

**ADDENDUM
CITY COUNCIL MEETING
FEBRUARY 11, 2004
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A.M.**

ADDITIONS:

Closed Session

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

- Legal issues to City's Storm Water Program
- Legal issues involving sign kiosks in the Central Business District SPSP
- Legal issues related to Savage & Assoc., P.C. v. Tax Partners (In re Teligent Services Inc.), Adv. Pro. No. 03-03395 (Bankr. S.D.N.Y)
- City of Dallas v. Explorer Pipeline Co., et al., Cause No. 00-9678-H
- Charlie Sylvie v. City of Dallas, Cause No. 3:01-CV-1549-P in the US District Court; City of Dallas v. Charlie Sylvie, et al., Cause No. 01-9464
- City of Dallas v. Kenneth E. Albert, and related cases in Fifth District Court of Appeals, Cause No. 05-03-01297-CV; Cause No. 05-03-01298-CV; Cause No. 05-03-01299-CV; Cause No. 05-03-01300-CV; Cause No. 05-03-01310-CV; Cause No. 05-03-01334-CV

CONSENT ADDENDUM

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS

Authorization of Contracts

1. 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 four - \$1,000,000 - Financing: Demolition Reserve Funds
2. Authorize a contract for the construction of an access road to the new control tower at Dallas Executive Airport - Tiseo Paving Company, lowest responsible bidder of nine - \$1,697,279 - Financing: Aviation Capital Construction Funds

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ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS (Continued)

Contract Amendments

3. Authorize **(1)** an increase in the contract with Dee Brown, Inc. for the construction of stonework at the Nasher Sculpture Center in an amount not to exceed \$37,787, from \$197,970 to \$235,757, and **(2)** an increase in the contract with Omega Contracting Co., Inc. for the construction of concrete work in an amount not to exceed \$45,498, from \$473,297 to \$518,795, within the development agreement - Financing: No additional cost consideration to the City

4. Authorize **(1)** Supplemental Agreement No. 13 to the contract with Hunt Construction Group, Inc. for the Love Field Parking Garage, to increase the Guaranteed Maximum Price in an amount not to exceed \$1,749,847, from \$54,384,599 to \$56,134,446, increasing the total contract from \$55,538,764 to \$57,288,611, **(2)** a contract for the construction of Garage A architectural repairs with Azteca Enterprises, Inc., lowest responsible bidder of three in an amount not to exceed \$1,502,990, within the Guaranteed Maximum Price, **(3)** an increase in the contract with Ascom Transport Systems to install revenue system equipment delayed by repairs to Garage A in an amount not to exceed \$39,431, from \$1,859,511 to \$1,898,942, within the Guaranteed Maximum Price, and **(4)** assignment of the construction contract to Hunt Construction Group, Inc. for construction management - Total not to exceed \$1,749,847 - Financing: Aviation Capital Construction Funds

PURCHASING OF EQUIPMENT, SUPPLIES AND SERVICES

5. Authorize a thirty-six-month service contract for median and right-of-way maintenance with the lowest responsible bidders of ten - Good Earth, Corp. and Toledo Landscaping and Development, LLC - Not to exceed \$4,544,643 - Financing: Current Funds

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ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

MISCELLANEOUS

6. Authorize **(1)** application for and acceptance of the Violence Against Women Act Fund Grant in the amount of \$80,000, to provide victim services to domestic violence victims through the Family Advocacy Unit for the period of September 1, 2004 through August 31, 2005; **(2)** a cash match in the amount of \$48,049 (which represents an amount more than the required 25% grant match) for twelve months and; **(3)** execution of the grant agreement - Total not to exceed \$128,049 - Financing: Office of the Governor Criminal Justice Division State Grant Funds (\$80,000) and Current Funds (\$48,049) (subject to appropriations)
7. Authorize **(1)** application for and acceptance of the State Criminal Justice Planning (421) Fund grant to enhance the Dallas Environmental Enforcement Program to improve compliance and environmental quality for the period October 1, 2004 through September 30, 2005; and **(2)** execution of the grant agreement - \$49,812 - Financing: Office of the Governor Criminal Justice Division State Grant Funds
8. An ordinance amending Chapter 2, Section 2-17.2, of the Dallas City Code, regarding the Selection of City Auditor Nominating Commission to provide an optional procedure for the Mayor and City Council to re-appoint the City Auditor without creating a nominating commission - Financing: No cost consideration to the City
9. Authorize **(1)** establishment of the Nuisance Abatement Fund for the deposit of revenue from injunctive relief and civil penalties awarded to the City from criminal abatement cases under Chapter 125 of the Texas Civil Practice and Remedies Code and code enforcement cases under Chapter 54 and Section 211 of the Texas Local Government Code and **(2)** establishment of appropriations in an amount not to exceed \$70,000 in the Nuisance Abatement Fund - Financing: No cost consideration to the City

ITEMS FOR INDIVIDUAL CONSIDERATION

10. Authorize the establishment of the City of Dallas International Business Development Program pursuant to Chapter 380 of the Texas Local Governmental Code to be administered by the City of Dallas to promote economic development and to stimulate business and commercial activity in the City of Dallas - Financing: No cost consideration to the City

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ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

11. Authorize a three-year grant agreement with the World Affairs Council of Greater Dallas pursuant to the International Business Development Program for the period March 1, 2004 through February 28, 2007 - Not to exceed \$210,767 for the period from March 1, 2004 through February 28, 2005 - Financing: Current Funds (subject to annual appropriations for the period March 1, 2005 through February 28, 2007)
12. Authorize a moratorium on the acceptance of applications for, or issuance of, permits or certificates of appropriateness for kiosks - Financing: No cost consideration to the City
13. Authorize **(1)** the use of \$1,913,486 in 2003 Bond Funds for four projects recommended by the Single-Family Infrastructure Review Committee, to provide subordinate bond financing for street infrastructure development costs of new mixed income single-family subdivisions pursuant to the Single-Family Housing Infrastructure Development Bond Program and **(2)** the execution of participation agreements, private development contracts and deed restrictions in connection therewith (list attached) - \$1,913,486 - Financing: 2003 Bond Funds
14. Authorize a contract with Carleton Residential Properties for the sale of the Intown Housing Section 108 loan for Treymore at Cityplace located at 2101 Haskell - Estimated Revenue: \$657,877 (60% of loan value at the time of closing)
15. Authorize a contract with Search Financial Services, L.P. or an affiliate, for the sale of the Intown Housing Section 108 loan for the Kirby Building located at 1509 Main - Estimated Revenue: \$3,247,162 (60% of loan value at the time of closing)
16. An ordinance amending Chapter 13 of the Dallas City Code to create a new municipal court of record designated as the Community Court; to provide where the Community Court will conduct business; and to eliminate City Truancy Courts - Financing: No cost consideration to the City
17. Authorize a post-judgment settlement agreement in an attempt to collect on the City's judgment for civil penalties and demolition costs against WAK/TPRO, L.P. and WAK/TPRO Holdings, Inc. concerning the property located at 2630 52nd Street - Financing: No cost consideration to the City

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ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

18. An ordinance amending Chapter 2 of the Dallas City Code to authorize, in accordance with state law, the donation of outdated or surplus firefighting equipment, supplies, and materials to underdeveloped countries or to the Texas Forest Service for use by rural volunteer fire departments (Mayor Pro Tem Loza, Deputy Mayor Pro Tem Hill, and Councilmembers Salazar, Garcia, Chaney, Oakley, Griffith, Rasansky, and Blaydes)

DELETIONS:

27. Authorize **(1)** a public hearing to be held on February 25, 2004 to receive citizens' comments on the proposed private sale by quitclaim deed of the unimproved property located at 3604 Parnell Street acquired by the taxing authorities from the Sheriff's Sale to St. Philip's Neighborhood Development Corporation, a qualified non-profit organization and **(2)** at the close of the public hearing, consideration of approval of the sale of this property - Financing: No cost consideration to the City
29. Authorize a five-year lease agreement, with one two-year renewal option, with Southwest Celtic Music Association (Irish Fest) at Fair Park for the use of Fair Park facilities for festivals and/or shows - October 1, 2003 through September 30, 2004 (\$50,000); October 1, 2004 through September 30, 2005 (\$52,500); October 1, 2005 through September 30, 2006 (\$55,000); October 1, 2006 through September 30, 2007 (\$60,000); October 1, 2007 through September 30, 2008 (\$65,000) - Total Estimated Revenue: \$282,500
31. An application for and an ordinance granting an Historic Overlay District on property zoned a CA-1(A)-CP Central Area District Core Pedestrian Precinct for the Republic Bank Tower located on the northeast side of North Ervay Street between Bryan Street and Pacific Avenue
Recommendation of Staff and CPC: Approval, subject to preservation criteria
Z023-305 (JA)
35. An application for and an ordinance granting a Specific Use Permit for an Alcoholic Beverage Establishment use for a bar, lounge or tavern and a Commercial Amusement (inside) use for a Class A Dance Hall on property zoned a CR-MD-1 Community Retail District with a Modified Delta Overlay District on the northwest corner of Greenville Avenue and Sears Street
Recommendation of Staff and CPC: Approval, for a two-year period, subject to a site plan, and conditions
Z023-145 (WE)

Single-Family Housing Infrastructure Development Bond Program
Addendum Item #13

<u>Project Name</u>	<u>Location</u>	<u>Council District</u>
Cedar Oak Village	3000 ft North of Camp Wisdom on American Way (West of Westmoreland)	8
Cedar Creek Ranch	North of I-20 @ Bonnieview & Lancaster Road	8
KB College Terrace	Simpson Stuart Road SW of Bonnieview Road (approximately 1 mile West of I-45)	8
Kleberg Village	Southeast Dallas near Hwy 175 @ Southeast Corner of Kleberg & Edd Road	8