

RECEIVED

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CITY SECRETARY
DALLAS, TEXAS

ADDENDUM
CITY COUNCIL MEETING
WEDNESDAY, MAY 23, 2012
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TX 75201
9:00 A.M.

Public Notice

120537

POSTED CITY SECRETARY
DALLAS, TX

REVISED 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

CLOSED SESSION

MINUTES

Item 1

CONSENT AGENDA

Items 2 - 38

CONSENT ADDENDUM

Items 1 - 9

ITEMS FOR INDIVIDUAL CONSIDERATION

No earlier
than 9:15 a.m.

Items 39 - 40
Addendum Items 10 - 11

PUBLIC HEARINGS AND RELATED ACTIONS

1:00 p.m.

Items 41 - 57

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DALLAS, TEXAS 75201
9:00 A. M.**

ADDITIONS:

CONSENT ADDENDUM

Aviation

1. A resolution authorizing **(1)** the issuance, sale, and delivery of Love Field Airport Modernization Corporation (“LFAMC” or “Issuer”) special facilities revenue bonds, Series 2012, guaranteed by Southwest Airlines Co. (“Southwest”); **(2)** the LFAMC to enter into a first amendment to the special facilities agreement, a first supplemental trust indenture, and a bond purchase agreement; **(3)** the City Manager to enter into a first amendment to the special facilities agreement and a first amendment to the revenue credit agreement; and **(4)** other actions by the LFAMC and the City Manager deemed necessary in connection with the foregoing - Financing: No cost consideration to the City

City Attorney's Office

2. Authorize settlement of the lawsuit styled Andrew Collins v. Paul Bauer, et al., Civil Action No. 3:11-cv-0877-B - Not to exceed \$500,000 - Financing: Current Funds
3. Authorize Supplemental Agreement No. 1 to the professional services contract with the law firm of Walker Bright P.C., for additional legal services necessary to represent the City in the lawsuit styled Andrew Collins v. Paul Bauer et al., Civil Action No. 3:11-cv-0877-B - Not to exceed \$5,000, from \$25,000 to \$30,000 - Financing: Current Funds
4. Authorize Supplemental Agreement No. 1 to the professional services contract with the law firm of Brown & Hofmeister, L.L.P., for additional legal services necessary to represent the City in the lawsuit styled Andrew Collins v. Paul Bauer et al., Civil Action No. 3:11-cv-0877-B - Not to exceed \$7,500, from \$25,000 to \$32,500 - Financing: Current Funds
5. Authorize Supplemental Agreement No. 1 to the professional services contract with the law firm of Joe C. Tooley, Attorneys and Counselors, for additional legal services necessary to represent the City in the lawsuit styled Andrew Collins v. Paul Bauer et al., Civil Action No. 3:11-cv-0877-B - Not to exceed \$15,000, from \$25,000 to \$40,000 - Financing: Current Funds

**ADDENDUM
CITY COUNCIL MEETING
MAY 23, 2012**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Park & Recreation

6. Authorize an increase in the contract with Rogers-O'Brien Construction Company, Ltd. for **(1)** additions and changes to include: additional excavation and grading; removal of additional type 2 landfill waste, common fill; enhanced root-zone soil mix for 10 soccer fields; hydromulching; redesigned irrigation system; additional bus parking; driveway, retaining wall foundation, and electrical system modifications; new front entry sign; and other miscellaneous items; and **(2)** partial credits to include: modifications to four soccer fields including reduction of lighting, sod, turf and soil mix; deletion of pavilion C and associated parking at Elm Fork Athletic Complex located at 2100 Walnut Hill Lane - Not to exceed \$1,891,847, from \$16,374,440 to \$18,266,287 - Financing: 2006 Bond Funds
7. Authorize Supplemental Agreement No. 12 to the design-build contract for Phase II of the contract with Heery International, Inc. to establish the Guaranteed Maximum Price No. 12 for plumbing and lighting improvements at the Cotton Bowl Stadium in Fair Park located at 3750 Midway Plaza - Not to exceed \$830,034, from \$57,690,723 to \$58,520,757- Financing: Fair Park Improvement Funds

Street Services

8. Authorize **(1)** an amendment to the Interlocal Agreement with the North Central Texas Council of Governments to provide traffic engineering services to update traffic signal timings and provide funding for traffic signal equipment at 11 locations (list attached); **(2)** an increase in appropriations in the amount of \$215,100, from \$38,800 to \$253,900 in the North Central Texas Council of Governments Grant Fund; **(3)** an additional local match in the amount of \$11,640 for the City's portion of the project; and **(4)** acceptance of funds from Methodist Health System for their portion of the local match in the amount of \$27,940 - Total not to exceed \$215,100 - Financing: North Central Texas Council of Governments Grant Funds (\$175,520), Current Funds (\$11,640) and Private Funds (\$27,940)

Sustainable Development and Construction

9. An ordinance abandoning an alley to Behringer Harvard Fairmount Project Owner, LP, the abutting owner, containing approximately 6,750 square feet of land located near the intersection of Fairmount Avenue and Throckmorton Street and authorizing the quitclaim - Revenue: \$100,238 plus the \$20 ordinance publication fee

**ADDENDUM
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ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION

City Secretary's Office

10. A resolution designating absences by Councilmember Jerry Allen and Councilmember Ann Margolin as being for "official city business" - Financing: No cost consideration to the City

DESIGNATED PUBLIC SUBSIDY MATTERS

Housing/Community Services

11. Authorize a forgivable loan to Defenders of Freedom for the development of affordable housing for veterans to be located at 8714 and 8718 Diceman Drive - Not to exceed \$200,000 - Financing: 2010-11 HOME Investment Partnership Program Grant Funds

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CORRECTION:

Economic Development

Sports Arena TIF District

Note: Item Nos. ~~55~~ 56 and 57 must be considered collectively.

56. * A public hearing to receive comments on amendments to Tax Increment Financing Reinvestment Zone Number Seven (Sports Arena TIF District) and the Project and Reinvestment Zone Financing Plans for the Sports Arena TIF District to: **(1)** add two new sub-districts within the Sports Arena TIF District: **(a)** Riverfront Gateway Sub-district and **(b)** West Dallas Sub-district; **(2)** increase the geographical area of the Sports Arena TIF District to add approximately: **(a)** 4.5 acres to the Victory Sub-district (generally the original Sports Arena TIF District boundary); **(b)** 33 acres in the Riverfront Gateway Sub-district; and **(c)** 89.2 acres in the West Dallas Sub-district; **(3)** extend the termination date of the Sports Arena TIF District for a 10 year period from the City Council established termination date of December 31, 2018, to December 31, 2028, for the Victory Sub-district and establish a termination date for the Riverfront Gateway and West Dallas Sub-districts of December 31, 2042; **(4)** decrease the percentage of tax increment contributed by the City of Dallas during the extended term of the TIF District and establish other taxing jurisdictions participation percentages; **(5)** increase the Sports Arena TIF District budget from \$25,498,568 NPV (approximately \$46,961,785 total dollars) to \$94,409,005 NPV (approximately \$273,599,175 total dollars), an increase of \$68,910,437 NPV (approximately \$226,637,390 total dollars); **(6)** create an Economic Development TIF Grant Program within the District and adopt program guidelines; and **(7)** make corresponding modifications to the Sports Arena TIF District map, budget and Project and Reinvestment Zone Financing Plans - Financing: No cost consideration to the City
57. * An ordinance amending Ordinance No. 23688, previously approved on October 28, 1998, and Ordinance No. 24002, previously approved on August 25, 1999, to reflect these amendments - Financing: No cost consideration to the City

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DELETIONS:

Sustainable Development and Construction

49. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to and renewal of Specific Use Permit No. 1609 for a potentially incompatible industrial (outside) use, limited to concrete and asphalt crushing, on property zoned an IM Industrial Manufacturing District, located on the west side of Spangler Road, north of Manana Drive
Recommendation of Staff: Denial
Recommendation of CPC: Approval for a five-year period, subject to a site plan and conditions
Z112-157(OTH)
50. A public hearing to receive comments regarding consideration of amendments to Section 51A-7.703 of the Development Code to include the ability to request a special exception to the regulations in Section 51A-7.305(d) regarding window signs and an ordinance granting the amendments
Recommendation of Staff and CPC: Approval
DCA101-007

Traffic Signal Timings Updates and Funding For Traffic Signal Equipment
Addendum Item #8

<u>Intersection</u>	<u>Council District</u>
Wheatland Road - Westmoreland Road	8
Wheatland Road - US 67 (2 intersections)	8
Wheatland Road - Bolton Boone Drive	8
Wheatland Road - Westmoreland Road	8
Wheatland Road - Kirnwood Drive	8
Wheatland Road - Old Hickory Trail	8
Wheatland Road - IH 20 (2 intersections)	8
Wheatland Road - Hampton Road	5, 8
Wheatland Road - Polk Street	5, 8