

AGENDA
CITY COUNCIL MEETING
MAY 14, 2003
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) [03-1325]

Agenda Item/Open Microphone Speakers [03-1326]

VOTING AGENDA

1. Approval of Minutes of the March 26, 2003 and April 9, 2003 City Council Meetings [03-1327; **APPROVED AS CORRECTED**]

CONSENT AGENDA [03-1328]

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS

Engineering and Architectural Contracts

2. Authorize a professional services contract with Black & Veatch Corporation to provide engineering services to update the Water Distribution System Master Plan, assess the water system infrastructure and develop a hydraulic computer model of the water distribution system - \$5,452,000 - Financing: Water Utilities Capital Improvement Funds [03-1329; **APPROVED AS AN INDIVIDUAL ITEM**]

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS (Continued)

Authorization of Contracts

3. Authorize a contract for site improvements including playground replacement, walking path, shelter, site furnishings, landscaping, site demolition and irrigation at Arden Terrace Park - Henneberger Construction, Inc., lowest responsible bidder of four - \$146,633 - Financing: 1999-00 Community Development Grant Funds **[03-1330; APPROVED]**
4. Authorize a contract for playground replacement and park identification signage at Beckley-Saner, Glover, Lizzie Oliver and Tipton Parks - Hardscape Construction Specialties, Inc., lowest responsible bidder of four - \$281,921 - Financing: 1998 Bond Funds (\$13,350), 2000-01 Community Development Grant Funds (\$54,335), 2001-02 Community Development Grant Funds (\$152,790) and 2001-02 Community Development Reprogramming Grant Funds (\$61,446) **[03-1331; APPROVED]**
5. Authorize a contract for site improvements including construction of a walking trail, accessible parking area, installation of a shelter, site demolition and park identification signage at Bishop Flores Park - \$58,500 - J&J Sprinkler & Landscape, Inc., lowest responsible bidder of seven - Financing: 2000-01 Community Development Grant Funds **[03-1332; APPROVED]**
6. Authorize a contract for the construction of the Trinity River boat ramp, associated access road and parking area near Loop 12 at the Trinity River - Omega Contracting, Inc., lowest responsible bidder of seven - \$308,724 - Financing: 1998 Bond Funds **[03-1333; APPROVED]**
7. Authorize a contract for the construction of barrier free ramp improvements (list attached) - VAS Engineering Construction Company, lowest responsible bidder of five - \$212,177 - Financing: Capital Assessments Funds (\$204,627), Water Utilities Capital Construction Funds (\$7,550) **[03-1334; APPROVED]**
8. Authorize a contract for the construction of streetscape improvements on Akard Street from Young Street to Bryan Street (excluding Bell Plaza) for the City Center TIF District - Integrated Roadway Services, Inc., lowest responsible bidder of three - \$683,557 - Financing: City Center TIF District Funds **[03-1335; APPROVED AS AN INDIVIDUAL ITEM]**

Note: Item Nos. 9 and 10 must be considered collectively.

Dallas Convention Center

9. * Authorize a contract for chilled water system improvements - R. E. C. Industries, Inc., lowest responsible bidder of six - \$1,924,900 - Financing: Convention and Event Services Capital Construction Funds **[03-1336; APPROVED]**

CONSENT AGENDA (Continued)

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS (Continued)

Authorization of Contracts (Continued)

Note: Item Nos. 9 and 10 must be

Dallas Convention Center (Continued) considered collectively.

10. * Authorize a contract for theater improvements and arena switchgear replacement - Stillwell Building Systems, lowest responsible bidder of five - \$989,487 - Financing: Convention and Event Services Capital Construction Funds [03-1337; **APPROVED**]
11. Authorize a contract for the rehabilitation of existing wastewater mains and the construction of water and wastewater main replacements at various locations (list attached) - Atkins Bros. Equipment Co., Inc., lowest responsible bidder of five - \$3,771,531 - Financing: Water Utilities Bond Funds [03-1338; **APPROVED**]

Contract Amendments

12. Authorize Supplemental Agreement No. 2 to the professional services contract with Wendy Lopez and Associates, Inc. dba Lopez Garcia Group to provide surveying between the east and west bound Lemmon Avenue bridges at Hall Street Pond in Robert E. Lee Park within the Turtle Creek Parkway and environmental assessment services adjacent to the Turtle Creek Parkway within the Katy Trail corridor - \$17,594, from \$121,083 to \$138,677 - Financing: 1998 Bond Funds [03-1339; **APPROVED**]
13. Authorize an increase in the contract with Jeske Construction Company for Street Group 98-431 for the construction of a new bridge on Coombs Creek at Ravinia Drive - \$297,624, from \$1,403,665 to \$1,701,289 - Financing: 1998 Bond Funds [03-1340; **APPROVED**]

Construction Miscellaneous

14. Authorize **(1)** a Participation Agreement with the Richardson Independent School District for the construction of a traffic signal at Audelia Road and Trevor Drive, **(2)** the receipt and deposit of funds from the Richardson Independent School District in an amount not to exceed \$130,000, and **(3)** an increase in appropriations in the amount of \$130,000 in the Capital Projects Reimbursement Fund - Total not to exceed \$130,000 - Financing: Private Funds [03-1341; **APPROVED**]
15. Authorize **(1)** a Participation Agreement with Wal-Mart Stores Texas, L.P. for the construction of a traffic signal at Kirnwood Drive and Wheatland Road, **(2)** the receipt and deposit of funds from Wal-Mart Stores Texas, L.P. in an amount not to exceed \$130,000, and **(3)** an increase in appropriations in the amount of \$130,000 in the Capital Projects Reimbursement Fund - Total not to exceed \$130,000 - Financing: Private Funds [03-1342; **APPROVED**]

CONSENT AGENDA (Continued)

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS (Continued)

Construction Miscellaneous (Continued)

16. Authorize **(1)** street paving, storm drainage, water and wastewater main improvements on Canada Drive from Mexicana Drive to Pluto Street; provide for partial payment of construction cost by assessment of abutting property owners; an estimate of the cost of the improvements to be prepared as required by law, and **(2)** a benefit assessment hearing to be held on June 25, 2003, to receive citizens' comments - Financing: No cost consideration to the City **[03-1343; APPROVED]**

LAND ACQUISITION

17. Authorize settlement in lieu of proceeding further with condemnation of an easement owned by Laquita Fellers containing approximately 2 acres of vacant land for the Lake Fork Water Pipeline Project located near the intersection of Van Zandt County Roads 3707 and 3723 - \$18,000 - Financing: Water Utilities Capital Construction Funds **[03-1344; APPROVED]**

LAND MISCELLANEOUS

18. An ordinance abandoning an alley to Trustees for Lakewood United Methodist Church, the abutting owner, containing approximately 1,647 square feet of land located near the intersection of Lakeshore Drive and Abrams Road, providing for the dedication of a new easement and authorizing for the quitclaim - Revenue: \$18,200 plus the \$20 ordinance publication fee **[03-1345; ORDINANCE 25239; APPROVED AS AN INDIVIDUAL ITEM]**
19. An ordinance abandoning a portion of South Boulevard and a portion of Trunk Avenue to Dallas Area Rapid Transit, the abutting owner, containing approximately 27,127 square feet of land located near the intersection of South Boulevard and Fourth Avenue, and authorizing the quitclaim - Revenue: \$126,819 plus the \$20 ordinance publication fee **[03-1346; ORDINANCE 25240; APPROVED]**
20. An ordinance amending Ordinance No. 23630 granting a private license to The Federal Reserve Bank of Dallas to include additional land containing approximately 2,730 square feet for the installation and maintenance of bollards for security purposes on a portion of Maple-Routh Connection right-of-way located at its intersection with Leonard Street - Revenue: \$1,000 annually plus the \$20 ordinance publication fee **[03-1347; ORDINANCE 25241; APPROVED]**

CONSENT AGENDA (Continued)

LAND MISCELLANEOUS (Continued)

21. Authorize a sixty-month lease agreement with Crowe Texas Portfolio I, L.P. for approximately 3,024 square feet of office space for eight months and expand the space by 1,548 square feet for the remaining 52 months, increasing the leased premises to 4,572 square feet of office space, located in the Meadow Park Central IV Building, 10260 N. Central Expressway, Suite 210, to be used as a Women, Infants, and Children clinic for the period July 1, 2003 through June 30, 2004 (\$42,504) (two months free rent); July 1, 2004 through June 30, 2005 (\$66,294); July 1, 2005 through June 30, 2006 (\$68,580); July 1, 2006 through June 30, 2007 (\$70,866); July 1, 2007 through June 30, 2008 (\$73,152) - Total not to exceed \$321,396 - Financing: Texas Department of Health Grant Funds (subject to annual appropriations) **[03-1348; APPROVED]**

PURCHASING OF EQUIPMENT, SUPPLIES AND SERVICES

22. Authorize a twenty-four-month price agreement for lumber, sheetrock and plywood with the lowest responsible bidders of two - Slaughter Industries and Craddock Lumber - Not to exceed \$530,181 - Financing: Current Funds (\$374,717), Water Utilities Current Funds (\$99,833), Convention and Event Services Current Funds (\$28,251), Aviation Current Funds (\$23,475) and Texas Higher Education Coordinating Board Funds (\$3,905) **[03-1349; APPROVED]**
23. Authorize a thirty-six-month service contract for grounds maintenance at Pioneer Plaza with the lowest responsible bidder of seven - Good Earth, Inc. - Not to exceed \$82,397 - Financing: Convention and Event Services Current Funds **[03-1350; APPROVED]**
24. Authorize an increase in the contract with Verizon Network Integrated, Inc. to provide a continuation of internet access, security, and support for Citywide departments - \$163,654, from \$772,312 to \$935,966 - Financing: Current Funds (subject to annual appropriations) **[03-1351; APPROVED]**
25. Authorize **(1)** the rejection of proposals received for the administration of minor home repairs, and **(2)** the re-advertisement for new proposals - Financing: No cost consideration to the City **[03-1352; APPROVED]**
26. Authorize **(1)** rescinding the twenty-four-month service contract for home repairs with IGA Enterprises, previously authorized by Resolution No. 02-3507, on December 11, 2002, in the amount of \$90,418 and **(2)** a twenty-four-month service contract for home repairs with the lowest responsible bidder of six - Care Construction and Remodeling, Inc. - Not to exceed \$109,250 - Financing: Current Funds **[03-1353; APPROVED]**
27. Authorize the purchase of the Clint Grant Photographic Archive collection from Ronald Grant - Sole Source - Not to exceed \$100,000 - Financing: National Endowment for the Humanities Challenge Grant Funds **[03-1354; APPROVED]**

CONSENT AGENDA (Continued)

PURCHASING OF EQUIPMENT, SUPPLIES AND SERVICES (Continued)

28. Authorize **(1)** rescinding the sixty-month service contract with Penn Credit Corporation for collection of City accounts, previously authorized by Resolution No. 03-0166 on January 8, 2003, **(2)** the rejection of bids received for collection services, and **(3)** the readvertisement for new bids - Financing: No cost consideration to the City **[03-1355; APPROVED AS AN INDIVIDUAL ITEM]**
29. Authorize a twenty-four-month price agreement for veterinary laboratory services with the only bidder - Antech Diagnostics - Not to exceed \$104,486 - Financing: Current Funds **[03-1356; APPROVED]**
30. Authorize the purchase of ammunition for the Dallas Police Department from the lowest responsible bidders of four - Precision Delta Corp., GT Distributors, Inc. and C&G Police Supply dba C&G Wholesale - Not to exceed \$230,693 - Financing: Law Enforcement Officers Standard Education Funds (\$125,062), Current Funds (\$65,131) and Texas Higher Education Coordinating Board Funds (\$40,500) **[03-1357; APPROVED]**
31. Authorize a twelve-month price agreement for solar powered school zone flashers with the lowest responsible bidder of six - RTC Manufacturing, Inc. - Not to exceed \$108,976 - Financing: Current Funds **[03-1358; APPROVED AS AN INDIVIDUAL ITEM]**
32. Authorize a thirty-six-month price agreement for traffic signal control equipment with the lowest responsible bidders of four - US Traffic Corp. and McCain Traffic Supply - Not to exceed \$481,168 - Financing: Current Funds **[03-1359; APPROVED AS AN INDIVIDUAL ITEM]**
33. Authorize a twenty-four-month price agreement for bulk cement with the lowest responsible bidder of two - Holcim (US) Inc. - Not to exceed \$290,550 - Financing: Current Funds **[03-1360; APPROVED]**
34. Authorize a twenty-four-month price agreement for the rental of heavy equipment for Water Utilities at the Southside Wastewater Treatment Plant with the lowest responsible bidders of eight - United Equipment Rentals Gulf, L.P., Bane Machinery, Inc. and Romco Equipment Co. - Not to exceed \$1,826,432 - Financing: Water Utilities Current Funds **[03-1361; APPROVED AS AN INDIVIDUAL ITEM]**
35. Authorize a thirty-six-month price agreement for tile pipe and fittings with the lowest responsible bidders of two - Mission Clay Products and Doug Meadows, Co. - Not to exceed \$152,575 - Financing: Water Utilities Current Funds **[03-1362; APPROVED]**
36. Authorize a thirty-six-month price agreement for water meters and detector check valves with the lowest responsible bidders of five - Neptune Technology Group, Inc., AMCO Water Metering Systems, Inc., Hersey Meters Company, Badger Meter, Inc., and Master Meter, Inc. - Not to exceed \$5,345,278 - Financing: Water Utilities Capital Construction Funds **[03-1363; APPROVED AS AN INDIVIDUAL ITEM]**

CONSENT AGENDA (Continued)
RATIFICATION OF EMERGENCY PURCHASE

37. Ratify an emergency purchase of professional services from Applied Research Associates to conduct a blast analysis of Parking Garage A at Dallas Love Field to meet Transportation Security Administration requirements - \$30,000 - Financing: Aviation Capital Construction Funds **[03-1364; APPROVED AS AN INDIVIDUAL ITEM]**

RATIFICATION OF EMERGENCY REPAIRS

38. Ratify emergency repairs of the climate control and event floor ice-making chillers located at Reunion Arena - Natkin Service Company - \$122,696 - Financing: Convention Center Capital Construction Funds **[03-1365; APPROVED AS AN INDIVIDUAL ITEM]**

MISCELLANEOUS

39. Authorize settlement of a lawsuit styled Kelly Ann Porter v. City of Dallas, Texas, Cause No. cc-00-08874-c - \$25,000 - Financing: Current Funds **[03-1366; APPROVED]**
40. Authorize settlement of a lawsuit, styled Roland Thomas and Mary Johnson v. City of Dallas and Sylvia Paige, Cause No. 02-2008-A - \$16,800 - Financing: Current Funds **[03-1367; APPROVED]**
41. Authorize Supplemental Agreement No. 1 to the professional services contract with the law firm of Stutzman, Bromberg, Esserman & Plifka, P.C., for additional legal services in the lawsuit styled Ann Tenison Hereford Webb, et al., v. The City of Dallas, Texas, et al., Civil Action No. 3:00-CV-2558-R, in an amount not to exceed \$185,000, and any other proceedings relating to the subject matter of this lawsuit - Not to exceed \$185,000, from \$15,000 to \$200,000 - Financing: Current Funds **[03-1368; APPROVED]**
42. Authorize a Discretionary Service Agreement with Oncor Electric Delivery Company (formerly TXU Electric) to reserve the power capacity of 3.7 mega volt amps utilizing dual feed and automatic transfer switchgear equipment to provide service at the Dallas Love Field Central Plant located at 8000 Aviation Place - \$193,599 - Financing: Aviation Capital Construction Funds (\$81,350 to be reimbursed by Federal Aviation Administration Grant Funds) **[03-1369; APPROVED]**
43. Authorize an amendment to Resolution No. 02-3584 previously approved on December 11, 2002, to extend the deadline for taking out building permits or funding improvements from June 1, 2003 to November 1, 2003 for 1717 Main Street (Bank One Center) located in Tax Increment Financing Reinvestment Zone Five (City Center TIF District) - Financing: No cost consideration to the City **[03-1370; APPROVED]**
44. Authorize adoption of the East Kleberg Land Use Plan and approval of the recommendations contained therein as a guide in the future development of the area generally bounded by I-20 to the north; the city limit line of Dallas along Stark Road to the east; Seagoville Road to the south; and Belt Line Road to the west - Financing: No cost consideration to the City **[03-1371; APPROVED AS AN INDIVIDUAL ITEM]**

CONSENT AGENDA (Continued)

MISCELLANEOUS (Continued)

45. An ordinance amending Chapter 57 of the Dallas City Code to require fire protection in certain single-family dwellings - Financing: No cost consideration to the City **[03-1372; ORDINANCE 25242; APPROVED]**
46. An ordinance authorizing a correction to Ordinance No. 24728 correcting the yard, lot, and space charts for Planned Development District No. 193, the Oak Lawn Special Purpose District (Z001-218(LS)) - Financing: No cost consideration to the City **[03-1373; ORDINANCE 25243; APPROVED AS AN INDIVIDUAL ITEM]**
47. An ordinance granting a Specific Use Permit for the placement of fill material on property zoned an IM Industrial Manufacturing District with Specific Use Permit No. 98 for quarry and mining operations as an additional permitted use on a portion of the site on Chalk Hill Road north of Interstate Highway 30 Z023-155(RB) - Financing: No cost consideration to the City **[03-1374; ORDINANCE 25244; APPROVED]**
48. Authorize **(1)** a public hearing to be held on May 28, 2003 to receive citizens' comments on the proposed private sale by quitclaim deed of 2 unimproved properties located at 2707 Britton Avenue and 2717 Clarence Street acquired by the taxing authorities from the Sheriff's Sale to SouthFair Community Development Corporation, a qualified non-profit organization and **(2)** at the close of the public hearing consideration of approval of the sale of those properties - Financing: No cost consideration to the City **[03-1375; APPROVED]**
49. Authorize a renewal to the contract with the African American Museum to provide a four-week Summer Camp for students ages 7-12 and six community workshops for students and senior citizens from low to moderate income areas - \$50,000 - Financing: 2002-03 Community Development Grant Funds **[03-1376; APPROVED]**
50. Authorize a two-year extension of the City Depository/City Treasurer's contract with John A. Wright and his affiliated banking institution, Bank One, NA to June 30, 2005 - Not to exceed \$2,100,000 - Financing: Current Funds (\$1,100,000) and Water Utilities Current Funds (\$1,000,000) **[03-1377; APPROVED AS AN INDIVIDUAL ITEM]**
51. Authorize a public hearing to be held on June 11, 2003 to receive citizens' comments on the proposed permanent use of a portion of Emma Carter Park by the Dallas Public Works and Transportation Department for street right-of-way purposes for Canada Drive improvements - Financing: No cost consideration to the City **[03-1378; APPROVED]**
52. Authorize a public hearing to be held on June 11, 2003 to receive citizens' comments on a proposed change of use and sale or exchange of approximately 15.22 acres of land located at 1300 Morocco Street on property known as North Arcadia Park - Financing: No cost consideration to the City **[03-1379; APPROVED]**

CONSENT AGENDA (Continued)

MISCELLANEOUS (Continued)

53. Authorize **(1)** a public hearing to be held on May 28, 2003 to receive citizens' comments on readopting and continuing in effect Chapter 12, "City Youth Program Standards of Care," of the Dallas City Code, to re-establish standards of care for certain city youth programs in compliance with State law, and **(2)** at the close of the public hearing, consideration of the re-adoption of Chapter 12 of the Dallas City Code - Financing: No cost consideration to the City **[03-1380; APPROVED]**
54. Authorize application for the continuation of the Commercial Auto Theft Interdiction Squad grant in an amount of \$650,000 to provide a specialized proactive automobile theft program, from the Texas Automobile Theft Prevention Authority, for a total amount of \$748,567, for the period September 1, 2003 through August 31, 2004 (local match in the amount of \$98,567, or 13% of all expenses, will be required if awarded) - Financing: No cost consideration to the City **[03-1381; APPROVED]**
55. Authorize **(1)** acceptance of funds from Comcast Cable Communications, Inc. for reimbursement of material and labor provided by the City of Dallas for the relocation of electric power service hardware at various locations throughout the City in an amount not to exceed \$150,000, and **(2)** an increase in appropriations in the amount of \$150,000 in the Capital Projects Reimbursement Fund - \$150,000 - Financing: Private Funds **[03-1382; APPROVED AS AN INDIVIDUAL ITEM]**
56. Authorize an agreement with the Upper Trinity Regional Water District for the use of Lake Lewisville for pass through of Chapman Lake water - Financing: No cost consideration to the City **[03-1383; APPROVED]**
57. Authorize a contract with Fund IV EAGL Plantation Resort, L.P. to provide non-interruptible untreated water from a diversion point located along White Rock Creek for five years, with two five-year extensions for irrigation of the Plantation Golf Club located in Frisco, Texas - Estimated Annual Revenue: \$15,688 **[03-1384; APPROVED]**
58. Authorize the rejection of bids received for heating, ventilation and air conditioning modifications at the Central Wastewater Treatment Plant administration building and the re-advertisement for new bids - Financing: No cost consideration to the City **[03-1385; APPROVED]**
59. Authorize Supplemental Agreement No. 3 to the Reciprocal Agreement Emergency Treated Water Supply with Dallas County Park Cities Municipal Utility District for an additional emergency delivery facility - Financing: No cost consideration to the City **[03-1386; APPROVED]**

PUBLIC HEARINGS AND RELATED ACTIONS

ZONING CASES - CONSENT [03-1387]

60. An application for an expansion of and amendment to Specific Use Permit No. 1385 for a Pedestrian skybridge on property zoned an MU-3 Mixed Use District on Motor Street and Amelia Court, southwest of Harry Hines Boulevard
Recommendation of Staff and CPC: Approval for a forty-year period, subject to a site plan and conditions
Z023-135 (RB) [03-1388; CPC RECOMMENDATION FOLLOWED]
61. An application for and an ordinance granting an R-7.5(A) Single Family District on property within Planned Development District No. 54 for Townhouse uses, and an ordinance granting a Specific Use Permit for Private Streets and a resolution accepting deed restrictions volunteered by the applicant on property zoned an R-7.5(A) Single Family District, a TH-3(A) Townhouse District and PD No. 54, on the northwest corner of Forney Road and Jim Miller Road
Recommendation of Staff and CPC: Approval of an R-7.5(A) Single Family District and approval of a Specific Use Permit for private streets for a permanent time period, subject to a site plan and conditions, and subject to deed restrictions volunteered by the applicant
Z023-151 (WE) [03-1389; CONTINUED UNTIL 08/13/03; HEARING OPEN]
62. An application for and an ordinance granting an RR Regional Retail District and an ordinance granting the termination of Specific Use Permit No. 98 for quarrying and mining for that portion encompassing the request site on property zoned an IM Industrial Manufacturing District on the southwest corner of the intersection of IH-30 and Cockrell Hill Road
Recommendation of Staff and CPC: Approval
Z023-160 (MM) [03-1390; ORDINANCES 25245 AND 25246; CPC RECOMMENDATION FOLLOWED]
63. An application for and an ordinance granting an amendment to Subdistrict No. 34 for Multifamily uses, SC Shopping Center Subdistrict uses, and commercial parking lot or garage uses within Planned Development District No. 193, the Oak Lawn Special Purpose District, at Howell Street and Hall Street, northwest corner
Recommendation of Staff and CPC: Approval, subject to a development plan and conditions
Z023-164 (WE) [03-1391; ORDINANCE 25247; CPC RECOMMENDATION FOLLOWED]
64. An application for and an ordinance granting an R-7.5(A) Single Family District on property zoned an A(A) Agricultural District with a D Liquor Control Overlay, at Tempest Road and Prater Road, northeast corner
Recommendation of Staff and CPC: Approval with retention of the D Liquor Control Overlay
Z023-166 (WE) [03-1392; ORDINANCE 25248; CPC RECOMMENDATION FOLLOWED]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

ZONING CASES - CONSENT (Continued)

65. An application for and an ordinance granting an amendment to and an expansion of Planned Development District No. 364 for Dairy uses and MU-3 Mixed Use District uses, on property zoned Planned Development District No. 364 and Planned Development District No. 468 for Mixed Residential, Retail, Office, and Light Industrial Uses with urban design guidelines, at Jefferson Boulevard and Marsalis Boulevard, north of Colorado Boulevard
Recommendation of Staff and CPC: Approval, subject to a development plan/landscape plan
Z023-167 (WE) [03-1393; ORDINANCE 25249; CPC RECOMMENDATION FOLLOWED]
66. A City Council authorized hearing to determine the proper zoning on property zoned Subarea 1 within Planned Development District No. 607 for single family and retail uses with consideration being given to allowing smaller lot size, requiring alleys and disallowing front vehicular entry on property bounded by Kirnwood Drive, Bainbridge Drive and Cliff Creek Crossing Drive and an ordinance implementing the change
Recommendation of Staff and CPC: Approval, subject to amended conditions
Z023-162 (MF) [03-1394; ORDINANCE 25250; CPC RECOMMENDATION FOLLOWED]

ZONING CASES - INDIVIDUAL

67. A City Plan Commission Authorized Hearing to consider a proposed conceptual plan and to determine the proper zoning on property zoned an R-10(A) Single Family District and generally bounded by University Boulevard, North Dallas Tollway, Mockingbird Lane and Inwood Road and an ordinance granting a Conservation District and approving the conceptual plan
Recommendation of Staff and CPC: Approval of a Conservation District and approval of a conceptual plan
Z012-115 (JG) [03-1395; CONTINUED UNTIL 05/28/03; HEARING OPEN BUT LIMITED]
68. An application for and an ordinance granting a Planned Development District for senior retirement housing and related uses on property zoned an R-7.5(A) Single Family District on Perryton Drive, west of Hampton Road, and south of Glenfield Avenue
Recommendation of Staff and CPC: Approval, subject to a development plan and conditions
Z023-143 (MM) [03-1396; ORDINANCE 25252; APPROVED AS AMENDED]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

69. An application for a CS Commercial Service District on property zoned an MF-2(A) Multifamily District and an ordinance granting an NS(A) Neighborhood Service District on the south side of Illinois Avenue, between Fordham Road and Wilhurt Drive
Recommendation of Staff and CPC: Approval of an NS(A) Neighborhood Service District in lieu of the requested CS Commercial Service District
Z023-136 (RB) [03-1397; CONTINUED UNTIL 05/28/03; HEARING OPEN]
Note: This item was considered by the City Council at a public hearing on April 9, 2003, and was taken under advisement until May 14, 2003, with the public hearing open.
70. An application for a CH Cluster Housing District on property zoned an R-7.5(A) Single Family District, on Oren Lane, South of Jim Street and West of Orbiter Park
Recommendation of Staff and CPC: Approval of an R-5(A) Single Family District in lieu of the requested CH Clustered Housing District
Z012-269 (RB) [03-1398; CONTINUED UNTIL 05/28/03; HEARING OPEN]
Note: This item was considered by the City Council at a public hearing on April 9, 2003, and was taken under advisement until May 14, 2003, with the public hearing open.

MISCELLANEOUS HEARINGS

71. A public hearing to receive citizens' comments on the proposed amendment and reallocation of funds for Dallas County's Housing Opportunities for Persons with AIDS contracts for FY 2000-01, FY 2001-02 and FY 2002-03 and at the close of the hearing authorize acceptance of the amendment and reallocation of funds - Financing: No cost consideration to the City **[03-1399; HEARING CLOSED; APPROVED]**
72. A public hearing to receive citizens' comments regarding the establishment of approved basic service tier and equipment rates for cable television services provided by Comcast of Dallas, Inc. - Financing: No cost consideration to the City **[03-1400; HEARING CLOSED]**
73. A public hearing to receive citizens' comments in preparation of the FY 2003-04 Operating, Capital, Grant and Trust budgets - Financing: No cost consideration to the City **[03-1401; HEARING CLOSED]**

ITEMS FOR INDIVIDUAL CONSIDERATION

74. 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) **[03-1402; NO APPOINTMENTS MADE TO BOARDS]**

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

75. Authorize an application to the Texas Department of Economic Development nominating Lowe's Home Centers, Inc., located in City of Dallas Enterprise Zone One at Pinnacle Park, to receive designation as an Enterprise Project under the Texas Enterprise Zone Act, as amended (Government Code, Chapter 2303) - Financing: No cost consideration to the City **[03-1403; APPROVED]**
76. Authorize an amendment to Resolution No. 00-3776 previously approved on December 13, 2000, which authorized a 75% real property tax abatement agreement for ten years with Victory Packaging Inc. and its lessor Dallas VP Partners, LTD. to extend the substantial completion date from July 31, 2001 to December 31, 2003 and to reduce the tax abatement period from ten years to eight years related to the consolidation of its distribution and packaging operations within the City of Dallas Commercial Zone "A" at 3061 Saner Avenue (First year revenue is estimated at \$3,324; eight-year revenue is estimated at \$26,592; estimated real property tax revenue foregone for eight-year property tax abatement is \$79,777) - Financing: No cost consideration to the City **[03-1404; APPROVED]**
77. Authorize annual adjustments to appropriations for the 2001-02 fiscal year for year-end close - Financing: No cost consideration to the City **[03-1405; APPROVED]**
78. Authorize and ratify the lease and concession agreement for the purchaser of the Texas Queen passenger boat, pursuant to the order of the Federal Bankruptcy Court, to operate a commercial passenger boat service on Lake Ray Hubbard - Total Estimated Revenue: \$146,520 for five years with two five-year renewal options, plus five percent additional fee for any sales over \$540,000, Year 1 (\$24,000); Year 2 (\$26,400); Year 3 (\$29,040); Year 4 (\$31,944); Year 5 (\$35,136) **[03-1406; DID NOT PASS]**

ITEMS FOR FURTHER CONSIDERATION

79. An ordinance abandoning a portion of Northwest Highway service road to MarketPlace L H Partners, L.P. and Krestena, Inc., the abutting owners, containing approximately 23,010 square feet of land located near the intersection of Northwest Highway and Jupiter Road, and authorizing the quitclaim - Revenue: \$195,585 plus the \$20 ordinance publication fee **[03-1407; ORDINANCE 25251; APPROVED]**
80. Authorize the purchase of **(1)** three water bill payment machines (kiosks), associated software and licensing in the amount of \$250,000, and **(2)** a sixty-month service and maintenance agreement in the amount of \$150,000, from the most advantageous proposer of three - Clarusys, Inc. - Total not to exceed \$400,000 - Financing: Water Utilities Current Funds (subject to annual appropriations) **[03-1408; APPROVED AS CORRECTED ON THE ADDENDUM;]**

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

ITEMS FOR FURTHER CONSIDERATION (Continued)

81. Authorize **(1)** rescinding Resolution No. 02-3045 previously authorized on October 23, 2002 for a secured, no-interest forgivable loan agreement with Rebuilding Our Community, Inc. for the acquisition and renovation of property located at 3224 South Westmoreland Road in an amount not to exceed \$150,000; and, **(2)** a secured, no-interest forgivable loan agreement with Rebuilding Our Community, Inc. in the amount of \$150,000 for the acquisition and renovation of a facility located at 5811 South R. L. Thornton for the period May 1, 2003 through April 30, 2004 (Agencies that acquire and renovate properties with Community Development Grant Funds are required to provide a public service to eligible persons for a minimum of five years after acquisition and renovation) - Financing: No additional cost consideration to the City **[03-1409; DELETED ON THE ADDENDUM]**

ADDENDUM

ADDITIONS:

CONSENT ADDENDUM

LAND MISCELLANEOUS

1. An ordinance abandoning a portion of an alley to Communities Foundation of Texas, the abutting owner, containing approximately 11,500 square feet of land located near the intersection of Annex Avenue and Bryan Street, authorizing the quitclaim and providing for the dedication of approximately 2,920 square feet of land needed for the Phuong Market - Revenue: \$56,993 plus the \$20 ordinance publication fee **[03-1410; ORDINANCE 25253; APPROVED]**
2. An ordinance granting a private license to Elm Street Developments, LLC for the use of a total of approximately 449 square feet of land to construct, install and maintain lighting, planters, canopies, a raised stoop and glass entry surround on and over portions of Pacific Avenue and Elm and North Harwood Streets rights-of-way - Revenue: \$1,000 plus the \$20 ordinance publication fee **[03-1411; ORDINANCE 25254; APPROVED AS AN INDIVIDUAL ITEM]**

RATIFICATION OF EMERGENCY PURCHASE

3. Ratify an emergency purchase and installation of ozone generators and power supply units for the Elm Fork Water Treatment Plant - PCI - Wedeco Environmental Technologies, Inc. - Sole Source - \$6,400,000 - Financing: Water Utilities Capital Improvement Funds **[03-1412; APPROVED]**

MISCELLANEOUS

4. Authorize **(1)** the appointment of Jordan S. Harburger of The Greater Dallas Jewish Community Capital Campaign for the 21st Century, or his designee, as the designated hearing officer for the purpose of publishing a notice of public hearing and holding such hearing and **(2)** the Mayor to approve, following such hearing, the issuance of bonds not to exceed \$20,000,000 by the Colorado Educational and Cultural Facilities Authority for the benefit of the Dallas Jewish Community Foundation and its affiliated agencies - Financing: No cost consideration to the City **[03-1413; APPROVED]**

ADDENDUM

CORRECTION:

80. Authorize the purchase of **(1)** ~~three~~ one water bill payment machines (kiosks), associated software and licensing in the amount of ~~\$250,000~~ \$156,242, and **(2)** a sixty-month service and maintenance agreement in the amount of ~~\$150,000~~ \$115,615, from the most advantageous proposer of three - Clarusys, Inc. - Total not to exceed ~~\$400,000~~ \$271,857 - Financing: Water Utilities Capital Construction Funds (\$156,242) and Water Utilities Current Funds (\$115,615) (subject to annual appropriations) **[03-1408]**

DELETION:

81. Authorize **(1)** rescinding Resolution No. 02-3045 previously authorized on October 23, 2002 for a secured, no-interest forgivable loan agreement with Rebuilding Our Community, Inc. for the acquisition and renovation of property located at 3224 South Westmoreland Road in an amount not to exceed \$150,000; and, **(2)** a secured, no-interest forgivable loan agreement with Rebuilding Our Community, Inc. in the amount of \$150,000 for the acquisition and renovation of a facility located at 5811 South R. L. Thornton for the period May 1, 2003 through April 30, 2004 (Agencies that acquire and renovate properties with Community Development Grant Funds are required to provide a public service to eligible persons for a minimum of five years after acquisition and renovation) - Financing: No additional cost consideration to the City **[03-1409]**