



**SUMMARY OF MEETINGS AND ACTIVITIES
MONDAY, JULY 9, 2012, THROUGH FRIDAY, JULY 13, 2012**

MONDAY, JULY 9, 2012

	<u>TIME</u>	<u>LOCATION</u>
Fort Worth Commission for Women	11:30 a.m.	Fort Worth Business Assistance Center 1150 South Freeway
Historic and Cultural Landmarks Commission Work Session	12:30 p.m.	Pre-Council Chamber
Historic and Cultural Landmarks Commission Public Hearing	2:00 p.m.	Council Chamber
Art Commission	5:30 p.m.	Fort Worth Community Arts Center, 1300 Gendy Street

TUESDAY, JULY 10, 2012

Infrastructure and Transportation Committee	1:00 p.m.	Pre-Council Chamber
North Central Texas Council of Governments (NCTCOG) Regional Transportation Council	2:30 p.m.	NCTCOG 616 Six Flags Drive
Pre-Council Meeting	3:00 p.m.	Pre-Council Chamber
Called Special City Council Meeting	6:45 p.m.	Pre-Council Chamber
City Council Meeting	7:00 p.m.	Council Chamber

WEDNESDAY, JULY 11, 2012

Zoning Commission Work Session	9:00 a.m.	Pre-Council Chamber
Zoning Commission Public Hearing	10:00 a.m.	Council Chamber
Water and Wastewater Capital Improvements Plan Citizens Advisory Committee	11:45 a.m.	Hazel Harvey Peace Center for Neighborhoods 818 Missouri Avenue
Golf Advisory Committee	4:00 p.m.	Parks and Community Services 4200 South Freeway, Suite 2200 Conference Room 2

This summary is compiled from data furnished to the Office of the City Secretary by 12:00 p.m. on July 5, 2012, and may not include all meetings to be conducted during the week of July 9, 2012 through July 13, 2012. It is a summary listing only. See individual agendas which are posted in compliance with the Texas Open Meetings Act for detailed information.



**SUMMARY OF MEETINGS AND ACTIVITIES
MONDAY, JULY 9, 2012, THROUGH FRIDAY, JULY 13, 2012**

THURSDAY, JULY 12, 2012

Mayor's Committee on Persons with Disabilities	8:30 a.m.	Pre-Council Chamber
Construction and Fire Prevention Board of Appeals	2:00 p.m.	Development Conference Room, City Hall, 1000 Throckmorton St., Lower Level
Water and Wastewater Retail Rate Structure Advisory Committee	2:00 p.m.	Village Creek Wastewater Treatment Plant 4500 Wilma Lane, Arlington

FRIDAY, JULY 13, 2012

No Meetings

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INFRASTRUCTURE AND TRANSPORTATION COMMITTEE MEETING
TUESDAY, JULY 10, 2012
1:00 P.M.
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS

CALLED SPECIAL CITY COUNCIL MEETING
TUESDAY, JULY 10, 2012
6:45 P.M.
CITY COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS

PRE-COUNCIL MEETING
TUESDAY, JULY 10, 2012
3:00 P.M.
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS

1. Report of the City Manager - **Tom Higgins, City Manager**
 - a. Changes to the City Council Agenda
 - b. Upcoming and Recent Events
 - c. Organizational Updates and Employee Recognition(s)
 - d. Informal Reports
 - [IR 9497](#): Execution of Interfund Loan Agreement Between Transportation and Public Works and Aviation Departments for Improvements to North Riverside Drive Between Heritage Trace Parkway and North Tarrant Parkway
 - [IR 9498](#): Resolutions Notifying Employees' Retirement Fund of Proposed Benefit Changes
2. Current Agenda Items - **City Council Members**
 - a. Overview of Significant Zoning Cases - **Dana Burghdoff, Planning and Development**
3. Responses to Items Continued from a Previous Week
 - a. [ZC-12-042](#) - Taly's Properties, Inc., 3240 NW 33rd Street; from: "A-5" One-Family to: "PD/SU" Planned Development/Specific Use for arena, club house, and stables; site plan included. **(Recommended for Denial by the Zoning Commission) (Continued from June 5, 2012 by Council Member Espino)**
4. Presentation on Proposed Pension Changes - **Susan Alanis, City Manager's Office**
5. Briefing on Outdoor Events Ordinance - **Kirk Slaughter, Public Events**
6. Update on Performance Management of Capital Projects - **Douglas Wiersig,**

Transportation and Public Works

7. City Council Requests for Future Agenda Items and/or Reports
8. Executive Session - The City Council may conduct a closed meeting as authorized by Section 551.071 of the Texas Government Code to seek the advice of its attorneys on legal issues regarding any matter listed on today's City Council Agendas

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

ATTACHMENT
EXECUTIVE SESSION
(PRE-COUNCIL CHAMBER, CITY HALL)
Tuesday, July 10, 2012

Notice is hereby given that the City Council of the City of Fort Worth will hold a special meeting in the Pre-Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas, on Tuesday, July 10, 2012 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 Called Special meeting scheduled for 6:45 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, 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. *Keith A. Kidwill v. City of Fort Worth*, Cause Number 2012-003443-3; and

b. Legal issues concerning any item listed on today's City Council meeting agendas.

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

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

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

III. ADJOURN



**CALLED SPECIAL CITY COUNCIL – AGENDA
FOR THE MEETING AT 6:45 P.M. TUESDAY, JULY 10, 2012
CITY COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET
FORT WORTH, TEXAS 76102**

- I. Call to Order.
- II. Resolution Ratifying the June 28, 2012, Canvass of the Returns and Declaring the Result of the Runoff Election Held on June 23, 2012, for the Purpose of Electing a Council Member for City Council District 8 to Serve the Remainder of an Unexpired Term.
- III. Presentation of Certificate of Election.
- IV. 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 Agenda.
- V. Adjournment.

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

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A Resolution

NO. _____

RATIFYING THE JUNE 28, 2012, CANVASS OF THE RETURNS AND DECLARING THE RESULT OF THE RUN-OFF ELECTION HELD ON JUNE 23, 2012, FOR THE PURPOSE OF ELECTING A COUNCIL MEMBER FOR CITY COUNCIL DISTRICT 8 TO SERVE THE REMAINDER OF AN UNEXPIRED TERM.

WHEREAS, on January 24, 2012, the City Council of the City of Fort Worth adopted Ordinance No. 20055-01-2012, later amended by Ordinance No. 20156-04-2012, calling for and ordering a special election to be held on Saturday, May 12, 2012, at which all qualified voters of Council District 8 may vote for the purpose of electing a Council Member for City Council District 8 to serve the remainder of an unexpired term; and

WHEREAS, on May 12, 2012, a special election was held at which the qualified voters of Council District 8 had the opportunity to vote for the purpose of electing a Council Member for City Council District 8; and

WHEREAS, no candidate received a majority of the total number of votes received by all candidates for the office of City Council District 8; and

WHEREAS, on May 17, 2012, the City Council of the City of Fort Worth adopted Ordinance No. 20221-05-2012 calling for and ordering a run-off election to be held on Saturday, June 23, 2012, at which all qualified voters of Council District 8 may vote for the purpose of electing a Council Member for City Council District 8 to serve the remainder of an unexpired term; and

WHEREAS, on June 23, 2012, a run-off election was held at which the qualified voters of Council District 8 had the opportunity to vote for the purpose of electing a Council Member for City Council District 8; and

WHEREAS, on June 28, 2012, members of the City Council met to canvass the returns from the run-off election, as authorized by Section 67.004 of the Texas Election Code; and

WHEREAS, pursuant to Chapter 67 of the Texas Election Code, the City Council of the City of Fort Worth is required to canvass the returns and declare the official result of the election;

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

SECTION 1. That the declarations and findings contained in the preamble of this Resolution are hereby found to be true and correct and shall be made a part hereof.



SECTION 2. That the City Council hereby finds and declares that the run-off election was held on June 23, 2012, at which qualified voters of Council District 8 were given the opportunity to vote for the purpose of electing a Council Member for City Council District 8.

SECTION 3. That the City Council hereby ratifies the June 28, 2012, canvass of the June 23, 2012, run-off election returns and declares that the result of such run-off election is as follows:

Council Member for City Council – District 8

Ramon Romero, Jr.	1191
Kelly Allen Gray	1269

SECTION 4. That the City Council further finds and declares that such returns are correct, and adopts them as the returns of the run-off election held on June 23, 2012, together with the tabulation of the total number of votes received in each precinct. Attached hereto as Exhibit “A” and incorporated herein is the Official Cumulative Report for the City Council District 8 run-off election. Attached hereto as Exhibit “B” and incorporated herein is the Official Precinct Report for the City Council District 8 run-off election.

SECTION 5. That the City Council further finds that Kelly Allen Gray received a majority of the total number of votes received by all candidates for the office of Council Member for City Council District 8 and that Kelly Allen Gray is declared elected as Council Member for City Council District 8.

SECTION 6. That it is hereby officially found and determined that the meeting of the Fort Worth City Council at which this Resolution was adopted was open to the public, and that public notice of the time, place and purpose of said meeting was given, as required by Chapter 551 of the Texas Government Code.

SECTION 7. That this Resolution shall take effect upon adoption on this ____ day of July, 2012.

Betsy Price
Mayor

APPROVED AS TO FORM AND LEGALITY:

Sarah J. Fullenwider
City Attorney

ATTEST:

Mary J. Kayser
City Secretary



Cumulative Report — Official
Tarrant County — Joint Runoff and Special Elections — June 23, 2012

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Total Number of Voters : 7,923 of 128,590 = 6.16%

Number of District Voters: 2,463 of 30,291 = 8.13%

Precincts Reporting 34 of 34 = 100.00%

District Precincts Reporting 21 of 21 = 100.00%

Party	Candidate	Early	Election	Total
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Member of the City Council, District 8 (Unexpired Term) City of Fort Worth, Vote For 1

Ramon Romero Jr.	623	46.15%	568	51.17%	1,191	48.41%
Kelly Allen Gray	727	53.85%	542	48.83%	1,269	51.59%

Cast Votes:	1,350	99.78%	1,110	100.00%	2,460	99.88%
Over Votes:	0	0.00%	0	0.00%	0	0.00%
Under Votes:	3	0.22%	0	0.00%	3	0.12%

Precincts			Voters		
Counted	Total	Percent	Ballots	Registered	Percent
21	21	100.00%	2,463	30,291	8.13%

Precinct Report — Official
Tarrant County — Joint Runoff and Special Elections — June 23, 2012

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Total Number of Voters : 7,923 of 128,590 = 6.16%

Precincts Reporting 34 of 34 = 100.00%

Number of District Voters: 2,463 of 30,291 = 8.13%

District Precincts Reporting 21 of 21 = 100.00%

Party	Candidate	Early	Election	Total
Precinct 1005 (Ballots Cast: 57)				
Member of the City Council, District 8 (Unexpired Term) City of Fort Worth, Vote For 1				
	Ramon Romero Jr.	8 19.51%	6 37.50%	14 24.56%
	Kelly Allen Gray	33 80.49%	10 62.50%	43 75.44%
	Cast Votes:	41 100.00%	16 100.00%	57 100.00%
	Over Votes:	0 0.00%	0 0.00%	0 0.00%
	Under Votes:	0 0.00%	0 0.00%	0 0.00%

Precinct Report — Official
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Total Number of Voters : 7,923 of 128,590 = 6.16%

Precincts Reporting 34 of 34 = 100.00%

Number of District Voters: 2,463 of 30,291 = 8.13%

District Precincts Reporting 21 of 21 = 100.00%

Party	Candidate	Early	Election	Total
Precinct 1008 (Ballots Cast: 85)				
Member of the City Council, District 8 (Unexpired Term) City of Fort Worth, Vote For 1				
	Ramon Romero Jr.	2	4.17%	0 0.00%
	Kelly Allen Gray	46	95.83%	37 100.00%
	Cast Votes:	48	100.00%	85 100.00%
	Over Votes:	0	0.00%	0 0.00%
	Under Votes:	0	0.00%	0 0.00%

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Total Number of Voters : 7,923 of 128,590 = 6.16%

Precincts Reporting 34 of 34 = 100.00%

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District Precincts Reporting 21 of 21 = 100.00%

Party	Candidate	Early	Election	Total			
Precinct 1010 (Ballots Cast: 33)							
Member of the City Council, District 8 (Unexpired Term) City of Fort Worth, Vote For 1							
	Ramon Romero Jr.	7	28.00%	7	87.50%	14	42.42%
	Kelly Allen Gray	18	72.00%	1	12.50%	19	57.58%
	Cast Votes:	25	100.00%	8	100.00%	33	100.00%
	Over Votes:	0	0.00%	0	0.00%	0	0.00%
	Under Votes:	0	0.00%	0	0.00%	0	0.00%

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Party	Candidate	Early	Election	Total	
Precinct 1019 (Ballots Cast: 88)					
Member of the City Council, District 8 (Unexpired Term) City of Fort Worth, Vote For 1					
	Ramon Romero Jr.	15	39.47%	10 20.00%	25 28.41%
	Kelly Allen Gray	23	60.53%	40 80.00%	63 71.59%
	Cast Votes:	38	100.00%	50 100.00%	88 100.00%
	Over Votes:	0	0.00%	0 0.00%	0 0.00%
	Under Votes:	0	0.00%	0 0.00%	0 0.00%

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Party	Candidate	Early	Election	Total			
Precinct 1024 (Ballots Cast: 136)							
Member of the City Council, District 8 (Unexpired Term) City of Fort Worth, Vote For 1							
	Ramon Romero Jr.	45	80.36%	77	96.25%	122	89.71%
	Kelly Allen Gray	11	19.64%	3	3.75%	14	10.29%
	Cast Votes:	56	100.00%	80	100.00%	136	100.00%
	Over Votes:	0	0.00%	0	0.00%	0	0.00%
	Under Votes:	0	0.00%	0	0.00%	0	0.00%

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Party	Candidate	Early	Election	Total
Precinct 1056 (Ballots Cast: 5)				
Member of the City Council, District 8 (Unexpired Term) City of Fort Worth, Vote For 1				
	Ramon Romero Jr.	0	0.00%	3 60.00%
	Kelly Allen Gray	0	0.00%	2 40.00%
	Cast Votes:	0	0.00%	5 100.00%
	Over Votes:	0	0.00%	0 0.00%
	Under Votes:	0	0.00%	0 0.00%

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Party	Candidate	Early	Election	Total
Precinct 1059 (Ballots Cast: 52)				
Member of the City Council, District 8 (Unexpired Term) City of Fort Worth, Vote For 1				
	Ramon Romero Jr.	3	2	5
		8.33%	13.33%	9.80%
	Kelly Allen Gray	33	13	46
		91.67%	86.67%	90.20%
	Cast Votes:	36	15	51
		97.30%	100.00%	98.08%
	Over Votes:	0	0	0
		0.00%	0.00%	0.00%
	Under Votes:	1	0	1
		2.70%	0.00%	1.92%

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Party	Candidate	Early	Election	Total			
Precinct 1061 (Ballots Cast: 30)							
Member of the City Council, District 8 (Unexpired Term) City of Fort Worth, Vote For 1							
	Ramon Romero Jr.	1	7.69%	2	11.76%	3	10.00%
	Kelly Allen Gray	12	92.31%	15	88.24%	27	90.00%
	Cast Votes:	13	100.00%	17	100.00%	30	100.00%
	Over Votes:	0	0.00%	0	0.00%	0	0.00%
	Under Votes:	0	0.00%	0	0.00%	0	0.00%

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Party	Candidate	Early	Election	Total
Precinct 1066 (Ballots Cast: 238)				
Member of the City Council, District 8 (Unexpired Term) City of Fort Worth, Vote For 1				
	Ramon Romero Jr.	103	94.50%	113 87.60%
	Kelly Allen Gray	6	5.50%	16 12.40%
	Cast Votes:	109	100.00%	129 100.00%
	Over Votes:	0	0.00%	0 0.00%
	Under Votes:	0	0.00%	0 0.00%

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Party	Candidate	Early	Election	Total			
Precinct 1075 (Ballots Cast: 181)							
Member of the City Council, District 8 (Unexpired Term) City of Fort Worth, Vote For 1							
	Ramon Romero Jr.	74	86.05%	83	87.37%	157	86.74%
	Kelly Allen Gray	12	13.95%	12	12.63%	24	13.26%
	Cast Votes:	86	100.00%	95	100.00%	181	100.00%
	Over Votes:	0	0.00%	0	0.00%	0	0.00%
	Under Votes:	0	0.00%	0	0.00%	0	0.00%

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Party	Candidate	Early	Election	Total
Precinct 1078 (Ballots Cast: 70)				
Member of the City Council, District 8 (Unexpired Term) City of Fort Worth, Vote For 1				
	Ramon Romero Jr.	1	2.38%	5 18.52%
	Kelly Allen Gray	41	97.62%	63 91.30%
	Cast Votes:	42	97.67%	27 100.00%
	Over Votes:	0	0.00%	0 0.00%
	Under Votes:	1	2.33%	1 1.43%

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Party	Candidate	Early	Election	Total			
Precinct 1079 (Ballots Cast: 78)							
Member of the City Council, District 8 (Unexpired Term) City of Fort Worth, Vote For 1							
	Ramon Romero Jr.	10	18.52%	3	12.50%	13	16.67%
	Kelly Allen Gray	44	81.48%	21	87.50%	65	83.33%
	Cast Votes:	54	100.00%	24	100.00%	78	100.00%
	Over Votes:	0	0.00%	0	0.00%	0	0.00%
	Under Votes:	0	0.00%	0	0.00%	0	0.00%

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Party	Candidate	Early	Election	Total			
Precinct 1080 (Ballots Cast: 54)							
Member of the City Council, District 8 (Unexpired Term) City of Fort Worth, Vote For 1							
	Ramon Romero Jr.	13	40.63%	14	63.64%	27	50.00%
	Keily Allen Gray	19	59.38%	8	36.36%	27	50.00%
	Cast Votes:	32	100.00%	22	100.00%	54	100.00%
	Over Votes:	0	0.00%	0	0.00%	0	0.00%
	Under Votes:	0	0.00%	0	0.00%	0	0.00%

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District Precincts Reporting 21 of 21 = 100.00%

Party	Candidate	Early	Election	Total
Precinct 1083 (Ballots Cast: 23)				
Member of the City Council, District 8 (Unexpired Term) City of Fort Worth, Vote For 1				
	Ramon Romero Jr.	6 75.00%	9 60.00%	15 65.22%
	Kelly Allen Gray	2 25.00%	6 40.00%	8 34.78%
	Cast Votes:	8 100.00%	15 100.00%	23 100.00%
	Over Votes:	0 0.00%	0 0.00%	0 0.00%
	Under Votes:	0 0.00%	0 0.00%	0 0.00%

Precinct Report — Official
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Total Number of Voters : 7,923 of 128,590 = 6.16%

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District Precincts Reporting 21 of 21 = 100.00%

Party	Candidate	Early	Election	Total	
Precinct 1088 (Ballots Cast: 101)					
Member of the City Council, District 8 (Unexpired Term) City of Fort Worth, Vote For 1					
	Ramon Romero Jr.	37	84.09%	52 91.23%	89 88.12%
	Kelly Allen Gray	7	15.91%	5 8.77%	12 11.88%
	Cast Votes:	44	100.00%	57 100.00%	101 100.00%
	Over Votes:	0	0.00%	0 0.00%	0 0.00%
	Under Votes:	0	0.00%	0 0.00%	0 0.00%

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Party	Candidate	Early	Election	Total			
Precinct 1089 (Ballots Cast: 166)							
Member of the City Council, District 8 (Unexplred Term) City of Fort Worth, Vote For 1							
	Ramon Romero Jr.	5	4.31%	2	4.00%	7	4.22%
	Kelly Allen Gray	111	95.69%	48	96.00%	159	95.78%
	Cast Votes:	116	100.00%	50	100.00%	166	100.00%
	Over Votes:	0	0.00%	0	0.00%	0	0.00%
	Under Votes:	0	0.00%	0	0.00%	0	0.00%

Precinct Report — Official
Tarrant County — Joint Runoff and Special Elections — June 23, 2012

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Total Number of Voters : 7,923 of 128,590 = 6.16%

Precincts Reporting 34 of 34 = 100.00%

Number of District Voters: 2,463 of 30,291 = 8.13%

District Precincts Reporting 21 of 21 = 100.00%

Party	Candidate	Early	Election	Total
Precinct 1090 (Ballots Cast: 105)				
Member of the City Council, District 8 (Unexpired Term) City of Fort Worth, Vote For 1				
	Ramon Romero Jr.	6	2	8
		8.00%	6.90%	7.69%
	Kelly Allen Gray	69	27	96
		92.00%	93.10%	92.31%
	Cast Votes:	75	29	104
		98.68%	100.00%	99.05%
	Over Votes:	0	0	0
		0.00%	0.00%	0.00%
	Under Votes:	1	0	1
		1.32%	0.00%	0.95%

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Tarrant County — Joint Runoff and Special Elections — June 23, 2012

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Total Number of Voters : 7,923 of 128,590 = 6.16%

Precincts Reporting 34 of 34 = 100.00%

Number of District Voters: 2,463 of 30,291 = 8.13%

District Precincts Reporting 21 of 21 = 100.00%

Party	Candidate	Early	Election	Total
Precinct 1104 (Ballots Cast: 270)				
Member of the City Council, District 8 (Unexpired Term) City of Fort Worth, Vote For 1				
	Ramon Romero Jr.	26	23	49
		16.99%	19.66%	18.15%
	Kelly Allen Gray	127	94	221
		83.01%	80.34%	81.85%
	Cast Votes:	153	117	270
		100.00%	100.00%	100.00%
	Over Votes:	0	0	0
		0.00%	0.00%	0.00%
	Under Votes:	0	0	0
		0.00%	0.00%	0.00%

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Tarrant County — Joint Runoff and Special Elections — June 23, 2012

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Total Number of Voters : 7,923 of 128,590 = 6.16%

Precincts Reporting 34 of 34 = 100.00%

Number of District Voters: 2,463 of 30,291 = 8.13%

District Precincts Reporting 21 of 21 = 100.00%

Party	Candidate	Early	Election	Total			
Precinct 1154 (Ballots Cast: 72)							
Member of the City Council, District 8 (Unexpired Term) City of Fort Worth, Vote For 1							
	Ramon Romero Jr.	26	65.00%	11	34.38%	37	51.39%
	Kelly Allen Gray	14	35.00%	21	65.63%	35	48.61%
	Cast Votes:	40	100.00%	32	100.00%	72	100.00%
	Over Votes:	0	0.00%	0	0.00%	0	0.00%
	Under Votes:	0	0.00%	0	0.00%	0	0.00%

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Total Number of Voters : 7,923 of 128,590 = 6.16%

Precincts Reporting 34 of 34 = 100.00%

Number of District Voters: 2,463 of 30,291 = 8.13%

District Precincts Reporting 21 of 21 = 100.00%

Party	Candidate	Early	Election	Total	
Precinct 1170 (Ballots Cast: 403)					
Member of the City Council, District 8 (Unexpired Term) City of Fort Worth, Vote For 1					
	Ramon Romero Jr.	227	93.42%	140 87.50%	367 91.07%
	Kelly Allen Gray	16	6.58%	20 12.50%	36 8.93%
	Cast Votes:	243	100.00%	160 100.00%	403 100.00%
	Over Votes:	0	0.00%	0 0.00%	0 0.00%
	Under Votes:	0	0.00%	0 0.00%	0 0.00%

Precinct Report — Official
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Total Number of Voters : 7,923 of 128,590 = 6.16%

Precincts Reporting 34 of 34 = 100.00%

Number of District Voters: 2,463 of 30,291 = 8.13%

District Precincts Reporting 21 of 21 = 100.00%

Party	Candidate	Early	Election	Total
Precinct 1291 (Ballots Cast: 216)				
Member of the City Council, District 8 (Unexpired Term) City of Fort Worth, Vote For 1				
	Ramon Romero Jr.	8	4	12
		8.79%	3.20%	5.56%
	Kelly Allen Gray	83	121	204
		91.21%	96.80%	94.44%
	Cast Votes:	91	125	216
		100.00%	100.00%	100.00%
	Over Votes:	0	0	0
		0.00%	0.00%	0.00%
	Under Votes:	0	0	0
		0.00%	0.00%	0.00%

**CITY COUNCIL AGENDA
FOR THE MEETING AT 7:00 P.M. TUESDAY, JULY 10, 2012
CITY COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

- I. CALL TO ORDER**
- II. INVOCATION** - Bishop Kenneth Spears, First St. John Baptist Church
- III. PLEDGE OF ALLEGIANCE**
- IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF JUNE 12, 2012 AND MINUTES OF CALLED-SPECIAL MEETING OF JUNE 28, 2012**
- V. OUTGOING REMARKS OF COUNCIL MEMBER KATHLEEN HICKS**
- VI. PRESENTATION FROM THE CITY COUNCIL AND OTHERS TO COUNCIL MEMBER KATHLEEN HICKS**
- VII. ADMINISTRATION OF OATH OF OFFICE TO COUNCIL MEMBER ELECT KELLY ALLEN GRAY**
- VIII. REMARKS AND INTRODUCTIONS BY COUNCIL MEMBER KELLY ALLEN GRAY**
- IX. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA**
- X. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF**
- XI. CONSENT AGENDA**
 1. Items on the Consent Agenda require little or no deliberation by the City Council. Approval of the Consent Agenda authorizes the City Manager, or his designee, to implement each item in accordance with staff recommendations.
 - A. General - Consent Items**
 1. [M&C G-17620](#) - 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 (ALL COUNCIL DISTRICTS)
 2. [M&C G-17621](#) - Approve Findings of the Ground Transportation Coordinator Regarding Application of American Fernando Transportation to Operate Two Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
 3. [M&C G-17622](#) - Approve Findings of the Ground Transportation Coordinator Regarding Application of Town Square Limo Service to Operate One Limousine Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
 - B. Purchase of Equipment, Materials, and Services - Consent Items**
 1. [M&C P-11394](#) - Authorize Purchase Agreement with Midwest Veterinary Supply, Inc., for Veterinary Supplies and Pharmaceuticals for the Code Compliance Department, Animal Control Division in the Amount of \$337,000.00 (ALL COUNCIL

DISTRICTS)

2. [M&C P-11395](#) - Authorize Amendment to Existing Purchase Agreement with Republic Waste Services of Texas, LTD d/b/a Allied Waste Services, for Regular Garbage Services and Waste Disposal Services for the City of Fort Worth Facilities in the Amount of \$80,000.00 for a Revised Total Agreement in the Amount of \$1,230,000.00 (ALL COUNCIL DISTRICTS)

C. Land - Consent Items

1. [M&C L-15386](#) - Authorize Direct Sale of Two Tax-Foreclosed Properties Located at 3600 and 3602 Horne Street in Accordance with Section 34.05 of the Texas Tax Code to Opening Doors for Women in Need in the Amount of \$31,545.90 (COUNCIL DISTRICT 7)
2. [M&C L-15387](#) - Authorize Sale of Twenty-Eight 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 in the Amount of \$206,303.34 (COUNCIL DISTRICTS 2, 3, 5, 7 and 8)
3. [M&C L-15388](#) - Authorize Acquisition of an Easement Interest in 1.404 Acres of Land for a Permanent Drainage Easement for the Upper Sierra Vista Drainage Project Located at 1225 East Berry Street from Lupe and Luz Vazquez in the Amount of \$93,760.00 and Pay Estimated Closing Costs Up to \$5,000.00 for a Total Amount of \$98,760.00 (COUNCIL DISTRICT 8)
4. [M&C L-15389](#) - Authorize Acquisition of a Fee Simple Interest in 0.302 Acres of Land for Right-of-Way and Easement Interests in a Total of 0.675 Acres of Land for a Permanent Drainage Easement and a Temporary Construction Easement for the Randol Mill Drainage Culvert Improvements Located at 7400 Randol Mill Road from Owen K. and Priscilla R. Collins in the Amount of \$17,060.00 and Pay Estimated Closing Costs Up to \$1,500.00 for a Total Amount of \$18,560.00 (COUNCIL DISTRICT 4)
5. [M&C L-15390](#) - Authorize Acquisition of Fee Simple Interest in 3.835 Acres of Land for Right-of-Way for the Summer Creek Drive Improvements Project Located Along Old Granbury Road and McPherson Boulevard from SLF IV/Legacy Capital, L.P., Grant Transportation Impact Fee Credit to the Developer in an Amount Not to Exceed \$172,072.00 and Pay Estimated Closing Costs Up to \$3,000.00 (COUNCIL DISTRICT 6)
6. [M&C L-15391](#) - Authorize Conveyance of a Fee-Simple Interest in Approximately 4.47 Acres of Land Located South of the Burlington Northern Santa Fe Railroad and West of Armetco Drive, Denton County, Texas to Adjoining Land Owners Kenneth W. Kirk and Winifred A. Kirk in Exchange for the Release of Access Easements Across Property Owned by Burlington Northern Santa Fe Railroad and Authorize Payment in the Amount of \$150,000.00 for

Construction Costs for the Replacement Private Access Road (COUNCIL DISTRICT 2)

D. Planning & Zoning - Consent Items - None

E. Award of Contract - Consent Items

1. [M&C C-25671](#) - Authorize an Increase of \$65,000.00 to the Maximum Amount to Be Paid to Lowell Denton of Denton, Navarro, Rocha and Bernal, P.C., to Assist the City as a Consultant to the City Manager in Public Safety Labor Negotiation Issues and Adopt Supplemental Appropriation Ordinance Increasing Appropriations in the General Fund in the Amount of \$65,000.00 and Decreasing the Unassigned General Fund Balance by the Same Amount (ALL COUNCIL DISTRICTS)
2. [M&C C-25672](#) - Authorize Execution of a License Agreement with American Tower Asset Sub, LLC, in the Amount of \$42,000.00 Annually for the Lease of Space at the Roanoke Radio Tower Site (COUNCIL DISTRICT 2)
3. [M&C C-25673](#) - Authorize Execution of a Design Procurement Agreement with Hillwood Alliance Services, LLC, in the Amount Not to Exceed \$280,000.00 for the Engineering Design of North Riverside Drive from Dalton Road to North Tarrant Parkway and Adopt Appropriation Ordinances (COUNCIL DISTRICT 2)
4. [M&C C-25674](#) - Authorize Execution of an Agreement with the Tarrant County Tax Assessor-Collector for Ad Valorem Tax Assessment and Collection Services for Fiscal Year 2013 for Approximately \$301,590.00 (ALL COUNCIL DISTRICTS)
5. [M&C C-25675](#) - Authorize Substantial Amendment to the City's 2009-2010 Action Plan, Authorize Change in Use and Expenditure in the Amount Up to \$50,000.00 in Homelessness Prevention and Rapid Rehousing Funds, and Authorize Addition of \$50,000.00 to the Contractor Agreement with the Fort Worth Housing Authority for Homelessness Prevention and Rapid Rehousing Services for a Contract Amount Up to \$150,000.00 (ALL COUNCIL DISTRICTS)
6. [M&C C-25676](#) - Authorize Expenditure in the Amount of an Additional \$174,000.00 of Community Housing Development Organization HOME Investment Partnerships Program Grant Funds to Tarrant County Housing Partnership, Inc., for the Development of an Additional Single Family Home in the Hillside-Morningside Neighborhood for a Total Amount of \$1,289,000.00 and Authorize Execution of a Conditional Commitment and Contract (COUNCIL DISTRICT 8)
7. [M&C C-25677](#) - Authorize Expenditure in the Amount of \$100,000.00 of Urban Development Action Grant Program Income as a Forgivable Loan to Catholic Charities Fort Worth for the Construction of a Dental Clinic to Serve Low and Moderate Income Residents and Adopt Appropriation Ordinance (COUNCIL DISTRICT 9)

8. [M&C C-25678](#) - Authorize Execution of Change Order No. 2 to City Secretary Contract No. 41763 with McClendon Construction Company, Inc., in the Amount of \$45,005.85 for Pavement Reconstruction and Water and Sanitary Sewer Main Replacements on Arnold Court, Blevins Street, Clarence Street East and Clarence Street West for a Total Contract Cost of \$849,140.01 and Adopt Appropriation Ordinances (COUNCIL DISTRICT 4)
9. [M&C C-25679](#) - Authorize Execution of Change Order No. 1 to City Secretary Contract No. 45240 with Stabile & Winn, Inc., in the Amount of \$146,266.00 for Pavement Reconstruction and Water and Sanitary Sewer Main Replacements on Portions of Bird Street, Bonnie Brae Avenue, Clary Avenue, Concord Avenue and Dalford Street for a Total Contract Cost of \$2,084,775.25 and Adopt Appropriation Ordinances (COUNCIL DISTRICT 4)
10. [M&C C-25680](#) - Authorize Execution of a Contract with Stabile & Winn, Inc., in the Amount of \$513,362.39 for Pavement Reconstruction and Water and Sanitary Sewer Main Replacement on Portions of Waits Avenue, Wosley Drive and Rutland Avenue Utilizing \$432,055.00 from the 2008 Capital Improvement Program Funds and \$191,400.00 from the Water and Sewer Capital Projects Fund to Provide for Construction Contract Costs, Contingencies and Construction Services for a Project Total in the Amount of \$623,455.00 and Adopt Appropriation Ordinances (COUNCIL DISTRICT 6)
11. [M&C C-25681](#) - Authorize Execution of a Contract with Humphrey & Morton Construction Company, Inc., in the Amount of \$486,416.40 for the Raider Channel Improvements (COUNCIL DISTRICT 5)
12. [M&C C-25682](#) - Revise Mayor and Council Communication C-25462 to Authorize an Additional Payment in the Amount of \$247,971.50 to the Texas Department of Transportation Under City Secretary Contract No. 37265 from the Amount of \$381,515.21 to the Amount of \$247,971.50 for a Local Project Advance Funding Agreement for Additional Costs Associated with the Construction and Inspection of the Lebow Channel Roadway Crossing Project for a Total City Participation in the Amount of \$1,414,709.47 (COUNCIL DISTRICT 2)
13. [M&C C-25683](#) - Authorize Engineering Agreement with Freese and Nichols, Inc., in the Amount of \$389,184.00 for the Design of the Brennan Avenue Drainage Improvements Project (COUNCIL DISTRICT 2)
14. [M&C C-25684](#) - Authorize Execution of Change Order Nos. 13 through 21 by the Texas Department of Transportation Resulting in an Increased Contract Cost of \$197,307.05 for the Ongoing Construction of Golden Triangle Boulevard from IH-35W to US 377 for a Total in the Amount of \$18,922,079.51 (COUNCIL DISTRICT 2)
15. [M&C C-25685](#) - Authorize Execution of a Contract with JLB Contracting, LLC, in the Amount of \$771,712.70 for Hot Mix Asphaltic

Concrete Surface Overlay 2012-7 at Various Locations
(COUNCIL DISTRICTS 5 and 8)

16. [M&C C-25686](#) - Authorize Execution of a Contract with Advanced Paving Acquisition, Ltd., in the Amount of \$632,350.20 for Hot Mix Asphaltic Concrete Surface Overlay 2012-8 at Various Locations (COUNCIL DISTRICT 9)
17. [M&C C-25687](#) - Authorize Execution of an Interlocal Agreement with the City of Keller to Install a Sanitary Sewer Line on Katy Road at No Cost to the City of Fort Worth (COUNCIL DISTRICT 2)
18. [M&C C-25688](#) - Authorize Execution of a Work Order with Job Order Contractor, Yeargan Construction Company, LLC – The Mark IV Construction Group, LLC, in the Amount of \$50,348.28 to Provide a Female Restroom Facility in Fire Station No. 6 and Authorize Execution of Amendment No. 1 to the Job Order Contract with Yeargan Construction Company, LLC – The Mark IV Construction Group, LLC, to Increase the Maximum Annual Contract Amount of City Secretary Contract No. 35558-R4 by \$400,000.00 for a Total Amount of \$1,400,000.00 (COUNCIL DISTRICT 9)
19. [M&C C-25689](#) - Authorize Execution of Change Order No. 1 to City Secretary Contract No. 43041, a Construction Agreement with JLB Contracting, LLC, Resulting in a Decrease in the Contract Amount of \$99,835.10 for the Construction of North Beach Street from Keller-Hicks Road to Timberland Boulevard, Thereby Revising the Total Contract Amount from \$7,028,141.20 to \$6,928,306.10 (COUNCIL DISTRICT 2)
20. [M&C C-25690](#) - Authorize Rejection of Bids for College Avenue Sub-Drain from Page Street to West Capps Street (COUNCIL DISTRICT 9)
21. [M&C C-25691](#) - Authorize Execution of a Stormwater Facility Maintenance Agreement with Montserrat Properties, LLC, for Property Located in the J. F. Elliott Survey, Abstract 493, Tract CR-3 (COUNCIL DISTRICT 3)
22. [M&C C-25692](#) - Authorize Execution of a Stormwater Facility Maintenance Agreement with D.R. Horton-Texas, Ltd., for Property Located Near the Southwest Quadrant of the Golden Triangle Boulevard/I-35 Interchange in the William McCowan Survey, Abstract 999 (COUNCIL DISTRICT 2)
23. [M&C C-25693](#) - Authorize Execution of a Contract with Conatser Construction TX, LP, in the Amount of \$766,736.95 for Pavement, Sidewalks, Street Lights and Drainage Improvements for Summer Creek Drive from Summer Park Drive to Risinger Road and Authorize Execution of Amendment No. 3 to an Engineering Agreement with Dunaway Associates, Inc., City Secretary Contract No. 39970, in the Amount of \$28,040.00 for the Provision of Construction Administration Services for this Project (COUNCIL DISTRICT 6)
24. [M&C C-25694](#) - Adopt Resolution Authorizing Execution of an Agreement

- with the Texas Department of Transportation for Construction, Maintenance and Operation of a Continuous Lighting System Along IH 20/820 from Hemphill Street to Bryant Irvin Road (COUNCIL DISTRICTS 3, 6 and 9)
25. [M&C C-25695](#) - Authorize Execution of an Intergovernmental Cooperative Reimbursement Contract with the Texas Commission on Environmental Quality in the Amount of \$348,624.00 for the Operation of Local Air Pollution Monitors, Apply Indirect Costs at Approved Percentage Rate and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
 26. [M&C C-25696](#) - Authorize Rejection of a Proposal for the Renovation of the Auditorium Theatrical Lighting System at Will Rogers Memorial Center and Authorize Re-Advertisement (COUNCIL DISTRICT 7)
 27. [M&C C-25697](#) - Authorize Execution of Amendment No. 4 to an Engineering Agreement with Dunaway Associates, LP, in the Amount of \$16,000.00 for Additional Design Services for the Parking Access and Revenue Control System at the Will Rogers Memorial Center (COUNCIL DISTRICT 7)
 28. [M&C C-25698](#) - Adopt Resolution Authorizing an Increase of \$200,000.00 in the Maximum Amount to Be Paid to S.G. Johndroe, III and the Law Firm Cantey Hanger, LLP, as Outside Counsel in the Alliance Airport Runway Extension Project for a Total Amount Not to Exceed \$700,000.00 (COUNCIL DISTRICT 2)
 29. [M&C C-25699](#) - Authorize Execution of a Utility Relocation Agreement with GTE Southwest Incorporated d/b/a Verizon Southwest in the Amount of \$84,575.18 for Planning, Engineering and Relocation of Utilities Near Highway 114 as Part of the Runway Extension Project at Fort Worth Alliance Airport (COUNCIL DISTRICT 2)
 30. [M&C C-25700](#) - Authorize Execution of a Utility Adjustment Agreement with Millennium Telcom, LLC d/b/a OneSource Communications, in the Amount of \$201,895.70 for Construction Fees Associated with the Relocation of Fiber Optic Lines Along John Day and Keller Haslet Roads as Part of the Runway Extension Project at Fort Worth Alliance Airport (COUNCIL DISTRICT 2)
 31. [M&C C-25701](#) - Authorize Execution of Consent to Assignment of Four Ground Lease Agreements by Atlantic Aviation Services to FW American Aero Land Company, LLC, and Issue a Lessor Estoppel Certificate for Lease Sites 17N, 19N, 20N, 22N and 11S at Fort Worth Meacham International Airport (COUNCIL DISTRICT 2)
 32. [M&C C-25702](#) - Authorize Execution of a Consent to Assignment of a Tank Farm Lease and Public Fueling Agreement and a Fixed Base Operator Permit by Atlantic Aviation Services to FW American Aero Operating Company, LLC, and Issue a Lessor Estoppel Certificate for Fuel Farm Site No. 1 at Fort Worth Meacham International Airport (COUNCIL DISTRICT 2)

- 33. [M&C C-25703](#) - Authorize Execution of a Consent to Assignment of a Hangar Lease Agreement by Atlantic Aviation Services to GHA Terminal, LLC, and Issue a Lessor Estoppel Certificate for Lease Site 11N at Fort Worth Meacham International Airport (COUNCIL DISTRICT 2)
- 34. [M&C C-25704](#) - Authorize Execution of an Engineering Agreement with Lawrence Jeffrey Hamilton d/b/a Hamilton Civil Engineering in the Amount of \$151,464.00 for Water and Sanitary Sewer Replacement Contract 2011, WSM-D on Schadt Avenue, Market Avenue, Pearl Avenue, Prospect Avenue, Columbus Avenue, Loving Avenue and Roosevelt Avenue and Adopt Appropriation Ordinances (COUNCIL DISTRICT 2)
- 35. [M&C C-25705](#) - Authorize Execution of Engineering Agreement with Freese and Nichols, Inc., in the Amount of \$221,790.00 for Engineering and Design Services for the Lake Worth Dredging Project Phase 2 and Adopt Appropriation Ordinances (COUNCIL DISTRICT 7)
- 36. [M&C C-25706](#) - Authorize Execution of the First Renewal to City Secretary Contract No. 40126 with Ace Pipe Cleaning, Inc., in the Amount of \$308,000.00 for the Interceptor Condition Assessment Program Contract 2, Larger Diameter Sanitary Sewer Cleaning (ALL COUNCIL DISTRICTS)
- 37. [M&C C-25707](#) - Authorize Execution of Amendment No. 1 with Schneider Electric to City Secretary Contract No. 42116 for Alert Notification Improvements at the Village Creek Wastewater Treatment Facility in the Amount of \$243,916.00 for a Total Contract in the Amount of \$2,441,011.00 (COUNCIL DISTRICT 5)
- 38. [M&C C-25708](#) - Authorize Execution of Change Order No. 1 to City Secretary Contract No. 42078 with William J. Schultz, Inc. d/b/a Circle "C" Construction Company, in the Amount of \$393,209.00 for a Total Contract Amount of \$2,361,819.00 for Sanitary Sewer Rehabilitation Contract 72, Part 2, on Wilbarger Street (COUNCIL DISTRICTS 2 and 5)
- 39. [M&C C-25709](#) - Authorize Execution of Amendment No. 2 with CDM Smith, Inc., in the Amount of \$205,000.00 to City Secretary No. 36010, an Engineering Agreement, for Additional Construction Services Required to Support the Westside Water Treatment Plant Construction Contract (ALL COUNCIL DISTRICTS)

XII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

- 1. OCS - 1855 - Notice of Claims for Alleged Damages and/or Injuries

XIII. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

- 1. Presentation of Proclamation of National Parks and Recreation Month

XIV. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

- 1. Upcoming and Recent Events
- 2. Recognition of Citizens

XV. PRESENTATIONS BY THE CITY COUNCIL

1. Changes in Membership on Boards and Commissions

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

XVII. RESOLUTIONS

1. A Resolution Appointing Kelly Allen Gray as a Member of the Boards of Various Non-Profit Corporations Benefitting the City of Fort Worth
2. A Resolution Appointing a Resident of the City of Fort Worth to the Board of Trustees of the Employees' Retirement Fund of the City of Fort Worth
3. A Resolution to Notify the Board of Trustees of the Employees' Retirement Fund of the City of Fort Worth that the Fort Worth City Council Intends to Consider and Vote On Amendments to the Retirement Ordinance for Non-Civil Service Employees Hired Before July 1, 2011, Police Officers Hired Before January 1, 2013, and Police Officers Hired On or After January 1, 2013, That Will Reduce a Non-Accrued Benefit Provided By the Retirement System – Cost of Living Adjustments
4. A Resolution to Notify the Board of Trustees of the Employees' Retirement Fund of the City of Fort Worth That the Fort Worth City Council Intends to Consider and Vote On Amendments to the Retirement Ordinance for Non-Civil Service Employees Hired Before July 1, 2011, Non-Civil Service Employees Hired After July 1, 2011, Police Officers Hired Before January 1, 2013, and Police Officers Hired On or After January 1, 2013, That Will Reduce a Non-Accrued Benefit Provided By the Retirement System – Benefit Reductions
5. A Resolution to Notify the Board of Trustees of the Employees' Retirement Fund of the City of Fort Worth That the Fort Worth City Council Intends to Consider and Vote On Amendments to the Retirement Ordinance for Non-Civil Service Employees Hired On or After July 1, 2011, Police Officers and Non-Civil Service Employees Hired Prior to October 23, 2002, and Police Officers Hired On or After January 1, 2013, That Will Reduce a Non-Accrued Benefit Provided By the Retirement System – Fort Worth Police Officers Association Proposal

XVIII. ZONING HEARING

1. [ZC-12-032](#) - **(CD 9)** - Treasure Wholesale, 600 & 604 W. Berry Street; from: "MU-1" Low Intensity Mixed Use to: "PD/MU-1" Planned Development for all uses in "MU-1" Low Intensity Mixed Use plus wholesale warehouse; site plan included. **(Recommended for Denial by the Zoning Commission)**
2. [ZC-12-033](#) - **(CD 3)** - John M. Kelley, Jr., 2915 Riverglen Drive; from: "F" General Commercial to: "PD/F" Planned Development for all uses in "F" General Commercial plus wine storage; site plan waiver recommended. **(Recommended for Approval by the Zoning Commission)**
3. [ZC-12-042](#) - **(CD 2)** - Taly's Properties, Inc., 3240 NW 33rd Street; from: "A-5" One-Family to: "PD/SU" Planned Development/Specific Use for arena, club house, and stables; site plan included. **(Recommended for Denial by the Zoning Commission) (Continued from a Previous Meeting)**
4. [ZC-12-048](#) - **(CD 8)** - Tomas Aquirre, 1128 McPherson Road; from: "ER" Neighborhood Commercial Restricted and "E" Neighborhood Commercial to: "A-43" One-Family **(Recommended for Approval by the Zoning Commission)**
5. [SP-12-001](#) - **(CD 5)** - Hendricks Commercial Properties, LLC, 5328 East Lancaster Avenue; Amend site plan for "PD-490" Planned Development for "F" General Commercial uses with exclusions, to include a screened outdoor storage area in the front yard and temporary staging area for loading and offloading. **(Recommended for Denial by the Zoning Commission)**

6. [ZC-12-049](#) - (CD 3) - John & Janet Thornhill, 2800 Alta Mere Boulevard; from: "FR" General Commercial Restricted to: "F" General Commercial **(Recommended for Approval by the Zoning Commission)**
7. [ZC-12-050](#) - (CD 9) - John Chapman (Chapman Motors), 2931 Hemphill Avenue; from: "A-5" One-Family to: "PD/SU" Planned Development/Specific Use for office with development standards; site plan included. **(Recommended for Approval by the Zoning Commission)**
8. [ZC-12-051](#) - (CD 5) - Chickasaw Property Investments, 4215 Chickasaw Avenue; from: "E" Neighborhood Commercial to: "PD/SU" Planned Development/Specific Use for lumber yard with outdoor storage and drying kiln; site plan included. **(Recommended for Approval by the Zoning Commission)**
9. [ZC-12-052](#) - (CD 3) - Edwards Geren Limited, Generally bounded by Bryant Irvin Road, W. Vickery Boulevard, and the Trinity River; to: Amend "PD-630" Planned Development for all uses in MU-2 High Intensity Mixed Use with September 2003 development standards to require a maximum 20 foot front setback, minimum block length of 500 feet, maximum block length 1500 feet with 20% of the block length to be between 200 and 500 feet, and allow front yard signage; site plan waiver recommended. **(Recommended for Approval by the Zoning Commission as Amended to include block length language)**
10. [ZC-12-054](#) - (CD 3) - Bryant Irvin Capital, LLC, 7001 Bryant Irvin Road; from: "E" Neighborhood Commercial and "PD-396 to: Amend "PD-396" Planned Development to add additional property and provide the required site plan for assisted living. **(Recommended for Approval by the Zoning Commission)**
11. [ZC-12-055](#) - (CD 2) - Crown Valley Aquisitions South L. P., 11501 & 11601 Timberland Boulevard; from: "CF" Community Facilities and "E" Neighborhood Commercial to: "A-5" One-Family **(Recommended for Approval by the Zoning Commission)**
12. [ZC-12-056](#) - (CD 9) - City of Fort Worth Planning & Development, 2200 Block of W. Rosedale Street South; from: "ER/HC" Neighborhood Commercial Restricted/Historic & Cultural Overlay to: "B/HC" Two-Family/Historic & Cultural Overlay **(Recommended for Approval by the Zoning Commission)**
13. [ZC-12-057](#) - (CD 7) - City of Fort Worth Planning & Development, 5512 & 5519 Bonnell; from: "ER" Neighborhood Commercial Restricted to "A-5" One-Family **(Recommended for Approval by the Zoning Commission)**
14. [ZC-12-058](#) - (CD 7) - City of Fort Worth Planning & Development, 824 Springer Avenue; from: "B" Two-Family to: "A-5" One-Family **(Recommended for Approval by the Zoning Commission)**
15. [ZC-12-059](#) - (CD 5) - City of Fort Worth Planning & Development, 5016 Saunders Road; from: "B" Two-Family to: "I" Light Industrial **(Recommended for Approval by the Zoning Commission)**
16. [ZC-12-060](#) - (CD 8) - City of Fort Worth Planning and Development, 508 Marion Avenue; from: "B" Two-Family to: "A-5" One-Family **(Recommended for Approval by the Zoning Commission)**
17. [ZC-12-061](#) - (CD 9) - City of Fort Worth Planning & Development, 2917 Cleburne Road & 2921 James Avenue; from: "I" Light Industrial to: "E" Neighborhood Commercial **(Recommended for Approval by the Zoning Commission)**
18. [ZC-12-062](#) - (CD 9) - City of Fort Worth Planning and Development, 1724 S,

- Main Street; from: "F" General Commercial to: "ER" Neighborhood Commercial Restricted **(Recommended for Approval by the Zoning Commission)**
19. [ZC-12-063](#) - (CD 9) - City of Fort Worth Planning & Development, 2605 May Street; from "B" Two-Family to: "A-5" One-Family **(Recommended for Approval by the Zoning Commission)**
 20. [ZC-12-064](#) - (CD 9) - City of Fort Worth Planning & Development, 1925 May Street; from: "B" Two-Family to: "A-5" One-Family **(Recommended for Approval by the Zoning Commission)**
 21. [ZC-12-065](#) - (CD 9) - City of Fort Worth Planning & Development, 3401 Ryan Avenue; from "B" Two-Family to: "A-5" One-Family **(Recommended for Approval by the Zoning Commission)**

XIX. REPORT OF THE CITY MANAGER

A. Benefit Hearing - None

B. General

1. [M&C G-17623](#) - Adopt Ordinance Directing Publication of Notice of Intention to Issue Combination Tax and Revenue Certificates of Obligation in the Amount Not to Exceed \$105,000,000.00 and Authorize the Proceeds to Be Used for Critical Capital Needs, Cost Over-Runs from the 2004 Bond Program, the Public Safety Training Center and the Acquisition of Fire Equipment (ALL COUNCIL DISTRICTS)
2. [M&C G-17624](#) - Authorize Change in the Affordability Period for Homebuyer Assistance Program Loans Made from 1998 to 2003 to Correspond with Federal Requirements (ALL COUNCIL DISTRICTS)
3. [M&C G-17625](#) - Approve Temporary Street Closure of Main Street Between Third Street and Fourth Street from September 24, 2012 through October 1, 2012 to Accommodate the Building of a Trinity Habitat for Humanity Home with XTO Employees (COUNCIL DISTRICT 9)
4. [M&C G-17626](#) - Adopt Ordinance Amending Appendix B, "Department of Code Compliance", Article II, "Code Compliance", Division 2, "High Weeds and Grass" of the Code of the City of Fort Worth (ALL COUNCIL DISTRICTS)
5. [M&C G-17627](#) - Authorize Acceptance of Donations Valued in the Amount of \$523,000.00 from the Fort Worth Botanical Society, Inc., for Renovations to the Japanese Garden and Design Work to the Rock Springs Area at the Fort Worth Botanic Garden (COUNCIL DISTRICT 7)
6. [M&C G-17628](#) - Adopt Ordinance Designating Tax Abatement Reinvestment Zone No. 82, City of Fort Worth, Texas, for Property Located 5500 Alliance Gateway Freeway (COUNCIL DISTRICT 2) **(PUBLIC HEARING)**
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action

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

D. Land

1. [M&C L-15392](#) - Approve Extension of the Fairfax Park Lease Agreement with Chesapeake Exploration, LLC, for a Six Month Period in the Amount of \$7,697.00 for Natural Gas Drilling Under 7.697 Acres, More or Less, of Fairfax Park (COUNCIL DISTRICT 5)
2. [M&C L-15393](#) - Authorize Execution of a Public Right-of-Way Use Agreement Granting Texas Midstream Gas Services, L.L.C., a License to Construct and Operate an Eight-Inch Natural Gas Gathering Pipeline Across Nineteenth Street, Across Jones Street and Along Lancaster Avenue (COUNCIL DISTRICT 9)
3. [M&C L-15394](#) - Authorize Condemnation by Eminent Domain of Certain Property Owned by Kenneth and April Burrill at 18029 C. Tydings Road, Consisting of 0.0281 Acres of Land Needed for a Pipeline Easement and 0.087 Acres of Land Needed for a Temporary Construction Easement to Facilitate Construction of the Burlington Northern Santa Fe Main Line Track in Connection with the Alliance Airport Runway Extension Project (COUNCIL DISTRICT 2)
4. [M&C L-15395](#) - Conduct a Public Hearing and Authorize the Use of a Portion of Buck Sansom Park for the Purpose of Installing Storm Drainage Improvements (COUNCIL DISTRICT 2) **(PUBLIC HEARING)**
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action
5. [M&C L-15396](#) - Conduct a Public Hearing and Authorize Subsurface Drilling and Extraction of Natural Gas Under Handley Park from an Off-Site Location (COUNCIL DISTRICT 5) **(PUBLIC HEARING)**
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action

E. Planning & Zoning - None

F. Award of Contract

1. [M&C C-25710](#) - Authorize Execution of Tax Abatement Agreement with NGC Renewables, LLC, or an Affiliated Entity for the Construction of a 120,000 Square Foot North American Headquarters and Manufacturing Facility at 5500 Alliance Gateway Freeway and Authorize Waiver of Certain Related Development Fees (COUNCIL DISTRICT 2)
2. [M&C C-25711](#) - Authorize Execution of a Contract with JLB Contracting, LLC, in the Amount of \$1,097,556.99 for Hot Mix Asphaltic Concrete Surface Overlay 2012-4 at Fourteen Locations and Adopt Appropriation Ordinances (COUNCIL DISTRICTS 4, 5 and 8)

3. [M&C C-25712](#) - Authorize Execution of a Contract with JLB Contracting, LLC, in the Amount of \$1,143,315.65 for Hot Mix Asphaltic Concrete Surface Overlay 2012-5 at Multiple Locations and Adopt Appropriation Ordinances (COUNCIL DISTRICTS 5 and 8)
4. [M&C C-25713](#) - Authorize Execution of a Professional Services Agreement with Linebarger Goggan Blair and Sampson, LLP, for Collection of Delinquent Parking and Criminal Citations (ALL COUNCIL DISTRICTS)
5. [M&C C-25714](#) - Authorize Execution of a Contract with Burnsco Construction, Inc., in the Amount of \$1,435,313.00 for Water Replacement Contract 2009, WSM-E on Hillside Avenue, Pate Drive, Putnam Road and Stark Street and Adopt Appropriation Ordinance (COUNCIL DISTRICT 5)
6. [M&C C-25715](#) - Authorize Execution of a Contract with S.J. Louis Construction of Texas, Ltd, in the Amount of \$8,442,158.00 for Water Main Phase I and East Side Pump Station Discharge Header Replacement on Beach Street, Scott Avenue and Avenue B (COUNCIL DISTRICT 8)
7. [M&C C-25716](#) - Authorize Execution of a Contract with William J. Schultz, Inc. d/b/a Circle "C" Construction Company in the Amount of \$1,441,842.00 for Medical District Part 8 - Water Distribution System Improvements on Bradner Street, Broadway Street, Henderson Street, Magnolia Avenue, St. Louis Avenue and South Main Street (COUNCIL DISTRICT 9)

XX. PUBLIC HEARING

1. Public Hearing on a Proposed Redistricting Plan for Fort Worth's Single Member City Council Districts
 - a. Report of City Staff
 - b. Public Comments
 - c. Council Action

XXI. CITIZEN PRESENTATIONS

XXII. EXECUTIVE SESSION (PRE-COUNCIL CHAMBER)

XXIII. ADJOURNMENT

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

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



INFRASTRUCTURE AND TRANSPORTATION COMMITTEE

Tuesday, July 10, 2012

1:00 pm

City Hall - Pre-Council Chamber

1000 Throckmorton Street

Fort Worth, Texas 76102

Council Member Sal Espino, Chair

Council Member Joel Burns, Vice Chair

Council Member Jungus Jordan

Council Member Zim Zimmerman

Fernando Costa, Staff Liaison

Peter Vaky, Staff Attorney

Kimberly Goodmay, Coordinator

AGENDA

- I. **Opening Remarks** – Council Member Sal Espino, Chair
- II. **Approval of June 12, 2012 Minutes**
- III. **Briefing on North Service Center**
Mark Rauscher – Senior Capital Programs Manager, Planning & Development Department
- IV. **Update on Aviation Museum Assets**
Bill Welstead – Director, Aviation Department
- V. **Briefing on Energy Modifications and Contract Operations at Village Creek Water Reclamation Facility**
Andy Cronberg – Assistant Director, Water Department
- VI. **Briefing on Water Customer Service Survey**
Kara Shuror – Assistant Director, Water Department
- VII. **Requests for Future Agenda Items**
- VIII. **Next Meeting** – August 14, 2012
- IX. **Adjournment**

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

This facility is wheelchair accessible. For accommodations or interpretive services, please call the Transportation and Public Works Department at 817-392-8255, 48 hours in advance.



CITY OF FORT WORTH
INFRASTRUCTURE AND TRANSPORTATION COMMITTEE
Meeting Minutes of June 12, 2012

Committee Members Present:

Jungus Jordan, Council Member
Zim Zimmerman, Council Member
Joel Burns, Council Member and Committee Vice-Chair

Members Absent:

Sal Espino, Council Member and Committee Chair

City Staff Present:

Tom Higgins, City Manager
Fernando Costa, Assistant City Manager
Peter Vaky, Deputy City Attorney
Douglas Wiersig, Director, Transportation and Public Works Department
Jim Walker, Assistant Director, Transportation and Public Works Department
Greg Simmons, Assistant Director, Transportation and Public Works Department
Kimberly Goodmay, Admin Assistant, Transportation and Public Works Department
Frank Crumb, Director, Water Department
Brian Beck, Regional Transportation Coordinator, Planning and Development Department
Randy Burkett, City Traffic Engineer, Transportation and Public Works Department

Agenda Item I: Call to Order:

Committee Vice-Chair, Mr. Joel Burns, called the meeting to order at 1:11 p.m.

Agenda Item II: Approval of Minutes:

The first order of business was approving the minutes from the May 8, 2012 meeting. Mr. Jordan made a motion for approval and Mr. Zimmerman seconded the motion. Committee members voted to approve the minutes as written.

Agenda Item III: Traffic Operations – Ongoing Improvement Program: Back to School

Work Effort – June 2012 Update:

Presenter: Alonzo Linan, Assistant Director, Transportation and Public Works Department

Mr. Linan stated schools will back in session in late August which means the Department's efforts are in full swing working with each school's point of contact to complete work. Having the point of contacts is an important communication tool. When the City and schools work together, schools are aware of what is being done and in turn the schools can inform their staff, students and parents. Over the summer, additional and/or updated school flashers and traffic signals, updated crosswalks, sidewalks, speed limit and school zones signage are scheduled to be completed before school begins. All school districts involved are being assisted by the Department and most of the 15 school districts are having some type of work completed. Mr. Linan announced the Department's efforts are on schedule and anticipate meeting this year's goals.

Regarding sidewalks, Mr. Burns mentioned there was a federal program which he believed was titled Safe Pathways Program and asked if the City currently received funds from this program for additional projects. Mr. Linan said he was familiar with the Safe Routes to School Program which the City does apply for funds every two years but there are no available program funds for additional projects at this time. Presently, resources for sidewalk funding includes co-venturing with the schools sharing in the cost, special funds are set aside from the City's Red Light Running Program, and when roads are added or rebuilt, the addition of a sidewalk is always taken into consideration. Mr. Fernando Costa added that sidewalk funds are also included within Capital Projects.

Agenda Item IV: I35W Corridor Funding and Delivery Process

Presenter: Bryan R Barth, P.E., Deputy District Engineer, TX Department of Transportation

Mr. Barth began the presentation by apologizing to Council Members for not coordinating the Texas Department of Transportation (TDOT) public meeting with the City's Council Meeting. The June 12th evening public meeting was scheduled to address the National Environmental Quality Act process and the Phase process.

Mr. Barth introduced an overview of the Metroplex projects presently under construction which included the I35W Corridor project and Phase I of the 820 interchange. The project funding is close to being complete for the next Phase and TXDOT is hopeful the funds will be confirmed in the very near future. The expectation of environmental approval with a finding of "no significant impact", the next Phase of construction would begin mid-2013 and be complete by mid-2018. He stated the North Tarrant Express project was estimated to be completed by mid-2015. With a full interchange being built at the 820 - 35W junction, Mr. Barth stated this interchange should eliminate the current bottleneck problems and outdated left hand exits. He stated the North Tarrant Express project was estimated to be completed by mid-2015.

Agenda Item V: Request for Future Agenda Items:

No requests were made.

Agenda Item VI: Date of Next Meeting:

July 10, 2012

Agenda Item VII: Adjournment:

With no further presentations or discussions, Vice-Chairman Burns adjourned the regular meeting of the Infrastructure and Transportation Committee at 1:33 p.m., Tuesday, June 12, 2012.

These minutes approved by the Infrastructure and Transportation Committee on the 10th day of July, 2012.

APPROVED:

Sal Espino, Chairman

Minutes Prepared by and Attested:

Kimberly Goodmay, Admin Assistant



Updated July 5, 2012

City of Fort Worth
City Council Pre-Council Agenda Calendar

July 10, 2012 **Monthly Zoning Meeting**

1:00 p.m. Infrastructure & Transportation Committee

3:00 p.m. Pre-Council Meeting

6:45 p.m. Fort Worth City Council Called – Special Meeting (Council Chamber)

Continued Items:

- **ZC-12-042** - Taly's Properties, Inc. 3240 NW 33rd Street; from: "A-5" One-Family to: "PD/SU" Planned Development/Specific Use for arena, club house, and stables; site plan included. **(Recommended for Denial by the Zoning Commission) (Continued from June 5, 2012 by Council Member Espino)**
- o Overview of Significant Zoning Cases [*Dana Burghdoff, Planning and Development*]
- o Presentation on Proposed Pension Changes [*Susan Alanis, City Manager's Office*]
- o Briefing on Outdoor Events Ordinance [*Kirk Slaughter, Public Events*]
- o Update on Performance Management of Capital Projects [*Douglas Wiersig, Transportation and Public Works*]

July 17, 2012

8:30 a.m. Pre-Council Meeting

Alliance Airport Authority, Inc. (To Be Determined)

Continued Items:

- **M&C C-25657** - Authorize Execution of a Public Right-of-Way Use Agreement Granting Texas Midstream Gas Services, L.L.C., a License to Construct and Operate an Eight Inch Natural Gas Gathering Pipeline Across South Haynes Avenue, Arch Street, South Chicago Avenue, South Newark Avenue, South Sargent Avenue, Miller Avenue, Bradley Avenue, Griggs Street, South Hughes Avenue, Lloyd Avenue and South Edgewood Terrace, GST11-0035 (COUNCIL DISTRICT 8) **(Continued from June 12, 2012 by Council Member Hicks)**
- o Presentation on Recycle Program [*Brandon Bennett, Code Compliance*]



Updated July 5, 2012

City of Fort Worth
City Council Pre-Council Agenda Calendar

July 24, 2012

8:30 a.m. Pre-Council Meeting

- o Update on the Other Post Employment Benefits (OPEB) Trust [*Susan Alanis, City Manager's Office*]
- o Update on TEX Rail Implementation [*Dick Ruddell, Fort Worth Transportation Authority*]
- o Briefing on Municipal Parking Fund [*Douglas Wiersig, Transportation and Public Works*]

July 26, 2012 (Thursday)

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

7:00 p.m. Special Called Meeting Crime Control Prevention District (Pre-Council Chamber)

July 31, 2012

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

August 7, 2012 Monthly Zoning Meeting

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

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

3:00 p.m. Pre-Council Meeting

- o Presentation of City Manager's Fiscal Year 2013 Budget [*Horatio Porter, Budget Officer*]

August 9, 2012 (Thursday)

City Council Budget Workshop (Pre-Council Chamber)

8:00 a.m. to 5:00 p.m.



Updated July 5, 2012

City of Fort Worth
City Council Pre-Council Agenda Calendar

August 10, 2012 *(Friday)*

City Council Budget Workshop (Pre-Council Chamber)
8:00 a.m. to 5:00 p.m.

August 14, 2012

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

- o Briefing on Economic Impact of the Arts in Fort Worth [*Fernando Costa, City Manager's Office and Randy Cohen, Americans for the Arts*]

August 21, 2012

8:30 a.m. Pre-Council Meeting

Continued Items:

- **ZC-11-043 - M & H Food Mart, 2484 Avondale-Haslet Road; from: Unzoned to: "E" Neighborhood Commercial (Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting) (Continued from June 12, 2012 by Council Member Shingleton)**

August 23, 2012 *(Thursday)*

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

August 28, 2012

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



Updated July 5, 2012

City of Fort Worth
City Council Pre-Council Agenda Calendar

August 30, 2012 *(Thursday)*

9:00 a.m. – noon Budget Study Session (Pre-Council Chamber)
7:00 p.m. Fort Worth Crime Control and Prevention District Board of Directors Meeting (Pre-Council Chamber)

September 3, 2012 *(Monday)*

City Hall Closed – Labor Day Holiday

September 4, 2012

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

September 6, 2012 *(Thursday)*

9:00 a.m. – noon Budget Study Session (Pre-Council Chamber)

September 11, 2012 **Monthly Zoning Meeting**

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

September 13, 2012 *(Thursday)*

9:00 a.m. – noon Budget Study Session



Updated July 5, 2012

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

September 18, 2012

8:30 a.m. Pre-Council Meeting

September 25, 2012

8:30 a.m. Pre-Council Meeting

- o Discussion on the City Manager’s Final Fiscal Year 2013 Budget [*Horatio Porter, Budget Officer*]

**CITY OF FORT WORTH, TEXAS
REGULAR CITY COUNCIL MEETING
JUNE 12, 2012**

Present:

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

Staff Present:

Tom Higgins, City Manager
Sarah Fullenwider, City Attorney
Mary J. Kayser, City Secretary

I. CALL TO ORDER

With a quorum of the City Council Members present, Mayor Price called the regular session of the Fort Worth City Council to order at 7:00 p.m., on Tuesday, June 12, 2012, in the City Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102.

II. INVOCATION - Pastor Frankie Watley, Evangel Temple

The invocation was provided by Pastor Frankie Watley, Evangel Temple.

III. PLEDGE OF ALLEGIANCE

In lieu of the Pledge of Allegiance the Navy Color Guard, Naval Air Station Fort Worth, Joint Reserve Base, presented the Colors and Savannah Brown, Religious Program Specialist 2nd Class, Naval Air Station Fort Worth, Joint Reserve Base, performed the National Anthem.

Mayor Price advised that the Proclamation of U.S.S. Fort Worth Day would be moved up on the agenda and presented at this time.

Mayor Price expressed appreciation to Congresswoman Kay Granger for her tenacity and leadership. She expressed appreciation to the United States Navy for its strong support of Fort Worth. She also expressed appreciation to the volunteers who had and would continue to work on this project and with the sailors aboard the USS Fort Worth. She stated that there was a

special pride in Fort Worth for the military families and added that the people of Fort Worth were very proud of this ship and her crew. She pointed out that the crew of Fire Engine 18 changed its mascot to the USS Fort Worth, and proudly displayed the ship's crest on the fire truck with the motto of "Tenacity and Grit." She advised that this was the beginning of a strong relationship with the sailors who would serve the country around the globe in the USS Fort Worth for years to come.

Council Member Scarth read and Council Member Shingleton presented the Proclamation of U.S.S. Fort Worth Day to Commander Henry "Hank" Kim, Executive Officer of the U.S.S. Fort Worth, and stated that the United States Navy was a great naval force in world history which protected both the nation's security and commercial interests at sea. He further stated that the Littoral Combat Ship (LCS) was an important part of the Navy's sea fighting strategy and would allow the Navy to transport troops and equipment as well as provide access to and dominance of the coastal water battle space. He pointed out that Fort Worth had a proud naval heritage and had been the hometown of countless naval personnel in addition to three U.S. Navy Secretaries: John B. Connally, Jr., Fred Korth and Gordon R. England. He added that the U.S.S. Fort Worth (LCS 3) ship model, built by Lockheed Martin, would be displayed at City Hall for the citizens to enjoy. He advised that the U.S.S. Fort Worth, which was christened on December 4, 2010, in Marinette, Wisconsin, would be commissioned on September 22, 2012, in Galveston, Texas. He stated that the City officially welcomed the initial commanders of the U.S.S. Fort Worth, James R. Blankenship and Warren E. Cupps, and wished them "fair winds and following seas."

Congresswoman Kay Granger provided comments relative to the history of this project and unveiled the model of U.S.S. Fort Worth.

Council Member Shingleton introduced Commander Kim and provided information about his decorated military career.

Commander Kim, expressed appreciation for the recognition and stated he looked forward to the commissioning of the ship in September 2012 in Galveston. He also advised that attendees would be able to tour the ship at the commissioning ceremony.

(Council Member Espino left his place at the dais at 7:20 p.m.)

IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF JUNE 5, 2012

Motion: Council Member Hicks made a motion, seconded by Mayor Pro tem Zimmerman, that the Minutes of the Regular Meeting of June 5, 2012, be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

V. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

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

VI. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

City Manager Tom Higgins requested that Mayor and Council Communication No. PZ-2957 be continued until the August 21, 2012, Council meeting and Mayor and Council Communication No. L-15385 be withdrawn from consideration.

VII. CONSENT AGENDA

Motion: Council Member Scarth made a motion, seconded by Council Member Moss, that the Consent Agenda be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

A. General - Consent Items

- 1. M&C G-17606 - Authorize Execution of Economic Development Program Agreement with Empire Texas Equities, Ltd., for the Development of Industrial-Use Buildings at the Sun Valley Industrial Park Using Federal Grant Funds in the Amount of \$346,500.00. (COUNCIL DISTRICT 5)**

The City Council approved the following recommendation: Authorize the execution of an Economic Development Program Agreement with Empire Texas Equities, Ltd., for the development of industrial-use buildings in the Sun Valley Industrial Park using federal grant funds in the amount of \$346,500.00; and find the terms and conditions of the Economic Development Program Agreement constitute a custom-designed economic development program as outlined in the 2011 Comprehensive Plan and as authorized by Chapter 380 of the Texas Local Government Code.

- 2. M&C G-17607 - Authorize Grant Application to Keep America Beautiful for a 2012 KAB/Waste Management THINK GREEN® Grant in the Amount of \$10,000.00, Authorize Use of Anticipated Interest in the Amount of \$250.00 and Adopt Appropriation Ordinance. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the application for and execution of a grant contract, if awarded, from Keep America Beautiful for a 2012 KAB/Waste Management THINK GREEN® Grant in the amount of \$10,000.00 for the purpose of encouraging multi-family housing complexes in Fort Worth to participate in recycling; authorize the use of anticipated interest in the amount of \$250.00; and adopt Appropriation Ordinance No. 20237-06-2012 increasing the estimated receipts and appropriations in the Grants Fund in the amount of \$10,250.00, subject to receipt of the grant, for the purpose of supporting programs that increase recycling in their communities.

3. **M&C G-17608 - Approve Extension of Injury Leave-of-Absence Pay Benefits in the Amount of \$38,646.40 for Police Officer Lisa Ramsey Beginning July 5, 2012 Through July 4, 2013. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Approve a 12-month extension of injury leave-of-absence pay benefits in the amount of \$38,646.40 for Police Officer Lisa Ramsey beginning July 5, 2012, through July 4, 2013.

4. **M&C G-17609 - Approve Extension of Injury Leave-of-Absence Pay Benefits in the Amount of \$77,292.80 for Police Officer Richard Lambing Beginning July 9, 2012 Through July 8, 2013. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Approve a 12-month extension of injury leave-of-absence pay benefits in the amount of \$77,292.80 for Police Officer Richard Lambing beginning July 9, 2012, through July 8, 2013.

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

1. **M&C P-11390 - Authorize Multiple Purchase Agreements with Anixter, Inc., AT&T Corporation, Avaya, Inc., FutureCom, LTD, as a Reseller for Juniper Networks (US), Inc., and Graybar Electric Company, Inc., in a Combined Amount Up to \$700,000.00 for Network and Communication Equipment, Parts, Maintenance and Related Services for the Information Technology Solutions Department. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize multiple purchase agreements with Anixter, Inc., AT&T Corporation, Avaya, Inc., FutureCom, LTD, as a reseller for Juniper Networks (US), Inc., and Graybar Electric Company, Inc., in a combined amount up to \$700,000.00 for the first year for network and communication equipment, parts, maintenance and related services using multiple State of Texas Department of Information Resources cooperative contracts for the Information Technology Solutions Department.

2. **M&C P-11391 - Authorize Subscription Service Agreement with Library Ideas, LLC, in an Amount Up to \$58,150.00 for Web-Based Music Downloads for the Fort Worth Library. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize a subscription service agreement with Library Ideas, LLC, in an amount up to \$58,150.00 for the first year for web-based music downloads for the Fort Worth Library.

3. **M&C P-11392 - Authorize Purchase Agreement with McCain Inc., in an Amount Up to \$777,770.00 for Traffic Control Cabinets and Related Equipment for the Transportation and Public Works Department. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize a purchase agreement with McCain Inc., in an amount up to \$777,770.00 for the first year for traffic signal controllers, cabinets and related equipment for the Transportation and Public Works Department.

4. **M&C P-11393 - Authorize Amendments to Existing Purchase Agreements with Lhoist North America, Calabrian Corporation, DPC Industries Company, DPC Industries, Inc., K.A. Steel Chemicals, Altivia Corporation and Valley Solvents for Water Treatment Chemicals in the Combined Amount Up to \$177,500.00 for the Water Department for a Total Amount Up to \$1,087,500.00. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize amendments to existing purchase agreements with Lhoist North America, Calabrian Corporation, DPC Industries Company, DPC Industries, Inc., K.A. Steel Chemicals, Altivia Corporation and Valley Solvents for water treatment chemicals for the Water Department in the combined amount up to \$177,500.00, for a total amount up to \$1,087,500.00.

C. **Land - Consent Items**

1. **M&C L-15379 - Authorize Execution of a Lease Agreement with the Fort Worth Housing Authority in the Amount of \$1.00 Per Year for Office Space Located at 1634 Waters Street for the Police Department. (COUNCIL DISTRICT 8)**

The City Council approved the following recommendation: Authorize the execution of a lease agreement with the Fort Worth Housing Authority in the amount of \$1.00 per year for office space for the Police Department located at 1634 Waters Street; and authorize the lease term to begin November 1, 2012, and end on October 31, 2014, with two (2) successive one (1) year renewal terms at the City's option.

2. **M&C L-15380 - Authorize Direct Sale of Four Tax-Foreclosed Properties Located at 1620 Gould Avenue, 2203 Houston Street, 3214 Roosevelt Avenue and 3216 Roosevelt Avenue in Accordance with Section 34.05 of the Texas Tax Code to Fort Worth Area Habitat for Humanity, Inc., in the Amount of \$40,491.05. (COUNCIL DISTRICT 2)**

The City Council approved the following recommendation: Authorize the direct sale of four (4) tax-foreclosed properties located at 1620 Gould Avenue, described as Lot 12, Block 105, North

Fort Worth Addition; 2203 North Houston Street, described as Lot 2, Block 163, North Fort Worth Addition; 3214 Roosevelt Avenue, described as Lot 17, Block 18, Worth Hills Addition; and 3216 Roosevelt Avenue, described as Lot 16, Block 18, Worth Hills Addition, to Fort Worth Area Habitat for Humanity, Inc., in accordance with Section 34.05 of the Texas Tax Code in the amount of \$40,491.05; and authorize execution and recording of the appropriate instruments conveying the property to complete the sale.

3. **M&C L-15381 - Authorize Direct Sale of a Tax-Foreclosed Property Located at 5717 Libbey Avenue in Accordance with Section 34.05 of the Texas Tax Code to Zion Missionary Baptist Church in the Amount of \$11,347.28. (COUNCIL DISTRICT 7)**

The City Council approved the following recommendation: Authorize the direct sale of a tax-foreclosed property located at 5717 Libbey Avenue, described as Lots 9 and 10, Block 98, Chamberlain Arlington Heights Addition, to Zion Missionary Baptist Church in accordance with Section 34.05 of the Texas Tax Code in the amount of \$11,347.28; and authorize execution and recording of the appropriate instruments conveying the property to complete the sale.

4. **M&C L-15382 - Authorize Lease Agreement with the Fort Worth Housing Authority in the Amount of \$1.00 Per Year for Office Space Located at 5004 Avenue G for the Police Department. (COUNCIL DISTRICT 5)**

The City Council approved the following recommendation: Authorize the execution of a lease agreement with the Fort Worth Housing Authority at a cost of \$1.00 per year for office space located at 5004 Avenue G; and authorize the lease term to begin November 1, 2012, and end October 31, 2014, with two (2) consecutive one (1) year renewal options.

5. **M&C L-15383 - Authorize Acquisition of an Easement Interest in 0.918 Acres of Land for a Permanent Drainage Easement for the Upper Sierra Vista Drainage Project Located at 3017 Mississippi Avenue from Larry Whiting for \$83,000.00 and Pay the Estimated Closing Costs Up to \$5,000.00 for a Total Amount of \$88,000.00. (COUNCIL DISTRICT 8)**

The City Council approved the following recommendation: Authorize acquisition of an easement interest in 0.918 acre of land for a permanent drainage easement for the Upper Sierra Vista Drainage Project located at 3017 Mississippi Avenue, described as Lot 1, Block 1, Jim Austin Addition from Larry Whiting; find that the total purchase price of \$83,000.00 is just compensation; and authorize the City Manager or his designee to accept the conveyances, record the appropriate instruments and to pay the estimated closing costs up to \$5,000.00.

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

1. **M&C PZ-2978 - Authorize Initiation of Zoning for Approximately 299.7 Acres of Land Located North of Intermodal Parkway and West of Old FM 156, AX-12-004, Alliance Airport in the Far North Sector in Accordance with the 2012 Comprehensive Plan. (COUNCIL DISTRICT 2)**

The City Council approved the following recommendation: Authorize the City Manager to initiate certain zoning changes for the annexation area in the Far North Sector, in accordance with the 2012 Comprehensive Plan.

E. Award of Contract - Consent Items

1. **M&C C-25641 - Authorize Execution of a Professional Service Agreements with Radcom Technologies Inc., and AC Cable & Communications Inc., for the Installation of Fiber Optic and Structured Cable for the Information Technology Solutions Department Using Department of Information Resources and General Services Administration Contracts in the Amount of \$300,000.00 Annually. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize professional service agreements with Radcom Technologies, Inc., and AC Cable & Communications, Inc., for the installation of fiber optic and structured cables for the Information Technology Solutions Department using Department of Information Resources Contract No. DIR-SDD-1548 and General Services Administration Contract No. GS-35F-0288P in the amount of \$300,000.00 annually.

2. **M&C C-25642 - Authorize Amendment to the Agreement for Street Light Installation Services Citywide with MasTec North America Through February 1, 2013 in Amounts Not to Exceed the Unit Prices Supplied by MasTec North America at the Time of the Original Bid for a Total Cost Not to Exceed \$500,000.00. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize an amendment to the agreement for street light installation services with MasTec North America to remove the maximum dollar amount and instead limit costs to the unit prices provided by MasTec North America found in its original bid and allow for the contract time period to extend its full life to February 1, 2013.

3. **M&C C-25643 - Authorize Amendment to the Agreement for Street Light Installation Services Citywide with C&S Utility Contractors Inc., Through February 1, 2013, in Amounts Not to Exceed the Unit Prices Supplied by C&S Utility Contractors, Inc., at the Time of the Original Bid for a Total Cost of \$600,000.00. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize an amendment to the agreement for street light installation services with C&S Utility Contractors, Inc., to remove the maximum dollar amount and instead limit costs to the unit prices provided by C&S Utility Contractors, Inc., found in its original bid and allow for the contract time period to extend its full life to February 1, 2013.

4. **M&C C-25644 - Authorize Expenditure of an Additional \$250,000.00 of Community Development Block Grant Funds to the Hillside Public Facility Corporation, an Affiliate of the Fort Worth Housing Authority, for a Subordinate Loan in the Total Amount of \$950,000.00 for the Knights of Pythias Lodge Lofts Located in the 300 Block of Crump Street and Authorize Substantial Amendment to the City's 2010-2011 Action Plan. (COUNCIL DISTRICT 9)**

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 United States Department of Housing and Urban Development commitment, disbursement and expenditure deadlines; and authorize an expenditure of an additional \$250,000.00 of Community Development Block Grant funds to the Hillside Public Facility Corporation, an affiliate of the Fort Worth Housing Authority, in the form of a subordinate loan in the total amount of \$950,000.00 for the development of the Knights of Pythias Lodge Lofts located in the 300 block of Crump Street in downtown Fort Worth.

5. **M&C C-25645 - Authorize Execution of Change Order No. 4 to City Secretary Contract No. 41006 with Stabile & Winn, Inc., in the Amount of \$27,104.00 for Pavement Reconstruction and Water Main Replacement on Glenmont Drive, Wharton Drive and Wonder Drive Resulting in a Total Contract in the Amount of \$1,288,505.50. (COUNCIL DISTRICT 6)**

The City Council approved the following recommendation: Authorize the execution of Change Order No. 4 to City Secretary Contract No. 41006 with Stabile & Winn, Inc., increasing paving construction and sanitary sewer quantities, for a net change in the amount of \$27,104.00, for a total contract in the amount of \$1,288,505.50.

6. **M&C C-25646 - Authorize Execution of Amendment No. 1 to Community Facilities Agreement, City Contract No. 41854, with Pulte Homes of Texas, L.P., in the Amount of \$91,482.72 to Allow City Funding Participation for Construction of Horseman Road from the North Property Line of Pulte Homes of Texas, L.P., to White Feather Lane and Adopt Appropriation Ordinances. (COUNCIL DISTRICT 2)**

The City Council approved the following recommendation: Adopt Appropriation Ordinance No. 20238-06-2012 increasing the estimated receipts and appropriations in the Special Assessments Fund in the amount of \$91,482.72, from available funds, for the purpose of construction of

Horseman Road from the north property line of Pulte Homes to White Feather Lane; authorize the transfer in the amount of \$91,482.72 from Future Improvements of the Special Assessments Fund to the New Development Fund; adopt Appropriation Ordinance No. 20239-06-2012 increasing the estimated receipts and appropriations in the New Development Fund, from available funds, for the construction of Horseman Road; and authorize execution of Amendment No. 1 to Community Facilities Agreement, City Contract No. 41854, with Pulte Homes of Texas, L.P.

7. M&C C-25647 - Authorize Execution of a Contract with Vendigm Construction, LLC., in the Amount of \$827,073.00 for Concrete Restoration at Five Locations and Adopt Appropriation Ordinance. (COUNCIL DISTRICTS 2, 3 and 7)

The City Council approved the following recommendation: Authorize the transfer of \$827,073.00 from the Contract Street Maintenance Fund to the General Fund; adopt Supplemental Appropriation Ordinance No. 20240-06-2012 increasing the estimated receipts and appropriations in the General Fund, from available funds, for the purpose of funding concrete restoration at Chapel Creek Boulevard from White Settlement Road to Old Weatherford Road; White Settlement Road from West Loop 820 Freeway to North Chapel Creek Boulevard; North Bryant Irvin Road from Wellesley Avenue to West Vickery Boulevard; Clifford Street from West Loop 820 Freeway to White Settlement Road; and Railhead Road from Goldspike Drive to Blue Mound Road; and authorize execution of a contract with Vendigm Construction, LLC., for Concrete Restoration 2012-10 at the five (5) locations listed above.

8. M&C C-25648 - Authorize Execution of an Artwork Commission Contract with Leticia Huerta Studio, LLC, in an Amount Not to Exceed \$44,375.00 for Fabrication, Delivery and Installation of Design Enhancements to be Incorporated Into the Dewey Street Bridge Over the Lebow Channel, Near Decatur Avenue. (COUNCIL DISTRICT 2)

The City Council approved the following recommendation: Authorize the execution of an Artwork Commission Contract with Leticia Huerta Studio, LLC, in an amount not to exceed \$44,375.00 for fabrication, delivery and installation of design enhancements to be incorporated into the Dewey Street Bridge over the Lebow Channel at the intersection of Dewey Street and Decatur Avenue.

9. M&C C-25649 - Authorize Execution of Change Order No. 1 with Conatser Construction TX, LP, in the Amount of \$212,349.10 to City Secretary Contract No. 42509 for the Milam Storm Drain Improvements Project for a Total Contract in the Amount of \$1,071,918.60. (COUNCIL DISTRICT 5)

The City Council approved the following recommendation: Authorize the execution of Change Order No. 1 with Conatser Construction TX, LP, in the amount of \$212,349.10 to City Secretary Contract No. 42509 for a total contract in the amount of \$1,071,918.60.

10. **M&C C-25650 - Authorize Execution of Amendment No. 2 to the Current Intergovernmental Cooperative Reimbursement Agreement in an Amount Not to Exceed \$33,275.00 for Fiscal Year 2012-2013 for a Total Contract of \$97,718.53 with the Texas Commission on Environmental Quality for the Operation of a Local Air Pollution Particulate Emission Monitoring Site at Haws Athletic Center, Apply Indirect Costs at Approved Percentage Rate and Adopt Appropriation Ordinance. (COUNCIL DISTRICT 2)**

The City Council approved the following recommendation: Authorize the execution of Amendment No. 2 to the current Intergovernmental Cooperative Reimbursement Agreement with the Texas Commission on Environmental Quality (TCEQ) in an amount not to exceed \$33,275.00, for a total contract of \$97,718.53 for the period of September 1, 2012, through August 31, 2013; adopt Appropriation Ordinance No. 20241-06-2012 increasing the estimated receipts and appropriations in the Grants Fund in the amount of \$33,275.00 in Fiscal Year 2013, subject to receipt of the executed contract amendment, for the purpose of reimbursement of expenses to the City of Fort Worth during contract period from September 1, 2012, to August 31, 2013, with the TCEQ; and apply indirect cost at the most recently approved rate of 21.48 percent for the Transportation and Public Works Department.

11. **M&C C-25651 - Authorize Execution of Amendment No. 4 to State Funded Grant Agreement with the Texas Commission on Environmental Quality for Fiscal Year 2012-2013 Compliance Monitoring Strategy for Air Quality Program, Adopt Appropriation Ordinance in the Amount of \$275,233.00 for a Total Not to Exceed the Amount of \$1,106,492.00, Authorize In-Kind Match in the Amount of \$135,563.00 and Apply Indirect Costs at Approved Percentage Rate. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize execution of Amendment No. 4 to State Funded Grant Agreement with the Texas Commission on Environmental Quality (TCEQ) for Fiscal Year 2012-2013 Compliance Monitoring Strategy for Air Quality Program; authorize the use of \$135,563.00 from the General Fund as an in-kind match for this amendment; apply indirect cost at the rate of 21.48 percent in accordance with the terms of the State Funded Grant Agreement; and adopt Appropriation Ordinance No. 20242-06-2012 increasing the estimated receipts and appropriations in the Grants Fund in the amount of \$410,796.00, subject to receipt of the amendment, for the purpose of funding Fiscal Year 2012-2013 Compliance Monitoring Strategy for Air Quality Program.

12. **M&C C-25652 - Authorize Execution of Amendment No. 1 to City Secretary Contract No. 42227, an Intergovernmental Cooperative Reimbursement Contract, with the Texas Commission on Environmental Quality for the Operation of Ozone Monitoring Stations in the Amount of \$60,000.00 for a Total Contract Amount of \$120,000.00, Apply Indirect Costs at Approved Percentage Rate and Adopt Appropriation Ordinance. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the execution of Amendment No. 1 to City Secretary Contract No. 42227, an Intergovernmental Cooperative Reimbursement Contract with the Texas Commission on Environmental Quality (TCEQ) at a maximum amount of \$60,000.00 for the contract period September 1, 2012, through August 31, 2013; adopt Appropriation Ordinance No. 20243-06-2012 increasing the estimated receipts and appropriations in the Grants Fund in the amount of \$60,000.00 in Fiscal Year 2012-2013, subject to receipt of the executed contract, for the purpose operating Ozone Monitoring Stations; and apply the indirect cost at the rate of 21.48 percent in accordance with the terms of the Intergovernmental Cooperative Reimbursement Contract.

13. **M&C C-25653 - Authorize the Execution of an Agreement with Ray Lamar Owens and Deborah Owens d/b/a Owens Service Company to Provide Electric, Plumbing and Compressed Air Services for Facility Users and Exhibitors at the Fort Worth Convention Center and Authorize the Execution of an Agreement with S&H Lone Star Electric, Inc., to Provide Electrical Services to Facility Users and Exhibitors at the Will Rogers Memorial Center. (COUNCIL DISTRICTS 7 and 9)**

The City Council approved the following recommendation: Authorize the execution of a three (3) year agreement with Ray Lamar Owens and Deborah Owens d/b/a Owens Service Company as the exclusive provider for electric, plumbing and compressed air services for exhibitors and facility users of the Fort Worth Convention Center to begin June 20, 2012, and expire June 19, 2015, with options to renew for three (3) additional one (1) year periods; and authorize the execution of a three (3) year agreement with S&H Lone Star Electric, Inc., as the exclusive provider for electrical services for exhibitors and facility users of the Will Rogers Memorial Center to begin June 20, 2012, and expire June 19, 2015, with options to renew for three (3) additional one (1) year periods.

14. **M&C C-25654 - Authorize Execution of an Agreement with Vets Securing America, Inc., in the Amount Up to \$450,000.00 to Provide Guard Services for Fort Worth Prisoners Admitted to John Peter Smith Hospital. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize execution of an agreement with Vets Securing America, Inc., in the amount up to \$450,000.00 to provide guard services for Fort Worth prisoners admitted to John Peter Smith Hospital.

15. **M&C C-25655 - Authorize Execution of a Professional Services Agreement with Garver, LLC, in the Amount of \$28,900.00 for Airfield Electrical Improvements at Fort Worth Meacham Airport, Authorize Use of Gas Lease Revenue and Adopt Appropriation Ordinances. (COUNCIL DISTRICT 2)**

The City Council approved the following recommendation: Authorize the use of gas lease revenue in the amount of \$28,900.00 for the airfield electrical improvements at Fort Worth Meacham Airport; adopt Appropriation Ordinance No. 20244-06-2012 increasing the estimated receipts and appropriations in the Airport Gas Lease Project Fund, from available funds, for the improvements; authorize the transfer of the funds from the Airports Gas Lease Project Fund to the Municipal Airports Fund; adopt Appropriation Ordinance No. 20245-06-2012 increasing the estimated receipts and appropriations in the Municipal Airports Fund, from available funds, for the improvements; and authorize execution of a Professional Services Agreement with Garver, LLC.

16. M&C C-25656 - Authorize Execution of a Three Year Agreement with Fidelity Express, a Division of GSC Enterprises, Inc., for Implementation and Operation of Payment Processing Services for the Water Department Through an Existing Network of Over 300 Retail Locations at a Cost of \$2,000.00 Annually. (ALL COUNCIL DISTRICTS)

The City Council approved the following recommendation: Authorize the execution of a three (3) year agreement with Fidelity Express, a Division of GSC Enterprises, Inc., for implementation and operation of payment processing services for the Water Department through an existing network of over 300 retail locations at a cost of \$2,000.00 annually.

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. OCS - 1854 - Notice of Claims for Alleged Damages and/or Injuries

End of Consent Agenda.

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. Presentation of Proclamation of U.S.S. Fort Worth Day

This Proclamation was presented at the beginning of the meeting.

2. Presentation of Certificates of Recognition to Former Board and Commission Members

Council Member Burns presented Certificates of Recognition to the following former Board and Commission members:

Ms. Beverly Sims for her service on the Animal Shelter Advisory Committee from November 29, 2005, through April 7, 2012.

Ms. Janet Saltgiver for her service on the Board of Adjustment-Residential from July 14, 2009, through March 27, 2012.

Mr. Roy C. Brooks for his service on the Mayor's Advisory Commission on Homelessness from October 4, 2005, through January 24, 2012.

Mr. Glenn Spoons for his service on the Mayor's Advisory Commission on Homelessness from October 4, 2005, through January 24, 2012.

Ms. Lila Boydston for her service on the Mayor's Committee on Persons with Disabilities from October 12, 2004 to April 17, 2012.

Mr. Maurice Barnes for his service on the Zoning Commission and Fort Worth Alliance Airport Zoning Commission from January 6, 2004, through December 6, 2011.

Mr. Ramon Romero, Jr., for his service on the Zoning Commission and Fort Worth Alliance Airport Zoning Commission from February 23, 2010, through February 21, 2012.

The following people were also recognized but were not in attendance:

Ms. Jerrie Schubert for her service on the Fort Worth Commission for Women from October 25, 2011, through May 8, 2012.

Mr. Richard Burnett for his service on the Fort Worth Human Relations Commission from January 11, 2000, through May 8 2012.

Mr. Robert Aldrich, Jr., for his service on the Ethics Review Committee from August 24, 2012, through May 1, 2012.

Ms. Ann Surtherland for her service on the Fort Worth Commission for Women from September 28, 2012, through April 17, 2012.

Mr. James Marshall for his service on the Parks and Community Services Advisory Board from November 10, 2009, through January 10, 2012.

Mr. Jay Sabatucci for his service on the Animal Shelter Advisory Committee from March 23, 2012, through April 7, 2012.

Mr. Jimmy Graham for his service on the Aviation Advisory Board from October 24, 2006, through February 7, 2012.

Mr. Sam Buchanan for his service on the Board of Adjustment- Commercial and the Fort Worth Alliance Airport Board of Adjustment from December 2, 2008, through April 17, 2012.

Ms. Norma Roby for her service on the Ethics Review Committee from August 24, 2012, through May 15, 2012.

Mr. Brian Renteria for his service on the Fort Worth Human Relations Commission from January 12, 2012, through February 21, 2012.

X. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events

Mayor Pro tem Zimmerman recognized his longtime friends Fin and Jan Looney, who were visiting from England.

Council Member Burns announced that a Farmers Market would be open on Tuesdays outside of the Federal Building from 10:00 a.m. to 2:00 p.m., during the summer months. He also announced that he and his partner, J.D. Angle, were fortunate to have two (2) 16-year old foreign exchange students, Charles and Jacob, from France and Germany, live with them during the past year. He added that it had been a life changing and profound experience, but he and J.D. felt very blessed with the opportunity. He extended well wishes to Charles and Jacob as they returned home next week.

Council Member Scarth announced that a Deaf and Hard of Hearing Police Forum would be held on June 14, 2012, from 7:00 p.m. to 9:00 p.m., at the Goodrich Center for the Deaf and Hard of Hearing, located at 2500 Lipscomb Street.

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

There were no changes in membership on Boards and Commissions.

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

1. Report by the Mayor's Committee on Persons with Disabilities

Mr. David Ondich, Disabilities Program and American Disabilities Act (ADA) Coordinator introduced Mr. Dan Gadbury, Chair, Fort Worth Mayor's Committee on Persons with Disabilities.

Mr. Gadbury provided a brief summary of the activities of the Committee and provided the following recommendations to the Council.

1. Repurpose the Disabilities Program and ADA Coordinator to a more equitable position instead of dealing wholly with return to work claims.
2. Focus on the Deaf and Hard of Hearing and how the City can provide assistance to those individuals.
3. Require following the universal design standards in at least 20 percent of new multi-family construction to allow for housing for the disabled and elderly.
4. Create a single point of contact for citizens to request assistance at a City event or meeting in accordance with the ADA.

Mayor Price, Council Member Scarth and Mayor Pro tem Zimmerman all expressed appreciation to Mr. Gadbury for his service to the community and reiterated the importance of the Committee and their responsibilities. It was requested that he provide a written summary of the recommendations for the City Manager to review who would then provide a report back to Council on his findings.

XIII. REPORT OF THE CITY MANAGER

A. Benefit Hearing - None

B. General

1. [M&C G-17610 - Adopt Ordinance Approving Dallas/Fort Worth International Airport Board Resolution 2011-11-327, Amending the Code of Rules and Regulations for the Dallas/Fort Worth International Airport by Adding Chapter 6A Storm Water Rules and Regulations. \(ALL COUNCIL DISTRICTS\)](#)

The recommendation was that the City Council adopt an Ordinance approving Dallas/Fort Worth International Airport Board Resolution 2011-11-327, which amends the Code of Rules and Regulations of the Dallas/Fort Worth International Airport, as amended, by adding Chapter 6A Storm Water Rules and Regulations.

Motion: Council Member Hicks made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication No. G-17610 be approved and Ordinance No. 20246-06-2012 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

2. M&C G-17611 - Authorize Execution of a Natural Gas Infrastructure Agreement with Atmos Energy Corporation and Approve Dallas/Fort Worth International Airport Board Resolution No. 2010-11-289 Which Approved a New Natural Gas Infrastructure Agreement with Atmos Energy Corporation of Dallas, Texas with a Term that Exceeds Forty Years Unless the Airport Board Purchases the Natural Gas Infrastructure System. (ALL COUNCIL DISTRICTS)

The recommendation was that the City Council authorize execution of a Natural Gas Infrastructure Agreement with Atmos Energy Corporation for a term that exceeds 40 years unless the Dallas/Fort Worth International Airport Board purchases the natural gas infrastructure system; and adopt a Resolution authorizing execution of a Natural Gas Infrastructure Agreement with Atmos Energy Corporation and approving Dallas/Fort Worth International Airport Board Resolution No. 2010-11-289, which approved a new Natural Gas Infrastructure Agreement with Atmos Energy Corporation of Dallas, Texas, with a term that exceeds 40 years unless the Airport Board purchases the natural infrastructure system.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Scarth, that Mayor and Council Communication No. G-17611 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

3. M&C G-17612 - Authorize Execution of an Electric Utility Infrastructure Agreement with Oncor Electric Delivery Company, LLC, and Adopt Resolution Approving Dallas/Fort Worth International Airport Board Resolution No. 2007-12-332 Which Approved an Electric Utility Infrastructure Agreement with Oncor Electric Delivery Company for a Term Which Exceeds Forty Years Unless the Dallas/Fort Worth International Airport Board Purchases the Electric Utility Infrastructure System. (ALL COUNCIL DISTRICTS)

The recommendation was that the City Council authorize the execution of an Electric Utility Infrastructure Agreement with Oncor Electric Delivery Company, LLC, and adopt a Resolution approving Dallas/Fort Worth International Airport Board Resolution No. 2007-12-332 adopted by the Dallas/Fort Worth International Airport on December 6, 2007, which approved a new Electric Utility Infrastructure Agreement with Oncor Electric Delivery Company, LLC, of Dallas Texas for a term which exceeds 40 years unless the Dallas/Fort Worth International Airport Board purchases the electric utility infrastructure system.

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

Motion: Council Member Shingleton made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. G-17612 be approved and Resolution No. 4093-06-2012 be adopted. The motion carried 7 ayes to 0 nays, with 1 abstention by Council Member Scarth and Council Member Espino absent.

4. M&C G-17613 - Approve Dallas/Fort Worth International Airport Rental Car Center and Proposed Southgate Hyatt Place Hotel as Public Facilities and as Approved Airport Projects of the Dallas/Fort Worth International Airport's Public Facility Improvement Corporation and Approve Assignment and Transfer by the Dallas/Fort Worth International Airport Facility Improvement Corporation of All Assets, Rights, Duties and Obligations Relating to the Rental Car Center Facility and Bus Fleet to the Public Facility Improvement Corporation and Adopt Resolution. (ALL COUNCIL DISTRICTS)

The recommendation was that the City Council approve the Dallas/Fort Worth International Airport Rental Car Center and the proposed Southgate Hyatt Place Hotel as public facilities and as approved Airport Projects of Dallas/Fort Worth International Airport's Public Facility Improvement Corporation; approve the assignment and transfer by the Dallas/Fort Worth International Airport Facility Improvement Corporation of all assets, rights, duties and obligations relating to the Airport Rental Car Center facility and bus fleet to the Dallas/Fort Worth International Airport Public Facility Improvement Corporation; and adopt a Resolution making certain findings of certain Dallas/Fort Worth International Airport facilities as "Public Facilities" and "Approved Airport Projects" and related matters.

Motion: Council Member Moss made a motion, seconded by Council Member Burns, that Mayor and Council Communication No. G-17613 be approved and Resolution No. 40494-06-2012 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

5. M&C G-17614 - Adopt Resolution Authorizing the Employment of David D'Alessandro and the Law Firm of Vinson & Elkins, L.L.P., as Outside Counsel, in the Amount Not to Exceed \$75,000.00 to Assist the City in Pension Related Issues. (ALL COUNCIL DISTRICTS)

The recommendation was that the City Council adopt a Resolution authorizing the employment of David D'Alessandro and the law firm of Vinson & Elkins, L.L.P., as outside legal counsel to represent the City in matters related to employee pension benefit reductions in the amount not to exceed \$75,000.00.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. G-17614 be approved and Resolution No. 4095-06-2012 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

6. M&C G-17615 - Authorize Execution of an Investment Advisory Services Agreement with Patterson Capital Management, LP, in the Amount of \$60,000.00 Per Year with an Initial Three Year Term and Two One Year Renewal Options. (ALL COUNCIL DISTRICTS)

The recommendation was that the City Council authorize the execution of an agreement with Patterson Capital Management, LP, for investment advisory services in the amount of \$60,000.00 per year with an initial three (3) year term and two (2) one (1) year renewal options.

Motion: Council Member Moss made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. G-17615 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

7. M&C G-17616 - Authorize Transfer in the Amount of \$9,802,783.00 from Various Funds to the Specially Funded Capital Projects Fund and the Enterprise Resource Planning Capital Project Fund to Fund a Portion of Enterprise Resource Planning Phase II and Adopt Appropriation Ordinances. (ALL COUNCIL DISTRICTS)

The recommendation was that the City Council adopt a Supplemental Appropriation Ordinance increasing the estimated receipts and appropriations in the Water and Sewer Fund in the amount of \$7,431,687.00 and decreasing the available cash balance by the same amount, for the purpose of financing a portion of the Enterprise Resource Planning (ERP) Phase II System; authorize the transfer in the amount of \$1,071,641.00 from the Municipal Airports Fund, \$7,431,687.00 from the Water and Sewer Fund, \$99,494.00 from the Municipal Parking Fund, \$586,304.00 from the Solid Waste Fund, \$435,939.00 from the Storm Water Utility Fund, and \$177,718.00 from the Culture and Tourism Fund to the Specially Funded Capital Projects Fund in the amount of \$7,165,447.50 and to the Enterprise Resource Planning Capital Project Fund in the amount of \$2,637,335.50; and adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Specially Funded Capital Projects Fund in the amount of \$7,165,447.50, from available funds, for the purpose of financing a portion of the ERP Phase II System; and adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Enterprise Resource Planning Capital Project Fund in the amount of \$2,637,335.50, from available funds, for the purpose of financing a portion of the ERP Phase II System.

Motion: Council Member Scarth made a motion, seconded by Council Member Burns, that Mayor and Council Communication No. G-17616 be approved and Supplemental Appropriation Ordinance No. 20247-06-2012 and Appropriation Ordinance Nos. 20248-06-2012 and 20249-06-2012 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

8. M&C G-17617 - Adopt Resolution Stating the City of Fort Worth Elects to Remain Eligible to Participate in Tax Abatement Authorized by Chapter 312 of the Texas Tax Code and Adopt an Updated Tax Abatement Policy. (ALL COUNCIL DISTRICTS)

The recommendation was that the City Council adopt a Resolution providing that the City elects to remain eligible to participate in property tax abatement authorized by to the Texas Property Redevelopment and Tax Abatement Act, Chapter 312 of the Texas Tax Code, as amended and establishing an updated tax abatement policy; and adopt the updated Tax Abatement Policy, including guidelines and criteria, governing certain property tax abatements granted by the City of Fort Worth.

Motion: Council Member Burns made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. G-17617 be approved and Resolution No. 4096-06-2012 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

9. M&C G-17618 - Authorize Acceptance of a Monetary Gift from the Friends of the Fort Worth Nature Center and Refuge, Inc., in the Amount of \$19,653.71 to Fund Part-Time Summer 2012 Staff Positions at the Fort Worth Nature Center and Refuge and Adopt Appropriation Ordinance. (COUNCIL DISTRICT 7)

The recommendation was that the City Council authorize acceptance of a monetary gift in the amount of \$19,653.71 from the Friends of the Fort Worth Nature Center & Refuge, Inc., for the purpose of funding salaries and benefits for Summer 2012 for part-time staff positions at the Fort Worth Nature Center & Refuge; and adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Special Trust Fund in the amount of \$19,653.71, subject to receipt of a monetary gift, for the purpose of funding the salaries and benefits.

Mr. Richard Shepherd, President, Friends of the Fort Worth Nature Center and Refuge, Inc., 3216 Preston Hollow Road, appeared before Council in support of Mayor and Council Communication No. G-17618.

Council Member Shingleton recognized Ms. Marty Leonard, Vice President, Friends of the Fort Worth Nature Center and Refuge, Inc., who was in attendance and expressed appreciation for the monetary gift. He stated this was a wonderful program and he fully supported the Fort Worth Nature Center and Refuge.

Motion: Council Member Shingleton made a motion, seconded by Council Member Hicks, that Mayor and Council Communication No. G-17618 be approved and Appropriation Ordinance No. 20250-06-2012 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

10. M&C G-17619 - Authorize Consideration of Variance from Section 4-4 of the City Code to Allow Alcoholic Beverage Sales for Mixed Beverage and Mixed Beverage Late Hours at the Acoustic Cafe Restaurant Located at 2749 Miro Court and 1111 Foch Street. (COUNCIL DISTRICT 9) (PUBLIC HEARING)

The recommendation was that the City Council consider a request from Mr. Joel R. Kleven, owner of Cafe JRK, LLC d/b/a Acoustic Cafe Restaurant, located at 2749 Miro Court and 1111 Foch Street for a variance from Section 4-4 of the City Code prohibiting the sale of alcoholic beverages within 300 feet of Fort Worth Independent School District's Farrington Field parking lot located at 1400 Foch Street.

a. Report of City Staff

Ms. Dana Burghdoff, Deputy Director, Planning and Development Department, appeared before Council and provided a staff report.

b. Citizen Presentations

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

c. Council Action

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

Motion: Council Member Burns made a motion, seconded by Council Member Shingleton, to close the public hearing and that Mayor and Council Communication No. G-17619 be approved. The motion carried 7 ayes to 0 nays, with 1 abstention by Council Member Moss and Council Member Espino absent.

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

D. Land

1. M&C L-15384 - Authorize Condemnation by Eminent Domain of an Easement Interest in a Total of 1.099 Acres of Vacant Land Located on the Northwest Corner of Risinger Road and Summer Creek Drive, Owned by FW 50 Partners, Ltd, for the Southwest Parkway, SH121T, Southwest Parkway Water and Sewer Main Relocations, Part 3, From Dirks Road to FM 1187 Project. (COUNCIL DISTRICT 6)

The recommendation was that the City Council declare that negotiations between the City and the landowner to acquire easements in a combined total of approximately 1.099 acres of land owned by FW 50 Partners, Ltd, and known as Summer Creek Drive, at the northwest corner of Risinger Road and Summer Creek Drive, J. Asbury Survey, Abstract No. 52, Tarrant County, Texas, were unsuccessful because of the inability to reach an agreement on a purchase price; declare the necessity to acquire an easement interest in the subject property for the Southwest Parkway, SH121T, Southwest Parkway Water and Sewer Main Relocations, Part 3, from Dirks Road to FM 1187 Project; authorize the City Attorney to institute condemnation by eminent domain proceedings to acquire the easement interest in the property; authorize payment pursuant to an award of commissioners; and authorize the acceptance and recording of appropriate instruments.

Motion: Council Member Jordan made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. L-15384 be approved and that the Fort Worth City Council authorize the use of the power of eminent domain to acquire easements in 1.099 acres of land for the SH121T Southwest Parkway Water and Sewer Main Relocations, Part 3, from Dirks Road to FM 1187 Project out of the J. Asbury Survey, Abstract No. 52, located at the northwest corner of Risinger Road and Summer Creek Drive for the City to relocate and extend conflicting City-owned utilities to the outside boundary of the right-of-way. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

2. M&C L-15385 - Authorize Condemnation by Eminent Domain of an Easement Interest in 0.078 Acres of Improved Land for a Temporary Construction Easement for the Clearfork Main Street Bridge Project and in 0.442 Acres of Land for a Permanent Access Easement and a Temporary Right of Entry for the Southwest Parkway, SH121T, Part 1, Water and Sewer Relocations Project Located at 2698 South Hulen Street and Owned by Fretus Investors Fort Worth, L.P. (COUNCIL DISTRICT 3)

It was the consensus of the City Council that Mayor and Council Communication No. G-17585 be withdrawn from consideration.

E. Planning & Zoning

1. M&C PZ-2957 - Consider Institution of the Annexation and Adoption of Ordinance for the Owner-Initiated Annexation of Approximately 3.3 Acres of Land Located North of Avondale-Haslet Road and East of US 287, AX-11-008, 2484 Avondale-Haslet Road. (COUNCIL DISTRICT 7) (Continued from a Previous Meeting)

It was the consensus of the City Council that Mayor and Council Communication No. PZ-2957 be continued until the August 21, 2012, Council meeting.

2. M&C PZ-2979 - Consider Institution of the Annexation and Adoption of Ordinance for the Owner-Initiated Annexation of Approximately 129.2 Acres of Land North of Intermodal Parkway and West of FM 156, A-12-003. (COUNCIL DISTRICT 2)

The recommendation was that the City Council institute and consider the adoption of an Ordinance declaring certain findings; providing for the extension of certain boundary limits of the City of Fort Worth; providing for the annexation of an approximately 129.2 acres tract of land located north of Intermodal Parkway and west of FM 156, John Day Road in the Greenberry Overton Survey, Abstract Number 972 and in the Crockett Perry Survey, Abstract No. 1031, situated about 16.3 miles north 5 degrees west of the Courthouse, Tarrant County, Texas (Case No. AX-12-003), which said territory lies adjacent to and adjoins the present corporate boundary limits of Fort Worth, Texas; providing that the territory annexed shall bear its pro rata part of taxes; providing that the inhabitants thereof shall have all the privileges of all the citizens of Fort Worth, Texas.

Motion: Council Member Scarth made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication No. PZ-2979 be approved and Ordinance No. 20251-06-2012 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

3. M&C PZ-2980 - Approve Timetable for Proposed City-Initiated Annexation and Authorize Initiation of Zoning for Approximately 0.65 Acre of Land Located on and North of Litsey Road and East of Elizabethtown Cemetery Road, AX-12-005, Litsey Road in the Far North Sector in Accordance with the 2012 Comprehensive Plan. (COUNCIL DISTRICT 2)

The recommendation was that the City Council approve the timetable for proposed City-initiated annexation and authorize initiation of zoning for approximately 0.65 acre of land located on and north of Litsey Road and east of Elizabethtown Cemetery Road (Case No. AX-12-005) for full purposes in compliance with the requirements of Chapter 43 of the Local Government Code of the State of Texas; direct staff to prepare a service plan that provides for the extension of full municipal services to the annexation area; and authorize the City Manager to initiate certain zoning changes for the annexation area in the Far North Sector, in accordance with the 2012 Comprehensive Plan.

Motion: Council Member Shingleton made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. PZ-2980 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

F. Award of Contract

1. M&C C-25622 - Authorize Execution of an Engineering Services Agreement with Jacobs Engineering Group, Inc., in the Amount of \$2,410,478.00 for Staff Extension Services Over a Twenty Four Month Time Period for Accelerating Delivery of Transportation Capital Improvement Projects. (ALL COUNCIL DISTRICTS) (Continued from a Previous Meeting)

The recommendation was that the City Council authorize the execution of an Engineering Services Agreement with Jacobs Engineering Group, Inc., in the amount of \$2,410,478.00 for staff extension services for a 24 month time period for accelerating delivery of transportation capital improvement projects.

Motion: Council Member Jordan made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. C-25622 be approved with the stipulation that City Manager Higgins provide a specific list of projects, performance criteria and milestones at the July 10, 2012, Pre-Council meeting. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

2. M&C C-25657 - Authorize Execution of a Public Right-of-Way Use Agreement Granting Texas Midstream Gas Services, L.L.C., a License to Construct and Operate an Eight Inch Natural Gas Gathering Pipeline Across South Haynes Avenue, Arch Street, South Chicago Avenue, South Newark Avenue, South Sargent Avenue, Miller Avenue, Bradley Avenue, Griggs Street, South Hughes Avenue, Lloyd Avenue and South Edgewood Terrace, GST11-0035. (COUNCIL DISTRICT 8)

The recommendation was that the City Council authorize the execution of a public right-of-way use agreement with Texas Midstream Gas Services, L.L.C., for a one (1) time license fee in the amount of \$31,605.20 and granting a license to construct and operate an eight (8) inch natural gas gathering pipeline in the following 11 public rights-of-way: across South Haynes Avenue, north of East Rosedale Street; across Arch Street, north of Rosedale; across South Chicago Avenue, north of Rosedale; across South Newark Avenue, north of Rosedale; across South Sargent Avenue, north of Rosedale; across Miller Avenue, north of Rosedale; across Bradley Avenue, south of Windomere Street; across Griggs Street, south of Windomere; across South Hughes Avenue, south of Windomere; across Lloyd Avenue, north of Rosedale; and across South Edgewood Terrace, north of Rosedale.

Motion: Council Member Hicks made a motion, seconded by Council Member Scarth, that Mayor and Council Communication No. C-25657 be continued until the July 17, 2012, Council meeting. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

3. M&C C-25658 - Authorize Execution of a Community Facilities Agreement with SLF IV/Legacy Capital, L.P., in the Amount of \$2,268,950.00 for Improvements to McPherson Boulevard from the Chisholm Trail Parkway to Old Granbury Road and Adopt Appropriation Ordinance. (COUNCIL DISTRICT 6)

The recommendation was that the City Council adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Transportation Impact Fund in the amount of \$272,000.00, from available funds, for the purpose of paving and related improvements to the northern two (2) lanes of McPherson Boulevard from the Chisholm Trail Parkway to Old Granbury Road; and authorize the execution of a Community Facilities Agreement with SLF IV/Legacy Capital, L.P., for paving and related improvements to the northern two (2) lanes of McPherson Boulevard from the Chisholm Trail Parkway to Old Granbury Road in the amount of \$2,268,950.00 of which the City participation is 50 percent or \$1,134,475.00.

Motion: Council Member Jordan made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. C-25658 be approved and Appropriation Ordinance No. 20252-06-2012 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

4. M&C C-25659 - Authorize Execution of a Contract with Periscope Holdings, Inc., in an Amount Not to Exceed \$359,338.00 to Develop an Interface for Enterprise Resource Planning Phase II for the BuySpeed Online Application Using State of Texas Department of Information Resources Contract No. DIR-SDD-848. (ALL COUNCIL DISTRICTS)

The recommendation was that the City Council authorize the execution of a contract with Periscope Holdings, Inc., in an amount not to exceed \$359,338.00 to develop an interface for Enterprise Resource Planning Phase II for the BuySpeed application using State of Texas Department of Information Resources Contract No. DIR-SDD-848.

Motion: Council Member Shingleton made a motion, seconded by Council Member Scarth, that Mayor and Council Communication No. C-25659 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

5. M&C C-25660 - Authorize Execution of Agreement with Aetna Life Insurance Company for Administration of the City's Health Benefits Plan in an Amount of \$3,498,591.00 for the First Year. (ALL COUNCIL DISTRICTS)

The recommendation was that the City Council authorize the City Manager to execute an agreement with Aetna Life Insurance Company for administration of the City's self-funded group medical and pharmacy benefit program including COBRA, Flexible Spending Accounts,

Employee Assistance Program and Disease Management and Wellness Programs effective January 1, 2013, with an initial three (3) year term and two (2) one (1) year renewal options.

Motion: Council Member Scarth made a motion, seconded by Council Member Hicks, that Mayor and Council Communication No. C-25660 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

6. M&C C-25661 - Authorize Execution of a Twenty-Year Economic Development Program Agreement with Patterson Equity Partners, LLC, or Any Affiliated Entity in an Amount Not to Exceed \$10,000,000.00 Plus Interest for the Redevelopment of Casino Beach and Adjacent City-Owned Park Property Along Lake Worth. (COUNCIL DISTRICT 7)

The recommendation was that the City Council authorize the City Manager to execute a 20 year Economic Development Program Agreement with Patterson Equity Partners, LLC, or any affiliated entity in an amount not to exceed \$10,000,000.00 plus interest as authorized by Chapter 380 of the Texas Local Government Code, conditioned on the redevelopment of vacant land at Casino Beach into an entertainment destination through a variety of public and private improvements and waive the Financial Management Policy associated with gas lease revenues to allow for Lake Worth lease revenues to serve as the source of funding for this agreement.

Motion: Council Member Shingleton made a motion, seconded by Council Member Burns, that Mayor and Council Communication No. C-25661 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

7. M&C C-25662 - Authorize Change in Use and Expenditure of Additional HOME Investment Partnerships Program Grant Funds in the Amount of \$1,300,000.00 to FW Hunter Plaza, L.P., for the Redevelopment of the Hunter Plaza Apartments Located at 605 West First Street, Authorize Execution of a Conditional Commitment and Contract, and Authorize Substantial Amendment to the City's 2003-2004, 2005-2006, 2006-2007, 2009-2010 and 2011-2012 Action Plans and Substitution of Funding Years. (COUNCIL DISTRICT 9)

The recommendation was that the City Council authorize a substantial amendment to the City's 2003-2004, 2005-2006, 2006-2007, 2009-2010 and 2011-2012, Action Plans; authorize the substitution of current and prior 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 the change in use and expenditure of additional HOME Investment Partnerships Program Grant funds in the amount of \$1,300,000.00 for a total of \$1,800,000.00 in HOME funds to FW Hunter Plaza, L.P., an affiliate of the Fort Worth Housing Authority, for the redevelopment of the Hunter Plaza Apartments located at 605 West First Street; authorize the City Manager or his designee to execute a conditional commitment with FW Hunter Plaza, L.P.,

for a subordinate loan that conditions funding on, among other things, satisfactory compliance with the HOME requirements; authorize the City Manager or his designee to execute a contract with FW Hunter Plaza, L.P., 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 for up to one (1) year if FW Hunter Plaza, 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.

Motion: Council Member Burns made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication No. C-25662 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

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

8. M&C C-25663 - Authorize Increase to City Secretary Contract No. 40002, an Engineering Services Agreement with CH2M Hill, Inc., in the Amount of \$2,128,674.98 for Stormwater and Streetscape Project Management Services and Consent to Assignment of the Agreement from CH2M Hill, Inc., to CH2M Hill Engineers, Inc., for a Revised Total Contract Amount of \$4,438,422.98. (ALL COUNCIL DISTRICTS)

The recommendation was that the City Council authorize an increase to City Secretary Contract No. 40002, an Engineering Services Agreement with CH2M Hill, Inc., in the amount of \$2,128,674.98; and consent to the assignment of the contract from CH2M Hill, Inc., to CH2M Hill Engineers, Inc.

City Secretary Kayser advised of the following correction to Mayor and Council Communication No. C-25663:

Discussion Section to read:

"CH2M Hill Inc. proposes to perform these additional project management services on an hourly basis ~~with hourly rates~~ the total amount not to exceed ~~\$783,004.03~~ "**\$2,128,674.98**"

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication No. C-25663 be approved as corrected. The motion carried unanimously 7 ayes to 0 nays, with Council Members Espino and Jordan absent.

9. M&C C-25664 - Authorize Execution of an Amendment to the Design Procurement Agreement with Event Facilities Fort Worth, Inc., in the Amount of \$112,374.00 for a Total Contract Amount of \$1,049,974.00 and Authorize Execution of an Amendment to the Infrastructure Construction Agreement with Event Facilities Fort Worth, Inc., in the Amount of \$1,795,958.72 Plus \$76,526.00 in Contingency to Allow Reimbursement for Additional Improvements Related to the Harley Avenue Phase 2 Realignment Project for a Total Contract Amount of \$10,423,129.72 and Adopt Ordinance Vacating a Portion of Harley Avenue Between Gendy Street and Rip Johnson Drive. (COUNCIL DISTRICT 7)

The recommendation was that the City Council authorize execution of an amendment to the Design Procurement Agreement with Event Facilities Fort Worth, Inc., in the amount of \$112,374.00 in order to allow reimbursement for design, engineering and other soft costs related to the parking system improvements associated with the Harley Avenue Phase 2 Realignment Project increasing the contract amount to \$1,049,974.00; authorize execution of an amendment to the Infrastructure Construction Agreement with Event Facilities Fort Worth, Inc., in the amount of \$1,795,958.72 plus \$76,526.00 in contingency in order to allow reimbursement for additional utility and parking system improvements associated with the project increasing the contract amount of \$10,423,129.72; and adopt an Ordinance vacating and extinguishing a portion of Harley Avenue, situated in the Thomas White Survey, Abstract No. 1636, located in the City of Fort Worth, Tarrant County, Texas; containing approximately 56,427 square feet or 1.295 acres of land, providing for reversion of fee in said land; providing that the City shall retain all existing utilities easements.

Motion: Council Member Shingleton made a motion, seconded by Council Member Burns, that Mayor and Council Communication No. C-25664 be approved and Ordinance No. 20253-06-2012 be adopted. The motion carried unanimously 7 ayes to 0 nays, with Council Members Espino and Jordan absent.

10. M&C C-25665 - Ratify Application for and Authorize Acceptance of Grant Funds from the Texas Department of Transportation in the Amount of \$44,998.47 for the Fiscal Year 2012 Impaired Driving Mobilization Program, Authorize Transfer from the Crime Control and Prevention District Fund in the Amount of \$14,999.49 for the Required Local Match, Authorize Execution of a Related Contract with the Texas Department of Transportation and Adopt Appropriation Ordinance. (ALL COUNCIL DISTRICTS)

The recommendation was that the City Council ratify the application for grant funding from the Texas Department of Transportation (TxDOT) in the amount of \$44,998.47 to operate the Fiscal Year 2012, Impaired Driving Mobilization Program; authorize acceptance, if awarded, of grant funds from TxDOT; authorize execution of a contract with TxDOT for implementation of the program; authorize the transfer from the Crime Control and Prevention District Fund in the

amount of \$14,999.49 to the Grants Fund for the City's required match; and adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Grants Fund in the amount of \$59,997.96, subject to receipt of the grant, for the purpose of funding the program.

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

Motion: Council Member Scarth made a motion, seconded by Council Member Shingleton that Mayor and Council Communication No. C-25665 be approved and Appropriation Ordinance No. 20254-06-2012 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

11. M&C C-25666 - Authorize Execution of a Contract with North Texas Contracting, Inc., in the Amount of \$1,029,708.20 for Clear Fork Drainage Basin M-210 Sanitary Sewer Improvements, Part 2, on Colonial Parkway and Rogers Road. (COUNCIL DISTRICTS 3 and 9)

The recommendation was that the City Council authorize the execution of a contract with North Texas Contracting, Inc., in the amount of \$1,029,708.20 for Clear Fork Drainage Basin M-210 Sanitary Sewer Improvements, Part 2, on Colonial Parkway and Rogers Road.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Burns, that Mayor and Council Communication No. C-25666 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

12. M&C C-25667 - Authorize Execution of a Lease Agreement with the YMCA of Metropolitan Fort Worth for the Development, Operation, Management and Programming of the Russon Ranch Reservoir Site, Formerly Known as the Blue Raider Athletic Field, with a City Contribution of \$500,000.00 from Gas Lease Revenue and Capital Fund, Authorize Transfer of \$500,000.00 from Various Gas Lease Revenue and Capital Funds to the Park Gas Lease Project Fund, Authorize Waiver of All Construction Permits Fees and Adopt Appropriation Ordinances. (COUNCIL DISTRICT 6)

The recommendation was that the City Council adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Water and Sewer Gas Lease Capital Projects Fund in the amount of \$100,000.00 and in the Capital Projects Reserve Fund in the amount of \$300,000.00, from available funds, for the purpose of execution of the lease agreement with the YMCA of Metropolitan Fort Worth for the development, management, operation, and programming of the Russon Ranch Reservoir site; authorize the transfer of \$100,000.00 from the Water and Sewer Gas Lease Capital Projects Fund and \$300,000.00 from the Capital Projects Reserve Fund to the Park Gas Lease Project Fund; authorize the transfer of \$100,000.00 from the Park Gas Lease Project Fund, unspecified cost center, to the Park Gas Lease Project Fund,

specific cost center for construction of this project; adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Park Gas Lease Project Fund in the amount of \$500,000.00, from available funds, for the purpose execution of the lease agreement; authorize the City Manager to waive all construction permit fees required for this project; and authorize the execution of a lease agreement with the YMCA of Metropolitan Fort Worth with a City contribution in the amount of \$500,000.00 from gas well revenues and capital funds.

City Secretary Kayser advised that the name “Russon~~u~~ Ranch Reservoir” was corrected to read “Russon~~m~~ Ranch Reservoir” throughout Mayor and Council Communication No. C-25667.

Mr. Charles Doyle, 4325 Wedgeworth Road South, appeared before Council in opposition to Mayor and Council Communication No. C-25667. (provided handout)

Council Member Jordan assured Mr. Doyle that the park property would be maintained as required by ordinance.

Ms. Sandra Youngblood, Assistant Director, Parks and Community Services Department, appeared before Council and provided a staff report.

Council Member Jordan requested that maintenance of the property remain in proper condition and lighting be managed in a way not to disturb the surrounding neighbors. He expressed appreciation to Mr. Doyle for his comments and to the Parks and Community Services Department staff for their hard work on this project.

Mr. Don Williams, 6716 Cool Meadow Drive, submitted a comment card in opposition to Mayor and Council Communication No. C-25667.

Mr. Jerry Hames, 4328 Wedgeworth Road South, submitted an “undecided” comment card relative to Mayor and Council Communication No. C-25667.

Motion: Council Member Jordan made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. C-25667 be approved as corrected and Appropriation Ordinance Nos. 20255-06-2012 and 20256-06-2012 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

[13. M&C C-25668 - Authorize Execution of a Contract with Oracle America, Inc., in the Amount Up to \\$650,000.00 for Oracle University Training on PeopleSoft and Hyperion Software Using a State of Texas Department of Information Resources Contract for Enterprise Resource Planning Project Phase II. \(ALL COUNCIL DISTRICTS\)](#)

The recommendation was that the City Council authorize the execution of a contract with Oracle America, Inc., in the amount up to \$650,000.00 for Oracle University training on PeopleSoft

Enterprise Financial and Supply Chain Management Software and Hyperion Budget Planning Software using State of Texas Department of Information Resources Contract No. DIR-VPC-03-018.

Motion: Council Member Burns made a motion, seconded by Council Member Scarth, that Mayor and Council Communication No. C-25668 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

14. M&C C-25669 - Authorize Execution of a Contract with CIBER, Inc., to Provide Implementation Services, Change Management and End-User Training for Enterprise Resource Planning Phase II in an Amount Up to \$16,677,689.00 with an Option for the City to Obtain Services for Implementation of Procurement in an Amount Up to \$3,348,818.00 for a Total Project Cost in an Amount Up to \$20,026,507.00. (ALL COUNCIL DISTRICTS)

The recommendation was that the City Council authorize execution of a contract with CIBER, Inc., to provide implementation services, change management and end-user training for Enterprise Resource Planning Phase II in an amount up to \$16,677,689.00 with an option for the City to obtain services for implementation of the procurement function in an amount up to \$3,348,818.00, for a total project cost in an amount up to \$20,026,507.00.

Motion: Council Member Scarth made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. C-25669 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

15. M&C C-25670 - Authorize Execution of a Contract with STA Consulting to Provide Implementation Advisory Services and Project Delivery Assistance for Enterprise Resource Planning Phase II in the Amount of \$4,104,114.00, with an Option for the City to Obtain Consulting Services for Implementation of the Procurement Function in the Amount of \$825,708.00 for a Total Project Cost in the Amount of \$4,929,822.00. (ALL COUNCIL DISTRICTS)

The recommendation was that the City Council authorize execution of a contract with STA Consulting to provide implementation advisory services and project delivery assistance for Enterprise Resource Planning Phase II in the amount of \$4,104,114.00, with an option for the City to obtain consulting services for implementation of the procurement function in the amount of \$825,708.00, which would result in a total project cost in the amount of \$4,929,822.00.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. C-25670 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

XIV. PUBLIC HEARING

1. Public Hearing on a Proposed Redistricting Plan for Fort Worth's Single Member City Council Districts

(Council Member Espino assumed his place at the dias.)

a. Report of City Staff

Ms. Dana Burghdoff, Deputy Director, Planning and Development Department, appeared before Council and provided a staff report.

b. Citizen Comments

Mr. Christian Ellis, representing Berkley Place Neighborhood Association, 1925 Dartmoor Court, appeared before Council in support of the Proposed Redistricting Plan for Fort Worth's Single Member City Council Districts.

The following individuals appeared before Council in opposition to the Proposed Redistricting Plan for Fort Worth's Single Member City Council Districts.

Mr. Fernando Florez, representing United Hispanic Council of Tarrant County, 2740 Hemphill (provided handout)

Mr. Jesse Aguilera, representing the GI Forum, 2112 Daisy Lane

Mr. Pablo Calderon, 4813 Kemble Street, submitted an "undecided" speaker card relative to the Proposed Redistricting Plan for Fort Worth's Single Member City Council Districts.

Council Member Hicks expressed appreciation to everyone who had provided input relative to redistricting. She reminded everyone that she voted for the 10-1 Single Member Districts to accommodate the changing demographics of this City. She stated that she would remain vocal in her opinion and that everyone should have a place at the table. She requested that the Planning and Development Department staff involved in the redistricting process ensure that Greenway, a predominately African American and Latino neighborhood, be adequately represented over the next 10 years.

Council Member Espino stated he was following the redistricting process very closely. He reiterated his support of the United Hispanic Council of Tarrant County's 12-C Plan. He stated this was the best plan for the City and pointed out that it represented the interests of all communities. He also stated that the City's process for redistricting had been open, transparent and participatory. He added that he looked forward to hearing additional public comments at the July 10, 2012, Council meeting.

Mayor Price expressed appreciation to everyone who attended the meeting to voice their concerns and reiterated the importance of citizen participation in the redistricting process.

c. Council Action

Motion: Council Member Hicks made a motion, seconded by Council Member Moss, that the public hearing be continued until the July 10, 2012, Council meeting. The motion carried unanimously 9 ayes to 0 nays.

XV. ZONING HEARING

Mayor Price opened the public hearing.

1. ZC-11-043 - (CD 7) - M & H Food Mart, 2484 Avondale-Haslet Road; from: Unzoned to: "E" Neighborhood Commercial. (Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)

The City Council at its regular meeting on January 24, 2012, continued Zoning Docket No. ZC-11-043.

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino, that Zoning Docket No. ZC-11-043 be approved.

Ms. Dana Burghdoff, Deputy Director, Planning and Development Department, advised that the companion annexation case, Mayor and Council Communication No. PZ-2957, had been continued to the August 21, 2012, City Council meeting and stated as a result this item would also need to be continued to August 21, 2012.

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino, that Zoning Docket No. ZC-11-043 be continued until the August 21, 2012, Council meeting. The motion carried unanimously 9 ayes to 0 nays.

XVI. CITIZEN PRESENTATIONS

Mr. Leonard Baker, 4005 Littlejohn, submitted a speaker card relative to Code Enforcement issues, permits and the grandfather clause, and was recognized by Mayor Price, but was not present in the Council Chamber.

Mr. Joe Waller, representing Lake Worth Alliance, 2533 Castle Circle, appeared before Council relative to Lake Worth.

XVII. EXECUTIVE SESSION (PRE-COUNCIL CHAMBER)

XVIII. ADJOURNMENT

There being no further business, Mayor Price adjourned the regular meeting at 8:52 p.m.

**CITY OF FORT WORTH, TEXAS
CITY COUNCIL CANVASSING AUTHORITY
JUNE 28, 2012**

Present:

Mayor Betsy Price
Council Member Daniel Scarth, District 4
Council Member Frank Moss, District 5
Council Member Jungus Jordan, District 6
Council Member Dennis Shingleton, District 7

Absent:

Mayor Pro tem W.B. "Zim" Zimmerman, District 3
Council Member Salvador Espino, District 2
Council Member Kathleen Hicks, District 8
Council Member Joel Burns, District 9

Staff Present:

Tom Higgins, City Manager
Peter Vaky, Deputy City Attorney
Mary J. Kayser, City Secretary

1. CALL TO ORDER

With five (5) of the City Council Members present, Mayor Price called the Canvassing Authority meeting of the Fort Worth City Council to order at 8:45 a.m., on Thursday, June 28, 2012, in the City Council Pre-Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102.

2. CERTIFICATION OF OFFICIAL RETURNS BY THE CITY SECRETARY

City Secretary Mary Kayser advised the Council that before them were the certification and tabulations of the official election returns from Tarrant County of the Run-Off Special Election held on Saturday, June 23, 2012, for the purpose of electing the Council Member for Single Member District 8 of the City of Fort Worth, Texas. She stated that the certified returns for such election reported were as follows:

Kelly Allen Gray	1191 votes
Ramon Romero, Jr.	1269 votes

Secretary Kayser stated that as a result of the tabulations the following person was declared elected to the City Council:

City Council Member – District 8

Kelly Allen Gray

Motion: Council Member Moss made a motion, seconded by Council Member Scarth, acknowledging the receipt of the Certification of Official Election Returns and directed that they be filed on record in the City's Election Register. The motion carried unanimously 5 ayes 0 nays, with Mayor Pro tem Zimmerman and Council Members Espino, Hicks and Burns absent.

3. CANVASS THE RETURNS AND DECLARE THE RESULTS OF THE RUNOFF ELECTION HELD ON JUNE 23, 2012, FOR THE PURPOSE OF ELECTING A COUNCIL MEMBER FOR CITY COUNCIL DISTRICT 8 TO SERVE THE REMAINDER OF AN UNEXPIRED TERM.

Motion: Council Member Moss made a motion, seconded by Council Member Jordan, declaring Kelly Allen Gray the winner of the District 8 runoff election held Saturday, June 23, 2012. The motion carried unanimously 5 ayes 0 nays, with Mayor Pro tem Zimmerman and Council Members Espino, Hicks and Burns absent.

4. EXECUTIVE SESSION – The Canvassing Authority 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 the Canvassing Authority Agenda.

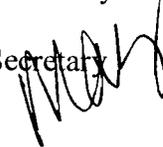
There was no Executive Session conducted by the Canvassing Authority.

5. ADJOURN

There being no further business, Mayor Price adjourned the meeting at 8:47 a.m.



TO: The Honorable Mayor and City Council Members

FROM: Mary J. Kayser, City Secretary 

DATE: July 10, 2012

SUBJECT: Appointment to Place No. 3 on the Downtown Design Review Board

Per action taken by the Legislative and Intergovernmental Affairs Committee at their June 12, 2012, meeting, Chairman Scarth is bringing forward for your consideration the following new appointment:

- Mr. Bill Booker to Place No. 3 on the Downtown Design Review Board, with a term expiring October 1, 2013. Mr. Booker is replacing Mr. Matthew Carter who resigned.

The application and resume were provided to you by separate communication. If you have any questions, please contact me at (817) 392-6161.

City Secretary's Office

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

(817) 392-6150 ★ FAX (817) 392-6196

To the Mayor and Members of the City Council**July 10, 2012**

Page 1 of 2

**SUBJECT: EXECUTION OF INTERFUND LOAN AGREEMENT BETWEEN TRANSPORTATION & PUBLIC WORKS AND AVIATION DEPARTMENTS FOR IMPROVEMENTS TO NORTH RIVERSIDE DRIVE BETWEEN HERITAGE TRACE PARKWAY AND NORTH TARRANT PARKWAY****Background**

Due to increased development along North Riverside Drive and North Tarrant Parkway, traffic congestion has increased and safety has become a concern. To help alleviate this problem, the Tax Increment Reinvestment Zone Number Seven (TIF 7) Board of Directors approved funding for improvements to North Riverside Drive between Heritage Trace Parkway and Dalton Street on April 30, 2010.

On September 14, 2010, the City's Housing & Economic Development Committee recommended supporting additional improvements to North Riverside Drive in-line with the community's priorities. In response to the Committee's recommendations, on September 30, 2010, the TIF 7 Board of Directors approved the execution of a Development Agreement with the City of Fort Worth for the widening of North Riverside Drive between Heritage Trace Parkway and Golden Triangle Boulevard (City Contract No. 41452 -Phase II), with the project to be financed through an Interfund Loan Agreement of mineral interest revenues from the Aviation Department to the Transportation & Public Works Department.

Interfund Loan Agreement Terms

Once approved by City Council, the Interfund Loan Agreement between the Transportation & Public Works and Aviation Departments will authorize the Aviation Department to loan \$10,400,000.00 needed for road improvements to North Riverside Drive in accordance with the Revenue and Expenditure Policies for Gas Lease Revenues as outlined in the City's Financial Management Policy Statements (FMPS).

Pursuant to the FMPS, loan repayment must be from an independent revenue source and *not* from the City's General Fund. In this case, the loan between the Transportation & Public Works and Aviation Departments will be reimbursed by increment collected in the TIF 7 district. It is estimated that the TIF 7 district would re-pay the loan in annual payments, including interest within seven years. As this seven-year period is longer than the five-year payback policy outlined in the City's FMPS, approval of the Interfund Loan Agreement will require suspension of the FMPS policy to re-pay the loan within five years. There is no penalty for repaying the loan within a shorter timeframe.

Lower Design and Construction Cost Estimates

As design progressed, it became clear that the road improvement project would come in under budget. Therefore, the TIF 7 Board of Directors approved Amendment No. 1 to the Development Agreement on June 25, 2012 to expand the definition of "Project" to include design and construction costs to improve North Riverside Drive from Golden Triangle Boulevard to Shiver Road (Phase III). Additionally, if it is determined the full \$10,400,000.00 is sufficient to accomplish the goals of Phase III, the Amendment would also allow for design and



To the Mayor and Members of the City Council

July 10, 2012

Page 2 of 2

SUBJECT: EXECUTION OF INTERFUND LOAN AGREEMENT BETWEEN TRANSPORTATION & PUBLIC WORKS AND AVIATION DEPARTMENTS FOR IMPROVEMENTS TO NORTH RIVERSIDE DRIVE BETWEEN HERITAGE TRACE PARKWAY AND NORTH TARRANT PARKWAY

construction costs for road improvements to North Riverside Drive from Shiver Road to North Tarrant Parkway (Phase IV).

Next Steps

On July 17, 2012, City staff will present an M&C to City Council authorizing the proposed Interfund Loan Agreement between the Transportation & Public Works and Aviation Departments.

Should any questions arise, please contact Jay Chapa, Director of Housing and Economic Development at 817-392-5804.

**Tom Higgins
City Manager**

To the Mayor and Members of the City Council

July 10, 2012

Page 1 of 4



SUBJECT: RESOLUTIONS NOTIFYING EMPLOYEES' RETIREMENT FUND OF PROPOSED BENEFIT CHANGES

The City Council agenda for July 10, 2012, contains three resolutions providing 90-day notice to the Employees' Retirement Fund Board that the City Council is considering reductions to the benefits provided by the Fund. The City Council intends to consider the associated ordinance changes on October 16, 2012. It is anticipated that any adopted changes would be effective on or after January 1, 2013, depending on the timing of the cost-of-living adjustment selection process and the administrative effort required to implement any changes.

As a reminder, the proposed changes are intended for the Police Officers and General Employees only since the Fire Fighter benefits are currently protected by a Collective Bargaining Agreement. Negotiations with the Fire Fighters will commence in October of this year.

In summary, the resolutions are:

1. Cost-of-Living Adjustments (COLA):

Police Hired Before 1/1/13		Police Hired on or After 1/1/13	Generals Hired Before 7/1/11		Generals hired on or after 7/1/11 (already adopted)
Past Service	Future Service		Past Service	Future Service	
Selection for those on ad hoc COLA to revert to 2% simple	2% simple	0%	Selection for those on ad hoc COLA to revert to 2% simple	2% simple	0%

The selection process would occur in the Fall after the adoption of related ordinances. All retirees and members in the Deferred Retirement Option Plan will be allowed to participate in the selection process.

2. Benefit Reductions

The resolutions reflect the proposed benefit changes as outlined previously for the City Council. In addition, they maintain the death and disability benefits for in the line of duty incidents for current employees. All other reductions for retirements prior to the normal retirement date are reflected. A summary of the changes for each group is outlined in the table on the next page.

To the Mayor and Members of the City Council

July 10, 2012

Page 2 of 4



SUBJECT: RESOLUTIONS NOTIFYING EMPLOYEES' RETIREMENT FUND OF PROPOSED BENEFIT CHANGES

	Police Hired Before 1/1/13		Police Hired on or After 1/1/13	Generals Hired Before 7/1/11		Generals hired on or after 7/1/11 (already adopted unless marked *)
	Past Service	Future Service		Past Service	Future Service	
Compensation Base	High 3	High 5	High 5	High 3	High 5	High 5
Normal Multiplier	3%	2.5%	2.5%	3%	2.5%	2.5%
Vested Termination Drawing Benefits Before Normal Retirement Date	2.75% plus penalty	2.25% plus penalty	2.25% plus penalty	2.75% plus penalty	2.25% plus penalty	2.25% plus penalty
Death in Line of Duty	3%	3%	2.5%	3%	3%	2.5%*
Disability in Line of Duty	2.75%	2.75%	2.25%	2.75%	2.75%	2.25%
Death <u>Not</u> in the Line of Duty	2.75%	2.25%	2.25%	2.75%	2.25%	2.25%*
Disability <u>Not</u> in the Line of Duty	2.75%	2.25%	2.25%	2.75%	2.25%	2.25%
Overtime in Pension Calculation	Yes	No	No	Yes	No	No
Overtime Cash Account	N/A	No	No	N/A	No	Yes but frozen for future contributions*
Survivor	75%	75%	Voluntary Actuarially Neutral	75%	75%	Voluntary Actuarially Neutral
Minimum Retirement Age	N/A (25 and out)	N/A (25 and out)	N/A (25 and out)	N/A	N/A	55

To the Mayor and Members of the City Council

July 10, 2012

Page 3 of 4

**SUBJECT: RESOLUTIONS NOTIFYING EMPLOYEES' RETIREMENT FUND OF PROPOSED BENEFIT CHANGES**

In addition to the base benefit changes outlined above, the following are provided for:

- For future Police Officers, "double-credit" to achieve the Rule of 80 for post-employment years for employees who separate from the City prior to retirement eligibility is eliminated. This was already addressed for General employees hired after July 1, 2011
- The current ordinance allows vested terminated employees to have pensions calculated with the formula in place at the time they begin drawing a benefit rather than the formula in place at the time of termination. The change will ensure their rights to benefits already earned are protected.
- Effective October 23, 2007, all non-vested and future employees became subject to a 12% cap on the year-over-year increases in the high-3 calculation for pension. As a result, all employees hired on or after October 23, 2002 (except Generals hired after July 1, 2011) could continue to be subject to this provision for high-3 calculations for service occurring prior to January 1, 2013. Staff stipulated that it is the intent to continue this provision but is studying the financial and administrative impact with the Employees' Retirement Fund to make a final recommendation for the ordinances.
- Current pension calculations include any compensation for which contributions are made by the employee and the City. Currently, this includes vacation sell-back and wellness pay which are voluntary and increase pay for reasons other than work performed. Staff is recommending that these two pays be explicitly excluded in the ordinance for Generals hired after July 1, 2011 and Police Officers hired after January 1, 2013, if applicable in the future.

3. Fort Worth Police Officers' Association Proposal

On Friday, June 29, 2012, the City received a formal proposal from the Fort Worth Police Officers' Association (POA) that proposes a series of contribution increases in lieu of many of the benefit changes. However, they have also proposed a handful of benefit changes for new Police Officers related to vesting period, minimum age to draw benefits and a cap on the maximum pension benefits. In addition, they have proposed to apply the 12% year-over-year cap for compensation base increases in the benefit calculation for future service of existing Police Officers. While these proposals are not consistent with the current proposal of the City Manager's Office, staff intends to study the financial consequences and engage in discussions with the POA on their merit. As a result, staff also recommends providing notice to the ERF Board that the City Council is considering these options for both Police Officers and General Employees in the event that they become viable alternatives.

**To the Mayor and Members of the City Council****July 10, 2012**

Page 4 of 4

SUBJECT: RESOLUTIONS NOTIFYING EMPLOYEES' RETIREMENT FUND OF PROPOSED BENEFIT CHANGES

Separately, the City Council has indicated a concern about the long-term appropriateness of a 0% COLA for new General Employees hired on or after July 1, 2011 and new Police Officers hired on or after January 1, 2013. While that issue and how to fund it is being set aside until a later date, the POA expresses support for a COLA for new employees but with a 5-7 year deferral at the beginning of retirement. This will be taken into consideration at a later date and does not require additional notice to the ERF Board at this time.

If you have any questions, please call Assistant City Manager, Susan Alanis, at 817.392.8180.

Tom Higgins
City Manager

No Documents for this Section

A Resolution

NO. _____

APPOINTING KELLY ALLEN GRAY AS A MEMBER OF THE BOARDS OF VARIOUS NON-PROFIT CORPORATIONS BENEFITTING THE CITY OF FORT WORTH

WHEREAS, AllianceAirport Authority, Inc., the Central City Local Government Corporation, the Fort Worth Local Development Corporation, the Housing Finance Corporation, and the Lone Star Local Government Corporation are all corporations that were created for the benefit of the City of Fort Worth; and

WHEREAS, the governing body of each of these corporations is appointed by the City Council and traditionally has been comprised of all members of the City Council; and

WHEREAS, on July 10, 2012 Kelly Allen Gray was duly sworn in as a member of the City Council representing District 8; and

WHEREAS, the City Council wishes to appoint Kelly Allen Gray as a member of the boards governing the above-referenced corporations for the remainder of the terms currently held by the previous member of the City Council representing District 8;

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

THAT Kelly Allen Gray is hereby appointed to the boards of the following corporations for terms expiring as indicated below:

<u>Entity</u>	<u>Expiration of Term</u>
AllianceAirport Authority, Inc.	July 1, 2013
Central City Local Government Corporation	April 30, 2013
Fort Worth Local Development Corporation	July 1, 2013
Housing Finance Corporation	July 1, 2013
Lone Star Local Government Corporation	May 31, 2013



Adopted this 10th day of July 2012.

ATTEST:

By: _____

Mary Kayser, City Secretary



A Resolution

APPOINTING A RESIDENT OF THE CITY OF FORT WORTH TO THE BOARD OF TRUSTEES OF THE EMPLOYEES' RETIREMENT FUND OF THE CITY OF FORT WORTH

WHEREAS, the City Council of the City of Fort Worth has established the Employees' Retirement Fund of the City of Fort Worth, and

WHEREAS, Article 6243i of the Texas Revised Civil Statutes, which applies to the City of Fort Worth, requires the Mayor to nominate and the City Council to confirm, by a majority vote, five residents of the City of Fort Worth to the Board of Trustees of the Employees' Retirement Fund of the City of Fort Worth, and

WHEREAS, Section 2-214(a)(3) of the City of Fort Worth Retirement Ordinance specifies the terms of office for the trustees appointed to the Board of Trustees, and

WHEREAS, the trustee appointed to Place 11 has resigned leaving Place 11 vacant.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS: that the following individual is appointed to serve on the Board of Trustees of the Employees' Retirement Fund of the City of Fort Worth:

Place 11: William Crawford, to fill the remainder of the unexpired term for Place 11, ending on August 31, 2013;

Adopted this _____ day of _____ 2012.

ATTEST:

By: _____

Mary Kayser, City Secretary



WILLIAM H. CRAWFORD, JR.

4117 SHANNON DRIVE
FORT WORTH, TEXAS 76116
(817) 690-0569
bill.craw@sbcglobal.net

SUMMARY OF PROFESSIONAL QUALIFICATIONS

July 2011 to Present: Comfort Keepers, Fort Worth TX

Business Development and Education. Market Comfort Keepers' in-home care services to hospitals, medical professionals, assisted living, nursing and rehabilitation facilities. Provide education sessions on dementia to churches, banks, families and community organizations.

2009 – June, 2011: Dementia Education and Resources, Fort Worth, TX.

Principal – AFA Qualified Dementia Care Specialist, presenting to the community educational programming on dementia and community resources for the caregiver. Responsible for writing grant proposal which was successfully funded from large local foundation for community dementia education efforts. Raised funding for local medical education facility for geriatric training program.

1990 – 2009: Lockheed Martin Aeronautics, Fort Worth, TX.

Subcontract Management, Senior – Procurement of F-22 Major Sub-systems (Navigation, Communication and Identification Systems)

- Negotiated and Administered Multi-Million Dollar Development Contracts. Realized negotiated savings of 14% of proposed pricing (exceeding company average of 8%)
- Subcontract Program Management and Administration of Contracts (developed and tracked budgets, program management, invoicing accuracy, cost verification, cost/benefit analysis,

delivery schedule, maintaining costs within budget and responsible for performance matrix results)

- Provided leadership of project team members (Integrated Product Team) for successful program development and completion
- Led Process Improvement team working with Small Businesses on the implementation of process improvements and efficiency

1985 – 1990:

Finch and Moore Associates, Dallas, TX.

Merger and Acquisitions – Marketing of business evaluation services, provided acquisition searches, developed acquisition structure and assisted in negotiating final terms of acquisition

1978 – 1985

Rimtec Division, General Texas Corp., Phoenix, AZ.

General Manager – Responsible for start-up of organization and building to profitability, developed marketing programs, hired, trained and lead salespeople, bottom-line responsibility and achieved an average of 26% growth in sales annually

EDUCATION

Bachelor of Business Administration, Texas Christian University

Graduate Study in Environmental Sciences at TCU

COMMUNITY INVOLVEMENT

Board of Directors – North Texas Area Alzheimer’s Association

Advisory Council – Area Agency on Aging of Tarrant County

Chairman – Outreach Committee of UNTHSC’s Healthy Aging Council

Past Board of Trustee – Ronald McDonald House of Fort Worth

Member - Coalition of Aging and Disabilities Services

Founder – Caregiver Care Connection (Caregiver Education)

Past Board of Deacons – University Christian Church

Past Vice-President – Steeplechase Club



APPLICATION FOR APPOINTMENT TO BOARDS AND COMMISSIONS

Board or Commission Name: Retirement Board

Name: Crawford, Jr. William H.
 (Last) (First) (Middle)
 Home Address: 4117 Shannon Drive, Fort Worth, TX. 76116 Home Phone: 817.738.7745
 (Zip)
 Mailing Address: 4117 Shannon Dr. Fort Worth, Texas 76116 e-mail Address: billcrawford@comfortkeepers.com
 (Zip)
 Employer: Comfort Keepers
 Address: 8205 Camp Bowie West, Fort Worth, TX. 76116 Business Phone: 817.560.8085
 (Zip)
 Occupation/Position: Director of Business Development and Education Fax Number: 817.560.7760
 Length of time as a Fort Worth resident. 58 I live in Council District # FW3 Are you registered to vote in the City of Fort Worth? Yes

- Do you, your spouse or your employers have business dealing with the City of Fort Worth that present a conflict of interest? NO
Describe: _____
- Recognizing that serving on a Board or Commission is often time consuming, most meet on a monthly basis, are you committed to attending all regularly scheduled meetings? YES
- Do you agree to complete all financial statements, if appointed to a Board or Commission that the law requires you to do so? YES

Describe any qualifications, expertise, or special interests that relate to your possible appointment.

Strong educational background in accounting and finance. Experience in dealing with budgeting and cash flow projections. Excellent negotiation skills. Experience in analyzing trends and expected return on investments. Knowledgeable of financing acquisitions of assets. Responsible for bottom line performance of organizations. Passion for the well-being of older adults. Actively involved in local charitable and civic efforts of Fort Worth.

Applicant's Signature: _____ **Date:** _____

DO NOT WRITE IN SPACE BELOW. FOR CITY COUNCIL MEMBER, STAFF OR ORGANIZATION USE ONLY

Recommended by: _____ **Date:** _____

It is suggested that you submit a cover letter of introduction and a resume with your application. Please return them to the City Secretary's Office for processing.

The City of Fort Worth recognizes and supports the concept of balanced representation in regard to filling vacancies on Boards and Commissions. To this end, every effort is made to appoint members who represent Fort Worth's diverse community, including citizens of all ethnic groups as well as people with disabilities.

***** ADA COMPLIANCE *****
 Reasonable accommodations and equal access to communication are provided upon request.
 Return to: Office of the City Secretary, 1000 Throckmorton, Fort Worth, TX 76102
 Phone: (817) 392-6150 Fax: (817) 392-6196

A Resolution

NO. _____

TO NOTIFY THE BOARD OF TRUSTEES OF THE EMPLOYEES' RETIREMENT FUND OF THE CITY OF FORT WORTH THAT THE FORT WORTH CITY COUNCIL INTENDS TO CONSIDER AND VOTE ON AMENDMENTS TO THE RETIREMENT ORDINANCE FOR NON-CIVIL SERVICE EMPLOYEES HIRED BEFORE JULY 1, 2011, POLICE OFFICERS HIRED BEFORE JANUARY 1, 2013, AND POLICE OFFICERS HIRED ON OR AFTER JANUARY 1, 2013, THAT WILL REDUCE A NON-ACCRUED BENEFIT PROVIDED BY THE RETIRMENT SYSTEM – COST OF LIVING ADJUSTMENTS

Whereas, Article 6243i of the Texas Revised Civil Statutes applies to the City of Fort Worth and the Employees' Retirement Fund of the City of Fort Worth ("the Fund"); and

Whereas, Section 4.03 of Article 6243i of the Texas Revised Civil Statutes requires of the City Council to notify the Board of Trustees of the Fund of City Council's intent to consider and vote on any amendment to the administrative rules governing the Fund that would reduce a benefit provided by the retirement system; and

Whereas, the City's analysis projects the Fund to have an infinite funding period for the accrued unfunded liability (market value) if more conservative investment returns are assumed even without booking future potential ad hoc cost-of-living-adjustments (COLAs); and

Whereas, the City and the tax payers of Fort Worth currently have the State constitutional obligation to honor earned benefits for employees should the Fund become insolvent and therefore have a critical interest in the affordability of the benefits that are offered to employees; and

Whereas, the City controls, within Constitutional constraints and as limited by collective bargaining and meet and confer agreements, the retirement benefits that are offered to employees; and

Whereas, the Employee Retirement Fund Board has the legal authority over the investment strategy and management oversight of the contributions once remitted to them; and

Whereas, the City Council has endorsed the goal of preservation of a defined benefit plan for employees; and

Whereas, the City Council has demonstrated its commitment to this goal by increasing the City's contributions to the Fund by 5% of payroll in 2007, by 4% of payroll in 2010 and by making a one-time contribution of \$7 million in 2010; and



Whereas, these funding commitments have nearly doubled the City's annual financial commitment to the Fund over a period of four years, representing a \$39 million increased annual expense in FY2012 compared to FY2007; and

Whereas, the City Council reduced retirement benefits for General employees hired after July 1, 2011, with a pledge to consider the same for Police Officers and Fire Fighters during their subsequent contract negotiations; and

Whereas, the City may not unilaterally reduce the funding commitment to the Fund per State law; and

Whereas, the City is unwilling to make additional financial contributions to the Fund due to risks to the City's long-term sustainability in terms of operations, staffing, infrastructure and tax rate competitiveness; and

Whereas, one of the impediments to improving the health of the Fund is the structure of the ad hoc cost-of-living adjustment (ad hoc COLA) option that was offered in 2007; and

Whereas, the ad hoc COLA was originally intended to allow retirees to share in the risk and reward of investment returns with an annual adjustment of 0-4% depending on the amortization period of the unfunded liability each year; and

Whereas, ad hoc COLA's to date have been triggered by the City's subsequent contribution increases and benefit reductions for future General employees---not investment returns as intended---diluting the effectiveness of those efforts to improve the health of the Fund; and

Whereas, there will be no ad hoc COLA awarded for 2013 based on the recent actuarial valuation of the Fund, and based on projections by the Fund's actuary an ad hoc COLA will not be awarded for the next 21 years even if current Fund assumptions are met and no other changes are made; and

Whereas, current retirees who have the Ad Hoc COLA would have been materially the same since the inception of the program with a simple 2% COLA and all employees would be well-served from a predictable COLA during retirement; and

Whereas, the Fund will be able to more accurately project and book the cost of a simple 2% COLA to allow more accurate analysis of benefit modifications that can improve the health of the Fund; and

Whereas, in principle, the City believes it is important for employees to have a predictable COLA to facilitate long-term financial planning; and

Whereas, the opportunity for any additional attempts to improve the health and security of the Fund for the members and the City cannot be considered until the ad hoc COLA dilemma is resolved, and

Whereas, the City Council intends to consider and vote at a meeting, to be held on or after October 16, 2012 on an amendment(s) to the Retirement Ordinance that will reduce benefits.



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

That this Resolution serve as Notification to the Board of Trustees of the Employees' Retirement Fund of the City of Fort Worth that the Fort Worth City Council intends to consider and vote on amendments to the Retirement Ordinance, at a meeting to be held on or after October 16, 2012, as follows:

That, in the event the City Council adopts benefit reductions outlined in Resolution

_____:

1. **The City intends to modify benefits to assign a 2% guaranteed annual adjustment for future accrued years of service for the following employees who are currently under the ad hoc COLA:**
 - a. **Active General Employees hired before July 1, 2011;**
 - b. **Active Police Officers hired before January 1, 2013;**
2. **All active General Employees hired before July 1, 2011 and all active Police Officers hired before January 1, 2013 who are subject to the ad hoc COLA will be offered the opportunity to select the 2% simple guaranteed annual adjustment for their past service accrual;**
3. **All Retirees (General, Police and Fire) and beneficiaries who are subject to the ad hoc COLA will be offered the opportunity to select the 2% simple guaranteed annual adjustment based on their starting pension amount with the first payment occurring in January 2014;**
4. **All Police Officers hired on or after January 1, 2013 will be assigned a 0% annual adjustment;**
5. **In recognition of the current Collective Bargaining Agreement with the International Association of Firefighters Local 440 that represents Fort Worth Fire Fighters, the City will enter into new contract negotiations with the Local 440 beginning after October 1, 2012 with the intent to allow their members to participate in the above changes thereafter, subject to the results of the negotiations.**

ADOPTED this _____ day of _____ 2012.

ATTEST:

By: _____

Mary J. Kayser, City Secretary



A Resolution

NO. _____

TO NOTIFY THE BOARD OF TRUSTEES OF THE EMPLOYEES' RETIREMENT FUND OF THE CITY OF FORT WORTH THAT THE FORT WORTH CITY COUNCIL INTENDS TO CONSIDER AND VOTE ON AMENDMENTS TO THE RETIREMENT ORDINANCE FOR NON-CIVIL SERVICE EMPLOYEES HIRED BEFORE JULY 1, 2011, NON-CIVIL SERVICE EMPLOYEES HIRED AFTER JULY 1, 2011, POLICE OFFICERS HIRED BEFORE JANUARY 1, 2013, AND POLICE OFFICERS HIRED ON OR AFTER JANUARY 1, 2013, THAT WILL REDUCE A NON-ACCRUED BENEFIT PROVIDED BY THE RETIRMENT SYSTEM – BENEFIT REDUCTIONS

WHEREAS, Article 6243i of the Texas Revised Civil Statutes applies to the Employees' Retirement Fund of the City of Fort Worth ("the Fund"); and

WHEREAS, Section 4.03 of Article 6243i of the Texas Revised Civil Statutes requires the City Council to notify the Board of Trustees of the Fund of City Council's intent to consider and vote on any amendment to the administrative rules governing the Fund that would reduce a benefit provided by the retirement system; and

Whereas, the City's analysis projects the Fund to have an infinite funding period for the accrued unfunded liability (market value) if more conservative investment returns are assumed even without booking future potential ad hoc cost-of-living-adjustments (COLAs); and

Whereas, the City's analysis considered options to mitigate the risk of not meeting the Fund's investment return assumptions; and

Whereas, the City and the tax payers of Fort Worth currently have the State constitutional obligation to honor earned benefits for employees should the Fund become insolvent and therefore have a critical interest in the affordability of the benefits that are offered to employees; and

Whereas, the City controls, within Constitutional constraints and as limited by collective bargaining or meet and confer agreements, the retirement benefits that are offered to employees; and

Whereas, the Employee Retirement Fund Board has the legal authority over the investment strategy and management oversight of the contributions once remitted to them; and

Whereas, the City Council has endorsed the goal of preservation of a defined benefit plan for employees; and



Whereas, the City Council has demonstrated commitment to this goal by increasing the City's contributions to the Fund by 5% of payroll in 2007, by 4% of payroll in 2010 and by making a one-time contribution of \$7 million in 2010; and

Whereas, these funding commitments have nearly doubled the City's annual financial commitment to the Fund over a period of four years, representing a \$39 million increased annual expense in FY2012 compared to FY2007; and

Whereas, the City reduced retirement benefits for General employees hired on or after July 1, 2011, with a pledge to consider the same for Police Officers and Fire Fighters during their subsequent collective bargaining and meet and confer contract negotiations; and

Whereas, the City may not unilaterally reduce the funding commitment to the fund per State law; and

Whereas, the City is unwilling to make additional financial contributions to the Fund due to risks to the City's long-term sustainability in terms of operations, staffing, infrastructure and tax rate competitiveness; and

Whereas, the City intends to resolve the current structural dilemma of the ad hoc COLA for the benefit of all members' future security by assigning a 2% simple guaranteed annual adjustment for future accrued years of service to active General Employees hired before July 1, 2011 and to active Police Officers hired before January 1, 2013 as outlined in Resolution _____; and

Whereas, the City intends to allow all active General employees hired before July 1, 2011 and to active Police Officers hired before January 1, 2013 who are subject to the ad hoc COLA the opportunity to select a 2% simple guaranteed annual adjustment for past service accrual as outlined in Resolution _____; and

Whereas, the City intends to allow all Retirees (General, Police and Fire) and beneficiaries who are subject to the ad hoc COLA the opportunity to select the 2% simple guaranteed annual adjustment based on their starting pension amount with the first payment occurring in January 2014; and

Whereas, in order to pay for 2% guaranteed annual adjustment and to improve the health of the Fund for the security of employees and the citizens of Fort Worth, additional benefit reductions are necessary for the future service accrual of existing employees.

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

That this Resolution serve as Notification to the Board of Trustees of the Employees' Retirement Fund of the City of Fort Worth that the Fort Worth City Council intends to consider and vote on amendments to the Retirement Ordinance, at a meeting to be held on or after October 16, 2012:



1. To reduce benefits for future service accrued by current General employees hired prior to July 1, 2011 and all Police officers hired before January 1, 2013 by:
 - a. Changing the compensation base for determining pension benefits from highest three-year average to highest five-year average;
 - b. Changing the multiplier for normal retirement from 3.0% to 2.5%;
 - c. Changing the multiplier from 2.75% to 2.25% for vested termination prior to the employee's normal retirement date, commonly known as "early retirement";
 - d. Changing the multiplier from 2.75% to 2.25% for death while not in the line of duty or disability while not in the line of duty;
 - e. Elimination of overtime from the definition of earnings and from the pension calculation and no cash account;

2. To reduce benefits for General employees hired on or after July 1, 2011 as follows:
 - a. Elimination of future contributions from employees to cash accounts for overtime beginning on January 1, 2013 and provision for cash account balances as of January 1, 2013 to be frozen but continue to accrue interest and to receive a dollar for dollar match on the proceeds and interest upon retirement;
 - b. Changing the multiplier from 3.0% to 2.5% for death while in the line of duty and from 2.75% to 2.25% for death while not in the line of duty;
 - c. Modification of the definition of earnings to explicitly exclude vacation sell-back and wellness pay from future years of service;

3. To reduce benefits for all Police Officers hired on or after January 1, 2013 as follows:
 - a. Changing the compensation base for determining benefits from highest three-year average to highest five-year average;
 - b. Changing the multiplier from 3.0% to 2.5% for normal retirement;
 - c. Changing the multiplier from 2.75% to 2.25% for vested termination prior to the employee's normal retirement date, otherwise known as "early retirement";
 - d. Changing the multiplier from 3.0% to 2.5% for death while in the line of duty;
 - e. Changing the multiplier from 2.75% to 2.25% for death while not in the line of duty unless the employee was eligible for normal retirement in which case the multiplier is 2.5%;
 - f. Changing the multiplier from 2.75% to 2.25% for disability while in the line of duty or not in the line of duty unless the employee is eligible for normal retirement in which case the multiplier is 2.5%;
 - g. Elimination of overtime from the definition of earnings and from the pension calculation and no cash account;
 - h. Voluntary actuarially-neutral survivor benefit;
 - i. Changing the vested termination benefit for normal retirement to when the member's age plus actual years of service with the City of Fort Worth total eighty (80) or age 65, whichever occurs first;
 - j. Modification of the definition of earnings to explicitly exclude vacation sell-back (if applicable in the future) and wellness pay;



4. To stipulate vested terminated General Employees and vested terminated Police Officers as of January 1, 2013 who draw a benefit on their normal retirement date shall have pensions calculated using the benefit formula for normal retirement that was in effect at the time the member's employment with the City terminated;
5. To stipulate that active General Employees and active Police Officers who were hired before January 1, 2013 and become vested terminated employees on or after January 1, 2013 shall have pension calculations based on the following:
 - a. The benefit formula in effect on December 31, 2012 for all credited service that is earned or purchased on or before December 31, 2012;
 - b. The benefit formula in effect at the time credited service is earned or purchased on or after January 1, 2013;
6. To stipulate that General Employees and Police Officers who are hired on or after January 1, 2013 and become vested terminated employees shall have pension calculations based on the benefit formula in effect on the date of termination;
7. To stipulate that General employees hired between October 23, 2002 and June 30, 2011 (inclusive) will continue to have a 12% cap applied for "high 3" calculation for service prior to January 1, 2013;
8. To stipulate that Police Officers hired between October 23, 2002 and December 31, 2012 (inclusive) will continue to have a 12% cap applied for "high 3" calculation for service prior to January 1, 2013;
9. In recognition of the current Collective Bargaining Agreement with the International Association of Firefighters Local 440 that represents Fort Worth Fire Fighters, the City will enter into new contract negotiations with the Local 440 beginning after October 1, 2012 with the intent to consider a similar reduction in benefits, subject to the results of the negotiation.

ADOPTED this _____ day of _____ 2012.

ATTEST:

By: _____

Mary J. Kayser, City Secretary



A Resolution

NO. _____

TO NOTIFY THE BOARD OF TRUSTEES OF THE EMPLOYEES' RETIREMENT FUND OF THE CITY OF FORT WORTH THAT THE FORT WORTH CITY COUNCIL INTENDS TO CONSIDER AND VOTE ON AMENDMENTS TO THE RETIREMENT ORDINANCE FOR NON-CIVIL SERVICE EMPLOYEES HIRED ON OR AFTER JULY 1, 2011, POLICE OFFICERS AND NON-CIVIL SERVICE EMPLOYEES HIRED PRIOR TO OCTOBER 23, 2002, AND POLICE OFFICERS HIRED ON OR AFTER JANUARY 1, 2013, THAT WILL REDUCE A NON-ACCRUED BENEFIT PROVIDED BY THE RETIRMENT SYSTEM – FORT WORTH POLICE OFFICERS ASSOCIATION PROPOSAL

Whereas, Article 6243i of the Texas Revised Civil Statutes applies to the Employees' Retirement Fund of the City of Fort Worth; and

Whereas, Section 4.03 of Article 6243i of the Texas Revised Civil Statutes requires the City Council to notify the Board of Trustees of the Employees' Retirement Fund of the City of Fort Worth of City Council's intent to consider and vote on any amendment to the administrative rules governing the Retirement Fund of the City of Fort Worth that would reduce a benefit provided by the retirement system; and

Whereas, the City has adopted Resolution _____ to notify the Board of Trustees of its intent to consider and vote on amendments to the administrative rules governing the Retirement Fund of the City of Fort Worth that would reduce a benefit provided by the retirement system; and

Whereas, the City is currently in meet and confer negotiations with the Fort Worth Police Officers Association; and

Whereas, the Association has proposed possible alternatives to be explored in lieu of the City Manager's proposed benefit changes, including increases in Police Officer contributions to the Fund; and

Whereas, the City Manager would like to study the alternatives proposed by the Fort Worth Police Officers Association and provide recommendations to the City Council as they consider the City Manager's proposed changes; and

Whereas, the City Council has indicated that equity among employee groups is important, so the City Manager would like to evaluate the proposal by the Police Officers Association for police officers and general employees simultaneously; and



Whereas, if any of the alternatives proposed by the Fort Worth Police Officers Association become desirable substitutions for certain benefit reductions proposed by the City, the City Council would like the flexibility to consider these alternatives.

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

That this Resolution serve as Notification to the Board of Trustees of the Employees' Retirement Fund of the City of Fort Worth that the Fort Worth City Council intends to consider and vote on amendments to the Retirement Ordinance, at a meeting to be held on or after October 16, 2012 :

- 1. For all Police Officers hired on or after January 1, 2013 as follows:**
 - a. Modifying the vesting period from 5 to 10 years;**
 - b. Establishing age of 55 as a minimum age to begin drawing retirement although Police Officers would be allowed to separate after 25 years without penalty;**
 - c. Capping maximum retirement benefit at 90% of compensation base that includes overtime with a 12% year over year limitation on increases in the compensation base.**

- 2. For all Police Officers and Non-Civil Service Employees hired prior to October 23, 2002 as follows:**
 - a. Applying the 12% year over year limitation on increases in the compensation base for all service accrued on or after January 1, 2013.**

- 3. For all General Employees hired on or after July 1, 2011, as follows:**
 - a. Modifying the vesting period from 5 years to 10 years;**
 - b. Capping maximum retirement benefit at 90% of compensation base that includes overtime with a 12% year over year limitation on increases in the compensation base.**

Adopted this _____ day of _____ 2012.

ATTEST:

By: _____

Mary Kayser, City Secretary



No Documents for this Section

City of Fort Worth, Texas
Mayor and Council Communication

DATE: Tuesday, July 10, 2012

LOG NAME:

REFERENCE NO.: **OCS-1855

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, July 3, 2012.

Attachment

Submitted for City Secretary's Office by:

Mary J. Kayser (6152)

Originating Department Head:

Mary J. Kayser (6152)

Additional Information Contact:

Lena Ellis (8517)

Nancy McKenzie (7744)

CITY COUNCIL MEETING

Tuesday, July 10, 2012

RISK MANAGEMENT CLAIMS REPORT

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

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Debra Goulding	6/7/2012	5/31/2012	I-35 at Alta Mesa	Auto Damage	Rearended by City vehicle.	Fire	Yes	No
Jamie Boswell	6/7/2012	5/31/2012	Flora Veterinary Clinic	Reimbursement	Seeking reimbursement for vet expenses for adopted pet.	Code	Yes	No
Ronald King	6/7/2012	5/17/2012	Service Rd @ I-20 Wichita	Auto Damage	Hit by City vehicle.	Fire	Yes	No
AT&T Texas	6/8/2012	4/19/2012	Lancaster & University	Property Damage	Damage to Buried cable.	Water	Yes	No
Lily Adams	5/2/2012	5/2/2012	FW Animal Control	Property Damage	Seeking reimbursement for vet expenses for adopted pet.	Code	Yes	No
Deborah Demmeritte	6/8/2012	6/23/2011	6017 Rainey Ave	Auto Damage	Hit by City vehicle.	Police	Yes	Yes
Jesus is Lord Ministries	6/12/2012	10/29/2011	1317 E. Seminary Dr.	Property Damage	Stolen property located at pawn shop, no hold placed by PD.	Police	Yes	No

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Daisy Johnson	6/11/2012	6/6/2012	4405 Sahara Pl	Property Damage	Sewer backup.	Water	No	No
Chris Sample	6/13/2012	5/13/2012	4225 Miller Ave	Auto Damage	Damage due to construction in parking lot.	Water	Yes	No
Louis Williamson	6/14/2012	6/1/2012	6800 Ederville Rd	Bodily Injury	Officer lost control and struck two vehicles.	Police	No	Yes
Marlaine Francois	6/14/2012	3/7/2012	Belle Glades	Property Damage	Purchased vehicle Impound.	Police	No	No
Pablo Cos	6/15/2012	6/12/2012	2716 La Salle St	Auto Damage	Object hit vehicle when City mowing property.	PACS	Yes	No
Susan England	6/15/2012	6/4/2012	2733 Merida	Property Damage	Damage to home during PD wellness check.	Police	No	No
Lillie B. Ruffin	6/15/2012	6/3/2012	FW Conv Center	Bodily Injury	Slipped & fell on substance on floor.	Pub Evts	No	Yes
Ollie & Joseph Montgomery	6/18/2012	6/4/2012	6200 Stockton Dr.	Property Damage	Fence collapsed during construction work.	TPW	No	No
Eddie Raincrow	6/19/2012	6/8/2012	Village Creek WWTP	Auto Damage	Entry gate closed on vehicle.	Water	Yes	No

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Branon Updegraff	6/19/2012	3/5/2012	Behind 449 Shadow Grass Ave	Property Damage	Foundation damaged during sewer line construction.	Water	Yes	No
Stephanie Aten ANF Justyce	6/20/2012	5/4/2012	Trinity Park Playground	Bodily Injury	Injured on playground equipment.	PACS	No	Yes
Sharon Harris	6/20/2012	6/13/2012	In front of 5800 Manhattan	Bodily Injury	Tripped & fell in street due to street condition.	TPW	No	Yes
Joe Carter ANF Jaiquarius	6/20/2012	4/1/2012	Echo Lake Park	Bodily Injury	Cut leg on cable sticking out of ground.	PACS	Yes	Yes
Carlos Rocha	6/21/2012	6/2/2012	N Main St. & Northside Dr.	Auto Damage	Collision with City vehicle.	Library	Yes	No
Larry D. Hill	6/21/2012	6/12/2012	420 Prescott Ln	Property Damage	City crew damaged sprinkler system.	Water	No	No
Trac-Work, Inc.	6/21/2012	5/23/2012	FWWR Benbrook crossing	Property Damage	Water main break damaged tracks at railroad crossing.	Water	Yes	No
Danyelle Paris	6/22/2012	6/16/2012	6357 Geneva Lane	Property Damage	Door damaged when Police entered home.	Police	No	No
Sandra Harris	6/22/2012	5/29/2012	Hulen & Bryant Irvin	Auto Damage	Hit by City vehicle.	Unk	No	Yes

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
FW University Courtyard	6/22/2012	6/22/2012	3150 Riverfront Drive	Property Damage	Sign not replaced after City construction was complete.	TPW	No	No
Mike McCandless	6/25/2012	5/1/2012	848 Voltamp Dr.	Property Damage	City vehicle backed into brick mailbox.	Code	No	No
Michael Bush	6/27/2012	6/24/2012	250 Academy Blvd.	Auto Damage	Damage to tires from oversized lane markers.	TPW	No	No
John Janovetz	6/27/2012	6/11/2012	Long Ave & Houston St	Auto Damage	Collision with City vehicle.	Water	Yes	No
Juan & Angelica Ramos	6/27/2012	6/23/2012	8129 Southern Pine Way	Property Damage	Sewer backup.	Water	No	No
Mark & Cindy Boling	6/27/2012	5/26/2012	4717 Norma St	Property Damage	Dog was shot and killed.	Police	No	No
Fort Worth & Western	6/27/2012	5/23/2012	FWWR Benbrook Crossing	Property Damage	Water main break damaged tracks at railroad crossing.	Water	Yes	No
Carla Sullivan	6/27/2012	5/26/2012	1516 Engblad Dr.	Auto Damage	Parked vehicle hit by City vehicle.	Police	Yes	No
Alvin Gray	6/27/2012	6/2/2012	7833 Castillo Rd	Property Damage	Yard and grass damage due to broken water pipes.	Water	Yes	No

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Tameka Neely	6/27/2012	6/8/2012	6960 Canyon Springs Rd	Property Damage	Fence damaged due to construction.	TPW	No	No
Ernest N. Nieto	6/28/2012	5/12/2012	1733 Wild Willow Tr	Property Damage	Damage to home during police action.	Police	No	No
Merrill Keate	6/29/2012	6/26/2012	2000 Beach St	Auto Damage	Parked vehicle damaged during police action.	Police	Yes	No
Veronica Brewer	6/29/2012	6/6/2012	4401 Sahara Pl	Property Damage	Sewer backup.	Water	No	No
Louis McKellar	6/29/2012	6/20/2012	Between 6001 Bridge & Lincoln	Auto Damage	Hit manhole and damaged tire.	TPW	Yes	No
John Whaley	7/2/2012	5/2/2012	4913 Skymeadow Drive	Bodily Injury	Son tripped and fell over rubber strip in street.	TPW	No	Yes
Gloria Stetson	7/3/2012	5/24/2012	800 S Edgewood	Auto Damage	Sign fell on vehicle.	TPW	No	No

No Documents for this Section

No Documents for this Section

Zoning Docket items are linked on the Council Meeting Agenda.



CENTRAL BUSINESS DISTRICT STREET ACTIVITY

New items printed in red.

- Water Line Upgrades for new Sundance Buildings**
 Lane closures on 3rd from Throckmorton to 75 feet past Commerce, Main from 3rd to 4th streets, Houston from 3rd to 4th streets, Commerce from 3rd to 4th streets, and 4th St intersection of 4th and Houston
 March 12 through **end of July 2012**.
- Spur 347 (Weatherford St) Bridge Replacement Over UP Railroad**
 TxDOT Project
 Weatherford reduced to one lane early June 2011 for partial demolition and reconstruction
Project will take 18—24 months to complete
- Demolition Project—Construction of Spire Center**
 100 blk Throckmorton St and 100 blk Taylor St: various lane and sidewalk closures through **October 2012**
- Chisholm Trail Parkway**
 Chisholm Trail Parkway construction prompts several road closures near Interstate 30

Permanent closures

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

Indefinite closures

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

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

- New Tarrant County Jail**
 Belknap (from Cherry to Burnett) Parking lane and Sidewalk – **Now Open**
 Weatherford (from Cherry to Burnett) Parking lane and Sidewalk – **Now Open**
 Cherry (from Belknap to Weatherford) Northbound direction closed and sidewalk – **Now Open**
 Southbound Burnett (from Belknap to Weatherford) closed and sidewalk – **Now Open**

For detailed information on TxDOT closures: <http://www.dot.state.tx.us/travel/roadconditions.htm>

For additional information on Street Activity, please contact 817-392-6672



OUTDOOR EVENTS

New items printed in red.

- [CULTURAL DISTRICT & W 7th](#)
- [DOWNTOWN OUTDOOR EVENTS DISTRICT \(DOED\)](#)
- [Premier Designs Convention](#)
July 11—14
Loading and unloading of buses around Convention
Center on Houston and Commerce Streets
- [NEAR SOUTHSIDE OUTDOOR EVENTS DISTRICT \(NSOED\)](#)
- [STOCKYARDS OUTDOOR EVENTS DISTRICT \(SOED\)](#)
- [OTHER](#)

For additional information on Outdoor Events, please contact 817-392-7894.