

AGENDA
CITY COUNCIL MEETING
APRIL 28, 2010
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A. M.

Invocation and Pledge of Allegiance (Council Chambers) **[10-1040]**

Agenda Item/Open Microphone Speakers **[10-1041]**

VOTING AGENDA

1. Approval of Minutes of the April 14, 2010 City Council Meeting **[10-1042; APPROVED]**

CONSENT AGENDA **[10-1043; APPROVED]**

Aviation

2. Authorize **(1)** the fourth amendment to the 1985 lease agreement with TXI Aviation I, L.L.C. to extend the time period to expend a \$1,000,000 capital commitment by twelve-months from May 1, 2010 to May 1, 2011; and **(2)** the third amendment to the 2007 lease agreement with TXI Aviation I, L.L.C. to extend the time period to expend a \$2,500,000 capital commitment by twelve-months from May 1, 2010 to May 1, 2011 at Dallas Love Field - Financing: No cost consideration to the City **[10-1044; APPROVED]**

Business Development & Procurement Services

3. Authorize a two-year service contract for grounds maintenance services at various City properties - Good Earth Corporation in the amount of \$256,255, BIO Landscape & Maintenance, Inc. in the amount of \$158,015, Yielding Seed Lawn Service in the amount of \$92,890, Terrance D. Smith dba T. Smith's Lawn Service in the amount of \$82,380 and JBA Land Management, LLC in the amount of \$53,240, lowest responsible bidders of ten - Total not to exceed \$642,780 - Financing: Current Funds (subject to annual appropriations) **[10-1045; APPROVED]**

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

4. Authorize a three-year service contract for equipment, parts, maintenance, service/repair and upgrades or replacements for all Trane equipment including existing boilers, chillers, heating, ventilation and air conditioning units - Trane U.S., Inc. through The Cooperative Purchasing Network - Not to exceed \$8,983,443 - Financing: Current Funds (\$1,165,641), 2006 Bond Funds (\$2,752,052) and Aviation Current Funds (\$5,065,750) (subject to annual appropriations) **[10-1046; APPROVED]**
5. Authorize the purchase of one large and two small replacement sewer cleaner trucks for Water Utilities - CLS Sewer Equipment Co., Inc. in the amount of \$263,447, Rush Truck Centers of Texas, L.P. in the amount of \$83,132 and Santex Truck Centers, Ltd. in the amount of \$63,215 through the Houston-Galveston Area Council of Governments - Total not to exceed \$409,794 - Financing: Water Utilities Current Funds **[10-1047; APPROVED]**

City Attorney's Office

6. Authorize settlement of the lawsuit styled Anthony Kelly v. City of Dallas, Cause No. 09-03313-E - Not to exceed \$9,000 - Financing: Current Funds **[10-1048; APPROVED]**
7. Authorize settlement of the lawsuit styled Mary Josephine Brown v. City of Dallas and William Edwin Martinez, Cause No. 08-06920-G - Not to exceed \$60,000 - Financing: Current Funds **[10-1049; APPROVED]**

Equipment & Building Services

8. Authorize a contract to replace the entrance doors at the African American Museum located at 3536 Grand Avenue - Sawyers Construction, Inc., lowest responsible bidder of three - Not to exceed \$72,670 - Financing: 2006 Bond Funds **[10-1050; APPROVED AS AN INDIVIDUAL ITEM]**

Housing/Community Services

9. Authorize **(1)** the acceptance of a Shelter Plus Care Grant Funds from the U.S. Department of Housing and Urban Development in the amount of \$88,800 to provide sponsor-based rental assistance for permanent housing for homeless veterans with disabilities for the period October 1, 2010 through September 30, 2011; **(2)** a contract between the City of Dallas and Operation Relief Center, Inc. to provide sponsor-based rental assistance to homeless veterans with disabilities; and **(3)** execution of the grant agreement - Not to exceed \$88,800 - Financing: U.S. Department of Housing and Urban Development Grant Funds **[10-1051; APPROVED]**
10. Authorize **(1)** the acceptance of a Shelter Plus Care Grant from the U.S. Department of Housing and Urban Development to provide tenant based rental assistance for permanent housing for homeless persons with disabilities for the period May 1, 2010 through April 30, 2011; and **(2)** execution of the grant agreement - Not to exceed \$472,440 - Financing: U.S. Department of Housing and Urban Development Grant Funds **[10-1052; APPROVED]**

CONSENT AGENDA (Continued)**Housing/Community Services (Continued)**

11. Authorize **(1)** the acceptance of a Shelter Plus Care Grant from the U.S. Department of Housing and Urban Development to provide tenant based rental assistance for permanent housing and supportive services for homeless persons with disabilities for the period October 1, 2010 through September 30, 2011; and **(2)** execution of the grant agreement - Not to exceed \$906,480 - Financing: U.S. Department of Housing and Urban Development Grant Funds **[10-1053; APPROVED]**
12. Authorize **(1)** a public hearing to be held on May 26, 2010 to receive comments on the proposed private sale by quitclaim deed of two unimproved properties acquired by the taxing authorities from the Sheriff's Sale to Dallas Neighborhood Alliance For Habitat, Inc. a qualified non-profit organization; and at the close of the public hearing, **(2)** consideration of approval of the sale of these properties (list attached) - Financing: No cost consideration to the City **[10-1054; APPROVED]**
13. Authorize **(1)** a public hearing to be held on May 26, 2010 to receive comments on the proposed private sale by quitclaim deed of four 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, **(2)** consideration of approval of the sale of these properties (list attached) - Financing: No cost consideration to the City **[10-1055; APPROVED]**

Park & Recreation

14. Authorize a contract for the installation of additional playground equipment, connecting walkway and site furnishings at Everglade Park located at 5100 Jim Miller Road - Parkscape Construction, Inc., lowest responsible bidder of six - \$52,824 - Financing: 2006 Bond Funds **[10-1056; APPROVED AS AN INDIVIDUAL ITEM]**
15. Authorize an increase in the contract with Ark Contracting Services, LLC for additional gabion slope protection and other associated items for the Trinity Standing Wave located at 1900 East Eighth Street - Not to exceed \$322,800, from \$3,705,399 to \$4,028,199 - Financing: 2006 Bond Funds **[10-1057; APPROVED AS AN INDIVIDUAL ITEM]**

Public Works & Transportation

16. Authorize a Landscape Maintenance Agreement with the Texas Department of Transportation for the City to maintain the landscape improvements along US 67 from IH 35E to Kiest Boulevard within Texas Department of Transportation's right-of-way - Financing: No cost consideration to the City **[10-1058; APPROVED]**
17. Authorize **(1)** sidewalk paving for Sidewalk Group 06-141; 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 June 9, 2010, to receive comments (list attached) - Financing: No cost consideration to the City **[10-1059; APPROVED]**

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

18. Authorize **(1)** sidewalk paving for Sidewalk Group 06-142; 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 June 9, 2010, to receive comments (list attached) - Financing: No cost consideration to the City **[10-1060; APPROVED]**
19. Authorize a professional services contract with Hidell and Associates Architects, Inc. for architectural and engineering design services and construction administration services for renovation of the Polk Wisdom Branch Library located at 7151 Library Lane - Not to exceed \$403,038 - Financing: 2006 Bond Funds **[10-1061; APPROVED]**

**Furniture and Furnishings
for the Prairie Creek Branch Library****Note:** Item Nos. 20, 21 and 22 must be considered collectively.

20. * Authorize rejection of the bid submitted for Bid Package No. 9 for signage for the new Prairie Creek Branch Library - Financing: No cost consideration to the City **[10-1062; APPROVED]**
21. * Authorize rejection of bids submitted for Bid Package No. 12 for extruded shelving for the new Prairie Creek Branch Library - Financing: No cost consideration to the City **[10-1063; APPROVED]**
22. * Authorize contracts for the purchase and installation of furniture for the new Prairie Creek Branch Library located at 9609 Lake June Road - Facilitatech Inc. dba Business Interiors in the amount of \$29,909; OP Ventures of Texas, Inc. dba Workplace Resources of Dallas in the amount of \$47,889; Wilson Office Interiors, LLC in the amount of \$69,146; Vance Hunt & Associates, Inc. dba Vance Hunt Library Furnishings, Inc. in the amount of \$78,569; Intelligent Interiors, Inc. in the amount of \$1,575; Putsi, Inc. dba Cultural Surroundings in the amount of \$25,980; and Ford Audio-Video Systems, Inc. in the amount of \$18,265 - Total not to exceed \$271,333 - Financing: 1998 Bond Funds (\$179,199) and 2003 Bond Funds (\$92,134) **[10-1064; APPROVED]**
23. Authorize Supplemental Agreement No. 1 to the professional services contract with Civil Associates, Inc., for additional engineering and surveying services for the Central Business District Fair Park Link from Hall Street to IH 30 - Not to exceed \$149,362, from \$336,422 to \$485,784 - Financing: 2006 Bond Funds **[10-1065; APPROVED]**
24. Authorize Supplemental Agreement No. 1 to the professional services contract with Dikita Enterprises, Inc., for additional engineering and survey services for street reconstruction on Lake June Road from Pemberton Hill Road to the C. F. Hawn Freeway service road and St. Augustine Road (south) from Old Seagoville Road to C. F. Hawn Freeway - Not to exceed \$65,806, from \$309,468 to \$375,274 - Financing: 2003 Bond Funds **[10-1066; APPROVED]**

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

25. Authorize acquisition from Edgar R. Wolford and Sheila R. Wolford of approximately 11,675 square feet of land improved with a single-family dwelling located near the intersection of Fireside Drive and Wixom Lane under the Flood Protection and Storm Drainage Voluntary Purchase Program - Not to exceed \$46,500 (\$43,500 plus closing costs not to exceed \$3,000) - Financing: 2006 Bond Funds **[10-1067; APPROVED]**
26. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Pavillion Court Holding, LTD, of approximately 800 square feet of land in Dallas County for the Cullum Street Waterline Project - Not to exceed \$13,000 (\$10,592 plus closing costs not to exceed \$2,408) - Financing: Water Utilities Capital Construction Funds **[10-1068; APPROVED]**
27. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Dallas Power & Light Company (currently TXU Energy) of approximately 18,736 square feet of land located near the intersection of St. Augustine Road and Royce Drive for the Southwest Water Transmission Pipeline Project - Not to exceed \$35,000 (\$32,788 plus closing costs not to exceed \$2,212) - Financing: Water Utilities Capital Improvement Funds **[10-1069; APPROVED]**
28. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from William J. Sheahan and Denise C. Sheahan of approximately 17,112 square feet of land located in Dallas County for the Lake Tawakoni 144-inch Raw Water Transmission Pipeline Project - Not to exceed \$18,500 (\$16,355 plus closing costs not to exceed \$2,145) - Financing: Water Utilities Capital Construction Funds **[10-1070; APPROVED]**
29. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Alvin Starr and Pamela Starr of approximately 16 acres of land located in Kaufman County for the Lake Tawakoni 144-inch Raw Water Transmission Pipeline Project - Not to exceed \$296,575 (\$291,575 plus closing costs not to exceed \$5,000) - Financing: Water Utilities Capital Construction Funds **[10-1071; APPROVED]**
30. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from PBCB Management, LLC of approximately 220,987 square feet of land located in Kaufman County for the Lake Tawakoni 144-inch Raw Water Transmission Pipeline Project - Not to exceed \$322,884 (\$317,884 plus closing costs not to exceed \$5,000) - Financing: Water Utilities Capital Construction Funds **[10-1072; APPROVED]**
31. Authorize settlement in lieu of proceeding with condemnation of approximately 500,938 square feet of unimproved land from SAMS Partnership, LP located in Kaufman County for the Lake Tawakoni 144-inch Pipeline - Not to exceed \$350,000 (\$345,000 plus closing costs not to exceed \$5,000) - Financing: Water Utilities Capital Construction Funds **[10-1073; APPROVED]**

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

32. Authorize moving expense and rental assistance payments for twenty-four 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 \$335,343 - Financing: 2006 Bond Funds **[10-1074; APPROVED]**
33. A resolution authorizing the advertisement of an unwanted and unneeded tract of City-owned land containing approximately 13,797 square feet located near the intersection of Harry Hines Boulevard and Wycliff Avenue with no minimum bid specified - Financing: No cost consideration to the City **[10-1075; APPROVED]**
34. A resolution authorizing the advertisement of an unwanted and unneeded tract of City-owned land containing approximately 14,949 square feet located near the intersection of Slay Street and Prairie Creek Road with no minimum bid specified - Financing: No cost consideration to the City **[10-1076; APPROVED]**
35. A resolution authorizing the advertisement of an unwanted and unneeded tract of City-owned land containing approximately 15,032 square feet located near the intersection of Live Oak Street and Collett Avenue with no minimum bid specified - Financing: No cost consideration to the City **[10-1077; APPROVED]**
36. A resolution authorizing the advertisement of an unwanted and unneeded tract of City-owned land containing approximately 33,975 square feet located near the intersection of Prairie Creek and Clearfield Roads with no minimum bid specified - Financing: No cost consideration to the City **[10-1078; APPROVED]**
37. A resolution authorizing the advertisement of an unwanted and unneeded tract of City-owned land containing approximately 34,600 square feet located near the intersection of Lancaster Road and Corning Avenue with no minimum bid specified - Financing: No cost consideration to the City **[10-1079; APPROVED]**
38. A resolution authorizing the advertisement of an unwanted and unneeded tract of City-owned land containing approximately 76,918 square feet located near the intersection of Wheatland and Clark Roads with no minimum bid specified - Financing: No cost consideration to the City **[10-1080; APPROVED]**
39. A resolution authorizing the advertisement of an unwanted and unneeded tract of City-owned land containing approximately 177,990 square feet located near the intersection of Forney Road and Olson Drive with no minimum bid specified - Financing: No cost consideration to the City **[10-1081; APPROVED]**
40. A resolution authorizing the advertisement of an unwanted and unneeded tract of City-owned land containing approximately 224,106 square feet located near the intersection of Westmoreland and Camp Wisdom Roads with no minimum bid specified - Financing: No cost consideration to the City **[10-1082; APPROVED]**

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

41. An ordinance abandoning portions of drainage and utility easements to BT Forest Park Realty Partners, L.P. and Forest Park Realty Partners III, L.P., the abutting owners, containing a total of approximately 27,593 square feet of land located near the intersection of Central Expressway and Forest Lane - Revenue: \$5,400 plus the \$20 ordinance publication fee **[10-1083; APPROVED; ORDINANCE 27856]**
42. An ordinance granting renewal of a private license to Berkeley First City, L.P. for the use of approximately 1,277 square feet of land to maintain an existing subsurface tunnel under Pacific Avenue right-of-way for pedestrian use located near its intersection with St. Paul Avenue - Revenue: \$2,759 annually plus \$20 ordinance publication fee **[10-1084; APPROVED; ORDINANCE 27857]**

Trinity Watershed Management

43. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Joe L. Esters of an unimproved tract of land containing approximately 96,800 square feet located near the intersection of Lamar Street and Starks Avenue for the Trinity Parkway portion of the Trinity River Corridor Project - Not to exceed \$258,589 (\$253,589 plus closing costs not to exceed \$5,000) - Financing: 1998 Bond Funds **[10-1085; APPROVED]**

Water Utilities

44. Authorize an increase in the Interlocal Agreement with Dallas Area Rapid Transit for additional costs associated with the water main relocations on La Reunion Parkway from 140 feet east of Cockrell Hill Road to French Settlement Road and on French Settlement Road from La Reunion Parkway to 350 feet north - Not to exceed \$307,240, from \$1,250,500 to \$1,557,740 - Financing: Water Utilities Capital Improvement Funds **[10-1086; APPROVED]**
45. Authorize an increase in the contract with Cajun Constructors, Inc. for constructability and schedule changes at the East Side Water Treatment Plant expansion to 540 million gallons per day, Part A, Stage IV filters expansion - Not to exceed \$61,562, from \$33,369,946 to \$33,431,508 - Financing: Water Utilities Capital Improvement Funds **[10-1087; APPROVED]**
46. Authorize an increase in the contract with Cajun Constructors, Inc. for additional work associated with construction of the Alta Mesa Pump Station - Not to exceed \$165,715, from \$7,152,150 to \$7,317,865 - Financing: Water Utilities Capital Improvement Funds **[10-1088; APPROVED]**
47. Authorize an increase in the contract with Oscar Renda Contracting, Inc. for additional work associated with construction of the Camp Wisdom Pump Station and implementation of water quality improvements in the American Way elevated storage tank - Not to exceed \$69,964, from \$8,166,691 to \$8,236,655 - Financing: Water Utilities Capital Construction Funds **[10-1089; APPROVED]**

CONSENT AGENDA (Continued)

Water Utilities (Continued)

48. Ratify an increase in the contract with Archer Western Contractors, Ltd. for additional work associated with emergency repairs to the flood protection levee at the Central Wastewater Treatment Plant - Not to exceed \$178,952, from \$19,979,353 to \$20,158,305 - Financing: Water Utilities Capital Improvement Funds **[10-1090; APPROVED]**

ITEMS FOR INDIVIDUAL CONSIDERATION

City Secretary's Office

49. 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) **[10-1091 AND 10-1092; FULL AND INDIVIDUAL COUNCIL; APPOINTMENTS MADE TO BOARDS AND COMMISSIONS]**

Public Works & Transportation

50. Authorize Supplemental Agreement No. 1 to the professional services contract with PB Americas, Inc. dba Parsons Brinckerhoff Americas, Inc. for additional survey services for Irving Boulevard (north service road) from Mockingbird Lane to Woodall Street - Not to exceed \$25,772, from \$214,067 to \$239,839 - Financing: 2003 Bond Funds **[10-1093; APPROVED]**

DESIGNATED PUBLIC SUBSIDY MATTERS

Economic Development

51. Authorize a Chapter 380 economic development grant agreement pursuant to the Public/Private Partnership Program with Interstate Battery System International, Inc., and its subsidiaries in an amount up to \$300,000 to offset development costs associated with its headquarters expansion and retention located at 12770 Merit Drive - Not to exceed \$300,000 - Financing: Public/Private Partnership Funds **[10-1094; APPROVED]**
52. Authorize an economic development grant agreement pursuant to Chapter 380 of the Local Government Code with America's Cable Park Group, LLC to support the development of the Dallas Watersports Complex at Fish Trap Lake in West Dallas - Not to exceed \$250,000 - Financing: Public Private Partnership Funds **[10-1095; APPROVED]**

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

DESIGNATED PUBLIC SUBSIDY MATTERS (Continued)

Economic Development (Continued)

Note: Item Nos. 53 and 54 must be considered collectively.

Cityplace TIF District

- 53. * Authorize **(1)** a development agreement with Oak Creek Partners, Ltd. to provide funding for construction of the following public improvements: **(a)** extension of Nobel Avenue from Cityplace West Boulevard to Blackburn Street; **(b)** extension of Oak Grove Avenue from Cityplace West Boulevard to Blackburn Street; **(c)** extension of Howell Street from Lemmon Avenue to Cityplace West Boulevard; **(d)** construction of three open spaces; and **(e)** related design and construction management services and **(2)** the Cityplace Area TIF District Board of Directors to dedicate up to \$12,000,000 from Cityplace Area TIF District Funds and/or Tax Increment Bond Funds payable as work progresses in accordance with the development agreement - Not to exceed \$12,000,000 - Financing: Cityplace TIF District Funds and/or Tax Increment Bond Funds [**10-1096; APPROVED**]
- 54. * A resolution declaring the intent of Tax Increment Financing District Reinvestment Zone Number Two (Cityplace Area TIF District) to pay Oak Creek Partners Ltd. up to \$12,000,000 in project costs for the following public improvements: **(a)** extension of Nobel Avenue from Cityplace West Boulevard to Blackburn Street; **(b)** extension of Oak Grove Avenue from Cityplace West Boulevard to Blackburn Street; **(c)** extension of Howell Street from Lemmon Avenue to Cityplace West Boulevard; **(d)** construction of three open spaces; and **(e)** related design and construction management services - Financing: No cost consideration to the City [**10-1097; APPROVED**]

Note: Item Nos. 55 and 56 must be considered collectively.

Davis Garden TIF District

- 55. * Authorize **(1)** a development agreement with GFD Opportunity II, LLC to dedicate future TIF revenues for eligible project costs related to environmental remediation, infrastructure and public right-of-way improvements located at 4512 West Davis Street in Tax Increment Financing Reinvestment Zone Number Sixteen (Davis Garden TIF District); and **(2)** the Davis Garden TIF District Board of Directors to dedicate up to \$1,600,000 from future Davis Garden TIF District revenues in accordance with the development agreement - Not to exceed \$1,600,000 - Financing: Davis Garden TIF District Funds [**10-1098; APPROVED**]
- 56. * A resolution declaring the intent of Tax Increment Financing Reinvestment Zone Number Sixteen (Davis Garden TIF District) to reimburse GFD Opportunity II, LLC up to \$1,600,000 for certain TIF-eligible project costs related to environmental remediation, infrastructure and public right-of-way improvements at 4512 West Davis Street in the Davis Garden TIF District – Financing: No cost consideration to the City [**10-1099; APPROVED**]

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)DESIGNATED PUBLIC SUBSIDY MATTERS (Continued)**Housing/Community Services**

57. Authorize the reconstruction on-site of two homes in accordance with the Reconstruction/SHARE Program Statement requirements for the properties located at 2220 Jordan Street in the amount of \$93,400 and 12511 Fish Road in the amount of \$93,400 - Total not to exceed \$186,800 - Financing: 2008-09 Community Development Block Grant Funds **[10-1100; APPROVED]**
58. Authorize an amendment to Resolution No. 09-2085, previously approved on August 26, 2009, to increase the loan amount by \$500,000 on an existing economic development loan with South Dallas/Fair Park Innerscity Community Development Corporation (ICDC) for the acquisition of improved and unimproved properties, located within the Frazier Neighborhood Investment Program (NIP) area, including associated closing costs, relocation, environmental remediation, or demolition costs for the purpose of constructing residential, retail, commercial, or mixed-use redevelopment as part of the Economic Development Plan for the Frazier area - Not to exceed \$500,000, from \$1,000,000 to \$1,500,000 - Financing: 2006 Bond Funds **[10-1101; APPROVED]**

Sustainable Development and Construction

59. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Lexington State-Thomas, LLC of approximately 100 square feet of land located near the intersection of State and Worthington Streets for the State-Thomas TIF Infrastructure Improvements Project - Not to exceed \$4,100 (\$3,000 plus closing costs not to exceed \$1,100) - Financing: State-Thomas TIF District Funds **[10-1102; APPROVED]**

PUBLIC HEARINGS AND RELATED ACTIONS**Sustainable Development and Construction**ZONING CASES – CONSENT [10-1103]

60. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for a Public school and R-7.5(A) Single Family District Uses on property zoned an R-7.5(A) Single Family District and Specific Use Permit No. 173 for the Veteran's Hospital on the northeast line of Lancaster Avenue, north of 52nd Street **[10-1104; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 27858]**
Recommendation of Staff and CPC: Approval, subject to a development and landscape plan, traffic management plan, and conditions
Z089-281(RB)

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)**Sustainable Development and Construction (Continued)**ZONING CASES -CONSENT (Continued)

61. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to, and an expansion of, Planned Development District No. 314, the Preston Center Special Purpose District, on property zoned an MF-1(A) Multifamily District on the southeast corner of Weldon Howell Parkway and Douglas Avenue **[10-1105; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 27859]**
Recommendation of Staff and CPC: Approval, subject to conditions
Z090-135(WE)

ZONING CASES - INDIVIDUAL

62. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for an Industrial (outside) not potentially incompatible use for a concrete batch plant on property zoned an IR Industrial Research District on the north line of Commerce Street, west of Sylvan Avenue **[10-1106; HEARING CLOSED; STAFF RECOMMENDATION FOLLOWED;ORDINANCE 27860]**
Recommendation of Staff: Approval for a five-year period, subject to a site and landscape plan and conditions
Recommendation of CPC: Approval for a two-year period, with eligibility for one automatic three-year period, subject to a site and landscape plan and conditions
Z089-260(MAW)

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

63. A public hearing to receive comments regarding an application for and an ordinance granting a CR Community Retail District on property zoned an R-10(A) Single Family District, on a parcel with frontage on both the south line of IH 20 and the north line of Rylie Crest Road, west of Seagoville Road **[10-1107; HEARING CLOSED; APPROVED WITH THE ORDINANCE AND DEED RESTRICTIONS TO COME BACK AT A LATER DATE]**
Recommendation of Staff and CPC: Denial
Z089-277(RB)
Note: This item was considered by the City Council at a public hearing on April 14, 2010, and was taken under advisement until April 28, 2010, with the public hearing open.

DESIGNATED ZONING CASES - INDIVIDUAL

64. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development Subdistrict for MF-2 uses within Planned Development District No. 193, the Oak Lawn Special Purpose District, on property zoned an MF-2 Multifamily Subdistrict with Planned Development District No. 193, on both sides of Hudnell Street between Cedar Springs Road and Rawlins Street **[10-1108; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 27861]**
Recommendation of Staff and CPC: Approval, subject to a revised conceptual plan and conditions
Z089-231(WE)

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

DESIGNATED ZONING CASES - INDIVIDUAL

65. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for a public school other than an open-enrollment charter school and R-7.5(A) Single Family District uses on property zoned an R-7.5(A) Single Family District in an area generally bounded by Chariot Drive, Wimbelton Way, Forney Road and Lomax Drive **[10-1109; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 27862]**
Recommendation of Staff and CPC: Approval, subject to a revised development plan, landscape plans and conditions
Z090-120(WE)
66. A public hearing to receive comments regarding an application for and an ordinance granting an MU-3 Mixed Use District and a resolution granting deed restrictions volunteered by the applicant on property zoned an IR Industrial Research District on property within the northeast and southeast quadrants of Kiest Boulevard and Southerland Avenue **[10-1110; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 27863]**
Recommendation of Staff and CPC: Approval, subject to deed restrictions volunteered by the applicant
Z090-132(RB)

DEVELOPMENT CODE AMENDMENTS - CONSENT

67. A public hearing to receive comments regarding consideration of amendments to Chapter 51 and Chapter 51A, the Dallas Development Code, to amend Section 51-4.305 and Section 51A-4.305, "Handicapped Parking Regulations," to require compliance with all Federal and State requirements and an ordinance granting the amendments **[10-1111; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 27864]**
Recommendation of Staff and CPC: Approval
DCA090-004

**ADDENDUM
CITY COUNCIL MEETING
APRIL 28, 2010
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A. M.**

ADDITIONS:

CONSENT ADDENDUM

Aviation

1. Authorize an amendment to the Love Field Food and Beverage Concession Contract with Dallas Love Field Joint Venture, Ltd. "DLFJV" to: **(1)** extend the renewal term; **(2)** waive DLFJV's payment of the Minimum Annual Guarantee and modify DLFJV's required Percentage Payments upon the first closure of one of DLFJV's food and beverage locations; and **(3)** provide certain terms under which DLFJV will be compensated by the Love Field retail concessionaire for the retail concessionaire's right to sell bottled water at its news and gift store locations at Dallas Love Field - Estimated Annual Revenue: \$2,000,000 **[10-1112; DEFERRED; TO COME BACK NO LATER THAN JUNE 23, 2010 CITY COUNCIL MEETING]**
2. Authorize a twelve-year contract, with one three-year renewal option, with Love Field Partners I, Ltd. "LFP" to operate a food and beverage concession at Dallas Love Field - Estimated Annual Revenue: \$3,310,538 **[10-1113; DEFERRED; TO COME BACK NO LATER THAN JUNE 23, 2010 CITY COUNCIL MEETING]**
3. Authorize an amendment to the Love Field Retail Concession Contract with Hudson Retail Dallas, J.V. "Hudson" to: **(1)** extend the renewal term; **(2)** waive Hudson's payment of the Minimum Annual Guarantee and modify Hudson's required Percentage Payments upon the first closure of one of Hudson's airside retail locations; and **(3)** provide certain terms under which Hudson will be allowed to sell bottled water at its news and gift store locations at Dallas Love Field - Estimated Annual Revenue: \$900,000 **[10-1114; DEFERRED; TO COME BACK NO LATER THAN JUNE 23, 2010 CITY COUNCIL MEETING]**
4. Authorize a twelve-year contract, with one three-year renewal option, with Hudson Retail Dallas, J.V. "Hudson" to operate a retail concession at Dallas Love Field - Estimated Annual Revenue: \$1,517,408 **[10-1115; DEFERRED; TO COME BACK NO LATER THAN JUNE 23, 2010 CITY COUNCIL MEETING]**

Business Development & Procurement Services

5. An ordinance amending Chapter 2 of the Dallas City Code to provide for the city's sale of abandoned, stolen, or recovered personal property when the sale is restricted by criminal law - Financing: No cost consideration to the City **[10-1116; APPROVED; ORDINANCE 27865]**

**ADDENDUM
CITY COUNCIL MEETING
APRIL 28, 2010**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Business Development & Procurement Services (Continued)

6. Authorize Supplemental Agreement No. 1 to the service contract with F. Hall Mowing Company for asbestos abatement and demolition services for structures ordered demolished by municipal court order, the emergency demolition of unsafe buildings due to fire damage, and the demolition of City-owned buildings as required - Not to exceed \$657,573, from \$2,630,295 to \$3,287,868 - Financing: Current Funds (\$47,309) and 2006 Bond Funds (\$610,264) **[10-1117; APPROVED]**

City Controller's Office

7. Authorize the preparation of plans for issuance in an amount not to exceed \$450,000,000 in Waterworks and Sewer System Revenue Refunding Bonds, Series 2010 - Financing: This action has no cost consideration to the City **[10-1118; APPROVED AS AN INDIVIDUAL ITEM]**

Sustainable Development and Construction

8. An ordinance abandoning portions of Crutcher and Pauline Streets to Baylor Health Care System, the abutting owner, containing a total of approximately 32,273 square feet of land located near the intersection of Crutcher and Pauline Streets, authorizing the quitclaim, and providing for the dedication of approximately 32,273 square feet of land needed for street right-of-way - Revenue: \$5,400 plus the \$20 ordinance publication fee **[10-1119; APPROVED AS AMENDED; ORDINANCE 27866]**

Tax Foreclosure and Seizure Property Resale
 Agenda Item #12

| <u>Parcel No.</u> | <u>Address</u> | <u>Non-Profit Organization</u> | <u>Mapsco</u> | <u>DCAD Value</u> | <u>Sale Amount</u> | <u>Vac/ Imp</u> | <u>Zoning</u> | <u>Council District</u> |
|--------------------------|-----------------------|--|----------------------|--------------------------|---------------------------|------------------------|----------------------|--------------------------------|
| 1. | 1735 Nomias Street | Dallas Neighborhood Alliance For Habitat, Inc. | 44J | \$10,000 | \$1,000 | V | R-5(A) | 3 |
| 2. | 3042 Dorris Drive | Dallas Neighborhood Alliance For Habitat, Inc. | 56H | \$1,000 | \$1,000 | V | R-5(A) | 7 |

Tax Foreclosure and Seizure Property Resale
Agenda Item #13

| <u>Parcel No.</u> | <u>Address</u> | <u>Non-Profit Organization</u> | <u>Mapsc</u> | <u>DCAD Value</u> | <u>Sale Amount</u> | <u>Vac/ Imp</u> | <u>Zoning</u> | <u>Council District</u> |
|--------------------------|-----------------------|--|---------------------|--------------------------|---------------------------|------------------------|----------------------|--------------------------------|
| 1. | 1966 Calypso Street | Builders of Hope Community Development Corporation | 44E | \$7,000 | \$1,000.00 | V | R-5(A) | 3 |
| 2. | 5403 Fannie Street | Builders of Hope Community Development Corporation | 42U | \$18,000 | \$5,744.70 | V | R-5(A) | 6 |
| 3. | 3720 Nomias Street | Builders of Hope Community Development Corporation | 43J | \$12,000 | \$1,000.00 | V | R-5(A) | 3 |
| 4. | 4020 Ranger Drive | Builders of Hope Community Development Corporation | 42H | \$12,000 | \$1,000.00 | V | R-5(A) | 6 |

Sidewalk Group 06-141
Agenda Item #17

| <u>Sidewalk Improvements</u> | <u>Council District</u> |
|---|--------------------------------|
| Adams Avenue (East Side Only) from Alley North of 9th Street to Melba Street | 1 |
| Canty Street from Cedar Hill Avenue to Alley | 1 |
| Frances Street from Meredith Street to Mount Washington Street to Mount Pleasant Street to Mount Royal Street to Sheldon Avenue to 9th Street | 1 |
| Sheldon Avenue (Leave outs) from Frances Street to Westmoreland Road | 1 |
| Westmoreland Road (S) (East Side Only) from Alley South of Aster Street to Alley North of Ivandell Avenue | 1 |

Sidewalk Group 06-142
Agenda Item #18

| <u>Sidewalk Improvements</u> | <u>Council District</u> |
|---|--------------------------------|
| Abrams Road (east side only) from Meadowknoll Drive to Heatherdale Drive | 10 |
| Chimney Hill Lane (both sides) from Abrams Road to Ferris Creek Lane to Center Court Drive to Wightman Place to Cross Creek Drive | 10, 11 |
| Ferndale Road (leave outs only) from Lanshire Drive to Linkwood Drive | 10 |
| Greenville Avenue (west side) (leave outs only) from Forest Lane to Markville Drive | 10 |
| Lynbrook Drive (leave outs only) from Estate Lane to Mapleridge Drive | 10 |
| Skillman Street (west side) from Church Road to Stone River Road | 10 |
| Skillman Street from Lyndon B. Johnson Freeway to Audelia Road to Adleta Boulevard | 10 |
| Stone River Road (leave outs only) from Arbor Park Drive to Hilldale Drive | 10 |

Acacia Village Apartments Resident List
Agenda Item #32

| # | <u>Apt #</u> | <u>Occupant(s)</u> | <u>Rental Assistance Payment</u> | <u>Moving Expense Payment</u> | <u>Total Relocation Assistance</u> |
|----------|---------------------|---|---|--------------------------------------|---|
| 1 | 102 | Delia Jaimes Aguirre | \$22,150 | \$850 | \$23,000 |
| 2 | 105 | Silvino Salgado & Marcelina Jacobo-Navarro | \$19,824 | \$1,000 | \$20,824 |
| 3 | 114 | Maria del Camen Gonzalez & Emeterio Villanueva | N/A | \$1,000 | \$1,000 |
| 4 | 151 | Eduviges Lopez Cardona & Mirna Morales | N/A | \$850 | \$850 |
| 5 | 163 | George L. & Ernestine Woods | N/A | \$150 | \$150 |
| 6 | 164 | Lorenzo Jacinto & Oralia Mora | \$28,397 | \$1,100 | \$29,497 |
| 7 | 167 | Constantino Gutierrez & Maria Leal | \$7,148 | N/A | \$7,148 |
| 8 | 201 | Martin Arellano | \$4,186 | \$1,000 | \$5,186 |
| 9 | 205 | Vicente Lopez & Victoria Aquino | \$27,615 | \$1,000 | \$28,615 |
| 10 | 224 | Asuncion Ortiz | \$5,460 | \$1,000 | \$6,460 |
| 11 | 246 | Victor Saucedo & Esther Guerrero | \$23,480 | \$1,000 | \$24,480 |
| 12 | 252 | Marco Montealvo & Maria del Monte Jaimes | \$21,882 | \$1,000 | \$22,882 |
| 13 | 253 | James Davenport | \$10,912 | \$850 | \$11,762 |
| 14 | 254 | Eriberto Ochoa & Guadalupe Catalan | N/A | \$1,000 | \$1,000 |
| 15 | 258 | Francisco & Ana Gomez | \$3,674 | N/A | \$3,674 |
| 16 | 262 | Jaime Laureano & Felix Benitez | \$13,650 | N/A | \$13,650 |
| 17 | 265 | Emma Lopez & Jorge Fuentes | \$33,632 | \$1,100 | \$34,732 |
| 18 | 1001 | Isidro Arellano & Lorena Faustino-Laureano | \$7,743 | N/A | \$7,743 |
| 19 | 1007 | Raquel Briones | \$20,840 | \$700 | \$21,540 |
| 20 | 1010 | Mario Salazar & Rosalba Hernandez | \$10,248 | \$550 | \$10,798 |
| 21 | 1020 | J. Guadalupe Flores Brito & Maximina Orozco Diaz | \$22,218 | \$850 | \$23,068 |
| 22 | 1021 | Olegario Diaz & Bernar Dina Diaz | \$17,808 | \$850 | \$18,658 |
| 23 | 2020 | Jose Rodriguez | \$8,568 | \$850 | \$9,418 |
| 24 | 2026 | Rojelio Delgado-Catalan & Esveyda Diaz-Vargas | <u>\$8,358</u> | <u>\$850</u> | <u>\$9,208</u> |
| | | | \$317,793 | \$17,550 | \$335,343 |