

**AGENDA**  
**CITY COUNCIL MEETING**  
**OCTOBER 12, 2005**  
**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) **[05-2890]**

Agenda Item/Open Microphone Speakers **[05-2891]**

**VOTING AGENDA**

1. Approval of Minutes of the September 28, 2005 City Council Meeting **[05-2892; APPROVED]**

**CONSENT AGENDA** **[05-2893]**

**AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS**

**Engineering and Architectural Contracts**

2. Authorize a professional services contract with Halff Associates, Inc. for surveying services, master planning, construction documents and construction administration services at White Rock Creek Greenbelt trail from Northwest Highway to Valley View Park - \$61,465 - Financing: 2003 Bond Funds **[05-2894; APPROVED]**

CONSENT AGENDA (Continued)

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS (Continued)

Engineering and Architectural Contracts (Continued)

3. Authorize a professional services contract with Brown, Reynolds, Watford Architects, Inc. for preparation of a master plan for the Trinity River Sam Houston Springs property located at 1200 Pemberton Hill - \$70,000 - Financing: 1998 Bond Funds **[05-2895; APPROVED]**

Authorization of Contracts

4. Authorize a contract for the installation of storm water interceptors at the Southwest Service Center located at 2411 Valleria Street and the Southeast Service Center located at 2761 Municipal Street - Goldsmith Construction Company, lowest responsible bidder of four - \$226,262 - Financing: 2004 Certificates of Obligation **[05-2896; APPROVED]**
5. Authorize a contract for site improvements including a playground, site furnishings and Americans with Disabilities Act access at Bickers Park located at 1400 Bickers - A S Con., Inc., lowest responsible bidder of four - \$167,700 - Financing: 2003 Bond Funds **[05-2897; APPROVED]**
6. Authorize a contract for the construction of a parking lot addition for the athletic complex at Kiest Park, Phase II located, at 3080 South Hampton Road - Riverway Contractors and Management, Inc., lowest responsible bidder of six - \$247,227 - Financing: 2003 Bond Funds **[05-2898; APPROVED]**
7. Authorize (1) a contract for the construction of the terminal apron repairs at Dallas Love Field with Gibson & Associates, Inc., lowest responsible bidder of four, in an amount not to exceed \$1,848,662, and (2) the establishment of appropriations in an amount not to exceed \$2,519,528 in the Federal Aviation Administration Airport Improvement Program Grant Funds - Total not to exceed \$1,848,662 - Financing: Aviation Capital Construction Funds (\$462,166), Federal Aviation Administration Airport Improvement Grant Funds (\$1,386,496) **[05-2899; APPROVED]**

Contract Amendments

8. Authorize an increase in the contract with Jeske Construction Company for additional trail improvements and bridge rail modifications at Katy Trail, Phase II - \$215,098, from \$1,978,483 to \$2,193,581 - Financing: Cityplace TIF District Funds **[05-2900; APPROVED]**

CONSENT AGENDA (Continued)

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS (Continued)

Contract Amendments (Continued)

East Dallas VeloWay Phase I  
(Tenison Trail)

Note: Item Nos. 9, 10, and 11  
must be considered collectively.

9. \* Authorize (1) Supplemental Agreement No. 1 to the contract with Carter & Burgess, Inc. to provide additional engineering and environmental services for bicycle and pedestrian enhancements on Phase I of the East Dallas VeloWay (Tenison Trail) from Winsted Drive to Glasgow Street in the amount of \$212,550, from \$156,113 to \$368,663, (2) the receipt and deposit of funds from the Texas Department of Transportation in an amount not to exceed \$170,040; and, (3) an increase in appropriations in the amount of \$170,040 in the Capital Projects Reimbursement Fund - Total not to exceed \$212,550 - Financing: 2003 Bond Funds (\$42,510), Texas Department of Transportation Funds (\$170,040) **[05-2901; APPROVED]**
10. \* Authorize Supplemental Agreement No. 1 to the Local Project Advanced Funding Agreement with the Texas Department of Transportation for the design and construction of Phase I of the East Dallas VeloWay (Tenison Trail) from Winsted Drive to Glasgow Street to amend the project scope and transfer project responsibilities - Financing: This action has no cost consideration to the City **[05-2902; APPROVED]**
11. \* Authorize a License Agreement with Dallas Area Rapid Transit for the joint use of the right-of-way on the Southern Pacific rail corridor for bicycle and pedestrian enhancements on Phase I of the East Dallas VeloWay (Tenison Trail) from Winsted Drive to Glasgow Street - Financing: This action has no cost consideration to the City **[05-2903; APPROVED]**

Construction Miscellaneous

12. Authorize the rejection of bids received for the asbestos abatement at the Polk-Wisdom Library located at 7151 Library Lane and the re-advertisement for new bids - Financing: No cost consideration to the City **[05-2904; APPROVED]**

LAND MISCELLANEOUS

13. Authorize a thirty-year lease agreement, with one ten-year renewal option, with ExecHangar RBD LC for approximately 3.2 acres of unimproved land at Dallas Executive Airport - Estimated Annual Revenue: \$18,404 **[05-2905; APPROVED]**

CONSENT AGENDA (Continued)  
LAND MISCELLANEOUS (Continued)

14. A resolution authorizing the conveyance of 4 drainage easements containing a total of approximately 1,665 square feet of land to the City of Garland for the construction and maintenance of storm water drainage facilities across City-owned land at Lake Ray Hubbard located near the intersection of Chaha Road and Marvin Loving Drive - Revenue: \$1,000 **[05-2906; APPROVED]**
15. A resolution authorizing a reduction of the minimum bid requirement from \$38,000 to \$19,000 for an unwanted and unneeded tract of City-owned land containing approximately 33,403 square feet located at the intersection of Fireside Drive and Prairie Creek Road - Financing: No cost consideration to the City **[05-2907; APPROVED]**
16. A resolution authorizing a reduction of the minimum bid requirement from \$980,000 to \$500,000 for an unwanted and unneeded tract of City-owned property improved with the Southern Skates Skating Rink, containing approximately 87,367 square feet of land located near the intersection of Ledbetter Drive and Sunnyvale Street - Financing: No cost consideration to the City **[05-2908; POSTPONED FOR 60 DAYS]**
17. A resolution authorizing a reduction of the minimum bid requirement from \$462,000 to \$325,000 for an unwanted and unneeded tract of City-owned land containing approximately 76,918 square feet located near the intersection of Wheatland and Clark Roads - Financing: No cost consideration to the City **[05-2909; APPROVED]**
18. A resolution authorizing the sale of approximately 7,391 square feet of City-owned land adjacent to North Houston Street between the Dallas North Tollway and Hi Line Drive to the only bidder, Anland 2A, L.P. - Revenue: \$134,212 **[05-2910; APPROVED]**
19. A resolution authorizing the sale of approximately 12,202 square feet of unwanted and unneeded City-owned land located at the intersection of Pennsylvania Avenue and US Highway 175 to the highest bidder, Franklin Harris - Revenue: \$15,100 **[05-2911; APPROVED]**
20. A resolution declaring approximately 32,229 square feet of City-owned land unwanted and unneeded located near the intersection of Winding Creek Road and Schafer Street and authorize its advertisement for sale by sealed bids with a minimum bid of \$200,000 - Financing: No cost consideration to the City **[05-2912; POSTPONED UNTIL 10/26/05]**
21. A resolution authorizing the sale of approximately 6,843 square feet of unwanted and unneeded City-owned land located at the intersection of Poplar Street and Waldron Avenue to the only bidder, Maria Hicks - Revenue: \$10,160 **[05-2913; APPROVED]**
22. A resolution authorizing the sale of approximately 10,101 square feet of unwanted and unneeded City-owned land located at the intersection of Starbuck Drive and Hillcrest Road to the highest bidder, I. Mazal Hagaj - Revenue: \$10,555 **[05-2914; APPROVED]**

CONSENT AGENDA (Continued)  
LAND MISCELLANEOUS (Continued)

23. Authorize an environmental deed restriction prohibiting exposure to and the use of groundwater without the express written pre-approval of the State of Texas under a portion of Marsh Lane containing approximately 29,764 square feet of land near its intersection with Forest Lane, subject to the application for and receipt of an Innocent Landowner Certificate in favor of the City for the affected site from the Texas Commission on Environmental Quality - Revenue: \$37,700 **[05-2915; APPROVED]**

PURCHASING OF EQUIPMENT, SUPPLIES AND SERVICES

24. Authorize the fourth and final year of the contract with Deloitte Consulting Outsourcing, LLC, in association with Lawson Associates, Inc., Kronos Incorporated and Business Software, Inc., to provide the annual hosting and maintenance for the Human Resources Information System - Not to exceed \$1,034,369, from \$9,870,533 to \$10,904,902 - Financing: Current Funds **[05-2916; POSTPONED FOR 60 DAYS]**
25. Authorize a twenty-four-month master agreement to provide infant care products for women, infants and children in the Women, Infants and Children program with the only bidder - eBusiness Services - Not to exceed \$119,400 - Financing: Texas Department of State Health Services Grant Funds **[05-2917; APPROVED]**
26. Authorize an increase in the contract with United Elevator Service to provide the modernization of two elevators at Union Station - Not to exceed \$244,175, from \$2,453,547 to \$2,697,722 - Financing: Convention and Event Services Current Funds **[05-2918; APPROVED]**
27. Authorize a twenty-four-month professional services contract to provide investment strategy services with the most advantageous proposer of five - First Southwest Asset Management, Inc. - Not to exceed \$80,000 - Financing: Current Funds **[05-2919; APPROVED AS AN INDIVIDUAL ITEM]**
28. Authorize a twenty-four-month service contract for the installation of traffic components with the lowest responsible bidder of two - Durable Specialties, Inc. - Not to exceed \$3,780,000 - Financing: Current Funds (\$600,000), 2003 Bond Funds (\$3,180,000) **[05-2920; APPROVED]**
29. Authorize a thirty-six-month master agreement for liquid carbon dioxide, rental of chemical tanks and maintenance of existing tanks with the only bidder - BOC Gases - Not to exceed \$1,297,500 - Financing: Water Utilities Current Funds **[05-2921; APPROVED AS AN INDIVIDUAL ITEM]**

MISCELLANEOUS

30. Authorize Supplemental Agreement No. 1 to the professional services contract with Economists.com in connection with the lawsuit styled City of Dallas, Texas v. Hanover Insurance Company, Cause No. 04-11911-G - Not to exceed \$25,000, from \$50,000 to \$75,000 - Financing: Current Funds **[05-2922; APPROVED]**

CONSENT AGENDA (Continued)

MISCELLANEOUS (Continued)

31. Authorize settlement of the lawsuit styled Jamie L. Patterson v. Donald M. Lehman and City of Dallas, Cause No. CC-05-02936-C - \$6,000 - Financing: Current Funds **[05-2923; APPROVED]**
  
32. Authorize Supplemental Agreement No. 7 to the contract with the Dallas Convention and Visitors Bureau to promote the City of Dallas and the North Texas area as a location for the production of motion pictures, and television films - \$200,000 - Financing: Convention and Event Services Current Funds (\$140,000) and Current Funds (\$60,000) **[05-2924; APPROVED]**
  
33. An ordinance amending Chapter 42A and repealing Chapter 35 of the Dallas City Code to (1) provide portable restroom requirements for special events; (2) provide for recovery of the City's cost of installing no parking signs and traffic control devices for special events; (3) revise the fee structure for special events involving commercial filming activities; (4) provide additional insurance requirements for special events; (5) expand the grounds for denial and revocation of special event permits; (6) regulate events on City Hall Plaza as special events; and, (7) make certain nonsubstantive changes - Financing: No cost consideration to the City **[05-2925; ORDINANCE 26136; APPROVED]**
  
34. An ordinance creating a new subdistrict for townhouse uses on property within Subarea A of Planned Development District No. 468, the Oak Cliff Gateway Special Purpose District, located on the north side of Greenbriar Lane, west of Zang Boulevard and a resolution accepting deed restrictions volunteered by the applicant - Z034-301(WE) - Financing: No cost consideration to the City **[05-2926; POSTPONED UNTIL 10/26/05]**
  
35. Authorize assignment of the real property tax abatement agreement, previously approved on November 13, 1996, by Resolution No. 96-3643 to MM Industrial Stoneridge I LP, which has agreed to assume all of the terms and conditions outlined in the agreement for property at 8801 Autobahn (Stoneridge #7) and 8701 Autobahn (Stoneridge #8) in accordance with the terms of the agreement - Financing: No cost consideration to the City **[05-2927; APPROVED]**
  
36. Authorize an amendment to Resolution Nos. 03-3385 and 03-3386 previously approved on December 8, 2003, as amended, to change the name of the contracting party from Ervay Residential Partner, Inc., to Ervay Residential Limited Partnership for the redevelopment of Republic Center Tower I located at 300 Ervay Street, located in Tax Increment Financing Reinvestment Zone Five (City Center TIF District) - Financing: No cost consideration to the City **[05-2928; APPROVED AS AN INDIVIDUAL ITEM]**
  
37. Authorize (1) a public hearing to be held on October 26, 2005 to receive citizens' comments to consider the creation of a tax increment financing reinvestment zone for the Grand Park South area (Grand Park South TIF District) under the authority of the Tax Increment Financing Act, as amended (V.T.C.A, Tax Code Chapter 311); and at the close of the hearing, (2) consideration of an ordinance creating the Grand Park South TIF District - Financing: No cost consideration to the City **[05-2929; APPROVED AS AN INDIVIDUAL ITEM]**

CONSENT AGENDA (Continued)

MISCELLANEOUS (Continued)

38. Authorize (1) a public hearing to be held on October 26, 2005 to receive citizens' comments to consider the creation of a tax increment financing reinvestment zone for the Skillman Corridor area (Skillman Corridor TIF District) under the authority of the Tax Increment Financing Act, as amended (V.T.C.A, Tax Code Chapter 311); and at the close of the hearing, (2) consideration of an ordinance creating the Skillman Corridor TIF District - Financing: No cost consideration to the City **[05-2930; APPROVED]**
39. Authorize a twelve-month contract, with two twelve-month renewal options, with Phoenix Houses of Texas, Inc. for outpatient substance abuse treatment services for low-income and uninsured adolescents for the period October 1, 2005 through September 30, 2006 - Not to exceed \$75,000 - Financing: Current Funds **[05-2931; APPROVED]**
40. Authorize (1) the acceptance of a grant from the U.S. Department of Homeland Security under the 2005 Assistance to Firefighters Grant for the purchase of specialized rescue equipment, training of members to the appropriate level, and the purchase and installation of interoperable communications equipment in the amount of \$1,318,912; and, (2) the City's share in the amount of \$329,728 - Total not to exceed \$1,648,640 - Financing: U.S. Department of Homeland Security Assistance to Firefighters Grant Funds (\$1,318,912), Current Funds (\$329,728) **[05-2932; APPROVED]**
41. Authorize the payment of certification and testing fees to the Texas State Commission on Fire Protection for the appropriate certification levels of each uniformed Fire Department employee - Not to exceed \$43,125 - Financing: Current Funds **[05-2933; APPROVED]**
42. Authorize a two-year contract with El Centro Community College for reimbursement of Fire Department training costs from September 1, 2005 to August 31, 2007 - Revenue: \$350,000 **[05-2934; APPROVED]**
43. Authorize (1) exercise of the second and final twelve-month renewal option to the professional services contract with The Enterprise Foundation, Inc. in the amount of \$5,959,401 (\$5,409,401 program loan funds and \$550,000 administration/direct project funds) to provide financial services and administration of the Mortgage Assistance Program (MAP) for FY 2005-06, and (2) an amendment to the MAP Program Statement homebuyer subsidy amounts - Financing: 2005-06 Community Development Grant Funds (\$300,000), 2005-06 HOME Funds (\$5,300,000), 2005-06 American Dream Downpayment Initiative Funds (\$359,401) **[05-2935; APPROVED AS AN INDIVIDUAL ITEM]**
44. Authorize the reconstruction on-site of three homes in accordance with the Replacement Housing Program Statement requirements for the properties located at 1963 McBroom Street in the amount of \$70,000, 2612 Stephenson Drive in the amount of \$70,000, and 2338 Lowery Street in the amount of \$70,000 - Total not to exceed \$210,000 - Financing: 2005-06 Community Development Grant Funds **[05-2936; APPROVED]**

CONSENT AGENDA (Continued)  
MISCELLANEOUS (Continued)

45. Authorize the preparation of plans for the issuance of \$187,235,000 in General Obligation Bonds, Series 2005 - Financing: No cost consideration to the City **[05-2937; APPROVED]**
46. Authorize the preparation of plans for the issuance of \$54,560,000 in Equipment Acquisition Contractual Obligations, Series 2005 - Financing: No cost consideration to the City **[05-2938; APPROVED]**
47. Authorize the preparation of plans for the issuance of \$6,320,000 in Combination Tax and Revenue Certificates of Obligation, Series 2005 - Financing: No cost consideration to the City **[05-2939; APPROVED]**
48. Authorize the renewal of the Interlocal Agreement with the Richardson Independent School District for campus-based school liaison services at Westwood Junior High School located at 7630 Arapaho Road, Lake Highlands High School located at 9449 Church Road, and Forest Meadow Junior High School located at 9373 Whitehurst Drive for the period August 15, 2005 through July 31, 2006 - Estimated Annual Revenue: \$136,400 **[05-2940; APPROVED]**
49. Authorize (1) the acceptance of the Sexual Assault/Stalking/4 Training grant from the Office of the Governor, Criminal Justice Division in the amount of \$45,000, for the period September 1, 2005 through August 31, 2006, to provide specialized training to detectives who investigate sexual assault and stalking offenses, (2) a local match in the amount of \$15,000, and (3) execution of the grant agreement - Total not to exceed \$60,000 - Financing: Office of the Governor, Criminal Justice Division State Grant Funds (\$45,000) and Current Funds (\$15,000) **[05-2941; APPROVED]**

PUBLIC HEARINGS AND RELATED ACTIONS

MISCELLANEOUS HEARINGS

50. A public hearing under Section 214.199 of the Local Government Code to receive citizens' comments concerning an ordinance revising Chapter 15C of the Dallas City Code, to provide that the Dallas Police Department will no longer respond to any burglar alarm signal indicated by a burglar alarm system in the City of Dallas - Financing: No cost consideration to the City **[05-2942; CONTINUED UNTIL 10/26/05; HEARING OPEN]**

ZONING CASES – CONSENT [05-2943]

51. An application for and an ordinance granting an amendment to the conceptual plan and conditions for Planned Development District No. 143 for Office uses and a Plant nursery on LBJ Freeway and Valley View Lane, northwest corner  
Recommendation of Staff and CPC: Approval, subject to a new conceptual plan (Conceptual Plan B), a revised existing conceptual plan (Conceptual Plan A), and revised conditions  
Z045-233(RB) [05-2944; ORDINANCE 26137; APPROVED AS AMENDED]



PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

ZONING CASES - CONSENT (Continued)

52. A Landmark Commission authorized hearing to consider removal of Historic Overlay No. 57 for the Ross Avenue Baptist Church on property zoned a CR Community Retail District on the north corner of Ross Avenue and Moser Avenue and an ordinance granting the removal of the Historic District Overlay  
Recommendation of Staff and CPC: Approval  
Z045-259(JA) [05-2945; ORDINANCE 26138; CPC RECOMMENDATION FOLLOWED]

ZONING CASES - DALLAS INDEPENDENT SCHOOL DISTRICT

53. An application for and an ordinance granting a Specific Use Permit for a tower/antenna for cellular communication on property zoned an R-5(A) Single Family Subdistrict within Planned Development District No. 595, the South Dallas/Fair Park Special Purpose District on the northeast side of Malcolm X Boulevard, southeast of Hatcher Street  
Recommendation of Staff and CPC: Approval, for a ten-year period with automatic renewal for additional ten-year periods, subject to a site plan and conditions  
Z045-224(WE) [05-2946; ORDINANCE 26139; CPC RECOMMENDATION FOLLOWED]

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

54. An application for and an ordinance granting the expansion of and amendment to Specific Use Permit No. 85 for a Cemetery on property zoned MF-2(A) Multifamily District with Specific Use Permit No. 85 on Lombardy Lane, west of Webb Chapel Road and east of Porter Street  
Recommendation of Staff and CPC: Approval, subject to a site plan  
Z023-179 (MM) [05-2947; REFERRED BACK TO CPC]  
Note: This item was considered by the City Council at public hearings on May 28, June 25, August 13, September 10, November 12, 2003 and June 23 and October 13, 2004, and was taken under advisement until October 12, 2005, with the public hearing open.

DEVELOPMENT CODE AMENDMENTS - INDIVIDUAL

55. Consideration of an amendment to Chapter 51 of the Dallas Development Code to establish Handicapped Group Dwelling Unit & Group Residential Facility uses to be consistent with the use provisions of Chapter 51A and an ordinance implementing the amendment  
Recommendation of Staff and CPC: Approval  
DCA 045-012 [05-2948; ORDINANCE 26140; APPROVED]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS (Continued)

Reinvestment Zone No. 61

Note: Item Nos. 56, 57, and 58 must be considered collectively.

56. \* A public hearing to receive citizens' comments concerning the creation of a reinvestment zone for commercial tax abatement, to be known as City of Dallas Reinvestment Zone No. 61, incorporating property at 9314 W. Jefferson Boulevard, for the purpose of granting a business personal property tax abatement to Vought Aircraft Industries, Inc. - Financing: No cost consideration to the City **[05-2949; HEARING CLOSED]**
57. \* An ordinance designating property at 9314 W. Jefferson Boulevard, as City of Dallas Reinvestment Zone No. 61, for the purpose of granting a business personal property tax abatement to Vought Aircraft Industries, Inc., establishing the boundaries of the Reinvestment Zone and providing for an effective date - Financing: No cost consideration to the City **[05-2949; ORDINANCE 26141; APPROVED]**
58. \* Authorize a business personal property tax abatement agreement with Vought Aircraft Industries, Inc. for the purpose of granting a ten-year abatement of 75 percent of the taxes on added value to the business personal property at 9314 W. Jefferson Boulevard - Revenue: First year tax revenue estimated at \$134,350; Ten-year tax revenue estimated at \$1,343,500; (Estimated revenue foregone for ten-year business personal property abatement is \$5,600,250) **[05-2950; APPROVED]**

ITEMS FOR INDIVIDUAL CONSIDERATION

59. 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) **[05-2951; APPOINTMENTS MADE TO BOARDS]**
60. Authorize an extension of the moratorium on the acceptance of applications for building permits or certificates of occupancy for non-residential properties within 500 feet of the north or south right-of-way line of W. Northwest Highway, from Stemmons Freeway to Mixon Drive until December 30, 2005 - Financing: No cost consideration to the City (Requires a 3/4 vote of the full City Council for approval) **[05-2952; DELETED ON THE ADDENDUM]**
61. Authorize (1) the issuance of tax-exempt bonds by Housing Options, Inc., an agency created by the Dallas Housing Authority of the City of Dallas in the amount of \$9,500,000 in Multifamily Housing Mortgage Revenue Bonds Series 2005 to finance the new construction of 116 units for families by Mill City Frazier, L. P. Project; and, (2) a resolution in support of the Texas Department of Housing and Community Affairs award of Low Income Housing Tax Credits for the new construction of Mill City Parc housing development to be located at 4848 Hatcher - Financing: No cost consideration to the City **[05-2953; APPROVED AS AMENDED]**

## ADDENDUM

### ADDITIONS:

Closed Session **[05-2954; NO CLOSED SESSION]**

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

- Dallas Independent School District v. Calvary Hill Cemetery, et al.,  
No. cc-03-9682-d/c (if necessary)

### CONSENT ADDENDUM

#### AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS

##### Contract Amendments

1. Authorize an increase in the contract with Rodman Excavation, Inc., for the construction of closure and restoration activities at the Deepwood Loop 12 Landfill for increased quantity of overruns for waste removal/reallocation, backfill/grading, and the proposed installation of an additional landfill gas migration control system - \$1,676,486, from \$12,337,899 to \$14,014,385 - Financing: 2003 Certificates of Obligation **[05-2955; APPROVED]**
2. Authorize Supplemental Agreement No. 4 to the contract with HBC/Terracon for additional environmental consulting and engineering services related to the Deepwood Loop 12 Landfill - \$739,600, from \$2,568,609 to \$3,308,209 - Financing: 2003 Certificates of Obligation **[05-2956; APPROVED]**

#### MISCELLANEOUS

##### 1407 Main and 1414 Elm

**Note:** Item Nos. 3, 4, and 5 must be considered collectively.

3. \* Authorize amendments to the construction loan documents with DCAR Properties, Ltd., previously approved on October 13, 2004, by Resolution No. 04-2967 for the construction of a mixed used retail, parking, and residential development located at 1407 Main Street, to **(1)** accept loan pre-payment and a reduction of the City's portion of the loan in an amount not to exceed (\$1,800,000), from \$6,375,000 to \$4,575,000, **(2)** execute a release of lien on the retail component of the 1407 Main Street project, and, **(3)** extend the project completion date from June 30, 2006 to December 31, 2007 - Financing: No cost consideration to the City **[05-2957; APPROVED]**

## ADDENDUM

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

MISCELLANEOUS (Continued)

**Note:** Item Nos. 3, 4, and 5 must be considered collectively.

### 1407 Main and 1414 Elm (Continued)

4. \* Authorize **(1)** a Chapter 380 grant agreement with Elm 1414 Properties, Ltd. for the redevelopment of 1414 Elm Street in an amount not to exceed \$1,800,000, and **(2)** the establishment of appropriations in an amount not to exceed \$1,800,000 - Total not to exceed \$1,800,000 - Financing: Public/Private Partnership Funds **[05-2958; APPROVED]**
5. \* Authorize an amendment to the Interlocal Agreement with Dallas County, previously approved on October 22, 2003 by Resolution No. 03-2885, to delete the pro rata sharing requirement for any repayment of the loan with DCAR Properties, Ltd. for a public, short-term parking garage located at 1407 Main Street in the City of Dallas Main Street District Initiative Loan and Grant Program area - Financing: No cost consideration to the City **[05-2959; APPROVED]**
6. Authorize a public hearing to be held on October 26, 2005 to receive citizens= comments regarding **(1)** the transfer of the cable television franchise from Comcast Cable of Dallas, Inc. to C-Native Exchange III, LP; and, **(2)** and the transfer of control from Comcast Cable of Dallas, Inc. to Time Warner Cable, Inc. - Financing: No cost consideration to the City **[05-2960; APPROVED AS AN INDIVIDUAL ITEM]**

## PUBLIC HEARINGS AND RELATED ACTIONS

### ZONING CASES - INDIVIDUAL

7. An application for and an ordinance granting a Planned Development District for Single Family Uses, Private streets, and an Accessory community center (private) use on property zoned an A(A) Agricultural District on the southwest corner of Clark Road and Panavision Trail and a resolution accepting an avigation easement, release, indemnification and disclosure agreement volunteered by the applicant  
Recommendation of Staff: Denial  
Recommendation of CPC: Approval, subject to a conceptual plan and conditions **Z045-220(RB) [05-2961; APPROVED AS AMENDED; ORDINANCE TO COME BACK AT A LATER DATE]**

## **ADDENDUM**

ADDITIONS: (Continued)

### ITEMS FOR INDIVIDUAL CONSIDERATION

8. Authorize **(1)** termination of the contract with Humana Insurance Company for claims processing administration, Preferred Provider Organization network access, utilization review, large-case management, 24-hour nurse line service, prescription drug services, COBRA and Flexible Spending Account administration, effective December 31, 2005, and **(2)** a forty-eight-month contract, with two twelve-month renewal options, for claims processing administration, Preferred Provider Organization network access, utilization review, large-case management, 24-hour nurse line service, prescription drug services, COBRA and Flexible Spending Account administration with the most advantageous proposer of six - United HealthCare of Texas, Inc. - Not to exceed \$13,662,546 - Financing: Employee Benefits Current Funds (subject to annual appropriations) **[05-2962; APPROVED]**
9. A motion to reconsider Agenda Item No. 17 previously approved on September 28, 2005, which authorizes the exercise of the right of eminent domain, if such becomes necessary, by Dallas Area Rapid Transit of 7 tracts of land for the construction of the Southeast Corridor Line Section (SE-1) located near the intersection of South Boulevard and Trunk Avenue, Grand and Trunk Avenues and Birmingham and Trunk Avenues - Financing: No cost consideration to the City **[05-2963; APPROVED]**

**Note:** If Addendum Item No. 9 passes, Council will consider Addendum Item No. 10.

10. Authorize the exercise of the right of eminent domain, if such becomes necessary, by Dallas Area Rapid Transit of 7 tracts of land for the construction of the Southeast Corridor Line Section (SE-1) located near the intersection of South Boulevard and Trunk Avenue, Grand and Trunk Avenues and Birmingham and Trunk Avenues (list attached) - Financing: No cost consideration to the City **[05-2964; APPROVED]**

### DELETION:

60. Authorize an extension of the moratorium on the acceptance of applications for building permits or certificates of occupancy for non-residential properties within 500 feet of the north or south right-of-way line of W. Northwest Highway, from Stemmons Freeway to Mixon Drive until December 30, 2005 - Financing: No cost consideration to the City **(Requires a 3/4 vote of the full City Council for approval) [05-2952]**