

**ADDENDUM
CITY COUNCIL MEETING
MAY 11, 2005
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A.M.**

ADDITIONS:

1. Approval of Minutes of the April 13, 2005 City Council Meeting

Closed Session

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

- Erubial Cruz, et al. v. Mark DeLaPaz, et al., Cause No. 3:02-CV-0649-K
- Yvonne Gwyn v. Mark DeLaPaz, et al., Cause No. 3:03-CV-2121-K
- Environmental Conservation Organization v. City of Dallas, Cause No. 3:03-CV-2951-M and in the administrative proceeding styled Administrative Order Docket Nos. CWA-06-2004-1911 and RCRA-06-2004-0907
- Legal issues related to James, et al. v. City of Dallas, Case No. 3:98-CV-00436 (N.D. Tex.); and Bell et al. v. City of Dallas, Consol. Case No. 3:95-CV-00383 (N.D. Tex.) and Appellate Case No. 4-10818 (5th Cir.), and related matters

CONSENT ADDENDUM

PURCHASING OF EQUIPMENT, SUPPLIES AND SERVICES

2. Authorize a twelve-month price agreement for the installation of full body auto decal sets for Police patrol cars with the lowest responsible bidder of three - Chroma-Tone, Inc. - Not to exceed \$75,984 - Financing: Current Funds

RATIFICATION OF EMERGENCY PURCHASE

3. Ratify an emergency purchase of approximately 272 feet of 96-inch pipe to repair a water main located between the East Side Water Treatment Plant and the Jim Miller Pump Station - Hanson Pipe & Products - Not to exceed \$225,670 - Financing: Water Utilities Capital Improvement Funds

MISCELLANEOUS

4. Authorize the issuance of tax-exempt financing by the Manvel Cultural Educational Facilities Finance Corporation in an amount not to exceed \$7,250,000 for the acquisition of a 4.66 acre tract of land located at the northwestern corner of the intersection of Field Street and Woodall Rodgers Freeway for cultural facilities for the Dallas Museum of Natural History Association - Financing: No cost consideration to the City

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ADDITIONS: (Continued)

PUBLIC HEARINGS AND RELATED ACTIONS

ZONING CASES - CONSENT

5. An application for and an ordinance granting an R-5(A) Single Family district on property zoned Planned Development district No. 304 for a police training facility and water storage and utilities, generally located on the northwest corner of the intersection of Interstate Highway 20 and Interstate Highway 45, east of J. J. Lemmon Road
Recommendation of Staff and CPC: Approval
Z034-250(DC)

ITEMS FOR INDIVIDUAL CONSIDERATION

6. Authorize payment to Design Professionals Insurance Company for the legal services of Capshaw, Goss, Bowers, L.L.P. related to the lawsuit styled Bencor Corporation of America Foundation Specialist, et al. v. Manhattan Construction Company, Inc. v. Austin Commercial, Inc., Cause No. 3:03-CV-2821-M involving a construction claim related to the Dallas Convention Center Expansion and Renovation 2002 Project - Not to exceed \$250,000 - Financing: Convention Center Revenue Contingency Funds
7. Authorize **(1)** settlement of the lawsuit styled Bencor Corporation of America Foundation Specialist, et al. v. Manhattan Construction Company, Inc. v. Austin Commercial, Inc., Cause No. 3:03-CV-2821-M involving a construction claim related to the Dallas Convention Center Expansion and Renovation 2002 Project; **(2)** payment to Manhattan Construction Company, Inc. for the city's contribution towards the settlement of this lawsuit in an amount not to exceed \$2,077,188; **(3)** release of the previously authorized remaining contract balance of \$858,976 to Manhattan Construction Company, Inc., pursuant to the terms of the settlement agreement; and **(4)** an increase in appropriations in an amount not to exceed \$2,077,188 in the Convention Center Revenue Contingency Funds - Total not to exceed \$2,077,188 - Financing: Convention Center Revenue Contingency Funds
8. An ordinance amending Chapter 18 of the Dallas City Code to lower the allowed height at which vegetation may project over sidewalks from 15 feet to 8 feet above the ground - Financing: No cost consideration to the City (via Mayor Miller)