

**ADDENDUM
CITY COUNCIL MEETING
NOVEMBER 10, 2015
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A. M.**

ADDITIONS:

Closed Session

Attorney Briefings (Sec. 551.074 T.O.M.A.)

- Personnel matter involving City Attorney Warren Ernst.

CONSENT ADDENDUM

City Attorney's Office

1. Authorize settlement of the condemnation lawsuit styled City of Dallas v. Main Capital Partners, LP, et al., Cause No. CC-13-00525-A - Not to exceed \$75,000, increased from \$32,800 (\$30,000 plus closing costs and title expenses not to exceed \$2,800) to \$107,800 (total settlement amount) - Financing: Water Utilities Capital Improvement Funds
2. Authorize Supplemental Agreement No. 1 to the professional services contract with Orgain Bell & Tucker, LLP for additional legal services in the lawsuit styled City of Dallas v. Cary "Mac" Abney et al., Cause No. D-150045-C - Not to exceed \$25,000, from \$50,000 to \$75,000 - Financing: Water Utilities Current Funds
3. Authorize Supplemental Agreement No. 1 to the professional services contract with Kaplan Kirsch & Rockwell, L.L.P. for additional services on matters relating to a Federal Aviation Administration Part 16 Investigation regarding the City's gate allocation policy at Dallas Love Field - Not to exceed \$40,000, from \$50,000 to \$90,000 - Financing: Aviation Current Funds
4. Authorize Supplemental Agreement No. 2 to the professional services contract with Mounce, Green, Myers, Safi, Paxson & Galatzan, P.C., for additional services on matters relating to the pending disputes between the City of Dallas and the Sabine River Authority - Not to exceed \$150,000, from \$300,000 to \$450,000 - Financing: Water Utilities Current Funds

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ADDITIONS: (Continued)

CONSENT ADDENDUM (Continued)

Housing/Community Services

5. Authorize an amendment to Resolution No. 15-1544, previously approved on August 26, 2015, for a conditional grant agreement with SDC Compton Housing, LP to **(1)** clarify the terms of the agreement to allow flexibility in the number of total units financed under the grant agreement in the event that the units are sold to households with income over 140% of Area Median Family Income; and **(2)** extend the start date to no later than December 31, 2015 for the project in South Dallas located on Fran Way near Eighth and Corinth Streets - Financing: No cost consideration to the City

Police

6. Authorize public hearings to be held on December 9, 2015 and January 13, 2016 to receive comments on the renewal of the Dallas juvenile curfew ordinance; and, at the close of the public hearing on January 13, 2016, consideration of an ordinance amending Chapter 31 of the Dallas City Code to reinstate and continue in effect the Dallas juvenile curfew ordinance to provide daytime and nighttime curfew hours for minors - Financing: No cost consideration to the City

ITEMS FOR INDIVIDUAL CONSIDERATION

Business Development & Procurement Services

Note: If Addendum Item No. 7 is adopted, Council will not consider Addendum Item No. 8.
If Addendum Item No. 8 is adopted, Council will not consider Addendum Item No. 7.

7. Authorize a five-year service contract for beverage services - Coca-Cola Refreshments USA, Inc., most advantageous proposer of two - Estimated revenue: \$1,998,400
8. Authorize **(1)** the rejection of the proposals received for beverage services; and **(2)** the re-advertisement for a new solicitation - Financing: No cost consideration to the City
9. A resolution authorizing a wage floor for specific City service contracts requiring City contractors and subcontractors to pay their employees a wage floor of no less than \$10.37 per hour, as established annually through use of the Massachusetts Institute of Technology Wage Calculator for Dallas County - Financing: This action has no cost consideration to the City

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ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

City Secretary's Office

10. A resolution designating absences by Councilmember Adam Medrano, Councilmember Rickey D. Callahan, and Councilmember Philip T. Kingston as being for "Official City Business" - Financing: No cost consideration to the City
11. A resolution acknowledging receipt of the Ethics Advisory Commission Rules of Procedure adopted by the Commission on August 27, 2015, October 1, 2015, and October 16, 2015 - Financing: No cost consideration to the City

Mayor and City Council

12. An ordinance amending Chapter 46 of the Dallas City Code to (1) amend the title of the Chapter; (2) declare that the city encourages all entities within the city, even those entities that are excepted from the requirements of the Chapter, to recognize the rights of all individuals; (3) clarify the distinction between sexual orientation and gender identity and expression so that the definitions of those terms align with the definitions in Chapter 34, "Personnel Rules," of the Dallas City Code; (4) provide that a person's gender is determined by the person's own perception of their gender; (5) remove an exception that allowed discrimination in certain housing facilities; and (6) establish a deadline for the administrator to notify a complainant after determining that the person's complaint does not come within the scope of Chapter 46 - Financing: No cost consideration to the City

PUBLIC HEARINGS AND RELATED ACTIONS

Sustainable Development and Construction

ZONING CASES - INDIVIDUAL

13. A public hearing to receive comments regarding an application for a CS Commercial Service District with deed restrictions volunteered by the applicant on property zoned a CR Community Retail District, on the east corner of Forney Road and Lawnview Avenue
Recommendation of Staff and CPC: Denial
Z145-313(WE)

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CORRECTIONS:

Public Works Department

**State of Texas Energy Conservation
Office Loan Star Fund**

Note: Item Nos. 39 and 40
must be considered collectively.

39. * Authorize **(1)** the acceptance of a loan from the State of Texas Energy Conservation Office ~~Loan Star~~ LoanSTAR Fund in the amount of \$6,935,946, to be repaid plus interest, beginning in FY 2016-17 for a period of ten years from electric and natural gas energy savings; **(2)** the establishment of appropriations in the amount of \$6,935,946 in the State Energy Conservation Office ~~Loan Star~~ LoanSTAR II Fund; **(3)** Supplemental Agreement No. 1 to the contract with Pepco Energy Services for **(a)** construction of energy conservation related projects at eight City facilities in an amount not to exceed \$6,935,946 (list attached) and **(b)** measurement and verification for a period not to exceed ten years, in an amount not to exceed \$798,497 to be paid from electric and natural gas savings; **(4)** the acceptance and deposit in the Oncor Rebate Fund of rebates from Oncor Electric Delivery - Total not to exceed \$7,734,443 - Financing: State of Texas Energy Conservation Office ~~Loan Star~~ LoanSTAR Funds (\$6,935,946) and Current Funds (\$798,497) (subject to annual appropriations)
40. * Authorize **(1)** the repayment of a loan from the State of Texas Energy Conservation Office over a ten year period, plus interest, using savings in the City's annual electricity and natural gas budgets - Total not to exceed \$7,685,946 - Financing: Current Funds - \$7,685,946 (subject to annual appropriations)
41. Authorize a construction contract with McCon Building and Petroleum Services, Inc., lowest responsible bidder of two, for the installation of an above-ground fuel storage tanks at the Dallas Love Field Airport Maintenance Facility located at 3387 Hawes Avenue - Not to exceed \$299,393 - Financing: Aviation Capital Construction Funds

Housing/Community Services

64. Authorize **(1)** preliminary adoption of Substantial Amendment No. 4 to the Neighborhood Stabilization Program Plan to receive and deposit program income in the amount of \$350,000; **(2)** an increase in appropriations in the amount of \$350,000 from \$4,000,000 to \$4,350,000 to be used for similar eligible activities; and **(3)** a public hearing to be held on December 9, 2015 to receive comments on Substantial Amendment No. ~~20~~ 4 to the Neighborhood Stabilization Program Plan - Financing: No cost consideration to the City

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DELETIONS:

Housing/Community Services

15. Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by AAA Properties for the construction of affordable houses; **(2)** the sale of 2 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to AAA Properties; and **(3)** execution of a release of lien for any non-tax liens on the 2 properties that may have been filed by the City - Financing: No cost consideration to the City
16. Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by G&G Restoration Solutions LLC for the construction of affordable houses; **(2)** the sale of 4 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to G&G Restoration Solutions LLC; and **(3)** execution of a release of lien for any non-tax liens on the 4 properties that may have been filed by the City - Financing: No cost consideration to the City
17. Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by KW New Vision Properties and Land, Inc. for the construction of affordable houses; **(2)** the sale of 3 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to KW New Vision Properties and Land, Inc.; 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
18. Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by Lakee Group LLC for the construction of affordable houses; **(2)** the sale of 4 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to Lakee Group LLC; and **(3)** execution of a release of lien for any non-tax liens on the 4 properties that may have been filed by the City - Financing: No cost consideration to the City