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CITY SECRETARY
DALLAS, TEXAS



COUNCIL AGENDA

Public Notice

13 12 0 4

January 8, 2014

Date

POSTED CITY SECRETARY
DALLAS, TX

(For General Information and Rules of Courtesy, Please See Opposite Side.)
(La Información General Y Reglas De Cortesía Que Deben Observarse
Durante Las Asambleas Del Consejo Municipal Aparecen En El Lado Opuesto, Favor De Leerlas.)

General Information

The Dallas City Council regularly meets on Wednesdays beginning at 9:00 a.m. in the Council Chambers, 6th floor, City Hall, 1500 Marilla. Council agenda meetings are broadcast live on WRR-FM radio (101.1 FM) and on Time Warner City Cable Channel 16. Briefing meetings are held the first and third Wednesdays of each month. Council agenda (voting) meetings are held on the second and fourth Wednesdays. Anyone wishing to speak at a meeting should sign up with the City Secretary's Office by calling (214) 670-3738 by 5:00 p.m. of the last regular business day preceding the meeting. Citizens can find out the name of their representative and their voting district by calling the City Secretary's Office.

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

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

Rules of Courtesy

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

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

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

Información General

El Ayuntamiento de la Ciudad de Dallas se reúne regularmente los miércoles en la Cámara del Ayuntamiento en el sexto piso de la Alcaldía, 1500 Marilla, a las 9 de la mañana. Las reuniones informativas se llevan a cabo el primer y tercer miércoles del mes. Estas audiencias se transmiten en vivo por la estación de radio WRR-FM 101.1 y por cablevisión en la estación *Time Warner City Cable* Canal 16. El Ayuntamiento Municipal se reúne en el segundo y cuarto miércoles del mes para tratar asuntos presentados de manera oficial en la agenda para su aprobación. Toda persona que desee hablar durante la asamblea del Ayuntamiento, debe inscribirse llamando a la Secretaría Municipal al teléfono (214) 670-3738, antes de las 5:00 pm del último día hábil anterior a la reunión. Para enterarse del nombre de su representante en el Ayuntamiento Municipal y el distrito donde usted puede votar, favor de llamar a la Secretaría Municipal.

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

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

Reglas de Cortesía

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

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

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

**AGENDA
CITY COUNCIL MEETING
WEDNESDAY, JANUARY 8, 2014
ORDER OF BUSINESS**

Agenda items for which individuals have registered to speak will be considered no earlier than the time indicated below:

9:00 a.m. **INVOCATION AND PLEDGE OF ALLEGIANCE**

OPEN MICROPHONE

MINUTES

Item 1

CONSENT AGENDA

Items 2 - 22

ITEMS FOR INDIVIDUAL CONSIDERATION

No earlier
than 9:15 a.m.

Items 23 - 24

PUBLIC HEARINGS AND RELATED ACTIONS

1:00 p.m.

Items 25 - 34

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

AGENDA

CITY COUNCIL MEETING

JANUARY 8, 2014

CITY OF DALLAS

1500 MARILLA

COUNCIL CHAMBERS, CITY HALL

DALLAS, TEXAS 75201

9:00 A. M.

Invocation and Pledge of Allegiance (Council Chambers)

Agenda Item/Open Microphone Speakers

VOTING AGENDA

1. Approval of Minutes of the December 11, 2013 City Council Meeting

CONSENT AGENDA

Business Development & Procurement Services

2. Authorize a three-year service contract, with two one-year renewal options, for consulting, technical assistance and actuarial services for Risk Management - Aon Risk Services Southwest, Inc., most advantageous proposer of three - Not to exceed \$375,000 - Financing: Current Funds (subject to annual appropriations)
3. Authorize a three-year service contract for window glass replacement services and repairs for all City buildings - Stafford Juneau Holdings, Inc. dba B.J. Glass Co., lowest responsible bidder of four - Not to exceed \$504,491 - Financing: Current Funds (\$471,946), Aviation Current Funds (\$12,000), Convention and Event Services Current Funds (\$17,489) and Water Utilities Current Funds (\$3,056) (subject to annual appropriations)

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

4. Authorize Supplemental Agreement No. 1 with Andrews Building Service, Inc. in the amount of \$238,686, CTJ Maintenance, Inc. in the amount of \$165,675 and D&A Building Services, Inc. in the amount of \$17,626 to increase the service contract for janitorial services for Aviation, Trinity Watershed Management and Housing/Community Services locations - Total not to exceed \$421,987, from \$1,687,953 to \$2,109,940 - Financing: Department of State Health Services Grant Funds (\$165,675), Aviation Current Funds (\$238,686) and Stormwater Drainage Management Current Funds (\$17,626) (subject to annual appropriations)

Housing/Community Services

5. Authorize an amendment to Resolution No. 13-1106, previously approved on June 26, 2013, for the conditional grant agreement in the amount of \$500,000 with Jubilee Park Community Center Corporation (JPCCC) to: **(1)** allow nonrecourse language in the legal documents with Jubilee Park Community Center Corporation; and **(2)** extend the completion date to June 26, 2015 for the acquisition, demolition, relocation, predevelopment and construction of the Jubilee Neighborhood Project - Financing: No cost consideration to the City

Park & Recreation

6. Authorize a professional services contract with CEI Engineering Associates, Inc. for civil and structural engineering, landscape architectural, surveying and geotechnical engineering for a hike and bike trail for the Runyon Creek Greenbelt Trail located from Glendale Park loop trail to Wagon Wheel Trail to University Hill Drive - Not to exceed \$326,486 - Financing: General Obligation Commercial Paper Funds
7. Authorize a professional services contract with Dunaway Associates, L.P. for topographic survey, geotechnical services, and design development through construction administration services for trail extension improvements at Flag Pole Hill Trail located from White Rock Creek Trail to the Muchert Service Center - Not to exceed \$130,705 - Financing: General Obligation Commercial Paper Funds
8. Authorize a professional services contract with Freese and Nichols, Inc. for topographic survey, geotechnical services, and design development through construction administration services for trail improvements for the Coombs Creek Trail, Phase III located from Stevens Park tennis courts to Colorado Boulevard to Plymouth Road to Hampton Road - Not to exceed \$171,070 - Financing: 2006 Bond Funds
9. Authorize **(1)** a professional services contract with Hargreaves Associates, Inc. for schematic design and construction cost estimates for improvements to John Carpenter Plaza located at 2201 Pacific Avenue; **(2)** the acceptance of funds in the amount of \$307,555 from The Decherd Foundation; and **(3)** the establishment of appropriations in the amount of \$307,555 in the Capital Gifts, Donation and Development Fund - Not to exceed \$307,555 - Financing: Capital Gifts, Donation and Development Funds

CONSENT AGENDA (Continued)**Park & Recreation** (Continued)

10. Authorize a professional services contract with JACOBS Engineering Group, Inc. for schematic design through construction administration services for a new trail at Timberglen Trail located from Timberglen Park to Barry Barker Park - Not to exceed \$204,814 - Financing: General Obligation Commercial Paper Funds
11. Authorize a professional services contract with Newman, Jackson, Bieberstein for topographic survey, geotechnical services, and design development through construction administration services of a hike and bike trail to include retaining wall design and hike and bike lane striping on roadway for the Lake Highlands Trail, Phase II located between White Rock Trail and Skillman Road - Not to exceed \$140,823 - Financing: General Obligation Commercial Paper Funds
12. Authorize a professional services contract with Urban Engineers Group, Inc. for schematic design through construction administration services for a pedestrian connection at Elmwood Parkway from Mountain Lake Road to Kiest Park - Not to exceed \$62,123 - Financing: General Obligation Commercial Paper Funds
13. Authorize a contract for dog park improvements, drainage, erosion control and parking improvements at White Rock Lake Park located at 7700 Mockingbird Lane - A S Con, Inc., lowest responsible bidder of nine - Not to exceed \$946,495 - Financing: 2006 Bond Funds
14. Authorize a twelve-month funding agreement with Texas Discovery Gardens in the amount of \$95,862 to manage the Texas Discovery Gardens facilities, provide programs and services within the City of Dallas for the period October 1, 2013 through September 30, 2014 - Total not to exceed \$95,862 - Financing: Current Funds

Public Works Department

15. Authorize a professional services contract with URS Corporation for the engineering design of three new street crossings under the Union Pacific Railroad (UPRR) at Bataan Street, Herbert Street and Amonette Street for the West Dallas Gateway Project, Phase I - Not to exceed \$546,645 - Financing: General Obligation Commercial Paper Funds
16. Authorize **(1)** the First Amendment to the Project Specific Agreement with Dallas County to expand the scope of project to include water and wastewater main improvements for the construction on La Prada Drive from Millmar Drive to Motley Drive; and **(2)** payment to Dallas County for the City's share of water and wastewater main construction costs - Not to exceed \$323,013 - Financing: Water Utilities Capital Construction Funds (\$36,026) and Water Utilities Capital Improvement Funds (\$286,987)

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

17. An ordinance abandoning portions of a sanitary sewer easement, utility easement and water easement to PV Prestonwood I, Ltd., the abutting owner, containing a total of approximately 20,048 square feet of land, located near the intersection of Arapaho Road and Knoll Trail Drive - Revenue: \$5,400, plus the \$20 ordinance publication fee
18. An ordinance abandoning a portion of a street easement to Wal Mart Real Estate Business Trust, the abutting owner, containing approximately 2,299 square feet of land, located near the intersection of Buckner Boulevard and Bearden Lane, and providing for the dedication of approximately 3,449 square feet of land needed for right-of-way - Revenue: \$5,400, plus the \$20 ordinance publication fee
19. An ordinance abandoning a utility easement to WRT/DK Residential, L.P., the abutting owner, containing approximately 112,098 square feet of land, located near the intersection of Skillman Street and Merriman Parkway - Revenue: \$5,400, plus the \$20 ordinance publication fee

Trinity Watershed Management

20. Authorize a professional services contract with Charles Gojer & Associates, Inc. for the engineering design of erosion control improvements for 1739, 1745 and 1751 Tamarack Drive, the Bahama Drive Relief System drainage improvements, and the 6900 Block Gaston Avenue drainage improvements - Not to exceed \$180,470 - Financing: General Obligation Commercial Paper (\$142,418) and Stormwater Drainage Management Current Funds (\$38,053)

Water Utilities

21. Authorize continuation of the contract with the United States Geological Survey for operation of stream flow and water quality gauging stations in the Trinity River basin, a pharmaceutical and personal care products water quality study and a Zebra Mussel sampling and study on each of the reservoirs in the Dallas water supply system from November 1, 2013 through September 30, 2014 - Not to exceed \$516,391 - Financing: Water Utilities Current Funds
22. Authorize professional services contracts with six consulting firms to provide construction materials testing services during the installation of water and wastewater mains - Mas-Tek Engineering & Associates, Inc., in the amount of \$269,440, Alliance Geotechnical Group, Inc., in the amount of \$371,969, Alpha Testing, Inc., in the amount of \$186,989, TEAM Consultants, Inc., in the amount of \$294,800, Rone Engineering Services, Ltd., in the amount of \$301,836, and Terracon Consultants, Inc., in the amount of \$355,274 - Total not to exceed \$1,780,308 - Financing: Water Utilities Capital Construction Funds

ITEMS FOR INDIVIDUAL CONSIDERATION

City Secretary's Office

- 23. 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)

DESIGNATED PUBLIC SUBSIDY MATTERS

Housing/Community Services

- 24. Authorize on-site reconstruction of nine homes in accordance with the requirements of the Reconstruction/SHARE Program Statement for the properties located at: 1444 Rowan Avenue in the amount of \$103,000; 1430 Morrell Avenue in the amount of \$103,000; 2307 Moffatt Avenue in the amount of \$103,000; 1907 Nomias Street in the amount of \$103,000; 1948 Gallagher Street in the amount of \$103,000; 4023 Shadrack Drive in the amount of \$103,000; 1524 Fleetwood Street in the amount of \$103,000; 4003 Carl Street in the amount of \$103,000; and 2531 Naoma Street in the amount of \$103,000 - Total not to exceed \$927,000 - Financing: 2013-14 Community Development Block Grant Funds (\$752,018); 2012-13 Community Development Block Grant Reprogramming Funds (\$91,000); and 2012-13 HOME Investment Partnership Program Grant Funds (\$83,982)

PUBLIC HEARINGS AND RELATED ACTIONS

Sustainable Development and Construction

ZONING CASES - CONSENT

- 25. 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 greater than 3,500 square feet on property zoned a CR-D-1 Community Retail District with a D-1 Liquor Control Overlay on the southwest corner of Seagoville Road and South St. Augustine Road
Recommendation of Staff and CPC: Approval for a two-year period, subject to a site plan and conditions
Z123-239(MW)

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

26. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to and the renewal of Specific Use Permit No. 1808 for an industrial (inside) potentially incompatible use for an automobile recycling plant and an ordinance granting a Specific Use Permit for an outside salvage and reclamation use on property zoned an IM Industrial Manufacturing District on the west line of Weir Street, south of Singleton Boulevard
Recommendation of Staff and CPC: Approval to renew Specific Use Permit No. 1808 for a two-year period with eligibility for automatic renewals of two-year periods, subject to a revised site plan and revised conditions; and approval of a Specific Use Permit for an outside salvage and reclamation use for a period of two-years with eligibility for automatic renewals of two-year periods, subject to a site plan and conditions
Z123-250(OTH)
27. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development Subdistrict for multiple family uses on property zoned an MF-2 Multiple Family Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the east side of McKinney Avenue and south of Elizabeth Street
Recommendation of Staff and CPC: Approval, subject to a development/landscaping plan and conditions
Z123-352(JH)

ZONING CASES - INDIVIDUAL

28. A public hearing to receive comments regarding an application for and an ordinance granting a D-1 Liquor Control Overlay and an ordinance granting a Specific Use Permit for the sale of alcoholic beverages in conjunction with a general merchandise or food store 3,500 square feet or less on property zoned a CR-D Community Retail District with a D Liquor Control Overlay on the northwest corner of West Jefferson Boulevard and North Brighton Avenue
Recommendation of Staff: Approval of a D-1 Liquor Control Overlay and approval of a Specific Use Permit for a two-year period with eligibility for automatic renewal for additional five-year periods, subject to a site plan and conditions
Recommendation of CPC: Approval of a D-1 Liquor Control Overlay and approval of a Specific Use Permit for a two-year period, subject to a site plan and conditions
Z123-328(MW)

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

29. A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 1935 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 CR-D-1 Community Retail District with a D-1 Liquor Control Overlay on the south corner of Lawnview Avenue and Forney Road
Recommendation of Staff: Approval for a five-year period with eligibility for automatic renewal for additional five-year periods, subject conditions
Recommendation of CPC: Approval for a five-year period, subject conditions
Z123-357(WE)

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

30. A public hearing to receive comments regarding an application for and an ordinance granting an RR Regional Retail District and a resolution accepting deed restrictions volunteered by the applicant on property zoned an LO-3 Limited Office District on the west line of North Walton Walker Freeway, north of Twenty Grand Drive
Recommendation of Staff and CPC: Approval, subject to deed restrictions volunteered by the applicant
Z123-273(WE)
Note: This item was considered by the City Council at a public hearing on December 11, 2013, and was taken under advisement until January 8, 2014, with the public hearing open

DESIGNATED ZONING CASES - INDIVIDUAL

31. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for mixed uses on property zoned an MU-1 Mixed Use District, on the south side of Northwest Highway, east of Lemmon Avenue
Recommendation of Staff and CPC: Approval, subject to a conceptual plan and conditions
Z123-338(JH)
32. A public hearing to receive comments regarding an application for and an ordinance granting an MU-3 Mixed Use District on property zoned an IR Industrial Research District on the north corner of Harry Hines Boulevard and West Mockingbird Lane
Recommendation of Staff and CPC: Approval
Z123-341(MW)

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

DESIGNATED ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

33. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Subarea B of Planned Development Subdistrict No. 66 within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the southwest side of Harwood Street, southeast of McKinney Avenue
Recommendation of Staff and CPC: Approval, subject to a conceptual plan and conditions
Z123-321(JH)
Note: This item was considered by the City Council at a public hearing on December 11, 2013, and was taken under advisement until January 8, 2014, with the public hearing open

MISCELLANEOUS HEARINGS - UNDER ADVISEMENT

Sustainable Development and Construction

34. 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 - AV123-010 - Financing: No cost consideration to the City

A closed executive session may be held if the discussion of any of the above agenda items concerns one of the following:

1. Contemplated or pending litigation, or matters where legal advice is requested of the City Attorney. Section 551.071 of the Texas Open Meetings Act.
2. The purchase, exchange, lease or value of real property, if the deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third person. Section 551.072 of the Texas Open Meetings Act.
3. A contract for a prospective gift or donation to the City, if the deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third person. Section 551.073 of the Texas Open Meetings Act.
4. Personnel matters involving the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee or to hear a complaint against an officer or employee. Section 551.074 of the Texas Open Meetings Act.
5. The deployment, or specific occasions for implementation of security personnel or devices. Section 551.076 of the Texas Open Meetings Act.
6. Deliberations regarding Economic Development negotiations. Section 551.087 of the Texas Open Meetings Act.