



**SUMMARY OF MEETINGS AND ACTIVITIES
MONDAY, JUNE 3, 2013, THROUGH FRIDAY, JUNE 7, 2013**

MONDAY, JUNE 3, 2013

TIME LOCATION

No Meetings

TUESDAY, JUNE 4, 2013

Fort Worth Housing Authority (FWHA)	11:30 a.m.	FWHA Administrative Office 1201 East 13 th Street, Board Room
Fort Worth Sports Authority (FWSA)	1:00 p.m.	Pre-Council Chamber
Housing and Economic Development Committee (HEDC)	Immediately following the FWSA meeting	Pre-Council Chamber
Fort Worth Local Development Corporation (LDC)	Immediately following the HEDC meeting	Pre-Council Chamber
Pre-Council Meeting	3:00 p.m.	Pre-Council Chamber
Alliance Airport Authority	Immediately following the Pre- Council meeting	Pre-Council Chamber
City Council Meeting	7:00 p.m.	Council Chamber

WEDNESDAY, JUNE 5, 2013

Board of Adjustment – Commercial Work Session	9:00 a.m.	Pre-Council Chamber
Board of Adjustment – Commercial Public Hearing	10:00 a.m.	Council Chamber
Library Advisory Board	12:30 p.m.	East Regional Library 6301 Bridge Street
Tax Increment Reinvestment Zone #4 (Southside TIF)	3:30 p.m.	City Hall, Lower Level Development Conference Room

This summary is compiled from data furnished to the Office of the City Secretary by 12:00 p.m. on May 30, 2013, and may not include all meetings to be conducted during the week of June 3, 2013 through June 7, 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, JUNE 3, 2013, THROUGH FRIDAY, JUNE 7, 2013**

THURSDAY, JUNE 6, 2013

Downtown Design Review Board Work Session 1:30 p.m. Pre-Council Chamber

Downtown Design Review Board Public Hearing 2:00 p.m. Pre-Council Chamber

FRIDAY, JUNE 7, 2013

No meetings

This summary is compiled from data furnished to the Office of the City Secretary by 12:00 p.m. on May 30, 2013, and may not include all meetings to be conducted during the week of June 3, 2013 through June 7, 2013. It is a summary listing only. See individual agendas which are posted in compliance with the Texas Open Meetings Act for detailed information.

LEGISLATIVE AND INTERGOVERNMENTAL AFFAIRS COMMITTEE MEETING (CANCELLED)

**FW SPORTS AUTHORITY, INC. BOARD MEETING
TUESDAY, JUNE 4, 2013
1:00 P.M.
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

**HOUSING AND ECONOMIC DEVELOPMENT COMMITTEE MEETING (IMMEDIATELY FOLLOWING
THE FW SPORTS AUTHORITY, INC. BOARD MEETING)
TUESDAY, JUNE 4, 2013
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

**FORT WORTH LOCAL DEVELOPMENT CORPORATION MEETING (IMMEDIATELY FOLLOWING
THE HOUSING AND ECONOMIC DEVELOPMENT COMMITTEE MEETING)
TUESDAY, JUNE 4, 2013
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

**ALLIANCE AIRPORT AUTHORITY, INC. MEETING (IMMEDIATELY FOLLOWING THE PRE-COUNCIL
MEETING SCHEDULED TO BEGIN AT 3:00 P.M.)
TUESDAY, JUNE 4, 2013
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

**PRE-COUNCIL MEETING
TUESDAY, JUNE 4, 2013
3:00 P.M.
PRE-COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

1. Report of the City Manager - Tom Higgins, City Manager

- a. Changes to the City Council Agenda
- b. Upcoming and Recent Events
- c. Organizational Updates and Employee Recognition(s)
- d. Informal Reports

[IR 9561](#): Community Communication Program for I-35W Reconstruction
I-820 to US 81/287

[IR 9562](#): Motorcycle On-Street Parking Procedures

[IR 9563](#): Public Input on Update to Drought and Conservation Plans

[IR 9564](#): Proposed Council-Initiated Zoning Changes for the Alliance
Airport Area

[IR 9565](#): Temporary Closure of the Planning and Development Department on
June 13th and 14th to Complete Installation of the New Permitting

System, Conduct System Training and Testing and Deliver Internal
Customer Service Training

[IR 9566](#): Fort Worth Police Department Auto Pound Operations and Fees

2. Current Agenda Items - **City Council Members**

3. Responses to Items Continued from a Previous Week

- a. [M&C G-17899](#) - Authorize Settlement of Claims Against United Riverside Rebuilding Corporation, Execution of a Settlement Agreement and Payment of Closing Costs in the Amount Not to Exceed \$10,000.00 (COUNCIL DISTRICT 8 - Kelly Allen Gray) **(Continued from May 21, 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)** (COUNCIL DISTRICT 7 - Dennis Shingleton **(Continued from May 7, 2013 by Council Member Espino)**)
- c. [ZC-13-009](#) - Legend Bank, Tarrant County Water District, 1351, 1801, 1811 E. Northside Drive; from: "O-1" Floodplain, "PD-399" Planned Development/Specific Use for all uses in "F" General Commercial except certain prohibited uses and allowing limited uses will be permitted: Property development standards will be the same as set forth in the "F" district except for height. A height of 5 stories or 75 feet maximum shall be permitted if approved on the required site plan, and "PD-717" Planned Development/Specific Use for all uses in "F" General Commercial plus hotel, permitting a parking area or garage as long as it is in conjunction with or auxiliary to an onsite business, a temporary residence for security purposes, a temporary trailer used for construction or storage purposes, a bar, tavern, or cocktail lounge if such use is a part of or in connection with a hotel, motel, or restaurant. Property development standards will be the same as set forth in the "F" district except for height. A height of 5 stories or 75 feet maximum shall be permitted; site plan required, and excluding certain uses to: "PD/D" Planned Development for all uses in "D" High Density Multifamily; site plan included. **(Recommended for Approval by the Zoning Commission)** (COUNCIL DISTRICT 9 - Joel Burns **(Continued from May 14, 2013 by Council Member Espino)**)
- d. [ZC-13-018](#) - Electro-Tech Services, Inc., 5116 Northeast Parkway; from: "K" Heavy Industrial to: "PD/K" Planned Development for all uses in "K" Heavy Industrial plus halfway house; site plan included. **(Recommended for Approval by the Zoning Commission)** (COUNCIL DISTRICT 2 - Sal Espino) **(Continued from May 14, 2013 by Council Member Espino)**
- e. [ZC-13-042](#) - F. W. Mason Heights, L. P., 2600 - 2700 blocks of Moresby, 3700 - 3801 Mighty Mite, 3801 WG Daniels and 3670 Wichita Street; from: "PD-913 " Planned Development for "A-5" One-Family, "PD-915" Planned Development for "ER" Neighborhood Commercial Restricted, and "PD-916" Planned Development for "C" Medium Density Multifamily, with development standards; site plan required to: Adjust the boundary lines for PD-913, PD-915, and PD-916 with

development standards; site plan required. **(Recommended for Approval by the Zoning Commission)** (COUNCIL DISTRICT 8 - Kelly Allen Gray) **(Continued from May 7, 2013 by Council Member Allen Gray)**

- f. [ZC-13-044](#) - YMCA, 2300 Block E. Berry Street S.; from: "R1" Zero Lot Line/Cluster and "CF" Community Facilities to: "PD/C" Planned Development for all uses in "C" Medium Density Multifamily with development standards; site plan required. **(Recommended for Approval by the Zoning Commission)** (COUNCIL DISTRICT 8 - Kelly Allen Gray) **(Continued from May 7, 2013 by Council Member Allen Gray)**

- g. [ZC-13-049](#) - City of Fort Worth Planning & Development; Text Amendment: Airport Overlay and Compatible Use Zones; An Ordinance amending the Zoning Ordinance of the City of Fort Worth, being Ordinance No. 13896, as amended, codified as Appendix "A" of the Code of The City of Fort Worth (1986), to amend: Article 4 "Overlay Districts", of Chapter 4, "District Regulations" to add a new section, Section 4.405 "Airport/Airfield Overlay ("AO") District"; Providing for regulations for Airport Overlay Zones and Compatible Use Zones ("AO-CUZ") Restrictions for incompatible uses within Clear Zones and Accident Potential Zones for the Naval Air Station Fort Worth Joint Reserve Base; and To revise Chapter 9, "Definitions" to add definitions related to airports

To review the proposed amendments:

<http://www.fortworthtexas.gov/planninganddevelopment/zoningcommission.aspx>

(Recommended for Approval by the Zoning Commission) (ALL COUNCIL DISTRICTS) **(Continued from May 7, 2013 by Council Member Shingleton)**

- h. [ZC-13-050](#) - City of Fort Worth Planning and Development, North and South of NAS FW JRB Runways; from: various zoning districts to: add Airport Overlay/Compatible Use Zone Overlay Districts **(Recommended for Approval by the Zoning Commission)** (COUNCIL DISTRICT 3 - Zim Zimmerman and COUNCIL DISTRICT 7 - Dennis Shingleton) **(Continued from May 7, 2013 by Council Member Shingleton)**
4. Overview on Significant Zoning Cases - **Dana Burghdoff, Planning and Development**
 5. Council Proposal No. 295 - Rename Dirks Road, Which Runs Between Granbury Road and Lakeside Drive to Altamesa Boulevard - **Council Member Jungus Jordan and Council Member Zim Zimmerman**
Attachment(s):
[Council Proposal No. 295 - Attached.pdf](#)
 6. Briefing on Zoning Regulations Affecting Halfway Houses - **Dana Burghdoff, Planning and Development**
 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, June 4, 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. *City of Fort Worth v. Employees' Retirement Fund of the City of Fort Worth*, Cause No. 342-262392-12, 342nd District Court, Tarrant County, Texas; and
 - b. Legal issues concerning any item listed on today's City Council meeting agendas;
2. Deliberate the purchase, sale, lease or value of real property in accordance with Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party;
3. Deliberate concerning economic development negotiations as authorized by Section 551.087 of the Texas Government Code; and
4. Deliberate the deployment, or specific occasions for implementation, of security personnel or devices, in accordance with Section 551.076 of the Texas Government Code.

**CITY COUNCIL AGENDA
FOR THE MEETING AT 7:00 P.M. TUESDAY, JUNE 04, 2013
CITY COUNCIL CHAMBER, CITY HALL
1000 THROCKMORTON STREET, FORT WORTH, TEXAS**

I. CALL TO ORDER

II. INVOCATION - Reverend Mary Spradlin, Arlington Heights United Methodist Church

III. PLEDGE OF ALLEGIANCE

IV. CONSIDERATION OF MINUTES OF CALLED SPECIAL MEETING OF MAY 21, 2013 AND REGULAR MEETING OF MAY 21, 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-17905](#) - Approve Findings of Ground Transportation Coordinator Regarding Renewal Application of Ian's Limousine Service to Operate Three Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
2. [M&C G-17906](#) - Approve Findings of Ground Transportation Coordinator Regarding Renewal Application of Beret Moore d/b/a Moore's Airport Transportation to Operate Three Limousines Within the City of Fort Worth and Adopt Ordinance Granting Such Authority (ALL COUNCIL DISTRICTS)
3. [M&C G-17907](#) - Adopt Supplemental Appropriation Ordinance Increasing Appropriations in the High Impact Drug Trafficking Area Asset Forfeiture Fund in the Amount of \$1,700,000.00 for the Purpose of Purchasing Permissible Law Enforcement Goods and Services and Decreasing the Assigned Fund Balance by the Same Amount (ALL COUNCIL DISTRICTS)
4. [M&C G-17908](#) - Authorize Six Month Extension of Injury Leave of Absence Pay Benefits in the Amount of \$47,986.38 for Firefighter Sandra Turner (ALL COUNCIL DISTRICTS)

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

1. [M&C P-11532](#) - Authorize Non-Exclusive Purchase Agreements with Fortiline Inc., HD Supply Waterworks LTD, and Jim Cox Sales Inc., for Various Water/Sewer Access Frames, Rings, Lids and Related Materials for the Water Department for a Combined Amount Up to \$167,000.00 for the First Year (ALL COUNCIL DISTRICTS)
2. [M&C P-11533](#) - Authorize Purchase Agreement with DMI Corp., in the Amount Up to \$100,000.00 for the First Year for Boiler

System Repair Services for All City Departments (ALL COUNCIL DISTRICTS)

3. [M&C P-11534](#) - Authorize Agreement with Dustrol, Inc., in the Amount Up to \$110,000.00 Using a Tarrant County Cooperative Contract for Street Milling Services for the Transportation and Public Works Department (ALL COUNCIL DISTRICTS)
4. [M&C P-11535](#) - Authorize Purchase Agreement with Home Depot USA, Inc., in the Amount Up to \$200,000.00 for the First Year Using a Cooperative Contract for Facility Maintenance, Repair and Operating Supplies for All City Departments (ALL COUNCIL DISTRICTS)
5. [M&C P-11536](#) - Authorize Purchase Agreement with Four Points Technology, LLC, in the Amount Up to \$77,000.00 for Mainframe Disaster Recovery Services Using a Cooperative Contract for the Information Technology Solutions Department (ALL COUNCIL DISTRICTS)
6. [M&C P-11537](#) - Authorize Amendment to the Lease Agreement for Copiers with Denitech Corporation to Increase the Amount of \$180,000.00 (ALL COUNCIL DISTRICTS)

C. Land - Consent Items

1. [M&C L-15559](#) - Authorize Direct Sale of Two Tax-Foreclosed Properties Located at 0 and 801 East Loop 820 to Dana M. Reed for a Sales Price in the Amount of \$82,898.69, in Accordance with Section 34.05 of the Texas Tax Code (COUNCIL DISTRICT 4)
2. [M&C L-15560](#) - Authorize Acquisition of a Fee Simple Interest in 0.421 Acres of Land for the Loving Channel Drainage Improvements Project Located at 2953 Loving Avenue from Angel Alberto Zelaya in the Amount of \$11,000.00 and Pay Estimated Closing Costs in the Amount Up to \$3,000.00 (COUNCIL DISTRICT 2)

D. Planning & Zoning - Consent Items - None

E. Award of Contract - Consent Items

1. [M&C C-26277](#) - Authorize Purchase Agreement with Gartner, Inc., in the Amount Not to Exceed \$94,148.00 for the First Year for Ongoing Technical Advisory Services Utilizing State of Texas, Department of Information Resources Cooperative Contracts for the Information Technology Solutions Department (ALL COUNCIL DISTRICTS)
2. [M&C C-26278](#) - Authorize System Purchase Agreement with Motorola Solutions, Inc., in the Amount Up to \$982,254.00 and Upon Approval to Use Grant Funds by the State of Texas, Department of Public Safety to Add Dynamic System Resiliency to the City of Fort Worth Public Safety Radio Communications System Using a Cooperative Contract for the Information Technology Solutions Department (ALL COUNCIL DISTRICTS)
3. [M&C C-26279](#) - Authorize Execution of an Agreement for Hardware,

Software and Professional Services with Scientel Wireless, LLC, at a Cost Not to Exceed \$99,280.00 and Upon Approval to Use Grant Funds Provided by the State of Texas, Department of Public Safety Using a Cooperative Contract for the Realignment of the Microwave System Supporting the City's Public Safety Radio Communications System for the Information Technology Solutions Department (ALL COUNCIL DISTRICTS)

4. [M&C C-26280](#) - Authorize Execution of a Contract with McClendon Construction Co., Inc., in the Amount of \$371,060.17 for Pavement Reconstruction and Water Main Replacement in Portions of Penland Street and Wade Avenue, Authorize Transfer from the Water and Sewer Fund to the Water Capital Projects Fund, Provide for Project Costs and Contingencies for a Project Total in the Amount of \$445,622.03 and Adopt Appropriation Ordinance (COUNCIL DISTRICT 8)
5. [M&C C-26281](#) - Authorize Accession of a Bronze Sculpture Titled "John F. Kennedy" by Lawrence M. Ludtke Into the Fort Worth Public Art Collection (COUNCIL DISTRICT 9)
6. [M&C C-26282](#) - Authorize Execution of a Non-Exclusive Professional Services Agreement with John R. Dennis in the Amount Not to Exceed \$90,000.00 for Maintenance and Conservation Treatment of Various Artworks in the Fort Worth Public Art Collection (ALL COUNCIL DISTRICTS)
7. [M&C C-26283](#) - Authorize Execution of a Non-Exclusive Professional Services Agreement with McKay Lodge Fine Arts Conservation Laboratory, Inc., in the Amount Not to Exceed \$200,000.00 for Conservation Treatment of Various Artworks in the Fort Worth Public Art Collection in the Amount Not to Exceed \$200,000.00 (ALL COUNCIL DISTRICTS)
8. [M&C C-26284](#) - Authorize Execution of a Non-Exclusive Professional Services Agreement with Michael van Enter in the Amount Not to Exceed \$60,000.00 for Maintenance and Conservation Treatment of Various Artworks in the Fort Worth Public Art Collection (ALL COUNCIL DISTRICTS)
9. [M&C C-26285](#) - Authorize Execution of Change Order No. 2 to City Secretary Contract No. 43465 with JLB Contracting, LLC, in the Amount of \$264,760.00 for Hot Mix Asphaltic Concrete Surface Overlay 2012-5 at Multiple Locations, Thereby, Increasing the Total Contract in the Amount of \$1,416,382.65 and Adopt Appropriation Ordinances (COUNCIL DISTRICTS 4, 5 and 7)
10. [M&C C-26286](#) - Authorize Execution of a Stormwater Facility Maintenance Agreement Involving 0.145 Acres of Land and a Retaining Wall Maintenance Agreement Involving 0.038 Acres of Land with Seventeen Lakes, Ltd., for Properties Located North of Henrietta Creek Road South of Litsey Road and East of Interstate 35W in the M.E.P. and P.R.R. Co. Survey, Abstract 906, Phase I and II, Fort Worth, Denton County, Texas at No Expense to the City (COUNCIL DISTRICT 2)

11. [M&C C-26287](#) - Authorize Execution of an Artwork Commission Agreement with Sato Service, LLC, in the Amount Up to \$907,178.00 for Fabrication, Delivery, and Installation of a Series of Public Artworks to be Installed at Various Locations Along the Chisholm Trail Parkway, State Highway 121T from Interstate 30 to Farm-to-Market Road 1187 (COUNCIL DISTRICTS 3, 6 and 9)
12. [M&C C-26288](#) - Authorize Execution of a Contract with SAK Construction, LLC, in the Amount of \$797,360.00 for Structural Rehabilitation of Drainage Pipe Along West 10th Street, and Provide for Contingencies and Construction Services for a Total Project in the Amount of \$902,360.00 (COUNCIL DISTRICT 9)
13. [M&C C-26289](#) - Authorize Execution of Amendment No. 1 to the Intergovernmental Cooperative Reimbursement Agreement with the Texas Commission on Environmental Quality in the Amount of \$381,451.00 for the Operation of a Whole Air Monitoring Network, Apply Indirect Costs at Approved Percentage Rate and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)
14. [M&C C-26290](#) - Authorize Execution of Amendment No. 8 to City Secretary Contract No. 39252 with Jacobs Engineering Group, Inc., in the Amount of \$161,890.45 for the Runway Extension Project at Fort Worth Alliance Airport (COUNCIL DISTRICT 7)
15. [M&C C-26291](#) - Authorize Execution of Amendment No. 1 to City Secretary Contract No. 41427, an Engineering Services Agreement with Garver, LLC, in the Amount of \$58,300.00 for Additional Design Services for the Terminal Area Taxilane Improvements at Fort Worth Meacham International Airport and Adopt Appropriation Ordinance (COUNCIL DISTRICT 2)
16. [M&C C-26292](#) - Authorize Execution of Change Order No. 1 to City Secretary Contract No. 43408 with Burnsco Construction, Inc., in the Amount of \$211,910.00 for a Revised Total Contract in the Amount of \$1,647,223.00 for Water Replacement Contract 2009, WSM-E on Turner Street, Authorize Transfer from the Water and Sewer Operating Fund to the Water Capital Projects Fund and Adopt Appropriation Ordinance (COUNCIL DISTRICT 5)
17. [M&C C-26293](#) - Authorize Execution of a Contract with Conatser Construction TX, LP, in the Amount of \$674,962.00 for Water and Sanitary Sewer Replacement Contract 2010, STM-D on Cardiff Avenue, Tasman Street, Topper Street, Wallingford Drive and Walraven Circle, Provide for Project Costs and Contingencies for a Project Total in the Amount of \$746,711.00 and Adopt Appropriation Ordinances (COUNCIL DISTRICT 6)
18. [M&C C-26294](#) - Authorize Execution of a Contract with Ark Contracting Services, L.L.C., in the Amount of \$912,795.00 for Sanitary Sewer Rehabilitation Contract 64, Part 2 in Several Alleys and North Main Street, 30th Street, Grafton Street, Chester Street, Loving Avenue and Prairie Avenue, Provide for

Project Costs and Contingencies for a Project Total in the Amount of \$975,179.00 and Adopt Appropriation Ordinance (COUNCIL DISTRICTS 2 and 8)

19. [M&C C-26295](#) - Authorize Execution of Amendment No. 2 to City Secretary Contract No. 41740, an Engineering Agreement, with Lockwood, Andrews & Newnam, Inc., in the Amount of \$90,715.00 for a Total Contract in the Amount of \$487,080.00 for Sanitary Sewer Rehabilitation Contract 75 on Stratford Park Drive, Medford Road, Stratford Drive, Belford Avenue and Stratford Court (COUNCIL DISTRICT 8)
20. [M&C C-26296](#) - Authorize Mutual Termination to City Secretary Contract No. 42968 with S.J. Louis Construction of Texas, Ltd., for Water and Sanitary Sewer Main Relocations for State Highway 121T n/k/a Chisholm Trail Parkway f/k/a Southwest Parkway, Part 15 from Farm-to-Market Road 1187 to Dirks Road (COUNCIL DISTRICT 6)
21. [M&C C-26297](#) - Authorize Execution of Change Order No. 1 to City Secretary Contract No. 44408 with S.J. Louis Construction of Texas, Ltd., in the Amount of \$358,362.66 for Trinity River Vision - Central City Project and the Trinity Uptown Service Area Phase 1 - Bridge and Channel Relocations, Part 3, Main Street Bridge Water, Sanitary Sewer and Storm Drain Relocations to Add Water and Sanitary Sewer Relocations at White Settlement Road Bridge for a Revised Total Contract in the Amount of \$6,288,106.85 (COUNCIL DISTRICTS 2 and 9)

VIII. PRESENTATIONS BY THE CITY SECRETARY - CONSENT ITEMS

1. OCS – 1889 – Notice of Claims for Alleged Damages and/or Injuries

IX. SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.

1. Presentation on the National CPR and AED Awareness Week

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. 295 - Rename Dirks Road, Which Runs Between Granbury Road and Lakeside Drive, to Altamesa Boulevard

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

XIII. RESOLUTIONS

1. A Resolution Supporting a Request from the Naval Air Station Fort Worth Joint Reserve Base for Concurrent Jurisdiction with the United States Government and Authorizing Execution of an Agreement with the United States Government to Establish Responsibilities Under Concurrent Jurisdiction
2. A Resolution Recognizing the Creation of the Continuum of Care Board by the Tarrant County Homeless Coalition and Appointing Kelly Allen Gray as the City's Representative to the Board

XIV. ZONING HEARING

1. [ZC-12-128](#) - (CD 7) - 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-13-009](#) - (CD 9) - Legend Bank, Tarrant County Water District, 1351, 1801, 1811 E. Northside Drive; from: "O-1" Floodplain, "PD-399" Planned Development/Specific Use for all uses in "F" General Commercial except certain prohibited uses and allowing limited uses will be permitted: Property development standards will be the same as set forth in the "F" district except for height. A height of 5 stories or 75 feet maximum shall be permitted if approved on the required site plan, and "PD-717" Planned Development/Specific Use for all uses in "F" General Commercial plus hotel, permitting a parking area or garage as long as it is in conjunction with or auxiliary to an onsite business, a temporary residence for security purposes, a temporary trailer used for construction or storage purposes, a bar, tavern, or cocktail lounge if such use is a part of or in connection with a hotel, motel, or restaurant. Property development standards will be the same as set forth in the "F" district except for height. A height of 5 stories or 75 feet maximum shall be permitted; site plan required, and excluding certain uses to: "PD/D" Planned Development for all uses in "D" High Density Multifamily; site plan included. **(Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)**
3. [ZC-13-018](#) - (CD 2) - Electro-Tech Services, Inc., 5116 Northeast Parkway; from: "K" Heavy Industrial to: "PD/K" Planned Development for all uses in "K" Heavy Industrial plus halfway house; site plan included. **(Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)**
4. [ZC-13-035A](#) - (CD 5) - Bell Helicopter Textron, Inc., 3201 Greenbelt, 806 E. Hurst and 3250 Bell Spur; from: "MU-1" Low Intensity Mixed Use and "K" Heavy Industrial to: All uses in "PD-588" Planned Development/Specific Use including: day care center; government office facility; health services facility including doctor's office or medical clinic; electric power substation (SE); telecommunications antenna (SE); telecommunications tower (SE); utility transmission or distribution line; health or recreation club; restaurant, cafe or cafeteria; offices; convenience store; parking area or garage, commercial or auxiliary; assembly of pre-manufactured parts for helicopters; machine shops; manufacture of aluminum or metals; outdoor storage; paint mixing or spraying; sheet metal shop; warehouse or bulk storage; welding shop; galvanizing, sheet or structural shapes; manufacture of helicopters; manufacture of dies, cores, die-casting molds; metal stamping, dyeing, shearing or punching; helistop landing area; executive offices and supporting operations for a corporate office; U.S. government personnel (customer); integrated systems installation; electrical wire assembly; helicopter modification & assembly; metal rotor blade manufacturing; painting operations; engineering research & development; unmanned vehicle assembly; government helicopter delivery; composite parts/blade manufacturing; material storage; tooling manufacturing; engineering process labs; flight simulators; satellite antenna (dish); residence for security purposes and to include mining and excavation; site plan waiver recommended. **(Recommended for Approval as Amended by the Zoning Commission for Tract 2 not to include mining or excavation)**
5. [ZC-13-042](#) - (CD 8) - F. W. Mason Heights, L. P., 2600 - 2700 blocks of Moresby, 3700 - 3801 Mighty Mite, 3801 WG Daniels and 3670 Wichita Street; from: "PD-913 " Planned Development for "A-5" One-Family, "PD-915" Planned Development for "ER" Neighborhood Commercial Restricted, and "PD-916"

Planned Development for "C" Medium Density Multifamily, with development standards; site plan required to: Adjust the boundary lines for PD-913, PD-915, and PD-916 with development standards; site plan required. **(Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)**

6. [ZC-13-044](#) - **(CD 8)** - YMCA, 2300 Block E. Berry Street S.; from: "R1" Zero Lot Line/Cluster and "CF" Community Facilities to: "PD/C" Planned Development for all uses in "C" Medium Density Multifamily with development standards; site plan required. **(Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)**
7. [ZC-13-045](#) - **(CD 6)** - City of Fort Worth Planning & Development, Generally bounded by I-20, Woodway, Trail Lake, Wedgemont Circle, and Inverness; from: "A-5" One-Family, "B" Two-Family, "CR" Low Density Multifamily, "C" Medium Density Multifamily, "E" Neighborhood Commercial, "FR" General Commercial Restricted, "F" General Commercial, and "PD" Planned Development 93, 175, 218, 348, 542, & 683 for various commercial uses to: "R2" Zero Lot Line/Townhouse, "UR" Urban Residential, "MU-1" Low Intensity Mixed Use, "PD" Planned Development 900 and "PD/R2" Planned Development Zero Lot Line/Townhouse with a height transitional plane beginning at 2 stories or 35 feet, "PD/UR" Planned Development Urban Residential with a height transitional plane beginning at 2 stories or 35 feet, and "PD/MU-1" Planned Development Low Intensity Mixed-Use with a height transitional plane beginning at 2 stories or 35 feet, no "freeway" signs per 6.409D, and to remove the parking reduction allowed when in proximity to a rail station; site plan waiver recommended. **(Recommended for Approval as Amended by the Zoning Commission and Deny without Prejudice the proposed R2 and UR zoning areas)**
8. [ZC-13-049](#) - **(CD-ALL)** - City of Fort Worth Planning & Development; Text Amendment: Airport Overlay and Compatible Use Zones; An Ordinance amending the Zoning Ordinance of the City of Fort Worth, being Ordinance No. 13896, as amended, codified as Appendix "A" of the Code of The City of Fort Worth (1986), to amend:
 - Article 4 "Overlay Districts", of Chapter 4, "District Regulations" to add a new section, Section 4.405 "Airport/Airfield Overlay ("AO") District";
 - Providing for regulations for Airport Overlay Zones and Compatible Use Zones ("AO-CUZ") Restrictions for incompatible uses within Clear Zones and Accident Potential Zones for the Naval Air Station Fort Worth Joint Reserve Base; and
 - To revise Chapter 9, "Definitions" to add definitions related to airports

To review the proposed amendments:

<http://www.fortworthtexas.gov/planninganddevelopment/zoningcommission.aspx>

(Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)

9. [ZC-13-050](#) - **(CD 3, CD 7)** - City of Fort Worth Planning and Development, North and South of NAS FW JRB Runways; from: various zoning districts to: add Airport Overlay/Compatible Use Zone Overlay Districts **(Recommended for Approval by the Zoning Commission) (Continued from a Previous Meeting)**
10. [ZC-13-051](#) - **(CD 5)** - Duong Thuan, 5570 Meadowbrook Drive; from: "ER" Neighborhood Commercial Restricted to: "E" Neighborhood Commercial **(Recommended for Denial by the Zoning Commission)**
11. [ZC-13-059](#) - **(CD 9)** - Merida Avenue, LLC; CDAT Investments LLC, 2716 - 2724

- Lubbock Avenue; from: "C" Medium Density Multifamily to: "PD/UR" Planned Development for all uses in "UR" Urban Residential; site plan included.
(Recommended for Approval by the Zoning Commission)
12. [ZC-13-060](#) - (CD 9) - New Barn LLC, Jan K. Reece, Slaughter Irrevocable Children's Trust C/O Jan K. Reece, Michael Rabbass, 2716, 2720, 2727, 2732, 2733, 2736, 2737 Merida Avenue; from: "B" Two-Family to: "PD/UR" Planned Development for all uses in "UR" Urban Residential; site plan included.
(Recommended for Approval by the Zoning Commission)
 13. [ZC-13-061](#) - (CD 9) - J. Knight, Withers Estate, Tersok Properties, Merida LLC, Jam Development, 2721 - 2733 McCart Avenue & 2408 - 2409 W. Cantey; from: "B" Two-Family to: "PD/UR" Planned Development for all uses in "UR" Urban Residential; site plan included. **(Recommended for Approval by the Zoning Commission)**
 14. [ZC-13-064](#) - (CD 9) - Trinity Bluff Development/Reeves/Wallace/Ft. Worth Teen/Ft. Worth City Church, 633, 637, 703, 705, 715, 727 and 729 Samuels Avenue; from: "O-1" Floodplain, "D" High Density Multifamily and "PD-489" Planned Development for all uses in "H" Central Business District excluding the following uses: massage therapy, sexually oriented business, recreational vehicle park, cold storage or ice plant, gunsmithing, repair or sales, home improvement store, mini warehouses, mortuary or funeral home, pawn shop, tattoo parlor, taxidermist shop, auto parts supply, retail, automotive repair, paint and body shop, car wash full or self service, vehicle sales or rental, including automobiles, motorcycles, boats or trailers. Building height shall be restricted to 20 stories; site plan waived to: "PD/H" Planned Development for all uses in "H" Central Business District, excluding the following uses: massage therapy, sexually oriented business, recreational vehicle park, cold storage plant or ice plant, gunsmithing, repair or sales, home improvement store, taxidermist shop, auto parts supply, rental, automotive repair, paint and body shop, car wash, full or self service, vehicle sales or rental including automobile, motorcycles, boats or trailers. Building height shall be restricted to 20 stories. A transitional height plane of 45 degrees, as measured from the northeast corner boundary of the parcel described as Samuels Avenue Baptist Church Addition, Block 1, Lot 1, shall apply to portions of a building above 45 feet or 3 stories, whichever is greater for buildings along the northern boundary of the parcel; site plan waiver recommended.
(Recommended for Approval as Amended by the Zoning Commission for 30 ft. setback and a maximum of two stories within the 60 ft. setback of the northern property line, and retain trees 2, 3, and 4)
 15. [ZC-13-065](#) - (CD 2) - City of Fort Worth Aviation Department, 3300 - 3400 blocks of Pearl and Chestnut Avenue, 3400 block Columbus Avenue, 4702 N. Main Street; from: "AG" Agricultural and "A-5" One-Family to: PD-848 "PD/I" Planned Development for all uses in "I" Light Industrial plus airport related uses and excluding bars/nightclubs, junkyards, recycling facilities, motels, sexually oriented businesses and tattoo parlors; site plan waiver recommended. **(Recommended for Approval by the Zoning Commission)**
 16. [ZC-13-066](#) - (CD 9) - Razek Properties, Ltd., 1020 Lipscomb; from: "NS/T4N" Near Southside-General Urban Neighborhood to: "NS/T5" Near Southside-Urban Center **(Recommended for Approval by the Zoning Commission)**
 17. [ZC-13-067](#) - (CD 7) - Julia Hope Gerald Hood Estate/Lola Webb, 4600 & 4644 Keller Haslet Road; from: "A-10" One-Family to "A-5" One-Family
(Recommended for Approval by the Zoning Commission)
 18. [ZC-13-068](#) - (CD 9) - 2720 Weisenberger, L. P., 2720 Weisenberger Street; from: "A-5" One-Family to: "MU-1" Low Intensity Mixed Use **(Recommended for Approval by the Zoning Commission)**

19. [ZC-13-069](#) - (CD 9) - LD Texas Investments LLC/Larry Frazier, 1618 North Sylvania Avenue; from: "A-5" One-Family and "E" Neighborhood Commercial to: "PD-883" Planned Development for all uses in "E" Neighborhood Commercial with warehouse plus parking lot for existing business; site plan included.
(Recommended for Approval by the Zoning Commission)
20. [ZC-13-070](#) - (CD 7) - Boaz Road L. P., 7401 Bowman Roberts Road, 8000 Boat Club Road, 6570 W. J. Boaz Road; from: "AG" Agricultural, "AR" One-Family Restricted, and "CR" Low Density Multifamily to: "A-5" One-Family and "E" Neighborhood Commercial **(Recommended for Approval by the Zoning Commission)**
21. [ZC-13-071](#) - (CD 7) - Langley Corp (Hudson & Hudson), 9551 & 9601 Blue Mound Road, 10600 - 10800 block NW US 287; from: "A-5" One-Family, "C" Medium Density Multifamily, "F" General Commercial to: "A-5" One-Family and "C" Medium Density Multifamily **(Recommended for Approval by the Zoning Commission)**

XV. REPORT OF THE CITY MANAGER

A. Benefit Hearing - None

B. General

1. [M&C G-17899](#) - Authorize Settlement of Claims Against United Riverside Rebuilding Corporation, Execution of a Settlement Agreement and Payment of Closing Costs in the Amount Not to Exceed \$10,000.00 (COUNCIL DISTRICT 8) **(Continued from a Previous Meeting)**
2. [M&C G-17909](#) - Authorize Increase in Implementation Costs for the Office Space License Agreement with Behringer Harvard Burnett Plaza LP, in the Amount of \$730,000.00 for a Total Amount of \$1,050,000.00 (ALL COUNCIL DISTRICTS)
3. [M&C G-17910](#) - Adopt Ordinance Amending Chapter 4, Section 4-4 of the City Code to Remove the Separation Distance Requirement from Schools and Public Hospitals for the Sale of Alcohol in the Central Business District, Near Southside, Trinity Uptown, and West 7th Urban Village Mixed-Use Zoning Districts and Form-Based Zoning Districts (COUNCIL DISTRICTS 2, 7, 8 and 9)
4. [M&C G-17911](#) - Authorize Lease Agreement with Chesapeake Exploration, L.L.C., in the Amount of \$20,000.00 for Natural Gas Drilling Under Ten Acres of Shackelford Park Located at 4615 Shackelford Street (COUNCIL DISTRICT 8)
5. [M&C G-17912](#) - Adopt Ordinance Approving Agreed Rate Review Mechanism Tariff Filed by Atmos Energy Corporation d/b/a Atmos Energy Corporation, Mid-Tex Division, to Govern Process of Future Annual Rate Adjustments (ALL COUNCIL DISTRICTS)
6. [M&C G-17913](#) - Adopt Resolution Authorizing Increase of \$200,000.00 to the Maximum Amount to be Paid to Kelly, Hart and Hallman L.L.P., as Outside Counsel to Represent the City in the Lawsuits Entitled City of Fort Worth v. Employees' Retirement Fund of the City of Fort Worth, Cause No. 342-262392-12, and Richard Van Houten, Jr. and Stephen Hall

v. City of Fort Worth, a Texas Municipal Corporation, Cause No. 4:12-CV-00826, and Any Other Litigation Related to the Pension Benefit Changes Adopted by the City Council on October 23, 2012, for a Total of \$400,000.00, and Adopt Supplemental Appropriation Ordinance Increasing Appropriations in the Risk Management Fund in the Amount of \$200,000.00 and Decreasing the Assigned Risk Management Fund Balance by the Same Amount (ALL COUNCIL DISTRICTS)

7. [M&C G-17914](#) - Adopt Resolution Authorizing a Lawsuit Against United Riverside Rebuilding Corporation for Breach of Contract (COUNCIL DISTRICT 8)
8. [M&C G-17915](#) - Authorize Temporary Closure of Alta Vista Road from North Beach Street to Eddleman Drive from June 7, 2013 Through August 11, 2013 for Paving, Drainage, Water and Sewer Improvements (COUNCIL DISTRICTS 4 and 7)
9. [M&C G-17916](#) - Authorize Acceptance of Monetary Donations from the Fort Worth Garden Club in the Amount of \$85,000.00 and the Fort Worth Chamber Foundation, Inc., in the Amount of \$100,000.00, Authorize Execution of an Infrastructure Construction Agreement with Event Facilities Fort Worth, Inc., in the Amount Not to Exceed \$1,094,248.00 for Storm Drainage and Sidewalk Improvements, Authorize Transfer in the Amount of \$341,341.00 from the Park Gas Lease Project Fund to the Stormwater Capital Projects Fund and Adopt Appropriation Ordinance, Council Proposal No. 00143 (COUNCIL DISTRICT 7)
10. [M&C G-17917](#) - Authorize Change in Scope in the Fiscal Year 2013 Crime Control and Prevention District Fund to Revise the Code Blue Program to Include the Code Blue at the Schools Enhancement and Authorize Execution of an Interlocal Agreement with the Fort Worth Independent School District to Operate Code Blue at the Schools (ALL COUNCIL DISTRICTS)
11. [M&C G-17918](#) - Approve Reserve Officers Appointed by the Chief of Police to Serve in a Supplementary Capacity for the Police Department (ALL COUNCIL DISTRICTS)
12. [M&C G-17919](#) - Authorize Naming of the Pavilion at Rotary Plaza in Trinity Park in Honor of Marvin and Felice Girouard (COUNCIL DISTRICT 9)
13. [M&C G-17920](#) - Authorize Acceptance of a Donation from the Fort Worth Botanical Society, Inc., for Infrastructure Repairs and Improvements Valued in the Amount of \$275,000.00 for the Japanese Garden (COUNCIL DISTRICT 7)
14. [M&C G-17921](#) - Conduct a Public Hearing and Adopt Ordinance Establishing Standards of Care for Youth Programs in the Parks and Community Services Department for 2013 (ALL COUNCIL DISTRICTS) **(PUBLIC HEARING)**
 - a. Report of City Staff
 - b. Citizen Presentations
 - c. Council Action

C. Purchase of Equipment, Materials, and Services

1. [M&C P-11538](#) - Authorize Purchase of Four Rosenbauer Pumper Fire Trucks from Daco Fire Equipment, Inc., in the Amount of \$2,693,688.00 Using a Cooperative Contract for the Fire Department (ALL COUNCIL DISTRICTS)
2. [M&C P-11539](#) - Authorize Purchase of a Quint Fire Truck from Scott Fire Apparatus, Inc., in the Amount of \$808,347.00 Using a Cooperative Contract for the Fire Department (ALL COUNCIL DISTRICTS)

D. Land

1. [M&C L-15561](#) - Authorize Lease and Operating Agreement with The BAC Education Foundation, Inc., to Manage and Operate the Newly Renovated Former Guinn Elementary School Building Located at 600 East Rosedale as a Business Incubator (ALL COUNCIL DISTRICTS)
2. [M&C L-15562](#) - Authorize Condemnation by Eminent Domain of Easement Interest in 0.128 Acres of Land for a Sanitary Sewer and 0.091 Acres of Land for Temporary Construction Located at 12101 Randy Lane Owned by Linda S. Gibson, David L. Douglas, Elizabeth A. Hisey, Teracia J. Rice and Kerry Wayne Noble for the Sanitary Sewer Main 257, Part 2, Parallel Relief Main Project Located in the City of Fort Worth's Extra-Territorial Jurisdiction (COUNCIL DISTRICT 8)

E. Planning & Zoning - None

F. Award of Contract

1. [M&C C-26298](#) - Authorize Execution of a Community Facilities Agreement with Hillwood Alliance Services, LLC, in the Amount of \$3,775,871.83 with City Participation Not to Exceed \$2,634,311.17 for the Design and Construction of North Riverside Drive from Dalton Street to Shiver Road and Adopt Appropriation Ordinance (COUNCIL DISTRICT 4)
2. [M&C C-26299](#) - Adopt Supplemental Appropriation Ordinance Increasing Appropriations in the General Fund in the Amount of \$148,200.00 and Decreasing the Unassigned General Fund Balance by the Same Amount and Authorize Execution of a Professional Services Agreement with the University of North Texas Health Science Center for West Nile Virus Mosquito Surveillance and Supplemental Laboratory Testing Services in the Amount Not to Exceed \$148,200.00 (ALL COUNCIL DISTRICTS)
3. [M&C C-26300](#) - Authorize Execution of Contract with S.J. Louis Construction of Texas, Ltd., in the Amount of \$2,964,047.90 for Cultural District/Will Rogers Water and Sanitary Sewer Improvements, Part 3 - Harley Avenue, Montgomery Street and Rip Johnson Drive, Provide for Project Costs and Contingencies for a Project Total in the Amount of \$3,152,047.90 (COUNCIL DISTRICT 7)

4. [M&C C-26301](#) - Authorize Execution of a Contract with Landmark Structures I, LP, in the Amount of \$3,740,000.00 for the Northside IV Elevated Storage Tank and Thirty-Inch Pipeline and Provide for Staff Costs and Contingencies for a Project Total in the Amount of \$3,902,000.00 (COUNCIL DISTRICT 7)
5. [M&C C-26302](#) - Authorize Payment to Oncor Electric Delivery Company, LLC, in the Amount of \$69,764.09 for Replacement and Upgrade to the Electrical Service at the Eastside Pump Station Located at 2511 Avenue B (COUNCIL DISTRICT 8)
6. [M&C C-26303](#) - Authorize Execution of an Engineering Agreement with Gary P. Kutilek d/b/a The Landscape Alliance in the Amount of \$77,800.00 for Design and Engineering Services for Sandy Lane Park Improvements (COUNCIL DISTRICT 5)

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, June 4, 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. *City of Fort Worth v. Employees' Retirement Fund of the City of Fort Worth*, Cause No. 342-262392-12, 342nd District Court, Tarrant County, Texas; and
 - b. Legal issues concerning any item listed on today's City Council meeting agendas;
2. Deliberate the purchase, sale, lease or value of real property in accordance with Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party;
3. Deliberate concerning economic development negotiations as authorized by Section 551.087 of the Texas Government Code; and
4. Deliberate the deployment, or specific occasions for implementation, of security personnel or devices, in accordance with Section 551.076 of the Texas Government Code.



CITY OF FORT WORTH
CITY COUNCIL

HOUSING AND ECONOMIC DEVELOPMENT COMMITTEE

AGENDA

Tuesday, June 4, 2013

*Scheduled to Begin Immediately Following the
Fort Worth Sports Authority Meeting
Scheduled to Begin at 1:00 P.M*

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

Housing and Economic Development Committee Members

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

Staff Liaison – Fernando Costa, Assistant City Manager

-
1. **Call to Order** – Joel Burns, Chair
 2. **Approval of Minutes from the Meeting Held on May 7, 2013** – Joel Burns, Chair
 3. **Executive Session** - The Housing and Economic Development Committee will conduct a closed meeting to:
 - A. Seek the advice of its attorneys concerning the following items that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules, as authorized by section 551.071 of the Texas Government Code: legal issues related to any current agenda items; and
 - B. Discuss the purchase, sale, lease or value of real property, as authorized by Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party; and

C. Discuss or deliberate negotiations relating to any economic development negotiations, as authorized by Section 551.087 of the Texas Government Code.

4. **Written Reports** – Cynthia Garcia, Acting Director, Housing and Economic Development Department
 - Memo on Lien Release Agreement for the Redevelopment of Terry’s Supermarket located at 3900 Hemphill Street
 - Memo on the 2013-2018 Consolidated Plan
 - Memo on GE Transportation Test Track and Use of Regional Toll Revenue
5. **Presentation on the 2013-2014 Action Plan for Federal Entitlement Grants Funds** – Cynthia Garcia, Acting Director, Housing and Economic Development Department
6. **Presentation on City’s Priority Repair Program and Weatherization Program** – Cynthia Garcia, Acting Director, Housing and Economic Development Department and Sonia M. Singleton, Acting Assistant Director, Parks and Community Service Department
7. **Audit Report on Economic Development Incentive Program** – Robert Sturns, Acting Assistant Director, Housing and Economic Development Department
8. **Requests for Future Agenda Items** – Joel Burns, Chair
9. **Date of Next Regular Meeting** – August 6, 2013 – Joel Burns, Chair
10. **Adjourn** – Joel Burns, Chair

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

CITY OF FORT WORTH, TEXAS
HOUSING AND ECONOMIC DEVELOPMENT COMMITTEE
May 7, 2013

Present:

Committee Member Joel Burns, Chairman
Committee Member Salvador Espino
Committee Member Kelly Allen Gray
Committee Member Betsy Price (arrived at 1:04 pm)
Committee Member W. B. "Zim" Zimmerman
Committee Member Danny Scarth
Committee Member Jungus Jordan
Committee Member Dennis Shingleton
Committee Member Frank Moss (arrived at 1:04pm)

City Staff:

Fernando Costa, Assistant City Manager
Peter Vaky, Deputy City Attorney
Mary J. Kayser, City Secretary
Jay Chapa, Director of Housing & Economic Development Department
Cynthia Garcia, Assistant Director, Housing & Economic Development Department
Robert Sturns, Manager, Housing and Economic Development Department

Other City Staff in Attendance:

Tom Higgins, City Manager
Vicki Ganske, Sr. Assistant City Attorney
LeAnn Guzman, Sr. Asst. City Attorney

1. Call to Order - Joel Burns, Chair

With a quorum of the committee members present, Chairman Joel Burns called the meeting of the Fort Worth Housing and Economic Development Committee to order at 1:01 p.m., on Tuesday, May 7, 2013, in the Pre-Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102.

2. Approval of Minutes from the Meeting Held on April 2, 2013 – Joel Burns, Chair

Motion was made by Committee Member Shingleton and second by Committee Member Scarth to approve the minutes of the April 2, 2013, Fort Worth Housing and Economic Development Committee meeting. Motion passed 7-0. (Committee members Price and Moss absent.)

Chairman Joel Burns adjourned the regular meeting of the Fort Worth Housing and Economic Development Committee into Executive Session at 1:01 p.m.

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

- A. Seek the advice of its attorneys concerning the following items that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules, as authorized by section 551.071 of the Texas Government Code: legal issues related to any current agenda items; and
- B. Discuss the purchase, sale, lease or value of real property, as authorized by Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party; and
- C. Discuss or deliberate negotiations relating to any economic development negotiations, as authorized by Section 551.087 of the Texas Government Code.

Chairman Joel Burns adjourned the Executive Session at 1:15 p.m., on Tuesday, May 7, 2013.

Chairman Joel Burns reconvened the regular session of the Housing and Economic Development Committee at 1:16 p.m., on Tuesday, May 7, 2013.

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

- Memo on Mid-Year Audit Adjustments for the Downtown and Camp Bowie Public Improvement Districts
- Memo on Old Fire Station No. 10 Regarding Terms and Additional Community Development Block Grant Funds
- Memo on EB-5 Foreign Investor Program Partnership with the Fort Worth Chamber of Commerce
- Memo on Amendments to Neighborhood Empowerment Zone (NEZ) Program and Renewal of the NEZ Tax Abatement Policy
- TECH Fort Worth Quarterly Report

Presentation on Directions Home Community Engagement Campaign – Mark C. Hill, Chair, Fort Worth Advisory Commission on Ending Homelessness and Otis Thornton, Homelessness Program Director, Housing and Economic Development Department.

Mark C. Hill, Chair, Fort Worth Advisory Commission on Ending Homelessness reviewed the purpose of the Commission ofnEnding Homelessness and the progress that has been made in the last nine (9) years. He introduced Otis Thornton, Homelessness Program Director to provide an overview of the Directions Home program and to provide andoverview of the Community Engagement Campaign. Mr. Thornton noted that homelessness is down but not eliminated. Continued focus on chronic homelessness saves money and tax dollars.

Mr. Thornton then discussed the new awareness campaign “The Shortest Way Home” which will dispel myths about homelessness and encourage community participation in the Directions Home plan through volunteerism, donations, and support. He reviewed the various means the creative team came up with to get the message out, guerilla art, website and social media, outdoor boards, transit panels and print. There will be several events related to the campaign: a Directions Home Geocaching event over the Memorial Day weekend and a Team of running ambassadors – “Team Home Run” that will participate in runs of the program sponsors.

6. Requests for Future Agenda Items – Joel Burns, Chair

None

7. Date of Next Regular Meeting – June 4, 2013 – Joel Burns, Chair

8. Adjourn – Joel Burns, Chair

With no further presentations or discussions, Chairman Joel Burns adjourned the regular meeting of the Fort Worth Housing and Economic Development Committee at 1:32 p.m., on Tuesday, May 7, 2013.

These minutes approved by the Fort Worth Housing and Economic Development Committee on the ____ day of _____, 2013.

APPROVED:

Joel Burns, Chair

Minutes Prepared by and Attest:

Mary J. Kayser, City Secretary



MEMORANDUM

Date: June 4, 2013

To: Chairman Burns & Members of the Housing and Economic Development Committee

From: Cynthia Garcia, Acting Director of Housing and Economic Development

Subject: Lien Release Agreement for the Redevelopment of Terry's Supermarket

In 2002, SOWAMCO XXVIII, LTD, the prior owners of the Mexia Grocery Store located at 3900 Hemphill, filed for bankruptcy, turned off the electricity, leaving the food in the store. The food in the store spoiled, creating a hazard for the health, safety, and welfare of residents of Fort Worth. The City abated the hazard by removing all of the spoiled food, cleaning the property and boarding up the property. The City filed three liens on the property for the cost of the abatement (\$109,480.10), board-up (\$1,731.49) and debris removal (\$1,423.20). In 2003, the City was approached by Terry's Supermarket Development LLC d/b/a Terry's Supermarket #5 L.L.C. (Terry's) with plans to purchase, renovate and operate the premises. Terry's requested that the City release its liens on the property in return for making employment commitments, community involvement commitments, and making improvements to the design and landscaping. City staff negotiated the following commitments in exchange of the lien releases:

1. Design/Landscaping
 - a. Adhere to all provisions of the Landscape Ordinance;
 - b. Paint and remodel the premises;
 - c. Install a new coat of asphalt and stripe the parking lot;
 - d. Install new brick planter boxes at the street corners and the store entrances; and
 - e. Install three new lights in the parking lot;
2. Employment Commitments
 - a. Hire a minimum of 40 full time employees for store operation;
 - b. 75% of the employees will reside in the Central City; and
 - c. Store management team to be selected from current employees or employees that reside in the Central City.
3. Community Involvement Commitments
 - a. Work with area high school to set-up a work program or employ High School students; and
 - b. Provide community sponsorships.

Due to city organizational changes that occurred at the time, an agreement for the lien release was never finalized and executed. Terry's has now requested that the City release its liens and accrued interest since they have fulfilled all of the commitments. Staff has reviewed documentation and the premises confirming that all of the commitments have been met or exceeded as originally discussed.



MEMORANDUM

Date: June 4, 2013

To: Chairman Burns & Members of the Housing and Economic Development Committee

From: Cynthia Garcia, Acting Director of Housing and Economic Development

Subject: Recommendations for Performance Outcomes for the 2013-2018 Consolidated Plan

The City of Fort Worth (“City”) receives an annual allocation of federal funds from the United States Department of Housing and Urban Development (“HUD”). The City receives Community Development Block Grant funds, HOME Investment Partnership Program Funds, Emergency Solution Grant, and Housing Opportunities for People with AIDS Funds. In order to continue to receive these funds, the City is required by federal regulation to submit a Consolidated Plan (“Con Plan”) every 3 to 5 years and an annual Action Plan. The Con Plan must meet the 3 HUD objectives, Decent Housing, Suitable Living Environment and Expanded Economic Opportunities. The Con Plan contains the City’s strategies, activities and performance measures to meet HUD’s objectives. The Action Plan provides details on how the federal funds will be spent each year to meet the HUD objectives. All activities pursued must primarily benefit low and moderate-income residents.

Earlier this year, staff held 8 public meetings to receive public input to determine which strategies and activities should be included in the Con Plan. The comments were presented to the Community Development Council’s (CDC). On April 2, 2013, the Community Development Council’s (“CDC”) recommendations for the Con Plan strategies and activities were presented to the Housing and Economic Development Committee. Based upon these recommendations, staff developed 5 year performance outcomes for each activity. The CDC approved staff’s recommendations. Attached for your review are the recommended strategies, activities and the 5 year performance outcomes for each activity.

In order to submit the Con Plan to HUD, a public comment period will occur from June 23, 2013 to July 23, 2013. Notice of the public comment period will be published in the *Fort Worth Star Telegram* on June 21, 2013. Public hearings regarding the Con Plan will be conducted at the July 23rd and August 6th City Council meetings. Staff will place an M&C on the August 6, 2013 City Council meeting in order that it can be considered by City Council and submitted to HUD by August 16, 2013.

If you have any questions regarding, please contact me at 817-392-8187.

Exhibit A

HUD Objective 1: Decent Housing		
Activity	2013-2018 Totals	Count
Homebuyer Assistance Program	500	Households
Multi-Family Projects	20	Units
CHDO	10	Units
Priority Repair Program	1,440	Households
Cowtown Brush-up	500	Households
Barrier Removal	250	Households
Shelter Services	17,500	Unduplicated Clients
Rapid Rehousing	50	Households
Homeless Prevention	1,250	Unduplicated Clients
STRMU	590	Households
TBRA	335	Households
Supportive Services Without Housing	440	Unduplicated Clients
Total Households	3665	Households
Total Unduplicated Clients	19,190	Unduplicated Clients
Total Units	30	Units
HUD Objective 2: Suitable Living Environment		
Activity	5 Year Total	Count
Youth Services	1,625	Unduplicated Clients
Child Care	880	Unduplicated Clients
Senior Services	5,525	Unduplicated Clients
Handicap/ Disabled Services	250	Unduplicated Clients
Substance Abuse Services	750	Unduplicated Clients
Homeless Services	695	Unduplicated Clients
Housing Counseling Services	1,750	Unduplicated Clients
Total	11,475	Unduplicated Clients
Demolition	75	Residential Structures
Infrastructure Improvements – Street/ Sidewalks/ Public Facilities	10,000	Persons Served
HUD Objective 3: Expanded Economic Opportunities		
Activity	5 Year Total	Count
Employment/Job Training	1,750	Unduplicated Clients



MEMORANDUM

Date: June 4, 2013

To: Chairman Burns & Members of the Housing & Economic Development Committee

From: Cynthia Garcia, Acting Director, Housing & Economic Development Department

Subject: GE Transportation Test Track and Use of Regional Toll Revenue

For the last several months, City Staff has been working with regional partners involved in the Highway 156/Highway 114 interchange reconstruction as it relates to the expansion of the Alliance Airport runway project and the agreed upon use of the soon to be abandoned BNSF railroad spur by GE Transportation for the testing of locomotives produced at its new manufacturing facility. After determining that the continued use of the railroad spur by GE would create additional congestion in the area of the highway interchange and potentially increase the cost of the project significantly, it has been determined that a better alternative is to eliminate the track extension south of Highway 114 and instead extend the rail spur north to provide the required length of track needed for the test track.

In order to allow for this project to go forward, on April 11, 2013 the Regional Transportation Council (RTC) approved the use of \$3.95 million of interest earnings held by the City of Fort Worth of Regional Toll Revenues (RTR) from the Alliance Airport runway project for use to complete an extension of the required test track. This extension will provide for the test track to extend adjacent to the GE manufacturing facility without crossing Hwy. 114, which would significantly impact traffic along the frontage roads that will be utilized by commuters adjacent to the Northwest ISD campus. Completion of this project will involve coordination by the City of Fort Worth with Denton County and North Texas Council of Governments staffs since RTR funds are being utilized and Denton County will participate in acquiring the required right of way. Additionally, the RTC approved \$50,000 to provide for an engineering study to determine if extending Double Eagle Parkway to Hwy. 156 south of the Hwy. 156/Hwy. 114 interchange would provide for better regional mobility.

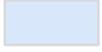
In August staff will place a M&C on the City Council agenda to approve appropriation of the RTR funding and an engineering agreement to determine the amount of right of way

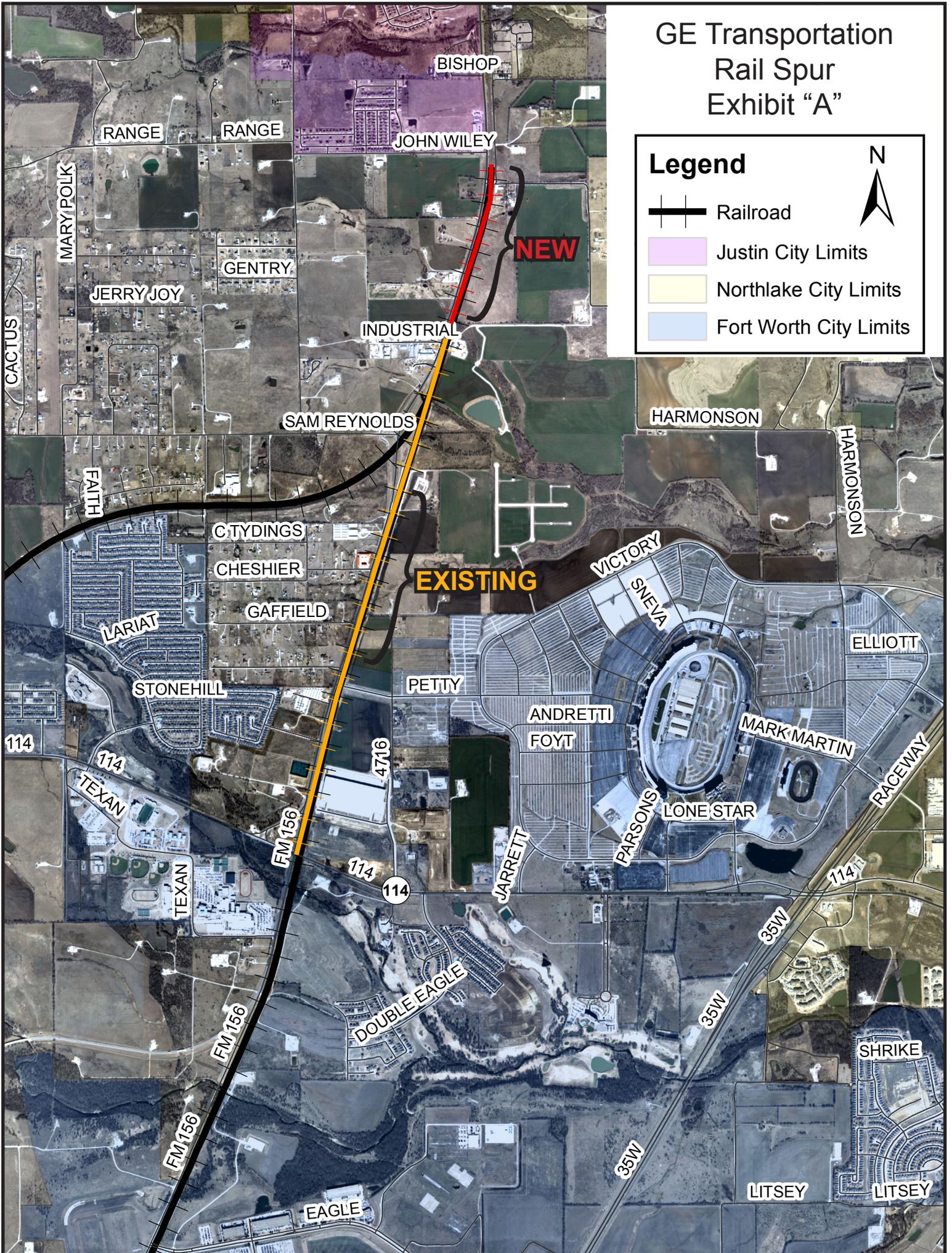
to be acquired, schematics on design of the track to be constructed and estimates of the total cost of the project. Based on the engineering study, future City Council action will be sought to appropriate funding to complete the project. The attached map outlines the proposed rail line extension.

If you have any questions concerning this issue, please feel free to contact Doug Wiersig, Transportation and Public Works Director or Jay Chapa, Interim Financial Management Services Director.

GE Transportation Rail Spur Exhibit "A"

Legend

-  Railroad
-  Justin City Limits
-  Northlake City Limits
-  Fort Worth City Limits



FORT WORTH LOCAL DEVELOPMENT CORPORATION

AGENDA

Tuesday, June 4, 2013

*Immediately Following the Fort Worth
City Council Housing and Economic
Development Committee Meeting,
Scheduled to Begin Immediately Following the
Fort Worth Sports Authority Meeting
Scheduled to Begin at 1:00 P.M.*

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

Board of Directors

Frank Moss, President
Danny Scarth, Vice President
Dennis Shingleton, Trustee

Zim Zimmerman, Treasurer
Joel Burns, Trustee
Kelly Allen Gray, Trustee

Betsy Price, Trustee
Jungus Jordan, Trustee
Salvador Espino, Trustee

Staff Liaison: Fernando Costa, Assistant City Manager

-
1. **Call to Order** – Frank Moss, President
 2. **Approval of Minutes from the Meeting Held on May 7, 2013** – Frank Moss, President
 3. **Written Reports** – Frank Moss, President
 - A. Financial Report through April 30, 2013
 4. **Executive Session:** The Fort Worth Local Development Corporation’s Board of Trustees will conduct a closed meeting to:
 - a. Seek the advice of its attorneys concerning the following items that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules, as authorized by Section 551.071 of the Texas Government Code: (i) legal issues concerning any current agenda item; and
 - b. Discuss the purchase, sale, lease or value of real property, as authorized by Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the Corporation in negotiations with a third party; and
 - c. Discuss or deliberate negotiations relating to any economic development negotiations, as authorized by Section 551.087 of the Texas Government Code.

5. **Discussion and Consideration of Resolution to Proceed with the Lancaster Mixed-Use Development** – Jay Chapa, Administrator
6. **Adopt Resolution Appointing Fernando Costa as Authorized Signatory Agent of the Fort Worth Local Development Corporation** – Jay Chapa, Administrator
7. **Requests for Future Agenda Items** – Frank Moss, President
8. **Adjourn** – Frank Moss, President

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

**CITY OF FORT WORTH, TEXAS
FORT WORTH LOCAL DEVELOPMENT CORPORATION
TUESDAY, MAY 7, 2013**

Present:

President Frank Moss
Vice President Danny Scarth
Treasurer W. B. "Zim" Zimmerman
Trustee Betsy Price
Trustee Salvador Espino
Trustee Jungus Jordan
Trustee Dennis Shingleton
Trustee Kelly Allen Gray
Trustee Joel Burns

City staff:

Fernando Costa, Assistant City Manager
Vicki Ganske, Senior Assistant City Attorney
Mary J. Kayser, City Secretary
Cynthia Garcia, Administrator

Other staff:

Jay Chapa, Administrator
LeAnn Guzman, Senior Assistant City Attorney

1. Call to Order.

With a quorum present, President Moss called the meeting to order for the Board of Directors of the Fort Worth Local Development Corporation (Corporation) at 2:35 p.m. on Tuesday, May 7, 2013, in the Pre-Council Chamber of the Fort Worth Municipal Building, 1000 Throckmorton Street, Fort Worth, Texas

2. Approval of Minutes of the November 6, 2012, Meeting.

President Moss opened the floor for a motion on the approval of the minutes of the Tuesday, November 6, 2012, meeting.

MOTION: Upon a motion made by Trustee Price and seconded by Trustee Shingleton, the Board of Directors voted unanimously 9 ayes and 0 nays, to approve the Tuesday, November 6, 2012, minutes of the Corporation as presented. The motion carried.

3a. Written Reports: Fort Worth Local Development Corporation Financial Report through March 31, 2013.

President Moss referenced the Financial Report through March 31, 2013, and opened the floor for discussion on the report. There was no action or discussion on this item.

4. Executive Session – President Moss stated that he had been advised that an Executive Session was not necessary to discuss the following items:

- A. Seek the advice of its attorneys concerning the following items that are exempt from public disclosure under Article X, Section 9, of the Texas State Bar Rules, as authorized by Section 551.071 of the Texas Government Code: (i) legal issues concerning any current agenda item; and
- B. Discuss the purchase, sale, lease or value of real property, as authorized by Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the Corporation in negotiations with a third party; and
- C. Discuss or deliberate negotiations related to any economic development negotiations, as authorized by Section 551.087 of the Texas Government Code.

This agenda item was passed over.

5. Discussion and Consideration of Resolution to Purchase 5401 Berry from the Fort Worth Housing Finance Corporation and Tax Foreclosed Property Located at 5425 E. Berry from the City of Fort Worth.

Ms. Cynthia Garcia, Administrator, provided a PowerPoint presentation advising that the properties were located in the Berry/Stalcup Urban Village. She displayed another aerial view of the project area with the proposed concept plan then provided the background information regarding both tax-foreclosed properties. She concluded her presentation by advising the Board of the proposed terms of the purchase and that staff recommended the Board approve the resolution authorizing the purchase of 5425 E. Berry for the Tarrant Appraisal District value of \$19,750.00, purchasing 5401 E. Berry from the Fort Worth Housing Finance Corporation for \$15,180.60 and authorizing closing costs not to exceed \$10,000.00.

President Moss advised that the property at 5425 E. Berry had been burned but the City was unable to demolish the structure because funding was not available. However, by the Fort Worth Local Development Corporation purchasing the property there may be funding to demolish the structure if clearance is granted by the Texas Commission on Environmental Quality and the Historic and Cultural Landmarks Commission.

MOTION: Upon a motion made by Trustee Shingleton and seconded by Trustee Price, the Board voted unanimously 9 ayes and 0 nays, to approve Resolution No. FWLDC-2013-01. The motion carried.

6. Discussion and Consideration of Resolution to Hire Zenith Roofing Services, LLC for Roof Repairs at 4700 Blue Mound Road for an Amount not to Exceed \$50,000.00.

Ms. Cynthia Garcia, Administrator, provided a PowerPoint presentation and advised the Board of the deteriorated condition of the roof for the building located at 4700 Blue Mound Road. She outlined the proposed repairs and recommended that the Board enter into a contract with Zenith Roofing for up to \$50,000.00 for the roof repairs.

MOTION: Upon a motion made by Trustee Shingleton and seconded by Trustee Price, the Board voted unanimously 9 ayes and 0 nays, to approve Resolution No. FWLDC-2013-02. The motion carried.

7. Requests for Future Agenda Items.

President Moss opened the floor on requests for future agenda items. No requests were made by Board members.

8. Adjourn.

With no further discussion, President Moss adjourned the meeting of the Fort Worth Local Development Corporation Board at 2:43 p.m. on Tuesday, May 7, 2013.

These minutes approved by the Fort Worth Housing Finance Corporation Board of Directors on the _____ day of _____ 2013.

APPROVED:

Frank Moss
President

ATTEST:

Dennis Shingleton
Secretary

Prepared and respectfully submitted by:

Mary J. Kayser, TRMC/CMC
City Secretary

Fort Worth Local Development Corporation
Balance Sheet
April 31, 2013
(Unaudited)

Assets	
Cash and cash equivalents	\$1,977,395.95
Interest Receivable	2,970.54
Note Receivable - Oliver's	450,000.00
Receivables - City	<u>0.00</u>
Total Assets	<u><u>\$2,430,366.49</u></u>
Liabilities and Fund Balance	
Accounts and Contracts Payable	0.00
Prepaid Rent	<u>0.00</u>
Total Liabilities	0.00
Fund Balance (Deficit)	
Designated for Authorized Expenditures	\$2,415,168.89
Net Income	15,197.60
Undesignated	<u>0.00</u>
Total Fund Balance	2,430,366.49
Total Liabilities and Fund Balance	<u><u>\$2,430,366.49</u></u>

Fort Worth Local Development Corporation
Statement of Revenues and Expenditures
October 1, 2012 through April 31, 2013
(Unaudited)

Revenues

Property Tax Reimbursement	\$4,590.04	
Revenue from Rents	306,985.91	
Gas Lease Royalties	200,065.51	
Insurance Proceeds	229,392.31	
Interest Income	7,787.64	
Sale of Property	34,848.00	
Total Revenue	\$783,669.41	\$783,669.41

Expenditures

Bank Charges	\$246.43	
Commissions	26,539.40	
Contractual Services	62,261.93	
Insurance	64,587.00	
Operations	124.00	
Property Management	12,135.53	
Property Purchase	0.00	
Property Taxes	302,917.89	
Repairs	235,423.54	
Security System	3,178.90	
Storm Water Utility	20,979.00	
Transfers to City	26,000.00	
Transfer to Lancaster LLC	0.00	
Utilities	14,078.19	
Total Expenditures	\$768,471.81	\$768,471.81

Excess (Deficiency) of Revenues Over (Under) Expenditures \$15,197.60

Fort Worth Local Development Corporation
Schedule of Available Funds
April 30, 2013
(Unaudited)

Total Cash at April 30, 2013	\$1,977,395.95
Cash in Property Management Account	(5,348.68)
Cash available	1,972,047.27
Commitments	
Survey Expenses	6,250.00
Lancaster Project - Construction	1,435.25
Lancaster Project - Attorney Fees	19,589.58
Oliver's Fine Foods - Attorney Fees	2,950.00
Reserves	
Maintenance Reserve	100,000.00
Property Tax Reserve	100,000.00
Total Commitments & Reserves	230,224.83
Unrestricted Cash Available	\$1,741,822.44

Other Information:

On August 21, 2007 \$275,000.00 was transferred to the City (M&C C-22334) with the understanding that it would be paid back when properties along Lancaster are sold. The transfer was made to fund an art sculpture on Lancaster Avenue.

On December 18, 2007 \$162,000.00 was transferred to the City (M&C C-22592) with the understanding that it would be paid back when properties along Lancaster are sold. The transfer was made to fund survey services and improvements on Lancaster Avenue.

In September of 2008 \$92,321.91 of the \$162,000.00 was returned to the LDC.

ALLIANCEAIRPORT AUTHORITY, INC.

Agenda

Tuesday, June 4, 2013

*Immediately Following the Pre-Council Meeting of the
City Council of the City of Fort Worth
Scheduled to Begin at 3:00 P.M.*

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

Board of Directors

Jungus Jordan, President	Kelly Allen Gray, Director	Dennis Shingleton, Director
Salvador Espino, Vice President	Frank Moss, Director	Danny Scarth, Director
Joel Burns, Director	Betsy Price, Director	Zim Zimmerman, Director

- I. Call to Order
- II. Approve Minutes of February 19, 2013 Meeting
- III. Adopt Resolution Increasing the Amount to be Paid to Peter C. Lewis and the law Firm of Scheef & Stone, L.L.P. as Outside Legal Counsel to Represent AllianceAirport Authority, Inc. in Matters Related to *In re AMR Corporation, et al.*, United States Bankruptcy Court for the Southern District of New York, Case Number 11-15463
- IV. Executive Session – The Board of Directors of AllianceAirport Authority, Inc. will conduct a closed meeting to:
 - A. Seek the advice of its attorneys concerning *In re AMR Corporation, et al.*, United States Bankruptcy Court for the Southern District of New York, Case Number 11-15463, which is exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules, as authorized by section 551.071 of the Texas Government Code;
 - B. Discuss the purchase, sale, lease or value of real property, as authorized by Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the Corporation in negotiations with a third party; and
 - C. Discuss or deliberate negotiations relating to any economic development negotiations, as authorized by Section 551.087 of the Texas Government Code.
- V. Adjourn

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

**CITY OF FORT WORTH, TEXAS
CITY COUNCIL
ALLIANCEAIRPORT AUTHORITY, INC.
FEBRUARY 19, 2013**

Present:

President Jungus Jordan
Vice President Salvador Espino
Director Betsy Price (Arrived at 1:09 p.m.)
Director Danny Scarth
Director W.B. "Zim" Zimmerman
Director Frank Moss
Director Dennis Shingleton
Director Kelly Allen Gray

City Staff:

Fernando Costa, Assistant City Manager
Peter Vaky, Deputy City Attorney
Ronald P. Gonzales, Assistant City Secretary
Tom Higgins, City Manager
Jay Chapa, Director of Housing and Economic Development
Chris Mosley, Senior Assistant City Attorney
Henry Day, Housing and Economic Development

I. Call to Order

With a quorum of the directors present, President Jordan called the meeting to order for the Board of Directors of the AllianceAirport Authority, Inc., at 1:03 p.m. on Tuesday, February 19, 2013, in the Pre-Council Chamber of the Fort Worth Municipal Building, 1000 Throckmorton Street, Fort Worth, Texas, with Director Price temporarily absent.

II. Approve Minutes of December 11, 2012 Meetings

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

Motion was made by Director Shingleton and seconded by Director Zimmerman to approve the minutes of the December 11, 2012, AllianceAirport Authority, Inc., meeting. Motion carried unanimously 8 ayes 0 nays, with Director Price temporarily absent.

III. Election of Treasurer

Deputy City Attorney advised the Corporation that the City's Chief Financial Office was usually elected as Treasurer to the Board

Motion was made by Director Shingleton and seconded by Director Scarth that Horatio Porter, Chief Financial Officer, be elected as Treasurer to the AllianceAirport Authority, Inc. The motion carried 8-0, with Director Price temporarily absent.

IV. Adopt Resolution Increasing the Amount to be Paid to Peter C. Lewis and the Law Firm of Scheef & Stone, L.L.P., as Outside Legal Counsel to Represent AllianceAirport Authority, Inc., in Matters Related to *In re AMR Corporation, et al.*, United States Bankruptcy Court for the Southern District of New York, Case Number 11-15463.

President Jordan opened the floor for discussion on this issue.

There being no discussion, President Jordan opened the floor for a motion.

Motion was made by Director Moss and seconded by Director Zimmerman, to adopt Resolution No. AAA-2013-01. Motion carried unanimously 9-0.

V. Executive Session

(Director Price assumed her place at the table.)

In accordance with Chapter 551 of the Texas Government Code, President Jordan and the Directors of the AllianceAirport Authority, Inc., convened into Executive Session at 1:07 p.m. on Tuesday, February 19, 2013, in the Pre-Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102, in order to:

- A. Seek the advice of its attorneys concerning *In re AMR Corporation, et al.*, United States Bankruptcy Court for the Southern District of New York, Case Number 11-15463, which is exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules, as authorized by section 551.071 of the Texas Government Code;
- C. Discuss the purchase, sale, lease or value of real property, as authorized by Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the Corporation in negotiations with a third party; and
- D. Discuss or deliberate negotiations relating to any economic development negotiations, as authorized by Section 551.087 of the Texas Government Code.

President Jordan adjourned the Executive Session at 1:12 p.m., on Tuesday, February 19, 2013.

President Jordan reconvened the regular session of the AllianceAirport Authority, Inc., at 1:12 p.m., on Tuesday, February 19, 2013.

VI. Adjourn

With no further business before the Corporation Board, President Jordan adjourned the meeting of the AllianceAirport Authority, Inc., at 1:12 p.m. on Tuesday, February 19, 2013.

These minutes approved by the AllianceAirport Authority, Inc., on the _____ day of _____, 2013.

APPROVED:

Jungus Jordan, Chairman

Minutes Prepared by and Attest:

Ronald P. Gonzales, TRMC/CMC
Secretary to the Corporation Board

ALLIANCEAIRPORT
AUTHORITY, INC.

No: _____

Date: 06-04-13

RESOLUTION

*Increasing the Amount to be Paid to Peter C. Lewis and
the Law Firm of Scheef & Stone, L.L.P. as Outside Legal Counsel
to Represent AllianceAirport Authority, Inc. in Matters Related to
the AMR Bankruptcy*

WHEREAS, AllianceAirport Authority, Inc. (the “Corporation”) owns the American Airlines maintenance facility adjacent to Fort Worth Alliance Airport and issued bonds to finance construction of that facility (the “Maintenance Facility”) and certain equipment located therein; and

WHEREAS, the Corporation accordingly has interests that may be affected by the bankruptcy of American Airlines, Inc. and American Airlines Inc.’s parent company, AMR Corporation (collectively, the “AMR Bankruptcy”); and

WHEREAS, because the interests that are affected by the AMR Bankruptcy are of extraordinary importance and involve complex litigation, it was necessary to retain outside legal counsel to represent the Corporation in such matters through Resolution Number 2012-01 adopted on March 20, 2012; and

WHEREAS, Peter C. Lewis is an attorney with extensive bankruptcy law experience and is well-qualified to represent the Corporation in such matters; and

WHEREAS, because the City of Fort Worth (the “City”) may also have interests affected by the AMR Bankruptcy concerning the Maintenance Facility that require the assistance of outside bankruptcy legal counsel, the City Council, by separate resolution of the City Council, ratified and approved the retention Mr. Lewis and the law firm of Scheef & Stone, L.L.P. to represent the City in such matters; and

WHEREAS, the Corporation is a nonprofit industrial development corporation created pursuant to the Development Corporation Act of 1979, as amended, exclusively for the purpose of benefiting and accomplishing public purposes of, and to act on behalf of, the City of Fort Worth (the “City”), including, without limitation, the promotion and development of new and expanded business enterprises and employment; and

WHEREAS, it is proper for the Corporation to pay any legal fees that the City may be obligated to pay Mr. Lewis and the law firm of Scheef & Stone, L.L.P. for representation of the City in matters related to the AMR Bankruptcy to the extent that such services concern the Maintenance Facility; and

WHEREAS, to date, the cost of legal services provided by Peter Lewis is \$161,134.03;
and

WHEREAS, the subject project is still pending and it is estimated that an additional amount of approximately \$20,000.00 beyond the current authorized \$160,000.00 will be needed for the legal services necessary to bring this litigation to a successful conclusion.

NOW, THEREFORE, BE IT RESOLVED, that, as far as practicable, the compensation to be paid to Peter C. Lewis and the law firm of Scheef & Stone, L.L.P. pursuant to the representation of both the Corporation and, to the extent that such representation concerns the Maintenance Facility, the City shall not exceed \$180,000.00 in the aggregate.

ADOPTED this 4th day of June, 2013.

ATTEST:

Ron Gonzales
Secretary



Updated May 30, 2013

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

June 4, 2013 **Monthly Zoning Meeting**

11:00 a.m. Legislative and Intergovernmental Affairs Committee (cancelled)

1:00 p.m. Fort Worth Sports Authority (Pre-Council Chamber)

Housing and Economic Development Committee

(Immediately following the 1:00 p.m. FWSPA Meeting)

Fort Worth Local Development Corporation

(Immediately following the HED meeting)

Alliance Airport Authority, Inc. Meeting

(Immediately following the Pre-Council Meeting scheduled to begin at 3:00 p.m.)

3:00 p.m. Pre-Council Meeting

Continued Items:

- **M&C G-17899** - Authorize Settlement of Claims Against United Riverside Rebuilding Corporation, Execution of a Settlement Agreement and Payment of Closing Costs in the Amount Not to Exceed \$10,000.00 (COUNCIL DISTRICT 8 – Kelly Allen Gray) **(Continued from May 21, 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) **(Council District 7 – Dennis Shingleton) (Continued from May 7, 2013 by Council Member Espino)**
- **ZC-13-009** - Legend Bank, Tarrant County Water District, 1351, 1801, 1811 E. Northside Drive; from: "O-1" Floodplain, "PD-399" Planned Development/Specific Use for all uses in "F" General Commercial except certain prohibited uses and allowing limited uses will be permitted: Property development standards will be the same as set forth in the "F" district except for height. A height of 5 stories or 75 feet maximum shall be permitted if approved on the required site plan, and "PD-717" Planned Development/Specific Use for all uses in "F" General Commercial plus hotel, permitting a parking area or garage as long as it is in conjunction with or auxiliary to an onsite business, a temporary residence for security purposes, a temporary trailer used for construction or storage purposes, a bar, tavern, or cocktail lounge if such use is a part of or in connection with a hotel, motel, or restaurant. Property development standards will be the same as set forth in the "F" district except for height. A height of 5 stories or 75 feet maximum shall be permitted; site plan required, and excluding certain uses to: "PD/D" Planned Development for all uses in "D" High Density Multifamily; site plan included. **(Recommended for Approval by the Zoning Commission) (Council District 9 – Joel Burns) (Continued from May 14, 2013 by Council Member Espino)**



Updated May 30, 2013

City of Fort Worth
City Council Pre-Council Agenda Calendar

June 4, 2013 (continued)

Continued Items:

- **ZC-13-018** - Electro-Tech Services, Inc., 5116 Northeast Parkway; from: "K" Heavy Industrial to: "PD/K" Planned Development for all uses in "K" Heavy Industrial plus halfway house; site plan included. **(Recommended for Approval by the Zoning Commission) (Council District 2 – Sal Espino) (Continued from May 14, 2013 by Council Member Espino)**
- **ZC-13-042** – F. W. Mason Heights, L. P., 2600 - 2700 blocks of Moresby, 3700 - 3801 Might Mite, 3801 WG Daniels and 3670 Wichita Street; from: "PD-913 " Planned Development for "A-5" One-Family, "PD-915" Planned Development for "ER" Neighborhood Commercial Restricted, and "PD-916" Planned Development for "C" Medium Density Multifamily, with development standards; site plan required to: Adjust the boundary lines for PD-913, PD-915, and PD-916 with development standards; site plan required. **(Recommended for Approval by the Zoning Commission) (Continued from May 7, 2013 by Council Member Allen Gray)**
- **ZC-13-044** - YMCA, 2300 Block E. Berry Street; from: "R1" Zero Lot Line/Cluster and "CF" Community Facilities to: "PD/C" Planned Development for all uses in "C" Medium Density Multifamily with development standards; site plan required. **(Recommended for Approval by the Zoning Commission) (Continued from May 7, 2013 by Council Member Allen Gray)**
- **ZC-13-049** - City of Fort Worth Planning & Development; Text Amendment: Airport Overlay and Compatible Use Zones; An Ordinance amending the Zoning Ordinance of the City of Fort Worth, being Ordinance No. 13896, as amended, codified as Appendix "A" of the Code of The City of Fort Worth (1986), to amend:
 - Article 4 "Overlay Districts", of Chapter 4, "District Regulations" to add a new section, Section 4.405 "Airport/Airfield Overlay ("AO") District";
 - Providing for regulations for Airport Overlay Zones and Compatible Use Zones ("AO-CUZ") Restrictions for incompatible uses within Clear Zones and Accident Potential Zones for the Naval Air Station Fort Worth Joint Reserve Base; and
 - To revise Chapter 9, "Definitions" to add definitions related to airports

To review the proposed amendments:

<http://www.fortworthtexas.gov/planninganddevelopment/zoningcommission.aspx>

(Recommended for Approval by the Zoning Commission) (All Council Districts)

(Continued from May 7, 2013 by Council Member Shingleton)



Updated May 30, 2013

City of Fort Worth
City Council Pre-Council Agenda Calendar

June 4, 2013 *(continued)*

Continued Items:

- **ZC-13-050** - City of Fort Worth Planning and Development, North and South of NAS FW JRB Runways; from: various zoning districts to: add Airport Overlay/Compatible Use Zone Overlay Districts (**Recommended for Approval by the Zoning Commission**) (**Council District 3 – Zim Zimmerman and Council District 7 – Dennis Shingleton**) (Continued from May 7, 2013 by Council Member Shingleton)
- o Overview on Significant Zoning Cases [*Dana Burghdoff, Planning and Development*]
- o **Council Proposal No. 295** - Rename Dirks Road, which runs between Granbury Road and Lakeside Drive, to Altamesa Boulevard - *Council Member Jungus Jordan and Council Member Zim Zimmerman*
- o Briefing on Zoning Regulations Affecting Halfway Houses [*Dana Burghdoff, Planning and Development*]

June 11, 2013

10:00 a.m. Audit Committee (cancelled)
1:00 p.m. Infrastructure & Transportation Committee (cancelled)
3:00 p.m. Pre-Council Meeting (cancelled)

June 17, 2013 *(Monday)*

*2:00 p.m. – 5:00 p.m. Capital Projects Planning Workshop
(Pre-Council Chamber)*
*7:00 p.m. Fort Worth Crime Control and Prevention District Board of Directors
Meeting (Pre-Council Chamber)*

June 18, 2013

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



Updated May 30, 2013

City of Fort Worth
City Council Pre-Council Agenda Calendar

June 25, 2013

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

July 2, 2013

11:00 a.m. Legislative and Intergovernmental Affairs Committee (cancelled)

1:00 p.m. Housing and Economic Development Committee (cancelled)

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

July 4, 2013 *(Thursday)*

City Hall Closed – Fourth of July Holiday

July 9, 2013 *Monthly Zoning Meeting*

10:00 a.m. Audit Committee

1:00 p.m. Infrastructure & Transportation Committee

3:00 p.m. Pre-Council Meeting

Continued Items:

- **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 – Dennis Shingleton) (**Continued from January 8, 2013 by Council Member Shingleton**)
- o Briefing on Drought Conditions [*Frank Crumb, Water and Tarrant Regional Water District*]
- o Presentation on State Legislative Wrap-up [*T. J. Patterson, Governmental Relations*]



Updated May 30, 2013

City of Fort Worth
City Council Pre-Council Agenda Calendar

July 16, 2013

8:30 a.m. Pre-Council Meeting

- o Briefing on Naval Air Station Fort Worth Joint Reserve Base [*Fernando Costa, City Manager's Office and Captain Robert Bennett, United States Navy*]

July 23, 2013

8:30 a.m. Pre-Council Meeting

July 30, 2013

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

August 6, 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:

- **ZC-13-034** – City of Fort Worth Planning & Development; Text Amendment: Gas Compressors in "AG" Districts; An Ordinance amending the Zoning Ordinance of the City of Fort Worth, being Ordinance No. 13896, as amended, codified as Appendix "A" of the Code of the City of Fort Worth (1986), to amend:

Chapter 5 "Supplemental Use Standards" to amend Section 5.140 "Natural Gas Compressor Station" to reflect the revisions in the Gas Ordinance; and

Sections 4.800 "Nonresidential District Use Table" and 4.1200 "Form Based Districts Use Table" to clarify that line compressors are permitted by right in certain districts and by Special Exception in all other zoning districts

To review the proposed amendments:

<http://www.fortworthtexas.gov/planninganddevelopment/zoningcommission.aspx>

(Recommended for Denial without Prejudice by the Zoning Commission) (Continued from May 7, 2013 by Council Member Moss)



Updated May 30, 2013

City of Fort Worth
City Council Pre-Council Agenda Calendar

August 13, 2013

10:00 a.m. Audit Committee
1:00 p.m. Infrastructure & Transportation Committee
3:00 p.m. Pre-Council Meeting

August 15, 2013 *(Thursday)*

8:30 a.m. – 5:00 p.m. City Council Budget Workshop (Pre-Council Chamber)

August 16, 2013 *(Friday)*

8:30 a.m. – 5:00 p.m. City Council Budget Workshop (Pre-Council Chamber)

August 20, 2013

8:30 a.m. Pre-Council Meeting

- o Briefing on Dallas/Fort Worth Airport FY2014 Budget [*Chris Poinsatte, Dallas/Fort Worth Airport*]

August 22, 2013 *(Thursday)*

(1:00 p.m. - 4:00 p.m.) Budget Study Session (Pre-Council Chamber)
7:00 p.m. Fort Worth Crime Control and Prevention District Board of Directors Meeting (Pre-Council Chamber)

August 27, 2013

8:30 a.m. Pre-Council Meeting (cancelled)
2:00 p.m. – 4:00 p.m. City Council Joint Meeting with the T Board (Fort Worth Convention Center, Room 200)

August 29, 2013 *(Thursday)*

9:00 a.m. - Noon Budget Study Session (Pre-Council Chamber)



City Council Meeting of May 21, 2013
Staff Action Tracking

Item #4 Regional Animal Control Facility

Due Date: July 9, 2013

Council District: 2

Staff Action: Staff to provide an IR to review possible partnerships with other
Municipalities north of 820 (Saginaw, Keller and Roanoke) to create a
regional Animal Control Facility.

Responsibility: Brandon Bennett (Code Compliance)

**CITY OF FORT WORTH, TEXAS
SPECIAL CALLED CITY COUNCIL MEETING
MAY 21, 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
Ronald P. Gonzales, Assistant City Secretary

I. CALL TO ORDER

With a quorum of the City Council Members present, Mayor Price called the Special Meeting session of the Fort Worth City Council to order at 10:06 a.m. on Tuesday, May 21, 2013, in the City Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102.

II. CERTIFICATION OF OFFICIAL RETURNS BY CITY SECRETARY.

Assistant City Secretary Ronald Gonzales advised the Council that they had been provided with the certifications and tabulations of the official election returns from Tarrant County for the General Election held on Saturday, May 11, 2013, for the purpose of electing four (4) city council members for their respective single member districts of 2, 4, 5, and 8 of the City of Fort Worth, Texas. He stated that the certified returns for such election reported were as follows:

Member of City Council District 2

Jim Lane	1,217
Salvador "Sal" Espino	1,482

Member of City Council District 4

Danny Scarth	1,287
Paul Gardner	945

**CITY OF FORT WORTH, TEXAS
SPECIAL CALLED CITY COUNCIL MEETING
MAY 21, 2013
Page 2 of 3**

Member of City Council District 5

Frank Moss	1,107
Gyna Bivens	1,192
John Tunmire	219

Member of City Council District 8

Kelly Allen Gray	1,513
Kathleen Hicks	1,256

He added that as a result of the tabulations the following persons were declared elected to the City Council:

Council - District 2	Salvador "Sal" Espino
Council - District 4	Danny Scarth
Council - District 8	Kelly Allen Gray

Assistant City Secretary Gonzales advised that the certified cumulative results also showed that no candidate received a majority of the total number of votes received by all candidates for the office of City Council District 5 and that no candidate be declared to the office of City Council District 5. Therefore, in accordance with Chapter IV, Section 2, of the City of Fort Worth Home Rule Charter, a runoff election was hereby declared necessary to fill the office of City Council District 5 and the runoff election would be ordered by separate action of the Council.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Shingleton, acknowledging the receipt of the Certification of Official Election Returns and direct that they be filed of record in the City's Election Register be approved. The motion carried unanimously 9 ayes to 0 nays.

III. A RESOLUTION CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE GENERAL ELECTION HELD ON MAY 11, 2013, FOR THE PURPOSE OF ELECTING COUNCIL MEMBERS FOR CITY COUNCIL DISTRICTS 2, 4, 5, AND 8.

Motion: Council Member Shingleton made a motion, seconded by Mayor Pro tem Zimmerman, that Resolution No. 4205-05-2103 be adopted. The motion carried unanimously 9 ayes to 0 nays.

IV. PRESENTATION OF CERTIFICATES OF ELECTION.

Mayor Price presented Certificates of Election to: Council Member Salvador Espino, District 2; Mayor Pro tem W.B. "Zim" Zimmerman, District 3; Council Member Danny Scarth, District 4; Council Member Jungus Jordan, District 6; Council Member Dennis Shingleton, District 7; Council Member Kelly Allen Gray, District 8 and Council Member Joel Burns, District 9.

Mayor Pro tem Zimmerman presented a Certificate of Election to Mayor Price.

V. AN ORDINANCE ORDERING A RUN-OFF ELECTION BY THE QUALIFIED VOTERS OF COUNCIL DISTRICT 5 OF THE CITY OF FORT WORTH, TEXAS ON SATURDAY, THE 15TH DAY OF JUNE, 2013, FOR THE PURPOSE OF ELECTING A COUNCIL MEMBER FOR CITY COUNCIL DISTRICT 5.

Assistant City Secretary Gonzales advised that section 4(b) was to be amended to add "The City Secretary may change the places and/or times contained in Exhibit A without further City Council action or approval after consulting with the Tarrant County Elections Administrator and determining that a change in place and/or time is necessary".

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino, that Ordinance No. 20753-05-2103 be adopted as amended. The motion carried unanimously 9 ayes to 0 nays.

VI. EXECUTIVE SESSION - THE CITY COUNCIL MAY CONDUCT A CLOSED MEETING AS AUTHORIZED BY SECTION 551.071 OF THE TEXAS GOVERNMENT CODE TO SEEK THE ADVICE OF ITS ATTORNEYS ON LEGAL ISSUES REGARDING ANY MATTER LISTED ON THE SPECIAL CALLED CITY COUNCIL AGENDA.

Mayor Price stated that she was advised that an executive session was not necessary.

VII. ADJOURNMENT

There being no further business, Mayor Price adjourned the Special Meeting at 10:12 a.m.

**CITY OF FORT WORTH, TEXAS
REGULAR CITY COUNCIL MEETING
MAY 21, 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
Ronald P. Gonzales, Assistant City Secretary

I. CALL TO ORDER

With a quorum of the City Council Members present, Mayor Price called the regular session of the Fort Worth City Council to order at 10:06 a.m. on Tuesday, May 21, 2013, in the City Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102.

II. INVOCATION - Father Roger Grist, St. Anne's Episcopal Church

The invocation was provided by Father Roger Grist, St. Anne's Episcopal Church.

III. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

IV. CONSIDERATION OF MINUTES OF REGULAR MEETING OF MAY 14, 2013

Motion: Council Member Shingleton made a motion, seconded by Council Member Burns, that the Minutes of the Regular meeting of May 14, 2013, be approved. The motion carried unanimously 9 ayes to 0 nays.

V. **ADMINISTRATION OF OATH OF OFFICE TO MAYOR ELECT BETSY PRICE AND COUNCIL MEMBERS ELECT SALVADOR "SAL" ESPINO, W.B. "ZIM" ZIMMERMAN, DANNY SCARTH, JUNGUS JORDAN, DENNIS SHINGLETON, KELLY ALLEN GRAY AND JOEL BURNS**

Assistant City Secretary Gonzales administered the Oath of Office to Mayor Elect Betsy Price and Council Members Elect Salvador "Sal" Espino, W.B. "Zim" Zimmerman, Danny Scarth, Jungus Jordan, Dennis Shingleton, Kelly Allen Gray and Joel Burns.

VI. **REMARKS AND INTRODUCTIONS BY MAYOR BETSY PRICE AND COUNCIL MEMBERS SALVADOR "SAL" ESPINO, W.B. "ZIM" ZIMMERMAN, DANNY SCARTH, JUNGUS JORDAN, DENNIS SHINGLETON, KELLY ALLEN GRAY AND JOEL BURNS**

Mayor Price, Mayor Pro tem Zimmerman, and Council Members Espino, Scarth, Jordan, Shingleton, Allen Gray, and Burns expressed appreciation to their families, Council aides, City staff and their constituents. They stated that they promised to continue to confront the City's tough budget issues and infrastructure needs and other upcoming issues within the City.

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

City Manager Higgins requested that Mayor and Council Communication No. G-17899 be withdrawn from the Consent Agenda.

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

City Manager Higgins requested that Mayor and Council Communication No. G-17899 continued to June 4, 2013, Council meeting.

IX. **CONSENT AGENDA**

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Espino, that the Consent Agenda be approved as amended. The motion carried unanimously 9 ayes to 0 nays.

A. **General - Consent Items**

1. **M&C G-17894 - 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 and Accept Conveyance of Two Perpetual Roadway/Utility Easements from Dallas Area Rapid Transit (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the conveyance to Dallas Area Rapid Transit of a permanent easement containing approximately sixty-seven and six/tenths acres of land on property located on the Dallas/Fort Worth International Airport for the construction and maintenance of public mass transit improvements relative to the Dallas Area Rapid Transit Orange Line I-3 segment and acceptance of two perpetual roadway/utility easements from Dallas Area Rapid Transit.

2. **M&C G-17895 - Authorize Joint Acquisition with the City of Dallas of an Approximately 43,473 Square Foot Tract of Land Belonging to the State of Texas Located Adjacent to the South Side of Interstate Highway 635 Right-of-Way for the Benefit of and Use by Dallas/Fort Worth International Airport (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize a joint acquisition with the City of Dallas of an approximately 43,473 square foot tract of land belonging to the state of Texas and located adjacent to the south side of Interstate Highway 635 right-of-way for the benefit of and use by Dallas/Fort Worth International Airport.

3. **M&C G-17896 - Authorize Execution of a Partial Rescission of Notices of Restriction to Remove the Local Drainage Easement from Approximately 70.42 Acres Located on the Northeast Quadrant of Dallas/Fort Worth International Airport (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the execution of a partial rescission of notices of restriction to remove the local drainage easement from approximately 70.42 acres located on the northeast quadrant of the Dallas/Fort Worth International Airport, subject to approval by the U.S. Army Corps of Engineers.

4. **M&C G-17897 - Adopt Resolution Approving the Revised Fiscal Year 2012-2013 Budget and Service Plan for Public Improvement District No. 1, Downtown PID (COUNCIL DISTRICT 9)**

The City Council approved the following recommendation: Adopt Resolution No. 4206-05-2013, approving the revised Fiscal Year 2012-2013 Budget and Service Plan for Public Improvement District No. 1, Downtown PID.

5. **M&C G-17898 - Adopt Resolution Approving the Revised Fiscal Year 2012-2013 Budget and Service Plan for Public Improvement District No. 8, Camp Bowie PID (COUNCIL DISTRICTS 3 and 7)**

The City Council approved the following recommendation: Adopt Resolution No. 4207-05-2013, approving the revised Fiscal Year 2012-2013 Budget and Service Plan for Public Improvement District No. 8, Camp Bowie PID.

7. **M&C G-17900 - Authorize Execution of a Memorandum of Understanding with the Friends of the Fort Worth Public Library, Inc., and Authorize Execution of a Books and Materials Disposition Contract with the Friends of the Fort Worth Public Library, Inc. (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize execution of a Memorandum of Understanding with the Friends of the Fort Worth Public Library, Inc.; and authorize execution of a Books and Materials Disposition Contract with the Friends of the Fort Worth Public Library, Inc.

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

1. **M&C P-11528 - Authorize Purchase Agreement for Generator Services with Waukesha-Pearce Industries, Inc., for all City Departments in the Amount Up to \$125,000.00 Annually (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize a Purchase Agreement for generator services with Waukesha-Pearce Industries, Inc., for all City departments in the amount up to \$125,000.00 annually.

2. **M&C P-11529 - Authorize Sole Source Purchase Agreement for Mobile Data Computer Mounts from Troy Products for the Police Department in the Amount of \$123,981.00 (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize a sole source Purchase Agreement for mobile data computer mounts from Troy Products for the Police Department in the amount of \$123,981.00.

3. **M&C P-11530 - Authorize Purchase of a Ford F-550 Fire Attack Patrol Unit for the Fire Department from Chastang Enterprises, Inc. d/b/a Chastang's Bayou City Ford, in the Amount of \$200,168.00 Using a Cooperative Contract (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the purchase of a Ford F-550 fire attack patrol unit for the Fire Department from Chastang Enterprises, Inc. d/b/a Chastang's Bayou City Ford, in the amount of \$200,168.00 using the Houston Galveston Area Council Cooperative Contract No. FS12-11.

4. **M&C P-11531 - Authorize Purchase of a Ford F-450 Brush Truck for the Fire Department from Chastang Enterprises, Inc. d/b/a Chastang's Bayou City Ford in the Amount of \$158,485.00 Using a Cooperative Contract (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize the purchase of a Ford F-450 brush truck for the Fire Department from Chastang Enterprises, Inc. d/b/a Chastang's Bayou City Ford in the amount of \$158,485.00 using the Texas Association of School Boards Cooperative Contract No. 323-09.

E. Award of Contract - Consent Items

1. **M&C C-26260 - Authorize Execution of Amendment No. 4 to City Secretary Contract No. 40264 with Buford Goff and Associates, Inc., for Consulting Services to Support the Public Safety Radio System in the Amount Up to \$116,260.50, Thereby Increasing the Total Contract in the Amount of \$3,729,010.50 (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize execution of amendment No. 4 to City Secretary Contract No. 40264 with Buford Goff and Associates, Inc., for consulting services to support the Public Safety Radio System for the Information Technology Solutions Department in the amount up to \$116,260.50, thereby increasing the total contract in the amount of \$3,729,010.50.

2. **M&C C-26261 - Adopt Supplemental Appropriation Ordinance Increasing Appropriations in the Risk Management Fund in the Amount of \$317,000.00 and Decreasing the Assigned Risk Management Fund Balance by the Same Amount, Authorize Transfer of \$317,000.00 to the General Fund, Adopt Appropriation Ordinance Increasing Appropriations in the General Fund in the Amount of \$317,000.00, and Authorize Execution of a Contract with Strategic Government Resources, Inc., for Up to \$317,000.00 for the Implementation of a City-Wide Performance Management Program (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Adopt Supplemental Appropriation Ordinance No. 20754-05-2013, increasing the estimated receipts and appropriations in the Risk Management Fund in the amount of \$317,000.00, decreasing the assigned fund balance by the same amount, for the purpose of transferring said funds to the General Fund to execute a contract with Strategic Government Resources, Inc. for City-wide performance management training; authorize the transfer from the Risk Management Fund to the General Fund; adopt Supplemental Appropriation Ordinance No. 20755-05-2013, increasing the estimated receipts and appropriations in the General Fund in the amount of \$317,000.00 from available funds for the same purpose stated above; and authorize the execution of the contract.

3. **M&C C-26262 - Authorize Rejection of Bid Received for the Bridge Repair and Rehabilitation Contract 2013-23 at Four Locations (COUNCIL DISTRICTS 4, 8 and 9)**

The City Council approved the following recommendation: Authorize the rejection of a bid received for Bridge Repair and Rehabilitation Contract 2013-23 at four locations.

4. **M&C C-26263 - Authorize Execution of Change Order No. 2 to City Secretary Contract No. 42543, in the Amount of \$75,030.00, with Conatser Construction TX, LP, for the Butler-McClure Drainage Improvements Project, Thereby Revising the Total Contract Amount to \$1,701,516.50 (COUNCIL DISTRICT 9)**

The City Council approved the following recommendation: Authorize the execution of Change Order No. 2 to City Secretary Contract No. 42543, in the amount of \$75,030.00, with Conaster Construction TX, LP, for the Butler-McClure Drainage Improvements Project, thereby revising the total contract amount to \$1,701,516.50.

5. **M&C C-26264 - Authorize Rejection of All Bids Received for the Crooked Lane Drainage Improvements Project and Authorize Re-Advertisement (COUNCIL DISTRICT 5)**

The City Council approved the following recommendation: Authorize the rejection of all bids received for the Crooked Lane Drainage Improvements Project and authorize re-advertisement.

6. **M&C C-26265 - Ratify Application for and Authorize Acceptance of, if Awarded, the State Justice Assistance Grant in the Amount of \$80,000.00 from the State of Texas, Office of the Governor, Criminal Justice Division, Authorize Execution of Related Contract, Adopt Related Resolution and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Ratify the application for the State Justice Assistance Grant from the Office of the Governor, Criminal Justice Division, in the amount of \$80,000.00; authorize the City Manager to accept, reject, alter or terminate, if awarded, the State Justice Assistance Grant; authorize the execution of a contract in connection with the acceptance of the grant, if awarded; adopt Resolution No. 4208-05-2013, authorizing the Police Department's application for and acceptance of \$80,000.00 in Grant funds from the State of Texas, Office of the Governor, Criminal Justice Division for the State Justice Assistance Grant and the making of assurances required by the Criminal Justice Division of the Governor's Office; and adopt Appropriation Ordinance No. 20756-05-2013, increasing the estimated receipts and appropriations in the Grants Fund, subject to receipt of the grant for the purpose of updating 12 interview rooms across the department.

7. **M&C C-26266 - Authorize Execution of a Ground Lease with Mandatory Improvements with New One-Group II, LLC, for Lease Sites NW-8 and NW-9 Located at Fort Worth Spinks Airport (COUNCIL DISTRICT 6)**

The City Council approved the following recommendation: Authorize the execution of a ground lease with mandatory improvements with New One-Group II, LLC, for lease sites NW-8 and NW-9 located at Fort Worth Spinks Airport.

8. **M&C C-26267 - Authorize Acceptance of a Grant from the Texas Department of Housing and Community Affairs for the 2013-2014 Weatherization Assistance Program Up to a Total of \$2,000,000.00, Authorize Related Contracts, Authorize Waiver of Indirect Costs, Authorize Interfund Loan and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)**

The City Council approved the following recommendation: Authorize acceptance of Low Income Housing Energy Assistance Grant funds from the Texas Department of Housing and Community Affairs for the 2013-2014 Weatherization Assistance Program up to a total of \$2,000,000.00; authorize the execution of related contracts, including any amendments, extensions and renewals in accordance with City policies and regulations, with the Texas Department of Housing and Community Affairs for the grant funds for program year April 1, 2013, through March 31, 2014; authorize waiver by the City of indirect costs; authorize non-interest bearing interfund loan from the General Fund to the Grants Fund in the amount of \$300,000.00 for interim financing for the Low Income Housing Energy Assistance Program pending contract execution; and adopt Appropriation Ordinance No. 20757-05-2013, increasing the estimated receipts and appropriations in the Grants Fund in the amount of \$2,000,000.00, subject to receipt of the grant.

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

1. **OCS - 1888 - Notice of Claims for Alleged Damages and/or Injuries**

End of Consent Agenda.

A. **General - Consent Items - Removed from Consent Agenda**

6. **M&C G-17899 - Authorize Settlement of Claims Against United Riverside Rebuilding Corporation, Execution of a Settlement Agreement and Payment of Closing Costs in the Amount Not to Exceed \$10,000.00 (COUNCIL DISTRICT 8)**

Mayor and Council Communication C-17899 was continued to the June 4, 2013, Council meeting.

XI. **SPECIAL PRESENTATIONS, INTRODUCTIONS, ETC.**

1. **Presentation of Proclamation of Emergency Medical Services Week**

Mr. Doug Hooten, MedStar Executive Director, stated that on April 25, 2013, MedStar, Fort Worth Fire Department and the Fort Worth Police Department responded to a rollover vehicle crash that was on fire. He further stated that MedStar employees, Kayden Bathory and Robert Long arrived first on scene and found Patricia Trevino inside the burning vehicle unconscious. He added that Kayden and Robert had used a fire extinguisher on the ambulance to temporarily

subdue the fire long enough to pull Ms. Trevino from the vehicle. He stated that shortly thereafter the crews from Fire Stations 32 and 23 had arrived on scene to fully extinguish the fire and assist with patient care. He further stated that despite receiving minor burns themselves, Robert and Kayden were able to render medical care to Ms. Trevino on scene and transferred her to care flight that had transported her to the hospital. He stated that Robert Long was unable to attend the Council meeting but Kayden Bathory was in attendance. He added that Ms. Trevino's family was in attendance to express their gratitude to Kayden and Robert for their heroic acts.

Ms. Trevino's family presented plaques and gifts to Kayden Bathory and Robert Long.

Mr. Hooten stated that this was National Emergency Medical Services (EMS) Week with a national theme of "One Mission One Team". He further stated that every day MedStar and the Fort Worth Fire Department work as a team and respond to over 200 EMS calls for residents and visitors of Fort Worth. He added that on the morning of April 25, 2013, the Fort Worth Fire Department exemplified the concept of teamwork in response to the accident. He stated that on behalf of the MedStar employees and the Board of Directors, they presented a "Teamwork Award" to the Firefighters of Engine 32, Lieutenant James White, Engineer Jeremy Torres, Firefighter Matthew Lockhart and Firefighter Bryan Burch and to the Firefighters on Engine 23, Engineer Mike Wiens, Firefighter Raymond Villegas, Firefighter Scott Boren and Firefighter Mike Browning.

Mayor Pro tem Zimmerman presented a Proclamation for Emergency Medical Services Week to Mr. Hooten. He stated that emergency medical services (EMS) was a vital public service which played a critical role in public outreach, as well as injury prevention and was evolving in its role as an important member of the healthcare community. He added that access to quality emergency care dramatically improved the survival and recovery rate of those who experience sudden illness or injury and personnel from MedStar in addition to the Fort Worth Fire and Fort Worth Police Departments stood ready to provide compassionate, lifesaving care to those in need 24 hours a day, seven days a week. He pointed out that the members of EMS teams, both career and volunteer, engaged in thousands of hours of specialized training and continuing education to enhance their lifesaving skills and was supported by emergency medical dispatchers, educators, administrators, researchers, emergency nurses, emergency physicians and many others. He stated that the City of Fort Worth recognized the value and accomplishments of EMS practitioners and encourages the residents in our community to show their support of these brave men and women who are committed to saving lives.

Assistant City Secretary Gonzales advised that, as stated by the City Manager in the Pre-Council work session, Mayor and Council Communication No. G-17903 was a donation by the John Tinsley Estate, via the Fort Worth Botanical Society, and would be moved up on the regular agenda to be considered at this time.

3. **M&C G-17903 - Authorize Acceptance of a Donation from the John Tinsley Estate, via the Fort Worth Botanical Society, Inc., for the Restoration of the Rock Springs Garden Located in the Fort Worth Botanic Garden at a Value of \$2,200,000.00, Authorize the Acceptance of a Monetary Donation from the Fort Worth Botanical Society, Inc., in the Amount of \$41,231.00 to Fund the Salary and Benefits of a Gardener, Authorize the Naming of an Area at the Fort Worth Botanic Garden as the Victor and Cleyone Tinsley Rock Springs Garden, Authorize Waiver of Permit Fees and Adopt Appropriation Ordinance (COUNCIL DISTRICT 7)**

It was recommended that the City Council authorize acceptance of a donation from the John Tinsley Estate, via the Fort Worth Botanical Society, Inc., for the restoration of the rock springs garden area in the Fort Worth Botanic Garden at a value of \$2,200,000.00; authorize the acceptance of a donation from the Fort Worth Botanical Society, Inc., in the amount of \$41,231.00 for the purpose of funding the annual salary and benefits of a gardener; authorize the naming of the rock springs garden area at the Fort Worth Botanic Garden as the Victor and Cleyone Tinsley Rock Springs Garden; adopt an appropriation ordinance, increasing the estimated receipts and appropriations in the Special Trust Fund in the amount of \$41,231.00, subject to receipt of a monetary donation from the Fort Worth Botanical Society, Inc., for the same purpose stated above, authorize the waiver of fees with respect to city permits related to the restoration of the rock springs garden area; and find that the waiver of fees carries out the public purposes set forth herein and that there are sufficient controls to ensure that the public purposes are carried out.

Mayor Price and Council Member Shingleton presented certificates to Ms. Rattana Mao, President of the Fort Worth Botanical Society, Inc., from the John Tinsley Estate for the restoration of the Rock Springs Garden.

Motion: Council Member Jordan made a motion, seconded by Council Member Shingleton, that Mayor and Council Communication No. G-17903 be approved with appreciation and Appropriation Ordinance No. 20758-05-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

XII. ANNOUNCEMENTS BY CITY COUNCIL MEMBERS AND STAFF

1. Upcoming and Recent Events

Council Member Burns announced that on Thursday, May 23, 2013, from 6:30 p.m. until 8:30 p.m., there would be a preview celebration at Forest Park Pool and tickets could be purchased for \$25.00 per person and that the proceeds would benefit swim lessons for children. He added that the official openings for the Forest Park Pool would be at 10:00 a.m. and Marine Park Aquatics Center would be at 12:00 p.m.

Council Member Espino invited all to attend the grand openings on Saturday, May 25, 2013, at 10:00 a.m. at the Forest Park Pool and then at 11:30 a.m. there would be a special dedication for Betty Ward at the Marine Park Aquatics Center. He stated that there would be a monument in Ms. Ward's honor in the new picnic pavilion and he invited all to attend.

Council Member Jordan expressed his appreciation to Mr. Richard Zavala, Director, Parks and Community Services Department, the Parks and Community Services Department and the citizens for their hard work on the new YMCA Sports Complex, formerly known as Blue Raider Field. He also expressed his appreciation to Mayor Price who had hosted a walking town hall in District 6 at Candleridge Park on May 8, 2013. He stated that over 40 citizens showed up and that it was a good day and that he was working on the issues that had been brought up during the walk.

Council Member Allen Gray announced that Congressman Mark Veasey would host a walk on Saturday, May 25, 2013, at 10:00 a.m., at Cobb Park. She stated that it would be a 2-mile walk and he would be talking about health and fitness and different things that were happening around his district and she invited all to attend. She stated that she wanted to congratulate Ms. Jazmine Martin, who was the Boys and Girls Club Youth of the Year and she was also the Youth of the Year from the Fort Worth Commission for Women.

Mayor Price expressed her appreciation to Council Member Jordan for co-hosting the walk in District 6 on May 8, 2013. She stated that about 150 citizens attended the Southside Bike Ramble on May 18, 2013. She also reminded the citizens that Monday, May 27, 2013, was Memorial Day and that the National Cemetery would host an event at 10:00 a.m. and Mount Olivet would host their annual celebration at 6:30 p.m. and she invited all to attend.

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.

XIII. PRESENTATIONS BY THE CITY COUNCIL

1. Changes in Membership on Boards and Commissions

There were no changes in membership on Boards and Commissions.

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

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

XV. REPORT OF THE CITY MANAGER

B. General

1. M&C G-17901 - Adopt Resolution Establishing a Neighborhood Empowerment Zone Tax Abatement Policy and Basic Incentives (ALL COUNCIL DISTRICTS)

It was recommended that the City Council adopt a resolution providing that the City of Fort Worth ("City") elects to be eligible to participate in tax abatement as authorized by Chapter 312 of the Texas Tax Code and establishing a Neighborhood Empowerment Zone Tax Abatement Policy governing subsequent tax abatement agreements for properties located in a Neighborhood Empowerment Zone and adopting an amendment to the Neighborhood Empowerment Zone Tax Abatement Policy and basic incentives.

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. G-17901 be approved and Resolution No. 4209-05-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

2. M&C G-17902 - Adopt Ordinance Amending Section 35-23(b) in Article I of Chapter 35, Water and Sewers of the City Code to Approve a Revised Drought Contingency/Emergency Water Management Plan (ALL COUNCIL DISTRICTS)

It was recommended that the City Council adopt an ordinance, amending Chapter 35, "Water and Sewers", Article I, "In General" of the code of the City of Fort Worth (1986), as amended, by amending Section 23(b) and adopting a revised drought contingency/emergency water management plan.

Motion: Council Member Shingleton made a motion, seconded by Council Member Allen Gray, that Mayor and Council Communication No. G-17902 be approved and Ordinance No. 20759-05-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

4. M&C G-17904 - Conduct a Public Hearing, Adopt Resolution Redesignating the Woodhaven Area as a Neighborhood Empowerment Zone and Adopt Ordinance to Redesignate the Woodhaven Area as Fort Worth Neighborhood Empowerment Reinvestment Zone No. 10 (COUNCIL DISTRICT 4) (PUBLIC HEARING)

It was recommended that the City Council adopt a resolution to redesignate the Woodhaven area as a Neighborhood Empowerment Zone; conduct a public hearing to redesignate the Woodhaven area as Fort Worth Neighborhood Empowerment Reinvestment Zone No. 10; and adopt an ordinance renewing and redesignating a certain area in the City of Fort Worth as "Neighborhood Empowerment Reinvestment Zone No. 10, City of Fort Worth, Texas", pursuant to the Texas Property Redevelopment and Tax Abatement Act, Tax Code, Chapter 312.

Mayor Price opened the public hearing.

a. **Report of City Staff**

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

b. **Citizen Presentations**

There were no citizen presentations.

c. **Council Action**

Motion: Council Member Scarth made a motion, seconded by Council Member Moss, that the public hearing be closed, Mayor and Council Communication No. G-17904 be approved, and Resolution No. 4210-05-2013 and Ordinance No. 20760-05-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

F. **Award of Contract**

1. **M&C C-26208 - Amend Mayor and Council Communication C-25504 to Extend Completion Deadline Under an Enhanced Community Facilities Agreement with Keystone Equity Partners, LLC, for Reconstruction of Old Decatur Road from Loop 820 to the Southern Boundary of the Proposed Commercial Metals Company Site (COUNCIL DISTRICT 2) (Continued from a Previous Meeting)**

It was recommended that the City Council amend Mayor and Council Communication C-25504 to extend the completion deadline under an Enhanced Community Facilities Agreement with Keystone Equity Partners, LLC, for reconstruction of Old Decatur Road from Loop 820 to the southern boundary of the proposed Commercial Metals Company site.

Motion: Council Member Espino made a motion, seconded by Council Member Jordan, that Mayor and Council Communication No. C-26208 be approved with appreciation. The motion carried unanimously 9 ayes to 0 nays.

2. **M&C C-26268 - Authorize Execution of Amendment No. 4 to City Secretary Contract No. 36482, Economic Development Program Agreement with Museum Place Holdings, LLC, to Revise the Definition of Improvements and Affordable Housing Set-Aside in Phase III and Extend the Completion Deadlines for Phases II, III and IV of the Museum Place Development (COUNCIL DISTRICT 7)**

It was recommended that the City Council authorize the City Manager to execute Amendment No. 4 to City Secretary Contract No. 36482, Economic Development Program Agreement with Museum Place Holdings, LLC, to revise the definition of improvements and affordable housing set-aside in Phase III and extend the completion deadlines for Phase II, III and IV of the Museum Place Development.

Motion: Council Member Shingleton made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. C-26268 be approved. The motion carried unanimously 9 ayes to 0 nays.

3. M&C C-26269 - Authorize Execution of an Economic Development Program Agreement with Our Nation's Best Sports for the Construction of a New Corporate Headquarters Facility to be Located in the Fossil Creek Business Park Near the Intersection of Fossil Creek Boulevard and North Beach Street (COUNCIL DISTRICT 4)

It was recommended that the City Council authorize the execution of an Economic Development Program Agreement with Our Nation's Best Sports for the construction of a new, approximately 60,000 square foot corporate headquarters, to be located in the Fossil Creek Business Park near the intersection of Fossil Creek Boulevard and North Beach Street.

Motion: Council Member Scarth made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication No. C-26269 be approved. The motion carried unanimously 9 ayes to 0 nays.

4. M&C C-26270 - Authorize Execution of a Five-Year Tax Abatement Agreement with Michell Garner, for the Rehabilitation of a Two-Story, Ten Unit Apartment Building on Property Located at 612 Luxton Street in the Evans and Rosedale Neighborhood Empowerment Zone (COUNCIL DISTRICT 8)

It was recommended that the City Council authorize execution of a five-year Tax Abatement Agreement with Michell Garner, for the rehabilitation of a two-story, ten unit apartment building on property located at 612 Luxton Street in the Evans and Rosedale Neighborhood Empowerment Zone, in accordance with the Neighborhood Empowerment Zone Tax Abatement Policy and Basic Incentives.

Motion: Council Member Allen Gray made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. C-26270 be approved. The motion carried unanimously 9 ayes to 0 nays.

5. M&C C-26271 - Authorize Expenditure in the Amount of \$25,000.00 of Urban Development Action Grant Program Income in the Form of a Forgivable Loan to UNPJ Holding Company, Ltd., for Building Improvements to its Manufacturing Facility Located at 715 East Ninth Street, Authorize Execution of a Loan Agreement and Adopt Appropriation Ordinance (COUNCIL DISTRICT 9)

**CITY OF FORT WORTH, TEXAS
REGULAR CITY COUNCIL MEETING
MAY 21, 2013
Page 14 of 17**

It was recommended that the City Council authorize expenditure in the amount of \$25,000.00 of Urban Development Action Grant program income in the form of a forgivable loan to UNPJ Holding Company, Ltd., for building improvements to its manufacturing facility located at 715 East Ninth Street; authorize the City Manager or his designee to execute a loan agreement and any related documents with UNPJ Holding Company, Ltd., for the loan for a term beginning on the date of execution and ending two years after completion of the improvements; authorize the City Manager or his designee to amend the loan agreement, if necessary, to achieve project goals provided that the amendment is within the scope of the project and in compliance with City policies and applicable laws and regulations governing the use of federal funds; and adopt an appropriation ordinance, increasing the estimated receipts and appropriations in the Grants Fund in the amount of \$25,000.00 from available funds for the same purpose as stated above.

Motion: Council Member Burns made a motion, seconded by Council Member Scarth, that Mayor and Council Communication No. C-26271 be approved, and Appropriation Ordinance No. 20761-05-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

6. M&C C-26272 - Authorize Execution of a Contract with JLB Contracting, LLC, in the Amount of \$1,587,340.80 for Hot Mix Asphaltic Concrete Surface Overlay 2013-4 at Multiple Locations Throughout the City of Fort Worth, Provide for Project Cost and Contingencies for a Project Total in the Amount of \$1,666,707.80 and Adopt Appropriation Ordinances (COUNCIL DISTRICTS 2, 3, 5, 8 and 9)

It was recommended that the City Council Authorize a transfer in the amount of \$793,670.40 from the Water and Sewer Fund in the amounts of \$396,835.20 to the Water Capital Projects Fund and \$396,835.20 to the Sewer Capital Projects Fund; adopt an appropriation ordinance, increasing the estimated receipts and appropriations in the Water Capital Projects Fund in the amount of \$396,835.20 from available funds, for the purpose of Hot Mix Asphaltic Concrete Surface Overlay 2013-4 at Multiple Locations and adopt an appropriation ordinance, increasing the estimated receipts and appropriations in the Sewer Capital Projects Fund in the amount of \$396,835.20 from available funds for the same purpose as stated above; and authorize the execution of a contract with JLB Contracting, LLC, in the amount of \$1,587,340.80.

Motion: Council Member Burns made a motion, seconded by Mayor Pro tem Zimmerman, that Mayor and Council Communication No. C-26272 be approved, and Appropriation Ordinances Nos. 20762-05-2013 and 20763-05-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

7. **M&C C-26273 - Authorize Execution of a Master Municipal Equipment Lease-Purchase Agreement with All American Investment Group, LLC, in the Amount of \$18,443,309.30, Authorize Execution of an Escrow Agreement with All American Investment Group, LLC, and SunTrust Bank, Authorize Execution of Amendment No. 8 to City Secretary Contract No. 29110 with Johnson Controls, Inc., in the Amount of \$10,955,452.00 to Support the Refinance of Phase 4 of the City's Energy Savings Performance Contract and the Finance and Implementation of Phase 7 of the City's Energy Savings Performance Contract at Selected City-Owned Facilities, Provide for Project Costs and Contingencies in the Amount of \$140,000.00 for a Total Project in the Amount of \$11,095,452.00 and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)**

It was recommended that the City Council authorize the execution of a Master Municipal Equipment Lease-Purchase Agreement with All American Investment Group, LLC (AAIG) in the amount of \$18,443,309.30 to refinance Phase 4, \$7,487,857.30 of the City's Energy Savings Performance Contract (ESPC) with Johnson Controls, Inc. (JCI) and to finance implementation of ESPC Phase 7, in the amount of \$10,955,452.00 with JCI; authorize the execution of an Escrow Agreement with AAIG and SunTrust Bank as required by the Master Municipal Equipment Lease-Purchase Agreement; adopt an appropriation ordinance, increasing the estimated receipts and appropriations in the Special Trust Fund in the amount of \$11,095,452.00 from available funds, for the purpose of funding implementation of ESPC Phase 7 with Johnson Controls, Inc. in the amount of \$10,955,452.00 and funding construction inspection and contingencies in the amount of \$140,000.00; and authorize execution of Amendment No. 8 to City Secretary Contract No. 29110 with JCI in the amount of \$10,955,452.00 to implement ESPC with JCI for selected City-owned and operated facilities.

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

Motion: Council Member Shingleton made a motion, seconded by Council Member Allen Gray, that Mayor and Council Communication No. C-26273 be approved and Appropriation Ordinance No. 20764-05-2013 be adopted. The motion carried 8 ayes to 0 nays, with 1 recusal by Council Member Scarth.

8. **M&C C-26274 - Authorize Execution of a Contract with CD Builders, Inc., in the Amount of \$2,866,980.00 for Lake Crest Drainage Improvements Project and Provide for Contingencies and Construction Services for a Total Project in the Amount of \$3,273,580.00 (COUNCIL DISTRICT 2)**

It was recommended that the City Council authorize the execution of a contract with CD Builders, Inc., in the amount of \$2,866,980.00 for the Lake Crest Drainage Improvements Project and Construction Services for a Total Project in the Amount of \$3,273,580.00.

Motion: Council Member Espino made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. C-26274 be approved. The motion carried unanimously 9 ayes to 0 nays.

9. M&C C-26275 - Adopt Supplemental Appropriation Ordinance Increasing Receipts and Appropriations in the Culture and Tourism Fund in the Amount of \$550,000.00 to Fund the Fort Worth Convention and Visitors Bureau (ALL COUNCIL DISTRICTS)

It was recommended that the City Council adopt a supplemental appropriation ordinance, increasing the estimated receipts and appropriations in the Culture and Tourism Fund by \$550,000.00 and decreasing the assigned Culture and Tourism Fund balance by the same amount for the purpose of funding the Fort Worth Convention and Visitors Bureau.

Motion: Mayor Pro tem Zimmerman made a motion, seconded by Council Member Burns, that Mayor and Council Communication No. C-26275 be approved and Appropriation Ordinance No. 20765-05-2013 be adopted. The motion carried unanimously 9 ayes to 0 nays.

10. M&C C-26276 - Authorize Execution of Amendment No. 2 to City Secretary Contract No. 37013 with Kimley-Horn and Associates, Inc., in the Amount of \$1,896,000.00 for a Total Contract Amount of \$6,009,113.00 for Water and Sanitary Sewer Main Relocations for the Trinity River Vision-Central City Project and the Trinity Uptown Service Area, Phase 2B with Total City Expenditures for the Central City Project Not to Exceed the Authorized Amount of \$26,600,000.00 (COUNCIL DISTRICTS 2 and 9)

It was recommended that the City Council authorize the execution of Amendment No. 2 to City Secretary Contract No. 37013 with Kimley-Horn and Associates, Inc., in the amount of \$1,896,000.00 for water and sanitary sewer main relocations for the Trinity River Vision-Central City Project and the Trinity Uptown Service Area, Phase 2B, thereby increasing the contract amount to \$6,009,113.00, with total City expenditures for the Central City Project not to exceed the authorized amount of \$26,600,000.00.

Motion: Council Member Espino made a motion, seconded by Council Member Burns, that Mayor and Council Communication No. C-26276 be approved. The motion carried unanimously 9 ayes to 0 nays.

XVI. ZONING HEARING

Mayor Price opened the public hearing.

1. ZC-12-112 - (CD 2) - Thomas Blanton, 3900 and 3950 Angle Avenue; from: "I" Light Industrial to: "D" High Density Multifamily (Recommended for Approval by the Zoning Commission (Continued from a Previous Meeting))

The City Council at its regular meeting of May 7, 2013, continued ZC-12-112.

Mr. Joe Paniagua, 8125 Mount Shasta Circle, completed a speaker card in support of Zoning Docket ZC-12-112 but did not wish to address the Council.

Motion: Council Member Espino made a motion, seconded by Council Member Moss, that Zoning Docket No. ZC-12-112 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 case, Council Member Espino made a motion, seconded by Council Member Moss, that the hearing be closed and that Ordinance No. 20766-05-2013 be adopted. The motion carried 9 ayes to 0 nays.

XVII. CITIZEN PRESENTATIONS

Mr. Leroy Comley, 2604 Market Avenue, appeared before Council regarding burglary at his home and Police treatment.

Mr. Stephen Hall, representing the Fort Worth Police Officers Association, 904 Collier Street, appeared before Council regarding injured workers.

Ms. Suzette Watkins, 1801 Bomar Avenue, appeared before Council regarding the Chuck Silcox Animal Shelter discussion.

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

XIX. ADJOURNMENT

There being no further business, Mayor Price adjourned the Regular Meeting at 11:27 a.m. in honor of Granbury, Texas; Cleburne, Texas; and Moore, Oklahoma due to the devastation that they had suffered from the recent weather events.



TO: The Honorable Mayor and City Council Members

FROM: Council Member Kelly Allen Gray, District 8

DATE: May 27, 2013

SUBJECT: Board and Commission Appointment – District 8

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

Eunice Givens Place 8: **Board of Adjustment - Residential**, October 1, 2014.

Mrs. Givens will be appointed to replace Shirley Bryant who resigned.

This memorandum and a copy of the application and associated resume were sent to each Council Member electronically. The original documents will be maintained in the City Secretary's Office.

To the Mayor and Members of the City Council**June 4, 2013**

Page 1 of 1

**SUBJECT: COMMUNITY COMMUNICATION PROGRAM FOR I-35W
RECONSTRUCTION I-820 TO US 81/287**

The purpose of this Informal Report is to provide information on Community Outreach efforts associated with the reconstruction of I-35W from I-820 to north of US 81/287.

This section of I 35W is being reconstructed by the Texas Department of Transportation (TxDOT) to include the addition of 2 managed toll lanes in each direction along with associated ramp and intersection improvements. Construction started in the Spring of 2013 and is scheduled for completion in late 2017.

During this construction period various travel lane closures will occur along arterial cross streets, frontage roads and the main lanes of the freeway. To aid in managing the impact of these lane closures, a Mobility Coordinator has been retained to work with adjacent and area property owners – providing information on upcoming lane closures and identifying operational improvements to reduce congestion and access impacts. As part of this work effort, the Mobility Coordinator has attended meetings with area neighborhood associations/alliances – Far North Fort Worth Alliance, apartment communities adjacent to the corridor, as well as commercial property owners and businesses – BNSF, commercial shopping center, hotels and various individual businesses along Western Center, Sandshell, Fossil Creek, Old Denton, and Frontage Roads. Each week a summary of scheduled lane closures is prepared and distributed to business and neighborhood associations such that this information can be further communicated to individual users. This lane closure information is posted at <http://www.northtarrantexpress.com> and can also be transmitted to individuals through their free subscription email service. The City will send out information on this free email subscription as part of our weekly news update – City News. And will send our periodic reminders during the construction.

As part of this community outreach effort, the weekly lane closure information is sent to neighborhoods associations within the commuter shed area of the corridor and includes the following boundaries: Blue Mound Road, Beach Street, SH 170 and NE 28th Street. To further inform the community this boundary commuter shed area is being expanded to include neighborhood associations within: US 377, Eagle Mountain, and SH 114.

As the project continues, community outreach will continue through meetings with various associations and alliances such that businesses and individuals can more informed and effectively minimize the impacts associated with lanes closures and increased traffic congestion.

In addition to the meetings with neighborhoods, residents and businesses, the City's communications staff is meeting with communications representatives from TxDOT to discuss ways we can collaborate and coordinate messaging. We will also discuss ways to increase outreach to commuters and residents.

If you should have further questions, please contact Douglas Wiersig at 817-397-7801.

**Tom Higgins
City Manager**

To the Mayor and Members of the City Council

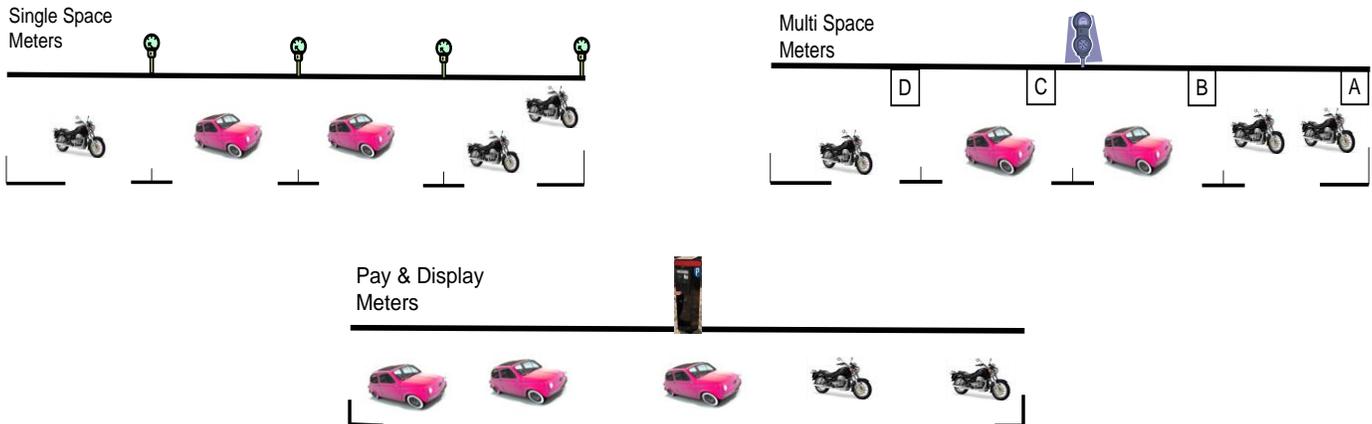
June 4, 2013

Page 1 of 1



SUBJECT: MOTORCYCLE ON-STREET PARKING PROCEDURES

The purpose of this informal report is to clarify how motorcycles pay to park at on-street metered spaces and whether multiple motorcycles are permitted to park in a single defined space. Currently, the City uses three types of on-street parking meters, as illustrated below:



Single and multiple space meters have defined spaces, which are marked for each motor vehicle to park. Pay and display meters allow open parking within the designated parking areas served by those meters. Parking restrictions are posted on signs along the block.

Fort Worth City Code, Section 22-194, establishes in part that no person shall park a motor vehicle upon a street on which a meter is installed without paying the meter. Section 22-198 of the City Code provides for the demarcation of spaces along the meter and the manner of parking within the space. Currently, the City Code does not directly address parking multiple motorcycles in one defined space. Of course, this issue does not apply to the open parking areas at pay and display meters, because each motor vehicle must pay to park.

Recommendation

Staff is recommending that multiple motorcycles be allowed to park in a single demarcated space, as long as the motorcycles fit within that defined marked area and the motorcycles do not cross the lines or marks that define the space. Any motorcycle not abiding by the pavement markings would be subject to a citation. In the event of an expired meter, all motorcycles in that expired space would be subject to citation. Motorcycle operators parked in such marked, metered spaces must park in such a way, as to not obstruct the free movement of another motorcycle using the same space. With the exception of allowing multiple motorcycles to park in the same marked space, parking compliance remains based on current practices.

An M&C regarding this recommended change to the City ordinance will be brought for consideration in July or August 2013.

If you should have further questions, please contact Peter Elliot at 817-397-7977.

**Tom Higgins
City Manager**

**To the Mayor and Members of the City Council****June 4, 2013**

Page 1 of 1

SUBJECT: PUBLIC INPUT ON UPDATE TO DROUGHT AND CONSERVATION PLANS

Every five years water utilities are required by Texas Commission on Environmental Quality Rules to review their Drought Contingency Plan and their Water Conservation Plan. These are two separate documents. Public input is required as part of the Drought Contingency Plan process.

The Water Department has sought customer input into both plans through questions in a customer phone survey and an online survey. In addition, TRWD conducted telephone opinion surveys in the cities of Arlington and Fort Worth in March. In each city, citizens were surveyed regarding their attitudes about water conservation. Although the Fort Worth survey focused on several water issues in addition to conservation, respondents in both surveys demonstrated a strong desire to conserve water, showed significant support for permanent twice-a-week outdoor watering restrictions and had a better-than-expected sense of the long-term benefits of water conservation.

Additionally, Fort Worth, Tarrant Regional Water District, Arlington, Mansfield and the Trinity River Authority are meeting with representatives of various commercial stakeholder groups (irrigators and landscapers, power washers, golf courses, car washes, etc.) to learn about those operations and seek input on the elements of the various stages that may affect these industries.

Additional public input is planned in June. The Water Department will conduct three public meetings in the last two weeks in June – one in north Fort Worth, one in central to south Fort Worth and one digital meeting using cable and web-based technology. During these meetings, participants will be provided overview information on water supplies – current and proposed – and water efficiency programs already in place. Feedback will be obtained to assess attitudes about what measures should be in a conservation plan – things that should be done all the time and are long-term – versus what measures should be in a drought plan – things only in place when water supplies are low and are short-term. Larry Schooler of the City of Austin and P3 Partners will facilitate these meetings with Freese and Nichols providing technical support for material development and documentation of results. All available media will be used to publicize these meetings, including the City website, social media, City News, Fort Report, e-mails to neighborhood associations, churches and other maintained lists, and traditional news releases.

Finally, the major water suppliers in the Metroplex have been meeting for the last several months to common drought plans for the entire region. The goal is to have the same number of stages and the similar actions in each stage. Because of differences in water supply sources, this does not mean the entire region will be in the same stage at the same time nor have the same trigger level. The goal is to make the actions at each stage uniform so it is easier to communicate required actions and gain compliance.

Staff plans to present you the results of all these public engagement efforts related to water conservation at a Pre-Council meeting in late July. Should you have any additional questions, please contact Frank Crumb, Water Director at 817-392-8207.

**Tom Higgins
City Manager**

**To the Mayor and Members of the City Council****June 4, 2013**

Page 1 of 1

SUBJECT: PROPOSED COUNCIL-INITIATED ZONING CHANGES FOR THE ALLIANCE AIRPORT AREA

The July 9 City Council agenda will contain an M&C to initiate the zoning process for the Alliance Airport area. The purpose of the proposed zoning changes is to rezone industrial property to a zoning classification that is in conformance with the Zoning Ordinance. For your reference, the attached PowerPoint presentation shows the future land use proposed for the 2013 Comprehensive Plan, the current zoning, and the proposed zoning. Council Members Espino and Shingleton would like to initiate rezoning of this area to protect the aviation uses at Alliance Airport.

The Zoning Ordinance does not have a zoning district that allows airports and other aviation uses by right. The existing "K" Heavy Industrial zoning could cause permits for various activities ranging from signs to new construction to be delayed or denied. The proposed zoning district maintains the heavy industrial uses allowed at Alliance Airport currently and adds airport, aviation field, heliport, and landing area while excluding bars/nightclubs, junkyards, recycling facilities, motels, sexually oriented businesses, and tattoo parlors.

An informational letter was mailed to the property owners on May 7, 2013. No one in opposition has been noted to date. Public hearings for the rezoning of these properties would be held by the Zoning Commission on August 14, 2013, and by the City Council on September 11, 2013.

If you have any questions, please contact Dana Burghdoff, Deputy Planning and Development Director, at 817-392-8018.

Tom Higgins
City Manager

attachment: PowerPoint presentation

PROPOSED COUNCIL-INITIATED ZONING CHANGES FOR THE ALLIANCE AIRPORT AREA



Prepared for the
City Council

By the
Planning and Development Department

June 4, 2013

1

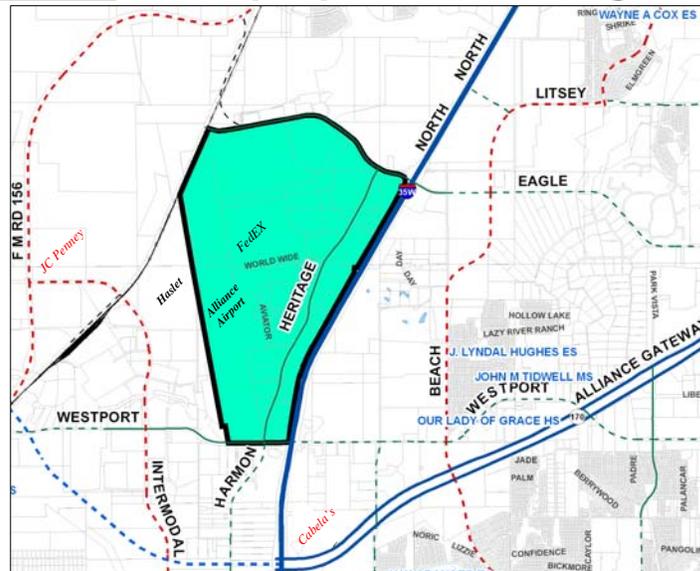
PURPOSE

Provide a **briefing** on the proposed Council-initiated rezoning of 1,592 acres of land from two industrial districts to be in conformance with the Comprehensive Plan.



2

Where is the proposed rezoning area?



3

Note: The proposed rezoning area consists of a total of 72 properties.

What future land use is proposed in the 2013 Comprehensive Plan?

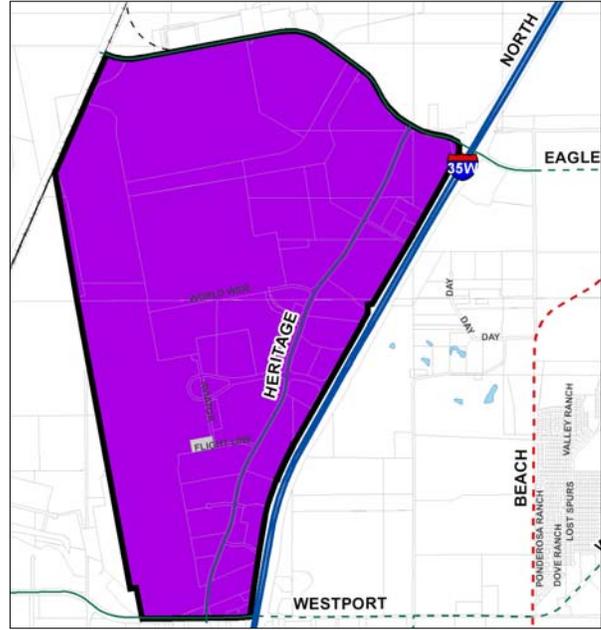
Industrial Growth Center



4

What is the current zoning?

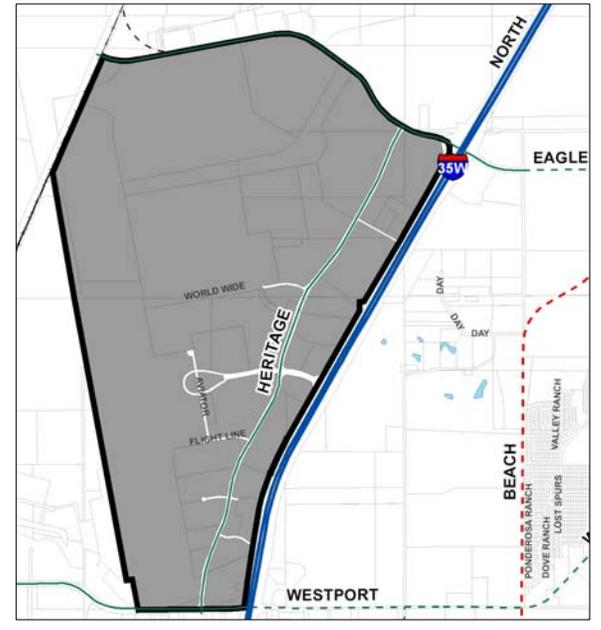
-  K: Heavy Industrial
-  PD 328: Planned Development



5

What is the proposed zoning?

-  PD: Planned Development for K uses plus airport, aviation field, heliport, and landing area; and to exclude bars/nightclubs, junkyards, recycling facilities, motels, sexually oriented businesses, and tattoo parlors; site plan waived



6

What is the proposed schedule?

<u>Date</u>	<u>Action</u>
May 7	Letters mailed to property owners. No opposition noted.
June 4	City Council receives Informal Report on proposed zoning changes.
July 9	City Council approves M&C authorizing initiation of zoning changes.
Aug. 14	Zoning Commission conducts public hearing and makes recommendations on proposed zoning changes.
Sept. 11	City Council conducts public hearing and approves zoning changes.

To the Mayor and Members of the City Council**June 4, 2013**

Page 1 of 1



SUBJECT: TEMPORARY CLOSURE OF THE PLANNING AND DEVELOPMENT DEPARTMENT ON JUNE 13TH AND 14TH TO COMPLETE INSTALLATION OF THE NEW PERMITTING SYSTEM, CONDUCT SYSTEM TRAINING AND TESTING AND DELIVER INTERNAL CUSTOMER SERVICE TRAINING

The Planning and Development Department will be temporarily closed to outside customers on Thursday June 13th, and Friday June 14th to complete the installation of the new permitting system, conduct system training and testing and to deliver internal customer service training. The departmental closure is necessary to deactivate the old permitting system and migrate millions of records into the new system. Although most of the department's direct public services will not be operational, prescheduled and emergency inspections will be performed. Staff will be at assigned work stations testing the new system, completing training on system operations and conducting other customer service training related to the new system and on-going customer service operations. Staff will be working through the weekend of June 15 and 16 to insure that we can open and meet all of our customer service requests when the system is scheduled to go-live on June 17th 2013.

The Automation software completely replaces the City's current permitting system and upgrades it to a web-based interface. The enhancements will provide workflow management and eventually allow complete online electronic permitting, resulting in greater customer convenience and more timely, transparent and accurate information. Due to age of our existing system (12 years) and the need for an aggressive implementation schedule the project is divided into phases that will successively improve the permitting system's functionality.

This project began in April 2012 with the acquisition of the software and the following table outlines the remaining phases of the project:

Project Timetable		
Phase	Expected Completion	Milestone
I	June 17, 2013	Migrate existing functionality to new web-based platform
II	Fall 2013	Expanded online permitting types
III	Winter 2014	Electronic document acceptance - full online functionality

To increase awareness and minimize public inconvenience resulting from the brief closure, staff is working with the Office of Communication and Community Engagement to implement a communications plan that includes: posting the closure on the City web page; development of news stories for media outlets; posting of the notice of closure at all departmental points of public contact and at various construction supply houses and retail centers; and distribution via the department's E-News blast to stakeholder groups such as the Development Advisory Committee, the Greater Fort Worth Builders Association, the Fort Worth Real Estate Council, TEXO- the construction association, and many other community stakeholder groups.

Should you have any questions regarding this information, please contact Randle Harwood, Director, Planning and Development Department, at (817) 392-6101, or David Hall, Assistant Director, Planning and Development Department at (817) 392-7844.

Tom Higgins
City Manager

**To the Mayor and Members of the City Council****June 4, 2013**

Page 1 of 1

SUBJECT: FORT WORTH POLICE DEPARTMENT AUTO POUND OPERATIONS AND FEES

This report is in response to a May 7, 2013 request from Mayor and City Council for information on Auto Pound fees and operations.

The Fort Worth Police Department (FWPD) Auto Pound is a 24/7 operation providing internal and external customer support for Policing Operations. Police officers may request the towing of a vehicle for a variety of reasons, including accident, theft, criminal activity, illegal parking, abandonment, etc.

If a recovered vehicle is operable, the officer on-site officer takes steps to contact the owner and give him/her the opportunity to retrieve the vehicle prior to impoundment. Police officers may also, at their discretion, request an investigative hold on a vehicle. In that case, the vehicle is impounded so as to allow other sections of the FWPD to investigate criminal activities tied to it. Once all investigative activities are completed, the on-duty Auto Pound supervisor is informed, the hold is released and the owner is informed that s/he may pick up the vehicle.

Fees applicable to the towing of vehicles are:

- Tow Truck- \$ 135.00
- Administrative/Preservation Fee - \$20.00
- Storage Fee - \$20.00
(Storage fees are calculated in 24 hour increments from either the time the vehicle is impounded or the time that the last investigative hold is released until the time the vehicle is retrieved by the owner.)
- Certified Letter - \$50.00 after 48 hours of being impounded or released from investigative hold

Section 18.23(a) of the Texas Code of Criminal Procedure states that “[a] law enforcement agency that directs the towing and storage of a motor vehicle for an evidentiary or examination purpose shall pay the cost of the towing and storage.” However, Section 18.23(c) provides that “Subsection (a) does not require a law enforcement agency to pay the cost of:

(1) towing or storing a motor vehicle for a purpose that is not an evidentiary or examination purpose, including towing or storing a vehicle that has been abandoned, illegally parked, in an accident, or recovered after being stolen;...”

All Auto Pound customers are provided documentation on how to request a Tow Hearing with their district’s Justice of the Peace. The FWPD does not regularly waive fees without an order from a Justice of the Peace, since the FWPD has to recover the operational costs associated with the Auto Pound.

For additional information, please contact Bob Hicks, Public Safety Support Manager, at 817-392-3510.

Tom Higgins
City Manager

CITY OF FORT WORTH, TEXAS



COUNCIL PROPOSAL

Date: June 4, 2013	File Number: No. 295	Subject: Rename Dirks Road, which runs between Granbury Road and Lakeside Drive, to Altamesa Boulevard.
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Proposed By:
Council Member Jungus Jordan
and Council Member W. B. (Zim)
Zimmerman

City Manager's Review:

Page:

City Attorney's Review:

PAGE 1 OF 1

It is proposed that the City Council:

1. Authorize the City Manager to initiate a street name change for Dirks Road, which runs between Granbury Road and Lakeside Drive, renaming it Altamesa Boulevard; and
2. Waive any associated application fees for the name change.

DISCUSSION:

It is recommended that Dirks Road, which runs between Granbury Road and Lakeside Drive, be renamed Altamesa Boulevard. Altamesa Boulevard is an improved roadway running approximately five miles from I-35 west to Granbury Road. Beginning at Granbury Road running west to Lakeside Drive, for approximately one and one-half miles, the name of the roadway changes to Dirks Road.

In order to waive the application fees, the City Council should make the following two findings: (1) that the waiver carries out a public purpose; and (2) that there are sufficient controls to ensure that the public purpose is carried out. Renaming the portion of the road west of Granbury Road from Dirks Road to Altamesa Boulevard will reduce the current confusion for the general public and emergency services caused by a single right-of-way having multiple names along its length. It will also remove the difficulty of providing the appropriate signage at the interchange of the existing Dirks Road where it exits at the Chisholm Trail Parkway. The process for implementing the street name change will include notification to the affected property owners prior to City Council action and a Mayor and City Council Communication to authorize the street name change after that public notification period has occurred. There is only one property owner addressed along Dirks Road. The City will bear the cost and install the new street signs.

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.

CITY MANAGER'S COMMENT:

The City Manager has no objection to this proposal.

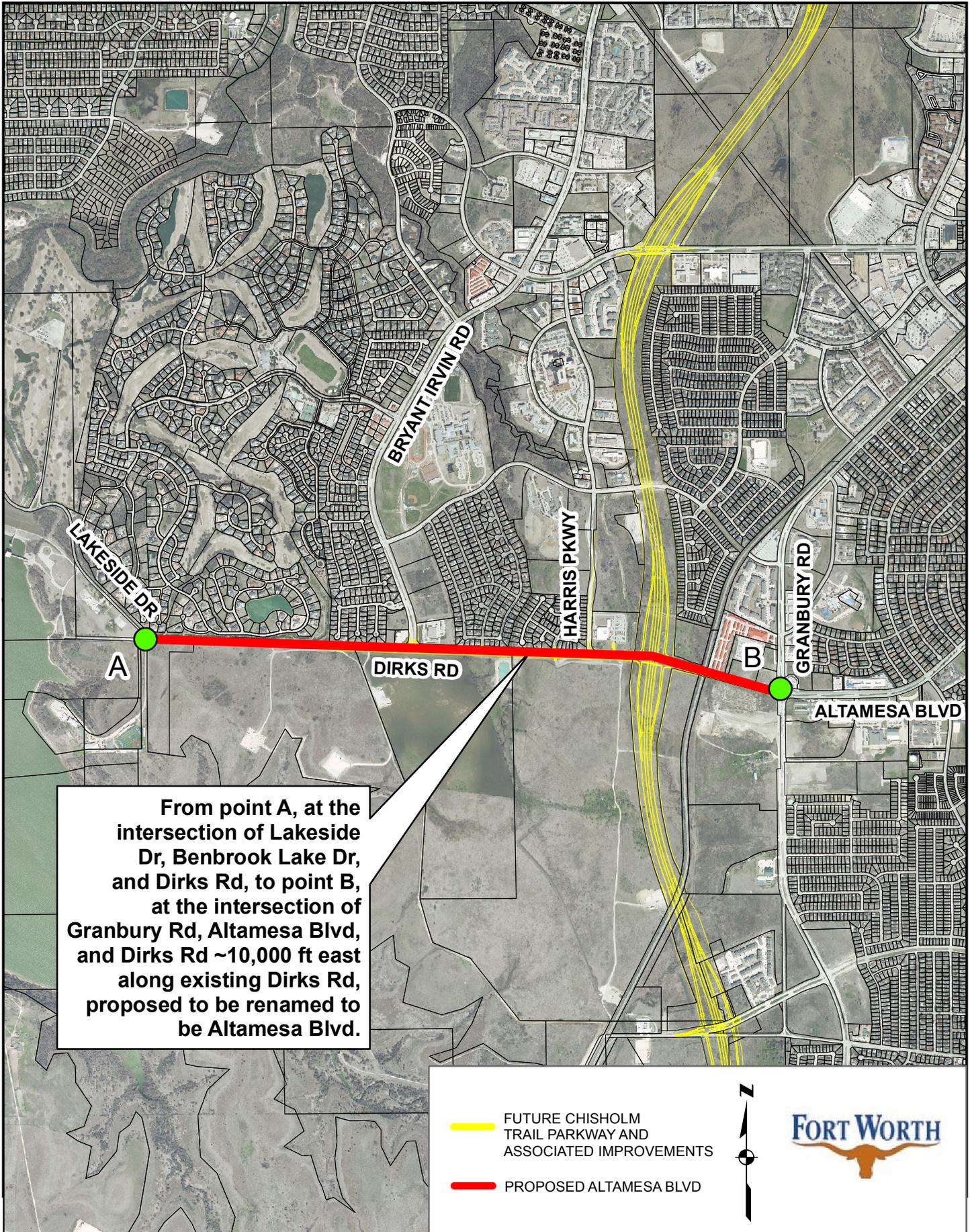
PROPOSED BY:

Jungus Jordan
Council Member

W. B. (Zim) Zimmerman
Council Member

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

MAYOR AND COUNCIL COMMUNICATION MAP



A Resolution

NO. _____

SUPPORTING A REQUEST FROM THE NAVAL AIR STATION FORT WORTH JOINT RESERVE BASE FOR CONCURRENT JURISDICTION WITH THE UNITED STATES GOVERNMENT AND AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE UNITED STATES GOVERNMENT TO ESTABLISH RESPONSIBILITIES UNDER CONCURRENT JURISDICTION

WHEREAS, on May 9, 2013, the City of Fort Worth received a request from Captain R. A. Bennett, Commanding Officer of the Naval Air Station Fort Worth Joint Reserve Base, seeking the City of Fort Worth's support for a jurisdictional change to its property;

WHEREAS, the current and inconsistent legislative jurisdiction within the boundaries of the Naval Air Station Fort Worth Joint Reserve Base have had an adverse impact on military operational readiness, installation security, military housing facilities, and access to the Texas court system;

WHEREAS, the City of Fort Worth and the Naval Air Station Fort Worth Joint Reserve Base seek to have permanent resolution to the inconsistent legislative jurisdiction by transferring approximately 1,255 acres of exclusive federal jurisdiction to concurrent jurisdiction and upgrading approximately 462 acres of proprietary jurisdiction to concurrent jurisdiction, for a total of approximately 1,717 acres to be held under concurrent jurisdiction.

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

- 1) The City Manager is hereby directed to execute a letter on behalf of the City of Fort Worth to support a request from the Naval Air Station Fort Worth Joint Reserve Base for Concurrent Jurisdiction with the United States Government; and
- 2) The City Manager or his designee is hereby authorized to enter into an appropriate agreement with the United States Government establishing



responsibilities of each party under concurrent jurisdiction for Naval Air Station Fort Worth Joint Reserve Base.

ADOPTED this ___ day of June, 2013.

By: _____

Mary Kayser, City Secretary



A Resolution

NO. _____

RECOGNIZING THE CREATION OF THE CONTINUUM OF CARE BOARD BY THE TARRANT COUNTY HOMELESS COALITION AND APPOINTING KELLY ALLEN GRAY AS THE CITY'S REPRESENTATIVE TO THE BOARD

WHEREAS, the Tarrant County Homeless Coalition was formed in 1989 to coordinate and develop strategies and resources to end homelessness and has been recognized by the United States Department of Housing and Urban Development (“HUD”) since 2008 as the lead agency for decision making and planning for the Fort Worth/Arlington/Tarrant County Continuum of Care TX 601; and

WHEREAS, the City of Fort Worth and other partner agencies in the Fort Worth/Arlington/Tarrant County Continuum of Care TX 601 receive federal funds from HUD under the McKinney-Vento Homeless Assistance Act for programs providing shelter, housing and services to homeless persons in Tarrant and Parker County; and

WHEREAS, the Homeless Emergency Assistance and Rapid Transition to Housing Act of 2009 (“HEARTH Act”) amended the McKinney-Vento Homeless Assistance Act by consolidating three separate federal homeless assistance programs into a single grant program known as the Continuum of Care (“CoC”) program (“CoC Program”); and

WHEREAS, the CoC Program is designed to promote community-wide commitment to the goal of ending homelessness; provide funding for efforts by nonprofit providers, States and local governments to re-house homeless individuals and families rapidly while minimizing the trauma and dislocation caused to homeless individuals, families, and communities as a consequence of homelessness; promote access to and effective use of mainstream programs by homeless individuals and families; and optimize self-sufficiency among individuals and families experiencing homelessness; and

WHEREAS, the HEARTH Act also expands and codifies the existing planning and application efforts of the Continuum of Care to implement coordinated efforts for assessing and addressing the housing and service needs of individuals and families that were homeless or at risk of homelessness across a specified geographic area and to promote best practices; and

WHEREAS, the HEARTH Act requires that each Continuum of Care must now establish a separate board to act on its behalf, and the Tarrant County Homeless Coalition Board of Directors on March 21, 2013 adopted a charter creating a new Continuum of Care Board to comply with the Continuum of Care Interim Rule, 24 CFR Part 578.1; and



WHEREAS, the Continuum of Care Interim Rule also quires increased collaboration between recipients of Emergency Solutions Grant funding such as the City of Fort Worth and the local Continuum of Care to ensure a community-wide coordinated plan for homeless housing and services and homelessness prevention assistance; and

WHEREAS, the charter of the new Continuum of Care Board calls for appointed representatives from local government entities, including the City of Fort Worth; and

WHEREAS, the City of Fort Worth affirms the purpose of the new Continuum of Care Board and the promotion of community-wide cooperation, collaboration, and planning to end homelessness;

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

Section 1. That the City of Fort Worth recognizes the creation by charter of the Continuum of Care Board.

Section 2. That the City of Fort Worth will directly participate in the leadership of the Continuum of Care Board by appointing a representative in accordance with the charter of the Continuum of Care Board.

Section 3. That the City Council appoints Kelly Allen Gray to serve as the representative of the City of Fort Worth on the Continuum of Care Board for a two (2) year term.

Adopted this 4th day of June, 2013.

ATTEST:

By: _____
Mary Kayser, City Secretary



No Documents for this Section

City of Fort Worth, Texas
Mayor and Council Communication

DATE: Tuesday, June 4, 2013

LOG NAME:

REFERENCE NO.: **OCS-1889

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, May 29, 2013.

Attachment

Submitted for City Secretary's Office by:

Mary J. Kayser (6152)

Originating Department Head:

Mary J. Kayser (6152)

Additional Information Contact:

Jay Chapa (2379)

Nancy McKenzie (7744)

CITY COUNCIL MEETING

Tuesday, June 04, 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
Alfredo Macedo	5/15/2013	4/17/2013	E. Loop 820 & 6000 Craig St.	Auto Damage	Multiple car accident, due to downed street light.	TPW	No	No
Dan Hay	5/16/2013	5/13/2013	3400 W. Wren Ave.	Property Damage	City crew broke tree limb.	PACS	No	No
Business Aircraft Services	5/15/2013	11/24/2012	Spinks Airport	Property Damage	Arson fire due to alleged lack of security.	Aviation	Yes	No
Emily & Quincy Crawford	5/16/2013	4/22/2013	Old Mansfield Hwy.	Auto Damage	Vehicle struck open manhole.	Water	No	No
Henry West	5/20/2013	5/7/2013	Lamar & Texas Street	Auto Damage	Accident with Police vehicle.	Police	No	No
Nancy L. Cohoe	5/20/2013	5/12/2013	Meadowbrook Golf Course	Bodily Injury	Tripped over shoe cleaning stand.	PACS	No	Yes
Russell Swinson	5/20/2013	4/11/2013	10900 Old Denton Rd.	Auto Damage	Rearended by Police vehicle.	Police	Yes	No

CLAIMANT	DATE RECEIVED	DATE OF INCIDENT	LOCATION	INCIDENT TYPE	ALLEGATION	DEPT	ESTIMATE	INJURY
Charly Everett	5/21/2013	5/20/2013	I-35 & Seminary	Auto Damage	Debris off City truck damaged vehicle.	Water	No	No
John Caraway	5/22/2013	5/21/2013	3315 W. 5th Street	Auto Damage	Vehicle struck pothole.	TPW	No	No
Lewis Harris	5/24/2013	5/22/2013	3505 Hatcher St.	Property Damage	Property damaged when water main broke.	Water	No	No
Victor M. Flores	5/24/2013	4/3/2013	University Dr.	Auto Damage	Vehicle struck pothole.	TPW	Yes	No
Sokchoeun Eath	5/24/2013	5/15/2013	4708 Dwarf Nettle Dr.	Property Damage	Crew damaged sprinkler system.	TPW	No	No
Jobin Kuruvilla	5/28/2013	1/1/2013	1273 Kielder Cir.	Reimbursement	Main break, high water bills & plumbing charge.	Water	Yes	No
Daniel & Kristen Kiernan	5/28/2013	5/27/2013	1428 Amazon Drive	Property Damage	Sewer back-up caused damage.	Water	No	No
Peter Talleos	5/28/2013	1/31/2013		Employment	Alleged Retaliation	Code	Yes	No
ATMOS Energy	5/28/2013	4/30/2013	812 W. Morphy	Property Damage	City crew damaged gas main	Water	Yes	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