



**SUMMARY OF MEETINGS AND ACTIVITIES
MONDAY, JANUARY 14, 2013, THROUGH FRIDAY, JANUARY 18, 2013**

MONDAY, JANUARY 14, 2013

	<u>TIME</u>	<u>LOCATION</u>
Tax Increment Reinvestment Zone Number Eight (Lancaster TIF)	10:00 a.m.	Pre-Council Chamber
Commission for Women	11:30 a.m.	Fort Worth Business Assistance Center 1150 South Freeway
Historic and Cultural Landmarks Commission Work Session	12:30 p.m.	Pre-Council Chamber
Historic and Cultural Landmarks Commission Public Hearing	2:00 p.m.	Council Chamber

TUESDAY, JANUARY 15, 2013

Pre-Council Meeting	8:30 a.m.	Pre-Council Chamber
Disciplinary Appeals Board	9:00 a.m.	Human Resources Department 908 Monroe Street, Classroom A
Council Meeting	10:00 a.m.	Council Chamber

WEDNESDAY, JANUARY 16, 2013

Board of Adjustment – Commercial Work Session	8:30 a.m.	Pre-Council Chamber
Board of Adjustment – Commercial Public Hearing	9:00 a.m.	Council Chamber
Board of Adjustment – Residential Work Session	12:30 p.m.	Pre-Council Chamber
Board of Adjustment – Residential Public Hearing	1:30 p.m.	Council Chamber

THURSDAY, JANUARY 17, 2013

Aviation Advisory Board	4:00 p.m.	Fort Worth Meacham International Airport 4201 North Main Street, Suite 200
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This summary is compiled from data furnished to the Office of the City Secretary by 12:00 p.m. on January 3, 2013, and may not include all meetings to be conducted during the week of January 7, 2013 through January 11, 2013. It is a summary listing only. See individual agendas which are posted in compliance with the Texas Open Meetings Act for detailed information.



**SUMMARY OF MEETINGS AND ACTIVITIES
MONDAY, JANUARY 14, 2013, THROUGH FRIDAY, JANUARY 18, 2013**

FRIDAY, JANUARY 18, 2013

No Meetings

This summary is compiled from data furnished to the Office of the City Secretary by 12:00 p.m. on January 3, 2013, and may not include all meetings to be conducted during the week of January 7, 2013 through January 11, 2013. It is a summary listing only. See individual agendas which are posted in compliance with the Texas Open Meetings Act for detailed information.

PRE-COUNCIL MEETING
TUESDAY, JANUARY 15, 2013
8:30 A.M.
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS

1. Report of the City Manager - **Tom Higgins, City Manager**
 - a. Changes to the City Council Agenda
 - b. Upcoming and Recent Events
 - c. Organizational Updates and Employee Recognition(s)
 - d. Informal Reports
 - [IR 9536](#): November 2012 - Sales Tax Update
2. Current Agenda Items - **City Council Members**
3. Responses to Items Continued from a Previous Week
 - a. [M&C P-11471](#) - Authorize Sole Source Purchase Agreement for Maintenance, Repair, Software Updates and Installation of Physical Security Surveillance, Access and Intrusion Equipment with Sentinel the Alarm Company for All City Departments in the Amount of \$925,000.00 for the First Year (ALL COUNCIL DISTRICTS) **(Continued from January 8, 2013 by Staff)**
 - b. [ZC-12-128](#) - David McDavid, 4621 Keller Hicks Road; from: "I" Light Industrial to: "A-5" One-Family (Recommended for Approval by the Zoning Commission) **(Continued from January 8, 2013 by Council Member Espino)**
4. Council Proposal No. 292 - Waiver of Permitting and Encroachment Fees for Installation of Bike Sharing Stations for the Non-Profit Organization Known as Fort Worth Bike Sharing
Attachment(s):
[Council Proposal 292- Attached.pdf](#)
5. Briefing on Boys and Girls Clubs Programs - **Richard Zavala, Parks and Community Services and Daphne Barlow Stigliano, Boys and Girls Club**
6. Financial Management Policy Statements and Investment Policy - **Lena Ellis and James Mauldin, Financial Management Services**
7. City Council Requests for Future Agenda Items and/or Reports
8. Executive Session (PRE-COUNCIL CHAMBER) - **SEE ATTACHMENT A**
Attachment(s):
[Executive Session Agenda - Attachment A.pdf](#)

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

ATTACHMENT A
EXECUTIVE SESSION
(PRE-COUNCIL CHAMBER, CITY HALL)
Tuesday, January 15, 2013

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

1. Seek the advice of its attorneys concerning the following pending or contemplated litigation or other matters that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules, as authorized by Section 551.071 of the Texas Government Code:

- a. Legal issues regarding the appointment of members to Boards and Commissions;
- b. Legal issues regarding the execution of a Memorandum of Understanding with the Fort Worth Transportation Authority; and
- c. Legal issues concerning any item listed on today's City Council meeting agendas;

2. Deliberate the purchase, sale, lease or value of real property in accordance with Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party;

3. Deliberate concerning economic development negotiations as authorized by Section 551.087 of the Texas Government Code; and

4. Deliberate the deployment, or specific occasions for implementation, of security personnel or devices, in accordance with Section 551.076 of the Texas Government Code.

REVISED

**CITY COUNCIL AGENDA
FOR THE MEETING AT 10:00 A.M. TUESDAY, JANUARY 15, 2013
CITY COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

- I. **CALL TO ORDER**
- II. **INVOCATION** - Pastor Cornelius Hudson, Bethel Temple Church
- III. **PLEDGE OF ALLEGIANCE**
- IV. **CONSIDERATION OF MINUTES OF REGULAR MEETING OF MEETING OF JANUARY 8, 2013**
- 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-17782](#) - Accept Funds from the Fort Worth Transportation Authority, Texas Christian University and the Berry Street Initiative, Execute an Interlocal Agreement with the North Central Texas Council of Governments to Provide for a Planning Project Local Match in the Amount of \$65,000.00 for the Texas Christian University/Berry Station Area Transit-Oriented Development Plan and Form-Based Code Sustainable Development Planning Project, Adopt Appropriation Ordinance, and Authorize Payment to North Central Texas Council of Governments (COUNCIL DISTRICT 9)
- 2. [M&C G-17783](#) - Authorize Conveyance to the City of Dallas a Perpetual Easement Containing Approximately 31,717 Square Feet of Land on Property Located Within the Boundaries of the Dallas/Fort Worth International Airport for Installation, Maintenance and Use of a Thirty-Inch Water Easement (ALL COUNCIL DISTRICTS)
- 3. [M&C G-17784](#) - Approve Findings of Ground Transportation Coordinator Regarding Renewal Application of Continental Limousine, Inc., to Operate Four Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
- 4. [M&C G-17785](#) - Authorize Temporary Road Closure of Main Street Between Third Street and Fourth Street from January 15, 2013 to April 5, 2013 for the Installation of a Forty-Two Inch Storm

Drain (COUNCIL DISTRICT 9)

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

1. [M&C P-11478](#) - Authorize Execution of a Professional Services Agreement with Intelight, Inc., in the Amount Not to Exceed \$534,600.00 for the Initial Term for Traffic Signal Controller Software Licenses, Maintenance and Related Services for the Transportation Public Works Department (ALL COUNCIL DISTRICTS)
2. [M&C P-11479](#) - Authorize Purchase Agreement with Douglas Products and Packaging, Co., LLC, in the Amount Up to \$300,000.00 for the First Year for Sewer Line Chemical Root Control Using a Cooperative Contract for the Water Department (ALL COUNCIL DISTRICTS)

C. Land - Consent Items

1. [M&C L-15501](#) - Authorize Direct Sale of a Tax-Foreclosed Property Located at 5833 Blackmore Avenue to Barbara Joyce Smith in the Amount of \$7,200.00, in Accordance With Section 34.05 of the Texas Property Tax Code (COUNCIL DISTRICT 7)
2. [M&C L-15502](#) - Authorize Sale of Eighteen Tax-Foreclosed Properties in the Amount of \$96,710.41, in Accordance with Section 272.001 of the Texas Local Government Code and Section 34.05 of the Texas Property Tax Code (COUNCIL DISTRICTS 2, 5, 6, 7, 8 and 9)
3. [M&C L-15503](#) - Authorize Acquisition of a Fee Simple Interest in 1.036 Acres of Land for Right-of-Way, an Easement Interest in 0.166 Acres of Land for Permanent Drainage, and an Easement Interest in 1.761 Acres of Land for Permanent Slope for the Widening of North Beach Street from Vista Meadows Drive to Shiver Road Located Northeast of the Shiver Road and North Beach Street Intersection from Bishop Kevin W. Vann, Catholic Diocese of Fort Worth in the Amount of \$576,492.00 and Pay Estimated Closing Costs in the Amount Up to \$5,000.00 (COUNCIL DISTRICT 2)
4. [M&C L-15504](#) - Authorize Acquisition of a Fee Simple Interest in 0.1652 Acres in an Improved Lot for the Lebow Channel Drainage Improvements Project Located at 1109 De Ridder Avenue from Christina and Macario Perez in the Amount of \$68,500.00, Authorize Payment of Estimated Closing Costs in the Amount Up to \$4,000.00, and Authorize Payment of Relocation Assistance in the Amount of \$2,000.00 (COUNCIL DISTRICT 2)
5. [M&C L-15505](#) - Authorize Acquisition of Two Permanent Drainage Easements and a Permanent Slope Easement in 0.2146 Acres of Land on an Improved Lot Located at 8795 Old Denton Road for the North Riverside Drive Improvements Project from Ronald Elmore in the Amount of \$55,700.00

and Payment of Estimated Closing Costs Up to the Amount of \$3,000.00 for a Total Cost of \$58,700.00 (COUNCIL DISTRICT 2)

D. Planning & Zoning - Consent Items - None

E. Award of Contract - Consent Items

1. [M&C C-26054](#) - Authorize Execution of a Contract with McClendon Construction Co., Inc., in the Amount of \$579,393.50 from Community Development Block Grant Funds for the Construction of Infrastructure Improvements Related to the Hardy Street Single Family Infill Development at 3601 and 3617 Hardy Street (COUNCIL DISTRICT 2)
2. [M&C C-26055](#) - Authorize Execution of a Memorandum of Understanding with the University of Massachusetts, Amherst and Payment of Grant Matching Funds in the Aggregate Amount of \$300,000.00 to Integrate Weather Radar Data into a Flood Warning System (ALL COUNCIL DISTRICTS)
3. [M&C C-26056](#) - Authorize Execution of an Engineering Services Agreement with Criado & Associates, Inc., in the Amount Not to Exceed \$480,000.00 for Project Scoping and Cost Estimates for Future Transportation Capital Improvement Projects (ALL COUNCIL DISTRICTS)
4. [M&C C-26057](#) - Authorize Execution of Amendment No. 2 to City Secretary Contract No. 40850, an Engineering Services Agreement with Jacobs Engineering Group, Inc., in the Amount of \$265,500.00 for the Design of the Eastern Hills Drainage Improvements Project - Phase 2, Thereby Increasing the Total Contract Amount from \$651,667.00 to \$917,167.00 (COUNCIL DISTRICT 4)
5. [M&C C-26058](#) - Authorize Execution of an Interlocal Agreement Between Tarrant County College District and the City of Fort Worth in the Amount Not to Exceed \$60,000.00 for Public Safety Institute Training for a Term to End on September 11, 2015 (ALL COUNCIL DISTRICTS)
6. [M&C C-26059](#) - Authorize Execution of Amendment No. 3 and a Second Five-Year Option to Renew City Secretary Contract No. 12261 with Clarence J. Sury for Unimproved Ground Lease Site 13S at Fort Worth Meacham International Airport (COUNCIL DISTRICT 2)
7. [M&C C-26060](#) - Authorize Provision of Water and Sewer Service at 1.25 Times the Retail Rate to Tracts 2A, 2A01 and 2A02 Located at 13200 and 13340 Highway 287 and Highway 81 in Tarrant County Outside of the Fort Worth City Limits Pursuant to City Code Section 35-60B (ADJACENT TO COUNCIL DISTRICT 7)

- VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS**
1. OCS - 1874 - Notice of Claims for Alleged Damages and/or Injuries
- IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.**
1. Presentation of the Fort Worth Stock Show and Rodeo
- 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
 2. Council Proposal No. 292 - Waiver of Permitting and Encroachment Fees for Installation of Bike Sharing Stations for the Non-Profit Organization Known as Fort Worth Bike Sharing
- XII. PRESENTATIONS AND/OR COMMUNICATIONS FROM BOARDS, COMMISSIONS AND/OR CITY COUNCIL COMMITTEES**
- XIII. REPORT OF THE CITY MANAGER**
- A. Benefit Hearing - None**
- B. General**
1. [M&C G-17786](#) - Approve Settlement in a Lawsuit Entitled Robert and Carla Reeves v. City of Fort Worth, XTO Energy, Inc., and Moritz Interests, Ltd., Cause No. 348-257573-12 in the Amount of \$95,000.00 (COUNCIL DISTRICT 6)
 2. [M&C G-17788](#) - Authorize Acceptance of a \$50,000.00 Monetary Donation from Enterprise Texas Pipeline, LLC, for Improvements in Mallard Cove Park and Adopt Appropriation Ordinance (COUNCIL DISTRICT 4)
 3. [M&C G-17789](#) - Conduct a Public Hearing and Adopt Ordinance Designating Property at 5101 and 5201 North Main Street as Tax Abatement Reinvestment Zone No. 86, City of Fort Worth, Texas to Mitigate the Displacement of Bucks Wheel & Equipment Co. by the Trinity River Vision Project (COUNCIL DISTRICT 7) **(PUBLIC HEARING)**
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action
- C. Purchase of Equipment, Materials, and Services**
1. [M&C P-11471](#) - Authorize Sole Source Purchase Agreement for Maintenance, Repair, Software Updates and Installation of Physical Security Surveillance, Access and Intrusion Equipment with Sentinel the Alarm Company for All City Departments in the Amount of \$925,000.00 for the First Year

(ALL COUNCIL DISTRICTS) (**Continued from a Previous Meeting**)

2. [M&C P-11471](#) - **(Revised)** Authorize Sole Source Purchase Agreement for Maintenance, Repair, Software Updates and Installation of Physical Security Surveillance, Access and Intrusion Equipment with Sentinel, the Alarm Company for All City Departments in an Amount Up to \$925,000.00 for the First Year (ALL COUNCIL DISTRICTS)

D. Land

1. [M&C L-15506](#) - Authorize Conveyance of a Permanent Easement on Property Located on the Dallas/Fort Worth International Airport to Dallas Area Rapid Transit for the Construction and Maintenance of Public Mass Transit Improvements Known as the DART Orange Line Extension (ALL COUNCIL DISTRICTS)
2. [M&C L-15507](#) - Authorize Conveyance of an Easement to Oncor Electric Delivery for Electrical Equipment and Appurtenances to the Amon Carter Museum of American Art at No Expense to Oncor (COUNCIL DISTRICT 7)
3. [M&C L-15508](#) - Authorize for the North Tarrant Express Segment 3B Project, Condemnation by Eminent Domain of a 0.116 Acre Parcel for a Permanent Sanitary Sewer Easement from the Red Horse, LLC, Legally Described as a Portion Out of Lot 5, Block 1 of Western Center North Addition and the Additional Eleven Property Parcels for Easements Described in the Attached List of Twelve Properties (COUNCIL DISTRICTS 2 and 4)

E. Planning & Zoning

1. [M&C PZ-3009](#) - Consider Institution and Adoption of Ordinance for the Owner-Initiated Annexation of Approximately 0.3 Acre of Land, North of SH-114 and East of FM-156, AX-12-010 (COUNCIL DISTRICT 2)

F. Award of Contract

1. [M&C C-26061](#) - Authorize Five-Year Tax Abatement Agreement with Sparkle Express, LLC, to Develop an Exterior Express Car Wash on Property Located at 113 Thornhill Drive in the Hemphill/Berry Neighborhood Empowerment Zone (COUNCIL DISTRICT 9)
2. [M&C C-26062](#) - Authorize Execution of a Contract with Conatser Construction TX, LP, in the Amount of \$1,988,779.45 for Paving, Drainage, and Street Lights Along Avondale Haslet Road from Water Tank Site to Willow Creek Drive, Authorize Execution of a Railroad Crossing Agreement with Burlington Northern Santa Fe Railway Company in the Amount of

\$599,939.00 to Provide a New Quiet Zone Crossing, and Expenditure in the Amount of \$282,206.00 for Contingencies, and Construction Services for a Total Project Cost in the Amount of \$2,870,924.45 (COUNCIL DISTRICT 7)

3. [M&C C-26063](#) - Authorize Execution of Amendment No. 1 to City Secretary Contract No. 43453, a Five-Year Job Order Contract with The Mark IV Construction Group, LLC, in the Amount of \$1,076,000.00 for the Transportation and Public Works Department, Facilities Management Division for a Revised Total Contract in the Amount of \$8,576,000.00 (ALL COUNCIL DISTRICTS)
4. [M&C C-26064](#) - Authorize Amendment in the Amount of \$2,996,155.73 to City Secretary Contract No. 43229 with Great Lakes Dredge & Dock Company, LLC, for a Total Contract Amount of \$15,493,059.73 for Dredging and Sediment Disposal of Phase 2 Areas at Lake Worth and Adopt Appropriation Ordinances (COUNCIL DISTRICT 7)
5. [M&C C-26065](#) - Conduct a Public Hearing and Authorize Execution of the First Extension and Amendment to City Secretary Contract No. 31838 with Allied Waste Systems, Inc., D/B/A Trinity Waste Services, for Transportation Services from City Convenience Centers and Special Events (ALL COUNCIL DISTRICTS) **(PUBLIC HEARING)**
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action
6. [M&C C-26066](#) - Conduct a Public Hearing and Authorize Execution of the First Contract Extension and Amendment to City Secretary Contract No. 28496 with WM Recycle America, LLC, for the Processing of Recyclable Materials (ALL COUNCIL DISTRICTS) **(PUBLIC HEARING)**
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action
7. [M&C C-26067](#) - Conduct a Public Hearing and Authorize First Ten Year Extension and Restatement of City Secretary Contract No. 28358 with Waste Management of Texas, Inc., for Collection of Residential Garbage, Refuse and Small Bulky Waste, Recyclables, Certain Commercial Solid Waste, Yard Waste, Construction and Demolition and Large Brush, and Large Bulky Waste (ALL COUNCIL DISTRICTS) **(PUBLIC HEARING)**
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action

XIV. PUBLIC HEARING

1. Public Hearing on the Proposed Amendments to the Land Use Assumptions, Capital Improvements Plan and Associated Impact Fees for Transportation Facilities in Accordance with Section 395.054 of the Local Government Code
 - a. Report of City Staff
 - b. Citizen Comments

XV. ZONING HEARING

1. [ZC-12-128](#) - (CD 2) - David McDavid, 4621 Keller Hicks Road; from: "I" Light Industrial to: "A-5" One-Family **(Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)**
2. [ZC-13-005](#) - (CD 5) - Independent Utility Construction, 5109 Sun Valley Drive; from: "B" Two-Family to: "I" Light Industrial **(Recommended for Approval by the Zoning Commission)**
3. [ZC-13-012](#) - (CD 2) - AIL Investment LP and Hillwood Family LP, 10200 Block of IH 35 N, from: "C" Medium Density Multifamily to: "G" Intensive Commercial **(Recommended for Approval by the Zoning Commission)**

XVI. CITIZEN PRESENTATIONS

XVII. [EXECUTIVE SESSION \(PRE-COUNCIL CHAMBER\) - SEE ATTACHMENT B](#)

XVIII. ADJOURNMENT

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

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

ATTACHMENT B
EXECUTIVE SESSION
(PRE-COUNCIL CHAMBER, CITY HALL)
Tuesday, January 15, 2013

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

1. Seek the advice of its attorneys concerning the following pending or contemplated litigation or other matters that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules, as authorized by Section 551.071 of the Texas Government Code:

- a. Legal issues regarding the appointment of members to Boards and Commissions;
- b. Legal issues regarding the execution of a Memorandum of Understanding with the Fort Worth Transportation Authority; and
- c. Legal issues concerning any item listed on today's City Council meeting agendas;

2. Deliberate the purchase, sale, lease or value of real property in accordance with Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party;

3. Deliberate concerning economic development negotiations as authorized by Section 551.087 of the Texas Government Code; and

4. Deliberate the deployment, or specific occasions for implementation, of security personnel or devices, in accordance with Section 551.076 of the Texas Government Code.

No Documents for this Section



Updated January 10, 2013

City of Fort Worth
City Council Pre-Council Agenda Calendar

January 15, 2013

8:30 a.m. Pre-Council Meeting

Continued Items:

- **M&C P-11471** - Authorize Sole Source Purchase Agreement for Maintenance, Repair, Software Updates and Installation of Physical Security Surveillance, Access and Intrusion Equipment with Sentinel the Alarm Company for All City Departments in the Amount of \$925,000.00 for the First Year (ALL COUNCIL DISTRICTS) (**Continued from January 8, 2013 by Staff**)
- **ZC-12-128** - David McDavid, 4621 Keller Hicks Road; from: "I" Light Industrial to: "A-5" One-Family (Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting) (**Continued from January 8, 2013 by Council Member Espino**)
- o Briefing on Boys and Girls Clubs Programs [*Richard Zavala, Parks and Community Services and Daphne Barlow Stigliano, Boys and Girls Club*]
- o Financial Management Policy Statements and Investment Policy [*Lena Ellis and James Mauldin, Financial Management Services*]

January 21, 2013 (**Monday**)

City Hall Closed – Martin Luther King, Jr. Holiday

January 22, 2013

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

10:30 a.m. Audit Committee



Updated January 10, 2013

City of Fort Worth
City Council Pre-Council Agenda Calendar

January 29, 2013

8:30 a.m. Pre-Council Meeting

Continued Items:

- **M&C C-26031** - Authorize Execution of a Professional Services Agreement with O.R. Colan Associates of Illinois, LLC, in an Amount Not to Exceed \$1,180,000.00 for Services Related to the Acquisition of Four Rural Residential Properties and 223 Avigation Easements as Outlined in the Noise Compatibility Plan for Alliance Airport (COUNCIL DISTRICT 2 – Sal Espino) **(Continued from January 8, 2012 by Staff)**
- o Annual Report of Tarrant County 911 [*Greg Petrey, Tarrant County 911*]
- o Briefing on Local Preference Option for City Purchasing [*Jack Dale, Purchasing*]

February 5, 2013

Monthly Zoning Meeting

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

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

3:00 p.m. Pre-Council Meeting

Continued Items:

- **M&C PZ-2999** - Adopt Ordinance Changing the Name of a Portion of Town Center Drive to Charities Way from West Thornhill Drive to West Seminary Drive (COUNCIL DISTRICT 9) **(Continued from October 23, 2012 by Council Member Burns)**
- **ZC-12-112** - Thomas Blanton, 3900 and 3950 Angle Avenue; from: "I" Light Industrial to: "D" High Density Multifamily **(Recommended for Approval by the Zoning Commission) (Council District 2 – Sal Espino) (Continued from December 4, 2012 by Council Member Espino)**
- o Overview on Significant Zoning Cases [*Dana Burghdoff, Planning and Development*]
- o Briefing on Annexation Policy [*Dana Burghdoff, Planning and Development*]



Updated January 10, 2013

City of Fort Worth
City Council Pre-Council Agenda Calendar

February 12, 2013

1:00 p.m. Infrastructure & Transportation Committee

3:00 p.m. Pre-Council Meeting

- o Briefing on DFW International Airport Capital Improvements Program [*Jeff Fegan, Dallas/Fort Worth International Airport*]

February 19, 2013

8:30 a.m. Pre-Council Meeting

February 26, 2013

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

March 5, 2013

Monthly Zoning Meeting

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

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

3:00 p.m. Pre-Council Meeting

- o Overview on Significant Zoning Cases [*Dana Burghdoff, Planning and Development*]

March 12, 2013

1:00 p.m. Infrastructure & Transportation Committee (cancelled)

3:00 p.m. Pre-Council Meeting (cancelled)

March 19, 2013

8:30 a.m. Pre-Council Meeting

March 26, 2013

8:30 a.m. Pre-Council Meeting

**CITY OF FORT WORTH, TEXAS
REGULAR CITY COUNCIL MEETING
JANUARY 08, 2013**

Present:

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

Staff Present:

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

I. CALL TO ORDER

With a quorum of the City Council Members present, Mayor Price called the regular session of the Fort Worth City Council to order at 7:03 p.m., on Tuesday, January 13, 2013, in the City Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102, with Council Member Burns temporarily absent.

II. INVOCATION - Reverend Ryan Baer, Ridglea Presbyterian Church

The Invocation was provided by Reverend Ryan Baer, Ridglea Presbyterian Church.

III. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF DECEMBER 18, 2012 AND THE JOINT FORT WORTH CITY COUNCIL/FORT WORTH EMPLOYEES' RETIREMENT FUND BOARD MEETING OF DECEMBER 18, 2012

Motion: Council Member Shingleton made a motion, seconded by Council Member Moss, that the Minutes of the Regular meeting of December 18, 2012, and the Joint Fort Worth City Council/Fort Worth Employees' Retirement Fund Board meeting of December 18, 2012, be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Burns absent.

V. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA

City Manager Higgins requested that Mayor and Council Communication Nos. G-17776, P-11471 and C-26040 be withdrawn from the Consent Agenda for individual consideration. Council Member Jordan requested the Mayor and Council Communication No. G-17780 be withdrawn from the Consent Agenda for individual consideration.

VI. ITEMS TO BE CONTINUED OR WITHDRAWN BY STAFF

City Manager Higgins requested that Mayor and Council Communication No. C-26031 be continued until the January 29, 2013, Council meeting and that Mayor and Council Communication No. P-11471 be continued until the January 15, 2013, Council meeting.

VII. CONSENT AGENDA

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Shingleton, that the Consent Agenda be approved as amended. The motion carried unanimously 8 ayes to 0 nays, with Council Member Burns absent.

A. General - Consent Items

2. M&C G-17777 - Authorize Waiver of Approximately \$185,000.00 in City of Fort Worth Street Rental Fees Associated with the Texas Health Harris Methodist Hospital Emergency Center Expansion (COUNCIL DISTRICT 9)

The City Council approved the following recommendation: Waive the City of Fort Worth street rental fees for a nine (9) month period during the construction associated with the expansion of the Texas Health Harris Methodist Hospital Emergency Center to be located at the corner of South Lake Street and West Terrell Avenue in the Near Southside.

3. M&C G-17778 - Authorize Transfer of Funds in the Amount of \$229,961.00 from Various Tax Increment Financing Reinvestment Zones and Accept Funds in the Amount of \$26,000.00 from the Fort Worth Local Development Corporation into a Special Trust Fund for Fiscal Year 2012-2013 Administration by the Housing and Economic Development Department and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)

The City Council approved the following recommendation: Transfer funds in the amount of \$229,961.00 from Tax Increment Reinvestment Zones No. 7 - North Tarrant Parkway, No. 8 - Lancaster and No. 12 - East Berry Renaissance to the Special Trust Fund for the purpose of funding positions in the Housing and Economic Development Department related to the

administration of Tax Increment Reinvestment Zones; accept the amount of \$26,000.00 from the Fort Worth Local Development Corporation to the Special Trust Fund for the purpose of funding positions in the Housing and Economic Development Department related to the administration of the Fort Worth Local Development Corporation; and adopt Appropriation Ordinance No. 20557-01-2013 increasing the estimated receipts and appropriations in the Special Trust Fund in the amount of \$255,961.00, from available funds, for the purpose of funding the positions.

4. **M&C G-17779 - Approve Findings of Ground Transportation Coordinator Regarding Renewal Application of Perfect Choice Limousine to Operate Three 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 three (3) limousines upon the City streets, alleys and thoroughfares; Perfect Choice Limousine is qualified and financially able to conduct a limousine service within the City; Perfect Choice Limousine has complied with the requirements of Chapter 34 of the City Code; Perfect Choice Limousine presented facts in support of compelling demand and necessity for three (3) limousines; and the general welfare of the citizens of the City will best be served by the addition of three (3) limousines upon City streets, alleys and thoroughfares; adopt Ordinance No. 20558-01-2013 granting the privilege of operating authority to Perfect Choice Limousine, for the use of the streets, alleys, and public thoroughfares of the City in the conduct of its limousine business, which shall consist of the operation of three (3) limousines for a one (1) year period beginning on the effective date, providing for written acceptance by Perfect Choice Limousine, subject to and conditioned on Perfect Choice Limousine complying with all requirements of Chapter 34, Article VI of the Code of the City of Fort Worth (1986), as amended.

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

2. **M&C P-11472 - Authorize Purchase Agreement with Office Depot for Office Furniture Using a National Intergovernmental Purchasing Alliance Cooperative Contract in the Amount of \$200,000.00 for the First Year (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize a purchase agreement with Office Depot for office furniture using National Intergovernmental Purchasing Alliance Cooperative Contract No. P10-004 in an amount up to \$200,000.00 for the first year.

3. **M&C P-11473 - Authorize Purchase Agreement with Staples for Modular Furniture Using a Cooperative Contract in the Amount of \$160,000.00 for the First Year (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize a purchase agreement with Staples for modular furniture using the National Joint Powers Alliance Cooperative Contract No. 052910 in the amount of \$160,000.00 for the first year.

4. **M&C P-11474 - Authorize Purchase Agreement with Airport Lighting Systems, Inc., for Airport Signs and Related Equipment for the Department of Aviation in the Amount Up to \$73,855.00 for the First Year (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize a purchase agreement with Airport Lighting Systems, Inc., for airport signs and related equipment for the Department of Aviation in the amount up to \$73,855.00 for the first year.

5. **M&C P-11475 - Authorize Purchase Agreement for Pavement Leveling Services with Nortex Concrete Lift and Stabilization for the Department of Transportation and Public Works Using a Cooperative Contract in the Amount Up to \$250,000.00 for the First Year (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize a purchase agreement for pavement leveling services with Nortex Concrete Lift and Stabilization using City of Grand Prairie Contract No. 12001 for the Department of Transportation and Public Works in the amount up to \$250,000.00 for the first year.

6. **M&C P-11476 - Authorize Purchase of a Paratransit Bus from Alliance Bus Group, Inc., Using a Cooperative Contract and Homeland Security Grant Funds for the Fire Department in the Amount of \$88,870.00 (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the purchase of a paratransit bus from Alliance Bus Group, Inc., using Houston Galveston Area Council Cooperative Contract No. BT01-11 and Homeland Security Grant funds for the Fire Department in the amount of \$88,870.00.

C. Land - Consent Items

1. **M&C L-15491 - Authorize Direct Sale of a Tax-Foreclosed Property Located at 3521 Vaughn Boulevard to Stockyard Renewable Real Estate, LLC, in the Amount of \$9,872.00, in Accordance with Section 34.05 of the Texas Tax Code (COUNCIL DISTRICT 5)**

The City Council approved the following recommendation: Authorize the direct sale of a tax-foreclosed property located at 3521 Vaughn Boulevard, described as Lot 10 Less ROW, Block 7 Meadow Lawn Addition, to Stockyard Renewable Real Estate, LLC, in the amount of \$9,872.00, in accordance with Section 34.05 of the Texas Tax Code; and authorize the execution and recording of the appropriate instruments conveying the property to complete the sale.

2. **M&C L-15492 - Authorize Acquisition of a Fee Simple Interest in 0.1239 Acres in an Improved Lot for the Lebow Channel Drainage Improvements Project Located at 3507 Lebow Street from Raquel and Francisco Vallejo in the Amount of \$125,000.00, Pay Estimated Closing Costs in the Amount Up to \$4,000.00 for a Total Cost of \$129,000.00 and Authorize Payment of Relocation Assistance 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 0.1239 acre in an improved lot located at 3507 Lebow Street, Fort Worth, Texas, described as Lot 15, Block 16, Dixie Wagon Manufacturing Co. Survey, from Raquel and Francisco Vallejo for \$125,000.00; find that the total purchase price in the amount of \$125,000.00 is just compensation; authorize the City Manager or his designee to accept the conveyance, pay just compensation, record the appropriate instruments and pay estimated closing costs in the amount up to \$4,000.00; and authorize the payment of relocation assistance in the amount of \$2,000.00.

3. **M&C L-15493 - Authorize Acquisition of a Fee Simple Interest in 0.014 Acres of Land for Right-of-Way and a Temporary Easement Interest in 0.027 Acres for Construction, from Ronald Ray Cheyne and Mary Pratt Baldwin Cheyne, as Co-Trustees of The Cheyne Family Trust, Located at 3700 East Rosedale Street for the East Rosedale Street Improvements Project, in the Amount of \$4,035.00 and Authorize Payment of Estimated Closing Costs in the Amount Up to \$2,000.00 (COUNCIL DISTRICT 8)**

The City Council approved the following recommendation: Authorize the acquisition of a fee simple interest in 0.014 acre of land for right-of-way and an easement interest in 0.027 acre for a Temporary Construction Easement located at 3700 East Rosedale Street, described as Block 19, Lots 9 and 10, Polytechnic Heights Addition, from Ronald Ray Cheyne and Mary Pratt Baldwin Cheyne, as Co-Trustees of The Cheyne Family Trust for the East Rosedale Street Improvement Project; find that the total purchase price of \$4,035.00 is just compensation; and authorize the City Manager or his designee to accept the conveyances, pay just compensation, record the appropriate instruments and pay estimated closing costs in the amount up to \$2,000.00.

4. **M&C L-15494 - Authorize Acquisition of a Fee Simple Interest in 0.019 Acres of Land for Right-of-Way and a Temporary Easement Interest in 0.027 Acres for Construction, Owned by DDR Washworld, Located at 3705 East Rosedale Street for the East Rosedale Street Improvements Project, in the Amount of \$8,422.00 and Authorize Payment of Estimated Closing Costs Up to \$2,000.00 (COUNCIL DISTRICT 8)**

The City Council approved the following recommendation: Authorize the acquisition of a fee simple interest in 0.019 acre of land for right-of-way and an easement interest in 0.027 acre for a Temporary Construction Easement, located at 3705 East Rosedale Street, described as Lot 6, Joe Booth Subdivision, owned by DDR Washworld, for the East Rosedale Street Improvement

Project; find that the total purchase price in the amount of \$8,422.00 is just compensation; and authorize the City Manager or his designee to accept the conveyances, pay just compensation, record the appropriate instruments and pay estimated closing costs up to \$2,000.00.

5. **M&C L-15495 - Authorize Acquisition of a Fee Simple Interest in 0.046 Acres of Land for Right-of-Way and a Temporary Easement Interest in 0.038 Acres for Construction, Owned by JBH Carwash, Located at 3611 East Rosedale Street for the East Rosedale Street Improvements Project, in the Amount of \$14,134.00 and Authorize Payment of Estimated Closing Costs Up to \$2,000.00 (COUNCIL DISTRICT 8)**

The City Council approved the following recommendation: Authorize the acquisition of a fee simple interest in 0.046 acre of land for right-of-way and an easement interest in 0.038 acre for a Temporary Construction Easement, located at 3611 East Rosedale Street, described as Block 13, Lots 13 and 14, A.S. Hall Addition, owned by JBH Carwash, for the East Rosedale Street Improvement Project; find that the total purchase price in the amount of \$14,134.00 is just compensation; and authorize the City Manager or his designee to accept the conveyances, pay just compensation, record the appropriate instruments and pay estimated closing costs up to \$2,000.00.

6. **M&C L-15496 - Authorize Acquisition of a Fee Simple Interest in 0.4493 Acres in a Vacant Lot and a Fee Simple Interest in 0.4890 Acres in an Improved Lot for the East Side II 54 Inch Water Main Project Phase I and Phase III, Located at 2500 and 2508 East Vickery Boulevard, from Salvador and Maria Villagomez in the Amount of \$80,000.00 and Authorize Payment of Estimated Closing Costs Up to \$4,000.00 for a Total Cost of \$84,000.00 (COUNCIL DISTRICT 8)**

The City Council approved the following recommendation: Authorize the acquisition of a fee simple interest in 0.4493 acre in a vacant lot and a fee simple interest in 0.4890 acre in an improved lot located at 2500 and 2508 East Vickery Boulevard, Fort Worth, Texas, described as Abstract 1590, Tract 44, John Vanriper Survey, Abstract 418, Tract 4C, John Davis and Abstract 1590, Tract 43A, John Vanriper Survey, from Salvador and Maria Villagomez, for the East Side II 54-inch Water Main Project Phase I and Phase III; find that the total purchase price in the amount of \$80,000.00 is just compensation; and authorize the City Manager or his designee to accept the conveyance, pay just compensation, record the appropriate instruments and pay estimated closing costs up to \$4,000.00.

7. **M&C L-15497 - Authorize Acquisition of a Fee Simple Interest in 0.505 Acres of Land for the Greenfield Acres Drainage Improvement Project Located at 6105 South Ridge Road Owned by David A. Frisby in the Amount of \$27,800.00 and Pay Estimated Closing Costs in the Amount Up to \$1,200.00 for a Total Cost of \$29,000.00 (COUNCIL DISTRICT 7)**

The City Council approved the following recommendation: Authorize the acquisition of a fee simple interest in 0.505 acre of land for a vacant lot located at 6105 South Ridge Road, Fort Worth, Texas, described as West ½ of Lot 11, Block 7, Greenfield Acres Addition, from David A. Frisby; find that the total purchase price in the amount of \$27,800.00 is just compensation; and authorize the acceptance of the conveyance, the recording of the appropriate instrument and payment of the estimated closing costs in the amount up to \$1,200.00.

D. Planning & Zoning - Consent Items

1. M&C PZ-3005 - Adopt Ordinance Vacating an Alley Between Cooper Street and Cannon Street to Adjacent Property Owner (COUNCIL DISTRICT 9)

The City Council approved the following recommendation: Adopt Ordinance No. 20559-01-2013 vacating and extinguishing a 20 foot alley right-of-way located between Cooper Street and Cannon Street to the adjacent property owner, described as Block 6, Edwards Heirs Addition, Fort Worth, Tarrant County, Texas and containing approximately 0.092 acre of land; 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-26033 - Authorize Execution of an Interlocal Agreement with the North Central Texas Council of Governments in the Amount of \$268,665.00 Plus a Contingency of \$25,000.00 to Conduct a Natural Resource Assessment Also Known as a Greenprinting Study of the Lake Worth Watershed and Adopt Appropriation Ordinances (COUNCIL DISTRICT 7)

The City Council approved the following recommendation: Authorize the City Manager to execute an Interlocal Agreement with the North Central Texas Council of Governments to prepare a Natural Resource Assessment, also known as a Greenprinting Study of the Lake Worth Watershed in the amount of \$268,665.00, plus a contingency of \$25,000.00; adopt Appropriation Ordinance No. 20560-01-2013 increasing the estimated receipts and appropriations in the Lake Worth Gas Lease Capital Improvement Fund in the amount of \$293,665.00, from Gas Well Revenues, for the purpose of transferring said funds to the General Fund to conduct a Greenprinting Study of the Lake Worth Watershed; authorize the transfer of funds from the Lake Worth Gas Lease Capital Improvement Fund to the General Fund; and adopt Appropriation Ordinance No. 20561-01-2013 increasing the estimated receipts and appropriations in the General Fund, from available funds, for the purpose of conducting the study.

2. M&C C-26034 - Authorize Execution of a Joint Maintenance and Use Agreement with the Tarrant Regional Water District for Rights-of-Way Along North Main Street and White Settlement Road in the Vicinity of the New Trinity River Vision Bridges and the Future Bypass Channel (COUNCIL DISTRICT 2)

The City Council approved the following recommendation: Authorize execution of a joint maintenance and use agreement with the Tarrant Regional Water District pertaining to rights-of-way along North Main Street and White Settlement Road in the vicinity of the new Trinity River Vision bridges and the future bypass channel.

- 3. M&C C-26035 - Authorize Execution of a Contract with JLB Contracting, LLC, in the Amount of \$855,322.10 from Community Development Block Grant Funds for the HMA Surface Overlay 2012-14 Project to Reconstruct Residential Streets (COUNCIL DISTRICTS 2, 3, 5, 8 and 9)**

The City Council approved the following recommendation: Authorize the execution of a contract with JLB Contracting, LLC, in the amount of \$855,322.10 from Community Development Block Grant funds for the HMA Surface Overlay 2012-14 Project to reconstruct residential streets.

- 4. M&C C-26036 - Authorize Execution of a Contract in the Amount of \$763,495.20 with McClendon Construction Company, Inc., for Pavement Reconstruction and Water and Sanitary Sewer Main Replacement on Portions of Collinwood Avenue, Penticost Street and Sanguinet Street and the Expenditure in the Amount of \$158,910.00 to Provide for Construction Contract Costs, Contingencies and Construction Services for a Project Total of \$922,406.00 and Adopt Appropriation Ordinances (COUNCIL DISTRICT 7)**

The City Council approved the following recommendation: Authorize a transfer in the amount of \$239,921.00 from the Water and Sewer Fund in the amount of \$228,337.00 to the Water Capital Projects Fund and in the amount of \$11,584.00 to the Sewer Capital Projects Fund; adopt Appropriation Ordinance No. 20562-01-2013 increasing the estimated receipts and appropriations in the Water Capital Projects Fund, from available funds, for the purpose of pavement reconstruction, water and sanitary sewer main replacement, for Collinwood Avenue, from Merrick Street to Penticost Street; Penticost Street, from El Campo Avenue to South Dead End; and Sanguinet Street, from El Campo Avenue to Birchman Street; adopt Appropriation Ordinance No. 20563-01-2013 increasing the estimated receipts and appropriations in the Sewer Capital Projects Fund, from available funds, for the same listed above; and authorize the execution of a contract with McClendon Construction Company, Inc., in the amount of \$763,495.20 for the project.

- 5. M&C C-26037 - Authorize Execution of Change Order No. 1 to City Secretary Contract No. 43144 with Estrada Concrete Company, LLC., in the Amount of \$86,930.00 for Concrete Restoration 2012-9 at Various Locations for a Total Revised Contract in the Amount of \$587,550.00 (COUNCIL DISTRICT 6)**

The City Council approved the following recommendation: Authorize the execution of Change Order No. 1 to City Secretary Contract No. 43144 with Estrada Concrete Company, LLC., in the amount of \$86,930.00, for Concrete Restoration 2012-9 at various locations thereby, revising the total contract in the amount of \$587,550.00.

6. **M&C C-26038 - Authorize Execution of a Memorandum of Understanding with the Tarrant Regional Water District to Participate in the Reverse Litter Campaign for an Annual Contribution in the Amount of \$200,000.00 with Funding in the Amounts of \$75,000.00 from the Environmental Protection Project Fund, \$75,000.00 from the Solid Waste Fund, and \$50,000.00 from the Storm Water Fund, Authorize a Transfer in the Amount of \$75,000.00 from the Environmental Protection Management Fund to the Environmental Protection Project Fund, and Adopt Appropriation Ordinances (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Adopt Appropriation Ordinance No. 20564-01-2013 increasing the estimated receipts and appropriations in the Environmental Protection Management Fund in the amount of \$75,000.00, decreasing the Assigned Fund balance by the same amount, for the purpose of transferring said funds to the Environmental Protection Project Fund for participation in the Reverse Litter Campaign; authorize the transfer in the amount of \$75,000.00 from the Environmental Protection Management Fund to the Environmental Protection Project Fund; adopt Appropriation Ordinance No. 20565-01-2013 increasing the estimated receipts and appropriations in the Environmental Protection Management Fund in the amount of \$75,000.00, from available funds, for the purpose of participating in the Reverse Litter Campaign; and authorize execution of Memorandum of Understanding with the Tarrant Regional Water District for participation in the Reverse Litter Campaign with an annual contribution in the amount of \$200,000.00.

7. **M&C C-26039 - Authorize Execution of an Air Monitoring Site License Agreement with Texas Commission on Environmental Quality for Rolling Hills Park Located at 2525 Joe B. Rushing Road (COUNCIL DISTRICT 8)**

The City Council approved the following recommendation: Authorize execution of an air monitoring site license agreement with Texas Commission on Environmental Quality for the Rolling Hills Park located at 2525 Joe B. Rushing Road for an initial term of three (3) years with a two (2) year renewal option.

9. **M&C C-26041 - Adopt Supplemental Appropriation Ordinance, Authorize Application for and Authorize Acceptance of Grant Funds from the Texas Department of Transportation in the Amount of \$45,000.00 for the Fiscal Year 2013 Impaired Driving Mobilization Program, Authorize Expenditure in the Amount of \$15,000.00 for the Required Local Match, Authorize Execution of Grant Agreement with the Texas Department of Transportation and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Adopt Supplemental Appropriation Ordinance No. 20566-01-2013 increasing the estimated receipts and appropriations in the State Asset Forfeiture Fund in the amount of \$15,000.00 and decreasing the assigned fund balance by the same amount, for the purpose of the required local match for the Texas Department of Transportation (TxDOT) Fiscal Year 2013 Impaired Driving Mobilization Program; authorize the application for and authorize the acceptance of, if awarded, the Fiscal Year 2013 Impaired Driving Mobilization Program grant in the amount of \$45,000.00 from TxDOT; authorize the execution of a contract with TxDOT for the grant; authorize the transfer in the amount of \$15,000.00 from the State Asset Forfeiture Fund to the Grants Fund for the City's required match; and adopt Appropriation Ordinance No. 20567-01-2013 increasing the estimated receipts and appropriations in the Grants Fund in the amount of \$60,000.00, subject to receipt of the grant, for the purpose of funding the Fiscal Year 2013 Impaired Driving Mobilization Program.

10. **M&C C-26042 - Authorize Execution of an Agreement with the Texas Department of Transportation for Relocation of City Water and Sewer Facilities Related to Construction of the North Tarrant Express Segment 3B (I-35W from IH-820 to US 81/287) and for Upsizing Sanitary Sewer Main 391 in the Amount of \$155,250.00 (COUNCIL DISTRICTS 2 and 4)**

The City Council approved the following recommendation: Authorize execution of an agreement with the Texas Department of Transportation for relocation of City water and sewer facilities related to construction of the North Tarrant Express Segment 3B on IH-35W from IH-820 to US 81/287 and to upsize Sanitary Sewer Main 391 in the amount of \$155,250.00.

11. **M&C C-26043 - Authorize Execution of a Contract with Red River Construction Co. in the Amount of \$571,000.00 for the Rolling Hills Water Treatment Plant Filter Cap Removal Project Located at 2500 Southeast Loop 820 (COUNCIL DISTRICT 8)**

The City Council approved the following recommendation: Authorize the execution of a contract with Red River Construction Co. in the amount of \$571,000.00 for the Rolling Hills Water Treatment Plant Filter Cap Removal Project located at 2500 Southeast Loop 820.

12. **M&C C-26044 - Authorize Engineering Agreement with Freese and Nichols, Inc., in the Amount of \$995,000.00 for Construction Management Services During the Construction of Village Creek Water Reclamation Facility Deep Bed Media Filters 1-20 Modifications (COUNCIL DISTRICT 5)**

The City Council approved the following recommendation: Authorize execution of an engineering agreement with Freese and Nichols, Inc., in the amount of \$995,000.00 for construction management services during the construction of Village Creek Water Reclamation Facility Deep Bed Media Filters 1-20 Modifications.

13. **M&C C-26045 - Authorize Execution of a Final Design Agreement with Sato Service, LLC, in the Amount of \$59,000.00 for a Series of Public Artworks to be Installed at Various Locations Along the Chisholm Trail Parkway, SH-121T, from I-30 to FM 1187 (COUNCIL DISTRICTS 3, 6 and 9)**

The City Council approved the following recommendation: Authorize entering into a final design agreement with Sato Service, LLC, in the amount of \$59,000.00 for a series of public artworks to be installed at various locations along the Chisholm Trail Parkway, SH-121T, from I-30 to FM 1187.

14. **M&C C-26046 - Authorize Execution of an Artwork Commission Contract with Jack Mackie in the Amount Up to \$61,178.00 for Fabrication, Delivery and Installation of a Sculpture with Functioning Street Clock to be Installed at 4100/4104 East Lancaster Avenue at the Intersection of Sargent Street (COUNCIL DISTRICT 8)**

The City Council approved the following recommendation: Authorize the execution of an Artwork Commission Contract with Jack Mackie in the amount up to \$61,178.00 for fabrication, delivery and installation of a sculpture with functioning street clock to be installed at 4100/4104 East Lancaster Avenue at the intersection of Sargent Street.

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. **OCS - 1873 - Notice of Claims for Alleged Damages and/or Injuries**

End of Consent Agenda.

- A. **General - Consent Items-Removed from Consent Agenda for Individual Consideration.**

1. **M&C G-17776 - Authorize Continuation of the Military Pay Supplement Benefit and Military Leave Fund Policy Until December 31, 2013 (ALL COUNCIL DISTRICTS)**

It was recommended that the City Council authorize the continuation of the Military Pay Supplement Benefit and Military Leave Fund Policy until December 31, 2013.

Mayor Price stated that military pay was a supplemental pay that the City provided and it was not something that all employers did. She further stated that it was an added benefit for the employees because the Council valued their military service and their families.

Motion: Council Member Scarth made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. G-17776 be approved. The motion carried unanimously 8 ayes to 0 nays, with Council Member Burns absent.

5. M&C G-17780 - Authorize Acceptance of an Anonymous Donation in the Amount of \$12,359.76 for the Purchase of Equipment for Various Fire Stations, Authorize Transfer in the Amount of \$12,359.76 from the Special Gifts Fund to the General Fund and Adopt Appropriation Ordinances (ALL COUNCIL DISTRICTS)

It was recommended that the City Council authorize the acceptance of a monetary donation in the amount of \$12,359.76 from an anonymous donor; authorize the transfer in the amount of \$12,359.76 from the Special Gifts Fund to the General Fund; adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Special Gifts Fund, in the amount of \$12,359.76, upon receipt of a monetary donation, for the purpose of transferring said funds to the General Fund for purchasing equipment for various fire stations; adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the General Fund, from available funds, for the purpose stated above; and authorize the purchase of equipment for various fire stations in accordance with City regulations and state laws.

Motion: Council Member Jordan made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. G-17780 be approved with appreciation and that Appropriation Ordinance Nos. 20568-13-2013 and 20569-13-2013 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Council Member Burns absent.

B. Purchase of Equipment, Materials, and Services - Consent Items – Removed from Consent Agenda for Individual Consideration

1. M&C P-11471 - Authorize Sole Source Purchase Agreement for Maintenance, Repair, Software Updates and Installation of Physical Security Surveillance, Access and Intrusion Equipment with Sentinel the Alarm Company for All City Departments in the Amount of \$925,000.00 for the First Year (ALL COUNCIL DISTRICTS)

It was recommended that the City Council authorize a sole source purchase agreement for maintenance, repair, software updates and installation of physical security surveillance, access and intrusion equipment with Sentinel the Alarm Company for all City departments in the amount of \$925,000.00 for the first year.

It was the consensus of the City Council that Mayor and Council Communication No. P-11471 be continued until the January 15, 2013, Council meeting.

E. Award of Contract - Consent Items – Removed from Consent Agenda for Individual Consideration

8. **M&C C-26040 - Authorize Execution of an Agreement with Tarrant County to Perform Blood Analysis for the Fiscal Year 2013 Texas Department of Transportation's Tarrant County No Refusal Program in the Amount of \$14,760.00 and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)**

It was recommended that the City Council authorize execution of an agreement with Tarrant County to perform blood analysis for the Fiscal Year 2013 Texas Department of Transportation's (TxDOT) Tarrant County No Refusal Program grant in the amount of \$14,760.00; and adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Grants Fund, subject to receipt of a grant from TxDOT Tarrant County No Refusal Program, for the purpose of performing blood analysis for the Fiscal Year 2013.

Mr. Robert DeBeaux, 4717 Saint Thomas Place, appeared before Council in opposition to Mayor and Council Communication No. C-26040.

Motion: Council Member Shingleton made a motion, seconded by Council Member Scarth, that Mayor and Council Communication No. C-26040 be approved and that Appropriation Ordinance No. 20570-01-2013 be adopted. The motion carried unanimously 8 ayes to 0 nays, with Council Member Burns absent.

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. Presentation of Proclamation of American Society of Civil Engineers Texas Section Centennial Celebration

Mayor Pro tem Zimmerman presented the Proclamation for the American Society of Civil Engineers Texas Section Centennial Celebration to Mr. Devon Tiner, President of the American Society of Civil Engineers Fort Worth Branch. He stated that in July of 1913, the Texas Section of the American Society of Civil Engineers (ASCE) was formed by a group of seven engineers after a Texas Good Roads meeting in Corpus Christi. He further stated that following the Good Roads meeting, announcements were sent that a meeting would be held during the State Fair of Texas on October 31, 1913, to formalize the organization with a meeting that was held in the Old Red Court House in Dallas. He pointed out that throughout the past 100 years, Texas Civil Engineers had taken a quiet, undeveloped state and transformed it into an economic and technological powerhouse for the entire nation by addressing the major technological challenges of our time, from rebuilding towns devastated by natural disasters to designing infrastructure that would take our country through the 21st century. He added that during 2013, ASCE Texas Section would celebrate 100 years of professional service and they urged all citizens and civic organizations to join together in recognition of the great achievements and cultural improvements brought about by the advancement of Civil Engineering as it is vital for the health, safety, comfort and quality of life for all Texans as they provided roads and bridges, safe drinking water, stable structures and sustainable infrastructure as well as storm and waste water systems.

Mr. Tiner expressed appreciation to the Mayor and Council for the Proclamation.

Mayor Price advised that the second special presentation would be conducted after the announcements by the City Council and staff.

X. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events

Council Member Shingleton announced that the first District 7 walk for the City's initiative on fitness and for citizens getting out and visiting their neighbors would start at Mary and Marvin Leonard Park located at 6478 Genoa Road on Saturday, January 13, 2013, at 9:00 a.m. He invited the citizens to join the Mayor and himself for the one-hour walk around the neighborhood and park.

Council Member Jordan announced that 12 months ago, Commissioner Roy Brooks, Superintendent Dan Powell and himself visited Erma Johnson Hadley, Chancellor, Tarrant County College (TCC), and requested that she review the opportunity of having a campus in the southwest segment of Fort Worth. He further stated that Ms. Hadley had indicated at that time that she did not have the resources to open a new campus in that location. He added that they offered her a second proposal of opening a campus within the Crowley School District. He stated that Superintendent Powell suggested that one story of the technical center on McCart Street in the Crowley School District be made available to TCC. He further stated that on January 7, 2013, they dedicated the new Crowley Tarrant County College Campus to accept new students and that they anticipated the population would grow between 400 and 500 students.

Council Member Scarth announced that the Fort Worth Stock Show and Rodeo would be held soon and that he had found an application for an iPhone or iPad that had the entire schedule for the Stock Show and Rodeo and that a custom schedule could be created that would provide reminders about the upcoming events.

Mayor Pro tem Zimmerman announced that on Saturday, January 12, 2013, from 10:00 a.m. until 12:00 p.m., the Veteran Memorial Air Park would host a First Flight Day celebration to commemorate the first powered flight in Fort Worth. He stated that the original flight took place on a windy afternoon on January 12, 1911, and was observed by a crowd of nearly 17,000 people. He added that the location for the event would be at the Linwood Jesse Sandoval Park at the corner of Carroll and Mercedes Street, which was close to Montgomery Plaza. He further stated that the event was free and he invited everyone to go and learn about the City's aviation heritage. He added that a mass balloon launch was scheduled for 10:45 a.m. and that there would be kite flying and paper airplanes. He stated additional information was available on the City of Fort Worth's website at www.fortworthtexas.gov and in the event there is inclement weather, the event would be canceled.

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.

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

2. Presentation of Certificate of Recognition

Mr. Richard Zavala, Director, Parks and Community Services Department, stated that the City of Fort Worth recognized Ms. Adelaide Leavens on the occasion of her retirement as Executive Director of Streams and Valleys. He further stated over the past 14 years, Adelaide Leavens had devoted her life to the job, expanding its scope and increasing her responsibilities with passion, single mindedness and clever, economical creativity. He further stated that Ms. Leavens' leadership had made certain that miles of trails were added or improved; trailheads located and completed; useful Kuticans designed, put in place and even decorated; water fountains, for both humans and dogs, as well as misters installed; public art created and enjoyed; daffodil bulbs planted and bloomed; memorial benches thoughtfully situated and dedicated; Eagle Scout projects planned and completed; and blue bird houses erected, inhabited and baby birds fledged. He pointed out that during her 14-year tenure, the Trinity River, under Ms. Leavens' careful direction and unwavering compassion, has become a treasure to behold and a destination for all in our community to enjoy, love and protect. He stated that there was no doubt that the many enhancements would forever be a testament to the dedication of Ms. Adelaide Leavens and would stand as a lasting legacy of her commitment.

A brief slide presentation was shown commemorating Ms. Leavens' achievements and Mayor Price presented her with a dozen red roses in appreciation of her work while serving as Executive Director of Streams and Valleys.

Ms. Leavens expressed appreciation to the City for its support during her tenure and the opportunities her position created.

XI. PRESENTATIONS BY THE CITY COUNCIL

1. Changes in Membership on Boards and Commissions

Motion: Council Member Jordan made a motion, seconded by Council Member Shingleton, that the individuals listed below be appointed to the Boards and Commissions as reflected, effective January 8, 2013, with terms expiring on October 1, 2014. The motion carried unanimously 8 ayes to 0 nays, with Council Member Burns absent.

- Stephanie Spann to Place 6 on the City Plan Commission and Capital Improvements Advisory Committee for Transportation Impact Fees.
- Namon Hollis, Jr., to Place 6 on the Zoning Commission and Fort Worth Alliance Airport Zoning Commission.

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

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

Mr. David Hall, Assistant Director, Planning and Development Department, introduced Mr. Paris Jones, Chair, Construction and Fire Prevention Board of Appeals.

Mr. Jones provided a brief summary of the mission and the activities over the past year, including the future goals, projects and challenges of the Construction and Fire Prevention Board of Appeals.

XIII. RESOLUTIONS

1. A Resolution Appointing the Board of Directors of FW Sports Authority, Inc.

It was recommended that the City Council adopt a Resolution appointing the Board of Directors of FW Sports Authority, Inc.

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

Motion: Council Member Espino made a motion, seconded by Council Member Moss, that Resolution No. 4161-01-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

City Secretary Kayser advised that Resolution Nos. 2 through 12 would be considered under one motion.

2. A Resolution Appointing Certain Members to the Board of Directors of Tax Increment Reinvestment Zone Number Two, City of Fort Worth, Texas, Acknowledging the Appointment of the Other Current Members of the Board and Appointing a Chairperson for the Board (Speedway TIF)

It was recommended that the City Council adopt a Resolution appointing certain members to the Board of Directors of Tax Increment Reinvestment Zone Number Two, City of Fort Worth, Texas, acknowledging the appointment of the other current members of the Board and appointing a Chairperson for the Board (Speedway TIF), effective January 1, 2013, with terms expiring as reflected.

3. A Resolution Appointing Certain Members to the Board of Directors of Tax Increment Reinvestment Zone Number Three, City of Fort Worth, Texas, Acknowledging the Appointment of the Other Current Members of the Board and Appointing a Chairperson for the Board (Downtown TIF)

It was recommended that the City Council adopt a Resolution appointing certain members to the Board of Directors of Tax Increment Reinvestment Zone Number Three, City of Fort Worth, Texas, acknowledging the appointment of the other current members of the Board and appointing a Chairperson for the Board (Downtown TIF), effective January 1, 2013, with terms expiring as reflected.

4. A Resolution Appointing Certain Members to the Board of Directors of Tax Increment Reinvestment Zone Number Four, City of Fort Worth, Texas, Acknowledging the Appointment of the Other Current Members of the Board and Appointing a Chairperson for the Board (Southside TIF)

It was recommended that the City Council adopt a Resolution appointing certain members to the Board of Directors of Tax Increment Reinvestment Zone Number Four, City of Fort Worth, Texas, acknowledging the appointment of the other current members of the Board and appointing a Chairperson for the Board (Southside TIF), effective January 1, 2013, with terms expiring as reflected.

5. A Resolution Appointing Certain Members to the Board of Directors of Tax Increment Reinvestment Zone Number Six, City of Fort Worth, Texas, Acknowledging the Appointment of the Other Current Members of the Board and Appointing a Chairperson for the Board (Riverfront TIF)

It was recommended that the City Council adopt a Resolution appointing certain members to the Board of Directors of Tax Increment Reinvestment Zone Number Six, City of Fort Worth, Texas, acknowledging the appointment of the other current members of the Board and appointing a Chairperson for the Board (Riverfront TIF), effective January 1, 2013, with terms expiring as reflected.

6. A Resolution Appointing Certain Members to the Board of Directors of Tax Increment Reinvestment Zone Number Seven, City of Fort Worth, Texas, Acknowledging the Appointment of the Other Current Members of the Board and Appointing a Chairperson for the Board (North Tarrant Parkway TIF)

It was recommended that the City Council adopt a Resolution appointing certain members to the Board of Directors of Tax Increment Reinvestment Zone Number Seven, City of Fort Worth, Texas, acknowledging the appointment of the other current members of the Board and appointing a Chairperson for the Board (North Tarrant Parkway TIF), effective January 1, 2013, with terms expiring as reflected.

7. A Resolution Appointing Certain Members to the Board of Directors of Tax Increment Reinvestment Zone Number Eight, City of Fort Worth, Texas, Acknowledging the Appointment of the Other Current Members of the Board and Appointing a Chairperson for the Board (Lancaster TIF)

It was recommended that the City Council adopt a Resolution appointing certain members to the Board of Directors of Tax Increment Reinvestment Zone Number Eight, City of Fort Worth, Texas, acknowledging the appointment of the other current members of the Board and appointing a Chairperson for the Board (Lancaster TIF), effective January 1, 2013, with terms expiring as reflected.

8. A Resolution Appointing Certain Members to the Board of Directors of Tax Increment Reinvestment Zone Number Nine, City of Fort Worth, Texas, Acknowledging the Appointment of the Other Current Members of the Board and Appointing a Chairperson for the Board (Trinity River Vision TIF)

It was recommended that the City Council adopt a Resolution appointing certain members to the Board of Directors of Tax Increment Reinvestment Zone Number Nine, City of Fort Worth, Texas, acknowledging the appointment of the other current members of the Board and appointing a Chairperson for the Board (Trinity River Vision TIF), effective January 1, 2013, with terms expiring as reflected.

9. A Resolution Appointing Certain Members to the Board of Directors of Tax Increment Reinvestment Zone Number Ten, City of Fort Worth, Texas, Acknowledging the Appointment of the Other Current Members of the Board and Appointing a Chairperson for the Board (Lone Star TIF)

It was recommended that the City Council adopt a Resolution appointing certain members to the Board of Directors of Tax Increment Reinvestment Zone Number Ten, City of Fort Worth, Texas, acknowledging the appointment of the other current members of the Board and appointing a Chairperson for the Board (Lone Star TIF), effective January 1, 2013, with terms expiring as reflected.

10. A Resolution Appointing Certain Members to the Board of Directors of Tax Increment Reinvestment Zone Number Twelve, City of Fort Worth, Texas, Acknowledging the Appointment of the Other Current Members of the Board and Appointing a Chairperson for the Board (East Berry Renaissance TIF)

It was recommended that the City Council adopt a Resolution appointing certain members to the Board of Directors of Tax Increment Reinvestment Zone Number Twelve, City of Fort Worth, Texas, acknowledging the appointment of the other current members of the Board and appointing a Chairperson for the Board (East Berry Renaissance TIF), effective January 1, 2013, with terms expiring as reflected.

11. A Resolution Appointing Certain Members to the Board of Directors of Tax Increment Reinvestment Zone Number Thirteen, City of Fort Worth, Texas, Acknowledging the Appointment of the Other Current Members of the Board and Appointing a Chairperson for the Board (Woodhaven TIF)

It was recommended that the City Council adopt a Resolution appointing certain members to the Board of Directors of Tax Increment Reinvestment Zone Number Thirteen, City of Fort Worth, Texas, acknowledging the appointment of the other current members of the Board and appointing a Chairperson for the Board (Woodhaven TIF), effective January 1, 2013, with terms expiring as reflected.

12. A Resolution Appointing Certain Members to the Board of Directors of Tax Increment Reinvestment Zone Number Fourteen, City of Fort Worth, Texas, Acknowledging the Appointment of the Other Current Members of the Board and Appointing a Chairperson for the Board (Trinity Lakes TIF)

It was recommended that the City Council adopt a Resolution appointing certain members to the Board of Directors of Tax Increment Reinvestment Zone Number Fourteen, City of Fort Worth, Texas, acknowledging the appointment of the other current members of the Board and appointing a Chairperson for the Board (Trinity Lakes TIF), effective January 1, 2013, with terms expiring as reflected.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Shingleton, that Resolution Nos. 4162-01-2013, 4163-01-2013, 4164-01-2013, 4165-01-2013, 4166-01-2013, 4167-01-2013, 4168-01-2013, 4169-01-2013, 4170-01-2013, 4171-01-2013 and 4172-01-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

XIV. ZONING HEARING

Mayor Price opened the public hearing.

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

1. ZC-12-106 - (CD 2) - Service Plus Automotive Repair & Maintenance, LLC., 9801 N. Beach Street; from: "E" Neighborhood Commercial to: "PD/E" Planned Development for all uses in "E" Neighborhood Commercial plus tire sales and service, minor auto repair, oil change, state inspections, and emissions testing, no outside storage; site plan included. (Recommended for Denial without Prejudice by the Zoning Commission)

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton, that Zoning Docket No. ZC-12-106 be denied without prejudice. The motion carried unanimously 9 ayes to 0 nays.

2. ZC-12-113 - (CD 7) - Pearl Developments LLC, 11300 - 11400 block of White Settlement Road; from: "A-5" One-Family to: "E" Neighborhood Commercial (Recommended for Approval by the Zoning Commission)

Mr. Ron Ramirez, 701 Highlander Boulevard, Suite 300, Arlington, TX 76015, completed a speaker card in support of Zoning Docket No. ZC-12-113, but did not wish to address the Council.

Motion: Council Member Shingleton made a motion, seconded by Council Member Moss, that Zoning Docket No. ZC-12-113 be approved. The motion carried unanimously 9 ayes to 0 nays.

3. ZC-12-116 - (CD 8) - McKneely Properties, 930 S. Ayers Avenue; from: "FR" General Commercial Restricted to: "J" Medium Industrial (Recommended for Approval by the Zoning Commission)

The following individuals appeared before Council in support of Zoning Docket No. ZC-12-116, but did not wish to address the Council.

Ms. Lisa Leaton, 301 Commerce Street
Mr. Floyd McKneely, 932 South Ayers Street

Motion: Council Member Allen Gray made a motion, seconded by Council Member Scarth, that Zoning Docket No. ZC-12-116 be approved. The motion carried unanimously 9 ayes to 0 nays.

4. ZC-12-128 - (CD 2) - David McDavid, 4621 Keller Hicks Road; from: "I" Light Industrial to: "A-5" One-Family (Recommended for Approval by the Zoning Commission)

Council Member Espino requested the applicant to approach the podium and asked if he was aware of any opposition from the North Fort Worth Alliance.

Mr. Ross Calhoun stated that he had received a letter from the Woodland Springs Homeowners' Association in support of this application as long as the property was not annexed into the Woodland Springs Association and that he assured them it would be a freestanding location, would have a separate name and would not be part of the recreational facilities. He further stated that he was unaware of any opposition.

Council Member Espino stated that he would continue this zoning case until January 15, 2013, and asked Mr. Calhoun to meet with Mr. Rusty Fuller of the North Fort Worth Alliance to address their concerns.

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton, that Zoning Docket No. ZC-12-128 be continued until the January 15, 2013, Council meeting. The motion carried unanimously 9 ayes to 0 nays.

5. SP-12-010 - (CD 7) - Will Ed Wadley (Taylor's Rental), 220 University Drive; Amend PD-458 site plan to add a building and carport for existing buildings. (Recommended for Approval by the Zoning Commission)

Mr. Joe Hardin, 8328 Thorncrest Court, North Richland Hills, TX 76182, completed a speaker card in support of Zoning Docket No. SP-12-010, but did not wish to address the Council.

Motion: Council Member Shingleton made a motion, seconded by Council Member Jordan, that Zoning Docket No. SP-12-010 be approved. The motion carried unanimously 9 ayes to 0 nays.

6. ZC-12-131 - (CD 8) - SGD-121 FW, LLC, 109 N. Chandler Drive; from: "G" Intensive Commercial and "PD-99" Planned Development for all uses in the "G" Intensive Commercial District and an office warehouse (for package delivery service subject to the site plan submitted), site plan required to: Amend "PD-99" Planned Development to include warehousing for equipment, supplies and other inert materials and the outdoor storage of landscaped trees, plant life, soil/rocks used in landscaping, and other inert landscape materials; site plan included. (Recommended for Approval by the Zoning Commission as Amended for an 8 ft. red cedar fence on the south and west sides)

Mr. Jim Schell, 901 Washington Terrace, completed a speaker card in support of Zoning Docket No. ZC-12-131, but did not wish to address the Council.

Motion: Council Member Allen Gray made a motion, seconded by Mayor Pro tem Zimmerman, that Zoning Docket No. ZC-12-131 be approved. The motion carried unanimously 9 ayes to 0 nays.

7. ZC-12-132 - (CD 7) - Langley Corp (Hudson & Hudson), Deecorp Properties Ltd., 9551 & 9601 Blue Mound Road, 10600 - 10800 blocks of NW US 287; from: "AG" Agricultural and "I" Light Industrial to: "A-7.5" One-Family; "A-5" One-Family; "C" Medium Density Multifamily and "F" General Commercial (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-12-132, but did not wish to address the Council.

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino, that Zoning Docket No. ZC-12-132 be approved. The motion carried unanimously 9 ayes to 0 nays.

8. ZC-12-135 - (CD 8) - Rodrigo Armendariz, 1920 & 1924 Belzise Terrace; from: "B" Two-Family to: "PD/B" Planned Development for all uses in "B" Two-Family plus granite cutting workshop; site plan included. (Recommended for Denial by the Zoning Commission)

Motion: Council Member Allen Gray made a motion, seconded by Council Member Scarth, that Zoning Docket No. ZC-12-135 be denied. The motion carried unanimously 9 ayes to 0 nays.

9. ZC-12-136 - (CD 7) - Mexican Eats Cafe, 4713 Camp Bowie Boulevard; from: "C" Medium Density Multifamily to: "E" Neighborhood Commercial (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-12-136, but did not wish to address the Council.

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman, that Zoning Docket No. ZC-12-136 be approved. The motion carried unanimously 9 ayes to 0 nays.

There being no one else present desiring to be heard in connection with the recommended changes and amendments pertaining to Zoning Ordinance No. 13896 for the above listed cases, Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman, that the hearing be closed and that Ordinance No. 20571-01-2013 be adopted. The motion carried 9 ayes to 0 nays.

XV. REPORT OF THE CITY MANAGER

A. Benefit Hearing - None

B. General

1. M&C G-17781 - Authorize Payment of the City of Fort Worth's Assessed Pro Rata Allocation of the Tarrant Appraisal District's Budget for January through December 2013 for the Amount Up to \$2,184,303.02 (ALL COUNCIL DISTRICTS)

It was recommended that the City Council authorize payment for the amount up to \$2,184,303.02 for the City of Fort Worth's assessed pro rata allocation of the Tarrant Appraisal District's 2013 budget for the months of January through December 2013.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. G-17781 be approved. The motion carried unanimously 9 ayes to 0 nays.

C. Purchase of Equipment, Materials, and Services

1. M&C P-11477 - Authorize Purchase Agreement for Expo Horse Stalls from McCoy's Building Supply, Inc., for the Public Events Department in the Amount of \$1,266,467.00 for the First Year and Adopt Appropriation Ordinance Increasing Appropriations in the Culture and Tourism Fund in the Amount of \$1,266,467.00 and Decreasing the Assigned Culture and Tourism Fund Balance by the Same Amount (COUNCIL DISTRICT 7)

It was recommended that the City Council authorize a purchase agreement for Expo Horse Stalls from McCoy's Building Supply, Inc., for the Public Events Department in the amount of \$1,266,467.00; and adopt a Supplemental Appropriation Ordinance increasing the estimated receipts and appropriations in the Culture and Tourism Fund in the amount of \$1,266,467.00, decreasing the assigned Culture and Tourism Fund balance by the same amount, for the purpose of purchasing portable horse stalls for equestrian events at Will Rogers Memorial Center.

Motion: Council Member Burns made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. P-11477 be approved and Supplemental Appropriation Ordinance No. 20572-01-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

D. Land

1. M&C L-15485 - Adopt Resolution Consenting to the Sale of a Tax-Foreclosed Property Located at 1919 Avenue D to Efrain D. Negrete in the Amount of \$3,777.05, in Accordance with Section 34.05 of the Texas Property Tax Code (COUNCIL DISTRICT 8) (Continued from a Previous Meeting)

It was recommended that the City Council adopt a Resolution consenting to the sale of a tax-foreclosed property located at 1919 Avenue D, Fort Worth, Texas, to Efrain D. Negrete in the amount of \$3,777.05, in accordance with Section 34.05 of the Texas Property Tax Code; and authorize the execution and recording of the appropriate instruments conveying the property to complete the sale.

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

Motion: Council Member Allen Gray made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication No. L-15485 be approved, and that substituted Resolution No. 4173-01-2013, that was passed out at the dais and was with the City Secretary, be adopted.

2. M&C L-15498 - Authorize Condemnation by Eminent Domain of an Easement Interest in 0.032 Acres of Land for a Sewer Easement, Located at 2312 Hanna Avenue, Owned by Jose Antonio Garcia and Norma Garcia, for the Sanitary Sewer Rehab Contract (COUNCIL DISTRICT 2)

It was recommended that the City Council declare that negotiations between the City and the landowners were unsuccessful due to the inability to agree on a purchase price to acquire approximately 0.032 acre of land for a permanent sewer easement on land owned by Jose Antonio Garcia and Norma Garcia and known as 2312 Hanna Avenue, Rosen Heights First Filing Addition, Lot 18, Block 39, Tarrant County, Texas, for the purpose of replacing sewer line; declare the necessity to acquire the described easement interest in the subject property for the sanitary sewer rehabilitation; authorize the City Attorney to institute condemnation by eminent domain proceedings to acquire the described easement interest in the property; authorize payment pursuant to an award of commissioners or negotiated settlement; and authorize the City Manager or his designee to accept and record appropriate instruments.

Motion: Council Member Espino made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. L-15498 be approved and that the Fort Worth City Council authorize the use of the power of eminent domain to acquire an easement interest in 0.032 acre of land for the sanitary sewer easement, out of the Rosen Heights First Filing, Lot 18, Block 39, also known as 2312 Hanna Avenue, for the City to replace the existing sewer lines with new lines. The easement the City seeks is further described in the metes and bounds and survey documents attached to Mayor and Council Communication No. L-15498. The motion carried unanimously 9 ayes to 0 nays.

3. M&C L-15499 - Authorize Condemnation by Eminent Domain of a Fee Simple Interest in 0.088 Acres of Land for Right-of-Way and 0.141 Acres for a Temporary Construction Easement Located at 7001 Boat Club Road, Owned by Piedmont Boat Club Partners, LP, for the Widening of Robertson Road (COUNCIL DISTRICT 7)

It was recommended that the City Council declare that negotiations between the City and the landowner were unsuccessful due to the inability to agree on a purchase price to acquire a fee simple interest in 0.088 acre of land for right-of-way and 0.141 acre for a temporary construction easement located at 7001 Boat Club Road, described as Lot 3, Block A, Eagle Ranch Business Park III, owned by Piedmont Boat Club Partners, LP, for the widening of Robertson Road; declare the necessity to acquire a fee simple and easement interest in the subject property for the widening of Robertson Road; authorize the City Attorney to institute condemnation by eminent domain proceedings to acquire a fee simple and easement interest in the property; authorize the payment pursuant to an award of commissioners and/or upon negotiated settlement in lieu of condemnation by eminent domain; and authorize the City Manager or his designee to accept and record the appropriate instruments.

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. L-15499 be approved and that the Fort Worth City Council authorize the use of the power of eminent domain to acquire a 0.088 acre tract of land for right-of-way and 0.141 acre for temporary construction, located at 7001 Boat Club Road, owned by Piedmont Boat Club Partners, LP. The purchase of the right-of-way and easement interests are needed for the widening of Robertson Road from a two (2) lane to a four (4) lane undivided roadway from Boat Club Road to west of Lake Country Drive, to provide increased capacity for traffic flow in North Fort Worth. The fee simple right-of-way and the easement interests are described by metes and bounds and depicted by survey plats attached to Mayor and Council Communication No. L-15499. The motion carried unanimously 9 ayes to 0 nays.

4. M&C L-15500 - Authorize Condemnation by Eminent Domain of a Fee Simple Interest in 0.1290 Acres of Vacant Land Located at 8567 Old Denton Road Owned by the McNeill Family Partnership for the Old Denton Road Widening Project from Golden Triangle Boulevard to Heritage Trace Parkway (COUNCIL DISTRICT 2)

It was recommended that the City Council declare that negotiations between the City and the landowner to acquire a fee simple interest in 0.1290 acre of vacant land owned by the McNeill Family Partnership and known as 8567 Old Denton Road, Abstract No. 999, Tract 1C02, of the William McCowen Survey, City of Fort Worth, Tarrant County, Texas, were unsuccessful because of the inability to reach an agreement to purchase; declare the necessity to acquire the fee simple interest in the subject property for the widening of Old Denton Road from Golden Triangle Boulevard to Heritage Trace Parkway; authorize the City Attorney to institute condemnation by eminent domain proceedings for a fee simple interest in 0.1290 acre of vacant land to be used for right-of-way; authorize the payment pursuant to an award of commissioners and/or upon negotiated settlement in lieu of condemnation by eminent domain; and authorize the acceptance and recording of appropriate instruments.

Motion: Council Member Espino made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. L-15500 be approved and that the Fort Worth City Council authorize the use of the power of eminent domain to acquire 0.1290 acre for a fee simple right-of-way from the McNeill Family Partnership needed for the Old Denton Road Widening Project from the tract of land known as Abstract No. 999, Tract 1C02, William McCowens Survey, Tarrant County, Texas, also known as 8567 Old Denton Road located Northwest of the corner of Old Denton Road and North Tarrant Parkway. The land rights will be used to widen Old Denton Road to a four (4) lane divided arterial from Golden Triangle Boulevard to Heritage Trace Parkway. The necessary right-of-way is described by metes and bounds and depicted by survey plats attached to Mayor and Council Communication No. L-15500. The motion carried unanimously 9 ayes to 0 nays.

E. Planning & Zoning

1. [M&C PZ-3006 - Authorize Institution of the Annexation and Adoption of an Ordinance for the City-Initiated Annexation of Approximately 115.8 Acres of Land in Tarrant County, Texas, Located South of Avondale-Haslet Road and East of Willow Springs Road \(COUNCIL DISTRICT 7\)](#)

It was recommended that the City Council authorize the institution of annexation and the adoption an Ordinance declaring certain findings; providing for the extension of certain boundary limits of the City of Fort Worth; providing for the annexation of an approximately 115.8 acre tract of land situated in Tarrant County in the C. Boyd Survey, Abstract Number 212, the W. Bramlett Survey, Abstract Number 227, and the M.E.P.& P. RR Co. Survey #13, Abstract Number 1129; situated about 14.5 miles north 11 degrees west of the Tarrant County Courthouse, Texas (Case No. AX-12-006) which said territory lies adjacent to and adjoins the present corporate boundary limits of Fort Worth, Texas; providing that the territory annexed shall bear its pro rata part of taxes; providing that the inhabitants thereof shall have all the privileges of all the citizens of Fort Worth, Texas.

The following individuals completed comment cards in opposition to Mayor and Council Communication No. PZ-3006.

Mr. James Jordan, 1321 Avondale Haslet Road, Haslet, TX 76052

Ms. Sheila Jordan, 1321 Avondale Haslet Road, Haslet, TX 76052

Mr. Kevin Jones, 500 Lonesome Trail, Haslet, TX 76052

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication No. PZ-3006 be approved and Ordinance No. 20573-01-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

2. M&C PZ-3007 - Authorize Institution of the Annexation and Adoption of an Ordinance for the City-Initiated Annexation of Approximately 94.8 Acres of Land in Tarrant County, Texas, Located West of Old Decatur Road and South of W.J. Boaz Road (COUNCIL DISTRICT 7)

It was recommended that the City Council authorize institution of annexation and adopt an Ordinance declaring certain findings; providing for the extension of certain boundary limits of the City of Fort Worth; providing for the annexation of an approximately 94.8 acre tract of land situated in Tarrant County in the A. F. Albright Survey, Abstract Number 1849, and the I & G N RR Co. Survey, Abstract Number 834; situated about 7.9 miles north 25 degrees west of the Tarrant County Courthouse, Texas (Case No. AX-12-007) which said territory lies adjacent to and adjoins the present corporate boundary limits of Fort Worth, Texas; providing that the territory annexed shall bear its pro rata part of taxes; providing that the inhabitants thereof shall have all the privileges of all the citizens of Fort Worth, Texas.

Mr. Ronnie Long, 1725 Staree Lane, Saginaw, TX 76179, appeared before Council in opposition of Mayor and Council Communication No. PZ-3007.

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. PZ-3007 be approved, authorizing the institution of the annexation of approximately 94.8 acres of land; however, delaying the adoption of the Ordinance until the February 12, 2013, Council meeting. The motion carried unanimously 9 ayes to 0 nays.

3. M&C PZ-3008 - Adopt Resolution Amending the City's Three-Year Annexation Plan to Add Approximately 287.0 - Acre Tract of Land Located South of Blue Mound Road and West of the City of Haslet (COUNCIL DISTRICT 7)

It was recommended that the City Council approve a Resolution amending the City's three (3) year annexation plan to add approximately 287.0-acre tract of land, located south of Blue Mound Road and west of the City of Haslet, out of the Henry Robertson Survey, Abstract Number 1259 and the James Righly Survey, Abstract 1268, including the Lonesome Dove Estates Subdivision, in Tarrant County to the plan.

The following individuals appeared before Council in opposition to Mayor and Council Communication No. PZ-3008.

Ms. Monica Maiden, 225 Lonesome Star Trail, Haslet, TX 76052
Ms. Heidi Barnett, 325 Lonesome Prairie Trail, Haslet, TX 76052
Mr. Douglas Harrison, 516 Singing Quail Trail, Haslet, TX 76052
Mr. Jeremy Blackwell, 600 Singing Quail Trail, Haslet, TX 76052
Mr. Robert Popp, 416 Lonesome Star Trail, Haslet, TX 76052
Mr. Alan Kuhn, 500 Lonesome Prairie Trail, Haslet, TX 76052

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Mr. James Castle, 216 Lonesome Star Trail, Haslet, TX 76052
Ms. Vicki Hurst-Lamb, 317 Singing Quail Trail, Haslet, TX 76052
Mr. Jody Lamb, 317 Singing Quail Trail, Haslet, TX 76052
Mr. Don Ritter, 224 Lonesome Prairie Trail, Haslet, TX 76052
Ms. Kerry Ritter, 224 Lonesome Prairie Trail, Haslet, TX 76052
Mr. Robert Marterella, 11217 Dove Valley Trail, Haslet, TX 76052
Ms. Misty Leger, 11125 Gray Dove Lane, Haslet, TX 76052
Mr. Jon Paul Leger, 11125 Gray Dove Lane, Haslet, TX 76052
Mr. Kevin Kime, 401 Lonesome Star Trail, Haslet, TX 76052
Mr. Tony Danna, 217 Lonesome Star Trail, Haslet, TX 76052
Mr. Kenneth Maiden, 225 Lonesome Star Trail, Haslet, TX 76052
Mr. Brice Loney, 11100 Lonesome Mountain Trail, Haslet, TX 76052
Mr. Kenneth Summerford, 333 Singing Quail Trail, Haslet, TX 76052
Mr. Steve Sims, 625 Lonesome Trail, Haslet, TX 76052
Mr. Erik Hojem, 616 Lonesome Prairie Trail, Haslet, TX 76052
Mr. Charles Sparks, 201 Lonesome Star Trail, Haslet, TX 76052
Mr. Josh Daniels, 625 Lonesome Prairie Trail, Haslet, TX 76052
Mr. Todd Barnett, 325 Lonesome Prairie Trail, Haslet, TX 76052
Mr. Phillip Holt, 717 Lonesome Star Trail, Haslet, TX 76052
Mr. Jeff Judge, 717 Lonesome Prairie Trail, Haslet, TX 76052
Mr. John Roberts, 632 Lonesome Star Trail, Haslet, TX 76052
Mr. Kent Morrison, 624 Lonesome Prairie Trail, Haslet, TX 76052
Ms. Lisa Duncelman, 209 Lonesome Prairie Trail, Haslet, TX 76052
Mr. Tim Wallace, 11124 Lonesome Mountain Trail, Haslet, TX 76052
Mr. Rian Gourley, 11117 Dove Valley Trail, Haslet, TX 76052
Mr. Alan Bice, 400 Lonesome Star Trail, Haslet, TX 76052
Mr. Eric Wilson, 601 Lonesome Trail, Haslet, TX 76052
Ms. Michelle Hojem, 616 Lonesome Prairie Trail, Haslet, TX 76052
Ms. Karin Kilburn, 616 Lonesome Star Trail, Haslet, TX 76052
Ms. Cheryl Kelly, 408 Singing Quail Trail, Haslet, TX 76052
Mr. David Reeves, 11233 Dove Valley Trail, Haslet, TX 76052
Mr. George Allen, 200 Lonesome Prairie Trail, Haslet, TX 76052
Mr. Steve Wyres, 300 Singing Quail Trail, Haslet, TX 76052
Ms. Nolvvia Pruitt, 517 Lonesome Trail, Haslet, TX 76052
Mr. Brent Bauer, 517 Lonesome Star Trail, Haslet, TX 76052
Ms. Janice Barnes, 516 Lonesome Star Trail, Haslet, TX 76052
Ms. Donna Sumerford, 333 Singing Quail Trail, Haslet, TX 76052
Mr. Patrick Hollifield, 417 Singing Quail Trail, Haslet, TX 76052
Mr. Daniel Bernhardt, 416 Singing Quail Trail, Haslet, TX 76052
Ms. Candis Bernhardt, 416 Singing Quail Trail, Haslet, TX 76052
Mr. Larry Kelly, 408 Singing Quail Trail, Haslet, TX 76052
Mr. Craig Blum, 509 Lonesome Prairie Trail, Haslet, TX 76052
Mr. Mike Warwick, 409 Singing Quail Trail, Haslet, TX 76052

The following individuals completed comment cards in opposition to Mayor and Council Communication No. PZ-3008.

Mr. Brian Davis, 301 Lonesome Prairie Trail, Haslet, TX 76052
Ms. Marcia Wood, 217 Singing Quail Trail, Haslet, TX 76052
Mr. Steve Wood, 217 Singing Quail Trail, Haslet, TX 76052
Mr. Craig Harriman, 309 Singing Quail Trail, Haslet, TX 76052
Ms. Carrie Roberts, 632 Lonesome Star Trail, Haslet, TX 76052
Ms. Traci Wilisie, 617 Lonesome Star Trail, Haslet, TX 76052
Ms. Judy Wilkinson, 608 Lonesome Prairie Trail, Haslet, TX 76052
Ms. Sandra Magbuhat, 633 Lonesome Prairie Trail, Haslet, TX 76052
Ms. Rachel Harrison, 516 Singing Quail Trail, Haslet, TX 76052
Mr. Bob Cooley, 224 Lonesome Star Trail, Haslet, TX 76052
Mr. Russell Ballard, 201 Singing Quail Trail, Haslet, TX 76052
Ms. Kelsey Ballard, 201 Singing Quail Trail, Haslet, TX 76052
Ms. Melissa Kime, 401 Lonesome Star Trail, Haslet, TX 76052
Mr. Scott Russell, 11316 Lonesome Mountain Trail, Haslet, TX 76052
Mr. John Roberts, 632 Lonesome Star Trail, Haslet, TX 76052
Mr. Danny Reed, 501 Singing Quail Trail, Haslet, TX 76052
Mr. Lee Godbold, 500 Singing Quail Trail, Haslet, TX 76052
Ms. Judy Reed, 501 Singing Quail Trail, Haslet, TX 76052
Mr. Danny Reed, 501 Singing Quail Trail, Haslet, TX 76052
Mr. John Rinehart, 325 Lonesome Star Trail, Haslet, TX 76052
Ms. Janice Rinehart, 325 Lonesome Star Trail, Haslet, TX 76052
Ms. Dawn Fritz, 416 Lonesome Trail, Haslet, TX 76052
Ms. Teresa Bell, 500 Lonesome Trail, Haslet, TX 76052
Mr. Arthur Starnes, 509 Singing Quail Trail, Haslet, TX 76052
Ms. Kirsten Wilson, 601 Lonesome Trail, Haslet, TX 76052
Ms. Dorothy Jones, 624 Lonesome Trail, Haslet, TX 76052
Mr. Matt Fritz, 416 Lonesome Trail, Haslet, TX 76052
Ms. Tracy Bice, 400 Lonesome Star Trail, Haslet, TX 76052
Mr. Elke Yates, 408 Lonesome Trail, Haslet, TX 76052
Ms. Karen Morrison, 624 Lonesome Prairie Trail, Haslet, TX 76052
Mr. Harold Yates, 408 Lonesome Trail, Haslet, TX 76052
Mr. Chad Crocker, 400 Lonesome Prairie Trail, Haslet, TX 76052

Council Member Shingleton expressed his appreciation to the residents who spoke and those who provided comment cards. He stated that there had been misinformation and that the reason for the annexation was not a monetary issue. He stated that if the item was approved, residents would enter a three-year plan and that they would not have to pay taxes until January 31, 2018. He further stated that he wanted to go to their neighborhood with City staff and conduct a meeting to address the concerns of everyone in the area.

Motion: Council Member Shingleton made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. PZ-3008 be continued until the July 9, 2013, Council meeting. The motion carried unanimously 9 ayes to 0 nays.

F. Award of Contract

1. M&C C-26031 - Authorize Execution of a Professional Services Agreement with O.R. Colan Associates of Illinois, LLC, in an Amount Not to Exceed \$1,180,000.00 for Services Related to the Acquisition of Four Rural Residential Properties and 223 Avigation Easements as Outlined in the Noise Compatibility Plan for Alliance Airport (COUNCIL DISTRICT 2) (Continued from a Previous Meeting)

It was recommended that the City Council authorize a professional services agreement with O.R. Colan Associates of Illinois, LLC, in an amount not to exceed \$1,180,000.00 for services related to the acquisition of four (4) rural residential properties and 223 avigation easements as outlined in the Noise Compatibility Plan for Alliance Airport.

It was the consensus of the City Council that Mayor and Council Communication No. C-26031 be continued until the January 29, 2013, Council meeting.

2. M&C C-26047 - Authorize Execution of Development Agreements in Lieu of Annexation with Multiple Property Owners for Property Located South of Avondale-Haslet Road and East of Willow Springs Road, and for Property Located West of Old Decatur Road and South of W. J. Boaz Road (COUNCIL DISTRICT 7)

It was recommended that the City Council authorize the City Manager to execute five (5) year development agreements between the City and various property owners for the application of development standards in lieu of annexation for property located south of Avondale-Haslet Road and east of Willow Springs Road in unincorporated Tarrant County; and execute five (5) year development agreements between the City and two (2) property owners, for the application of development standards in lieu of annexation for property located west of Old Decatur Road and south of W. J. Boaz Road in unincorporated Tarrant County.

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication No. C-26047 be approved. The motion carried unanimously 9 ayes to 0 nays.

3. M&C C-26048 - Authorize Execution of a Contract with McClendon Construction Co., Inc., in the Amount of \$1,429,500.00 for Pavement Reconstruction and Water and Sanitary Sewer Main Replacement on Eight Street Segments and Expenditure in the Amount of \$247,451.00 for Contingencies and Staff Construction Services for a Project Total Amount of \$1,676,951.00 and Adopt Appropriation Ordinances (COUNCIL DISTRICT 9)

It was recommended that the City Council authorize the transfer of \$637,716.00 from the Water and Sewer Fund in the amounts of \$511,216.00 to the Water Capital Projects Fund and \$126,500.00 to the Sewer Capital Projects Fund; authorize the execution of a contract with McClendon Construction Co., Inc., in the amount of \$1,429,500.00 for pavement reconstruction, water and sanitary sewer main replacement for West Baltimore Avenue, from Lipscomb Street to Travis Avenue; Glenco Terrace, from Warner Road to Stanley Avenue; West Lowden Street, from Gordon Avenue to Stanley Avenue; Ryan Place Drive, from Elizabeth Drive to Carlock Street; South Henderson Street, from Jessamine Street to Carlock Street; West Jessamine Street, from College Avenue to Lipscomb Street; Lipscomb Street, from Page Street to Jessamine Street; and West Myrtle Street, from South Henderson Street to College Avenue; adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Water Capital Projects Fund, from available funds, for the purpose of pavement reconstruction, water and sanitary sewer main replacement for the streets listed above; and adopt an Ordinance increasing the estimated receipts and appropriations in the Sewer Capital Projects Fund, from available funds, for the purpose of pavement reconstruction, water and sanitary sewer main replacement for the streets listed above.

Motion: Council Member Burns made a motion, seconded by Council Member Scarth, that Mayor and Council Communication No. C-26048 be approved and Appropriation Ordinance Nos. 20574-01-2013 and 20575-01-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

4. M&C C-26049 - Authorize Execution of a Contract with Conatser Construction TX, LP, in the Amount of \$1,018,970.00 for Pavement Reconstruction, Water and Sanitary Sewer Main Replacement in Portions of Northwest 23rd Street, Northwest 24th Street, Belle Avenue, and Macie Avenue and the Expenditure in the Amount of \$199,951.50 for Contingencies and Construction Services for a Project Total in the Amount of \$1,218,921.50 and Adopt Appropriation Ordinances (COUNCIL DISTRICT 2)

It was recommended that the City Council authorize the transfer in the amount of \$315,612.50 from the Water and Sewer Fund, in the amounts of \$271,071.50 to the Water Capital Projects Fund and \$44,541.00 to the Sewer Capital Projects Fund; adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Water Capital Projects Fund from available funds, for the purpose of pavement reconstruction and water and sanitary sewer main replacement for Northwest 23rd Street, from Hanna Avenue to Belle Avenue; Northwest 24th Street, from Belle Avenue to Dodge Avenue; Belle Avenue, from Northwest 22nd Street to Northwest 23rd Street; Macie Street, from Northwest 24th Street to Azle Avenue; adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Sewer Capital Projects Fund, from available funds, for the purpose of pavement reconstruction and water and sanitary sewer main replacement for the streets listed above; and authorize the

execution of a contract with Conatser Construction TX, LP, in the amount of \$1,018,970.00 for the project.

Motion: Council Member Espino made a motion, seconded by Council Member Scarth, that Mayor and Council Communication No. C-26049 be approved with appreciation to staff and Appropriation Ordinance Nos. 20576-01-2013 and 20577-01-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

5. M&C C-26050 - Authorize Execution of a Contract with McClendon Construction Co., Inc., in the Amount of \$1,929,636.44 for the Construction of Keller-Hicks Road from 800 Feet East of Alta Vista Road to Park Vista Boulevard and \$77,363.56 for Contingencies, \$40,000.00 for City Furnished Materials, and \$202,000.00 for Construction Services for a Project Total in the Amount of \$2,249,000.00 and Adopt Appropriation Ordinances (COUNCIL DISTRICT 2)

It was recommended that the City Council adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Special Assessments Fund in the amount of \$343,404.68, from available funds, for the purpose of the construction of Keller-Hicks Road, from 800 feet east to Alta Vista Road to Park Vista Boulevard; authorize the transfer in the amount of \$343,404.68 from the Special Assessments Fund to the 2007 Critical Capital Projects Fund; adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the 2007 Critical Capital Projects Fund, from available funds, for the purpose of the road construction project; and authorize execution of a contract in the amount of \$1,929,636.44 with McClendon Construction Co., Inc., for the road construction project.

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. C-26050 be approved with appreciation to the Transportation Public Works (TPW) Department and Appropriation Ordinance Nos. 20578-01-2013 and 20579-01-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

6. M&C C-26051 - Authorize Execution of a Contract with Mario Sinacola & Sons Excavating, Inc., in the Amount of \$4,738,543.04 for the Construction of North Beach Street from Vista Meadows Drive to South of Shiver Road and the Expenditure in the Amount of \$189,456.96 for Contingencies, the Amount of \$150,000.00 for City Furnished Materials and the Amount of \$491,000.00 for Construction Services for a Project Total Amount of \$5,569,000.00 (COUNCIL DISTRICT 2)

It was recommended that the City Council authorize the execution of a contract with Mario Sinacola & Sons Excavating, Inc., in the amount of \$4,738,543.04 for the construction of North Beach Street from Vista Meadows Drive to south of Shiver Road and the expenditure in the amount of \$189,456.96 for contingencies, the amount of \$150,000.00 for City furnished

materials and the amount of \$491,000.00 for construction services, for a project total amount of \$5,569,000.00.

Motion: Council Member Espino made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. C-26051 be approved. The motion carried unanimously 9 ayes to 0 nays.

7. M&C C-26052 - Authorize Execution of a Contract with McMahon Contracting L.P., in the Amount of \$1,237,229.62 for the Lebow Channel Roadway Crossing Replacement at Dewey Street (COUNCIL DISTRICT 2)

It was recommended that the City Council authorize the execution of a contract with McMahon Contracting, L.P., in the amount of \$1,237,229.62 for construction of the Lebow Channel Roadway Crossing Replacement at Dewey Street Project.

Motion: Council Member Espino made a motion, seconded by Council Member Jordan, that Mayor and Council Communication No. C-26052 be approved. The motion carried unanimously 9 ayes to 0 nays.

8. M&C C-26053 - Authorize Acceptance of a Grant and Execution of a Contract with the Texas Department of Housing and Community Affairs for the Community Services Block Grant Program in the Amount Up to a Total of \$1,800,000.00 Through December 31, 2013, Authorize Interfund Loan, Waive Indirect Costs and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)

It was recommended that the City Council authorize the acceptance of a grant and the execution of an extension of contract with the Texas Department of Housing and Community Affairs in the amount up to \$1,800,000.00 for the 2013 Community Services Block Grant program; authorize a non-interest bearing interfund loan from the fund balance of the General Fund to the Grants Fund in the amount of \$300,000.00 for interim financing of this grant project pending contract execution; adopt an Appropriation Ordinance increasing the estimated receipts and appropriations in the Grants Fund in the amount of \$1,800,000.00, subject to receipt of the grant, for the purpose of funding the Community Services Block Grant Program through December 31, 2013; and waive indirect costs.

Motion: Council Member Scarth made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. C-26048 be approved and Appropriation Ordinance No. 20580-01-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

XVI. CITIZEN PRESENTATIONS

Ms. Jackie Barnd, 7249 Specklebelly Lane, appeared before Council relative to the Attorney General amendment to the gas drilling ordinance.

Ms. Mary Kelleher, 7901 Randol Mill Road, appeared before Council relative to the flooding forecast for areas southeast of Trinity Boulevard. Ms. Kelleher was referred to Ms. Dana Burghdoff, Deputy Director, Planning and Development Department.

Council Member Burns requested staff to provide Council with a report relative to Ms. Kelleher's presentation.

Mr. Cleveland Harris, 1037 Colvin Street, appeared before Council relative to the Wal-Mart project that was going on in southeast Fort Worth.

Mr. Craig Sheets, Fullerton, CA, appeared before Council relative to oil, drugs and weapons.

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

XVIII. ADJOURNMENT

There being no further business, Mayor Price adjourned the Regular Meeting at 9:14 p.m., in memory of Ms. Ruth Carter Stevenson. She stated that Ms. Stevenson was the daughter of Amon Carter who was a Star-Telegram publisher and a Fort Worth legend. She further stated that Ms. Stevenson led the opening of the Amon Carter Museum in 1961 and that she had served as President of the board. She added that she was a key player in the museum's expansion and growing collections being offered in Fort Worth, which was one of the finest in the world. She stated that Ms. Stevenson was a charming and elegant leader driven to leave Fort Worth a better place than she found it. She added that she made a huge impact on the community and that she would be missed.

No Documents for this Section

To the Mayor and Members of the City Council

January 15, 2013

Page 1 of 2



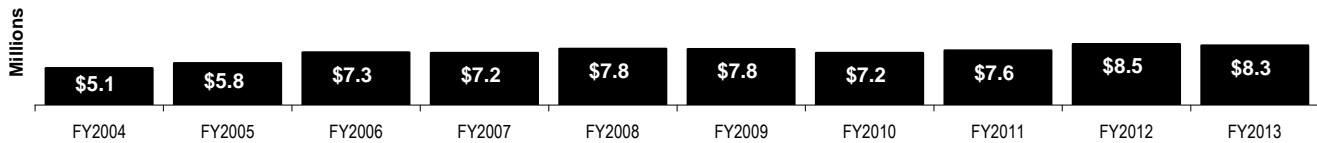
SUBJECT: November 2012 – Sales Tax Update

Sales tax revenue represents approximately 20% of the City’s General Fund budget. Staff is committed to providing you regular updates on this important and sometimes volatile revenue source. The Texas Comptroller’s Office posted results on January 9th. The results are dependent upon the timeliness and accuracy of sales tax payers’ returns. This payment from the State represents taxes collected on sales that occurred primarily in the month of November. In this report, you will see Fort Worth’s sales tax collection compared to last year and the impact on the current year’s budget.

MONTHLY NET SALES TAX COLLECTIONS FOR NOVEMBER

CITY OF FORT WORTH

November 2012	\$8,267,979	<u>DOLLAR VARIANCE</u>	↓	<u>% VARIANCE</u>	↓
November 2011	\$8,466,199	(\$198,220)		-2.3%	

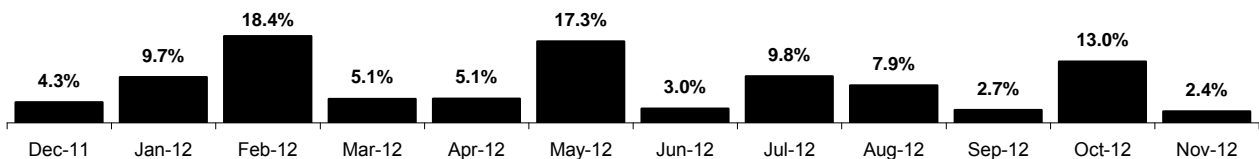


The City’s net sales tax collection is down **(\$198,200)** or **(2.3%)** compared to this month last year. Collections for this month were reduced by an unfavorable audit adjustment of **(\$237K)**. The adjustment was caused by one wholesale company incorrectly reporting its sales tax information. The sales tax should have been reported for the city that received the shipped goods instead of the city that originated the order. This impacted several cities in the area. Additionally, in November 2011, collections had a favorable audit adjustment of \$167K. This represents a **(\$405K)** swing in audit adjustments. Fortunately, pure economic activity which is reflected in “current period collections” has increased by 2.4%. Apart from the audit adjustments, we continue to see a positive trend in sales tax revenue.

COLLECTION DETAIL FOR CITY SALES TAX

	November 2011	November 2012	CHANGE	CHANGE	
Current Period Collections:	\$8,273,028	\$8,470,591	\$197,563	2.4%	↑
Other Collections:	\$218,246	\$182,200	(\$36,046)	-16.5%	
Audit Collections:	\$167,717	(\$237,864)	(\$405,581)	241.8%	
Service Fee:	(\$173,180)	(\$168,299)	\$4,881	-2.8%	
Retainage:	(\$19,612)	\$21,350	\$40,962	-208.9%	↓
Net Collections	\$8,466,199	\$8,267,979	(\$198,220)	-2.3%	

Current Period Collections



To the Mayor and Members of the City Council

January 15, 2013

Page 2 of 2



SUBJECT: November 2012 – Sales Tax Update

CITY OF FORT WORTH BUDGET COMPARISON - FY2013

	ADOPTED BUDGET	FISCAL YEAR PROJECTION	VARIANCE	
CITY OF FORT WORTH	\$ 108,798,434	\$ 110,492,714	1.6%	↑
CRIME CONTROL AND PREVENTION DIST.	\$ 49,795,976	\$ 51,987,270	4.4%	↑
MASS TRANSIT AUTHORITY - THE "T"	\$ 57,231,467	\$ 57,836,119	1.1%	↑

Through two months, the City has collected **\$1,694,280** over budget; for the full year we project to be 1.6% above the adopted budget. As depicted above, you will also see how the positive results are affecting our partner agencies. These are the first collections for the fiscal year and while they are encouraging, Staff recommends maintaining a conservative forecast for FY2013 as we continue to experience uncertainty with the national economy and potential audit adjustments. The chart below indicates how other cities in the region compared to FY2012.

**CITY OF FORT WORTH
CITY COMPARISONS - FY2013 v. FY2012**

CITY	October	November	YTD
SOUTHLAKE	32.6%	6.0%	17.9%
EULESS	26.9%	7.5%	17.3%
GRAPEVINE	10.6%	23.4%	17.0%
GRAND PRAIRIE	15.8%	11.5%	13.7%
DALLAS	22.8%	0.1%	11.0%
FORT WORTH	23.5%	-2.3%	9.8%
KELLER	3.5%	11.7%	7.5%
BEDFORD	10.2%	4.3%	7.1%
HURST	14.5%	-6.1%	3.3%
WATAUGA	32.6%	-22.7%	2.5%
ARLINGTON	-0.9%	0.4%	-0.3%
NORTH RICHLAND HILLS	2.1%	-9.3%	-3.9%
BURLESON	-2.8%	-20.5%	-11.9%
STATE TOTAL	8.2%	13.1%	10.7%

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

**Tom Higgins
City Manager**

CITY OF FORT WORTH, TEXAS



COUNCIL PROPOSAL

Date: 1-8-2013	File Number: 292	Subject: Waiver of Permitting and Encroachment Fees for Installation of Bike Sharing Stations for the non-profit organization known as Fort Worth Bike Sharing	
Proposed By: Joel Burns		City Manager's Review: <i>M. Higgins</i>	Page: PAGE 1 OF 2
		City Attorney's Review: <i>Sarah J. Pullevide</i>	

It is proposed that:

1. The City Council authorize a waiver of all development fees related to the non-profit organization known as Fort Worth Bike Sharing in connection with the installation of bike sharing stations.
2. The fee waiver shall include all current and future Fort Worth Bike Sharing stations.

DISCUSSION:

Fort Worth Bike Sharing was created by the Fort Worth Transportation Authority in an effort to establish an organization to own and operate a bike sharing program for Fort Worth. Fort Worth Bike Sharing is a self-sustaining, board-governed, 501(c)3 non-profit agency, separate from any local government or municipality. Bike sharing stations are planned in downtown, the Cultural District, the Near Southside and at Texas Christian University. The project is funded through grants and business contributions.

Fort Worth is the fastest growing city in the United States with a population over 500,000 and has grown 38.6% in the last ten years. Fort Worth hosts roughly 5.5 million tourists annually and 810,000 hotel rooms are booked each year. The Environmental Protection Agency recently reclassified Dallas-Fort Worth from a Moderate to a Serious Non-Attainment Area and the Metroplex is ranked as the fifth most congested metropolitan area in the United States. Half of urban trips are less than three miles. Bike sharing links cultural attractions, employers, restaurants, retail, transit, hospitals, and schools, and a healthy, car-free mode of transportation to get there. The City expects to enter into an agreement with Fort Worth Bike Sharing governing the terms of installation and maintenance. Based on the above, the waiver of fees is appropriate and serves a public service.

The City agrees to waive the following fees in connection with the permitting and installation of stations: 1. building permit fees (including fees for review and inspection) in the amount of \$800; 2. street use and parkway permit fees (including fees for review and inspection) in the amount of \$2,250; 3. encroachment fees in the amount of \$8,250; and 4. pedestrian access easement fees in the amount of \$800. The total amount of these fees is approximately \$12,100.

LEGALITY:

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

FISCAL NOTE:

The Finance Director certifies that this action will have no material effect on City funds

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

CITY OF FORT WORTH, TEXAS



COUNCIL PROPOSAL

Date: 1-15-2013	File Number: 292	Subject: Waiver of Permitting and Encroachment Fees for Installation of Bike Sharing Stations for the non-profit organization known as Fort Worth Bike Sharing	
Proposed By: Joel Burns		City Manager's Review: <i>mdj</i>	Page: PAGE 2 OF 2
		City Attorney's Review:	

The City Manager has no objection to this proposal.

PROPOSED BY:

Joel Burns
Joel Burns
Councilmember

Dennis Shingleton
Dennis Shingleton
Councilmember

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

No Documents for this Section

No Documents for this Section

City of Fort Worth, Texas
Mayor and Council Communication

DATE: Tuesday, January 15, 2013

LOG NAME:

REFERENCE NO.: **OCS-1874

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, January 9, 2013.

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, January 15, 2013

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
Adriana Delatorre	1/3/2013	11/27/2012	2920 W. Bolt St.	Auto Damage	Hit by Fire truck.	Fire	Yes	No
David A. Stone	1/3/2013	12/18/2012	2612 Colonial Pkwy	Property Damage	City turned off water and damaged water pump.	TPW	No	No
Linda L. Morris	1/4/2013	12/19/2012	5400 Wentworth	Auto Damage	Vehicle damage from City road construction.	TPW	Yes	No
Eric Omar Lopez Reyes	1/7/2013	1/4/2013	McCart Avenue	Auto Damage	Hit by City vehicle making a left turn.	Water	Yes	No
Preston Waller	1/7/2013	12/31/2012	FWPD Auto Pound	Reimbursement	Vehicle impounded without cause.	Police	Yes	No
AT&T	12/28/2012	10/17/2012	3411 Hamilton Ave.	Property Damage	City crew damaged phone line.	Water	No	No
Alex Penny	1/3/2013	1/1/2013	Western Center Blvd	Property Damage	Rearended by City vehicle.	Police	No	No

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
ATMOS energy	1/7/2013	12/4/2012	3121 Loving Ave	Property Damage	City crew damaged gas line.	Water	No	No
Edward Rose	1/7/2013	11/28/2012	Will Rogers Exhibit H. Garage	Auto Damage	Hit by City vehicle.	Pub Events	Yes	No
Marissa Wright-Williams	1/7/2013	11/2/2012	N. Tarrant and N. Beach	Auto Damage	Vehicle damaged by uneven median.	TPW	Yes	No
Renee` Gomez	1/8/2013	1/7/2013	9016 Garden Springs Dr.	Auto Damage	Vehicle damaged during tow.	Police	No	No
Tammy Cartwright	1/8/2013	12/26/2012	3300 Long Ave	Auto Damage	Vehicle struck pothole.	TPW	No	No
Prezton Ward	1/8/2013	1/1/2013	Western Ctr Blvd	Bodily Injury	Officer rear ended vehicle.	Police	No	Yes
Brittany Skillings	1/9/2013	1/1/2013	Western Ctr Blvd	Bodily Injury	Officer rear ended vehicle.	Police	No	Yes
Cathy Roseberry	1/9/2013	1/8/2013	4213 Comanche	Property Damage	Officer kicked in door at incorrect residence.	Police	No	No

No Documents for this Section

No Documents for this Section

Zoning Docket items are linked on the Council Meeting Agenda.

No Documents for this Section