



**SUMMARY OF MEETINGS AND ACTIVITIES
MONDAY, NOVEMBER 12, 2012, THROUGH FRIDAY, NOVEMBER 16, 2012**

MONDAY, NOVEMBER 12, 2012

<u>TIME</u>	<u>LOCATION</u>
Commission for Women	11:30 a.m. Fort Worth Business Assistance Center 1150 South Freeway Large Conference Room
Legislative and Intergovernmental Affairs Committee	2:00 p.m. Pre-Council Chamber
Infrastructure and Transportation Committee	2:30 p.m. Pre-Council Chamber
North Central Texas Council of Governments (NCTCOG) Regional Transportation Council	2:30 p.m. NCTCOG 616 Six Flags Drive Arlington
Alliance Airport Authority	3:30 p.m. Pre-Council Chamber
Pre-Council Meeting	4:00 p.m. Pre-Council Chamber
Fort Worth Art Commission	5:30 p.m. Fort Worth Community Arts Center 1300 Gendy Street
City Council Meeting	7:00 p.m. Council Chamber

TUESDAY, NOVEMBER 13, 2012

Historic and Cultural Landmarks Commission Work Session	12:30 p.m. Pre-Council Chamber
Historic and Cultural Landmarks Commission Public Hearing	2:00 p.m. Council Chamber

WEDNESDAY, NOVEMBER 14, 2012

Zoning Commission Work Session	9:00 a.m. Pre-Council Chamber
Zoning Commission Public Hearing	10:00 a.m. Council Chamber
Parks and Community Services Advisory Board Work Session	3:00 p.m. Deborah Beggs Moncrief Garden Center Fort Worth Botanic Garden 3220 Botanic Garden Boulevard

This summary is compiled from data furnished to the Office of the City Secretary by 12:00 p.m. on November 7, 2012, and may not include all meetings to be conducted during the week of November 12, 2012 through November 16, 2012. It is a summary listing only. See individual agendas which are posted in compliance with the Texas Open Meetings Act for detailed information.



**SUMMARY OF MEETINGS AND ACTIVITIES
MONDAY, NOVEMBER 12, 2012, THROUGH FRIDAY, NOVEMBER 16, 2012**

WEDNESDAY, NOVEMBER 14, 2012

(continued)

	<u>TIME</u>	<u>LOCATION</u>
Parks and Community Services Advisory Board Meeting	4:00 p.m.	Deborah Beggs Moncrief Garden Center Fort Worth Botanic Garden 3220 Botanic Garden Boulevard
Community Development Council	6:00 p.m.	Pre-Council Chamber

THURSDAY, NOVEMBER 15, 2012

Aviation Advisory Board	4:00 p.m.	Meacham International Airport 4201 North Main Street, Suite 200
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FRIDAY, NOVEMBER 16, 2012

No Meetings

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**LEGISLATIVE AND INTERGOVERNMENTAL AFFAIRS COMMITTEE MEETING
MONDAY, NOVEMBER 12, 2012
2:00 P.M.
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

**INFRASTRUCTURE AND TRANSPORTATION COMMITTEE MEETING
MONDAY, NOVEMBER 12, 2012
2:30 P.M.
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

**ALLIANCE AIRPORT AUTHORITY, INC.
MONDAY, NOVEMBER 12, 2011
3:30 P.M.
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

**PRE-COUNCIL MEETING
MONDAY, NOVEMBER 12, 2012
4:00 P.M.
NOTE TIME CHANGE
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 9524](#): September 2012 - Sales Tax Update
2. Current Agenda Items - **City Council Members**
 - a. Overview of Significant Zoning Cases - **Dana Burghdoff, Planning and Development**
3. Responses to Items Continued from a Previous Week
 - a. [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**)
 - b. [ZC-12-097](#) - Elton M. Hyder, Jr. Charitable & Education Fund, 501 Old Highway 1187; from: "CR" Low Density Multifamily to: "CF" Community Facilities (COUNCIL DISTRICT 8) (Recommended for Approval by the Zoning Commission) (**Continued from October 9, 2012 by**

Council Member Allen Gray)

4. Briefing on Proposed Changes to the Code of Ethics - **Sarah Fullenwider and Peter Vaky, Law Department**
5. Briefing on Stormwater Utility - **Douglas Wiersig and Greg Simmons, Transportation and Public Works**
6. Update on Feral Cats Ordinance Amendment - **Brandon Bennett, Code Compliance**
7. City Council Requests for Future Agenda Items and/or Reports
8. Executive Session (PRE-COUNCIL CHAMBER) - **SEE ATTACHMENT A**
Attachment(s):
[Executive Session Agenda - 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, CITY HALL)
Monday, November 12, 2012

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

1. Seek the advice of its attorneys concerning the following pending or contemplated litigation or other matters that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules, as authorized by Section 551.071 of the Texas Government Code:
 - a. Legal issues concerning any item listed on today's City Council meeting agendas;
2. Deliberate the purchase, sale, lease, or value of real property in accordance with Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party;
3. Deliberate concerning economic development negotiations as authorized by Section 551.087 of the Texas Government Code; and
4. Deliberate the deployment, or specific occasions for implementation, of security personnel or devices, in accordance with Section 551.076 of the Texas Government Code.

**CITY COUNCIL AGENDA
FOR THE MEETING AT 7:00 P.M. MONDAY, NOVEMBER 12, 2012
CITY COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

- I. CALL TO ORDER**
- II. INVOCATION** - Father Andrew Petta, St. Barnabas the Apostle Church
- III. PLEDGE OF ALLEGIANCE**
- IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF NOVEMBER 6, 2012 AND JOINT MEETING OF FORT WORTH CITY COUNCIL AND FORT WORTH INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES ON OCTOBER 24, 2012**
- V. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA**
- VI. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF**
- VII. CONSENT AGENDA**

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

A. General - Consent Items

- 1. [M&C G-17729](#) - Authorize Mid-Year Budget Adjustments in the General Fund to Decrease Transportation and Public Works General Fund Budget and Revenue Related to Parkway Permits and Increase Planning and Development's General Fund Budget and Revenue Related to Parkway Permits, Approve Moving Five Positions from Transportation and Public Works to Planning and Development and Adopt Appropriation Ordinances (ALL COUNCIL DISTRICTS)
- 2. [M&C G-17730](#) - Adopt Resolution Nominating ATC Logistics & Electronics, Inc., as an Enterprise Project, Pursuant to the Texas Enterprise Zone Act, Chapter 2303, of the Texas Government Code (COUNCIL DISTRICT 2)
- 3. [M&C G-17731](#) - Authorize Temporary Closure of W.R. Watt Drive, Burnett-Tandy Drive, Gendy Street, Harley Avenue and Linden Avenue for Twenty-Eight Days Beginning January 14, 2013 through February 10, 2013 and Trinity Park Drive for Nine Days During the 2013 Southwestern Exposition and Livestock Show (COUNCIL DISTRICT 7)
- 4. [M&C G-17732](#) - Approve Findings of Ground Transportation Coordinator Regarding Renewal Application of Accent/Johnston, Inc. d/b/a AJL International, to Operate Forty Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
- 5. [M&C G-17733](#) - Authorize Allocation of \$74,178.00 from Utility Incentive Rebates Deposited into the Special Trust Fund for Fiscal Year 2013 Staffing Support for the Better Buildings Program Promoting Energy Conservation and Adopt Appropriation Ordinances (ALL COUNCIL DISTRICTS)

6. [M&C G-17734](#) - Approve Extension of Injury Leave of Absence Pay Benefits in the Amount of \$11,644.82 for Police Officer Lynda Knight (ALL COUNCIL DISTRICTS)
7. [M&C G-17735](#) - Authorize Payment of Fees to the Texas Commission on Fire Protection for State Required Examinations and Certifications for the Fire Department for an Annual Amount Up to \$200,000.00 (ALL COUNCIL DISTRICTS)

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

1. [M&C P-11453](#) - Authorize Purchase Agreement with Western BRW Paper Co., Inc., for Fine Paper, Envelopes and Related Items for the Financial Management Services Department/Reprographics Division in the Amount of \$271,000.00 (ALL COUNCIL DISTRICTS)
2. [M&C P-11454](#) - Authorize Non-Exclusive Purchase Agreements with Electric Power Systems, Electrical Reliability Services, Inc., National Switchgear Systems North Texas, Inc., and Shermco Industries, Inc., for Switchgear Repairs for All City Departments for a Combined Amount Up to \$1,000,000.00 for the First Year (ALL COUNCIL DISTRICTS)
3. [M&C P-11455](#) - Authorize Purchase of Two Sewer Jetters from Texas Underground, Inc., Using a Houston-Galveston Area Council Cooperative Contract for the Water Department in the Amount of \$77,163.00 (ALL COUNCIL DISTRICTS)
4. [M&C P-11456](#) - Authorize Sole Source Purchase of a Mobile Thermal Treatment Unit from NABCO, Inc., for the Fire Department in the Amount of \$263,500.00 (ALL COUNCIL DISTRICTS)

C. Land - Consent Items

1. [M&C L-15466](#) - Authorize Acquisition of a Restrictive Easement on a 9.773 Acre Parcel Located in the North Accident Potential Zone I of the Naval Air Station Fort Worth Joint Reserve Base from James D. Finley and Authorize Execution of a Lease with an Option to Purchase a 30.512 Acre City Fee-Owned Parcel with James D. Finley (COUNCIL DISTRICT 7)
2. [M&C L-15467](#) - Authorize Acquisition of a Fee Simple Interest in 0.003 Acres of Land for Right-of-Way and an Easement Interest in 0.170 Acres of Land for Temporary Construction Located at 9900 North Beach Street from Fellowship of the Parks Baptist Church in the Amount of \$21,530.00 for the Widening of North Beach Street from Vista Meadows Drive to Shiver Road and Payment of Estimated Closing Costs in the Amount of \$2,000.00 (COUNCIL DISTRICT 2)

D. Planning & Zoning - Consent Items

1. [M&C PZ-3001](#) - Adopt Ordinance Changing the Name of Springstone Drive to Mesa Springs Drive from Granbury Road to its Terminus South of the Intersection of Altamesa Boulevard and Granbury Road (COUNCIL DISTRICT 6)
2. [M&C PZ-3002](#) - Adopt Ordinance Vacating a Portion of Warren Street and

Martin Lydon Avenue, Adopt Resolution Providing a Physical Closure of the Railroad Crossing at West Gambrell Street West of the Southwestern Theological Baptist Seminary and Authorize Crossing Closure Agreement with Burlington Northern Santa Fe Railway Company (COUNCIL DISTRICT 9)

E. Award of Contract - Consent Items

1. [M&C C-25960](#) - Authorize Execution of Amendment No. 4 to City Secretary Contract No. 19032 with Behringer Harvard Burnett Plaza, LP, in the Amount of \$122,221.14 to Extend the Term of the License Agreement for Rooftop Antenna and Floor Space on Burnett Plaza (ALL COUNCIL DISTRICTS)
2. [M&C C-25961](#) - Adopt Supplemental Appropriation Ordinance Increasing Appropriations in the Information Systems Fund in the Amount of \$99,385.99, Authorize Execution of a Purchase Order with SecureWorks, Inc., in the Amount of \$14,447.17 and Authorize Execution of a Professional Services Agreement with M&S Technologies, Inc., in the Amount of \$84,938.82 for Cyber Security Services Required for Compliance with the Payment Card Industry Data Security Standard (ALL COUNCIL DISTRICTS)
3. [M&C C-25962](#) - Authorize Execution of Change Order No. 2 to City Secretary Contract No. 45240 with Stabile & Winn, Inc., in the Amount of \$77,603.75 for Pavement Reconstruction and Water and Sanitary Sewer Main Replacement on Portions of Bird Street, Bonnie Brae Avenue, Clary Avenue, Concord Avenue and Dalford Street for a Revised Contract Cost in the Amount of \$2,162,379.00 (COUNCIL DISTRICT 4)
4. [M&C C-25963](#) - Authorize Execution of Amendment No. 2 to City Secretary Contract No. 39645 an Engineering Services Agreement with Dunaway Associates, LP, in the Amount of \$386,543.00 for Additional Engineering Services for Avondale Haslet Road from U.S. Highway 287 to Willow Creek Drive, Resulting in a Revised Total Contract in the Amount of \$1,157,784.00 (COUNCIL DISTRICT 7)
5. [M&C C-25964](#) - Authorize Execution of Amendment No. 3 to City Secretary Contract No. 42021 an Engineering Services Agreement with Halff Associates, Inc., in the Amount of \$24,840.00 for Additional Engineering Services for Litsey Road from Independence Parkway to Cleveland-Gibbs Road, Resulting in a Revised Total Contract in the Amount of \$443,340.00 (COUNCIL DISTRICT 2)
6. [M&C C-25965](#) - Authorize Execution of a Drainage Professional Services Agreement with Shield Engineering Group, PLLC, in the Amount of \$300,000.00 for Miscellaneous Storm Drain Improvements Project Design (ALL COUNCIL DISTRICTS)
7. [M&C C-25966](#) - Authorize Execution of an Interlocal Agreement with Tarrant County College to Establish Concurrent Police Jurisdiction on Tarrant County College Campuses Operating Within the Fort Worth City Limits (COUNCIL

DISTRICTS 2, 7 and 8)

8. [M&C C-25967](#) - Adopt Supplemental Appropriations Ordinance, Ratify Application for and Authorize Acceptance of, Two Grants from the Texas Department of Transportation for the Comprehensive Selective Traffic Enforcement Program in the Amount of \$242,825.22 and for the Commercial Motor Vehicle Selective Traffic Enforcement Program in the Amount of \$45,498.19, Authorize Expenditure in the Amount of \$174,338.70 in Matching Funds, Authorize Execution of Related Grant Agreements and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
9. [M&C C-25968](#) - Authorize Acceptance of Fiscal Year 2012 Homeland Security Grant Funds from the State of Texas, Texas Department of Public Safety in the Amount of \$2,753,629.85, Approve Execution of All Applicable Grant Contracts and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
10. [M&C C-25969](#) - Authorize Amendment of Mayor and Council Communication C-25435 to Add Southwestern Gas Pipeline, Inc., to the Utility Adjustment Agreement with Devon Energy Production Company, L.P., with Revised Amounts of \$1,729,315.00 to be Paid to Devon Energy Production Company, L.P., and the Amount of \$1,932,559.00 to Southwestern Gas Pipeline, Inc., for Alliance Airport Runway Extension Utility Relocations (COUNCIL DISTRICT 2)
11. [M&C C-25970](#) - Adopt Resolution Authorizing an Increase in the Amount of \$200,000.00 to the Maximum Amount to be Paid to S.G. Johndroe, III and the Law Firm Cantey Hanger, LLP, as Outside Counsel for Legal Matters Related to the Alliance Airport Runway Extension Project for a Total Amount of \$1,100,000.00 (COUNCIL DISTRICT 2)
12. [M&C C-25971](#) - Authorize Execution of a Hangar and Ground Lease Agreement with Broadie's Aircraft and Engine Service, Inc., for Lease Site 2N at Fort Worth Meacham International Airport (COUNCIL DISTRICT 2)
13. [M&C C-25972](#) - Authorize Execution of a Terminal Building Office Lease Agreement with Check-6 Training Systems, Inc., for Suite 230 at Fort Worth Meacham International Airport (COUNCIL DISTRICT 2)
14. [M&C C-25973](#) - Authorize Amendment No. 1 to City Secretary Contract No. 33809, an Unimproved Ground Lease Agreement, with Texas Jet Partners, L.P., for Lease Sites 18N, 23N, 24N, 25N-30N and 36N at Fort Worth Meacham International Airport (COUNCIL DISTRICT 2)
15. [M&C C-25974](#) - Authorize Execution of a Ground Lease Agreement with Mandatory Improvements with Hangar 24N, L.L.C., for Lease Site 24N-A at Fort Worth Meacham International Airport (COUNCIL DISTRICT 2)
16. [M&C C-25975](#) - Authorize Temporary Road Closure of Four Streets Intersecting Henderson Street from Pennsylvania Avenue

to Daggett Avenue from November 13, 2012 to February 11, 2013 to Facilitate the Replacement of a Water Main Along Henderson Street (COUNCIL DISTRICT 9)

17. [M&C C-25976](#) - Authorize Execution of a Contract with the Boys & Girls Clubs of Greater Fort Worth, Inc., to Operate the Comin' Up Gang Intervention Program (COUNCIL DISTRICTS 2, 3, 4, 5, 7, 8 and 9)

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. OCS - 1869 - Notice of Claims for Alleged Damages and/or Injuries

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. Presentation of Proclamation for Texas Municipal League Week
2. Presentation of Proclamation for Snowball Express Day

X. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events
2. Recognition of Citizens
3. Approval of Ceremonial Travel

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 Construction and Fire Prevention Board of Appeals

XIII. RESOLUTIONS

1. A Resolution Adopting the City of Fort Worth's 2013 Federal Legislative Program
2. A Resolution Adopting the City of Fort Worth's 2013 State Legislative Program

XIV. ZONING HEARING

1. [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)(Continued from a Previous Meeting) (Continued from a Previous Meeting)**
2. [ZC-12-098](#) - **(CD 9)** - Williams-Pyro, Inc., 2711 & 2717 Whitmore Street and 2716 Weisenberger Street; from: "A-5" One-Family and "B" Two-Family to: "MU-1" Low Intensity Mixed Use and "J" Medium Industrial **(Recommended for Approval by the Zoning Commission)**
3. [ZC-12-101](#) - **(CD 5)** - Ben Fer Inc., Tarrant Acquisition, CFW Water Department; 9200 - 9900 blocks of Trammel Davis Road from: "O-1" Floodplain and "PD-710" Planned Development/Specific Use for a wastewater treatment facility and Police firing range to: "PD/SU" Planned Development/Specific Use for a helicopter training facility and vehicle storage; site plan included. **(Recommended for Approval by the Zoning Commission)**
4. [ZC-12-107](#) - **(CD 7)** - Keller Haslet All Storage, Ltd., 4868 Keller Haslet Road & 12649 Katy Road; from: "I" Light Industrial to: "PD/I" Planned Development for all uses in "I" Light Industrial plus mini storage; site plan included. **(Recommended for Approval by the Zoning Commission)**

XV. REPORT OF THE CITY MANAGER

A. Benefit Hearing - None

B. General

1. [M&C G-17645](#) - Adopt Ordinance Amending Chapter 6 of the City Code to Enact a Program for the Management of Feral Cats to Allow for the Implementation of a Trap-Neuter-Return Program in Fort Worth (ALL COUNCIL DISTRICTS) **(Continued from a Previous Meeting)**
2. [M&C G-17736](#) - Adopt Ordinance to Properly Record Fees in the Amount of \$116,053.35 Paid to JPMorgan Chase Bank, N.A., in Fiscal Year 2011-2012 for Banking and Consultant Services Provided in Conjunction with the City's Gas Lease Program (ALL COUNCIL DISTRICTS)
3. [M&C G-17737](#) - Authorize Application and Acceptance of Federal Funding Under the 2012 Transportation Enhancement Program for the Trinity Trails Clear Fork - East Bank Extension in the Amount of \$3,500,000.00 and Bicycle/Pedestrian Elements on the North Main Street Bridge, Trinity River Vision - Central City Project in the Amount of \$2,000,000.00 (COUNCIL DISTRICTS 2 and 9)
4. [M&C G-17738](#) - Adopt Resolution Authorizing Employment of Wayne K. Olson of the Law Firm of Taylor Olson Adkins Srala Elam as Outside Counsel for the Amount Not to Exceed \$5,000.00 to Advise the Ethics Review Committee Regarding a Request by Council Member Kelly Allen Gray for an Advisory Opinion on Participating in Certain City Council Matters (ALL COUNCIL DISTRICTS)
5. [M&C G-17739](#) - Adopt Ordinance Amending Chapter 34 of the Fort Worth City Code, as Amended, by Amending Article VI, Sections 34-200, 34-203, 34-206, 34-209, 34-300, 34-331, 34-332, 34-333, 34-335, 34-336 and Adding Section 34-337 Relating to Ground Transportation Vehicles for Hire to Regulate Group Cycle Services (ALL COUNCIL DISTRICTS)
6. [M&C G-17740](#) - Approve Findings of Ground Transportation Coordinator Regarding Application of Cowtown Cycle Pub, LLC, to Operate One Group Cycle Within the City of Fort Worth and Adopt Ordinance Granting Authority (ALL COUNCIL DISTRICTS)
7. [M&C G-17741](#) - Consideration of a Waiver Request by Devon Energy Production Company, L.P., for a Multiple Gas Well Pad Site Permit Less Than 600 Feet from a Protected Use at the Porter Pad B Lease Located at 11498 Willow Springs Road (COUNCIL DISTRICT 7) **(PUBLIC HEARING)**
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action
8. [M&C G-17742](#) - Consideration of a Waiver Request by Devon Energy Production Co., L.P., for a Multiple Gas Well Pad Site Permit Less than 600 Feet from a Protected Use at the Todd North Pad D Lease Located at 11498 Willow Springs Road (COUNCIL DISTRICT 7) **(PUBLIC HEARING)**

- a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action
- 9. [M&C G-17743](#) - Consider a Waiver for a Multiple Gas Well Pad Site Permit Less Than 600 Feet from a Protected Use Requested by Devon Energy Production Co., L.P., for the Todd North Pad E Lease Located at 11498 Willow Springs Road (COUNCIL DISTRICT 7) **(PUBLIC HEARING)**
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action
- 10. [M&C G-17744](#) - Conduct Public Hearing and Adopt Ordinance Establishing Tax Increment Reinvestment Zone Number Fourteen, City of Fort Worth, Texas, Trinity Lakes TIF (COUNCIL DISTRICT 4) **(PUBLIC HEARING)**
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action

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

D. Land

- 1. [M&C L-15468](#) - Authorize Execution of a Four Month Above Ground Temporary Water Line Permit Agreement with Texas Midstream Gas Services, L.L.C., in the Amount of \$4,000.00 for City Owned Property Described as Block 14, Lot 4A of the Sycamore Heights Addition, Located Near 1750 Beach Street, West of Gateway Park (COUNCIL DISTRICT 8)
- 2. [M&C L-15469](#) - Conduct Public Hearing, Authorize Use of a Portion of Chisholm Trail Park for an Electric Utility Easement and Authorize Conveyance of Easement to Oncor Electric Delivery Company, LLC (COUNCIL DISTRICT 6) **(PUBLIC HEARING)**
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action

E. Planning & Zoning - None

F. Award of Contract

- 1. [M&C C-25977](#) - Authorize Execution of a Contract with JLB Contracting, LLC, in the Amount of \$1,929,961.63 for the Construction of a Four Lane Detour Along Henderson Street from Just North of White Settlement Road to Just South of the West Fork of the Trinity River, Provide for Construction Contract Costs, Contingencies, and Construction Services in the Amount of \$260,000.00 and Adopt Appropriation Ordinances (COUNCIL DISTRICTS 2 and 9)

2. [M&C C-25978](#) - Adopt Resolution Authorizing a Local Project Advance Funding Agreement with the Texas Department of Transportation in an Amount Not to Exceed \$15,908,644.00 for Design and Construction of the North Riverside Drive Bridge Over Interstate Highway 820 (COUNCIL DISTRICT 4)
3. [M&C C-25979](#) - Authorize Execution of an Agreement with Jacobs Engineering Group, Inc., in the Amount of \$2,334,494.00 for Program Management and Design Services for Phase 9 of the Runway Extension Project at Fort Worth Alliance Airport (COUNCIL DISTRICT 2)
4. [M&C C-25980](#) - Ratify Acceptance of Grant Agreement No. 3-48-0296-048-2012 Awarded by the Federal Aviation Administration in the Amount of \$1,784,000.00 to be Used for the Acquisition of Avigation Easements in Accordance with the Part 150 Noise Mitigation Plan for Fort Worth Alliance Airport and Adopt Appropriation Ordinance (COUNCIL DISTRICT 2)
5. [M&C C-25981](#) - Authorize Amendment to City Secretary Contract No. 30908 with Renda Environmental, Inc., for a Five-Year Extension of The Village Creek Water Reclamation Facility Solids Dewatering, Processing and Disposal Program and Gas Turbine Operations and Maintenance Contract Until March 31, 2020 for an Estimated Five-Year Cost in the Amount of \$44,011,228.00 (COUNCIL DISTRICT 5)
6. [M&C C-25982](#) - Authorize Execution of a Contract with S.J. Louis Construction of Texas, Ltd, in the Amount of \$4,920,941.11 for East Side II 54-inch Water Main - Phase 3 from Scott Avenue to Vickery Boulevard (COUNCIL DISTRICT 8)

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.

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

ATTACHMENT B
EXECUTIVE SESSION
(PRE-COUNCIL CHAMBER, CITY HALL)
Monday, November 12, 2012

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

1. Seek the advice of its attorneys concerning the following pending or contemplated litigation or other matters that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules, as authorized by Section 551.071 of the Texas Government Code:
 - a. Legal issues concerning any item listed on today's City Council meeting agendas;
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3. Deliberate concerning economic development negotiations as authorized by Section 551.087 of the Texas Government Code; and
4. Deliberate the deployment, or specific occasions for implementation, of security personnel or devices, in accordance with Section 551.076 of the Texas Government Code.



**CITY COUNCIL
Legislative and Intergovernmental Affairs Committee
Agenda**

**Monday, November 12, 2012
2:00 p.m.
Pre-Council Chamber
1000 Throckmorton Street
Fort Worth, Texas**

Councilmember Danny Scarth, Chair
Councilmember Dennis Shingleton, Vice Chair

Mayor Pro Tem Zim Zimmerman
Councilmember Frank Moss

Charles Daniels, Assistant City Manager
Shirley Little, Manager, Government Relations
TJ Patterson, Manager, Legislative Affairs
Maleshia Farmer, Sr. Assistant City Attorney
Evonia Daniels, Staff Liaison

I. CALL TO ORDER

II. APPROVAL OF MINUTES FROM OCTOBER 9, 2012

III. ACTION ITEMS

- A. CONSIDERATION OF THE APPOINTMENT OF MS. RANDI S. THISTLETHWAITE TO PLACE 15 AND THE RE-APPOINTMENTS OF CASEY DYER OLIVER TO PLACE 10, RANA LAMB DIN TO PLACE 11, MARY MARGARET RANGEL TO PLACE 12, EBONEY COBB TO PLACE 16, CYNTHIA SMITH TO PLACE 17, DEIDRA NORRIS TO PLACE 18 AND PAT CHEONG TO PLACE 19 ON THE FORT WORTH COMMISSION FOR WOMEN (MARY KAYSER, CITY SECRETARY)

IV. BRIEFING

- A. GRANTS MANAGEMENT TRACKING SYSTEM UPDATE (SHIRLEY LITTLE, MANAGER, GOVERNMENT RELATIONS AND DOROTHY WING, CONSULTANT)

V. REQUEST FOR FUTURE AGENDA ITEMS

- A. THE NEXT MEETING IS SCHEDULED FOR DECEMBER 4, 2012, AT 11:00 A.M. IN THE PRE-COUNCIL CHAMBER.

VI. EXECUTIVE SESSION

THE LEGISLATIVE AND INTERGOVERNMENTAL AFFAIRS COMMITTEE MAY CONDUCT A CLOSED MEETING TO SEEK THE ADVICE OF ITS ATTORNEYS CONCERNING LEGAL ISSUES REGARDING ANY MATTERS LISTED ON TODAY'S AGENDA, WHICH ARE EXEMPT FROM PUBLIC DISCLOSURE UNDER ARTICLE X, SECTION 9 OF THE TEXAS STATE BAR RULES, AS AUTHORIZED BY SECTION 551.071 OF THE TEXAS GOVERNMENT CODE.

VII. ADJOURN

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

This facility is wheelchair accessible. For accommodations or sign interpretive services, please call the City Manager's Office at 392-7504, 48 hours in advance.

CITY COUNCIL
Legislative and Intergovernmental Affairs Committee
Minutes
Tuesday, October 9, 2012

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

The Legislative and Intergovernmental Affairs Committee was called to order by Chairman Danny Scarth at 2:01 p.m.

Chairman Scarth called for a motion for approval of the September 11, 2012 minutes. The motion was made by Councilmember Dennis Shingleton and seconded Councilmember Frank Moss. The minutes were approved.

ACTION ITEMS

- A. Mary J. Kayser, City Secretary presented to the committee the recommendation of the appointment of Jason Lamers to Place 6 on the Animal Shelter Advisory Committee. Chairman Scarth called for a motion for approval. The motion was made by Councilmember Frank Moss and seconded by Councilmember Dennis Shingleton and passed.

- B. Mary J. Kayser, City Secretary presented to the committee the recommendation of the appointment of Andrew Blake (Real Estate) to Place 2 and the reappointments of Tom Malone (Design Professional/Architect) to Place 4, Kirk Millican (Design Professional/Architect) to Place 6 and Sandra Espinoza (Design Professional/Architect) to Place 8 alternate position on the Downtown Design Review Board. Chairman Scarth called for a motion for approval. The motion was made by Councilmember Dennis Shingleton and seconded by Councilmember Frank Moss and passed.

- C. Mary J. Kayser, City Secretary presented to the committee the recommendation of the reappointments of Robyne Kelly (Community Representative) to Place 1, Terri Thornton (Curator) to Place 2, Gregory Ibanez (Design) to Place 4, Arthur Weinman (Design) to Place 5 and Steven C. Kline (Art Professional) to Place 9 on the Fort Worth Art Commission. The motion was made by Councilmember Dennis Shingleton and seconded by Councilmember Frank Moss and passed.

- D. TJ Patterson, Legislative Affairs Manager presented to the committee the proposed 2013 State Legislative Program, which included recent additions to the Support Legislation for consideration.

2013 Legislative Session Drivers

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

Recent Additions to Support Legislation

- 1. Support legislation that will allow the gas leasing of foreclosed properties.**
- 2. Support an amendment to the Texas Penal Code designating breach of a law enforcement computer network as a separate offense as a felony of the second degree.**

Support Appropriation

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

Support Legislation

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

2011 Incomplete Support Issues

1. Support legislation that will continue to allow special events to be incentivize (Public Events)

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

Defensive Issues

<ul style="list-style-type: none"> Air Quality Legislation Annexation Appraisal CAPs Billboard Legislation City Franchise Fees Certificates of Obligation Civil Service Collective Bargaining Condemnation Eminent Domain 	<ul style="list-style-type: none"> Employment Legislation Environmental ETJ Graffiti Legislation Health Care Immigration Legislation Impact Fees Land Use Legislation Local Parks Meet and Confer
<ul style="list-style-type: none"> Municipal Debt Municipal Pension System Oil and Gas Legislation Open Government Open Meetings Act Open Records Property Taxes Public Information Act Red Light Cameras Regulation of Municipal Jails 	<ul style="list-style-type: none"> Revenue CAPs Sales Tax Legislation Sovereign Immunity Special Districts Storm Water Fees Takings Transportation Issues Unfunded Mandates Vesting Water Rights

Next Steps

Present proposed 2013 Legislative Program to full City Council for formal approval on November 6, 2012

The committee discussed the new support items and wanted to move legislation that would allow the gas leasing of foreclosed properties to Seek Legislation. Chairman Scarth wanted to know who would carry the legislation forward for the City of Fort Worth. Mr. Patterson stated that he would check with the lobby team in Austin to determine which legislature to pursue in the Senate first and then in the House of Representatives. Staff would have to draft the legislation and Mr. Patterson recommended early filing. Deputy Chief Paul Henderson spoke on the need for the police legislation. He stated that if the police website was attacked from the outside it would cause serious damage. A felony punishment of the crime would be a deterrent. Chairman Scarth called for a motion to approve the 2013 Proposed State

Legislative Program as amended with the new additions. The motion was made by Councilmember Dennis Shingleton and seconded by Councilmember Frank Moss and passed.

BRIEFINGS

- A. Shirley Little, Government Relations informed the committee that the M&Cs for the Federal and State Legislative Consultants are going through the approval process and will be presented to the full Council on October 23, 2012 for approval. They are the following:
 - a. Corley Pipes, LLC- Federal
 - b. Focused Advocacy- State
 - c. Hillco Partners- State
 - d. Lawrence Collins- State
 - e. Walter Fisher- State

- B. Shirley Little, Government Relations Manager informed the committee that Councilmember Jungus Jordan sent a letter of support for the T's TEX Rail New Starts Application and the Mayor was asked to send a letter

- C. Chairman Scarth informed the committee that Congresswoman Kay Granger was asked to send a letter to the EPA to get the study on Alternative Asbestos Control Method published. The study was done over 4 years with taxpayer funds and regulatory enhancements cannot begin until it is published.

FUTURE AGENDA ITEMS

- A. Chairman Scarth asked for future agenda items. The next committee meeting will be on Monday, November 12, 2012 at 11:00 a.m.

There being no further business, the Committee adjourned at 2:20 p.m.



INFRASTRUCTURE AND TRANSPORTATION COMMITTEE

Monday, November 12, 2012

2:30 PM

City Hall - Pre-Council Chamber

1000 Throckmorton Street

Fort Worth, Texas 76102

Council Member Sal Espino, Chair

Council Member Joel Burns, Vice Chair

Council Member Jungus Jordan

Council Member Zim Zimmerman

Fernando Costa, Staff Liaison

Peter Vaky, Staff Attorney

Lois Wallace, Coordinator

-
- I. **Call to Order – Council Member Sal Espino, Chair**

 - II. **Approval of October 9, 2012 Minutes**

 - III. **Briefing on Planning for Livable Military Communities: SH 183 and SH 199 Corridors**
Dan Kessler, P.E. - Assistant Director, Transportation at the North Central Texas Council of Governments

 - IV. **Briefing on 2013 Transportation Impact Fee Study**
Kate Beck, P.E. – Development Services Administrator, Planning and Development Department

 - V. **Briefing on Sidewalk Maintenance and Installation**
Douglas W. Wiersig, P.E. – Director, Transportation and Public Works Department

 - VI. **Requests for Future Agenda Items**

 - VII. **Next Meeting** – December 11, 2012

 - VIII. **Adjournment**

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

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CITY OF FORT WORTH
INFRASTRUCTURE AND TRANSPORTATION COMMITTEE
Meeting Minutes of October 9, 2012

Committee Members Present:

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

Members Absent:

Sal Espino, Council Member and Committee Chair

City Staff Present:

Tom Higgins, City Manager
Fernando Costa, Assistant City Manager
Peter Vaky, Deputy City Attorney
Douglas Wiersig, Director, Transportation and Public Works Department
Kimberly Goodmay, Admin Assistant, Transportation and Public Works Department

Agenda Item I: Call to Order:

Committee Vice-Chair, Mr. Joel Burns, called the meeting to order at 3:01 pm.

Agenda Item II: Approval of Minutes:

The first order of business was approving the minutes from the September 11, 2012 meeting. Mr. Jordan made a motion for approval and Mr. Zimmerman seconded the motion. Committee members voted to approve the minutes as written.

Agenda Item III: Briefing on Red Light Camera Fund:

Alonzo Linan, Assistant Director, Transportation and Public Works Department

Mr. Linan presented the Red Light Camera Fund program goals and the program effectiveness. The program's goals include improve safety at signalized intersections by reducing the number of Red Light Running occurrences, and support traffic and pedestrian safety improvements throughout the city.

Based on 55 cameras in place at the beginning of 2011 and information from Texas Transportation Institute (August 2011), the program's effectiveness included a 41% reduction in rear end crashes, 65% reduction in right angle crashes, and 55% reduction in general for all crashes.

The traffic safety programs include traffic signal maintenance, traffic signal timing, school crosswalks / sidewalks, pavement markings, and upgraded school zone signs.

Agenda Item IV: Request for Future Agenda Items:

Council Member Jordan requested a briefing on the Stormwater Utility Fund and program expenditures and staffing levels.

Council Member Zimmerman requested a briefing on how the decisions are made for the special fees attached to the water bills and how these fees are being used.

Committee Vice-Chair Burns requested a briefing on installation and maintenance of sidewalks and financial options to assist in program delivery.

Committee Vice-Chair Burns requested a briefing on how the existing streets are repaired once the speed bumps are removed.

Date of Next Meeting:

November 12, 2012

Adjournment:

With no further presentations or discussions, Vice-Chairman Burns adjourned the regular meeting of the Infrastructure and Transportation Committee at 3:21 p.m., Tuesday, October 9, 2012.

These minutes approved by the Infrastructure and Transportation Committee on the 12th day of November, 2012.

APPROVED:

Joel Burns, Vice-Chairman

Minutes Prepared by and Attested:

Kimberly Goodmay, Admin Assistant

NOTICE OF AGENDA

A Meeting of

ALLIANCEAIRPORT AUTHORITY, INC.

will be held on

Monday, November 12, 2012

3:30 p.m.

Pre-Council Chamber, Second Floor, City Hall
1000 Throckmorton Street, Fort Worth, Texas 76102

Board of Directors

Jungus Jordan, President
Salvador Espino, Vice President
Joel Burns, Director

Kelly Allen Gray, Director
Frank Moss, Director
Betsy Price, Director

Dennis Shingleton, Director
Danny Scarth, Director
Zim Zimmerman, Director

-
- I. Call to Order
 - II. Approve Minutes of September 25, 2012 and October 23, 2012 Meetings
 - III. Executive Session – The Board of Directors of AllianceAirport Authority, Inc. will conduct a closed meeting to:
 - A. Seek the advice of its attorneys concerning *In re AMR Corporation*, et al., United States Bankruptcy Court for the Southern District of New York, Case Number 11-15463, which is 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;
 - B. Discuss the purchase, sale, lease or value of real property, as authorized by Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the Corporation in negotiations with a third party; and
 - C. Discuss or deliberate negotiations relating to any economic development negotiations, as authorized by Section 551.087 of the Texas Government Code.
 - IV. Adjourn

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**CITY OF FORT WORTH, TEXAS
ALLIANCEAIRPORT AUTHORITY, INC.
SEPTEMBER 25, 2012**

Present:

President Jungus Jordan
Vice President Salvador Espino
Director Betsy Price
Director Danny Scarth
Director W.B. "Zim" Zimmerman
Director Frank Moss Arrived at 10:54 a.m.
Director Dennis Shingleton
Director Kelly Allen Gray
Director Joel Burns

City Staff:

Fernando Costa, Assistant City Manager
Peter Vaky, Deputy City Attorney
Mary J. Kayser, City Secretary
Tom Higgins, City Manager
Sarah Fullenwider, City Attorney
Chris Mosely, Sr. Assistant City Attorney

I. Call to Order

With a quorum of the directors present, President Jordan called the meeting to order for the Board of Directors of the AllianceAirport Authority, Inc., at 10:51 A.m. on Tuesday, September 25, 2012, in the Pre-Council Chamber of the Fort Worth Municipal Building, 1000 Throckmorton Street, Fort Worth, Texas.

II. Approve Minutes of August 7, 2012 Meeting

President Jordan opened the floor for a motion on the approval of the minutes.

Motion was made by Director Burns and seconded by Director Scarth, to approve the minutes of the August 7, 2012, AllianceAirport Authority, Inc., meeting. Motion carried unanimously 8-0 (Director Moss absent).

III. Executive Session

In accordance with Chapter 551 of the Texas Government Code, President Jordan and the Directors of the AllianceAirport Authority, Inc., convened into Executive Session at 10:53 a.m. on Tuesday, September 25, 2012, in the Pre-Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102, in order to:

- A. Seek the advice of its attorneys concerning *In re AMR Corporation*, et al., United States Bankruptcy Court for the Southern District of New York, Case Number 11-15463, which is 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;

- B. Discuss the purchase, sale, lease or value of real property, as authorized by Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the Corporation in negotiations with a third party; and
- C. Discuss or deliberate negotiations relating to any economic development negotiations, as authorized by Section 551.087 of the Texas Government Code.

President Jordan adjourned the Executive Session at 11:01 a.m., on Tuesday, September 25, 2012.

President Jordan reconvened the regular session of the AllianceAirport Authority, Inc., at 11:02 a.m., on Tuesday, September 25, 2012.

IV. Adjourn

With no further business before the Corporation Board, President Jordan adjourned the meeting of the AllianceAirport Authority, Inc., at 11:02 a.m. on Tuesday, September 25, 2012.

These minutes approved by the AllianceAirport Authority, Inc., on the _____ day of _____, 2012.

APPROVED:

Jungus Jordan, Chairman

Minutes Prepared by and Attest:

Mary J. Kayser, City Secretary

**CITY OF FORT WORTH, TEXAS
ALLIANCEAIRPORT AUTHORITY, INC.
OCTOBER 23, 2012**

Present:

President Jungus Jordan
Vice President Salvador Espino
Director Betsy Price
Director Danny Scarth
Director W.B. "Zim" Zimmerman
Director Frank Moss
Director Dennis Shingleton
Director Joel Burns

Absent:

Director Kelly Allen Gray

City Staff:

Fernando Costa, Assistant City Manager
Peter Vaky, Deputy City Attorney
Mary J. Kayser, City Secretary
Tom Higgins, City Manager
Sarah Fullenwider, City Attorney
Chris Mosely, Sr. Assistant City Attorney

I. Call to Order

With a quorum of the directors present, President Jordan called the meeting to order for the Board of Directors of the AllianceAirport Authority, Inc., at 12:09 p.m. on Tuesday, October 23, 2012, in the Pre-Council Chamber of the Fort Worth Municipal Building, 1000 Throckmorton Street, Fort Worth, Texas.

II. Approve Minutes of August 7, 2012 Meeting

President Jordan opened the floor for a motion on the approval of the minutes.

Motion was made by Director Price and seconded by Director Espino, to approve the minutes of the August 7, 2012, AllianceAirport Authority, Inc., meeting. Motion carried unanimously 8-0 (Director Allen Gray absent).

III. Executive Session

In accordance with Chapter 551 of the Texas Government Code, President Jordan and the Directors of the AllianceAirport Authority, Inc., convened into Executive Session at 12:11 p.m. on Tuesday, October 23, 2012, in the Pre-Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102, in order to:

- A. Seek the advice of its attorneys concerning *In re AMR Corporation*, et al., United States Bankruptcy Court for the Southern District of New York, Case Number 11-15463, which is 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;
- B. Discuss the purchase, sale, lease or value of real property, as authorized by Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the Corporation in negotiations with a third party; and
- C. Discuss or deliberate negotiations relating to any economic development negotiations, as authorized by Section 551.087 of the Texas Government Code.

President Jordan adjourned the Executive Session at 12:14 p.m., on Tuesday, October 23, 2012.

President Jordan reconvened the regular session of the AllianceAirport Authority, Inc., at 12:14 p.m., on Tuesday, October 23, 2012.

IV. Adjourn

With no further business before the Corporation Board, President Jordan adjourned the meeting of the AllianceAirport Authority, Inc., at 12:14 p.m. on Tuesday, October 23, 2012.

These minutes approved by the AllianceAirport Authority, Inc., on the _____ day of _____, 2012.

APPROVED:

Jungus Jordan, Chairman

Minutes Prepared by and Attest:

Mary J. Kayser, City Secretary



Updated November 7, 2012

City of Fort Worth
City Council Pre-Council Agenda Calendar

November 12, 2012 Monthly Zoning Meeting

(Note: Meetings Changed to Monday)

2:00 p.m. Legislative and Intergovernmental Affairs Committee

2:30 p.m. Infrastructure & Transportation Committee

3:30 p.m. Alliance Airport Authority, Inc.

4:00 p.m. Pre-Council Meeting (Note: Time Change)

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 Briefing on the Proposed Changes to the Code of Ethics [*Sarah Fullenwider and Peter Vaky, Law Department*]
- o Briefing on Stormwater Utility [*Douglas Wiersig and Greg Simmons, Transportation and Public Works*]
- o Update on Feral Cats Ordinance Amendment [*Brandon Bennett, Code Compliance*]

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)



Updated November 7, 2012

City of Fort Worth
City Council Pre-Council Agenda Calendar

November 22, 2012 *(Thursday)*

City Hall Closed – Thanksgiving Holiday

November 23, 2012 *(Friday)*

City Hall Closed – Thanksgiving Holiday

November 27, 2012

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

December 4, 2012 *Monthly Zoning Meeting*

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

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

3:00 p.m. Pre-Council Meeting

- o Overview of Significant Zoning Cases [*Dana Burghdoff, Planning and Development*]
- o AllianceTexas Update [*Mike Berry, Hillwood Development Corporation*]
- o Update on Fiscal Year 2012 4th Quarter Results [*Horatio Porter, Budget Officer*]
- o Review of City Council Calendar for January – December 2013 [*Mary Kayser, City Secretary*]
- o Briefing on Audit and Finance Advisory Committee [*Lena Ellis, Financial Management Services and Darlene Allen, Internal Audit*]

December 5, 2012 *(Wednesday)*

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



Updated November 7, 2012

City of Fort Worth
City Council Pre-Council Agenda Calendar

December 11, 2012

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

Continued Items:

- **M&C L-15459** - Conduct Public Hearing and Authorize Use of a Portion of West Park for Construction of Equestrian Facilities for the Fort Worth Police Department Mounted Patrol Unit (COUNCIL DISTRICT 7) (**PUBLIC HEARING**) (Continued from October 23, 2012 by Council Member Shingleton)
- o Briefing on Dallas/Fort Worth Airport Commercial Development Land Use Plan [*John Terrell, D/FW Airport*]
- o Presentation on MedStar Update [*Chief Rudy Jackson, Fire Department, Doug Hooten and Matt Zavadsky, MedStar*]
- o Briefing on the Fort Worth Police Awards Foundation Promotional Video Series [*Linda Pavlik, Pavik and Associates and Fort Worth Police Awards Foundation Member*]

December 18, 2012

1:00 p.m. – 2:00 p.m. Joint City Council/Employees' Retirement Fund Board Meeting (Ella Mae Shamblee Library, 1062 Evans Avenue)
8:30 a.m. Pre-Council Meeting

December 25, 2012

City Hall Closed – Christmas Holiday
8:30 a.m. Pre-Council Meeting (cancelled)

January 1, 2013

City Hall Closed – New Year's Day
3:00 p.m. Pre-Council Meeting (cancelled)



Updated November 7, 2012

City of Fort Worth
City Council Pre-Council Agenda Calendar

January 8, 2013 *Monthly Zoning Meeting*

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

1:00 p.m. Infrastructure & Transportation Committee

3:00 p.m. Pre-Council Meeting

January 15, 2013

3:00 p.m. Pre-Council Meeting

January 21, 2013 *(Monday)*

City Hall Closed – Martin Luther King, Jr. Holiday

**CITY OF FORT WORTH, TEXAS
REGULAR CITY COUNCIL MEETING
NOVEMBER 6, 2012**

Present:

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

Staff Present:

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

Mayor Price expressed appreciation to Dr. Ian Yeung, Choir Director, and the Singing Girls of Texas from the Fort Worth Academy of Fine Arts for their joyous musical selection.

I. CALL TO ORDER

With a quorum of the City Council Members present, Mayor Price called the regular session of the Fort Worth City Council to order at 10:13 a.m., on Tuesday, November 6, 2012, in the City Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102.

II. INVOCATION - Pastor Jim Turner, Metropolitan Baptist Church

The invocation was provided by Pastor Jim Turner, Metropolitan Baptist Church.

III. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF MEETING OF OCTOBER 23, 2012

Motion: Council Member Scarth made a motion, seconded by Mayor Pro tem Zimmerman, that the Minutes of the Regular Meeting of October 23, 2012 be approved. The motion carried unanimously 9 ayes to 0 nays.

V. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

City Manager Higgins requested that Mayor and Council Communication Nos. C-25948 and C-25955 be withdrawn from the Consent Agenda.

VI. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

City Manager Higgins requested that Mayor and Council Communication Nos. L-15464 and C-25948 be withdrawn from consideration.

VII. CONSENT AGENDA

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

A. General - Consent Items

1. **M&C G-17714 - Authorize Change of Use and Expenditure of an Additional Amount of \$600,000.00 of Community Development Block Grant Funds for the Hardy Street Single Family Infill Development Located at 3601 and 3617 Hardy Street and Authorize Substantial Amendment to the City of Fort Worth's 2010-2011 Action Plan. (COUNCIL DISTRICT 2)**

The City Council approved the following recommendation: Authorize a substantial amendment to the City of Fort Worth's 2010-2011 Action Plan; authorize the substitution of funding years in order to meet commitment, disbursement and expenditure deadlines for grant funds from the United States Department of Housing and Urban Development; and authorize the change in use and expenditure of an additional amount of \$600,000.00 of Community Development Block Grant funds for the Hardy Street Single Family Infill Development located at 3601 and 3617 Hardy Street in order to complete the required infrastructure improvements.

2. **M&C G-17715 - Approve Findings of Ground Transportation Coordinator Regarding Renewal Application of RHP Property GT, LP d/b/a Gaylord Texan Resort and Convention Center, to Operate Thirteen Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Consider and adopt the following findings of the Ground Transportation Coordinator: The public necessity and convenience require the operation of 13 limousines upon the City streets, alleys and thoroughfares; RHP

Property GT, LP, d/b/a Gaylord Texan Resort and Convention Center, is qualified and financially able to conduct a limousine service within the City; RHP Property GT, LP, d/b/a Gaylord Texan Resort and Convention Center, has complied with the requirements of Chapter 34 of the City Code; RHP Property GT, LP, d/b/a Gaylord Texan Resort and Convention Center, presented facts in support of compelling demand and necessity for 13 limousines; the general welfare of the citizens of the City will best be served by the addition of 13 limousines upon City streets, alleys and thoroughfares; and adopt Ordinance No. 20475-11-2012 granting the privilege of operating authority to RHP Property GT, LP, d/b/a Gaylord Texan Resort for the use of the streets, alleys, and public thoroughfares of the City in the conduct of its limousine business, which shall consist of the operation of 13 limousines for a one (1) year period beginning on the effective date; providing for written acceptance by RHP Property GT, LP, d/b/a Gaylord Texan Resort and Convention Center; subject to and conditioned on RHP Property GT, LP, d/b/a Gaylord Texan Resort and Convention Center, complying with all requirements of Chapter 34, Article VI of the Code of the City of Fort Worth (1986), as amended.

3. **M&C G-17716 - Approve Findings of Ground Transportation Coordinator Regarding Renewal Application of Hoque & Mumith, Inc. d/b/a ALT Worldwide Chauffeured Services, to Operate Twenty Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Consider and adopt the following findings of the Ground Transportation Coordinator: The public necessity and convenience require the operation of 20 limousines upon the City streets, alleys and thoroughfares; Hoque & Mumith, Inc., d/b/a ALT Worldwide Chauffeured Services, is qualified and financially able to conduct a limousine service within the City; Hoque & Mumith, Inc., d/b/a ALT Worldwide Chauffeured Services, has complied with the requirements of Chapter 34 of the City Code; Hoque & Mumith, Inc., d/b/a ALT Worldwide Chauffeured Services, presented facts in support of compelling demand and necessity for 20 limousines; the general welfare of the citizens of the City will best be served by the addition of 20 limousines upon City streets, alleys and thoroughfares; and adopt Ordinance No. 20476-11-2012 granting the privilege of operating authority to Hoque & Mumith, Inc., d/b/a ALT Worldwide Chauffeured Services for the use of the streets, alleys, and public thoroughfares of the City in the conduct of its limousine business, which shall consist of the operation of 20 limousines for a one (1) year period beginning on the effective date; providing for written acceptance by Hoque & Mumith, Inc., d/b/a ALT Worldwide Chauffeured Services, subject to and conditioned on Hoque & Mumith, Inc., d/b/a ALT Worldwide Chauffeured Services, complying with all requirements of Chapter 34, Article VI of the Code of the City of Fort Worth (1986), as amended.

4. **M&C G-17717 - Authorize Reappointment of Mark Weibel as the Primary Hearing Officer with the Authority to Administer Oaths and Issue Orders Compelling the Attendance of Witnesses and Production of Documents to Conduct Administrative Hearings Pursuant to the Automated Red Light Enforcement Ordinance No. 17677. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the reappointment of Mark Weibel as a hearing officer with the authority to administer oaths and issue orders compelling the attendance of witnesses and the production of documents to conduct administrative hearings pursuant to the automated red light enforcement Ordinance No. 17677.

5. **M&C G-17718 - Approve Extension of Injury Leave-of-Absence Pay Benefits in the Amount of \$12,970.08 for Police Officer Phillip Laux. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Approve a three (3) month extension of injury leave-of-absence pay benefits in the amount of \$12,970.08 for Police Officer Phillip Laux beginning November 9, 2012, and extending through February 8, 2013.

6. **M&C G-17719 - Authorize Acceptance in the Amount of \$134,994.00 from the Tarrant County 9-1-1 District for the Public Safety Answering Points Assistance Program Reimbursement for Fiscal Year 2012 and Adopt Supplemental Appropriation Ordinance. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the acceptance in the amount of \$134,994.00 from the Tarrant County 9-1-1 District for the Public Safety Answering Points Assistance Program reimbursement for Fiscal Year 2012; and adopt Supplemental Ordinance No. 20477-11-2012 increasing the estimated receipts and appropriations in the General Fund, subject to receipt of funds from Tarrant County 9-1-1 District.

7. **M&C G-17720 - Authorize Acceptance of a Monetary Donation from the Turning Point Metroplex Fellowship in the Amount of \$6,005.00 to Cover the Cost of Fifty Mounting Kits for Axon Flex On-Officer Camera Systems and Adopt Appropriation Ordinance. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the acceptance of a monetary donation from the Turning Point Metroplex Fellowship in the amount of \$6,005.00 to cover the cost of 50 mounting kits for Axon Flex On-Officer Camera Systems; and adopt Appropriation Ordinance No. 20478-11-2012 increasing the estimated receipts and appropriations in the Special Trust Fund, subject to receipt of a donation.

8. **M&C G-17721 - Authorize Six Month Extension of Injury Leave of Absence Pay Benefits in the Amount of \$54,827.38 for Firefighter Stacy Clark. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize a six (6) month extension of injury leave of absence pay benefits in the amount of \$54,827.38 for Firefighter Stacy Clark, retroactively, beginning October 4, 2012, through April 4, 2013.

9. **M&C G-17722 - Authorize Acceptance of an Anonymous Donation in the Amount of \$2,000.00 for the Fire Department's 2012 Banquet to Recognize Members of the Fire Department for Their Outstanding Contributions, Authorize Transfer in the Amount of \$2,000.00 from the Special Gifts Fund to the General Fund and Adopt Appropriation Ordinances. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the acceptance of a monetary donation in the amount of \$2,000.00 from an anonymous donor for the Fire Department's 2012 Banquet to recognize members of the Fire Department for their outstanding contributions; adopt Appropriation Ordinance No. 20479-11-2012 increasing the estimated receipts and appropriations in the Special Gifts Fund subject to receipt of a monetary donation, for the purpose of transferring said funds to the General Fund for the Fire Department's 2012 Banquet; authorize the transfer in the amount of \$2,000.00 from the Special Gifts Fund to the General Fund; and Appropriation Ordinance No. 20480-11-2012 increasing the estimated receipts and appropriations in the General Fund, from available funds, subject to receipt of the anonymous donation, for the purpose of the Fire Department's 2012 Banquet.

10. **M&C G-17723 - Ratify Donation of Various Fire Department Assets to the Texas Forest Service. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Ratify the donation of various Fire Department assets to the Texas Forest Service.

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

1. **M&C P-11451 - Authorize Purchase Agreement with the Fort Worth Star-Telegram for the Publication of Official City Notices in the Amount of \$168,000.00. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize a purchase agreement with the Fort Worth Star-Telegram for the publication of official City notices in the amount of \$168,000.00 for one (1) year; and recognize the Fort Worth Star-Telegram as the City of Fort Worth's official newspaper.

2. **M&C P-11452 - Authorize Purchase of a Police Rapid Deployment Vehicle from The Armored Group, LLC, Using a Cooperative Contract for the Police Department in the Amount of \$61,343.00. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the purchase of a police rapid deployment vehicle from The Armored Group, LLC, using General Services Administration Cooperative contract number GS-30F-0020W for the Police Department in the amount of \$61,343.00.

C. Land - Consent Items

- 1. M&C L-15460 - Authorize Amendment of the Lease Agreement with Monroe Street Professional Building, Limited, for an Annual Rent Amount of \$66,845.00, Plus Operating Expenses, Increasing the Square Footage of Leased Office Space from 2,440 Square Feet to 4,610 Square Feet of Office Space at 900 Monroe Street to House Portions of the Transportation and Public Works Department. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize an amendment of the lease agreement with Monroe Street Professional Building, Limited, for office space at 900 Monroe Street, located on the third floor, leased for the Transportation and Public Works Department increasing the square footage of the lease by 2,170 square feet, from 2,440 square feet to 4,610 square feet at the same lease rate of \$14.50 per square foot, not to exceed the amount of \$66,845.00 annually, plus operating expenses.

- 2. M&C L-15461 - Authorize Acquisition of a Fee Simple Interest in 0.1434 Acres of Land in Vacant Lots for the East Como Channel Improvements Project Located at 5117 Farnsworth Avenue from Hugh Stafford in the Amount of \$9,375.00 and Payment of the Estimated Closing Costs in the Amount of \$2,000.00 for a Total Cost in the Amount of \$11,375.00. (COUNCIL DISTRICT 7)**

The City Council approved the following recommendation: Authorize the acquisition of a fee simple interest in 0.1434 acre of land in vacant lots located at 5117 Farnsworth Avenue, Fort Worth, Texas, described as Lots 17 and 18, Block 123, Chamberlain Arlington Heights, 2nd Addition, from Hugh Stafford; find that the total purchase price in the amount of \$9,375.00 is just compensation; and authorize acceptance of the conveyance, the recording of the appropriate instrument and payment of the estimated closing costs in the amount of \$2,000.00.

- 3. M&C L-15462 - Authorize Acquisition of a Fee Simple Interest in 1.612 Acres of Land for Right-of-Way and an Easement Interest in 0.486 Acres for a Temporary Construction Easement for the Summer Creek Drive Improvements Project Located Along Summer Creek Drive from Summer Creek Boulevard to West Risinger Road from Lewisville 7 Partners, Ltd., Grant Transportation Impact Fee Credit to the Developer in the Amount of \$72,324.54 and Pay Estimated Closing Costs in the Amount of \$4,000.00. (COUNCIL DISTRICT 6)**

The City Council approved the following recommendation: Authorize the acquisition of a fee simple interest in 1.612 acres of land for right-of-way and an easement interest in 0.486 acre for a temporary construction easement, described as Abstract No. 4, Tract 5D, Juan Jose Albirado Survey, for the Summer Creek Drive improvements project located along Summer Creek Drive from Summer Creek Boulevard to West Risinger Road from Lewisville 7 Partners, Ltd., and grant transportation impact fee credit to the developer in the amount of \$72,324.54; and authorize the City Manager or his designee to accept the conveyance, record the appropriate instruments and pay the estimated closing costs in the amount of \$4,000.00.

4. **M&C L-15463 - Authorize Acquisition of a Fee Simple Interest in 1.020 Acres of Land for the Greenfield Acres Drainage Improvements Project Located at 6104 South Ridge Road from Profile Equities, LLC, in the Amount of \$30,200.00 and Payment of Estimated Closing Costs in the Amount of \$2,000.00 for a Total Cost of \$32,200.00. (COUNCIL DISTRICT 7)**

The City Council approved the following recommendation: Authorize the acquisition of a fee simple interest in 1.020 acres of land for a vacant lot located at 6104 South Ridge Road, Fort Worth, Texas, described as Lot 22, Block 8, Greenfield Acres Addition, from Profile Equities, LLC; find that the total purchase price in the amount of \$30,200.00 is just compensation; and authorize the acceptance of the conveyance, the recording of the appropriate instrument and payment of the estimated closing costs in the amount of \$2,000.00.

D. Planning & Zoning - Consent Items

1. **M&C PZ-3000 - Adopt Ordinance Vacating a Portion of East Peach Street Between Harding Street and Samuels Avenue. (COUNCIL DISTRICT 9)**

The City Council approved the following recommendation: Adopt Ordinance No. 20481-11-2012 vacating and extinguishing a portion of East Peach Street, located in the Trinity Bluff Addition, an Addition to the City of Fort Worth, Tarrant County, Texas, between Samuels Avenue and BNSF Railway right of way, containing approximately 0.466 acre of land providing for reversion of fee in said land; providing that the City shall retain all existing utilities easements; and waive any and all purchase fee value of the vacated land in accordance with City Policy (M&C G-15624).

E. Award of Contract - Consent Items

1. **M&C C-25946 - Authorize Execution of Amendment No. 4 to City Secretary Contract No. 37619, an Engineering Services Agreement with Dunaway Associates L.P., in the Amount of \$64,281.00 for Design Revisions to the 2007 Critical Capital Project District 2 Design Contracts; Thereby, Establishing a Revised Total Contract in the Amount of \$1,170,703.00. (COUNCIL DISTRICT 2)**

The City Council approved the following recommendation: Authorize the execution of Amendment No. 4 to City Secretary Contract No. 37619, with Dunaway Associates, L.P., for additional engineering services in the amount of \$64,281.00 to the 2007 Critical Capital Project District 2 Design Contracts establishing a revised total contract in the amount of \$1,170,703.00.

2. **M&C C-25947 - Authorize Execution of an Agreement with the Fort Worth and Western Railroad Company for Railroad Signal Improvements at the Railroad Crossing Located at Granbury Cut-Off in the Amount of \$196,202.86. (COUNCIL DISTRICT 6)**

The City Council approved the following recommendation: Authorize the execution of an agreement with the Fort Worth and Western Railroad signal improvements at the railroad crossing located at Granbury Cut-Off in the amount of \$196,202.86.

4. **M&C C-25949 - Authorize Execution of an Engineering Services Agreement with Dunaway Associates, L.P., in the Amount of \$515,633.00 for the Design of Randol Mill Road from East Loop 820 to Precinct Line Road Utilizing Funds from the 2008 Bond Program to Provide for Design Services, City Project Management and Design Review for a Project Total in the Amount of \$608,633.00. (COUNCIL DISTRICT 4)**

The City Council approved the following recommendation: Authorize the execution of an engineering services agreement with Dunaway Associates, L.P., in the amount of \$515,633.00 for the design of Randol Mill Road, from East Loop 820 to Precinct Line Road utilizing funds from the 2008 Bond Program to provide for design services, City project management and design review for a project total in the amount of \$608,633.00.

5. **M&C C-25950 - Authorize Execution of a Storm Water Facility Maintenance Agreement with Hunter Crossroads, L.P., on Property Located at Avondale Haslet Road, M.E.P. & P.R.R. Company Survey, Abstract No. 1131. (COUNCIL DISTRICT 7)**

The City Council approved the following recommendation: Authorize the execution of a storm water facility maintenance agreement with Hunter Crossroads, L.P., for property located at Avondale Haslet Road, M.E.P. & P.R.R. Company Survey, Abstract No. 1131, at no expense to the City.

6. **M&C C-25951 - Authorize Execution of an Agreement Between the Texas Department of Transportation and the City of Fort Worth for Installation, Operation and Maintenance of Traffic Signals Located on State Rights-of-Way Within the Fort Worth City Limits at an Annual Cost to the State in the Amount of \$198,012.00. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the execution of an agreement between the Texas Department of Transportation and the City of Fort Worth for the installation, operation, and maintenance of traffic signals located on State rights-of-way within the Fort Worth City limits at an annual cost to the State in the amount of \$198,012.00.

7. **M&C C-25952 - Ratify Application for and Authorize Acceptance of, if Awarded, the Fiscal Year 2013 Coverdell Forensic Sciences Improvement Grant in the Amount of \$18,800.00 from the State of Texas, Office of the Governor, Criminal Justice Division, Authorize Execution of Related Agreement and Adopt Resolution and Appropriation Ordinance. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Ratify the application for and authorize the acceptance of, if awarded, the Fiscal Year 2013 Coverdell Forensic Sciences Improvement Grant from the State of Texas, Office of the Governor, Criminal Justice Division (CJD) in the amount of \$18,800.00; authorize the execution of a contract with the State of Texas, CJD for the Grant; adopt Resolution No. 4141-11-2012 authorizing the application for and acceptance of grant funds from the State of Texas, CJD, for the State Coverdell Forensic Sciences Improvement Grant and to make assurances required by the State of Texas CJD; and adopt Appropriation Ordinance No. 20482-11-2012 increasing the estimated receipts and appropriations in the Grants Fund, subject to receipt of the grant, for the purpose of purchasing retention locking software and 14 computer monitors.

8. **M&C C-25953 - Authorize Execution of Change Order No. 1 to City Secretary Contract No. 43538 with Sunoco Pipeline L.P., in the Amount of \$572,020.00 for Construction and Relocation of its Pipeline as Part of the Runway Extension Project at Fort Worth Alliance Airport for a Revised Total Cost in the Amount of \$1,073,120.00. (COUNCIL DISTRICT 2)**

The City Council approved the following recommendation: Authorize execution of Change Order No. 1 to City Secretary Contract No. 43538 with Sunoco Pipeline, L.P., in the amount of \$572,020.00 to construct and relocate its pipeline as part of the Runway Extension Project at Fort Worth Alliance Airport for a revised total cost in the amount of \$1,073,120.00.

9. **M&C C-25954 - Authorize Execution of Change Order No. 1 to City Secretary Contract No. 43542 with Qwest Communications Company, LLC d/b/a CenturyLink OCC, in the Amount of \$159,069.00 for Relocation of Gas Pipelines Along John Day and Keller Haslet Roads as Part of the Runway Extension Project at Fort Worth Alliance Airport for a Revised Total Cost of \$1,433,913.51. (COUNCIL DISTRICT 2)**

The City Council approved the following recommendation: Authorize execution of Change Order No. 1 to City Secretary Contract No. 43542 with Qwest Communications Company, LLC,

d/b/a CenturyLink QCC, in the amount of \$159,069.00 for relocation of gas pipelines along John Day and Keller Haslet Roads as part of the Runway Extension Project at Fort Worth Alliance Airport for a revised total cost of \$1,433,913.51.

11. M&C C-25956 - Authorize Execution of a Contract with S.J. Louis Construction of Texas, Ltd., in the Amount of \$935,039.00 for West Seventh Street Bridge Water and Sanitary Sewer Improvements on Fournier Street from West Seventh Street to West Tenth Street and at the Intersection of River Drive and West Seventh Street in Trinity Park and Adopt Appropriation Ordinances. (COUNCIL DISTRICT 9)

The City Council approved the following recommendation: Authorize the transfer of \$1,023,089.00 from the Water and Sewer Operating Fund to the Water Capital Projects Fund in the amount of \$609,399.00 and to the Sewer Capital Projects Fund in the amount of \$413,690.00; adopt Appropriation Ordinance No. 20483-11-2012 increasing the estimated receipts and appropriations in the Water Capital Projects Fund, from available funds, for the purpose of West Seventh Street Bridge water and sanitary sewer improvements on Fournier Street and from River Drive to West Seventh Street; and adopt Appropriation Ordinance No. 20484-11-2012 increasing the estimated receipts and appropriations in the Sewer Capital Projects Fund, from available funds, for the purpose of West Seventh Street Bridge water and sanitary sewer improvements; and authorize the execution of a contract with S.J. Louis Construction of Texas, Ltd., in the amount of \$935,039.00 for the improvements.

12. M&C C-25957 - Authorize Acceptance of Funds and Execution of Agreement with Tarrant County in the Amount Up to \$30,000.00 for Fiscal Year 2013 for the Operation of Two Community Action Partners Centers, Authorize Execution of Lease Agreement for One Center and Adopt Appropriation Ordinance. (NO COUNCIL DISTRICT)

The City Council approved the following recommendation: Authorize the acceptance of funds and execution of an agreement with Tarrant County for Fiscal Year 2013 in the amount up to \$30,000.00 for the operation of two (2) Community Action Partners (CAP) Centers; authorize the execution of a lease agreement with Mary Hartman for the Far Northwest CAP Center in the amount not to exceed \$10,534.68 per year; and adopt Appropriation Ordinance No. 20485-11-2012 increasing the estimated receipts and appropriations in the Grants Fund, subject to receipt of the funds, for the purpose of operating two (2) CAP Centers.

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. OCS - 1868 - Notice of Claims for Alleged Damages and/or Injuries

End of Consent Agenda.

E. **Award of Contract - Consent Items – Removed from Consent Agenda**

3. **M&C C-25948 - Authorize Execution of Amendment No. 1 to City Secretary Contract No. 42956, for an Engineering Agreement with A.N.A. Consultants, L.L.C., in the Amount of \$61,758.00 for the Design of Parker-Henderson Road from US 287 to David Strickland Road for a Revised Total Contract in the Amount of \$530,013.00. (COUNCIL DISTRICT 5)**

It was the consensus of the City Council that Mayor and Council Communication No. C-25948 be withdrawn from consideration.

10. **M&C C-25955 - Authorize Rejection of All Bids Received for the Security Improvements Project at the Fort Worth Alliance Airport and Authorize Re-Advertisement. (COUNCIL DISTRICT 2)**

The City Council approved the following recommendation: Authorize the City Manager to reject all bids received for the Security Improvements Project at the Fort Worth Alliance Airport and authorize re-advertisement.

Mr. Tom Stockslager, 1100 Lockhart Drive, Plano, Texas 75023, appeared before Council in opposition to Mayor and Council Communication No. C-25955.

Motion: Council Member Shingleton made a motion, seconded by Council Member Burns, that Mayor and Council Communication No. C-25955 be approved. The motion carried 8 ayes to 1 nay, with Council Member Allen Gray casting the dissenting vote.

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

- 1. Presentation of Fort Worth Fire Department Community Hero Award and MedStar LifeSaver Award**

Chief Rudy Jackson, Fire Department, and Mr. Matt Zavadsky, Public Affairs Director, Medstar presented the Fort Worth Fire Department Community Hero Award and MedStar LifeSaver Award to Mr. Jason Torres, Mr. Joe Towne, and Mr. Hector Ramos, City Center Security Employees.

Chief Jackson advised that Jason Torres, Joe Towne, and Hector Ramos took necessary actions by activating the 911 system, utilizing an automatic external defibrillator (AED), and performing CPR, thereby giving another a chance at life. He stated on September 14, 2012, Security Manager John Steria went into cardiac arrest and collapsed on the finish line of Fort Worth's

Farrington Field track after completing a 400 meter run during a group training assessment test. He further stated that Mr. Torres, Mr. Towne, and Mr. Ramos quickly began lifesaving procedures and requested that a witness call 911. The employees continued the life saving procedures until the Fire Department and MedStar arrived on scene to take over patient care.

Mr. John Steria, along with his wife and children were in attendance at the meeting and expressed appreciation to the men for saving his life.

Mr. Torres, Mr. Towne, and Mr. Ramos all expressed appreciation for the recognition and reiterated the importance of knowing how to perform CPR and use an AED.

2. Presentation of the Salvation Army Red Kettle Campaign

Mr. Stephen Hood, Executive Director, The Salvation Army, presented information regarding the kick off of their annual Red Kettle Campaign in Fort Worth.

Mayor Price put on the red Salvation Army apron and rang the bell which officially started the season of giving in Fort Worth.

X. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events

Council Member Shingleton announced that the Fort Worth Safe City Commission was hosting a program to help regulate the disposal of out of date and unwanted prescription and over the counter medication. He stated that individuals could drop off their medication at the Central, East or West Division Police Headquarters for proper safe disposal.

Council Member Allen Gray welcomed Pangaea to District 8 and stated that it was a Tea Room and Community Garden. She also welcomed her son Ryland Gray and his classmates from the Trinity Academy Gifted and Talented program who were in attendance at the meeting.

Council Member Burns announced that The T would hold a public meeting regarding Tex Rail on November 8, 2012, at 12:00 p.m., at the Intermodal Transportation Center. He also announced that a workshop related to migratory bird issues (Egrets) would be held at Christ Chapel Baptist Church on November 10, 2012, at 9:00 a.m. He stated that he attended the dedication ceremony of the John Hamilton Library at Paschal High School. He pointed out that Mr. Hamilton had been teaching at Paschal High School for 50 years. He advised that the dedication and ribbon cutting for the President John F. Kennedy Memorial would be held on November 8, 2012, at 9:00 a.m., at the Downtown Hilton. He also announced that workshops would be held on November 7, 2012, from 6:00 p.m. to 8:00 p.m., entitled Building Supportive Families, at the Botanic Garden, and on November 7, 2012, from 8:00 a.m. to 5:00 p.m., entitled the Family Acceptance Project geared toward social workers, at the Norris Conference Center.

Council Member Moss announced that the Council toured the Village Creek Wastewater Treatment Plant and stated it was a very informative tour which highlighted the energy conservation techniques at the plant.

Mayor Price congratulated the TCU Horned Frogs on their victory over West Virginia University and stated that the Mayor of Morgantown would be wearing a TCU shirt at their next Council meeting to honor the friendly bet since they lost the game.

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 Moss made a motion, seconded by Council Member Shingleton, that Roberto Reyna be appointed to Place 5 on the Board of Adjustment-Commercial and to Place 5 on the Fort Worth Alliance Airport Board of Adjustment, effective November 6, 2012, with terms expiring on October 1, 2013. The motion carried unanimously 9 ayes to 0 nays.

Motion: Council Member Allen Gray made a motion, seconded by Council Member Scarth, that Andrea Rogers-Henry be appointed to Place 8 on the Library Advisory Board, effective November 6, 2012, with a term expiring on October 1, 2014. The motion carried unanimously 9 ayes to 0 nays.

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

1. Report by the Community Development Council

Mr. Jay Chapa, Director, Housing and Economic Development, introduced Mr. Patrick Main, Chair, Community Development Council. Mr. Main provided a brief summary of the mission and the activities over the past year, including the future goals, projects and challenges of the Community Development Council.

2. Report by the Parks and Community Services Advisory Board

Mr. Richard Zavala, Director, Parks and Community Services Department introduced Ms. Sheila Hill, Chair, Parks and Community Services Advisory Board. Ms. Hill provided a brief summary

of the mission and the activities over the past year, including the future goals, projects and challenges of the Parks and Community Services Advisory Board.

XIII. REPORT OF THE CITY MANAGER

A. Benefit Hearing - None

B. General

1. [M&C G-17724 - Adopt Resolution Ratifying the City's Lawsuit Against the Employees' Retirement Fund and the Retention of Kelly, Hart, and Hallman L.L.P., as Outside Counsel to Represent the City in the Lawsuit, and Authorizing Payment of Counsel Fees in the Amount of \\$100,000.00. \(ALL COUNCIL DISTRICTS\)](#)

It was recommended that the City Council adopt a Resolution ratifying the lawsuit entitled City of Fort Worth v. Employees' Retirement Fund of the City of Fort Worth, Cause No. 342-262392-12, 342nd District Court, Tarrant County, Texas, and ratifying the employment of Kelly, Hart, and Hallman L.L.P., as outside legal counsel to represent the City in the lawsuit, and authorizing payment of counsel fees in the amount of \$100,000.00.

Council Member Jordan advised that the reason this item included a resolution was because of the critically important issue regarding fiscal responsibility and the welfare of City employees.

Motion: Council Member Scarth made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. G-17724 be approved and Resolution No. 4142-11-2012 be adopted. The motion carried unanimously 9 ayes to 0 nays.

2. [M&C G-17725 - Adopt Ordinance Amending Article II, Section 32 of the City Code to Change Hotel Occupancy Tax Submission from Quarterly to Monthly, Clarify the Language Concerning the Application of Penalties Due and Add Additional Penalties on Delinquencies Sent for Collection, as Authorized by State Statute. \(ALL COUNCIL DISTRICTS\)](#)

It was recommended that the City Council adopt an Ordinance amending various provisions of Chapter 32, Article II of the Fort Worth City Code, "Hotel Occupancy Tax", to provide for monthly reporting and remittance of collected taxes, establish a delinquency date, and provide for penalties and interest, as authorized by State Statute.

Motion: Council Member Burns made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. G-17725 be approved and Ordinance No. 20486-11-2012 be adopted. The motion carried unanimously 9 ayes to 0 nays.

3. M&C G-17726 - Waive City of Fort Worth's Development and Construction Fees in an Estimated Amount of \$2,500.00 for a Proposed Eye Clinic for Low-Income Citizens at First Christian Church Located at 612 Throckmorton Street. (ALL COUNCIL DISTRICTS)

It was recommended that the City Council waive the City of Fort Worth's standard development and construction fees in an estimated amount of \$2,500.00 associated with the development of an eye clinic for low-income citizens to be housed in the First Christian Church located at 612 Throckmorton Street in downtown Fort Worth.

Motion: Council Member Burns made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication No. G-17726 be approved. The motion carried unanimously 9 ayes to 0 nays.

4. M&C G-17727 - Conduct Public Hearing, Adopt Resolution Redesignating the Evans and Rosedale Area as a Neighborhood Empowerment Zone and Adopt Ordinance to Redesignate the Evans and Rosedale Area as Fort Worth Neighborhood Empowerment Reinvestment Zone No. 4. (COUNCIL DISTRICT 8) (PUBLIC HEARING)

It was recommended that the City Council conduct a public hearing to redesignate the Evans and Rosedale area as Fort Worth Neighborhood Empowerment Reinvestment Zone No. 4; adopt a Resolution to redesignate the Evans and Rosedale area as a Neighborhood Empowerment Zone; and adopt an Ordinance renewing and re-designating the Evans and Rosedale area in the City of Fort Worth as "Neighborhood Empowerment Reinvestment Zone No. 4 City of Fort Worth, Texas"; providing the effective and expiration dates for the zone and a mechanism for renewal of the zone; and containing other matters related to the zone, pursuant to the Texas Property Redevelopment and Tax Abatement Act, Tax Code, Chapter 312.

Mayor Price opened the public hearing.

a. Report of City Staff

Ms. Sarah Odle, Administrative Assistant, Housing and Economic Development Department, appeared before Council and provided a staff report.

b. Citizen Presentations

There were no citizen presentations.

c. Council Action

Motion: Council Member Allen Gray made a motion, seconded by Council Member Espino, that the public hearing be closed and that Mayor and Council Communication No. G-17727 be approved and that Resolution No. 4143-11-2012 and Ordinance No. 20487-11-2012 be adopted. The motion carried unanimously 9 ayes to 0 nays.

5. M&C G-17728 - Conduct Public Hearing, Adopt Resolution Redesignating the Polytechnic/Wesleyan Area as a Neighborhood Empowerment Zone and Adopt Ordinance to Redesignate the Polytechnic/Wesleyan Area as Fort Worth Neighborhood Empowerment Reinvestment Zone No. 6. (COUNCIL DISTRICTS 5 and 8) (PUBLIC HEARING)

It was recommended that the City Council conduct a public hearing to redesignate the Polytechnic/Wesleyan area as Fort Worth Neighborhood Empowerment Reinvestment Zone No. 6; adopt a Resolution to redesignate the Polytechnic/Wesleyan area as a Neighborhood Empowerment Zone; and adopt an Ordinance renewing and re-designating the Polytechnic/Wesleyan area in the City of Fort Worth as “Neighborhood Empowerment Reinvestment Zone No. 6 City of Fort Worth, Texas”; providing the effective and expiration dates for the zone and a mechanism for renewal of the zone; and containing other matters related to the zone, pursuant to the Texas Property Redevelopment and Tax Abatement Act, Tax Code, Chapter 312.

Mayor Price opened the public hearing.

a. Report of City Staff

Ms. Sarah Odle, Administrative Assistant, Housing and Economic Development Department, appeared before Council and provided a staff report.

b. Citizen Presentations

There were no citizen presentations.

c. Council Action

Motion: Council Member Moss made a motion, seconded by Council Member Shingleton, that the public hearing be closed and that Mayor and Council Communication No. G-17728 be approved and that Resolution No. 4144-11-2012 and Ordinance No. 20488-11-2012 be adopted. The motion carried unanimously 9 ayes to 0 nays.

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

D. Land

1. M&C L-15457 - Conduct Public Hearing and Authorize Use of a Portion of Oakland Lake Park for the Purpose of Installing Storm Drainage Improvements. (COUNCIL DISTRICT 8) (Continued from a Previous Meeting) (PUBLIC HEARING)

It was recommended that the City Council conduct a public hearing under the guidelines set forth by the Texas Parks and Wildlife Code, Chapter 26, Protection of Public Parks and Recreational Lands; find that no feasible or prudent alternative exists to the use of Oakland Lake Park for the location of the proposed storm drainage improvements; find that the proposed storm drainage improvements include all reasonable planning to minimize harm to the parkland and will be constructed in Oakland Lake Park located at 1645 Lake Shore Drive, east of Lake Shore Drive, west of Ederville Road, south of Oakland Place and north of Barnett Street; and close the public hearing and authorize the use of approximately 0.20 acre of Oakland Lake Park for the installation of storm drainage improvements.

Mayor Price opened the public hearing.

a. Report of City Staff

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

b. Citizen Presentations

Ron and Marilyn Luckie, P.O. Box 8423, appeared before Council in opposition to Mayor and Council Communication No. L-15457. (provided handout)

Council Member Allen Gray expressed appreciation to Mr. and Mrs. Luckie for coming to the meeting and expressing their concerns. She stated that this was an important improvement for the area and would support moving forward with this item.

c. Council Action

Motion: Council Member Allen Gray made a motion, seconded by Council Member Moss, that the public hearing be closed and that Mayor and Council Communication No. L-15457 be approved. The motion carried unanimously 9 ayes to 0 nays.

2. M&C L-15464 - Approve Execution of a Lease Agreement with Chesapeake Exploration, L.L.C., in the Amount of \$17,014.34 for Natural Gas Drilling Under 6.805734 Mineral Acres of City-Owned Properties Known as Southside Pump Station Located at 1800 West Waggoman Street. (COUNCIL DISTRICT 9)

It was the consensus of the City Council that Mayor and Council Communication No. L-15464 be withdrawn from consideration.

3. M&C L-15465 - Authorize Condemnation by Eminent Domain of a Fee Simple Interest in 0.237 Acres of Vacant Land Located at 7500 Randol Mill Road Owned by JW Palo Pinto Partners, Ltd., Trilobite Holdings, Ltd. and 7500 Randol Mill L.P., for the Randol Mill Drainage Culvert Improvement Project. (COUNCIL DISTRICT 4)

It was recommended that the City Council declare that negotiations between the City of Fort Worth and the landowner to acquire a fee simple interest in 0.237 acre of vacant land, owned by JW Palo Pinto Partners, Ltd., Trilobite Holdings, Ltd., and 7500 Randol Mill, L.P., known as the 7500 Block of Randol Mill Road, Abstract No. 423, of the Joseph C. Davis Survey, City of Fort Worth, Tarrant County, Texas, according to the deed recorded in Instrument No. D205283353, Deed Records, Tarrant County, Texas were unsuccessful because of the inability to reach an agreement on the purchase price; declare the necessity to acquire a fee simple interest in the subject property for the Randol Mill Drainage Culvert Improvement Project; authorize the City Attorney to institute condemnation by eminent domain proceedings to acquire the fee simple interest in the property; authorize the payment pursuant to an award of commissioners and/or upon negotiated settlement in lieu of condemnation by eminent domain; and authorize the acceptance and recording of appropriate instruments.

Motion: Council Member Scarth made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication No. L-15465 be approved and that the Fort Worth City Council authorize the use of the power of eminent domain to acquire from JW Palo Pinto Partners, Ltd., Trilobite Holdings, Ltd. and 7500 Randol Mill L.P., 0.237 acre of land for the Randol Mill Drainage Culvert Improvement Project from the tract of land known as Abstract No. 423, Joseph C. Davis, Tarrant County, Texas, also known as the 7500 Block of Randol Mill Road. The land rights will be used to construct new drainage culverts/roadway and provide erosion protection upstream and downstream from the new culverts crossing Randol Mill Road. The fee simple interest is described by metes and bounds and depicted by survey plats attached to Mayor and Council Communication No. L-15465. The motion carried unanimously 9 ayes to 0 nays.

E. Planning & Zoning - None

F. Award of Contract

1. 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) (Continued from a Previous Meeting)

It was recommended that the City Council authorize the 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.

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. C-25926 be approved. The motion carried unanimously 9 ayes to 0 nays.

2. M&C C-25958 - Authorize Execution of an Economic Development Program Agreement with Flexpipe Systems, Inc., for Business Expansion Project at 1101 Everman Parkway in Carter Industrial Park. (COUNCIL DISTRICT 8)

It was recommended that the City Council authorize the execution of an economic development program agreement with Flexpipe Systems, Inc., for a business expansion project that includes the renovation of an existing facility at 1101 Everman Parkway in Carter Industrial Park into a pipeline manufacturing facility in multiple phases.

Motion: Council Member Allen Gray made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication No. C-25958 be approved. The motion carried unanimously 9 ayes to 0 nays.

3. M&C C-25959 - Authorize Execution of an Agreement with the United Way of Tarrant County in the Amount of \$2,154,020.00 to Implement Action Items from Directions Home, the City of Fort Worth's Homelessness Plan. (All COUNCIL DISTRICTS)

It was recommended that the City Council authorize the City Manager or his designee to execute an agreement for a one (1) year term with the United Way of Tarrant County in the amount of \$2,154,020.00 for the implementation of programs described as the City of Fort Worth's responsibility in Directions Home, the City of Fort Worth's Homelessness Plan; authorize the City Manager or his designee to extend or renew the agreement for up to one (1) year if the United Way of Tarrant County requests an extension and it is necessary for the completion of the program; and authorize the City Manager or his designee to amend the agreement, if necessary, to achieve program goals provided that the amendment is within the scope of the program and in compliance with City of Fort Worth policies and applicable laws and regulations.

Motion: Council Member Scarth made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. C-25959 be approved. The motion carried unanimously 9 ayes to 0 nays.

XIV. CITIZEN PRESENTATIONS

There were no citizen presentations.

XV. EXECUTIVE SESSION (PRE-COUNCIL CHAMBER)

XVI. ADJOURNMENT

There being no further business, Mayor Price adjourned the Regular Meeting at 11:15 a.m.

**CITY OF FORT WORTH CITY COUNCIL AND
FORT WORTH INDEPENDENT SCHOOL BOARD OF TRUSTEES
CALLED-SPECIAL JOINT MEETING
OCTOBER 24, 2012**

Present:

Fort Worth City Council

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

Staff Present:

Tom Higgins, City Manager

Fort Worth Independent School Board of Trustees

T.A. Sims, President – District 4
Christene Moss, Vice President – District 3
Judy Needham, Secretary – District 5
Carlos Vasquez, District 1
Tobi Jackson, District 2
Ann Sutherland, District 6
Norman Robbins, District 7
J. R. Martinez, District 8
Juan Rangel, District 9

FWISD Staff Present:

Walter Dansby, Superintendent

I. CALL TO ORDER

With a quorum of bodies present, Mayor Price and Board President, T. A. Sims called the joint meeting of the Fort Worth City Council and Fort Worth Independent School Board of Trustees to order at 5:37 p.m., on Tuesday, October 24, 2012, in the Jean McClung Middle School, 3000 Forest Avenue, Fort Worth, Texas 76112.

**CITY OF FORT WORTH CITY COUNCIL AND
FORT WORTH INDEPENDENT SCHOOL BOARD OF TRUSTEES
CALLED – SPECIAL JOINT MEETING
OCTOBER 24, 2012
Page 2 of 4**

II. WELCOME AND INTRODUCTIONS

Mayor Betsy Price and President T. A. Sims welcomed the members and audience to the meeting. Both boards were introduced.

III. JOINT USE FACILITIES

Randle Harwood, Planning and Development Department, City of Fort Worth and Art Cavazos, Chief of District Operations, Fort Worth Independent School District gave a presentation on joint use facilities including parks, athletic facilities and community centers. They highlighted the Eastern Hills Detention Basin which is a soccer field and park and when needed serves as a water runoff control. They reviewed growth patterns and demographics in the City and the District. They reviewed existing joint use facilities and discussed the benefits. It was mentioned that the District is currently building facilities that can be used by the community outside of the school day. The City and the District are continuing to review potential sites applicable for joint use. They two entities will continue to meet together and to report back to their respective Boards.

IV. FORT WORTH AFTER SCHOOL PROGRAM

Miguel Garcia, Director, Fort Worth after School and Sandra Youngblood, City of Fort Worth Parks and Community Services gave a presentation on the Fort Worth After School program and the Wallace Foundation Grant. The Fort Worth After School program has 94 sites and is the largest structured after school program in the state. Participants in the Fort Worth After School program have higher attendance, better grades and better behavior in school. With the Wallace Grant the partnership between the City and the District will be expanded to collect information on a larger scale, including programs not currently served by FWAS as well a programs in other school districts and to create a system to promote high quality programs, develop shared vision of standards, develop assessment tools and professional development and create an infrastructure to sustain these efforts.

V. UPDATE OF FORT WORTH EARLY CHILDHOOD COLLABORATION

Michael Sorum, Deputy Superintendent for Leadership, Learning and Student Support gave a presentation on the Department of Early Academic Success and Acceleration (DEASA) and the Fort Worth Early Childhood Collaborative. DEASA consists of three areas of concentration:1) Early Child hood Department – enhancing early language, literacy and math to better prepare young students for academic success; working with early childhood entities and parents 2) Elementary Literacy Department – building a strong literacy foundation; 3) Early Literacy Intervention Department – district wide programs that support early intervention services, prevention and appropriate instructional programs to ensure early academic success and acceleration. The Fort Worth Early Childhood Collaborative is a community readiness initiative.

**CITY OF FORT WORTH CITY COUNCIL AND
FORT WORTH INDEPENDENT SCHOOL BOARD OF TRUSTEES
CALLED – SPECIAL JOINT MEETING
OCTOBER 24, 2012
Page 3 of 4**

The vision is that all children in the Fort Worth ISD will enter school ready to be successful learners. The framework is ready families; ready early education and care services and ready communities will equal ready children. The program is building on existing program, using data to guide decisions, expanding practices with demonstrated outcomes to reach children before they enter school to ensure that they are ready.

VI. FITWORTH INITIATIVE

Fort Worth City Councilmember Dennis Shingleton presented the FitWorth Initiative. This is a community initiative to improve well being in Fort Worth. The program is facilitating awareness and providing information on the benefits of activity and healthy eating. Mr. Shingleton highlighted several programs: the Steer Fort Worth food for thought program at De Zavala Elementary School to bring in healthy food options, switching recess and lunch times and tracking behavior and attendance and the FitWorth kids challenge which is an 8 week challenge for 3rd – 8th grades that emphasized activity. The team with the highest activity level won PE equipment or track enhancements. The FitWorth team will be reaching out to the schools, neighborhoods and community via newsletters, social media and news media to encourage participation in local events or in neighbor and school events to get people active. Councilmember Shingleton recognized Georgi Roberts, Director of Health and Physical Education who was unable to be at the meeting.

VII. COMMUNICATION OF FWISD SUCCESSES

Barbara Griffith, Senior Communications Officer, Fort Worth Independent School District gave a presentation on how the FWISD was communicating success in the following areas: STAAR test and what areas were improved during this implementation year; Increase in the number of students receiving dual credit; Learning networks on each campus; Gold Seal Programs of Choice and Schools of Choice; Budgeting – a year-round process; Community Partnerships; Read 2 Win; Morningside Children’s Partnership; Parent empowerment tools; It’s Not OK – the anti-bullying campaign; and Know the Plan – what to do in the event of an emergency; update on the Capital Improvement Program.

VIII. FUTURE AGENDA ITEMS

The following were suggested future agenda items:

Common ground – legislative issues, opportunities to pool resources
Positive updates from the schools in each district given to the Councilmember
Update on how FWISD schools have benefited from Neighborhood empowerment zones
Program for getting the community more active in the schools.

**CITY OF FORT WORTH CITY COUNCIL AND
FORT WORTH INDEPENDENT SCHOOL BOARD OF TRUSTEES
CALLED – SPECIAL JOINT MEETING
OCTOBER 24, 2012
Page 4 of 4**

IX. ADJOURN

There being no further business, Mayor Price and President Sims adjourned the joint meeting at 7:49 p.m.

No Documents for this Section

To the Mayor and Members of the City Council

November 12, 2012

Page 1 of 2



SUBJECT: September 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 November 7th. 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 September. In this report, you will see Fort Worth’s FY2012 sales tax collection compared to FY2011 and the impact the results had on the budget.

MONTHLY NET SALES TAX COLLECTIONS FOR SEPTEMBER
CITY OF FORT WORTH

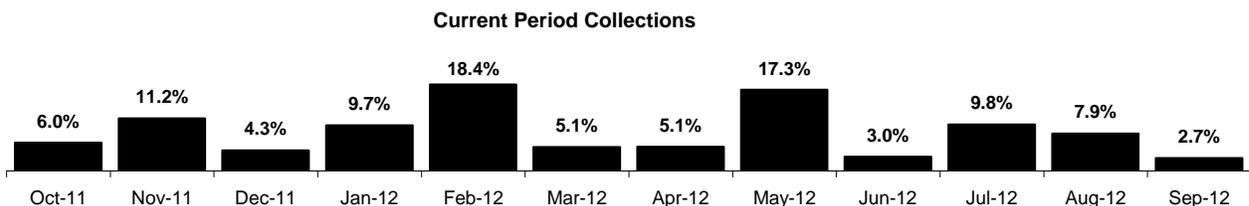
September FY2012	\$10,667,141	<u>DOLLAR VARIANCE</u> ↑	<u>% VARIANCE</u> ↑
September FY2011	\$10,554,454	\$112,687	1.1%



The City’s net payment for sales tax collection is up \$112,687. While this represents only a 1.1% increase over last year, this is the best September on record. Current period collections increased 2.7% over last year as depicted below. This signals a continued improvement in pure economic activity.

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

	September FY2011	September FY2012	CHANGE	CHANGE
Current Period Collections:	\$10,474,905	\$10,757,264	\$282,359	2.7% ↑
Other Collections:	\$183,431	\$123,035	(\$60,395)	-32.9%
Audit Collections:	\$162,055	\$40,427	(\$121,627)	75.1%
Service Fee:	(\$216,408)	(\$218,415)	(\$2,007)	0.9%
Retainage:	(\$49,529)	(\$35,171)	\$14,358	-29.0%
Net Payment	\$10,554,454	\$10,667,141	\$112,687	1.1% ↑



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

To the Mayor and Members of the City Council

November 12, 2012

Page 2 of 2



SUBJECT: September 2012 – Sales Tax Update

CITY OF FORT WORTH BUDGET COMPARISON - FY2012

	ADOPTED BUDGET	FISCAL YEAR TOTAL	VARIANCE	
CITY OF FORT WORTH	\$ 102,259,196	\$ 110,971,117	8.5%	▲
CRIME CONTROL AND PREVENTION DIST.	\$ 46,304,344	\$ 50,275,651	8.6%	▲
MASS TRANSIT AUTHORITY - THE "T"	\$ 47,647,392	\$ 54,410,606	14.2%	▲

Note: For the year, the City has collected **\$8,711,921** or 8.5% 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 FY2013 as we continue to experience uncertainty with the national economy and potential audit adjustments. The chart below indicates how other cities in the region did compared to FY2011.

CITY OF FORT WORTH

CITY COMPARISONS - FY 2012 v. FY 2011

CITY	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
SOUTHLAKE	4.0%	6.5%	7.3%	11.4%	7.3%
EULESS	8.7%	14.3%	19.6%	9.4%	13.0%
DALLAS	5.7%	4.9%	7.1%	7.7%	6.4%
KELLER	9.4%	5.6%	4.0%	7.0%	7.5%
FORT WORTH	2.2%	13.9%	-0.8%	6.1%	5.1%
BEDFORD	2.5%	3.1%	5.4%	2.5%	3.3%
HURST	-1.7%	3.9%	4.0%	2.5%	1.9%
GRAPEVINE	-4.7%	3.9%	11.9%	1.7%	2.9%
NORTH RICHLAND HILLS	8.5%	-4.3%	0.7%	0.5%	1.6%
ARLINGTON	3.3%	3.4%	7.8%	-0.1%	3.5%
GRAND PRAIRIE	19.4%	14.9%	4.5%	-1.2%	8.5%
BURLESON	17.9%	35.5%	-1.6%	-4.8%	10.2%
WATAUGA	7.3%	5.3%	9.6%	-21.4%	-1.5%
STATE TOTAL	12.4%	13.5%	11.0%	13.5%	12.6%

Note: FY2012 total collections for Fort Worth were up **5.1%** compared to FY2011.

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

No Documents for this Section

A Resolution

NO. _____

ADOPTING THE CITY OF FORT WORTH'S 2013 FEDERAL LEGISLATIVE PROGRAM

WHEREAS, the 113th Congress will convene in January, 2013; and

WHEREAS, during the month of November 2012, the Governmental Relations staff, in conjunction with the City's federal legislative consultants, received input from various members of the Fort Worth City Council, the City Manager's office, and department directors to identify the City's programmatic and funding needs that could, potentially, be resolved by Congressional or federal administrative actions; and

WHEREAS, based upon those recommendations, the Governmental Relations staff and federal legislative consultants made a presentation to the Fort Worth City Council on November 6, 2012 for review of the recommendations; and

WHEREAS, following review of those recommendations, staff was directed to proceed with a resolution for the City Council's approval;

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

That the City Council:

- 1. Adopts the 2013 Federal Legislative Program as outlined in the attached document; and**
- 2. Authorizes and directs the City Manager to distribute copies of the City's 2013 Federal Legislative program to members of Congress, to other cities, and other interested parties; and**
- 3. Authorizes and directs the appropriate City officials to send letters of support or to meet with federal officials to discuss the City's position on the attached initiatives; and**



4. Authorizes and directs the City's Government Relations staff and the City's federal legislative consultants to take the appropriate actions to advance the 2013 Federal Legislative Program before Congress, the Administration and corresponding federal agencies.

Adopted the _____ day of November, 2012.

ATTEST:

By: _____

Mary J. Kayser, City Secretary





CITY OF FORT WORTH 2013 FEDERAL LEGISLATIVE PROGRAM

CONGRESSIONAL PRIORITIES

Fighting for Transportation

Summary: **TexRail** and **I-35W** North are essential to Fort Worth's current and planned investments in economic growth and community development. Opportunities to support the development of TexRail and the completion of I-35W North will be priorities in the 113th Congress.

Supporting Our Local Military

Summary: Fort Worth's continued growth and development is inextricably tied to the health of our nation's military and defense industries. **The Naval Air Station Joint Reserve Base (NASJRB)** and Fort Worth's synergistic relationship with **top military contractors** in the United States are models for the nation. Expanding both the NASJRB and the growth of our defense contracting industries will be a key priority.

Strengthening the Trinity River Vision

Summary: Fort Worth is the fastest growing large city in America today. The **Trinity River Vision (TRV)** project is a key element in **flood control** and in sustaining this enormous growth and capturing its full potential. The TRV will drive new economic development downtown while providing much needed **urban renewal** to the nearby North Side community. Sustaining and accelerating funding for TRV will be a key priority.

CITY OF FORT WORTH 2013 FEDERAL LEGISLATIVE PROGRAM

ADMINISTRATIVE PRIORITIES

Pursuing Community Development and Renewal

- Community Development Block Grant (CDBG)
- Community Services Block Grant (CSBG)
- Low Income Home Energy Assistance Program (LIHEAP)
- New Markets Tax Credit (NMTC)
- Weatherization Assistance Program (WAP)
- Second Chance Act
- HOME Grants
- HHS and Community Health
- Low Income Housing Tax Credits
- Education Opportunity Programs
- Library and Arts Funding
- Urban Park and Recreation Recovery (UPARR)
- Energy/Sustainability Grants

Exploring Economic Development Opportunities

- Alternative Asbestos Control Method (AACM) Wet demolition
- Clean Energy and Natural Gas Initiatives
- Wet Weather Facility
- Land Water Conservation Fund
- Wireless Tax Authority
- Management and Collection for use on Local Rights of Way
- Municipal Disclosure Regime
- SEC issues as needed and as appropriate

CITY OF FORT WORTH 2013 FEDERAL LEGISLATIVE PROGRAM

ADMINISTRATIVE PRIORITIES CONTINUED

Fighting for Public Safety Funding and Support

- Police and Fire Training Facility funding
- Homeland Security Top 10 Re-Designation for Urban Areas Security Initiative (UASI) funding
- CASA Funding (innovative weather satellite pilot)
- Emergency Management Preparedness Grants (EMPG)
- Metropolitan Medical Response System (MMRS)
- Broadband Spectrum for First Responders
- Opposition to Collective Bargaining Issues

As a general policy, the City of Fort Worth seeks to preserve its authority to responsibly govern the city, its citizens, and its property. The City **supports** any legislation viewed as advancing the City's Comprehensive Plan or the City's Strategic Goals; or that improves the health, safety, and welfare of its citizens; or that reduces the cost of governing the City.

In addition, the City will **oppose** any legislation viewed as detrimental to its Comprehensive Plan or its Strategic Goals; or that is contrary to the health, safety, and welfare of its citizens; or that mandates increased costs or decreased revenues; or that would diminish the fundamental authority of the City.

A Resolution

NO. _____

ADOPTING THE CITY OF FORT WORTH'S 2013 STATE LEGISLATIVE PROGRAM

WHEREAS, the 83rdst Session of the Texas Legislature will convene on January 8, 2013, and pre-filing of legislative bills began November 12, 2012; and

WHEREAS, each biennium, prior to the beginning of the regular session of the Texas Legislature, staff seeks input from the Mayor and Council, the City Manager's Office, City staff, and members of the Legislative delegation representing the City regarding legislative issues that affect the City and the way in which it conducts its business; and

WHEREAS, based upon the input received, proposed legislative initiatives are then taken to the City Council Legislative and Intergovernmental Affairs Committee for discussion and analysis; and

WHEREAS, the attached City of Fort Worth 2013 State Legislative Program represents the recommended initiatives forwarded to City Council by the Legislative and Intergovernmental Affairs Committee following its review of recommended initiatives on September 11, 2012 and October 9, 2012; and

WHEREAS, it is anticipated that other issues may arise prior to and during the 2013 legislative session and these will be brought before City Council at a later time; and

WHEREAS, upon adoption of the 2013 State Legislative Program, staff will distribute the program to members of the local state delegation, departments, agencies and, upon request, and to major cities in the state in furtherance of the 2013 State Legislative Program.

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

That the City Council:

1. Adopts the 2013 State Legislative Program as outlined in the attached document; and



2. Authorizes and directs the City Manager to distribute copies of the City's 2013 State Legislative program to members of the Texas Legislature, to other cities, and other interested parties; and

3. Authorizes and directs the appropriate City officials to send letters of support or to meet with legislators or state officials to discuss the City's position on the attached initiatives; and

4. Authorizes and directs the City's Government Relations staff and the City's state legislative consultants to take the appropriate actions to advance the 2013 State Legislative Program before the Texas Legislature, the Administration and corresponding state agencies.

Adopted this ____ day of _____ 2012.

ATTEST:

By: _____

Mary J.Kayser, City Secretary





2013 State Legislative Program

SUPPORTIVE LEGISLATION

Funding for Transportation

Support legislative appropriations and options to fund transportation investment in Texas

Funding for Homelessness Initiative

Support the continue the statewide funding for supportive services, work and housing retention services for the homeless

Funding for Business Assistance Center & UNTHSC

Support continued funding for the City of Fort Worth and UNT Health Science Cent for the Economic Development and Technology Commercialization Partnership

Compatible Growth around Military Installations

Support legislation that enables tools to promote compatible growth such as: Protecting the voluntary participation of coordinated efforts by municipalities surrounding military installations

Land Use Authority in Extra-Territorial Jurisdiction

Support legislation that will grant increased land use authority to local governments to promote responsible land development in extra-territorial jurisdictions

Simplification of Tax Notices

Support legislation that will promote clear and simple notices to property owners about property taxes owed to the state

Public, Education and Government (PEG) Funds

Support legislation to allow flexibility in the expenditure by local governments of PEG Funds

Texas Education System

Support legislation that improves the Texas education system and appropriations that provides adequate funding to the Texas public school finance system

Harassment, Bullying and Cyberbullying

Support legislation that will prohibit harassment, bullying and cyberbullying

Community Health and Wellness Programs

Support legislation that will promote increased Community Health and Wellness Programs

Healthy Work Environments and Healthy Work Places

Support legislation that promotes healthy places of employment and healthy work environments

Sales Tax Revenue for State and Local Parks

Support legislation for the constitutional dedication of sporting goods' sales tax revenue for the funding of state and local parks

Unlawful Carrying Weapons (UCW) Statute

Support legislation to amend the Texas Penal Code to include the word "Firearm" in the Unlawful Carrying Weapons (UCW) Statute

Special Events Trust Fund

Support legislation that will continue to allow special events to be incentivized

Dangerous Dogs

Support appropriate breed specific legislation

Recycling Facilities

Support legislation that will give municipalities and the state greater authority to address illegal recycling facilities

Graffiti Legislation

Support legislation that will enhance the ability of municipalities to address prevention and control of graffiti



GENERAL LEGISLATIVE POLICY

As a general policy, the City of Fort Worth seeks to preserve its authority to responsibly govern the city, its citizens, and its property. The City **Supports** any legislation viewed as advancing the City's Comprehensive Plan or the City's Strategic Goals; or that improves the health, safety, and welfare of its citizens; or that reduces the cost of governing the City.

In addition, the City will **Oppose** any legislation viewed as detrimental to its Comprehensive Plan or its Strategic Goals; or that is contrary to the health, safety, and welfare of its citizens; or that mandates increased costs or decreased revenues; or that would diminish the fundamental authority of the City.

Preserve

City's ability to uniformly impose property taxes

City's ability to raise revenue

City's ability to zone property

City's ability to safely and fairly annex property

City's ability to impose and collect reasonable storm water fees

City's ability to impose and collect reasonable impact fees

City's ability to participate in development in the ETJ

City's authority under the current vesting laws

City's rights under the current sovereign immunity statutes

City's rights and authority under the special districts' laws

City's rights and authority under the current eminent domain laws

City's rights and authority under current environmental laws

No Documents for this Section

City of Fort Worth, Texas
Mayor and Council Communication

DATE: Monday, November 12, 2012

LOG NAME:

REFERENCE NO.: **OCS-1869

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 4:00 p.m., Wednesday, November 7, 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

Monday, November 12, 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
Aidnel Dino	11/1/2012	9/17/2012	4720 Rush River Trail	Reimbursement	Leak in City water line, seeking plumbing reimbursement.	Water	Yes	No
Dennis Rybacki	11/2/2012	10/1/2012	6900 Greenlee	Auto Damage	Hit manhole in construction at edge of driveway.	TPW	Yes	No
Katella Wilson	11/2/2012	8/9/2012	7209 Autumn Park Drive	Auto Damage	Vehicle struck pothole.	TPW	No	No
Charter Communication	11/1/2012	9/14/2012	5620 Cottage Drive	Property Damage	Hit and damaged cable.	Water	Yes	No
Charles Robinson	11/1/2012	7/26/2012	4516 Virgil	Property Damage	Property damaged during Police chase.	Police	No	No
Rafaela Aladro	10/2/2012		1201 Bonnie Brae	Property Damage	Street contractor damaged sprinkler system.	TPW	No	No
Michael Snyder	11/2/2012	10/31/2012	4701 Gold Spike Drive	Auto Damage	Hit unlevel concrete in street, damaged car.	TPW	Yes	No

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Phylis A. McQuern	11/2/2012	10/22/2012	8827 N. Normandale	Property Damage	Debris from water main break damaged property.	Water	No	No
Herbert C. Ausbie	11/5/2012	9/4/2012	Unknown	Auto Damage	Illegal tow of vehicle.	Police	No	No
Robert Southern	11/2/2012	9/5/2012		Employment	Alleged discrimination	Water	No	No
Tiffany Armstrong	11/6/2012	10/13/2012	Fort Worth, TX	Auto Damage	Collision with City vehicle.	Police	No	No
Greg Bauchman	11/2/2012	8/26/2012	I-35W Svc Rd at Heritage Trace	Auto Damage	Intersection collision with fire truck.	Fire	Yes	No
Sandra Mange	11/6/2012	10/14/2012	NW Exit 28th Street	Auto Damage	Collision with FWFD vehicle.	Fire	Yes	No

No Documents for this Section

No Documents for this Section

No Documents for this Section

No Documents for this Section