

AGENDA
CITY COUNCIL MEETING
OCTOBER 26, 2011
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A. M.

Invocation and Pledge of Allegiance (Council Chambers) [11-2812]

Agenda Item/Open Microphone Speakers [11-2813]

VOTING AGENDA

1. Approval of Minutes of the October 10, 2011 City Council Meeting [11-2814; **APPROVED**]

CONSENT AGENDA [11-2815; **APPROVED**]

Aviation

2. Authorize **(1)** an application for and acceptance of a grant from the Federal Aviation Administration for the federal share of the eligible environmental improvement project - Voluntary Airport Low Emission, at Dallas Love Field in an amount not to exceed \$1,978,179; and **(2)** the establishment of appropriations in an amount not to exceed \$1,978,179 in the Federal Aviation Administration Airport Improvement Program (Voluntary Airport Low Emission) Grant Fund - Not to exceed \$1,978,179 - Financing: Federal Aviation Administration Airport Improvement Program Grant Funds [11-2816; **APPROVED**]

Business Development & Procurement Services

3. Authorize a three-year service contract for Microsoft Premier Support Services - Microsoft Corporation through the State of Texas Department of Information Resources - Not to exceed \$194,522 - Financing: Current Funds (subject to annual appropriations) [11-2817; **APPROVED**]

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

4. Authorize a five-year and three-month extension of the lease agreement with Commonwealth Industrial LLC for approximately 9,747 square feet of office, showroom and warehouse space in the Commonwealth Center building located at 3131 Irving Blvd, Suite 605, to be used by the Sales and Auction section of the Office of Business Development and Procurement Services Department for conducting the City's surplus auctions and the operation of a retail storefront to sell marketable property for the period November 1, 2011 through January 31, 2017 - Not to exceed \$255,859 - Financing: Current Funds (subject to annual appropriations) **[11-2818; APPROVED]**
5. Authorize a two-year master agreement for mobile concrete - Ashley Concrete, LLC in the amount of \$4,749,618, Southern Star Concrete, Inc. in the amount of \$4,509,590, and Custom Crete/Custom Stone in the amount of \$520,275, lowest responsible bidders of four - Total not to exceed \$9,779,483 - Financing: Current Funds (\$5,774,325), Water Utilities Current Funds (\$2,886,208) and Stormwater Drainage Management Current Funds (\$1,118,950) **[11-2819; APPROVED]**
6. Authorize a three-year master agreement for the purchase of bill stock paper and envelopes - 4Gen Business Forms, LLC. in the amount of \$328,878 and Forms World, Inc. in the amount of \$122,304, lowest responsible bidders of five - Total not to exceed \$451,182 - Financing: Water Utilities Current Funds **[11-2820; APPROVED]**
7. Authorize a three-year master agreement for tires and tubes - Southern Tire Mart, LLC in the amount of \$4,230,459, Wingfoot Commercial Tire Systems, LLC in the amount of \$2,145,920, Blagg Tire & Service in the amount of \$1,315,472 and Wade International Corp. dba Wallace W. Wade Specialty Tires in the amount of \$186,549, lowest responsible bidders of four - Total not to exceed \$7,878,400 - Financing: Current Funds (\$7,828,400) and Confiscated Monies Funds (\$50,000) **[11-2821; APPROVED]**
8. Authorize a three-year master agreement for fire hoses for Dallas Fire-Rescue - Casco Industries, Inc. in the amount of \$318,225 and Municipal Emergency Services, Inc. in the amount of \$188,053, lowest responsible bidders of four - Total not to exceed \$506,278 - Financing: Current Funds **[11-2822; APPROVED]**
9. Authorize a three-year master agreement for the purchase of pumps and parts - ITT Water & Wastewater USA Flygt Products in the amount of \$1,215,900, Pierce Pump Co. L.P. in the amount of \$844,400, Master Pumps & Equipment in the amount of \$779,700, ACCA Pumps, Inc. in the amount of \$502,500, Austin Pump & Supply Company in the amount of \$158,800, HD Supply Facilities Maintenance LTD in the amount of \$119,900, Godwin Pumps of America Inc. in the amount of \$116,000, RSC Equipment Rental in the amount of \$30,000, and Macaulay Controls Co. in the amount of \$20,000, lowest responsible bidders of nine - Total not to exceed \$3,787,200 - Financing: Current Funds (\$135,000), Water Utilities Current Funds (\$3,432,200) and Stormwater Drainage Management Current Funds (\$220,000) **[11-2823; APPROVED]**

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

10. Authorize a three-year master agreement for the purchase of school flasher programmable time switches and cabinets - Consolidated Traffic Controls, Inc., lowest responsible bidder of three - Not to exceed \$315,900 - Financing: Current Funds [**11-2824; APPROVED**]
11. Authorize a three-year master agreement for Zarn roll cart replacement parts - Ameri-Kart Waste Handling, lowest responsible bidder of two - Not to exceed \$253,650 - Financing: Current Funds [**11-2825; APPROVED**]
12. Authorize Supplemental Agreement No. 1 to increase the service contract with IESI TX Corporation for citywide recycling drop-off collection services - Not to exceed \$255,685, from \$1,022,740 to \$1,278,425 - Financing: Current Funds [**11-2826; APPROVED**]

City Attorney's Office

13. Authorize settlement of a claim filed by Ke' Borschea Rusk, Claim No. 10-00011-01-30 - Not to exceed \$10,720 - Financing: Current Funds [**11-2827; APPROVED**]
14. Authorize Supplemental Agreement No. 5 to the professional services contract with the law firm of Webb & Webb for additional legal services in connection with related matters involving representation of the City of Dallas on water rights pending before the Texas Commission on Environmental Quality and for legal services related to other water rights matters - Not to exceed \$300,000, from \$1,400,000 to \$1,700,000 - Financing: Water Utilities Current Funds (subject to annual appropriations) [**11-2828; APPROVED**]

Housing/Community Services

15. Authorize an Interlocal Agreement with Dallas County Health and Human Services to provide the professional services of its Health Authority to the City for the period October 1, 2011 through September 30, 2013 - Not to exceed \$20,000 - Financing: Current Funds (subject to annual appropriations) [**11-2829; APPROVED**]
16. Authorize a twelve-month contract with Legal Aid of NorthWest Texas, Inc. to provide legal aid to the homeless for emergency shelter services for the period October 1, 2011 through September 30, 2012 - Not to exceed \$55,057 - Financing: 2011-12 Emergency Shelter Grant Funds [**11-2830; APPROVED**]
17. Authorize a contract with Dental Health Programs, Inc. dba Community Dental Care, Inc. for the continuation of dental health services to low/moderate income seniors over age 60 for the period October 1, 2011 through September 30, 2012 - Not to exceed \$100,000 - Financing: Current Funds [**11-2831; APPROVED**]

CONSENT AGENDA (Continued)**Office of Cultural Affairs**

18. Authorize contracts with cultural organizations for the provision of services to the City through Cultural Services Contracts Program (list attached) - Not to exceed \$3,222,009 - Financing: Current Funds [**11-2832; APPROVED**]

Office of Management Services

19. Authorize the acquisition, jointly with the City of Fort Worth, from the State of Texas of a tract of land containing approximately 34,547 square feet located adjacent to the south side of the State Highway 114 right-of-way for the benefit and use of the Dallas/Fort Worth International Airport ("Airport") - Financing: No cost consideration to the City [**11-2833; APPROVED**]

Park & Recreation

20. Authorize a contract for a pavilion replacement and site furnishings at Westmoreland Park located at 3600 West Illinois Avenue - Brenco Industrial Services, LLC, best value proposer of five - Not to exceed \$180,800 - Financing: 2006 Bond Funds [**11-2834; APPROVED AS AN INDIVIDUAL ITEM**]

Police

21. Authorize continuation of cooperative working agreements with the Dallas County District Attorney's Office in the amount of \$12,500, from \$14,000 to \$26,500; Tarrant County District Attorney's Office in the amount of \$10,000, from \$11,500 to \$21,500; Potter County District Attorney's Office in the amount of \$12,000, from \$5,000 to \$17,000; Collin County Sheriff's Office in the amount of \$10,000, from \$7,500 to \$17,500; Taylor County Sheriff's Office in the amount of \$24,500; Lubbock Police Department in the amount of \$16,000, from \$5,000, to \$21,000; Arlington Police Department in the amount of \$10,000, from \$10,000 to \$20,000; Garland Police Department in the amount of \$10,000, from \$7,000 to \$17,000; Longview Police Department in the amount of \$18,000, from \$13,500 to \$31,500; Fox Valley/Internet Crimes Training and Technical Assistance Program in the amount of \$0, from \$56,780 to \$56,780 (a zero dollar increase); and Dallas Children's Advocacy Center in the amount of \$18,000, from \$13,500 to \$31,500; for the period April 1, 2011 through July 31, 2012 through the 2010 Internet Crimes Against Children Continuation Grant supplement - Total not to exceed \$141,000, from \$143,780 to \$284,780 - Financing: U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention Grant Funds [**11-2835; APPROVED**]
22. Authorize acceptance of the City of Dallas Reserve Battalion Radio Project Grant from the Office of the Governor, Criminal Justice Division for the period September 1, 2011 through March 31, 2012 - Not to exceed \$80,000 - Financing: Office of the Governor, Criminal Justice Division State Grant Funds [**11-2836; APPROVED**]

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

23. Authorize **(1)** acceptance of the Dallas Police Department Victim Services/11 grant from the U.S. Department of Justice through the Office of the Governor, Criminal Justice Division in the amount of \$52,381 to adequately respond to victims of violent crime with needed aid for the period September 1, 2011 through August 31, 2012; **(2)** a local match in the amount of \$15,909; and **(3)** execution of the grant agreement - Total not to exceed \$68,290 - Financing: Office of the Governor, Criminal Justice Division State Grant Funds (\$52,381) and Current Funds (\$15,909) **[11-2837; APPROVED]**
24. Authorize **(1)** an application for and acceptance of the Sexual Assault/Stalking Law Enforcement Training grant from the Office of the Governor, Criminal Justice Division to provide specialized training to detectives, patrol officers and advocates who respond to and investigate sexual assault and stalking offenses in the amount of \$26,500, for the period September 1, 2011 through August 31, 2012; **(2)** a local match in the amount of \$14,525; and **(3)** execution of the grant agreement - Total not to exceed \$41,025 - Financing: Office of the Governor, Criminal Justice Division State Grant Funds (\$26,500) and Current Funds (\$14,525) **[11-2838; APPROVED]**
25. Authorize **(1)** an application for and acceptance of the Crime Reduction Program Grant from the Office of the Governor, Criminal Justice Division to provide additional resources to the 10-70-20 Crime Reduction Program for the period September 1, 2011 through August 31, 2012; and **(2)** execution of the grant agreement - Not to exceed \$60,204 - Financing: Office of the Governor, Criminal Justice Division Grant Funds **[11-2839; APPROVED]**
26. Authorize **(1)** an application for and acceptance of the City of Dallas - NIBIN Program from the Office of the Governor, Criminal Justice Division, to provide aid in finding crime linkages and provide additional resources to the National Integrated Ballistic Information Network Program for the period September 1, 2011 through August 31, 2012; **(2)** an In-kind contribution in the amount of \$27,666; and **(3)** execution of the grant agreement - Not to exceed \$91,666 - Financing: Office of the Governor, Criminal Justice Division Grant Funds (\$64,000) and In-Kind Contributions (\$27,666) **[11-2840; APPROVED]**
27. Authorize **(1)** an application for and acceptance of the 2010 Internet Crimes Against Children Continuation Grant supplement from the U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention, for response to the sexual abuse and exploitation of children facilitated by the use of computer technology related to the investigation of Internet-facilitated child exploitation, for the period April 1, 2011 through July 31, 2012; and **(2)** execution of the grant agreement - Not to exceed \$433,106, from \$390,921 to \$824,027 - Financing: U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention Grant Funds **[11-2841; APPROVED]**

CONSENT AGENDA (Continued)

Police (Continued)

- 28. Authorize **(1)** an application for and acceptance of the Comprehensive Selective Traffic Enforcement Program grant from the U.S. Department of Transportation pass through in the amount of \$999,996 for overtime reimbursement for the period October 1, 2011 through September 30, 2012; **(2)** a city contribution of pension and Federal Insurance Contributions Act in the amount of \$282,031; **(3)** an In-Kind contribution in the amount of \$790,574; and **(4)** execution of the grant agreement - Total not to exceed \$2,072,601 - Financing: Texas Department of Transportation Grant Funds (\$999,996), In-Kind Contributions (\$790,574) and Current Funds (\$282,031) **[11-2842; APPROVED]**

Public Works Department

Bexar Street Phase II

Note: Item Nos. 29, 30 and 31 must be considered collectively.

- 29. * Authorize a service agreement with ONCOR Electric Delivery for relocation of the existing overhead electric distribution lines from the parkway along Bexar Street between Budd Street and Municipal Street - Not to exceed \$486,893 - Financing: 2006 Bond Funds **[11-2843; APPROVED]**
- 30. * Authorize a service agreement with AT&T Texas for relocation of the existing overhead telecommunication lines from the parkway along Bexar Street between Budd Street and Municipal Street - Not to exceed \$171,537 - Financing: 2006 Bond Funds **[11-2844; APPROVED]**
- 31. * Authorize a service agreement with Time Warner Cable for relocation of the existing overhead telecommunication lines from the parkway along Bexar Street between Budd Street and Municipal Street - Not to exceed \$122,130 - Financing: 2006 Bond Funds **[11-2845; APPROVED]**

Sustainable Development and Construction

Quiet Zone Along Union Pacific Rail Line Corridor

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

- 32. * A resolution authorizing: **(1)** an agreement with the Union Pacific Railroad Company for the elimination of an at-grade railroad crossing located at Urban Avenue at its intersection with the Union Pacific Railroad Tracks; **(2)** the receipt and deposit of funds in the amount of \$10,000 from the Union Pacific Railroad Company; and **(3)** the establishment of appropriations in the amount of \$10,000 - Not to exceed \$10,000 - Financing: Private Funds **[11-2846; CORRECTED ON THE ADDENDUM; APPROVED]**
- 33. * An ordinance adopting closure of Urban Avenue at its intersection with the Union Pacific Railroad Tracks, a Supplemental Safety Measure required by the Federal Railroad Administration (FRA) Final Train Horn Rule 49 CFR Parts 222 and 229, with the intent to establish a Quiet Zone - Financing: No cost consideration to the City **[11-2847; CORRECTED ON THE ADDENDUM; HEARING CLOSED; APPROVED; ORDINANCE 28442]**

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

34. An ordinance abandoning portions of Barry Avenue and an alley to Dallas Independent School District, the abutting owner, containing a total of approximately 17,654 square feet of land located near the intersection of Grand and Barry Avenues, authorizing the quitclaim and providing for the dedication of approximately 1,809 square feet of land needed for street right-of-way - Revenue: \$61,571 plus the \$20 ordinance publication fee **[11-2848; APPROVED; ORDINANCE 28443]**

Trinity Watershed Management

35. Authorize acquisition from TFO Realty, LLC of an unimproved tract of land containing approximately 35,144 square feet located at the intersection of Maple-Routh Connection and Woodall Rogers Freeway for the State Thomas at Woodall Rogers Drainage Relief Project - Not to exceed \$3,363,680 (\$3,338,680 plus closing costs and title expenses not to exceed \$25,000) - Financing: 2006 Bond Funds **[11-2849; APPROVED]**
36. Authorize personal services contracts with (1) Larry Beasley with Beasley and Associates, Planning Inc. to serve as the Urban Design Special Advisor for the Dallas CityDesign Center for the period October 1, 2011 through September 30, 2012 in an amount not to exceed \$83,400; and (2) Brent Brown with buildingcommunity Workshop to serve as Studio Director for the Dallas City Design Studio for the period October 1, 2011 through September 30, 2012 in an amount not to exceed \$85,000 - Total not to exceed \$168,400 - Financing: Current Funds (portion of City's required match) **[11-2850; APPROVED]**
37. Authorize a contract with Jeske Construction Company, lowest responsible bidder of four, for the construction of the Elam Creek Channel Improvements, Phase II, from Seco Boulevard to Umphress Park - Not to exceed \$4,300,093 - Financing: 2006 Bond Funds (\$3,907,003), Wastewater Capital Improvement Funds (\$376,735), Wastewater Capital Construction Funds (\$12,540) and Water Utilities Capital Improvement Funds (\$3,814) **[11-2851; APPROVED]**

Water Utilities

38. Authorize continuation of the contract with the United States Geological Survey for operation of stream flow and water quality gauging stations in the Trinity River basin, a lake evaporation station on Lake Lewisville, a pharmaceutical and personal care products water quality study and a Zebra Mussel sampling and study on each of the reservoirs in Dallas water supply system from October 26, 2011 through September 30, 2012 - Not to exceed \$453,028 - Financing: Water Utilities Current Funds **[11-2852; APPROVED]**
39. Authorize Amendment No. 1 to terminate the Advance Funding Agreement, previously approved on December 12, 2007, by Resolution No. 07-3732, with the State of Texas, acting through the Texas Department of Transportation, for water and wastewater main relocations and adjustments in Northwest Highway (Loop 12) from 0.1 mile west of Midway Road to U.S. Highway 75 (North Central Expressway) - Financing: No cost consideration to the City **[11-2853; APPROVED]**

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

40. 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) **[11-2854 AND 11-2855; INDIVIDUAL AND FULL COUNCIL; APPOINTMENTS MADE TO BOARDS AND COMMISSIONS]**

Sustainable Development and Construction

41. An ordinance amending Section 6-4 of Chapter 6 of the Dallas City Code to amend the standards for approval of applications for variances from the spacing requirements for alcohol permits - Financing: No cost consideration to the City **[11-2856; APPROVED AS AMENDED; ORDINANCE 28444]**
42. 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 \$125,000 in RTC local funds to be administered by NCTCOG, for the Downtown Building Blocks Study; **(2)** acceptance of private funds from the Central Dallas Community Development Corporation (Central Dallas CDC) to the City of Dallas in the amount of \$31,250; **(3)** transfer of funds from the City of Dallas to NCTCOG in the amount of \$31,250 serving as a local match; and **(4)** return of any unused local match fund balance from the NCTCOG through the City of Dallas to the Central Dallas CDC - Not to exceed \$31,250 - Financing: Private Funds **[11-2857; APPROVED]**

DESIGNATED PUBLIC SUBSIDY MATTERS

Economic Development

43. Authorize an economic development grant with JS & JH Enterprises Inc. related to the development of a retail building located at 3502 Simpson Stuart Road in southern Dallas - Not to exceed \$100,000 - Financing: Public/Private Partnership Funds **[11-2858; APPROVED]**

PUBLIC HEARINGS AND RELATED ACTIONS**Sustainable Development and Construction**ZONING CASES – CONSENT [11-2859; APPROVED]

44. A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 1711 for a vehicle or engine repair or maintenance use on property within Subdistrict 3 of Planned Development District No. 533, the C.F. Hawn Special Purpose District No. 1 on the northeast side of C.F. Hawn Freeway, south of Lake June Road **[11-2860; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 28445]**
Recommendation of Staff and CPC: Approval for a two-year period, subject to conditions
Z101-193(MW)

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

45. A public hearing to receive comments regarding an application for and an ordinance granting an IM Industrial Manufacturing District and an ordinance granting a Specific Use Permit for a convenience store with drive-through on property zoned an LI Light Industrial District on the southwest corner of South Westmoreland Road and Banning Street **[11-2861; HEARING CLOSED; DENIED]**
Recommendation of Staff and CPC: Approval of an IM Industrial Manufacturing District and approval of a Specific Use Permit for a two-year time period, subject to a site plan and conditions
Z101-240(WE)
46. 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 zoned Planned Development District No. 269, the Deep Ellum/Near East Side Special Purpose District, on the south side of Elm Street, east of Good Latimer Expressway **[11-2862; CPC RECOMMENDATION FOLLOWED; ORDINANCE 28446]**
Recommendation of Staff and CPC: Approval, for a two-year period, subject to a site plan and conditions
Z101-242(OTH)
47. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit to allow the sale or service of alcoholic beverages in conjunction with a commercial amusement (inside) on property zoned an RR-D-1 Regional Retail District with a D-1 Liquor Control Overlay on the southwest corner of East R.L. Thornton Freeway and South Buckner Boulevard **[11-2863; CPC RECOMMENDATION FOLLOWED; ORDINANCE 28447]**
Recommendation of Staff and CPC: Approval for a two-year period, subject to a site plan and conditions
Z101-267(MW)
48. A public hearing to receive comments regarding an application for and an ordinance granting an LC Light Commercial Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District and a resolution accepting deed restrictions volunteered by the applicant on property zoned a P Parking Subdistrict within Planned Development District No. 193, on the southeast line of South Versailles Avenue, northeast of Lemmon Avenue **[11-2864; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE 28448]**
Recommendation of Staff and CPC: Approval, subject to the deed restrictions volunteered by the applicant
Z101-300(WE)

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

49. 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 use of greater than 3,500 square feet on property zoned Subdistrict 6 within Planned Development District No. 830 with a D District Overlay on the northwest corner of North Hampton Road and West Jefferson Boulevard **[11-2865; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE NOS 28449 AND 28450]**
Recommendation of Staff and CPC: Approval of the D-1 Liquor Control Overlay and 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
Z101-309(MG)
50. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to and renewal of Specific Use Permit No. 1787 for a Class A Dance Hall on property zoned a GR General Retail Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, on property on the west corner of Wycliff Avenue and Brown Street **[11-2866; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE 28451]**
Recommendation of Staff and CPC: Approval for a three-year period, subject to conditions
Z101-315(RB)
51. 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 **[11-2867; HEARING OPEN; HOLD UNDER ADVISEMENT UNTIL NOVEMBER 7, 2011]**
Recommendation of Staff and CPC: Approval
Z101-333(CG)

ZONING CASES - INDIVIDUAL

52. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a late-hours establishment limited to an alcoholic beverage establishment for a bar, lounge, or tavern on property zoned Planned Development District No. 842 for CR Community Retail District Uses on the west line of Greenville Avenue, north of Alta Street **[11-2868; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 28452]**
Recommendation of Staff and CPC: Approval for a two-year period, subject to a site plan and conditions
Z101-295(RB)

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

53. A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 1460 for a Class A Dance Hall on property zoned an LC Light Commercial Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the west side of Travis Street, north of Armstrong Avenue [11-2869; **HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 28453**]
Recommendation of Staff: Approval for a five-year period, subject to a revised site plan and revised conditions
Recommendation of CPC: Approval for a three-year period, subject to a revised site plan and revised conditions
Z101-330(CG)
54. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to the conditions to Planned Development Subdistrict No. 86 for O-2 Office Subdistrict uses within Planned Development District No. 193, the Oak Lawn Special Purpose District, in the area bounded by Carlisle Street, Cedar Springs Road, Vine Street and Cole Avenue [11-2870; **HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 28454**]
Recommendation of Staff and CPC: Approval, subject to conditions
Z101-343(WE)

DESIGNATED ZONING CASES - INDIVIDUAL

55. A public hearing to receive comments regarding an application for and an ordinance granting a WMU-8 Walkable Urban Mixed Use 8 District on property zoned a GO(A) General Office District, on the northeast corner of North Central Expressway (US-75) and North Carroll Avenue [11-2871; **HEARING OPEN; HOLD UNDER ADVISEMENT UNTIL DECEMBER 14, 2011**]
Recommendation of Staff and CPC: Approval
Z101-319(DC)
56. 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 [11-2872; **HEARING OPEN; HOLD UNDER ADVISEMENT UNTIL NOVEMBER 7, 2011**]
Recommendation of Staff: Approval for a two-year period, subject to a site plan and staff conditions
Recommendation of CPC: Denial
Z101-211(JH)

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

57. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for gas drilling and production on property zoned an IR Industrial Research District on the south side of Jefferson Boulevard, east of Hardy Road adjacent to the water canal in the westernmost quadrant of the Hensley Field Airport and Naval Base **[11-2873; HEARING OPEN; POSTPONED UNTIL 30 DAYS AFTER CITY COUNCIL APPROVES FINAL GAS DRILLING ORDINANCE]**

Recommendation of Staff: Approval for a ten-year period with eligibility for automatic renewal of additional ten-year periods, subject to an existing site plan, operation plan for drilling, operation plan for production and conditions

Recommendation of CPC: Denial without prejudice

Z090-211(WE)

Note: This item was considered by the City Council at public hearings on January 12 and January 19, 2011, and was taken under advisement until October 26, 2011 with the public hearing open.

SPECIAL PROVISION SIGN DISTRICT

58. 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 **[11-2874; HEARING OPEN; HOLD UNDER ADVISEMENT UNTIL NOVEMBER 7, 2011]**

Recommendation of Staff: Denial

Recommendation of CPC: Approval

SPSD101-002

MISCELLANEOUS HEARINGS

Housing/Community Services

59. A public hearing 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, consideration of approval of the City of Dallas FY 2011-12 Urban Land Bank Demonstration Program Plan - Financing: No cost consideration to the City **[11-2875; HEARING CLOSED; APPROVED]**
60. A public hearing to receive comments on Substantial Amendment No. 10 to the FY 2008-09 Consolidated Plan for the Neighborhood Stabilization Program (NSP1); and at the end of the public hearing; authorize **(1)** final adoption of Substantial Amendment No. 10 to the FY 2008-09 Consolidated Plan for the Neighborhood Stabilization Program (NSP1); **(2)** the receipt and deposit of program income in the amount of \$1,200,000 in the Neighborhood Stabilization Program Fund; and **(3)** an increase in appropriations in the amount of \$1,200,000 to be used for similar eligible activities - Not to exceed \$1,200,000 - Financing: 2008-09 Neighborhood Stabilization Program Grant Funds **[11-2876; HEARING CLOSED; APPROVED]**

**ADDENDUM
CITY COUNCIL MEETING
OCTOBER 26, 2011
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A. M.**

ADDITIONS:

Closed Session [**11-2877; NOT HELD**]

6ES

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

- Regulatory and other legal issues related to gas drilling

CONSENT ADDENDUM

Business Development & Procurement Service

Co-Financial Advisory Services

Note: Addendum Item Nos. 1 and 2 must be considered collectively.

1. * Authorize a five-year service contract for financial advisory services - FirstSouthwest Company, most advantageous proposer of four - Not to exceed \$60,000 annually - Financing: Co-financial advisory fees to be paid from bond proceeds and Water Utilities Current Funds, contingent upon completion of each bond sale; fees for advisory services not related to bond issuance to be paid from Current Funds in an amount not to exceed \$300,000 (subject to annual appropriations) [**11-2878; APPROVED**]
2. * Authorize a five-year service contract for financial advisory services - Estrada Hinojosa & Company, Inc., most advantageous proposer of four - Not to exceed \$40,000 annually - Financing: Co-financial advisory fees to be paid from bond proceeds and Water Utilities Current Funds, contingent upon completion of each bond sale; fees for advisory services not related to bond issuance to be paid from Current Funds in an amount not to exceed \$200,000 (subject to annual appropriations) [**11-2879; APPROVED**]

City Attorney's Office

3. Authorize settlement of retaliation claims in the lawsuit styled United States of America and The State of Texas ex rel., Doug Moore v. City of Dallas and Southwest General Services of Dallas, LLC., Civil Action No. 3:09-CV-1452-O-BH - Not to exceed \$299,000 - Financing: Current Funds [**11-2880; APPROVED**]

**ADDENDUM
CITY COUNCIL MEETING
OCTOBER 26, 2011**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Office of Financial Services

4. Authorize adoption of the 2012 City Calendar - Financing: No cost consideration to the City [11-2881; **APPROVED**]

Sustainable Development and Construction

5. An ordinance amending Ordinance No. 28062, as amended by Ordinance No. 28171, which abandoned portions of a water main easement, a drainage easement, three storm sewer easements, Redfield Street, Lofland Street, Tex-Oak Avenue, a street easement and an alley located near the intersection of Harry Hines Boulevard and Lofland Street, to Dallas County Hospital District d/b/a Parkland Health and Hospital System, to extend the final replat and dedication requirements from 360 days to 540 days - Revenue: \$5,400 plus the \$20 ordinance publication fee [11-2882; **APPROVED; ORDINANCE 28455**]

ITEMS FOR INDIVIDUAL CONSIDERATION

DESIGNATED PUBLIC SUBSIDY MATTERS

Housing/Community Services

6. Authorize the City Manager to purchase deed restrictions from Central Dallas Community Development Corporation, or its wholly owned subsidiary, to ensure affordable, permanent supportive housing units on the 1531 Malcolm X Boulevard property through December 31, 2027 - Not to exceed \$500,000 - Financing: 2005 Bond Funds [11-2883; **APPROVED**]

**ADDENDUM
CITY COUNCIL MEETING
OCTOBER 26, 2011**

CORRECTIONS:

Note: Agenda Item Nos. 32 & 33 to be considered as Public Hearings and Related Actions

Sustainable Development and Construction

**Quiet Zone Along
Union Pacific Rail Line Corridor**

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

32. * A resolution authorizing **(1)** an agreement with the Union Pacific Railroad Company for the elimination of an at-grade railroad crossing located at Urban Avenue at its intersection with the Union Pacific Railroad Tracks; **(2)** the receipt and deposit of funds in the amount of \$10,000 from the Union Pacific Railroad Company; and **(3)** establishment of appropriations in the amount of \$10,000 - Not to \$10,000 - Financing: Private Funds **[11-2846; APPROVED]**
33. * A public hearing to receive comments on the establishment of a Quiet Zone along the Union Pacific Rail Line Corridor; and at the close of the public hearing, adopt an ordinance for the ~~An ordinance adopting~~ closure of Urban Avenue at its intersection with the Union Pacific Railroad Tracks, a Supplemental Safety Measure required by the Federal Railroad Administration (FRA) Final Train Horn Rule 49 CFR Parts 222 and 229, with the intent to establish a Quiet Zone - Financing: No cost consideration to the City **[11-2847; HEARING CLOSED; APPROVED; ORDINANCE 28442]**