

AGENDA
CITY COUNCIL MEETING
SEPTEMBER 24, 1997
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A. M.

Invocation and Pledge of Allegiance (Council Chambers) **[97-3010]**

Agenda Item/Open Microphone Speakers **[97-3011]**

VOTING AGENDA

1. Approval of Minutes of September 10, 1997 **[APPROVED; 97-3012]**

CONSENT AGENDA [97-3013]

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS

Engineering and Architectural Contracts

2. Authorize a professional services contract with ArchiTexas to provide a Restoration Master Plan for the restoration of the Automobile and Centennial Buildings (Phase I) at Fair Park - \$278,683 - Financing: Intermodal Surface Transportation Efficiency Act Grant Funds **[APPROVED; 97-3014]**
3. Authorize a professional services contract with NTB, Inc. for the design of Woodbine Avenue from Renner Drive to Morrell Avenue - \$69,732 - Financing: 1995 Bond Funds **[APPROVED; 97-3015]**

CONSENT AGENDA (Continued)

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS(Continued)

Engineering and Architectural Contracts (Continued)

4. Authorize a professional services contract with Freese and Nichols, Inc. for the design of 56th Street from Lancaster Road to 2869 56th Street - \$178,500 - Financing: 1995 Bond Funds (\$111,500), Water Utilities Bond Funds (\$67,000) **[APPROVED; 97-3016]**

Authorization of Contracts

5. Authorize a contract for expansion of the Lake Highlands North Recreation Center - L.E. Briscoe Construction Corporation, lowest responsible bidder of four - \$647,000 - Financing: 1995 Bond Funds **[APPROVED; 97-3017]**
6. Authorize a contract for the construction of a hike and bike trail for Five Mile Creek - Allied Builders, Inc., lowest responsible bidder of eight - \$131,760 - Financing: 1995-96 Community Development Grant Funds **[APPROVED; 97-3018]**
7. Authorize a contract for the construction of a playground, leisure trails, sand volleyball court, overlook, landscaping and site furnishings at Emerald Lake Park - Pittman Construction, Inc., lowest responsible bidder of three - \$365,613 - Financing: 1985 Bond Funds (\$180,613) and Texas Parks and Wildlife Grant Funds (\$185,000) **[APPROVED; 97-3019]**
8. Authorize a contract for the construction of street paving, storm drainage, water and wastewater main improvements for Alabama Avenue from Elmore Avenue to Illinois Avenue - V.A. Construction, Inc., lowest responsible bidder of seven - \$723,546 - Financing: 1995 Bond Funds (\$605,411), Water Utilities Bond Funds (\$110,435), Water Utilities Capital Construction Funds (\$7,700) **[APPROVED; 97-3020]**
9. Authorize a contract for the construction of street paving, storm drainage, water and wastewater main improvements for Ramona Avenue from Five Mile Drive to Ann Arbor Avenue - BCI Utility Construction, Inc., lowest responsible bidder of nine - \$1,134,350 - Financing: 1995 Bond Funds (\$809,115), Water Utilities Capital Construction Funds (\$325,235) **[APPROVED; 97-3021]**
10. Authorize a contract for the construction of street paving improvements for Seevers Avenue from McVey Avenue to Brownlee Avenue - I. Perez Construction Co., lowest responsible bidder of nine - \$126,536 - Financing: 1995 Bond Funds **[APPROVED; 97-3022]**

CONSENT AGENDA (Continued)

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS(Continued)

Authorization of Contracts (Continued)

11. Authorize a contract for the Effluent Meter Phase I and miscellaneous modifications at Southside Wastewater Treatment Plant - Oscar Renda Contracting, Inc., lowest responsible bidder of two - \$680,000 - Financing: Water Utilities Capital Construction Funds **[APPROVED; 97-3023]**

Change Orders and Contract Amendments

12. Authorize Supplemental Agreement No. 1 with Selzer Associates to provide design services for a security system at Cummings Park Recreation Center - \$4,050, from \$14,750 to \$18,800 - Financing: 1995 Bond Funds (\$1,650) and Enterprise Community Grant Funds (\$2,400) **[APPROVED; 97-3024]**
13. Authorize an increase in the contract with Tiseo Paving Company for a revised storm drainage system for the reconstruction of Cedar Springs Road from Mockingbird Lane to Howard Megredy Circle at Dallas Love Field Airport - \$420,284, from \$6,052,830 to \$6,473,114 - Financing: Aviation Capital Construction Funds **[APPROVED; 97-3025]**

Construction Miscellaneous

14. Authorize a benefit assessment hearing, to be held on November 12, 1997, to receive citizen comments, for street paving, storm drainage, water and wastewater main improvements on Street Group 423 (list attached) - Financing: No cost consideration to the City **[APPROVED; 97-3026]**
15. Authorize a benefit assessment hearing, to be held on November 12, 1997, to receive citizen comments, for street paving, water and wastewater main improvements on Westport Avenue from Mouser Street to Harrell Avenue - Financing: No cost consideration to the City **[APPROVED; 97-3027]**
16. Authorize a benefit assessment hearing, to be held on November 12, 1997, to receive citizen comments, for street paving, storm drainage, water and wastewater main improvements on Joe Field Road from Dead End east of Stemmons Freeway to Denton Drive - Financing: No cost consideration to the City **[APPROVED; 97-3028]**

CONSENT AGENDA (Continued)

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS(Continued)

Construction Miscellaneous (Continued)Mohawk Drive from Anson Road to Roanoke Avenue

17. * Authorize street paving, storm drainage, water and wastewater main improvements; provide for partial payment of construction cost by assessment of abutting property owners; and authorize an estimate of the cost of the improvements to be prepared as required by law **[APPROVED; 97-3029]**
18. * Authorize approval of specifications, estimate of cost and authorize advertisement for bids - Financing: No cost consideration to the City **[APPROVED; 97-3030]**

LAND ACQUISITION

19. Authorize settlement, in lieu of proceeding to a jury trial, with Thomas A. Oddo, Trustee, et al, for approximately 401 square feet of land, located at the intersection of North Central Expressway between Normah and Lee Streets, for improvements to North Central Expressway - \$29,900 - Financing: 1989 Bond Funds (75% to be paid by the State) **[APPROVED; 97-3031]**

D-FW International Airport Expansion Project

20. * Authorize acquisition of individual avigation easements over 6 residential properties above approximately 1.0 acres of land located in the City of Irving, Texas for D-FW International Airport Expansion project - \$117,625 (\$56,460 in easement acquisition payments and \$61,165 in noise mitigation payments) - Financing: D-FW International Airport Joint Revenue Bonds (no cost consideration to the City) (list attached) **[APPROVED; 97-3032]**
21. * Authorize settlement in lieu of proceeding to a jury trial for acquisition of approximately 185,391 square feet of land, from The Irving Columbus Club, improved with a concrete building containing 6,970 square feet and a paved parking area, located at 4300 Block Drive in Irving, Texas needed for the D-FW International Airport Expansion Project - \$450,000 - Financing: D-FW International Airport Joint Revenue Bonds (no cost consideration to the City) **[APPROVED; 97-3033]**

CONSENT AGENDA (Continued)

LAND MISCELLANEOUS

D-FW International Airport

22. * Authorize amendment to resolution number 97-1957, approved on June 11, 1997, to reduce the area of land to be acquired, including the exercise of the right of eminent domain, if such becomes necessary, from Trinity Industries Incorporated, from 43.035 acres to 42.517 acres and to reduce the consideration amount from \$21,000,600 to \$20,565,979 as a result of change in ownership for protective right-of-way for the future west side runway expansion for D-FW International Airport located along the north side of State Highway 114/121 in Grapevine, Texas - Financing: D-FW International Airport Joint Revenue Bonds (no cost consideration to the City) **[APPROVED AS AN INDIVIDUAL ITEM; 97-3034]**
23. * Authorize the sale of nine (9) single-family residential properties to the highest bidders for houses owned by the cities of Dallas and Fort Worth that were acquired in connection with the D-FW International Airport Noise Mitigation Program for the new runway expansion project - Revenue: \$691,306 - proceeds to be retained in the D-FW International Airport Mitigation Program (no cost or revenue consideration to the City) (list attached) **[APPROVED; 97-3035]**
24. An ordinance granting a private license to Wallace Heitman, for the use of approximately 444 square feet of land, to use and maintain an existing sidewalk cafe and sign on Main Street right-of-way located near its intersection with Good Latimer Expressway - Revenue: \$543 annually plus the \$20 ordinance publication fee **[APPROVED; 97-3036; ORDINANCE 23260]**
25. An ordinance abandoning a portion of Country Creek Drive right-of-way to Country Creek Association, the abutting owner, containing approximately 54,746 square feet of land in exchange for the rededication of not less than 54,746 square feet of the abandoned street right-of-way as a private drive, located near its intersection with Walton Walker Boulevard, and authorizing the quitclaim - Revenue: \$650 plus the \$20 ordinance publication fee **[APPROVED; 97-3037; ORDINANCE 23261]**
26. Authorize the sale by quitclaim deed for 27 properties acquired by the taxing authorities from a Sheriff's Sale, to the highest bidders - Revenue: \$145,365 (list attached) **[APPROVED; 97-3038]**
27. An ordinance amending Ordinance No. 22908 to extend the time to record the final replat affecting property adjacent to abandoned street rights-of-way in exchange for private streets located near the intersection of Cedar Springs Road and Gillespie Avenue - Revenue: \$650 plus the \$20 ordinance publication fee **[APPROVED; 97-3039; ORDINANCE 23262]**

CONSENT AGENDA (Continued)

PURCHASING OF EQUIPMENT, SUPPLIES AND SERVICES

28. Authorize the rejection of one bid received for the purchase of five wrecker bodies, and authorize readvertisement for new bids - Financing: No cost consideration to the City **[APPROVED; 97-3040]**
29. Authorize the rejection of bids received for rental or replacement purchase and maintenance of physical access security system and authorize re-advertisement for new bids - Financing: No cost consideration to the City **[APPROVED; 97-3041]**
30. Authorize the purchase of computer equipment to upgrade the fleet management computer hardware system along with a twelve-month price agreement for purchase of peripherals from the lowest responsible bidder of two - Wyle Electronics, Inc. - Not to exceed \$300,879 - Financing: Current Funds **[APPROVED; 97-3042]**
31. Authorize funding to exercise a computer system software maintenance contract option to allow a software upgrade of the General Equipment Management System (GEMS) and the purchase of fuel island equipment compatible with the upgraded software - Control Software, Inc. - Not to exceed \$292,526 - Financing: Current Funds **[APPROVED; 97-3043]**
32. Authorize a twenty-four month price agreement for temporary industrial labor with the lowest responsible bidder of four - Peakload, Inc. - Not to exceed \$5,065,000 - Financing: Current Funds (\$3,773,500), Water Utilities Current Funds (\$1,291,500) **[APPROVED; 97-3044]**
33. Authorize the purchase of two (2) new roll-off trailers with the lowest responsible bidder of three - Industrial Disposal Supply - Not to exceed \$75,370 - Financing: Water Utilities Capital Construction Funds **[APPROVED; 97-3045]**
34. Authorize the purchase of two (2) replacement class 8 truck tractors with the lowest responsible bidder of three - Southwest International Trucks, Inc. - Not to exceed \$123,800 - Financing: Water Utilities Capital Construction Funds **[APPROVED; 97-3046]**
35. Authorize the purchase of four (4) replacement skid steer loaders and four (4) trailers with the lowest responsible bidder of seven - Conley, Lott, Nichols Machinery Company - Not to exceed \$75,502.40 - Financing: Water Utilities Capital Construction Funds **[APPROVED; 97-3047]**
36. Authorize the purchase of four (4) replacement clarifier main drives with the lowest responsible bidder of five - Red River Construction Company - Not to exceed \$216,000 - Financing: Water Utilities Capital Construction Funds **[APPROVED; 97-3048]**

CONSENT AGENDA (Continued)

MISCELLANEOUS

37. Authorize payment of a judgment entered in a lawsuit styled, Mary C. Unverferth and Guy Edwin Unverferth v. Stephen Harold Cody, The City of Dallas, Toyota Motor Sales, U.S.A., Toyota Motor Corporation, and Seeger Toyota, Cause No. 94-03092-C - Financing: Current Funds **[APPROVED; 97-3049]**
38. Authorize settlement of a claim styled Summit Acceptance Corporation v. City of Dallas for property damage. Claim No. 95101002611-002 - Financing: Current Funds **[APPROVED; 97-3050]**
39. Authorize a professional services contract with the engineering firm of Halff and Associates for expert witness purposes in a pending lawsuit: Dwayne and Patricia Godwin and Russell and Terri Lenoir v. City of Dallas, Civil Action No. 3:96-CV1589-P, in the United States District Court For The Northern District Of Texas, Dallas Division - Not to exceed \$25,700 - Financing: Current Funds **[APPROVED; 97-3051]**
40. Authorize Supplemental Agreement No. 1 to the professional services contract with Robert Goodfriend, for legal services rendered in a lawsuit styled, Kirks, et al. v. City of Dallas, et al., Civil Action Number CA-3-90-1118-T, in an amount not to exceed \$3,314, from \$15,000 to \$18,314 – Financing: Current Funds **[APPROVED; 97-3052]**
41. Authorize Supplemental Agreement No. 2 to the professional services contract with the law firm of Haynes and Boone, L.L.P., for legal services necessary in the lawsuit entitled Albert, et al. Cause No. 199-697-94, Hill, et al. v. City of Dallas, Cause Number 95-00975-F, Willis, et al. v. City of Dallas, Cause Number 199-200-95, Barber, et al. v. City of Dallas, Cause Number 199-624-95, Parker, et al. v. City of Dallas, Cause Number 1-95-107; and any other proceeding relating to the 1979 pay referendum litigation in an amount not to exceed \$250,000, from \$425,000 to \$675,000 - Financing: Current Funds **[DELETED ON THE ADDENDUM; 97-3053]**
42. An ordinance amending Chapter 13 of the Dallas City Code to provide for the assessment of a municipal court building security fee on all convictions of misdemeanor offenses in municipal court - Estimated Revenue: \$315,305 **[APPROVED; 97-3054; ORDINANCE 23263]**
43. Approval of the Uptown Public Improvement District Service Plan for 1998 as prepared by Uptown, Inc., pursuant to Section 372.013 of the Texas Local Government Code (the "Act") and the Improvement Order for the District as authorized by Resolution No. 93-2501 dated June 23, 1993. Uptown, Inc. reviewed and updated the Service Plan for the purpose of determining the 1998 budget for the services and improvements for the District - Financing: No cost consideration to the City **[APPROVED; 97-3055]**

CONSENT AGENDA (Continued)

MISCELLANEOUS (Continued)

44. Approval of the Vickery Meadow Public Improvement District Service Plan for 1998 as prepared by the Vickery Meadow Management Corporation pursuant to Section 372.013 of the Texas Local Government Code (the "Act") and the Improvement Order for the District as authorized by Resolution No. 93-2502 dated June 23, 1993. Vickery Meadow Management Corporation has reviewed and updated the Service Plan for the purpose of determining the 1998 budget for the services and improvements for the District - Financing: No cost consideration to the City **[APPROVED; 97-3056]**
45. Approval of the Downtown Improvement District Service Plan for 1998 as prepared by Dallas CBD Enterprises, Inc., pursuant to Section 372.013 of the Texas Local Government Code (the "Act") and the Improvement Order for the District as authorized by Resolution No. 96-2039 dated June 12, 1996. Dallas CBD Enterprises, Inc. reviewed and updated the Service Plan for the purpose of determining the 1998 budget for the services and improvements for the District - Financing: No cost consideration to the City **[APPROVED; 97-3057]**
46. An ordinance amending Chapter 5A of the Dallas City Code to update citations to Texas Natural Resource Conservation Commission regulations adopted by the City to reflect changes in state law regarding record keeping, definitions, and public notice and comment procedures - Financing: No cost consideration to the City **[APPROVED; 97-3058; ORDINANCE 23264]**
47. Authorize agreements with child care providers for the Child Care Services Program - Not to exceed \$376,272 - Financing: 1997-98 Community Development Grant Funds (\$276,272) and Texas Workforce Commission Grant Funds (\$100,000) (list attached) **[APPROVED; 97-3059]**
48. Authorize acceptance of grant funds to enhance preventive and clinical dental services for homeless children and adults and authorize Supplemental Agreement No. 16 to the contract with Dental Health Programs, Inc. for the provision of these services for the period November 1, 1996 through October 31, 1997 - \$17,095 - Financing: U.S. Department of Health and Human Services, Public Health Service Grant Funds **[APPROVED; 97-3060]**
49. Authorize the City manager to execute the third one-year renewal option with the Housing Crisis Center, Inc. to administer the Temporary Emergency Housing Program - Not to exceed \$50,000 - Financing: 1997-98 Community Development Grant Funds **[APPROVED; 97-3061]**

CONSENT AGENDA (Continued)

MISCELLANEOUS (Continued)

50. Authorize acceptance of a reimbursable grant and execution of a grant agreement for renovation of the Food and Fiber Building (Phase II) and Coliseum at Fair Park - Not to exceed \$1,974,600 - Financing: Texas Department of Agriculture Grant Funds **[APPROVED; 97-3062]**
51. An ordinance amending the CBD Streets and Vehicular Circulation Plan to designate the operation of Live Oak Street from Harwood Street to Olive Street as four lanes westbound with 40-foot pavement within 70-foot right-of-way and Olive Street from Bryan Street to Live Oak as three lanes northbound with 34-foot pavement within 60-foot right-of-way - Financing: No cost consideration to the City **[APPROVED; 97-3063; ORDINANCE 23265]**
52. An ordinance amending the Thoroughfare Plan to designate Hall Street from Central Expressway to Flora Street as a two lane divided roadway with 40-foot pavement and a 40-foot right-of-way - Financing: No cost consideration to the City **[APPROVED; 97-3064; ORDINANCE 23266]**
53. An ordinance amending Chapter 39C of the Dallas City Code to clarify and expand requirements, policies, and procedures for the city records management program; to update state law references; to define and expand duties of the records management officer, the records management policy committee, department directors and records liaison officers; to clarify ownership and custody of certain records; to provide for the approval and implementation of records retention and disposition schedules; and to provide for the microfilming, electronic storage, destruction and other disposition of city records. (Records Management Policy Committee) **[APPROVED; 97-3065; ORDINANCE 23267]**

Walker Target Neighborhood

54. * Authorize a replacement housing payment for Walker Target Neighborhood homeowner, Claudia Mae Jones, as a result of an order to vacate and demolish by the Urban Rehabilitation Standards Board in an amount not to exceed \$40,000 - Financing: 1994-95 Community Development Grant Funds (\$22,500), 1992-93 Community Development Grant Funds (\$3,631) and 1991-92 Community Development Grant Funds (\$13,869) **[APPROVED; 97-3066]**
55. * Authorize a replacement housing payment for Walker Target Neighborhood homeowner, Jesse James Hogg, as a result of an order to vacate and demolish by the Urban Rehabilitation Standards Board in an amount not to exceed \$40,000 - Financing: 1995-96 Community Development Grant Funds (\$22,500) and 1990-91 Community Development Grant Funds (\$17,500) **[APPROVED; 97-3067]**

CONSENT AGENDA (Continued)

MISCELLANEOUS (Continued)

Walker Target Neighborhood (Continued)

56. * Authorize a replacement housing payment for Walker Target Neighborhood homeowner, Jimmie Hearn, as a result of an order to vacate and demolish by the Urban Rehabilitation Standards Board in an amount not to exceed \$40,000 - Financing: 1994-95 Community Development Grant Funds **[APPROVED; 97-3068]**
57. * Authorize a replacement housing payment for Walker Target Neighborhood homeowner, Katie Parish, as a result of an order to vacate and demolish by the Urban Rehabilitation Standards Board in an amount not to exceed \$40,000 - Financing: 1994-95 Community Development Grant Funds (\$22,500), 1992-93 Community Development Grant Funds (\$3,826), 1991-92 Community Development Grant Funds (\$7,306) and 1990-91 Community Development Grant Funds (\$6,368) **[APPROVED; 97-3069]**
58. * Authorize a replacement housing payment for Walker Target Neighborhood homeowner, Minnie Dixon, as a result of an order to vacate and demolish by the Urban Rehabilitation Standards Board in an amount not to exceed \$40,000 - Financing: 1995-96 Community Development Grant Funds (\$8,969), 1994-95 Community Development Grant Funds (\$27,205) and 1991-92 Community Development Grant Funds (\$3,826) **[APPROVED; 97-3070]**
59. * Authorize a replacement housing payment for Walker Target Neighborhood homeowner, Willie Mae Buchanan, as a result of an order to vacate and demolish by the Urban Rehabilitation Standards Board in an amount not to exceed \$40,000 - Financing: 1995-96 Community Development Grant Funds (\$22,500), 1993-94 Community Development Grant Funds (\$10,106) and 1992-93 Community Development Grant Funds (\$7,394) **[APPROVED; 97-3071]**
60. * Authorize a replacement housing payment for Walker Target Neighborhood homeowner, Andrleen Barber, as a result of an order to vacate and demolish by the Urban Rehabilitation Standards Board in an amount not to exceed \$40,000 - Financing: 1994-95 Community Development Grant Funds (\$29,768) and 1995-96 Community Development Grant Funds (\$10,232) **[APPROVED; 97-3072]**
61. * Authorize a replacement housing payment for Walker Target Neighborhood homeowner, Matthew Butler, Jr., as a result of an order to vacate and demolish by the Urban Rehabilitation Standards Board in an amount not to exceed \$40,000 - Financing: 1994-95 Community Development Grant Funds (\$32,500) and 1995-96 Community Development Grant Funds (\$7,500) **[APPROVED; 97-3073]**

CONSENT AGENDA (Continued)

MISCELLANEOUS (Continued)

Walker Target Neighborhood (Continued)

62. * Authorize a replacement housing payment for Walker Target Neighborhood homeowner, Nancy Avery, as a result of an order to vacate and demolish by the Urban Rehabilitation Standards Board in an amount not to exceed \$40,000 - Financing: 1995-96 Community Development Grant Funds (\$22,500) and 1994-95 Community Development Grant Funds (\$17,500) **[APPROVED; 97-3074]**
63. * Authorize a replacement housing payment for Walker Target Neighborhood homeowner, Shirley Wilson, as a result of an order to vacate and demolish by the Urban Rehabilitation Standards Board in an amount not to exceed \$40,000 - Financing: 1994-95 Community Development Grant Funds (\$32,500) and 1995-96 Community Development Grant Funds (\$7,500) **[APPROVED; 97-3075]**

PUBLIC HEARINGS AND RELATED ACTIONS

MISCELLANEOUS HEARINGS

Uptown Public Improvement District

64. * A public hearing to receive citizen comments on the proposed assessment rate for a special assessment against real property and real property improvements located in the Uptown Public Improvement District ("District"), exclusive of rights-of-way, to Fund supplemental public services and improvements in the District - Financing: No cost consideration to the City **[HEARING CLOSED; 97-3076]**
65. * An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits accruing to the property because of the services and improvements in the Uptown Public Improvement District; approving and adopting the assessment roll filed with the City Secretary; closing the public hearing and levying assessments for the cost of certain services and/or improvements to be provided in the Uptown Public Improvement District during the FY 1997-1998; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing for an effective date - Financing: No cost consideration to the City **[APPROVED; 97-3077; ORDINANCE 23268]**

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS (Continued)

Downtown Improvement District

66. * A public hearing to receive citizen comments on the proposed assessment rate for a special assessment against real property and real property improvements located in the Dallas Downtown Improvement District ("District"), exclusive of rights-of-way, to fund supplemental public services and improvements in the District - Financing: No cost consideration to the City **[HEARING CLOSED; 97-3078]**
67. * An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits accruing to the property because of the services and improvements in the Dallas Downtown Improvement District; approving and adopting the assessment roll filed with the City Secretary; closing the public hearing and levying assessments for the cost of certain services and/or improvements to be provided in the Dallas Downtown Improvement District during the FY 1997-1998; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing for an effective date - Not to exceed \$124,000 - Financing: Current Funds **[97-3079; ORDINANCE 23269]**

Vickery Meadow Public Improvement District

68. * A public hearing to receive citizen comments on the proposed assessment rate for a special assessment against real property and real property improvements located in the Vickery Meadow Public Improvement District ("District"), exclusive of rights-of-way, to fund supplemental public services and improvements in the District - Financing: No cost consideration to the City **[HEARING CLOSED; 97-3080]**
69. * An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits accruing to the property because of the services and improvements in the Vickery Meadow Public Improvement District; approving and adopting the assessment roll filed with the City Secretary; closing the public hearing and levying assessments for the cost of certain services and/or improvements to be provided in the Vickery Meadow Public Improvement District during the FY 1997-1998; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing for an effective date - Financing: No cost consideration to the City **[APPROVED; 97-3081; ORDINANCE 23270]**

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)ZONING CASES - CONSENT [97-3082]

70. Application for the termination of the existing deed restrictions on the Tract IV parcel of property presently zoned an LI Light Industrial District on the southeast side of Interstate Highway 20 between Lancaster Road and Bonnie View Road, and a resolution authorizing the acceptance of an instrument terminating the existing deed restrictions and acceptance of an instrument providing for a new deed restriction
Recommendation of Staff and CPC: Approval, subject to a new deed restriction volunteered by the applicant
Z945-224/7055-S [CPC RECOMMENDATION FOLLOWED; 97-3083]
71. Application for and an ordinance granting a Planned Development District for R-5(A) Single Family District Uses, MF-3(A) Multifamily District Uses, a Private School (Tyler Street Christian Academy) and a Child-care facility and the termination of Specific Use Permit No. 420 for a Residence Home for the Aged on property presently zoned an R-5(A) Single Family District and an MF-3(A) Multifamily District with Specific Use Permit No. 420 on both sides of Ninth Street between Polk Street and Tyler Avenue
Recommendation of Staff and CPC: Approval, subject to a conceptual plan and conditions
Z967-262/10358-SW(CR) [CPC RECOMMENDATION FOLLOWED; 97-3084; ORDINANCE 23271]
72. Application for and an ordinance granting a Planned Development District for CH Clustered Housing District Uses and Community Service Center Uses on property presently zoned a CH Clustered Housing District on the southwest side of Bank Street between Parry Avenue and Gurley Avenue
Recommendation of Staff and CPC: Approval, subject to a development/landscape plan and conditions
Z967-269/10362-SE(LS) [CPC RECOMMENDATION FOLLOWED; 97-3085; ORDINANCE 23272]
73. Application for and an ordinance granting a Specific Use Permit for the sale and service of alcoholic beverages in conjunction with the operation of a restaurant use on property presently zoned a CS-D-1 Commercial Service-Dry District on the southwest side of C.F. Hawn Freeway, northwest of Woody Road
Recommendation of Staff and CPC: Approval for a five-year time period with eligibility for automatic renewal for additional five-year time periods, subject to conditions
Z967-274/9045-SE(KC) [CPC RECOMMENDATION FOLLOWED; 97-3086; ORDINANCE 23273]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)ZONING CASES - CONSENT (Continued)

74. A Landmark Commission authorized hearing to consider the granting of an Historic Overlay District for the La France Building on property presently zoned as Planned Development District No. 269, the Deep Ellum/Near Eastside Special Purpose District, on the north side of Commerce Street between La France Avenue and Eastside Avenue, and an ordinance implementing the proposal
Recommendation of Staff, Landmark Commission, and CPC: Approval of an Historic Overlay District, subject to certain preservation criteria
Z967-277/10365-C(JA) **[CPC RECOMMENDATION FOLLOWED; 97-3087; ORDINANCE 23274]**
75. Application for and an ordinance granting a CR Community Retail District on property presently zoned an R-7.5(A) Single Family District and the termination of Specific Use Permit No. 575 for a Telephone Operators Center for Manual Switching on the west side of Hampton Road, north of Illinois Avenue
Recommendation of Staff and CPC: Approval
Z967-278/2571-SW(RB) **[CPC RECOMMENDATION FOLLOWED; 97-3088; ORDINANCE 23275]**
76. Application for and an ordinance granting an amendment to the conceptual plan, development plan, and conditions for Planned Development District No. 173 for Single Family, Office, Retail and Park Uses to create a new Tract F-1 to permit a "Health Studio" and an "Animal Clinic without Outside Runs" in addition to NS Neighborhood Service District uses on property at the northeast corner of Hillcrest Road and Frankford Road
Recommendation of Staff and CPC: Approval
Z967-234/10057-NC(CR) **[CPC RECOMMENDATION FOLLOWED; 97-3089; ORDINANCE 23276]**
77. Application for and an ordinance granting an amendment to the Tract IV portion of Planned Development District No. 314, the Preston Center Special Purpose District, to create a new Subarea A within Tract IV in order to reduce the required number of off-street parking spaces on property at the northwest corner of Preston Road and Colgate Avenue
Recommendation of Staff and CPC: Approval, subject to amended conditions
Z967-235/8443-NW(CR) **[CPC RECOMMENDATION FOLLOWED; 97-3090; ORDINANCE 23277]**
78. Application for and an ordinance granting a Planned Development District for R-1/2 ac (A) Single Family District Uses and an Assisted Living Facility on property presently zoned an R-1/2 ac (A) Single Family District at the northwest corner of LBJ Freeway and Hillcrest Road
Recommendation of Staff and CPC: Approval, subject to a development plan and conditions
Z967-233/2223-NC(CR) **[APPROVED AS AN INDIVIDUAL ITEM; 97-3091; ORDINANCE 23278]**

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)ZONING CASES - INDIVIDUAL

79. Application for and an ordinance granting a Specific Use Permit for the Sale and service of alcoholic beverages in conjunction with a private recreation center, club, or area on property presently zoned a CS-D-1 Commercial Service-Dry District on the northeast side of C.F. Hawn Freeway, northwest of Sunview Drive (Mapsco 69A-L)
Recommendation of Staff: Denial
Recommendation of CPC: Approval for a two-year time period with eligibility for automatic renewal for additional two-year time periods, subject to a site plan and conditions
Z967-128/10211-SE(RB) [CPC RECOMMENDATION FOLLOWED; 97-3092; ORDINANCE 23279]

ZONING CASES UNDER ADVISEMENT - INDIVIDUAL

80. Application for and an ordinance granting a Specific Use Permit for a Child-care facility on property presently zoned an MF-2(A) Multifamily District on the southwest side of Colonial Avenue, southeast of Pennsylvania Avenue
Recommendation of Staff and CPC: Approval for a five-year time period with eligibility for automatic renewal for additional five-year time periods, subject to a site plan/landscape plan and conditions
Z967-265/9365-SE(LS) [APPROVED AS AMENDED; 97-3093; ORDINANCE 23280]

Note: The above application was considered by the City Council on September 10, 1997 and was taken under advisement until September 24, 1997 with the public hearing open.

81. Application for an amendment to and the expansion of Planned Development District No. 379 for a Home Improvement Center, Lumber, Brick, or Building Materials Sales Yard, and MU-3 Mixed Use District Uses to include property presently zoned an MU-3 Mixed Use District at the southeast corner of Forest Lane and Forest Central Drive
Recommendation of Staff and CPC: Approval, subject to a revised conceptual plan
Z967-266/9331-NE(LS) [CONTINUED UNTIL 10/08/97; 97-3094]

Note: The above application was considered by the City Council on September 10, 1997 and was taken under advisement until September 24, 1997 with the public hearing open.

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)ZONING CASES UNDER ADVISEMENT - INDIVIDUAL (Continued)

82. Application for and an ordinance granting a Planned Development Subdistrict for Multiple Family Uses, SC Shopping Center Subdistrict Uses, and Commercial Parking Uses on property presently zoned an MF-2 Multiple Family Subdistrict and an LC Light Commercial Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, and the termination of Specific Use Permit No. 113 for a Cemetery on a portion of the area of request on property on the northeast side of Clyde Lane, southeast of McKinney Avenue

Recommendation of Staff and CPC: Approval of a Planned Development Subdistrict, subject to a development plan and conditions, and approval of the termination of Specific Use Permit No. 113

Z967-123/10209-C(RB) **[CONTINUED UNTIL 10/08/97; 97-3095]**

Note: The above application was considered by the City Council on September 10, 1997 and was taken under advisement until September 24, 1997 with the public hearing open.

FLOODPLAIN APPLICATION

83. FLOODPLAIN APPLICATION: Application for the fill permit and removal of the flood plain prefix from .26 acres of land currently in the 100-year flood plain of the Elm Fork of the Trinity River. The property is zoned industrial retail and is located at 10752 Gardner Road. Fill Permit 97-04 - Financing: No cost consideration to the City **[APPROVED; 97-3096]**

BENEFIT ASSESSMENT HEARINGS

Alley between Amherst Avenue and Lovers Lane from existing pavement to Devonshire Drive

84. * Benefit assessment hearing for alley paving and water main improvements for the above listed alley **[HEARING CLOSED; 97-3097]**
85. * Ordinance levying benefit assessments for alley paving and water main improvements for the above listed alley - Financing: No cost consideration to the City **[APPROVED; 97-3097; ORDINANCE 23281]**

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

BENEFIT ASSESSMENT HEARINGS (Continued)

Street Group 422 (list attached)

86. * Benefit assessment hearing for street paving, storm drainage, water and wastewater main improvements for the streets on the attached list **[HEARING CLOSED; 97-3098]**
87. * Ordinance levying benefit assessments for street paving, storm drainage, water and wastewater main improvements for the streets on the attached list - Financing: No cost consideration to the City **[APPROVED; 97-3098; ORDINANCE 23282]**

Alley between Clarendon Drive and Ivandell Avenue from McLean Avenue to Coombs Creek Drive

88. * Benefit assessment hearing for alley paving, storm drainage, and wastewater main improvements for the above listed alley **[HEARING CLOSED; 97-3099]**
89. * Ordinance levying assessments for alley paving, storm drainage, and wastewater main improvements for the above listed alley **[APPROVED; 97-3099; ORDINANCE 23283]**
90. * Authorize a contract for the construction of alley paving, storm drainage and wastewater main improvements for the above listed alley - Camino Construction, Inc., only bidder - \$150,277 - Financing: 1995 Bond Funds (\$60,910), Water Utilities Capital Construction Funds (\$89,367) **[APPROVED; 97-3099]**

Windrock Road from Levelland Road to Hillcrest Road

91. * Benefit assessment hearing for street paving, storm drainage and water main improvements on the above listed street **[HEARING CLOSED; 97-3100]**
92. * Ordinance levying benefit assessments for street paving, storm drainage and water main improvements for the above listed street **[APPROVED; 97-3100; ORDINANCE 23284]**
93. * Authorize a contract for construction of street paving, storm drainage and water main improvements for the above listed street - V.A. Construction, Inc., lowest responsible bidder of seven - \$657,199 - Financing: 1995 Bond Funds (\$614,179), Water Utilities Bond Funds (\$16,820), Water Utilities Capital Construction Funds (\$26,200) **[APPROVED; 97-3100]**

ITEMS FOR INDIVIDUAL CONSIDERATION

94. Consideration of appointments to boards and commissions (Executive Session, if necessary, Personnel, Sec. 551.074, T.O.M.A.) **[APPROVED APPOINTMENTS TO BOARDS; 97-3101]**
95. Authorize approval of the bi-weekly tax action **[APPROVED; 97-3102]**
96. An ordinance authorizing an amendment to Planned Development District No. 148 for Office and Residential Uses by providing for the flexibility of an alternative development plan that would permit MF-3 Multiple Family District uses on property at the north corner of Fairmount Avenue and Enid Street (Z967-185/2995-C(RB)) - Financing: No cost consideration to the City **[APPROVED AS AMENDED; 97-3103; ORDINANCE 23285]**

FY 1997-98 Budget Items

97. * Final reading and adoption of appropriation ordinances for the Proposed FY 1997-98 City of Dallas Operating, Grants and Trusts, and Capital Budgets **[APPROVED AS AMENDED; 97-3104; ORDINANCE 23286 AND ORDINANCE 23287]**
98. * An ordinance setting the tax rate and levying ad valorem taxes for the City of Dallas, Texas for FY 1997-98 **[APPROVED; 97-3105; ORDINANCE 23288]**
99. * An ordinance amending Chapter 49 of the Dallas City Code to adjust rates and miscellaneous fees for water and wastewater services for Dallas and customer cities **[APPROVED; 97-3106; ORDINANCE 23289]**
100. * Authorize personnel classifications and position changes in various departments which include additions, upgrades, downgrades, deletions and reclassifications resulting from the annual one-third review of classifications as mandated by Council Resolution #943507, October 1, 1994 **[APPROVED; 97-3107]**
101. * Authorize position changes, revise salary schedules to reflect a 5% Market Maintenance adjustment for civilian and uniform employees and increase minimum pay for certain classifications to comply with the second phase of the minimum wage law **[APPROVED; 97-3108]**

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)FY 1997-98 Budget Items (Continued)

102. * An ordinance authorizing the issuance of City of Dallas, Texas Waterworks and Sewer System short term obligations in an aggregated principal amount not to exceed \$120,000,000; authorizing such short term obligations to be issued, sold and delivered in various forms, including commercial paper notes, fixed rate notes and variable rate notes, a revolving credit note and term notes; making certain covenants and agreements in connection therewith; resolving other matters related to the issuance, sale, security and delivery of such short term obligations, including (1) the appointment of First Trust of New York, N.A. as the Issuing and Paying Agent and authorizing the execution of an Issuing and Paying Agent Agreement, (2) authorizing the execution of a Credit Agreement with Union Bank of Switzerland, and (3) authorizing the execution of a Dealer Agreement with Merrill Lynch & Co.; approving the payment of issuance costs in connection with the issuance of the short term obligations; approving the use of an Offering Memorandum in connection with the sale of the short term obligations; and providing an effective date. Total program costs not to exceed \$1,973,615 (\$196,500 upfront closing costs plus annual fees of \$177,712 for a total 10-year cost of \$1,777,115) - Financing: \$196,500 upfront closing costs from commercial paper proceeds; annual fees from Water Utilities Current Funds **[APPROVED; 97-3109; ORDINANCE 23290]**
103. * Authorize reimbursement to Dallas-Fort Worth International Airport for revenues in excess of expenses for ground transportation regulation for fiscal years 1993, 1994, 1995, and 1996 in seven annual payments beginning in October, 1997 - \$297,750 - Financing: Current Funds **[APPROVED; 97-3110]**
104. * Authorize continuance of payments to Dallas County for processing and housing City prisoners at the Lew Sterrett Criminal Justice Center, for the period October 1, 1997 through September 30, 1998 - \$4,764,566 - Financing: Current Funds **[APPROVED; 97-3111]**
105. * Authorize a contract with the Martin Luther King, Jr. Family clinic for the provision of pediatric care services for the period October 1, 1997 through September 30, 1998 - \$67,100 - Financing: Current Funds **[APPROVED; 97-3112]**

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)FY 1997-98 Budget Items (Continued)

106. * Authorize the execution of two contracts with Dental Health Programs, Inc. for the continuation of dental health services to eligible residents for the period October 1, 1997 through September 30, 1998 - \$600,000 - Financing: 1997-98 Community Development Grant Funds (\$200,000) and Current Funds (\$400,000) **[APPROVED; 97-3113]**
107. * Authorize acceptance of funds and execution of a contract with the Texas Department of Health for continuation of the Special Supplemental Nutrition Program for Women, Infants, and Children (WIC) for the period October 1, 1997 through September 30, 1998 - \$5,583,513 - Financing: Texas Department of Health Grant Funds **[APPROVED; 97-3114]**
108. * Authorize acceptance of funds and execution of a contract with the Texas Department of Health to operate a training center and clinic for the Special Supplemental Nutrition Program for Women, Infants, and Children (WIC) for the period October 1, 1997 through September 30, 1998 - \$107,545 - Financing: Texas Department of Health Grant Funds **[APPROVED; 97-3115]**
109. * Authorize the extension of a contract with the Texas Department of Health to provide on-line computer services in support of the City's Bureau of Vital Statistics through September 30, 1998 - \$122,610 - Financing: Current Funds **[APPROVED; 97-3116]**
110. * Authorize acceptance of the 1996 Nunn-Luger-Domenici Domestic Terrorism Act funds from the U. S. Department of Health and Human Services, Public Health Service, for a 15-month period from October 1, 1997, through December 31, 1998, in the amount of \$350,000, City of Dallas local match in the amount of \$615,775, and execution of the grant agreement for the development of a Metropolitan Medical Strike Team in the City of Dallas - Financing: Public Health Service, 1996 Omnibus Appropriation (\$350,000), Local Law Enforcement Block Grant, 1996 Omnibus Appropriation (\$100,652), and Current Funds (\$515,123) **[APPROVED; 97-3117]**
111. * Authorize application for and acceptance of the 1997-98 EI Protector grant to provide a community educational program on impaired driving issues and occupant protection devices, a local match in the amount of \$15,000, and execution of the grant agreement - \$60,000 - Financing: Texas Department of Transportation Grant Funds (\$45,000) and Current Funds (\$15,000) **[APPROVED; 97-3118]**

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)FY 1997-98 Budget Items (Continued)

112. * Authorize application for and acceptance of the 1997-98 Occupant Protection Step grant for traffic related activities from the Texas Department of Transportation in the amount of \$75,000, a local match in the amount of \$75,000, and execution of the grant agreement - \$150,000 - Financing: Texas Department of Transportation Grant Funds (\$75,000) and Current Funds (\$75,000) **[APPROVED; 97-3119]**
113. * Authorize application for and acceptance of the 1997-98 Comprehensive Freeway Step grant for traffic-related activities from the Texas Department of Transportation in the amount of \$250,000, a local match in the amount of \$250,000, and execution of the grant agreement - \$500,000 - Financing: Texas Department of Transportation Grant Funds (\$250,000) and Current Funds (\$250,000) **[APPROVED; 97-3120]**
114. * Authorize application for and acceptance of the 1997-98 Holiday Driving While Intoxicated Step grant for traffic related activities from the Texas Department of Transportation in the amount of \$65,000, a local match in the amount of \$35,000, and execution of the grant agreement - \$100,000 - Financing: Texas Department of Transportation Grant Funds (\$65,000) and Current Funds (\$35,000) **[APPROVED; 97-3121]**
115. * Authorize application for and acceptance of the 1997-98 Zip Code 75216 Community Youth Development grant to keep children off the streets during school and curfew hours, reducing their vulnerability and accessibility to crime, from the Texas Department of Protective and Regulatory Services in the amount of \$30,714 and execution of the grant agreement - \$30,714 - Financing: Texas Department of Protective and Regulatory Services Funds **[APPROVED; 97-3122]**
116. * Authorize acceptance of the Child Abuse Therapist/5 grant from the Office of the Governor, Criminal Justice Division in the amount of \$8,868, a local match in the amount of \$34,778, and execution of the grant agreement - \$43,646 - Financing: Office of the Governor, Criminal Justice Division State Grant Funds (\$8,868) and Dallas Children's Advocacy Center Matching Funds (\$34,778) **[APPROVED; 97-3123]**

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)FY 1997-98 Budget Items (Continued)

117. * Authorize acceptance of the Identification of Violent Offenders Through Image Enhancement/4 grant from the Office of the Governor, Criminal Justice Division in the amount of \$26,793, a local match in the amount of \$39,407, and execution of the grant agreement - \$66,200 - Financing: Office of the Governor, Criminal Justice Division State Grant Funds (\$26,793) and Current Funds (\$39,407) **[APPROVED; 97-3124]**
118. * Authorize acceptance of the Pawn Shop Automation Project/1 grant from the Office of the Governor, Criminal Justice Division in the amount of \$50,289, a local match in the amount of \$50,289, and execution of the grant agreement - \$100,578 - Financing: Office of the Governor, Criminal Justice Division State Grant Funds (\$50,289) and Current Funds (\$50,289) **[APPROVED; 97-3125]**
119. * Authorize acceptance of the Sex Offender Registration Compliance Program/2 grant from the Office of the Governor, Criminal Justice Division in the amount of \$47,348, a local match in the amount of \$31,294, and execution of the grant agreement - \$78,642 - Financing: Office of the Governor, Criminal Justice Division State Grant Funds (\$47,348) and Current Funds (\$31,294) **[APPROVED; 97-3126]**
120. * Authorize acceptance of the Sexual Offender Apprehension Program/1 grant from the Office of the Governor, Criminal Justice Division in the amount of \$292,681, a local match in the amount of \$6,010, and execution of the grant agreement - \$298,691 - Financing: Office of the Governor, Criminal Justice Division State Grant Funds (\$292,681) and Current Funds (\$6,010) **[APPROVED; 97-3127]**

Executive Session **[NO EXECUTIVE SESSION HELD; 97-3131]**

Attorney Briefings (Sec. 551.071 T.O.M.A)

- Debra Walker, et al v. HUD, et al.

ADDENDUM

ADDITIONS:Briefing (Tentative) **[NO BRIEFING HELD; 97-3128]**

Proposals for a New Downtown Sports Arena for the Dallas Mavericks and/or the Dallas Stars, and a Downtown Revitalization Project; Related Arena Legislative Financing Sources, and Timeline for a Brimer Bill Election

Executive Session (if necessary) **[NO EXECUTIVE SESSION HELD; 97-3128]**

Attorney Briefings (Sec. 551.071 T.O.M.A.)

- Downtown Sports Development Project - Alternative Site Acquisition Negotiations, and Negotiations between the City and Dallas Basketball, Limited and/or Dallas Stars, L.P.
- Status of Dallas Stars and Dallas Mavericks Long Term Reunion Arena Lease Agreements

Deliberations Regarding Real Property (Sec. 551.072 T.O.M.A.)

- Downtown Sports Development Project - Alternative Site Acquisition Negotiations, and Negotiations between the City and Dallas Basketball, Limited and/or Dallas Stars, L.P.

ITEMS FOR INDIVIDUAL CONSIDERATION

1. Authorize the City of Dallas Housing Finance Corporation to issue its Single Family Mortgage Revenue Refunding Bonds, Series 1997, in the principal amount not to exceed \$18,000,000 in order to refund the unoriginated proceeds from the 1994 Single Family Mortgage Revenue Bond Program to provide home mortgage financing for persons of low and moderate incomes to purchase residences located within the City of Dallas by March 31, 1998 - Financing: 1997 Single Family Mortgage Revenue Bonds **[APPROVED; 97-3129]**

ADDENDUM

ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

2. Authorize a public hearing to be held on October 22, 1997, to receive citizen comments, and authorize Council action on October 22, 1997, on the proposed use of a portion of Pegasus Plaza for the construction of a park drive to serve the plaza and adjacent private development - Financing: No cost consideration to the City [**APPROVED; 97-3130**]

DELETION:

41. Authorize Supplemental Agreement No. 2 to the professional services contract with the law firm of Haynes and Boone, L.L.P., for legal services necessary in the lawsuit entitled Albert, et al. v. City of Dallas, Cause No. 199-697-94, Hill, et al. v. City of Dallas, Cause Number 95-00975-F, Willis, et al. v. City of Dallas, Cause Number 199-200-95, Barber, et al. v. City of Dallas, Cause Number 199-624-95, Parker, et al. v. City of Dallas, Cause Number 1-95-107; and any other proceeding relating to the 1979 pay referendum litigation in an amount not to exceed \$250,000, from \$425,000 to \$675,000 - Financing: Current Funds [**97-3053**]