

AGENDA
CITY COUNCIL MEETING
AUGUST 11, 2004
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) **[04-2220]**

Agenda Item/Open Microphone Speakers **[04-2221]**

VOTING AGENDA

1. Approval of Minutes of the June 23, and June 28, 2004 City Council Meetings **[04-2222; DEFERRED 06/23/04; APPROVED THE 06/28/04]**

CONSENT AGENDA **[04-2223]**

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS

Engineering and Architectural Contracts

2. Authorize **(1)** a professional services contract with Washington Group International, Inc. to provide engineering services for bicycle and pedestrian enhancements, including a pedestrian bridge over Interstate 635, from Audelia Road to the LBJ/Skillman DART Transit Station, **(2)** the receipt and deposit of funds from the Texas Department of Transportation in an amount not to exceed \$168,807, and **(3)** an increase in appropriations in the amount of \$168,807 in the Capital Projects Reimbursement Fund - Total not to exceed \$211,009 - Financing: 2003 Bond Funds (\$42,202), Texas Department of Transportation Funds (\$168,807) **[04-2224; APPROVED]**

CONSENT AGENDA (Continued)

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS (Continued)

Engineering and Architectural Contracts (Continued)

3. Authorize a professional services contract with BOKA Powell LLC for an economic development plan and an architectural analysis plan for the Dallas Farmers Market - \$131,500 - Financing: 2003 Bond Funds **[04-2225; DELETED ON THE ADDENDUM]**

Authorization of Contracts

4. Authorize a contract for gabion erosion protection for the bridge at Tenison Park Glen Golf Course located at 3501 Samuell Boulevard - Craig Olden, Inc., lowest responsible bidder of three - \$176,718 - Financing: Park Improvement Funds **[04-2226; APPROVED]**
5. Authorize a contract for furniture and fixtures for the replacement Lancaster Kiest Branch Library located at 2008 E. Kiest Boulevard - Cultural Surroundings, only bidder - \$132,155 - Financing: 1998 Bond Funds **[04-2227; APPROVED]**
6. Authorize a contract for site work and utility construction at the new Animal Shelter located at 1701 N. Westmoreland Road - AUI Contractors, L.P., lowest responsible bidder of three - \$717,000 - Financing: 2003 Bond Funds **[04-2228; APPROVED]**
7. Authorize a contract with TXU Electric Delivery Company to provide burial of overhead power lines adjacent to the new Animal Shelter site located at 1701 N. Westmoreland Road - \$110,060 - Financing: 1998 Bond Funds **[04-2229; DEFERRED UNTIL 08/25/04]**
8. Authorize a contract for the construction of water and wastewater main replacements in the lower west White Rock Creek area, Phase 3 (list attached) - Atkins Bros. Equipment Co., Inc., lowest responsible bidder of four - \$3,976,749 - Financing: Water Utilities Capital Improvement Funds **[04-2230; APPROVED]**

Contract Amendments

9. Authorize Supplemental Agreement No. 2 to the contract with AYC Ltd. for the completion of electrical installation and install decorative marbles in base pool of sculpture at the Jack Evans Police Headquarters located at 1400 South Lamar - \$24,990, from \$210,000 to \$234,990 - Financing: 1998 Bond Funds **[04-2231; APPROVED]**
10. Authorize an increase in the contract with Tiseo Paving Company for the construction of additional reinforced concrete pavement and street lighting improvements on Trinity Mills Road from Midway Road to Dallas North Tollway - \$69,687, from \$584,440 to \$654,127 - Financing: Capital Projects Reimbursement Funds (to be reimbursed by Collin County) **[04-2232; APPROVED]**

CONSENT AGENDA (Continued)

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS (Continued)

Contract Amendments (Continued)

11. Authorize an increase in the contract with Starling Richardson Construction, Inc. to upgrade interior lighting fixtures and exterior windows of the Street Maintenance Facility at the Southeast Service Center located at 2721 Municipal Street - \$102,907, from \$3,618,512 to \$3,721,419 - Financing: 1985 Bond Funds **[04-2233; APPROVED]**
12. Authorize Supplemental Agreement No. 1 to the contract with Campos Engineering, Inc. for testing and balancing of the chilled water system improvements at the Dallas Convention Center - \$26,900, from \$451,200 to \$478,100 - Financing: Convention and Event Services Capital Construction Funds **[04-2234; APPROVED]**
13. Authorize Supplemental Agreement No. 1 to the professional services contract with Chiang, Patel and Yerby, Inc. to provide engineering services to update the 2000 Dallas Long Range Water Supply Plan - \$341,530, from \$799,574 to \$1,141,104 - Financing: Water Utilities Capital Construction Funds **[04-2235; POSTPONED UNTIL 08/25/04]**
14. Authorize an increase in the contract with Archer-Western Contractors, Ltd. for work associated with the basin complex and building improvements at the Central Wastewater Treatment Plant - \$411,285, from \$10,447,000 to \$10,858,285 - Financing: Water Utilities Capital Improvement Funds **[04-2236; APPROVED]**
15. Authorize an increase in the contract with Eagle Contracting, L.P. for anaerobic digester improvements at the Southside Wastewater Treatment Plant - \$130,067, from \$26,059,290 to \$26,189,357 - Financing: Water Utilities Capital Improvement Funds **[04-2237; APPROVED]**

Construction Miscellaneous

16. Authorize the City Manager to initiate a Request for Competitive Sealed Proposals project delivery method for repairs to the tower at the Tower Building at Fair Park - Financing: No cost consideration to the City **[04-2238; APPROVED]**
17. Authorize adoption of the 2004 Schedule "A" Prevailing Wage Rates for public building construction for the City of Dallas as the minimum acceptable on "public works" projects - Financing: No cost consideration to the City **[04-2239; APPROVED]**
18. Authorize adoption of the 2004 Schedule "B" Prevailing Wage Rates for public engineering (Highway/Heavy) construction for the City of Dallas as the minimum acceptable on "public works" projects - Financing: No cost consideration to the City **[04-2240; APPROVED]**

CONSENT AGENDA (Continued)

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS (Continued)

Construction Miscellaneous (Continued)

19. Authorize an Interlocal Agreement with the Texas Department of Transportation, Dallas, Garland and Northeastern Railroad Company, and Dallas Area Rapid Transit for paving improvements at the railroad crossing that intersects Shorecrest Drive southwest of Denton Drive - Financing: No cost consideration to the City **[04-2241; APPROVED]**
20. Authorize payment to Dallas County for the City's share of construction of paving, drainage, water and wastewater main improvements on Jim Miller Road from Loop 12 to Elam Road - \$1,221,776 - Financing: 1998 Bond Funds (\$950,000), Water Utilities Capital Improvement Funds (\$271,776) **[04-2242; APPROVED]**
21. Authorize the rejection of bids for the Love Field Main Terminal Building heating, ventilation, air conditioning and electrical system upgrade and renovation and the readvertisement for new bids - Financing: No cost consideration to the City **[04-2243; APPROVED]**
22. Authorize the rejection of bids for historical restoration of the facade of the Gulf States Building located at 1415 Main Street, and the readvertisement for new bids - Financing: No cost consideration to the City **[04-2244; APPROVED]**
23. Authorize a professional services contract with DMJM Aviation for engineering design services and preparation of construction documents for the Hensley Field Airfield improvements - \$328,335 - Financing: Hensley Field Funds **[04-2245; APPROVED]**
24. Authorize the acceptance of a Defense Economic Adjustment Assistance Grant from the Office of the Governor, Economic Development and Tourism Office for runway improvements at Hensley Field and execution of the grant agreement - \$462,222 - Financing: Texas Defense Economic Adjustment Assistance Grant Program Funds **[04-2246; APPROVED]**
25. Authorize **(1)** an agreement with Wood County Electric Cooperative for electric service to Lake Fork Pump Station, and **(2)** a contract with Wood County Electric Cooperative for the design and construction of a 30 megavolt-amp substation - \$2,700,000 - Financing: Water Utilities Capital Improvement Funds **[04-2247; APPROVED]**

CONSENT AGENDA (Continued)

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS (Continued)

Construction Miscellaneous (Continued)

Note: Item Nos. 26 & 27 must be considered collectively.

IH 20 Frontage Roads

26. * Authorize an Interlocal Agreement with the Texas Department of Transportation for the construction of IH 20 Frontage Roads from Bonnie View Road to J.J. Lemmon Road - \$3,686,165 - Financing: 2003 Bond Funds (\$2,923,905), 1998 Bond Funds (\$762,260) **[04-2248; APPROVED]**
27. * Authorize an Interlocal Agreement with the Texas Department of Transportation for the construction of IH 20 Frontage Roads from IH 35E to Lancaster Road - \$1,166,712 - Financing: 1998 Bond Funds **[04-2249; APPROVED]**

LAND ACQUISITION

28. Authorize settlement, in lieu of proceeding to a jury trial in an eminent domain case in the total amount of \$600,000, of which \$520,000 was previously authorized on May 9, 2001 by Resolution No. 01-1409, for the acquisition from BHP Investments, Inc. of approximately 4 acres of land improved with a 38-unit motel located near the intersection of Eighth and Corinth Streets needed for the Trinity River Corridor project - \$80,000 - Financing: 1998 Bond Funds **[04-2250; APPROVED]**
29. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Promociones Rio Nilo USA, Inc. of 23 acres of vacant land for the Elm Fork Soccer Complex project located near the intersection of Walnut Hill and Goodnight Lanes - \$2,750,000 - Financing: 1998 Bond Funds **[04-2251; APPROVED]**
30. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of 3 tracts of vacant land containing a total of approximately 87 acres for the Elm Fork Soccer Complex project located near the intersection of Walnut Hill and Goodnight Lanes (list attached) - \$7,110,463 - Financing: 1998 Bond Funds **[04-2252; APPROVED]**
31. Authorize the deposit of a Special Commissioners= Award for acquisition of an easement from Pop Investments, LLC containing approximately 4,999 square feet of land located near the intersection of State Highway 190 and Preston Road needed for the water main from the Highland elevated water tank to State Highway 190 - \$30,220 - Financing: Water Utilities Capital Construction Funds **[04-2253; APPROVED]**

CONSENT AGENDA (Continued)

LAND ACQUISITION (Continued)

32. Authorize settlement, in lieu of proceeding to a jury trial in an eminent domain case in the total amount of \$44,858, of which \$39,599 was previously authorized on March 28, 2001 by Resolution No. 01-0979, for the acquisition from Tamko Roofing Products, Inc. of 2 tracts of land containing approximately 24,623 square feet of land located near the intersection of Linfield Road and State Highway 310 needed for the South Central Addition Improvements project - \$5,259 - Financing: 1998 Bond Funds **[04-2254; APPROVED]**
33. Authorize settlement, in lieu of proceeding with condemnation, with William R. Floyd, Carolyn Coleman and William R. Floyd, Jr., for a tract of land containing approximately 6,250 square feet for the Singleton Boulevard Improvement project located near the intersection of Singleton Boulevard and Topeka Avenue - \$25,375 - Financing: 1995 Bond Funds **[04-2255; APPROVED]**

LAND MISCELLANEOUS

34. A resolution declaring approximately 2,429 square feet of undevelopable City-owned land located at 1901 Irving Boulevard near its intersection with Turtle Creek Boulevard, unwanted and unneeded and authorize its sale to Sawyer Development Group, L.P., the abutting owner - Revenue: \$9,792 **[04-2256; APPROVED]**
35. A resolution declaring approximately 2,433 square feet of undevelopable City-owned land located at 1901 Irving Boulevard near its intersection with Turtle Creek Boulevard, unwanted and unneeded and authorize its sale to TDG Events, Inc., the abutting owner - Revenue: \$9,808 **[04-2257; APPROVED]**
36. An ordinance abandoning a portion of a drainage easement to McHale Properties, Inc. and New Saint Paul Missionary Baptist Church, the abutting owners, containing approximately 18,965 square feet of land located near the intersection of Pensive Drive and Carry Back Circle, and authorizing the quitclaim - Revenue: \$5,000 plus the \$20 ordinance publication fee **[04-2258; ORDINANCE 25664; APPROVED]**
37. An ordinance abandoning a portion of an alley to True Lee Missionary Baptist Church, the abutting owner, containing approximately 2,621 square feet of land located near the intersection of Bertrand Avenue and Imperial Street, providing for the dedication of approximately 2,442 square feet of land needed for alley right-of-way, and authorizing the quitclaim - Revenue: \$5,000 plus the \$20 ordinance publication fee **[04-2259; ORDINANCE 25665; APPROVED]**
38. An ordinance granting a license to TPI, Inc. to install, operate and maintain self-service newsracks for the distribution of publications upon street rights-of-way not open to vehicular traffic - Revenue: \$5 per rack annually plus the \$20 ordinance publication fee **[04-2260; ORDINANCE 25666; APPROVED AS AN INDIVIDUAL ITEM]**

CONSENT AGENDA (Continued)

LAND MISCELLANEOUS (Continued)

39. An ordinance granting renewal of a revocable license to Gannett Satellite Information Network, Inc. to install, operate and maintain self-service newsracks for the distribution of publications on street rights-of-way not open to vehicular traffic - Revenue: \$5 per rack annually plus the \$20 ordinance publication fee **[04-2261; ORDINANCE 25667; APPROVED AS AN INDIVIDUAL ITEM]**
40. An ordinance granting renewal of a revocable license to Helen Gordon Interests, Ltd. to install, operate and maintain self-service newsracks for the distribution of publications on street rights-of-way not open to vehicular traffic - Revenue: \$5 per rack annually plus the \$20 ordinance publication fee **[04-2262; ORDINANCE 25668; APPROVED AS AN INDIVIDUAL ITEM]**
41. An ordinance granting renewal of a revocable license to Hearst Newspapers Partnership, L.P. to install, operate and maintain self-service newsracks for the distribution of publications on street rights-of-way not open to vehicular traffic - Revenue: \$5 per rack annually plus the \$20 ordinance publication fee **[04-2263; ORDINANCE 25669; APPROVED AS AN INDIVIDUAL ITEM]**
42. An ordinance granting renewal of a revocable license to Tribune Publishing, Inc. to install, operate and maintain self-service newsracks for the distribution of publications on street rights-of-way not open to vehicular traffic - Revenue: \$5 per rack annually plus the \$20 ordinance publication fee **[04-2264; ORDINANCE 25670; APPROVED AS AN INDIVIDUAL ITEM]**
43. An ordinance granting renewal of a revocable license to Mockingbird Press, Inc. to operate and maintain self-service newsracks for the distribution of publications on street rights-of-way not open to vehicular traffic - Revenue: \$5 per rack annually plus the \$20 ordinance publication fee **[04-2265; ORDINANCE 25671; APPROVED AS AN INDIVIDUAL ITEM]**
44. An ordinance granting a license to Lance Brennan to install, operate and maintain self-service newsracks for distribution of publications on street rights-of-way not open to vehicular traffic - Revenue: \$5 per rack annually plus the \$20 ordinance publication fee **[04-2266; ORDINANCE 25672; APPROVED AS AN INDIVIDUAL ITEM]**
45. An ordinance granting renewal of a revocable license to Dow Jones & Company, Inc. to install, operate and maintain self-service newsracks for the distribution of publications on street rights-of-way not open to vehicular traffic - Revenue: \$5 per rack annually plus the \$20 ordinance publication fee **[04-2267; ORDINANCE 25673; APPROVED AS AN INDIVIDUAL ITEM]**
46. An ordinance granting a license to Haas Publishing Companies, Inc. to install, operate and maintain self-service newsracks for the distribution of publications on street rights-of-way not open to vehicular traffic - Revenue: \$5 per rack annually plus the \$20 ordinance publication fee **[04-2268; ORDINANCE 25674; APPROVED AS AN INDIVIDUAL ITEM]**

CONSENT AGENDA (Continued)
LAND MISCELLANEOUS (Continued)

47. An ordinance granting renewal of a revocable license to La Subasta, Inc. to install, operate and maintain self-service newsracks for the distribution of publications on street rights-of-way not open to vehicular traffic - Revenue: \$5 per rack annually plus the \$20 ordinance publication fee **[04-2269; ORDINANCE 25675; APPROVED AS AN INDIVIDUAL ITEM]**
48. An ordinance granting a license to Park Cities News Corporation of Texas to install, operate and maintain self-service newsracks for distribution of publications on street rights-of-way not open to vehicular traffic - Revenue: \$5 per rack annually plus the \$20 ordinance publication fee **[04-2270; ORDINANCE 25676; APPROVED AS AN INDIVIDUAL ITEM]**
49. An ordinance granting a license to Urban Publishers, Inc. to install, operate and maintain self-service newsracks for distribution of publications on street rights-of-way not open to vehicular traffic - Revenue: \$5 per rack annually plus the \$20 ordinance publication fee **[04-2271; ORDINANCE 25677; APPROVED AS AN INDIVIDUAL ITEM]**
50. An ordinance granting renewal of a revocable license to The Dallas Morning News, L.P. to operate and maintain self-service newsracks for the distribution of publications on street rights-of-way not open to vehicular traffic - Revenue: \$5 per rack annually plus the \$20 ordinance publication fee **[04-2272; ORDINANCE 25678; APPROVED AS AN INDIVIDUAL ITEM]**
51. An ordinance granting renewal of a revocable license to Star-Telegram Operating, Ltd. to install, operate and maintain self-service newsracks for the distribution of publications on street rights-of-way not open to vehicular traffic - Revenue: \$5 per rack annually plus the \$20 ordinance publication fee **[04-2273; ORDINANCE 25679; APPROVED AS AN INDIVIDUAL ITEM]**
52. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, by Dallas Area Rapid Transit of a portion of a tract of land for construction of the Inwood Road Principal Arterial Street System project located at the intersection of Inwood and Forest Park Roads - Financing: No cost consideration to the City **[04-2274; APPROVED AS AN INDIVIDUAL ITEM]**
53. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, by Dallas Area Rapid Transit (DART) of 5 tracts of land for the construction of the DART Northwest Corridor Line Section of its Light Rail System located near the intersections of Kimsey at Denton Drives and Wycliff Avenue at Harry Hines Boulevard (list attached) - Financing: No cost consideration to the City **[04-2275; APPROVED]**
54. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, by Dallas Area Rapid Transit of portions of 2 tracts of land for construction of the Mockingbird Lane Principal Arterial Street System project located at the intersection of Mockingbird Lane and Cedar Springs Road (list attached) - Financing: No cost consideration to the City **[04-2276; APPROVED]**

CONSENT AGENDA (Continued)

LAND MISCELLANEOUS (Continued)

55. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, by Dallas Area Rapid Transit (DART) of 2 tracts of land for the construction of the DART Southeast Corridor Line Section of its Light Rail System located near the intersections of Hatcher at Kenilworth Streets and South Boulevard at Trunk Avenue (list attached) - Financing: No cost consideration to the City **[04-2277; APPROVED]**
56. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, by Dallas Area Rapid Transit of portions of 4 tracts of land for construction of the Lemmon Avenue Principal Arterial Street System project located near the intersection of Lemmon and Wycliff Avenues (list attached) - Financing: No cost consideration to the City **[04-2278; APPROVED]**
57. Authorize the quitclaim of 22 properties acquired by the taxing authorities from the Sheriff's Sale to the highest bidders (list attached) - Revenue: \$380,307 **[04-2279; APPROVED]**
58. An ordinance releasing non-tax City liens against 2 privately held vacant properties located at 2634 and 2638 Clymer Street, in exchange for Vecinos Unidos, Inc. paying all delinquent taxes, penalties and interest on the properties and providing affordable housing on the properties for low income households in accordance with the City's Land Transfer Policy and Program Statement - Estimated revenue foregone: \$12,503 **[04-2280; ORDINANCE 25698; APPROVED]**
59. Authorize a thirty-six-month renewal and extension of the lease agreement with Galt II, L.P. for the continued use of approximately 1,121 square feet of office space located at 8500 Stemmons Freeway to be used by the Police Department from September 1, 2004 through August 31, 2007 - \$53,820 - Financing: Current Funds (subject to annual appropriations) **[04-2281; APPROVED]**

PURCHASING OF EQUIPMENT, SUPPLIES AND SERVICES

60. Authorize an Interlocal Agreement with the City of Fort Worth to create a Cooperative Purchasing Program that allows the Cities of Dallas and Fort Worth to purchase from each other's contracts for goods and services when economical - Financing: No cost consideration to the City **[04-2282; APPROVED]**
61. Authorize the purchase of the Lee Marion Butts, Sr. Photographic Collection for the Central Library from Florence Butts - Sole Source - Not to exceed \$152,385 - Financing: Kahn Trust Funds **[04-2283; APPROVED]**

CONSENT AGENDA (Continued)

PURCHASING OF EQUIPMENT, SUPPLIES AND SERVICES (Continued)

62. Authorize the purchase of six plasma monitors, mounting kits, and speaker sets, for the display of information for visitors of the Dallas Convention Center from the lowest responsible bidder of twelve - Perlmutter Purchasing Power - Not to exceed \$60,354 - Financing: Convention and Event Services Current Funds **[04-2284; APPROVED]**
63. Authorize a thirty-six-month Citywide maintenance agreement at fixed prices to provide 24-hour/7 days a week service on computer terminals and printers, including control units and peripheral equipment with the most advantageous proposer of two - Data Applications Corporation - Not to exceed \$465,000 - Financing: Current Funds (subject to annual appropriations) **[04-2285; APPROVED]**
64. Authorize Supplemental Agreement No. 1 to the Master Lease Agreement with Dell Marketing L.P. to lease computer hardware - \$1,000,000, from \$4,000,000 to \$5,000,000 - Financing: Current Funds **[04-2286; APPROVED AS AN INDIVIDUAL ITEM]**
65. Authorize the purchase of ten thermal imaging camera systems for the Dallas Fire Department from the lowest responsible bidder of four - ADH Marketing - Not to exceed \$128,500 - Financing: Homeland Security Grant Funds **[04-2287; APPROVED]**
66. Authorize a thirty-six-month service contract to **(1)** investigate and provide solutions for increasing billable revenues for Dallas Water Utilities and **(2)** repair and replace defective water meters with the only proposer - Utility Revenue Management Company, Inc. - Estimated Annual Net Revenue: \$940,000 **[04-2288; APPROVED AS AN INDIVIDUAL ITEM]**
67. Authorize a thirty-six-month service contract for janitorial services at the Dallas Convention Center, Reunion Arena and Farmers Market with the lowest responsible bidder of seven - United Building Maintenance, Inc. - Not to exceed \$7,872,076 - Financing: Convention and Event Services Current Funds (subject to annual appropriations) **[04-2289; APPROVED]**
68. Authorize a sixty-month service contract for janitorial services at City Hall and various locations including police stations, police storefronts, service centers and libraries with the lowest responsible bidder of nine - United Building Maintenance, Inc. - Not to exceed \$8,475,278 - Financing: Current Funds (\$7,836,815) and Water Utilities Current Funds (\$638,463) **[04-2290; APPROVED]**
69. Authorize **(1)** participation in the U.S. Communities Government Purchasing Alliance Administrative Agreement, and **(2)** a twenty-four-month price agreement for janitorial equipment and supplies - Not to exceed \$766,000 - Financing: Current Funds **[04-2291; APPROVED]**

CONSENT AGENDA (Continued)

RATIFICATION OF EMERGENCY REPAIRS

70. Ratify emergency roof replacement and repairs on the Fire Department Clothing Store, Building "P" located at 5000 Dolphin Road - Castro Roofing of Texas, Inc., lowest responsible bidder of three - \$135,000 - Financing: 1998 Bond Funds
[04-2292; APPROVED]

MISCELLANEOUS

71. Authorize application for and acceptance of Federal Aviation Administration Airport Improvement Grant Funds for eligible costs associated with the airfield surfaces repair project at Dallas Love Field Airport - Not to exceed \$3,353,333 - Financing: Federal Aviation Administration Airport Improvement Program Grant Funds
[04-2293; APPROVED]
72. Authorize **(1)** the acceptance of a grant from the U. S. Environmental Protection Agency (EPA) and **(2)** a Financial Assistance Agreement with the EPA for the assessment grant for Brownfields, to provide funding for Phase I and II environmental site assessments - Not to exceed \$200,000 - Financing: U. S. Environmental Protection Agency Funds **[04-2294; APPROVED]**
73. Authorize a boundary adjustment agreement with the City of Mesquite for property owned by the Lawson Road Baptist Church along E. Lawson Road to allow all of the church property to be located within the corporate limits of the City of Dallas - Financing: No cost consideration to the City **[04-2295; APPROVED]**
74. An ordinance authorizing a correction to Ordinance No. 25574 for a Planned Development District for a public school other than an open enrollment charter school and MF-2(A) Multifamily District uses on the northeast corner of the intersection of Beckley Avenue and Ninth Street, including property on the east corner of Ninth Street and Storey Street and property north of Ninth Street and Crawford Street to correct the conditions related to off-street parking (Z034-139) - Financing: No cost consideration to the City **[04-2296; ORDINANCE 25680; APPROVED]**

Note: Item Nos. 75 & 76 must be considered collectively.

Cedars TIF District

75. * Authorize **(1)** a development agreement with Bennett Miller Town Homes LP to provide for public use infrastructure replacement and enhancements related to the redevelopment of 1500, 1506, and 1510 McKee Street in Tax Increment Financing Reinvestment Zone Number Four, (Cedars TIF District), in an amount not to exceed \$41,950; and **(2)** the establishment of appropriations in the amount of \$41,950 in the Cedars TIF District Fund - Total not to exceed \$41,950 - Financing: Cedars TIF District Funds (to be advanced by a private developer and reimbursed from the Cedars TIF District Fund) **[04-2297; APPROVED AS AN INDIVIDUAL ITEM]**

CONSENT AGENDA (Continued)

MISCELLANEOUS (Continued)

Note: Item Nos. 75 & 76 must be considered collectively.

Cedars TIF District (continued)

76. * A resolution declaring the intent of Tax Increment Financing Reinvestment Zone Number Four, (Cedars TIF District), to reimburse Bennett Miller Town Homes LP for funds advanced pursuant to a development agreement with Bennett Miller Town Homes LP in an amount not to exceed \$41,950 plus interest, for public use infrastructure replacement and enhancements related to the redevelopment of 1500, 1506, and 1510 McKee Street in the Cedars TIF District - \$41,950 - Financing: To be advanced by a private developer and reimbursed solely from the Cedars TIF District Fund; accrued interest on private funds to be repaid solely from the Cedars TIF District Fund **[04-2298; APPROVED AS AN INDIVIDUAL ITEM]**
77. Authorize a contract with AIDS Interfaith Network, Inc., to provide a citywide HIV/AIDS education, outreach, and prevention program targeting primarily high-risk African American and Hispanic populations for the period October 1, 2004 through September 30, 2005, with an option to renew for two additional one-year terms - Not to exceed \$90,000 - Financing: 2004-05 Community Development Grant Funds (\$75,000) (subject to appropriations) and Current Funds (\$15,000)(subject to appropriations) **[04-2299; APPROVED]**
78. Authorize contracts with recipients of the 2004-05 Emergency Shelter Grant Funds allocated to the City of Dallas for the period October 1, 2004 through September 30, 2005 (list attached) - Not to exceed \$464,658 - Financing: 2004-05 Emergency Shelter Grant Funds (subject to appropriations) **[04-2300; APPROVED]**
79. Authorize an Interlocal Agreement with the Dallas County Health and Human Services Department for services of an epidemiologist to identify and report on the number of new cases of HIV/AIDS for the period October 1, 2004 through September 30, 2005 - Not to exceed \$44,484 - Financing: Current Funds (subject to appropriations) **[04-2301; APPROVED]**
80. Authorize the first twelve-month renewal option to the contract with Homeward Bound, Inc. to provide residential substance abuse treatment to low-income and uninsured adults for the period October 1, 2004 through September 30, 2005 - Not to exceed \$99,442 - Financing: Current Funds (subject to appropriations) **[04-2302; APPROVED]**
81. Authorize Supplemental Agreement No. 2 to the Interlocal Agreement with Dallas County, to reallocate funds from the Supportive Services and Program Administration categories to the Housing Facilities Operation category of the Housing Opportunities for Persons with AIDS funds contracted to Dallas County under the FY 2001-02 Consolidated Plan Budget, with no change to the total contract amount - Financing: No cost consideration to the City **[04-2303; APPROVED]**

CONSENT AGENDA (Continued)

MISCELLANEOUS (Continued)

82. Authorize the second twelve-month renewal option to the contract with Ward North America Holding, Inc. for workers' compensation and third party liability claims service for the period of October 1, 2004 through September 30, 2005 - \$2,743,000 - Financing: Workers' Compensation Current Funds (subject to appropriations) **[04-2304; DELETED ON THE ADDENDUM]**
83. Authorize **(1)** a public hearing to be held on October 13, 2004 to receive citizens' comments on the proposed City of Dallas FY 2004-05 Urban Land Bank Demonstration Program Plan and **(2)** at the close of the public hearing, consideration of approval of the City of Dallas FY 2004-05 Urban Land Bank Demonstration Program Plan - Financing: No cost consideration to the City **[04-2305; APPROVED]**
84. Authorize **(1)** a public hearing to be held on August 25, 2004 to receive citizens' comments on the proposed private sale by quitclaim deed of 22 unimproved properties acquired by the taxing authorities from the Sheriff's Sale to Dallas Neighborhood Alliance for Habitat, Inc., a qualified non-profit organization and **(2)** at the close of the public hearing, consideration of approval of the sale of these properties (list attached) - Financing: No cost consideration to the City **[04-2306; APPROVED]**
85. Authorize the acceptance of a grant from the Texas State Library for the continuation of interlibrary loan services for the period September 1, 2004 through August 31, 2005 and execution of the grant agreement - Not to exceed \$479,730 - Financing: Texas State Library and Archives Commission Grant Funds **[04-2307; APPROVED]**
86. Authorize adoption of the final FY 2004-05 Consolidated Plan Budget for U.S. Department of Housing and Urban Development (HUD) Grant Funds in the amount of \$41,372,781 and final FY 2003-04 Reprogramming Budget in the amount of \$779,018 and authorization to apply for, accept, and take actions to implement FY 2004-05 HUD grant funds for the following programs and estimated amounts: Community Development Block Grant (\$26,123,564), HOME Investment Partnerships Program (\$10,100,242), American Dream Down-Payment Initiative (\$1,164,409), Housing Opportunities for Persons with AIDS (\$3,192,000), and Emergency Shelter Grant (\$792,566) - Financing: U.S. Department of Housing and Urban Development Grant Funds **[04-2308; APPROVED AS AN INDIVIDUAL ITEM]**
87. Authorize a public hearing to be held on August 25, 2004 to receive citizens' comments in preparation of the FY 2004-05 Operating, Capital, Grant, and Trust budgets - Financing: No cost consideration to the City **[04-2309; APPROVED]**

CONSENT AGENDA (Continued)

MISCELLANEOUS (Continued)

88. Authorize the acceptance of the Dallas Police Department Victim Services/4 grant from the Office of the Governor, Criminal Justice Division in the amount of \$32,974 to adequately respond to victims of violent crime with needed aid, for the period July 1, 2004 through June 30, 2005, a local match in the amount of \$13,751, and execution of the grant agreement - Total not to exceed \$46,725 - Financing: Office of the Governor, Criminal Justice Division State Grant Funds (\$32,974) and Current Funds (\$13,751) **[04-2310; APPROVED]**
89. Authorize application for and acceptance of the 2004 Bulletproof Vest Partnership grant from the U.S. Department of Justice, Bureau of Justice Assistance for partial reimbursement of approved bulletproof vest purchases, for the period June 8, 2004 through September 30, 2008 - \$21,324 - Financing: U.S. Department of Justice, Bureau of Justice Assistance Grant Funds **[04-2311; APPROVED]**

2004 Omnibus Appropriations Local Law Enforcement Block Grant

Note: Item Nos. 90 & 91 must be considered collectively.

90. * Authorize the City of Dallas to submit a consolidated grant application between the City of Dallas and Dallas County in the amount of \$1,285,766 for the 2004 Omnibus Appropriations Local Law Enforcement Block Grant from the U. S. Department of Justice, Bureau of Justice Assistance, for crime prevention and improved public safety activities - City's share: \$900,036 (local cash match in the amount of \$100,004 will be required if awarded) Dallas County's share: \$385,730 (local cash match in the amount of \$42,859 will be required if awarded) - Financing: This action has no cost consideration to the City **[04-2312; APPROVED]**
91. * Authorize a public hearing to be held on October 13, 2004, to receive citizens' comments on the 2004 Omnibus Appropriations Local Law Enforcement Block Grant - Financing: No cost consideration to the City **[04-2313; APPROVED]**
92. Authorize an Interlocal Agreement with the North Central Texas Council of Governments for the user licensing rights for digital data from aerial photographs of surface features, including bridges, building footprints, lakes, parking lots, river edges, road edges, sidewalks and tree canopy for the City of Dallas - Total not to exceed \$218,000 - Financing: Current Funds **[04-2314; APPROVED]**

PUBLIC HEARINGS AND RELATED ACTIONS

ZONING CASES – CONSENT [04-2315]

93. An application for and an ordinance granting a TH-2(A) Townhouse District a portion of the site zoned an R-10(A) Single Family District and a resolution accepting deed restrictions volunteered by the applicant and an ordinance granting a Specific Use Permit for Private streets on property zoned an R-10(A) Single Family District, a TH-1(A) Townhouse District, and a TH-2(A) Townhouse District; and an ordinance terminating a part of and amending the conditions for Specific Use Permit No. 28 for an Electrical substation, on property on the north side of Northwest Highway, east of Thornberry Lane
Recommendation of Staff and CPC: Approval of a TH-2(A) Townhouse District on a portion of the site and a resolution accepting deed restrictions volunteered by the applicant; approval of a Specific Use Permit for Private streets for a permanent time period, subject to a site plan and conditions; and approval of an amendment to and the termination of a portion of Specific Use Permit No. 28 for an Electrical substation Z023-203 (RB) [04-2316; ORDINANCES 25681 AND 25682 AND 25683; CPC RECOMMENDATION FOLLOWED]
94. An application to expand and amend Specific Use Permit No. 1167 for a Community Service Center on property zoned an R-7.5(A) Single Family District with consideration given for a Planned Development District for a Community Service Center and associated uses and ordinances granting a Planned Development District and the termination of Specific Use Permit No. 1167 on property on the north and south sides of Lyola Street, west of Blunter Street
Recommendation of Staff and CPC: Approval of a planned development district, subject to a development plan and conditions and approval of the termination of Specific Use Permit No. 1167
Z023-159 (MM) [04-2317; ORDINANCE 25684 AND 25685; CPC RECOMMENDATION FOLLOWED]
95. An application for and an ordinance granting a Specific Use Permit for a Refuse transfer station on property zoned an IM Industrial Manufacturing District on the north line of Overton Road, West of IH 45
Recommendation of Staff and CPC: Approval for a two-year period, subject to a site plan, landscape plan, and conditions
Z034-105 (RB) [04-2318; ORDINANCE 25686; CPC RECOMMENDATION FOLLOWED]
96. An application for and an ordinance granting a Specific Use Permit for a Community service center on property zoned an MF-1(A) Multifamily District located on the west corner of Holly Hill Drive and Pineland Drive
Recommendation of Staff and CPC: Approval, for a two-year period with provisions for automatic renewal for additional two-year periods, subject to a site plan and conditions
Z034-195 (RB) [04-2319; ORDINANCE 25687; CPC RECOMMENDATION FOLLOWED]

ZONING CASES - CONSENT (Continued)

97. An application for and an ordinance granting a Specific Use Permit for a monopole tower/antenna for cellular communication on property zoned a CR Community Retail District on the north side of Elam Road, east of Southgate Lane and west of Sunburst Drive
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
Z034-215 (MM) [04-2320; ORDINANCE 25688; CPC RECOMMENDATION FOLLOWED]
98. An application for and an ordinance granting a Specific Use Permit for an open-enrollment charter school on property zoned an MU-1 Mixed Use District and Subarea 4 within Planned Development District No. 316, the Jefferson Area Special Purpose District, on the west side of Beckley Avenue, north of Sunset Boulevard
Recommendation of Staff: Approval for a two year period with eligibility for automatic renewals for additional five year periods, subject to a site plan and conditions
Recommendation of CPC: Approval for a five year period with eligibility for automatic renewals for additional five year periods, subject to a site plan and conditions
Z034-239 (DW) [04-2321; ORDINANCE 25689; CPC RECOMMENDATION FOLLOWED]
99. An application for and an ordinance granting a Specific Use Permit for an Auto Service Center in Subdistrict 2, Tract 1, of Planned Development District No. 535, the C.F. Hawn Special Purpose District No. 3, with a Dry Liquor Control Overlay on the southwest corner of the intersection of C.F. Hawn Freeway and St. Augustine Road
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
Z034-241 (MM) [04-2322; ORDINANCE 25690; CPC RECOMMENDATION FOLLOWED]
100. An application for and an ordinance granting a Planned Development District for CR Community Retail District uses and NO(A) Neighborhood Office District uses on property zoned an R-10(A) Single Family District on the south side of Forest Lane between Cromwell Drive and Marsh Lane
Recommendation of Staff: Approval of a CR Community Retail District in lieu of the request for a planned development district for CR and NO(A) uses
Recommendation of CPC: Approval, subject to a development plan and conditions
Z034-243 (MM) [04-2323; ORDINANCE 25691; CPC RECOMMENDATION FOLLOWED]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

ZONING CASES - INDIVIDUAL

101. An application for and an ordinance granting an NO(A) Neighborhood Office District on property zoned an R-7.5(A) Single Family District and a resolution accepting deed restrictions volunteered by the applicant on the east line of Jim Miller Road, north of Lovett Street
Recommendation of Staff: Denial
Recommendation of CPC: Approval, subject to deed restrictions volunteered by the applicant
Z034-231 (RB) [04-2324; CONTINUED UNTIL 08/25/04; HEARING OPEN]
102. An application for and an ordinance granting a TH-3(A) Townhouse District on property zoned a CR-D-1 Community Retail District with Dry Liquor Control Overlay on the southwest corner of intersection of Military Parkway and Sam Houston Road
Recommendation of Staff: Denial
Recommendation of CPC: Approval
Z034-240 (MM) [04-2325; CONTINUED UNTIL 08/25/04; HEARING OPEN]

ZONING CASES - DALLAS INDEPENDENT SCHOOL DISTRICT

103. An application for and an ordinance granting a Planned Development District for a public school other than an open-enrollment charter school and MF-1(A) Multifamily District uses on property zoned an MF-1(A) Multifamily District on the south side of Fair Oaks Avenue, east of Pineland Drive
Recommendation of Staff and CPC: Approval, subject to a development plan and conditions
Z034-223 (WE) [04-2326; CONTINUED UNTIL 08/25/04; HEARING OPEN]

BENEFIT ASSESSMENT HEARINGS

104. A benefit assessment hearing to receive citizens' comments for sidewalk paving, water and wastewater adjustments for Sidewalk Group 03-123, and at the close of the hearing, authorize an ordinance levying benefit assessments (list attached) - Financing: 2003 Bond Funds (\$41,650), Water Utilities Capital Construction Funds (\$800), Water Utilities Capital Improvement Funds (\$4,450) **[04-2327; ORDINANCE 25692; APPROVED]**

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS

105. A public hearing to receive citizens' comments concerning the renewal of the Prestonwood Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the Prestonwood Public Improvement District or the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District, and at the close of the hearing, consideration of **(1)** approval of a resolution renewing the Prestonwood Public Improvement District for a period of seven years, **(2)** approval of the Service Plan for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District; and **(3)** a management contract with the Prestonwood Homeowners Association, Inc., as the management entity for the Prestonwood Public Improvement District - Financing: No cost consideration to the City
[04-2328; APPROVED]

Private Sale of Unimproved Properties

Note: Item Nos. 106 & 107 must be considered collectively.

106. * A public hearing to receive citizens' comments on the proposed private sale and conveyance by quitclaim deed of 3 unimproved properties acquired by the taxing authorities from the Sheriff's Sale to Foundation for Housing Resources, Inc., a qualified non-profit organization - Financing: No cost consideration to the City
[04-2329; HEARING CLOSED]
107. * 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 3 unimproved properties acquired by the taxing authorities from a Sheriff's Sale to Foundation for Housing Resources, Inc., a qualified non-profit organization (list attached) - Revenue: \$3,496
[04-2329; APPROVED TWO PROPERTIES; DID NOT APPROVE 1818 EBBTIDE]
108. A public hearing to receive citizens' comments on the proposed amendment and reallocation of Housing Opportunities for Persons with AIDS funds contracted to Dallas County under the FY 2003-04 Consolidated Plan Budget and at the close of the hearing authorize acceptance of the amendment and reallocation of funds - Financing: No cost consideration to the City
[04-2330; HEARING CLOSED]

ITEMS FOR INDIVIDUAL CONSIDERATION

109. 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)
[04-2331; APPOINTMENT MADE TO BOARDS]
110. Authorize an amendment to Kaufman County Municipal Utility Districts No. 2 and No. 3 previously approved on October 8, 2003, by Resolution No. 03-2751 to amend district boundaries in accordance with the amendment petition filed with the City of Dallas on July 13, 2004 - Financing: No cost consideration to the City
[04-2332; APPROVED]

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

111. Authorize hardship relief for property located at 3530 W. Davis Street from the Ft. Worth Avenue moratorium on the acceptance of applications for building permits and 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 - Financing: No cost consideration to the City **[04-2333; APPROVED]**
112. Authorize hardship relief for property located at 1032 W. Commerce Street from the Ft. Worth Avenue moratorium on the acceptance of applications for building permits and 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 - Financing: No cost consideration to the City **[04-2334; APPROVED]**
113. Authorize hardship relief for property located at 201 Yorktown Street from the Ft. Worth Avenue moratorium on the acceptance of applications for building permits and 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 - Financing: No cost consideration to the City **[04-2335; APPROVED]**
114. Authorize hardship relief for property located at 2303 Beckley Avenue from the Ft. Worth Avenue moratorium on the acceptance of applications for building permits and 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 - Financing: No cost consideration to the City **[04-2336; APPROVED]**
115. Authorize hardship relief for property located at 2351 West Northwest Highway from the West Northwest Highway moratorium on the acceptance of applications for building permits and certificates of occupancy for non-residential properties within 500 feet of the north or south right-of-way line of West Northwest Highway, from Stemmons Freeway to Mixon Drive - Financing: No cost consideration to the City **[04-2337; APPROVED]**
116. Authorize hardship relief for property located at 3071 West Northwest Highway from the West Northwest Highway moratorium on the acceptance of applications for building permits and certificates of occupancy for non-residential properties within 500 feet of the north or south right-of-way line of West Northwest Highway, from Stemmons Freeway to Mixon Drive - Financing: No cost consideration to the City **[04-2338; APPROVED]**

ADDENDUM

ADDITIONS:

Closed Session **[04-2339; NO CLOSED SESSION HELD]**

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

- Anthony Lynn Curlin v. Daniel Earl Maples, Jr., et al., Cause No. 3:02-CV-1997-H

CONSENT ADDENDUM

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS

Construction Miscellaneous

1. An ordinance amending Chapter 43, Article VII, "Certain Uses of Public Right-of-Way", of the Dallas City Code, substituting the term "cash deposit" for the term "escrow fund"; and providing for waiver of the requirement for a performance bond, letters of credit, or cash deposits - Financing: No cost consideration to the City **[04-2340; ORDINANCE 25693; APPROVED]**

LAND MISCELLANEOUS

2. An ordinance abandoning a portion of Armstrong Avenue to Powerhouse Partners, Ltd., the abutting owner, containing approximately 4,069 square feet of land located at its intersection with Buena Vista Street and authorizing the quitclaim - Revenue: \$96,842 plus the \$20 ordinance publication fee **[04-2341; ORDINANCE 25694; APPROVED]**
3. Authorize a two-month extension to the lease agreement with 8035 East RLT, L.P. for approximately 7,439 square feet of office space located at 8035 East R. L. Thornton Freeway used by the Food Protection and Education program for the period August 1, 2004 through September 30, 2004 - Not to exceed \$18,598 - Financing: Current Funds **[04-2342; APPROVED]**

ADDENDUM

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

MISCELLANEOUS

4. Authorize settlement of the lawsuit styled Patricia Terry v. Jack R. Bragg, Jr. and City of Dallas, Cause No. 03-02882-K - \$15,000 - Financing: Current Funds **[04-2343; APPROVED]**
5. Authorize a professional services contract with PartnerSource, Inc. to evaluate the City's occupational injury programs including Workers' Compensation, wage supplementation, modified duty, leave of absence and paid time off - Not to exceed \$85,000 - Financing: Current Funds **[04-2344; APPROVED]**
6. Authorize Supplemental Agreement No. 5 to the professional services contract with the law firm of Carrington Coleman Sloman & Blumenthall, L.L.P. for additional legal services and related expenses necessary in the lawsuit styled Harold Cox, Shirley Davidson, Robert Stubblefield, Cynthia Herring, Eloise Edwards, Betty Curley and Leo Easter v. City of Dallas, Jeffrey A. Saitas, in his capacity as Executive Director of the Texas Natural Resource Conservation Commission, Herman Nethery and Terry Van Sickle, Civil Action No. 3:98-CV-0291-H, and any other proceeding relating to the subject matter of this lawsuit - Not to exceed \$145,000, from \$850,000 to \$995,000 - Financing: Current Funds **[04-2345; APPROVED]**
7. Authorize payment of additional attorneys fees to Michael M. Daniel pursuant to Plaintiffs' Motion for Post-Judgment Attorney's Fees in the lawsuit styled Harold Cox, Shirley Davidson, Robert Stubblefield, Cynthia Herring, Eloise Edwards, Betty Curley and Leo Easter v. City of Dallas, Herman Nethery and Terry Van Sickle, Civil Action No. 3:98-CV-0291-H consolidated with Civil Action No. 3:98-CV-1763-H - Not to exceed \$75,000, from \$282,390 to \$357,390 - Financing: Current Funds **[04-2346; APPROVED]**
8. Authorize an Interlocal Agreement with Dallas County Health and Human Services to provide mosquito testing for West Nile Virus through October 31, 2004 - Not to exceed \$5,000 - Financing: Current Funds (subject to appropriations) **[04-2347; APPROVED AS AN INDIVIDUAL ITEM]**
9. Authorize an Interlocal Agreement with the University of Texas Southwestern Medical Center at Dallas for an outreach program to facilitate access of persons with HIV/AIDS to medical and social services for the period October 1, 2004 through September 30, 2005 - Not to exceed \$80,000 - Financing: 2004-05 Housing Opportunities for Persons with AIDS Grant Funds (subject to appropriations) **[04-2348; APPROVED]**

ADDENDUM

ADDITIONS: (Continued)

PUBLIC HEARINGS AND RELATED ACTIONS

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

10. An application for a Planned Development District for a CR-D-MD-1 Community Retail District with a Dry Liquor Control Overlay and a Modified Delta Overlay, an MF-2(A)-D-MD-1 Multifamily District with a Dry Liquor Control Overlay and a Modified Delta Overlay, an MC-D-MD-1 Multiple Commercial District with a Dry Liquor Control Overlay and a Modified Delta Overlay and UC-1 Urban Corridor District uses on property zoned a CR-MD-1 Community Retail District with a Modified Delta Overlay, an MF-2(A)-D-MD-1 Multifamily District with a Dry Liquor control overlay and a Modified Delta Overlay and an MC-D-MD-1 Multiple Commercial District with a Dry Liquor control overlay and a Modified Delta Overlay, bounded by Greenville Avenue, Alta Street, Summit Avenue and Lewis Street with consideration given to and an ordinance granting a Planned Development District for MF-2(A) Multifamily District uses, TH-2(A) Townhouse District uses, and certain retail uses with retention of the D Dry Liquor Control Overlay and the MD-1 Modified Delta Overlay and a CR-MD-1 Community Retail District with a Modified Delta Overlay, an MF-2(A)-MD-1 Multifamily District with a Modified Delta Overlay and an MC-MD-1 Multiple Commercial District with a Modified Delta Overlay
Recommendation of Staff: Approval, subject to a conceptual plan and conditions
Recommendation of CPC: Approval, subject to a conceptual plan and conditions
Z034-147 (WE) [04-2349; HEARING CLOSED; ORDINANCE TO COME BACK 08/25/04]
Note: This item was considered by the City Council at a public hearing on June 23, 2004, and was remanded to the City Plan Commission for ordinance development prior to being considered by the City Council at a public hearing on August 11, 2004.

ITEMS FOR INDIVIDUAL CONSIDERATION

11. Authorize hardship relief for property located at 901 Ft. Worth Avenue from the Ft. Worth Avenue moratorium on the acceptance of applications for building permits and 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 - Financing: No cost consideration to the City [04-2350; APPROVED]

ADDENDUM

ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

12. A resolution imposing a moratorium on building permits and certificates of occupancy for general merchandise or food store uses with a floor area of 100,000 square feet or more (Mayor Pro Tem Loza, Deputy Mayor Pro Tem Hill, Councilmembers Rasansky, Blaydes, Greyson, Salazar, Lill, Griffith, Finkelman, Chaney, Fantroy, Garcia, and Oakley via Mayor Miller) **[04-2351; APPROVED]**

13. An ordinance amending CHAPTER 40A, "RETIREMENT," of the Dallas City Code; defining terms; setting the rate of contribution to the City Employees' Retirement Fund to 6-1/2 percent for members and 11 percent for the City until October 1, 2005; providing authorization and procedures for the Employees' Retirement Fund Board to annually increase or decrease those contribution rates, beginning October 1, 2005, based on actuarial determinations and fixed formulas, without the need of any Council action, member vote, or citywide election; requiring notice to the City of the modified contribution rates and providing procedures by which the City may review and challenge those rates; codifying the Board's policies and procedures relating to the Fund's actuarial process; beginning March 1, 2005, increasing the size of the Employees' Retirement Fund Board from five members to seven members, increasing from three to four the number of Board members required to constitute a quorum and to approve actions, and extending the terms of the three employee-elected members of the Board from two years to three years; requiring City Council approval before the Board may grant temporary or permanent discretionary adjustments to retirement benefits over and beyond the regular cost-of-living increases; correcting section references to the term "qualified recipient"; and authorizing Chapter 40A to be amended by ordinance adopted by the City Council and approved by the Board and the voters of the City - Financing: No cost consideration to the City **[04-2352; ORDINANCE 25695; APPROVED]**

November 2, 2004 Special Election

14. * An ordinance amending Ordinance No. 20231, as amended, adopting new and revised election precincts - Financing: This action has no cost consideration to the City **[04-2353; ORDINANCE 25696; APPROVED]**

15. * An ordinance ordering a special election to be held in the City of Dallas on November 2, 2004, for the purpose of submitting to the qualified voters of the City proposed amendments to Chapter 40A, "Retirement," of the Dallas City Code - Financing: This action has no cost consideration to the City **[04-2354; ORDINANCE 25697; APPROVED]**

ADDENDUM

ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

November 2, 2004 Special Election (Continued)

16. * A resolution authorizing **(1)** a joint election agreement and election services contract between the City of Dallas and Dallas County, for the conduct of a joint election to be held on Tuesday, November 2, 2004 and **(2)** an increase in appropriations in the amount of \$650,000 in Elections' departmental budget - \$650,000 - Financing: Contingency Reserve Funds (to be reimbursed by the Employees' Retirement Fund) **[04-2355; APPROVED]**
17. * A resolution approving the appointment of citizens to serve as election judges for the November 2, 2004 joint election - Financing: This action has no cost consideration to the City **[04-2356; APPROVED]**
18. * A resolution authorizing the Mayor to appoint an ad hoc City Council canvassing committee to review the returns of the November 2, 2004, special election, and submit a canvass report to the full City Council on Wednesday, November 10, 2004 - Financing: This action has no cost consideration to the City **[04-2357; APPROVED]**

DELETIONS:

3. Authorize a professional services contract with BOKA Powell LLC for an economic development plan and an architectural analysis plan for the Dallas Farmers Market - \$131,500 - Financing: 2003 Bond Funds **[04-2225]**
82. Authorize the second twelve-month renewal option to the contract with Ward North America Holding, Inc. for workers' compensation and third party liability claims service for the period of October 1, 2004 through September 30, 2005 - \$2,743,000 - Financing: Workers' Compensation Current Funds (subject to appropriations) **[04-2304]**