

**AGENDA**  
**CITY COUNCIL MEETING**  
**AUGUST 28, 2002**  
**CITY OF DALLAS**  
**1500 MARILLA**  
**COUNCIL CHAMBERS, CITY HALL**  
**DALLAS, TEXAS 75201**  
**9:00 A. M.**

Moment of Silence and Pledge of Allegiance (Council Chambers) [02-2350]

Agenda Item/Open Microphone Speakers [02-2351]

VOTING AGENDA

1. Approval of Minutes of the August 14, 2002 City Council Meeting [02-2352;  
**APPROVED AS AMENDED]**

CONSENT AGENDA [02-2353]

**AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS**

Engineering and Architectural Contracts

2. Authorize professional services contracts with thirty-one firms for a twenty-four-month period for geotechnical investigation, materials testing, asbestos environmental and nonasbestos environmental testing services (list attached) - Not to exceed \$6,621,500 - Financing: Current Funds (\$1,837,000), 1998 Bond Funds (\$2,550,000), Water Utilities Capital Construction Funds (\$1,500,000), Capital Construction Funds (\$364,500), 1995 Bond Funds (\$150,000), Aviation Current Funds (\$120,000), Aviation Capital Construction Funds (\$100,000) [02-2354;  
**APPROVED AS AN INDIVIDUAL ITEM]**

## CONSENT AGENDA (Continued)

### AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS (Continued)

#### Authorization of Contracts

3. Authorize a contract for the cleaning and rehabilitation of the Elm Fork Water Treatment Plant Sludge Lagoon C - Laughlin-Thyssen, Inc., lowest responsible bidder of three - \$1,232,403 - Financing: Water Utilities Capital Improvement Funds **[02-2355; APPROVED]**
4. Authorize a contract for the construction of a water transmission main from the Sunset Pump Station to Rugged Drive at Grayson Street - BAR Constructors, Inc., lowest responsible bidder of seven - \$10,507,804 - Financing: Water Utilities Bond Funds (\$9,955,804) and Water Utilities Capital Improvement Funds (\$552,000) **[02-2356; APPROVED]**
5. Authorize a contract for the replacement of water and wastewater mains in various locations (list attached) - Omega Contracting, Inc., lowest responsible bidder of seven - \$2,100,532 - Financing: Water Utilities Capital Improvement Funds **[02-2357; APPROVED]**

#### Contract Amendments

6. Authorize an increase in the contract with Dean Electric, Inc., dba Dean Construction for the installation of playground equipment at Tee Pee Hill at White Rock Lake Park, stain for counter tops and miscellaneous improvements at Kiest Park and installation of root barrier for the tennis court replacement at Tietze Park - \$113,973, from \$3,489,397 to \$3,603,370 - Financing: 1998 Bond Funds **[02-2358; APPROVED]**
7. Authorize Supplemental Agreement No. 4 to the professional services contract with Camp, Dresser & McKee, Inc. to provide services for the energy recovery facility at the Southside Wastewater Treatment Plant - \$598,659, from \$561,683 to \$1,160,342 - Financing: Water Utilities Capital Construction Funds **[02-2359; APPROVED]**

#### Construction Miscellaneous

8. Authorize a Multiple Use Agreement with the Texas Department of Transportation to allow the construction, maintenance and operation of a boat ramp and a parking area on 89,068 square feet of Loop 12 right-of-way along the west bank of the Trinity River - Financing: No cost consideration to the City **[02-2360; APPROVED AS AN INDIVIDUAL ITEM]**
9. Authorize a Railroad Crossing Agreement with the Kansas City Southern Railway Company to improve the railroad crossing at Barnes Bridge Road - \$297,129 - Financing: 1998 Bond Funds **[02-2361; APPROVED]**
10. Authorize an agreement with the Texas Department of Transportation for the relocation of water and wastewater mains in Interstate Highway 30 from Loop 12 to Sylvan Avenue - Financing: This action has no cost consideration to the City **[02-2362; APPROVED]**

## CONSENT AGENDA (Continued)

### LAND MISCELLANEOUS

11. Authorize a one-year lease, with fourteen one-year renewal options, with the Federal Aviation Administration of various locations on and off airport for Medium Intensity Approach Lighting System and the Instrument Landing System at Dallas Love Field - Financing: No cost consideration to the City **[02-2363; APPROVED]**
12. Authorize a one-year lease, with fourteen one-year renewal options, with the Federal Aviation Administration of various locations on the airport for the remote transmitter/receiver, center field wind, and remote reading hygrometer facilities at Dallas Executive Airport - Financing: No cost consideration to the City **[02-2364; APPROVED]**
13. Declare 3 vacant City-owned lots unwanted and unneeded and authorize their private sale through the Land Transfer Program, a program for sale of tax-foreclosed, seized and surplus property to qualified non-profit entities for the development of low and moderate income affordable housing (list attached) - Revenue: \$3,967 **[02-2365; APPROVED]**
14. An ordinance abandoning a utility easement containing approximately 4,010 square feet of land, water easements containing approximately 3,070 square feet of land and a sanitary sewer easement containing approximately 2,198 square feet of land located near the intersection of Skillman Street and Fisher Road to W. W. Caruth, Jr. Foundation, the abutting owner, providing for the dedication of new easements and providing for the quitclaim - Revenue: \$1,500 plus the \$20 ordinance publication fee **[02-2366; ORDINANCE 25008; APPROVED AS AN INDIVIDUAL ITEM]**

### PURCHASING OF EQUIPMENT, SUPPLIES AND SERVICES

15. Authorize a twenty-four-month service contract for grounds maintenance at the Dallas Water Utilities pumping facilities and care of the Xeriscape site, located at the White Rock Pump Station with the lowest responsible bidders of seven - Premium Custom Cleaning and Services, JBA Landscape Maintenance, Inc., Forest Hills Lawn Service, Texas Bloom Organic Landscape Co., Inc. - Not to exceed \$300,706 - Financing: Water Utilities Current Funds **[02-2367; APPROVED]**
16. Authorize the purchase of a Metasys software upgrade for the Dallas Convention Center's facility maintenance system - Johnson Controls - Sole Source - Not to exceed \$148,904 - Financing: Convention Center Capital Construction Funds **[02-2368; APPROVED]**
17. Authorize a thirty-six-month price agreement for automotive glass replacement with the lowest responsible bidder of four - VVP America, Inc. dba Binswanger Glass - Not to exceed \$243,700 - Financing: Current Funds **[02-2369; APPROVED AS AN INDIVIDUAL ITEM]**
18. Authorize the purchase of two 6 cubic yard wheel loaders from the lowest responsible bidder of two - RDO Equipment Company - Not to exceed \$468,576 - Financing: 2001 Equipment Acquisition Contractual Obligation Notes **[02-2370; APPROVED]**

## CONSENT AGENDA (Continued)

### PURCHASING OF EQUIPMENT, SUPPLIES AND SERVICES (Continued)

19. Authorize **(1)** a thirty-six-month price agreement for Class A fire-fighting foam with the lowest responsible bidder of nine - Kidde Fire Fighting, Inc., and **(2)** the rejection of bids received for Class B fire-fighting foam and the readvertisement of new bids - Not to exceed \$184,800 - Financing: Current Funds **[02-2371; APPROVED]**
20. Authorize a sixty-month service contract for clean and repair of fire-fighting turnout gear with the lowest responsible bidders of three - Solutions Safety Services, Inc. - Not to exceed \$1,766,909 - Financing: Current Funds (subject to annual appropriations) **[02-2372; APPROVED]**
21. Authorize the purchase of a 9-1-1 dispatch center's wall mounted equipment display tracking system from the most advantageous proposer of three - Evans Incorporated - Not to exceed \$235,000 - Financing: Current Funds **[02-2373; APPROVED]**
22. Authorize a thirty-six-month service contract for armored car service with the lowest responsible bidder of four - Dunbar Armored, Inc. - Not to exceed \$459,360 - Financing: Current Funds (\$360,648), Aviation Current Funds (\$32,904), Convention and Event Services Current Funds (\$49,356), Water Utilities Current Funds (\$16,452) **[02-2374; APPROVED]**
23. Authorize a thirty-six-month price agreement for liquid chlorine delivered in tanker trucks with the lowest responsible bidder of two - DPC Industries Company - Not to exceed \$5,026,300 - Financing: Water Utilities Current Funds **[02-2375; APPROVED]**

### MISCELLANEOUS

24. Authorize settlement of a lawsuit, styled Nora Mejia v. John T. Maguire and the City of Dallas, Cause No. cc-01-12953-a - \$8,500 - Financing: Current Funds **[02-2376; APPROVED]**
25. Authorize a loan agreement with A Taste of New Orleans which will operate a full service food and beverage family style restaurant to be located at 4837 Spring Avenue in the South Dallas/Fair Park Trust Fund target area - Not to exceed \$25,000 - Financing: South Dallas/Fair Park Trust Funds **[02-2377; APPROVED]**
26. Authorize **(1)** the acceptance of grant funds from the U.S. Department of Housing and Urban Development for dental health services for the homeless and execution of a grant agreement; and **(2)** an amendment to the grant agreement to change the grantee to Dental Health Programs, Inc. for the period November 1, 2002 through October 31, 2003 - Not to exceed \$146,633 - Financing: U.S. Department of Housing and Urban Development Grant Funds **[02-2378; APPROVED AS AN INDIVIDUAL ITEM]**

CONSENT AGENDA (Continued)

MISCELLANEOUS (Continued)

27. Authorize the acceptance of Supportive Housing Grant funds from the U.S. Department of Housing and Urban Development to provide tenant based rental assistance for single homeless persons (Transitional Housing Program) for the period October 1, 2002 through September 30, 2003, a local match in the amount of \$15,866 and execution of the grant agreement - \$266,464 - Financing: U.S. Department of Housing and Urban Development Grant Funds (\$250,598) and Current Funds (\$15,866) **[02-2379; APPROVED AS AN INDIVIDUAL ITEM]**
28. Authorize the acceptance of Supportive Housing Grant funds from the U. S. Department of Housing and Urban Development to provide rental assistance for transitional housing for the period December 1, 2002 through November 30, 2003, a local match in the amount of \$9,978 and execution of the grant agreement - \$159,891 - Financing: U. S. Department of Housing and Urban Development Grant Funds (\$149,913) and Current Funds (\$9,978) **[02-2380; APPROVED]**
29. Authorize a contract renewal with The University of Texas Southwestern Medical Center at Dallas for in-service training, re-training, and evaluation of City of Dallas paramedic personnel for the period September 1, 2002 through August 31, 2003 - Not to exceed \$344,500 - Financing: Current Funds (\$26,625) (\$317,875 subject to future appropriations) **[02-2381; APPROVED]**
30. Authorize a public hearing to be held on September 11, 2002 to receive citizens' comments on the proposed private resale of unimproved property at 3524 Cleveland Street from Dallas Area Habitat for Humanity, Inc., a qualified non-profit organization, to St. Philip's Neighborhood Development Corporation, a qualified non-profit organization, change in end use of the property and change in time line to meet the new end use - Financing: No cost consideration to the City **[02-2382; APPROVED]**
31. Authorize the modification of the Revolving Loan Fund Program loan made in 1991 to North Oak Cliff Community Development Corporation for the acquisition and rehabilitation of the twenty multi-family unit Jeffrey Square Apartments scattered sites located at 522 W. 9th Street, 701-703 W. 10th Street, 117 and 119 N. Van Buren Street to: **(1)** reduce the monthly payment from \$941 to \$500 starting July 1, 1999, **(2)** extend the term of the loan from November 1, 2021 to November 1, 2025 with an estimated balloon payment of \$94,706 due then, **(3)** require a \$19,000 principal reduction payment, **(4)** require funding of \$31,000 in operating and capital reserves, and **(5)** require borrower to pay outside legal fees - Financing: No cost consideration to the City **[02-2383; DEFERRED UNTIL 09/11/02]**
32. Authorize the acceptance of a grant from the Texas State Library for the continuation of interlibrary loan services for the period September 1, 2002 through August 31, 2003 and execution of the grant agreement - \$413,819 - Financing: Texas State Library and Archives Commission Grant Funds **[02-2384; APPROVED]**

CONSENT AGENDA (Continued)

MISCELLANEOUS (Continued)

33. Authorize public disclosure of a conflict of interest involving Carolyn Davis, a member of the Community Development Commission and an independent contractor for the Innerscity Development Corporation, a Community Housing Development Organization which currently receives Home Investment Partnerships funds, has an application under review for additional Home Investment Partnerships Program funds and also receives Community Development Block Grant funds for its Business Assistance Center - Financing: No cost consideration to the City  
**[02-2385; APPROVED]**
34. Authorize public disclosure of a conflict of interest under the Home Investment Partnership Program regulations involving Erma Dodd, a member of the Community Development Commission and who is also Director of Housing with the Maple Avenue Economic Development Corporation, a Community Housing Development Organization which currently receives and has an application under review for HOME Investment Partnership Program funds from the City - Financing: No cost consideration to the City **[02-2386; APPROVED]**
35. An ordinance adopting the 2000 International Energy Conservation Code which shall become Chapter 59, "Dallas Energy Conservation Code"; amending Chapter 52 "Administrative Procedures for the Construction Codes", to add Chapter 59 to the constructions codes - Financing: No cost consideration to the City **[02-2387; ORDINANCE 25009; APPROVED AS CORRECTED ON THE ADDEDUM]**
36. An ordinance adopting Chapter 11, "Energy Efficiency" of the 2000 International Residential Code for One- and Two-Family Dwellings, amending Chapter 57, "Dallas Residential One- and Two-Family Dwelling Code" providing for energy efficiency requirements for one and two family dwellings - Financing: No cost consideration to the City **[02-2388; ORDINANCE 25010; APPROVED AS CORRECTED ON THE ADDENDUM]**
37. Authorize an excused absence for Michael A. Mendoza, a member of the City Plan Commission for October 10, 17 and 24, 2002, for a planned vacation in accordance with City Council policy and the provisions of Chapter 8 of the Dallas City Code - Financing: No cost consideration to the City **[02-2389; APPROVED]**
38. An ordinance authorizing a correction to Ordinance No. 23800 for an R-16(A) Single Family District on Tract I and an R-1/2 acre(A) Single Family District on Tract II on the south corner of Mockingbird Lane and Chapel Hill Road to correct the property description (Z989-107/10729-NE(RB)) - Financing: No cost consideration to the City **[02-2390; ORDINANCE 25011; APPROVED]**
39. An ordinance authorizing a correction to Ordinance No. 23823 for the expansion of PDD No. 346 for Group Residential Facility Uses, an Overnight General Purpose Shelter, a Community Service Center and IM Industrial Manufacturing District Uses on Hickory Street, southwest of Chestnut Street to correct the property description (Z978-301/10640-C(RB)) - Financing: No cost consideration to the City **[02-2391; ORDINANCE 25012; APPROVED]**

## CONSENT AGENDA (Continued)

### MISCELLANEOUS (Continued)

40. Authorize a one-year microfilm services contract with the United States National Archives and Records Administration - Fort Worth Branch to microfilm essential and permanent city records in accordance with permanent preservation standards established by state law - Not to exceed \$69,000 - Financing: Current Funds (subject to appropriations) **[02-2392; APPROVED]**

## PUBLIC HEARINGS AND RELATED ACTIONS

### ZONING CASES - CONSENT [02-2393]

41. A City Plan Commission authorized hearing to determine proper zoning with consideration given to a Planned Development District for mixed-uses on property zoned IM Industrial Manufacturing, IR Industrial Research, CS Commercial Service, and MU-3 Mixed Use in an area generally bounded by Sylvan Avenue/Wycliff Avenue on the northwest, the Meanders of the Old Channel of the Trinity River on the north, Interstate-35 on the east, Continental Avenue on the south and the Trinity River Floodway on the west and an ordinance implementing the change  
Recommendation of Staff: Approval of a Special Purpose District for an MU-3 Mixed Use District  
Recommendation of CPC: Approval of a Special Purpose District for an MU-3 Mixed Use District to be called the "Old Trinity Special Purpose District"  
Z012-134 (CG) [02-2394; ORDINANCE 25013; CPC RECOMMENDATION FOLLOWED]
42. An application for and an ordinance granting an amendment to the site boundary, site plan, and conditions for Specific Use Permit No. 842 for a Concrete batching plant on property zoned an IR Industrial Research District on the west line of Spangler Road, south of Manana Drive  
Recommendation of Staff: Approval for a permanent time period, subject to a site plan and conditions  
Recommendation of CPC: Approval for a thirty-five year period, with eligibility for automatic renewal for additional thirty-five year periods, subject to a site plan and conditions  
Z012-223 (RB) [02-2395; ORDINANCE 25014 AND 25015; APPROVED AS CORRECTED ON THE ADDENDUM]
43. An application for and an ordinance granting an R-7.5(A) Single Family District on property zoned an A(A) Agricultural District and an R-1/2ac(A) Single Family District with some of the request site possessing the flood plain (FP) designation, and located at the east corner of C.F. Hawn Freeway and Woody Road  
Recommendation of Staff and CPC: Approval  
Z012-228 (RB) [02-2396; ORDINANCE 25016; CPC RECOMMENDATION FOLLOWED]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

ZONING CASES - CONSENT (Continued)

44. An application for and a resolution accepting the termination of deed restrictions on property zoned an RR Regional Retail District on R. L. Thornton Freeway, south of Kiest Boulevard with Specific Use Permit No. 1475 for an open enrollment charter school and a child-care facility  
Recommendation of Staff: Approval  
Recommendation of CPC: Pending August 22, 2002, public hearing  
Z012-258 (MF) [02-2397; APPROVED AS CORRECTED ON THE ADDENDUM]

BENEFIT ASSESSMENT HEARINGS

45. A public hearing to receive citizens' comments regarding a change in the scope of Street Group 98-429 to remove Tatum Avenue from Goodman Street north to dead-end and to cancel the assessments for the cost of the improvements against the properties and owners; an ordinance amending Ordinance No. 24698, dated August 22, 2001, to reflect the cancellation of assessments; and authorize the City Manager to release the liens against the property owners - Financing: No cost consideration to the City [02-2398; ORDINANCE 25017; HEARING CLOSED; APPROVED]

BENEFIT ASSESSMENT HEARINGS - UNDER ADVISEMENT

46. A benefit assessment hearing for street paving, drainage, water and wastewater main improvements for Street Group 98-432 (list attached), and at the close of the hearing, authorize a contract for the construction with Texas Sterling Construction, LP, lowest responsible bidder of eight - \$1,095,035 - Financing: 1998 Bond Funds (\$861,229), Water Utilities Capital Improvement Funds (\$203,856), Water Utilities Capital Construction Funds (\$29,950) [02-2399; DEFERRED 09/11/02; HEARING OPEN]  
Note: This item was considered by the City Council at a public hearing on August 14, 2002, and was taken under advisement until August 28, 2002, with the public hearing open.



MISCELLANEOUS HEARINGS

**City Center TIF District**

47. \* A public hearing to receive citizens' comments on amendments to the Project Plan and Reinvestment Zone Financing Plan for Tax Increment Financing Reinvestment Zone Number Five, ("City Center TIF District") in accordance with the Tax Increment Financing Act, as amended (V.T.C.A. Tax Code, Chapter 311), to include the Hart Furniture Building located at 1929-1933 Elm Street and the Tower Petroleum Building located at 1907 Elm Street, modifications to the Plan and of Ordinance Nos. 22802 and 23034, which created the City Center TIF District and adopted the Plan for the City Center Tax Increment Financing District in accordance with the Tax Increment Financing Act, as amended; and **(2)** at the close of the public hearing, consideration of an ordinance amending Ordinance No. 22802, previously approved on June 26, 1996, and Ordinance No. 23034, previously approved on February 12, 1997, which approved the Plan, to reflect all such Plan amendments; such actions will not affect the term of the City Center TIF District and will be revenue neutral as to Dallas Independent School District - Financing: No cost consideration to the City **[02-2400; HEARING CLOSED]**
48. \* An ordinance amending Ordinance Nos. 22802 and 23034 to amend the Project Plan and Reinvestment Financing Plan for Tax Increment Financing Reinvestment Zone Number Five, ("City Center TIF District") in accordance with the Tax Increment Financing Act, as amended (V.T.C.A. Tax Code, Chapter 311), to include the Hart Furniture Building located at 1929-1933 Elm Street and the Tower Petroleum Building located at 1907 Elm Street, modifications to the Plan and modifications of Ordinance Nos. 22802 and 23034, which created the City Center TIF District and adopted the Plan for the City Center Tax Increment Financing District in accordance with the Tax Increment Financing Act, as amended; and **(2)** at the close of the public hearing, consideration of an ordinance amending Ordinance No. 22802, previously approved on June 26, 1996, and Ordinance No. 23034, previously approved on February 12, 1997, which approved the Plan, to reflect all such Plan amendments; such actions will not affect the term of the City Center TIF District and will be revenue neutral as to Dallas Independent School District - Financing: No cost consideration to the City **[02-2400; ORDINANCE 25018; APPROVED]**

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS (Continued)

City Center TIF District (Continued)

49. \* Authorize **(1)** a development agreement with Elm Street Development, LLC to provide for the funding of facade, demolition and other authorized improvements related to the redevelopment of 1929-1933 Elm Street in Tax Increment Financing Reinvestment Zone Five, City of Dallas, Texas (City Center TIF District) in an amount not to exceed \$1,368,449; and **(2)** the establishment of appropriations in the amount of \$1,368,449 in the City Center TIF District Fund - Total not to exceed \$1,368,449 - Financing: City Center TIF District Funds (to be advanced by a private developer and reimbursed from the City Center TIF District Fund) **[02-2401; APPROVED]**
50. \* A resolution declaring the intent of Tax Increment Financing Reinvestment Zone Number Five, City of Dallas, Texas (City Center TIF District) to reimburse Elm Street Developers, LLC for funds advanced pursuant to a development agreement between the City and Elm Street Developers, LLC in an amount not to exceed \$1,368,449 plus interest, for facade improvements, demolition and other authorized improvements related to the redevelopment of 1929-1933 Elm Street in the City Center TIF District - \$1,368,449 - Financing: To be advanced by a private developer and reimbursed solely from the City Center TIF District Fund; accrued interest on private funds to be repaid solely from the City Center TIF District Fund **[02-2402; APPROVED]**
51. A public hearing to receive citizen's comments in preparation of the FY 2002-03 Operating, Capital, Grant and trust budgets - Financing: No cost consideration to the City **[02-2403; HEARING CLOSED]**

ITEMS FOR INDIVIDUAL CONSIDERATION

52. Consideration of appointments to boards and commissions and the evaluation and duties of board and commission members (List of nominees is available in the City Secretary's Office) **[02-2404; APPOINTMENTS MADE TO BOARDS ]**
53. Authorize a twenty-five year lease agreement with two five-year contract extensions with the State Fair of Texas to host the annual State Fair at Fair Park - Revenue: \$33,750,000 **[02-2405; APPROVED]**

## ADDENDUM

### ADDITIONS:

Closed Session [02-2406; NO SESSION HELD]

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

- City of Dallas v. John Baker, et al., Cause No. 99-02619-M
- City of Dallas v. 4701 Meadow, Inc., Cause No. 02-05087

### PUBLIC HEARINGS AND RELATED ACTIONS

#### ZONING CASES - INDIVIDUAL

1. A public hearing to authorize a public hearing to consider amending Planned Development District No. 407 for Multifamily and Townhouse District uses on Kiest Boulevard east of Boulder Drive to allow retirement housing by right - Financing: No cost consideration to the City [02-2407; HEARING CLOSED]

### ITEMS FOR INDIVIDUAL CONSIDERATION

2. Authorize settlement of a lawsuit, styled Juanita Carter v. City of Dallas, Civil Action No. 3:99-CV-1927-M - \$100,000 - Financing: Current Funds [02-2408; APPROVED]
3. Authorize payment of attorneys fees to Michael M. Daniel under an Agreed Order Granting Plaintiffs' Motion for Attorney's Fees in the lawsuit styled 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 - \$167,390 - Financing: Current Funds [02-2409; APPROVED]
4. Authorize a professional services contract with HBC Engineering for environmental consulting services in the lawsuit styled 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, and any other proceedings relating to the subject matter of this lawsuit - Not to exceed \$62,799 - Financing: Current Funds [02-2410; APPROVED]

## ADDENDUM

### ADDITIONS: (Continued)

#### ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

5. Authorize a twenty-four-month contract, with two twelve-month renewal options, for Internet-based legal research services with LexisNexis, for the period October 1, 2002 through September 30, 2004 - Not to exceed \$148,994 - Financing: Current Funds (subject to annual appropriations) **[02-2411; APPROVED]**
6. Authorize a twenty-four-month contract, with two twelve-month renewal options, for Internet-based legal research services with West Group, for the period October 1, 2002 through September 30, 2004 - Not to exceed \$104,544 - Financing: Current Funds (subject to annual appropriations) **[02-2412; APPROVED]**
7. Authorize the execution of a Promissory Note to the U.S. Department of Justice to pay the sum of \$1,066,717 with interest in four equal annual payments of \$289,894; payment schedule commencing on October 31, 2002, for repayment of unexpended 1997 Omnibus Appropriations Local Law Enforcement Block Grant Funds - Total not to exceed \$1,159,576 - Financing: Contingency Reserve Funds (\$289,894), Current Funds (\$869,682) (subject to future appropriations) **[02-2413; APPROVED]**
8. Authorize a decrease in the contract with Sludge Technology, Inc. for a value engineering change proposal for the dredging of Bachman Lake - (\$326,537), from \$5,573,475 to \$5,246,938 - Financing: 2000 Certificates of Obligation **[02-2414; APPROVED]**
9. Authorize **(1)** a contract for the construction of storm water improvements for the Nasher Sculpture Center with John Burns Construction Company of Texas, only bidder, in an amount not to exceed \$192,862; 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 **[02-2415; APPROVED]**
10. Authorize an increase in the contract with Abstract Construction Company for the design and construction of the International Environmental Training and Technology Center to be located in the McCommas Bluff Eco Business Park to address extended general conditions and additions for security, communications, and finish modifications - \$99,392, from \$2,526,496 to \$2,625,888 - Financing: Economic Development Administration Grant Funds **[02-2416; APPROVED]**

## ADDENDUM

### ADDITIONS: (Continued)

#### ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

11. An ordinance reappointing eight full-time municipal court judges and fifteen associate (part-time) municipal court judges to preside over the City of Dallas municipal court of record for a term ending May 31, 2004; accepting the resignation of Michael L. O'Neal as a full-time municipal court judge and administrative judge effective October 9, 2002; and accepting the resignation of John R. Anthony and Richard F. Seibert as associate municipal court judges - Financing: No additional cost consideration to the City **[02-2417; ORDINANCE 25019; APPROVED]**

#### CORRECTIONS:

35. An ordinance adopting the 2000 International Energy Conservation Code with certain changes which shall become Chapter 59, "Dallas Energy Conservation Code"; amending Chapter 52 "Administrative Procedures for the Construction Codes", to add Chapter 59 to the constructions codes - Financing: No cost consideration to the City **[02-2386]**
36. An ordinance adopting Chapter 11, Energy Efficiency of the 2000 International Residential Code for One- and Two-Family Dwellings with certain changes, amending Chapter 57, "Dallas Residential One- and Two-Family Dwelling Code" providing for energy efficiency requirements for one and two family dwellings - Financing: No cost consideration to the City **[02-2387]**
42. An application for and an ordinance granting ~~an amendment to the site boundary, site plan, and conditions for a~~ Specific Use Permit for an Industrial (outside) use other than listed and an ordinance terminating Specific Use Permit No. 842 for a Concrete batching plant on property zoned an IR Industrial Research District on the west line of Spangler Road, south of Manana Drive  
Recommendation of Staff: Approval for a permanent time period, subject to a site plan and conditions  
Recommendation of CPC: Approval for a thirty-five year period, with eligibility for automatic renewal for additional thirty-five year periods, subject to a site plan and conditions  
Z012-223 (RB) **[02-2394]**

## ADDENDUM

### CORRECTIONS: (Continued)

44. An application for and a resolution accepting the termination of deed restrictions on property zoned an RR Regional Retail District on R. L. Thornton Freeway, south of Kiest Boulevard with Specific Use Permit No. 1475 for an open enrollment charter school and a child-care facility

Recommendation of Staff: Approval

Recommendation of CPC: ~~Pending August 22, 2002, public hearing~~ Approval

Z012-258 (MF) [02-2396]