

**ANNOTATED AGENDA
CITY COUNCIL MEETING
OCTOBER 23, 2013
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBER, CITY HALL
DALLAS, TEXAS 75201
9:05 A.M. – 4:18 P.M.**

Invocation and Pledge of Allegiance (Council Chamber)

[13-1810]

Agenda Item/Open Microphone Speakers

[13-1811]

VOTING AGENDA

1. Approval of Minutes of the October 8, 2013 City Council Meeting
[13-1812; APPROVED]

CONSENT AGENDA

[13-1813; APPROVED]

Business Development & Procurement Services

2. Authorize a three-year service contract for repair of traffic signal control components - D and J Electronics, lowest responsible bidder of three - Not to exceed \$248,653 - Financing: Current Funds (subject to annual appropriations)
[13-1814; APPROVED]
3. Authorize a three-year service contract for the purchase, service, parts and labor of self-contained breathing apparatus and thermal imagers for Fire-Rescue and Water Utilities - Hoyt Enterprises dba Hoyt Breathing Air Products in the amount of \$1,783,666, Metro Fire Apparatus Specialists, Inc. in the amount of \$498,816 and Koetter Fire Protection, LLC in the amount of \$49,703, lowest responsible bidders of four - Total not to exceed \$2,332,185 - Financing: Current Funds (\$2,095,920) and Water Utilities Current Funds (\$236,265) (subject to annual appropriations)
[13-1815; APPROVED]
4. Authorize the purchase of two heavy-duty trucks and seven sport utility vehicles for Fire-Rescue - Sam Pack's Five Star Ford in the amount of \$222,026 and Chastang's Bayou City Ford in the amount of \$70,967 through the Houston-Galveston Area Council of Governments - Total not to exceed \$292,993 - Financing: Current Funds (\$23,480), Municipal Lease Agreement Funds (\$141,478) and U.S. Department of Homeland Security Grant Funds (\$128,035)
[13-1816; APPROVED]

CONSENT AGENDA (Continued)

Business Development & Procurement Services (Continued)

5. Authorize a two-year master agreement for the purchase of sampling stations and automatic flushing devices with parts and accessories for water mains - HD Supply Waterworks LTD, lowest responsible bidder of three - Not to exceed \$321,528 - Financing: Water Utilities Current Funds
[13-1817; APPROVED]

6. Authorize a two-year master agreement for hot mix asphalt and cold patch materials - APAC-Texas, Inc. in the amount of \$5,571,668, Unique Paving Materials in the amount of \$1,237,816, International Roadway Research, LLP in the amount of \$2,125 and Austin Asphalt, LP in the amount of \$1,125, lowest responsible bidders of four - Total not to exceed \$6,812,734 - Financing: Current Funds (\$5,531,843), Water Utilities Current Funds (\$1,256,341) and Aviation Current Funds (\$24,550)
[13-1818; APPROVED]

7. Authorize a three-year master agreement for the purchase of veterinary drugs and supplies – Butler Schein Animal Health in the amount of \$3,117,945, Bayer Animal Health in the amount of \$1,222,369 and Neogen Corporation in the amount of \$7,979, lowest responsible bidders of six - Total not to exceed \$4,348,293 - Financing: Current Funds
[13-1819; APPROVED]

8. Authorize a three-year master agreement for the purchase of brass fittings - A. Y. McDonald Mfg. in the amount of \$1,512,000, Mueller Company LTD in the amount of \$347,900, Fortiline, Inc. in the amount of \$104,200, Four Star Hose & Supply, Inc. in the amount of \$87,500 and HD Supply Waterworks LTD in the amount of \$2,650, lowest responsible bidders of five - Total not to exceed \$2,054,250 - Financing: Water Utilities Current Funds (\$2,051,350) and Stormwater Drainage Management Current Funds (\$2,900)
[13-1820; APPROVED]

9. Authorize a five-year master agreement for Cisco communication equipment and SmartNet maintenance - AT&T, through the State of Texas Department of Information Resources contract - Not to exceed \$10,996,875 - Financing: Current Funds
[13-1821; APPROVED AS AN INDIVIDUAL ITEM]

City Attorney's Office

10. Authorize settlement of a claim filed by Glenda Anderson, Claim No. 12-00002 - Not to exceed \$63,000 - Financing: Current Funds
[13-1822; APPROVED]

CONSENT AGENDA (Continued)

Code Compliance

11. Authorize **(1)** the establishment of a fund to receive and deposit grants and donations made to Dallas Animal Services; and **(2)** the Dallas Animal Services Grant and Donation Fund to receive a transfer in an amount not to exceed \$16,508 from the Animal Control Enhancement Fund - Financing: This action has no cost consideration to the City
[13-1823; APPROVED]
12. An ordinance amending Chapters 17 of the Dallas City Code to adjust various fees and charges relating to food establishment inspections and regulations - Estimated Annual Revenue Loss: (\$1,037,522)
[13-1824; APPROVED AS AN INDIVIDUAL ITEM; ORDINANCE 29177]

Economic Development

13. Authorize a resolution amending the City of Dallas Public Improvement District (PID) policy for the creation, renewal, administration and management of Public Improvement Districts in accordance with the provisions of Chapter 372 of the Texas Local Government Code, Public Improvement Districts in Municipalities, adopted by Resolution No. 08-1782 on June 25, 2008; as amended, to clarify that with the exception of the Klyde Warren and Tourism PIDs, no other PID districts will be allowed to have overlapping boundaries with another Dallas PID District and other minor clarifications including the process for PID boundary changes consistent with state law - Financing: No cost consideration to the City
[13-1825; APPROVED]
14. Authorize an amendment to the development agreement with Southern Methodist University related to reimbursement of a local match associated with a North Central Texas Council of Governments Sustainable Development Grant for pedestrian improvements along SMU Boulevard and a trail connection previously approved on June 8 2011, by Resolution Nos. 11-1543 and 11-1544, in Tax Increment Financing Reinvestment Zone Number Seventeen (TOD TIF District) to extend project deadlines beyond the first extension approved by the TOD TIF District Board - Financing: No cost consideration to the City
[13-1826; APPROVED]

CONSENT AGENDA (Continued)

Fair Housing

15. Authorize **(1)** the acceptance of a grant from the U.S. Department of Housing and Urban Development (HUD) for the Fair Housing Assistance Program to process, investigate and conciliate housing discrimination complaints, administrative costs and HUD required staff training for the period October 1, 2013 through September 30, 2014; and **(2)** the execution of any and all documents related to the grant - Not to exceed \$356,889 - Financing: U.S. Department of Housing and Urban Development Grant Funds
[13-1827; APPROVED]

Housing/Community Services

16. Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Dallas Area Habitat for Humanity for the construction of affordable houses; **(2)** the sale of 1 vacant lot (list attached) from Dallas Housing Acquisition and Development Corporation to Dallas Area Habitat for Humanity; 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 - Financing: No cost consideration to the City
[13-1828; APPROVED]
17. Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Dallas Area Habitat for Humanity for the construction of affordable houses; **(2)** the sale of 2 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to Dallas Area Habitat for Humanity; and **(3)** execution of a release of lien for any non-tax liens on the 2 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 - Financing: No cost consideration to the City
[13-1829; APPROVED]
18. Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Dallas Area Habitat for Humanity for the construction of affordable houses; **(2)** the sale of 8 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to Dallas Area Habitat for Humanity; and **(3)** execution of a release of lien for any non-tax liens on the 8 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 - Financing: No cost consideration to the City
[13-1830; APPROVED]

CONSENT AGENDA (Continued)

Human Resources

19. Authorize a contract with Dallas Area Rapid Transit for the purchase of 339 annual passes in support of the City's clean air initiative - Not to exceed \$222,600 - Financing: Current Funds (to be reimbursed by participating employees)
[13-1831; APPROVED]

Office of Management Services

Trinity River Corridor Project
Legislative Services

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

20. * Authorize a personal services contract with Hector Alcalde for legislative services regarding the Trinity River Corridor Project for the period October 1, 2013 through September 30, 2014 - Not to exceed \$73,800 - Financing: Current Funds
[13-1832; APPROVED AS AN INDIVIDUAL ITEM]
21. * Authorize a personal services contract with Paul Schlesinger for legislative services regarding the Trinity River Corridor Project for the period October 1, 2013 through September 30, 2014 - Not to exceed \$43,650 - Financing: Current Funds
[13-1833; APPROVED AS AN INDIVIDUAL ITEM]
22. Authorize a personal services contract with Jesse Romero for state legislative services for the period October 1, 2013 through September 30, 2014 - Not to exceed \$30,000 - Financing: Current Funds
[13-1834; APPROVED]
23. Authorize a personal services contract with Kwame Walker for state legislative services for the period October 1, 2013 through September 30, 2014 - Not to exceed \$45,000 - Financing: Current Funds
[13-1835; APPROVED]
24. Authorize a personal services contract with Randy C. Cain for state legislative services for the period October 1, 2013 through September 30, 2014 - Not to exceed \$75,000 - Financing: Current Funds
[13-1836; APPROVED]
25. Authorize a professional services contract with CapitalEdge Strategies, LLC to provide federal legislative services to the City for the period October 1, 2013 through September 30, 2014 - Not to exceed \$160,000 - Financing: Current Funds
[13-1837; APPROVED]

CONSENT AGENDA (Continued)

Office of Management Services (Continued)

26. Authorize a professional services contract with HillCo Partners, LLC for state legislative information and related services for the period October 1, 2013 through September 30, 2014 - Not to exceed \$86,250 - Financing: Water Utilities Current Funds
[13-1838; APPROVED]

Park & Recreation

27. Authorize a development and maintenance agreement with ASA Apartments, LP, a Delaware limited partnership for the construction, development, and maintenance of a hike and bike trail and landscaping improvements for the purpose of creating a connection between the Katy Trail and the planned Trinity Strand Trail located at 1899 Goat Hill Road - Financing: No cost consideration to the City
[13-1839; APPROVED]
28. Authorize **(1)** a license agreement with Oncor for the use of right-of-way for public hike and bike trail purposes for the trail known as the Lake Highlands Trail; and **(2)** award of a contract for construction of a multi-use trail for the Lake Highlands Trail from Ferndale Road to White Rock Trail - Wall Enterprises, lowest responsible bidder of nine - Not to exceed \$886,783 - Financing: ~~General Obligation Commercial Paper Funds~~ 2006 Bond Funds
[13-1840; CORRECTED ON THE ADDENDUM; APPROVED]
29. Authorize award of a contract for extension of the hike and bike trail of the White Rock Creek Trail from Valley View Park to Hillcrest Park and construction of a small loop trail and overlook at Hillcrest Park located at 13819 Hillcrest Road - A S Con, Inc., lowest responsible bidder of nine - Not to exceed \$1,465,190 - Financing: 2006 Bond Funds ~~(\$151,972) and General Obligation Commercial Paper Funds (\$1,313,218)~~
[13-1841; CORRECTED ON THE ADDENDUM; APPROVED]

Police

30. Authorize **(1)** an application for and acceptance of the 2013 Internet Crimes Against Children Continuation Grant, from the U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention, for response to the sexual abuse and exploitation of children facilitated by the use of computer technology related to the investigation of Internet-facilitated child exploitation, for the period July 1, 2013 through June 30, 2014; and **(2)** execution of the grant agreement - Not to exceed \$477,337 - Financing: U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention Grant Funds
[13-1842; APPROVED]

CONSENT AGENDA (Continued)

Police (Continued)

31. Authorize **(1)** the Dallas Police Department to receive funds in the amount of \$600,000 from various federal and state law enforcement agencies for reimbursement of overtime for investigative services (list attached); **(2)** a City contribution of pension and Federal Insurance Contributions Act costs in the amount of \$173,700; and **(3)** execution of the grant agreements - Total not to exceed \$773,700 - Financing: Current Funds (\$600,000 to be reimbursed by various federal and state law enforcement agencies)
[13-1843; APPROVED AS AN INDIVIDUAL ITEM]

Public Works Department

32. Authorize a professional services contract with APM & Associates, Inc. for the engineering design of target neighborhood projects on Arizona Avenue from Saner Avenue to Kiest Boulevard and McVey Avenue from Beckley Avenue to Marsalis Avenue - Not to exceed \$337,175 - Financing: General Obligation Commercial Paper Funds (\$307,250) and Water Utilities Capital Improvement Funds (\$29,925)
[13-1844; APPROVED]
33. Authorize Supplemental Agreement No. 5 to the professional services contract with Conley Design Group, Inc. to provide the necessary asbestos abatement specifications, air monitoring, abatement project management and final report related to the interior demolition of the 106 South Harwood Street Building - Not to exceed \$82,170, from \$1,113,650 to \$1,195,820 - Financing: 1998 Bond Funds
[13-1845; APPROVED]

Sustainable Development and Construction

34. Authorize acquisition from Ineight Holdings Limited Partnership, of approximately 1,963 square feet of land for a water easement and approximately 5,196 square feet of land for two temporary working space easements located in Dallas County for the Southwest 120/96-inch Water Transmission Pipeline Project - Not to exceed \$27,000 (\$23,827, plus closing costs and title expenses not to exceed \$3,173) - Financing: Water Utilities Capital Improvement Funds
[13-1846; APPROVED]
35. Authorize acquisition from Margie Deleon of approximately 7,500 square feet of land improved with a single-family dwelling located near the intersection of LaSalle Drive and Morrell Avenue in the Cadillac Heights neighborhood for future City facilities - Not to exceed \$23,500 (\$21,500, plus closing costs and title expenses not to exceed \$2,000) - Financing: 2006 Bond Funds
[13-1847; APPROVED]

CONSENT AGENDA (Continued)

Sustainable Development and Construction (Continued)

36. Authorize the exercise of the right of eminent domain, if such becomes necessary, by Dallas Area Rapid Transit of two tracts of land for the construction of the South Oak Cliff Line Section (SOC3-07 and SOC3-08) located near the intersection of Lancaster and Crouch Roads (list attached) - Financing: No cost consideration to the City
[13-1848; APPROVED]
37. Authorize a ten-year license agreement with American Towers LLC for approximately 14,895 square feet of land and tower space located at 2833 Remond Drive to be used as the primary backup radio communications site for the Police and Fire radio channels for the period November 1, 2013 through October 31, 2023 - Not to exceed \$835,601 - Financing: Current funds (subject to annual appropriations)
[13-1849; APPROVED]
38. A resolution authorizing the conveyance of a wastewater easement containing approximately 917 square feet of land to the City of Garland for the construction and maintenance of wastewater facilities across City-owned land at Lake Ray Hubbard located near the intersection of Roan Road and Rowlett Road - Revenue: \$1,300
[13-1850; APPROVED]
39. An ordinance granting a private license to Gilliland Properties II, Ltd. for a total of approximately 55 square feet of land to install, maintain and use two awnings with signs over portions of McKinney Avenue, located near their intersection with Knox Street - Revenue: \$2,000 annually, plus the \$20 ordinance publication fee
[13-1851; APPROVED; ORDINANCE 29178]
40. An ordinance abandoning portions of a drainage easement, wastewater easement and a water easement to PR/Crow Penn Distribution, LP, the abutting owner, containing a total of approximately 45,726 square feet of land, located near the intersection of Penn Farm Road and Interstate Highway 20 (Lyndon B. Johnson Freeway) - Revenue: \$5,400, plus the \$20 ordinance publication fee
[13-1852; APPROVED; ORDINANCE 29179]

Trinity Watershed Management

41. Authorize a personal services contract with Brent Brown with buildingcommunity Workshop to serve as Studio Director for the Dallas City Design Studio for the period October 1, 2013 through September 30, 2014 - Not to exceed \$85,000 - Financing: Current Funds
[13-1853; APPROVED]

CONSENT AGENDA (Continued)

Trinity Watershed Management (Continued)

42. Authorize an increase in the contract with Jeske Construction Company for the Elam Creek Channel Improvements Project, Phase II to provide boring, trench protection, new water and wastewater service (including testing) to the Umphress Park Recreation Center, addition of a flood gauge, extension of an existing 51-inch pipe, protective bollards of an electrical service feed, and other miscellaneous items needed to complete the project - Not to exceed \$228,906, from \$4,337,928 to \$4,566,834 - Financing: 2006 Bond Funds (\$165,150), Water Utilities Capital Construction Funds (\$1,560) and Water Utilities Capital Improvements Funds (\$62,196)
[13-1854; APPROVED]

Water Utilities

43. Authorize a twenty-four-month contract with the Department of State Health Services to provide on-line computer services for the City's Bureau of Vital Statistics program to obtain certified copies of birth certificates at a cost of \$1.83 for each birth certificate printed for the period September 1, 2013 through August 31, 2015 - Not to exceed \$25,000 annually for a total not to exceed \$50,000 - Financing: Water Utilities Current Funds (to be reimbursed by Current Funds) (subject to annual appropriations)
[13-1855; APPROVED]

Note: Item Nos. 44 and 45 must be considered collectively.

44. Authorize a five-year service contract for public awareness campaigns for water conservation and grease abatement - Burson-Marsteller LLC, most advantageous proposer of four - Not to exceed \$6,313,000 - Financing: Water Conservation Program Funds (\$4,759,000) (subject to annual appropriations) and Water Utilities Current Funds (\$1,554,000) (subject to annual appropriations)
[13-1856; REMAND TO BOTH THE BUDGET, FINANCE AND AUDIT COUNCIL COMMITTEE AND QUALITY OF LIFE AND ENVIRONMENT COUNCIL COMMITTEE]
45. Authorize an amendment to the "Memorandum of Understanding Public Awareness Campaign" between the City of Dallas and the Tarrant Regional Water District for the continuation of and creative development of the water conservation public awareness campaign for the next five years - Not to exceed \$750,000 - Financing: Water Utilities Current Funds (subject to annual appropriations)
[13-1857; REMAND TO BOTH THE BUDGET, FINANCE AND AUDIT COUNCIL COMMITTEE QUALITY OF LIFE AND ENVIRONMENT COUNCIL COMMITTEE]
46. Authorize **(1)** the rejection of bids received for the HVAC Major Repair and Replacement Project - Phase 1; and **(2)** the re-advertisement for new bids - Financing: No cost consideration to the City
[13-1858; APPROVED]

ITEMS FOR INDIVIDUAL CONSIDERATION

City Secretary's Office

47. 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)

[13-1859; INDIVIDUAL AND FULL COUNCIL APPOINTMENTS MADE TO BOARDS AND COMMISSIONS]

ITEMS FOR FURTHER CONSIDERATION

Office of Financial Services

48. Authorize payment of annual membership fees and continuation of arrangements for providing specialized municipal-related services to the Airports Council International - North America in the amount of \$55,000, Dallas Regional Mobility Coalition in the amount of \$50,000, Gartner, Inc. (IT Executives and Leaders) in the amount of \$90,681, North Central Texas Council of Governments in the amount of \$120,742, North Texas Commission in the amount of \$91,020, The Steering Committee of Cities Served by Oncor in the amount of \$131,635, Texas Coalition of Cities For Utility Issues in the amount of \$52,654, Texas Municipal League in the amount of \$53,083, Water Environment Research Foundation in the amount of \$83,374, and Water Research Foundation in the amount of \$246,959 - Total not to exceed \$975,148 - Financing: Current Funds (\$589,815), Aviation Current Funds (\$55,000) and Water Utilities Current Funds (\$330,333)

[13-1860; APPROVED]

Sustainable Development and Construction

49. Authorize a moving and related expenses-nonresidential payment for Tip Top Big Dog Inc. dba Tini Bar, who has been displaced as a direct result of real property acquisition of the property at 2224 Elm Street, to be used in conjunction with the Central Expressway from Commerce to Live Oak Realignment Project - Not to exceed \$77,021 - Financing: 2003 Bond Funds

[13-1861; APPROVED]

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

DESIGNATED PUBLIC SUBSIDY MATTERS

Economic Development

Cedars TIF District

Note: Item Nos. 50 and 51 must be considered collectively.

50. * Authorize a development agreement with Dig It! Development, LLC to dedicate future Cedars TIF District revenues in an amount not to exceed \$490,700 for eligible project costs related to infrastructure, streetscaping, and landscaping improvements located at: **(1)** 1509, 1513, 1517, 1521 and 1527 Hickory Street; **(2)** 1814, 1818, and 1820 Browder Street; **(3)** the adjoining alley between Browder Street and Ervay Street; **(4)** along Hickory Street beyond the project site; and **(5)** a second alley between Beaumont Street and Hickory Street in Tax Increment Financing Reinvestment Zone Number Four (Cedars TIF District) – Not to exceed \$490,700 – Financing: Cedars TIF District Funds
[13-1862; APPROVED]
51. * A resolution declaring the intent of Tax Increment Financing Reinvestment Zone Number Four (Cedars TIF District) to reimburse Dig It! Development, LLC up to \$490,700 for certain TIF-eligible project costs related to infrastructure, streetscaping, and landscaping improvements located at: **(1)** 1509, 1513, 1517, 1521 and 1527 Hickory Street; **(2)** 1814, 1818, and 1820 Browder Street; **(3)** the adjoining alley between Browder Street and Ervay Street; **(4)** along Hickory Street beyond the project site; and **(5)** a second alley between Beaumont Street and Hickory Street in the Cedars TIF District - Financing: No cost consideration to the City
[13-1863; APPROVED]
52. Authorize a Chapter 380 Economic Development Grant Agreement in the amount of \$1,500,000 to KRR Construction, LTD., for the acquisition and redevelopment of improved property commonly known as 3540 Simpson Stuart Road and 3546 Simpson Stuart Road, Dallas Texas, for the Simpson Stuart/Bonnie View Grocery Store Project, including associated closing costs, pre development, relocation, environmental, and demolition costs - Not to exceed \$1,500,000 - Financing: General Obligation Commercial Paper Funds
[13-1864; APPROVED]

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

DESIGNATED PUBLIC SUBSIDY MATTERS (Continued)

Economic Development (Continued)

53. Authorize a Chapter 380 Forgivable Loan in the amount of \$150,000 to GBD BDM, LLC for gap financing for construction costs related to expanding the offices of Dental Delite, the dental practice of Belinda D. Marsaw, DDS to 8222 Bruton Road, Dallas Texas in the Pleasant Grove area - Not to exceed \$150,000 - Financing: Public/Private Partnership Funds
[13-1865; APPROVED]

Housing/Community Services

54. Authorize a housing development loan in the amount of \$250,000 to Fowler Christian Apartments III, Inc. as gap financing for the development of 36 units of affordable housing to be located in the 5800 block of East Side Avenue for seniors - Not to exceed \$250,000 - Financing: FY 2013-14 HOME Investment Partnership Program Funds
[13-1866; APPROVED]
55. Authorize an amendment to Resolution No.13-0458, previously approved on February 27, 2013, to support an application for 4% low income housing tax credits (LIHTC) to the Texas Department of Housing & Community Affairs (TDHCA) for the proposed project to be located at 4623 South Lancaster Road, for a multifamily residential development for low income families - Financing: No cost consideration to the City
[13-1867; APPROVED]

PUBLIC HEARINGS AND RELATED ACTIONS

Sustainable Development and Construction

ZONING CASES – CONSENT

[13-1868; APPROVED]

56. A public hearing to receive comments regarding an application for a CR Community Retail District, subject to deed restrictions volunteered by the applicant on property zoned an NS(A) Neighborhood Service District on property bounded by Illinois Avenue, Alaska Avenue, Montana Avenue, and Marsalis Avenue
Recommendation of Staff and CPC: Approval, subject to deed restrictions volunteered by the applicant
Z112-294(RB)
[13-1869; HEARING OPEN; HOLD UNDER ADVISEMENT UNTIL NOVEMBER 12, 2013]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

ZONING CASES – CONSENT (Continued)

57. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to and renewal of Specific Use Permit No. 1912 for a Late-hours establishment limited to an Alcoholic beverage establishment for a bar, lounge, or tavern on property zoned Planned Development District No. 842 for CR Community Retail District Uses on the west line of Greenville Avenue, north of Alta Avenue
Recommendation of Staff and CPC: Approval for a three-year period, subject to a revised site plan and revised conditions
Z123-315(RB)
[13-1870; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29180]
58. 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 R-10(A) Single Family District Uses on property zoned an R-10(A) Single Family District, in the northwest quadrant of Abrams Road and Whitehurst Drive
Recommendation of Staff and CPC: Approval, subject to a development/landscape plan, traffic management plan, and conditions
Z123-316(RB)
[13-1871; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29181]
59. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Specific Use Permit No. 1357 for an open-enrollment charter school on property zoned an R-7.5(A) Single Family District on the northwest corner of Bruton Road and McCutcheon Lane
Recommendation of Staff and CPC: Approval, subject to a site plan, traffic management plan and conditions
Z123-318(WE)
[13-1872; HEARING OPEN; HOLD UNDER ADVISEMENT UNTIL NOVEMBER 12, 2013]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

ZONING CASES - INDIVIDUAL

60. A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 1883 for the sale of alcoholic beverages in conjunction with a general merchandise or food store 3,500 square feet or less on property zoned a CS-D-1 Commercial Services District with a D-1 Liquor Control Overlay on the northeast line of CF Hawn Freeway at the intersection of South Belt Line Road

Recommendation of Staff: Approval for a five-year period with eligibility for automatic renewal for additional five-year periods, subject to conditions

Recommendation of CPC: Approval for a three-year period with eligibility for automatic renewal for additional three-year periods, subject to conditions

Z123-311(MW)

[13-1873; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29182]

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

61. 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 3,500 square feet or less on property zoned an LI-D-1 Light Industrial District with a D-1 Liquor Control Overlay on the southwest corner of Forney Road and South Buckner Boulevard

Recommendation of Staff: Approval for a two-year period with eligibility for automatic renewal for additional five-year periods, subject to a site plan and conditions

Recommendation of CPC: Approval for a two-year period, subject to a site plan and conditions

Z123-279(WE)

Note: This item was considered by the City Council at a public hearing on October 8, 2013, and was taken under advisement until October 23, 2013, with the public hearing open

[13-1874; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29183]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

DESIGNATED ZONING CASES - INDIVIDUAL

62. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development Subdistrict for GR General Retail Subdistrict Uses on property zoned a GR General Retail Subdistrict and an O-2 Office Subdistrict, with deed restrictions on the northern portion of the site currently zoned an O-2 Office Subdistrict, within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the northeast line of Fitzhugh Avenue, between Cole Avenue and McKinney Avenue
Recommendation of Staff and CPC: Approval, subject to a development plan, landscape plan, and conditions, with retention of the existing deed restrictions
Z123-265(RB)
[13-1875; HEARING OPEN; HOLD UNDER ADVISEMENT UNTIL NOVEMBER 12, 2013]

FLOODPLAIN APPLICATIONS

Trinity Watershed Management

63. A public hearing to receive comments regarding the application for and approval of the fill permit and removal of the floodplain (FP) prefix from approximately 1,462 square feet of the current 1.589 acres of land located at 4040 Cochran Chapel, of which 1.258 acres is within the floodplain of Bachman Branch, Fill Permit 13-03 - Financing: No cost consideration to the City
[13-1876; HEARING CLOSED; APPROVED]

MISCELLANEOUS HEARINGS

Housing/Community Services

64. A public hearing to receive comments on the proposed City of Dallas FY 2013-14 Urban Land Bank Demonstration Program Plan; and at the close of the public hearing, consideration of approval of the City of Dallas FY 2013-14 Urban Land Bank Demonstration Program Plan - Financing: No cost consideration to the City
[13-1877; HEARING CLOSED; APPROVED]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS (Continued)

Office of Management Services

65. A public hearing to receive comments on a proposed municipal setting designation to prohibit the use of groundwater as potable water beneath property owned by 2218 Bryan Street Ltd. located near the intersection of Bryan and North Pearl Streets and adjacent street rights-of-way, and an ordinance authorizing support of the issuance of a municipal setting designation to 2218 Bryan Street Ltd. by the Texas Commission on Environmental Quality and prohibiting the use of groundwater beneath the designated property as potable water - Financing: No cost consideration to the City
Recommendation of Staff: Approval
[13-1878; HEARING CLOSED; APPROVED; ORDINANCE 29184]
66. A public hearing to receive comments on a proposed municipal setting designation to prohibit the use of groundwater as potable water beneath property owned by Sullivan Asset Management Inc. located near the intersection of South Haskell and Gurley Avenues and adjacent street rights-of-way, and an ordinance authorizing support of the issuance of a municipal setting designation to Sullivan Asset Management, Inc. by the Texas Commission on Environmental Quality and prohibiting the use of groundwater beneath the designated property as potable water - Financing: No cost consideration to the City
Recommendation of Staff: Approval
[13-1879; HEARING CLOSED; APPROVED; ORDINANCE 29185]

Sustainable Development and Construction

67. A public hearing on an application for and a resolution granting a variance to the alcohol spacing requirements from James Hogg Elementary, a public school, required by Section 6-4 of the Dallas City Code to allow a mixed beverage permit with a food and beverage certificate for a proposed restaurant without drive-in or drive-through service on property on the northwest corner of North Beckley Avenue and Eldorado Avenue – Financing: No cost consideration to the City
[13-1880; HEARING CLOSED; APPROVED]
68. A public hearing on an application for and a resolution granting a variance to the alcohol spacing requirements from L.G. Pinkston High School, a public school, required by Section 6-4 of the Dallas City Code to allow a wine and beer retailer's off-premise permit for a proposed general merchandise or food store greater than 10,000 square feet [Minyard Food Store] on property on the northwest corner of North Hampton Road and Singleton Boulevard – Financing: No cost consideration to the City
[13-1881; HEARING OPEN; HOLD UNDER ADVISEMENT UNTIL NOVEMBER 12, 2013]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS (Continued)

Sustainable Development and Construction (Continued)

69. A public hearing on an application for and a resolution granting a variance to the alcohol spacing requirements from Thomas C. Marsh Middle School, a public school, required by Section 6-4 of the Dallas City Code to allow a wine and beer retailer's off-premise permit for a proposed general merchandise or food store greater than 10,000 square feet [CVS Corp.] on property on the southwest corner of Forest Lane and Cox Lane – Financing: No cost consideration to the City
[13-1882; HEARING OPEN; HOLD UNDER ADVISEMENT UNTIL NOVEMBER 12, 2013]

**ANNOTATED ADDENDUM
CITY COUNCIL MEETING
OCTOBER 23, 2013
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBER, CITY HALL
DALLAS, TEXAS 75201
9:05 A. M. – 4:18 P.M.**

ADDITIONS:

Closed Session
[13-1883; HELD]

6ES

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

- Virginia Bradford et al., v. City of Dallas, No. CC-13-03780-B
[BRIEFED]

Attorney Briefings (Sec. 551.071 T.O.M.A.) and Personnel (Sec. 551.074 T.O.M.A.)

- William T. Hill., Jr., Attorney at Law - Investigation of the details surrounding Addendum Item No. 5 on the August 28, 2013, Dallas City Council Agenda.
[BRIEFED AND DISCUSSED]

CONSENT ADDENDUM

Business Development & Procurement Services

Elm Fork Athletic Complex

Note: Item Nos. 1 and 2
must be considered collectively.

1. * Authorize a five-year management contract, with two five-year renewal options, for the management and operation of the Elm Fork Soccer Complex - FCD Management, LLC with retention of 75% net revenue after allowable expenses, most advantageous proposer of three - Estimated Annual Net Revenue: \$54,000
[13-1884; APPROVED]
2. * Authorize **(1)** an annual management fee of \$100,000 for the term of the five-year contract, with two five-year renewal options, to be paid to FCD Management, LLC; and **(2)** a reimbursement to FCD Management, LLC for allowable expenses associated with the operation of Elm Fork Soccer Complex allowable expenses net of revenue not to exceed \$400,000 annually - Total amount not to exceed \$2,500,000 - Financing: Current Funds (subject to annual appropriations)
[13-1885; APPROVED]

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

City Attorney's Office

3. Authorize **(1)** participation in the Council on Competitive Government cooperative agreement; and **(2)** a three-year contract with West Publishing Corporation d/b/a West, a Thomson Reuters Business, for on-line legal research and associated services utilizing Westlaw for the City Attorney's Office through the Council on Competitive Government for the period beginning October 1, 2013 through September 30, 2016 - Not to exceed \$439,096 - Financing: Current Funds (subject to annual appropriations)
[13-1886; APPROVED]
4. Authorize a three-year contract with West Publishing Corporation d/b/a West, a Thomson Reuters Business, for legal research print materials for the period beginning October 1, 2013 through September 30, 2016 - Not to exceed \$76,236 - Financing: Current Funds (subject to annual appropriations)
[13-1887; APPROVED]

Equipment & Building Services

5. Authorize Supplemental Agreement No. 1 to the service contract with Halff Associates, Inc. for programming, space planning services and construction documents for Dallas City Hall, Southeast Service Center and Oak Cliff Municipal Center for a ten-month term beginning November 1, 2013 through August 31, 2014 - Not to exceed \$213,456, from \$46,771 to \$260,227 - Financing: Building Inspection Current Funds (\$162,456) and Current Funds (\$51,000)
[13-1888; APPROVED]

Office of Cultural Affairs

6. Authorize contracts with cultural organizations for the provision of services to the City through the Cultural Services Contracts Program (list attached) - Not to exceed \$3,710,896 - Financing: Current Funds
[13-1889; APPROVED AS AN INDIVIDUAL ITEM]

Office of Financial Services

7. Authorize adoption of the 2014 City Calendar - Financing: No cost consideration to the City
[13-1890; APPROVED]

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Park & Recreation

8. Authorize **(1)** approval of a Local Project Advance Funding Agreement (LPAFA) between the State of Texas and the City of Dallas for the City's payment of funds to the Texas Department of Transportation for project review and inspection regarding the construction of an underground passageway across Garland Road to connect the Dallas Arboretum and Botanical Society's parking garage to the Dallas Arboretum located at 8525 Garland Road in the amount of \$104,502; **(2)** approval of right-of-way use, and access agreements necessary for and associated with the underground passageway; **(3)** the receipt and deposit of funds in the amount of \$104,502 from the Dallas Arboretum and Botanical Society into the Capital Gifts, Donation and Development Fund; **(4)** the establishment of appropriations in the amount of \$104,502 in the Capital Gifts, Donation and Development Fund; and **(5)** the return of any funds remaining at construction close-out to the Dallas Arboretum and Botanical Society - Financing: Private Funds
[13-1891; APPROVED]

Public Works Department

9. Authorize professional services contracts with two consulting firms for the engineering design of eleven alley reconstruction projects (list attached) - CP&Y, Inc., in the amount of \$142,433 and Shiloh Engineering, Inc., in the amount of \$97,519 - Total not to exceed \$239,952 - Financing: 2012 Bond Funds (\$79,601), General Obligation Commercial Paper Funds (\$153,316) and Water Utilities Capital Improvement Funds (\$7,035)
[13-1892; APPROVED]

Trinity Watershed Management

10. Authorize a professional services contract with Charles Gojer & Associates, Inc. for engineering design services for two existing vehicular bridges and design of two new pedestrian/bicycle bridges located within the Trinity River floodway - Not to exceed \$121,948 - Financing: Stormwater Drainage Management Capital Construction Funds (\$15,000) and 2012 Bond Funds (\$106,948)
[13-1893; APPROVED]

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Trinity Watershed Management (Continued)

11. Authorize a professional services contract with Lim & Associates, Inc. for engineering design services for emergency repairs to a 72-inch drainage pipe in an alley between Gaston Avenue and Swiss Avenue from Grigsby Avenue to Annex Street and channel repairs along the Hampton/Oak Lawn Sump and Baker Sump - Not to exceed \$204,366 - Financing: Stormwater Drainage Management Capital Construction Funds
[13-1894; APPROVED]
12. Authorize a professional services contract with Shaw Environmental and Infrastructure, Inc., a CB & I Company, for engineering design services for various components of existing storm drainage pump stations and facility improvements associated with the Trinity River levee system - Not to exceed \$179,030 - Financing: Stormwater Drainage Management Capital Construction Funds
[13-1895; APPROVED]

CORRECTIONS:

28. Authorize **(1)** a license agreement with Oncor for the use of right-of-way for public hike and bike trail purposes for the trail known as the Lake Highlands Trail; and **(2)** award of a contract for construction of a multi-use trail for the Lake Highlands Trail from Ferndale Road to White Rock Trail - Wall Enterprises, lowest responsible bidder of nine - Not to exceed \$886,783 - Financing: ~~General Obligation Commercial Paper Funds~~ 2006 Bond Funds
[13-1840]
29. Authorize award of a contract for extension of the hike and bike trail of the White Rock Creek Trail from Valley View Park to Hillcrest Park and construction of a small loop trail and overlook at Hillcrest Park located at 13819 Hillcrest Road - A S Con, Inc., lowest responsible bidder of nine - Not to exceed \$1,465,190 - Financing: 2006 Bond Funds ~~(\$151,972) and General Obligation Commercial Paper Funds (\$1,313,218)~~
[13-1841]