

AGENDA
CITY COUNCIL MEETING
AUGUST 25, 2010
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A. M.

Invocation and Pledge of Allegiance (Council Chambers) **[10-2100]**

Agenda Item/Open Microphone Speakers **[10-2101]**

VOTING AGENDA

1. Approval of Minutes of the August 11, 2010 City Council Meeting **[10-2102; APPROVED]**

CONSENT AGENDA **[10-2103; APPROVED]**

Aviation

2. Authorize **(1)** an agreement with the Texas Department of Transportation, Aviation Division, to act as the City's agent in providing the contract administration, engineering design and construction of several capital improvement projects and shall be responsible for receiving and disbursing all funds for these projects for Dallas Executive Airport in the amount of \$3,695,000; and **(2)** an increase in appropriations for the City's portion of the project costs in an amount not to exceed \$677,500, from \$4,031,670 to \$4,709,170 - Not to exceed \$3,695,000 - Financing: Capital Construction Funds (\$677,500) and Texas Department of Transportation Grant Funds (\$3,017,500) **[10-2104; APPROVED]**
3. Authorize **(1)** an agreement with the Texas Department of Transportation, Aviation Division, to act as the City's agent to update the Airport Master Plan for Dallas Executive Airport and be responsible for receiving and disbursing all funds and providing contract administration for this project estimated to be \$200,000, the State share of the project is 90% with the remaining 10% to be funded by the City; and **(2)** an increase in appropriations for the City's portion of the project cost in an amount not to exceed \$20,000, from \$4,709,170 to \$4,729,170 - Not to exceed \$200,000 - Financing: Capital Construction Funds (\$20,000) and Texas Department of Transportation Grant Funds (\$180,000) **[10-2105; APPROVED]**

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

4. Authorize a one-year master agreement for anhydrous ammonia - DPC Industries, Inc., lowest responsible bidder of three - Not to exceed \$579,685 - Financing: Water Utilities Current Funds **[10-2106; APPROVED]**
5. Authorize a three-year master agreement for athletic equipment, recreational games, arts and craft supplies - S & S Worldwide, Inc., through Texas Association of School Boards Local Government Purchasing Cooperative (Buyboard), in the amount of \$268,101; and Sport Supply Group, Inc. dba BSN Sports, through US Communities Government Purchasing Alliance, in the amount of \$27,688 - Total not to exceed \$295,789 - Financing: Current Funds **[10-2107; APPROVED]**
6. Authorize a three-year master agreement for fire hydrants, parts and accessories - U.S. Pipe Valve and Hydrant Division, LLC. in the amount of \$731,475, Ferguson Enterprises, Inc. dba Ferguson Waterworks in the amount of \$75,000, Clow Valve Company in the amount of \$73,099, HD Supply Waterworks, LTD in the amount of \$30,000 and Mueller Company in the amount of \$19,086, lowest responsible bidders of seven - Total not to exceed \$928,660 - Financing: Water Utilities Current Funds **[10-2108; APPROVED]**
7. Authorize a three-year professional service contract, with two one-year renewal options, for audit of the City's financial operations and grant activities for fiscal year ending September 30, 2010 through September 30, 2012 - Grant Thornton, LLP, most advantageous proposer of six - Not to exceed \$2,606,890 - Financing: Current Funds (subject to annual appropriations) **[10-2109; APPROVED]**
8. Authorize a three-year service contract for maintenance and support of Oracle database licenses - Mythics, Inc., lowest responsible bidder of three - Not to exceed \$2,374,198 - Financing: Current Funds (subject to annual appropriations) **[10-2110; APPROVED]**
9. Authorize a contract amendment to extend the existing contract with SAS Institute, Inc. for a three-year software license renewal and maintenance for continued support for system interfaces, extending the term through April 2013 - Sole Source - Not to exceed \$102,030 - Financing: Current Funds (subject to annual appropriations) **[10-2111; APPROVED]**
10. Authorize Supplemental Agreement No. 3 to increase the service contract with SunGard Availability Services, LLP to provide alternate disaster recovery site equipment and services for mainframe, open systems and work stations, for the period October 1, 2010 through September 30, 2011 - Not to exceed \$222,492, from \$1,199,030 to \$1,421,522 - Financing: Current Funds (subject to annual appropriations) **[10-2112; APPROVED]**

City Attorney's Office

11. Authorize settlement of the lawsuit styled Maria B. Guandique, Individually and as Next Friend of Katherin G. Guandique (minor) and Stephanie Guandique (minor) v. City of Dallas, Cause No. 10-00723-B - Not to exceed \$6,983 - Financing: Current Funds **[10-2113; APPROVED]**

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

12. Authorize settlement of the lawsuit styled Calvin Bailey v. City of Dallas, Cause No. 09-14811-K - Not to exceed \$14,000 - Financing: Current Funds [**10-2114; APPROVED**]

City Auditor's Office

13. A resolution reappointing Craig Daniel Kinton, CPA as City Auditor for a two-year term, effective September 6, 2010 - \$178,880 - Financing: Current Funds [**10-2115; APPROVED**]

Economic Development

14. A resolution declaring the City of Dallas' approval of the addition of properties located at 3319, 3321, and 3325 Fort Worth Avenue; 3231, 3223, and 3215 Adbritian Drive; 3217 and 3205 West Colorado Boulevard; and 1433 North Westmoreland Road into the North Oak Cliff Municipal Management District (North Oak Cliff MMD) subject to approval of the MMD Board - Financing: No cost consideration to the City [**10-2116; APPROVED**]
15. Authorize an Interlocal Agreement between the City of Dallas and the Dallas County Community College District's Cedar Valley College for the administration and operation of a U.S. Department of Labor workforce training grant - Not to exceed \$128,362 - Financing: U.S. Department of Labor Employment and Training and Administration Grant Funds [**10-2117; APPROVED**]

Equipment & Building Services

16. Authorize **(1)** an increase in the contract with Phoenix 1 Restoration and Construction, Ltd. to repair damaged wood window sills and exterior plaster at the Women's Museum at Fair Park located at 3800 Parry Avenue; and **(2)** an extension to the contract term by an additional 114 calendar days - Not to exceed \$38,120, from \$370,114 to \$408,234 - Financing: 2006 Bond Funds [**10-2118; APPROVED**]

Fire

17. Authorize a contract renewal with The University of Texas Southwestern Medical Center at Dallas for in-service training, re-training, and evaluation of City of Dallas paramedic and emergency medical technician-Basic personnel for the period September 1, 2010 through August 31, 2011 - Not to exceed \$501,796 - Financing: Current Funds (\$459,980 subject to appropriations [**10-2119; APPROVED**])

Housing/Community Services

18. Authorize **(1)** the acceptance of an amended proposal from East Dallas Community Organization to extend the time to develop affordable housing on 1 unimproved property located at 2440 Starks Avenue obtained under the HB110 process through the Land Transfer Program; and **(2)** an amendment to the deed restrictions to extend the time to complete the development - Financing: No cost consideration to the City [**10-2120; APPROVED**]

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

19. Authorize **(1)** the acceptance of an amended proposal from East Dallas Community Organization to extend the time to develop affordable housing on 1 unimproved property located at 5408 Bexar Street obtained under the Land Assembly process through the Land Transfer Program; and **(2)** an amendment to the deed restrictions to extend the time to complete the development - Financing: No cost consideration to the City **[10-2121; APPROVED]**
20. Authorize Supplemental Agreement No. 1 to a professional services contract with Good Fulton and Farrell Architects - GFF Planning to increase the North Oak Cliff Marsalis Avenue Spatial Infrastructure Analysis contract amount and expand the scope of work to allow for additional planning and design services within the North Oak Cliff/Marsalis Neighborhood Investment Program target area - Not to exceed \$26,050, from \$23,950 to \$50,000 - Financing: 2003 Bond Funds **[10-2122; APPROVED]**
21. Authorize a ten-year lease agreement with Columbia Colson Corporation for approximately 7,980 square feet of office space located at 8202 Spring Valley Road, Suite 100 to be used as a Women, Infants and Children Clinic for the period November 1, 2010 through October 31, 2020 - Not to exceed \$1,296,750 - Financing: Department of State Health Services Grant Funds (subject to annual appropriations) **[10-2123; APPROVED]**
22. Authorize a ten-year lease agreement with Pollock Realty LP for approximately 6,099 square feet of office space located at 2600 North Stemmons Freeway, Suite 188, to be used as a Women, Infants and Children Clinic and Lactation Support Center for the period October 1, 2010 through September 30, 2020, plus additional rental for leasehold improvements not to exceed \$294,102 (base monthly rental during term \$762,375) - Total not to exceed \$1,056,477 - Financing: Department of State Health Services Grant Funds (subject to annual appropriations) **[10-2124; APPROVED]**
23. Authorize an amendment to the lease agreement with Dockside Threading, Inc. to: **(1)** extend the lease for an additional 7 years; and **(2)** amend the current leased square footage of approximately 4,896 to include an additional approximately 4,773 square feet of office space for a total of approximately 9,669 square feet of space located at 1111 West Ledbetter Drive for the continued use as a Women, Infants and Children Clinic for the extended period of January 1, 2013 through December 31, 2019, plus additional rental for leasehold improvements for the expansion space an amount not to exceed \$198,000 (additional base monthly rental during extended and amended term \$1,207,023) - Total not to exceed \$1,405,023 - Financing: Department of State Health Services Grant Funds (subject to annual appropriations) **[10-2125; APPROVED]**

Office of Management Services

24. Authorize the acceptance of additional grant funds from the Department of Homeland Security under the 2008 Homeland Security Grant program to provide funding for equipment acquisition, planning and training activities to enable the City to respond to natural and man-made disasters for the period September 5, 2008 through March 15, 2011 - Not to exceed \$187,515, from \$8,053,868 to \$8,241,383 - Financing: U.S. Department of Homeland Security Grant Funds **[10-2126; APPROVED]**

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

25. Authorize a resolution to acknowledge the one-hundredth anniversary of the completion of White Rock Lake in 2011 and to sanction the establishment of the White Rock Lake Centennial Host Committee to plan, coordinate and oversee the events and activities related to the Centennial - Financing: No cost consideration to the City **[10-2127; APPROVED]**
26. Authorize a contract for a new playground at Samuell-Grand Park located at 6200 East Grand Avenue - A S Con, Inc., lowest responsible bidder of five - \$119,400 - Financing: 2006 Bond Funds **[10-2128; APPROVED]**
27. Authorize a contract for a playground expansion at Woodland Springs Park located at 7321 Fairport Road - C. Green Scaping, LP, lowest responsible bidder of eight - \$85,984 - Financing: 2006 Bond Funds **[10-2129; APPROVED]**
28. Authorize a contract for trail improvements, new parking lot and security lighting at Oak Cliff Founders Park located at 1300 North Zang Boulevard - Texas Standard Construction, Ltd., lowest responsible bidder of six - \$231,550 - Financing: 2006 Bond Funds **[10-2130; APPROVED]**
29. Authorize a contract for replacement of the concrete and waterproofing membrane at the existing balcony and repairs of the masonry wall on the second floor and roof at Cedar Crest Golf Course Clubhouse located at 1800 Southerland Avenue - North Texas Waterproofing & Restoration, best value proposer of four - Not to exceed \$73,000 - Financing: Golf Improvement Funds **[10-2131; APPROVED]**
30. Authorize a professional services contract with DAL-TECH Engineering, Inc. for schematic design through construction administration services for a trail from Kiest Park to Briar Gate Park and schematic design for a trail from Briar Gate Park to Westmoreland Park at Five Mile Creek Greenbelt Trail - Not to exceed \$106,035 - Financing: 2006 Bond Funds **[10-2132; APPROVED]**
31. Authorize a professional services contract with The Broussard Group, Inc. dba TBG Partners for schematic design through construction administration services for soccer fields and a new parking lot at Timberglen Park located at 3900 Timberglen Drive - Not to exceed \$103,550 - Financing: 2006 Bond Funds **[10-2133; APPROVED]**
32. Authorize **(1)** an increase in the contract with Gilbert May, Inc. dba Phillips/May Corporation for installation of protective thermal barrier for the playground, new bike racks, additional signage, additional timers for fountain water flow and additional ventilation for underground electrical vault at Main Street Garden located at 1920 Main Street, in the amount of \$50,772; and structural repairs to the fountain at Ferris Plaza located at 400 South Houston Street, in the amount of \$59,898; **(2)** the receipt and deposit of funds from the Park Foundation in the amount of \$50,000 in the Capital Gifts, Donation and Development Fund; and **(3)** an increase in appropriations in the amount of \$50,000 in the Capital Gifts, Donation and Development Fund - Not to exceed \$110,670, from \$8,650,330 to \$8,761,000 - Financing: 2003 Bond Funds (\$16,239) and Capital Gifts, Donation and Development Funds (\$94,431) **[10-2134; APPROVED]**

CONSENT AGENDA (Continued)**Police**

33. Authorize **(1)** the acceptance of the Commercial Auto Theft Interdiction Squad/18 grant from the Texas Automobile Burglary & Theft Prevention Authority in the amount of \$607,253 to provide a specialized proactive automobile theft program for the period September 1, 2010 through August 31, 2011; **(2)** a local match in the amount of \$125,451; **(3)** an In-Kind Contribution in the amount of \$517,923; and **(4)** execution of the grant agreement - Total not to exceed \$1,250,627 - Financing: Texas Automobile Burglary & Theft Prevention Authority Grant Funds (\$607,253), In-Kind Contributions (\$517,923) and Current Funds (\$125,451) (subject to appropriations) **[10-2135; APPROVED]**
34. An ordinance amending Chapter 30 of the Dallas City Code to prohibit the use of engine compression brakes in the City - Financing: No cost consideration to the City **[10-2136; APPROVED AS AN INDIVIDUAL ITEM; ORDINANCE 27963]**

Public Works & Transportation

35. Authorize an Interlocal Agreement with Dallas Area Rapid Transit for participation in the design and construction of paving, drainage, water and wastewater improvements on Live Oak Street from east of Good-Latimer Expressway to Liberty Street and on Keeneland Parkway from Merrifield Road to Cherry Laurel Lane - Not to exceed \$1,031,115 - Financing: Water Utilities Capital Improvement Funds (\$995,805) and Water Utilities Capital Construction Funds (\$35,310) **[10-2137; APPROVED]**
36. Authorize **(1)** the acceptance and deposit of funds from The Life Church for reimbursement of material and labor for adjustments to the traffic signal hardware at Marsh Lane and Timberglen Road; and **(2)** an increase in appropriations in the amount of \$59,549 in the Capital Projects Reimbursement Fund - Not to exceed \$59,549 - Financing: Capital Projects Reimbursement Funds **[10-2138; APPROVED]**
37. Authorize a professional services contract with Charles Gojer & Associates, Inc. for the engineering design of Street Group 06-450, which consists of two alley reconstruction projects, one intersection improvement project, and three street petition projects (list attached) - Not to exceed \$194,945 - Financing: 2003 Bond Funds (\$69,155), 2006 Bond Funds (\$99,840) and Water Utilities Capital Improvement Funds (\$25,950) **[10-2139; APPROVED]**

CONSENT AGENDA (Continued)**Public Works & Transportation (Continued)****Olive Street Extension
of the McKinney Avenue Trolley****Note:** Item Nos. 38 and 39
must be considered collectively.

38. * Authorize **(1)** a contract with Gibson & Associates, Inc., lowest responsible bidder of five, for the construction of the McKinney Avenue Trolley Olive Street Extension Project from McKinney Avenue to Bryan Street in an amount not to exceed \$8,403,346; **(2)** the receipt and deposit of funds from the Texas Department of Transportation in an amount not to exceed \$1,665,798; and **(3)** an increase in appropriations in the amount of \$1,665,798 in the Capital Projects Reimbursement Fund - Total not to exceed \$8,403,346 - Financing: 1995 Bond Funds (\$1,226,406), 2006 Bond Funds (\$3,800,183), Capital Project Reimbursement Funds (\$1,665,798 to be reimbursed by Texas Department of Transportation), Water Utilities Capital Construction Funds (\$25,090) and Water Utilities Capital Improvement Funds (\$1,685,869) **[10-2140; APPROVED AS AN INDIVIDUAL ITEM]**
39. * Authorize a Multiple Use Agreement with the Texas Department of Transportation to allow for construction of streetcar tracks within their right-of-way for the McKinney Avenue Trolley Olive Street Extension Project - Financing: No cost consideration to the City **[10-2141; APPROVED AS AN INDIVIDUAL ITEM]**
40. Authorize Supplemental Agreement No. 1 to the professional services contract with HKS, Inc. for architectural and engineering design services to include renovations to the chilled water loop and mechanical equipment in Central Plant No. 3 for the Dallas Convention Center Capital Improvement Program - Not to exceed \$54,625, from \$2,616,466 to \$2,671,091 - Financing: 2009 Convention Center Revenue Bonds **[10-2142; APPROVED]**
41. Authorize **(1)** sidewalk paving for Sidewalk Group 06-140; 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 September 22, 2010, to receive comments (list attached) - Financing: No cost consideration to the City **[10-2143; APPROVED]**
42. Authorize approval of the recommended plan for the proposed alignment of Belleview Street from Akard Street to Ervay Street, from its current alignment to the proposed alignment - Financing: No cost consideration to the City **[10-2144; APPROVED]**
43. Authorize approval of the recommended plan for the proposed alignment of Goodnight Lane from Joe Field Road to Royal Lane, new construction - Financing: No cost consideration to the City **[10-2145; APPROVED]**
44. Authorize approval of the recommended plan for the proposed alignment of Goodnight Lane from Royal Lane to north of Harcourt Street, from its current alignment to the proposed alignment - Financing: No cost consideration to the City **[10-2146; APPROVED]**

CONSENT AGENDA (Continued)**Sanitation Services**

45. Authorize ordinances granting three 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: \$3,000 **[10-2147; APPROVED; ORDINANCES 27964, 27965, 27966]**

Sustainable Development and Construction

46. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Diann Tessman Slaton and Patti Tessman Rea of approximately 122,319 square feet of land located in Dallas County for the Southwest 120/96-inch Water Transmission Pipeline Project - Not to exceed \$9,334 (\$7,339 plus closing costs not to exceed \$1,995) - Financing: Water Utilities Capital Improvement Funds **[10-2148; APPROVED]**
47. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Amador Garcia of approximately 15,714 square feet of land improved with a billboard located near the intersection of Tempest Drive and Interstate Highway 20 in Dallas County for the Southwest 120/96-inch Water Transmission Pipeline Project - Not to exceed \$27,243 (\$25,142 plus closing costs not to exceed \$2,101) - Financing: Water Utilities Capital Improvement Funds **[10-2149; APPROVED]**
48. Authorize settlement in lieu of proceeding with condemnation of a tract of land containing approximately 18,745 square feet from Noel N. Washington located near the intersection of Wintergreen Road and Sunny Meadow Drive for the Southwest 120/96-inch Water Transmission Pipeline Project - Not to exceed \$36,678 (\$34,678 plus closing costs not to exceed \$2,000) - Financing: Water Utilities Capital Improvement Funds **[10-2150; APPROVED]**
49. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of a tract of land containing approximately 55,108 square feet located on Greenville Avenue between Blackwell Street and Park Lane for the construction of Fire Station No. 37 - Not to exceed \$2,370,000 (\$2,350,000 plus closing costs not to exceed \$20,000) - Financing: 2006 Bond Funds **[10-2151; APPROVED]**
50. Authorize support for projects selected within the City of Dallas for the Regional Transportation Council Sustainable Development Program and authorize the City Manager to negotiate agreements with the North Central Texas Council of Governments and private sector partners, where applicable - Financing: No cost consideration to the City **[10-2152; APPROVED AS AN INDIVIDUAL ITEM]**
51. Authorize the deposit of a Special Commissioners' Award and settlement of the condemnation suit City of Dallas v. Isiah Turner, et al, Cause No. cc-10-01243-b, in County Court at Law No. 2, for acquisition from Isiah Turner of approximately 14,366 square feet of land improved with a single-family dwelling located near the intersection of Fernwood and Georgia Avenues for the Fernwood Erosion Control Project - \$66,044 - Financing: 2003 Bond Funds **[10-2153; APPROVED]**

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

52. An ordinance granting a revocable license to Crow Family Foundation, Inc. for the use of approximately 50 square feet of land to maintain and use three sculptures on a portion of Flora Street right-of-way located near its intersection with Olive Street - Revenue: \$1,000 one-time fee plus the \$20 ordinance publication fee **[10-2154; APPROVED; ORDINANCE 27967]**
53. An ordinance granting a revocable license to USA Shade & Fabric Structures, Inc. for the use of a total of approximately 890 square feet of land to install and maintain subsurface conduits under a portion of Dividend Drive right-of-way located near its intersection with Chancellor Row - Revenue: \$1,000 annually plus the \$20 ordinance publication fee **[10-2155; APPROVED; ORDINANCE 27968]**
54. An ordinance abandoning a portion of a fire lane, access and egress easement to Fairways at La Reunion, LLC, the abutting owner, containing approximately 235 square feet of land located near the intersection of Fort Worth Avenue and Bahama Drive - Revenue: \$5,400 plus the \$20 ordinance publication fee **[10-2156; APPROVED; ORDINANCE 27969]**
55. An ordinance abandoning portions of a right-of-way easement, a water easement, three sanitary sewer easements and two water and sanitary sewer easements to Dallas Area Rapid Transit, the abutting owner, containing a total of approximately 53,864 square feet of land located near the intersection of Lawnview Avenue and Scyene Road, and authorizing the quitclaim - Revenue: \$12,200 plus the \$20 ordinance publication fee **[10-2157; APPROVED; ORDINANCE 27970]**

Trinity Watershed Management

56. Authorize settlement in lieu of proceeding with condemnation of an improved tract of land containing approximately 7,000 square feet from Desoto Real Estate Resource located near the intersection of Colonial Avenue and Starks Avenue for the Trinity Parkway - Not to exceed \$23,000 (\$21,000 plus closing costs not to exceed \$2,000) - Financing: 1998 Bond Funds **[10-2158; APPROVED]**

Water Utilities

57. Authorize a contract for the installation of water and wastewater mains at 29 locations (list attached) - P & E Contractors, Inc., lowest responsible bidder of nine - Not to exceed \$7,722,181 - Financing: Wastewater Capital Improvement Funds (\$4,127,418) and Water Utilities Capital Improvement Funds (\$3,594,763) **[10-2159; APPROVED]**
58. Authorize a professional services contract with Black & Veatch Corporation to provide engineering services for electrical improvements at the East Side Water Treatment Plant - Not to exceed \$1,661,178 - Financing: Water Utilities Capital Improvement Funds **[10-2160; APPROVED]**

CONSENT AGENDA (Continued)

Water Utilities (Continued)

- 59. Authorize Supplemental Agreement No. 1 to the professional services contract with Kellogg Brown & Root Services, Inc. for engineering services to address some of the recommendations of the Western Dam inspections and to comply with the Texas Commission on Environmental Quality regulations - Not to exceed \$806,148, from \$997,709 to \$1,803,857 - Financing: Water Utilities Capital Construction Funds **[10-2161; APPROVED]**

ITEMS FOR INDIVIDUAL CONSIDERATION

City Secretary's Office

- 60. 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) **[10-2162; INDIVIDUAL; APPOINTMENT MADE TO BOARDS AND COMMISSIONS]**

ITEMS FOR FURTHER CONSIDERATION

Economic Development

Oak Cliff Gateway TIF District

Note: Item Nos. 61 and 62 must be considered collectively.

- 61. * Authorize **(1)** a development agreement with Hydrogen on Tilden, LLC to dedicate future TIF revenues for eligible project costs related to environmental remediation and demolition, and public infrastructure improvements to be located at 265 East Tilden Street in Tax Increment Financing Reinvestment Zone Number Three (Oak Cliff Gateway TIF District); and **(2)** the Oak Cliff Gateway TIF District Board of Directors to dedicate up to \$3,000,000 from future Oak Cliff Gateway TIF District revenues in accordance with the development agreement - Not to exceed \$3,000,000 - Financing: Oak Cliff Gateway TIF District Funds **[10-2163; POSTPONED UNTIL OCTOBER 13, 2010]**
- 62. * A resolution declaring the intent of Tax Increment Financing Reinvestment Zone Number Three (Oak Cliff Gateway TIF District) to reimburse Hydrogen on Tilden, LLC up to \$3,000,000 for certain TIF-eligible project costs related at 265 East Tilden Street in the Oak Cliff Gateway TIF District - Financing: No cost consideration to the City **[10-2164; POSTPONED UNTIL OCTOBER 13, 2010]**

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

DESIGNATED PUBLIC SUBSIDY MATTERS

Economic Development**Maple/Mockingbird TIF District**

Note: Item Nos. 63 and 64 must be considered collectively.

63. * Authorize **(1)** a development agreement with Reserve at Stutz Road, LLC to dedicate future TIF revenues for eligible project costs related to environmental remediation and demolition, and infrastructure/utility improvements to be located at 2303 Stutz Road in Tax Increment Financing Reinvestment Zone Number Eighteen (Maple/Mockingbird TIF District); and **(2)** the Maple/Mockingbird TIF District Board of Directors to dedicate up to \$98,200 from future Maple/Mockingbird TIF District revenues in accordance with the development agreement - Not to exceed \$98,200 - Financing: Maple/Mockingbird TIF District Funds [**10-2165; APPROVED**]
64. * A resolution declaring the intent of Tax Increment Financing Reinvestment Zone Number Eighteen (Maple/Mockingbird TIF District) to reimburse Reserve at Stutz Road, LLC up to \$98,200 for certain TIF-eligible project costs related to 2303 Stutz Road in the Maple/Mockingbird TIF District - Financing: No cost consideration to the City [**10-2166; APPROVED**]

PUBLIC HEARINGS AND RELATED ACTIONS**Sustainable Development and Construction****ZONING CASES – CONSENT [10-2167]**

65. A public hearing to receive comments regarding an application for and an ordinance granting a renewal of and amendment to Specific Use Permit No. 1570 for an open-enrollment charter school on Tract 1 and a private recreation center, club, or area on Tract 2 on property zoned an RR Regional Retail District with Historic Overlay No. 90 on a portion and an MF-2(A)-D Multifamily District with a Dry Liquor Control Overlay on the northwest corner of Jefferson Boulevard and Marsalis Avenue [**10-2168; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 27971**]
Recommendation of Staff and CPC: Approval for a five-year period with eligibility for automatic renewal for additional five-year periods, subject to a site plan and conditions Z089-265(OTH)
66. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Specific Use Permit No. 1401 for an industrial (outside) use for a concrete batch plant on property zoned an (IR) Industrial Research District on the east side of Dowdy Ferry Road, north of I-20 [**10-2169; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE 27972**]
Recommendation of Staff and CPC: Approval, for a ten-year period with eligibility for automatic renewals for additional ten-year periods, subject to a site plan and conditions Z090-151(WE)

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

67. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development District No. 803 and an ordinance granting the renewal of Specific Use Permit No. 1262 for a private school on property zoned Planned Development District No. 803 on the northwest corner of Midway Road and Rosa Road **[10-2170; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCES 27973 AND 27974]**
Recommendation of Staff and CPC: Approval of an amendment to Planned Development No. 803, subject to conditions and approval of Specific Use Permit No. 1262 for a private school for a five-year period with eligibility for automatic renewals for additional five-year periods, subject to conditions
Z090-179(WE)
68. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to and expansion of Planned Development District No. 682 for a public school other than an open enrollment charter school and MF-2(A) Multifamily District uses on property zoned Planned Development District No. 682 and an MF-2(A) Multifamily District on the northwest side East 9th Street between Beckley Avenue and Patton Avenue and the southeast side of East 9th Street between Storey Street and Crawford Street **[10-2171; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 27975]**
Recommendation of Staff and CPC: Approval, subject to a development plan, landscape plan and conditions
Z090-197(MG)
69. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for an open enrollment charter school use on property zoned a CR Community Retail District and a CR-D-1 Community Retail District with a Dry Liquor Control Overlay on the southwest corner of Lake June Road and Masters Drive **[10-2172; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 27976]**
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 conditions
Z090-205(MG)

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS

Economic Development**Enterprise Zone Participation
and Nominations****Note:** Item Nos. 70, 71, 72, 73, 74 & 75
must be considered collectively.

70. * A public hearing to receive comments concerning the City of Dallas's participation in the Texas Enterprise Zone Program pursuant to the Texas Enterprise Zone Act, Chapter 2303 Texas Government Code as revised effective August 11, 2007, in order to allow the nomination of DRS Technologies, 13544 & 13532 Central Expressway as an Enterprise Zone Project - Financing: No cost consideration to the City **[10-2173; HEARING CLOSED; APPROVED]**
71. * Authorize the nomination by ordinance of DRS RSTA, Inc. located at 13544 & 13532 Central Expressway in Dallas to receive designation as an Enterprise Project under the Texas Enterprise Zone Act, as amended (Government Code, Chapter 2303) to the Office of the Governor Economic Development and Tourism through the Economic Development Bank - Financing: No cost consideration to the City **[10-2174; HEARING CLOSED; APPROVED; ORDINANCE 27977]**
72. * Authorize the nomination of JPMorgan Chase & Co. located at 2200 Ross Avenue and 700 North Pearl Street to receive designation as an Enterprise Project under the Texas Enterprise Zone Act, as amended (Government Code, Chapter 2303) to the Office of the Governor Economic Development and Tourism through the Economic Development Bank - Financing: No cost Consideration to the City **[10-2175; HEARING CLOSED; APPROVED]**
73. * Authorize the nomination of Laboratory Corporation of America (LabCorp) located at 7777 Forest Lane to receive designation as an Enterprise Project under the Texas Enterprise Zone Act, as amended (Government Code, Chapter 2303) to the Office of the Governor Economic Development and Tourism through the Economic Development Bank - Financing: No cost consideration to the City **[10-2176; HEARING CLOSED; APPROVED]**
74. * Authorize the nomination of Mary Kay Inc. located at 1330 Regal Row and 2213 Connector Drive to receive designation as an Enterprise Project under the Texas Enterprise Zone Act, as amended (Government Code, Chapter 2303) to the Office of the Governor Economic Development and Tourism through the Economic Development Bank - Financing: No cost consideration to the City **[10-2177; HEARING CLOSED; APPROVED]**
75. * Authorize the nomination of The Neiman-Marcus Group, Inc. located at 4121 Pinnacle Point Drive to receive designation as an Enterprise Project under the Texas Enterprise Zone Act, as amended (Government Code, Chapter 2303) to the Office of the Governor Economic Development and Tourism through the Economic Development Bank - Financing: No cost consideration to the City **[10-2178; HEARING CLOSED; APPROVED]**

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS (Continued)

Office of Financial Services

76. A public hearing to receive comments on the proposed FY 2010-11 Operating, Capital, Grant and Trust budgets - Financing: No cost consideration to the City **[10-2179; HEARING CLOSED]**

**ADDENDUM
CITY COUNCIL MEETING
AUGUST 25, 2010
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A. M.**

ADDITIONS:

Closed Session **[10-2180; NOT HELD]**
Attorney Briefings (Sec. 551.071 T.O.M.A.)

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- United States of America et al. v. City of Dallas et al., Civil Action No. 3:09-CV-1452-O

CONSENT ADDENDUM

Business Development & Procurement Services

1. Authorize the purchase of a three-year insurance policy for commercial property insurance for money and securities, boilers and machinery, property and fine arts from October 1, 2010 through September 30, 2013 - Wells Fargo Insurance Services USA, Inc., most advantageous proposer of four - Not to exceed \$7,400,000 - Financing: Current Funds (subject to annual appropriations) **[10-2181; APPROVED]**

**Electronic Patient Care
Reporting System**

Note: Addendum Item Nos. 2 and 3
must be considered collectively.

2. * Authorize a one-year service contract, with four one-year extension options, for hardware maintenance and a software subscription agreement for a specialized electronic patient care reporting system for Dallas Fire-Rescue - Emergidata, Inc., Sole Source - Not to exceed \$444,000 - Financing: Current Funds (subject to annual appropriations) **[10-2182; APPROVED AS AN INDIVIDUAL ITEM]**
3. * Authorize **(1)** a five-year and six-month service contract, with two one-year extension options, for the billing, collection and reporting of emergency ambulance fees with the option to include hardware maintenance and a specialized electronic patient care reporting system during the contract term; and **(2)** a five-year and six-month service contract, with two one-year extension options, for fire services fees - Advanced Data Processing, Inc., most advantageous proposer of five - Estimated Net Annual Revenue: \$17,909,068 **[10-2183; APPROVED AS AN INDIVIDUAL ITEM]**

**ADDENDUM
CITY COUNCIL MEETING
AUGUST 25, 2010**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Housing/Community Services

4. Authorize **(1)** an amendment to the NSP Program Statement for the City Manager, or her designee, to be authorized to implement the Housing/Community Services NSP Program as per Exhibit A, and any documents necessary to implement this certain program be authorized for execution; and **(2)** the execution of a loan agreement in the amount of \$500,000 at 0% interest with South Dallas/Fair Park Inncity Community Development Corporation (ICDC) for the acquisition, redevelopment, and sale of vacant, foreclosed property for new affordable housing in accordance with Neighborhood Stabilization Program (NSP) - Total not to exceed \$500,000 - Financing: 2008-09 Neighborhood Stabilization Program Grant Funds **[10-2184; APPROVED]**
5. Authorize the execution of a loan agreement in the amount of \$500,000 at 0% interest with East Dallas Community Organization (EDCO) for the acquisition, redevelopment, and sale of vacant, foreclosed property for new affordable housing in accordance with Neighborhood Stabilization Program - Total not to exceed \$500,000 - Financing: 2008-09 Neighborhood Stabilization Program Grant Funds **[10-2185; APPROVED]**
6. Authorize the execution of a loan agreement in the amount of \$1,500,000 at 0% interest with City Wide Community Development Corporation (CWCDC) for the acquisition, redevelopment, and sale of vacant, foreclosed property for new affordable housing in accordance with Neighborhood Stabilization Program - Total not to exceed \$1,500,000 - Financing: 2008-09 Neighborhood Stabilization Program Grant Funds **[10-2186; APPROVED]**

Trinity Watershed Management

7. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from the Dallas Housing Authority of an unimproved tract of land containing approximately 15.419 acres located at the intersection of U.S. Highway 175 and Municipal Street for the Rochester Levee - Not to exceed \$80,200 (\$76,700 plus closing costs not to exceed \$3,500) - Financing: U. S. Army Corps of Engineers Project Cooperation Funds **[10-2187; APPROVED]**

Street Group 06-450
 Agenda Item #37

	<u>Council District</u>	<u>Amount</u>
<u>Alley Reconstruction Improvements</u>		
Alley between Sixth Street and Seventh Street from North Patton Street to North Denver Street	1	\$16,850.00
Alley between West Davis Street and Fouraker Street from North Tyler Street to Vernon Avenue	1	\$23,405.00
<u>Intersection Improvement</u>		
Frankford Road at Kelly Boulevard	12	\$31,650.00
<u>Street Petition Improvements</u>		
Avon Street from Westmount Avenue to Cliffdale Avenue	3	\$30,795.00
Cliffdale Avenue from Avon Street to Dead-end	3	\$48,775.00
Marcell Avenue from Dacki Avenue to Hord Street	1	\$43,470.00

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**Sidewalk Group 06-140
Agenda Item #41**

<u>Sidewalk Improvements</u>	<u>Council District</u>
Ewing Avenue (S) (leave outs) from Clarendon Drive to 12th Street	1, 7
Huttig Avenue from Shortal Drive to South Buckner Boulevard	4

**Franchises for Solid Waste Collection and Hauling
Agenda Item #45**

<u>Franchise Haulers</u>	<u>Estimated Annual Revenue</u>
The Holbrook Company, Inc	\$1,000.00
Absolut Waste Solutions	\$1,000.00
Discount Waste Removal	<u>\$1,000.00</u>
Total	\$3,000.00

**Installation of Water and Wastewater Mains at 29 Locations
Agenda Item #57**

District 1

**Poinsettia Drive from Westmoreland Road to Superior Street
Superior Street from Poinsettia Drive north**

District 3

Mary Cliff Road from Kyle Avenue north*

District 4

**Alley between Gaylord Drive and Traymore Avenue from Traymore Avenue southwest
Alley between Madrid Street and Atoll Drive from Belknap Avenue to Crest Avenue*
Alley between Michigan Avenue and Arizona Avenue from Appian Way to Edgemont Avenue*
Alley between Traymore Avenue and Whitley Drive from Hillburn Drive southwest
Appian Way from Michigan Avenue west*
Colebrook Street from Gaylord Drive to Prichard Lane
Dugan Street from Gaylord Drive to Prichard Lane
Gaylord Drive from Tillman Street to Colebrook Street
Hendricks Avenue from Denley Drive to Moore Street
Huttig Avenue from Gaylord Drive to Loop 12 (Buckner Boulevard)
Seydel Street from Gaylord Drive east**

District 5

**Adelaide Drive from Burnside Avenue west
Alley between Hillard Drive and Seco Boulevard from Traymore Avenue northeast
Alley between Mattison Street and Rosemead Drive from Hillburn Drive southeast
Alley between Ramona Avenue and Frio Drive from Atlas Drive to Adelaide Drive*
Alley between Seco Boulevard and Mattison Street from east of Hillburn Drive east
Burnside Avenue from Adelaide Drive to Kingsley Drive
Easement between World Store Court and Loop 12 (Buckner Boulevard) from Trade Village Place south
Reno Court from north Prichard Lane to south Prichard Lane
Tenino Street from Pleasant Drive to Holcomb Road
Trade Village Place from Gardenview Drive east**

District 7

Loomis Avenue from Interstate Highway 45 (Julius Schepps Freeway) to Lamar Street

District 8

**Homeplace Drive from Southgate Lane to St. Augustine Drive
Leota Drive from Pleasant Oaks Drive to Cheyenne Road
Sunburst Drive from Homeplace Drive to Marvel Drive
Uarda Drive from Elam Road to Tara Lane**

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***Trenchless Technology**