

**CITY OF FORT WORTH, TEXAS  
REGULAR CITY COUNCIL MEETING  
MAY 20, 2008**

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**Present**

Mayor Mike Moncrief  
Mayor Pro tem Kathleen Hicks, District 8  
Council Member Salvador Espino, District 2  
Council Member Chuck Silcox, District 3  
Council Member Daniel Scarth, District 4  
Council Member Frank Moss, District 5  
Council Member Jungus Jordan, District 6  
Council Member Carter Burdette, District 7  
Council Member Joel Burns, District 9

**City Staff**

Dale Fisseler, City Manager  
David Yett, City Attorney  
Marty Hendrix, City Secretary

With a quorum of the City Council Members present, Mayor Moncrief called the regular session of the Fort Worth City Council to order at 10:16 a.m. on Tuesday, May 20, 2008, in the City Council Chamber of the Fort Worth City Hall, 1000 Throckmorton Street, Fort Worth, Texas 76102.

**Agenda Item II  
Invocation**            The invocation was given by Acting Assistant City Manager Carl Smart, representing Baker Chapel AME.

**Agenda Item III  
Pledge**                 The Pledge of Allegiance was recited.

**Agenda Item IV  
Approval of  
Minutes**                Upon a motion of Council Member Silcox, seconded by Council Member Espino, the minutes of the regular meeting of May 13, 2008, were approved unanimously nine (9) ayes to zero (0) nays.

**Agenda Item V  
Special  
Presentations**            Council Member Burns presented a Proclamation for National Preservation Month to Ms. Lisa Lowery, Historic Fort Worth Chair.

City Secretary Hendrix advised that the presentation by the Austin Council of Cardiovascular Disease and Stroke would be delayed until June 3, 2008.

Ms. Judy Bland, Chair, Mayor's Committee on Persons with Disabilities, and Mr. Mike Wyss, Chair, Access Subcommittee, Mayor's Committee on Persons with Disabilities, presented the 2008 Scholarship Awards to Mr. Daniel Chase Bostick, Mr. Tony Cuestas IV, Ms. Jasmine Lovings, Ms. Kristen Mason, Mr. Anthony McAfee and Ms. Samantha Spangler.

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**Agenda Item VI**  
**Announcements**

Council Member Silcox reminded everyone that blowing grassing clippings into the street was against the law punishable by a fine of up to \$2,000.00. He added that it could potentially clog the drainage system and cost the tax payers of the City a lot of money to clean up. He referred to an article in the Fort Worth Star-Telegram on May 14, 2008, which stated that an area National Guard Battalion had returned to their home station in the City to stay. He announced that the Headquarters Company 3<sup>rd</sup> Battalion, 144 Infantry returned home with all 814 members. He added that one battalion member, Sgt Leonard Brown, was a chemist with the Fort Worth Water Department and earned a Purple Heart for an injury sustained in March 2008, while in Iraq.

Council Member Moss announced that on May 22, 2008, at 6:00 p.m. at the Handley-Meadowbrook Community Center, the District 5 Neighborhood Association meeting would be held to discuss issues that affected District 5. He also announced that a Preparedness Seminar would be conducted on May 31, 2008, from 10:00 a.m. to noon at the Holy Tabernacle Church of God in Christ in the Fellowship Hall, 2800 E. Loop 820 South. He added that a representative from Oncor Electric would be available to demonstrate how to reduce electricity bills; someone would discuss bioterrorism, health and emergency preparedness; a Housing Department representative would discuss weatherization and emergency repairs and on-site counseling; and a Community Action Partners representative would be present to address emergency assistance programs.

Council Member Burns expressed appreciation to everyone who attended his first District 9 Town Hall meeting last evening. He stated that it was a great session and thanked Mayor Moncrief, City Manager Fisseler and Assistant City Managers for attending the Town Hall. He also expressed appreciation to the Community Relations Department and his Council Aide Kristi Wiseman for their incredible work on the meeting. He announced that May 26, 2008, was Memorial Day and stated that the 79<sup>th</sup> Annual Mount Olivet Memorial Day Services would be held at 6:15 p.m. that day to honor present and former members of the Armed Forces. He pointed out that Fort Worth was a worldwide destination for various conventions and announced that the World Brahman Convention would be in the City on May 23, 2008. He also announced that a Zoo Traffic meeting would be held on May 27, 2008, from 7:00 p.m. to 9:00 p.m. in the Cox Building, Room C, at Texas Christian University and invited everyone interested to attend.

Mayor Pro tem Hicks expressed appreciation to City staff for conducting a great demolition ceremony at 2368 Evans Avenue and expressed appreciation to Jerome Walker, Housing Department Director, for helping to secure

**Agenda Item VI**  
**Announcements**  
**(Continued)**

Community Development Block Grant dollars to get that building torn down. She expressed appreciation to many other members of the City staff who worked on the project and also to the community for their patience. She added that in place of the building, a gymnasium would be constructed to help citizens in the community. She also announced that tonight a Community Policing Forum would be conducted for the east side of the City at the Meadowbrook Methodist Church, 3900 Meadowbrook Drive from 7:00 p.m. to 8:00 p.m. She also expressed appreciation to the West Meadowbrook Neighborhood Association for having her and many others, including the Police Department, be part of their picnic. She further stated that she was very excited about the new homes being constructed in the Historic Terrell Heights Neighborhood and announced that an Open House would be held on May 22, 2008, from 11:00 a.m. to 2:00 p.m. on the corner of New York and Leuda. She also announced that the Community Action Partners Fun Fair would be conducted on May 24, 2008, from 10:00 a.m. to 2:00 p.m. at the Resource Center, 2300 Circle Drive. She added that many services would be offered including summer camp sign ups and help with utilities.

Council Member Espino announced that the Safe City Commission of Tarrant County had a program called Guns and Gangbusters Program. He stated that the City was cracking down on graffiti and the commission would be providing \$50.00 for tips on graffiti and for any gang related crime, \$250.00. He added that anyone interested could call the commission at (817) 469-8477 or go to [www.469tips.com](http://www.469tips.com) for more information. He stated that on May 15, 2008, he had the honor of participating in the Alliance Opportunity Center's 10<sup>th</sup> Anniversary which was a great project sponsored by various organizations that helped to create jobs in the City. He also stated that Univision was launching a new public service program called Ya Es Hora Vota – Now Is The Time to Vote and added that traditionally there had been low voter turnout. He pointed out that this was a campaign to have people register to vote and turn out to vote and that the pilot program would take place on the north and south sides of the City. He also announced that the North Beverly Hills Neighborhood Association would have their picnic on May 24, 2008, at Rosen Park from 2:00 p.m. to 4:00 p.m.

Council Member Jordan expressed appreciation to the men and women of the South Division of the Police Department for hosting a Family Day Fair in District 6 last weekend and added that over 1,000 people attended. He commended the organizers of the successful event and noted various public safety organizations were present. He also expressed appreciation to the local businesses that contributed to the enterprise by providing pizza and drinks the

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**Agenda Item VI  
Announcements  
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entire day. He added to the comments relative to Memorial Day and stated it was the day everyone remembered the men and women who had bravely served the County and paid the ultimate sacrifice to protect the peace and freedom of this Nation and give us the freedoms everyone enjoyed on a daily basis.

Mayor Moncrief announced that on May 16, 2008, Workforce Solutions and the Tarrant County Homeless Coalition held a graduation for its most recent group of participants in Project WISH. He stated that 28 women and men participated in the ceremony who completed a seven-week course that taught them about job readiness, time management, job search planning, resume and thank you letter writing and interview skills. He added that since the program was launched in August 2007, 182 people had obtained full time employment, the job retention rate was 87 percent, the average entry wage was \$7.51 and the average age of the participants was 40-years old. He congratulated Mr. Andre Johnson, Workshop Instructor, and various organizations who partnered with the program.

**Agenda Item VII  
Withdrawn from  
Consent Agenda**

City Manager Fisseler requested that Mayor and Council Communication No. G-16145 be withdrawn from the consent agenda.

**Agenda Item VIII  
Continued/  
Withdrawn By Staff**

City Manager Fisseler requested that Mayor and Council Communication Nos. G-16148 be continued until the June 3, 2008, Council meeting and that P-10784 and L-14535 be withdrawn from consideration and advised that revised versions of the M&Cs would be presented for the Council's consideration.

**Agenda Item IX  
Consent Agenda**

Upon a motion made by Council Member Silcox, seconded by Council Member Espino, the Council voted nine (9) ayes to zero (0) nays to approve and adopt all remaining items on the Consent Agenda as recommended and as follows:

**Agenda Item XII  
OCS-1661  
Claims**

M&C OCS-1661 - from the Office of the City Secretary recommending that the City Council refer notices of claims regarding alleged damages and/or injuries to the Finance/Risk Management Department.

**G-16143  
Extend Injury  
Leave-of-Absence  
Pay Benefits for  
Police Officer  
Lynda Knight**

M&C G-16143 - Approving 216 hours of injury leave benefits for Police Officer Lynda Knight for time off from February 4, 2008, through March 11, 2008, as part of an extended injury leave-of-absence pay benefit valued at \$7,066.00.

**G-16144**  
**Ord. No. 18091-05-2008**  
**Grant Operating Authority to A.I.N. Limo to Operate Upon Streets, Alleys and Public Thoroughfares**

M&C G-16144 - Considering and adopting the findings and opinions of the City staff as presented herein; adopting the Ground Transportation Coordinator's findings that the public necessity and convenience require the operation of three limousines upon the City streets, alleys and thoroughfares; and adopting Ordinance No. 18091-05-2008 granting the privilege of operating authority to A.I.N. Limo, for the use of the streets, alleys, and public thoroughfares of the City in the conduct of its limousine business which shall consist of the operation of three (3) limousines for a three (3) year period beginning on the effective date; specifying the terms and conditions of the grant; providing a severability clause; making this ordinance cumulative of all ordinances; providing for a penalty; providing for written acceptance by A.I.N. Limo and conditional upon their complying with all requirements of Article VI, Chapter 34, of the Code of the City of Fort Worth (1986), as amended.

**G-16146**  
**Ord. No. 18092-05-2008**  
**Use Available Revenue to Pay for Infrastructure Improvements at Fort Worth Spinks Airport**

M&C G-16146 - Authorizing the City Manager to authorize the use of available revenue in the Aviation Improvements Capital Project Fund for payment to the City of Fort Worth Water Department in the amount of \$129,273.05 for the extension of main water and sewer lines at Fort Worth Spinks Airport; authorizing the use of available revenue in the Aviation Improvements Capital Project Fund to reimburse Harrison Aviation in the amount of \$26,246.00 for bringing the fuel farm at Fort Worth Spinks Airport into compliance with new Environmental Protection Agency standards; and adopting Appropriation Ordinance No. 18092-05-2008 increasing estimated receipts and appropriations in the Aviation Improvements Capital Project Fund in the amount of \$155,519.05 for payment to the City of Fort Worth Water Department and for reimbursement to Harrison Aviation for infrastructure improvements at Fort Worth Spinks Airport.

**P-10787**  
**Computer, Network and Peripheral Equipment, Parts and Maintenance Services**

M&C P-10787 - Authorizing multiple purchase agreements with CyberDyne Systems, Inc., Intec Systems, Inc., d/b/a Computer Tech and Affiliated Telephone, Inc., for computer, network and peripheral equipment, parts and maintenance services for the Information Technology Solutions Department at a cost not to exceed \$200,000.00.

**P-10788**  
**Endress+Hauser Instrumentation Equipment, Meters, Repair Parts and Service**

M&C P-10788 - Authorizing a sole source purchase agreement for Endress+Hauser instrumentation equipment, meters, repair parts and service with Endress+Hauser, c/o Pan-Tech Controls Company, for the Water Department in an amount not to exceed \$75,000.00 based on discounts offered from manufacturer's list price. The shipping cost will be prepaid and added to the invoices with payments due 30 days after receipt of invoices.

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**P-10788  
(Continued)**

**Item Description**

**Discounts and Hourly Rate**

Instrumentation Equipment and Meters	Manufacturer's List Price Less 10-40 Percent Discount
Repair Parts and Software	Manufacturer's List Price Less 10 Percent Discount
Repair Service	\$100.00 Per Hour
Technical Support	No Charge

**L-14537  
Ord. No. 18093-05-2008  
Acquire Permanent Sewer Facility Easement and Temporary Construction Easement for Construction of Sanitary Sewer Rehab Contract 69**

M&C L-14537 - Authorizing the transfer of funds in the amount of \$10,421.00 from the Water and Sewer Operating Fund to the Sewer Capital Projects Fund; adopting Appropriation Ordinance No. 18093-05-2008 increasing estimated receipts and appropriations in the Sewer Capital Projects Fund in the amount of \$10,421.00 from available funds, for the purpose of authorizing the acquisition of one permanent sewer facility easement and temporary construction easement from 303 Joint Venture for the construction of Sanitary Sewer Rehab Contract 69 (DOE 5405); finding that the price offered in the amount of \$9,421.00, plus an estimated closing cost of \$1,000.00, is just compensation; approving the acquisition of one permanent sewer facility easement and one temporary construction easement described as a portion of Tract 1R1, Lake Arlington Industrial Park Addition, Arlington, Tarrant County, Texas, from 303 Joint Venture, located in west Arlington, for the construction of Sanitary Sewer Rehab Contract 69, consisting of a 48-inch sanitary sewer main and will connect to the Village Creek Wastewater Treatment Plant; and authorizing the acceptance and recording of appropriate instruments.

**L-14538  
Execute Storm Water Facility Maintenance Agreement for Property in Southwest Fort Worth**

M&C L-14538 - Authorizing the execution of one Storm Water Facility Maintenance Agreement with All Storage GB, L.P., for property located near the intersection of Dirks Road and Granbury Road in southwest Fort Worth (DOE 5196), for a detention pond facility to serve the Granbury Station Addition necessary to limit storm water run-off generated in the subdivision to pre-developed conditions, and to reduce the possibility of flooding to residents downstream of the watershed.

**L-14539  
Acquire Right-of-Way Easement for Construction of Golden Triangle Boulevard Improvements**

M&C L-14539 - Approving the acquisition of one right-of-way easement described as a portion of Tract 1B1, S. Needham Survey, Abstract No. 1171, Keller, Tarrant County, Texas, from Alfred Lee and Susan Newton Finley on Katy Road located in the City of Keller, adjacent to the Fort Worth city limits, for the construction of Golden Triangle Boulevard improvements; finding that the price offered in the amount of \$48,430.00, plus an estimated closing cost of \$2,000.00, is just compensation; and authorizing the acceptance and recording of appropriate instruments (DOE 5773).

**L-14540**  
**Convey Permanent**  
**Easement at Fire**  
**Station No. 32 to**  
**Southwestern Bell**  
**Telephone**  
**Company d/b/a**  
**AT&T Texas for**  
**Equipment Station**

M&C L-14540 - Authorizing the conveyance of one permanent easement at Fire Station No. 32, described as a portion of Lot 1, Block A, West Point Addition, Tarrant County, Texas, located at 10201 White Settlement Road to Southwestern Bell Telephone Company d/b/a AT&T Texas, in the amount of \$0.00 for an equipment station located near the intersection of White Settlement Road and Chapel Creek Boulevard in northwest Fort Worth; and authorizing the acceptance and recording of appropriate instruments (DOE 4953).

**L-14541**  
**Acquire Right-of-**  
**Way Easements for**  
**Construction of**  
**Golden Triangle**  
**Boulevard**  
**Improvements**

M&C L-14541 - Approving the acquisition of two right-of-way easements described as a portion of Tract 17B and a portion of Tract 20A03, William McCowan Survey, Abstract No. 999, Tarrant County, Texas, from Golden Triangle Retail Partners, Ltd., and Crawford Farms Investors, Ltd., respectively, located in north Fort Worth, for the construction of Golden Triangle Boulevard improvements, from I-35W to US 377 required for construction of a turn lane on Golden Triangle Boulevard to facilitate the transition of traffic from Golden Triangle Boulevard to North Beach Street; finding that the price offered in the amount of \$20,502.00, plus an estimated closing cost of \$2,000.00, is just compensation; and authorizing the acceptance and recording of appropriate instruments (DOE 5773).

**L-14542**  
**Acquire Right-of-**  
**Way Easement for**  
**Construction of**  
**Golden Triangle**  
**Boulevard**  
**Improvements**

M&C L-14542 - Approving the acquisition of one right-of-way easement described as a portion of Lot 1, Block 12, Golden Triangle Estates, Fort Worth, Tarrant County, Texas, from Lewisville 7 Partners, Ltd., located in north Fort Worth, for the construction of Golden Triangle Boulevard improvements to facilitate the increased flow of traffic; finding that the price offered in the amount of \$7,964.00, plus an estimated closing cost of \$1,000.00, is just compensation; and authorizing the acceptance and recording of appropriate instruments (DOE 5773).

**L-14543**  
**Acquire Right-of-**  
**Way Easement for**  
**Construction of**  
**Golden Triangle**  
**Boulevard**  
**Improvements**

M&C L-14543 - Approving the acquisition of one right-of-way easement described as a portion of Tract 12A20, William McCowan Survey, Abstract No. 999, Fort Worth, Tarrant County, Texas, from The Lighthouse Assembly of God located in north Fort Worth for the construction of Golden Triangle Boulevard improvements to facilitate the increased flow of traffic; finding that the price offered in the amount of \$7,667.00, plus an estimated closing cost of \$1,000.00, is just compensation; and authorizing the acceptance and recording of appropriate instruments (DOE 5773).

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**L-14544  
Acquire Right-of-  
Way Easement for  
Construction of  
Golden Triangle  
Boulevard  
Improvements**

M&C L-14544 - Approving the acquisition of one right-of-way easement described as a portion of Lot 1R, Block 1, William Monte Vista Acres, Fort Worth, Tarrant County, Texas, from Stephen W. and Paula H. Long, located in north Fort Worth at 3848 Golden Triangle Boulevard for the construction of Golden Triangle Boulevard improvements from I35W to US 377 to facilitate the increased flow of traffic; finding that the price offered in the amount of \$23,067.54, plus an estimated closing cost of \$2,000.00, is just compensation; and authorizing the acceptance and recording of appropriate instruments (DOE 5773).

**L-14545  
Acquire Right-of-  
Way Easement for  
Construction of  
Golden Triangle  
Boulevard  
Improvements**

M&C L-14545 - Approving the acquisition of one right-of-way easement described as a portion of Lot 1, Block 1, Crawford Farms Plaza, Fort Worth, Tarrant County, Texas, from Piedmont Golden Partners, L.P., at 10877 North Beach Street, located in north Fort Worth, for the construction of Golden Triangle Boulevard improvements, required for a turn lane on Golden Triangle Boulevard to ease the transition of traffic from Golden Triangle Boulevard to North Beach Street; finding that the price offered in the amount of \$76,078.00, plus an estimated closing cost of \$2,000.00, is just compensation; and authorizing the acceptance and recording of appropriate instruments (DOE 5773).

**L-14546  
Convey Electric  
Utility Easement  
and Right-of-Way**

M&C L-14546 - Authorizing the conveyance of one electric utility easement and right-of-way described as being a portion of Block 5, Fort Worth Spinks Airport, Fort Worth, Tarrant County, Texas, to Oncor Electric Delivery Company at Spinks Airport located at 13001 Wildcat Way in south Fort Worth (DOE 4673), required for the installation, operation, maintenance, upgrade and repair of electric distribution cables and their appurtenances to serve an aircraft hangar at Lease Site #E-21.

**C-22808  
Estrada Hinojosa &  
Co., Inc.**

M&C C-22808 - Authorizing the City Manager to enter into a professional services agreement in the amount of \$30,000.00 with Estrada Hinojosa & Co., Inc., for the provision of financial advisory services related to assessing the financial impact of Other Post Employment Benefits resulting from the Governmental Accounting Standards Board Statement No. 45.

**C-22809  
Amendment No. 1 to  
CSC No. 35525 -  
Teague Nall &  
Perkins, Inc.**

M&C C-22809 - Authorizing the City Manager to execute Amendment No. 1 to City Secretary Contract No. 35525 with Teague Nall & Perkins, Inc., in the amount of \$76,510.00 for Lebow Channel Roadway Crossing Replacement at Brennan Street, 28<sup>th</sup> Street and Dewey Avenue (Project No. 00778), revising the total contract amount to \$437,582.00.

**C-22810**  
**Amendment No. 1 to**  
**CSC No. 29666 -**  
**HDR Engineering,**  
**Inc.**

M&C C-22810 - Authorizing the City Manager to execute Amendment No. 1 to City Secretary Contract No. 29666 with HDR Engineering, Inc., for the design of the Como Pump Station expansion, in the amount of \$67,137.00, thereby increasing the total fee to \$699,714.00.

**C-22811**  
**Ord. No. 18094-05-**  
**2008**  
**Ord. No. 18095-05-**  
**2008**  
**Amendment No. 3 to**  
**CSC No. 31678 -**  
**Industrial Hygiene**  
**and Safety**  
**Technology, Inc.**

M&C C-22811 - Authorizing the City Manager to execute Amendment No. 3 to City Secretary Contract No. 31678 with Industrial Hygiene and Safety Technology, Inc., for industrial hygiene and asbestos assessment services, increasing the not to exceed amount from \$174,000.00 to \$208,000.00 for the contract term ending March 31, 2008; adopting Supplemental Appropriation Ordinance No. 18094-05-2008 increasing appropriations in the Environmental Management Operating Fund (R103) in the amount of \$34,000.00 and decreasing the unreserved retained earnings by the same amount, for the purpose of transferring said funds to the Environmental Management Project Fund (R101); approving the transfer of \$34,000.00 in undesignated funds in the Environmental Management Operating Fund (R103) to the Environmental Management Project Fund (R101); and adopting Appropriation Ordinance No. 18095-05-2008 increasing estimated receipts and appropriations in the Environmental Management Project Fund (R101) in the amount of \$34,000.00 from available funds, for the purpose of executing Amendment No. 3 to City Secretary Contract No. 31678 with Industrial Hygiene and Safety Technology, Inc., for industrial hygiene and asbestos assessment services.

**C-22812**  
**Amendment No. 1 to**  
**CSC No. 20061 -**  
**Alliance Air**  
**Services, Inc.**

M&C C-22812 - Authorizing the City Manager to execute Amendment No. 1 to City Secretary Contract No. 20061, a lease agreement with Alliance Air Services, Inc., for the installation of an honor guard memorial at Fort Worth Alliance Airport.

The motion carried. End of Consent Agenda.

**Agenda Item X**  
**Presentations by**  
**City Council**

There were no changes presented by the City Council in memberships in the City's boards and commissions.

**Agenda Item XI**  
**Committee**  
**Presentations**

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

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**Agenda Item XIII  
Canvass Report of  
Election Returns for  
Special Bond  
Election**

Marty Hendrix, City Secretary, advised the City Council that the official canvass documents, both cumulative and by precinct, had been provided to the Council. She stated the count of the Special Bond Election, held on May 10, 2008, was completed on May 16, 2008, and the returns of the election, as reported by the presiding officers of the voting precincts to the Tarrant County Elections Administrator and by the Tarrant County Elections Administrator to the City Secretary of Fort Worth, were as follows:

**Proposition No. 1**

The issuance of public securities for street improvements in the aggregate sum of \$150,000,000.00.

	<b>For:</b>	<b>Against:</b>
Early Voting	2,331	1,190
Election Day	5,413	2,369
<b>Total</b>	<b>7,744</b>	<b>3,559</b>

**Total Ballots Cast:** 11,586

**Total Registered Voters:** 326,082

**Percentage Voting:** 3.55%

City Secretary Hendrix stated the City Council should officially find, determine and declare the results of said election to be that the aforesaid proposition received a favorable majority vote and has passed and that the public securities authorized by the aforesaid proposition may be issued and the ad valorem tax supporting said public securities may be levied by the City within the limits prescribed by law.

City Secretary Hendrix stated that this concluded the canvass report.

Council Member Silcox made a motion, seconded by Council Member Espino, that the canvass report be approved.

Council Member Jordan stated that he would like the motion to be amended to include with appreciation to the citizens of Fort Worth who approved the bonds with a 68 percent approval rate.

Council Member Silcox amended his motion, seconded by Council Member Espino, that the canvass report be approved as amended and noted that it was disappointing that there were such a small percentage of voters who participated in this election to improve streets within the City. The motion carried unanimously nine (9) ayes to zero (0) nays.

**Agenda Item XIV**  
**Ord. No. 18096-05-**  
**2008**

**Declare Results of**  
**Special Bond**  
**Election Conducted**  
**May 10, 2008**

**Agenda Item XIV**  
**Declare Results of**  
**Special Bond**  
**Election Conducted**  
**May 10, 2008**

There was presented an ordinance declaring the results of the Special Bond Election conducted on May 10, 2008.

Council Member Silcox made a motion, seconded by Council Member Espino, that Ordinance No. 18096-05-2008 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

Mayor Moncrief stated that he could not agree more with the comments made by Council Members Silcox and Jordan. He stated that this was an important step forward to try to keep the City from falling further behind and that it also sent a very strong signal that the City had to stop doing business the way it had been and in the way the City's builds its roads and infrastructure. He added that would be a departure from business as usual, trying to pass bond issues and then wait years later until price of materials and labor had escalated and then attempted to build the road. He pointed out that with even the small turn out of voters, still had a tremendous confidence in the Council and staff and expressed appreciation to the voters who turned out.

**Agenda Item XV**  
**Introduction of**  
**Resolution to**  
**Change Name of**  
**CCREDC to**  
**Economic and**  
**Community**  
**Development**  
**Committee**

There was presented a resolution changing the name of the Central City Revitalization and Economic Development Committee (CCREDC) to the Economic and Community Development Committee.

City Attorney Yett stated that this was an amendment to the Council's Rules of Procedure and was required to be introduced at one meeting and then action taken at a subsequent meeting.

There was no action taken by the City Council on this item.

**AGENDA ITEM XVI – REPORT OF THE CITY MANAGER**

**G-16145**  
**Ord. No. 18097-05-**  
**2008**

**Approve Additional**  
**Funding from FAA**  
**to Construct**  
**Airfield Pavement**  
**Rehabilitation,**  
**Airport Beacon**  
**Relocation and**  
**Replace Airfield**  
**Signage at Fort**  
**Worth Alliance**  
**Airport and**  
**Authorize Use of**  
**Land Credits**

There was presented Mayor and Council Communication No. G-16145 from the City Manager authorizing the City Manager to approve additional funding in the amount of \$91,298.00 from the Federal Aviation Administration (FAA) to construct airfield pavement rehabilitation, construct airport beacon relocation and replace airfield signage at Fort Worth Alliance Airport; authorizing the use of land credits in the amount of \$4,805.16 for the City's in-kind local match of five (5) percent of the project cost; and adopting an appropriation ordinance increasing estimated receipts and appropriations in the Airports Grant Fund in the amount of \$96,103.16, subject to receipt of the grant from the Federal Aviation Administration, for the purpose of airfield pavement rehabilitation, airport beacon relocation and replacement of airfield signage at Fort Worth Alliance Airport.

City Manager Fisseler stated that an amended version of the ordinance had been distributed to the Council to correct verbiage in the ordinance caption.

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**G-16145  
(Continued)** Council Member Espino made a motion, seconded by Council Member Burdette, that Mayor and Council Communication No. G-16145 be approved and that Appropriation Ordinance No. 18097-05-2008 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

**G-16147  
Ord. No. 18098-05-  
2008  
Require Oncor  
Electric Delivery to  
Relocate Utility  
Facilities to Widen  
Cromwell Marine  
Creek Road** There was presented Mayor and Council Communication No. G-16147 from the City Manager recommending that the City Council adopt an ordinance requiring Oncor Electric Delivery to relocate its utility facilities located in the City of Fort Worth right-of-way in or along Cromwell Marine Creek Road at its sole cost and expense within 30 days of the adopted date of this ordinance to allow the widening of Cromwell Marine Creek Road; authorizing the City Attorney's Office to pursue legal action against Oncor Electric Delivery if it fails to relocate its facilities at its own expense within 30 days of the adopted date of this ordinance.

Council Member Silcox made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. G-16147 be approved and Ordinance No. 18098-05-2008 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

**G-16148  
Amend Chapter 22,  
Subsections (E), (F)  
and (G) of Section  
22-86, Article III of  
City Code –  
Continued Until  
June 3, 2008** It was the consensus of the City Council that Mayor and Council Communication No. G-16148, Adoption of an Ordinance Amending Speed Limits, Chapter 22, Motor Vehicles and Traffic, of the City Code, be continued until the June 3, 2008, Council meeting.

**G-16149  
Ord. No. 18099-05-  
2008  
Amend Chapter 5,  
Article I, Section 6-1  
and Article IX to  
Add Section 6-79 of  
City Code** There was presented Mayor and Council Communication No. G-16149 from the City Manager recommending that the City Council adopt an ordinance amending Article I of Chapter 6 "Animals and Fowl" Section 6-1 "Definitions" of the City Code to amend definition of "Animal Establishment" and amending Chapter 6, Article IX to add Section 6-79 "Prohibited Sales", prohibiting the roadside sale of animals.

Council Member Silcox expressed concern that the ordinance did not prohibit the selling of animals at flea markets and stores that were not licensed to sell animals. He asked if the ordinance could be modified to address this issue.

**G-16149**  
**(Continued)**

Assistant City Attorney Denis McElroy stated that ordinance did include the prohibition against flea markets in Section 6-79, Subsection A. He added that stores not licensed for pet sales fell under the current ordinance which regulated animal establishments.

Council Member Scarth inquired if the ordinance also prohibited giving away animals from a street corner.

Mr. McElroy responded affirmatively and stated the prohibition included selling, trading, exchanging, trading, leasing, renting, giving away or displaying for any commercial purpose. He added that the ordinance basically prohibited any instance other than an animal establishment pet store.

City Attorney Yett stated that when drafting the ordinance, staff canvassed other cities and tried to learn from their mistakes. He added that the ordinance represented a thorough study and was an enforceable ordinance.

Assistant City Attorney McElroy stated that the ordinance would be enforced by the Code Compliance Department, Police Department, and Animal Control.

Council Member Silcox made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. G-16149 be approved and Ordinance No. 18099-05-2008 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

**G-16150**  
**Ord. No. 18100-05-**  
**2008**  
**Approve FY 2007-**  
**2008 Neighborhood**  
**Park Development**  
**Grant Awards**

There was presented Mayor and Council Communication No. G-16150 from the City Manager recommending that the City Council approve the Fiscal Year 2007-2008 Neighborhood Park Development Grant Awards for Oakmont Linear Park South, Candleridge Park, Village Creek Park, Morris E. Berney Park, Lost Spurs Park, Gateway Park and Z. Boaz Park; and adopt an appropriation ordinance increasing estimated receipts and appropriations in the Park Gas Lease Project Fund in the amount of \$125,186.00 from Gas Well Royalty for the purpose of funding the Fiscal Year 2007-2008 Neighborhood Park Development Grants.

Mayor Pro tem Hicks stated she remained concerned that there was not more geographical diversity with the program and advised that she would be voting against the M&C.

Council Member Espino made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. G-16150 be approved and Appropriation Ordinance No. 18100-05-2008 be adopted. The motion carried eight (8) ayes to one (1) nay, with Mayor Pro tem Hicks casting the dissenting vote.

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**G-16151  
Res. No. 3618-05-  
2008  
Support & Endorse  
Nomination of  
Portion of Fort  
Worth Botanic  
Garden to National  
Register of Historic  
Places**

There was presented Mayor and Council Communication No. G-16151 from the City Manager recommending that the City Council adopt a resolution supporting and endorsing nomination of a portion of the Fort Worth Botanic Garden designed by Hare and Hare of Kansas City, which roughly consists of the original Rock Springs Park (1929-1935) and the Horseshoe (c. 1954), to the National Register of Historic Places.

Ms. Renee Walter, 6700 Meadow Haven, President of the Fort Worth Garden Club appeared before Council in support of the resolution. She introduced Ms. Fran Mizell, President of the Fort Worth Botanical Society, and Ms. Susan Klein, who performed the research on the nomination for the National Register. She stated that the Fort Worth Botanic Garden was the first botanic garden in Texas to be nominated to the National Register of Historic Places and encouraged the Council to support the resolution.

Council Member Burdette expressed appreciation to City staff and everyone who worked on this issue and the Comprehensive Master Plan for the Botanic Garden.

Council Member Burdette made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. G-16151 be approved and Resolution No. 3618-05-2008 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

**Public Hearing  
G-16152  
Ord. No. 18101-05-  
2008  
Renew Historic  
Handley  
Neighborhood  
Empowerment  
Reinvestment Zone  
No. 9**

It appeared that the City Council set today as the date for a public hearing concerning the renewal of the Historic Handley Neighborhood Empowerment Reinvestment Zone No. 9. Mayor Moncrief opened the public hearing and asked if there was anyone present desiring to be heard.

Ms. Sarah Odle, Administrative Assistant, Housing Department, appeared before Council, gave a staff report and called attention to Mayor and Council Communication No. G-16152, as follows:

There was presented Mayor and Council Communication No. G-16152 from the City Manager recommending that the City Council hold a public hearing concerning the renewal of the Historic Handley area as Fort Worth Neighborhood Empowerment Reinvestment Zone No. 9; and adopt an ordinance renewing and re-designating a certain area in the City of Fort Worth as "Neighborhood Empowerment Reinvestment Zone, No. 9, City of Fort Worth, Texas"; providing the effective and expiration dates for the Zone and a mechanism for renewal of the Zone; and containing other matters related to the Zone, pursuant to the Texas Property Redevelopment and Tax Abatement Act, Tax Code, Chapter 312.

**G-16152**  
**(Continued)**

There being no one present desiring to be heard in connection with the public hearing, Council Member Moss made a motion, seconded by Council Member Espino, that the public hearing be closed, Mayor and Council Communication No. G-16152 be approved and Ordinance No. 18101-05-2008 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

**Public Hearing**  
**G-16153**  
**Ord. No. 18102-05-**  
**2008**  
**Renew Woodhaven**  
**Neighborhood**  
**Empowerment**  
**Reinvestment Zone**  
**No. 10**

It appeared that the City Council set today as the date for a public hearing concerning the renewal of the Woodhaven Neighborhood Empowerment Reinvestment Zone No. 10. Mayor Moncrief opened the public hearing and asked if there was anyone present desiring to be heard.

Ms. Sarah Odle, Administrative Assistant, Housing Department, appeared before Council, gave a staff report and called attention to Mayor and Council Communication No. G-16153, as follows:

There was presented Mayor and Council Communication No. G-16153 from the City Manager recommending that the City Council hold a public hearing concerning the renewal of the Woodhaven area as Fort Worth Neighborhood Empowerment Reinvestment Zone No. 10; and adopt an ordinance renewing and re-designating a certain area in the City of Fort Worth as “Neighborhood Empowerment Reinvestment Zone, No. 10, City of Fort Worth, Texas”; providing the effective and expiration dates for the Zone and a mechanism for renewal of the Zone; and containing other matters related to the Zone, pursuant to the Texas Property Redevelopment and Tax Abatement Act, Tax Code, Chapter 312.

There being no one present desiring to be heard in connection with the public hearing, Council Member Scarth made a motion, seconded by Mayor Pro tem Hicks, that the public hearing be closed, Mayor and Council Communication No. G-16153 be approved and Ordinance No. 18102-05-2008 be adopted. The motion carried unanimously nine (9) ayes to zero (0) nays.

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

**Public Hearing**  
**G-16154**  
**Adopt Standards of**  
**Care for Youth**  
**Programs for 2008 –**  
**Continued Until**  
**June 3, 2008**

It appeared that the City Council set today as the date for a public hearing to adopt an ordinance for Standards of Care for Youth Programs for 2008. Mayor Moncrief opened the public hearing and asked if there way anyone present desiring to be heard.

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**Public Hearing  
G-16154  
(Continued)**

Mr. Anthony Meyers, Assistant Director, Parks and Community Services, appeared before Council, gave a staff report, called attention to Mayor and Council Communication No. G-16154 as follows and requested the public hearing be continued until the June 3, 2008, Council meeting in order to address Council Member Burns’s request to include individuals who had been convicted or had received deferred adjudication from being able to be employed by the Parks and Community Services Department.

There was presented Mayor and Council Communication No. G-16154 from the City Manager recommending that the City Council hold a public hearing and adopt an ordinance adopting the Standards of Care for 2008 for Youth Programs offered by the Parks and Community Services Department.

There being no one present desiring to be heard in connection with the public hearing, Council Member Silcox made a motion, seconded by Mayor Pro tem Hicks, Mayor and Council Communication No. G-16154 be continued until the June 3, 2008, Council meeting. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Burns absent.

**P-10784  
Lease and Rental of  
Golf and Utility  
Cars - Withdrawn  
from Consideration**

It was the consensus of the City Council that Mayor and Council Communication No. P-10784, dated May 13, 2008, Authorize a Contract in the Amount of \$36,200.00 for a 36-Month Lease and Rental of Golf and Utility Cars Including a Sell-Back Option with Yamaha Golf Car Company for the Parks and Community Services Department for a Projected Cost Not to Exceed \$926,509.04, be withdrawn from consideration.

**P-10784 Revised  
Lease and Rental of  
Golf and Utility  
Cars**

There was presented Mayor and Council Communication No. P-10784 Revised from the City Manager recommending that the City Council authorize an agreement for a 36-month lease and rental of golf and utility cars including a sell-back option with Yamaha Golf Car Company for the Parks and Community Services Department for a projected cost not to exceed \$890,309.04. Payments due within 30 days of receipt of the invoices; and authorize an extension to the current agreement with Yamaha Golf Car Company for the rental of the existing cars for a cost not to exceed \$36,200.00 to expire on June 8, 2008:

<u>Qty. &amp; Description</u>	<u>Monthly/Unit Price</u>	<u>36-Month Total</u>
Lease of 252 Golf Cars	\$14,936.04	\$537,697.44
Lease of 60 Golf Cars with Tow Bar	\$ 3,556.20	\$128,023.20
Lease of 11 Utility Cars	\$ 958.10	\$ 34,491.60
Lease of 2 Utility Cars with Drop-In Coolers	\$ 174.20	\$ 6,271.20
Lease of 4 Full Beverage Cars	\$ 758.32	\$ 27,299.52

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<b>P-10784 Revised (Continued)</b>	<b><u>Qty. &amp; Description</u></b>	<b><u>Monthly/Unit Price</u></b>	<b><u>36-Month Total</u></b>
	Rental of 43 Golf Cars for Peak Period	\$ 2,795.00	\$*67,080.00
	Optional Battery Watering System	\$ 1,151.28	\$ 41,446.08
	Labor During Regular Hours as Needed	\$ 60.00	\$ 15,000.00
	Labor During Overtime Hours as Needed	\$ 60.00	\$ 1,000.00
	One Time Trip Charge for Repairs as Needed	No Charge	
	Repair Parts, will be Sold as Needed	Dealers Cost	\$ 32,000.00
			*24 month total

Mayor Pro tem Hicks made a motion, seconded by Council Member Burdette, that Mayor and Council Communication No. P-10784 Revised be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Burns absent.

**L-14535  
Execute and Record  
Quit Claim Deed for  
Portion of  
Abandoned Right-  
of-Way -  
Withdrawn from  
Consideration**

It was the consensus of the City Council that Mayor and Council Communication No. L-14535, dated May 13, 2008, Authorize and Execute Quit Claim Deed for a Portion of Abandoned Right-of-Way to the County of Tarrant for Approximately 28,403 Square Feet of Land Located North of White Settlement Road and West of Roberts Cut-Off Road (DOE 4953), be withdrawn from consideration.

**L-14535 Revised  
Execute and Record  
Quit Claim Deed for  
Portion of  
Abandoned Right-  
of-Way**

There was presented Mayor and Council Communication No. L-14535 Revised from the City Manager recommending that the City Council authorize the City Manager to execute a Quit Claim Deed to LVG Investments, LLC, for approximately 28,403 square feet of land described as being a tract of land in the N.H. Carroll Survey, Abstract No. 264, and being a portion of White Settlement Road right-of-way, located north of White Settlement Road and west of Roberts Cut-Off Road (DOE 4953), for the purpose of satisfying the request of the title company of LVG Investments, LLC, who is the interested buyer of the property and who is also an adjacent property owner to the subject property.

Council Member Burdette made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. L-14535 Revised be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Burns absent.

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**L-14547  
Condemn Vacant  
Lots for LeBow  
Channel Drainage  
Project**

There was presented Mayor and Council Communication No. L-14547 from the City Manager recommending that the City Council declare that negotiations between the City, its agents and subagents and the landowners to acquire approximately a combined total of 23,238 square feet owned by John Swaim, known as 3110 Decatur Avenue, Lots 1 through 4 and Lot 6, Block 6, Shoe and Leather Company, an addition to the City of Fort Worth, Tarrant County, Texas (DOE 4623, Project No. 0084), were unsuccessful; declare the necessity to take by condemnation the subject property for the LeBow Channel Drainage Project; authorize the City Attorney to institute condemnation proceedings to acquire fee simple interest in the surface estate, but not the mineral estate, of the property; and authorize the acceptance and recording of appropriate instruments.

(Council Member Burns returned to his place at the dais.)

Council Member Espino made a motion, seconded by Council Member Burdette, that Mayor and Council Communication No. L-14547 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**L-14548  
Lease City-Owned  
Properties for  
Natural Gas Drilling**

There was presented Mayor and Council Communication No. L-14548 from the City Manager recommending that the City Council authorize execution of a lease agreement with a bonus of \$278,266.00 and a 25 percent royalty for natural gas drilling under 27.8226 acres, more or less, of City-owned properties located in Tarrant County, Texas, known as the Altamesa Pump Station located at 4300 Altamesa Boulevard to XTO Energy, Inc., for a two-year primary term.

Council Member Jordan made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. L-14548 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**L-14549  
Lease Parkland for  
Natural Gas Drilling**

There was presented Mayor and Council Communication No. L-14549 from the City Manager recommending that the City Council authorize the execution of a lease agreement with a bonus of \$5,573.50 and a 25 percent royalty for natural gas drilling under 0.5 acres, more or less, of City-owned properties located at 1311 Homan Avenue in Tarrant County, Texas, known as Arneson Park to Chesapeake Exploration, L.L.C., for a two-year primary term.

Council Member Espino made a motion, seconded by Council Member Burdette, that Mayor and Council Communication No. L-14549 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**L-14550**  
**Lease Parkland for**  
**Natural Gas Drilling**

There was presented Mayor and Council Communication No. L-14550 from the City Manager recommending that the City Council authorize the execution of a lease agreement with a bonus of \$53,766.46 and a 26 percent royalty for natural gas drilling under 3.3020 acres, more or less, of City-owned properties located in Tarrant County, Texas, known as Camelot Park located at 1517 Adante Drive, to XTO Energy, Inc., for a two-year primary term.

Council Member Jordan made a motion, seconded by Council Member Silcox, that Mayor and Council Communication No. L-14550 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**L-14551**  
**Lease Parkland for**  
**Natural Gas Drilling**

There was presented Mayor and Council Communication No. L-14551 from the City Manager recommending that the City Council authorize execution of a lease agreement with a bonus of \$169,211.46 and a 25 percent royalty for natural gas drilling under 15.18 acres, more or less, of City-owned properties located in Tarrant County, Texas, known as Circle Park located at 600 Park Street with Chesapeake Exploration, L.L.C., for a two-year primary term.

Council Member Espino clarified that the City was not allowing drilling rigs on parks and that the extraction of gas would come from underneath the park and the benefits from the extraction would go to the park.

Council Member Espino made a motion, seconded by Council Member Silcox, that Mayor and Council Communication No. L-14551 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**L-14552**  
**Lease Parkland for**  
**Natural Gas Drilling**

There was presented Mayor and Council Communication No. L-14552 from the City Manager recommending that the City Council authorize execution of a lease agreement with a bonus of \$15,518.16 and a 25 percent royalty for natural gas drilling under 1.68 acres, more or less, of City-owned properties located in Tarrant County, Texas, known as Crestwood Park located at 3701 Rockwood Park Drive to Chesapeake Exploration, L.L.C., for a two-year primary term.

Council Member Burdette made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. L-14552 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**L-14553**  
**Lease Parkland for**  
**Natural Gas Drilling**

There was presented Mayor and Council Communication No. L-14553 from the City Manager recommending that the City Council authorize the execution of a lease agreement for natural gas drilling with a bonus amount of \$47,309.85 and a 25 percent royalty under 3.45 acres, more or less, of City-owned properties located at 2950 Roosevelt Avenue in Tarrant County, Texas, known as Far Northside Park to XTO Energy, Inc., for a two-year primary term.

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**L-14553  
(Continued)** Council Member Espino made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. L-14553 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**L-14554  
Lease Parkland for  
Natural Gas Drilling** There was presented Mayor and Council Communication No. L-14554 from the City Manager recommending that the City Council authorize the execution of a lease agreement with a bonus of \$254,084.22 and a 25 percent royalty for natural gas drilling under 15.1466 acres, more or less, of City-owned properties located at 2922 Lincoln Avenue in Tarrant County, Texas, in what is known as Lincoln Park to Chesapeake Exploration, L.L.C., for a two-year primary term.

Council Member Espino made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. L-14554 be approved with appreciation to City staff. The motion carried unanimously nine (9) ayes to zero (0) nays.

**L-14555  
Lease Parkland for  
Natural Gas Drilling** There was presented Mayor and Council Communication No. L-14555 from the City Manager recommending that the City Council authorize execution of a lease agreement with a bonus of \$7,716.30 and a 25 percent royalty for natural gas drilling under 0.85 acres, more or less, of City-owned properties located in Tarrant County, Texas, known as Maddox Park located at 2414 Gould Avenue just south of Northwest 25<sup>th</sup> Street to Chesapeake Exploration, L.L.C., for a two-year primary term.

Council Member Espino made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. L-14555 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**L-14556  
Lease Parkland for  
Natural Gas Drilling** There was presented Mayor and Council Communication No. L-14556 from the City Manager recommending that the City Council authorize the execution of a lease agreement with a bonus of \$585,481.96 and a 26 percent royalty for natural gas drilling under 34.2167 acres, more or less, of City-owned properties located in Tarrant County, Texas, known as Marine Creek Linear Park located at 3106 Angle Avenue and Marine Creek Linear Park North located at 3317 Chestnut Avenue to XTO Energy, Inc., for a two-year primary term.

Council Member Espino made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. L-14556 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**L-14557**  
**Lease City-Owned**  
**Properties for**  
**Natural Gas Drilling**

There was presented Mayor and Council Communication No. L-14557 from the City Manager recommending that the City Council approve the acceptance of a lease agreement in the amount of \$938,274.98 for natural gas drilling under 90.41 acres, more or less, of City-owned properties located in Tarrant County, Texas, known as Northeast Landfill 2 to Chesapeake Exploration, L.L.C., for a two-year primary term.

Council Member Scarth inquired where within the City's gas revenue policy the landfill bonus would be designated.

City Manager Fisseler advised that the gas revenues under solid waste facilities were not really defined in the policy and stated this issue would be clarified for the Council in the future.

Ms. Susan Alanis, Planning and Development Department Director, stated that the revenue designation was not specified in the policy and they would go into the unspecified funds. She added that staff would provide a broader presentation on May 30, 2008, that covered the designations and staff's recommendations to handle them in the future.

Council Member Scarth made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. L-14557 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**L-14558**  
**Lease Parkland for**  
**Natural Gas Drilling**

There was presented Mayor and Council Communication No. L-14558 from the City Manager recommending that the City Council authorize the execution of a lease agreement for natural gas drilling with a bonus of \$134,060.51 and a 25 percent royalty under 12.0266 acres, more or less, of City-owned properties located in Tarrant County, Texas, known as Northside Park located south of Northwest 20<sup>th</sup> Street, west of Lagonda Avenue, and east of Homan Avenue to Chesapeake Exploration, L.L.C., for a two-year primary term.

Council Member Espino made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. L-14558 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**L-14559**  
**Lease Parkland for**  
**Natural Gas Drilling**

There was presented Mayor and Council Communication No. L-14559 from the City Manager recommending that the City Council authorize execution of a lease agreement with a bonus of \$257,563.35 and a 25 percent royalty for natural gas drilling under 15.354 acres, more or less, of City-owned properties located at 2605 North Houston Street in Tarrant County, Texas, in what is known as Rodeo Park to Chesapeake Exploration, L.L.C., for a two-year primary term.

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**L-14559  
(Continued)**

Council Member Espino stated that City staff was working on updating the Capital Improvement Plan for parks and that gas revenues were a key part of that plan.

Council Member Espino made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. L-14559 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**L-14560  
Condemn Right-of-  
Way Easement for  
Construction of  
Golden Triangle  
Boulevard  
Improvements**

There was presented Mayor and Council Communication No. L-14560 from the City Manager recommending that the City Council declare the necessity of taking an interest in a portion of land known as Tract 3A01, J.R. Knight Survey, Abstract No. 902, Tarrant County, Texas, owned by Darlene and Bobby Gene Struempfer located at 4501 Golden Triangle Boulevard, required for the construction of Golden Triangle Boulevard improvements from I-35W to US 377 for a turn lane on Alta Vista Drive that will ease the transition of traffic from Alta Vista Drive to Golden Triangle Boulevard; and authorize the City Attorney to institute condemnation proceedings to acquire the interest in the land.

Council Member Espino made a motion, seconded by Council Member Moss, that Mayor and Council Communication No. L-14560 be approved. The motion carried unanimously nine (9) ayes to zero (0) nays.

**Public Hearing  
L-14561  
Convert Parkland  
for Installation of  
Gas Pipeline and  
Authorize License  
Agreement for  
Removal of Nine  
Trees –  
Continued Until  
June 17, 2008**

It appeared that the City Council set today as the date for a public hearing to authorize the conversion of approximately 1.04 acres of parkland at Rolling Hills Park located at 2525 Tappan Boulevard and 2501 East Jewell Kelly Drive for the installation of a gas pipeline and authorize the execution of a license agreement with Texas Midstream Gas Services in the amount of \$101,732.40 and \$73,808.17 for removal of nine trees. Mayor Moncrief opened the public hearing and asked if there was anyone present desiring to be heard.

Mr. Harold Pitchford, Assistant Director, Parks and Community Services Department, appeared before Council, gave a staff report and called attention to Mayor and Council Communication No. L-14561, as follows:

There was presented Mayor and Council Communication No. L-14561 from the City Manager recommending that the City Council conduct a public hearing under the guidelines set forth by the Texas Parks and Wildlife Code, Chapter 26, Protection of Public Parks and Recreational Lands; find that no feasible or prudent alternative exist for the location of the proposed gas pipeline for Rolling Hills; find that the proposed gas pipeline includes all reasonable

**Public Hearing**  
**L-14561**  
**(Continued)**

planning to minimize harm to the parkland, and including that the pipeline will cross under the Rolling Hills Park; and close the public hearing and authorize the City Manager to convert approximately 1.04 acres of dedicated parkland for a pipeline license for a 24-inch gas pipeline, in Rolling Hills Park at 2525 Tappan Boulevard and 2501 East Jewell Kelly Drive, located north of J.B. Rushing Road, south of Seminary Drive and Jewell Kelly Drive, west of Wichita Street and east of Campus Drive.

Mayor Pro tem Hicks stated that she had concern with a lot of issues and explained that about a year ago, the City took Community Development Block Grant funding from the Evans and Rosedale area to help this area and questioned whether those funds would be returned. She also stated she was concerned that O. D. Wyatt High School was not notified of the pipeline and added that she would like to go out to the area with staff to see where the pipeline would be placed.

There being no one present desiring to be heard in connection with the public hearing, Mayor Pro tem Hicks made a motion, seconded by Council Member Jordan, that the public hearing and Mayor and Council Communication No. L-14561 be continued until the June 17, 2008, Council meeting. The motion carried unanimously nine (9) ayes to zero (0) nays.

(Council Member Moss left his place at the dais.)

**C-22813**  
**Range Production**  
**Company**

There was presented Mayor and Council Communication No. C-22813 from the City Manager recommending that the City Council authorize the City Manager to execute a Public Right-of-Way Use Agreement with Range Production Company (Range) that grants Range a license to use a certain public right-of-way of the City of Fort Worth for the purpose of constructing, maintaining and operating a natural gas pipeline across Joel East Road.

Mayor Pro tem Hicks made a motion, seconded by Council Member Jordan, that Mayor and Council Communication No. C-22813 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

**C-22814**  
**Dennehy Architects,**  
**Inc.**

There was presented Mayor and Council Communication No. C-22814 from the City Manager recommending that the City Council authorize the City Manager to execute an architectural construction administration services agreement with Dennehy Architects, Inc., in the amount of \$95,200.00 plus up to \$7,291.00 in reimbursable expenses for the Public Health Center and Evans-Rosedale Development Parking Lot.

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**C-22814  
(Continued)** Mayor Pro tem Hicks made a motion, seconded by Council Member Burns, that Mayor and Council Communication No. C-22814 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

**C-22815  
Amendment No. 1 to  
CSC No. 35567 -  
Cypress Equities I,  
LP** There was presented Mayor and Council Communication No. C-22815 the City Manager recommending that the City Council authorize the City Manager to execute Amendment No. 1 to the agreement with Cypress Equities I, LP, (M&C C-22076, City Secretary Contract No. 35567) in the amount \$27,100.00 for additional design services to provide additional masonry accents, a raised central roof with clerestory windows, green technology, and additional parking to construct the Public Health Center and Evans-Rosedale Development Parking Lot.

Mayor Pro tem Hicks made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. C-22815 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

**C-22816  
Imperial  
Construction, Ltd.** There was presented Mayor and Council Communication No. C-22816 from the City Manager recommending that the City Council authorize the City Manager to execute a construction contract with Imperial Construction, Ltd., in the amount of \$6,395,000.00 to construct the Public Health Center and Evans-Rosedale Development Parking Lot.

Mayor Pro tem Hicks made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. C-22816 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

**C-22817  
Archer Western  
Contractors, Ltd.** There was presented Mayor and Council Communication No. C-22817 from the City Manager recommending that the City Council authorize the City Manager to execute a contract with Archer Western Contractors, Ltd., for the rehabilitation of Filter No. 12 at the Rolling Hills Water Treatment Plant in the amount of \$146,500.00.

Mayor Pro tem Hicks made a motion, seconded by Council Member Espino, that Mayor and Council Communication No. C-22817 be approved. The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Moss absent.

**AGENDA ITEM XVIIIA – ZONING HEARINGS: CASES RECOMMENDED FOR APPROVAL**

(Council Member Moss returned to his place at the dais.)

**ZC-08-007A**  
**Approved/  
Continued Until  
July 8, 2008**

It appeared that the City Council, at its meeting of May 6, 2008, continued the hearing of the application of the City of Fort Worth for a change in zoning of property located at (Area 1) 2707, 2711 and 2719 Race Street, (Area 2) 2800, 2900 and 3000 blocks of East Belknap Street and exclude 2819, 3001 and 3003 East Belknap Street, 2800 and 2900 blocks of Noble Avenue, 417 North Retta Street and 2908 Plumwood Street from “B” Two Family Residential, “E” Neighborhood Commercial, “F” General Commercial, “I” Light Industrial, “J” Medium Industrial and “PD-78”, “PD-447” and “PD-759” Planned Developments to “PD/MU-1” Planned Development for all uses in “MU-1” Low Intensity Mixed Use, plus bar, tavern, automotive repair and vehicle sales, with waiver of site plan requested, Zoning Docket No. ZC-08-007A. Mayor Moncrief opened the public hearing and asked if there was anyone present desiring to be heard.

Ms. Dana Burghdoff, Planning and Development Department Deputy Director, provided an explanation of the addresses recommended for approval and those being recommended for continuation.

**Van Smith**

Mayor Moncrief recognized Mr. Van Smith, 2832 E. Belknap as desiring to address the Council in opposition of the zoning change; however, Mr. Smith was not present in the Council Chamber. Mr. Smith then stepped back into the meeting and stated he did not wish to speak as his address would be continued.

**Tommy Payne**

Mr. Tommy Payne, 3009 E. Belknap, appeared before Council in opposition of the zoning change. He stated that his business had been at this location for 28 years and added that he was not against the MU-1 zoning, but that he had to be able to run his business. He pointed out that he had an outside lift and that his building was built in 1958 and the lift could not be placed inside the building. He added that the lift was attached to the building with an awning and was very presentable.

Council Member Espino advised Mr. Payne that he believed his address was a location that would be continued and would clarify the location with Ms. Burghdoff.

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**ZC-08-007A  
(Continued)  
Jimmy Enos**

Mr. Jimmy G. Enos, 2801 E. Belknap, appeared before Council in opposition of the zoning change. He stated that he was not opposed to the MU-1 zoning and advised that his business needed to have the approval to maintain the outside storage as inoperable vehicles were stored at the business during various times. His expressed concern with Code Compliance citing him for storing inoperable vehicles.

**Arturo Cervantes**

Mr. Arturo Cervantes, 2800 E. Belknap, appeared before Council in opposition of the zoning change. He stated that he wanted to make sure he would be able to stay in business and inquired that after Council voted on the zoning if the City would provide a document to verify such.

Council Member Espino summarized the speakers' concerns and requested Ms. Burghdoff clarify the zoning and the addresses that would be continued.

Ms. Burghdoff explained that 3007 and 3009 E. Belknap were recommended for "PD" plus automobile repair and vehicle sales and if the desire was to allow the outside lift, the property could be continued. She added that 2801 E. Belknap could also be continued if the Council would like to consider outside storage as a use allowed by right. She further stated that 2800 E. Belknap was recommended for MU-1 and was currently zoned "E" Neighborhood Commercial and was a legal non-conforming use; it was staff's proposal to maintain that status; however, she advised that the owner would not be able to rebuild his tire repair business if the structure burned down and would not be able to expand that business on-site. She made the following recommendation:

Properties for approval:

Properties rezoned to MU-1: 2800, 2806, 2820, 2904, 2924 and 3005 E. Belknap Street; 417 N. Retta Street; 2805, 2807, 2905, 2909, 2917 and 2923 Noble Avenue; 2908 Plumwood Street

Properties rezoned to PD/MU-1 plus automobile repair, vehicle sales with waiver of site plan: 2905, 2925, 3004, 3008 and 3010 E. Belknap Street

Properties to PD/MU-1 plus bar, tavern and waiver of site plan: 2804 and 2805 E. Belknap Street; 2707 and 2719 Race Street

Properties to be continued: 2801, 2828, 2832 and 3007 E. Belknap Street

**ZC-08-007A**  
**(Continued)**

There being no one else present desiring to be heard in connection with the application of the City of Fort Worth, Council Member Espino made a motion, seconded by Council Member Scarth, that the hearing be closed and that Zoning Docket No. ZC-08-007A be approved as proposed by City staff and properties at 2801, 2828, 2832 and 3007 E. Belknap Street continued until the July 8, 2008, Council meeting. The motion carried unanimously nine (9) ayes to zero (0) nays.

(Council Member Espino left is place at the dais.)

**Zoning Hearing**

It appeared to the City Council that the Notice of Special Hearing set today as the date for the hearing in connection with recommended changes and amendments to Zoning Ordinance No. 13896 and that notice of the hearing had been given by publication in the Fort Worth Star-Telegram, the official newspaper of the City of Fort Worth, on April 21, 2008. Mayor Moncrief opened the public hearing and asked if there was anyone present desiring to be heard.

**ZC-08-063**  
**Ord. No. 18103-05-**  
**2008**  
**Text Amendment**  
**Approved**

It appeared that the City Council set today as the date for a hearing for Zoning Docket No. ZC-08-063, Text Amendment for adult education uses in Alliance Development Zone.

There being no one present desiring to be heard in connection with the Text Amendment, Council Member Burdette made a motion, seconded by Council Member Moss, that the zoning hearing be closed, Zoning Docket No. ZC-08-063 be approved and the following ordinance be adopted:

**ORDINANCE NO. 18103-05-2008**

AN ORDINANCE AMENDING ARTICLE VI, AIRPORT ZONING REGULATIONS, OF THE CITY OF FORT WORTH, CODIFIED AS CHAPTER 3, AIRPORTS AND AIRCRAFT, OF THE CODE OF THE CITY OF FORT WORTH, BY AMENDING DIVISION 4, SECTION 3-265, COMPATIBLE LAND USE REGULATIONS, TO ALLOW CERTAIN EDUCATIONAL USES TO BE PERMITTED WITHIN THE ALLIANCE AIRPORT OVERLAY DISTRICT; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Espino absent.

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**ZC-08-065  
Ord. No. 18104-05-  
2008  
Text Amendment  
Approved**

It appeared that the City Council set today as the date for a hearing for Zoning Docket No. ZC-08-065, Text Amendment for nonconforming due to condemnation. Mayor Moncrief opened the public hearing and asked if there was anyone present desiring to be heard.

There being no one present desiring to be heard in connection with the Text Amendment, Council Member Burdette made a motion, seconded by Council Member Scarth, that the zoning hearing be closed, Zoning Docket No. ZC-08-065 be approved and the following ordinance be adopted:

**ORDINANCE NO. 18104-05-2008**

AN ORDINANCE AMENDING THE COMPREHENSIVE 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), BY ADDING A NEW SECTION, SECTION 7.108 OF CHAPTER 7, "NONCONFORMITIES" TO ADD REGULATIONS RELATED TO USES AND STRUCTURES AS A RESULT OF EMINENT DOMAIN OR THE THREAT OF EMINENT DOMAIN; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; AND PROVIDING AN EFFECTIVE DATE.

The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Espino absent.

**ZC-08-069  
Ord. No. 18105-05-  
2008  
Text Amendment  
Approved**

It appeared that the City Council set today as the date for a hearing for Zoning Docket No. ZC-08-069, Text Amendment for Central Business District Projected Yard Setback. Mayor Moncrief opened the public hearing and asked if there was anyone present desiring to be heard.

There being no one present desiring to be heard in connection with the Text Amendment, Council Member Burdette made a motion, seconded by Council Member Moss, that the zoning hearing be closed, Zoning Docket No. ZC-08-069 be approved and the following ordinance be adopted:

**ZC-08-069**  
**Text Amendment**  
**(Continued)**

ORDINANCE NO. 18105-05-2008

AN ORDINANCE AMENDING THE COMPREHENSIVE 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), BY AMENDING SECTION 4.907, CENTRAL BUSINESS ("H") DISTRICT; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION AND PROVIDING AN EFFECTIVE DATE.

(The amendment to Section 4.907 omits the requirements related to projected front yards and clarifies that front yard setbacks do not apply to the "H" Central Business District.)

The motion carried unanimously eight (8) ayes to zero (0) nays, with Council Member Espino absent.

**AGENDA ITEM XVIIIB – ZONING HEARINGS: CASES RECOMMENDED FOR DENIAL**

(Council Member Espino returned to his place at the dais.)

**ZC-07-168**  
**SP-07-060**  
**Returned to City**  
**Zoning Commission**

It appeared that the City Council, at its meeting of May 6, 2008, continued the hearing of the application of Martimiano Aguayo for a change in zoning of property located at 2008 Jacksboro Highway from "B" Two Family Residential and "E" Neighborhood Commercial to "PD/E" Planned Development for "E" Neighborhood Commercial, plus banquet hall and auto sales, with site plan required, Zoning Docket No. ZC-07-168 and Site Plan No. SP-07-060. Mayor Moncrief opened the public hearing and asked if there was anyone present desiring to be heard.

There being no one present desiring to be heard in connection with the application of Martimiano Aguayo, Council Member Espino made a motion, seconded by Council Member Burdette, that Zoning Docket No. ZC-07-168 and Site Plan No. SP-07-060 be returned to the City Zoning Commission to address screening and fencing issues at the property. The motion carried unanimously nine (9) ayes to zero (0) nays.

**ZC-08-068  
Continued Until  
June 17, 2008**

There was presented Zoning Docket No. ZC-08-068, application of South Tarrant Limited Partnership for a change in zoning of property located at 10900 South Freeway from "I" Light Industrial to "PD/I" Planned Development for all uses in "I" Light Industrial, plus hotel and with site plan included.

**Genny Brown**

Ms. Genny Brown, 901 Oak Crest Court, Burleson, Texas, representing the applicant, appeared before Council in support of the rezoning. She requested the Council continue this case for 30-days to allow the applicant to meet with the homeowner association in the area to address any concerns.

Council Member Jordan stated that he had been contacted by the homeowner association in the area and stated that the association had agreed to a 30-day continuance to meet with the applicant. He made a motion, seconded by Council Member Espino, that Zoning Docket No. ZC-08-068, be continued until June 17, 2008. The motion carried unanimously nine (9) ayes to zero (0) nays.

There being no one else present desiring to be heard in connection with the recommended changes and amendments to Zoning Ordinance No. 13896, Council Member Jordan made a motion, seconded by Council Member Espino, that the hearing be closed and that the following ordinance be adopted:

**ORDINANCE NO. 18106-05-2008**

AN ORDINANCE AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF FORT WORTH, BEING ORDINANCE NO. 13896, AS AMENDED, SAME BEING AN ORDINANCE REGULATING AND RESTRICTING THE LOCATION AND USE OF BUILDINGS, STRUCTURES, AND LAND FOR TRADE, INDUSTRY RESIDENCE AND OTHER PURPOSES, THE HEIGHT, NUMBER OF STORIES AND SIZE OF THE BUILDINGS AND OTHER STRUCTURES, THE SIZE OF YARDS AND OTHER OPEN SPACES, OFF-STREET PARKING AND LOADING, AND THE DENSITY OF POPULATION, AND FOR SUCH PURPOSES DIVIDING THE MUNICIPALITY INTO DISTRICTS AND THE BOUNDARIES THEREOF UPON "DISTRICT MAPS"; PURPOSE AND CONFLICT; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY CLAUSE; AND PROVIDING FOR PUBLICATION AND NAMING AN EFFECTIVE DATE.

The motion carried unanimously nine (9) ayes to zero (0) nays.

**Agenda Item XVIII**  
**Citizen**  
**Presentations**  
**Joe Don Brandon**

Mr. Joe Don Brandon, P.O. Box 1155, appeared before Council relative to a labor hall for homeowners. He also addressed issues relative to a picture displayed in the Main Library that was upsetting to someone he knew and asked for the Council's assistance in working with The T to provide 24-hour bus service. He referred to his presentation on May 13, 2008, relative to Code violations at a business located at 104 S. Main, and the fast action taken by the City to resolve that matter. He also advised the Council of the initiative to offer labor hall services to the public for \$7.00 per hour by skilled laborers.

Mayor Pro tem Hicks provided an update to Mr. Brandon's issue he advised the Council about on May 6, 2008, relative to 104 S. Main. She stated that the owner of the facility had been issued citations for various violations.

**Charles Carpenter**

Mayor Moncrief recognized Mr. Charles W. Carpenter, 1207 Country Club Lane, representing the Islamic Unity Center, as desiring to address the Council relative to land acquisition; however, Mr. Carpenter was not present in the Council Chamber.

**Mike Bono**

Mr. Mike Bono, 2908 Avenue G, appeared before Council in support of a resolution to impeach the President and Vice President of the United States.

**Diane Wood**

Ms. Diane Wood, 2308 Aster Avenue, appeared before Council to request the Council's endorsement of a resolution to impeach the President and Vice President of the United States. She submitted another signed petition from citizens in support of the impeachment and an example of a resolution the City could use in developing the impeachment resolution. She also addressed urban gas drilling and raised awareness to the gas explosion in McKinney, Texas that recently occurred. She requested that the City not grant gas drilling permits.

Mayor Moncrief advised Ms. Wood that the gas explosion was actually a different issue and occurred on an older delivery line and not a gas pipeline. He pointed out that this type of unfortunate incident could happen in any community.

**Grayson Harper**

Mr. Grayson Harper, 3605 Bellaire Drive South, appeared before Council to request their endorsement of a resolution to impeach the President and Vice President of the United States.

**Agenda Item XIX**  
**Executive Session**

It was the consensus of the City Council that they recess into Executive Session at 12:03 p.m. to:

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**Agenda Item XIX  
Executive Session  
(Continued)**

1. Seek the advice of its attorneys concerning the following pending or contemplated litigation or other matters that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules as authorized by Section 551.071 of the Texas Government Code:
  - a) Legal issues concerning the Fort Worth Housing Trust Fund and the Fort Worth Housing Finance Corporation;
  - b) Legal issues concerning noise regulation;
  - c) Legal issues concerning tax foreclosed properties;
  - d) Legal issues concerning park conversions;
  - e) Legal issues concerning Southwest Parkway (State Highway 121T);
  - f) Legal issues concerning any item listed on today's City Council meeting agendas; and
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; and
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.

**Reconvened**

The City Council reconvened into regular session at 2:10 p.m.

**Agenda Item XX  
Adjournment**

There being no further business, the meeting was adjourned at 2:10 p.m., in memory of the men and women who have served in the Armed Forces and would be honored on Memorial Day.