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CITY SECRETARY
DALLAS, TEXAS



COUNCIL AGENDA

Public Notice

2012 08

POSTED BY SECRETARY
DALLAS, TX

February 22, 2012

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.)

General Information

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

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

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

Rules of Courtesy

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

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

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

informacion General

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

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

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

Reglas de Cortesía

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

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

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

**AGENDA
CITY COUNCIL MEETING
WEDNESDAY, FEBRUARY 22, 2012
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 - 50

ITEMS FOR INDIVIDUAL CONSIDERATION

No earlier
than 9:15 a.m.

Items 51 - 55

PUBLIC HEARINGS AND RELATED ACTIONS

1:00 p.m.

Items 56 - 63

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

AGENDA
CITY COUNCIL MEETING
FEBRUARY 22, 2012
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 February 8, 2012 City Council Meeting

CONSENT AGENDA

Business Development & Procurement Services

2. Authorize a service contract for the refurbishment of aqua bar guard filter screens for Dallas Water Utilities - Filterone USA, LLC in the amount of \$2,737,263 and Alltech Engineering Corporation in the amount of \$235,309, lowest responsible bidders of two - Total not to exceed \$2,972,572 - Financing: Water Utilities Current Funds
3. Authorize a three-year service contract for grounds maintenance services at parks, airports and other City owned properties - Good Earth Corporation in the amount of \$2,389,573, JBa Land Management LLC in the amount of \$216,036 and BIO Landscape & Maintenance, Inc. in the amount of \$31,812, lowest responsible bidders of four - Total not to exceed \$2,637,421 - Financing: Current Funds (\$2,309,617) and Aviation Current Funds (\$327,804) (subject to annual appropriations)

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

4. Authorize a three-year service contract for grounds maintenance services for medians, rights-of-way and vacant lots and residential properties - Good Earth Corporation in the amount of \$4,529,004 and JBa Land Management, LLC in the amount of \$1,638,772, lowest responsible bidders of four - Total not to exceed \$6,167,776 - Financing: Current Funds (subject to annual appropriations)
5. Authorize a three-year service contract for litter pick up services at City parks - Good Earth Corporation, lowest responsible bidder of six - Not to exceed \$6,975,173 - Financing: Current Funds (subject to annual appropriations)
6. Authorize a one-year service contract for wildlife trapping services on City properties - 911 Wildlife, LLC, lowest responsible bidder of two - Not to exceed \$136,850 - Financing: Current Funds

Note: Item Nos. 7 and 8
must be considered collectively.

Water Conservation Program

7. * Authorize a five-year service contract for water consumption audits for industrial, commercial and institutional facilities - Alan Plummer and Associates, Inc., most advantageous proposer of four - Not to exceed \$742,309 - Financing: Water Utilities Current Funds (subject to annual appropriations)
8. * A resolution authorizing the implementation and guidelines for a rebate program for industrial, commercial and institutional water utilities customers - Not to exceed an annual budget of \$2,000,000 - Financing: Water Utilities Current funds (subject to annual appropriations)

City Attorney's Office

9. Authorize payment of a judgment in the lawsuit styled Heather Stewart v. City of Dallas, Cause No. 05-04952-L - Not to exceed \$149,889 - Financing: Current Funds

Economic Development**FY 2011 Tax Increment Financing Zone Annual Reports**

10. * A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Two, (Cityplace Area TIF District), submitted by the Cityplace Area TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the Chief Executive Officer of each taxing jurisdiction that levies taxes on real property in the District and the State Comptroller, as required by state law - Financing: No cost consideration to the City

CONSENT AGENDA (Continued)**Economic Development** (Continued)**FY 2011 Tax Increment Financing Zone Annual Reports** (Continued)

11. * A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Three, (Oak Cliff Gateway TIF District), submitted by the Oak Cliff Gateway TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the Chief Executive Officer of each taxing jurisdiction that levies taxes on real property in the District, and to the State Comptroller, as required by state law - Financing: No cost consideration to the City
12. * A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Four, (Cedars TIF District), submitted by the Cedars TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the Chief Executive Officer of each taxing jurisdiction that levies taxes on real property in the District and the State Comptroller, as required by state law - Financing: No cost consideration to the City
13. * A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Five, (City Center TIF District), submitted by the City Center TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the chief executive officer of each taxing jurisdiction that levies taxes on real property in the District, and to the State Comptroller, as required by state law - Financing: No cost consideration to the City
14. * A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Six, (Farmers Market TIF District), submitted by the Farmers Market TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the chief executive officer of each taxing jurisdiction that levies taxes on real property in the District, and to the State Comptroller, as required by state law - Financing: No cost consideration to the City
15. * A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Seven, (Sports Arena TIF District), submitted by the Sports Arena TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the Chief Executive Officer of each taxing jurisdiction that levies taxes on real property in the District and the State Comptroller, as required by state law - Financing: No cost consideration to the City
16. * A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Eight, (Design District TIF District), submitted by the Design District TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the Chief Executive Officer of each taxing jurisdiction that levies taxes on real property in the District and the State Comptroller, as required by state law - Financing: No cost consideration to the City

CONSENT AGENDA (Continued)**Economic Development** (Continued)**FY 2011 Tax Increment Financing Zone Annual Reports** (Continued)

17. * A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Nine, (Vickery Meadow TIF District), submitted by the Vickery Meadow TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the Chief Executive Officer of each taxing jurisdiction that levies taxes on real property in the District, and the State Comptroller, as required by state law - Financing: No cost consideration to the City
18. * A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Ten, (Southwestern Medical TIF District), submitted by the Southwestern Medical TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the chief executive officer of each taxing jurisdiction that levies taxes on real property in the District, and the State Comptroller, as required by state law - Financing: No cost consideration to the City
19. * A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Eleven, (Downtown Connection TIF District), submitted by the Downtown Connection TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the chief executive officer of each taxing jurisdiction that levies taxes on real property in the District, and the State Comptroller, as required by state law - Financing: No cost consideration to the City
20. * A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Twelve, (Deep Ellum TIF District), submitted by the Deep Ellum TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the Chief Executive Officer of each taxing jurisdiction that levies taxes on real property in the District and the State Comptroller, as required by state law - Financing: No cost consideration to the City
21. * A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Thirteen, (Grand Park South TIF District), submitted by the Grand Park South TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to other taxing jurisdictions which participate in the District, and to the Attorney General of Texas, and the State Comptroller, as required by state law - Financing: No cost consideration to the City
22. * A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Fourteen, (Skillman Corridor TIF District), submitted by the Skillman Corridor TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the Chief Executive Officer of each taxing jurisdiction that levies taxes on real property in the District and the State Comptroller, as required by state law - Financing: No cost consideration to the City

CONSENT AGENDA (Continued)**Economic Development** (Continued)**FY 2011 Tax Increment Financing Zone Annual Reports** (Continued)

23. * A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Fifteen, (Fort Worth Avenue TIF District), submitted by the Fort Worth Avenue TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the Chief Executive Officer of each taxing jurisdiction that levies taxes on real property in the District and to the State Comptroller, as required by state law - Financing: No cost consideration to the City
24. * A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Sixteen, (Davis Garden TIF District), submitted by the Davis Garden TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the Chief Executive Officer of each taxing jurisdiction that levies taxes on real property in the District and the State Comptroller, as required by state law - Financing: No cost consideration to the City
25. * A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Seventeen, (TOD TIF District), submitted by the TOD TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the Chief Executive Officer of each taxing jurisdiction that levies taxes on real property in the District and the State Comptroller, as required by state law - Financing: No cost consideration to the City
26. * A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Eighteen, (Maple/Mockingbird TIF District), submitted by the Maple/Mockingbird TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the Chief Executive Officer of each taxing jurisdiction that levies taxes on real property in the District, and the State Comptroller, as required by state law - Financing: No cost consideration to the City
27. * A resolution accepting the FY 2011 Annual Report on the status of Tax Increment Financing Reinvestment Zone Number Nineteen, (Cypress Waters TIF District), submitted by the Cypress Waters TIF District's Board of Directors, and authorizing the City Manager to submit the annual report to the Chief Executive Officer of each taxing jurisdiction that levies taxes on real property in the District and the State Comptroller, as required by state law - Financing: No cost consideration to the City

Housing/Community Services

28. Authorize the release of lien on a secured, no interest, forgivable loan with Legacy Counseling Center, Inc. for non-substantial rehabilitation at Legacy Founders Cottage located at 828 South Tyler Street in the amount of \$6,734 - Financing: No cost consideration to the City

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

29. Authorize the acceptance of additional grant funds from the Dallas Housing Finance Corporation for the purpose of providing warranty home repairs for low-income qualified homeowners under the Home Repair Program and appropriating the funds for home repairs - Not to exceed \$50,000, from \$163,272 to \$213,272 - Financing: Dallas Housing Finance Corporation Grant Funds
30. Authorize **(1)** preliminary adoption of Substantial Amendment No. 13 to the FY 2008-12 Consolidated Plan Budget to: **(a)** accept \$433,200 in Emergency Solutions Grant funds; **(b)** realign \$10,000 under the Essential Services and Operations to Homeless Prevention; **(c)** reprogram \$1,000,000 in Community Development Block Grant funds from the Residential Development/Acquisition Loan Program to the Mortgage Assistance Program; and **(d)** adopt the City of Dallas Affordable Rent Schedule as the City's overall maximum standard for determining affordable rents and the maximum HOME Investment Partnerships Act (HOME) rent levels for accomplishment and goal requirements required in the Consolidated Plan; and **(2)** a public hearing to be held on March 28, 2012 to receive comments on the proposed amendments - Not to exceed \$1,443,200 - Financing: 2011-12 Emergency Solutions Grants Funds (\$433,200), 2011-12 Emergency Shelter Grant Funds (\$10,000), 2005-06 Community Development Block Grant Funds (\$109,535), 2006-07 Community Development Block Grant Funds (\$300,000), 2008-09 Community Development Block Grant Funds (\$249,671), 2009-10 Community Development Block Grant Funds (\$258,768) and 2010-11 Community Development Block Grant Funds (\$82,026)
31. Authorize renewal of the tri-party contract grant agreement between the City of Dallas, the U.S. Department of Housing and Urban Development, and the Dallas Housing Authority for the Shelter Plus Care Grant which provides rental assistance funds to be distributed by the Dallas Housing Authority for single room occupancy of homeless persons living with HIV/AIDS at Hillcrest House located at 834 North Marsalis Avenue for the period May 12, 2012 through May 11, 2013 - Total not to exceed \$374,016 - Financing: U.S. Department of Housing and Urban Development Grant Funds
32. Authorize a public hearing to be held on March 28, 2012 to receive comments on the proposed sale of one unimproved property acquired by the taxing authorities from the Sheriff to East Dallas Community Organization ("EDCO"), a qualified non-profit organization, under the HB110 process of the City's Land Transfer Program and the release of the City's non-tax liens included in the foreclosure judgment and post-judgment non-tax liens, if any (list attached) - Financing: No cost consideration to the City
33. Authorize the first amendment to the contract with the Department of State Health Services to accept additional grant funds awarded for the continuation of the Special Supplemental Nutrition Program for the Women, Infants and Children Program for the period October 1, 2011 through March 31, 2012 - Not to exceed \$80,060, from \$7,332,423 to \$7,412,483 - Financing: Department of State Health Services Grant Funds

CONSENT AGENDA (Continued)**Office of Financial Services**

34. Authorize a public hearing to be held on March 28, 2012 to receive comments on the proposed FY 2012-13 Operating, Capital, Grant, and Trust budgets - Financing: No cost consideration to the City

Park & Recreation

35. Authorize a contract for a stone entry feature and sign, landscaping and lighting at the La Vista Drive intersection and landscaping at the Munger Boulevard intersection located at the Swiss Avenue Medians - Denali Construction Services, LLC, lowest responsible bidder of four - Not to exceed \$68,310 - Financing: 2006 Bond Funds
36. Authorize **(1)** a multi-faceted construction manager at risk contract for: **(a)** improvements at Elm Fork Gun Range; **(b)** tennis court renovations at L.B. Houston Tennis Center; **(c)** renovation of the L.B. Houston Golf Course including erosion control and drainage, greens contouring and replacement, soil preparation, fairway sculpting and grassing, landscaping; and **(d)** upgrade of the existing golf course clubhouse at L.B. Houston Golf Course located at 11223 Luna Road with Rogers-O'Brien Construction Company, Ltd., best value proposer of three for the Guaranteed Maximum Price of \$4,770,259; and **(2)** an amendment to the management agreement with Mickey Ray Piersall to define roles, responsibilities and compensation as a result of the closure of L.B. Houston Golf Course for renovation in the amount of \$205,275 - Total not to exceed \$4,975,534 - Financing: 2003 Bond Funds (\$540,526), 2006 Bond Funds (\$3,629,733), Golf Improvement Funds (\$705,275) and Park Improvement Funds (\$100,000)
37. Authorize Supplemental Agreement No. 1 to the professional services contract with Dan Shipley Architect, Inc. for design development through construction administration services for renovations of the golf course clubhouse at L.B. Houston Golf Course located at 11223 Luna Road - Not to exceed \$72,855, from \$22,550 to \$95,405 - Financing: 2003 Bond Funds
38. Authorize an increase in the contract with Speed Fab-Crete Corporation for new storefront and doors in meeting rooms, replacement of drywall, upgrade HVAC controls, demolition and replacement of light fixtures, and replacement of HVAC units at Kidd Springs Recreation Center located at 700 West Canty Street - Not to exceed \$133,039, from \$1,188,565 to \$1,321,604 - Financing: 2006 Bond Funds

Police

39. Authorize **(1)** public hearings to be held on March 28, 2012 and April 25, 2012 to receive comments on the renewal of the Dallas juvenile curfew ordinance; and at the close of the public hearing on April 25, 2012, **(2)** consideration of an ordinance amending Chapter 31 of the Dallas City Code to re-adopt and continue in effect the Dallas juvenile curfew ordinance to provide daytime and nighttime curfew hours for minors - Financing: No cost consideration to the City

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

40. Authorize **(1)** the application for and acceptance of the Law Enforcement and Service Provider Multidisciplinary Anti-Trafficking Task Forces grant from the U.S. Department of Justice, Office of Justice Programs as a sub-grantee in the amount of \$150,000 to provide a proactive program to address the problem of human trafficking, for the period October 1, 2011 through September 30, 2013; **(2)** In-Kind contributions in the amount of \$166,886; and **(3)** execution of the grant agreement - Total not to exceed \$316,886 - Financing: U.S. Department of Justice Grant Funds (\$150,000) and In-Kind Contributions (\$166,886) (subject to annual appropriations)
41. Authorize a fourth amendment to the lease agreement with Dallas Children's Advocacy Center to extend the lease for an additional one-year period for the continued use of approximately 3,731 square feet of office space and five parking spaces located at 3611 Swiss Avenue near its intersection with Gordon Street by the Police Department's Youth and Family Crimes Division for the period January 1, 2012 through December 31, 2012 - Total not to exceed \$49,250 - Financing: Current Funds (subject to annual appropriations)

Public Works Department

42. Authorize Supplemental Agreement No. 4 to the professional services contract with HKS, Inc. for architectural, engineering, interior design, roof inspections, drainage system video investigation, and construction administration services for the Dallas Convention Center Facility Improvement Program - Not to exceed \$1,217,060, from \$4,251,551 to \$5,468,611 - Financing: 2009 Convention Center Revenue Bonds

Street Services

43. Authorize **(1)** an Interlocal Agreement with the Texas Department of Transportation to provide cost reimbursement for traffic signal improvements at the intersections of Sylvan Avenue at Irving Boulevard and Sylvan Avenue at the park access ramp; and **(2)** the establishment of appropriations in the amount of \$44,927 in the Texas Department of Transportation Grant Fund - Total not to exceed \$44,927 - Financing: Texas Department of Transportation Grant Funds

Sustainable Development and Construction

44. An ordinance amending Ordinance No. 26908 which closed portions of South Boulevard and Trezevant Street located near their intersection with Trunk Avenue, to extend the deadline from 120 days to 180 days to receive approval from Dallas Area Rapid Transit (DART) and to extend the dedication requirement of needed right-of-way from one year to three years - Financing: No cost consideration to the City

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

45. An ordinance amending Ordinance No. 27602 which closed a portion of Cullum Lane located near the intersection of Harry Hines Boulevard and Cullum Lane, to extend the deadline from 120 days to one year to receive approval from Dallas Area Rapid Transit (DART) - Financing: No cost consideration to the City
46. An ordinance correcting Chapter 51A, Dallas Development Code: Ordinance No. 19455, of the Dallas City Code, as amended, by correcting Sections 51A-1.105, "Fees," 51A-4.203, "Industrial Uses," 51A-4.501, "Historic Overlay District," 51A-4.605, "Design Standards," 51A-4.702, "Planned Development (PD) District Regulations," 51A-4.803, "Site Plan Review," 51A-7.603, "Applications," 51A-7.909, "Attached Non-Premise District Activity Videoboard Signs," 51A-7.913, "Construction Barricade Signs," 51A-7.930, "Supergraphic Signs," 51A-7.1212, "Cultural Institution Digital Signs," 51A-7.1214, "Construction Barricade Signs," 51A-10.131, "Application of Division," and 51A-10.135, "Alternative Methods of Compliance With Tree Replacement Requirements" - Financing: No cost consideration to the City
47. An ordinance correcting Chapter 51P, Dallas Development Code: Planned Development District Regulations, of the Dallas City Code, as amended by correcting Article 114, Division S-79 of Article 193, Article 272, Article 317, Article 631, Article 770, and Article 799 - Financing: No cost consideration to the City
48. An ordinance correcting **(1)** Historic Overlay District No. 67; **(2)** Historic Overlay District No. 68; **(3)** Planned Development District No. 601; **(4)** Planned Development District No. 462; **(5)** a municipal setting designation at 5417, 5422, 5427, 5430, 5432, 5502, 5506, 5512, and 5514 Redfield Street and 2231, 2241, and 2311 Butler Street; **(6)** Planned Development District No. 770; **(7)** creating Planned Development Subdistrict No. 84 within Planned Development District No. 193; **(8)** a municipal setting designation at 2504, 2506, 2514, 2518, 2522, 2602, 2606, and 2610 Bomar Avenue, 6010 Forest Park Road, and 5919, 5925, and 6102 Maple Avenue; **(9)** Specific Use Permit No. 1749; **(10)** Specific Use Permit No. 1450; **(11)** Planned Development District No. 745; **(12)** Planned Development District No. 816; (13) Ordinance 27799 which rezoned a tract of land from R-7.5(A) Single Family District to CS Commercial Service District; **(14)** Specific Use Permit No. 1766; **(15)** Specific Use Permit No. 1804; **(16)** Specific Use Permit No. 1816; **(17)** Planned Development District No. 780; and **(18)** Specific Use Permit No. 1915 - Financing: No cost consideration to the City

Trinity Watershed Management

49. Authorize Supplemental Agreement No. 2 to the Local Project Advance Funding Agreement with the Texas Department of Transportation for construction administration services for the Santa Fe Trestle Hike and Bike Trail Improvement Project - Not to exceed \$12,000, from \$24,000 to \$36,000 - Financing: 1998 Bond Funds

CONSENT AGENDA (Continued)

Water Utilities

50. Authorize a short-term contract with Luminant Generation Company LLC for untreated water service for the period January 1, 2012 through December 31, 2013 - Estimated Annual Revenue: \$1,229,892

ITEMS FOR INDIVIDUAL CONSIDERATION

City Secretary's Office

51. 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)

Trinity Watershed Management

52. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from James C. Campbell of a tract of land containing approximately 2,745 square feet located near the intersection of Fisher Road and Trammel Drive for drainage improvements associated with Rush Creek culvert replacements for the Rush Creek Local Drainage Relief and Utility Relocation Project - Not to exceed \$13,000 (\$10,157 plus closing costs and title expenses not to exceed \$2,843) - Financing: 2006 Bond Funds

ITEMS FOR FURTHER CONSIDERATION

City Controller's Office

53. Authorize **(1)** establishment of a non-profit corporation, the City of Dallas Education Finance Corporation, for the purpose of financing or refinancing of educational facilities and/or housing facilities incidental to education facilities; **(2)** approval of the Corporation's certificate of formation and bylaws; **(3)** appointment of the Corporation's initial Board of Directors; **(4)** the Mayor to execute and deliver a certificate approving the bonds to be issued for the benefit of Uplift Education, a Texas non-profit corporation, and the facilities to be financed with the proceeds of the bonds for the purpose of satisfying the requirements of Section 147(f) of the Internal Revenue Code of 1986, as amended; and **(5)** the City Manager to file the Corporation's certificate of formation with the Secretary of State - Financing: No cost consideration to the City

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

DESIGNATED PUBLIC SUBSIDY MATTERS

Economic Development

54. Authorize an amendment to the development agreement with the Kessler Theater, LLC, previously approved on November 9, 2009, by Resolution No. 09-2762-01, in Tax Increment Financing Reinvestment Zone Number Sixteen (Davis Garden TIF District) to extend the deadlines related to the completion of the Kessler Theater project to July 1, 2012 - Financing: No cost consideration to the City
55. Authorize an amendment to the development agreement with GFD Opportunity II, LLC, previously approved on April 28, 2010, by Resolution No. 10-1098, in Tax Increment Financing Reinvestment Zone Number Sixteen (Davis Garden TIF District) to extend the deadlines related to the completion of the Hillside West project and modify the developer's fees for the project from an amount not to exceed the lesser of \$1,784,744 or 11% of the total cost of the project improvements to an amount not to exceed 11% of the total cost of the project improvements - Financing: No cost consideration to the City

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

56. 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 less than 3,500 square feet on property zoned Subarea 2 within Planned Development District No. 366, the Buckner Boulevard Special Purpose District, with a D Liquor Control Overlay on the southwest corner of South Buckner Boulevard and Umphress Road
Recommendation of Staff: Approval of a D-1 Liquor Control Overlay and approval of a Specific Use Permit for a two-year period with eligibility for automatic renewal for additional five-year periods, subject to a site plan and conditions
Recommendation of CPC: Approval of a D-1 Liquor Control Overlay and approval of a Specific Use Permit for a two-year period, subject to a site plan and conditions
Z112-123(MW)
57. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for an open-enrollment charter school on property zoned an NO(A) Neighborhood Office District and a CR Community Retail District, on the northwest corner of Camp Wisdom Road and Westmoreland Road
Recommendation of Staff and CPC: Approval for a five-year period with eligibility for automatic renewal for additional five-year periods, subject to a site plan, traffic management plan, and conditions
Z112-133(RB)

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

58. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a hotel or motel use on property zoned Subdistrict B Historic Core within Planned Development District No. 225, the State Thomas Special Purpose District with Historic Overlay No. 25, on the north corner of Thomas Avenue and Fairmount Street
Recommendation of Staff and CPC: Approval for a five-year period with eligibility for automatic renewal for additional five-year periods, subject to a site plan and conditions
Z112-135(CH)

ZONING CASES - INDIVIDUAL

59. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development District No. 572 for a public school other than an open-enrollment charter school on the southeast corner of Pleasant Valley Drive and Chimney Hill Lane
Recommendation of Staff and CPC: Approval, subject to a development plan, traffic management plan and conditions.
Z112-137(WE)

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

60. A public hearing to receive comments regarding an application for and an ordinance granting an NS(A) Neighborhood Service District on property zoned an R-7.5(A) Single Family District on the north side of Lake June Road, west of St. Augustine Road
Recommendation of Staff and CPC: Approval
Z112-118(WE)
Note: This item was considered by the City Council at a public hearing on February 8, 2012, and was taken under advisement until February 22, 2012, with the public hearing open.
61. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for a public school other than an open-enrollment charter school and D(A) Duplex District uses on property zoned an D(A) Duplex District and a CS Commercial Service District on the south corner of South Barry Avenue and Philip Avenue, and certain lots in an area generally bounded by South Fitzhugh Avenue, Philip Avenue, South Barry Avenue and Gurley Avenue
Recommendation of Staff and CPC: Approval, subject to a development plan, landscape plan, traffic management plan and conditions
Z101-342(WE)
Note: This item was considered by the City Council at a public hearing on January 25, 2012, and was taken under advisement until February 22, 2012, with the public hearing open.

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

DESIGNATED ZONING CASES - INDIVIDUAL

62. A public hearing to receive comments regarding an application for an MF-2(A) Multifamily District with deed restrictions volunteered by the applicant on property zoned a CR Community Retail District with a D-1 Liquor Control Overlay, on the northeast line of Lawnview Avenue, south of Forney Road
Recommendation of Staff and CPC: Approval of an MF-1(A) Multifamily District in lieu of the requested MF-2(A) Multifamily District, subject to deed restrictions volunteered by the applicant, and retention of the D-1 Liquor Control Overlay
Z101-196(RB)

63. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for Mixed Uses on property zoned an MU-2 Mixed Use District and an MF-2(A) Multifamily District, and an ordinance terminating Specific Use Permit No. 1621 for a Child-care facility and Private school on both sides of Westmoreland Road, north of Wheatland Road
Recommendation of Staff and CPC: Approval, subject to a Tract 1 development plan/Tract 2 conceptual plan, a Tract 3 development plan, traffic management plan, and conditions, and approval of the termination of Specific Use Permit No. 1621
Z101-335(RB)

Tax Foreclosure and Seizure Property Resale
Agenda Item #32

<u>Address</u>	<u>Non-Profit Organization</u>	<u>Mapsco</u>	<u>DCAD Value</u>	<u>Sale Amount</u>	<u>Vac/ Imp</u>	<u>Zoning</u>
2445 Hooper Street	East Dallas Community Organization	56C	\$4,000	\$1,000	V	R-5(A)

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.