

AGENDA
CITY COUNCIL MEETING
MARCH 28, 2007
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) **[07-0950]**

Agenda Item/Open Microphone Speakers **[07-0951]**

VOTING AGENDA

1. Approval of Minutes of the February 28, 2007 City Council Meeting **[07-0952; APPROVED]**

CONSENT AGENDA [07-0953]

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS

Engineering and Architectural Contracts

2. Authorize a professional services contract with Kimley-Horn and Associates, Inc. for schematic design, design development, construction documents, bidding, construction administration services, and surveying for the installation of a new playground, parking lot, site furnishings, drinking fountain, and a picnic pavilion at Rose Haggar Park located at 18100 Campbell Road - \$60,500 - Financing: 2003 Bond Funds **[07-0954; APPROVED]**

CONSENT AGENDA (Continued)AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS (Continued)Authorization of Contracts

3. Authorize a contract for the installation of storm water interceptors at the Central Service Center located at 3111 Dawson Street, Northeast Service Center located at 8935 Adlora Lane and North Central Service Center located at 6969 McCallum Boulevard - North Texas Contracting, Inc., lowest responsible bidder of two - \$316,800 - Financing: 2004 Certificates of Obligation **[07-0955; APPROVED]**
4. Authorize a contract with John Chipman Christensen to fabricate and install a site-specific artwork in the median in front of the Bath House Cultural Center located at 521 E. Lawther - Not to exceed \$80,000 - Financing: Water Utilities Public Art Funds **[07-0956; APPROVED]**
5. Authorize a contract with Gordon Huether + Partners, Inc. to fabricate a site-specific artwork for the facade of the new Homeless Assistance Center to be located at 1818 Corsicana Street - Not to exceed \$155,000 - Financing: 2005 Homeless Proposition Bond Funds **[07-0957; APPROVED]**

Contract Amendments

6. Authorize Supplemental Agreement No. 6 to the contract with CamargoCopeland Architects, LLP for additional professional consulting services required for an increase in the scope of work for the new Homeless Assistance Center to be located at 1818 Corsicana Street - \$295,828, from \$1,702,413 to \$1,998,241 - Financing: 2005 Homeless Proposition Bond Funds **[07-0958; APPROVED AS AN INDIVIDUAL ITEM]**
7. Authorize an increase in the contract with Phoenix I Restoration and Construction, Ltd. for replacement and painting of the metal door on the north and east side of the electrical building, installation of roof coating on the electrical building, additional concrete for the trail from the parking lot to the swimming pool, repair wiring to light poles, stain concrete, fabrication and installation of four dugout roofs, and installation of tif sport Bermuda sod in lieu of hydromulch at Churchill Park located at 7025 Churchill Way - \$78,492, from \$569,894 to \$648,386 - Financing: 2003 Bond Funds **[07-0959; APPROVED]**
8. Authorize Supplemental Agreement No. 1 to the contract with HNTB Corporation to provide additional engineering services for the design of streetscape, paving, storm drainage, water and wastewater main improvements for Bexar Street, Phase II, from the C.F. Hawn (U.S. 175) service road to Rochester Street, and to extend the southern boundary from Rochester Street to Municipal Street - \$33,934, from \$280,187 to \$314,121 - Financing: 2005-06 Community Development Grant Funds **[07-0960; APPROVED]**
9. Authorize Supplemental Agreement No. 5 to the contract with HBC/Terracon to provide additional environmental consulting and engineering services related to the Deepwood and Loop 12 Landfill site - \$134,000, from \$3,308,209 to \$3,442,209 - Financing: 2003 Certificates of Obligation **[07-0961; APPROVED]**

CONSENT AGENDA (Continued)AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS (Continued)Contract Amendments (Continued)

10. Authorize Supplemental Agreement No. 2 to the professional services contract with Chiang, Patel & Yerby, Inc. for additional engineering and design services and hydraulic improvements at the Bachman Water Treatment Plant - \$635,447, from \$8,270,500 to \$8,905,947 - Financing: Water Utilities Capital Improvement Funds **[07-0962; APPROVED AS AN INDIVIDUAL ITEM]**
11. Authorize Supplemental Agreement No. 3 to the professional services contract with Chiang, Patel & Yerby, Inc. for additional engineering services for the design of the East Side Water Treatment Plant expansion and construction management services for the East Side Water Treatment Plant and Bachman Water Treatment Plant - \$401,799, from \$18,553,023 to \$18,954,822 - Financing: Water Utilities Capital Improvement Funds **[07-0963; APPROVED AS AN INDIVIDUAL ITEM]**

Construction Miscellaneous

12. Authorize **(1)** the rejection of the bids received for the installation of the light truss tower for the amphitheater at Samuell-Grand Park; and, **(2)** the readvertisement for new bids - Financing: No cost consideration to the City **[07-0964; APPROVED]**
13. Authorize final payment to the Texas Department of Transportation for engineering service costs incurred in the development of engineering design of Skillman Street from the Union Pacific Railroad to Abrams Road - \$194,761 - Financing: 1998 Bond Funds **[07-0965; APPROVED]**
14. Authorize an Interlocal Agreement with the Texas Department of Transportation to provide cost reimbursement for traffic signal improvements on Jupiter Road at Garland Road - \$37,364 - Financing: Texas Department of Transportation Grant Funds (\$29,891), 1995 Bond Funds (\$7,473) **[07-0966; APPROVED]**
15. Authorize payment to the Texas Department of Transportation for the City's share of design and construction costs for paving and drainage improvements on Jupiter Road from Garland Road to Centerville Road - \$399,957 - Financing: 1995 Bond Funds (\$256,592), 1998 Bond Funds (\$143,365) **[07-0967; APPROVED]**
16. Authorize **(1)** a payment to TXU Electric Delivery for the difference in cost to install thirty-two high pressure sodium historical style street lights along Merrifield Road from Grady Niblo Road to approximately 1,400 feet south of Kiest Boulevard in the amount of \$9,131, **(2)** the receipt and deposit of funds from Dallas County in an amount not to exceed \$9,131, and **(3)** an increase in appropriations in the amount of \$9,131 in the Capital Projects Reimbursement Fund - Total not to exceed \$18,262 - Financing: 2003 Bond Funds (\$9,131), Capital Projects Reimbursement Funds (\$9,131) **[07-0968; APPROVED AS AN INDIVIDUAL ITEM]**

CONSENT AGENDA (Continued)AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS (Continued)Construction Miscellaneous (Continued)

17. Authorize **(1)** sidewalk paving, for Sidewalk Group 03-129; 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 April 25, 2007, to receive comments (list attached) - Financing: No cost consideration to the City **[07-0969; APPROVED]**

LAND ACQUISITION

18. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Marilyn Forney and Ben Holdridge of approximately 18,625 square feet of land improved with a former service station and a 2-story building located near the intersection of Beckley Avenue and Singleton Boulevard for the Woodall Rodgers Bridge Extension Project - \$289,000 - Financing: 1998 Bond Funds **[07-0970; APPROVED]**

LAND MISCELLANEOUS

19. An ordinance granting a private license to Baylor University Medical Center for the use of approximately 934 square feet of land to maintain landscaping and planter wall improvements within a portion of the Hall Street right-of-way located near its intersection with Worth Street - Revenue: \$1,000 one-time fee for 2007 through 2009, plus the \$20 ordinance publication fee **[07-0971; ORDINANCE 26602; APPROVED]**
20. An ordinance closing a portion of Century Street at its intersection with the proposed Dallas Area Rapid Transit NW-3 light rail line - Financing: No cost consideration to the City **[07-0972; ORDINANCE 26603; APPROVED]**

PURCHASING OF EQUIPMENT, SUPPLIES AND SERVICES

21. Authorize the acceptance of a grant from the U. S. Environmental Protection Agency to implement an Environmentally Preferable Purchasing Program in conjunction with the Green Purchasing Policy for the period of December 13, 2006 through October 30, 2008 - Not to exceed \$35,000 - Financing: U. S. Environmental Protection Agency Funds **[07-0973; APPROVED]**
22. Authorize a thirty-six-month master agreement for compressed natural gas for fleet vehicles with Transtar Energy Company LP dba Clean Energy - Sole Source - Not to exceed \$4,899,420 - Financing: Current Funds **[07-0974; APPROVED]**
23. Authorize a twelve-month master agreement for automobiles, light trucks, motorcycles, vans, and utility trucks with the lowest responsible bidders of five - Windham Motor Co. in the amount of \$355,403, Red River Harley-Davidson, Inc. in the amount of \$141,659, Southwest International in the amount of \$89,749, and Landmark Equipment in the amount of \$80,995 - Total not to exceed \$667,806 - Financing: Current Funds (\$32,764), 2006 Equipment Acquisition Contractual Obligation Notes (\$635,042) **[07-0975; APPROVED]**

CONSENT AGENDA (Continued)PURCHASING OF EQUIPMENT, SUPPLIES AND SERVICES (Continued)

24. Authorize a twenty-four-month master agreement for blood testing supplies to be used at the Women, Infants and Children Clinics with the lowest responsible bidder of two - HemoCue, Inc. - Not to exceed \$158,000 - Financing: Texas Department of State Health Services Grant Funds **[07-0976; APPROVED]**
25. Authorize a thirty-six-month master agreement for exercise equipment and maintenance services at City facilities with the lowest responsible bidders of four - Absolute Fitness in the amount of \$1,085,131, Comm-Fit, L.P. in the amount of \$434,958, Wisthoff Industries, Ltd. in the amount of \$468,865 and Fitco Fitness Center Outfitters in the amount of \$510,630 - Total not to exceed \$2,499,584 - Financing: Current Funds **[07-0977; APPROVED]**
26. Authorize a thirty-six-month service contract for pre-employment polygraph examinations to be conducted by the Dallas Police Department with the lowest responsible bidder of two - Ruiz Protective Service, Inc. - Not to exceed \$357,916 - Financing: Current Funds **[07-0978; APPROVED]**
27. Authorize **(1)** the rejection of bids for motor repair and maintenance services and the re-advertisement for new bids; **(2)** a thirty-six-month service contract for repair and maintenance of electric switchgear and motors, including training, with Shermco Industries, Inc., lowest responsible bidder of two, in the amount of \$2,859,500; and **(3)** an increase in the service contract with Shermco Industries, Inc. for motor repair and maintenance in the amount of \$1,728,051, from \$6,912,204 to \$8,640,255 - Total not to exceed \$4,587,551 - Financing: Water Utilities Current Funds (\$3,927,551), Current Funds (\$660,000) **[07-0979; APPROVED AS AN INDIVIDUAL ITEM]**
28. Authorize a three-month service contract to rehabilitate four belt filter presses located at the Southside Wastewater Treatment Plant with the only bidder - Andritz Ruthner, Inc. - Not to exceed \$488,486 - Financing: Water Utilities Capital Construction Funds **[07-0980; APPROVED]**

RATIFICATION OF EMERGENCY REPAIRS

29. Ratify emergency repairs to the railroad spur at the Central Wastewater Treatment Plant - Trac-Work, Inc. - Not to exceed \$61,024 - Financing: Water Utilities Current Funds **[07-0981; APPROVED]**

MISCELLANEOUS

30. Authorize settlement of the lawsuit styled Dana Mathews v. City of Dallas, Cause No. 05-03792-B - Not to exceed \$18,232 - Financing: Current Funds **[07-0982; APPROVED]**
31. An ordinance granting an MU-2 Mixed Use District on the east corner of Maple Avenue and Fielder Court and a resolution accepting an avigation easement, release, indemnification and disclosure agreement volunteered by the applicant and a resolution accepting deed restrictions volunteered by the applicant - Z056-145 - Financing: No cost consideration to the City **[07-0983; ORDINANCE 26604; APPROVED]**

CONSENT AGENDA (Continued)

MISCELLANEOUS (Continued)

32. An ordinance granting a Planned Development District for a public school other than an open enrollment charter school and MF-2(A) Multifamily District uses on the west side of Brockbank Drive, south of Park Lane, and on the southeast corner of Brockbank Drive and Valley Meadow Drive - Z056-325 - Financing: No cost consideration to the City **[07-0984; ORDINANCE 26605; APPROVED]**
33. An ordinance authorizing a correction to Ordinance No. 25917 for an amendment to and expansion of Planned Development District No. 282 for a hospital, office and related uses on property zoned Planned Development District No. 282 and Planned Development District No. 468 on property bounded by Beckley Avenue, Colorado Boulevard, Haines Avenue and Greenbriar Lane to accurately reflect the revised size of Planned Development District No. 468 - Z045-112 - Financing: No cost consideration to the City **[07-0985; ORDINANCE 26606; APPROVED]**
34. Authorize certain amendments to the City of Dallas Main Street District Initiative Loan and Grant Program previously approved on October 22, 2003, by Resolution No. 03-2884, as amended, allowing retail façade grants and expanding the restaurant assistance terms - Financing: No cost consideration to the City **[07-0986; APPROVED AS AN INDIVIDUAL ITEM]**
35. Authorize a twelve-month Interlocal Agreement with Parkland Health and Hospital System to provide transportation services for adults who are age 60 years and older residing in West Dallas, South Dallas, Oak Cliff, and Pleasant Grove for medical and other health related appointments for the period April 1, 2007 through March 31, 2008 - Not to exceed \$75,000 - Financing: Current Funds **[07-0987; CORRECTED ON THE ADDENDUM; APPROVED]**
36. Authorize **(1)** a partial release of lien against the improved property at 3101 Grand Avenue, the Grand Plaza Shopping Center, in exchange for a lump sum principal payment in the amount of \$16,377 from South Dallas Fair Park Inner City Development Corporation to Southern Dallas Development Corporation for the loan modification approved on June 25, 2003, by Resolution No. 03-1932, and, **(2)** South Dallas Fair Park Inner City Development Corporation to grant a 1,376 square foot easement of property located at 3101 Grand Avenue to Dallas Area Rapid Transit for the expansion of Grand Avenue to accommodate a light rail right-of-way - Financing: No cost consideration to the City **[07-0988; APPROVED AS AN INDIVIDUAL ITEM]**
37. Authorize **(1)** a public hearing to be held on April 11, 2007 to receive comments on the proposed private sale by quitclaim deed of 5 unimproved properties acquired by the taxing authorities from the Sheriff's Sale to Cornerstone Community Development Corporation, 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 **[07-0989; APPROVED]**

CONSENT AGENDA (Continued)
MISCELLANEOUS (Continued)

38. An ordinance approving the Dallas-Fort Worth International Airport Board Resolution No. 2007-02-30, which amends Part Nine-Oil and Gas Exploration and Production of the Dallas-Fort Worth International Airport Board's Construction and Fire Prevention Standards Resolution (adopted by Resolution No. 88-147), as amended, to establish a Variance Resolution Committee for Gas Exploration and Production - Financing: No cost consideration to the City **[07-0990; ORDINANCE 26607; APPROVED]**
39. Authorize a renewal to the contract with the Museum of African American Life and Culture to provide a cultural awareness program for low- to moderate-income youth in the southern Dallas area - Not to exceed \$50,000 - Financing: 2006-07 Community Development Grant Funds **[07-0991; APPROVED]**
40. Authorize a revision to the City's Community Development Block Grant Timely Expenditure Policy to add benchmarks for unspent project funds - Financing: No cost consideration to the City **[07-0992; APPROVED]**
41. Authorize an amendment to the list of employees who are authorized to conduct transactions for the investment of City funds in the Texas Local Government Investment Pool - Financing: No cost consideration to the City **[07-0993; APPROVED]**
42. Authorize the issuance of tax-exempt improvement and refunding bonds to be issued by the Red River Education Finance Corporation in an aggregate principal amount not to exceed \$53,000,000 for the benefit of the St. Mark's School of Texas - Financing: No cost consideration to the City **[07-0994; APPROVED]**
43. Authorize exercise of the two-year option to extend the City Depository contract with Bank of America, N.A. from August 1, 2007 to July 30, 2009 - Not to exceed \$1,000,000 annually - Financing: Current Funds (\$600,000) and Water Utilities Current Funds (\$400,000) **[07-0995; APPROVED AS AN INDIVIDUAL ITEM]**
44. Authorize a one-year professional services agreement with Professional Development Institute, a non-profit corporation, located on the campus of the University of North Texas in Denton, for consultant services for the development of a real-time, intelligence-based, fusion center to serve as an information and intelligence hub for the North Central Texas Urban Area for the period of December 15, 2006 through December 31, 2007 - Not to exceed \$150,000 - Financing: 2005 Urban Area Security Initiative Grant Funds **[07-0996; DELETED ON THE ADDENDUM]**
45. Authorize a Memorandum of Understanding with the Dallas County District Attorney's Office for funding reimbursement for the Dallas Police Department's sub-recipient participation in the Grants to Encourage Arrest Policies and Enforcement of Protective Orders Program continuation grant for the period April 1, 2007 through March 31, 2009 - Not to exceed \$368,621 - Financing: Current Funds (subject to annual appropriations) **[07-0997; APPROVED]**

CONSENT AGENDA (Continued)
MISCELLANEOUS (Continued)

46. Authorize a professional services contract with Meridian Project Systems, Inc. to provide software maintenance for a three-year period from December 30, 2006 to December 30, 2009 for the Prolog Software currently utilized for the capital projects management information (CapPro) system, which will replace the maintenance agreement with A+ Integrated Solutions, previously approved on January 14, 2004 by Resolution No. 04-0190 - Not to exceed \$237,195 - Financing: Current Funds (\$210,113 subject to annual appropriations) **[07-0998; APPROVED AS AN INDIVIDUAL ITEM]**
47. An ordinance amending Article IV of Chapter 18, Municipal Solid Wastes, of the Dallas City Code, as amended, to define gross receipts clarifying the definition of a solid waste collection service; excluding recyclers from solid waste collection franchise fees and requirements; providing a penalty not to exceed \$2,000; providing a saving clause; providing a severability clause; and providing an effective date - Financing: No cost consideration to the City **[07-0999; ORDINANCE 26608; APPROVED]**
48. Authorize ordinances granting 80 franchises for solid waste collection and hauling, pursuant to Chapter XIV, City Charter, and Chapter 18, Article IV, of the Dallas City Code (list attached) - Estimated Annual Revenue: \$2,353,008 **[07-1000; ORDINANCE 26609 THRU 26688; APPROVED]**
49. Authorize a Memorandum of Agreement with the Tarrant Regional Water District to jointly study the feasibility of raw water transmission facilities - Not to exceed \$200,000 - Financing: Water Utilities Current Funds **[07-1001; APPROVED]**

PUBLIC HEARINGS AND RELATED ACTIONS

ZONING CASES – INDIVIDUAL

50. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for private streets on property zoned an R-7.5(A) Single Family District, on the east line of Audelia Road, south of Shadow Way **[07-1002; ORDINANCE 26689; CPC RECOMMENDATION FOLLOWED]**
Recommendation of Staff and CPC: Approval for a permanent time period, subject to a site plan and conditions
Z056-227(RB)
51. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a tower/antenna for cellular communication on property zoned an R-7.5(A) Single Family District west of St. Augustine Road, north of Homeplace Drive **[07-1003; ORDINANCE 26690; CPC RECOMMENDATION FOLLOWED]**
Recommendation of Staff: Denial
Recommendation of CPC: Approval for a permanent time period, subject to a site plan and conditions
Z056-297(JH)

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)ZONING CASES - INDIVIDUAL (Continued)

52. A public hearing to receive comments regarding an application for a Planned Development Subdistrict for GR General Retail Subdistrict uses and other related uses on property zoned an MF-2 Multiple Family Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District on both sides of Carlisle Street, between Hall Street and Carlisle Place **[07-1004; CPC RECOMMENDATION FOLLOWED TO DENY WITH PREJUDICE]**
Recommendation of Staff and CPC: Denial
Z067-101(WE)
53. A public hearing to receive comments regarding an application for a renewal of and expansion of Specific Use Permit No. 1604 for an Industrial outside potentially incompatible use for a concrete crushing plant on property zoned an IM Industrial Manufacturing District and a request for an IM Industrial Manufacturing District on property zoned an IR Industrial Research District with deed restrictions volunteered by the applicant for that portion of the request associated with the expansion of SUP No. 1604 located along the west line of Conveyor Lane, southwest of Inwood Road and an ordinance granting the renewal of Specific Use Permit No. 1604 **[07-1005; STAFF RECOMMENDATION FOLLOWED TO DENY]**
Recommendation of Staff: Denial
Recommendation of CPC: Approval of a renewal of Specific Use Permit No. 1604 for an 18-month time period with no eligibility for automatic renewals, subject to a site plan and conditions and denial of an IM Industrial Manufacturing District and expansion of Specific Use Permit on the IR District portion
Z067-113(RB)
54. A public hearing to receive comments regarding an application for a CS Commercial Service District on property zoned an R-7.5(A) Single Family District and a CR Community Retail District on the east side of Hermosa Drive and on both sides of Fuller Drive and an ordinance granting a CS Commercial Service District and a resolution accepting deed restrictions volunteered by the applicant exclusive of the lot on the east corner of Hermosa Drive and Fuller Drive **[07-1006; ORDINANCE 26691; CPC RECOMMENDATION FOLLOWED]**
Recommendation of Staff: Denial
Recommendation of CPC: Approval of a CS Commercial Service District subject to deed restrictions volunteered by the applicant exclusive of the lot on the east corner of Hermosa Drive and Fuller Drive
Z067-118(JH)
55. A public hearing to receive comments regarding an application for and an ordinance granting a Neighborhood Stabilization Overlay (NSO) on property zoned an R-7.5(A) Single Family District and an R-7.5(A)-MD-1 Single Family District with a Modified Delta Overlay in an area bounded by Greenville Avenue, Winton Street, Matilda Street & the alley south of Kenwood Street **[07-1007; ORDINANCE 26692; CPC RECOMMENDATION FOLLOWED]**
Recommendation of Staff and CPC: Approval
Z067-128(MF)

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)
ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

- 56. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development Subdistrict for MF-2 Multiple Family Subdistrict Uses on property zoned an MF-2 Multiple Family Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the north quadrant of Kings Road and Fairmount Street **[07-1008; CONTINUED UNTIL APRIL 25, 2007; HEARING OPEN]**

Recommendation of Staff and CPC: Approval, subject to a conceptual plan and conditions

Z056-284(RB)

Note: This item was considered by the City Council at a public hearing on February 28, 2007, and was taken under advisement until March 28, 2007, with the public hearing open.

MISCELLANEOUS HEARINGS

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

Private Sale of Unimproved Property

- 57. * A public hearing to receive comments on the proposed private sale by quitclaim deed of the unimproved property located at 2440 Starks Avenue acquired by the taxing authorities from the Sheriff's Sale to East Dallas Community Organization, Inc., a qualified non-profit organization (list attached) - Financing: No cost consideration to the City **[07-1009; HEARING CLOSED]**
- 58. * Authorize the private sale, as provided for by Section 34.015 of the Texas Property Tax Code, by quitclaim deed of the unimproved property located at 2440 Starks Avenue acquired by the taxing authorities from the Sheriff's Sale to a qualified non-profit organization and execution of a release of non-tax liens included in the foreclosure judgment and post-judgment non-tax liens, if any (list attached) - Revenue: \$1,000 **[07-1009; APPROVED]**
- 59. A public hearing to receive comments in preparation of the FY 2007-08 Operating, Capital, Grant and Trust budgets - Financing: No cost consideration to the City **[07-1010; HEARING CLOSED; APPROVED]**

ITEMS FOR INDIVIDUAL CONSIDERATION

- 60. 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) **[07-1011; APPOINTMENTS MADE TO BOARDS]**

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

Dallas Morning News at South Port

- 61. * Authorize rescinding Resolution No. 05-1608, previously approved on May 25, 2005, that authorized an infrastructure cost participation agreement with Dallas Morning News, L.P. at South Port in an amount up to 50 percent of the total cost of public improvements not to exceed \$1,300,000 - Financing: No cost consideration to the City **[07-1012; APPROVED]**

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)Dallas Morning News at South Port (Continued)

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

62. * Authorize an amendment to the tax abatement agreement previously approved on May 25, 2005, by Resolution No. 05-1609, reducing the ten-year tax abatement with Dallas Morning News, L.P. at South Port from 90 percent to 50 percent on added value to real property, the number of jobs created from 152 to 80, and the required investment for real property improvements from \$46,000,000 to \$19,000,000 - Revenue: First year tax revenue estimated at \$69,274; ten-year tax revenue estimated at \$692,740 (Estimated revenue foregone for ten-year abatement is \$692,740) **[07-1013; APPROVED]**
63. Authorize a thirty-six-month master agreement for crushed and block ice with the lowest responsible bidder of two - Reddy Ice Corporation or Blue American Ice Company, Inc. - Not to exceed \$363,503 - Financing: Current Funds (\$172,071), Water Utilities Current Funds (\$191,432) **(Tie Bids) [07-1014; APPROVED]**

ITEMS FOR FURTHER CONSIDERATION

64. Authorize a twenty-four-month master agreement for steel trash receptacles with lids, with the only bidder - Nationwide Supplies - Not to exceed \$302,400 - Financing: Current Funds **[07-1015; APPROVED]**
65. 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 Northwest Corridor Line Section (NW-2) located near the intersections of Wyman Street and Denton Drive, Seelcco Street and Denton Drive, Love Field and Denton Drives and Community and Denton Drives (list attached) - Financing: No cost consideration to the City **[07-1016; APPROVED]**
66. Authorize a professional services contract with Alan Plummer Associates, Inc., for the design of the Pavaho Stormwater Wetland Supplemental Environmental Project downstream of Sylvan Avenue along the west bank of the Trinity River within the Dallas floodway - \$304,840 - Financing: Current Funds **[07-1017; CORRECTED ON THE ADDENDUM; APPROVED]**
67. An ordinance amending Chapter 34 of the Dallas City Code to revise grievance and appeal procedures for sworn members of the police department who have been discharged - Financing: No cost consideration to the City **[07-1018; ORDINANCE 26693; APPROVED]**

**ADDENDUM
CITY COUNCIL MEETING
MARCH 28, 2007
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A.M.**

ADDITIONS:

Closed Session **[07-1019]**

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

- Warwick Player v. Leslie Reese, Civil Action No. 3:04-CV-1918-BD
- City of Dallas v. Steve S. Crossett, Cause No. 06-04392-L,
Steve Crossett v. City of Dallas and The Board of Adjustment
of The City of Dallas, Civil Action No. 3:06-CV-0582-M
- City of Coppell v. CB Parkway Business Center VI, Ltd., and
Trammell Crow Company No. 43, Ltd., Cause No. 05-15940-C,
City of Dallas v. Coppell Independent School District Board of Trustees,
Appeal No. 05-07-00071
- Weldon Contractors, Ltd. v. Meridian Commercial, Inc., et al.,
Cause No. 04-04679-L

CONSENT ADDENDUM

AUTHORIZATIONS RELATED TO CONSTRUCTION PROJECTS

Construction Miscellaneous

1. Authorize a transmission line relocation agreement with TXU Electric Delivery to remove, relocate and/or bury overhead electrical lines for the new Homeless Assistance Center to be located at 1818 Corsicana Street - \$75,000 - Financing: 2005 Homeless Proposition Bond Funds **[07-1020; APPROVED]**

LAND ACQUISITION

2. Authorize moving expense and replacement housing payments for these homeowners in the Cadillac Heights neighborhood **(1)** Ilda Cisneros at 815 LaSalle St. in the amount of \$37,000, **(2)** Homero and Linda Hinojosa at 814 Packard St. in the amount of \$37,000, and **(3)** Luis A. Sierra Trevino and Yolanda C. Sierra at 1027 LaSalle St. in the amount of \$37,000, who will be displaced in conjunction with real property acquisition activities for a public service facility - Total not to exceed \$111,000 - Financing: Current Funds **[07-1021; APPROVED AS AN INDIVIDUAL ITEM]**

**ADDENDUM
CITY COUNCIL MEETING
MARCH 28, 2007**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

LAND ACQUISITION (Continued)

3. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of five properties improved with single-family homes in the Cadillac Heights neighborhood for the proposed future location of City facilities (list attached) - Not to exceed \$286,000 - Financing: Current Funds **[07-1022; APPROVED AS AN INDIVIDUAL ITEM]**
4. Authorize acquisition, from Charles C. Liles and Cheryl D. Liles, of approximately 43,560 square feet of land improved with a single-family residence located in Kaufman County for the Lake Tawakoni 144-inch pipeline - \$267,912 - Financing: Water Utilities Capital Construction Funds **[07-1023; APPROVED]**

LAND MISCELLANEOUS

5. An ordinance abandoning a portion of a sanitary sewer easement to Fitzhugh Apartments Limited Partnership, the abutting owner, containing approximately 4,921 square feet of land located near the intersection of Alcott and Kirby Streets, and authorizing the quitclaim - Revenue: \$5,000 plus the \$20 ordinance publication fee **[07-1024; ORDINANCE 26694; APPROVED]**
6. An ordinance closing a portion of Sadler Circle at its intersection with the proposed Dallas Area Rapid Transit NW-1B light rail line - Financing: No cost consideration to the City **[07-1025; ORDINANCE 26695; APPROVED]**
7. An ordinance closing a portion of Brookfield Avenue at its intersection with the proposed Dallas Area Rapid Transit NW-2 light rail line - Financing: No cost consideration to the City **[07-1026; ORDINANCE 26696; APPROVED]**
8. An ordinance closing a portion of Lovers Lane at its intersection with the proposed Dallas Area Rapid Transit NW-2 light rail line - Financing: No cost consideration to the City **[07-1027; ORDINANCE 26697; APPROVED]**
9. An ordinance closing a portion of Bomar Avenue at its intersection with the proposed Dallas Area Rapid Transit NW-2 light rail line - Financing: No cost consideration to the City **[07-1028; ORDINANCE 26698; APPROVED]**
10. An ordinance closing a portion of Langdon Avenue at its intersection with the proposed Dallas Area Rapid Transit NW-2 light rail line - Financing: No cost consideration to the City **[07-1029; ORDINANCE 26699; APPROVED]**
11. An ordinance closing a portion of Lovedale Avenue at its intersection with the Dallas Area Rapid Transit NW-2 light rail line - Financing: No cost consideration to the City **[07-1030; ORDINANCE 26700; APPROVED]**

**ADDENDUM
CITY COUNCIL MEETING
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ADDITIONS: (Continued)
CONSENT ADDENDUM (Continued)

LAND MISCELLANEOUS (Continued)

12. An ordinance closing a portion of Bertrand Avenue at its intersection with the proposed Dallas Area Rapid Transit SE-1 light rail line - Financing: No cost consideration to the City **[07-1031; ORDINANCE 26701; APPROVED]**
13. An ordinance closing a portion of Race Street at its intersection with the proposed Dallas Area Rapid Transit SE-1 light rail line - Financing: No cost consideration to the City **[07-1032; ORDINANCE 26702; APPROVED]**
14. An ordinance closing a portion of Rutledge Street at its intersection with the proposed Dallas Area Rapid Transit SE-1 light rail line - Financing: No cost consideration to the City **[07-1033; ORDINANCE 26703; APPROVED]**
15. An ordinance closing a portion of Walton Street at its intersection with the proposed Dallas Area Rapid Transit SE-1 light rail line - Financing: No cost consideration to the City **[07-1034; ORDINANCE 26704; APPROVED]**
16. An ordinance closing a portion of Willow Street at its intersection with the proposed Dallas Area Rapid Transit SE-1 light rail line - Financing: No cost consideration to the City **[07-1035; ORDINANCE 26705; APPROVED]**

PURCHASING OF EQUIPMENT, SUPPLIES AND SERVICES

17. Authorize a twelve-month master agreement for automated refuse trucks with the lowest responsible bidders of five - The Around the Clock Freightliner Group L.P. in the amount of \$1,649,354 and Equipment Southwest in the amount of \$1,045,800 - Total not to exceed \$2,695,154 - Financing: 2006 Equipment Acquisition Contractual Obligation Notes (\$2,585,437), Current Funds (\$109,717) **[07-1036; APPROVED AS AN INDIVIDUAL ITEM]**
18. Authorize the purchase of a bomb response vehicle to be deployed in response to situations involving suspected or confirmed hazardous devices, with the only bidder - Gerling and Associates - Not to exceed \$160,000 - Financing: 2005 Buffer Zone Protection Program Grant Funds **[07-1037; APPROVED]**
19. Authorize the purchase of a special purpose trailer to be used for the storage and transport of emergency equipment used by Police S.W.A.T. units with the lowest responsible bidder of two - Crash Rescue Equipment Service - Not to exceed \$131,231 - Financing: 2005 Buffer Zone Protection Program Grant Funds **[07-1038; APPROVED]**

**ADDENDUM
CITY COUNCIL MEETING
MARCH 28, 2007**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

RATIFICATION OF EMERGENCY PURCHASE

20. Ratify emergency rental of 6 generators to prepare the Fretz Park, Grauwlyer, Harry Stone, Kidd Springs, Samuell-Grand, and Tommie Allen Recreation Centers to serve as shelters during recent inclement weather - Aggreko, Inc. - \$33,645 - Financing: Current Funds **[07-1039; APPROVED AS AN INDIVIDUAL ITEM]**

21. Ratify emergency rental of two 40-ton dump trucks for use at the McCommas Bluff Landfill - T-K-O Equipment, Co. - Not to exceed \$63,000 - Financing: Current Funds **[07-1040; APPROVED]**

MISCELLANEOUS

22. Authorize the City Auditor's 2006-07 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 **[07-1041; APPROVED]**

23. Authorize a development agreement with Hunt-Woodbine Realty Corporation to design and provide funding for management and construction of the City's capital improvements to Union Station located at 400 South Houston in the amount of \$3,960,000 - Financing: To be advanced by the developer **[07-1042; DEFERRED INDEFINITELY]**

24. A resolution directing the City Manager to undertake various outreach activities while implementing the 2006 Bond Program including informational forums, educational workshops, business matchmaking one-on-one meetings, and a mentor-protégé program - Financing: No cost consideration to the City **[07-1043; APPROVED AS AMENDED]**

ITEMS FOR INDIVIDUAL CONSIDERATION

25. A resolution authorizing the City of Dallas' participation, as endorsing municipality, to initiate the establishment of the Other Events Trust Fund by the State Comptroller of Public Accounts with respect to Super Bowl XLV in 2011 - Financing: No cost consideration to the City **[07-1044; APPROVED]**

26. A resolution regarding assurances to the National Football League concerning support for Super Bowl XLV in 2011 which will be included in the North Texas Super Bowl Committee, Inc. bid proposal - Financing: No cost consideration to the City **[07-1045; APPROVED]**

**ADDENDUM
CITY COUNCIL MEETING
MARCH 28, 2007**

ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION

27. Authorize amendments to the 2007 City Calendar to **(1)** cancel the Council-Staff Planning Session currently scheduled for April 20, 2007; **(2)** revise dates related to the May 2007 election and potential June 2007 runoff election; and **(3)** revise the 2007 Inauguration date - Financing: No cost consideration to the City **[07-1046; APPROVED]**
28. A resolution to amend the date of the Canvassing Committee report to the City Council by authorizing the Mayor to confirm the previous appointment on February 14, 2007 of the Ad Hoc City Council Canvassing Committee to review the returns of the May 12, 2007, general election, and submit a canvass report to the full City Council on Wednesday, May 23, 2007 - Financing: No cost consideration to the City **[07-1047; APPROVED]**

CORRECTIONS:

35. Authorize a ~~twelve-month~~ six-month Interlocal Agreement with Parkland Health and Hospital System to provide transportation services for adults who are age 60 years and older residing in West Dallas, South Dallas, Oak Cliff, and Pleasant Grove for medical and other health related appointments for the period April 1, 2007 through ~~March 31, 2008~~ September 30, 2007 - Not to exceed \$75,000 - Financing: Current Funds **[07-0987]**
66. Authorize a professional services contract with Alan Plummer Associates, Inc., for the design of the Pavaho Stormwater Wetland Supplemental Environmental Project downstream of Sylvan Avenue along the west bank of the Trinity River within the Dallas floodway - ~~\$304,840~~ \$294,885 - Financing: Current Funds **[07-1017]**

DELETION:

44. Authorize a one-year professional services agreement with Professional Development Institute, a non-profit corporation, located on the campus of the University of North Texas in Denton for consultant services for the development of a real-time, intelligence-based, fusion center to serve as an information and intelligence hub for the North Central Texas Urban Area for the period of December 15, 2006 through December 31, 2007 - Not to exceed \$150,000 - Financing: 2005 Urban Area Security Initiative Grant Funds **[07-0996]**