

**ANNOTATED AGENDA
CITY COUNCIL MEETING
SEPTEMBER 9, 2015
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:12 A.M. – 2:12 P.M.
[15-1640; HELD]**

Invocation and Pledge of Allegiance (Council Chamber)

Agenda Item/Open Microphone Speakers
[15-1641]

VOTING AGENDA

1. Approval of Minutes of the August 26, 2015 City Council Meeting
[15-1642; APPROVED WITH A CORRECTION]

CONSENT AGENDA
[15-1643; APPROVED]

Business Development & Procurement Services

2. Authorize a three-year service contract for ambulance power stretchers service and repair - San Antonio Equipment Repair, Inc. dba EMSAR of Texas, only bidder - Not to exceed \$182,850 - Financing: Current Funds (subject to annual appropriations)
[15-1644; APPROVED]
3. Authorize a three-year service contract for chemical root control - Municipal Sales, Inc., lowest responsible bidder of two - Not to exceed \$900,500 - Financing: Water Utilities Capital Construction Funds (subject to annual appropriations)
[15-1645; APPROVED]
4. Authorize a five-year service contract for pest control services at City facilities - Shamrock Pest Control, Inc. in the amount of \$734,924 and Pest Management of Texas, Inc. in the amount of \$75,000, lowest responsible bidders of six - Total not to exceed \$809,924 - Financing: Current Funds (\$704,810), Department of State Health Services Grant Funds (\$31,260), Aviation Current Funds (\$27,010), Water Utilities Current Funds (\$18,418), Sanitation Current Funds (\$14,440), Convention and Event Services Current Funds (\$9,620) and Stormwater Drainage Management Current Funds (\$4,366) (subject to annual appropriations)
[15-1646; APPROVED]

CONSENT AGENDA (Continued)

Business Development & Procurement Services (Continued)

5. Authorize **(1)** a three-year software subscription agreement, with two one-year renewal options, for a specialized electronic patient care reporting and data collection system, to include software service, maintenance and on-site support for Fire-Rescue, in the amount of \$1,279,036 - ScanHealth, Inc. dba Sansio, a wholly-owned subsidiary of Physio-Control, Inc.; and **(2)** a three-year master agreement, with two one-year renewal options, for hardware and accessories for an electronic patient care reporting data system for Fire-Rescue in the amount of \$1,499,959 - VetSource Mobility, LLC, most advantageous proposers of nine - Total not to exceed \$2,778,995 - Financing: Current Funds (\$1,984,580) (subject to annual appropriations) and Municipal Lease Agreement Funds (\$794,415)
[15-1647; APPROVED AS AN INDIVIDUAL ITEM]
6. Authorize a five-year acquisition contract for the purchase of software, maintenance and support services for a report distribution and repository application - SHI Government Solutions, Inc. through the Buyboard, Texas Purchasing Cooperative - Not to exceed \$336,856 - Financing: Current Funds (subject to annual appropriations)
[15-1648; APPROVED]
7. Authorize the purchase of a bio-solids distribution vehicle - Texarkana Tractor Company dba Nor-Tex Tractor, lowest responsible bidder of two - Not to exceed \$474,954 - Financing: Water Utilities Current Funds
[15-1649; APPROVED]
8. Authorize **(1)** a fifteen-year contract with conditional extension options from one to ten years, not to exceed ten years, with Fomento de Construcciones y Contratas, S.A. dba FCC, S.A. (“Contractor” and “Tenant”) for the development, construction, operation and management of a materials recovery facility to process single-stream recycling material at McCommas Bluff Landfill; and **(2)** a concurrent ground lease agreement for a fifteen year lease term with conditional extension options of from one to ten years with Fomento de Construcciones y Contratas, S.A. dba FCC, S.A. for approximately 15 acres of land located at 5100 Youngblood Road within the McCommas Bluff Municipal Solid Waste Landfill (estimated term period January 1, 2017 - December 31, 2031) - Estimated Revenue: \$22,793,487 (over the fifteen year lease term)
[15-1650; APPROVED]
9. Authorize a three-year master agreement for the purchase of veterinary drugs and supplies - Butler Animal Health Holding Company, LLC in the amount of \$2,101,318 and A-S Medication Solutions, LLC in the amount of \$295,200, lowest responsible bidders of three - Total not to exceed \$2,396,518 - Financing: Current Funds
[15-1651; APPROVED]

CONSENT AGENDA (Continued)

Business Development & Procurement Services (Continued)

10. Authorize supplemental agreement no. 1 to decrease the contract with DQS, Inc. (previously referred to as UL DQS, Inc.) for accredited registrar services for the International Organization for Standardization 9001:2008, International Organization for Standardization 14001:2004 and the Occupational Health and Safety Assessment Series 18001:2007 - Not to exceed (\$241,466), from \$1,202,364 to \$960,898 - Financing: Current Funds
[15-1652; APPROVED]

City Attorney's Office

11. Authorize settlement of the lawsuit styled Joy Wallace v. City of Dallas, Cause No. DC-14-05603-D - Not to exceed \$35,000 - Financing: Current Funds
[15-1653; APPROVED]

Economic Development

12. Authorize an amendment of the loan agreement with Bruton Apartments, Ltd. for the construction of residential/retail/commercial space at 9514 Bruton Road, Dallas, Texas 75217 to extend the completion date from January 31, 2016 to September 30, 2016 - Financing: No cost consideration to the City
[15-1654; APPROVED]

Park & Recreation

13. Authorize a contract for Elmwood Parkway trail improvements located along Rugged Drive - RoeschCo Construction, Inc., lowest responsible bidder of six - Not to exceed \$619,781 - Financing: General Obligation Commercial Paper Funds
[15-1655; APPROVED]
14. Authorize a thirty-six-month Interlocal Agreement with Dallas County Schools to transport participants to various programs and activities for the period October 1, 2015 through September 30, 2018 - Not to exceed \$875,000 - Financing: Current Funds (subject to annual appropriations)
[15-1656; APPROVED]

Planning and Neighborhood Vitality

15. A resolution to endorse the B4 Jackson alternative in concept as the locally preferred alternative for the Dallas Area Rapid Transit (DART) second light rail alignment in Downtown Dallas (D2), and to articulate certain City priorities to be addressed during subsequent planning of this project - Financing: No cost consideration to the City
[15-1657; APPROVED AS AN INDIVIDUAL ITEM]

CONSENT AGENDA (Continued)

Public Works Department

16. Authorize Supplemental Agreement No. 2 to the professional services contract with SGDesign, Inc. for the architectural and engineering design services and construction administration for landscaping and site drainage improvements at the Dallas Animal Shelter, located at 1818 North Westmoreland Road - Not to exceed \$51,000, from \$82,008 to \$133,008 - Financing: Current Funds (subject to appropriations)
[15-1658; APPROVED]

Sanitation Services

17. Authorize a professional services contract with Burns & McDonnell Engineering Company, Inc. for construction and technical consulting related services pertaining to the construction of a Materials Recovery Facility (MRF) at the McCommas Bluff landfill, including preconstruction plan review, design consultation, key construction component oversight of equipment installation and initial operation and testing of the equipment for the City of Dallas' Single Stream Recycling Materials Facility - Not to exceed \$180,000 - Financing: Current Funds (\$11,250) and Sanitation Current Funds (\$168,750) (subject to appropriations)
[15-1659; APPROVED]

Sustainable Development and Construction

18. An ordinance abandoning a portion of a utility easement to Intercity Investments, Inc., the abutting owner, containing approximately 13,467 square feet of land, located near the intersection of Edgemere Road and Bandera Avenue - Revenue: \$5,400, plus the \$20 ordinance publication fee
[15-1660; DELETED ON THE ADDENDUM]

Trinity Watershed Management

19. Authorize settlement in lieu of proceeding further with condemnation of a subsurface easement under approximately 4,944 square feet of land from 1507 Dragon Street DDD, LLC, 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 \$30,500 (\$28,000 plus closing costs and title expenses not to exceed \$2,500); an increase of \$6,118 from the amount Council originally authorized for this acquisition - Financing: General Obligation Commercial Paper Funds
[15-1661; APPROVED]

CONSENT AGENDA (Continued)

Trinity Watershed Management (Continued)

20. Authorize an amendment to Resolution No. 15-0857, previously approved on May 13, 2015, to modify the elevations of the subsurface easement and to 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 located 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 - Financing: This action has no cost consideration to the City
[15-1662; ITEM CLASSIFICATION CORRECTED ON ADDENDUM; APPROVED AS AN INDIVIDUAL ITEM]

Water Utilities

21. Authorize a five-year franchise agreement, with a five-year renewal option, between the City of Rockwall and Core Adventures Sports, for stand up paddleboard lessons, retail and rental services within the take line area at The Harbor of Rockwall, Texas, on Lake Ray Hubbard - Estimated Annual Revenue: \$1,500
[15-1663; APPROVED]
22. Authorize Interlocal Agreements with the City of Duncanville and the City of Hutchins to allow the City of Dallas to construct, own, and operate a 96-inch and 120-inch water transmission main within the corporate limits of Duncanville and Hutchins - Financing: No cost consideration to the City
[15-1664; APPROVED]

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)
[15-1665; INDIVIDUAL, FULL COUNCIL AND OFFICER APPOINTMENTS MADE TO BOARDS AND COMMISSIONS]

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

Convention and Event Services

24. Authorize **(1)** a contract with the Dallas Convention & Visitors Bureau (DCVB) for convention facility promotion, advertising and tourism development for the period October 1, 2015 through September 30, 2020, with one five-year renewal option and one three-year renewal option, for an amount not to exceed 30% of the City's Hotel Occupancy Tax Receipts received annually; **(2)** the receipt and deposit of funds from the DCVB in the amount of \$500,000 annually in the Convention & Event Services Capital Construction Fund; **(3)** the receipt and deposit of funds from the DCVB in the amount of \$100,000 annually; and **(4)** an amendment to Resolution No. 09-2672, previously approved on October 28, 2009, to reflect transfers are to be made annually - Not to exceed 30% of the City's 7% Hotel Occupancy Tax Receipts - Financing: Convention and Event Services Current Funds (subject to annual appropriations)
[15-1666; APPROVED]

Trinity Watershed Management

25. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from PATRONMARCHE, LLC, of a subsurface easement under approximately 519 square feet of land located on Flora Street near its intersection with Interstate Highway 345 for the Mill Creek/Peaks Branch/State Thomas Drainage Relief Tunnel Project - Not to exceed \$3,517 (\$1,817 plus closing costs and title expenses not to exceed \$1,700) - Financing: General Obligation Commercial Paper Funds
[15-1667; APPROVED]
26. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Post Apartment Homes, L.P., of a subsurface easement under approximately 3,811 square feet of land located on Woodall Rodgers Freeway at its intersection with Maple-Routh Connection for the Mill Creek/Peaks Branch/State Thomas Drainage Relief Tunnel Project - Not to exceed \$72,598 (\$68,598 plus closing costs and title expenses not to exceed \$4,000) - Financing: 2006 Bond Funds
[15-1668; APPROVED]
27. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from San Jacinto Urban Lofts, L.P., of three subsurface easements under a total of approximately 2,304 square feet of land located on San Jacinto Street near its intersection with Caddo Street for the Mill Creek/Peaks Branch/State Thomas Drainage Relief Tunnel Project - Not to exceed \$10,525 (\$8,525 plus closing costs and title expenses not to exceed \$2,000) - Financing: General Obligation Commercial Paper Funds
[15-1669; APPROVED]

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

Trinity Watershed Management (Continued)

28. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from SHF I ICON, LLC, of a subsurface easement under approximately 62,688 square feet of land located on Hall Street at its intersection with Ross Avenue for the Mill Creek/Peaks Branch/State Thomas Drainage Relief Tunnel Project - Not to exceed \$257,752 (\$250,752 plus closing costs and title expenses not to exceed \$7,000) - Financing: 2006 Bond Funds
[15-1670; APPROVED]

DESIGNATED PUBLIC SUBSIDY MATTERS

Housing/Community Services

29. Authorize **(1)** a housing development loan in an amount not to exceed \$900,000; and **(2)** a conditional grant agreement in an amount not to exceed \$405,040 for a mixed-income housing development project with East Dallas Community Organization, a certified Community Housing Development Organization, for the construction of eight single family homes located in the 2400 block of Hooper Street - Total not to exceed \$1,305,040 - Financing: 2012-13 HOME Investment Partnerships Program Grant Funds (\$506,002), 2013-14 HOME Investment Partnerships Program Grant Funds (\$393,998) and General Obligation Commercial Paper Funds (\$405,040)
[15-1671; APPROVED]

PUBLIC HEARINGS AND RELATED ACTIONS

Sustainable Development and Construction

ZONING CASES - CONSENT

[15-1672; APPROVED]

30. A public hearing to receive comments regarding an application for and an ordinance granting an expansion of and modifications to Historic Overlay 36, Adolphus Hotel, on property zoned Planned Development District No. 619 on the northwest corner of South Akard Street and Commerce Street
Recommendation of Staff and CPC: Approval, subject to preservation criteria
Recommendation of Landmark Commission: Approval, subject to preservation criteria
Z134-322(MD)
[15-1673; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29844]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

ZONING CASES - CONSENT (Continued)

31. A public hearing to receive comments regarding an application for and an ordinance granting the renewal of and an amendment to Specific Use Permit No. 1376 for a community service center on property zoned an MF-2 Multiple-Family Subdistrict and Planned Development Subdistrict No. 30, both within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the north corner of Reagan Street and Brown Street
Recommendation of Staff and CPC: Approval for a ten-year period with eligibility for automatic renewals for additional ten-year periods, subject to a revised site/landscape plan and conditions
Z134-325(DL)
[15-1674; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29845]

32. A public hearing to receive comments regarding an application for and an ordinance granting an Historic Overlay for the Allen Building on property zoned Planned Development District No. 619 on the southeast corner of South Ervay Street and Commerce Street
Recommendation of Staff and CPC: Approval, subject to preservation criteria
Recommendation of Landmark Commission: Approval, subject to preservation criteria
Z134-348(MD)
[15-1675; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29846]

33. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a child-care facility on property zoned an R-10(A) Single Family District and an R-7.5(A) Single Family District on the northeast side of Old Gate Lane, northwest of Diceman Drive
Recommendation of Staff and CPC: Approval for a five-year period with eligibility for automatic renewals for additional five-year periods, subject to a site plan and conditions
Z145-219(AF)
[15-1676; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29847]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

ZONING CASES - CONSENT (Continued)

34. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a recycling buy-back center for household metals and industrial metals on property zoned an IM Industrial Manufacturing District on the southwest side of South Lamar Street between Lenway Street and Martin Luther King Jr. Boulevard
Recommendation of Staff and CPC: Approval for a two-year period, subject to a site plan and conditions
Z145-261(WE)
[15-1677; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29848]

35. A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 1755 for two attached projecting non-premise district activity videoboard signs on property zoned Planned Development District No. 619 on the north side of Main Street and the east side of Four Way Place
Recommendation of Staff and CPC: Approval for a six-year period, subject to conditions
Z145-276(CG)
[15-1678; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29849]

36. A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 1788 for an attached projecting non-premise district activity videoboard sign on property zoned Planned Development District No. 619 on the northeast corner of Commerce Street and South Field Street
Recommendation of Staff and CPC: Approval for a six-year period, subject to conditions
Z145-277(CG)
[15-1679; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29850]

37. A public hearing to receive comments regarding an application for and an ordinance granting the renewal of Specific Use Permit No. 1791 for an attached projecting non-premise district activity videoboard sign on property zoned Planned Development District No. 619 on the south side of Elm Street and the east side of North Akard Street
Recommendation of Staff and CPC: Approval for a six-year period, subject to conditions
Z145-278(CG)
[15-1680; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29851]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

ZONING CASES - INDIVIDUAL

38. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to portions of Subareas 10, 11, 12, and 12A of Planned Development District No. 298, the Bryan Area Special Purpose District, various parcels generally bounded by Live Oak Street, Gordon Street, Gaston Avenue, and Skiles Street

Recommendation of Staff and CPC: Approval, subject to revised conditions
Z145-123(RB)

[15-1681; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29852]

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

39. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Specific Use Permit No. 810 for a Private Utility Service Center and Microwave Tower on property zoned an A(A) Agricultural District on the north line of Frankford Road, east of Meandering Way

Recommendation of Staff and CPC: Approval for a permanent period, subject to a revised site plan and revised conditions
Z145-143(RB)

Note: This item was considered by the City Council at public hearings on August 12, 2015, and August 26, 2015, and was deferred until September 9, 2015

[15-1682; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE 29853]

40. A public hearing to receive comments regarding an application for and an ordinance granting an IM Industrial Manufacturing District, a resolution accepting deed restrictions volunteered by the applicant, and an ordinance granting a Specific Use Permit for a metal salvage facility on property zoned an IR Industrial Research District west of the terminus of Bekay Street, west of Plano Road

Recommendation of Staff and CPC: Approval of an IM Industrial Manufacturing District with deed restrictions volunteered by the applicant; and approval of a Specific Use Permit for a metal salvage facility for a three-year period, subject to a site/landscape plan and conditions
Z145-232(DJ)

Note: This item was considered by the City Council at a public hearing on August 12, 2015, and was deferred until September 9, 2015

[15-1683; HEARING CLOSED; DENIED WITHOUT PREJUDICE BY COUNCILMEMBER MCGOUGH]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL (Continued)

41. 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 greater than 3,500 square feet on property zoned an RR Regional Retail District with a D Liquor Control Overlay on the northwest corner of South Walton Walker Boulevard and Duncanville Road
Recommendation of Staff and CPC: Approval of a D-1 Liquor Control Overlay; and approval of a Specific Use Permit for a two-year period with eligibility for automatic renewals for additional five-year periods, subject to a site plan and conditions
Z145-256(CG)
Note: This item was considered by the City Council at public hearings on August 12, 2015, and August 26, 2015, and was deferred until September 9, 2015
[15-1684; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE NOS. 29854 AND 29855]

42. 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 greater than 3,500 square feet on property zoned an RR Regional Retail District with a D Liquor Control Overlay on the northwest corner of West Ledbetter Drive and South Hampton Road
Recommendation of Staff and CPC: Approval of a D-1 Liquor Control Overlay; and approval of a Specific Use Permit for a two-year period with eligibility for automatic renewals for additional five-year periods, subject to a site plan and conditions
Z145-257(CG)
Note: This item was considered by the City Council at public hearings on August 12, 2015, and August 26, 2015, and was deferred until September 9, 2015
[15-1685; HEARING OPEN; DEFERRED UNTIL OCTOBER 14, 2015 BY COUNCILMEMBER THOMAS]

DESIGNATED ZONING CASES - INDIVIDUAL

43. A public hearing to receive comments regarding an application for and an ordinance granting an amendment and an expansion of Specific Use Permit No. 1007 for a public school on property zoned a TH-3(A) Townhouse District on the north side of Wheatland Road and west of Clark Road
Recommendation of Staff and CPC: Approval for a permanent period, subject to a revised site plan, revised landscape plan, traffic management plan and conditions
Z145-234(AF)
[15-1686; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29856]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

DESIGNATED ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

44. An ordinance granting a Planned Development District for certain CS Commercial Service District Uses and a Mini-warehouse use and a resolution granting the termination of deed restrictions on property zoned a CS Commercial Service District on the north line of East University Boulevard, east of North Central Expressway

Recommendation of Staff: Denial

Recommendation of CPC: Approval, subject to a development plan and conditions; and approval of the termination of deed restrictions

Z134-319(RB)

Note: This item was considered by City Council at a public hearing on June 10, 2015, and was denied without prejudice, with the public hearing closed. This item was reconsidered on June 17, 2015, to be heard on August 12, 2015, with the public hearing closed. This item was considered by the City Council on August 12, 2015, and was held under advisement until September 9, 2015, with the public hearing closed.

[15-1687; HELD UNDER ADVISEMENT UNTIL SEPTEMBER 22, 2015 BY COUNCILMEMBER KINGSTON]

THOROUGHFARE PLAN AMENDMENTS

Planning and Neighborhood Vitality

45. A public hearing to receive comments to amend the City of Dallas' Thoroughfare Plan to change the dimensional classification of Community Drive from Denton Drive to Larga Drive from a four-lane undivided roadway (S-4-U) within 60-feet of right-of-way to a special three-lane undivided roadway (SPCL 3U) with bicycle facilities in 60-feet of right-of-way and 44-feet of pavement; and at the close of the hearing, authorize an ordinance implementing the change - Financing: No cost consideration to the City

[15-1688; HEARING CLOSED; APPROVED; ORDINANCE 29857]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS

Housing/Community Services

46. A public hearing to receive comments on the proposed sale of six unimproved properties acquired by the taxing authorities from the Sheriff to Dallas Neighborhood Alliance for Habitat, Inc., a qualified non-profit organization; and, at the close of the public hearing, authorize the City Manager to: **(1)** convey by Deed without Warranty six unimproved properties to Dallas Neighborhood Alliance for Habitat, Inc. 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: \$6,000
[15-1689; HEARING OPEN; DEFERRED UNTIL SEPTEMBER 22, 2015 BY MAYOR PRO TEM ALONZO]

**ANNOTATED ADDENDUM
CITY COUNCIL MEETING
SEPTEMBER 9, 2015
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:12 A.M. – 2:12 P.M.**

ADDITIONS:

Closed Session
[15-1690; HELD]

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

- Bobby Gerald Bennett v. Cardan Spencer, et al., Civil Action No. 3:14-CV-00402-N.
[BRIEFED]
- Legal issues relating to Southwest Airlines, Inc. v. U.S. Dept. of Transp.et al., Case No. 15-1036 (D.C. Cir.), City of Dallas v. Delta Air Lines, Inc. et al., Civil Action No. 3:15-CV-02069-K (N.D. Tex.), In re City of Dallas, FAA Docket No. 16-15-10, pending requests for gate accommodations at Love Field, and related matters.
[BRIEFED]

Addition:

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

- Legal issues relating to Addendum Items 5-28.
[BRIEFED]

CONSENT ADDENDUM

Sustainable Development and Construction

1. Authorize partial release of deed restrictions on three tracts of land containing approximately 23 acres to be conveyed by the University of North Texas System to Dallas Area Rapid Transit, located near Wheatland Road and University Hills Boulevard for construction and operation of a rail line - Financing: No cost consideration to the City
[15-1691; APPROVED]

ADDITIONS: (Continued)

Aviation

ITEMS FOR INDIVIDUAL CONSIDERATION

Note: If Addendum Item No. 2 passes, Council will consider Addendum Item No. 3.

Mayor and City Council

2. A motion to reconsider Agenda Item No. 2, previously denied on August 26, 2015, authorizing: **(1)** the rescission of Resolution No. 12-2724, previously approved on November 14, 2012, which authorized an aviation lease and a commercial aviation lease with The Braniff Centre Limited Partnership (previously known as Reed Enterprises Investment Holdings, LP); **(2)** a thirty-nine-year lease agreement with three, ten-year renewal options with The Braniff Centre Limited Partnership for approximately 752,913 square feet of land located at 7701 Lemmon Avenue for aviation use development with a capital commitment of \$17,000,000 to be expended within 36-months from the effective date of the lease with an additional \$4,000,000 to be expended within ten-years; and **(3)** a thirty-nine year lease agreement with three, ten-year renewal options with The Braniff Centre Limited Partnership at Dallas Love Field, for approximately 414,600 square feet of land for commercial development with a total capital commitment of \$20,000,000 to be expended within sixty-months from the effective date of the lease - Financing: This action has no cost consideration to the City **[15-1692; APPROVED]**

3. Authorize **(1)** the rescission of Resolution No. 12-2724, previously approved on November 14, 2012, which authorized an aviation lease and a commercial aviation lease with The Braniff Centre Limited Partnership (previously known as Reed Enterprises Investment Holdings, LP); **(2)** a thirty-nine-year lease agreement with three, ten-year renewal options with The Braniff Centre for approximately 752,913 square feet of land located at 7701 Lemmon Avenue for aviation use development with a capital commitment of \$17,000,000 to be expended within 36-months from the effective date of the lease with an additional \$4,000,000 to be expended within ten-years; and **(3)** a thirty-nine year lease agreement with three, ten-year renewal options with The Braniff Centre Limited Partnership at Dallas Love Field, for approximately 414,600 square feet of land for commercial development with a total capital commitment of \$20,000,000 to be expended within sixty-months from the effective date of the lease - Estimated Annual Revenue: \$1,150,000 **[15-1693; APPROVED AS AMENDED]**

Office of Financial Services

4. First reading of the appropriation ordinances for the proposed FY 2015-16 City of Dallas Operating, Grants/Trusts, and Capital Budgets - Financing: This action has no cost consideration to the City **[15-1694; APPROVED; ORDINANCE NOS. 29858 AND 29859]**

PUBLIC HEARINGS AND RELATED ACTIONS

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

Economic Development

Dallas Downtown Improvement District

Note: Addendum Item Nos. 5 and 6
must be considered collectively.

5. * A public hearing concerning the proposed levy of assessment for the Dallas Downtown Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the purpose of providing supplemental public services, to be funded by assessments on property in the District - Financing: No cost consideration to the City
[15-1695; HEARING CLOSED]

6. * An ordinance approving and adopting the proposed and final 2016 Service Plan, the 2015 Assessment Plan and the 2015 Assessment Roll (to be kept on file with the City Secretary); establishing classifications for the apportionment of costs and the methods of assessing special assessments for the services and improvements to property in the Dallas Downtown Improvement District (District); closing the hearing and levying a special assessment on property in the District, for services and improvements to be provided during 2016; providing for reimbursement of city administrative costs for operational oversight of the District; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2015 assessment; providing for City participation in the District in an amount not to exceed \$676,048 and providing for an effective date - Total amount not to exceed \$676,048 - Financing: Current Funds (\$461,762) and Convention and Event Services Current Funds (\$214,286) (subject to appropriations)
[15-1695; APPROVED AS AMENDED; ORDINANCE 29860]

ADDITIONS: (Continued)

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS (Continued)

Economic Development (Continued)

Note: Addendum Item Nos. 7 and 8 must be considered collectively.

Deep Ellum Public Improvement District

7. * A public hearing concerning the proposed levy of assessment for the Deep Ellum Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the purpose of providing supplemental public services, to be funded by assessments on property in the District - Financing: No cost consideration to the City
[15-1696; HEARING CLOSED]

8. * An ordinance approving and adopting the proposed and final 2016 Service Plan, the 2015 Assessment Plan and the 2015 Assessment Roll (to be kept on file with the City Secretary); establishing classifications for the apportionment of costs and the methods of assessing special assessments for the services and improvements to property in the Deep Ellum Public Improvement District (District); closing the hearing and levying a special assessment on property in the District, for services and improvements to be provided during 2016; providing for reimbursement of city administrative costs for operational oversight of the District; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2015 assessment; and providing for an effective date - Financing: No cost consideration to the City
[15-1696; APPROVED AS AMENDED; ORDINANCE 29861]

ADDITIONS: (Continued)

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS (Continued)

Economic Development (Continued)

**Klyde Warren Park/Dallas Arts District
Public Improvement District**

Note: Addendum Item Nos. 9 and 10 must be considered collectively.

9. * A public hearing concerning the proposed levy of assessment for the Klyde Warren Park/Dallas Arts District Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the purpose of providing supplemental public services, to be funded by assessments on property in the District - Financing: No cost consideration to the City
[15-1697; HEARING CLOSED]
10. * An ordinance approving and adopting the proposed and final 2016 Service Plan, the 2015 Assessment Plan and the 2015 Assessment Roll (to be kept on file with the City Secretary); establishing classifications for the apportionment of costs and the methods of assessing special assessments for the services and improvements to property in the Klyde Warren Park/Dallas Arts District Public Improvement District (District); closing the hearing and levying a special assessment on property in the District, for services and improvements to be provided during 2016; providing for reimbursement of city administrative costs for operational oversight of the District; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2015 assessment; and providing for an effective date - Financing: No cost consideration to the City
[15-1697; APPROVED AS AMENDED; ORDINANCE 29862]

**Knox Street
Public Improvement District**

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

11. * A public hearing concerning the proposed levy of assessment for the Knox Street Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the purpose of providing supplemental public services, to be funded by assessments on property in the District - Financing: No cost consideration to the City
[15-1698; HEARING CLOSED]

ADDITIONS: (Continued)

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS (Continued)

Economic Development (Continued)

Knox Street
Public Improvement District

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

12. * An ordinance approving and adopting the proposed and final 2016 Service Plan, the 2015 Assessment Plan and the 2015 Assessment Roll (to be kept on file with the City Secretary); establishing classifications for the apportionment of costs and the methods of assessing and levying special assessments for the services and improvements to property in the Knox Street Public Improvement District (District); closing the hearing a special assessment on property in the District, for services and improvements to be provided during 2016; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2015 assessment; and providing for an effective date - Financing: No cost consideration to the City
[15-1698; APPROVED; ORDINANCE 29863]

Lake Highlands
Public Improvement District

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

13. * A public hearing concerning the proposed levy of assessment for the Lake Highlands Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the purpose of providing supplemental public services, to be funded by assessments on property in the District - Financing: No cost consideration to the City
[15-1699; HEARING CLOSED]
14. * An ordinance approving and adopting the proposed and final 2016 Service Plan, the 2015 Assessment Plan and the 2015 Assessment Roll (to be kept on file with the City Secretary); establishing classifications for the apportionment of costs and the methods of assessing special assessments for the services and improvements to property in the Lake Highlands Public Improvement District (District); closing the hearing and levying a special assessment on property in the District, for services and improvements to be provided during 2016; providing for reimbursement of city administrative costs for operational oversight of the District; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2015 assessment; and providing for an effective date - Financing: No cost consideration to the City
[15-1699; APPROVED; ORDINANCE 29864]

ADDITIONS: (Continued)

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS (Continued)

Economic Development (Continued)

**Oak Lawn-Hi Line
Public Improvement District**

Note: Addendum Item Nos. 15 and 16 must be considered collectively.

15. * A public hearing concerning the proposed levy of assessment for the Oak Lawn-Hi Line Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the purpose of providing supplemental public services, to be funded by assessments on property in the District - Financing: No cost consideration to the City
[15-1700; HEARING CLOSED]

16. * An ordinance approving and adopting the proposed and final 2016 Service Plan, the 2015 Assessment Plan and the 2015 Assessment Roll (to be kept on file with the City Secretary); establishing classifications for the apportionment of costs and the methods of assessing special assessments for the services and improvements to property in the Oak Lawn-Hi Line Public Improvement District (District); closing the hearing and levying a special assessment on property in the District, for services and improvements to be provided during 2016; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2015 assessment; and providing for an effective date - Financing: No cost consideration to the City
[15-1700; APPROVED; ORDINANCE 29865]

**Prestonwood
Public Improvement District**

Note: Addendum Item Nos. 17 and 18 must be considered collectively.

17. * A public hearing concerning the proposed levy of assessment for the Prestonwood Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the purpose of providing supplemental public services, to be funded by assessments on property in the District - Financing: No cost consideration to the City
[15-1701; HEARING CLOSED]

ADDITIONS: (Continued)

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS (Continued)

Economic Development (Continued)

**Prestonwood
Public Improvement District**

Note: Addendum Item Nos. 17 and 18 must be considered collectively.

18. * An ordinance approving and adopting the final 2016 Service Plan, the final 2015 Assessment Plan and the 2015 Assessment Roll (to be kept on file with the City Secretary); establishing classifications for the apportionment of costs and the methods of assessing special assessments for the services and improvements to property in the Prestonwood Public Improvement District (District); closing the hearing and levying a special assessment on property in the District, for services and improvements to be provided during 2016; providing for reimbursement of city administrative costs for operational oversight of the District; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2015 assessment; and providing for an effective date - Financing: No cost consideration to the City
[15-1701; APPROVED AS AMENDED; ORDINANCE 29866]

South Side Public Improvement District

Note: Addendum Item Nos. 19 and 20 must be considered collectively.

19. * A public hearing concerning the proposed levy of assessment for the South Side Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the purpose of providing supplemental public services, to be funded by assessments on property in the District - Financing: No cost consideration to the City
[15-1702; HEARING CLOSED]
20. * An ordinance approving and adopting the proposed and final 2016 Service Plan, the 2015 Assessment Plan and the 2015 Assessment Roll (to be kept on file with the City Secretary); establishing classifications for the apportionment of costs and the methods of assessing special assessments for the services and improvements to property in the South Side Public Improvement District (District); closing the hearing and levying a special assessment on property in the District, for services and improvements to be provided during 2016; providing for reimbursement of city administrative costs for operational oversight of the District; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2015 assessment; and providing for an effective date - Financing: No cost consideration to the City
[15-1702; APPROVED; ORDINANCE 29867]

ADDITIONS: (Continued)

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS (Continued)

Economic Development (Continued)

Tourism Public Improvement District

Note: Addendum Item Nos. 21 and 22 must be considered collectively.

21. * A public hearing concerning the proposed levy of assessment for the Tourism Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the purpose of providing supplemental public services, to be funded by assessments on property in the District - Financing: No cost consideration to the City
[15-1703; APPROVED AS AMENDED; HEARING CLOSED]

22. * An ordinance approving and adopting the proposed and final Service Plan for 2015-16, the 2015 Assessment Plan and the 2015 Assessment Roll (to be kept on file with the City Secretary); establishing classifications for the apportionment of costs and the methods of assessing special assessments on Dallas hotels with 100 or more rooms, for the services and improvements to property in the Tourism Public Improvement District (District); closing the hearing and levying a special assessment on property in the District, for services and improvements to be provided during 2016; providing for reimbursement of city administrative costs for operational oversight of the District; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2015 assessment; and providing for an effective date - Financing: No cost consideration to the City
[15-1703; APPROVED AS AMENDED; ORDINANCE 29868]

**University Crossing
Public Improvement District**

Note: Addendum Item Nos. 23 and 24 must be considered collectively.

23. * A public hearing concerning the proposed levy of assessment for the University Crossing Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the purpose of providing supplemental public services, to be funded by assessments on property in the District - Financing: No cost consideration to the City
[15-1704; HEARING CLOSED]

ADDITIONS: (Continued)

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS (Continued)

Economic Development (Continued)

**University Crossing
Public Improvement District**

Note: Addendum Item Nos. 23 and 24 must be considered collectively.

24. * An ordinance approving and adopting the proposed and final 2016 Service Plan, the 2015 Assessment Plan and the 2015 Assessment Roll (to be kept on file with the City Secretary); establishing classifications for the apportionment of costs and the methods of assessing special assessments for the services and improvements to property in the University Crossing Public Improvement District (District); closing the hearing and levying a special assessment on property in the District, for services and improvements to be provided during 2016; providing for reimbursement of city administrative costs for operational oversight of the District; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2015 assessment; and providing for an effective date - Financing: No cost consideration to the City
[15-1704; APPROVED AS AMENDED; ORDINANCE 29869]

Uptown Public Improvement District

Note: Addendum Item Nos. 25 and 26 must be considered collectively.

25. * A public hearing concerning the proposed levy of assessment for the Uptown Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the purpose of providing supplemental public services, to be funded by assessments on property in the District - Financing: No cost consideration to the City
[15-1705; HEARING CLOSED]
26. * An ordinance approving and adopting the proposed and final 2016 Service Plan, the 2015 Assessment Plan and the 2015 Assessment Roll (to be kept on file with the City Secretary); establishing classifications for the apportionment of costs and the methods of assessing special assessments for the services and improvements to property in the Uptown Public Improvement District (District); closing the hearing and levying a special assessment on property in the District, for services and improvements to be provided during 2016; providing for reimbursement of city administrative costs for operational oversight of the District; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2015 assessment; and providing for an effective date - Financing: No cost consideration to the City
[15-1705; APPROVED AS AMENDED; ORDINANCE 29870]

ADDITIONS: (Continued)

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS (Continued)

Economic Development (Continued)

Vickery Meadow
Public Improvement District

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

27. * A public hearing concerning the proposed levy of assessment for the Vickery Meadow Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the purpose of providing supplemental public services, to be funded by assessments on property in the District - Financing: No cost consideration to the City
[15-1706; HEARING CLOSED]

28. * An ordinance approving and adopting the proposed and final 2016 Service Plan, the 2015 Assessment Plan and the 2015 Assessment Roll (to be kept on file with the City Secretary); establishing classifications for the apportionment of costs and the methods of assessing special assessments for the services and improvements to property in the Vickery Meadow Public Improvement District (District); closing the hearing and levying a special assessment on property in the District, for services and improvements to be provided during 2016; providing for reimbursement of city administrative costs for operational oversight of the District; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2015 assessment; and providing for an effective date - Financing: No cost consideration to the City
[15-1706; APPROVED AS AMENDED; ORDINANCE 29871]

CORRECTION:

Note: Agenda Item No. 20 to be considered as an Item for Individual Consideration

Trinity Watershed Management

20. Authorize an amendment to Resolution No. 15-0857, previously approved on May 13, 2015, to modify the elevations of the subsurface easement and to 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 located 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 - Financing: This action has no cost consideration to the City
[15-1662]

DELETION:

Sustainable Development and Construction

18. An ordinance abandoning a portion of a utility easement to Intercity Investments, Inc., the abutting owner, containing approximately 13,467 square feet of land, located near the intersection of Edgemere Road and Bandera Avenue - Revenue: \$5,400, plus the \$20 ordinance publication fee
[15-1660]