

**ANNOTATED AGENDA
CITY COUNCIL MEETING
AUGUST 8, 2012
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:02 A.M. – 4:25 P.M.**

Invocation and Pledge of Allegiance (Council Chambers)
[12-1872]

Agenda Item/Open Microphone Speakers
[12-1873]

VOTING AGENDA

1. Approval of Minutes of the June 27, 2012 City Council Meeting
[12-1874; APPROVED]

CONSENT AGENDA
[12-1875; APPROVED]

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
[12-1876; APPROVED]
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)
[12-1877; APPROVED]

CONSENT AGENDA (Continued)

Business Development & Procurement Services (Continued)

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)
[12-1878; APPROVED]

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)
[12-1879; APPROVED]

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)
[12-1880; APPROVED]

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)
[12-1881; APPROVED]

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)
[12-1882; APPROVED]

CONSENT AGENDA (Continued)

Business Development & Procurement Services (Continued)

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)
[12-1883; APPROVED]
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)
[12-1884; APPROVED]
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
[12-1885; APPROVED]
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
[12-1886; APPROVED]
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
[12-1887; APPROVED]
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
[12-1888; APPROVED]

CONSENT AGENDA (Continued)

Business Development & Procurement Services (Continued)

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
[12-1889; APPROVED]
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)
[12-1890; APPROVED]
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
[12-1891; APPROVED]
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)
[12-1892; APPROVED]
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
[12-1893; APPROVED]
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)
[12-1894; APPROVED]

CONSENT AGENDA (Continued)

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
[12-1895; APPROVED AS AN INDIVIDUAL ITEM]
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
[12-1896; APPROVED AS AN INDIVIDUAL ITEM]

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
[12-1897; APPROVED; ORDINANCE 28710]
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
[12-1898; APPROVED; ORDINANCE 28711]

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
[12-1899; APPROVED]

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
[12-1900; APPROVED]

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 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
[12-1901; APPROVED]

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
[12-1902; APPROVED]

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
[12-1903; APPROVED]

CONSENT AGENDA (Continued)

Housing/Community Services (Continued)

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
[12-1904; APPROVED]

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
[12-1905; APPROVED]

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)
[12-1906; APPROVED]

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
[12-1907; APPROVED]

CONSENT AGENDA (Continued)

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
[12-1908; APPROVED]

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
[12-1909; APPROVED]
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
[12-1910; APPROVED AS AN INDIVIDUAL ITEM]
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
[12-1911; APPROVED]

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
[12-1912; APPROVED]

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
[12-1913; APPROVED AS AN INDIVIDUAL ITEM]

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
[12-1914; APPROVED AS AN INDIVIDUAL ITEM]

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)
[12-1915; APPROVED AS AN INDIVIDUAL ITEM]

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
[12-1916; APPROVED AS AN INDIVIDUAL ITEM]

CONSENT AGENDA (Continued)

Public Works Department (Continued)

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)
[12-1917; APPROVED AS AN INDIVIDUAL ITEM]
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
[12-1918; APPROVED AS AN INDIVIDUAL ITEM]

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
[12-1919; DELETED AT THE MEETING]
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
[12-1920; APPROVED]
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
[12-1921; APPROVED]

CONSENT AGENDA (Continued)

Sustainable Development and Construction (Continued)

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
[12-1922; APPROVED; ORDINANCE 28712]
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
[12-1923; APPROVED; ORDINANCE 28713]
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
[12-1924; APPROVED; ORDINANCE 28714]
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
[12-1925; APPROVED; ORDINANCE 28715]
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
[12-1926; APPROVED; ORDINANCE 28716]

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
[12-1927; APPROVED; ORDINANCE 28717]
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
[12-1928; APPROVED; ORDINANCE 28718]

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
[12-1929; APPROVED]
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
[12-1930; APPROVED]
57. Authorize Supplemental Agreement No. 4 to the professional services contract with Half 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
[12-1931; APPROVED]

CONSENT AGENDA (Continued)

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)
[12-1932; APPROVED]

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
[12-1933; APPROVED]

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
[12-1934; APPROVED]

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
[12-1935; APPROVED]

CONSENT AGENDA (Continued)

Water Utilities (Continued)

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)
[12-1936; APPROVED]
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
[12-1937; APPROVED]
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)
[12-1938; APPROVED]

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)
[12-1939; INDIVIDUAL; APPOINTMENTS MADE TO BOARDS AND COMMISSIONS]

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
[12-1940; APPROVED]

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
[12-1941; APPROVED]
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
[12-1942; APPROVED]

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
[12-1943; APPROVED]

PUBLIC HEARINGS AND RELATED ACTIONS

Sustainable Development and Construction

ZONING CASES - CONSENT
[12-1944; APPROVED]

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)
[12-1945; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 28719]
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)
[12-1946; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE NOS. 28720 AND 28721]
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)
[12-1947; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 28722]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

ZONING CASES - CONSENT (Continued)

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)
[12-1948; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 28723]
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)
[12-1949; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 28724]
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)
[12-1950; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 28725]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

ZONING CASES - CONSENT (Continued)

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)
[12-1951; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 28726]
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)
[12-1952; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 28727]
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)
[12-1953; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE NOS. 28728 AND 28729]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

ZONING CASES - CONSENT (Continued)

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)
[12-1954; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE 28730]

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)
[12-1955; HEARING OPEN; HOLD UNDER ADVISEMENT UNTIL SEPTEMBER 12, 2012]
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)
[12-1956; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE 28731]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

ZONING CASES – INDIVIDUAL (Continued)

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)
[12-1957; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 28732]
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)
[12-1958; HEARING CLOSED; DENIED WITHOUT PREJUDICE]

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)
[12-1959; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED WITH ORDINANCE TO RETURN AT A LATER DATE]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

DESIGNATED ZONING CASES – INDIVIDUAL

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)
[12-1960; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE NOS. 28733, 28734 AND 28735]
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)
[12-1961; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE NO. 28736]

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.
[12-1962; HEARING OPEN; HOLD UNDER ADVISEMENT UNTIL SEPTEMBER 12, 2012]

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
[12-1963; DELETED ON THE ADDENDUM]
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
[12-1964; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 28737]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

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
[12-1965; HEARING CLOSED; APPROVED; ORDINANCE 28738]

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
[12-1966; DELETED ON THE ADDENDUM]

**ADDENDUM
CITY COUNCIL MEETING
AUGUST 8, 2012
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:02 A.M. – 4:25 P.M.**

ADDITIONS:

CONSENT ADDENDUM
[12-1875]

Business Development & Procurement Services

1. Authorize the sale of used medium commercial truck tires through The Cooperative Purchasing Network public auction on July 20, 2012 to Logan and Son Tire in the amount of \$23,150, highest bidder of seven - Revenue: \$23,150
[12-1967; APPROVED]

City Attorney's Office

2. Authorize payment to the Texas Comptroller of Public Accounts to settle all claims concerning sales taxes on green fees at City's golf courses - Not to exceed \$400,000 - Financing: Current Funds
[12-1968; APPROVED AS AN INDIVIDUAL ITEM]

City Controller's Office

3. An ordinance amending Chapter 40A of the Dallas City Code to revise certain provisions of the City of Dallas employees' retirement fund plan to comply with federal law - Financing: No cost consideration to the City
[12-1969; APPROVED; ORDINANCE 28739]

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Street Services

**Citywide Implementation of
Safety Measures at Trail-Road Crossings**

Note: Addendum Item Nos. 4 and 5
must be considered collectively.

4. * Authorize **(1)** an Interlocal Agreement with the Texas Department of Transportation to provide cost reimbursement for the Traffic Control and Safety Treatments for Trail-Road Crossings Project of the Statewide Transportation Enhancement Program Project; **(2)** establishing appropriations in an amount not to exceed \$808,834; and **(3)** payment to the Texas Department of Transportation in the amount of \$7,705 for the City's share of design review, engineering and contingency costs - Not to exceed \$816,539 - Financing: Texas Department of Transportation Grant Funds (\$709,773), 2006 Bond Funds (\$103,684) and Capital Projects Reimbursement Funds (\$3,082)
[12-1970; APPROVED]

**Citywide Implementation of
Safety Measures at Trail-Road Crossings**

Note: Addendum Item Nos. 4 and 5
must be considered collectively.

5. * Authorize **(1)** a Project Specific Agreement with Dallas County for the Traffic Control and Safety Treatments for Trail-Road Crossings Project of the Statewide Transportation Enhancement Program; **(2)** the receipt and deposit of funds from Dallas County into the Texas Department of Transportation Grant Fund in an amount not to exceed \$70,677; and **(3)** increasing appropriations in an amount not to exceed \$70,677 - Not to exceed \$70,677 - Financing: Texas Department of Transportation Grant Funds
[12-1971; APPROVED]

DELETIONS:

Sustainable Development and Construction

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
[12-1963]
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
[12-1966]