

ANNOTATED AGENDA
CITY COUNCIL MEETING
JUNE 27, 2012
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:10 A.M. – 4:08 P.M.

Invocation and Pledge of Allegiance (Council Chambers)
[12-1600]

Agenda Item/Open Microphone Speakers
[12-1601]

VOTING AGENDA

1. Approval of Minutes of the June 13, 2012 City Council Meeting
[12-1602; APPROVED WITH CORRECTIONS]

CONSENT AGENDA
[12-1603; APPROVED]

Business Development & Procurement Services

2. Authorize a one-year service contract for elevator and escalator preventative maintenance, repairs and cab interior upgrades at City Hall - ThyssenKrupp Elevator Corporation through The Cooperative Purchasing Network - Not to exceed \$446,851 - Financing: Current Funds (\$68,400) and Capital Construction Funds (\$378,451) (subject to appropriations)
[12-1604; APPROVED]

CONSENT AGENDA (Continued)

Business Development & Procurement Services (Continued)

3. Authorize a three-year service contract for communicable disease exposure testing for Fire-Rescue personnel - Quest Diagnostics Clinical Laboratories, Inc., lowest responsible bidder of two - Not to exceed \$164,975 - Financing: Current Funds (subject to annual appropriations)
[12-1605; APPROVED]

4. Authorize a three-year service contract for installation, monitoring and maintenance of alarm systems and annual fire alarm inspections - Communicon, LTD dba Communication Concepts in the amount of \$1,344,792 and Alarm Security Group, LLC dba ASG Security in the amount of \$311,049, most advantageous proposers of three - Total not to exceed \$1,655,841 - Financing: Current Funds (\$1,555,581), Water Utilities Current Funds (\$76,348), Aviation Current Funds (\$18,912) and Stormwater Drainage Management Current Funds (\$5,000) (subject to annual appropriations)
[12-1606; APPROVED]

5. Authorize a three-year service contract for pressure washing of City owned parking lots, sidewalks, vertical surfaces, service vehicles and equipment - Commercial Environmental Solutions, Inc. in the amount of \$1,354,273, Russell Lewis and Roselin Lewis, a General Partnership dba Mr. Sparkle and Mobile Detail in the amount of \$182,159 and Ultimate Sweepers Service in the amount of \$33,450, lowest responsible bidders of eight - Total not to exceed \$1,569,882 - Financing: Current Funds (\$1,522,628) and Convention and Event Services Current Funds (\$47,254) (subject to annual appropriations)
[12-1607; APPROVED]

6. Authorize a five-year service contract for pest control services at City facilities - Orkin LLC dba Prime Pest Management in the amount of \$361,326 and Terminix International, Inc. in the amount of \$32,575, lowest responsible bidders of four - Total not to exceed \$393,901 - Financing: Current Funds (\$301,886), Water Utilities Current Funds (\$30,535), Convention and Event Services Current Funds (\$22,355), Aviation Current Funds (\$15,145), Department of State Health Services Grant Funds (\$12,845), Stormwater Drainage Management Current Funds (\$8,135) and Municipal Radio Current Funds (\$3,000) (subject to annual appropriations)
[12-1608; APPROVED]

7. Authorize the purchase of a deployable shelter system for Fire-Rescue - W.W. Grainger, Inc., through Texas Multiple Award Schedules - Not to exceed \$79,092 - Financing: U. S. Department of Homeland Security Grant Funds
[12-1609; APPROVED]

CONSENT AGENDA (Continued)

Business Development & Procurement Services (Continued)

8. Authorize the purchase of furniture, fixtures and equipment for Dallas Love Field - Facilitatech dba Business Interiors through the Texas Multiple Award Schedules - Not to exceed \$112,261 - Financing: Aviation Capital Construction Funds
[12-1610; APPROVED]
9. Authorize the purchase of one track bulldozer - Holt Texas Ltd. through Texas Association of School Boards (BuyBoard) - Not to exceed \$659,311 - Financing: Municipal Lease Agreement Funds
[12-1611; APPROVED]
10. Authorize a two-year master agreement for the purchase of brass fittings - Mueller Company LTD in the amount of \$403,500, Municipal Water Works Supply, L.P. in the amount of \$369,100 and Four Star Hose & Supply, Inc. in the amount of \$1,000, lowest responsible bidders of six - Total not to exceed \$773,600 - Financing: Water Utilities Current Funds
[12-1612; APPROVED]
11. Authorize a two-year master agreement for trees, bedding plants, seed and sod - Southwest Wholesale Nursery in the amount of \$294,675, John Deere Landscapes in the amount of \$183,538, Broker's Grass DFW dba Combination Plus Brokers in the amount of \$122,387, Justin Seed Company, Inc. in the amount of \$87,190, Urban Environments LLC in the amount of \$66,460 and Harry's Greenhouse, Inc. in the amount of \$3,777, lowest responsible bidders of six - Total not to exceed \$758,027 - Financing: Current Funds (\$498,501), Aviation Current Funds (\$38,473), Water Utilities Current Funds (\$63,798), Stormwater Drainage Management Current Funds (\$7,255) and Dallas Urban Restoration Funds (\$150,000)
[12-1613; APPROVED]
12. Authorize a three-year master agreement for various types of pressure reducing valves, parts and accessories - Hugh M. Cunningham, Inc. in the amount of \$265,000 and Municipal Valve & Equipment in the amount of \$205,000, lowest responsible bidders of two - Total not to exceed \$470,000 - Financing: Water Utilities Current Funds
[12-1614; APPROVED]
13. Authorize the purchase of hardware to continue the upgrade of the existing fuel inventory management system - Asset Works, Inc., through the General Services Administration - Not to exceed \$199,009 - Financing: Current Funds
[12-1615; APPROVED]

CONSENT AGENDA (Continued)

Business Development & Procurement Services (Continued)

14. Authorize **(1)** the purchase of fourteen ambulances, five fire pumpers and two aerial trucks for Fire-Rescue - Metro Fire Apparatus Specialists, Inc. in the amount of \$4,566,908 and San Antonio Ambulance Sales Inc. in the amount of \$2,443,944, through the Houston-Galveston Area Council of Governments, a Texas Local Government Purchasing Cooperative; and **(2)** an increase in appropriations in the amount of \$2,443,944, from \$16,929,076 to \$19,373,020 in the Municipal Lease Agreement Fund - Total not to exceed \$7,010,852 - Financing: Municipal Lease Agreement Funds
[12-1616; APPROVED]
15. Authorize Supplemental Agreement No. 1 to exercise a one year renewal with forty-three professional service contracts for geotechnical studies and construction materials testing, analytical laboratory testing, and asbestos environmental and non-asbestos environmental testing services (list attached) - Not to exceed \$5,705,223, from \$23,882,328 to \$29,587,551 - Financing: Current Funds (\$3,215,490), Water Utilities Current Funds (\$1,791,175), Stormwater Drainage Management Current Funds (\$370,176) and Aviation Current Funds (\$328,382) (subject to annual appropriations)
[12-1617; APPROVED]
16. Authorize Supplemental Agreement No. 2 to exercise the first renewal option to extend the term of the service contract with Linebarger Goggan Blair & Sampson, LLP, with a minimum annual guarantee, for the collection of delinquent fines and fees for City ordinance, traffic and state law violations, excluding parking violations, for the period August 1, 2012 through July 31, 2013 - Estimated Revenue: \$6,400,000
[12-1618; APPROVED]

City Attorney's Office

17. Authorize settlement of the lawsuit styled Rafael Patino and Homero Patino v. City of Dallas, Cause No. DC-12-03805-K - Not to exceed \$10,000 - Financing: Current Funds
[12-1619; APPROVED]
18. Authorize settlement of the lawsuit styled Kenneth Miller v. City of Dallas, Cause No. DC-12-03646-L - Not to exceed \$16,000 - Financing: Current Funds
[12-1620; APPROVED]

CONSENT AGENDA (Continued)

City Attorney's Office (Continued)

19. Authorize a professional services contract with the law firm of Carter Stafford Arnett Hamada & Mockler, PLLC, for legal services necessary to represent the City in the lawsuit styled Staci Williams v. City of Dallas, Cause No. 3:11-CV-00397-P - Not to exceed \$267,000 - Financing: Current Funds
[12-1621; APPROVED AS AN INDIVIDUAL ITEM; EXECUTIVE SESSION (SEC 551.071 T.O.M.A)]

Economic Development

Pedestrian Improvements for Omni Convention Hotel and Convention Center DART Station

Note: Item Nos. 20 and 21 must be considered collectively.

20. * Authorize **(1)** an agreement with the North Central Texas Council of Governments and the State of Texas to obtain funding for the costs of design and construction of the pedestrian improvements project for the Omni Convention Hotel and Convention Center DART Station in an amount not to exceed \$2,156,842; **(2)** the receipt and deposit of funds in the amount of \$2,156,842 from the North Central Texas Council of Governments; and **(3)** the establishment of appropriations in the amount of \$2,156,842 in the Omni/CC DART Station COG SD Fund - Not to exceed \$2,156,842 - Financing: North Central Texas Council of Governments Grant Funds
[12-1622; APPROVED]
21. * Authorize a Development Agreement with Matthews Holdings Southwest, Inc., in support of the design and construction of the pedestrian improvements project for the Omni Convention Hotel and Convention Center DART Station - Financing: No cost consideration to the City
[12-1623; APPROVED]
22. Authorize **(1)** an agreement with the North Central Texas Council of Governments and the State of Texas to obtain funding for the costs of design and construction of the Zang Triangle Sustainable Development Infrastructure Project in an amount not to exceed \$1,750,000; **(2)** the receipt and deposit of funds in the amount of \$1,750,000 from the North Central Texas Council of Governments; and **(3)** the establishment of appropriations in the amount of \$1,750,000 in the Zang Triangle COG SD Fund - Not to exceed \$1,750,000 - Financing: North Central Texas Council of Governments Grant Funds
[12-1624; APPROVED]

CONSENT AGENDA (Continued)

Economic Development (Continued)

**Atmos Lofts Sustainable Development
Infrastructure Project**

Note: Item Nos. 23 and 24
must be considered collectively.

23. * Authorize **(1)** an agreement with the North Central Texas Council of Governments and the State of Texas to obtain funding to reimburse a private developer, Hamilton Atmos, LP for the costs of construction of the Atmos Lofts Sustainable Development Infrastructure Project in an amount not to exceed \$462,686; and **(2)** the receipt and deposit of funds in the amount of \$462,686 from the North Central Texas Council of Governments - Not to exceed \$462,686 - Financing: North Central Texas Council of Governments Grant Funds
[12-1625; APPROVED]
24. * Authorize **(1)** a Development agreement with Hamilton Atmos, LP for reimbursement of the costs of construction of the Atmos Lofts Sustainable Development Infrastructure Project; and **(2)** the establishment of appropriations in the amount of \$462,686 in the Atmos COG SD Fund - Not to exceed \$462,686 - Financing: North Central Texas Council of Governments Grant Funds
[12-1626; APPROVED]

**Continental Sustainable Development
Infrastructure Project**

Note: Item Nos. 25 and 26
must be considered collectively.

25. * Authorize **(1)** an agreement with the North Central Texas Council of Governments and the State of Texas to obtain funding to reimburse a private developer, FC Continental Landlord, LLC, for the costs of design and construction of the Continental Sustainable Development Infrastructure Project in an amount not to exceed \$607,739; and **(2)** the receipt and deposit of funds in the amount of \$607,739 from the North Central Texas Council of Governments - Not to exceed \$607,739 - Financing: North Central Texas Council of Governments Grant Funds
[12-1627; APPROVED]
26. * Authorize **(1)** a Development Agreement with FC Continental Landlord, LLC, for reimbursement of the costs of design and construction of the Continental Sustainable Development Infrastructure Project; and **(2)** the establishment of appropriations in the amount of \$607,739 in the Continental COG SD Fund - Not to exceed \$607,739 - Financing: North Central Texas Council of Governments Grant Funds
[12-1628; APPROVED]

CONSENT AGENDA (Continued)

Office of Financial Services

27. Authorize **(1)** adoption of the final FY 2012-13 Consolidated Plan Budget for U.S. Department of Housing and Urban Development Grant Funds in an estimated amount of \$25,942,114 for the following programs and estimated amounts: **(a)** Community Development Block Grant in the amount of \$15,755,740; **(b)** HOME Investment Partnerships Program in the amount of \$4,750,686; **(c)** Housing Opportunities for Persons with AIDS in the amount of \$4,060,375; and **(d)** Emergency Solutions Grant in the amount of \$1,375,313; and **(2)** adoption of the FY 2011-12 Reprogramming Budget in the amount of \$1,335,137 - Financing: No cost consideration to the City
[12-1629; APPROVED AS AN INDIVIDUAL ITEM]

Office of Management Services

28. A resolution approving Resolution No. 2007-12-232 of the Dallas/Fort Worth International Airport Board ("Airport Board"), adopted by the Airport Board on December 6, 2007, and authorizing the Airport board to enter into a new electric utility infrastructure agreement with Oncor Electric Delivery Company LLC ("Oncor") for a term that may exceed 40 years if the Airport Board chooses not to purchase the electric utility infrastructure system - Financing: No cost consideration to the City
[12-1630; APPROVED AS AN INDIVIDUAL ITEM]
29. A resolution approving Resolution No. 2010-11-289 of the Dallas/Fort Worth International Airport Board ("Airport Board"), adopted by the Airport Board on November 4, 2010, and authorizing the Airport board to enter into a new natural gas infrastructure agreement with Atmos Energy Corporation ("Atmos"), for a term that may exceed 40 years if the Airport Board chooses not to purchase the natural gas infrastructure system - Financing: No cost consideration to the City
[12-1631; APPROVED]

Park & Recreation

30. Authorize a contract for playground replacements at Fruitdale Park located at 4400 Vandervoot Drive and Ricketts Branch Park located at 7300 Albert Williams Drive; playground expansion at J.J. Lemmon Park located at 6100 J.J. Lemmon Road; and construction of a new loop trail at Seaton Park located at 3200 Seaton Drive - A S Con, Inc., lowest responsible bidder of three - Not to exceed \$356,250 - Financing: 2006 Bond Funds
[12-1632; APPROVED]

CONSENT AGENDA (Continued)

Park & Recreation (Continued)

31. Authorize a contract for renovations to the driving range, improvements to include a new irrigation system, improved drainage, new target greens and re-grassing at Tenison Park Golf Course located at 3501 Samuell Boulevard - TDI International, Inc. dba TDI Golf Classic Restoration, lowest responsible bidder of five - Not to exceed \$312,086 - Financing: Samuell Expendable Funds (\$225,000) and Golf Improvement Funds (\$87,086)
[12-1633; APPROVED]
32. Authorize an increase in the contract with Turner Construction Company for **(1)** additional scope of work to include: wireless lighting control systems and landscaping; and **(2)** credits for landscaping electrical, and testing lab cancellation fees at the Dallas Arboretum located at 8525 Garland Road - Not to exceed \$47,112, from \$3,536,085 to \$3,583,197 - Financing: 2006 Bond Funds
[12-1634; APPROVED]
33. Authorize Supplemental Agreement No. 1 to the construction manager at risk contract with Rogers-O'Brien Construction Company, Ltd. to increase the Guaranteed Maximum Price (GMP) for additional scope items for the clubhouse including a new canopy, porch and miscellaneous changes to the golf course for the L.B. Houston Sports Complex located at 11223 Luna Road - Not to exceed \$397,682, from \$4,770,259 to \$5,167,941 - Financing: 2006 Bond Funds
[12-1635; APPROVED]

Police

34. Authorize an agreement with The Dallas Foundation, a Texas charitable foundation, to establish a fund to support the charitable or educational purposes of the Dallas SafeLight Program including promotions, advertisement, promotional items, training, and education for the community - Financing: No cost consideration to the City
[12-1636; APPROVED]

Public Works Department

35. Authorize a decrease in the contract with JC Commercial, Inc. for roadway connector relocation and other modifications necessary for the construction of the new White Rock Hills Branch Library located at 9150 Ferguson Road and extend the contract by seventy-five calendar days - Not to exceed (\$3,312), from \$4,365,429 to \$4,362,117 - Financing: 2006 Bond Funds
[12-1637; APPROVED]

CONSENT AGENDA (Continued)

Public Works Department (Continued)

36. Authorize **(1)** street paving, storm drainage, water and wastewater main improvements for Street Group 06-450; provide for partial payment of construction cost by assessment of abutting property owners; an estimate of the cost of the improvements to be prepared as required by law; and **(2)** a benefit assessment hearing to be held on September 12, 2012, to receive comments (list attached) - Financing: No cost consideration to the City
[12-1638; APPROVED]
37. Authorize the purchase of furniture and equipment for the Polk-Wisdom Branch Library located at 7151 Library Lane - Libra-Tech through BuyBoard in the amount of \$244,350 and Agati, Inc. through Texas Multiple Award Schedules in the amount of \$59,043 - Total not to exceed \$303,393 - Financing: 2006 Bond Funds
[12-1639; APPROVED]
38. Authorize a professional services contract with Jacobs Engineering Group, Inc. for the operation and maintenance oversight work for Woodall Rodgers Deck Plaza Tunnel - Not to exceed \$122,450 - Financing: Current Funds
[12-1640; APPROVED]
39. Authorize an increase in the contract with JC Commercial, Inc. for a concrete drive connecting the facility with the airport's perimeter road, vehicle gate and gate opener, ventilation fans and additional hardscape adjacent to the building for the Snow and Ice Removal Facility project at Dallas Love Field - Not to exceed \$172,824, from \$4,033,151 to \$4,205,975 - Financing: Aviation Capital Construction Funds
[12-1641; APPROVED]
40. Authorize Supplemental Agreement No. 1 to the professional services contract with KAI Texas, LC to provide additional architectural and engineering services to integrate an enlarged community room into the design of the replacement Highland Hills Branch Library located at 6200 Bonnie View Road - Not to exceed \$84,240, from \$433,490 to \$517,730 - Financing: 2006 Bond Funds
[12-1642; APPROVED]
41. Authorize Supplemental Agreement No. 2 to the professional services contract with EJES, Inc. for additional engineering design services to include street modifications for the DART transfer station, sidewalks and barrier free ramps for the Pearl Street from Commerce Street to Live Oak Street Project - Not to exceed \$149,165, from \$295,254 to \$444,419 - Financing: 2003 Bond Funds (\$124,165) and Farmers Market TIF District Funds (\$25,000)
[12-1643; APPROVED]

CONSENT AGENDA (Continued)

Public Works Department (Continued)

42. Authorize Supplemental Agreement No. 4 to the professional services contract with Jacobs Engineering Group, Inc. for additional engineering design services for sidewalks, barrier free ramps and pavement striping for Cesar Chavez Boulevard (Central Expressway) from Canton Street to Live Oak Street - Not to exceed \$183,037, from \$993,461 to \$1,176,498 - Financing: 2006 Bond Funds
[12-1644; APPROVED]

Sustainable Development and Construction

43. Authorize an amendment to Resolution No. 11-1760, previously approved on June 22, 2011, which authorized the sale of City-owned property to Minerva Partners, Ltd., located at the Northeast corner of Live Oak and Cantegral Streets, to extend the deadline from June 30, 2012 to December 31, 2012 to complete environmental remediation and demolish the buildings currently on the property - Financing: No cost consideration to the City
[12-1645; APPROVED AS AMENDED]
44. Authorize moving expense and replacement housing payments for Elena Becerra in the Cadillac Heights neighborhood as a result of an official written offer of just compensation to purchase real property at 911 LaSalle Drive for future City facilities - Not to exceed \$35,900 - Financing: 2006 Bond Funds
[12-1646; APPROVED]
45. An ordinance amending Chapter 2 of the Dallas City Code to provide requirements and procedures for the sale of unwanted and unneeded City real property by public auction - Financing: No cost consideration to the City
[12-1647; APPROVED; ORDINANCE 28684]
46. A resolution **(1)** declaring 22 properties unwanted and unneeded and authorizing their sale by public auction (list attached); **(2)** establishing reserves for certain properties; and **(3)** authorizing a Purchase and Sale Agreement to be prepared for each auctioned surplus property receiving the highest qualified bid that **(a)** meets or exceeds the reserve; or **(b)** is sold absolute - Estimated Revenue: \$1,900,000
[12-1648; APPROVED]

CONSENT AGENDA (Continued)

Sustainable Development and Construction (Continued)

47. Authorize the acceptance of a grant from the Texas Department of Transportation functioning as agent for the North Central Texas Council of Governments (NCTCOG) for the development of a modern streetcar loop extending from the McKinney Avenue Trolley terminus at St. Paul Street to the connection with the Olive Street extension - Not to exceed \$5,000,000 - Financing: North Central Texas Council of Governments Grant Funds
[12-1649; APPROVED]
48. A resolution authorizing the dedication of a utility easement containing approximately 34,248 square feet of City-owned land to Oncor Electric Delivery Company LLC and Southwestern Bell Telephone Company for the purpose of installing and maintaining utility service located near the intersection of Walnut Hill and Goodnight Lanes - Financing: No cost consideration to the City
[12-1650; APPROVED]
49. A resolution authorizing conveyance of two wastewater easements with two temporary construction easements containing a total of approximately 92,712 square feet of land to the City of Rowlett for the construction and maintenance of wastewater facilities across City-owned land at Lake Ray Hubbard located near the intersection of Chiesa and Miller Roads - Financing: No cost consideration to the City
[12-1651; APPROVED]
50. A resolution authorizing conveyance of a wastewater easement containing approximately 1,248 square feet of land to the City of Carrollton for the maintenance and use of existing wastewater facilities across City-owned land in the City of Carrollton located near the intersection of Crosby Road and Interstate Highway 35 - Revenue: \$2,500
[12-1652; APPROVED]
51. A resolution authorizing conveyance of a wastewater easement with a temporary construction easement containing a total of approximately 102,209 square feet of land to the City of Garland for the construction, maintenance and use of wastewater facilities across City-owned land at Lake Ray Hubbard located near the intersection of Club Creek Drive and the west shoreline of Lake Ray Hubbard - Revenue: \$37,227
[12-1653; APPROVED]

CONSENT AGENDA (Continued)

Sustainable Development and Construction (Continued)

52. Authorize a five-year extension of the lease agreement with Donald J. Tivens and Marilyn Tivens, Trustees of the Donald J. Tivens and Marilyn Tivens Family Trust for approximately 5,015 square feet of office space located within Seville III at 3218 Highway 67 (I-30), Mesquite, Texas, to be used as a Women, Infants, and Children Clinic for the period August 1, 2012 through July 31, 2017 - Not to exceed \$401,201 - Financing: Department of State Health Services Grant Funds (subject to annual appropriations)
[12-1654; APPROVED]
53. An ordinance abandoning portions of Avenues A, B, D, E, Fiji Street, Danel Street and two easements to Sphinx Development Corporation and SDC Sachse Senior Villas, L.L.C., the abutting owners, containing a total of approximately 79,446 square feet of land located near the intersection of Avenue B and Corinth Street, authorizing the quitclaim and providing for the dedication of approximately 108,101 square feet of land needed for street right-of-way - Revenue: \$10,800 plus the \$20 ordinance publication fee
[12-1655; APPROVED; ORDINANCE 28685]
54. An ordinance abandoning portions of Borger Street, formerly known as Terry Street, and a street easement to Austin International Ventures, Inc., the abutting owner, containing a total of approximately 73,689 square feet of land located near the intersection of Borger and Duluth Streets and authorizing the quitclaim - Revenue: \$147,378 plus the \$20 ordinance publication fee
[12-1656; APPROVED; ORDINANCE 28686]
55. An ordinance abandoning portions of Assembly Court, a fire lane easement and a right-of-way and drainage area to Dallas Independent School District, the abutting owner, containing a total of approximately 40,305 square feet of land located near the intersection of Assembly Court and Webb Chapel Road and authorizing the quitclaim - Revenue: \$163,385 plus the \$20 ordinance publication fee
[12-1657; APPROVED; ORDINANCE 28687]

Trinity Watershed Management

56. A resolution authorizing the conveyance of an easement and right-of-way containing approximately 3,906 square feet of land to Oncor Electric Delivery Company, LLC for the construction and maintenance of electric facilities across City-owned land located at the corner of Canada Drive and Bataan Street - Financing: No cost consideration to the City
[12-1658; APPROVED]

CONSENT AGENDA (Continued)

Trinity Watershed Management (Continued)

57. Authorize a construction contract with Austin Filter Systems, Inc., lowest responsible bidder of eight, for erosion control improvements at 3908 and 3918 Vinecrest Drive and 3809 Sleepy Lane - Not to exceed \$276,709 - Financing: 2006 Bond Fund
[12-1659; APPROVED]
58. Authorize an increase in the construction contract with OCI-Omega Contracting, Inc., for the repair of an additional existing levee utility line crossing in the Dallas Floodway System for the 100-Year Levee Remediation - Utility Mitigation and Other Improvements - Not to exceed \$39,927, from \$577,224 to \$617,151 - Financing: 2006 Bond Funds
[12-1660; APPROVED]
59. Authorize Supplemental Agreement No. 3 to the professional services contract with HDR Engineering, Inc. for additional engineering services needed for the Ricketts Branch Detention Basin to prepare and submit a Federal Emergency Management Agency (FEMA) Letter of Map Revision to FEMA - Not to exceed \$39,687, from \$529,269 to \$568,956 - Financing: 2003 Bond Funds
[12-1661; APPROVED]

Water Utilities

60. Authorize a Utility Attachment Agreement for On-System Bridges with the State of Texas, acting through the Texas Department of Transportation, for the City's use of the Preston Road bridge crossing over Interstate Highway 635 (Lyndon B. Johnson Freeway) to attach a City of Dallas waterline - Financing: No cost consideration to the City
[12-1662; APPROVED]
61. Authorize a contract with Magnus Pacific Corporation to purchase untreated water from the Elm Fork water supply system for a period of one year, from July 1, 2012 to June 30, 2013 for use in the Trinity River levee cutoff wall construction - Estimated Revenue: \$5,887
[12-1663; APPROVED AS AN INDIVIDUAL ITEM]
62. Authorize a contract for the cleaning and rehabilitation of the Bachman Water Treatment Plant Sludge Lagoon No. 2 and the Elm Fork Water Treatment Plant Sludge Lagoons A, B, and C - Oscar Renda Contracting, Inc., lowest responsible bidder of five - Not to exceed \$18,215,000 - Financing: Water Utilities Capital Improvement Funds
[12-1664; APPROVED]

CONSENT AGENDA (Continued)

Water Utilities (Continued)

63. Authorize a contract for the construction of the Eastside Water Treatment Plant filter to waste and electrical improvements project - AUI Contractors, LLC, lowest responsible bidder of nine - Not to exceed \$21,970,756 - Financing: Water Utilities Capital Improvement Funds
[12-1665; APPROVED]
64. Authorize a contract for the restoration of the exterior envelope of the White Rock Pump Station and security improvements at White Rock Pump Station and Hoyle Avenue Operations Facility - Chamberlin Dallas, LLC, lowest responsible bidder of three - Not to exceed \$1,572,266 - Financing: Water Utilities Capital Construction Funds
[12-1666; APPROVED]
65. Authorize a design-build contract with CH2M HILL Engineers, Inc. for the renewal of the Sunbeam Junction Structure located within the City of Dallas wastewater collection system - Not to exceed \$273,673 - Financing: Water Utilities Capital Improvement Funds
[12-1667; APPROVED]
66. Authorize a professional services contract with Conley Group to provide architectural and engineering services to perform condition assessment of the roof and HVAC systems at the Water Utilities Department's 230 facilities - Not to exceed \$1,897,800 - Financing: Water Utilities Capital Construction Funds
[12-1668; APPROVED]

ITEMS FOR INDIVIDUAL CONSIDERATION

City Secretary's Office

67. 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)
[12-1669 AND 12-1670; INDIVIDUAL AND FULL COUNCIL; APPOINTMENTS MADE TO BOARDS AND COMMISSIONS]

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

Sustainable Development and Construction

68. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Fanny Frances Reece Price, of approximately 2,502 square feet of land located near the intersection of Thedford and Victoria Avenues for the K. B. Polk Park Expansion Project - Not to exceed \$21,700 (\$20,000 plus closing costs and title expenses not to exceed \$1,700) - Financing: 2006 Bond Funds
[12-1671; APPROVED]
69. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Pan Coastal Limited PS of approximately 2,736 square feet of land located at Cesar Chavez Boulevard and Pacific Street for the Central Expressway from Commerce to Live Oak Realignment Project - Not to exceed \$115,500 (\$110,000 plus closing costs and title expenses not to exceed \$5,500) - Financing: 2006 Bond Funds
[12-1672; APPROVED]
70. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from CJT Partnership & Trust 12 of approximately 3,624 square feet of land located near the intersection of Elm Street and Cesar Chavez Boulevard for the Central Expressway from Commerce to Live Oak Realignment Project - Not to exceed \$122,000 (\$120,000 plus closing costs and title expenses not to exceed \$2,000) - Financing: 2006 Bond Funds
[12-1673; APPROVED]
71. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from FTL Associates, LTD of approximately 4,500 square feet of land located near the intersection of Main Street and Cesar Chavez Boulevard for the Central Expressway from Commerce to Live Oak Realignment Project - Not to exceed \$155,500 (\$150,000 plus closing costs and title expenses not to exceed \$5,500) - Financing: 2006 Bond Funds
[12-1674; APPROVED]
72. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Dallas 2224 Elm, LTD. of approximately 1,620 square feet of land located near the intersection of Elm Street and Cesar Chavez Boulevard for the Central Expressway from Commerce to Live Oak Realignment Project - Not to exceed \$222,500 (\$220,000 plus closing costs and title expenses not to exceed \$2,500) - Financing: 2006 Bond Funds
[12-1675; APPROVED]

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

Sustainable Development and Construction (Continued)

73. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from City Park-A-Lot, LP of approximately 4,500 square feet of land located near the intersection of Main Street and Cesar Chavez Boulevard for the Central Expressway from Commerce to Live Oak Realignment Project - Not to exceed \$245,500 (\$240,000 plus closing costs and title expenses not to exceed \$5,500) - Financing: 2006 Bond Funds
[12-1676; APPROVED]
74. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Hymie Schwartz Trust & Jeannette Schwartz Trust of approximately 2,250 square feet of land located near the intersection of Elm Street and Cesar Chavez Boulevard for the Central Expressway from Commerce to Live Oak Realignment Project - Not to exceed \$403,500 (\$400,000 plus closing costs and title expenses not to exceed \$3,500) - Financing: 2006 Bond Funds
[12-1677; APPROVED]
75. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Tomaino Properties, LP of approximately 12,389 square feet of land located near the intersection of Elm Street and Central Expressway for the Central Expressway from Commerce to Live Oak Realignment Project - Not to exceed \$413,500 (\$410,000 plus closing costs and title expenses not to exceed \$3,500) - Financing: 2006 Bond Funds
[12-1678; APPROVED]
76. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Harvard Partners I, LLC of approximately 2,880 square feet of land located near the intersection of Elm Street and Cesar Chavez Boulevard for the Central Expressway from Commerce to Live Oak Realignment Project - Not to exceed \$757,000 (\$750,000 plus closing costs and title expenses not to exceed \$7,000) - Financing: 2006 Bond Funds
[12-1679; APPROVED]
77. Authorize settlement in lieu of proceeding with condemnation of a tract of land containing approximately 27,559 square feet from Soon A. Song and Hyun Jin Park located near the intersection of Seagoville Road and Interstate Highway I20 for the Southwest 120/96-inch Water Transmission Pipeline Project - Not to exceed \$126,378 (\$124,078 plus closing costs and title expenses not to exceed \$2,300) - Financing: Water Utilities Capital Improvement Funds
[12-1680; APPROVED]

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

DESIGNATED PUBLIC SUBSIDY MATTERS

Economic Development

78. Authorize a Chapter 380 economic development grant agreement pursuant to the Public/Private Partnership Program with Reel FX, Inc. to offset development costs associated with its headquarters retention at 301 North Crowdus Street, Dallas, Texas - Not to exceed \$1,750,000 - Financing: Public/Private Partnership Funds
[12-1681; APPROVED]

Sports Arena TIF District
- Victory Sub-district

Note: Item Nos. 79 and 80
must be considered collectively.

79. * Authorize **(1)** a development agreement with Victory Park UST Joint Venture I, LP, to dedicate future TIF revenues, pursuant to the Sports Arena TIF District Grant Program to reimburse costs related to planning efforts related to parking, vehicular and pedestrian circulation, place making and retail design for the Victory Sub-district of Tax Increment Financing Reinvestment Zone Seven (Sports Arena TIF District), and **(2)** the Sports Arena TIF District Board of Directors to dedicate an amount not to exceed \$400,000 in the form of a TIF Grant from future Victory Sub-district Sports Arena TIF District revenues, in accordance with the development agreement - Not to exceed \$400,000 - Financing: Sports Arena TIF District Funds
[12-1682; APPROVED]
80. * A resolution declaring the intent of Tax Increment Financing District Reinvestment Zone Number Seven (Sports Arena TIF District) to reimburse Victory Park UST Joint Venture I, LP, up to \$400,000, for project costs pursuant to the development agreement with Victory Park UST Joint Venture I, LP - Financing: No cost consideration to the City
[12-1683; APPROVED]

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

DESIGNATED PUBLIC SUBSIDY MATTERS (Continued)

Economic Development (Continued)

Cedars TIF District

Note: Item Nos. 81 and 82
must be considered collectively.

81. * Authorize **(1)** a development agreement with CCH Lamar Partners I, L.P. to dedicate TIF revenues for the design and construction of public improvements related to the South Side Pedestrian Improvement Project in the Cedars TIF District; and **(2)** the Cedars TIF District Board of Directors to dedicate up to \$207,830 from Cedars TIF District revenues in accordance with the development agreement - Total not to exceed \$207,830 - Financing: Cedars TIF District Funds
[12-1684; APPROVED]
82. * A resolution declaring the intent of Tax Increment Financing Reinvestment Zone Number Four (Cedars TIF District) to reimburse CCH Lamar Partners I, L.P. up to \$207,830 for certain TIF-eligible project costs related to the South Side Pedestrian Improvement Project in the Cedars TIF District - Financing: No cost consideration to the City
[12-1685; APPROVED]

PUBLIC HEARINGS AND RELATED ACTIONS

Sustainable Development and Construction

ZONING CASES – CONSENT
[12-1686; APPROVED]

83. 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 less than 3,500 square feet on property zoned a CR-D-1 Community Retail District with a D-1 Liquor Control Overlay on the northwest corner of Seagoville Road and South Belt Line 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
Z112-108(MW)
[12-1687; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 28688]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

ZONING CASES - CONSENT (Continued)

84. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a Truck stop on property zoned an IR Industrial Research District and an ordinance terminating a portion of Specific Use Permit No. 98 for a Quarrying and Mining Operation use on the southeast corner of North Westmoreland Road and West Commerce Street
Recommendation of Staff and CPC: Approval of a Specific Use Permit for a ten-year period with eligibility for automatic renewals for additional ten-year periods, subject to a site plan, landscape plan, and conditions, and approval of the termination of a portion of Specific Use Permit No. 98
Z112-190(RB)
[12-1688; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE NOS. 28689 AND 28690]
85. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District on property zoned Subdistrict 1 within Planned Development District No. 535, the C. F. Hawn Special Purpose District No. 3, and an IM Industrial Manufacturing District on the north side of C. F. Hawn Freeway, west of Haymarket Road
Recommendation of Staff and CPC: Approval, subject to a development/landscape plan and conditions
Z112-200(MW)
[12-1689; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 28691]
86. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to and expansion of the Tract 1 portion of Planned Development District No. 486 for a Community service center, Retirement Housing, and Certain Nonresidential Uses on property zoned a CH Clustered Housing District and Planned Development District No. 486 in an area generally bounded by Bank Street, Gurley Avenue, Carroll Avenue and Parry Avenue
Recommendation of Staff and CPC: Approval, subject to a conceptual plan, Tract 1 development plan, and conditions
Z112-223(RB)
[12-1690; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 28692]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

ZONING CASES - INDIVIDUAL

87. A public hearing to receive comments regarding an application for a CS Commercial Service District on property zoned an R-7.5(A) Single Family District on the southeast corner of Marine Way and Stillwell Boulevard and an ordinance granting an NO(A) Neighborhood Office District
Recommendation of Staff and CPC: Approval of an NO(A) Neighborhood Office District in lieu of a CS Commercial Service District
Z090-239(WE)
[12-1691; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE AND DEED RESTRICTIONS TO COME BACK AT A LATER DATE]
88. 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 less than 3,500 square feet on property zoned a CR-D-1 Community Retail District with a D-1 Liquor Control Overlay on the northwest corner of Lake June Road and North Jim Miller Road
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 two-year period, subject to a site plan and conditions
Z112-111(WE)
[12-1692; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 28693]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

ZONING CASES – INDIVIDUAL (Continued)

89. A public hearing to receive comments regarding an application for and an ordinance granting the creation of a new Subdistrict on property within the Subdistrict 2 portion of Planned Development District No. 534, the C. F. Hawn Special Purpose District No. 2, with a D-1 Liquor Control Overlay, and an ordinance granting a Specific Use Permit for an Office/showroom warehouse use on the southwest line of C. F. Hawn Freeway, southeast of Big Oaks Drive

Recommendation of Staff: Approval of a new Subdistrict, subject to conditions with retention of the D-1 Liquor Control Overlay and approval of a Specific Use Permit for an Office/showroom warehouse for a fifteen-year period with eligibility for automatic renewals for additional fifteen-year periods, subject to a site plan and conditions

Recommendation of CPC: Approval of a new Subdistrict, subject to conditions with retention of the D-1 Liquor Control Overlay and approval of a Specific Use Permit for an Office/showroom warehouse for a twenty-year period with eligibility for automatic renewals for additional twenty-year periods, subject to a site plan and conditions

Z112-114(RB)

[12-1693; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE NOS. 28694 AND 28695]

90. 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)

[12-1694; DELETED ON THE ADDENDUM]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

ZONING CASES - INDIVIDUAL (Continued)

91. 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 store of less than 3,500 square feet on property zoned an RR-D-1 Regional Retail District with a D-1 Liquor Control Overlay, south of Great Trinity Forest Way (Loop 12), east of Oklaumon Drive
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 two-year period, subject to a site plan and conditions
Z112-188(WE)
[12-1695; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 28696]
92. 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 MF-2(A) Multifamily Subdistrict uses on property zoned an MF-2(A) Multifamily Subdistrict, an NC Neighborhood Commercial Subdistrict and a CC Community Commercial Subdistrict within Planned Development District No. 595, the South Dallas/Fair Park Special Purpose District, on the north side of Grand Avenue, between South Good Latimer Expressway and South Malcolm X Boulevard
Recommendation of Staff and CPC: Approval, subject to a development plan, landscape plan, traffic management plan and conditions
Z112-214(WE)
[12-1696; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 28697]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

93. A public hearing to receive comments regarding an application for and an ordinance granting an IM Industrial Manufacturing District and a resolution accepting the deed restrictions volunteered by the applicant and an ordinance granting a Specific Use Permit for a Metal salvage facility on property zoned an IR Industrial Research District on the north line of Northwest Highway, east of Luna Road

Recommendation of Staff and CPC: Approval of an IM Industrial Manufacturing District, subject to deed restrictions volunteered by the applicant, and approval of a Specific Use Permit for a Metal salvage facility for a three-year period, with eligibility for automatic renewal for additional three-year periods, subject to a site plan and conditions

Z112-156(RB)

Note: This item was considered by the City Council at a public hearing on June 13, 2012, and was taken under advisement until June 27, 2012, with the public hearing open.

[12-1697; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE NOS. 28698 AND 28699]

DESIGNATED ZONING CASES - INDIVIDUAL

94. 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)

[12-1698; HEARING OPEN; HOLD UNDER ADVISEMENT UNTIL AUGUST 8, 2012]

DEVELOPMENT CODE AMENDMENTS - INDIVIDUAL

95. A public hearing to receive comments regarding consideration of amendments to the Dallas Development Code to develop appropriate standards for alcoholic beverage manufacturing including establishing specific regulations for microbreweries, micro-distilleries and wineries and an ordinance granting the amendments

Recommendation of Staff and CPC: Approval

DCA112-003

[12-1699; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE 28700]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

THOROUGHFARE PLAN AMENDMENTS

Sustainable Development and Construction

96. A public hearing to receive comments to amend the City of Dallas Thoroughfare Plan to change the dimensional classification of Walnut Hill Lane from Luna Road to Stemmons Freeway (IH-35) from a six-lane divided roadway S-6-D* within 107 feet of right-of-way to a special four-lane divided roadway (SPCL 4-D) within 110 feet of right-of-way; and at the close of the hearing, authorize an ordinance implementing the change - Financing: No cost consideration to the City
[12-1700; HEARING CLOSED; APPROVED; ORDINANCE 28701]
97. A public hearing to receive comments to amend the Central Business District (CBD) Streets and Vehicular Circulation Plan to: **(1)** reduce the right-of-way on Main Street from Akard Street to Ervay Street from 80 feet to 76 feet; and **(2)** change the operational characteristic of Commerce Street from Houston Street to Cesar Chavez Boulevard from five lanes eastbound to four lanes eastbound within 80 feet of right-of-way; and at the close of the hearing, authorize an ordinance implementing the change - Financing: No cost consideration to the City
[12-1701; HEARING CLOSED; APPROVED; ORDINANCE 28702]

MISCELLANEOUS HEARINGS

Office of Management Services

98. 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 Continental Electronics Corporation located near the intersection of Buckner Boulevard and Hoyle Avenue and adjacent street rights-of-way, authorize issuance of an MSD ordinance, and support the issuance of an MSD certificate to Continental Electronics Corporation by the Texas Commission on Environmental Quality - Financing: No cost consideration to the City
Recommendation of Staff: Approval
[12-1702; HEARING CLOSED; APPROVED; ORDINANCE 28703]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS (Continued)

Park & Recreation

99. A public hearing to receive comments on the proposed use of a portion of Joey Georgusis Park, totaling approximately 28,716 square feet of land, for the realignment and widening of Chalk Hill Road; and at the close of the hearing, consideration of a resolution authorizing the use - Financing: No cost consideration to the City
[12-1703; HEARING CLOSED; APPROVED]

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

Economic Development

Cummins Southern Plains, LLC

Note: Item Nos. 100, 101 & 102 must be considered collectively.

100. * A public hearing to receive comments concerning the creation of City of Dallas Reinvestment Zone No. 78 located at the northwest corner of Mountain Creek Parkway and Interstate-20 in Dallas, Texas; and, at the close of the hearing, consideration of **(1)** an ordinance creating City of Dallas Reinvestment Zone No. 78; and **(2)** a 50 percent real property tax abatement for seven years with Cummins Southern Plains, LLC associated with the development of an equipment and engine re-manufacturing facility - Financing: No cost consideration to the City
[12-1704; HEARING CLOSED]
101. * An ordinance designating the approximately 20 acres of property located at the northwest corner of Mountain Creek Parkway and Interstate-20 in Dallas as City of Dallas Reinvestment Zone No. 78, for the purpose of granting economic development incentives to Cummins Southern Plains, LLC, establishing the boundaries of the Reinvestment Zone and providing for an effective date - Financing: No cost consideration to the City
[12-1705; APPROVED; ORDINANCE 28704]
102. * Authorize a real property tax abatement agreement with Cummins Southern Plains, LLC located at the northwest corner of Mountain Creek Parkway and Interstate-20 in Dallas in the amount of 50 percent on the value of new real property for seven years in accordance with the City's Public/Private Partnership Program - Revenue: First year revenue estimated at \$70,654; seven-year revenue estimated at \$474,366; (Estimated revenue foregone for a seven-year new real property abatement estimated at \$474,366)
[12-1706; APPROVED]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS (Continued)

Economic Development (Continued)

103. Authorize an application to the Office of the Governor Economic Development and Tourism through the Economic Development Bank nominating Cummins Southern Plains, LLC located at the northwest corner of Mountain Creek Parkway and Interstate-20 in Dallas to receive designation as an Enterprise Project under the Texas Enterprise Zone Act, as amended (Government Code, Chapter 2303) - Financing: No cost consideration to the City
[12-1707; APPROVED]

Public Works Department

104. A public hearing to receive comments on the proposed 2012 Capital Bond Program - Financing: No cost consideration to the City
[12-1708; HEARING CLOSED]

**ANNOTATED ADDENDUM
SUPPLEMENTAL ADDENDUM TO THE REVISED ADDENDUM
CITY COUNCIL MEETING
JUNE 27, 2012
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A. M.**

ADDITIONS:

Closed Session
[12-1709; HELD]

6ES

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

- Legal issues under the Texas Public Information Act regarding requests for personally identifiable information

CONSENT ADDENDUM

Aviation

1. Authorize an application for and acceptance of a grant from the Federal Aviation Administration for the federal share of the eligible capital improvement projects at Dallas Love Field - Not to exceed \$3,435,277 - Financing: Federal Aviation Administration Airport Improvement Program Grant Funds
[12-1710; APPROVED]

Business Development & Procurement Services

2. An ordinance amending Chapter 2 of the Dallas City Code to: **(1)** provide that a preference may be given to local businesses in awarding City contracts under certain circumstances; **(2)** raise the thresholds on when City contracts must be competitively bid or approved by the City Council as authorized by state law; and **(3)** raise the thresholds on when settlements of claims against the City must be approved by the City Council - Financing: This action has no cost consideration to the City
[12-1711; APPROVED AS AN INDIVIDUAL ITEM; ORDINANCE 28705]

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Business Development & Procurement Services (Continued)

3. Authorize a three-year service contract, with two one-year renewal options, for a workforce leadership development program - Finish Well Companies, Inc. dba Global Bridgebuilders, most advantageous proposer of four - Not to exceed \$800,000 - Financing: Current Funds (\$515,000), Water Utilities Current Funds (\$225,000) and Aviation Current Funds (\$60,000) (subject to annual appropriations)
[12-1712; APPROVED]
4. Authorize a five-year service contract for maintenance, support and upgrades for the Citizen Request Management System - Motorola Solutions, Inc. through the Houston-Galveston Area Council of Governments Purchasing Cooperative - Not to exceed \$1,835,653 - Financing: Current Funds (subject to annual appropriations)
[12-1713; APPROVED]
5. Authorize **(1)** a five-year service contract for maintenance, support and upgrade of the Kronos system in the amount of \$800,063; and **(2)** a five-year master agreement for hardware and software for the Kronos system in the amount of \$572,541 - Kronos Incorporated, most advantageous proposer of two - Total not to exceed \$1,372,604 - Financing: Current Funds (subject to annual appropriations)
[12-1714; APPROVED]
6. Authorize Supplemental Agreement No. 1 to increase the maintenance and support service contract with Orion Communications, Inc. to provide enhancements to the Orion Communications software applications utilized by Police and Court and Detention Services for court case scheduling and to extend the term through January 31, 2015 - Not to exceed \$172,765, from \$223,870 to \$396,635 - Financing: Current Funds
[12-1715; APPROVED]
7. Authorize an acquisition contract for the purchase and implementation of a ballistic identification system - Forensic Technology WAI, Inc., Sole Source - Not to exceed \$153,000 - Financing: Office of the Governor, Criminal Justice Division State Grant Funds
[12-1716; APPROVED]

CONSENT ADDENDUM (Continued)

Business Development & Procurement Services (Continued)

8. Authorize **(1)** an acquisition contract for the purchase and implementation of an enterprise virtual tape library system and decommission of the existing system in the amount of \$1,580,304; **(2)** a six-year service contract for maintenance and support of the virtual tape library system in the amount of \$726,052 - PetroSys Solutions, Inc. dba PSI Technology, most advantageous proposer of four; and **(3)** an increase in appropriations in the amount of \$1,580,304, from \$19,373,020 to \$20,953,324 in the Municipal Lease Agreement Fund - Total not to exceed \$2,306,356 - Financing: Municipal Lease Agreement Funds (\$1,580,304) and Current Funds (\$726,052) (subject to annual appropriations)
[12-1717; APPROVED]

9. Authorize **(1)** a five-year acquisition contract for the purchase and implementation of enterprise servers - Thomas Gallaway Corporation dba Technologent in the amount of \$1,559,835; **(2)** a five-year acquisition contract for the purchase and implementation of enterprise servers - Hewlett Packard Company in the amount of \$1,022,048, through the Department of Information Resources, State of Texas Cooperative contract; **(3)** a five-year service contract for maintenance and support of existing servers - Thomas Gallaway Corporation dba Technologent in the amount of \$805,912; and **(4)** a five-year service contract for system architecture, server management, configurations, and implementation - Hewlett Packard Company in the amount of \$837,737 through the Department of Information Resources, State of Texas Cooperative contract, most advantageous proposers of five - Total not to exceed \$4,225,532 - Financing: Current Funds (subject to annual appropriations)
[12-1718; APPROVED]

City Attorney's Office

10. An ordinance adding Chapter 8A and an amendment to Chapter 33 of the Dallas City Code to provide: **(1)** licensing procedures, requirements, qualifications, and fees for boarding home facilities; **(2)** requirements and procedures for inspection of boarding home facilities; **(3)** construction, maintenance, reporting, record keeping, education, and care requirements for boarding home facilities; **(4)** requirement for criminal background history checks for the owners, operators, and employees of boarding home facilities; **(5)** food handler requirements for boarding home facilities that serve community meals; and **(6)** updated terminology in Chapter 33 to correspond with changes to Chapter 247 of the Texas Health and Safety Code governing assisted living facilities - Financing: No cost consideration to the City
[12-1719; APPROVED AS AMENDED; ORDINANCE 28706]

**SUPPLEMENTAL ADDENDUM TO THE REVISED ADDENDUM
CITY COUNCIL MEETING
JUNE 27, 2012**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

City Controller's Office

11. Authorize the preparation of plans for issuance in an amount not to exceed \$435,000,000 in Waterworks and Sewer System Revenue Refunding Bonds, Series 2012A/B - Financing: This action has no cost consideration to the City
[12-1720; APPROVED]

Housing/Community Services

12. Authorize an amendment to Resolution No. 12-0167, previously approved on January 11, 2012, to amend the existing conditional grant agreement with Urban Mixed-Use, LLC to extend the construction start date from June 2012 to June 2013 for the construction of thirty-eight residential units as part of the Economic Development Plan for the JB Jackson Transit Area - Financing: No cost consideration to the City
[12-1721; APPROVED]
13. Authorize acquisition of one parcel improved with a vacant multifamily residential structure located at 3015 Grand Avenue for the redevelopment of this site (list attached) - Not to exceed \$450,730 (including estimated closing costs and title expenses) - Financing: 2010-11 Community Development Block Grant Funds (\$430,730) and Current Funds (\$20,000)
[12-1722; APPROVED]

Office of Cultural Affairs

14. Authorize a contract with the Museum of African American Life and Culture for services provided to the City through the Cultural Services Contracts Program during the period October 1, 2011 through September 30, 2012 - Not to exceed \$108,828 - Financing: Current Funds
[12-1723; APPROVED]

**SUPPLEMENTAL ADDENDUM TO THE REVISED ADDENDUM
CITY COUNCIL MEETING
JUNE 27, 2012**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Office of Financial Services

15. A resolution removing a requirement that Time Warner Cable, Inc. ("Time Warner Cable") provide free service to schools when operating under a State-Issued Cable Franchise; and providing an effective date - Financing: No cost consideration to the City
[12-1724; APPROVED]

Public Works Department

16. Authorize an increase in the construction contract with Lee Lewis Construction, Inc. for the removal and replacement of concrete floor for the Lobby A and A/B Prefunction Area Interior Improvement Project at the Dallas Convention Center - Not to exceed \$171,333, from \$1,329,155 to \$1,500,488 - Financing: 2009 Convention Center Revenue Bonds
[12-1725; APPROVED]
17. Authorize an increase in the construction contract with Ratcliff Constructors, LP to the 2014 Main Street Municipal Building Annex Renovation Project for updated plan modifications that comply with amended program requirements including modifications to the mechanical, electrical and plumbing system, security enhancements, elevator upgrades, new electrical switchgear and new water utility service - Not to exceed \$646,172, from \$9,286,644 to \$9,932,816 - Financing: 2006 Bond Funds (\$616,706) and Current Funds (\$29,466)
[12-1726; APPROVED]

**SUPPLEMENTAL ADDENDUM TO THE REVISED ADDENDUM
CITY COUNCIL MEETING
JUNE 27, 2012**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Sustainable Development and Construction

18. Authorize an amended and restated lease agreement with Cobalt Industrial REIT to: **(1)** extend the lease term for an additional ten years with one five-year renewal option; and **(2)** amend the current leased square footage for office/classroom space of approximately 46,730 square feet to include an additional 11,371 square feet of office/classroom space for a total of approximately 58,101 square feet of space located at 5310 and 5610 Red Bird Center Drives, for the continued use of a Police Training and Education Academy and a vehicle obstacle course, for the extended period of August 1, 2012 through July 31, 2022, plus additional rental for leasehold improvements for the expansion space, in an amount not to exceed \$1,266,284 (additional base monthly rental during extended and amended term \$7,826,391) - Total not to exceed \$9,092,675 - Financing: Current Funds (subject to annual appropriations)
[12-1727; APPROVED]

19. An ordinance amending Chapter 52, "Administrative Procedures for the Construction Codes," of the Dallas City Code, as amended; providing definitions for temporary structures and value or valuation, requiring research reports when supporting data is necessary to assist in the evaluation of alternate materials or methods of construction, amending the requirements for approval of alternate materials or methods of construction, amending the minimum requirements for a person to be considered for the position of building official, amending the scope of work that does not require a permit, correcting the occupancy of the alternative provisions section, adding provisions on withholding permits and inspections, and providing for fee exemptions for work involving structures owned by the United States or the State of Texas that are devoted exclusively to governmental use in Chapter 52; providing a penalty not to exceed \$2,000; providing a saving clause; providing a severability clause; and providing an effective date - Financing: No cost consideration to the City
[12-1728; APPROVED; ORDINANCE 28707]

**SUPPLEMENTAL ADDENDUM TO THE REVISED ADDENDUM
CITY COUNCIL MEETING
JUNE 27, 2012**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Sustainable Development and Construction (Continued)

20. An ordinance amending Ordinance No. 28485, which abandoned portions of two street and utility easements, two drainage easements, two water easements, and four utility easements to Lovers Tradition, LP, to allow for the dedication of needed right-of-way by separate instrument and/or replat, to extend the dedication deadline from one year to eighteen months and to extend the deadline to complete certain paving and drainage infrastructure requirements from one year to eighteen months - Revenue: \$5,400 plus the \$20 ordinance publication fee
[12-1729; APPROVED; ORDINANCE 28708]

21. An ordinance abandoning a portion of Llewellyn Avenue to Jose´ Fuentes Co., Inc., the abutting owner, containing approximately 5,917 square feet of land located near the intersection of Seventh Street and Llewellyn Avenue and authorizing the quitclaim - Revenue: \$65,088 plus the \$20 ordinance publication fee
[12-1730; APPROVED; ORDINANCE] 28709]

Trinity Watershed Management

22. Authorize a construction contract with AUI Contractors, LP, lowest responsible bidder of eight, for the construction of the Levee Drainage System - Hampton-Oak Lawn Sump, also referred to as the Baker Pump Station - Not to exceed \$37,869,184 - Financing: 2006 Bond Funds
[12-1731; APPROVED]

23. Authorize Supplemental Agreement No. 4 to the professional services contract with Jacobs Engineering Group, Inc., for additional design services on the Levee Drainage System - Hampton-Oak Lawn Sump also referred to as Baker Pump Station to complete the design of the sump improvements including the evaluation of the hydraulic conditions within the discharge pipe, respond to U.S. Army Corps of Engineers (USACE) approval process, and additional construction management services - Not to exceed \$1,500,000, from \$14,023,440 to \$15,523,440 - Financing: 2006 Bond Funds
[12-1732; APPROVED]

**SUPPLEMENTAL ADDENDUM TO THE REVISED ADDENDUM
CITY COUNCIL MEETING
JUNE 27, 2012**

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Trinity Watershed Management (Continued)

24. Authorize Supplemental Agreement No. 2 to the contract with Oncor Electric Delivery Company LLC to increase the escrow of City funds for disbursement of the City's twenty-five percent share of the incremental cost to underground approximately 0.7 miles of the Public Utility Commission of Texas approved 345-kilovolt West Levee to Norwood transmission line from the West Levee switching station to near Sylvan Avenue - Not to exceed \$1,084,421, from \$4,500,000 to \$5,584,421 - Financing: 1998 Bond Funds
[12-1733; APPROVED]

25. Authorize acquisition from Oncor Electric Delivery Company, LLC of approximately 2,859 square feet of land improved with a fence and related electrical improvements which require relocation and the conveyance of an easement to Oncor containing approximately 2,112 square feet, both located near the intersection of Sylvan Avenue and Morris Street for the Sylvan Bridge Project - Not to exceed \$181,431 (\$29,431 plus closing costs and title expenses not to exceed \$2,000, plus a relocation expense not to exceed \$150,000) - Financing: 2006 Bond Funds
[12-1734; APPROVED]

26. Authorize settlement, in lieu of proceeding with condemnation, for four unimproved tracts of land containing a total of approximately 73,441 square feet from TKD Mapleshade, LLC located on Creek Drive near its intersection with Cross Timbers Lane for the McKamy Branch (Upper) Project - Not to exceed \$447,376 (\$440,646 plus closing costs and title expenses not to exceed \$6,730) - Financing: 2003 Bond Funds
[12-1735; APPROVED]

**SUPPLEMENTAL ADDENDUM TO THE REVISED ADDENDUM
CITY COUNCIL MEETING
JUNE 27, 2012**

ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION

DESIGNATED PUBLIC SUBSIDY MATTERS

Housing/Community Services

27. Authorize a loan in the amount of \$3,653,000 to Cadillac Apartments LLC for development costs associated with the construction of Cadillac Apartments, a 164-unit multifamily residential development for low income permanent supportive housing, to be located at the Southwest corner of Cadiz and South Ervay Streets, contingent upon award of Texas Department of Housing and Community Affairs (TDHCA) 9% low-income housing tax credits (LIHTC) for 2012 - Total not to exceed \$3,653,000 - Financing: 2012-13 HOME Investment Partnership Program Grant Funds (subject to appropriations)
[12-1736; DENIED]

28. Authorize **(1)** a loan in an amount of \$2,000,000 to EVERgreen Residential Ltd. for development costs associated with the construction of EVERgreen Residences, a 130-unit multifamily residential development for low income permanent supportive housing for families, to be located at 1701 Canton Street, contingent upon award of Texas Department of Housing and Community Affairs (TDHCA) 9% low-income housing tax credits (LIHTC) for 2012; and **(2)** a set aside of up to \$2,603,720 for the acquisition and site improvements at the 1701 Canton Street contingent upon award of TDHCA 9% LIHTC for the EVERgreen Residences for 2012 - Total not to exceed \$4,603,720 - Financing: 2010-11 HOME Investment Partnership Program Grant Funds (\$2,000,000), 2005 Bond Funds (\$620,000) and 2012-13 Community Development Block Grant Funds (\$1,983,720) (subject to appropriations)
[12-1737; APPROVED]

**SUPPLEMENTAL ADDENDUM TO THE REVISED ADDENDUM
CITY COUNCIL MEETING
JUNE 27, 2012**

ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

DESIGNATED PUBLIC SUBSIDY MATTERS (Continued)

Housing/Community Services (Continued)

29. Authorize a loan in the amount of \$475,000 to Frazier HS, L.P. for development costs associated with the construction of Hatcher Square, a 136-unit multifamily residential development for low income families, to be located at 4600 Scyene Road, contingent upon award of Texas Department of Housing and Community Affairs (TDHCA) 9% low-income housing tax credits (LIHTC) for 2012 -Total not to exceed \$475,000 - Financing: 2011-12 HOME Investment Partnership Program Grant Funds
[12-1738; APPROVED]

Trinity Watershed Management

30. Authorize an Interlocal Agreement with the Texas Department of Transportation to establish responsibilities for construction funding for the bicycle and pedestrian components of the Margaret McDermott (IH30) Bridge over the Trinity River - Financing: This action has no cost consideration to the City
[12-1739; APPROVED]

DELETION:

Sustainable Development and Construction

90. 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)
[12-1694]