

AGENDA
CITY COUNCIL MEETING
OCTOBER 13, 2010
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A. M.

Invocation and Pledge of Allegiance (Council Chambers) **[10-2552]**

Agenda Item/Open Microphone Speakers **[10-2553]**

VOTING AGENDA

1. Approval of Minutes of the September 22, 2010 City Council Meeting **[10-2554; APPROVED]**

CONSENT AGENDA [10-2555; APPROVED]

Aviation

2. Authorize the City Manager to accept a grant from the Federal Aviation Administration and accept reimbursement funds in the amount of \$67,509, which is 75% of the estimated eligible project cost, and to apply for and accept future increases up to a maximum of \$100,000 for the federal share of the eligible project cost for a wildlife hazard assessment at Dallas Love Field - Not to exceed \$67,509 - Financing: Federal Aviation Administration Grant Funds **[10-2556; APPROVED]**

Business Development & Procurement Services

3. Authorize a three-year master agreement for fiberglass manhole structures and accessories that allow access into water and wastewater systems - L.F. Manufacturing, Inc. in the amount of \$144,201, HD Supply Waterworks, LTD in the amount of \$42,700 and Doug Meadows Co. LLC in the amount of \$17,390, lowest responsible bidders of three - Total not to exceed \$204,291 - Financing: Water Utilities Current Funds **[10-2557; APPROVED]**

CONSENT AGENDA (Continued)**Business Development & Procurement Services (Continued)****Temporary Information Technology Professionals****Note:** Item Nos. 4 and 5 must be considered collectively.

4. * Authorize **(1)** rescinding the three-year service contract with HRT Staffing Services and LanceSoft, Inc., previously approved on February 10, 2010, by Resolution No. 10-0447, for temporary information technology professionals; and **(2)** a three-year service contract for temporary information technology professionals - DFW Technology, Inc. in the amount of \$587,400 and EJES, Incorporated in the amount of \$499,200, lowest responsible bidders of twenty-two - Total not to exceed \$1,086,600 - Financing: Current Funds (subject to annual appropriations) **[10-2558; APPROVED]**
5. * Authorize Supplemental Agreement No. 1 to increase the service contract with Sierra Infosys, Inc. in the amount of \$1,023,600, from \$324,480 to \$1,348,080, Stark Holding in the amount of \$839,339, from \$57,425 to \$896,764, Global Information Systems in the amount of \$459,439, from \$154,716 to \$614,155, InfowareTech, Inc. in the amount of \$40,311, from \$458,492 to \$498,803 and Management Recruiters of Woodbridge, Inc. in the amount of \$32,146, from \$505,664 to \$537,810 for temporary information technology professionals - Total not to exceed \$2,394,835, from \$1,500,777 to \$3,895,612 - Financing: Current Funds (subject to annual appropriations) **[10-2559; APPROVED]**
6. Authorize a three-year master agreement for parts to repair lawn maintenance equipment - Richardson Saw and Lawnmowers in the amount of \$517,900, Landmark Equipment, Inc. in the amount of \$404,600, Professional Turf Products, LLC in the amount of \$281,200, Longhorn, Inc. in the amount of \$258,800, Ed's Lawn Equipment in the amount of \$122,900, Tom Loftus, Inc. dba Austin Turf & Tractor in the amount of \$46,000, and Montage Enterprises, Inc. in the amount of \$1,000, lowest responsible bidders of seven and Luber Brothers in the amount of \$45,200 and Four Brothers Outdoor Power in the amount of \$2,000 through the Houston-Galveston Area Council - Total not to exceed \$1,679,600 - Financing: Current Funds (\$1,440,200), Aviation Current Funds (\$65,700) and Water Utilities Current Funds (\$173,700) **[10-2560; APPROVED]**
7. Authorize a three-year master agreement for police and public safety uniforms - Regali, Inc. in the amount of \$5,953,453 and GST Public Safety Supply, LLC. in the amount of \$55,998, most advantageous proposers of four - Total not to exceed \$6,009,451 - Financing: Current Funds **[10-2561; APPROVED AS AN INDIVIDUAL ITEM]**
8. Authorize a three-year master agreement for recruit training clothing for Police - Classic Caps & Embroidery, lowest responsible bidder of seven - Not to exceed \$66,261 - Financing: Current Funds **[10-2562; APPROVED]**

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

9. Authorize **(1)** the rejection of bids received for automotive body shop repairs; **(2)** the re-advertisement for new bids; and **(3)** Supplemental Agreement No. 1 to the service contract with First Class Auto, Inc. in the amount of \$700,656, Martin's Paint & Body Shop in the amount of \$350,328 and Six Construct, Inc. dba Budget Auto Body Shop in the amount of \$350,328 for automotive body parts and labor - Total not to exceed \$1,401,312, from \$8,405,250 to \$9,806,562 - Financing: Current Funds **[10-2563; APPROVED AS AN INDIVIDUAL ITEM]**
10. Authorize a two-year service contract, with three one-year renewal options, for minor plumbing repairs and installation of ultra low flow toilets, showerheads and faucet aerators for the Minor Plumbing Repair program - Demolition & Construction Services, Inc., lowest responsible bidder of seven - Not to exceed \$873,638 - Financing: Water Utilities Current Funds (subject to annual appropriations) **[10-2564; APPROVED]**
11. Authorize the purchase of heavy equipment and vehicles - RDO Equipment Co. in the amount of \$414,730, Southwest International Trucks, Inc. in the amount of \$302,889 and Philpott Motors, Ltd. in the amount of \$134,794, lowest responsible bidders of seven - Total not to exceed \$852,413 - Financing: 2010 Certificates of Obligation (\$414,730), Water Utilities Current Funds (\$302,889) and Confiscated Monies Funds (\$134,794) **[10-2565; APPROVED]**
12. Authorize the purchase of tactical armor and gear for Police - Markl Supply Company, Inc. in the amount of \$109,986 and Simmons Law Enforcement, Inc. in the amount of \$74,545, lowest responsible bidders of five - Total not to exceed \$184,531 - Financing: U. S. Department of Homeland Security Grant Funds **[10-2566; APPROVED]**
13. Authorize the purchase of 80 squad cars - Dallas Dodge, through the Houston-Galveston Area Council of Governments, a Texas Local Government Purchasing Cooperative - Not to exceed \$1,916,511 - Financing: Current Funds **[10-2567; APPROVED]**

Housing/Community Services

14. Authorize **(1)** the acceptance of an additional grant from the Texas Department of Housing and Community Affairs in the amount of \$6,591,590 to provide funding for residential weatherization improvements to achieve energy efficiency improvements within the City of Dallas; and **(2)** execution of the grant agreement - Not to exceed \$6,591,590, from \$6,591,590 to \$13,183,180 - Financing: Texas Department of Housing and Community Affairs Grant Funds **[10-2568; APPROVED]**
15. Authorize a secured, no interest, forgivable loan agreement with Legacy Counseling Center, Inc. to provide for non-substantial rehabilitation at Legacy Founders Cottage located at 828 South Tyler Street for the period October 1, 2010 through September 30, 2011 - Not to exceed \$7,000 - Financing: 2010-11 Housing Opportunities for Persons with AIDS Grant Funds **[10-2569; APPROVED]**

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

16. Authorize the second renewal option to the contract with Vogel Alcove, Inc. for the provision of child care services for homeless families for the period October 1, 2010 through September 30, 2011 - Not to exceed \$74,985 - Financing: 2010-11 Community Development Block Grant Funds (\$43,985) and Current Funds (\$31,000) (subject to appropriations) **[10-2570; APPROVED]**

Office of Financial Services

17. An ordinance establishing residential and commercial Rate Rider IR-Infrastructure Replacement for natural gas service to be charged by Atmos Energy Corporation - Financing: No cost consideration to the City **[10-2571; CORRECTED ON THE ADDENDUM; APPROVED AS AN INDIVIDUAL ITEM; ORDINANCE 28026]**
18. Authorize payment of annual membership fees and continuation of arrangements for providing specialized municipal-related services to the Airports Council International - North America in the amount of \$54,129, American Water Works Association Research Foundation in the amount of \$254,122, Dallas Regional Mobility Coalition in the amount of \$37,500, National Association of Clean Water Agencies in the amount of \$27,160, National League of Cities in the amount of \$34,607, North Central Texas Regional Certification Agency in the amount of \$36,180, North Central Texas Council of Governments in the amount of \$131,635, North Texas Commission in the amount of \$54,096, Regional Public Works Program in the amount of \$40,955, Regional Storm Water Management Program of North Central Texas in the amount of \$33,130, The Steering Committee of Cities Served by Oncor in the amount of \$133,000, Texas Coalition of Cities For Utility Issues in the amount of \$53,200, Texas Municipal League in the amount of \$48,293, United States Conference of Mayors in the amount of \$40,235, and Water Environment Research Foundation in the amount of \$78,552 - Total not to exceed \$1,056,794 - Financing: Current Funds (\$609,701), Stormwater Drainage Management Funds (\$33,130), Aviation Current Funds (\$54,129) and Water Utilities Current Funds (\$359,834) **[10-2572; APPROVED]**

Office of Management Services

19. Authorize adoption of the City of Dallas' State Legislative Program for the 82nd Session of the Texas State Legislature - Financing: No cost consideration to the City **[10-2573; APPROVED]**
20. Authorize a professional services contract with CapitalEdge Strategies, LLC to provide federal legislative services to the City for the period of October 1, 2010 through September 30, 2011 - Not to exceed \$160,000 - Financing: Current Funds **[10-2574; APPROVED]**
21. Authorize a professional services contract with HillCo Partners, LLC for state legislative information and related services for the period October 1, 2010 through September 30, 2011 - Not to exceed \$75,000 - Financing: Water Utilities Current Funds **[10-2575; APPROVED]**

CONSENT AGENDA (Continued)**Office of Management Services (Continued)**

22. Authorize a personal services contract with Randy C. Cain for state legislative services for the period October 1, 2010 through September 30, 2011 - Not to exceed \$75,000 - Financing: Current Funds **[10-2576; APPROVED]**
23. Authorize a personal services contract with Jesse Romero for state legislative services for the period October 1, 2010 through September 30, 2011 - Not to exceed \$15,000 - Financing: Current Funds **[10-2577; APPROVED]**
24. Authorize a personal services contract with Kwame Walker for state legislative services for the period October 1, 2010 through September 30, 2011 - Not to exceed \$45,000 - Financing: Current Funds **[10-2578; APPROVED]**

**Trinity River Corridor Project
Legislative Services**

Note: Item Nos. 26 and 26
must be considered collectively.

25. * Authorize a personal services contract with Hector Alcalde for legislative services regarding the Trinity River Corridor Project for the period October 1, 2010 through September 30, 2011 - Not to exceed \$73,800 - Financing: Current Funds **[10-2579; APPROVED]**
26. * Authorize a personal services contract with Paul Schlesinger for legislative services regarding the Trinity River Corridor Project for the period October 1, 2010 through September 30, 2011 - Not to exceed \$43,650 - Financing: Current Funds **[10-2580; APPROVED]**

Park & Recreation

27. Authorize a contract for a pavilion replacement and parking lot improvements at Royal Park located at 3461 Royal Lane - RoeschCo Construction, Inc., best value proposer of thirteen - Not to exceed \$442,800 - Financing: 2006 Bond Funds **[10-2581; APPROVED]**
28. Authorize **(1)** a contract with McCarthy Building Companies, Inc., best value proposer of four, in the amount of \$13,340,169 for a new park to be constructed on top of a structural deck, including parkscape and landscape, restaurant and cafe, performance pavilion, promenade, plazas, connecting walkways, dog park, solar lighting, electrical, mechanical, plumbing and security systems at Woodall Rodgers Park from St. Paul Street to Pearl Street; **(2)** the receipt and deposit of funds from the Woodall Rodgers Park Foundation in the amount of \$9,090,169; and **(3)** an increase in appropriations in the amount of \$1,586,250, from \$7,503,919 to \$9,090,169 in the Woodall Rodgers Development Fund - Not to exceed \$13,340,169 - Financing: 2006 Bond Funds (\$4,250,000) and Woodall Rodgers Development Funds (\$9,090,169) **[10-2582; APPROVED]**
29. Authorize a professional services contract with Armstrong Berger, Inc. for schematic design through construction administration services for restoration of the historic elements; new walks from Lemmon Avenue and Hall Street; and other site improvements at Robert E. Lee Park located at 3400 Turtle Creek Boulevard - Not to exceed \$26,625 - Financing: 2006 Bond Funds **[10-2583; CORRECTED ON THE ADDENDUM; APPROVED]**

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

30. Authorize an increase in the contract with J.C. Commercial, Inc. for a replacement roof at the gymnasium, commercial kitchen equipment required by code, new fire alarm system, repairs to the existing sprinkler system and partial replacement and refinishing of gym floor at Kleberg/Rylie Recreation Center located at 1515 Edd Road - Not to exceed \$157,111, from \$960,961 to \$1,118,072 - Financing: 2006 Bond Funds **[10-2584; APPROVED AS AN INDIVIDUAL ITEM]**
31. Authorize Supplemental Agreement No. 1 to the professional services contract with Half Associates, Inc. for design through construction administration services for scope adjustments required by the Environmental Protection Agency that include re-plumbing of animal barns, new wash down water collection system and additional circulation system at the Wetland Project located at 650 South R.L. Thornton Freeway - Not to exceed \$265,480, from \$191,000 to \$456,480 - Financing: Current Funds **[10-2585; APPROVED]**
32. Authorize Supplemental Agreement No. 2 to the professional services contract with McCarthy Architecture, Inc. for construction administration services for expansion of the existing recreation center and interior renovation at Ridgewood/Belcher Recreation Center located at 6818 Fisher Road - Not to exceed \$26,635, from \$85,775 to \$112,410 - Financing: 2006 Bond Funds **[10-2586; APPROVED]**

Police

33. Authorize an agreement with the Internal Revenue Service, Criminal Investigation, a Treasury law enforcement agency, for the purpose of equitable sharing from asset seizure and forfeiture pursuant to a joint operation/task force for the period October 1, 2010 through September 30, 2013 - Financing: No cost consideration to the City **[10-2587; APPROVED]**
34. Authorize an Interlocal Agreement in the form of a Memorandum of Understanding with the Texas Military Forces Joint Counter Drug Task Force for the continued support of the Dallas Police Department's Narcotics Division for the period October 1, 2010 to September 30, 2011 - Financing: No cost consideration to the City **[10-2588; APPROVED]**
35. Authorize **(1)** an application for acceptance of the Sexual Assault/Stalking Law Enforcement Training grant from the Office of the Governor, Criminal Justice Division to provide specialized training to detectives and patrol officers who respond to and investigate sexual assault and stalking offenses in the amount of \$26,500 for the period September 1, 2010 through August 31, 2011; **(2)** a local match in the amount of \$14,525; and **(3)** execution of the grant agreement - Total not to exceed \$41,025 - Financing: Office of the Governor, Criminal Justice Division State Grant Funds (\$26,500) and Current Funds (\$14,525) **[10-2589; APPROVED]**

CONSENT AGENDA (Continued)**Police (Continued)**

36. Authorize cooperative working agreements with Dallas County District Attorney's Office in the amount of \$14,000, Tarrant County District Attorney's Office in the amount of \$11,500, Potter County District Attorney's Office in the amount of \$5,000, Collin County Sheriff's Office in the amount of \$7,500, Lubbock Police Department in the amount of \$5,000, Arlington Police Department in the amount of \$10,000, Garland Police Department in the amount of \$7,000, Longview Police Department in the amount of \$13,500, Fox Valley/Internet Crimes Training and Technical Assistance Program in the amount of \$56,780, and Dallas Children's Advocacy Center in the amount of \$13,500, for the period of April 1, 2010 through March 31, 2011 - Total not to exceed \$143,780 - Financing: U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention Grant Funds **[10-2590; APPROVED]**
37. Authorize **(1)** an application for and acceptance of the 2010 Internet Crimes Against Children Continuation Grant supplement from the U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention, for response to the sexual abuse and exploitation of children facilitated by the use of computer technology related to the investigation of Internet-facilitated child exploitation, for the period April 1, 2010 through March 31, 2011; and **(2)** execution of the grant agreement - Not to exceed \$390,921 - Financing: U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention Grant Funds **[10-2591; APPROVED]**
38. Authorize **(1)** the acceptance of the Dallas Police Department Victim Services/10 grant from the U.S. Department of Justice State Office of the Governor, Criminal Justice Division in the amount of \$52,381 to adequately respond to victims of violent crime with needed aid, for the period September 1, 2010 through August 31, 2010; **(2)** a local match in the amount of \$15,909; and **(3)** execution of the grant agreement - Total not to exceed \$68,290 - Financing: Office of the Governor, Criminal Justice Division State Grant Funds (\$52,381) and Current Funds (\$15,909) **[10-2592; APPROVED]**

Public Works & Transportation

39. Authorize a contract with Admiral Construction Company, lowest responsible bidder of seven, for the construction of 12 safe routes to school improvement projects (list attached) - Not to exceed \$1,355,837 - Financing: Texas Department of Transportation Grant Funds (\$1,330,737) and Water Utilities Capital Construction Funds (\$25,100) **[10-2593; APPROVED AS AN INDIVIDUAL ITEM]**
40. Authorize a contract with Texas Standard Construction, Ltd., lowest responsible bidder of eight, for the reconstruction of sidewalks, barrier free ramps, curbs and gutters for West Dallas Sidewalk Group 2010-01 (list attached) - Not to exceed \$373,569 - Financing: 2009-10 Community Development Block Grant Reprogramming Funds **[10-2594; APPROVED]**
41. Authorize a professional services contract with APM & Associates, Inc. for the engineering design of thoroughfare improvements on Telephone Road from Bonnie View Road to Dallas Avenue - Not to exceed \$681,450 - Financing: 1998 Bond Funds **[10-2595; APPROVED]**

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

42. Authorize a professional services contract with Oglesby Greene, Inc. for architectural and engineering services for design and construction administration services for the renovation/expansion of the North Oak Cliff Branch Library located at 302 West 10th Street - Not to exceed \$480,615 - Financing: 2006 Bond Funds **[10-2596; APPROVED]**

Sustainable Development and Construction

43. A resolution authorizing the sale of approximately 177,990 square feet of unwanted and unneeded City-owned land improved with the old animal shelter located near the intersection of Forney Road and Olson Drive to Sean Huffstickler, the highest bidder - Revenue: \$276,000 **[10-2597; APPROVED AS AN INDIVIDUAL ITEM]**
44. A resolution authorizing the rejection of the only bid received from Dexter Samuel for approximately 15,032 square feet of land located at the northeast corner of Live Oak Street and Collett Avenue - Financing: No cost consideration to the City **[10-2598; APPROVED]**
45. A resolution authorizing the rejection of all bids received for approximately 34,600 square feet of land, improved with the old Lancaster/Kiest Library, located near the intersection of Lancaster Road and Corning Avenue - Financing: No cost consideration to the City **[10-2599; APPROVED]**
46. A resolution authorizing the rejection of the only bid received from Rivera Smith Family, L.P. for approximately 76,918 square feet of land located near the intersection of Wheatland and Clark Roads - Financing: No cost consideration to the City **[10-2600; APPROVED]**
47. A resolution authorizing the rejection of the only bid received from Mark Tolocko for approximately 224,106 square feet of land located near the intersection of Westmoreland and Camp Wisdom Roads - Financing: No cost consideration to the City **[10-2601; APPROVED]**
48. A resolution authorizing the sale of approximately 14,949 square feet of unwanted and unneeded City-owned land located near the intersection of Slay Street and Prairie Creek Road to Timm Wikelski, the only bidder - Revenue: \$2,035 **[10-2602; APPROVED]**
49. A resolution authorizing the sale of approximately 33,975 square feet of unwanted and unneeded City-owned land located near the intersection of Clearfield and Prairie Creek Roads to Richard Patten, the highest bidder - Revenue: \$5,568 **[10-2603; APPROVED]**

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

50. An ordinance granting the creation of a new subarea and form districts within Planned Development District No. 784, the Trinity River Corridor Special Purpose District, on property zoned an MU-2 Mixed Use District, CS Commercial Service District, IM Industrial Manufacturing District, Specific Use Permit No. 1484 for Commercial Amusement (Inside) for Class A Dance Hall in an area generally bounded by Interstate 35 and Interstate 30 to the northwest, the Union Pacific Railroad right of way to the northeast, the DART Railroad right of way to southeast, and the Trinity Levee to the southwest with retention of SUP No. 1484 and no change in the zoning on property generally bounded by Cadiz Street, the existing sumps, Riverfront Boulevard, and the Union Pacific Railroad - Z067-147- Financing: No cost consideration to the City **[10-2604; APPROVED AS AN INDIVIDUAL ITEM; ORDINANCE 28027]**
51. An ordinance abandoning a portion of a storm sewer easement to Museum of Nature and Science, the abutting owner, containing approximately 155 square feet of land located near the intersection of Field and Broom Streets - Revenue: \$5,400 plus the \$20 ordinance publication fee **[10-2605; APPROVED; ORDINANCE 28028]**
52. An ordinance abandoning portions of two sanitary sewer easements to City Wide Community Development Corporation, the abutting owner, containing a total of approximately 374 feet of land located near the intersection of Lancaster Road and Mentor Avenue - Revenue: \$5,400 plus the \$20 ordinance publication fee **[10-2606; APPROVED; ORDINANCE 28029]**
53. Authorize moving expense and replacement housing payments for Emigdio Renteria and Tomasa Renteria in the Cadillac Heights neighborhood as a result of an official written offer of just compensation to purchase real property at 709 Pontiac Avenue for future City facilities - Not to exceed \$27,499 - Financing: 2006 Bond Funds **[10-2607; APPROVED]**
54. Authorize moving expense and replacement housing payments for Estefana Cindo in the Cadillac Heights neighborhood as a result of an official written offer of just compensation to purchase real property at 907 LaSalle Drive for future City facilities - Not to exceed \$27,600 - Financing: 2006 Bond Funds **[10-2608; APPROVED]**
55. Authorize moving expense and replacement housing payments for Juan Lopez and Cristina Lopez in the Cadillac Heights neighborhood as a result of an official written offer of just compensation to purchase real property at 804 Pontiac Avenue for future City facilities - Not to exceed \$31,700 - Financing: 2006 Bond Funds **[10-2609; APPROVED]**
56. Authorize moving expense and replacement housing payments for Abel Jimenez and Maria Jimenez in the Cadillac Heights neighborhood as a result of an official written offer of just compensation to purchase real property at 1023 LaSalle Drive for future City facilities - Not to exceed \$33,700 - Financing: 2006 Bond Funds **[10-2610; APPROVED]**
57. Authorize moving expense and replacement housing payments for Maria Gonzalez in the Cadillac Heights neighborhood as a result of an official written offer of just compensation to purchase real property at 713 Buick Avenue for future City facilities - Not to exceed \$37,999 - Financing: 2006 Bond Funds **[10-2611; APPROVED]**

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

58. Authorize moving expense and replacement housing payments for Roberto Casares and Sanjuana Juanita Casares in the Cadillac Heights neighborhood as a result of an official written offer of just compensation to purchase real property at 1015 LaSalle Drive for future City facilities - Not to exceed \$43,300 - Financing: 2006 Bond Funds **[10-2612; APPROVED]**

Trinity Watershed Management

59. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Harold F. Carmichael, III of approximately 2,688 square feet of land located at the corner of Starks Avenue and US 175/SM Wright for the Trinity Parkway - Not to exceed \$33,800 (\$31,800 plus closing costs not to exceed \$2,000) - Financing: 1998 Bond Funds **[10-2613; APPROVED]**
60. Authorize settlement in lieu of proceeding with condemnation of an improved tract of land containing approximately 9,000 square feet from Fermin Lopez and Gloria Lopez located near the intersection of Lamar Avenue and Starks Avenue for the Trinity Parkway - Not to exceed \$245,000 (\$242,000 plus closing costs not to exceed \$3,000) - Financing: 1998 Bond Funds **[10-2614; APPROVED]**
61. Authorize Supplemental Agreement No. 1 to the contract with Lim & Associates, Inc., for additional storm drainage, water and wastewater design related to the storm drainage system design for Peavy Road at Galway Drive to Fuller Drive - Not to exceed \$33,187, from \$336,270 to \$369,457 - Financing: 2006 Bond Funds (\$8,070) and Water Utilities Capital Improvement Funds (\$25,117) **[10-2615; APPROVED]**

Water Utilities

62. Authorize a contract for the construction of odor control improvements at the Southside Wastewater Treatment Plant - AUI Contractors, LLC, lowest responsible bidder of three - Not to exceed \$10,727,000 - Financing: Water Utilities Capital Improvement Funds **[10-2616; APPROVED]**

**East Bank-West Bank
Wastewater Interceptor Connection**

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

63. * Authorize a contract for the East Bank-West Bank Wastewater Interceptor Connection, from Cadiz Pump Station to existing 120-inch wastewater interceptor - S. J. Louis Construction of Texas - Southland Contracting JV, lowest responsible bidder of six - Not to exceed \$20,623,401 - Financing: Water Utilities Capital Improvement Funds **[10-2617; APPROVED]**
64. * Authorize Supplemental Agreement No. 3 to the professional services contract with CP&Y, Inc. to provide additional engineering services for the proposed East Bank-West Bank Wastewater Interceptor Connection - Not to exceed \$690,860, from \$1,695,535 to \$2,386,395 - Financing: Water Utilities Capital Improvement Funds **[10-2618; APPROVED]**

ITEMS FOR INDIVIDUAL CONSIDERATION

City Secretary's Office

- 65. 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) **[10-2619; INDIVIDUAL; APPOINTMENTS MADE TO BOARDS AND COMMISSIONS]**

Sustainable Development and Construction

- 66. Authorize a zoning application on property with delinquent taxes located at 11323 Woodmeadow Parkway - Financing: No cost consideration to the City **[10-2620; APPROVED]**

DESIGNATED PUBLIC SUBSIDY MATTERS

Economic Development

Note: Item Nos. 67 and 68 must be considered collectively.

MoneyGram International Inc.

- 67. * Authorize a business personal property tax abatement agreement with MoneyGram International Inc. and/or its affiliates and subsidiaries (MPSI) located at 2828 North Harwood Street in the amount of 50 percent on the value of new business personal property for 10 years in accordance with the City's Public/Private Partnership Program - Revenue: First year revenue estimated at \$13,151; ten-year revenue estimated at \$131,505 (Estimated revenue foregone for a ten-year new business personal property abatement estimated at \$131,505) **[10-2621; APPROVED]**
- 68. * Authorize a Chapter 380 economic development grant agreement in an amount not to exceed \$278,500 with MoneyGram International Inc. and/or its affiliates and subsidiaries (MPSI) related to the relocation of its headquarters to 2828 North Harwood Street, Dallas, Texas 75201, pursuant to Chapter 380 of the Texas Local Government Code in accordance with the City's Public/Private Partnership Program - Not to exceed \$278,500 - Financing: Public/Private Partnership Funds **[10-2622; APPROVED]**

Housing/Community Services

- 69. Authorize the first of two twelve-month renewal options to the service contract with Enterprise Community Partners, Inc., a non-profit corporation, for implementation of the Mortgage Assistance Program (MAP) for the period October 1, 2010 through September 30, 2011 - Not to exceed \$3,129,470 - Financing: 2009-10 Community Development Block Grant Reprogramming Funds (1,453,763); 2010-11 Community Development Block Grant Funds (\$1,585,707) and 2010-11 HOME Investment Partnership Program Grant Funds (\$90,000) **[10-2623; APPROVED]**

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

DESIGNATED PUBLIC SUBSIDY MATTERS FOR FURTHER CONSIDERATION

Economic Development

Oak Cliff Gateway TIF District

Note: Item Nos. 70 and 71 must be considered collectively.

- 70. * 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 **[10-2624; DENIED]**
- 71. * 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 **[10-2625; DENIED]**

PUBLIC HEARINGS AND RELATED ACTIONS

Sustainable Development and Construction

ZONING CASES – CONSENT [10-2626]

- 72. A public hearing to receive comments regarding an application for and an ordinance granting a CR Community Retail District on property zoned an A(A) Agricultural District on the southwest line of Lasater Drive, southeast of Lawson Road **[10-2627; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 28030]**
Recommendation of Staff & CPC: Approval
Z090-164(RB)
- 73. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a Recycling collection center on property zoned an IR Industrial Research District on the northeast corner of Sylvan Avenue and Fabrication Street **[10-2628; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE 28031]**
Recommendation of Staff: Approval for a two-year period, subject to a site plan and conditions.
Recommendation of CPC: Approval for a two-year period with eligibility for automatic renewal for additional two-year periods, subject to a site plan and conditions
Z090-195(MG)

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

ZONING CASES - CONSENT (Continued)

- 74. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for certain Mixed Uses on property zoned a CR Community Retail District and an R-7.5(A) Single Family District on the west line of Lancaster Road, south of Ann Arbor Avenue and the west line of Denley Drive, south of Ann Arbor Avenue **[10-2629; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE 28032]**
Recommendation of Staff and CPC: Approval, subject to a Tract 1 development/Tract 2 conceptual plan, elevation and conditions
Z090-203(RB)

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

- 75. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for an utility or government installation other than listed on property within Tract A of Planned Development District 468, the Oak Cliff Gateway Special Purpose District, on the east side of Beckley Avenue at the terminus of I-30 Frontage Road **[10-2630; HEARING OPEN; HOLD UNDER ADVISEMENT UNTIL DECEMBER 8, 2010]**
Recommendation of Staff & CPC: Approval for an eight-year period, subject to a site plan and conditions
Z090-183(WE)
Note: This item was considered by the City Council at a public hearing on September 22, 2010, and was taken under advisement until October 13, 2010, with the public hearing open.

DESIGNATED ZONING CASES - INDIVIDUAL

- 76. A public hearing to receive comments regarding an application for and an ordinance granting an MH(A) Manufactured Home District and a resolution accepting deed restrictions volunteered by the applicant on property zoned an A(A) Agricultural District on the southwest line of Lasater Drive, southeast of Lawson Road **[10-2631; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 28033]**
Recommendation of Staff & CPC: Approval, subject to deed restrictions volunteered by the applicant
Z090-163(RB)

MISCELLANEOUS HEARINGS

Housing/Community Services

- 77. A public hearing to receive comments on the proposed City of Dallas FY 2010-11 Urban Land Bank Demonstration Program Plan; and at the close of the public hearing, consideration of approval of the City of Dallas FY 2010-11 Urban Land Bank Demonstration Program Plan - Financing: No cost consideration to the City **[10-2632; HEARING CLOSED; APPROVED]**

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS (Continued)

Office of Management Services

- 78. A public hearing to receive comments on a proposed municipal setting designation to prohibit the use of groundwater as potable water beneath property owned by Maple/Douglas, LP located near the intersection of Maple Avenue and Butler Street and adjacent street right-of-way, and an ordinance authorizing support of the issuance of a municipal setting designation to Maple/Douglas, LP 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 **[10-2633; HEARING CLOSED; APPROVED; ORDINANCE 28034]**
Recommendation of Staff: Approval

Park & Recreation

- 79. A public hearing to receive comments on the potential change of park use to non-park use of: **(1)** approximately 257 acres of land, being all of Elgin B. Robertson Park and **(2)** approximately 25 acres of land, being part of Joey Georgusis Park; and at the close of the hearing, consideration of a resolution authorizing the potential change of use of the park land - Financing: No cost consideration to the City **[10-2634; HEARING CLOSED; APPROVED]**

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS - UNDER ADVISEMENT

Economic Development

Reinvestment Zone and Business Personal Property Tax Abatement Authorization

Note: Item Nos. 80, 81, 82 & 83 must be considered collectively.

- 80. * A public hearing to receive comments concerning the creation of a reinvestment zone for commercial tax abatement, to be known as City of Dallas Reinvestment Zone No. 74, incorporating the 5.5 acres, of property located at 4525 Joseph Hardin Drive in Dallas, for the purpose of granting economic development incentives to Consolidated Container Company and Weingarten Realty Investors - Financing: No cost consideration to the City **[10-2635; HEARING CLOSED]**
- 81. * An ordinance designating the 5.5 acres of property located at 4525 Joseph Hardin Drive in Dallas, for the purpose of granting economic development incentives to Consolidated Container Company and Weingarten Realty Investors and establishing the boundaries of the Reinvestment Zone and providing for an effective date - Financing: No cost consideration to the City **[10-2635; APPROVED; ORDINANCE 28035]**
- 82. * Authorize a 60 percent business personal property tax abatement agreement for 5 years with Consolidated Container Company and Weingarten Realty Investors located on 5.5 acres of property located at 4525 Joseph Hardin Drive in Dallas - Revenue: First year revenue estimated at \$23,335; five-year revenue estimated at \$116,670 (Estimated revenue foregone for five-year business personal property tax abatement estimated at \$175,000) **[10-2636; APPROVED]**

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS - UNDER
ADVISEMENT (Continued)

Economic Development (Continued)

**Reinvestment Zone and Business Personal
Property Tax Abatement Authorization**

Note: Item Nos. 80, 81, 82 & 83
must be considered collectively.

83. * Authorize a Chapter 380 economic development grant agreement pursuant to the Public/Private Partnership Program with Consolidated Container Company associated with retaining the company's operation in Dallas - Not to exceed \$25,000 - Financing: Public/Private Partnership Funds **[10-2637; APPROVED]**

**ADDENDUM
CITY COUNCIL MEETING
OCTOBER 13, 2010
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A. M.**

ADDITIONS:

Closed Session **[10-2638; HELD]**

6ES

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

- Dean Krasovitsky v. City of Dallas, HUD Case No. 06-10-1075-8

CONSENT ADDENDUM

Aviation

1. Authorize an amendment to the Love Field Food and Beverage Concession Contract with Dallas Love Field Joint Venture, Ltd. ("Concessionaire") to provide for: **(1)** extension of the renewal term; **(2)** closure of food and beverage locations to accommodate Love Field Modernization Program-related construction activities; **(3)** waiver of payment of the minimum annual guarantee upon execution of the amendment; **(4)** reduction of required percentage rent payments if certain reductions in enplaned passengers occur; **(5)** reimbursement for certain unamortized capital costs incurred by Concessionaire for the extended renewal term; and **(6)** a right of first refusal for Concessionaire to acquire the right to operate up to 27% of the value of the food and beverage concessions in the new Love Field terminal building - Estimated Revenue: \$4,057,192 **[10-2639; APPROVED]**

2. Authorize an amendment to the Love Field Retail Merchandise Concession Contract with Hudson Retail Dallas, J.V. ("Concessionaire") to provide for: **(1)** extension of the renewal term; **(2)** closure of retail locations to accommodate Love Field Modernization Program-related construction activities; **(3)** waiver of payment of the minimum annual guarantee upon execution of the amendment; **(4)** reduction of required percentage rent payments if certain reductions in enplaned passengers occur; **(5)** reimbursement for certain unamortized capital costs incurred by Concessionaire for the extended renewal term; and **(6)** a right of first refusal for Concessionaire to acquire the right to operate up to 27% of the value of the retail concessions in the new Love Field terminal building - Estimated Revenue: \$1,938,799 **[10-2640; APPROVED]**

City Attorney's Office

3. Authorize settlement of the lawsuit styled Cheryl Hill and Sherrie Lopez, individually and on behalf of those similarly situated v. City of Dallas, Mary Suhm, Ryan Evans, and Eddie Burns, Civil Action No. 3:10-CV-01766-M - Not to exceed \$225,000 - Financing: Current Funds **[10-2641; APPROVED]**

**ADDENDUM
CITY COUNCIL MEETING
OCTOBER 13, 2010**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

City Controller's Office

4. Authorize the preparation, issuance, and sale of Equipment Acquisition Contractual Obligations, Series 2010 in an amount not to exceed \$19,335,000; establish parameters regarding the sale of the Bonds; approval of the execution of the Bond Purchase Agreement; establish cost of issuance; and all other matters related thereto - Not to exceed \$63,489 - Financing: 2010 Equipment Acquisition Contractual Obligation Notes - Interest Earnings **[10-2642; APPROVED]**
5. Authorize the preparation, issuance, and sale of General Obligation Refunding Bonds, Taxable, Series 2010 in an amount not to exceed \$80,000,000; establish parameters regarding the sale of the bonds; approval of the execution of the Bond Purchase Agreement and Escrow Agreement; establish cost of issuance; and all other matters related thereto - Not to exceed \$159,447 - Financing: 2010 General Obligation Taxable Bond Funds **[10-2643; APPROVED]**
6. Authorize the preparation, issuance and sale of General Obligation Refunding Bonds, Series 2010C in an amount not to exceed \$400,000,000; establish parameters regarding the sale of the Bonds; approval of the execution of the Bond Purchase Agreement and Escrow Agreement; establish cost of issuance; and all other matters related thereto - Not to exceed \$731,234 - Financing: 2010C General Obligation Bond Funds **[10-2644; APPROVED]**

Communication and Information Services

7. Authorize Supplemental Agreement No. 1 to the Acquisition Contract with AT&T for: **(1)** the purchase of upgrades to the 9-1-1 Meridian PBX telephone system and the Symposium 9-1-1 Call Center system in the amount of \$344,098; and **(2)** a twelve-month maintenance agreement for the 9-1-1 Uninterruptible Power Supply (UPS) system in the amount of \$4,395 - Total not to exceed \$348,493, from \$5,724,957 to \$6,073,450 - Financing: Current Funds **[10-2645; APPROVED]**

Office of Financial Services

8. Authorize adoption of the 2011 City Calendar - Financing: No cost consideration to the City **[10-2646; APPROVED]**

**ADDENDUM
CITY COUNCIL MEETING
OCTOBER 13, 2010**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Sustainable Development and Construction

9. A resolution authorizing the conveyance of an easement and right-of-way containing approximately 3,766 square feet of land to Oncor Electric Delivery Company, LLC for the construction and maintenance of electric transmission, distribution and communication systems across the McCommas Bluff Landfill located near the intersection of Central Expressway and Youngblood Road - Financing: No cost consideration to the City **[10-2647; APPROVED]**
10. An ordinance abandoning a portion of a water easement to Dallas Children's Advocacy Center, the abutting owner, containing approximately 3,775 square feet of land located near the intersection of Samuell Boulevard and Deer Creek Drive, and providing for the dedication of approximately 5,940 square feet of land needed for a water easement - Revenue: \$5,400 plus the \$20 ordinance publication fee **[10-2648; APPROVED; ORDINANCE 28036]**
11. An ordinance abandoning a portion of Denley Drive and street easements to City Wide Community Development Corporation and The Urban League of Greater Dallas and North Central Texas, Inc., the abutting owners, containing a total of approximately 16,156 square feet of land located near the intersection of Ann Arbor Avenue and Denley Drive, authorizing the quitclaim, and providing for the dedication of approximately 13,102 square feet of land needed for street right-of-way - Revenue: \$5,400 plus the \$20 ordinance publication fee **[10-2649; APPROVED; ORDINANCE 28037]**
12. An ordinance abandoning portions of an alley right-of-way, two street easements and two utility easements to SSWH Partners, L.P., the abutting owners, containing a total of approximately 30,436 square feet of land located near the intersection of Jason Boulevard and Amesbury Drive and authorizing the quitclaim - Revenue: \$271,675 plus the \$20 ordinance publication fee **[10-2650; APPROVED; ORDINANCE 28038]**

Trinity Watershed Management

13. Authorize acquisition of a temporary work area easement, from The Housing Authority of the City of Dallas, Texas, on two tracts of land containing a total of approximately 63.29 acres located at the intersection of U.S. Highway 175 and Municipal Street for the Rochester Levee Project, Phase I - Not to exceed \$ 286,000 (\$283,000 plus closing costs not to exceed \$3,000) - Financing: U.S. Army Corps of Engineers Project Cooperation Funds **[10-2651; APPROVED AS AN INDIVIDUAL ITEM]**

**ADDENDUM
CITY COUNCIL MEETING
OCTOBER 13, 2010**

ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION

DESIGNATED PUBLIC SUBSIDY MATTERS

Housing/Community Services

14. Authorize **(1)** a public hearing to be held on November 17, 2010 to receive comments on an amended City of Dallas proposal to submit an application to the U.S. Department of Housing and Urban Development (HUD) for a Community Development Block Grant Section 108 Guarantee Loan Program loan in the amount of \$8,492,000 to provide funds for the Lancaster Urban Village Project for land acquisition at the southeast quadrant of the intersection of South Lancaster Road and Ann Arbor Avenue and to fund a loan interest reserve, sitework, commercial development and development of a parking garage for a mixed-use, transit-oriented development along the South Lancaster Road corridor across from the Veterans Affairs Medical Center (V.A.); and at the close of the public hearing, **(2)** consideration of an application to HUD for a CDBG Section 108 Guarantee Loan Program loan for the Lancaster Urban Village Project in an amount not to exceed \$8,492,000 - Financing: No cost consideration to the City **[10-2652; APPROVED]**

CORRECTIONS:

Park & Recreation

29. Authorize a professional services contract with ~~Armstrong Berger, Inc.~~ BA Group, LLC dba Armstrong Berger for schematic design through construction administration services for restoration of the historic elements; new walks from Lemmon Avenue and Hall Street; and other site improvements at Robert E. Lee Park located at 3400 Turtle Creek Boulevard - Not to exceed \$26,625 - Financing: 2006 Bond Funds **[10-2583]**

Note: The following item is now to be considered an Item for Individual Consideration.

Office of Financial Services

17. An ordinance establishing residential and commercial Rate Rider IR-Infrastructure Replacement for natural gas service to be charged by Atmos Energy Corporation - Financing: No cost consideration to the City **[10-2571]**

Safe Routes to School Improvements
Agenda Item #39

<u>Projects</u>	<u>Council District</u>
Albert Sidney Johnston Elementary School	7
Anson Jones Elementary School	1
D. A. Hulcy Middle School	8
David G. Burnet Elementary School	6
George W. Truett Elementary School	7
Jack Lowe, Sr. Elementary School	13
Jill Stone Elementary School	13
John Ireland Elementary School	4
J. P. Starks Elementary School	7
Martin Weiss Elementary School	8
Oran M. Roberts Elementary School	2
Reinhardt Elementary School	9
Sam Tasby Middle School	13
Sarah Zumwalt Middle School	5
White Rock Elementary School	10

West Dallas Sidewalk Group 2010-01
Agenda Item #40

<u>Project</u>	<u>Limits</u>	<u>Council District</u>
Morris Street	from Winnetka Avenue to Navaro Street	6
Navaro Street	from Homeland Street to Dennison Street	6
Rutz Street	from Shaw Street to Dennison Street	6
Shaw Street	from Navaro Street to Borger Street	6