

**ADDENDUM
CITY COUNCIL MEETING
JANUARY 27, 2010
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A. M.**

ADDITIONS:

Closed Session

6ES

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

- Beverly Davis v. City of Dallas, Civil Action No. 3:08-CV-1123-B
- Roosevelt Holiday v. City of Dallas, et al., Civil Action No. 3:08-CV-2110-D
- City of Dallas v. Thos. S. Byrne Ltd., f/k/a Thos. S. Byrne, Inc. and Halff Associates, Inc. v. Steel Lite Roofing, Inc.; Redland Ins. Co.; J & J Roofing Co.; and Travelers Casualty and Surety Co.; Cause No. 08-01181-1

CONSENT ADDENDUM

Aviation

1. Authorize **(1)** the issuance, sale, and delivery of Love Field Airport Modernization Corporation ("LFAMC" or "Issuer") special facilities revenue bonds in one or more series, guaranteed by Southwest Airlines Co. ("Southwest"), subject to certain parameters; **(2)** the LFAMC to enter into all agreements and instruments to which the Issuer is a party in connection with the issuance of its bonds, including, but not limited to, a special facility agreement, a trust indenture, and a bond purchase agreement; **(3)** the LFAMC and its consultants to take all other actions deemed necessary in connection with the issuance of the LFAMC special facilities revenue bonds including the engagement of the bond underwriters, trustee, co-bond counsel, and co-financial advisors; **(4)** the City Manager to enter into a special facility agreement and a revenue credit agreement; and **(5)** other actions by the LFAMC and the City Manager deemed necessary in connection with the foregoing - Financing: No cost consideration to the City

Business Development & Procurement Services

2. Authorize **(1)** an acquisition contract for the purchase and implementation of software and hardware for a records management system for Police, Court & Detention Services and Dallas-Fire Rescue to replace the legacy mainframe system in the amount of \$4,910,627; and **(2)** a five-year service contract for maintenance and support for a records management system in the amount of \$2,484,902 - Unisys Corporation, most advantageous proposer of five - Total not to exceed \$7,395,529 - Financing: Current Funds (\$3,153,903) (subject to annual appropriations), Urban Area Security Initiative Grant Funds (\$3,602,385) and 2008 Equipment Acquisition Contractual Obligation Notes (\$639,241)

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ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

City Controller's Office

3. Authorize the preparation of plans for the issuance of the Combination Tax and Revenue Certificates of Obligation, Series 2010 in an amount not to exceed \$23,000,000; and enacting other provisions in connection therewith - Financing: No cost consideration to the City
4. Authorize the preparation of plans for the issuance of General Obligation Refunding and Improvement Bonds, Series 2010 in an amount not to exceed \$164,500,000 - Financing: No cost consideration to the City

Human Resources

5. Authorize a contract with Dallas Area Rapid Transit for the purchase of 450 annual passes in support of the City's 2008 clean air initiative - Not to exceed \$147,951 - Financing: Current Funds (to be reimbursed by participating employees)

Public Works & Transportation

Fiji-Compton Project

Note: Addendum Item Nos. 6 and 7 must be considered collectively.

6. * Authorize **(1)** a contract for the construction of paving and drainage improvements for Avenue A, Avenue B, Avenue C, Compton Street, Fran Way, Fiji Street, Sphinx Street, Tonga Street, and associated alleys with Alta Construction Services, Inc., lowest responsible bidder of six; and **(2)** assignment of the construction contract to Sphinx Development Corporation for construction administration and material testing - Not to exceed \$1,818,799 - Financing: Capital Projects Reimbursement Funds
7. * Authorize Amendment No. 2 to the Development Agreement with Sphinx Development Corporation to revise the payment method of the construction contract - Financing: No cost consideration to the City

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ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Public Works & Transportation (Continued)

Note: Addendum Item Nos. 8, 9 and 10 must be considered collectively.

Katy Trail, Phase III

8. * Authorize **(1)** a contract with JRJ Paving, L.P., lowest responsible bidder of eleven, for construction of Katy Trail, Phase III from McCommas Street to Sandhurst Street in an amount not to exceed \$809,298; **(2)** the receipt and deposit of funds from the Texas Department of Transportation in an amount not to exceed \$647,438; and **(3)** an increase in appropriations in the amount of \$647,438 in the Capital Projects Reimbursement Fund - Total not to exceed \$809,298 - Financing: 1998 Bond Funds (\$161,860) and Capital Projects Reimbursement Funds (\$647,438)
9. * Authorize a license agreement with Dallas Area Rapid Transit for the use of DART right-of-way to construct and maintain the proposed Katy Trail, Phase III from Worcola Street to Skillman Avenue - Financing: No cost consideration to the City
10. * Authorize a license agreement with ONCOR for the use of ONCOR right-of-way to construct and maintain the proposed Katy Trail, Phase III from Worcola Street to Skillman Avenue - Financing: No cost consideration to the City

Sustainable Development and Construction

11. A resolution declaring an un-developable City-owned tract of land containing approximately 780 square feet located near the intersection of Shady Trail and Southwell Road as unwanted and unneeded and authorize its sale to William B. Jordan, the abutting owner - Revenue: \$5,800

ITEMS FOR INDIVIDUAL CONSIDERATION

DESIGNATED PUBLIC SUBSIDY MATTERS

Economic Development

12. Authorize **(1)** amendments to the Dallas Development Fund's certificate of formation and bylaws; and **(2)** the City Manager to file the amended certificate of formation with the Secretary of State - Financing: No cost consideration to the City

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ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

DESIGNATED PUBLIC SUBSIDY MATTERS (Continued)

Housing/Community Services

13. Authorize a loan in the amount of \$2,000,000 at 2% interest to FC Continental Complex, L.P. for the acquisition of property located at 1810 Commerce Street and for conversion of the vacant commercial building into 199 residential rental units and 5,000 square feet of retail space, in accordance with the Downtown Connection Tax Increment Financing District Project Plan & Reinvestment Zone Financing Plan - Not to exceed \$2,000,000 - Financing: Downtown Connection Tax Increment Financing District Funds

CORRECTIONS:

Business Development & Procurement Services

6. Authorize a service contract for the purchase and installation of furniture to complete the renovation of the Children's Center and shipping and receiving area for the inter-library loan at the J. Erik Jonsson Central Library – Intelligent Interiors, Inc. in the amount of \$106,262, Putsi, Inc. dba Cultural Surroundings in the amount of \$47,691, BKM Total Office of Texas, LLC. in the amount of \$24,177 and Wilson Project Management in the amount of \$7,519, lowest responsible bidders of ten - Total not to exceed \$185,649 - Financing: 2003 Bond Funds (~~\$137,958~~ \$138,814) and 2006 Bond Funds (~~\$47,691~~ \$46,835)

Sustainable Development and Construction

32. A resolution authorizing the conveyance of a total of approximately 126,368~~9~~ square feet of land to the State of Texas located at Dallas/Fort Worth International Airport near the intersections of State Highway 183 and Valley View Lane and State Highway Business 114 and Dallas Road in exchange for the dedication of a total of approximately 126,368~~129,156~~ square feet of land located near the intersections of North Belt Line ~~Beltline~~ Road and State Highway 161 and State Highway 360 and FAA Boulevard from the State of Texas - Financing: No cost consideration to the City

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DELETIONS:

City Attorney's Office

9. Authorize settlement of a claim filed by Maria Cardenas, Claim No. 08208894 - Not to exceed \$9,700 - Financing: Current Funds

Economic Development

45. Authorize a Special Economic Development Loan Agreement, and two Commercial Loan Agreements to enhance the quality of life for the residents in the South Dallas/Fair Park Trust Fund target area to provide funding as follows: **(1)** Richard Knight d/b/a the MLK/175 Gateway Project in an amount not to exceed \$92,800; **(2)** Freedom Fashions in an amount not to exceed \$50,000; and **(3)** Namamai Services, LLC in an amount not to exceed \$50,000 - Total not to exceed \$192,800 - Financing: South Dallas/Fair Park Trust Funds