

**ANNOTATED AGENDA
CITY COUNCIL MEETING
OCTOBER 11, 2016
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBER, CITY HALL
DALLAS, TEXAS 75201
9:08 A.M. – 2:47 P.M.
[16-1640; HELD]**

Invocation and Pledge of Allegiance (Council Chamber)

Agenda Item/Open Microphone Speakers
[16-1641]

VOTING AGENDA

1. Approval of Minutes of the September 21, 2016 City Council Meeting
[16-1642; APPROVED]

CONSENT AGENDA
[16-1643; APPROVED]

City Attorney's Office

2. Authorize settlement of the claim of John G. James in the lawsuit styled Noel Ortega et al. v. City of Dallas, Cause No. CC-14-02861-B - Not to exceed \$130,000 - Financing: Current Funds
[16-1644; APPROVED]
3. Authorize payment of annual software maintenance in support of the CityLaw Law Office Management System, a performance-based tracking system from Cycom Data Systems, Inc., for the period November 1, 2016 through October 31, 2017 - Not to exceed \$60,516 - Financing: Current Funds (subject to appropriations)
[16-1645; APPROVED]
4. Authorize Supplemental Agreement No. 3 to the professional services contract with Fanning Harper Martinson Brandt & Kutchin, P.C. for additional services in the lawsuit styled Kelvion Walker v. Amy Wilburn, Civil Action No. 3:13-CV-04896-D - Not to exceed \$150,000, from \$425,000 to \$575,000 - Financing: Current Funds (subject to appropriations)
[16-1646; APPROVED]

CONSENT AGENDA (Continued)

Economic Development

5. Authorize a second amendment of the development agreement with Drever 1401 Elm, LLC, for the 1401 Elm Street redevelopment project to extend the project's completion deadline by one year, from December 31, 2017 to December 31, 2018 - Financing: No cost consideration to the City
[16-1647; APPROVED AS AN INDIVIDUAL ITEM]

Equipment & Building Services

6. Authorize a design/build services contract with W. B. Kibler Construction Company, Ltd., most qualified proposer of four, for the Phase I design and pre-construction services for the new Sustainable Development and Construction offices at the Oak Cliff Municipal Center located at 320 East Jefferson Boulevard - Not to exceed \$2,478,018 - Financing: Building Inspection Current Funds (subject to appropriations)
[16-1648; DELETED ON ADDENDUM]
7. Authorize a construction contract with EAS Contracting, L.P., lowest responsible bidder of two, to provide construction services required for the physical improvements necessary for the Runway 18-36 Conversion Project at Dallas Love Field - Not to exceed \$5,769,673 - Financing: Aviation Capital Construction Funds (\$4,516,648) and Aviation Passenger Facility Charge Funds (\$1,253,025)
[16-1649; APPROVED]
8. Authorize a construction contract with EAS Contracting, L.P., lowest responsible bidder of two, to provide construction services required for the physical improvements necessary for the Runway Incursion Mitigation Project at Dallas Love Field - Not to exceed \$2,545,798 - Financing: Aviation Passenger Facility Charge Funds
[16-1650; APPROVED]
9. Authorize Supplemental Agreement No. 3 to the professional services contract with HNTB Corporation to provide full time on-site construction administration and management services for the Runway 18-36 Conversion Project and the Runway Incursion Mitigation Project at Dallas Love Field - Not to exceed \$1,191,995, from \$1,049,855 to \$2,241,850 - Financing: Aviation Capital Construction Funds (\$794,248) and Aviation Passenger Facility Charge Funds (\$397,747)
[16-1651; APPROVED]
10. Authorize Supplemental Agreement No. 4 to the contract with Campos Engineering, Inc. for renovation and improvements to the food service areas at the Kay Bailey Hutchison Convention Center, located at 650 South Griffin Street - Not to exceed \$84,725 from \$207,460 to \$292,185 - Financing: Convention Center Capital Construction Funds
[16-1652; APPROVED]

CONSENT AGENDA (Continued)

Fair Housing

11. Authorize **(1)** acceptance of the FY 2016-17 grant from the U.S. Department of Housing and Urban Development (HUD) for the Fair Housing Assistance Program (FHAP) to process, investigate and conciliate housing discrimination complaints, administrative costs and HUD required staff training for the period October 1, 2016 through September 30, 2017; and **(2)** execution of the cooperative grant agreement and any other documents related to the grant - Not to exceed \$277,350 - Financing: U.S. Department of Housing and Urban Development Grant Funds
[16-1653; APPROVED]

Housing/Community Services

12. Authorize adoption of the Home Improvement Rebate Program Statement to implement the program - Financing: No cost consideration to the City
[16-1654; APPROVED]
13. Authorize adoption of Program Statements for the Major Systems Repair Program (MSRP), People Helping People (PHP), and Emergency Repair Program (ERP) with modifications to consistently use: **(1)** minimum qualifying age as 62 except MSRP; **(2)** 80% of Area Median Family Income as the maximum qualifying income levels; and **(3)** remove references to the Neighborhood Investment Program (NIP) - Financing: No cost consideration to the City
[16-1655; APPROVED]
14. Authorize a secured, no interest (0%), forgivable loan in the amount of \$21,450 to Legacy Counseling Center, Inc., to provide for non-substantial rehabilitation of Legacy Founders Cottage, located at 828 South Tyler Street, for the period October 1, 2016 through September 30, 2017 - Not to exceed \$21,450 - Financing: 2016-17 Housing Opportunities for Persons with AIDS Grant Funds
[16-1656; APPROVED]
15. Authorize a contract with the Department of State Health Services for the continuation of the Special Supplemental Nutrition Program for Women, Infants, and Children for the period October 1, 2016 through September 30, 2017 - Not to exceed \$15,055,566 - Financing: Department of State Health Services Grant Funds
[16-1657; APPROVED]
16. Authorize a contract with CitySquare to provide Financial Assistance/Rent and Housing Relocation and Stabilizations Services to single homeless individuals for the period October 1, 2016 through September 30, 2017 - Not to exceed \$136,548 - Financing: 2016-17 Emergency Solutions Grant Funds
[16-1658; APPROVED]

CONSENT AGENDA (Continued)

Housing/Community Services (Continued)

17. Authorize a contract with Family Gateway, Inc. to provide essential services and shelter operations to homeless families for the period October 1, 2016 through September 30, 2017 - Not to exceed \$52,837 - Financing: 2016-17 Emergency Solutions Grant Funds
[16-1659; APPROVED]
18. Authorize a contract with Metro Dallas Homeless Alliance to provide reporting, training and technical support on the Homeless Management and Information System and to coordinate regional efforts to end homelessness for the period October 1, 2016 through September 30, 2017 - Not to exceed \$209,055 - Financing: 2016-17 Emergency Solutions Grant Funds (\$18,940), 2016-17 Housing Opportunities for Persons with AIDS Grant Funds (\$26,730) and Current Funds (\$163,385)
[16-1660; APPROVED]
19. Authorize a contract with Shared Housing Center, Inc. to provide Financial Assistance/Rent and Housing Relocation and Stabilization Services for homeless families for the period October 1, 2016 through September 30, 2017 - Not to exceed \$126,687 - Financing: 2016-17 Emergency Solutions Grant Funds
[16-1661; APPROVED]
20. Authorize a contract with The Family Place, Inc. to provide essential services and shelter operations to homeless families for the period October 1, 2016 through September 30, 2017 - Not to exceed \$68,004 - Financing: 2016-17 Emergency Solutions Grant Funds
[16-1662; APPROVED]
21. Authorize a twelve-month contract, with two twelve-month renewal options contingent upon available funding with Health Services of North Texas, Inc. to provide scattered site housing assistance for persons with HIV/AIDS for the period October 1, 2016 through September 30, 2017 - Not to exceed \$585,674 - Financing: 2015-16 Housing Opportunities for Persons with AIDS Grant Funds (\$112,300), 2016-17 Housing Opportunities for Persons with AIDS Grant Funds (\$467,700) and Current Funds (\$5,674)
[16-1663; APPROVED]
22. Authorize a twelve-month contract, with two twelve-month renewal options contingent upon available funding with Legacy Counseling Center, Inc. to provide facility based housing assistance for persons with HIV/AIDS for the period October 1, 2016 through September 30, 2017 - Not to exceed \$273,108 - Financing: 2016-17 Housing Opportunities for Persons with AIDS Grant Funds (\$270,471) and Current Funds (\$2,637)
[16-1664; APPROVED]

CONSENT AGENDA (Continued)

Housing/Community Services (Continued)

23. Authorize a twelve-month contract, with two twelve-month renewal options contingent upon available funding with Legacy Counseling Center, Inc. to provide housing information services and resource identification for persons with HIV/AIDS for the period October 1, 2016 through September 30, 2017 - Not to exceed \$151,012 - Financing: 2016-17 Housing Opportunities for Persons with AIDS Grant Funds (\$147,575) and Current Funds (\$3,437)
[16-1665; APPROVED]
24. Authorize a twelve-month contract, with two twelve-month renewal options contingent upon available funding with Legacy Counseling Center, Inc. to provide master leasing and emergency vouchers for homeless persons with HIV/AIDS for the period October 1, 2016 through September 30, 2017 - Not to exceed \$469,579 - Financing: 2016-17 Housing Opportunities for Persons with AIDS Grant Funds (\$464,105) and Current Funds (\$5,474)
[16-1666; APPROVED]
25. Authorize a twelve-month contract, with two twelve-month renewal options contingent upon available funding with My Second Chance, Inc. to provide facility based housing assistance for persons with HIV/AIDS for the period October 1, 2016 through September 30, 2017 - Not to exceed \$183,598 - Financing: 2016-17 Housing Opportunities for Persons with AIDS Grant Funds (\$180,961) and Current Funds (\$2,637)
[16-1667; APPROVED]
26. Authorize a twelve-month contract, with two twelve-month renewal options contingent upon available funding, with Open Arms, Inc. dba Bryan's House to provide child care services for persons with HIV/AIDS for the period October 1, 2016 through September 30, 2017 - Not to exceed \$56,262 - Financing: 2016-17 Housing Opportunities for Persons with AIDS Grant Funds (\$53,625) and Current Funds (\$2,637)
[16-1668; APPROVED]
27. Authorize a twelve-month contract, with two twelve-month renewal options contingent upon available funding with PWA Coalition of Dallas, Inc. dba AIDS Services of Dallas to provide facility based housing assistance for persons with HIV/AIDS for the period October 1, 2016 through September 30, 2017 - Not to exceed \$1,231,723 - Financing: 2015-16 Housing Opportunities for Persons with AIDS Grant Funds (\$585,884), 2016-17 Housing Opportunities for Persons with AIDS Grant Funds (\$634,891) and Current Funds (\$10,948)
[16-1669; APPROVED]

CONSENT AGENDA (Continued)

Housing/Community Services (Continued)

28. Authorize **(1)** a second amendment to 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, 2016 through September 30, 2017; **(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, 2016 through September 30, 2020; **(4)** award of FY 2016-17 Emergency Solutions Grant funds for shelter operations at The Bridge from the Homeless Assistance Center in the amount of \$378,279 to Bridge Steps for facility operations; and **(5)** acceptance of a grant from the Texas Department of Housing and Community Affairs through the Homeless Housing and Services Program in the amount of \$811,130 to provide services to the homeless through the City's contractor Bridge Steps for the period September 1, 2016 through August 31, 2017 - Total not to exceed \$5,989,409 - Financing: Current Funds (\$3,800,000) (subject to appropriations), Intergovernmental Revenue - Dallas County (\$1,000,000), FY 2016-17 Emergency Solutions Grant Funds (\$378,279) and Texas Department of Housing and Community Affairs Grant Funds (\$811,130)
[16-1670; APPROVED]

Intergovernmental Services

29. Authorize an Interlocal Agreement between the City of Dallas and the University of North Texas System (UNT System) providing for: **(1)** a contract for the sale of 106 South Harwood Street to UNT System for the UNT Dallas College of Law; and **(2)** an interim lease pending the closing of the sale - Estimated Annual Revenue: \$1.00 one-time sale price and lease amount of \$10.00 annually
[16-1671; APPROVED]
30. Authorize **(1)** acceptance of a grant from the Corporation for National and Community Service (Grant No. 14VSWTX018/ CFDA No. 94.013) to expand the AmeriCorps GrowSouth VISTA program for community outreach and community policing in the amount of \$60,000 for the period May 1, 2016 through April 29, 2017; **(2)** create a fulltime Volunteer Coordinator position to execute the project; and **(3)** execute the grant agreement - Not to exceed \$60,000 - Financing: Corporation for National and Community Service - AmeriCorps VISTA Grant Funds
[16-1672; APPROVED]

CONSENT AGENDA (Continued)

Mobility and Street Services

31. Authorize **(1)** a five-year Master Interlocal Purchasing Agreement with North Central Texas Council of Governments for the North Texas Share cooperative purchasing program; and **(2)** a three-year service contract with Fugro Roadware, Inc. to perform right-of-way data acquisition and analysis, through the North Texas Share cooperative purchasing program - Not to exceed \$2,064,030 - Financing: Street and Alley Improvement Funds (\$1,499,530) and Current Funds (\$564,500) (subject to annual appropriations)
[16-1673; APPROVED]

Park & Recreation

32. Authorize **(1)** a fifteen-year, plus one five-year renewal option, concession contract with Elm Fork Clay Sports, Incorporated for management, operation and development of the Elm Fork Shooting Range (shotgun area) located at 10751 Luna Road with an Estimated Annual Revenue of \$163,724; and **(2)** a fifteen-year, plus one five-year renewal, concession contract with Elm Fork Rifle and Pistol, Incorporated for management, operation and development of the Elm Fork Shooting Range (rifle and pistol range area) located at 10751 Luna Road with an Estimated Annual Revenue of \$106,276 - Total Estimated Annual Revenue: \$270,000
[16-1674; DEFERRED BY THE QUALITY OF LIFE CITY COUNCIL COMMITTEE TO A LATER DATE]
33. Authorize Supplemental Agreement No. 1 to the professional services contract with Terracon Consultants, Inc. to provide additional environmental testing services, plans and specifications for the abatement of asbestos containing materials and lead-based paint, including air monitoring, final inspection and close-out report at the former Jules E. Muchert U.S. Army Reserve Center located at 10031 East Northwest Highway - Not to exceed \$76,445, from \$7,550 to \$83,995 - Financing: General Obligation Commercial Paper Funds
[16-1675; APPROVED]

Police

34. Authorize renewal of the Interlocal Agreement with Dallas County, through Southwestern Institute of Forensic Sciences at Dallas, for the provision of forensic, drug, toxicological, environmental, and physical evidence analysis, and other similar medical/forensic analytical services for the period October 1, 2016 through September 30, 2017 - Not to exceed \$3,800,000 - Financing: Confiscated Monies Funds (\$1,000,000) and Current Funds (\$2,800,000)
[16-1676; APPROVED]

CONSENT AGENDA (Continued)

Police (Continued)

35. Authorize **(1)** an application for and acceptance of a grant from the U. S. Department of Justice through the Office of the Governor, Criminal Justice Division, for the City of Dallas-Interview Room Upgrade Project to prevent and control crime and make improvements to the criminal justice system for the period October 1, 2016 through September 30, 2017; and **(2)** execution of the grant agreement - Not to exceed \$80,000 - Financing: Office of the Governor, Criminal Justice Division Grant Funds
[16-1677; APPROVED]
36. Authorize **(1)** an application for and acceptance of the Dallas Police Department Victim Services/16 grant from the U.S. Department of Justice through the Office of the Governor, Criminal Justice Division in the amount of \$109,470 to adequately respond to victims of violent crime with needed aid for the period October 1, 2016 through September 30, 2018; **(2)** a local match in the amount of \$27,368; and **(3)** execution of the grant agreement - Total not to exceed \$136,838 - Financing: Office of the Governor, Criminal Justice Division State Grant Funds (\$109,470) and Current Funds (\$27,368) (subject to annual appropriations)
[16-1678; APPROVED]

Sustainable Development and Construction

37. An ordinance abandoning three sanitary sewer easements and a storm sewer easement to Good Space X, LLC, the abutting owner, containing a total of approximately 61,662 square feet of land, located near the intersection of Davis and Tyler Streets, and providing for the dedication of approximately 6,420 square feet for a storm drainage easement - Revenue: \$5,400, plus the \$20 ordinance publication fee
[16-1679; APPROVED; ORDINANCE 30241]

Trinity Watershed Management

38. Authorize Supplemental Agreement No. 3 to the professional services contract with Pacheco Koch Consulting Engineers, Inc. to provide additional engineering design services for Elam and Simpkins Remediation - Not to exceed \$37,800, from \$1,155,190 to \$1,192,990 - Financing: Capital Construction Funds
[16-1680; APPROVED]

Water Utilities

39. Authorize a construction contract for building renovations, roof replacements and miscellaneous improvements at six Dallas Water Utilities facilities (list attached) - Joe Funk Construction + Diversity Resources Group Joint Venture, lowest responsible bidder of four - Not to exceed \$2,704,585 - Financing: Water Utilities Capital Construction Funds
[16-1681; APPROVED]

CONSENT AGENDA (Continued)

Water Utilities (Continued)

40. Authorize **(1)** an 18-month master agreement for water and wastewater small services installations in the amount of \$7,735,385; **(2)** a contract for the installation of water and wastewater mains at 14 locations in the amount of \$3,036,712 (list attached); and **(3)** an 18-month master agreement for water and wastewater mainline extensions and emergency mainline installations and relocations at various locations in the amount of \$3,116,114 with Omega Contracting, Inc., lowest responsible bidder of two - Total not to exceed \$13,888,211 - Financing: Water Utilities Capital Construction Funds
[16-1682; APPROVED]

ITEMS FOR INDIVIDUAL CONSIDERATION

City Secretary's Office

41. 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)
[16-1683; NO APPOINTMENTS MADE TO BOARDS AND COMMISSIONS]

ITEMS FOR FURTHER CONSIDERATION

Sustainable Development and Construction

42. An ordinance granting a private license to Hall Arts Residences, LLC for the use of a total of approximately 4,475 square feet of land to occupy, maintain and utilize a sidewalk cafe, bollards, trees, crosswalk texturing and traffic lighting markers on portions of Flora and Leonard Streets and Ross Avenue rights-of-way, near the intersection of Flora and Leonard Streets - Revenue: \$400 one-time fee and \$200 annually, plus the \$20 ordinance publication fee
[16-1684; APPROVED; ORDINANCE 30242]

PUBLIC HEARINGS AND RELATED ACTIONS

Sustainable Development and Construction

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

43. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development Subdistrict for O-2 Office Subdistrict uses on property zoned an O-2 Office Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the north corner of North Harwood Street and Randall Street
Recommendation of Staff and CPC: Approval, subject to a development plan, landscape plan, and conditions
Z156-207(SM)
Note: This item was considered by the City Council at public hearings on August 10, 2016, and September 14, 2016, and was deferred until October 11, 2016, with the public hearing open
[16-1685; HEARING CLOSED; DENIED]

DESIGNATED ZONING CASES - UNDER ADVISEMENT- INDIVIDUAL

44. A public hearing to receive comments regarding an application for and an ordinance granting a Planned Development Subdistrict for Multiple Family Subdistrict uses on property zoned a GR General Retail Subdistrict and an MF-2 Multiple Family Subdistrict within Planned Development Subdistrict No. 193, the Oak Lawn Special Purpose District, on the east corner of Howell Street and North Hall Street
Recommendation of Staff and CPC: Approval, subject to a development plan and conditions
Z156-251(OTH)
Note: This item was considered by the City Council at a public hearing on September 28, 2016, and was held until October 11, 2016, with the public hearing open
[16-1686; HEARING CLOSED; APPROVED AS AMENDED; ORDINANCE 30243]

MISCELLANEOUS HEARINGS

Housing/Community Services

45. A public hearing to receive comments on the proposed City of Dallas FY 2016-17 Urban Land Bank Demonstration Program Plan; and at the close of the public hearing, consideration of approval of the City of Dallas FY 2016-17 Urban Land Bank Demonstration Program Plan - Financing: No cost consideration to the City
[16-1687; HEARING CLOSED; APPROVED]

**ANNOTATED ADDENDUM
CITY COUNCIL MEETING
OCTOBER 11, 2016
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBER, CITY HALL
DALLAS, TEXAS 75201
9:08 A.M. – 2:47 P.M.**

ADDITIONS:

Closed Session
[16-1688; HELD]

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

- Legal issues related to the Dallas Police & Fire Pension System.
[BRIEFED]
- Legal issues related to properties owned by HMK, LTD.
[NOT BRIEFED]
- Legal issues related to meet and confer negotiations between the City and police and fire associations.
[NOT BRIEFED]

Personnel (Sec. 551.074 T.O.M.A.)

- Discussion regarding the search for and hiring of a candidate for the position of city manager.
[DISCUSSED]

Additions:

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

Addendum Item #1

- An ordinance amending Ordinance No. 30163, as amended by Ordinance No. 30238, to change certain election day polling and early voting locations for the Tuesday, November 8, 2016, special election, for the purpose of submitting to the qualified voters of the City, on the question of amending Chapter 40A of the Dallas City Code, known as the employees' retirement fund of the city of Dallas - Financing: No cost consideration to the City
[DISCUSSED]

ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION

City Secretary's Office

1. An ordinance amending Ordinance No. 30163, as amended by Ordinance No. 30238, to change certain election day polling and early voting locations for the Tuesday, November 8, 2016, special election, for the purpose of submitting to the qualified voters of the City, on the question of amending Chapter 40A of the Dallas City Code, known as the employees' retirement fund of the city of Dallas - Financing: No cost consideration to the City
[16-1689; DISCUSSED IN CLOSED SESSION (SECTION 551.071 T.O.M.A. – CONSULTATION WITH THE ATTORNEY; APPROVED WITH CORRECTIONS; ORDINANCE 30244)]
2. A resolution designating absences by Deputy Mayor Pro Tem Erik Wilson and Councilmember Adam Medrano as being for "Official City Business" - Financing: No cost consideration to the City
[16-1690; APPROVED]

Mayor and City Council

3. A resolution naming Union Station in honor of Congresswoman Eddie Bernice Johnson - Financing: No cost consideration to the City
[16-1691; APPROVED]

Planning and Urban Design

4. Authorize a resolution endorsing the following highest immediate priorities of the City of Dallas for improved transit services to be included in the Dallas Area Rapid Transit 2017 20-Year Financial Plan: **(1)** construction of a second light rail transit line (D2) in a subway through the Central Business District; and **(2)** expedited implementation of expanded bus services targeted toward the transportation needs of low income and transit-dependent riders; and **(3)** construction of the Central Dallas Streetcar Link and study of streetcar extensions to Knox Street, Deep Ellum and the Government District - Financing: No cost consideration to the City
[16-1692; APPROVED AS AMENDED]

DELETION:

Equipment & Building Services

6. Authorize a design/build services contract with W. B. Kibler Construction Company, Ltd., most qualified proposer of four, for the Phase I design and pre-construction services for the new Sustainable Development and Construction offices at the Oak Cliff Municipal Center located at 320 East Jefferson Boulevard - Not to exceed \$2,478,018 - Financing: Building Inspection Current Funds (subject to appropriations)
[16-1648]