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CITY SECRETARY
DALLAS, TEXAS



COUNCIL AGENDA

Public Notice

110806

POSTED CITY SECRETARY
DALLAS, TX

August 24, 2011

DATE

(FOR GENERAL INFORMATION AND RULES OF COURTESY PLEASE SEE OPPOSITE SIDE.)

(LA INFORMACIÓN GENERAL Y REGLAS DE CORTESÍA QUE DEBEN OBSERVARSE

DURANTE LAS ASAMBLEAS DEL CONSEJO MUNICIPAL APARECEN EN EL LADO OPUESTO, FAVOR DE LEERLAS.)

AN

General Information

The Dallas City Council regularly meets on Wednesdays beginning at 9:00 a.m. in the Council Chambers, 6th floor, City Hall, 1500 Marilla. Council agenda meetings are broadcast live on WRR-FM radio (101.1 FM) and on Time Warner City Cable Channel 16. Briefing meetings are held the first and third Wednesdays of each month. Council agenda (voting) meetings are held on the second and fourth Wednesdays. Anyone wishing to speak at a meeting should sign up with the City Secretary's Office by calling (214) 670-3738 before 9:00 a.m. on the meeting date. Citizens can find out the name of their representative and their voting district by calling the City Secretary's Office.

Sign interpreters are available upon request with a 48-hour advance notice by calling (214) 670-5208 V/TDD. The City of Dallas is committed to compliance with the Americans with Disabilities Act. **The Council agenda is available in alternative formats upon request.**

If you have any questions about this agenda or comments or complaints about city services, call 311.

Rules of Courtesy

City Council meetings bring together citizens of many varied interests and ideas. To insure fairness and orderly meetings, the Council has adopted rules of courtesy which apply to all members of the Council, administrative staff, news media, citizens and visitors. These procedures provide:

- That no one shall delay or interrupt the proceedings, or refuse to obey the orders of the presiding officer.
- All persons should refrain from private conversation, eating, drinking and smoking while in the Council Chamber.
- Posters or placards must remain outside the Council Chamber.
- No cellular phones or audible beepers allowed in Council Chamber while City Council is in session.

"Citizens and other visitors attending City Council meetings shall observe the same rules of propriety, decorum and good conduct applicable to members of the City Council. Any person making personal, impertinent, profane or slanderous remarks or who becomes boisterous while addressing the City Council or while attending the City Council meeting shall be removed from the room if the sergeant-at-arms is so directed by the presiding officer, and the person shall be barred from further audience before the City Council during that session of the City Council. If the presiding officer fails to act, any member of the City Council may move to require enforcement of the rules, and the affirmative vote of a majority of the City Council shall require the presiding officer to act." Section 3.3(c) of the City Council Rules of Procedure.

Informacion General

El Ayuntamiento de la Ciudad de Dallas se reúne regularmente los miércoles en la Cámara del Ayuntamiento en el sexto piso de la Alcaldía, 1500 Marilla, a las 9 de la mañana. Las reuniones informativas se llevan a cabo el primer y tercer miércoles del mes. Estas audiencias se transmiten en vivo por la estación de radio WRR-FM 101.1 y por cablevisión en la estación *Time Warner CityCable* Canal 16. El Ayuntamiento Municipal se reúne el segundo y cuarto miércoles del mes para tratar asuntos presentados de manera oficial en la agenda para su aprobación. Toda persona que desee hablar durante la asamblea del Ayuntamiento, debe inscribirse llamando a la Secretaría Municipal al teléfono (214) 670-3738, antes de las 9 de la mañana del día de la asamblea. Para enterarse del nombre de su representante en el Ayuntamiento Municipal y el distrito donde usted puede votar, favor de llamar a la Secretaría Municipal.

Intérpretes para personas con impedimentos auditivos están disponibles si lo solicita con 48 horas de anticipación llamando al (214) 670-5208 (aparato auditivo V/TDD). La Ciudad de Dallas se esfuerza por cumplir con el decreto que protege a las personas con impedimentos, *Americans with Disabilities Act*. **La agenda del Ayuntamiento está disponible en formatos alternos si lo solicita.**

Si tiene preguntas sobre esta agenda, o si desea hacer comentarios o presentar quejas con respecto a servicios de la Ciudad, llame al 311.

Reglas de Cortesía

Las asambleas del Ayuntamiento Municipal reúnen a ciudadanos de diversos intereses e ideologías. Para asegurar la imparcialidad y el orden durante las asambleas, el Ayuntamiento ha adoptado ciertas reglas de cortesía que aplican a todos los miembros del Ayuntamiento, al personal administrativo, personal de los medios de comunicación, a los ciudadanos, y a visitantes. Estos reglamentos establecen lo siguiente:

- Ninguna persona retrasará o interrumpirá los procedimientos, o se negará a obedecer las órdenes del oficial que preside la asamblea.
- Todas las personas deben abstenerse de entablar conversaciones, comer, beber y fumar dentro de la cámara del Ayuntamiento.
- Anuncios y pancartas deben permanecer fuera de la cámara del Ayuntamiento.
- No se permite usar teléfonos celulares o enlaces electrónicos (*paggers*) audibles en la cámara del Ayuntamiento durante audiencias del Ayuntamiento Municipal.

"Los ciudadanos y visitantes presentes durante las asambleas del Ayuntamiento Municipal deben obedecer las mismas reglas de comportamiento, decoro y buena conducta que se aplican a los miembros del Ayuntamiento Municipal. Cualquier persona que haga comentarios impertinentes, utilice vocabulario obsceno o difamatorio, o que al dirigirse al Ayuntamiento lo haga en forma escandalosa, o si causa disturbio durante la asamblea del Ayuntamiento Municipal, será expulsada de la cámara si el oficial que esté presidiendo la asamblea así lo ordena. Además, se le prohibirá continuar participando en la audiencia ante el Ayuntamiento Municipal. Si el oficial que preside la asamblea no toma acción, cualquier otro miembro del Ayuntamiento Municipal puede tomar medidas para hacer cumplir las reglas establecidas, y el voto afirmativo de la mayoría del Ayuntamiento Municipal precisará al oficial que esté presidiendo la sesión a tomar acción." Según la sección 3.3(c) de las reglas de procedimientos del Ayuntamiento.

**AGENDA
CITY COUNCIL MEETING
WEDNESDAY, AUGUST 24, 2011
ORDER OF BUSINESS**

Agenda items for which individuals have registered to speak will be considered no earlier than the time indicated below:

9:00 a.m. **INVOCATION AND PLEDGE OF ALLEGIANCE**

OPEN MICROPHONE

MINUTES

Item 1

CONSENT AGENDA

Items 2 - 67

ITEMS FOR INDIVIDUAL CONSIDERATION

No earlier
than 9:15 a.m.

Items 68 - 76

PUBLIC HEARINGS AND RELATED ACTIONS

1:00 p.m.

Items 77 - 89

NOTE: A revised order of business may be posted prior to the date of the council meeting if necessary.

AGENDA
CITY COUNCIL MEETING
AUGUST 24, 2011
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A. M.

Invocation and Pledge of Allegiance (Council Chambers)

Agenda Item/Open Microphone Speakers

VOTING AGENDA

1. Approval of Minutes of the August 10, 2011 City Council Meeting

CONSENT AGENDA

Aviation

2. Authorize **(1)** a Passenger Facility Charge (PFC) Application No. 4 to the Federal Aviation Administration to provide funding for fourteen new capital improvement projects at Dallas Love Field; and **(2)** an amendment to the City's PFC Application No. 3 to allow additional PFC collections to fund four projects, previously approved by the FAA under application No. 3, the PFC will remain at the current rate of \$4.50 per enplaned passenger - Estimated Revenue: \$53,449,998
3. Authorize **(1)** an Agreement For Donation and Assignment to accept EAN Holdings, LLC's donation and conveyance to the City of all rights, title and interest in those certain items of tangible personal property, and services to be incorporated in or used for the construction of improvements purchased by EAN Holdings, LLC as required under the EAN Holdings, LLC lease at Dallas Love Field; and **(2)** an amendment to the lease with EAN Holdings, LLC, to provide that the City will not recall all, or any portion of, the leased premises during the initial two years of the lease term and provide for rental rate escalations based on the consumer price index - Financing - No cost consideration to the City

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

4. Authorize a one-year master agreement for the purchase of park amenities - The Playwell Group, Inc. in the amount of \$192,653, Most Dependable Fountains, Inc. in the amount of \$101,881, Victor Stanley, Inc. in the amount of \$38,275, Adrite in the amount of \$29,610, Recreation Consultants of Texas in the amount of \$24,500 and Sybertech Waste Reduction Limited in the amount of \$8,233, lowest responsible bidders of seven - Total not to exceed \$395,152 - Financing: Current Funds (subject to annual appropriations)
5. Authorize **(1)** a two-year master agreement for the purchase of fitness equipment - Comm-Fit L.P. in the amount of \$452,994, Body Works Fitness Equipment, Inc. in the amount of \$175,052 and Sport Supply Group, Inc. in the amount of \$16,755; **(2)** a two-year master agreement for the purchase of fitness equipment - Fitco Fitness Center Outfitters in the amount of \$200,000 through Buyboard, a Texas Local Government Purchasing Cooperative, and **(3)** a two-year service contract for repair of fitness equipment for Police, Fire and Equipment and Building Services facilities - Leah A. Wheeler dba Service First in the amount of \$34,810, lowest responsible bidders of four - Total not to exceed \$879,611 - Financing: Current Funds (subject to annual appropriations)
6. Authorize a three-year master agreement for parts, support and upgrades for the Supervisory Control and Data Acquisition and the Automated Local Evaluation in Real Time System for monitoring and control of flood incidents - HSQ Technology, A Corporation in the amount of \$108,750 and HydroLynx Systems, Inc. in the amount of \$52,125, lowest responsible bidders of two - Total not to exceed \$160,875 - Financing: Stormwater Drainage Management Funds
7. Authorize a three-year master agreement for the purchase of pedestrian street light structures - Wesco Distribution, Inc., lowest responsible bidder of three - Not to exceed \$365,500 - Financing: Current Funds
8. Authorize a three-year master agreement for the purchase of temporary traffic signs, permanent sign posts and installation hardware - Allied Tube & Conduit in the amount of \$196,980, Centerline Supply, LTD in the amount of \$176,251, HD Supply Facilities Maintenance LTD dba USA Bluebook in the amount of \$57,720, Custom Products Corp. in the amount of \$23,680, DYNA Engineering, LTD in the amount of \$20,181, Pathmark Traffic Products of Texas, Inc. in the amount of \$3,840 and Roadrunner Traffic Supply, Inc. in the amount of \$225, lowest responsible bidders of nine - Total not to exceed \$478,877 - Financing: Current Funds (\$335,778) and Water Utilities Current Funds (\$143,099)

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

9. Authorize **(1)** a three-year master agreement for original equipment manufacturer parts to repair and maintain City vehicles and equipment - Metro Fire Apparatus Specialists, Inc. in the amount of \$351,500, Waterblasting Technologies, Inc. in the amount of \$310,700, Carl M. Wells, Inc. dba Action Suzuki in the amount of \$135,000, Friendly Chevrolet LTD in the amount of \$120,000, Park Cities Ford in the amount of \$110,000, Quality Fire Truck Parts, LLC in the amount of \$81,000, Kirby-Smith Machinery, Inc. in the amount of \$10,140 and Witch Equipment Co., Inc. in the amount of \$5,100; and **(2)** a three-year service contract for repair of City vehicles and equipment - Southwest International Trucks, Inc. in the amount of \$1,159,350, Friendly Chevrolet LTD in the amount of \$746,740, Industrial Power Isuzu Truck, Inc. in the amount of \$190,000, Texas Kenworth in the amount of \$150,660, Trash Truck Repair Service in the amount of \$26,000, Carl M. Wells, Inc. dba Action Suzuki in the amount of \$23,000, Bartholow Rental Company dba Barco Pump Co. in the amount of \$19,185, Landmark Equipment Co., Inc. in the amount of \$2,050 and Equipment Southwest, Inc. in the amount of \$1,900, lowest responsible bidders of fifteen - Total not to exceed \$3,442,325 - Financing: Current Funds (\$3,141,125) and Aviation Current Funds (\$301,200) (subject to annual appropriations)
10. Authorize **(1)** rescinding the purchase of one regenerative air type sweeper with Texan Waste Equipment dba Heil of Texas, previously approved on June 22, 2011, by Resolution No. 11-1660; and **(2)** the purchase of one regenerative air type sweeper - Industrial Disposal Supply Company, Ltd., lowest responsible bidder of three - Not to exceed \$106,725 - Financing: Aviation Current Funds

City Attorney's Office

11. Authorize settlement of the lawsuit styled Eldora Smith v. City of Dallas, Cause No. 10-02168-E - Not to exceed \$17,500 - Financing: Current Funds
12. Authorize Supplemental Agreement No. 1 to the professional services contract with Cathy E. Bennett & Associates, Inc. for additional consulting services in the lawsuit styled Doug Moore v. City of Dallas et al., Civil Action No. 3:09-CV-1452-O - Not to exceed \$75,000, from \$25,000 to \$100,000 - Financing: Current Funds

Code Compliance

13. An ordinance amending Chapter 7 of the Dallas City Code to provide for reduced adoption fees for dogs and cats adopted from animal services under certain circumstances - Financing: No cost consideration to the City

Equipment & Building Services

14. Ratify the purchase of janitorial services at City Hall and various locations - CTJ Maintenance, Inc. and Andrew's Building Service, Inc. - Not to exceed \$508,265 - Financing: Current Funds

CONSENT AGENDA (Continued)**Fire**

15. Authorize payment to the Dallas County Community College District in the amount of \$172,000 and the University of Texas Southwestern Medical Center at Dallas in the amount of \$163,060 for mandatory Emergency Medical Services training of emergency medical technicians (EMT) basic level and paramedics advanced level for the period October 1, 2011 through September 30, 2012 - Total not to exceed \$335,060 - Financing: Current Funds (subject to appropriations)
16. Authorize a contract renewal with The University of Texas Southwestern Medical Center at Dallas for the required services of a Medical Director for the period October 1, 2011 through September 30, 2012 - Not to exceed \$152,472 - Financing: Current Funds (subject to appropriations)
17. Authorize a contract renewal with The University of Texas Southwestern Medical Center at Dallas for in-service training, re-training, and evaluation of City of Dallas paramedic and emergency medical technician-Basic personnel for the period September 1, 2011 through August 31, 2012 - Not to exceed \$425,602 - Financing: Current Funds (subject to annual appropriations)

Housing/Community Services

18. Authorize a 10-year lease agreement with the County of Dallas for approximately 10,854 square feet of office space in the Dallas County Health and Human Services building located at 2377 North Stemmons Freeway, fourth floor, to be used as a Women, Infants and Children clinic office, call center, and regional training center for the period September 1, 2011 through August 31, 2021 - Total not to exceed \$1,492,371 - Financing: Department of State Health Services Grant Funds (subject to appropriations)
19. Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Frazier Revitalization, Inc. for the construction of affordable houses; **(2)** the sale of four vacant lots from Dallas Housing Acquisition and Development Corporation to Frazier Revitalization, Inc.; **(3)** the exchange of deed restrictions from one lot proposed to be purchased from the Land Bank located at 4527 Imperial Street to one comparable lot owned by the developer located at 3729 Marshall Street; and **(4)** execution of a release of lien for any non-tax liens that may have been filed by the City (list attached) - Financing: No cost consideration to the City
20. Authorize an Interlocal Cooperation Contract for the Urban Land Bank Demonstration Program with 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 facilitate the Dallas Housing Acquisition and Development Corporation's (Land Bank) acquisition of unimproved tax foreclosed properties for sale to qualified developers for the development of affordable housing - Financing: No cost consideration to the City

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

21. Authorize **(1)** a public hearing to be held October 26, 2011 to receive comments on the proposed City of Dallas FY 2011-12 Urban Land Bank Demonstration Program Plan; and at the close of the public hearing, **(2)** consideration of approval of the City of Dallas FY 2011-12 Urban Land Bank Demonstration Program Plan - Financing: No cost consideration to the City

Office of Management Services

22. Authorize the conveyance of a perpetual drainage and slope easement for improvements related to a roadway bridge replacement project to the City of Fort Worth on 2,607 square feet of land owned by both the City of Dallas and the City of Fort Worth located in the boundaries of the Dallas/Fort Worth International Airport ("Airport") - Financing: No cost consideration to the City of Dallas

Park & Recreation

23. Authorize **(1)** rejection of proposals received on August 26, 2010 for interior renovation, expansion, and HVAC system replacement at Beckley Saner Recreation Center; and **(2)** a contract for interior renovation and expansion, roof replacement and HVAC replacement at Beckley Saner Recreation Center located 114 West Hobson Avenue - J.C. Commercial, Inc., best value proposer of thirteen - Not to exceed \$2,211,810 - Financing: 2006 Bond Funds
24. Authorize a contract for expansion and interior renovation at Harry Stone Recreation Center located at 2403 Millmar Drive - MCC and Associates, Inc., best value proposer of ten - Not to exceed \$1,624,516 - Financing: 2006 Bond Funds
25. Authorize a contract for interior renovation and roof replacement at Campbell-Green Recreation Center located at 16600 Park Hill Drive - RoeschCo Construction, Inc., best value proposer of three - Not to exceed \$556,000 - Financing: 2006 Bond Funds
26. Authorize a contract for restoration of the existing pavilion, parking lot improvements and site furnishings at Hamilton Park located at 12225 Willowdell Drive and interior renovation, roof replacement, renovation of open-air gymnasium, and parking lot improvements at Willie B. Johnson Recreation Center located at 12225 Willowdell Drive - C.D. Henderson Construction Group, LLC, best value proposer of ten - Not to exceed \$1,095,100 - Financing: 2006 Bond Funds
27. Authorize a professional services contract with Freese and Nichols, Inc. for consulting services to include a survey of existing conditions, physical hydraulic model, analysis, coordination, and report for the Trinity Standing Wave (The Dallas Wave) located at 1900 East Eighth Street - Not to exceed \$76,648 - Financing: 2006 Bond Funds

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

28. Authorize a net decrease in the contract with J.C. Commercial, Inc. for a credit for the gymnasium floor at Kleberg-Rylie Recreation Center located at 1515 Edd Road - Not to exceed (\$32,163), from \$1,118,072 to \$1,085,909 - Financing: 2006 Bond Funds
29. Authorize a net decrease in the contract with Prime Construction Company for a credit for the gymnasium floor, the addition of kitchen appliances, room signage, and other miscellaneous changes at Lake Highlands North Recreation Center located at 9940 White Rock Trail - Not to exceed (\$32,104), from \$725,220 to \$693,116 - Financing: 2003 Bond Funds (-\$31,477) and 2006 Bond Funds (-\$627)
30. Authorize an increase in the contract with Hasen Design Build and Development dba Hasen Construction Services for the replacement of non-ADA compliant pedestrian bridges, connecting sidewalks, rain garden, and other miscellaneous work at Lakewood Park located at 7000 Williamson Road - Not to exceed \$148,156, from \$691,390 to \$839,546 - Financing: 2006 Bond Funds
31. Authorize an increase in the contract with Riverway Contractors and Management, Inc. for modifications to the scope of work to include additional trail, ADA ramp and gabion wall, temporary wooden bridge, and demolition of an existing abandoned drinking fountain at Bachman Lake Park located at 3500 Northwest Highway - Not to exceed \$35,328, from \$692,263 to \$727,591 - Financing: 2006 Bond Funds
32. Authorize an increase in the contract with Wadsworth Golf Construction Company for additions to include a retaining wall around the water tank, separate electrical service for the cart barn and maintenance yard, canopy and improvements to the clubhouse, changes to the cart path, low fence around portions of the perimeter of the golf course, retaining wall adjacent to hole number two, and a credit for staining creek bank stabilization walls at Stevens Park Golf Course located at 1005 North Montclair Avenue - Not to exceed \$467,260, from \$7,997,917 to \$8,465,177 - Financing: 2006 Bond Funds
33. Authorize Supplemental Agreement No. 3 to the professional services contract with LopezGarcia Group, Inc., a wholly owned subsidiary of URS Corporation, for additional services to include revisions to the shoreline design of the pond, storm sewer system, revisions to the entry sign, parking lot alternative reconfiguration, pond overlook, and additional plan preparation, surveying, and platting required by City of Dallas Building Inspection for permitting approval at NorthBark Park located at 4899 Gramercy Oaks Drive - Not to exceed \$72,740, from \$177,030 to \$249,770 - Financing: 2006 Bond Funds (\$52,885) and Capital Gifts, Donation, and Development Funds (\$19,855)

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

34. Authorize **(1)** the City of Dallas to assume responsibility for operation and maintenance of State Highway 180 (Davis Street) from IH 35E to Loop 12 in Dallas; and **(2)** a request to the Texas Department of Transportation to remove State Highway 180 from IH 35E to Loop 12 from the State Highway System - Financing: No cost consideration to the City

**Medical District Drive from IH 35E
to Southwestern Medical Avenue**

Note: Item Nos. 35 and 36
must be considered collectively.

35. * Authorize **(1)** a Project Supplemental Agreement to the Master Interlocal Agreement with Dallas County for the preliminary design of paving and drainage improvements on Medical District Drive from IH 35E to Southwestern Medical Avenue; and **(2)** payment for the City's share of preliminary design costs - Not to exceed \$720,000 - Financing: 2006 Bond Funds (\$80,000) and Capital Projects Reimbursement Funds (\$640,000)
36. * Authorize **(1)** a Local Project Advance Funding Agreement with the Texas Department of Transportation for the design, right-of-way acquisition, and construction of paving and drainage improvements on Medical District Drive from IH 35E to Harry Hines Boulevard; **(2)** the receipt and deposit of funds from the Texas Department of Transportation in an amount not to exceed \$14,276,490; **(3)** an increase in appropriations in the amount of \$14,276,490 in the Capital Projects Reimbursement Fund; and **(4)** payment to Texas Department of Transportation for engineering review and construction oversight costs - Not to exceed \$235,484 - Financing: 2006 Bond Funds
37. Authorize an increase in the construction contract with Lee Lewis Construction, Inc. for the purchase of furniture to be used in the Upper Level D Meeting Room Project and recarpeting of meeting rooms at the Dallas Convention Center - Not to exceed \$1,010,387, from \$12,749,996 to \$13,760,383 - Financing: 2009 Convention Center Revenue Bonds
38. Authorize an increase in the contract with Texas Standard Construction, Ltd. for the construction of additional erosion control improvements for Erosion Control Group 06-800 (list attached) - Not to exceed \$34,238, from \$471,773 to \$506,011 - Financing: 2006 Bond Funds
39. Authorize **(1)** an increase in the contract with JRJ Paving, L.P., for the construction of Katy Trail, Phase III from McCommas Street to Sandhurst Street in an amount not to exceed \$95,020, from \$809,298 to \$904,318; **(2)** the receipt and deposit of funds from the Texas Department of Transportation in an amount not to exceed \$76,016; and **(3)** an increase in appropriations in the amount of \$76,016 in the Capital Projects Reimbursement Fund - Total not to exceed \$95,020 - Financing: 2003 Bond Funds (\$19,004) and Capital Projects Reimbursement Funds (\$76,016)

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

40. Authorize Supplemental Agreement No. 3 to the professional services contract with Pacheco Koch Consulting Engineers for additional engineering services for streetscape/urban design improvements on Bishop Avenue from Eighth Street to Jefferson Boulevard - Not to exceed \$154,375, from \$354,035 to \$508,410 - Financing: 2006 Bond Funds (\$140,625) and Water Utilities Capital Improvement Funds (\$13,750)

Sanitation Services

41. Authorize an ordinance granting a franchise to United Recycling & Waste Disposal for solid waste collection and hauling, pursuant to Chapter XIV, of the City Charter, and Chapter 18, Article IV, of the Dallas City Code - Estimated Annual Revenue: \$2,000

Sustainable Development and Construction

42. Authorize acquisition of four easements containing a total of approximately 21,643 square feet of land from Auto Latin, Inc. located near the intersection of Walton Walker Boulevard and Keeneland Parkway for the Fire Station No. 50 Project - Not to exceed \$104,804 (\$102,804 plus closing costs and title expenses not to exceed \$2,000) - Financing: 2006 Bond Funds
43. Authorize acquisition from Sorcey Mountain Creek Joint Venture of approximately 16,470 square feet of land located near the intersection of Sorcey and Daniieldale Roads for the Southwest 120/96-inch Water Transmission Pipeline Project - Not to exceed \$52,410 (\$49,410 plus closing costs and title expenses not to exceed \$3,000) - Financing: Water Utilities Capital Improvement Funds
44. Authorize acquisition from Alan T. Cooperman of approximately five acres of land located in Dallas County for the Southwest 120/96-inch Water Transmission Pipeline Project - Not to exceed \$419,500 (\$412,000 plus closing costs and title expenses not to exceed \$7,500) - Financing: Water Utilities Capital Improvement Funds
45. Authorize acquisition from American Fund US Investment LP of approximately 280 square feet of land located near Mockingbird Lane and the DART Light Rail for the Katy Trail Phase VI Project - Not to exceed \$23,280 (\$21,280 plus closing costs and title expenses not to exceed \$2,000) - Financing: 2006 Bond Funds
46. Authorize acquisition from American Fund US Investment LP of approximately 590 square feet of land located near Mockingbird Lane and the DART Light Rail for the Katy Trail Phase VI Project - Not to exceed \$47,840 (\$44,840 plus closing costs and title expenses not to exceed \$3,000) - Financing: 2006 Bond Funds
47. Authorize acquisition from American Fund US Investment LP of approximately 2,240 square feet of land located near Mockingbird Lane and the DART Light Rail for the Katy Trail Phase VI Project - Not to exceed \$179,000 (\$176,000 plus closing costs and title expenses not to exceed \$3,000) - Financing: 2006 Bond Funds

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

48. Authorize acquisition from American Fund US Investment LP of approximately 282 square feet of land located near Mockingbird Lane and the DART Light Rail for the Katy Trail Phase VI Project - Not to exceed \$399,000 (\$395,000 plus closing costs and title expenses not to exceed \$4,000) - Financing: 2006 Bond Funds
49. A resolution authorizing the conveyance of an easement containing approximately 300 square feet of land to Oncor Electric Delivery Company, LLC for the purpose of construction and maintenance of electric facilities across City-owned land located near the intersection of Harry Hines Boulevard and Community Drive - Financing: No cost consideration to the City
50. A resolution authorizing the conveyance of an easement containing approximately 6,446 square feet of land to Oncor Electric Delivery Company, LLC for the purpose of construction and maintenance of electric facilities across City-owned land located near the intersection of Luther and Keeler Streets - Financing: No cost consideration to the City
51. Authorize moving expense and replacement housing payments for Thomas Wurtz and Teresa Wurtz as a result of an official written offer of just compensation to purchase real property at 7010 Toland Street for the Fire Station No. 32 Project - Not to exceed \$34,443 - Financing: 2006 Bond Funds
52. An ordinance abandoning portions of a sanitary sewer easement, a public utilities easement and a garbage collection easement to Corporation of the Episcopal Diocese of Dallas, the abutting owner, containing approximately 43,560 square feet of land located near the intersection of Douglas and Colgate Avenues - Revenue: \$5,400 plus the \$20 ordinance publication fee
53. An ordinance granting a private license to W2007 MVP DALLAS, LLC for the use of approximately 94 square feet of land to install and maintain permanent lighting over a portion of Olive Street near its intersection with Live Oak Street - Revenue: \$1,000 annually plus the \$20 ordinance publication fee
54. An ordinance granting a revocable license to 7-Eleven, Inc. for the use of approximately 533 square feet of land to install and maintain two blade signs, five awnings and a handicap accessible entrance on and over portions of Elm Street near its intersection with Austin Street - Revenue: \$5,000 one-time fee and \$3,509 annually, plus the \$20 ordinance publication fee

Trinity Watershed Management

55. Authorize acquisition from Rhadames Solano of an unimproved tract of land containing approximately 23 acres located on Elam Road near its intersection with Pemberton Hill Road for the Trinity River Corridor Project - Not to exceed \$256,671 (\$252,671 plus closing costs and title expenses not to exceed \$4,000) - Financing: 1998 Bond Funds

CONSENT AGENDA (Continued)**Trinity Watershed Management** (Continued)

56. Authorize acquisition from Tony Burescia and Minta Burescia, Co-Trustees of the Burescia Family Revocable Trust, of an unimproved tract of land containing approximately 50 acres located on Elam Road near its intersection with Pemberton Hill Road for the Trinity River Corridor Project - Not to exceed \$436,610 (\$430,610 plus closing costs and title expenses not to exceed \$6,000) - Financing: 1998 Bond Funds

Water Utilities

57. Authorize an Interlocal Agreement with the North Texas Municipal Water District (NTMWD) and Tarrant Regional Water District (TRWD) to jointly study the feasibility of constructing shared infrastructure to divert return flows from the Trinity River and deliver such flows to locations that benefit each of the parties - Not to exceed \$50,000 - Financing: Water Utilities Capital Construction Funds
58. Authorize an Interlocal Agreement with the Trinity River Authority, City of Houston, North Texas Municipal Water District, and the Tarrant Regional Water District to conduct a zebra mussel operations study - Not to exceed \$50,000 - Financing: Water Utilities Capital Construction Funds
59. Authorize a professional services contract with Corpro Companies, Inc. to provide engineering services for corrosion prevention design for two priority water transmission pipeline locations - Not to exceed \$932,686 - Financing: Water Utilities Capital Improvement Funds
60. Authorize a contract for the construction of a new influent pump station at the Central Wastewater Treatment Plant - Oscar Renda Contracting, Inc., lowest responsible bidder of five - Not to exceed \$49,060,000 - Financing: Water Utilities Capital Improvement Funds
61. Authorize a contract for the construction of the East Side Water Treatment Plant expansion to 540 million gallons per day - Part A, Stage IV Sedimentation Basins - BAR Constructors, Inc., lowest responsible bidder of seven - Not to exceed \$30,320,000 - Financing: Water Utilities Capital Improvement Funds
62. Authorize a contract for the installation of water and wastewater mains at 32 locations (list attached) - Barson Utilities, Inc., lowest responsible bidder of six - Not to exceed \$7,129,087 - Financing: Water Utilities Capital Improvement Funds (\$7,113,855) and 2003 Bond Funds (\$15,232)
63. Authorize an increase in the contract with John Burns Construction Company of Texas, Inc. for additional work associated with the installation of a 20-inch recycled water main extension from the Cedar Crest Golf Course to the Dallas Zoo, Phase 1 - Not to exceed \$594,115, from \$2,892,958 to \$3,487,073 - Financing: Water Utilities Capital Improvement Funds

CONSENT AGENDA (Continued)**Water Utilities (Continued)**

64. Authorize **(1)** Supplemental Agreement No. 1 to the professional services contract with Camp Dresser & McKee, Inc. in the amount of \$3,760,000, from \$5,640,000 to \$9,400,000 to continue the advertising campaign and media placement for the promotion and reinforcement of water conservation initiatives and grease abatement program for the period October 2011 through September 2013; and **(2)** an increase in appropriations in the amount of \$2,760,000 in the Water Conservation Program Fund - Not to exceed \$3,760,000 - Financing: Water Conservation Program Funds (\$2,760,000) (subject to annual appropriations) and Water Utilities Current Funds (\$1,000,000) (subject to annual appropriations)
65. Authorize Supplemental Agreement No. 1 to the professional services contract with Halff Associates, Inc. for additional engineering services for the Elm Fork Water Treatment Plant pre-sedimentation basins - Not to exceed \$1,080,000, from \$1,656,493 to \$2,736,493 - Financing: Water Utilities Capital Improvement Funds
66. Authorize Supplemental Agreement No. 2 to the professional services contract with Freese and Nichols, Inc. to provide construction administration and application engineering services required for the construction of a new influent pump station at the Central Wastewater Treatment Plant - Not to exceed \$1,554,226, from \$7,898,113 to \$9,452,339 - Financing: Water Utilities Capital Improvement Funds
67. Authorize Supplemental Agreement No. 3 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 \$3,321,598, from \$9,614,948 to \$12,936,546 - Financing: Water Utilities Capital Improvement Funds

ITEMS FOR INDIVIDUAL CONSIDERATION**City Secretary's Office**

68. 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)

Business Development & Procurement Services

69. Authorize a three-year master agreement for emergency and non-emergency lights, equipment and parts - GT Distributors, Inc. in the amount of \$1,220,000, Wistol Supply, Inc. in the amount of \$631,500, Lone Star Products and Equipment LLC, in the amount of \$302,000, Defender Supply LLC in the amount of \$89,000, Earl Owen Company in the amount of \$132,000 or \$395,000 and Midway Auto Supply, Inc. in the amount of \$263,000 or \$0 (**Tie Bids-Group 5**), lowest responsible bidders of nine - Total not to exceed \$2,637,500 - Financing: Current Funds (\$2,581,000) and Water Utilities Current Funds (\$56,500)

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

ITEMS FOR FURTHER CONSIDERATION

Sustainable Development and Construction

70. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Milton Lloyd Hill and Audrey Janette Hill of a tract of land containing approximately 21,347 square feet located near the intersection of Interstate Highway 20 and Ravenview Road for the Southwest 120/96-inch Water Transmission Pipeline Project - Not to exceed \$124,212 (\$121,212 plus closing costs and title expenses not to exceed \$3,000) - Financing: Water Utilities Capital Improvement Funds **(Requires Record Vote)**

DESIGNATED PUBLIC SUBSIDY MATTERS

Economic Development

Note: Item Nos. 71 and 72
must be considered collectively.

PFSweb, Inc.

71. * Authorize a Chapter 380 economic development grant agreement pursuant to Chapter 380 of the Texas Local Government Code in accordance with the City's Public/Private Partnership Program with Priority Fulfillment Service, Inc., a wholly-owned subsidiary of PFSweb, Inc., related to the relocation of its prime customer contact center to 1201 Elm Street, Dallas, Texas 75202 - Not to exceed \$300,000 - Financing: Public/Private Partnership Funds
72. * Authorize an application to the Office of the Governor Economic Development and Tourism through the Economic Development Bank nominating Priority Fulfillment Service, Inc., a wholly-owned subsidiary of PFSweb, Inc., located at 1201 Elm Street, Dallas, Texas 75202 to receive designation as an Enterprise Project under the Texas Enterprise Zone Act, as amended (Government Code, Chapter 2303) - Financing: No cost consideration to the City
73. Authorize an economic development grant pursuant to the Public/Private Partnership Program to Borden Dairy Company, related to the relocation of its shared services and support functions to Dallas - Not to exceed \$100,000 - Financing: Public/Private Partnership Funds
74. Authorize an economic development loan agreement pursuant to the Public/Private Partnership Program with 16th Ave. Holdings, LLC, related to the improvements to certain property located within the City of Dallas - Not to exceed \$230,000 - Financing: Public/Private Partnership Funds

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

DESIGNATED PUBLIC SUBSIDY MATTERS (Continued)

Economic Development (Continued)

- 75. Authorize **(1)** the first of four twelve-month renewal options to the contract with the Southern Dallas Development Corporation to administer the Community Development Block Grant (CDBG) Business Revolving Loan Program for the purpose of serving and making loans to area businesses and creating and/or retaining jobs for low-to-moderate income persons, in accordance with Department of Housing and Urban Development (HUD) regulations; and **(2)** any unexpected balances of program income from prior contract years be rolled over to continue the Business Revolving Loan Program - Financing: No cost consideration to the City

Sustainable Development and Construction

- 76. A resolution authorizing **(1)** an Interlocal Agreement with the North Central Texas Council of Governments (NCTCOG), detailing project roles and responsibilities for a Sustainable Development Grant Program grant in the amount of \$100,000 in RTC local funds to be administered by NCTCOG, for the Skillman/LBJ Urban Planning Initiative Study; and **(2)** transfer of funds to NCTCOG from the Skillman Corridor TIF in the amount of \$25,000 serving as a local match, and return of any unused local match fund balance to the Skillman Corridor TIF - Not to exceed \$25,000 - Financing: Skillman Corridor TIF District Funds

PUBLIC HEARINGS AND RELATED ACTIONS

Sustainable Development and Construction

ZONING CASES - CONSENT

- 77. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Specific Use Permit No. 1140 for a Municipal Service Center on property zoned an MU-3 Mixed Use District, on both sides of Worcola Street, south of SMU Boulevard
Recommendation of Staff and CPC: Approval, subject to a site plan and conditions
Z101-243(RB)

- 78. A public hearing to receive comments regarding an application for and an ordinance granting the creation of a new subdistrict within Planned Development District No. 357, the Farmer's Market Special Purpose District, on property bounded by Young Street, South Pearl Expressway, South Cesar Chavez Boulevard, and Marilla Street
Recommendation of Staff and CPC: Approval, subject to a conceptual plan and conditions
Z101-247(MG)

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

79. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for the sale of alcoholic beverages in conjunction with a general merchandise or food store of less than 3,500 square feet on property zoned a CS-D-1 Commercial Services District with a D-1 Liquor Control Overlay on the northeast corner of C. F. Hawn Freeway and South Belt Line Road
Recommendation of Staff and CPC: Approval for a two-year period with eligibility for automatic renewal for additional five-year periods, subject to a site plan and conditions
Z101-259(MW)

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

80. A public hearing to receive comments regarding an application for and an ordinance granting a D-1 Liquor Control Overlay and an ordinance granting a Specific Use Permit for the sale of alcoholic beverages in conjunction with a general merchandise or food store of less than 3,500 square feet on property zoned a RR-D Regional Retail District with a D Liquor Control Overlay on the east line of South Hampton Road, northwest of Marvin D. Love Freeway
Recommendation of Staff: Approval of a D-1 Liquor Control Overlay and approval of a Specific Use Permit for a two-year time period with eligibility for automatic renewals for additional five-year periods, subject to a site plan and conditions
Recommendation of CPC: Approval of a D-1 Liquor Control Overlay and approval of a Specific Use Permit for a two-year time period, subject to a site plan and conditions
Z101-256(WE)
Note: This item was considered by the City Council at public hearing on August 10, 2011, and was taken under advisement until August 24, 2011, with a public hearing open.
81. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for the sale of alcoholic beverages in conjunction with a general merchandise or food store use of 3,500 square feet or less on property zoned a CR-D-1 Community Retail District with a D-1 Liquor Control Overlay on the north side of Scyene Road, west of Jim Miller Road
Recommendation of Staff and CPC: Approval for a two-year period with eligibility for automatic renewal of additional five year periods, subject to a site plan and conditions.
Z101-169(JH)
Note: This item was considered by the City Council at a public hearing on June 22, 2011, and was taken under advisement until August 24, 2011, with the public hearing open.

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

82. A public hearing to receive comments regarding an application for a Specific Use Permit for a late-hours establishment limited to a commercial amusement (inside) for a bowling alley on property zoned Planned Development District No. 842 for CR Community Retail District uses, on property bounded by Greenville Avenue, Lewis Street, Hope Street, and La Vista Court
Recommendation of Staff: Approval for a two-year period, subject to a site plan and staff conditions
Recommendation of CPC: Denial
Z101-211(JH)
83. A public hearing to receive comments regarding an application for a D-1 Liquor Control Overlay and a Specific Use Permit for the sale of alcoholic beverages in conjunction with a restaurant with drive-in or drive-through service on property zoned a RR-D Regional Retail District with a D Liquor Control Overlay on the east line of South Hampton Road, northwest of Marvin D. Love Freeway
Recommendation of Staff: Approval of a D-1 Liquor Control Overlay and approval of a Specific Use Permit for a two-year period with eligibility for automatic renewals for additional five-year periods, subject to a site plan and conditions.
Recommendation of CPC: Denial
Z101-213(WE)
84. A public hearing to receive comments regarding an application and an ordinance granting the creation of a new subdistrict within the Downtown Special Provision Sign District, in an area generally bounded by R.L. Thornton Freeway, Hotel Street, Jefferson Boulevard Viaduct/Market Street, Jackson Street and Wood Street, and Akard Street
Recommendation of Staff and CPC: Approval
SPSD 090-002
85. A public hearing to receive comments regarding an application for and an ordinance granting amendments to the Downtown Special Provision Sign District, Section 51A-900 of the Dallas City Code, to amend the requirements for construction barricade signs, district activity videoboard signs and supergraphic wallscape signs in an area generally bounded by Woodall Rodgers Freeway, Interstate 45/US 75, Interstate 30/R. L. Thornton Freeway and Interstate 35/Stemmons Freeway
Recommendation of Staff and CPC: Approval
SPSD 101-001

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)**Sustainable Development and Construction (Continued)**DESIGNATED ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

86. A public hearing to receive comments regarding an application for and an ordinance granting an MU-3 Mixed Use District and a resolution accepting the deed restrictions volunteered by the applicant on property zoned an IR Industrial Research District on the northeast side of Maple Avenue, southwest of Inwood Road
Recommendation of Staff and CPC: Approval, subject to the deed restrictions volunteered by the applicant
Z101-199(MW)
Note: This item was considered by the City Council at a public hearing on August 10, 2011, and was taken under advisement until August 24, 2011, with a public hearing open.
87. A public hearing to receive comments regarding a City Plan Commission authorized hearing to determine proper zoning on property zoned an R-7.5(A) Single Family District and an MF-2(A) Multifamily District in an area generally bounded by Plymouth Road, Atlantic Street and Hampton Road with consideration given to and an ordinance granting a Conservation District
Recommendation of Staff and CPC: Approval of the Conservation District and approval of the Conceptual Plan.
Z089-163(MD)
Note: This item was considered by the City Council at a public hearing on June 22, 2011, and was taken under advisement until August 24, 2011, with the public hearing open.
88. A public hearing to receive comments regarding an application for a D-1 Liquor Control Overlay and a Specific Use Permit for the sale of alcoholic beverages in conjunction with a general merchandise or food store use of greater than 3,500 square feet on property zoned Subdistrict 1 within Planned Development District No. 366 with a D Liquor Control Overlay, at the northwest corner of South Buckner Boulevard and Cordell Drive
Recommendation of Staff: Approval of the D-1 Liquor Control Overlay and approval of a Specific Use Permit for the sale of alcoholic beverages in conjunction with a general merchandise use of greater than 3,500 square feet for a two-year period with eligibility for automatic renewal of additional five-year periods, subject to a site plan and conditions
Recommendation of CPC: Denial
Z101-146(JH)
Note: This item was considered by the City Council at public hearings on May 25 and June 22, 2011, and was taken under advisement until August 24, 2011, with the public hearing open.

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS

Office of Financial Services

89. A public hearing to receive comments on the proposed FY 2011-12 Operating, Capital, Grant and Trust budgets - Financing: No cost consideration to the City

Land Bank (DHADC) Sale of 4 Lots to Frazier Revitalization, Inc
Agenda Item #19

<u>Property Address</u>	<u>MAPSCO</u>	<u>Council District</u>
4527 Imperial Street	47S	7
4622 Imperial Street	47S	7
4630 Imperial Street	47S	7
4018 Montie Street	47S	7

Erosion Control Group 06-800
Agenda Item #38

<u>Project</u>	<u>Council District</u>
Cockrell Hill Road over Five Mile Creek	3
Justin Avenue over Arcadia Creek	3
7740 Los Alamitos Drive	5
Wheatland Road over Woody Branch Creek	5, 8

Installation of Water and Wastewater Mains at 32 Locations
Agenda Item #62

District 1

Alley between 12th Street and Alden Avenue from Alden Avenue west*
Nolte Drive from Clarendon Drive to Tyler Street

District 2

Alley between Cristler Avenue and Glasgow Drive from Gurley Avenue to Cristler Avenue
Alley between Culver Street and Fairview Avenue from west of St. Charles Avenue east*
Alley between East Grand Avenue and Philip Avenue from Bank Street northeast
Alley between Fletcher Street and Haskell Avenue from Parry Avenue northwest
Alley between Reynolds Avenue and Spurlock Street from Owenwood Avenue east
Alley between Riveredge Drive and Oak Lawn Avenue from Irving Boulevard to Levee Street
Canton Street from Henry Street to Malcolm X Boulevard
Grigsby Avenue from Ross Avenue to Gaston Avenue
Haskell Avenue from Parry Avenue to Terry Street
Levee Street from Turtle Creek Boulevard to Oak Lawn Avenue*
Munger Avenue from Peak Street to Haskell Avenue
Peak Street from Capitol Avenue to Munger Avenue
Terry Street from Haskell Avenue northeast

District 3

Alley between Colorado Boulevard and Old Orchard Drive from Hampton Road east*
Alley between Davis Street and Overcrest Street from Hartsdale Drive to Cliffdale Avenue

District 4

Easement between Prosperity Avenue and Fordham Road from Bonnie View Road southwest*
Easement west of Hunnicut Road from Samuell Boulevard south*

District 5

Alley between Aurora Street and Gaylord Drive from Prichard Lane southwest
Cypress Avenue from Scyene Road to Briggs Street
Singing Hills Drive from Minuet Lane northwest
St. Augustine Drive from Bruton Road to Briggs Street

District 7

Canal Street from Foreman Street to Mitchell Street
Lamar Street from Grand Avenue to Sanger Avenue
Mitchell Street from Frank Street to Collins Avenue
Reed Lane from Electra Street to 2nd Avenue
Ware Street from Rowan Avenue to Barry Avenue

August 24, 2011

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Installation of Water and Wastewater Mains at 32 Locations
Agenda Item #62 (Continued)

District 8

Tamalpais Drive from Apache Lane to Masters Drive

District 12

Saint Anne Court from Saint Anne Street north
Saint Anne Street from Meadowcreek Drive to Southpoint Drive
Vicarage Court from Saint Anne Street north

*Trenchless Installation

A closed executive session may be held if the discussion of any of the above agenda items concerns one of the following:

1. Contemplated or pending litigation, or matters where legal advice is requested of the City Attorney. Section 551.071 of the Texas Open Meetings Act.
2. The purchase, exchange, lease or value of real property, if the deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third person. Section 551.072 of the Texas Open Meetings Act.
3. A contract for a prospective gift or donation to the City, if the deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third person. Section 551.073 of the Texas Open Meetings Act.
4. Personnel matters involving the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee or to hear a complaint against an officer or employee. Section 551.074 of the Texas Open Meetings Act.
5. The deployment, or specific occasions for implementation of security personnel or devices. Section 551.076 of the Texas Open Meetings Act.
6. Deliberations regarding Economic Development negotiations. Section 551.087 of the Texas Open Meetings Act.

August 24, 2011

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PUBLIC MEETINGS FOR AUGUST 16 - AUGUST 31, 2011

Tuesday, August 30, 2011

Municipal Library Board

4:00 p.m.

J. Erik Jonsson Central Library, Municipal Library Board Room