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CITY SECRETARY
DALLAS, TEXAS



COUNCIL AGENDA

Public Notice

120738

POSTED CITY SECRETARY
DALLAS, TX

August 8, 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

125003

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

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

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

Reglas de Cortesía

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

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

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

**AGENDA
CITY COUNCIL MEETING
WEDNESDAY, AUGUST 8, 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 - 64

ITEMS FOR INDIVIDUAL CONSIDERATION

No earlier
than 9:15 a.m.

Items 65 - 69

PUBLIC HEARINGS AND RELATED ACTIONS

1:00 p.m.

Items 70 - 91

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

AGENDA
CITY COUNCIL MEETING
AUGUST 8, 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 June 27, 2012 City Council Meeting

CONSENT AGENDA

Business Development & Procurement Services

2. Authorize a service contract for a financial feasibility study for parking revenue to support the construction of a parking structure and/or surface parking to accommodate the Dallas Arboretum Botanical Gardens - Desman, Inc., most advantageous proposer of two - Not to exceed \$79,650 - Financing: Current Funds
3. Authorize a two-year service contract for the rental of cranes with operators - TNT Crane & Rigging, Inc., lowest responsible bidder of three - Not to exceed \$316,920 - Financing: Current Funds (subject to annual appropriations)
4. Authorize a three-year service contract for leak detection equipment, parts and maintenance for Dallas Water Utilities - Fluid Conservation Systems, Inc., lowest responsible bidder of five - Not to exceed \$727,715 - Financing: Water Utilities Current Funds (subject to annual appropriations)

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

5. Authorize a three-year service contract for industrial painting of Water Utilities facilities and pump stations - JNA Painting & Contracting Company, Inc., lowest responsible bidder of three - Not to exceed \$1,514,722 - Financing: Water Utilities Current Funds (subject to annual appropriations)
6. Authorize a three-year service contract for inspection and maintenance of fire extinguishers and sprinkler systems for City departments - Total Fire & Safety, Inc., in the amount of \$1,791,750 and Eagle Fire Extinguisher Co., Inc. in the amount of \$728,293, lowest responsible bidders of four - Total not to exceed \$2,520,043 - Financing: Current Funds (\$1,277,867), Convention and Event Services Current Funds (\$870,185), Aviation Current Funds (\$183,785), Water Utilities Current Funds (\$162,717) and Stormwater Drainage Management Current Funds (\$25,489) (subject to annual appropriations)
7. Authorize a three-year service contract for maintenance and support for the supervisory control and data acquisition systems at five water and wastewater treatment plants - CDM Smith, Inc., most advantageous proposer of three - Not to exceed \$1,555,000 - Financing: Water Utilities Current Funds (subject to annual appropriations)
8. Authorize a three-year service contract for street sweeping services - Flagship Sweeping Services, Inc., lowest responsible bidder of four - Not to exceed \$1,568,844 - Financing: Current Funds (\$1,473,397) and Water Utilities Current Funds (\$95,447) (subject to annual appropriations)
9. Authorize a three-year service contract to repair and rebuild hydraulic cylinders, pumps and valves - Herco Equipment Company, Inc. in the amount of \$2,033,480 and FLR Solutions in the amount of \$68,830, lowest responsible bidders of three - Total not to exceed \$2,102,310 - Financing: Current Funds (\$2,092,004) and Stormwater Drainage Management Current Funds (\$10,306) (subject to annual appropriations)
10. Authorize Supplemental Agreement No. 1 to increase the service contract with NEC Solutions, Inc. for maintenance and support of the Automated Fingerprint Identification System and to extend the term five years through June 2016 - Not to exceed \$349,659, from \$508,889 to \$858,548 - Financing: Current Funds (subject to annual appropriations)
11. Authorize the purchase of six scissor lifts for Water Utilities - Kirby-Smith Machinery, Inc. in the amount of \$72,495 and Simba Industries in the amount of \$31,884, lowest responsible bidders of three - Not to exceed \$104,379 - Financing: Water Utilities Current Funds

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

12. Authorize a five-year concession contract for the operation of mobile food and beverage concessions at Fair Park - A-Plus Events, LLC, Sharon Thomas dba Texas Snow Cones and John Russell Pena dba Taz's Trailer, most advantageous proposers of three - Estimated Annual Revenue: \$5,000
13. Authorize a one-year master agreement for anthracite filter media to be used in the water purification process - CEI Anthracite, lowest responsible bidder of six - Not to exceed \$264,510 - Financing: Water Utilities Current Funds
14. Authorize a two-year master agreement for original equipment manufacturers parts and accessories for water treatment equipment for Water Utilities - Environmental Improvements, Inc. in the amount of \$582,700, Simba Industries in the amount of \$495,100 and Hartwell Environmental Corporation in the amount of \$183,500, lowest responsible bidders of three - Total not to exceed \$1,261,300 - Financing: Water Utilities Current Funds
15. Authorize a two-year master agreement for the purchase of smoke detectors to be installed by Fire-Rescue - Asset Lighting & Electric, Inc., lowest responsible bidder of seven - Not to exceed \$105,276 - Financing: Current Funds
16. Authorize a three-year master agreement for after-market automotive parts - Midway Auto Supply in the amount of \$983,745, Installer Sales and Service in the amount of \$778,650, Stuart Hose and Pipe Company in the amount of \$230,000 and Southwest International in the amount of \$205,700, lowest responsible bidders of seven - Total not to exceed \$2,198,095 - Financing: Current Funds (\$1,937,675) and Water Utilities Current Funds (\$260,420)
17. Authorize a three-year master agreement for emergency road flares - Standard Fusee Corp. dba Orion, lowest responsible bidder of two - Not to exceed \$463,536 - Financing: Current Funds
18. Authorize a three-year master agreement for laboratory products - Idexx Distribution, Inc., lowest responsible bidder of two - Not to exceed \$624,540 - Financing: Water Utilities Current Funds (\$592,556) and Stormwater Drainage Management Current Funds (\$31,984)
19. Authorize a three-year master agreement for microwave radio tower parts and equipment - Star Microwave Service Corporation, lowest responsible bidder of four - Not to exceed \$68,305 - Financing: Current Funds

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

20. Authorize a three-year master agreement for saw blades - Simba Industries in the amount of \$167,639, Desert Diamond Industries in the amount of \$39,794, National Diamond Enterprises, LLC in the amount of \$28,704, Lawson Products, Inc. in the amount of \$17,818, Fort Worth Bolt & Tool Co. LLP in the amount of \$9,643 and Fastenal Company in the amount of \$250, lowest responsible bidders of nine - Total not to exceed \$263,848 - Financing: Current Funds (\$217,656), Water Utilities Current Funds (\$31,945) and Stormwater Drainage Management Current Funds (\$14,247)

City Attorney's Office

21. Authorize settlement of the lawsuit styled Jose C. Aranda v. City of Dallas, Cause No. DC-11-10484-B - Not to exceed \$20,000 - Financing: Current Funds
22. Authorize settlement of the lawsuit styled Allan Geovanny Ramirez v. City of Dallas, Cause No. CC-12-03045-D - Not to exceed \$7,189 - Financing: Current Funds

City Controller's Office

23. An ordinance authorizing: **(1)** the issuance and sale of Waterworks and Sewer System Revenue Refunding Bonds, Series 2012A, in an amount not to exceed \$326,000,000; **(2)** the establishment of parameters regarding the sale of the Bonds; and **(3)** approval of the execution of the Bond Purchase Agreement and all other matters related thereto - Not to exceed \$520,234 - Financing: Water Utilities Current Funds
24. An ordinance authorizing: **(1)** the issuance and sale of Waterworks and Sewer System Revenue Refunding Bonds, Taxable Series 2012B, in an amount not to exceed \$109,000,000; **(2)** the establishment of parameters regarding the sale of the Bonds; and **(3)** approval of the execution of the Bond Purchase Agreement and all other matters related thereto - Not to exceed \$217,681 - Financing: Water Utilities Current Funds

Equipment & Building Services

25. Authorize Supplemental Agreement No. 1 to the contract with TranStar Energy Company, L.P., to extend the Compressed Natural Gas (CNG) Facilities Agreement for five years to maintain and operate two public access CNG fueling sites on City properties located at 1551 Baylor Street and 8000 Denton Drive, adjacent to Love Field, with an option to extend the contract for an additional five year term - Estimated Revenue: \$60,000 over the five-year extension

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

26. Authorize **(1)** a public hearing to be held October 10, 2012 to receive comments on the proposed City of Dallas FY 2012-13 Urban Land Bank Demonstration Program Plan; and at the close of the public hearing, **(2)** consideration of approval of the City of Dallas FY 2012-13 Urban Land Bank Demonstration Program Plan - Financing: No cost consideration to the City
27. Authorize a public hearing to be held on August 22, 2012 to receive comments on the proposed sale of one unimproved property acquired by the taxing authorities from the Sheriff to Dallas Neighborhood Alliance for Habitat, Inc., 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
28. Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Dallas Neighborhood Alliance for Habitat for the construction of an affordable house; **(2)** the sale of 1 vacant lot from Dallas Housing Acquisition and Development Corporation to Dallas Neighborhood Alliance for Habitat; and **(3)** execution of a release of lien for any non-tax liens on the 1 property that may have been filed by the City non-tax liens included in the foreclosure judgment, pre-judgment non-tax liens not included in the judgment, and post-judgment non-tax liens, if any (list attached) - Financing: No cost consideration to the City
29. Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Dallas Neighborhood Alliance for Habitat for the construction of affordable houses; **(2)** the sale of 3 vacant lots from Dallas Housing Acquisition and Development Corporation to Dallas Neighborhood Alliance for Habitat; and **(3)** execution of a release of lien for any non-tax liens on the 3 properties that may have been filed by the City non-tax liens included in the foreclosure judgment, pre-judgment non-tax liens not included in the judgment, and post-judgment non-tax liens, if any (list attached) - Financing: No cost consideration to the City
30. Authorize the release of lien on a secured, no interest, forgivable loan with Supportive Housing, Inc. as Owner and PWA Coalition of Dallas, Inc. dba AIDS Services of Dallas as Project Sponsor, for non-substantial rehabilitation at Ewing Center located at 731 North Ewing Avenue in the amount of \$29,706 - Financing: No cost consideration to the City
31. Authorize the twelve-month renewal option to the contract with Legacy Counseling Center, Inc. to provide facility based housing assistance for persons with HIV/AIDS for the period October 1, 2012 through September 30, 2013 - Not to exceed \$265,000 - Financing: 2012-13 Housing Opportunities for Persons with AIDS Grant Funds

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

32. Authorize the twelve-month renewal option to the contract with PWA Coalition of Dallas, Inc. dba AIDS Services of Dallas to provide facility based housing assistance for persons with HIV/AIDS for the period October 1, 2012 through September 30, 2013 - Not to exceed \$1,058,800 - Financing: 2012-13 Housing Opportunities for Persons with AIDS Grant Funds (\$818,899) and 2011-12 Housing Opportunities for Persons with AIDS Grant Funds (\$239,901)
33. Authorize **(1)** the third 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 April 1, 2012 through September 30, 2012 in an amount not to exceed \$583,450; and **(2)** an increase in appropriations in the amount of \$583,450 in the Women, Infants and Children Program Fund - Not to exceed \$583,450, from \$14,744,905 to \$15,328,355 - Financing: Department of State Health Services Grant Funds

Office of Financial Services

34. Authorize a public hearing to be held on August 22, 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 Copyright License Agreement with James Carpenter Design Associates, Inc. associated with the Design/Build Contract for the Cotton Bowl - 2013 Improvements with Heery International, Inc. at the Cotton Bowl in Fair Park located at 3750 Midway Plaza - Financing: No cost consideration to the City
36. Authorize an increase in the contract with J.C. Commercial, Inc. to **(1)** add utilities required for remote fire department connection, relocation of existing storm sewer, additional brick wall demolition, and additional drywall; and **(2)** deduct for refinishing the gym floor, painting the existing bleachers and ceiling grid and adding lighting in the gymnasium at Beckley Saner Recreation Center located at 114 West Hobson Avenue - Not to exceed \$80,247, from \$2,211,810 to \$2,292,057 - Financing: 2006 Bond Funds
37. Authorize Supplemental Agreement No. 2 to the professional services contract with Quimby McCoy Preservation Architecture, LLP for survey, landscape architecture and structural services for a construction document package for bidding for further State and National Historic Registry of the site at Sharrock-Niblo Park located at 5429 Kiwanis Road - Not to exceed \$74,385, from \$101,533 to \$175,918 - Financing: 2003 Bond Funds

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

38. Authorize a decrease in the construction contract with Special Fire Systems, Inc. due to a reduced cost of material and labor for the installation of new fire protection and suppression systems at the Dallas Museum of Art located at 1807 Harwood Street - Not to exceed (\$38,282), from \$324,086 to \$285,804 - Financing: 2006 Bond Funds
39. Authorize a contract with Cole Construction, Inc., lowest responsible bidder of three, to provide landscape and irrigation construction services for the Mockingbird Lane and Denton Drive Landscape Project at Dallas Love Field - Not to exceed \$241,343 - Financing: Aviation Capital Construction Funds
40. Authorize Supplemental Agreement No. 8 to the professional services contract with Huitt-Zollars, Inc. to provide construction administration services on the Mockingbird Lane and Denton Drive Landscape Project at Dallas Love Field - Not to exceed \$12,000, from \$393,756 to \$405,756 - Financing: Aviation Capital Construction Funds
41. Authorize a contract with PAEE Corporation, lowest responsible bidder of five, for the reconstruction of alley paving, drainage and wastewater main improvements for Alley Reconstruction Group 06-1125 (list attached) - Not to exceed \$271,474 - Financing: 2006 Bond Funds (\$93,078), Cedars TIF District Funds (\$83,816), Water Utilities Capital Construction Funds (\$3,865) and Water Utilities Capital Improvement Funds (\$90,715)
42. Authorize an increase in the construction contract with Ark Contracting Services, LLC for the relocation of a water main under Simpson Stuart Road at Five Mile Creek as part of the Bridge Repair and Modification Group 10-01 - Not to exceed \$49,042, from \$1,515,126 to \$1,564,168 - Financing: Water Utilities Capital Improvement Funds
43. Authorize **(1)** an increase in the construction contract with Texas Sterling Construction Company to provide airfield signage modifications for the Taxiway "L" Extension/Reconstruction Project at Dallas Love Field in an amount not to exceed \$57,817, from \$15,003,277 to \$15,061,094; and **(2)** an increase in appropriations in the amount of \$57,817 in the Federal Aviation Administration Airport Improvement Program Grant Fund - Financing: Aviation Passenger Facility Charge Funds (\$20,294) and Federal Aviation Administration Airport Improvement Program Grant Funds (\$37,523)
44. Authorize Supplemental Agreement No. 1 to the professional services contract with Huitt-Zollars, Inc. for additional engineering services to provide sidewalk alignment and landscape revisions for Coit Road from Spring Valley Road to Haymeadow Drive - Not to exceed \$20,830, from \$51,545 to \$72,375 - Financing: 2003 Bond Funds

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

45. Authorize acquisition from Waggoner Family Properties, Inc. of approximately nine acres of land improved with a single family residential dwelling located near the intersection of Kiest Boulevard and Ledbetter Drive for a future fire station - Not to exceed \$418,075 (\$412,575 plus closing costs and title expenses not to exceed \$5,500) - Financing: 2006 Bond Funds
46. Authorize acceptance of a donation from Downtown Dallas Inc. for implementation of the Central Connector Phase I Project - Not to exceed \$41,000 - Financing: Private Funds
47. Authorize the acceptance of funds from the Texas Department of Transportation through a grant from the North Central Texas Council of Governments (NCTCOG) for the development of a modern streetcar system that will operate from Union Station in the Central Business District into North Oak Cliff near Methodist Hospital - Not to exceed \$5,800,000 - Financing: North Central Texas Council of Governments Grant Funds
48. An ordinance granting a private license to TC Timbercreek Associates, L.P. and RC Timbercreek Dunhill LP for the use of a total of approximately 46,052 square feet of land to install and maintain streetscape improvements on portions of Melody Lane and Skillman Street near their intersection with Eastridge Drive - Revenue: \$5,400 one-time fee, plus the \$20 ordinance publication fee
49. An ordinance granting a private license to Dallas Independent School District for the use of a total of approximately 240 square feet of subsurface space to install and maintain a telecommunication conduit under portions of Crawford and Eighth Streets - Revenue: \$1,000 annually plus the \$20 ordinance publication fee
50. An ordinance repealing Ordinance No. 24258, previously granted to Dallas Theological Seminary, consolidating this into a new license for the continued use of three existing subsurface communication cables, and to install and maintain three new subsurface communication cables under St. Joseph and Apple Streets and Swiss Avenue rights-of-way - Revenue: \$1,000 annually plus the \$20 ordinance publication fee
51. An ordinance abandoning portions of Cranfill and Gladys Streets to Atmos Energy Corporation, the abutting owner, containing a total of 5,180 square feet of land located near the intersection of Cranfill Street and Malcolm X Boulevard - Revenue: \$5,400 plus the \$20 ordinance publication fee
52. An ordinance abandoning a water main easement and a portion of a sanitary sewer easement to Dallas Housing Corporation, the abutting owner, containing approximately 11,106 square feet of land located near the intersection of Van Cleave Drive and Kiest Boulevard - Revenue: \$5,400 plus the \$20 ordinance publication fee

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

53. An ordinance abandoning a portion of a 27' drainage easement to 7-Eleven, Inc., the abutting owner, containing approximately 6,000 square feet of land located near the intersection of Zang Boulevard and Illinois Avenue - Revenue: \$5,400 plus the \$20 ordinance publication fee
54. An ordinance abandoning portions of Denton Drive, Minert Street, one storm sewer easement, four sanitary sewer easements and three fire lane easements to PCB Properties, L.L.C., the abutting owner, containing a total of approximately 34,379 square feet of land located near the intersection of Kings Road and Fairmount Street, authorizing the quitclaim and providing for the dedication of approximately 29,377 square feet of land needed for street right-of-way - Revenue: \$68,424 plus the \$20 ordinance publication fee

Trinity Watershed Management

55. Authorize acquisition from Lois Billingsly and Lillie Bessie Spross of approximately 1.6 acres of land located at the intersection of Pemberton Hill Road and Lake June Road for the Trinity River Corridor Project - Not to exceed \$26,000 (\$24,000 plus closing costs and title expenses not to exceed \$2,000) - Financing: 1998 Bond Funds
56. Authorize acquisition from David Billingsly of approximately 10.5 acres of land located near the intersection of Pemberton Hill Road and Lake June Road for the Trinity River Corridor Project - Not to exceed \$103,523 (\$101,023 plus closing costs and title expenses not to exceed \$2,500) - Financing: 1998 Bond Funds
57. Authorize Supplemental Agreement No. 4 to the professional services contract with Halff Associates, Inc. for additional floodplain management assistance for an integrated floodplain database - Not to exceed \$319,000, from \$982,700 to \$1,301,700- Financing: Stormwater Drainage Management Current Funds

Water Utilities

58. Authorize **(1)** an Interlocal Agreement with the Town of Addison to add the construction of Addison's 12-inch water distribution main to the existing City of Dallas contract with P & E Contractors, Inc.; **(2)** the receipt and deposit of funds in the amount of \$146,726 from the Town of Addison for the construction, inspection, and project administration of Addison's 12-inch water main; and **(3)** an increase in the contract with P & E Contractors, Inc. for the installation of Addison's 12-inch water main - Not to exceed \$146,726, from \$4,499,953 to \$4,646,679 - Financing: Water Utilities Current Funds (\$7,438) (to be reimbursed by the Town of Addison) and Water Capital Construction Funds (\$139,288) (to be provided by the Town of Addison for the construction of Addison's 12-inch water main)

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

59. Authorize an Interlocal Agreement with the Trinity River Authority, North Texas Municipal Water District, Tarrant Regional Water District and the City of Houston to continue the evaluation of inflows into the Galveston Bay and the impact of the Trinity River Basin instream flow requirements on Trinity River Basin water rights - Not to exceed \$20,900 - Financing: Water Utilities Capital Construction Funds
60. Authorize a three-year franchise agreement, with a three-year renewal option, between the City of Rockwall and Parasailing the Harbor, LLC, for parasailing tours from the docks at The Harbor of Rockwall, Texas, on Lake Ray Hubbard - Estimated Annual Revenue: \$3,000
61. Authorize a three-year franchise agreement, with a three-year renewal option, between the City of Rockwall and Sailing with Scott, LLC, for parasailing tours from the docks at The Harbor of Rockwall, Texas, on Lake Ray Hubbard - Estimated Annual Revenue: \$3,000
62. Authorize a contract for the installation of water and wastewater mains at 31 locations (list attached) - Atkins Bros. Equipment Co., Inc., lowest responsible bidder of seven - Not to exceed \$9,924,855 - Financing: Wastewater Capital Improvement Funds (\$3,473,699) and Water Utilities Capital Improvement Funds (\$6,451,156)
63. Authorize an increase in the contract with Archer Western Construction, LLC for additional construction services required for major maintenance and rehabilitation improvements at the Central Wastewater Treatment Plant - Not to exceed \$120,878, from \$2,384,871 to \$2,505,749 - Financing: Water Utilities Capital Improvement Funds
64. Authorize **(1)** an increase in the thirty-six month service contract with NPL Construction Co. for additional lane miles of street repairs; and **(2)** a twelve month extension to the thirty-six month service contract - Not to exceed \$5,118,013, from \$20,473,941 to \$25,591,954 - Financing: Current Funds (subject to annual appropriations)

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

65. 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)

Office of Management Services

66. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from TGIF/DFW Restaurant Joint Venture of the leasehold interest in Lease Agreement No. 238280 located at Terminal A of the Dallas/Fort Worth International Airport for the Terminal Renewal and Improvement Program - Financing: No cost consideration to the City

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ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)**Sustainable Development and Construction**

67. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Maxine Johnson of approximately 5,266 square feet of land located near the intersection of Bexar Street and Bethurum Avenue for the Bexar Street Improvement Project - Not to exceed \$23,000 (\$21,500 plus closing costs and title expenses not to exceed \$1,500) - Financing: 2003 Bond Funds
68. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Laura Jernigan Espensen and James William Jernigan, of three tracts of land containing a total of approximately 25 acres located near the intersection of Faithon P. Lucas, Sr. Boulevard and Scyene Road for the Southwest 120/96-inch Water Transmission Pipeline Project - Not to exceed \$1,184,890 (\$1,172,046 plus closing costs and title expenses not to exceed \$12,844) - Financing: Water Utilities Capital Improvement Funds

DESIGNATED PUBLIC SUBSIDY MATTERS**Housing/Community Services**

69. Authorize a loan in an amount of \$535,000 to Shared Housing Center, Inc. for the development of transitional housing for homeless single-parents at 4611 East Side Avenue for the development of a 24-unit facility - Not to exceed \$535,000 - Financing: 2010-11 HOME Investment Partnership Program Grant Funds

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

70. 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. 296, the Deep Ellum/Near East Side Special Purpose District on the north side of Elm Street between Malcolm X Boulevard and Crowds Street
Recommendation of Staff and CPC: Approval for a three-year period, subject to a site plan and conditions
Z101-371(WE)

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

71. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to the development plan and conditions for Planned Development District No. 493 for certain Nonresidential Uses and an ordinance granting a Specific Use Permit for a Child-care facility on the west line of Skillman Street, north of Woodcrest Lane
Recommendation of Staff and CPC: Approval of an amendment to Planned Development District No. 493, subject to a development plan and conditions, and approval of a Specific Use Permit for a Child-care facility for a three-year period with eligibility for automatic renewals for additional five-year periods, subject to a site plan and conditions
Z112-201(RB)
72. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for the sale of alcoholic beverages in conjunction with a general merchandise or food store of 3,500 square feet or less on property zoned RR Regional Retail District with a D-1 Liquor Control Overlay on the east side of Longbranch Lane, south of South Loop 12/Great Trinity Forest Way
Recommendation of Staff and CPC: Approval for a two-year period with eligibility for automatic renewals for additional five-year periods, subject to a site plan and conditions
Z112-202(JH)
73. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a Machinery, heavy equipment, or truck sales and service use on property within the Subdistrict 3 portion of Planned Development District No. 533, the C.F. Hawn Special Purpose District No. 1 on the northeast line of C. F. Hawn Freeway, southeast of Lake June Road
Recommendation of Staff and CPC: Approval for a five-year period with eligibility for automatic renewals for additional five-year periods, subject to a site plan and conditions
Z112-207(RB)
74. A public hearing to receive comments regarding an application for and an ordinance granting for a Specific Use Permit for an open-enrollment charter school on property zoned a Light Mixed Use Subdistrict in Planned Development District No. 631, the West Davis Special Purpose District with deed restrictions and an R-7.5(A) Single Family District on the southwest corner of West Davis Street and North Dwight Avenue
Recommendation of Staff and CPC: Approval for a five-year period with eligibility for automatic renewals for additional five-year periods, subject to a site plan, traffic management plan and conditions
Z112-211(MW)

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

75. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to the development plan and conditions 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 and conditions
Z112-212(RB)
76. A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 1765 for a Recycling buy-back center use on property zoned an IM Industrial Manufacturing District on the northwest line of Hickory Street, east of Malcolm X Boulevard
Recommendation of Staff and CPC: Approval for a two-year period, subject to conditions
Z112-222(RB)
77. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for the sale of alcoholic beverages in conjunction with a general merchandise or food store of greater 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-1 Liquor Control Overlay on the southeast corner of South Buckner Boulevard and Bruton Road
Recommendation of Staff and CPC: Approval for a two-year period with eligibility for automatic renewals for additional five-year periods, subject to a site plan and conditions
Z112-230(MW)
78. 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 retail food store on property zoned an LC Light Commercial Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District with a D Liquor Control Overlay on the southwest side of Lemmon Avenue, southeast of McKinney Avenue
Recommendation of Staff and CPC: Approval of a D-1 Liquor Control Overlay and approval 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
Z112-231(MW)
79. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development District No. 865 on the northeast line of Forest Park Road, northwest of Stutz Drive
Recommendation of Staff and CPC: Approval, subject to a conceptual plan, development plan, and conditions
Z112-232(JH)

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

80. A public hearing to receive comments regarding an application for the expansion of Conservation District No. 7, the Bishop/Eighth Street Conservation District, on property zoned within the Subdistrict 1 portion of Planned Development District No. 830, the Davis Street Special Purpose District, and the removal of the D Liquor Control Overlay on the southern portion of the request site, zoned within Conservation District No. 7 and the Subdistrict 1 portion of Planned Development District No. 830, on the southwest corner of Bishop Avenue and Neely Street
Recommendation of Staff and CPC: Denial
Z112-169(RB)
81. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development Subdistrict No. 82 for O-2 Subdistrict Uses with a D Liquor Control Overlay within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the northeast line of Fairmount Street, between Enid Street and Turtle Creek Boulevard
Recommendation of Staff and CPC: Approval, subject to a development plan, landscape plan, and conditions, with retention of the D Liquor Control Overlay
Z112-153(RB)
82. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for the sale of alcoholic beverages in conjunction with a general merchandise or food store of 3,500 square feet or less on property zoned an RR-D-1 Regional Retail District with a D-1 Liquor Control Overlay on the northwest corner of Samuell Boulevard and South Buckner Boulevard
Recommendation of Staff: Approval for a two-year period, with eligibility for automatic renewals for additional five-year periods, subject to a site plan and conditions
Recommendation of CPC: Approval for a three-year period, subject to a site plan and conditions
Z112-110(WE)
83. A public hearing to receive comments regarding an application for a Specific Use Permit for a restaurant with drive-in or drive-through service on property zoned a GR General Retail Subdistrict in Planned Development District No. 193, the Oak Lawn Special Purpose District on the northeast side of Lemmon Avenue, southeast of Throckmorton Street
Recommendation of Staff and CPC: Denial
Z112-217(MW)

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

84. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a convenience store with drive-through on property zoned a CR Community Retail District on the south side of West Clarendon Drive, west of Hampton Road
Recommendation of Staff: Denial
Recommendation of CPC: Approval of a Specific Use Permit for a two-year period with eligibility for automatic renewals for additional five-year periods, subject to a site plan, landscape plan and conditions
Z112-191(MW)
85. A public hearing to receive comments regarding an application for and an ordinance granting **(1)** the creation of new subdistrict within Planned Development District No. 830, the Davis Street Special Purpose District; **(2)** the removal of the D Liquor Control Overlay; and **(3)** a Specific Use Permit for a motor vehicle fueling station on property zoned Subdistrict 6, the Davis Street Corridor, within Planned Development District No. 830 with a D Liquor Control Overlay on the northeast corner of North Hampton Road and West Jefferson Boulevard
Recommendation of Staff: Denial
Recommendation of CPC: Approval of the creation of a new subdistrict within Planned Development District No. 830, the Davis Street Special Purpose District; approval of the removal of the D Liquor Control Overlay and approval of a Specific Use Permit for a motor vehicle fueling station for a two-year period with eligibility for automatic renewals for additional five-year periods, subject to a site plan, landscape plan and conditions
Z112-209(MW)
86. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Specific Use Permit No. 1339 for an open-enrollment charter school on property zoned an R-7.5(A) Single Family District on the northwest corner of Rylie Road and Tufts Road
Recommendation of Staff and CPC: Approval for a ten-year time period with eligibility for automatic renewals for additional ten-year periods, subject to a site plan, traffic management plan and conditions
Z112-252(WE)

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

87. 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)
Note: This item was considered by the City Council at a public hearing on June 27, 2012, and was taken under advisement until August 8, 2012, with the public hearing open.

DEVELOPMENT CODE AMENDMENTS - INDIVIDUAL

88. A public hearing to receive comments regarding consideration of amendments to Chapter 51A, the Dallas Development Code, to amend Section 51A-8.500, Subdivision Layout and Design, providing that lots for certain governmental uses are excluded from the requirement that lots must conform in width, depth, and area to the pattern already established in adjacent areas and an ordinance granting the amendments
Recommendation of Staff and CPC: Approval
DCA112-004
89. A public hearing to receive comments regarding proposed amendments to the Dallas Development Code to provide appropriate standards for alternative fueling stations including electrical charging facilities and compressed natural gas and liquefied natural gas fueling facilities and an ordinance granting the amendments
Recommendation of Staff and CPC: Approval
DCA112-001

MISCELLANEOUS HEARINGS

Office of Management Services

90. A public hearing to receive comments on a proposed municipal setting designation (MSD) to prohibit the use of groundwater as potable water beneath property owned by Park Forest SWC, Ltd. and MDF Investments, LLC located near the intersection of Forest Lane and Marsh Lane and adjacent street rights-of-way, authorize issuance of an MSD ordinance, and support the issuance of an MSD certificate to Park Forest SWC, Ltd. by the Texas Commission on Environmental Quality - Financing: No cost consideration to the City
Recommendation of Staff: Approval

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PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS (Continued)

Sustainable Development and Construction

91. A public hearing on an application for and a resolution granting a variance to the alcohol spacing requirements from the William B. Travis Academy required by Section 6-4 of the Dallas City Code to allow a restaurant with a mixed beverage permit pursuant to Chapter 28 of the Texas Alcoholic Beverage Code with a food and beverage certificate [RA Sushi McKinney Corp.] on property on the southwest corner of McKinney Avenue and Bowen Street - Financing: No cost consideration to the City

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Tax Foreclosure and Seizure Property Resale
Agenda Item #27

<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>
2602 Exeter Drive	Dallas Neighborhood Alliance for Habitat, Inc.	55Z	\$6,900.00	\$1,119.70	V	R-5(A)

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Land Bank (DHADC) Sale of Lot to Dallas Neighborhood Alliance for Habitat
Agenda Item #28

<u>Property Address</u>	<u>Mapsco</u>	<u>Amount of Non-Tax Liens</u>
1843 Bayside Street	44J	\$7,833.05

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Land Bank (DHADC) Sale of Lots to Dallas Neighborhood Alliance for Habitat
Agenda Item #29

<u>Property Address</u>	<u>Mapsco</u>	<u>Amount of Non-Tax Liens</u>
2314 Exeter Drive	65D	\$7,270.54
2319 Exeter Drive	65D	\$4,268.72
2607 Custer Drive	65D	\$9,069.54

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Alley Reconstruction Group 06-1125
Agenda Item #41

<u>Project</u>	<u>Council District</u>
Alley east of Tyler Street between West Davis Street and Fouraker Street	1
Alley east of North Patton Avenue between Sixth Street and Seventh Street	1
Alley between McKee Street and Beaumont Street from Browder Street to McKee Street	2

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Installation of Water and Wastewater Mains
Agenda Item #62

District 2

Alley between Kirby Street and Carroll Avenue from Manett Street southeast
Alley between Santa Fe Avenue and Terry Street from Bank Street to Fitzhugh Avenue
Alley between Weldon Street and Capitol Avenue from Carroll Avenue to Kirby Street
Belmont Avenue from Carroll Avenue to Kirby Street
Weldon Street from Kirby Street to Carroll Avenue

District 3

Furey Street from Gallagher Street to Bickers Street
Kensington Connection from Kensington Drive to Montclair Avenue
Kensington Drive from Colorado Boulevard south

District 4

Alley between Marsalis Avenue and Alaska Avenue from Edgemont Avenue to Vermont Avenue
Cedar Lake Drive from Carr Street north
Eagle Drive from Parrot Street to Overton Road
Waco Avenue from Ewing Avenue to Fernwood Avenue

District 5

Rayville Drive from Loop 12 (Buckner Boulevard) to Pleasant Drive

District 6

Emerald Street from Royal Lane to Joe Field Road
Maybank Drive from Myrtle Springs Avenue to Lombardy Lane

District 7

Caswell Street from Robert B. Cullum Boulevard to 2nd Avenue

District 8

Casnett Drive from Pleasant Woods Drive west
Groveland Drive from Lakeland Drive to Old Gate Lane
San Benito Way from Lakeland Drive to Tavaros Avenue
Sanford Avenue from Groveland Drive to Eustis Avenue
Wendover Road from Meadow Lake Avenue to Sperry Street

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

District 11

Alley between Roaring Springs Lane and Meandering Way from Brushcreek Lane north

District 13

Alley between Sugar Mill Road and Twin Post Road from Welch Road east

Edlen Drive from Meadowbrook Drive to Hathaway Street

Marsh Lane from Royal Lane to Walnut Hill Lane

Walnut Hill Lane from Airline Road to Dallas North Tollway

District 14

Alley between Elsby Avenue and Hanover Avenue from Linwood Avenue to Menier Street

Bryan Parkway from Live Oak Street to Beacon Street

Clements Street from Vickery Boulevard to Vanderbilt Avenue

Rexford Drive from Shorecrest Drive to Glencrest Lane

Vickery Boulevard from Clements Street east

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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.