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CITY SECRETARY  
DALLAS, TEXAS

**ADDENDUM  
CITY COUNCIL MEETING  
WEDNESDAY, FEBRUARY 11, 2009  
CITY OF DALLAS  
1500 MARILLA  
COUNCIL CHAMBERS, CITY HALL  
DALLAS, TX 75201  
9:00 A.M.**

**REVISED ORDER OF BUSINESS**

Agenda items for which individuals have registered to speak will be considered no earlier than the time indicated below:

9:00 a.m.      **INVOCATION AND PLEDGE OF ALLEGIANCE**

**SPECIAL PRESENTATIONS**

**OPEN MICROPHONE**

**CLOSED SESSION**

**MINUTES**

Item 1

**CONSENT AGENDA**

Items 2 - 44

**CONSENT ADDENDUM**

Items 1 - 17

**ITEMS FOR INDIVIDUAL CONSIDERATION**

No earlier  
than 9:30 a.m.

Items 45 - 51  
Addendum Items 18 - 20

**PUBLIC HEARINGS AND RELATED ACTIONS**

1:00 p.m.

Items 52 - 59

**ADDENDUM  
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FEBRUARY 11, 2009  
CITY OF DALLAS  
1500 MARILLA  
COUNCIL CHAMBERS, CITY HALL  
DALLAS, TEXAS 75201  
9:00 A. M.**

ADDITIONS:

CONSENT ADDENDUM

**Business Development & Procurement Services**

1. Authorize a twenty-four-month master agreement for liquid ferric sulfate for the City's three water purification treatment plants - General Chemical Performance Products, LLC., lowest responsible bidder of two - Not to exceed \$19,805,000 - Financing: Water Utilities Current Funds

**Purchase of Mobile Data Computers and  
Lease of Desktop & Laptop Computers**

**Note:** Addendum Item Nos. 2 and 3 must be considered collectively.

2. \* Authorize a sixty-month master agreement, with three twelve-month renewal options, for (1) the purchase of mobile data computers, equipment mounting hardware, and maintenance for Police and Dallas Fire-Rescue in the amount of \$11,943,800, and (2) professional installation services in the amount of \$534,400 - Austin Ribbon & Computer Supplies, Inc., most advantageous proposer of eight - Total not to exceed \$12,478,200 - Financing: Current Funds (\$5,580,777), 2008 Equipment Acquisition Contractual Obligation Notes (\$6,897,424)
3. \* Authorize a sixty-month contract, with three twelve-month renewal options, for the lease or purchase, of all forms of computers and computer related equipment and accessories to include various managed services - Austin Ribbon & Computer Supplies, Inc., most advantageous proposer of eight - Not to exceed \$18,762,347 - Financing: Current Funds

**CAD System Maintenance, Support &  
Acquisition of In-vehicle Mobile Application**

**Note:** Addendum Item Nos. 4 and 5 must be considered collectively.

4. \* Authorize Supplemental Agreement No. 1 to increase the original maintenance contract to add maintenance and support for mobile application and to fund an additional sixty-months of maintenance for Computer Aided Dispatch system with TriTech Software Systems - Not to exceed \$4,864,260, from \$0 to \$4,864,260 - Financing: Current Funds (subject to annual appropriations)

**ADDENDUM  
CITY COUNCIL MEETING  
FEBRUARY 11, 2009**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

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

**CAD System Maintenance, Support & Acquisition of In-vehicle Mobile Application** **Note:** Addendum Item Nos. 4 and 5 must be considered collectively.  
(Continued)

5. \* Authorize **(1)** Supplemental Agreement No. 5 to the service contract for twenty-months of on-site technical support for the Computer Aided Dispatch system in the amount of \$250,000, and **(2)** Supplemental Agreement No. 6 for the acquisition of an in-vehicle mobile application for Police and Dallas Fire-Rescue in the amount of \$4,812,570 with TriTech Software Systems - Total not to exceed \$5,062,570, from \$5,756,623 to \$10,819,193 - Financing: 2008 Equipment Acquisition Contractual Obligation Notes (\$4,812,570), Current Funds (\$250,000) (subject to annual appropriations)

**City Secretary's Office**

6. An ordinance amending Ordinance No. 20231, as amended, to adopt certain revised election precincts - Financing: No cost consideration to the City

**Economic Development**

7. A resolution declaring the City of Dallas' support of and consent to the creation of the Cypress Waters Management District (Cypress Waters MMD) subject to certain limitations in the creation of, and exercise of powers by, the Cypress Waters MMD to promote the development and redevelopment of the area - Financing: No cost consideration to the City
8. A resolution declaring the City of Dallas' support of and consent to the creation of the North Oak Cliff Management District (North Oak Cliff MMD) subject to certain limitations in the creation of, and exercise of powers by, the North Oak Cliff MMD to promote the development and redevelopment of the area - Financing: No cost consideration to the City
9. A resolution declaring the City of Dallas' support of and consent to the creation of the Trinity River West Management District (Trinity River West MMD) subject to certain limitations in the creation of, and exercise of powers by, the Trinity River West MMD to promote the development and redevelopment of the area - Financing: No cost consideration to the City

**ADDENDUM  
CITY COUNCIL MEETING  
FEBRUARY 11, 2009**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

**Economic Development** (Continued)

10. Authorize **(1)** establishment of a non-profit corporation, the Dallas Development Fund for the purpose of applying for a New Markets Tax Credit (NMTC) allocation, **(2)** approval of the Corporation's certificate of formation and bylaws, **(3)** appointment of the Corporation's initial Board of Directors, **(4)** the City Manager to file the Corporation's certificate of formation with the Secretary of State, and **(5)** the Corporation to apply for certification as a Community Development Entity and for NMTC allocations from the United States Department of the Treasury for qualified projects in designated areas - Financing: No cost consideration to the City
  
11. Authorize an amendment to Resolution No. 08-2918, previously approved on October 22, 2008, which authorized Supplemental Agreement No. 3 to the development agreement among the City of Dallas, the Downtown Dallas Development Authority (the DDDA), and FC Merc Complex, L.P., FC Continental Complex, L.P., FC Atmos, Inc., and FC Lessee (collectively Forest City) to: **(1)** extend the due dates of each of the remaining option fee payments by 12 months; **(2)** direct the transfer of title of the Atmos Complex without auction and bidding from ~~FC Atmos, Inc.~~ Forest City to Hamilton Atmos LP for redevelopment in accordance with the Downtown Connection TIF Project Plan through the transfer of stock in FC Atmos, Inc. and without requiring the acceleration of payment of the unpaid portion of the \$750,000 option fee prior to the new deadline dates; **(3)** require ~~FC Atmos, Inc.~~ Forest City to retain maintenance obligations through October 26, 2010 and limiting Forest City maintenance obligations to an amount not to exceed \$250,000; and **(4)** require ~~FC Atmos, Inc.~~ Forest City to continue obligations for payment of option fees in the amount of \$250,000 on October 26, 2009 and an additional \$250,000 on October 26, 2010, if Hamilton Atmos LP is unable to obtain building permits by those dates - Financing: No cost consideration to the City

**Office of Financial Services**

**Oncor Electric Delivery Company LLC**

**Note:** Addendum Item Nos. 12 and 13 must be considered collectively.

12. \* Authorize adoption of a compromise, settlement and release agreement between City of Dallas and Oncor Electric Delivery Company LLC - Estimated Annual Revenue: \$500,000
  
13. \* An ordinance granting a franchise to Oncor Electric Delivery Company LLC, for a term of fifteen years to provide electric distribution services within the City and providing for compensation - Estimated Annual Revenue: \$48,000,000

**ADDENDUM  
CITY COUNCIL MEETING  
FEBRUARY 11, 2009**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

**Office of Financial Services** (Continued)

14. Authorize **(1)** the City's continued participation in the Steering Committee of Texas Utilities Electric Service Area Cities in hearings before the Public Utilities Commission of Texas concerning electric restructuring and rates to be charged by Oncor Electric Delivery, and **(2)** the increase in appropriations in the amount of \$128,050 in the Texas Utilities Reserve Funds to pay the City's 2008 assessment - Not to exceed \$128,050 - Financing: Texas Utilities Reserve Funds
  
15. **(1)** An ordinance authorizing the issuance of City of Dallas, Texas Waterworks and Sewer System Series D short term obligations in an aggregate principal amount not to exceed \$300,000,000; authorizing such short term obligations to be issued, sold and delivered in various forms, including commercial paper notes and a bank note; making certain covenants and agreements in connection therewith; establishing the 10-year tenor of the program with a maturity date of September 30, 2019; resolving other matters related to the issuance, sale, security and delivery of such short term obligations, including **(a)** authorizing a thirty-six-month Credit Agreement with U.S. Bank Trust National Association, as agent for the syndicate, that includes California State Teacher's Retirement System and California Public Employees' Retirement System, **(b)** the appointment of U.S. Bank Trust National Association as the Issuing and Paying Agent and authorizing the execution of an Issuing and Paying Agent Agreement, and, **(c)** the appointment of Banc of America Securities LLC and M R Beal & Company as the co-dealers and authorizing the execution of a Dealer Agreement; approving the payment of issuance costs in connection with the issuance of the short term obligations; approving the use of an Offering Memorandum in connection with the sale of the short term obligations; and providing an effective date; and **(2)** a resolution authorizing amendments to the Credit Agreement with Bank of America, N.A. for the City of Dallas, Texas Waterworks and Sewer System Series B and Series C short term obligations to permit the Series D short term obligations to have parity with the Series B and Series C short term obligations - Total program costs not to exceed \$27,200,198 - Financing: Water Utilities Current Funds (\$905,288 upfront closing costs plus annual fees of \$2,631,776 for a total 10-year cost of \$27,200,198) (subject to annual appropriations)

**ADDENDUM  
CITY COUNCIL MEETING  
FEBRUARY 11, 2009**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

**Office of Financial Services** (Continued)

16. Authorize **(1)** an extension through September 30, 2009 for Community Development Grant funded projects which have not met the twelve-month obligation or twenty-four-month expenditure requirement; **(2)** the reprogramming of Community Development Block Grant Funds (CDBG) in the amount of \$1,703,407 in conjunction with the FY 2009-10 Consolidated Plan Budget; **(3)** the adoption of the preliminary FY 2008-09 Consolidated Plan Reprogramming Budget #3 as recommended by the City Council's Housing Committee; and **(4)** a public hearing to be held on March 25, 2009 to receive comments on the proposed use of funds for FY 2008-09 Consolidated Plan Reprogramming Budget #3 - Financing: No cost consideration to the City

**Public Works & Transportation**

17. An ordinance amending Chapter 15D of the Dallas City Code, Emergency Vehicles, to **(1)** revise qualifications and requirements for emergency wrecker service licenses and emergency wrecker driver's permits; **(2)** add grounds for suspension, revocation, and nonrenewal of emergency wrecker service licenses and emergency wrecker driver's permits and provide for appeals; **(3)** revise operating, staffing, vehicle, and equipment requirements for emergency wrecker services; **(4)** regulate apparel for emergency wrecker drivers; **(5)** expand and provide procedures and requirements for the city's rapid response program; **(6)** establish rapid response locations; **(7)** adjust fees allowed to be charged for emergency wrecker service; **(8)** provide restrictions on the location of emergency wrecker service businesses; **(9)** make certain non-substantive changes; and **(10)** provide a penalty not to exceed \$1,000 - Financing: No cost consideration to City

ITEMS FOR INDIVIDUAL CONSIDERATION

**Economic Development**

18. An ordinance amending the Project Plan and Reinvestment Zone Financing Plan (the "Project Plan") for Tax Increment Financing Reinvestment Zone Number Five, (City Center TIF District) to: **(1)** establish the City Center TIF District Grant Program to implement the Project Plan and Reinvestment Zone Financing Plan (Project Plan) for Tax Increment to promote economic development within the City Center TIF District and **(2)** expand the Environment Remediation/Interior-Exterior Demolition, Façade Improvement budget line item to include TIF Grants - Financing: No cost consideration to the City

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ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

**Economic Development** (Continued)

19. An ordinance amending the Tax Increment Financing Reinvestment Zone Number Eleven, (Downtown Connection TIF District) Project Plan and Reinvestment Zone Financing Plan (Project Plan) originally approved on August 29, 2005, by Ordinance No. 26096, to: **(1)** expand the development goals and specific objectives to the Project Plan; **(2)** expand the Redevelopment of Vacant/Underutilized Downtown Buildings budget line item to include the Development of Underdeveloped Parcels and Surface Parking Lots; and **(3)** update 2008 increment corrections and future increment assumptions under the authority of the Tax Increment Financing Act, as amended (V.T.C.A, Tax Code Chapter 311) - Financing: No cost consideration to the City

ITEMS FOR FURTHER CONSIDERATION

**Convention and Event Services**

20. Approve the execution of the Hotel Operating Agreement between Omni Hotels Management Corporation and the Dallas Convention Center Hotel Development Corporation, the City's local government corporation - Financing: No cost consideration to the City

CORRECTION:

**Water Utilities**

41. ~~An ordinance~~ Ordinances authorizing the issuance and ~~placement~~ sale of ~~\$118,103,000~~ City of Dallas, Texas, Waterworks and Sewer System Revenue Bonds, Series 2009A (\$15.1 million); City of Dallas, Texas Waterworks and Sewer System Revenue Bonds, Series 2009B (\$8.28 million); and City of Dallas, Texas Waterworks and Sewer System Revenue Bonds, Series 2009C (\$94.723 million) ~~with~~ to the Texas Water Development Board and enacting other provisions in connection therewith - Not to exceed \$278,785 - Financing: Water Utilities Current Funds

DELETION:

**Department of Development Services**

17. Authorize the quitclaim of 16 properties acquired by the taxing authorities from the Sheriff's Sale to the highest bidders (list attached) - Revenue: \$299,210