

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MARCH 10, 2010

10-0670

VOTING AGENDA MEETING
CITY COUNCIL CHAMBER, CITY HALL
MAYOR TOM LEPPERT, PRESIDING

PRESENT: [15] Leppert, Caraway (*9:12 a.m.), Medrano, Jasso, Neumann, Hill,
Salazar, Davis (*9:09 a.m.), Atkins, Kadane, Allen, Koop, Natinsky,
Margolin, Hunt (*9:11 a.m.)

ABSENT: [0]

The meeting was called to order at 9:08 a.m.

The city secretary announced that a quorum of the city council was present.

The invocation was given by John F. Fiedler, Senior Minister, First United Methodist Church.

Councilmember Salazar led the pledge of allegiance.

The meeting agenda, which was posted in accordance with Chapter 551, "OPEN MEETINGS," of the Texas Government Code, was presented.

After all business properly brought before the city council had been considered, the city council adjourned at 3:35 p.m.

Mayor

ATTEST:

City Secretary

The meeting agenda is attached to the minutes of this meeting as EXHIBIT A.

The actions taken on each matter considered by the city council are attached to the minutes of this meeting as EXHIBIT B.

Ordinances, resolutions, reports and other records pertaining to matters considered by the city council, are filed with the City Secretary as official public records and comprise EXHIBIT C to the minutes of this meeting.

*** Indicates arrival time after meeting called to order.**

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MARCH 10, 2010

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MARCH 10, 2010

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0671

CITIZEN SPEAKERS

In accordance with the City Council Rules of Procedure, the city council provided "open microphone" opportunities for the following individuals to comment on matters that were scheduled on the city council voting agenda or to present concerns or address issues that were not matters for consideration listed on the posted meeting agenda:

OPEN MICROPHONE – BEGINNING OF MEETING:

SPEAKER: Richard Sheridan, 3022 Forest Lane
REPRESENTING: The breathalyzer to reduce DWI
SUBJECT: Some Citizens

SPEAKER: O.B. Mathis Jr., 3346 Ridgemoor Cir.
SUBJECT: City business & operation

SPEAKER: Mack Middleton, 206 W. Saner Ave.
REPRESENTING: SEIU
SUBJECT: Budget

SPEAKER: Elae Thompson, 2030 Oldfield Dr.
REPRESENTING: SEIU
SUBJECT: Budget

OPEN MICROPHONE – END OF MEETING – SPOKE IN THE LAST 30 DAYS:

SPEAKER: Ozumba Lnuk-X, 4106 Vineyard Dr.
REPRESENTING: The Alpha & Omega (God)
SUBJECT: Arrogant, racist and unjust with greed

SPEAKER: Marvin Crenshaw, 5134 Malcolm X Blvd.
REPRESENTING: J.B. Jackson Jr., Institute
SUBJECT: Transparency – The Mayor

SPEAKER: Brad Kirby, 2110 Irving Blvd.
REPRESENTING: Stolen dogs
SUBJECT: Dog thieves go free

OPEN MICROPHONE – END OF MEETING – SPOKE IN THE LAST 30 DAYS:
(Continued)

SPEAKER: William Hopkins, 2011 Leath St.
SUBJECT: Trinity River Corridor Project

SPEAKER: Gwain Wooten, 1000 Grigsby St.
REPRESENTING: R.A.W. (Real American Women)
SUBJECT: Eyes can't see and ears can't hear

SPEAKER: Michael King, 2433 E. Kiest Blvd.
SUBJECT: Economic disparity/trash on city property

SPEAKER: Leslie Allen Davis, 3035 E. Ledbetter Dr.
SUBJECT: Change

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0672

Item 1: Approval of Minutes of the February 24, 2010 City Council Meeting

Councilmember Atkins moved to approve the minutes.

Motion seconded by Mayor Pro Tem Caraway and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0673

CONSENT AGENDA

The consent agenda, consisting of agenda items 2-43, and addendum addition consent agenda items 1-13, was presented for consideration.

The City Secretary requested that addendum addition consent agenda item 3 be considered as an individual item to allow citizens to speak. Mayor Leppert stated that addendum addition consent agenda item 3 would be voted on with the consent agenda but would allow citizen speakers.

Councilmember Neumann requested that addendum addition consent agenda item 13 be considered as an individual item. Mayor Leppert stated that addendum addition consent agenda item 13 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Neumann's request.

Councilmember Atkins requested that consent agenda items 5 and 7 be considered as individual items. Mayor Leppert stated the consent agenda items 5 and 7 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Atkins' request.

Councilmember Koop requested that consent agenda item 7 be considered as an individual item. Mayor Leppert stated that consent agenda item 7 would be considered as an individual item later in the meeting, there being objection voiced to Councilmember Koop's request.

Councilmember Margolin requested that consent agenda items 3 and 26 be considered as individual items. Mayor Leppert stated the consent agenda items 3 and 26 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Margolin's request.

Councilmember Hunt requested that addendum addition consent agenda item 13 be considered as an individual item. Mayor Leppert stated that addendum addition consent agenda item 13 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Hunt's request.

Councilmember Natinsky moved to approve all items on the consent agenda with the exception of consent agenda items 3, 5, 7, 26 and addendum addition consent agenda item 13 which would be considered later in the meeting.

Motion seconded by Councilmember Hill and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0674

Item 2: Authorize a one-year master agreement for dipotassium orthophosphate (chemical for corrosion control) to be used by Water Utilities - Shannon Chemical Corporation, lowest responsible bidder of six - Not to exceed \$934,000 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0675

Item 3: Authorize a three-year master agreement for compressed natural gas for fleet vehicles - Transtar Energy Company LP dba Clean Energy, Sole Source - Not to exceed \$5,389,962 - Financing: Current Funds

Councilmember Margolin requested that consent agenda item 3 be considered as an individual item. Mayor Leppert stated that consent agenda item 3 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Margolin's request.

Later in the meeting, consent agenda item 3 was brought up for consideration.

Councilmember Margolin moved to approve the item.

Motion seconded by Councilmember Natinsky and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0676

Item 4: Authorize **(1)** participation in an Interlocal Purchasing Agreement with The National Association of State Procurement Officials; **(2)** a five-year master agreement for the purchase of cardiac monitor/external defibrillators, support systems and supplies - Physio-Control, Inc. through The National Association of State Procurement Officials in the amount of \$1,333,860; and **(3)** a five-year service contract for the maintenance of cardiac monitor/external defibrillators and support systems - Physio-Control, Inc. through The National Association of State Procurement Officials in the amount of \$379,115 - Total not to exceed \$1,712,975 - Financing: Current Funds (subject to annual appropriations)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0677

Item 5: Authorize a one-year service contract, with a one-year renewal option, to provide contract labor and materials for minor home repairs and upgrades for the American Recovery and Reinvestment Act, Weatherization Assistance Program - Standard Renewable Energy, LP in the amount of \$1,206,588, Efficient Attic Systems dba Weatherization Management Group in the amount of \$1,206,588, JL Advanced Energy & Construction, Ltd. Co. in the amount of \$1,206,588, Alaniz Complete Service, LLC in the amount of \$1,206,588, H&W Cleaning Systems, Inc. dba HWC Systems in the amount of \$1,206,588 and Integrity Texas Construction, Ltd. in the amount of \$1,055,474, most advantageous proposers of twenty - Total not to exceed \$7,088,414 - Financing: Texas Department of Housing and Community Affairs Grant Funds (\$6,032,940) and US Department of Energy Grant Funds (\$1,055,474)

Councilmember Atkins requested that consent agenda item 5 be considered as an individual item. Mayor Leppert stated that consent agenda item 5 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Atkins' request.

Later in the meeting, consent agenda item 5 was brought up for consideration.

Mayor Pro Tem Caraway moved to approve the item.

Motion seconded by Councilmember Davis and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0678

Item 6: Authorize **(1)** a three-year service contract, with one two-year renewal option, for paying agent/registrar services for registered debt obligations issued May 1, 2010 through April 30, 2013 in the amount of \$1,000 with Wells Fargo Bank, N.A., most advantageous proposer of four; and **(2)** the continuation of payment to U.S. Bank, N.A and The Bank of New York Mellon as paying agents for previously registered debt obligations in the amount of \$44,000 - Total not to exceed \$45,000 - Financing: Current Funds (\$26,000), Aviation Current Funds (\$1,000), Convention and Event Services Current Funds (\$3,000) and Water Utilities Current Funds (\$15,000) (subject to annual appropriations)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0679

Item 7: Authorize a six-year service contract for elevator, escalator and moving sidewalk maintenance and repair at various city facilities - NAES Central, Inc. dba United Elevator Service in the amount of \$2,199,624 and Texas Independent Elevator in the amount of \$170,616, lowest responsible bidders of six - Total not to exceed \$2,370,240 - Financing: Current Funds (\$1,420,404), Water Utilities Current Funds (\$170,616) and Aviation Current Funds (\$779,220) (subject to annual appropriations)

Councilmember Atkins and Councilmember Koop requested that consent agenda item 7 be considered as an individual item. Mayor Leppert stated that consent agenda item 7 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Atkins and Councilmember Koop's request.

Later in the meeting, consent agenda item 7 was brought up for consideration.

Councilmember Atkins moved to approve the item.

Motion seconded by Councilmember Salazar and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0680

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

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0681

Item 9: Authorize settlement of the lawsuit styled Herlinda Reyes, Individually and as Next friend of Lisbeth Quevedo v. City of Dallas, Cause No. 08-12619-E - Not to exceed \$15,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0682

Item 10: Authorize settlement of a claim filed by Miko's Trucking, Claim No. 09254151
- Not to exceed \$18,307 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0683

Item 11: Authorize settlement of the lawsuit styled Eudreka Wilson v. City of Dallas, Cause No. 09-10557-G - Not to exceed \$45,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0684

Item 12: Authorize settlement of the lawsuit styled Roosevelt Holiday v. City of Dallas, et al., Civil Action No. 3:08-CV-2110-D - Not to exceed \$87,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0685

Item 13: Authorize settlement of the lawsuit styled Joe A. Reyes, Individually and as Executor of the Estate of Annie Reyes, Gabriela Ernestina Reyes-Gutierrez, Mary Alice Leal, Yolanda Perez, Domingo B. Reyes, and Tony Reyes v. City of Dallas, Cause No. 09-00491-B - Not to exceed \$245,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0686

Item 14: An ordinance amending Chapter 13 of the Dallas City Code to create a new municipal court of record designated as Community Court No. 14, which will be located in the South Oak Cliff area - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 27823

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0687

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

Approved as part of the consent agenda

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0688

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

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0689

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

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0690

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

Approved as part of the consent agenda

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0691

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

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0692

Item 20: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Dallas City Homes for the construction of affordable houses; **(2)** the sale of 3 vacant lots from Dallas Housing Acquisition and Development Corporation to Dallas City Homes; and **(3)** execution of a release of non-tax liens included in the foreclosure judgment, pre-judgment non-tax liens not included in the judgment, and post-judgment non-tax liens, if any (list attached) - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0693

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

Approved as part of the consent agenda

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0694

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

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0695

Item 23: Authorize a net decrease in the amount of \$2,987 to the contract with Wall Enterprises that consists of various line items, including a credit of \$42,220, for deletion of the loop trail and additions totaling \$39,233 for stone and concrete rip-rap; park entrance signage; grading for parking lot; dog stations; and other associated items at Wagging Tail Park located at 5841 Keller Springs Road - Not to exceed (\$2,987), from \$718,803 to \$715,816 - Financing: 2006 Bond Funds

Approved as part of the consent agenda

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0696

Item 24: Authorize an increase in the contract with Ark Contracting Services, LLC for repairs to the existing pedestrian bridge piers; upgrades to the vehicular bridge to achieve a higher load capacity; additional site furnishings; and other associated items at Westhaven Park located at 4600 Lynnacre Drive - Not to exceed \$39,856, from \$417,657 to \$457,513 - Financing: 2006 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0697

Item 25: Authorize an increase in the contract with Phoenix I Restoration and Construction, Ltd. for additions consisting of electrical, lighting, sewer, structural and duct work modifications; painting and coating of existing ramps, stairs, railings and back-of-house areas; and other associated items; and deductions consisting of water main installation; and utility and tank system modifications at the Fair Park Aquarium located at 1462 First Avenue - Not to exceed \$469,639, from \$7,901,000 to \$8,370,639 - Financing: 2003 Bond Funds (\$267,184) and 2006 Bond Funds (\$202,455)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0698

Item 26: Authorize Supplemental Agreement No. 1 to the professional services contract with Freese and Nichols, Inc. for modifications to the original design consisting of additional soccer fields, roads and parking, and a satellite concession building for the Elm Fork Athletic Complex located near the 2200 Block of Walnut Hill Lane - Not to exceed \$133,551, from \$1,792,293 to \$1,925,844 - Financing: 2003 Bond Funds

Councilmember Margolin requested that consent agenda item 26 be considered as an individual item. Mayor Leppert stated that consent agenda item 26 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Margolin's request.

Later in the meeting, consent agenda item 26 was brought up for consideration.

Councilmember Margolin moved to approve the item.

Motion seconded by Councilmember Salazar and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0699

Item 27: Authorize a contract for the construction of sidewalk paving and water adjustment improvements for Sidewalk Replacement Group 03-133 (list attached) - Artco International, Inc., lowest responsible bidder of eleven - Not to exceed \$201,340 - Financing: Current Funds (\$188,700) and Water Utilities Capital Construction Funds (\$12,640)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0700

Item 28: Authorize **(1)** street paving, storm drainage, water and wastewater main improvements for Meek Street from Carbondale Street to Brownsville Avenue; provide for partial payment of construction cost by assessment of abutting property owners; an estimate of the cost of the improvements to be prepared as required by law; and **(2)** a benefit assessment hearing to be held on April 28, 2010, to receive comments - Financing: No cost consideration to the City

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0701

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

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0702

**Burbank Street from Denton Drive
to Harry Hines Boulevard**

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

Item 30: Authorize Supplemental Agreement No. 2 to the professional services contract with Bucher, Willis & Ratliff Corporation for the design of water transmission main improvements on Burbank Street from Denton Drive to Harry Hines Boulevard - Not to exceed \$55,184, from \$228,494 to \$283,678 - Financing: 2003 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0703

**Burbank Street from Denton Drive
to Harry Hines Boulevard**

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

Item 31: Authorize **(1)** an Interlocal Agreement with Dallas County Park Cities Municipal Utility District for reimbursement of design and construction costs associated with the water transmission main improvements on Burbank Street from Denton Drive to Harry Hines Boulevard in the amount of \$900,000; **(2)** the receipt and deposit of funds from Dallas County Park Cities Municipal Utility District in an amount not to exceed \$900,000; and **(3)** an increase in appropriations in the amount of \$900,000 in the Capital Projects Reimbursement Fund - Not to exceed \$900,000 - Financing: Capital Projects Reimbursement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0704

Item 32: Authorize ordinances granting two franchises for solid waste collection and hauling, pursuant to Chapter XIV, of the City Charter, and Chapter 18, Article IV, of the Dallas City Code (list attached) - Estimated Annual Revenue: \$5,000

Approved as part of the consent agenda.

Assigned ORDINANCE NOS. 27824 AND 27825

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0705

Item 33: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Ronnie Lee Holmes and Gloria Dean Jones-Holmes of approximately 756 square feet of land located near the intersection of Silver Avenue and Mingo Street for the Dolphin Heights Project - Not to exceed \$8,600 (\$6,600 plus closing costs not to exceed \$2,000) - Financing: 2003 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0706

Item 34: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Sallie Miller of approximately 12,762 square feet of land located near the intersection of Haymarket and Sewell Roads for the Southwest 120/96-inch Water Transmission Pipeline Project - Not to exceed \$15,000 (\$12,762 plus closing costs not to exceed \$2,238) - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0707

Item 35: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Dallas Power & Light Company of approximately 18,912 square feet of land located near the intersection of St. Augustine Road and La Bett Drive for the Southwest 120/96-inch Water Transmission Pipeline Project - Not to exceed \$38,000 (\$33,096 plus closing costs not to exceed \$4,904) - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0708

Item 36: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Joseph Barlean and Gloria Barlean of approximately 26,335 square feet of land improved with a single family dwelling located in Kaufman County for the Lake Tawakoni 144-inch Pipeline - Not to exceed \$139,909 (\$135,909 plus closing costs not to exceed \$4,000) - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0709

Item 37: Authorize moving expense and rental assistance payments for Mayra Rodriguez and Luis Rodriguez in the Cadillac Heights neighborhood as a result of an official written offer of just compensation to purchase real property at 922 Packard Street for future City facilities - Not to exceed \$10,650 - Financing: 2006 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0710

Item 38: Authorize moving expense and rental assistance payments for Marcelino Reyes and Irma Suarez Reyes in the Cadillac Heights neighborhood as a result of an official written offer of just compensation to purchase real property at 2404 Cadillac Drive for the new Dallas Police Academy - Not to exceed \$18,000 - Financing: 2006 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0711

Item 39: Authorize moving expense and rental assistance payments for 71 eligible residents in the Acacia Village Apartments as a result of an official written offer of just compensation to purchase real property near the intersection of Park Lane and Ridgecrest Road to be used in conjunction with the Vickery Meadows Branch Library Project (list attached) - Not to exceed \$989,605 - Financing: 2006 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0712

Item 40: Authorize an Interlocal Agreement with the North Central Texas Council of Governments for the development of the 2011 City of Dallas Bike Plan - \$75,000 - Financing: 2003 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0713

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

Corrected on the addendum to the agenda.

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0714

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

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0715

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

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0716

Item 44: Consideration of appointments to boards and commissions and the evaluation and duties of board and commission members (List of nominees is available in the City Secretary's Office)

The City Secretary distributed a report showing all nominations and re-nominations received for city boards and commissions appointments for the 2009-2010 board term updated through MARCH 10, 2010.

The City Secretary noted the report indicated nominees and re-nominees for full and individual appointments cleared for council action met all qualifications for service.

Councilmember Hill moved to appoint Lois L. Lilly, Vice Chair, to the Martin Luther King Jr. Community Center Board.

Motion seconded by Councilmember Atkins and unanimously adopted.

Councilmember Hill moved to appoint all nominees to "individual appointment" positions in the report who meet all qualifications for service to the boards and commissions of the city for the term ending September 30, 2011.

Motion seconded by Councilmember Atkins and unanimously adopted.

[Information on each newly-appointed member is located in the file shown next to the name of the board.]

**10-5168 ARC AUTOMATED RED LIGHT ENFORCEMENT COMMISSION
10-5169 BOARD OFFICER**

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0717

Item 45: Consideration and appointment of a member to the Dallas/Fort Worth International Airport Board of Directors for Place 4 (Closed Session, if necessary, Personnel, Sec. 551.074, T.O.M.A) (List of nominees is available in the City Secretary's Office)

Councilmember Koop moved to appoint the following individual to the Dallas/Fort Worth Airport Board, with the term to expire January 31, 2012:

- Place 04, Forrest Smith

Motion seconded by Councilmember Atkins and unanimously adopted

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0718

Item 46: Authorize an amendment to Resolution No. 09-2218, previously approved on September 9, 2009, which authorized a secured, no interest loan with a maturity date of October 1, 2012 pursuant to the Neighborhood Stabilization Program in the amount of \$1,750,000 to Enterprise Community Partners, Inc. ("Borrower") for 50% of the acquisition costs, related acquisition costs and rehabilitation of a minimum of 10 foreclosed homes and up to a total of 25 foreclosed homes, all built after 1978, located in one or more of the ten Mapsco pages designated as areas of greatest need for the Neighborhood Stabilization Program to change the "Borrower" to EHOP/APD Solutions, Co., LLC - Not to exceed \$1,750,000 - Financing: 2008-09 Neighborhood Stabilization Program Grant Funds

In accordance with Section 7.13 of the City Council Rules of Procedures, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters", Mayor Leppert read the following certification into the record:

"By making and seconding this motion, the councilmembers represent they have undertaken sufficient examination and involvement, beyond reviewing the agenda materials, to be knowledgeable of both the facts and the circumstances of the case and to be able to develop an opinion based on such an examination of the various factors and issues involved."

Councilmember Atkins moved to approve the item.

Motion seconded by Councilmember Hill and Councilmember Davis and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0719

Item 47: Authorize the reconstruction on-site of five homes in accordance with the Reconstruction/SHARE Program Statement requirements for properties located at 3234 Kinmore Street in the amount of \$93,400, 3403 Seevers Avenue in the amount of \$93,400, 2846 Modree Avenue in the amount of \$93,400, 1436 Morrell Avenue in the amount of \$93,400 and 3726 Nomas Street in the amount of \$93,400 - Total not to exceed \$467,000 - Financing: 2008-09 Community Development Block Grant Funds

In accordance with Section 7.13 of the City Council Rules of Procedures, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters", Mayor Leppert read the following certification into the record:

"By making and seconding this motion, the councilmembers represent they have undertaken sufficient examination and involvement, beyond reviewing the agenda materials, to be knowledgeable of both the facts and the circumstances of the case and to be able to develop an opinion based on such an examination of the various factors and issues involved."

Councilmember Hill moved to approved the item.

Motion seconded by Mayor Pro Tem Caraway and Councilmember Atkins and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0720

CONSENT ZONING DOCKET

The consent zoning docket, consisting of agenda items 48-50, was presented for consideration.

Agenda item 48 was removed from the consent zoning docket, to be considered as an individual hearing.

~~Agenda item 48: Zoning Case Z089-251 (MAW)~~ [**considered individually**]

Agenda item 49: Zoning Case Z090-117 (WE)

Agenda item 50: Zoning Case Z090-127 (WE)

In the zoning cases on the consent zoning docket, the city plan commission recommended approval of the proposed changes in zoning.

Councilmember Jasso moved to close the public hearings, accept the recommendations of the city plan commission on the consent zoning cases and pass the ordinances.

Motion seconded by Deputy Mayor Pro Tem Medrano and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0721

Item 48: Zoning Case Z089-251 (MAW)

The consent zoning docket, consisting of agenda items 48-50, was presented for consideration.

A public hearing was called on zoning case Z089-251 (MAW), an application for and an ordinance granting a Planned Development Subdistrict for O-2 Office Subdistrict uses on property zoned an O-2 Office Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the southeast corner of McKinnon Street and Randall Street

(The staff and city plan commission recommended approval, subject to a development plan and conditions)

No one appeared in opposition or in favor of the city plan commission's recommendation.

In accordance with Section 7.13 of the City Council Rules of Procedures, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters", Mayor Leppert read the following certification into the record:

"By making and seconding this motion, the councilmembers represent they have undertaken sufficient examination and involvement, beyond reviewing the agenda materials, to be knowledgeable of both the facts and the circumstances of the case and to be able to develop an opinion based on such an examination of the various factors and issues involved."

Councilmember Hunt moved to close the public hearing, approve the item and pass the ordinance.

Motion seconded by Deputy Mayor Pro Tem Medrano and Councilmember Atkins and unanimously adopted.

Assigned ORDINANCE NO. 27826

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0722

Item 49: Zoning Case Z090-117 (WE)

The consent zoning docket, consisting of agenda items 48-50, was presented for consideration.

A public hearing was called on zoning case Z090-117 (WE), an application for and an ordinance granting an amendment to Specific Use Permit No. 1659 for an alcoholic beverage establishment use for a bar, lounge, or tavern and a commercial amusement (inside) for a Class A dance hall within Planned Development District No. 619 for mixed uses, on the south side of Main Street, west of Ervay Street

(The staff and city plan commission recommended approval, for a two-year period, subject to a site plan and conditions)

No one appeared in opposition to or in favor of the city plan commission's recommendation.

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 27827

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0723

Item 50: Zoning Case Z090-127(WE)

The consent zoning docket, consisting of agenda items 48-50, was presented for consideration.

A public hearing was called on zoning case Z090-127(WE), an application for and an ordinance granting an amendment to Specific Use Permit No. 1388 for an open enrollment charter school on property zoned an MF-2(A) Multifamily District, on the northeast corner of 10th Street and Tyler Street

(The staff and city plan commission recommended approval, for a five-year period with eligibility for automatic renewals for additional five-year periods, subject to a revised site plan and revised conditions)

No one appeared in opposition to or in favor of the city plan commission's recommendation.

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 27828

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0724

Item 51: Zoning Case Z090-131(WE) INDIVIDUAL

A public hearing was called on zoning case Z090-131(WE), an application for and an ordinance granting a Specific Use Permit for a community service center on property zoned an MF-1(A) Multifamily District on the west corner of Holly Hill Drive and Pineland Drive

(The staff and city plan commission recommended approval, for a two-year period, subject to a site plan and conditions)

Appearing in opposition to the city plan commission's recommendation:

Nita Kadane, 5706 Holly Hill Circle
Charles Drake, 7525 Holly Hill Dr.
Valerie Grzywinski, 7431 Holly Hill Dr.
Renee Lowery, 5710 Holly Hill Circle
Sabrina Bunks, 3226 Oliver Ave.

Appearing in favor of the city plan commission's recommendation:

Zac Thompson, 3150 Anzio Dr., Director, Dallas County Health & Human Services
Sarina Nur, 7415 Holly Hill Dr., representing Nuran Inc. & Sunchase Square
Mike Auman, 3325 Whippoorwill Ln., **Irving, TX**, representing Catholic Charities of Dallas, Inc.
Lance Rasbridge, 5211 Worth St., representing Parkland Hospital
Garry Woo, 531 Southridge Way, **Irving, TX**, representing Dallas County Health & Human Services

Mayor Leppert allowed additional citizens to state their name and address in opposition to the item for the record:

Al Taylor, 3226 Oliver Ave.
Douglas Boehk, 5715 Holly Hill Cir.
Martha Maddox, 5722 Holly Hill Cir.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

10-0724

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Mayor Leppert allowed additional citizens to state their name and addresses in favor of the item for the record: (Continued)

Eric Walker, 6347 Elder Grove Dr., representing Dallas County Health Services
Refugee Clinic

Patricia Oshing, (Not Provided)

Susan Kent, 1613 Springwood Dr., **Mesquite, TX**

Connie Dillon, 4504 Esters Rd., **Irving, TX**

Adel Abdullah, 1522 Lavon Dr., **Wylie, TX**

Joe Merrill, 807 Murdock Rd.

Councilmember Margolin moved to close the public hearing and approve the Specific Use Permit for one year effective March 10, 2010 subject to site plan and conditions with no automatic renewal.

Motion seconded by Councilmember Salazar and unanimously adopted.

Assigned ORDINANCE NO. 27829

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0725

Item 52: A public hearing to receive comments in preparation of the FY 2010-11 Operating, Capital, Grant and Trust budgets - Financing: No cost consideration to the City

The following individuals addressed the city council on the item:

Erik R. Wilson, 7942 Jubilant Dr., representing Unity Estates Homeowners Association
Gail Terrell, 1445 Firebird Dr.
Michael King, 2433 E. Kiest Blvd.
Lionel Churchill, 7439 San Jose Ave., representing Southeast Dallas Civic & Homeowner Association
Marvin Crenshaw, 5134 Malcolm X Blvd., representing J.B. Jackson Jr., Institute
Charlotte Jackson-Brown, 4120 Robertson Dr., representing Concerned Citizens
Arbertha S. Herrod, 5151 Lauderdale Dr., representing Arden Terrace Homeowners

Councilmember Davis moved to close the public hearing.

Motion seconded by Councilmember Atkins and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0726

Item 53: A public hearing to receive comments on a proposed municipal setting designation to prohibit the use of groundwater as potable water beneath properties owned by W2007 MVP Dallas, LLC located near the intersection of Bryan and Pearl Streets and adjacent street rights-of-way, and an ordinance authorizing support of the issuance of a municipal setting designation to W2007 MVP Dallas, LLC by the Texas Commission on Environmental Quality and prohibiting the use of groundwater beneath the designated property as potable water - Financing: No cost consideration to the City

(The staff recommended approval)

The City Secretary read the following statement into the record:

“Pursuant to Sections 51A-6.108 (g) (3) of the Dallas Development Code, the applicant or licensed professional engineer or professional geoscientist who is familiar with the application must be present and available to answer questions.”

The following individual addressed the city council regarding the item:

Frank Clark, Professional Engineer

Deputy Mayor Pro Tem Medrano moved to close the public hearing, accept the recommendation of the staff and pass the ordinance.

Motion seconded by Mayor Pro Tem Caraway and unanimously adopted.

Assigned ORDINANCE NO. 27830

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0727

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

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0728

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

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0729

Addendum addition 3: An ordinance amending Chapter 5 of the Dallas City Code to provide a "head-of-the-line" incentive program for taxicabs operating at Dallas Love Field that are exclusively powered by compressed natural gas - Financing: No cost consideration to the City

The City Secretary requested that addendum addition consent agenda item 3 be considered as an individual item to allow citizens to speak. Mayor Leppert stated that addendum addition consent agenda item 3 would be voted on with the consent agenda but would allow citizen speakers.

The following individuals addressed the city council on the item:

Burhan Nur, 11298 Luna Rd., representing Ambassador Taxicab
Muneeb Awan, 3625 Casaverde Ave., representing Taxicab Association
Harbi Hassan, 4010 Esters Rd., **Irving, TX**
Abvikarim Warsame, 916 Binyon Dr., **Fort Worth, TX**
Gus Tayeh, 307 Vine St., **Eules, TX**
Al-Faith Ameen, 3955 Fernando Dr., **Eules, TX**, representing Association of
Taxicab Operators

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 27831

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0730

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

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0731

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

Approved as part of the consent agenda

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0732

Addendum addition 6: Authorize the rejection of bids for the construction of the Buckner Boulevard streetscape improvement project from Bruton Road to Scyene Road; and the re-advertisement for new bids - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0733

Addendum addition 7: Authorize **(1)** the receipt and deposit of funds from Southwest Airlines Company for installation of traffic signal hardware at the intersection of Denton Drive and Love Field Drive; and **(2)** an increase in appropriations in the amount of \$72,000 in the Capital Projects Reimbursement Fund - Not to exceed \$72,000 - Financing: Capital Projects Reimbursement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0734

Addendum addition 8: Authorize Supplemental Agreement No. 1 to the professional services contract with EJES, Inc. for additional survey services for four street reconstruction projects (list attached) - Not to exceed \$92,034, from \$338,332 to \$430,366 - Financing: 2003 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0735

Addendum addition 9: Authorize settlement in lieu of proceeding further with condemnation in City of Dallas vs. Frederick Hagaman Benners, et al, Cause No. CC-07-16117-D, pending in the County Court at Law No. 4, for acquisition from Frederick Hagaman Benners for a total of approximately 15,693 square feet of land located near the intersection of Lucas and Production Drives for the Lucas Drive from Harry Hines Boulevard to Maple Avenue Project - Not to exceed \$191,500 - Financing: 1995 Bond Funds (\$75,693) and 2003 Bond Funds (\$115,807)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0736

Addendum addition 10: An ordinance granting a Specific Use Permit for a Tower/antenna for cellular communication on property zoned a CR Community Retail District on the north side of LBJ Freeway, west of Abrams Road - Z089-274 - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 27832

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0737

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

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0738

Addendum addition 12: Authorize **(1)** settlement in lieu of proceeding with condemnation of an unimproved tract of land containing approximately 17.67 acres located near the intersection of Sargent Road and Southerland Avenue from the Union Pacific Railroad Company for the Dallas Floodway Extension Project; **(2)** entering into a purchase agreement with Union Pacific Railroad Company; and **(3)** payment of earnest money in the amount of \$100 - Not to exceed \$59,500 (\$57,100 plus closing costs not to exceed \$2,400) - Financing: U.S. Army Corps of Engineers Project Cooperation Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0739

Addendum addition 13: Authorize **(1)** a feasibility cost sharing agreement with the U.S. Army Corps of Engineers (Corps) to continue and complete the study (Environmental Impact Statement) of the Dallas Floodway for the Trinity River Corridor Project which will require City of Dallas project costs in the amount of \$4,750,000; and **(2)** termination of the current feasibility cost sharing agreement with the North Central Texas Council of Governments, previously approved on June 10, 2009 by Resolution No. 09-1500 - Not to exceed \$4,750,000 - Financing: 2006 Bond Funds

Councilmember Neumann and Councilmember Hunt requested that addendum addition consent agenda item 13 be considered as an individual item. Mayor Leppert stated that addendum addition consent agenda item 13 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Neumann and Councilmember Hunt's request.

Later in the meeting, addendum addition consent agenda item 13 was brought up for consideration.

Councilmember Neumann moved to approve the item.

Motion seconded by Councilmember Salazar and Councilmember Allen.

After discussion, Councilmember Hunt moved to amend Councilmember Neumann's motion to approve the item using 1998 Bond Funds allocated for the Trinity Toll Road to continue and complete the study of the Dallas Floodway for the Trinity River Corridor Project.

Motion died for lack of second.

After further discussion, Mayor Leppert called for a vote on Councilmember Neumann's motion to approve the item.

Mayor Leppert declared the motion adopted on a divided vote, with Councilmember Hunt voting "No."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0740

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

In accordance with Section 7.13 of the City Council Rules of Procedures, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters", Mayor Leppert read the following certification into the record:

"By making and seconding this motion, the councilmembers represent they have undertaken sufficient examination and involvement, beyond reviewing the agenda materials, to be knowledgeable of both the facts and the circumstances of the case and to be able to develop an opinion based on such an examination of the various factors and issues involved."

Councilmember Allen moved to approve the item.

Motion seconded by Councilmember Atkins and Councilmember Natinsky.

After discussion, Mayor Leppert called the vote on the motion.

Mayor Leppert declared the motion adopted on a divided vote, with Councilmember Margolin voting "No."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0741

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

In accordance with Section 7.13 of the City Council Rules of Procedures, "Motions to Approve Designated Zoning Cases and Designated Public Subsidy Matters", Mayor Leppert read the following certification into the record:

"By making and seconding this motion, the councilmembers represent they have undertaken sufficient examination and involvement, beyond reviewing the agenda materials, to be knowledgeable of both the facts and the circumstances of the case and to be able to develop an opinion based on such an examination of the various factors and issues involved."

Councilmember Davis moved to approve the item.

Motion seconded by Councilmember Salazar and Councilmember Atkins and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

MARCH 10, 2010

10-0742

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

No one addressed the City Council regarding the item.

Councilmember Neumann moved to close the public hearing and approve the item.

Motion seconded by Councilmember Kadane and unanimously adopted.

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, MARCH 10, 2010

EXHIBIT C