
PRE-COUNCIL MEETING
TUESDAY, OCTOBER 16, 2012
8:30 A.M.
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH TEXAS

1. Report of the City Manager - **Tom Higgins, City Manager**
 - a. Changes to the City Council Agenda
 - b. Upcoming and Recent Events
 - c. Organizational Updates and Employee Recognition(s)
 - d. Informal Reports
 - [IR 9518](#): August 2012 - Sales Tax Update
 - [IR 9519](#): Impact of Denial of Water Rate Increase on Water and Sewer Fund
2. Current Agenda Items - **City Council Members**
3. Responses to Items Continued from a Previous Week
 - a. [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) (**Continued from October 9, 2012 by Staff**)
 - b. [M&C PZ-2957](#) - Consider Institution of the Annexation and Adoption of Ordinance for the Owner-Initiated Annexation of Approximately 3.3 Acres of Land Located North of Avondale-Haslet Road and East of US 287, AX-11-008, 2484 Avondale-Haslet Road (COUNCIL DISTRICT 7) (**Continued from September 25, 2012 by Staff**)
 - c. [ZC-11-043](#) - M & H Food Mart, 2484 Avondale-Haslet Road; from: Unzoned to: "E" Neighborhood Commercial (COUNCIL DISTRICT 7) (**Recommended for Approval by the Zoning Commission**) (**Continued from September 26, 2012 by Council Member Shingleton**)
4. Briefing on Proposed Economic Development Program Agreement for Flexpipe Systems, Inc. Project at Carter Industrial Park - **Ana Alvarado, Housing and Economic Development**
5. Briefing on Pension Actuarial Report - **Susan Alanis, City Manager's Office**
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](#)

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

ATTACHMENT A
EXECUTIVE SESSION
(Pre-Council Chamber)
Tuesday, October 16, 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. *David Ellis v. City of Fort Worth, Texas*, Case No. 11-1510, Supreme Court of the United States;
 - b. *Jason Lee Macias & Misty Lanette Ford Macias v. City of Fort Worth and Daniel McCreery*, Civil Action No. 4:12-cv-00096-A; and
 - c. Legal issues concerning any item listed on today's City Council meeting agendas;
2. Deliberate the purchase, sale, lease or value of real property in accordance with Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party;
3. Deliberate concerning economic development negotiations as authorized by Section 551.087 of the Texas Government Code; and
4. Deliberate the deployment, or specific occasions for implementation, of security personnel or devices, in accordance with Section 551.076 of the Texas Government Code.

**CITY COUNCIL AGENDA
FOR THE MEETING AT 10:00 A.M. TUESDAY, OCTOBER 16, 2012
CITY COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

- I. CALL TO ORDER**
- II. INVOCATION** - Pastor Todd Hearnberger, Bethesda Community Church
- III. PLEDGE OF ALLEGIANCE**
- IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF OCTOBER 9, 2012**
- V. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA**
- VI. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF**
- VII. CONSENT AGENDA**
 1. Items on the Consent Agenda require little or no deliberation by the City Council. Approval of the Consent Agenda authorizes the City Manager, or his designee, to implement each item in accordance with staff recommendations.
 - A. General - Consent Items**
 1. [M&C G-17703](#) - Authorize Payments to Tarrant County Elections Administration for the Remaining Cost of Election Services for the May 12, 2012, District 8 Special Election in the Amount of \$29,310.75 and for Payment of the Total and Final Cost for the June 22, 2012, District 8 Run-Off Election in the Amount of \$136,428.26 for a Total Amount Due of \$165,739.01 (ALL COUNCIL DISTRICTS)
 2. [M&C G-17704](#) - Authorize Amendment of the City of Fort Worth's Homebuyer Assistance Program to Allow Maximum Loan Amounts Based on Household Income Levels (ALL COUNCIL DISTRICTS)
 3. [M&C G-17705](#) - Approve Findings of Ground Transportation Coordinator Regarding Application of Advance Transportation Solutions, LLC, to Operate Three Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
 4. [M&C G-17706](#) - Adopt Capital Improvements Plan Citizen Advisory Committee's Semi-Annual Progress Report for Water and Wastewater Impact Fees (ALL COUNCIL DISTRICTS)
 - B. Purchase of Equipment, Materials, and Services - Consent Items**
 1. [M&C P-11445](#) - Authorize Purchase of Both Aircraft and Airport Liability Insurance from Key & Piskuran Insurance Agency, a Higginbotham Company, for a Combined Total Premium in the Amount of \$86,600.00 (ALL COUNCIL DISTRICTS)
 2. [M&C P-11446](#) - Authorize Non-Exclusive Purchase Agreements with North Texas Hydromulching & Services, L.L.C., and King Ranch Turfgrass in the Amount of \$500,000.00 for Grass Seed and Sod for City Departments (ALL COUNCIL DISTRICTS)
 3. [M&C P-11447](#) - Authorize Purchase Agreement with DLT Solutions, LLC, in

the Amount of \$63,751.00 for Autodesk Buzzsaw Application Hosting Services for Integrated Program Management for the Transportation and Public Works Department (ALL COUNCIL DISTRICTS)

C. Land - Consent Items - None

D. Planning & Zoning - Consent Items - None

E. Award of Contract - Consent Items

1. [M&C C-25916](#) - Authorize Execution of a Contract with the Arts Council of Fort Worth and Tarrant County, Inc., in the Amount of \$799,690.00 from the General Fund to Promote Artistic and Cultural Activities for Fiscal Year 2013 (ALL COUNCIL DISTRICTS)
2. [M&C C-25917](#) - Authorize Execution of a Communications Systems Agreement with the City of Crowley for Participation in the City of Fort Worth's Two-Way Public Safety Radio System at No Cost to the City of Fort Worth (ALL COUNCIL DISTRICTS)
3. [M&C C-25918](#) - Authorize Entering into an Artwork Commission Contract in the Amount of \$45,300.00 with Montage 48/61, a General Partnership Between Charlotte Lindsey and Larry Enge, for Public Art Within the Berry/Riverside Urban Village on the Northeast and Southwest Corners of the Intersection of East Berry Street and Riverside Drive (COUNCIL DISTRICT 8)
4. [M&C C-25919](#) - Authorize Execution of Change Order No. 5 to City Secretary Contract No. 29110-A7 with Johnson Controls, Inc., Deducting the Amount of \$65,119.00 for a Revised Total Contract in the Amount of \$3,332,830.00 for the Energy Savings Performance Contract at Selected City Owned Facilities (ALL COUNCIL DISTRICTS)
5. [M&C C-25920](#) - Authorize Transfer from the Specially Funded Capital Projects Fund to the General Fund in the Amount of \$483,978.00 for Management of the Fort Worth Public Art Program and Maintenance of the Public Art Collection and Authorize Execution of a Professional Management Services Agreement with the Arts Council of Fort Worth and Tarrant County, Inc., in the Amount of \$438,978.00 for Fiscal Year 2013 Management of the Public Art Program and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
6. [M&C C-25921](#) - Authorize Rejection of All Bids for the Tony's Creek Detention Basin Rehabilitation Project and Re-Advertisement of the Project for Bids (COUNCIL DISTRICT 2)
7. [M&C C-25922](#) - Authorize Execution of an Interlocal Agreement with Tarrant County to Install High Water Warning Signs and Flashers on Oak Grove Road at Deer Creek (COUNCIL DISTRICT 8)
8. [M&C C-25923](#) - Authorize Execution of a License Agreement to Allow the

Texas Coalition for Animal Protection to Use the Chuck Silcox Animal Care and Control Facility for the Purpose of Offering Low Cost Vaccinations to Privately Owned Animals (ALL COUNCIL DISTRICTS)

9. [M&C C-25924](#) - Authorize Execution of an Engineering Agreement with RJN Group, Inc., in the Amount of \$349,740.00 for Village Creek Parallel Interceptor, M-503/M-244 Improvements on Quail Road, Ramey Avenue, Pioneer Parkway and Handley Drive and Adopt Appropriation Ordinances (COUNCIL DISTRICT 5)
10. [M&C C-25925](#) - Authorize Execution of an Engineering Agreement with Dunaway Associates, Inc., in the Amount of \$347,180.00 for Westside III and IV Water Main Connections (COUNCIL DISTRICT 3)
11. [M&C C-25926](#) - Authorize Execution of a Construction Contract with 2L Construction L.L.C., in the Amount of \$267,996.83 for Trailhead and Trail Improvements at Trail Drivers Park (COUNCIL DISTRICT 2)

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. OCS - 1866 - Notice of Claims for Alleged Damages and/or Injuries

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. Recognition of USA Track and Field Coach Jon Drummond

X. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events
2. Recognition of Citizens

XI. PRESENTATIONS BY THE CITY COUNCIL

1. Changes in Membership on Boards and Commissions

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

1. Report by the Aviation Advisory Board

XIII. RESOLUTIONS

1. A Resolution Appointing Members to Serve on the Fort Worth Art Commission

XIV. REPORT OF THE CITY MANAGER

A. Benefit Hearing - None

B. General

1. [M&C G-17707](#) - Authorize Reimbursement of the General Fund in the Amount of \$571,864.42 for Expenses Associated with the Leasing of City Owned Minerals in Fiscal Year 2012 from Royalties and Bonuses Received and Adopt Appropriation Ordinance (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) **(Continued from a Previous Meeting)**

2. [M&C P-11444](#) - **(Revised)** Authorize Agreement with Allied Waste Services of Fort Worth, LLC d/b/a Allied Waste Services of Fort Worth/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

1. [M&C L-15446](#) - Authorize Condemnation by Eminent Domain of a Fee Simple Interest in 0.956 Acres of Land for Right-of-Way and an Easement Interest in 0.005 Acres of Land for Permanent Pedestrian Access and 0.526 Acres for Temporary Construction Located West of the Shiver Road and North Beach Street Intersection in Abstract 1611, Tract 1, Charles C. Whyte Survey, Owned by JDI Investors, L.P., for the Widening of North Beach Street from Vista Meadows Drive to Shiver Road (COUNCIL DISTRICT 2)
2. [M&C L-15447](#) - Authorize Acceptance of a 4.5 Acre Land Donation from XTO Energy Inc., for the Purpose of Developing the Proposed South Central Community Center and Dedicate the Property as Parkland (COUNCIL DISTRICT 9)

E. Planning & Zoning

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

F. Award of Contract

1. [M&C C-25927](#) - Authorize Execution of a Contract with Stabile & Winn, Inc., in the Amount of \$1,509,998.35 for Pavement Reconstruction and Water Main Replacement on Portions of Beddell Street, Bewick Street, Flint Street, Wayside Avenue and Willing Avenue Utilizing the Amount of \$1,403,965.35 from the Street Improvements 2008 Fund and the Amount of \$441,638.00 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 \$1,845,603.35 and Adopt Appropriation Ordinance (COUNCIL DISTRICT 9)
2. [M&C C-25928](#) - Conduct a Public Hearing, Ratify Application for and Authorize Acceptance of a Grant from the Fiscal Year 2012 Edward Byrne Memorial Justice Assistance Grant Formula Program from the United States Department of Justice, Office of Justice Programs and Bureau of Justice Assistance in the Amount of \$561,566.00, Authorize

Execution of a Grant Agreement with the United States Department of Justice and Related Memoranda of Understanding with Tarrant County and Cities Located in Tarrant County, Authorize Use of Anticipated Interest in the Amount of \$10,000.00 and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS) **(PUBLIC HEARING)**

- a. Report of City Staff
- b. Citizen Presentations
- c. Council Action

XV. ZONING HEARING

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

XVI. CITIZEN PRESENTATIONS

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

XVIII. ADJOURNMENT

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

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ATTACHMENT B
EXECUTIVE SESSION
(Pre-Council Chamber)
Tuesday, October 16, 2012

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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:
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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.

No Documents for this Section



Updated October 11, 2012

City of Fort Worth
City Council Pre-Council Agenda Calendar

October 16, 2012

8:30 a.m. Pre-Council Meeting

Continued Items:

- **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) (**Continued from October 9, 2012 by Staff**)
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- o Briefing on Proposed Economic Development Program Agreement for Flexpipe Systems, Inc. Project at Carter Industrial Park [*Ana Alvarado, Housing and Economic Development*]
- o Briefing on Pension Actuarial Report [*Susan Alanis, City Manager's Office*]

October 23, 2012

8:30 a.m. Pre-Council Meeting

Continued Items:

- **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) (**Continued from October 9, 2012 by Council Member Scarth**)
- **ZC-12-100** - 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**) (**Continued from October 9, 2012 by Council Member Jordan**)
- o Briefing on Pension Fund [*Susan Alanis, City Manager's Office*]



Updated October 11, 2012

City of Fort Worth
City Council Pre-Council Agenda Calendar

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 Proposed 2013 State Legislative Program [T.J. Patterson, Governmental Relations]
- o Briefing on Stormwater Utilities [Greg Simmons, Transportation and Public Works]
- o Update on Jail Contract [Jeff Halstead, Police]



Updated October 11, 2012

City of Fort Worth
City Council Pre-Council Agenda Calendar

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**)
- **ZC-12-097** - 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) (**Continued from October 9, 2012 by Council Member Allen Gray**)
- o Overview of Significant Zoning Cases [*Dana Burghdoff, Planning and Development*]
- o Dallas/Fort Worth Airport Commercial Development Land Use Plan Update [*John Terrell, D/FW Airport*]
- 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



Updated October 11, 2012

City of Fort Worth
City Council Pre-Council Agenda Calendar

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 Council Meeting of October 9, 2012 Staff Action Tracking

Item #1	FY2013 Impact of Water Rates on the Water Fund		
Due Date:	October 16, 2012	Council District:	6
Staff Action:	Provide Council with an Informal Report quantifying the FY2013 impact of water rates on the Water Fund.		
Responsibility:	Frank Crumb (Water Department)		

Item #2	Neighborhood Traffic Control		
Due Date:	October 23, 2012	Council District:	ALL
Staff Action:	Staff to provide an IR on alternative methods of speed control for neighborhoods. Include how the City plans to maintain existing speed humps and cushions.		
Responsibility:	Doug Wiersig (Transportation and Public Works) and Jeff Halstead (Police)		

Item #3	Stormwater Fees		
Due Date:	November 12, 2012	Council District:	4, 6
Staff Action:	Staff to review stormwater fees to assess how much is going towards capital improvements and maintenance and how much is for administrative costs and report back to Council.		
Responsibility:	Doug Wiersig (Transportation and Public Works)		

**CITY OF FORT WORTH, TEXAS
REGULAR CITY COUNCIL MEETING
OCTOBER 9, 2012**

Present:

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

Absent:

Council Member Salvador Espino, District 2

Staff Present:

Tom Higgins, City Manager
Gerald Pruitt, 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 7:00 p.m., on Tuesday, October 9, 2012, in the City Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102, with Council Member Espino absent.

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

The invocation was provided by Dr. Donald Hogg, Westminster Presbyterian Church.

III. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF OCTOBER 2, 2012

Motion: Council Member Scarth made a motion, seconded by Mayor Pro tem Zimmerman, that the Minutes of the Regular Meeting of October 2, 2012, be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

V. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

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

VI. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

City Manager Higgins requested that Mayor and Council Communication No. P-11444 be continued until the October 16, 2012, Council meeting.

VII. CONSENT AGENDA

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

A. General - Consent Items

1. M&C G-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)

The City Council approved the following recommendation: Ratify a purchase in the amount of \$67,073.10 from WMD Tech, LLC, for regional arson and bomb training for 10 area bomb squads hosted by the Fort Worth Fire Department's Arson/Bomb Unit.

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)

The City Council approved the following recommendation: Authorize the acceptance of funds from Tarrant County 9-1-1 District for Fiscal Year 2013 in the amount of \$372,393.00 for the Public Safety Answering Point's Assistance Reimbursement Program; and adopt Supplemental Appropriation Ordinance No. 20451-10-2012 increasing the estimated receipts and appropriations in the General Fund, subject to receipt of funds, for the purpose of the Public Safety Answering Point's Assistance Reimbursement Program for the Fiscal Year 2013.

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)

The City Council approved the following recommendation: 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.

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)

The City Council approved the following recommendation: Authorize a purchase agreement for maintenance, repair and operating supplies from W.W. Grainger, Incorporated using the Texas Multiple Award Schedule (TXMAS) Cooperative Contract Number 2-539030 for all City departments in the amount of \$1,000,000.00 for the first year; and authorize the execution of an incremental incentive agreement between the City of Fort Worth and W.W. Grainger, Incorporated.

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)

The City Council approved the following recommendation: Authorize sole source purchase agreement with Westech Engineering, Inc., for Westech clarifier parts and repairs for the Water Department in the amount of \$60,000.00 for the first year.

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)

The City Council approved the following recommendation: 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.

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)

**CITY OF FORT WORTH, TEXAS
REGULAR CITY COUNCIL MEETING
OCTOBER 9, 2012
Page 4 of 22**

The City Council approved the following recommendation: Authorize the purchase of a wheeled excavator from Kirby Smith Machinery, Inc., using the Houston Galveston Area Council Cooperative Contract No. EM06-11 for the Transportation and Public Works Department in the amount of \$252,385.00.

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) (See reconsideration of the M&C on page 19.)

The City Council approved the following recommendation: Authorize the direct sale of a tax-foreclosed property located at 1312 Carson Street, described as .67 acre, Tuggle, Henry P. Survey A 1514, Tr 1C and 1.06 acres, Akers, John Survey, A 24, Tr 6E, 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; authorize the execution of option to purchase; and authorize the execution and recording of the appropriate instruments conveying the property to complete the sale.

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)

The City Council approved the following recommendation: Authorize the direct sale of two (2) tax-foreclosed properties located at 5132 Farnsworth Avenue, described as Lots 23 & 24, Block 110, Chamberlain, Arlington Heights 2nd and 5132 Helmick Avenue, described as Lots 23 & 24, Block 123, Chamberlain, Arlington Heights 2nd, in the amount of \$4,931.54, in accordance with Section 34.05 of the Texas Tax Code to the City of Fort Worth; authorize the purchase of the properties by the City of Fort Worth in the amount of \$4,931.54, plus closing costs in the amount of \$4,357.26 in post judgment taxes; and authorize the execution and recording of the appropriate instruments conveying the property to complete the sale and purchase, for the East Como channel Improvements Project.

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)

The City Council approved the following recommendation: 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.

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)

The City Council approved the following recommendation: 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 design contract in the amount of \$2,476,639.00.

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)

The City Council approved the following recommendation: Authorize execution of Change Order No. 2 to City Secretary Contract No. 43041, in the amount of \$94,317.50, with JLB Contracting, LLC, 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.

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)

The City Council approved the following recommendation: Authorize the execution of a contract with Alliance for Children in the amount not to exceed \$64,000.00 in order to assist with the funding of Child Abuse Prevention Programs.

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)

The City Council approved the following recommendation: The City Council approved the following recommendation: Authorize the 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 for a period of 12 months, with five (5) one (1) year options to renew annually.

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)

The City Council approved the following recommendation: Authorize the execution of an agreement with Safe City Commission, Inc., in the amount of \$235,195.00 for Fiscal Year 2013 to continue operation of a Community Advocacy Crime Prevention Program.

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)

The City Council approved the following recommendation: Authorize the transfer in the amount of \$164,110.00 from the Water and Sewer Operating Fund to the Sewer Capital Projects Fund; adopt Appropriation Ordinance No. 20452-10-2012 increasing the estimated receipts and appropriations in the Sewer Capital Projects Fund, from available funds, for the purpose of Sanitary Sewer Rehabilitation Contract 87; and authorize the execution of a contract in the amount of \$146,110.00 with Khafra Engineering Consultants, Inc., for Sanitary Sewer Rehabilitation Contract 87.

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

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

End of Consent Agenda.

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. Presentation of Proclamation for Bullying Awareness Week

Council Member Burns presented the Proclamation for Bullying Awareness Week to Ms. Kathryn Everest, Director of Guidance and Counseling, Fort Worth Independent School District. He stated that bullying, the abusive treatment, use of force or coercion to affect others, fostered a climate of fear and disrespect that seriously impaired the physical and psychological health of its victims creating conditions that negatively affected learning, thereby undermining the ability of youth to achieve their full potential. He further stated that statistics showed that the United States had a growing problem among teens with most incidents taking place inside the school while a smaller number of them occurred outside on the school grounds, on the school bus or on the way to and from school. He encouraged all citizens to do their part in ensuring that all children have a safe, caring and respectful place to feel safe, learn and socialize.

Ms. Everest expressed appreciation to the Mayor and Council for the Proclamation and encouraged everyone to do their part to keep all children safe.

Mayor Price announced that the S.S. Dillow Elementary School Choir would perform two songs for the Council and audience. She advised that the students were late due to bus issues. She expressed appreciation for their attendance at the meeting and encouraged them to study and stay in school.

2. Presentation of Recognition of the United Arab Emirates Police Officials

Police Chief Halstead presented the Recognition of the United Arab Emirates (UAE) Police Officials to Dr. James Vardalis, Tarleton State University, on behalf of UAE, and made a special presentation to UAE police officials to honor a cooperative relationship in making the world a safer place.

Police Officials from the UAE also presented Mayor Price and Chief Halstead with gifts and a plaque showing their appreciation.

3. Presentation by Steer FW

Mr. Keome Rowe, Assistant to the Chief of Staff, Mayor's Office, stated the SteerFW was a unique initiative designed to engage young leaders in local government. He pointed out that the initiative emerged as a solution to low voter turnout among young people and to help the leaders of tomorrow steer the future of our city. He advised that SteerFW members served on task forces and were paired with policy experts to identify local challenges and adopt innovative answers that made positive difference in our community.

The following SteerFW Task Force members provided brief reports on their community projects.

MaryAnn Means and Rachel Capua, Urban Development Task Force
Renee Parker, Chair Employment Opportunities Task Force
Jason Brown, Vice Chair, Education Task Force
Jonathon Horton, Chair, Public Transit Task Force

4. Presentation of Certificate of Recognition to Former Board and Commission Members

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

Ms. Elva LeBlanc, for her service on the Art Commission, from October 2, 2007, through August 30, 2012.

Council Member Allen Gray, for her service on the Community Action Partners Council, from February 27, 2002, through May 25, 2012.

The following individuals were recognized for their service but did not attend the meeting.

Mr. Don Smith, for his service on the Urban Design Commission, from January 1, 2008, through May 10, 2012.

Ms. Charlsye Lewis, for her service on the Animal Shelter Advisory Committee, from August 10, 2010, through September 18, 2012.

Ms. Johanna McCully-Bonner, for her service on the Board of Adjustment Commercial and Fort Worth Alliance Airport Board of Adjustment, from May 30, 2006, through September 25, 2012.

Ms. Kimberly Britton, for her service on the Board of Trustees of the Employees' Retirement Fund, from September 15, 2009, through March 20, 2012.

Ms. Gyna Bivens, for her service on the City Plan Commission and Capital Improvements Advisory Committee for Transportation Impact Fees, from November 1, 2011, through June 26, 2012.

Ms. Juna Allen-Harris, for her service on the Community Development Council, from February 3, 2009, through September 25, 2012.

Mr. Mason Rice, Jr., for his service on the Community Development Council, from February 2, 2010, through July 24, 2012.

Ms. Nell Cass, for her service on the Fort Worth Human Relations Commission, from March 18, 2008, through September 25, 2012.

Mr. Perry Roc Pack, for his service on the Fort Worth Human Relations Commission, from October 14, 2003, through July 24, 2012.

Mr. Richard Reyro, for his service on the Golf Advisory Committee, from June 9, 2010, through September 13, 2012.

Ms. Jessie Johnson, for her service on the Library Advisory Board, from July 28, 2009, through June 5, 2012.

Mr. Michael Faucette, for his service on the Parks and Community Services Advisory Board, from December 12, 2006, through August 7, 2012.

Mr. Danny Sims, for his service on the Parks and Community Services Advisory Board, from October 5, 2010, through August 14, 2012.

Mr. Jim Hille, for his service on the Board of Trustees of the Employees' Retirement Fund, from August 28, 2007, through March 20, 2012.

Mr. Jake Petras, for his service on the Board of Adjustment-Commercial and Fort Worth Alliance Airport Board of Adjustment, from November 1, 2011, through August 1, 2012.

Ms. Tracy Edwards, for her service on the Animal Shelter Advisory Committee, from January 15, 2008, through August 7, 2012.

X. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events

Council Member Scarth announced that a Northeast Fort Worth Economic Development Summit would be held on October 12, 2012, and stated for more information to contact the District 4 Office at 817-392-8804.

Council Member Allen Gray expressed appreciation to everyone who attended the centennial celebration of Polytechnic High School last weekend.

Mayor Pro tem Zimmerman announced that the Alliance Air Show was a great event last weekend even though the weather was cold. He stated the crowd was excellent and the shows were stunning.

Council Member Burns announced that the Whiskey Folk Rangers would be performing at Magnolia Green on October 12, 2012, at 7:00 p.m. and invited everyone to bring a picnic basket and blanket to enjoy the show. He also announced that the ArtsGoggle event would be held October 13, 2012, from 4:00 p.m. to 10:00 p.m. and for more information to visit www.fwsouth.org. He further stated 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.

2. Recognition of Citizens

There were no citizens recognized at this time.

XI. PRESENTATIONS BY THE CITY COUNCIL

1. Changes in Membership on Boards and Commissions

Motion: Council Member Scarth made a motion, seconded by Council Member Burns, that the individuals listed below be appointed or reappointed to the various boards and commissions, effective October 9, 2012, with terms expiring as reflected. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

Appointment:

- Mr. Michael Rameriz, Place 9, Fort Worth Housing Authority, with a term expiring on January 31, 2014

Reappointments:

- Dr. Evan Lenow, Ethics Commission, with a term expiring on October 1, 2014
- Mr. Francisco Hernandez, Ethics Commission, with a term expiring on October 1, 2014

Motion: On behalf of Council Member Espino, Mayor Pro tem Zimmerman made a motion, seconded by Council Member Burns, that the individuals listed below be appointed or reappointed to the various boards and commissions, effective October 9, 2012, with terms expiring as reflected. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

Appointments:

- Mr. Carlos Flores, Place 2, Zoning Commission, with a term expiring on October 1, 2014
- Mr. Ron Shearer, Place 2, Building Standards Commission, with a term expiring on September 30, 2014

Reappointments:

- Mr. Mark Brast, Place 2, City Plan Commission, with a term expiring on October 1, 2014
- Mr. Ron Shearer, Place 2, Board of Adjustment-Residential, with a term expiring on October 1, 2014
- Ms. Elizabeth Farley Parker, Place 2, Appeals Board, with a term expiring on September 30, 2014
- Mr. J.D. Jimmerson, Place 2, Aviation Advisory Board, with a term expiring on October 1, 2014
- Ms. Olga Naranjo, Place 2, Parks and Community Services Advisory Board, with a term expiring on October 1, 2014
- Ms. Teresa Ayala, Place 2, Fort Worth Commission for Women, with a term expiring on October 1, 2014
- Ms. Jennifer Trevino, Place 2, Library Advisory Board, with a term expiring on October 1, 2014
- Mr. Jacinto Ramos, Place 2, Community Development Council, with a term expiring on October 1, 2014
- Mr. Robert Gutierrez, Place 2, Historic and Cultural Landmark Commission, with a term expiring on October 1, 2014

Motion: Council Member Scarth made a motion, seconded by Council Member Shingleton, that the individuals listed below be appointed or reappointed to the various boards and commissions, effective October 9, 2012, with terms expiring as reflected. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

Appointments:

- Mr. Paul Gardner, Place 4, Board of Adjustment-Residential, with a term expiring on October 1, 2014

Reappointments:

- Mr. Norris Fletcher, Place 4, Urban Design Commission, with a term expiring on October 1, 2014
- Mr. Thomas A Reddick, Place 4, Parks and Community Services Advisory Board, with a term expiring on October 1, 2014
- Ms. Deborah Martinak, Place 4, Library Advisory Board, with a term expiring on October 1, 2014
- Mr. Alex Jimenez, Place 4, Aviation Advisory Board, with a term expiring on October 1, 2014

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- Ms. Brenda Sanders Wise, Place 4, Historic and Cultural Landmarks Commission, with a term expiring October 1, 2014
- Mr. Norris Fletcher, Place 4, Board of Adjustment-Commercial and Fort Worth Alliance Board of Adjustment, with a term expiring October 1, 2014
- Mr. Charles Edmonds, Jr., Place 4, City Zoning Commission and Fort Worth Alliance Airport Zoning Commission, with terms expiring on October 1, 2014
- Ms. Veronica Zerpa, Place 4, City Plan Commission, with a term expiring on October 1, 2014
- Ms. Rachel Navejar, Place 4, Fort Worth Commission for Women, with a term expiring on October 1, 2014
- Ms. Susan Ross, Place 4, Appeals Board, with a term expiring on September 30, 2014

Motion: Council Member Moss made a motion, seconded by Council Member Shingleton, that Ms. Gyna Bivens be appointed to Place 5 on the Board of Adjustment-Residential, with a term expiring on October 1, 2013. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

Motion: Council Member Jordan made a motion, seconded by Council Member Shingleton, that the individuals listed below be reappointed to the various boards and commissions, effective October 9, 2012, with terms expiring as reflected. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

- Mr. Bo Cung, Place 6, Appeals Board, with a term expiring on October 1, 2014
- Mr. Erik Brown, Place 6, Aviation Advisory Board, with a term expiring on October 1, 2014
- Mr. Michael Wellbaum, Place 6, Board of Adjustment-Commercial and Fort Worth Alliance Board of Adjustment, with terms expiring on October 1, 2014
- Mr. Carl Logan, Place 6, Board of Adjustment-Residential, with a term expiring on October 1, 2014
- Mr. Robert Pena, Place 6, Community Development Council, with a term expiring on October 1, 2014
- Ms. Sandra Runnels, Place 6, Fort Worth Commission for Women, with a term expiring on October 1, 2014
- Mr. Timothy Plocica, Place 6, Library Advisory Board, with a term expiring on October 1, 2014
- Mr. James Doherty, Place 6, Parks and Community Services Advisory Board, with a term expiring on October 1, 2014

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

Motion: Council Member Allen Gray made a motion, seconded by Council Member Moss, that the rules be suspended so action could be taken on the Council Proposal No. 291 tonight. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

Motion: Council Member Allen Gray made a motion, seconded by Council Member Moss, that Council Proposal No. 291 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

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

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

XIII. ZONING HEARING

Mayor Price opened the public hearing.

The Notice of Special Hearing set today as the date for the hearing in connection with recommended changes and amendments to Zoning Ordinance No. 13896 and that notice of the hearing had been given by publication in the Fort Worth Star-Telegram, the official newspaper of the City of Fort Worth, on September 21, 2012.

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)

Motion: Council Member Moss made a motion, seconded by Council Member Shingleton, that Zoning Docket No. ZC-12-078 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

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.

The following individuals appeared before Council in support of Zoning Docket No. ZC-12-088.

Mr. Jess Price, 4013 Linden Avenue
Mr. John Roberts, 1110 Penn Street

Ms. Sabrina Sitton, 4017 Linden Avenue, completed a speaker card in support of Zoning Docket No. ZC-12-088, but did not wish to address the Council.

Mr. James Wayte, 4014 Linden Avenue, submitted a comment card in support of Zoning Docket No. ZC-12-088.

Council Members Shingleton and Burns expressed appreciation to the neighbors who worked on this project.

Motion: Council Member Shingleton made a motion, seconded by Council Member Burns, that Zoning Docket No. ZC-12-088 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

[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 \(Recommended for Approval as Amended by the Zoning Commission for One & Two-Family District\)](#)

Motion: Council Member Shingleton made a motion, seconded by Council Member Moss, that Zoning Docket No. ZC-12-091 be approved and Ordinance No. 20453-10-2012 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

[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 \(Recommended for Approval by the Zoning Commission\)](#)

Motion: Council Member Scarth made a motion, seconded by Council Member Burns, that Zoning Docket No. ZC-12-092 be approved and Ordinance No. 20454-10-2012 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

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)

Mr. Jim Schell, 901 Fort Worth Club Building, completed a speaker card in support of Zoning Docket No. ZC-12-094, but did not wish to address the Council.

Mr. Johnathan Gray, 12428 Woodland Springs Drive, submitted a comment card in support of Zoning Docket No. ZC-12-094.

Motion: On behalf of Council Member Espino, Mayor Pro tem Zimmerman made a motion, seconded by Council Member Shingleton, that Zoning Docket No. ZC-12-094 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

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)

Motion: Council Member Burns made a motion, seconded by Mayor Pro tem Zimmerman, that Zoning Docket No. ZC-12-095 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

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)

The following individuals completed speaker cards in support of Zoning Docket No. ZC-12-096, but did not wish to address the Council.

Mr. Barry Hudson, 3012 Gunnison Trail
Mr. Michael Stansberry, 101 East Cherokee Street
Ms. Lynn Ross, 3650 Lovell Avenue
Mr. James Matthews, 3650 Lovell Avenue

Motion: Council Member Burns made a motion, seconded by Council Member Shingleton, that Zoning Docket No. ZC-12-096 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

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)

Motion: Council Member Allen Gray made a motion, seconded by Mayor Pro tem Zimmerman, that Zoning Docket No. ZC-12-097 be continued until the November 12, 2012, Council meeting. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

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)

Mr. Christopher Bonilla, 8540 Charleston Avenue, completed a speaker card in support of Zoning Docket No. SP-12-007, but did not wish to address the Council.

Motion: Council Member Shingleton made a motion, seconded by Council Member Scarth, that Zoning Docket No. SP-12-007 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

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)

Motion: On behalf of Council Member Espino, Mayor Pro tem Zimmerman made a motion, seconded by Council Member Shingleton, that Zoning Docket No. ZC-12-099 be approved as amended for PD for all uses in ER plus Furniture Sales, General Merchandise Store, Dance Studio, and Bakery. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

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)

Mr. Coy Quine, 301 South Sherman, Suite 100, completed a speaker card in support of Zoning Docket No. ZC-12-100, but did not wish to address the Council.

Motion: Council Member Jordan made a motion, seconded by Council Member Shingleton, that Zoning Docket No. ZC-12-100 be continued until the October 23, 2012, Council meeting. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

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)

The following individuals completed speaker cards in support of Zoning Docket No. ZC-12-102, but did not wish to address the Council

Ms. Hillary VonAhsen, 801 Cherry Street

Mr. Brian Chase, representing Bell Helicopter, 600 East Hurst Boulevard

Motion: Council Member Moss made a motion, seconded by Council Member Shingleton, that Zoning Docket No. ZC-12-102 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

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)

Motion: Council Member Burns made a motion, seconded by Mayor Pro tem Zimmerman, that Zoning Docket No. ZC-12-103 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

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)

Motion: Council Member Allen Gray made a motion, seconded by Mayor Pro tem Zimmerman, that Zoning Docket No. ZC-12-102 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

There being no one else present desiring to be heard in connection with the recommended changes and amendments pertaining to Zoning Ordinance No. 13896 for the above listed cases, Council Member Allen Gray made a motion, seconded by Mayor Pro tem Zimmerman, that the hearing be closed and that Ordinance No. 20455-10-2012 be adopted. The motion carried 8 ayes to 0 nays, with Council Member Espino absent.

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)

It was recommended that the City Council authorize acceptance of an artwork donation from Mexican 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 located at 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.

Ms. Robyne Kelly, 3000 East 12th Street, submitted a comment card in support of Mayor and Council Communication No. G-17701.

Motion: Council Member Burns made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. G-17701 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

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)

It was recommended that the City Council accept donation of two (2) horses from the Citizens Support Group for the Fort Worth Police Department's Mounted Patrol Unit.

Motion: Council Member Shingleton made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. G-17702 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

VII. Consent Agenda - Reconsideration

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

Motion: Council Member Scarth made a motion, seconded by Mayor Pro tem Zimmerman, to remove Mayor and Council Communication No. L-15444 from the Consent Agenda for individual consideration. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

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

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)

It was recommended that the City Council authorize the direct sale of a tax-foreclosed property located at 1312 Carson Street, described as .67 acre, Tuggle, Henry P. Survey A 1514, Tr 1C and 1.06 acres, Akers, John Survey, A 24, Tr 6E, 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; authorize the execution of option to purchase; and authorize the execution and recording of the appropriate instruments conveying the property to complete the sale.

Motion: Council Member Scarth made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication No. L-15444 be continued until the October 23, 2012, Council meeting. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

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)

It was recommended that the City Council authorize the execution of an agreement with Allied Waste Services of Fort Worth, LLC, d/b/a Allied Waste Services for Fort Worth/Republic Services of Fort Worth, for regular garbage and waste disposal and recycling services for City facilities in the amount of \$1,557,000.00.

It was the consensus of the City Council that Mayor and Council Communication No. P-11444 be continued until the October 16, 2012, Council meeting.

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)

It was recommended that the City Council approve and certify as complete the proposed Service Plan for the City-initiated annexation of approximately 64.3 acres of land, situated in the John Edmonds Survey, Abstract No. 457, approximately 11.4 miles north, 17 degrees east of the Courthouse in Tarrant County, Texas and located west of US Highway 377 and south of Wall Price Keller Road (Area 18, AX-11-009).

Motion: On behalf of Council Member Espino, Council Member Jordan made a motion, seconded by Council Member Burns, that Mayor and Council Communication No. PZ-2997 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

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)

It was recommended that the City Council authorize the execution of an agreement with CorVel Enterprise Comp, Inc., for the administration of the City of Fort Worth's workers' compensation program, including claims administration and medical cost containment services, in the amount of \$1,087,416.00 for the first year with a three (3) year initial term and two (2) one (1) year renewal options.

Council Member Shingleton requested that Mr. Kirk Slaughter, Director, Public Events Department, provide him with more information regarding this item, after the meeting adjourned.

Motion: Council Member Scarth made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. C-25912 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

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)

It was recommended that the City Council authorize the execution of a tax abatement agreement with ATC Logistics and Electronics, Inc., and AT Industrial Owner 3, LLC, or affiliated entities for the renovation and expansion of business facilities operated by ATC Logistics and Electronics, Inc., located at 5201 Alliance Gateway Freeway and 13550 Independence Parkway; and authorize the execution of a tax abatement agreement with ATC Logistics and Electronics, Inc., and AT Industrial Owner 4, LLC, or affiliated entities for the renovation and expansion of business facilities operated by ATC Logistics and Electronics, Inc., located at 13500 Independence Parkway.

Motion: On behalf of Council Member Espino, Mayor Pro tem Zimmerman made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. C-25913 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

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)

It was recommended that the City Council authorize execution of a contract with JLB Contracting, LLC, in the amount of \$1,065,649.52 for the construction of the U.S. 287/Berry Street/Vaughn Boulevard Intersection Project.

Motion: Council Member Allen Gray made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication No. C-25914 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Espino absent.

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)

It was recommended that the City Council authorize the execution of an interlocal agreement with the 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 and provide after-school services at Rosemont and Daggett Middle Schools for the period of August 1, 2012, through July 31, 2013; and adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Grants Fund, subject to receipt of a grant from the Fort Worth Independent School district, for the purpose of operating the 21st Century Community Learning Center Program at Rosemont and Daggett Middle Schools for the period of August 1, 2012, through July 31, 2013.

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

Motion: Council Member Burns made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. C-25915 be approved and Appropriation Ordinance No. 20456-10-2012 be adopted. The motion carried unanimously 7 ayes to 0 nays, with 1 abstention by Council Member Moss and Council Member Espino absent.

XV. CITIZEN PRESENTATIONS

The following members of the Hindu Temple of Greater Fort Worth spoke regarding extending an invitation to Mayor Price to attend the groundbreaking ceremony for the temple.

Diana Jackson, 6909 Sandalwood Lane
Dr. Subramanyam Boya, 6 Cliff Drive
Mr. Murali Vennam, 6348 Southern Hills Drive
Dr. Vijay Kalaria, 6016 Annandale Drive
Mr. Prasad Thotakura, 3952 Larkspur Drive

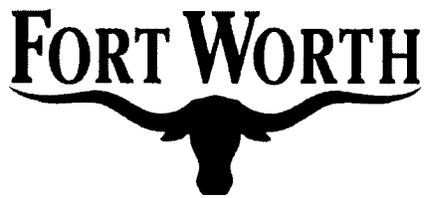
Ms. Rana Soluri, 11409 Pheasant Creek Drive, appeared before Council regarding the wrongful determination of her dogs as dangerous.

Ms. Soluri was referred to Assistant City Manager Charles Daniels and Deputy City Attorney Gerald Pruitt for discussion.

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

XVII. ADJOURNMENT

There being no further business, Mayor Price adjourned the regular meeting at 8:34 p.m., in memory of Charles Aubrey Ringler, who was the founder of the Davey O' Brien Foundation who passed away at the age of 92.



TO: The Honorable Mayor and City Council Members

FROM: Mary J. Kayser, City Secretary

DATE: October 16, 2012

SUBJECT: Appointments and Reappointments to Various Boards/Commissions/Committees

Per action taken by the Legislative and Intergovernmental Affairs Committee at their October 9, 2012, meeting, Chairman Scarth is bringing forward the following appointments and reappointments for your consideration to the reflected Boards/Commissions/Committees follows:

New Appointments:

- Mr. Jason Lamers, to Place 6 (Municipal Office representative) on the Animal Shelter Advisory Committee, with a term expiring October 1, 2014.
- Mr. Andrew Blake to Place 2 (Real Estate representative) on the Downtown Design Review Board, with a term expiring October 1, 2014. Mr. Blake is replacing Mr. Joe Self who resigned.

Reappointments:

- Mr. Tom Malone to Place 4 (Design Professional/Architect representative) on the Downtown Design Review Board, with a term expiring October 1, 2014.
- Mr. Kirk Millican to Place 6 (Design Professional/Architect representative) on the Downtown Design Review Board, with a term expiring October 1, 2014.
- Ms. Sandra Espinoza to Alternate Position Place 8 (Design Professional/Architect representative) on the Downtown Design Review Board, with a term expiring October 1, 2014.

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

City Secretary's Office

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

(817) 392-6150 ★ FAX (817) 392-6196



APPLICATION FOR APPOINTMENT TO BOARDS AND COMMISSIONS

Board or Commission Name: ANIMAL CONTROL ADVISORY COMMITTEE

Name: LAMERS JASON PATRICK
 (Last) (First) (Middle)
 Home Address: 1712 JENSON RD. 76112 Home Phone: (817) 781-0352
 (Zip)
 Mailing Address: 1000 THROCKMORTON 76102 e-mail Address: jason.lamers@fortworthtx.as.gov
 (Zip)
 Employer: CITY OF FORT WORTH
 Address 1000 THROCKMORTON 76102 Business Phone: (817) 999-8467
 (Zip)
 Occupation/Position: CHIEF OF STAFF Fax Number: ()
 Length of time as a Fort Worth resident. 36 I live in Council District # 8 Are you registered to vote in the City of Fort Worth? Y

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

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

VERY INTERESTED PET LOVER, AND WANT TO SUPPORT THIS BOARD AND ITS POLICY RECOMMENDATIONS IN MY ROLE AS CHIEF OF STAFF FOR THE CITY COUNCIL, I BELIEVE I CAN OFFER POSITIVE INSIGHT AND SUPPORT AS THE CITY STAFF APPOINTEE TO THIS GROUP

Applicant's Signature: [Signature] Date: 8/31/12

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

Recommended by: [Signature] Date: 10/9/12

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

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

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

[Handwritten mark]



APPLICATION FOR APPOINTMENT TO BOARDS AND COMMISSIONS

Board or Commission Name: DOWNTOWN DESIGN REVIEW

Name:	<u>BLAKE</u> (Last)	<u>ANDREW</u> (First)	<u>CARLTON CUMMINS</u> (Middle)
Home Address:	<u>1912 CANTERBURY DRIVE, FW, 76107</u> (Zip)		Home Phone: <u>(817) 366-1900</u>
Mailing Address:	<u>2929 WEST 5TH STREET, STE A, FW 76107</u> (Zip)		e-mail Address: <u>ablake@presidiointerests.com</u>
Employer:	<u>PRESIDIO INTERESTS</u>		
Address	<u>2929 WEST 5TH STREET, STE. A, FW, 76107</u> (Zip)		Business Phone: <u>(817) 332-9600 x6</u>
Occupation/Position:	<u>PRINCIPAL</u>		Fax Number: () <u>—</u>
Length of time as a Fort Worth resident.	<u>SEE BELOW</u> I live in Council District # <u>—</u> Are you registered to vote in the of Fort Worth? <u>NO</u> <u>TOTAL OF 26 YEARS, 6 YEARS MOST RECENTLY (2006-12)</u>		

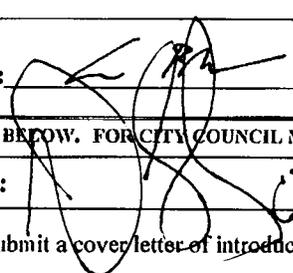
- Do you, your spouse or your employers have business dealing with the City of Fort Worth that present a conflict of interest? Describe: NO.
- Recognizing that serving on a Board or Commission is often time consuming, most meet on a monthly basis, are you committed to attending all regularly scheduled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

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

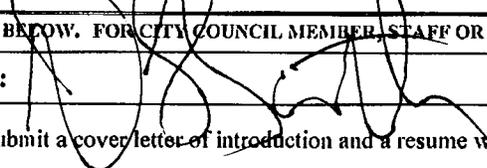
URBAN LAND INSTITUTE, MIXED USE/URBAN DEVELOPMENT COMMITTEE MEMBER

VICE CHAIR, CULTURAL DISTRICT ALLIANCE (CHAIR OF URBAN DESIGN COMMITTEE)

PROFESSIONAL EXPERIENCE INCLUDING URBAN INFILL REAL ESTATE DEVELOPMENT/REDEVELOPMENT IN FORT WORTH

Applicant's Signature:  Date: 9/12/12

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

Recommended by:  Date: 10/9/12

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*** ADA COMPLIANCE ***
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 Return to: Office of the City Secretary, 1000 Throckmorton, Fort Worth, TX 76102
 Phone: (817) 871-6150 Fax: (817) 871-6196

Andrew Blake

2929 West 5th Street, Suite A
Fort Worth, Texas 76107
(817) 332-9600 x106
ablake@presidiointerests.com

Professional Experience

2006 – Present	Presidio Interests, LLC. <i>Co-Founder, Principal</i> <ul style="list-style-type: none">• Redeveloped Foch Street Warehouse #2, conversion of old warehouse into 58,000 SF of retail, restaurant, office, and creative spaces• Developed 3-story, 35,000 SF Class A multi-tenant office building in the FW Cultural District• Acquired and redeveloped several former infill industrial properties into office, retail uses	Fort Worth, TX
2005	Falcon Southwest – Real estate investment firm <i>Commercial Asset Manager</i>	Austin, TX
Summer 2004	HFF <i>Summer Associate</i>	Dallas, TX
2003	CarrAmerica Realty Corporation <i>Associate, Leasing and Acquisitions</i>	San Mateo, CA
2002	DivcoWest Properties – Real Estate Investment Firm <i>Associate/Consultant, Leasing and Portfolio Management</i>	San Jose, CA
2001	Urban Green – Non-profit company improving public green spaces <i>Founder, Chairman</i>	Fort Worth, TX
1999-2000	Handango, Inc. – Mobile computing software publishing firm <i>Director of Business Development</i>	Fort Worth, TX
1997-1999	Trammell Crow Company <i>Broker, Corporate Advisory Group</i>	Dallas and Fort Worth, TX

Education

May 2005	The University of Texas, McCombs School of Business Master of Business Administration Concentration in Real Estate Finance	Austin, TX
May 1997	Vanderbilt University Bachelor of Science in Human and Organizational Development Concentration in Business Administration	Nashville, TN

Activities and Affiliations

- Urban Green (Founder, Chairman of Board)
- Cultural District Alliance (Vice Chairman, Chair of Urban Design Committee)
- Lone Star Film Society/ Lone Star Film Festival (Board of Directors)
- Modern Art Museum of Fort Worth (Board of Directors)
- Urban Land Institute North Texas (Local Urban Development/ Mixed Use Council)
- Streams and Valleys (Board of Directors)
- Greater Fort Worth Real Estate Council
- Fort Worth South, Inc. (served on various committees, Board)
- Texas Exes
- Vanderbilt Alumni Association

FORT WORTH



APPLICATION FOR APPOINTMENT TO BOARDS AND COMMISSIONS

Board or Commission Name: _____

Name: <u>Malone</u> <u>Tom</u> <u>Glenn</u>	(Last) (First) (Middle)
Home Address: <u>2528 Woods Ave</u> <u>76104</u>	Home Phone: <u>(817) 927-924-1711</u>
Mailing Address: <u>same</u>	e-mail Address: <u>tom@twa-fw.com</u>
Employer: <u>twa-cha architects</u>	(Zip)
Address <u>814 Pennsylvania Ave, Ste 100</u>	Business Phone: <u>(817) 737-0404</u>
Occupation/Position: <u>President</u> <u>76104</u>	Fax Number: <u>(817) 737-0401</u>
Length of time as a Fort Worth resident. <u>30</u> I live in Council District # <u>9</u> Are you registered to vote in the of Fort Worth? <u>yes</u>	

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

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

President & Principal of 8 person award winning design firm.

Applicant's Signature: [Signature] Date: _____

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

Recommended by: [Signature] Date: 10/9/12

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Phone: (817) 871-6150 Fax: (817) 871-6196



APPLICATION FOR APPOINTMENT TO BOARDS AND COMMISSIONS

Board or Commission Name: DOWNTOWN DESIGN REVIEW BOARD

Name: MILLICAN KIRK H
(Last) (First) (Middle)
Home Address: 2415 ROGERS AV 76109 Home Phone: (817) 924-4447
(Zip)
Mailing Address: 2415 ROGERS AV FORT WORTH 76109 e-mail Address: kirk2415@gmail.com
(Zip)
Employer: FREESE AND NICHOLS, INC
Address: 4055 INTERNATIONAL PARKWAY #200 FORT WORTH 76109 Business Phone: (817) 735-7404
(Zip)
Occupation/Position: ARCHITECT/FACILITIES PRACTICE LEADER Fax Number: (817) 735-7481
Length of time as a Fort Worth resident 50YR I live in Council District # 9 Are you registered to vote in the of Fort Worth? YES

- Do you, your spouse or your employers have business dealing with the City of Fort Worth that present a conflict of interest?
Describe: FREESE AND NICHOLS PROVIDES CONSULTING ENGINEERING SERVICES TO FORT WORTH
- Recognizing that serving on a Board or Commission is often time consuming, most meet on a monthly basis, are you committed to attending all regularly scheduled meetings? YES
- Do you agree to complete all financial statements, if appointed to a Board or Commission that the law requires you to do so? YES

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

ARCHITECT. DOWNTOWN FORT WORTH PROJECTS INCLUDE OMNI HOTEL & CONDOMINIUMS, RENOVATION & EXPANSION TO FORT WORTH CONVENTION CENTER, TARRANT COUNTY CIVIL COURTS BUILDING, NUMEROUS SUNDANCE SQUARE PROJECTS. PAST CHAIR CITY OF FORT WORTH ART COMMISSION.

Applicant's Signature: [Signature] Date: July 27, 2012

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

Recommended by: [Signature] Date: 10/9/12

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

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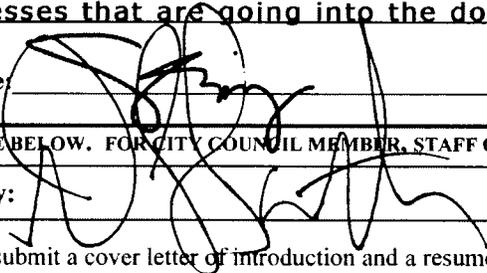
APPLICATION FOR APPOINTMENT TO BOARDS AND COMMISSIONS

Board or Commission Name: Downtown Design Review Board

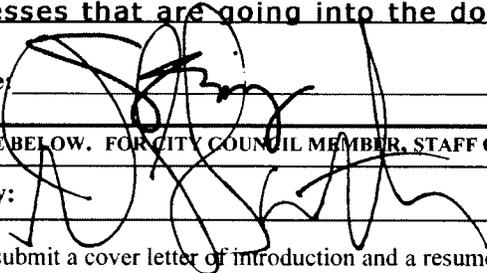
Name: Espinoza Sandra -
 (Last) (First) (Middle)
 Home Address: 2021 Park Place Ave. 76110 Home Phone: (817) 875-7088
 (Zip)
 Mailing Address: same as above e-mail Address: vert.a.porter@gmail.com
 (Zip)
 Employer: Vert-a-Porter, LLC
 Address 3000 S. Hulen, Suite 124/176 Business Phone: ()
 (Zip)
 Occupation/Position: President and Chief Creative Officer Fax Number: ()
 Length of time as a Fort Worth resident. 7 I live in Council District # 9 Are you registered to vote in the of Fort Worth? Y

- Do you, your spouse or your employers have business dealing with the City of Fort Worth that present a conflict of interest? N
Describe: _____
- Recognizing that serving on a Board or Commission is often time consuming, most meet on a monthly basis, are you committed to attending all regularly scheduled meetings? Y
- Do you agree to complete all financial statements, if appointed to a Board or Commission that the law requires you to do so? Y

Describe any qualifications, expertise, or special interests that relate to your possible appointment.
As a present member of the board, I understand the needs based on the tasks required of me during the past few years. My professional experience is in the field of architecture and interior design, and I have the ability needed to recommend options for each project submitted. Recently, I have been developing and planning within all aspects of my own corporation, and am better able to understand and be of assistance and service to other businesses that are going into the downtown area.

Applicant's Signature:  Date: August 3, 2012

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

Recommended by:  Date: 10/9/12

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To the Mayor and Members of the City Council

October 16, 2012

Page 1 of 2



SUBJECT: AUGUST 2012 – SALES TAX UPDATE

Sales tax revenue represents approximately 19% of the City’s General Fund budget. Staff is committed to providing you regular updates on this important and sometimes volatile revenue source. The Texas Comptroller’s Office posted monthly results on October 10th. The results are dependent upon the timeliness and accuracy of sales tax payers’ returns. This payment from the State represents taxes collected on sales that occurred primarily in the month of August. In this report, you will see Fort Worth’s sales tax collection compared to last year and the impact the results are having on the current year’s budget.

MONTHLY NET SALES TAX COLLECTIONS FOR AUGUST

CITY OF FORT WORTH

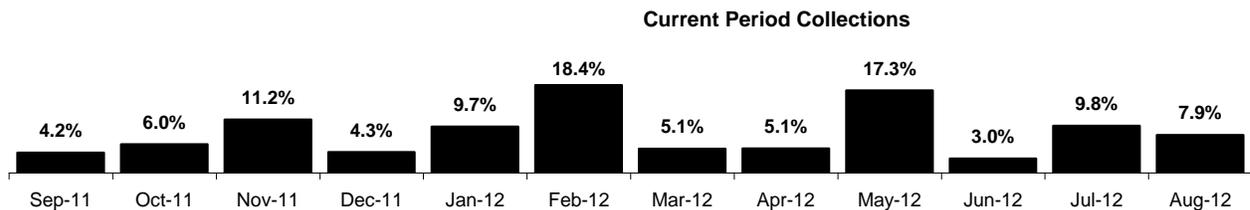
August FY2012	\$8,945,799	<u>DOLLAR VARIANCE</u>	↑	<u>% VARIANCE</u>	↑
August FY2011	\$8,129,329	\$816,470		10.0%	



Note: August 2012 is the best August on record. The City’s net payment for sales tax collection is up \$816,470 or 10.0% compared to this month last year. Current period collections increased 7.9% over last year as depicted below. This signals a continued improvement in pure economic activity. In addition, it is likely that FY2012 will have the highest collection on record.

**CITY OF FORT WORTH COLLECTION DETAIL
COLLECTION DETAIL FOR CITY SALES TAX**

	August FY2011	August FY2012	CHANGE	CHANGE	
Current Period Collections:	\$8,260,567	\$8,912,599	\$652,033	7.9%	↑
Other Collections:	\$25,329	\$234,128	\$208,800	824.4%	
Audit Collections:	\$7,506	(\$20,432)	(\$27,939)	372.2%	
Service Fee:	(\$165,868)	(\$182,526)	(\$16,658)	10.0%	
Retainage:	\$1,796	\$2,030	\$235	13.1%	
Net Payment	\$8,129,329	\$8,945,799	\$816,470	10.0%	↑



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

To the Mayor and Members of the City Council

October 16, 2012

Page 2 of 2



SUBJECT: AUGUST 2012 – SALES TAX UPDATE

CITY OF FORT WORTH BUDGET COMPARISON - FY2012

	ADOPTED BUDGET	BUDGET RE-ESTIMATE	YR END VARIANCE	
CITY OF FORT WORTH	\$ 102,259,196	\$ 110,564,691	8.1%	↑
CRIME CONTROL AND PREVENTION DIST.	\$ 46,304,344	\$ 49,792,251	7.5%	↑
MASS TRANSIT AUTHORITY - THE "T"	\$ 47,647,392	\$ 54,217,814	13.8%	↑

Note: Current projections indicate the City will collect **\$8,305,495** or 8.1% more than the FY2012 adopted budget. As depicted above, you will also see how the positive results are affecting our partner agencies. While these results are encouraging, Staff recommends maintaining a conservative forecast for FY2012 as we continue to experience uncertainty with the national economy and potential audit adjustments.

CITY OF FORT WORTH

CITY COMPARISONS - FY 2012 v. FY 2011

CITY	QTR 1	QTR 2	QTR 3	August	YTD
DALLAS	5.7%	4.9%	7.1%	17.7%	7.1%
EULESS	8.7%	14.3%	19.6%	14.1%	14.3%
FORT WORTH	2.2%	13.9%	-0.8%	10.0%	5.6%
GRAPEVINE	-4.7%	3.9%	11.9%	9.5%	5.0%
KELLER	9.4%	5.6%	4.0%	8.6%	7.8%
SOUTHLAKE	4.0%	6.5%	7.3%	6.0%	7.3%
BEDFORD	2.5%	3.1%	5.4%	3.8%	4.1%
HURST	-1.7%	3.9%	4.0%	1.8%	2.2%
NORTH RICHLAND HILLS	8.5%	-4.3%	0.7%	-0.8%	1.7%
ARLINGTON	3.3%	3.4%	7.8%	-2.8%	3.7%
BURLESON	17.9%	35.5%	-1.6%	-8.0%	12.4%
GRAND PRAIRIE	19.4%	14.9%	4.5%	-19.8%	8.1%
WATAUGA	7.3%	5.3%	9.6%	-47.3%	-1.4%
STATE TOTAL	12.4%	13.5%	7.3%	9.0%	12.7%

Note: YTD collections for Fort Worth are up **5.6%** compared to last year.

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

**Tom Higgins
City Manager**

To the Mayor and Members of the City Council**October 16, 2012**

Page 1 of 1

**SUBJECT: IMPACT OF DENIAL OF WATER RATE INCREASE ON WATER AND SEWER FUND**

At the September 18, 2012, City Council meeting, the Council amended M&C G-17679 to authorize an increase in retail rates for sewer volumes and deny a proposed increase in retail water rates. As a result, budgeted expenditures in the Water and Sewer Fund exceed budgeted revenue by \$5.9M in the FY2013 Adopted Budget.

The City Manager's Proposed Budget included an increase of 3.26% for retail water services. This included an increase in the monthly service charge and a 3% across the board increase for retail water volumes. Following discussions with the Water Department's Retail Rate Structure Advisory Committee, the Water Director recommended the across the board increase to phase in the impact of projected raw water rates charged by the Tarrant Regional Water District (TRWD). Based on preliminary projections provided by TRWD, raw water rates will increase 11.27% in FY2014 and will continue to change over the next 10 years. City Council action denying the across the board increase for FY2013 will result in the absorption of the full cost of the raw water increase into the FY2014 budget, potentially requiring significant increases to retail water volume rates.

Choosing not to include the across the board increase in FY2013 did not impact budgeted expenditures for water services; however, denying the proposed increase in the monthly service charge created a gap of water expenditures to revenue of \$1.1M or 0.6%. The department will use reserves to offset the loss of revenue.

In addition to covering budgeted expenditures and phasing in the impact of increased raw water charges, the proposed water rate increase would have balanced overall revenue to the Water and Sewer Fund. As presented to the City Council, lower than projected sewer flows over the last several years necessitate an increase in sewer volume rates. The City Council approved a 2.6% increase to retail sewer rates as part of a three-year plan to restore sewer rates to cover the cost of providing sewer services. The FY2013 adopted budget for sewer services includes a \$4.8M gap between revenue and expenditures. The department will use reserves to close the funding gap. The department will also closely monitor actual revenues and manage expenditures to limit the use of reserve funds.

Should you have any questions, please contact Frank Crumb at 817-392-8207.

**Tom Higgins
City Manager**

No Documents for this Section

A Resolution

NO. _____

APPOINTING MEMBERS TO SERVE ON THE FORT WORTH ART COMMISSION

WHEREAS, the City Council of the City of Fort Worth ("City Council") created an Art Commission to act as an advisory board to the City Council relating to all questions involving public art and the Fort Worth Public Art Program; and

WHEREAS, the Art Commission shall advise and make recommendations to the Fort Worth City Council regarding the Public Art Program concerning administration of the public art program, policies, procedures, artist selection, commission and placement of artworks, maintenance and removal of artworks, and preparation of the recommendations for the annual public art plan; and

WHEREAS, pursuant to Ordinance No. 14794, each Art Commission member shall be appointed by a majority vote of the City Council; and

WHEREAS, the Art Commission is comprised of nine (9) individuals: five (5) art professionals, of which at least one (1) must be a practicing artist and at least one (1) a curator, two (2) design professionals, and four (4) community representatives; and

WHEREAS, Places 1, 5 and 9 have terms which expired on September 30, 2011; and

WHEREAS, Places 2 and 4 have terms which expired on September 30, 2012;

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

The City Council hereby appoints the persons listed below to the Art Commission to serve at the pleasure of the city as members of the Art Commission in the Place listed adjacent to his or her name for a term expiring as indicated below:

<u>NAME</u>	<u>TYPE</u>	<u>PLACE</u>	<u>EXPIRATION OF TERM</u>
Robyne Kelly	Community Representative	Place 1	September 30, 2013
Terri Thornton	Arts Professional (Curator)	Place 2	September 30, 2014



<u>NAME</u>	<u>TYPE</u>	<u>PLACE</u>	<u>EXPIRATION OF TERM</u>
Gregory Ibanez	Art Professional (Design Professional)	Place 4	September 30, 2014
Arthur Weinman	Art Professional (Design Professional)	Place 5	September 30, 2013
Steven C. Kline	Art Professional (Arts Administrator)	Place 9	September 30, 2013

AND IT IS SO RESOLVED.

ADOPTED this ___ day of _____, 2012.

By: _____

Mary Kayser, City Secretary



No Documents for this Section

City of Fort Worth, Texas
Mayor and Council Communication

DATE: Tuesday, October 16, 2012

LOG NAME:

REFERENCE NO.: **OCS-1866

SUBJECT:

Notices of Claims for Alleged Damages and/or Injuries

RECOMMENDATION:

It is recommended that the City Council refer the notices of claims for alleged damaged and/or injuries to the Finance Department/Risk Management for evaluation and investigation.

DISCUSSION:

The procedure for filing of claims of alleged damages and/or injuries is prescribed in Chapter XXVII, Section 25 of the Charter of the City of Fort Worth, Texas.

The attached list is a summary of the notices of claims against the City of Fort Worth received in the City Secretary's Office as of 5:00 p.m., Wednesday, October 10, 2012.

Attachment

Submitted for City Secretary's Office by:

Mary J. Kayser (6152)

Originating Department Head:

Mary J. Kayser (6152)

Additional Information Contact:

Lena Ellis (8517)
Nancy McKenzie (7744)

CITY COUNCIL MEETING

Tuesday, October 16, 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
Marlin Shackelford	10/1/2012	9/18/2012	5009 Wilmington Drive	Auto Damage	Mowing contractor caused rock to strike car window.	TPW	Yes	No
Elaine Metcalf	10/3/2012	9/21/2012	Alta Vista Blvd	Auto Damage	Hit rocks in construction area, damaged vehicle.	TPW	Yes	No
Sorola Artemisa	10/4/2012	7/2/2012	5429 Bryce Canyon Drive	Property Damage	Damage to residence from street construction.	TPW	No	No
Alex & Laura Patino	10/8/2012	9/3/2012	4312 Kings Circle South	Reimbursement	City crew damaged water line, caused high water usage.	Water	No	No
Francisco Salazar	10/2/2012	8/4/2012	2551 N.E. 25 Street, Ste. 115	Bodily Injury	Injury due to excessive force by FWPD.	Police	No	Yes
Cecilia L. Jacobs	10/8/2012	3/30/2012	City Manager's Office	EEOC	Discrimination in failure to hire.	CMO	No	No
Jana S. Melton	10/9/2012	6/26/2012	Commerce Exit & Parking Garage	Bodily Injury	Tripped on uneven sidewalk.	TPW	Yes	Yes

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Jabari Foster	10/9/2012	9/26/2012	Great SW PKWY & Rondo Drive	Auto Damage	Vehicle damaged from multiple potholes.	TPW	No	No
Willie Coleman	10/9/2012	9/6/2012	4200 South Fwy	Bodily Injury	Injured in accident on elevator.	PACS	No	Yes
Chance Miller	10/9/2012	10/3/2012	3616 E. Lancaster Ave. Property	Reimbursement	Television missing from FWPD Property Room.	Police	No	No
Ray Gunter	10/9/2012			Property Damage	Citizen's laptop fell off vehicle when Officer left scene.	Police	No	No
Randall Sowa	10/9/2012	9/12/2012	Meacham Gate 19	Auto Damage	Gate closed on vehicle.	Aviation	Yes	No
Roberto Bouchard	10/10/2012	10/4/2012	5400 Bryce Canyon Drive	Property Damage	Damage when contractor failed to bleed water line.	TPW	Yes	No
John Dial	10/10/2012	9/25/2012	6420 Camp Bowie	Auto Damage	Damage to vehicle during wrongful search.	Police	Yes	No
Valerie Blanchard	10/10/2012	8/23/2012	Weatherford & Commerce	Auto Damage	City vehicle changed lanes into Citizen.	Fire	Yes	No
Linda Jutt	10/10/2012	8/24/2012	125 Sycamore School Rd	Property Damage	Vehicle hit manhole cover with missing lid.	Water	Yes	No

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Stacey Mack	10/11/2012	10/8/2012	Camp Bowie near Alta Mere	Property Damage	Vehicle hit uncovered manhole.	Water	No	Yes

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