

AGENDA
CITY COUNCIL MEETING
APRIL 23, 2008
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A. M.

Invocation and Pledge of Allegiance (Council Chambers) **[08-1220]**

Agenda Item/Open Microphone Speakers **[08-1221]**

VOTING AGENDA

1. Approval of Minutes of the April 9, 2008 City Council Meeting **[08-1222; APPROVED]**

CONSENT AGENDA **[08-1223; APPROVED]**

Aviation

2. Authorize Memorandum of Agreement No. DTFASW-08-L-00138, to replace multiple lease agreements for navigation facilities, with the Federal Aviation Administration, at Dallas Love Field Airport - Financing: No cost consideration to the City **[08-1224; APPROVED]**
3. Authorize a professional services contract for the appraisal of leasable aviation use properties at Dallas Love Field and Dallas Executive Airport - ABS Aviation Consultancy, Inc. d/b/a Airport Business Solutions, lowest proposer of two - Not to exceed \$47,500 - Financing: Aviation Current Funds **[08-1225; APPROVED]**

Business Development & Procurement Services

4. Authorize a sixty-month service contract for Citywide recycling drop-off collection services - Champion Waste Services, LLC., lowest responsible bidder of two - Not to exceed \$1,022,740 - Financing: Current Funds (subject to annual appropriations) **[08-1226; APPROVED AS AN INDIVIDUAL ITEM]**

CONSENT AGENDA (Continued)**Business Development & Procurement Services (Continued)**

5. Authorize a thirty-six-month service contract for herbicide treatment of drainage channels within the Trinity River Levee System - Landmark Earth Services, LLC., lowest responsible bidder of two - Not to exceed \$299,430 - Financing: Current Funds (subject to annual appropriations) **[08-1227; APPROVED]**
6. Authorize a thirty-six-month service contract for lawn irrigation system maintenance, parts and labor for City-owned property - Good Earth, Inc., lowest responsible bidder of four - Not to exceed \$90,991 - Financing: Current Funds (subject to annual appropriations) **[08-1228; APPROVED]**
7. Authorize a twelve-month service contract for reflectorized pavement marking application - Striping Technology LP., lowest responsible bidder of three - Not to exceed \$124,800 - Financing: Current Funds (subject to annual appropriations) **[08-1229; APPROVED]**
8. Authorize a twenty-four-month master agreement for mobile concrete - Custom Crete/Custom Stone in the amount of \$4,751,910, and Southern Star Concrete, Inc. in an amount of \$2,191,440, lowest responsible bidders of two - Total not to exceed \$6,943,350 - Financing: Current Funds (\$3,284,125), Water Utilities Current Funds (\$3,659,225) **[08-1230; APPROVED]**

City Attorney's Office

9. Authorize settlement of a claim filed by Cayetano Guzman, Claim No. 06163489 - Not to exceed \$8,000 - Financing: Current Funds **[08-1231; APPROVED]**
10. Authorize a professional services contract with Jacobs Carter Burgess, Inc., for consulting services necessary to evaluate the claim filed by Trans Health, Inc. d/b/a Fundamental, Claim No. 06168975 - \$61,300 - Financing: Current Funds **[08-1232; APPROVED]**
11. Authorize a professional services contract with Halff Associates, Inc. for consulting services necessary to evaluate the claim filed by Trans Health, Inc. d/b/a Fundamental, Claim No. 06168975 - \$104,335 - Financing: Current Funds (\$77,291) and 2003 Bond Funds (27,044) **[08-1233; APPROVED]**

Code Compliance

12. Authorize moving expense and replacement housing payments for homeowner, Roena Mozelle Clem, as a result of an order to vacate and demolish by the Urban Rehabilitation Standards Board - Not to exceed \$77,700 - Financing: 2007-08 Community Development Grant Funds **[08-1234; APPROVED]**
13. Authorize a replacement housing payment and disbursement of funds from the SHARE Program for homeowner, Betty Hooks Davis, as a result of an order to vacate and demolish by the Urban Rehabilitation Standards Board - Not to exceed \$87,500 - Financing: 2001-02 Community Development Grant Funds (\$65,000) and 2007-08 Community Development Grant Funds (\$22,500) **[08-1235; APPROVED]**

CONSENT AGENDA (Continued)**Code Compliance (Continued)**

14. Authorize a replacement housing payment for homeowners, Frank and Minnie Simmons, as a result of an order to vacate and demolish by the Urban Rehabilitation Standards Board - Not to exceed \$78,900 - Financing: 2007-08 Community Development Grant Funds **[08-1236; APPROVED]**
15. Authorize moving expense and replacement housing payments for Jesse Edward Lewis in the Cadillac Heights Neighborhood as a result of an official written offer of just compensation to purchase real property for the new Dallas Police Academy - Not to exceed \$41,090 - Financing: 2003 Bond Funds **[08-1237; APPROVED]**

Communication and Information Services

16. Authorize an increase in the contract amount for one additional month for the final hosting and support services, in support of converting the Human Resources Information System from USinternetworking, Inc. to the City of Dallas Communication and Information Services Department - Not to exceed \$45,152, from \$711,608 to \$756,760 - Financing: Current Funds **[08-1238; APPROVED]**

Department of Development Services

17. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Roger Reyna and Rosa Reyna of approximately 3,009 square feet of unimproved land located at the intersection of Cadiz Street and Industrial Boulevard for the Cadiz Pump Station Improvement Project - \$1,353 - Financing: Water Utilities Capital Construction Funds **[08-1239; APPROVED]**
18. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Shero Industrial Properties, L.P., of approximately 567 square feet of unimproved land located at the intersection of Cadiz Street and Industrial Boulevard for the Cadiz Pump Station Improvement Project - \$1,786 - Financing: Water Utilities Capital Construction Funds **[08-1240; APPROVED]**
19. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Darrel R. Stephens and Dimple M. Stephens of approximately 109,916 square feet of unimproved land located in Kaufman County for the Lake Tawakoni 144-inch Pipeline - \$37,845 - Financing: Water Utilities Capital Construction Funds **[08-1241; APPROVED]**
20. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Mehdi Mahdavi and Jackie Mahdavi of approximately 14,600 square feet of unimproved land located in Kaufman County for the Lake Tawakoni 144-inch Pipeline - \$175,000 - Financing: Water Utilities Capital Construction Funds **[08-1242; APPROVED]**

CONSENT AGENDA (Continued)**Department of Development Services (Continued)**

21. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Wanda True, of approximately 28,480 square feet of land located near the intersection of Lakeland Drive and Arturo Road for the Ash Creek Drainage Project - \$121,500 - Financing: 2003 Bond Funds **[08-1243; APPROVED]**
22. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Marjorie Jane Catlin Walter, aka Jane C. Walter, Individually and as Trustee of the Jane C. Walter Revocable Trust, Mary Elaine Walter and Peter Martin Walter, Successor Trustees of the Jane C. Walter Revocable Trust, Emily Catlin Levorsen, aka Emily C. Levorsen, Individually and as Trustee of The Levorsen Living Trust and James K. Levorsen as Trustee of The Levorsen Living Trust of approximately 24,219 square feet of unimproved land located in Kaufman County for the Lake Tawakoni 144-inch Pipeline - \$13,900 - Financing: Water Utilities Capital Construction Funds **[08-1244; APPROVED]**
23. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Hwy. 205 Farm, Ltd., of a total of approximately 33 acres of unimproved land located in Kaufman County for the Lake Tawakoni 144-inch Pipeline - \$460,159 - Financing: Water Utilities Capital Construction Funds **[08-1245; APPROVED]**
24. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from John Mark Collins, William M. Collins and Richard D. Newton, of approximately 193,310 square feet of unimproved land located in Kaufman County for the Lake Tawakoni 144-inch Pipeline - \$66,570 - Financing: Water Utilities Capital Construction Funds **[08-1246; APPROVED]**
25. An ordinance abandoning portions of fire lane and water line easements to DP Apartments, LP, the abutting owner, containing approximately 16,105 square feet of land, located near the intersection of Cedar Springs Road and Wycliff Avenue and authorizing the quitclaim - Revenue: \$5,400 plus the \$20 ordinance publication fee **[08-1247; ORDINANCE 27140; APPROVED]**

Environmental & Health Services

26. Authorize **(1)** the acceptance of a Shelter Plus Care Grant from the U.S. Department of Housing and Urban Development in the amount of \$86,160 to provide sponsor-based rental assistance for permanent housing for homeless veterans with disabilities for the period October 1, 2008 through September 30, 2009; **(2)** a contract with Operation Relief Center, Inc. to provide sponsor-based rental assistance; and **(3)** execution of the grant agreement - Not to exceed \$86,160 - Financing: U.S. Department of Housing and Urban Development Grant Funds **[08-1248; APPROVED]**

CONSENT AGENDA (Continued)**Environmental & Health Services (Continued)**

27. Authorize **(1)** the acceptance of a Shelter Plus Care Grant from the U.S. Department of Housing and Urban Development to provide tenant based rental assistance for permanent housing and supportive services for homeless persons with disabilities for the period October 1, 2008 through September 30, 2009; and **(2)** execution of the grant agreement - Not to exceed \$879,960 - Financing: U.S. Department of Housing and Urban Development Grant Funds **[08-1249; APPROVED]**
28. Authorize **(1)** the acceptance of a Shelter Plus Care Grant from the U.S. Department of Housing and Urban Development to provide tenant based rental assistance for permanent housing for homeless persons with disabilities for the period May 1, 2008 through April 30, 2009; and **(2)** execution of the grant agreement - Not to exceed \$458,760 - Financing: U.S. Department of Housing and Urban Development Grant Funds **[08-1250; APPROVED]**
29. Authorize **(1)** the third twelve-month renewal option to the contract with the U.S. Department of Housing and Urban Development for the Shelter Plus Care Grant which provides rental assistance funds to be distributed by the Dallas Housing Authority for single room occupancy of homeless persons with HIV/AIDS at Hillcrest House located at 834 North Marsalis for the period May 12, 2008 through May 11, 2009; and **(2)** execution of the agreement - Total not to exceed \$371,712 - Financing: U.S. Department of Housing and Urban Development Grant Funds **[08-1251; APPROVED]**

Equipment & Building Services

30. Authorize a contract for improvements at Dallas City Hall located at 1500 Marilla Street including renovation at L1-Green entrance, installation of audio/visual monitor in the main lobby, and construction of gates at each end of Marilla Street - Mart, Inc., lowest responsible bidder of three - \$373,444 - Financing: Current Funds **[08-1252; APPROVED]**
31. Authorize a contract for elevator repairs at the Fair Park Music Hall located at 909 First Avenue - EMR Elevator, Inc., lowest responsible bidder of three - \$111,127 - Financing: Capital Construction Funds (\$29,305) and the Majestic Theater Gift and Trust Funds (\$81,822) **[08-1253; APPROVED]**

African American Museum at Fair Park

32. * Authorize a contract for replacement of the roof, water infiltration repairs and drainage grading at the African American Museum located at Fair Park, 3536 Grand Avenue - Castro Roofing of Texas, L.P., lowest responsible bidder of two - \$497,000 - Financing: 2006 Bond Funds **[08-1254; APPROVED]**
33. * Authorize a contract for heating, ventilation and air conditioning improvements at the African American Museum located at Fair Park, 3536 Grand Avenue - Decker Mechanical, Inc., lowest responsible bidder of three - \$788,751 - Financing: 2006 Bond Funds **[08-1255; APPROVED]**

CONSENT AGENDA (Continued)**Fair Housing**

34. Authorize an amendment to the 2007-08 Fair Housing Assistance Program award from the U.S. Department of Housing and Urban Development to increase the award for the purpose of staff attending training related to the National Policy Conference - Not to exceed \$8,500, from \$204,400 to \$212,900 - Financing: U.S. Department of Housing and Urban Development, Fair Housing Assistance Program Comprehensive Funding Approach Grant Funds **[08-1256; APPROVED]**

Housing

35. Authorize acceptance of payment in the amount of \$6,000 in lieu of providing an affordable house on the property at 804 Beckley Avenue obtained under the HB110 process through the Land Transfer Program and authorize release of reverter and termination of deed restrictions - Revenue: \$6,000 **[08-1257; APPROVED AS AN INDIVIDUAL ITEM]**
36. Authorize acquisition of two parcels improved with vacant single-family residences at 2500 St. Clair Drive and 2513 St. Clair Drive for the proposed Bexar Street Redevelopment Project which is being implemented as part of the Neighborhood Investment Program (list attached) - \$50,500, including estimated closing costs - Financing: 2006 Bond Funds **[08-1258; APPROVED]**
37. Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by East Dallas Community Organization for the construction of affordable houses, **(2)** the sale of 11 vacant lots from Dallas Housing Acquisition and Development Corporation to East Dallas Community Organization; and, **(3)** execution of a release of non-tax liens included in the foreclosure judgment and post-judgment non-tax liens, if any (list attached) - Financing: No cost consideration to the City **[08-1259; APPROVED]**
38. Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by East Dallas Community Organization for the construction of affordable houses, **(2)** the sale of 13 vacant lots from Dallas Housing Acquisition and Development Corporation to East Dallas Community Organization; and, **(3)** execution of a release of non-tax liens included in the foreclosure judgment and post-judgment non-tax liens, if any (list attached) - Financing: No cost consideration to the City **[08-1260; APPROVED]**
39. Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Sphinx Development Corporation for the construction of affordable houses, **(2)** the sale of 6 vacant lots from Dallas Housing Acquisition and Development Corporation to Sphinx Development Corporation; and, **(3)** execution of a release of non-tax liens included in the foreclosure judgment and post-judgment non-tax liens, if any (list attached) - Financing: No cost consideration to the City **[08-1261; APPROVED]**

CONSENT AGENDA (Continued)**Housing (Continued)**

40. Authorize **(1)** the acceptance of amended proposal from Builders of Hope Community Development Corporation for the development of 6 tracts of unimproved land obtained under the surplus process through the Land Transfer Program, and **(2)** a time extension for the development and execution of a Correction Quitclaim Deed and amended Deed Restrictions (list attached) - Financing: No cost consideration to the City **[08-1262; APPROVED]**
41. Authorize **(1)** the acceptance of amended proposals from Texas Heavenly Homes, Ltd. for the development of 3 unimproved properties obtained under the non-tax lien process through the Land Transfer Program, and **(2)** a time extension for the development and execution of amended Deed Restrictions (list attached) - Financing: No cost consideration to the City **[08-1263; APPROVED]**
42. Authorize **(1)** the acceptance of an amended proposal from Builders of Hope Community Development Organization for the development of 1 unimproved property located at 1715 Pueblo obtained under the HB110 process through the Land Transfer Program, and **(2)** a time extension for the development and amended Deed Restrictions - Financing: No cost consideration to the City **[08-1264; APPROVED]**
43. Authorize **(1)** the release of non-tax City liens against 2 privately held vacant properties located at 433 Sparks Avenue and 505 Sparks Avenue, in exchange for Texas Heavenly Homes, Ltd. providing an unsecured promissory note in the amount of the non-tax liens, estimated to be \$1,421 for the property at 433 Sparks Avenue and \$3,130 for the property at 505 Sparks Avenue, paying all delinquent taxes, penalties and interest on the properties, and providing affordable housing on each property for low-income households in accordance with the City's Land Transfer Policy and Program Statement, and **(2)** an exception to the City's Land Transfer Policy and Program Statement extending the development period from 2 years to 4 years of release of non-tax liens - Estimated revenue foregone: \$4,551 **[08-1265; APPROVED]**
44. Authorize **(1)** an amendment to Resolution No. 07-3306 previously approved on November 12, 2007, to provide that the maximum \$87,500 Reconstruction/SHARE loan may include an amenities package; and **(2)** the reconstruction on-site of 9 homes in accordance with the Reconstruction/SHARE Program Statement requirements for homeowners and properties (list attached) - Total not to exceed \$781,880 - Financing: 2000-2001 Home Funds (\$87,499), 2005-2006 HOME Funds (\$276,375), 2006-2007 HOME Funds (\$216,355), 2007-2008 HOME Funds (\$172,280), 2006-2007 Community Development Grant Funds (\$29,371) **[08-1266; APPROVED]**

Office of Environmental Quality

45. Authorize **(1)** the acceptance of a grant from The Sue Pope Fund in the amount of \$150,000 for the purpose of linking green building techniques with affordable housing initiatives to construct highly efficient green homes under the Dallas Sustainable Skylines Initiative, and **(2)** execution of the grant agreement - Not to exceed \$150,000 - Financing: The Sue Pope Fund **[08-1267; APPROVED]**

CONSENT AGENDA (Continued)**Office of Environmental Quality (Continued)**

46. Authorize **(1)** the acceptance of a grant from The Sue Pope Fund in the amount of \$325,000 for the purpose of facilitating the replacement of existing taxis in the Dallas-Fort Worth region with very low emitting vehicles under the Dallas Sustainable Skylines Initiative, and **(2)** execution of the grant agreement - Not to exceed \$325,000 - Financing: The Sue Pope Fund **[08-1268; APPROVED]**
47. Authorize **(1)** the acceptance of a grant from The Sue Pope Fund in the amount of \$45,000 for the purpose of hosting an event entitled, "Mow Down Air Pollution" where citizens can trade their gas-powered mowers for clean-running electric mowers at a discounted rate, and **(2)** execution of the grant agreement - Not to exceed \$45,000 - Financing: The Sue Pope Fund **[08-1269; APPROVED]**

Office of Financial Services

48. Authorize an amendment to the contract with U. S. Bank National Association to extend the term of the contract for a two-year period from May 1, 2008 through April 30, 2010 - Financing: No cost consideration to the City **[08-1270; APPROVED]**
49. Authorize the preparations of plans for issuance in an amount not to exceed \$170,000,000 in Waterworks and Sewer System Revenue Refunding Bonds, Series 2008 - Financing: This action has no cost consideration to the City **[08-1271; REFERRED TO FINANCE AND AUDIT COUNCIL COMMITTEE]**

Park & Recreation

50. Authorize a contract for the demolition of the existing pavilion and construction of a new pavilion and sidewalks at Hattie Rankin Moore Park located at 3212 North Winnetka Avenue - MetalMan Design/Build Corporation, best value proposer of five - Not to exceed \$338,255 - Financing: 2003 Bond Funds **[08-1272; APPROVED]**
51. Authorize a contract for the installation of a new playground at Arcadia Park located at 5516 Arcadia Drive - Henneberger Construction, Inc., lowest responsible bidder of three - Not to exceed \$234,656 - Financing: 2003 Bond Funds **[08-1273; APPROVED]**
52. Authorize a professional services contract with ArchiTexas - Architecture, Planning and Historic Preservation, Inc. for topographic survey and schematic design through construction administration services for the restoration of the historic park elements in the neighborhood park at Stevens Park located at 1005 North Montclair Avenue - \$139,705 - Financing: 2003 Bond Funds **[08-1274; APPROVED]**
53. Authorize a professional services contract with CEI Engineering Associates, Inc. for topographic survey and schematic design through construction administration services for erosion control along the creek, playground, and connecting walks at Westhaven Park located at 4600 Lynnacre Drive - \$53,675 - Financing: 2006 Bond Funds **[08-1275; APPROVED]**

CONSENT AGENDA (Continued)**Park & Recreation** (Continued)

54. Authorize a professional services contract with Lopez Garcia Group for topographic survey, master plan, and schematic design through bidding services for an off-leash dog park, plaza, parking, sidewalks, and trails located in far North Dallas at 4911 Haverwood Lane on Dallas Water Utilities-owned property to be managed by the Park and Recreation Department - \$78,470 - Financing: 2003 Bond Funds (\$32,961) and 2006 Bond Funds (\$45,509) **[08-1276; APPROVED]**

Police

55. Authorize application for the continuation of the Commercial Auto Theft Interdiction Squad/16 grant to provide a specialized proactive automobile burglary and theft program from the Texas Automobile Burglary & Theft Prevention Authority for the period September 1, 2008 through August 31, 2009 - Not to exceed \$506,250 (local match in an amount not to exceed \$101,250 of all expenses will be required if awarded and in-kind contributions in the amount of \$516,681 will be contributed by the Dallas Police Department) - Financing: No cost consideration to the City **[08-1277; APPROVED]**

Public Works & Transportation

56. Authorize a professional services contract with EJES, Inc. for engineering design services for the reconstruction of Pearl Street from Commerce Street to Live Oak Street - \$274,058 - Financing: 2006 Bond Funds (\$264,713) and Water Utilities Capital Construction Funds (\$9,345) **[08-1278; APPROVED]**
57. Authorize a professional services contract with Lim & Associates, Inc. for the engineering design of 6 erosion control improvements (list attached) - \$97,647 - Financing: 2006 Bond Funds **[08-1279; APPROVED]**
58. Authorize a professional services contract with Urban Engineers Group, Inc. for the engineering design of street, alley and drainage infrastructure improvements for Project Group 06-3009 (list attached) - \$201,730 - Financing: 2003 Bond Funds (\$168,140) and Water Utilities Capital Construction Funds (\$33,590) **[08-1280; APPROVED]**
59. Authorize an increase in the contract with CORE Construction Services of Texas, Inc. to provide modifications to the scope of work to include the addition of an audio-visual system modifications to the concrete pavement to comply with accessibility standards, modification of structural steel framing for the Black Box theater, and the addition of interior lighting for the Bachman Lake Branch Library to be located at 9480 Webb Chapel Road - \$61,246, from \$4,169,087 to \$4,230,333 - Financing: 2003 Bond Funds **[08-1281; APPROVED]**
60. Authorize **(1)** an Interlocal Agreement with the Texas Department of Transportation to provide cost reimbursement for traffic signal improvements on Montfort Drive at Alpha Road and Peterson Lane in an amount not to exceed \$88,306; and **(2)** a local match in an amount not to exceed \$22,077 - Not to exceed \$110,383 - Financing: Texas Department of Transportation Grant Funds (\$88,306) and Current Funds (\$22,077) **[08-1282; APPROVED]**

CONSENT AGENDA (Continued)**Public Works & Transportation (Continued)**

61. Authorize **(1)** street paving, storm drainage, water and wastewater main improvements for Street Group 03-447 to 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 June 11, 2008, to receive comments (list attached) - Financing: No cost consideration to the City **[08-1283; APPROVED]**
62. Authorize **(1)** Supplemental Agreement No. 7 to the contract with HNTB Corporation to provide design services, preparation of construction documents, construction administration and resident project representative for the runway safety area enhancements and taxiway reconstruction at Dallas Love Field in the amount of \$1,289,847, from \$1,783,821 to \$3,073,668; and **(2)** establish appropriations in the Aviation Airport Improvement Program Grant Fund in the amount of \$1,289,847 - Total not to exceed \$1,289,847 - Financing: Aviation Capital Construction Funds (\$138,332); Aviation Passenger Facility Charge Funds (\$184,130); and Federal Aviation Administration Airport Improvement Program Grant Funds (\$967,385) **[08-1284; APPROVED]**

Trinity River Corridor Project

63. Authorize a contract with Encino Landscape, Incorporated for the construction of an open air pavillion, pedestrian bridge, walkways and landscaping for the Moore Park Gateway, Phase 1 of the Trinity River Corridor Project - \$924,062 - Financing: 1998 Bond Funds **[08-1285; APPROVED]**

Water Utilities

64. Authorize the City Manager to apply for Lake Ray Hubbard water use permit, to submit related application materials and authorize associated application fees - Not to exceed \$49,826 - Financing: Water Utilities Current Funds **[08-1286; APPROVED]**

ITEMS FOR INDIVIDUAL CONSIDERATION**City Secretary's Office**

65. 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) **[08-1287; NO APPOINTMENTS MADE TO BOARDS]**
66. Consideration and appointment of members to the Dallas Area Rapid Transit (DART) Board for Place 2 and Place 4 (Closed Session, if necessary, Personnel, Sec. 551.074, T.O.M.A) (List of nominees is available in the City Secretary's Office) **[08-1288; APPROVED APPOINTMENT TO PLACE 2; DEFERRED APPOINTMENT TO PLACE 4 FOR 30 DAYS]**

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

ITEMS FOR FURTHER CONSIDERATION

Department of Development Services

67. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of two tracts of unimproved land containing a total of approximately 20,376 square feet located near the intersection of Cadiz and Industrial Streets for the Cadiz Pump Station Improvement Project (list attached) - \$181,717 - Financing: Water Utilities Capital Improvement Funds **[08-1289; CORRECTED ON THE ADDENDUM; DEFERRED UNTIL MAY 28, 2008]**
68. A resolution authorizing advertisement for lease with an option to purchase by sealed bid of approximately 23,670 square feet of City-owned land, improved with a former library located near the intersection of Hampton Road and Illinois Avenue - Financing: No cost consideration to the City **[08-1290; APPROVED AS AMENDED]**

PUBLIC HEARINGS AND RELATED ACTIONS**Department of Development Services**ZONING CASES – CONSENT [08-1291]

69. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for vehicle or engine repair and maintenance use on property zoned Subdistrict 3 within Planned Development District No. 533, the C.F. Hawn Special Purpose District, on the northeast side of C.F. Hawn Freeway, south of Lake June Road **[08-1292; HEARING OPEN; HOLD UNDER ADVISEMENT UNTIL MAY 28, 2008]**
Recommendation of Staff: Denial
Recommendation of CPC: Approval for a one-year time period with eligibility for automatic renewal for one additional one-year time period, subject to a site plan and conditions
Z067-225(JH)

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

70. A public hearing to receive comments regarding an application for and an ordinance granting an MU-3 Mixed Use District and a resolution accepting deed restrictions volunteered by the applicant on property zoned an MU-2-D Mixed Use District with the D Dry Liquor Control overlay on the northeast corner of Josey Lane and Forest Lane **[08-1293; HEARING CLOSED; DENIED]**
Recommendation of Staff and CPC: Approval, subject to deed restrictions volunteered by the applicant and retention of the Dry Liquor Control Overlay
Z078-150(MAW)
Note: This case was considered by the City Council at a public hearing on April 9, 2008, and was taken under advisement until April 23, 2008, with the public hearing open.

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)**Department of Development Services (Continued)**ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL (Continued)

71. 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 **[08-1294; HEARING CLOSED; REMANDED BACK TO CPC]**
Recommendation of Staff: Approval, subject to deed restrictions volunteered by the applicant
Recommendation of CPC: Denial
Z078-115(MAW)
Note: This item was considered by the City Council at a public hearing on March 26, 2008, and was taken under advisement until April 23, 2008, with the public hearing open.
72. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for retail uses, certain IM Industrial Manufacturing District uses and certain IR Industrial Research District Uses, on property zoned an IR Industrial Research District on the northeast corner of Simpson Stuart Road and Interstate 45 **[08-1295; HEARING CLOSED; ORDINANCE 27141; APPROVED AS AMENDED]**
Recommendation of Staff and CPC: Approval, subject to a conceptual plan and conditions
Z056-311(OTH)
Note: This case was considered by the City Council at public hearings on February 13 and March 26, 2008, and was taken under advisement until April 23, 2008, with the public hearing open.

MISCELLANEOUS HEARINGS

Department of Development Services

73. A public hearing to receive comments on a proposed municipal setting designation to prohibit the use of groundwater as potable water beneath property owned by 7-Eleven, Inc. located near the intersection of Sunnyvale Street and Ledbetter Drive and adjacent street rights-of-way, and an ordinance authorizing support of the issuance of a municipal setting designation to 7-Eleven, Inc. by the Texas Commission on Environmental Quality and prohibiting the use of groundwater beneath the designated property as potable water **[08-1296; HEARING CLOSED; ORDINANCE 27142; APPROVED]**
Recommendation of Staff: Approval
74. A public hearing to receive comments on a proposed municipal setting designation to prohibit the use of groundwater as potable water beneath property owned by LG Magnolia, LP located near the intersection of McKinney Avenue and Magnolia Street and adjacent street rights-of-way, and an ordinance authorizing support of the issuance of a municipal setting designation to LG Magnolia, LP by the Texas Commission on Environmental Quality and prohibiting the use of groundwater beneath the designated property as potable water **[08-1297; HEARING CLOSED; ORDINANCE 27143; APPROVED]**
Recommendation of Staff: Approval

**ADDENDUM
CITY COUNCIL MEETING
APRIL 23, 2008
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A. M.**

ADDITIONS:

Closed Session **[08-1298; HELD]**

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

- City of Dallas v. Weir Brothers Partnership, Cause No. cc-04-07686-c
- City of Dallas v. Weir Brothers Partners, L.L.C., et al., Cause No. 05-06517-J
- City of Dallas v. TCI West End, Inc., Cause No. 06-04868-H
- Legal issues involving the acquisition of part or all of tracts of land totaling approximately 1,418 acres north and south of S. Loop 12 immediately east of the Trinity River owned by Metropolitan Sand & Gravel Co., LLC.

Real Property Deliberations (Sec. 551.072 T.O.M.A.)

- Legal issues involving the acquisition of part or all of tracts of land totaling approximately 1,418 acres north and south of S. Loop 12 immediately east of the Trinity River owned by Metropolitan Sand & Gravel Co., LLC.

CONSENT ADDENDUM

Business Development & Procurement Services

1. Authorize an increase in the twelve-month master agreement for automobiles, light trucks, motorcycles, vans and utility trucks with Caldwell Country Chevrolet - Not to exceed \$208,572, from \$8,987,930 to \$9,196,502 - Financing: 2007 Equipment Acquisition Contractual Obligation Notes **[08-1299; APPROVED]**

City Attorney's Office

2. Authorize settlement of the lawsuit styled Brandon Campbell and Kenneth Rean v. City of Dallas, Texas, Cause No. 07-07990-L - Not to exceed \$55,000 - Financing: Current Funds **[08-1300; APPROVED]**

Code Compliance

3. Authorize **(1)** an increase in appropriations in the amount of \$1,879,506 in the Code Compliance Services budget to support an enhanced service level, and **(2)** rescheduling the Safe Complex Symposium from the third week in May 2008 to the third week in August 2008 and provide for a make-up day in the last week of September 2008 - Not to exceed \$1,879,506, from \$25,266,527 to \$27,146,033 - Financing: Contingency Reserve Funds **[08-1301; APPROVED AS AN INDIVIDUAL ITEM]**

**ADDENDUM
CITY COUNCIL MEETING
APRIL 23, 2008**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Code Compliance (Continued)

4. Authorize **(1)** a public hearing to be held on May 28, 2008 to receive comments on the proposed revisions to the City of Dallas Residential Antidisplacement and Relocation Assistance Plan, and, at the close of the public hearing, **(2)** consideration of a resolution approving revisions to the City of Dallas Residential Antidisplacement and Relocation Assistance Plan - Financing: No cost consideration to the City **[08-1302; APPROVED AS AN INDIVIDUAL ITEM]**

Department of Development Services

5. An ordinance abandoning a portion of an easement area containing approximately 17,558 square feet of land, retained within a previously abandoned portion of Turtle Creek Boulevard, by Ordinance No. 21048, to 1400 Turtle Creek Apartments Limited Partnership, the abutting owner, located near the intersection of Turtle Creek Boulevard and Hi-Line Drive - Revenue: \$5,400 plus the \$20 ordinance publication fee **[08-1303; ORDINANCE 27144; APPROVED]**
6. An ordinance amending Ordinance No. 26737 to extend dedication and replatting deadlines, revise Exhibit C to correct the legal description and specify that successors and assigns can dedicate and replat the property - Financing: No cost consideration to the City **[08-1304; ORDINANCE 27145; APPROVED]**
7. An ordinance granting a Planned Development District for LI Light Industrial District Uses and a resolution granting an amendment to the public deed restrictions on property zoned an LI Light Industrial District on the west side of Waterview Parkway at Synergy Drive - Z078-154 - Financing: No cost consideration to the City **[08-1305; DEFERRED UNTIL MAY 14, 2008]**

Economic Development

8. Authorize an economic development grant agreement with ZTE USA, Inc. and Prime Art and Jewel, Inc. related to ZTE's U.S. corporate headquarters relocation to 18325 Waterview Parkway and related tenant improvements at the site - Not to exceed \$192,750 - Financing: Public/Private Partnership Program Funds **[08-1306; APPROVED AS AMENDED]**

Police

9. Authorize the establishment of the Dallas Police Department Museum located on the second floor lobby of the Jack Evans Police Headquarters Facility - Financing: No cost consideration to the City **[08-1307; APPROVED]**

**ADDENDUM
CITY COUNCIL MEETING
APRIL 23, 2008**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Public Works & Transportation

10. Authorize **(1)** a contract with McMahon Contracting, L.P., lowest responsible bidder of five, for the reconstruction of street paving, storm drainage, water and wastewater main improvements for Treehouse Lane, Meadow Road and Rambler Road; **(2)** assignment of the contract to Next Block-Dallas I, L.P., for construction administration; **(3)** the receipt and deposit of funds from Next Block-Dallas I, L.P. in the amount of \$1,886,268; and **(4)** an increase in appropriations in the amount of \$1,886,268 - Total not to exceed \$4,065,810 - Financing: 2006 Bond Funds (\$2,179,542) and Capital Projects Reimbursement Funds (\$1,886,268) **[08-1308; APPROVED AS AN INDIVIDUAL ITEM]**

ITEMS FOR INDIVIDUAL CONSIDERATION

City Secretary's Office

11. An ordinance amending Chapter 15A of the Dallas City Code to: **(1)** provide requirements, procedures, and exemptions for the electronic filing of campaign finance reports; **(2)** provide for the posting of campaign finance reports on the city's website and the provision of paper copies of the reports upon request; **(3)** clarify reporting requirements of general purpose political committees; **(4)** provide transitional provisions; and **(5)** provide a penalty not to exceed \$500 - Financing: No cost consideration to the City **[08-1309; ORDINANCE 27146; APPROVED AS AMENDED]**

Office of Financial Services

12. Authorize **(1)** the issuance and sale of City of Dallas, Texas Combination Tax and Revenue Certificates of Obligation, Series 2008, in an amount not to exceed \$42,000,000; **(2)** approval of the Preliminary Official Statement; and **(3)** execution of the bond purchase agreement, and all other matters related thereto - Not to exceed \$211,400 - Financing: 2008 Certificates of Obligation **[08-1310; DEFERRED UNTIL MAY 14, 2008]**

CORRECTION:

Department of Development Services

67. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of two tracts of unimproved land containing a total of approximately 20,376 square feet located near the intersection of Cadiz and Industrial Streets for the Cadiz Pump Station Improvement Project (list attached) - \$181,717 - Financing: Water Utilities Capital Improvement Construction Funds **[08-1289]**