

**ADDENDUM
CITY COUNCIL MEETING
FEBRUARY 23, 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.)

- Legal issues regarding federal litigation arising from and related to URSB orders, including James v. City of Dallas, Case No. 3:98-CV-0436-R (N.D. Tex.); and Bell et al. v. City of Dallas, Consol. Case No. 3:95-CV-0383-R (N.D. Tex.) and Appellate Case No. 04-10818 (5th Cir.), and related matters
- Legal issues involving collection of hotel taxes

CONSENT ADDENDUM

LAND MISCELLANEOUS

1. Authorize an eighty-four-month lease agreement with Cash Flow Management, Inc. for approximately 3,600 square feet of office space located in Santa Fe Place at 1110 South Santa Fe Trail in Duncanville, to be used as a Women, Infants and Children Clinic for the period April 1, 2005 through March 31, 2012 - Total not to exceed \$384,480 - Financing: Department of State Health Services Grant Funds (subject to annual appropriations)

PURCHASING OF EQUIPMENT, SUPPLIES AND SERVICES

2. Authorize exercise of the twelve-month renewal option to the professional services contract with The Pathfinder Group for a marketing income program to generate additional income for the City - The Pathfinder Group will receive 12% of the value of each negotiated marketing partnership - Estimated Revenue: \$2,500,000

MISCELLANEOUS

3. An ordinance amending Chapter 12A of the Dallas City Code to exclude from certain city financial disclosure requirements the municipal officers and City Council candidates who are required to file financial disclosure statements under Chapter 145 of the Texas Local Government Code - Financing: No cost consideration to the City

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ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

MISCELLANEOUS (Continued)

4. Authorize settlement of the lawsuits styled **(1)** Erubiel Cruz et al. v. City of Dallas, Civil Action No. 3:02-CV-0649-K, **(2)** Lorenzo Escamilla v. City of Dallas, Civil Action No. 3:03-CV-0848-K, **(3)** Jacinto Jesus Mejia v. City of Dallas, Civil Action No. 3:03-CV-0352-K, **(4)** Isreal Pineda v. City of Dallas, Civil Action No. 3:04-CV-0071-K, **(5)** George Sifuentez v. City of Dallas, Civil Action No. 3:03-CV-0961-K - Total not to exceed \$5,615,000 - Financing: Current Funds
5. Authorize payment of legal fees to **(1)** Brian O'Shea, Attorney at Law in the amount of \$20,212, the law firm of Sorrells and Udashen in the amount of \$29,155, and Tona Trollinger, Attorney at Law in the amount of \$41,759, for legal services rendered in the lawsuit styled Thomas Wayne Williams v. City of Dallas, Daniel Earl Maples, Jr., Quentis Ray Roper, Civil Action No. 3:02-CV-1662-H; and, **(2)** Brian O'Shea, Attorney at Law in the amount of \$58,743, the law firm of Sorrells and Udashen in the amount of \$26,175, and Tona Trollinger, Attorney at Law in the amount of \$52,047, for legal services rendered in the lawsuit styled Anthony Lynn Curlin v. Daniel Earl Maples, Jr., Quentis Ray Roper, Sean Moses and City of Dallas, Civil Action No. 3:02-CV-1997-H - Total not to exceed \$228,091 - Financing: Current Funds
6. Authorize a membership agreement with Texas Conference of Urban Counties Aggregation Project, Incorporated d/b/a Public Power Pool (P3) to negotiate and procure electricity on behalf of the City for a third term from July 1, 2005 through December 31, 2006 - Financing: No cost consideration to the City
7. Authorize amendments to the contract with Texas Commission on Environmental Quality to **(1)** change the effective dates from September 1, 2004 through August 31, 2005, to October 21, 2004 through December 31, 2005; and **(2)** include the statement that the City agrees to operate and maintain whole air samplers for the period September 1, 2004 through December 31, 2004 - Financing: No cost consideration to the City
8. Authorize the Criteria for Evaluating Proposed Tax Increment Financing Districts to expand economic development efforts to other areas of the City to stimulate redevelopment and increase the tax base - Financing: No cost consideration to the City

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ADDITIONS: (Continued)

PUBLIC HEARINGS AND RELATED ACTIONS

ZONING CASES - CONSENT

9. An application for and an ordinance granting a CR Community Retail District on property zoned an MF-1(A) Multifamily District, on the north line of Dixon Avenue at Wullschleger Lane
Recommendation of Staff: Approval of an NS Neighborhood Service District in lieu of a CR Community Retail District
Recommendation of CPC: Approval, subject to deed restrictions volunteered by the applicant
Z045-125(WE)

DEVELOPMENT CODE AMENDMENTS - CONSENT

10. Consideration of amendments to Article VII, "Sign Regulations," of Chapter 51A, the Dallas Development Code, to revise the regulations regarding political signs to conform with current State law and an ordinance implementing the amendments
Recommendation of Staff and CPC: Approval
DCA 045-007

SPECIAL PROVISION SIGN DISTRICT

11. An application for and an ordinance granting an amendment to, and expansion of, the Victory Special Provision Sign District generally located east of Stemmons Freeway and north of Woodall Rodgers Freeway
Recommendation of Staff and CPC: Approval
SPSD 045-001(SR)
12. A resolution authorizing the sale of approximately 2,500 square feet of unneeded and unwanted City-owned land to LB 1200 Main, LP located near the intersection of Main and Field Streets - Revenue: \$181,000

Note: Addendum Item No. 12 must be considered after Agenda Item Nos. 72 and 73.

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ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION

13. Authorize hardship relief for property located at 3101 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
14. Authorize adoption of the City's Federal Legislative Agenda for the 109th Congress as recommended by the Governmental and Minority Affairs Committee - Financing: No cost consideration to the City

May 7, 2005 Election Items

15. * An ordinance ordering a general election to be held in the City of Dallas on Saturday, May 7, 2005, for the purpose of electing 14 members of the City Council to represent Districts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, and 14 for the term beginning June 13, 2005 - Financing: This action has no cost consideration to the City
16. * An ordinance ordering a special election to be held in the City of Dallas on Saturday, May 7, 2005, for the purpose of submitting to the qualified voters of the City proposed amendments to the Dallas City Charter - Financing: This action has no cost consideration to the City
17. * A resolution authorizing **(1)** a joint election agreement and election services contract between the City of Dallas, Dallas County, and various other jurisdictions within Dallas, Collin, and Denton Counties, for the conduct of a joint election to be held on Saturday, May 7, 2005; and, **(2)** an extension of the agreement for a runoff election, if necessary, to be held on Saturday, June 4, 2005 - \$980,000 - Financing: Current Funds
18. * A resolution approving the appointment of citizens to serve as election judges for the May 7, 2005, joint election and the June 4, 2005, runoff election, if necessary - Financing: This action has no cost consideration to the City
19. * A resolution authorizing the Mayor to appoint an Ad Hoc City Council Canvassing Committee to review the returns of the May 7, 2005, general and special election, and submit a canvass report to the full City Council on Sunday, May 15, 2005 - Financing: This action has no cost consideration to the City

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ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

ITEMS FOR FURTHER CONSIDERATION

20. An ordinance amending Chapter 41A of the Dallas City Code to reduce the annual fee for a sexually oriented business license from \$4,800 to \$1,400 - Estimated Annual Revenue Loss: (\$130,000)

DELETIONS:

53. Authorize a ten-year use agreement, with two five-year renewal options, with Dolfin Swim School, Inc. for capital improvements and use of the swimming pool at Walnut Hill Park located at 4141 Walnut Hill Lane - Financing: No cost consideration to the City
69. A public hearing to receive citizens' comments to amend the City of Dallas Thoroughfare Plan to change the dimensional classification of Haskell Boulevard from Lemmon Avenue to Main Street to a three-lane eastbound roadway within 65 feet of right-of-way, and at the close of the hearing, authorize an ordinance implementing the change - Financing: No cost consideration to the City
79. Authorize a resolution in support of Texas Department of Housing and Community Affairs award of Low Income Housing Tax Credits for the new construction of the Churchill at Clifford multifamily development located at the northwest quadrant of Justice Way and Storey Lane - Financing: No cost consideration to the City
80. Authorize a resolution in support of Texas Department of Housing and Community Affairs award of Low Income Housing Tax Credits for the new construction of Residence at the Oaks Phase II senior multifamily development to be located at 2740 Duncanville Road - Financing: No cost consideration to the City
82. Authorize a resolution in support of Texas Department of Housing and Community Affairs award of Low Income Housing Tax Credits for the new construction of Westridge Senior Apartments multifamily development to be located at 3900 South R. L. Thornton - Financing: No cost consideration to the City
85. Authorize a resolution in support of Texas Department of Housing and Community Affairs award of Low Income Housing Tax Credits for the new construction of Lake June Villas multifamily development to be located at 9621 Lake June Road - Financing: No cost consideration to the City