



**SUMMARY OF MEETINGS AND ACTIVITIES
MONDAY, SEPTEMBER 17, 2012, THROUGH FRIDAY, SEPTEMBER 21, 2012**

MONDAY, SEPTEMBER 17, 2012

	<u>TIME</u>	<u>LOCATION</u>
Fort Worth Police Officers Association and the City of Fort Worth Meet and Confer Negotiations	9:00 a.m.	Pre-Council Chamber

TUESDAY, SEPTEMBER 18, 2012

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

WEDNESDAY, SEPTEMBER 19, 2012

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
Community Development Council Special Called Meeting	6:00 p.m.	Pre-Council Chamber

THURSDAY, SEPTEMBER 20, 2012

Aviation Advisory Board	CANCELED
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FRIDAY, SEPTEMBER 21, 2012

No Meetings

This summary is compiled from data furnished to the Office of the City Secretary by 12:00 p.m. on September 13, 2012, and may not include all meetings to be conducted during the week of September 17, 2012 through September 21, 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, SEPTEMBER 18, 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
2. Current Agenda Items - **City Council Members**
3. Responses to Items Continued from a Previous Week
 - a. [M&C PZ-2983](#) - Consider the Adoption of an Ordinance Vacating a Portion of Right-of-Way Along Oakhurst Scenic Drive Adjacent to 2031 West Lotus Avenue (COUNCIL DISTRICT 2) (**Continued from September 11, 2012 by Council Member Scarth on behalf of Council Member Espino**)
 - 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 August 7, 2012 by Council Member Allen Gray**)
4. Discussion on the City Manager's Final Fiscal Year 2013 Budget - **Horatio Porter, Budget Office**
5. City Council Requests for Future Agenda Items and/or Reports
6. Executive Session (Pre-Council Chamber) - See Attachment A Attachment(s):
[Executive Session - Attachment A.pdf](#)

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 A
EXECUTIVE SESSION
(Pre-Council Chamber)
Tuesday, September 18, 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 related to *DFW Airport Board, et al. v. Chesapeake Exploration, L.L.C.*, Cause No. 153-237052-09; and
 - b. Legal issues concerning any item listed on today's City Council meeting agendas;
2. Deliberate the purchase, sale, lease or value of real property in accordance with Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party;
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, SEPTEMBER 18, 2012
CITY COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

I. CALL TO ORDER

II. INVOCATION - Reverend Gena Anderson, First United Methodist Church

III. PLEDGE OF ALLEGIANCE

IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF SEPTEMBER 11, 2012

V. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

VI. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

VII. CONSENT AGENDA

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

A. General - Consent Items

1. [M&C G-17663](#) - Authorization to Accept and Execute an Agreement with Texas Department of Transportation for a Green Ribbon Landscaping Planting Program Grant in the Amount of \$68,000.00 for Landscaping Improvements, an Irrigation System and Landscape Maintenance Costs in the Historic Handley Urban Village Streetscape Project and Adopt Appropriation Ordinance (COUNCIL DISTRICT 5)
2. [M&C G-17664](#) - Authorize Contracts with G.A. Miller Enterprises, Inc., and H2O Plumbing LLC, for the Priority Repair Program (ALL COUNCIL DISTRICTS)
3. [M&C G-17665](#) - Authorize Temporary Closure of Twelfth Street from Calhoun Street to Jones Street in Order to Make Drainage, Sanitary Sewer, and Paving Improvements (COUNCIL DISTRICT 9)
4. [M&C G-17666](#) - Approve Findings of Ground Transportation Coordinator Regarding Application of Limo In DFW to Operate One Limousine Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
5. [M&C G-17667](#) - Authorize Execution of a Memorandum of Agreement with the Texas Commission on Environmental Quality for Enforcement of Motor Vehicle Idling Restrictions Within Fort Worth (ALL COUNCIL DISTRICTS)
6. [M&C G-17668](#) - Authorize Acceptance of a Monetary Donation from the Texas Health Harris Methodist Foundation in the Amount of \$6,780.00 to Cover the Cost of Three Drug Take Back Boxes, Drug Transport Services and Drug Destruction and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
7. [M&C G-17669](#) - Authorize Acceptance of an Anonymous Donation in the Amount of \$12,500.00 for the Purchase of Equipment for

Various Fire Stations, Authorize Transfer in the Amount of \$12,500.00 from the Special Gifts Fund to the General Fund and Adopt Appropriation Ordinances (ALL COUNCIL DISTRICTS)

8. [M&C G-17670](#) - Authorize Office of Emergency Management to Apply for the Fiscal Year 2013 Emergency Management Performance Grant, and if Awarded, Authorize Execution of a Related Grant Contract with the Texas Division of Emergency Management in the Estimated Amount of \$144,426.00, Authorize Transfer in the Amount of \$144,426.00, as Required, for the City's Fifty Percent Match from the General Fund to the Grants Fund, Authorize Interfund Loan for Fiscal Year 2013 Expenditures, Authorize Transfer of Certain Funds and Eligible Grant Costs and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
9. [M&C G-17671](#) - Adopt Appropriation Ordinance and Authorize Transfer of Funds from the Special Trust Fund, Municipal Court Building Security Project in the Amount of \$330,554.94 to Reimburse the General Fund for Fiscal Year 2011-2012 Building Security and Enhancement Costs (ALL COUNCIL DISTRICTS)
10. [M&C G-17672](#) - Authorize Transfer from the Fiscal Year 2012 Water and Sewer Fund to the Specially Funded Capital Projects Fund in the Amount of \$973,483.58 and Adopt Appropriation Ordinance to Support the Fort Worth Public Art Program (ALL COUNCIL DISTRICTS)

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

C. Land - Consent Items

1. [M&C L-15435](#) - Authorize Acquisition of a Fee Simple Interest in 0.608 Acres of Land for Right-of-Way and Easement Interest in 0.573 Acres of Land for Drainage, 0.619 Acres of Land for Slope and 0.738 Acres of Land for Temporary Construction Owned by Lhoist North America of Texas Located at 3110 Precinct Line Road for the Widening of Precinct Line Road from State Highway 10 to Concho Trail for a Purchase Price of \$650,000.00 and Estimated Closing Costs Not to Exceed \$5,000.00 (COUNCIL DISTRICT 5)

D. Planning & Zoning - Consent Items

1. [M&C PZ-2992](#) - Adopt Ordinance Changing the Name of Bell Spur Road to Bell Helicopter Boulevard from Hurst Boulevard to Trinity Boulevard (COUNCIL DISTRICT 5)

E. Award of Contract - Consent Items

1. [M&C C-25831](#) - Authorize Execution of an Agreement with McGriff, Seibels & Williams of Texas, Inc., in the Amount of \$62,500.00 for the First Year, for Workers' Compensation Excess-Insurance Broker and Consulting Services (ALL COUNCIL DISTRICTS)
2. [M&C C-25832](#) - Authorize Direct Sale of a Tax-Foreclosed Property

Located at 3513 Lebow Street to the City of Fort Worth in the Amount of \$8,300.00 and Authorize Purchase of the Tax-Foreclosed Property by the City of Fort Worth in the Amount of \$8,300.00, Plus Closing Costs and the Amount of \$289.73 in Post Judgment Taxes for the Lebow Channel Stormwater Management Project (COUNCIL DISTRICT 2)

3. [M&C C-25833](#) - Authorize Execution of Change Order No. 2 to City Secretary Contract No. 42079 with JLB Contracting, LLC, in the Amount of \$58,455.40 for Hot Mix Asphaltic Concrete Surface Overlay 2011-12 at Various Locations, Thereby Increasing the Total Contract Amount to \$976,984.90 (COUNCIL DISTRICT 6)
4. [M&C C-25834](#) - Authorize Execution of Change Order No. 1 to City Secretary Contract No. 42472 with Peachtree Construction, Ltd., in the Amount of \$185,506.80 for Hot Mix Asphaltic Concrete Surface Overlay 2011-18 at Multiple Locations, Thereby Increasing the Total Contract Amount to \$1,157,169.80 and Adopt Appropriation Ordinances (COUNCIL DISTRICT 2)
5. [M&C C-25835](#) - Authorize Execution of Change Order No. 2 to City Secretary Contract No. 41968 with JLB Contracting, LLC, in the Amount of \$63,932.76 for Hot Mix Asphaltic Concrete Surface Overlay 2011-7 at Multiple Locations, Thereby Increasing the Total Contract Amount to \$841,876.41 (COUNCIL DISTRICT 8)
6. [M&C C-25836](#) - Authorize Execution of Amendment No. 3 to City Secretary Contract No. 39764, with Graham Associates, Inc., in the Amount of \$49,125.00 for Additional Engineering Services for Hulen Street from McPherson Boulevard to West Cleburne Road Resulting in a Total Contract Amount of \$305,163.00 (COUNCIL DISTRICT 6)
7. [M&C C-25837](#) - Authorize Execution of Change Order No. 2 to City Secretary Contract No. 41730 with McClendon Construction Company, Inc., in the Amount of \$3,000.00 for Pavement and Drainage Improvements for McAlister Road from Union Pacific Railroad to Interstate Highway 35W for a Total Contract Cost in the Amount of \$1,187,551.31 (COUNCIL DISTRICT 6)
8. [M&C C-25838](#) - Authorize Execution of a Contract with Jackson Construction, Ltd., in the Amount of \$398,720.00 for the Lochwood Court Drainage Improvements Project (COUNCIL DISTRICT 7)
9. [M&C C-25839](#) - Authorize Execution of a Contract with Humphrey & Morton Construction Company, Inc., in the Amount of \$515,584.31 for the Sarita Channel Drainage Improvements and Adopt Appropriation Ordinance (COUNCIL DISTRICT 3)
10. [M&C C-25840](#) - Authorize Execution of an Agreement with Brown & Gay Engineers, Inc., in the Amount of \$650,000.00 for Development and Implementation of a Stormwater Master Plan (ALL COUNCIL DISTRICTS)

11. [M&C C-25841](#) - Authorize Execution of a Contract with Woody Contractors, Inc., in the Amount of \$881,289.00 for the Rolling Hills Drainage Improvement Project (COUNCIL DISTRICT 8)
12. [M&C C-25842](#) - Authorize Amendment to Police Department Towing Contracts to Extend the Term for One Year with Compliant Wrecker Companies for Police Initiated Towing Services (ALL COUNCIL DISTRICTS)
13. [M&C C-25843](#) - Adopt Resolution Authorizing an Increase in the Amount of \$200,000.00 to the Maximum Amount to be Paid to S.G. Johndroe, III and the Law Firm Cantey Hanger, LLP, as Outside Counsel for Legal Matters Related to the Alliance Airport Runway Extension Project for a Total Amount of \$900,000.00 (COUNCIL DISTRICT 2)
14. [M&C C-25844](#) - Authorize Execution of a Hangar and Ground Lease Agreement with Texas Jet, Inc., for Lease Site 1N at Fort Worth Meacham International Airport (COUNCIL DISTRICT 2)
15. [M&C C-25845](#) - Authorize Execution of a Hangar and Ground Lease Agreement with Texas Jet, Inc., for Lease Sites 25S and 26S at Fort Worth Meacham International Airport (COUNCIL DISTRICT 2)
16. [M&C C-25846](#) - Authorize Execution of an Engineering Agreement with CDM Smith, Inc., in the Amount of \$930,141.00 for Process Studies and Conceptual Design of The Peak Flow Management Facilities at Village Creek Water Reclamation Facility (COUNCIL DISTRICT 5)
17. [M&C C-25847](#) - Authorize Execution of an Engineering Agreement with Teague Nall & Perkins, Inc., in the Amount of \$410,620.00 for Southeast Water Main Extensions Including a Twenty-Four Inch Water Main Extension Along Anglin Drive, Timberview Drive and Shelby Road to Fossil Hill Drive and a Similar Extension Along Joel East Road and Wichita Street (COUNCIL DISTRICT 5)
18. [M&C C-25848](#) - Authorize Execution of an Engineering Agreement in the Amount of \$193,110.00 with EJES Incorporated, for Sanitary Sewer Replacement Contract 91 in an Area Bounded by South Hills Avenue, South Ridge Terrace, West Fuller Avenue, Merida Avenue, Cockrell Avenue and Trail Lake Drive and Adopt Appropriation Ordinance (COUNCIL DISTRICT 3)
19. [M&C C-25849](#) - Authorize Acceptance of a WaterSMART Title XVI Grant from the U.S. Department of the Interior Bureau of Reclamation in the Amount of \$150,000.00, Authorize Acceptance of a Contribution from the Tarrant Regional Water District in the Amount of \$32,000.00, Authorize Execution of a Professional Services Agreement with Alan Plummer Associates, Inc., to Perform a Feasibility Study for the Central Fort Worth Reclaimed Water Delivery System in the Amount Not to Exceed \$288,520.00 and Adopt Appropriation Ordinance (COUNCIL DISTRICTS 4, 5 and 8)

- 20. [M&C C-25850](#) - Authorize the Execution of an Engineering Agreement with Halff Associates, Inc., in the Amount of \$535,543.00 for Engineering Services Needed to Obtain FEMA Levee Certification for the Village Creek Water Reclamation Facility Main Plant Site Levee and the Sludge Only Landfill Levee, Sludge De-Watering Facility Site (COUNCIL DISTRICT 5)
- 21. [M&C C-25851](#) - Authorize Execution of Change Order No. 7 to City Secretary Contract No. 38806 with McCarthy Building Companies, Inc., in the Amount of \$145,343.00 for Construction of the Westside Water Treatment Plant Located at 12200 Old Weatherford Road, Thereby Increasing the Contract Amount to \$47,455,478.67 (COUNCIL DISTRICT 7)

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

- 1. OCS - 1862 - Notice of Claims for Alleged Damages and/or Injuries

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

- 1. Presentation of Proclamation for National Night Out in Texas
- 2. Presentation of Proclamation for the "Texting & Driving - It Can Wait" Program
- 3. Presentation of the 1st Annual Cowtown Battle of the Bands

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. BUDGET HEARING

- 1. Hearing on Proposed Fiscal Year 2012-2013 Appropriation Ordinance, Debt Service Ordinance and Ad Valorem Tax Levy Ordinance
 - a. Report of City Staff
 - b. Citizen Comments

XIV. ORDINANCES

- 1. An Ordinance Setting Forth an Itemized Estimate of the Expense of Conducting Each Department, Division and Office of the Municipal Government of the City of Fort Worth for the Ensuing Fiscal Year Beginning October 1, 2012, and Ending September 30, 2013, and Appropriating Money for the Various Funds and Purposes of Such Estimate; Providing for Public Hearings Upon This Ordinance Before the Entire City Council Sitting as a Committee of the Whole; and Providing a Severability Clause; and Providing a Savings Clause for the Repeal of All Ordinances and Appropriations in Conflict with the Provisions of this Ordinance; and Providing for the Publication and Final Passage Thereof
- 2. An Ordinance Setting Forth an Estimate of the Expense of the General Debt Service Fund of the Municipal Government of the City of Fort Worth for the Ensuing Fiscal Year Beginning October 1, 2012, and Ending September 30, 2013, and Appropriating Money for the General Debt Service Fund and Purpose of Such Estimate; Appropriating Money to Pay Interest and Principal Sinking Fund Requirement on All Outstanding General Indebtedness; Providing for Public

Hearings Upon This Ordinance Before the Entire City Council Sitting as a Committee of the Whole; and Providing a Severability Clause; and Providing a Savings Clause for the Repeal of All Ordinances and Appropriations in Conflict with the Provisions of This Ordinance; and Providing for the Publication and Final Passage Thereof

3. An Ordinance Providing for the Levy and Collection of an Annual Ad Valorem Tax on All Property, Real, Personal and Mixed, Situated Within the Territorial Limits of the City of Fort Worth, Texas, and All Personal Property Owned in said City of Fort Worth, Texas, on the First Day of January, A.D. 2012, Except Such Property as May be Exempt from Taxation by the Constitution and Laws of the State of Texas; and Providing for a Penalty; and Providing a Severability Clause; and Providing a Savings Clause for the Repeal of All Ordinances in Conflict with the Provisions of This Ordinance; and Providing for the Publication and Final Passage Thereof

XV. RESOLUTIONS

1. A Resolution of the City Council of the City of Fort Worth, Texas, Ratifying the Property Tax Revenue Increase Reflected in the Fiscal Year 2013 Budget, in Accordance with Section 102.007(c) of the Texas Local Government Code
2. A Resolution Amending the City Council's Rules of Procedure to Establish a Standing Date to Hold the Election for the Office of Mayor Pro Tem
3. A Resolution Establishing an Energy Conservation Goal in Compliance with State of Texas Legislative Action

XVI. REPORT OF THE CITY MANAGER

A. Benefit Hearing - None

B. General

1. [M&C G-17673](#) - Authorize Acceptance of a Monetary Gift from the Friends of the Fort Worth Nature Center & Refuge, Inc., in the Amount of \$45,000.00 to Fund Architectural and Engineering Design Plans for Restoration of the Broadview Park Picnic Area at the Fort Worth Nature Center & Refuge and Adopt Supplemental Appropriation Ordinance (COUNCIL DISTRICT 7)
2. [M&C G-17674](#) - Conduct a Public Hearing and Approve a Mid-Year Fiscal Year 2012 Crime Control and Prevention District Budget Amendment in the Amount of \$16,000,000.00 to Fund the Amount of \$10,000,000.00 for the Police Training Academy and the Amount of \$6,000,000.00 for Mobile Data Computer Replacements, Authorize Transfer to the Public Safety Training Facility Fund and Adopt Supplemental Appropriation Ordinances (ALL COUNCIL DISTRICTS) **(PUBLIC HEARING)**
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action
3. [M&C G-17675](#) - Adopt Ordinance Amending Section 15-51 Gas Well Fees of Article III of Chapter 15 of the City Code to Increase the Annual Fee Per Well from the Amount of \$500.00 to the Amount of \$600.00 Per Well (ALL COUNCIL DISTRICTS)
4. [M&C G-17676](#) - Authorize Amendment of Schedule of Rates and Charges for the Municipal Parking System at the Will Rogers

Memorial Center (COUNCIL DISTRICT 7)

5. [M&C G-17677](#) - Adopt Fiscal Year 2012-2013 Schedule of Rates and Charges for the City of Fort Worth Airports (COUNCIL DISTRICTS 2 and 8)
6. [M&C G-17678](#) - Establish an Annual Fee for Backflow Tester Registration, a Fee for Submittal of Backflow Prevention Assembly Test Sheets and Amending the Existing Fee Associated with Inspection and Testing of Backflow Prevention Assemblies in Chapter 12.5 and Chapter 26 of the City Code Effective January 1, 2013 and Amending Sections 12.5-548 and 12.5-549 and Adding Section 12.5-550 (ALL COUNCIL DISTRICTS)
7. [M&C G-17679](#) - Adopt Ordinance Revising Retail Water and Wastewater Rates and Charges for Volume Usage and Amending Sections 35-56 (b), (c) and (d), Article III Charges of Chapter 35 Water and Sewers of the City Code Effective January 1, 2013 (ALL COUNCIL DISTRICTS)
8. [M&C G-17680](#) - Adopt Ordinance Amending Chapter 35 of the City Code, Water and Sewers, Article III, Charges and Revising the Land Use Assumptions, Capital Improvements Plan and Impact Fee Schedules for Water and Wastewater Facilities (ALL COUNCIL DISTRICTS)
9. [M&C G-17681](#) - Adopt Ordinance Revising Wholesale Water, Wastewater and Raw Water Service Rates and Amending Chapter 35 Water and Sewers, Article III Charges, Sections 35-56 (g) and (h) of the City Code (ALL COUNCIL DISTRICTS)

C. Purchase of Equipment, Materials, and Services

1. [M&C P-11428](#) - Authorize Amendment to Extend the Existing Specialty Assets Investment Account Agreement with JP Morgan Chase Bank, N.A., for an Additional Amount Up to \$60,000.00 for Oil and Gas Mineral Banking Services (ALL COUNCIL DISTRICTS)

D. Land

1. [M&C L-15436](#) - Authorize Execution of a License Agreement Granting Texas Midstream Gas Services, L.L.C., a License to Construct and Operate an Eight-Inch Natural Gas Pipeline and Valve Station at the Village Creek Wastewater Treatment Plant, 4500 Wilma Lane, for a One-Time License Fee in the Amount of \$192,341.60 (COUNCIL DISTRICT 5)
2. [M&C L-15437](#) - Approve Acceptance of Lease Agreement with Vantage Fort Worth Energy LLC, in the Amount of \$42,429.50 for Natural Gas Drilling Under 8.4859 Acres of Martin Luther King Park and Community Center Located at 5565 Truman Drive (COUNCIL DISTRICT 5)
3. [M&C L-15438](#) - Authorize Condemnation by Eminent Domain of a Fee Simple Interest in 0.3620 Acres of Vacant Land Located Southeast of the Intersection of Old Denton Road and Golden Triangle Boulevard Owned by David, Jonathan and

Catherine Riddel for the Old Denton Road Widening Project from Golden Triangle Boulevard to Heritage Trace Parkway (COUNCIL DISTRICT 2)

E. Planning & Zoning

1. [M&C PZ-2983](#) - Consider the Adoption of an Ordinance Vacating a Portion of Right-of-Way Along Oakhurst Scenic Drive Adjacent to 2031 West Lotus Avenue (COUNCIL DISTRICT 2) **(Continued from a Previous Meeting)**

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-25852](#) - Authorize Execution of a Public Right-of-Way Use Agreement Granting Barnett Gathering, LLC, a License to Construct and Operate an Eight-Inch Natural Gas Gathering Pipeline Across Edwards Ranch Road (COUNCIL DISTRICT 3)
3. [M&C C-25853](#) - 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 Trinity Park Drive, Forest Park Boulevard North and Petersmith Street West, GP11-00029 (COUNCIL DISTRICT 9)
4. [M&C C-25854](#) - 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 Ridgmar Boulevard, Aden Road and Green Oaks Road for a One-Time License Fee in the Amount of \$10,502.80 (COUNCIL DISTRICTS 3 and 7)
5. [M&C C-25855](#) - 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 Greenbelt Road, West of Trammel David Road, for a One-Time License Fee in the Amount of \$12,535.60 (COUNCIL DISTRICT 5)
6. [M&C C-25856](#) - Authorize Execution of a Public Right-of-Way Use Agreement Granting Texas Midstream Gas Services, L.L.C., a License to Construct and Operate a Ten-Inch Natural Gas Gathering Pipeline Across Pipeline Road, Trinity Boulevard and Mosier Valley Road (COUNCIL DISTRICT 5)
7. [M&C C-25857](#) - Adopt Resolution Authorizing Execution of a Funding Agreement with the North Central Texas Council of Governments and the Texas Department of Transportation

with Local Participation by Tarrant County for the Texas Wesleyan University Streetscape Sustainable Development Project, Accept Sustainable Development Grant in the Amount of \$1,500,000.00, Authorize Execution of a Sustainable Development Agreement with Texas Wesleyan University and Adopt Appropriation Ordinance (COUNCIL DISTRICT 8)

8. [M&C C-25858](#) - Authorize Execution of a Service Agreement and Payment to Oncor Electric Delivery Company, LLC, in the Amount of \$212,630.22 for the Relocation of 37 Existing Wood Poles and Approximately 3500 Feet of Overhead Wire That Are Located Along Robertson Road and Are in Conflict with the Construction of Robertson Road (COUNCIL DISTRICT 7)
9. [M&C C-25859](#) - Authorize Application for and Acceptance of a Grant, if Awarded, from the Federal Aviation Administration in the Amount of \$20,000,000.00 for the Runway Extension Project at Fort Worth Alliance Airport and Adopt Appropriation Ordinance (COUNCIL DISTRICT 2)
10. [M&C C-25860](#) - Authorize Execution of a Contract with Conatser Construction, TX, LP, in the Amount of \$1,943,328.75 for Water and Sanitary Sewer Rehabilitation Contract 53 on Fairfield Drive, Hervie Street, Kilpatrick Avenue and Seven Alleys and Adopt Appropriation Ordinance (COUNCIL DISTRICTS 3 and 7)

XVII. CITIZEN PRESENTATIONS

XVIII. EXECUTIVE SESSION (PRE-COUNCIL CHAMBER) - SEE ATTACHMENT B

XIX. ADJOURNMENT

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

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 B
EXECUTIVE SESSION
(Pre-Council Chamber)
Tuesday, September 18, 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 related to *DFW Airport Board, et al. v. Chesapeake Exploration, L.L.C.*, Cause No. 153-237052-09; and
 - b. Legal issues concerning any item listed on today's City Council meeting agendas;
2. Deliberate the purchase, sale, lease or value of real property in accordance with Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party;
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.

No Documents for this Section



Updated September 13, 2012

City of Fort Worth
City Council Pre-Council Agenda Calendar

September 18, 2012

8:30 a.m. Pre-Council Meeting

Continued Items:

- **M&C PZ-2983** - Consider the Adoption of an Ordinance Vacating a Portion of Right-of-Way Along Oakhurst Scenic Drive Adjacent to 2031 West Lotus Avenue (COUNCIL DISTRICT 2 – Sal Espino) **(Continued from September 11, 2012 by Council Member Scarth on behalf of Council Member Espino)**
- **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 August 7, 2012 by Council Member Allen Gray)**
- 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

Continued Items:

- **M&C PZ-2957** - Consider Institution of the Annexation and Adoption of Ordinance for the Owner-Initiated Annexation of Approximately 3.3 Acres of Land Located North of Avondale-Haslet Road and East of US 287, AX-11-008, 2484 Avondale-Haslet Road (COUNCIL DISTRICT 7 – Dennis Shingleton) **(Continued from August 21, 2012 by Staff)**
- **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 August 21, 2012 by Council Member Shingleton)**
- o Presentation on Vision North Texas [*Mike Eastland, North Central Texas Council of Governments*]
- o Briefing on Fort Worth Public Art Fiscal Year 2013 Annual Work Plan [*Martha Peters, Arts Council of Fort Worth and Tarrant County*]



Updated September 13, 2012

City of Fort Worth
City Council Pre-Council Agenda Calendar

October 2, 2012

8:30 a.m. Pre-Council Meeting
(Meeting moved to morning for National Night Out)
Housing and Economic Development Committee
(Immediately following the 10:00 a.m. City Council Meeting)
Housing Finance Corporation
(Immediately following the HED)
Local Development Corporation
(Immediately following the HFC)

October 9, 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

- o Overview of Significant Zoning Cases [*Dana Burghdoff, Planning and Development*]
- o Briefing on Neighborhood Traffic Management [*Douglas Wiersig, Transportation and Public Works*]

October 16, 2012

8:30 a.m. Pre-Council Meeting

October 23, 2012

8:30 a.m. Pre-Council Meeting

October 25, 2012 **(Thursday)**

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



Updated September 13, 2012

City of Fort Worth
City Council Pre-Council Agenda Calendar

October 30, 2012

8:30 a.m. Pre-Council Meeting (cancelled)
1:30 p.m. Village Creek Wastewater Tour

November 6, 2012

8:30 a.m. Pre-Council Meeting
(Meeting moved to morning for National Election Day)
Housing and Economic Development Committee
(Immediately following the 10:00 a.m. City Council Meeting)
Housing Finance Corporation
(Immediately following the HED)
Local Development Corporation
(Immediately following the HFC)

- o Dallas/Fort Worth Airport Commercial Development Land Use Plan Update [*John Terrell, D/FW Airport*]

November 12, 2012 *Monthly Zoning Meeting*

(Note: Meetings Changed to Monday)
11:00 a.m. Legislative and Intergovernmental Affairs Committee
1:00 p.m. Infrastructure & Transportation Committee
3:00 p.m. Pre-Council Meeting

Continued Items:

- **M&C G-17645** - Adopt Ordinance Amending Chapter 6 of the City Code to Enact a Program for the Management of Feral Cats to Allow for the Implementation of a Trap-Neuter-Return Program in Fort Worth (ALL COUNCIL DISTRICTS) (**Continued from September 11, 2012 by Staff**)
- o Overview of Significant Zoning Cases [*Dana Burghdoff, Planning and Development*]



Updated September 13, 2012

City of Fort Worth
City Council Pre-Council Agenda Calendar

November 15, 2012 (Thursday)

7:00 p.m. Fort Worth Crime Control and Prevention District Board of Directors Meeting (cancelled)

November 20, 2012

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

November 22, 2012 (Thursday)

City Hall Closed – Thanksgiving Holiday

November 23, 2012 (Friday)

City Hall Closed – Thanksgiving Holiday

November 27, 2012

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

No Documents for this Section

**CITY OF FORT WORTH, TEXAS
REGULAR CITY COUNCIL MEETING
SEPTEMBER 11, 2012**

Present:

Mayor Betsy Price
Mayor Pro tem W.B. "Zim" Zimmerman, District 3
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 Kelly Allen Gray, District 8
Council Member Joel Burns, District 9

Absent:

Council Member Salvador Espino, District 2

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 7:04 p.m., on Tuesday, September 11, 2012, in the City Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102, with Council Member Espino absent.

A moment of silence was observed in remembrance of the tragic events that occurred in New York on September 11, 2001.

II. INVOCATION - Minister Steve Cloer, Southside Church of Christ

The invocation was provided by Minister Steve Cloer, Southside Church of Christ.

III. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF AUGUST 21, 2012

Motion: Council Member Scarth made a motion, seconded by Council Member Shingleton, that the Minutes of the Regular Meeting of August 21, 2012, be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

V. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

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

VI. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

City Manager Higgins requested that Mayor and Council Communication No. G-17645 be continued until the November 12, 2012, Council meeting.

VII. CONSENT AGENDA

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

A. General - Consent Items

1. M&C G-17655 - Authorize Temporary Closure of Pipeline Road South Between South Raider Drive and House-Anderson Road (COUNCIL DISTRICT 5)

The City Council approved the following recommendation: Authorize the temporary road closure of Pipeline Road South between South Raider Drive and House-Anderson Road to install three (3), six (6) foot by six (6) foot box culverts and to make channel improvements along Raider Drainage Channel.

2. M&C G-17656 - Authorize Acceptance of a Routine Airport Maintenance Project Grant for Fort Worth Alliance Airport from the Texas Department of Transportation Aviation Division, if Offered, in the Amount Up to \$50,000.00, Accept Contribution from Alliance Air Services in the Amount Up to \$50,000.00 for the City's Grant Match and Adopt Appropriation Ordinance (COUNCIL DISTRICT 2)

The City Council approved the following recommendation: Authorize the acceptance of a Routine Airport Maintenance Project Grant for Fort Worth Alliance Airport from the Texas Department of Transportation Aviation Division in the amount up to \$50,000.00; authorize the acceptance of the contribution from Alliance Air Services in the amount up to \$50,000.00 for the City's match; and adopt Appropriation Ordinance No. 20339-09-2012 increasing the estimated receipts and appropriations in the Airports Grant Fund in the amount of \$100,000.00, subject to receipt of the grant, for the purpose of providing routine maintenance items at Fort Worth Alliance Airport.

3. **M&C G-17657 - Authorize Acceptance of a Routine Airport Maintenance Project Grant for Fort Worth Meacham International Airport from the Texas Department of Transportation Aviation Division, if Offered, in the Amount Up to \$50,000.00, Authorize Use of Revenue from Mineral Lease Revenue in the Amount Up to \$50,000.00 for the City's Grant Match and Adopt Appropriation Ordinances (COUNCIL DISTRICT 2)**

The City Council approved the following recommendation: Authorize the acceptance of a Routine Airport Maintenance Project Grant, if offered, for Fort Worth Meacham International Airport from the Texas Department of Transportation (TxDOT), Aviation Division, in the amount up to \$50,000.00; adopt Appropriation Ordinance No. 20340-09-2012 increasing the estimated receipts and appropriations in the Airports Gas Lease Project Fund, from available funds, for the purpose of transferring said funds to the Airports Grant Fund for the City's match of a Routine Airport Maintenance Project Grant from TxDOT, Aviation Division to provide routine maintenance and small capital projects at Fort Worth Meacham International Airport; authorize the transfer in the amount of \$50,000.00 from the Airports Gas Lease Project Fund to the Airports Grants Fund for the City's match; and adopt Appropriation Ordinance No. 20341-09-2012 increasing the estimated receipts and appropriations in the Airports Grant Fund in the amount of \$100,000.00, subject to receipt of the grant, for the same purpose as stated above.

4. **M&C G-17658 - Authorize Acceptance of a Routine Airport Maintenance Project Grant for Fort Worth Spinks Airport from the Texas Department of Transportation Aviation Division, If Offered, in the Amount Up to \$50,000.00, Authorize Use of Revenue from Gas Lease Revenue in the Amount Up to \$50,000.00 for the City's Grant Match and Adopt Appropriation Ordinances (COUNCIL DISTRICT 8)**

The City Council approved the following recommendation: Authorize the acceptance of a Routine Airport Maintenance Project Grant, if offered, for Fort Worth Spinks Airport from the Texas Department of Transportation (TxDOT), Aviation Division, in an amount up to \$50,000.00; adopt Appropriation Ordinance No. 20342-09-2012 increasing the estimated receipts and appropriations in the Airports Gas Lease Project Fund, from available funds, for the purpose of transferring said funds to the Airports Grant Fund, for the City's match of a routine Airport Maintenance Project Grant from TxDOT, Aviation Division, to provide routine maintenance and small capital projects at Fort Worth Spinks Airport; authorize the transfer in the amount of \$50,000.00 from the Airports Gas Lease Project Fund to the Airports Grant Fund for the City's match; and adopt Appropriation Ordinance No. 20343-09-2012 increasing the estimated receipts and appropriations in the Airports Grant Fund in the amount of \$100,000.00, subject to receipt of the grant, for the same purpose as stated above.

5. **M&C G-17659 - Authorize Settlement of Claims Against the City in Dennis Rose, et al. v. City of Fort Worth, Texas, Case No. 96-2144220-10, Tarrant County, Texas (COUNCIL DISTRICT 4)**

The City Council approved the following recommendation: Approve the proposed settlement of the claims arising from the lawsuit brought by Dennis Rose and others against the City; authorize payment to the Rose plaintiffs of 35 percent of all past collected revenues including bonus and royalties for the prorated portion of the 25.25 acres within Gateway Park from inception to June 30, 2012, approximately \$235,200.00 of the \$671,605.00 amount collected from inception on the 25.25 acres; authorize payment to the Rose plaintiffs 35 percent of all future royalty revenues received by the City for the 25.25 acres in return for a full release of the Rose plaintiffs' reverter interest and full release of the City from all Rose plaintiffs' past and future real or asserted claims to the property; and authorize the appropriate City representatives to execute the documents necessary to complete the settlement, to receive the conveyance and to record the appropriate instruments.

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

1. **M&C P-11426 - Authorize a Sole Source Purchase Agreement with Moyno, Inc., in the Amount Up to \$90,000.00 for the First Year for Repair Services and Parts for Moyno Pumps for the Water Department (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize a sole source purchase agreement with Moyno, Inc., in the amount up to \$90,000.00 for the first year, for repair services and parts for Moyno pumps for the Water Department.

2. **M&C P-11427 - Authorize Non-Exclusive Purchase Agreements with Allen's Electric Motor Service, Inc., Brandon & Clark, Inc., Evans Enterprises, Inc., Integrated Power Services, LLC, and Shermco Industries, Inc., for a Combined Amount Up to \$500,000.00 for the First Year for Electric Motor Repair and Replacement Services for All City Departments (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize non-exclusive purchase agreements with Allen's Electric Motor Service, Inc., Brandon & Clark, Inc., Evans Enterprises, Inc., Integrated Power Services, LLC, and Shermco Industries, Inc., for a combined amount up to \$500,000.00 for the first year for electric motor repair and replacement services for all City departments.

C. **Land - Consent Items**

1. **M&C L-15429 - Authorize Acquisition of a Fee Simple Interest in 0.0717 Acres in a Vacant Lot for the East Como Channel Improvements Project Located at 5201 Humbert Avenue from Old Fort Worth Redevelopment, Ltd., in the Amount of \$4,688.00 and Pay Estimated Closing Costs Up to \$2,000.00 for a Total Cost of \$6,688.00 (COUNCIL DISTRICT 7)**

The City Council approved the following recommendation: Authorize acquisition of a fee simple interest in a 0.717 acre vacant lot, located at 5201 Humbert Avenue, Fort Worth, Texas, described as Lot 4, Block 111, Chamberlain Arlington Heights, 2nd Addition, from Old Fort Worth Redevelopment, Ltd.; find that the total purchase price in the amount of \$4,688.00 is just compensation; and authorize the acceptance of the conveyance, the recording of the appropriate instrument and payment of the estimated closing costs in the amount up to \$2,000.00.

2. **M&C L-15430 - Authorize Acquisition of a Fee Simple Interest in 0.1434 Acres of Land in Vacant Lots for the East Como Channel Improvements Project Located at 5208 Humbert Avenue from Lowell D. Pollard in the Amount of \$9,375.00 and Pay Estimated Closing Costs in the Amount Up to \$2,000.00 for a Total Cost in the Amount of \$11,375.00 (COUNCIL DISTRICT 7)**

The City Council approved the following recommendation: Authorize the acquisition of a fee simple interest in 0.1434 acre of land in vacant lots located at 5208 Humbert Avenue, Fort Worth, Texas, described as Lots 35 and 36, Block 104, Chamberlain Arlington Heights, 2nd Addition, from Lowell D. Pollard; find that the total purchase price in the amount of \$9,375.00 is just compensation; and authorize the acceptance of the conveyance, the recording of the appropriate instrument and payment of the estimated closing costs in the amount up to \$2,000.00.

3. **M&C L-15431 - Authorize Acquisition of a Fee Simple Interest in 0.1434 Acres of Land in Vacant Lots for the East Como Channel Improvements Project Located at 5217 Blackmore Avenue from William Hayes Powell, III in the Amount of \$7,500.00 and Pay Estimated Closing Costs in the Amount Up to \$2,000.00 for a Total Cost in the Amount of \$9,500.00 (COUNCIL DISTRICT 7)**

The City Council approved the following recommendation: Authorize the acquisition of a fee simple interest in 0.1434 acre of land in vacant lots located at 5217 Blackmore Avenue, Fort Worth, Texas, described as Lots 9 and 10, Block 104, Chamberlain Arlington Heights, 2nd Addition, from William Hayes Powell, III; find that the total purchase price in the amount of \$7,500.00 is just compensation; and authorize the acceptance of the conveyance, the recording of the appropriate instrument and the payment of the estimated closing costs in the amount up to \$2,000.00.

4. **M&C L-15432 - Authorize Acquisition of a Fee Simple Interest in 0.440 Acres in a Vacant Lot for the Old Denton Road Project Located at 10600 Old Denton Road from Classic Real Estate Partners, L.P., in the Amount of \$150,000.00 and Pay Estimated Closing Costs Up to \$4,000.00 for a Total Cost of \$154,000.00 (COUNCIL DISTRICT 2)**

The City Council approved the following recommendation: Authorize the acquisition of a fee simple interest in 0.440 acre in a vacant lot located at 10600 Old Denton Road, Fort Worth, Texas, described as Tract 12F04, Abstract No. 999, William McCowens Survey, from Classic Real Estate Partners, L.P.; find that the total purchase price in the amount of \$150,000.00 is just compensation; and authorize the acceptance of the conveyance, the recording of the appropriate instrument and payment of the estimated closing costs in the amount up to \$4,000.00.

5. **M&C L-15433 - Authorize Acquisition of a Fee Simple Interest in 0.400 Acres in an Improved Lot for the Old Denton Road Project Located at 10624 Old Denton Road from Inger and Emmett Cox in the Amount of \$165,000.00 and Pay Estimated Closing Costs in the Amount Up to \$5,000.00 for a Total Cost in the Amount of \$170,000.00 (COUNCIL DISTRICT 2)**

The City Council approved the following recommendation: Authorize the acquisition of a fee simple interest in 0.400 acre in an improved lot located at 10624 Old Denton Road, Fort Worth, Texas, described as Tract 12E and 12E1, Abstract No. 999, William McCowens Survey, from Inger and Emmett Cox; find that the total purchase price in the amount of \$165,000.00 is just compensation; and authorize the acceptance of the conveyance, the recording of the appropriate instrument and payment of the estimated closing costs in the amount up to \$5,000.00.

D. Planning & Zoning - Consent Items

1. **M&C PZ-2988 - Adopt Ordinance Vacating a Portion of Conner Avenue Between Avenue J and Avenue K (COUNCIL DISTRICT 5)**

The City Council approved the following recommendation: Adopt Ordinance No. 20344-09-2012 vacating and extinguishing a portion of Conner Avenue between Avenue J and Avenue K and situated in the John Ringer Survey, Abstract No. 1286, dedicated by the Polytechnic Heights Addition, an Addition to the City of Fort Worth, Texas, containing approximately 13,300 square feet or 0.305 acre of land; and waive any and all purchase fee value of the vacated land in accordance with City Policy (M&C G-15624).

2. **M&C PZ-2989 - Adopt Ordinance Vacating an Alley and a Pedestrian and Emergency Access Easement Near the Intersection of West Terrell Avenue and South Lake Street (COUNCIL DISTRICT 9)**

The City Council approved the following recommendation: Adopt Ordinance No. 20345-09-2012 vacating and extinguishing variable width alley rights-of-way and an emergency access easement crossing portions of Lots 13-R, 17-R and 37-R in the J.A. Lee's Subdivision of Block 8, Fields-Welch Addition, an Addition to the City of Fort Worth, Texas, containing approximately 9,107 square feet or 0.209 acre of land, which is near the intersection of West Terrell Avenue and South Lake Street; and waive any and all purchase fee value of the vacated land in accordance with City Policy (M&C G-15624).

E. Award of Contract - Consent Items

1. **M&C C-25801 - Authorize Execution of Amendment No. 2 to City Secretary Contract No. 43141 for Supplemental Audit Staffing Services with Experis US, Inc., Through Its Division, Experis Finance Manpower Group for the Office of the City Auditor for a Total Contract in the Amount of \$85,500.00 (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the execution of Amendment No. 2 to City Secretary Contract No. 43141 for supplemental audit staffing services with Experis US, Inc., through its division, Experis Finance Manpower Group for the Office of City Auditor for a total contract in the amount of \$85,500.00.

2. **M&C C-25802 - Authorize Allocation from the Housing Trust Fund to Tarrant County Housing Partnership, Inc., in the Amount of \$97,608.00 for Housing Counseling Services and Authorize Execution of an Appropriate Contract for Such Services (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the use of general funds from the City's Housing Trust Fund in the amount of \$97,608.00 for housing counseling services for Program Year 2012-2013; authorize the City Manager or his designee to execute a contract with Tarrant County Housing Partnership, Inc., in the amount of \$97,608.00 for housing counseling services for a term beginning October 1, 2012, and ending September 30, 2013; and authorize the City Manager or his designee to amend the contract, if necessary, to achieve program goals provided any amendment is within the scope of the program and in compliance with all applicable laws and regulations.

3. **M&C C-25803 - Authorize Execution of Amendment No. 4 to City Secretary Contract No. 37953, with URS Corporation, for Engineering Services in the Amount of \$14,631.00 for 2007 Critical Capital Project Contract 3C, Pavement Reconstruction and Water and Sanitary Sewer Main Replacements on Chickering Avenue, Marks Place and Weyburn Drive, Resulting in a Total Contract in the Amount of \$361,116.50 (COUNCIL DISTRICT 3)**

The City Council approved the following recommendation: Authorize execution of Amendment No. 4 to City Secretary Contract No. 37953, with URS Corporation, for Engineering Services in the amount of \$14,631.00 for 2007 Critical Capital Project Contract 3C, pavement reconstruction and water and sanitary sewer main replacements on Chickering Avenue, Marks Place and Weyburn Drive, resulting in a total contract in the amount of \$361,116.50.

4. M&C C-25804 - Authorize Payment to the Texas Department of Transportation for Utility Relocations in the Amount of \$89,633.59 for the Construction of East Rosedale Street from IH-35W to US 287 (COUNCIL DISTRICT 8)

The City Council approved the following recommendation: Authorize payment to the Texas Department of Transportation in the amount of \$89,633.59 for utility relocations for the construction of East Rosedale Street from IH-35W to US 287.

5. M&C C-25805 - Authorize Execution of a Contract with Woody Contractors, Inc., in the Amount of \$293,751.00 for the Edgell Drainage Improvements (COUNCIL DISTRICT 3)

The City Council approved the following recommendation: Authorize execution of a contract with Woody Contractors, Inc., in the amount of \$293,751.00 for construction of the Edgell Drainage Improvements project.

6. M&C C-25806 - Authorize Execution of a Contract with Woody Contractors, Inc., in the Amount Up to \$400,000.00 for the Miscellaneous Sub-Drain Improvements Contract-2012 for Various Locations Throughout the City on an As Needed Basis (ALL COUNCIL DISTRICTS)

The City Council approved the following recommendation: Authorize the execution of a contract with Woody Contractors, Inc., in the amount up to \$400,000.00 for miscellaneous sub-drain improvements contract-2012 for various locations throughout the City on an as needed basis.

7. M&C C-25807 - Ratify Application for and Acceptance of Motor Carrier Safety Assistance Program High Priority Grant from the United States Department of Transportation, Federal Motor Carrier Safety Assistance Program in the Amount Up to \$290,476.12 to Conduct Commercial Motor Vehicle Enforcement and Public Outreach, Authorize Execution of the Grant Agreement for Acceptance of Grant Funds, Authorize Matching Funds in the Amount Up to \$84,939.84 and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)

The City Council approved the following recommendation: Ratify the application for and acceptance of a Motor Carrier Safety Assistance Program High Priority Grant from the United States Department of Transportation, Federal Motor Carrier Safety Assistance Program in the amount up to \$290,476.12; authorize the execution of a grant agreement with the United States Department of Transportation to conduct Commercial Motor Vehicle Enforcement and Public

Outreach; authorize the City to provide an in-kind match associated with the grant of 20 percent of the total project cost in the amount up to \$84,939.84; and adopt Appropriation Ordinance No. 20346-09-2012 increasing the estimated receipts and appropriations in the Grants Fund in the amount of \$375,415.96, subject to receipt of the grant, for the purpose of conducting Commercial Motor Vehicle Enforcement and Public Outreach.

8. **M&C C-25808 - Authorize Execution of an Agreement with United Community Center in the Amount Up to \$132,990.00 to Continue Operation of a Youth Safe Haven Program at the Bethlehem Community Center in Fort Worth (COUNCIL DISTRICT 8)**

The City Council approved the following recommendation: Authorize the execution of an agreement with the United Community Center, a non-profit organization, in the amount up to \$132,990.00 to continue operation of a Youth Safe Haven Program at the Bethlehem Community Center in Fort Worth.

9. **M&C C-25809 - Authorize Execution of an Agreement with Safe City Commission, Inc., in the Amount of \$75,000.00 to Continue the Operation of the Crime Stoppers Call Center for Fiscal Year 2013 (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the execution of an agreement with the Safe City Commission, Inc., in the amount of \$75,000.00 to continue the operation of the Crime Stoppers Call Center for Fiscal Year 2013.

10. **M&C C-25810 - Authorize Execution of Change Order No. 2 to City Secretary Contract No. 42765 with EAS Contracting, LP, in the Amount of \$118,874.68 for Additional Improvements on the Phase 7 Pavement Rehabilitation Project at Alliance Airport (COUNCIL DISTRICT 2)**

The City Council approved the following recommendation: Authorize the execution of Change Order No. 2 to City Secretary Contract No. 42765 with EAS Contracting, LP, in the amount of \$118,874.68 for additional improvements on the Alliance Runway Extension-Earthworks Package 3 Project at Alliance Airport thereby increasing the contract amount to \$843,947.51.

11. **M&C C-25811 - Authorize Execution of an Engineering Services Agreement with Garver, LLC, in the Amount of \$259,084.00 for the Design of a Westside Parallel Taxiway at Fort Worth Meacham International Airport, Authorize Project Management, Administration and Related Expenses in the Amount of \$40,000.00 and Adopt Appropriation Ordinance (COUNCIL DISTRICT 2)**

The City Council approved the following recommendation: Authorize the use of revenue derived from mineral leases on City owned airports in the amount of \$299,084.00 for the design of a

Westside Parallel Taxiway at Fort Worth Meacham International Airport; adopt Appropriation Ordinance No. 20347-09-2012 increasing the estimated receipts and appropriations in the Airports Gas Lease Project Fund, from available funds, for the purpose of design phase services of a Westside Parallel Taxiway at Fort Worth Meacham International Airport; and authorize the execution of an engineering agreement with Garver, LLC, in the amount of \$259,084.00 for the design services and authorize the amount of \$40,000.00 for associated project management, administration and related expenses.

12. M&C C-25812 - Authorize Execution of Three Ground Lease Agreements with Burnett Aviation Co., Inc., for Lease Sites 39S, 40S and 41S at Fort Worth Meacham International Airport (COUNCIL DISTRICT 2)

The City Council approved the following recommendation: Authorize the execution of three (3) ground lease agreements with Burnett Aviation Co., Inc., for Lease Sites 39S, 40S and 41S at Fort Worth Meacham International Airport.

13. M&C C-25813 - Authorize Amendment of a Construction Loan Agreement and Advance Promissory Note with FWS Realty, Ltd., at Fort Worth Spinks Airport Increasing the Total Loan Amount by \$140,000.00 and Adopt Appropriation Ordinances (COUNCIL DISTRICT 8)

The City Council approved the following recommendation: Authorize an amendment of a construction loan agreement and advance promissory note increasing the amount by \$140,000.00; authorize the use of revenue derived from mineral leases on City-owned airports in the amount of \$140,000.00 for the construction loan to FWS Realty, Ltd.; adopt Appropriation Ordinance No. 20348-09-2012 increasing the estimated receipts and appropriations in the Airports Gas Lease Project Fund, from available funds, for the purpose of amending the construction loan agreement and advance promissory note with FWS Realty, Ltd. at Fort Worth Spinks Airport; authorize the transfer of funds from the Airports Gas Lease Project Fund to the Municipal Airports Fund in the amount of \$140,000.00; and adopt Appropriation Ordinance No. 20349-09-2012 increasing the estimated receipts and appropriations in the Municipal Airports Fund, from available funds, for the same purpose as stated above.

14. M&C C-25814 - Authorize Execution of Change Order No. 2 to City Secretary Contract No. 42520 with M.E. Burns Construction, Inc., in the Amount of \$143,842.00 for Water and Sanitary Sewer Replacement Contract 2004, STM-C on Mims Street and Sandy Lane for a Total Contract in the Amount of \$1,345,452.00 (COUNCIL DISTRICT 5)

The City Council approved the following recommendation: Authorize execution of Change Order No. 2 to City Secretary Contract No. 42520 with M.E. Burns Construction, Inc., in the amount of \$143,842.00 for Water and Sanitary Sewer Replacement Contract 2004, STM-C on Mims Street and Sandy Lane, for a total contract in the amount of \$1,345,452.00.

15. M&C C-25815 - Authorize Execution of an Engineering Agreement with APM and Associates, Inc., in the Amount of \$217,504.00 for Water Replacement Contract 2011, WSM-F on Clayton Road and Woodstock Road and Adopt Appropriation Ordinances (COUNCIL DISTRICT 3)

The City Council approved the following recommendation: Authorize the transfer of \$235,504.00 from the Water and Sewer Operating Fund to the Water Capital Projects Fund in the amount of \$135,153.00 and the Sewer Capital Projects Fund in the amount of \$100,351.00; adopt Appropriation Ordinance No. 20350-09-2012 increasing the estimated receipts and appropriations in the Water Capital Projects Fund, from available funds, for the purpose of executing an engineering agreement for Water Replacement Contract 2011, WSM-F; adopt Appropriation Ordinance No. 20351-09-2012 increasing the estimated receipts and appropriations in the Sewer Capital Projects Fund, from available funds, for the same purpose as stated above; and authorize the execution of an engineering agreement with APM and Associates, Inc., in the amount of \$217,504.00 for the contract.

16. M&C C-25816 - Authorize Provision of Sewer Service at 1.25 Times the Retail Rate to Journey Evangelical Free Church Located at 6011 West Bailey Boswell Road in Tarrant County Outside of the Fort Worth City Limits Pursuant to City Code Section 35-60B (ADJACENT TO COUNCIL DISTRICT 7)

The City Council approved the following recommendation: Authorize the Water Department to provide sewer service at 1.25 times the retail rate to Journey Evangelical Free Church located at 6011 West Bailey Boswell Road; and authorize the execution of an agreement for such services.

17. M&C C-25817 - Authorize Execution of an Engineering Agreement with Shield Engineering Group, PLLC, in the Amount of \$131,291.00 for Sanitary Sewer Rehabilitation Contract 86 on Norwood Street, Pumpkin Drive, Ohio Garden Drive, Haskell Street, Mattison Avenue and Seven Alleys and Adopt Appropriation Ordinance (COUNCIL DISTRICTS 7 and 9)

The City Council approved the following recommendation: Authorize the transfer in the amount of \$148,291.00 from the Water and Sewer Fund to the Sewer Capital Projects Fund; adopt Appropriation Ordinance No. 20352-09-2012 increasing the estimated receipts and appropriations in the Sewer Capital Projects Fund, from available funds, for the purpose of Sanitary Sewer Rehabilitation Contract 86, on Norwood Street, from West Lancaster Avenue to Crockett Street; Pumpkin Drive, from Ohio Garden Road to 850 feet west; Ohio Garden Road, from Isbell Road to 620 feet west; Haskell Street, from Mattison Avenue to 300 feet south; Mattison Avenue, from Haskell Street to Montgomery Street; alley between West Lancaster Avenue and Bledsoe Street, from Currie Street to Foch Street; alley between West Lancaster Avenue and Bledsoe Street, from University Drive to Norwood Street; alley between Morton Street and Crockett Street, from University Drive to Norwood Street; alley between 7th Street

and Modlin Avenue, from Montgomery Street to Clifton Street; alley between 4th Street to 5th Street, from Haskell Street to Monticello Drive; alley between Oaklawn Drive and Englewood Lane, from Driver Avenue to Northwood Road; alley between Driver Avenue and Northwood Park Drive, from Rockwood Park Drive to Oaklawn Drive; and authorize the execution of a contract with Shield Engineering Group, PLLC, in the amount of \$131,291.00 for Sanitary Sewer Rehabilitation Contract 86.

- 18. M&C C-25818 - Authorize Execution of a Joint Funding Agreement with the U.S. Geological Survey, United States Department of the Interior in the Amount of \$35,991.00 for Participation in Texas Data Collection Program to Monitor Water Quality in the Trinity River from the Beach Street Monitoring Station (COUNCIL DISTRICT 8)**

The City Council approved the following recommendation: Authorize the City Manager to execute a joint funding agreement with the U.S. Geological Survey, United States Department of the Interior, for the Texas Data Collection Program to monitor water quality in the Trinity River; and authorize the payment of the City's share of the cost in the amount of \$35,991.00 for the work related to this program during the period October 1, 2012, through September 30, 2013.

- 19. M&C C-25819 - Authorize Execution of an Engineering Agreement with Halff Associates, Inc., in the Amount of \$749,823.00 for the Design and Engineering of the Neighborhood Transportation Connections for Pedestrians and Bicycles Project (COUNCIL DISTRICTS 3, 4, 8 and 9)**

The City Council approved the following recommendation: Authorize the City Manager to execute an engineering agreement with Halff Associates, Inc., in the amount of \$749,823.00 for the design and engineering of Neighborhood Transportation Connections for Pedestrians and Bicycles project.

- 20. M&C C-25820 - Authorize Application for and Acceptance of TexTreasures Grant Award from the Texas State Library and Archives Commission in the Amount of \$20,000.00, Authorize Execution of the Grant Agreement and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the application for and acceptance of a TexTreasures Grant from the Texas State Library and Archives Commission in the amount of \$20,000.00 for the Fort Worth Library for the program year September 1, 2012, through August 31, 2013; authorize the execution of a grant agreement with the Texas State Library and Archives Commission for the grant; and adopt Appropriation Ordinance No. 20353-09-2012 increasing the estimated receipts and appropriations in the Grants Fund in the amount of \$20,000.00, subject to receipt of the grant, for the purpose of enhancing the collections of the local history, archives, and genealogy unit at the Fort Worth Library.

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. OCS - 1861 - Notice of Claims for Alleged Damages and/or Injuries

End of Consent Agenda.

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. Presentation of Proclamation for Blood Cancer Awareness Month

Council Member Shingleton presented the Proclamation for Blood Cancer Awareness Month to Mr. Don Armstrong, Leukemia and Lymphoma Society Board Member. He stated that blood cancers afflicted more than one million people in the United States, with an estimated 140,310 new cases diagnosed each year. He further stated that the Leukemia and Lymphoma Society (LLS), through voluntary contributions, was dedicated to finding cures for these diseases through research efforts and supported those patients who suffered with these diseases and their families.

Mr. Armstrong expressed appreciation to the Mayor and Council Members for the Proclamation.

2. Presentation of the Mayor's Summer Reading Challenge 2012

Dr. Gleniece Robinson, Director, Library, reported on the success of the Mayor's Summer Reading Challenge 2012 and introduced members of the library community. She also announced that the summer reading program would be revamped and changed to a year round reading program.

A short video of this year's reading challenge was shown in the Council Chamber.

3. Presentation of the 2012 Fort Worth ACT-SO Representatives

Council Member Moss introduced Ms. Sundra Davis and ACT-SO representatives for the presentation.

Ms. Davis stated that the NAACP's Afro-Academic, Cultural, Technological and Scientific Olympics was a year-long achievement program designed to recruit, stimulate, and encourage high academic and cultural achievement among African-American high school students. She further stated that ACT-SO included 26 categories of competition in the sciences, humanities, business and performing and visual arts. She pointed out that more than 260,000 young people have participated from the program since its inception.

Gold Medal award recipient Theron Smith introduced a short animated film that he wrote, illustrated and directed. The film was shown in the Council Chamber.

Ms. Davis also recognized other award recipients in attendance.

X. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events

Council Member Burns expressed appreciation to Pastor Cloer, who provided the invocation, for his service to the community. He also reminded everyone that the Library was hosting a series of “Look-ins” throughout fall. He stated for more information to contact the District 9 Office at 817-392-8809.

Mayor Pro tem Zimmerman announced that he attended the grand opening and ribbon cutting ceremony for Chuck Silcox Park dedicated in honor of the late former Council Member Chuck Silcox on September 8, 2012, in Chapel Creek.

Council Member Allen Gray expressed appreciation to the Friends of Cobb Park for hosting the SWAC Rally Battle of the Bands featuring the Texas Southern University band and the Grambling State University band. She also advised that the ceremonial signing of the commitment to the community was held for the East Rosedale Street Improvements. She pointed out that there would be some traffic interruptions in the area but the area would be greatly improved once the project was completed.

Council Member Scarth announced that the “Shelter Pets Rock” event would be held September 15-16, 2012, at the two (2) PetSmart stores in Fort Worth which were offering discount adoptions. He also announced that the Cowtown Cruisin’ for a Cure Car Show would be held on September 15, 2012, on Main Street and encouraged men to receive prostate cancer screenings. He further announced that the commissioning ceremony of the USS Fort Worth would be held on September 22, 2012, in Galveston, Texas. He stated that individuals could view the ceremony live in Sundance Square from 9:30 a.m. to 12:30 a.m.

Mayor Pro tem Zimmerman announced that Z Boaz Golf Course would close on September 30, 2012. He stated a tournament would begin at 1:00 p.m. on closing day and for more information to contact the Parks and Community Services Department.

Council Member Burns announced that a meeting was held regarding the future of Forest Park Boulevard the evening of September 10, 2012, and advised that over 250 individuals attended the meeting. He stated for a recap of the meeting to visit www.fortworthtexas.gov/fpb.

Mayor Price announced that the Trinity Trash Bash would be held on September 15, 2012, and encouraged everyone to get involved with the neighborhood to clean up the Trinity River. She also announced that the Trinity Trot and C.A.L.F. Run would be held at 8:00 a.m. on September 15, 2012. She also congratulated Texas Christian University on their new football stadium and the Horned Frogs Football Team on their first victory in the Big 12 Conference.

2. Recognition of Citizens

There were no citizens recognized at this time.

XI. PRESENTATIONS BY THE CITY COUNCIL

1. Changes in Membership on Boards and Commissions

There were no changes in membership on boards and commissions.

2. Council Proposal No. 290 - Rename Town Center Drive to Charities Way in Order to Honor Charitable Organizations in the City of Fort Worth

Council Member Burns expressed appreciation to Council Member Shingleton for co-sponsoring Council Proposal No. 290.

Motion: Council Member Burns made a motion, seconded by Council Member Shingleton, that the rules be suspended so action could be taken on the Proposal tonight. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

Motion: Council Member Burns made a motion, seconded by Council Member Shingleton, that Council Proposal No. 290 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

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

There were no presentations and/or communications from boards, commissions and/or City Council committees.

XIII. RESOLUTIONS

1. A Resolution Approving the Amendment of the Fiscal Year 2011-2012 Budget for Dallas/Fort Worth International Airport

It was recommended that the City Council adopt a Resolution approving the amendment of the Fiscal Year 2011-2012 Budget for Dallas/Fort Worth International Airport.

Motion: Council Member Scarth made a motion, seconded by Council Member Shingleton, that Resolution No. 4121-09-2012 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

2. A Resolution Approving the Fiscal Year 2012-2013 Budget for Dallas/Fort Worth International Airport

It was recommended that the City Council adopt a Resolution approving the Fiscal Year 2012-2013 Budget for Dallas/Fort Worth International Airport.

Mr. Michael Appleman, 2600 block of Highview Terrace, submitted a comment card in opposition to the resolution approving the Fiscal Year 2012-2013 budget for the Dallas/Fort Worth International Airport.

Motion: Council Member Shingleton made a motion, seconded by Council Member Burns, that Resolution No. 4122-09-2012 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

3. A Resolution Expanding the Passenger Rail Working Group to Fifteen Members and Appointing Ben Loughry as Designee of the Greater Fort Worth Real Estate Council to the Working Group

It was recommended that the City Council adopt a Resolution expanding the Passenger Rail Working Group to 15 members and appointing Ben Loughry as designee of the Greater Fort Worth Real Estate Council to the Working Group.

Motion: Council Member Jordan made a motion, seconded by Council Member Shingleton, that Resolution No. 4123-09-2012 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

4. A Resolution of the City Council of the City of Fort Worth, Texas Recognizing FitWorth: A Healthy City Initiative as a City-Wide Effort to Reduce Childhood Obesity

It was recommended that the City Council adopt a Resolution recognizing FitWorth a Healthy City Initiative as a City-wide effort to reduce childhood obesity.

Motion: Council Member Shingleton made a motion, seconded by Council Member Jordan, that Resolution No. 4124-09-2012 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

XIV. ZONING HEARING

Mayor Price opened the public hearing.

1. SP-12-001 - (CD 5) - Hendricks Commercial Properties, LLC, 5328 East Lancaster Avenue; to Amend the 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 a Previous Meeting)

The City Council at its Regular Meeting on August 7, 2012, continued Zoning Docket No. SP-12-001.

Mr. Christopher Bonilla, representing the applicant, 8540 Charleston Avenue, appeared before Council in support of Zoning Docket No. SP-12-001. (displayed maps)

Mr. James Bews, 1709 Watson Street, appeared before Council in opposition to Zoning Docket No. SP-12-001.

Council Member Moss advised that the outdoor storage area would be screened with fencing and landscaping and would not be visible from the Lancaster.

Council Member Scarth requested clarification regarding the solid screening fence.

Mr. Bonilla advised that the screening fence would consist of an eight foot single facing wood stockade.

Council Member Moss advised that he and Mr. Bonilla and his client would work with the Planning and Development Department to determine what type of fence would be used.

Motion: Council Member Moss made a motion, seconded by Council Member Shingleton, that Zoning Docket No. SP-12-001 be approved as amended regarding the fencing and land scaping. The motion carried 6 ayes to 2 nays, with Council Members Jordan and Allen Gray casting the dissenting votes and Council Member Espino absent.

2. ZC-12-069 - (CD 9) - Fort Worth Housing Authority, 601 West 1st Street; from: "J" Medium Industrial to: "H" Central Business District (Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)

The City Council at its Regular Meeting on August 7, 2012, continued Zoning Docket No. ZC-12-069.

Motion: Council Member Burns made a motion, seconded by Council Member Jordan, that Zoning Docket No. ZC-12-069 be approved with the amendment to include a minimum of 160 parking spaces not to exceed 200 parking spaces. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

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 August 20, 2012.

3. ZC-12-070 - (CD 9) - Seminary Hemphill Investments, 551 & 559 W. Seminary Drive; from: "E" Neighborhood Commercial to: "PD/E" Planned Development for all uses in "E" Neighborhood Commercial plus tire sales/service and automotive repair with development standards; site plan included.(Recommended for Approval by the Zoning Commission)

The following individuals completed speaker cards in support of Zoning Docket No. ZC-12-070, but did not wish to address the Council.

Mr. Christopher Bonilla, 8540 Charleston Avenue
Mr. Robert Snoke, 3825 6th Avenue
Mr. Alonzo Aguilar, 3725 Stuart Drive

Motion: Council Member Burns made a motion, seconded by Council Member Jordan, that Zoning Docket No. ZC-12-070 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

4. ZC-12-071 - (CD 6) - Steve Siddons/FW 140, Ltd, 430 W. Risinger Road; from: "I" Light Industrial, "J" Medium Industrial and "K" Heavy Industrial to: "PD/K" Planned Development for all uses in "K" Heavy Industrial plus auto recycling facility; site plan included. (Recommended for Approval by the Zoning Commission)

The following individuals appeared before Council in support of Zoning Docket No. ZC-12-071.

Mr. Gary Moates, Decker Jones Law Firm, Suite 2000, Burnett Plaza
Mr. Doug Jennings, 6251 Halifax Road
Mr. Steve Siddons, 2900 Marqwuita Drive

The following individuals appeared before Council in opposition to Zoning Docket No. ZC-12-071.

Mr. George Muckleroy, 777 Main Street, Suite 600 (provided PowerPoint presentation)
Ms. Cynthia Benton, 8005 Belladonna Drive
Mr. Robert Rudd, 501 Autumn Park
Ms. Debbie Bennett, 1317 Florentine Drive
Mr. Hunter McLean, 301 Commerce Street, Suite 3500 (provided handout)

Mr. Ben Loughry, 930 West First Street, Suite 400
Mr. Jim Poole, 9350 South Freeway (provided handout)
Ms. Sybil Lane, 10313 Black Forest Court

The following individuals submitted comment cards in opposition to Zoning Docket No. ZC-12-071.

Mr. David Barris, 11009 Fawn Valley Drive
Ms. Marilyn Barris, 11009 Fawn Valley Drive
Ms. Maricela Cazares, 11005 Briaroaks Drive

Motion: Council Member Jordan made a motion, seconded by Council Member Allen Gray, that Zoning Docket No. ZC-12-071 be denied. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

5. ZC-12-080 - (CD 4) - Two Ponds, Inc., 7429 Randol Mill Road; from: "PD-707" Planned Development/Specific Use for clothing/wearing apparel sales, new; recreational vehicle park for events only; restaurant, cafeteria, cafe, stable, commercial, riding, boarding or rodeo arena.; saddle or harness repair or sales, feed store, no processing/milling; one dwelling unit when part of a business. To be developed under the "E" Neighborhood Commercial development standards, site plan required to: "AG" Agricultural (Recommended for Denial by the Zoning Commission)

The following individuals appeared before Council in opposition to Zoning Docket No. ZC-12-080.

Mr. Gary Hogan, 2117 Rolling Creek Run
Mr. Mike Dean, 124 Cooks
Ms. Kristal Wallace-Lopez, 400 Shadow Grass Avenue
Mr. Bob Horton, 9104 Autumn Falls Drive (provided handout)
Mr. Joe Reid, 232 Ben's Trail
Ms. Martha Boykin, 7261 Specklebelly
Ms. Mary Kelleher, 7901 Randol Mill Road (provided handout)
Ms. Libby Willis, 2300 Primrose Avenue
Mr. James Driskell, 9008 River Falls Drive
Ms. Melissa McDougal, 2971 Seguin Trail

The following individuals completed speaker cards in opposition to Zoning Docket No. ZC-12-080, but did not wish to address the Council.

Mr. Gene Kuhler, 6236 Brentwood Drive
Mr. Charles Dreyfus, 2416 Park Place
Mr. James Roland, 8832 San Joaquin Trail

The following individuals completed speaker cards in opposition to Zoning Docket No. ZC-12-080 and were recognized by Mayor Price, but were not present in the Council Chamber.

Mr. Robert Snoke, 3826 6th Avenue
Mr. Alonzo Aguilar, 3725 Stuart Drive

Motion: Council Member Scarth made a motion, seconded by Council Member Shingleton, that Zoning Docket No. ZC-12-080 be denied with prejudice. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

6. ZC-12-082 - (CD 5) - John and Edith Clark, 3825 and 3829 Tarrant Main; from: "AG" Agricultural to: "R2" Townhouse/Cluster (Recommended for Approval by the Zoning Commission)

Mr. Jamal Aloffe, 4148 Slick Rock, completed a speaker card in support of Zoning Docket No. ZC-12-082, but did not wish to address the Council.

Motion: Council Member Moss made a motion, seconded by Council Member Shingleton, that Zoning Docket No. ZC-12-082 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

7. ZC-12-083 - (CD 3) - All Storage River Hills, LP 6150 Bryant Irvin Road; from: "F" General Commercial to: "PD/F" Planned Development for all uses in "F" General Commercial plus mini-warehouse; site plan included. (Recommended for Approval by the Zoning Commission)

Mr. Coy Quine, 301 South Sherman, Suite 100, Richardson, Texas 75081, completed a speaker card in support of Zoning Docket No. ZC-12-083, 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-12-083 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

8. ZC-12-084 - (CD 2) - Ultimate Properties Inc., 2842 - 2850 Western Center Boulevard; from: "G" Intensive Commercial to: "PD/G" Planned Development for all uses in "G" Intensive Commercial plus mini-warehouse; site plan included. (Recommended for Approval by the Zoning Commission)

Mr. Christopher Bonilla, 8540 Charleston Avenue, completed a speaker card in support of Zoning Docket No. ZC-12-084, but did not wish to address the Council.

Motion: Council Member Shingleton made a motion, seconded by Council Member Burns, that Zoning Docket No. ZC-12-084 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

9. ZC-12-085 - (CD 2) - Alta Vista FW-1, Ltd., 4784 Golden Triangle Boulevard; from: "AG" Agricultural to: "PD/E" Planned Development for all uses in "E" Neighborhood Commercial plus car wash; site plan included. (Recommended for Approval by the Zoning Commission)

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

Motion: Council Member Shingleton made a motion, seconded by Council Member Moss, that Zoning Docket No. ZC-12-085 be approved. The motion carried 7 ayes to 0 nays, with 1 abstention by Mayor Price and Council Member Espino absent.

10. ZC-12-086 - (CD 2) - James Cagle, 1605 Grand Avenue; from: "A-5/DD" One-Family/Demolition Delay to: "A-5" One-Family (Recommended for Approval by the Zoning Commission)

Motion: Council Member Scarth made a motion, seconded by Mayor Pro tem Zimmerman, that Zoning Docket No. ZC-12-086 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

11. ZC-12-087 - (CD 8) - 201 South Calhoun Partners, LLC/Eddie Vanston, 201 S. Calhoun Street; from: "NS-T5/DD" Near Southside T-5/Demolition Delay to: "NS-T5/HSE" Near Southside T-5/Highly Significant Endangered (Recommended for Approval by the Zoning Commission)

Motion: Council Member Allen Gray made a motion, seconded by Council Member Burns, that Zoning Docket No. ZC-12-087 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

12. ZC-12-089 - (CD 9) - Texas Christian University, 3058 Wabash Avenue; from: "C" Medium Density Multifamily to: "PD-667" Planned Development for all uses in "C" Medium Density Multifamily plus parking for Texas Christian University only; site plan waiver recommended. (Recommended for Approval by the Zoning Commission)

Motion: Council Member Burns made a motion, seconded by Mayor Pro tem Zimmerman, that Zoning Docket No. ZC-12-089 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

13. ZC-12-090 - (CD 7) - LVG Investments, 5300 - 5600 blocks of White Settlement Road; from: "B" Two-Family, "E" Neighborhood Commercial, "I" Light Industrial and "PD-724" Planned Development for all uses in "MU-1" Low Intensity Mixed Use with development standards; site plan required to: Amend "PD-724" Planned Development for "MU-1" Low Intensity Mixed Uses plus bars, farmers market, and mobile vendors with development standards; site plan required. (Recommended for Approval by the Zoning Commission)

Mr. Wade Deforest, 109 South Roberts Cut-off Road, submitted a comment card in opposition to Zoning Docket No. ZC-12-090.

Motion: Council Member Shingleton made a motion, seconded by Council Member Moss, that Zoning Docket No. ZC-12-090 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino 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 Shingleton made a motion, seconded by Council Member Moss, that the public hearing be closed and that Ordinance No. 20354-09-2012 be adopted. The motion carried 8 ayes to 0 nays, with Council Member Espino absent.

XV. REPORT OF THE CITY MANAGER

A. Benefit Hearing

City Secretary Kayser read the following:

Conduct Public Benefit Hearings for Mayor and Council Communication Nos. BH-284 through BH-290; adopt ordinances levying special assessments and appropriating funds for the 2012 tax year; and authorize execution of management agreements for the following PIDS:

- Public Improvement District No. 1, Downtown;
- Public Improvement District No. 6, Park Glen;
- Public Improvement District No. 7, Heritage;
- Public Improvement District No. 8, Camp Bowie;
- Public Improvement District No. 11, Stockyards;
- Public Improvement District No. 12, Chapel Hill; and
- Public Improvement District No. 14, Trinity Bluff

Mayor Price opened the public hearing.

1. M&C BH-284 - Conduct a Public Benefit Hearing for Public Improvement District 1, Downtown PID, Concerning the Proposed 2012-2013 Budget and Five-Year Service Plan and Proposed Assessment Roll, Adopt Ordinance Levying Special Assessments for the 2012 Tax Year, Authorize Transfer in the Amount of \$138,498.00 from the General Fund to the Special Assessment District Fund for the City's Payment in Lieu of Services, Authorize Transfer in the Amount of \$191,858.00 from the General Fund to the Special Assessment District Fund for the City's Payment in Lieu of Assessment, Adopt Appropriation Ordinances to Increase Estimated Receipts in the Special Assessment District Fund and Special Trust Fund for Fiscal Year 2012-2013 and Authorize Execution of an Agreement with Downtown Fort Worth, Inc., to Manage the District (COUNCIL DISTRICT 9) (PUBLIC HEARING)

2. M&C BH-285 - Conduct a Public Benefit Hearing for Public Improvement District 6, Park Glen PID, Concerning the Proposed 2012-2013 Budget and Five-Year Service Plan and Proposed Assessment Roll, Adopt Ordinance Levying Special Assessments for the 2012 Tax Year, Authorize Transfer in the Amount of \$174,043.00 from the General Fund to the Special Assessment District Fund for the City's Payment in Lieu of Services, Adopt Appropriation Ordinances to Increase Estimated Receipts in the Special Assessment District Fund and Special Trust Fund for Fiscal Year 2012-2013 and Authorize Execution of an Agreement with Premier Communities Management Company to Manage the District (COUNCIL DISTRICT 4) (PUBLIC HEARING)

3. M&C BH-286 - Conduct a Public Benefit Hearing for Public Improvement District 7, Heritage PID, Concerning the Proposed 2012-2013 Budget and Five-Year Service Plan and Proposed Assessment Roll, Authorize Transfer in the Amount of \$173,362.00 from the General Fund to the Special Assessment District Fund for the City's Payment in Lieu of Services, Adopt Ordinance Levying Special Assessments for the 2012 Tax Year, Adopt Appropriation Ordinances to Increase Estimated Receipts in the Special Assessment District Fund and Special Trust Fund for Fiscal Year 2012-2013 and Authorize Execution of an Agreement with Premier Communities Management Company to Manage the District (COUNCIL DISTRICTS 4 and 7) (PUBLIC HEARING)

4. M&C BH-287 - Conduct a Public Benefit Hearing for Public Improvement District 8, Camp Bowie Corridor PID, Concerning the Proposed 2012-2013 Budget and Five-Year Service Plan and Proposed Assessment Roll, Adopt Ordinance Levying Special Assessments for the 2012 Tax Year, Adopt Appropriation Ordinances to Increase Estimated Receipts in the Special Assessment District Fund and Special Trust Fund for Fiscal Year 2012-2013 and Authorize Execution of an Agreement with Camp Bowie District, Inc., to Manage the District (COUNCIL DISTRICTS 3 and 7) (PUBLIC HEARING)

5. M&C BH-288 - Conduct a Public Benefit Hearing for Public Improvement District 11, Stockyards PID, Concerning the Proposed 2012-2013 Budget and Five-Year Service Plan and Proposed Assessment Roll, Adopt Ordinance Levying Special Assessments for the 2012 Tax Year, Adopt Appropriation Ordinances to Increase Estimated Receipts in the Special Assessment District Fund and Special Trust Fund for Fiscal Year 2012-2013 and Authorize Execution of an Agreement with the Fort Worth Stockyards Preservation Foundation, Inc., to Manage the District (COUNCIL DISTRICT 2) (PUBLIC HEARING)

6. M&C BH-289 - Conduct a Public Benefit Hearing for Public Improvement District 12, Chapel Hill PID, Concerning the Proposed 2012-2013 Budget and Five Year Service Plan and Proposed Assessment Roll, Adopt Ordinance Levying Special Assessments for the 2012 Tax Year, Adopt Appropriation Ordinances to Increase Estimated Receipts in the Special Assessment District Fund and Special Trust Fund for Fiscal Year 2012-2013 and Authorize Execution of an Agreement with RTI/Communities Management Associates, Inc. d/b/a CMA, to Manage the District (COUNCIL DISTRICT 7) (PUBLIC HEARING)

7. M&C BH-290 - Conduct a Public Benefit Hearing for Public Improvement District 14, Trinity Bluff PID, Concerning the Proposed 2012-2013 Budget and Five Year Service Plan and Proposed Assessment Roll, Adopt Ordinance Levying Special Assessments for the 2012 Tax Year, Adopt Appropriation Ordinances to Increase Estimated Receipts in the Special Assessment District Fund and Special Trust Fund for Fiscal Year 2012-2013 and Authorize Execution of an Agreement with Downtown Fort Worth, Inc., to Manage the District (COUNCIL DISTRICT 9) (PUBLIC HEARING)

a. Report of City Staff

Mr. Jay Chapa, Director, Housing Economic Development Department, appeared before Council and provided a staff report.

b. Citizen Presentations

Mr. Mark Pacheco, PID 6 Manager, 1240 Keller Parkway, completed a speaker card in support of Mayor and Communication No. BH-285, but did not wish to address the Council.

Mr. Terry Bascher, PID 7 Manager, completed a speaker card in support of Mayor and Council Communication No. BH-286, but did not wish to address the Council.

Ms. Kristin Jaworski, PID 11 Manager, 131A East Exchange Avenue, completed a speaker card in support of Mayor and Council Communication No. BH-288, but did not wish to address the Council.

Mr. Alan Smith, 11064 Kinston Street, submitted a comment card in opposition to Mayor and Council Communication No. BH-289.

c. Council Action

Council Member Shingleton requested the PID Manager of PID 12, Chapel Hill, provide more information and interact on a regular basis with the homeowners in the PID.

Mr. Danny McCoy, PID 12 Manager, advised he understood Council Member Shingleton's concerns and they would be addressed.

Motion: Council Member Scarth made a motion, seconded by Mayor Pro tem Zimmerman, that the public hearings be closed, Mayor and Council Communication Nos. BH-284 thru BH-290 be approved, to authorize execution of the management agreements and that Assessment Ordinance Nos. and Appropriation Ordinance Nos. be adopted as follows:

<u>Mayor and Council Communication No.</u>	<u>Assessment Ordinance No.</u>	<u>Appropriation Ordinance No.</u>	<u>Appropriation Ordinance No.</u>
BH-284	20355-09-2012	20356-09-2012	20357-09-2012
BH-285	20358-09-2012	20359-09-2012	20360-09-2012
BH-286	20361-09-2012	20362-09-2012	20363-09-2012
BH-287	20364-09-2012	20365-09-2012	20366-09-2012
BH-288	20367-09-2012	20368-09-2012	20369-09-2012
BH-289	20370-09-2012	20371-09-2012	20372-09-2012
BH-290	20373-09-2012	20374-09-2012	20375-09-2012

The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

8. M&C BH-291 - Conduct a Benefit Hearing for Fort Worth Public Improvement District 15, Sun Valley, Concerning the Proposed Budget and Five-Year Service Plan and Proposed Assessment Roll, Adopt Ordinance Levying Special Assessments for the 2012 Tax Year, Adopt Appropriation Ordinances to Increase Estimated Receipts in the Special Assessment District Fund and Special Trust Fund for Fiscal Year 2012-2013 and Authorize Execution of an Agreement with ORASI Development, LLC, to Manage the District (COUNCIL DISTRICT 5) (PUBLIC HEARING)

Mayor Price opened the public hearing.

a. Report of City Staff

Mr. Jay Chapa, Director, Housing Economic Development Department, appeared before Council and provided a staff report.

b. Citizen Presentations

Mr. Sidney Cavanaugh, 5450 East Loop 820 South, appeared before Council in opposition to Mayor and Council Communication No. BH-291. (provided handout)

Council Member Moss requested clarification from Mr. Chapa, regarding the process of creating PID 15, Sun Valley.

Mr. Chapa provided an overview of the creation of PID 15 and stated two of the three criteria had been met for creation.

c. Council Action

Motion: Council Member Moss made a motion, seconded by Council Member Scarth, that the public hearing be closed, that Mayor and Council Communication No. BH-291 be approved, to authorize execution of the management agreement and that Assessment Ordinance No. 20376-09-2012, and Appropriation Ordinance Nos. 20377-09-2012 and 20378-09-2012 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

B. General

1. M&C G-17645 - Adopt Ordinance Amending Chapter 6 of the City Code to Enact a Program for the Management of Feral Cats to Allow for the Implementation of a Trap-Neuter-Return Program in Fort Worth (ALL COUNCIL DISTRICTS) (Continued from a Previous Meeting)

It was the consensus of the City Council that Mayor and Council Communication No. G-17645 be continued until the November 12, 2012, Council meeting.

2. M&C G-17660 - Adopt Appropriation Ordinance Increasing Estimated Receipts and Appropriations in the Street Improvements Fund, the SH121T Southwest Parkway Fund, the New Development Fund, the Street Light and Signal Improvements Fund and the Street Improvements 2008 Fund in the Combined Amount of \$98,315,060.00 from the Sale of General Purpose Refunding and Improvement Bonds, Series 2012, to Fund Projects in the 2004 and 2008 Bond Programs (ALL COUNCIL DISTRICTS)

It was recommended that the City Council adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Street Improvements Fund, the SH121T Southwest Parkway Fund, the New Development Fund, the Street Light and Signal Improvements Fund and the Street Improvements 2008 Fund in the combined amount of \$98,315,060.00 from the sale of City of Fort Worth, Texas, General Purpose Refunding and Improvement Bonds, Series 2012, for the purpose of funding various projects in the 2004 and 2008 Bond Programs.

Motion: Council Member Jordan made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. G-17660 be approved and Appropriation Ordinance No. 20379-09-2012 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

3. M&C G-17661 - Adopt Ordinance Amending the Speed Zone Tables in Chapter 22 of the City Code, Motor Vehicles and Traffic (COUNCIL DISTRICTS 2, 4, 6, 7, 8 and 9)

It was recommended that the City Council adopt an Ordinance amending Chapter 22, "Motor Vehicles and Traffic", of the Code of the City of Fort Worth by amending Article III, Section 22-86, entitled "Speeding", Subsections (f) and (g) by changing the locations, extent and/or speed limits of certain speed zones.

Motion: Council Member Burns made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. G-17661 be approved and Ordinance No. 20380-09-2012 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

4. M&C G-17662 - Authorize Transfer in the Amount of \$12,800,000.00 from the Water and Sewer Fund to the Water Capital Projects Fund in the Amount of \$6,000,000.00 and to the Sewer Capital Projects Fund in the Amount of \$6,800,000.00 to Fund Various Water and Sewer Capital Projects and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)

It was recommended that the City Council authorize the transfer in the amount of \$12,800,000.00 from the Water and Sewer Fund to the Water Capital Projects Fund in the amount of \$6,000,000.00 and to the Sewer Capital Projects Fund in the amount of \$6,800,000.00 to fund various Water and Sewer Capital Projects; and adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Water Capital Projects Fund and the Sewer Capital Projects Fund, from available funds, for the purpose of funding unspecified water and sewer capital projects.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Scarth, that Mayor and Council Communication No. G-17662 be approved and Appropriation Ordinance No. 20381-09-2012 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

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

D. Land

1. [M&C L-15434 - Authorize Condemnation by Eminent Domain of a Fee Simple Interest in 0.559 Acres of Land for Right-of-Way and a Temporary Easement Interest in 0.282 Acres for Construction Located West of the Shiver Road and North Beach Street Intersection in Abstract 1611, Tract 1E, Charles C. Whyte Survey, Owned by JDI Investors, L.P., for the Widening of North Beach Street from Vista Meadows Drive to Shiver Road \(COUNCIL DISTRICT 2\)](#)

It was recommended that the City Council declare that negotiations between the City and the landowner were unsuccessful due to the inability to agree on a purchase price to acquire a fee simple interest in 0.559 acre of land for right-of-way and temporary easement interest in 0.282 acre for construction located in Abstract 1611, Tract 1E, Charles C. Whyte Survey owned by JDI Investors, L.P., for the widening of North Beach Street from Vista Meadows Drive to Shiver Road, located west of the Shiver Road and North Beach Street intersection; declare the necessity to acquire a fee simple and temporary easement interest in the subject property by means of condemnation by eminent domain for the widening of North Beach Street; authorize the City Attorney to institute condemnation by eminent domain proceedings to acquire fee simple and temporary easement interest in the property; and authorize the payment pursuant to an award of commissioners and/or upon negotiated settlement in lieu of condemnation by eminent domain.

Motion: Council Member Scarth made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication No. L-15434 be approved and that the Fort Worth City Council authorize the use of the power of eminent domain to acquire a 0.559 acre tract of land for a fee simple right-of-way acquisition and temporary easement interest in 0.282 acre of land for construction, located west of the Shiver Road and North Beach Street intersection in Abstract 1611, Tract 1E, Charles C.

Whyte Survey, owned by JDI Investors, L.P. The right-of-way and temporary easement will be used to widen North Beach Street from a two (2) lane undivided to a four (4) lane divided road, from Vista Meadows Drive to Shiver Road, to provide increased capacity for traffic flow in North Fort Worth. The fee simple right-of-way and the temporary easement are described by metes and bounds and depicted by survey plats attached to this Mayor and Council Communication. be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

E. Planning & Zoning

1. [M&C PZ-2983 - Consider the Adoption of an Ordinance Vacating a Portion of Right-of-Way Along Oakhurst Scenic Drive Adjacent to 2031 West Lotus Avenue \(COUNCIL DISTRICT 2\) \(Continued from a Previous Meeting\)](#)

It was recommended that the City Council consider the adoption of an Ordinance vacating and extinguishing a portion of Oakhurst Scenic Drive adjacent to Lots 12, 13 and a portion of Lot 14, Block 1, West Oakhurst Addition, an Addition to the City of Fort Worth, Tarrant County, Texas, containing approximately 6074 square feet or 0.139 acre of land; providing for the reversion of fee in said land and the retainment of existing utility easements and remand this case to the City Plan Commission for further review.

Motion: Council Member Scarth made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. PZ-2983 be continued until the September 18, 2012, Council meeting. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

2. [M&C PZ-2987 - Adopt Ordinance Amending the Subdivision Ordinance, Chapter 31 of the City Code, Articles III, IV, V, VI and IX to Improve the Flexibility, Efficiency and Predictability of the Development Process \(ALL COUNCIL DISTRICTS\) \(Continued from a Previous Meeting\)](#)

It was recommended that the City Council adopt an Ordinance amending the Subdivision Ordinance of the City of Fort Worth, being Ordinance No. 17154, codified as Chapter 31 of the Code of the City of Fort Worth, by amending Article III, "Platting"; Section 31-41, "Plat Requirements" to clarify when a plat is required, Section 31-42, "Types of Plans and Plats" and Section 31-63, "Review, Approval and Expiration" to clarify when a preliminary plat is required and when it expires; and by amending Article IV, "Submission Review Process"; Section 31-64, and Article VI, "Subdivision Design Standards", Section 31-104 to allow vacation of public open space easements by plat; and by amending Article V, "Subdivision General Standards"; Section 31-81, to reflect that an Urban Forestry Permit is obtained in the Planning and Development Department; and by amending Article VI, "Subdivision Design Standards"; Section 31-103, to

clarify lot size requirements when using an onsite septic system facility; and by amending Article VI, "Subdivision Design Standards"; Section 31-106, to eliminate short block regulations; and by amending Article IX; Section 31-171, to add a definition for an emergency access easement and real property.

Mr. Jim Schell, 901 Fort Worth Club Building, submitted a comment card in support of Mayor and Council Communication No. PZ-2987.

Ms. Dana Burghdoff, Deputy Director, Planning and Development Department, appeared before Council and clarified the proposed amendment language related to the ability to file a conveyance plat for parcels less than 5 acres with a remainder greater than 5 acres and to clarify in the section related to preliminary plat expiration that progress towards completion must be demonstrated by the applicant.

Motion: Council Member Shingleton made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. PZ-2987 be approved as amended and Ordinance No. 20382-09-2012 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

3. M&C PZ-2990 - Adopt Ordinance Vacating a Portion of Floyd Street, Bell Avenue, Cochran Avenue, Carson Street, Borden Street and the Alleys Within Blocks Eight Through Ten, Forbess Addition for a Gas Well Site to be Leased by Legend Natural Gas (COUNCIL DISTRICT 8)

It was recommended that the City Council adopt an Ordinance vacating and extinguishing portions of alleys within Blocks 8 through 10, Forbess Addition and portions of Bell Avenue, Floyd Street, Carson Street, Bordon Street, and Cochran Street, situated in the Shelby County School Survey, Abstract No. 1375 , Tarrant County, Texas; providing for reversion of fee in said land; the retainment of existing utility easements; and waive any and all purchase fee value of the vacated land in accordance with City policy (M&C G-15624), for a gas well site to be leased by Legend Natural Gas.

Motion: Council Member Allen Gray made a motion, seconded by Council Member Scarth, that Mayor and Council Communication No. PZ-2990 be approved and Ordinance No. 20383-09-2012 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

4. M&C PZ-2991 - Adopt Ordinance Vacating a Portion of NW 22nd Street, Mary Street, Alice Street, Bryan Avenue, Park Lane, Henry Street, Hagan Avenue and the Alleys Within the Northside High School Campus (COUNCIL DISTRICT 2)

It was recommended that the City Council adopt an Ordinance vacating and extinguishing portions of alleys within the Northside High School Campus and portions of Mary Street, Alice Street, Park Lane, Hagan Avenue, NW 22nd Street, Henry Street and Bryan Avenue, situated in the John Childress Survey, Abstract No. 252 and the Pleasant Moore Survey Abstract No. 1008 in the City of Fort Worth, Tarrant County, Texas, providing for reversion of fee in said land; the retainment of existing utility easements; and waive any and all purchase fee value of the vacated land in accordance with City Policy, M&C G-15624.

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

Motion: Council Member Scarth made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. PZ-2991 be approved and Ordinance No. 20384-09-2012 be adopted. The motion carried 7 ayes to 0 nays, with 1 abstention by Council Member Moss and Council Member Espino absent.

F. Award of Contract

1. M&C C-25821 - Authorize Execution of a Development Agreement in Lieu of Annexation with Multiple Property Owners for Certain Property, Known as the Pate Ranch Located Generally West of Summer Creek Drive and South of Dirks Road (COUNCIL DISTRICT 3)

It was recommended that the City Council authorize the execution of a development agreement between the City and multiple property owners for the application of development standards in lieu of annexation for property known as the Pate Ranch located generally west of Summer Creek Drive and south of Dirks Road in unincorporated Tarrant County.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Jordan, that Mayor and Council Communication No. C-25821 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

2. M&C C-25822 - Authorize Execution of an Agreement with Aetna Life Insurance Company for Administration of Fully Insured Medicare Advantage Plans in the Amount Up to \$1,188,192.00 for the First Year (ALL COUNCIL DISTRICTS)

It was recommended that the City Council authorize the execution of an agreement with Aetna Insurance Company for administration of two (2) alternate fully insured Medicare Advantage Plans in the amount up to \$1,188,192.00 for the first year.

Motion: Council Member Shingleton made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. C-25822 be approved. The motion carried 7 ayes to 1 nay, with Council Member Allen Gray casting the dissenting vote and Council Member Espino absent.

3. M&C C-25823 - Authorize Execution of an Amendment to the Tax Abatement Agreement with Bell Helicopter Textron, Inc., and Authorize Amendment of Mayor and Council Communication C-25367 Authorizing Execution of Economic Development Program Agreement with Bell Helicopter Textron, Inc., to Modify the Requirements for the Purchase of New Personal Property in Each Phase of the Expansion and Consolidation of Its Main Headquarters Operations and Associated Facilities in the Vicinity of Interstate Highway 10 and Trinity Boulevard (COUNCIL DISTRICT 5)

It was recommended that the City Council authorize the execution of an amendment to the Tax Abatement Agreement with Bell Helicopter Textron, Inc., (City Secretary Contract No. 42727) to reduce the minimum amount of new taxable tangible personal property that must be purchased for Phase I of the expansion and consolidation of its main headquarters operations and associated facilities in the vicinity of Interstate Highway 10 and Trinity Boulevard; and authorize the amendment of Mayor and Council Communication C-25367 authorizing execution of an economic development program agreement with Bell Helicopter Textron, Inc., to adjust the minimum amount of new taxable tangible personal property that must be purchased for each subsequent phase of the expansion and consolidation of its main headquarters operations and associated facilities.

Mr. Brian Chase, 600 East Hurst Boulevard, completed a speaker card in support of Mayor and Council Communication No. C-25823, but did not wish to address the Council.

Motion: Council Member Moss made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. C-25823 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

4. M&C C-25824 - Authorize Execution of Five-Year Tax Abatement Agreement with Salvador Estrada for Property Located at 4225 S. Henderson Street in the Hemphill/Berry Neighborhood Empowerment Zone (COUNCIL DISTRICT 9)

It was recommended that the City Council authorize the execution of a five (5) year tax abatement agreement with Salvador Estrada for the property at 4225 S. Henderson Street in the Hemphill/Berry Neighborhood Empowerment Zone in accordance with the Neighborhood Empowerment Zone Tax Abatement Policy and Basic Incentives.

Motion: Council Member Burns made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. C-25824 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

5. M&C C-25825 - Authorize Lease of the Parking Lot at 1600 Gendy Street to the Museum of Science and History for an Annual Rental in the Amount of \$12,000.00 and Authorize Amendment of Schedule of Rates and Charges for the Municipal Parking System at the Will Rogers Memorial Center to Permit the Waiver of Fees for this Parking Lot (COUNCIL DISTRICT 7)

It was recommended that the City Council authorize the lease of the parking lot at 1600 Gendy Street to the Museum of Science and History in order to provide parking for guests of the Museum, the Cattle Raisers Museum, the Community Arts Center and the National Cowgirl Museum and Hall of Fame; and authorize the amendment of the Schedule of Rates and Charges for the Municipal Parking System at the Will Rogers Memorial Center to permit waiver of fees for the parking lot at 1600 Gendy Street and permit revenue earned from the parking lot by the Fort Worth Museum of Science and History to be retained by the Fort Worth Museum of Science and History.

Council Member Shingleton pointed out that three other facilities would benefit from this parking lot: the Community Arts Center, the Cowgirl Museum and the Cattle Raisers Museum.

Motion: Council Member Shingleton made a motion, seconded by Council Member Jordan, that Mayor and Council Communication No. C-25825 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

6. M&C C-25826 - Adopt Resolution Authorizing Execution of a Local Project Advance Funding Agreement with the Texas Department of Transportation in the Amount Not to Exceed \$13,200,000.00 for Design and Construction of the North Riverside Drive Bridge Over Interstate Highway 820 (COUNCIL DISTRICT 4)

It was recommended that the City Council adopt a Resolution authorizing the execution of a local project advance funding agreement with the Texas Department of Transportation (TxDOT) in the amount not to exceed \$13,200,000.00 to construct the North Riverside Drive Bridge over IH-820; and authorize a payment to TxDOT in the amount not to exceed \$13,200,000.00 for the design and construction of the bridge.

Motion: Council Member Scarth made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. C-25826 be approved and Resolution No. 4125-09-2012 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

7. M&C C-25827 - Adopt Resolutions Authorizing Execution of Two Local Project Advance Funding Agreements with the Texas Department of Transportation, One for the New White Settlement Bridge in the Amount of \$896,658.00 and One for the New North Main Street Bridge in the Amount of \$1,332,356.00, Both for the Preparation of Plans, Specifications and Estimates for the New Bridges (COUNCIL DISTRICTS 2 and 9)

It was recommended that the City Council adopt a Resolution authorizing the execution of a local project advance funding agreement with the Texas Department of Transportation (TxDOT) for the new White Settlement Bridge in the amount of \$896,658.00, for the preparation of plans, specifications and estimates for the new bridge over the future Trinity River Vision By-Pass Channel; and adopt a Resolution authorizing the execution of a local project advance funding agreement with TxDOT for the new North Main Street Bridge in the amount of \$1,332,356.00, for the preparation of plans, specifications and estimates for the new bridge over the future Trinity River Vision By-Pass Channel.

Motion: Council Member Burns made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication No. C-25827 be approved and Resolution Nos. 4126-09-2012 and 4127-09-2012 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

8. M&C C-25828 - Authorize Execution of School Security Initiative Contracts with Fort Worth, Crowley, Eagle Mountain/Saginaw and Lake Worth Independent School Districts and the Lena Pope Home for School Year 2012-2013 in the Amount of \$3,916,916.00 (ALL COUNCIL DISTRICTS)

It was recommended that the City Council authorize the execution of School Security Initiative Contracts with Fort Worth, Crowley, Eagle Mountain/Saginaw and Lake Worth Independent School Districts and the Lena Pope Home to operate the School Security Initiative in the amount of \$3,916,916.00.

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

Council Member Allen Gray recused from voting on this item.

Motion: Council Member Shingleton made a motion, seconded by Council Member Burns, that Mayor and Council Communication No. C-25828 be approved. The motion carried 5 ayes to 0 nays, with 1 recusal by Council Member Allen Gray, 2 abstentions by Council Members Moss and Jordan and Council Member Espino absent.

9. M&C C-25829 - Authorize Provision of Water for Irrigation Service at 1.25 Times the Retail Rate to Chesapeake Operating, Inc., Located at 3725 St. Francis Village Road in Tarrant County Outside of the Fort Worth City Limits Pursuant to City Code Section 35-60B Uses Outside City (COUNCIL DISTRICT 3)

It was recommended that the City Council authorize the Water Department to provide water irrigation service at 1.25 times the retail rate to Chesapeake Operating, Inc., located at 3725 St.

Francis Village Road in Tarrant County outside of the Fort Worth city limits pursuant to City Code Section 35-60B “Uses Outside City”; and authorize the execution of an agreement for such services.

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: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Scarth, that Mayor and Council Communication No. C-25829 be approved. The motion carried 7 ayes to 0 nays, with 1 abstention by Council Member Jordan and Council Member Espino absent.

10. M&C C-25830 - Authorize Execution of a Contract with S.J. Louis Construction of Texas, Ltd., in the Amount of \$2,416,891.31 for Sanitary Sewer Rehabilitation Contract 55, Part 5 on Trinity Park Drive, Crestline Road, Cottonwood Drive, Foch Street, Westover Drive, Hidden Creek Road, University Drive and One Easement and Adopt Appropriation Ordinance (COUNCIL DISTRICTS 7 and 9)

It was recommended that the City Council authorize the transfer of \$2,546,398.31 from the Water and Sewer Operating Fund to the Sewer Capital Projects Fund; adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Sewer Capital Projects Fund, from available funds, for the purpose of Sanitary Sewer Rehabilitation Contract 55, Part 5 on University Drive, from West Lancaster Avenue to Crestline Road; Crestline Road, from University Drive to Trinity Park Drive; Trinity Park Drive, from Crestline Road to Cottonwood Drive; Cottonwood Drive, from Trinity Park Drive to Cedar Elm Road; Foch Street, from Trinity Park Drive to 900 feet north; Hidden Creek Road, from Deepdale Drive to 2,500 feet west; Westover Drive, from Deepdale Drive to 3,500 feet west; and Easement between Hidden Creek Road and Deepdale Drive, from Westover Drive to Hidden Creek Road; and authorize the execution of a contract with S. J. Louis Construction of Texas, Ltd., in the amount of \$2,416,891.31 for Sanitary Sewer Rehabilitation Contract 55, Part 5.

Motion: Council Member Shingleton made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. C-25830 be approved and Appropriation Ordinance No. 20385 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

XVI. PUBLIC HEARING

1. Public Hearing on the Proposed Amendment to the Land Use Assumptions, Capital Improvements Plan and Impact Fee Schedules for Water and Wastewater Facilities in Accordance with Section 395.054 of the Local Government Code

Mayor Price opened the public hearing.

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

a. Report of City Staff

Ms. Wendy Chi-Babulal, Senior Professional Engineer, Water Department, appeared before Council and provided a staff report.

b. Citizen Presentations

Mr. Pablo Vasquez, 4909 Pershing Avenue, completed a speaker card in opposition to the proposed amendment to the Land Use Assumptions, Capital Improvements Plan and Impact Fee Schedules for Water and Wastewater Facilities.

Council Member Jordan requested Mr. Frank Crumb, Director, Water Department, clarify the proposed change in rates.

Mr. Crumb stated an item would be considered at the September 18, 2012, Council meeting and the proposal would be for the retail rate to be increased and growth impact fee to be decreased.

Council Member Jordan stated that he had a philosophical issue with this item and would not support this item.

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

c. Council Action

Motion: Council Member Shingleton made a motion, seconded by Council Member Moss, that the public hearing be closed. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

XVII. BUDGET HEARING

1. Hearing on Proposed Fiscal Year 2012-2013 Appropriation Ordinance, Debt Service Ordinance and Ad Valorem Tax Levy Ordinance

Mayor Price opened the budget hearing.

a. Report of City Staff

Mr. Horatio Porter, Budget Officer, City Manager's Office, appeared before Council and provided a staff report.

b. Citizen Presentations

Mr. Kam Phillips, 1300 Gendy Street, appeared before Council in support of the proposed Fiscal Year 2012-2013 Appropriation Ordinance, Debt Service Ordinance and Ad Valorem Tax Levy Ordinance.

The following individuals appeared before Council in opposition to the proposed Fiscal Year 2012-2013 Appropriation Ordinance, Debt Service Ordinance and Ad Valorem Tax Levy Ordinance, pertaining to the reduction in funding for Arts programs and the Directions Home Program.

Mr. Douglas Harman, 2222 Winton Terrace East (provided handout)
Ms. Ginny Tigue, 4415 Meandering Way (provided handout and petition)
Ms. Carolyn West, 7108 Old Santa Fe Trail (provided handout)
Mr. Robert Bass, 6221 Westover Drive
Mr. Patrick Murphy, 3092 Las Vegas Trail, Apartment 130
Mr. Mike O'Toole and Miss Taylor O'Toole, 1300 Gendy Street
Mr. Jesse Aguilera, 2112 Daisy Lane
Mr. Greg Hutson, P.O. Box 471391
Ms. Sandy Myers, representing Chris Myers, 1605 Steinburg Lane (read letter from Chris Myers)
Mr. Mark Hill, 4405 Dunwick Lane

The following individuals submitted comment cards in opposition to the proposed Fiscal Year 2012-2013 Appropriation Ordinance, Debt Service Ordinance and Ad Valorem Tax Levy Ordinance, pertaining to the reduction in funding for Arts programs.

Mr. Travis Baugh, P.O. Box 470859
Mr. Dale Brock, 604 Main Street, No. 307
Ms. Christina Brinker, 1124 Lilac Street
Mr. Bill Hart, 408 Green River Trail
Mr. John Leach, 3701 Cimmaron Trail
Mr. James Petrovich, 2525 Marigold

The following individuals completed "undecided" speaker cards and appeared before Council relative to the proposed Fiscal Year 2012-2013 Appropriation Ordinance, Debt Service Ordinance and Ad Valorem Tax Levy Ordinance, pertaining to the reduction in funding for Arts programs.

Ms. Diana Crawford, 4308 Locke Avenue
Mr. Mike Auman, 249 West Thornhill Drive (provided handout)
Mr. Christopher McGuire, 1300 Gendy Street

c. Council Action

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman, that the budget hearing be continued until the September 18, 2012, Council meeting. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

XVIII. CITIZEN PRESENTATIONS

There were no citizen presentations.

XIX. EXECUTIVE SESSION (PRE-COUNCIL CHAMBER)

XX. ADJOURNMENT

There being no further business, Mayor Price adjourned the Regular Meeting at 10:38 p.m.

No Documents for this Section

No Documents for this Section

No Documents for this Section

A Resolution

NO. _____

**OF THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS, RATIFYING
THE PROPERTY TAX REVENUE INCREASE REFLECTED IN THE FISCAL
YEAR 2013 BUDGET, IN ACCORDANCE WITH SECTION 102.007(C) OF THE
TEXAS LOCAL GOVERNMENT CODE.**

WHEREAS, pursuant to Section 102.007(c) of the Texas Local Government Code effective September 1, 2007, the adoption of a budget that will require raising more revenue from property taxes than in the previous year requires a separate vote of the governing body to ratify the increased revenues reflected in the budget; and

WHEREAS, the Fiscal Year 2013 budget will raise more revenue from property taxes than the previous year because despite no change in the actual property tax rate from \$0.855 per \$100 value in the Fiscal Year 2012 to \$0.855 per \$100 value in Fiscal Year 2013, the revenue from the assessment of property taxes will create more revenue than last year due primarily to new improvements placed on the tax rolls.

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

That the City Council of the City of Fort Worth hereby ratifies the property tax revenue increase reflected in the Fiscal Year 2013 budget.

Adopted this 18th day of September, 2012.

ATTEST:

By: _____

Mary Kayser, City Secretary



A Resolution

NO. _____

AMENDING THE CITY COUNCIL'S RULES OF PROCEDURE TO ESTABLISH A STANDING DATE TO HOLD THE ELECTION FOR THE OFFICE OF MAYOR PRO TEM

WHEREAS, Section 6., Chapter III of the Charter of the City of Fort Worth, Texas states that “the City Council shall elect one of its members as Mayor Pro Tem who shall perform the duties of the Mayor in case of the absence or inability of the Mayor to perform the duties of his or her office and shall for the time being be vested with all the powers belonging to the Mayor”; and

WHEREAS, the Charter does not specify the frequency of said election or the term of office of the Mayor Pro Tem; and

WHEREAS, on May 2, 2006 the City Council adopted Council Proposal 258 scheduling the election for the office of Mayor Pro Tem on an annual basis during the month of May; and

WHEREAS, Council Proposal 258 did not revise the City Council Rules of Procedure; and

WHEREAS, setting the election for Mayor Pro Tem each year in May does not take into account the possible delay in seating the Mayor and City Council members due to run-off elections; and

WHEREAS, because the position of Mayor Pro Tem provides stability and continuity in case of the absence of the Mayor and performs ceremonial duties on behalf of the City, it is the desire of the Mayor and Council Members to revise the Council Rules of Procedure to establish a standing date to hold the election for the position of Mayor Pro Tem at a time that allows all the elected members to participate; and

WHEREAS, it is the intent of the City Council that the May election date for Mayor Pro Tem established in Council Proposal 258 be changed to September and to be effective October 1 of each year.

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

THAT the City Council's Rules of Procedure are amended to add the following provision to Section 4 (Chairman and Duties):



4.1.1. Election of Mayor Pro Tem. The City Council shall elect from its members one person to serve as Mayor Pro Tem on an annual basis during the month of September to be effective October 1st.

Adopted this _____ day of _____ 2012.

ATTEST:

By: _____

Mary Kayser, City Secretary



A Resolution

NO. _____

ESTABLISHING AN ENERGY CONSERVATION GOAL IN COMPLIANCE WITH STATE OF TEXAS LEGISLATIVE ACTION

WHEREAS Senate Bill 898 of the 82nd Legislative Session of 2011 amends the Texas Health and Safety Code § 388.005, to require political subdivisions in nonattainment areas of federal Clean Air Act standards to establish a goal to reduce electricity consumption by at least five percent each state fiscal year for ten years beginning September 1, 2011; and

WHEREAS the City of Fort Worth, Texas (“City”) is a political subdivision located in Tarrant County, a nonattainment area not otherwise exempted from having to establish an energy conservation goal; and

WHEREAS Senate Bill 898 requires the City to file an annual report of energy conservation efforts with the State Energy Conservation Office of Texas (“SECO”) on a form to be provided by SECO; and

WHEREAS a reduction in consumption of electricity at City electricity accounts will reduce electricity generation requirements, which will in turn have a beneficial impact on Electric Reliability Council of Texas (“ERCOT”) system reliability, air quality, and the City’s budget;

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

1. The City Council hereby establishes a goal that its electricity consumption be reduced by five percent each fiscal year for ten years, beginning September 1, 2011; and
2. The City Council agrees to file an annual energy consumption goal compliance report with SECO on a form provided by SECO.

Adopted this _____ day of _____ 2012.

ATTEST:

By: _____

Mary Kayser, City Secretary



ORDINANCE NO. _____

AN ORDINANCE SETTING FORTH AN ITEMIZED ESTIMATE OF THE EXPENSE OF CONDUCTING EACH DEPARTMENT, DIVISION AND OFFICE OF THE MUNICIPAL GOVERNMENT OF THE CITY OF FORT WORTH FOR THE ENSUING FISCAL YEAR BEGINNING OCTOBER 1, 2012, AND ENDING SEPTEMBER 30, 2013, AND APPROPRIATING MONEY FOR THE VARIOUS FUNDS AND PURPOSES OF SUCH ESTIMATE; PROVIDING FOR PUBLIC HEARINGS UPON THIS ORDINANCE BEFORE THE ENTIRE CITY COUNCIL SITTING AS A COMMITTEE OF THE WHOLE; AND PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING A SAVINGS CLAUSE FOR THE REPEAL OF ALL ORDINANCES AND APPROPRIATIONS IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE; AND PROVIDING FOR THE PUBLICATION AND FINAL PASSAGE THEREOF.

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

SECTION 1.

That the appropriation for the ensuing fiscal year beginning October 1, 2012, and ending September 30, 2013, for the different departments and purposes of the City of Fort Worth be fixed and determined as follows:

I. GENERAL FUND

1.	City Attorney	\$5,896,247
2.	City Auditor	\$2,608,330
3.	City Manager	\$6,720,508
4.	City Secretary	\$1,082,740
5.	Code Compliance	\$17,570,149
6.	Financial Management Services	\$7,265,493
7.	Fire	\$121,322,144
8.	Housing and Economic Development	\$5,129,598

9.	Human Resources	\$3,733,152
10.	Library	\$18,516,242
11.	Municipal Court	\$17,238,839
12.	Non-Departmental	\$73,880,800
13.	Parks Community Services	\$42,858,260
14.	Planning and Development	\$12,127,542
15.	Police	\$199,787,614
16.	Transportation and Public Works	\$48,098,657
	GENERAL FUND TOTAL	\$583,836,315

II. CIVIL SERVICE STAFFING

Police Department:

Civil service staffing for the Police Department on October 1, 2012, will consist of 1,594 Authorized Positions as follows: 1,150 officers, 212 detectives, 164 sergeants, 46 lieutenants, 14 captains, 5 majors and 3 deputy chiefs.

Fire Department:

Civil service staffing for the Fire Department on October 1, 2012, will consist of 908 Authorized Positions as follows: 468 firefighters, 201 engineers, 122 lieutenants, 86 captains, 24 battalion chiefs, 4 division chiefs and 3 deputy chiefs.

This ordinance does not create a new classification, rank, or position within the Police Department or the Fire Department. This ordinance does not authorize any change to the number of positions in any existing classification or create any vacancies within the Police Department or the Fire Department.

Attached as Addendum A, and made a part of this ordinance by incorporation, are the salary schedules for Fort Worth Fire Department civil service classifications below the classification of Division Chief and Fort Worth Police Department civil service classifications below the classification of Major for the fiscal year beginning October 1, 2012. These schedules set out the annual base pay for each listed civil service classification in the Fort Worth Fire Department and in the Fort Worth Police Department and provide for additional seniority pay as determined by each civil service employee's anniversary date. The seniority pay provided for in this ordinance is in addition to and not in lieu of the longevity pay provided for by Texas Local Government Code section 141.032.

III. CAPITAL PROJECTS SERVICES FUND

The Capital Projects Services Fund shall be provided with such revenue as may be secured from in-house charges to City departments for the provision of engineering services and other such sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Capital Projects Services, as provided in the budget of the City Manager, which includes a total Capital Projects Services Fund appropriation of \$15,384,983.

IV. CRIME CONTROL AND PREVENTION DISTRICT FUND

The Crime Control and Prevention District Fund shall be provided with such revenue as shall be appropriated to same by the Fort Worth Crime Control and Prevention District in accordance with law, and such money shall be used as provided for by law and the purposes specified by the Fort Worth Crime Control and Prevention District, and as provided in the budget of

the City Manager, which includes a total Crime Control and Prevention District Fund appropriation of \$54,711,925.

V. CULTURE AND TOURISM FUND

The Culture and Tourism Fund shall be provided with such revenue as may be secured from the Hotel/Motel Occupancy Tax and other sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Culture and Tourism Fund, as provided in the budget of the City Manager, which includes a total Culture and Tourism Fund appropriation of \$33,457,613.

VI. ENVIRONMENTAL PROTECTION FUND

The Environmental Protection Fund shall be provided with such revenue as may be secured from the City's environmental protection fee and other such sources as may become available from environmental projects, and such money shall be used to meet the requirements of the Environmental Protection Fund, as provided in the budget of the City Manager, which includes a total Environmental Protection Fund appropriation of \$5,237,257.

VII. EQUIPMENT SERVICES FUND

The Equipment Services Fund shall be provided with such revenue as may be secured from in-house charges to City departments for the performance of maintenance and other operations at the City's three service centers, and other sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Equipment Services Fund, as provided in

the budget of the City Manager, which includes a total Equipment Services Fund appropriation of \$27,626,189.

VIII. GROUP HEALTH AND LIFE INSURANCE FUND

The Group Health and Life Insurance Fund shall be provided with such revenue as may be secured from City contributions from each operating department/fund, from contributions from employees and retirees, and from the various sources included in the budget of the City Manager, and such money shall be used to meet the requirements of the Group Health and Life Insurance Fund, as provided in the budget of the City Manager, which includes a total Group Health and Life Insurance Fund appropriation of \$98,527,867.

IX. INFORMATION SYSTEMS FUND

The Information Systems Fund shall be provided with such revenue as may be secured from in-house transfers from City departments for the provision of basic telephone line service, maintenance of telephone lines and instruments, lease/purchase of telephone instruments and other equipment, support in the operation and maintenance of personal computers, design, fabrication, procurement, installation and maintenance of electronic equipment, maintenance of the trunk system, and other sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Information Systems Fund, as provided in the budget of the City Manager, which includes a total Information Systems Fund appropriation of \$23,916,653.

X. LAKE WORTH TRUST FUND

The Lake Worth Trust Fund shall be provided with such revenue as may be secured from sales

and leases of Lake Worth properties and other sources, as shown in the budget of the City Manager, and such money shall be used to meet requirements of the Lake Worth Trust Fund, as provided in the budget of the City Manager, which includes a total Lake Worth Trust Fund appropriation of \$259,051.

XI. MUNICIPAL AIRPORTS FUND

The Municipal Airports Fund shall be provided with such revenue as may be secured from the various sources included in the budget of the City Manager, and such money shall be used to meet the requirements of the Municipal Airports Fund, as provided in the budget of the City Manager, which includes a total Municipal Airports Fund appropriation of \$4,914,113.

XII. MUNICIPAL GOLF FUND

The Municipal Golf Fund shall be provided with such revenue as may be secured from the Pecan Valley, Rockwood, Z. Boaz, Meadowbrook, and Sycamore Creek Golf Courses and other sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Municipal Golf Fund, as provided in the budget of the City Manager, which includes a total Municipal Golf Fund appropriation of \$4,965,011.

XIII. MUNICIPAL PARKING FUND

The Municipal Parking Fund shall be provided with such revenue as may be secured from commercial off-street parking to employees and citizens and commercial office space leases in the Municipal Parking Garage and other sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Municipal Parking Fund, as provided in

the budget of the City Manager, which includes a total Municipal Parking Fund appropriation of \$6,567,114.

XIV. OFFICE SERVICES FUND

The Office Services Fund shall be provided with such revenue as may be secured from in-house charges to City departments for the provision of microfilming and office copying services, printing and graphics services, plus other in-house functions such as messenger and mail services, and other sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Office Services Fund, as provided in the budget of the City Manager, which includes a total Office Services Fund appropriation of \$1,640,733.

XV. RED LIGHT ENFORCEMENT FUND

The Red Light Enforcement Fund shall be provided with such revenue as may be secured from the automatic red light camera enforcement program and other sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Red Light Enforcement Program, as provided in the budget of the City Manager, which includes a total Red Light Enforcement Fund appropriation of \$11,528,514.

XVI. RISK MANAGEMENT FUND

The Risk Management Fund shall be provided with such revenue as may be secured from City contributions from each operating fund and from the various sources included in the budget of the City Manager, and such money shall be used to meet the requirements of the Risk Management Fund, as provided in the budget of the City Manager, which includes a total Risk Management

Fund appropriation of \$8,029,712.

XVII. SOLID WASTE FUND

The Solid Waste Fund shall be provided with such revenue as may be secured from the collection of municipal solid waste and other sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Solid Waste Fund, as provided in the budget of the City Manager, which includes a total appropriation for the Solid Waste Fund of \$55,545,523.

XVIII. SPECIAL TRUST FUND

The Special Trust Fund shall be provided with such revenue as may be secured from contributions, gifts, and transfers from entities, groups, organizations, or outside sources; and such money shall be used to fund operations in the General Fund and for other specific purposes, which includes a total Special Trust Fund estimated appropriation of \$6,773,257. The total estimate is appropriated to the following departments/funds, and contributed by the listed potential donors:

1. City Manager's Office \$41,000

Potential Donors: Aetna, American Airlines, Artes de la Rosa, Bank of America, Bass Hall for the Performing Arts, Coca Cola Bottling Co., Easter Seals Greater Northwest Texas, Fiesta, Fort Worth Catholic Charities, Fort Worth Chamber of Commerce, Fort Worth Hispanic Chamber of Commerce, Fort Worth Independent School District, Fort Worth Museum of Science and History, Fort Worth Modern Art Museum,

Fort Worth Promotion Fund c/o Mayor's Office, Fort Worth Transportation Authority, Friends of the Fort Worth Public Library, Inc, Fort Worth Public Library Foundation, Goodwill, JPS Health Network, Junior League of Fort Worth, KERA, Mental Health Connection, Metropolitan Black Chamber of Commerce, Multicultural Alliance, Starbucks, State Farm Insurance, Tarrant County College, Tarrant County Government, Tarrant County MHMR, Texas Christian University, Texas Health Resources, Texas Wesleyan University, University of Texas at Arlington, United Way of Tarrant County, Workforce Solutions for Tarrant County, Q Cinema, individual citizen donations and other corporate donations.

2. Code Compliance \$1,450,000

Potential Donors: Wal-Mart, PetSmart, Inc., PetSmart Charities, Sid W. Richardson Foundation, Sophie S. Bass Foundation, Federal Express, Cowtown Loves Shelter Pets, Animal Control Agencies, J.C. Penney, Fort Worth citizens, rescue agencies, individual citizen and anonymous donors.

3. Fire \$151,018

Potential Donors: Tarrant County, Wal-Mart and Sam's Club Foundation, Fire Safety Education Trust, individual citizen donations and other corporate donations.

4. Housing and Economic Development \$5,000

Potential Donors: United States Department of Housing and Urban Development, Fannie Mae Foundation, Fort Worth Housing Authority,

Bank of America Home Loans, Tejas Realty, Century 21-Keller, DFW Metro Housing, Southwest Bank, Texas Foreclosure Prevention Task Force, HOPE Partnership, and other housing service organizations, real estate brokers or mortgage companies.

5. Library \$750,000

Potential Donors: Friends of the Fort Worth Public Library, Inc., The Fort Worth Public Library Foundation, Hazel Vaughn Leigh Trust, and Gray Trust, North Texas Library Partners, Woodhaven Community Development, Inc., Patrons of East Regional Library, and Addie Levy Trust.

6. Parks and Community Services \$3,700,000

Potential Donors: Fort Worth Garden Club, Fort Worth Botanical Society Fuller Foundation, Amon G. Carter Foundation, Mayfest, Inc., Streams and Valleys, Inc., Chesapeake, Johnson Controls, TXU Energy, Oncor, ATMOS Energy, Summer Day Camp Registrants, Friends of the Fort Worth Nature Center, Log Cabin Village Heritage Foundation, Van Zandt Cottage, Nature Center Conservancy, Youth Programs Registrants, Sports Advisory Council, Community Action Partners, Community Centers Advisory Group, Fitness and Recreational Program Registrants, Log Cabin Village, Texas Department of Human Services, Fort Worth Independent School District, Optimist Club, Texas Department of Agriculture, Mobile Recreation Registrants, XTO Energy, Quicksilver Resources, Contract Program Registrants, Fort Worth Lawn and Sprinkler, E Developments,

Fresnel Technologies, Pier 1 Imports, Carter & Burgess, Lockheed Martin, Speedway Children's Charities, Fort Worth & Western Railroad, Reilly Family Foundation, Texas International Energy Partners, Impart Financial, Kline & Co., Southside Bank, The Ryan Foundation, Dubose Family Foundation, Kensington Properties, Justin Brands, Inc., Southwestern Exposition & Livestock, Collins& Mott LP, Perdue, Brandon, Fielder, Collins, Dunaway Associates, LP, Quarles, Westside Unitarian Universalist Church, Tarleton State University, JP Morgan Bank, Freese-Nichols, Inc., Quorum Architects, Inc., Individual Donors, Randy Parham, DDS, Sid Richardson Foundation, Fort Worth Water Department, Goff Family Foundation, Southwest Water, Fort Worth Dog Park Association, The Human Source Foundation, individual citizen donations and other corporate donations.

7. Police

\$666,239

Potential Donors: Foundation, In Memoriam, FWPD Bike Support FWPOA, FWBLEOA, FWLPOA, Bank of Texas, Cash America, National Association of Town Watch, Burros Promotional, Best Impressions, Enviro-Health Systems, Elliott Inc., CVS, Inc., TigerDirect.com, Office Depot, Wal-Mart Foundation, Home Depot, Sports Authority, FedEx Kinko's, Bass Security, Life Fitness, Corporate Express, Best Buy, Kroger Grocery Store, RBI Productions, Supercircuits Inc, Tech Depot, Rent-A-Center, GT Distributors, Corporate Safe Specialists, Sam's Club Foundation, Target, BCI Technologies, Medica-Rents Company, Wiley X

Eyewear, Videology Imaging, Western Hills North Neighborhood Association, Cobham Tracking, AT&T, Kaploss Security, Clickit, John Peterson, Fit For Life, Chesapeake and Anonymous Donors, Police Officers Award Group, and other private and corporate donations.

8. Solid Waste \$10,000

Potential Donors: Bell Helicopter Textron, Coca Cola Bottling Company of North Texas, Fort Worth Star Telegram, Miller Brewing Company, Lockheed Martin, TXU Electric, Burlington Northern Sante Fe Corporation, Tandy RadioShack, Motorola, Green Mountain Energy, Carter Burgess, Silver Creek Materials, Chesapeake Energy Corporation, XTO Energy and Ozarka Spring Water Company, Wal-Mart, Waste Management, Inc. and other corporate donations.

XIX. STORMWATER UTILITY FUND

The Stormwater Utility Fund shall be provided with such revenue as may be secured from the provision of Stormwater services, and such money shall be used to meet the requirements of the Stormwater Utility Fund, as provided in the budget of the City Manager, which includes a total Stormwater Utility Fund appropriation of \$34,694,219.

XX. TEMPORARY LABOR FUND

The Temporary Labor Fund shall be provided with such revenue as may be secured from in-house charges to City departments for the provision of temporary labor services and other such sources as shown by other ordinances heretofore passed, and such money shall be used to meet the

requirements of the Temporary Labor Fund, as provided in the budget of the City Manager, which includes a total Temporary Labor Fund appropriation of \$1,053,878.

XXI. UNEMPLOYMENT COMPENSATION FUND

The Unemployment Compensation Fund shall be provided with such revenue as may be secured by contributions from City operating funds and from the various sources included in the budget of the City Manager, and such money shall be used to meet the requirements of the Unemployment Compensation Fund, as provided in the budget of the City Manager, which includes a total Unemployment Compensation Fund appropriation of \$721,037.

XXII. WATER AND SEWER FUND

The Water and Sewer Fund shall be provided with such revenue as may be secured from the sale of water, sewer services, and other sources as shown by other ordinances heretofore passed, and such money shall be used to meet the requirements of the Water and Sewer Fund as provided in the budget of the City Manager, which includes a total appropriation for the Water and Sewer Fund of \$378,163,041.

XXIII. WORKERS' COMPENSATION FUND

The Workers' Compensation Fund shall be provided with such revenue as may be secured from City contributions from each operating department/fund and from the various sources included in the budget of the City Manager, and such money shall be used to meet the requirements of the Workers' Compensation Fund, as provided in the budget of the City Manager, which includes a total Workers' Compensation Fund appropriation of \$12,665,601.

SECTION 2.

That all appropriation ordinances approved by the City Council effecting this budget for the ensuing fiscal year beginning October 1, 2012, and ending September 30, 2013, are hereby ratified and incorporated into the same.

SECTION 3.

That the distribution and division of the above named appropriations be made in accordance with the budget of expenditures submitted by the City Manager and as revised by the City Council in accordance with the provisions of the City Charter and adopted by the City Council, which budget is made a part of this ordinance by reference thereto and shall be considered in connection with the expenditures of the above appropriations.

SECTION 4.

That on Tuesday, August 7, 2012, the City Manager presented to the City Council his budget estimate; that the City Council of the City of Fort Worth shall sit as a committee of the whole in the Council Chamber at the City Hall in the City of Fort Worth on the 14th day of August, A.D. 2012, at 7:00 o'clock P.M., to hear any complaints, suggestions, or observations that any citizen, taxpayer, or party interested may desire to make with reference to any or all of the provisions of this ordinance; and that such committee shall continue its deliberations from time to time and day to day until the public has been given a full opportunity to be heard.

SECTION 5.

That following the commencement of the public hearings for which provision has been made in the preceding section this ordinance shall be published two times.

SECTION 6.

That this ordinance shall be first published in the official newspaper of the City of Fort Worth, which newspaper is one of general circulation in said City, after its initial reading.

SECTION 7.

That this ordinance shall not be presented for second reading and final passage until ten (10) full days have elapsed after its first publication, as provided by the Charter of said City.

SECTION 8.

That following the second reading and final passage, this ordinance shall again be published in the official newspaper of the City of Fort Worth along with a schedule of changes made by the City Council to the City Manager's originally proposed budget.

SECTION 9.

That should any part, portion, section, or part of a section of this ordinance be declared invalid or inoperative or void for any reason by a court of competent jurisdiction, such decision, opinion, or judgment shall in no way affect the remaining portions, parts, sections, or parts of sections of this ordinance, which provisions shall be, remain, and continue to be in full force and effect.

SECTION 10.

That all ordinances and appropriations for which provisions have heretofore been made are hereby expressly repealed if in conflict with the provisions of this ordinance.

SECTION 11.

That this ordinance shall take effect and be in full force and effect from and after the date of its passage and publication as required by the Charter of the City of Fort Worth, and it is so ordained.

APPROVED AS TO FORM AND LEGALITY:

Sarah J. Fullenwider
City Attorney

Introduced on First Reading: August 14, 2012

Adopted: _____

Effective: _____

FY2013[#]

Job Code	Title	Base Pay A	1st Year B	2nd Year C	3rd Year D	4th Year E	6th Year F	8th Year G	10th Year H	12th Year I	14th Year J	16th Year K
		Base Pay	Base +1	Base +2	Base +3	Base +4	Base +5	Base +6	Base +7	Base +8	Base +9	Base +10
X03 / 1001	POLICE OFFICER	25.09	26.34	27.66	29.04	30.49	31.25	32.03	32.83	33.65	35.33	37.16
	MO	\$4,348.93	\$4,565.60	\$4,794.40	\$5,033.60	\$5,284.93	\$5,416.67	\$5,551.87	\$5,690.53	\$5,832.67	\$6,123.87	\$6,441.07
	AN	\$52,187.20	\$54,787.20	\$57,532.80	\$60,403.20	\$63,419.20	\$65,000.00	\$66,622.40	\$68,286.40	\$69,992.00	\$73,486.40	\$77,292.80
	OT*	\$37.64	\$39.51	\$41.49	\$43.56	\$45.74	\$46.88	\$48.05	\$49.25	\$50.48	\$53.00	\$55.74
X04 / 1002	POLICE CORPORAL					4th Year E	6th Year F	8th Year G	10th Year H	12th Year I	14th Year J	16th Year K
						Base Pay	Base +1	Base +2	Base +3	Base +4	Base +5	Base +6
	MO					33.66	34.50	35.36	36.24	37.15	39.01	41.02
	AN					\$5,834.40	\$5,980.00	\$6,129.07	\$6,281.60	\$6,439.33	\$6,761.73	\$7,110.13
	OT*					\$70,012.80	\$71,760.00	\$73,548.80	\$75,379.20	\$77,272.00	\$81,140.80	\$85,321.60
X07 / 1003	POLICE SERGEANT						6th year F	8th Year G	10th Year H	12th Year I	14th Year J	16th Year K
							Base Pay	Base +1	Base +2	Base +3	Base +4	Base +5
	MO						38.04	38.99	39.96	40.96	43.01	45.20
	AN						\$6,593.60	\$6,758.27	\$6,926.40	\$7,099.73	\$7,455.07	\$7,834.67
	OT*						\$79,123.20	\$81,099.20	\$83,116.80	\$85,196.80	\$89,460.80	\$94,016.00
X08 / 1004	POLICE LIEUTENANT								10th year H	12th Year I	14th Year J	16th Year K
									Base Pay	Base +1	Base +2	Base +3
	MO								44.03	45.13	47.39	49.83
	AN								\$7,631.87	\$7,822.53	\$8,214.27	\$8,637.20
	OT*								\$91,582.40	\$93,870.40	\$98,571.20	\$103,646.40
X09 / 1005	POLICE CAPTAIN									12th year I	14th Year J	16th Year K
										Base Pay	Base +1	Base +2
	MO									49.78	52.27	54.93
	AN									\$8,628.53	\$9,060.13	\$9,521.20
	OT*									\$103,542.40	\$108,721.60	\$114,254.40

During 4th year of contract, all officers received 3.25%. Those individuals that were beyond the "L" step from previous years were on the "K" step for the FY11-12 pay plan. These individuals have caught up to the pay due in part because the last 2 steps were transformed into 5% steps. The last step (for 16th year of service) in FY11-12 cycle was intentionally calculated beyond the 5% step amount (difference between step J & K) for each rank in order to encompass all officers to be within the step plan in the final year of the initial term of the contract.

*All listed overtime rates are estimated minimum overtime rates reflecting base pay only. Actual overtime rates will also include other eligible pay elements for each individual officer.

[#]In accordance with the terms of the current Meet and Confer Agreement, FY2013 is the "evergreen" period, and the FY2011-12 pay plan remains in effect until such time as negotiations between the City and the Fort Worth Police Officers Association have been completed. If a new contract is adopted during the fiscal year, a new pay plan may need to be adopted to reflect the terms of the new agreement.

FY2013

AVERAGE 56 HOUR SCHEDULE

Title	Job Code		A	B	C	D	E	F
FIRE FIGHTER	Y01 / 1032	HR	\$17.06	\$17.91	\$18.81	\$19.75	\$20.74	\$21.77
		MO	\$4,141	\$4,347	\$4,564	\$4,793	\$5,032	\$5,283
		AN	\$49,691	\$52,166	\$54,766	\$57,512	\$60,382	\$63,398
		OT*	\$25.59	\$26.87	\$28.22	\$29.63	\$31.11	\$32.66
FIRE ENGINEER	Y02 / 1031	HR	\$22.69	\$23.83				
		MO	\$5,507	\$5,782				
		AN	\$66,082	\$69,389				
		OT*	\$34.04	\$35.75				
FIRE LIEUTENANT	Y03 / 1030	HR	\$24.91	\$26.15				
		MO	\$6,044	\$6,346				
		AN	\$72,530	\$76,149				
		OT*	\$37.37	\$39.23				
FIRE CAPTAIN	Y04 / 1029	HR	\$27.77	\$29.16				
		MO	\$6,739	\$7,075				
		AN	\$80,870	\$84,906				
		OT*	\$41.66	\$43.74				
FIRE BATTALION CHIEF	Y05 / 1028	HR	\$31.73	\$33.31				
		MO	\$7,700	\$8,084				
		AN	\$92,394	\$97,011				
		OT*	\$47.59	\$49.97				

40 HOUR SCHEDULE

Job Title	Job Code		A	B	C	D	E	F
FIRE FIGHTER	Y01 / 1032	HR	\$23.89	\$25.08	\$26.33	\$27.65	\$29.03	\$30.48
		MO	\$4,141	\$4,347	\$4,564	\$4,793	\$5,032	\$5,283
		AN	\$49,691	\$52,166	\$54,766	\$57,512	\$60,382	\$63,398
		OT*	\$35.84	\$37.62	\$39.50	\$41.48	\$43.55	\$45.72
FIRE ENGINEER	Y02 / 1031	HR	\$31.77	\$33.36				
		MO	\$5,507	\$5,782				
		AN	\$66,082	\$69,389				
		OT*	\$47.66	\$50.04				
FIRE LIEUTENANT	Y03 / 1030	HR	\$34.87	\$36.61				
		MO	\$6,044	\$6,346				
		AN	\$72,530	\$76,149				
		OT*	\$52.31	\$54.92				
FIRE CAPTAIN	Y04 / 1029	HR	\$38.88	\$40.82				
		MO	\$6,739	\$7,075				
		AN	\$80,870	\$84,906				
		OT*	\$58.32	\$61.23				
FIRE BATTALION CHIEF	Y05 / 1028	HR	\$44.42	\$46.64				
		MO	\$7,700	\$8,084				
		AN	\$92,394	\$97,011				
		OT*	\$66.63	\$69.96				

*All listed overtime rates are estimated minimum overtime rates reflecting base pay only. Actual overtime rates will also include other eligible pay elements for each individual firefighter.

**SCHEDULE OF CHANGES
MADE BY THE CITY COUNCIL
TO THE CITY MANAGER'S
PROPOSED FY2013 BUDGET**

EXPLANATION OF REVENUE CHANGES:

Original General Fund Revenue Estimate: \$543,009,908

Property Tax

Original Estimate	\$288,965,698	\$331,185
Revised Estimate	\$289,296,883	

An increase of \$331,185 has been made to the current property tax revenue based on the final July certified appraisal roll received from Parker County after the proposed budget was delivered.

Sales Tax

Original Estimate	\$108,798,434	\$0
Revised Estimate	\$108,798,434	
No Change		

Other Local Taxes

Original Estimate	\$8,007,608	\$0
Revised Estimate	\$8,007,608	
No Change		

Licenses & Permits

Original Estimate	\$46,965,327	\$0
Revised Estimate	\$46,965,327	
No Change		

Fines & Forfeitures

Original Estimate	\$19,149,638	\$0
Revised Estimate	\$19,149,638	
No Change		

Use of Money & Property

Original Estimate	\$3,656,725	\$0
Revised Estimate	\$3,656,725	
No Change		

From Other Agencies

Original Estimate	\$1,255,507	\$0
Revised Estimate	\$1,255,507	
No Change		

Service Charges

Original Estimate	\$23,887,960	\$0
Revised Estimate	\$23,887,960	
No Change		

Other Revenue

Original Estimate	\$253,489	\$0
Revised Estimate	\$253,489	
No Change		

Transfers

Original Estimate	\$42,069,522	\$0
Revised Estimate	\$42,069,522	
No Change		

General Fund Revenue Total**\$543,341,093****Net Changes from City Manager's Proposed Budget****\$331,185****Use of Fund Balance**

Original Estimate	\$40,584,671	(\$89,449)
Revised Estimate	\$40,495,222	
Variance in excess fund balance used to balance the FY2013 budget and fund critical services.		

Changes in fund balance use from City Manager's Proposed Budget**\$241,736**

EXPLANATION OF APPROPRIATION CHANGES:

Original General Fund Appropriation:		\$583,594,579
City Attorney's Office		
Original Estimate	\$5,896,247	\$0
Revised Estimate	\$5,896,247	
No Changes		
City Auditor's Office		
Original Estimate	\$2,608,330	\$0
Revised Estimate	\$2,608,330	
No Changes		
City Manager's Office		
Original Estimate	\$6,720,508	\$0
Revised Estimate	\$6,720,508	
No Changes		
City Secretary's Office		
Original Estimate	\$1,082,740	\$0
Revised Estimate	\$1,082,740	
No Changes		
Code Compliance Department		
Original Estimate	\$17,570,149	\$0
Revised Estimate	\$17,570,149	
No Changes		
Financial Management Services Department		
Original Estimate	\$7,265,493	\$0
Revised Estimate	\$7,265,493	
No Changes		
Fire Department		
Original Estimate	\$121,322,144	\$0
Revised Estimate	\$121,322,144	
No Changes		

Housing and Economic Development Department

Original Estimate	\$5,129,598	\$0
Revised Estimate	\$5,129,598	

No Changes

Human Resources Department

Original Estimate	\$3,733,152	\$0
Revised Estimate	\$3,733,152	

No Changes

Library Department

Original Estimate	\$18,516,242	\$0
Revised Estimate	\$18,516,242	

No Changes

Municipal Court Department

Original Estimate	\$17,238,839	\$0
Revised Estimate	\$17,238,839	

No Changes

Non-Departmental

Original Estimate	\$73,639,064	\$241,736
Revised Estimate	\$73,880,800	

The budget increased by \$241,736 for the City's revised funding of the radio system replacement project. Additionally, while the Arts Council funding of \$799,690 remained the same, there was a change in the allocation. The Community Arts Center increased by \$50,000 from \$150,000 to \$200,000, the Sister Cities decreased by (\$75,000) from \$75,000 to \$0 and the Arts De La Rosa increased by \$13,000 from \$37,000 to \$50,000. The remaining \$549,690, an increase of \$12,000 will be allocated to the organizations funded by the Arts Council.

Parks and Community Services Department

Original Estimate	\$42,858,260	\$0
Revised Estimate	\$42,858,260	

No Changes

Planning & Development Department

Original Estimate	\$12,127,542	\$0
Revised Estimate	\$12,127,542	

No Changes

Police Department

Original Estimate	\$199,787,614	\$0
Revised Estimate	\$199,787,614	

No Changes

TPW Department

Original Estimate	\$48,098,657	\$0
Revised Estimate	\$48,098,657	

The budget decreased by \$50,040 for a reduction in street maintenance funding. The budget increased by \$50,040 by restoring a customer service representative position. Due to the offset, the Department expenditure amount does not change, however, authorized positions increase by one.

Revised General Fund Appropriation Total**\$583,836,315****Net Changes from City Manager's Proposed Budget****\$241,736**

Enterprise, Internal Service and Special Funds:

Municipal Airports Fund

Original Revenue Estimate	\$4,914,113	\$0
Revised Revenue Estimate	\$4,914,113	

No Changes

Original Proposed Appropriation	\$4,914,113	\$0
Revised Appropriation	\$4,914,113	

No Changes

Municipal Golf Fund

Original Revenue Estimate	\$4,965,011	\$0
Revised Revenue Estimate	\$4,965,011	

No Changes

Original Proposed Appropriation	\$4,965,011	\$0
Revised Appropriation	\$4,965,011	

No Changes

Municipal Parking Fund

Original Revenue Estimate	\$6,567,114	\$0
Revised Revenue Estimate	\$6,567,114	

No Changes

Original Proposed Appropriation	\$6,567,114	\$0
Revised Appropriation	\$6,567,114	

No Changes

Solid Waste Fund

Original Revenue Estimate	\$54,962,868	\$0
Revised Revenue Estimate	\$54,962,868	

No Changes

Original Proposed Appropriation	\$55,545,523	\$0
Revised Appropriation	\$55,545,523	

No Changes

Stormwater Utility Fund

Original Revenue Estimate	\$34,694,219	\$0
Revised Revenue Estimate	\$34,694,219	

No Changes

Original Proposed Appropriation	\$34,694,219	\$0
Revised Appropriation	\$34,694,219	

No Changes

Water and Sewer Fund

Original Revenue Estimate	\$378,163,041	\$0
Revised Revenue Estimate	\$378,163,041	

No Changes

Original Proposed Appropriation	\$378,163,041	\$0
Revised Appropriation	\$378,163,041	

No Changes

Capital Projects Service Fund

Original Revenue Estimate	\$15,384,983	\$0
Revised Revenue Estimate	\$15,384,983	

No Changes

Original Proposed Appropriation	\$15,384,983	\$0
Revised Appropriation	\$15,384,983	

No Changes

Equipment Services Fund

Original Revenue Estimate	\$27,626,189	\$0
Revised Revenue Estimate	\$27,626,189	

No Changes

Original Proposed Appropriation	\$27,626,189	\$0
Revised Appropriation	\$27,626,189	

No Changes

Information Systems Fund

Original Revenue Estimate	\$23,916,653	\$0
Revised Revenue Estimate	\$23,916,653	

No Changes

Original Proposed Appropriation	\$23,916,653	\$0
Revised Appropriation	\$23,916,653	

No Changes

Office Services Fund

Original Revenue Estimate	\$1,640,733	\$0
Revised Revenue Estimate	\$1,640,733	

No Changes

Original Proposed Appropriation	\$1,640,733	\$0
Revised Appropriation	\$1,640,733	

No Changes

Temporary Labor Fund

Original Revenue Estimate	\$1,053,878	\$0
Revised Revenue Estimate	\$1,053,878	

No Changes

Original Proposed Appropriation	\$1,053,878	\$0
Revised Appropriation	\$1,053,878	

No Changes

Culture and Tourism Fund

Original Revenue Estimate	\$33,457,613	\$0
Revised Revenue Estimate	\$33,457,613	

No Changes

Original Proposed Appropriation	\$33,457,613	\$0
Revised Appropriation	\$33,457,613	

No Changes

Environmental Protection Fund

Original Revenue Estimate	\$4,423,126	\$0
Revised Revenue Estimate	\$4,423,126	

No Changes

Original Proposed Appropriation	\$5,237,257	\$0
Revised Appropriation	\$5,237,257	

No Changes

Group Health & Life Insurance Fund

Original Revenue Estimate	\$99,485,455	\$0
Revised Revenue Estimate	\$99,485,455	

No Changes

Original Proposed Appropriation	\$98,527,867	\$0
Revised Appropriation	\$98,527,867	

No Changes

Red Light Enforcement Fund

Original Revenue Estimate	\$11,528,514	\$0
Revised Revenue Estimate	\$11,528,514	

No Changes

Original Proposed Appropriation	\$11,528,514	\$0
Revised Appropriation	\$11,528,514	

No Changes

Risk Management Fund

Original Revenue Estimate	\$8,029,712	\$0
Revised Revenue Estimate	\$8,029,712	

No Changes

Original Proposed Appropriation	\$8,029,712	\$0
Revised Appropriation	\$8,029,712	

No Changes

Workers' Compensation Fund

Original Revenue Estimate	\$12,665,601	\$0
Revised Revenue Estimate	\$12,665,601	

No Changes

Original Proposed Appropriation	\$12,665,601	\$0
Revised Appropriation	\$12,665,601	

No Changes

ORDINANCE NO. _____

AN ORDINANCE SETTING FORTH AN ESTIMATE OF THE EXPENSE OF THE GENERAL DEBT SERVICE FUND OF THE MUNICIPAL GOVERNMENT OF THE CITY OF FORT WORTH FOR THE ENSUING FISCAL YEAR BEGINNING OCTOBER 1, 2012, AND ENDING SEPTEMBER 30, 2013, AND APPROPRIATING MONEY FOR THE GENERAL DEBT SERVICE FUND AND PURPOSE OF SUCH ESTIMATE; APPROPRIATING MONEY TO PAY INTEREST AND PRINCIPAL SINKING FUND REQUIREMENT ON ALL OUTSTANDING GENERAL INDEBTEDNESS; PROVIDING FOR PUBLIC HEARINGS UPON THIS ORDINANCE BEFORE THE ENTIRE CITY COUNCIL SITTING AS A COMMITTEE OF THE WHOLE; AND PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING A SAVINGS CLAUSE FOR THE REPEAL OF ALL ORDINANCES AND APPROPRIATIONS IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE; AND PROVIDING FOR THE PUBLICATION AND FINAL PASSAGE THEREOF.

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

SECTION 1.

That the appropriation for the ensuing fiscal year beginning October 1, 2012, and ending September 30, 2013, for General Debt Service Fund, for the purpose of paying interest and principal and creating a sinking fund for all outstanding general indebtedness be estimated as \$71,949,275.

SECTION 2.

That all appropriation ordinances approved by the City Council effecting this budget for the ensuing fiscal year beginning October 1, 2012, and ending September 30, 2013, are hereby ratified and incorporated into the same.

SECTION 3.

That the distribution and division of the above named appropriations be made in accordance with the budget of expenditures submitted by the City Manager and as revised by the City Council in accordance with the provisions of the City Charter and adopted by the City Council, which budget is made a part of this ordinance by reference thereto and shall be considered in connection with the expenditures of the above appropriations.

SECTION 4.

That on Tuesday, August 7, 2012, the City Manager presented to the City Council his budget estimate; that the City Council of the City of Fort Worth shall sit as a committee of the whole in the Council Chamber at the City Hall in the City of Fort Worth on the 14th day of August, A.D. 2012, at 7:00 o'clock P.M., to hear any complaints, suggestions, or observations that any citizen, taxpayer, or party interested may desire to make with reference to any or all of the provisions of this ordinance; and that such committee shall continue its deliberations from time to time and day to day until the public has been given a full opportunity to be heard.

SECTION 5.

That should any part, portion, section, or part of a section of this ordinance be declared invalid or inoperative or void for any reason by a court of competent jurisdiction, such decision, opinion, or judgment shall in no way affect the remaining portions, parts, sections, or parts of sections of this ordinance, which provisions shall be, remain, and continue to be in full force and effect.

SECTION 6.

That all ordinances and appropriations for which provisions have heretofore been made are hereby expressly repealed if in conflict with the provisions of this ordinance.

SECTION 7.

That following the commencement of the public hearings for which provision has been made in accordance with the preceding section 4, this ordinance shall take effect and be in full force and effect from and after the date of its passage and publication as required by the Charter of the City of Fort Worth, and it is so ordained.

APPROVED AS TO FORM AND LEGALITY:

Sarah J. Fullenwider
City Attorney

Introduced on First Reading: August 14, 2012

Adopted: _____

Effective: _____

ORDINANCE NO. _____

AN ORDINANCE PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL AD VALOREM TAX ON ALL PROPERTY, REAL, PERSONAL AND MIXED, SITUATED WITHIN THE TERRITORIAL LIMITS OF THE CITY OF FORT WORTH, TEXAS, AND ALL PERSONAL PROPERTY OWNED IN SAID CITY OF FORT WORTH, TEXAS, ON THE FIRST DAY OF JANUARY, A.D. 2012, EXCEPT SUCH PROPERTY AS MAY BE EXEMPT FROM TAXATION BY THE CONSTITUTION AND LAWS OF THE STATE OF TEXAS; AND PROVIDING FOR A PENALTY; AND PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING A SAVINGS CLAUSE FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE; AND PROVIDING FOR THE PUBLICATION AND FINAL PASSAGE THEREOF.

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

SECTION 1.

There is hereby levied, adopted and shall be collected by the City of Fort Worth, Texas, as provided by law, an annual ad valorem tax for the year 2012, at the rate of \$0.8550 on every one hundred dollar (\$100.00) valuation on all property, real, personal and mixed, situated in, and all personal property owned in, the City of Fort Worth, Texas, on the first day of January, A.D. 2012, liable under the law to taxation and not exempt therefrom by the Constitution and laws of the State of Texas. The ad valorem tax rate is divided into a maintenance and operation levy of \$0.6859 for general fund operations and a debt levy of \$0.1691 for servicing outstanding debt obligations.

SECTION 2.

The debt portion of the tax levy, which is hereinbefore made, is to provide for the payment of interest and to create a redemption fund to discharge and pay principal and interest on any general obligations due or owing by the City of Fort Worth, Texas, and shall not be taken as an addition to levies for the same purpose in the respective ordinances authorizing and creating such

obligations, but the levy hereinbefore made is made pursuant to and for the purpose of carrying out and complying with the provisions of said prior ordinances. The General Debt Service Fund shall receive payment of nineteen, and seventy-eight hundredths percent (19.78%) of the current taxes collected.

SECTION 3.

The taxes provided for herein are levied upon all taxable property, real, personal and mixed, situated in, and all personal property owned in, the City of Fort Worth, Texas, as assessed, valued and described in the assessment tax rolls and the tax books of the City of Fort Worth, Texas, for the year 2012, and any supplemental assessments thereof, as the same have been or shall be presented to the City Council of the City of Fort Worth, Texas, by the Assessor and Collector of Taxes of said City of Fort Worth, Texas. THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE DUE TO INCREASED PROPERTY VALUATIONS. HOWEVER, BECAUSE A PORTION OF THE TAX RATE ALLOCATED FOR OPERATIONS AND MAINTENANCE HAS BEEN SHIFTED TO DEBT SERVICE, AT THIS TAX RATE, A PROPERTY VALUED AT \$100,000 WOULD PAY \$15.00 LESS FOR OPERATIONS AND MAINTENANCE THAN IN THE PREVIOUS YEAR.

SECTION 4.

The taxes provided for herein are due on receipt of a tax bill and are delinquent if not paid before February 1, 2013. Unless otherwise specifically set forth by law, failure to send or receive the tax bill shall not, however, affect the validity of the taxes, penalty or interest herein imposed, the

due date, the existence of a tax lien, or any procedure instituted to collect such taxes, penalty or interest.

SECTION 5.

If a person pays one-half of the taxes required to be paid by virtue of this Ordinance before December 1, 2012, he or she may pay the remaining one-half of such taxes without penalty or interest at any time before July 1, 2013.

SECTION 6.

(a) A delinquent tax incurs a penalty of six percent (6%) of the amount of the tax for the first calendar month it is delinquent plus one percent (1%) for each additional month or portion of a month the tax remains unpaid prior to July 1, 2013. However, a tax delinquent on July 1, 2013, incurs a total penalty of twelve percent (12%) of the amount of the delinquent tax without regard to the number of months the tax has been delinquent.

(b) If a person who exercises the split payment option provided by Section 5 above fails to make the second payment before July 1, 2013, the second payment is delinquent and incurs a penalty of twelve percent (12%) of the amount of the unpaid tax.

SECTION 7.

In addition to the penalty set out above, a delinquent tax accrues interest at a rate of one percent (1%) for each month or portion of a month the tax remains unpaid. Said interest of one percent (1%) per month shall be added to said taxes in the event the payment thereof shall become delinquent as above set forth, and said interest shall attach on the first day of each month thereafter

until the taxes shall have been paid, which interest and the penalty provided for above shall be and become a part of said taxes and be payable as such.

SECTION 8.

A tax that becomes delinquent on or after February 1, 2013, but not later than May 1, 2013, and that remains delinquent on July 1, 2013, shall incur an additional penalty of twenty percent (20%) of the amount of the delinquent tax, penalty and interest to defray costs of collection. Such twenty percent (20%) penalty and collection procedures are imposed pursuant to Sections 6.30 and 33.07 of the Property Tax Code and are in addition to the other penalties and interest which are due and owing according to law.

SECTION 9.

A tax that becomes delinquent on or after June 1, 2013, under Section 26.07(f), 26.15(e), 31.03, 31.031, 31.032, 31.04, or 42.42 of the Tax Code shall incur an additional penalty of twenty percent (20%) of the amount of taxes, penalty, and interest due, to defray costs of collection, pursuant to Section 33.08 of the Property Tax Code. Such additional penalty is in addition to the other penalties and interest which are due and owing according to law.

SECTION 10.

A tax imposed on tangible personal property that becomes delinquent on or after February 1, 2013, shall incur an additional penalty of twenty percent (20%) pursuant to Property Tax Code Section 33.11, on the later of the date the tax becomes subject to the outside attorney collection contract of Section 6.30 of the Tax Code or 60 days after the date the taxes become delinquent.

Such additional penalty is in addition to the other penalties and interest which are due and owing according to law.

SECTION 11.

Such taxes, penalty and interest shall be and become a lien upon the property on which the taxes are levied, as prescribed by the Charter of the City of Fort Worth, Texas, and the laws of the State of Texas, and such lien shall be and is hereby made a paramount, first and superior lien to all other liens whatsoever on the property on which said taxes are levied.

SECTION 12.

Should any part, portion, section or part of a section of this ordinance be declared invalid or inoperative or void for any reason by a court of competent jurisdiction, such decision, opinion or judgment shall in no way affect the remaining portions, parts, sections or parts of sections of this ordinance, which provision shall be, remain and continue to be in full force and effect.

SECTION 13.

That all ordinances for which provisions have heretofore been made are hereby expressly repealed if in conflict with the provisions of this ordinance.

SECTION 14.

This ordinance shall take effect and be in full force and effect from and after the date of its passage and publication as required by the Charter of the City of Fort Worth, and it is so ordained.

APPROVED AS TO FORM AND LEGALITY:

Sarah J. Fullenwider
City Attorney

Introduced on First Reading: August 14, 2012

Adopted: _____

Effective: _____

City of Fort Worth, Texas
Mayor and Council Communication

DATE: Tuesday, September 18, 2012

LOG NAME:

REFERENCE NO.: **OCS-1862

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, September 12, 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, September 18, 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
James & Leah Keyes	9/6/2012	9/5/2012	5200 McCart Ave	Auto Damage	City vehicle rear-ended vehicle.	TPW	No	No
Joy M. Thomas-Ross	8/23/2012	9/6/2012	Pennsylvania & College Avenue	Bodily Injury	Claimant fell into an unmarked hole in sidewalk.	TPW	No	Yes
Layla E. Almandares	9/6/2012	9/5/2012	CFW Auto Pound	Reimbursement	Reimbursement for tow fee & damage.	Police	No	No
Caliber Bodyworks of	9/7/2012	5/15/2012	2501 W. 7th Street	Property Damage	Sewer line blockage.	Water	Yes	No
Denise Berger	9/5/2012	5/29/2012	I-30 prior to Summit Exit	Auto Damage	CFW driver changed lanes into citizen vehicle.	TPW	Yes	No
Carey Estes	9/5/2012	8/16/2012	West I-30, 6400 Block	Auto Damage	Rear-ended by PD vehicle.	Police	Yes	No
David Bell	9/11/2012	4/1/2012	1400 Kuroki Street	Property Damage	Tree fell over & broke fence.	PACS	No	No

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Susana Yanez	9/10/2012	7/31/2012	Intersection of 8th Ave. & Rosedale	Bodily Injury	Tripped on metal wire.	TPW	No	Yes
Gregory Garcia	9/11/2012	7/27/2012	I-35 West N/B Service Rd.	Bodily Injury	Stepped into uncovered manhole.	TPW	No	Yes
Avis A. Fuller	9/12/2012	6/2/2012	Fort Worth City Pound	Reimbursement	Cash missing from impounded vehicle.	Police	No	No
TD Industries	9/12/2012	9/7/2012	Whataburger/B each Street	Auto Damage	CFW Vehicle backed into claimant's vehicle.	Water	Yes	No
Thelma McIntosh	9/12/2012	4/1/2011	2024 Wenneca Avenue	Property Damage	Fire allegedly due to contractors work.	HED	Yes	No
Linda Jarvis	9/12/2012	7/16/2012	Bryce Canyon Drive	Property Damage	House shifting/damage due to construction.	TPW	No	No

No Documents for this Section

No Documents for this Section

No Documents for this Section

No Documents for this Section