

AGENDA
CITY COUNCIL MEETING
MARCH 10, 2010
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A. M.

Invocation and Pledge of Allegiance (Council Chambers) **[10-0670]**

Agenda Item/Open Microphone Speakers **[10-0671]**

VOTING AGENDA

1. Approval of Minutes of the February 24, 2010 City Council Meeting **[10-0672; APPROVED]**

CONSENT AGENDA [10-0673; APPROVED]

Business Development & Procurement Services

2. Authorize a one-year master agreement for dipotassium orthophosphate (chemical for corrosion control) to be used by Water Utilities - Shannon Chemical Corporation, lowest responsible bidder of six - Not to exceed \$934,000 - Financing: Water Utilities Current Funds **[10-0674; APPROVED]**
3. Authorize a three-year master agreement for compressed natural gas for fleet vehicles - Transtar Energy Company LP dba Clean Energy, Sole Source - Not to exceed \$5,389,962 - Financing: Current Funds **[10-0675; APPROVED AS AN INDIVIDUAL ITEM]**

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

4. Authorize **(1)** participation in an Interlocal Purchasing Agreement with The National Association of State Procurement Officials; **(2)** a five-year master agreement for the purchase of cardiac monitor/external defibrillators, support systems and supplies - Physio-Control, Inc. through The National Association of State Procurement Officials in the amount of \$1,333,860; and **(3)** a five-year service contract for the maintenance of cardiac monitor/external defibrillators and support systems - Physio-Control, Inc. through The National Association of State Procurement Officials in the amount of \$379,115 - Total not to exceed \$1,712,975 - Financing: Current Funds (subject to annual appropriations) **[10-0676; APPROVED]**
5. Authorize a one-year service contract, with a one-year renewal option, to provide contract labor and materials for minor home repairs and upgrades for the American Recovery and Reinvestment Act, Weatherization Assistance Program - Standard Renewable Energy, LP in the amount of \$1,206,588, Efficient Attic Systems dba Weatherization Management Group in the amount of \$1,206,588, JL Advanced Energy & Construction, Ltd. Co. in the amount of \$1,206,588, Alaniz Complete Service, LLC in the amount of \$1,206,588, H&W Cleaning Systems, Inc. dba HWC Systems in the amount of \$1,206,588 and Integrity Texas Construction, Ltd. in the amount of \$1,055,474, most advantageous proposers of twenty - Total not to exceed \$7,088,414 - Financing: Texas Department of Housing and Community Affairs Grant Funds (\$6,032,940) and US Department of Energy Grant Funds (\$1,055,474) **[10-0677; APPROVED AS AN INDIVIDUAL ITEM]**
6. Authorize **(1)** a three-year service contract, with one two-year renewal option, for paying agent/registrar services for registered debt obligations issued May 1, 2010 through April 30, 2013 in the amount of \$1,000 with Wells Fargo Bank, N.A., most advantageous proposer of four; and **(2)** the continuation of payment to U.S. Bank, N.A and The Bank of New York Mellon as paying agents for previously registered debt obligations in the amount of \$44,000 - Total not to exceed \$45,000 - Financing: Current Funds (\$26,000), Aviation Current Funds (\$1,000), Convention and Event Services Current Funds (\$3,000) and Water Utilities Current Funds (\$15,000) (subject to annual appropriations) **[10-0678; APPROVED]**
7. Authorize a six-year service contract for elevator, escalator and moving sidewalk maintenance and repair at various city facilities - NAES Central, Inc. dba United Elevator Service in the amount of \$2,199,624 and Texas Independent Elevator in the amount of \$170,616, lowest responsible bidders of six - Total not to exceed \$2,370,240 - Financing: Current Funds (\$1,420,404), Water Utilities Current Funds (\$170,616) and Aviation Current Funds (\$779,220) (subject to annual appropriations) **[10-0679; APPROVED AS AN INDIVIDUAL ITEM]**

City Attorney's Office

8. Authorize settlement of the lawsuit styled Jewel Gray v. Steven Stribley and the City of Dallas, Cause No. 07-8597-F - Not to exceed \$10,000 - Financing: Current Funds **[10-0680; APPROVED]**

CONSENT AGENDA (Continued)**City Attorney's Office (Continued)**

9. Authorize settlement of the lawsuit styled Herlinda Reyes, Individually and as Next friend of Lisbeth Quevedo v. City of Dallas, Cause No. 08-12619-E - Not to exceed \$15,000 - Financing: Current Funds **[10-0681; APPROVED]**
10. Authorize settlement of a claim filed by Miko's Trucking, Claim No. 09254151 - Not to exceed \$18,307 - Financing: Current Funds **[10-0682; APPROVED]**
11. Authorize settlement of the lawsuit styled Eudreka Wilson v. City of Dallas, Cause No. 09-10557-G - Not to exceed \$45,000 - Financing: Current Funds **[10-0683; APPROVED]**
12. Authorize settlement of the lawsuit styled Roosevelt Holiday v. City of Dallas, et al., Civil Action No. 3:08-CV-2110-D - Not to exceed \$87,000 - Financing: Current Funds **[10-0684; APPROVED]**
13. Authorize settlement of the lawsuit styled Joe A. Reyes, Individually and as Executor of the Estate of Annie Reyes, Gabriela Ernestina Reyes-Gutierrez, Mary Alice Leal, Yolanda Perez, Domingo B. Reyes, and Tony Reyes v. City of Dallas, Cause No. 09-00491-B - Not to exceed \$245,000 - Financing: Current Funds **[10-0685; APPROVED]**
14. An ordinance amending Chapter 13 of the Dallas City Code to create a new municipal court of record designated as Community Court No. 14, which will be located in the South Oak Cliff area - Financing: No cost consideration to the City **[10-0686; APPROVED; ORDINANCE 27823]**

City Secretary's Office

15. A resolution authorizing approval of a longer retention period for City of Dallas official records for specific records series maintained by Office of Financial Services, Civil Service, Human Resources, and Office of Economic Development - Financing: No cost consideration to the City **[10-0687; APPROVED]**

Economic Development

16. Authorize **(1)** a public hearing to be held on April 14, 2010 to receive comments on an amendment to Tax Increment Reinvestment Zone Number Seventeen (TOD TIF District) to remove certain properties from the Mockingbird Sub-District, move the properties located in the existing boundary at the 8th and Corinth DART station area from the Cedars West Sub-District to the Lancaster Sub-District and increase the geographic area of the TIF District by adding property to the Mockingbird, Cedars West, and Lancaster Sub-Districts, and creating a new Cedar Crest Sub-District; and at the close of the public hearing, **(2)** consideration of an ordinance amending Ordinance No. 27432 to reflect the boundary amendment - Financing: No cost consideration to the City **[10-0688; APPROVED]**

Equipment & Building Services

17. Ratify emergency repairs to the energy management system at the Morton H. Meyerson Symphony Center located at 2301 Flora Street - Rockwall Controls Company, Inc. - Not to exceed \$49,900 - Financing: 2006 Bond Funds **[10-0689; APPROVED]**

CONSENT AGENDA (Continued)**Equipment & Building Services** (Continued)

18. Ratify an emergency rental of a temporary chiller for the seniors and handicap offices at the Bachman Therapeutic Recreation Center located at 2750 Bachman Drive - Aggreko, LLC - Not to exceed \$32,390 - Financing: Current Funds **[10-0690; APPROVED]**

Housing/Community Services

19. Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Builders of Hope Community Development Corporation for the construction of affordable houses; **(2)** the sale of 3 vacant lots from Dallas Housing Acquisition and Development Corporation to Builders of Hope Community Development Corporation; and **(3)** execution of a release of non-tax liens included in the foreclosure judgment, pre-judgment non-tax liens not included in the judgment, and post-judgment non-tax liens, if any (list attached) - Financing: No cost consideration to the City **[10-0691; APPROVED]**
20. Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Dallas City Homes for the construction of affordable houses; **(2)** the sale of 3 vacant lots from Dallas Housing Acquisition and Development Corporation to Dallas City Homes; and **(3)** execution of a release of non-tax liens included in the foreclosure judgment, pre-judgment non-tax liens not included in the judgment, and post-judgment non-tax liens, if any (list attached) - Financing: No cost consideration to the City **[10-0692; APPROVED]**
21. Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Central Dallas Community Development Corporation for the construction of affordable houses; **(2)** the sale of 9 vacant lots from Dallas Housing Acquisition and Development Corporation to Central Dallas Community Development Corporation; and **(3)** execution of a release of non-tax liens included in the foreclosure judgment, pre-judgment non-tax liens not included in the judgment, and post-judgment non-tax liens, if any (list attached) - Financing: No cost consideration to the City **[10-0693; APPROVED]**

Park & Recreation

22. Authorize an amendment to Resolution No. 09-1545, previously approved on June 19, 2009, which approved a fifteen-year maintenance agreement with two ten-year renewal options with The Celebration Tree Grove, an organized initiative operating under the umbrella of the For the Love of the Lake Foundation, a 501(c)(3) tax exempt organization, for maintenance of the Celebration Tree Grove, tree maintenance and tree replacement at White Rock Lake Park located at 8300 Garland Road - Financing: No cost consideration to the City **[10-0694; APPROVED]**

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

23. Authorize a net decrease in the amount of \$2,987 to the contract with Wall Enterprises that consists of various line items, including a credit of \$42,220, for deletion of the loop trail and additions totaling \$39,233 for stone and concrete rip-rap; park entrance signage; grading for parking lot; dog stations; and other associated items at Wagging Tail Park located at 5841 Keller Springs Road - Not to exceed (\$2,987), from \$718,803 to \$715,816 - Financing: 2006 Bond Funds **[10-0695; APPROVED]**
24. Authorize an increase in the contract with Ark Contracting Services, LLC for repairs to the existing pedestrian bridge piers; upgrades to the vehicular bridge to achieve a higher load capacity; additional site furnishings; and other associated items at Westhaven Park located at 4600 Lynnacre Drive - Not to exceed \$39,856, from \$417,657 to \$457,513 - Financing: 2006 Bond Funds **[10-0696; APPROVED]**
25. Authorize an increase in the contract with Phoenix I Restoration and Construction, Ltd. for additions consisting of electrical, lighting, sewer, structural and duct work modifications; painting and coating of existing ramps, stairs, railings and back-of-house areas; and other associated items; and deductions consisting of water main installation; and utility and tank system modifications at the Fair Park Aquarium located at 1462 First Avenue - Not to exceed \$469,639, from \$7,901,000 to \$8,370,639 - Financing: 2003 Bond Funds (\$267,184) and 2006 Bond Funds (\$202,455) **[10-0697; APPROVED]**
26. Authorize Supplemental Agreement No. 1 to the professional services contract with Freese and Nichols, Inc. for modifications to the original design consisting of additional soccer fields, roads and parking, and a satellite concession building for the Elm Fork Athletic Complex located near the 2200 Block of Walnut Hill Lane - Not to exceed \$133,551, from \$1,792,293 to \$1,925,844 - Financing: 2003 Bond Funds **[10-0698; APPROVED AS AN INDIVIDUAL ITEM]**

Public Works & Transportation

27. Authorize a contract for the construction of sidewalk paving and water adjustment improvements for Sidewalk Replacement Group 03-133 (list attached) - Artco International, Inc., lowest responsible bidder of eleven - Not to exceed \$201,340 - Financing: Current Funds (\$188,700) and Water Utilities Capital Construction Funds (\$12,640) **[10-0699; APPROVED]**
28. Authorize **(1)** street paving, storm drainage, water and wastewater main improvements for Meek Street from Carbondale Street to Brownsville Avenue; 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 April 28, 2010, to receive comments - Financing: No cost consideration to the City **[10-0700; DELETED ON THE ADDENDUM]**

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

29. Authorize Supplemental Agreement No. 1 to the professional services contract with Teague Nall and Perkins, Inc. for additional engineering and survey services for Titan Drive from Empress Row to Governors Row and Pulaski Street from Irving Boulevard to Halifax Street - Not to exceed \$31,000, from \$258,912 to \$289,912 - Financing: 2003 Bond Funds **[10-0701; APPROVED]**

Burbank Street from Denton Drive to Harry Hines Boulevard

Note: Item Nos. 30 and 31 must be considered collectively.

30. * Authorize Supplemental Agreement No. 2 to the professional services contract with Bucher, Willis & Ratliff Corporation for the design of water transmission main improvements on Burbank Street from Denton Drive to Harry Hines Boulevard - Not to exceed \$55,184, from \$228,494 to \$283,678 - Financing: 2003 Bond Funds **[10-0702; APPROVED]**
31. * Authorize **(1)** an Interlocal Agreement with Dallas County Park Cities Municipal Utility District for reimbursement of design and construction costs associated with the water transmission main improvements on Burbank Street from Denton Drive to Harry Hines Boulevard in the amount of \$900,000; **(2)** the receipt and deposit of funds from Dallas County Park Cities Municipal Utility District in an amount not to exceed \$900,000; and **(3)** an increase in appropriations in the amount of \$900,000 in the Capital Projects Reimbursement Fund - Not to exceed \$900,000 - Financing: Capital Projects Reimbursement Funds **[10-0703; APPROVED]**

Sanitation Services

32. Authorize ordinances granting two 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 **[10-0704; APPROVED; ORDINANCES 27824 AND 27825]**

Sustainable Development and Construction

33. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Ronnie Lee Holmes and Gloria Dean Jones-Holmes of approximately 756 square feet of land located near the intersection of Silver Avenue and Mingo Street for the Dolphin Heights Project - Not to exceed \$8,600 (\$6,600 plus closing costs not to exceed \$2,000) - Financing: 2003 Bond Funds **[10-0705; APPROVED]**
34. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Sallie Miller of approximately 12,762 square feet of land located near the intersection of Haymarket and Sewell Roads for the Southwest 120/96-inch Water Transmission Pipeline Project - Not to exceed \$15,000 (\$12,762 plus closing costs not to exceed \$2,238) - Financing: Water Utilities Capital Improvement Funds **[10-0706; APPROVED]**

CONSENT AGENDA (Continued)**Sustainable Development and Construction (Continued)**

35. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Dallas Power & Light Company of approximately 18,912 square feet of land located near the intersection of St. Augustine Road and La Bett Drive for the Southwest 120/96-inch Water Transmission Pipeline Project - Not to exceed \$38,000 (\$33,096 plus closing costs not to exceed \$4,904) - Financing: Water Utilities Capital Improvement Funds **[10-0707; APPROVED]**
36. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Joseph Barlean and Gloria Barlean of approximately 26,335 square feet of land improved with a single family dwelling located in Kaufman County for the Lake Tawakoni 144-inch Pipeline - Not to exceed \$139,909 (\$135,909 plus closing costs not to exceed \$4,000) - Financing: Water Utilities Capital Construction Funds **[10-0708; APPROVED]**
37. Authorize moving expense and rental assistance payments for Mayra Rodriguez and Luis Rodriguez in the Cadillac Heights neighborhood as a result of an official written offer of just compensation to purchase real property at 922 Packard Street for future City facilities - Not to exceed \$10,650 - Financing: 2006 Bond Funds **[10-0709; APPROVED]**
38. Authorize moving expense and rental assistance payments for Marcelino Reyes and Irma Suarez Reyes in the Cadillac Heights neighborhood as a result of an official written offer of just compensation to purchase real property at 2404 Cadillac Drive for the new Dallas Police Academy - Not to exceed \$18,000 - Financing: 2006 Bond Funds **[10-0710; APPROVED]**
39. Authorize moving expense and rental assistance payments for 71 eligible residents in the Acacia Village Apartments as a result of an official written offer of just compensation to purchase real property near the intersection of Park Lane and Ridgecrest Road to be used in conjunction with the Vickery Meadows Branch Library Project (list attached) - Not to exceed \$989,605 - Financing: 2006 Bond Funds **[10-0711; APPROVED]**
40. Authorize an Interlocal Agreement with the North Central Texas Council of Governments for the development of the 2011 City of Dallas Bike Plan - \$75,000 - Financing: 2003 Bond Funds **[10-0712; APPROVED]**
41. Authorize the quitclaim of 29 properties acquired by the taxing authorities from the Sheriff's Sale to the highest bidders (list attached) - Revenue: \$220,490 **[10-0713; CORRECTED ON THE ADDENDUM; APPROVED]**

Trinity Watershed Management

42. Authorize Supplemental Agreement No. 1 to the contract with HDR Engineering, Inc. for the engineering design of the Ricketts Branch Detention Basin Project - Not to exceed \$331,514, from \$187,211 to \$518,725 - Financing: 2003 Bond Funds **[10-0714; APPROVED]**

CONSENT AGENDA (Continued)**Water Utilities**

43. Authorize a professional services contract with Jaster-Quintanilla Dallas, LLP to provide engineering design services associated with major maintenance and rehabilitation improvements at the Central Wastewater Treatment Plant - \$913,396 - Financing: Water Utilities Capital Improvement Funds **[10-0715; APPROVED]**

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

44. 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) **[10-0716; INDIVIDUAL; APPOINTMENTS MADE TO BOARDS AND COMMISSIONS]**
45. Consideration and appointment of a member to the Dallas/Fort Worth International Airport Board of Directors for Place 4 (Closed Session, if necessary, Personnel, Sec. 551.074, T.O.M.A) (List of nominees is available in the City Secretary's Office) **[10-0717; APPROVED]**

DESIGNATED PUBLIC SUBSIDY MATTERS

Housing/Community Services

46. Authorize an amendment to Resolution No. 09-2218, previously approved on September 9, 2009, which authorized a secured, no interest loan with a maturity date of October 1, 2012 pursuant to the Neighborhood Stabilization Program in the amount of \$1,750,000 to Enterprise Community Partners, Inc. ("Borrower") for 50% of the acquisition costs, related acquisition costs and rehabilitation of a minimum of 10 foreclosed homes and up to a total of 25 foreclosed homes, all built after 1978, located in one or more of the ten Mapsco pages designated as areas of greatest need for the Neighborhood Stabilization Program to change the "Borrower" to EHOP/APD Solutions, Co., LLC - Not to exceed \$1,750,000 - Financing: 2008-09 Neighborhood Stabilization Program Grant Funds **[10-0718; APPROVED]**
47. Authorize the reconstruction on-site of five homes in accordance with the Reconstruction/SHARE Program Statement requirements for properties located at 3234 Kinmore Street in the amount of \$93,400, 3403 Seevers Avenue in the amount of \$93,400, 2846 Modree Avenue in the amount of \$93,400, 1436 Morrell Avenue in the amount of \$93,400 and 3726 Nomias Street in the amount of \$93,400 - Total not to exceed \$467,000 - Financing: 2008-09 Community Development Block Grant Funds **[10-0719; APPROVED]**

PUBLIC HEARINGS AND RELATED ACTIONS

Sustainable Development and Construction

ZONING CASES – CONSENT [10-0720; APPROVED]

- 48. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development Subdistrict for O-2 Office Subdistrict uses on property zoned an O-2 Office Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the southeast corner of McKinnon Street and Randall Street **[10-0721; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 27826]**

Recommendation of Staff and CPC: Approval, subject to a development plan and conditions
Z089-251(MAW)

- 49. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Specific Use Permit No. 1659 for an alcoholic beverage establishment use for a bar, lounge, or tavern and a commercial amusement (inside) for a Class A dance hall within Planned Development District No. 619 for mixed uses, on the south side of Main Street, west of Ervay Street **[10-0722; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 27827]**

Recommendation of Staff and CPC: Approval, for a two-year period, subject to a site plan and conditions
Z090-117(WE)

- 50. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Specific Use Permit No. 1388 for an open enrollment charter school on property zoned an MF-2(A) Multifamily District, on the northeast corner of 10th Street and Tyler Street **[10-0723; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 27828]**

Recommendation of Staff and CPC: Approval, for a five-year period with eligibility for automatic renewals for additional five-year periods, subject to a revised site plan and revised conditions
Z090-127(WE)

ZONING CASES - INDIVIDUAL

- 51. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a community service center on property zoned an MF-1(A) Multifamily District on the west corner of Holly Hill Drive and Pineland Drive
Recommendation of Staff: Approval, for a five-year period with eligibility for automatic renewal for one additional five-year period, subject to a site plan and staff's recommended conditions **[10-0724; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE 27829]**

Recommendation of CPC: Approval, for a two-year period, subject to a site plan and conditions
Z090-131(WE)

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS

Office of Financial Services

52. A public hearing to receive comments in preparation of the FY 2010-11 Operating, Capital, Grant and Trust budgets - Financing: No cost consideration to the City [**10-0725; HEARING CLOSED**]

Office of Management Services

53. A public hearing to receive comments on a proposed municipal setting designation to prohibit the use of groundwater as potable water beneath properties owned by W2007 MVP Dallas, LLC located near the intersection of Bryan and Pearl Streets and adjacent street rights-of-way, and an ordinance authorizing support of the issuance of a municipal setting designation to W2007 MVP Dallas, LLC by the Texas Commission on Environmental Quality and prohibiting the use of groundwater beneath the designated property as potable water - Financing: No cost consideration to the City [**10-0726; HEARING CLOSED; APPROVED; ORDINANCE 27830**]
Recommendation of Staff: Approval

**ADDENDUM
CITY COUNCIL MEETING
MARCH 10, 2010
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A. M.**

ADDITIONS:

CONSENT ADDENDUM

Business Development & Procurement Services

1. Authorize an increase in the purchase order with Dallas Dodge, previously approved on October 28, 2009 by Resolution No. 09-2608, for the purchase of fifteen additional squad cars - Not to exceed \$340,815, from \$5,942,415 to \$6,283,230 - Financing: Current Funds **[10-0727; APPROVED]**

Economic Development

2. Authorize the re-adoption of the City's current Public/Private Partnership Program Guidelines and Criteria to extend the Program from April 9, 2010 through June 30, 2010 unless new Guidelines to the Public/Private Partnership Program are adopted before such date pursuant to the Property Redevelopment and Tax Abatement Act, as amended (V.T.C.A., Tax Code Chapter 312), and other incentives intended to promote private investment, tax base growth and job creation - Financing: No cost consideration to the City **[10-0728; APPROVED]**

Mayor and City Council

3. An ordinance amending Chapter 5 of the Dallas City Code to provide a "head-of-the-line" incentive program for taxicabs operating at Dallas Love Field that are exclusively powered by compressed natural gas - Financing: No cost consideration to the City **[10-0729; APPROVED; ORDINANCE 27831]**

Office of Management Services

4. Authorize a resolution approving the issuance of a request for an Internal Revenue Service private letter ruling that certain proposed D/FW International Airport refunding bonds to be issued for the purpose of refunding bonds used to finance D/FW International Airport's Skylink system can be classified as public activity bonds and not subject to the alternative minimum tax - Financing: No cost consideration to the City **[10-0730; APPROVED]**

Park & Recreation

5. Authorize a public hearing to be held on April 7, 2010 to receive comments on the proposed use of a portion of Fair Park property located at 1620 First Avenue (Science Place II Building) for a Head Start early childhood education program - Financing: No cost consideration to the City **[10-0731; APPROVED]**

**ADDENDUM
CITY COUNCIL MEETING
MARCH 10, 2010**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Public Works & Transportation

6. Authorize the rejection of bids for the construction of the Buckner Boulevard streetscape improvement project from Bruton Road to Scyene Road; and the re-advertisement for new bids - Financing: No cost consideration to the City **[10-0732; APPROVED]**
7. Authorize **(1)** the receipt and deposit of funds from Southwest Airlines Company for installation of traffic signal hardware at the intersection of Denton Drive and Love Field Drive; and **(2)** an increase in appropriations in the amount of \$72,000 in the Capital Projects Reimbursement Fund - Not to exceed \$72,000 - Financing: Capital Projects Reimbursement Funds **[10-0733; APPROVED]**
8. Authorize Supplemental Agreement No. 1 to the professional services contract with EJES, Inc. for additional survey services for four street reconstruction projects (list attached) - Not to exceed \$92,034, from \$338,332 to \$430,366 - Financing: 2003 Bond Funds **[10-0734; APPROVED]**

Sustainable Development and Construction

9. Authorize settlement in lieu of proceeding further with condemnation in City of Dallas vs. Frederick Hagaman Benners, et al, Cause No. CC-07-16117-D, pending in the County Court at Law No. 4, for acquisition from Frederick Hagaman Benners for a total of approximately 15,693 square feet of land located near the intersection of Lucas and Production Drives for the Lucas Drive from Harry Hines Boulevard to Maple Avenue Project - Not to exceed \$191,500 - Financing: 1995 Bond Funds (\$75,693) and 2003 Bond Funds (\$115,807) **[10-0735; APPROVED]**
10. An ordinance granting a Specific Use Permit for a Tower/antenna for cellular communication on property zoned a CR Community Retail District on the north side of LBJ Freeway, west of Abrams Road - Z089-274 - Financing: No cost consideration to the City **[10-0736; APPROVED; ORDINANCE 27832]**

Trinity Watershed Management

11. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Patsy Kissentaner of approximately 5,000 square feet of improved land located near the intersection of Starks Avenue and US 175/S.M. Wright Freeway for the Trinity Parkway - Not to exceed \$54,000 (\$52,000 plus closing costs not to exceed \$2,000) - Financing: 1998 Bond Funds **[10-0737; APPROVED]**

**ADDENDUM
CITY COUNCIL MEETING
MARCH 10, 2010**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Trinity Watershed Management (Continued)

- 12. Authorize **(1)** settlement in lieu of proceeding with condemnation of an unimproved tract of land containing approximately 17.67 acres located near the intersection of Sargent Road and Southerland Avenue from the Union Pacific Railroad Company for the Dallas Floodway Extension Project; **(2)** entering into a purchase agreement with Union Pacific Railroad Company; and **(3)** payment of earnest money in the amount of \$100 - Not to exceed \$59,500 (\$57,100 plus closing costs not to exceed \$2,400) - Financing: U.S. Army Corps of Engineers Project Cooperation Funds **[10-0738; APPROVED]**
- 13. Authorize **(1)** a feasibility cost sharing agreement with the U.S. Army Corps of Engineers (Corps) to continue and complete the study (Environmental Impact Statement) of the Dallas Floodway for the Trinity River Corridor Project which will require City of Dallas project costs in the amount of \$4,750,000; and **(2)** termination of the current feasibility cost sharing agreement with the North Central Texas Council of Governments, previously approved on June 10, 2009 by Resolution No. 09-1500 - Not to exceed \$4,750,000 - Financing: 2006 Bond Funds **[10-0739; APPROVED AS INDIVIDUAL ITEM]**

ITEMS FOR INDIVIDUAL CONSIDERATION

DESIGNATED PUBLIC SUBSIDY MATTERS

Economic Development

- 14. Authorize a Chapter 380 economic development grant agreement pursuant to the Public/Private Partnership Program with Multi Packaging Solutions, Inc. to retain the company's operation in Dallas - Not to exceed \$100,000 - Financing: Public/Private Partnership Funds **[10-0740; APPROVED]**

Housing/Community Services

- 15. Authorize **(1)** the Community-Based Development Organization (CBDO) Program Statement for implementation and use of Community Development Block Grant Funds; and **(2)** a loan in the amount of \$700,000 at 0% interest to East Dallas Community Organization (EDCO) for the development of unimproved property into affordable housing along the Bexar Street corridor as part of the Neighborhood Investment Program (NIP) revitalization of the neighborhood - Not to exceed \$700,000 - Financing: 2009-10 Community Development Block Grant Funds **[10-0741; APPROVED]**

**ADDENDUM
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MARCH 10, 2010**

ADDITIONS: (Continued)

PUBLIC HEARINGS AND RELATED ACTIONS

MISCELLANEOUS HEARINGS

Housing/Community Services

16. A public hearing to receive comments on the proposed private sale by quitclaim deed of five unimproved properties acquired by the taxing authorities from the Sheriff's Sale to Builders of Hope Community Development Corporation, a qualified non-profit organization; and at the close of the public hearing, authorize **(1)** the private sale under the HB110 process through the Land Transfer Program, as provided for by Section 253.010 of the Texas Local Government Code, by quitclaim deed of five unimproved properties acquired by the taxing authorities from the Sheriff's Sale to Builders of Hope Community Development Corporation, a qualified non-profit organization; and **(2)** execution of a release of non-tax liens included in the foreclosure judgment and post-judgment non-tax liens, if any (list attached) - Revenue: \$5,000 **[10-0742; HEARING CLOSED; APPROVED]**

CORRECTION:

Sustainable Development and Construction

41. Authorize the quitclaim of ~~29~~ 28 properties acquired by the taxing authorities from the Sheriff's Sale to the highest bidders (list attached) - Revenue: ~~\$220,490~~ \$214,490 **[10-0713]**

DELETION:

Public Works & Transportation

28. Authorize **(1)** street paving, storm drainage, water and wastewater main improvements for Meek Street from Carbondale Street to Brownsville Avenue; 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 April 28, 2010, to receive comments - Financing: No cost consideration to the City **[10-0700]**

March 10, 2010

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**Land Bank (DHADC) Sale of Lots
to Builders of Hope Community Development Corporation
Agenda Item #19**

<u>Property Address</u>	<u>Mapsco</u>	<u>Council District</u>
3123 Hammerly Drive	42R	6
3719 Odessa Street	42L	6
4015 Tumalo Trail	42G	6

March 10, 2010

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Land Bank (DHADC) Sale of Lots to Dallas City Homes
Agenda Item #20

<u>Property Address</u>	<u>Mapsco</u>	<u>Council District</u>
1419 Caldwell Avenue	46L	7
4523 Philip Avenue	46L	2
4530 Philip Avenue	46L	2

**Land Bank (DHADC) Sale of Lots
to Central Dallas Community Development Corporation
Agenda Item #21**

<u>Property Address</u>	<u>Mapsco</u>	<u>Council District</u>
3310 Detonte Street	47J	7
3315 Detonte Street	47J	7
4819 Dolphin Road	47J	7
4705 Owenwood Avenue	47N	7
4807 Sapphire Street	47J	7
4811 Sapphire Street	47J	7
4600 Silver Avenue	47N	7
4701 Silver Avenue	47N	7
4527 Imperial Street	46V	7

Sidewalk Replacement Group 03-133
Agenda Item #27

<u>Project</u>	<u>Limits</u>	<u>Council District</u>
West Pembroke Avenue	from Madison Avenue to Bishop Avenue	1
East 6th Street	from Beckley Avenue to Marsalis Avenue	1
North Patton Street	from East Davis Street to East 6th Street	1

Franchises for Solid Waste Collection and Hauling
Agenda Item #32

Franchise Haulers

Estimated Annual Revenue

Angel of Heaven Mechanical
Weir Bros., Inc.

\$500.00
\$4,500.00

Total

\$5,000.00

Acacia Village Apartments Resident List
Agenda Item #39

#	<u>Apt #</u>	<u>Occupant(s)</u>	<u>Rental Assistance Payment</u>	<u>Moving Expense Payment</u>	<u>Total Relocation Payment</u>
1	104	Gonzalo & Clemencia Mendoza	\$20,358	\$1,000	\$21,358
2	106	Bobby Davis	\$15,168	\$1,000	\$16,168
3	108	Arturo Nino-Rodriguez & Geronima Rodriguez	\$16,968	\$850	\$17,818
4	113	Michael W. Lowery	\$7,350	\$700	\$8,050
5	124	Javier Garcia-Sanchez & Felicitas Nino-Rodriguez	N/A	\$1,000	\$1,000
6	126	Flavio Flores & Maria Catalan-Mojica	\$12,587	\$850	\$13,437
7	132	Martin Mendoza	\$20,159	\$850	\$21,009
8	133	Abraham Carbajal & Virginia Castelan	21,856	\$1,000	\$22,856
9	141	Elia Margarita Gonzalez	N/A	\$850	\$850
10	142	Reginald Reid, Jr.	N/A	\$850	\$850
11	144	Miguel Diaz-Ramos & Teresa Diaz	\$21,420	\$1,000	\$22,420
12	145	Jose Guel & Epifania Esparza	\$17,388	\$850	\$18,238
13	148	Eugenio Santos & Mario Hernandez	\$4,410	\$850	\$5,260
14	150	Abel Padilla & Maira Perez	N/A	\$850	\$850
15	154	Lucila Padilla	\$46,312	\$1,000	\$47,312
16	155	Juan & Benita Medina	\$19,488	\$1,100	\$20,588
17	161	Miguelina Ortiz-Laureano	N/A	\$850	\$850
18	163	George L. & Ernestine Woods	\$9,549	\$850	\$10,399
19	165	Mireya Flores	\$23,394	\$1,000	\$24,394
20	167	Constantino Gutierrez & Maria Leal	\$38,724	\$1,100	\$39,824
21	204	Ana L. Pineda	\$20,836	\$1,000	\$21,836
22	206	Faustino Hernandez	\$12,473	\$1,000	\$13,473
23	208	Nelva Garcia	\$14,049	\$850	\$14,899
24	209	Roxana Rivera	\$2,058	\$1,000	\$3,058
25	211	Celina Lazaro	\$13,650	\$850	\$14,500
26	219	Evangelina Flores	\$9,912	\$850	\$10,762
27	221	Elvis Brown	N/A	\$1,000	\$1,000
28	223	Gildardo Catalan & Mayra Mejia-Torres	\$28,392	\$1,000	\$29,392
29	225	Roberto Arellano & Veronica Rojo	\$24,637	\$1,000	\$25,637
30	229	Rodney Cox, Retha Elliott & Nancy Crook	\$4,410	\$1,000	\$5,410
31	230	Isaac Leal Ramirez	\$672	\$850	\$1,522
32	231	Raul Lopez	\$1,008	\$850	\$1,858
33	238	Michael Lund	\$7,350	\$700	\$8,050
34	247	Lorenzo & Esther Balderas	\$11,130	\$1,000	\$12,130
35	248	Ashley Fisher	\$3,990	\$850	\$4,840
36	256	Cesar Estrada-Rangel & Ma Socorro Perez-Frausto	\$17,392	\$1,100	\$18,492
37	257	Roberto Sanchez-Quintero & Roxana Lujano	\$25,317	\$1,000	\$26,317

Acacia Village Apartments Resident List
Agenda Item #39 (Continued)

#	<u>Apt #</u>	<u>Occupant(s)</u>	<u>Rental Assistance Payment</u>	<u>Moving Expense Payment</u>	<u>Total Relocation Payment</u>
38	258	Francisco & Ana Gomez	\$5,091	\$850	\$5,941
39	260	Eray Perez & Mireya Escobar	\$27,399	\$1,000	\$28,399
40	261	Stephanie Segrest	\$14,818	\$1,000	\$15,818
41	262	Jaime Laureano & Felix Benitez	\$10,500	\$850	\$11,350
42	263	Maximino Hernandez	\$5,040	\$850	\$5,890
43	266	Letisha Polo-Stephenson	\$22,134	\$1,000	\$23,134
44	267	Juan Alvarez	\$4,410	\$1,000	\$5,410
45	268	Lance Washington	\$3,715	\$850	\$4,565
46	271	Epifanio Morales-Marcos	\$7,980	\$850	\$8,830
47	273	Simon Sanchez	\$20,748	\$850	\$21,598
48	1001	Isidro Arellano & Lorena Faustino-Laureano	\$18,270	\$850	\$19,120
49	1003	Michael Freeman	\$7,770	\$700	\$8,470
50	1004	Ignacio Rodriguez	\$16,174	\$700	\$16,874
51	1011	J Luz Escalante & Ma Inocente Vergara	\$18,621	\$850	\$19,471
52	1012	Ema Delgado-Rodriguez	\$8,361	\$850	\$9,211
53	1014	Miguel Perez & Silvia Navarro	\$24,274	\$850	\$25,124
54	1018	Jose Lopez-Flores	\$9,810	\$550	\$10,360
55	1019	Jesus Lopez & Maria Torres-Avila	\$10,836	\$850	\$11,686
56	2001	Esteban Martinez	\$4,410	\$850	\$5,260
57	2002	Sotero Perez & Victoria Baltazar	\$21,420	\$850	\$22,270
58	2003	Arnold Jones	\$18,203	\$700	\$18,903
59	2004	Nathaniel Riley	\$17,262	\$550	\$17,812
60	2006	Luis Arellano, Luis & Alberto Arellano-Sanchez	\$8,610	\$550	\$9,160
61	2008	Michael Haywood	\$10,648	\$850	\$11,498
62	2009	Vicente Pita-Garcia & Teresa Jaimes-Dealmonde	\$9,576	\$850	\$10,426
63	2014	Teofila Bello	\$6,300	\$700	\$7,000
64	2015	Marco Gomez & Elsa Lopez	\$14,826	\$700	\$15,526
65	2016	Amilcar H Escobar & Floridalma Rodas	N/A	\$850	\$850
66	2021	Regina Williams	\$11,256	\$850	\$12,106
67	2022	Marin Lopez	\$20,538	\$850	\$21,388
68	2024	German Medrano-Calderon & Yazmin Chavez	\$15,960	\$700	\$16,660
69	3023	Cirilo Flores-Orozco & Gelsi Nunez-Diaz	\$17,850	\$850	\$18,700
70	3024	Sandra Esparza	\$17,079	\$700	\$17,779
71	3026	Rayo Berna-Diaz & Enedelia Diaz-Gomez	<u>\$5,460</u>	<u>\$850</u>	<u>\$6,310</u>
		Total	\$927,755	\$61,850	\$989,605

Tax Foreclosure and Seizure Warrant Property Resale
 Agenda Item #41

<u>Parcel No.</u>	<u>Address</u>	<u>Highest Bidder</u>	<u>VAC/IMP</u>	<u>Square Footage (Land)</u>	<u>Struck off Amount</u>	<u># Bids</u>	<u>Min Bid Amount</u>	<u>High Bid Amount</u>	<u>DCAD Value</u>	<u>Council District</u>	<u>Zoning</u>
1	1307 Eighth Street	Nicole C. Ornelas	IMP	4,450	\$27,360	3	\$2,000	\$4,500	\$27,800	PD 388	7
2	1502 Adelaide Drive	Patricia Saucedo	IMP	7,500	\$18,828	4	\$4,700	\$11,010	\$31,000	R-7.5(A)	4
3	1442 East Ann Arbor Avenue	S.R.W. Investments	IMP	9,527	\$29,678	4	\$7,400	\$9,810	\$55,880	R-7.5(A)	4
4	5209 Barber Avenue	Jeffery D. Smith	VAC	62,644	\$54,049	1	\$12,500	\$15,000	\$46,980	NS(A)	7
5	2018 Canyon Street	D Realty. Investments, Inc	VAC	4,472	\$7,480	3	\$1,000	\$1,103	\$7,000	R-5(A)	7
6	7515 Chaucer Place	D Realty Investments, Inc AC	VAC	2.6859	\$40,949	3	\$15,000	\$20,301	\$350,990	MF-1(A)	8
7	1209 West Clarendon Drive	Jose D. Elizondo	IMP	3,019	\$5,591	2	\$5,500	\$6,000	\$19,180	R-7.5(A)	1
8	3012 Elva Avenue	David Kane	VAC	13,073	\$9,189	1	\$1,000	\$1,011	\$12,000	R-7.5(A)	4
9	4514 Frank Street	Armias DeBello	IMP	5,120	\$18,930	2	\$4,700	\$5,500	\$18,930	PD 595	7
10	4225 Hamilton Avenue	Billy E. Pace	VAC	6,250	\$16,859	1	\$1,000	\$1,200	\$5,000	PD 595	7
11	2502 Hatcher Street	David Kane	VAC	6,480	\$41,580	2	\$1,000	\$1,208	\$3,300	R-5(A)	7
12	3122 Idaho Avenue	Hisland, Corp.	VAC	9,515	\$26,540	2	\$2,000	\$2,003	\$15,000	R-7.5(A)	4
13	5420 West Ledbetter Drive	Big L Paint Company	VAC	109,078	\$60,248	1	\$60,000	\$61,000	\$75,660	IR	3
14	2515 Marjorie Avenue	Hisland, Corp.	VAC	17,005	\$11,000	1	\$2,000	\$2,001.50	\$11,000	R-7.5(A)	5
15	3115 Marjorie Avenue	Hisland, Corp.	VAC	7,200	\$11,000	1	\$2,000	\$2,001.50	\$11,000	R-5(A)	5
16	2814 Martin Luther King Boulevard	Roal Global Corp.	VAC	7,838	\$47,030	1	\$10,000	\$10,600	\$47,030	PD 595	7
17	2655 Mojave Drive	Silvia Guadalupe Guillen Gonzalez	IMP	21,300	\$12,225	1	\$7,000	\$9,000	\$37,730	R-7.5(A)	8
18	3210 Morgan Avenue	Gustavo Lara	VAC	9,351	\$7,500	2	\$1,750	\$2,500	\$9,000	R-7.5(A)	8
19	726 Neomi Street	Imelda Mares and Antonio Mares	VAC	7,150	\$6,500	3	\$1,750	\$2,205	\$15,000	R-7.5(A)	5
20	3411 Pebbleshores Drive	S.R.W. Investments	IMP	7,554	\$19,770	1	\$14,800	\$16,610	\$36,150	R-7.5(A)	8
21	2834 Pennsylvania Avenue	Maria C. Molina	VAC	6,250	\$5,000	1	\$2,500	\$3,035.56	\$5,000	R-5(A)	7
22	3104 Pennsylvania Avenue	Jerrel Harris	IMP	4,305	\$14,810	3	\$5,000	\$8,710	\$24,800	R-5(A)	7
23	2435 East Pentagon Parkway	Armias DeBello	IMP	6,600	\$11,878	1	\$9,000	\$9,099	\$11,878	R-7.5(A)	8
24	4015 Roberts Avenue	Gabriela Arostigui	IMP	4,000	\$18,950	5	\$2,500	\$3,415	\$23,280	PD 595	7
25	3018 Springview Avenue	Hisland, Corp.	VAC	11,400	\$12,342	1	\$1,000	\$1,003	\$10,000	R-7.5(A)	4
26	1315 Stella Avenue	David Kane	VAC	7,300	\$12,480	3	\$1,000	\$1,311	\$11,500	CR	4
27	812 Tarryall Drive	Hisland, Corp.	VAC	12,995	\$6,000	1	\$3,000	\$3,001.00	\$10,000	R-7.5(A)	4
28	1308 Trewitt Road	A. Webb, Sr. and L. Box-Webb	IMP	10,000	\$28,722	3	\$3,500	\$5,051.51	\$57,190	R-7.5(A)	8
29	3917 Vandervoort Drive	Jose D. Elizondo	VAC	14,625	\$3,000	4	\$1,000	\$1,300	\$11,500	R-5(A)	4