

RECEIVED

ADDENDUM
CITY COUNCIL MEETING
WEDNESDAY, MAY 23, 2007
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TX 75201
9:00 A.M.

2007 MAY 18 PM 7:17

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**

OPEN MICROPHONE

CLOSED SESSION

MINUTES

Item 1

CONSENT AGENDA

Items 2 - 75

CONSENT ADDENDUM

Items 1 - 17

ITEMS FOR INDIVIDUAL CONSIDERATION

No earlier
than 9:30 a.m.

Items 76 - 78
Addendum Items 18 - 28

PUBLIC HEARINGS AND RELATED ACTIONS

1:00 p.m.

Items 79 - 104
Addendum Item 29

**ADDENDUM
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MAY 23, 2007
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.)
- In re Billy Joe Ratcliff, No. 07-0395

CONSENT ADDENDUM

Business Development & Procurement Services

1. A resolution confirming the sale at public auction on May 3, 2007, of one 1996 International twelve-yard dump truck, equipment number 963017 - Hansbro Truck Sales, only bidder - Revenue: \$24,000

City Attorney's Office

2. An ordinance amending Chapter 31 of the Dallas City Code to adopt certain regulations and restrictions relating to the display, brandishing, sale, and possession of replica firearms in the City of Dallas - Financing: No cost consideration to the City

Department of Development Services

3. An ordinance abandoning a drainage easement to Catellus Operating Limited Partnership, the abutting owner, containing approximately 7,011 square feet of land located near the intersection of Sanden Drive and Grader Street - Revenue: \$5,400 plus the \$20 ordinance publication fee
4. A resolution authorizing the conveyance of a rail line easement across City-owned land containing approximately 2,598 square feet of land to TXI Operations, LP located near the intersection of Manana and Spangler Roads - Revenue: \$7,274
5. A resolution declaring approximately 23,670 square feet of City-owned land, improved with a former library located near the intersection of Hampton Road and Illinois Avenue unwanted and unneeded and authorizing its advertisement for sale by sealed bid with a minimum bid of \$576,000 - Financing: No cost consideration to the City

**ADDENDUM
CITY COUNCIL MEETING
MAY 23, 2007**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Department of Development Services (Continued)

6. An ordinance abandoning a portion of Motor Street and certain air rights above a portion of Motor Street to Children's Medical Center of Dallas, the abutting owner, containing approximately 412 square feet of land and 6,796 square feet of air space located near its intersection with Medical Center Drive, authorizing the quitclaim and providing for the dedication of approximately 24,229 square feet of land needed for street right-of-way - Revenue: \$5,400 plus the \$20 ordinance publication fee
7. An ordinance closing a portion of Fielder Court at its intersection with the proposed Dallas Area Rapid Transit NW-2 of the Light Rail Transit System and providing for the dedication of approximately 7,838 square feet of needed land for street right-of-way - Financing: No cost consideration to the City
8. An ordinance granting a Specific Use Permit for a bank or savings and loan with a drive-in window service use on the north corner of Oak Lawn Avenue and Maple Avenue for a two-year period subject to a site plan and conditions - Z067-139 - Financing: No cost consideration to the City

Economic Development

9. Authorize a development agreement with Southwestern Bell Telephone, L.P. for the renovation of the skylight structure and the demolition and restoration of the bus stop area located in Southwestern Bell Plaza facing Commerce at Akard Street in the Central Business District - Not to exceed \$949,248 - Financing: 2003 Bond Funds

Equipment & Building Services

10. Ratify emergency repairs to the overhead bay doors and brick columns to restore structural support to the damaged roof and facade at Fire Station #37 located at 6742 Greenville Avenue - Reeves Construction Services, Inc. - \$40,300 - Financing: Current Funds

Fire

11. Authorize the acceptance of a 1991 Navistar International Truck, with a 1983 utility trailer, donated by Schepps Dairy to be used by the Urban Search and Rescue Task Force - Financing: No cost consideration to the City

**ADDENDUM
CITY COUNCIL MEETING
MAY 23, 2007**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Housing

12. A resolution authorizing **(1)** approval and support of the Carroll @ Central project, **(2)** approval of \$55,000,000 of Governmental (Essential Function) Bonds, tax exempt bonds issued to finance multifamily projects that are owned by a governmental unit or by certain entities on behalf of a governmental unit, operated by such unit or entity, or by a private entity, pursuant to a qualified management contract, and financed with the proceeds of non-private activity bonds, issued by the Dallas Housing Finance Corporation (DHFC) for this project; and, **(3)** the DHFC to create a limited liability company to own the project contingent upon, among other things, the appropriate zoning change to MU3 or MF3 to allow for the development of up to 400 residential units with 40 units set aside to accommodate 51 young adults coming out of foster care - Financing: No cost consideration to the City

13. Authorize an amendment to Resolution No. 06-0963, previously approved on March 28, 2006, as amended by Resolution No. 06-2651, previously approved on September 27, 2006, to **(1)** reduce the number of units for the CityWalk @ Akard project from 209 to 194; **(2)** amend the terms of the loan for the CityWalk @ Akard project to allow for \$750,000 to be used toward a principal reduction at execution of a renewal and extension of the existing acquisition loan between JPMorgan Chase and Akard Walk, L.P.; **(3)** extend the loan term from 15 years to 20 years at 0% interest forgivable at a rate of 1/240 monthly for 20 years; and **(4)** permit funding of Residential Development Acquisition Loan Program loan prior to the closing of the tax credit financing and the execution of the first lien lender's loan for construction - Financing: No cost consideration to the City

Intergovernmental Services

14. Authorize approval of the issuance of Dallas/Fort Worth International Airport Facility Improvement Corporation American Airlines, Inc. Revenue Refunding Bonds if certain parameters are met; approving documents related thereto; and related matters - Financing: No cost consideration to the City

**ADDENDUM
CITY COUNCIL MEETING
MAY 23, 2007**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Public Works & Transportation

15. Authorize the submission of a list of candidate projects to Texas Department of Transportation for the Safe Routes to School Call for Projects, and authorize acceptance and implementation of the projects selected by the Texas Department of Transportation (list attached) - Financing: No cost consideration to the City

Trinity River Corridor Project

16. Authorize **(1)** an agreement with Oncor Electric Delivery (formerly TXU Electric Delivery) permitting the escrow of City funds for disbursement of the City's twenty-five percent share of the incremental cost to underground approximately 0.7 miles of the Public Utilities Commission approved 345-kilovolt West Levee to Norwood transmission line from the West Levee switching station to approximately Sylvan Avenue in the amount of \$4,500,000, and **(2)** establish appropriations in an amount not to exceed \$4,500,000 in the Trinity Electric Transmission Line Interim Financing Fund - Total not to exceed \$4,500,000 - Financing: Hensley Field Funds (to be reimbursed upon issuance of future Certificates of Obligation)

Water Utilities

17. A resolution authorizing the extension of Stage 1 of the Drought Contingency Plan for an additional 120 days from June 7, 2007 to October 7, 2007 - Financing: No cost consideration to the City

ITEMS FOR INDIVIDUAL CONSIDERATION

City Attorney's Office

18. An ordinance amending Chapters 51 and 51A of the Dallas City Code to restrict exterior lighting and sign lighting at night, with certain defenses - Financing: No cost consideration to the City
19. An ordinance amending Chapters 5A and 30 of the Dallas City Code to restrict idling by motor vehicles with a gross vehicle weight rating of over 14,000 pounds, with certain defenses - Financing: No cost consideration to the City

**ADDENDUM
CITY COUNCIL MEETING
MAY 23, 2007**

ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

City Secretary's Office

20. Receive the report of the Canvassing Committee and adopt a resolution accepting the Canvassing Committee's report declaring the results of the May 12, 2007 general election for the Mayor and members of the City Council - Financing: No cost consideration to the City

June 16, 2007 Runoff Election

21. * An ordinance ordering a runoff election to be held in the City of Dallas, on Saturday, June 16, 2007, for the purpose of electing the Mayor and 4 members of the City Council to represent Places 15, 3, 5, 7 and 8, in which no candidate received a majority of the votes in the general election held on Saturday, May 12, 2007 - Financing: No cost consideration to the City
22. * A resolution authorizing the appointment of citizens to serve as election judges for the June 16, 2007 runoff election - Financing: No cost consideration to the City
23. * A resolution authorizing the Mayor to appoint an Ad Hoc City Council Canvassing Committee to review the returns of the June 16, 2007, runoff election, and submit a canvass report to the full City Council on Monday, June 25, 2007 - Financing: No cost consideration to the City
24. A resolution to consider the sanction against C. W. Whitaker, Park and Recreation Board President, in connection with an unintentional violation of Chapter 12A (Code of Ethics) of the Dallas City Code (Closed Session, if necessary, Personnel, Sec. 551.074 T.O.M.A.) - Financing: No cost consideration to the City

**ADDENDUM
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ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

Department of Development Services

25. Authorize Supplemental Agreement No. 1 to the contract with CBS Outdoor (CBS) for a comprehensive outdoor sign kiosk advertising program to include the following additional conditions: **(1)** stipulate specific locational and placement criteria; **(2)** provide for cost-sharing arrangement between the City and CBS to re-meter 39 existing illuminated kiosks; **(3)** provide for the alteration of 150 kiosks with skirted bases at the City's expense; **(4)** provide the disposition of all suspended applications; **(5)** provide acceptable alternatives to meter individual kiosk units; **(6)** provide the requirements to reposition or remove 12 existing kiosks; **(7)** provide for the removal or relocation of kiosks that may become non-compliant with locational and placement criteria at a future date due to City action; and **(8)** provide notice to CBS regarding risk after 150 kiosk units have been approved and installed, resulting in a reduction in the original revenue by an amount not to exceed (\$365,000), from \$21,325,000 to \$20,960,000 - Estimated Revenue Loss: (\$365,000)

Office of Environmental Quality

Air Quality Strategies

Note: Item Nos. 26 and 27 must be considered collectively.

26. * A resolution authorizing the City of Dallas to specify the purchase of dry kiln cement as the base bid in City of Dallas bid packages, with an alternative bid for the purchase of cement from a unspecified source and preferential purchasing for bids from a cement kiln with emission rates of 1.7 pounds of NOx per ton of clinker or less - Financing: No cost consideration to the City
27. * Authorize an increase in appropriations in the Office of Environmental Quality's budget to hire an air quality outreach coordinator to implement various programs related to air quality strategies - Not to exceed \$33,013, from \$1,339,140 to \$1,372,153 - Financing: Contingency Reserve Funds

**ADDENDUM
CITY COUNCIL MEETING
MAY 23, 2007**

ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

Office of Financial Services

28. Authorize **(1)** adoption of the preliminary FY 2007-08 Consolidated Plan Budget for U.S. Department of Housing and Urban Development Grant Funds in an estimated amount of \$33,311,765 for the following programs and estimated amounts: **(a)** Community Development Block Grant in the amount of \$19,821,070, **(b)** HOME Investment Partnerships Program in the amount of \$8,298,971, **(c)** American Dream Down-Payment Initiative in the amount of \$179,338, **(d)** Housing Opportunities for Persons with AIDS in the amount of \$3,134,000, and **(e)** Emergency Shelter Grant in the amount of \$775,725; **(2)** adoption of the proposed FY 2006-07 Reprogramming Budget in the amount of \$1,102,661; **(3)** amendments to the Citizen Participation Plan to make the following modifications: **(a)** the required minimum number of neighborhood public hearings during the 3-year or 5-year Consolidated Plan development from 14 meetings to 6 meetings, **(b)** the required number of days between calling a public hearing and holding a public hearing from no less than 15 days to no less than 14 days; and **(4)** a public hearing to be held on June 13, 2007 to receive comments on the proposed use of funds and amendments to the Citizen Participation Plan - Financing: No cost consideration to the City

PUBLIC HEARINGS AND RELATED ACTIONS

Department of Development Services

SPECIAL PROVISION SIGN DISTRICT AMENDMENT - INDIVIDUAL

29. A public hearing to receive comments regarding a City Planning Commission authorized hearing to consider amendments to Section 51A-7.1200, the Arts District Special Provision Sign District, with consideration being given to creating a new sign category, "Cultural Institution Identification Sign," adding a definition for a "Cultural Institution" and providing standards for such signs for an area generally bounded by Ross Avenue to the southeast, Routh Street to the northeast, Woodall Rogers Freeway to the northwest and Harwood Street to the southwest and an ordinance granting the amendments
Recommendation of Staff: Approval
Recommendation of CPC: Approval
SPSD067-002(MF)

**ADDENDUM
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CORRECTION:

77. Authorize a management services contract with Metro Dallas Homeless Alliance to plan for Phase 1 of the transition of operations and programming to the new Homeless Assistance Center from the Day Resource Center and to implement the goals of the Ten-Year Plan to End Chronic Homelessness for the period June 1, 2007 through ~~February 1, 2008~~ February 29, 2008 - \$136,000 - Financing: Current Funds (subject to appropriations)

DELETIONS:

87. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development District No. 724 for a public school other than an open-enrollment charter school and R-16(A) Single Family District uses, on property bounded by Killon Drive, Walnut Hill Lane and Hedgeway Drive
Recommendation of Staff and CPC: Approval, subject to a development plan and conditions
Z067-172(WE)
88. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a transit passenger station or transfer center on property zoned an IR Industrial Research District, on the southwest side of Denton Drive between Burbank Street and Wyman Street
Recommendation of Staff and CPC: Approval for a permanent time period, subject to a site plan and conditions
Z056-318(WE)

Candidate Projects for the Safe Routes to School
Addendum Item #15

School

Council District

Candidate Infrastructure Applications

1. David G. Burnet Elementary School	6
2. John Ireland Elementary School	4
3. Albert S. Johnston Elementary School	7
4. Anson Jones Elementary School	1
5. Jack Lowe, Sr. Elementary School	13
6. Reinhardt Elementary	9
7. Oran N. Roberts Elementary School	2
8. J. P. Starks Elementary School	7
9. Jill Stone Elementary School	5
10. Sam Tasby Middle School	13
11. George W. Truett Elementary School	7
12. Martin Weiss Elementary School	8
13. White Rock Elementary School	10
14. Sarah Zumwalt Middle School	5

Candidate Non-Infrastructure Applications

1. Felix G. Botello Elementary School	1
2. James Bowie Elementary School	1
3. Edward H. Cary Middle School	13
4. E. B. Comstock Middle School	5
5. Fred F. Florence Middle School	5
6. Charles A. Gill Elementary School	9
7. Onesimo Hernandez Elementary School	2
8. John B. Hood Middle School	4
9. Maple Lawn Elementary School	2
10. William B. Miller Elementary School	7
11. Maria Moreno Elementary School	1
12. George Peabody Elementary School	1
13. Dan D. Rogers Elementary School	14
14. Thomas J. Rusk Middle School	2
15. Alex Sanger Elementary School	9