

AGENDA
CITY COUNCIL MEETING
NOVEMBER 10, 2008
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A. M.

Invocation and Pledge of Allegiance (Council Chambers) **[08-3020]**

Agenda Item/Open Microphone Speakers **[08-3021]**

VOTING AGENDA

1. Approval of Minutes of the October 22, 2008 City Council Meeting **[08-3022; APPROVED WITH AMENDMENTS]**

CONSENT AGENDA [08-3023]

Business Development & Procurement Services

2. Authorize the purchase of a hazardous duty robot and accessories for the Dallas Police Department - Remotec, Inc., lowest responsible bidder of two - Not to exceed \$207,671 - Financing: U.S. Department of Homeland Security Grant Funds **[08-3024; APPROVED]**
3. Authorize the purchase and installation of a global positioning system based surveying and grade control system to be installed on selected pieces of heavy equipment at the McCommas Bluff Landfill - Construction & Survey Instruments, Inc. dba GeoShack, lowest responsible bidder of two - Not to exceed \$104,745 - Financing: 2007 Equipment Acquisition Contractual Obligation Notes **[08-3025; APPROVED]**
4. Authorize a service contract for the purchase and installation of four high mast light poles at the Central Wastewater Treatment Plant - Archer Western Contractors, lowest responsible bidder of two - Not to exceed \$75,420 - Financing: Water Utilities Current Funds **[08-3026; APPROVED]**

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

5. Authorize a service contract for the purchase and installation of two underground closed circuit television inspection systems - Underground, Inc., lowest responsible bidder of two - Not to exceed \$105,980 - Financing: Current Funds (to be reimbursed from Storm Water Drainage Management Funds) **[08-3027; APPROVED]**
6. Authorize a service contract to replace five existing air conditioning units at City Hall - Trevino Mechanical Contractors, lowest responsible bidder of four - Not to exceed \$224,610 - Financing: 1995 Bond Funds (\$150,000), 2006 Bond Funds (\$74,610) **[08-3028; APPROVED]**
7. Authorize a sixty-month service contract for cleaning and repair of fire-fighting and proximity personnel protection equipment - Lion TotalCare, Inc., only bidder - Not to exceed \$3,229,092 - Financing: Current Funds (subject to annual appropriations) **[08-3029; APPROVED AS AN INDIVIDUAL ITEM]**
8. Authorize a thirty-six-month master agreement for cardiac and pharmaceutical injectable drugs for Fire-Rescue units - GTL Supply Solutions, LLC in the amount of \$800,241, Regimed Medical in the amount of \$179,946, Bound Tree Medical, LLC in the amount of \$139,247, and Ever Ready First Aid & Medical Supply in the amount of \$15,272 lowest responsible bidders of four - Total not to exceed \$1,134,706 - Financing: Current Funds **[08-3030; APPROVED]**
9. Authorize a twenty-four-month master agreement for food, food supplements and grocery items for feeding the City's animals - Lab Animal Supplies, Inc. in the amount of \$513,836, Big Cheese Rodent Factory in the amount of \$472,270, Sunbeam Foods, Inc. in the amount of \$293,021, Central Nebraska Packing, Inc. in the amount of \$190,076, Paradise Fruits & Vegetables, LP in the amount of \$183,500, The Bug Company in the amount of \$126,000, Timberline Fisheries Corp. in the amount of \$124,550 and Frank Roberts in the amount of \$56,490, lowest responsible bidders of sixteen - Total not to exceed \$1,959,743 - Financing: Current Funds **[08-3031; APPROVED]**

City Attorney's Office

10. Authorize Supplemental Agreement No. 1 to the professional services contract with the law firm of Fulbright & Jaworski, L.L.P., for additional legal services necessary in connection with the Convention Center Hotel project - Not to exceed \$100,000, from \$25,000 to \$125,000 - Financing: Convention and Event Services Capital Construction Funds (to be reimbursed from the future sale of Hotel Revenue Bonds) **[08-3032; APPROVED AS AN INDIVIDUAL ITEM]**
11. Authorize Supplemental Agreement No. 1 to the consultant services contract with William J. Clough for additional expert witness support services in the lawsuit styled Billy James Smith v. City of Dallas, et al., Civil Action No. 3:07-CV-2414-BH - Not to exceed \$25,000, from \$25,000 to \$50,000 - Financing: Current Funds **[08-3033; APPROVED]**
12. Authorize Supplemental Agreement No. 2 to the professional services contract with the consulting firm of Analytic Focus, L.L.C., for additional consultant, expert witness support, and general financial and analytical support services in the lawsuit styled AHF Community Development, LLC v. City of Dallas, et al., Cause No. 3:06-CV-1035-D - Not to exceed \$120,000, from \$40,000 to \$160,000 - Financing: Current Funds **[08-3034; APPROVED]**

CONSENT AGENDA (Continued)**Communication and Information Services**

13. Authorize an increase in the service contract with AXON Solutions, Inc. for additional consulting and implementation services for activities related to the Pay1 Project schedule extension and data encryption enhancements and validation for SAP - Not to exceed \$471,374, from \$13,499,723 to \$13,971,097 - Financing: 2006 Water Revenue Bond Funds **[08-3035; APPROVED AS AN INDIVIDUAL ITEM]**
14. Authorize a twenty-four-month service contract with Advantaged Solutions (AXON Solutions, Inc. as agent) through the Federal General Services Administration to provide continued technical support of the Pay1 System, installation of latest SAP software release, consulting and implementation services for activities related to data encryption, and development and implementation of an SAP technical support structure for Communication & Information Services - Total not to exceed \$9,538,271 - Financing: 2006 Water Revenue Bond Funds (\$1,903,884), Current Funds (\$7,634,387) (subject to annual appropriations) **[08-3036; APPROVED AS AN INDIVIDUAL ITEM]**

Department of Development Services

15. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Excellence 2000, Inc., of approximately 211,368 square feet of land located near Bonnie View Road and Highland Hills Drive for the construction of the Highland Hills Branch Library - \$96,600 (\$95,000 plus closing cost not to exceed \$1,600) - Financing: 2006 Bond Funds **[08-3037; 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 1,950 square feet of land located near the intersection of Hugo and Woodside Streets for the Woodside Pedestrian Way Extension Project - \$108,014 (\$106,275 plus closing costs not to exceed \$1,739) - Financing: State-Thomas TIF District Funds **[08-3038; APPROVED]**
17. A resolution declaring approximately 33,975 square feet of City-owned land located near the intersection of Clearfield and Prairie Creek Roads unwanted and unneeded and authorizing its advertisement for sale by sealed bid with a minimum bid of \$27,520 - Financing: No cost consideration to the City **[08-3039; APPROVED]**
18. A resolution authorizing the advertisement for lease with an option to purchase by sealed bid of approximately 87,367 square feet of City-owned land, improved with a skating rink located near the intersection of Ledbetter Drive and Sunnyvale Street - Financing: No cost consideration to the City **[08-3040; APPROVED]**
19. Authorize the quitclaim of 29 properties acquired by the taxing authorities from the Sheriff's Sale to the highest bidders (list attached) - Revenue: \$326,481 **[08-3041; APPROVED AS AN INDIVIDUAL ITEM]**
20. Authorize moving expense and replacement housing payments for Inez Jones as a result of an official written offer of just compensation to purchase real property to be used in conjunction with the Bexar Street Redevelopment Project as part of the Neighborhood Investment Program - Not to exceed \$61,000 - Financing: 2006-07 Community Development Grant Funds **[08-3042; APPROVED]**

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

21. An ordinance abandoning portions of various easements to PC LH Land Partners, LP, the abutting owner, containing a total of approximately 4 acres of land located near the intersection of Skillman Street and Walnut Hill Lane - Revenue: \$5,400 plus the \$20 ordinance publication fee **[08-3043; APPROVED; ORDINANCE 27382]**
22. An ordinance abandoning portions of a sewer easement and a fire lane, access and utility easement to Prestonwood Tradition, LP, the abutting owner, containing a total of approximately 31,973 square feet of land located near the intersection of Prestonwood Boulevard and Arapaho Road - Revenue: \$5,400 plus the \$20 ordinance publication fee **[08-3044; APPROVED; ORDINANCE 27383]**

Economic Development

23. Authorize the Office of Economic Development to: **(1)** submit an application to the United States Citizenship and Immigration Services to gain designation as an EB-5 Regional Center; and **(2)** prepare and issue a Request for Qualifications to select an investment fund team to manage and operate the EB-5 program - Financing: No cost consideration to the City **[08-3045; APPROVED]**
24. Authorize **(1)** a development agreement with Motor Street Apartments Limited Partnership, to provide funding for the design, engineering, professional services, and construction of public infrastructure improvements for the Alexan Farmers Market Project located in Tax Increment Financing Reinvestment Zone Number Six (Farmers Market TIF District); and **(2)** the Farmers Market TIF District Board of Directors to dedicate up to \$2,687,500 from Farmers Market TIF revenues in accordance with the development agreement - \$2,687,500 - Financing: Farmers Market TIF District Funds **[08-3046; DEFERRED UNTIL DECEMBER 10, 2008]**
25. Authorize a public hearing to be held on December 10, 2008 to receive comments on amendments to Tax Increment Financing Reinvestment Zone Number Ten (Southwestern Medical TIF District) Project Plan and Reinvestment Zone Financing Plan (Project Plan) **(1)** to increase the geographic area of the Southwestern Medical TIF District to include the area bounded by Harry Hines Boulevard, Inwood Road and Maple Avenue and the area bounded by Production Drive, Hawthorne Avenue and Afton Street (excludes the single-family houses at the corner of Hawthorne Avenue and Afton Street); **(2)** support development of the private bio-medical industry and applied research associated with the UT Southwestern Medical Center; **(3)** improve pedestrian connections between DART's Parkland light rail station and adjacent neighborhoods to the north and south; **(4)** add environmental remediation and Bio-Medical Industry development as eligible categories for TIF spending under the budget for the Southwestern Medical TIF District; **(5)** increase the total Southwestern Medical TIF budget from \$10,777,998 to \$18,418,663 (an increase of \$7,640,665, NPV in 2006 dollars); and, at the close of the hearing, **(6)** consideration of an ordinance amending Ordinance Nos. 25965, previously approved on April 27, 2005 and 26204, previously approved on January 11, 2006 to reflect these changes - Financing: No cost consideration to the City **[08-3047; APPROVED AS AN INDIVIDUAL ITEM]**

CONSENT AGENDA (Continued)**Economic Development** (Continued)

26. Authorize **(1)** a public hearing to be held on December 10, 2008, to receive comments on an amendment to Tax Increment Reinvestment Zone Number Sixteen (Davis Garden TIF District) to increase the geographic area of the TIF District to include selected adjacent properties; and at the close of the hearing, **(2)** consideration of an ordinance amending Ordinance Nos. 26799 and 27090 to increase the geographic area of the Davis Garden TIF District to include selected adjacent properties - Financing: No cost consideration to the City **[08-3048; APPROVED]**
27. Authorize a development agreement with Uptown Dallas Inc., in an amount not to exceed \$2,300,000 for utility work related to the State-Thomas TIF Group I, Group II, Group III and Group IV projects including payments to utility companies related to the overhead utility burial work, installation of specialty pedestrian lights and payment for completion of the project - Not to exceed \$2,300,000 - Financing: State-Thomas TIF District Funds **[08-3049; APPROVED]**

Equipment & Building Services

28. Ratify an emergency purchase and installation of an additional cooling unit at the Science Place 1 IMAX Theater located at 1318 South Second Avenue - V Tec Mechanical, Inc., lowest responsible bidder of three - Not to exceed \$49,672 - Financing: 2007 Certificates of Obligation **[08-3050; APPROVED]**
29. Authorize **(1)** a professional services contract with SafirRosetti, Inc., in the amount of \$31,168 to provide security consulting, architectural and engineering services for the physical security enhancements at City Hall, and **(2)** an increase in appropriations in Equipment and Building Services budget - Not to exceed \$31,168 - Financing: Contingency Reserve Funds **[08-3051; APPROVED]**
30. Authorize a construction contract for renovation of the Hall of State located at 3939 Grand Avenue - Gilbert May, Inc. dba Phillips/May Corporation, lowest responsible bidder of three - \$6,253,000 - Financing: 1995 Bond Funds (\$59,000) and 2006 Bond Funds (\$6,194,000) **[08-3052; APPROVED]**
31. Authorize a professional services contract with Mitchell Enterprises, Ltd. to provide design and construction management services for the interior and exterior renovation of a vacant City facility located at 5221 South Westmoreland Road - \$165,663 - Financing: Building Inspection Current Funds **[08-3053; APPROVED AS AN INDIVIDUAL ITEM]**

Housing

32. A resolution declaring 2 properties unwanted and unneeded and authorizing their conveyance by Deed without Warranty to Kaminski Holdings, Inc., for \$10 and provision of a parking lot on the properties for a mixed-use development adjacent to the properties within 3 years of execution of the deed (list attached) - Financing: No cost consideration to the City **[08-3054; APPROVED]**

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

33. Authorize the reconstruction on-site of five homes in accordance with the Reconstruction/SHARE Program Statement requirements for the properties located at 1944 Gallagher Street in the amount of \$87,500, 3618 Chicago Street in the amount of \$87,500, 2714 Fernwood Avenue in the amount of \$87,500, 3327 Spring Avenue in the amount of \$87,500, and 2604 Larry Drive in the amount of \$87,500 - Total not to exceed \$437,500 - Financing: 2006-07 Community Development Grant Funds (\$322,198), 2004-05 HOME Funds (\$88,138), and 2006-07 HOME Funds (\$27,164) **[08-3055; APPROVED]**
34. Authorize a loan in the amount of \$928,473 to Carpenter's Point, L.P., a single asset entity, for partial funding of all pre-development soft costs, including the Texas Department of Housing and Community Affairs tax credit commitment fee, and partial funding of hard construction costs associated with the construction of the Carpenter's Point Senior Apartments, a 150-unit multi-family residential development for seniors located at 3326 Mingo Street - Not to exceed \$928,473 - Financing: 2007-08 HOME Funds **[08-3056; APPROVED AS AN INDIVIDUAL ITEM]**
35. Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Dallas Neighborhood Alliance for Habitat, Inc. for the construction of affordable houses, **(2)** the sale of 5 vacant lots from Dallas Housing Acquisition and Development Corporation to Dallas Neighborhood Alliance for Habitat, Inc.; 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 **[08-3057; APPROVED]**

Human Resources

36. Authorize the purchase of approximately 4,000 bus passes which includes Paratransit coupon books from Dallas Area Rapid Transit on behalf of City employees in support of the City's 2008 clean air initiative - Not to exceed \$75,000 - Financing: Current Funds **[08-3058; APPROVED]**

Intergovernmental Services

37. Authorize the acceptance of a grant from the U.S. Department of Justice under the Community Oriented Policing Services Technology Program for the upgrade of hardware and software to improve efficiency and allow for easier data sharing with other agencies in the region - Not to exceed \$93,530 - Financing: U.S. Department of Justice Grant Funds **[08-3059; APPROVED]**
38. Authorize a personal services contract with Barbara T. McCall Associates, Inc. to provide federal legislative services from December 1, 2008 through September 30, 2009 - Not to exceed \$132,500 - Financing: Current Funds **[08-3060; APPROVED]**
39. Authorize a professional services contract with HillCo Partners LLC to provide state legislative information and related services from December 1, 2008 through September 30, 2009 - Not to exceed \$64,000 - Financing: Water Utilities Current Funds **[08-3061; APPROVED]**

CONSENT AGENDA (Continued)**Intergovernmental Services (Continued)**

40. Authorize a personal services contract with Kwame Walker & Associates for state legislative services from December 1, 2008 through September 30, 2009 - Not to exceed \$37,500 - Financing: Current Funds **[08-3062; APPROVED]**
41. Authorize a personal services contract with Randy C. Cain for state legislative services from December 1, 2008 through September 30, 2009 - Not to exceed \$63,334 - Financing: Current Funds **[08-3063; APPROVED]**

**Trinity River Corridor Project
Legislative Services**

Note: Item Nos. 42 and 43 must be considered collectively.

42. * Authorize a personal services contract with Hector Alcalde for legislative services regarding the Trinity River Corridor Project from October 1, 2008 through September 30, 2009 - Not to exceed \$73,800 - Financing: Current Funds **[08-3064; APPROVED]**
43. * Authorize a personal services contract with Paul Schlesinger for legislative services regarding the Trinity River Corridor Project from October 1, 2008 through September 30, 2009 - Not to exceed \$43,650 - Financing: Current Funds **[08-3065; APPROVED]**

Library

44. Authorize the acceptance of a Loan Star Libraries Grant from the Texas State Library and Archives Commission for improving public access to library resources and services at the Dallas Public Library for the period September 1, 2008 through August 31, 2009; and execution of the grant agreement - \$241,604 - Financing: Loan Star Libraries Grant Funds **[08-3066; APPROVED]**

Office of Financial Services

45. Authorize the annual adoption of the City's Investment Policy regarding funds under the City's control and the investment strategies for each of the funds under the City's management - Financing: No cost consideration to the City **[08-3067; APPROVED AS AN INDIVIDUAL ITEM]**
46. Authorize execution of the Texpool Resolution Amending Authorized Representatives for the investment of City funds in the Texas Local Government Investment Pool ("TexPool") - Financing: No cost consideration to the City **[08-3068; APPROVED AS AN INDIVIDUAL ITEM]**
47. Authorize **(1)** adoption of the Preliminary FY 2008-09 Consolidated Plan Reprogramming Budget #2 to **(a)** reallocate \$259,440 of HOME Investment Partnership Program Funds from the Mortgage Assistance Program to the Reconstruction/SHARE Program and \$518,880 of Community Development Grant Funds from the Reconstruction/SHARE program to People Helping People, a Volunteer Home repair program; and **(b)** adjust appropriations to reflect realignment of Code Compliance Services by increasing Code Compliance Services by \$258,659 and decreasing City Attorney's Office appropriation by the same amount; and, **(2)** a public hearing to be held on December 10, 2008 to receive comments on the proposed use of funds - Financing: No cost consideration to the City **[08-3069; APPROVED]**

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

48. Authorize a contract for a new pedestrian plaza, security lighting, landscaping, irrigation and site furnishings at Pike Park located at 2807 Harry Hines Boulevard - Texas Standard Construction, Ltd., lowest responsible bidder of four - \$140,250 - Financing: 2003 Bond Funds **[08-3070; APPROVED]**
49. Authorize **(1)** an increase in the contract with MetalMan Design/Build Corporation for the "Our History" and community recognition ("The Conversation") components of the project at Opportunity Park located at 3105 Pine Street in an amount not to exceed \$136,268, from \$590,246 to \$726,514; and **(2)** approval of the use of 2006 Bond Funds for public art funding for Opportunity Park in the amount of \$89,327 - Not to exceed \$136,268 - Financing: Capital Gifts, Donation and Development Funds (\$2,500), 1998 Bond Funds (\$33,341), 2003 Bond Funds (\$12,845) and 2006 Bond Funds (\$87,582) **[08-3071; APPROVED]**

Police

50. Authorize application for and acceptance of the 2007 Bulletproof Vest Partnership grant from the U.S. Department of Justice, Bureau of Justice Assistance for partial reimbursement of approved bulletproof vest purchases for the period April 1, 2007 through September 30, 2011 - \$230,879 - Financing: Bureau of Justice Assistance Grant Funds **[08-3072; APPROVED]**

Public Works & Transportation

51. Authorize an Interlocal Agreement with the Texas Department of Transportation to provide cost reimbursement for traffic signal improvements at the intersections of IH 35E and Commonwealth Drive, Eighth Street, Empire Central Drive, Kiest Boulevard, Ledbetter Drive, Marsalis Avenue, and Oak Lawn Avenue - Not to exceed \$135,529 - Financing: Texas Department of Transportation Grant Funds **[08-3073; APPROVED]**
52. Authorize an agreement with the Texas Department of Transportation for operation and maintenance of a roadway illumination system on Interstate Highway 20 at the Spur 408 interchange - Financing: No cost consideration to the City **[08-3074; APPROVED]**
53. Authorize **(1)** the acceptance of funds from Dallas Area Rapid Transit for reimbursement of material and labor provided by the City related to the installation and upgrade of traffic signals in the vicinity of Dallas Area Rapid Transit facilities (list attached); and **(2)** an increase in appropriations in the amount of \$425,733 in the Capital Projects Reimbursement Fund - Not to exceed \$425,733 - Financing: Capital Projects Reimbursement Funds **[08-3075; APPROVED]**
54. Authorize a contract for construction of erosion control improvements along the creek banks near Galway Drive and Clearbrook Lane - Austin Filters Systems, Inc., lowest responsible bidder of two - Not to exceed \$980,822 - Financing: 2003 Bond Funds (\$101,422) and 2006 Bond Funds (\$879,400) **[08-3076; APPROVED]**

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

55. Authorize a professional services contract with Criado & Associates, Inc. for the design of a thoroughfare reconstruction project for Westmoreland Road from Ninth Street to Sheldon Avenue - Not to exceed \$171,687 - Financing: 2006 Bond Funds (\$152,062) and Water Utilities Capital Construction Funds (\$19,625) **[08-3077; APPROVED]**
56. Authorize a professional services contract with Halff Associates, Inc. to create an integrated floodplain database, analyzing flood control alternatives for site specific locations, provide public outreach in flood prone areas, staff training, floodplain reviews and coordination with various entities regarding drainage, floodplain and permitting activities - Not to exceed \$142,000 - Financing: Current Funds (to be reimbursed from Storm Water Drainage Management Funds) **[08-3078; APPROVED]**
57. Authorize a twelve-month contract, with a twelve-month renewal option, for asbestos abatement and demolition services for structures ordered demolished by municipal court order and the emergency demolition of unsafe buildings due to fire damage in the eastern sector of Dallas, to include areas east of the Dallas North Tollway, north of IH 30 through downtown, and east of IH 45 - Intercon Environmental, Inc., lowest responsible bidder of three - Not to exceed \$1,944,378 - Financing: Demolition Reserve Funds **[08-3079; APPROVED]**
58. Authorize a twelve-month contract, with a twelve-month renewal option, for asbestos abatement and demolition services for structures ordered demolished by municipal court order and the emergency demolition of unsafe buildings due to fire damage in the western sector of Dallas, to include areas west of the Dallas North Tollway, south of IH 30 through downtown, and west of IH 45 - RNDI Companies, Inc., lowest responsible bidder of three - Not to exceed \$1,833,286 - Financing: Demolition Reserve Funds **[08-3080; APPROVED AS AN INDIVIDUAL ITEM]**
59. Authorize an increase in the contract with Austin Bridge & Road, L.P. to provide additional repairs to the street base and curbs for 2008 Asphaltic Concrete Street Resurfacing Group 2 - Not to exceed \$380,400, from \$8,552,247 to \$8,932,647 - Financing: 2003 Bond Funds **[08-3081; APPROVED]**
60. Authorize an increase in the contract with P & E Contractors, Inc. to add additional locations to Street Group 03-444 for asphalt resurfacing and miscellaneous improvements on City owned parking lots near the West End and Deep Ellum - Not to exceed \$157,500, from \$1,151,728 to \$1,309,228 - Financing: Current Funds **[08-3082; APPROVED]**

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

61. Authorize **(1)** Supplemental Agreement No. 8 to the contract with HNTB Corporation to provide additional construction administration and resident project representative, as required by the Federal Aviation Administration for the runway safety area enhancement project, Phase 1, additional design services for Taxiway "L" extension/reconstruction (reconstruction of the holding apron) and consultant interim support for technical review of airfield-related civil engineering projects associated with the Love Field modernization program at Dallas Love Field in the amount of \$348,562, from \$3,073,668 to \$3,422,230; and **(2)** an increase in appropriations in an amount not to exceed \$290,518 in the Aviation Airport Improvement Program Grant Fund and \$183,044 in the Aviation Capital Construction Fund - Not to exceed \$348,562 - Financing: Aviation Capital Construction Funds (\$58,044); Aviation Passenger Facility Charge Funds (\$72,629); and Federal Aviation Administration Airport Improvement Program Grant Funds (\$217,889) **[08-3083; APPROVED]**

Sanitation Services

62. Authorize ordinances granting six franchises for solid waste collection and hauling, pursuant to Chapter XIV, of the City Charter, and Chapter 18, Article IV, of the Dallas City Code (list attached) - Estimated Annual Revenue: \$3,000 **[08-3084; APPROVED; ORDINANCE NOS. 27384 THROUGH 27389]**

Water Utilities

63. Authorize **(1)** a Utility Joint Use Acknowledgement Agreement with the State of Texas, acting through the Texas Department of Transportation (TxDOT), and **(2)** an increase in the Advance Funding Agreement with TxDOT for additional estimated construction costs, in conjunction with the water and wastewater main relocations and adjustments in Northwest Highway (Loop 12) from 0.1 mile west of Midway Road to U.S. Highway 75 (North Central Expressway) - \$221,524, from \$829,103 to \$1,050,627 - Financing: Water Utilities Capital Construction Funds **[08-3085; APPROVED]**
64. Authorize a contract for the installation of water and wastewater mains at 12 locations (list attached) - P & E Contractors, Inc., lowest responsible bidder of five - \$5,998,748 - Financing: Water Utilities Capital Improvement Funds (\$5,994,572), and 2003 Bond Funds (\$4,176) **[08-3086; APPROVED]**

Note: Item Nos. 65 and 66 must be considered collectively.

Renewable Energy Leasing Project

65. * Authorize a twenty-year lease agreement with a five-year renewal option, with Ameresco Dallas, LLC, for the lease of 108,000 square feet of unimproved land and the development of an energy recovery facility at the Southside Wastewater Treatment Plant - Estimated Annual Revenue: \$1,080 (Base Rental Payment) **[08-3087; APPROVED]**

CONSENT AGENDA (Continued)**Water Utilities (Continued)****Renewable Energy Leasing Project (Continued)**

Note: Item Nos. 65 and 66 must be considered collectively.

66. * Authorize the disbursement of monthly payments to Ameresco Dallas, LLC, for the term of the lease agreement, for the electricity produced and delivered by the energy recovery facility per kilowatt-hour (kWh) per year, ranging in cost from \$0.06495/kWh in the first year to \$0.08095/kWh in the twentieth year - \$44,000,000 (Total estimated cost for 20-year term) - Financing: Water Utilities Current Funds (subject to annual appropriations) **[08-3087; APPROVED]**
67. Authorize Supplemental Agreement No. 1 to the professional services contract with Halff Associates, Inc. to provide additional engineering services for the design of a water transmission main from the East Side Water Treatment Plant to the City of Hutchins west corporate limits - \$6,383,297, from \$2,674,500 to \$9,057,797 - Financing: Water Utilities Capital Improvement Funds **[08-3088; APPROVED]**
68. Authorize Supplemental Agreement No. 1 to the professional services contract with TCB, Inc. to provide additional engineering services for the design of a water transmission main from the City of Hutchins West Corporate limits to the Sorcery Pump Station - \$5,689,500, from \$3,487,195 to \$9,176,695 - Financing: Water Utilities Capital Improvement Funds **[08-3089; APPROVED]**

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

69. 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) **[08-3090; NO APPOINTMENTS MADE TO BOARDS AND COMMISSIONS]**

ITEMS FOR FURTHER CONSIDERATION**Department of Development Services**

70. An ordinance granting an MF-2(A) Multifamily District, subject to deed restrictions volunteered by the applicant, on the west side of Holmes Street, south of Pennsylvania Avenue - Z078-207 - Financing: No cost consideration to the City **[08-3091; APPROVED; ORDINANCE 27390]**

Intergovernmental Services

71. Authorize adoption of the City of Dallas' State Legislative Program for the 81st Session of the Texas State Legislature - Financing: No cost consideration to the City **[08-3092; APPROVED AS AMENDED]**

PUBLIC HEARINGS AND RELATED ACTIONS**Department of Development Services**ZONING CASES – CONSENT [08-3093]

72. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to and expansion of the Tract 1 portion of Subarea D-1 within Planned Development District No. 468, the Oak Cliff Gateway Special Purpose District on property zoned Tract 1, Subarea D-1 and Subarea D within Planned Development District No. 468 in the north quadrant of Zang Boulevard and Plowman Avenue **[08-3094; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 27391]**
Recommendation of Staff and CPC: Approval, subject to a Tract 1 and 3 conceptual plan/Tract 2 development plan and conditions
Z078-215(RB)
73. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for RR Regional Retail District uses on property zoned an RR Regional Retail District located on the northwest corner of Walnut Hill Drive and Manderville Lane **[08-3095; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE 27392]**
Recommendation of Staff and CPC: Approval; subject to a development plan and conditions
Z078-280(MAW)
74. A public hearing to receive comments regarding a Landmark Commission authorized hearing to consider expansion of the Junius Heights Historic District Overlay No. 128, Tract C, on property zoned Planned Development District No. 99 on the southeast side of Gaston Avenue between Huntley and Glendale Streets with revisions to exhibits and an ordinance granting the expansion **[08-3096; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 27393]**
Recommendation of Staff and CPC: Approval, subject to Preservation Criteria
Z078-283(MW)
75. A public hearing to receive comments regarding an application for and an ordinance granting an MU-2 Mixed Use District on property zoned an IR Industrial Research District on the north corner of Maple Avenue and Kimsey Drive **[08-3097; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 27394]**
Recommendation of Staff and CPC: Approval
Z078-288(JH)

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

76. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development Subdistrict for an animal clinic with outside run, kennel with outside run, and GR General Retail Subdistrict Uses on property zoned a GR General Retail Subdistrict on the tract at the southwest corner of Oak Lawn Avenue and Congress Avenue, and zoned a GR General Retail Subdistrict and an MF-3-D Multiple Family Subdistrict with the Dry Liquor Control Overlay on the tract along the west line of Oak Lawn Avenue, south of Congress Avenue, with both tracts within Planned Development District No. 193, the Oak Lawn Special Purpose District with consideration being given to permitting the requested animal clinic with outside run and kennel with outside run by specific use permit **[08-3098; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE 27395]**
Recommendation of Staff: Denial
Recommendation of CPC: Approval, subject to a development plan and conditions
Z078-238(RB)
77. A public hearing to receive comments regarding an application for a CR Community Retail District with deed restrictions volunteered by the applicant on property zoned an R-7.5(A) Single Family District, on the southwest corner of Military Parkway and Donna Drive **[08-3099; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED TO DENY WIITHOUT PREJUDICE]**
Recommendation of Staff: Denial
Recommendation of CPC: Denial without prejudice
Z078-243(OTH)
78. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a hospital on property zoned an MU-2-D Mixed Use District with a Dry Liquor Control Overlay on the south line of Northaven Road, west of North Central Expressway **[08-3100; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE 27396]**
Recommendation of Staff: Approval for a ten-year period with eligibility for automatic renewal for additional ten-year periods, subject to a site plan and conditions, with retention of the Dry Liquor Control Overlay
Recommendation of CPC: Approval for a twenty-year period with eligibility for automatic renewal for additional ten-year periods, subject to a site plan and conditions, with retention of the Dry Liquor Control Overlay
Z078-259(RB)
79. A public hearing to receive comments regarding an application for and an ordinance granting a new subdistrict within Planned Development District No. 71 for residential uses located on the north side of Forest Lane between Preston Road and Hillcrest Road **[08-3101; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE 27397]**
Recommendation of Staff and CPC: Approval; subject to a development plan and conditions
Z078-278(MAW)

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

80. A public hearing to receive comments regarding an application for and an ordinance granting 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 Road, north of Bruton Road and a resolution accepting the deed restrictions volunteered by the applicant **[08-3102; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 27398]**
Recommendation of Staff and CPC: Approval, subject to deed restrictions volunteered by the applicant
Z078-115(MAW)
Note: This item was considered by the City Council at a public hearing on October 22, 2008, and was held under advisement until November 10, 2008, with the public hearing open.
81. A public hearing to receive comments regarding an application for a Planned Development District for a private school and the termination of Specific Use Permit No. 1262 for a private school on property zoned an R-10(A) Single Family District with Specific Use Permit No. 1262 on the northwest corner of Midway Road and Rosa Road with consideration being given to an amendment to, and expansion of, Specific Use Permit 1262 and an ordinance granting a Planned Development District and an ordinance expanding and amending Specific Use Permit No. 1262 **[08-3103; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE NOS. 27399 AND 27400]**
Recommendation of Staff: Approval of an amendment to, and expansion of, Specific Use Permit No. 1262 for a private school for a five-year period with eligibility for automatic renewals for additional five-year periods, subject to a site plan and conditions in lieu of a Planned Development District.
Recommendation of CPC: Approval of a Planned Development District for R-10(A) Single Family District uses, subject to conditions and approval of the expansion of and amendment to Specific Use Permit No. 1262 for a private school use for a five-year period with eligibility for automatic renewals for additional five-year periods, subject to a site plan, a traffic management plan and conditions
Z078-246(WE)
Note: This item was considered by the City Council at a public hearing on October 22, 2008, and was held under advisement until November 10, 2008, with the public hearing open.
82. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development District No. 696 for a Public School other than an open-enrollment charter school and R-16(A) Single Family uses in an area bounded by Ridgeside Drive, Welch Road, Rickover Drive and Crestline Avenue **[08-3104; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE 27401]**
Recommendation of Staff and CPC: Approval, subject to a development plan and conditions
Z078-265(OTH)
Note: This item was considered by the City Council at a public hearing on October 22, 2008, and was held under advisement until November 10, 2008, with the public hearing open

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

83. A public hearing to receive comments regarding an application for a Planned Development District for CR uses and attended donation center use on property zoned a CR Community Retail District on the southwest side of Haskell Avenue, between Lafayette Street and Delano Place **[08-3105; HEARING OPEN; HOLD UNDER ADVISEMENT UNTIL JANUARY 14, 2009]**
Recommendation of Staff and CPC: Denial
Z078-201(JH)
Note: This item was considered by the City Council at a public hearing on October 22, 2008, and was held under advisement until November 10, 2008, with the public hearing open.
84. A public hearing to receive comments regarding an application for a Specific Use Permit for a commercial amusement (inside) use limited to a bingo parlor on property zoned a CR Community Retail District on the south side of Oates Drive, between Rustown Drive and Maverick Avenue **[08-3106; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED TO DENY]**
Recommendation of Staff: Approval for a two-year period subject to a site plan and staff's recommended conditions
Recommendation of CPC: Denial
Z078-235(MAW)
Note: This item was considered by the City Council at a public hearing on October 22, 2008, and was held under advisement until November 10, 2008, with the public hearing open.
85. A public hearing to receive comments regarding an application for and an ordinance granting a new subdistrict within Planned Development District No. 317, the Cedars Area Special Purpose District, and an ordinance granting a Specific Use Permit for a commercial engraving and etching facility on property zoned Subdistrict 2 within Planned Development District No. 317 on the east corner of Ervay Street and Hickory Street **[08-3107; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE NOS. 27402 AND 27403]**
Recommendation of Staff: Denial
Recommendation of CPC: Approval of a new subdistrict and approval of a Specific Use Permit for a 15-year period, subject to a site plan and conditions
Z078-203(JH)
Note: This item was considered by the City Council at public hearings on September 24 and October 22, 2008, and was taken under advisement until November 10, 2008, with the public hearing open.

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Department of Development Services (Continued)

DEVELOPMENT CODE AMENDMENTS - CONSENT

- 86. A public hearing to receive comments regarding consideration of amendments to Chapter 51, "Dallas Development Code: Ordinance No. 10962, as amended," and Chapter 51A, "Dallas Development Code: Ordinance No. 19455, as amended;" making the provisions of Chapter 51 and Chapter 51A more consistent; incorporating Chapter 51A by reference into Chapter 51 when the language in the codes is identical; updating definitions, department names, and other references; moving off-street loading regulations to the use regulations in Chapter 51; updating uses to make consistent with state and federal law; moving appropriate uses from the residential use category to a new lodging use category to make consistent with Chapter 51A; adding and updating accessory use regulations in Chapter 51; adding language to assist in the interpretation of Chapter 51; making amendments to Chapter 51A necessary to accommodate the amendments to Chapter 51; and making other formatting and grammatical changes and an ordinance granting the amendments **[08-3108; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 27404]**
Recommendation of Staff and CPC: Approval
DCA078-006

DEVELOPMENT CODE AMENDMENTS - UNDER ADVISEMENT - INDIVIDUAL

- 87. A public hearing to receive comments regarding consideration of amendments to Chapter 51A of the Dallas City Code to add an Article XIII creating new "Form Districts" for walkable, mixed use developments at a range of densities and an ordinance granting the amendments **[08-3109; HEARING OPEN; HOLD UNDER ADVISEMENT UNTIL DECEMBER 3, 2008]**
DCA 078-011
Recommendation of Staff: Approval of staff alternative recommendations
Recommendation of CPC: Approval of attached ordinance
Note: This item was considered by the City Council at a public hearing on October 22 2008, and was taken under advisement until November 10, 2008, with the public hearing open.

BENEFIT ASSESSMENT HEARINGS

Public Works & Transportation

- 88. A benefit assessment hearing to receive comments on street paving, storm drainage, water and wastewater main improvements for Korgan Street from South Ewing Avenue west to dead-end, and, at the close of the hearing, authorize an ordinance levying benefit assessments, and a contract for the construction with McMahan Contracting, L.P., lowest responsible bidder of seven - \$442,224 - Financing: 2003 Bond Funds (\$281,548) and Water Utilities Capital Construction Funds (\$160,676) **[08-3110; HEARING CLOSED; APPROVED; ORDINANCE 27405]**

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS

Trinity River Corridor Project

89. A public hearing to receive comments regarding a proposal for and an ordinance changing the name of Industrial Boulevard between Market Center Boulevard and its southern terminus south of Corinth Street to Riverfront Boulevard - \$89,050 - Financing: Current Funds **[08-3111; HEARING CLOSED; APPROVED; ORDINANCE 27406]**

Department of Development Services

90. A public hearing to receive comments regarding a proposal for and an ordinance waiving certain street name change standards and changing the name of Ross Avenue between Live Oak Street and Houston Street to Cesar Chavez Boulevard - \$24,850 - Financing: Current Funds **[08-3112; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED TO DENY]**
91. A public hearing to receive comments on a proposed municipal setting designation to prohibit the use of groundwater as potable water beneath properties owned by 2100 Downtown Condominiums, LLC located near the intersection of Central Expressway and Marilla Street and adjacent street rights-of-way, and an ordinance authorizing support of the issuance of a municipal setting designation to NT 109 Land Acquisition Limited Partnership by the Texas Commission on Environmental Quality and prohibiting the use of groundwater beneath the designated property as potable water - Financing: No cost consideration to the City **[08-3113; HEARING CLOSED; APPROVED; ORDINANCE 27407]**
Recommendation of Staff: Approval
92. A public hearing to receive comments on a proposed municipal setting designation to prohibit the use of groundwater as potable water beneath properties owned by RCC Maple, Ltd., Tomaino Properties, L.P. and Dallas Nephros Land Company LP located near the intersection of Maple and Bomar Avenues and adjacent street rights-of-way, and an ordinance authorizing support of the issuance of a municipal setting designation to RCC Maple, Ltd. by the Texas Commission on Environmental Quality and prohibiting the use of groundwater beneath the designated property as potable water - Financing: No cost consideration to the City **[08-3114; HEARING CLOSED; APPROVED; ORDINANCE 27408]**
Recommendation of Staff: Approval

Park & Recreation

93. A public hearing to receive comments on the proposed use of a portion of Reverchon Park, totaling approximately 4,409 square feet of land, for the installation of a 54-inch wastewater main; and, at the close of the hearing, consideration of a resolution authorizing the use - Financing: No cost consideration to the City **[08-3115; HEARING CLOSED; APPROVED]**

**ADDENDUM
CITY COUNCIL MEETING
NOVEMBER 10, 2008
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
8:00 A. M.**

ADDITIONS:

Closed Session **[08-3116; HELD]**

5ES

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

- Ashley Yarberry v. City of Dallas, Civil Action No. 3:07-CV-0893-M

Personnel Matters (Sec. 551.074 T.O.M.A.)

- Discussion regarding the performance review of City Auditor Craig Daniel Kinton
- Discussion regarding the performance review of City Secretary Deborah A. Watkins

CONSENT ADDENDUM

Aviation

1. Authorize **(1)** the City Manager and the President of the Love Field Airport Modernization Corporation to enter into a Program Development Agreement with Southwest Airlines Company to provide for development of the Love Field Modernization Program; and **(2)** the City Manager to execute a Donation Agreement with Southwest Airlines Company to provide for the acceptance of donated materials to be used to construct the new capital improvements - Financing: No cost consideration to the City **[08-3117; APPROVED AS AN INDIVIDUAL ITEM]**

Business Development & Procurement Services

2. Authorize a twelve-month service contract, with two additional twelve-month renewal options, each subject to funding availability with the six Business Assistance Center (BAC) contractors listed herein for each contract as follows: **(1)** Greater Dallas Hispanic Chamber of Commerce located at 4622 Maple Avenue in an amount not to exceed \$80,000; **(2)** Innercity Community Development Corporation located at 4907 Spring Avenue in an amount not to exceed \$80,000; **(3)** Greater Dallas Hispanic Chamber of Commerce located at 2060 Singleton Boulevard in an amount not to exceed \$80,000; **(4)** Greater Dallas Hispanic Chamber of Commerce located at 351 West Jefferson Boulevard in an amount not to exceed \$80,000; **(5)** MBA Consultants located at 1201 West Camp Wisdom Road in an amount not to exceed \$80,000; and **(6)** BAC Greater Dallas Asian American Chamber of Commerce/Multi-Ethnic Education and Economic Development Center located at 1327 North Peak Street in an amount not to exceed \$80,000 to assist potential and existing Microenterprise businesses to establish, manage and operate businesses within the City - Not to exceed \$480,000 - Financing: 2008-09 Community Development Grant Funds **[08-3118; APPROVED AS AN INDIVIDUAL ITEM]**

**ADDENDUM
CITY COUNCIL MEETING
NOVEMBER 10, 2008**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Department of Development Services

3. Authorize a resolution **(1)** declaring the Council's intent to include a proposition in the City's next General Obligation Bond Program, in recognition of a substantial homeless need, **(2)** directing City staff to take steps to include in the City's next General Obligation Bond Program a proposition in an amount not less than \$2,000,000 for the purpose of balancing the need for permanent supportive housing in respect to the Jules E. Muchert United States Army Reserve Center, and **(3)** directing City staff to continue to explore additional sources of funding for Permanent Supportive Housing initiatives prior to the next General Obligation Bond Program - Financing: No cost consideration to the City **[08-3119; APPROVED]**
4. Authorize **(1)** support for the Garland Road Advisory Committee to initiate the Gaston/Garland Road Corridor Study (Garland Road Vision Study); **(2)** support for a Regional Transportation Council (RTC) Sustainable Development Program grant in the amount of \$120,000 in RTC local funds for the Garland Road Vision Study, to be administered according to the Sustainable Development Call For Project Rules; **(3)** the City Manager to negotiate related agreements between the City of Dallas, the North Central Texas Council of Governments and the RTC; and **(4)** the acceptance of private funds from the Communities Foundation of Texas on behalf of various Garland Road Advisory Committee contributors in the amount of \$30,000 serving as the local match, and return of any unused local match fund balance to the Communities Foundation of Texas with a project financing summary to include North Central Texas Council of Governments Funds of \$120,000 and Private Funds of \$30,000 - Financing: No cost consideration to the City **[08-3120; APPROVED]**

Economic Development

5. Authorize **(1)** a public hearing to be held on December 10, 2008 to receive comments on amendments to Tax Increment Financing Reinvestment Zone Number Eleven, (Downtown Connection TIF District) Project Plan and Reinvestment Zone Financing Plan (Project Plan) to increase the geographic area of the Downtown Connection TIF District to include 2307 Caroline Street, 2311 Caroline Street, 1600 Ashland Street, and 1601 Cedar Springs Road under the authority of the Tax Increment Financing Act, as amended (V.T.C.A, Tax Code Chapter 311) to allow the Downtown Connection TIF District to capture the entire increment generated by the Akard Place project; and, at the close of the hearing **(2)** consideration of an ordinance amending Ordinance Nos. 26020 and 26096 to reflect these changes - Financing: No cost consideration to the City **[08-3121; APPROVED AS AN INDIVIDUAL ITEM]**

**ADDENDUM
CITY COUNCIL MEETING
NOVEMBER 10, 2008**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Economic Development (Continued)

6. Authorize **(1)** a public hearing to be held on December 10, 2008, subject to valid waiver of the 60-day requirement for notice by the governing bodies of Dallas County and the Dallas Independent School District, to receive comments to consider the creation of a Tax Increment Financing Reinvestment Zone for the Maple-Mockingbird area (Maple-Mockingbird TIF District) under the authority of the Tax Increment Financing Act, as amended (V.T.C.A, Tax Code Chapter 311); and, at the close of the hearing, **(2)** consideration of an ordinance creating the Maple-Mockingbird TIF District - Financing: No cost consideration to the City **[08-3122; APPROVED]**

Environmental & Health Services

7. Authorize an amendment to the lease agreement with Cash Flow Management, Inc. to extend and amend the lease of approximately 3,600 square feet of office space for an additional four years at the leased facility Santa Fe Place located at 1110 South Santa Fe Trail, Duncanville, Texas for the continued use as a Women, Infants and Children Program office for the period April 1, 2012 through March 31, 2016, plus additional rental for leasehold improvements not to exceed \$139,578 - Total not to exceed \$369,522 - Financing: Department of State Health Services Grant Funds (subject to annual appropriations) **[08-3123; APPROVED]**

Human Resources

8. Authorize a lump sum payment to the City Manager Mary K. Suhm, in the amount of \$10,710, to be made in two equal payments of \$5,355 on April 9, 2009 and September 10, 2009, in addition to her base pay of \$267,750, plus the associated pension contribution in the amount of \$680 for a total additional cost of \$11,390 - Financing: Current Funds **[08-3124; APPROVED AS AMENDED]**
9. Authorize **(1)** the reappointment of City Attorney Thomas P. Perkins, Jr., for an additional two-year term, beginning November 10, 2008, and **(2)** a lump sum payment to the City Attorney Thomas P. Perkins, Jr., in the amount of \$9,440, to be made in two equal payments of \$4,720 on April 9, 2009 and September 10, 2009, in addition to his base pay of \$236,000, plus the associated pension contribution in the amount of \$599 and Medicare contribution in the amount of \$137, for a total additional cost of \$10,176 - Financing: Current Funds **[08-3125; APPROVED AS AMENDED]**

**ADDENDUM
CITY COUNCIL MEETING
NOVEMBER 10, 2008**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Office of Financial Services

10. An ordinance denying Atmos Energy Corp., Mid-Tex Division's proposed new Gas Reliability Infrastructure Program Rate Adjustment; and, setting Gas Reliability Infrastructure Program Rates to be charged by Atmos Energy Corp. Mid-Tex Division - Financing: No cost consideration to the City **[08-3126; APPROVED; ORDINANCE 27409]**

Park & Recreation

11. Authorize a public hearing to be held on December 10, 2008 to receive comments on the proposed use of the Juanita J. Craft Park and Recreation Center for the development and operation of a community wellness center dedicated to providing charity care and health services for diabetes care and prevention - Financing: No cost consideration to the City **[08-3127; APPROVED]**
12. Authorize a design-build contract for design and pre-construction services and an early-start allowance for landscaping and infrastructure for the Dallas Zoo African Savanna Exhibit, including improvements to the existing Wilds of Africa plaza area located at 650 South R.L. Thornton Freeway with Sedalco/MetalMan Design/Build Corporation, a Joint Venture, most advantageous proposer of three - Total not to exceed \$3,181,869 - Financing: 2003 Bond Funds (\$1,000,000) and 2006 Bond Funds (\$2,181,869) **[08-3128; APPROVED AS AN INDIVIDUAL ITEM]**
13. Authorize Supplemental Agreement No. 3 to the professional services contract with Halff Associates, Inc. for schematic design through construction administration services for the Dallas Aquarium at Fair Park located at 1462 First Avenue - Not to exceed \$444,000, from \$302,025 to \$746,025 - Financing: 2006 Bond Funds **[08-3129; APPROVED AS AN INDIVIDUAL ITEM]**

Public Works & Transportation

14. Authorize a contract for the construction of street paving, storm drainage, water and wastewater main improvements for State-Thomas infrastructure improvements, Groups I through IV - Gibson and Associates, Inc., lowest responsible bidder of three - Not to exceed \$4,602,238 - Financing: State-Thomas TIF District Funds **[08-3130; APPROVED]**
15. Authorize **(1)** a contract for drainage improvements for Woodall Rodgers Deck Plaza from St. Paul Street to Pearl Street with North Texas Contracting, Inc., lowest responsible bidder of four in the amount of \$751,475; **(2)** the receipt and deposit of funds in the amount of \$300,590 in the Capital Gifts, Donation and Development Fund; and **(3)** an increase in appropriations in the amount of \$300,590 in the Capital Gifts, Donation and Development Fund - Not to exceed \$751,475 - Financing: 2006 Bond Funds (\$450,885) and Capital Gifts, Donation and Development Funds (\$300,590) **[08-3131; APPROVED AS AN INDIVIDUAL ITEM]**

**ADDENDUM
CITY COUNCIL MEETING
NOVEMBER 10, 2008**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Public Works & Transportation (Continued)

16. Authorize **(1)** a contract for the construction of paving, drainage and streetscape improvements, for the Dallas Center for the Performing Arts, Phase 2B at Flora Street from Crockett Street to Routh Street, Leonard Street from Flora Street to Ross Avenue, and Jack Evans Street from the Woodall Rodgers service road to Ross Avenue with McMahon Contracting, L.P., lowest responsible bidder of six, in an amount not to exceed \$3,062,072; and **(2)** assignment of the construction contract to the Dallas Center for the Performing Arts Foundation, Inc., as the City's agent and construction manager for all purposes, including inspection, supervision and coordination of construction work - Not to exceed \$3,062,072 - Financing: 2003 Bond Funds **[08-3132; APPROVED AS AN INDIVIDUAL ITEM]**
17. Authorize **(1)** a professional services contract with HDR Engineering, Inc., for design of Levee Drainage System - Sump A improvements in an amount not to exceed \$4,333,000; and **(2)** a professional services contract with URS Corporation for preparation of 35% design plans and specifications for Charlie Pump Station, Delta Pump Station, Hampton Pump Station, Trinity-Portland Pump Station with connecting culverts, and Nobles Branch Culverts, to meet federal requirements of the Water Resources Development Act of 2007, in an amount not to exceed \$3,600,000 - Total not to exceed \$7,933,000 - Financing: 2006 Bond Funds **[08-3133; APPROVED]**

Trinity River Corridor Project

18. Authorize settlement in lieu of proceeding with condemnation of a tract of land containing approximately 197,480 square feet improved with a 120-room motel from Stemmons Hotel Limited Partnership located at the intersection of Commonwealth Drive and Stemmons Freeway (service road) for the Trinity Parkway Project - Not to exceed \$3,970,600 (\$3,949,600, plus closing costs not to exceed \$21,000) - Financing: 1998 Bond Funds **[08-3134; APPROVED]**

ITEMS FOR INDIVIDUAL CONSIDERATION

Human Resources

19. Authorize a lump sum payment to the City Auditor Craig Daniel Kinton, in an amount to be determined by City Council, to be made in two equal payments on April 9, 2009 and September 10, 2009, in addition to his base pay of \$172,000, plus the associated pension and Medicare contribution amounts - Financing: Current Funds **[08-3135; APPROVED AS AMENDED]**

**ADDENDUM
CITY COUNCIL MEETING
NOVEMBER 10, 2008**

ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

Human Resources (Continued)

20. Authorize **(1)** the reappointment of the City Secretary Deborah Watkins for an additional two-year term, beginning November 10, 2008; and **(2)** a lump sum payment to the City Secretary Deborah Watkins, in an amount to be determined by City Council, to be made in two equal payments on April 9, 2009 and September 10, 2009, in addition to her base pay of \$120,840, plus the associated pension contribution - Financing: Current Funds **[08-3136; DEFERRED UNTIL NOVEMBER 19, 2008]**