

AGENDA
CITY COUNCIL MEETING
SEPTEMBER 25, 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) [02-2620]

Agenda Item/Open Microphone Speakers [02-2621]

VOTING AGENDA

1. Approval of Minutes of the September 11, 2002 City Council Meeting [02-2622; APPROVED]

CONSENT AGENDA [02-2623]

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS

Engineering and Architectural Contracts

2. Authorize a professional services contract with Parsons Brinckerhoff Quade & Douglas, Inc. for the design of sidewalk amenities and streetscape improvements on Commerce Street from Griffin Street to Harwood Street, Phase I - \$283,347- Financing: 1998 Bond Funds [02-2624; APPROVED]

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS (Continued)

Authorization of Contracts

3. Authorize **(1)** the acceptance of a grant from the Ivor O'Connor Morgan Trust in the amount of \$100,000 to be combined with the City's funds for this contract and **(2)** a contract for the roof replacement and asbestos abatement at Forney Road Animal Shelter - Castro Roofing of Texas, Inc., lowest responsible bidder of three - \$117,434 - Financing: Capital Construction Funds (\$17,434), Ivor O'Connor Morgan Trust Funds (\$100,000) **[02-2625; APPROVED AS AN INDIVIDUAL ITEM]**
4. Authorize a contract for site improvements including new playground equipment, drainage system and safety cushion base at South Central Park - Parks for Play, Inc., lowest responsible bidder of four - \$54,578 - Financing: 1999-00 Community Development Grant Funds **[02-2626; APPROVED AS AN INDIVIDUAL ITEM]**
5. Authorize a contract for athletic field improvements at Lake Highlands Park - Jonmar Services, Inc., lowest responsible bidder of five - \$54,200 - Financing: 1998 Bond Funds **[02-2627; APPROVED]**
6. Authorize a contract for playground improvements at Cole, Fair Oaks, Forest Meadows, Lakeland Hills and White Rock Trail Parks - Henneberger Construction, Inc., lowest responsible bidder of five - \$326,869 - Financing: 1998 Bond Funds **[02-2628; APPROVED]**
7. Authorize a contract for the roof replacement and interior renovation at Thurgood Marshall Recreation Center - H.C.I. General Contractors, Inc., lowest responsible bidder of five - \$255,478 - Financing: 1998 Bond Funds **[02-2629; APPROVED]**

Contract Amendments

8. Authorize Supplemental Agreement No. 2 to the contract with Carter & Burgess, Inc. to provide additional services for interviews with key community leaders, benchmarking, implementation, bond election Town Hall meetings and needs inventory review for the Long Range Development Plan for the Park and Recreation Department - \$59,799, from \$1,411,890 to \$1,471,689 - Financing: 1998 Bond Funds **[02-2630; APPROVED AS AN INDIVIDUAL ITEM]**
9. Authorize Supplemental Agreement No. 1 to the professional services contract with Westin Engineering, Inc. to provide engineering services for the Southside Wastewater Treatment Plant process control system design - \$1,398,596, from \$1,863,744 to \$3,262,340 - Financing: Water Utilities Capital Improvement Funds **[02-2631; APPROVED AS AN INDIVIDUAL ITEM]**

CONSENT AGENDA (Continued)

LAND ACQUISITION

10. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from the Trustees of Gilford Avenue Missionary Baptist Church of approximately 22,500 square feet of land improved with a one-story brick church located at the intersection of Gilford Street and Huron Drive, for the West Love Field Branch Library Project - \$185,000 - Financing: 1998 Bond Funds **[02-2632; APPROVED]**

LAND MISCELLANEOUS

11. An ordinance abandoning a sewer easement to Homer J. Rader, Jr., the abutting owner, containing approximately 2,239 square feet of land located near the intersection of Wood and St. Paul Streets, and authorizing the quitclaim - Revenue: \$1,500 plus the \$20 ordinance publication fee **[02-2633; ORDINANCE 25027; APPROVED AS AN INDIVIDUAL ITEM]**
12. An ordinance abandoning a storm sewer easement containing approximately 1,471 square feet of land and a portion of a sanitary and storm sewer easement containing approximately 11,237 square feet of land to Resland Development Corporation and Camp Wisdom/Bainbridge 43 Joint Venture, the abutting owners, located near the intersection of Camp Wisdom Road and Chaucer Place, providing for the dedication of a new easement and authorizing the quitclaim - Revenue: \$1,500 plus the \$20 ordinance publication fee **[02-2634; ORDINANCE 25028; APPROVED]**
13. An ordinance abandoning a utility easement containing approximately 3,531 square feet of land and 5 fire lane easements containing approximately 27,648 square feet of land to TX Hillside Apartments, L.P., the abutting owner located near the intersection of Stoneport Drive and Loop 12, providing for the dedication of a new easement and authorizing the quitclaim - Revenue: \$1,500 plus the \$20 ordinance publication fee **[02-2635; ORDINANCE 25029; APPROVED AS AN INDIVIDUAL ITEM]**
14. An ordinance abandoning a portion of a storm sewer easement from the surface to a depth of 4 feet below the surface to Centex Homes, the abutting owner, containing approximately 4,037 square feet of land located near the intersection of Buena Vista and North Haskell Avenues, and authorizing the quitclaim - Revenue: \$1,500 plus the \$20 ordinance publication fee **[02-2636; DEFERRED UNTIL 10/23/02]**
15. An ordinance granting a revocable license to Gables Realty Limited Partnership for the use of approximately 1,072 square feet of land to install and maintain subsurface cables for satellite television under portions of Hallsville Street, Clyde Lane and Thomas Avenue rights-of-way - Revenue: \$1,294 annually plus the \$20 ordinance publication fee **[02-2637; ORDINANCE 25030; APPROVED]**
16. Authorize the approval of the quitclaim by Dallas Area Habitat for Humanity to St. Philip's Neighborhood Development Corporation of vacant property located at 3524 Cleveland Street (a/k/a 1407, 1411 and 1415 Cooper Streets) near its intersection with Cooper Street - Financing: No cost consideration to the City **[02-2638; APPROVED]**

PURCHASING OF EQUIPMENT, SUPPLIES AND SERVICES

17. Authorize a forty-eight-month price agreement for police bicycle uniforms with the lowest responsible bidder of three - Impact Promotional Services, Inc., dba Ladd Uniforms - Not to exceed \$951,160 - Financing: Current Funds **[02-2639; APPROVED AS AN INDIVIDUAL ITEM]**
18. Authorize a thirty-six-month service contract for sanitary sewer cleaning and television inspection of the sewer lines by close circuit camera with the lowest responsible bidder of seven - Ace Pipe Cleaning, Inc. - Not to exceed \$1,544,700 - Financing: Water Utilities Current Funds **[02-2640; APPROVED]**
19. Authorize a thirty-six-month price agreement for fuel with the lowest responsible bidders of five - PNI Distribution, Inc., Truman Arnold Companies, and Clarksville Oil and Gas Co. - Not to exceed \$18,516,243 - Financing: Current Funds **[02-2641; APPROVED]**
20. Authorize a twelve-month lease with four twelve-month renewal options with Oce'-USA, Inc., through the State of Texas, Qualified Information System Vendors Cooperative Purchasing Program, for a document printing system to be located at City Hall, 1500 Marilla St., for the period October 1, 2002 through September 30, 2003 - Not to exceed \$146,784 - Financing: Current Funds (subject to future appropriations) **[02-2642; APPROVED]**
21. Authorize the purchase of folding tables and chairs for the Dallas Convention Center with the lowest responsible bidders of seventeen - Palmer Snyder Furniture Company, Inc. and Clarin, a division of Greenwich Industries, LP - Not to exceed \$1,079,349 - Financing: Convention and Event Services Capital Construction Funds **[02-2643; APPROVED AS AN INDIVIDUAL ITEM]**
22. Authorize a forty-eight-month price agreement for police rainwear with the lowest responsible bidder of two - Ashley Worldwide, Inc., dba Gerber Manufacturing - Not to exceed \$1,679,456 - Financing: Current Funds **[02-2644; APPROVED]**
23. Authorize a thirty-six-month price agreement for salt and de-icer for icy streets with the lowest responsible bidder of two - Southwest Envirotech Services, Inc. - Not to exceed \$356,259 - Financing: Current Funds **[02-2645; APPROVED AS AN INDIVIDUAL ITEM]**
24. Authorize a thirty-six-month price agreement for water meter castings with the lowest responsible bidders of two - Bass & Hays Foundry, Inc., Doug Meadows Co. - Not to exceed \$3,956,124 - Financing: Water Utilities Current Funds **[02-2646; APPROVED]**
25. Authorize an increase in the price agreement with Northern Pipeline Construction Company to provide pavement repairs throughout the city - \$2,500,000, from \$10,322,500 to \$12,822,500 - Financing: Water Utilities Current Funds (\$300,000) and Water Utilities Capital Construction Funds (\$2,200,000) **[02-2647; APPROVED]**

MISCELLANEOUS

26. Authorize Supplemental Agreement No. 1 to the professional services contract with Integra Realty Resources DFW, for additional expert services and related expenses necessary in the lawsuit styled Boulder Ridge Apartments, Ltd. v. City of Dallas, Cause No. DV99-00913-C, and any other proceedings relating to the subject matter of this litigation - Not to exceed \$25,000, from \$15,000 to \$40,000 - Financing: Current Funds **[02-2648; APPROVED]**
27. Authorize a secured, no-interest forgivable loan agreement with Human Services Network, Inc. for the acquisition and renovation of property located at 3708 Malcolm X Boulevard for the period of October 1, 2002 through September 30, 2003 (Agencies that acquire and renovate properties with Community Development Grant Funds are required to provide public services to eligible persons for a minimum of five years) - Not to exceed \$49,536 - Financing: 2000-01 Community Development Grant Reprogramming Funds **[02-2649; APPROVED]**
28. Authorize a secured, no-interest forgivable loan agreement with Dallas Can! Academy, Inc. for the renovation of a facility located at 325 West 12th Street for the period of October 1, 2002 through September 30, 2003 (Agencies that renovate properties with Community Development Grant Funds are required to provide public services to eligible persons for a minimum of five years) - Not to exceed \$177,725 - Financing: 2001-02 Community Development Grant Reprogramming Funds **[02-2650; APPROVED AS AN INDIVIDUAL ITEM]**
29. Authorize a secured, no-interest forgivable loan agreement with Refugee Services of North Texas, Inc. for the renovation of a leased facility located at 4113 Junius Street for the period October 1, 2002 through September 30, 2003 (Agencies that renovate leased properties with Community Development Grant Funds are required to provide public services to eligible persons for the minimum of five years) - Not to exceed \$119,420 - Financing: 2001-02 Community Development Grant Reprogramming Funds **[02-2651; APPROVED]**
30. Authorize the reconstruction on-site of seven homes in accordance with the Home Repair Program Statement requirements for the properties located at 2539 Exline Street, 2916 Falls Drive, 2541 Kenesaw Street, 1936 Life Avenue, 4136 Pluto Street, 507 N. Ravinia Drive, and 1209 Walmsley Avenue - Not to exceed \$55,000 each for a total not to exceed \$385,000 - Financing: 2000-01 HOME Funds **[02-2652; APPROVED]**
31. Authorize acceptance of the Affordable Workforce Housing Task Force Final Report and authorize the City Manager to review the Final Report and present recommendations for implementation to the Dallas City Council Housing and Neighborhood Development Committee - Financing: No cost consideration to the City **[02-2653; APPROVED AS AN INDIVIDUAL ITEM]**

CONSENT AGENDA (Continued)

MISCELLANEOUS (Continued)

32. Authorize **(1)** the acceptance of a grant from the Telecommunications Infrastructure Fund Board to provide enhanced Internet access for the Dallas Public Library and execution of the grant agreement, and **(2)** the City's match in an amount not to exceed \$17,500 - Total not to exceed \$192,500 - Financing: Telecommunications Infrastructure Funds (\$175,000) and Current Funds (\$17,500) **[02-2654; APPROVED AS AN INDIVIDUAL ITEM]**
33. Authorize the acceptance of the Fair Housing Assistance Program grant from the U.S. Department of Housing and Urban Development to process, investigate and conciliate housing discrimination complaints and to provide fair housing education and outreach for the period October 1, 2002 through September 30, 2003 and execution of the grant agreement - \$278,123 - Financing: U.S. Department of Housing and Urban Development, Fair Housing Assistance Program Comprehensive Funding Approach Funds **[02-2655; APPROVED]**
34. Authorize an Interlocal Agreement and Memorandum of Understanding with the City of Duncanville regarding the provisions of law enforcement services in geographical areas located within the cities of Dallas and Duncanville for the period October 1, 2002 through September 30, 2003 - Financing: No cost consideration to the City **[02-2656; APPROVED]**
35. Authorize an agreement with the North Central Texas Council of Governments for professional assistance to coordinate regional information; to continue the cooperative monitoring program with the United States Geological Survey and a local laboratory; and to provide assistance in regional program development for required storm water permit activities for continued coordination of this effort - \$18,996 - Financing: Current Funds (to be reimbursed from Storm Water Drainage Management Funds) **[02-2657; APPROVED]**

PUBLIC HEARINGS AND RELATED ACTIONS

ZONING CASES - CONSENT **[02-2658]**

36. An application for and an ordinance granting an R-7.5(A) Single Family District on property currently zoned an A(A) Agricultural District and an LI-1-D-1 Light Industrial-Dry-1 District located at the northwest corner of Lake June Road and Guard Drive
Recommendation of Staff and CPC: Approval, with retention of the D-1 Dry Overlay District
2012-233(RB) **[02-2659; POSTPONED UNTIL 10/09/02; HEARING OPEN]**

ZONING CASES - CONSENT (Continued)

37. An application for and an ordinance granting a Specific Use Permit for a Mini-warehouse use on property zoned an MU-1 Mixed Use District and located on property north of Wheatland Road and east of Cockrell Hill Road
Recommendation of Staff and CPC: Approval for a ten-year period with eligibility for automatic renewal for additional ten-year periods, subject to a site plan and conditions
Z012-236(RB) [02-2660; ORDINANCE 25031; CPC RECOMMENDATION FOLLOWED]
38. An application for and an ordinance granting a Specific Use Permit for a childcare facility on property zoned an MF-3-D Multiple Family Subdistrict with a Dry overlay within Planned Development District No. 193, the Oak Lawn Special Purpose District, located at Routh Street and Hood Street, south corner
Recommendation of Staff and CPC: Approval for a five-year time period, subject to a site plan and conditions
Z012-241(FD) [02-2661; ORDINANCE 25032; CPC RECOMMENDATION FOLLOWED]

ZONING CASES - INDIVIDUAL

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) [02-2662; DELETED ON THE ADDENDUM]
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
Z012-213 (JC) [02-2663; POSTPONED UNTIL 10/23/02; HEARING OPEN]

ZONING CASES - INDIVIDUAL (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 on the southeast corner of the intersection of Webb Chapel Road and Royal Lane
Recommendation of Staff: 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) [02-2664; ORDINANCES 25033 AND 25034; APPROVED AS CORRECTED ON THE ADDENDUM]
42. An application for a P Parking Subdistrict on property zoned an O-1 Office-1 Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the west side of Buena Vista Street south of Fitzhugh Avenue
Recommendation of Staff: Approval, subject to a site plan
Recommendation of CPC: Denial
Z012-193 (MF) [02-2665; POSTPONED UNTIL 10/23/02; HEARING OPEN]

DEVELOPMENT CODE AMENDMENTS - INDIVIDUAL

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
DCA 012-013 [02-2666; APPROVED AS CORRECTED ON THE ADDENDUM]

MISCELLANEOUS HEARINGS

Note: Item Nos. 44 and 45 must be considered collectively.

City Center TIF District

44. * 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 Gulf States Building located at 1415 Main 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 - Financing: No cost consideration to the City
[02-2667; HEARING CLOSED]

MISCELLANEOUS HEARINGS (Continued)

Note: Item Nos. 44 and 45 must be considered collectively.

City Center TIF District (Continued)

45. * 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 Gulf States Building located at 1415 Main 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 - Financing: No cost consideration to the City [02-2667; ORDINANCE 25035; APPROVED]

Note: Item Nos. 46 and 47 must be considered collectively.

Dallas Downtown Improvement District

46. * A public hearing to receive citizens' comments regarding the annual assessment rate for the Dallas Downtown Improvement District ("District"), in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the District for the purpose of providing supplemental services, to be funded by assessments on real property and real property improvements in the District - Financing: No cost consideration to the City [02-2668; HEARING CLOSED]

47. * An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the Dallas Downtown Improvement District; approving, adopting and filing with the City Secretary the assessment roll; closing the hearing and levying assessments for the cost of certain services and/or improvements to be provided in the District during 2003; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Not to exceed \$175,516 - Financing: Current Funds [02-2668; ORDINANCE 25036; APPROVED]

Note: Item Nos. 48 and 49 must be considered collectively.

Deep Ellum Public Improvement District

48. * A public hearing to receive citizens' comments regarding the annual assessment rate for the Deep Ellum Public Improvement District ("District"), in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the District for the purpose of providing supplemental services, to be funded by assessments on real property and real property improvements in the District - Financing: No cost consideration to the City [02-2669; HEARING CLOSED]

MISCELLANEOUS HEARINGS (Continued)

Note: Item Nos. 48 and 49 must be considered collectively.

Deep Ellum Public Improvement District (Continued)

49. * An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the Deep Ellum Public Improvement District ("District"); approving, adopting and filing with the City Secretary the assessment roll; closing the hearing and levying assessments for the cost of certain services and/or improvements to be provided in the District during 2003; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City [02-2669; **ORDINANCE 25037; APPROVED**]

Note: Item Nos. 50 and 51 must be considered collectively.

Prestonwood Public Improvement District

50. * A public hearing to receive citizens' comments regarding the annual assessment rate for the Prestonwood Public Improvement District ("District"), in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the District for the purpose of providing supplemental services, to be funded by assessments on real property and real property improvements in the District - Financing: No cost consideration to the City [02-2670; **HEARING CLOSED**]

51. * An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District; approving, adopting and filing with the City Secretary the assessment roll; closing the hearing and levying assessments for the cost of certain services and/or improvements to be provided in the District during 2003; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City [02-2670; **ORDINANCE 25038; APPROVED**]

Note: Item Nos. 52 and 53 must be considered collectively.

Uptown Public Improvement District

52. * A public hearing to receive citizens' comments concerning the annual assessment rate for the Uptown Public Improvement District ("District"), in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the District for the purpose of providing supplemental services, to be funded by assessments on real property and real property improvements in the District - Financing: No cost consideration to the City [02-2671; **HEARING CLOSED**]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS (Continued) **Note:** Item Nos. 52 and 53 must be considered collectively.

Uptown Public Improvement District (Continued)

53. * An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the Uptown Public Improvement District; approving, adopting and filing with the City Secretary the assessment roll; closing the hearing and levying assessments for the cost of certain services and/or improvements to be provided in the District during 2003; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City [02-2671; ORDINANCE 25039; APPROVED]

Note: Item Nos. 54 and 55

Vickery Meadow Public Improvement District must be considered collectively.

54. * A public hearing to receive citizens' comments concerning the annual assessment rate for the Vickery Meadow Public Improvement District ("District"), in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the District for the purpose of providing supplemental services, to be funded by assessments on real property and real property improvements in the District - Financing: No cost consideration to the City [02-2672; HEARING CLOSED]

55. * An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the Vickery Meadow Public Improvement District; approving, adopting and filing with the City Secretary the assessment roll; closing the hearing and levying assessments for the cost of certain services and/or improvements to be provided in the District during 2003; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City [02-2672; ORDINANCE 25040; APPROVED]

Note: Item Nos. 56 and 57

Sale of Unimproved Property

must be considered collectively.

56. * A public hearing to receive citizens' comments on the proposed private sale by quitclaim deed of 17 unimproved properties acquired by the taxing authorities from the Sheriff's Sale to qualified non-profit organizations (list attached) - Financing: No cost consideration to the City [02-2673; HEARING CLOSED]

57. * Authorize the private sale, as provided for by Section 34.015 of the Texas Property Tax Code, by quitclaim deed of 17 unimproved properties acquired by the taxing authorities from a Sheriff's Sale to qualified non-profit organizations (list attached) - Revenue: \$17,018 [02-2673; APPROVED AS AMENDED]

58. A public hearing to receive citizens' comments on the 2002 Omnibus Appropriations Local Law Enforcement Block Grant - Financing: No cost consideration to the City [02-2674; HEARING CLOSED]

ITEMS FOR INDIVIDUAL CONSIDERATION

59. 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) [02-2675; **APPOINTMENTS MADE TO BOARDS**]
60. Authorize Supplemental Agreement No. 1 to the professional services contract with Diversified Utility Consultants, Inc. to cover the costs of conducting depositions and negotiating a settlement as part of the review of TXU Lone Star Gas Company's application for an increase in gas rates - \$12,500, from \$37,500 to \$50,000 - Financing: Current Funds (to be fully reimbursed by TXU Lone Star Gas Company) [02-2676; **APPROVED**]
61. An ordinance amending Chapter 2 of the Dallas City Code to provide that the City of Dallas will not discriminate against a person due to race, color, age, religion, sex, marital status, sexual orientation, national origin, disability, political opinions, or affiliations in the provision of services to the general public (Deputy Mayor Pro Tem Loza, Councilmembers Dr. Garcia, Housewright, Lill, and Oakley via Mayor Miller) [02-2677; **ORDINANCE 25041; APPROVED**]

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 [02-2678; **DELETED ON THE ADDENDUM**]
63. * Final reading and adoption of appropriation ordinances for the proposed FY 2002-03 City of Dallas Operating, Grants, & Trusts and Capital Budgets [02-2679; **DELETED ON THE ADDENDUM**]
64. * An ordinance setting the tax rate for FY 2002-03 at 70.244 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 [02-2680; **DELETED ON THE ADDENDUM**]
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**) [02-2681; **DELETED ON THE ADDENDUM**]
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) [02-2682; **DELETED ON THE ADDENDUM**]

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

FY 2002-03 Budget Items (Continued)

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 **[02-2683; DELETED ON THE ADDENDUM]**
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 **[02-2684; DELETED ON THE ADDENDUM]**
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 **[02-2685; DELETED ON THE ADDENDUM]**
70. * Authorize a second amendment to the City Manager's Agreement of Employment to delete Service Incentive Pay for the City Manager after September 30, 2002 - Financing: No cost consideration to the City **[02-2686; APPROVED]**
71. * Authorize the elimination of Service Incentive Pay for all City employees hired or re-hired on or after October 1, 2002 - Financing: No cost consideration to the City **[02-2687; APPROVED]**
72. * Authorize **(1)** termination of accrual of Service Incentive Pay for all City employees effective November 5, 2002 for sworn employees and November 12, 2002 for civilian employees; and **(2)** the establishment of longevity pay for eligible civilian employees patterned on the sworn state-mandated longevity program to be paid in December of each calendar year; for a cost savings of approximately \$14,500,000 in fiscal year 2003-04 - Financing: No cost consideration to the City **(via Mayor Miller) [02-2688; APPROVED]**
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 **[02-2689; DELETED ON THE ADDENDUM]**
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 **[02-2690; DELETED ON THE ADDENDUM]**
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 **[02-2691; DELETED ON THE ADDENDUM]**

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

FY 2002-03 Budget Items (Continued)

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) **[02-2692; DELETED ON THE ADDENDUM]**
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 **[02-2693; DELETED ON THE ADDENDUM]**
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) **[02-2694; DELETED ON THE ADDENDUM]**
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 **[02-2695; DELETED ON THE ADDENDUM]**
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 **[02-2696; DELETED ON THE ADDENDUM]**

FY 2002-03 Budget Items (Continued)

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) **[02-2697; DELETED ON THE ADDENDUM]**
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) [02-2698; DELETED ON THE ADDENDUM]**
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) **[02-2699; DELETED ON THE ADDENDUM]**
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 **[02-2700; DELETED ON THE ADDENDUM]**
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) **[02-2701; DELETED ON THE ADDENDUM]**

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

ITEMS FOR FURTHER CONSIDERATION

86. Authorize a twenty-four-month service contract for window glass replacement services with the only bidder - Texas Glass Contracting - Not to exceed \$320,018 - Financing: Current Funds (\$278,712), Water Utilities Current Funds (\$22,039), Convention and Event Services Current Funds (\$13,640) and Aviation Current Funds (\$5,627) **[02-2702; APPROVED]**

87. Authorize a thirty-six-month price agreement for the purchase, service and repair of traffic radar equipment with the lowest responsible bidders of four - Kustom Signals, Inc. and Decatur Electronics, Inc. - Not to exceed \$211,846 - Financing: Current Funds **[02-2703; APPROVED]**

88. An ordinance abandoning a water easement and sanitary sewer easements to LL Property Partners, L.P., the abutting owner, containing a total of approximately 2,460 square feet of land located near the intersection of Lovers Lane and Bluffview Boulevard, providing for the dedication of new water and wastewater easements, and authorizing the quitclaim - Revenue: \$1,500 plus the \$20 ordinance publication fee **[02-2704; DEFERRED UNTIL 11/13/02]**

ADDENDUM

ADDITIONS:

Closed Session [02-2705; CLOSED SESSION HELD]

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 [02-2706; APPROVED]
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) [02-2707; APPROVED]

ADDENDUM

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 [02-2708; **APPROVED**]
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 [02-2709; **ORDINANCE 25042; APPROVED AS CORRECTED ON THE SECOND ADDENDUM**]
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 [02-2710; **APPROVED**]
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 [02-2711; **APPROVED**]

Briefing

6ES

- A. FY 2002-03 Budget Workshop (Amendments) [02-2712; **NOT HELD**]

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
Z012-213 (JC) [02-2663]

ADDENDUM

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) [02-2664]
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 [02-2666]

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) [02-2662]

ADDENDUM

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 [02-2678]
- 63.* Final reading and adoption of appropriation ordinances for the proposed FY 2002-03 City of Dallas Operating, Grants, & Trusts and Capital Budgets [02-2679]
- 64.* An ordinance setting the tax rate for FY 2002-03 at 70.244 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 [02-2680]
- 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)** [02-2681]
- 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) [02-2682]
- 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 [02-2683]
- 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 [02-2684]

ADDENDUM

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 [02-2685]
- 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 [02-2689]
- 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 [02-2690]
- 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 [02-2691]
- 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) [02-2692]
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ADDENDUM

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FY 2002-03 Budget Items (Continued)

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ADDENDUM

DELETIONS: (Continued)

FY 2002-03 Budget Items (Continued)

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SECOND ADDENDUM

CORRECTION:

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 [02-2709]