

**ANNOTATED AGENDA
CITY COUNCIL MEETING
JANUARY 22, 2014
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBER, CITY HALL
DALLAS, TEXAS 75201
9:05 A.M. – 4:05 P.M.**

Invocation and Pledge of Allegiance (Council Chamber)
[14-0170]

Agenda Item/Open Microphone Speakers
[14-0171]

VOTING AGENDA

1. Approval of Minutes of the January 8, 2014 City Council Meeting
[14-0172; APPROVED]

CONSENT AGENDA
[14-0173; APPROVED]

Business Development & Procurement Services

2. Authorize a three-year service contract for scrap tire removal from the Trinity River and trash and debris removal from Lake Ray Hubbard - Good Earth Corporation, Inc. in the amount of \$2,805,000 and Hess Construction, LLC in the amount of \$452,944, lowest responsible bidders of three - Not to exceed \$3,257,944 - Financing: Stormwater Drainage Management Current Funds (\$2,805,000) and Water Utilities Current Funds (\$452,944) (subject to annual appropriations)
[14-0174; APPROVED AS AN INDIVIDUAL ITEM]
3. Authorize a three-year service contract for written and verbal translation services and American sign language services - Accento, The Language Company in the amount of \$276,068, Geneva Worldwide, Inc. in the amount of \$68,828 and Language USA, Inc. in the amount of \$13,465, lowest responsible bidders of seven - Total not to exceed \$358,361 - Financing: Current Funds (\$328,361), 2013-14 Community Development Block Grant Funds (\$27,000) and Convention and Event Services Current Funds (\$3,000) (subject to annual appropriations)
[14-0175; APPROVED]

CONSENT AGENDA (Continued)

Business Development & Procurement Services (Continued)

4. Authorize Supplemental Agreement No. 3 to increase the service contract with Telogis, Inc. for support of the global positioning system deployed on Sanitation fleet equipment for a four-month term beginning February 1, 2014 through May 31, 2014 - Not to exceed \$37,329, from \$784,387 to \$821,716 - Financing: Current Funds
[14-0176; APPROVED]

City Attorney's Office

5. Authorize payment of annual software maintenance in support of the CityLaw Law Office Management System, a performance-based tracking system from Cycom Data Systems, Inc., for the period November 1, 2013 through October 31, 2014 - Not to exceed \$57,635 - Financing: Current Funds (subject to annual appropriations)
[14-0177; APPROVED]
6. An ordinance amending Chapter 28 of the Dallas City Code to: **(1)** define terms; **(2)** regulate certain conduct intended to distract motorists traveling on designated highways; **(3)** provide defenses; and **(4)** provide for enforcement - Financing: No cost consideration to the City
[14-0178; APPROVED AS AN INDIVIDUAL ITEM; ORDINANCE 29244]

Economic Development

7. Authorize **(1)** an increase in the contract with Ed Bell Construction Company from \$1,787,275 to \$1,922,275 to expedite the construction of thoroughfare and water main improvements for Danieldale Road from Hampton Road to Old Hickory Trail and Old Hickory Trail from Danieldale Road to 500 feet south of Stoneview Drive in the amount of \$135,000; **(2)** a change to the construction schedule from July 15, 2014 to April 15, 2014; and **(3)** the receipt and deposit of funds from US Real Estate, Limited Partnership in the amount of \$135,000 in the Capital Project Reimbursement Fund; and **(4)** an increase in appropriations in the Capital Projects Reimbursement Fund in an amount not to exceed \$135,000 - Not to exceed \$135,000 - Financing: Capital Projects Reimbursement Funds
[14-0179; APPROVED AS AN INDIVIDUAL ITEM]

Housing/Community Services

8. Authorize an amendment to the Home Repair Program Statement to: **(1)** establish the Emergency Repair Program; and **(2)** modify the affordability and repayment terms for Reconstruction Program loans - Not to exceed \$290,000 - Financing: Current Funds
[14-0180; APPROVED]

CONSENT AGENDA (Continued)

Park & Recreation

9. Authorize a construction contract for site improvements to include soccer fields and a new parking lot at Timberglen Park located at 3900 Timberglen Drive - Gilbert May, Inc. dba Phillips/May Corporation, lowest responsible bidder of five - Not to exceed \$1,240,598 - Financing: General Obligation Commercial Paper Funds
[14-0181; APPROVED]
10. Authorize a contract for construction of a loop trail at Kiest Park located at 3080 South Hampton Road - Northstar Construction, LLC, lowest responsible bidder of seven - Not to exceed \$1,426,402 - Financing: 2006 Bond Funds
[14-0182; APPROVED]
11. Authorize a contract for renovation and expansion of the existing recreation center at Pleasant Oaks Recreation Center located at 8700 Greenmound Avenue - MART, Inc., best value proposer of three - Not to exceed \$1,818,200 - Financing: 2006 Bond Funds
[14-0183; APPROVED]
12. Authorize Supplemental Agreement No. 1 to the development and maintenance agreement with Uptown Dallas, Inc. for improvements and services at Griggs Park located at 2200 Hugo Street - Not to exceed \$30,000, from \$317,400 to \$347,400 - Financing: 2006 Bond Funds
[14-0184; APPROVED]

Police

2013-14 State of Texas Internet Crimes Against Children Grant and City of Dallas NIBIN Program

Note: Item Nos. 13 and 14 must be considered collectively.

13. * Authorize an application for and acceptance of the 2013-14 State of Texas Internet Crimes Against Children Grant, from the Office of the Governor, Criminal Justice Division for response to the sexual abuse and exploitation of children facilitated by the use of computer technology for the period October 1, 2013 through August 31, 2014 - Not to exceed \$400,000 - Financing: Office of the Governor, Criminal Justice Division State Grant Funds
[14-0185; APPROVED]

CONSENT AGENDA (Continued)

Police (Continued)

2013-14 State of Texas Internet Crimes Against Children Grant and City of Dallas NIBIN Program

Note: Item Nos. 13 and 14 must be considered collectively.

14. * Authorize a correction to Resolution No. 13-1761, previously approved on October 8, 2013, to add a provision for the repayment of funds in the event of the loss or misuse of funds provided for the City of Dallas NIBIN Program by the Office of the Governor, Criminal Justice Division, to provide aid in finding crime linkages and provide additional resources to the National Integrated Ballistic Information Network Program - Financing: This action has no cost consideration to the City
[14-0186; APPROVED]

15. Authorize **(1)** the acceptance of supplemental funding for the 2013/2014 Tobacco Enforcement Grant through the Texas School Safety Center at Texas State University - San Marcos in the amount of \$15,000 for the purpose of reducing youth access to tobacco products, and to ensure compliance with the Health and Safety Code, Chapter 161 for the period September 1, 2013 through August 31, 2014; and **(2)** execution of the grant agreement - Not to exceed \$15,000, from \$65,025 to \$80,025 - Financing: Texas Comptroller's Tobacco Compliance Grant Funds
[14-0187; APPROVED]

16. Authorize payment to Dallas County Sheriff's Office to reimburse Dallas County for program expenses associated with the Dallas County Highway Traffic Program for the period October 1, 2013 through September 30, 2014 - Not to exceed \$600,000 - Financing: Current Funds
[14-0188; APPROVED AS AN INDIVIDUAL ITEM]

17. An ordinance amending Chapter 42 of the Dallas City Code to: **(1)** define terms; **(2)** establish requirements, procedures, fees, qualifications, and defenses for the registration of home solicitors; **(3)** regulate the time and manner in which home solicitations may be conducted on residential premises; **(4)** provide recordkeeping requirements for home solicitors; **(5)** provide for signs to prohibit home solicitors on residential premises; **(6)** delete certain consumer solicitation provisions now regulated by state law; and **(7)** make certain nonsubstantive changes - Financing: No cost consideration to the City
[14-0189; APPROVED AS AN INDIVIDUAL ITEM; ORDINANCE 29245]

CONSENT AGENDA (Continued)

Public Works Department

18. Authorize a professional services contract with BDS Technologies, Inc. for the engineering design of seven alley petition projects and two street petition projects (list attached) - Not to exceed \$284,659 - Financing: 2012 Bond Funds (\$128,737), General Obligation Commercial Paper Funds (\$78,342) and Water Utilities Capital Improvement Funds (\$77,580)
[14-0190; APPROVED]
19. Authorize a contract with RWC Enterprises, Inc., best value proposer of five, for the construction of the Fire Station No. 44 replacement facility located at 2025 Lagow Street - Not to exceed \$3,809,000 - Financing: General Obligation Commercial Paper Funds
[14-0191; APPROVED]
20. Authorize **(1)** a Project Specific Agreement with Dallas County for the improvement of frontage roads and ramps along IH20 from Haymarket Road to West of US175; and **(2)** payment to Dallas County for the City's share of project cost - Not to exceed \$420,000 - Financing: General Obligation Commercial Paper Funds
[14-0192; APPROVED]
21. Authorize an Interlocal Agreement with Dallas Area Rapid Transit for participation in the construction of an improved sidewalk and road crossing of the Dallas Area Rapid Transit rail line on Storey Lane near Denton Drive - Not to exceed \$5,700 - Financing: 2003 Bond Funds
[14-0193; APPROVED]
22. Authorize payment to Dallas Area Rapid Transit for utility improvement and relocation costs associated with the Urban Circulator streetcar project in downtown Dallas - Not to exceed \$427,000 - Financing: Water Construction Funds (\$113,000), Wastewater Construction Funds (\$85,000), and Wastewater Capital Improvement Funds (\$229,000)
[14-0194; APPROVED]
23. Authorize Supplemental Agreement No. 2 to the professional services contract with CDM-Smith Inc. (formerly Camp Dresser & McKee Inc.) for engineering services for the schematic design phase for the Stormwater Drainage Master Plan at Dallas Love Field - Not to exceed \$2,269,000, from \$1,909,000 to \$4,178,000 - Financing: Aviation Capital Construction Funds
[14-0195; DELETED ON THE ADDENDUM]

CONSENT AGENDA (Continued)

Street Services

24. An ordinance amending Chapter 28 of the Dallas City Code to: **(1)** designate school traffic zones; and **(2)** designate the direction of travel of vehicles on certain streets (list attached) - Financing: No cost consideration to the City
[14-0196; APPROVED; ORDINANCE 29246]

Sustainable Development and Construction

25. Authorize settlement in lieu of proceeding with condemnation of a tract of land containing approximately 1,808 square feet from Richard Whitehead near the intersection of Elm and Washington Streets for the CBD Fair Park Link Thoroughfare Project - Not to exceed \$22,663, increased from \$51,466 (\$49,466, plus closing costs and title expenses not to exceed \$2,000) to \$74,129 (\$71,129, plus closing costs and title expenses not to exceed \$3,000) - Financing: 2003 Bond Funds
[14-0197; APPROVED]
26. Authorize settlement in lieu of proceeding with condemnation of a tract of land containing approximately 314,393 square feet improved with an office building and storage shed from Boise Cascade Building Materials Distributions, L.L.C., located near the intersection of Bekay Street and Plano Road for the Park District Maintenance Service Center Project - Not to exceed \$705,000, increased from \$1,010,000 (\$1,000,000, plus closing costs not to exceed \$10,000) to \$1,715,000 (\$1,700,000, plus closing costs and title expenses not to exceed \$15,000) - Financing: General Obligation Commercial Paper Funds
[14-0198; APPROVED]
27. Authorize acquisition from Jaime A. Alford and Marshall C. Alford, of approximately 16,426 square feet of land located in Dallas County for the Lake Tawakoni 144-inch Pipeline Project - Not to exceed \$18,500 (\$15,769, plus closing costs and title expenses not to exceed \$2,731) - Financing: Water Utilities Capital Construction Funds
[14-0199; APPROVED]
28. Authorize acquisition from PSA Institutional Partners, L.P., of a total of approximately 916 square feet of land located near the intersection of Hawkins and Florence Streets for the Cesar Chavez Boulevard and Pearl Street from Commerce Street to Live Oak Street Project - Not to exceed \$52,540 (\$50,000, plus closing costs and title expenses not to exceed \$2,540) - Financing: 2003 Bond Funds
[14-0200; APPROVED]

CONSENT AGENDA (Continued)

Sustainable Development and Construction (Continued)

29. Authorize moving expense and replacement housing payments for Leticia Gonzalez in the Cadillac Heights neighborhood as a result of an official written offer of just compensation to purchase real property at 707 Pontiac Avenue for future City facilities - Not to exceed \$46,400 - Financing: 2006 Bond Funds
[14-0201; APPROVED]
30. A resolution authorizing the City Manager to sell a tract of land used for parking and dumpsters at the Dallas Farmers Market to FM Park, LLC by executing: **(1)** a purchase and sale agreement; and **(2)** a deed without warranty - Revenue: \$185,000
[14-0202; APPROVED]
31. A resolution authorizing the dedication of a drainage easement containing approximately 3,619 square feet of City-owned land to the public for the purpose of drainage improvements at the Highland Hills Branch Library site located near the intersection of Bonnie View Road and Highland Hills Drive - Financing: No cost consideration to the City
[14-0203; APPROVED]
32. A resolution authorizing the conveyance of bridge and drainage easements containing approximately 36,360 square feet of land to Valwood Improvement Authority and Dallas Area Rapid Transit for the construction, maintenance and use of the bridge and drainage improvements across City owned land located in the City of Farmers Branch - Financing: No cost consideration to the City
[14-0204; DEFERRED UNTIL FEBRUARY 12, 2014 AT THE REQUEST OF INTERIM CITY MANAGER A.C. GONZALEZ]
33. An ordinance amending Chapter 43 of the Dallas City Code to establish temporary application, annual, and one-time fees for licenses for certain uses of the public right-of-way - Financing: No cost consideration to the City
[14-0205; REMAND TO ECONOMIC DEVELOPMENT COUNCIL COMMITTEE BY COUNCILMEMBER GRIGGS]
34. An ordinance abandoning an alley to Elan Dallas City Lights Owner, LP, the abutting owner, containing approximately 1,100 square feet of land, located near the intersection of Good Latimer Expressway and Live Oak Street, and authorizing the quitclaim - Revenue: \$38,665, plus the \$20 ordinance publication fee
[14-0206; APPROVED; ORDINANCE 29247]

CONSENT AGENDA (Continued)

Sustainable Development and Construction (Continued)

35. An ordinance abandoning a portion of a sanitary sewer easement to Elan Dallas City Lights Owner, LP, the abutting owner, containing approximately 2,806 square feet of land, located near the intersection of Good Latimer Expressway and Live Oak Street - Revenue: \$5,400, plus the \$20 ordinance publication fee
[14-0207; APPROVED; ORDINANCE 29248]
36. An ordinance abandoning a portion of an easement to Kwang Chong, the abutting owner, containing approximately 1,848 square feet of land, located near the intersection of Great Trinity Forest Way and Jim Miller Road - Revenue: \$5,400, plus the \$20 ordinance publication fee
[14-0208; APPROVED; ORDINANCE 29249]
37. An ordinance abandoning a portion of Gibson Street and a subsurface drive to FM Futsal, Ltd, the abutting owner, containing a total of approximately 41,301 square feet of land, located near the intersection with Cesar Chavez Boulevard, and authorizing the quitclaim - Revenue: \$16,456, plus the \$20 ordinance publication fee
[14-0209; DELETED ON THE ADDENDUM]
38. An ordinance abandoning portions of Short Boulevard to Corinth I-35 & Ledbetter, LLC, the abutting owner, containing a total of approximately 13,375 square feet of land, located near the intersection of Vistawood and Short Boulevards, authorizing the quitclaim, and providing for the dedication of approximately 717 square feet of land needed for street right-of-way - Revenue: \$11,295, plus the \$20 ordinance publication fee
[14-0210; APPROVED; ORDINANCE 29250]

Trinity Watershed Management

39. Authorize a construction contract with Norstino Construction Company, ACA, lowest responsible bidder of five, for the 1667 Sylvan Storm Drainage Improvements - Not to exceed \$370,000 - Financing: 1998 Bond Funds (\$38,739), 2006 Bond Funds (\$270,097), Water Utilities Capital Improvement Funds (\$58,024) and Water Utilities Capital Construction Funds (\$3,140)
[14-0211; APPROVED]

CONSENT AGENDA (Continued)

Water Utilities

40. Authorize an Advance Funding Agreement with the State of Texas, acting through the Texas Department of Transportation, for the design and construction of water and wastewater main relocations and appurtenance adjustments for S.M. Wright Freeway Phase I from C.F. Hawn Freeway (U.S. Highway 175) to Julius Schepps Freeway (Interstate Highway 45) - Not to exceed \$3,513,000 - Financing: Water Utilities Capital Construction Funds (\$15,000) and Water Utilities Capital Improvement Funds (\$3,498,000)
[14-0212; APPROVED]
41. Authorize an increase in the contract with John Burns Construction Company of Texas, Inc. for additional work associated with repairs to the 96-inch Jim Miller water transmission main between the Eastside Water Treatment Plant and the Jim Miller Pump Station - Not to exceed \$3,675,000, from \$15,550,000 to \$19,225,000 - Financing: Water Utilities Capital Improvement Funds
[14-0213; APPROVED]

ITEMS FOR INDIVIDUAL CONSIDERATION

City Secretary's Office

42. 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)
[14-0214; INDIVIDUAL AND FULL COUNCIL APPOINTMENTS MADE TO BOARDS AND COMMISSIONS]

Trinity Watershed Management

43. Authorize acquisition, including the exercise of the right of eminent domain if such becomes necessary, from PNYX, LTD., of an unimproved tract of land containing approximately 988 square feet located on Continental Avenue at its intersection with North Riverfront Boulevard for the reconstruction of Continental Avenue - Not to exceed \$41,139 (\$37,939 plus closing costs and title expenses not to exceed \$3,200) - Financing: 2006 Bond Funds
[14-0215; APPROVED]

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

DESIGNATED PUBLIC SUBSIDY MATTERS

Economic Development

**Downtown Connection TIF District -
1401 Elm Street**

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

44. * Authorize a development agreement with Olympic 1401 Elm Associates, LLC, to reimburse eligible project costs related to environmental remediation, demolition, street/utility improvements and façade improvements associated with the Olympic redevelopment project (1401 Elm Street) in an amount not to exceed \$50,000,000, a portion of which is in the form of an Economic Development TIF Grant, from revenues accruing to Tax Increment Financing Reinvestment Zone Eleven (Downtown Connection TIF District) - Not to exceed \$50,000,000 - Financing: Downtown Connection TIF District Funds
[14-0216; APPROVED]
45. * A resolution declaring the intent of Tax Increment Financing District Reinvestment Zone Number Eleven (Downtown Connection TIF District) to reimburse Olympic 1401 Elm Associates, LLC, up to \$50,000,000, a portion of which is in the form of an Economic Development TIF Grant, for TIF-eligible project costs pursuant to the development agreement with Olympic 1401 Elm Associates, LLC - Financing: No cost
[14-0217; APPROVED]
46. Authorize a 90 percent real property tax abatement agreement for 10 years with Cherokee Lamar Associates LLC (Cherokee) located on 3.9 acres within Reinvestment Zone Number Four located at 1210 South Lamar in Dallas pursuant to the City's Public/Private Partnership Program - Revenue: First year revenue estimated at \$21,543; ten-year revenue estimated at \$215,433 (Estimated revenue foregone for ten-year real property tax abatement estimated at \$1,938,897)
[14-0218; APPROVED]

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

DESIGNATED PUBLIC SUBSIDY MATTERS (Continued)

Economic Development (Continued)

47. Authorize a 75 percent real property tax abatement agreement for 8 years with First Industrial Texas L.P., a Delaware limited Partnership wholly owned by the publically traded parent, First Industrial Realty Trust, Inc., for the development of a two-building speculative warehouse development consisting of approximately 598,138 square feet located on approximately 49 acres within an Enterprise Zone near the intersection of Cockrell Hill Road and West Davis Street in Dallas pursuant to the City's Public/Private Partnership Program - Revenue: First year revenue estimated at \$39,895; eight-year revenue estimated at \$319,160 (Estimated revenue foregone for eight-year real property tax abatement estimated at \$957,480)
[14-0219; APPROVED]

PUBLIC HEARINGS AND RELATED ACTIONS

Sustainable Development and Construction

ZONING CASES - CONSENT

[14-0220; APPROVED]

48. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development Subdistrict for single-family detached dwellings on property zoned an MF-2 Multiple Family Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District on the northwest line of Hawthorne Avenue between Production Drive and Afton Street
Recommendation of Staff and CPC: Approval, subject to a conceptual plan and conditions
Z123-135(WE)
[14-0221; HEARING OPEN; DEFERRED UNTIL FEBRUARY 12, 2014 BY COUNCILMEMBER MEDRANO]
49. A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 1835 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 Community Retail District with a D-1 Liquor Control Overlay on the south line of Scyene Road, east of Namur Street
Recommendation of Staff and CPC: Approval for a two-year period with eligibility for automatic renewal for additional five-year periods, subject to a revised site plan and conditions
Z123-208(RB)
[14-0222; HEARING OPEN; DEFERRED UNTIL FEBRUARY 26, 2014 BY COUNCILMEMBER DAVIS]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

ZONING CASES - CONSENT (Continued)

50. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Specific Use Permit No. 1939 for an Open-enrollment charter school on property zoned an R-7.5(A) Single Family District, on the southeast corner of Military Parkway and Delafield Lane
Recommendation of Staff and CPC: Approval for a three-year period with eligibility for automatic renewal for additional five-year periods, subject to a revised site plan, revised traffic management plan and revised conditions
Z123-289(RB)
[14-0223; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29251]
51. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District on property zoned a CR Community Retail District and a D(A) Duplex District with H/128 Historic Overlay District No. 128 (Junius Heights) southeast of Columbia Avenue and northwest of Alton Avenue
Recommendation of Staff and CPC: Approval, subject to a development plan and conditions
Z123-335(MW)
[14-0224; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29252]
52. A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 1909 for the sale of alcoholic beverages in conjunction with a restaurant without drive-in or drive-through service on property zoned a CS-D-1 Commercial Service District with a D-1 Liquor Control Overlay on the southeast line of Belt Line Road, east of Kleberg Road
Recommendation of Staff and CPC: Approval for a five-year period with eligibility for automatic renewal for additional five-year periods, subject to conditions
Z123-360(MW)
[14-0225; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29253]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

ZONING CASES - CONSENT (Continued)

53. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for an alcoholic beverage establishment use for a bar, lounge, or tavern on property within Tract A of Planned Development District No. 269, Deep Ellum/Near East Side Special Purpose District on the east corner of Main Street and North Exposition Avenue
Recommendation of Staff and CPC: Approval for a two-year period, subject to a site/landscape plan and conditions
Z123-373(WE)
[14-0226; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29254]
54. A public hearing to receive comments regarding an application for and an ordinance granting a CR Community Retail District on property zoned an LO-1 Limited Office District on the west side of Marsh Lane, north of Walnut Hill Lane
Recommendation of Staff and CPC: Approval
Z134-104(WE)
[14-0227; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29255]
55. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a liquor store on property zoned Subarea 10 within Planned Development District No. 298, the Bryan Area Special Purpose District, at the east corner of Live Oak Street and North Haskell Avenue
Recommendation of Staff and CPC: Approval for a two-year period with eligibility for automatic renewal of additional two-year periods, subject to a site plan and conditions
Z134-108(JH)
[14-0228; HEARING OPEN; DEFERRED UNTIL MARCH 26, 2014 BY COUNCILMEMBER MEDRANO]
56. A public hearing to receive comments regarding an application for and an ordinance granting a new subdistrict within Planned Development District No. 764, the Second Avenue Special Purpose District, on the southwest line of Second Avenue, northwest of Hatcher Street
Recommendation of Staff and CPC: Approval, subject to conditions
Z134-113(WE)
[14-0229; HEARING OPEN; DEFERRED UNTIL FEBRUARY 12, 2014 BY COUNCILMEMBER DAVIS]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

ZONING CASES - INDIVIDUAL

57. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for an Open-enrollment charter school and a Child-care facility on property zoned an R-7.5(A) Single Family District on property bounded by Palo Alto Drive, South El Centro Way, Texoma Way, Morgan Drive, and San Jose Avenue
Recommendation of Staff: Approval for a three-year period with eligibility for automatic renewal for additional five-year periods, subject to a site plan, traffic management plan and conditions
Recommendation of CPC: Approval for a two-year period, subject to a site plan, traffic management plan and conditions
Z123-280(RB)
[14-0230; HEARING OPEN; DEFERRED UNTIL FEBRUARY 12, 2014 BY DEPUTY MAYOR PRO TEM ALONZO]

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

58. 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 a CR-D-1 Community Retail District with a D-1 Liquor Control Overlay on the northwest corner of Bruton Road and North Prairie Creek Road
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 with eligibility for automatic renewal for additional two-year periods, subject to a site plan and conditions
Z123-329(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 22, 2014, with the public hearing open
[14-0231; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE 29256]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

ZONING CASES - UNDER ADVISEMENT – INDIVIDUAL (Continued)

59. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a Convalescent and nursing home, hospice care, and related institutions use and a resolution terminating the deed restrictions on property within Subdistrict 4A of Planned Development District No. 714, the West Commerce Street/Fort Worth Avenue Special Purpose District, on the northeast line of Bahama Drive, south of Ft. Worth Avenue

Recommendation of Staff and CPC: Approval for a ten-year period with eligibility for automatic renewal for additional fifteen-year periods, subject to a site plan and conditions, and approval of the termination of existing deed restrictions

Z123-334(RB)

Note: This item was considered by the City Council at a public hearing on December 11, 2013, and was taken under advisement until January 22, 2014, with the public hearing open

[14-0232; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE AND DEED RESTRICTIONS TO RETURN AT A LATER DATE]

DESIGNATED ZONING CASES - INDIVIDUAL

60. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development Subdistrict for mixed uses on property zoned an LC Light Commercial Subdistrict in Planned Development District No. 193, the Oak Lawn Special Purpose District on the northwest corner of Routh Street and McKinney Avenue

Recommendation of Staff and CPC: Approval, subject to a development plan and conditions

Z123-283(MW)

[14-0233; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE 29257]

61. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development District No. 759 for RR Regional Retail District uses generally bounded by West Mockingbird Lane, Forest Park Road, Empire Central and Maple Avenue

Recommendation of Staff and CPC: Approval, subject to a revised conceptual plan and revised conditions

Z123-340(WE)

[14-0234; HEARING OPEN; DEFERRED UNTIL MARCH 26, 2014 BY COUNCILMEMBER MEDRANO]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

DESIGNATED ZONING CASES – INDIVIDUAL (Continued)

62. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development District No. 344 on the northeast line of Park Lane, northwest of Abrams Road
Recommendation of Staff and CPC: Approval, subject to a revised development/landscape plan and conditions
Z123-370(WE)
[14-0235; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29258]

DESIGNATED ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

63. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a detached non-premise sign (billboard) use on property zoned a GO(A) General Office District on the southwest corner of LBJ Freeway and Bank Way Lane (formerly Nelda Lane)
Recommendation of Staff: Approval for a ten-year period, subject to site plan and conditions
Recommendation of CPC: Denial without prejudice
Z123-361(CG)
Note: This item was considered by the City Council at a public hearing on December 11, 2013, and was taken under advisement until January 22, 2014, with the public hearing open
[14-0236; HEARING OPEN; DEFERRED UNTIL FEBRUARY 12, 2014 BY DEPUTY MAYOR PRO TEM ALONZO]

FLOODPLAIN APPLICATIONS

Trinity Watershed Management

64. 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 0.10 acres of the current 0.57 acres of land, located at the southeast corner of Zang Boulevard and Louisiana Avenue within the floodplain of South Branch of Cedar Creek, Fill Permit 13-04 - Financing: No cost consideration to the City
[14-0237; HEARING CLOSED; APPROVED]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

THOROUGHFARE PLAN AMENDMENTS

Public Works Department

65. A public hearing to receive comments to amend the City of Dallas Thoroughfare Plan to change the dimensional classification of Sylvan Avenue from IH-30 to Colorado Boulevard from a six-lane divided roadway M-6-D(A*) within 100 feet of right-of-way to a special four-lane divided roadway (SPCL 4-D) with bicycle lanes within 80 feet of right-of-way; and at the close of the hearing, authorize an ordinance implementing the change - Financing: No cost consideration to the City
[14-0238; HEARING CLOSED; APPROVED; ORDINANCE 29259]
66. A public hearing to receive comments to amend the City of Dallas Thoroughfare Plan to change the dimensional classifications of **(1)** Victory Avenue from Continental Avenue to Lamar Street from a one-way special three-lane couplet (SPCL 3 CPLT) within 56 feet of right-of-way to a special two-way three-lane undivided roadway (SPCL 3U) within 67 feet of right-of-way and 36 feet of pavement; **(2)** Victory Avenue from Lamar Street to North Houston Street from a one-way special four-lane couplet (SPCL 4 CPLT) within 64 to 80 feet of right-of-way to a special two-way four-lane undivided roadway (SPCL 4U) within 67 to 80 feet of right-of-way; **(3)** North Houston Street from Continental Avenue to All Star Way from a one-way special four-lane couplet (SPCL 4 CPLT) within 64 to 67 feet of right-of-way to a two-way special three-lane undivided roadway (SPCL 3U) within 67 feet of right-of-way with bicycle lanes; and **(4)** North Houston Street from All Star Way to Hi Line Drive from a one-way special four-lane couplet (SPCL 4 CPLT) within 64 to 67 feet of right-of-way to a two-way special four-lane undivided roadway (SPCL 4U) within 64 to 67 feet of right-of-way and 44 to 47 feet of pavement; and at the close of the hearing, authorize an ordinance implementing the change - Financing: No cost consideration to the City
[14-0239; HEARING CLOSED; APPROVED; ORDINANCE 29260]

MISCELLANEOUS HEARINGS - UNDER ADVISEMENT

Sustainable Development and Construction

67. 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 - AV123-011 - Financing: No cost consideration to the City
[14-0240; HEARING CLOSED; APPROVED]

**ANNOTATED ADDENDUM
CITY COUNCIL MEETING
JANUARY 22, 2014
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBER, CITY HALL
DALLAS, TEXAS 75201
9:05 A.M. – 4:05 P.M.**

ADDITIONS:

Closed Session
[14-0241; NOT HELD]

5ES

Attorney Briefings (Sec. 551.071 T.O.M.A.)
- Olivia Lord v. Dwayne A. Thompson, Civil Action No. 3:11-CV-3241-M

CONSENT ADDENDUM

Business Development & Procurement Services

1. Authorize **(1)** an acquisition contract for the design, purchase and installation of a replacement microwave communication system in the amount of \$6,284,983; and **(2)** a five-year service contract for maintenance and support of the replacement microwave communication system in the amount of \$1,825,255 - Alcatel-Lucent USA, Inc., most advantageous proposer of five - Total not to exceed \$8,110,238 - 2011 Urban Area Security Initiative Grant Funds (\$65,000), 2012 Urban Area Security Initiative Grant Funds (\$4,600,000), 2013 Urban Area Security Initiative Grant Funds (\$1,930,069) and Current Funds (\$1,515,169) (subject to annual appropriations)
[14-0242; APPROVED AS AN INDIVIDUAL ITEM]

2. Authorize Supplemental Agreement No. 1 to increase the contract with CGI Technologies and Solutions, Inc. through the State of Texas Department of Information Resources, to provide training services and material in support of the City's financial and accounting system upgrade - Not to exceed \$192,200, from \$1,130,411 to \$1,322,611 - Financing: Current Funds
[14-0243; APPROVED]

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Civil Service

3. Authorize an amendment to Resolution No. 13-2148, previously approved on December 11, 2013, to amend the amount to be reimbursed by the appealing employees from \$4,000 to \$10,000, which is 50% of the total of all Administrative Law Judge contracts - Financing: No cost consideration to the City
[14-0244; APPROVED AS AN INDIVIDUAL ITEM]

Housing/Community Services

4. Authorize **(1)** the acceptance of a donation in the amount of \$450,000 from TXU Energy to provide temporary financial assistance through the West Dallas Multipurpose Center and the Martin Luther King, Jr. Community Center to individuals and families who are experiencing a temporary financial crisis; and **(2)** an increase in appropriations in the amount of \$450,000 in the Energy Emergency Assistance Fund - Not to exceed \$450,000 - Financing: Private Funds
[14-0245; APPROVED]

Office of Risk Management

5. Authorize the first of two one-year renewal options with the Texas Municipal League Intergovernmental Risk Pool for Excess Workers' Compensation Insurance effective February 1, 2014 through January 31, 2015 - Not to exceed \$425,000 - Financing: Current Funds (subject to appropriations)
[14-0246; APPROVED]

Park & Recreation

6. Authorize an agreement between the National Collegiate Athletic Association (NCAA) and the City of Dallas for the NCAA to fund and execute the refurbishment of the indoor basketball facility and for the NCAA to fund the costs of the ribbon-cutting ceremony at Exline Recreation Center located 2525 Pine Street - Financing: No cost consideration to the City
[14-0247; APPROVED]

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Public Works Department

7. Authorize a contract with Big Sky Construction Company, Inc., best value proposer of five for the construction of the Omni Convention Hotel and Convention Center Dallas Area Rapid Transit Station Sustainable Development Infrastructure Project, Phase II - Not to exceed \$3,831,950 - Financing: 2009 Convention Center Revenue Bonds (\$1,231,950); North Central Texas Council of Governments Grant Funds (\$600,000) and General Obligation Commercial Paper Funds (\$2,000,000)
[14-0248; APPROVED AS AN INDIVIDUAL ITEM]
8. Authorize an increase in the contract with Texas Standard Construction, Ltd. for streetscape improvements for Sylvan Avenue from the IH-30 westbound frontage road to Fort Worth Avenue - Not to exceed \$177,638, from \$1,537,669 to \$1,715,307 - Financing: General Obligation Commercial Paper Funds
[14-0249; APPROVED AS AN INDIVIDUAL ITEM]

ITEMS FOR INDIVIDUAL CONSIDERATION

City Attorney's Office

9. A resolution amending Paragraph (f), "Open Microphone," of Subsection 6.3, "Citizen Speakers," of Section 6, "Order of Business," of the City Council Rules of Procedure to specify that any individual may register to speak during the open microphone period of city council meeting once every 30 days - Financing: No cost consideration to the City
[14-0250; REMAND TO THE QUALITY OF LIFE AND ENVIRONMENT COUNCIL COMMITTEE; RETURN TO CITY COUNCIL ON FEBRUARY 26, 2014]

Sustainable Development and Construction

10. An ordinance amending Section 6-4 of Chapter 6 of the Dallas City Code to amend the standards for approval of applications for variances from the spacing requirements for alcohol permits - Financing: No cost consideration to the City
[14-0251; APPROVED; ORDINANCE 29261]

ADDITIONS: (Continued)

DESIGNATED PUBLIC SUBSIDY MATTERS

Economic Development

**City Center and Downtown Connection
TIF Districts**

Note: Addendum Item Nos. 11 and 12 must be considered collectively.

11. * Authorize a lease/development agreement with Arts District Property, Ltd., for TIF Incentives to provide public parking in a private garage to be constructed as a component of the Flora Lofts project in the Arts District, in an amount not to exceed \$2,000,000, from revenues accruing to the Parking Initiative budget line item of the Tax Increment Financing Reinvestment Zone Five (City Center TIF District) - Financing: City Center TIF District Funds
[14-0252; APPROVED]

12. * A resolution declaring the intent of Tax Increment Financing District Reinvestment Zone Number Five (City Center TIF District) to provide TIF Incentives in the form of annual lease payments to Arts District Property, Ltd., in an amount not to exceed \$2,000,000 to provide public parking in a private parking garage pursuant to the lease/development agreement with Arts District Property, Ltd. - Financing: No cost consideration to the City
[14-0253; APPROVED]

Housing/Community Services

13. Authorize **(1)** preliminary adoption of Substantial Amendment No. 1 to the FY 2013-14 Action Plan for the Community Development Block Grant Program (CDBG) and HOME Investment Partnership Program (HOME); **(2)** addition of the CDBG Community Based Development Organization (CBDO) program to the FY 2013-14 Action Plan; **(3)** the use of funds for the Community Based Development Organization program and the Housing Development Loan Program; **(4)** the establishment of appropriations in CDBG Community Based Development Organization program and increase appropriations in HOME, Housing Development Loan Program made possible by unanticipated program income; and **(5)** a public hearing to be held on February 26, 2014 to receive comments on Substantial Amendment No. 1 to the FY 2013-14 Action Plan - Total not to exceed \$2,344,142 - Financing: FY13-14 CDBG Program Income #1 (\$1,744,142) and FY13-14 HOME Program Income #1 (\$600,000)
[14-0254; APPROVED]

ADDITIONS: (Continued)

PUBLIC HEARINGS AND RELATED ACTIONS

Sustainable Development and Construction

ZONING CASES - CONSENT

14. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for mixed uses on property zoned a CR Community Retail District, an NO(A) Neighborhood Office District and an R-7.5(A) Single Family District on the south corner of East Corning Avenue and South Lancaster Road
Recommendation of Staff and CPC: Approval, subject to a development plan and landscape plan for Tract I, Phase I, and a conceptual plan for Tract I, Phase II and Tract II, Phase III and conditions
Z123-217(WE)
[14-0255; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE 29262]

DELETIONS:

Public Works Department

23. Authorize Supplemental Agreement No. 2 to the professional services contract with CDM-Smith Inc. (formerly Camp Dresser & McKee Inc.) for engineering services for the schematic design phase for the Stormwater Drainage Master Plan at Dallas Love Field - Not to exceed \$2,269,000, from \$1,909,000 to \$4,178,000 - Financing: Aviation Capital Construction Funds
[14-0195]

Sustainable Development and Construction

37. An ordinance abandoning a portion of Gibson Street and a subsurface drive to FM Futsal, Ltd, the abutting owner, containing a total of approximately 41,301 square feet of land, located near the intersection with Cesar Chavez Boulevard, and authorizing the quitclaim - Revenue: \$16,456, plus the \$20 ordinance publication fee
[14-0209]