

**ADDENDUM  
CITY COUNCIL MEETING  
WEDNESDAY, MAY 10, 2006  
CITY OF DALLAS  
1500 MARILLA  
COUNCIL CHAMBERS, CITY HALL  
DALLAS, TEXAS 75201  
9:00 A.M.**

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CITY SECRETARY  
DALLAS, TEXAS

**REVISED ORDER OF BUSINESS**

Agenda items for which individuals have registered to speak will be considered no earlier than the time indicated below:

9:00 a.m.      **MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE**

**CLOSED SESSION**

**OPEN MICROPHONE**

**MINUTES**

Item 1

**CONSENT AGENDA**

Items 2 - 35

**CONSENT ADDENDUM**

Items 1 - 7

**ITEMS FOR INDIVIDUAL CONSIDERATION**

No earlier  
than 9:30 a.m.

Items 41 - 43

Items 45 - 47

To be considered before 12:00 noon      Item 44

Addendum Items 8 - 10

**PUBLIC HEARINGS AND RELATED ACTIONS**

1:00 p.m.

Items 36 - 40

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9:00 A.M.**

ADDITIONS:

Closed Session

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

- City of Dallas v. Weir Brothers Partners, L.L.C. and Orange Crush Recyclers, Ltd., Cause No. 05-06517-J and related legal issues at 10801 Spangler Road
- Forrest Furgason, et al. v. City of Dallas, Cause No. cc-03-10069-b
- Legal issues associated with real properties at 4529 Linfield Road, 2120 Walnut Hill and 555 Ross Avenue

CONSENT ADDENDUM

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS

Engineering and Architectural Contracts

1. Authorize a professional services contract with Group One/VAI Architects, LLP to provide design and the preparation of construction documents for the renovation of the Moorland Y.M.C.A. building located at 2700 Flora Street for the Dallas Black Dance Theatre - \$538,692 - Financing: 2003 Bond Funds

MISCELLANEOUS

2. Authorize a professional services contract with Benham Companies, L.L.C., for expert witness services and related litigation support necessary in the lawsuit styled Environmental Conservation Organization v. City of Dallas, Cause No. 3:03-CV-2951-M, and in the administrative proceeding initiated by the United States Environmental Protection Agency, styled Administrative Order Docket Nos. CWA-06-2004-1911 and RCRA-06-2004-0907, issued February 6, 2004, and any other proceedings relating to the subject matter of this lawsuit and administrative proceeding - Not to exceed \$50,000 - Financing: Current Funds

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MAY 10, 2006**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

MISCELLANEOUS (Continued)

3. Authorize Supplemental Agreement No. 2 to the professional services contract with the law firm of Guida, Slavich & Flores, P.C., for additional legal services necessary in the lawsuit styled 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, issued February 6, 2004, and any other matters relating to the subject matter of this lawsuit and administrative proceeding - Not to exceed \$400,000, from \$400,000 to \$800,000 - Financing: Current Funds
4. Authorize settlement of an administrative proceeding initiated by the United States Environmental Protection Agency, styled Administrative Order Docket Nos. CWA-06-2004-1911 and RCRA-06-2004-1907, issued on February 6, 2004, and any related lawsuit, by **(1)** paying the United States Government an amount of \$800,000, **(2)** agreeing to perform two Supplemental Environmental Projects, one involving the construction of wetlands in the Pavaho area of the Trinity River, to cost a minimum amount of \$675,000, and the other involving the construction of wetlands at the Dallas Zoo, to cost a minimum amount of \$525,000, and **(3)** implementing an Environmental Management System for various City facilities - Total not to exceed \$2,000,000 - Financing: Current Funds
5. An ordinance granting the renewal of Specific Use Permit No. 1496 for an open enrollment charter school on the southeast corner of Exchange Service Drive and Joseph Hardin Drive and a resolution accepting deed restrictions volunteered by the applicant on property to the west across Joseph Hardin Drive - Z056-122 - Financing: No cost consideration to the City
6. A resolution opposing legislative efforts by the Texas Legislature to impose appraisal and revenue caps on local governments as an option for school finance - Financing: No cost consideration to the City
7. Authorize a professional services contract with The University of Texas at Arlington to implement an *ISO 9001* Quality Management System, Phase I - Not to exceed \$496,750 - Financing: Current Funds

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ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION

8. A resolution to approve an increase in the annual salary for Paul T. Garner, effective May 10, 2006, who has been designated to manage and supervise the daily operations of the Office of the City Auditor - \$15,385 - Financing: Current Funds
9. Authorize **(1)** a draft ballot proposition for the issuance of \$20,000,000 in General Obligation Bonds in the November 2006 Bond Election for economic development programs in the southern area of the city; **(2)** the initiation, if necessary to overcome objections of the State Attorney General's Office, of a validation lawsuit to seek confirmation for the proposed use of General Obligation Bond proceeds for the economic development purposes set forth in the draft ballot proposition, if approved by the voters; **(3)** the use of the professional services of Vinson & Elkins L.L.P., as counsel for the validation suit, if the suit is necessary - \$50,000 - Financing: Public/Private Partnership Funds (to be reimbursed from future bond proceeds, if authorized by voters)
10. Authorize payments to TXU Electric Delivery for electric relocations at Bertrand Avenue at Scyene Road in the amount of \$9,668, Atmos Energy for gas relocations in the abandoned alley at Scyene Road and Bertrand Avenue in the amount of \$34,315, and Southwestern Bell for phone relocations at 3907 Bertrand Avenue in the amount of \$7,182 for the Hope Restoration Utility Project - Total not to exceed \$51,165 - Financing: 2003 Bond Funds

DELETION:

44. An ordinance authorizing the issuance and sale of \$23,800,000 Homeless Assistance Facilities General Obligation Bonds, Series 2006; 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 \$150,666 - Financing: 2006 Bond Funds - Interest Earnings **(To be considered before 12:00 noon)**