



**SUMMARY OF MEETINGS AND ACTIVITIES  
MONDAY, OCTOBER 8, 2012, THROUGH FRIDAY, OCTOBER 12, 2012**

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**MONDAY, OCTOBER 8, 2012**

	<b><u>TIME</u></b>	<b><u>LOCATION</u></b>
Commission for Women	11:30 a.m.	Fort Worth Business Assistance Center 1150 South Freeway
Historic and Cultural Landmarks Commission Work Session	12:30 p.m.	Pre-Council Chamber
Historic and Cultural Landmarks Commission Public Hearing	2:00 p.m.	Council Chamber
Fort Worth Advisory Commission on Ending Homelessness	4:00 p.m.	Pre-Council Chamber
Art Commission	5:30 p.m.	Fort Worth Community Arts Center 1300 Gendy Street

**TUESDAY, OCTOBER 9, 2012**

Legislative and Intergovernmental Affairs Committee	2:00 p.m.	Pre-Council Chamber
Infrastructure and Transportation Committee	3:00 p.m.	Pre-Council Chamber
Pre-Council Meeting	4:00 p.m.	Pre-Council Chamber
Council Meeting	7:00 p.m.	Council Chamber

**WEDNESDAY, OCTOBER 10, 2012**

Zoning Commission Work Session	9:00 a.m.	Pre-Council Chamber
Zoning Commission Public Hearing	10:00 a.m.	Council Chamber
Golf Advisory Committee Workshop	3:00 p.m.	Ben Hogan Learning Center Rockwood Golf Course 1851 Jacksboro Highway

This summary is compiled from data furnished to the Office of the City Secretary by 12:00 p.m. on October 4, 2012, and may not include all meetings to be conducted during the week of October 8, 2012 through October 12, 2012. It is a summary listing only. See individual agendas which are posted in compliance with the Texas Open Meetings Act for detailed information.



**SUMMARY OF MEETINGS AND ACTIVITIES  
MONDAY, OCTOBER 8, 2012, THROUGH FRIDAY, OCTOBER 12, 2012**

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<b><u>WEDNESDAY, OCTOBER 10, 2012</u></b> (Continued)	<b><u>TIME</u></b>	<b><u>LOCATION</u></b>
Golf Advisory Committee Meeting	4:00 p.m.	Ben Hogan Learning Center Rockwood Golf Course 1851 Jacksboro Highway
Community Development Council	6:00 p.m.	Pre-Council Chamber
<b><u>THURSDAY, OCTOBER 11, 2012</u></b>		
Mayor's Committee on Persons with Disabilities	8:30 a.m.	Pre-Council Chamber
Fort Worth After School Coordinating Board	11:30 a.m.	Fort Worth Independent School District 2903 Shotts, Board Conference Room
Construction and Fire Prevention Board of Appeals	2:00 p.m.	City Hall Development Conference Room Lower Level
<b><u>FRIDAY, OCTOBER 12, 2012</u></b>		
No Meetings		

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**LEGISLATIVE AND INTERGOVERNMENTAL AFFAIRS COMMITTEE MEETING  
TUESDAY, OCTOBER 9, 2012  
2:00 P.M.  
PRE-COUNCIL CHAMBER, CITY HALL  
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

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**INFRASTRUCTURE AND TRANSPORTATION COMMITTEE MEETING  
TUESDAY, OCTOBER 9, 2012  
3:00 P.M.  
PRE-COUNCIL CHAMBER, CITY HALL  
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

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**PRE-COUNCIL MEETING  
TUESDAY, OCTOBER 9, 2012  
4:00 P.M.  
**(NOTE TIME CHANGE)**  
PRE-COUNCIL CHAMBER, CITY HALL  
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

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1. Report of the City Manager - **Tom Higgins, City Manager**
  - a. Changes to the City Council Agenda
  - b. Upcoming and Recent Events
  - c. Organizational Updates and Employee Recognition(s)
  - d. Informal Reports
    - [IR 9517: FY 2013 General Fund Budget Impact: Water and Sewer Fund Rates](#)
2. Current Agenda Items - **City Council Members**
  - a. Overview of Significant Zoning Cases - **Jocelyn Murphy, Planning and Development**
3. Responses to Items Continued from a Previous Week
4. Council Proposal No. 291 - Waiver of Festival Equipment Rental Fee for the Harambee Festival - **Council Member Kelly Allen Gray and Council Member Frank Moss**  
Attachment(s):
  - [Council Proposal 291 - Attached.pdf](#)
5. Briefing on Speed Cushion Program - **Douglas Wiersig, Transportation and Public Works**
6. City Council Requests for Future Agenda Items and/or Reports
7. Executive Session (PRE-COUNCIL CHAMBER) - **SEE ATTACHMENT A**  
Attachment(s):
  - [Executive Session - Attachment A.pdf](#)

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***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, October 9, 2012**

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

1. Seek the advice of its attorneys concerning the following pending or contemplated litigation or other matters that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules, as authorized by Section 551.071 of the Texas Government Code:
  - a. Legal issues concerning 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 7:00 P.M. TUESDAY, OCTOBER 09, 2012  
CITY COUNCIL CHAMBER, CITY HALL  
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

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**I. CALL TO ORDER**

**II. INVOCATION** - Dr. Donald Hogg, Westminster Presbyterian Church

**III. PLEDGE OF ALLEGIANCE**

**IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF OCTOBER 2, 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-17699](#) - Ratify Purchase in the Amount of \$67,073.10 from WMD Tech LLC, for Regional Arson and Bomb Training for Ten Area Bomb Squads Hosted by Fort Worth Fire Department's Arson/Bomb Unit (ALL COUNCIL DISTRICTS)
2. [M&C G-17700](#) - Authorize Acceptance of Funds from Tarrant County 9-1-1 District in the Amount of \$372,393.00 for the Public Safety Answering Point's Assistance Reimbursement Program for the Fiscal Year 2013 and Adopt Supplemental Appropriation Ordinance (ALL COUNCIL DISTRICTS)

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

1. [M&C P-11439](#) - Authorize Non-Exclusive Purchase Agreements with Promotional Designs, Inc., Cen-Tex Uniform Sales, Inc., and R4 Industries, Inc., for Standard Work Uniforms for all City Departments in the Amount of \$375,000.00 for the First Year (ALL COUNCIL DISTRICTS)
2. [M&C P-11440](#) - Authorize Purchase Agreement with W.W. Grainger, Incorporated for Maintenance, Repair and Operating Supplies for all City Departments Using a Cooperative Contract in the Amount of \$1,000,000.00 for the First Year and Authorize Execution of an Incremental Incentive Agreement (ALL COUNCIL DISTRICTS)
3. [M&C P-11441](#) - Authorize a Sole Source Purchase Agreement with Westech Engineering, Inc., for Westech Clarifier Parts and Service for the Water Department in the Amount of \$60,000.00 for the First Year (ALL COUNCIL DISTRICTS)
4. [M&C P-11442](#) - Authorize a Sole Source Purchase Agreement with Environmental System Research Institute, Inc., for Geographical Information Systems Software License Renewal, Maintenance, Services and Training for the

Information Technology Solutions Department in the Amount of \$150,000.00 for the First Year (ALL COUNCIL DISTRICTS)

5. [M&C P-11443](#) - Authorize Purchase of a Wheeled Excavator from Kirby Smith Machinery, Inc., Using a Cooperative Contract for the Transportation and Public Works Department in the Amount of \$252,385.00 (ALL COUNCIL DISTRICTS)

**C. Land - Consent Items**

1. [M&C L-15444](#) - Authorize Direct Sale of a Tax-Foreclosed Property Located at 1312 Carson Street to the Garden of Eden Neighborhood Association in the Amount of \$30,091.55, in Accordance with Section 34.05 of the Texas Tax Code for Use as a Community Garden (COUNCIL DISTRICT 4)
2. [M&C L-15445](#) - Authorize Direct Sale of Two Tax-Foreclosed Properties Located at 5132 Farnsworth Avenue and 5132 Helmick Avenue to the City of Fort Worth in the Amount of \$4,931.54 and Authorize Purchase of Two Tax-Foreclosed Properties Located at 5132 Farnsworth Avenue and 5132 Helmick Avenue by the City of Fort Worth in the Amount of \$4,931.54, Plus Closing Costs and Post Judgment Taxes Due in the Amount of \$4,357.26 for the East Como Channel Improvements Project (COUNCIL DISTRICT 7)

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

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

1. [M&C C-25905](#) - Authorize Execution of a Contract with McClendon Construction Co., Inc., in the Amount of \$306,265.50 for Paving, Pavement Markings and Temporary Traffic Signal Improvements for Garden Acres Bridge at Interstate 35W Phase I, Utilizing Funds from the 2008 Capital Improvements Program to Provide for Construction Contract Costs, Contingencies and Construction Services for a Project Total in the Amount of \$371,265.50 (COUNCIL DISTRICTS 6 and 8)
2. [M&C C-25906](#) - Authorize Execution of Amendment No. 10 to City Secretary Contract No. 32378, an Engineering Services Agreement with Teague Nall and Perkins, Inc., in the Amount of \$42,900.00 for Design Revisions on Golden Triangle Boulevard from Interstate 35W to US Highway 377, for a Revised Total Contract in the Amount of \$2,476,639.00 (COUNCIL DISTRICT 2)
3. [M&C C-25907](#) - Authorize Execution of Change Order No. 2 to City Secretary Contract No. 43041, with JLB Contracting, LLC, in the Amount of \$94,317.50, for the Construction of North Beach Street from Keller-Hicks Road to Timberland Boulevard, Thereby Increasing the Total Contract in the Amount of \$7,022,623.60 (COUNCIL DISTRICT 2)
4. [M&C C-25908](#) - Authorize Execution of a Contract with Alliance for Children in the Amount Not to Exceed \$64,000.00 to Assist with the Funding of Child Abuse Prevention Programs in the City of

Fort Worth (ALL COUNCIL DISTRICTS)

5. [M&C C-25909](#) - Authorize Execution of an Agreement with Orchid Cellmark, Inc., in the Amount Up to \$338,000.00 for Professional Forensic Laboratory Services for the Fort Worth Police Department's Crime Lab (ALL COUNCIL DISTRICTS)
6. [M&C C-25910](#) - Authorize Execution of an Agreement with Safe City Commission, Inc., to Continue Operation of a Community Advocacy Crime Prevention Program in the Amount of \$235,195.00 (ALL COUNCIL DISTRICTS)
7. [M&C C-25911](#) - Authorize Execution of an Engineering Agreement with Khafra Engineering Consultants, Inc., in the Amount of \$146,110.00 for Sanitary Sewer Rehabilitation Contract 87 Within the Village Creek Drainage Basin and Adopt Appropriation Ordinance (COUNCIL DISTRICTS 5 and 8)

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

1. OCS - 1865- Notice of Claims for Alleged Damages and/or Injuries

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

1. Presentation of Proclamation for Bullying Awareness Week
2. Presentation of Recognition of the United Arab Emirates Police Officials
3. Presentation by Steer FW
4. Presentation of Certificate of Recognition to Former Board and Commission Members

#### **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
2. Council Proposal No. 291 - Waiver of Festival Equipment Rental Fee for the Harambee Festival

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

#### **XIII. ZONING HEARING**

1. [ZC-12-078](#) - (CD 5) - City of Fort Worth Planning & Development, 3100 Louise Street; from: "B" Two-Family to: "A-5" One-Family (**Recommended for Approval by the Zoning Commission**)
2. [ZC-12-088](#) - (CD 7) - City of Fort Worth Planning & Development, 4000 - 4037 block of Linden Avenue; from: "A-5" One-Family to: "A-5/HC" One-Family/Historic & Cultural Overlay with Historic Guidelines.

To view the Historic Guidelines: [zc-12-088histdistguidelines.pdf](#)  
(**Recommended for Approval by the Zoning Commission**)

3. [ZC-12-091](#) - (CD-ALL) - City of Fort Worth Planning & Development, Text Amendment: Requirements Adjacent to Nonresidential Uses in Residential Zoning: An Ordinance amending the Zoning Ordinance of the City of Fort Worth, being Ordinance No. 13896, as amended, codified as Appendix "A" of the Code of the City of Fort Worth, by Amending Article 1 "Standards for Selected Uses", of Chapter 6, "Development Standards" to:

- Amend various Sections to remove certain requirements when a Nonresidential Use is adjacent to another Nonresidential Use within a Residential Zoning District.

*To view the proposed amendment: [Zoning Commission](#)*

**(Recommended for Approval as Amended by the Zoning Commission for One & Two-Family District)**

4. [ZC-12-092](#) - **(CD-ALL)** - City of Fort Worth Planning & Development, Text Amendment: Accessory Uses: An Ordinance amending the Zoning Ordinance of the City of Fort Worth, being Ordinance No. 13896, as amended, codified as Appendix "A" of the Code of the City of Fort Worth, by Amending Article 1 "Standards for Selected Uses", of Chapter 5, "Supplemental Use Standards" to Amend Article 3, "Accessory Uses" to:

- Clarify types of Accessory Uses and Standards applied to such uses;
- Increase the maximum height of Storage Sheds;
- Provide for Regulation of Dumpsters and Temporary Storage Structures;
- Allow Two Garages on Residential Lots of 1/2 Acre or larger;
- Create New regulations for Commercial Accessory Structures; and
- Add Definition

*To view the proposed amendment: [Zoning Commission](#)*

**(Recommended for Approval by the Zoning Commission)**

5. [ZC-12-094](#) - **(CD 2)** - Christ's Haven for Children, Inc./Mary Guess Est., 4200 Keller Haslet Road, 5125 W. Caylor Road; from: "A-21" One-Family and "CF" Community Facilities to: "A-5" One-Family **(Recommended for Approval as Amended by the Zoning Commission for the southern portion below Timberland Blvd. to "A-7.5" One-Family)**
6. [ZC-12-095](#) - **(CD 9)** - Steve Lipsett, 1925 Hemphill Street; from: "E" Neighborhood Commercial to: "A-5" One-Family **(Recommended for Approval by the Zoning Commission)**
7. [ZC-12-096](#) - **(CD 9)** - RM Real Estate, Ltd., 3716 Lisbon Street; from: "C" Medium Density Multifamily to: "FR" General Commercial Restricted **(Recommended for Approval by the Zoning Commission)**
8. [ZC-12-097](#) - **(CD 8)** - Elton M. Hyder, Jr. Charitable & Education Fund, 501 Old Highway 1187; from: "CR" Low Density Multifamily to: "CF" Community Facilities **(Recommended for Approval by the Zoning Commission)**
9. [SP-12-007](#) - **(CD 7)** - Fun On the Run Inc., 2651 Roberts Cut-Off Road; Site Plan amendment for PD-296 for retail and storage **(Recommended for Approval by the Zoning Commission)**
10. [ZC-12-099](#) - **(CD 2)** - Saeed Iqbal, 1513 Homan Avenue; from: "ER" Neighborhood Commercial Restricted to "E" Neighborhood Commercial **(Recommended for Approval as Amended by the Zoning Commission to "PD/ER" Planned Development for ER uses plus general retail store, site plan waiver)**
11. [ZC-12-100](#) - **(CD 6)** - All Storage G. B., LP, 6900 & 7000 Granbury 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)**
12. [ZC-12-102](#) - **(CD 5)** - Bell Helicopter Textron, Inc., 9601 - 9613 Trinity Boulevard; from: "AG" Agricultural, "R2" Townhouse/Cluster, "CF" Community

Facilities, and "F" General Commercial to: PD-588" PD/SU Planned Development/Specific Use for the following uses: day care center; government office facility; health services facility including doctor's office or medical clinic; electric power substation (SE); telecommunications antenna (SE); telecommunications tower (SE); utility transmission or distribution line; health or recreation club; restaurant, cafe or cafeteria; offices; convenience store; parking area or garage, commercial or auxiliary; assembly of pre-manufactured parts for helicopters; machine shops; manufacture of aluminum or metals; outdoor storage; paint mixing or spraying; sheet metal shop; warehouse or bulk storage; welding shop; galvanizing, sheet or structural shapes; manufacture of helicopters; manufacture of dies, cores, die-casting molds; metal stamping, dyeing, shearing or punching; helistop landing area; executive offices and supporting operations for a corporate office; U.S. government personnel (customer); integrated systems installation; electrical wire assembly; helicopter modification & assembly; metal rotor blade manufacturing; painting operations; engineering research & development; unmanned vehicle assembly; government helicopter delivery; composite parts/blade manufacturing; material storage; tooling manufacturing; engineering process labs; flight simulators; satellite antenna (dish); residence for security purposes; site plan waiver recommended. **(Recommended for Approval by the Zoning Commission)**

13. [ZC-12-103](#) - (CD 9) - City of Fort Worth Planning & Development, 3901 Berke Road; from: "B" Two-Family to: "A-5" One-Family **(Recommended for Approval by the Zoning Commission)**
14. [ZC-12-104](#) - (CD 8) - City of Fort Worth Housing & Economic Development, 920 E. Humbolt Street; from: "A-5/HC" One-Family/Historic & Cultural Overlay to: "NS-T4R/HC" Near Southside-T4 Restricted/Historic & Cultural Overlay **(Recommended for Approval by the Zoning Commission)**

#### XIV. REPORT OF THE CITY MANAGER

##### A. Benefit Hearing - None

##### B. General

1. [M&C G-17701](#) - Authorize Acceptance of an Artwork Donation from Artist Yvonne Domenge of a Sculpture Valued at \$150,000.00 for Inclusion into the Fort Worth Public Art Collection and for Placement at the Fort Worth Municipal Plaza, 1000 Throckmorton Street, and Authorize Execution of Necessary and Related Agreements for Transportation, Storage, Installation, and Lighting of the Artwork for a Total Amount Not to Exceed \$60,000.00 (COUNCIL DISTRICT 9)
2. [M&C G-17702](#) - Authorize Acceptance of Two Horses Donated from the Citizens Support Group for the Fort Worth Police Department's Mounted Patrol Unit (ALL COUNCIL DISTRICTS)

##### C. Purchase of Equipment, Materials, and Services

1. [M&C P-11444](#) - Authorize Agreement with Allied Waste Services of Fort Worth, LLC d/b/a Allied Waste/Republic Services of Fort Worth for Garbage and Waste Disposal Services and Recycling Collection for City Facilities in the Amount of \$1,557,000.00 (ALL COUNCIL DISTRICTS)

**D. Land - None**

**E. Planning & Zoning**

1. [M&C PZ-2997](#) - Approval of Service Plan for the City-Initiated Annexation of Approximately 64.3 Acres of Land Located West of US Highway 377 and South of Wall Price Keller Road (COUNCIL DISTRICT 2)

**F. Award of Contract**

1. [M&C C-25912](#) - Authorize Execution of an Agreement with CorVel Enterprise Comp, Inc., for the Administration of the Workers' Compensation Program in the Amount of \$1,087,416.00 for the First Year (ALL COUNCIL DISTRICTS)
2. [M&C C-25913](#) - Authorize Execution of Tax Abatement Agreements with ATC Logistics and Electronics, Inc., AT Industrial Owner 3, LLC, and AT Industrial Owner 4, LLC, or Affiliated Entities for Renovation and Expansion of Business Facilities Located at 5201 Alliance Gateway, 13500 Independence Parkway and 13550 Independence Parkway (COUNCIL DISTRICT 2)
3. [M&C C-25914](#) - Authorize Execution of a Contract with JLB Contracting, LLC, in the Amount of \$1,065,649.52 for Construction of the U.S. 287/Berry Street/Vaughn Boulevard Intersection Project (COUNCIL DISTRICT 8)
4. [M&C C-25915](#) - Authorize Execution of an Interlocal Agreement with Fort Worth Independent School District in the Amount of \$106,300.00 for the City of Fort Worth to Operate the 21st Century Community Learning Center Program at Rosemont and Daggett Middle Schools and Adopt Appropriation Ordinance (COUNCIL DISTRICT 9)

**XV. CITIZEN PRESENTATIONS**

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

**XVII. ADJOURNMENT**

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

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**ATTACHMENT B**  
**EXECUTIVE SESSION**  
**(Pre-Council Chamber)**  
**Tuesday, October 9, 2012**

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

1. Seek the advice of its attorneys concerning the following pending or contemplated litigation or other matters that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules, as authorized by Section 551.071 of the Texas Government Code:
  - a. Legal issues concerning any item listed on today's City Council meeting agendas;
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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**  
**Legislative and Intergovernmental Affairs Committee**  
**Agenda**

**Tuesday, October 9, 2012**

**2:00 p.m.**

**Pre-Council Chambers**  
**1000 Throckmorton Street**  
**Fort Worth, Texas**

Councilmember Danny Scarth, Chair  
Councilmember Dennis Shingleton, Vice Chair

Mayor Pro Tem Zim Zimmerman  
Councilmember Frank Moss

Charles W. Daniels, Assistant City Manager

Shirley Little, Manager, Government Relations  
Maleshia Farmer, Sr. Assistant City Attorney

TJ Patterson, Manager, Legislative Affairs  
Evonia Daniels, Staff Liaison

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**I CALL TO ORDER**

**II APPROVAL OF MINUTES FROM SEPTEMBER 11, 2012**

**III ACTION ITEMS**

- A. CONSIDERATION OF THE APPOINTMENT OF JASON LAMERS TO PLACE 6 ON THE ANIMAL SHELTER ADVISORY COMMITTEE - (MARY KAYSER, CITY SECRETARY)
- B. CONSIDERATION OF THE APPOINTMENT OF ANDREW BLAKE (REAL ESTATE) TO PLACE 2 AND THE REAPPOINTMENTS OF TOM MALONE (DESIGN PROFESSIONAL/ARCHITECT) TO PLACE 4, KIRK MILLICAN (DESIGN PROFESSIONAL/ARCHITECT) TO PLACE 6 AND SANDRA ESPINOZA (DESIGN PROFESSIONAL/ARCHITECT) TO PLACE 8 ALTERNATE POSITION ON THE DOWNTOWN DESIGN REVIEW BOARD - (MARY KAYSER, CITY SECRETARY)
- C. CONSIDERATION OF THE REAPPOINTMENTS OF ROBYNE KELLY (COMMUNITY REPRESENTATIVE) TO PLACE 1, TERRI THORNTON (CURATOR) TO PLACE 2, GREGORY IBANEZ (DESIGN) TO PLACE 4, ARTHUR WEINMAN (DESIGN) TO PLACE 5 AND STEVEN C. KLINE (ART PROFESSIONAL) TO PLACE 9 ON THE FORT WORTH ART COMMISSION - (MARY KAYSER, CITY SECRETARY)
- D. CONSIDERATION OF THE PROPOSED 2013 STATE LEGISLATIVE PROGRAM- (TJ PATTERSON, LEGISLATIVE AFFAIRS MANAGER)

**IV BRIEFING**

- A. BRIEFING ON THE CITY MANAGER'S RECOMMENDATION FOR THE FEDERAL AND STATE LEGISLATIVE CONSULTANTS - (SHIRLEY LITTLE, GOVERNMENT RELATIONS MANAGER)
- B. DISCUSSION OF LETTERS OF SUPPORT FOR NATIONAL DEFENSE PROGRAMS AND THE T'S TEX RAIL NEW STARTS APPLICATION - (SHIRLEY LITTLE, GOVERNMENT RELATIONS MANAGER)
- C. DISCUSSION OF LETTER TO THE ENVIRONMENTAL PROTECTION AGENCY FROM CONGRESSWOMAN KAY GRANGER ON THE ALTERNATIVE ASBESTOS CONTROL METHOD (AACM)- (COUNCILMEMBER DANNY SCARTH, LEGISLATIVE AND INTERGOVERNMENTAL AFFAIRS COMMITTEE CHAIR)

**V REQUEST FOR FUTURE AGENDA ITEMS**

- A. THE NEXT MEETING IS SCHEDULED FOR NOVEMBER 12, 2012, AT 11:00 A.M. IN THE PRE-COUNCIL CHAMBERS.

**VI EXECUTIVE SESSION** THE LEGISLATIVE AND INTERGOVERNMENTAL AFFAIRS COMMITTEE MAY CONDUCT A CLOSED MEETING TO SEEK THE ADVICE OF ITS ATTORNEYS CONCERNING LEGAL ISSUES REGARDING ANY MATTERS LISTED ON TODAY'S AGENDA, WHICH 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.

**VII ADJOURN**

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

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**CITY COUNCIL**  
**Legislative and Intergovernmental Affairs Committee**  
**Minutes**  
**Tuesday, September 11, 2012**

COUNCIL MEMBERS IN ATTENDANCE: Councilmember Danny Scarth (Chairman), Mayor Pro Tem Zim Zimmerman, Councilmember Frank Moss and Councilmember Dennis Shingleton.

The Legislative and Intergovernmental Affairs Committee was called to order by Chairman Danny Scarth at 11:09 a.m.

Chairman Scarth called for a motion for approval of the September 11, 2012 minutes. The motion was made by Councilmember Dennis Shingleton and seconded by Mayor Pro Tem Zim Zimmerman. The minutes were approved.

**ACTION ITEMS**

- A. Angie Rush, Human Relations Administrator presented to the committee the recommendation of appointment of Barbara James to Place 6 and Robert Dellamura to Place 8 on the Fort Worth Human Relations Commission. A motion was made by Mayor Pro Tem Zim Zimmerman and seconded by Councilmember Dennis Shingleton and passed.

**BRIEFINGS**

- A. Captain Robert Bennet, NAS Fort Worth JRB brief the committee on legislative issues regarding Texas Military Base Land Use, Airspace and ground compatibility. In order to maintain military missions in Texas and sustain these installations' raining capability and capacity, it is imperative that DoD/Services and host communities proactively plan together for compatible land use and development. Military installations and airspace users would benefit from a formal, enforceable notification process and mitigation authority (primarily governing unincorporated lands) that would facilitate early review of potential incompatible development around installations and training areas. This early coordination would benefit the retention and possible expansion of military missions throughout the State of Texas. Current State law lacks protection (regarding unincorporated lands) for military airspace in Texas. Structures (including wind turbines) which are proposed near airfields or are greater than 200 feet in height require a review through the Federal Aviation Administration (FAA). However, a negative FAA review (impact to military airspace or radar system (s)) will not stop/limit construction. Additionally, current law lacks protection for military land use in Texas. Military mission sustainment would benefit greatly from a formal, enforceable notification process and protection to ensure that potential structures, developments, and land uses would be discussed early in the planning process to ensure compatibility with and preservation of the military's footprint in Texas.

- B. TJ Patterson, Government Relations Liaison briefed the committee on the proposed 2013 Texas Legislative Program. The purpose of the briefing was to seek recommendation and guidance by the Legislative Intergovernmental Affairs Committee. The program was developed by seeking input from the Mayor, City Council, City Manager's Office and City departments for potential issues. A list of issues was prepared for consideration by the Legislative and Intergovernmental Affairs Committee. The 2013 Legislative Session Drivers dictate how the session will go.

### **2013 Legislative Session Drivers**

- |                        |                       |
|------------------------|-----------------------|
| 1. State Budget Issues | 4. Immigration Issues |
| 2. Redistricting       | 5. Pension            |
| 3. Voter I.D.          | 6. Water              |

### **Support Appropriation**

1. Funding for Transportation (City Council)
2. Funding for Homelessness Initiative (City Council)

### **Support Legislation**

1. Support legislation that enables tools to promote compatible growth such as:
  - a. Protecting the voluntary participation of coordinated efforts by municipalities surrounding military installations (City Council)
2. Support increased municipal land use authority in Extra-territorial Jurisdictions (City Council)
3. Support legislation that would provide simplification of tax notice (City Council)
4. Support legislation to provide flexibility in the expenditure of Public, Education and Government (PEG) funds (City Council)
5. Support legislation that improves the Texas education system (City Council)
6. Support legislation seeking to prohibit harassment, bullying and cyberbullying (City Council)
7. Support legislation that promotes increased community health and wellness programs (City Council)
8. Support legislation that promotes healthy work places (City Council)
9. Support legislation for Constitutional dedication of sporting goods' sales tax revenue for State and local parks (Parks and Community Services)
10. Support legislation to amend the penal code to include the word "Firearm" in the unlawful carrying weapons (UCW) statute (Police)

## 2011 Incomplete Support Issues

1. Support legislation that will continue to allow special events to be incentivized (Public Events)
2. Support appropriate breed specific legislation – Dangerous Dogs (Code Compliance)
3. Support legislation that will give cities and the state greater authority to address illegal recycling facilities (Code Compliance)
4. Support legislation to enhance the ability of cities to address the prevention and control of graffiti (Code Compliance)

## Defensive Issues

Air Quality Legislation	Employment Legislation
Annexation	Environmental
Appraisal CAPs	ETJ
Billboard Legislation	Graffiti Legislation
City Franchise Fees	Health Care
Certificates of Obligation	Immigration Legislation
Civil Service	Impact Fees
Collective Bargaining	Land Use Legislation
Condemnation	Local Parks
Eminent Domain	Meet and Confer
Municipal Debt	Revenue CAPs
Municipal Pension System	Sales Tax Legislation
Oil and Gas Legislation	Sovereign Immunity
Open Government	Special Districts
Open Meetings Act	Storm Water Fees
Open Records	Takings
Property Taxes	Transportation Issues
Public Information Act	Unfunded Mandates
Red Light Cameras	Vesting
Regulation of Municipal Jails	Water Rights

## **Top State Agencies that Impact Municipal Governments**

Criminal Justice, Texas Board and Department of  
Education Agency, Texas  
Fire Fighters' Pension Commissioner, Office of  
Housing and Community Affairs, Texas Department of\*  
Pension Review Board, State  
Public Utility Commission of Texas\*

## Railroad Commission of Texas

\* Subject to a limited scope or special purpose review.

### **Next Steps**

- ✓ Incorporate Committee comments and suggestions into proposed 2013 Legislative Program
- ✓ Present proposed 2013 Legislative Program to Legislative and Intergovernmental Affairs Committee on October 9, 2012
- ✓ Present proposed 2011 Legislative Program to full City Council for formal approval on October 16, 2012

C. TJ Patterson, Government Relations Liaison briefed the committee on the City Manager's recommendation for the State Legislative Consultants. They are the following:

- a. Focused Advocacy
- b. Hillco Partners
- c. Lawrence Collins
- d. Walter Fisher

D. Shirley Little, Government Relations Manager brief the committee on the City Manager's recommendation of Corley Pipes, LLC, for the Federal Legislative Consultant.

### **FUTURE AGENDA ITEMS**

- A. Chairman Scarth asked for future agenda items. The next committee meeting will be October 9, 2012 at 11:00 a.m.

There being no further business, the Committee adjourned at noon.



## **INFRASTRUCTURE AND TRANSPORTATION COMMITTEE**

Tuesday, October 9, 2012

3:00 PM

City Hall - Pre-Council Chamber

1000 Throckmorton Street

Fort Worth, Texas 76102

Council Member Sal Espino, Chair

Council Member Joel Burns, Vice Chair

Council Member Jungus Jordan

Council Member Zim Zimmerman

Fernando Costa, Staff Liaison

Peter Vaky, Staff Attorney

Kimberly Goodmay, Coordinator

### **AGENDA**

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- I. **Call to Order** – Council Member Sal Espino, Chair
  
- II. **Approval of September 11, 2012 Minutes**
  
- III. **Briefing on Red Light Camera Fund**  
Alonzo Linan – Assistant Director, Transportation & Public Works Department
  
- IV. **Requests for Future Agenda Items**
  
- V. **Next Meeting** – Monday, November 12, 2012
  
- VI. **Adjournment**

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

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



**CITY OF FORT WORTH**  
**INFRASTRUCTURE AND TRANSPORTATION COMMITTEE**  
**Meeting Minutes of September 11, 2012**

**Committee Members Present:**

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

**Members Absent:**

Sal Espino, Council Member and Committee Chair

**City Staff Present:**

Tom Higgins, City Manager  
Charles Daniels, Assistant City Manager  
Peter Vaky, Deputy City Attorney  
Douglas Wiersig, Director, Transportation and Public Works Department  
Greg Simmons, Assistant Director, Transportation and Public Works Department  
Kimberly Goodmay, Admin Assistant, Transportation and Public Works Department  
Horatio Porter, Budget Officer

**Agenda Item I: Call to Order:**

Committee Vice-Chair, Mr. Joel Burns, called the meeting to order at 2:05 pm.

**Agenda Item II: Approval of Minutes:**

The first order of business was approving the minutes from the August 14, 2012 meeting. Mr. Jordan made a motion for approval of the amended minutes; Mr. Zimmerman seconded the motion. Committee members voted to approve the written amended minutes.

**Agenda Item III: Briefing on Fort Worth Public Art Fiscal Year 2013 Annual Work Plan:**

Martha Peters, Vice President of Public Art, Arts Council of Fort Worth & Tarrant County

Ms. Peters presented the Fiscal Year 2012 Highlights which included awards and recognitions, city exhibitions, public speaking events before introducing the Completed Projects in Fiscal Year 2012. The program goals of the Completed Projects were:

- To create an enhanced visual environment for residents
- To commemorate our rich cultural and ethnic diversity
- To integrate the design work of artists into the city's capital infrastructure
- To promote tourism and economic vitality through artistic design of public spaces

Completed Projects included art work at or on bridges, community centers, Will Roger's Equestrian Multipurpose Building, Westside Water Treatment Plant, North Main Street sculpture, conservation projects and maintenance projects.

The Fiscal Year 2013 Annual Work Plan included filling a space on the Fort Worth Art Commission Board, the completion of several murals and sculptures at fire stations, on Elizabeth Boulevard, on Dewey Street Bridge,

at the Police Crime Lab, and Clearfork Main Street Bridge – East and West. Final Design will be on the Summer Creek Roundabout, Chisholm Trail Parkway and Henderson Street Roundabout. Planning and Artist Selection will be for Stop Six (Stalcup & Ramey) and North Beach Corridor. Other ongoing projects include Meacham Airport Terminal, Spinks Airport, Fire Station #42, Brennan Street Bridge, East First Street Bridge, Fossil Creek Bridge, Far Southwest Community Center, Southwest Community Center, Guinn School Plaza, Hazel Harvey Peace Center, several park and street enhancements, along with artistic enhancements in urban villages, at water facilities and in neighborhoods.

Fiscal Year 2013 (FY13) will also have maintenance projects for 36 artworks and the conservation project at the Fort Worth Water Gardens.

Ms. Peters introduced recommended acquisitions which included:

- Tabachin Ribbon sculpture by Yvonne Domenge – estimated budget: up to \$60,000 for transportation, installation, site preparation
- Untitled sculpture by Chris Powell in Capps Park – estimated budget: \$40,000 (based on appraisal)
- Pollen sculpture by Cam Schoepp – estimated budget: \$65,000 (based on appraisal)

New Fort Worth Projects would include:

- Fort Worth Signifier Project – budget required: \$2,000,000 plus private funds; FY13 budget of \$250,000 (set aside)
- Chisholm Trail Parkway – 10 Watershed Crossing Markers by Norie Sato – FY13 budget: \$100,000 (set aside for contingency only as project budget from 2004 CIP and Critical Capital Needs)
- Polytechnic/Wesleyan Urban Village – FY13 budget: \$50,000
- Handley Urban Village – FY13 budget: \$50,000
- Marine Park Pool – FY13 budget: \$30,000
- Anti Graffiti Mural – FY13 budget: \$30,000
- Public Safety Training Facility – FY13 budget: \$50,000 (design only)

#### **Agenda Item IV: Briefing on Stormwater Capital Program**

Greg Simmons, Assistant Director, Transportation and Public Works Department

Mr. Simmons' briefing points were:

- Original Level of Protection Goals – New Development, and City Drainage Improvement Projects;
- Lessons learned on feasibility of goals in older, infill areas – Storm drain lies were built along meandering creek beds and houses were built on top, and Storm drain capacity is inadequate for larger storms;
- Alternative strategy by optimizing level of protection with limited resources and/or benefit/cost driven vs. level of protection driven.

To fix a problem area, the traditional solutions were to use larger pipes and/or surface detention. Traditional solutions will cost \$30-\$50 Million and be very disruptive to the community. Therefore, these solutions are not deemed to be feasible.

Non-traditional solutions include deep detention and tunneling. These, though, are also cost prohibitive.

The alternative framework is to evaluate the feasibility of projects based on benefit/cost vs. seeking to achieve a specific level of flood protection.

Mr. Simmons stated the recommendations to approach the challenge were to assess the viability of capital projects based primarily on benefit / cost ratio vs. level of protection, and recommending City Council approval of the Stormwater Master Plan Development M&C which will be introduced on September 18, 2012. The next steps will be to refine benefit / cost analysis process to be used to compare various projects / drainage solutions, and to work with communities and explain rationale at project initiation.

**Request for Future Agenda Items:**

There were none.

**Date of Next Meeting:**

October 9, 2012

**Adjournment:**

With no further presentations or discussions, Vice-Chairman Burns adjourned the regular meeting of the Infrastructure and Transportation Committee at 2:46 p.m., Tuesday, September 11, 2012.

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These minutes approved by the Infrastructure and Transportation Committee on the 9<sup>th</sup> day of October, 2012.

APPROVED:

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Sal Espino, Chairman

Minutes Prepared by and Attested:

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Kimberly Goodmay, Admin Assistant



Updated October 4, 2012

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

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**October 9, 2012**    **Monthly Zoning Meeting**

*2:00 p.m. Legislative and Intergovernmental Affairs Committee*  
*3:00 p.m. Infrastructure & Transportation Committee*  
*4:00 p.m. Pre-Council Meeting*

- o Overview of Significant Zoning Cases [*Jocelyn Murphy, Planning and Development*]
- o Council Proposal No. 291 - Waiver of Festival Equipment Rental Fee for the Harambee Festival [*Council Member Kelly Allen Gray and Council Member Frank Moss*]
- o Briefing on Speed Cushion Program [*Douglas Wiersig, Transportation and Public Works*]

**October 16, 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 September 25, 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 September 26, 2012 by Council Member Shingleton**)

**October 23, 2012**

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

- o Briefing on Pension Fund [*Susan Alanis, City Manager's Office*]



Updated October 4, 2012

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**October 24, 2012** *(Wednesday)*

*5:30 p.m. Joint Meeting of Fort Worth City Council/ Fort Worth Independent School Board of Trustees*  
*(Jean McClung Middle School (Cafeteria) 3000 Forest Avenue)*

**October 25, 2012** *(Thursday)*

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

**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)*  
*Local Development Corporation*  
*(Immediately following the HED)*

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



Updated October 4, 2012

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**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*]
- o Review of City Council Calendar for January – December 2013 [*Mary Kayser, City Secretary*]
- o Briefing on the Proposed Changes to the Code of Ethics [*Sarah Fullenwider and Peter Vaky, Law Department*]

**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**



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November 23, 2012      *(Friday)*

*City Hall Closed – Thanksgiving Holiday*

November 27, 2012

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

December 4, 2012

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

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

*3:00 p.m. Pre-Council Meeting*

- o Discussion of Federal Legislative Agenda [*Shirley Little and T.J. Patterson, Governmental Relations and Scott Corley and Kasey Pipes, Corley Pipes*]
- o AllianceTexas Update [*Mike Berry, Hillwood Development Corporation*]

December 11, 2012      *Monthly Zoning Meeting*

*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*]

December 18, 2012

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

December 25, 2012

*City Hall Closed – Christmas Holiday*

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



**CITY OF FORT WORTH, TEXAS  
REGULAR CITY COUNCIL MEETING  
OCTOBER 2, 2012**

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**Present:**

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

**Staff Present:**

Tom Higgins, City Manager  
Peter Vaky, Deputy 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 10:02 a.m., on Tuesday, October 2, 2012, in the City Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102.

**II. INVOCATION - Pastor Janet Kraatz, Faith Lutheran Church**

The invocation was provided by Pastor Janet Kraatz, Faith Lutheran Church.

**III. PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

**IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF SEPTEMBER 25, 2012**

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Moss, that the Minutes of the Regular Meeting of September 25, 2012, be approved. The motion carried unanimously 9 ayes to 0 nays.

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

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

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

There were no items to be continued or withdrawn by staff.

**VII. CONSENT AGENDA**

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

**A. General - Consent Items**

**1. M&C G-17694 - Adopt 2012 Semi-Annual Progress Report from the Capital Improvements Advisory Committee for Transportation Impact Fees. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Adopt the August 2012 semi-annual progress report concerning the status of the Capital Improvements Plan for Transportation Impact Fees from the Capital Improvements Advisory Committee for Transportation Impact Fees.

**2. M&C G-17695 - Authorize Payment for the City of Fort Worth's Fiscal Year 2013 Membership with the North Texas Commission in the Amount of \$56,835.75. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize payment for the City of Fort Worth's Fiscal Year 2013 membership with the North Texas Commission in the amount of \$56,835.75.

**3. M&C G-17696 - Adopt Appropriation Ordinance Increasing Estimated Receipts and Appropriations in the Park Dedication Fees Fund in the Amount of \$142,320.00 from Available Funds and Authorize Transfer from the Park Dedication Fees Fund to the General Fund to Offset Operation and Oversight Costs of Neighborhood and Community Park Dedication Policy. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Adopt Appropriation Ordinance No. 20439-10-2012 increasing the estimated receipts and appropriations in the Park Dedication Fees Fund in the amount of \$142,320.00, from available funds, for the purpose of transferring said amount to the General Fund to offset operation and oversight costs associated with management of the Neighborhood and Community Park Dedication Policy; and authorize the transfer of funds from the Park Dedication Fees Fund to the General Fund.

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

1. **M&C P-11437 - Authorize Purchase of Improvements for the City Hall Cablecasting Control Rooms from Audio Visual Innovations, Inc., for the Cable Communications Office Using a Cooperative Contract in the Amount of \$850,962.00, Plus a Contingency of \$50,000.00, Authorize Transfer in the Amount of \$50,000.00 for Additional Capital Expenses Using the City Public, Education, and Governmental Fee Fund and Adopt Appropriation Ordinance. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the purchase of improvements for the City Hall cable casting control rooms from Audio Visual Innovations, Inc., for the Cable Communications Office using a General Services Administration Contract in the amount of \$850,962.00, plus a contingency of \$50,000.00; authorize the transfer in the amount of \$50,000.00 to provide an annual budget for routine capital expenses associated with cable casting improvements; and adopt Appropriation Ordinance No. 20440-10-2012 increasing the estimated receipts and appropriations in the Special Trust Fund, the City Public, Education, and Governmental Fee Fund, in the amount of \$950,962.00, from available funds, for the purpose of funding certain capital expenses related to the City's cable facilities.

2. **M&C P-11438 - Authorize Purchase of One Crew Cab and Three Regular Cab Service Body Trucks from Baby Jack II Automotive LTD d/b/a Caldwell Country Ford in the Amount of \$121,895.00 Using Texas Smart Buy Cooperative Contract No. 072-A1 for Multiple City of Fort Worth Departments. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the purchase of one (1) crew cab and three (3) regular cab service body trucks from Baby Jack II Automotive, LTD, d/b/a Caldwell Country Ford in the amount of \$121,895.00 using Texas Smart Buy Cooperative Contract No. 072-A1 for multiple City of Fort Worth departments.

**C. Land - Consent Items - None**

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

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

1. **M&C C-25889 - Authorize Execution of a Contract with The Fain Group, Inc., in the Amount of \$492,080.46 for the Construction of Pedestrian and Streetscape Improvements in the Berry/Riverside Urban Village on East Berry Street Between Yuma Street and the Sycamore Creek Bridge. (COUNCIL DISTRICT 8)**

The City Council approved the following recommendation: Authorize the execution of a contract with The Fain Group, Inc., in the amount of \$492,080.46 for the construction of pedestrian and streetscape improvements in the Berry/Riverside Urban Village on East Berry Street between Yuma Street and the Sycamore Creek Bridge.

2. **M&C C-25890 - Authorize Execution of a Contract with The Fain Group, Inc., in the Amount of \$556,011.13 for the Construction of Pedestrian and Streetscape Improvements in the Near East Side Urban Village on East Lancaster Street Between Kentucky Street and Pine Street. (COUNCIL DISTRICT 8)**

The City Council approved the following recommendation: Authorize the execution of a contract with The Fain Group, Inc., in the amount of \$556,011.13 for the construction of pedestrian and streetscape improvements in the Near East Side Urban Village on East Lancaster Street between Kentucky Street and Pine Street.

3. **M&C C-25891 - Authorize Expenditure of Urban Development Action Grant Program Income to CandleLight Christmas in Ryan Place in the Amount of \$64,024.29 for the Purchase of Street Lights in Community Development Block Grant Eligible Areas of the Ryan Place Neighborhood, Accept Donation from Candlelight Christmas in Ryan Place in the Amount of \$150,054.80 for Street Light Purchase and Adopt Appropriation Ordinance. (COUNCIL DISTRICT 9)**

The City Council approved the following recommendation: Authorize the expenditure of Urban Development Action Grant Program Income to CandleLight Christmas in Ryan Place in the amount of \$64,024.29, for the purchase of street lights in Community Development Block Grant eligible areas of the Ryan Place neighborhood; accept a donation from CandleLight Christmas in Ryan Place in the amount of \$150,054.80 to use for street light purchases; and adopt Appropriation Ordinance No. 20441-10-2012 increasing the estimated receipts and appropriations in the Grants Fund, subject to receipt of the grant, for the purpose of purchasing the street lights.

4. **M&C C-25892 - Authorize Execution of an Interlocal Agreement with Tarrant County in an Estimated Amount of \$84,000.00 for Reconstruction of the Casa Manana Parking Lot Located at the Intersection of University Drive and Lancaster Avenue. (COUNCIL DISTRICT 7)**

The City Council approved the following recommendation: Authorize the City Manager to execute an Interlocal Agreement with Tarrant County in an estimated amount of \$84,000.00 for the reconstruction of the Casa Manana parking lot located at the intersection of University Drive and Lancaster Avenue.

5. **M&C C-25893 - Authorize Execution of Amendment No. 3 to City Secretary Contract No. 38775, an Engineering Agreement with Kennedy Consulting, Ltd., in the Amount of \$64,400.00 for the Design of Dirks Road from Bryant Irvin Road to Granbury Road for a Total Contract Amount of \$1,672,883.85. (COUNCIL DISTRICTS 3 and 6)**

The City Council approved the following recommendation: Authorize the execution of Amendment No. 3 to City Secretary Contract No. 38775, an engineering agreement, with Kennedy Consulting, Ltd., in the amount of \$64,400.00 for the design of Dirks Road from Bryant Irvin Road to Granbury Road, thereby revising the total contract amount of \$1,672,883.85.

6. **M&C C-25894 - Authorize Execution of Change Order No. 2 to City Secretary Contract No. 42787 with Environmental Safety Services, Inc., in the Amount of \$92,604.00 for Scour and Erosion Abatement at Eastchase Parkway Bridge Over Cottonwood Creek for a Total Revised Contract in the Amount of \$470,424.00. (COUNCIL DISTRICT 4)**

The City Council approved the following recommendation: Authorize the execution of Change Order No. 2 to City Secretary Contract No. 42787 with Environmental Safety Services, Inc., in the amount of \$92,604.00 for scour and erosion abatement at Eastchase Parkway Bridge over Cottonwood Creek, revising the total contract in the amount of \$470,424.00.

7. **M&C C-25895 - Authorize Execution of a Stormwater Facility Maintenance Agreement with Texas Star Cove LP, and Sanctuary on Texas Star HOA, Inc., for Property Located South of Trinity Boulevard and North of Texas Star Golf Course in the G.W.Crouch Survey, Abstract 278. (COUNCIL DISTRICT 5)**

The City Council approved the following recommendation: Authorize the execution of a stormwater facility maintenance agreement with Texas Star Cove, LP, and Sanctuary on Texas Star HOA, Inc., for the property located South of Trinity Boulevard and North of Texas Star Golf Course in the G.W. Crouch Survey, Abstract 278, at no expense to the City.

8. **M&C C-25896 - Authorize Execution of Amendment No. 4 to City Secretary Contract No. 32301, an Engineering Agreement with Teague Nall and Perkins, Inc., in the Amount of \$24,505.00 for the Stormwater Utility Project - Lebow Channel Watershed Improvements. (COUNCIL DISTRICT 2)**

The City Council approved the following recommendation: Authorize the execution of Amendment No. 4 to City Secretary Contract No. 32301, engineering agreement with Teague Nall and Perkins, Inc., in the amount of \$24,505.00, for the Stormwater Utility Project - Lebow Channel Watershed Improvements thereby revising the total contract cost to the amount of \$1,009,552.00.

9. **M&C C-25897 - Authorize Execution of Task Force Agreements with the United States Department of Justice, Drug Enforcement Administration to Continue Operation of the Drug Enforcement Administration Dallas/Fort Worth Airport Task Force in the Amount Up to \$34,404.50 for Reimbursement of Overtime Costs and Adopt Appropriation Ordinance. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the execution of task force agreements with the United States Department of Justice, Drug Enforcement Administration to continue operation of the Drug Enforcement Administration Dallas/Fort Worth Airport Task Force; authorize the Police Department to accept up to the amount of \$34,404.50 for reimbursement of overtime worked by the assigned officers; and adopt Appropriation Ordinance No. 20442-10-2012 increasing the estimated receipts and appropriations in the Grants Fund, subject to receipt of a grant from the United States Department of Justice, Drug Enforcement Administration, for the purpose of reimbursement of overtime cost associated with continuing operation of the Drug Enforcement Administration Dallas/Fort Worth Airport Task Force.

10. **M&C C-25898 - Authorize Execution of an Agreement with Lantana Communications Corp., in the Amount Not to Exceed \$97,715.40 Per Year to Renew Maintenance, Support and Monitoring for the Water Customer Relations Communication System Using a Texas Cooperative Agreement. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the execution of an agreement with Lantana Communications Corp., as an authorized reseller of services for Avaya, Inc., in the amount not to exceed \$97,715.40 per year to renew maintenance, support and monitoring for the Water Customer Relations Communication System and Integrated Computer Automation and Business Application Software using the State of Texas Department of Information Resources Contract No. DIR-SDD-1499.

11. **M&C C-25899 - Authorize Application for and Acceptance of, if Awarded, a Grant from the Texas Department of Agriculture in the Amount Up to \$150,000.00 for the Child and Adult Care Food Program for At-Risk After School Programs, Authorize Execution of a Contract with the Texas Department of Agriculture, Waive Indirect Costs and Adopt Appropriation Ordinance. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the application for and acceptance of, if awarded, a grant from the Texas Department of Agriculture in an amount up to \$150,000.00 for the Child and Adult Care Food Program for At-Risk After School Programs; authorize the execution of a contract with the Texas Department of Agriculture for the programs for the period October 1, 2012, through September 30, 2013, upon receipt of the grant; authorize a waiver of indirect costs, which are not allowed by this grant; and adopt Appropriation

Ordinance No. 20443-10-2012 increasing the estimated receipts and appropriations in the Grants Fund in, subject to receipt of the grant, for the purpose of funding the programs.

**12. M&C C-25900 - Authorize Execution of a Sixty-Four Month Lease Agreement with JTS Properties, LLC, for Office and Warehouse Space at 541 North Main Street for the Cowboy Santas Toy Program. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the execution of a 64 month lease agreement with JTS Properties, LLC, for the lease of 13,500 square feet of office and warehouse space located at 541 North Main Street for the Cowboy Santas Toy Program.

**13. M&C C-25901 - Authorize Execution of a Sole Source Annual Maintenance Agreement with the SirsiDynix Corporation in the Amount Up to \$70,900.00 Annually to Provide Integrated Library System Maintenance and Third Party Peripheral Support for the Library Department. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the execution of a sole source annual maintenance agreement with the SirsiDynix Corporation in the amount up to \$70,900.00 annually for the provision of maintenance and third party support for the Library Department's Integrated Library System.

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

**1. OCS - 1864 - Notice of Claims for Alleged Damages and/or Injuries**

End of Consent Agenda.

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

**1. Presentation of Proclamation for Cares Enough to Wear Pink**

Council Member Allen Gray presented the Proclamation for Cares Enough to Wear Pink Day to Lieutenant David Dodson, Fire Department. She stated that the “Cares Enough to Wear Pink” campaign was the fastest growing movement in the nation and was dedicated to putting women first in the fight against breast cancer, while bringing hope to communities around the United States. She pointed out that the Fort Worth Fire Fighters' Association in conjunction with the Fort Worth Fire Department, along with thousands of fire fighters across the State of Texas, were honoring Breast Cancer Awareness Month through participation in the “Cares Enough to Wear Pink” campaign by wearing and selling pink t-shirts that would benefit the Joan Katz Breast Cancer Endowment Fund at All Saints Health Foundation. She encouraged all citizens to wear pink on October 2, 2012, and show their love and support for women fighting for their lives.

Lieutenant Dodson expressed appreciation to the Mayor and Council for the Proclamation and advised that the Fire Department would be hosting a series of open houses and health fairs throughout the City which would feature information about breast health and testing.

**2. Presentation of Results for the 2012 Employee Food Drive**

Mr. Bill Welstead, Director, Aviation Department, and Mr. Bo Soderbergh, Executive Director, Tarrant Area Food Bank, presented the results of the 2012 Employee Food Drive. Mr. Welstead also announced the winners of the interdepartmental competitions. The comparison of results from the 2011 and 2012 Food Drives are listed below:

<b>2011 FOOD DRIVE RESULTS</b>	<b>2012 FOOD DRIVE RESULTS</b>
Pounds - 35,137	Pounds - 49,350
Cash/Check Donations - \$45,591.31	Cash/Check Donations - \$47,082.63

Mr. Welstead presented Mr. Soderbergh with a ceremonial check for \$63,532.00.

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

**1. Upcoming and Recent Events**

Council Member Shingleton requested that the Council meeting be adjourned in memory of Mr. Jim Eagle, former District 7 Council Member. He also pointed out that Silver Creek provided a bag of premium soil mix for each of the Council Members. He advised that the soil mix was a product of the Lake Worth dredging project. He expressed appreciation to various members of the community and staff for their participation in the media event at Lake Worth. He also provided a report on the commissioning of USS Fort Worth that took place on September 22, 2012, in Galveston, Texas. He recognized the Fort Worth Police Officers and Firefighters who attended the event. He also provided a PowerPoint presentation of photographs taken at the commissioning ceremony. He presented an Honorary Plank Holder plaque to both the Mounted Police Officers and the Fire Fighters of Station 18.

Mayor Price expressed appreciation to Council Members Scarth and Shingleton and to City Treasurer James Mauldin for their hard work and guidance on the Commissioning Committee for the USS Fort Worth.

Council Member Espino announced that Fire Station 25 would host an open house and health fair which would feature information about breast health and testing on October 20, 2012, from 9:00 a.m. to 1:00 p.m. He also announced MusicArte would be held on the Trinity River Banks on October 6, 2012, from noon to 11:00 p.m. He advised that for more information to contact 817-625-5411.

Council Member Burns expressed appreciation to the Fire Department for their support of the “Cares Enough to Wear Pink” campaign. He also announced that Fire Station 17 would host an open house and health fair which would feature information about breast health and testing on October 13, 2012, from 9:00 a.m. to 1:00 p.m. He also announced that the Lily B. Clayton Walkathon, benefitting the Parent Teacher Association, would be held on October 5, 2012, from 8:30 a.m. to 9:15 a.m. He further announced that the Tarrant County Gay Pride Parade and Picnic would be held on October 6-7, 2012, and pointed out that this was the 31st Annual Parade.

Council Member Allen Gray announced that Literary Soul Fest to support the ending of literacy month was held last weekend and was a success despite the rain. She also advised that the Battle of the Drum Lines show was a great event. She further announced that Polytechnic High School was celebrating their 100th Anniversary on October 6, 2012, from 1:00 p.m. to 6:00 p.m. She also advised that the Harambee Festival would also be held on October 6, 2012, at Evans Plaza and encouraged everyone to attend.

Mayor Pro tem Zimmerman announced the Shot in the Dark Golf Tournament and Wine Tasting event would be held on October 5, 2012, at the Rivercrest Country Club.. He stated for more information to contact 817-332-3341. He also announced that the Alliance Air Show would be held October 6-7, 2012, and encouraged everyone to attend the show.

Council Member Moss announced that Fire Station 3 would host an open house and health fair which would feature information about breast health and testing on October 6, 2012, from 9:00 a.m. to 1:00 p.m.

Council Member Scarth announced that TCU’s first Big 12 Conference Game would be held on October 6, 2012, and encouraged everyone to attend the game. He also announced that the Good Guys Car Show would be held at Texas Motor Speedway October 5-7, 2012.

Mayor Price stated that she just returned from a mission trip to United Arab Emirates (UAE) which promoted trade and tourism. She stated that wonderful discussions regarding Fort Worth and Dallas trade and tourism were held during the trip. She also pointed out that Fort Worth and Dallas would both be hosting a group of delegates coming from UAE this week.

**2. Recognition of Citizens**

There were no citizens recognized at this time.

**XI. PRESENTATIONS BY THE CITY COUNCIL**

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

There were no changes in membership on boards and commissions.

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

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

**XIII. REPORT OF THE CITY MANAGER**

**A. Benefit Hearing - None**

**B. General**

**1. M&C G-17697 - Authorize Confirmation of the Reappointment of Mr. David Hernandez as a Member of the City of Fort Worth Firefighters' and Police Officers' Civil Service Commission for a Three Year Term Expiring October 1, 2015. (ALL COUNCIL DISTRICTS)**

It was recommended that the City Council authorize the confirmation of the reappointment of Mr. David Hernandez as a member of the City of Fort Worth Firefighters' and Police Officers' Civil Service Commission for a three (3) year term expiring October 1, 2015.

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. G-17697 be approved. The motion carried unanimously 9 ayes to 0 nays.

**2. M&C G-17698 - Adopt Ordinances Designating Tax Abatement Reinvestment Zones No. 84 and No. 85, City of Fort Worth, Texas, for Properties Located at 5201 Alliance Gateway, 13500 Independence Parkway and 13550 Independence Parkway. (COUNCIL DISTRICT 2) (PUBLIC HEARING)**

It was recommended that the City Council conduct a public hearing concerning the designation of Tax Abatement Reinvestment Zones No. 84 and No. 85, City of Fort Worth, Texas; and adopt an Ordinance designating a certain area in the City of Fort Worth as "Tax Abatement Reinvestment Zone Number 84, City of Fort Worth, Texas", located at 13500 and 13550 Independence Parkway; providing the effective and expiration dates for the zone and a mechanism for renewal of the zone; and containing other matters related to the zone, pursuant to and in accordance with Chapter 312 of the Texas Tax Code; and adopt an Ordinance designating a certain area in the City of Fort Worth as "Tax Abatement Reinvestment Zone Number 85, City of Fort Worth, Texas", located at 5201 Alliance Gateway; providing the effective and expiration dates for the zone and a mechanism for renewal of the zone; and containing other matters related to the zone, pursuant to and in accordance with Chapter 312 of the Texas Tax Code.

Mayor Price opened the public hearing.

**a. Report of City Staff**

Ms. Ana Alvarado, Economic Development Specialist, Housing and Economic Development Department, appeared before Council and provided a staff report.

**b. Citizen Presentations**

There were no citizen presentations.

**c. Council Action**

Motion: Council Member Espino made a motion, seconded by Council Member Burns, that the public hearing be closed and that Mayor and Council Communication No. G-17698 be approved and Ordinance Nos. 20444-10-2012 and 20445-10-2012 be adopted. The motion carried unanimously 9 ayes to 0 nays.

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

**D. Land - None**

**E. Planning & Zoning**

**1. M&C PZ-2994 - Adopt Ordinance Vacating a Portion of Linden Avenue Between Montgomery Street and Trail Drive Within the Boundary of the Will Rogers Memorial Center. (COUNCIL DISTRICT 7)**

It was recommended that the City Council adopt an Ordinance vacating and extinguishing a portion of Linden Avenue between Montgomery Street and Trail Drive within the boundary of the Will Rogers Memorial Center, situated in the Thomas White Survey, Abstract No. 1636, located in the City of Fort Worth, Tarrant County, Texas, containing approximately 16,865 square feet or 0.3872 acre of land, providing for reversion of fee in said land; providing that the City shall retain all existing utilities easements; repealing all Ordinances in conflict herewith; and providing an effective date; and waive any and all purchase fee value of the vacated land in accordance with City Policy, Mayor and Council Communication No. G-15624.

Motion: Council Member Shingleton made a motion, seconded by Council Member Jordan, that Mayor and Council Communication No. PZ-2994 be approved and Ordinance No. 20446-10-2012 be adopted. The motion carried unanimously 9 ayes to 0 nays.

**2. M&C PZ-2995 - Approve Timetable for Proposed City-Initiated Annexation and Authorize Initiation of Zoning for Approximately 104.2 Acres of Land Located South of W. J. Boaz Road and West of Old Decatur Road, AX-12-007, Old Decatur Road in the Far Northwest Sector in Accordance with the 2012 Comprehensive Plan. (COUNCIL DISTRICT 7)**

It was recommended that the City Council approve the proposed City-initiated annexation timetable in order to annex approximately 104.2 acres (0.163 square mile) of land located south of W.J. Boaz Road and West of Old Decatur Road, AX-12-007, Old Decatur Road in the Far Northwest Sector in accordance with the 2012 Comprehensive Plan for full purposes in compliance with the requirements of Chapter 43 of the Local Government Code of the State of Texas; direct staff to prepare a service plan that provides for the extension of full municipal services to the annexation area; and authorize the City Manager to initiate certain zoning changes for the annexation area in the Far Northwest Sector, in accordance with the 2012 Comprehensive Plan.

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. PZ-2995 be approved. The motion carried unanimously 9 ayes to 0 nays.

**3. M&C PZ-2996 - Approve Timetable for Proposed City-Initiated Annexation and Authorize Initiation of Zoning for Approximately 147.4 Acres of Land Located South of Avondale-Haslet Road and East of Willow Springs Road, AX-12-006, Avondale-Haslet Road in the Far North Sector in Accordance with the 2012 Comprehensive Plan. (COUNCIL DISTRICTS 2 and 7)**

It was recommended that the City Council approve the proposed City-initiated annexation timetable in order to annex approximately 147.4 acres (0.230 square mile) of land located south of Avondale-Haslet Road and east of Willow Springs Road, AX-12-006, Avondale-Haslet Road in the Far North Sector in accordance with the 2012 Comprehensive Plan for full purposes in compliance with the requirements of Chapter 43 of the Local Government Code of the State of Texas; direct staff to prepare a service plan that provides for the extension of full municipal services to the annexation area; and authorize initiation for certain zoning changes for the annexation area in the Far North Sector, in accordance with the 2012 Comprehensive Plan.

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino that Mayor and Council Communication No. PZ-2996 be approved. The motion carried unanimously 9 ayes to 0 nays.

**F. Award of Contract**

**1. M&C C-25902 - Authorize Execution of a Contract with Stable and Winn Inc., in the Amount of \$4,213,292.00 for Pavement Reconstruction, Water and Sanitary Sewer Main Replacement in Five Streets Utilizing the Amount of \$3,799,678.51 from the 2007 Critical Capital Projects Fund and the Amount of \$1,107,589.85 from the Water and Sewer Capital Projects Funds to Provide for Construction Contract Costs, Contingencies and Construction Services for a Project Total in the Amount of \$4,907,268.36 and Adopt Appropriation Ordinances. (COUNCIL DISTRICT 2)**

It was recommended that the City Council authorize the transfer in the amount of \$1,107,589.85 from the Water and Sewer Fund in the amount of \$770,708.65 to the Water Capital Projects Fund and the amount of \$336,881.20 to the Sewer Capital Projects Fund; authorize the execution of a contract with Stabile and Winn, Inc., in the amount of \$4,213,292.00 for pavement reconstruction, water and sanitary sewer main replacement for Refugio Avenue, from NW 22nd Street to NW 25th Street; NW 23rd Street, from Lee Avenue to Lincoln Avenue; NW 23rd Street, from Columbus Avenue to Hanna Avenue; adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Water Capital Projects Fund, from available funds, for the purpose of pavement reconstruction, water and sanitary sewer main replacement for the streets listed above; and adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Sewer Capital Projects Fund, from available funds, for the purpose of pavement reconstruction, water and sanitary sewer main replacement for the streets listed above.

Motion: Council Member Espino made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. C-25902 be approved, with appreciation to the Transportation and Public Works Department and Appropriation Ordinance Nos. 20447-10-2012 and 20448-10-2012 be adopted. The motion carried unanimously 9 ayes to 0 nays.

**2. M&C C-25903 - Authorize Execution of a Contract with Conatser Construction TX, LP, in the Amount of \$2,364,557.00 for Pavement Reconstruction and Water and Sanitary Sewer Main Replacement on Portions of Several Streets Utilizing the Amount of \$1,850,241.00 from the 2008 Capital Improvement Program Fund and the Amount of \$910,072.00 from the Water and Sewer Capital Projects Funds to Provide for Construction Contract Costs, Contingencies and Construction Services for a Project Total in the Amount of \$2,760,313.00 and Adopt Appropriation Ordinances. (COUNCIL DISTRICT 8)**

It was recommended that the City Council authorize the transfer in the amount of \$910,072.00 from the Water and Sewer Fund, the amount of \$835,572.00 to the Water Capital Projects Fund and the amount of \$74,500.00 to the Sewer Capital Projects Fund; authorize the execution of a contract with Conatser Construction TX, LP, in the amount of \$2,364,557.00 for pavement reconstruction, water and sanitary sewer main replacement for Avenue I, from Campbell Street to Wallace Street; Arch Drive, from Avenue C to East Rosedale Street; Avalon Court, from Northwest Cul-de-Sac to Meadowbrook Drive; Crenshaw Avenue, from Martin Luther King, Jr. Freeway to Thrall Street; Forby Avenue, from Meadowbrook Drive to Mount Vernon Street; Haynes Avenue, from Avenue C to East Rosedale Street; Perkins Street, from Mount Vernon Street to East Lancaster Avenue; Westhill Road, from Martin Luther King, Jr. Freeway to Strong Avenue; Woodrow Avenue, from Camilla Street to East Vickery Boulevard; adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Water Capital Projects Fund, from available funds, for the purpose of pavement reconstruction, water

and sanitary sewer main replacement for the streets listed above; and adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Sewer Capital Projects Fund, from available funds, for the purpose of pavement reconstruction, water and sanitary sewer main replacement for the streets listed above.

Motion: Council Member Allen Gray made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. C-25903 be approved and Appropriation Ordinance Nos. 20449-10-2012 and 20450-10-2012 be adopted. The motion carried unanimously 9 ayes to 0 nays.

**3. M&C C-25904 - Authorize Execution of a Contract with Conatser Construction TX, LP, in the Amount Up to \$1,000,000.00 for the Miscellaneous Storm Drain Improvements Contract 2012. (ALL COUNCIL DISTRICTS)**

It was recommended that the City Council authorize the execution of a contract with Conatser Construction TX, LP, in the amount up to \$1,000,000.00 for the miscellaneous storm drain improvements contract 2012.

Motion: Council Member Burns made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication No. C-25904 be approved. The motion carried unanimously 9 ayes to 0 nays.

**XIV. CITIZEN PRESENTATIONS**

Mr. Robert G. Little, 2902 Schadt Street, appeared before Council relative to heavy commercial truck traffic on his residential street. Mr. Little was referred to Assistant City Manager Fernando Costa for resolution.

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

**XVI. ADJOURNMENT**

There being no further business, Mayor Price adjourned the Regular Meeting at 10:45 a.m. in memory of Mr. Jim Eagle.



## MEMO

DATE: October 9, 2012

TO: Honorable City Council Members

FROM: Misty James 

SUBJECT: Board and Commission Appointments

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Mayor Price will request your consideration for the following Board/ Commission/ Committee appointments on October 9, 2012:

- Mr. Michael Ramirez to Place 9 on the Fort Worth Housing Authority, with a term expiring January 31, 2014. Mr. Ramirez is replacing Mr. Daniel Hernandez.
- Dr. Evan Lenow and Mr. Francisco Hernandez to the Ethics Commission, with terms expiring October 1, 2014.

If you have any questions or concerns, please let me know.



**TO:** The Honorable Mayor and City Council Members  
**FROM:** Sal Espino, District 2 Council Member  
**DATE:** October 9, 2012  
**SUBJECT:** Board and Commission Appointments and Reappointments

Request your favorable consideration to appoint and reappoint the following individuals to Place 2 on the respective Boards, Commissions and Committees as reflected, with terms expiring on dates indicated.

**New Appointments:**

Carlos Flores to the Zoning Commission, with a term expiring October 1, 2014

Ron Shearer to the Building Standards Commission, with term expiring September 30, 2014

**Reappointments:**

Mark Brast to the City Plan Commission, with a term expiring October 1, 2014

Ron Shearer to the Board of Adjustment-Residential, with term expiring October 1, 2014

Elizabeth Farley Parker to the Appeals Board, with term expiring September 30, 2014

J.D. Jimmerson to the Aviation Advisory Board, with term expiring October 1, 2014

Olga Naranjo to the Parks & Community Services Advisory Board, with term expiring October 1, 2014

Teresa Ayala to the Fort Worth Commission for Women, with term expiring October 1, 2014

Jennifer Trevino to the Library Advisory Board, with term expiring October 1, 2014

Jacinto Ramos to the Community Development Council, with term expiring October 1, 2014

Robert Gutierrez to the Historic & Cultural Landmark Commission, with term expiring October 1, 2014

This memorandum and a copy of the applications (and associated resumes if applicable) were sent to each Council Member electronically. The original documents will be maintained in the City Secretary's Office.

**SALVADOR ESPINO**  
**CITY COUNCIL – DISTRICT 2**  
City of Fort Worth ★1000 Throckmorton Street ★ Fort Worth, Texas 76102  
(817) 392-8802 ★FAX (817) 392-6187



To: The Honorable Mayor and City Council Members  
From: Danny Scarth, Council Member District 4  
Date: October09, 2012  
Subject: Board and Commission Appointments and Reappointment

Request your favorable consideration to appoint and reappoint the following individuals to Place 4 on the respective Boards, Commissions and Committees as reflected, with terms expiring on dates indicated.

New Appointments:

- Greg Ricks – Golf Advisory Board, with term expiring October 1, 2014
- Paul Gardner – Board of Adjustment – Residential, with term expiring October 1, 2014

Reappointments:

- Norris Fletcher – Urban Design Commission, with term expiring October 1, 2014
- Thomas A. Reddick – Parks and Community Services Advisory Board, with term expiring October 1, 2014
- Deborah Martinak – Library Advisory Board, with term expiring October 1, 2014
- Alex Jimenez – Aviation Advisory Board, with term expiring October 1, 2014
- Brenda Sanders Wise – Historic and Cultural Landmarks Commission, with term expiring October 1, 2014
- Norris Fletcher – Board of Adjustment – Commercial and Fort Worth Alliance Board of Adjustment, with term expiring October 1, 2014
- Charles Edmonds, Jr. – City Zoning Commission and Fort Worth Alliance Airport Zoning Commission, with term expiring October 1, 2014
- Veronica Zerpa – City Plan Commission, with term expiring October 1, 2014
- Rachel Navejar – Fort Worth Commission for Women, with term expiring October 1, 2014
- Susan Ross – Appeals Board, with term expiring September 30, 2014

This memorandum and a copy of the applications (and associated resumes if applicable) were sent to each Council Member electronically. The original documents will be maintained in the City Secretary's Office.

**City Secretary's Office**

City of Fort Worth ★ 1000 Throckmorton Street ★ Fort Worth, Texas 76102  
(817) 392-6150 ★ FAX (817) 392-6196



**To:** The Honorable Mayor and City Council Members

**From:** Councilman Frank Moss *Franklin D. Moss*

**Date:** October 9, 2012

**Re:** Board and Commission Appointment – District 5

Request your consideration to approve the appointment to the following boards/commissions/ committees with terms expiring as indicated:

Gyna Bivens, Place 5: Board of Adjustment – Residential, October 1, 2013

This memorandum and a copy of the application were sent to each Council Member electronically for review on October 3, 2012, and the original copy will be maintained in the City Secretary's Office.

Franklin D. Moss  
City Council – District 5

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

(817) 392-6150 ★ FAX (817) 392-6196



TO: The Honorable Mayor and City Council Members

FROM: Jungus Jordan, District 6 *JJ*

DATE: October 9, 2012

SUBJECT: Board/Commission/Committee Reappointments

Request your consideration to approve the reappointments to the following board/commission/committee with all terms expiring on October 1, 2014:

- Bo Cung to Place 6 on the Appeals Board
- Erik Brown to Place 6 on the Aviation Advisory Board
- Michael Wellbaum to Place 6 on the Board of Adjustment- Commercial and Fort Worth Alliance Board of Adjustment
- Carl Logan to Place 6 on the Board of Adjustment- Residential
- Robert Pena to Place 6 on the Community Development Council
- Sandra Runnels to Place 6 on the Fort Worth Commission for Women
- Timothy Plocica to Place 6 on the Library Advisory Board
- James Doherty to Place 6 on the Parks and Community Services Advisory Board

This memorandum and a copy of the applications (and associated resumes if applicable) were sent to each Council Member electronically. The original documents will be maintained in the City Secretary's Office.

**JUNGUS JORDAN**

City Council District 6 ★ 1000 Throckmorton Street ★ Fort Worth, Texas 76102  
(817) 392-8806 ★ FAX (817) 392-6187

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

**October 9, 2012**

Page 1 of 1



**SUBJECT: FY2013 GENERAL FUND BUDGET IMPACT: WATER AND SEWER FUND RATES**

The purpose of this Informal Report is to quantify the FY2013 General Fund Budget impact of Water and Sewer Fund rates.

The Water and Sewer Fund is assessed a Street Rental Fee for use of rights-of-way in the City of Fort Worth. The Street Rental Fee of 5% is applied to gross water and sewer service revenue. The City Manager’s Proposed Budget included a transfer of Street Rental Fee revenue to the General Fund based on the water revenue generated by the proposed water and sewer rates.

At the September 18, 2012, City Council meeting, the Council amended M&C G-17679 to only authorize an increase in retail rates for sewer volumes. As a result, the projected transfer of Street Rental Fee revenue to the General Fund was reduced by \$297,035.

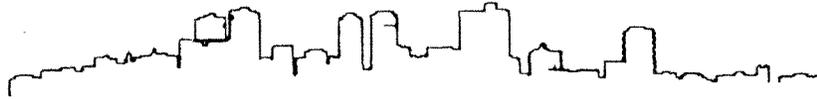
FY2013 Water Revenue Impact	
Proposed Water Revenue	\$ 230,181,644
Adopted Water Revenue (revised M&C)	\$ 224,240,945
Revenue Reduction	\$ (5,940,699)
Street Rental Fee Revenue Impact (5%)	\$ (297,035)

To ensure the FY2013 budget was adopted timely and avoid the unintended consequences of imposing sudden departmental budget changes, the reduction of Street Rental Fee revenue required the use of excess fund balance. The additional use of excess fund balance still allows the City to maintain the reserve requirement at 10%. Consistent with our approach each year, Staff will monitor revenues, scrutinize all spending and begin early evaluating options to address the budget challenges in FY2014.

If you require any additional information, please contact Horatio Porter, Budget Officer at 817-392-2379.

**Tom Higgins  
City Manager**

# CITY OF FORT WORTH, TEXAS



## COUNCIL PROPOSAL

<b>Date:</b> 10-09-2012	<b>File Number:</b> 291	<b>Subject: Waiver of Festival Equipment Rental Fee for the Harambee Festival</b>	
<b>Proposed By:</b> Kelly Allen Gray	<b>City Manager's Review:</b> <i>mdj</i>	<b>Page:</b> PAGE 1 OF 2	
	<b>City Attorney's Review:</b> <i>Peter Kelly 10-1-12</i>		

It is proposed that the City Council approve a waiver of the festival equipment rental fees for the Tarrant County Black Historical and Genealogical Society, Inc. for the October 6, 2012 Third Annual Tarrant County Harambee Festival to be held at Evans Avenue Plaza.

### DISCUSSION:

The Tarrant County Black Historical and Genealogical Society, Inc. is recognized by the IRS as a charitable organization and is dedicated to preserving and promoting the history and contributions of African-Americans in Tarrant County. The Society has requested a waiver of the festival equipment rental fee for the Third Annual Harambee Festival, which was held on Saturday, October 6, 2012.

As stated in the Society's press release, the purpose of the Harambee Festival is for the *"the entire Tarrant County Community [to] pull together in celebration of our shared history."* The Society has reserved the use of Evans Avenue Plaza for the Festival and has paid the site reservation fee. In October 2004, the City Council adopted a master plan for the Evans and Rosedale Business and Cultural District, which outlines implementation strategies for the broader vision plan for this area that was developed in 2000. As cited in the City's Comprehensive Plan, the master plan adopted by the City Council was, among other things, *"intended to celebrate the African-American heritage of Near Southeast Fort Worth through the development of an attractive, economically vibrant, pedestrian-scaled neighborhood center."* As a result, the Festival's location at the Evans Avenue Plaza is particularly appropriate.

The City of Fort Worth's Festival Equipment Rental Policy establishes fees for rental of various pieces of festival equipment (M&C G-12180 April 07, 1998 and G-15881, September 25, 2007). The Society has requested the use of the 24' x 30' aluminum stage and that the fee of \$500 be waived. This waiver includes only the equipment rental fee. The Society is aware of and has no objections to paying labor costs that the City incurred in delivering, setting up, tearing down, and removing equipment.

The Harambee Festival brings awareness to the Society, Evans Avenue Plaza, and the Terrell Heights Community, and also promotes and furthers the City's efforts to redevelop and revitalize the Evans and Rosedale area. In 2001, the City Council selected the Evans and Rosedale Urban Village as one of twelve community urban villages where revitalization efforts were most needed and where the use of public incentives could most sensibly be focused. As recommended by the Comprehensive Plan and in accordance with Resolution No. 3716-03-2009 (Expanding Economic Development Programs in the City), the City previously has authorized multiple public incentives to promote the redevelopment and awareness of the Evans and Rosedale Urban Village.

Consistent with the City Council's previous actions, it is proposed that the equipment rental fee be waived for the October 6, 2012 Festival event.

- LEGALITY
- FISCAL NOTE
- CITY MANAGER'S COMMENTS
- CITY POLICIES MANUAL

CITY OF FORT WORTH, TEXAS



COUNCIL PROPOSAL

Date: 10-09-2012	File Number: 291	Subject: Waiver of Festival Equipment Rental Fee for the Harambee Festival	
Proposed By: Kelly Allen Gray		City Manager's Review: <i>M. Higgins</i>	Page: PAGE 2 OF 2
		City Attorney's Review: <i>Peter V. Kelly 10-1-12</i>	

**LEGALITY:**

The Department of Law finds that this proposal is legal and that it is within the authority of the City Council.

**FISCAL NOTE:**

The Finance Director certifies that the approval of this Council Proposal will not require the appropriation of additional funds at this time.

**CITY MANAGER'S COMMENT:**

The City Manager has no objection to the proposed waiver.

**PROPOSED BY:**

*Kelly Allen Gray*  
\_\_\_\_\_  
Council Member Kelly Allen Gray

*Frank Moss*  
\_\_\_\_\_  
Council Member Frank Moss

- LEGALITY
- FISCAL NOTE
- CITY MANAGER'S COMMENTS
- CITY POLICIES MANUAL

**No Documents for this Section**

**No Documents for this Section**

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

**DATE:** Tuesday, October 9, 2012

**LOG NAME:**

**REFERENCE NO.:** \*\*OCS-1865

**SUBJECT:**

Notices of Claims for Alleged Damages and/or Injuries

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**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, October 3, 2012.

**Attachment**

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**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)

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# CITY COUNCIL MEETING

Tuesday, October 09, 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
Gary and Dranda Hopps	9/27/2012	9/26/2012	2305 Woodmont Trail	Property Damage	Retaining wall damaged due to construction.	TPW	No	No
Gloria A. Gonzalez	9/27/2012	9/23/2012	Jacksboro HWY & River Oaks Blvd	Auto Damage	FWRPD crashed into car.	Police	No	No
Ramon Gasca, jr.	9/27/2012	9/2/2012	E. on Camp Bowie from I-820	Auto Damage	Motorcycle & bodily damage resulting from manhole.	TPW	No	No
Faye Hill Jefferson	9/28/2012	9/13/2012	4652 Lois Street	Property Damage	Roof damage due to debris and asphalt.	TPW	No	No
William J. Simmons	9/27/2012	8/2/2012	2728 Calico Rock Drive	Auto Damage	Vehicle damaged due to street repairs.	TPW	Yes	No
Verizon - 4872 Van Zandt	9/28/2012	9/10/2012	4872 Van Zandt Drive	Property Damage	Water Dept. damaged fiber optic cable.	Water	No	No
Naomi Brown	9/28/2012	9/25/2012	Humbert Ave & Faron	Auto Damage	Window damaged from flying debris.	TPW	No	No

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Mildred R. Triche	10/1/2012	9/7/2012	1700 Liberty	Property Damage	Stolen vehicle crashed into property.	Police	No	No
Verizon - 11093 Alta	10/1/2012	8/29/2012	11093 Alta Vista & Golden	Property Damage	Damaged buried cable.	TPW	No	No
Maria E. Reyna	10/2/2012	9/23/2012	2300 Jacksboro Hwy & 6300	Auto Damage	FYPD caused damage to insured's vehicle.	Police	No	No
Eduardo Sigala	10/3/2012	9/29/2012	Butler & Colte	Auto Damage	Road caved in and damaged vehicle.	Water	Yes	No
Ed A. Wilson	10/3/2012	8/8/2012	2912 Alton Road	Property Damage	City Contractor cut sprinkler lines.	TPW	No	No
Zip to Zip Transport, Inc	10/3/2012	7/27/2012	Villagcreek Street	Property Damage	Low handling wire struck vehicle.	TPW	No	No

**No Documents for this Section**

**No Documents for this Section**

Zoning Docket items are linked on the Council Meeting Agenda.

**No Documents for this Section**