

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 8, 2010

10-2262

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

PRESENT: [15] Leppert, Caraway, Medrano, Jasso, Neumann, Hill (*9:17 a.m.),
Salazar, Davis, Atkins (*9:03 a.m.), Kadane, Allen, Koop, Natinsky,
Margolin, Hunt (*9:12 a.m.)

ABSENT: [0]

The meeting was called to order at 9:01 a.m.

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

The invocation was given by Rabbi Shawn Zell, Tifret Israel Congregation.

Councilmember Kadane 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 2:43 p.m.

Mayor

ATTEST:

Assistant 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, SEPTEMBER 8, 2010

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 8, 2010

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2263

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: Suzette Watkins, 1801 Omar Ave.
SUBJECT: Dallas Animal Services

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

SPEAKER: Richard Sheridan, 3022 Forest Lane
REPRESENTING: Some Citizens
SUBJECT: JFK and 911

SPEAKER: Trina Triche, 1818 Corsicana St.
SUBJECT: U. S. Constitution

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2264

Item 1: Approval of Minutes of the August 25, 2010 City Council Meeting

Mayor Pro Tem Caraway moved to adopt the minutes.

Motion seconded by Councilmember Natinsky and unanimously adopted. (Hill, Hunt absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2265

CONSENT AGENDA

The consent agenda, consisting of agenda items 2-46, and addendum addition consent agenda items 1-5, was presented for consideration.

Mayor Leppert requested that consent agenda item 40 be considered as an individual item. Mayor Leppert stated that consent agenda item 40 would be considered as an individual item later in the meeting, there being no objection voiced to his request.

Mayor Pro Tem Caraway requested that consent agenda item 29 be considered as an individual item. Mayor Leppert stated that consent agenda item 29 would be considered as an individual item later in the meeting, there being no objection voiced to Mayor Pro Tem Caraway's request.

Councilmember Neumann requested that consent agenda items 22 and 38 be considered as individual items. Mayor Leppert stated that consent agenda items 22 and 38 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Neumann's request.

Councilmember Hill requested that addendum addition consent agenda item 1 be considered as an individual item. Mayor Leppert stated that addendum addition consent agenda item 1 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Hill's request.

Councilmember Atkins requested that consent agenda items 4, 24 and addendum addition consent item 1 be considered as individual items. Mayor Leppert stated the consent agenda items 4, 24 and addendum addition consent item 1 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Atkins' request.

Councilmember Koop requested that addendum addition consent agenda item 2 be considered as an individual item. Mayor Leppert stated that addendum addition consent agenda item 2 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 item 38 be considered as an individual item. Mayor Leppert stated the consent agenda item 38 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Margolin's request.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

10-2265

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Councilmember Hunt requested that addendum addition consent agenda item 1 be considered as an individual item. Mayor Leppert stated that addendum addition consent agenda item 1 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Hunt's request.

Councilmember Neumann moved to adopt all items on the consent agenda with the exception of consent agenda items 4, 22, 24, 29, 38, 40 and addendum addition consent agenda items 1 and 2 which would be considered later in the meeting.

Motion seconded by Deputy Mayor Pro Tem Medrano and unanimously adopted. (Hill, Hunt absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2266

Item 2: Authorize an increase in the daily rates charged for parking in Garages A and B at Dallas Love Field to become effective October 1, 2010 - Estimated Revenue: \$5,300,000 (increase over a two-year period)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2267

Item 3: Authorize an aircraft exhibition or flight to be conducted in conjunction with the Boy Scouts of America's 100th Anniversary Centennial Camporee; and approval of a licensee agreement between the Circle Ten Council of the Boy Scouts of America and the City for the use of certain land contained on Dallas Executive Airport for the period October 29, 2010 through October 31, 2010 - Financing: No cost consideration to the City

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2268

Item 4: Authorize a three-year professional services contract, with three one-year renewal options, for sales tax compliance review and recovery services - MuniServices, LLC, most advantageous proposer of two - Estimated Net Annual Revenue: \$2,100,000

Councilmember Atkins requested that consent agenda item 4 be considered as an individual item. Mayor Leppert stated that consent agenda item 4 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 4 was brought up for consideration.

Councilmember Atkins moved to adopt the item.

Motioned seconded by Councilmember Allen and unanimously adopted. (Hill, Hunt absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2269

Item 5: Authorize a one-year master agreement for anthracite filter media to be used in the water purification process - Mountaintop Anthracite, Inc., lowest responsible bidder of eight - Not to exceed \$351,100 - Financing: Water Utilities Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2270

Item 6: Authorize a three-year service contract for pressure washing of City owned parking lots, vertical surfaces and service vehicles and equipment - Commercial Environmental Solutions, Inc. in the amount of \$944,220 and H and W Cleaning Systems, Inc. in the amount of \$277,830, lowest responsible bidders of four - Total not to exceed \$1,222,050 - Financing: Current Funds (subject to annual appropriations)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2271

Item 7: Authorize a three-year service contract for herbicide treatment of drainage ditches and channels for Trinity Watershed Management - Landmark Earth Services, LLC., lowest responsible bidder of two - Not to exceed \$293,850 - Financing: Current Funds (subject to annual appropriations)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2272

Item 8: Authorize **(1)** approval of the Deep Ellum Public Improvement District Service Plan for 2011; **(2)** a public hearing to be held on September 22, 2010 to receive comments concerning the annual assessment rate for the Deep Ellum Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the Deep Ellum Public Improvement District (District) for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District; and at the close of the hearing, **(3)** consideration of an ordinance establishing classification for the apportionment of costs and the methods of assessing special benefits for the services and improvements in the District, approving and adopting the 2010 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and improvements to be provided in the District during 2011; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2273

Item 9: Authorize **(1)** approval of the Dallas Downtown Improvement District Service Plan for 2011; **(2)** a public hearing to be held on September 22, 2010 to receive comments concerning the annual assessment rate for the Dallas Downtown Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the Dallas Downtown Improvement District for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District; and at the close of the hearing, **(3)** consideration of an ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District, approving and adopting the 2010 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and improvements to be provided in the District during 2011; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2010 assessment; and providing an effective date - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2274

Item 10: Authorize **(1)** approval of the Knox Street Public Improvement District Service Plan for 2011; **(2)** a public hearing to be held on September 22, 2010 to receive comments concerning the annual assessment rate for the Knox Street Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the Knox Street Public Improvement District for the purpose of providing supplemental public services and improvements, to be funded by assessments on real property and real property improvements in the District; and at the close of the hearing, **(3)** consideration of an ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District, approving and adopting the 2010 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and improvements to be provided in the District during 2011; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2010 assessment; and providing an effective date - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2275

Item 11: Authorize **(1)** approval of the Lake Highlands Public Improvement District Service Plan for 2011; **(2)** a public hearing to be held on September 22, 2010 to receive comments concerning the annual assessment rate for the Lake Highlands Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the Lake Highlands Public Improvement District for the purpose of providing supplemental public services and improvements, to be funded by assessments on real property and real property improvements in the District; and at the close of the hearing, **(3)** consideration of an ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District, approving and adopting the 2010 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and improvements to be provided in the District during 2011; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2010 assessment; and providing an effective date - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2276

Item 12: Authorize **(1)** approval of the Oak Lawn-Hi Line Public Improvement District Service Plan for 2011; **(2)** a public hearing to be held on September 22, 2010 to receive comments concerning the annual assessment rate for the Oak Lawn-Hi Line Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the Oak Lawn-Hi Line Public Improvement District for the purpose of providing supplemental public services and improvements, to be funded by assessments on real property and real property improvements in the District; and at the close of the hearing, **(3)** consideration of an ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District, approving and adopting the 2010 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and improvements to be provided in the District during 2011; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2010 assessment; and providing an effective date - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2277

Item 13: Authorize **(1)** approval of the Prestonwood Public Improvement District Service Plan for 2011; **(2)** a public hearing to be held on September 22, 2010 to receive comments concerning the annual assessment rate for the Prestonwood Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the Prestonwood Public Improvement District for the purpose of providing supplemental public services and improvements, to be funded by assessments on real property and real property improvements in the District; and at the close of the hearing, **(3)** consideration of an ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District, approving and adopting the 2010 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and improvements to be provided in the District during 2011; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2010 assessment; and providing an effective date - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2278

- Item 14: Authorize **(1)** approval of the South Side Public Improvement District Service Plan for 2011; **(2)** a public hearing to be held on September 22, 2010 to receive comments concerning the annual assessment rate for the South Side Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the South Side Public Improvement District for the purpose of providing supplemental public services and improvements, to be funded by assessments on real property and real property improvements in the District; and at the close of the hearing, **(3)** consideration of an ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District, approving and adopting the 2010 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and improvements to be provided in the District during 2011; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2010 assessment; and providing an effective date - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2279

- Item 15: Authorize **(1)** approval of the Uptown Public Improvement District Service Plan for 2010; **(2)** a public hearing to be held on September 22, 2010 to receive comments concerning the annual assessment rate for the Uptown Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the Uptown Public Improvement District for the purpose of providing supplemental public services and improvements, to be funded by assessments on real property and real property improvements in the District; and at the close of the hearing, **(3)** consideration of an ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District; approving and adopting the 2010 assessment roll with the City Secretary; closing the hearing and levying assessments for the cost of certain services and improvements to be provided in the District during 2011; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

Approved as part of the consent agenda

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2280

Item 16: Authorize **(1)** approval of the Vickery Meadow Public Improvement District Service Plan for 2011; **(2)** a public hearing to be held on September 22, 2010 to receive comments concerning the annual assessment rate for the Vickery Meadow Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the Vickery Meadow Public Improvement District for the purpose of providing supplemental public services and improvements, to be funded by assessments on real property and real property improvements in the District; and at the close of the hearing, **(3)** consideration of an ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits for the services and improvements to property in the District, approving and adopting the 2010 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and improvements to be provided in the District during 2011; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the assessment; and providing an effective date - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2281

Item 17: Authorize community based non-profit grant agreements to enhance the quality of life for the residents in the South Dallas/Fair Park Trust Fund target area to provide funding as follows: **(1)** Mothers (Fathers) for the Advancement of Social Systems, Inc. in an amount not to exceed \$35,000; **(2)** Education is Freedom, Inc. in an amount not to exceed \$35,000; **(3)** National Kidney Foundation Serving North Texas in an amount not to exceed \$29,000; and **(4)** increase appropriations in the South Dallas/Fair Park Trust Fund by \$215,096, from \$7,202,060 to \$7,417,156 - Total not to exceed \$215,096 - Financing: South Dallas/Fair Park Trust Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2282

Item 18: Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by East Dallas Community Organization for the construction of affordable houses; **(2)** the sale of 2 vacant lots from Dallas Housing Acquisition and Development Corporation to East Dallas Community Organization; 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

SEPTEMBER 8, 2010

10-2283

Item 19: Authorize Supplemental Agreement No. 1 to the Homelessness Prevention and Rapid Re-Housing contract with The Salvation Army, A Georgia Corporation, for The Carr P. Collins Social Service Center to: **(1)** reduce the contract amount from \$311,080 to \$202,700; and **(2)** revise the contract term from thirty-six-months to twenty-four-months for the period October 1, 2009 through September 30, 2011 - Not to exceed (\$108,380) - Financing: 2008-09 Homeless Prevention and Rapid Re-Housing Program Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2284

Item 20: Authorize the fourth amendment to the contract with the Department of State Health Services to accept additional grant funds for the continuation of the Special Supplemental Nutrition Program for the Women, Infants and Children Program for the period October 1, 2009 through September 30, 2010 - Not to exceed \$16,892, from \$16,204,582 to \$16,221,474 - Financing: Department of State Health Services Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2285

Item 21: Authorize a sixth amendment to the Land Bank Interlocal Cooperation Contract by and among the City of Dallas, Dallas County, Dallas Independent School District, Dallas County Hospital District, Dallas County School Equalization Fund, Dallas County Education District and Dallas County Community College District to: **(1)** extend the term of the contract to September 30, 2011; and **(2)** provide that the City may refer up to 300 parcels intended for acquisition by the Land Bank for filing of a tax lawsuit by March 31, 2011 - Financing: No cost consideration to the City

Approved as part of the consent agenda

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2286

Item 22: Ordinances amending Ordinance No. 27692 (FY 2009-2010 Operating Budget Appropriation Ordinance) and Ordinance No. 27693 (FY 2009-2010 Capital Budget Appropriation Ordinance) to make certain adjustments to fund appropriations for fiscal year 2009-10 for the capital improvement program and for maintenance and operation of various departments and activities and to authorize the City Manager to implement those adjustments - Financing: No cost consideration to the City

Councilmember Neumann requested that consent agenda item 22 be considered as an individual item. Mayor Leppert stated that consent agenda item 22 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Neumann's request.

Later in the meeting, consent agenda item 22 was brought up for consideration.

Councilmember Natinsky moved to adopt the item.

Motion seconded by Councilmember Hill.

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

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

Assigned ORDINANCE NOS. 27978 AND 27979

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2287

Item 23: Authorize a construction contract for erosion control and drainage improvements at Beckley Heights Park located at 6700 Starkey Street - Lambeth Home Builders, Inc., lowest responsible bidder of eight - Not to exceed \$79,000 - Financing: 2006 Bond Funds

Approved as part of the consent agenda

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2288

Item 24: Authorize a professional services contract with Halff Associates, Inc. for schematic design through construction administration services for erosion control and stream bank stabilization at the Dallas Zoo located at 650 South R.L. Thornton Freeway - Not to exceed \$109,400 - Financing: 2005 Certificates of Obligation

Councilmember Atkins requested that consent agenda item 24 be considered as an individual item. Mayor Leppert stated that consent agenda item 24 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 24 was brought up for consideration.

Councilmember Atkins moved to adopt the item.

Motion seconded by Councilmember Salazar and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2289

Item 25: Authorize a professional services contract with Pacheco Koch Consulting Engineers, Inc. for a park development plan to include a conditions assessment, programming, conceptual design, community meetings and presentations for Crawford Memorial Park located at 8700 Elam Road - Not to exceed \$116,540 - Financing: 2006 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2290

Item 26: Authorize a Memorandum of Understanding with Dallas Baptist University, by and through its Security Department to define duties and obligations involved with the coordination of law enforcement efforts within its jurisdiction boundaries - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2291

Item 27: Authorize Interlocal Agreements with the Texas Department of Transportation to obtain 100% reimbursement for labor and materials associated with safety education and training programs at 15 public schools (list attached) - Not to exceed \$253,323 - Financing: Texas Department of Transportation Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2292

Item 28: Authorize a contract with Omega Contracting, Inc., lowest responsible bidder of five, for the construction of streetscape and water adjustment improvements on Main Street from Market Street to Griffin Street - Not to exceed \$1,164,380 - Financing: 2006 Bond Funds (\$1,159,230) and Water Utilities Capital Construction Funds (\$5,150)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2293

Item 29: Authorize a professional services contract with APM & Associates, Inc., for the engineering design of the connector roadway from Luzon Street to Corregidor Street - Not to exceed \$37,000 - Financing: 2003 Bond Funds (\$32,700) and Water Utilities Capital Improvement Funds (\$4,300)

Mayor Pro Tem Caraway requested that consent agenda item 29 be considered as an individual item. Mayor Leppert stated that consent agenda item 29 would be considered as an individual item later in the meeting, there being no objection voiced to Mayor Pro Tem Caraway's request.

Later in the meeting, consent agenda item 29 was brought up for consideration.

Mayor Pro Tem Caraway moved to adopt the item.

Motion seconded by Councilmember Atkins and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2294

Item 30: Authorize Supplemental Agreement No. 1 to the professional services contract with Arredondo, Zepeda & Brunz, LLC, for additional engineering and survey services for four street reconstruction projects (list attached) - Not to exceed \$61,299, from \$550,970 to \$612,269 - Financing: 2003 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2295

Item 31: Authorize Supplemental Agreement No. 1 to the professional services contract with TranSystems Corporation to provide additional engineering design and surveying services for the Deep Ellum Streetscape project (list attached) - Not to exceed \$71,766, from \$340,405 to \$412,171 - Financing: 2003 Bond Funds (\$35,883) and 2006 Bond Funds (\$35,883)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2296

Katy Trail Phase III and Phase IV

Note: Item Nos. 32 and 33
must be considered collectively.

Item 32: Authorize **(1)** Supplemental Agreement No. 1 to the professional services contract with HNTB Corporation to provide additional engineering design services for Phase III of the Katy Trail extension in an amount not to exceed \$125,917, from \$173,742 to \$299,659; **(2)** the receipt and deposit of funds from the Texas Department of Transportation in an amount not to exceed \$100,734; and **(3)** an increase in appropriations in the amount of \$100,734 in the Capital Projects Reimbursement Fund - Total not to exceed \$125,917, from \$173,742 to \$299,659 - Financing: 1998 Bond Funds (\$25,183) and Capital Projects Reimbursement Funds (\$100,734)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2297

Katy Trail Phase III and Phase IV

Note: Item Nos. 32 and 33
must be considered collectively.

Item 33: Authorize **(1)** Supplemental Agreement No. 2 to the professional services contract with HNTB Corporation to provide additional design services for Phase IV of the Katy Trail extension in an amount not to exceed \$122,872, from \$876,203 to \$999,075; **(2)** the receipt and deposit of funds from the Texas Department of Transportation in an amount not to exceed \$98,298; and **(3)** an increase in appropriations in the amount of \$98,298 in the Capital Projects Reimbursement Fund - Total not to exceed \$122,872, from \$876,203 to \$999,075 - Financing: 2003 Bond Funds (\$24,574) and Capital Projects Reimbursement Funds (\$98,298)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2298

Item 34: A resolution declaring city-owned land, improved with a one story building, located at 6407 Municipal Street near its intersection with Bexar Street unwanted and unneeded and authorize its advertisement for sale by sealed bid with no minimum bid specified - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2299

Item 35: Authorize settlement in lieu of proceeding with condemnation of a tract of land containing approximately 120,487 square feet from Kindred Hospitals, LP located near the intersection of Forest Lane and Greenville Avenue for the Forest Green Branch Library Project - Not to exceed \$1,728,250 (\$1,716,250 plus closing costs not to exceed \$12,000) - Financing: 2006 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2300

Item 36: Authorize the quitclaim of 4819 Military Parkway, a property acquired by the taxing authorities from the Sheriff's Sale, to Central Dallas Community Development Corporation - Revenue: \$1,000

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2301

Item 37: Authorize an amendment to Resolution No. 10-1068, previously approved on April 28, 2010, to alter the definition of the property interest from Fee Simple to Easement for approximately 800 square feet of land located near the intersection of Cullum Street and Coit Road for the Cullum Street Waterline Project - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2302

Item 38: An ordinance amending Chapter 2 of the Dallas City Code to: **(1)** authorize independent appraisals of proposed abandonment property where the estimated abandonment fee is less than \$20,000; and **(2)** adjust fees and charges relating to abandonments of public rights-of-way - Financing: No cost consideration to City

Councilmember Neumann and Councilmember Margolin requested that consent agenda item 38 be considered as an individual item. Mayor Leppert stated that consent agenda item 38 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Neumann and Councilmember Margolin's request.

Later in the meeting, consent agenda item 38 was brought up for consideration

Councilmember Margolin moved to adopt the item with the following amendment:

Section (d)(3) should state "The applicant shall pay for the cost of an independent appraisal whether or not the abandonment is approved."

Motion seconded by Councilmember Koop and unanimously adopted. (Davis absent when vote taken)

Assigned ORDINANCE NO. 27980

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2303

Item 39: An ordinance granting a revocable license to Munger Place Historic District Association for the use of approximately eight square feet of land to use and maintain two neighborhood identification columns on Gaston and Reiger Avenues rights-of-way at their intersection with Munger Boulevard - Revenue: \$2,000 one-time fee plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 27981

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2304

Item 40: An ordinance abandoning portions of Crutcher and Pauline Streets to Baylor Health Care System, the abutting owner, containing a total of approximately 32,273 square feet of land located near the intersection of Crutcher and Pauline Streets, authorizing the quitclaim, and providing for the dedication of approximately 32,273 square feet of land needed for street right-of-way - Revenue: \$5,400 plus the \$20 ordinance publication fee

Mayor Leppert requested that consent agenda item 40 be considered as an individual item. Mayor Leppert stated that consent agenda item 40 would be considered as an individual item later in the meeting, there being no objection voiced to his request.

Later in the meeting, consent agenda item 40 was brought up for consideration.

Mayor Leppert announced he had a conflict of interest and would abstain from voting or participating in any discussion. Mayor Leppert left the city council chamber.

Councilmember Salazar moved to adopt the ordinance.

Motion seconded by Councilmember Natinsky and unanimously adopted. (Leppert abstain; Davis absent when vote taken)

Assigned ORDINANCE NO. 27982

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2305

Item 41: An ordinance abandoning portions of drainage easements to Southerland 37, LLC, the abutting owner, containing a total of approximately 71,526 square feet of land located near the intersection of Kiest Boulevard and Southerland Avenue - Revenue: \$5,400 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 27983

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2306

Item 42: An ordinance abandoning portions of Jefferson and Zang Boulevards to Abe Meyer Partnership, the abutting owner, subject to a reverter, containing approximately 35 square feet of land located near the intersection of Jefferson and Zang Boulevards and authorizing the quitclaim - Revenue: \$5,400 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 27984

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2307

Item 43: Authorize a contract for the installation of water and wastewater mains at 35 locations (list attached) - Barson Utilities, Inc., lowest responsible bidder of seven - Not to exceed \$5,714,723 - Financing: Water Utilities Capital Improvement Funds (\$5,695,523) and 2003 Bond Funds (\$19,200)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2308

Item 44: Authorize a contract for the installation of water and wastewater mains at 46 locations and 59 point repairs (list attached) - John Burns Construction Company of Texas, Inc., lowest responsible bidder of six - Not to exceed \$7,223,024 - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2309

Item 45: Authorize an increase in the agreement with the State of Texas, acting through the Texas Department of Transportation, for appurtenance adjustments to existing water and wastewater mains in Northwest Highway (Spur 348) from Gardner Road to Stemmons Trail - Not to exceed \$49,521, from \$36,710 to \$86,231 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2310

Item 46: Authorize Supplemental Agreement No. 2 to the professional services contract with Jacobs Engineering Group, Inc. to provide construction management services for construction contracts related to the East Side Water Treatment Plant and the Bachman Water Treatment Plant - Not to exceed \$3,345,147, from \$6,269,801 to \$9,614,948 - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2311

Item 47: 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)

There were no appointments made to boards and commissions.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2312

Item 48: Authorize a contract for facility pavement repairs to the Northeast Transfer Station located at 7677 Fair Oaks Avenue, Southwest Transfer Station located at 4610 Westmoreland Road and the McCommas Bluff Landfill located at 5100 Youngblood Road - Master Construction and Engineering, Inc., lowest responsible bidder of three - Not to exceed \$315,832 - Financing: 2006 Bond Funds

Councilmember Atkins moved to adopt the item.

Motion seconded by Councilmember Hill and unanimously adopted. (Hunt absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2313

CONSENT ZONING DOCKET

The consent zoning docket, consisting of agenda item 49, was presented for consideration.

Agenda item 49 was removed from the consent zoning docket, to be considered as an individual hearing.

Agenda item 49: ~~Zoning Case Z090-190 (MG)~~ [**considered individually**]

There were no other zoning consent dockets to be heard.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2314

Item 49: Zoning Case Z090-190 (MG)

The consent zoning docket, consisting of agenda item 49, was presented for consideration.

A public hearing was called on zoning case Z090-190 (MG), an application for and an ordinance granting a Planned Development District for a public school other than an open enrollment charter school and R-7.5(A) Single-Family District uses on property zoned an R-7.5(A) Single-Family District located on the northeast corner of South Ravinia Drive and Wright Street

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

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

Councilmember Jasso moved to close the public hearing, accept the recommendation of the city plan commission and pass the ordinance.

Motion seconded by Councilmember Atkins and unanimously adopted.

Assigned ORDINANCE NO. 27985

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2315

DESIGNATED ZONING CASES – UNDER ADVISEMENT - INDIVIDUAL

Item 50: Zoning Case Z090-172(WE)

Theresa O'Donnell, director of sustainable development and construction , reminded the city council that in accordance with subparagraphs (c)(2)(A) and (c)(2)(B) of Section 51A-4.701 of the development code, council approval of the application would require the favorable vote of three-fourths of all members of the city council in that the application for a change in zoning had been recommended for approval by the city plan commission, and a written protest against the change in zoning had been signed by the owners of 20 percent or more of either the land in the area of the request or land within 200 feet of the area of the request, and the protest had been filed with the director of sustainable development and construction.

A public hearing was called on zoning case Z090-172 (WE), an application for a Specific Use Permit for an Alcoholic Beverage Establishment use for a bar, lounge, or tavern on property zoned a CS Commercial Service District on the north side of Lombardy Lane, between Abernathy Avenue and Brockbank Drive

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

Note: This item was considered by the City Council at a public hearing on August 11, 2010, and was held under advisement until September 8, 2010, with the public hearing open.

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."

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

10-2315

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

Pamela Craig, 1202 Misty Meadow, representing Luna's Sports & Billiards

David Luna, 2546 Earleave Dr., the applicant

Leslie Allen Davis, 3035 E. Ledbetter Dr.

David Preston, 2901 W. Parker Rd., representing Century Lombardy, LLC.

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

Roxan Staff, 6964 Tokalon Dr., representing President of the Bachman Neighborhood
Association

Councilmember Salazar moved to close the public hearing, accept the recommendation of the city plan commission to deny.

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

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2316

Item 51: A public hearing to receive comments on Substantial Amendment No. 6 to amend the FY 2008-2013 Consolidated Plan for U.S. Department of Housing and Urban Development Funds to incorporate additional City priority needs and resources including: **(1)** the production, acquisition or rehabilitation of rental units for low and moderate income renters; **(2)** micro-loans for the establishment, stabilization and expansion of microenterprises; and **(3)** up to \$75,000,000 in Section 108 funds as potential resources to address identified needs - Financing: No cost consideration to the City

No one addressed the city council regarding the item.

Councilmember Hill moved to close the public hearing.

Motion seconded by Councilmember Salazar and unanimously adopted. (Hunt absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2317

Item 52: 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 LIT-ENVP Limited Partnership located near the intersection of Pagemill Road and Skillman Street and adjacent street right-of-way, and an ordinance authorizing support of the issuance of a municipal setting designation to LIT-ENVP Limited Partnership 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 Assistant City Secretary read the following statement into the record:

"Pursuant to Section 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:

Richard Varnell, 1304 Thaddeus Cove, **Austin, TX**, professional geoscientist

Councilmember Allen moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Neumann and unanimously adopted. (Hunt absent when vote taken)

Assigned ORDINANCE NO. 27986

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2318

Item 53: 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 National Metal Finishing Partnership located near the intersection of Barge Lane and Singleton Boulevard and adjacent street rights-of-way, and an ordinance authorizing support of the issuance of a municipal setting designation to National Metal Finishing Partnership 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 Assistant City Secretary read the following statement into the record:

"Pursuant to Section 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:

Kimberly Buckley, 4055 International Plaza, **Fort Worth, TX**, professional geoscientist

Councilmember Salazar moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Atkins and unanimously adopted. (Hunt absent when vote taken)

Assigned ORDINANCE NO. 27987

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2319

Item 54: 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 Preston Trail Plaza, Ltd. located near the intersection of Preston and Campbell Roads, and an ordinance authorizing support of the issuance of a municipal setting designation to Preston Trail Plaza, Ltd. 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 Assistant City Secretary read the following statement into the record:

"Pursuant to Section 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 individuals addressed the city council regarding the item:

Scott P. Deatherage, representing the applicant
Frank Clark, 6629 Shadow Crest Dr., **Plano, TX**, professional geoscientist

Councilmember Natinsky moved to close the public hearing and pass the ordinance.

Motion seconded by Deputy Mayor Pro Tem Medrano and unanimously adopted. (Hunt absence when vote taken)

Assigned ORDINANCE NO. 27988

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2320

Addendum addition 1: First reading of the appropriation ordinances for the proposed FY 2010-11 City of Dallas Operating, Grants and Trusts, and Capital Budgets - Financing: No cost consideration to the City

Councilmember Hill, Councilmember Atkins and Councilmember Hunt requested that addendum addition consent agenda item 1 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 Hill, Councilmember Atkins and Councilmember Hunt's request.

Later in the meeting, addendum addition consent agenda item 1 was brought up for consideration.

The following individuals addressed the city council regarding the item:

Laurie Pietzsch, 7105 Meadowcrest Dr., representing Community Dental Care
Lynda Ender, 5341 Mercedes Dr., representing Age Program at the Senior Source
Peggy Glenn-Summitt, 8431 Forest Hills Blvd., representing The Senior Source
Mary Sue Welch, 1222 Commerce St., representing Seniors; people with disabilities
John Knutson, 16209 Dalmalley Ln., representing Dallas Area interfaith
Bob Stimson, 400 S. Zang, representing Oak Cliff Chamber of Commerce
Mitch Paradise, 6264 Martel Ave.
Manny Ybarra, 10440 N. Central Expy., representing TREC
Vickie Caper, 4310 Shady Bend Dr.
Scott Potter, 4843 Junius St., representing Peaks Suburban Additional Historic District
Jon C. Napper, 5950 Berkshire Ln., representing NAIOP
Michael Amorett, 2210 W. Tenth St., representing Old Oak Cliff Conservation League
Phil Crone, 2466 Crystal Falls Dr., representing Home Builders Association
Jeffrey Dworkin, 15400 Knoll Trl., representing JLD Custom Homes
Frank Mihalopoulos, 4645 N. Central Expy., representing TREC & NTCAR
Katherine Seale, 2922 Swiss Ave., representing Preservation Dallas
Jack Corgan, address not provided
Neil Emmons, 2525 Turtle Creek
Judy Smith-Hearst, 2512 Thomas Ave., representing Friends of State. Thomas and
President of State Thomas Historic District
Leslie Allen Davis, 3035 E. Ledbetter Dr.
Trina Triche, 1818 Corsicana St.
Tamara Washington, 2814 Painted Trl.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

10-2320

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Councilmember Margolin moved to adopt the item.

Motion seconded by Councilmember Neumann and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2321

Addendum addition 2: Authorize **(1)** a Development and Reimbursement Agreement with the Museum of Nature and Science, an independent 501(c)(3) non-profit foundation, for the design and construction of streetscape improvements in the City's right-of-way along Field Street and the Woodall Rogers Expressway access road; and **(2)** reimbursement of engineering and design fees to the Museum of Nature and Science - Not to exceed \$148,500 - Financing: 2006 Bond Funds

Councilmember Koop requested that addendum addition consent agenda item 2 be considered as an individual item. Mayor Leppert stated that addendum addition consent agenda item 2 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Koop's request.

Later in the meeting, addendum addition consent agenda item 2 was brought up for consideration.

Councilmember Koop announced she had a conflict of interest and would abstain from voting or participating in any discussion. Councilmember Koop left the city council chamber.

Councilmember Neumann moved to adopt the item.

Motion seconded by Councilmember Atkins and unanimously adopted. (Koop abstain; Davis absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2322

Addendum addition 3: Authorize **(1)** a design/build contract with C. D. Henderson Construction Group, LLC for the design and construction of a General Aviation customs facility to be located at 7777 Lemmon Avenue at Dallas Love Field in an amount not to exceed \$969,500; and **(2)** an increase in appropriations in the amount of \$1,100,000 in the Aviation Capital Construction Fund for design, city administration, construction, material testing and other owner's costs - Total not to exceed \$1,100,000 - Financing: Aviation Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2323

Addendum addition 4: Authorize the City Manager to enter into a Local Project Advanced Funding Agreement with the Texas Department of Transportation for a Transportation, Community, and System Preservation Program Grant for the Complete Streets Initiative to integrate all modes of transportation within the street network in a manner that promotes user safety and mobility - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2324

Addendum addition 5: Authorize a contract with Young's General Contracting Inc., lowest responsive bidder of eight, for the removal of trees located within the specific buffer areas along the Trinity River Levee System - Not to exceed \$771,208 - Financing: Current Funds (to be reimbursed by Stormwater Drainage Management Funds)

Approved as part of the consent agenda

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

SEPTEMBER 8, 2010

10-2325

DESIGNATION PUBLIC SUBSIDY MATTERS

Addendum addition 6: Authorize a public hearing to be held on September 22, 2010 to receive comments concerning the creation of City of Dallas Reinvestment Zone No. 74 located at 4525 Joseph Hardin Drive, Dallas, Texas; and at the close of the hearing, consideration of (1) an ordinance creating City of Dallas Reinvestment Zone No. 74; (2) a 60 percent business personal property tax abatement for five years with Consolidated Container Company and Weingarten Realty Investors; and (3) a Chapter 380 economic development grant agreement pursuant to the Public/Private Partnership Program with Consolidated Container Company in an amount up to \$25,000 associated with retaining and expanding the company's operations in Southern Dallas - Financing: No cost consideration to the City

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."

No one addressed the council regarding the item.

Councilmember Neumann moved to adopt the item.

Motion seconded by Councilmember Natinsky and Councilmember Koop and unanimously adopted.

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, SEPTEMBER 8, 2010

EXHIBIT C