

**ADDENDUM
CITY COUNCIL MEETING
DECEMBER 8, 2010
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A. M.**

ADDITIONS:

CONSENT ADDENDUM

Aviation

1. Authorize execution of a Memorandum of Agreement with the U.S. Customs and Border Protection Agency for inspection services at Dallas Love Field - Total not to exceed \$250,000 - Financing: Aviation Current Funds (costs to be recovered through implementation of an International Arrivals Fee)

Business Development & Procurement Services

2. Authorize the purchase of three bulldozers - Holt Texas Ltd. through Texas Association of School Boards (BuyBoard) - Not to exceed \$1,769,697 - Financing: 2010 Equipment Acquisition Notes (\$1,142,502) and 2010 Certificates of Obligation (\$627,195)
3. Authorize **(1)** an acquisition contract for the purchase and implementation of software and hardware for an electronic citation system in the amount of \$509,676; **(2)** a five-year service contract for maintenance and support for an electronic citation system in the amount of \$93,900, and **(3)** a five-year master agreement for additional hardware and software for the expansion of the electronic citation system in the amount of \$4,751,446 - Brazos Technology Corporation, most advantageous proposer of two - Total not to exceed \$5,355,022 - Financing: Current Funds (\$4,835,446) (subject to annual appropriations) and 2010 Certificates of Obligation (\$519,576)
4. Authorize **(1)** a one-year contract, with four renewal options, with the Southern Dallas Development Corporation, most advantageous proposer of one, to administer the Business Revolving Loan Program, for the purpose of servicing and making loans to area businesses and creating and/or retaining jobs for low-to-moderate income persons, in accordance with Department of Housing and Urban Development (HUD) regulations; and **(2)** any unexpended balances of program income and allocations from prior contract years be rolled over to continue the Business Revolving Loan Program - Financing: No cost consideration to the City

**ADDENDUM
CITY COUNCIL MEETING
DECEMBER 8, 2010**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Economic Development

5. Authorize a service contract to provide logistics workforce training curriculum through a Workforce Investment Act Grant for the period May 1, 2010 through October 31, 2011 - The Manufacturing Skills Standards Council (MSSC), most advantageous proposer of three - Not to exceed \$56,600 - Financing: U.S. Department of Labor, Employment and Training Administration Grant Funds

Mayor and City Council

6. An ordinance amending Chapter 31 of the Dallas City Code to: **(1)** define terms; **(2)** establish the Central Business District solicitation-free zone, the Deep Ellum solicitation-free zone, the Uptown solicitation-free zone, and the Victory solicitation-free zone; **(3)** ban outdoor solicitations in solicitation-free zones, with certain defenses; and **(4)** provide a penalty not to exceed \$500 - Financing: No cost consideration to the City

Office of Financial Services

7. Authorize adjustments to appropriations for various multi-year funds and to authorize the City Manager to implement those adjustments - Financing: No cost consideration to the City
8. A resolution **(1)** confirming that a public hearing was held on December 8, 2010 for the Mission Economic Development Corporation (the MEDC) with respect to the issuance of bonds in an aggregate principal amount not to exceed \$55,000,000 by the MEDC to finance or refinance the cost of acquiring, constructing, rehabilitating, developing, improving and equipping certain capital improvements, infrastructure and equipment relating to the McCommas Bluff landfill gas processing facilities, and **(2)** requesting MEDC exercise its powers within the City for the purpose of issuing bonds to finance or refinance the project - Financing: No cost consideration to the City

Office of Management Services

9. Authorize the acceptance of a grant from the U.S. Department of Homeland Security under the Emergency Management Performance Grant Program for the period October 1, 2009 through September 30, 2010 - Not to exceed \$180,338 - Financing: U.S. Department of Homeland Security Grant Funds

**ADDENDUM
CITY COUNCIL MEETING
DECEMBER 8, 2010**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Office of Management Services (Continued)

10. An ordinance authorizing the Dallas/Fort Worth International Airport Board to act as an agent of the City for the limited purpose of creating and issuing a Temporary North Texas Regional Limousine Permit/Decal for Super Bowl XLV and the waiver of certain provisions of Chapter 10A of the Dallas City Code to allow for such temporary permitting - Financing: No cost consideration to the City

Police

11. Authorize **(1)** an application for and acceptance of the Impaired Driving Mobilization Selective Traffic Enforcement Program, Overtime Enforcement grant in the amount of \$99,984 from the Texas Department of Transportation for a statewide Driving While Intoxicated enforcement campaign to operate during various holiday periods, for the period December 21, 2010 through September 5, 2011; **(2)** a City match of pension and Federal Insurance Contributions Act costs in the amount of \$27,496 and indirect costs in the amount of \$7,011; and **(3)** execution of the grant agreement - Total not to exceed \$134,491 - Financing: Current Funds (\$34,507) and Texas Department of Transportation Grant Funds (\$99,984)

Public Works & Transportation

12. Authorize a contract with Phoenix 1 Restoration and Construction, Ltd. for repairs to the Concert Hall pocket doors at the Meyerson Symphony Center located at 2301 Flora Street - Not to exceed \$72,000 - Financing: 2006 Bond Funds
13. Authorize a contract with JC Commercial, Inc., best value proposer of six, for the construction of the new White Rock Hills Branch Library located at 9150 Ferguson Road - Not to exceed \$4,255,000 - Financing: 2006 Bond Funds
14. Authorize a contract with Lee Lewis Construction, Inc., lowest responsible bidder of four, for the construction of Upper Level D Meeting Rooms at the Dallas Convention Center - Not to exceed \$12,609,000 - Financing: 2009 Convention Center Revenue Bonds
15. Authorize an increase in the contract with Texas Standard Construction, Ltd. to the Bridge Repair and Modification Group 09-01 project for the construction of three additional bridge repair and modification locations (list attached) - Not to exceed \$256,556, from \$1,510,648 to \$1,767,204 - Financing: 2003 Bond Funds (-\$8,214) and 2006 Bond Funds (\$264,770)

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CITY COUNCIL MEETING
DECEMBER 8, 2010**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Public Works & Transportation (Continued)

16. Authorize **(1)** Supplemental Agreement No. 9 to the professional services contract with HNTB Corporation to provide additional engineering design services for the Taxiway "L" extension, Taxiway "C" reconstruction, the Runway Safety Area Phase II Project, Taxiways "A", "B" and "D" reconstruction, and Runway 13L/31R joint reseal and pavement rehabilitation at Dallas Love Field Airport in the amount of \$962,661, from \$3,422,230 to \$4,384,891; and **(2)** an increase in appropriations in the amount of \$1,240,661 in the Federal Aviation Administration Airport Improvement Program Grant Fund for testing, city administration and other owner's expenses - Not to exceed \$962,661 - Financing: Federal Aviation Administration Airport Improvement Program Grant Funds (\$640,067), Aviation Passenger Facility Charge Funds (\$572,964) and Aviation Capital Construction Funds (\$27,629)

Sustainable Development and Construction

17. Authorize a five-year License Agreement with Aids Arms, Inc., as licensee, for the license and non-exclusive use of 30 parking spaces situated on approximately 13,250 square feet of city-owned land located at 210 Sunset Avenue - Annual Revenue: \$7,200
18. Authorize the deposit of a Special Commissioners' Award and settlement of the condemnation suit City of Dallas v. Thomas Wurtz and Teresa Wurtz, et al, Cause No. cc-10-01184-a, in County Court at Law No. 1, for acquisition from Thomas Wurtz and Teresa Wurtz of approximately 18,956 square feet of land improved with a 1,799 square foot single family residence located near the intersection of Jim Miller Road and Toland Street for the replacement Fire Station No. 32 - \$114,500 - Financing: 2006 Bond Funds
19. Authorize execution of a Reciprocal Access Agreement with the Dallas Convention Center Hotel Corporation with respect to the connector bridge between the Dallas Convention Center and the Dallas Convention Center Hotel, providing for: **(1)** the granting of an easement to permit construction and use of a portion of the connector bridge over City property; and **(2)** the purchase of an easement from the Dallas Convention Center Hotel Corporation defining the rights of the City to access and use the connector bridge - Not to exceed \$2,895,276 - Financing: 2009 Convention Center Revenue Bonds

**ADDENDUM
CITY COUNCIL MEETING
DECEMBER 8, 2010**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Trinity Watershed Management

20. An ordinance providing for the closure and vacation of a portion of an alley, containing approximately 1,145 square feet of land located near the intersection of Sylvan Avenue and Canada Drive - Financing: No cost consideration to the City
21. An ordinance abandoning a portion of an alley to the City of Dallas, the abutting owner, for the Oncor transition facility containing approximately 2,186 square feet of land located near the intersection of Sylvan Avenue and Canada Drive - Revenue: \$5,400 plus the \$20 ordinance publication fee
22. Authorize Supplemental Agreement No. 2 to the professional services contract with Birkhoff, Hendricks and Carter, L.L.P. to provide additional engineering and survey services for Alley Reconstruction Group 06-2027 (list attached) - Not to exceed \$35,000, from \$208,039 to \$243,039 - Financing: 2003 Bond Funds

Water Utilities

23. Authorize a contract with the North Texas Municipal Water District to purchase a short-term, interim untreated water supply for the period December 1, 2010 through December 31, 2010 - Estimated Revenue: \$482,276

ITEMS FOR INDIVIDUAL CONSIDERATION

Public Works & Transportation

**Chalk Hill Road from West Davis Street
to Singleton Boulevard**

Note: Addendum Item Nos. 24 and 25 must be considered collectively.

24. * Authorize Supplemental Agreement No. 1 to the professional services contract with PB Americas, Inc. dba Parson Brinckerhoff Americas, Inc., for additional engineering and survey services on Chalk Hill Road from West Davis Street to 800 feet south of IH 30 eastbound frontage road - Not to exceed \$54,552, from \$464,096 to \$518,648 - Financing: 2006 Bond Funds
25. * Authorize Supplemental Agreement No. 1 to the professional services contract with PB Americas, Inc. dba Parson Brinckerhoff Americas, Inc., for additional engineering and survey services on Chalk Hill Road from IH 30 westbound frontage road to Singleton Boulevard - Not to exceed \$181,487, from \$507,618 to \$689,105 - Financing: 2006 Bond Funds (\$176,519) and Water Utilities Capital Improvement Funds (\$4,968)

**ADDENDUM
CITY COUNCIL MEETING
DECEMBER 8, 2010**

ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

Sustainable Development and Construction

26. Authorize the deposit of a Special Commissioners' Award in City of Dallas v. Bank of America, N.A. as Trustee, et al, Cause No. cc-10-02807-A, pending in the County Court at Law No. 1, for acquisition from Bank of America, N.A. as Trustee for Earle Clark Caruth of approximately 29 acres located near the intersection of Spangler Road and Manana Drive for the Elm Fork Athletic Complex Project - \$2,400,000 - Financing: 1998 Bond Funds (\$608,791), 2006 Bond Funds (\$1,041,209), 2003 Bond Funds (\$250,000) and Texas Parks and Wildlife Grant Funds (\$500,000)

DESIGNATED PUBLIC SUBSIDY MATTERS

Economic Development

27. Authorize a second amendment to the development agreement with INCAP Master Development, LLC, previously approved on May 28, 2008, by Resolution No. 08-1585, in Tax Increment Financing Reinvestment Zone Number Sixteen (Davis Garden TIF District) to: **(1)** extend the completion deadline for the design of the median improvements component from December 31, 2010 to December 31, 2011; **(2)** extend the completion deadline for the median improvements from December 31, 2011 to December 31, 2012; **(3)** allow the funds designated for median improvements to be used for streetscape or other public improvements at an alternative location within the Davis Garden TIF District subject to the Davis Garden TIF Board's approval; and **(4)** approve the assignment of the development agreement from INCAP to Stratford Land Fund III, L.P. or its affiliates or any other party approved by the Director without obligation to own or develop the six apartment complex sites that comprise approximately thirty acres of land located in the Davis Garden TIF District - Financing: No cost consideration to the City

Housing/Community Services

28. Authorize an amendment to Resolution No. 07-0522, previously approved on February 14, 2007, to: **(1)** allow the assignment of the agreement to Frazier HS, LP; and **(2)** increase the grant amount with Frazier HS, LP to further environmental remediation and demolition in the Frazier-Scyene area in the amount of \$275,000, from \$750,000 to \$1,025,000 - Not to exceed \$275,000 - Financing: 2006 Bond Funds

**ADDENDUM
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DECEMBER 8, 2010**

ADDITIONS: (Continued)

PUBLIC HEARINGS AND RELATED ACTIONS

Sustainable Development and Construction

DEVELOPMENT CODE AMENDMENTS - INDIVIDUAL

29. A public hearing to receive comments regarding consideration of amendments to Chapter 51 and Chapter 51A, the Dallas Development Code, to create a new convenience store with drive-through use, appropriate standards for the use and amendments to other uses to clarify what establishments would be classified as a convenience store with drive-through use
Recommendation of Staff and CPC: Approval
DCA101-003

DELETIONS:

Housing/Community Services

13. Authorize **(1)** the acceptance of a grant from the U. S. Department of Justice to provide re-entry services (pre-release and post-release) to adult and juvenile ex-offenders, ages 18 years and older for the period October 1, 2010 through September 30, 2011; **(2)** execution of a contract between the City of Dallas and Safer Dallas Better Dallas/DOORS; and **(3)** execution of the grant agreement - Not to exceed \$1,000,000 - Financing: U. S. Department of Justice Grant Funds (\$750,000) and Current Funds (\$250,000)

Sustainable Development and Construction

64. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for gas drilling and production on property zoned an IR Industrial Research District on south side of Jefferson Boulevard, east of Hardy Road adjacent to the water canal in the westernmost quadrant of the Hensley Field Airport and Naval Base
Recommendation of Staff: Approval for a ten-year period with eligibility for automatic renewal of additional ten-year periods, subject to an existing site plan, operation plan for drilling, operation plan for production and conditions
Recommendation of CPC: Denial
Z090-211(WE)

Bridge Repair and Modification Group 09-01
Addendum Item #15

<u>Project</u>	<u>Council District</u>
Duncanville Road over Five Mile Creek	3
Marsh Lane over Tributary Furneaux Creek	12
Morrell Avenue over Little Cedar Creek	7

Alley Reconstruction Group 06-2027
Addendum Item #22

<u>Location</u>	<u>Limits</u>	<u>Council District</u>
Carillon Drive	Peyton Drive to Spring Valley Road to "T" alley	11
Peyton Drive and Sprucewood Circle	Meandering Place to Paldao Drive	11