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CITY SECRETARY
DALLAS, TEXAS



Public Notice

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POSTED CITY SECRETARY
DALLAS, TX

COUNCIL AGENDA

November 7, 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.)

AZ

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 Cortesia

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
MONDAY, NOVEMBER 7, 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 - 54

ITEMS FOR INDIVIDUAL CONSIDERATION

No earlier
than 9:15 a.m.

Items 55 - 60

PUBLIC HEARINGS AND RELATED ACTIONS

1:00 p.m.

Items 61 - 77

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

AGENDA
CITY COUNCIL MEETING
NOVEMBER 7, 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 October 26, 2011 City Council Meeting

CONSENT AGENDA

Business Development & Procurement Services

2. Authorize **(1)** a three-year service contract for maintenance and support of the existing Stratus server in the amount of \$87,869; and **(2)** a three-year master agreement for the purchase of replacement Stratus servers which includes five years of maintenance on replacement servers for operation of the Computer-Aided-Dispatch System for Police, Dallas Fire-Rescue and 911 Call Center in the amount of \$396,750 - TriTech Software Systems, only bidder - Total not to exceed \$484,619 - Financing: Current Funds (subject to annual appropriations)
3. Authorize a three-year service contract for pre-adoption dog cleaning, grooming and shearing services for Dallas Animal Services - Ronnie Meals, lowest responsible bidder of three - Not to exceed \$209,628 - Financing: Ivor O'Connor Morgan Trust Funds (subject to annual appropriations)

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

4. Authorize a three-year service contract for chemical root control - Municipal Sales, Inc., lowest responsible bidder of four - Total not to exceed \$792,350 - Financing: Water Utilities Current Funds (subject to annual appropriations)
5. Authorize a three-year master agreement for automotive, truck and equipment batteries - DT-DO, Inc., lowest responsible bidder of three - Not to exceed \$1,146,882 - Financing: Current Funds (\$1,101,882) and Stormwater Drainage Management Current Funds (\$45,000)
6. Authorize a three-year master agreement for chemicals and supplies to treat swimming pools, fountains and spraygrounds – Sunbelt Pools, Inc. in the amount of \$886,911 and Leslie’s Poolmart, Inc. in the amount of \$564,872, lowest responsible bidders of three - Total not to exceed \$1,451,783 - Financing: Current Funds (\$1,299,174) and Convention and Event Services Current Funds (\$152,609)
7. Authorize a three-year master agreement for plumbing pipe, fittings, fixtures, trim and parts - Ferguson Enterprises, Inc. in the amount of \$662,500, HD Supply Waterworks, Ltd. in the amount of \$395,609, 4 Star Hose & Supply in the amount of \$376,400, Winston Water Cooler, Ltd. in the amount of \$427,950 and Apple Specialties, Inc. in the amount of \$7,600, lowest responsible bidders of five - Total not to exceed \$1,870,059 - Financing: Current Funds (\$812,950), Convention and Event Services Current Funds (\$35,400) and Water Utilities Current Funds (\$1,021,709)
8. Authorize a three-year master agreement for various types of air valves and parts - Hugh M. Cunningham, Inc., in the amount of \$250,000, HD Supply Facilities Maintenance LTD in the amount of \$216,000, Municipal Valve & Equipment Co., Inc. in the amount of \$191,000 and Macaulay Controls Company in the amount of \$40,000, lowest responsible bidders of five - Total not to exceed \$697,000 - Financing: Water Utilities Current Funds (\$592,000) and Stormwater Drainage Management Current Funds (\$105,000)
9. Authorize a five-year master agreement for liquid polymer for wastewater treatment - Polydyne, Inc. in the amount of \$4,540,928 and 3F Chimica Americas in the amount of \$1,267,200, lowest responsible bidders of two - Total not to exceed \$5,808,128 - Financing: Water Utilities Current Funds

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

10. Authorize **(1)** a five-year master agreement for grounds maintenance equipment - Landmark Equipment, Inc. in the amount of \$1,634,000, Richardson Saw & Lawnmowers in the amount of \$860,400, Professional Turf Products of Texas in the amount of \$757,400, Deen Implement Co. in the amount of \$623,000, Luber Brothers in the amount of \$564,000, Longhorn, Inc. in the amount of \$400,000, Professional Polish in the amount of \$160,000, Six & Mango Equipment LLP in the amount of \$53,500, lowest responsible bidders of ten; and **(2)** a five-year master agreement for grounds maintenance equipment - John Deere Government Sales in the amount of \$1,120,000, Vermeer Equipment of Texas, Inc. in the amount of \$127,000 and Brookside Equipment Sales, Inc. in the amount of \$111,500 through Buyboard, a Texas Local Government Purchasing Cooperative and Poston Equipment Sales, Inc. in the amount of \$146,000 through the Houston-Galveston Area Council of Governments Purchasing Cooperative - Total not to exceed \$6,556,800 - Financing: Current Funds (\$3,979,300), Aviation Current Funds (\$452,000), Golf Improvement Funds (\$1,515,000) and Water Utilities Current Funds (\$610,500)
11. Authorize the purchase of ten replacement vehicles for Dallas Fire-Rescue - Sam Pack's Five Star Ford in the amount of \$257,591, Randall Reed's Prestige Ford in the amount of \$56,506 and Philpott Motors Ltd. in the amount of \$36,618, lowest responsible bidders of three - Total not to exceed \$350,715 - Financing: 2010 Equipment Acquisition Notes
12. Authorize the purchase and installation of office walls and furniture for the renovation of the Traffic Management Center - Workplace Resource of Dallas through the U.S. Communities Government Purchasing Alliance - Not to exceed \$202,828 - Financing: TxDOT Transportation Advance Management System Funds
13. Authorize the purchase of one telescopic material handler for Water Utilities - Simba Industries, lowest responsible bidder of eight - Not to exceed \$79,896 - Financing: Water Utilities Current Funds
14. Authorize the purchase of one truck scale and one electric material handler for Sanitation Services - Forestry Supply Service, Inc. dba FTR Equipment in the amount of \$192,900 and Nicol Scales, LP in the amount of \$88,094, lowest responsible bidders of three - Total not to exceed \$280,994 - Financing: Current Funds
15. Authorize a five-year concession contract, with three one-year renewal options, for parking services and capital improvements at Fair Park - Ace Parking Management, Inc., most advantageous proposer of three - Estimated Annual Revenue: \$372,600 (Revenue share 58.25% of sales under \$600,000, less sales tax and credit card fees; 70% of sales over \$600,000, less sales tax and credit card fees)

CONSENT AGENDA (Continued)

City Attorney's Office

16. Authorize settlement of the lawsuit styled Gary B. Smith v. City of Dallas, Cause No. 11-00253-I - Not to exceed \$8,762 - Financing: Current Funds
17. Authorize settlement of the lawsuit styled Darryl Houston v. City of Dallas, Cause No. 11-00998-H - Not to exceed \$18,500 - Financing: Current Funds
18. Authorize Supplemental Agreement No. 1 to the professional services contract with Helmer Engineering, Inc., for additional engineering consulting services in the review of Dallas Water Utilities Projects - Not to exceed \$50,000, from \$25,000 to \$75,000 - Financing: Water Utilities Current Funds

City Controller's Office

19. Authorize the annual adoption of the City's Investment Policy regarding funds under the City's control and the investment strategies for each of the funds under the City's management - Financing: No cost consideration to the City

Housing/Community Services

20. Authorize **(1)** an Interlocal Agreement with Dallas County for the provision of funding for homeless assistance services at the Homeless Assistance Center (HAC) through the City's contractor, Bridge Steps through September 30, 2012; **(2)** the receipt and deposit of monthly payments from Dallas County in the amount of \$64,572 per month for eleven months and a final payment in the amount of \$34,572 for the period October 1, 2011 through September 30, 2012, total amount not to exceed \$744,869; and **(3)** the counting of Dallas County's monthly payments toward Bridge Steps' required financial contribution for the management and operation of the Homeless Assistance Center, as provided for in the Management Services Contract, Phase II with Bridge Steps - Not to exceed \$744,869 - Financing: Current Funds
21. Authorize **(1)** acceptance of a grant from the U.S. Department of Housing and Urban Development to provide housing placement and transitional rental assistance for ex-offenders with HIV/AIDS and engage in community planning to develop an integrated HIV/AIDS housing plan covering the Dallas area for the period January 1, 2012 through December 31, 2014; **(2)** establishment of a new position funded by the grant; **(3)** establishment of appropriations in the amount of \$1,287,500; and **(4)** execution of the grant agreement - Not to exceed \$1,287,500 - Financing: Competitive Housing Opportunities for Persons with AIDS Grant Funds
22. Authorize **(1)** preliminary adoption of Substantial Amendment No. 10 to the FY 2008-12 Consolidated Plan Budget for the Homelessness Prevention and Rapid Re-Housing Program (HPRP) funded through the American Recovery and Reinvestment Act; and **(2)** a public hearing to be held on December 14, 2011 to receive comments on the proposed use of funds - Financing: No cost consideration to the City

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

23. Authorize **(1)** a public hearing to be held on December 14, 2011 to receive comments on the proposed private sale by quitclaim deed of ten unimproved properties acquired by the taxing authorities from the Sheriff's Sale to Dallas Neighborhood Alliance for Habitat, Inc. a qualified non-profit organization; and at the close of the public hearing, **(2)** consideration of approval of the sale of these properties (list attached) - Financing: No cost consideration to the City
24. Authorize a ten-year lease agreement with Real Sol, LP for approximately 4,550 square feet of office space located at 3100 West Northwest Highway, Suite C to be used as a Women, Infants and Children Clinic for the period January 1, 2012 through December 31, 2021 - Not to exceed \$832,650 - Financing: Department of State Health Services Grant Funds (subject to annual appropriations)
25. Authorize a contract with HIS BridgeBuilders to provide education and employment to ex-offenders currently incarcerated at the Dallas County Judicial Treatment Center for the period October 1, 2011 through September 30, 2012 - Not to exceed \$110,573 - Financing: U. S. Department of Justice Grant Funds
26. Authorize a contract with Metro Dallas Homeless Alliance to provide an electronic system to capture client-level data of individuals released from prison, jail, or juvenile residential facilities for the Second Chance Act Adult Offender Re-entry Demonstration Grant for the period October 1, 2011 through September 30, 2012 - Not to exceed \$72,131 - Financing: U. S. Department of Justice Grant Funds
27. Authorize a contract with Metroplex Economic Development Corporation (MEDC), parent company of Texas Offenders Reentry Initiative (T.O.R.I.), to provide post-release case management and supportive services to ex-offenders currently incarcerated at the Dallas County Judicial Treatment Center for the period October 1, 2011 through September 30, 2012 - Not to exceed \$395,220 - Financing: U. S. Department of Justice Grant Funds
28. Authorize a contract with the Urban League of Greater Dallas to provide education and employment to ex-offenders currently incarcerated at the Dallas County Judicial Treatment Center for the period October 1, 2011 through September 30, 2012 - Not to exceed \$108,000 - Financing: U. S. Department of Justice Grant Funds
29. Authorize a contract with the Urban League of Greater Dallas to provide post-release case management and supportive services to ex-offenders currently incarcerated at the Dallas County Judicial Treatment Center for the period October 1, 2011 through September 30, 2012 - Not to exceed \$200,000 - Financing: U. S. Department of Justice Grant Funds

CONSENT AGENDA (Continued)

Housing/Community Services (Continued)

30. Authorize a contract with Vogel Alcove, Inc. for the provision of child care services for homeless families for the period October 1, 2011 through September 30, 2012 - Not to exceed \$74,850 - Financing: 2011-12 Community Development Block Grant Funds (\$43,850) and Current Funds (\$31,000)

Office of Financial Services

31. Authorize **(1)** a public hearing to be held on December 14, 2011, in accordance with provisions of Senate Bill 1, enacted during the First Special Session of the 82nd Texas Legislative Session, to receive comments regarding whether certain goods-in-transit stored in public warehouses within the Dallas city limits should remain subject to taxation by the City of Dallas; and at the close of the hearing, **(2)** consideration of an ordinance amending Chapter 44 of the Dallas City Code to continue taxation by the City of Dallas of certain goods-in-transit stored in public warehouses in the Dallas city limits - Financing: This action has no cost consideration to the City

Office of Management Services

32. An ordinance amending Chapter 5A of the Dallas City Code to match recent state law changes to: **(1)** provide for year-round enforcement of motor vehicle idling restrictions; and **(2)** allow a motor vehicle to idle under certain circumstances to provide air conditioning or heating in an armored vehicle - Financing: No cost consideration to the City

Park & Recreation

33. Authorize a Funding Agreement with Dallas County for the development of a master plan for an approximate 6.5-mile section of the Northaven Trail between the Walnut Hill DART Green Line light rail station and Preston Road - Not to exceed \$50,000 - Financing: 2003 Bond Funds
34. Authorize a public hearing to be held on December 14, 2011 to receive comments on the proposed use of a portion of John Carpenter Plaza totaling approximately 16,432 square feet for roadway improvements for the Cesar Chavez Boulevard and Pearl Expressway Improvement Project - Financing: No cost consideration to the City

Public Works Department

35. Authorize a contract with Texas Standard Construction, Ltd., lowest responsible bidder of nine, for the construction of street paving, storm drainage, landscape, and water main improvements for Congo Street from South Carroll Avenue to Bank Street - Not to exceed \$342,785 - Financing: 2008-09 Community Development Block Grant Funds (\$33,944), 2008-09 Community Development Block Grant Reprogramming Funds (\$200,000), Water Utilities Capital Construction Funds (\$5,370) and Water Utilities Capital Improvement Funds (\$103,471)

CONSENT AGENDA (Continued)**Public Works Department** (Continued)

36. Authorize a contract with The Fain Group, Inc., lowest responsible bidder of five, for the construction of median and streetscape improvements for Cedar Springs Road from Harwood Street to the Katy Trail - Not to exceed \$2,705,021 - Financing: 2006 Bond Funds
37. Authorize an increase in the contract with Tiseo Paving Company for the construction of additional paving and parking area improvements along or adjacent to Bexar Street from Municipal Street to the levee - Not to exceed \$180,703, from \$1,393,632 to \$1,574,335 - Financing: 2006 Bond Funds
38. Authorize **(1)** the receipt and deposit of funds in the amount of \$407,353 from HNTB Corporation for a centerline light trench repair at Taxiway "C" at Dallas Love Field; **(2)** an increase in the contract with Texas Sterling Construction Company for design changes for the Taxiway "L" Extension/Reconstruction, Taxiway "D1", "C" Connectors and Holding Apron at Runway 13R, and the Taxiway "C" Reconstruction in the amount of \$1,121,539, from \$13,858,046 to \$14,979,585; and **(3)** an increase in appropriations in the amount of \$1,171,539 in the Federal Aviation Administration Airport Improvement Program Grant Fund - Not to exceed \$1,121,539 - Financing: Aviation Passenger Facility Charge Funds (\$280,582), Federal Aviation Administration Airport Improvement Program Grant Funds (\$797,062) and Aviation Capital Construction Funds (\$43,895)

Sustainable Development and Construction

39. Authorize acquisition from the White Rock Church of Christ, of approximately 20,017 square feet of unimproved land located near the intersection of Ferguson Road and Hibiscus Street for improved road access to the White Rock Hills Library - Not to exceed \$37,000 (\$35,000 plus closing costs and title expenses not to exceed \$2,000) - Financing: 2003 Bond Funds
40. Authorize acquisition of approximately nine acres of land from Peggy Berry Justiss, Raymond E. Berry and David Berry Justiss, Trustee of the Jesse E. Justiss Family Trust located in Dallas County for the Southwest 120/96-inch Water Transmission Pipeline Project - Not to exceed \$171,327 (\$169,361 plus closing costs and title expenses not to exceed \$1,966) - Financing: Water Utilities Capital Improvement Funds
41. Authorize acquisition of approximately 20 acres of land from Peggy Berry Justiss, Raymond E. Berry and David Berry Justiss, Trustee of the Jesse E. Justiss Family Trust located in Dallas County for the Southwest 120/96-inch Water Transmission Pipeline Project - Not to exceed \$433,926 (\$430,639 plus closing costs and title expenses not to exceed \$3,287) - Financing: Water Utilities Capital Improvement Funds

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

42. Authorize acquisition of a tract of land from Noah Hudson containing approximately 25,911 square feet improved with a vacant apartment building located near the intersection of Loris Lane and Ozona Street for the Cedar Crest Trail and Interurban Trail Projects - Not to exceed \$173,500 (\$170,000 plus closing costs and title expenses not to exceed \$3,500) - Financing: 2006 Bond Funds
43. Authorize moving expense and rental assistance payments for Ofelia Gomez-Garcia and Celso Soto-Ortega in the Cadillac Heights neighborhood as a result of an official written offer of just compensation to purchase real property at 706 LaSalle Drive for future City facilities - Not to exceed \$9,920 - Financing: 2006 Bonds Funds
44. Authorize a moving and related expenses-nonresidential payment for Sleek Décor, who has been displaced as a direct result of real property acquisition of the property at 4118 South Fitzhugh Avenue, to be used in conjunction with the Fire Station No. 44 Project - Not to exceed \$118,900 - Financing: 2006 Bond Funds
45. Authorize the use of conveyances as buildings on property on the south side of West Commerce Street between Pittman Street and Haslett Street, in accordance with the provisions of Section 51A-4.603 of the Dallas Development Code - C101-002 - Financing: No cost consideration to the City
46. Authorize the quitclaim of 35 properties acquired by the taxing authorities from the Sheriff's Sale to the highest bidders (list attached) - Revenue: \$166,315
47. An ordinance abandoning a portion of a gas easement to Cityville Dallas Haskell Limited Partnership, the abutting owner, containing approximately 2,241 square feet of land located near the intersection of Belmont Avenue and Peak Street - Revenue: \$5,400 plus the \$20 ordinance publication fee
48. An ordinance granting renewal of a private license to Greenville 2100, LTD for the use of approximately 518 square feet of land to maintain an existing masonry wall, sidewalk café, awning and landscaping in Greenville and Prospect Avenues rights-of-way located near the intersection of Greenville and Prospect Avenues - Revenue: \$2,000 annually plus the \$20 ordinance publication fee
49. An ordinance granting a private license to First Baptist Church of Dallas, Texas for the use of a total of approximately 1,080 square feet of subsurface space to install and maintain two ventable area ways for underground electrical vaults under portions of San Jacinto Place and St. Paul Street, near the intersection of St. Paul Place and St. Paul Street - Revenue: \$2,527 annually plus the \$20 ordinance publication fee
50. An ordinance abandoning a portion of Orleans Street to Central Dallas Community Development Corporation, the abutting owner, containing approximately 9,818 square feet of land located near the intersection of Orleans and Louise Streets and authorizing the quitclaim - Revenue: \$73,635 plus the \$20 ordinance publication fee

CONSENT AGENDA (Continued)

Trinity Watershed Management

51. An ordinance amending Chapter 19 of the Dallas City Code to: **(1)** define terms; **(2)** provide prohibitions, requirements, and defenses relating to the discharge of certain pollutants and hazardous substances into the stormwater drainage system; **(3)** require persons operating industrial or construction activity sites to operate pursuant to and consistent with all state and federal required permits and employ best management practices; **(4)** provide monitoring, sampling, and reporting requirements for dischargers of stormwater into the stormwater drainage system; **(5)** make certain non-substantive changes; and **(6)** provide for a penalty not to exceed \$2,000 - Financing: No cost consideration to the City

Water Utilities

52. Authorize a thirty-year contract with the City of Lancaster to continue providing treated water for the period November 11, 2011 through November 10, 2041 - Estimated Annual Revenue: \$2,000,000
53. Authorize a decrease in the contract with Archer Western Contractors, Ltd. for a net deductive change order related to the construction of new pumping facilities at the Sunset Pump Station site - Not to exceed (\$24,996), from \$22,996,067 to \$22,971,071 - Financing: Water Utilities Capital Improvement Funds
54. Authorize an increase in the contract with Archer Western Contractors, Ltd. for additional work associated with the construction of new Booster Chlorination Facilities at five potable water pump stations in the water distribution system - Not to exceed \$171,241, from \$3,594,000 to \$3,765,241 - Financing: Water Utilities Capital Improvement Funds

ITEMS FOR INDIVIDUAL CONSIDERATION

City Secretary's Office

55. 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)

City Controller's Office

56. Authorize approval of the City of Dallas 401(k) Retirement Savings Plan As Amended and Restated effective November 7, 2011 - Financing: No cost consideration to the City
57. Authorize approval of the 457 Deferred Compensation Plan for City Employees of the City of Dallas As Amended and Restated effective November 7, 2011 - Financing: No cost consideration to the City

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

City Controller's Office (Continued)

58. Authorize approval of The City of Dallas 457 Deferred Compensation Plan for Part-Time, Seasonal, Temporary Employees and City Councilmembers As Amended and Restated effective November 7, 2011 - Financing: No cost consideration to the City

Sustainable Development and Construction

59. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Perry D. Harbour of approximately 66,463 square feet of land located in Dallas County for the Southwest 120/96-inch Water Transmission Pipeline Project - Not to exceed \$45,314 (\$43,201 plus closing costs and title expenses not to exceed \$2,113) - Financing: Water Utilities Capital Improvement Funds

DESIGNATED PUBLIC SUBSIDY MATTERS

Economic Development

60. Authorize the nomination of Mary Kay Inc. located at 1330 Regal Row and 2213 Connector Drive to receive designation as an Enterprise Project under the Texas Enterprise Zone Act, as amended (Government Code, Chapter 2303) to the Office of the Governor Economic Development and Tourism through the Economic Development Bank - Financing: No cost consideration to the City

PUBLIC HEARINGS AND RELATED ACTIONS

Sustainable Development and Construction

ZONING CASES - CONSENT

61. A public hearing to receive comments regarding an application for and an ordinance granting the creation of a new Subarea within the Subarea A portion of Planned Development District No. 134 on property at the west corner of Grandview Avenue and Lindsley Avenue
Recommendation of Staff and CPC: Approval, subject to a development plan and conditions
Z101-133(RB)
62. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a Dance hall on property zoned a GR General Retail Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the southwest line of Cedar Springs Road, east of Reagan Street
Recommendation of Staff and CPC: Approval for a two-year period, subject to a site plan and conditions
Z101-215(RB)

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

63. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a Private school on property zoned an R-7.5(A) Single Family District, on the east corner of Bonnie View Road and Arrow Road
Recommendation of Staff and CPC: Approval for a three-year period with eligibility for automatic renewal of additional five-year periods, subject to a site plan, traffic management plan, and conditions
Z101-245(RB)
64. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to the development plan for Planned Development District No. 103 for Church Uses on the east line of Pastor Bailey Drive, north of Camp Wisdom Road
Recommendation of Staff and CPC: Approval, subject to a development plan.
Z101-266(RB)
65. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development District No. 469 for a Private school, on the east line of Preston Road, southeast of the St. Louis & Southwestern Railroad
Recommendation of Staff and CPC: Approval, subject to a development/landscape plan and conditions
Z101-288(RB)
66. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a financial institution with drive-in window and a resolution accepting an amendment to the deed restrictions on property zoned an LO-3 Limited Office District on the northeast corner of West Illinois Avenue and South Vernon Avenue
Recommendation of Staff and CPC: Approval for a ten-year period, with eligibility for automatic renewal for additional ten-year periods, subject to a site plan and conditions and approval of the amendment to the deed restrictions
Z101-325(MW)
67. 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 less than 3,500 square feet on property zoned a CR-D-1 Community Retail District with a D-1 Liquor Control Overlay on the northeast corner of Lake June Road and North Jim Miller Road
Recommendation of Staff: Approval of a Specific Use Permit for a two-year period, with eligibility for automatic renewal for additional five-year periods, subject to a site plan and conditions
Recommendation of CPC: Approval of a Specific Use Permit for a two-year period, subject to a site plan and conditions
Z101-340(MG)

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

68. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a bar, lounge, or tavern on property within the Tract A portion of Planned Development District No. 269, the Deep Ellum/Near East Side Special Purpose District, on the south line of Elm Street, west of Malcolm X Boulevard
Recommendation of Staff and CPC: Approval for a two-year period, subject to a site plan and conditions
Z101-344(RB)
69. A public hearing to receive comments regarding an application for and an ordinance granting a renewal of Specific Use Permit No.1784 for a bar, lounge, or tavern on property zoned Planned Development District No. 269, the Deep Ellum/Near East Side Special Purpose District on the south side of Elm Street, west of Crowds Street
Recommendation of Staff and CPC: Approval for a three-year period, subject to conditions
Z101-345(WE)

ZONING CASES - UNDER ADVISEMENT - INDIVIUDAL

70. A public hearing to receive comments regarding an application for and an ordinance granting an R-7.5(A) Single Family District on property zoned a CR Community Retail District on the south side of Walnut Hill Lane, west of Audelia Road
Recommendation of Staff and CPC: Approval
Z101-333(CG)
Note: This item was considered by the City Council at a public hearing on October 26, 2011, and was taken under advisement until November 7, 2011, with the public hearing open.
71. 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 less than 3,500 square feet on property zoned a CR-D-1 Community Retail District with a D-1 Liquor Control Overlay on the southwest corner of the intersection of Military Parkway and Elva Avenue
Recommendation of Staff: Approval for a two-year period with eligibility for additional five-year periods, subject to a site plan and conditions
Recommendation of CPC: Approval for a two-year period, subject to a site plan and conditions
Z101-163(MG)
Note: This item was considered by the City Council at a public hearing on September 28, 2011, and was taken under advisement until November 7, 2011, with the public hearing open.

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

72. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development Subdistrict for GR General Retail Subdistrict Uses on property zoned a GR General Retail Subdistrict with a D-1 Liquor Control Overlay on a portion of the site within Planned Development District No. 193, the Oak Lawn Special Purpose District, on property on the northwest line of Carlisle Street between Fairmont Street and Routh Street
Recommendation of Staff and CPC: Approval, subject to a development plan and conditions and retention of the D-1 Liquor Control Overlay
Z101-265(DC)
73. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Subdistrict 2C within Planned Development District No. 714, the West Commerce Street / Fort Worth Avenue Special Purpose District on property on the west side of Malone Drive at the terminus of Folsom Street
Recommendation of Staff: Approval of the omission of the requirement that a single family structure must consist of eight attached units and the reduction of required parking for a photography studio; subject to conditions, but denial of the reduction of side and rear yard setbacks
Recommendation of CPC: Approval of the omission of the requirement that a single family structure must consist of eight attached units; the reduction of required parking for a photography studio; and the reduction of side and rear yard setbacks, subject to conditions
Z101-336(MW)
74. A public hearing to receive comments regarding an application for and an ordinance granting an NO(A) Neighborhood Office District and a resolution accepting deed restrictions volunteered by the applicant on property zoned an R-7.5(A) Single Family District on the south side of Lake June Road, west of Ladonia Place
Recommendation of Staff: Denial
Recommendation of CPC: Approval, subject to the deed restrictions volunteered by the applicant
Z101-276(WE)

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

DESIGNATED ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

75. 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)
Note: This item was considered by the City Council at a public hearing on October 26, 2011, and was taken under advisement until November 7, 2011, with the public hearing open.

SPECIAL PROVISION SIGN DISTRICT - UNDER ADVISEMENT

76. A public hearing to receive comments regarding an application for an ordinance granting the creation of a new subdistrict within the Arts District Special Provision Sign District, Section 51A-1200 of the Dallas City Code, generally bounded by Flora Street, Leonard Street, Ross Avenue, and Crocket Street
Recommendation of Staff: Denial
Recommendation of CPC: Approval
SPSD101-002
Note: This item was considered by the City Council at a public hearing on October 26, 2011, and was taken under advisement until November 7, 2011, with the public hearing open.

MISCELLANEOUS HEARINGS

Office of Management Services

77. 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 Pavillion North Holding, Ltd. located near the intersection of Coit and Campbell Roads and adjacent street right-of-way, and an ordinance authorizing support of the issuance of a municipal setting designation to Pavillion North Holding, 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
Recommendation of Staff: Approval

**Tax Foreclosure and Seizure Property Resale
to Dallas Neighborhood Alliance for Habitat, Inc.**

Agenda Item #23

<u>Parcel No.</u>	<u>Address</u>	<u>Mapsco</u>	<u>DCAD Value</u>	<u>Sale Amount</u>	<u>Vac/ Imp</u>	<u>Zoning</u>	<u>Council District</u>
1.	2608 Silkwood Street	56G	\$6,000	\$1,000	V	R-5(A)	7
2.	2613 Silkwood Street	56G	\$6,000	\$1,000	V	R-5(A)	7
3.	2700 Silkwood Street	56H	\$12,000	\$1,000	V	R-5(A)	7
4.	2705 Silkwood Street	56H	\$6,000	\$1,000	V	R-5(A)	7
5.	2706 Silkwood Street	56H	\$6,000	\$1,000	V	R-5(A)	7
6.	2709 Silkwood Street	56H	\$6,000	\$1,000	V	R-5(A)	7
7.	2710 Silkwood Street	56H	\$12,000	\$1,000	V	R-5(A)	7
8.	2539 Custer Drive	65D	\$7,500	\$1,000	V	R-5(A)	4
9.	2619 Custer Drive	65D	\$6,900	\$1,000	V	R-5(A)	4
10.	3602 Metropolitan Avenue	46U	\$5,000	\$1,000	V	R-5(A)	7

Tax Foreclosure and Seizure Warrant Property Resale
Agenda Item #46

<u>Parcel No.</u>	<u>Address</u>	<u>Highest Bidder</u>	<u>VAC/IMP</u>	<u>Acreage Amount (Land)</u>	<u>Struck off Amount</u>	<u># Bids Rec'd</u>	<u>Min Bid Amount</u>	<u>High Bid Amount</u>	<u>DCAD Value</u>	<u>Zoning</u>	<u>Council District</u>
1	4048 Altoona Drive	Surety Services Company	V	3.091	\$168,310.00	3	\$5,000.00	\$7,761.00	\$134,640.00	PD 38	03
2	905 Bayonne Street	Young OK Coder	V	0.163	\$9,930.00	1	\$1,000.00	\$3,860.00	\$11,360.00	TH-3(A)	06
3	3034 South Beckley Avenue	Nolberto Ornelas	I	0.1722	\$13,497.89	2	\$7,000.00	\$10,557.50	\$15,000.00	R-7.5(A)	04
4	3302 South Beckley Avenue	Jesus A. Perez	V	0.1591	\$13,000.00	1	\$3,000.00	\$3,109.00	\$13,000.00	LO-1	04
5	10100 C. F. Hawn Freeway	BF Group, LLC	V	0.066	\$4,126.41	1	\$500.00	\$501.00	\$5,750.00	PD 535	08
6	1829 Canelo Drive	Tyler and Belinda Davis	V	0.1735	\$17,000.00	2	\$1,000.00	\$1,011.00	\$17,000.00	R-7.5(A)	05
7	2837 Cedardale Road	Rubicel Quiintero	I	0.3624	\$21,360.90	1	\$7,750.00	\$10,000.00	\$26,080.00	CS	08
8	911 West Clarendon Drive	Ben Lively	V	0.1587	\$20,169.30	1	\$500.00	\$600.00	\$20,500.00	R-7.5(A)	01
9	4516 Corregidor Street	Nolberto Ornelas	V	0.1626	\$2,000.00	1	\$500.00	\$525.00	\$2,000.00	CS	04
10	4552 Corregidor Street	Nolberto Ornelas	V	0.1626	\$2,000.00	1	\$500.00	\$525.00	\$2,000.00	R-5(A)	04
11	4623 Corregidor Street	Nolberto Ornelas	V	0.1659	\$2,000.00	1	\$500.00	\$525.00	\$2,000.00	R-5(A)	04
12	1228 Diceman Avenue	Surety Services Company	V	2.3141	\$55,722.00	1	\$2,000.00	\$2,250.00	\$60,480.00	MF-2(A)	07
13	4815 Dolphin Road	Nextlots, LLC	V	0.1338	\$12,820.00	1	\$1,000.00	\$1,050.00	\$7,280.00	R-5(A)	07
14	1637 South Ewing Avenue	Jeff Washburn	V	0.3099	\$20,330.00	1	\$3,500.00	\$8,151.00	\$20,330.00	CR	04
15	8919 Files Street	Nextlots, LLC	V	0.3444	\$9,750.00	1	\$1,000.00	\$3,050.00	\$9,750.00	R-7.5(A)	05
16	1520 South Fitzhugh Avenue	Nextlots, LLC	V	0.1997	\$8,700.00	3	\$2,500.00	\$10,050.00	\$8,700.00	CS	07
17	2822 Frost Avenue	Danielle U. Smith	I	0.0826	\$8,922.29	1	\$1,000.00	\$1,700.00	\$12,530.00	PD 595	07
18	4339 Hamilton Avenue	Yueh-Yue Tsai and Stephanie Leigh	V	0.1416	17,292.50	1	\$500.00	\$611.00	\$5,000.00	PD 595	07
19	4510 Hamilton Avenue	Yueh-Yue Tsai and Stephanie Leigh	V	0.0826	\$2,930.00	1	\$500.00	\$611.00	\$5,000.00	PD 595	07
20	1423 Harlandale Avenue	Mirtha B. Croslin	V	0.1676	\$1,456.67	3	\$500.00	\$879.00	\$11,500.00	R-7.5(A)	04
21	2815 Idaho Avenue	Surety Services Company	V	0.1722	\$26,772.10	2	\$1,000.00	\$1,160.00	\$13,000.00	R-7.5(A)	04
22	1231 East Illinois Avenue	Jose Valencia	V	0.4591	\$22,500.00	3	\$5,000.00	\$26,600.00	\$22,500.00	CS	04
23	4727 Jones Street	Deborah Taylor	I	0.1309	\$9,966.74	3	\$1,125.00	\$3,550.00	\$21,180.00	PD 595	07
24	2239 Marburg Street	Chris Ambrosio	I	0.1722	\$10,699.92	3	\$5,250.00	\$6,101.00	\$25,740.00	PD 595	07
25	2524 Marfa Avenue	Rubicel Quiintero	I	0.1594	\$30,218.46	2	12,000.00	\$17,000.00	\$46,990.00	R-5(A)	07

Tax Foreclosure and Seizure Warrant Property Resale
Agenda Item #46 (Continued)

<u>Parcel No.</u>	<u>Address</u>	<u>Highest Bidder</u>	<u>VAC/IMP</u>	<u>Acreage Amount (Land)</u>	<u>Struck off Amount</u>	<u># Bids Rec'd</u>	<u>Min Bid Amount</u>	<u>High Bid Amount</u>	<u>DCAD Value</u>	<u>Zoning</u>	<u>Council District</u>
26	2418 Maryland Avenue	Yasmin Castro	V	0.1722	\$25,700.00	2	\$500.00	\$612.50	\$13,000.00	R-7.5(A)	04
27	1315 Morrell Avenue	Lisa S. Johnson	V	0.1722	\$21,300.00	1	\$1,000.00	\$1,500.00	\$11,500.00	CR	04
28	3215 Myrtle Street	Tammy Busby	I	0.0522	\$8,884.66	2	\$2,200.00	\$3,500.00	\$23,490.00	PD 595	07
29	3222 Rose Lane	Esteban Melgarejo	I	0.1377	\$24,571.61	4	\$3,750.00	\$6,012.00	\$31,720.00	PD 595	07
30	5711 Singleton Boulevard	Jose Valencia	V	0.1674	\$8,365.14	7	\$2,500.00	\$15,000.00	\$14,790.00	R-5(A)	08
31	3160 Stag Road	Roal Global Corporation	V	24.624	\$118,439.74	3	\$7,750.00	\$9,501.00	\$123,120.00	R-7.5(A)	08
32	2815 Warren Avenue	Ben Lively	V	0.1492	\$7,449.94	1	\$500.00	\$600.00	\$5,000.00	PD 595	07
33	5015 Watson Drive	Esteban Melgarejo	I	0.2502	\$12,842.53	2	\$4,800.00	\$6,200.00	\$16,200.00	R-5(A)	08
34	3401 Wendelkin Street	BF Group, LLC	V	0.2324	\$3,500.00	1	\$500.00	\$602.00	\$4,500.00	PD 595	07
35	2910 Wilhurt Avenue	Ben Lively	V	0.4591	\$17,906.16	1	\$1,000.00	\$1,050.00	\$12,000.00	R-7.5(A)	08

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.

November 7, 2011

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PUBLIC MEETINGS FOR NOVEMBER 1 - NOVEMBER 15, 2011

Tuesday, November 1, 2011

Civil Service Board

8:30 a.m.

City Hall Suite 1C-South