102

Acreage: 0.13 ac
Comprehensive Plan Sector: Southside

Surrounding Zoning and Land Uses:
North "B" Two-Family / vacant
East "B" Two-Family / vacant
South "B" Two-Family / vacant
West "B" Two-Family / vacant, single-family

Public Notification:

The following Neighborhood Associations were notified:

Historic Southside NA
Hillside Morningside NA
Parker Essex Boaz
East Fort Worth Business Assoc.
Streams Valleys Inc.
Southside Preservation Assoc.

Southeast Fort Worth, Inc.
Morningside/Hillside Crime Watch COPS.
Near Southeast CDC
United Communities Association
Fort Worth ISD

Recent Relevant Zoning and Platting History:

Zoning History: None

Platting History: None

Development Impact Analysis:

1. **Land Use Compatibility**

Predominant land uses surrounding the proposed site are vacant and single-family. Based on the surrounding land uses, the proposed "A-5" One-Family zoning **is compatible** at this location.

2. **Comprehensive Plan Consistency**

The 2010 Comprehensive Plan designates the subject property as single-family. The proposed "A-5" zoning is consistent with the following Comprehensive Plan policies.

- Locate single-family homes adjacent to local or collector streets. (pg. 37)
- Encourage development type and intensity appropriate to existing or planned street infrastructure. (pg. 38)
- Encourage appropriate development and redevelopment within central city commercial districts and neighborhoods. (pg. 38)

Based on the conformance with the future land use map and policies stated above, the proposed zoning **is consistent** with the Comprehensive Plan.

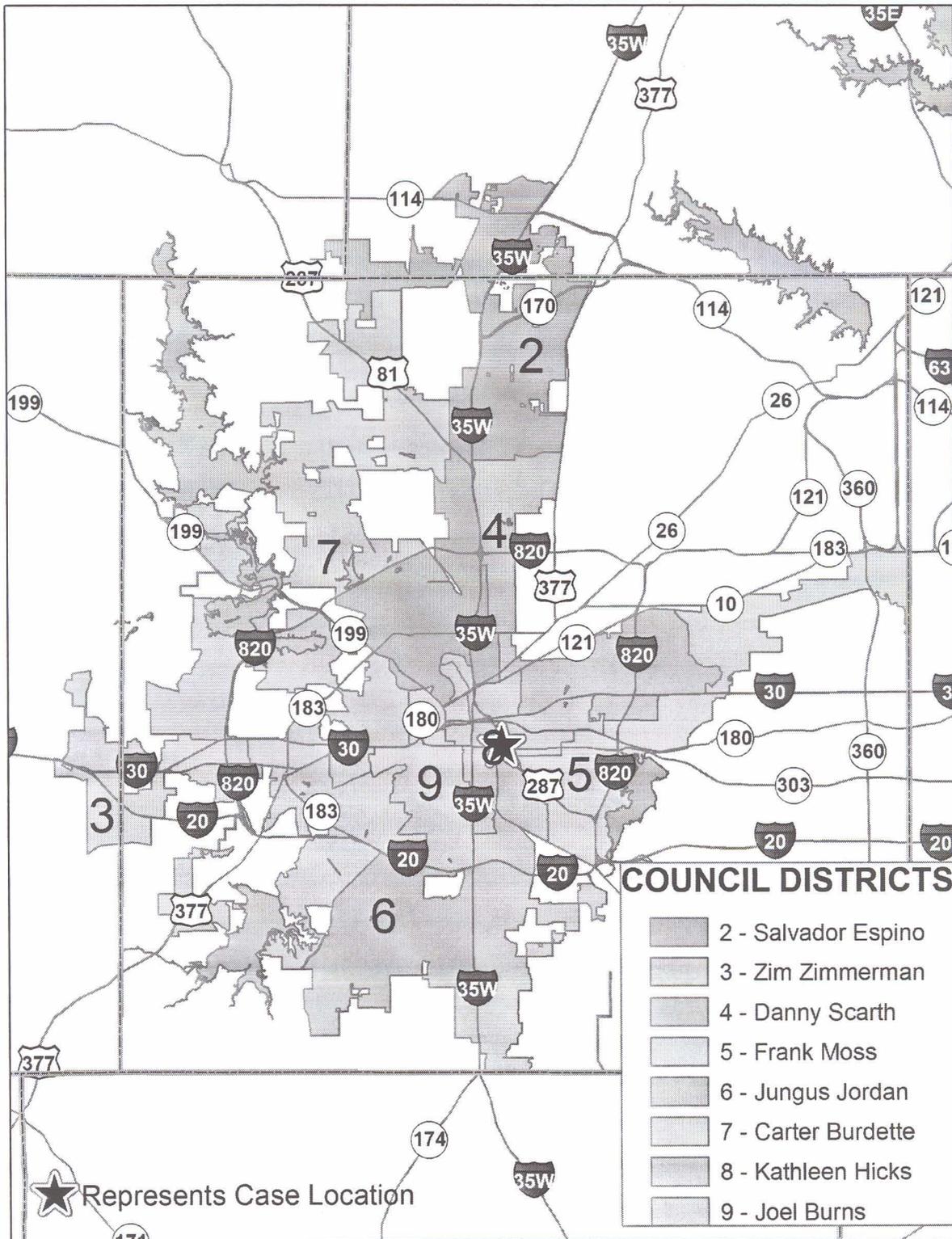
Attachments:

- Location Map
- Area Zoning Map with 300 ft. Notification Area
- Future Land Use Map
- Aerial Photograph
- Minutes of the January 12, 2011 Zoning Commission meeting

FORT WORTH

ZC-11-008

Location Map



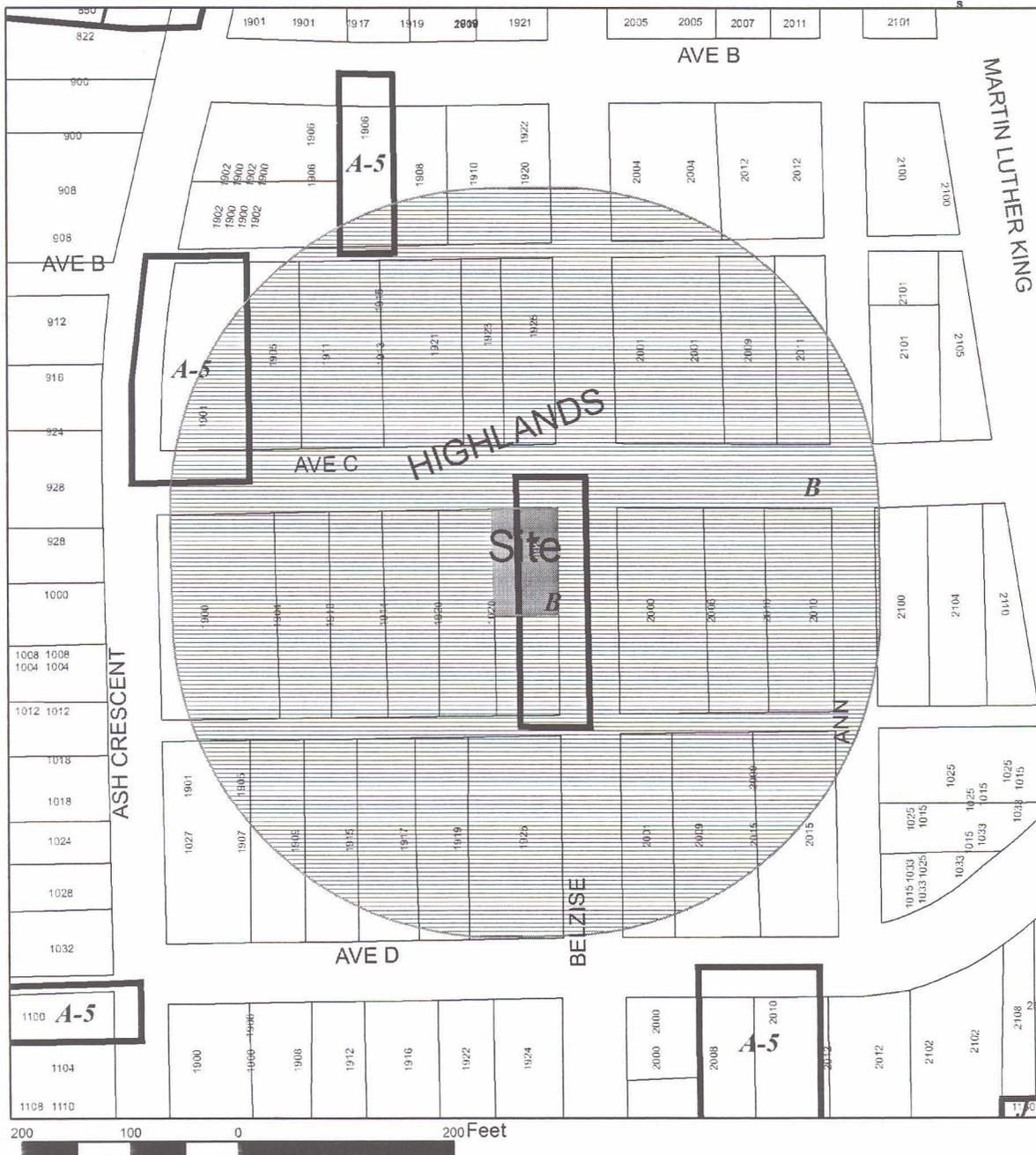


ZC-11-008

Area Zoning Map

Applicant: City of Fort Worth Planning and Development
 Address: 1924 Avenue C
 Zoning From: B
 Zoning To: A-5
 Acres: 0.14
 Mapsco: 77M
 Sector/District: Southside
 Commission Date: 01/12/2011
 Contact: 817-392-8043

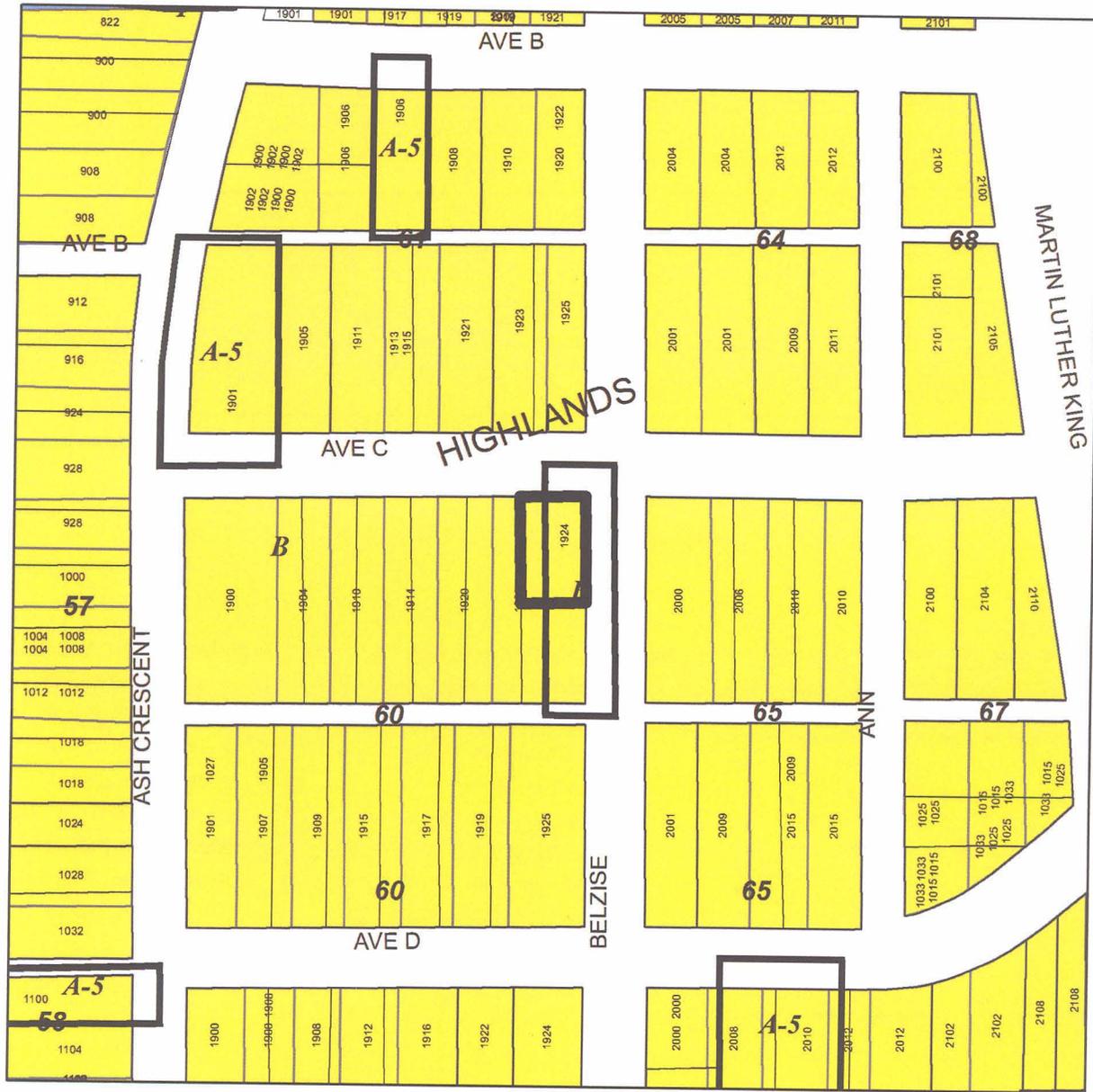
300 Ft. Notification Buffer





Future Land Use

ZC-11-008



- Vacant, Undeveloped, Agricultural
- Rural Residential
- Suburban Residential
- Single Family Residential
- Manufactured Housing
- Low Density Residential
- Medium Density Residential
- High Density Residential
- Institutional

- Neighborhood Commercial
- General Commercial
- Light Industrial
- Heavy Industrial
- Mixed-Use Growth Center
- Industrial Growth Center
- Infrastructure
- Lakes and Ponds
- Public Park, Open Space
- Private Park, Open Space

- CFWGIS.SDE.TRN_RAILROADS
- CFWGIS.SDE.CAD_addresses
- Freeways/Toll Roads
- Proposed Freeway/Toll Road
- Principal Arterial
- Proposed Principal Arterial
- Major Arterial
- Proposed Major Arterial
- Minor Arterial
- Proposed Minor Arterial
- Flood Plain



A comprehensive plan shall not constitute zoning regulations or establish zoning district boundaries. (Texas Local Government code, Section 219.005) Land use designations were approved by City Council on February 23, 2010



Aerial Photo Map



Family Restricted, “B” Two-Family, “B/DD” Two-Family/Demolition Delay, “UR” Urban Residential, “CF” Community Facilities, “CF/DD” Community Facilities/Demolition Delay, “ER” Neighborhood Commercial Restricted, “E” Neighborhood Commercial, “E/DD” Neighborhood Commercial/Demolition Delay, “MU-1” Low Intensity Mixed Use, “MU-1/HSE” Low Intensity Mixed Use/Highly Significant Endangered, “MU-1/HC” Low Intensity Mixed Use/Historic & Cultural Overlay, “MU-1/DD” Low Intensity Mixed Use/Demolition Delay, “MU-2” High Intensity Mixed Use, “MU-2/HC” High Intensity Mixed Use/Historic & Cultural Overlay, and “MU-2/DD” High Intensity Mixed Use/Demolition Delay

Beth Knight, Senior Planner, City of Fort Worth, explained to the Commissioners this is the third phase for the Northside area and includes several parcels and to align certain properties with the Comprehensive Plan. Ms. Knight explained the northeastern portion is in the stockyards area and as a buffer to the mixed use growth center they are proposing “CF” Community Facilities.

Carlos Flores, 1415 Circle Park Boulevard, representative for the owners of property located in the 2300 blocks of Ellis Avenue spoke in support of the request.

Motion: Following brief discussion, Mr. Genua recommended approval of the request, seconded by Ms. Zadeh. The motion carried unanimously 9-0.

9. ZC-11-007 City of Fort Worth Planning & Development/KBL Partners, Ltd (CD 2)- 8500 Ray White Road (John Edmonds Survey, Abstract 457, Tract 8A07, 24.60 Acres): from “C” Medium Density Multifamily to “A-5” One-Family

Beth Knight, Senior Planner, City of Fort Worth, explained to the Commissioners that the case is in response to Councilman Espino’s request to remove multifamily zoning. A preliminary plat has been filed and the rezoning will cause the zoning to conform to the platted use. There was brief discussion between the Commissioners on access to the property.

Motion: Following brief discussion Mr. Genua recommended approval of the request, seconded by Ms. Reed. The motion carried unanimously 9-0.

10. ZC-11-008 City of Fort Worth Planning & Development (CD 8)- 1924 Avenue C (Highland to Glenwood Addition, N 100’ Lot 7 & E ½ of Lot 6, Block 60, 0.14 Acres): from “B” Two-Family to “A-5” One-Family

Jocelyn Murphy, Planning Manager, City of Fort Worth, explained to the Commissioners this is surplus property.

Motion: Following brief discussion Mr. Romero recommended approval of the request, seconded by Ms. Zadeh. The motion carried unanimously 9-0.



**ZONING MAP CHANGE
STAFF REPORT**

City Council Meeting Date:
February 1, 2011

Council District 5

Zoning Commission Recommendation:

Approved by a vote of 9-0

Opposition: None

Continued	Yes ___	No <u>X</u>
Case Manager	<u>Stephen Murray</u>	
Surplus	Yes <u>X</u>	No ___
Council Initiated	Yes ___	No <u>X</u>

Owner / Applicant: City of Fort Worth Planning and Development

Site Location: 2429 McKenzie Street Mapsco: 78P

Proposed Use: Single-family

Request: From: "B" Two-Family
To: "A-5" One-Family

Land Use Compatibility: Requested change is **compatible**.

Comprehensive Plan Consistency: Requested change is **consistent**.

Background:

City Council adopted a procedure regulating the review, zoning, and sale of surplus property. Upon satisfactory completion, the properties are offered for sale. The proposed site is currently vacant and located on McKenzie Street near Hanger Avenue.

Site Information:

Owner: City of Fort Worth
1000 Throckmorton Street
Fort Worth, TX 76102

Acreage: 0.13 ac
Comprehensive Plan Sector: Southeast

Surrounding Zoning and Land Uses:
North "B" Two-Family / single-family
East "B" Two-Family / vacant
South "B" Two-Family / single-family
West "B" Two-Family / single-family

Public Notification:

The following Neighborhood Associations were notified:

Burchill NA Mitchell Blvd NA

Recent Relevant Zoning and Platting History:

Zoning History: None

Platting History: None

Development Impact Analysis:

1. **Land Use Compatibility**

Predominant land uses surrounding the proposed site are vacant and single-family. Based on the surrounding land uses, the proposed "A-5" One-Family zoning **is compatible** at this location.

2. **Comprehensive Plan Consistency**

The 2010 Comprehensive Plan designates the subject property as single-family. The proposed "A-5" zoning is consistent with the following Comprehensive Plan policies.

- Locate single-family homes adjacent to local or collector streets. (pg. 37)
- Encourage development type and intensity appropriate to existing or planned street infrastructure. (pg. 38)
- Encourage appropriate development and redevelopment within central city commercial districts and neighborhoods. (pg. 38)

Based on the conformance with the future land use map and policies stated above, the proposed zoning **is consistent** with the Comprehensive Plan.

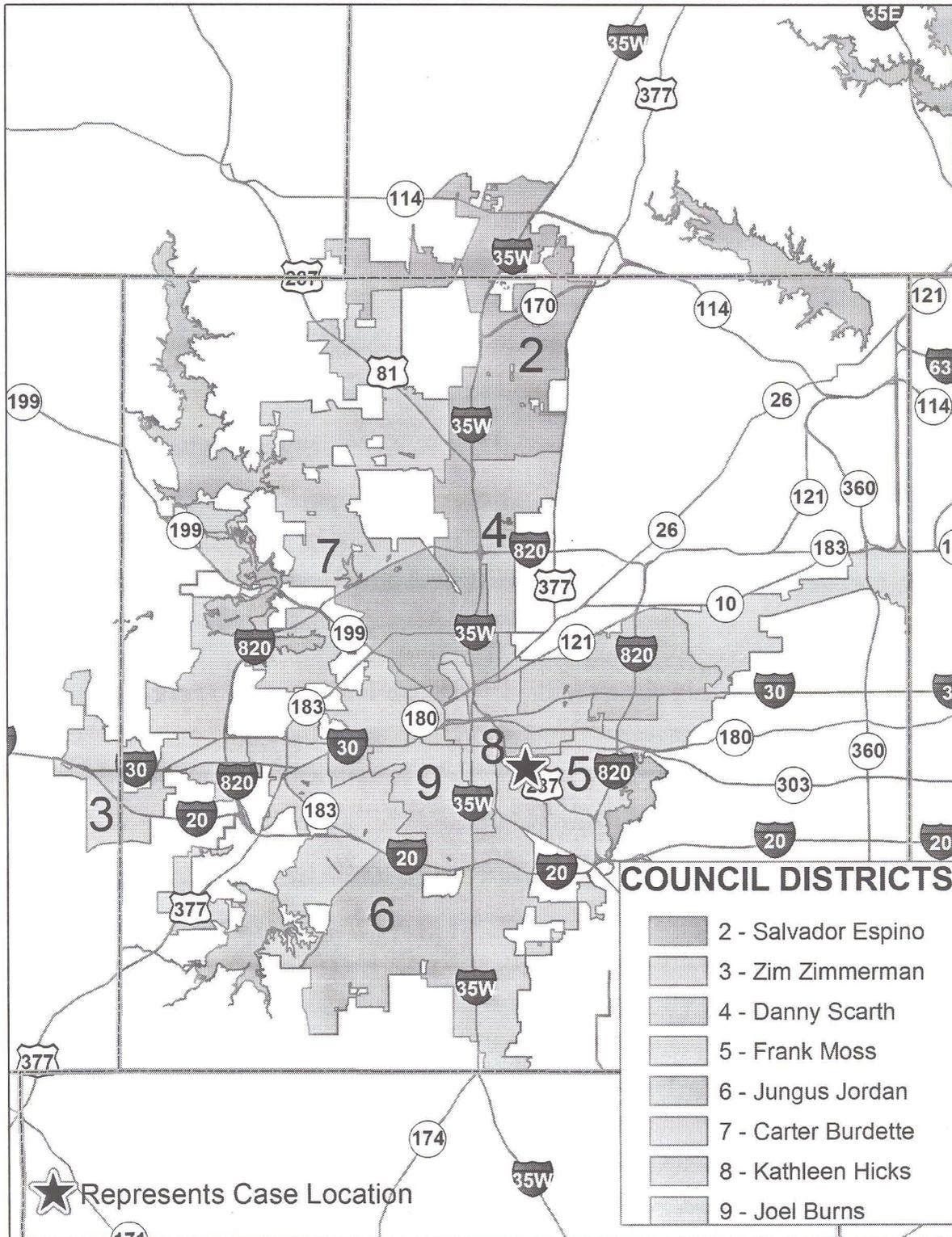
Attachments:

- Location Map
- Area Zoning Map with 300 ft. Notification Area
- Future Land Use Map
- Aerial Photograph
- Minutes of the January 12, 2011 Zoning Commission meeting

FORT WORTH

ZC-11-009

Location Map



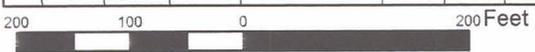
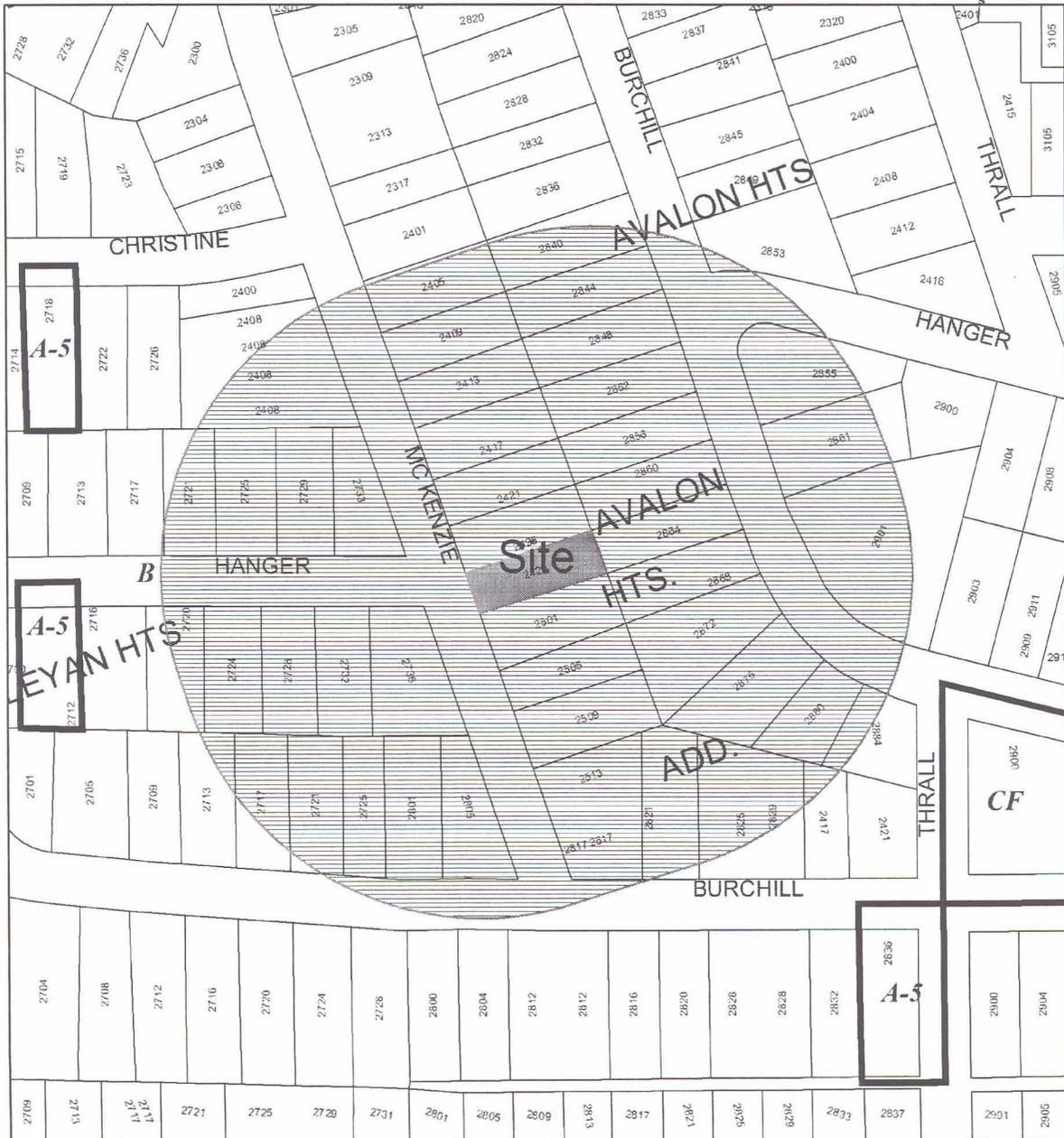


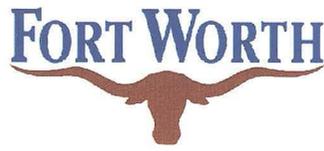
ZC-11-009

Area Zoning Map

Applicant: City of Fort Worth Planning and Development
 Address: 2429 McKenzie
 Zoning From: B
 Zoning To: A-5
 Acres: 0.13
 Mapsco: 78P
 Sector/District: Southeast
 Commission Date: 01/12/2011
 Contact: 817-392-8043

300 Ft. Notification Buffer





Future Land Use

ZC-11-009



- Vacant, Undeveloped, Agricultural
- Rural Residential
- Suburban Residential
- Single Family Residential
- Manufactured Housing
- Low Density Residential
- Medium Density Residential
- High Density Residential
- Institutional

- Neighborhood Commercial
- General Commercial
- Light Industrial
- Heavy Industrial
- Mixed-Use Growth Center
- Industrial Growth Center
- Infrastructure
- Lakes and Ponds
- Public Park, Open Space
- Private Park, Open Space

- CFWGIS.SDE.TRN_RAILROADS
- CFWGIS.SDE.CAD_addresses
- Freeways/Toll Roads
- Proposed Freeway/Toll Road
- Principal Arterial
- Proposed Principal Arterial
- Major Arterial
- Proposed Major Arterial
- Minor Arterial
- Proposed Minor Arterial
- Flood Plain



A comprehensive plan shall not constitute zoning regulations or establish zoning district boundaries. (Texas Local Government code, Section 219.005) Land use designations were approved by City Council on February 23, 2010



Aerial Photo Map



11. ZC-11-009 City of Fort Worth Planning & Development (CD 5)- 2429 McKenzie Street (Avalon Heights, Block 1, Lot 21AB S1/2 21AB Block 1 0.13 Acres): from "B" Two-Family to "A-5" One-Family

Jocelyn Murphy, Planning Manager, City of Fort Worth, explained to the Commissioners this is surplus property.

Motion: Following brief discussion Mr. Barnes recommended approval of the request, seconded by Mr. Romero. The motion carried unanimously 9-0.

12. ZC-11-010 City of Fort Worth Planning & Development (CD 8)- 1905 E. Vickery Boulevard (Glenwood Addition, Block 29, Lots 3B, 4B & 5, 0.39 Acres): from "I" Light Industrial to "ER" Neighborhood Commercial

Jocelyn Murphy, Planning Manager, City of Fort Worth, explained to the Commissioners this is surplus property.

Motion: Following brief discussion Mr. Romero recommended approval of the request, seconded by Ms. Reed. The motion carried unanimously 9-0.

13. ZC-11-011 City of Fort Worth Planning & Development (CD 5)- 5409 Parker Henderson Road (Statum Addition, Block 1, Lot 1, 0.26 Acres): from "MH" Mobile Home Park to "A-5" One-Family

Jocelyn Murphy, Planning Manager, City of Fort Worth, explained to the Commissioners this is surplus property.

Motion: Following brief discussion Mr. Barnes recommended approval of the request, seconded by Mr. Romero. The motion carried unanimously 9-0.

**Meeting adjourned: 11:13 a.m.
1/12/11**

Dana Burghdoff, Executive Secretary & Deputy Director, Planning and Development Department

Neftali Ortiz, Chair



**ZONING MAP CHANGE
STAFF REPORT**

City Council Meeting Date:
February 1, 2011

Council District 8

Zoning Commission Recommendation:

Approved by a vote of 9-0

Opposition: None

Continued	Yes ___	No <u>X</u>
Case Manager	<u>Stephen Murray</u>	
Surplus	Yes <u>X</u>	No ___
Council Initiated	Yes ___	No <u>X</u>

Owner / Applicant: City of Fort Worth Planning and Development

Site Location: 1905 East Vickery Boulevard Mapsco: 77M

Proposed Use: Commercial

Request: From: "I" Light Industrial
To: "ER" Neighborhood Commercial Restricted

Land Use Compatibility: Requested change is compatible.

Comprehensive Plan Consistency: Requested change is consistent.

Background:

City Council adopted a procedure regulating the review, zoning, and sale of surplus property. Upon satisfactory completion, the properties are offered for sale. The proposed site is currently vacant and located on Vickery Boulevard near the corner of US Highway 287.

Site Information:

Owner: City of Fort Worth
1000 Throckmorton Street
Fort Worth, TX 76102

Acreage: 0.38 ac
Comprehensive Plan Sector: Southside

Surrounding Zoning and Land Uses:
North "I" Light Industrial / vacant
East "I" Light Industrial / vacant
South "F" General Commercial / vacant
West "I" Light Industrial / vacant commercial structure

Public Notification:

The following Neighborhood Associations were notified:

Glenwood Triangle NA	Parker Essex Boaz NA
Historic Southside NA	East Fort Worth Business Association

Near Southeast CDC
Morningside/Hillside Crime Watch COPS
Streams Valleys Inc..
Southeast Fort Worth Inc.

United Communities Association
Southside Preservation Assoc.
Fort Worth ISD

Recent Relevant Zoning and Platting History:

Zoning History: None

Platting History: None

Development Impact Analysis:

1. **Land Use Compatibility**

Predominant land uses surrounding the proposed site are vacant with a dilapidated commercial structure just west of the site. Based on the surrounding land uses, the proposed "ER" Neighborhood Commercial Restricted zoning **is compatible** at this location.

2. **Comprehensive Plan Consistency**

The 2010 Comprehensive Plan designates the subject property as neighborhood commercial. The proposed "ER" zoning is consistent with the following Comprehensive Plan policies.

- Encourage development type and intensity appropriate to existing or planned street infrastructure. (pg. 38)
- Encourage appropriate development and redevelopment within central city commercial districts and neighborhoods. (pg. 38)

Based on the conformance with the future land use map and policies stated above, the proposed zoning **is consistent** with the Comprehensive Plan.

Attachments:

- Location Map
- Area Zoning Map with 300 ft. Notification Area
- Future Land Use Map
- Aerial Photograph
- Minutes of the January 12, 2011 Zoning Commission meeting

Aerial Photo Map



11. ZC-11-009 City of Fort Worth Planning & Development (CD 5)- 2429 McKenzie Street (Avalon Heights, Block 1, Lot 21AB S1/2 21AB Block 1 0.13 Acres): from "B" Two-Family to "A-5" One-Family

Jocelyn Murphy, Planning Manager, City of Fort Worth, explained to the Commissioners this is surplus property.

Motion: Following brief discussion Mr. Barnes recommended approval of the request, seconded by Mr. Romero. The motion carried unanimously 9-0.

12. ZC-11-010 City of Fort Worth Planning & Development (CD 8)- 1905 E. Vickery Boulevard (Glenwood Addition, Block 29, Lots 3B, 4B & 5, 0.39 Acres): from "I" Light Industrial to "ER" Neighborhood Commercial

Jocelyn Murphy, Planning Manager, City of Fort Worth, explained to the Commissioners this is surplus property.

Motion: Following brief discussion Mr. Romero recommended approval of the request, seconded by Ms. Reed. The motion carried unanimously 9-0.

13. ZC-11-011 City of Fort Worth Planning & Development (CD 5)- 5409 Parker Henderson Road (Statum Addition, Block 1, Lot 1, 0.26 Acres): from "MH" Mobile Home Park to "A-5" One-Family

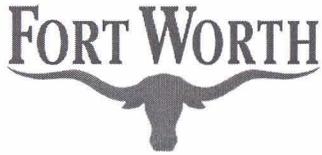
Jocelyn Murphy, Planning Manager, City of Fort Worth, explained to the Commissioners this is surplus property.

Motion: Following brief discussion Mr. Barnes recommended approval of the request, seconded by Mr. Romero. The motion carried unanimously 9-0.

**Meeting adjourned: 11:13 a.m.
1/12/11**

Dana Burghdoff, Executive Secretary & Deputy Director, Planning and Development Department

Neftali Ortiz, Chair



**ZONING MAP CHANGE
STAFF REPORT**

City Council Meeting Date:
February 1, 2011

Council District 5

Zoning Commission Recommendation:
Approved by a vote of 9-0

Opposition: None

Continued Yes ___ No X
Case Manager Stephen Murray
Surplus Yes X No ___
Council Initiated Yes ___ No X

Owner / Applicant: City of Fort Worth Planning and Development

Site Location: 5409 Parker Henderson Road Mapsco: 93J

Proposed Use: Single-family

Request: From: "MH" Manufactured Housing
To: "A-5" One-Family

Land Use Compatibility: Requested change is compatible.

Comprehensive Plan Consistency: Requested change is not consistent.

Background:

City Council adopted a procedure regulating the review, zoning, and sale of surplus property. Upon satisfactory completion, the properties are offered for sale. The proposed currently contains a single-family home and is located on Parker Henderson Road near the corner of David Strickland Road.

Site Information:

Owner: City of Fort Worth
1000 Throckmorton Street
Fort Worth, TX 76102

Acreage: 0.26 ac
Comprehensive Plan Sector: Southeast

Surrounding Zoning and Land Uses:

- North "MH" Manufactured Housing / single-family
- East "MH" Manufactured Housing / vacant
- South "MH" Manufactured Housing / single-family
- West "MH" Manufactured Housing / manufactured housing

Public Notification:

The following Neighborhood Associations were notified:

Echo Heights NA
Southeast Fort Worth

Fort Worth ISD

Recent Relevant Zoning and Platting History:

Zoning History: None

Platting History: None

Development Impact Analysis:

1. **Land Use Compatibility**

Predominant land uses surrounding the proposed site are vacant, single-family, and manufactured housing. Based on the surrounding land uses, the proposed "A-5" One-Family zoning **is compatible** at this location.

2. **Comprehensive Plan Consistency**

The 2010 Comprehensive Plan designates the subject property as manufactured housing. Based on the conformance with the future land use map, the proposed "A-5" zoning **is not consistent** with the Comprehensive Plan.

However, a review of the future land use plan for this site is necessary. It is in close proximity to a number of established single-family homes and consistent with the following Comprehensive Plan policies. As a result, changing the future land use plan to single-family could be justified.

- Locate single-family homes adjacent to local or collector streets. (pg. 37)
- Encourage development type and intensity appropriate to existing or planned street infrastructure. (pg. 38)
- Encourage appropriate development and redevelopment within central city commercial districts and neighborhoods. (pg. 38)

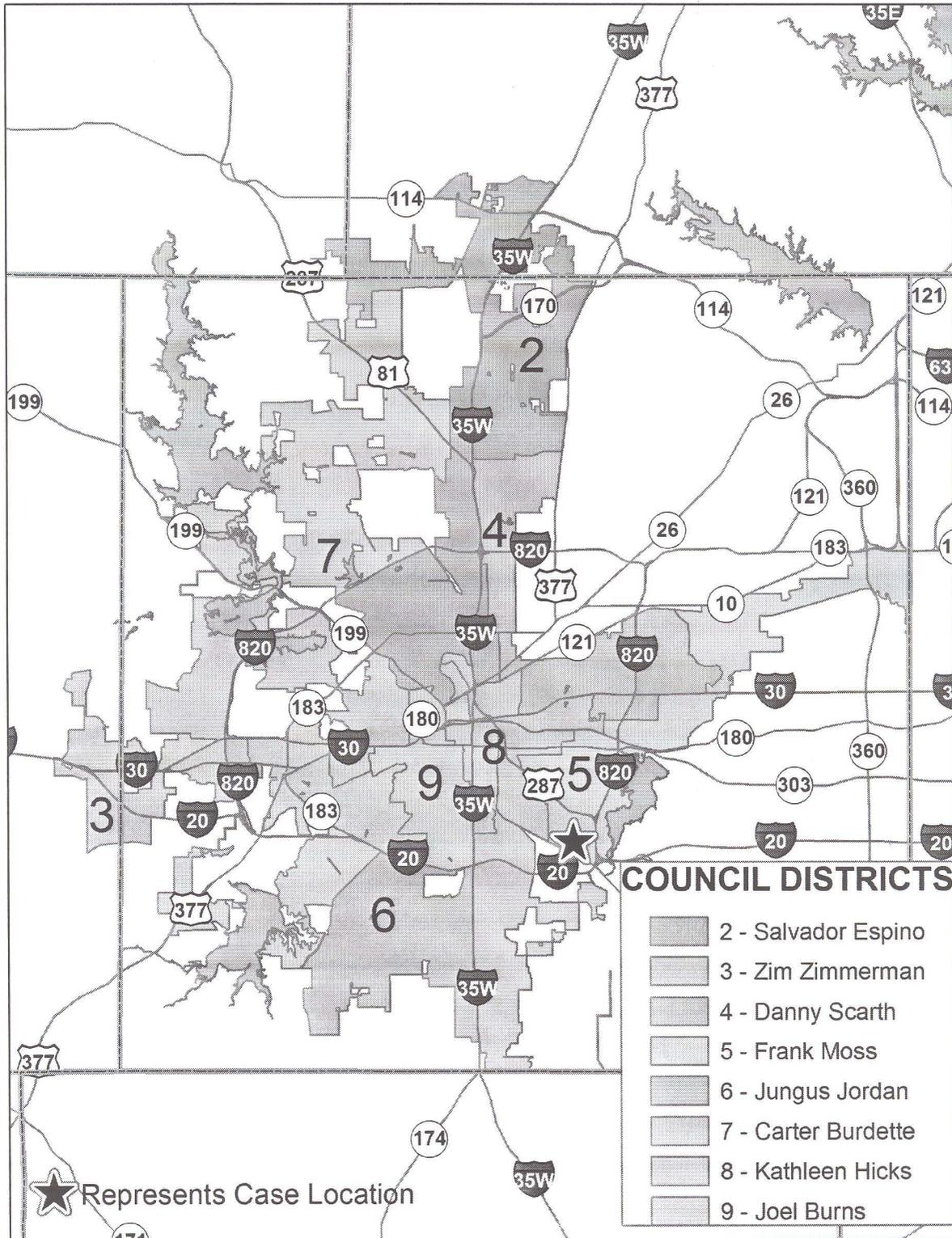
Attachments:

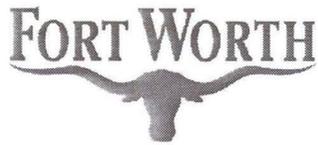
- Location Map
- Area Zoning Map with 300 ft. Notification Area
- Future Land Use Map
- Aerial Photograph
- Minutes of the January 12, 2011 Zoning Commission meeting

FORT WORTH

ZC-11-011

Location Map



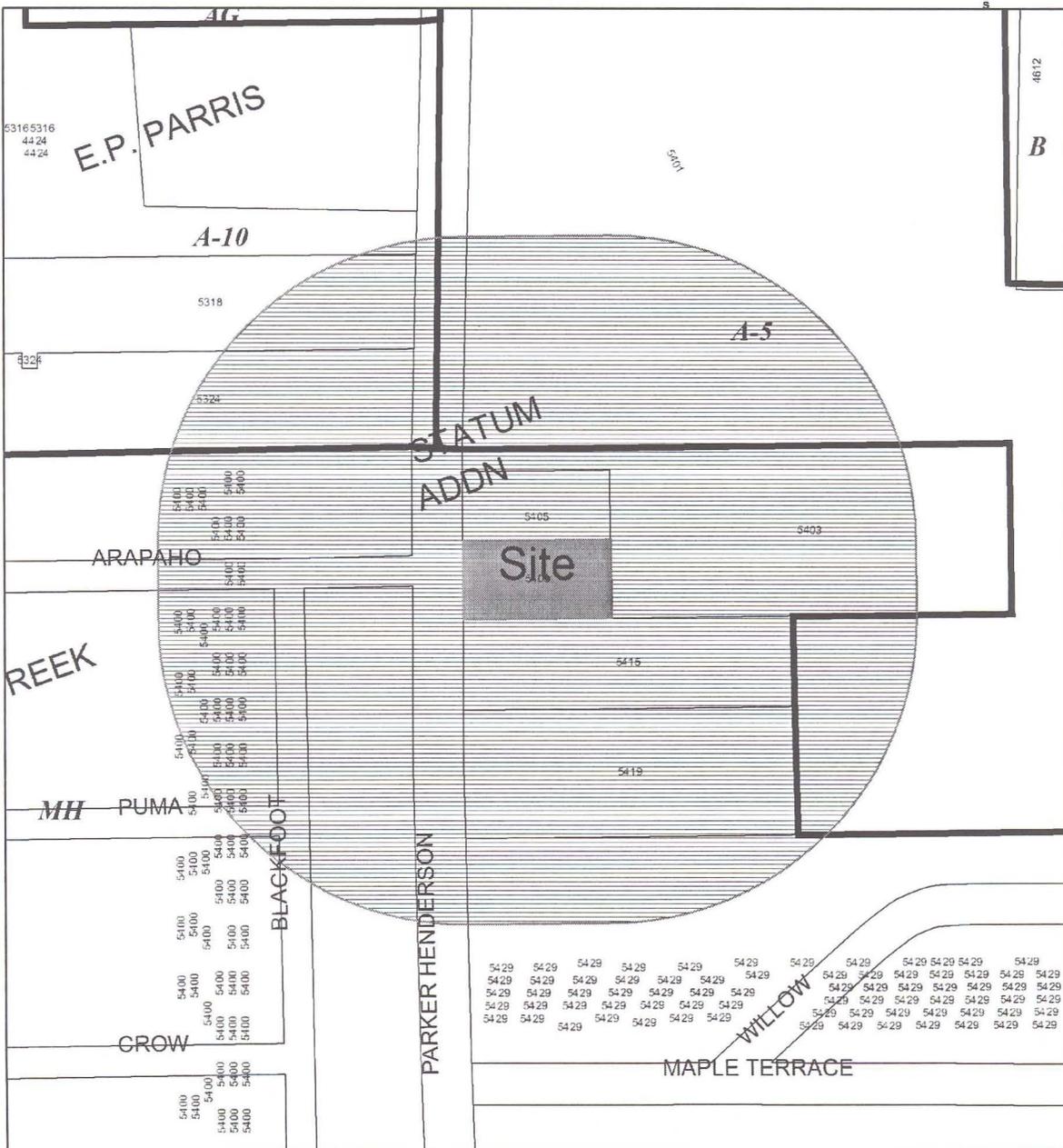


ZC-11-011

Area Zoning Map

Applicant: City of Fort Worth Planning and Development
 Address: 5409 Parker Henderson Road
 Zoning From: MH
 Zoning To: A-5
 Acres: 0.26
 Mapsco: 93J
 Sector/District: Southeast
 Commission Date: 01/12/2011
 Contact: 817-392-8043

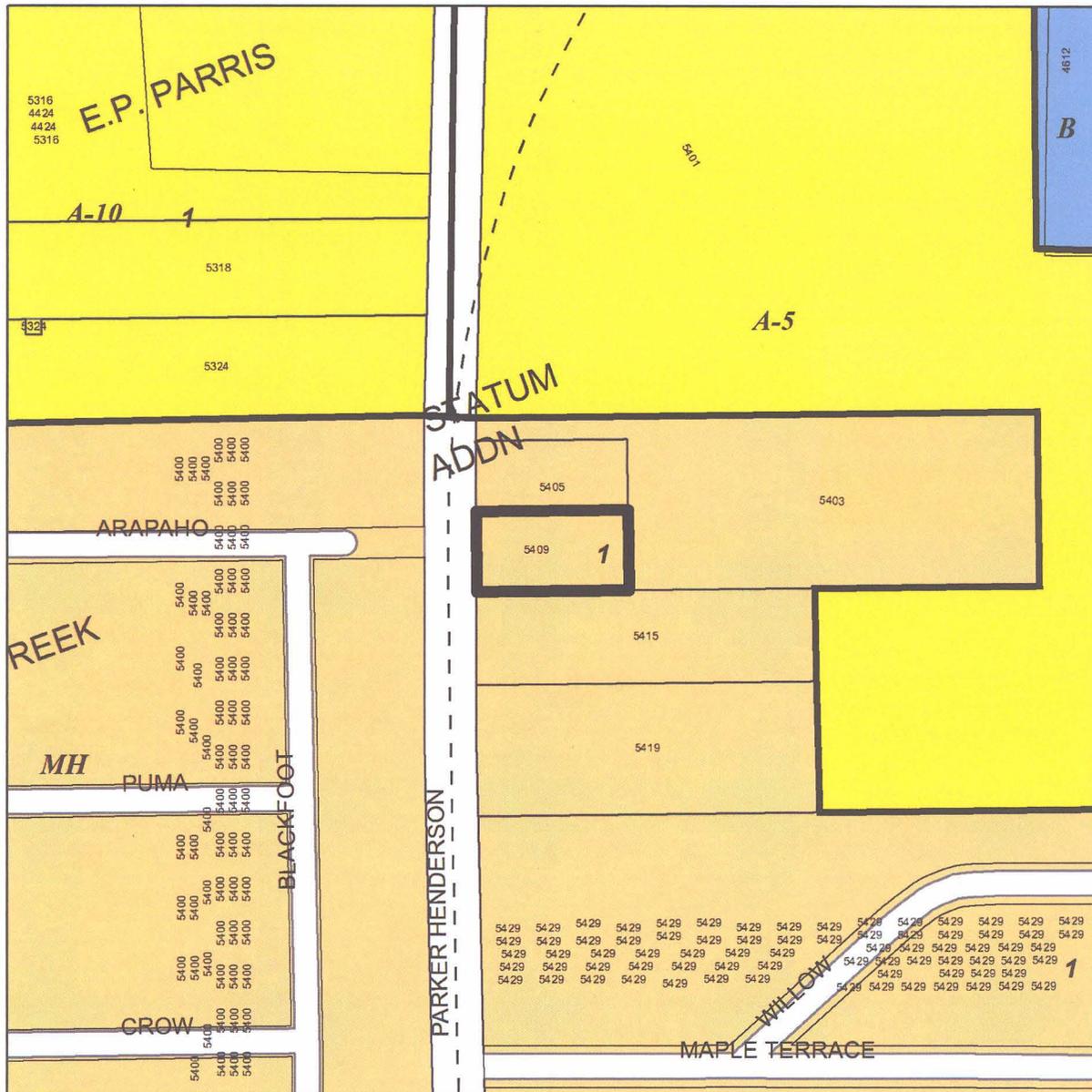
300 Ft. Notification Buffer





Future Land Use

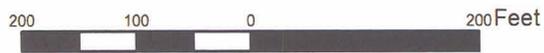
ZC-11-011



- Vacant, Undeveloped, Agricultural
- Rural Residential
- Suburban Residential
- Single Family Residential
- Manufactured Housing
- Low Density Residential
- Medium Density Residential
- High Density Residential
- Institutional

- Neighborhood Commercial
- General Commercial
- Light Industrial
- Heavy Industrial
- Mixed-Use Growth Center
- Industrial Growth Center
- Infrastructure
- Lakes and Ponds
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- CFWGIS.SDE.TRN_RAILROADS
- CFWGIS.SDE.CAD_addresses
- Freeways/Toll Roads
- Proposed Freeway/Toll Road
- Principal Arterial
- Proposed Principal Arterial
- Major Arterial
- Proposed Major Arterial
- Minor Arterial
- Proposed Minor Arterial
- Flood Plain



A comprehensive plan shall not constitute zoning regulations or establish zoning district boundaries. (Texas Local Government code, Section 219.005) Land use designations were approved by City Council on February 23, 2010



Aerial Photo Map



11. ZC-11-009 City of Fort Worth Planning & Development (CD 5)- 2429 McKenzie Street (Avalon Heights, Block 1, Lot 21AB S1/2 21AB Block 1 0.13 Acres): from "B" Two-Family to "A-5" One-Family

Jocelyn Murphy, Planning Manager, City of Fort Worth, explained to the Commissioners this is surplus property.

Motion: Following brief discussion Mr. Barnes recommended approval of the request, seconded by Mr. Romero. The motion carried unanimously 9-0.

12. ZC-11-010 City of Fort Worth Planning & Development (CD 8)- 1905 E. Vickery Boulevard (Glenwood Addition, Block 29, Lots 3B, 4B & 5, 0.39 Acres): from "I" Light Industrial to "ER" Neighborhood Commercial

Jocelyn Murphy, Planning Manager, City of Fort Worth, explained to the Commissioners this is surplus property.

Motion: Following brief discussion Mr. Romero recommended approval of the request, seconded by Ms. Reed. The motion carried unanimously 9-0.

13. ZC-11-011 City of Fort Worth Planning & Development (CD 5)- 5409 Parker Henderson Road (Statum Addition, Block 1, Lot 1, 0.26 Acres): from "MH" Mobile Home Park to "A-5" One-Family

Jocelyn Murphy, Planning Manager, City of Fort Worth, explained to the Commissioners this is surplus property.

Motion: Following brief discussion Mr. Barnes recommended approval of the request, seconded by Mr. Romero. The motion carried unanimously 9-0.

**Meeting adjourned: 11:13 a.m.
1/12/11**

Dana Burghdoff, Executive Secretary & Deputy Director, Planning and Development Department

Neftali Ortiz, Chair

4th Quarter Crime Report
(October—December 2010)



Chief Jeffrey W. Halstead



P o l i c e D e p a r t m e n t
I n t e r - O f f i c e C o r r e s p o n d e n c e

DATE: February 1, 2011
TO: Mayor and Members of the City Council
FROM: Jeffrey W. Halstead, Chief of Police *Jeffrey W. Halstead*
SUBJECT: Fourth Quarter Crime Report (October - December 2010)

		Raw Crime Statistics	Crime Rate per 100,000
4th Quarter 2010*	Part I Crime	Up 0.5%	Down 1.6%
	Violent Crime	Down 2.1%	Down 4.2%
	Property Crime	Up 0.8%	Down 1.4%
Year-to-date**	Part I Crime	Down 1.6%	Down 3.8%
	Violent Crime	Up 1.0%	Down 1.2%
	Property Crime	Down 2.0%	Down 4.1%

* Compares October - December 2010 to October - December 2009

** Compares January - December 2010 to January - December 2009

In comparing 4th Quarter 2010 to 4th Quarter 2009, citywide Part I crime increased 0.5%, with 10,264 incidents reported in 2010 compared to 10,210 incidents reported in 2009. Violent crime decreased 2.1% with 1,013 incidents reported in October – December 2010 compared to 1,035 incidents reported in October - December 2009. Property crime increased 0.8% with 9,251 incidents in 4th Quarter 2010 compared to 9,175 incidents in 4th Quarter 2009.

- **Challenges and Opportunities**

Auto Theft increased 27.0% from 485 in October - December 2009 to 616 in October – December 2010.

During the 4th Quarter, 106 COBRA deployments occurred throughout the city, which resulted in 20 auto theft arrests and 9 arrests for Burglary of Motor Vehicle. During 2010, 100 Auto Theft arrests and 34 Burglary of Motor Vehicle arrests were made. COBRA vehicles have traditionally been utilized to combat auto thefts, and they have proven to be successful in addressing burglaries of motor vehicles as well. The majority of these burglaries of motor vehicle occurred in parking lots and apartment complexes, with the property stolen being car stereos, GPS units, and personal items left in plain view.

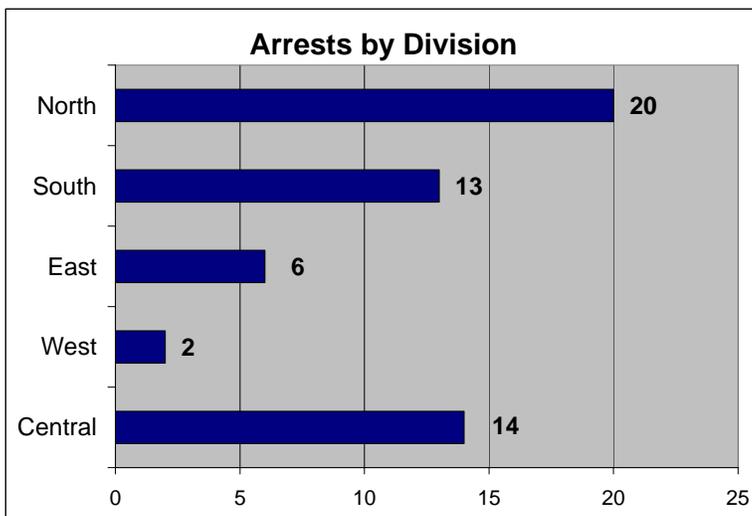
Violent Crimes decreased 2.1% when comparing October - December 2010 to the same time frame in 2009.

An 8.0% increase in the number of aggravated assault incidents were reported in October - December 2010 compared to October - December 2009, with approximately 35% of aggravated assaults involving some type family violence. Of the 580 aggravated assault incidents, 63 involved multiple victims, and seven actually occurred prior to the 4th Quarter, but were not reported until after October 1, 2010. Approximately 229 individuals were arrested for aggravated assault in the 4th Quarter. There was also an increase of homicides, totaling thirteen cases reported this quarter. Ten of the thirteen homicides have been cleared by arrest, and one has a warrant issued. In addition, one of the thirteen homicides included a victim that passed away in October 2010 as a result from injuries that occurred in 1991. It should also be noted that three cold cases from 1984, 1986, and 1991 were cleared by arrest by the Cold Case Unit.

Gang Crime

The 4th quarter ended with a 32.7% decrease in gang crimes compared to 2009, with an 8.3% reduction in robberies and 14.6% reduction in aggravated assaults. Part I gang-related crimes increased 1.8% and Part II gang-related crime decreased 38.7%. Deadly conduct (drive-by shootings) incidents decreased by one incident.

	4 th QTR 2010	4 th QTR 2009	% change
Gang Crime	257	382	-32.7%
Part I	57	56	1.8%
Part II	200	326	-38.7%
Deadly Conduct	10	11	-9.1%



Gang-related Offenses -

- 3 Murder
- 1 Sexual Assaults
- 11 Robberies
- 35 Aggravated Assaults
- 4 Burglaries (Habitation & Buildings)
- 2 Theft and Burglary of Vehicles
- 1 Auto Thefts
- 16 Assaults
- 10 Deadly Conducts
- 12 Criminal Mischief
- 38 Gang Graffiti
- 17 Unlawful Carrying a Weapon
- 23 Possession of Controlled Substance
- 84 Others

- **Enforcement Highlights**

Cold Case Arrest – Success Related to 1991 Homicide

On August 17, 1991, eight-year-old, Erica Shoup was transported to Cook Children's Hospital after her stepbrother, Jason Draper, had called 911 to report that Erica had been burned. The hospital initially diagnosed severe immersion burns, and a police investigation was started. Medical personnel later determined that the injuries were the result of an advanced skin disease. On September 12, 1991, Erica Shoup died as a result of injuries sustained. An autopsy was conducted, and the cause of death was ruled as an "extensive epidermal necrosis," but it was also noted that the exact cause of death could not be established, because the disease process had not been established with certainty.

In June 2010, the Cold Case Unit re-opened the case, and based on that investigation, a murder warrant was issued. Fort Worth detectives traveled to Ohio to participate in the arrest and continue the investigation. The suspect was arrested in Columbus, Ohio based on a Fort Worth Murder Warrant on December 7, 2010.

Central Division (1500 Block S. Lake) – Success Related to Stalker Arrest

Officers responded to a prowler call on the morning of October 6, 2010, in which the victim stated that the suspect had been hanging around her home, knocking on windows, following her, and making sexually aggressive statements. The suspect was not on the scene at the time officers were speaking with the victim. Not long after officers left the location, another call was made to report that the suspect had returned to the house. The officers returned, searched the neighborhood, and found the suspect hiding between several houses. The suspect ran from officers, but was taken into custody for evading and stalking. (Council District 9)

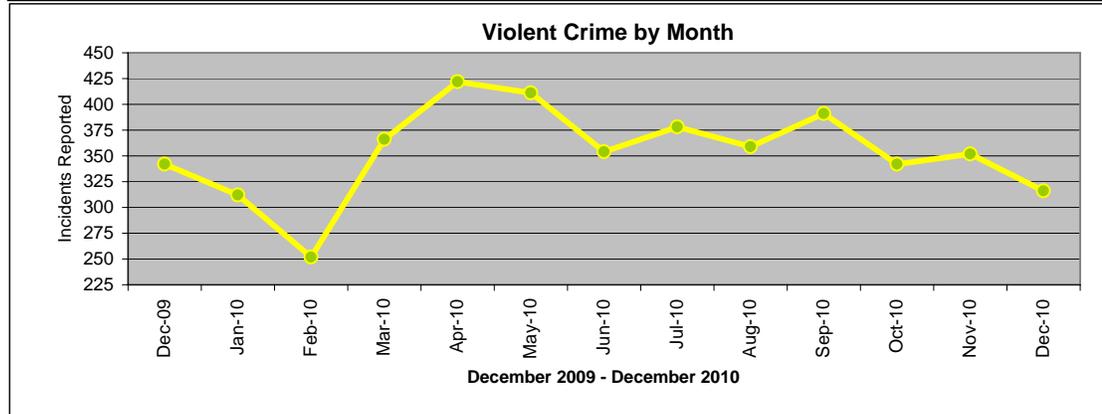
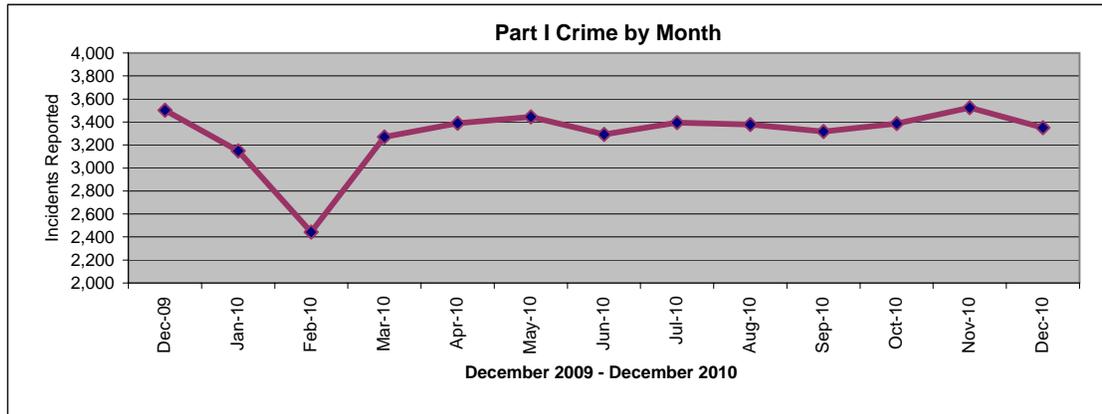
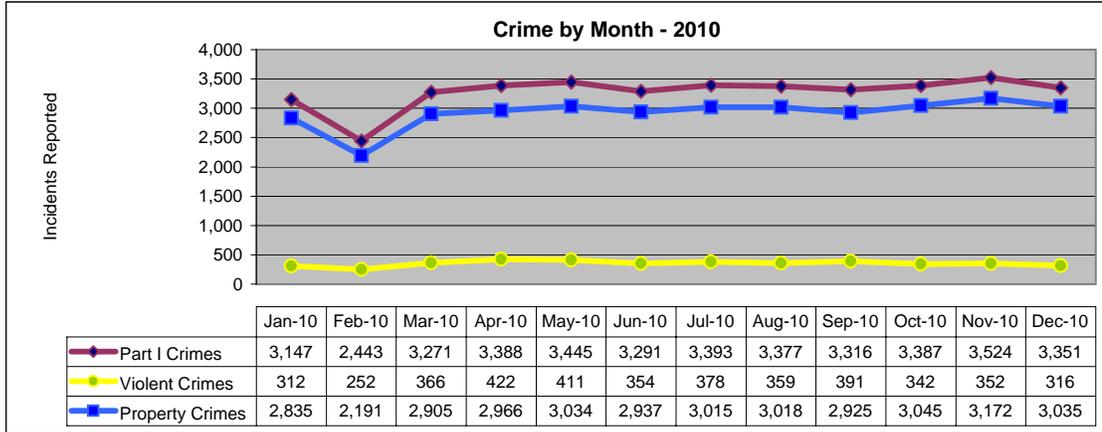
**North Division (4300 Block Western Center Blvd.)
Success Related to Aggravated Robbery**

A local pharmacy was robbed at gunpoint on the morning of October 21, 2010. The suspect brandished a handgun and stole prescription narcotics. A witness followed the suspect as he fled the scene in his vehicle. The officer responded to the last known location of the suspect and found the unoccupied vehicle at a nearby apartment complex. Just prior to the arrival of an unmarked unit that was intending to conduct covert surveillance, the suspect re-entered the vehicle and began to drive in a circuitous route through an adjacent neighborhood. Officers followed the suspect until assist officers could arrive. The suspect stopped at a residence, where the suspect was apprehended. The suspect was taken to the Robbery office, and his vehicle and handgun was transported to a secure bay at the auto pound. Detectives obtained a search warrant and located the clothes worn during the robbery and the stolen narcotics. The suspect was arrested for aggravated robbery. (Council District 4)

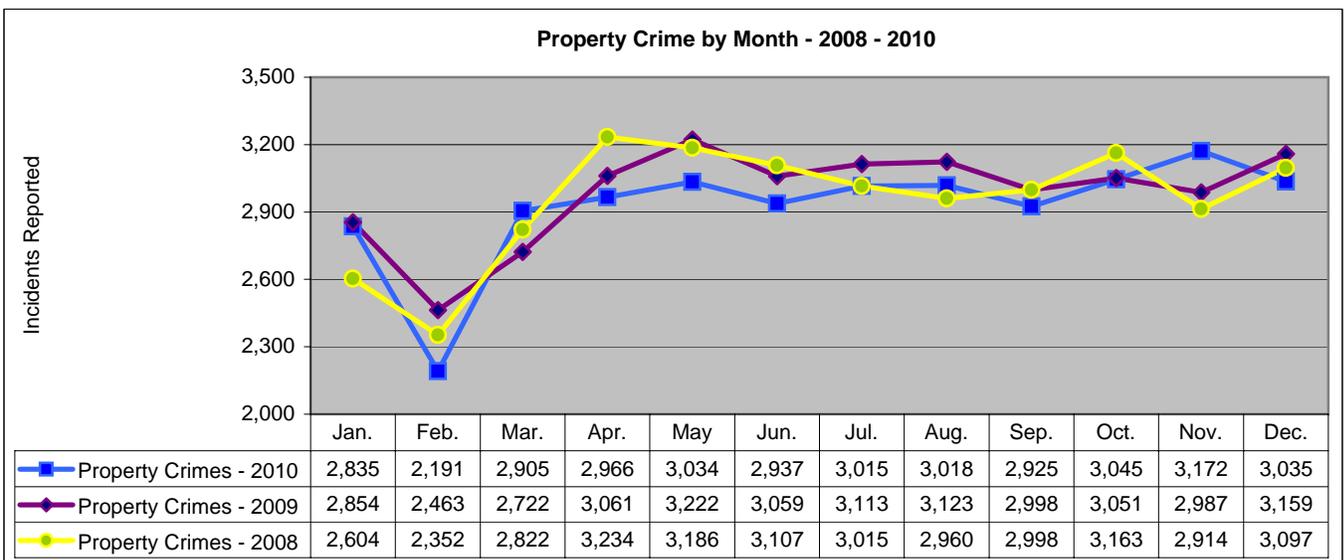
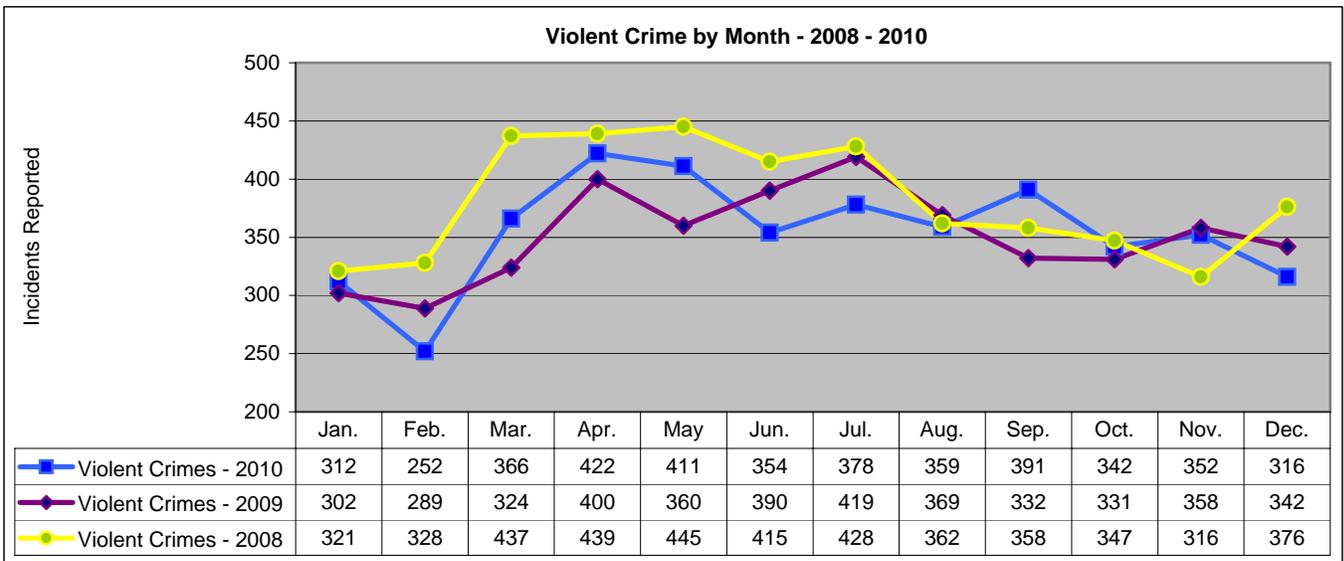
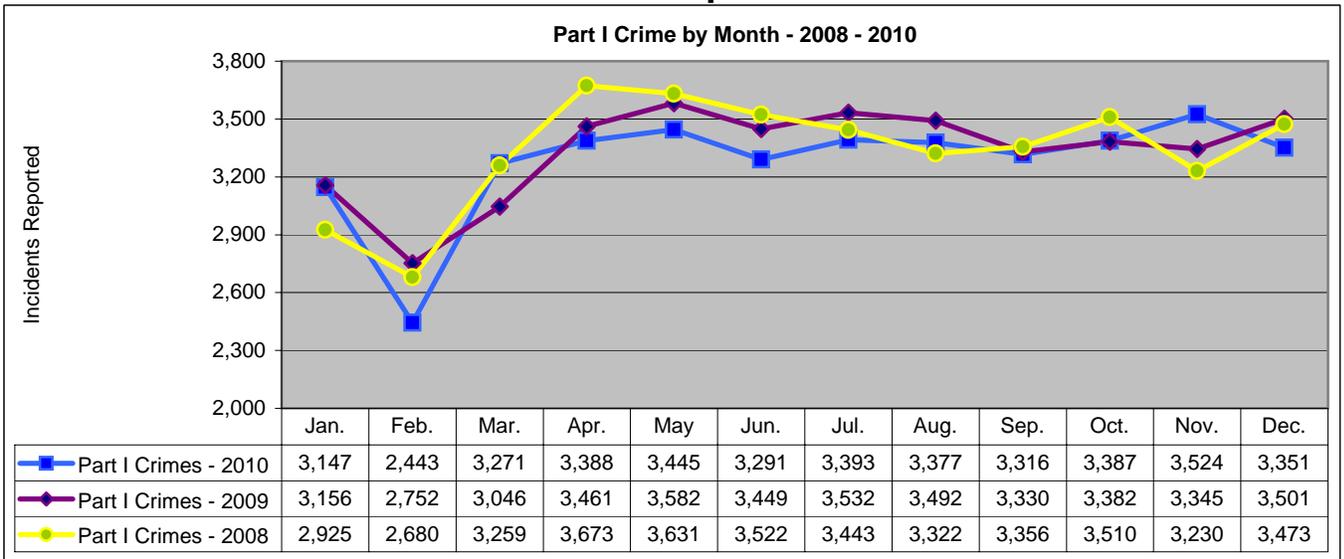
East Division (3800 Block Sue Circle) - Success Related to Capital Murder Arrest

Fort Worth Homicide Detectives investigated a double shooting that occurred in East Division in August 2010. Officers advised that this was a shooting involving two vehicles, in which two victims from one of the vehicles were shot and both passed away as a result of the injuries sustained in the shooting. A cell phone collected at the scene helped detectives identify the suspect; however, they were unable to locate the suspect at that time. In October, officers received information relating to the location of the suspect. Officers conducted surveillance on the location determined to be the residence of fellow gang members. While officers were watching the residence, a vehicle arrived and dropped off several individuals, including children and an individual believed to be the suspect carrying a rifle bag, entered the residence. East Zero Tolerance Officers surrounded and secured the location. The vehicle was stopped, and the driver confirmed that the suspect was dropped off at the location and that he was still at the residence. East ZT Officers announced to the occupants of the locations that they had the residence surrounded. Several individuals came out of the house and confirmed that the suspect was inside. Shortly thereafter, the suspect walked out and surrendered to East ZT officers. The suspect was arrested on a Capital Murder Warrant. Several other individuals that had been in the residence were arrested for various warrants and taken to the Homicide Unit to be interviewed by detectives. (Council District 5)

Crime by Month



3 Year Crime Comparison



**FORT WORTH POLICE DEPARTMENT
NATIONAL INCIDENT BASED REPORTING SYSTEM (NIBRS)
CRIME REPORT: October - December 2010**

NIBRS Code	Crime Description	REPORTING MONTH			CUMULATIVE COMPARISON January - December		
		4th QTR 2010 Reports	4th QTR 2009 Reports	% Change	2010	2009	% Change
09A	Murder	13	8	62.5%	63	47	34.0%
11A	Forcible Rape	89	86	3.5%	329	359	-8.4%
120	Robbery	331	404	-18.1%	1,333	1,441	-7.5%
13A	Aggravated Assault	580	537	8.0%	2,561	2,395	6.9%
220	Burglary	2,500	2,547	-1.8%	9,373	10,017	-6.4%
23*	All Larceny Theft	6,135	6,143	-0.1%	23,367	23,726	-1.5%
23A	<i>Pocket-Picking</i>	81	75	8.0%	336	273	23.1%
23B	<i>Purse-Snatching</i>	22	27	-18.5%	96	79	21.5%
23C	<i>Shoplifting</i>	1,249	1,334	-6.4%	4,690	5,084	-7.7%
23D	<i>Theft from Building</i>	62	47	31.9%	220	150	46.7%
23E	<i>Theft from Coin-Op Machine</i>	21	38	-44.7%	114	187	-39.0%
23F	<i>Theft from Motor Vehicle</i>	1,654	1,569	5.4%	6,164	6,278	-1.8%
23G	<i>Theft of Vehicle Parts/Accessories</i>	1,195	1,311	-8.8%	4,487	4,936	-9.1%
23H	<i>All Other Larceny Theft</i>	1,851	1,742	6.3%	7,260	6,739	7.7%
240	Auto Theft	616	485	27.0%	2,268	1,965	15.4%
	TOTAL PART I CRIME	10,264	10,210	0.5%	39,294	39,950	-1.6%
11B	Forcible Sodomy	23	16	43.8%	102	83	22.9%
26*	All Fraud Offenses	1,132	1,076	5.2%	4,566	4,403	3.7%
290	Vandalism of Property	2,378	2,579	-7.8%	9,897	11,387	-13.1%
520	Weapon Law Violations	132	119	10.9%	515	546	-5.7%
90J	Trespass of Real Property	256	206	24.3%	972	1,174	-17.2%
	TOTAL OTHERS	3,921	3,996	-1.9%	16,052	17,593	-8.8%
	TOTAL	14,185	14,206	-0.1%	55,346	57,543	-3.8%

Enforcement

35A	Drug/Narcotic Violations	882	950	-7.2%	3,587	4,046	-11.3%
40A	Prostitution	106	146	-27.4%	486	872	-44.3%
90D	Driving Under the Influence	351	544	-35.5%	1,714	2,137	-19.8%
	TOTAL	1,339	1,640	-18.4%	5,787	7,055	-18.0%

**National Incident Based Reporting System
Index Crime Rate
per 100,000 Population**

OFFENSE	2010 Rate	2009 Rate	RATE COMPARISON
Murder	8.56	6.53	31.1%
Rape	44.69	49.84	-10.3%
Robbery	181.06	200.07	-9.5%
Aggravated Assault	347.87	332.52	4.6%
Sub-Total Violent Crimes	582.18	588.96	-1.2%
Burglary	1,273.16	1,390.77	-8.5%
Larceny Theft	3,174.00	3,294.13	-3.6%
Auto Theft	308.07	272.82	12.9%
Sub-Total Property Crimes	4,755.23	4,957.72	-4.1%
TOTAL	5,337.41	5,546.69	-3.8%

2010 population estimate - 736,200 (NCTCOG), 4/23/2010

2009 population estimate - 720,250 (NCTCOG), 4/23/2009

Year 2010 Rate compared to Year 2009 Rate

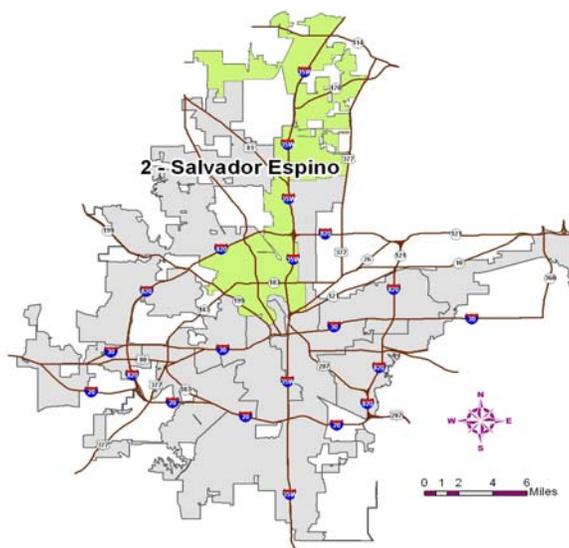
TABLE III
National Incident Based Reporting System
Crime Report by Council District
October - December 2010

NIBRS Code	Crime Description	Council District 2 Espino	Council District 3 Zimmerman	Council District 4 Scarth	Council District 5 Moss	Council District 6 Jordan	Council District 7 Burdette	Council District 8 Hicks	Council District 9 Burns	Unknown Location*	Citywide
09A	Murder	1	0	2	4	0	1	2	3	0	13
11A	Forcible Rape	16	8	6	13	5	7	23	11	0	89
120	Robbery	32	33	34	56	27	43	65	40	1	331
13A	Aggravated Assault	97	51	42	85	58	59	114	74	0	580
220	Burglary	304	274	292	401	315	299	393	219	3	2,500
23*	All Larceny Theft	964	881	729	592	669	874	691	732	3	6,135
23A	Pocket-Picking	7	13	6	14	7	11	14	8	1	81
23B	Purse-Snatching	2	2	4	2	1	4	5	2	0	22
23C	Shoplifting	131	261	235	93	175	149	62	143	0	1,249
23D	Theft from Building	8	4	6	12	4	9	8	11	0	62
23E	Theft from Coin-Operated Machine	3	2	1	4	2	2	1	6	0	21
23F	Theft from Motor Vehicle	270	260	180	119	158	268	183	216	0	1,654
23G	Theft of Vehicle Parts/Accessories	202	161	122	115	118	170	151	156	0	1,195
23H	All Other Larceny Theft	341	178	175	233	204	261	267	190	2	1,851
240	Auto Theft	102	53	61	105	52	72	89	81	1	616
	TOTAL PART I CRIME	1,516	1,300	1,166	1,256	1,126	1,355	1,377	1,160	8	10,264
11B	Forcible Sodomy	4	1	2	1	3	4	5	3	0	23
26*	All Fraud Offenses	138	165	143	143	170	148	108	113	4	1,132
290	Vandalism of Property	348	233	297	307	328	294	320	251	0	2,378
520	Weapon Law Violations	20	7	11	27	7	14	24	22	0	132
90J	Trespass of Real Property	29	16	21	23	13	21	102	31	0	256
	TOTAL OTHERS	539	422	474	501	521	481	559	420	4	3,921
	TOTAL	2,055	1,722	1,640	1,757	1,647	1,836	1,936	1,580	12	14,185

Enforcement											
35A	Drug/Narcotic Violations	125	53	86	143	60	68	217	124	6	882
40A	Prostitution	5	4	1	19	0	3	70	3	1	106
90D	Driving Under the Influence	59	38	27	21	21	40	57	85	3	351
	TOTAL	189	95	114	183	81	111	344	212	10	1,339

* "Unknown Locations" are reports in which an address was entered by an officer and is currently being verified; and therefore is not assigned to a specific Council District at the time of this report

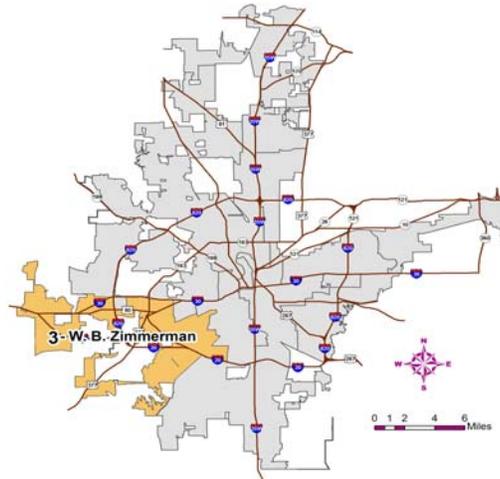
Council District 2 Salvador Espino



Council District 2		October - December			District Cumulative Jan - Dec		
Code	Crime Description	District	Citywide	% Total Crime	2010	2009	% Change
09A	Murder	1	13	7.7%	8	10	-20.0%
11A	Forcible Rape	16	89	18.0%	45	48	-6.3%
120	Robbery	32	331	9.7%	121	160	-24.4%
13A	Aggravated Assault	97	580	16.7%	421	392	7.4%
220	Burglary	304	2,500	12.2%	1,119	1,203	-7.0%
23*	All Larceny Theft	964	6,135	15.7%	3,480	3,574	-2.6%
23A	Pocket-Picking	7	81	8.6%	35	28	25.0%
23B	Purse-Snatching	2	22	9.1%	8	5	60.0%
23C	Shoplifting	131	1,249	10.5%	461	608	-24.2%
23D	Theft from Building	8	62	12.9%	34	30	13.3%
23E	Theft from Coin-Op Machine	3	21	14.3%	15	15	0.0%
23F	Theft from Motor Vehicle	270	1,654	16.3%	1,029	1,003	2.6%
23G	Theft of Vehicle Parts/Accessories	202	1,195	16.9%	791	862	-8.2%
23H	All Other Larceny Theft	341	1,851	18.4%	1,107	1,023	8.2%
240	Auto Theft	102	616	16.6%	350	302	15.9%
TOTAL PART I CRIME		1,516	10,264	14.8%	5,544	5,689	-2.5%
11B	Forcible Sodomy	4	23	17.4%	19	10	90.0%
26*	All Fraud Offenses	138	1,132	12.2%	568	551	3.1%
290	Vandalism of Property	348	2,378	14.6%	1,479	1,831	-19.2%
520	Weapon Law Violations	20	132	15.2%	89	108	-17.6%
90J	Trespass of Real Property	29	256	11.3%	90	98	-8.2%
TOTAL OTHERS		539	3,921	13.7%	2,245	2,598	-13.6%
TOTAL		2,055	14,185	14.5%	7,789	8,287	-6.0%

Enforcement							
Code	Crime Description	District	Citywide	% Total Crime	2010	2009	% Change
35A	Drug/Narcotic Violations	125	882	14.2%	566	665	-14.9%
40A	Prostitution	5	106	4.7%	26	37	-29.7%
90D	Driving Under the Influence	59	351	16.8%	305	482	-36.7%
TOTAL		189	1,339	14.1%	897	1,184	-24.2%

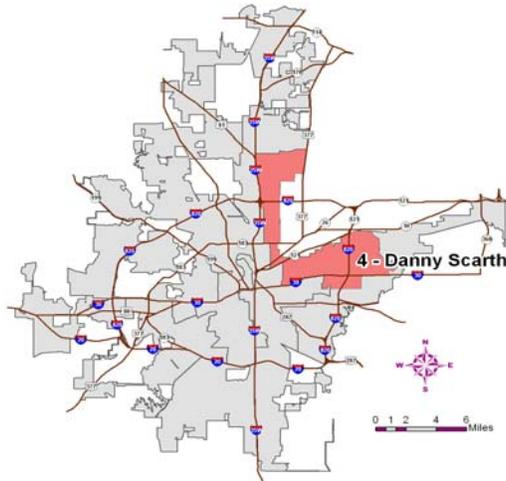
Council District 3 W. B. Zimmerman



Council District 3		October - December			District Cumulative Jan - Dec		
Code	Crime Description	District	Citywide	% Total Crime	2010	2009	% Change
09A	Murder	0	13	0.0%	4	2	100.0%
11A	Forcible Rape	8	89	9.0%	35	34	2.9%
120	Robbery	33	331	10.0%	132	142	-7.0%
13A	Aggravated Assault	51	580	8.8%	186	173	7.5%
220	Burglary	274	2,500	11.0%	923	1,037	-11.0%
23*	All Larceny Theft	881	6,135	14.4%	3,282	3,323	-1.2%
23A	Pocket-Picking	13	81	16.0%	47	27	74.1%
23B	Purse-Snatching	2	22	9.1%	12	9	33.3%
23C	Shoplifting	261	1,249	20.9%	944	959	-1.6%
23D	Theft from Building	4	62	6.5%	17	8	112.5%
23E	Theft from Coin-Op Machine	2	21	9.5%	12	32	-62.5%
23F	Theft from Motor Vehicle	260	1,654	15.7%	957	965	-0.8%
23G	Theft of Vehicle Parts/Accessories	161	1,195	13.5%	569	638	-10.8%
23H	All Other Larceny Theft	178	1,851	9.6%	724	685	5.7%
240	Auto Theft	53	616	8.6%	204	211	-3.3%
TOTAL PART I CRIME		1,300	10,264	12.7%	4,766	4,922	-3.2%
11B	Forcible Sodomy	1	23	4.3%	8	10	-20.0%
26*	All Fraud Offenses	165	1,132	14.6%	637	594	7.2%
290	Vandalism of Property	233	2,378	9.8%	928	1,026	-9.6%
520	Weapon Law Violations	7	132	5.3%	43	36	19.4%
90J	Trespass of Real Property	16	256	6.3%	52	59	-11.9%
TOTAL OTHERS		422	3,921	10.8%	1,668	1,725	-3.3%
TOTAL		1,722	14,185	12.1%	6,434	6,647	-3.2%

Enforcement							
Code	Crime Description	District	Citywide	% Total Crime	2010	2009	% Change
35A	Drug/Narcotic Violations	53	882	6.0%	275	310	-11.3%
40A	Prostitution	4	106	3.8%	21	41	-48.8%
90D	Driving Under the Influence	38	351	10.8%	162	227	-28.6%
TOTAL		95	1,339	7.1%	458	578	-20.8%

Council District 4 Danny Scarth



Council District 4		October - December			District Cumulative Jan - Dec		
Code	Crime Description	District	Citywide	% Total Crime	2010	2009	% Change
09A	Murder	2	13	15.4%	9	2	350.0%
11A	Forcible Rape	6	89	6.7%	43	47	-8.5%
120	Robbery	34	331	10.3%	142	145	-2.1%
13A	Aggravated Assault	42	580	7.2%	241	184	31.0%
220	Burglary	292	2,500	11.7%	1,177	1,326	-11.2%
23*	All Larceny Theft	729	6,135	11.9%	3,128	3,178	-1.6%
23A	Pocket-Picking	6	81	7.4%	34	32	6.3%
23B	Purse-Snatching	4	22	18.2%	17	13	30.8%
23C	Shoplifting	235	1,249	18.8%	892	881	1.2%
23D	Theft from Building	6	62	9.7%	17	11	54.5%
23E	Theft from Coin-Op Machine	1	21	4.8%	13	36	-63.9%
23F	Theft from Motor Vehicle	180	1,654	10.9%	738	821	-10.1%
23G	Theft of Vehicle Parts/Accessories	122	1,195	10.2%	581	612	-5.1%
23H	All Other Larceny Theft	175	1,851	9.5%	836	772	8.3%
240	Auto Theft	61	616	9.9%	245	228	7.5%
TOTAL PART I CRIME		1,166	10,264	11.4%	4,985	5,110	-2.4%
11B	Forcible Sodomy	2	23	8.7%	9	7	28.6%
26*	All Fraud Offenses	143	1,132	12.6%	560	559	0.2%
290	Vandalism of Property	297	2,378	12.5%	1,142	1,453	-21.4%
520	Weapon Law Violations	11	132	8.3%	55	35	57.1%
90J	Trespass of Real Property	21	256	8.2%	85	98	-13.3%
TOTAL OTHERS		474	3,921	12.1%	1,851	2,152	-14.0%
TOTAL		1,640	14,185	11.6%	6,836	7,262	-5.9%

Enforcement							
Code	Crime Description	District	Citywide	% Total Crime	2010	2009	% Change
35A	Drug/Narcotic Violations	86	882	9.8%	377	340	10.9%
40A	Prostitution	1	106	0.9%	10	21	-52.4%
90D	Driving Under the Influence	27	351	7.7%	130	149	-12.8%
TOTAL		114	1,339	8.5%	517	510	1.4%

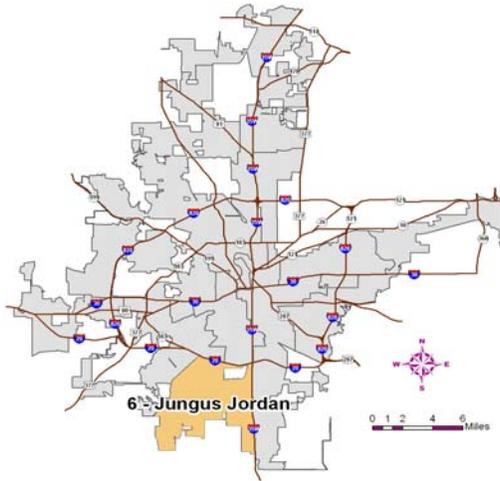
Council District 5 Frank Moss



Council District 5		October - December			District Cumulative Jan - Dec		
Code	Crime Description	District	Citywide	% Total Crime	2010	2009	% Change
09A	Murder	4	13	30.8%	19	9	111.1%
11A	Forcible Rape	13	89	14.6%	57	48	18.8%
120	Robbery	56	331	16.9%	234	254	-7.9%
13A	Aggravated Assault	85	580	14.7%	375	400	-6.3%
220	Burglary	401	2,500	16.0%	1,589	1,775	-10.5%
23*	All Larceny Theft	592	6,135	9.6%	2,287	2,253	1.5%
23A	Pocket-Picking	14	81	17.3%	43	38	13.2%
23B	Purse-Snatching	2	22	9.1%	17	7	142.9%
23C	Shoplifting	93	1,249	7.4%	315	346	-9.0%
23D	Theft from Building	12	62	19.4%	25	14	78.6%
23E	Theft from Coin-Op Machine	4	21	19.0%	10	20	-50.0%
23F	Theft from Motor Vehicle	119	1,654	7.2%	472	508	-7.1%
23G	Theft of Vehicle Parts/Accessories	115	1,195	9.6%	463	448	3.3%
23H	All Other Larceny Theft	233	1,851	12.6%	942	872	8.0%
240	Auto Theft	105	616	17.0%	326	279	16.8%
TOTAL PART I CRIME		1,256	10,264	12.2%	4,887	5,018	-2.6%
11B	Forcible Sodomy	1	23	4.3%	11	19	-42.1%
26*	All Fraud Offenses	143	1,132	12.6%	563	535	5.2%
290	Vandalism of Property	307	2,378	12.9%	1,255	1,475	-14.9%
520	Weapon Law Violations	27	132	20.5%	91	94	-3.2%
90J	Trespass of Real Property	23	256	9.0%	110	225	-51.1%
TOTAL OTHERS		501	3,921	12.8%	2,030	2,348	-13.5%
TOTAL		1,757	14,185	12.4%	6,917	7,366	-6.1%

Enforcement							
Code	Crime Description	District	Citywide	% Total Crime	2010	2009	% Change
35A	Drug/Narcotic Violations	143	882	16.2%	572	600	-4.7%
40A	Prostitution	19	106	17.9%	91	136	-33.1%
90D	Driving Under the Influence	21	351	6.0%	120	122	-1.6%
TOTAL		183	1,339	13.7%	783	858	-8.7%

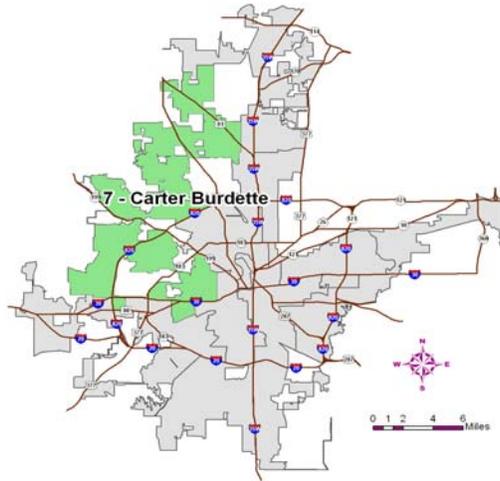
Council District 6 Jungus Jordan



Council District 6		October - December			District Cumulative Jan - Dec		
Code	Crime Description	District	Citywide	% Total Crime	2010	2009	% Change
09A	Murder	0	13	0.0%	2	6	-66.7%
11A	Forcible Rape	5	89	5.6%	24	40	-40.0%
120	Robbery	27	331	8.2%	120	135	-11.1%
13A	Aggravated Assault	58	580	10.0%	256	200	28.0%
220	Burglary	315	2,500	12.6%	1,127	1,184	-4.8%
23*	All Larceny Theft	669	6,135	10.9%	2,367	2,646	-10.5%
23A	Pocket-Picking	7	81	8.6%	25	17	47.1%
23B	Purse-Snatching	1	22	4.5%	8	4	100.0%
23C	Shoplifting	175	1,249	14.0%	618	711	-13.1%
23D	Theft from Building	4	62	6.5%	18	19	-5.3%
23E	Theft from Coin-Op Machine	2	21	9.5%	15	11	36.4%
23F	Theft from Motor Vehicle	158	1,654	9.6%	582	700	-16.9%
23G	Theft of Vehicle Parts/Accessories	118	1,195	9.9%	399	515	-22.5%
23H	All Other Larceny Theft	204	1,851	11.0%	702	669	4.9%
240	Auto Theft	52	616	8.4%	176	133	32.3%
TOTAL PART I CRIME		1,126	10,264	11.0%	4,072	4,344	-6.3%
11B	Forcible Sodomy	3	23	13.0%	13	3	333.3%
26*	All Fraud Offenses	170	1,132	15.0%	699	602	16.1%
290	Vandalism of Property	328	2,378	13.8%	1,299	1,329	-2.3%
520	Weapon Law Violations	7	132	5.3%	32	36	-11.1%
90J	Trespass of Real Property	13	256	5.1%	48	53	-9.4%
TOTAL OTHERS		521	3,921	13.3%	2,091	2,023	3.4%
TOTAL		1,647	14,185	11.6%	6,163	6,367	-3.2%

Enforcement							
Code	Crime Description	District	Citywide	% Total Crime	2010	2009	% Change
35A	Drug/Narcotic Violations	60	882	6.8%	217	233	-6.9%
40A	Prostitution	0	106	0.0%	1	4	-75.0%
90D	Driving Under the Influence	21	351	6.0%	104	95	9.5%
TOTAL		81	1,339	6.0%	322	332	-3.0%

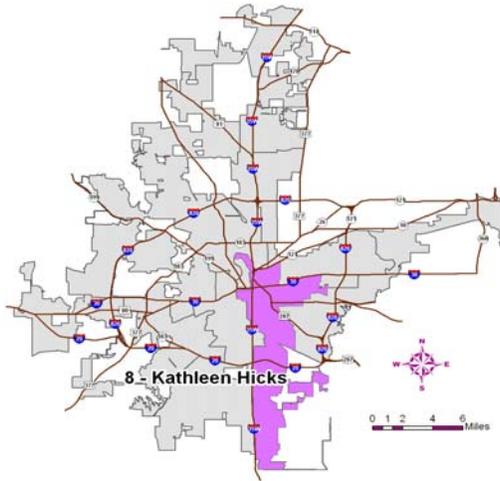
Council District 7 Carter Burdette



Council District 7		October - December			District Cumulative Jan - Dec		
Code	Crime Description	District	Citywide	% Total Crime	2010	2009	% Change
09A	Murder	1	13	7.7%	5	3	66.7%
11A	Forcible Rape	7	89	7.9%	27	45	-40.0%
120	Robbery	43	331	13.0%	152	124	22.6%
13A	Aggravated Assault	59	580	10.2%	281	196	43.4%
220	Burglary	299	2,500	12.0%	1,111	1,182	-6.0%
23*	All Larceny Theft	874	6,135	14.2%	3,262	3,332	-2.1%
23A	Pocket-Picking	11	81	13.6%	38	31	22.6%
23B	Purse-Snatching	4	22	18.2%	13	17	-23.5%
23C	Shoplifting	149	1,249	11.9%	626	717	-12.7%
23D	Theft from Building	9	62	14.5%	27	26	3.8%
23E	Theft from Coin-Op Machine	2	21	9.5%	13	31	-58.1%
23F	Theft from Motor Vehicle	268	1,654	16.2%	998	965	3.4%
23G	Theft of Vehicle Parts/Accessories	170	1,195	14.2%	592	652	-9.2%
23H	All Other Larceny Theft	261	1,851	14.1%	955	893	6.9%
240	Auto Theft	72	616	11.7%	259	244	6.1%
TOTAL PART I CRIME		1,355	10,264	13.2%	5,097	5,126	-0.6%
11B	Forcible Sodomy	4	23	17.4%	15	9	66.7%
26*	All Fraud Offenses	148	1,132	13.1%	614	570	7.7%
290	Vandalism of Property	294	2,378	12.4%	1,230	1,530	-19.6%
520	Weapon Law Violations	14	132	10.6%	45	46	-2.2%
90J	Trespass of Real Property	21	256	8.2%	68	101	-32.7%
TOTAL OTHERS		481	3,921	12.3%	1,972	2,256	-12.6%
TOTAL		1,836	14,185	12.9%	7,069	7,382	-4.2%

Enforcement							
Code	Crime Description	District	Citywide	% Total Crime	2010	2009	% Change
35A	Drug/Narcotic Violations	68	882	7.7%	313	348	-10.1%
40A	Prostitution	3	106	2.8%	13	20	-35.0%
90D	Driving Under the Influence	40	351	11.4%	182	218	-16.5%
TOTAL		111	1,339	8.3%	508	586	-13.3%

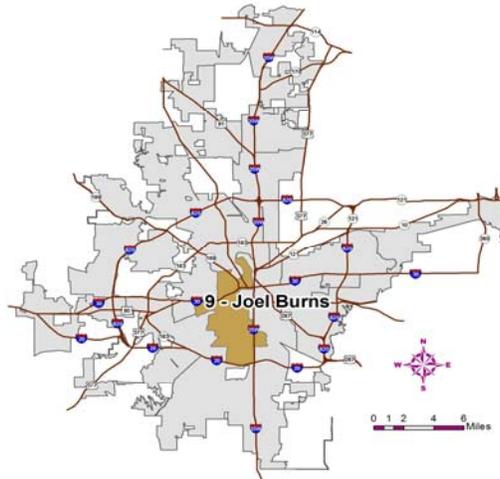
Council District 8 Kathleen Hicks



Council District 8		October - December			District Cumulative Jan - Dec		
Code	Crime Description	District	Citywide	% Total Crime	2010	2009	% Change
09A	Murder	2	13	15.4%	12	10	20.0%
11A	Forcible Rape	23	89	25.8%	62	73	-15.1%
120	Robbery	65	331	19.6%	275	280	-1.8%
13A	Aggravated Assault	114	580	19.7%	474	543	-12.7%
220	Burglary	393	2,500	15.7%	1,514	1,422	6.5%
23*	All Larceny Theft	691	6,135	11.3%	2,574	2,568	0.2%
23A	Pocket-Picking	14	81	17.3%	75	63	19.0%
23B	Purse-Snatching	5	22	22.7%	12	13	-7.7%
23C	Shoplifting	62	1,249	5.0%	264	306	-13.7%
23D	Theft from Building	8	62	12.9%	31	19	63.2%
23E	Theft from Coin-Op Machine	1	21	4.8%	9	15	-40.0%
23F	Theft from Motor Vehicle	183	1,654	11.1%	555	598	-7.2%
23G	Theft of Vehicle Parts/Accessories	151	1,195	12.6%	506	553	-8.5%
23H	All Other Larceny Theft	267	1,851	14.4%	1,122	1,001	12.1%
240	Auto Theft	89	616	14.4%	361	307	17.6%
TOTAL PART I CRIME		1,377	10,264	13.4%	5,272	5,203	1.3%
11B	Forcible Sodomy	5	23	21.7%	18	19	-5.3%
26*	All Fraud Offenses	108	1,132	9.5%	453	525	-13.7%
290	Vandalism of Property	320	2,378	13.5%	1,363	1,500	-9.1%
520	Weapon Law Violations	24	132	18.2%	94	115	-18.3%
90J	Trespass of Real Property	102	256	39.8%	367	350	4.9%
TOTAL OTHERS		559	3,921	14.3%	2,295	2,509	-8.5%
TOTAL		1,936	14,185	13.6%	7,567	7,712	-1.9%

Enforcement							
Code	Crime Description	District	Citywide	% Total Crime	2010	2009	% Change
35A	Drug/Narcotic Violations	217	882	24.6%	766	1,003	-23.6%
40A	Prostitution	70	106	66.0%	308	567	-45.7%
90D	Driving Under the Influence	57	351	16.2%	270	303	-10.9%
TOTAL		344	1,339	25.7%	1,344	1,873	-28.2%

Council District 9 Joel Burns



Council District 9		October - December			District Cumulative Jan - Dec		
Code	Crime Description	District	Citywide	% Total Crime	2010	2009	% Change
09A	Murder	3	13	23.1%	4	5	-20.0%
11A	Forcible Rape	11	89	12.4%	35	24	45.8%
120	Robbery	40	331	12.1%	154	201	-23.4%
13A	Aggravated Assault	74	580	12.8%	325	305	6.6%
220	Burglary	219	2,500	8.8%	807	878	-8.1%
23*	All Larceny Theft	732	6,135	11.9%	2,969	2,829	4.9%
23A	Pocket-Picking	8	81	9.9%	37	37	0.0%
23B	Purse-Snatching	2	22	9.1%	9	11	-18.2%
23C	Shoplifting	143	1,249	11.4%	569	555	2.5%
23D	Theft from Building	11	62	17.7%	50	23	117.4%
23E	Theft from Coin-Op Machine	6	21	28.6%	27	26	3.8%
23F	Theft from Motor Vehicle	216	1,654	13.1%	827	711	16.3%
23G	Theft of Vehicle Parts/Accessories	156	1,195	13.1%	583	654	-10.9%
23H	All Other Larceny Theft	190	1,851	10.3%	867	812	6.8%
240	Auto Theft	81	616	13.1%	343	260	31.9%
TOTAL PART I CRIME		1,160	10,264	11.3%	4,637	4,502	3.0%
11B	Forcible Sodomy	3	23	13.0%	8	6	33.3%
26*	All Fraud Offenses	113	1,132	10.0%	468	459	2.0%
290	Vandalism of Property	251	2,378	10.6%	1,198	1,238	-3.2%
520	Weapon Law Violations	22	132	16.7%	64	73	-12.3%
90J	Trespass of Real Property	31	256	12.1%	151	190	-20.5%
TOTAL OTHERS		420	3,921	10.7%	1,889	1,966	-3.9%
TOTAL		1,580	14,185	11.1%	6,526	6,468	0.9%

Enforcement							
Code	Crime Description	District	Citywide	% Total Crime	2010	2009	% Change
35A	Drug/Narcotic Violations	124	882	14.1%	475	506	-6.1%
40A	Prostitution	3	106	2.8%	15	45	-66.7%
90D	Driving Under the Influence	85	351	24.2%	435	529	-17.8%
TOTAL		212	1,339	15.8%	925	1,080	-14.4%

- **Crime Suppression Efforts**

Operation Peace Keeper

Operation Peace Keeper was a two-tiered intelligence-led, evidence-based strategy designed to reduce violent crime by removing guns from the street and prioritizing the capture of fugitives wanted for violent or gun-related crimes. This strategy can be attributed to efforts by the Indianapolis Police Department and the Kansas City Police Department to reduce firearm violence through directed police patrol. According to Jerry Ratcliffe’s *Intelligence-Led Policing*, “It is estimated that for every gun taken off of the street, at least two violent crimes are prevented.”

The Operation Peace Keeper strategy was implemented from November 15, 2010 through December 17, 2010 (a 33-day period). Focused patrol ran high intensity traffic enforcement within areas identified through data that indicated a high percentage of gun crime. Peace Keeper operatives averaged 2.62 stops per officer worksheet, compared to 1.49 stops of non-peace keeper units.

Warrant roundup: Fugitive operatives across the city coordinated efforts to collect violent offenders and criminals wanted for gun-related violations. The Fugitive Unit reported 105 violent offender arrests on 110 warrants, several of which were passed to ZT and Patrol teams by fugitive officers due to the Operation Peace Keeper designation. The warrants cleared included 7 murder warrants, 15 sex offense warrants, 20 robbery warrants and 56 assault warrants.

Weapons Seized: Operation Peace Keeper officers also seized a higher percentage of weapons due to the focused effort.

WEAPONS SEIZED (11/15 - 12/17)				
	Non-Peace Keeper		Peace Keeper	
	Weapons Seized	Worksheets	Weapons Seized	Worksheets
ZT	12	526	ZT & NPO Data Added To Assigned Division	
NPOs	3	1303		
North	5	1727	1	123
South	8	1540	3	127
East	14	1633	1	202
West	1	906	0	93
Central	15	1656	2	203
Gun Seized Rate	0.624%	58 of 9291 Total Worksheets	0.936%	7 of 748 Total Worksheets

**West Division operations ended on 11/24 due to Blue Christmas.*

Overall, Operation Peace Keeper contributed to the lowest number of Violent Crime incidents (from November 15th through December 17th) since 2006. In comparing the 33-day period of Operation Peace Keeper to the 33-day period preceding the operation, Fort Worth experienced a 5.33% reduction in Violent Crime.

- **Parade of Lights**

On Friday, November 26, 2010, the 28th Annual Chesapeake Energy Parade of Lights presented by Chase was held in downtown Fort Worth. During the event, a potential intoxicated driver was reported to officers from a parade attendee. The officer was able to locate the vehicle, and motioned for the driver to stop. The driver ignored the officer's command, and began to drive in the direction of the parade. Another officer motioned for the vehicle to stop, and again the driver ignored the command, so the officer was able to reach in the passenger window in an effort to put the vehicle in park. After the officer's struggle with the driver, the vehicle was stopped before reaching the parade. The driver was then arrested for driving under the influence.

- **Planning for Fort Worth Super Week**

The Fort Worth Police Department is in the final stages of its planning and gearing up for the Fort Worth Super Week. Fort Worth will host the National Football League's (NFL) AFC-champion team and many of its fans Jan. 26-Feb. 7. They will utilize the Texas Christian University stadium for practices, which will involve bus escorts and team escorts to and from the facility and hotel. The Taste of NFL event will be held at the Fort Worth Convention Center, and ESPN will broadcast from the downtown Sundance Square area. Other events are scheduled in the downtown area as well. Deputy Chief Kenneth Flynn and Captain Billy Cordell are the points of contact for the Fort Worth Police Department. For more information on events and traffic changes, go to www.fortworthgov.org.



- **American League Championship Series**

Ten uniformed officers had the honor of participating in the opening ceremony of the American League Championship Series, Texas Rangers play-off game on Friday, October 15, 2010 by holding the United States flag over the field during the National Anthem. The Department would like to thank the American League for inviting our Department to take part in the opening ceremony, as well as, the officers for representing Fort Worth with class.

- **Crime Prevention & Community Policing Outreach**

National Night Out

Each year, National Night Out brings citizens, law enforcement agencies, civic groups, businesses, neighborhood organizations and local officials together to strengthen neighborhood spirit and police-community partnerships. More than 15,000 communities throughout the United States, Canada and military bases worldwide participate in National Night Out to promote crime prevention techniques, generate support for and participating in crime suppression volunteer programs, and to send a message to criminals that neighborhoods are organized and fighting back. This year, communities throughout Texas celebrated National Night Out on October 5, 2010. More than 125 organized groups participated, with the number of participants in each group ranging from 10–500. Activities included crime prevention fairs, pot luck dinners, hot dogs/ice cream socials, neighborhood parades, and live music. All groups were encouraged to get to know their neighbors and their police officers, and to participate in Crime Watch and/or Citizens on Patrol.

Deaf and Hard of Hearing Crime Prevention Fair & Community Forum

The Deaf & Hard of Hearing Crime Fair & Community Forum with Chief Halstead was held on Saturday, November 13, 2010. Approximately 30 vendors and 60 participants attended. The forum was a collaborative effort between the Police Department and the Fire Department, in which the community was able to ask public safety questions. A needs assessment is also being conducted as a result of the input that was obtained at this meeting.

East Division Neighborhood Walk

On October 16, 2010, the East Division Neighborhood Patrol Officers and Captain Gene Jones led a large Neighborhood Service Walk in the Eastwood Area to make a statement to criminals in the area and to let citizens know that the Police Department cares about them and is actively engaged in addressing criminal activity in the area. A Mobile Command Center was deployed at the intersection of Emerson Street and South Edgewood Terrace. Fifteen Clergy Members, from the Clergy and Police Alliance and the Ministers Against Crime, ten Neighborhood Police Officers, Patrol Lieutenants, Lt. Weenig and Captain Gene Jones walked house to house speaking with residents about how to make their community safer by getting involved. As a result of the Walk, 49 residents joined Crime Watches and agreed to report criminal activity to their Neighborhood Police Officer. The Recovered Auto Parts Identification System (RAPIDS) was also deployed at the Command Center, which provided 37 residents with bar code labels to mark their valuable items. This program assists in quickly identifying stolen items with the owner's information and assists in making cases on thefts and burglaries. To obtain RAPIDS labels, contact your division's Crime Prevention Specialist or to learn more about the program visit www.fortworthpd.com/Safety.

Teen Academy Graduation

Teen Academy is a six week program for youth between the ages of 14-18 that gives teens interested in Law Enforcement an insight on the different jobs that a law enforcement officer can do within our police department, to let them know that officers are available to serve them--not only to fight crime but to educate and bring awareness of the law. The program also serves as a mentoring program to help teens choose a better path in life and offers law enforcement career information. On November 15, 2010, approximately twenty teens graduated from Teen Academy. Students enrolled in FWISD between 9th and 12th grade are eligible to participate upon selection through an application process. For more information about how to get involved in the Teen Academy Program, contact Officer Rebecca Colwell at 817-871-6512.

• Additional 4th Quarter Department Events & Accomplishments

- Employee Forum – October 13th
- ERP Implementation – October 18th
- International Association of Chiefs of Police (IACP) Conference – October 23-27th
- NASCAR Race – November 7th
- Exceptional Acts / Awards Ceremony – November 9th
- Civilian Recognition Awards – November 17th