

AGENDA
CITY COUNCIL MEETING
FEBRUARY 27, 2008
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A. M.

Invocation and Pledge of Allegiance (Council Chambers) **[08-0620]**

Agenda Item/Open Microphone Speakers **[08-0621]**

VOTING AGENDA

1. Approval of Minutes of the February 13, 2008 City Council Meeting **[08-0622; APPROVED]**

CONSENT AGENDA **[08-0623]**

Business Development & Procurement Services

2. Authorize **(1)** a sixty-month service contract for janitorial services at the Jack Evans Police Headquarters with Andrew's Building Service, Inc. in the amount of \$3,388,778; and **(2)** a sixty-month service contract for parking garage cleaning services at the Jack Evans Police Headquarters adjoining garage with Eagle Maintenance Company, Inc. dba Service Master Clean in the amount of \$384,627, best value bidders of seven - Total not to exceed \$3,773,405 - Financing: Current Funds (subject to annual appropriations) **[08-0624; APPROVED]**
3. Authorize **(1)** the purchase and installation of software license in the amount of \$582,000, **(2)** a sixty-month software maintenance agreement in the amount of \$261,252, and **(3)** a service agreement for on-going development support in the amount of \$178,500 for a document composition solution for preparation of customer invoices and collection notices via the Pay1 system - Exstream Software, LLC., most advantageous proposer of three - Total not to exceed \$1,021,752 - Financing: 2006 Water Revenue Bond Funds (\$582,000), Water Utilities Current Funds (\$439,752) (subject to annual appropriations) **[08-0625; APPROVED]**

CONSENT AGENDA (Continued)

Business Development & Procurement Services (Continued)

4. Authorize a contract with the Greater Dallas Asian American Chamber of Commerce to provide a Community Outreach Liaison Program for the period of April 1, 2008 through March 31, 2009 - Not to exceed \$37,674 - Financing: Current Funds (subject to annual appropriations) **[08-0626; APPROVED AS AN INDIVIDUAL ITEM]**
5. Authorize a contract with the Greater Dallas Hispanic Chamber of Commerce to provide a Community Outreach Liaison Program for the period of April 1, 2008 through March 31, 2009 - Not to exceed \$54,212 - Financing: Current Funds (subject to annual appropriations) **[08-0627; APPROVED AS AN INDIVIDUAL ITEM]**
6. Authorize a contract for swimming pool renovations at Pleasant Oaks Recreation Center - Sunbelt Pools, Inc., lowest responsible bidder of two - Not to exceed \$189,878 - Financing: 2006 Bond Funds (\$185,000), Current Funds (\$4,878) **[08-0628; APPROVED]**
7. Authorize a twelve-month master agreement for automobiles, light trucks, motorcycles, vans and utility trucks - Sam Pack's Five Star Ford in the amount of \$2,447,255, Caldwell Country Chevrolet in the amount of \$2,218,255, Sonic Lute Riley Honda L.P. dba Lute Riley Honda in the amount of \$1,598,967, Southwest International Trucks, Inc. in the amount of \$1,495,621, Planet Ford 6 in the amount of \$435,928, The Around the Clock Freightliner Group L.P. in the amount of \$253,276, McKinney Dodge in the amount of \$ 232,284, Metro Ford Truck Sales, Inc. in the amount of \$132,852, B & C Body Co. in the amount of \$111,728 and Red River Harley-Davidson in the amount of \$61,764, lowest responsible bidders of fourteen - Total not to exceed \$8,987,930 - Financing: 2007 Equipment Acquisition Contractual Obligation Notes (\$6,056,602), Water Utilities Current Funds (\$1,610,894), Current Funds (\$675,507), 2006 Equipment Acquisition Contractual Obligation Notes (\$424,770), Aviation Current Funds (\$112,245), Building Inspection Current Funds (\$107,912) **[08-0629; APPROVED AS AN INDIVIDUAL ITEM]**
8. Authorize a twenty-four-month service contract for non-emergency wrecker services - Recovery Systems, Inc. dba Pro-Tow, lowest responsible bidder of six - Not to exceed \$1,438,043 - Financing: Current Funds (\$1,408,043), Confiscated Monies Funds (\$30,000) **[08-0630; APPROVED AS AN INDIVIDUAL ITEM]**
9. Authorize an Interlocal Agreement with the Texas Department of Transportation to purchase from each others contracts for goods and services when economical - Financing: No cost consideration to the City **[08-0631; APPROVED]**

City Attorney's Office

10. Authorize settlement of the lawsuit styled Heather Koetzle and Krystina Murphy v. City of Dallas, Cause No. 06-06203-D - Not to exceed \$29,500 - Financing: Current Funds **[08-0632; APPROVED]**

CONSENT AGENDA (Continued)

City Attorney's Office (Continued)

11. Authorize settlement of the lawsuit styled Paul Lavell Jennings v. Albert Martinez and Lorne Ahrens, Civil Action No. 3:05-CV-2044-P - Not to exceed \$50,000 - Financing: Current Funds **[08-0633; APPROVED]**
12. Authorize Supplemental Agreement No. 1 to the professional services contract with the law firm of Hunton & Williams, L.L.P., for additional legal services necessary in the lawsuit styled Terrell Bolton v. City of Dallas, Texas, and City Manager Teodoro Benavides, in his official and individual capacities, Civil Action No. 3-04-CV-0501-D - Not to exceed \$95,000, from \$150,000 to \$245,000 - Financing: Current Funds **[08-0634; APPROVED]**
13. Authorize Supplemental Agreement No. 1 to the professional services contract with the consulting firm of Analytic Focus, L.L.C., for additional consultant support and expert witness services necessary in the lawsuit styled AHF Community Development, LLC v. City of Dallas, et al., Civil Action No. 3:06-CV-1035-D - Not to exceed \$25,000, from \$15,000 to \$40,000 - Financing: Current Funds **[08-0635; APPROVED AS AN INDIVIDUAL ITEM]**

Department of Development Services

14. A resolution authorizing the conveyance of an easement for equipment stations to Southwestern Bell Telephone Company d/b/a AT&T Texas, containing approximately 625 square feet of land located near the intersection of Westmoreland and Camp Wisdom Roads - Revenue: \$1,000 **[08-0636; APPROVED AS AN INDIVIDUAL ITEM]**
15. A resolution authorizing the sale of approximately 28,434 square feet of unwanted and unneeded City-owned land improved with a former fire station located near the intersection of Shiloh and Centerville Roads to Rudy Mitchell Investments, Inc. the highest bidder - Revenue: \$150,000 **[08-0637; APPROVED]**
16. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from PBH Investments, L.L.C., of approximately 3,600 square feet of land located near the intersection of Hugo and Woodside Streets for the Woodside Pedestrian Way Extension Project - \$169,200 - Financing: State - Thomas TIF District Funds **[08-0638; APPROVED]**
17. An ordinance abandoning portions of a floodway easement and a sanitary sewer easement to Mustang Texas GA, LLC, and a portion of a sanitary sewer easement to Joe C. Longbotham and Karen Longbotham, the abutting owners, containing approximately 9 acres of land located near the intersection of Keller Springs and Preston Roads - Revenue: \$5,400 plus the \$20 ordinance publication fee **[08-0639; ORDINANCE 27089; APPROVED]**

CONSENT AGENDA (Continued)

Economic Development

FY 2007 Tax Increment Financing Zone Annual Reports

18. * A resolution accepting the FY 2007 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number One, (State-Thomas TIF District), submitted by the State-Thomas TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to other taxing jurisdictions which participate in the District, and to the Attorney General of Texas, and the State Comptroller, as required by state law - Financing: No cost consideration to the City **[08-0640; APPROVED AS AN INDIVIDUAL ITEM]**
19. * A resolution accepting the FY 2007 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Two, (Cityplace Area TIF District), submitted by the Cityplace Area TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to other taxing jurisdictions which participate in the District, and to the Attorney General of Texas, and the State Comptroller, as required by state law - Financing: No cost consideration to the City **[08-0641; APPROVED]**
20. * A resolution accepting the FY 2007 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Three, (Oak Cliff Gateway TIF District), submitted by the Oak Cliff Gateway TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to other taxing jurisdictions which participate in the District, and to the Attorney General of Texas, and the State Comptroller, as required by state law - Financing: No cost consideration to the City **[08-0642; APPROVED]**
21. * A resolution accepting the FY 2007 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Four, (Cedars TIF District), submitted by the Cedars TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to other taxing jurisdictions which participate in the District, and to the Attorney General of Texas, and the State Comptroller, as required by state law - Financing: No cost consideration to the City **[08-0643; APPROVED]**
22. * A resolution accepting the FY 2007 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Five, (City Center TIF District), submitted by the City Center TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the other taxing jurisdictions which participate in the District, and to the Attorney General of Texas, and the State Comptroller, as required by state law - Financing: No cost consideration to the City **[08-0644; APPROVED]**
23. * A resolution accepting the FY 2007 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Six, (Farmers Market TIF District), submitted by the Farmers Market TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to other taxing jurisdictions which participate in the District, and to the Attorney General of Texas, and the State Comptroller, as required by state law - Financing: No cost consideration to the City **[08-0645; APPROVED]**

CONSENT AGENDA (Continued)

Economic Development (Continued)

FY 2007 Tax Increment Financing Zone Annual Reports (Continued)

24. * A resolution accepting the FY 2007 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Seven, (Sports Arena TIF District), submitted by the Sports Arena TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to other taxing jurisdictions which participate in the District, and to the Attorney General of Texas, and the State Comptroller, as required by state law - Financing: No cost consideration to the City **[08-0646; APPROVED]**
25. * A resolution accepting the FY 2007 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Eight, (Design District TIF District), submitted by the Design District TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to other taxing jurisdictions which participate in the District, and to the Attorney General of Texas, and the State Comptroller, as required by state law - Financing: No cost consideration to the City **[08-0647; APPROVED]**
26. * A resolution accepting the FY 2007 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Nine, (Vickery Meadow TIF District), submitted by the Vickery Meadow TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to other taxing jurisdictions which participate in the District, and to the Attorney General of Texas, and the State Comptroller, as required by state law - Financing: No cost consideration to the City. **[08-0648; APPROVED]**
27. * A resolution accepting the FY 2007 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Ten, (Southwestern Medical TIF District), submitted by the Southwestern Medical TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to other taxing jurisdictions which participate in the District, and to the Attorney General of Texas, and the State Comptroller, as required by state law - Financing: No cost consideration to the City **[08-0649; APPROVED]**
28. * A resolution accepting the FY 2007 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Eleven, (Downtown Connection TIF District), submitted by the Downtown Connection TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the other taxing jurisdictions which participate in the District, and to the Attorney General of Texas, and the State Comptroller, as required by state law - Financing: No cost consideration to the City **[08-0650; APPROVED]**
29. * A resolution accepting the FY 2007 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Twelve, (Deep Ellum TIF District), submitted by the Deep Ellum TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to other taxing jurisdictions which participate in the District, and to the Attorney General of Texas, and the State Comptroller, as required by state law - Financing: No cost consideration to the City **[08-0651; APPROVED]**

CONSENT AGENDA (Continued)

Economic Development (Continued)

FY 2007 Tax Increment Financing Zone Annual Reports (Continued)

30. * A resolution accepting the FY 2007 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Thirteen, (Grand Park South TIF District), submitted by the Grand Park South TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to other taxing jurisdictions which participate in the District, and to the Attorney General of Texas, and the State Comptroller, as required by state law - Financing: No cost consideration to the City **[08-0652; APPROVED]**
31. * A resolution accepting the FY 2007 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Fourteen, (Skillman Corridor TIF District), submitted by the Skillman Corridor TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to other taxing jurisdictions which participate in the District, and to the Attorney General of Texas, and the State Comptroller, as required by state law - Financing: No cost consideration to the City **[08-0653; APPROVED]**
32. * A resolution accepting the FY 2007 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Fifteen, (Fort Worth Avenue TIF District), submitted by the Fort Worth Avenue TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to other taxing jurisdictions which participate in the District, and to the Attorney General of Texas, and the State Comptroller, as required by state law - Financing: No cost consideration to the City **[08-0654; APPROVED]**
33. * A resolution accepting the FY 2007 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Sixteen, (Davis Garden TIF District), submitted by the Davis Garden TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to other taxing jurisdictions which participate in the District, and to the Attorney General of Texas, and the State Comptroller, as required by state law - Financing: No cost consideration to the City **[08-0655; APPROVED]**
34. Authorize **(1)** a public hearing to be held on March 26, 2008 to receive comments on an amendment to Tax Increment Financing Reinvestment Zone Number Fifteen (Fort Worth Avenue TIF District) to decrease the geographic area of the Fort Worth Avenue TIF District boundary to remove certain parcels located northwest and west of the intersection of Sylvan and Fort Worth Avenue and at the close of the hearing, **(2)** consideration of an ordinance amending Ordinance No. 26798 to reflect the boundary amendment - Financing: No cost consideration to the City **[08-0656; APPROVED]**
35. An ordinance **(a)** approving the Project Plan and Reinvestment Zone Financing Plan for Tax Increment Financing Reinvestment Zone Number Sixteen (Davis Garden TIF District); and **(b)** authorizing a participation agreement with Dallas County for Tax Increment Financing Reinvestment Zone Number Sixteen - Financing: No cost consideration to the City **[08-0657; ORDINANCE 27090; APPROVED AS AN INDIVIDUAL ITEM]**

CONSENT AGENDA (Continued)

Economic Development (Continued)

36. Authorize a contract with Dallas CBD Enterprises, Inc. (d/b/a DowntownDallas, Inc.) for an amount not to exceed \$270,000 for the construction, installation and management of installation of enhanced fencing along commercial surface parking lots, in Tax Increment Financing Reinvestment Zone Eleven (Downtown Connection TIF District) - Not to exceed \$270,000 - Financing: Downtown Connection TIF District Funds **[08-0658; APPROVED AS AN INDIVIDUAL ITEM]**

Fire

37. Authorize **(1)** the acceptance of a grant from The Meadows Foundation in the amount of \$161,546 for the purpose of reducing the number of residential fire-related injuries and fatalities in targeted high-risk communities for the period of February 10, 2008 through September 30, 2008; and **(2)** execution of the grant agreement - Not to exceed \$161,546 - Financing: The Meadows Foundation Grant Funds **[08-0659; APPROVED]**

Office of Financial Services

38. Authorize a public hearing to be held on March 26, 2008 to receive comments in preparation of the FY 2008-09 Operating, Capital, Grant, and Trust budgets - Financing: No cost consideration to the City **[08-0660; APPROVED]**
39. Authorize the issuance of tax-exempt financing issued by the Heart of Texas Education Finance Corporation in an amount not to exceed \$6,000,000, for the benefit of Uplift Education - Financing: No cost consideration to the City **[08-0661; APPROVED]**

Park & Recreation

40. Authorize a contract for the renovation of the Texas Discovery Gardens, including demolition, structural components, heating, ventilation and air conditioning and life safety systems, roofing, interior finishes, and landscaping at Fair Park located at 3601 Martin Luther King, Jr. Boulevard - Phoenix I Restoration and Construction, Ltd., best value proposer of three - \$4,703,000 - Financing: 1995 Bond Funds (\$118,852), 1998 Bond Funds (\$86,089), 2003 Bond Funds (\$50,036) and 2006 Bond Funds (\$4,448,023) **[08-0662; APPROVED AS AN INDIVIDUAL ITEM]**
41. Authorize a contract for the construction of a new pavilion, playground, and sidewalks at St. Augustine Park located at 1500 North St. Augustine Road - MetalMan Design/Build Corporation, best value proposer of two - \$347,188 - Financing: 2003 Bond Funds **[08-0663; APPROVED]**
42. Authorize **(1)** a contract for the construction of a new pavilion, walking trail, and pond enhancements at Lake Highlands North Park located at 9344 Church Road with MetalMan Design/Build Corporation in the amount of \$547,962, best value proposer of four; and, **(2)** an increase in appropriations in the amount of \$131,000 in the Capital Gifts, Donation and Development Fund - Total not to exceed \$547,962 - Financing: 2003 Bond Funds (\$416,962) and Capital Gifts, Donation and Development Funds (\$131,000) **[08-0664; APPROVED]**

CONSENT AGENDA (Continued)

Park & Recreation (Continued)

43. Authorize **(1)** an increase in the contract with Phoenix I Restoration and Construction, Ltd. for the installation of shade structures for the new playground at Kiest Park located at 3080 South Hampton Road, in the amount of \$86,337; and, **(2)** an increase in appropriations in the amount of \$270,517 in the Capital Gifts, Donation and Development Fund - \$86,337, from \$571,000 to \$657,337 - Financing: 2006 Bond Funds (\$860) and Capital Gifts, Donation and Development Funds (\$85,477) **[08-0665; APPROVED]**
44. Authorize Supplemental Agreement No. 1 to the professional services contract with Quimby-McCoy Preservation Architecture, LLP, for the preparation of measured drawings and interpretive planning services concerning the structures located at 1920-22 and 1924-26 Main Street for the required documentation of historic structures for the Main Street Garden Park located at 1917 Main Street - \$16,180, from \$24,620 to \$40,800 - Financing: 2006 Bond Funds **[08-0666; APPROVED AS AN INDIVIDUAL ITEM]**

Police

45. Authorize an Agreement with the Internal Revenue Service, Criminal Investigation, a Treasury law enforcement agency, for the purpose of equitable sharing from asset seizure and forfeiture pursuant to a joint operation/task force for the period October 1, 2007 through September 30, 2008 - Financing: No cost consideration to the City **[08-0667; APPROVED]**

Public Works & Transportation

46. Authorize Supplemental Agreement No. 1 to the Management and Operation Agreement with Dallas County Heritage Society dba Old City Park, also known as Dallas Heritage Village, to provide for the funding of infrastructure improvements related to the expansion of Dallas Heritage Village - Financing: No cost consideration to the City **[08-0668; APPROVED]**
47. An ordinance amending Chapter 10A of the Dallas City Code to: **(1)** define terms; **(2)** allow luxury sport-utility vehicles and luxury vans to be used as limousines; **(3)** allow limousine drivers to be independent contractors of holders; **(4)** provide for appeals of limousine driver's permit denials, suspensions, and revocations to the permit and the license appeal board; **(5)** authorize electronic trip manifests; **(6)** eliminate the requirement for one-hour prearrangement of limousine service; **(7)** reduce the time in which a limousine may arrive to pick up a passenger after prearrangement; and **(8)** make certain non-substantive changes - Financing: No cost consideration to the City **[08-0669; ORDINANCE 27091; APPROVED]**
48. Authorize a contract for the construction of barrier free ramp improvements for Group 06-001 (list attached) - Estrada Concrete Company, LLC, lowest responsible bidder of three - \$578,770 - Financing: 2006 Bond Funds (\$542,570) and Water Utilities Capital Construction Funds (\$36,200) **[08-0670; APPROVED AS AN INDIVIDUAL ITEM]**

49. CONSENT AGENDA (Continued)

Public Works & Transportation (Continued)

49. Authorize a contract for the reconstruction of street paving, storm drainage, water, and wastewater main improvements for Street Reconstruction Group 03-610 (list attached) - Tiseo Paving Company, lowest responsible bidder of four - \$2,961,466 - Financing: 2003 Bond Funds (\$1,791,970) and Water Utilities Capital Construction Funds (\$1,169,496) **[08-0671; APPROVED]**
50. Authorize a professional services contract with Jones & Carter, Inc. for the engineering design of 5 street reconstruction projects (list attached) - \$275,803 - Financing: 2003 Bond Funds (\$2,190), 2006 Bond Funds (\$238,708) and Water Utilities Capital Construction Funds (\$34,905) **[08-0672; APPROVED]**
51. Authorize an increase in the contract with Jeske Construction Company for additional quantities of concrete removal for the reconstruction of alley, paving, drainage and wastewater main improvements for Alley Reconstruction Group 03-2020 - Not to exceed \$30,848, from \$555,671 to \$586,519 - Financing: 2003 Bond Funds **[08-0673; APPROVED]**
52. Authorize an increase in the contract with P & E Contractors, Inc., for additional construction costs for street paving, storm drainage and wastewater main improvements on Detonte Street from Gifford Street to the dead-end east of Gifford Street - Not to exceed \$70,507, from \$292,289 to \$362,796 - Financing: 2003 Bond Funds (\$46,755) and Water Utilities Capital Construction Funds (\$23,751) **[08-0674; APPROVED]**
53. Authorize the purchase of library furniture, equipment and the purchase and installation of interior signage for the Bachman Lake Branch Library, which replaces the existing Walnut Hill Branch Library, to be located at 9480 Webb Chapel Road with Cultural Surroundings in the amount of \$137,239; and Libra-Tech Corporation in the amount of \$55,008; and A Sign of Quality, LLC in the amount of \$13,728, lowest responsible bidders of three - Total not to exceed \$205,975 - Financing: 2003 Bond Funds **[08-0675; APPROVED]**
54. Authorize three service agreements with ONCOR Electric Delivery for the relocation of existing overhead electric distribution lines and the installation of temporary street lighting for Bexar Street from C. F. Hawn Freeway (U.S. 175) to Brigham Lane - \$188,118 - Financing: 2003 Bond Funds **[08-0676; APPROVED]**
55. Authorize **(1)** a contract for the construction of paving and drainage improvements for the Dallas Parkway from Briargrove Lane to the KCS Railroad north of President George Bush Turnpike (northbound) and from Briargrove Lane to Haverwood Lane (southbound) - Rebcon, Inc., lowest responsible bidder of six - \$1,578,280; **(2)** the receipt and deposit of funds from Collin County in an amount not to exceed \$789,140; and, **(3)** an increase in appropriations in the amount of \$789,140 in the Capital Projects Reimbursement Fund - Financing: 2003 Bond Funds (\$789,140) and Capital Projects Reimbursement Funds (\$789,140) **[08-0677; APPROVED AS AN INDIVIDUAL ITEM]**

CONSENT AGENDA (Continued)

Public Works & Transportation (Continued)

56. Authorize **(1)** a contract for the construction of paving and drainage improvements for the East Dallas VeloWay, Phase II, from Glasgow Drive to Hill Street with Ken-Do Contracting, L.P. in the amount of \$2,900,102, lowest responsible bidder of five; **(2)** the receipt and deposit of funds from Dallas County in the amount of \$432,000; and **(3)** an increase in appropriations in the amount of \$432,000 in the Capital Projects Reimbursement Fund - Not to exceed \$2,900,102 - Financing: 2003 Bond Funds (\$2,287,656), Capital Projects Reimbursement Funds (\$432,000) and Water Utilities Capital Construction Funds (\$180,446) **[08-0678; APPROVED AS AN INDIVIDUAL ITEM]**
57. Authorize Interlocal Agreements with the Texas Department of Transportation to obtain reimbursement for developing a Safe Routes to School Plan for 15 public schools (list attached) - Not to exceed \$120,000 - Financing: Texas Department of Transportation Grant Funds **[08-0679; APPROVED AS AN INDIVIDUAL ITEM]**

**Safe Routes Non-Infrastructure Plan
Implementation and Infrastructure Projects**

Note: Item Nos. 58 and 59 must be considered collectively.

58. * Authorize Interlocal Agreements with the Texas Department of Transportation to obtain reimbursement for engineering design and installation of sidewalks, barrier free ramps, traffic signs, and crosswalk markings for 15 public schools (list attached) - Not to exceed \$3,219,087 - Financing: Texas Department of Transportation Grant Funds **[08-0680-01; APPROVED AS AN INDIVIDUAL ITEM]**
59. * Authorize Interlocal Agreements with the Texas Department of Transportation to obtain reimbursement for labor and materials associated with safety education and training programs at 15 public schools (list attached) - Not to exceed \$120,000 - Financing: Texas Department of Transportation Grant Funds **[08-0680-02; APPROVED AS AN INDIVIDUAL ITEM]**

**East Dallas Veloway Phase I
(Glasgow Street to Winsted Drive)**

Note: Item Nos. 60 and 61 must be considered collectively.

60. * Authorize payment to the Texas Department of Transportation for the City's share of design and construction costs for construction of the East Dallas Veloway Phase I, a 12' concrete hike and bike trail, from Glasgow Street to Winsted Drive - \$797,999 - Financing: 2003 Bond Funds **[08-0681; APPROVED]**
61. * Authorize an agreement with and payment to Qwest Communications Corporation for relocation of fiber-optic facilities in conflict with the alignment of the East Dallas Veloway Phase I - \$138,371 - Financing: 2003 Bond Funds **[08-0682; APPROVED]**

CONSENT AGENDA (Continued)

Public Works & Transportation (Continued)

Note: Item Nos. 62 and 63 must be considered collectively.

Katy Trail Phase III and Phase IV

62. * Authorize **(1)** a professional services contract with HNTB Corporation to provide design services for bicycle and pedestrian enhancements for Phase III of the KATY Trail extension in the amount of \$173,742; **(2)** the receipt and deposit of funds from the Texas Department of Transportation in an amount not to exceed \$138,994; and **(3)** an increase in appropriations in the amount of \$138,994 for Phase III in the Capital Projects Reimbursement Fund - Not to exceed \$173,742 - Financing: 2003 Bond Funds (\$34,748) and Capital Projects Reimbursement Funds (\$138,994) **[08-0683; APPROVED]**
63. * Authorize **(1)** a professional services contract with HNTB Corporation to provide design services for bicycle and pedestrian enhancements for Phase IV of the KATY Trail extension in the amount of \$859,088; **(2)** the receipt and deposit of funds from the Texas Department of Transportation in an amount not to exceed \$687,271; and **(3)** an increase in appropriations in the amount of \$687,271 for Phase IV in the Capital Projects Reimbursement Fund - Not to exceed \$859,088 - Financing: 2003 Bond Funds (\$171,817) and Capital Projects Reimbursement Funds (\$687,271) **[08-0683; APPROVED]**

Sanitation Services

64. An ordinance amending Chapter 18 of the Dallas City Code to provide for annual increases in landfill disposal service charges under disposal service contracts with the City, based on a designated consumer price index - Financing: No cost consideration to the City **[08-0684; ORDINANCE 27092; APPROVED AS AN INDIVIDUAL ITEM]**

Trinity River Corridor Project

65. Authorize **(1)** the acceptance and deposit of a donation from the Hoblitzelle Foundation through the Trinity Trust Foundation to provide additional enhancement for the Moore Park Gateway in the amount of \$2,000,000, and **(2)** an increase in appropriations in the amount of \$2,000,000 in the Moore Park Gateway Donation fund - Not to exceed \$2,000,000 - Financing: Private Funds **[08-0685; APPROVED AS AN INDIVIDUAL ITEM]**

Water Utilities

66. Authorize a contract for the installation of water and wastewater mains at 22 locations (list attached) - John Burns Construction Company of Texas, Inc., lowest responsible bidder of four - \$6,552,376 - Financing: Water Utilities Capital Improvement Funds (\$6,543,667), 2003 Bond Funds (\$8,709) **[08-0686; APPROVED]**
67. Authorize a five-year contract, with two five-year renewal options, with the City of Carrollton to provide untreated water from Lake Lewisville for the irrigation of Indian Creek Golf Club located in Denton County and McInnish Park Athletic Complex, located in Dallas County - Estimated Annual Revenue: \$49,432 **[08-0687; APPROVED]**

CONSENT AGENDA (Continued)

Water Utilities (Continued)

68. Authorize Supplemental Agreement No. 2 to the professional services contract with Camp Dresser & McKee, Inc. for additional engineering services associated with the design of sidestream treatment facilities at the Southside Wastewater Treatment Plant - \$637,022, from \$3,564,287 to \$4,201,309 - Financing: Water Utilities Capital Construction Funds **[08-0688; APPROVED]**

Pay1 Project

69. * Authorize an increase in the service contract with AXON Solutions, Inc. to provide technical support of the Pay1 billing system after “go-live”, provide role authorizations testing, provide necessary configuration within SAP associated with the Exstream document composition software implementation, and perform a staffing assessment for long term technical support of the Pay1 System - Not to exceed \$1,704,900, from \$11,794,823 to \$13,499,723 - Financing: 2006 Water Revenue Bond Funds (\$128,780) and Current Funds (\$1,576,120) **[08-0689; APPROVED]**
70. * Authorize Supplemental Agreement No. 3 to the professional services contract with Jericho Consulting, Inc., for continued implementation of Phase 2 of the Pay1 project and the addition of specific task orders associated with the Pay1 project - Not to exceed \$920,600, from \$3,504,500 to \$4,425,100 - Financing: Water Utilities Capital Construction Funds **[08-0690; APPROVED]**

ITEMS FOR INDIVIDUAL CONSIDERATION

City Secretary’s Office

71. 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) **[08-0691 AND 08-0692; INDIVIDUAL AND FULL COUNCIL APPOINTMENTS MADE TO BOARDS]**

PUBLIC HEARINGS AND RELATED ACTIONS

Department of Development Services

ZONING CASES – CONSENT [08-0693]

72. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a restaurant without drive in or drive through service on property zoned an NO(A) Neighborhood Office District, on the west side of South Polk Street, north of Legendary Lane **[08-0694; HEARING CLOSED; ORDINANCE 27093; CPC RECOMMENDATION FOLLOWED]**
Recommendation of Staff and CPC: Approval for a five-year period with eligibility for automatic renewal for additional ten-year periods, subject to a site plan and conditions Z067-341(OTH)

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Department of Development Services (Continued)

ZONING CASES - CONSENT (Continued)

73. 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 a CR Community Retail District east of Preston Road, south of Campbell Road **[08-0695; HEARING CLOSED; ORDINANCE 27094; CPC RECOMMENDATION FOLLOWED]**
Recommendation of Staff and CPC: Approval for a ten-year period with eligibility for automatic renewal for additional ten-year periods, subject to a site plan and conditions Z078-105(MAW)

ZONING CASES - INDIVIDUAL

74. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development Subdistrict for HC Heavy Commercial Subdistrict uses within Planned Development District No. 193, on property zoned a GR General Retail Subdistrict and an HC Heavy Commercial Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, on both sides of Routh Street at its terminus at the Katy Trail **[08-0696; HEARING CLOSED; DENIED]**
Recommendation of Staff and CPC: Approval of a Planned Development Subdistrict for GR General Retail Subdistrict uses subject to a conceptual plan and conditions Z067-275(OTH)
75. A public hearing to receive comments regarding an application for an MF-1(A) Multifamily District on property zoned an MF-2(A) Multifamily District and an R-7.5(A) Single Family District on the east side of St. Augustine Drive, north of Bruton Road
Recommendation of Staff: Approval, subject to deed restrictions volunteered by the applicant **[08-0697; DELETED ON THE ADDENDUM]**
Recommendation of CPC: Denial
Z078-115(MAW)
76. A public hearing to receive comments regarding an application for and an ordinance granting the creation of a new Tract within the Tract 1 portion of Planned Development District No. 559 for Single family uses and Private streets on the south line of Westgrove Road, east of Harvest Cove **[08-0698; HEARING CLOSED; ORDINANCE 27095; APPROVED AS AMENDED]**
Recommendation of Staff: Denial
Recommendation of CPC: Approval, subject to a revised development plan and conditions
Z078-120(RB)

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Department of Development Services (Continued)

ZONING CASES - INDIVIDUAL (Continued)

77. A public hearing to receive comments regarding an application for an MU-1 Mixed Use District on the western half of the site, and an MF-3(A) Multifamily District on the eastern half of the site with deed restrictions volunteered by the applicant on the entire site, on property zoned an MF-1(A) Multifamily District, in an area bounded by Lovers Lane, Amesbury Drive, Milton Street, and Matilda Street **[08-0699; HEARING OPEN; HOLD UNDER ADVISEMENT UNTIL MARCH 26, 2008]**

Recommendation of Staff: Approval of an MU-1 Mixed Use District on the western half of the property and an MF-3(A) on the eastern half of the property and a strip along Milton Street on the western side of the property, subject to deed restrictions volunteered by the applicant on the entire property.

Recommendation of CPC: Denial
Z067-259(OTH)

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

78. A public hearing to receive comments regarding an application for and an ordinance granting an NS(A) Neighborhood Service District and a resolution accepting deed restriction volunteered by the applicant on property zoned an R-7.5(A) Single Family District on the east line of Westmoreland Road between Overcrest Street and Davis Street **[08-0700; HEARING OPEN; HOLD UNDER ADVISEMENT UNTIL MARCH 26, 2008]**

Recommendation of Staff and CPC: Approval, subject to deed restrictions volunteered by the applicant

Z067-159(RB)

Note: This item was considered by the City Council at a public hearing on February 13, 2008, and was taken under advisement until February 27, 2008, with the public hearing open.

79. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development Subdistrict for GR General Retail Subdistrict uses on property zoned a GR General Retail Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the northwest corner of Oak Lawn Avenue and Rawlins Street with consideration for a Specific Use Permit for a bank or savings and loan with drive-through window service **[08-0701; HEARING CLOSED; ORDINANCE 27096; APPROVED AS AMENDED]**

Recommendation of Staff: Approval, of a Specific Use Permit for a ten-year period with eligibility for automatic renewal of additional ten-year periods, subject to staff's recommended site plan, staff's recommended landscape plan, and conditions in lieu of a Planned Development Subdistrict for GR General Retail Subdistrict uses

Recommendation of CPC: Approval of a Planned Development Subdistrict, subject to a development plan and conditions

Z067-309(JH)

Note: This item was considered by the City Council at a public hearing on February 13, 2008, and was taken under advisement until February 27, 2008, with the public hearing open.

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Department of Development Services (Continued)

SPECIAL PROVISION SIGN DISTRICT - UNDER ADVISEMENT - INDIVIDUAL

80. A public hearing to receive comments regarding an application for an amendment to the provisions of the Downtown Special Provision Sign District, to create a new Subdistrict to allow for video board signs on a tract of land generally between Main Street and Elm Street west of Akard Street **[08-0702; HEARING OPEN; HOLD UNDER ADVISEMENT UNTIL MARCH 26, 2008]**

Recommendation of Staff: Approval, subject to staff conditions

Recommendation of CPC: Denial

SPSD067-003

Note: This item was considered by the City Council at a public hearing on November 28, 2007, and was taken under advisement until February 27, 2008, with the public hearing open.

DEVELOPMENT CODE AMENDMENTS - UNDER ADVISEMENT - INDIVIDUAL

81. A public hearing to receive comments regarding consideration of amendments to Article VII, "Sign Regulations," of Chapter 51A, the Dallas Development Code, to provide for special signage for a city animal shelter **[08-0703; HEARING CLOSED; ORDINANCE 27097; APPROVED]**

Recommendation to Staff: Approval

Recommendation of CPC: Denial

DCA067-008

Note: This item was considered by the City Council at a public hearing on February 13, 2008, and was taken under advisement until February 27, 2008, with the public hearing open.

MISCELLANEOUS HEARINGS

Housing

**FY 2007-08 Consolidated Plan
Reprogramming Budget #2**

Note: Item Nos. 82 and 83 must be considered collectively.

82. * A public hearing to receive comments on the final FY 2007-08 Consolidated Plan Reprogramming Budget #2 to reprogram \$280,000 of Community Development Grant Funds from Southern Sector Housing and Economic Development Financing to the Neighborhood Enhancement Program and Housing Services Program - Financing: No cost consideration to the City **[08-0704; HEARING CLOSED]**
83. * Authorize adoption of the final FY 2007-08 Consolidated Plan Reprogramming Budget #2 to reprogram \$280,000 of Community Development Grant Funds from Southern Sector Housing and Economic Development Financing to the Neighborhood Enhancement Program and Housing Services Program - Not to exceed \$280,000 - Financing: FY 2006-07 Community Development Grant Reprogramming Funds **[08-0704; APPROVED]**

**ADDENDUM
CITY COUNCIL MEETING
FEBRUARY 27, 2008
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A. M.**

ADDITIONS:

CONSENT ADDENDUM

Business Development & Procurement Services

1. Authorize the purchase of eight hand held mini thermal imagers with software to be used in a covert capacity by the Dallas Police Department - GT Distributors, Inc., lowest responsible bidder of four - Not to exceed \$87,032 - Financing: Buffer Zone Protection Grant Funds **[08-0705; APPROVED]**

City Attorney's Office

2. An ordinance amending Chapter 34 of the Dallas City Code to allow a trial board or an administrative law judge to maintain jurisdiction over an employee's appeal of a demotion or discharge when a criminal or civil proceeding involving the employee is commenced in state or federal court - Financing: No cost consideration to the City **[08-0706; ORDINANCE 27098; APPROVED]**

Code Compliance

3. Authorize an actual reasonable moving and related expenses-nonresidential payment for Daravong Tan, dba Dallas Liquor Store, who was displaced as a direct result of real property acquisition of the property at 1934 Main Street, to be used in conjunction with the Main Street Gardens Project - Not to exceed \$45,193 - Financing: 2006 Bond Funds **[08-0707; APPROVED]**
4. Authorize an actual reasonable moving and related expenses-nonresidential payment for Albis and Ludy Valverde, dba Main Street Cafe, who were displaced as a direct result of real property acquisition of the property at 1920 Main Street, to be used in conjunction with the Main Street Gardens Project - Not to exceed \$34,295 - Financing: 2006 Bond Funds **[08-0708; APPROVED]**

Department of Development Services

5. Authorize the quitclaim of 24 properties acquired by the taxing authorities from the Sheriff's Sale to the highest bidders (list attached) - Revenue: \$187,959 **[08-0709; APPROVED]**

**ADDENDUM
CITY COUNCIL MEETING
FEBRUARY 27, 2008**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Department of Development Services (Continued)

6. An ordinance abandoning a portion of an alley to Roger G. McInnis and Catherine C. McInnis, the abutting owners, containing approximately 2,407 square feet of land located near the intersection of Midbury and Pebbledowne Drives, and authorizing the quitclaim - Revenue: \$50,126 plus the \$20 ordinance publication fee [**08-0710; ORDINANCE 27099; APPROVED**]
7. An ordinance abandoning a portion of Routh Street and a public plaza easement containing a total of approximately 22,940 square feet of land to Billingsley Arts Partners, Ltd., the abutting owner, located near the intersection of Routh and Flora Streets, and authorizing the quitclaim and providing for the dedication of a total of approximately 22,940 square feet of land for needed alley right-of-way and a public plaza easement - Revenue: \$5,400 plus the \$20 ordinance publication fee [**08-0711; ORDINANCE 27100; APPROVED**]

Office of Financial Services

8. Authorize **(1)** the preparation of plans for the issuance of Combination Tax and Revenue Certificates of Obligation, Series 2008 in an amount not to exceed \$42,000,000 to purchase land for the Convention Center Hotel; and enacting other provisions in connection therewith; and **(2)** the establishment of appropriations in an amount not to exceed \$42,000,000 - Financing: This action has no cost consideration to the City [**08-0712; APPROVED AS AN INDIVIDUAL ITEM**]

Public Works & Transportation

Hand-Held Mobile Telephone School Zone Restrictions

9. * An ordinance amending Chapter 28 of the Dallas City Code to: **(1)** prohibit the use of a hand-held mobile telephone to engage in a call or the use of a mobile communication device to send, read, or write a text message while operating a moving motor vehicle in an active school zone; **(2)** provide defenses; **(3)** provide signage requirements; **(4)** provide for enforcement; and **(5)** provide a penalty of \$200 - Financing: No cost consideration to the City [**08-0713; ORDINANCE 27101; APPROVED**]
10. * Authorize **(1)** installation of traffic signs indicating the restricted use of hand-held mobile telephone or mobile communication device to send, read or write a text message while operating a motor vehicle in an active school zone; and **(2)** an increase in appropriations in the amount of \$144,265 in the Public Works and Transportation's budget - Not to exceed \$144,265, from \$30,666,689 to \$30,810,954 - Financing: Contingency Reserve Funds [**08-0714; APPROVED**]

**ADDENDUM
CITY COUNCIL MEETING
FEBRUARY 27, 2008**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Public Works & Transportation (Continued)

11. An ordinance amending Chapter 28 of the Dallas City Code to create the Automated Red Light Enforcement Commission and provide for its duties and functions - Financing: No cost consideration to the City **[08-0715; ORDINANCE 27102; APPROVED]**

12. Authorize an increase in the contract with Tiseo Paving Company for the construction of paving, drainage, water and wastewater main improvements for Street Group 98-430, on Mapleshade Lane from Preston Road to Villa Road - Not to exceed \$254,108, from \$2,595,672 to \$2,849,780 - Financing: 1998 Bond Funds (\$247,047), Water Utilities Capital Construction Funds (\$7,061) **[08-0716; APPROVED AS AN INDIVIDUAL ITEM]**

Note: Item Nos. 13, 14 and 15 must be considered collectively.

Lake Highlands Town Center Project

13. * Authorize **(1)** an Interlocal Agreement with the North Central Texas Council of Governments for design, right-of-way acquisition, and construction of bridge, collector street, pedestrian connectivity, median modifications, left-hand turn lane, and traffic signal improvements; **(2)** payment to the North Central Texas Council of Governments for the City's share of design, right-of-way acquisition, and construction of bridge, collector street, pedestrian, median, left-hand turn lanes, and traffic signal improvements in the amount of \$1,287,500; **(3)** an increase in appropriations in the amount of \$5,150,000 in the Capital Projects Reimbursement Fund; and **(4)** the receipt and deposit of funds from the North Central Texas Council of Governments in an amount not to exceed \$6,437,500 - Not to exceed \$1,287,500 - Financing: Capital Projects Reimbursement Funds **[08-0717; APPROVED]**

14. * Authorize **(1)** a Participation Agreement with PC LH Land Partners, LP for design, right-of-way acquisition, and construction of bridge, collector street, pedestrian connectivity, median modifications, left-hand turn lanes, traffic signal improvements, and water and wastewater improvements; **(2)** the receipt and deposit of funds from PC LH Land Partners, LP in an amount not to exceed \$7,287,500; **(3)** an increase in appropriations in the amount of \$7,287,500 in the Capital Projects Reimbursement Fund; and **(4)** reimbursement of advanced funds to PC LH Land Partners, LP in an amount not to exceed \$1,500,000 - Not to exceed \$1,500,000 - Financing: Capital Projects Reimbursement Funds **[08-0718; APPROVED]**

**ADDENDUM
CITY COUNCIL MEETING
FEBRUARY 27, 2008**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Public Works & Transportation (Continued)

Note: Item Nos. 13, 14 and 15

Lake Highlands Town Center Project (Continued) must be considered collectively.

15. Authorize **(1)** a Project Specific Agreement with Dallas County for design, right-of-way acquisition, and construction of bridge, collector street, pedestrian connectivity, median modifications, left-hand turn lanes, and traffic signal improvements; and **(2)** payment to Dallas County for design, right-of-way acquisition, and construction of bridge, collector street, pedestrian connectivity, median modifications, left-hand turn lanes, and traffic signal improvements in an amount not to exceed \$6,437,500 - Financing: Capital Projects Reimbursement Funds **[08-0719; APPROVED]**

ITEMS FOR INDIVIDUAL CONSIDERATION

ITEMS FOR FURTHER CONSIDERATION

Business Development & Procurement Services

16. Authorize **(1)** a thirty-six-month lease agreement for City of Dallas south properties (list attached) with XTO Energy, Inc., in ~~the~~ an amount of up to \$14,380,867 and a 26% royalty on hydrocarbons produced, and **(2)** a two thirty-six-month lease agreements, with one thirty-six-month renewal option each, as well as initial options to lease, for City of Dallas north/Trinity River properties (list attached) with Trinity East Energy, LLC, in ~~the~~ a total amount of up to \$19,045,376 and a 25% royalty on hydrocarbons produced, and **(3)** a ~~thirty-six-month lease agreement, with one thirty-six-month renewal option, for City of Dallas Love Field properties (list attached) with Trinity East Energy, LLC, in the amount of \$1,455,072 and a 15% royalty on hydrocarbons produced for natural gas drilling and production lease rights,~~ most advantageous proposers of two - Estimated Revenue: ~~\$34,881,315~~ \$33,426,243 **[08-0720; APPROVED AS AMENDED]**

**ADDENDUM
CITY COUNCIL MEETING
FEBRUARY 27, 2008**

DELETION:

Department of Development Services

ZONING CASES - INDIVIDUAL

75. A public hearing to receive comments regarding an application for an MF-1(A) Multifamily District on property zoned an MF-2(A) Multifamily District and an R-7.5(A) Single Family District on the east side of St. Augustine Drive, north of Bruton Road
Recommendation of Staff: Approval, subject to deed restrictions volunteered by the applicant **[08-0697]**
Recommendation of CPC: Denial
Z078-115(MAW)

