

AGENDA
CITY COUNCIL MEETING
NOVEMBER 12, 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) [03-3050]

Agenda Item/Open Microphone Speakers [03-3051]

VOTING AGENDA

1. Approval of Minutes of the October 22, 2003 City Council Meeting [03-3052;
APPROVED AS CORRECTED]

CONSENT AGENDA [03-3053]

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS

Authorization of Contracts

2. Authorize a contract for repairs of concrete, replacement of concrete masonry unit walls and installation of a protective thermal lining system at the Fire Training Center Burn Building located at 5000 Dolphin Road - Mart, Inc., lowest responsible bidder of five - \$148,800 - Financing: DCCD El Centro Fire Academy Funds
[03-3054; APPROVED]

CONSENT AGENDA (Continued)

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS (Continued)

Contract Amendments

3. Authorize an increase in the contract with Henneberger Construction, Inc. for the installation of portable toilet enclosure and dumpster screen on concrete slab and installation of concrete wheelstops in the parking lot at Jaycee/Zaragoza Recreation Center - \$26,902, from \$152,671 to \$179,573 - Financing: 2001-02 Community Development Grant Funds (\$1,000) and 2002-03 Urban Development Action Grant Funds (\$25,902) **[03-3055; APPROVED]**
4. Authorize Supplemental Agreement No. 4 to the contract with The Hillier Group for additional architectural services for the replacement of Fire Station No. 34 located at Lake June Road and Carbona Drive - \$27,226, from \$202,150 to \$229,376 - Financing: Capital Construction Funds **[03-3056; APPROVED]**
5. Authorize a net decrease in the contract with Ascom Transport Systems for adjustments to the installation of security cameras and assistance stations at the Love Field Parking Garage - (\$11,944), from \$1,871,455 to \$1,859,511, within the Guaranteed Maximum Price - Financing: No additional cost consideration to the City **[03-3057; APPROVED]**
6. Authorize Supplemental Agreement No. 7 to the contract with DSGN Associates, Inc. for the design and renovation of Audelia Road and Dallas West Branch Libraries to provide additional design services for an overflow parking lot at the Audelia Road Branch Library - \$21,250, from \$410,095 to \$431,345 - Financing: 1998 Bond Funds **[03-3058; APPROVED]**
7. Authorize Supplemental Agreement No. 1 to the contract with Milton Powell & Partners for the design of the Lancaster Kiest Branch Library to provide fundamental and building commissioning and a building systems training video budget to achieve a Leadership in Energy and Environmental Design Silver Certification - \$23,200, from \$395,620 to \$418,870 - Financing: 1998 Bond Funds **[03-3059; APPROVED]**
8. Authorize a decrease in the contract with L. D. Kemp Excavating, Inc. for Cell 5 construction at the McCommas Bluff Landfill for miscellaneous work related to modifications to perimeter road work and resequencing the construction of waste cell 5 - (\$17,770), from \$3,190,986 to \$3,173,216 - Financing: Capital Construction Funds **[03-3060; APPROVED]**
9. Authorize an increase in the contract with All-Tex Paving, Inc., for asphaltic concrete street resurfacing, restoration and rehabilitation to increase the contract quantities for removal of concrete, drive, apron and additional concrete repairs - \$163,163, from \$3,210,498 to \$3,373,661 - Financing: Current Funds **[03-3061; APPROVED]**

CONSENT AGENDA (Continued)

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS (Continued)

Contract Amendments (Continued)

10. Authorize an increase in the contract with BAR Constructors, Inc. to replace a leaky 500 foot segment of a 48-inch water main during the construction activities related to the Bachman Water Treatment Plant Low Service Pump Station - \$224,577, from \$15,373,482 to \$15,598,059 - Financing: Water Utilities Capital Improvement Funds **[03-3062; APPROVED]**
11. Authorize an increase in the contract with Archer-Western Contractors, Ltd. for work associated with the Central Wastewater Treatment Plant odor control improvements for Dallas Plant headworks - \$205,675, from \$3,585,000 to \$3,790,675 - Financing: Water Utilities Capital Improvement Funds **[03-3063; APPROVED]**

Construction Miscellaneous

12. Authorize (1) rescinding the contract with Perma Systems General Contractors, Inc., previously authorized on June 11, 2003 by Resolution No. 03-1667, for the renovation of the Winfrey Point Building and Dreyfuss Club Building at White Rock Lake Park, and (2) a contract with Mart, Inc., for the renovation of the Winfrey Point Building and Dreyfuss Club Building at White Rock Lake Park - \$271,496 - Financing: 1998 Bond Funds **[03-3064; APPROVED]**
13. Authorize Amendment No. 1 to the Interlocal Agreement with the Texas Department of Transportation for design and construction of landscaping and urban design improvements at the intersection of Harry Hines Boulevard and Royal Lane - Financing: This action has no cost consideration to the City **[03-3065; APPROVED]**
14. Authorize payment to Dallas County for the City's share of design of paving and drainage improvements on Linfield Road from Illinois Avenue to SH 310 - \$170,000 - Financing: 1998 Bond Funds **[03-3066; APPROVED]**
15. Authorize payment to Dallas County for the City's share of design of paving, drainage, water and wastewater main improvement on Jim Miller Road from Loop 12 to Elam Road - \$256,531 - Financing: 1998 Bond Funds (\$230,000), Water Utilities Capital Improvement Funds (\$26,531) **[03-3067; APPROVED]**

LAND MISCELLANEOUS

16. An ordinance abandoning a portion of Calleja Way to George B. Ryan and Amanda S. Ryan, the abutting owners, containing approximately 4,722 square feet of land located near its intersection with Strait Lane, and authorizing the quitclaim - Revenue: \$72,248 plus the \$20 ordinance publication fee **[03-3068; ORDINANCE 25428; APPROVED AS AMENDED]**

PURCHASING OF EQUIPMENT, SUPPLIES AND SERVICES

17. Authorize a two-year contract with El Centro Community College for reimbursement of Fire Department training costs from September 1, 2003 through August 31, 2005 - Revenue: \$400,000 **[03-3069; APPROVED]**
18. Authorize a thirty-six-month contract with Dallas/Fort Worth International Airport to provide basic, live fire drills and advanced specialized aircraft/fire training to aircraft-rescue firefighters at Dallas Love Field and Dallas Executive Airport - \$125,000 annually - Total not to exceed \$375,000 - Financing: Current Funds (to be reimbursed by Aviation Current Funds subject to annual appropriations) **[03-3070; APPROVED]**
19. Authorize an amendment to the contract with Kronos Incorporated for (1) the purchase of 1,650 additional Kronos time clock software licenses/maintenance, for employee time entry into the Human Resources Information System, and (2) professional services for onsite software upgrades and technical training - Not to exceed \$139,823 - Financing: Current Funds (\$65,689) and Water Utilities Capital Construction Funds (\$74,134) **[03-3071; APPROVED]**
20. Authorize a sixty-month service contract for the collection of delinquent City accounts with the highest responsible bidder of ten - Penn Credit Corporation - Estimated Annual Revenue: \$4,446,441 - Water Utilities Current Funds (\$4,041,815), Current Funds (\$303,246), Aviation Current Funds (\$101,380) **[03-3072; APPROVED AS AN INDIVIDUAL ITEM]**
21. Authorize (1) the rejection of proposals received for a mainframe and computer information storage system and (2) the re-advertisement of new request for competitively bid proposals - Financing: No cost consideration to the City **[03-3073; APPROVED]**
22. Authorize the rejection of bids received for laboratory testing services for narcotics, DNA and toxicology for the Dallas Police Department - Financing: No cost consideration to the City **[03-3074; APPROVED]**
23. Authorize renewal of the Interlocal Agreement with Dallas County, acting through Southwestern Institute of Forensic Sciences at Dallas, for the provision of forensic, drug, toxicological, environmental, and physical evidence analysis and other similar medical/forensic analytical services, provided to the Dallas Police Department and the Dallas Fire Department, for the period of November 1, 2003 through October 31, 2004 - \$2,030,000 - Financing: Current Funds **[03-3075; APPROVED]**
24. Authorize a twelve-month price agreement with Software House International, Inc., through the Department of Information Resources, State of Texas Cooperative contract, to purchase computer software products - Not to exceed \$2,000,000 - Financing: Current Funds **[03-3076; APPROVED]**

CONSENT AGENDA (Continued)

PURCHASING OF EQUIPMENT, SUPPLIES AND SERVICES (Continued)

25. Authorize the purchase of thirteen Oracle 9i enterprise edition software licenses, seven real application cluster licenses, sixty months of product updates and telephone support, and 24 days (annually) of on-site support all from Oracle Corporation through the Department of Information Resources, State of Texas Cooperative contract - Not to exceed \$1,933,499 - Financing: 2002 Equipment Acquisition Contractual Obligation Notes (\$277,096), Current Funds (\$1,656,403) (subject to annual appropriations) **[03-3077; APPROVED]**
26. Authorize the purchase of three Sky Watch mobile surveillance towers from New Heights Manufacturing, Inc. - Sole Source - Not to exceed \$117,511 - Financing: U. S. Department of Justice, Bureau of Justice Assistance Grant Funds **[03-3078; APPROVED]**
27. Authorize a twenty-four-month price agreement for metal barricades with the lowest responsible bidders of ten - FDC Signs and Lighting Co. and Dyna Engineering, Ltd. - Not to exceed \$128,000 - Financing: Water Utilities Current Funds **[03-3079; APPROVED]**
28. Authorize a thirty-six-month price agreement for pavement repairs throughout the city - Northern Pipeline Construction Co., lowest responsible bidder of four - \$10,414,000 - Financing: Water Utilities Current Funds **[03-3080; APPROVED]**

MISCELLANEOUS

29. Authorize settlement of a lawsuit styled Charlene Partney v. City of Dallas and John Hancock, Cause No. cc-02-02234-a - \$30,000 - Financing: Current Funds **[03-3081; APPROVED]**
30. Authorize settlement of a lawsuit styled Estate of Shane G. Sorrells, et al., v. City of Dallas, Civil Action No. 3:99-CV-1185-P - \$575,000 - Financing: Current Funds **[03-3082; APPROVED]**
31. Authorize the City Auditor's 2003-04 Annual Audit Plan as required by paragraph 4(b) of Resolution No. 79-0723, previously approved on February 28, 1979, and as amended by Resolution No. 90-4027, previously approved on December 12, 1990 - Financing: No cost consideration to the City **[03-3083; APPROVED]**
32. A resolution adopting the Cedars TIF District Transportation and Traffic Study as a policy directive for the City Manager and all city departments - Financing: No cost consideration to the City **[03-3084; APPROVED AS AMENDED]**

CONSENT AGENDA (Continued)

MISCELLANEOUS (Continued)

33. Authorize Supplemental Agreement No. 1 exercising the first renewal option to the contract with SER Child Development Center to continue the implementation of the Proyecto Training Apprenticeship Program, a three-year pilot job training program for low to moderate income persons already working in the child care industry to provide the opportunity to seek further training, career advancement, better wages, and to address those needs related to early child development and education for young children for a twelve-month period from November 1, 2003 through October 31, 2004 - Not to exceed \$120,000 - Financing: 2003-04 Community Development Grant Funds **[03-3085; APPROVED]**
34. An ordinance authorizing a correction to Ordinance No. 25346 for an R-5(A) Single Family District on the south side of Edd Road west of Kleberg Road to correct the property description (Z023-182) - Financing: No cost consideration to the City **[03-3086; ORDINANCE 25429; APPROVED]**

City Center TIF District

Note: Item Nos. 35 and 36 must be considered collectively.

35. * Authorize (1) a development agreement with Main Street Investors Joint Venture to provide for the funding of environmental remediation, demolition, facade improvements, and streetscape improvements related to the redevelopment of 1520-1522 Main Street in Tax Increment Financing Reinvestment Zone Five City Center TIF District in an amount not to exceed \$203,282; (2) the establishment of appropriations in the amount of \$203,282 in the City Center TIF District Fund; and (3) a deadline extension for project completion from December 31, 2003 to March 31, 2004, related to the original scope of 1520-1522 Main Street - Total not to exceed \$203,282 - Financing: City Center TIF District Funds (to be advanced by a private developer and reimbursed from the City Center TIF District Fund) **[03-3087; APPROVED]**
36. * A resolution declaring the intent of Tax Increment Financing Reinvestment Zone Number Five City Center TIF District to reimburse Main Street Investors Joint Venture for funds advanced pursuant to a development agreement between the City and Main Street Investors Joint Venture in an amount not to exceed \$203,282, plus interest, for environmental remediation, demolition, facade improvements, and streetscape improvements related to the redevelopment of 1520-1522 Main Street in the City Center TIF District - Financing: No cost consideration to the City **[03-3087; APPROVED]**

CONSENT AGENDA (Continued)

MISCELLANEOUS(Continued)

Note: Item Nos. 37 and 38 must be considered collectively.

Cityplace TIF District

37. * Authorize (1) a development agreement with Oak Creek Partners, LTD., for the funding of design and construction of the partial realignment of Cityplace West Boulevard to allow the construction of Unity Plaza as the link for the Cityplace DART Light Rail Station and the McKinney Avenue Trolley at the intersection of Central Expressway and Cityplace West Boulevard in Tax Increment Financing Reinvestment Zone Number Two, Cityplace Area TIF District; and (2) the establishment of appropriations in an amount not to exceed \$530,000 in the Cityplace Area TIF District Fund - \$530,000 - Financing: Cityplace Area TIF District Funds (to be advanced by a private developer and reimbursed with accrued interest from Cityplace Area TIF District Funds) **[03-3088; APPROVED]**
38. * A resolution declaring the intent of Tax Increment Financing District Reinvestment Zone Number Two, Cityplace Area TIF District, to reimburse Oak Creek Partners, LTD., for the funds advanced pursuant to a development agreement between the City of Dallas and Oak Creek Partners, LTD., in an amount not to exceed \$530,000 plus interest, for the partial realignment of Cityplace West Boulevard to allow the construction of Unity Plaza as the link for the Cityplace DART Light Rail Station and the McKinney Avenue Trolley at the intersection of Central Expressway and Cityplace West Boulevard in Tax Increment Financing Reinvestment Zone Number Two, Cityplace Area TIF District Funds - Financing: No cost consideration to the City **[03-3088; APPROVED]**
39. Authorize a professional services contract with Temporary Medical Staffing, Inc., to provide a phlebotomist to obtain blood specimens for lead screening for residents of the City of Dallas for the period January 1, 2004 through December 31, 2004 - Not to exceed \$36,000 - Financing: Current Funds **[03-3089; APPROVED]**
40. Authorize (1) an Interlocal Agreement with Dallas County to provide aerial spraying and (2) adoption of the City's mosquito control plan with modifications to include allowance for aerial spraying - Financing: No cost consideration to the City **[03-3090; APPROVED AS AN INDIVIDUAL ITEM]**
41. Authorize amendments to Resolution No. 03-2191 and Resolution No. 03-2153 previously approved on August 13, 2003 to (1) revise the allocation of funds for the HOME Investment Partnership Tenant-Based Rental Assistance Program to include eligible administrative costs and (2) revise the Interlocal Agreement with Dallas County to include administrative costs - Financing: No cost consideration to the City **[03-3091; APPROVED]**

CONSENT AGENDA (Continued)

MISCELLANEOUS (Continued)

42. Authorize the Dallas Housing Finance Corporation to provide financing of the new construction of Preakness Ranch Apartments, consisting of 264 multifamily units for working families to be located at the southwest corner of Preakness Lane and Polarity Lane in an amount not to exceed \$15,000,000 in tax-exempt bonds for the benefit of FDC Franklin Commons C, Ltd., Limited Partnership whose General Partner will be an entity initially owned by Aubra Franklin - Financing: No cost consideration to the City **[03-3092; APPROVED AS AN INDIVIDUAL ITEM]**
43. Authorize (1) the final adoption of the FY 2001-02 Consolidated Plan Reprogramming Budget #2 for U.S. Department of Housing and Urban Development Grant Funds to (a) reprogram \$72,400 of HOME Grant Funds from Lot Acquisition Pilot Program mortgage assistance to Lot Acquisition Pilot Program land acquisition and (b) reprogram \$489,204 of Community Development Block Grant Funds from Lot Acquisition Pilot Program mortgage assistance to Neighborhood Investment Program public improvements; (2) reprogramming \$922,400 of Walker Trust Funds interest earnings from Lot Acquisition Pilot Program land acquisition to the Neighborhood Investment Program; and (3) one salaried position for a NIP Home Rental Repair Inspector - Financing: No cost consideration to the City **[03-3093; APPROVED]**
44. Authorize (1) establishment of a Minor Rental Repair Program to provide loans up to \$5,000 for the exterior repair of single-family renter-occupied housing; and (2) the Program Statement for implementation in Neighborhood Investment Program Target Areas - Financing: No cost consideration to the City **[03-3094; REFER BACK TO THE HOUSING AND NEIGHBORHOOD DEVELOPMENT COMMITTEE]**
45. Authorize renewal of the personal services contract with Kwame Walker & Associates for state legislative services from November 13, 2003 through November 12, 2004 - Not to exceed \$40,000 - Financing: Current Funds **[03-3095; APPROVED]**
46. Authorize renewal of the personal services contract with Randy C. Cain for state legislative services from November 13, 2003 through November 12, 2004 - Not to exceed \$65,000 - Financing: Current Funds **[03-3096; APPROVED]**
47. Authorize renewal of the personal services contract with Barbara T. McCall Associates, Inc. for federal legislative services for the City of Dallas from November 13, 2003 through November 12, 2004 - Not to exceed \$150,000 - Financing: Current Funds **[03-3097; APPROVED]**

CONSENT AGENDA (Continued)

MISCELLANEOUS (Continued)

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

Trinity River Project Legislative Services

48. * Authorize a personal services contract with Hector Alcalde for legislative services regarding the Trinity River Project from December 13, 2003 through December 12, 2004 - Not to exceed \$60,000 - Financing: Current Funds **[03-3098; APPROVED]**
49. * Authorize a personal services contract with Paul Schlesinger for legislative services regarding the Trinity River Project from December 13, 2003 through December 12, 2004 - Not to exceed \$60,000 - Financing: Current Funds **[03-3099; APPROVED]**
50. Authorize adoption of the City's Investment Policy regarding funds under the City's control and the investment strategies for each of the funds under the City's management - Financing: No cost consideration to the City **[03-3100; APPROVED]**
51. Authorize payment of annual fees and continuation of arrangements for providing specialized municipal-related services to the City - Airports Council International (\$23,568), American Water Works Association (\$15,370), American Water Works Association Research Foundation (\$255,000), Association of Metropolitan Water Sewage Agencies (\$20,978), Dallas Regional Mobility Coalition (\$37,500), National League of Cities (\$28,444), North Central Texas Council of Governments (\$121,100), North Texas Commission (\$102,705), Public Technology, Inc. (\$33,000), Regional Storm Water Management Program of North Central Texas (\$30,300), Texas Coalition of Cities For Utility Issues (\$35,657), Texas Municipal League (\$44,550), Transportation Excellence for the 21st Century (\$25,000), Trinity River Common Vision (\$44,000), United States Conference of Mayors (\$40,487) Water Environment Research Foundation (\$85,000) - Total not to exceed \$942,659 - Financing: Aviation Current Funds (\$23,568), Current Funds (\$440,038), Public/Private Partnership Funds (\$102,705), and Water Utilities Current Funds (\$376,348) **[03-3101; APPROVED]**
52. Authorize twelve-month contracts with Dallas Arboretum and Botanical Society, Inc. (\$342,050) and Texas Discovery Gardens (\$88,645) to provide services and programs within the City of Dallas for the period October 1, 2003 through September 30, 2004 - Total not to exceed \$430,695 - Financing: Current Funds **[03-3102; APPROVED]**
53. Authorize an amendment to the Joint Recreational Facilities Agreement with the Town of Sunnyvale for the remaining 129.19 acres of Samuel Farm North property - Financing: No cost consideration to the City **[03-3103; APPROVED AS AN INDIVIDUAL ITEM]**

CONSENT AGENDA (Continued)

MISCELLANEOUS (Continued)

54. Authorize (1) the acceptance of the 2003 Omnibus Appropriations Local Law Enforcement Block Grant in the amount of \$2,026,222 to provide law enforcement activities and equipment from the U. S. Department of Justice, Bureau of Justice Assistance for a twenty-four month period, (2) a local match in the amount of \$225,136, and (3) execution of the grant agreement - Total not to exceed \$2,251,358 - Financing: U. S. Department of Justice, Bureau of Justice Assistance Grant Funds (\$2,026,222) and Current Funds (\$225,136) **[03-3104; APPROVED]**

55. Authorize (1) the acceptance of the Public School Child Abuse Response Team/5 grant in the amount of \$22,200 from the Office of the Governor, Criminal Justice Division to coordinate with the Dallas Independent School District to investigate child abuse complaints, for the period October 1, 2003 through August 31, 2004, (2) a local match in the amount of \$125,348 and (3) execution of the grant agreement - Total not to exceed \$147,548 - Financing: Current Funds (\$125,348), and Office of the Governor, Criminal Justice Division State Grant Funds (\$22,200) **[03-3105; APPROVED AS AN INDIVIDUAL ITEM]**

56. Authorize (1) the application for and acceptance of the 2003-04 Intersection Traffic Control Selective Traffic Enforcement Program grant for traffic-related activities from the Texas Department of Transportation in the amount of \$250,992 for the period October 1, 2003 through September 30, 2004, (2) a local match in the amount of \$539,825, and (3) execution of the grant agreement - Total not to exceed \$790,817 - Financing: Texas Department of Transportation Grant Funds (\$250,992), Current Funds (\$387,842) and In-Kind Contributions (\$151,983) **[03-3106; APPROVED AS AN INDIVIDUAL ITEM]**

57. Authorize (1) the application for and acceptance of the Impaired Driving Mobilization State Traffic Enforcement Program Overtime Enforcement grant in the amount of \$25,000 from the Texas Department of Transportation for a statewide Driving While Intoxicated enforcement campaign, for the period December 19, 2003 through January 4, 2004, (2) a City contribution of pension and Federal Insurance Contributions Act costs in the amount of \$7,055, and (3) execution of the grant agreement - Total not to exceed \$32,055 - Financing: Current Funds (\$7,055) and Texas Department of Transportation Grant Funds (\$25,000) **[03-3107; APPROVED]**

58. Authorize (1) the application for and acceptance of the Polaris Update Grant in the amount of \$124,092 from the Texas Department of Transportation for a Crash Records Database Update, for the period October 1, 2003 through September 30, 2004 (2) a City contribution of pension and Federal Insurance Contributions Act costs in the amount of \$22,521, and (3) execution of the grant agreement - Total not to exceed \$146,613 - Financing: Current Funds (\$22,521) and Texas Department of Transportation Grant Funds (\$124,092) **[03-3108; APPROVED]**

CONSENT AGENDA (Continued)

MISCELLANEOUS (Continued)

59. Authorize (1) the application for and acceptance of the "Click It or Ticket" Overtime Enforcement grant in the amount of \$43,000 from the Texas Department of Transportation for a seat belt enforcement initiative, for the period November 8, 2003 through December 31, 2003, (2) a City contribution of pension and Federal Insurance Contributions Act costs in the amount of \$12,134, and (3) execution of the grant agreement - Total not to exceed \$55,134 - Financing: Current Funds (\$12,134) and Texas Department of Transportation Grant Funds (\$43,000) **[03-3109; APPROVED]**
60. Authorize (1) the application for and acceptance of the 2003-04 Safe and Sober Selective Traffic Enforcement Program grant in the amount of \$600,000 for traffic related activities from the Texas Department of Transportation for the period October 1, 2003 through September 30, 2004, (2) a local match in the amount of \$339,540 and (3) execution of the grant agreement - Total not to exceed \$939,540 - Financing: Texas Department of Transportation Grant Funds (\$600,000), Current Funds (\$166,458) and In-Kind Contributions (\$173,082) **[03-3110; APPROVED]**
61. Authorize renewal of the forty-eight-month Interlocal Agreement with Dallas County to provide the Dallas Police Department with a Certified Technical Supervisor to direct and maintain the Police Department's Breath Alcohol Testing Program to verify alcohol levels of suspects who may be driving while intoxicated for the period October 1, 2003 through September 30, 2007 - Not to exceed \$9,999 annually - Financing: Current Funds (subject to annual appropriations) **[03-3111; APPROVED]**

PUBLIC HEARINGS AND RELATED ACTIONS

ZONING CASES - CONSENT [03-3112]

62. An application for and an ordinance granting a Specific Use Permit for a Community Service Center on property zoned an MF-2(A) Multifamily District on property located south of Washington Avenue between Mayo Street and Cochran Place
Recommendation of Staff and CPC: Approval, for a five-year period with eligibility for automatic renewals for additional five-year periods, subject to a site plan and conditions
Z023-236 (MJF) **[03-3113; ORDINANCE 25430; CPC RECOMMENDATION FOLLOWED]**
63. An application for and an ordinance granting a CR Community Retail District on property zoned an LO-1 Limited Office District, on the east side of Garrett Avenue, north of Ross Avenue with consideration given to a P(A) Parking District
Recommendation of Staff: Approval of a P(A) Parking District, subject to a site plan/landscape plan in lieu of a CR Community Retail District
Recommendation of CPC: Approval
Z023-252 (WE) **[03-3114; ORDINANCE 25431; CPC RECOMMENDATION FOLLOWED]**

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

ZONING CASES - CONSENT (Continued)

64. An application for and an ordinance granting an R-5(A) Single Family District with deed restrictions volunteered by the applicant and retention of the D-1 Liquor Control Overlay on property zoned a CR Community Retail District with a D-1 Liquor Control Overlay on the north line of the C.F. Hawn Freeway, east of St. Augustine Road and west of Bayshore Place and a resolution accepting deed restrictions volunteered by the applicant
Recommendation of Staff: Denial
Recommendation of CPC: Approval, subject to deed restrictions volunteered by the applicant
Z023-261 (MJF) [03-3115; ORDINANCE 25432; CPC RECOMMENDATION FOLLOWED]
65. An application for and an ordinance granting an R-7.5(A) Single Family District on property within the Subdistrict 2 portion of Planned Development District No. 535-D-1, the C. F. Hawn Special Purpose District No. 3 with a D-1 Liquor Control Overlay, located on the southwest corner of Rylie Crest Boulevard and Laramie Lane and a resolution accepting deed restrictions volunteered by the applicant
Recommendation of Staff and CPC: Approval, with retention of the D-1 Liquor Control Overlay subject to deed restrictions volunteered by the applicant
Z023-281 (RB) [03-3116; ORDINANCE 25433; CPC RECOMMENDATION FOLLOWED]
66. An application for and an ordinance granting the renewal of Specific Use Permit No. 1299 for a Child-care facility and Private school on property zoned an MF-2 Multifamily District on the east corner of Bryan Street and Munger Boulevard
Recommendation of Staff and CPC: Approval, subject to a site plan and conditions
Z023-282 (RB) [03-3117; ORDINANCE 25434; CPC RECOMMENDATION FOLLOWED]
67. An application for an R-5(A) Single Family District on property zoned an R-7.5(A) Single Family District on the south side of Catskill Street, west of Cheyenne Road
Recommendation of Staff and CPC: Approval
Z023-287 (RB) [03-3118; CPC RECOMMENDATION FOLLOWED]

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

68. An application for and an ordinance granting a Specific Use Permit for a tower/antenna for cellular communication on property zoned an R-16(A) Single Family District on the north side of LBJ Freeway, west of Ridgeview Circle and east of Hughes Lane
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
Z023-269 (MM) [03-3119; CPC OVERRULED; DENIED WITHOUT PREJUDICE]
Note: This item was considered by the City Council at a public hearing on October 8, 2003, and was taken under advisement until November 12, 2003, with the public hearing open.

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL (Continued)

69. An application for a Planned Development District for RS MU-E Regional Service Mixed Use (Enhanced) Uses on property zoned an RS-MU Regional Service Mixed Use Subdistrict and an RS-MU(E) Regional Service Mixed Use (Enhanced) Subdistrict within Planned Development District No. 595, the South Dallas/Fair Park Special Purpose District on Third Avenue between R. L. Thornton Freeway and Ash Lane
Recommendation of Staff: Approval subject to a revised development plan and conditions
Recommendation of CPC: Approval subject to a development/landscape plan and conditions
Z023-264 (RB) [03-3120; CONTINUED UNTIL 12/08/03; HEARING OPEN]
Note: This item was considered by the City Council at a public hearing on October 22, 2003, and was taken under advisement until November 12, 2003, with the public hearing open.
70. An application for and an ordinance granting the expansion of and amendment to Specific Use Permit No. 85 for a Cemetery on property zoned MF-2(A) Multifamily District with Specific Use Permit No. 85 on Lombardy Lane, west of Webb Chapel Road and east of Porter Street
Recommendation of Staff and CPC: Approval, subject to a site plan
Z023-179 (MM) [03-3121; CONTINUED UNTIL 06/23/04; HEARING OPEN]
Note: This item was considered by the City Council at public hearings on May 28, June 25, August 13, and September 10, 2003, and was taken under advisement until November 12, 2003, with the public hearing open.

DEVELOPMENT CODE AMENDMENTS - CONSENT

71. Consideration of an amendment to Chapter 51 and 51A of the Dallas Development Code regarding the number of guest rooms related to the specific use permit requirement for a hotel or motel use and an ordinance granting the amendment
Recommendation of Staff: Approval
Recommendation of CPC: Pending November 6, 2003 CPC hearing
DCA 034-001 (SR) [03-3122; ORDINANCE 25435; CPC RECOMMENDATION FOLLOWED]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS

Private Sale of Unimproved Property

Note: Item Nos. 72 and 73 must be considered collectively.

72. * A public hearing to receive citizens' comments on the proposed private sale and conveyance by quitclaim deed of an unimproved property located at 1324 Coleman Avenue acquired by the taxing authorities from the Sheriff's Sale to St. Philip's Neighborhood Development Corporation, a qualified non-profit organization - Financing: No cost consideration to the City **[03-3123; HEARING CLOSED]**
73. * Authorize the private sale, as provided for by Section 253.010 of the Texas Local Government Code (Section 34.015 of the Texas Property Tax Code), and conveyance by quitclaim deed of an unimproved property located at 1324 Coleman Avenue acquired by the taxing authorities from a Sheriff's Sale to St. Philip's Neighborhood Development Corporation, a qualified non-profit organization - Revenue: \$1,053 **[03-3123; APPROVED]**
74. A public hearing to receive citizens' comments on the proposed FY 2003-04 Consolidated Plan Reprogramming Budget #2 - Financing: No cost consideration to the City **[03-3124; HEARING CLOSED]**

ITEMS FOR INDIVIDUAL CONSIDERATION

75. 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) **[03-3125; APPOINTMENTS MADE TO BOARDS]**
76. Authorize an extension of the moratorium on the acceptance of applications for building permits or certificates of occupancy for "non-residential" properties within 1,000 feet of the north or south right-of-way line of Ft. Worth Avenue, from the centerline of West Davis Street to the centerline of Beckley Avenue until March 24, 2004 - Financing: No cost consideration to the City (Requires a 3/4 vote of the full City Council for approval) **[03-3126; APPROVED]**
77. Authorize adoption of the 2004 City Calendar - Financing: No cost consideration to the City **[03-3127; APPROVED]**
78. A resolution authorizing the City of Dallas to recognize the Matricula Consular Identification Card issued by the Mexican Government through its Consular Offices as an official identification card for Mexican citizens to use for services located within the City - Financing: No cost consideration to the City **[03-3128; APPROVED]**

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

2003 Bond Funds and 2003 Equipment Acquisition Contractual Obligations

79. * An ordinance authorizing the issuance and sale of \$173,370,000 City of Dallas, Texas General Obligation Bonds, Series 2003; accepting the bids and awarding the sale of the bonds; approving the Preliminary Official Statement; and enacting other provisions in connection therewith - Not to exceed \$385,515 - Financing: Bond Funds - Interest Earnings (To be considered before 12:00 noon) **[03-3129; ORDINANCE 25436; APPROVED]**
80. * An ordinance authorizing the issuance and sale of \$21,240,000 City of Dallas, Texas Equipment Acquisition Contractual Obligations, Series 2003; accepting the bids and awarding the sale of the obligations; approving the Preliminary Official Statement; and enacting other provisions in connection therewith - Not to exceed \$78,870 - Financing: 2003 Equipment Acquisition Contractual Obligations - Interest Earnings (To be considered before 12:00 noon) **[03-3130; ORDINANCE 25437; APPROVED]**
81. * Authorize payment to Dallas County for City of Dallas' participation in the design, right-of-way acquisition, and construction of paving, drainage, water and wastewater improvements on Clark Road from Couch Lane to Daniieldale Road - \$940,000 - Financing: 2003 Bond Funds **[03-3131; APPROVED]**
82. * Authorize payment to Dallas County for the City's share of design and construction of paving, drainage, water and wastewater main improvements on Hillcrest Road from Northwest Highway (Loop 12) to Royal Lane - \$788,000 - Financing: 2003 Bond Funds (\$760,000), Water Utilities Capital Improvements Funds (\$28,000) **[03-3132; APPROVED]**
83. * Authorize payment to the Texas Department of Transportation for the design and construction of rehabilitation improvements to the Houston Street Viaduct from Hotel Street to Marsalis Avenue - \$2,859,000 - Financing: 2003 Bond Funds **[03-3133; APPROVED]**

Burlington Northern and Santa Fe Railway
Company Crossings

Note: Item Nos. 84, 85, and 86
must be considered collectively.

84. * Authorize an agreement with the Burlington Northern and Santa Fe Railway Company for the construction of railroad crossing improvements to the railroad crossing that intersects Cockrell Hill Road approximately 1,200 feet north of Kiest Boulevard - \$35,000 - Financing: 2003 Bond Funds **[03-3134; APPROVED]**
85. * Authorize an agreement with the Burlington Northern and Santa Fe Railway Company for the construction of railroad crossing improvements to the railroad crossing that intersects Cockrell Hill Road approximately 750 feet south of Ledbetter Drive - \$35,000 - Financing: 2003 Bond Funds **[03-3135; APPROVED]**

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

2003 Bond Funds and 2003 Equipment Acquisition Contractual Obligations (Continued)

Burlington Northern and Santa Fe Railway Company Crossings (Continued)

Note: Item Nos. 84, 85, and 86 must be considered collectively.

86. * Authorize an agreement with the Burlington Northern and Santa Fe Railway Company for the construction of railroad crossing improvements to the railroad crossing that intersects Westmoreland Road approximately 1,500 feet south of Ledbetter Drive - \$20,000 - Financing: 2003 Bond Funds **[03-3136; APPROVED]**

Cockrell Hill Road Extension from IH 30 to La Reunion Boulevard

Note: Item Nos. 87 and 88 must be considered collectively.

87. * Authorize a Project Specific Agreement with Dallas County for participation in design, right-of-way acquisition, and construction of paving and drainage improvements on Cockrell Hill Road extension from IH 30 to La Reunion Boulevard, including the connection to La Reunion Boulevard - \$2,381,000 - Financing: 2003 Bond Funds (\$1,261,000), Private Funds (\$1,120,000) **[03-3137; APPROVED]**
88. * Authorize (1) a Participation Agreement with Petula Associates, Ltd. for the design and construction of paving and drainage improvements on Cockrell Hill Road extension from IH 30 to La Reunion Boulevard, including the connection to La Reunion Boulevard, (2) the receipt and deposit of funds from Petula Associates, Ltd. in an amount not to exceed \$1,120,000, and (3) an increase in appropriations in the amount of \$1,120,000 in the Capital Projects Reimbursement Fund - \$1,120,000 - Financing: Private Funds **[03-3138; APPROVED]**

ITEMS FOR FURTHER CONSIDERATION

89. Authorize proposed Procedural Order No. 03-2-1-JR related to the posting of bail bonds by attorneys and the manner of taking a forfeiture of such bonds in the City of Dallas Municipal Court - Financing: No cost consideration to the City **[03-3139; REFER BACK TO GOVERNMENTAL AND MINORITY AFFAIRS COMMITTEE; BRING BACK TO COUNCIL IN 90 DAYS]**

Personnel Matters (Sec. 551.074 T.O.M.A.) **[03-3140; NO CLOSED SESSION HELD]**

- Performance Evaluation of City Manager Teodoro J. Benavides
- Performance Evaluation of City Attorney Madeleine B. Johnson
- Performance Evaluation of City Secretary Shirley Acy
- Performance Evaluation of City Auditor Thomas M. Taylor

ADDENDUM

ADDITIONS:

Closed Session **[03-3141; CLOSED SESSION HELD]**

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

- Legal issues involving Section 108 portfolio sales
- Legal issues involving MS4 Stormwater Permit
- Dallas Independent School District v. Calvary Hill Cemetery, et al., Cause No. 03-9682-D

CONSENT ADDENDUM

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS

Construction Miscellaneous

1. An ordinance amending Chapter 43 of the Dallas City Code to regulate markings used to show the location of existing underground utilities in the public right-of-way - Financing: No cost consideration to the City **[03-3142; ORDINANCE 25438; APPROVED AS AN INDIVIDUAL ITEM]**
2. Authorize the rejection of bids for demolition and environmental remediation related to the redevelopment of the Dallas Power and Light buildings at 1506-1512 Commerce Street and the re-advertisement for new bids - Financing: No cost consideration to the City **[03-3143; APPROVED AS AN INDIVIDUAL ITEM]**

LAND MISCELLANEOUS

3. Authorize a twenty-year lease agreement, plus two ten-year renewal options, with The Jet Center of Dallas, LLC of approximately 46,369 square feet of land, improved with an aircraft hangar and ramp at Dallas Executive Airport - Estimated Revenue: \$33,839 annually **[03-3144; APPROVED]**
4. Authorize a second amendment to the lease agreement with Garland Management Corporation, to renew, extend and amend the lease at 3306 W. Walnut, Suite 500 for the Women, Infants and Children Clinic for an additional eighty-four months from December 1, 2003 through November 30, 2010 - Not to exceed \$310,167 - Financing: Texas Department of Health Grant Funds (subject to annual appropriations) **[03-3145; APPROVED]**

ADDENDUM

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

PURCHASING OF EQUIPMENT, SUPPLIES AND SERVICES

5. Authorize the rental of four billboards to promote WRR Radio for a twelve-month period from December 1, 2003 through November 30, 2004 with the lowest responsible bidder of three - Lamar Advantage Outdoor Company LP - Not to exceed \$72,000 - Financing: WRR Current Funds **[03-3146; APPROVED]**

MISCELLANEOUS

6. Authorize settlement of a lawsuit, styled Fran Sharpe v. City of Dallas, Cause No. 03-04673 - \$14,000 - Financing: Current Funds **[03-3147; APPROVED]**
7. An ordinance amending Chapter 31 of the Dallas City Code to create an offense for possessing a shopping cart at a location other than the premises of the retail establishment that owns the shopping cart, with certain defenses; to require a retail establishment to place identification on its shopping carts and a notice that possession of the shopping cart off of the premises of the retail establishment is an offense; and to establish a recovery fee - Financing: No cost consideration to the City **[03-3148; ORDINANCE 25439; APPROVED AS AN INDIVIDUAL ITEM]**
8. Authorize **(1)** a second amendment to the contract with Texas Commission on Environmental Quality to accept additional grant funds to operate additional whole air samplers as part of the PM 2.5 air monitoring activities in Dallas, and; **(2)** execution of the grant agreement - Not to exceed \$260,131, from \$248,000 to \$508,131 - Financing: Texas Commission on Environmental Quality Grant Funds **[03-3149; APPROVED]**
9. Authorize application for a grant from the Federal Emergency Management Agency to purchase smoke detectors to be installed in single-family dwellings and to provide fire prevention education to children - Not to exceed \$100,000 - Financing: Assistance for Firefighters Grant Funds (\$70,000) and Current Funds (\$30,000) **[03-3150; APPROVED]**
10. Authorize the issuance of tax-exempt bonds in an amount not to exceed \$60,500,000, by Housing Options, Inc., a public facilities corporation created by the Housing Authority of the City of Dallas to finance acquisition of 1,097 multifamily units to be owned by DHEOP, LLC - Financing: No cost consideration to the City **[03-3151; APPROVED AS AN INDIVIDUAL ITEM]**

ADDENDUM

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

MISCELLANEOUS (Continued)

11. Authorize approval of the Floodplain Management Study, prepared by Freese and Nichols, Inc., for the Elm Fork of the Trinity River, Daniels and Wesco Creeks, and Richards Branch to adopt the flood control and recreational options recommended - Financing: No cost consideration to the City **[03-3152; APPROVED AS AN INDIVIDUAL ITEM]**

ITEMS FOR INDIVIDUAL CONSIDERATION

12. Authorize settlement in lieu of proceeding further in condemnation for the acquisition of a 2.0164 acre tract of land for the extension of Houston Street and the realignment of Ross Avenue from Transcontinental Realty Investors, Inc., and authorize the conveyance of a driveway access easement - \$4,799,667 (in addition to \$4,075,333 previously deposited with the County Clerk of Dallas County) - Financing: 1995 Bond Funds (\$56,499), 1998 Bond Funds (\$1,293,168) and Center Operating Company, L.P. (\$3,450,000) in accordance with its Sports Arena TIF District obligations **[03-3153; APPROVED]**
13. Authorize an economic development grant agreement with the University of Texas (\$25,000) and the University of Oklahoma (\$25,000) as approved by the South Dallas/Fair Park Trust Fund Board on September 16, 2003, to promote local economic development associated with the annual Texas/Oklahoma football game held at the Cotton Bowl in Fair Park - Total not to exceed \$50,000 - Financing: South Dallas/Fair Park Trust Funds (via Mayor Miller) **[03-3154; APPROVED]**
14. Authorize **(1)** the acceptance of grant funds from the U.S. Department of Education to expand the Martin Luther King Community Technology Center program to include an educational project that will provide supplementary instructions in reading, language and mathematics to low-performing high school students throughout the City of Dallas for the period October 1, 2003 through September 30, 2004, and **(2)** execution of the grant agreement - Not to exceed \$403,409 - Financing: U.S. Department of Education Grant Funds (\$328,009) and In-Kind Contributions (\$75,400) **[03-3155; APPROVED]**

ADDENDUM

ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

15. Authorize a two-year extension and increase in the contract with Deloitte & Touche, LLP for annual enrollment and employee/retiree benefits administration services, as part of the hosting and maintenance agreement with Lawson Associates, Inc., for the period of January 1, 2004 through December 31, 2005 - Not to exceed \$600,000, from \$300,000 to \$900,000 - Financing: Employee Benefits Current Funds **[03-3156; APPROVED]**

16. Authorize a personal services contract with Robert E. Slavin to recruit candidates for the Dallas Police Chief position - Not to exceed \$25,000 - Financing: Current Funds **[03-3157; APPROVED]**