

**ANNOTATED AGENDA
CITY COUNCIL MEETING
MAY 13, 2015
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:15 A.M. – 3:21 P.M.
[15-0830; HELD]**

Invocation and Pledge of Allegiance (Council Chamber)

Agenda Item/Open Microphone Speakers
[15-0831]

VOTING AGENDA

1. Approval of Minutes of the April 22, 2015 City Council Meeting
[15-0832; APPROVED WITH CORRECTIONS]

CONSENT AGENDA
[15-0833; APPROVED]

Aviation

2. Authorize **(1)** the Aviation Department to provide initial funding for maintenance costs for the Routine Annual Maintenance Program (RAMP) in an amount not to exceed \$100,000; **(2)** the Aviation Department to apply for and accept grant funds from the Texas Department of Transportation Aviation Division in an amount not to exceed \$50,000 for eligible costs related to RAMP as part of a 50% conditional grant match agreement; and **(3)** execution of the grant agreement - Total not to exceed \$100,000 - Financing: Aviation Current Funds (\$100,000) (subject to appropriations; to be partially reimbursed with TxDOT Grant Funds) and Texas Department of Transportation Grant Funds (\$50,000)
[15-0834; APPROVED]

Business Development & Procurement Services

3. Authorize a five-year service contract for janitorial services and floor maintenance at various Aviation locations - Members Building Maintenance, LLC, most advantageous proposer of eleven - Not to exceed \$8,482,584 - Financing: Aviation Current Funds (subject to annual appropriations)
[15-0835; APPROVED]

CONSENT AGENDA (Continued)

Business Development & Procurement Services (Continued)

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

Urban Search and Rescue Equipment

4. * Authorize the purchase of equipment and personal protective gear for the Texas Task Force 2 Urban Search and Rescue team - W. W. Grainger, Inc. in the amount of \$88,587 through the Texas Multiple Award Schedule and Safeware, Inc. in the amount of \$602,766 through the U.S. Communities Government Purchasing Alliance Administrative Agreement - Total not exceed \$691,353 - Financing: 2013-15 Texas Department of Public Safety Grant Funds
[15-0836; APPROVED]

5. * Authorize **(1)** an acquisition contract for the purchase and implementation of a GeoSuite Field Server Kit in the amount of \$123,595; and **(2)** a one-year service contract for maintenance and support of the GeoSuite Field Server Kit for Texas Task Force 2 Urban Search and Rescue Team in the amount of \$21,375 - CTS Consolidated Telecom Services, through the Department of Information Resources, State of Texas Cooperative contract - Total not to exceed \$144,970 - Financing: 2013-15 Texas Department of Public Safety Grant Funds
[15-0837; APPROVED]

6. Authorize a three-year master agreement for aggregate materials to be utilized citywide - Q. Roberts Trucking, Inc. in the amount of \$4,636,702, Hanson Aggregates LLC in the amount of \$978,591 and Earth Haulers, Inc. in the amount of \$303,528, lowest responsible bidders of four - Total not to exceed \$5,918,821 - Financing: Current Funds (\$2,267,034), Water Utilities Current Funds (\$3,305,551), Stormwater Drainage Management Current Funds (\$341,536) and Aviation Current Funds (\$4,700)
[15-0838; APPROVED]

7. Authorize a three-year master agreement for ferric sulfate to be used in the water purification process - Chemtrade Chemicals US, LLC in the amount of \$19,518,300 and Pencco, Inc. in the amount of \$4,244,400, lowest responsible bidders of three - Total not to exceed \$23,762,700 - Financing: Water Utilities Current Funds
[15-0839; APPROVED]

Office of Financial Services

8. An ordinance denying rates as requested by Atmos Energy Corp. Mid-Tex Division (Atmos), and authorizing increased rates to be charged by Atmos as negotiated pursuant to its January 15, 2015 Dallas Annual Rate Review (DARR) filing - Financing: No cost consideration to the City
[15-0840; APPROVED; ORDINANCE 29726]

CONSENT AGENDA (Continued)

Office of Financial Services (Continued)

9. Authorize a public hearing to be held on May 27, 2015 to receive comments on the FY 2015-16 Operating, Capital, and Grant/Trust budgets - Financing: No cost consideration to the City
[15-0841; APPROVED]

Park & Recreation

10. Authorize Supplemental Agreement No. 2 to the construction manager at risk contract with Rogers-O'Brien Construction Company, Ltd. for credit for deleted scope of work at the L.B. Houston Sports Complex located at 11223 Luna Road - Not to exceed (-\$177,294), from \$5,167,941 to \$4,990,647 - Financing: 2003 Bond Funds (-\$21,074) and 2006 Bond Funds (-\$156,220)
[15-0842; APPROVED]

Police

11. Authorize **(1)** the application for and acceptance of the "Click It or Ticket" Mobilization Grant from the Texas Department of Transportation for a safety belt enforcement initiative for the period April 28, 2015 through June 6, 2015 in the amount of \$59,964; **(2)** a City contribution of pension and Federal Insurance Contributions Act costs in the amount of \$17,360; and **(3)** execution of the grant agreement - Total not to exceed \$77,324 - Financing: Current Funds (\$17,360) and Texas Department of Transportation Grant Funds (\$59,964)
[15-0843; APPROVED]

Public Works and Transportation

Street Reconstruction Group 12-635

Note: Item Nos. 12 and 13 must be considered collectively.

12. * Authorize a contract with Jeske Construction Company, lowest responsible bidder of six, for the reconstruction of street paving, drainage, water and wastewater main improvements for Street Reconstruction Group 12-635 (list attached) - Not to exceed \$3,745,189 - Financing: General Obligation Commercial Paper Funds (\$2,223,482), 2006 Bond Funds (\$603,185), Water Utilities Capital Improvement Funds (\$782,132) and Water Utilities Capital Construction Funds (\$136,390)
[15-0844; APPROVED]

CONSENT AGENDA (Continued)

Public Works and Transportation (Continued)

Note: Item Nos. 12 and 13
must be considered collectively.

Street Reconstruction Group 12-635

13. * Authorize a professional services contract with Kleinfelder Central, Inc., to provide construction material testing for the Street Reconstruction Group 12-635 project - Not to exceed \$71,861 - Financing: General Obligation Commercial Paper Funds (\$4,035), 2006 Bond Funds (\$28,245) and 2012 Bond Funds (\$39,581)
[15-0845; APPROVED]

Sustainable Development and Construction

14. Authorize the termination and release of lease back and lease option rights in favor of the City of Dallas as to certain property located near the intersection of Central Expressway and Watkins Street owned by The Housing Authority of the City of Dallas for police office space - Financing: No cost consideration to the City
[15-0846; APPROVED]
15. An ordinance granting a revocable license to Crow Family Foundation, Inc. for the use of approximately 120 square feet of land to use and maintain three existing sculptures on a portion of Flora Street, located near its intersection with Olive Street - Revenue: \$5,400 one-time fee, plus the \$20 ordinance publication fee
[15-0847; APPROVED; ORDINANCE 29727]
16. An ordinance abandoning a portion of a sanitary sewer easement to 604 Fort Worth Ave Apartments Investors LLC, the abutting owner, containing approximately 5,236 square feet of land, located near the intersection of Fort Worth Avenue and Yorktown Street - Revenue: \$5,400, plus the \$20 ordinance publication fee
[15-0848; APPROVED; ORDINANCE 29728]
17. An ordinance abandoning a portion of a water easement to TC Central Associates, LLC, the abutting owner, containing approximately 10,068 square feet of land, located near the intersection of Central Expressway and Carroll Avenue - Revenue: \$5,400, plus the \$20 ordinance publication fee
[15-0849; APPROVED; ORDINANCE 29729]
18. An ordinance abandoning a portion of a utility easement to Pleasant Grove Shopping Center, Inc., the abutting owner, containing approximately 4,700 square feet of land, located near the intersection of Buckner Boulevard and Grovecrest Drive - Revenue: \$5,400, plus the \$20 ordinance publication fee
[15-0850; APPROVED; ORDINANCE 29730]

CONSENT AGENDA (Continued)

Sustainable Development and Construction (Continued)

19. An ordinance amending Chapter 54, "Dallas Plumbing Code," of the Dallas City Code, as amended, by amending the maximum allowable lead content in pipes, pipe fittings, plumbing fittings and fixtures; providing a penalty not to exceed \$2,000; providing a saving clause; providing a severability clause; and providing an effective date - Financing: No cost consideration to the City
[15-0851; DELETED AT THE REQUEST OF THE CITY MANAGER]

Water Utilities

20. Authorize an engineering contract with Gresham, Smith and Partners to provide engineering services for an evaluation/study and preliminary design related to major maintenance and rehabilitation improvements at the Southside Wastewater Treatment Plant - Not to exceed \$1,498,958 - Financing: Water Utilities Capital Improvement Funds
[15-0852; APPROVED]
21. Authorize **(1)** a Standard Utility Agreement with the State of Texas, acting through the Texas Department of Transportation, for water and wastewater main relocations and appurtenance adjustments in Interstate Highway 20 from west of Haymarket Road to U.S. Highway 175 (C.F. Hawn Freeway); and **(2)** the receipt and deposit of funds from the Texas Department of Transportation for reimbursement of design, inspection and project management costs for the project - Revenue: \$88,751
[15-0853; APPROVED]

ITEMS FOR INDIVIDUAL CONSIDERATION

City Secretary's Office

22. 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)
[15-0854; FULL COUNCIL APPOINTMENTS MADE TO BOARDS AND COMMISSIONS]

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

Trinity Watershed Management

23. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Andrew Birmingham, of a subsurface easement under approximately 2,134 square feet of land located on Zenia Drive at its intersection with North Central Expressway for the Mill Creek/Peaks Branch/State Thomas Drainage Relief Tunnel Project - Not to exceed \$13,760 (\$11,760 plus closing costs and title expenses not to exceed \$2,000) - Financing: 2006 Bond Funds
[15-0855; APPROVED]
24. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Eretz Dallas Properties, LLC, of a subsurface easement under approximately 9,019 square feet of land located on Haskell Avenue near its intersection with Live Oak Street for the Mill Creek/Peaks Branch/State Thomas Drainage Relief Tunnel Project - Not to exceed \$34,165 (\$30,665 plus closing costs and title expenses not to exceed \$3,500) - Financing: 2006 Bond Funds
[15-0856; APPROVED]
25. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from M.I. Gaston Partners, Ltd. and MSC-I, Ltd., of a subsurface easement under approximately 10,702 square feet of land located on Gaston Avenue near its intersection with Peak Street for the Mill Creek/Peaks Branch/State Thomas Drainage Relief Tunnel Project - Not to exceed \$34,606 (\$32,106 plus closing costs and title expenses not to exceed \$2,500) - Financing: 2006 Bond Funds
[15-0857; APPROVED]

DESIGNATED PUBLIC SUBSIDY MATTERS

Economic Development

DalParc I-20 Logistics, LLC

Note: Item Nos. 26, 27 and 28 must be considered collectively.

26. * Authorize a resolution designating approximately 127 acres of property located south of Altamoore Road, north of Telephone Road, west of Van Horn Drive and east of the Lancaster City Limit in Dallas, Texas, as City of Dallas Neighborhood Empowerment Zone No. 2 ("City of Dallas NEZ No. 2"), pursuant to Chapter 378 of the Local Government Code to promote an increase in economic development in the zone, establishing the boundaries of the Neighborhood Empowerment Zone and providing for an effective date - Financing: No cost consideration to the City
[15-0858; APPROVED]

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

DESIGNATED PUBLIC SUBSIDY MATTERS (Continued)

Economic Development (Continued)

Note: Item Nos. 26, 27 and 28
must be considered collectively

DalParc I-20 Logistics, LLC

27. * Authorize a real property tax abatement agreement with DalParc I-20 Logistics, LLC located on approximately 44 acres south of Altamoor Road, north of Balmorhea Drive, west of Van Horn Drive and east of the Lancaster City Limit in Dallas, Texas for a speculative industrial/warehouse facility of at least 900,000 square feet in the amount of 90 percent on the value of real property improvements for 10 years in accordance with the City's Public/Private Partnership Program - Revenue: First year revenue estimated at \$17,932; ten-year revenue estimated at \$179,325; (Estimated revenue foregone for a ten-year new business personal property abatement estimated at \$1,613,925)
[15-0859; APPROVED]
28. * Authorize a Chapter 380 economic development grant agreement in an amount not to exceed \$312,000 with DalParc I-20 Logistics, LLC related to the construction of a speculative industrial/warehouse facility of at least 900,000 square feet, pursuant to Chapter 380 of the Texas Local Government Code in accordance with the City's Public/Private Partnership Program - Not to exceed \$312,000 - Financing: 2012 Bond Funds
[15-0860; APPROVED]

Housing/Community Services

29. Authorize a conditional grant agreement with Greenleaf Ventures, LLC to pay for a portion of the infrastructure construction costs for a single family development for 50-53 homes in East Dallas located on Chariot Drive - Not to exceed \$450,000 - Financing: 2012 Bond Funds
[15-0861; APPROVED]
30. Authorize a conditional grant agreement with Greenleaf Ventures, LLC to pay for a portion of the infrastructure construction costs for a single family development for 116 homes in West Dallas located on Singleton Boulevard - Not to exceed \$1,275,000 - Financing: 2012 Bond Funds
[15-0862; APPROVED]

PUBLIC HEARINGS AND RELATED ACTIONS

Sustainable Development and Construction

ZONING CASES – CONSENT

[15-0863; APPROVED]

31. A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 1907 for the sale of alcoholic beverages in conjunction with a general merchandise or food store greater than 3,500 square feet on property zoned an RR Regional Retail District with a D-1 Liquor Control Overlay on the southeast corner of Samuell Boulevard and North Jim Miller Road
Recommendation of Staff: Approval for a two-year period with eligibility for automatic renewals for additional five-year periods, subject to conditions
Recommendation of CPC: Approval for an 18-month period, subject to conditions
Z134-352(CG)
[15-0864; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29731]

32. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a mini-warehouse use on property zoned an MU-3(SAH) Mixed Use Affordable District with deed restrictions on the northwest corner of Southern Boulevard and Noel Road
Recommendation of Staff and CPC: Approval for a ten-year period, subject to a site plan, landscape plan, elevations plan and conditions
Z145-152(OTH)
[15-0865; HEARING OPEN; DEFERRED UNTIL MAY 27, 2015 BY COUNCIL-MEMBER KLEINMAN]

33. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Planned Development District No. 556 along the east line of North Central Expressway, between Lee Street and Normah Street
Recommendation of Staff and CPC: Approval, subject to a revised development plan and conditions
Z145-175(AF)
[15-0866; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29732]

34. A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 1696 for an alcoholic beverage establishment limited to a bar, lounge, or tavern on property zoned Tract A of Planned Development District No. 269, the Deep Ellum/Near East Side District, on the south side of Elm Street, east of North Crowdus Street
Recommendation of Staff and CPC: Approval for a three-year period, subject to conditions
Z145-176(CG)
[15-0867; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29733]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

ZONING CASES – CONSENT (Continued)

35. A public hearing to receive comments regarding an application for and an ordinance granting a CS Commercial Service District on property zoned an IR Industrial Research District on the north line of Joe Field Road, south of Royal Lane, and west of Emerald Street

Recommendation of Staff and CPC: Approval

Z145-192(AF)

[15-0868; HEARING OPEN; DEFERRED UNTIL MAY 27, 2015 BY DEPUTY MAYOR PRO TEM ALONZO]

36. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Specific Use Permit No. 954 for a private school and to add a child-care facility on property zoned an R-7.5(A) Single Family District on the north line of Military Parkway, east of South Buckner Boulevard

Recommendation of Staff: Approval for a ten-year period with eligibility for automatic renewals for additional ten-year periods, subject to a revised site plan and conditions

Recommendation of CPC: Approval for a twenty-five-year period with eligibility for automatic renewals for additional twenty-five-year periods, subject to a revised site plan and conditions

Z145-193(SM)

[15-0869; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29734]

ZONING CASES - INDIVIDUAL

37. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a community service center on property zoned an R-7.5(A) Single Family District on the southeast corner of Southerland Avenue and Bonnie View Road

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

Recommendation of CPC: Approval for a ten-year period with eligibility for automatic renewals for additional ten-year periods, subject to a revised site plan and conditions

Z123-266(SM)

[15-0870; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29735]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

ZONING CASES – INDIVIDUAL (Continued)

38. 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 Community Retail District with a D-1 Liquor Control Overlay along the east line of Kleberg Road, the north line of Carleta Street and the south line of Parkcliff Drive
Recommendation of Staff: Approval for a two-year period with eligibility for automatic renewals for additional five-year periods, subject to a site plan and conditions
Recommendation of CPC: Approval for a two-year period, subject to a site plan and conditions
Z145-105(CG)
[15-0871; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29736]

DESIGNATED ZONING CASES - INDIVIDUAL

39. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development Subdistrict for O-2 Office Subdistrict Uses and MF-2 Multiple-family Subdistrict uses on property zoned an O-2 Office Subdistrict and an MF-2 Multiple-family Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the west corner of North Central Expressway and Oliver Street, and the southeast line of McKinney Avenue, south of Oliver Street
Recommendation of Staff and CPC: Approval, subject to a Tract 1 development plan, Tract 1 landscape plan, Tract 2 development/landscape plan and conditions
Z145-147(RB)
[15-0872; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29737]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

DESIGNATED ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

40. A public hearing to receive comments regarding an application for and an ordinance granting an MU-3 Mixed Use District ~~with~~ and a resolution accepting deed restrictions volunteered by the applicant on property zoned a GO(A) General Office District on the northeast corner of East Northwest Highway and North Central Expressway
Recommendation of Staff and CPC: Approval with deed restrictions volunteered by the applicant

Z145-145(AF)

Note: This item was considered by the City Council at a public hearing on April 22, 2015, and was taken under advisement until May 13, 2015, with the public hearing open **[15-0873; CORRECTED ON THE ADDENDUM; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29738]**

SPECIAL PROVISION SIGN DISTRICT - UNDER ADVISEMENT - INDIVIDUAL

41. A public hearing to receive comments regarding an application for and an ordinance granting the creation of a new subdistrict in the Downtown Special Provision Sign District Overlay on property zoned Planned Development District No. 619 with a Pedestrian Overlay in an area generally bounded by Pacific Avenue, North Akard Street, Elm Street, and North Field Street

Recommendation of Staff and CPC: Approval, subject to conditions

Special Sign District Advisory Committee: Denial

SPSD134-005

Note: This item was considered by the City Council at a public hearing on April 22, 2015, and was taken under advisement until May 13, 2015, with the public hearing open **[15-0874; HEARING CLOSED; ORDINANCE TO RETURN ON MAY 27, 2015]**

THOROUGHFARE PLAN AMENDMENTS

Planning and Neighborhood Vitality

42. A public hearing to receive comments to amend the City of Dallas Thoroughfare Plan to change the dimensional classification of **(1)** Myrtle Street from Elsie Faye Heggins Street to Bexar Street from a four-lane undivided roadway (S-4-U) within 60-feet of right-of-way to a special two-lane undivided (SPCL 2U) roadway with a bicycle facility within 50-feet of right-of-way and 36-feet of pavement; and **(2)** Bexar Street from Myrtle Street to Riverfront Extension from a four-lane undivided roadway (S-4-U) within 60-feet of right-of-way to a special two-lane undivided (SPCL 2U) roadway with a bicycle facility within 50-feet of right-of-way and 36-feet of pavement; and at the close of the hearing, authorize an ordinance implementing the change - Financing: No cost consideration to the City

[15-0875; HEARING CLOSED; APPROVED; ORDINANCE 29739]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS

Housing/Community Services

43. A public hearing to receive comments on the proposed sale of one unimproved property acquired by the taxing authorities from the Sheriff to East Dallas Community Organization (EDCO), a qualified non-profit organization; and, at the close of the public hearing, authorize the City Manager to: **(1)** quitclaim one unimproved property to EDCO under the HB110 process of the City's Land Transfer Program; and **(2)** release the City's non-tax liens included in the foreclosure judgment and post-judgment non-tax liens, if any (list attached) - Revenue: \$1,000
[15-0876; HEARING CLOSED; APPROVED]

Office of Environmental Quality

44. 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 Broadstone Farmers Market Property Owner, LLC located near the intersection of South Cesar Chavez Boulevard and East RL Thornton Freeway and adjacent street rights-of-way; and an ordinance authorizing support of the issuance of a municipal setting designation to Broadstone Farmers Market Property Owner, LLC 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
[15-0877; HEARING CLOSED; APPROVED; ORDINANCE 29740]
45. 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 Gas Equipment Company, Inc., Precise C Corp., and AN Luxury Imports Ltd. located near the intersection of Forest Lane and Harry Hines Boulevard and adjacent street rights-of-way; and an ordinance authorizing support of the issuance of a municipal setting designation to Rochester Gauges, 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
[15-0878; HEARING CLOSED; APPROVED; ORDINANCE 29741]

**ADDENDUM
CITY COUNCIL MEETING
MAY 13, 2015
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:15 A.M. – 3:21 P.M.**

ADDITIONS:

Closed Session
[15-0879; HELD]

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

- George Earl Pogue v. City of Dallas, et al. Civil Action No. 3:13-CV-4702-B
[BRIEFED]
- Legal issues regarding Chapter 9C, "Carryout Bags," of the Dallas City Code and Hilex Poy Co., et al. v. City of Dallas, Texas, Cause No. DC-15-04967
[BRIEFED]
- Joe Wesson v. City of Dallas, Texas and Jesus Martinez, Civil Action No. 3:14-CV-4325-L
[BRIEFED]

CONSENT ADDENDUM

Economic Development

1. Authorize the cancellation of secured promissory notes and the execution of release of liens on properties held as collateral for repaid loans made by the South Dallas/Fair Park Trust Fund to **(1)** Richard Knight dba "the MLK/175 Gateway Project" (Knight), in the amount of \$92,800; **(2)** Charles Senteio, dba Namamai Services, LLC, (Senteio), in the amount of \$50,000; and **(3)** Ephraim and Helen Oladiran dba Freedom Beauty and Fashions (Oladiran) in the amount of \$26,684 - Financing: No cost consideration to the City
[15-0880; APPROVED]

Police

2. Authorize **(1)** Supplemental Agreement No. 2 for renewal of the Interlocal Agreement (ILA) with Dallas County Schools (DCS) to administer and enforce the School Bus Stop Arm Enforcement Program for the period June 25, 2015 through May 22, 2062; and **(2)** disbursement of funds from the joint escrow account for certain DCS expenses associated with the operation of the school crossing guard program - Financing: No cost consideration to the City
[15-0881; APPROVED AS AMENDED]

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Sustainable Development and Construction

3. An ordinance abandoning a portion of an alley to CVS Pharmacy, Inc., the abutting owner, containing approximately 3,392 square feet of land, located near the intersection of Amelia Street and Maple Avenue - Revenue: \$72,000, plus the \$20 ordinance publication fee
[15-0882; APPROVED; ORDINANCE 29742]

4. An ordinance granting an amendment to and an expansion of Planned Development District No. 468, the Oak Cliff Special Purpose District, with deed restrictions on a portion, Specific Use Permit No. 10 for a nursing home, Specific Use Permit No. 1032 for a utility or government installation, Specific Use Permit No. 1623 for a financial institution with a drive-in window, Specific Use Permit No. 1679 for a financial institution with a drive-in window, H/84 Lake Cliff Historic District, and H/71 Betterton House Historic District; Planned Development District No. 160 with Specific Use Permit No. 2079 for a child-care facility; Planned Development District No. 340; Planned Development District No. 364; Planned Development District No. 830; an R-5(A) Single Family District; an R-7.5(A) Single Family District; a TH-2(A) Townhouse District; a CH Clustered Housing District; an MF-2(A) Multifamily District; a CR Community Retail District with deed restrictions; an IR Industrial Research District; a CS Commercial Service District with deed restriction; an LO-1 Office District with deed restrictions; an RR Regional Retail District; an MU-1 Mixed-Use District with deed restrictions; an MU-2 Mixed-Use District; and a P(A) Parking District generally bounded by Interstate 30 to the north, the east levee of the Trinity River to the northeast, Interstate 35 to the east, Marsalis Street to the west, Eighth Street and Seventh Street to the south, Zang Boulevard to the west, Davis Street to the south, Elsbeth Street to the west, Neches Street to the south, Madison Street to the west, between blocks BLK M/3363 LOT 1& 2 to the south, between blocks BLK M/3363 TR 23-A and 24 to the south, Bishop Avenue to the west, Colorado Boulevard to the north, both sides of Beckley Avenue to the west including property facing Interstate 30 service road - Financing: No cost consideration to the City
[15-0883; APPROVED; ORDINANCE 29743]

Trinity Watershed Management

5. Authorize settlement in lieu of proceeding with condemnation of a subsurface easement under approximately 9,440 square feet of land from Kambiz Khadivi located on Junius Street at its intersection with Peak Street for the Mill Creek/Peaks Branch/State Thomas Drainage Relief Tunnel Project - Not to exceed \$15,860 (\$14,160 plus closing costs and title expenses not to exceed \$1,700); an increase of \$4,720 from the amount Council originally authorized for this acquisition - Financing: 2006 Bond Funds
[15-0884; APPROVED]

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Trinity Watershed Management (Continued)

6. A resolution authorizing the conveyance of an easement and right-of-way containing approximately 12,778 square feet of land to Oncor Electric Delivery Company, LLC for the construction, use and maintenance of electric facilities across City-owned land located on Great Trinity Forest Way near its intersection with Long Acre Lane – Revenue: \$1,000
[15-0885; APPROVED]

ITEMS FOR INDIVIDUAL CONSIDERATION

Business Development & Procurement Services

7. Execute the casting of lots to identify the recommended vendor resulting from tie bids on lines 54 and 55 for bid BM1422 for a three-year master agreement for the purchase of pumps and parts - Austin Pump & Supply Company and Master Pumps & Equipment - Financing: This action has no cost consideration to the City
[15-0886; APPROVED]

City Secretary's Office

8. A resolution designating absences by Mayor Michael Rawlings, Councilmember Scott Griggs, Councilmember Adam Medrano, Councilmember Carolyn Davis, Councilmember Lee Kleinman, Councilmember Sandy Greyson, and Councilmember Philip Kingston as being for "Official City Business" - Financing: No cost consideration to the City
[15-0887; APPROVED AS AMENDED]

Trinity Watershed Management

9. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Kayla M. Heath and Christopher A. Geno, of a subsurface easement under approximately 182 square feet of land located on Zenia Drive at its intersection with North Central Expressway for the Mill Creek/Peaks Branch/State Thomas Drainage Relief Tunnel Project - Not to exceed \$2,710 (\$910 plus closing costs and title expenses not to exceed \$1,800) - Financing: 2006 Bond Funds
[15-0888; APPROVED]

ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

Trinity Watershed Management (Continued)

10. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Michael James Hudson and Robert Hudson, of a subsurface easement under approximately 634 square feet of land located on Zenia Drive at its intersection with North Central Expressway for the Mill Creek/Peaks Branch/State Thomas Drainage Relief Tunnel Project - Not to exceed \$5,170 (\$3,170 plus closing costs and title expenses not to exceed \$2,000) - Financing: 2006 Bond Funds
[15-0889; APPROVED]
11. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Rosedale Apartments, LLC, of a subsurface easement under approximately 4,944 square feet of land located on Ross Avenue at its intersection with Hall Street for the Mill Creek/Peaks Branch/State Thomas Drainage Relief Tunnel Project - Not to exceed \$24,382 (\$21,882 plus closing costs and title expenses not to exceed \$2,500) - Financing: 2006 Bond Funds
[15-0890; APPROVED]
12. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Stuart Crow, of a subsurface easement under approximately 3,140 square feet of land located on Flora Street near its intersection with North Central Expressway for the Mill Creek/Peaks Branch/State Thomas Drainage Relief Tunnel Project - Not to exceed \$12,690 (\$10,990 plus closing costs and title expenses not to exceed \$1,700) - Financing: 2006 Bond Funds
[15-0891; APPROVED]

CORRECTION:

Sustainable Development and Construction

40. A public hearing to receive comments regarding an application for and an ordinance granting an MU-3 Mixed Use District ~~with~~ and a resolution accepting deed restrictions volunteered by the applicant on property zoned a GO(A) General Office District on the northeast corner of East Northwest Highway and North Central Expressway
Recommendation of Staff and CPC: Approval with deed restrictions volunteered by the applicant
Z145-145(AF)
Note: This item was considered by the City Council at a public hearing on April 22, 2015, and was taken under advisement until May 13, 2015, with the public hearing open
[15-0873]