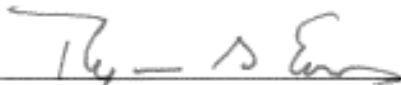


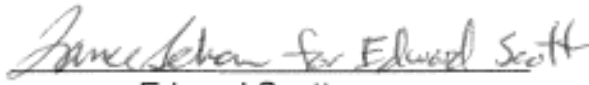
**JUNE 12, 2013 CITY COUNCIL AGENDA
CERTIFICATION**

This certification is given pursuant to Chapter XI, Section 9 of the City Charter for the City Council Agenda dated June 12, 2013. We hereby certify, as to those contracts, agreements, or other obligations on this Agenda authorized by the City Council for which expenditures of money by the City are required, that all of the money required for those contracts, agreements, and other obligations is in the City treasury to the credit of the fund or funds from which the money is to be drawn, as required and permitted by the City Charter, and that the money is not appropriated for any other purpose.



Mary K. Suhm
City Manager

5/31/13
Date



Edward Scott
City Controller

5/31/13
Date

RECEIVED

2013 MAY 31 PM 6:56

CITY SECRETARY
DALLAS, TEXAS



COUNCIL AGENDA

June 12, 2013

Date

(For General Information and Rules of Courtesy, Please See Opposite Side.)
(La Información General Y Reglas De Cortesía Que Deben Observarse
Durante Las Asambleas Del Consejo Municipal Aparecen En El Lado Opuesto, Favor De Leerlas.)

General Information

The Dallas City Council regularly meets on Wednesdays beginning at 9:00 a.m. in the Council Chambers, 6th floor, City Hall, 1500 Marilla. Council agenda meetings are broadcast live on WRR-FM radio (101.1 FM) and on Time Warner City Cable Channel 16. Briefing meetings are held the first and third Wednesdays of each month. Council agenda (voting) meetings are held on the second and fourth Wednesdays. Anyone wishing to speak at a meeting should sign up with the City Secretary's Office by calling (214) 670-3738 by 5:00 p.m. of the last regular business day preceding the meeting. Citizens can find out the name of their representative and their voting district by calling the City Secretary's Office.

Sign interpreters are available upon request with a 48-hour advance notice by calling (214) 670-5208 V/TDD. The City of Dallas is committed to compliance with the Americans with Disabilities Act. **The Council agenda is available in alternative formats upon request.**

If you have any questions about this agenda or comments or complaints about city services, call 311.

Rules of Courtesy

City Council meetings bring together citizens of many varied interests and ideas. To insure fairness and orderly meetings, the Council has adopted rules of courtesy which apply to all members of the Council, administrative staff, news media, citizens and visitors. These procedures provide:

- That no one shall delay or interrupt the proceedings, or refuse to obey the orders of the presiding officer.
- All persons should refrain from private conversation, eating, drinking and smoking while in the Council Chamber.
- Posters or placards must remain outside the Council Chamber.
- No cellular phones or audible beepers allowed in Council Chamber while City Council is in session.

"Citizens and other visitors attending City Council meetings shall observe the same rules of propriety, decorum and good conduct applicable to members of the City Council. Any person making personal, impertinent, profane or slanderous remarks or who becomes boisterous while addressing the City Council or while attending the City Council meeting shall be removed from the room if the sergeant-at-arms is so directed by the presiding officer, and the person shall be barred from further audience before the City Council during that session of the City Council. If the presiding officer fails to act, any member of the City Council may move to require enforcement of the rules, and the affirmative vote of a majority of the City Council shall require the presiding officer to act." Section 3.3(c) of the City Council Rules of Procedure.

Informacion General

El Ayuntamiento de la Ciudad de Dallas se reúne regularmente los miércoles en la Cámara del Ayuntamiento en el sexto piso de la Alcaldía, 1500 Marilla, a las 9 de la mañana. Las reuniones informativas se llevan a cabo el primer y tercer miércoles del mes.

Estas audiencias se transmiten en vivo por la estación de radio WRR-FM 101.1 y por cablevisión en la estación *Time Warner City Cable* Canal 16. El Ayuntamiento Municipal se reúne el segundo y cuarto miércoles del mes para tratar asuntos presentados de manera oficial en la agenda para su aprobación. Toda persona que desee hablar durante la asamblea del Ayuntamiento, debe inscribirse llamando a la Secretaría Municipal al teléfono (214) 670-3738, antes de las 5:00 pm del último día hábil anterior a la reunión. Para enterarse del nombre de su representante en el Ayuntamiento Municipal y el distrito donde usted puede votar, favor de llamar a la Secretaría Municipal.

Intérpretes para personas con impedimentos auditivos están disponibles si lo solicita con 48 horas de anticipación llamando al (214) 670-5208 (aparato auditivo V/TDD). La Ciudad de Dallas se esfuerza por cumplir con el decreto que protege a las personas con impedimentos, *Americans with Disabilities Act*. **La agenda del Ayuntamiento está disponible en formatos alternos si lo solicita.**

Si tiene preguntas sobre esta agenda, o si desea hacer comentarios o presentar quejas con respecto a servicios de la Ciudad, llame al 311.

Reglas de Cortesía

Las asambleas del Ayuntamiento Municipal reúnen a ciudadanos de diversos intereses e ideologías. Para asegurar la imparcialidad y el orden durante las asambleas, el Ayuntamiento ha adoptado ciertas reglas de cortesía que aplican a todos los miembros del Ayuntamiento, al personal administrativo, personal de los medios de comunicación, a los ciudadanos, y a visitantes. Estos reglamentos establecen lo siguiente:

- Ninguna persona retrasará o interrumpirá los procedimientos, o se negará a obedecer las órdenes del oficial que preside la asamblea.
- Todas las personas deben abstenerse de entablar conversaciones, comer, beber y fumar dentro de la cámara del Ayuntamiento.
- Anuncios y pancartas deben permanecer fuera de la cámara del Ayuntamiento.
- No se permite usar teléfonos celulares o enlaces electrónicos (*paggers*) audibles en la cámara del Ayuntamiento durante audiencias del Ayuntamiento Municipal.

"Los ciudadanos y visitantes presentes durante las asambleas del Ayuntamiento Municipal deben obedecer las mismas reglas de comportamiento, decoro y buena conducta que se aplican a los miembros del Ayuntamiento Municipal. Cualquier persona que haga comentarios impertinentes, utilice vocabulario obsceno o difamatorio, o que al dirigirse al Ayuntamiento lo haga en forma escandalosa, o si causa disturbio durante la asamblea del Ayuntamiento Municipal, será expulsada de la cámara si el oficial que está presidiendo la asamblea así lo ordena. Además, se le prohibirá continuar participando en la audiencia ante el Ayuntamiento Municipal. Si el oficial que preside la asamblea no toma acción, cualquier otro miembro del Ayuntamiento Municipal puede tomar medidas para hacer cumplir las reglas establecidas, y el voto afirmativo de la mayoría del Ayuntamiento Municipal precisará al oficial que está presidiendo la sesión a tomar acción." Según la sección 3.3(c) de las reglas de procedimientos del Ayuntamiento.

**AGENDA
CITY COUNCIL MEETING
WEDNESDAY, JUNE 12, 2013
ORDER OF BUSINESS**

Agenda items for which individuals have registered to speak will be considered no earlier than the time indicated below:

9:00 a.m. **INVOCATION AND PLEDGE OF ALLEGIANCE**

OPEN MICROPHONE

MINUTES

Item 1

CONSENT AGENDA

Items 2 - 50

ITEMS FOR INDIVIDUAL CONSIDERATION

No earlier
than 9:15 a.m.

Items 51 - 63

PUBLIC HEARINGS AND RELATED ACTIONS

1:00 p.m.

Items 64 - 85

NOTE: A revised order of business may be posted prior to the date of the council meeting if necessary.

AGENDA
CITY COUNCIL MEETING
JUNE 12, 2013
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A. M.

Invocation and Pledge of Allegiance (Council Chambers)

Agenda Item/Open Microphone Speakers

VOTING AGENDA

1. Approval of Minutes of the May 22, 2013 City Council Meeting

CONSENT AGENDA

Business Development & Procurement Services

2. Authorize a three-year master agreement for electrical supplies – Trinity Electric Supply Co. in the amount of \$5,982,801 and AWC, Inc. in the amount of \$330,590, lowest responsible bidders of five - Total not to exceed \$6,313,391 - Financing: Current Funds (\$2,566,391), Water Utilities Current Funds (\$2,710,000), Stormwater Drainage Management Current Funds (\$740,000) and Aviation Current Funds (\$297,000)
3. Authorize **(1)** a three-year master agreement for chlorine and sulfur dioxide - Brenntag Southwest, Inc. in the amount of \$16,419,300 and Calabrian Corporation in the amount of \$1,459,793; and **(2)** a three-year service contract for maintenance and testing of sulfur dioxide storage tanks - DPC Industries Company in the amount of \$247,650, lowest responsible bidders of three - Total not to exceed \$18,126,743 - Financing: Water Utilities Current Funds (\$247,650 subject to annual appropriations)

CONSENT AGENDA (Continued)**Business Development & Procurement Services (Continued)**

4. Authorize **(1)** a one-year master agreement for the purchase of two hundred seventy-two pieces of fleet and equipment - Sam Pack's Five Star Ford, Ltd. in the amount of \$4,022,691, Rush Truck Centers of Texas, LP dba Rush Crane and Refuse Systems, International in the amount of \$1,752,771, The Around the Clock Freightliner Group, LLC in the amount of \$1,393,866, Southwest International Trucks, Inc. in the amount of \$1,622,419, Landmark Equipment, Inc. in the amount of \$947,760, RDO Equipment Company in the amount of \$907,954, Holt Texas, Ltd. in the amount of \$512,753, Caldwell Country Chevrolet in the amount of \$477,809, Rush Medium Duty Truck Center, Dallas in the amount of \$613,106, Dallas Dodge Chrysler Jeep in the amount of \$366,384, Stewart & Stevenson, LLC in the amount of \$250,447, Caldwell Country Ford in the amount of \$267,624, Bobcat of Dallas in the amount of \$184,676, Equipment Southwest, Inc. in the amount of \$157,900, Sonic-Lute Riley Honda in the amount of \$138,375, United Rentals (North America), Inc. in the amount of \$127,500 and Kirby-Smith Machinery, Inc. in the amount of \$39,435, lowest responsible bidders of twenty-seven; **(2)** a one-year master agreement for the purchase of eight pieces of fleet equipment - Kinloch Equipment & Supply, Inc. in the amount of \$532,029, Holt Texas, Ltd. in the amount of \$267,228, Sam Pack's Five Star Ford, Ltd. in the amount of \$85,869 and Dallas Dodge Chrysler Jeep in the amount of \$77,502 through the Houston-Galveston Area Council of Governments; and **(3)** a one-year master agreement for the purchase of four pieces of fleet equipment - Kirby-Smith Machinery, Inc. in the amount of \$210,960 through Texas Association of School Boards (BuyBoard) - Total not to exceed \$14,957,058 - Financing: Current Funds (\$312,225), Water Utilities Current Funds (\$2,973,381), Municipal Lease Agreement Funds (\$7,309,785), Aviation Current Funds (\$156,316), 2010 Equipment Acquisition Notes (\$4,091,876), 2007 Equipment Acquisition Contractual Obligation Notes (\$85,869) and Commercial Auto Theft Interdiction Squad Funds (\$27,606)
5. Authorize a service contract for storm drainage management fund financial planning services and fee study - Raftelis Financial Consultants, Inc., most advantageous proposer of four - Not to exceed \$527,997 - Financing: Stormwater Drainage Management Current Funds
6. Authorize a three-year service contract, with two one-year renewal options, for wastewater flowmeter monitoring services - Hach Company, lowest responsible bidder of seven - Not to exceed \$1,289,290 - Financing: Water Utilities Current Funds (subject to annual appropriations)
7. Authorize Supplemental Agreement No. 2 to exercise the first renewal option to extend the term of the professional service contract with Grant Thornton LLP for audit of the City's financial operations and grant activities for fiscal year ending September 30, 2013 to be completed by September 30, 2014 - Not to exceed \$951,163, from \$3,080,790 to \$4,031,953 - Financing: Current Funds

CONSENT AGENDA (Continued)**Business Development & Procurement Services** (Continued)

8. Authorize Supplemental Agreement No. 3 to exercise the second renewal option to extend the term of the service contract with Linebarger Goggan Blair & Sampson, LLP, with a minimum annual guarantee, for the collection of delinquent fines and fees for City ordinance, traffic and state law violations, excluding parking violations, for the period August 1, 2013 through July 31, 2014 - Estimated Revenue: \$5,800,000

City Controller's Office

9. Authorize amendments to Ordinance No. 28060 to: **(1)** extend the City of Dallas, Texas General Obligation Commercial Paper Notes Series 2010A, and Series 2010C short term obligations in an aggregate principal amount not to exceed \$350,000,000; **(2)** authorize such short term obligations to be issued, sold, and delivered in the form of commercial paper notes; making certain covenants and agreements in connection therewith; establish the tenor of the program for the issuance of the remaining \$642,000,000 in the 2012 Bond Program, \$499,275,000 in the 2006 Bond Program and the remaining \$33,037,600 in the 1998 Bond Program, which is estimated to be within a three year period; resolving other matters related to the issuance, sale, security and delivery of such short term obligations, including; **(3)** authorizing a thirty-six-month \$200,000,000 Credit Agreement with J.P. Morgan Chase Bank, N.A., and a thirty-six-month \$150,000,000 Credit Agreement with Wells Fargo Bank, N.A.; **(4)** the continued use of U.S. Bank National Association as the Issuing and Paying Agent under existing agreements; **(5)** the continued use of Jefferies LLC as the dealer under existing Dealer Agreement; and **(6)** approving the payment of issuance costs in connection with the issuance of the short term obligations; approving the use of an Offering Memorandum in connection with the sale of the short term obligations; and providing an effective date – Total program costs not to exceed \$5,868,825 – Financing: Current Funds (\$144,825 upfront closing costs plus annual fees of \$1,908,000 for a three year total cost of \$5,724,000) (subject to annual appropriations)
10. Authorize the preparation of plans for issuance of General Obligation Refunding and Improvement Bonds, Series 2013A/B in an amount not to exceed \$500,000,000 - Financing: This action has no cost consideration to the City
11. Authorize the preparation of plans for issuance in an amount not to exceed \$285,000,000 in Waterworks and Sewer System Revenue Refunding Bonds, Series 2013 - Financing: This action has no cost consideration to the City

CONSENT AGENDA (Continued)**Code Compliance**

12. An ordinance amending Chapters 50, 51A, and 52 of the Dallas City Code to: **(1)** define terms; **(2)** provide for the licensing, operation, and regulation of street vendors; **(3)** require identification badges for street vendors and their agents; **(4)** establish license and badge fees; **(5)** establish dress and conduct standards for street vendors; **(6)** allow vending on private property without a certificate of occupancy if the vendor possesses a mobile food establishment permit or a Central Business District concession license and has the property owner's consent; **(7)** make certain non-substantive changes; **(8)** provide transitional provisions; and **(9)** provide minimum and maximum penalties - Estimated Annual Revenue Loss: \$10,000
13. An ordinance amending Chapters 51 and 51A of the Dallas City Code to: **(1)** allow occasional sales on an approved surface; **(2)** amend the fee schedule for occasional sale permits; **(3)** provide that signs advertising an occasional sale may be located at remote locations with the permission of the owner of the remote location; **(4)** provide a penalty not to exceed \$2,000; **(5)** provide a saving clause; **(6)** provide a severability clause; and **(7)** provide an effective date - Financing: Estimated Annual Revenue Loss: \$160,000

Communication and Information Services

14. Authorize a five-year Interlocal Agreement with the City of Cockrell Hill to provide the City of Cockrell Hill with two-way radio maintenance service and radio system airtime for the period June 1, 2013 through May 31, 2018 - Estimated Revenue: \$7,116

Economic Development

15. Authorize a public hearing to be held on June 26, 2013 to receive comments concerning the creation of City of Dallas Reinvestment Zone No. 80 located at 3504 North Central Expressway, Dallas, Texas; and, at the close of the hearing, consideration of **(1)** an ordinance creating City of Dallas Reinvestment Zone No. 80; and **(2)** a 50 percent real property tax abatement for ten years with SBR Real Estate Holdings, LP (SBR) associated with the development of a high-rise office building - Financing: No cost consideration to the City
16. Authorize a public hearing to be held on June 26, 2013 to receive comments concerning the creation of City of Dallas Reinvestment Zone No. 81 located on the east side of the 4800 block of Mountain Creek Parkway, north of Merrifield Road in Dallas, Texas; and, at the close of the hearing, consideration of **(1)** an ordinance creating City of Dallas Reinvestment Zone No. 81; and **(2)** a 90 percent real property tax abatement for ten years with Mt. Creek Investments, Ltd. associated with construction of a two-phase speculative industrial/warehouse development with a combined total of 1,200,000 square feet - Financing: No cost consideration to the City

CONSENT AGENDA (Continued)**Economic Development** (Continued)

17. Authorize a Multiple Use Agreement with the Texas Department of Transportation (TXDOT) to cross underneath the IH-35E right-of-way to construct and maintain the Edison/Hi Line Sustainable Development Infrastructure Project - Financing: No cost consideration to the City
18. Authorize **(1)** a public hearing to be held on August 14, 2013 to receive comments concerning the renewal of the Deep Ellum Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code, for the Deep Ellum area, for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District; and **(2)** at the close of the hearing, a resolution approving creation of the District for seven years and approval of the District's Service Plan for 2014-2020 - Financing: No cost consideration to the City

Housing/Community Services

19. Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by City Wide Community Development Corporation for the construction of affordable houses; **(2)** the sale of 5 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to City Wide Community Development Corporation; and **(3)** execution of a release of lien for any non-tax liens on the 5 properties that may have been filed by the City non-tax liens included in the foreclosure judgment, pre-judgment non-tax liens not included in the judgment, and post-judgment non-tax liens, if any - Financing: No cost consideration to the City
20. Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by East Dallas Community Organization for the construction of affordable houses; **(2)** the sale of 2 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to East Dallas Community Organization; 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 non-tax liens included in the foreclosure judgment, pre-judgment non-tax liens not included in the judgment, and post-judgment non-tax liens, if any - Financing: No cost consideration to the City
21. Authorize **(1)** approval of the development plan submitted to the Dallas Housing Acquisition and Development Corporation by South Dallas Fair Park/Innercity Community Development Corporation for the construction of affordable houses; **(2)** the sale of 2 vacant lots (list attached) from Dallas Housing Acquisition and Development Corporation to South Dallas Fair Park/Innercity Community Development Corporation; 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 non-tax liens included in the foreclosure judgment, pre-judgment non-tax liens not included in the judgment, and post-judgment non-tax liens, if any - Financing: No cost consideration to the City

CONSENT AGENDA (Continued)**Housing/Community Services** (Continued)

22. Authorize the expansion of the Oak Cliff-Marsalis Neighborhood Investment Program target area to include the 200 block of West 7th Street for street and streetscape, and gateway improvements to the Bishop Arts District - Financing: No cost consideration to the City
23. Authorize the release of lien and deed restrictions on a secured, no interest, forgivable loan with Legacy Counseling Center, Inc., for non-substantial rehabilitation at the Legacy Founders Cottage located at 828 South Tyler Street in the amount of \$15,870 - Financing: No cost consideration to the City
24. Authorize the third amendment to the contract with the Department of State Health Services to accept additional grant funds for the continuation of the Special Supplemental Nutrition Program for the Women, Infants and Children Program for the period April 1, 2013 through September 30, 2013 - Not to exceed \$28,850, from \$14,655,792 to \$14,684,642 - Financing: Department of State Health Services Grant Funds

Office of Cultural Affairs

25. Authorize a contract with Frances Bagley, LLC for the fabrication and installation of a site-specific artwork at the Elm Fork Athletic Complex located at 2100 Walnut Hill Lane - Not to exceed \$130,400 - Financing: 2006 Bond Funds
26. Authorize a contract with Legge Lewis Legge LLC for the fabrication and installation of a site-specific artwork at the Dallas Arboretum located at 8525 Garland Road - Not to exceed \$116,400 - Financing: 2006 Bond Funds
27. Authorize a twenty-four month extension to the concession contract with Culinaire International, Inc. for food and beverage services at the Morton H. Meyerson Symphony Center for the period August 1, 2013 through July 31, 2015 - Estimated Revenue: \$735,000

Park & Recreation

28. Authorize a contract for construction of a new park pavilion at Kidd Springs Park located at 700 West Canty Street - Henneberger Construction, Inc., best value proposer of four - Not to exceed \$118,400 - Financing: 2006 Bond Funds
29. Authorize a contract for reconstruction of an historic pergola at Kiest Park located at 3080 South Hampton Road - Henneberger Construction, Inc., best value proposer of four - Not to exceed \$150,700 - Financing: 2006 Bond Funds

CONSENT AGENDA (Continued)

Park & Recreation (Continued)

30. Authorize a contract for construction of a new park pavilion at McCree Park located at 9016 Plano Road - Henneberger Construction, Inc., best value proposer of two - Not to exceed \$110,000 - Financing: 2003 Bond Funds
31. Authorize Supplemental Agreement No. 3 to the professional services contract with Aguirre Roden, Inc. for a structural study of the Anita Martinez Recreation Center located at 3212 North Winnetka Avenue - Not to exceed \$4,235, from \$196,520 to \$200,755 - Financing: 2006 Bond Funds

Police

32. Authorize an Interlocal Agreement with Tarrant County Criminal District Attorney, Tarrant County Sheriff's Office, Anderson County Criminal District Attorney, and the Texas Office of the Attorney General to share the proceeds received by the Tarrant County Criminal District Attorney for asset seizures and forfeitures under Chapter 59 of the Texas Code of Criminal Procedure - Estimated Revenue: \$230,000

Public Works Department

33. Authorize a professional services contract with Lina T. Ramey & Associates, Inc. for the engineering design of sidewalk enhancements for the Colorado Boulevard/Beckley Avenue area - Not to exceed \$209,790 - Financing: General Obligation Commercial Paper Funds
34. Authorize a professional services contract with Freese and Nichols, Inc. for the engineering design of street and thoroughfare improvements for South Lamar Street from Interstate 45 to Emery Street - Not to exceed \$747,840 - Financing: General Obligation Commercial Paper Funds (\$696,811) and Water Utilities Capital Improvement Funds (\$51,029)
35. Authorize twenty-four month construction service contracts with three twelve-month renewal options to perform job order contracting services with Chamberlin Dallas, LLC in the amount of \$1,500,000, Kellogg Brown and Root, LLC in the amount of \$3,486,443, and METCO Engineering, Inc. in the amount of \$1,500,000, the three best value proposers of thirteen - Not to exceed \$6,486,443 - Financing: Aviation Current Funds (\$1,855,000), Convention and Event Services Current Funds (\$750,000), and General Obligation Commercial Paper Funds (\$3,881,443) (subject to annual appropriations)

CONSENT AGENDA (Continued)**Public Works Department (Continued)****Olive Street Extension
of the McKinney Avenue Trolley****Note:** Item Nos. 36 and 37
must be considered collectively.

36. * Authorize an increase in the contract with Gibson & Associates, Inc. for the construction of granite pavers at trolley stops and additional items for the McKinney Avenue Trolley Olive Street Extension Project - Not to exceed \$158,635, from \$8,666,777 to \$8,825,412 - Financing: Capital Projects Reimbursement Funds
37. * Authorize **(1)** a participation agreement with the Downtown Improvement District for the construction of granite pavers at trolley stops and additional items for the McKinney Avenue Trolley Olive Street Extension Project in an amount not to exceed \$158,635; **(2)** the receipt and deposit of funds from the Downtown Improvement District in an amount not to exceed \$158,635; and **(3)** an increase in appropriations in the amount of \$158,635 in the Capital Projects Reimbursement Fund - Total not to exceed \$158,635 - Financing: Capital Projects Reimbursement Funds
38. Authorize an increase in the construction contract with Lee Lewis Construction, Inc. for structural, mechanical, electrical, plumbing and waterproofing changes for the roof replacement of Exhibit Halls A, B, the lower part of Roof C, and the Administration Building at the Dallas Convention Center - Not to exceed \$247,263, from \$6,867,650 to \$7,114,913 - Financing: 2009 Convention Center Revenue Bonds

Sanitation Services

39. Authorize consent to a transfer of control of 100% of the ownership interests of Greenstar Mid-America, LLC, a solid waste franchisee, from Greenstar North America Holdings, Inc. to WM Recycle America, LLC, in accordance with the terms of the franchise ordinance, Chapter XIV of the City Charter, and Article IV of Chapter 18 of the Dallas City Code – Financing: No cost consideration to the City

Sustainable Development and Construction

40. Authorize acquisition from George P. Shropulos and Millie L. Shropulos, of approximately 21,779 square feet of land located near the intersection of Wheatland and Houston School Roads for the Wheatland Road Improvement Project - Not to exceed \$21,300 (\$18,300, plus closing costs and title expenses not to exceed \$3,000) - Financing: 2003 Bond Funds
41. Authorize acquisition from Westdale Properties America I, LTD, of approximately 482 square feet of land located near the intersection of Pacific Avenue and Hawkins Street for the Cesar Chavez Boulevard and Pearl Street from Commerce Street to Live Oak Boulevard Project - Not to exceed \$18,530 (\$17,320, plus closing costs and title expenses not to exceed \$1,210) - Financing: 2006 Bond Funds

CONSENT AGENDA (Continued)**Sustainable Development and Construction (Continued)**

42. Authorize the exercise of the right of eminent domain, if such becomes necessary, by Dallas Area Rapid Transit of nine tracts of land for the construction of the South Oak Cliff Line Section-3 Project (list attached) - Financing - No cost consideration to the City
43. An ordinance abandoning a portion of a sanitary sewer easement to TRG Wycliff, L.P., the abutting owner, containing approximately 5,089 square feet of land, located near the intersection of Congress and Wycliff Avenues - Revenue: \$5,400, plus the \$20 ordinance publication fee
44. An ordinance granting renewal of a private license to Greenville 2100, LTD. for the use of approximately 371 square feet of land to maintain an existing sidewalk café on Greenville Avenue located near the intersection of Greenville and Prospect Avenues - Revenue: \$1,000 annually, plus the \$20 ordinance publication fee

Trinity Watershed Management

45. Authorize Supplemental Agreement No. 6 to the professional services contract with Half Associates, Inc. to investigate, identify and potentially relocate threatened fresh water mussels from a section of the Trinity River within the construction impact limits of the Continental Avenue Bridge - Not to exceed \$147,512, from \$1,348,304 to \$1,495,816 - Financing: Stormwater Drainage Management Current Funds

Water Utilities

46. Authorize a professional services contract with HDR Engineering, Inc. to provide engineering services for the design of a new peak flow storage basin at the Southside Wastewater Treatment Plant - Not to exceed \$1,446,313 - Financing: Water Utilities Capital Improvement Funds
47. Authorize a thirty-year contract with the City of Carrollton to continue providing treated water services, from June 29, 2013 through June 28, 2043 - Estimated Annual Revenue: \$10,912,142
48. Authorize a thirty-year contract with the City of DeSoto to continue providing treated water services, from August 24, 2013 through August 23, 2043 - Estimated Annual Revenue: \$3,952,667
49. Authorize an increase in the contract with Davis Construction, Inc. d/b/a DCI Contracting, Inc. for additional work associated with the construction of concrete drilled piers, rock anchors and extended coffer dam maintenance for completion of the 72-inch Water Transmission Main Protection, Phase II Bank Stabilization Project - Not to exceed \$232,880, from \$2,834,505 to \$3,067,385 - Financing: Water Utilities Capital Improvement Funds

CONSENT AGENDA (Continued)

Water Utilities (Continued)

- 50. Authorize an increase in the contract with Magnus Pacific Corporation for additional work associated with the installation of an underground slurry cutoff wall - Not to exceed \$1,631,750, from \$10,559,182 to \$12,190,932 - Financing: Water Utilities Capital Construction Funds

ITEMS FOR INDIVIDUAL CONSIDERATION

City Secretary's Office

- 51. 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)

DESIGNATED PUBLIC SUBSIDY MATTERS

Economic Development

- 52. Authorize **(1)** a 12-month extension to the Chapter 380 economic development loan agreement with Lakewest ALF Realty, LLC, previously approved on April 27, 2011, pursuant to Resolution No. 11-1188, related to the development of a senior assisted living center located at 2696 Bickers, Dallas, Texas 75212; and **(2)** the acceptance, receipt and deposit of funds in an amount up to \$195,000 - Financing: Public/Private Partnership Funds

Note: Item Nos. 53 and 54 must be considered collectively.

Grocers Supply

- 53. * Authorize a 90 percent real property tax abatement agreement for 10 years with Grocers Supply Co. Inc., subject to acquisition of the property, for a new warehouse facility of 740,000 square feet located on approximately 129 acres within an Enterprise Zone at the intersection of Cleveland Road and Blanco Road in Dallas pursuant to the City's Public/Private Partnership Program- Revenue: First year revenue estimated at \$44,203; ten-year revenue estimated at \$442,030 (Estimated revenue foregone for ten-year real property tax abatement estimated at \$3,978,329)
- 54. * Authorize a Chapter 380 economic development grant agreement pursuant to the Public/Private Partnership Program with Grocers Supply Co., Inc. in an amount up to \$1,850,000 associated with the site acquisition and new facility construction of a warehouse facility to be constructed on 129 acres at the intersection of Cleveland Road and Blanco Road in Dallas - Not to exceed \$1,850,000 - Financing: General Obligation Commercial Paper Funds

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

DESIGNATED PUBLIC SUBSIDY MATTERS (Continued)

Economic Development (Continued)

TCDFW Development Inc.

Note: Item Nos. 55 and 56 must be considered collectively.

- 55. * Authorize a real property tax abatement agreement with TCDFW Development Inc. located on approximately 46.47 acres south of IH-20, between Hampton Road and Polk Street in the amount of 90 percent on the value of real property improvements for 10 years in accordance with the City's Public/Private Partnership Program - Revenue: First year revenue estimated at \$12,911; ten-year revenue estimated at \$94,827; (Estimated revenue foregone for a ten-year new business personal property abatement estimated at \$853,444)
- 56. * Authorize a Chapter 380 economic development grant agreement in an amount not to exceed \$1,445,000 with TCDFW Development Inc. related to the construction of an 800,000 square foot speculative industrial/warehouse facility, pursuant to Chapter 380 of the Texas Local Government Code in accordance with the City's Public/Private Partnership Program - Not to exceed \$1,445,000 - Financing: General Obligation Commercial Paper Funds

**City Center TIF District -
City Center Sub-district**

Note: Item Nos. 57 and 58 must be considered collectively.

- 57. * Authorize a development agreement with Alterra 211 N. Ervay, LLC, to reimburse eligible project costs for environmental remediation and demolition, public infrastructure improvements and façade restoration associated with the 211 North Ervay redevelopment project, in an amount not to exceed \$2,000,000, of which \$150,000 is in the form of an Economic Development TIF Grant, from revenues accruing to Tax Increment Financing Reinvestment Zone Five (City Center TIF District) - Not to exceed \$2,000,000 - Financing: City Center TIF District Funds
- 58. * A resolution declaring the intent of Tax Increment Financing District Reinvestment Zone Number Five (City Center TIF District) to reimburse Alterra 211 N. Ervay, LLC, up to \$2,000,000, of which \$150,000 is in the form of an Economic Development TIF Grant, for eligible project costs pursuant to the development agreement with Alterra 211 N. Ervay, LLC - Financing: No cost consideration to the City

ITEMS FOR INDIVIDUAL CONSIDERATION (Continued)

DESIGNATED PUBLIC SUBSIDY MATTERS (Continued)

Economic Development (Continued)**City Center TIF District -
Lamar Corridor/West End Sub-district****Note:** Item Nos. 59 and 60 must be considered collectively.

59. * Authorize a development agreement with Purse Development Company, LLC, to reimburse eligible project costs related to environmental remediation and demolition, public infrastructure improvements and historic façade restoration associated with the Purse & Co. Lofts redevelopment project (601 Elm Street) in an amount not to exceed \$2,800,000, from revenues accruing to Tax Increment Financing Reinvestment Zone Five (City Center TIF District) - Not to exceed \$2,800,000 - Financing: City Center TIF District Funds
60. * A resolution declaring the intent of Tax Increment Financing District Reinvestment Zone Number Five (City Center TIF District) to reimburse Purse Development Company, LLC, up to \$2,800,000, for TIF-eligible project costs pursuant to the development agreement with Purse Development Company, LLC - Financing: No cost consideration to the City

Housing/Community Services

61. Authorize **(1)** a conditional grant agreement in the amount of \$1,500,000 with Central Dallas Community Development Corporation, or its wholly owned subsidiary, to provide funding for the construction of fifty permanent supportive housing units at 1531 Malcolm X Boulevard; and **(2)** an increase in appropriations in the amount of \$1,500,000 in the General Obligation Commercial Paper Funds - Not to exceed \$1,500,000 - Financing: General Obligation Commercial Paper Funds
62. Authorize a loan in the amount of \$85,000 at 0% interest to 2000 Roses Foundation, Inc. for the development of two properties located at 220 North Cliff Street and 1102 East Ninth Street to provide funding for a portion of the residential component of the Economic Development Project on Ninth Street - Not to exceed \$85,000 - Financing: 2006 Bond Funds
63. Authorize on-site reconstruction of five homes in accordance with the requirements of the Reconstruction/SHARE Program Statement for the properties located at: 323 East Woodin Boulevard in the amount of \$103,000; 2742 Custer Drive in the amount of \$103,000; 2734 Locust Avenue in the amount of \$103,000; 1558 East Ohio Avenue in the amount of \$103,000; and 3500 Pondrom Street in the amount of \$103,000 - Total not to exceed \$515,000 - Financing: 2012-13 Community Development Block Grant Reprogramming Funds (\$400,000); 2012-13 HOME Investment Partnership Program Grant Funds (\$115,000)

PUBLIC HEARINGS AND RELATED ACTIONS**Sustainable Development and Construction**ZONING CASES - CONSENT

64. A public hearing to receive comments regarding an application for and an ordinance granting a CC Community Commercial Subdistrict on property zoned a D(A) Duplex Subdistrict, an NC Neighborhood Commercial Subdistrict and an R-5(A) Single Family Subdistrict in Planned Development District No. 595, the South Dallas/Fair Park Special Purpose District, on the south corner of South Fitzhugh Avenue and Lagow Street
Recommendation of Staff and CPC: Approval
Z123-194(MW)
65. A public hearing to receive comments regarding an application for and an ordinance granting a renewal of Specific Use Permit No. 1707 for a Tattoo studio on property within the Tract A portion of Planned Development District No. 269, the Deep Ellum/Near East Side Special Purpose District, on the northwest line of Main Street, east of Crowdus Street
Recommendation of Staff and CPC: Approval for a five-year period with eligibility for automatic renewal for additional five-year periods, subject to revised conditions
Z123-206(RB)
66. 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-7.5(A) Single Family District on the east side of South Lancaster Boulevard, north of Sylvia Street
Recommendation of Staff and CPC: Approval for a two-year period with eligibility for automatic renewal for additional five-year periods, subject to a site plan and conditions
Z123-218(AB)
67. A public hearing to receive comments regarding an application for and an ordinance granting a CS Commercial Service District on property zoned an IR Industrial Research District on the northeast corner of Harry Hines Boulevard and Storey Lane
Recommendation of Staff and CPC: Approval
Z123-226(RB)

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

ZONING CASES - UNDER ADVISEMENT - INDIVIDUAL

68. A public hearing to receive comments regarding an application for and an ordinance granting a Specific Use Permit for an alcoholic beverage establishment use limited to a bar, lounge or tavern and a commercial amusement (inside) use limited to a dance hall within Planned Development District No. 619 for mixed uses and a H/48 Historic District on the southwest corner of Pacific Avenue and Harwood Street
Recommendation of Staff: Approval for a two-year period, subject to a site plans/floor plans and conditions
Recommendation of CPC: Approval for a three-year period, subject to a site plans/floor plans and conditions
Z123-134(WE)
Note: This item was considered by the City Council at a public hearing on May 22, 2013, and was taken under advisement until June 12, 2013, with the public hearing open

DESIGNATED ZONING CASES - INDIVIDUAL

69. 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, and a resolution accepting the termination of deed restrictions on the northwest line of Travis Street, between Lemmon Avenue East and Lemmon Avenue West
Recommendation of Staff: Approval, subject to a development plan, landscape plan, and staff's recommended conditions, and approval of the termination of deed restrictions
Recommendation of CPC: Approval, subject to a development plan, landscape plan, and conditions, and approval of the termination of deed restrictions
Z112-306(RB)

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)**Sustainable Development and Construction (Continued)**DESIGNATED ZONING CASES - INDIVIDUAL (Continued)

70. A public hearing to receive comments regarding a City Plan Commission authorized hearing to determine proper zoning on property zoned Planned Development District No. 22, Planned Development District No. 130, Planned Development District No. 215, Planned Development District No. 250, Planned Development District No. 279, Planned Development District No. 322, Planned Development District No. 423, Planned Development District No. 713, Planned Development District No. 782, a CR Community Retail District with deed restrictions on a portion, a CS Commercial Service District, a GO(A) General Office District with deed restrictions on a portion, an RR Regional Retail District with deed restrictions on a portion and Specific Use Permit Nos. 1335, 1389, 1390 on a portion, an LO-2 Limited Office District with deed restrictions on a portion, an NO(A) Neighborhood Office District, an MO-2 Mid-range Office District, an MF-1(A) Multifamily District, an MF-4(A) Multifamily District, an MU-1 Mixed Use District with deed restrictions on a portion, an MU-2 Mixed Use District with deed restrictions on a portion, an MU-3 Mixed Use District, an MU-3 (SAH) Mixed Use District Affordable, and a P(A) Parking District with consideration being given to appropriate zoning including use, development standards, and other regulations that would allow for and encourage development in appropriate areas in an area generally located east of the Dallas North Tollway, south of Southern Boulevard, south of the northern boundary of (Block E) Montfort Place, south of the northern boundary of Woodchase Apartments, south of the northern boundary of Preston View Estates, west of Preston Road, and north of Interstate Highway 635 (LBJ Freeway) and an ordinance granting a Planned Development District and a resolution accepting the termination of deed restrictions
- Recommendation of Staff and CPC: Approval of a Planned Development District, subject to a streets plan, an open space plan, and conditions with retention of Specific Use Permit Nos. 1335, 1389 and 1390, and Deed Restrictions Nos. Z756-210, Z989-173, and Z990-232, and approval of the termination of Deed Restrictions No. Z056-226 on the northwest corner of Preston Road and LBJ Freeway and no change of zoning on property zoned an MU-2 Mixed Use District with Deed Restrictions No. Z901-162, an NO(A) Neighborhood Office District and a portion of Planned Development District No. 250 in an area generally bound by Peterson Lane, both sides of Montfort Drive, James Temple Drive and a line approximately 590 feet east of Noel Road, and on property zoned an RR Regional Retail District on the northeast corner of Alpha Road and the Dallas North Tollway
- Z123-186(GC)

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

Sustainable Development and Construction (Continued)

DESIGNATED ZONING CASES - INDIVIDUAL (Continued)

71. A public hearing to receive comments regarding an application for and an ordinance granting a new tract for multiple family uses within Planned Development Subdistrict No. 78 on property zoned an MF-2 Multiple Family Subdistrict within Planned Development District No 193, the Oak Lawn Special Purpose District, in an area generally bounded by Brown Street, Knight Street, Fairmount Street and Douglas Street
Recommendation of Staff: Approval, subject to a conceptual plan and staff's recommended conditions
Recommendation of CPC: Approval, subject to a conceptual plan and conditions
Z123-199(WE)

THOROUGHFARE PLAN AMENDMENTS

Public Works Department

72. A public hearing to receive comments to amend the City of Dallas' Thoroughfare Plan to **(1)** change the dimensional classifications of various existing thoroughfares; **(2)** add various existing roadways not currently designated on the Thoroughfare Plan; and **(3)** add non-existing roadways to the Thoroughfare Plan, and at the close of the hearing, authorize an ordinance implementing the changes (list attached) - Financing: No cost consideration to the City

MISCELLANEOUS HEARINGS

Office of Environmental Quality

73. A public hearing to receive comments on a proposed municipal setting designation to prohibit the use of groundwater as potable water beneath property owned by Commonwealth Industrial, LLC located at Irving Boulevard and Commonwealth Drive and adjacent street right-of-way, and an ordinance authorizing support of the issuance of a municipal setting designation to Commonwealth Industrial LLC by the Texas Commission on Environmental Quality and prohibiting the use of groundwater beneath the designated property as potable water - Financing: No cost consideration to the City

Office of Financial Services

74. A public hearing to receive comments on the Proposed FY 2013-14 Consolidated Plan Budget for U.S. Department of Housing and Urban Development Grant Funds and the Proposed FY 2012-13 Reprogramming Budget - Financing: No cost consideration to the City

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS (Continued)

Park & Recreation

75. A public hearing to receive comments on readopting and continuing in effect Chapter 12, "City Youth Program Standards of Care," of the Dallas City Code, to re-establish standards of care for certain City-sponsored youth programs in compliance with State Law; and, at the close of the hearing, approval of an ordinance to readopt Chapter 12 of the Dallas City Code - Financing: No cost consideration to the City

Sustainable Development and Construction

76. A public hearing to receive comments regarding a proposal to change the name of Sabine Street between Eads Street and North Denley Drive to "Reverend CBT Smith Street" - NC123-001 - Financing: No cost consideration to the City
77. A public hearing to receive comments regarding a proposal to change the name of Cityplace Drive West between Blackburn Street and Lemmon Avenue East to "Oak Grove Avenue" - NC123-002 - Financing: No cost consideration to the City
78. A public hearing on an application for and a resolution granting a variance to the alcohol spacing requirements from the James S. Hogg Elementary School required by Section 6-4 of the Dallas City Code to allow a restaurant with a mixed beverage permit pursuant to Chapter 28 of the Texas Alcoholic Beverage Code with a food and beverage certificate [Jonathon's Oak Cliff] on property on the west side of North Beckley Avenue between El Dorado Avenue and Madison Avenue - Financing: No cost consideration to the City

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS

Economic Development**Design District TIF District**

Note: Item Nos. 79 and 80 must be considered collectively.

79. * A public hearing to receive comments on amendments to Tax Increment Financing Reinvestment Zone Number Eight (Design District TIF District) and the Project and Reinvestment Zone Financing Plans for the Design District TIF District to: **(1)** create two sub-districts within the Design District TIF District: **(a)** Design District Sub-district (original district boundary and additional property) and **(b)** Market Center/Stemmons Sub-district; **(2)** increase the geographic area of the Design District TIF District to create the Market Center/Stemmons Sub-district; **(3)** increase the geographic area of the Design District TIF District to include certain properties along Slocum Street, Dragon Street, and Riverfront Boulevard in the Design District Sub-District (along with the original boundary area); **(4)** increase the Design District TIF District's total budget from \$34,825,000 NPV (approximately \$63,736,506 total dollars) to \$76,976,666 NPV (approximately \$132,433,370 total dollars); **(5)** authorize an amendment to the participation agreement with Dallas County as a component of this budget increase; **(6)** recognize the adopted Design District Grant Program in the Plan and make modifications as needed; **(7)** remove the restriction in the TIF Project Plan for costs associated with structured parking; **(8)** restructure the TIF budget to consolidate and broaden categories of eligible project costs into the Design District Sub-District (original boundary area plus additional property); a new category for the Market Center/Stemmons Sub-District; and retain the Old Trinity Trail and Administration and Implementation categories; and **(9)** make corresponding modifications to the Design District TIF District boundary, budget and Project and Reinvestment Zone Financing Plans - Financing: No cost consideration to the City
80. * An ordinance amending Ordinance No. 26021, previously approved on June 8, 2005; as amended, and Ordinance No. 26303, previously approved on April 12, 2006, to reflect these amendments – Financing: No cost consideration to the City
81. Authorize an amendment to the City of Dallas Design District Grant Program (Grant Program), previously approved on August 9, 2006, by Resolution No. 06-2072 to: **(1)** clarify eligible uses including a provision for affordable housing; **(2)** receive and deposit funds in the amount of \$524,600 from Alta Block 1500, LLC, pursuant to Resolution No. 06-2072 for affordable housing to be used in accordance with the Grant Program; and **(3)** an increase in appropriations in the amount of \$524,600 - Financing: Design District TIF District Funds

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS (Continued)

Economic Development (Continued)

Tourism Public Improvement District

Note: Item Nos. 82 and 83 must be considered collectively.

- 82. * A public hearing to receive comments concerning the 2013 annual assessment rate for the Tourism Public Improvement District (District), in accordance with Chapter 372 of the Texas Local Government Code (the Act), for the purpose of increasing hotel activities within the City of Dallas, to be funded by a special assessment on hotel room-nights sold at certain Dallas hotels with 100 or more rooms - Financing: No cost consideration to the City

- 83. * An ordinance establishing classifications for the apportionment of costs and the methods of assessing special benefits accruing to the hotel properties in the District, approving and adopting the 2013 assessment roll on file with the City Secretary; closing the hearing and levying assessments for the cost of certain services and/or improvements to be provided in the District during 2013; fixing charges and liens against the property in the District and against the owners thereof; providing for the collection of the 2013 assessment; and providing an effective date – Financing: No cost consideration to the City

- 84. A public hearing to receive comments concerning the renewal of the Downtown Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the Downtown Improvement District for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District, and at the close of the hearing, authorize: **(1)** approval of a resolution renewing the Downtown Improvement District for a period of seven years; **(2)** approval of the Service Plan for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District; and **(3)** a management contract with the Dallas CBD Enterprises, Inc., a non-profit corporation as the management entity for the Downtown Improvement District - Financing: No cost consideration to the City

PUBLIC HEARINGS AND RELATED ACTIONS (Continued)

MISCELLANEOUS HEARINGS - DESIGNATED PUBLIC SUBSIDY MATTERS (Continued)

Economic Development (Continued)

85. A public hearing to receive comments concerning the creation of the University Crossing Public Improvement District, in accordance with Chapter 372 of the Texas Local Government Code, for the specified area of the University Crossing Public Improvement District for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District, and at the close of the hearing, authorize **(1)** approval of a resolution creating the University Crossing Public Improvement District for a period of seven years; **(2)** approval of the Service Plan for the purpose of providing supplemental public services, to be funded by assessments on real property and real property improvements in the District; and **(3)** a management contract with the University Crossing Improvement District Corporation a non-profit corporation as the management entity for the University Crossing Public Improvement District – Financing: No cost consideration to the City