

AGENDA
CITY COUNCIL MEETING
SEPTEMBER 23, 2009
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A. M.

Invocation and Pledge of Allegiance (Council Chambers) **[09-2270]**

Agenda Item/Open Microphone Speakers **[09-2271]**

VOTING AGENDA

1. Approval of Minutes of the September 9, 2009 City Council Meeting **[09-2272; APPROVED]**

CONSENT AGENDA **[09-2273]**

Aviation

2. Authorize an amendment to the Interlocal Agreement with the North Texas Tollway Authority to amend the agreement to include the installation and maintenance of Automated Vehicle Identification System equipment for five additional tolltag exit lanes in the parking facilities located at Dallas Love Field - Not to exceed \$60,200 - Financing: Aviation Current Funds **[09-2274; APPROVED]**

Business Development & Procurement Services

3. Authorize the purchase and installation of wireless video surveillance equipment for the auto pound - Bearcom Operating, LLP, most advantageous proposer of seven - Not to exceed \$173,000 - Financing: 2007 Equipment Acquisition Contractual Obligation Notes **[09-2275; APPROVED]**

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

4. Authorize the purchase of sixteen emergency medical care vehicles, one waterblasting vehicle, one regenerative air sweeper, four trucks and three horse trailers - San Antonio Ambulance Sales, Inc. through the Houston-Galveston Area Council of Governments in the amount of \$2,234,760, Waterblasting Technologies, Inc. in the amount of \$531,254, Sam Pack's Five Star Ford in the amount of \$261,936, Industrial Disposal Supply Co. in the amount of \$241,261 and William A. McKinley dba Sundowner Trailers of Texas in the amount of \$53,768, lowest responsible bidders of eight - Total not to exceed \$3,322,979 - Financing: Current Funds (\$2,288,528), U.S. Department of Homeland Security Grant Funds (\$261,936), Aviation Current Funds (\$772,515) **[09-2276; APPROVED]**
5. Authorize an increase to the master agreement for rental and maintenance of multifunction devices for various City facilities with Xerox Corporation in the amount of \$3,215,490 and OFSI, Inc. in the amount of \$24,510, through the Texas Building and Procurement Commission purchasing program - Total not to exceed \$3,240,000, from \$7,361,244 to \$10,601,244 - Financing: Current Funds **[09-2277; APPROVED]**
6. Authorize a three-year master agreement for thermoplastic, glass traffic beads, pavement markers and adhesive - Ennis Paint, Inc. in the amount of \$939,219, 3M Company in the amount of \$144,708 and Pathmark Traffic Products of TX, Inc. in the amount of \$97,830, lowest responsible bidders of six - Total not to exceed \$1,181,757 - Financing: Current Funds (\$1,038,306), Aviation Current Funds (\$143,452) **[09-2278; APPROVED]**
7. Authorize a three-year service contract for reflective pavement marking application - Striping Technology LP, lowest responsible bidder of two - Not to exceed \$992,697 - Financing: Current Funds (subject to annual appropriations) **[09-2279; APPROVED]**
8. Authorize a three-year service contract with Motorola, Inc., through the Houston-Galveston Area Council of Governments Purchasing Cooperative for renewal of the maintenance agreement for the Citizen Request Management System - Not to exceed \$507,867 - Financing: Current Funds (subject to annual appropriations) **[09-2280; APPROVED]**
9. Authorize a five-year professional services contract for engineering and field services for McCommas Bluff Landfill - CP&Y, Inc. only proposer - Not to exceed \$1,000,000 - Financing: Current Funds (subject to annual appropriations) **[09-2281; APPROVED]**
10. Authorize five-year concession contracts, with one three-year extension option each, for management and operation of municipal tennis centers - Raymond A. Major, Jr. dba RTM Tennis at Fretz Tennis Center in the amount of \$31,650, Andrea Mae Rains, dba L. B. Houston Tennis Center at L. B. Houston Tennis Center in the amount of \$30,350, Rains Tennis Works, Inc. at Fair Oaks Tennis Center in the amount of \$18,130, Tennis 2 Go at Samuell-Grand Tennis Center in the amount of \$9,150 and James Lee Thomas at Kiest Tennis Center in the amount of \$8,720, most advantageous proposers of eight - Estimated Net Annual Revenue: \$98,000 **[09-2282; APPROVED]**

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

11. Authorize the first one-year renewal option of the service contract with HealthTexas Provider Network dba MedProvider for medical examinations and fitness assessments for Dallas Fire-Rescue firefighters - Not to exceed \$782,977 - Financing: Current Funds (subject to appropriations) **[09-2283; APPROVED]**

City Attorney's Office

12. Authorize settlement of a claim filed by Travelers Commercial, Claim No. 09241935 - Not to exceed \$11,285 - Financing: Current Funds **[09-2284; APPROVED]**
13. Authorize Supplemental Agreement No. 1 to the professional services contract with the law firm of Bell, Nunnally & Martin, LLP for additional legal services necessary for representation of the City in the lawsuit styled Helen Watts v. City of Dallas, Cause No. 08-13000, for claims made against the City on behalf of city employees Sherri Lopez, Leanne Siri-Edwards, and Sheila Schulte-De Albrecht, and any lawsuits subsequently filed related to these claims - Not to exceed \$250,000, from \$275,000 to \$525,000 - Financing: Current Funds **[09-2285; APPROVED]**

City Auditor's Office

14. Authorize the City Auditor's 2009-2010 Annual Audit Plan as required by paragraph 4(b) of Resolution No. 79-0723, previously approved on February 28, 1979, and as amended by Resolution No. 90-4027, previously approved on December 12, 1990 - Financing: No cost consideration to the City **[09-2286; APPROVED]**

Department of Development Services

15. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Jaime Lugo and Silvia Vra Lugo, of approximately 49,809 square feet of land located in Hunt County for the Lake Fork 108-inch Raw Water Pipeline - Not to exceed \$42,650 (\$40,000 plus closing cost not to exceed \$2,650) - Financing: Water Utilities Capital Construction Funds **[09-2287; APPROVED]**
16. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of 16 properties improved with single family homes in the Cadillac Heights neighborhood located near the intersection of Cedar Crest and Kiest Boulevards to be used for future City facilities (list attached) - Not to exceed \$1,023,500 (\$988,500 plus closing costs not to exceed \$35,000) - Financing: 2006 Bond Funds **[09-2288; APPROVED]**
17. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of two tracts of improved land containing a total of approximately 26,322 square feet located near the intersection of Live Oak and St. Paul Streets for the Pacific Plaza Park Project - Not to exceed \$2,520,000 (\$2,500,000 plus closing cost not to exceed \$20,000) - Financing: 2006 Bond Funds **[09-2289; APPROVED]**

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

18. Authorize settlement in lieu of proceeding further with condemnation for approximately 1,268 square feet of land from Grove Hill Cemetery Association for the Samuell Boulevard Improvement Project located near the intersection of Samuell Boulevard and Lawnview Avenue - Not to exceed \$13,534 (\$12,500 plus closing cost not to exceed \$1,034) - Financing: 1995 Bond Funds **[09-2290; APPROVED]**
19. An ordinance amending Section 43-126.30 of Chapter 43 of the Dallas City Code to **(1)** revise requirements and license fees for split-door newsracks; and **(2)** provide for a penalty not to exceed \$500 for violating a provision of the ordinance - Financing: No cost consideration to City **[09-2291; APPROVED; ORDINANCE 27659]**
20. An ordinance abandoning portions of Trezevant Street, South Boulevard, and an alley to Dallas Area Rapid Transit, the abutting owner, containing a total of approximately 2,522 square feet of land located near the intersection of Trezevant Street and Trunk Avenue and authorizing the quitclaim - Revenue: \$6,361 plus the \$20 ordinance publication fee **[09-2292; APPROVED; ORDINANCE 27660]**
21. An ordinance granting renewal of a private license to Texas Instruments, Incorporated for the use of approximately 300 square feet of land to maintain an existing concrete culvert in T I Boulevard right-of-way located near its intersection with Valley View Lane - Revenue: \$1,000 annually plus \$20 ordinance publication fee **[09-2293; APPROVED; ORDINANCE 27661]**
22. An ordinance granting renewal of a private license to Texas Scottish Rite Hospital for the use of approximately 3,477 square feet of land to maintain the existing subsurface communication conduits and utilities under Welborn Street right-of-way located near its intersection with Welborn and Henson Street - Revenue: \$5,007 annually plus the \$20 ordinance publication fee **[09-2294; APPROVED; ORDINANCE 27662]**

Economic Development

23. Authorize an economic development grant agreement with Hilton Hotels Corporation related to the relocation of its regional headquarters to 16000 North Dallas Parkway, Dallas, Texas, 75248, pursuant to Chapter 380 of the Texas Local Government Code in accordance with the City's Public/Private Partnership Program - Business Development Grant Program - Not to exceed \$150,000 - Financing: Public/Private Partnership Funds **[09-2295; APPROVED AS AN INDIVIDUAL ITEM]**

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

24. Authorize **(1)** the first renewal option with Business Assistance Centers (BAC) to provide technical assistance to low-to-moderate income persons owning or starting microenterprises: **(a)** Greater Dallas Hispanic Chamber of Commerce (BAC #1) located at 4622 Maple Avenue in an amount not to exceed \$80,000; **(b)** Inncity Community Development Corporation (BAC #2) located at 4907 Spring Avenue in an amount not to exceed \$80,000; **(c)** Greater Dallas Hispanic Chamber of Commerce (BAC #3) located at 2060 Singleton Boulevard in an amount not to exceed \$80,000; **(d)** Greater Dallas Hispanic Chamber of Commerce (BAC #4) located at 351 West Jefferson Boulevard in an amount not to exceed \$80,000; **(e)** MBA Consultants (BAC #5) located at 1201 West Camp Wisdom Road in an amount not to exceed \$80,000; **(f)** Greater Dallas Asian American Chamber of Commerce/Multi-Ethnic Education and Economic Development Center (BAC #6) located at 1327 North Peak Street in an amount not to exceed \$80,000; and **(g)** Organization of Hispanic Contractors DBA Regional Hispanic Contractors Association (BAC #7) located at 2210 West Illinois Avenue in an amount not to exceed \$80,000; and **(2)** a BAC contract with a one-year renewal option with the Greater Dallas Indo American Chamber of Commerce (BAC #8) located at 3643 West Northwest Highway in an amount not to exceed \$80,000 - Not to exceed \$640,000 - Financing: 2009-10 Community Development Block Grant Funds **[09-2296; APPROVED]**
25. Authorize the third of three twelve-month renewal options to the grant agreement with the World Affairs Council of Dallas/Fort Worth for economic development and protocol services for the period October 1, 2009 through September 30, 2010 - Not to exceed \$200,000 - Financing: Public/Private Partnership Funds (subject to appropriations) **[09-2297; APPROVED]**
26. Authorize **(1)** the fourth and final twelve-month renewal option to the contract with the Southern Dallas Development Corporation to administer the CDBG Revolving Loan Program, for the purpose of servicing and making loans to area businesses and creating and retaining jobs for low-to-moderate income persons; and **(2)** any unexpended balances of program income and allocations from prior contract years be rolled over to continue the CDBG Revolving Loan Program - Financing: No cost consideration to the City **[09-2298; APPROVED]**

Environmental & Health Services

27. Authorize an Interlocal Agreement with Dallas County Health and Human Services to provide the professional services of its Health Authority to the City for the period October 1, 2009 through September 30, 2011 - Not to exceed \$20,000 - Financing: Current Funds (subject to annual appropriations) **[09-2299; APPROVED]**
28. Authorize the acceptance of a grant from the U.S. Department of Housing and Urban Development to be used for the provision of housing placement and rental assistance for ex-offenders with HIV/AIDS through Project Reconnect for the period January 1, 2010 through December 31, 2012 - Not to exceed \$721,000 - Financing: Competitive Housing Opportunities for Persons with AIDS Grant Funds **[09-2300; APPROVED]**

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

29. Authorize **(1)** the acceptance of a grant from the Dallas Downtown Improvement District to provide outreach services for hard-to-reach and chronically homeless individuals who reside within the Central Business District for the period October 1, 2009 through September 30, 2010; and **(2)** execution of the grant agreement - Not to exceed \$141,687 - Financing: Downtown Improvement District Homeless Outreach Funds **[09-2301; APPROVED]**
30. Authorize **(1)** the discharge of the secured, no-interest, forgivable note with Kathy's Sunshine Outreach Center, Inc. in the amount of \$100,000; and **(2)** the release of lien on real properties located at 4600 and 4608 Luzon Street - Financing: No cost consideration to the City **[09-2302; APPROVED]**
31. Authorize **(1)** the discharge of the secured, no-interest, forgivable note with Sunny Acres Community Action Association in the amount of \$30,000; and **(2)** the release of lien on real property located at 3742 Dixon Avenue - Financing: No cost consideration to the City **[09-2303; APPROVED]**
32. Authorize a contract with the Department of State Health Services for the continuation of the Special Supplemental Nutrition Program for women, infants, and children for the period October 1, 2009 through September 30, 2010 - Not to exceed \$14,081,565 - Financing: Department of State Health Services Grant Funds **[09-2304; APPROVED]**
33. Authorize a contract with the Department of State Health Services to continue the operations of a training center for the Special Supplemental Nutrition Program for women, infants, and children for the period October 1, 2009 through September 30, 2010 - Not to exceed \$87,365 - Financing: Department of State Health Services Grant Funds **[09-2305; APPROVED]**
34. Authorize the fourth amendment to the contract with the Department of State Health Services to accept additional grant funds for the continuation of the Special Supplemental Nutrition Program for the Women, Infants and Children Program for the period October 1, 2008 through September 30, 2009 - Not to exceed \$957,310, from \$14,365,853 to \$15,323,163 - Financing: Department of State Health Services Grant Funds **[09-2306; APPROVED]**

Equipment & Building Services

35. Authorize a professional services contract with Lockwood Andrews and Newnam, Inc., for oversight and engineering services for the testing of equipment and a three-year maintenance contract for the uninterruptible power supply, emergency generator and power distribution system at City Hall located at 1500 Marilla Street - Not to exceed \$125,000 - Financing: Current Funds (subject to annual appropriations) **[09-2307; APPROVED]**
36. Authorize Supplemental Agreement No. 1 to the professional services contract with Booziotis and Company Architects for architectural and engineering design services for the waterproofing and renovation of the L1 level at the J. Erik Jonsson Central Library located at 1515 Young Street - Not to exceed \$46,000, from \$185,000 to \$231,000 - Financing: 2003 Bond Funds **[09-2308; DELETED ON THE ADDENDUM]**

CONSENT AGENDA (Continued)**Fair Housing**

37. Authorize **(1)** the acceptance of a Fair Housing Assistance Comprehensive Funding Approach Award from the U.S. Department of Housing and Urban Development (HUD) for the Fair Housing Assistance Program to process, investigate and conciliate housing discrimination complaints, to provide for administrative costs and HUD required staff training for the period October 1, 2009 through September 30, 2010; and **(2)** the execution of any and all documents related to the grant subject to approval by the City Attorney - \$209,700 - Financing: U.S. Department of Housing and Urban Development, Fair Housing Assistance Program Comprehensive Funding Approach Funds **[09-2309; APPROVED]**

Fire

38. Authorize payment for tuition payments, registration fees, books, and parking expenses to the Dallas County Community College District in the amount of \$70,000 and the University of Texas Southwestern Medical Center at Dallas in the amount of \$188,420 for mandatory Emergency Medical Services training of emergency medical technicians and paramedics for the period October 1, 2009 through September 30, 2010 - Not to exceed \$258,420 - Financing: Current Funds (subject to appropriations) **[09-2310; CORRECTED ON THE ADDENDUM; APPROVED]**
39. Authorize renewal of a contract with The University of Texas Southwestern Medical Center at Dallas for the required services of a Medical Director for the period October 1, 2009 through September 30, 2010 - Not to exceed \$152,472 - Financing: Current Funds (subject to appropriations) **[09-2311; APPROVED]**

Housing

40. Authorize an amendment to the Program Statement for the Dallas Urban Land Bank Demonstration Program to align the Program Statement with 2009 state statute changes including permitting the sale of non-developable property to eligible adjacent property owners, permitting the sale of two adjacent properties to a developer if at least one of the properties is developable and permitting a developer to exchange a property purchased from the Land Bank with any other property owned by the developer with agreement to construct an affordable house - Financing: No cost consideration to the City **[09-2312; APPROVED]**
41. Authorize a fifth amendment to the land bank contract with the Dallas Housing Acquisition and Development Corporation to: **(1)** extend the term of the contract to September 30, 2010; **(2)** provide that the City may refer up to 300 parcels of real property intended for acquisition by the Land Bank for filing of tax lawsuits by March 31, 2010; and **(3)** provide pro bono legal services to prosecute the lawsuits during the extended term of the contract - Financing: No cost consideration to the City **[09-2313; APPROVED]**

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

42. Authorize a fifth amendment to the Land Bank Interlocal Cooperation Contract by and among the City of Dallas, Dallas County, Dallas Independent School District, Dallas County Hospital District, Dallas County School Equalization Fund, Dallas County Education District and Dallas County Community College District to: **(1)** extend the term of the contract to September 30, 2010; and **(2)** provide that the City may refer up to 300 parcels intended for acquisition by the Land Bank for filing of a tax lawsuit by March 31, 2010 - Financing: No cost consideration to the City **[09-2314; APPROVED]**

Intergovernmental Services

43. Authorize approval of the 2009-2010 Dallas-Fort Worth International Airport Board Annual Budget - Financing: No cost consideration to the City **[09-2315; APPROVED]**

Park & Recreation

44. Authorize a contract for the construction of a new playground at White Rock Lake Park located at 445 Peavy Road - A S Con, Inc., lowest responsible bidder of seven - \$143,530 - Financing: 2006 Bond Funds **[09-2316; APPROVED]**
45. Authorize **(1)** an increase in the contract with Rogers-O'Brien Construction Company, Ltd. for modifications to the foundation, plumbing, glass block weir, fountain vault floor coating and sound system at the Esplanade Fountain; landscaping revisions at the Parry Avenue Gate wall; and additional paint removal at the Esplanade Fountain and Parry Avenue Gate in the amount of \$40,008 at Fair Park; and renovation of the Kiest Park tennis courts, including removal and replacement of the existing play surface, new fencing, striping and nets in the amount of \$502,186; **(2)** the acceptance of funds from the United States Tennis Association in the amount of \$70,000; **(3)** the receipt and deposit of funds in the amount of \$70,000; and **(4)** an increase in appropriations in the Capital Gifts, Donation and Development Funds in the amount of \$70,000 - Not to exceed \$542,194, from \$12,848,445 to \$13,390,639 - Financing: 1995 Bond Funds (\$117,405), 1998 Bond Funds (\$33,555), 2006 Bond Funds (\$146,467), 2003 Bond Funds (\$174,767), and Capital Gifts, Donation and Development Funds (\$70,000) **[09-2317; APPROVED]**

Public Works & Transportation

46. Authorize a Local Transportation Project Advance Funding Agreement with the Texas Department of Transportation for replacement of guide signs on IH 35 and IH 30 changing Industrial Boulevard to Riverfront Boulevard - Not to exceed \$15,974 - Financing: 2003 Bond Funds **[09-2318; APPROVED]**
47. Authorize **(1)** an amendment to Resolution No. 07-2616, previously approved on September 12, 2007, to change the number of project locations from 73 to 54 for reimbursement of funds for engineering services and staff expenses to update traffic signal timings (list attached); and **(2)** a required City local match in an amount not to exceed \$23,900 - Total not to exceed \$520,112 - Financing: Texas Department of Transportation Grant Funds (\$496,212), Current Funds (\$23,900) **[09-2319; APPROVED]**

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

48. Authorize a contract for the construction of Bridge Repair and Modification Group 09-01 (list attached) - Texas Standard Construction, Ltd., lowest responsible bidder of five - Not to exceed \$1,461,602 - Financing: 2003 Bond Funds (\$508,441) and 2006 Bond Funds (\$953,161) **[09-2320; APPROVED]**
49. Authorize a contract for the construction of erosion control improvements for four erosion projects (list attached) - Erosion and Retaining Wall Structures, Inc., lowest responsible bidder of seven - Not to exceed \$747,154 - Financing: 2006 Bond Funds (\$507,374) and 2003 Bond Funds (\$239,780) **[09-2321; APPROVED AS AN INDIVIDUAL ITEM]**
50. Authorize a contract for the construction of streetscape, sidewalks, water and wastewater adjustment improvements for Houston School Road at Laureland Road - Axis Contracting, Inc., lowest responsible bidder of seven - Not to exceed \$139,554 - Financing: 2006 Bond Funds (\$139,154) and Water Utilities Capital Construction Funds (\$400) **[09-2322; APPROVED]**
51. Authorize a contract for the construction of utility upgrades, streetscape, lighting, sidewalks, barrier free ramps, curbs, gutters, and drive approaches for Main Street from Harwood Street to Good Latimer Expressway - Omega Contracting, Inc., lowest responsible bidder of eight - Not to exceed \$2,223,953 - Financing: 2003 Bond Funds (\$1,521,746), Water Utilities Capital Construction Funds (\$40,415), and Water Utilities Capital Improvement Funds (\$661,792) **[09-2323; APPROVED]**
52. Authorize **(1)** street paving and storm drainage improvements for Stedman Drive from existing concrete pavement north of Stedman Circle to Davenport Road; 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 November 9, 2009, to receive comments - Financing: No cost consideration to the City **[09-2324; APPROVED]**
53. Authorize **(1)** street paving, storm drainage, water and wastewater main improvements for Street Group 03-445; 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 November 9, 2009, to receive comments (list attached) - Financing: No cost consideration to the City **[09-2325; APPROVED]**
54. Authorize an increase in the contract with Castro Roofing of Texas, L.P. for roof replacement at the Latino Cultural Center located at 2600 Live Oak Street - Not to exceed \$44,737, from \$383,900 to \$428,637 - Financing: 2006 Bond Funds **[09-2326; APPROVED]**

Sanitation Services

55. Authorize ordinances granting ten 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: \$5,000 **[09-2327; APPROVED; ORDINANCE NOS. 27663, 27664, 27665, 27666, 27667, 27668, 27669, 27670, 27671 AND 27672]**

CONSENT AGENDA (Continued)**Trinity River Corridor Project**

56. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of nine tracts of land containing a total of approximately 63,700 square feet located near the intersection of Colonial Avenue and Starks Avenue for the Trinity Parkway; potential relocation assistance may be warranted - Not to exceed \$134,700 (\$111,700, plus closing costs not to exceed \$23,000) - Financing: 1998 Bond Funds **[09-2328; APPROVED]**
57. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of two tracts of land containing a total of approximately 27,449 square feet improved with commercial buildings located at the intersection of Lamar Street and Starks Avenue for the Trinity Parkway; potential relocation assistance may be warranted - Not to exceed \$465,000 (\$445,000, plus closing costs not to exceed \$20,000) - Financing: 1998 Bond Funds **[09-2329; APPROVED]**

Water Utilities

58. Authorize a contract for the installation of water and wastewater mains at 23 locations and large water valve replacements at 22 locations (list attached) - Ark Contracting Services, LLC, lowest responsible bidder of six - \$5,519,587 - Financing: Water Utilities Capital Improvement Funds (\$5,497,913) and 2003 Bond Funds (\$21,674) **[09-2330; APPROVED]**
59. Authorize a professional services contract with Black & Veatch Corporation to provide engineering design services for the renewal and capacity improvements of water and wastewater mains at 28 locations (list attached) - \$2,668,635 - Financing: Water Utilities Capital Improvement Funds **[09-2331; APPROVED]**
60. Authorize a professional services contract with CH2M HILL, Inc. to provide engineering services to implement the development of a pilot program within the Water Utilities Department including on-line water quality monitoring, sampling and analysis, enhanced security monitoring, consumer complaint surveillance, public health surveillance, business intelligence, and implementation of a consequence management plan to enable the City to more proactively monitor and respond to accidental or intentional contamination of the water distribution system for the period December 1, 2008 through November 30, 2011 - Not to exceed \$1,860,880 - Financing: U.S. Environmental Protection Agency Grant Funds **[09-2332; APPROVED]**
61. Authorize a professional services contract with Pacheco Koch Consulting Engineers, Inc. to provide engineering design services for the renewal of water and wastewater mains at 34 locations (list attached) - \$1,081,203 - Financing: Water Utilities Capital Improvement Funds **[09-2333; APPROVED]**
62. Authorize an increase in the contract with Oscar Renda Contracting, Inc. for additional work associated with the 108-inch water transmission line and junction structure as part of the Lake Fork Raw Water Pipeline, Phase V - Not to exceed \$238,640, from \$28,746,600 to \$28,985,240 - Financing: Water Utilities Capital Improvement Funds **[09-2334; APPROVED]**

CONSENT AGENDA (Continued)**Water Utilities (Continued)**

63. Authorize Supplemental Agreement No. 1 to the professional services contract with Jacobs Engineering Group, Inc. to continue to provide construction management services for construction contracts related to the East Side Water Treatment Plant and the Bachman Water Treatment Plant - Not to exceed \$3,470,112, from \$2,799,689 to \$6,269,801 - Financing: Water Utilities Capital Improvement Funds **[09-2335; APPROVED]**
64. Authorize Supplemental Agreement No. 4 to the professional services contract with CP&Y, Inc. for additional engineering services for the design of the East Side Water Treatment Plant expansion to 540 million gallons per day - Not to exceed \$2,143,272, from \$18,954,822 to \$21,098,094 - Financing: Water Utilities Capital Improvement Funds **[09-2336; 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) **[09-2337 AND 09-2338; INDIVIDUAL AND BOARD OFFICER; APPOINTMENTS MADE TO BOARDS]**

PUBLIC HEARINGS AND RELATED ACTIONS**Department of Development Services**ZONING CASES – CONSENT [09-2339]

66. A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 1685 for an alcoholic beverage establishment use for a bar, lounge, or tavern on property zoned Planned Development District No. 269, the Deep Ellum/Near East Side Special Purpose District, located on the northeast corner of Crowds Street and July Alley **[09-2340; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 27673]**
Recommendation of Staff and CPC: Approval for a three-year period, subject to a site plan and conditions
Z089-212(WE)
67. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a Bar, lounge, or tavern and an Inside commercial amusement for a Live music venue on property zoned Planned Development District No. 269, the Deep Ellum/Near East Side Special Purpose District, on the southwest corner of Elm Street and Malcolm X Boulevard **[09-2341; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 27674]**
Recommendation of Staff and CPC: Approval for a two-year period, subject to a site plan and conditions
Z089-224(RB)

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

68. A public hearing to receive comments regarding a City Plan Commission authorized hearing to determine proper zoning on property zoned a CR Community Retail District on both sides of Vilbig Road between Dennison Street and the alley south of Nomas Street and on the north side of Nomas Street, east of Vilbig Road with consideration being given to and an ordinance granting an R-5(A) Single Family District **[09-2342; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 27675]**
Recommendation of Staff and CPC: Approval of an R-5(A) Single Family District Z089-230(MAW)
69. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a commercial amusement (outside) use on property zoned an MU-3 Mixed Use District on the northeast side of Stemmons Freeway, north of Wycliff Avenue **[09-2343; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 27676]**
Recommendation of Staff and CPC: Approval for a ten-year period, subject to a site plan and conditions Z089-232(WE)
70. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development District No. 805 on the northeast corner of Lake June Road and Masters Drive **[09-2344; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 27677]**
Recommendation of Staff and CPC: Approval, subject to a revised Exhibit 805B Z089-235(MAW)
71. A public hearing to receive comments regarding an application for and an ordinance granting an RR Regional Retail District on property zoned Planned Development District No. 135 for Office uses on the northeast corner of R.L. Thornton Freeway and Philip Avenue **[09-2345; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 27678]**
Recommendation of Staff and CPC: Approval Z089-245(WE)
72. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to create two tracts within Planned Development District No. 183 for MU-3 Mixed Use District uses on the southeast corner of North Haskell Avenue and North Central Expressway **[09-2346; HEARING OPEN; HOLD UNDER ADVISEMENT UNTIL OCTOBER 14, 2009]**
Recommendation of Staff and CPC: Approval, subject to a development plan, landscape plan, streetscape tree plan and conditions Z089-135(WE)

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

73. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for a Medical clinic or ambulatory surgical center and R-5(A) Single Family District Uses on property zoned an R-5(A) Single Family Subdistrict within Planned Development District No. 595, the South Dallas/Fair Park Special Purpose District, located in the east quadrant of Spring Avenue and Foreman Street **[09-2347; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 27679]**

Recommendation of Staff and CPC: Approval, subject to a development/landscape plan and conditions

Z089-223(RB)

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

74. A public hearing to receive comments regarding an application for and an ordinance granting the creation of a new Subdistrict within Subdistrict B in the North Zone within Planned Development District No. 521 for mixed uses and an ordinance granting a Specific Use Permit for gas drilling and a resolution accepting deed restrictions volunteered by the applicant, east of Mountain Creek Parkway, north of Interstate 20 (Lyndon B. Johnson Freeway) **[09-2348; HEARING OPEN; HOLD UNDER ADVISEMENT UNTIL OCTOBER 28, 2009]**

Recommendation of Staff: Approval, of a new Subdistrict within Subdistrict B, subject to a conceptual plan and conditions and approval of a Specific Use Permit for gas drilling for a ten-year period with eligibility for automatic renewal of additional ten-year periods, subject to an existing/original condition plan, a site/operation plan for drilling, a site/operation plan for production and conditions subject to deed restriction volunteered by the applicant

Recommendation of CPC: Approval, of a new Subdistrict within Subdistrict B, subject to a conceptual plan and conditions and approval of a Specific Use Permit for gas drilling for a twenty-year period with eligibility for automatic renewal of additional ten-year periods, subject to an existing/original condition plan, a site/operation plan for drilling, a site/operation plan for production and conditions subject to deed restriction volunteered by the applicant

Z078-248(WE)

Note: This item was considered by the City Council at public hearings on May 13, June 10, June 24 and August 26, 2009, and was taken under advisement until September 23, 2009, with the public hearing open.

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Department of Development Services (Continued)

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL (Continued)

75. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for gas drilling within Subdistrict B in the North Zone within Planned Development District No. 521 for mixed uses and a resolution accepting deed restrictions volunteered by the applicant, east of Mountain Creek Parkway, north of Interstate 20 (Lyndon B. Johnson Freeway) **[09-2349; HEARING CLOSED; DENY WITHOUT PREJUDICE]**
Recommendation of Staff: Approval for a ten-year period with eligibility for automatic renewal of additional ten-year periods, subject to an existing/original condition plan, a site/operation plan for drilling, a site/operation plan for production, and conditions and deed restrictions volunteered by the applicant
Recommendation of CPC: Approval for a twenty-year period with eligibility for automatic renewal of additional ten-year periods, subject to an existing/original condition plan, a site/operation plan for drilling, a site/operation plan for production, and conditions and deed restrictions volunteered by the applicant
Z078-313(WE)
Note: This item was considered by the City Council at public hearings on May 13, June 10, June 24 and August 26, 2009, and was taken under advisement until September 23, 2009, with the public hearing open.

BENEFIT ASSESSMENT HEARINGS

Public Works & Transportation

76. A benefit assessment hearing to receive comments on sidewalk paving for Sidewalk Group 03-136, and at the close of the hearing, authorize an ordinance levying benefit assessments (list attached) - Financing: No cost consideration to the City **[09-2350; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE 27680]**

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)
MISCELLANEOUS HEARINGS

Economic Development

Deep Ellum Public Improvement District

Note: Item Nos. 77 and 78 must be considered collectively.

- 77. * A public hearing to receive comments regarding the 2009 annual assessment rate for the Deep Ellum Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, (the Act) for the Deep Ellum Public Improvement District for the purpose of providing supplemental services and improvements, to be funded by assessments on real property and real property improvements in the District - Financing: No cost consideration to the City **[09-2351; HEARING CLOSED]**
- 78. * An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the Deep Ellum Public Improvement District (District); approving and adopting the 2009 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and improvements to be provided in the District during 2010; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City **[09-2351; APPROVED; ORDINANCE 27681]**

Dallas Downtown Improvement District

Note: Item Nos. 79 and 80 must be considered collectively.

- 79. * A public hearing to receive comments regarding the 2009 annual assessment rate for the Dallas Downtown Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, (the Act) for the District for the purpose of providing supplemental services, to be funded by assessments on real property and real property improvements in the District - Financing: No cost consideration to the City **[09-2352; HEARING CLOSED]**
- 80. * An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the Dallas Downtown Improvement District; approving and adopting the 2009 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and improvements to be provided in the District during 2010; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Not to exceed \$628,776 - Financing: Current Funds (subject to appropriations) **[09-2352; APPROVED; ORDINANCE 27682]**

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS (Continued)

Economic Development (Continued)

Lake Highlands Public Improvement District

Note: Item Nos. 81 and 82 must be considered collectively.

- 81. * A public hearing to receive comments regarding the 2009 annual assessment rate for the Lake Highlands Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, (the Act) for the District for the purpose of providing supplemental services, to be funded by assessments on real property and real property improvements in the District - Financing: No cost consideration to the City **[09-2353; HEARING CLOSED]**
- 82. * An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District; approving and adopting the 2009 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and improvements to be provided in the District during 2010; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City **[09-2353; APPROVED; ORDINANCE 27683]**

Oak Lawn-Hi Line Public Improvement District

Note: Item Nos. 83 and 84 must be considered collectively.

- 83. * A public hearing to receive comments regarding the annual assessment rate for the Oak Lawn-Hi Line Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, (the Act) for the District for the purpose of providing supplemental services, to be funded by assessments on real property and real property improvements in the District - Financing: No cost consideration to the City **[09-2354; HEARING CLOSED]**
- 84. * An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District; approving and adopting the 2009 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and improvements to be provided in the District during 2010; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City **[09-2354; APPROVED; ORDINANCE 27684]**

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS (Continued)

Economic Development (Continued)

Prestonwood Public Improvement District

Note: Item Nos. 85 and 86 must be considered collectively.

- 85. * A public hearing to receive comments regarding the annual assessment rate for the Prestonwood Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, (the Act) for the District for the purpose of providing supplemental services, to be funded by assessments on real property and real property improvements in the District - Financing: No cost consideration to the City **[09-2355; HEARING CLOSED]**
- 86. * An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District; approving and adopting the 2009 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and improvements to be provided in the District during 2010; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City **[09-2355; APPROVED; ORDINANCE 27685]**

South Side Public Improvement District

Note: Item Nos. 87 and 88 must be considered collectively.

- 87. * A public hearing to receive comments regarding the annual assessment rate for the South Side Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, (the Act) for the District for the purpose of providing supplemental services, to be funded by assessments on real property and real property improvements in the District - Financing: No cost consideration to the City **[09-2356; HEARING CLOSED]**
- 88. * An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the South Side Public Improvement District (District); approving and adopting the 2009 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and improvements to be provided in the District during 2010; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City **[09-2356; APPROVED; ORDINANCE 27686]**

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS (Continued)

Economic Development (Continued)

Uptown Public Improvement District

Note: Item Nos. 89 and 90 must be considered collectively.

- 89. * A public hearing to receive comments concerning the 2009 annual assessment rate for the Uptown Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, (the Act) for the District for the purpose of providing supplemental services, to be funded by assessments on real property and real property improvements in the District - Financing: No cost consideration to the City **[09-2357; HEARING CLOSED]**
- 90. * An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the Uptown Public Improvement District; approving and adopting the 2009 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and improvements to be provided in the District during 2010; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City **[09-2357; APPROVED; ORDINANCE 27687]**

Vickery Meadow Public Improvement District

Note: Item Nos. 91 and 92 must be considered collectively.

- 91. * A public hearing to receive comments concerning the 2009 annual assessment rate for the Vickery Meadow Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, (the Act) for the Vickery Meadow Public Improvement District for the purpose of providing supplemental services, to be funded by assessments on real property and real property improvements in the District - Financing: No cost consideration to the City **[09-2358; HEARING CLOSED]**
- 92. * An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the Vickery Meadow Public Improvement District; approving and adopting the 2009 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and improvements to be provided in the District during 2010; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City **[09-2358; APPROVED; ORDINANCE 27688]**

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)
MISCELLANEOUS HEARINGS (Continued)

Economic Development (Continued)

Note: Item Nos. 93 and 94
 must be considered collectively.

Southwestern Medical TIF District

93. * A public hearing to receive comments on an amendment to Tax Increment Financing Reinvestment Zone Number Ten (Southwestern Medical TIF District) Project Plan and Reinvestment Zone Financing Plan (Project Plan) to: **(1)** increase the total budget by \$9,131,822, an increase from \$18,418,663 to \$27,550,485 (in 2006 dollars); **(2)** expand the Economic Development Grant Program to allow for grants or loans supporting higher density development and job creation; **(3)** correct the 2008 base value for the expanded boundary by \$1,651,102, an increase from \$44,823,262 to \$46,474,364 for the final certified roll; and **(4)** make corresponding modifications to the budget and Southwestern Medical TIF District Project Plan - Financing: No cost consideration to the City **[09-2359; HEARING OPEN]**
94. * An ordinance amending Ordinance Nos. 25965, 26204 and 27433, previously approved by the City Council on April 27, 2005, January 11, 2006 and December 10, 2008 respectively, to: **(1)** increase the total budget by \$9,131,822, an increase from \$18,418,663 to \$27,550,485 (in 2006 dollars); **(2)** expand the Economic Development Grant Program to allow for grants or loans supporting higher density development and job creation; **(3)** correct the 2008 base value for the expanded boundary by \$1,651,102, an increase from \$44,823,262 to \$46,474,364 for the final certified roll; and **(4)** make corresponding modifications to the budget and Southwestern Medical TIF District Project Plan- Financing: No cost consideration to the City **[09-2359; HOLD UNDER ADVISEMENT UNTIL OCTOBER 14, 2009]**

Note: Item Nos. 95 and 96
 must be considered collectively.

Southwestern Medical TIF District

95. * Authorize **(1)** an amendment to the Southwestern Medical TIF District Grant Program to broaden the list of eligible expenditures; and **(2)** a development agreement with Amarone, L.P. for the development of The Butler project located in the Southwestern Medical TIF District in an amount not to exceed \$7,650,000 from the Southwestern Medical TIF revenues - Not to exceed \$7,650,000 - Financing: Southwestern Medical TIF District Funds **[09-2360; DEFERRED BY COUNCILMEMBER MEDRANO]**
96. * A resolution declaring the intent of Tax Increment Financing Reinvestment Zone Number Ten (Southwestern Medical TIF District), to reimburse Amarone, L.P., in an amount not to exceed \$7,650,000 for certain improvements related to the development of The Butler project in the Southwestern Medical TIF District - Financing: No cost consideration to the City **[09-2360; DEFERRED BY COUNCILMEMBER MEDRANO]**

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS (Continued)

Economic Development (Continued)

Note: Item Nos. 97 and 98
must be considered collectively.

Maple/Mockingbird TIF District

- 97. * A public hearing to receive comments on a boundary amendment to Tax Increment Financing Reinvestment Zone Number Eighteen (Maple/Mockingbird TIF District) under the authority of the Tax Increment Financing Act, as amended (V.T.C.A, Tax Code Chapter 311) to increase the geographic area of the Maple/Mockingbird TIF District by including three adjacent properties - Financing: No cost consideration to the City **[09-2361; HEARING CLOSED]**
- 98. * An ordinance amending Ordinance No. 27435, previously approved on December 10, 2008, to increase the geographic area of the Tax Increment Financing Reinvestment Zone Number Eighteen (Maple/Mockingbird TIF District) to include three adjacent properties - Financing: No cost consideration to the City **[09-2361; APPROVED; ORDINANCE 27689]**
- 99. An ordinance **(1)** approving the Project Plan and Reinvestment Zone Financing Plan for Tax Increment Financing Reinvestment Zone Number Eighteen (Maple/Mockingbird TIF District); and **(2)** authorizing a participation agreement with Dallas County for Tax Increment Financing Reinvestment Zone Number Eighteen - Financing: No cost consideration to the City **[09-2362; APPROVED; ORDINANCE 27690]**

Mayor and City Council

- 100. Consideration of authorization of a public hearing to determine the proper zoning on property zoned IM Industrial Manufacturing on both sides of the 1300 Block of Amos Street with consideration given to appropriate zoning for the area including use, development standards, and other appropriate regulations that would allow for single family uses - Financing: No cost consideration to the City (via Councilmembers Atkins, Davis, Jasso, Kadane & Salazar) **[09-2363; APPROVED]**

**ADDENDUM
CITY COUNCIL MEETING
SEPTEMBER 23, 2009
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A. M.**

ADDITIONS:

Closed Session **[09-2364; HELD]**

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

- City of Dallas v. The Dallas Morning News, LP, Cause No. 06-06607-J
- Darrel Rundus v. City of Dallas, et al., No. 3:06-CV-1823-BD
- Carrie Ann Inman and Douglas Manani, Claim No. 09245789

CONSENT ADDENDUM

Aviation

1. Authorize **(1)** the application for and acceptance of a grant from the Transportation Security Administration for reimbursement through a Federal Other Transaction Agreement for the design and installation of a closed circuit television system for Dallas Love Field in the amount of \$3,641,850; and **(2)** execution of the Federal Other Transaction Agreement - Not to exceed \$3,641,850 - Financing: Transportation Security Administration (TSA) Grant Funds **[09-2365; APPROVED]**
2. Authorize Supplemental Agreement No. 6 to the professional services contract with Unison Consulting, Inc. for the preparation and delivery of a bond feasibility study regarding the Love Field Modernization Program bond financing for Dallas Love Field - Not to exceed \$150,000 - Financing: Aviation Current Funds **[09-2366; APPROVED]**

City Secretary's Office

3. At the direction of the city council, approval of designated absences of city council members to be deemed for "official city business" - Financing: No cost consideration to the City **[09-2367; APPROVED]**

Court & Detention Services

4. Authorize payment to Dallas County for processing and housing prisoners at the Lew Sterrett Criminal Justice Center, pursuant to Amendment No. 4 to the Criminal Justice Center Memorandum of Agreement with Dallas County, previously approved on June 11, 1997, by Resolution No. 97-1995, for the period October 1, 2009 through September 30, 2010 - Not to exceed \$7,222,495 - Financing: Current Funds (subject to appropriations) **[09-2368; APPROVED]**

**ADDENDUM
CITY COUNCIL MEETING
SEPTEMBER 23, 2009**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Department of Development Services

5. An ordinance abandoning a portion of Cullum Lane to 9661 Schmitz, LP and Dallas Area Rapid Transit, the abutting owners, containing approximately 2,985 square feet of land located near its intersection with Denton Drive and Webb Chapel Road and authorizing the quitclaim - Revenue: \$33,581 plus the \$20 ordinance publication fee **[09-2369; APPROVED; ORDINANCE 27691]**

Environmental & Health Services

6. Authorize a fourth amendment to the lease agreement with Towne Square Market LP to amend the lease of approximately 11,500 square feet of office space in Towne Market Shopping Center near Buckner Boulevard and John West Road to remove approximately 3,400 square feet of space from the lease description currently under use by Maternal Child Health Program and extend the lease term an additional four years for the continued use of the remaining approximately 8,100 square feet as a Women, Infants and Children Program for the period June 1, 2015 through May 31, 2019, plus additional rental for leasehold improvements not to exceed \$243,257 - Total not to exceed \$745,457 - Financing: Department of State Health Services Grant Funds (subject to annual appropriations) **[09-2370; APPROVED]**

Fire

7. Authorize payment to the Texas Commission on Fire Protection for the annual certification of uniformed Dallas Fire-Rescue personnel as required by the Texas Commission on Fire Protection - \$58,485 - Financing: Current Funds (subject to appropriations) **[09-2371; APPROVED]**

Office of Financial Services

8. Authorize an amendment to the 2009 City Calendar to: **(1)** cancel the City Council Briefing Meeting scheduled for October 7, 2009; and **(2)** designate the official City Holiday observed on November 27, 2009 as September 11th Remembrance Day/Day After Thanksgiving - Financing: No cost consideration to the City **[09-2372; APPROVED]**

Police

9. Authorize a Memorandum of Understanding with the United States Marshals Service for the Dallas Police Department to partner in the U.S. Marshals Service Dallas/Fort Worth Fugitive Apprehension Strike Team task force for improving public safety and reducing violent crime - Financing: No cost consideration to the City **[09-2373; APPROVED]**

**ADDENDUM
CITY COUNCIL MEETING
SEPTEMBER 23, 2009**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Public Works & Transportation

10. Authorize **(1)** an increase in the contract with A & R Demolition for additional work related to unforeseen conditions encountered during the demolition of Reunion Arena; and **(2)** the addition of 30 calendar days to the contract - Not to exceed \$460,000, from \$2,138,800 to \$2,598,800 - Financing: Convention and Event Services Capital Construction Funds **[09-2374; APPROVED]**

Strategic Customer Services

11. Authorize **(1)** the acceptance of a grant from the Communities Foundation of Texas (CFT), Mabel Peters Caruth Fund for the administration of the Loving My Community Neighborhood Improvement Grant to provide financial assistance to neighborhood groups through competitive grants for projects that will improve the area's quality of life; **(2)** establishment of appropriations in the amount of \$200,000 in the Communities Foundation of Texas (CFT), Mabel Peters Caruth Fund; and **(3)** execution of the grant agreement - Total not to exceed \$200,000 - Financing: The Communities Foundation of Texas, Mabel Peters Caruth Funds (\$100,000) and Current Funds (\$100,000) **[09-2375; APPROVED]**

Trinity River Corridor Project

12. Authorize **(1)** acceptance of a donation from the Trinity Trust Foundation through the Dallas Foundation in an amount not to exceed \$2,000,000 for the creation and operation of the Dallas Urban Design Studio; **(2)** establishment of appropriations in an amount not to exceed \$2,000,000; and **(3)** execution of an agreement with the Trinity Trust Foundation for the creation and funding of the Dallas Urban Design Studio - Not to exceed \$2,000,000 - Financing: Private Funds **[09-2376; APPROVED]**

ITEMS FOR INDIVIDUAL CONSIDERATION

Fiscal Year 2009-10 Budget Items

Office of Financial Services

13. * Final reading and adoption of appropriation ordinances for the proposed FY 2009-10 City of Dallas Operating, Grants and Trusts, and Capital Budgets - Financing: No cost consideration to the City **[09-2377; APPROVED AS AMENDED; ORDINANCES NO. 27692 AND 27693]**

**ADDENDUM
CITY COUNCIL MEETING
SEPTEMBER 23, 2009**

ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

Fiscal Year 2009-10 Budget Items (Continued)

Office of Financial Services (Continued)

- 14. * An ordinance setting the tax rate at 74.79¢ per \$100 valuation and levying ad valorem taxes for the City of Dallas, Texas for FY 2009-10 - Financing: No cost consideration to the City **[09-2378; APPROVED; ORDINANCE 27694]**
- 15. * An ordinance amending Chapters 2, 10, 10A, 10B, 13, 15D, 17, 18, 27, 45, 48A and 51A of the Dallas City Code to revise and establish various fees for City services - Estimated Revenue: \$11,302,111 **[09-2379; APPROVED; ORDINANCE 27695]**

Fire

- 16. * An ordinance amending Chapter 16 of the Dallas City Code to revise and establish various fees for City services - Estimated Revenue: \$500,000 **[09-2380; APPROVED; ORDINANCE 27696]**

Human Resources

- 17. * Authorize **(1)** restatement of the original UnitedHealthcare Agreement to include all subsequent amendments and increase the original five-year administrative cost from \$13,662,546 to \$13,862,546; and **(2)** approval of the proposed health coverage premium rates - Total cost is based on the number of employee/retiree participants in the plan - Financing: Employee Benefits Current Funds (subject to appropriations) **[09-2381; DELETED]**
- 18. * Authorize **(1)** position changes; **(2)** approval of revised salary schedules for fiscal year 2009-10; **(3)** five unpaid furlough days, November 25, 2009, December 31, 2009, February 12, 2010, May 28, 2010 and July 2, 2010 for all civilian employees; **(4)** the City Manager to make operational and scheduling changes necessary to implement the furlough days; and **(5)** elimination of Fire Rescue Department Graduation Incentive Pay **[09-2382; APPROVED AS AMENDED]**

Office of Financial Services

- 19. * Authorize a reorganization ordinance amending multiple chapters of the Dallas City Code to provide for the restructuring of various City services; the redistribution of responsibility for the delivery of various City services; and the performance of various City functions effective October 1, 2009 - Financing: This action has no cost consideration the City **[09-2383; APPROVED; ORDINANCE 27697]**

**ADDENDUM
CITY COUNCIL MEETING
SEPTEMBER 23, 2009**

ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

Fiscal Year 2009-10 Budget Items (Continued)

Office of Financial Services (Continued)

- 20. * Authorize **(1)** preliminary adoption of Substantial Amendment No. 1 to the: **(a)** FY2009-10 Consolidated Plan Budget; **(b)** FY2008-09 Community Development Block Grant - Recovery Funds Budget; and **(c)** FY2008-09 Homeless Prevention and Rapid Re-Housing Program Budget for U.S. Department of Housing and Urban Development Grant Funds to align the City departments and services to the City's organizational restructure for FY2009-10; and **(2)** a public hearing to be held on October 28, 2009 to receive comments on Substantial Amendment No. 1 to the: **(a)** FY2009-10 Consolidated Plan Budget; **(b)** FY2008-09 Community Development Block Grant - Recovery Funds Budget; and **(c)** FY2008-09 Homeless Prevention and Rapid Re-Housing Program Budget to align City departments and services to the City's FY2009-10 organizational restructure - Financing: No cost consideration to the City **[09-2384; APPROVED]**

Water Utilities

- 21. * An ordinance amending Chapters 19 and 49 of the Dallas City Code to establish and adjust certain rates, charges and fees relating to water and wastewater services for Dallas and customer cities effective October 1, 2009 (fee list attached) - Estimated Revenue: \$17,294,998 **[09-2385; APPROVED; ORDINANCE 27698]**

PUBLIC HEARINGS AND RELATED ACTIONS

THOROUGHFARE PLAN AMENDMENTS

Public Works & Transportation

- 22. A public hearing to receive comments to amend the City of Dallas' Thoroughfare Plan to: **(1)** delete Colorado Boulevard from Westmoreland Road to Cockrell Hill Road, a four lane undivided roadway (S-4-U) within 60 feet of right-of-way; **(2)** add Pinnacle Point Drive from Cockrell Hill Road to Pinnacle Park Boulevard as a four-lane undivided roadway (S-4-U) within 60 feet of right-of-way; **(3)** add Pinnacle Park Boulevard from Pinnacle Point Drive to Fort Worth Avenue as a four-lane undivided roadway (S-4-U) within 60 feet of right-of-way; **(4)** add Unnamed Central West 1 (Unnamed CW1) as a special two lane undivided (SPCL 2U) roadway within 64 to 80 feet of right-of-way, and at the close of the hearing, **(5)** authorize an ordinance implementing the changes - Financing: No cost consideration to the City **[09-2386; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE 27699]**

**ADDENDUM
CITY COUNCIL MEETING
SEPTEMBER 23, 2009**

CORRECTION:

Fire

38. Authorize payment for ~~tuition payments, registration fees, books, and parking expenses~~ to the Dallas County Community College District in the amount of \$70,000 and the University of Texas Southwestern Medical Center at Dallas in the amount of \$188,420 for mandatory Emergency Medical Services training of emergency medical technicians and paramedics for the period October 1, 2009 through September 30, 2010 - Not to exceed \$258,420 - Financing: Current Funds (subject to appropriations) **[09-2310]**

DELETION:

Equipment & Building Services

36. Authorize Supplemental Agreement No. 1 to the professional services contract with Booziotis and Company Architects for architectural and engineering design services for the waterproofing and renovation of the L1 level at the J. Erik Jonsson Central Library located at 1515 Young Street - Not to exceed \$46,000, from \$185,000 to \$231,000 - Financing: 2003 Bond Funds **[09-2308]**

Properties in Cadillac Heights
Agenda Item #16

<u>Parcel No.</u>	<u>Owner</u>	<u>Address</u>	<u>Authorized Amount</u>
1.	Iselda Reyes	922 Packard Street	\$59,800.00
2.	Francisco Gonzalez	717 Buick Avenue	\$38,300.00
3.	Clinton Robinson	2931 Gloyd Street	\$62,300.00
4.	Juanita Alfaro	812 Pontiac Avenue	\$65,800.00
5.	Maria Gonzalez	713 Buick Avenue	\$57,600.00
6.	Javier Gonzalez	702 Pontiac Avenue	\$102,000.00
7.	Moises Garcia	1004 LaSalle Street	\$58,100.00
8.	Rueben Bueno	1008 LaSalle Street	\$85,000.00
9.	Guadalupe Nunez	1018 LaSalle Street	\$50,500.00
10.	Olivia L. Rodriguez	1007 LaSalle Street	\$49,500.00
11.	Bernardo Cazares	1010 LaSalle Street	\$69,800.00
12.	Roberto Cazares	1015 LaSalle Street	\$52,500.00
13.	Ernesto Martinez	1019 LaSalle Street	\$97,500.00
14.	Victor Lopez	1022 LaSalle Street	\$70,800.00
15.	Able Jimenez	1023 LaSalle Street	\$50,500.00
16.	Mary Monsivais	1026 LaSalle Street	\$53,500.00

**Traffic Signal Improvements and Vehicle Detector Repairs funded through an
Interlocal Agreement with the Texas Department of Transportation
Agenda Item #47**

<u>Street</u>	<u>Intersection</u>	<u>Council District</u>
Garland Road	San Rafael Drive	2, 9, 14
Garland Road	Winsted Drive	2, 9, 14
East Grand Avenue	La Vista Drive	2, 14
Buckner Boulevard	Chenault Street	7
Buckner Boulevard	John West Road	7
Buckner Boulevard	Peavy Road	7
Barnes Bridge Road	Garland Road	9
Barnes Bridge Road	Shiloh Road	9
Buckner Boulevard	Casa Linda Plaza	9
Buckner Boulevard	Garland Road	9
Buckner Boulevard	Hermosa Drive	9
Buckner Boulevard	Lake Highlands Drive	9
Buckner Boulevard	Mercer Drive	9
Buckner Boulevard	Northcliff Drive	9
Buckner Boulevard	Poppy/Atholone Drive	9
Casa Linda Plaza	Garland Road	9
Centerville Road	Garland Road	9
Easton Road	Garland Road	9
Executive Drive	Northwest Highway	9
Garland Road	Jupiter Road	9
Garland Road	Lakeland Drive	9
Garland Road	Lochwood Boulevard	9
Garland Road	Northwest Highway	9
Garland Road	Oldgate Lane	9
Garland Road	Peavy Road	9
Jupiter Road	Northwest Highway	9
Lawther Drive	Northwest Highway	9
McCree Road	Northwest Highway	9
Northwest Highway	Shiloh Road	9
Northwest Highway	Trammel/Walling Drive	9
Northwest Highway	White Rock Station	9
Audelia Road	Northwest Highway	9, 10
Buckner Boulevard	Northwest Highway	9, 10
Easton/Ferndale Road	Northwest Highway	9, 10
Northwest Highway	Plano/Lake Highlands Drive	9, 10
Abrams Road	Lovers Lane	9, 14
Abrams Road	Northwest Highway	9, 14
Gaston Avenue	West Shore Drive	9, 14
Northwest Highway	Shady Brook Lane	9, 14
Boedeker Street	Northwest Highway	13
Central Expressway SBSR	Northwest Highway	13
Dallas North Tollway NB	Northwest Highway	13
Dallas North Tollway SB	Northwest Highway	13

**Traffic Signal Improvements and Vehicle Detector Repairs funded through an
Interlocal Agreement with the Texas Department of Transportation
Agenda Item #47 (Continued)**

<u>Street</u>	<u>Intersection</u>	<u>Council District</u>
Douglas Avenue	Luther Lane	13
Douglas Avenue	Northwest Highway	13
Douglas Avenue	Sherry Lane	13
Hillcrest Avenue	Northwest Highway	13
Inwood Road	Northwest Highway	13
Northwest Highway	Pickwick Lane	13
Northwest Highway	Preston Road	13
Northwest Highway	Thackery Street	13
Central Expressway NBSR	Northwest Highway	13, 14
Abrams Road	Fisher Road	14
East Grand Avenue	Gaston Avenue	14

Bridge Repair and Modification Group 09-01
Agenda Item #48

<u>Project</u>	<u>Council District</u>
Belt Line Road over Hickory Creek	8
Canada Drive over West Fork Trinity River	3
Colorado Boulevard over Coombs Creek	3
Continental Avenue over Trinity River	6
East Kiest Boulevard over Lancaster Kiest Shopping Center	4
Gayglen Drive over Elam Creek	5
Kiest Boulevard over DART (BNSF) Railroad	3
Lawson Road over Mesquite Branch Tributaries	8
Ravenview Road over Hickory Creek	8
TI Boulevard over Floyd Branch	10
Abrams Road over White Rock Creek	10

September 23, 2009

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Erosion Control Improvements Group 06-803
Agenda Item #49

Location

Council District

1404 Matagorda Drive	5
2707 Millbrook Drive	8
3423 - 3447 Willow Crest Lane	3
Kiest Valley Parkway	3

Street Group 03-445
Agenda Item #53

<u>Project</u>	<u>Limits</u>	<u>Council District</u>
Corregidor Street	from Carbondale Street to Dutch Harbor Avenue to Dead-End	4
Fellows Lane	from Kiska Street to Saipan Street	4
Luzon Street	from Carbondale Street to Dutch Harbor Avenue to Dead-End	4
Solar Lane	from Carbondale Street to Dutch Harbor Avenue	4

Franchises for Solid Waste Collection and Hauling
Agenda Item #55

Franchise Haulers

Estimated Annual Revenue

Builders of Hope CDC	\$500.00
D.A. Taylor, Co.	\$500.00
Hurricane Waste Systems, LLC	\$500.00
Jawas of Dallas, LLC - dba 1-800-GOT-JUNK?	\$500.00
JR's Demolition & Excavating, Inc.	\$500.00
Luis Construction Service, Inc.	\$500.00
PCM Construction Services, LLC	\$500.00
R-Mac Contracting	\$500.00
Road Runner Waste, Inc.	\$500.00
S. Benitez Enterprises, Inc.	<u>\$500.00</u>
Total	\$5,000.00

Installation of Water and Wastewater Mains at 23 Locations
Agenda Item #58

District 2

Alley between Beeman Avenue and Winslow Avenue from Jerome Street to Culver Street
Alley between Culver Street and Fairview Avenue from Winslow Avenue east
Alley between Fairview Avenue and Henderson Avenue from Oleander Street to Winslow Avenue
Alley between Fairview Avenue and Kinmore Street from Winslow Avenue southeast
Alley between Jerome Street and Kinmore Street from Henderson Avenue to Beeman Avenue
Kinmore Street from Beeman Avenue west

District 4

Alley between Alabama Avenue and Arizona Avenue from Missouri Avenue to McVey Avenue*
Alley between Alabama Avenue and Arizona Avenue from Ohio Avenue to Missouri Avenue
Alley between Arizona Avenue and Michigan Avenue from McVey Avenue to Brownlee Avenue
Easement west of Village Fair Place from Village Fair Drive southwest
Loop 12 (Ledbetter Drive) from west of Village Fair Place west
Ohio Avenue from Alabama Avenue to Arizona Avenue
San Pablo Drive from Bruton Road to Ravehill Lane

District 5

Dasch Street from Hillburn Drive east
Easement between Dasch Street and Rilla Avenue from Hillburn Drive west
Hillburn Drive from Dasch Street to Rilla Avenue
Rilla Avenue from Hillburn Drive to Rowland Avenue
Rowland Avenue from Dasch Street to Elam Road
Wes Hodges Road from Rilla Avenue to Buckner Boulevard

District 7

Jamaica Street from 2nd Avenue to Cross Street
Park Row Avenue from Colonial Avenue to Interstate Highway 45 (Julius Schepps Freeway)

District 8

Silverado Drive from State Highway 175 (C.F. Hawn Freeway) to Kleberg Road
Starwood Circle from Kleberg Road northeast

*Trenchless Technology

Water Main Large Valve Replacements at 22 Locations
Agenda Item #58 (Continued)

District 1

Illinois Avenue east of Westmoreland Road
Duval Drive at Superior Street
Duval Drive at Superior Street
Sunset Avenue at Superior Street

District 2

Young Street at Field Street
Young Street at Field Street
Young Street at Field Street

District 3

Duncanville Road north of Red Bird Lane
Duncanville Road north of Red Bird Lane
Hampton Road at Plymouth Road

District 5

Ledbetter Drive at State Highway 310 (Central Expressway)

District 6

Denton Drive west of Shorecrest Drive
Denton Drive west of Shorecrest Drive
Denton Drive west of Shorecrest Drive
Shorecrest Drive north of Denton Drive

District 11

Forest Lane west of U.S. Highway 75 (Central Expressway)
Hillcrest Road at Mossvine Drive

District 13

Easement west of State Highway 289 (Preston Road) south of Forest Lane
Marsh Lane at Royal Lane
Marsh Lane at Royal Lane

District 14

Lovers Lane east of Amesbury Drive

Outside City Limits

Marsh Lane south of Belt Line Road

Renewal of Water and Wastewater Mains at 28 Locations
Agenda Item #59

District 2

Gano Street from Ervay Street to Central Expressway
Interstate Highway 30 (R.L. Thornton Freeway) from Memorial Drive to St. Paul Street
Interstate Highway 30 (R.L. Thornton Freeway) from Malcolm X Boulevard to Jeffries Street
Jeffries Street from Taylor Street to Interstate Highway 30 (R.L. Thornton Freeway)
Louise Avenue from Malcolm X Boulevard to Central Expressway
Malcolm X Boulevard from Interstate Highway 30 (R.L. Thornton Freeway) to Louise Avenue
Walton Street from Indiana Street to Taylor Street

District 3

Duncanville Road from Shelley Boulevard south
Keeneland Parkway from Duncanville Road northwest

District 4

Bateman Avenue from Works Avenue east
Central Expressway (S.M. Wright Freeway) from Bateman Avenue to Linfield Road
Easement along Union Pacific Railroad from Linfield Road northwest
Illinois Avenue from Kellogg Avenue to Britton Avenue
Jaffee Street from Kolloch Drive to Interstate Highway 45 (Julius Schepps Freeway)
Loop 12 (Ledbetter Drive) from Houston School Road to Marsalis Avenue
Works Avenue from Overton Road to Bateman Avenue

District 5

Bruton Road from Saint Augustine Drive east

District 8

Easement southeast of Interstate Highway 20 from Lawson Road to Interstate Highway 20
Easement southeast of Edd Road from State Highway 175 (C.F. Hawn Freeway) southwest
Interstate Highway 20 from Lasater Road southeast
Jordan Valley Road from Kleberg Road to State Highway 175 (C.F. Hawn Freeway)
Lasater Road from Interstate Highway 20 northwest
Rich Acres Drive from Land Drive southwest

District 11

Boedeker Street from Loop 12 (Northwest Highway) to Walnut Hill Lane
Dallas North Tollway from Keller Springs Road to Belt Line Road
U.S. Highway 75 (Central Expressway) from Walnut Hill Lane north

District 13

Edgemere Road from Loop 12 (Northwest Highway) to Walnut Hill Lane
Walnut Hill Lane from Airline Road west

Renewal of Water and Wastewater Mains at 34 Locations
Agenda Item #61

District 2

Alley between Douglas Avenue and Vagas Street from Harry Hines Boulevard to Maple Avenue

Alley between Langdon Avenue and Lovers Lane from Huron Drive southwest

Burns Court from Anson Road northwest

Congress Avenue from Douglas Avenue southeast

Fleetwood Oaks Avenue from Hudnall Street southeast

Fleetwood Square from Fleetwood Oaks Avenue to Maple Avenue

Garrett Avenue from Belmont Avenue to Mission Avenue

Hudnall Street from Fleetwood Oaks Avenue southwest

Mannett Street from Fitzhugh Avenue to Henderson Avenue

District 6

Mockingbird Lane from Halifax Street to Irving Boulevard

Starlight Road from Webb Chapel Extension to Storey Lane

District 9

Gaston Parkway from Wyatt Street to Broadmoor Drive

District 10

Trailhill Drive from Audelia Road west

District 14

Alley between Amherst Avenue and Lovers Lane from Elsby Avenue to Linwood Avenue

Alley between Hanover Avenue and Purdue Avenue from Elsby Avenue to Menier Street

Alley between Herschel Avenue and Wycliff Avenue from Douglas Avenue to Throckmorton Street

Alley between Miller Avenue and Willis Avenue from Homer Street to Laneri Avenue

Alley between Prescott Avenue and Herschel Avenue from Throckmorton Street to Oak Lawn Avenue

Drane Drive from Greenway Boulevard east

Garrett Avenue from Alcott Street to U. S. Highway 75 (Central Expressway)

Hawthorne Avenue from Douglas Avenue to Throckmorton Street

Lee Street from Alcott Street to U. S. Highway 75 (Central Expressway)

Linnet Lane from Robin Road to Roper Street

Lockheed Avenue from Linnet Lane to Mockingbird Lane

Milam Street from Fitzhugh Avenue to Garrett Avenue

Mockingbird Lane from Inwood Road to Greenway Boulevard

Renewal of Water and Wastewater Mains at 34 Locations
Agenda Item #61 (Continued)

District 14 (Continued)

Oriole Drive at Intersection of Mockingbird Lane and Oriole Drive
Pershing Street from Elbert Street to Lee Street
Robin Road from Waneta Drive to Wateka Drive
St Albans Drive from Norris Street to Saratoga Circle
Stigall Street from Taos Road to Roper Street
Tyree Street from Lemmon Avenue to Thedford Avenue
Victoria Avenue from Thedford Avenue to Mockingbird Lane
Wateka Drive from Inwood Road to Roper Street

Sidewalk Group 03-136
Agenda Item #76

<u>Sidewalk Improvements</u>	<u>Council District</u>
Green Street (leave outs) from North Edgefield Avenue to North Clinton Avenue to North Winnetka Avenue	3
Singing Hills Drive (leave outs) from Blue Moon Drive to Red Bird Lane to Caravan Trail to Serenade Lane to Whispering Trail	5
Autumn Leaves Trail (leave outs) from Singing Hills Drive to Summertime Lane	5