

ORDINANCE NO. 22047-01-2016

AN ORDINANCE INCREASING THE ESTIMATED RECEIPTS AND APPROPRIATIONS IN THE SPECIALLY FUNDED PROJECTS FUND IN THE AMOUNT OF \$95,372.70 FOR THE PURPOSE OF FUNDING THE KELLIS PARK ROADS AND PARKING PROJECT; PROVIDING FOR A SEVERABILITY CLAUSE; MAKING THIS ORDINANCE CUMULATIVE OF PRIOR ORDINANCES; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH,
TEXAS:

SECTION 1.

That in addition to those amounts allocated to the various City departments for Fiscal Year 2015-2016 in the Budget of the City Manager, there shall also be increased estimated receipts and appropriations in the Specially Funded Projects Fund in the amount of \$95,372.70 for the purpose of funding the Kellis Park Roads and Parking Project.

SECTION 2.

That should any portion, section or part of a section of this ordinance be declared invalid, inoperative or void for any reason by a court of competent jurisdiction, such decision, opinion or judgment shall in no way impair the remaining portions, sections, or parts of sections of this ordinance, which said remaining provisions shall be and remain in full force and effect.

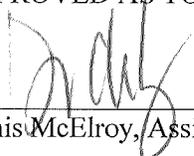
SECTION 3.

That this ordinance shall be cumulative of Ordinance No. 21873-09-2015 and all other ordinances and appropriations amending the same except in those instances where the provisions of this ordinance are in direct conflict with such other ordinances and appropriations, in which instance said conflicting provisions of said prior ordinances and appropriations are hereby expressly repealed.

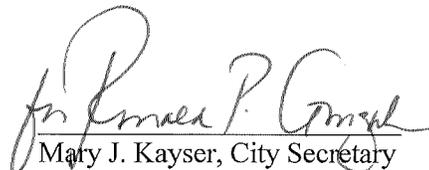
SECTION 4.

This ordinance shall take effect upon adoption.

APPROVED AS TO FORM AND LEGALITY:



Denis McElroy, Assistant City Attorney



Mary J. Kayser, City Secretary

ADOPTED AND EFFECTIVE: January 12, 2016

ORDINANCE NO. 22048-01-2016

AN ORDINANCE INCREASING THE RECEIPTS AND THE APPROPRIATIONS IN THE PACS IMPROVEMENTS FUND IN THE AMOUNT OF \$95,372.70, FROM AVAILABLE FUNDS, FOR THE PURPOSE OF MAKING A TRANSFER TO THE SPECIALLY FUNDED PROJECTS FUND; PROVIDING FOR A SEVERABILITY CLAUSE; MAKING THIS ORDINANCE CUMULATIVE OF PRIOR ORDINANCES; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH,
TEXAS:

SECTION 1.

That in addition to those amounts allocated to the various City departments for Fiscal Year 2015-2016 in the Budget of the City Manager, there shall also be increased receipts and appropriations in the PACS Improvements Fund in the amount of \$95,372.70, from available funds, for the purpose of making a transfer to the Specially Funded Projects Fund.

SECTION 2.

That should any portion, section or part of a section of this ordinance be declared invalid, inoperative or void for any reason by a court of competent jurisdiction, such decision, opinion or judgment shall in no way impair the remaining portions, sections, or parts of sections of this ordinance, which said remaining provisions shall be and remain in full force and effect.

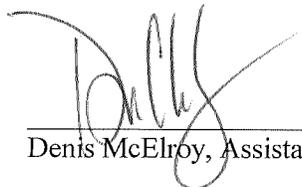
SECTION 3.

That this ordinance shall be cumulative of Ordinance No. 21873-09-2015 and all other ordinances and appropriations amending the same except in those instances where the provisions of this ordinance are in direct conflict with such other ordinances and appropriations, in which instance said conflicting provisions of said prior ordinances and appropriations are hereby expressly repealed.

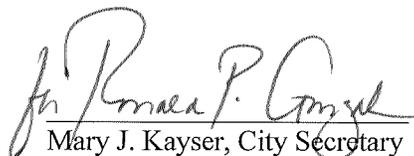
SECTION 4.

This ordinance shall take effect upon adoption.

APPROVED AS TO FORM AND LEGALITY:



Denis McElroy, Assistant City Attorney



Mary J. Kayser, City Secretary

ADOPTED AND EFFECTIVE: January 12, 2016

City of Fort Worth, Texas
Mayor and Council Communication

COUNCIL ACTION: Approved on 1/12/2016 - Ordinance No. 22047-01-2016 & 22048-01-2016

DATE: Tuesday, January 12, 2016

REFERENCE NO.: G-18637

LOG NAME: 80PARKS CAPITAL PROJ FUNDING

SUBJECT:

Allocate and Reaffirm Use of a Total of \$1,264,743.28 in Previously Appropriated 2004 Bond and 2013 Certificate of Obligation Funds for the Completion of Identified Eligible Park Capital Projects and Take Actions to More Properly Account for Receipt and Expenditure of Miscellaneous Revenue for Park Capital Project, Including Adoption of Appropriation Ordinances (ALL COUNCIL DISTRICTS)

RECOMMENDATION:

It is recommended that the City Council:

1. Allocate and reaffirm the use of a total of \$1,264,743.28 in previously appropriated 2004 Bond and 2013 Certificate of Obligation Funds for the completion of identified eligible park capital projects;
 2. Adopt the attached appropriation ordinance increasing appropriations in the PACS Improvements Fund (2004 Bond) in the amount of \$95,372.70 from miscellaneous revenue for purposes of making a transfer;
 3. Authorize the transfer of \$95,372.70 from the PACS Improvements Fund to the Specially Funded Projects Fund; and
 4. Adopt the attached appropriation ordinance increasing appropriations in the Kellis Park Roads and Parking Project of the Specially Funded Projects Fund in the amount of \$95,372.70 from available funds.
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DISCUSSION:

The purpose of this Mayor and Council Communication (M&C) is to allocate and reaffirm use of previously appropriated funds from sale of bonds associated with the 2004 Capital Improvement Program (2004 CIP) and from the sale of 2013 Certificates of Obligation (COs) to pay for eligible park capital projects and to take actions to more properly account for miscellaneous revenue by moving it out of a bond-and-CO-related fund to another park capital fund, from which it will be spent. If approved, the spending plan outlined in this M&C would govern expenditure of all currently identified remaining park-related 2004 bond funds as well as the majority of the remaining park-related 2013 CO proceeds. Staff will periodically propose updates to this spending plan as needed to address surplus and residual funds that are identified following completion of active bond and CO projects.

Allocation of Previously Appropriated Funds

Approval of this M&C allocates and reaffirms use of previously appropriated park-related funds from sale of bonds associated with Propositions One (Street and Storm Sewer Improvements) and Two (Parks, Recreation, and Community Services Improvements) of the 2004 CIP and from the sale of 2013 COs for a number of eligible park capital projects that are currently underway or that will be commencing in the near

future.

Each proposed allocation or use is followed by a description of how the identified project was either included in or is consistent with the originally planned use of the funding source.

- Reaffirm and allocate use of \$80,704.74 in the Street Improvements Fund - Park Drainage and Erosion Control (2004 Bond) for the Foster Park South Project (2004 CIP, Proposition One).

Prior to the 2004 CIP bond election, the City issued a "Summary of Proposed Projects" booklet to identify for voters projects that the City intended to build if the bonds were approved. The description of Proposition One in the booklet identified \$1,000,000.00 for six "Park Drainage and Erosion Control" projects, including Foster Park. Of the total amount identified above, \$61,368.20 consists of funding that was always intended to be used for Foster Park plus \$19,336.54 in residual funds following the completion of other park erosion projects in the 2004 Bond Program.

- Reaffirm use of \$1,000.00 in the Street Improvements Fund - Roadways in Community Parks (2004 Bond) for the Kellis Park Road and Parking Project (2004 CIP, Proposition One).

The bond booklet identified \$5,050,000.00 in Proposition One dollars for "Roadways in Community Parks" to fund parking lot and road improvement projects at 23 park and community center sites, including Kellis Park. The other 22 projects have all been substantially completed and \$1,000.00 remains. Staff proposes coupling these funds with miscellaneous revenues addressed later in this M&C in order to complete the Kellis Park Project.

- Reaffirm use of \$86,108.50 in Reserve Park Site Development funds in the PACS Improvements Fund (2004 Bond) for the JT Hinkle Park Development Project (2004 CIP, Proposition Two).

The bond booklet identified \$1,881,000.00 for development of 13 reserve park sites, including J.T. Hinkle.

- Allocate the balance of Council District Discretionary Funds (2004 CIP, Proposition Two) in the PACS Improvements Fund (2004 Bond) as follows:
 - o Council District 3, \$29,201.34 for the North Z Boaz Community Park Project;
 - o Council District 4, \$31,476.00 for the Gateway Park Development Project;
 - o Council District 5, \$40,516.26 for Bunche Park;
 - o Council District 6, \$103.32 for the Chisholm Trail Community Park Project; and
 - o Council District 9, \$40,420.93 for the Forest Park Improvements Project.

The bond booklet identified \$450,000.00 for "General Park Development Unspecified by Council District," with \$50,000.00 available for each Council District for parks projects. Each identified project is within the associated Council District and constitutes an eligible expenditure.

- Allocate \$9,809.08 in residual Service Center Improvement Funds (2004 CIP, Proposition Two) in the PACS Improvements Fund (2004 Bond) for a study that will include anticipated relocation of the Park and Recreation Department (PARC) Crestline Service Center.

The bond booklet identified \$500,000.00 for "Updates/Improvements to Service or Support Facilities - Unspecified." A number of improvements to PARC service facilities have been accomplished using those dollars and a residual amount of \$9,809.08 remains. Because there are no PARC service facility construction projects currently pending, Staff recommends these dollars be allocated to the Trinity Park Planning and Facilities Studies Project, which will include a special analysis of the park maintenance compound on Crestline and its removal or relocation to accommodate the re-alignment of Trail Drive. This capital needs study will shape and inform future construction projects and therefore constitutes an eligible capital expenditure.

- Allocate \$500,030.41 for the Transportation Connections for Pedestrians and Bicycles Project, consisting of \$56,978.27 in Special Use Facility/TRV funds (2004 CIP, Proposition Two) from the PACS Improvements Fund (2004 Bond) and \$443,052.14 from the PACS Improvements Fund (2013 Certificates of Obligation).

The bond booklet identified \$1,400,000.00 for "New Walks and Trails Match Funds to Support Trinity River Vision" and the Notice of Intent (NOI) that preceded issuance of the 2013 COs informed the public that CO funds would be used for "construction of park improvements throughout the City." This pedestrian and bicycle project is an eligible expenditure for both funding sources because it is a grant-funded construction project of park improvements that involves money received under TxDOT's Statewide Transportation Enhancement Program (STEP).

- Allocate use of \$350,000.00 in PACS Improvements Funds (2013 Certificates of Obligation) for the Centreport Trail Project.

This project involves construction of trail and related improvements in the far-east sector of the City and leverages grant funds received from the North Central Texas Council of Governments. The City Council was previously advised of the plan to use CO proceeds for this project in M&C C-27552 (December 8, 2015).

As reflected in the individual entries, each identified project was either included in or is consistent with the original identified purposes of the proposed funding source and therefore constitutes an eligible expenditure. To the extent the spending plan involves allocation of funding to newly identified projects, such as the Trinity Park Planning and Facilities Studies Project, the City Council has the authority to find those projects to be within the intended purpose of these funds, approval of this M&C would serve as an official determination of the matter.

Improving Accounting for Miscellaneous Revenues

In addition to allocating and reconfirming use of bond and CO funds, approval of this M&C will authorize Staff to take actions to facilitate more appropriate accounting for miscellaneous revenues and their expenditure. The PACS Improvements Fund (Fund) was created as a repository for debt-issuance proceeds for park-related capital projects. However, over the years other miscellaneous capital funding has been deposited in the Fund. Staff has identified \$95,372.70 in miscellaneous revenue that is in the Fund but that is not attributable to any debt issuance. If the money were spent from its current location, it would create the erroneous appearance that more debt proceeds were spent than were received from the debt sales. To avoid this issue, Staff recommends the \$95,372.70 be moved to the Specially Funded Projects Fund and be allocated to the Kellis Park Road and Parking Project along with the \$1,000.00 from 2004 bond proceeds described above. Recommendations two, three and four reallocate the money to the proper fund.

This M&C does not request approval of a contract with a business entity.

FISCAL INFORMATION / CERTIFICATION:

The Financial Management Services Director certifies that funds are available in the current capital budget, as appropriated, of the Street Improvements Fund and PACS Improvements Fund and that upon approval of the above recommendations and adoption of the attached appropriation ordinances, funds will be available in the Specially Funded Projects Fund.

FUND IDENTIFIERS (FIDs):

TO

	Fund	Department ID	Account	Project ID	Program	Activity	Budget Year	Reference # (Chartfield 2)	Amount
1)	39403	0800450		C02449		C03680			\$80,704.74
1)	39403	0800450		100069		003780			\$1,000.00
1)	39801	0800450		100056		009120			\$9,809.08
1)	39801	0800450		C00041		C04780			\$86,108.50
1)	39801	0800450		C01734		C05880			\$392,496.27
1)	39801	0800450		C01734		C04380			\$107,534.14
1)	39801	0800450		C01857		C05880			\$31,476.00
1)	39801	0800450		C02439		C05880			\$103.32
1)	39801	0800450		C02218		C05880			\$29,201.34
1)	39801	0800450		100083		004730			\$40,516.26
1)	39801	0800450		C02088		C05880			\$40,420.93
1)	39801	0800450		100082		005080			\$350,000.00
2)	39801	0800450	4800100	UNSPEC		UN4700			\$95,372.70
2)	39801	0800450	5900015	UNSPEC		UN4700			\$95,372.70
3&4)	39007	0800450	4939801	100069		003780			\$95,372.70
4)	39007	0800450		100069		003780			\$95,372.70

FROM

	Fund	Department ID	Account	Project ID	Program	Activity	Budget Year	Reference # (Chartfield 2)	Amount
1&3)	39801	0800450	4800100	UNSPEC		UN4700			\$95,372.70
1)	39403	0800450	4905100	UNSPEC		UN3600			\$80,704.74
1)	39403	0800450	4905100	UNSPEC		UN3700			\$1,000.00
1)	39801	0800450	4905100	UNSPEC		UN4400			\$9,809.08
1)	39801	0800450	4905100	UNSPEC		UN4700			\$86,108.50
1)	39801	0800450	4905100	UNSPEC		UN5800			\$718,696.12
1)	39801	0800450	4905100	UNSPEC		UN4300			\$273,052.14

CERTIFICATIONS:

Submitted for City Manager's Office by:

Susan Alanis (8180)

Originating Department Head:

Richard Zavala (5704)

Additional Information Contact:

David Creek (5744)

ORDINANCE NO. 21942-09-2015

AN ORDINANCE INCREASING THE ESTIMATED RECEIPTS AND APPROPRIATIONS IN THE PARKS GAS LEASE CAPITAL PROJECT FUND IN THE AMOUNT OF \$1,515,847.85, FROM AVAILABLE FUNDS, FOR THE PURPOSE OF FUNDING THE PARK AND RECREATION DEPARTMENT'S FISCAL YEAR 2016 GAS-RELATED REVENUE AND PARK MITIGATION FEES PROJECT EXPENDITURE PLAN INCLUDING A TRANSFER TO THE GENERAL FUND TO OFFSET COSTS FOR PROJECT OVERSIGHT AND ADMINISTRATION; PROVIDING FOR A SEVERABILITY CLAUSE; MAKING THIS ORDINANCE CUMULATIVE OF PRIOR ORDINANCES; REPEALING ALL ORDINANCES IN CONFLICT HERewith; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS:

SECTION 1.

That in addition to those amounts allocated to the various City departments for Fiscal Year 2015-2016 in the Budget of the City Manager, there shall also be increased estimated receipts and appropriations in the Parks Gas Lease Capital Project Fund in the amount of \$1,515,847.85, from available funds, for the purpose of funding the Park and Recreation Department's Fiscal Year 2016 Gas-Related Revenue and Park Mitigation Fees Project Expenditure Plan, including \$141,268.00 being transferred to the General Fund to offset costs for project oversight and administration.

SECTION 2.

That should any portion, section or part of a section of this ordinance be declared invalid, inoperative or void for any reason by a court of competent jurisdiction, such decision, opinion or judgment shall in no way impair the remaining portions, sections, or parts of sections of this ordinance, which said remaining provisions shall be and remain in full force and effect.

SECTION 3.

That this ordinance shall be cumulative of Ordinance No. 21873-09-2015 and all other ordinances and appropriations amending the same except in those instances where the provisions of this ordinance are in direct conflict with such other ordinances and appropriations, in which instance said conflicting provisions of said prior ordinances and appropriations are hereby expressly repealed.

SECTION 4.

This ordinance shall take effect on October 1, 2015.

APPROVED AS TO FORM AND LEGALITY:


Tyler Wallach, Assistant City Attorney


Mary J. Kayser, City Secretary

ADOPTED: September 29, 2015

EFFECTIVE: October 1, 2015

City of Fort Worth, Texas
Mayor and Council Communication

COUNCIL ACTION: Approved on 9/29/2015 - Ordinance No. 21942-09-2015

DATE: Tuesday, September 29, 2015

REFERENCE NO.: G-18586

LOG NAME: 80GAS PLAN FY2016

SUBJECT:

Approve Park and Recreation Department's Fiscal Year 2016 Gas-Related Revenue and Park Mitigation Fees Project Expenditure Plan in the Amount of \$1,515,847.85 and Adopt Appropriation Ordinance (ALL COUNCIL DISTRICTS)

RECOMMENDATION:

It is recommended that the City Council:

1. Approve the Park and Recreation Department's Fiscal Year 2016 Gas-Related Revenue and Park Mitigation Fees Project Expenditure Plan;
2. Adopt the attached appropriation ordinance increasing estimated receipts and appropriations in the Park Gas Lease Capital Project Fund in the amount of \$1,515,847.85 from gas-related revenue and park mitigation fees; and
3. Authorize the transfer in the amount of \$141,268.00 from the Park Gas Lease Capital Project Fund to the General Fund to offset costs associated with project oversight and administration.

DISCUSSION:

The purpose of this Mayor and Council Communication (M&C) is to appropriate gas-related revenue (including lease bonuses, royalties, and pipeline license fees) and park mitigation fees (mitigation and surface use fees) for the Park and Recreation Department Gas-Related Revenue and Park Mitigation Fees Project Expenditure Plan (Plan) for Fiscal Year 2016. The Plan (attached to this M&C as Exhibit A) allocates the amount of \$1,515,847.85 in gas and park mitigation related funds for expenditure in accordance with the City's Financial Management Policy, which includes a transfer in the amount of \$141,268.00 in gas-related royalties to the General Fund to offset costs for project oversight and administration.

The gas-related funds recommended for appropriation are broken down as follows:

- Lease Bonus in the amount of \$864,993.82
- Pipeline License Fees in the amount of \$51,500.64
- Lease Royalty in the amount of \$490,620.61

The park mitigation related funds recommended for appropriation are broken down as follows:

- Mitigation Fees in the amount of \$108,732.78

Projects were evaluated and prioritized on available gas funding and park mitigation funding, the

availability of other capital funds to supplement and leverage the gas-related revenue, legal mandates, health and safety concerns and the condition of existing infrastructure.

The plan leverages the gas and mitigation related revenues with funding from a variety of other sources including bond funds, certificate of obligations, and previously appropriated gas revenue.

The Fiscal Year 2016 direct project expenditures, including gas revenues, park mitigation fees and leveraged funds, associated with this M&C are estimated at a grand total of \$3,015,148.79. In order to provide necessary resources for project management and accounting, parkland public hearings required by the Texas Parks and Wildlife Code Chapter 26, License Agreements and capital project oversight, the Department will transfer the amount of \$141,268.00 (approximately 5 percent of proposed Fiscal Year 2016 project expenditures) in royalties to the General Fund. This amount brings the grand total of projects and program related expenditures (including program oversight) to the amount of \$3,156,416.79.

FISCAL INFORMATION / CERTIFICATION:

The Financial Management Services Director certifies that upon approval of the above recommendations and adoption of the attached appropriation ordinance, funds will be available in the Fiscal Year 2016 Capital Budget, as appropriated, in the Park Gas Lease Capital Project Fund. The current unappropriated receipts in the Park Gas Lease Capital Project Fund is \$6,817,080.77. After the appropriation for the Park and Recreation Department's Fiscal Year 2016 Gas Related Revenue and Park Mitigation Fees Project Expenditure Plan in the amount of \$1,515,847.85, the balance of unappropriated receipts will be \$5,301,232.92.

FUND CENTERS:

<u>TO Fund/Account/Centers</u>	<u>FROM Fund/Account/Centers</u>
2) C282 4XXXXX VARIOUS	\$1,515,847.85
2) C282 5XXXXX VARIOUS	\$1,515,847.85

CERTIFICATIONS:

<u>Submitted for City Manager's Office by:</u>	Susan Alanis (8180)
<u>Originating Department Head:</u>	Richard Zavala (5704)
<u>Additional Information Contact:</u>	David Creek (5744)

Gas Related Revenue Projects FY2016

Exhibit A

<u>Project Name</u>	<u>Project/Scope</u>	<u>Gas Royalties</u>	<u>Gas Bonus</u>	<u>Pipeline Easement</u>	<u>Gas Mitigation Fees</u>	<u>2014 Bond</u>	<u>2013/2000 COs</u>	<u>2004 CIP</u>	<u>Previous Appropriations</u>	<u>Total</u>
Settlement Plaza Park	Park Infrastructure/Improvements	\$30,000.00	\$29,915.18		\$3,000.00					\$62,915.18
Candleridge Park	Erosion Control at Pedestrian Bridge	\$40,000.00								\$40,000.00
Heritage Addition Park	Playground Demolition & Perimeter Installation	\$40,000.00								\$40,000.00
Village Creek Park	Replacement of Group Shelter	\$37,321.15								\$37,321.15
River Trails Park	New Playground Installation	\$135,200.00							\$92,678.85	\$130,000.00
Trinity Park	Parking Lot/Improvements		\$472,839.78		\$2,713.18				\$10,000.00	\$145,200.00
George Markos Park	Park Infrastructure/Improvements		\$85,402.10		\$3,000.00					\$475,552.96
Fairfax Park	Park Infrastructure/Improvements		\$33,424.22							\$88,402.10
Camelot Park	Park Infrastructure/Improvements		\$51,078.14							\$33,424.22
Traders Oak Park	Park Infrastructure/Improvements		\$53,056.12							\$51,078.14
Highland Hills Park	Park Infrastructure/Improvements			\$5,106.58	\$84,587.00					\$53,056.12
Foster Park South	Fitness Station Replacement & Other Park Improve		\$64,339.27							\$89,693.58
Dabney Park	Park Infrastructure/Improvements	\$15,118.62								\$64,339.27
Englewood Park	Park Infrastructure/Improvements	\$19,331.20							\$9,881.38	\$25,000.00
Gid Hooper Park	Park Infrastructure/Improvements	\$12,541.03							\$5,668.80	\$25,000.00
Jennings May St Louis Park	Park Infrastructure/Improvements	\$19,840.61	\$2,081.90						\$12,458.97	\$25,000.00
Rockwood Park	Drainage and Erosion Control			\$21,576.06	\$2,112.60				\$5,159.39	\$27,081.90
Gateway Park	Road/Parking/Infrastructure Improvements				\$5,000.00	\$316,953.00			\$118,000.55	\$141,689.21
Titus Paulsel Park	Playground Replacement		\$21,957.11			\$145,200.00				\$321,953.00
Handley Park	Parking Lot/CC Expansion		\$30,900.00			\$80,760.00				\$167,157.11
Nature Center	Boardwalk Renovation			\$24,818.00	\$1,280.00		\$500,000.00	\$99,300.00		\$111,660.00
Marion Sansom Park	Parking Lot				\$7,040.00	\$38,400.00				\$625,398.00
Shackleford Park	New Playground Installation & Park Improvement		\$20,000.00			\$145,200.00	\$60,908.00			\$45,440.00
Subtotal		\$349,352.61	\$864,993.82	\$51,500.64	\$108,732.78	\$726,513.00	\$560,908.00	\$99,300.00	\$253,847.94	\$3,015,148.79
Reserved for Administrative Gas Management		\$141,268.00								\$141,268.00
GRAND TOTAL		<u>\$490,620.61</u>	<u>\$864,993.82</u>	<u>\$51,500.64</u>	<u>\$108,732.78</u>	<u>\$726,513.00</u>	<u>\$560,908.00</u>	<u>\$99,300.00</u>	<u>\$253,847.94</u>	<u>\$3,156,416.79</u>
GRAND TOTAL GAS APPROPRIATION										<u>\$1,515,847.85</u>