

AGENDA
CITY COUNCIL MEETING
NOVEMBER 9, 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) **[05-3220]**

Agenda Item/Open Microphone Speakers **[05-3221]**

VOTING AGENDA

1. Approval of Minutes of the October 26, 2005 City Council Meeting **[05-3222; NOT READY FOR APPROVAL]**

CONSENT AGENDA [05-3223]

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS

Engineering and Architectural Contracts

2. Authorize a professional services contract with Good, Fulton and Farrell Architects for the development of a strategic plan for maintenance and service centers - \$188,000 - Financing: 2003 Bond Funds **[05-3224; APPROVED]**

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS (Continued)

Engineering and Architectural Contracts (Continued)

3. Authorize a professional services contract with CamargoCopeland Architects, LLP to provide schematic design, design development, preparation of construction bid documents, bid evaluation and construction administration for the Homeless Assistance Center to be located near the intersection of St. Louis Street and St. Paul Street - \$1,638,234 - Financing: 2003 Bond Funds **[05-3225; POSTPONED UNTIL 12/5/05]**

Authorization of Contracts

4. Authorize a contract for the construction of a new parking area, removal of the existing playground, disc golf course improvements, Americans with Disabilities Act accessible drinking fountain, erosion control improvements and a new screen structure for existing portable rest rooms at B.B. Owen Park located at 10700 Kingsley Road - Texas Standard Construction, Ltd., lowest responsible bidder of four - \$166,900 - Financing: 2003 Bond Funds **[05-3226; APPROVED]**
5. Authorize a contract for the construction of a new parking area, renovation of the existing parking area, renovation of the existing ball fields and site demolition at Beckley-Saner Park located at 114 West Hobson - Irri-Con, lowest responsible bidder of three - \$461,062 - Financing: Current Funds (\$18,000) and 2003 Bond Funds (\$443,062) **[05-3227; APPROVED]**

Contract Amendments

6. Authorize Supplemental Agreement No. 1 to the design/build contract with Harrison, Walker and Harper, LP to establish the Guaranteed Maximum Price for the construction of a kitchen, rest room, and dining area renovation for the DeGolyer House at the Dallas Arboretum, Phase I, located at 8525 Garland Road - \$594,898, from \$134,602 to \$729,500 - Financing: 2003 Bond Funds **[05-3228; APPROVED AS AN INDIVIDUAL ITEM]**
7. Authorize (1) an increase in the contract with Tiseo Paving Company for the construction of paving, storm drainage, landscaping and irrigation improvements on Merrifield Road from Grady Niblo Road to Kiest Boulevard in the amount of \$154,148, from \$2,437,365 to \$2,591,513, (2) the receipt and deposit of funds from Dallas County in an amount not to exceed \$77,074, and (3) an increase in appropriations in the amount of \$77,074 in the Capital Projects Reimbursement Fund - Total not to exceed \$154,148 - Financing: 2003 Bond Funds (\$77,074), Capital Projects Reimbursement Funds (\$77,074) **[05-3229; APPROVED]**

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS (Continued)

Construction Miscellaneous

8. Authorize an additional payment to Dallas County for the City's share of construction costs for paving and drainage improvements on Regal Row from the CRI & P Railroad to Interstate Highway 35E - \$16,386 - Financing: 1998 Bond Funds **[05-3230; APPROVED]**
9. Authorize (1) alley paving, storm drainage, water and wastewater main improvements for Alley Group 03-1119; provide for partial payment of alley construction cost by assessment of abutting property owners; an estimate of the cost of the improvements to be prepared as required by law, and (2) a benefit assessment hearing to be held on January 11, 2006, to receive citizens' comments (list attached) - Financing: No cost consideration to the City **[05-3231; APPROVED]**
10. Authorize (1) alley paving, storm drainage, water and wastewater main improvements for Alley Group 03-1120; provide for partial payment of alley construction cost by assessment of abutting property owners; an estimate of the cost of the improvements to be prepared as required by law, and (2) a benefit assessment hearing to be held on January 11, 2006, to receive citizens' comments (list attached) - Financing: No cost consideration to the City **[05-3232; APPROVED]**
11. Authorize a Development Participation Agreement with Len-Mac Development, Inc. for the design and construction of paving and drainage improvements at the intersection of Northwest Highway and Capri Drive - \$39,200 - Financing: 1995 Bond Funds **[05-3233; APPROVED]**
12. Authorize (1) sidewalk paving improvements for Sidewalk Group 03-127; provide for partial payment of construction cost by assessment of abutting property owners; an estimate of the cost of the improvements to be prepared as required by law, and (2) a benefit assessment hearing to be held on January 11, 2006, to receive citizens' comments (list attached) - Financing: No cost consideration to the City **[05-3234; APPROVED]**
13. Authorize (1) street paving, storm drainage, and water main improvements for Britton Avenue from E. McVey Avenue to E. Saner Avenue; provide for partial payment of construction cost by assessment of abutting property owners; an estimate of the cost of the improvements to be prepared as required by law, and (2) a benefit assessment hearing to be held on January 11, 2006, to receive citizens' comments - Financing: No cost consideration to the City **[05-3235; APPROVED]**
14. Authorize (1) an Interlocal Agreement with the City of Duncanville for the construction of a new 96-inch water transmission main, and (2) a contract with the City of Duncanville for the construction of the 96-inch water transmission main at Wintergreen Road from U. S. Highway 67 to Main Street - \$4,956,180 - Financing: Water Utilities Capital Improvement Funds **[05-3236; APPROVED]**

CONSENT AGENDA (Continued)

LAND ACQUISITION

15. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of improved property with a single family home approximately 18,580 square feet of land located near the intersection of Arturo and Lakeland Drives from Ian Buttridge for the Ash Creek Drainage Project - \$135,000 - Financing: 2003 Bond Funds **[05-3237; APPROVED]**
16. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of 4 parcels of land containing a total of approximately 9,163 square feet of land located near the intersection of Houston School Road and Killough Boulevard for the Houston School Road Project (list attached) - \$5,828 - Financing: 2003 Bond Funds **[05-3238; APPROVED]**
17. Authorize settlement in lieu of proceeding further with condemnation of Texas Rosewin Midway, Inc. for a tract of land containing approximately 5,704 square feet for the Oak Cliff Arts Incubator/Cultural Center Project located near the intersection of Jefferson Boulevard and Madison Avenue - \$395,000 - Financing: 2003 Bond Funds **[05-3239; APPROVED]**

LAND MISCELLANEOUS

18. An ordinance granting a private license to Dragon Property Fund #2, Ltd. for the use of approximately 598 square feet of land to install and maintain 5 awnings, and 3 stairways on and over portions of Dragon and Howell Streets rights-of-way located at their intersection - Revenue: \$6,000 plus the \$20 ordinance publication fee **[05-3240; ORDINANCE 26151; APPROVED]**
19. Authorize the quitclaim of 10 properties acquired by the taxing authorities from the Sheriff's Sale to the highest bidders (list attached) - Revenue: \$163,650 **[05-3241; APPROVED]**
20. Authorize (1) the discharge of the secured, no-interest, forgivable note with Boys & Girls Clubs of Greater Dallas, Inc. (East Dallas Branch) in the amount of \$90,000, and (2) the release of lien on real property located at 4804 and 4816 Worth Street - Financing: No cost consideration to the City **[05-3242; APPROVED]**
21. Authorize (1) the discharge of the secured, no-interest, forgivable note with A. C. Craig Resource Center in the amount of \$100,000, and (2) the release of lien on real property located at 6820 Lake June Road - Financing: No cost consideration to the City **[05-3243; APPROVED]**
22. Authorize (1) the discharge of the secured, no-interest, forgivable note with I Am That I Am in the amount of \$35,000, and (2) the release of lien on real property located at 4937 Veterans Drive - Financing: No cost consideration to the City **[05-3244; APPROVED]**

PURCHASING OF EQUIPMENT, SUPPLIES AND SERVICES

23. Authorize a twenty-four-month master agreement extension to participate in the U.S. Communities Government Purchasing Alliance Administrative Agreement for the purchase of systems furniture, freestanding furniture, seating and filing equipment - Not to exceed \$4,000,000 - Financing: Current Funds **[05-3245; APPROVED]**
24. Authorize a thirty-six-month master agreement with SBC DataComm, through the Department of Information Resources, State of Texas GoDirect Program contract for Cisco telephone equipment and Smart Net maintenance services - Not to exceed \$700,000 - Financing: Current Funds **[05-3246; APPROVED AS AN INDIVIDUAL ITEM]**
25. Authorize a professional services contract to design and manage the replacement of the Airport Access Control System at Dallas Love Field - URS Corporation, most advantageous proposer of nine - \$588,665 - Financing: Aviation Capital Construction Funds **[05-3247; APPROVED]**
26. Authorize the purchase of twelve months of access to an on-line newspaper database service for Dallas Public Library patrons from NewsBank, Inc. - Sole Source - Not to exceed \$105,025 - Financing: Current Funds **[05-3248; APPROVED]**
27. Authorize a twenty-four-month master agreement for grounds maintenance equipment with the lowest responsible bidders of six - Professional Turf Products, Inc. in the amount of \$481,610, Austin Turf and Tractor in the amount of \$431,300, Four Brothers Outdoor Power in the amount of \$270,056, Luber Brothers, Inc. in the amount of \$149,072, Landmark Equipment, Inc. in the amount of \$63,532, and Poston Equipment Sales, Inc. in the amount of \$42,898 - Total not to exceed \$1,438,468 - Financing: Current Funds **[05-3249; APPROVED]**
28. Authorize a forty-eight-month master agreement for ballistic vests, alterations, and accessories for police officers with the lowest responsible bidders of six - U.S. Armor Corp. in the amount of \$82,481, C&G Police Supply dba C&G Wholesale in the amount of \$1,343,041, and Second Chance Body Armor, Inc. in the amount of \$21,625 - Total not to exceed \$1,447,147 - Financing: Current Funds **[05-3250; APPROVED]**
29. Authorize a thirty-six-month master agreement for emergency road flares with the lowest responsible bidder of five - Orion Safety Products - Not to exceed \$534,960 - Financing: Current Funds **[05-3251; APPROVED]**
30. Authorize a six-month master agreement for cold patch material with the lowest responsible bidder of three - APAC-Texas, Inc. - Not to exceed \$576,000 - Financing: Current Funds (\$21,600), Water Utilities Current Funds (\$554,400) **[05-3252; APPROVED]**

CONSENT AGENDA (Continued)

PURCHASING OF EQUIPMENT, SUPPLIES AND SERVICES (Continued)

31. Authorize a twenty-four-month master agreement for all software and hardware upgrades and maintenance of the Supervisory Control and Data Acquisition system at the White Rock Lake Pump Station which monitors the flow of drinking water throughout the City - ModComp, Inc. - Sole Source - Not to exceed \$139,200 - Financing: Water Utilities Current Funds **[05-3253; APPROVED]**
32. Authorize a twenty-four-month master agreement for water bill envelopes with the lowest responsible bidder of two - Advantage Resources Services, Inc. - Not to exceed \$178,702 - Financing: Water Utilities Current Funds **[05-3254; APPROVED AS AN INDIVIDUAL ITEM]**
33. Authorize renewal of the Interlocal Agreement with Dallas County, through Southwestern Institute of Forensic Sciences at Dallas, for the provision of forensic, drug, toxicological, environmental, and physical evidence analysis and other similar medical/forensic analytical services, provided to the Dallas Police and Fire Departments, for the period of November 1, 2005 through October 31, 2006 - \$2,246,289 - Financing: Current Funds **[05-3255; APPROVED]**

RATIFICATION OF EMERGENCY PURCHASE

34. Ratify the emergency purchase of metal detection services at the Dallas Convention Center and Reunion Arena during the Hurricanes Katrina and Rita relief efforts - D & L Entertainment Services, Inc. - \$254,747 - Financing: Convention and Event Services Current Funds (to be fully reimbursed by the Federal Emergency Management Agency) **[05-3256; APPROVED]**
35. Ratify the emergency purchase of cots and food catering used for the Hurricane Katrina relief efforts - W. W. Grainger, Inc. in the amount of \$160,196 and Eddie Deen & Company, Inc. in the amount of \$83,440 - Total not to exceed \$243,636 - Financing: Current Funds (to be fully reimbursed by the Federal Emergency Management Agency) **[05-3257; APPROVED]**

MISCELLANEOUS

36. Authorize payment of a final judgment to Robert T. Baskett, attorney for Defendant David Llewellyn, in the lawsuit styled City of Dallas v. David Llewellyn, and F. Ray Hill, Civil Service Board Member, in his official capacity, Ross Coulter, Adjunct Board Member, in his official capacity, and James R. Kanaman, Sr., Adjunct Board Member, in his official capacity, Cause No. 04-10816-L - Not to exceed \$7,500 - Financing: Current Funds **[05-3258; APPROVED]**

CONSENT AGENDA (Continued)

MISCELLANEOUS (Continued)

37. Authorize Supplemental Agreement No. 1 to the professional services contract with the law firm of Fanning Harper & Martinson, P.C. for legal representation of the City in the lawsuits styled Cruz, et al. v. City of Dallas, et al., Civil Action No. 3:02-CV-0649-K, Jenkins v. Gouge, Civil Action No. 3:04-CV-2245-K, Everett, et al. v. Larsen, et al., Civil Action No. 3:04-CV-0192-K, and Chavez, et al. v. DeLaPaz, et al., Civil Action No. 3:04-CV-0510-K - Not to exceed \$75,000, from \$25,000 to \$100,000 - Financing: Current Funds **[05-3259; APPROVED]**
38. Authorize a public hearing to be held on December 14, 2005 to receive citizens' comments concerning the creation of City of Dallas Reinvestment Zone No. 63 located at 3400 W. Illinois Avenue; and at the close of the public hearing, consideration of (1) an ordinance creating City of Dallas Reinvestment Zone No. 63; and (2) a real property tax abatement and infrastructure cost participation agreement with SWC Westmoreland SC, Ltd. - Financing: No cost consideration to the City **[05-3260; APPROVED AS AN INDIVIDUAL ITEM]**
39. Authorize the acceptance of a grant from the Department of State Health Services for the continuation of community and rural health services for the period September 1, 2005 through August 31, 2006 - Not to exceed \$196,600 - Financing: Department of State Health Services Grant Funds **[05-3261; APPROVED]**
40. Authorize (1) a third amendment to the contract with the Texas Commission on Environmental Quality to accept additional grant funds to operate and maintain whole air samplers; and, (2) an extension to the term of the contract through June 30, 2006 - Not to exceed \$173,600, from \$347,200 to \$520,800 - Financing: Texas Commission on Environmental Quality Grant Funds **[05-3262; APPROVED]**
41. Authorize a contract with Hughes, LP, for the termination of the Intown Housing Section 108 loan deed restrictions for the Kirby Building located at 1509 Main - Estimated Revenue: \$570,000 with tax abatements or \$426,000 without tax abatements (\$10,000 per unit) **[05-3263; APPROVED AS AN INDIVIDUAL ITEM]**
42. Authorize (1) a public hearing to be held on December 14, 2005 to receive citizens' comments on the proposed private sale by quitclaim deed of 11 unimproved properties acquired by the taxing authorities from the Sheriff's Sale, to Dallas Neighborhood Alliance for Habitat, a qualified non-profit organization; and, at the close of the public hearing, (2) consideration of approval of the sale of these properties (list attached) - Financing: No cost consideration to the City **[05-3264; APPROVED]**

CONSENT AGENDA (Continued)

MISCELLANEOUS (Continued)

43. Authorize (1) a public hearing to be held on January 11, 2006 to receive citizens' comments on a proposed amendment to the City of Dallas FY 2005-06 Urban Land Bank Demonstration Program Plan to increase the list of properties in the plan that may become eligible for sale to the Land Bank and are located in (a) neighborhoods designated within the City of Dallas Neighborhood Investment Program, (b) neighborhoods with active Community Housing Development Organization Neighborhood Investment projects; and, (c) other neighborhoods identified by the City as being in need of new housing development; and, at the close of the public hearing, (2) consideration of the amendment to the City of Dallas FY 2005-06 Urban Land Bank Demonstration Program Plan - Financing: No cost consideration to the City **[05-3265; APPROVED]**
44. Authorize adoption of the City's Investment Policy regarding funds under the City's control and the investment strategies for each of the funds under the City's management - Financing: No cost consideration to the City **[05-3266; APPROVED]**
45. Authorize payment of annual fees and continuation of arrangements for providing specialized municipal-related services to the City (list attached) - Not to exceed \$902,876 - Financing: Current Funds (\$509,116) and Water Utilities Current Funds (\$393,760) **[05-3267; APPROVED]**
46. Authorize twelve-month contracts with Dallas Arboretum and Botanical Society, Inc. in the amount of \$342,050, Texas Discovery Gardens in the amount of \$88,645 and Dallas Audubon Society, Inc. dba Audubon Dallas in the amount of \$35,000 to provide services and programs within the City of Dallas - Total not to exceed \$465,695 - Financing: Current Funds **[05-3268; APPROVED]**
47. A resolution endorsing the continuation of the Dallas Police Department's Police and Constables in Partnership Program for increased traffic enforcement and crime reduction efforts to include Northwest, Southwest, and Central Dallas (portions of City Council Districts 1, 2, 3, 6, 7, and 14) with Dallas County Constable Precinct 5, and Southwest and Northwest Dallas (portions of City Council Districts 3, 6, and 8) with Dallas County Constable Precinct 4, Northeast, Central, Northwest, and North Central Dallas (portions of City Council Districts 2, 6, 7, 9, 10, 11, 12, 13, and 14) with Dallas County Constable Precinct 3, and continuing the program in Southwest, Central, and Southeast Dallas (portions of City Council Districts 1, 2, 3, 4, 5, 7, 8, and 14) with Dallas County Constable Precinct 1 for the period January 1, 2006 through December 31, 2006 - Financing: No cost consideration to the City **[05-3269; APPROVED]**

CONSENT AGENDA (Continued)

MISCELLANEOUS (Continued)

48. Authorize (1) the Dallas Police Department to expend funds for overtime, in the amount of \$500,000, to be reimbursed from various federal and state law enforcement agencies for FY 2005-06 in exchange for the participation of the Dallas Police Department in federal and state investigations, and (2) a City contribution of pension and Federal Insurance Contributions Act cost in the amount of \$141,100 - Total not to exceed \$641,100 - Financing: Current Funds (\$500,000 to be reimbursed from various federal and state law enforcement agencies) **[05-3270; APPROVED]**
49. Authorize a Local Agreement with the Collin County Criminal District Attorney to share a seventy/thirty percent split of the proceeds received by the Collin County Criminal District Attorney for cash, negotiable instruments, or income from the sale of all contraband forfeited under Chapter 59 of the Texas Code of Criminal Procedure for the period November 1, 2005 through October 31, 2006 - Financing: No cost consideration to the City **[05-3271; APPROVED]**

PUBLIC HEARINGS AND RELATED ACTIONS

ZONING CASES - CONSENT [05-3272]

50. An application for and an ordinance granting an amendment to Specific Use Permit No. 405 for a Child-care Facility and Private School on property zoned an R-16(A) Single Family District on the southeast corner of Northaven Road and Quincy Lane Recommendation of Staff: Approval, for a five-year period, with eligibility for automatic renewals for additional five-year periods, subject to a site plan and conditions, in lieu of the applicant's request for continuation of the permanent time period.
Recommendation of CPC: Approval, for a permanent time period, subject to a site/landscape plan and conditions
Z045-265 (MM) [05-3273; ORDINANCE 26155; CPC RECOMMENDATION FOLLOWED]
51. An application for and an ordinance granting a Planned Development District for a Child-care facility and R-16(A) Single Family District Uses on property zoned an R-16(A) Single Family District, with retention of Specific Use Permit No. 49 for a Private school, on the west line of Midway Road, north of Royal Lane with consideration given to the granting of a Specific Use Permit for a Child-care facility Recommendation of Staff: Approval of a Specific Use Permit for a Child-care facility for a ten-year period, with eligibility for automatic renewal for additional ten-year periods, subject to a site plan and conditions, in lieu of the requested Planned Development District and approval of the retention of Specific Use Permit No. 49
Recommendation of CPC: Approval of a Planned Development District for a Child-care facility and R-16(A) Single Family District uses, subject to a development plan and conditions, and approval of the retention of Specific Use Permit No. 49
Z045-278 (RB) [05-3274; CONTINUED UNTIL 12/14/05; HEARING OPEN]

ZONING CASES - CONSENT (Continued)

52. An application for and an ordinance granting a Specific Use Permit for a Bank or Savings and Loan Office with Drive-in Window Service on property zoned an HC Heavy Commercial Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the southeast side of McKinney Avenue, southwest of Maple-Routh Connection
Recommendation of Staff: Approval, for a ten-year period with eligibility for automatic renewals for additional ten-year periods, subject to a site plan and conditions.
Recommendation of CPC: Approval, for an 18-month period, subject to a site plan and conditions
Z045-281 (DW) [05-3275; ORDINANCE 26156; CPC RECOMMENDATION FOLLOWED]
53. An application for and an ordinance granting a Specific Use Permit for a General Merchandise or Food Store, 100,000 square feet or more, on property zoned a CR Community Retail District, on the northeast corner of Marsh Lane and West Northwest Highway
Recommendation of Staff and CPC: Approval, for a permanent time period, subject to a site plan, landscape plan, and conditions
Z045-285 (MM) [05-3276; ORDINANCE 26157; CPC RECOMMENDATION FOLLOWED]
54. An application for and an ordinance granting an NO(A) Neighborhood Office District on property zoned an R-10(A) Single Family District on the southeast corner of the intersection of Forest Lane and Cromwell Drive
Recommendation of Staff and CPC: Approval
Z045-286 (MM) [05-3277; ORDINANCE 26158; CPC RECOMMENDATION FOLLOWED]

ZONING CASES - INDIVIDUAL

55. An application for a Planned Development District for R-7.5(A) Single Family District uses on property zoned an A(A) Agricultural District and an R-10(A) Single Family District, north of Middlefield Road, east of St. Augustine Road and an ordinance granting an R-10(A) Single Family District and a resolution accepting deed restrictions volunteered by the applicant
Recommendation of Staff and CPC: Approval of an R-10(A) Single Family District, subject to deed restriction volunteered by the applicant in lieu of a Planned Development District for R-7.5(A) District uses
Z045-239 (WE) [05-3278; CPC RECOMMENDATION FOLLOWED; ORDINANCE AND DEED RESTRICTIONS TO COME BACK AT A LATER DATE]
56. An application for and an ordinance granting a Planned Development District for MU-3 Mixed Use District uses on property zoned an MU-3 Mixed Use District on the north side of Forest Lane, west of Abrams Road
Recommendation of Staff and CPC: Approval, subject to a development plan, landscape plan, elevations and conditions
Z045-287 (DW) [05-3279; ORDINANCE 26159; APPROVED AS AMENDED]

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

57. An application for a Specific Use Permit for a child-care facility on property zoned an R-7.5(A) Single Family District on the east line of Greenspan Avenue, south of Midvale Drive and north of High Fall Drive
Recommendation of Staff and CPC: Denial
Z045-272 (WE) [05-3280; CPC RECOMMENDATION OVERRULED]
Note: This item was considered by the City Council at a public hearing on October 26, 2005, and was taken under advisement until November 9, 2005, with the public hearing open.

DEVELOPMENT CODE AMENDMENTS - INDIVIDUAL

58. Consideration of an amendment to Chapter 51 of the Dallas City Code, to correct use restrictions dealing with the alcoholic beverage use and restaurant without drive in service use which dates back to 1997 when these uses were call forwarded to Chapter 51A and an ordinance granting the amendment
DCA 045-013 [05-3281; ORDINANCE 26160; APPROVED]
Recommendation of Staff and CPC: Approval

DEVELOPMENT CODE AMENDMENTS - UNDER ADVISEMENT- INDIVIDUAL

59. A public hearing to consider amendments to Chapter 51 and 51A of the Dallas Development Code to establish a Neighborhood Prevailing Standards Overlay and a Neighborhood Stabilization Overlay
Recommendation of Staff and CPC: Approval
DCA 045-009 [05-3282; ORDINANCE 26161; CPC RECOMMENDATION FOLLOWED AS CORRECTED ON THE ADDENDUM]
Note: This item was considered by the City Council at public hearings on September 28, and October 26, 2005, and was taken under advisement until November 9, 2005, with the public hearing open.

BENEFIT ASSESSMENT HEARINGS

60. A benefit assessment hearing to receive citizens' comments on street paving, storm drainage, water and wastewater main improvements on Street Group 03-441, and at the close of the hearing, authorize an ordinance levying benefit assessments, and a contract for the construction with North Texas Contracting, Inc., lowest responsible bidder of three (list attached) - \$5,565,571 - Financing: 2003 Bond Funds (\$3,752,621), Water Utilities Capital Improvement Funds (\$1,785,750), and Water Utilities Capital Construction Funds (\$27,200) **[05-3283; ORDINANCE 26162; HEARING CLOSED; APPROVED]**

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS

Municipal Setting Designation at
3110 Thomas Avenue

Note: Item Nos. 61 and 62 must
be considered collectively.

61. * A public hearing to receive citizens' comments on a proposed municipal setting designation ordinance prohibiting the use of groundwater beneath property owned by Block 588 Condominium Development, Ltd. located at 3110 Thomas Avenue and the adjacent streets - Financing: No cost consideration to the City **[05-3284; HEARING CLOSED]**
62. * An ordinance authorizing support of the issuance of a municipal setting designation to Block 588 Condominium Development, Ltd. by the Texas Commission on Environmental Quality and prohibiting use of groundwater beneath the designated property as potable water - Revenue: \$7,500 plus the \$20 ordinance publication fee **[05-3284; ORDINANCE 26163; APPROVED]**
63. A public hearing to receive citizens' comments concerning a proposed increase in taxicab rates of fare, and at the close of the hearing, authorize an ordinance amending Chapter 45 of the Dallas City Code to revise taxicab rates of fare - Financing: No cost consideration to the City **[05-3285; ORDINANCE 26164; HEARING CLOSED; APPROVED]**

ITEMS FOR INDIVIDUAL CONSIDERATION

64. 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) **[05-3286(INDIVIDUAL) AND 05-3287(FULL); APPOINTMENTS MADE TO BOARDS]**
65. Authorize a Historic Development Program tax abatement for the U.S. Post Office Building located at 404 N. Ervay Street for ten years on the value of the structure only - Estimated revenue foregone for a ten-year abatement: \$243,479 **[05-3288; APPROVED]**
66. An ordinance abandoning a portion of an alley to the Dallas Independent School District, the abutting owner, containing approximately 2,481 square feet of land located near the intersection of Haskell and McKinney Avenues, and authorizing the quitclaim - Revenue: \$94,278 plus the \$20 ordinance publication fee **[05-3289; ORDINANCE 26165; APPROVED]**
67. An ordinance authorizing the issuance and sale of \$187,235,000 City of Dallas, Texas General Obligation Bonds, Series 2005; accepting the bids and awarding the sale of the bonds; approving the Preliminary Official Statement; and enacting other provisions in connection therewith - Not to exceed \$402,167 - Financing: Bond Funds - Interest Earnings (To be considered before 12:00 noon) **[05-3290; ORDINANCE 26152; APPROVED AS AMENDED]**

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

68. An ordinance authorizing the issuance and sale of \$6,320,000 City of Dallas, Texas Combination Tax and Revenue Certificates of Obligation, Series 2005; accepting the bids and awarding the sale of the obligations; approving the Preliminary Official Statement; and enacting other provisions in connection therewith - Not to exceed \$56,447 - Financing: 2005 Combination Tax and Revenue Certificates of Obligation - Interest Earnings (To be considered before 12:00 noon) **[05-3291; ORDINANCE 26153; APPROVED]**
69. An ordinance authorizing the issuance and sale of \$32,180,000 City of Dallas, Texas Equipment Acquisition Contractual Obligations, Series 2005; accepting the bids and awarding the sale of the obligations; approving the Preliminary Official Statement; and enacting other provisions in connection therewith - Not to exceed \$97,784 - Financing: 2005 Equipment Acquisition Contractual Obligations - Interest Earnings (To be considered before 12:00 noon) **[05-3292; ORDINANCE 26154; APPROVED]**
70. Authorize a twelve-month master agreement for automobiles, light trucks, vans and utility trucks with the lowest responsible bidders of fifteen - B & C Body Co. in the amount of \$212,928, Baby Jack II Automotive LTD in the amount of \$6,086,700, Baby Jack Ford LTD in the amount of \$1,275,194, Dallas Dodge in the amount of \$65,409, Friendly Chevrolet in the amount of \$843,364, Lynn Smith Chevrolet in the amount of \$307,648, Master International in the amount of \$507,005, Metro Ford Trucks Sales, Inc. in the amount of \$333,014, Rush Truck Center in the amount of \$2,347,236, Southwest International in the amount of \$1,671,489, and Westway Ford in the amount of \$1,546,927 - Total not to exceed \$15,196,914 - Financing: 2005 Equipment Acquisition Contractual Obligation Notes (\$14,285,553), Building Inspection Current Funds (\$494,781), Current Funds (\$416,580) **[05-3293; APPROVED]**
71. Authorize a twelve-month master agreement for heavy equipment with the lowest responsible bidders of seven - American Materials Handling, Inc. in the amount of \$48,089, Equipment Southwest, Inc. in the amount of \$147,000, and Stewart & Stevenson in the amount of \$23,094 - Total not to exceed \$218,183 - Financing: 2005 Equipment Acquisition Contractual Obligation Notes **[05-3294; APPROVED]**
72. A resolution extending the City Council's decision deadline for Atmos Energy Corp., Mid-Tex Division's proposed new Gas Reliability Infrastructure Program Rate Adjustment from November 18, 2005 to January 2, 2006 - Financing: No cost consideration to the City **[05-3295; APPROVED]**
73. Authorize adoption of the Lower Five Mile Creek Flood Plain Management Study - Financing: No cost consideration to the City **[05-3296; APPROVED]**

ADDENDUM

ADDITIONS:

Attorney Briefings (Sec. 551.071 T.O.M.A.) **[05-3297; CLOSED SESSION HELD]**

- Legal issues involved with red-light camera technology
- Dallas Independent School District v. Calvary Hill Cemetery, et al., Cause No. cc-03-9682-d

CONSENT ADDENDUM

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS

Authorization of Contracts

1. Authorize **(1)** a contract for abatement and selective demolition at the Fidelity Union Life Buildings located at 1507 Pacific Avenue, 1511 Bryan Street and 318 N. Akard Street with Certified/LVI Environmental Services, Inc., lowest responsible bidder of two, in an amount not to exceed \$8,288,000, **(2)** assignment of the contract to Hamilton Fidelity Development, LP, **(3)** payment to Hamilton Fidelity Development, LP for design, reimbursables and construction management in an amount not to exceed \$712,000, and **(4)** the establishment of appropriations in the amount of \$9,000,000 in the City Center TIF District Funds - Total not to exceed \$9,000,000 - Financing: City Center TIF District Funds **[05-3298; APPROVED AS AN INDIVIDUAL ITEM]**
2. Authorize a contract for channel relocation, drainage swale, bank restoration and stabilization improvements associated with the Margaret Hunt Hill Bridge at the Woodall Rodgers Extension - The Holbrook Company, Inc., lowest responsible bidder of six - \$426,690 - Financing: 1998 Bond Funds **[05-3299; APPROVED]**

LAND MISCELLANEOUS

3. An ordinance abandoning portions of alley rights-of-way to Baylor Health Care System, the abutting owner, containing approximately 8,654 square feet of land located near the intersection of Washington Avenue and Junius Street, and authorizing the quitclaim and providing for the dedication of approximately 4,316 square feet of land needed for an alley turnout - Revenue: \$94,749 plus the \$20 ordinance publication fee **[05-3300; ORDINANCE 26166; APPROVED]**

ADDENDUM

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

PURCHASING OF EQUIPMENT, SUPPLIES AND SERVICES

4. Authorize a thirty-six-month service contract for volunteer coordinator services with the only bidder - Volunteer Center of North Texas - Not to exceed \$213,750 - Financing: Current Funds **[05-3301; APPROVED]**
5. Authorize a thirty-six-month master agreement for Spanish language materials for the Dallas Public Library from the annual Guadalajara Book Fair and for assistance with communication during the Fair with the only bidder - Brodart Co. - Not to exceed \$177,000 - Financing: Current Funds **[05-3302; APPROVED]**
6. Authorize a contract for the design, fabrication and installation of a new cable television distribution system at City Hall with the most advantageous proposer of two - NCO-Corp - Not to exceed \$398,500 - Financing: Public Educational and Governmental Access Funds **[05-3303; APPROVED AS AN INDIVIDUAL ITEM]**

MISCELLANEOUS

7. Authorize settlement of the lawsuit styled Zereth Chaney, Individually and as Representative of the Estate of Dorothy Chaney, Deceased v. City of Dallas, Cause No. 02-11731-A - \$220,000 - Financing: Current Funds **[05-3304; APPROVED]**
8. Authorize the City Auditor's 2005-06 Annual Audit Plan as required by paragraph 4(b) of Resolution No. 79-0723, previously approved on February 28, 1979, and as amended by Resolution No. 90-4027, previously approved on December 12, 1990 - Financing: No cost consideration to the City **[05-3305; APPROVED]**
9. Authorize Supplemental Agreement No. 3 to the contract with CGI-AMS to **(1)** implement a software upgrade to the City's financial and accounting system to provide additional training and technical support for the Advantage Financial 3 application, and **(2)** extend the term of the contract through December 31, 2005 - Not to exceed \$121,000, from \$2,981,325 to \$3,102,325 - Financing: 2004 Equipment Acquisition Contractual Obligation Notes **[05-3306; APPROVED]**

ADDENDUM

ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION

ITEMS FOR FURTHER CONSIDERATION

10. Authorize the fourth and final year of the contract with Deloitte Consulting Outsourcing, LLC, in association with Lawson Associates, Inc. and Business Software, Inc., to provide the annual hosting and maintenance for the Human Resources Information System - Not to exceed \$957,369, from \$10,053,356 to \$11,010,725 - Financing: Current Funds **[05-3307; APPROVED]**

CORRECTION:

59. A public hearing to consider amendments to Chapter 51 and 51A of the Dallas Development Code to establish a Neighborhood Prevailing Standards Overlay and a Neighborhood Stabilization Overlay and an ordinance granting the amendments
Recommendation of Staff and CPC: Approval
DCA 045-009 [05-3282]
Note: This item was considered by the City Council at public hearings on September 28, and October 26, 2005, and was taken under advisement until November 9, 2005, with the public hearing open.