



**SUMMARY OF MEETINGS AND ACTIVITIES
MONDAY, DECEMBER 3, 2012, THROUGH FRIDAY, DECEMBER 7, 2012**

MONDAY, DECEMBER 3, 2012

TIME LOCATION

No Meetings

TUESDAY, DECEMBER 4, 2012

Legislative and Intergovernmental Affairs Committee	1:15 p.m.	Pre-Council Chamber
Housing and Economic Development Committee	1:30 p.m.	Pre-Council Chamber
Pre-Council Meeting	3:00 p.m.	Pre-Council Chamber
Council Meeting	7:00 p.m.	Council Chamber

WEDNESDAY, DECEMBER 5, 2012

Passenger Rail Working Group	Immediately Following the Tarrant Regional Transportation Coalition meeting at 8:30 a.m.	Intermodal Transportation Center Community Room 1001 Jones Street
Board of Adjustment – Commercial Work Session	9:00 a.m.	Pre-Council Chamber
Board of Adjustment – Commercial Public Hearing	10:00 a.m.	Council Chamber
Library Advisory Board Meeting	12:30 p.m.	Summerglen Branch Library 4205 Basswood Boulevard
Community Development Council	6:00 p.m.	Pre-Council Chamber

THURSDAY, DECEMBER 6, 2012

Downtown Design Review Board Public Hearing	2:00 p.m.	Pre-Council Chamber
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<p>This summary is compiled from data furnished to the Office of the City Secretary by 12:00 p.m. on November 29, 2012, and may not include all meetings to be conducted during the week of December 3, 2012 through December 7, 2012. It is a summary listing only. See individual agendas which are posted in compliance with the Texas Open Meetings Act for detailed information.</p>



**SUMMARY OF MEETINGS AND ACTIVITIES
MONDAY, DECEMBER 3, 2012, THROUGH FRIDAY, DECEMBER 7, 2012**

THURSDAY, DECEMBER 6, 2012

(continued)

	<u>TIME</u>	<u>LOCATION</u>
Tax Increment Reinvestment Zone Number Three (Downtown TIF) Board	2:00 p.m.	City Manager's Office Large Conference Room No. 380
Fort Worth Water Department Wholesale Water and Wastewater Advisory Committee Meeting	2:30 p.m.	Fort Worth Botanic Gardens 3220 Botanic Garden Boulevard, Oak Hall

FRIDAY, DECEMBER 7, 2012

Building Standards Commission Pre-Meeting	9:30 a.m.	Pre-Council Chamber
Building Standards Commission Meeting	10:00 a.m.	Council Chamber

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**LEGISLATIVE AND INTERGOVERNMENTAL AFFAIRS COMMITTEE MEETING
TUESDAY, DECEMBER 4, 2012
1:15 P.M.
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

**HOUSING AND ECONOMIC DEVELOPMENT COMMITTEE MEETING
TUESDAY, DECEMBER 4, 2012
1:30 P.M.
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

**PRE-COUNCIL MEETING
TUESDAY, DECEMBER 4, 2012
3:00 P.M.
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

1. Report of the City Manager - **Tom Higgins, City Manager**
 - a. Changes to the City Council Agenda
 - b. Upcoming and Recent Events
 - c. Organizational Updates and Employee Recognition(s)
 - d. Informal Reports
 - [IR 9525](#): Proposed Revenue Sharing at Museum Parking Lot During Museum Non-Operational and Non-Peak Hours
 - [IR 9526](#): Annual Open Records/Public Information Response
 - [IR 9527](#): Ridglea Branch Library Renovation
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 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)
(Continued from November 12, 2012 by Staff)
4. Alliance Texas Update - **Mike Berry, Hillwood Development Corporation**
5. Briefing on the Fort Worth Police Awards Foundation Promotional Video Series - **Chief**

Jeff Halstead, Police and Linda Pavlik, Pavlik and Associates and Fort Worth Police Awards Foundation Member

6. Review of City Council Calendar for January - December 2013 - **Mary Kayser, City Secretary**
7. Briefing on Audit and Finance Advisory Committee - **Lena Ellis, Financial Management Services**
8. City Council Requests for Future Agenda Items and/or Reports
9. 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)
Tuesday, December 04, 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. *Schorn v. City of Fort Worth*, Cause No. 48-245325-10, Tarrant County, Texas;
 - b. *Trevino v. City of Fort Worth*, Cause No. 4:12-CV-717-A, United States District Court, Northern District of Texas, Fort Worth Division;
 - c. *In Re: 1701 Commerce, LLC. (Sheraton Bankruptcy)*, Case No. 12-41748, Northern District of Texas Bankruptcy Court;
 - d. Legal issues related to commuter rail initiatives and public transit services;
 - e. *Richard Van Houten, Jr. and Stephen Hall v. City of Fort Worth, a Texas Municipal Corporation*, Cause No. 4:12-CV-00826-Y, United States District Court, Northern District of Texas;
 - f. *City of Fort Worth vs. Employees' Retirement Fund of the City of Fort Worth, Civil Action No. 4:12-CV-00829-A*, United States District Court, Northern District of Texas; and
 - g. Legal issues concerning any item listed on today's City Council meeting agendas;
2. Deliberate the purchase, sale, lease or value of real property in accordance with Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party;
3. Deliberate concerning economic development negotiations as authorized by Section 551.087 of the Texas Government Code; and
4. Deliberate the deployment, or specific occasions for implementation, of security personnel or devices, in accordance with Section 551.076 of the Texas Government Code.

**CITY COUNCIL AGENDA
FOR THE MEETING AT 7:00 P.M. TUESDAY, DECEMBER 04, 2012
CITY COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

I. CALL TO ORDER

II. INVOCATION - Pastor Lynn White, Trinity Christian Church

III. PLEDGE OF ALLEGIANCE

IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF NOVEMBER 12, 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-17745](#) - Adopt Ordinance Amending Chapter 2, "Administration", Article VII, "Code of Ethics" of the Code of the City of Fort Worth to Add and Amend Definitions; Allow for Participation by Task Force Members; Provide for Reliance on a Written Opinion of the City Attorney; Rename the Ethics Review Committee; Establish the Duties and Responsibilities of the City Secretary and the City Attorney; Provide for the Appointment, Jurisdiction and Powers of Hearing Officers; Specify the Criteria of a Valid Ethics Complaint; Provide for the Retention of Outside Legal Counsel; and Outline the Appeal Process (ALL COUNCIL DISTRICTS)
2. [M&C G-17746](#) - Authorize Payment to the Atmos Gas Cities Steering Committee to Fund Participation in Dockets, Rate Cases and Other Proceedings Related to Gas Utility Regulations (ALL COUNCIL DISTRICTS)
3. [M&C G-17747](#) - Authorize Payment of the City of Fort Worth's Fiscal Year 2013 Membership Dues to the Texas Coalition of Cities for Utility Issues in the Amount of \$27,500.00 (ALL COUNCIL DISTRICTS)
4. [M&C G-17748](#) - Approve Findings of Ground Transportation Coordinator Regarding Application of Choice Valet, Inc. d/b/a Choice Transport, to Operate Three Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
5. [M&C G-17749](#) - Authorize Acceptance of Two Bike Trailers Donated by Fort Worth Police Department Bike Support Group (ALL COUNCIL DISTRICTS)
6. [M&C G-17750](#) - Authorize Purchase Agreement with Four Points Technology, LLC, for Disaster Recovery Planning for the

Water Department's Information and Billing System Using a General Services Administration Agreement in the Amount Not to Exceed \$54,984.00 for the First Year (ALL COUNCIL DISTRICTS)

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

1. [M&C P-11457](#) - Authorize Purchase Agreements with Midwest Tape, LLC, Ingram Library Services Inc., and Baker & Taylor, Inc., for Compact Discs for the Library in the Amount of \$87,000.00 for the First Year (ALL COUNCIL DISTRICTS)
2. [M&C P-11458](#) - Authorize Professional Services Agreements with Abacus Service Corporation, Smith Temporaries d/b/a CornerStone Staffing, Lone Star NOC, Inc. d/b/a LoneStar Corporate Services, Makro Technologies, Inc., P.I.E. Management, LLC, and Staffmark Investment, LLC, for Temporary Professional Staffing Services for a Total Combined Amount Not to Exceed \$1,000,000.00 (ALL COUNCIL DISTRICTS)
3. [M&C P-11459](#) - Authorize Non-Exclusive Purchase Agreements with Shawnee Mission Tree Service d/b/a Arbor Masters Tree and Landscape and Northeast Service Inc. d/b/a Horton Tree Service, to Provide Tree Removal and Pruning Services for City Departments in a Combined Amount Up to \$1,300,000.00 (ALL COUNCIL DISTRICTS)
4. [M&C P-11460](#) - Authorize Purchase Agreement with NetworkFleet, Inc., in the Amount of \$471,286.00 for an Automated Vehicle Location System for the Equipment Services Department Using a Cooperative Contract (ALL COUNCIL DISTRICTS)

C. Land - Consent Items

1. [M&C L-15470](#) - Authorize Acquisition of an Easement Interest in 4.950 Acres of Land for Permanent Drainage and an Easement Interest in 0.140 Acres of Land for Temporary Construction Owned by Mercantile Partners, L.P., Located at 0000 Gemini Place East of the Mark IV and Meacham Boulevard Intersection for the Meacham Boulevard - Mark IV Drainage Improvement Project in the Amount of \$973,307.00 and Estimated Closing Costs in the Amount Not to Exceed \$7,000.00 (COUNCIL DISTRICT 2)
2. [M&C L-15471](#) - Authorize Acquisition of a Fee Simple Interest in 0.037 Acres of Land for Right-of-Way and a Temporary Construction Easement in 0.328 Acres of Land Located Immediately North of Fossil Creek Along North Riverside Drive from Stoneglenn at Fossil Creek Addition Homeowners Association in the Amount of \$8,537.00 for the Construction of the North Riverside Bridge at Fossil Creek Project and Authorize Payment of Closing Costs in the Amount of \$2,000.00 Per Transaction (COUNCIL DISTRICT 4)

D. Planning & Zoning - Consent Items - None

E. Award of Contract - Consent Items

1. [M&C C-25983](#) - Authorize Execution of an Artwork Commission Contract with Pavlovsky Sculpture Studios, LLC, in the Amount of \$45,000.00 for Fabrication, Delivery and Installation of an Artwork for the Near East Side Urban Village in the 1200 - 1600 Blocks of East Lancaster Avenue (COUNCIL DISTRICT 8)
2. [M&C C-25984](#) - Authorize Execution of a Stormwater Facility Maintenance Agreement with Wal-Mart Stores Texas, LLC, on Property Located in the 2300 Block of Avondale Haslet Road, M.E.P. & P.R.R. Company Survey (COUNCIL DISTRICT 7)
3. [M&C C-25985](#) - Authorize Execution of a Stormwater Facility Maintenance Agreement with Heritage 3B5A, L.P., and Heritage Homeowners Association, Inc., for Property Located Southeast of the Ray White Road and Canary Lane Intersection Containing 0.503 Acres of Land in the J.R. Knight Survey Abstract No. 902 (COUNCIL DISTRICT 2)
4. [M&C C-25986](#) - Authorize Execution of an Engineering Agreement with TranSystems Corporation d/b/a TranSystems Corporation Consultants, in the Amount of \$128,957.00 for the DFW Airport Reclaimed Water Delivery System Flush Line Design (COUNCIL DISTRICT 5)
5. [M&C C-25987](#) - Authorize Execution of Amendment No. 1 with Dunaway Associates, L.P., in the Amount of \$82,329.00 for Additional Design of a Sixteen Inch Water Main as Part of the Relocation of a Twenty-Four Inch Water Main Along Blue Mound Road from Petty Place to Martin Ranch Road and the Future Double Eagle Boulevard from Pipe Ridge Drive to Blue Mound Road, Thereby Increasing the Total Contract Amount to \$274,329.00 (COUNCIL DISTRICT 2)
6. [M&C C-25988](#) - Authorize Third and Final Renewal of a Contract with Westhill Construction, Inc., in the Amount of \$500,000.00 for a Total Contract Amount of \$2,000,000.00 for Utility Cut Repair Contract 2009 UC01-2010 at Various Locations Throughout the City (ALL COUNCIL DISTRICTS)
7. [M&C C-25989](#) - Authorize Execution of an Engineering Agreement with Freese and Nichols, Inc., in the Amount of \$293,328.00 for Design Services for the Lake Worth Preliminary Trail Design and Adopt Appropriation Ordinances (COUNCIL DISTRICT 7)

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. OCS - 1870 - Notice of Claims for Alleged Damages and/or Injuries

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. Proclamation of Cowboy Santas Program

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 Animal Shelter Advisory Board
2. Report by the Appeals Board

XIII. RESOLUTION

1. A Resolution Appointing an Arts Funding Task Force to Advise the City Council About the City's Financial Support for Arts and Cultural Exchange Programs

XIV. ZONING HEARING

1. **ZC-12-081 - (CD 5)** - Dennis Thornton, dba Anchor Asphalt Company, 11467 Mosier Valley Road; from: "AG" Agricultural to: "PD/AG" Planned Development for all uses in "AG" Agricultural plus outdoor storage of construction vehicles and trailers only; site plan waiver recommended. **(Recommended for Approval as Amended to PD/AG plus outdoor storage of construction vehicles and trailers only by the Zoning Commission)**
2. **ZC-12-093 - (CD-ALL)** - City of Fort Worth Planning & Development Department, Text Amendment: Mobile Vendor Food Courts An Ordinance amending the Zoning Ordinance of the City of Fort Worth, being Ordinance No. 13896, as amended, codified as Appendix "A" of the Code of The City of Fort Worth, by Amending Article 1 "Standards for Selected Uses", of Chapter 5, "Supplemental Use Standards", Section 5.406, to:
 - Add a subsection to provide standards and regulations for Mobile Vendor Food Courts;
 - Amend Section 4.802 "Nonresidential District Use Table" and Section 4.1202 "Form-Based District Use Table" to provide for the zoning districts where Mobile Vendor Food Courts are allowed;
 - Amend Chapter 9 "Definitions" to add Mobile Vendor Food Courts and amend Mobile Vendors

To review the proposed amendments:

<http://fortworthtexas.gov/planninganddevelopment/zoningcommission.aspx>
(Recommended for Approval by the Zoning Commission)

3. **ZC-12-105 - (CD-ALL)** - City of Fort Worth Planning & Development Department, Text Amendment: Trinity Lakes Form Based Code: An Ordinance Amending the Zoning Ordinance of the City of Fort Worth, being Ordinance No. 13896, as Amended, Codified as Appendix "A" of the Code of the City of Fort Worth, by Amending Article 9 "Form Based Districts", of Chapter 4, "District Regulations" to:
 - Add a new section, Section 4.1307 Trinity Lakes ("TL") District" and to add separate zones within the district;
 - Provide for design standards and guidelines for new construction and certain renovations;
 - Require a Certificate Of Appropriateness for new construction and certain renovations;
 - Provide for administrative approval of Certificate of Appropriateness under certain circumstances; providing an appeal process; and
 - Amend Section 4.1200 "Form Based Districts Code Use Table" to add the uses allowed within the Trinity Lakes ("TL") District

To review the proposed amendments:

<http://fortworthtexas.gov/planninganddevelopment/zoningcommission.aspx>
(Recommended for Approval by the Zoning Commission)

4. [ZC-12-108](#) - **(CD 2)** - Katy Road All Storage Ltd., 4874 Keller Haslet Road; from: "I" Light Industrial to: "PD/I" Planned Development for all uses in "I" Light Industrial plus mini-warehouse; site plan included. **(Recommended for Approval by the Zoning Commission)**
5. [ZC-12-109](#) - **(CD 7)** - Ben Patterson, 6245 Granite Creek Drive; from: "A-5" One-Family to: "PD/A-5" Planned Development for all uses in "A-5" One-Family plus group home with eight residents and one resident supervisor; site plan waiver requested. **(Recommended for Denial by the Zoning Commission)**
6. [SP-12-008](#) - **(CD 9)** - Sandage Development Partners, LLC, 2809 - 2821 Sandage Avenue; Site plan for multifamily development **(Recommended for Approval as Amended to remove the dumpster by the Zoning Commission)**
7. [ZC-12-110](#) - **(CD 4)** - Riverbend Investment/Riverbend Investment II, 7800 - 8100 Blocks of Trinity Boulevard; from: "E" Neighborhood Commercial, "PD-224" Planned Development for existing zoning categories: "I" Light Industrial, "G" General Commercial, "O-2" Floodplain, "IP" Industrial Park, "C" Medium Density Multifamily, "AG" Agricultural, "E" Neighborhood Commercial plus sand and gravel and specific regulations for mining activity to: Trinity Lakes Form-Based Code with six character zones: Boulevard Mixed Use, Village Mixed Use, Highway Mixed Use, Campus Commercial, Transition, and Neighborhood with regulating plan and development standards. To review the proposed code:
<http://fortworthtexas.gov/planninganddevelopment/zoningcommission.aspx>
(Recommended for Approval by the Zoning Commission)
8. [ZC-12-111](#) - **(CD 2)** - HL Investments & N. Tarrant Parkway Surgery Center LLC, 3400 North Tarrant Parkway; from: "PD-710" Planned Development for all uses in "E" Neighborhood Commercial plus assisted living, blood bank, nursing home with full medical services with development requirements; site plan required to: Amend "PD-710" Planned Development to add a helipad; site plan included. **(Recommended for Approval by the Zoning Commission)**
9. [ZC-12-112](#) - **(CD 2)** - Thomas Blanton, 3900 and 3950 Angle Avenue; from: "I" Light Industrial to: "D" High Density Multifamily **(Recommended for Approval by the Zoning Commission)**
10. [ZC-12-114](#) - **(CD 9)** - Trinity Bluff Development, Ltd., 633 and 637 Samuels Avenue; from: "PD-489" Planned Development for all uses in "H" Central Business District excluding the following uses: massage therapy, sexually oriented business, recreational vehicle park, cold storage or ice plant, gunsmithing, repair or sales, home improvement store, mini-warehouses, mortuary or funeral home, pawn shop, tattoo parlor, taxidermist shop, auto parts supply, retail automotive repair, paint and body shop, car wash full or self service, vehicle sales or rental, including automobiles, motorcycles, boats or trailers. Building height shall be restricted to 20 stories. In addition, a transitional height plane of 45 degrees shall apply to portions of a building above 45 feet or 3 stories, whichever is greater, for buildings along the northern boundary of the cemetery; site plan waived; to: Amend "PD-489" Planned Development to remove the transitional height plane requirement; site plan waiver recommended. **(Recommended for Approval by the Zoning Commission)**
11. [SP-12-009](#) - **(CD 4)** - Hope Lutheran Church & Foundation for Healthy Living, 2929 Precinct Line Road; Amend "PD-627" site plan to add storage area **(Recommended for Approval by the Zoning Commission)**

12. [ZC-12-117](#) - (CD 6) - Chesapeake Land Development Company LLC, 5023 and 5025 Granbury Road; from: "PD-175" Planned Development for all uses in "E" Neighborhood Commercial plus retail auto parts, auto supplies and tire repair and sales; site plan waived to: Amend "PD-175" Planned Development to include oil change, inspections, emission and electrical system testing, brakes, belts, filters, battery maintenance; site plan included. **(Recommended for Denial without Prejudice by the Zoning Commission)**
13. [ZC-12-118](#) - (CD 9) - Linwood Partners, LLC, 2700 Blocks of Azalea Avenue, Mercedes Avenue & Merrimac Avenue and 357, 359, 407 & 409 Foch Street; from: "MU-1" Low Intensity Mixed Use, "R2" Townhouse/Cluster to: "PD/UR" Planned Development for all uses in "UR" Urban Residential with development standards; site plan waiver recommended. **(Recommended for Approval as Amended for maximum of four stories and with revised development standards by the Zoning Commission)**
14. [ZC-12-121](#) - (CD 7) - Stanley Rowland, 6336 North Ridge; from: "A-5" One-Family to: "ER" Neighborhood Commercial Restricted **(Recommended for Approval as Amended to ER by the Zoning Commission)**
15. [ZC-12-125](#) - (CD 9) - Tarrant County Water Control District, 800 E. Northside Drive; from: "O-1" Floodplain and "TU-N2" Trinity Uptown-Neighborhood Zone to: "G" Intensive Commercial **(Recommended for Approval by the Zoning Commission)**

XV. REPORT OF THE CITY MANAGER

A. Benefit Hearing - None

B. General

1. [M&C G-17751](#) - Authorize Payment to the Standing Steering Committee of Oncor Electric Delivery Service Area Cities in the Amount of \$74,121.00 to Fund Participation in Current and Upcoming Electric Utility Dockets and Rulemakings Related to Electric Utility Regulation at the Texas Public Utilities Commission (ALL COUNCIL DISTRICTS)
2. [M&C G-17752](#) - Adopt Resolution Authorizing the Employment of Kelly, Hart, and Hallman L.L.P., as Outside Counsel to Represent the City in the Lawsuit Entitled Richard Van Houten, Jr. and Stephen Hall v. City of Fort Worth, a Texas Municipal Corporation, Case No. 4:12-CV-00826, and any Litigation Related to the Pension Benefit Changes Adopted by the City Council on October 23, 2012, and Authorizing Payment of Counsel Fees in a Total Amount Up to \$200,000.00 (ALL COUNCIL DISTRICTS)
3. [M&C G-17753](#) - Adopt Resolution Amending the City Council Rules of Procedure to Establish the Audit Committee as a Standing City Council Committee and Approving the Committee's Charter (ALL COUNCIL DISTRICTS)
4. [M&C G-17754](#) - Authorize Use of \$118,219.00 in Tree Removal Fee Revenue, the Amount of \$100,000.00 in Parks Royalty Revenue and Donation in the Amount of \$100,000.00 from Chesapeake Energy Corporation to Fund the Community Tree Planting Program and Adopt Appropriation Ordinances (ALL COUNCIL DISTRICTS)

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

D. Land - None

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) **(Continued from a Previous Meeting)**
2. [M&C C-25990](#) - Authorize Execution of a Contract with McClendon Construction Company, Inc., in the Amount of \$1,356,291.95 for Pavement Reconstruction and Water and Sanitary Sewer Main Replacement in Portions of 28th Street, North Elm Street, Mineola Avenue and Norman Street Utilizing the Amount of \$940,385.95 from the 2008 Capital Improvements Projects Fund and the Amount of \$646,776.51 from the Water and Sewer Capital Projects Funds to Provide for Construction Contract Costs, Contingencies and Construction Services for a Project Total in the Amount of \$1,587,162.46 and Adopt Appropriation Ordinances (COUNCIL DISTRICT 2)
3. [M&C C-25991](#) - Authorize Change Order No. 2 to City Secretary Contract No. 42077 with Conatser Construction TX, LP, in the Amount of \$179,645.10 for the Eastern Hills Storm System Improvements – Phase 1 Multi-Use Stormwater Detention Basin (COUNCIL DISTRICT 4)
4. [M&C C-25992](#) - Rescind Mayor and Council Communication C-25040 and Repeal Associated Resolution No. 4014-08-2011 and Ordinance No. 19822-08-2011, Accept Contribution and Transfer of TIF District 4 (Southside TIF) Funds in the Amount of \$2,100,000.00, Authorize Execution of a Contract with The Fain Group, Inc., in the Amount of \$3,244,347.85 for Landscape and Pedestrian Enhancements Along West Rosedale Street from Eighth Avenue to Lipscomb Street and Jennings Avenue to South Main Street and Adopt Appropriation Ordinance (COUNCIL DISTRICT 9)
5. [M&C C-25993](#) - Authorize Execution of a Contract with UtiliTex Construction, LLP, in the Amount of \$1,394,425.75 for Sanitary Sewer Rehabilitation Contract 73 on Lone Oak Drive, Burton Hill Road, Christine Street, Michigan Avenue, Isbell Road and Edgefield Road (COUNCIL DISTRICTS 2, 5, 7 and 8)

XVI. PUBLIC HEARING

1. First Public Hearing for a Proposed City-Initiated Annexation of Approximately

147.4 Acres of Land in Tarrant County, Located South of Avondale-Haslet Road and East of Willow Springs Road. (AX-12-006 Avondale-Haslet)

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

2. First Public Hearing for a Proposed City-Initiated Annexation of Approximately 104.2 Acres of Land in Tarrant County, Located West of Old Decatur Road and South of W.J. Boaz Road. (AX-12-007 Old Decatur Road)

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

XVII. CITIZEN PRESENTATIONS

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

XIX. ADJOURNMENT

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

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ATTACHMENT B
EXECUTIVE SESSION
(Pre-Council Chamber, City Hall)
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3. Deliberate concerning economic development negotiations as authorized by Section 551.087 of the Texas Government Code; and
4. Deliberate the deployment, or specific occasions for implementation, of security personnel or devices, in accordance with Section 551.076 of the Texas Government Code.



CITY COUNCIL
Legislative and Intergovernmental Affairs Committee
Agenda

Tuesday, December 4, 2012
1:15 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 NOVEMBER 12, 2012

III. ACTION ITEMS

- A. CONSIDERATION OF THE APPOINTMENT OF VICKIE GRAY TO THE TARRANT COUNTY 911 EMERGENCY ASSISTANCE DISTRICT BOARD (MARY KAYSER, CITY SECRETARY)
- B. CONSIDERATION OF THE APPOINTMENTS OF JACINTO RAMOS TO PLACE 1 AND REED BILZ TO PLACE 2 ON THE FORT WORTH HUMAN RELATIONS COMMISSION (ANGELA RUSH, HUMAN RELATIONS COMMISSION ADMINISTRATOR)

IV. REQUEST FOR FUTURE AGENDA ITEMS

- A. THE NEXT MEETING WILL BE DETERMINED AT A LATER DATE.

V. 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.

VI. 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
Monday, November 12, 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 2:04 p.m.

Chairman Scarth called for a motion for approval of the October 9, 2012 minutes. The motion was made by Councilmember Frank Moss and seconded by Mayor Pro Tem Zim Zimmerman. The minutes were approved.

ACTION ITEMS

- A. Mary J. Kayser, City Secretary presented to the committee for consideration of the appointment of Ms. Randi s. Thistlethwaite to Place 15 and the reappointments of Casey Dyer Oliver to Place 10, Rana Lambdin 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. A motion was made by Councilmember Dennis Shingleton and seconded by Mayor Pro Tem Zim Zimmerman for approval and passed.

BRIEFINGS

- A. Dorothy Wing, Project Coordinator with the Grant Tracking Program updated the committee members on the progress of utilizing the grant tracking system.

The screenshot displays the eCIVIS Grant Tracking System interface. At the top, there is a navigation bar with the eCIVIS logo and the tagline "Your tools for grants success". The navigation menu includes links for Home, Grant Management, Grant Research, KnowledgeBase, Reports, and Administration. A user greeting "Hello Dorothy Wing, your License is provided by Fort Worth" and links for "My Account" and "Logout" are visible in the top right corner.

The main content area is titled "Organization Project Dashboard" and includes a breadcrumb trail "Home / Org Project Dashboard". Below the title, a note states: "Information pertains to active grants in projects currently 'open' in Grants Network."

There are two main data sections:

- Funding Summary:** A table showing financial data:

Applying:	\$0.00
Submitted:	\$4,464,868.00
Awarded:	\$432,788,787.88
Total:	\$437,253,655.88
- Organization Totals - All Departments:** A table with columns for Applications, Funding, and Reports, each with sub-columns for Open Projects, Active Grants, Due, Submitted, and Awarded. The data is as follows:

Applications:		Funding:		Reports:			
Open Projects	Active Grants	Due	Submitted	Awarded	Allocated	Due	Submitted
174	164	0	7	137	0	56	105

A "View Goals" link is located at the bottom right of the Organization Totals table. A "Help" button is visible on the far right edge of the dashboard.

Trainings Conducted:

- On-site by eCivis offered to all departments
 - Research- May 11, 2012
 - Tracking and Reporting- June 15, 2012
- Grants Work Group meetings were held in May, July, August, September and November

Training Labs- Half day workshops were held for entering existing grants and uploading documents.

- All Departments- August 10th
- Storm Water- August 24th
- CMO- August 27th
- Planning & Development- August 31st
- Fire and Finance- September 28th
- PACS- October 15th
- TPW- November 9th

One- on- One assistance was provided to Councilmember Frank Moss and the following departments.

- Equipment Services- June 29th
- Planning & Development- July 30th
- Water- September 7th
- Housing & Economic Development- September 17th
- Library- September 17th
- PACS Consultants- September 24th
- FWISD- September 24th
- Planning & Development- September 24th
- Housing & Economic Development- October 9th
- Business Assistance Center- October 26th
- TPW- October 26th
- TPW (Traffic)- October 31st
- Planning & Development- November 5th

Ms. Wing stated that she has received good feedback from staff using the system. All of the City's grants should be entered in the system by the end of the year.

Mayor Pro Tem Zimmerman wanted to know who will be the keeper of the system, because he didn't want a new system implemented and then it gets lost. Ms. Wing stated that she will be the keeper.

FUTURE AGENDA ITEMS

- A. Chairman Scarth asked for future agenda items. The next committee meeting will be December 4, 2012 at 11:00 a.m.

There being no further business, the Committee adjourned at 2:15 p.m.



CITY OF FORT WORTH
CITY COUNCIL

HOUSING AND ECONOMIC DEVELOPMENT COMMITTEE

AGENDA

Tuesday, December 4, 2012

1:30 P.M.

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

Housing and Economic Development Committee Members

Joel Burns, Chair	Kelly Allen Gray, Council Member	Frank Moss, Council Member
Danny Scarth, Vice Chair	Dennis Shingleton, Council Member	Sal Espino, Council Member
Jungus Jordan, Council Member	Betsy Price, Mayor	Zim Zimmerman, Mayor Pro Tem

Staff Liaison – Fernando Costa, Assistant City Manager

-
1. **Call to Order** – Danny Scarth, Vice Chair
 2. **Approval of Minutes from the Meeting Held on October 2, 2012** – Danny Scarth, Vice Chair
 3. **Executive Session** - The Housing and Economic Development Committee will conduct a closed meeting to:
 - A. Seek the advice of its attorneys concerning the following items 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: legal issues related to any current agenda items; and
 - 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 City 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.

4. **Written Reports**-Jay Chapa, Director, Housing and Economic Development Department

- Proposed Waiver of Street Rental Fees Associated with Harris Methodist Emergency Tower
- Tech Fort Worth Quarterly Report

5. **Presentation Regarding a Proposed Amendment to the Economic Development Program Agreement with Columbia North Hills Hospital Subsidiary, LP at Alliance Town Center** – Robert Sturns, Economic Development Manager, Housing and Economic Development Department

6. **Presentation Regarding a Proposed Storefront/Façade Improvement Program Using Urban Development Action Grant Program Income** – Jay Chapa, Director, Housing and Economic Development Department

7. **Presentation on Proposed Changes to the Neighborhood Empowerment Zone Tax Abatement and Incentive Policy**– Cynthia Garcia, Assistant Director, Housing and Economic Development Department

8. **Requests for Future Agenda Items** – Danny Scarth, Vice Chair

9. **Date of Next Regular Meeting** – February 5, 2013 – Danny Scarth, Vice Chair

10. **Adjourn** – Danny Scarth, Vice Chair

This facility is wheelchair accessible. For accommodations or sign interpretation services, please call the Housing and Economic Development Department 48 hours in advance at 817-392-7316.

**CITY OF FORT WORTH, TEXAS
HOUSING AND ECONOMIC DEVELOPMENT COMMITTEE
OCTOBER 2, 2012**

Present:

Committee Member Joel Burns, Chairman
Committee Member Salvador Espino
Committee Member Kelly Allen Gray
Committee Member Betsy Price
Committee Member W. B. "Zim" Zimmerman
Committee Member Danny Scarth
Committee Member Jungus Jordan
Committee Member Dennis Shingleton
Committee Member Frank Moss

City Staff:

Fernando Costa, Assistant City Manager
Peter Vaky, Deputy City Attorney
Mary J. Kayser, City Secretary
Jay Chapa, Director of Housing & Economic Development Department
Cynthia Garcia, Assistant Director, Housing & Economic Development Department
Coy Gray, Senior Administrative Service Manager, Housing and Economic Development Dept.
Avis Chaisson, Business Development Coordinator, Housing and Economic Development Dept.
Ana Alvarez, Economic Development Specialist, Housing and Economic Development Dept.

Other City Staff in Attendance:

Tom Higgins, City Manager
Peter Vaky, Deputy City Attorney
Vicki Ganske, Sr. Assistant City Attorney
LeAnn Guzman, Assistant City Attorney, Law Department

1. Call to Order - Joel Burns, Chair

With a quorum of the committee members present, Chairman, Joel Burns called the meeting of the Fort Worth Housing and Economic Development Committee to order at 10:55 a.m., on Tuesday, October 2, 2012, in the Pre-Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102.

2. Approval of Minutes from the Meeting Held on August 7, 2012 - Joel Burns, Chair

Motion was made by Committee Member Shingleton and second by Committee Member Zimmerman to approve the minutes of the August 7, 2012, Fort Worth Housing and Economic Development Committee meeting. Motion passed 8-0. (Committee member Espino absent)

**CITY OF FORT WORTH, TEXAS
HOUSING AND ECONOMIC DEVELOPMENT COMMITTEE
OCTOBER 2, 2012
Page 2 of 4**

Chairman Burns adjourned the regular meeting of the Fort Worth Housing and Economic Development Committee into Executive Session at 10:55 a.m.

Committee member Espino arrived at 10:56 a.m.

3. Executive Session - The Housing and Economic Development Committee will conduct a closed meeting to:

- A. Seek the advice of its attorneys concerning the following items 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: (i) legal issues related to any current agenda items; and
- 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 City 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.

Chairman Burns adjourned the Executive Session at 11:12 a.m., on Tuesday, October 2, 2012.

Chairman Burns reconvened the regular session of the Housing and Economic Development Committee at 11:13 a.m., on Tuesday, October 2, 2012.

4. Presentation on Proposed Changes to the Homebuyer Assistance Program - Coy Gray, Senior Administrative Service Manager, Housing and Economic Development Department

Mr. Gray provided an update on the Homebuyer Assistance Program and discussed a proposed change to the program that would allow for more families to be assisted. Currently all families that qualify receive \$14,999.00 regardless of their AMI. The proposal would base the assistance received on the Annual Median Income (AMI) as set out in the following table:

AMI	Assistance
35%	\$14,999
40%	\$12,999
50%	\$11,999
60%	\$10,999
80%	\$9,999

Staff estimates this change should serve 164 households, if the current plan is left in place staff estimates that only 118 families would be served. Staff will bring forth an M&C to Council on October 16, 2012 to amend the policy. There was no action required on this item.

5. Update on Hardy Street Single Family Infill Development Located at 3601 and 3617 Hardy Street - Avis Chaisson, Business Development Coordinator, Housing and Economic Development Department

Ms. Chaisson provided the following update on the progress of the Hardy Street single family infill development: lots have been acquired, nursing home demolished, tracts rezoned to A-5 single family, preliminary plat approved, final plat submitted for approval and design and construction documents completed. There is \$358,865.96 left from the \$1,058,724.00 approved CDBG funds for the construction of improvements. The improvements are estimated at \$929,408.65 leaving a construction gap of \$570,542.69. Staff is recommending that \$600,000.00 in CDBG funds be added to this project to complete the required infrastructure construction. Staff will do the required 30 days notice to add the funds and then present an M&C to seek Council approval for the expenditure of the additional funds in November 2012. There was no action required on this item.

6. Presentation on Preliminary Project and Finance Plan for Proposed Tax Increment Reinvestment Zone 14 (Trinity Lakes TIF) in the Vicinity of East Loop 820 and Trinity Blvd. - Jay Chapa, Director, Housing and Economic Development Department

Mr. Chapa presented an overview of the proposed Trinity Lakes TIF. There are new neighborhoods, Bell Helicopter-Textron is expanding, potential rail transit center and anticipated growth of mixed use destinations and employment centers. There is a need to reconstruct Trinity Boulevard as an urban multi-modal thoroughfare to alleviate flooding and traffic congestion. There is also the potential for future transit-oriented development with neighborhood services and form based zoning; street connections and enhanced Trinity Trails system.

TIF 14 would be comprised of 1,797 acres and would be for a 20 year term. At the end of 20-year term, TIF district is expected to generate \$9.5M+ annually to taxing jurisdictions in property tax alone. The City of Fort Worth (85%); Tarrant County (50%) and Tarrant Regional Water District (100%) would be requested to participate in the TIF at the noted percentages. Staff is recommending releasing the Preliminary Project and Financing Plans, therefore initiating the process to create TIF 14 (Trinity Lakes). There was no action required on this item.

7. Presentation on the Development of the 2013-2018 Consolidated Plan - Cynthia Garcia, Assistant Director, Housing and Economic Development Department

Ms. Garcia presented the plan for the development of the 2013-2018 Consolidated Plan. The Consolidated Plan details how the city plans to meet US Department of Housing and Urban

**CITY OF FORT WORTH, TEXAS
HOUSING AND ECONOMIC DEVELOPMENT COMMITTEE
OCTOBER 2, 2012
Page 4 of 4**

Development's goals using federal funds and is submitted every 3 -5 years..The goals are 1) Decent Housing; 2) A Stable Living Environment and 3) Expanded Economic Opportunities. The 2013-2018 Consolidated Plan will be developed using the following steps:

- Review of the current plan
- Review of eligible activities
- Public comment/involvement
- Public hearings
- Submission to HUD

The process will start with public meetings, one in each district. These will be publicized through notices in the paper, notification of neighborhood associations, email and notice on the city website. There will be a 30 day comment period following the public meetings, a public hearing with the CDC and adoption by the City Council in March. The annual Action Plan process will take place during March – July 2013. The Consolidated Plan and Action Plan will be submitted to HIUD in August of 2013. There was no action required on this item.

8. Requests for Future Agenda Items - Joel Burns, Chair

Committee member Espino requested a presentation on the Plaza Norte development.

9. Date of Next Regular Meeting - November 6, 2012 - Joel Burns, Chair

10. Adjourn - Joel Burns, Chair

With no further presentations or discussions, Chairman Burns adjourned the regular meeting of the Fort Worth Housing and Economic Development Committee at 11:48 a.m., on Tuesday, October 2, 2012.

These minutes approved by the Fort Worth Housing and Economic Development Committee on the ____ day of _____, 2012.

APPROVED:

Joel Burns, Chairman

Minutes Prepared by and Attest:

Mary J. Kayser, City Secretary



MEMORANDUM

Date: December 4, 2012

To: Housing and Economic Development Committee

From: Jay Chapa, Director of Housing and Economic Development

Subject: Texas Health Harris Methodist Hospital Emergency Center Expansion

The Texas Health Harris Methodist Hospital Fort Worth has served greater Tarrant County since 1930. This year alone, the Level II Trauma Center has admitted and treated more than 96,000 patients with an advanced team of specialists and support staff. In May 2012, the Hospital announced plans for a \$57.7 million emergency care center located just one block south of the hospital's current emergency department to cope with the existing demand.

Set to be completed by fall 2013, the three-story, state-of-the-art facility will nearly triple the square footage of the existing department and add 97 full-time positions with an annual salary impact of over \$6 million. Construction employment is anticipated to top 225 positions.

The new facility will attach to the main Hospital via sky bridge. A map of the location and illustration of the building are attached as Exhibit "A".

The Hospital has requested a waiver of street rental fees during the nine-month construction period. The estimated value of this fee waiver is \$185,000. Any fees associated with street rental beyond a nine month period will be paid. It is anticipated staff will bring forward an M&C to Council on December 18, 2012 authorizing the waiver of City of Fort Worth Development and Construction Fees.

Please contact me at 817-392-5804 if you have any questions or concerns.

Exhibit "A"



Figure 1. Location of Texas Health Harris Methodist Hospital Fort Worth Emergency Center Expansion



Figure 2. Texas Health Harris Methodist Hospital Fort Worth Emergency Center Expansion



MEMORANDUM

TO: Chairman Jordan & Members of the Housing and Economic Development Committee

FROM: Jay Chapa, Director
Housing and Economic Development Department

DATE: December 4, 2012

SUBJECT: TECH Fort Worth Quarterly Report

Attached please find the First Quarterly Report of TECH Fort Worth for Fiscal Year 2011-2012 4th Quarter outlining outcomes, events and the businesses in the Incubation and Acceleration programs.

Please let me know if you have any questions.

WORKING WITH TECHNOLOGY ENTREPRENEURS

INCUBATION PROGRAM (FOR VERY EARLY STAGE COMPANIES)

- Current Clients:
 - **Gathowin** – inventory solutions for vaccines
 - **FlexStick** – innovative new canes (IMPACT Finalist – Lifestyle)
 - **Linear Labs** – electric motor technology
 - **Martin Long Medical Products** – protective wound care
- Incubation Graduates to date
 - **ACDET**: Interactive modules for training differential diagnosis (Acceleration Client)
 - **Ampcare** – rehabilitation tools for swallowing disorders (IMPACT Winner – Health, Acceleration Client))
 - **AutoEvolve**: automobile recycling
 - **Claritia**: Software service for Fortune 1000 companies to track and assess their IT expenditures
 - **Encore Vision**: pharmaceutical treatment for age-related near vision issues (Acceleration Client)
 - **Firewing**: Pricing analysis tools for event tickets (Acceleration Grad)
 - **Innovative Monitoring Solutions**: Performance tracking system for commercial HVAC systems
 - **Insider Edge** – financial data for investment brokers
 - **Omm Scientific**: commercializing fluorescence technology developed by the UNT Health Science Center
 - **OWLS**: Software systems for improving organizational wellness (Acceleration Grad)
 - **Poseidon Salt Water Solutions**: Salt removal from oil and gas production water
 - **Prairie Designs**: living roofs for arid and semi-arid regions (Acceleration Grad)
 - **Precision Songs**: music-based program for teaching communication skills to children with autism
 - **RateFlex**: wireless platform for conferencing via smart phones
 - **Sendera Discovery**: developing diagnostic kits for hormone therapy
 - **VertiGONE**: medical device for the diagnosis and treatment of positional vertigo
 - **ZT Solar**: anti-reflective coatings for optical systems (Acceleration Grad)

ACCELERATION PROGRAM (FOR COMPANIES IMPLEMENTING BUSINESS PLANS)

- Current Acceleration clients:
 - **4G Biometrics**: Remote monitoring for diabetic patients
 - **Won Metroplex Tech Titan Award in September 2012**
 - **Coltrix Biomedical**: developing anti-adhesion barriers for surgical procedures
 - **Flexible Innovations (egrips)**: Advanced material with high coefficient of friction
 - **Resonant Sensors**: Optical sensors
 - **ZS Pharma**: pharmaceutical treatment for liver and kidney failure
 - **Completed Phase II clinical trials**
 - **Encore Vision**: pharmaceutical treatment for age-related near vision issues (Incubation graduate)
 - **Magaw Medical**: developing a new video laryngoscope
 - **First products shipped!**
 - **MedHab**: Medical device for knee and leg rehabilitation
 - **Ginger Cube**: medical billing solutions
 - **Vital Art and Science**: diagnostic tools for clinical research

- **NEW! Comptrice:** healthcare IT products for hospitals
- **NEW! Ampcare:** rehabilitation tools for swallowing disorders (Incubation graduate, IMPACT Winner – Health)
 - **Device cleared by FDA**
- Acceleration Graduates
 - **ACDET:** 2012: Interactive modules for training differential diagnosis (Incubation graduate)
 - **MobiMed:** 2012: Telemedicine systems
 - **Technology Team:** 2012: IT infrastructure relocation
 - **BAPis:** 2011: High-speed cameras and image compression
 - **CorInnova:** 2011: Medical implant device for heart recovery
 - **Firewing:** 2011: Pricing analysis tools for event tickets
 - **Prairie Designs:** 2011: living roofs for arid and semi-arid regions
 - **Office Authority,** 2008: Online office product procurement and inventory technology
 - **OWLS:** 2011: Software systems for improving organizational wellness
 - **Red Productions,** 2007: Video and film production

TECH NEST (ACTIVITIES FOR TECHNOLOGY ENTREPRENEURS)

- TECH Nest brings together and educates technology entrepreneurs in North Texas
 - Monthly Working Lunches: Presentation and discussion over lunch lead by local experts held at the Guinn School. Maximum attendance is 15 technology entrepreneurs
 - July 10: Weaver & Tidwell re: what investors want to know
 - September 18: Global Supply Chain Solutions re: preparing for product launch
 - Quarterly Networking: Held in the Guinn School Lobby for technology entrepreneurs and investors
 - July 31: One year anniversary event
 - September 25: featured guest Preston James II, Dell's Director for Global Enterprise Technologists

COWTOWN ANGELS (NEW PROGRAM – AUGUST 2012)

- Cowtown Angels is a program of TECH Fort Worth that connects accredited investors in the Fort Worth area to North Texas startup companies seeking early-stage funding. This program is a member of the Angel Capital Association and the Alliance of Texas Angel Networks.
 - August 13: An orientation event was held at the Fort Worth Club for invited local investors, with 1 company pitching
 - September 26: Monthly meeting held for 5 members, 12 other local investors, with 2 companies pitching
- As of the end of the calendar quarter, there were 6 members in the program

TAKING A LEADERSHIP ROLE IN THE METROPLEX AND NATIONWIDE

UNIVERSITIES

- **UNT Health Science Center**
 - A new program was rolled out for the community – with a discount for TECH Fort Worth clients – with a shared core lab space and former Alcon executives in an executives-in-residence format
 - Darlene participated as a member of the Conflict of Interest Committee
 - Darlene participated as a member of the Intellectual Property Advisory Committee
- **UNT**
 - Darlene attended Advisory Board meetings for the College of Arts and Sciences

- Brent met with Harold Strong, head of UNT’s research park and technology transfer office.
- **TCU**
 - 8 TCU interns worked for TECH Fort Worth client companies all summer

OTHER ORGANIZATIONS IN THE COMMUNITY

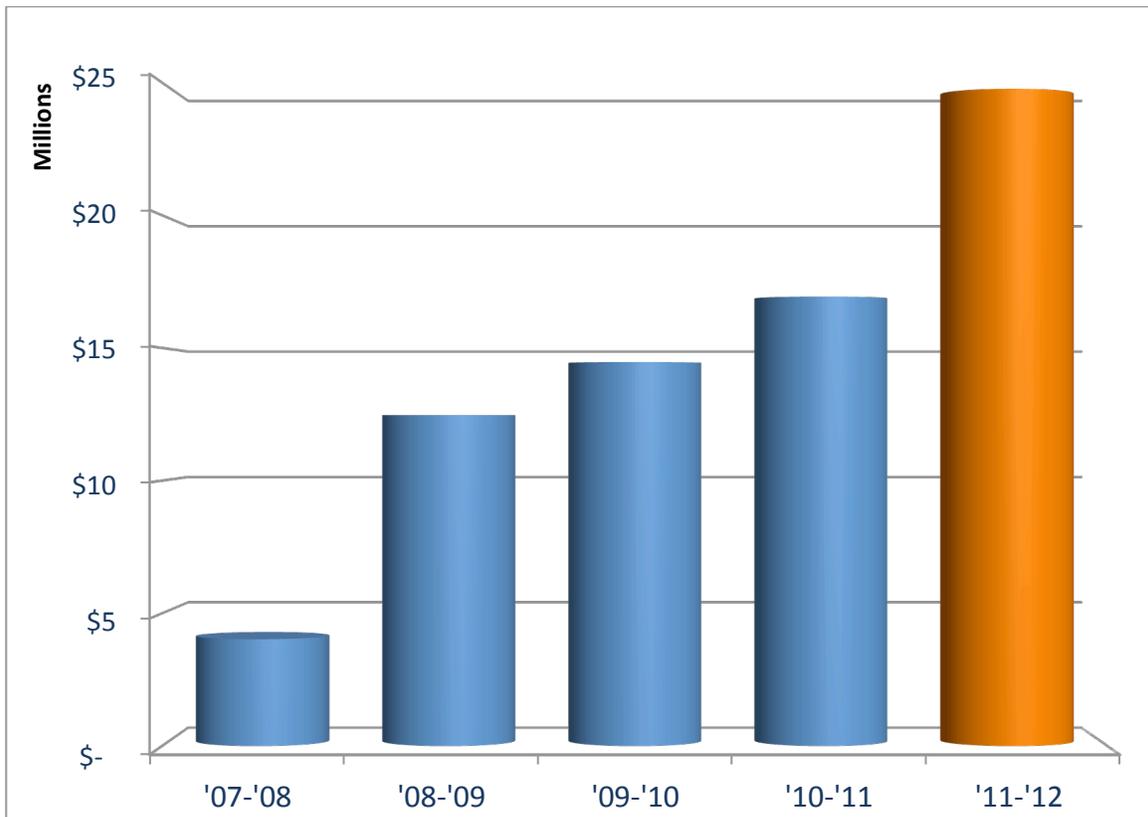
- **National Business Incubation Association**
 - Darlene served on the Board of Directors and attended several board meetings
 - Darlene serves as Secretary for the Board and heads the programming committee
 - Sarah won accolades from NBIA members for a training program at the NBIA Fall Institute on funding strategies for incubators
- **Angel Capital Association**
 - TECH Fort Worth is an active member of this nationwide organization
- **Alliance of Texas Angel Networks**
 - TECH Fort Worth is a member and participated on several conference calls with other angel network leaders from around the state
- **Texas Manufacturing Assistance Center (TMAC)**
 - Several TECH Fort Worth participated in the new joint program where clients have access to TMAC services at limited cost to the company

PRESS MENTIONING TECH FORT WORTH AND/OR OUR CLIENTS

8/14/12	TECH Fort Worth launches angel group to help startups	<i>TECH Fort Worth</i>	Dallas Morning News
8/14/12	TFW launches Fort Worth’s first official angel network	<i>TECH Fort Worth</i>	Fort Worth Business Press
8/17/12	TFW launches angel group	<i>TECH Fort Worth</i>	Dallas Business Journal
8/18/12	Wings with Horns	<i>TECH Fort Worth</i>	Fort Worth Business Press
8/28/12	MTBC Announces Winners of Annual TECH Titans	<i>4G Biometrics</i>	Dallas Business Journal

ECONOMIC IMPACT

TECH Fort Worth Economic Impact FY 2011-2012		
FTE		277.4
FTE (outsourced)		56.0
Gross Sales		\$14,786,989
Grants		\$449,473
Investment		\$7,665,000
Debt		\$170,000
City of Fort Worth Return on Investment		
+ Job retention & creation (FTE X \$1540)		\$616,790
+ (Sales + Grants + Investments + Debt)		\$23,071,462
= Economic Impact		\$23,688,252
ROI (Economic impact / \$142,088)	167X	Requirement by contract with the City of Fort Worth = 10X





Updated November 29, 2012

City of Fort Worth
City Council Pre-Council Agenda Calendar

December 4, 2012 **Monthly Zoning Meeting**

1:15 p.m. Legislative and Intergovernmental Affairs Committee
1:30 p.m. Housing and Economic Development Committee
3:00 p.m. Pre-Council Meeting

Continued Items:

- **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 **(Continued from November 12, 2012 by Staff)**)
- o Overview of Significant Zoning Cases [*Dana Burghdoff, Planning and Development*]
- o AllianceTexas Update [*Mike Berry, Hillwood Development Corporation*]
- o Briefing on the Fort Worth Police Awards Foundation Promotional Video Series [*Chief Jeff Halstead, Police and Linda Pavlik, Pavlik and Associates and Fort Worth Police Awards Foundation Member*]
- 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*]

December 5, 2012 ***(Wednesday)***

3:00 p.m. Audit and Finance Advisory Committee (Cancelled)



Updated November 29, 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, Dallas/Fort Worth Airport*]
- o Briefing on Cotton Belt Rail Corridor [*Tom Shelton, North Central Texas Council of Governments*]
- o Presentation on MedStar Update [*Chief Rudy Jackson, Fire Department, Doug Hooten and Matt Zavadsky, MedStar*]
- o Update on Fiscal Year 2012 4th Quarter Results [*Horatio Porter, Budget Officer*]

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 24, 2012 *City Hall Closed – Christmas Holiday*

December 25, 2012

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



Updated November 29, 2012

City of Fort Worth
City Council Pre-Council Agenda Calendar

January 1, 2013

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

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

8:30 a.m. Pre-Council Meeting

January 21, 2013 *(Monday)*

City Hall Closed – Martin Luther King, Jr. Holiday

No Documents for this Section

**CITY OF FORT WORTH, TEXAS
REGULAR CITY COUNCIL MEETING
NOVEMBER 12, 2012**

Present:

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 (Arrived at 7:46 p.m.)
Council Member Kelly Allen Gray, District 8
Council Member Joel Burns, District 9

Absent:

Mayor Betsy Price

Staff Present:

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

I. CALL TO ORDER

With a quorum of the City Council Members present, Mayor Pro tem Zimmerman called the regular session of the Fort Worth City Council to order at 7:03 p.m., on Tuesday, November 12, 2012, in the City Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102, with Mayor Price absent and Council Member Shingleton temporarily absent.

II. INVOCATION - Father Andrew Petta, St. Barnabas the Apostle Church

The invocation was provided by Father Andrew Petta, St. Barnabas the Apostle Church.

III. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

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](#)

Motion: Council Member Burns made a motion, seconded by Council Member Scarth, that the Minutes of the Regular Meeting of November 6, 2012, and the Joint Meeting of Fort Worth City Council and Fort Worth Independent School District Board of Trustees on October 24, 2012, be approved. The motion carried unanimously 7 ayes to 0 nays, with Mayor Price and Council Member Shingleton absent.

V. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

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

VI. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

City Manager Higgins requested that Mayor and Council Communication No. C-25977 be continued until the December 4, 2012, Council meeting.

VII. CONSENT AGENDA

Motion: Council Member Scarth made a motion, seconded by Council Member Espino, that the Consent Agenda be approved. The motion carried unanimously 7 ayes to 0 nays, with Mayor Price and Council Member Shingleton absent.

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)**

The City Council approved the following recommendation: Adopt Ordinance No. 20489-11-2012 increasing the estimated receipts and appropriations in the Planning and Development's budget within the General Fund in the amount of \$385,551.54 and decreasing the Transportation and Public Works' budget by the same amount, for the purpose of funding five (5) parkway services positions within the Planning and Development Department; adopt Ordinance No. 20490-11-2012 decreasing the estimated receipts and appropriations in the Transportation and Public Works' revenue budget within the General Fund in the amount of \$444,200.00 and increasing the Planning and Development's revenue budget by the same amount, for the purpose of funding five (5) parkway services positions within the Planning and Development Department; and approve moving five (5) positions for Fiscal Year 2013 from Transportation and Public Works to the Planning and Development Department.

- 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)**

The City Council approved the following recommendation: Adopt Resolution No. 4145-11-2012 nominating ATC Logistics & Electronics, Inc., as an enterprise project, pursuant to the Texas Enterprise Zone Act, Chapter 2303, of the Texas Government Code.

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)**

The City Council approved the following recommendation: Approve the request of the Southwestern Exposition and Livestock Show to temporarily close the following streets beginning January 14, 2013, through February 10, 2013: W.R. Watt Drive from Trail Drive north to Burnett-Tandy Drive; Burnett-Tandy Drive from W.R. Watt Drive west to Gendy Street; Gendy Street from Harley Avenue north to Lancaster Avenue; Harley Avenue from Gendy Street to Trail Drive; Linden Avenue from Trail Drive to cell tower entrance; and Trinity Park Drive from University Drive to Crestline Road (January 24, 2013, January 25, 2013, January 28, 2013, January 30, 2013, January 31, 2013 and February 4, 2013, February 5, 2013, February 6, 2013, and February 8, 2013).

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)**

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 40 limousines upon the City streets, alleys and thoroughfares; Accent/Johnston Limousine, Inc., d/b/a AJL International, is qualified and financially able to conduct a limousine service within the City; Accent/Johnston Limousine, Inc., d/b/a AJL International, has complied with the requirements of Chapter 34 of the City Code; Accent/Johnston Limousine, Inc., d/b/a AJL international, presented facts in support of compelling demand and necessity for 40 limousines; the general welfare of the citizens of the City will best be served by the addition of 40 limousines upon City streets, alleys and thoroughfares; and adopt Ordinance No. 20491-11-2012 granting the privilege of operating authority to Accent/Johnston Limousine, Inc., d/b/a AJL International, for the use of the streets, alleys, and public thoroughfare of the City in the conduct of its limousine business, which shall consist of the operation of 40 limousines for a one (1) year period beginning on the effective date; specifying the terms and conditions of the grant; providing for written acceptance by Accent/Johnston Limousine, Inc. d/b/a AJL International, subject to and conditioned on Accent/Johnston Limousine, Inc., d/b/a AJL International, complying with all requirements of Chapter 34, Article VI of the Code of the City of Fort Worth (1986), as amended.

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)**

The City Council approved the following recommendation: Authorize the allocation in the amount of \$74,178.00 from Utility Incentive Rebates Deposited into the Special Trust Fund for Fiscal Year 2013 staffing support for the Better Buildings Challenge; adopt Appropriation Ordinance No. 20492-11-2012 increasing the estimated receipts and appropriations in the Special Trust Fund, from available funds, for the purpose of transferring said funds to the General Fund for the purpose of continuing the Conservation Specialist position in the Transportation and Public Works Department; authorize the transfer in the amount of \$74,178.00 from the Special Trust Fund to the General Fund; and adopt Supplemental Appropriation Ordinance No. 20493-11-2012 increasing the estimated receipts and appropriations in the General Fund, from available funds.

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)**

The City Council approved the following recommendation: Approve a three (3) month extension of injury leave of absence pay benefits in the amount of \$11,644.82 for Police Officer Lynda Knight beginning November 30, 2012, and extending through February 28, 2013.

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)**

The City Council approved the following recommendation: Authorize the 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.

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)**

The City Council approved the following recommendation: Authorize a 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.

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)**

The City Council approved the following recommendation: 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.

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)**

The City Council approved the following recommendation: Authorize the purchase of two (2) sewer jetters from Texas Underground, Inc., using a Houston-Galveston Area Council Cooperative Contract No. SC01-12 for the Water Department in the amount of \$77,163.00.

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)**

The City Council approved the following recommendation: Authorize the sole source purchase of a Mobile Thermal Treatment Unit from NABCO, Inc., for the Fire Department in the amount of \$263,500.00.

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)**

The City Council approved the following recommendation: Authorize the execution and recording of the appropriate instruments for a restrictive easement for 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 for the value of \$613,000.00; and authorize a lease with an option to purchase with James D. Finley or an entity in which he is the principal, for a 30.512 acres City fee-owned parcel, including a lease for a period of 13 months, in consideration of certain actions on the property by James D. Finley, and an option for the sale of the property for the value of \$915,360.00 to James D. Finley, or an entity in which he is the principal, to which sales price the value of the restrictive easement will be applied, with net funds of \$302,360.00 paid to the City.

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)**

The City Council approved the following recommendation: Authorize the acquisition of a fee simple interest in 0.003 acre of land for right-of-way, an easement interest in 0.170 acre of land for a temporary construction easement located at 9900 North Beach Street, described as Block 2, Fellowship Addition, from the Fellowship of the Parks Baptist Church for the widening of North Beach Street from Vista Meadows Drive to Shiver Road; find that the amount of \$21,530.00 is just compensation for needed property interests; and authorize the acceptance of the conveyances, record the appropriate instruments and pay the purchase price in the amount of \$21,530.00 and the estimated closing costs in the amount up to \$2,000.00.

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)**

The City Council approved the following recommendation: Adopt Ordinance No. 20494-11-2012 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.

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)**

The City Council approved the following recommendation: Authorize the execution of a crossing closure agreement with the Burlington Northern Santa Fe (BNSF) Railway Company to close the railroad crossing to vehicular and pedestrian traffic in which BNSF Railway will reimburse the City in the amount of \$23,500.00 for the installation of barricades and other closure expenses; adopt Ordinance No. 20495-11-2012 vacating and extinguishing a portion of Martin Lydon Avenue and Warren Street, located in the Maria Arocha Survey, Abstract No. 1, in the City of Fort Worth, Tarrant County, Texas, containing approximately 152,205 square feet or 3.494 acres of land, providing for reversion of fee in said land; providing that the City shall retain all existing utilities easements; adopt the Resolution No. 4146-11-2012 authorizing the closure of a portion of West Gambrell Street west of the Southwestern Theological Baptist Seminary at the BNSF railway crossing at Frazier Avenue; 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-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)**

The City Council approved the following recommendation: Authorize the 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.

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)**

The City Council approved the following recommendation: Adopt Supplemental Appropriation Ordinance No. 20496-11-2012 increasing the estimated receipts and appropriations in the Information Systems Fund in the amount of \$99,385.99.00 and decreasing the available cash balance in the Information Systems Fund by the same amount, for the purpose of purchasing security services required for compliance with the Payment Card Industry Data Security Standard; authorize execution of a purchase order with SecureWorks, Inc., in the amount of \$14,447.17 for cyber security services; and authorize execution of a professional services agreement with M&S Technologies, Inc., in the amount of \$84,938.82 for installation and maintenance for cyber security services using Department of Information Resources Contract DIR-SDD-1531 for the Information Technology Solutions Department.

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)**

The City Council approved the following recommendation: Authorize the execution of Change Order No. 2 in the amount of \$77,603.75 to City Secretary Contract No. 45240 with Stabile & Winn, Inc., for pavement reconstruction and water and sanitary sewer replacement for the following streets: Bird Street, from North Riverside Drive to Bonnie Brae Avenue; Bonnie Brae Avenue, from East Belknap Street to Yucca Avenue; Clary Avenue, from North Riverside Drive to Seaman Street; Concord Avenue, from Bonnie Brae Avenue to Bonnie Brae Avenue; Dalford Street, from Bonnie Brae Avenue to Bonnie Brae Avenue, thereby revising the total contract cost in the amount of \$2,162,379.00.

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)**

The City Council approved the following recommendation: Authorize the execution of Amendment No. 2 to City Secretary Contract No. 39645 with Dunaway Associates, LP, increasing the scope of work, for a net change in the amount of \$386,543.00, thereby revising the original contract amount to \$1,157,784.00.

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)**

The City Council approved the following recommendation: Authorize the execution of Amendment No. 3 to City Secretary Contract No. 42021 with Halff Associates, Inc., adding to the scope of work for an increase in the fee amount of \$24,840.00, for additional engineering services for Litsey Road from Independence Parkway to Cleveland-Gibbs Road resulting in a revised total professional services contract in the amount of \$443,340.00.

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)**

The City Council approved the following recommendation: Authorize the 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.

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, 8 and 9)**

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

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)**

The City Council approved the following recommendation: Adopt Supplemental Appropriation Ordinance No. 20497-11-2012 increasing the estimated receipts and appropriations in the Federal Awarded Assets Fund in the amount of \$174,338.70 and decreasing the assigned fund balance by the same amount, for the purpose of transferring said funds to the Grants Fund for match requirement for the Fiscal Year 2013 Comprehensive Selective Traffic Enforcement Program (STEP) and Commercial Motor Vehicle STEP Grants from the Texas Department of Transportation (TxDOT); ratify the application for and authorize the acceptance of, if awarded, the Fiscal Year 2013 Comprehensive STEP grant in the amount of \$242,825.22 and the Fiscal Year 2013 Commercial Motor Vehicle STEP grant in the amount of \$45,498.19, both from TxDOT; authorize the execution of contracts with TxDOT for the grants; authorize the transfer in the amount of \$174,338.70 from the Federal Awarded Assets Fund to the Grants Fund for the City's match requirement for the grants; and adopt Appropriation Ordinance No. 20498-11-2012 increasing the estimated receipts and appropriations in the Grants Fund in the amount of \$462,662.11, subject to receipt of the grants, for the purpose of funding the programs.

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)**

The City Council approved the following recommendation: Authorize the acceptance of an award in the amount up to \$2,753,629.85 of Fiscal Year 2012 Homeland Security Grant Funds from the State of Texas, Texas Department of Public Safety consisting of: Urban Area Security Initiative grant, Catalog Federal Domestic Assistance (CFDA) No. 97.067 in the amount of \$2,151,709.85; Urban Area Security Initiative Law Enforcement Terrorism Prevention Activities grant, CFDA No. 97.008 in the amount of \$601,920.00; authorize the execution of all applicable grant contracts; and adopt Appropriation Ordinance No. 20499-11-2012 increasing the estimated receipts and appropriations in the Grants Fund, subject to receipt of the grant, for the purpose of enhancing local capabilities to prevent, respond to and recover from acts of terrorism and natural disasters.

- 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)**

The City Council approved the following recommendation: Authorize the amendment of Mayor and Council Communication C-25435, which authorized a utility adjustment agreement with Devon Energy Production Company, L.P., in the amount not to exceed \$3,661,874.00 to add Southwestern Gas Pipeline, Inc., to the utility adjustment agreement and amend the amounts as follows: Devon Energy Production Company, L.P., the amount of \$1,932,559.00 and Southwestern Gas Pipeline, Inc., the amount of \$1,729,315.00.

- 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)**

The City Council approved the following recommendation: Adopt Resolution No. 4147-11-2012 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 legal counsel for the Alliance Airport Runway Extension Project for a total amount of \$1,100,000.00.

- 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)**

The City Council approved the following recommendation: Authorize the 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.

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)**

The City Council approved the following recommendation: Authorize the execution of a terminal building office lease agreement with Check-6 Training Systems, Inc., Suite 230 at Fort Worth Meacham International Airport.

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)**

The City Council approved the following recommendation: 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.

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)**

The City Council approved the following recommendation: Authorize the 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.

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)**

The City Council approved the following recommendation: Authorize the temporary road closure of four (4) 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. The four (4) streets are Daggett Avenue, Broadway Avenue, Peter Smith Street and Tucker Street.

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)**

The City Council approved the following recommendation: Authorize the execution of a contract with the Boys & Girls Clubs of Greater Fort Worth, Inc., to operate the Comin' Up Gang Intervention Program.

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

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

End of Consent Agenda.

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. Presentation of Proclamation for Texas Municipal League Week

Council Member Jordan read the Proclamation for Texas Municipal League (TML) Week and stated he would officially present the Proclamation at the TML Conference. He further stated that in the summer of 1913, Austin Mayor A.P. Wooldridge issued a call to the cities of Texas to come to Austin to consider the creation of an association to allow officials to confer on municipal issues and he invited representatives from all Texas cities to a convention in Austin on November 4, 1913. He pointed out that since its founding, the TML has existed solely to provide services to Texas cities with the mission to serve the needs and advocate the interests of its members and today, more than 1,120 Texas cities are members of the Texas Municipal League including over 16,000 mayors, council members, city managers, city attorneys and city department heads as member officials of the League by virtue of their cities participation. He stated that especially on their 100th anniversary, the City of Fort Worth greatly appreciated the TML for their ongoing efforts to serving the City of Fort Worth and all cities in Texas.

2. Presentation of Proclamation for Snowball Express Day

A short video was shown and Mayor Pro-Tem Zimmerman presented the Proclamation for Snowball Express Day to Buck Kern, Executive Director, Snowball Express. He stated that Snowball Express was a program designed to connect families who shared a common bond with the loss of a father, mother, son, daughter, brother or sister and was founded with the idea of providing hope and new memories to the children of our fallen military heroes. He pointed out that with the assistance of many volunteers and generous donations from both individual and corporate sponsors the annual Snowball Express had become a successful and fun experience.

Mr. Kern expressed appreciation for the Proclamation and noted that on December 2, 2012, the Snowball Express will be in Fort Worth. He also presented the Council with challenge coins which represented the support of their mission and cause.

X. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events

Mayor Pro tem Zimmerman requested clarification of the holiday garbage collection information from Mr. Brandon Bennett, Director, Code Compliance Department.

Mr. Bennett advised that the information in the City Times incorrectly stated that two “pay bags” of trash would be picked up curbside following the Thanksgiving and Christmas holidays. The City Times should have stated two 30 gallon trash bags would be picked up curbside following the Thanksgiving and Christmas holidays. He stated that individuals who used their “pay bags” would either be compensated or given new pay bags.

Council Member Jordan announced that November 11, 2012, was Veterans Day. He recognized all of the Veterans in the audience and expressed appreciation for their service to their country.

Council Member Espino requested that the Council meeting be adjourned in memory of Ms. Mary Alice Peña, a long time resident of Northside, who passed away on November 6, 2012.

Council Member Burns announced that the Paschal High School Gift Market would be held on November 17, 2012, from 9:00 a.m. to 4:00 p.m. He also announced the grand opening of the Moncrief Cancer Institute would be held on November 19, 2012. He also advised that the Parade of Lights would be held in Sundance Square on November 23, 2012, at 6:00 p.m. He encouraged everyone to visit the President John F. Kennedy tribute on Main Street between 8th and 9th Streets. He also advised that those wishing to donate to the maintenance of the tribute could find more information at www.jfktribute.com.

Mayor Pro tem Zimmerman provided historical information relative to the speech given by President John F. Kennedy in Fort Worth outside of the Texas Hotel on November 22, 1963. He stated that the President discussed the emerging Tactical Fighter Experimental military aviation technology and the recent shift in United States foreign policy from isolationism to a conceptual framework that encouraged cooperative international partnerships. Mayor Pro tem Zimmerman advised of his long time involvement in establishing an Aviation Museum in the City. He stated that the museum should not be a strain on public resources or funded by the tax payers. He challenged civic and business leaders in the City and in North Texas to find a way to make an aviation museum a reality.

2. Recognition of Citizens

There were no citizens recognized at this time.

3. Approval of Ceremonial Travel

There was no approval necessary of ceremonial travel.

XI. PRESENTATIONS BY THE CITY COUNCIL

1. Changes in Membership on Boards and Commissions

There were no changes in membership on boards and commissions.

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

1. Report by the Construction and Fire Prevention Board of Appeals

There was no 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

It was recommended that the City Council approve a Resolution adopting the City of Fort Worth's 2013 Federal Legislative Program.

Motion: Council Member Scarth made a motion, seconded by Council Member Burns, that Resolution No. 4148-11-2012 be adopted. The motion carried unanimously 7 ayes to 0 nays, with Mayor Price and Council Member Shingleton absent.

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

It was recommended that the City Council approve a Resolution adopting the City of Fort Worth's 2013 State Legislative Program.

Motion: Council Member Scarth made a motion, seconded by Council Member Moss, that Resolution No. 4149-11-2012 be adopted. The motion carried unanimously 7 ayes to 0 nays, with Mayor Price and Council Member Shingleton absent.

XIV. ZONING HEARING

Mayor Pro tem Zimmerman opened the public hearing.

The Notice of Special Hearing set today as the date for the hearing in connection with recommended changes and amendments to Zoning Ordinance No. 13896 and that notice of the hearing had been given by publication in the *Fort Worth Star-Telegram*, the official newspaper of the City of Fort Worth, on October 23, 2012.

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)

The City Council at its Regular Meeting on October 9, 2012, continued Zoning Docket No. ZC-12-097.

Mr. Bill Baird, 6300 Ridglea Place, Suite 700, completed a speaker card in support of Zoning Docket No. ZC-12-097, but did not wish to address the Council.

Motion: Council Member Allen Gray made a motion, seconded by Council Member Burns, that Zoning Docket No. ZC-12-097 be approved. The motion carried unanimously 7 ayes to 0 nays, with Mayor Price and Council Member Shingleton absent.

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)

Mr. Jim Schell, 901 Fort Worth Club Building, completed a speaker card in support of Zoning Docket No. ZC-12-098, but did not wish to address the Council.

Motion: Council Member Burns made a motion, seconded by Council Member Scarth, that Zoning Docket No. ZC-12-098 be approved. The motion carried unanimously 7 ayes to 0 nays, with Mayor Price and Council Member Shingleton absent.

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)

Ms. Mary Kelleher, 7901 Randol Mill Road, appeared before Council in opposition to Zoning Docket No. ZC-12-101.

Mr. Brian Chase, representing Bell Helicopter, 600 East Hurst Boulevard, appeared before Council in support of Zoning Docket No. ZC-12-101.

The following individuals completed speaker cards in support of Zoning Docket No. ZC-12-101, but did not wish to address the Council.

Ms. Hillary VonAhsen, 801 Cherry Street
Mr. Chris Jackson, 1305 Sand Verbena Way

Motion: Council Member Moss made a motion, seconded by Council Member Scarth, that Zoning Docket No. ZC-12-101 be approved. The motion carried unanimously 7 ayes to 0 nays, with Mayor Price and Council Member Shingleton absent.

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)

Mr. Coy Quine, 301 South Sherman Street, Suite 100, Richardson, Texas 75081, appeared before Council in support of Zoning Docket No. ZC-12-017

Motion: Council Member Jordan, on behalf of Council Member Shingleton made a motion, seconded by Council Member Espino, that Zoning Docket No. ZC-12-107 be approved. The motion carried unanimously 7 ayes to 0 nays, with Mayor Price and Council Member Shingleton absent.

There being no one else present desiring to be heard in connection with the recommended changes and amendments pertaining to Zoning Ordinance No. 13896 for the above listed cases, Council Member Jordan, on behalf of Council Member Shingleton made a motion, seconded by Council Member Espino, that the hearing be closed and that Ordinance No. 20500-11-2012 be adopted. The motion carried 7 ayes to 0 nays, with Mayor Price and Council Member Shingleton absent.

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)

It was recommended that the City Council adopt an Ordinance amending Chapter 6 “Animals and Fowl” of the Code of the City of Fort Worth, Texas (1986) as amended, for the purpose of enacting a program for the management of feral cats through a Trap-Neuter-Return program by amending Article I “In General”, Section 6-1 “Definitions” to amend the definition of the owner of an animal and to add new definitions; by adding a new Article XII “Feral Cats” to describe the responsibilities of owners of domesticated cats, the requirements for feral cat colonies, the responsibilities of feral cat colony sponsors and feral colony cat caretakers, describing remedies when feral cats cause a nuisance, providing for removal of feral colony cats, and describing enforcement for the provisions of Article XII.

(Council Member Shingleton assumed his place at the dais.)

The following individuals appeared before Council in support of Mayor and Council Communication No. G-17645.

Mr. Andrew Keefer, 823 Congress, Suite 1200

Ms. Liz Holtz, 7920 Norfolk Avenue, Bethesda, Maryland 20814 (provided handout)

Ms. Suzanne Dunlap, 10614 Lone Pine Lane

Ms. Michael Wright, 4508 Geddes Avenue

Mr. Steve Epstein, 1617 Steinburg Lane, completed a speaker card in opposition to Mayor and Council Communication No. G-17645, but did not wish to address the Council.

The following individuals completed an “undecided” speaker card and appeared before Council relative to Mayor and Council Communication No. G-17645.

Ms. Cari Alexander, TCU Box 298400

Ms. Laurie Fojtik, 3212 Mt. Vernon Avenue

Motion: Council Member Burns made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. G-17645 be approved with the following change: to adopt the substitute Ordinance provided to the City Council and City Secretary amending Chapter 6 of the City Code to allow the Code Compliance Director to implement a feral cat Trap-Neuter-Return program, as outlined in the Code Compliance Director’s presentation and that Ordinance No. 20501-11-2012 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

Council Member Shingleton recognized Boy Scouts Cameron and Leo D'Agostino, sons of Timmie and Dr. Darrin D'Agostino and welcomed them to the Council 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. \(ALL COUNCIL DISTRICTS\)](#)

It was recommended that the City Council adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in Fiscal Year 2011-2012 in various funds in the amount of \$116,053.35, from available funds, for the purpose of banking and consultant services provided in conjunction with the City's Gas Lease Program.

Mayor Pro tem Zimmerman and Council Members Burns, Espino, Allen Gray, Scarth and Jordan all disclosed personal banking relationships with Chase Bank, N.A. They stated that the City Attorney advised that this did not pose a conflict of interest.

Motion: Council Member Moss made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. G-17736 be approved and Appropriation Ordinance No. 20502-11-2012 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

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)

It was recommended that the City Council authorize the application for 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.

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. G-17737 be approved. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

4. M&C G-17738 - Adopt Resolution Authorizing Employment of Wayne K. Olson of the Law Firm of Taylor Olson Adkins Sralla 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)

It was recommended that the City Council approve the employment of Wayne K. Olson of the Law Firm of Taylor Olson Adkins Sralla Elam as outside counsel to advise the Ethics Review Committee regarding a request by Council Member Kelly Allen Gray for an advisory opinion on future participation in certain City Council matters; and adopt a Resolution approving the

retention of Wayne K. Olson of the Law firm of Taylor Olson Adkins Sralla Elam as outside legal counsel to represent the Ethics Review Committee and setting in advance, as far as practicable, the amount to be paid to Wayne K. Olson not to exceed \$5,000.00.

Council Member Allen Gray recused from voting on this item.

Motion: Council Member Burns made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. G-17738 be approved and Resolution No. 4150-11-2012 be adopted. The motion carried unanimously 7 ayes to 0 nays, with Council Member Allen Gray recused and Mayor Price absent.

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)

It was recommended that the City Council adopt an Ordinance of the City Council of the City of Fort Worth, Texas, amending City Code Chapter 34, "Vehicles for Hire," Article VI, "Ground Transportation for Hire," by adding the definition of "Group Cycle" to Section 34-200, Section 1, Division 1, "General Provisions;" by amending Section 34-203, "Application," Section 34-206, "Increase or Reduction in Specified Number of Vehicles for Hire; Annual Review," Section 34-209, "Consent Required for Transfer of Operating Authority; Consent Required for Transfer of Ownership or Control;" by amending Division 6, "Pedicab," Section 34-330, "Scope of Division 6," Section 34-331, "Minimum Number of Pedicabs Needed for Operating Authority; Renewals," Section 34-332, "Pedicab Designated Areas," Section 34-333, "Area/Time Exception," Section 34-335, "Pedicab Equipment," Section 34-336 "Inspections;" adding Section 34-337, "Alcohol on a Pedicab or Group Cycle".

Motion: Council Member Burns made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. G-17739 be approved and Ordinance No. 20503-11-2012 be adopted. The motion carried 8 ayes to 0 nays, with Mayor Price absent.

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)

It was recommended that the City Council consider and adopt the following findings of the Ground Transportation Coordinator: the public necessity and convenience require the operation of one (1) group cycle upon the City streets, alleys and thoroughfares; Cowtown Cycle Pub, LLC, is qualified and financially able to conduct a group cycle service within the City; Cowtown Cycle Pub, LLC, will comply with the requirements of Chapter 34 of the City Code, including

the new requirements regarding group cycle services; Cowtown Cycle Pub, LLC, presented facts in support of compelling demand and necessity for one (1) group cycle; the general welfare of the citizens of the City will best be served by the addition of one (1) group cycle upon City streets, alleys and thoroughfares; and adopt an Ordinance granting the privilege of operating authority to Cowtown Cycle Pub, LLC, 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 one (1) group cycle for one (1) year period beginning on the effective date; providing for written acceptance by Cowtown Cycle Pub, LLC, subject to and conditioned on Cowtown Cycle Pub, LLC, complying with all requirements of Chapter 34, Article VI of the Code of the City of Fort Worth (1986), as amended.

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. G-17740 be approved and Ordinance No. 20504-11-2012 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

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)

It was recommended that the City Council consider a waiver request from Devon Energy Production Company, L.P., for a multiple gas well pad site permit less than 600 feet from a protected use for the Porter Pad B Lease located at 11498 Willow Springs Road.

Mayor Pro tem Zimmerman opened the public hearing.

a. Report of City Staff

Mr. Rick Trice, Assistant Director – Gas Well, Planning and Development Department, appeared before Council and provided a staff report.

b. Citizen Presentations

Ms. Wendy Wharton, Senior Land Field Representative, Devon Energy, 777 Main Street, appeared before Council and provided an overview of the waiver request.

c. Council Action

Motion: Council Member Shingleton made a motion, seconded by Council Member Moss, that the public hearing be closed and that Mayor and Council Communication No. G-17741 be approved. The motion carried unanimously 8 ayes to 0 nays, with Mayor Price absent.

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)

It was recommended that the City Council consider a waiver request from Devon Energy Production Company, L.P., for a multiple gas well pad site permit less than 600 feet from a protected use for the Porter Pad D Lease located at 11498 Willow Springs Road.

Mayor Pro tem Zimmerman opened the public hearing.

a. Report of City Staff

Mr. Rick Trice, Assistant Director – Gas Well, Planning and Development Department, appeared before Council and provided a staff report.

b. Citizen Presentations

Ms. Wendy Wharton, Senior Land Field Representative, Devon Energy, 777 Main Street, appeared before Council and provided an overview of the waiver request.

Mr. John Sisson, 908 Carrington Court, appeared before Council in opposition to Mayor and Council Communication No. G-17742.

Council Member Shingleton asked Mr. Sisson for clarification on when he purchased his property.

Mr. Sisson clarified that he purchased the property in October 2003 and stated that pad site D was in place in February 2003.

c. Council Action

(Council Member Espino left his place at the dais and did not return.)

Motion: Council Member Shingleton made a motion, seconded by Council Member Scarth, that the public hearing be closed and that Mayor and Council Communication No. G-17742 be approved. The motion carried unanimously 7 ayes to 0 nays, with Mayor Price and Council Member Espino absent.

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)

It was recommended that the City Council consider a waiver request from Devon Energy Production Company, L.P., for a multiple gas well pad site permit less than 600 feet from a protected use for the Porter Pad E Lease located at 11498 Willow Springs Road.

Mayor Pro tem Zimmerman opened the public hearing.

a. Report of City Staff

Mr. Rick Trice, Assistant Director – Gas Well, Planning and Development Department, appeared before Council and provided a staff report.

b. Citizen Presentations

Ms. Wendy Wharton, Senior Land Field Representative, Devon Energy, 777 Main Street, appeared before Council and provided an overview of the waiver request.

Council Member Shingleton requested clarification on which direction the drilling lines would be running.

Ms. Wharton clarified that the drilling lines would run in a northwest direction.

Council Member Moss asked Ms. Wharton how many of 16 waivers were received from the property owners.

Ms. Wharton advised that Devon had not received any waiver.

Council Member Jordan asked Ms. Wharton if there was a gas pipeline in place.

Ms. Wharton advised that there was a pipeline in place.

Council Member Scarth requested clarification from Mr. Trice regarding setbacks.

Mr. Trice advised that the Railroad Commission did not have any setback requirements but the City did have a 300 foot requirement setback for new wells.

Mr. John Sisson, 908 Carrington Court, appeared before Council in opposition to Mayor and Council Communication No. G-17743.

c. Council Action

Motion: Council Member Shingleton made a motion, seconded by Council Member Scarth, that the public hearing be closed and that Mayor and Council Communication No. G-17743 be approved, with appreciation to staff. The motion carried 6 ayes to 1 nay, with Council Member Moss casting the dissenting vote and Mayor Price and Council Member Espino absent.

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 & 5) (PUBLIC HEARING)

It was recommended that the City Council hold a public hearing concerning the designation of Tax Increment Reinvestment Zone Number 14, City of Fort Worth, Texas, for tax increment financing purposes; and adopt an Ordinance designating a certain contiguous geographic area in the City of Fort Worth as "Tax Increment Reinvestment Zone Number 14, City of Fort Worth, Texas"; creating a board of directors for the Zone; providing the effective and termination dates for the Zone; establishing a tax increment fund for the Zone; and containing other matters related to the Zone, pursuant to Chapter 311 of the Texas Tax Code and containing specific findings of fact in support thereof.

Mayor Pro tem Zimmerman opened the public hearing.

a. Report of City Staff

Ms. Marguerite Allen, Business Development Corrdinator, Housing and Economic Development Department, appeared before Council and provided a staff report.

b. Citizen Presentations

The following individuals appeared before Council in support of Mayor and Council Communication No. G-17744.

Mr. Kenneth Newell, 2550 S. Precinct Line Road
Dr. Gene Buinger, 1849 Central Drive, Bedford, Texas 76022
Mr. Cecil Driskell, Jr., 9008 Riverfalls Drive
Mr. Bob Horton, 9104 Autumn Falls Drive

Council Member Moss stated that this TIF was also located in Council District 5.

Council Member Scarth expressed appreciation to staff for their involvement on this project and reiterated the importance of this TIF to the area.

c. Council Action

Motion: Council Member Scarth made a motion, seconded by Council Member Moss, that the public hearing be closed and that Mayor and Council Communication No. G-17744 be approved and Ordinance No. 20505-11-2012 be adopted. The motion carried unanimously 7 ayes to 0 nays, with Mayor Price and Council Member Espino absent.

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)

It was recommended that the City Council authorize execution of a four (4) month above ground temporary water line permit agreement with Texas Midstream Gas Services, L.L.C., in the amount of \$4,000.00 for one (1) three (3) inch pipe across City owned property located near 1750 Beach Street, west of Gateway Park with a legal description of Block 14, Lot 4A of the Sycamore Heights Addition.

Motion: Council Member Allen Gray made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. L-15468 be approved. The motion carried unanimously 7 ayes to 0 nays, with Mayor Price and Council Member Espino absent.

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)

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 for the use of Chisholm Trail Park for the location of the proposed electric easement servicing the Chisholm Trail Community Center; find that the proposed electric utility easement includes all reasonable planning to minimize harm to the parkland and including that all lines and equipment will be constructed in Chisholm Trail Park as specified; close the public hearing and authorize the use of approximately 0.136 acre of dedicated parkland at the Chisholm Trail Park for an electric utility easement; and authorize the conveyance of an electric utility easement to Oncor Electric Delivery Company, LLC, at Chisholm Trail Park located at 4680 McPherson Boulevard, south of Risinger Road West, north of McPherson Boulevard and west of North Crowley High School and North Crowley High School 9th Grade Campus.

Mayor Pro tem Zimmerman opened the public hearing.

a. Report of City Staff

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

b. Citizen Presentations

There were no citizen presentations.

c. Council Action

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

Motion: Council Member Jordan made a motion, seconded by Council Member Shingleton, that the public hearing be closed and that Mayor and Council Communication No. L-15469 be approved. The motion carried 6 ayes to 0 nays, with 1 abstention by Council Member Scarth and Mayor Price and Council Member Espino absent.

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. \(COUNCIL DISTRICTS 2 and 9\)](#)

It was recommended that the City Council adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Special Trust Fund (Trinity River Vision Project) in the amount of \$1,500,000.00, from available funds, for the purpose of transferring said funds to the Street Improvements 2008 Fund for executing a contract for the Henderson Detour Project from just north of White Settlement Road to just south of the West Fork of the Trinity River; authorize the transfer of funds from the Special Trust Fund (Trinity River Vision Project) to the Street Improvements 2008 Fund; adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Street Improvements 2008 Fund, from available funds, for the purpose of executing a contract for the Henderson Detour Project; and authorize execution of a contract in the amount of \$1,929,961.63 with JLB Contracting, LLC, for the project.

It was the consensus of the City Council that Mayor and Council Communication No. C-25977 be continued until the December 4, 2012, Council meeting.

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)

It was recommended that the City Council adopt a Resolution authorizing execution of a local project advance funding agreement with the Texas Department of Transportation (TxDOT) in an amount not to exceed \$15,908,644.00 for design and construction of the North Riverside Drive Bridge over Interstate Highway 820; and authorize an additional payment to TxDOT in the amount not to exceed \$2,708,644.00 for a revised total cost of \$15,908,644.00.

Motion: Council Member Scarth made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. C-25978 be approved and Resolution No. 4151-11-2012 be adopted. The motion carried unanimously 7 ayes to 0 nays, with Mayor Price and Council Member Espino absent.

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)

It was recommended that the City Council authorize the 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.

Motion: Council Member Moss made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. C-25979 be approved. The motion carried unanimously 7 ayes to 0 nays, with Mayor Price and Council Member Espino absent.

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)

It was recommended that the City Council ratify the acceptance of Grant Agreement No. 3-48-0296-048-2012 awarded by the Federal Aviation Administration increasing the grant amount by \$24,000.00 for a total grant 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; authorize the use of additional land credits in the amount of \$2,666.67 for a total amount of \$198,222.22 for the City of Fort Worth's in-kind local match of ten (10) percent of the project cost; and adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Airports Grant Fund, in the amount of \$26,666.67, subject to receipt of additional funds from the Federal Aviation Administration Grant, for the purpose of acquisition of the aviation easements for Fort Worth Alliance Airport.

Motion: Council Member Shingleton made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. C-25980 be approved and Appropriation Ordinance No. 20506-11-2012 be adopted. The motion carried unanimously 7 ayes to 0 nays, with Mayor Price and Council Member Espino absent.

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)

It was recommended that the City Council authorize the execution of an amendment for a five (5) year extension of City Secretary Contract No. 30908 with Renda Environmental, Inc., of the Village Creek Water Reclamation Facility Solids Dewatering, Processing and Disposal program and gas turbine operations and maintenance until March 31, 2020, for a five (5) year cost of \$44,011,228.00.

Motion: Council Member Moss made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. C-25981 be approved. The motion carried unanimously 7 ayes to 0 nays, with Mayor Price and Council Member Espino absent.

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)

It was recommended that the City Council authorize the execution of a contract in the amount of \$4,920,941.11 with S.J. Louis Construction of Texas, Ltd, for East Side II 54-inch water main - Phase 3 from Scott Avenue to Vickery Boulevard.

Motion: Council Member Allen Gray made a motion, seconded by Council Member Scarth, that Mayor and Council Communication No. C-25982 be approved. The motion carried unanimously 7 ayes to 0 nays, with Mayor Price and Council Member Espino absent.

XVI. CITIZEN PRESENTATIONS

Ms. Mary Kelleher, 7901 Randol Mill Road, appeared before Council relative to the gas well drilling ordinance.

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

XVIII. ADJOURNMENT

There being no further business, Mayor Pro tem Zimmerman adjourned the Regular Meeting at 8:59 p.m., in memory of Ms. Mary Alice Peña, who passed away November 6, 2012.

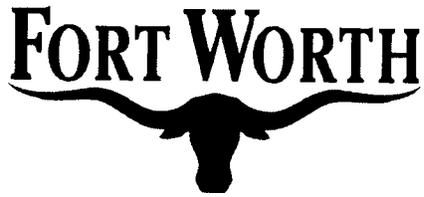


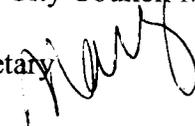
MEMORANDUM

Date: December 4, 2012
To: The Honorable Mayor Price and Members of the City Council
From: Daniel L. Scarth, District 4 Councilman
Subject: Community Development Council

Request your consideration for the appointment of Greg Ricks to serve as my representative on the Community Development Council with a term to expire on October 1, 2014. Mr. Ricks' application was provided to you by separate communication.

A handwritten signature in black ink, appearing to read "D. Scarth". The signature is fluid and cursive, with the first name "Daniel" and last name "Scarth" clearly visible.



TO: The Honorable Mayor and City Council Members
FROM: Mary J. Kayser, City Secretary 
DATE: December 4, 2012
SUBJECT: Appointment and Reappointments to Fort Worth Commission for Women

Per action taken by the Legislative and Intergovernmental Affairs Committee at their November 12, 2012, meeting Chairman Scarth is bringing forward the following new appointment and reappointments for your consideration. All terms will expire on October 1, 2014.

New Appointment:

- Ms. Randi Simpson Thistlethwaite to Place No. 15, representing the American Association University Women – Tarrant Branch.

Reappointments:

- Ms. Casey Dyer Oliver, to Place 10, representing the Funding Information Center.
- Ms. Rana Lambdin to Place 11, representing the Plaza Medical Center.
- Ms. Mary Margaret Rangel to Place 12, representing the University of North Texas Health Science Center.
- Ms. Barbara Cager to Place 13, representing the Delta Sigma Theta Sorority, Inc.
- Ms. Ebony Cobb to Place 16, representing the FW Chapter, The Links.
- Ms. Cynthia Smith to Place 17, representing the Girl Scouts, Fort Worth Region.
- Ms. Deidra Norris to Place 18, representing the Texas Business Women.
- Ms. Patricia Cheong to Place 19, representing the Women's Policy Forum.

The application and resume for Ms. Thistlethwaite were provided to you by separate communication. If you have any questions, please contact me at (817) 392-6161.

City Secretary's Office

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

**To the Mayor and Members of the City Council****December 4, 2012**

Page 1 of 1

SUBJECT: PROPOSED REVENUE SHARING AT MUSEUM PARKING LOT DURING MUSEUM NON-OPERATIONAL AND NON-PEAK HOURS

The purpose of this Informal Report to the City Council is to explain the staff's interpretation of M&C C-25825, approved by the City Council on September 11, 2012, which authorized a lease of the parking lot at 1600 Gendy Street to the Fort Worth Museum of Science and History ("Museum") for an annual rental amount of \$12,000.00.

The M&C stated that under the lease, the Museum would manage and operate the parking lot at their expense, allow only patrons of certain museums to park in the parking lot and retain any and all revenue generated from the parking lot during the museums' operational hours.

In addition to the above, the parties have also agreed that during non-operational and non-peak hours of operation, non-patrons may park in the parking lot and the revenue derived during these hours will be shared as follows: 50% to the Museum of Science and History and 50% to the City of Fort Worth's Municipal Parking Fund after deducting the Museum's non-operational hours' parking lot expenses.

Staff believes that clarifying this detail will improve this arrangement for all parties, providing an additional parking supply to the other venues within the Will Rogers Memorial Center during peak parking demand conditions as well as an additional source of income to both the City of Fort Worth's Municipal Parking Fund and the Museum of Science and History.

If you have any questions, please call Peter Elliott, Parking Manager, at 817-392-7977.

Tom Higgins
City Manager

To the Mayor and Members of the City Council**December 4, 2012**

Page 1 of 2

**SUBJECT: Annual Open Records/Public Information Response Update**

The purpose of this report is to provide an annual update to City Council on the management of open records and public information requests.

The mission of the City's open records/public information program is to make the City more responsive and transparent to the public and to ensure the security and integrity of information being released. The Records and Information Management (RIM) Office performs the receipt, distribution, and tracking of public information requests received by the City, with systematic review for release performed by the City's Law Department.

The City received and responded to 7,873 requests for public information in FY2011-2012. This is a four percent increase from the previous year and an increase of nearly 1,300 percent since the year 2000. July 2012 set an all-time record for one month with 791 requests. However, for the first time in twelve years, seven months experienced decreases in public information requests compared to that same month last fiscal year.

This is due in some measure to several initiatives to enhance the direct availability of documents and information to citizens, without the need to submit formal public information requests. The City Secretary's Office and RIM are helping to lead a project to expand Laserfiche electronic document management of its own holdings, as well as to deploy Laserfiche in select divisions of the Human Resources, Police, Library, and Water Departments. This effort is intended to move the City along its path in realizing greater efficiency and transparency of enterprise information management.

In addition, RIM is teaming with several departments, IT Solutions and the Law Department to install web links to public documents. The Police Department, which accounts for over 60% of all public information requests recently installed web page for searching select "public" copies of incident reports on the City's main public information request web page. Other links, such as to Municipal Courts documents, are being placed on the public information portal web page to assist citizens in document retrieval.

The RIM Office strives to ensure not only basic statutory compliance, but also measurable efficiency, in responding to public information requests. Public information requests vary in volume, scope, and complexity, and the maximum initial response time allowed by law is ten business days. Especially through the use of web portal automation, same-day distribution of all requests and multiple follow-ups with departments to monitor status ensures maximum compliance and responsiveness.



To the Mayor and Members of the City Council

December 4, 2012

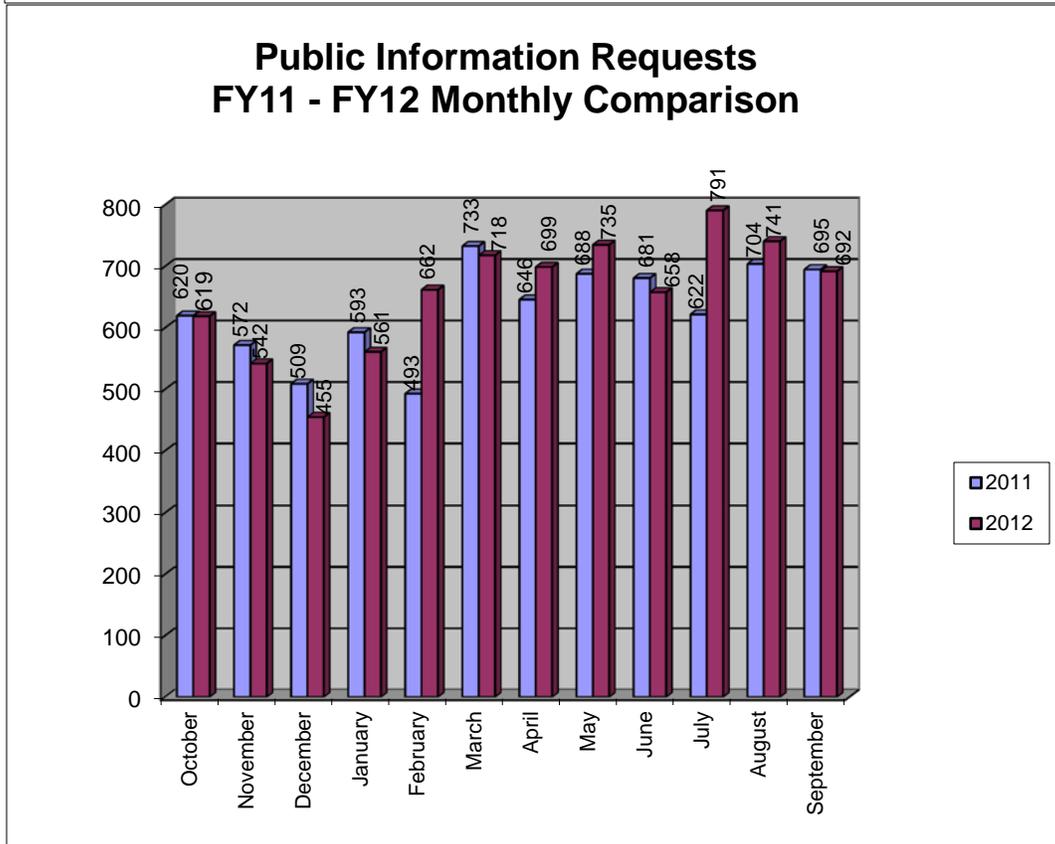
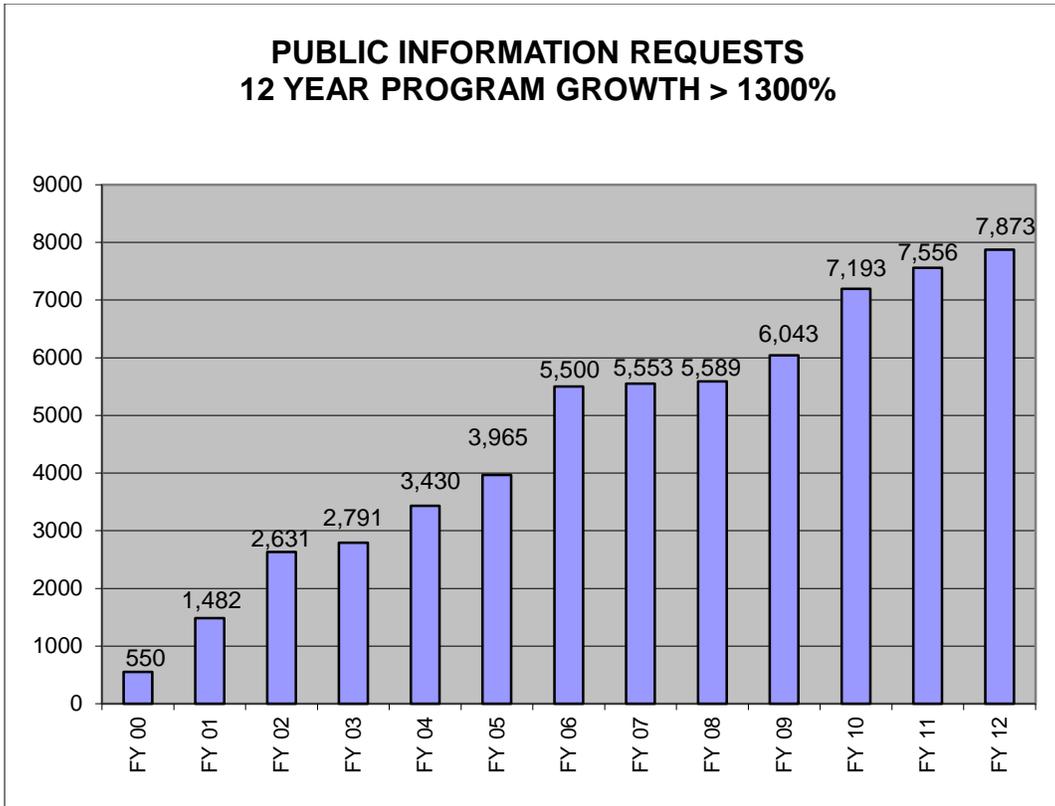
Page 2 of 2

SUBJECT: Annual Open Records/Public Information Response Update

Attached is a breakdown of departmental public information requests received by the City in the first half of fiscal 2011/2012, with rounded percentages. Also included are monthly, average, and comparative totals. This report is submitted for informational purposes. Should you have any questions, please contact Doug Jones, Records Manager, at (817) 392-2437.

**Tom Higgins
City Manager**

PUBLIC INFORMATION REQUEST STATISTICS FY 2012



To the Mayor and Members of the City Council**December 4, 2012**

Page 1 of 1

**SUBJECT: RIDGLEA BRANCH LIBRARY RENOVATION**

The purpose of this Informal Report is to inform Council that the Ridglea Branch Library renovation has been completed.

On July 17, 2012, the Library notified Council (IR 9503) that the Ridglea Branch Library would close for renovation improvements on September 2, 2012, and would be closed for 90-days. These improvements have been completed, and the Ridglea Library is now fully operational and open to the public. With the help of Transportation and Public Works, IT Solutions, Dennehy Architects, Fort Worth Electric, DMCA Floors, AC Cable & Communications, Mark IV Construction Group, and input from citizens, the Library was able to improve the functional space, building interior, technology, and infrastructure, which had not undergone a significant renovation since it was opened in 1967.

The following improvements were made:

- Upgraded the building's infrastructure by adding 25 electrical outlets and data ports to accommodate more public computers, laptops, tablet PCs, and other portable electronic devices.
- Gained operational efficiencies by creating a single point of customer service and adding an automated system to sort returned items, similar to the one used at the Northwest Library.
- Maximized use of floor space and improved customer comfort by enlarging the youth programming area, creating a teen center, and adding two additional reading areas.
- Improved customer service by adding three state-of-the-art self-service checkout stations and electronic inventory control (RFID).
- Enhanced the appearance of the building by painting, and replacing the flooring and furnishings.
- Improved security and reduced the risk of theft by installing modern security gates and reorganizing shelving to reduce blind spots.
- Responded to citizen requests for a drive-through book drop.

The Library will host a re-opening celebration from 1 to 3 p.m. Saturday, December 8, at the Ridglea Branch Library. The Library will promote the celebration and the fact that the Ridglea Library is open by distributing fliers, issuing a media alert, posting a banner on the building and making announcements on the Library's and the City's websites and social media.

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

Tom Higgins
City Manager

No Documents for this Section

A Resolution

NO. _____

APPOINTING AN ARTS FUNDING TASK FORCE TO ADVISE THE CITY COUNCIL ABOUT THE CITY'S FINANCIAL SUPPORT FOR ARTS AND CULTURAL EXCHANGE PROGRAMS

WHEREAS the arts and other cultural activities represent a vital aspect of Fort Worth's community identity, economic vitality, and quality of life as set forth in the Arts and Culture element of the City's Comprehensive Plan; and

WHEREAS the City Council in the past has allocated resources from the Culture and Tourism Fund to support arts and cultural exchange programs through annual contracts with the Arts Council of Fort Worth and Tarrant County ("Arts Council") and Fort Worth Sister Cities International ("Sister Cities"), respectively; and

WHEREAS the City Council in the fiscal year 2013 budget has allocated \$549,690.00 from the General Fund to the Arts Council and no funding to Sister Cities; and

WHEREAS in view of growing demands upon the General Fund's limited resources, the City Council wishes to identify a more reliable source of City funding for arts and cultural exchange programs; and

WHEREAS the City Council wishes to appoint an ad hoc task force of diverse community leaders to advise the City Council about the City's financial support for arts and cultural exchange programs;

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

Section 1. The City Council hereby appoints an Arts Funding Task Force to be comprised of nine members, as follows:

1. **Robert D. Benda**, Chair, Arts Funding Task Force;
2. **Becky Renfro Borbolla**;
3. **Johnny Campbell**;
4. **Greg Ibanez**;
5. **Brian Newby**;
6. **Whit Smith**;
7. **Jennifer Trevino**;
8. **Tracy Williams**; and
9. **Julie Wilson**.



Section 2. The City Council requests that the Arts Funding Task Force determine the feasibility and desirability of City funding for local arts and cultural exchange programs; identify alternatives to the General Fund as potential sources of funding for these programs; assess the legal basis, appropriateness, capacity, stability, and relative merits of those potential funding sources; conduct one or more public meetings to receive public comments; and provide the City Council with a final report of its findings and recommendations no later than March 31, 2013.

Section 3. The City Council requests that the City Manager and the City Attorney provide the Arts Funding Task Force with appropriate staff support.

Adopted this 4th day of December, 2012.

ATTEST:

By: _____

Mary J. Kayser, City Secretary



No Documents for this Section

City of Fort Worth, Texas
Mayor and Council Communication

DATE: Tuesday, December 4, 2012

LOG NAME:

REFERENCE NO.: **OCS-1870

SUBJECT:

Notices of Claims for Alleged Damages and/or Injuries

RECOMMENDATION:

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

DISCUSSION:

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

The attached list is a summary of the notices of claims against the City of Fort Worth received in the City Secretary's Office as of 5:00 p.m., Wednesday, November 28, 2012.

Attachment

Submitted for City Secretary's Office by:

Mary J. Kayser (6152)

Originating Department Head:

Mary J. Kayser (6152)

Additional Information Contact:

Lena Ellis (8517)

Nancy McKenzie (7744)

CITY COUNCIL MEETING

Tuesday, December 04, 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
ATMOS Energy	11/7/2012	10/22/2012	2711 Scott Ave	Property Damage	City crew damaged gas line.	Water	Yes	No
Scott Tankersley	11/8/2012	11/3/2012	5700 Bryant Irvin Rd.	Auto Damage	Vehicle hit pothole.	TPW	Yes	No
Rebecca Holland	11/8/2012	10/7/2012	Alley at 1024 E Baltimore	Property Damage	Tree fell on fence.	PACS	No	No
Jerry Paul	11/8/2012	7/28/2012	6412 Poco Court	Property Damage	Water main break caused damage.	Water	Yes	No
Vinod Sharma	11/9/2012	11/2/2012	I-35W North at 28th St	Auto Damage	Vehicle struck by fire truck.	Fire	Yes	No
Dolores A. Taylor	11/12/2012	11/6/2012	EB I-30 at Oakland Avenue	Auto Damage	Rear ended by FWPD.	Police	No	No
Isah Smailovic	11/13/2012	10/30/2012	1900 Block Everman Pkwy	Auto Damage	Collision with City vehicle.	Police	Yes	Yes

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Alisha Mathis	11/13/2012	11/5/2012	6300 Meadowbrook	Auto Damage	Alleges Police vehicle caused accident.	Police	Yes	No
Brian Wocelka	11/14/2012	11/4/2012	TX Motor Speedway	Auto Damage	Vehicle struck by City vehicle.	Fire	Yes	No
Grace Castle	11/15/2012	11/15/2012	5th and Throckmorton	Auto Damage	Tree fell on vehicle.	PACS	Yes	No
AT&T Texas	11/15/2012	7/15/2012	Alta Mesa	Property Damage	City crew damaged phone line.	Water	No	No
ATMOS Energy	11/15/2012	10/15/2012	4140 Winfield Ave	Property Damage	City crew damaged gas line.	Water	Yes	No
Eloise McKinzie	11/15/2012	11/8/2012	3501 Richardson Ct.	Auto Damage	Recycling truck hit parked car.	Code	Yes	No
Terry Gunnell & Tina Maronde	11/15/2012	10/26/2012	Maddox & Martin Luther King	Bodily Injury	City vehicle ran stop sign, hit citizen vehicle.	Police	No	Yes
Jeral Fleak	11/15/2012	10/26/2012	Maddox & Martin Luther King	Auto Damage	City vehicle ran stop sign, hit citizen vehicle.	Police	No	No
Peter Chambega	11/15/2012	10/4/2012	7791 Park Downs Dr.	Reimbursement	Plumbing charger after sewer backup in City line.	Water	Yes	No

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Magali Leon	11/19/2012	11/6/2012	5100 IH30 East	Bodily Injury	Injured in vehicle accident	Police	No	Yes
Cynthia O'Neil	11/19/2012	9/6/2012	Fort Worth, TX	Property Damage	Seeking return of seized property.	FYPD	Yes	No
Isaac Haidar	11/19/2012	10/20/2012	3433 Denbury Drive	Property Damage	Alleges City damaged sprinkler heads.	Water	No	No
Warner Properties	11/26/2012	11/13/2012	West side of property	Property Damage	Alleges sewer backup caused by City.	Water	Yes	No
Butch Warren	11/20/2012	11/16/2012	820 N. Azle Avenue	Auto Damage	Rocks flew out of City vehicle, struck windshield.	TPW	Yes	No
Jerry Berger	11/21/2012	10/4/2012	1234 McPherson Road	Auto Damage	Rough edge of road damaged vehicle.	TPW	Yes	No
Karen Blakeney	11/21/2012		4265 Gray Fox Dr	Reimbursement	High water bills from leak in City line.	Water	No	No
Gloria D. Pacheco	11/27/2012	11/12/2012	2917 Green Ridge	Reimbursement	Damage from backup of City sewer line.	Water	No	No
Shannon K. Hawkins	11/27/2012	11/13/2012	Fort Worth, TX	Employment	Alleged discrimination due to disability.	Police	No	No

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Mitchell Escalante	11/28/2012	11/18/2012	6505 Camp Bowie Blvd	Auto Damage	Driveway cave-in from water main break, vehicle flooded.	Water	Yes	No
Josette Jackson	11/27/2012	10/17/2012	2700 Block of Amber	Auto Damage	City vehicle backed into citizen vehicle.	TPW	No	No
Lylian R. Berry	11/28/2012	11/25/2012	5180 South FWY	Auto Damage	Alleges collision caused by FWPD.	Police	No	No

PUBLIC HEARING:

FIRST PUBLIC HEARING FOR A PROPOSED CITY-INITIATED ANNEXATION OF APPROXIMATELY 147.4 ACRES OF LAND IN TARRANT COUNTY, LOCATED SOUTH OF AVONDALE-HASLET ROAD AND EAST OF WILLOW SPRINGS ROAD. (AX-12-006 AVONDALE-HASLET)

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

To the Mayor and Members of the City Council**December 4, 2012**

Page 1 of 1

**SUBJECT: SERVICE PLAN PUBLIC HEARING FOR AX-12-006, LOCATED SOUTH OF AVONDALE-HASLET ROAD AND EAST OF WILLOW SPRINGS ROAD (COUNCIL DISTRICT 7)**

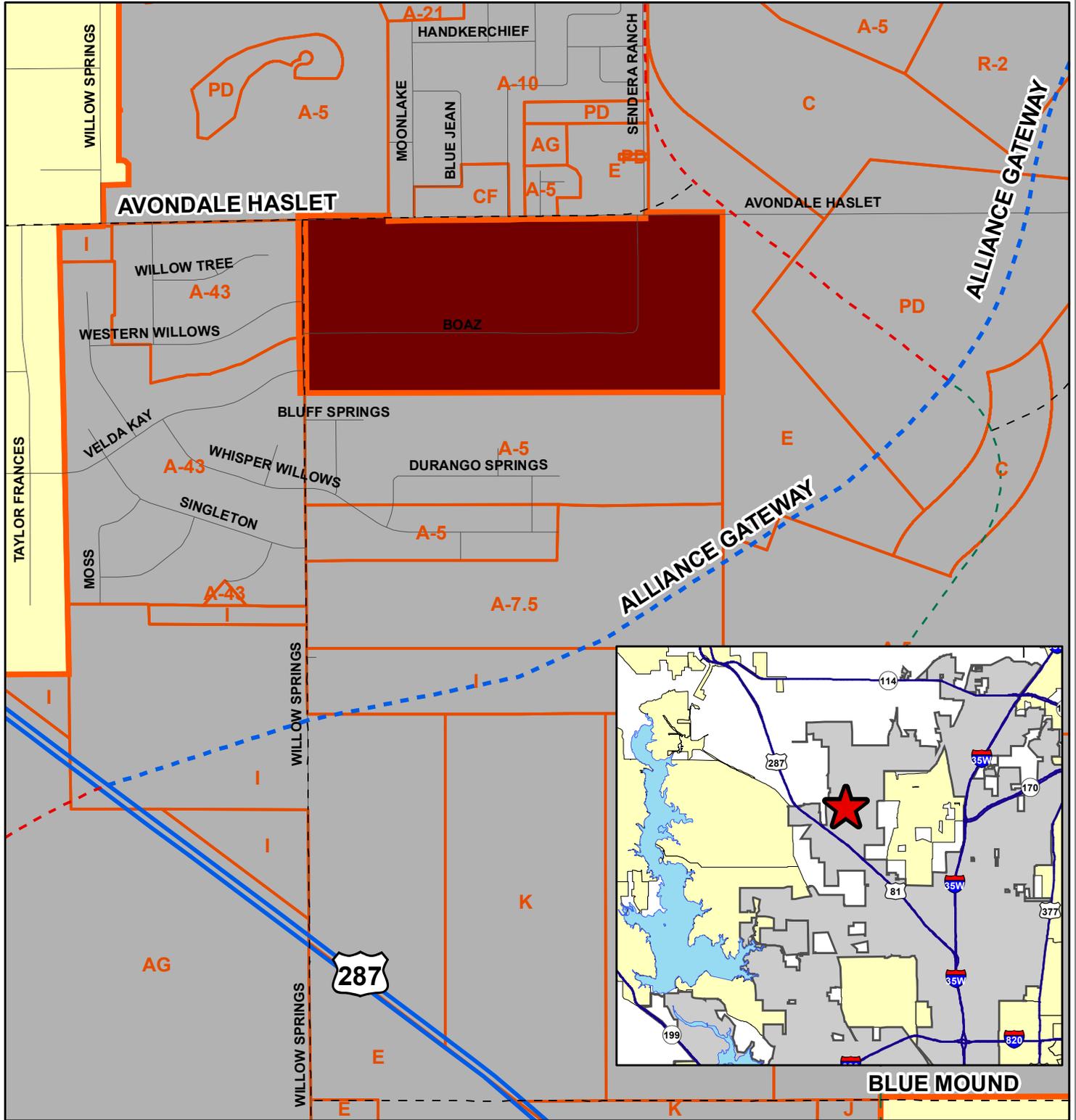
The 2012-2016 annexation program, adopted with the 2012 Comprehensive Plan, recommends several areas be considered for full-purpose annexation in 2012 that would be additions to Council District 7. The property under consideration for annexation as AX-12-006 is 147.4 acres and currently contains residential, agricultural, and several commercial uses. Additional non-residential uses are anticipated. Multiple parcels in the enclave have agricultural exemptions that qualify for development agreements in lieu of annexation. These agreements, if executed, will provide the desired land use protection by allowing full-purpose annexation if the property loses the agricultural exemption. For property not subject to a development agreement, the City Council may apply appropriate zoning upon annexation. The zoning of the enclave had a public hearing November 14, 2012 and is anticipated to have a final public hearing on January 22, 2013.

The purpose of tonight's public hearing is to collect public comments on the city-initiated annexation service plan for the Avondale-Haslet area (AX-12-006). The services that the annexation area will receive immediately upon annexation are: police, fire, and emergency medical services; garbage pick-up; library services; building inspection and code compliance; maintenance of existing public water and sewer lines; and public roadway maintenance. The only Council action necessary is to close the public hearing after receiving public input. Final annexation action will take place at the January 8, 2013 City Council meeting, which will contain an M&C to consider and institute adoption of this enclave in the Far North sector.

Project Case # AX-12-006

Exhibit A

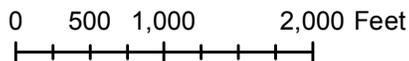
Addition of 147.4 Acres to become part of Council District 7



Legend

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

Proposed Process Schedule		Map References	
1st Public Hearing	12/04/12	Mapsco	5TU
2nd Public Hearing	12/11/12		
Date of Institution	01/08/13		
Current Full-Purpose Incorporated Area	334.94 Square Miles		



Planning & Development Department
8/28/12 - BK

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CITY OF FORT WORTH, TEXAS
SERVICE PLAN FOR ANNEXED AREA

Property Subject to Plan: BEING 147.4 acres of land situated in the Coleman Boyd Survey, Abstract Number 212; the W. Bramlett Survey, Abstract 227; and the MEP&P RR Co. Survey #13, Abstract 1129; situated about 14.5 miles North 11 degrees West of the Courthouse in Tarrant County, Texas.

Location and Acreage: Approximately 147.4 acres of land in Tarrant County, located south of Avondale-Haslet Road and east of Willow Springs Road.

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

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

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

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

A. Police Protection

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

These services are provided on a citywide basis. The area will be combined with existing Police Reporting Areas Q350. The area will be added to Beat N14 in Zone N1 in North Division.

B. Fire Protection

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

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

On the date of annexation, the first responding fire services will come from Fire Station 34, located at 14101 Sendera Ranch Blvd. The second responding fire company will be from Fire Station 41 located at 824 Blue Mount Road W. The Fire Department estimates the response time to be 4.5 and 6.4 minutes, respectively.

C. Emergency Medical Services – Basic Life Support

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

Emergency Medical Services – Advanced Life Support

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

D. Solid Waste Collection

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

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

E. Operation and Maintenance of Water and Wastewater Facilities

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

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

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

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

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

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

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

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

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

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

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

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

2. PROGRAM FOR PROVIDING ADDITIONAL SERVICES

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

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

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

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

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

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

4. CAPITAL IMPROVEMENTS PROGRAM

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

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

- A. Police Protection. No capital improvements are necessary at this time to provide police protection to the Annexation Area. Need for construction of new facilities will be assessed periodically based on population growth, predicted growth and call volume.
- B. Fire Protection. Currently, Fire Station 34 has a 4.5 minute response time to the Annexation Area. No capital improvements are necessary at this time to provide fire protection to the Annexation Area. Need for construction of new facilities will be assessed periodically based on population growth, predicted growth, and call volume.
- C. Solid Waste Collection. No capital improvements are necessary at this time to provide solid waste collection services to the Annexation Area.
- D. Water and Wastewater. Existing occupied homes that are using water well and on-site sewer facilities (and therefore have service) may request connection to the Fort Worth system (receiving up to 200 LF of water and sewer extension at City cost for each occupied property lot or tract) in accordance with the “Policy for the Installation of Community Facilities” and as consistent with the Texas Local Government Code.

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

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

Currently, an existing 36-inch water main is located along west property line in Willow Springs and along a part of north property line in Avondale Haslet. An existing 6-inch sewer force main that is crossing the property is not for sewer connection. The force main and the small lift station south of the subdivision will require upsizing to serve this area; also an existing 8-inch and 15-inch sewer lines are located along a part of north property line in Avondale Haslet. This development will require approximately 8,200' of water improvements to serve all the existing 35 residents along Boaz Road and FM 718. This development will require more than 100% commitment to provide water to each of the customers and additional construction costs will be needed from the customers to extend water services. The estimated water costs are \$820,000. The sewer system will require 5,000 LF of sewer line to supply sewer service to the existing residences and require 72% commitment from the customers. The estimated cost of construction for the sewer system is \$575,000. The estimated paving cost for water is \$550,000 and for sewer is \$575,000. A total is \$2,275,000 for water, sewer service and paving or \$65,000 per customer.

- E. Roads. Future capital improvements at an estimated cost of \$3,200,000 are required for the future reconstruction of portions of Avondale Haslet Road (4-lane undivided arterial streets). These costs do not include the cost of ROW acquisition.
- F. Stormwater Utility. No capital improvements are necessary at this time to provide drainage services.
- G. Street Lighting. It is anticipated that new subdivisions in the Annexation Area will install street lighting in accordance with the City's standard policies and procedures. In other cases, the City will consider installation of additional street lighting in the Annexation Area upon request, with priority given to street lighting for traffic safety. Provision of street lighting will be in accordance with the City's street lighting policies, and those of the providing utility.
- H. Parks, Playgrounds and Swimming Pools. Capital improvements such as parkland acquisition and development of facilities will be dictated by future land use of the area, goals established by the Park, Recreation and Open Space Master Plan and appropriation of resources. Should additional residential development occur, parkland dedication, neighborhood park development and neighborhood park infrastructure or payment in lieu thereof will be required in accordance with the Park Policy of the Subdivision Ordinance.
- I. Other Publicly Owned Facilities, Building or Services: Additional Services. In general, other City functions and services, and the additional services described above can be provided for the Annexation Area by using existing capital improvements. Additional capital improvements are not necessary to provide City services.

5. IMPACT FEES

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

PUBLIC HEARING:

FIRST PUBLIC HEARING FOR A PROPOSED CITY-INITIATED ANNEXATION OF APPROXIMATELY 104.2 ACRES OF LAND IN TARRANT COUNTY, LOCATED WEST OF OLD DECATUR ROAD AND SOUTH OF W.J. BOAZ ROAD. (AX-12-007 OLD DECATUR ROAD)

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

To the Mayor and Members of the City Council

December 4, 2012

Page 1 of 1

**SUBJECT: SERVICE PLAN PUBLIC HEARING FOR AX-12-007, LOCATED WEST OF OLD DECATUR ROAD AND SOUTH OF W.J. BOAZ ROAD (COUNCIL DISTRICT 7)**

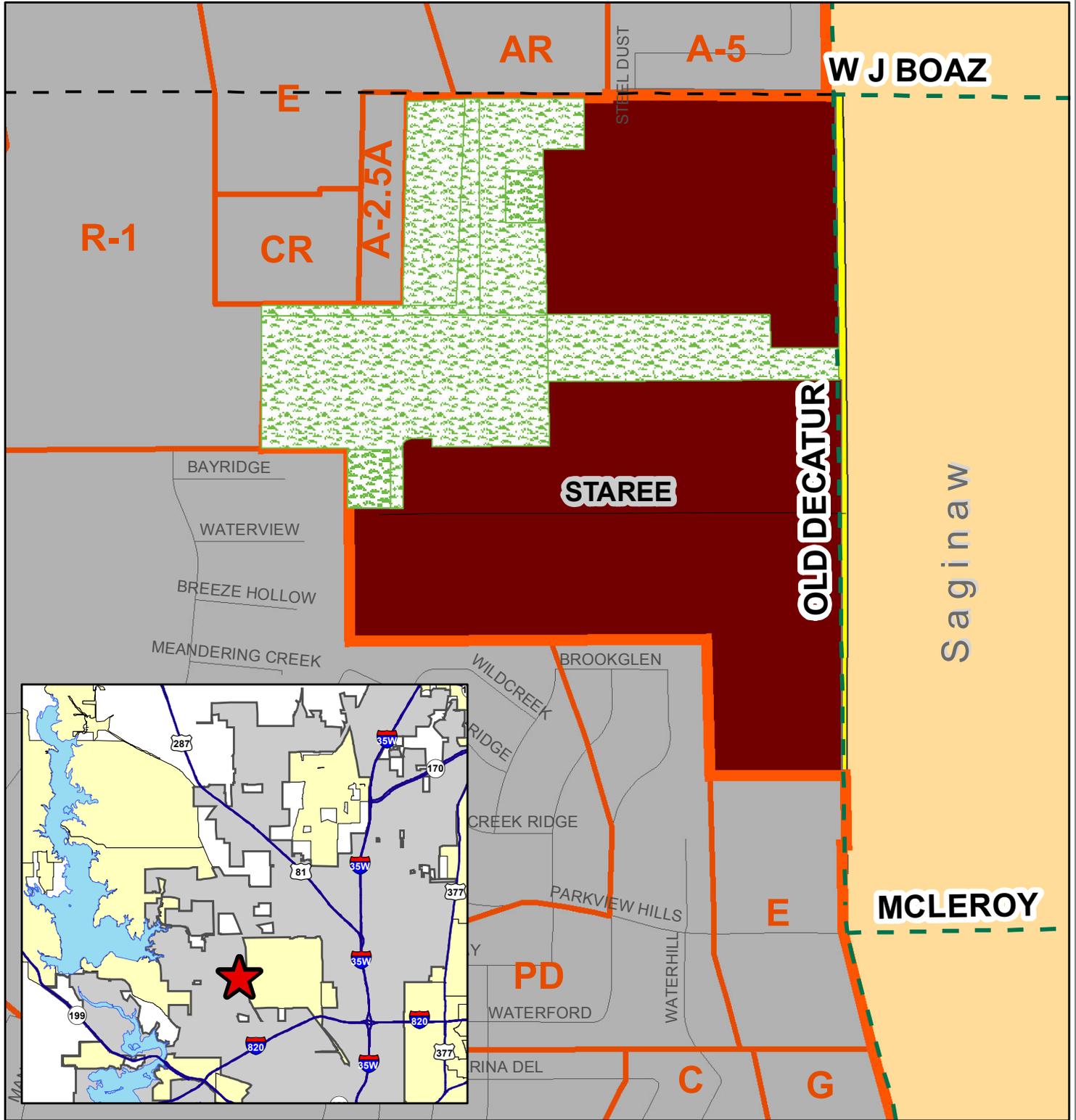
The 2012-2016 annexation program, adopted with the 2012 Comprehensive Plan, recommends this enclave to be considered for full-purpose annexation this year as an addition to Council District 7. AX-12-007 proposed for annexation covers 104.2 acres and contains existing residential, multifamily, and agricultural uses, with one commercial site. Two property owners in the enclave have agricultural exemptions that qualify for development agreements in lieu of annexation. These agreements, if executed, will provide the desired land use protection by allowing full-purpose annexation if the property loses the agricultural exemption. For property not subject to a development agreement, the City Council may apply appropriate zoning upon annexation. The zoning of the enclave had a public hearing November 14, 2012 and is anticipated to have a final public hearing on January 22, 2013.

The purpose of tonight's public hearing is to collect public comments on the city-initiated annexation service plan for the Old Decatur Road enclave (AX-12-007). The services that the annexation area will receive immediately upon annexation are: police, fire, and emergency medical services; garbage pick-up; library services; building inspection and code compliance; maintenance of existing public water and sewer lines; and public roadway maintenance. The only Council action necessary is to close the public hearing after receiving public input. Final annexation action will take place at the January 8, 2013 City Council meeting, which will contain an M&C to consider and institute adoption of this enclave in the Far North sector.

Project Case # AX-12-007

Exhibit A

Addition of 104.2 Acres to become part of Council District 7



Legend

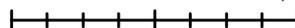
- Fort Worth City Limits
- Proposed Annexation Area
- Fort Worth ETJ
- Adjacent City
- Saginaw ETJ
- Signed Development Agreement

Proposed Process Schedule		Map References	
1st Public Hearing	12/04/12	Mapsc0	33TX
2nd Public Hearing	12/11/12		
Date of Institution	01/08/13		
Current Full-Purpose Incorporated Area	334.94 Square Miles		



Planning & Development Department
9/7/12 - BK

0 250 500 1,000 Feet



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CITY OF FORT WORTH, TEXAS
SERVICE PLAN FOR ANNEXED AREA

Property Subject to Plan: BEING 104.2 acres of land situated in the I&GN RR Co. Survey, Abstract Number 834; and the Alexander Albright Survey, Abstract Number 1849; situated about 7.9 miles North 25 degrees West of the Courthouse in Tarrant County, Texas.

Location and Acreage: Approximately 104.2 acres of land in Tarrant County, located south of W.J. Boaz Road and west of Old Decatur Road.

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

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

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

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

A. Police Protection

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

These services are provided on a citywide basis. The area will be combined with existing Police Reporting Areas R030. The area will be added to Beat N34 in Zone N3 in North Division.

B. Fire Protection

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

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

On the date of full-purpose annexation, the first responding fire services will come from Fire Station 40, located at 8510 Spring Street. The second responding fire company will be from Fire Station 25 located at 3801 N. Main Street. The Fire Department estimates the response time to be 7.7 and 9.9 minutes, respectively.

C. Emergency Medical Services – Basic Life Support

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

Emergency Medical Services – Advanced Life Support

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

D. Solid Waste Collection

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

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

E. Operation and Maintenance of Water and Wastewater Facilities

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

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

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

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

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

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

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

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

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

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

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

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

2. PROGRAM FOR PROVIDING ADDITIONAL SERVICES

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

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

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

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

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

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

4. CAPITAL IMPROVEMENTS PROGRAM

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

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

- A. Police Protection. No capital improvements are necessary at this time to provide police protection to the Annexation Area. Need for construction of new facilities will be assessed periodically based on population growth, predicted growth and call volume.
- B. Fire Protection. Currently, Fire Station 40 has a 7.7 minute response time to the Annexation Area. Consideration should be given to constructing new stations and staffing new facilities prior to final decision to complete annexation.
- C. Solid Waste Collection. No capital improvements are necessary at this time to provide solid waste collection services to the Annexation Area.
- D. Water and Wastewater. Existing occupied homes that are using water well and on-site sewer facilities (and therefore have service) may request connection to the Fort Worth system (receiving up to 200 LF of water and sewer extension at City cost for each occupied property lot or tract) in accordance with the “Policy for the Installation of Community Facilities” and as consistent with the Texas Local Government Code.

Vacant properties’ water and sewer extensions will be installed by the Developer in accordance with the “Policy for the Installation of Community Facilities”. All water and wastewater facilities will be at the developer’s cost and as consistent with the Texas Local Government Code. Water and sewer

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

Currently, existing 12-inch and 8-inch water mains are located at north, southwest and southeast property line. An existing 48-inch water main located along east property line in old Decatur is on a different pressure plane and is not available for service connection. Existing 18-inch and 15-inch sewer mains are located along part of the west and north property line. This site will require approximately 7,000 feet of water facilities to serve this area. This area will also require approximately 82% of the existing 43 residents to commit to taking water service and pay the associated tap and impact fee's to extend water services at no additional construction costs to the residents under the 200 linear foot credit policy. This site will require approximately 6,525 feet of sewer facilities to serve this area. This area will also require approximately 76% of the existing 43 residents to commit to taking sewer service and pay the associated tap and impact fees to extend water services at no additional construction costs to the residents under the 200 linear foot credit policy. Anticipated construction costs are approximated at \$700,000 for water extension and \$750,375 for sewer extension. The estimated paving cost is \$440,000 for water and \$407,343.75 for sewer. For a total of \$2,297,718.75 or \$53,435 per customer.

- E. Roads. **Private Streets will not be maintained by the City.** Future capital improvements at an estimated cost of \$6,000,000 are required for the future reconstruction of the south half of W J Boaz Road (4-lane undivided arterial street), and the west half of Old Decatur Road (4-laned divided arterial street). These costs do not include costs for right-of-way acquisition.
- F. Storm Water Utility. No capital improvements are necessary at this time to provide drainage services.
- G. Street Lighting. It is anticipated that new subdivisions in the Annexation Area will install street lighting in accordance with the City's standard policies and procedures. In other cases, the City will consider installation of additional street lighting in the Annexation Area upon request, with priority given to street lighting for traffic safety. Provision of street lighting will be in accordance with the City's street lighting policies, and those of the providing utility.
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- I. Other Publicly Owned Facilities, Building or Services: Additional Services. In general, other City functions and services, and the additional services described above can be provided for the Annexation Area by using existing capital improvements. Additional capital improvements are not necessary to provide City services.

5. IMPACT FEES

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

No Documents for this Section

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