



**SUMMARY OF MEETINGS AND ACTIVITIES
MONDAY, JULY 16, 2012, THROUGH FRIDAY, JULY 20, 2012**

MONDAY, JULY 16, 2012

	<u>TIME</u>	<u>LOCATION</u>
Selection of Neighborhood Streets to be Reconstructed as part of the 2012-2013 Annual Action Plan Public Hearing	9:30 a.m.	Pre-Council Chamber
Selection of Neighborhood Streets to be Reconstructed as part of the 2012-2013 Annual Action Plan Public Hearing	6:00 p.m.	Pre-Council Chamber

TUESDAY, JULY 17, 2012

Pre-Council Meeting	8:30 a.m.	Pre-Council Chamber
Council Meeting	10:00 a.m.	Council Chamber

WEDNESDAY, JULY 18, 2012

Disciplinary Appeals Board Special Session-Appeal Hearing	8:00 a.m.	City Hall Annex Building, 908 Monroe Street, 7 th Floor Environmental Conference Room
Board of Adjustment - Residential Work Session	12:30 p.m.	Pre-Council Chamber
Board of Adjustment - Residential Public Hearing	1:30 p.m.	Council Chamber
Fort Worth Water Department Wholesale Water And Wastewater Advisory Committee	2:30 p.m.	Fort Worth Botanic Gardens 3220 Botanic Garden Boulevard, Oak Hall

THURSDAY, JULY 19, 2012

Mayor's Committee on Persons with Disabilities	8:30 a.m.	Pre-Council Chamber
Aviation Advisory Board	4:00 p.m.	Meacham International Airport 4201 North Main Street, Suite 200

FRIDAY, JULY 20, 2012

No Meetings

<p>This summary is compiled from data furnished to the Office of the City Secretary by 12:00 p.m. on July 12, 2012, and may not include all meetings to be conducted during the week of July 16, 2012 through July 20, 2012. It is a summary listing only. See individual agendas which are posted in compliance with the Texas Open Meetings Act for detailed information.</p>



**SUMMARY OF MEETINGS AND ACTIVITIES
MONDAY, JULY 16, 2012, THROUGH FRIDAY, JULY 20, 2012**

This summary is compiled from data furnished to the Office of the City Secretary by 12:00 p.m. on July 12, 2012, and may not include all meetings to be conducted during the week of July 16, 2012 through July 20, 2012. It is a summary listing only. See individual agendas which are posted in compliance with the Texas Open Meetings Act for detailed information.

**PRE-COUNCIL MEETING
TUESDAY, JULY 17, 2012
8:30 A.M.
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

1. Report of the City Manager - **Tom Higgins, City Manager**
 - a. Changes to the City Council Agenda
 - b. Upcoming and Recent Events
 - c. Organizational Updates and Employee Recognition(s)
 - d. Informal Reports
 - [IR 9499](#): Cooperative Purchasing Agreements
 - [IR 9500](#): Subdivision Ordinance Amendments - Development Process Improvements
 - [IR 9501](#): Proposed Amendments to the Zoning Ordinance for Residential Adjacency,
Accessory Structures and Food Truck Parks
 - [IR 9502](#): May 2012 - Sales Tax Update
 - [IR 9503](#): Ridglea Branch Library Renovation
2. Current Agenda Items - **City Council Members**
3. Responses to Items Continued from a Previous Week
 - a. [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) **(Continued from July 10, 2012 by Staff)**
 - b. [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)**
4. Update on Naval Air Station Fort Worth Joint Reserve Base - **Captain Robert A. Bennett, Commanding Officer of NAS Fort Worth JRB**
5. Presentation on Recycle Program - **Brandon Bennett, Code Compliance**

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

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 17, 2012

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

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

- a. Legal Issues regarding the Police Reserve Force;
- b. Legal issues regarding the mineral interests and the application for a Rule 37 exception for the Eagle 1H well for North ZBoaz Park; and
- c. Legal issues concerning any item listed on today's City Council meeting agendas.

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

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

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

**CITY COUNCIL AGENDA
FOR THE MEETING AT 10:00 A.M. TUESDAY, JULY 17, 2012
CITY COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

- I. CALL TO ORDER**
- II. INVOCATION** - Reverend Ralph W. Emerson, Jr. - Rising Star Baptist Church
- III. PLEDGE OF ALLEGIANCE**
- IV. CONSIDERATION OF MINUTES OF CALLED-SPECIAL MEETING AND REGULAR MEETING OF JULY 10, 2012**
- V. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA**
- VI. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF**
- VII. CONSENT AGENDA**

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

 - A. General - Consent Items**
 - 1. [M&C G-17629](#) - Authorize Additional Payment of \$50,000.00 to the Fiscal Year 2012 Retired Employees' Group Death Benefit Fund for Payments of Retiree Death Benefits Per City Code (ALL COUNCIL DISTRICTS)
 - 2. [M&C G-17630](#) - Approve Findings of Ground Transportation Coordinator Regarding Renewal Application of Silver West, Inc. d/b/a Silver West Limousines, to Operate Twenty-Two Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
 - 3. [M&C G-17631](#) - Authorize Acceptance of a Grant in the Amount of \$8,000.00 from Tarrant County College for the Fire Department, Educational and Support Services Division and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
 - B. Purchase of Equipment, Materials, and Services - Consent Items**
 - 1. [M&C P-11396](#) - Authorize Rejection of All Proposals Received for Computer Software Training and Authorize a Professional Services Agreement Under a Cooperative Contract with New Horizons Computer Learning Centers, Inc., for Computer Software Training Using a General Services Administration Contract in the Amount Up to \$75,000.00 (ALL COUNCIL DISTRICTS)
 - 2. [M&C P-11397](#) - Authorize Rejection of All Proposals Received for Correctional and General Jail Services (ALL COUNCIL DISTRICTS)
 - 3. [M&C P-11398](#) - Authorize Purchase Agreements with J&D Bodine d/b/a Piping Systems International and Ferguson Waterworks for Butterfly, Resilient Seated Gate and Tapping Valves for the Water Department in a Combined Total Amount of

\$427,165.00 (ALL COUNCIL DISTRICTS)

4. [M&C P-11399](#) - Authorize Purchase Agreements with Austin Ribbon & Computer Supplies, Inc., and Southern Computer Warehouse, Inc., for Computer Peripheral Equipment, Parts, Maintenance and Related Services for the Information Technology Solutions Department in a Combined Amount Up to \$200,000.00 (ALL COUNCIL DISTRICTS)
5. [M&C P-11400](#) - Authorize Purchase of Two Roll Off Trucks from The Around the Clock Freightliner Group, LLC, Using a Cooperative Contract for the Code Compliance Department in the Amount of \$297,978.00 (ALL COUNCIL DISTRICTS)
6. [M&C P-11401](#) - Authorize Purchase of Seven Backhoe Loaders from Holt Texas, LTD. d/b/a Holt Cat, Using a Cooperative Contract for the Parks and Community Services, Transportation and Public Works and Water Departments in the Amount of \$707,794.00 (ALL COUNCIL DISTRICTS)
7. [M&C P-11402](#) - Authorize Purchase of a Front Loader from RDO Equipment Co., Using a Texas Association of School Boards Cooperative Contract for the Water Department in the Amount of \$158,488.00 (ALL COUNCIL DISTRICTS)
8. [M&C P-11403](#) - Authorize Purchase Agreement with Iteris, Inc., for Traffic Control Video Systems Using a TxSmartBuy Cooperative Contract in the Amount Up to \$79,000.00 (ALL COUNCIL DISTRICTS)
9. [M&C P-11404](#) - Authorize Purchase of Nine Zero Turn Propane Mowers from Zimmerer Kubota & Equipment, Inc., Using a Cooperative Contract for the Parks and Community Services Department in the Amount of \$129,090.51 (ALL COUNCIL DISTRICTS)
10. [M&C P-11405](#) - Authorize Purchase Agreement with Pante Technology Corporation for Hardware, Technology Services and Maintenance and Support Services Using a Cooperative Contract for the Water Department in the Amount Up to \$54,500.00 (ALL COUNCIL DISTRICTS)

C. Land - Consent Items

1. [M&C L-15397](#) - Authorize Direct Sale of a Tax-Foreclosed Property Located at 1158 Evans Avenue to Louis Anderson in the Amount of \$2,550.98 in Accordance with Section 34.05 of the Texas Tax Code (COUNCIL DISTRICT 8)
2. [M&C L-15398](#) - Authorize Direct Sale of a Tax-Foreclosed Property Located at 1820 South Cravens Road to Fort Worth Housing Finance Corporation in the Amount of \$33,332.86 in Accordance with Section 34.05 of the Texas Tax Code (COUNCIL DISTRICT 5)
3. [M&C L-15399](#) - Authorize Acquisition of an Easement Interest in 1.910 Acres of Land for Five Permanent Sewer Facility Easements and 0.703 Acres of Land for Four Temporary Construction Easements Located at 4301 Timberview Drive and 4508 Enon Road from Timberview Golf Club, Inc., in the Amount

of \$125,000.00 and Authorize Payment of Estimated Closing Costs in the Amount Up to \$6,000.00 for a Total Cost in the Amount of \$131,000.00 (COUNCIL DISTRICT 8)

4. [M&C L-15400](#) - Authorize Acquisition of a Fee Simple Interest in 0.454 Acres of Land for Right-of-Way, an Easement Interest in 0.242 Acres of Land for a Temporary Construction Easement and an Easement Interest in 0.005 Acres of Land for Public Open Space for Public Open Space at the Southwest Corner of North Beach Street and Shiver Road from Grace Presbytery, Inc., for the Widening of North Beach Street from Vista Meadows Drive to Shiver Road for the Negotiated Amount of \$84,117.00 and Pay Estimated Closing Costs in the Amount Up to \$3,000.00 (COUNCIL DISTRICT 2)
5. [M&C L-15401](#) - Accept Dedication of Approximately 8.503 Acres of Unimproved Parkland from Lewisville 7 Partners, Ltd., for Deer Meadow Park (COUNCIL DISTRICT 8)

D. Planning & Zoning - Consent Items

1. [M&C PZ-2981](#) - Adopt Ordinance Vacating a Portion of an Unnamed Street Near the Intersection of East 12th Street and Riverside Drive (COUNCIL DISTRICT 8)

E. Award of Contract - Consent Items

1. [M&C C-25717](#) - Authorize Execution of a Contract for Receipt of the Amount, Including Interest, with the United States Equal Employment Opportunity Commission in the Amount Up to \$66,500.00 to Process Employment Discrimination Cases for Fiscal Year 2012 for the Human Relations Unit of the City Manager's Office and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
2. [M&C C-25718](#) - Authorize Change in Use and Expenditure in the Amount of \$45,000.00 in Homelessness Prevention and Rapid Rehousing Funds and Authorize Execution of Contract with Catholic Charities of Fort Worth to Award Funds (ALL COUNCIL DISTRICTS)
3. [M&C C-25719](#) - Authorize Execution of Change Order No. 2 to City Secretary Contract No. 39700 with McClendon Construction Company, Inc., in the Amount of \$62,361.61 for Pavement Reconstruction, Water and Sewer Replacement on Portions of Ash Crescent Street, Irma Street, Montague Street and Morningside Drive for a Total Revised Contract in the Amount of \$2,177,703.81 (COUNCIL DISTRICT 8)
4. [M&C C-25720](#) - Authorize Execution of a Construction Contract with Standard Parking Corporation d/b/a SP Plus, in the Amount of \$436,235.22 to Install Upgraded Technology and Reconfigure Traffic Flow at the Commerce Street Parking Garage (COUNCIL DISTRICT 9)
5. [M&C C-25721](#) - Authorize Execution of an Engineering Agreement with Freese and Nichols, Inc., in the Amount of \$76,219.00 for Design of the Central Arlington Heights - Ashland Drainage

Improvements (COUNCIL DISTRICT 7)

6. [M&C C-25722](#) - Authorize Execution of Change Order No. 4 to City Secretary Contract No. 29110-A7 with Johnson Controls, Inc., in the Amount of \$211,584.00 for a Total Contract Amount of \$3,397,949.00 for the Energy Savings Performance Contract at Selected City-Owned Facilities (ALL COUNCIL DISTRICTS)
7. [M&C C-25723](#) - Authorize Execution of Change Order No. 7 to City Secretary Contract No. 40539 with S.J. Louis Construction of Texas, Ltd., in the Amount of \$98,577.71 for Water, Sewer, Storm Drainage and Associated Pavement Repair on Harley Avenue and Crestline Drive Resulting in a Total Contract in the Amount of \$4,872,257.65 (COUNCIL DISTRICT 7)
8. [M&C C-25724](#) - Authorize Execution of a Contract with JLB Contracting, LLC, in the Amount of \$898,432.90 for Hot Mix Asphaltic Concrete Surface Overlay 2012-13 at Various Locations (COUNCIL DISTRICT 3)
9. [M&C C-25725](#) - Authorize Execution of a Contract with JLB Contracting, LLC, in the Amount of \$966,118.25 for Hot Mix Asphaltic Concrete Surface Overlay at Various Locations (COUNCIL DISTRICTS 8 and 9)
10. [M&C C-25726](#) - Authorize Execution of Job Order Contract Services Contracts with The Mark IV Construction Group, LLC, and LEMCO Construction Services, L.P., for Fixed Unit Price, Indefinite Delivery of Building Renovation and Construction Services for the Transportation and Public Works Department, Facilities Management Division (ALL COUNCIL DISTRICTS)
11. [M&C C-25727](#) - Authorize Execution of Amendment No. 2 with Half Associates, Inc., to City Secretary Contract No. 42021, in the Amount of \$25,300.00 to an Engineering Agreement for Engineering Services for Litsey Road from Independence Parkway to Cleveland-Gibbs Road Resulting in a Total Contract in the Amount of \$418,500.00 (COUNCIL DISTRICT 2)
12. [M&C C-25728](#) - Authorize Execution of an Engineering Agreement with Kimley-Horn and Associates, Inc., in the Amount of \$453,700.00, for the Design of Old Decatur Road from McLeroy Boulevard to Longhorn Road (COUNCIL DISTRICT 7)
13. [M&C C-25729](#) - Authorize Execution of a Construction Contract with R.L.P. Mechanical Contractors, Inc., in the Amount of \$194,500.00 to Replace the Boiler System at the Public Safety Building (COUNCIL DISTRICT 9)
14. [M&C C-25730](#) - Authorize Execution of an Engineering Agreement with Stream Water Group, Inc., in the Amount of \$304,484.00 for the Design of the Verna Trail Drainage Improvements Project (COUNCIL DISTRICT 7)
15. [M&C C-25731](#) - Authorize Execution of a Contract with C. Green Scaping, L.P., in the Amount of \$244,047.00 for Landscape and

Pedestrian Enhancements Along West Rosedale Street from Lipscomb to South Jennings Streets and Authorize Use of an Additional Amount of \$88,953.00 for Related Contingencies and City and Consultant Construction Services for a Total Project Cost of \$333,000.00 (COUNCIL DISTRICT 9)

16. [M&C C-25732](#) - Authorize Change Order No. 1 with Tri-Tech Construction, Inc., in the Amount of \$140,006.50 to City Secretary Contract No. 42413 for the Westcreek Drainage Improvements (COUNCIL DISTRICT 3)
17. [M&C C-25733](#) - Authorize Execution of a Construction Contract in the Amount of \$131,942.00 Plus \$13,558.00 in Contingency with All-Fair Electric, Inc., to Upgrade the Sound System in the Cowtown Coliseum (COUNCIL DISTRICT 2)
18. [M&C C-25734](#) - Authorize Execution of an Amendment No. 1 to City Secretary Contract No. 41971, a Grant Agreement with the Texas Department of Transportation, Aviation Division, in the Amount of \$34,540.00 for Construction Phase Services Associated with Phase II of Airfield Improvements at Spinks Airport, Authorize Use of Mineral Lease Revenue in the Amount of \$3,454.00 for the Grant Match, and Adopt Appropriation Ordinances (COUNCIL DISTRICT 8)
19. [M&C C-25735](#) - Authorize Execution of an Engineering Agreement with Tank Industry Consultants, Inc., in the Amount of \$99,800.00 for the Armstrong Ranch Elevated Storage Tank Rehabilitation Project Located at 7200 Trail Lake Drive (COUNCIL DISTRICT 3)
20. [M&C C-25736](#) - Authorize Execution of an Engineering Agreement with Kellogg Brown & Root Services, Inc., in the Amount of \$153,610.00 for the Eastwood Elevated Storage Tank Rehabilitation Project Located at 4256 Strong Avenue (COUNCIL DISTRICT 5)
21. [M&C C-25737](#) - Authorize Execution of an Engineering Agreement with Neel-Schaffer, Inc., in the Amount of \$90,927.00 for the Fleetwood Ground Storage Tank Rehabilitation Project Located at 15201 FAA Boulevard (COUNCIL DISTRICT 5)
22. [M&C C-25738](#) - Authorize Execution of a Contract with Jackson Construction, Ltd., in the Amount of \$566,876.00 for the Construction of the Reclaimed Water Main Extension Along American Boulevard (COUNCIL DISTRICT 5)
23. [M&C C-25739](#) - Authorize Execution of Amendment No. 5 to City Secretary Contract No. 29007 with TranSystems Corporation Consultants in the Amount of \$78,744.00 for a Total Contract Amount of \$1,113,050.10 for Additional Engineering Services for the Replacement of Sanitary Sewer Main 253, Parts 1, 2 and 3 Along Randol Mill Road and the Banks of the Trinity River from Clay Court to Woodhaven Boulevard (COUNCIL DISTRICTS 4 and 5)
24. [M&C C-25740](#) - Authorize Execution of an Engineering Agreement with Kleinfelder Central, Inc., in the Amount of \$158,986.17 for the Westland Ground Storage Tank Rehabilitation Project

Located at 11066 Dorfan Street (COUNCIL DISTRICT 7)

25. [M&C C-25741](#) - Authorize Acceptance of a Grant and Execution of a Contract with the Texas Department of Housing and Community Affairs in the Amount of \$134,373.00 for the 2012 Community Services Block Grant Program, Apply Indirect Costs and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
26. [M&C C-25742](#) - Authorize Execution of an Agreement with TXU Energy Retail Company, L.P., in the Amount Up to \$450,000.00 for the Energy Aid Program and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. OCS - 1856 - Notice of Claims for Alleged Damages and/or Injuries

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. Presentation by Kids Who Care

X. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events
2. Recognition of Citizens

XI. PRESENTATIONS BY THE CITY COUNCIL

1. Changes in Membership on Boards and Commissions

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

XIII. REPORT OF THE CITY MANAGER

A. Benefit Hearing - None

B. General

1. [M&C G-17632](#) - Adopt Ordinance Amending Article XII "Outdoor Events" of Chapter 20, "Licenses and Miscellaneous Business Regulations" of the Code of the City of Fort Worth to Amend Various Definitions, Amend Notification and Application Requirements, Amend Process for Events in Public Parks and Amend Classification of Streets for Neighborhood Events (ALL COUNCIL DISTRICTS)
2. [M&C G-17633](#) - Conduct a Public Hearing and Adopt Ordinance Establishing Tax Abatement Reinvestment Zone No. 83, City of Fort Worth, Texas, for Casino Beach Property Located South of Jacksboro Highway Bounded by North Surfside Drive to the West and Lake Worth to the South and Adopt Project Plan for the Zone (COUNCIL DISTRICT 7) **(PUBLIC HEARING)**
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action

C. Purchase of Equipment, Materials, and Services

1. [M&C P-11406](#) - Authorize Purchase of Twenty Mid-Size Pickup Trucks from

Baby Jack II Automotive LTD d/b/a Caldwell Country Chevrolet, Using a Cooperative Multiple Contract for City Departments in the Amount of \$387,398.00 (ALL COUNCIL DISTRICTS)

D. Land

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

E. Planning & Zoning - None

F. Award of Contract

1. [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 a Previous Meeting)**
2. [M&C C-25743](#) - Authorize Execution of an Interlocal Agreement with the Tarrant Regional Water District for Project Costs Related to Street and Bridge Work Utility Relocations Associated with the Trinity River Vision-Central City Project (COUNCIL DISTRICTS 2 and 9)
3. [M&C C-25744](#) - Authorize Five-Year Tax Abatement Agreement with Glen and Ricci N. Mace for Property Located at 1508 Washington Avenue in the Magnolia Village Neighborhood Empowerment Zone (COUNCIL DISTRICT 9)
4. [M&C C-25745](#) - Authorize Five-Year Tax Abatement Agreement with Reitman Property, LLC, for Property Located at 5408 Woodway Drive in the Wedgwood Square Neighborhood Empowerment Zone (COUNCIL DISTRICT 6)
5. [M&C C-25746](#) - Adopt Resolution Authorizing Execution of a Local Project Advance Funding Agreement with the Texas Department of Transportation in the Amount of \$2,500,000.00 for the Construction of Streetscape Improvements on West Rosedale Street Between Eighth Avenue and South Main Street, Authorize Transfer in the Amount of \$300,000.00 from the Street Improvements 2008 Fund to the 2007 Critical Capital Projects Fund, Authorize Transfer in the Amount of \$200,000.00 from the 2007 Critical Capital Projects Fund to the Grant Capital Projects Fund and Adopt Appropriation Ordinance (COUNCIL DISTRICTS 8 and 9)
6. [M&C C-25747](#) - Authorize Execution of an Engineering Agreement with CDM Smith, Inc., in the Amount of \$519,402.00 for the

XIV. PUBLIC HEARING

1. First Public Hearing for a Proposed City-Initiated Annexation of Approximately 0.65 Acres of Land in Denton County, Located Along and North of Litsey Road and East of Elizabethtown Cemetery Road (AX-12-005 Litsey Road)
 - a. Report of City Staff
 - b. Citizen Comments

XV. CITIZEN PRESENTATIONS

XVI. EXECUTIVE SESSION (PRE-COUNCIL CHAMBER)

XVII. ADJOURNMENT

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

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No Documents for this Section



Updated July 12, 2012

City of Fort Worth
City Council Pre-Council Agenda Calendar

July 17, 2012

8:30 a.m. Pre-Council Meeting

Continued Items:

- **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) **(Continued from July 10, 2012 by Staff)**
- **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)**
- Update on Naval Air Station Fort Worth Joint Reserve Base [*Captain Robert A. Bennett, Commanding Officer of NAS Fort Worth JRB*]
- Presentation on Recycle Program [*Brandon Bennett, Code Compliance*]
- Update on City Council Redistricting [*Dana Burghdoff, Planning and Development*]

July 24, 2012

8:30 a.m. Pre-Council Meeting
Alliance Airport Authority, Inc. (To Be Determined)

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 July 10, 2012 by Council Member Espino)**
- Update on the Other Post Employment Benefits (OPEB) Trust [*Susan Alanis, City Manager's Office*]
- Update on TEX Rail Implementation [*Dick Ruddell, Fort Worth Transportation Authority*]
- Briefing on Municipal Parking Fund [*Douglas Wiersig, Transportation and Public Works*]



Updated July 12, 2012

City of Fort Worth
City Council Pre-Council Agenda Calendar

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***

Continued Items:

- **SP-12-001** - 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)** (Continued from July 10, 2012 by Council Member Moss)
- 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 12, 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 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 12, 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 12, 2012

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

September 18, 2012

8:30 a.m. Pre-Council Meeting

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

September 25, 2012

8:30 a.m. Pre-Council Meeting

No Documents for this Section

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

Present:

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

Staff Present:

Tom Higgins, City Manager
Sarah Fullenwider, City Attorney
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 7:02 p.m., on Tuesday, July 10, 2012, in the City Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102.

II. INVOCATION - Bishop Kenneth Spears, First St. John Baptist Church

The invocation was provided by Bishop Kenneth Spears, First St. John Baptist Church.

III. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF JUNE 12, 2012 AND MINUTES OF CALLED-SPECIAL MEETING OF JUNE 28, 2012

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Burns, that the Minutes of the Regular Meeting of June 12, 2012, and the Minutes of the Meeting of the Canvassing Authority of June 28, 2012, be approved. The motion carried unanimously 9 ayes to 0 nays.

V. OUTGOING REMARKS OF COUNCIL MEMBER KATHLEEN HICKS

Council Member Hicks stated that it was an honor to have served as the District 8 Council representative and to serve the City and her district. She expressed appreciation to her family, friends, City Council colleagues, City staff and the citizens who had supported her and stated that she hoped she had made a positive impact on neighborhoods in the district. She also wished Council Member Elect Kelly Allen Gray success as a new member of the City Council.

Mayor Price, Mayor Pro tem Zimmerman, and Council Members Espino, Scarth, Moss, Jordan, Shingleton and Burns, all expressed appreciation to Council Member Hicks for her service to the citizens of District 8 and to the entire City.

VI. PRESENTATION FROM THE CITY COUNCIL AND OTHERS TO COUNCIL MEMBER KATHLEEN HICKS

Mayor Price and Council Member Moss, on behalf of the Council, presented Council Member Hicks with roses, an engraved vase and her City Council portrait that hung outside the Council Chamber.

Mr. Jerome Johnson, 5632 Cando Drive, submitted a comment card in support of Council Member Hicks.

VII. ADMINISTRATION OF OATH OF OFFICE TO COUNCIL MEMBER ELECT KELLY ALLEN GRAY

City Secretary Kayser administered the Oath of Office to Council Member Elect Kelly Allen Gray.

Council Member Allen Gray assumed her place at the dais.

VIII. REMARKS AND INTRODUCTIONS BY COUNCIL MEMBER KELLY ALLEN GRAY

Council Member Allen Gray expressed appreciation to her family, friends and citizens of Fort Worth for their support and provided comments relative to her vision for the future of Fort Worth and District 8.

Ms. Opal Lee, 417 South Judkins Street, appeared before Council in support of Council Member Kelly Allen Gray.

IX. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

City Manager Higgins requested that Mayor and Council Communication No. L-15387 be withdrawn from the Consent Agenda.

X. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

City Manager Higgins requested that Mayor and Council Communication No. L-15387 be continued until the July 17, 2012, Council meeting.

XI. CONSENT AGENDA

Motion: Council Member Scarth made a motion, seconded by Council Member Shingleton, that the Consent Agenda be approved as amended. The motion carried unanimously 9 ayes to 0 nays.

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)**

The City Council approved the following recommendation: Adopt Appropriation Ordinance No. 20257-07-2012 increasing the estimated receipts and appropriations in the Special Trust Fund in the amount of \$50,000.00, from available funds, for the purpose of funding certain capital expenses related to the City's cable communication office.

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)**

The City Council approved the following recommendation: Consider and adopt the following findings of the Ground Transportation Coordinator: the public necessity and convenience require the operation of two (2) limousines upon the City streets, alleys and thoroughfares; American Fernando Transportation, is qualified and financially able to conduct a limousine service within the City; American Fernando Transportation, has complied with the requirements of Chapter 34 of the City Code; American Fernando Transportation, presented facts in support of compelling demand and necessity for two (2) limousines; the general welfare of the citizens of the City of Fort Worth will best be served by the addition of two (2) limousines upon City streets, alleys and thoroughfares; and adopt Ordinance No. 20258-07-2012 granting the privilege of operating

authority to American Fernando Transportation, for the use of the streets, alleys and public thoroughfares of the City in the conduct of its limousine business, which shall consist of the operation of two (2) limousines for one (1) year period beginning on the effective date, complying with all requirements of Chapter 34, Article VI of the Code of the City of Fort Worth (1986), as amended.

3. M&C G-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)

The City Council approved the following recommendation: Consider and adopt the following findings of the Ground Transportation Coordinator: the public necessity and convenience require the operation of one (1) limousine upon the City streets, alleys and thoroughfares; Town Square Limo Service is qualified and financially able to conduct a limousine service within the City; Town Square Limo Service has complied with the requirements of Chapter 34 of the City Code; Town Square Limo Service presented facts in support of compelling demand and necessity for one (1) limousine; the general welfare of the citizens of the City of Fort Worth will best be served by the addition of one (1) limousine upon City streets, alleys and thoroughfares; and Adopt ordinance No. 20259-07-2012 granting the privilege of operating authority to Town Square Limo Service, for the use of the streets, alleys and public thoroughfares of the City in the conduct of its limousine business, which shall consist of the operation of one (1) limousine for one (1) year period beginning on the effective date, complying with all requirements of Chapter 34, Article VI of the Code of the City of Fort Worth (1986), as amended.

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)

The City Council approved the following recommendation: Authorize a 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 for the first year.

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)

The City Council approved the following recommendation: Authorize an amendment to existing purchase agreement with Republic Waste Services of Texas, Ltd d/b/a Allied Waste 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 and to extend the term of the agreement to September 30, 2012.

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)**

The City Council approved the following recommendation: Authorize the direct sale of two (2) tax-foreclosed properties located at 3600 Horne Street, described as an undivided 50 percent interest in land and an undivided 51 percent interest in the improvements of Lots 1 and 2, Block 50, Chamberlain Arlington Heights 2nd Filing Addition and 3602 Horne Street, described as an undivided 50 percent interest in land and an undivided 49 percent interest in the improvements of Lots 1 and 2, Block 50, Chamberlain Arlington Heights 2nd Filing Addition to Opening Doors for Women in Need, in accordance with Section 34.05 of the Texas Tax Code, in the amount of \$31,545.90; and Authorize execution and recording of the appropriate instruments conveying the property to complete the sale.

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)**

The City Council approved the following recommendation: 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, described as Lot 2, Block 1, Jim Austin Addition, from Lupe and Luz Vazquez; find that the total purchase price in the amount of \$93,760.00 is just compensation; and authorize the acceptance of the conveyance, record the appropriate instrument and pay the estimated closing costs in an amount up to \$5,000.00.

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)**

The City Council approved the following recommendation: Authorize acquisition of a fee simple interest in 0.302 acre of land for right-of-way and easement interests in a total of 0.675 acre 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, described as Abstract No. 423, Joseph C. Davis Survey, from Owen K. and Priscilla R. Collins; find that the total purchase price in the amount of \$17,060.00 is just compensation; and authorize the acceptance of the conveyances, record the appropriate instruments and pay the estimated closing costs up to \$1,500.00.

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)**

The City Council approved the following recommendation: Authorize the acquisition of fee simple interest in 3.835 acres of land for right-of-way for the Summer Creek Drive Improvements Project located at 9605 Old Granbury Road and McPherson Boulevard, described as Abstract No. 4, Juan Jose Albirado Survey, from SLF IV/Legacy Capital, L.P., grant a transportation impact fee credit to the developer in an amount not to exceed \$172,072.00 for the Summer Creek Drive right-of-way; and authorize the acceptance of the conveyance, record the appropriate instrument and pay the estimated closing costs up to \$3,000.00.

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)**

The City Council approved the following recommendation: Authorize the 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 in the Guadalupe Cardinas Survey, Abstract No. 214 and the C. Tydings Survey, Abstract No. 1276, 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 of a private access road.

- 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)**

The City Council approved the following recommendation: Adopt Supplemental Appropriation Ordinance No. 20260-07-2012 increasing the estimated receipts appropriations in the General Fund in the amount of \$65,000.00 and decreasing the unassigned General Fund Balance by the same amount, for the services of Lowell Denton of Denton, Navarro, Rocha and Bernal, P.C., for continued assistance to the City Manager as a Consultant regarding public safety labor negotiations issues.

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)**

The City Council approved the following recommendation: 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 as part of the Public Safety Radio Upgrade Project.

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)**

The City Council approved the following recommendation: Adopt Appropriation Ordinance No. 20261-07-2012 increasing the estimated receipts and appropriations in the Special Assessments Fund in the amount not to exceed \$280,000.00, from available funds, for the purpose of executing a Design Procurement Agreement with Hillwood Alliance Services, LLC, for engineering services related to the design of North Riverside Drive from Dalton Street to North Tarrant Parkway; authorize the transfer from the Special Assessments Fund to the New Development Fund; adopt Appropriation Ordinance No. 20262-07-2012 increasing the estimated receipts and appropriations in the New Development Fund, from available funds, for the purpose of the agreement with Hillwood Alliance Services, LLC; and authorize the execution of a Design Procurement Agreement with Hillwood Alliance Services, LLC, for engineering services related to the design of the project.

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)**

The City Council approved the following recommendation: Authorize the execution of an agreement between the Tarrant County Tax Assessor-Collector and the City of Fort Worth for providing assessment and collection services of ad valorem taxes levied by the City of Fort Worth for Fiscal Year 2013 covering the period October 1, 2012, to September 30, 2013, for approximately \$301,590.00.

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)**

The City Council approved the following recommendation: Authorize the substantial amendment to the City's 2009-2010 Action Plan regarding the change in use of up to \$50,000.00 in funds for the Homelessness Prevention and Rapid Rehousing Program; authorize the 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; and authorize further amendment of the Contractor Agreement, if necessary, to achieve program goals provided that the amendment is within the scope of the program and in compliance with applicable laws and regulations governing the use of federal grant funds.

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)**

The City Council approved the following recommendation: Authorize substitution of 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 expenditure of an additional \$174,000.00 in HOME Investment Partnerships Program Grant Funds as allocated in the 2010-2011 Action Plan to Tarrant County Housing Partnership, Inc., (TCHP) a certified Community Housing Development Organization for the development of an additional single

family house in the Hillside-Morningside neighborhood for a total amount of \$1,289,000.00; authorize execution of a conditional commitment with TCHP, that conditions funding, among other things, on satisfactory completion of HOME Investment Partnerships Program requirements; authorize execution of a contract with the TCHP, for the project for a three (3) year term beginning on the date of execution of the contract; authorize extension or renewal of the conditional commitment(s) or the contract(s) if TCHP, requests an extension and such extension is necessary for completion of the project; and authorize amendment of the conditional commitment(s) or the contract(s) 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.

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)

The City Council approved the following recommendation: Authorize expenditure in the amount of \$100,000.00 of Urban Development Action Grant (UDAG) 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 in furtherance of and in accordance with the U.S. Department of Housing and Urban Development's national objectives of promoting activities that benefit low and moderate income persons, as outlined in Title 24 of the Code of Federal Regulations; adopt Appropriation Ordinance No. 20263-07-2012 increasing the estimated receipts and appropriations in the Grants Fund, from available funds, for the purpose of UDAG Program Income as a forgivable loan to Catholic Charities Fort Worth for the construction of the clinic.

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)

The City Council approved the following recommendation: Authorize the transfer of \$36,297.85 from the Water and Sewer Fund to the Water Capital Projects Fund in the amount of \$19,729.45 and Sewer Capital Projects Fund in the amount of \$16,568.40; adopt Appropriation Ordinance No. 20264-07-2012 increasing the estimated receipts and appropriations in the Water Capital Projects Fund, from available funds, for the purpose of pavement reconstruction and water and sanitary sewer main replacements on Arnold Court, from Goddard Street to Northwest Cul de Sac; Blevins Street, from Grapewood Street to Race Street; Clarence Street East, from Marsalis Street to Airport Freeway (S.H. 121); and Clarence Street West, from Marsalis Street to Airport Freeway (S.H. 121); adopt Appropriation Ordinance No. 20265-07-2012 increasing the

estimated receipts and appropriations in the Sewer Capital Projects Fund, from available funds, for the purpose of pavement reconstruction and water and sanitary sewer main replacements for the streets listed above; and authorize the 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 replacement, thereby revising the total contract amount to \$849,140.01.

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)**

The City Council approved the following recommendation: Authorize the transfer from the Water and Sewer Fund to the Water Capital Projects Fund in the amount of \$47,467.00 to the Sewer Capital Projects Fund in the amount of \$17,770.00 for a total amount of \$65,347.00; adopt Appropriation Ordinance No. 20266-07-2012 increasing the estimated receipts and appropriations in the Water Capital Projects Fund, from available funds, for the purpose of pavement reconstruction and water and sanitary sewer main replacements on portions of Bird Street, from North Riverside Drive to Bonnie Brae Avenue; Bonnie Brae Avenue, from East Belknap Street to Yucca Avenue; Clary Avenue, from North Riverside Drive to Seaman Street; Concord Avenue, from Bonnie Brae Avenue to Bonnie Brae Avenue; Dalford Street, from Bonnie Brae Avenue to Bonnie Brae Avenue; adopt Appropriation Ordinance No. 20267-07-2012 increasing the estimated receipts and appropriations in the Sewer Capital Projects Fund, from available funds, for the purpose of pavement reconstruction and water and sanitary sewer main replacements on portions of the streets listed above; and authorize the 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 replacement, thereby revising the total contract amount to \$2,084,775.25.

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)**

The City Council approved the following recommendation: Authorize the transfer of \$191,400.00 from the Water and Sewer Fund in the amounts of \$82,200.00 to the Water Capital Projects Fund and \$109,200.00 to the Sewer Capital Projects Fund; adopt Appropriation

Ordinance No. 20268-07-2012 increasing the estimated receipts and appropriations in the Water Capital Projects Fund, from available funds, for the purpose of pavement reconstruction and water and sanitary sewer main replacement on portions of Waits Avenue, from SW Loop 820 to Southgate Drive; Wosley Drive, from SW Loop 820 to Odessa Avenue; Rutland Avenue, from Rector Avenue to Cockrell Avenue; adopt Appropriation Ordinance No. 20269-07-2012 increasing the estimated receipts and appropriations in the Sewer Capital Projects Fund, from available funds, for the purpose of pavement reconstruction and water and sanitary sewer main replacement on portions of the streets listed above; and authorize the execution of a contract with Stable & Winn, Inc., in the amount of \$513,362.39 for pavement reconstruction, water and sanitary sewer main replacement.

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)

The City Council approved the following recommendation: Authorize the execution of a contract with Humphrey & Morton Construction Company, Inc., in the amount of \$486,416.40, for construction of the Raider Channel Improvements Project.

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)

The City Council approved the following recommendation: Revise Mayor and Council Communication C-25462 to authorize an additional payment in the amount of \$247,971.50, instead of the originally authorized amount of \$381,515.21, to the Texas Department of Transportation under City Secretary Contract No. 37265, a Local Project Advance Funding Agreement, for additional project 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.

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)

The City Council approved the following recommendation: Authorize the execution of an engineering agreement with Freese and Nichols, Inc., in the amount of \$389,184.00 for the design of the Brennan Avenue Drainage Improvements Project.

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)**

The City Council approved the following recommendation: Authorize execution of Change Order Nos. 13 through 21 by the Texas Department of Transportation for an increase to the construction contract in the amount of \$197,307.05 for the construction of Golden Triangle Boulevard from IH-35W to US 377, thereby resulting in an overall increase of City participation in the amount of \$32,674.24 and a total contract in the amount of \$18,922,079.51.

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)**

The City Council approved the following recommendation: Authorize the execution of a contract with JLB Contracting, LLC, in the amount of \$771,712.70 for 110 calendar days for Hot Mix Asphaltic Concrete Surface Overlay 2012-7 at various locations.

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)**

The City Council approved the following recommendation: Authorize the execution of a contract with Advanced Paving Acquisition, Ltd., in the amount of \$632,350.20 for 90 calendar days for Hot Mix Asphaltic Concrete Surface Overlay 2012-8 at various locations.

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)**

The City Council approved the following recommendation: Authorize the 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.

19. **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)**

The City Council approved the following recommendation: Authorize the 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 the 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, increasing this individual year's aggregate total from \$1,000,000.00 to \$1,400,000.00.

20. **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)**

The City Council approved the following recommendation: Authorize execution of Change Order No. 1 to City Secretary Contract No. 43041, a construction agreement with JLB Contracting, LLC, which results in a decrease in the 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.

21. **M&C C-25690 - Authorize Rejection of Bids for College Avenue Sub-Drain from Page Street to West Capps Street. (COUNCIL DISTRICT 9)**

The City Council approved the following recommendation: Authorize the rejection of bids received for the College Avenue Sub-drain Project from Page Street to West Capps Street.

22. **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)**

The City Council approved the following recommendation: Authorize the 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, at no expense to the City.

23. **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)**

The City Council approved the following recommendation: Authorize the 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, at no expense to the City.

24. **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)**

The City Council approved the following recommendation: 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 along 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 construction administration services including construction inspection, material testing, and surveying for this project.

25. **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)**

The City Council approved the following recommendation: Adopt Resolution No. 4098-07-2012 authorizing the 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.

26. **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)**

The City Council approved the following recommendation: Authorize the execution of an Intergovernmental Cooperative Reimbursement Contract with the Texas Commission on Environmental Quality (TCEQ) in the amount of \$348,624.00 for the contract period September 1, 2012, through August 31, 2013; adopt Appropriation Ordinance No. 20270-07-2012 increasing the estimated receipts and appropriations in the Grants Fund in Fiscal Year

2012-2013, subject to receipt of an executed contract with the TCEQ, for the purpose of funding the operation of local air pollution monitors; and apply indirect cost at the rate of 21.48 percent in accordance with the terms of the Intergovernmental Cooperative Reimbursement Contract.

27. 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)

The City Council approved the following recommendation: Authorize the rejection of a proposal for the renovation of the auditorium theatrical lighting system at the Will Rogers Memorial Center and authorize re-advertising the renovation project for proposals.

28. 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)

The City Council approved the following recommendation: Authorize the 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.

29. 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)

The City Council approved the following recommendation: Adopt Resolution No. 4099-07-2012 increasing the 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.

30. 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)

The City Council approved the following recommendation: Authorize the 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 as part of the Runway Extension Project at Fort Worth Alliance Airport.

31. **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)**

The City Council approved the following recommendation: 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.

32. **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)**

The City Council approved the following recommendation: Authorize the execution of consent to assignment of four (4) 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.

33. **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)**

The City Council approved the following recommendation: Authorize the execution of 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 Operating Company, LLC, and issue a lessor estoppel certificate for Fuel Farm Site No. 1 at Fort Worth Meacham International Airport.

34. **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)**

The City Council approved the following recommendation: Authorize the execution of 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.

35. **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)**

The City Council approved the following recommendation: Authorize the transfer of \$182,464.00 from the Water and Sewer Fund in the amounts of \$154,802.00 to the Water Capital Projects Fund and \$27,662.00 to the Sewer Capital Projects Fund; adopt Appropriation Ordinance No. 20271-07-2012 increasing the estimated receipts and appropriations in the Water Capital Projects Fund, from available funds, for the purpose of Water and Sanitary Sewer Replacement Contract 2011, WSM-D on Schadt Avenue, from NE 28th Street to NE 31st Street; Market Avenue, from NW 25th Street to NW 26th Street; Pearl Avenue, from NW 25th Street to NW 26th Street; Prospect Avenue, from NW 26th Street to Cliff Street; Columbus Avenue, from NW 26th Street to NW 27th Street; Loving Avenue, from NW 26th Street to NW 28th Street; Roosevelt Avenue, from NW 25th Street to NW 28th Street; adopt Appropriation Ordinance No. 20272-07-2012 increasing the estimated receipts and appropriations in the Sewer Capital Projects Fund, from available funds, for the purpose of Water and Sanitary Sewer Replacement Contract 2011, WSM-D on the streets listed above; and authorize the execution of a contract with Lawrence Jeffrey Hamilton d/b/a Hamilton Civil Engineering in the amount of \$151,464.00.

36. **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)**

The City Council approved the following recommendation: Adopt Appropriation Ordinance No. 20273-07-2012 increasing the estimated receipts and appropriations in the Lake Worth Gas Lease Capital Improvement Fund in the amount of \$221,790.00, from available funds, for the purpose of engineering and construction services associated with the Lake Worth Dredging Project Phase 2; authorize the transfer from the Lake Worth Gas Lease Capital Improvement Fund to the Water Capital Projects Fund; adopt Appropriation Ordinance No. 20274-07-2012 increasing the estimated receipts and appropriations in the Water Capital Projects Fund, from available funds, for the purpose of engineering and construction services associated with the Lake Worth Dredging Project Phase 2; and authorize the execution of a contract with Freese and Nichols, Inc., for engineering and construction services associated with the project.

18. **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)**

The City Council approved the following recommendation: Authorize the 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.

- 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)**

The City Council approved the following recommendation: Authorize the 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 amount of \$2,441,011.00.

- 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)**

The City Council approved the following recommendation: 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 Sanitary Sewer Rehabilitation Contract 72, Part 2, on Wilbarger Street, thereby increasing the contract amount to \$2,361,819.00.

- 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)**

The City Council approved the following recommendation: Authorize the execution of Amendment No. 2 to the engineering agreement with CDM Smith, Inc., (formerly Camp Dresser & McKee, Inc.) for the design of the Westside Water Treatment Plant, for additional construction services, in the amount of \$205,000.00, thereby increasing the amount of the contract to \$5,618,954.00.

XII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

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

End of Consent Agenda.

- C. **Land – Removed from Consent Agenda for Individual Consideration**
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)**

It was the consensus of City Council that Mayor and Council Communication No. L-15387 be continued until the July 17, 2012, Council meeting.

XIII. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. Presentation of Proclamation of National Parks and Recreation Month

Mayor Pro tem Zimmerman presented the Proclamation for National Parks and Recreation Month to Ms. Sheila Hill, Chair, Parks and Community Services Advisory Board. He stated that since 1985, the U.S. House of Representatives had designated July as Parks and Recreation Month. He further stated that parks and recreation were vitally important to establishing and maintaining the quality of life in communities, ensuring the health of all citizens and contributing to the economic and environmental well-being of the City and region. He added that the City recognized the benefits derived from parks and recreation resources and programs as they increased the community's economic prosperity and improved the overall quality of life for all residents and visitors.

Ms. Hill expressed appreciation to the Council for the Proclamation and introduced other members of the Parks and Community Services Advisory Board who were in attendance. She also provided information relative to current and upcoming projects and recognized many participants/volunteers from various Parks and Community Services programs.

Mayor Price expressed appreciation to Ms. Hill and all of the Board members for their service to the City.

XIV. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events

Council Member Shingleton announced that the Lake Como Community Center Track Team would be traveling to Corpus Christi to compete against other Community Center track teams in Texas. He also introduced boy scouts from Troops 17 and 216, and advised they were working on a local government merit badge.

Council Member Burns announced that the intersection of West Berry Street and University Drive would be opened on July 16, 2012, approximately three weeks ahead of schedule.

Council Member Moss announced that the 5th Annual DFW Hip Hop for HIV concert would be held on August 12, 2012. He stated that free confidential HIV/AIDS testing would be held July 10, 2012, through August 11, 2012, throughout the City. He stated that those who were tested would receive a free ticket to the concert. He also announced that a celebration honoring Amanda Davis and other early African American settlers in the Stop Six area would be held on July 18, 2011, from 10:00 a.m. to 6:00 p.m. at the Center for Stop Six Heritage, located at 5100 Willy Street.

Mayor Pro tem Zimmerman announced that Robert Utter recently passed away. He stated that Mr. Utter was a World War II veteran and an active member of the community. He requested the Council meeting be adjourned in his memory.

Mayor Price announced that Deputy Marshal Charletta Thompson passed away on July 8, 2012. She advised that Deputy Marshal Thompson began her employment with the City in 2004 and was a valued member of the Fort Worth family. She requested the Council meeting be adjourned in her memory.

2. Recognition of Citizens

There were no citizens recognized at this time.

XV. PRESENTATIONS BY THE CITY COUNCIL

1. Changes in Membership on Boards and Commissions

Council Member Scarth recommended the following appointment on behalf of the Legislative and Intergovernmental Affairs Committee:

- Mr. Bill Booker to Place 3 on the Downtown Design Review Board, with a term expiring October 1, 2013.

Motion: Council Member Scarth made a motion, seconded by Council Member Shingleton, that Bill Booker be appointed to Place 3 on the Downtown Design Review Board, with a term expiring on October 1, 2013. The motion carried unanimously 9 ayes to 0 nays.

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

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

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

The City Council adopted a Resolution appointing Kelly Allen Gray as a member of the Boards of various non-profit corporations benefitting the City of Fort Worth as follows:

<u>Entity</u>	<u>Expiration of Term</u>
Alliance Airport 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

Motion: Council Member Shingleton made a motion, seconded by Council Member Burns, that Resolution No. 4100-07-2012 be adopted. The motion carried unanimously 9 ayes to 0 nays.

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

The City Council adopted a Resolution appointing William Crawford, a resident of the City of Fort Worth to Place Number 11 on the Board of Trustees of the Employees' Retirement Fund of the City of Fort Worth, with a term expiring August 31, 2013.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Moss, that Resolution No. 4101-07-2012 be adopted. The motion carried unanimously 9 ayes to 0 nays.

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

The City Council adopted a Resolution notifying 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.

Officer Stephen Hall, representing the Fort Worth Police Officers Association, 904 Collier, appeared before Council and advised that he was undecided on Resolution No. 3, he was opposed to Resolution No. 4, and in support of Resolution No. 5.

Council Members Shingleton, Burns, Jordan and Scarth all stated that there were many difficult issues to consider and the situation was very challenging. They pointed out that no decisions had been made but the best interest of all City employees must be considered.

Council Member Allen Gray recused.

Motion: Council Member Burns made a motion, seconded by Council Member Scarth, that Resolution No. 4102-07-2012 be adopted. The motion carried 8 ayes to 0 nays, with 1 recusal by Council Member Allen Gray.

[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](#)

The City Council adopted a Resolution notifying 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.

Council Member Allen Gray recused.

Motion: Council Member Scarth made a motion, seconded by Mayor Pro tem Zimmerman, that Resolution No. 4103-07-2012 be adopted. The motion carried 8 ayes to 0 nays, with 1 recusal by Council Member Allen Gray.

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

The City Council adopted a Resolution notifying 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.

Council Member Allen Gray recused.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Jordan, that Resolution No. 4104-07-2012 be adopted. The motion carried 8 ayes to 0 nays, with 1 recusal by Council Member Allen Gray.

XVIII. ZONING HEARING

The Notice of Special Hearing set today as the date for the hearing in connection with recommended changes and amendments to Zoning Ordinance No. 13896 and that notice of the hearing had been given by publication in the *Fort Worth Star-Telegram*, the official newspaper of the City of Fort Worth, on June 22, 2012.

Mayor Price opened the public 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)

Mr. Fernando Florez, 2740 Hemphill, appeared before Council in opposition to Zoning Docket No. ZC-12-032.

Mr. Sean Lynch, 1601 College Avenue, completed an "undecided" speaker card and appeared before Council relative to Zoning Docket No. ZC-12-032.

Ms. Juanita Jimenez, 3006 South Jennings Avenue, submitted a comment card in opposition to Zoning Docket No. ZC-12-032.

**CITY OF FORT WORTH, TEXAS
REGULAR CITY COUNCIL MEETING
JULY 10, 2012
Page 24 of 38**

Motion: Council Member Burns made a motion, seconded by Mayor Pro tem Zimmerman, that Zoning Docket No. ZC-12-032 be denied and that Treasure Wholesale must cease operations at 600 & 604 W. Berry Street by December 31, 2012. The motion carried unanimously 9 ayes to 0 nays.

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)

The following individuals completed speaker cards in support of Zoning Docket No. ZC-12-033, but did not wish to address the Council.

Mr. Terry Perkins, 314 Crossing Court, Keller, Texas 76248
Mr. Mark Nelson, 202 Donley Court, Southlake, Texas 76092

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Scarth, that Zoning Docket No. ZC-12-033 be approved. The motion carried unanimously 9 ayes to 0 nays.

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)

The City Council at its Regular Meeting on June 5, 2012, continued Zoning Docket No. ZC-12-042.

Mr. Christopher Bonilla, representing the applicant, appeared before Council in support of Zoning Docket No. ZC-12-042. (provided handout and PowerPoint presentation)

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton, that Zoning Docket No. ZC-12-042 be continued until the July 24, 2012, Council meeting. The motion carried unanimously 9 ayes to 0 nays.

4. ZC-12-048 - (CD 8) - Tomas Aguirre, 1128 McPherson Road; from: "ER" Neighborhood Commercial Restricted and "E" Neighborhood Commercial to: "A-43" One-Family (Recommended for Approval by the Zoning Commission)

Mr. Tomas Aguirre, 3708 South Adam Street, appeared before Council in support of Zoning Docket No. ZC-12-048.

Motion: Council Member Allen Gray made a motion, seconded by Council Member Espino, that Zoning Docket No. ZC-12-048 be approved. The motion carried unanimously 9 ayes to 0 nays.

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)

Mr. Christopher Bonilla, representing the applicant, appeared before Council in support of Zoning Docket No. SP-12-011. (provided handout)

Motion: Council Member Moss made a motion, seconded by Council Member Espino, that Zoning Docket No. SP-12-001 be continued until the August 7, 2012, Council meeting. The motion carried unanimously 9 ayes to 0 nays.

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)

Mr. Jake Barron, 1120 North Industrial Boulevard, Euless, Texas 76039, completed a speaker card in support of Zoning Docket No. ZC-12-049, but did not wish to address the Council.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Burns, that Zoning Docket No. ZC-12-049 be approved. The motion carried unanimously 9 ayes to 0 nays.

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

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)

The following individuals appeared before Council in support of Zoning Docket No. ZC-12-050.

Mr. Fernando Florez, 2740 Hemphill Avenue
Mr. Henry Chapman, applicant, 2931 Hemphill Avenue

Mr. Paul Millender, 3121 Lipscomb Street, appeared before Council in opposition to Zoning Docket No. ZC-12-050.

Council Member Burns encouraged the applicant to meet with the neighbors in the area in order to reach a compromise.

Motion: Council Member Burns made a motion, seconded by Council Member Shingleton, that Zoning Docket No. ZC-12-050 be denied without prejudice. The motion carried unanimously 8 ayes to 0 nays, with Council Member Scarth absent.

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)

Mr. Jason Nichols, 4215 Chickasaw Street, completed a speaker card in support of Zoning Docket No. ZC-12-051, but did not wish to address the Council.

Motion: Council Member Moss made a motion, seconded by Council Member Espino, that Zoning Docket No. ZC-12-051 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Scarth absent.

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)

Mr. Richard Shaheen, 550 Bailey Avenue, Suite 400, submitted a comment card in support of Zoning Docket No. ZC-12-052.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Jordan, that Zoning Docket No. ZC-12-052 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Scarth absent.

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)

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Jordan, that Zoning Docket No. ZC-12-054 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Scarth absent.

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)

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton, that Zoning Docket No. ZC-12-055 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Scarth absent.

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)

The following individuals appeared before Council in support of Zoning Docket No. ZC-12-056.

Ms. Jonnie Steed, 2220 West Rosedale Street South
Ms. Patsy Slocum, 2218 West Rosedale Street South

Motion: Council Member Burns made a motion, seconded by Council Member Espino, that Zoning Docket No. ZC-12-056 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Scarth absent.

City Secretary Kayser advised that Zoning Docket Nos. ZC-12-057 thru ZC-12-065 would be considered under one motion.

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)

Motion: Council Member Burns made a motion, seconded by Council Member Espino, that Zoning Docket Nos. ZC-12-057, ZC-12-058, ZC-12-059, ZC-12-060, ZC-12-061, ZC-12-062, ZC-12-063, ZC-12-064, and ZC-12-065 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Scarth absent.

There being no one else present desiring to be heard in connection with the recommended changes and amendments pertaining to Zoning Ordinance No. 13896 for the above listed cases, Council Member Burns made a motion, seconded by Council Member Espino, that the hearing be closed and that Ordinance No. 20275-07-2012 be adopted. The motion carried 8 ayes to 0 nays, with Council Member Scarth absent.

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 \(ALL COUNCIL DISTRICTS\)](#)**

The recommendation was that the City Council adopt an Ordinance, which directs publication of notice of the City's intention to issue Combination Tax and Revenue Certificates of Obligation, Series 2012 in the amount not to exceed \$105,000,000.00; approve the form of notice marked "Exhibit A" attached to the ordinance; authorize the City Manager to cause said notice to be published, in substantially the form attached to the ordinance, in a newspaper of general circulation in the City of Fort Worth, Texas, for two (2) consecutive weeks, the date of the first publication to be prior to the thirtieth day before the day tentatively proposed for authorizing the issuance of the Certificates of Obligation as shown in said notice; 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 as described in the Notice of Intention.

Motion: Council Member Shingleton made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. G-17623 be approved and Ordinance No. 20276-07-2012 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Council Member Scarth absent.

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

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)

The recommendation was that the City Council authorize the modification of Homebuyer Assistance Program loans made from 1998-2003 to reduce the affordability period from 15 years to five (5) years to correspond with federal requirements.

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. G-17624 be approved. The motion carried unanimously 9 ayes to 0 nays.

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)

The recommendation was that the City Council authorize the temporary closure of Main Street from Third Street to Fourth Street as requested by Trinity Habitat for Humanity so a home can be constructed in partnership with XTO employees.

Motion: Council Member Burns made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication No. G-17625 be approved. The motion carried unanimously 9 ayes to 0 nays.

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)

The recommendation was that the City Council adopt an 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 at Section 11A-8 "High Weeds and Grass Prohibited" so as to remove references to the "average height" of weeds and grass and at Section 11A-11 "Assessment of Expenses; Lien" to remove the provision that a lien may not be filed against a property protected by the homestead provisions of the Texas Constitution.

Motion: Council Member Scarth made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication No. G-17626 be approved and Ordinance No. 20277-07-2012 be adopted. The motion carried unanimously 9 ayes to 0 nays.

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)

The recommendation was that the City Council authorize the 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 and engineering plans for the Rock Springs area at the Fort Worth Botanic Garden.

Council Member Shingleton expressed appreciation for the donation and recognized Ms. Dolores Giesel, Fort Worth Botanical Society, Inc., who was in attendance at the meeting.

Motion: Council Member Shingleton made a motion, seconded by Council Member Jordan, that Mayor and Council Communication No. G-17627 be approved. The motion carried unanimously 9 ayes to 0 nays.

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)

The recommendation was that the City Council hold a public hearing concerning the designation of Tax Abatement Reinvestment Zone No. 82, City of Fort Worth, Texas; and adopt an Ordinance designating a certain area in the City of Fort Worth as "Tax Abatement Reinvestment Zone No. 82, City of Fort Worth, Texas", pursuant to and in accordance with Chapter 312 of the Texas Tax Code.

Mayor Price opened the public hearing.

a. Report of City Staff

Mr. Robert Sturns, Economic Development Manager, Housing and Economic Development Department, appeared before Council and provided a staff report.

b. Citizen Presentations

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

c. Council Action

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton, that the public hearing be closed and that Mayor and Council Communication No. G-17628 be approved and Ordinance No. 20278-07-2012 be adopted. The motion carried unanimously 9 ayes to 0 nays.

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)

The recommendation was that the City Council approve an extension of the Fairfax Park lease agreement with Chesapeake Exploration, LLC, for a six (6) month period in the amount of \$7,697.00 for natural gas drilling under 7.697 acres, more or less, of Fairfax Park.

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

Motion: Council Member Moss made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. L-15392 be approved. The motion carried 8 ayes to 0 nays, with 1 abstention by Council Member Jordan.

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)

The recommendation was that the City Council authorize the City Manager to execute 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 \$163,398.40 and granting a license to construct and operate an eight (8) inch natural gas gathering pipeline across Nineteenth Street, north of Jones Street; across

Jones Street, north of Lancaster Avenue, and along Lancaster Avenue, east of Calhoun Street to the west of Lamar Street.

Motion: Council Member Burns made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication No. L-15393 be approved. The motion carried unanimously 9 ayes to 0 nays.

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)

The recommendation was that the City Council declare that, based upon the Burlington Northern Santa Fe Railroad Relocation Agreement executed May 17, 2010 (M&C C-24205) between the City and the Burlington Northern Santa Fe Railway Company, the Alliance Airport Runway Extension Project is necessary in order to meet the City's transportation needs as well as to provide for the public's convenience; declare that public convenience and necessity require the acquisition, for relocation of the Burlington Northern Santa Fe (BNSF) Main Line Track of 0.0281 acre of land for a pipeline easement and 0.087 acre of land located at 1829 C. Tydings Road, Justin, Texas 76247, legally described as portions out of Lot 8, Block 2, Hanby Acres Addition, an addition in the C. Tydings Survey, Abstract No. 1276, Denton County, Texas, for a temporary construction easement from Kenneth and April Burrill; authorize the City Manager and his designee, TranSystems Corporation, to attempt to acquire the pipeline and temporary construction easements for their fair-market values through good-faith negotiations with the Burrill family and, if such negotiations are unsuccessful, authorize the City Attorney to acquire the easements without mineral interests, as well as any remainders of such parcels where their acquisition would be economically prudent, through eminent-domain proceedings under Texas law; and authorize acceptance and recording of the appropriate instruments.

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. L-15394 be approved and that the Fort Worth City Council authorize the use of the power of eminent domain for the Alliance Airport Runway Extension Project to acquire for the BNSF Main Line Track relocation a 0.0281 acre parcel for a pipeline easement and a 0.087 acre parcel for a temporary construction easement from Kenneth and April Burrill. The land is legally described as portions out of Lot 8, Block 2, Hanby Acres Addition, an addition in the C. Tydings Survey, Abstract No. 1276, Denton County, Texas, also known as 1829 C. Tydings, Justin, Texas 76247. The pipeline easement and temporary construction easement are described by metes and bounds and depicted by survey plats attached to this M&C. The motion carried unanimously 9 ayes to 0 nays.

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)

The recommendation was that the City Council conduct a public hearing under the guidelines set forth by the Texas Parks and Wildlife Code, Chapter 26, Protection of Public Parks and Recreational Lands; find that no feasible or prudent alternative exists to the use of Buck Sansom Park located at 3600 Sansom Park Drive, west of Angle Avenue, north of Lydon Drive and Kearny Avenue, east of 30th Street, 31st Street and 33rd Street, for the location of the proposed storm drainage improvements; find that the proposed storm drainage improvements include all reasonable planning to minimize harm to the parkland and will be constructed in Buck Sansom Park as specified; and close the public hearing and authorize the use of approximately 0.032 acre of Buck Sansom Park for the installation of storm drainage improvements.

Mayor Price opened the public hearing.

a. Report of City Staff

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

b. Citizen Presentations

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

c. Council Action

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton, that the public hearing be closed and that Mayor and Council Communication No. L-15395 be approved. The motion carried unanimously 9 ayes to 0 nays.

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)

The recommendation was that the City Council conduct a public hearing under the guidelines set forth by the Texas Parks and Wildlife Code, Chapter 26, Protection of Public Parks and Recreational Lands to allow for the subsurface drilling and extraction of natural gas under Handley Park located at 6201 Beaty Street, south of Greenlee Street, west of Haynie Street and north of Beaty Street and east of East Loop 820 from an off-site location; find that no feasible or prudent alternatives exist for the subsurface use of Handley Park as proposed; find that the proposed use includes all reasonable planning to minimize harm to the parkland and that the

proposed use will have no impact of the surface of parkland as specified; and close the public hearing and authorize approval of the use of the subsurface of parkland for the drilling and the extraction of natural gas.

Mayor Price opened the public hearing.

a. Report of City Staff

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

b. Citizen Presentations

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

c. Council Action

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

Motion: Council Member Moss made a motion, seconded by Council Member Shingleton, that the public hearing be closed and that Mayor and Council Communication No. L-15396 be approved. The motion carried 8 ayes to 0 nays, with 1 abstention by Council Member Jordan.

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)

The recommendation was that the City Council authorize the execution a 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 the waiver of certain related development fees.

Motion: Council Member Espino made a motion, seconded by Mayor Pro tem Zimmerman that Mayor and Council Communication No. C-25710 be approved, with appreciation to the Housing and Economic Development Department staff. The motion carried unanimously 9 ayes to 0 nays.

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)

The recommendation was that the City Council authorize the transfer of \$548,778.49 from the Water and Sewer Fund in the amounts of \$274,389.24 to the Water Capital Projects Fund and \$274,389.25 to the Sewer Capital Projects Fund; adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Water Capital Projects Fund, from available funds, for the purpose of Hot Mix Asphaltic Concrete Surface Overlay 2012-4 at 14 locations; adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Sewer Capital Projects Fund, from available funds, for the purpose of Hot Mix Asphaltic Concrete Surface Overlay 2012-4 at 14 locations; and authorize the execution of a contract with JLB Contracting, LLC, in the amount of \$1,097,556.99 for 140 calendar days for the project.

Motion: Council Member Moss made a motion, seconded by Council Member Allen Gray, that Mayor and Council Communication No. C-25711 be approved and Appropriation Ordinance Nos. 20279-07-2012 and 20280-07-2012 be adopted. The motion carried unanimously 9 ayes to 0 nays.

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)

The recommendation was that the City Council Authorize the transfer of \$571,657.82 from the Water and Sewer Fund in the amounts of \$285,828.91 to the Water Capital Projects Fund and \$285,828.91 to the Sewer Capital Projects Fund; adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Water Capital Projects Fund, from available funds, for the purpose of Hot Mix Asphaltic Concrete Surface Overlay 2012-5 at multiple locations; adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Sewer Capital Projects Fund, from available funds, for the purpose of Hot Mix Asphaltic Concrete Surface Overlay 2012-5 at multiple locations; and authorize the execution of a contract with JLB Contracting, LLC, in the amount of \$1,097,556.99 for 120 calendar days for the project.

Motion: Council Member Allen Gray made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. C-25712 be approved and Appropriation Ordinance Nos. 20281-07-2012 and 20282-07-2012 be adopted. The motion carried unanimously 9 ayes to 0 nays.

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)

The recommendation was that the City Council authorize the execution of a professional services agreement with Linebarger Goggan Blair and Sampson, LLP, for collection of delinquent parking and criminal citations.

Motion: Council Member Jordan made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. C-25713 be approved. The motion carried unanimously 9 ayes to 0 nays.

5. M&C C-25714 - Authorize Execution of a Contract with Burnsko 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)

The recommendation was that the City Council authorize the transfer of \$1,529,313.00 from the Water and Sewer Fund in the amounts of \$871,051.00 to the Water Capital Projects Fund and \$658,262.00 to the Sewer Capital Projects Fund; adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Water Capital Projects Fund, from available funds, for the purpose of executing a contract with Burnsko Construction, Inc., for Water Replacement Contract 2009, WSM-E on Hillside Avenue, from Martin Street to Kellis Street; Pate Drive, from East Berry Street to Baylor Street; Pate Drive, from Quails Lane to Hardeman Drive; Putnam Road, from Greenlee Drive to Craig Street; and Stark Street, from Meadowbrook Drive to East Lancaster Avenue; and authorize the execution of a contract with Burnsko Construction, Inc., in the amount of \$1,435,313.00 for Water Replacement Contract 2009, WSM-E.

Motion: Council Member Moss made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. C-25714 be approved and Appropriation Ordinance No. 20283-07-2012 be adopted. The motion carried unanimously 9 ayes to 0 nays.

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)

The recommendation was that the City Council authorize the execution of a contract with S.J. Louis Construction of Texas, Ltd, in the amount of \$8,442,158.00 for East Side 54 42 inch Water

Main – Phase I (Unit 1) and East Side Pump Station Discharge Header Replacement (Unit 2) on Beach Street, Scott Avenue and Avenue B.

Motion: Council Member Allen Gray made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. C-25715 be approved. The motion carried unanimously 9 ayes to 0 nays.

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)

The recommendation was that the City Council authorize the 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, from 250 feet South of Broadway Street to Broadway Street; Broadway Street, from Bradner Street to Henderson Street; Henderson Street, from 150 feet north of Pennsylvania to Daggett Avenue; Magnolia Avenue, from St. Louis Avenue to South Main Street; St. Louis Avenue, from Magnolia Avenue to Morphy Street; South Main Street, from Magnolia Avenue to Feliks Gwozdz Place.

Motion: Council Member Burns made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. C-25716 be approved. The motion carried unanimously 9 ayes to 0 nays.

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

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

b. Public Comments

The following individuals appeared before Council in support of the proposed Redistricting Plan for Fort Worth's Single Member City Council Districts.

Mr. Sean Lynch, 1601 College Avenue
Mr. Jerome Johnson, 5632 Cando Drive

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 the United Hispanic Council, 2740 Hemphill Avenue (provided handout)

Mr. Antonio Morales, representing the American G.I. Forum, 5551 Vega Drive

Mr. Noble Reed, representing Greenway Neighborhood Association, 1715 Carver Avenue, completed an "undecided" speaker card and appeared before Council relative to the proposed Redistricting Plan for Fort Worth's Single Member City Council Districts.

Mayor Price, Mayor Pro tem Zimmerman, and Council Members Scarth, Moss, Jordan, Shingleton, Burns and Allen Gray, all expressed support for the staff proposed Redistricting Plan with the understanding that some minor changes may still occur within the coming weeks.

Council Member Espino stated his support of the United Hispanic Council of Tarrant County's 12-C Plan.

c. Council Action

Motion: Council Member Burns made a motion, seconded by Council Member Shingleton, that the public hearing be closed. The motion carried unanimously 9 ayes to 0 nays.

XXI. CITIZEN PRESENTATIONS

Council Member Scarth advised that Mr. Tommy Simmons, a long time City employee, passed away and requested the Council meeting be adjourned in his memory.

XXII. EXECUTIVE SESSION (PRE-COUNCIL CHAMBER)

XXIII. ADJOURNMENT

There being no further business, Mayor Price adjourned the Regular Meeting at 9:33 p.m. in memory of Deputy Marshal Charetta Thompson, Mr. Robert Utter and Mr. Tommy Simmons.

**CITY OF FORT WORTH, TEXAS
CALLED SPECIAL - CITY COUNCIL MEETING
JULY 10, 2012**

Present:

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

Staff Present:

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

Council Member-Elect

Council Member-Elect Kelly Allen Gray, District 8

I. Call to Order.

With a quorum of the City Council Members present, Mayor Price called the Special Meeting of the Fort Worth City Council to order at 6:46 p.m., on Tuesday, July 10, 2012, in the City Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102.

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.

The City Council adopted a 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.

Motion: Council Member Moss made a motion, seconded by Council Member Shingleton, that Resolution No. 4097-07-2012 be adopted. The motion carried nine (9) ayes to zero (0) nays.

III. Presentation of Certificate of Election.

City Secretary Kayser presented the Certificate of Election to Council Member-Elect Kelly Allen Gray, District 8.

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.

There was no Executive Session conducted by the City Council.

V. Adjournment.

There being no further business, Mayor Price adjourned the meeting at 6:49 p.m.

No Documents for this Section

To the Mayor and Members of the City Council

July 17, 2012

Page 1 of 2

**SUBJECT: COOPERATIVE PURCHASING AGREEMENTS**

This informal report provides a response to the questions regarding the use of cooperative purchasing agreements and the local preference option outlined in the Texas Local Government Code for vehicles and other goods and services.

Cooperative Purchasing for Goods and Services Greater than \$50,000

The City of Fort Worth has long supported the use of cooperative purchasing contracts in order to provide goods and services for City departments and residents in an efficient and effective manner. Cooperative purchasing saves acquisition effort and time by using another governmental entity's bids. This strategy eliminates redundant government bids as well as improves customer service by saving six to eight weeks of bid process time on each purchase using a cooperative. Cooperative purchasing also saves money through economies of scale. Many cooperative contracts include larger volumes than the City generates itself. Cooperative contracts are publicly advertised, competed and awarded in accordance with public bid laws to ensure fair competition and equal opportunity. During the last 12 months, the City has awarded 38% of contracts using cooperative purchasing, eliminating the need for four additional buyers on staff at an estimated cost of \$300,000 per year.

The City evaluates the pricing on cooperative contracts regularly as described below using vehicles as an example. In addition, on occasion following a direct bidding process by the City, a cooperative agreement will be determined to be the better deal and will be awarded instead. An example of this will be included on the July 17th City Council agenda for the award of computer training services.

Competitive Bidding and Local Preference for Goods and Services Greater than \$50,000

The City of Fort Worth could issue all Requests for Proposals directly to ensure local vendors who are not successful participants in cooperative agreements have the opportunity to earn the City's business. If they are the successful low or best-value bidder, they would be awarded the contract.

In addition, Sections 271.905 and 271.9051 of the Texas Local Government Code (TLGC) allow municipalities to utilize local preference. These statutes allow certain Cities the ability to award a competitive bid to local businesses as follows:

- For purchases of goods of \$500,000 or more if the local vendor is within 3% of the lowest bid
- For purchases of goods and services from \$50,000 to \$500,000 if the local vendor is within 5% of the lowest bid, and
- For construction services up to \$100,000 if the local vendor is within 5% of the lowest bid.

To the Mayor and Members of the City Council**July 17, 2012**

Page 2 of 2

**SUBJECT: COOPERATIVE PURCHASING AGREEMENTS**

In order to offset local preference allowed by some governmental entities, many states, including Texas, have passed reciprocity laws. These laws allow Cities to penalize vendor bids from Cities that have adopted local preferences.

Analysis of Vehicle Purchases

The Equipment Services Department (ESD) receives three bids on all vehicle purchases below the \$50,000 threshold, usually including two cooperative contracts and one local vendor. In virtually every case, the cooperative contract is the best value but the analysis is particularly important when the cooperative agreements are old or the market has changed significantly. As a result of these on-going comparisons, most large vehicle purchases (greater than \$50,000) are acquired through cooperative contracts.

The Equipment Services Department's review of the next three truck purchases scheduled for this summer showed that local vendors either chose not to bid or ranged from 4.05% to 38.38% higher in base bid cost. Dealerships that choose to compete in the fleet/commercial market have separate fleet/commercial vehicles departments from their retail sales. Only one Fort Worth dealership has chosen to commit full time staff to work the fleet/commercial vehicle market. The fleet/commercial vehicle market creates additional costs for the dealerships related to carrying costs of the vehicles. Also, some dealerships do not have the space to store the large volume of vehicles upon delivery from the factory.

Recommendation

City staff recommends the continued use of cooperative agreements due to the time and labor savings of cooperative purchasing and the cost savings of the volume purchases. However, it is important that cooperative pricing continue to be periodically reviewed against local market opportunities.

Staff will develop a local preference ordinance and work with the Chambers to seek input from the business community. In addition, if the City Council prefers to pursue direct competitive bidding for more of the City's procurement, the necessary resources should be evaluated during the upcoming budget process.

If you have any questions regarding this information, please contact Jack Dale, Purchasing Manager, at (817) 392-8357 or Wayne Corum, Equipment Services Director, at (817) 392-5118.

**Tom Higgins
City Manager**

**To the Mayor and Members of the City Council****July 17, 2012**

Page 1 of 1

SUBJECT: SUBDIVISION ORDINANCE AMENDMENTS – DEVELOPMENT PROCESS IMPROVEMENTS

The purpose of this Informal Report is to provide information concerning proposed amendments to the Subdivision Ordinance. The intent of these changes is to improve the development process by clarifying certain sections and eliminating unnecessary requirements. The amendments would do the following:

- Revise the language of the Subdivision Ordinance to make it clear when a project is vested by clarifying when a plat is required, when a preliminary plat expires and when progress on a project must be demonstrated;
- Eliminate the short block regulations;
- Allow for the vacation of public open space easements by plat when created by plat;
- Clarify that urban forestry permits are applied for in the Planning and Development Department; and
- Provide definitions for the terms “emergency access easement” and “real property”.

During their June 18 meeting, the Development Advisory Committee reviewed and informally endorsed the proposed Subdivision Ordinance amendments.

The City Plan Commission discussed the proposed amendments at their June 27 work session and is scheduled to take action on the amendments at their hearing on July 25. The City Council would act on the amendments on August 21.

Should you have any questions, please contact Randle Harwood, Planning and Development Director, at 817-392-6101.

**Tom Higgins
City Manager**

To the Mayor and Members of the City Council**July 17, 2012**

Page 1 of 3

**SUBJECT: PROPOSED AMENDMENTS TO THE ZONING ORDINANCE FOR RESIDENTIAL ADJACENCY, ACCESSORY STRUCTURES, AND FOOD TRUCK PARKS**

The purpose of this Informal Report is to provide information concerning proposed amendments to the Zoning Ordinance. The intent of these changes is to improve the development process by reducing the need for zoning changes or variances. The amendments would do the following:

- 1) Remove certain requirements when a nonresidential use is located adjacent to a nonresidential use within a residential zoning district;
- 2) Modify and reorganize the standards for accessory uses; and
- 3) Add mobile food truck parks as a use, allow them by right in certain districts, and provide a special exception option in other districts.

Residential District Adjacency

The Zoning Ordinance has numerous protections for residential uses, particularly one and two-family residential zoning districts, in order to mitigate potential impacts from adjacent nonresidential uses. These protections are unnecessary when the property within the residential district is not used for residential and will not be used for residential in the future. The proposed amendments include:

- 1) Remove the off-street parking requirement for nonresidential uses adjacent to one- or two-family districts when the one- or two-family zoned property within 250 feet is used as a utility easement, right-of-way, waterway, railroad or other nonresidential utility use.
- 2) Add waterways and right-of-way at least 300 feet in width to those uses that exempt a nonresidential use from being required to provide supplemental setbacks and landscaped bufferyards adjacent to residential districts.
- 3) Specify that the 1,000 foot rule requiring a zoning change to "PD" Planned Development for a hotel will not include proposed hotels adjacent to residentially zoned property that is used as a utility easement, right-of-way, waterway, railroad or other nonresidential utility use.
- 4) Specify that the side and rear yard regulations for Unified Residential Developments (multifamily) will not apply when the adjacent one or two-family zoned property is used as a utility easement, right-of-way, waterway, railroad or other nonresidential utility use, or is separated by a right-of-way of at least 300 feet in width.

To the Mayor and Members of the City Council**July 17, 2012**

Page 2 of 3

**SUBJECT: PROPOSED AMENDMENTS TO THE ZONING ORDINANCE FOR RESIDENTIAL ADJACENCY, ACCESSORY STRUCTURES, AND FOOD TRUCK PARKS**Accessory Regulations

The following amendments are proposed to clarify the regulations for residential and nonresidential accessory uses and to reduce the number of variances that are consistently granted by the Board of Adjustment.

- 1) Clarify types of accessory uses and the standards applied to accessory structures.
- 2) Increase the maximum height of non-habitable accessory structures (e.g. sheds) from 8 to 10 feet.
- 3) Provide new regulations for temporary storage structures and dumpsters in one- and two-family residential districts.
- 4) Allow two garages on residential lots of ½ acre or larger rather than one.
- 5) Create new regulations for commercial accessory structures. These include requirements for dumpsters on concrete pads and definition of a security residence for a business.
- 6) Move regulations for accessory structures in "AG" Agricultural and Unified Residential Developments (multifamily) to the applicable sections and remove the obsolete regulations for satellite dish antennae.

Mobile Vendor Food Truck Park Regulations

The Zoning Ordinance does not currently provide for mobile vendor food truck parks as a use. The recent establishment of food truck parks was accommodated by multiple variances from the Board of Adjustment. The proposed amendment would permit food truck parks by right in districts allowing industrial uses, and permit them by special exception in districts allowing general commercial uses. The following regulations would apply:

- 1) A site plan shall be provided for administrative review.
- 2) One on-premise detached sign is permitted at the entrance. Each mobile vending unit may have attached signage. One temporary sandwich board sign is permitted per mobile vending unit to be displayed within 10 feet of the unit and within the boundaries of the food truck park. One temporary sign or banner is permitted per park.

To the Mayor and Members of the City Council

July 17, 2012

Page 3 of 3



SUBJECT: PROPOSED AMENDMENTS TO THE ZONING ORDINANCE FOR RESIDENTIAL ADJACENCY, ACCESSORY STRUCTURES, AND FOOD TRUCK PARKS

- 3) The mobile vendor/food truck park must be located at least 1,000 feet from a one- or two-family residential zoning district, or the owner must obtain a special exception.
- 4) A minimum of 2 spaces per vendor/truck shall be required if the mobile vendor/food truck park is located within 250 feet of a one- or two-family residential district.

The Development Advisory Committee received a briefing on the proposed residential adjacency amendments on May 21. The Zoning Commission will receive a briefing on July 11 for all the proposed amendments. The public hearing for the Zoning Commission would be held August 8, with the public hearing for the City Council on September 11.

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

**Tom Higgins
City Manager**

To the Mayor and Members of the City Council

July 17, 2012

Page 1 of 2



SUBJECT: MAY 2012 – SALES TAX UPDATE

Sales tax revenue represents approximately 19% of the City’s General Fund budget. Staff is committed to providing you regular updates on this important and sometimes volatile revenue source. The Texas Comptroller’s Office posted monthly results on July 11th. The results are dependent upon the timeliness and accuracy of sales tax payers’ returns. This payment from the State represents taxes collected on sales that occurred primarily in the month of May. In this report, you will see Fort Worth’s sales tax collection compared to last year and the impact the results are having on the current year’s budget.

MONTHLY NET SALES TAX COLLECTIONS FOR MAY

CITY OF FORT WORTH

May FY2012	\$9,018,243	DOLLAR VARIANCE	↑	% VARIANCE	↑
May FY2011	\$6,964,832	\$2,053,411		29.5%	

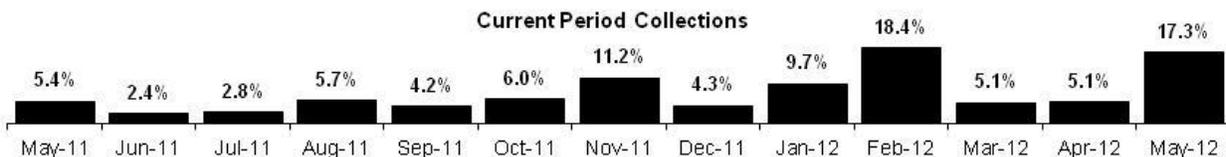


Note: The City’s net payment for sales tax collection is up \$2,053,411 or 29.5% compared to this month last year. However, like April 2011 net collections for May 2011 were reduced by an audit adjustment of \$907K. This adjustment was refunded to a Fort Worth company that had over paid sales taxes in prior years. The State reversed this audit adjustment later in 2011, resulting in atypical increase in collections for the month with the reversal. In upcoming reports, you will see this unusually high collection due to this reversal. As depicted in the table below, “current period collections” increased 17.3% over last year, signaling a continued improvement in pure economic activity.

CITY OF FORT WORTH COLLECTION DETAIL

COLLECTION DETAIL FOR CITY SALES TAX

	May 2011	May 2012	CHANGE	
Current Period Collections:	\$7,892,093	\$9,253,900	17.3%	↑
Other Collections:	\$131,423	\$285,805	117.5%	
Audit Collections:	(\$907,196)	(\$324,361)	64.2%	
Service Fee:	(\$142,326)	(\$184,307)	29.5%	
Retainage:	(\$9,162)	(\$12,794)	39.7%	
Net Payment	\$6,964,832	\$9,018,243	29.5%	↑



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

To the Mayor and Members of the City Council

July 17, 2012

Page 2 of 2



SUBJECT: MAY 2012 – SALES TAX UPDATE

CITY OF FORT WORTH BUDGET COMPARISON - FY2012

	ADOPTED BUDGET	BUDGET RE-ESTIMATE	YR END VARIANCE	
CITY OF FORT WORTH	\$ 102,259,196	\$ 109,128,659	6.7%	↑
CRIME CONTROL AND PREVENTION DIST.	\$ 46,304,344	\$ 49,795,976	7.5%	↑
MASS TRANSIT AUTHORITY - THE "T"	\$ 47,647,392	\$ 52,694,715	10.6%	↑

Note: For the year, the City has collected **\$6,869,463** or 6.7% more than the FY2012 adopted budget. As depicted above, you will also see how the positive results are affecting our partner agencies. While these results are encouraging, Staff recommends maintaining a conservative forecast for FY2012 as we continue to experience uncertainty with the national economy and potential audit adjustments.

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

CITY OF FORT WORTH

CITY COMPARISONS - FY 2012 v. FY 2011

CITY	QTR 1	QTR 2	May	YTD
BURLESON	17.9%	35.5%	-19.1%	19.1%
GRAND PRAIRIE	19.4%	14.9%	5.7%	14.2%
EULESS	8.7%	14.3%	43.5%	15.0%
FORT WORTH	2.2%	13.9%	29.5%	12.1%
KELLER	9.4%	5.6%	21.1%	8.5%
WATAUGA	7.3%	5.3%	10.1%	7.1%
DALLAS	5.7%	4.9%	6.8%	6.2%
SOUTHLAKE	4.0%	6.5%	13.2%	6.7%
ARLINGTON	3.3%	3.4%	13.7%	5.0%
BEDFORD	2.5%	3.1%	13.6%	4.0%
NORTH RICHLAND HILLS	8.5%	-4.3%	1.4%	2.4%
HURST	-1.7%	3.9%	6.8%	2.1%
GRAPEVINE	-4.7%	3.9%	10.4%	1.8%
STATE	12.4%	13.5%	7.3%	11.9%

Note: YTD collections for Fort Worth are up **12.1%** compared to last year.

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

Tom Higgins
City Manager

To the Mayor and Members of the City Council**July 17, 2012**

Page 1 of 1

**SUBJECT: RIDGLEA BRANCH LIBRARY RENOVATION**

The purpose of this Informal Report is to inform Council of the Library's intent to renovate the Ridglea Branch Library.

Beginning September 2, 2012, the Ridglea Library, located in Council District 3, will close for a 90-day improvement project. This 10,754-square-foot facility opened in 1967 and has not undergone a significant renovation since that time. In the Library's system master plan, "20/20 Vision," the Library proposes that the Ridglea Library be replaced with a larger leased facility, but without funding that goal will not be realized within the next five to seven years. Therefore, in order to meet the current demands of our citizens, the Library proposes investing approximately \$335,000 to improve the functional space, building interior, technology, and infrastructure at Ridglea.

The goals of the project are as follows:

- Upgrade the building's infrastructure in order to provide more public computers and electrical outlets for laptops, tablet PCs, and other portable devices.
- Gain operational efficiencies and improve the customer's experience by redesigning the floor space – including a larger youth programming area, a dedicated teen area, and a single point of customer service.
- Improve customer service by adding self-service checkout stations and electronic inventory control (RFID).
- Enhance the appearance of the building by painting, and replacing the flooring and furnishings.
- Improve security and reduce theft by installing modern security gates and reorganizing shelving to reduce blind spots.

The Library has scheduled a community meeting at 6 p.m. on July 25 at the Ridglea Library to present and discuss the improvements with the citizens.

While the Ridglea Library is closed, citizens will be encouraged to use the Southwest Regional and Central libraries. The Library's communication campaign will begin 30 days prior to the closing date and includes distributing fliers, posters, and bookmarks throughout the Library system; media alerts; a sign on the building; and announcements on the Library's and City's websites and social media.

Should you have questions please contact Library Director Gleniece Robinson at 817-392-7706.

Tom Higgins
City Manager

No Documents for this Section

No Documents for this Section

No Documents for this Section

City of Fort Worth, Texas
Mayor and Council Communication

DATE: Tuesday, July 17, 2012

LOG NAME:

REFERENCE NO.: **OCS-1856

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 11, 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 17, 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
Jaque Hinson	7/5/2012	6/26/2012	FW Animal Control	Property Damage	Seeking reimbursement for vet expenses.	Code	Yes	No
Valencia Smith	7/5/2012	6/26/2012	820 & Meadowbrook Dr	Bodily Injury	Ladders fell off truck, struck by City vehicle when trying to avoid.	Police	No	Yes
Margaret Jackson	7/6/2012	7/2/2012	604 Altascosa Avenue	Auto Damage	Parked vehicle damaged	Code	No	No
John Goodwin	7/6/2012	7/1/2012	Animal Kennel	Property Damage	Newly adopted pet became sick & needs medical care.	Code	No	No
Elizabeth Gutierrez	7/9/2012	4/30/2012		EEOC	Discrimination due to nationality and retaliation.	HR	No	No
Gloria Reed	7/9/2012	6/20/2012	E Loop 820 S	Auto Damage	Tire damaged from debris in street.	TPW	No	No
Gloria Reed	7/9/2012	9/23/2011	E I-20	Auto Damage	Metal debris flew off from another vehicle and damaged claimant's vehicle.	TPW	No	No

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Rafael Chac Jr.	7/9/2012	7/6/2012	Ridgetop Rd & Haslet-Roanoke Rd	Auto Damage	Hit pothole.	TPW	No	No
Oscar Pruitt	7/9/2012	7/5/2012	1213 Whittenberg Dr.	Property Damage	Water main break.	Water	No	No
Sharon Gordon	7/9/2012	7/5/2012	1217 Whittenberg Dr.	Property Damage	Water main break.	Water	No	No
Marion Taite Jr.	7/10/2012	7/5/2012		Bodily Injury	Civil rights violated.	Police	No	Yes
Alma Salcedo	7/10/2012	6/8/2012	713 Sargent St	Auto Damage	Parked vehicle hit by City vehicle.	Police	Yes	No
Tiffanie Alexander	7/11/2012	6/4/2012	Miller & Rosedale	Property Damage	Entered intersection with green light, was hit by emergency vehicle.	Police	No	Yes
Ashley Alcala	7/11/2012	7/11/2012	Biddison & Hemphill	Auto Damage	Hit by City vehicle.	Fire	No	No
Atmos Energy	7/11/2012	4/13/2012	7804 Timberwood Ct	Property Damage	Gas line damaged.	Water	No	No
Digna Rubio	7/11/2012	5/29/2012	FW Animal Shelter	Reimbursement	Seeking reimbursement for vet expenses.	Code	Yes	No

PUBLIC HEARING:

FIRST PUBLIC HEARING FOR A PROPOSED CITY-INITIATED ANNEXATION OF APPROXIMATELY 0.65 ACRES OF LAND IN DENTON COUNTY, LOCATED ALONG AND NORTH OF LITSEY ROAD AND EAST OF ELIZABETHTOWN CEMETERY ROAD. (AX-12-005 LITSEY ROAD)

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

To the Mayor and Members of the City Council**July 17, 2012**

Page 1 of 1

**SUBJECT: SERVICE PLAN PUBLIC HEARING FOR AX-12-005, LOCATED ALONG AND NORTH OF LITSEY ROAD AND EAST OF ELIZABETHTOWN CEMETERY ROAD (COUNCIL DISTRICT 2)**

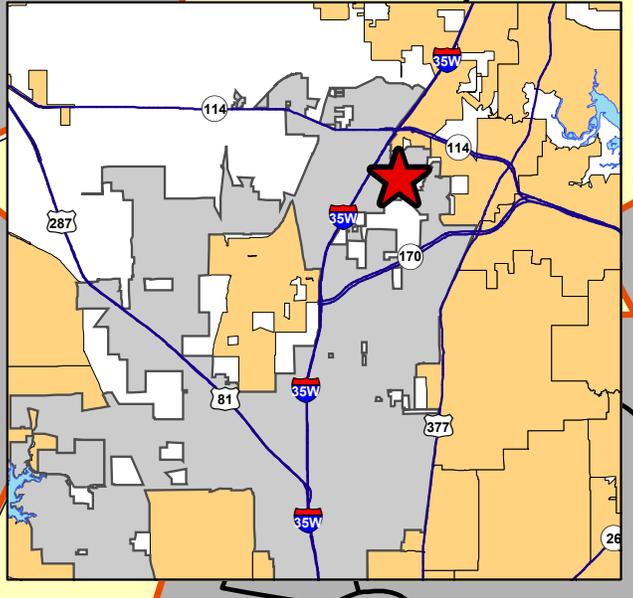
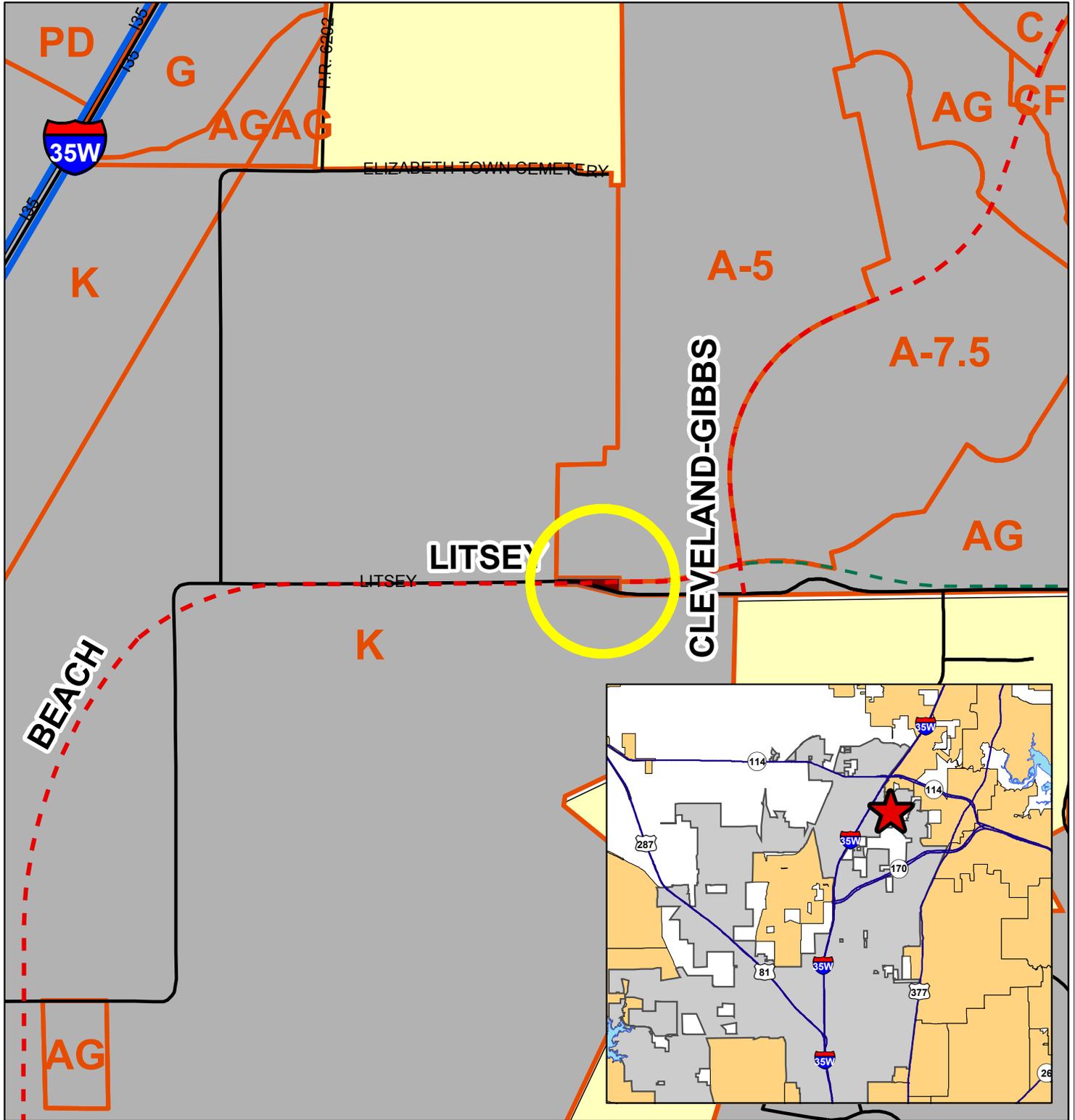
The 2012-2016 annexation program, adopted with the 2012 Comprehensive Plan, recommends this area be considered for full-purpose annexation in 2012 that would be an addition to Council District 2. The property under consideration for annexation as AX-12-005 is approximately 0.65 acre and currently is right-of-way for Litsey Road and vacant land. No immediate additional development is anticipated. The zoning of the enclave is anticipated to have public hearings in July and August 2012.

The purpose of today's public hearing is to collect public comments on the city-initiated annexation service plan for the Litsey Road Area (AX-12-005). The services that the annexation area will receive immediately upon annexation are: police, fire, and emergency medical services; garbage pick-up; library services; building inspection and code compliance; maintenance of existing public water and sewer lines; and public roadway maintenance. The only Council action necessary is to close the public hearing after receiving public input. Final annexation action will take place at the August 14, 2012 City Council meeting, which will contain an M&C to consider and institute adoption of this enclave in the Far North sector.

Project Case # AX-12-005

Exhibit A

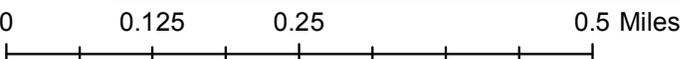
Addition of 0.65 acre to become part of Council District 2



Legend

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

Proposed Process Schedule		Map References	
1st Public Hearing	07/17/12	Mapsco	8C
2nd Public Hearing	07/24/12		
Date of Institution	08/14/12		
Current Full-Purpose Incorporated Area	334.94 Square Miles		



Planning & Development Department
5/23/12 - BK

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CITY OF FORT WORTH, TEXAS
SERVICE PLAN FOR ANNEXED AREA

Property Subject to Plan: BEING 0.65 acres of land situated in the A. Henderson Survey, Abstract Number 596; in Denton County, Texas; situated about 17.7 miles North 11 degrees East of the Courthouse in Tarrant County, Texas.

Location and Acreage: Approximately 0.65 acres of land in Denton County, located on and north of Litsey Road and east of Elizabethtown Cemetery Road.

Municipal services to the Annexation Area will be furnished by or on behalf of the City of Fort Worth, Texas, at the following levels and in accordance with the following service plan programs:

1. PROGRAM FOR SERVICES TO BE PROVIDED ON THE EFFECTIVE DATE OF THE ANNEXATION

The City will provide the following services in the Annexation Area on the effective date of the annexation, unless otherwise noted.

As used in this plan, the term 'providing services' includes having services provided by any method or means by which the City may extend municipal services to any other area of the City, including the City's infrastructure extension policies and developer or property owner participation in accordance with applicable city ordinances.

A. Police Protection

The Fort Worth Police Department will provide protection and law enforcement services in the Annexation Area commencing on the effective date of full-purpose annexation. The services will include:
Normal patrols and responses to calls for service
Handling of offense and incident reports
Special units, such as traffic enforcement, criminal investigations, narcotics law enforcement, gang suppression, and crime response team deployment when required.

These services are provided on a citywide basis. The area will be combined with existing Police Reporting Areas Q330. The area will be added to Beat N15 in Zone N1 in North Division.

B. Fire Protection

Fire protection services will be provided by existing personnel and equipment of the Fort Worth Fire Department. These services will be provided based upon available water, road and street conditions, and distances from existing fire stations. Services will be provided to the annexation area commencing on the effective date of the full-purpose annexation. These services include:
Basic Life Support (BLS) 1st responder emergency medical services
Fire suppression and rescue;
Hazardous materials mitigation and regulation;
Dive rescue;
Technical rescue;
Fire Safety Education;
Aircraft/rescue/firefighting;
Fire protection system plan review; and
Inspections.

These services are provided on a citywide basis. All Fort Worth firefighters are certified by the Texas Commission on Fire Protection.

On the date of full-purpose annexation, the first responding fire services will come from Fire Station 35, located at 2201 Flight Line Road. The second responding fire company will be from Fire Station

38 located at 13280 Park Vista Boulevard. The Fire Department estimates the response time to be 8.0 and 11.2 minutes, respectively.

C. Emergency Medical Services – Basic Life Support

Basic Life Support (BLS) emergency medical services by existing personnel and equipment of the Fort Worth Fire Department will be provided to the annexation area commencing on the effective date of the full-purpose annexation. The Fort Worth Fire Department serves as the first responder on life threatening medical emergencies as a part of the MedStar system. All Fort Worth Fire Department personnel are certified as Emergency Medical Technician basic level or higher. All engines, trucks, and rescue units carry Automated External Defibrillators for use with victims who are in cardiac arrest.

Emergency Medical Services – Advanced Life Support

Advanced Life Support response provided by MedStar is greater than 9 minutes to the full-purpose annexation area with a potential of at least a 30-minute transport time to the nearest trauma center.

D. Solid Waste Collection

Solid waste collection shall be provided to the Annexation Area in accordance with existing City ordinances and policies commencing on the effective date of the full-purpose annexation. For residential collections, private solid waste service providers under contract with the City will provide services. Residential customers using the services of a privately owned solid waste management service provider other than the City's contracted service provider may continue to use such services until the second anniversary of the annexation.

At the discretion of the customer, private service providers may provide solid waste collection services for businesses and multi-family dwelling complexes having three or more units. Private solid waste collection providers must have an active Grant of Privilege issued by the City of Fort Worth to provide service within the city limits.

E. Operation and Maintenance of Water and Wastewater Facilities

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

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

F. Operation and Maintenance of Roads and Streets, Including Street Lighting

The following services will be provided in the Annexation Area commencing on the effective date of the full-purpose annexation, unless otherwise noted.

These services include emergency pavement repair and repair maintenance of public streets on an as-needed basis. Preventive maintenance projects are prioritized on a region-wide basis and scheduled based on a variety of factors, including surface condition, ride ability, age, traffic volume, functional class, and available funding. Any necessary rehabilitation or reconstruction will be considered and prioritized by the City.

Streetlights installed on improved public streets shall be maintained by the City of Fort Worth in accordance with current City policies. Other street lighting shall not be maintained by the City of Fort Worth.

The City will also provide regulatory signage services in the Annexation Area. Traffic signal, stop, and all other regulatory studies are conducted in conjunction with growth of traffic volumes. All regulatory signs and signals are installed when warranted following an engineering study. Faded, vandalized, or missing signs are replaced as needed. "CALL BACK" service is provided 24 hours a day, 365 days a year for emergency sign repair.

G. Operation and Maintenance of Parks, Playgrounds, and Swimming Pools

Residents of this property may utilize all existing parks and community service facilities throughout the City, beginning with the effective date of the full-purpose annexation. Existing parks, playgrounds, swimming pools and other recreational and community facilities within the Annexation Area that are private facilities will be unaffected by the annexation.

Existing parks, playgrounds, swimming pools and other recreational and community facilities within this property shall, upon deeding to and acceptance by the City and appropriations for maintenance and operations, be operated by the City of Fort Worth, but not otherwise.

H. Operation and Maintenance of Any Other Publicly Owned Facility, Building or Service.

In the event the City acquires any other facilities, buildings or services necessary for municipal services located in the Annexation Area, the appropriate City department will provide maintenance services upon the effective date of the full-purpose annexation.

2. PROGRAM FOR PROVIDING ADDITIONAL SERVICES

In addition to the services identified above, the following services will be provided in the Annexation Area on the effective date of the full-purpose annexation, unless otherwise noted:

- A. The Library will host library card sign-ups in the area to make residents aware of the services. With a Fort Worth library card, residents can access the Library's online resources which include ebooks, e-audio and reference databases from home. Residents with a library card can also borrow materials from any of the Library branches and our MetroPAC partners and from participating TexShare libraries.
- B. The City will provide general municipal administration and administrative services.
- C. The Annexation Area will be included in the Transportation and Public Works Department's Storm Water Utility service area. Properties in this area will be assessed a monthly fee based on the amount of impervious surface. The fees will cover the direct and indirect costs of storm water management services, including routine maintenance (at current citywide service levels) for all public drainage channels and for all public storm sewers within dedicated public drainage easements. The Storm Water Utility will also provide floodplain management and information regarding flood plains, as well as watershed development review and inspection.
- D. Enforcement of the City codes, consumer health, and animal care and control ordinances and regulations, that include but not limited to: high weeds and grass, trash and debris, solid waste, trash carts and illegal dumping, junked and abandoned vehicles, zoning, food, daycare, public pool and spa inspections, stray animals, cruelty and bite investigations will be enforced. Complaints of ordinance or regulation violations within the area will be answered and investigated by existing personnel within the appropriate Code Compliance Division beginning on the effective date of the annexation.
- E. The City's building, plumbing, mechanical, electrical, and all other construction codes will be enforced within the Annexation Area beginning with the effective date of the full-purpose annexation.
- F. The City's zoning, subdivision, sign, manufactured housing, junk yard and other ordinances shall be enforced in the Annexation Area beginning on the effective date of the limited-purpose annexation.

- G. All inspection services furnished by the City of Fort Worth, but not mentioned above, will be provided to the Annexation Area beginning on the effective date of the full-purpose annexation.
- H. In addition to residential solid waste collection services, the Environmental Management Department will provide the following services:
 Emergency spills and pollution complaints response;
 Storm sewer discharge pollution prevention; and
 Water quality assessments for creeks.

3. PROGRAM FOR PROVIDING FULL MUNICIPAL SERVICES WITHIN 2-½ YEARS

In addition to the services listed above, the City will provide full municipal services to the Annexation Area commensurate with the levels of services provided in other parts of the City except if differences in topography, land use, and population density constitute a sufficient basis for providing different levels of service, no later than two and one-half (2-½) years after the effective date of the full-purpose annexation. If full municipal services cannot be reasonably provided within the aforementioned time period, the City will propose a schedule for providing said services within a period of four and one-half (4-½) years after the effective date of the annexation, and/or upon commencement of development of a subdivision within this property, whichever occurs later.

“Full municipal services” are services provided by the annexing municipality within its full-purpose boundaries, excluding gas or electrical service. The City shall provide the services by any of the methods by which it extends the services to any other area of the City.

4. CAPITAL IMPROVEMENTS PROGRAM

The developer will initiate acquisition or construction of capital improvements necessary for providing full municipal services adequate to serve the Annexation Area. Any such construction shall be substantially completed within two and one-half (2-½) years after the effective date of the full-purpose annexation. If capital improvements necessary for providing full municipal services for the Annexation Area cannot be reasonably constructed within the aforementioned time period, the City will propose a schedule for providing said services within a period of four and one-half (4-½) years, and/or upon commencement of development of a subdivision within this property, whichever occurs later.

Acquisition or construction shall be accomplished by purchase, lease, or other contract. Any such construction shall be accomplished in a continuous process and shall be completed as soon as reasonably possible, consistent with generally accepted local engineering and architectural standards and practices.

- A. Police Protection. No capital improvements are necessary at this time to provide police protection to the Annexation Area. Need for construction of new facilities will be assessed periodically based on population growth, predicted growth and call volume.
- B. Fire Protection. Currently, Fire Station 35 has an 8.0 minute response time to the Annexation Area. Consideration should be given to constructing new stations and staffing new facilities prior to final decision to complete annexation.
- C. Solid Waste Collection. No capital improvements are necessary at this time to provide solid waste collection services to the Annexation Area.
- D. Water and Wastewater. Existing occupied homes that are using water well and on-site sewer facilities (and therefore have service) may request connection to the Fort Worth system (receiving up to 200 LF of water and sewer extension at City cost for each occupied property lot or tract) in accordance with the “Policy for the Installation of Community Facilities” and as consistent with the Texas Local Government Code.

Vacant properties’ water and sewer extensions will be installed by the Developer in accordance with the “Policy for the Installation of Community Facilities”. All water and wastewater facilities will be at

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

There is an existing 16-inch waterline crossing the property. An 8-inch sewer line is located approximately 350' east of the property. Areas that experience pressure in excess of 80 psi will require a pressure reducing valve installed by the developer at no additional cost to the city.

- E. Roads. Future capital improvements at an estimated cost of \$390,000 are required for the future construction of the north half of Litsey Road (principal urban arterial). These costs do not include the cost of ROW acquisition.
- F. Storm Water Utility. No capital improvements are necessary at this time to provide drainage services.
- G. Street Lighting. It is anticipated that new subdivisions in the Annexation Area will install street lighting in accordance with the City's standard policies and procedures. In other cases, the City will consider installation of additional street lighting in the Annexation Area upon request, with priority given to street lighting for traffic safety. Provision of street lighting will be in accordance with the City's street lighting policies, and those of the providing utility.
- H. Parks, Playgrounds and Swimming Pools. Capital improvements such as parkland acquisition and development of facilities will be dictated by future land use of the area, goals established by the Park, Recreation and Open Space Master Plan and appropriation of resources. Should additional residential development occur, parkland dedication, neighborhood park development and neighborhood park infrastructure or payment in lieu thereof will be required in accordance with the Park Policy of the Subdivision Ordinance.
- I. Other Publicly Owned Facilities, Building or Services: Additional Services. In general, other City functions and services, and the additional services described above can be provided for the Annexation Area by using existing capital improvements. Additional capital improvements are not necessary to provide City services.

5. IMPACT FEES

Notwithstanding any other provision of this service plan, a landowner within the Annexation Area will not be required to fund capital improvements necessary to provide municipal services in a manner inconsistent with Chapter 395 of the Local Government Code governing impact fees, unless otherwise agreed to by the landowner.

No Documents for this Section

No Documents for this Section

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