

**ADDENDUM
CITY COUNCIL MEETING
SEPTEMBER 25, 2002
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A.M.**

ADDITIONS:

Closed Session

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

- Legal issues regarding proposed 5% pay raise for police chiefs and towing fee reimbursements for wrongfully towed vehicles
- Darrell Guy v. City of Dallas and Reata Construction Company, Cause No. JC01-2068A
- D&D Surety and Insurance Agency v. City of Dallas and Gramercy Insurance Company, Cause No. cc-00-06563-d
- Bradley Parker, Thomas Sheshene, Tommy Thompson and Sarah Akers v. City of Dallas, Cause No. 02-04339-G
- Harold Cox, Shirley Davidson, Robert Stubblefield, Cynthia Herring, Eloise Edwards, Betty Curley and Leo Easter v. City of Dallas, Herman Nethery and Terry Van Sickle, Civil Action No. 3:98-CV-0291-H consolidated with Civil Action No. 3:98-CV-1763-H
- Godwin N. Omokaro v. Scott Whitemyer et al., Cause Nos. 97-04905-I and 98-05612-I
- Travis County, Texas, Petitioner v. Pelzel & Associates, Inc., Respondent No. 01-0036, Supreme Court of Texas

ITEMS FOR INDIVIDUAL CONSIDERATION

1. A resolution appointing Mayor Laura Miller to serve as the City of Dallas' Director-at-Large representative to the Board of Directors of the Texas Municipal League - Financing: No cost consideration to the City
2. Authorize **(1)** acquisition from Bill Custas Booziotis, Harriett Kanell Booziotis Lontos, Kathy Ann Booziotis Bolton and The Bill C. Booziotis and Jean H. Booziotis Charitable Remainder Unitrust of approximately 98,433 square feet of unimproved land located near the intersection of Garland Road and Tavaros Avenue for off-site parking at the Dallas Arboretum, and **(2)** the acceptance, deposit and appropriation of a \$340,000 donation from the Dallas Arboretum and Botanical Society to be used toward the acquisition of the subject property - \$800,000 - Financing: 1998 Bond Funds (\$468,166) and Dallas Arboretum and Botanical Society Funds (\$331,834)

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ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

3. Authorize the purchase of insurance policies for the City's property, fine arts, boiler and machinery, and money and securities from ten insurance companies with the only proposer - Arthur J. Gallagher & Co. - Not to exceed \$3,095,015 - Financing: Current Funds
4. An ordinance appointing Robert James Miklos, Tiffany Dawn Burks, or David C. Indorf as a full-time municipal court judge for the City of Dallas Municipal Court of Record for a two-year term ending May 31, 2004 - Financing: No cost consideration to the City
5. A resolution requesting the assistance of the Judicial Nominating Commission in designating the Administrative Municipal Judge in accordance with Section 13-5.2(e) of the Dallas City Code - Financing: No cost consideration to the City
6. Authorize **(1)** a contract for the construction of stonework for the Nasher Sculpture Center with Dee Brown, Inc., only bidder, in an amount not to exceed \$197,970, and **(2)** assignment of the construction contract to The Nasher Foundation for construction management in accordance with the development agreement previously authorized by the City Council on May 24, 2000 - Financing: No additional cost consideration to the City

Briefing

6ES

- A. FY 2002-03 Budget Workshop (Amendments)

CORRECTIONS:

40. An application for and an ordinance granting a Specific Use Permit for a child-care facility on property zoned a TH-2(A) Townhouse District and an R-7.5(A) Single Family District on Polk Street, north of Kirnwood Drive
Recommendation of Staff: Approval for a five-year time period with eligibility for automatic renewal for additional five-year time periods, subject to a site/landscape plan and conditions
Recommendation of CPC: Approval of a Specific Use Permit for a child-care facility on the existing site for a five-year time period ~~with eligibility for automatic renewal for additional five-year time periods~~, subject to a site plan and conditions, and denial of the SUP for the expanded facility and access across a residential lot line
2012-213 (JC)

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CORRECTIONS: (Continued)

41. An application for a Planned Development District for R-10(A) Single Family District uses and to amend and expand Specific Use Permit No. 973 for a Private School on property zoned an R-10(A) Single Family District and an ordinance granting a Planned Development District for R-10(A) Single Family District uses and an ordinance terminating the existing SUP and granting a new Specific Use Permit for a private school on the southeast corner of the intersection of Webb Chapel Road and Royal Lane

Recommendation of Staff and CPC: Denial of the amendment to and expansion of SUP No. 973 and approval of a Planned Development District for R-10(A) Single Family Uses and approval of a new Specific Use Permit for a Private School for a three year period with eligibility for automatic renewal for additional three year periods, subject to a site plan and conditions

Recommendation of CPC: ~~Pending September 12, 2002, public hearing~~
Z012-253 (MF)

43. Consideration of amendments to Chapter 51A for administrative changes relating to a departmental reorganization

Recommendation of Staff: Approval

Recommendation of CPC: ~~Pending September 12, 2002 public hearing~~ Approval, except that the new organization be known as the Department of Development Services

DCA 012-013

DELETIONS:

39. An application for an LO-3 Limited Office District and a Specific Use Permit for a Financial Institution with a drive-in window and an ordinance granting an LO-1 Limited Office District, and a resolution accepting deed restrictions volunteered by the applicant on property zoned an R-10(A) Single Family District, on the southeast corner of Forest Lane and Cromwell Drive

Recommendation of Staff and CPC: Denial of an LO-3 Limited Office District, but approval of an LO-1 Limited Office District and approval of an SUP for a Financial Institution with a drive-in window for a five-year time period with eligibility for automatic renewal for additional five-year time periods, subject to a site/landscape plan, and conditions

Z012-196 (JC)

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DELETIONS: (Continued)

FY 2002-03 Budget Items

- 62.* Authorize an amendment to Ordinance No. 21665, previously approved on May 12, 1993, to authorize an additional use of the TUEC Rate Case Reimbursement Reserve Fund for the purpose of providing interim financing for construction of Cell 5 at McCommas Bluff Landfill as listed in the FY 2002-03 Capital Budget - Financing: No cost consideration to the City
- 63.* Final reading and adoption of appropriation ordinances for the proposed FY 2002-03 City of Dallas Operating, Grants, & Trusts and Capital Budgets
- 64.* An ordinance setting the tax rate for FY 2002-03 at 70.24¢ per \$100 valuation and levying ad valorem taxes for the City of Dallas, Texas for FY 2002-03 - Financing: No cost consideration to the City
- 65.* An ordinance amending Chapters 2, 14, 41A, 43, 49 and 51A of the Dallas City Code relating to the reorganization of city departments and offices and to provide for the transfer and allocation of related responsibilities and duties - Financing: No cost consideration to the City **(Requires a 3/4 vote of the City Council present for approval)**
- 66.* An ordinance amending Chapters 14, 16, 17, 18, 19, 41A, 43A, 51A, 52 and 56 of the Dallas City Code to revise and add various fees and charges relating to dance halls, standby fire protection watch, food inspection and permitting, sanitation collection, sexually oriented businesses, multifamily pool permits, building permits and inspections, platting and replatting, zoning, real estate abandonments, plan review and regulated transportation, effective October 1, 2002 - Estimated Revenue: \$11,240,025 - General Fund (\$7,259,856) and Office of Development Services Fund (\$3,980,169)
- 67.* An ordinance amending Chapter 49 of the Dallas City Code to adjust fees charged for miscellaneous water and wastewater services for Dallas and customer cities, effective October 1, 2002 (list attached) - Estimated Revenue: \$4,000,000
- 68.* Authorize **(1)** position changes; **(2)** a five percent pay increase for uniformed employees below the rank of Deputy Chief; and **(3)** current civilian pay plans with no increase in base pay effective October 1, 2002

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DELETIONS: (Continued)

FY 2002-03 Budget Items (Continued)

- 69.* Authorize a one time pro rata payment of Service Incentive Pay for employees affected by reduction in force due to 2002-03 budget actions

- 73.* Authorize the adoption of the 2003 Employee and Retiree Health Benefits Plan, including the Flexible Benefits (Section 125) Plan; the Employee Medical Spending Plan; the Dependent Care Assistance Program, Short Term Disability Plan and approval of the attached proposed coverage health premium rates - Financing: No cost consideration to the City

- 74.* Authorize adoption of the final FY 2002-03 Community Development Block Grant Reprogramming Budget (as recommended by the City Manager) in the amount of \$1,698,189 - Financing: No cost consideration to the City

- 75.* Authorize payment to Dallas County for processing and housing City prisoners at the Lew Sterrett Criminal Justice Center, pursuant to Amendment No. 4 to the Criminal Justice Center Memorandum of Agreement with Dallas County for the period October 1, 2002 through September 30, 2003 - \$6,272,636 - Financing: Current Funds

- 76.* Authorize a three-year renewal of the lease agreement with Maher Properties Two, for approximately 48,564 square feet of land located near North Ewing and Eighth Street, including land for parking and approximately 10,300 square feet of office space to be used by the Oak Cliff Health Clinic for the period October 1, 2002 through September 30, 2005 - \$4,100 per month, for a total of \$49,200 annually - Financing: Current Funds (subject to annual appropriations)

- 77.* Authorize a one-year renewal of the lease with Donaldson Properties, Ltd., for approximately 4,108 square feet of office space in the Lancaster-Kiest Shopping Center located at 3200 South Lancaster Road, Suite 625 for the continued use as a Women, Infants and Children clinic for the period November 1, 2002 through October 31, 2003 - Not to exceed \$25,800 - Financing: Texas Department of Health Grant Funds

- 78.* Authorize **(1)** a contract renewal for two twenty-four-month periods with Parkland Memorial Hospital for Biomedical On-Line Supervision and **(2)** Interlocal Agreements with participating local governmental entities (list attached) - Not to exceed \$701,887 annually for a total not to exceed \$1,403,773 - Financing: Current Funds (subject to annual appropriations) (\$561,585 to be received from participating cities over the first twenty-four-month contract period)

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DELETIONS: (Continued)

FY 2002-03 Budget Items (Continued)

- 79.* Authorize a contract renewal with the University of Texas Southwestern Medical Center at Dallas for the required services of a Medical Director for the period October 1, 2002 through September 30, 2003 - Not to exceed \$120,891 - Financing: Current Funds
- 80.* Authorize payment to the Dallas County Community College District and the University of Texas Southwestern Medical Center for mandatory emergency medical services training of emergency medical technicians and paramedics for the period October 1, 2002 through September 30, 2003 - Not to exceed \$175,380 - Financing: Current Funds
- 81.* An ordinance authorizing the issuance of City of Dallas, Texas Waterworks and Sewer System short term obligations in an aggregate principal amount not to exceed \$50,000,000; authorizing such short term obligations to be issued, sold and delivered in various forms, including commercial paper notes and a bank note; 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 U.S. Bank Trust National Association 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 JPMorgan Chase Bank, and **(3)** authorizing the execution of a Dealer Agreement with Bear Stearns & Co., Inc. and Siebert Brandford Shank & Co., LLC; 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 not to exceed \$1,062,560 (\$128,050 upfront closing costs plus annual fees of \$100,485 for a total 9 years, 3 months and 15 days cost of \$934,510) - Financing: Water Utilities Capital Improvement Funds (\$128,050) and Water Utilities Current Funds (\$100,485)
- 82.* Authorize a twenty-four-month price agreement for tires and tubes with the lowest responsible bidders of seven - Gray's Wholesale Tire, K B Tire and Tube, Moore's Retread and Tire Co. of Dallas, Stanley Industrial Tires, Inc., Tire Distribution Systems, Inc., Wallace W. Wade Specialty Tires, and Wingfoot Commercial Systems, LLC - Not to exceed \$3,459,640 - Financing: Current Funds (\$3,447,407), Confiscated Money Funds (\$12,233) **(Tie Bids)**

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DELETIONS: (Continued)

FY 2002-03 Budget Items (Continued)

- 83.* Authorize a thirty-six-month price agreement for Ford, Chevrolet, GMC, Sterling, UD and Peterbilt automotive and truck parts and labor with the lowest responsible bidders of seven - Metro Ford Truck Sales, Inc., Grand Prairie Ford, LP, Duncanville Ford, Friendly Chevrolet, Hayes Leasing Co., Inc. dba Hayes Truck Group and Dallas Peterbilt, Ltd., LLP - Not to exceed \$5,326,085 - Financing: Current Funds (\$5,288,403), Water Utilities Current Funds (\$30,682) and Confiscated Money Funds (\$7,000)
- 84.* Authorize a contract for demolition services for structures ordered demolished by the Urban Rehabilitation Standards Board, court orders, the emergency demolition of unsafe buildings due to fire damage, and the demolition of City-owned buildings as required - F. Hall Mowing Company, lowest responsible bidder of two - \$1,000,000 - Financing: Demolition Reserve Funds
- 85.* Authorize renewal of the Interlocal Agreement with Dallas County for participation in the Household Hazardous Waste collection system for the period of October 1, 2002 through September 30, 2003 - Not to exceed \$440,000 - Financing: Current Funds (\$400,000 to be reimbursed from Storm Water Drainage Management Funds)