

**ADDENDUM  
CITY COUNCIL MEETING  
JANUARY 12, 2005  
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.)

- Erubiel Cruz, et al. v. Mark DeLaPaz, et al., Cause No. 3:02-CV-0649-K
- Victor Alvarado DeLeon v. City of Dallas, et al., Cause No. 3:02-CV-1097-K
- Jacinto Jesus Mejia v. City of Dallas, Cause No. 3:03-CV-0352-K
- Lorenzo Escamilla v. City of Dallas, et al., Cause No. 3:03-CV-0848-K
- Betty Jenkins v. Mark DeLaPaz, et al., Cause No. 3:03-CV-0810-K
- George Sifuentez v. City of Dallas, et al., Cause No. 3:03-CV-0961-K
- Yvonne Gywn v. Mark DeLaPaz, et al., Cause No. 3:03-CV-2121-K
- Everett & Grogan v. David Larsen, et al., Cause No. 3:04-CV-0192-K
- Chavez, et al. v. DeLaPaz, et al., Cause No. 3:04-CV-0510-K
- Pineda v. City of Dallas, et al., Cause No. 3:04-CV-0071-K
- Legal issues involving sexually oriented business license for 2461 N. Stemmons Freeway

CONSENT ADDENDUM

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS

Contract Amendments

1. Authorize Supplemental Agreement No. 2 to the professional services contract with Carter & Burgess, Inc. for assistance with the preparation of the City of Dallas' Municipal Separate Storm Sewer System permit re-application - \$146,206, from \$463,528 to \$609,734 - Financing: Current Funds (to be reimbursed by Storm Water Drainage Management Funds)

Construction Miscellaneous

2. Authorize rescinding the contract with Key Construction for historic facade restoration of the building at 1530 Main Street (Dallas National Bank Building) and the readvertisement for new bids - Financing: No cost consideration to the City

**ADDENDUM  
CITY COUNCIL MEETING  
JANUARY 12, 2005**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

LAND MISCELLANEOUS

3. A resolution declaring approximately 5,212 square feet of undevelopable City-owned land located on Hillcrest Road near its intersection with Starbuck Drive, unwanted and unneeded and authorize its sale to Magen David Congregation, the abutting owner - Revenue: \$18,763
4. An ordinance abandoning a portion of the old Hillcrest Road to Magen David Congregation, the abutting owner, containing approximately 9,486 square feet of land located near its intersection with Starbuck Drive, and authorizing the quitclaim - Revenue: \$30,830 plus the \$20 ordinance publication fee

MISCELLANEOUS

5. Authorize a professional services contract with the law firm of Hunton & Williams for legal services and related expenses necessary in the lawsuit styled Terrell Bolton v. City of Dallas, Texas, and City Manager Teodoro Benavides, in his official and individual capacities, Civil Action No. 3-04-CV-0501-R and any other proceeding relating to the subject matter of this lawsuit - Not to exceed \$150,000 - Financing: Current Funds
6. Authorize Supplemental Agreement No. 1 to the professional services contract with the Law Offices of Deborah Hankinson PC, for legal services necessary in the lawsuit styled City of Dallas v. Kenneth E. Albert, et al, Case No. 05-03-01297-CV, and any other proceedings relating to the subject matter of this litigation - Not to exceed \$50,000, from \$60,000 to \$110,000 - Financing: Current Funds
7. Authorize settlement of the lawsuit styled Shirley Duran v. City of Dallas and United National Insurance Company v. City of Dallas, Cause No. 03-11256-H - \$50,000 - Financing: Current Funds
8. Authorize a public hearing to be held on February 23, 2005 to receive citizens' comments on the reallocation of \$232,547 in Housing Opportunities for Persons with AIDS Grant Funds in the FY 1990-00 Consolidated Plan Budget - Financing: No cost consideration to the City

**ADDENDUM  
CITY COUNCIL MEETING  
JANUARY 12, 2005**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

MISCELLANEOUS (Continued)

9. Authorize the Retail Recruitment Initiative Criteria establishing the Implementation Policy for the City of Dallas Main Street District Initiative Loan and Grant Program pursuant to Chapter 380 of the Texas Local Governmental Code to promote economic development and to stimulate business and commercial activity within the downtown retail core area - Financing: No cost consideration to the City

PUBLIC HEARINGS AND RELATED ACTIONS

ZONING CASES - CONSENT

10. An application for and an ordinance granting a Planned Development District for MF-2(A) Multifamily District uses; CR Community Retail District uses; TH-3(A) Townhouse District uses; private recreation center, club or area; open spaces; and a private street on property zoned an MF-2(A) Multifamily District, a CR Community Retail District, a TH-3(A) Townhouse District and an R-7.5(A) Single Family District on the east line of Abrams Road, south of Forest Lane  
Recommendation of Staff and CPC: Approval, subject to a conceptual plan, development plan, and conditions  
Z045-106 (WE)
11. An application for and an ordinance granting a Planned Development Subdistrict for MF-3 Multiple Family Subdistrict uses on property zoned an MF-2 Multiple Family Subdistrict, MF-3-D Multiple Family Subdistrict with a D Dry Liquor Control Overlay and Planned Development Subdistrict 30 for Multiple Family Subdistrict uses with SUP No. 1376 for a Community Service Center within Planned Development District No. 193, the Oak Lawn Special Purpose District, in an area bounded by Reagan Avenue, Brown Street, Shelby Avenue and Fairmount Avenue, and an ordinance granting the removal of SUP No. 1376 on a portion of the site  
Recommendation of Staff and CPC: Approval, subject to a conceptual plan and conditions with retention of the D Dry Liquor Control Overlay and approval of the removal of Specific Use Permit No. 1376 on a portion of the site  
Z034-303 (WE)

**ADDENDUM  
CITY COUNCIL MEETING  
JANUARY 12, 2005**

ADDITIONS: (Continued)

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

ZONING CASES - CONSENT (Continued)

12. An application for and an ordinance granting an amendment to, and expansion of, Planned Development Subdistrict No. 30 for Multiple Family Subdistrict Uses, and an ordinance granting an amendment to, and expansion of, Specific Use Permit No. 1376 for a Community service center on property zoned an MF-2 Multiple Family Subdistrict and Planned Development Subdistrict No. 30 in Planned Development District No. 193, the Oak Lawn Special Purpose District, on the north corner of Reagan Street and Brown Street  
Recommendation of Staff and CPC: Approval of an amendment to and expansion of Planned Development Subdistrict No. 30 and approval of an amendment to and expansion of Specific Use Permit No. 1376, subject to a site plan and conditions  
Z045-115 (RB)

ZONING CASES - INDIVIDUAL

13. A City Plan Commission authorized hearing to determine proper zoning on property zoned a CA-1(A) Central Area District on the southwest corner of Cadiz Street and Ervay Street with consideration given to a Planned Development District for a homeless assistance center and those uses allowed in a CA-1(A) Central Area District and ordinances granting a Planned Development District and a Specific Use Permit for a homeless assistance center  
Recommendation of Staff and CPC: Approval of a Planned Development District for CA-1(A) Central Area District uses and a homeless assistance center use subject to a conceptual plan and conditions and approval of a Specific Use Permit for a homeless assistance center use for a period to end January 31, 2006, subject to a site plan and conditions  
Z045-144 (DC)

DEVELOPMENT CODE AMENDMENT

14. Consideration of amendments to Chapters 51 and 51A of the Dallas Development Code to create a new use for a homeless assistance center and establish appropriate standards for the use with consideration also given to amending the standards for an overnight general purpose shelter use and an ordinance implementing the amendments  
Recommendation of Staff: Approval  
Recommendation of CPC: No change  
DCA 045-006

**ADDENDUM  
CITY COUNCIL MEETING  
JANUARY 12, 2005**

ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION

15. Authorize the acceptance of a settlement agreement and conveyance from Hamsher International, Ltd. of approximately 17,400 square feet of land improved with a 7-story parking garage located at the intersection of Commerce and Harwood Streets in lieu of approximately \$709,592 in delinquent hotel occupancy taxes and water liens, plus the City's proportionate share of ad valorem taxes - Financing: No cost consideration to the City
16. A resolution increasing the annual base salary of Acting City Manager, Mary K. Suhm, to \$250,000, and rescinding the compensation provisions of Resolution No. 04-3567, previously approved on December 20, 2004 (Mayor Miller)
17. A resolution endorsing the River of Trade Corridor Coalition, a coalition comprised of community and business representatives all along IH-35 and IH-30 from Laredo to Texarkana, via Dallas, which is commonly referred to as the historic North American Free Trade Agreement (NAFTA) Trade Corridor, and its initiative to ensure the NAFTA trade industry's long-term use of the historic NAFTA Trade Corridor - Financing: No cost consideration to the City
18. Authorize **(1)** a correction to the personnel records of three employees to change their employment status from "temporary" to "permanent"; and, **(2)** payment of associated City pension contributions and interest to the Employees' Retirement Fund - Total not to exceed \$17,190 - Financing: Current Funds (\$7,110), Building Inspection Current Funds (\$10,080)
19. Authorize a Pension Obligation Bond Agreement with the Employees' Retirement Fund of the City of Dallas in anticipation of Pension Obligation Bond issuance - Financing: No cost consideration to the City

DELETION:

53. An application for and an ordinance granting an amendment to, and an expansion of, Planned Development District No. 640 for an Open enrollment charter school on property zoned an MU-1 Mixed Use District, an MF-2(A) Multifamily District, and Planned Development District No. 640 on properties on all four corners at the intersection of Annex Avenue and Bryan Street  
Recommendation of Staff and CPC: Approval, subject to a development plan and conditions  
Z034-302 (WE)