ANNOTATED AGENDA
CITY COUNCIL MEETING
SEPTEMBER 22, 2015
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBER, CITY HALL
DALLAS, TEXAS 75201
7:07 A.M – 11:52 A.M.
[15-1730; HELD]

Invocation and Pledge of Allegiance (Council Chamber)

Agenda Item/Open Microphone Speakers [15-1731]

VOTING AGENDA

1. Approval of Minutes of the September 9, 2015 City Council Meeting [15-1732; APPROVED]

CONSENT AGENDA
[15-1733; APPROVED]

Business Development & Procurement Services

- Authorize a one-year service contract for fuel island dispenser replacements D&H United Fueling Solutions, Inc., lowest responsible bidder of three - Not to exceed \$180,202 - Financing: Current Funds (subject to appropriations) [15-1734; APPROVED]
- 3. Authorize a three-year service contract for maintenance and support of Orion Communications software applications Orion Communications, Inc., sole source Not to exceed \$462,747 Financing: Current Funds (\$282,897) and Municipal Court Technology Funds (\$179,850) (subject to annual appropriations)

 [15-1735; APPROVED]
- 4. Authorize a five-year service contract for maintenance and support of the City's existing computer aided dispatch system TriTech Software Systems, Inc., sole source Not to exceed \$7,251,133 Financing: Current Funds (subject to annual appropriations) [15-1736; APPROVED]

CONSENT AGENDA (Continued)

Business Development & Procurement Services (Continued)

5. Authorize (1) an acquisition contract for the purchase and implementation of hardware and software for a council agenda system in the amount of \$171,140; and (2) a fiveyear service contract for maintenance and support for a council agenda system in the amount of \$49,000 - PROVOX Systems, Inc., most advantageous proposer of four -Total not to exceed \$220,140 - Financing: Current Funds (subject to annual appropriations)

[15-1737; APPROVED]

- Authorize (1) an acquisition contract for the purchase, development and installation of a 6. patient care data management system in the amount of \$910,000; and (2) a three-year service contract, with two one-year renewal options, for the maintenance and support of the patient care data management system in the amount of \$253,851 - Telamon Corporation, most advantageous proposer of five - Total not to exceed \$1,163,851 -Financing: Current Funds (subject to annual appropriations)
 - [15-1738; APPROVED]
- 7. Authorize a three-year subscription agreement, with two one-year renewal options, for a centralized risk claims management system - Origami Risk, LLC, most advantageous proposer of four - Not to exceed \$409,434 - Financing: Current Funds (subject to annual appropriations)

[15-1739; APPROVED AS AN INDIVIDUAL ITEM]

8. Authorize (1) the purchase of six ambulances - Southwest Ambulance Sales, LLC in the amount of \$1,282,558, seven pumpers and two aerial trucks - Metro Fire Apparatus Specialists, Inc. in the amount of \$5,960,357, two aircraft rescue and firefighting apparatus - DACO Fire Equipment, Inc. in the amount of \$1,935,342 and two mowers -Four Brothers Outdoor Power in the amount of \$43,000 through the Houston-Galveston Area Council of Governments; (2) the purchase of ten sport utility vehicles - Sam Pack's Five Star Ford in the amount of \$279,062, three dump trucks - Southwest International Trucks, Inc. in the amount of \$303,170, two tractors - Four Brothers Outdoor Power in the amount of \$102,000 and ten garbage trucks - Chastang Ford in the amount of \$1,985,505 through the Texas Association of School Boards; and (3) the purchase of one roll-off container truck - East Texas Mack Sales, LLC in the amount of \$164,813 through The Interlocal Purchasing System - Total not to exceed \$12,055,807 -Current Funds (\$3,850,295), Municipal Lease Agreement Funds Financing: (\$5,960,357), Aviation Capital Construction Funds (\$1,935,342) and Water Utilities Current Funds (\$309.813)

[15-1740; APPROVED]

CONSENT AGENDA (Continued)

Business Development & Procurement Services (Continued)

- Authorize a three-year master agreement for dipotassium orthophosphate to be used by Water Utilities - Shannon Chemical Corporation, lowest responsible bidder of four - Not to exceed \$6,034,625 - Financing: Water Utilities Current Funds [15-1741; APPROVED]
- 10. Authorize a three-year master agreement for ferrous sulfate and ferrous chloride Pencco, Inc., lowest responsible bidder of three Not to exceed \$6,731,640 Financing: Water Utilities Current Funds
 [15-1742; APPROVED]

City Attorney's Office

- 11. Authorize Supplemental Agreement No. 1 to the professional services contract with the Law Office of Mark E. Goldstucker for additional legal services in the lawsuit styled Bobby Gerald Bennett v. Cardan Spencer, et al., Civil Action No. 3:14-CV-00402-N Not to exceed \$75,000, from \$50,000 to \$125,000 Financing: Current Funds [15-1743; APPROVED]
- 12. Authorize Supplemental Agreement No. 1 to the professional services contract with White & Wiggins, L.L.P. for additional legal services in the lawsuit styled <u>Bobby Gerald Bennett v. Cardan Spencer, et al.</u>, Civil Action No. 3:14-CV-00402-N Not to exceed \$100,000, from \$50,000 to \$150,000 Financing: Current Funds [15-1744; APPROVED]

City Auditor's Office

13. Authorize approval of the Office of the City Auditor's Fiscal Year 2016 Audit Plan as required by paragraph 4(b) of Resolution No. 79-0723, previously approved on February 28, 1979, and as amended by Resolution No. 90-4027, previously approved on December 12, 1990 - Financing: No cost consideration to the City [15-1745; APPROVED]

City Controller's Office

14. Authorize the annual adoption of the City's Investment Policy regarding funds under the City's control and the investment strategies for each of the funds under the City's management - Financing: No cost consideration to the City [15-1746: APPROVED]

CONSENT AGENDA (Continued)

Court & Detention Services

15. Authorize payment to Dallas County for processing and housing prisoners at the Lew Sterrett Criminal Justice Center, pursuant to Amendment No. 4 to the Criminal Justice Center Memorandum of Agreement with Dallas County, previously approved on June 11, 1997, by Resolution No. 97-1995, for the period October 1, 2015 through September 30, 2016 - Not to exceed \$7,557,391 - Financing: Current Funds [15-1747; APPROVED AS AN INDIVIDUAL ITEM]

Economic Development

<u>Property Assessed Clean Energy</u> (PACE) Program **Note**: Item Nos. 16 and 17 must be considered collectively.

Note: There are two resolutions with these items.

* Authorize a public hearing to be held on October 14, 2015 to receive comments to consider the establishment of a Property Assessed Clean Energy ("PACE") program for the City of Dallas pursuant to the Property Assessed Clean Energy Act ("PACE Act"), as amended (Texas Local Government Code Chapter 399) - Financing: No cost consideration to the City

[15-1748; APPROVED AS AN INDIVIDUAL ITEM]

- 17. * Authorize a resolution of intent to establish a PACE Program for the City of Dallas pursuant to the PACE Act Financing: No cost consideration to the City.

 [15-1748; APPROVED AS AN INDIVIDUAL ITEM]
- 18. Authorize Supplemental Agreement No. 1 to the contract with Southern Dallas Development Corporation (SDDC) to: (1) extend the term of the fourth and final renewal option from October 1, 2015 through March 30, 2016; and (2) continue administration and loan servicing of the Community Development Block Grant (CDBG) funded Business Revolving Loan Program Financing: No cost consideration to the City [15-1749; ITEM CLASSIFICATION CORRECTED ON ADDENDUM; APPROVED AS AN INDIVIDUAL ITEM]

Fire

19. Authorize (1) an Interlocal Agreement with Dallas County Hospital District d/b/a Parkland Health and Hospital System for a twenty-four month period for Biomedical On-Line Supervision; and (2) Interlocal Agreements with participating local governmental entities - Not to exceed \$1,773,458 - Financing: Current Funds (subject to annual appropriations) (\$804,676 to be reimbursed from participating cities) [15-1750; APPROVED]

CONSENT AGENDA (Continued)

Fire (Continued)

20. Authorize Supplemental Agreement No. 3 and an extension of the contract with Emergidata, Inc., for hardware maintenance and a software subscription agreement for Fire-Rescue for the period October 1, 2015 through June 30, 2016 - Not to exceed \$324,822, from \$2,186,118 to \$2,510,940 - Financing: Current Funds (subject to appropriations)

[15-1751; APPROVED]

Housing/Community Services

21. Authorize an Interlocal Cooperation Contract for the Urban Land Bank Demonstration Program with Dallas County, Dallas Independent School District, Dallas County Hospital District, Dallas County School Equalization Fund, Dallas County Education District and Dallas County Community College District to facilitate the Dallas Housing Acquisition and Development Corporation's (Land Bank) acquisition of unimproved tax foreclosed properties for sale to qualified developers for the development of affordable housing - Financing: No cost consideration to the City

[15-1752; APPROVED AS AN INDIVIDUAL ITEM]

- 22. Authorize a Memorandum of Understanding between the City of Dallas and Metro Dallas Homeless Alliance (MDHA) to provide homeless continuum of care operations and planning services for the period October 1, 2015 through September 30, 2016 Not to exceed \$150,000 Financing: Current Funds (subject to appropriations) [15-1753; APPROVED AS AN INDIVIDUAL ITEM]
- 23. Authorize (1) the sale of one vacant lot located at 1437 Barry Avenue from the Dallas Housing Acquisition and Development Corporation to Marcial and Benita Martinez; and (2) the execution of a release of lien for any non-tax liens that may have been filed by the City Financing: No cost consideration to the City [15-1754; APPROVED]
- 24. Authorize (1) approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Carrcomm Enterprises LLC for the construction of affordable houses; (2) the sale of 3 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to Carrcomm Enterprises LLC; and (3) execution of a release of lien for any non-tax liens on the 3 properties that may have been filed by the City Financing: No cost consideration to the City [15-1755; APPROVED]

CONSENT AGENDA (Continued)

Housing/Community Services (Continued)

- 25. Authorize (1) approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Investments by JJJ, LLC for the construction of affordable houses; (2) the sale of 1 vacant lot (list attached) from Dallas Housing Acquisition and Development Corporation to Investments by JJJ, LLC; and (3) execution of a release of lien for any non-tax liens on the 1 property that may have been filed by the City Financing: No cost consideration to the City [15-1756; APPROVED]
- 26. Authorize (1) approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Santos Coria for the construction of affordable houses; (2) the sale of 7 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to Santos Coria; and (3) execution of a release of lien for any non-tax liens on the 7 properties that may have been filed by the City Financing: No cost consideration to the City [15-1757; APPROVED]
- 27. Authorize Dallas Housing Acquisition and Development Corporation (DHADC) to enter into a twelve-month contract commencing as of October 1, 2015, with two one-year renewal term options with Consolidated Consulting Group, LLC to provide environmental land analysis including a transaction screen analysis and other environmental services, if needed, on lots scheduled to be purchased by DHADC Not to exceed \$140,000 annually Financing: 2006 Bond Funds

 [15-1758; APPROVED]
- 28. Authorize Dallas Housing Acquisition and Development Corporation (DHADC) to enter into a twelve-month contract commencing as of October 1, 2015, with two one-year renewal term options with Linebarger, Goggan, Blair, Sampson LLP to provide legal services for up to 300 lots acquired by DHADC during the one-year term of the contract and same number of lots for each subsequent renewal Not to exceed \$300,000 annually Financing: General Obligation Commercial Paper Funds
 [15-1759; APPROVED]
- 29. Authorize Dallas Housing Acquisition and Development Corporation to enter into a twelve-month contract commencing as of October 1, 2015, with two one-year renewal term options with Republic Title of Texas, Inc. to provide title abstract services for up to 300 title reports during the one-year term of the contract and same number of lots for each subsequent renewal Not to exceed \$25,000 annually Financing: General Obligation Commercial Paper Funds

[15-1760; APPROVED]

CONSENT AGENDA (Continued)

Housing/Community Services (Continued)

30. Authorize an amendment to the Program Statement for the Dallas Urban Land Bank Demonstration Program to align the Program Statement with 2015 state statute changes including allowing the Land Bank to acquire and sell to a developer property intended for commercial use and removing grocery store development with a minimum of 6,000 square feet of enclosed space that offers for sale fresh produce and other food items for home consumption - Financing: No cost consideration to the City [15-1761; APPROVED]

Office of Management Services

31. Authorize **(1)** acceptance of the 2014 100 Resilient Cities Grant from The Rockefeller Foundation to provide funding for economic resilience and preparedness for the rapid growth of natural and man-made disasters and the employment of a Chief Resilience Officer for the period October 1, 2015 through September 30, 2017; and **(2)** execution of the grant agreement - Not to exceed \$464,000 - Financing: The Rockefeller Foundation Grant Funds

[15-1762; APPROVED AS AN INDIVIDUAL ITEM]

Park & Recreation

- 32. Authorize a twenty-four-month contract for pavement improvements at various locations for the Park and Recreation Department APAC-Texas, Inc., lowest responsible bidder of two Not to exceed \$4,164,683 Financing: Current Funds (\$2,000,000), Park and Recreation Program Funds (\$750,000), Golf Improvement Funds (\$500,000) and Fair Park Improvement Funds (\$914,683) (subject to annual appropriations) [15-1763; APPROVED]
- 33. Authorize a five-year service agreement and extended warranty for the purchase of the Toro Site Pro irrigation system central computer and components at Cedar Crest Golf Course located at 1800 Southerland Avenue from The Toro Company dba Toro NSN, sole source Not to exceed \$7,789 Financing: Current Funds
 [15-1764; APPROVED]
- 34. Authorize Supplemental Agreement No. 1 to the professional services contract with GME Consulting Services, Inc. for services to include construction materials observation and testing, laboratory and field testing of earthwork and concrete stabilization along with other miscellaneous items for the Briscoe Carpenter Livestock Center in Fair Park located at 1419 South Washington Street Not to exceed \$127,312, from \$48,303 to \$175,615 Financing: 2003 Bond Funds (\$60,001) and 2006 Bond Funds (\$67,311) [15-1765; APPROVED]

CONSENT AGENDA (Continued)

Public Works Department

35. Authorize a design-build services contract with Lansford Company, Inc., most qualified proposer of five, for design and construction of the Dallas Police Helicopter Hangar Project at Dallas Executive Airport - Not to exceed \$556,813 - Financing: Aviation Capital Construction Funds

[15-1766; APPROVED]

36. Authorize a contract with Barson Utilities, Inc., lowest responsible bidder of three, for the reconstruction of alley paving, storm drainage, drive approaches, and wastewater main and adjustment improvements for Alley Reconstruction Groups 12-2028 and 12-2029 (list attached) - Not to exceed \$2,087,050 - Financing: General Obligation Commercial Paper Funds (\$1,525,377), 2012 Bond Funds (\$160,442), 2006 Bond Funds (\$205,361), Water Utilities Capital Improvement Funds (\$192,370) and Water Utilities Capital Construction Funds (\$3,500)

[15-1767; APPROVED]

- 37. Authorize a contract with SYB Construction Company, Inc., lowest responsible bidder of six, for the reconstruction of street paving, storm drainage, erosion control, markings, water and wastewater main improvements for Overton Road east from Biglow Street to Garrison Street Not to exceed \$2,555,355 Financing: General Obligation Commercial Paper Funds (\$1,889,596), Water Utilities Capital Improvement Funds (\$651,659) and Water Utilities Capital Construction Funds (\$14,100)
- 38. Authorize a contract with Tiseo Paving Company, lowest responsible bidder of three, for the reconstruction of street paving, drainage, drive approaches, sidewalks, curb and gutter, barrier free ramps, water and wastewater main improvements for Street Reconstruction Group 12-631 (list attached) Not to exceed \$4,996,583 Financing: General Obligation Commercial Paper Funds (\$3,230,310), 2012 Bond Funds (\$65,694), 2006 Bond Funds (\$198,441), Water Utilities Capital Improvement Funds (\$1,376,848) and Water Utilities Capital Construction Funds (\$125,290) [15-1769; APPROVED]
- 39. Authorize a construction services contract with RLP Mechanical Contractors, Inc., lowest responsible bidder of three, for upgrades to the parking garage ventilation system at the Municipal Court Building located at 2014 Main Street Not to exceed \$271,100 Financing: Current Funds

[15-1770; APPROVED]

CONSENT AGENDA (Continued)

Public Works Department (Continued)

40. Authorize the first one-year renewal option of three, to the contract with **(1)** Kellogg Brown and Root, LLC, for construction services related to the job order contracting services project in the amount of \$6,500,000, from \$3,486,443 to \$9,986,443; and **(2)** METCO Engineering, Inc. for mechanical, electrical and plumbing improvements related to the job order services project in the amount of \$2,000,000, from \$1,500,000 to \$3,500,000 - Total not to exceed \$8,500,000 - Financing: Aviation Current Funds (\$3,000,000) (subject to appropriations), Convention and Event Services Capital Construction Funds (\$3,000,000), Park and Recreation Program Funds (\$500,000) and 2006 Bond Funds (\$2,000,000)

[15-1771; APPROVED]

41. Authorize (1) street paving, storm drainage, street lighting, landscaping, water and wastewater main improvements for Chalk Hill Road from Davis Street to 800 feet south of I-30; provide for partial payment of construction cost by assessment of abutting property owners; an estimate of the cost of the improvements to be prepared as required by law; and (2) a benefit assessment hearing to be held on November 10, 2015, to receive comments - Financing: No cost consideration to the City

[15-1772; APPROVED]

Note: There are two resolutions with this item.

Sustainable Development and Construction

42. An ordinance abandoning a common access and fire lane easement to Ojala Woodside Owner, LP, the abutting owner, containing approximately 5,031 square feet of land, located near the intersection of Worthington and Woodside Streets - Revenue: \$5,400, plus the \$20 ordinance publication fee

[15-1773; APPROVED; ORDINANCE 29872]

43. An ordinance abandoning a sanitary sewer easement to Travis Cole Apartments 2012 LP, the abutting owner, containing approximately 5,428 square feet of land, located near the intersection of Cole and Hester Avenues and providing for the dedication of approximately 6,364 square feet of land for a wastewater easement - Revenue: \$5,400, plus the \$20 ordinance publication fee

[15-1774; APPROVED; ORDINANCE 29873]

44. An ordinance correcting (1) Planned Development Subdistrict No. 107 within Planned Development District No. 193, the Oak Lawn Special Purpose District; (2) Planned Development District No. 468, the Oak Cliff Gateway Special Purpose District; (3) Planned Development District No. 784, the Trinity River Corridor Special Purpose District; and (4) Planned Development District No. 820 - Financing: No cost consideration to the City

[15-1775; APPROVED; ORDINANCE 29874]

CONSENT AGENDA (Continued)

Sustainable Development and Construction (Continued)

45. An ordinance correcting (1) Ordinance No. 28407, passed by the Dallas City Council on September 28, 2011, which created Conservation District No. 20 in an area generally bound by Plymouth Road, Atlantic Street and Hampton Road; and (2) Ordinance No. 29551 passed by the Dallas City Council on December 10, 2014, adopting a boundary adjustment agreement with the City of DeSoto on properties located on the west side of Old Hickory Trail, north of Danieldale Road and on the south side of Danieldale Road, east of Polk Street - Financing: No cost consideration to the City

[15-1776; APPROVED; ORDINANCE 29875]

Trinity Watershed Management

46. Authorize settlement in lieu of proceeding with condemnation of a subsurface easement under approximately 6,563 square feet of land from Bernardina Pedroza located on Main Street near its intersection with Haskell Avenue for the Mill Creek/Peaks Branch/State Thomas Drainage Relief Tunnel Project - Not to exceed \$16,800 (\$15,000 plus closing costs and title expenses not to exceed \$1,800); an increase of \$5,812 from the amount Council originally authorized for this acquisition - Financing: 2006 Bond Funds

[15-1777; APPROVED]

47. Authorize settlement in lieu of proceeding with condemnation of a subsurface easement under approximately 9,686 square feet of land from FRIS CHKN LLC, located on Gaston Avenue at its intersection with Peak Street for the Mill Creek/Peaks Branch/State Thomas Drainage Relief Tunnel Project - Not to exceed \$32,269 (\$30,269 plus closing costs and title expenses not to exceed \$2,000); an increase of \$6,054 from the amount Council originally authorized for this acquisition - Financing: 2006 Bond Funds

[15-1778; APPROVED]

48. Authorize settlement in lieu of proceeding further with condemnation for an improved tract of land containing approximately 64,836 square feet from Hal G. Hinckley, Sr., et al., located on Hill Avenue at its intersection with IH 30 for the Mill Creek/Peaks Branch/State Thomas Drainage Relief Tunnel Project - Not to exceed \$860,900 (\$852,400 plus closing costs and title expenses not to exceed \$8,500); a total increase of \$370,900 from the amount Council originally authorized for this acquisition - Financing: 2006 Bond Funds

[15-1779; APPROVED]

CONSENT AGENDA (Continued)

Water Utilities

49. Authorize an engineering services contract with Arcadis U.S., Inc. to perform safety inspections and emergency action plan updates for dams owned and operated by the City of Dallas - Not to exceed \$1,851,737 - Financing: Stormwater Drainage Management Capital Construction Funds (\$998,086) and Water Utilities Capital Construction Funds (\$853,651)

[15-1780; APPROVED]

50. Authorize a contract for the installation of water and wastewater mains at 12 locations (list attached) - John Burns Construction Company of Texas, Inc., lowest responsible bidder of four - Not to exceed \$10,528,912 - Financing: Water Utilities Capital Improvement Funds

[15-1781; APPROVED]

51. Authorize a contract for the construction of improvements to the Walcrest Pump Station and reservoir - Webber, LLC, lowest responsible bidder of seven - Not to exceed \$36,850,500 - Financing: Water Utilities Capital Improvement Funds

[15-1782; APPROVED]

ITEMS FOR INDIVIDUAL CONSIDERATION

City Secretary's Office

52. 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)

[15-1783; FULL COUNCIL AND INDIVIDUAL APPOINTMENTS MADE TO BOARDS AND COMMISSIONS]

* Fiscal Year 2015-16 Budget Items

* Final reading and adoption of 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

[15-1784; APPROVED; ORDINANCE NOS. 29876 AND 29877]

* An ordinance setting the tax rate at \$0.7970 per \$100 valuation which includes \$0.5646 for the general fund and \$0.2324 for the debt service fund, and levying ad valorem taxes for the City of Dallas, Texas for FY 2015-16 - Financing: This action has no cost consideration to the City

[15-1785; APPROVED; ORDINANCE 29878]

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

* Fiscal Year 2015-16 Budget Items (Continued)

- * Ratify the increase in property tax revenues, resulting from increased property valuations with the same property tax rate as in the prior fiscal year, reflected in the FY 2015-16 budget Revenue: \$57,230,390 [15-1786; APPROVED]
- 56. An ordinance amending Chapters 5A, 7, 15D, 16, 18, 27, 43A, 49, and 50 of the Dallas City Code to: (1) remove the registration fee and registration requirement for used car lots; (2) adjust registration fees for facilities that emit or have the potential to emit air contaminants; (3) adjust fees for redeeming an impounded animal from a city animal shelter; (4) adjust the intact animal permit fee; (5) adjust the fee for a temporary regulated animal permit; (6) adjust emergency ambulance transport fees; (7) adjust permit fees overseen by the Dallas Fire-Rescue Department; (8) adjust building reinspection fees; (9) adjust inspection charges for high risk buildings and occupancies; (10) adjust plan review fees for fire apparatus access roads and for limited access gates that obstruct such roads; (11) adjust installation acceptance retest fees; (12) authorize sanitation services to collect recycling from commercial establishments and establish a fee for such collection; (13) authorize more than once-a-week collection of garbage and recycling from certain commercial establishments; (14) adjust fees for sanitation collection service; (15) adjust fees for tire business licenses and mobile tire repair unit permits; (16) adjust fee for a certificate of registration for a multi-tenant property; (17) adjust fees for multi-tenant property inspections; (18) adjust fees for multi-tenant property inspections; (19) adjust the annual fee for a certificate of registration for non-owner occupied rental property: (20) adjust the reinspection fee for non-owner occupied rental property: (21) adjust the public swimming pool permit fee; (22) adjust the swimming pool manager training course fee; (23) adjust the vacant building registration fee; (24) adjust rates and charges for treated water service, wastewater service, wholesale water and wastewater service to governmental entities, untreated water service, service connections, and fire hydrant usage (fee list attached); (25) adjust the wood vendor license fee; (26) adjust the electronic repair license fee; (27) adjust the motor vehicle repair license fee; (28) adjust the home repair license fee; and (29) adjust the credit access business registration fee - Estimated Revenue: \$35,044,355 (Water Utilities Revenue: \$26,735,244, Sanitation Revenue: \$3,628,973, General Fund Revenue: \$4,680,138)

[15-1787; APPROVED; ORDINANCE 29879]

* An ordinance amending Section 44-35 of Chapter 44, "TAXATION," of the Dallas City Code, as amended; providing for the reallocation of the seven percent hotel occupancy tax to designated purposes, to be applied to revenues from the tax collected by a hotel on or after October 1, 2015; providing a saving clause; providing a severability clause; and providing an effective date - Financing: This action has no cost consideration to the City

[15-1788; APPROVED; ORDINANCE 29880]

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

* Fiscal Year 2015-16 Budget Items (Continued)

* An ordinance amending Chapters 2 and 18 of the Dallas City Code to clarify that the city's solid waste collection and disposal system is a utility - Financing: This action has no cost consideration to the City

[15-1789; APPROVED; ORDINANCE 29881]

59. * An ordinance amending Chapters 2, 43, and 51A of the Dallas City Code (1) to change the name of the department of planning and neighborhood vitality to the department of planning and urban design; and (2) to add to the duties of the Chief Planning Officer, supervision of the Thoroughfare Plan amendment process and supervision of the implementation of the Dallas Bike Plan - Financing: This action has no cost consideration to the City

[15-1790; APPROVED; ORDINANCE 29882]

60. * An ordinance amending Chapter 34, "Personnel Rules," of the Dallas City Code by amending Sections 34-9, 34-22, 34-23, and 34-32 to: (1) amend provisions of the personnel rules relating to employee benefits to comply with federal law; and (2) eliminate the requirement that certain employees take sick leave or vacation leave in increments of six hours, one-tenth hour, or one-hour - Financing: No cost consideration to the City

[15-1791; APPROVED; ORDINANCE 29883]

* Authorize (1) position changes; (2) approval of Civilian salary schedules for fiscal year 2015-16; (3) Police and Fire Uniform Executive salary schedules; and (4) Police and Fire Uniform salary schedules in accordance with the 2013 Meet and Confer Agreement - Financing: No cost consideration to the City

[15-1792; APPROVED]

Planning and Neighborhood Vitality

62. A resolution adopting Neighborhood Plus to serve as an implementation action plan to initiate a shift in community and neighborhood revitalization efforts in the City of Dallas - Financing: No cost consideration to the City

[15-1793; DELETED ON ADDENDUM]

Sustainable Development and Construction

63. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from First National Bank, of a tract of land containing approximately 16,022 square feet and approximately 14,167 square feet of land for a temporary working space easement, located in Dallas County for the Southwest 120/96-inch Water Transmission Pipeline Project - Not to exceed \$148,177 (\$145,177, plus closing costs and title expenses not to exceed \$3,000) - Financing: Water Utilities Capital Improvement Funds

[15-1794; APPROVED]

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

Sustainable Development and Construction (Continued)

64. Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from Southport Properties, LP, of a tract of land containing approximately 326,340 square feet located near the intersection of Langdon and JJ Lemmon Roads for the Southwest 120/96-inch Water Transmission Pipeline Project - Not to exceed \$626,850 (\$614,850, plus closing costs and title expenses not to exceed \$12,000) - Financing: Water Utilities Capital Construction Funds [15-1795; APPROVED]

DESIGNATED PUBLIC SUBSIDY MATTERS

Economic Development

65. Authorize the first renewal option for eight seven Business Assistance Centers (BACs) for a twelve-month service contract, with one additional twelve-month renewal option, subject to funding availability with the eight seven Business Assistance Center (BAC) contractors to provide technical assistance, incubator space and other support services to low-to-moderate income persons owning or starting microenterprises listed herein for each contract as follows: (1) Greater Dallas Hispanic Chamber of Commerce located at 4622 Maple Avenue, Suite 207 (BAC #1) in an amount not to exceed \$80,000; (2) The Dallas Black Chamber of Commerce located at 2838 Martin Luther King Boulevard (BAC #2), in an amount not to exceed \$80,000; (3) CEN-TEX Certified Development Corporation dba Business & Community Lenders (BCL) of Texas to be located at the J. Erik Jonsson Central Library at 1515 Young Street, Sammons Small Business Center (BAC #3) in an amount not to exceed \$80,000; (4) CENT-TEX Certified Development Corporation doing business as Business & Community Lenders (BCL) of Texas located at 4907 Spring Avenue (BAC #4) in an amount not to exceed \$80,000; (5) (4) Business Assistance Center, Inc. located at 1201 West Camp Wisdom Road, Suite 224 (BAC #5) in an amount not to exceed \$80,000; (6) (5) Organization of Hispanic Contractors Association dba Regional Hispanic Contractors Association to be located at 3918 N Hampton Rd (BAC #6), in an amount not to exceed \$80,000; (7) (6) Organization of Hispanic Contractors Association dba Regional Hispanic Contractors Association located at 2210 West Illinois Avenue (BAC #7) in an amount not to exceed \$80,000; and (8) (7) CENT-TEX Certified Development Corporation doing business as Business & Community Lenders (BCL) of Texas located at 1322 Record Crossing (BAC #8) in an amount not to exceed \$80,000 - Not Total not to exceed \$640,000 \$560,000 -Financing: 2015-16 Community Development Block Grant Funds

[15-1796; CORRECTED ON ADDENDUM; APPROVED]

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

DESIGNATED PUBLIC SUBSIDY MATTERS (Continued)

Economic Development (Continued)

66. Authorize an amendment to the contract with the World Affairs Council of Dallas / Fort Worth for economic development and protocol services to: **(1)** extend the existing grant agreement from October 1, 2015 through December 31, 2015; and **(2)** increase funding by \$62,500 for the additional services for 3 months - Not to exceed \$62,500 - Financing: Public/Private Partnership Funds (subject to appropriations)

[15-1797; APPROVED]

Housing/Community Services

67. Authorize a housing development grant in an amount not to exceed \$1,500,000 to the Dallas Housing Acquisition and Development Corporation for construction of ten single family homes on land bank properties - Not to exceed \$1,500,000 - Financing: FY 2014-15 HOME Program Income #1

[15-1798; REMANDED TO HOUSING COUNCIL COMMITTEE BY COUNCILMEMBER ARNOLD]

- 68. Authorize an amendment to Resolution No. 15-0780, previously approved on April 22, 2015, to: (1) clarify the terms of the loan which will allow forgiveness to the nonprofit developer, Southfair Community Development Corporation; and (2) the eligibility of developer fees for construction of four affordable single family homes located at 2825 South Boulevard Financing: No cost consideration to the City [15-1799; APPROVED]
- 69. Authorize (1) the first five-year renewal option to the Management Services Contract. Phase II (MSC), with Bridge Steps for the continued operation, programming, and management of The Bridge for the period October 1, 2015 through September 30, 2020; (2) funding for the first year of the five-year renewal term of the MSC with General Funds in an amount not to exceed \$3,800,000 for the period October 1, 2015 through September 30, 2016; (3) an Interlocal Agreement with Dallas County to accept \$1,000,000, to assist in providing homeless assistance services at The Bridge through the City's contractor, Bridge Steps for the period October 1, 2015 through September 30, 2016; (4) an Interlocal Agreement with Dallas County to accept 2015-16 Emergency Solutions Grant Funds for shelter operations at The Bridge in the amount of \$113,357 for the period October 1, 2015 through September 30, 2016; and (5) use of 2015-16 Emergency Solutions Grant Funds for shelter operations at The Bridge from the Homeless Assistance Center - Operations line item in the amount of \$378,279 - Not to Current Funds (\$3,800,000) (subject to exceed \$5,291,636 - Financing: appropriations), Intergovernmental Revenue - Dallas County (\$1,113,357), and 2015-16 Emergency Solutions Grant Funds (\$378,279)

[15-1800; APPROVED]

PUBLIC HEARINGS AND RELATED ACTIONS

Sustainable Development and Construction

ZONING CASES - CONSENT [15-1801; APPROVED]

70. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a microbrewery, microdistillery, or winery on property zoned Tract A in Planned Development District No. 269, the Deep Ellum/Near East Side District, on the northwest corner of Canton Street and South Malcolm X Boulevard Recommendation of Staff and CPC: Approval for a three-year period with eligibility for automatic renewals for additional five-year periods, subject to a site plan and conditions Z145-286(OTH)

[15-1802; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29884]

71. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for IR Industrial Research District and general merchandise or food store greater than 3,500 square feet uses on property zoned an IR Industrial Research District at the south corner of Regal Row and John W. Carpenter Service Road

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

Z145-289(AF)

[15-1803; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE 29885]

72. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a vehicle display, sales and service on property zoned Planned Development District No. 629, on the northeast corner of Bonner Drive and North Central Expressway

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

Z145-293(OTH)

[15-1804; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE 29886]

73. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for a tattoo studio on property zoned Tract A in Planned Development District No. 269, the Deep Ellum/Near East Side District on the south line of Elm Street, east of North Good Latimer Expressway

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

Z145-298(OTH)

[15-1805; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29887]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

ZONING CASES - INDIVIDUAL

74. 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 Mixed Use District on the north side of Banner Drive, between Park Central Drive and Merit Drive

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

Z145-206(WE)

[15-1806; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE 29888]

75. A public hearing to receive comments regarding an application for and an ordinance granting an amendment to Specific Permit No. 2048 for the sale of alcoholic beverages in conjunction with a general merchandise or food store 100,000 square feet or more on property zoned an RR Regional Retail District with a D-1 Liquor Control Overlay on the south line of East R.L. Thornton Freeway and west of South Buckner Boulevard Recommendation of Staff: Approval for a four-year period, subject to a revised site plan and conditions

<u>Recommendation of CPC</u>: <u>Approval</u> for a three-year period, subject to a revised site plan and conditions

Z145-275(WE)

[15-1807; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29889]

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

76. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development District for CR Community Retail District and D Duplex District uses on property zoned a CR Community Retail District and Tract III of Planned Development District No. 67 on the northwest corner of West Mockingbird Lane and Roper Street

<u>Recommendation of Staff and CPC</u>: <u>Approval</u>, subject to a development plan, landscape plan and conditions

Z145-225(SM)

Note: This item was considered by the City Council at a public hearing on August 26, 2015, and was deferred until September 22, 2015

[15-1808; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29890]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

DESIGNATED ZONING CASES - INDIVIDUAL

77. A public hearing to receive comments regarding an application for and an ordinance granting a CR Community Retail District and a resolution accepting deed restrictions volunteered by the applicant on property zoned an R-5(A) Single Family District on the north line of Simpson Stuart Road, west of Tracy Road

Recommendation of Staff: Denial

<u>Recommendation of CPC</u>: <u>Approval</u> with deed restrictions volunteered by the applicant Z145-227(WE)

[15-1809; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29891]

78. A public hearing to receive comments regarding an application for a Planned Development District for LO-1 uses and a mortuary, funeral home, or commercial wedding chapel use on property zoned an R-7.5(A) Single Family District and an LO-1 Limited Office District with a D Overlay, on the northeast line of Webb Chapel Road and on the west line of Larga Drive, east of Webb Chapel Extension

<u>Recommendation of Staff</u>: <u>Approval</u>, subject to a development plan, landscape plan and conditions

Recommendation of CPC: Denial without prejudice

Z145-264(SM)

[15-1810; HEARING OPEN; REMANDED TO CITY PLAN AND ZONING COMMISSION BY DEPUTY MAYOR PRO TEM WILSON]

79. A public hearing to receive comments regarding an application for and an ordinance granting a WR-5 Walkable Urban Residential District with a Height Map Overlay on property zoned Planned Development District No. 466 and an MF-2(A) Multifamily District on the east corner of Hall Street and Munger Avenue

<u>Recommendation of Staff and CPC</u>: Approval, subject to a revised height map overlay <u>Z145-272(WE)</u>

[15-1811; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE 29892]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

DESIGNATED ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

80. 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 September 9, 2015, and was held under advisement until September 22, 2015, with the public hearing closed.

[15-1812; HEARING OPEN; HELD UNDER ADVISEMENT UNTIL OCTOBER 28, 2015 BY COUNCILMEMBER KINGSTON]

DEVELOPMENT CODE AMENDMENTS - INDIVIDUAL

81. A public hearing to receive comments regarding consideration of and an ordinance granting amendments to Chapters 51 and 51A of the Dallas Development Code to: (1) require a landscape buffer and establish maximum stacking heights for open storage and outside storage uses; (2) require screening for open storage and outside storage uses in the I-2, I-3, and IM Industrial Manufacturing districts; (3) provide new screening regulations for the organic compost recycling facility use, petroleum product storage and wholesale use, and sand, gravel or earth sales and storage use in IM Industrial Manufacturing districts; and (4) require a Specific Use Permit for outside storage as a main use in the CA-1 and CA-2 districts

Recommendation of Staff: Approval of Staff recommendation

Recommendation of CPC: Approval

DCA078-016(DL)

[15-1813; HEARING OPEN; DEFERRED UNTIL OCTOBER 28, 2015 BY COUNCILMEMBER GREYSON]

82. A public hearing to receive comments regarding consideration of and an ordinance granting amendments to Chapters 51 and 51A, Dallas Development Code, Divisions 51-4.500 and 51A-4.500 to create a historic building demolition delay overlay

Recommendation of Staff and CPC: Approval

Recommendation of Landmark Commission: Approval

DCA145-007(ND)

[15-1814; HEARING CLOSED; CPC RECOMMENDATION FOLLOWED; ORDINANCE 29893]

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS

Park & Recreation

83. A public hearing to receive comments on the proposed use of subsurface portions of Crockett Park, Fair Park, and Juanita J. Craft Park totaling approximately 430,503 square feet (9.88 acres) for the Mill Creek/Peaks Branch/State Thomas Drainage Relief Tunnel Project - Financing: No cost consideration to the City

[15-1815; HEARING CLOSED; APPROVED]

MISCELLANEOUS HEARINGS - UNDER ADVISEMENT

Housing/Community Services

84. 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

[15-1816; HEARING CLOSED; APPROVED]

Sustainable Development and Construction

85. A public hearing on an application for and a resolution granting a variance to the alcohol spacing requirements from a public school, Henry W. Longfellow Career Exploration Academy as required by Section 6-4 of the Dallas City Code to allow a wine and beer retailer's off-premise permit pursuant to Chapter 26 of the Texas Alcoholic Beverage Code for a general merchandise or food store with 10,000 square feet or more floor area [L&B Depp Inwood Village, dba CVS Pharmacy #7412] on the southeast corner of West Lovers Lane and Inwood Road, north of Boaz Street - AV145-004 - Financing: No cost consideration to the City

[15-1817; HEARING OPEN; DEFERRED UNTIL OCTOBER 28, 2015 BY COUNCILMEMBER GATES]

ADDENDUM
CITY COUNCIL MEETING
SEPTEMBER 22, 2015
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
7:07 A. M. – 11:52 A.M.

ADDITIONS:

CONSENT ADDENDUM

Business Development & Procurement Services

- 1. Authorize a one-year service contract to administer a Volunteer Income Tax Assistance Program for low to moderate income families or individuals citywide Foundation Communities, Inc., only proposer Not to exceed \$200,000 Financing: Current Funds [15-1818; APPROVED AS AN INDIVIDUAL ITEM]
- 2. Authorize (1) a three-year master agreement for the purchase of liquid polymer asphalt material New Life Products and Equipment Company in the amount of \$1,072,500; and (2) the purchase of two liquid polymer asphalt dispensing machines C & O Equipment Company in the amount of \$185,000, lowest responsible bidders of four Total not to exceed \$1,257,500 Financing: Current Funds [15-1819; APPROVED]

City Attorney's Office

3. Authorize settlement of the lawsuit styled <u>Bobby Gerald Bennett v. Cardan Spencer, et al.</u>, Civil Action No. 3:14-CV-00402-N - Not to exceed \$1,600,000 - Financing: Current Funds

[15-1820; APPROVED]

Fire

 Authorize a contract renewal with The University of Texas Southwestern Medical Center at Dallas for the required medical direction services for the period October 1, 2015 through September 30, 2016 - Not to exceed \$234,807- Financing: Current Funds (subject to appropriations)

[15-1821; APPROVED]

ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Fire (Continued)

5. Authorize (1) the acceptance of a grant from the U.S. Department of Homeland Security under the 2014 Assistance to Firefighters Grant Program - Fire Prevention and Safety Grants in the amount of \$94,412 for a smoke alarm campaign program for the period August 20, 2015 through August 19, 2016; (2) a local cash match in the amount of \$4,720; and (3) execution of the grant agreement - Total not to exceed \$99,132 - Financing: U.S. Department of Homeland Security Assistance to Firefighters Grant Funds (\$94,412) and Current Funds (\$4,720) (subject to appropriations) [15-1822; APPROVED]

Office of Emergency Management

6. Authorize a two-year Interlocal Agreement in the amount of \$10,000 per year with Dallas County Health and Human Services to provide the professional services of its Health Authority for the City for the period October 1, 2015 through September 30, 2017 - Not to exceed \$20,000 - Financing: Current Funds (subject to annual appropriations) [15-1823; APPROVED]

ITEM FOR INDIVIDUAL CONSIDERATION

City Secretary's Office

7. A resolution designating absences by Councilmember Scott Griggs and Councilmember Carolyn K. Arnold as being for "Official City Business" - Financing: No cost consideration to the City

[15-1824; APPROVED]

CORRECTIONS:

Note: Agenda Item No. 18 to be considered as an Item for Individual Consideration

Economic Development

18. Authorize Supplemental Agreement No. 1 to the contract with Southern Dallas Development Corporation (SDDC) to: (1) extend the term of the fourth and final renewal option from October 1, 2015 through March 30, 2016; and (2) continue administration and loan servicing of the Community Development Block Grant (CDBG) funded Business Revolving Loan Program - Financing: No cost consideration to the City [15-1749]

CORRECTIONS: (Continued)

Economic Development (Continued)

Authorize the first renewal option for eight seven Business Assistance Centers (BACs) 65. for a twelve-month service contract, with one additional twelve-month renewal option, subject to funding availability with the eight seven Business Assistance Center (BAC) contractors to provide technical assistance, incubator space and other support services to low-to-moderate income persons owning or starting microenterprises listed herein for each contract as follows: (1) Greater Dallas Hispanic Chamber of Commerce located at 4622 Maple Avenue, Suite 207 (BAC #1) in an amount not to exceed \$80,000; (2) The Dallas Black Chamber of Commerce located at 2838 Martin Luther King Boulevard (BAC #2), in an amount not to exceed \$80,000; (3) CEN-TEX Certified Development Corporation dba Business & Community Lenders (BCL) of Texas to be located at the J. Erik Jonsson Central Library at 1515 Young Street, Sammons Small Business Center (BAC #3) in an amount not to exceed \$80,000; (4) CENT-TEX Certified Development Corporation doing business as Business & Community Lenders (BCL) of Texas located at 4907 Spring Avenue (BAC #4) in an amount not to exceed \$80,000; (5) (4) Business Assistance Center, Inc. located at 1201 West Camp Wisdom Road, Suite 224 (BAC #5) in an amount not to exceed \$80,000; (6) (5) Organization of Hispanic Contractors Association dba Regional Hispanic Contractors Association to be located at 3918 N Hampton Rd (BAC #6), in an amount not to exceed \$80,000; (7) (6) Organization of Hispanic Contractors Association dba Regional Hispanic Contractors Association located at 2210 West Illinois Avenue (BAC #7) in an amount not to exceed \$80,000; and (8) (7) CENT-TEX Certified Development Corporation doing business as Business & Community Lenders (BCL) of Texas located at 1322 Record Crossing (BAC #8) in an amount not to exceed \$80,000 - Not Total not to exceed \$640,000 \$560,000 -Financing: 2015-16 Community Development Block Grant Funds [15-1796]

DELETION:

Planning and Neighborhood Vitality

62. A resolution adopting Neighborhood Plus to serve as an implementation action plan to initiate a shift in community and neighborhood revitalization efforts in the City of Dallas - Financing: No cost consideration to the City [15-1793]