

Memorandum



CITY OF DALLAS

DATE May 3, 2019

TO Honorable Mayor and Members of the City Council

SUBJECT **City License Applications**

Attached is a list of the most recent Dance Hall, Sexual Oriented Business, Billiard Hall, and/or Amusement Center license applications received for the week of April 22, 2019 – April 26, 2019 by the Criminal Investigation Bureau Licensing Squad of the Dallas Police Department.

Please have your staff contact Major Michael Igo at (214) 670-4811 and/or by email at michael.igo@dpd.ci.dallas.tx.us should you need further information.

A handwritten signature in cursive script that reads "Jon Fortune".

Jon Fortune
Assistant City Manager

c: T.C. Broadnax, City Manager
Chris Caso, City Attorney (Interim)
Mark Swann, City Auditor
Biliera Johnson, City Secretary
Preston Robinson, Administrative Judge
Kimberly Bizer Tolbert, Chief of Staff to the City Manager
Majed A. Al-Ghafry, Assistant City Manager

Joey Zapata, Assistant City Manager
Nadia Chandler Hardy, Assistant City Manager and Chief Resilience Officer
Michael Mendoza, Chief of Economic Development and Neighborhood Services
M. Elizabeth Reich, Chief Financial Officer
Laila Aleqresh, Chief Innovation Officer
Directors and Assistant Directors

WEEKLY APPLICATION LOG REPORT

DISTRICT	NAME OF BUSINESS	STREET ADDRESS	TYPE OF LICENSE	DATE OF APPLICATION	STATUS (RENEWAL/NEW)	APPLICANT NAME
D6	FOXY'S CABARET	10557 WIREWAY	SOB	4/23/2019	RENEWAL	ERIC LANGAN

License Definitions:

- DH - Class "A" -Dance Hall - Dancing Permitted 3 Days Or More A Week
- DH - Class "B" Dance Hall - Dancing Permitted Less Than Three Days a Week
- DH - Class "C"Dance Hall - Dancing Scheduled One Day At A Time
- DH - Class "E" Dance Hall - Dancing Permitted Seven Days A Week for Persons Age 14 through Age 18 Only
- LH - Late Hours Permit - Can Operate A Dance Hall Until 4:00
- BH - Billiard Hall - Billiards Are Played
- SOB - Sexually Oriented Business - Adult Arcade / Adult Book/Video Store / Adult Cabaret / Adult Adult Theater / Escort Agency / Nude Model Studio
- AC - Amusement Center

Memorandum



CITY OF DALLAS

DATE May 3, 2019

TO Honorable Mayor and Members of the City Council

SUBJECT **Dallas Police Memorial Day Observance**

National Police Week commences on Sunday, May 12, 2019, and ends on Saturday, May 18, 2019. Historically, the Dallas Police Department Police Memorial Ceremony is scheduled during National Police Week, however, this year's ceremony is scheduled earlier to allow members to travel to Washington, DC, during National Police Week to participate in honoring our fallen heroes. In 2018, the Dallas Police Department lost two police officers who were killed in the line of duty. The service and sacrifice of Police Officer Rogelio Santander and Senior Corporal Jamie Givens will be honored this year during National Police Week activities in Washington DC.

On Wednesday, May 8, 2019, at 11:45 a.m., the Dallas Police Department will conduct its Police Memorial Ceremony at the Dallas Police Memorial Site, located at 500 South Akard Street at the corner of Young Street and Akard Street. The ceremony will honor fallen Dallas police officers who have lost their lives in the line of duty.

At 11:35 a.m., you are cordially invited to join the Dallas Police staff and members of the fallen officers' families in a short walk from Griffin Street/Young Street to the memorial site (the staging area). Please be at the staging location no later than 11:10 a.m. Free parking will be available in Lot-E (Memorial Dr. & Hotel St. on the far west side of the Convention Center).

Transportation by van will be available for Council members to the offsite Council Agenda meeting at Kleberg-Rylie Recreation Center. The location of this vehicle will be on L1, Green side. The ceremony is scheduled to conclude at approximately 12:30 p.m.

Your support and attendance are appreciated.

A handwritten signature in cursive script that reads "Jon Fortune".

Jon Fortune
Assistant City Manager

c: T.C. Broadnax, City Manager
Chris Caso, City Attorney (Interim)
Mark Swann, City Auditor
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M. Elizabeth Reich, Chief Financial Officer
Laila Aleqresh, Chief Innovation Officer
Directors and Assistant Directors

Memorandum



CITY OF DALLAS

DATE April 30, 2019

TO The Honorable Mayor and Members of the City Council

SUBJECT **General Obligation Refunding and Improvement Bonds, Series 2019A and
General Obligation Refunding Bonds, Series 2019B – Sale Results**

Today, the City competitively sold the General Obligation Refunding and Improvement Bonds, Series 2019A (the “Series 2019A Bonds”) and the General Obligation Refunding Bonds, Series 2019B (the “Series 2019B Bonds”). The City received 8 bids in a competitive sale of the Series 2019A Bonds. The true interest cost of the bids ranged from 2.69 percent to 2.76 percent. Morgan Stanley & Co, LLC submitted the winning bid of 2.69 percent. Additionally, the City received 9 bids in a competitive sale of the Series 2019B Bonds. The true interest cost of the bids ranged from 2.69 percent to 2.82 percent. Citigroup Global Markets Inc. submitted the winning bid of 2.69 percent.

On March 27, 2019, the City Council approved the sale of up to \$271,020,000 in Series 2019A Bonds for the purposes of refunding outstanding general obligation paper notes and finance capital improvement projects in the City; City Council also approved the sale of up to \$157,415,000 in Series 2019B Bonds to refinance an existing obligation of the City to make payments under the terms of a written settlement agreement as incorporated in a judgment entered by the 382nd District of Rockwall County, Texas. Prior to the sale, S&P Global affirmed the City’s general obligation bond rating of AA- with a stable outlook, and Fitch affirmed the City’s bond rating of AA with a stable outlook.

The successful outcomes of these sales further reinforce Dallas’ position as economically viable and a good investment. Thank you for your support and commitment to strengthening the City’s financial position. I look forward to continuing to work with you on these efforts.

Please let me know if you need additional information.

A handwritten signature in blue ink that reads "M. Elizabeth Reich".

M. Elizabeth Reich
Chief Financial Officer

cc: T.C. Broadnax, City Manager
Chris Caso, City Attorney (Interim)
Billierae Johnson, City Secretary
Preston Robinson, Administrative Judge
Kimberly Bizzor Tolbert, Chief of Staff to the City Manager
Majed A. Al-Ghafry, Assistant City Manager

Jon Fortune, Assistant City Manager
Joey Zapata, Assistant City Manager
Nadia Chandler Hardy, Assistant City Manager
Michael Mendoza, Chief of Economic Development and Neighborhood Services
Laila Alequresh, Chief Innovation Officer
Directors and Assistant Directors

Memorandum



CITY OF DALLAS

DATE May 2, 2019

TO Honorable Mayor and Members of the City Council

SUBJECT **Healthy Foods Funding Opportunity**

The Dallas Development Fund (DDF) has issued a funding opportunity for qualified non-profits to increase the number of non-traditional food access points including corner stores and other fresh food options in low-income, underserved communities across Dallas. DDF was created by City Council resolution 09-0461, on February 11, 2009, as a Texas non-profit entity to apply for, award, and manage a New Markets Tax Credit (NMTC) allocation.

DDF has allocated a total of \$250,000 to be awarded to non-profit recipients for gap-funding assistance to provide low and moderate-income populations with access to healthy food through innovation and/or community partnerships. No award will exceed \$70,000. Under the program, DDF will provide forgivable loans for redevelopment, improvements, construction and rehabilitation, equipment installation and upgrades, staff training, security, and inventory. Eligible project areas are defined by the map on the next page.

The application is available [here](#) and applications are welcome from any qualified non-profit. Applications are due to the Office of Economic Development on May 24th.

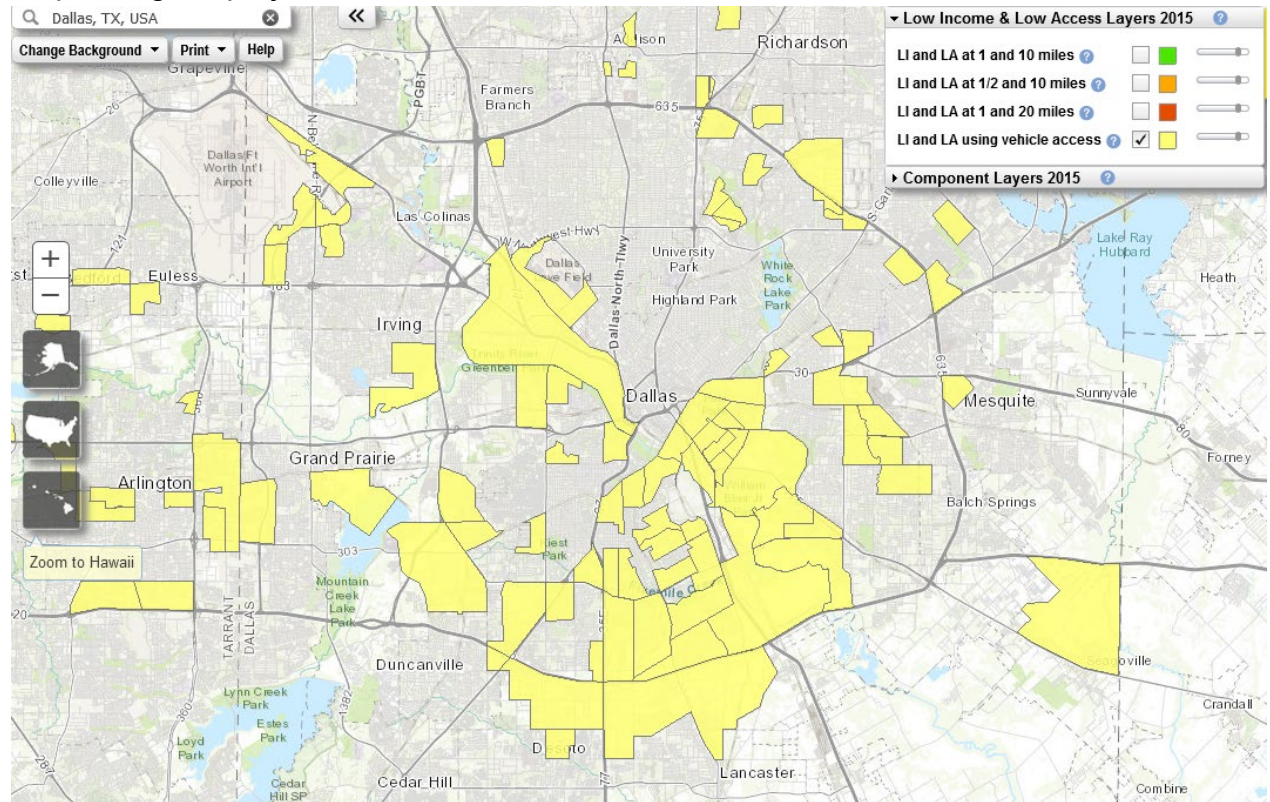
Please contact me with any questions.

A handwritten signature in blue ink, appearing to read 'C. Pogue'.

Courtney Pogue
Director, Office of Economic Development

DATE May 2, 2019
SUBJECT **Healthy Foods Funding Opportunity**

Map of eligible project areas



c: T.C. Broadnax, City Manager
Chris Caso, City Attorney (Interim)
Mark Swann, City Auditor
Biliera Johnson, City Secretary
Preston Robinson, Administrative Judge
Kimberly Bizer Tolbert, Chief of Staff to the City Manager
Majed A. Al-Ghafry, Assistant City Manager
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Michael Mendoza, Chief of Economic Development and Neighborhood Services
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Directors and Assistant Directors

Memorandum



CITY OF DALLAS

DATE May 3, 2019

TO Honorable Members of the Mobility Solutions, Infrastructure and Sustainability Committee

SUBJECT **May 8, 2019 Upcoming Agenda Items – Mobility Solutions, Infrastructure and Sustainability Committee**

There will not be a meeting of the Mobility Solutions, Infrastructure and Sustainability Committee (MSIS) before the following items are considered by City Council on May 8, 2019. Therefore, we are providing the attached Agenda Items under the MSIS Committee purview via memorandum for your review.

Please let me know if you need additional information.

A handwritten signature in blue ink, appearing to read 'Majed A. Al-Ghafry'.

Majed A. Al-Ghafry, P.E.
Assistant City Manager

[Attachment]

c: T.C. Broadnax, City Manager
Chris Caso, City Attorney (Interim)
Mark Swann, City Auditor
Billerae Johnson, City Secretary
Preston Robinson, Administrative Judge
Kimberly Bizer Tolbert, Chief of Staff to the City Manager
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Michael Mendoza, Chief of Economic Development and Neighborhood Services
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Laila Aleqresh, Chief Innovation Officer
Directors and Assistant Directors



Agenda Information Sheet

File #: 19-46

Item #: 2.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: May 8, 2019

COUNCIL DISTRICT(S): 8

DEPARTMENT: Department of Public Works

EXECUTIVE: Majed Al-Ghafry

SUBJECT

Authorize a design-build services contract with Harrison, Walker & Harper, L.P. for the design and pre-construction services, an early construction package, and architectural and engineering services for the design and construction of the new Fire Station Number 59 to be located at 7097 South Jim Miller Road - Not to exceed \$658,932.00 - Financing: Public Safety (G) Fund (2017 Bond Funds)

BACKGROUND

Harrison, Walker & Harper, L.P. was selected following a qualifications-based selection process in accordance with the City of Dallas procurement guidelines.

This action will authorize design-build services fees in an amount not to exceed \$658,932.00 as follows: for design, in the amount of \$632,182.00 and pre-construction services fees, in the amount of \$26,750.00. The design will include architectural, and engineering design, including schematic design, design development, construction documents and construction administration for design services and bidding and early-start construction items for pre-construction services. These fees are based on a total guaranteed maximum price for the project of \$5,669,375.00.

ESTIMATED SCHEDULE OF PROJECT

Began Design	May 2019
Complete Design	October 2019
Begin Construction	January 2020
Complete Construction	March 2021

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

The Mobility Solutions, Infrastructure and Sustainability Committee will be briefed by memorandum regarding this item on May 3, 2019.

FISCAL INFORMATION

Public Safety (G) Fund (2017 Bond Funds) - \$658,932.00

M/WBE INFORMATION

In accordance with the City's Business Inclusion and Development Plan adopted on October 22, 2008, by Resolution No. 08-2826, as amended, the M/WBE participation on this contract is as follows:

Contract Amount	Category	M/WBE Goal	M/WBE %	M/WBE \$
\$658,932.00	Architectural & Engineering	25.66%	88.40%	\$582,525.00
• This contract exceeds the M/WBE goal.				

OWNER**Harrison, Walker & Harper, L.P.**Holland Harper, President
Jordon Harper, Chief Executive Officer**MAP**

Attached

**FIRE STATION NO. 59
7097 SOUTH JIM MILLER ROAD**



COUNCIL DISTRICT 8

May 8, 2019

WHEREAS, in the 2017 Bond Program, the citizens of Dallas approved funding for design and construction of a new fire station facility to be located on a City owned site at South Jim Miller Road near Loop 12; and

WHEREAS, it was determined that the best procurement method to meet the schedule for the new designated Fire Station Number 59 would be the design-build process; and

WHEREAS, at the conclusion of a selection process conducted by City staff, Harrison, Walker & Harper, L.P. was chosen as the most qualified proposer of four to provide design-build services for this project; and

WHEREAS, it is now desirable to authorize a design-build services contract with Harrison, Walker & Harper, L.P. for design and pre-construction services, an early construction package, and architectural and engineering services for the design and construction of the new Fire Station Number 59 facility to be located at 7097 South Jim Miller Road, in an amount not to exceed \$658,932.00.

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That the City Manager is hereby authorized to execute a design-build services contract with Harrison, Walker & Harper, L.P., approved as to form by the City Attorney, to provide design and pre-construction services, an early construction package, and architectural and engineering services for design and construction of the new Fire Station Number 59 facility to be located at 7097 South Jim Miller Road, in an amount not to exceed \$658,932.00.

SECTION 2. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed \$658,932.00 to Harrison, Walker & Harper, L.P. in accordance with the terms and conditions of the contract from Public Safety (G) Fund, Fund 1V33, Department BSD, Unit VG31, Activity FIRF, Object 4310, Program EB17VG31, Encumbrance/Contract No. PBW-2019-00008741, Vendor 513339.

SECTION 3. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.



Agenda Information Sheet

File #: 19-501

Item #: 4.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: May 8, 2019

COUNCIL DISTRICT(S): 2

DEPARTMENT: Department of Public Works

EXECUTIVE: Majed Al-Ghafry

SUBJECT

Authorize Supplemental Agreement No. 5 to the professional services contract with Civil Associates, Inc. for additional engineering design of street lighting, plan revisions to incorporate recent adjacent private development, and necessary design modifications associated with the right-of-way acquisition needed for the Central Business District Fair Park Link from Hall Street to Interstate Highway 30 - Not to exceed \$251,110.00, from \$619,383.27 to \$870,493.27- Financing: Street and Transportation Improvements Fund (2006 Bond Funds) (\$239,770.00) and Water Utilities Capital Construction Funds (\$11,340.00)

BACKGROUND

On January 23, 2008, City Council authorized a professional services contract with Civil Associates, Inc. for the design of the Central Business District (CBD) Fair Park Link from Hall Street to Interstate Highway 30 (IH 30), by Resolution No. 08-0324.

On April 28, 2010, City Council authorized Supplemental Agreement No. 1 to the professional services contract with Civil Associates, Inc. for additional engineering and surveying services for the CBD Fair Park Link from Hall Street to IH 30, by Resolution No. 10-1065.

On November 9, 2016, City Council authorized Supplemental Agreement No. 4 to the professional services contract with Civil Associates, Inc. for additional engineering design of the crossing gate arms and flashers needed for the CBD Fair Park Link from Hall Street to IH 30, by Resolution No. 16-1804.

This action will authorize Supplemental Agreement No. 5 to the professional services contract with Civil Associates, Inc. for additional engineering services to design street lighting and modify the plans to incorporate recent adjacent improvements performed by Baylor Hospital. It will also modify the design as needed to ensure the proposed improvements are located within the parcels that were acquired for street right-of-way.

ESTIMATED SCHEDULE OF PROJECT

Began Design	March 2008
Complete Design	November 2019
Begin Construction	June 2020
Complete Construction	June 2022

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On January 23, 2008, City Council authorized a professional services contract with Civil Associates, Inc. for the design of the Central Business District (CBD) Fair Park Link from Hall Street to IH 30, by Resolution No. 08-0324.

On April 28, 2010, City Council authorized Supplemental Agreement No. 1 to the professional services contract with Civil Associates, Inc. for additional engineering and surveying services for the CBD Fair Park Link from Hall Street to IH 30, by Resolution No. 10-1065.

On November 9, 2016, City Council authorized Supplemental Agreement No. 4 to the professional services contract with Civil Associates, Inc. for additional engineering design of the crossing gate arms and flashers needed for the CBD Fair Park Link from Hall Street to IH 30, by Resolution No. 16-1804.

The Mobility Solutions, Infrastructure and Sustainability Committee will be briefed by memorandum regarding this matter on May 3, 2019.

FISCAL INFORMATION

Street and Transportation Improvements Fund (2006 Bond Funds) - \$239,770.00
Water Utilities Capital Construction Funds - \$11,340.00

Design Contract	
Design (PBW)	\$307,824.14
Design (DWU)	\$ 28,598.08
Supplemental Agreement No. 1	\$149,361.70
Supplemental Agreement No. 2	\$ 29,693.20
Supplemental Agreement No. 3	\$ 18,022.15
Supplemental Agreement No. 4	\$ 85,884.00
Supplemental Agreement No. 5 (this action)	
(PBW)	\$239,770.00
(DWU)	<u>\$ 11,340.00</u>
Total	\$870,493.27

Estimated Future Cost - Construction - \$5,000,000.00

M/WBE INFORMATION

In accordance with the City's Business Inclusion and Development Plan adopted on October 22, 2008, by Resolution No. 08-2826, as amended, the M/WBE participation on this contract is as follows:

Contract Amount	Category	M/WBE Goal	M/WBE %	M/WBE \$
\$251,110.00	Architectural & Engineering	25.66%	95.42%	\$239,610.00
• This contract exceeds the M/WBE goal.				
• Supplemental Agreement No. 5 - 84.74% Overall M/WBE participation				

OWNER

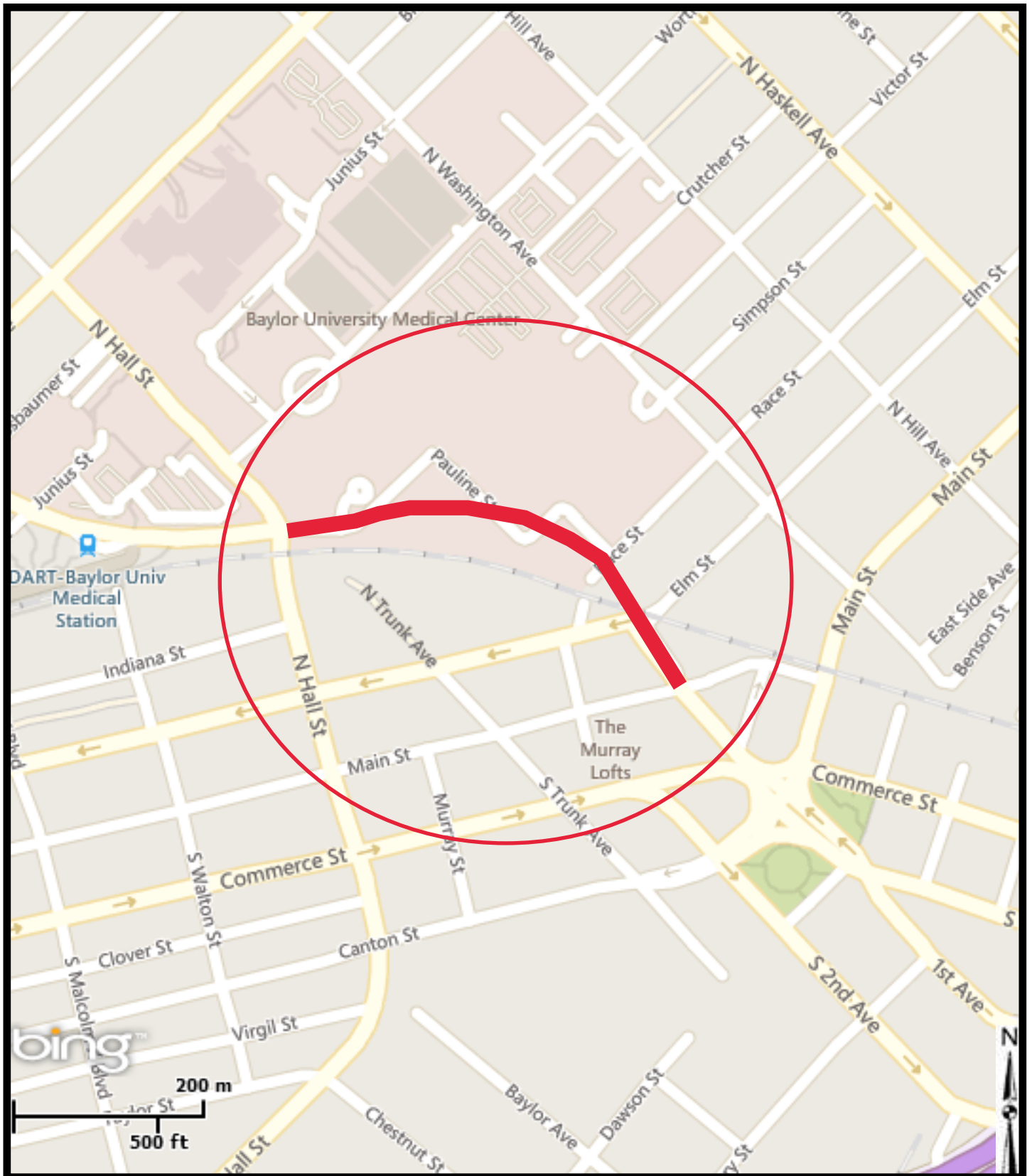
Civil Associates, Inc.

Naser Abusaad, P.E., American Institute of Certified Planners, Vice President

MAP

Attached

CENTRAL BUSINESS DISTRICT (CBD) FAIR PARK LINK FROM HALL STREET TO IH 30



COUNCIL DISTRICT 2

May 8, 2019

WHEREAS, on January 23, 2008, City Council authorized a professional services contract with Civil Associates, Inc. for the design of thoroughfare projects on Central Business District (CBD) Fair Park Link from Hall Street to Interstate Highway (IH) 30, in an amount not to exceed \$336,422.22, by Resolution No. 08-0324; and

WHEREAS, on April 28, 2010, City Council authorized Supplemental Agreement No. 1 to the professional services contract with Civil Associates, Inc. for additional engineering and surveying services for the CBD Fair Park Link from Hall Street to IH 30, in an amount not to exceed \$149,361.70, from \$336,422.22 to \$485,783.92, by Resolution No. 10-1065; and

WHEREAS, on October 2, 2012, Administrative Action No. 12-2595 authorized Supplemental Agreement No. 2 to the professional services contract with Civil Associates, Inc. for additional road-rail intersection design work and coordination with the City and Dallas Area Rapid Transit staff, in an amount not to exceed \$29,693.20, from \$485,783.92 to \$515,477.12; and

WHEREAS, on January 19, 2016, Administrative Action No. 16-5183 authorized Supplemental Agreement No. 3 to the contract with Civil Associates, Inc. to explore conceptual design alternatives to tie-in or terminate Exposition Avenue into Main Street for the future proposed Fair Park Link roadway project, in an amount not to exceed \$18,022.15, from \$515,477.12 to \$533,499.27; and

WHEREAS, on November 9, 2016, City Council authorized Supplemental Agreement No. 4, to the professional services contract with Civil Associates, Inc. for additional engineering design of the crossing gate arms and flashers needed for the CBD Fair Park Link from Hall Street to IH 30, in an amount not to exceed \$85,884.00, from \$533,499.27 to \$619,383.27, by Resolution No. 16-1804; and

WHEREAS, it is now necessary to authorize Supplemental Agreement No. 5, to the professional services contract with Civil Associates, Inc. for additional engineering design of street lighting, plan revisions to incorporate recent adjacent private development, and necessary design modifications associated with the right-of-way acquisition needed for the Central Business District Fair Park Link from Hall Street to IH 30, in an amount not to exceed \$251,110.00, from \$619,383.27 to \$870,493.27.

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

May 8, 2019

SECTION 1. That the City Manager is hereby authorized to execute Supplemental Agreement No. 5 to the professional services contract with Civil Associates, Inc., approved as to form by the City Attorney, for additional engineering design of street lighting, plan revisions to incorporate recent adjacent private development, and necessary design modifications associated with the right-of-way acquisition needed for the Central Business District Fair Park Link from Hall Street to IH 30, in an amount not to exceed \$251,110.00, increasing the contract amount from \$619,383.27 to \$870,493.27.

SECTION 2. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed \$251,110.00 in accordance with the terms and conditions of the contract to Civil Associates, Inc., as follows:

Street and Transportation Improvements Fund Fund 4T22, Department PBW, Unit V203, Activity INGV Object 4111, Program PB06U203 Encumbrance CT-PBW06U203D1 Vendor 512422	\$239,770.00
Water Construction Fund Fund 0102, Department DWU, Unit CW42 Object 4111, Program 708065 Encumbrance CT-PBW708065EA Vendor 512422	\$ 5,670.00
Wastewater Construction Fund Fund 0103, Department DWU, Unit CS42 Object 4111, Program 708066 Encumbrance CT-PBW708066EA Vendor 512422	<u>\$ 5,670.00</u>
Total amount not to exceed	\$251,110.00

SECTION 3. That this contract is designated as Contract No. PBW-2019-00000082.

SECTION 4. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.



Agenda Information Sheet

File #: 19-490

Item #: 5.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability
AGENDA DATE: May 8, 2019
COUNCIL DISTRICT(S): Outside City Limits
DEPARTMENT: Department of Sustainable Development and Construction
EXECUTIVE: Michael Mendoza

SUBJECT

Authorize acquisition from Aaron Glenn Parker, of approximately 26,770 square feet of land improved with a manufactured home located in Hunt County for the Lake Tawakoni 144-inch Transmission Pipeline Project - Not to exceed \$38,929.00 (\$35,929.00, plus closing costs and title expenses not to exceed \$3,000.00) - Financing: Water Construction Fund

BACKGROUND

This item authorizes the acquisition from Aaron Glenn Parker, of approximately 26,770 square feet of land improved with a manufactured home located in Hunt County. This property will be used for the construction of a 144-inch raw water transmission line for the Lake Tawakoni 144-inch Transmission Pipeline Project. The consideration is based on an independent appraisal. The relocation benefits are estimated to be \$40,000.00.

This acquisition is part of the right-of-way required to construct approximately 32 miles of pipeline from Lake Tawakoni to the Interim Balancing Reservoir located in Terrell, Texas and then to the Eastside Water Treatment Plant located in Sunnyvale, Texas. The new raw water pipeline will augment the existing 72-inch and 84-inch pipelines. The construction of this pipeline will give Dallas Water Utilities the ability to utilize the full capacity of both the Lake Tawakoni and the Lake Fork raw water supply to meet the current city needs and future water demands.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

The Mobility Solutions, Infrastructure & Sustainability Committee will be briefed by memorandum regarding this matter on May 3, 2019.

FISCAL INFORMATION

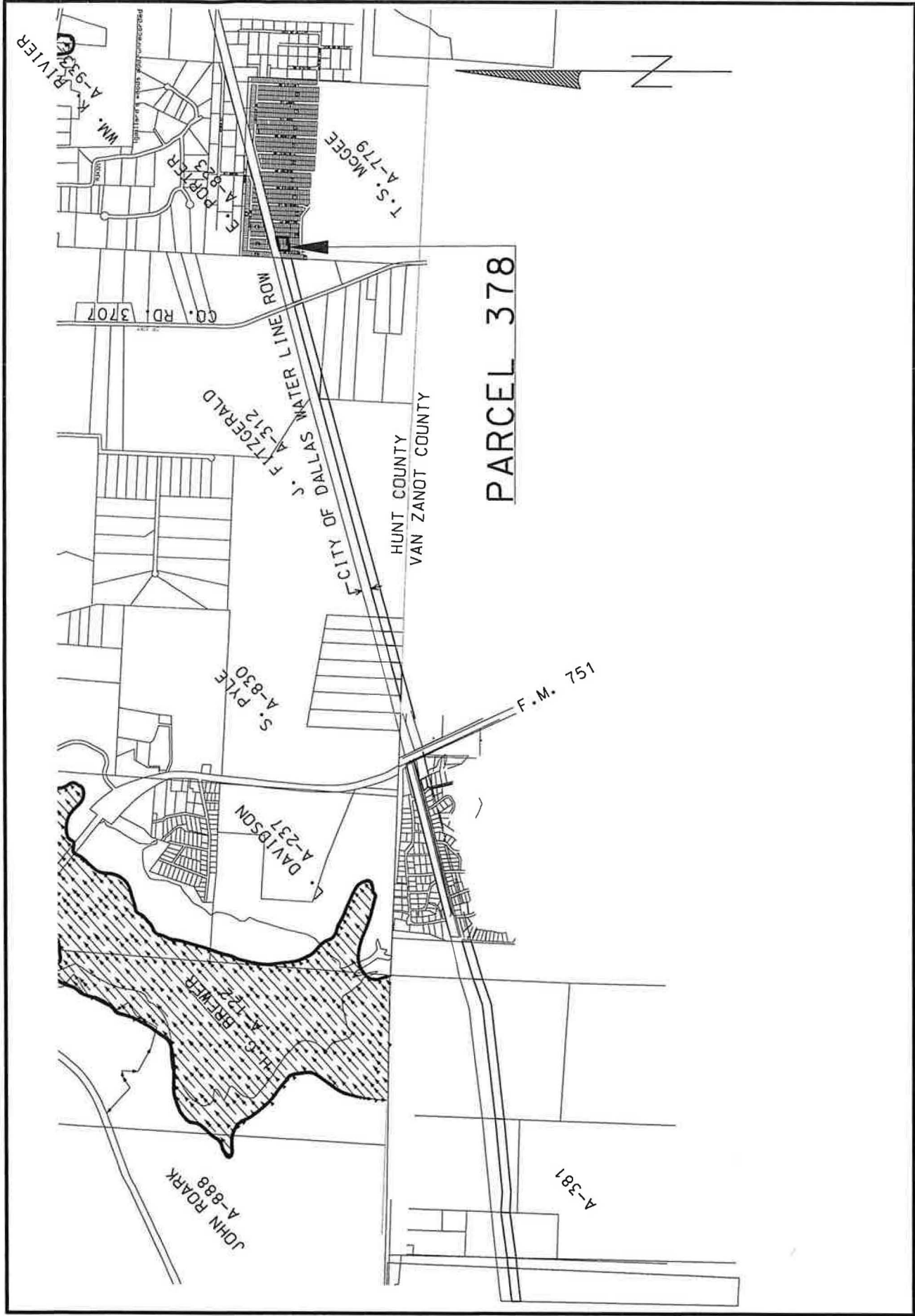
Water Construction Fund - \$38,929.00 (\$35,929.00, plus closing costs and title expenses not to exceed \$3,000.00)

OWNER

Aaron Glenn Parker

MAP

Attached



VICINITY MAP
APPROXIMATE SCALE 1" = 2000'

May 8, 2019

A RESOLUTION DETERMINING UPON THE NECESSITY OF ACQUIRING REAL PROPERTY AND AUTHORIZING ITS PURCHASE FOR PUBLIC USE.

DEFINITIONS: For the purposes of this resolution, the following definitions of terms shall apply:

"CITY": The City of Dallas

"PROPERTY": Approximately 26,770 square feet of land located in Hunt County, Texas, and being the same property more particularly described in Exhibit "A", attached hereto and made a part hereof for all purposes, and any and all improvements, rights and appurtenances appertaining thereto.

"PROJECT": Lake Tawakoni 144-inch Transmission Pipeline

"USE": The installation, use, and maintenance of a pipeline or lines for the transmission of treated water together with such appurtenant facilities as may be necessary, provided, however, to the extent fee title to the PROPERTY is acquired, such title and the PROPERTY shall not be limited to or otherwise deemed restricted to the USE here provided.

"PROPERTY INTEREST": Fee Simple, subject to the exceptions, reservations, covenants, conditions and/or interests, if any, provided in the form instrument more particularly described in Exhibit "B" attached hereto and made a part hereof for all purposes.

"OWNER": Aaron Glenn Parker, provided, however, that the term "OWNER" as used in this resolution means all persons having an ownership interest, regardless of whether those persons are actually named herein.

"PURCHASE AMOUNT": \$35,929.00

"CLOSING COSTS AND TITLE EXPENSES": Not to exceed \$3,000.00

"AUTHORIZED AMOUNT": Not to exceed \$38,929.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That the USE of the PROPERTY for the PROJECT is a public use.

SECTION 2. That public necessity requires that CITY acquire the PROPERTY INTEREST in the PROPERTY for the PROJECT.

May 8, 2019

SECTION 3. That the City Manager, and/or the City Manager's designees, is hereby authorized and directed to consummate and accept the purchase, grant, and conveyance to CITY of the PROPERTY INTEREST in and to the PROPERTY pursuant to the conveyancing instrument substantially in the form described in Exhibit "B", attached hereto and made a part hereof for all purposes, and approved as to form by the City Attorney and to execute, deliver and receive such other usual and customary documents necessary, appropriate and convenient to consummating this transaction.

SECTION 4. That to the extent the PROPERTY is being purchased wholly or partly with bond proceeds CITY has obtained an independent appraisal of the PROPERTY'S market value.

SECTION 5. That OWNER has been provided with a copy of the Landowner's Bill of Rights as contemplated by applicable state statute.

SECTION 6. That in the event this acquisition closes, the Chief Financial Officer is hereby authorized and directed to draw a warrant in favor of the OWNER, or the then current owner of record, or the title company closing the transaction described herein in the PURCHASE AMOUNT and CLOSING COSTS AND TITLE EXPENSES payable out of Water Construction Fund, Fund 0102, Department DWU, Unit CW20, Activity RWPT, Program 704041, Object 4210, Encumbrance/Contract No. CX-DWU-2019-00008633. The PURCHASE AMOUNT, CLOSING COSTS and TITLE EXPENSES together shall not exceed the AUTHORIZED AMOUNT.

SECTION 7. That CITY is to have possession and/or use, as applicable, of the PROPERTY at closing; and CITY will pay any title expenses and closing costs. All costs and expenses described in this section shall be paid from the previously described funds.

SECTION 8. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.

APPROVED AS TO FORM:
CHRISTOPHER J. CASO, Interim City Attorney

BY: 
Assistant City Attorney

**FIELD NOTES
DESCRIBING A TRACT OF LAND FOR FEE SIMPLE ACQUISITION
OF RIGHT-OF-WAY FOR THE LAKE TAWAKONI RAW WATER
TRANSMISSION MAIN
HUNT COUNTY, TEXAS
Parcel: 378**

BEING a 26,770 square foot (0.6146 acre) tract of land in the T. McGee Survey, Abstract No. 779, being all of Lots 46-51 and Lots 59-64, Block 1D of the Waco Bay Estates Subdivision, as recorded in Volume 400, Page 631-633 of the Plat Records of Hunt County, Texas, said Lots 46-51 and Lots 59-64 being described in Special Warranty Deed with Vendor's Lien to Aaron Glenn Parker, dated June 4, 2014, as recorded in Document No. 2014-7214, of the Official Public Records of Hunt County, Texas.

All bearings for this tract refer to the NAD-83 Texas State Plane Coordinate System, North Central Zone 4202, according to measurements made at NGS continuously operating reference stations Collin CORS ARP, Dallas CORS ARP, Kaufman CORS ARP, Tyler CORS ARP, and Paris CORS ARP. The Kaufman County scale factor of 1.000114077 as published by the Texas Department of Transportation, Dallas District was used for this project.

A plat of even survey date herewith accompanies this legal description.

Company Name: DAL-TECH Engineering, Inc.
TBPLS Firm No. 10123500

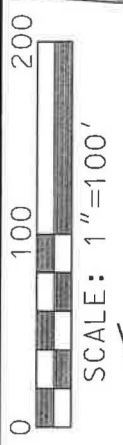
By:  Date: 4.28.15

Surveyor's Name: Patrick J. Baldasaro
Registered Professional Land Surveyor
Texas No. 5504



FIELD NOTES APPROVED:
 5/1/15





CITY OF DALLAS
WATER LINE
RIGHT-OF-WAY
(VOL. 594, PG. 488)
D.R.V.Z.C.T.
(VARIABLE WIDTH
RIGHT-OF-WAY)

T. MCGEE SURVEY
NO. 779
ABSTRACT

J. FITZGERALD SURVEY
NO. 312
ABSTRACT

APPROXIMATE
SURVEY LINE

FOUND CONCRETE
MONUMENT W/ BRASS
DISK STAMPED
"CITY OF DALLAS"
(C.M.)

CITY OF DALLAS
WATER LINE RIGHT-OF-WAY
JUDGEMENT CAUSE
NO. 9241
(VOL. 651, PG. 46)
D.R.V.Z.C.T.
(VARIABLE WIDTH
RIGHT-OF-WAY)

OWNER:
AARON GLENN PARKER
(DOC. NO. 2014-7214)
(D.R.H.C.T.)20

PARCEL 378
26,770 S.F.
0.6146 AC.

$N71^{\circ}52'43"E$
196.37'

$500^{\circ}46'08"E$
146.68'

$N00^{\circ}46'08"W$
127.31'

$87^{\circ}44'04"W$
94.97'

$87^{\circ}44'04"W$
95.31'

$S01^{\circ}38'56"E$
21155.94'

$S01^{\circ}38'56"E$
24.99'

$S01^{\circ}38'56"E$
24.99'

$1/2"$ SIR
W/CAP

$1/2"$ FIR
(C.M.)

$1/2"$ SIR
W/CAP

$1/2"$ FIR
(C.M.)

$1/2"$ SIR
W/CAP

$3/8"$ FIR

WACO BAY ESTATES SUBDIVISION
PHASE III
(VOL. 400, PG. 631-633)
(P.R.H.C.T.)

NOTE: THIS SURVEY WAS PERFORMED WITHOUT
THE BENEFIT OF A TITLE COMMITMENT

ALL BEARINGS FOR THIS TRACT REFER TO THE NAD-83
TEXAS STATE PLANE COORDINATE SYSTEM, NORTH CENTRAL
ZONE 4202, ACCORDING TO MEASUREMENTS MADE AT NGS
CONTINUOUSLY OPERATING REFERENCE STATIONS COLLIN
CORS ARP, DALLAS CORS ARP, KAUFMAN CORS ARP, TYLER
CORS ARP, AND PARIS CORS ARP. THE KAUFMAN COUNTY
SCALE FACTOR OF 1.000114077 AS PUBLISHED BY THE
TEXAS DEPARTMENT OF TRANSPORTATION, DALLAS
DISTRICT WAS USED FOR THIS PROJECT.

- LEGEND:
- S.F. SQUARE FEET
 - C.M. CONTROL MONUMENT
 - OFIR FOUND IRON ROD
 - O FIP FOUND IRON PIPE
 - $1/2"$ SIR SET IRON ROD WITH A
 - W/CAP RED PLASTIC CAP STAMPED
 - "DAL-TECH" OR "DTE"
 - OX SET "X" CUT IN CONCRETE
 - FPK FOUND PK. NAIL
 - SPK SET PK. NAIL



* OWNED AND MAINTAINED BY
TEXAS RESORT PROPERTIES, INC.

EXHIBIT
OF A
RIGHT-OF-WAY ACQUISITION
SITuated IN THE
T. MCGEE SURVEY ABSTRACT NO. 779
HUNT COUNTY TEXAS

FOR THE
CITY OF DALLAS
BY

DAL-TECH ENGINEERING, INC., 17400 DALLAS PKWY., SUITE 110
DALLAS, TEXAS 75287, TEL. (972)250-2727, FAX (972)250-4744

Printed on 4/27/05 at 2:14 PM by Jason Proctor of Dallas Post-Driveline/Printing/Products

EXHIBIT B

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

WARRANTY DEED

THE STATE OF TEXAS §
 § KNOW ALL PERSONS BY THESE PRESENTS:
COUNTY OF HUNT §

That Aaron Glenn Parker, a single man (hereinafter called "Grantor" whether one or more natural persons or legal entities) of the County of Hunt, State of Texas, for and in consideration of the sum of THIRTY FIVE THOUSAND NINE HUNDRED TWENTY NINE AND 00/100 DOLLARS (\$35,929.00) to the undersigned in hand paid by the **City of Dallas, 1500 Marilla Street, Dallas, Texas, 75201**, a Texas municipal corporation (hereinafter called "City"), the receipt of which is hereby acknowledged and confessed, has granted, sold and conveyed and does hereby grant, sell and convey unto City, its successors and assigns, all of the property described in Exhibit "A", attached hereto and made a part hereof by reference for all purposes.

SPECIAL PROVISIONS: NONE

TO HAVE AND TO HOLD the above described premises, together with all and singular the rights and appurtenances thereto in anywise belonging unto City, its successors and assigns forever, and Grantor binds Grantor and Grantor's heirs, executors, administrators or successors, to Warrant and Forever Defend all and singular the said premises unto City, its successors and assigns, against every person whomsoever lawfully claiming, or to claim the same or any part thereof.

EXECUTED this _____ day of _____, _____.

Aaron Glenn Parker

EXHIBIT B

* * * * *


STATE OF TEXAS

COUNTY OF Hunt

This instrument was acknowledged before me on _____
By Aaron Glenn Parker.

Notary Public, State of TEXAS

* * * * *

APPROVED AS TO FORM:
CHRISTOPHER J. CASO, Interim City Attorney
By: 
Assistant City Attorney

After recording return to:
City of Dallas
Department of Sustainable Development and Construction
Real Estate Division
320 East Jefferson Boulevard, Room 203
Dallas, Texas 75203
attn: Christian Roman

Warranty Deed Log No. 44013

**FIELD NOTES
DESCRIBING A TRACT OF LAND FOR FEE SIMPLE ACQUISITION
OF RIGHT-OF-WAY FOR THE LAKE TAWAKONI RAW WATER
TRANSMISSION MAIN
HUNT COUNTY, TEXAS
Parcel: 378**

BEING a 26,770 square foot (0.6146 acre) tract of land in the T. McGee Survey, Abstract No. 779, being all of Lots 46-51 and Lots 59-64, Block 1D of the Waco Bay Estates Subdivision, as recorded in Volume 400, Page 631-633 of the Plat Records of Hunt County, Texas, said Lots 46-51 and Lots 59-64 being described in Special Warranty Deed with Vendor's Lien to Aaron Glenn Parker, dated June 4, 2014, as recorded in Document No. 2014-7214, of the Official Public Records of Hunt County, Texas.

All bearings for this tract refer to the NAD-83 Texas State Plane Coordinate System, North Central Zone 4202, according to measurements made at NGS continuously operating reference stations Collin CORS ARP, Dallas CORS ARP, Kaufman CORS ARP, Tyler CORS ARP, and Paris CORS ARP. The Kaufman County scale factor of 1.000114077 as published by the Texas Department of Transportation, Dallas District was used for this project.

A plat of even survey date herewith accompanies this legal description.

Company Name: DAL-TECH Engineering, Inc.
TBPLS Firm No. 10123500

By:  Date: 4.28.15

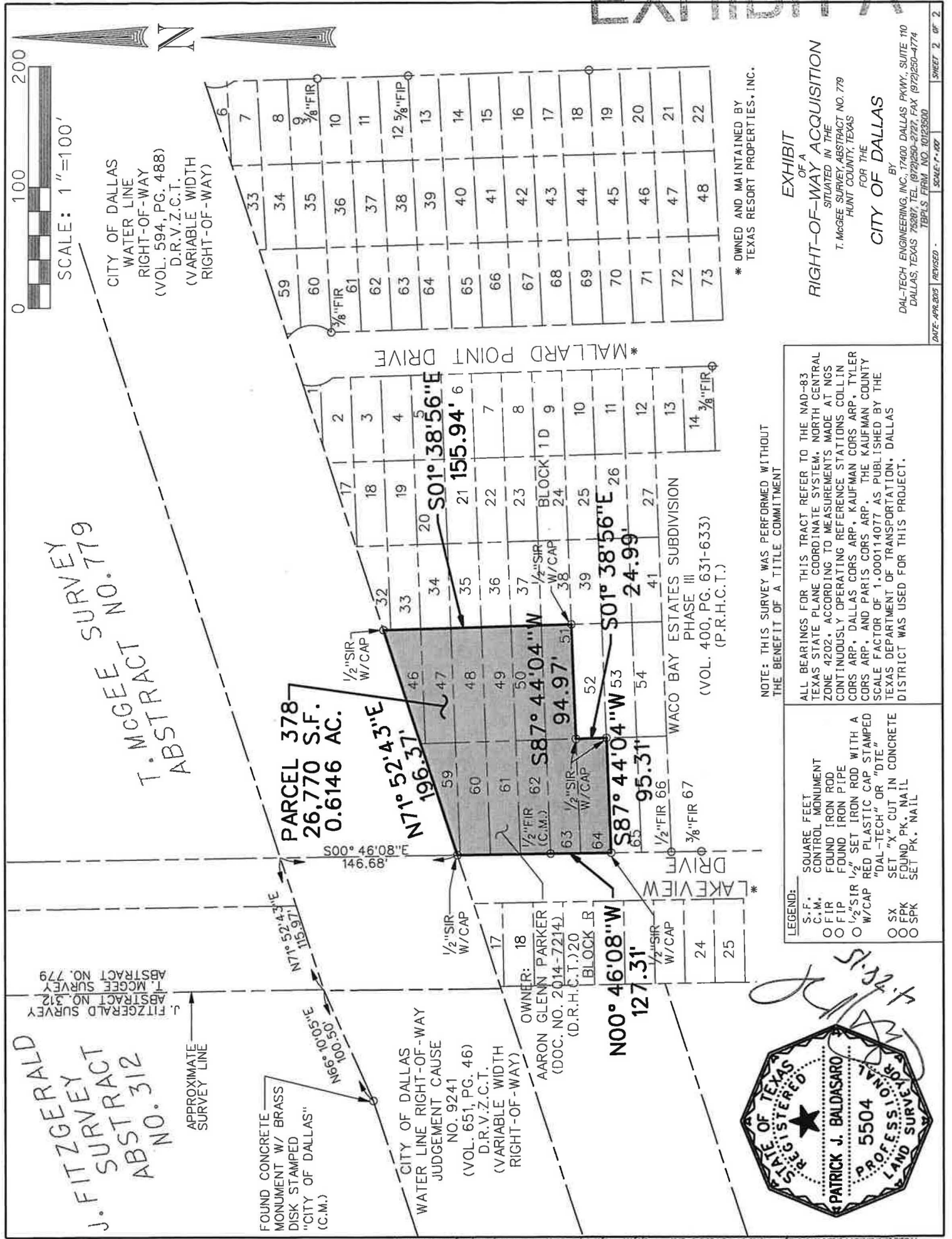
Surveyor's Name: Patrick J. Baldasaro
Registered Professional Land Surveyor
Texas No. 5504



FIELD NOTES APPROVED:
AKC 6/1/15



EXHIBIT A



* OWNED AND MAINTAINED BY
 TEXAS RESORT PROPERTIES, INC.

NOTE: THIS SURVEY WAS PERFORMED WITHOUT
 THE BENEFIT OF A TITLE COMMITMENT

ALL BEARINGS FOR THIS TRACT REFER TO THE NAD-83 TEXAS STATE PLANE COORDINATE SYSTEM, NORTH CENTRAL ZONE 4202, ACCORDING TO MEASUREMENTS MADE AT NGS CONTINUOUSLY OPERATING REFERENCE STATIONS COLLIN CURS ARP, DALLAS CURS ARP, KAUFMAN CURS ARP, TYLER CURS ARP, AND PARIS CURS ARP. THE KAUFMAN COUNTY SCALE FACTOR OF 1.000114077 AS PUBLISHED BY THE TEXAS DEPARTMENT OF TRANSPORTATION, DALLAS DISTRICT WAS USED FOR THIS PROJECT.

LEGEND:
 S.F. SQUARE FEET
 C.M. CONTROL MONUMENT
 O FIR FOUND IRON ROD
 O FIP FOUND IRON PIPE
 O 1/2" SIR 1/2" SET IRON ROD WITH A RED PLASTIC CAP STAMPED "DAL-TECH" OR "DOTE"
 O SX SET "X" CUT IN CONCRETE
 O FPK FOUND PK., NAIL
 O SPK SET PK., NAIL



EXHIBIT OF A
RIGHT-OF-WAY ACQUISITION
 SITUATED IN THE
 T. MCGEE SURVEY ABSTRACT NO. 779
 HUNT COUNTY, TEXAS
 FOR THE
CITY OF DALLAS

DAL-TECH ENGINEERING, INC., 17400 DALLAS PKWY., SUITE 110
 DALLAS, TEXAS 75287, TEL. (972)260-2727, FAX (972)260-4774
 TBPLS FIRM NO. 10123500
 SCALE: 1"=100'



Agenda Information Sheet

File #: 19-384

Item #: 6.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: May 8, 2019

COUNCIL DISTRICT(S): Outside City Limits

DEPARTMENT: Department of Sustainable Development and Construction

EXECUTIVE: Michael Mendoza

SUBJECT

Authorize acquisition from Nueva Vida/New Life Assembly Inc., of approximately 27,669 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 \$13,835.00 - Financing: Water Construction Fund

BACKGROUND

This item authorizes the acquisition from Nueva Vida/New Life Assembly Inc., of approximately 27,669 square feet of land for a Temporary Working Space Easement located in Dallas County for the Southwest 120/96-inch Water Transmission Pipeline Project. This property will be used for the construction of a 96-inch and 120-inch diameter treated water transmission line from the East Side Water Treatment Plant to Southwest Dallas. The consideration is based on an independent appraisal. No relocation costs are associated.

This acquisition is part of the Long Range Water Master Plan and the Water Distribution Master Plan. The water transmission main is required to facilitate conveyance of treated water to the South and Southwest portions of Dallas and its customer cities. Installation of approximately 32 miles of 96-inch and 120-inch water transmission pipeline is needed to meet near term critical demands associated with the population growth as determined through master planning efforts. The overall pipeline is sized to meet future water demands.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

The Mobility Solutions, Infrastructure & Sustainability Committee will be briefed by memorandum regarding this matter on May 3, 2019.

FISCAL INFORMATION

Water Construction Fund - 13,835.00

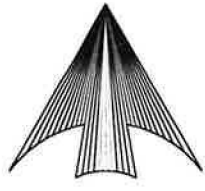
OWNER

Nueva Vida/New Life Assembly Inc.

Vicente Delgado, President

MAP

Attached



NORTH
NOT TO SCALE

DANIELDALE

WINSTON

MARANTHA

CEDAR RAPIDS

OLD HICKORY TRAIL

WESTMORELAND

HAMPTON

PARCEL W-123
TEMPORARY EASEMENT
27,669 SQ. FT.
(0.6352 ACRE)

WOODLAND HILLS

LOUIE

THORNTREE

MAI

IRON WOOD

WINTERGREEN

COUNTRY RDG

Tenmile

SHENANDOAH

MARLENE

SIERRA

MIRKES

MANTLEBROOK

CANYON

ADAM

BRADYBROOK

GILBERT

Creek

BRIGHT ANGEL

SHADYBROOK

WILLIAMS

MEADOWBROOK

HANNA

SHADOW WOOD

WHISPERING OAKS

CLIFTON

BRIDGEPORT

TEN MILE

BRISTOL

ANGIE

MARISA

CANYON RIDGE

SUMAC

FOREST GLEN

LAKEWOOD

SQUIREBROOK

WOODBROOK

FOREST BR

GREEN

BRIARBROOK

CHARLES

LONGMEADOW

NEWPORT

BAYBERRY

SAPLING WAY

WOODLAWN

VALLEY RIDGE

WOOD HAVEN

OAK TRI

PLEASANT RUN

DANNY

ANDRA

VINCE

REDBUD

HILLTOP

May 8, 2019

A RESOLUTION DETERMINING UPON THE NECESSITY OF ACQUIRING REAL PROPERTY AND AUTHORIZING ITS PURCHASE FOR PUBLIC USE.

DEFINITIONS: For the purposes of this resolution, the following definitions of terms shall apply:

“CITY”: The City of Dallas

“PROPERTY”: Approximately 27,669 square feet of land located in Dallas County, Texas, and being the same property more particularly described in Exhibit “A”, attached hereto and made a part hereof for all purposes and any and all improvements, rights and appurtenances appertaining thereto.

“PROJECT”: Southwest 120/96-inch Water Transmission Pipeline Project

“USE”: The construction, installation, use and maintenance of a pipeline or lines for the transmission of treated water together with such appurtenant facilities as may be necessary, provided, however, to the extent fee title to the PROPERTY is acquired, such title and the PROPERTY shall not be limited to or otherwise deemed restricted to the USE here provided.

“PROPERTY INTEREST”: Temporary Working Space Easement subject to the exceptions, reservations, covenants, conditions and/or interests, if any, provided in the instrument more particularly described in Exhibit “B”.

“OWNER”: Nueva Vida/New Life Assembly Inc., provided, however, that the term “OWNER” as used in the resolution means all persons having an ownership interest, regardless of whether those persons are actually named herein.

“PURCHASE AMOUNT”: \$13,835.00

“CLOSING COSTS AND TITLE EXPENSES”: \$0.00

“AUTHORIZED AMOUNT”: Not to exceed \$13,835.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That the USE of the PROPERTY for the PROJECT is a public use.

SECTION 2. That public necessity requires that CITY acquire the PROPERTY INTEREST in the PROPERTY for the PROJECT.

SECTION 3. That the City Manager, and/or the City Manager’s designees is hereby authorized and directed to consummate and accept the purchase, grant, and conveyance

May 8, 2019

to CITY of the PROPERTY INTEREST in the and to the PROPERTY pursuant to the conveyancing instrument substantially in the form described in Exhibit "B", attached hereto and made a part hereof all purposes, and approved as to form by the City Attorney and to execute, deliver and receive such other usual and customary documents necessary, appropriate and convenient to consummating this transaction.

SECTION 4. That to the extent the PROPERTY is being purchased wholly or partly with bond proceeds CITY has obtained an independent appraisal of the PROPERTY'S market value.

SECTION 5. That OWNER has been provided with a copy of the Landowner's Bill of Rights as contemplated by applicable state statute.

SECTION 6. That in the event this acquisition closes, the Chief Financial Officer is hereby authorized and directed to draw a warrant in favor of the OWNER, or the then current owner of record, or the title company closing the transaction described herein in the PURCHASE AMOUNT and CLOSING COSTS AND TITLE EXPENSES payable out of Water Construction Fund, Fund 0102, Department DWU, Unit CW40, Activity MPSA, Program 706035, Object 4250, Encumbrance/Contract No. CX-DWU-2019-00008455. The PURCHASE AMOUNT, CLOSING COSTS and TITLE EXPENSES together shall not exceed the AUTHORIZED AMOUNT.

SECTION 7. That CITY is to have possession and/or use, as applicable, of the PROPERTY at closing, and CITY will pay any title expenses and closing costs. All costs and expenses described in this section shall be paid from the previously described funds.

SECTION 8. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.

APPROVED AS TO FORM:
CHRISTOPHER J. CASO, Interim City Attorney

BY:


Assistant City Attorney

EXHIBIT "A"
PAGE 1 OF 3
PARCEL W-123
TEMPORARY EASEMENT
27,669 SQ. FT. (0.6352 ACRE) PARCEL
NUEVA VIDA/NEW LIFE ASSEMBLY TRACT
JONAS BUSKIRK SURVEY, ABSTRACT NO. 110
CITY OF DESOTO, DALLAS COUNTY, TEXAS

Exhibit A

DESCRIPTION

BEING a 27,669 square foot (0.6352 acre) tract of land situated in the Jonas Buskirk Survey, Abstract No. 110, in the City of Desoto, Dallas County, Texas and being a portion of a called 9.5194 acre tract of land (unplatted) described in the Warranty Deed to Nueva Vida/New Life Assembly as recorded in Instrument No. 200900002571 of the Official Public Records of Dallas County, Texas, and being more particularly described by metes and bounds as follows:

COMMENCING at a 1/2" iron rod (controlling monument) found for the southeast corner of the aforementioned called 9.5194 acre tract of land, said southeast corner being at the intersection of the northerly right-of-way line of Wintergreen Road (variable width right-of-way) and the westerly right-of-way line of Mantlebrook Drive (60' right-of-way), from whence a 1/2" iron rod (controlling monument) found for corner at the point of curvature of said westerly right-of-way line of Mantlebrook Drive and the easterly line of said called 9.5194 acre tract bears N 00°43'30" W, 136.95 feet (Deed ~ S 00°17'38" W, 136.75 feet);

THENCE S 89°15'24" W (Deed ~ N 89°42'22" W), with said northerly right-of-way line of Wintergreen Road and the south line of said called 9.5194 acre tract of land, 280.00 feet to a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner at the POINT OF BEGINNING of the herein described tract;

THENCE S 89°15'24" W (Deed ~ N 89°42'22" W), continuing with said northerly right-of-way line of Wintergreen Road and the south line of said called 9.5194 acre tract of land, 261.01 feet to a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner;

THENCE N 22°07'51" E, departing said northerly right-of-way line of Wintergreen Road and the south line of said called 9.5194 acre tract of land, 30.10 feet to a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner;

THENCE N 07°17'06" E, 56.82 feet to a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner;

THENCE N 33°40'58" E, 32.67 feet to a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner at the beginning of a non-tangent curve to the right having a central angle of 50°38'01", a radius of 58.19 feet, a tangent length of 27.53 feet and a chord which bears N 54°07'52" E, 49.76 feet;

THENCE, with said non-tangent curve to the right, an arc distance of 51.42 feet to a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner;

FIELD NOTES APPROVED:

5/10/18

Dallas Water Utilities
 Southwest 120/96-inch Water
 Transmission Pipeline Project

NDM NATHAN D. MAIER
 CONSULTING ENGINEERS, INC.
 TBPE FIRM REG. NO. F-356
 TBPLS FIRM REG. NO. 100189-00

AECOM

AECOM TECHNICAL SERVICES INC.
 13355 NOEL ROAD, SUITE 400
 DALLAS, TEXAS 75240
 WWW.AECOM.COM
 TBPE REG. NO. F-3580

12377 Merit Drive, Suite 700
 Dallas, Texas 75231 / (214) 789-4741

MARCH 6, 2018

7059-ES123-R.dwg

EXHIBIT "A"
PAGE 2 OF 3
PARCEL W-123
TEMPORARY EASEMENT
27,669 SQ. FT. (0.6352 ACRE) PARCEL
NUEVA VIDA/NEW LIFE ASSEMBLY TRACT
JONAS BUSKIRK SURVEY, ABSTRACT NO. 110
CITY OF DESOTO, DALLAS COUNTY, TEXAS

Exhibit A

THENCE S 70°35'05" E, 30.69 feet to a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner;

THENCE S 63°47'18" E, 81.43 feet to a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner at the beginning of a non-tangent curve to the left having a central angle of 74°24'12", a radius of 40.35 feet, a tangent length of 30.63 feet and a chord which bears N 88°48'45" E, 48.79 feet;

THENCE, with said non-tangent curve to the left, an arc distance of 52.39 feet to a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner;

THENCE N 23°50'28" E, 33.35 feet to a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner;

THENCE N 50°06'42" E, 23.40 feet to a 1/2" iron rod with plastic cap stamped "Tx REG NO 100189-00" set for corner;

THENCE S 00°44'36" E, 137.57 feet to the POINT OF BEGINNING and containing 0.6352 acre (27,669 square feet) of land, more or less.

BASIS OF BEARINGS ~ Bearings for this survey are referenced to the Texas State Plane Coordinate System (NAD83), North Central Zone 4202, as obtained with the Western Data Systems Texas Cooperative RTK Network. Stations DUNP_g1012 AND DSIA_g1012 were utilized as base stations during GPS data collection sessions and serve as controlling monument

FOR NATHAN D. MAIER CONSULTING ENGINEERS, INC.

Lonny Gillespie 3/8/18
 Lonny Gillespie, Texas R.P.L.S. No. 5261
 Registered Professional Land Surveyor
 Nathan D. Maier Consulting Engineers, Inc.
 12377 Merit Drive, Suite 700
 Dallas, Texas 75251
 214-739-4741
 TBPE Firm Registration No.: F-356
 TBPLS Firm Registration No.: 100189-00



Dallas Water Utilities
Southwest 120/96-inch Water
Transmission Pipeline Project

NDM
 NATHAN D. MAIER
 CONSULTING ENGINEERS, INC.
 TBPE FIRM REG. NO. F-356
 TBPLS FIRM REG. NO. 100189-00
 12377 Merit Drive, Suite 700
 Dallas, Texas 75231 / (214) 739-4741



AECOM TECHNICAL SERVICES INC.
 13355 NOEL ROAD, SUITE 400
 DALLAS, TEXAS 75240
 WWW.AECOM.COM
 TBPE REG. NO. F-3580

MARCH 6, 2018

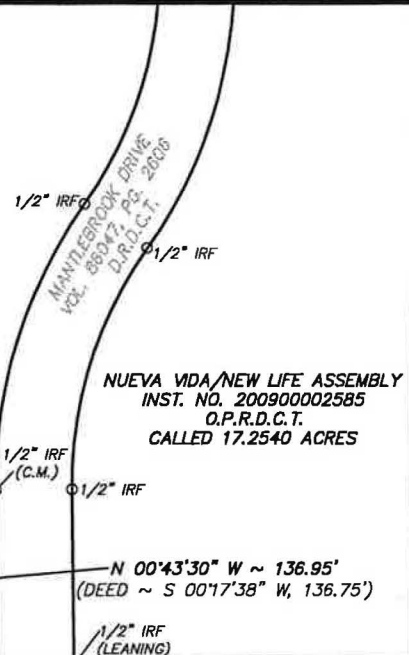
7059-ES123-R.dwg

EXHIBIT "A"
PAGE 3 OF 3
PARCEL W-123
TEMPORARY EASEMENT
27,669 SQ. FT. (0.6352 ACRE) PARCEL
NUEVA VIDA/NEW LIFE ASSEMBLY TRACT
JONAS BUSKIRK SURVEY, ABSTRACT NO. 110
CITY OF DESOTO, DALLAS COUNTY, TEXAS

Exhibit A

CURVE TABLE			
NO.	DATA	NO.	DATA
CV1	$\Delta=50^{\circ}38'01''$ $R=58.19'$ $T=27.53'$ $L=51.42'$ $CB=N 54^{\circ}07'52'' E$ $CL=49.76'$	CV2	$\Delta=74^{\circ}24'12''$ $R=40.35'$ $T=30.63'$ $L=52.39'$ $CB=N 88^{\circ}48'45'' E$ $CL=48.79'$

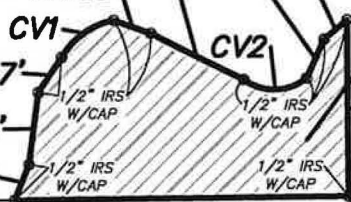
NUEVA VIDA/NEW LIFE ASSEMBLY
 INST. NO. 200900002571
 O.P.R.D.C.T.
 CALLED 9.5194 ACRES



$N 50^{\circ}06'42'' E \sim 23.40'$
 $N 23^{\circ}50'28'' E \sim 33.35'$
 $S 63^{\circ}47'18'' E \sim 81.43'$
 $S 70^{\circ}35'05'' E \sim 30.69'$

PARCEL W-123
TEMPORARY EASEMENT
27,669 SQ. FT.
(0.6352 ACRE)

$N 33^{\circ}40'58'' E \sim 32.67'$
 $N 07^{\circ}17'06'' E \sim 56.82'$
 $N 22^{\circ}07'51'' E \sim 30.10'$



$S 00^{\circ}44'36'' E$
137.57'

WINTERGREEN ROAD
 (VARIABLE WIDTH R.O.W.)
 COUNTY OF DALLAS
 VOL. 73050, PG. 1506, D.R.D.C.T.
 CALLED 6.025 ACRES

$S 89^{\circ}15'24'' W$
261.01'
 (DEED $\sim N 89^{\circ}42'22'' W$)

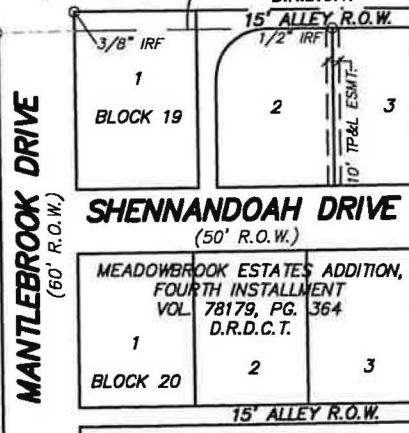
POINT OF BEGINNING

POINT OF COMMENCING
 $1/2''$ IRF (C.M.)

SOUTH LINE OF R.O.W. DEDICATION
 VOL. 73050, PG. 1506
 D.R.D.C.T.

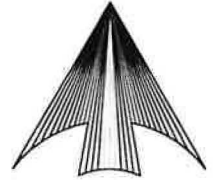
LOT 1, BLOCK A
 CALVARY BAPTIST CHURCH ADDITION
 VOL. 99116, PG. 78
 D.R.D.C.T.

LOT 1, BLOCK A,
 LOVING FELLOWSHIP BAPTIST CHURCH ADDITION
 INST. NO. 201100244792
 O.P.R.D.C.T.



ABBREVIATION LEGEND

D.R.D.C.T.	DEED RECORDS OF DALLAS COUNTY, TEXAS
O.P.R.D.C.T.	OFFICIAL PUBLIC RECORDS OF DALLAS COUNTY, TEXAS
INST. NO.	INSTRUMENT NUMBER
VOL., PG.	VOLUME, PAGE
ESMT.	EASEMENT
R.O.W.	RIGHT-OF-WAY
SQ. FT.	SQUARE FEET
C.M.	CONTROLLING MONUMENT
IRF	IRON ROD FOUND
IPF	IRON PIPE FOUND
IRS W/CAP	IRON ROD SET WITH PLASTIC CAP STAMPED "TX REG NO 100189-00"



NORTH
 SCALE: 1"=150'

BASIS OF BEARINGS ~ Bearings for this survey are referenced to the Texas State Plane Coordinate System (NAD83), North Central Zone 4202, as obtained with the Western Data Systems Texas Cooperative RTK Network. Stations DUNP_g1012 AND DSIA_g1012 were utilized as base stations during GPS data collection sessions and serve as controlling monument

Dallas Water Utilities
 Southwest 120/96-inch Water
 Transmission Pipeline Project

NDM
 NATHAN D. MAIER
 CONSULTING ENGINEERS, INC.
 TBPE FIRM REG. NO. F-356
 TBPLS FIRM REG. NO. 100189-00



AECOM TECHNICAL SERVICES INC.
 13355 NOEL ROAD, SUITE 400
 DALLAS, TEXAS 75240
 WWW.AECOM.COM
 TBPE REG. NO. F-3580

TEMPORARY WORKING SPACE EASEMENT

THE STATE OF TEXAS §
COUNTY OF DALLAS §
KNOW ALL PERSONS BY THESE PRESENTS:

That Nueva Vida / New Life Assembly Inc., a Texas corporation, acting by and through its duly authorized officer(s) (hereinafter called "Grantor" whether one or more natural persons or legal entities) of the County of Dallas, State of Texas, for and in consideration of the sum of THIRTEEN THOUSAND EIGHT HUNDRED THIRTY FIVE DOLLARS AND 00/100 DOLLARS (\$13,835.00) to the undersigned in hand paid by the City of Dallas, 1500 Marilla Street, Dallas, Texas, 75201, a Texas municipal corporation (hereinafter called "City"), the receipt of which is hereby acknowledged and confessed, and the further benefits to be derived by the remaining property as a result of projected public improvements, has granted, sold and conveyed and does hereby grant, sell and convey unto City, its successors and assigns, a right-of-way under, in and along the property described in "Exhibit A", attached hereto and made a part hereof by reference for all purposes, for the purpose of working space and storage of machinery; supplies, equipment and material in connection with the construction of a water pipeline.

Any and all trees which lie within this temporary working space may be trimmed of low limbs or removed by the City or its contractor without liability to Grantor if deemed essential to allow for the normal use or passage of construction equipment during the construction of said main or mains.

Upon completion of construction, all surplus excavation, debris, trash or litter resulting from said construction shall be cleaned up and hauled off the premises, and said property, including the fences disturbed, shall be restored as nearly as practicable to its original contour and condition.

It is understood and agreed by Grantor that the consideration herein represents full and adequate consideration for the right-of-way granted, together with any and all damages, costs and/or inconvenience that may be incident to the construction.

This grant shall be for a term of 912 days, beginning upon notice to proceed with construction from City addressed to the approved construction contractor and terminating upon completion of construction on Grantor's property or expiration of the time period, whichever occurs first, at which time all rights granted under this instrument shall terminate and cease and the described property shall be restored to it's former condition as nearly as possible.

SPECIAL PROVISIONS: "None".

TO HAVE AND TO HOLD the above described property unto the City of Dallas for the purposes hereinbefore provided, and said City or Dallas, its agents, servants and contractors shall have the right to go upon said property for the purpose of a working

EXHIBIT B

easement and as an easement for the storage of supplies, materials, machinery and equipment for the term herein provided.

EXECUTED this _____ day of _____, _____.

Nueva Vida/New Life Assembly, also known as Nueva Vida/New Life Assembly, Inc., a Texas non-profit corporation

By: _____

Name: Antonio Delgado

Title: Trustee

Nueva Vida/New Life Assembly, also known as Nueva Vida/New Life Assembly, Inc., a Texas non-profit corporation

APPROVED AS TO FORM:
CHRISTOPHER J. CASO, Interim City Attorney

By: _____

Name: Vicente Delgado

Title: President

By: _____
Assistant City Attorney *MH*

* * * * *

STATE OF TEXAS :
COUNTY OF DALLAS :

This instrument was acknowledged before me on _____
By Antonio Delgado, Trustee of Nueva Vida/New Life Assembly, Inc., a Texas non-profit corporation, on behalf of said non-profit corporation.

Notary Public, State of TEXAS

EXHIBIT B

* * * * *

STATE OF TEXAS
COUNTY OF DALLAS

This instrument was acknowledged before me on _____
by Vicente Delgado, President of Nueva Vida/New Life Assembly, Inc., a Texas non-profit corporation, on behalf of said non-profit corporation.

Notary Public, State of TEXAS

* * * * *

After recording return to:
City of Dallas
Department of Sustainable Development and Construction
Real Estate Division
320 East Jefferson Boulevard, Room 203
Dallas, Texas 75203
attn: Christian Roman

Temporary Easement Log No. 44247

EXHIBIT "A"
PAGE 1 OF 3
PARCEL W-123
TEMPORARY EASEMENT
27,669 SQ. FT. (0.6352 ACRE) PARCEL
NUEVA VIDA/NEW LIFE ASSEMBLY TRACT
JONAS BUSKIRK SURVEY, ABSTRACT NO. 110
CITY OF DESOTO, DALLAS COUNTY, TEXAS

Exhibit A

DESCRIPTION

BEING a 27,669 square foot (0.6352 acre) tract of land situated in the Jonas Buskirk Survey, Abstract No. 110, in the City of Desoto, Dallas County, Texas and being a portion of a called 9.5194 acre tract of land (unplatted) described in the Warranty Deed to Nueva Vida/New Life Assembly as recorded in Instrument No. 200900002571 of the Official Public Records of Dallas County, Texas, and being more particularly described by metes and bounds as follows:

COMMENCING at a 1/2" iron rod (controlling monument) found for the southeast corner of the aforementioned called 9.5194 acre tract of land, said southeast corner being at the intersection of the northerly right-of-way line of Wintergreen Road (variable width right-of-way) and the westerly right-of-way line of Mantlebrook Drive (60' right-of-way), from whence a 1/2" iron rod (controlling monument) found for corner at the point of curvature of said westerly right-of-way line of Mantlebrook Drive and the easterly line of said called 9.5194 acre tract bears N 00°43'30" W, 136.95 feet (Deed ~ S 00°17'38" W, 136.75 feet);

THENCE S 89°15'24" W (Deed ~ N 89°42'22" W), with said northerly right-of-way line of Wintergreen Road and the south line of said called 9.5194 acre tract of land, 280.00 feet to a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner at the POINT OF BEGINNING of the herein described tract;

THENCE S 89°15'24" W (Deed ~ N 89°42'22" W), continuing with said northerly right-of-way line of Wintergreen Road and the south line of said called 9.5194 acre tract of land, 261.01 feet to a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner;

THENCE N 22°07'51" E, departing said northerly right-of-way line of Wintergreen Road and the south line of said called 9.5194 acre tract of land, 30.10 feet to a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner;

THENCE N 07°17'06" E, 56.82 feet to a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner;

THENCE N 33°40'58" E, 32.67 feet to a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner at the beginning of a non-tangent curve to the right having a central angle of 50°38'01", a radius of 58.19 feet, a tangent length of 27.53 feet and a chord which bears N 54°07'52" E, 49.76 feet;

THENCE, with said non-tangent curve to the right, an arc distance of 51.42 feet to a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner;

FIELD NOTES APPROVED:

Date 5/10/18



Dallas Water Utilities
Southwest 120/96-inch Water
Transmission Pipeline Project

NDM NATHAN D. MAIER
CONSULTING ENGINEERS, INC.
TBPE FIRM REG. NO. F-356
TBPLS FIRM REG. NO. 100189-00

AECOM

AECOM TECHNICAL SERVICES INC.
13355 NOEL ROAD, SUITE 400
DALLAS, TEXAS 75240
WWW.AECOM.COM
TBPE REG. NO. F-3580

12577 Merit Drive, Suite 700
Dallas, Texas 75231 / (214) 739-4741

MARCH 6, 2018

7059-ES123-R.dwg

EXHIBIT "A"
PAGE 2 OF 3
PARCEL W-123
TEMPORARY EASEMENT
27,669 SQ. FT. (0.6352 ACRE) PARCEL
NUEVA VIDA/NEW LIFE ASSEMBLY TRACT
JONAS BUSKIRK SURVEY, ABSTRACT NO. 110
CITY OF DESOTO, DALLAS COUNTY, TEXAS

Exhibit A

THENCE S 70°35'05" E, 30.69 feet to a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner;

THENCE S 63°47'18" E, 81.43 feet to a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner at the beginning of a non-tangent curve to the left having a central angle of 74°24'12", a radius of 40.35 feet, a tangent length of 30.63 feet and a chord which bears N 88°48'45" E, 48.79 feet;

THENCE, with said non-tangent curve to the left, an arc distance of 52.39 feet to a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner;

THENCE N 23°50'28" E, 33.35 feet to a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner;

THENCE N 50°06'42" E, 23.40 feet to a 1/2" iron rod with plastic cap stamped "Tx REG NO 100189-00" set for corner;

THENCE S 00°44'36" E, 137.57 feet to the POINT OF BEGINNING and containing 0.6352 acre (27,669 square feet) of land, more or less.

BASIS OF BEARINGS ~ Bearings for this survey are referenced to the Texas State Plane Coordinate System (NAD83), North Central Zone 4202, as obtained with the Western Data Systems Texas Cooperative RTK Network. Stations DUNP_g1012 AND DSIA_g1012 were utilized as base stations during GPS data collection sessions and serve as controlling monument

FOR NATHAN D. MAIER CONSULTING ENGINEERS, INC.

Lonny Gillespie 3/8/18
 Lonny Gillespie, Texas R.P.L.S. No. 5261
 Registered Professional Land Surveyor
 Nathan D. Maier Consulting Engineers, Inc.
 12377 Merit Drive, Suite 700
 Dallas, Texas 75251
 214-739-4741
 TBPE Firm Registration No.: F-356
 TBPLS Firm Registration No.: 100189-00



Dallas Water Utilities
Southwest 120/96-inch Water
Transmission Pipeline Project

NDM NATHAN D. MAIER
 CONSULTING ENGINEERS, INC.
 TBPE FIRM REG. NO. F-356
 TBPLS FIRM REG. NO. 100189-00



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 13355 NOEL ROAD, SUITE 400
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12377 Merit Drive, Suite 700
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MARCH 6, 2018

7059-ES123-R.dwg

EXHIBIT "A"
PAGE 3 OF 3
PARCEL W-123
TEMPORARY EASEMENT
 27,669 SQ. FT. (0.6352 ACRE) PARCEL
 NUEVA VIDA/NEW LIFE ASSEMBLY TRACT
 JONAS BUSKIRK SURVEY, ABSTRACT NO. 110
 CITY OF DESOTO, DALLAS COUNTY, TEXAS

Exhibit A

CURVE TABLE			
NO.	DATA	NO.	DATA
CV1	$\Delta=50'38'01''$ $R=58.19'$ $T=27.53'$ $L=51.42'$ $CB=N 54'07'52'' E$ $CL=49.76'$	CV2	$\Delta=74'24'12''$ $R=40.35'$ $T=30.63'$ $L=52.39'$ $CB=N 88'48'45'' E$ $CL=48.79'$

NUEVA VIDA/NEW LIFE ASSEMBLY
 INST. NO. 200900002571
 O.P.R.D.C.T.
 CALLED 9.5194 ACRES

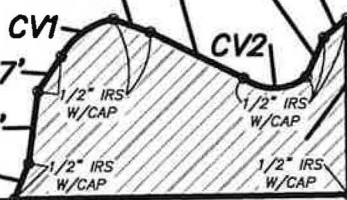
MANTLEBROOK DRIVE
 VOL. 88047, PG. 2009
 D.R.D.C.T.

NUEVA VIDA/NEW LIFE ASSEMBLY
 INST. NO. 200900002585
 O.P.R.D.C.T.
 CALLED 17.2540 ACRES

$N 50'06'42'' E \sim 23.40'$
 $N 23'50'28'' E \sim 33.35'$
 $S 63'47'18'' E \sim 81.43'$
 $S 70'35'05'' E \sim 30.69'$

PARCEL W-123
TEMPORARY EASEMENT
 27,669 SQ. FT.
 (0.6352 ACRE)

$N 33'40'58'' E \sim 32.67'$
 $N 07'17'06'' E \sim 56.82'$
 $N 22'07'51'' E \sim 30.10'$



$S 00'44'36'' E$
 137.57'

$S 89'15'24'' W \sim 280.00'$
 (DEED $\sim N 89'42'22'' W$)

WINTERGREEN ROAD
 (VARIABLE WIDTH R.O.W.)
 COUNTY OF DALLAS
 VOL. 73050, PG. 1506, D.R.D.C.T.
 CALLED 6.025 ACRES

$S 89'15'24'' W$
 261.01'
 (DEED $\sim N 89'42'22'' W$)

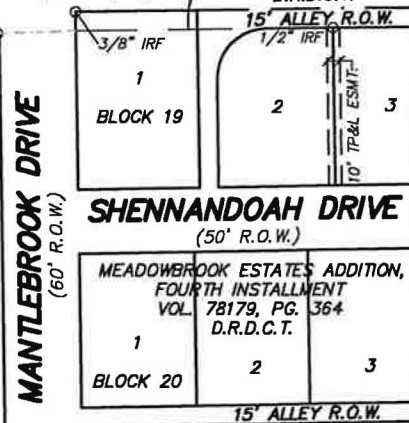
POINT OF BEGINNING

POINT OF COMMENCING
 1/2" IRF (C.M.)

SOUTH LINE OF
 R.O.W. DEDICATION
 VOL. 73050, PG. 1506
 D.R.D.C.T.

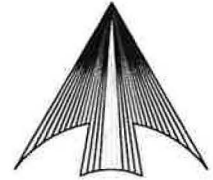
LOT 1, BLOCK A
 CALVARY BAPTIST CHURCH ADDITION
 VOL. 99116, PG. 78
 D.R.D.C.T.

LOT 1, BLOCK A,
 LOVING FELLOWSHIP BAPTIST CHURCH ADDITION
 INST. NO. 201100244792
 O.P.R.D.C.T.



ABBREVIATION LEGEND

- D.R.D.C.T. DEED RECORDS OF DALLAS COUNTY, TEXAS
- O.P.R.D.C.T. OFFICIAL PUBLIC RECORDS OF DALLAS COUNTY, TEXAS
- INST. NO. INSTRUMENT NUMBER
- VOL., PG. VOLUME, PAGE
- ESMT. EASEMENT
- R.O.W. RIGHT-OF-WAY
- SQ. FT. SQUARE FEET
- C.M. CONTROLLING MONUMENT
- IRF IRON ROD FOUND
- IPF IRON PIPE FOUND
- IRS W/CAP IRON ROD SET WITH PLASTIC CAP STAMPED "TX REG NO 100189-00"



NORTH
 SCALE: 1"=150'

BASIS OF BEARINGS ~ Bearings for this survey are referenced to the Texas State Plane Coordinate System (NAD83), North Central Zone 4202, as obtained with the Western Data Systems Texas Cooperative RTK Network. Stations DUNP_g1012 AND DSIA_g1012 were utilized as base stations during GPS data collection sessions and serve as controlling monument

Dallas Water Utilities
 Southwest 120/96-inch Water
 Transmission Pipeline Project

NDM NATHAN D. MAIER
 CONSULTING ENGINEERS, INC.
 TBPE FIRM REG. NO. F-356
 TBPLS FIRM REG. NO. 100189-00



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 TBPE REG. NO. F-3580

12377 Merit Drive, Suite 700
 Dallas, Texas 75231 / (214) 739-4741

MARCH 6, 2018

7059-ES123-R.dwg



Agenda Information Sheet

File #: 19-427

Item #: 7.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability
AGENDA DATE: May 8, 2019
COUNCIL DISTRICT(S): 4
DEPARTMENT: Department of Sustainable Development and Construction
EXECUTIVE: Michael Mendoza

SUBJECT

Authorize moving expense and replacement housing payments for Jorge Martinez and Lidia Silva Perez as a result of an official written offer of just compensation to purchase real property at 2919 Alex Street for the Cadillac Heights Phase II Project - Not to exceed \$71,050.00 - Financing: Land Acquisition in Cadillac Heights (2006 Bond Funds)

BACKGROUND

Chapter 39A of the Dallas City Code of the City of Dallas provides moving expense and replacement housing payments for individuals displaced by the City of Dallas in conjunction with its real property acquisition activities.

On January 23, 2019, City Council authorized the acquisition of real property known as 2919 Alex Street for the Cadillac Heights Phase II Project by Resolution No. 19-0174.

Jorge Martinez and Lidia Silva Perez will be displaced as a direct result of this property acquisition. They qualify for a moving expense payment of up to \$2,050.00 and a last resort calculated replacement housing payment of up to \$69,000.00 pursuant to the Dallas City Code and will use the replacement housing payment to acquire a replacement property.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On January 23, 2019, City Council authorized acquisition from Jorge Martinez and Lidia Silva Martinez of approximately 5,797 square feet of land improved with a single-family dwelling located near the intersection of Alex and Childers Street for the Cadillac Heights Phase II Project by Resolution No. 19-0174.

The Mobility Solutions, Infrastructure & Sustainability Committee will be briefed by memorandum regarding this matter on May 3, 2019.

FISCAL INFORMATION

Land Acquisition in Cadillac Heights (2006 Bond Funds) - \$71,050.00

OWNERS

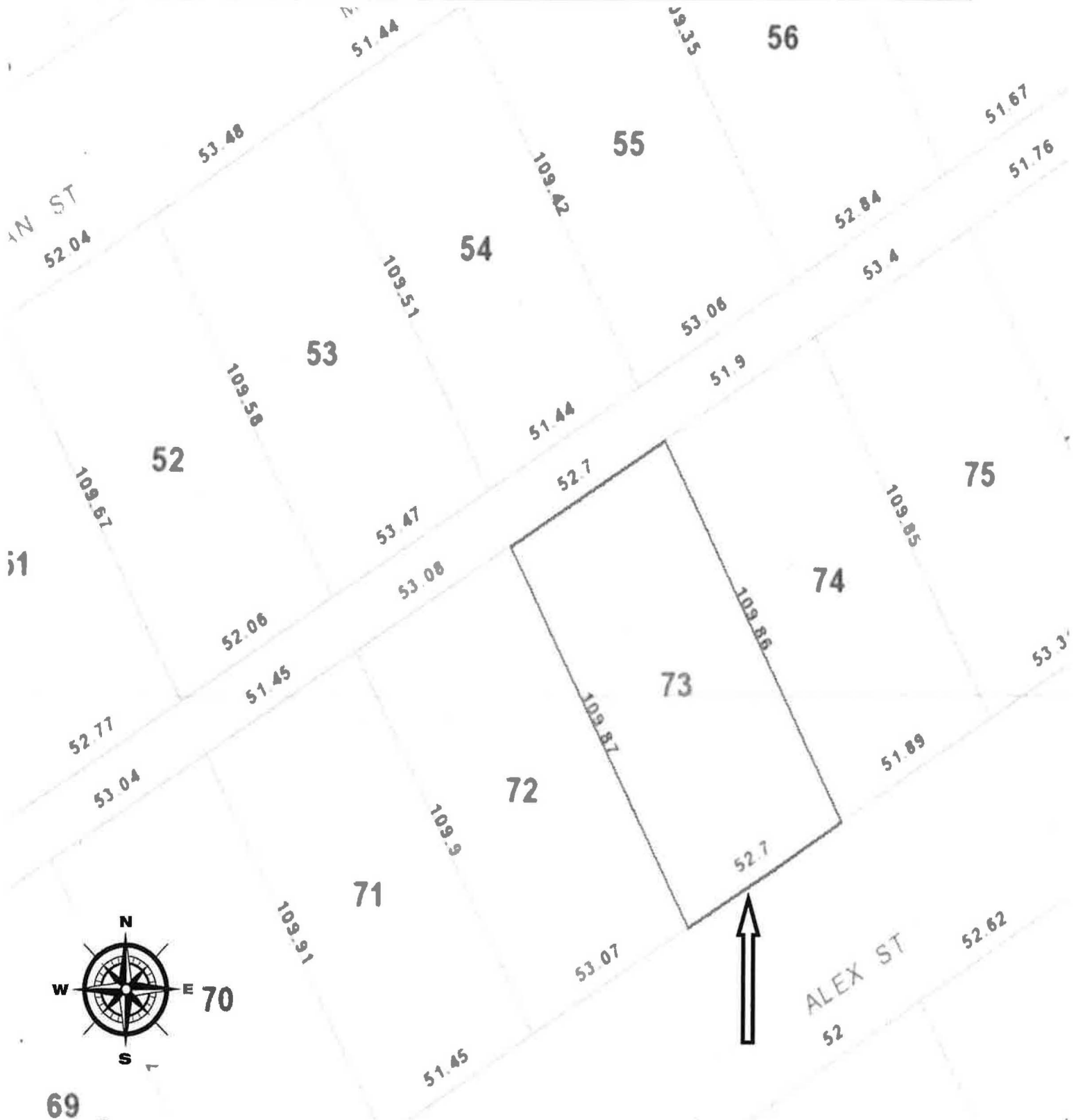
Jorge Martinez

Lidia Silva Perez

MAP

Attached

CADILLAC HEIGHTS PHASE II PROJECT RELOCATION ASSISTANCE



LOT 73, BLOCK 6642—2919 Alex Street

May 8, 2019

WHEREAS, on November 7, 2006, Dallas voters approved the use of General Obligation Bonds to acquire property for future City facilities; and

WHEREAS, Jorge Martinez and Lidia Silva Perez will be displaced as a direct result of this property acquisition and will vacate the property; and

WHEREAS, Chapter 39A of the Dallas City Code of the City of Dallas provides moving expense and replacement housing payments for individuals displaced by City of Dallas property acquisition activities; and

WHEREAS, on January 23, 2019, City Council authorized the acquisition of real property at 2919 Alex Street located in the Cadillac Heights neighborhood, to be used in conjunction with the construction of city service and maintenance facilities by Resolution No. 19-0174.

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That Jorge Martinez and Lidia Silva Perez will be displaced in conjunction with the Cadillac Heights Phase II Project and are entitled to moving expense and replacement housing payments pursuant to Chapter 39A of the Dallas City Code of the City of Dallas.

SECTION 2. That Jorge Martinez and Lidia Silva Perez are eligible to receive a moving expense payment in an amount up to \$2,050.00 and a replacement housing payment in an amount up to \$69,000.00.

SECTION 3. That the Chief Financial Officer is hereby authorized to draw warrants in favor of Jorge Martinez and Lidia Silva Perez, in an amount not to exceed \$71,050.00 for moving expense and last resort calculated replacement housing payments.

These warrants are to be paid as follows:

Land Acquisition in Cadillac Heights	
Fund 4T11, Department EBS, Unit T825	
Object 4240, Program PB06T825	
Encumbrance/Contract No. CX-BSD-2018-00009152-1	
Vendor VC19883	\$ 69,000.00

May 8, 2019

SECTION 3. (continued)

Land Acquisition in Cadillac Heights Fund 4T11, Department EBS, Unit T825 Object 4240, Program PB06T825 Encumbrance/Contract No. CX-BSD-2018-00009152-1 Vendor VC19883	<u>\$ 2,050.00</u>
Total amount not to exceed	\$71,050.00

SECTION 4. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.



Agenda Information Sheet

File #: 19-387

Item #: 9.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: May 8, 2019

COUNCIL DISTRICT(S): 1, 6

DEPARTMENT: Department of Transportation

EXECUTIVE: Majed Al-Ghafry

SUBJECT

Authorize an amendment to the Municipal Maintenance Agreement with the Texas Department of Transportation for the installation and maintenance of painted artwork on the bridge columns for the Interstate Highway 30/Sylvan Avenue Bridge Painting Project - Financing: No cost consideration to the City

BACKGROUND

This action will authorize the City Manager to amend the Municipal Maintenance Agreement with the Texas Department of Transportation (TxDOT) for the installation and maintenance of painted artwork on the bridge columns for the Interstate Highway 30/Sylvan Avenue Bridge Painting Project. The agreement with TxDOT has no specified contract term.

In turn, the City will enter into a beautification agreement with the Fort Worth Avenue Development Group, who, in cooperation with several neighborhood groups, will be responsible for the installation and maintenance of painted artwork on the bridge columns for the Interstate Highway 30/Sylvan Avenue Bridge Painting Project.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

The Mobility Solutions, Infrastructure and Sustainability Committee will be briefed by memorandum regarding this matter on May 3, 2019.

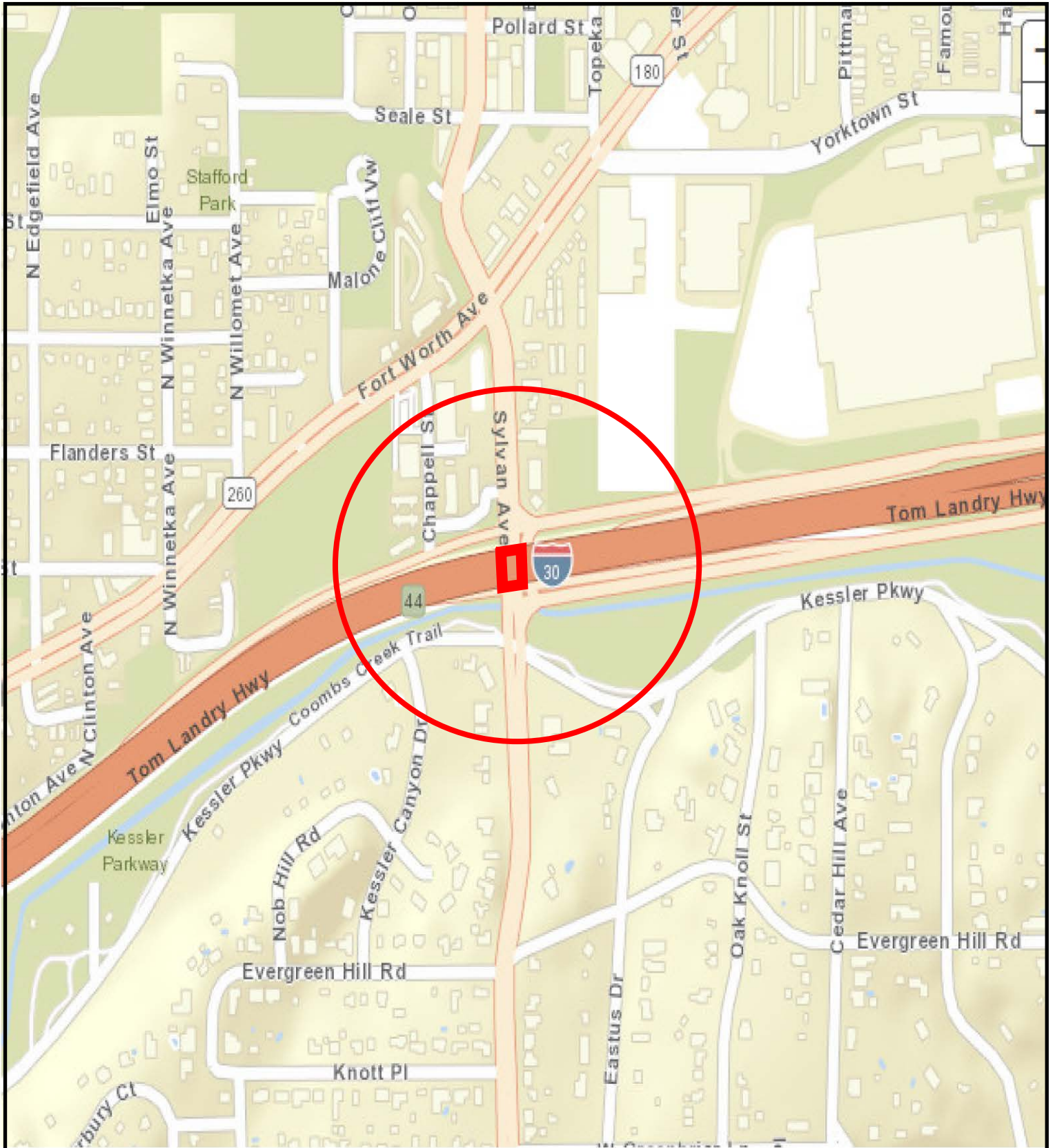
FISCAL INFORMATION

No cost consideration to the City.

MAP

Attached

INTERSTATE HIGHWAY 30/SYLVAN AVENUE BRIDGE PAINTING



COUNCIL DISTRICTS 1 & 6

May 8, 2019

WHEREAS, Chapter 311 of the Transportation Code gives the City exclusive dominion, control, and jurisdiction over and under the public streets within its corporate limits and authorizes the City to enter into agreements with the State to fix responsibilities for maintenance, control, supervision, and regulation of State highways within its corporate limits; and

WHEREAS, Section 221.002 of the Transportation Code authorizes the State, at its discretion, to enter into agreements with cities to fix responsibilities for maintenance, supervision, and regulation of state highways within those cities; and

WHEREAS, the Executive Director, acting for and in behalf of the Texas Transportation Commission, has made it known that the State will assist the City in the maintenance and operation of State highways, conditioned that the City will enter into agreements with the State for the purpose of determining responsibilities; and

WHEREAS, on December 13, 2006, City Council authorized a Municipal Maintenance Interlocal Agreement with the Texas Department of Transportation (TxDOT) to formally define duties of each agency related to all aspects of roadway maintenance on state highways within the city limits by Resolution No. 06-3471; and

WHEREAS, the City and TxDOT desire to allow a collection of neighborhood groups to install and maintain painted artwork on the bridge columns at Interstate Highway 30 and Sylvan Avenue; and

WHEREAS, concurrent with the execution of this Multiple Use Agreement, the City will execute a Beautification Agreement with the Fort Worth Avenue Development Group through a separate action; and

WHEREAS, it is now necessary to amend the Municipal Maintenance Agreement with the Texas Department of Transportation for the installation and maintenance of painted artwork on the bridge columns for the Interstate Highway 30/Sylvan Avenue Bridge Painting Project.

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That the City Manager is hereby authorized to amend the Municipal Maintenance Agreement with the Texas Department of Transportation, approved as to form by the City Attorney, for the installation and maintenance of painted artwork on the bridge columns for the Interstate Highway 30/Sylvan Avenue Bridge Painting Project.

May 8, 2019

SECTION 2. That this contract is designated as Contract No. PBW-2019-00009662.

SECTION 3. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.



Agenda Information Sheet

File #: 19-394

Item #: 10.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: May 8, 2019

COUNCIL DISTRICT(S): 1, 6

DEPARTMENT: Department of Transportation

EXECUTIVE: Majed Al-Ghafry

SUBJECT

Authorize a Beautification Agreement with the Fort Worth Avenue Development Group for the installation and maintenance of painted artwork on the bridge columns for the Interstate Highway 30/Sylvan Avenue Bridge Painting Project - Financing: No cost consideration to the City (see Fiscal Information)

BACKGROUND

This action will authorize the City Manager to execute a Beautification Agreement with the Fort Worth Avenue Development Group on behalf of a group of community organizations for the installation and maintenance of painted artwork on the bridge columns for the Interstate Highway 30/Sylvan Avenue Bridge Painting Project.

A group of community organizations is seeking a local artist or group of artists residing in Dallas County to propose a public art piece that depicts District 1 (Oak Cliff) and District 6 (West Dallas). The proposed art would be reviewed and approved by a 12-person community committee, and the project is being privately funded by community organizations.

The Fort Worth Avenue Development Group will also maintain the painted surfaces to ensure they are graffiti-free and continue to provide the welcoming appearance the community seeks to present to pedestrians and drivers that utilize the underpass.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

The Mobility Solutions, Infrastructure and Sustainability Committee will be briefed by memorandum regarding this matter on May 3, 2019.

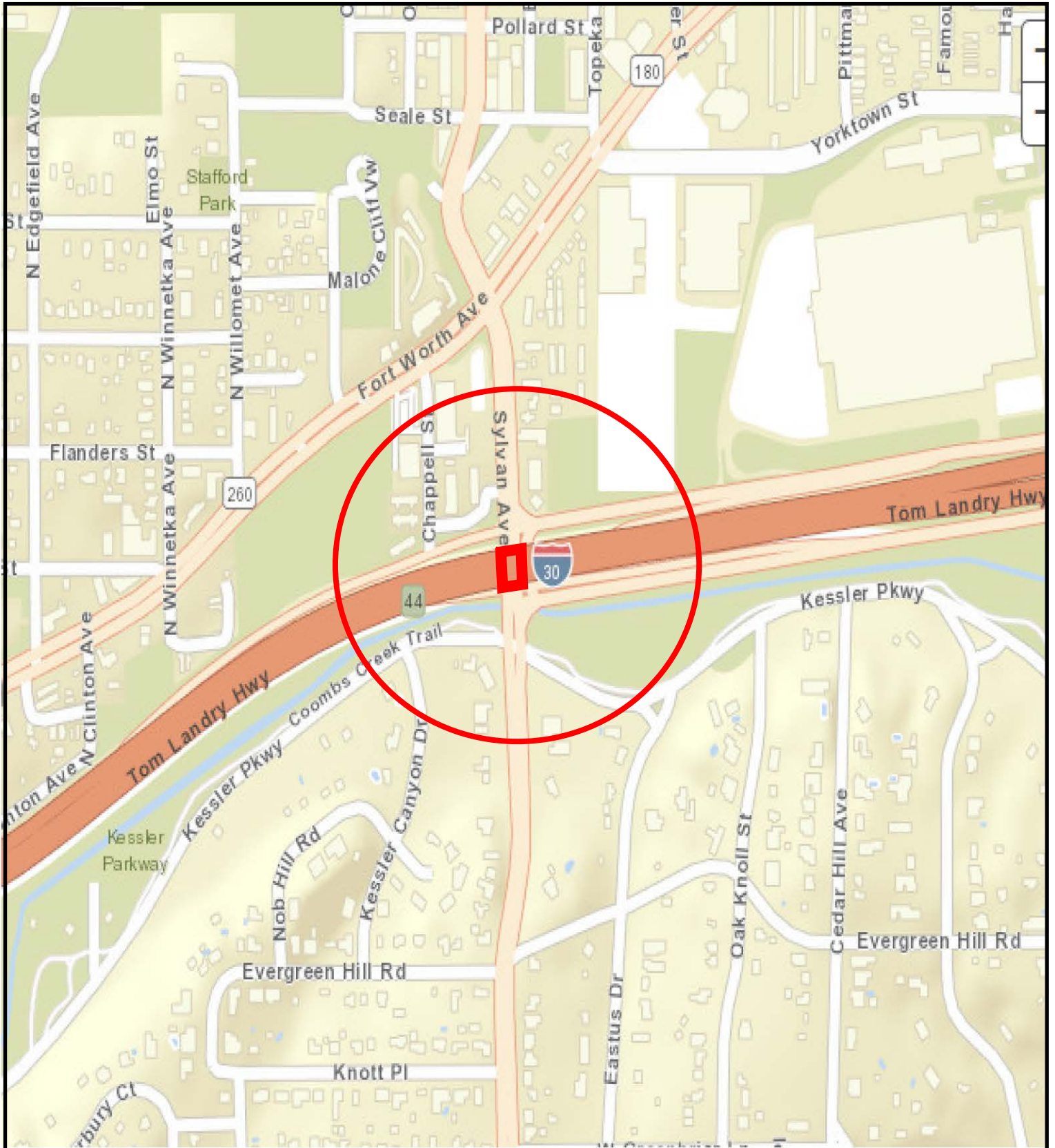
FISCAL INFORMATION

No cost consideration to the City. Fort Worth Avenue Development Group will fund the project in an estimated amount of \$12,000.00 and will fund future maintenance costs as needed.

MAP

Attached

INTERSTATE HIGHWAY 30/SYLVAN AVENUE BRIDGE PAINTING



COUNCIL DISTRICTS 1, 6

May 8, 2019

WHEREAS, the City of Dallas and the Fort Worth Avenue Development Group, on behalf of a group of community organizations, desire to enter into a Beautification Agreement for the installation and maintenance of painted artwork on the bridge columns at Interstate Highway 30 and Sylvan Avenue. The artwork will be designed by local artists to depict Council Districts 1 and 6; and

WHEREAS, concurrent with the execution of this Beautification Agreement, the City will execute a Multiple Use Agreement with the Texas Department of Transportation through a separate action; and

WHEREAS, it is now necessary to authorize a Beautification Agreement with the Fort Worth Avenue Development Group for the installation and maintenance of painted artwork on the bridge columns for the Interstate Highway 30/Sylvan Avenue Bridge Painting Project.

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That the City Manager is hereby authorized to execute a Beautification Agreement with the Fort Worth Avenue Development Group, approved as to form by the City Attorney, for the installation and maintenance of painted artwork on the bridge columns for the Interstate Highway 30/Sylvan Avenue Bridge Painting Project.

SECTION 2. That this contract is designated as Contract No. TRN-2019-00009568.

SECTION 3. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.



Agenda Information Sheet

File #: 19-545

Item #: 16.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: May 8, 2019

COUNCIL DISTRICT(S): 6

DEPARTMENT: Water Utilities Department

EXECUTIVE: Majed Al-Ghafry

SUBJECT

Authorize acquisition from 505 Riverfront, Ltd., of a subsurface Fiber Optic Communication easement under approximately 1,482 square feet of land located on South Riverfront Boulevard at its intersection with Woodall Rogers Freeway for the Able Pump Station Project - Not to exceed \$19,908.00 (\$16,908.00, plus closing costs and title expenses not to exceed \$3,000.00) - Financing: Flood Protection and Storm Drainage Facilities Fund (2012 Bond Funds)

BACKGROUND

This item authorizes the acquisition of a subsurface Fiber Optic Communication easement under approximately 1,482 square feet of land from 505 Riverfront, Ltd. This property is located on South Riverfront Boulevard at its intersection with Woodall Rogers Freeway and will be used for the Able Pump Station Project. The consideration is based on an independent appraisal.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

The Mobility Solutions, Infrastructure, and Sustainability Committee will be briefed by memorandum regarding this matter on May 3, 2019.

FISCAL INFORMATION

Flood Protection and Storm Drainage Facilities Fund (2012 Bond Funds) - \$19,908.00 (\$16,908.00, plus closing costs and title expenses not to exceed \$3,000.00)

OWNER

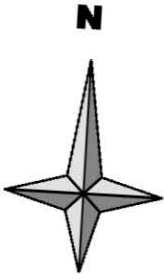
505 Riverfront, Ltd.

GEMCO Riverfront LLC, General Partner

Margaret Woodward Molleston, President

MAP

Attached



CONTINENTAL AVENUE

N. RIVERFRONT BOULEVARD

**BLOCK
6828**

EAST LEVEE

**SUBSURFACE
EASEMENT**

WOODALL RODGERS FREEWAY

TRINITY RIVER

UNION PACIFIC RAILROAD

May 8, 2019

A RESOLUTION DETERMINING UPON THE NECESSITY OF ACQUIRING REAL PROPERTY AND AUTHORIZING ITS PURCHASE FOR PUBLIC USE.

DEFINITIONS: For the purposes of this resolution, the following definitions of terms shall apply:

"CITY": The City of Dallas

"PROPERTY": Approximately 1,482 square feet in area lying between the subsurface elevations of 380 feet and 400 feet (U.S. Survey Feet) National Geodetic Vertical Datum 1929, the boundary of which property being the same and more particularly described in "Exhibit A", located in Dallas County, Texas, attached hereto and made a part hereof for all purposes, and any and all improvements, rights and appurtenances appertaining thereto.

"PROJECT": Able Pump Station

"USE": The installation, use, and maintenance of a Fiber Optic Communication line or lines for the transmission of data together with such appurtenant facilities as may be necessary.

"PROPERTY INTEREST": Fiber Optic Communication Easement subject to the exceptions, reservations, covenants, conditions and/or interests, if any, provided in the form instrument more particularly described in Exhibit "B" attached hereto and made a part hereof for all purposes.

"OWNER": 505 Riverfront, Ltd., provided, however, that the term "OWNER" as used in this resolution means all persons having an ownership interest, regardless of whether those persons are actually named herein.

"PURCHASE AMOUNT": \$16,908.00

"CLOSING COSTS AND TITLE EXPENSES": Not to exceed \$3,000.00

"AUTHORIZED AMOUNT": Not to exceed \$19,908.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That the USE of the PROPERTY for the PROJECT is a public use.

SECTION 2. That public necessity requires that CITY acquire the PROPERTY INTEREST in the PROPERTY for the PROJECT.

May 8, 2019

SECTION 3. That the City Manager, and/or the City Manager's designees, is hereby authorized and directed to consummate and accept the purchase, grant, and conveyance to CITY of the PROPERTY INTEREST in and to the PROPERTY pursuant to the conveyancing instrument substantially in the form described in Exhibit "B", attached hereto and made a part hereof for all purposes, and approved as to form by the City Attorney and to execute, deliver and receive such other usual and customary documents necessary, appropriate and convenient to consummating this transaction.

SECTION 4. That to the extent the PROPERTY is being purchased wholly or partly with bond proceeds CITY has obtained an independent appraisal of the PROPERTY'S market value.

SECTION 5. That OWNER has been provided with a copy of the Landowner's Bill of Rights as contemplated by applicable state statute.

SECTION 6. That in the event this acquisition closes, the Chief Financial Officer is hereby authorized and directed to draw a warrant in favor of the OWNER, or the then current owner of record, or the title company closing the transaction described herein in the PURCHASE AMOUNT and CLOSING COSTS AND TITLE EXPENSES payable out of Flood Protection and Storm Drainage Facilities Fund, Fund 3U23, Department TWM, Unit S768, Activity SDRS, Program TW17S768, Object 4210, Encumbrance/Contract No. DWU-2019-0000-8670. The PURCHASE AMOUNT, CLOSING COSTS and TITLE EXPENSES together shall not exceed the AUTHORIZED AMOUNT.

SECTION 7. That CITY is to have possession and/or use, as applicable, of the PROPERTY at closing; and CITY will pay any title expenses and closing costs. All costs and expenses described in this section shall be paid from the previously described funds.

SECTION 8. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.

**APPROVED AS TO FORM:
CHRISTOPHER J. CASO,
Interim City Attorney**

BY:


Assistant City Attorney

**FIELD NOTES DESCRIBING A 1,482 SQUARE FOOT (0.034 ACRE)
FIBER OPTIC COMMUNICATIONS EASEMENT
IN BLOCK 6828 TO BE ACQUIRED BY THE CITY OF DALLAS**

Being a 1,482 Square Foot (0.034 Acre) tract of unplatted land in the City of Dallas, being situated in the John Beeman Survey, Abstract Number 209, Dallas County, Texas and being in Block 6828, Official City of Dallas Block Numbers, and being a portion of the land conveyed to 505 Riverfront, Ltd. by Special Warranty Deed recorded in Instrument Number 201300072041 of the Official Public Records of Dallas County, Texas, and being more particularly described as follows:

BEGINNING at a 5/8-inch diameter iron rod with cap marked "CITY OF DALLAS" (hereinafter referred to as "5/8" I.R. w/COD Cap") set on the Southeast line of an unplatted tract of land in block 8654 conveyed to the City of Dallas by deed recorded in Instrument Number 200900184476 of the Official Public Records of Dallas County, Texas, *from which* a 1/2-inch diameter iron rod found at the Most Easterly corner of said City of Dallas property bears North 57°52'29" East a distance of 31.98 feet and said Point of Beginning being also the most Northerly corner of the herein described tract of land;

THENCE South 31°14'16" East, departing the common line between said City of Dallas and 505 Riverfront, Ltd. properties, over and across a portion of said 505 Riverfront, Ltd. property a distance of 277.69 feet to an angle point (not monumented);

THENCE South 32°08'09" East, continuing over and across said 505 Riverfront, Ltd. property a distance of 19.22 feet to a 5/8" I.R. w/COD Cap set at the intersection with the North line of Singleton Boulevard, a variable width Right-of-Way as conveyed to the State of Texas by deed recorded in Instrument Number 201100078623 of the Official Public Records of Dallas County, Texas:

THENCE South 71°24'26" West, with the said North line of Singleton Boulevard a distance of 5.14 feet to a 5/8" I.R. w/COD Cap set at the most Southerly corner of the herein described tract of land:

THENCE North 32°08'09" West, continuing over and across a portion of said 505 Riverfront, Ltd. property a distance of 18.06 feet to an angle point (not monumented);

THENCE North 31°14'16" West, continuing over and across said 505 Riverfront, Ltd. property a distance of 277.65 feet to a 5/8" I.R. w/COD Cap set at the intersection with the Southeast line of the said City of Dallas property:

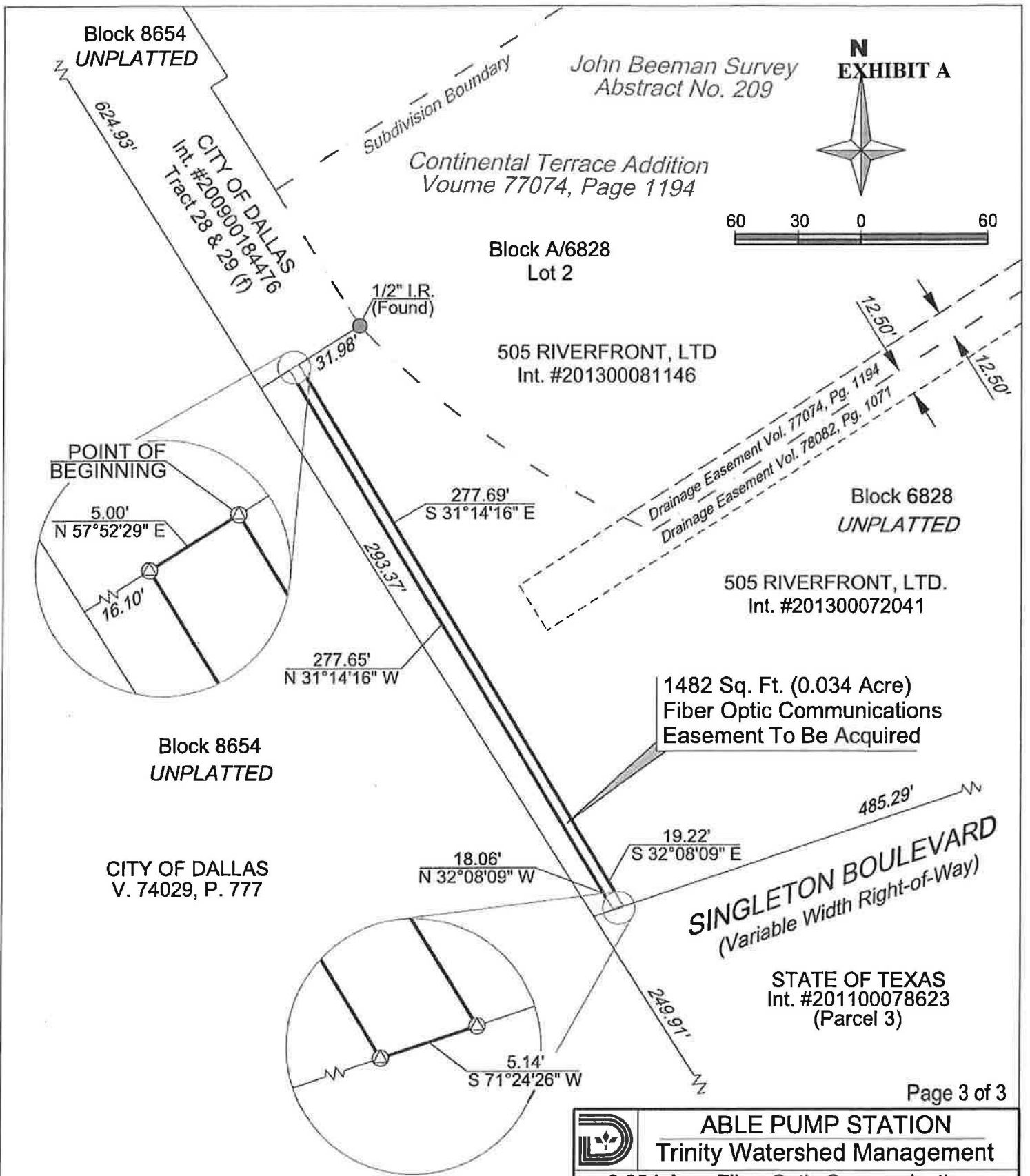
**FIELD NOTES DESCRIBING A 1,482 SQUARE FOOT (0.034 ACRE)
FIBER OPTIC COMMUNICATIONS EASEMENT
IN BLOCK 6828 TO BE ACQUIRED BY THE CITY OF DALLAS**

THENCE North 57°52'29" East, with the said common line between said City of Dallas and 505 Riverfront, Ltd. properties a distance of 5.00 feet to the **POINT OF BEGINNING**, containing 1482 Square Feet, or 0.034 Acres of land.

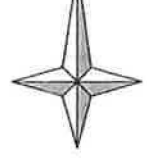
BASIS OF BEARINGS: Bearings are based on the State Plane Coordinate System, Texas North Central Zone 4202, North American Datum of 1983 (2011). All distances are surface values, using a scale factor of 1.000136506.

Scott Holt
3/15/2019






N
EXHIBIT A



⊗ Indicates a 5/8" I.R. w/C.O.D. Cap
BASIS OF BEARINGS: Bearings are based on the State Plane Coordinate System, Texas North Central Zone 4202, North American Datum of 1983.

 ABLE PUMP STATION Trinity Watershed Management			
0.034 Acre Fiber Optic Communications Easement To Be Acquired			
DEPARTMENT OF PUBLIC WORKS			
SURVEY DIVISION CITY OF DALLAS, TEXAS			
OPER. NAME	DESIGN FILE NAME	SCALE	DATE
Holt	N:\ENGR\SURVEY\Brandon\TRINITY\measurements all final drawing.dgn	As Noted	5-30-18
PARTY CHIEF	CALCULATIONS	FOLDER	FILE NO.
Peck	Holt	Block 6828	041D-71

FIBER OPTIC COMMUNICATION EASEMENT

THE STATE OF TEXAS

§

KNOW ALL PERSONS BY THESE PRESENTS:

COUNTY OF DALLAS

§

§

That 505 Riverfront Ltd., a Texas limited partnership (hereinafter called "Grantor" whether one or more natural persons or legal entities), of the County of Montgomery, State of Texas, for and in consideration of the sum of SIXTEEN THOUSAND NINE HUNDRED EIGHT AND NO/100 (\$16,908.00) DOLLARS and other good and valuable consideration, to the undersigned in hand paid by the City of Dallas, 1500 Marilla Street, Dallas, Texas, 75201, a Texas municipal corporation (hereinafter called "Grantee"), the receipt of which is hereby acknowledged and confessed, has granted, sold and conveyed and does hereby grant, sell and convey unto Grantee, its successors and assigns an exclusive, irrevocable, and perpetual subsurface fiber optic communication easement as to the area lying between the elevations of 380 feet and 400 feet (U.S. Survey Feet) National Geodetic Vertical Datum 1929, located under the surface of and through the lot, tract, or parcel of land described in Exhibit "A" (Easement Area), attached hereto and incorporated herein for all purposes. This conveyance is subject to all matters of record affecting the Easement Area.

The Easement Area is hereby dedicated as a fiber optic communication easement for the perpetual use and benefit of the Grantee, provided, however, that nothing herein shall be construed as a dedication of such easement to the public for any purpose other than as expressly set forth herein. Except as otherwise provided herein, Grantee shall have the right to remove or keep removed all or all parts of buildings, fences, trees, shrubs, or other improvement or growth in the Easement Area which in any way may endanger or interfere with the efficient construction, maintenance, or use of its respective system or facilities on this easement.

Grantee shall at all times have the right of ingress and egress to and from and upon the Easement Area from other Grantee-controlled properties and easements and not from the surface of the Property. This access is only for the purpose of installing, constructing, operating, maintaining, replacing, upgrading, adding to or removing all or part of its respective system or facilities without the necessity at any time of procuring the permission of anyone. Grantee shall as reasonable under the circumstances provide advance notice to Grantor provided however Grantee's failure to provide such notice shall not in any case be deemed a default or cause an early termination of the Easement hereunder.

Should one or more of the Grantors herein be natural persons and not joined by their respective spouse, it is conclusively presumed that the land herein conveyed is not the residence or business homestead of such Grantor(s). Should one or more of the Grantors herein be a legal entity other than a natural person, it is conclusively presumed that the person signing on behalf of such party has been duly and legally authorized to so sign and there shall be no necessity for a seal or attestation.

Nothing in this easement shall be construed as a waiver by City of any connection charge or other charge or charges imposed by ordinance or Charter of the City of Dallas.

This conveyance and the warranty of title herein provided is subject to: (1) all easements, rights-of-way and prescriptive rights, whether of record or not, pertaining to any portion of the property; (2) all presently recorded and valid oil, gas and/or other mineral exceptions, rights of development or leases, royalty reservations and/or other instruments constituting oil, gas or other mineral interest severances of any kind; (3) all presently recorded restrictive covenants, terms, conditions, contracts, provisions, zoning ordinances and other items, but only to the extent that same are still effective; and (4) all presently recorded instruments (other than encumbrances and conveyances by, through or under Grantor) that affect the property;

SPECIAL PROVISIONS:

Upon completion of construction or any work Grantee undertakes in the Easement area, all surplus excavation, debris, trash or litter resulting from construction or other work shall be cleaned up and hauled off the premises, and the property including any fences disturbed, shall be restored to its original contour and condition.

As a material part of the consideration for the easement, Grantor and Grantee agree that Grantee is taking the interests in the property "AS IS" with any and all latent and patent defects and that there is no warranty by Grantor that the property has a particular financial value or is fit for a particular purpose. Grantee acknowledges and stipulates that Grantee is not relying on any representation, statement, or other assertion with respect to the property but is relying on Grantee's examination of the property. Grantee takes the property with the express understanding and stipulation that there are no express or implied warranties except for the limited warranty of title set forth in this easement instrument.

TO HAVE AND TO HOLD the above described easement, together with all and singular the rights and appurtenances thereto in anywise belonging unto Grantee, its successors and assigns forever, and Grantor is hereby bound, together with Grantor's heirs, successors and assigns, to Warrant and Forever Defend all and singular the said easement unto the Grantee and its successors and assigns, against every person whomsoever lawfully claiming, or to claim the same or any part thereof.

SIGNATURES APPEAR ON THE FOLLOWING PAGE

EXECUTED this _____ day of _____, 20__.

505 RIVERFRONT LTD.,
a Texas limited partnership

By: GEMCO Riverfront LLC,
a Texas limited liability company,
its general partner

By: _____
Margaret Woodward Molleston, President

* * * * *

THE STATE OF TEXAS §
 §
COUNTY OF MONTGOMERY §

This instrument was acknowledged before me on _____, 2018, by
Margaret Woodward Molleston, President of GEMCO Riverfront, LLC, a Texas limited liability company,
as general partner of 505 Riverfront Ltd., a Texas limited partnership, on behalf of said limited liability
company and limited partnership.

Notary Public, State of Texas

* * * * *

AFTER RECORDING, RETURN TO:
City of Dallas
Dallas Water Utilities
Real Estate Division
1500 Marilla Street, 6B South
Dallas, Texas 75201
Attn: Todd Wright
Log No. TWM 625



Agenda Information Sheet

File #: 19-546

Item #: 17.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: May 8, 2019

COUNCIL DISTRICT(S): 6

DEPARTMENT: Water Utilities Department

EXECUTIVE: Majed Al-Ghafry

SUBJECT

Authorize acquisition from 505 Riverfront, Ltd., of a Fiber Optic Communication easement containing two surface tracts totaling approximately 342 square feet of land and a subsurface tract under approximately 2,816 square feet of land located on South Riverfront Boulevard at its intersection with Woodall Rogers Freeway for the Able Pump Station Project - Not to exceed \$53,667.00 (\$50,667.00, plus closing costs and title expenses not to exceed \$3,000.00) - Financing: Flood Protection and Storm Drainage Facilities Fund (2012 Bond Funds)

BACKGROUND

This item authorizes the acquisition of two surface easements totaling approximately 342 square feet of land and a subsurface easement under approximately 2,816 square feet of land from 505 Riverfront, Ltd. This property is located on South Riverfront Boulevard at its intersection with Woodall Rogers Freeway and will be used for the Able Pump Station Project. The consideration is based on an independent appraisal.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

The Mobility Solutions, Infrastructure, and Sustainability Committee will be briefed by memorandum regarding this item on May 3, 2019.

FISCAL INFORMATION

Flood Protection and Storm Drainage Facilities Fund (2012 Bond Funds) - \$53,667.00 (\$50,667.00, plus closing costs and title expenses not to exceed \$3,000.00)

OWNER

505 Riverfront, Ltd.

GEMCO Riverfront LLC, General Partner

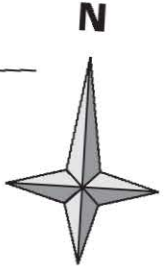
Margaret Woodward Molleston, President

MAP

Attached

CONTINENTAL AVENUE

N. RIVERFRONT BOULEVARD



WOODALL RODGERS FREEWAY

SURFACE EASEMENT

SUBSURFACE EASEMENT

BLOCK 6828

EAST LEVEE

SURFACE EASEMENT

TRINITY RIVER

UNION PACIFIC RAILROAD

May 8, 2019

A RESOLUTION DETERMINING UPON THE NECESSITY OF ACQUIRING REAL PROPERTY AND AUTHORIZING ITS PURCHASE FOR PUBLIC USE.

DEFINITIONS: For the purposes of this resolution, the following definitions of terms shall apply:

"CITY": The City of Dallas

"PROPERTY": Approximately 342 square feet of land being the same property more particularly described in "Exhibit A, Tract I and Tract II"; and approximately 2,816 square feet in area lying between the subsurface elevations of 380 feet and 400 feet (U.S. Survey Feet) National Geodetic Vertical Datum 1929, the boundary of which property being the same and more particularly described in "Exhibit A, Tract III", located in Dallas County, Texas, attached hereto and made a part hereof for all purposes, and any and all improvements, rights and appurtenances appertaining thereto.

"PROJECT": Able Pump Station

"USE": The installation, use, and maintenance of a Fiber Optic Communication line or lines for the transmission of data together with such appurtenant facilities as may be necessary provided, however, to the extent fee title to the PROPERTY is acquired, such title and the PROPERTY shall not be limited to or otherwise deemed restricted to the USE herein provided.

"PROPERTY INTEREST": Fiber Optic Communication Easement subject to the exceptions, reservations, covenants, conditions and/or interests, if any, provided in the form instrument more particularly described in Exhibit "B" attached hereto and made a part hereof for all purposes.

"OWNER": 505 Riverfront, Ltd., provided, however, that the term "OWNER" as used in this resolution means all persons having an ownership interest, regardless of whether those persons are actually named herein.

"PURCHASE AMOUNT": \$50,667.00

"CLOSING COSTS AND TITLE EXPENSES": Not to exceed \$3,000.00

"AUTHORIZED AMOUNT": Not to exceed \$53,667.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That the USE of the PROPERTY for the PROJECT is a public use.

May 8, 2019

SECTION 2. That public necessity requires that CITY acquire the PROPERTY INTEREST in the PROPERTY for the PROJECT.

SECTION 3. That the City Manager, and/or the City Manager's designees, is hereby authorized and directed to consummate and accept the purchase, grant, and conveyance to CITY of the PROPERTY INTEREST in and to the PROPERTY pursuant to the conveyancing instrument substantially in the form described in Exhibit "B", attached hereto and made a part hereof for all purposes, and approved as to form by the City Attorney and to execute, deliver and receive such other usual and customary documents necessary, appropriate and convenient to consummating this transaction.

SECTION 4. That to the extent the PROPERTY is being purchased wholly or partly with bond proceeds CITY has obtained an independent appraisal of the PROPERTY'S market value.

SECTION 5. That OWNER has been provided with a copy of the Landowner's Bill of Rights as contemplated by applicable state statute.

SECTION 6. That in the event this acquisition closes, the Chief Financial Officer is hereby authorized and directed to draw a warrant in favor of the OWNER, or the then current owner of record, or the title company closing the transaction described herein in the PURCHASE AMOUNT and CLOSING COSTS AND TITLE EXPENSES payable out of Flood Protection and Storm Drainage Facilities Fund, Fund 3U23, Department TWM, Unit S768, Activity SDRS, Program TW17S768, Object 4210, Encumbrance/Contract No. DWU-2019-0000-8669. The PURCHASE AMOUNT, CLOSING COSTS and TITLE EXPENSES together shall not exceed the AUTHORIZED AMOUNT.

SECTION 7. That CITY is to have possession and/or use, as applicable, of the PROPERTY at closing; and CITY will pay any title expenses and closing costs. All costs and expenses described in this section shall be paid from the previously described funds.

SECTION 8. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.

**APPROVED AS TO FORM:
CHRISTOPHER J. CASO,
Interim City Attorney**

BY


Assistant City Attorney

**FIELD NOTES DESCRIBING A 221 SQUARE FOOT (0.005 ACRE)
FIBER OPTIC COMMUNICATIONS EASEMENT
IN BLOCK 6828 TO BE ACQUIRED BY THE CITY OF DALLAS**

Being a 221 Square Foot (0.005 Acre) tract of unplatted land in the City of Dallas, being situated in the John Beeman Survey, Abstract Number 209, Dallas County, Texas and being in Block 6828, Official City of Dallas Block Numbers, and being a portion of the land conveyed to 505 Riverfront, Ltd. by Special Warranty Deed recorded in Instrument Number 201200355763 of the Official Public Records of Dallas County, Texas, and being more particularly described as follows:

COMMENCING at an Iron Axle found at the most Southerly corner of said 505 Riverfront Ltd. property, on the Northwest line of the Union Pacific Railroad Company Right-of-Way (successor in title to the Texas & Pacific Railroad Company), as recorded in Volume S, Page 412 of the Deed Records of Dallas County, Texas, being also the Southeast corner of a tract of land conveyed to the City of Dallas by deed recorded in Volume 74029, Page 777 of the Deed Records of Dallas County, Texas, and the Non-Tangent beginning of a Curve to the Left;

THENCE Northwesterly, with the common line between said City of Dallas and 505 Riverfront, Ltd. properties and along said Curve to the left, having a Radius of 5,819.60 feet, a Central Angle of $2^{\circ}17'53''$, an Arc Length of 233.41 feet and a Chord which bears North $29^{\circ}46'53''$ West a distance of 233.40 feet to a Non-Tangent beginning of a Curve to the Right (not monumented);

THENCE Northwesterly, with the common line between said City of Dallas and 505 Riverfront, Ltd. properties and along said Curve to the right, having a Radius of 726.75 feet, a Central Angle of $15^{\circ}58'47''$, an Arc Length of 202.69 feet and a Chord which bears North $40^{\circ}32'02''$ West a distance of 202.03 feet to the PT (not monumented);

THENCE North $32^{\circ}32'40''$ West, with the common line between said City of Dallas and 505 Riverfront, Ltd. properties a distance of 438.27 feet to the northwest property corner of said 505 Riverfront tract also being the southwest corner of a tract of land conveyed to the State of Texas as recorded in Instrument Number 201100078623 of the Official Public Records of Dallas County, Texas;

THENCE North $66^{\circ}56'02''$ East, departing the said common line between the City of Dallas and 505 Riverfront, Ltd. properties and with the common line between said State of Texas and 505 Riverfront, Ltd. properties a distance of 5.46 feet to a 5/8-inch diameter iron rod with cap marked "CITY OF DALLAS" (hereinafter referred to as "5/8" I.R. w/COD Cap") set at the most westerly corner of the herein described tract and also the **POINT OF BEGINNING**;

**FIELD NOTES DESCRIBING A 221 SQUARE FOOT (0.005 ACRE)
FIBER OPTIC COMMUNICATIONS EASEMENT
IN BLOCK 6828 TO BE ACQUIRED BY THE CITY OF DALLAS**

THENCE North 66°56'02" East, continuing with the common line between said State of Texas and 505 Riverfront, Ltd. properties a distance of 10.13 feet to a 5/8" I.R. w/COD Cap set at the most northerly corner of the herein described tract of land;

THENCE South 32°25'51" East, departing the said common line between the State of Texas and 505 Riverfront, Ltd. properties, over and across said 505 Riverfront, Ltd. property a distance of 21.21 feet to a 5/8" I.R. w/COD Cap set at the most easterly corner of the herein described tract of land;

THENCE South 57°14'12" West, continuing over and across said 505 Riverfront, Ltd. property a distance of 10.00 feet to a 5/8" I.R. w/COD Cap set at the most southerly corner of the herein described tract of land;

THENCE North 32°24'38" West, continuing over and across said 505 Riverfront, Ltd. property a distance of 22.92 feet to the **POINT OF BEGINNING**, containing 221 Square Feet, or 0.005 Acres of land.

BASIS OF BEARINGS: Bearings are based on the State Plane Coordinate System, Texas North Central Zone 4202, North American Datum of 1983 (2011). All distances are surface values, using a scale factor of 1.000136506.

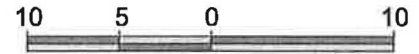
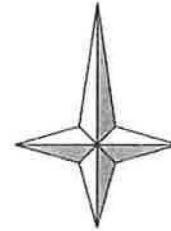
Scott Holt
3/15/2019



STATE OF TEXAS
INT 201100078623

SINGLETON BOULEVARD
(Variable Width Right-of-Way)

N EXHIBIT A
TRACT I



POINT OF BEGINNING

249.91'

5.46'

438.27'

22.92'

10.13'

10.00'

21.21'

49.14'

839.81'

N66°56'02"E

N32°24'38"W

N32°32'40"W

S32°25'51"E

S57°14'12"W

221 Sq. Ft. (0.005 Ac.)
Easement to be Acquired

John Beeman Survey
Abstract No. 209

Block 6828
UNPLATTED

CITY OF DALLAS
V. 74029, P. 777

Block 8654
UNPLATTED

R= 726.75'
Δ= 15°58'47"
L= 202.69'
Ch.= 202.03'
N 40°32'02" W

505 RIVERFRONT, LTD
Int. #201200355763 (Tract 1)

R= 5,819.60'
Δ= 2°17'53"
L= 233.41'
Ch.= 233.40'
N 29°46'53" W

Iron Axle (Found)
Record Monument
& POINT OF
COMMENCING

1103.45'
UNION PACIFIC RAILROAD CO.
(Successor in Title to the
Texas & Pacific Railroad Co.)
Volume S, Page 412

RIVERFRONT BOULEVARD
(Variable Width Right-of-Way)

229.43'

Page 3 of 3

⊙ Indicates a 5/8" I.R. w/C.O.D. Cap

BASIS OF BEARINGS: Bearings are based on the State Plane Coordinate System, Texas North Central Zone 4202, North American Datum of 1983.

				ABLE PUMP STATION Trinity Watershed Management			
				0.005 Acre Easement To Be Acquired DEPARTMENT OF PUBLIC WORKS SURVEY DIVISION CITY OF DALLAS, TEXAS			
OPER. NAME	DESIGN FILE NAME	SCALE	DATE				
Holt	N:\ENGR\SURVEY\Bramden\TRINITY\assessments all final drawing.dgn	As Noted	05-30-18				
PARTY CHIEF	CALCULATIONS	FOLDER	FILE NO.				
Peck	Holt	Block 6828	041D-71				

**FIELD NOTES DESCRIBING A 121 SQUARE FOOT (0.003 ACRE)
FIBER OPTIC COMMUNICATIONS EASEMENT
IN BLOCK 6828 TO BE ACQUIRED BY THE CITY OF DALLAS**

Being a 121 Square Foot (0.003 Acre) tract of unplatted land in the City of Dallas, being situated in the John Beeman Survey, Abstract Number 209, Dallas County, Texas and being in Block 6828, Official City of Dallas Block Numbers, and being a portion of the land conveyed to 505 Riverfront, Ltd. By Special Warranty Deed recorded in Instrument Number 201200355763 of the Official Public Records of Dallas County, Texas, and being more particularly described as follows:

BEGINNING at an Iron Axle found at the most Southerly corner of said 505 Riverfront Ltd. property, on the Northwest line of the Union Pacific Railroad Company Right-of-Way (successor in title to the Texas & Pacific Railroad Company), as recorded in Volume S, Page 412 of the Deed Records of Dallas County, Texas, being also the Southeast corner of a tract of land conveyed to the City of Dallas by deed recorded in Volume 74029, Page 777 of the Deed Records of Dallas County, Texas, and the Non-Tangent beginning of a Curve to the Left;

THENCE Northwesterly, with the common line between said City of Dallas and 505 Riverfront, Ltd. properties and along said Curve, having a Radius of 5,819.60 feet, a Central Angle of $0^{\circ}29'48''$, an Arc Length of 50.45 feet and a Chord which bears North $28^{\circ}52'51''$ West a distance of 50.45 feet to a 5/8-inch diameter iron rod with cap marked "CITY OF DALLAS" (hereinafter referred to as "5/8" I.R. w/COD Cap") set at the most westerly corner of the herein described tract of land;

THENCE North $64^{\circ}10'23''$ East, departing the said common line between the City of Dallas and 505 Riverfront, Ltd. properties, over and across said 505 Riverfront Ltd. property a distance of 3.79 feet to a 5/8" I.R. w/COD Cap set at the most northerly corner of the herein described tract of land;

THENCE South $25^{\circ}49'37''$ East, continuing over and across said 505 Riverfront, Ltd. property a distance of 50.59 feet to a 5/8" I.R. w/COD Cap set at the intersection with the above said Northwest line of the Union Pacific Railroad Company Right-of-Way:

**FIELD NOTES DESCRIBING A 121 SQUARE FOOT (0.003 ACRE)
FIBER OPTIC COMMUNICATIONS EASEMENT
IN BLOCK 6828 TO BE ACQUIRED BY THE CITY OF DALLAS**

THENCE South 75°04'33" West, with the said Northwest line of the Union Pacific Railroad Company a distance of 1.12 feet to the **POINT OF BEGINNING**, containing 121 Square Feet, or 0.003 Acres of land.

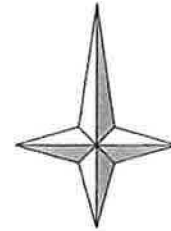
BASIS OF BEARINGS: Bearings are based on State Plane Coordinate System, Texas North Central Zone 4202, North American Datum of 1983 (2011). All distances are surface values, using a scale factor of 1.000136506.

Scott Holt
3/15/2019



**EXHIBIT A
TRACT II**

N



**Block 6828
UNPLATTED**

**Block 8654
UNPLATTED**

**505 RIVERFRONT, LTD
Int. #201200355763 (Tract 1)**

R= 5,819.60'
Δ= 0°29'48"
L= 50.45'
Ch.= 50.45'
N 28°52'51" W

**121 Sq. Ft. (0.003 Ac.)
Easement To Be Acquired**

Iron Axle (Found)
Record Monument
& POINT OF
BEGINNING

50.59' S 25°49'37" E

1.12'
S 75°04'33" W

RIVERFRONT BOULEVARD
(Variable Width Right-of-Way)

229.43'


1,102.33'

**CITY OF DALLAS
V. 74029, P. 777**

UNION PACIFIC RAILROAD CO.
(Successor in Title to the
Texas & Pacific Railroad Co.)
Volume S, Page 412

⊙ Indicates a 5/8" I.R. w/C.O.D. Cap

BASIS OF BEARINGS: Bearings are based on the State Plane Coordinate System, Texas North Central Zone 4202, North American Datum of 1983.

				ABLE PUMP STATION	
				Trinity Watershed Management	
0.003 Acre Easement To Be Acquired					
DEPARTMENT OF PUBLIC WORKS					
SURVEY DIVISION CITY OF DALLAS, TEXAS					
OPER. NAME	DESIGN FILE NAME	SCALE	DATE		
Holt	N:\ENGR\SURVEY\Brennan\TRINITY\assessments all final drawing dgn	As Noted	05-30-18		
PARTY CHIEF	CALCULATIONS	FOLDER	FILE NO.		
Peck	Holt	Block 6828	041D-71		

**FIELD NOTES DESCRIBING A 2,816 SQUARE FOOT (0.065 ACRE)
FIBER OPTIC COMMUNICATIONS EASEMENT
IN BLOCK 6828 TO BE ACQUIRED BY THE CITY OF DALLAS**

Being a 2,816 Square Foot (0.065 Acre) tract of unplatted land in the City of Dallas, being situated in the John Beeman Survey, Abstract Number 209, Dallas County, Texas and being in Block 6828, Official City of Dallas Block Numbers, and being a portion of the land conveyed to 505 Riverfront, Ltd. by Special Warranty Deed recorded in Instrument Number 201300072041 of the Official Public Records of Dallas County, Texas, and being more particularly described as follows:

COMMENCING at an Iron Axle found at the most Southerly corner of said 505 Riverfront Ltd. property, on the Northwest line of the Union Pacific Railroad Company Right-of-Way (successor in title to the Texas & Pacific Railroad Company), as recorded in Volume S, Page 412 of the Deed Records of Dallas County, Texas, being also the Southeast corner of a tract of land conveyed to the City of Dallas by deed recorded in Volume 74029, Page 777 of the Deed Records of Dallas County, Texas, and the Non-Tangent beginning of a Curve to the Left;

THENCE Northwesterly, with the common line between said City of Dallas and 505 Riverfront, Ltd. properties and along said Curve, having a Radius of 5,819.60 feet, a Central Angle of $2^{\circ}17'53''$, an Arc Length of 233.41 feet and a Chord which bears North $29^{\circ}46'53''$ West a distance of 233.40 feet to a Non-Tangent beginning of a Curve to the Right (not monumented);

THENCE Northwesterly, with the common line between said City of Dallas and 505 Riverfront, Ltd. properties and along said Curve, having a Radius of 726.75 feet, a Central Angle of $3^{\circ}11'35''$, an Arc Length of 40.50 feet and a Chord which bears North $46^{\circ}55'38''$ West a distance of 40.49 feet to a $5/8''$ I.R. w/COD Cap set at the Tangent beginning of a curve to the right also being the **POINT OF BEGINNING**;

THENCE Northwesterly, with the common line between said City of Dallas and 505 Riverfront, Ltd. properties and along said Curve, having a Radius of 726.75 feet, a Central Angle of $2^{\circ}01'05''$, an Arc Length of 25.60 feet and a Chord which bears North $44^{\circ}19'19''$ West a distance of 25.60 feet to a $5/8''$ I.R. w/COD Cap set at the PT;

THENCE North $33^{\circ}03'23''$ West, departing the said common line between the City of Dallas and 505 Riverfront, Ltd. properties, over and across said 505 Riverfront Ltd. property a distance of 550.28' feet to a $5/8''$ I.R. w/COD Cap set at the most westerly corner of the herein described tract of land:

**FIELD NOTES DESCRIBING A 2,816 SQUARE FOOT (0.065 ACRE)
FIBER OPTIC COMMUNICATIONS EASEMENT
IN BLOCK 6828 TO BE ACQUIRED BY THE CITY OF DALLAS**

THENCE North 57°14'12" East, continuing over and across said 505 Riverfront, Ltd. property a distance of 5.00 feet to a 5/8" I.R. w/COD Cap set at the most northerly corner of the herein described tract of land;

THENCE South 33°03'23" East, continuing over and across said 505 Riverfront, Ltd. property a distance of 575.35 feet to the **POINT OF BEGINNING**, containing 2,816 Square Feet, or 0.065 Acres of land.

BASIS OF BEARINGS: Bearings are based on State Plane Coordinate System, Texas North Central Zone 4202, North American Datum of 1983 (2011). All distances are surface values, using a scale factor of 1.000136506.

Scott Holt
3/15/2019



STATE OF TEXAS
INT 201100078623

SINGLETON BOULEVARD
(Variable Width Right-of-Way)

839.81'

EXHIBIT A
TRACT III

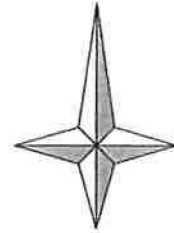
John Beeman Survey
Abstract No. 209

Storm Sewer Easement
(Centerline Description)
Volume 1729, Page 189

Block 6828
UNPLATTED

505 RIVERFRONT, LTD
Int. #201200355763 (Tract 1)

N



100 50 0 100

POINT OF
BEGINNING

2,816 Sq. Ft. (0.065 Ac.)
Fiber Optic Communications
Easement To Be Acquired

Block 8654
UNPLATTED

R= 726.75'
Δ= 2°01'05"
L= 25.60'
Ch.= 25.60'
N 44°19'19" W

R= 726.75'
Δ= 3°11'35"
L= 40.50'
Ch.= 40.49'
N 46°55'38" W


Iron Axle (Found)
Record Monument
& POINT OF
COMMENCING

R= 5,819.60'
Δ= 2°17'53"
L= 233.41'
Ch.= 233.40'
N 29°46'53" W

CITY OF DALLAS
V. 74029, P. 777

UNION PACIFIC RAILROAD CO.
(Successor in Title to the
Texas & Pacific Railroad Co.)
Volume S, Page 412

Page 3 of 3

 ABLE PUMP STATION Trinity Watershed Management			
DEPARTMENT OF PUBLIC WORKS			
SURVEY DIVISION CITY OF DALLAS, TEXAS			
OPER. NAME	DESIGN FILE NAME	SCALE	DATE
Holt	N:\ENGR\SURVEY\Blandon\TRINITY\ablesmsm\ablesmsm.dwg	As Noted	05-30-18
PARTY CHIEF	CALCULATIONS	FOLDER	FILE NO.
Peck	Holt	Block 6828	041D-71

⊙ Indicates a 5/8" I.R. w/C.O.D. Cap

BASIS OF BEARINGS: Bearings are based on the
State Plane Coordinate System, Texas North Central
Zone 4202, North American Datum of 1983.

FIBER OPTIC COMMUNICATION EASEMENT

THE STATE OF TEXAS

§

KNOW ALL PERSONS BY THESE PRESENTS:

§

COUNTY OF DALLAS

§

That 505 Riverfront Ltd., a Texas limited partnership (hereinafter called "Grantor" whether one or more natural persons or legal entities), of the County of Montgomery, State of Texas, for and in consideration of the sum of FIFTY THOUSAND, SIX HUNDRED, SIXTY-SEVEN AND NO/100 (\$50,667.00) DOLLARS and other good and valuable consideration, to the undersigned in hand paid by the City of Dallas, 1500 Marilla Street, Dallas, Texas, 75201, a Texas municipal corporation (hereinafter called "Grantee"), the receipt of which is hereby acknowledged and confessed, has granted, sold and conveyed and does hereby grant, sell and convey unto Grantee, its successors and assigns: (i) an exclusive easement for the installation, construction, operation, maintenance, replacement, repair, upgrade, adding to and removal of one or more fiber optic communication lines and related facilities in, under, over, through, across and along all that certain lot, tract or parcel of land described in Exhibit "A", attached hereto and made a part hereof for all purposes and (ii) an exclusive, irrevocable, and perpetual subsurface fiber optic communication easement as to the area lying between the elevations of 380 feet and 400 feet (U.S. Survey Feet) National Geodetic Vertical Datum 1929, located under the surface of and through the lot, tract, or parcel of land described in Exhibit "B", attached hereto and incorporated herein for all purposes. The area covered by the easements described in items (i) and (ii) above is collectively referred to as the "Easement Area". This conveyance is subject to all matters of record affecting the Easement Area.

The Easement Area is hereby dedicated as a fiber optic communication easement for the perpetual use and benefit of the Grantee, provided, however, that nothing herein shall be construed as a dedication of such easement to the public for any purpose other than as expressly set forth herein. Except as otherwise provided herein, Grantee shall have the right to remove or keep removed all or all parts of buildings, fences, trees, shrubs, or other improvement or growth in the Easement Area which in any way may endanger or interfere with the efficient construction, maintenance, or use of its respective system or facilities on this easement.

Grantee shall at all times have the right of ingress and egress to and from and upon the Easement Area as depicted in Exhibit "A" only, areas described in Exhibit "B" shall be accessed via areas described in Exhibit "A" only for the purpose of installing, constructing, operating, maintaining, replacing, upgrading, adding to or removing all or part of its respective system or facilities without the necessity at any time of procuring the permission of anyone. Grantee shall as reasonable under the circumstances provide advance notice to Grantor provided however Grantee's failure to provide such notice shall not in any case be deemed a default or cause an early termination of the Easement hereunder.

Should one or more of the Grantors herein be natural persons and not joined by their respective spouse, it is conclusively presumed that the land herein conveyed is not the residence or business homestead of such Grantor(s). Should one or more of the Grantors herein be a legal entity other than a natural person, it is conclusively presumed that the person signing on behalf of such party has been duly and legally authorized to so sign and there shall be no necessity for a seal or attestation.

Nothing in this easement shall be construed as a waiver by City of any connection charge or other charge or charges imposed by ordinance or Charter of the City of Dallas.

This conveyance and the warranty of title herein provided is subject to: (1) all easements, rights-of-way and prescriptive rights, whether of record or not, pertaining to any portion of the property; (2) all presently recorded and valid oil, gas and/or other mineral exceptions, rights of development or leases, royalty reservations and/or other instruments constituting oil, gas or other mineral interest severances of any kind; (3) all presently recorded restrictive covenants, terms, conditions, contracts, provisions, zoning ordinances and other items, but only to the extent that same are still effective; and (4) all presently recorded instruments (other than encumbrances and conveyances by, through or under Grantor) that affect the property;

SPECIAL PROVISIONS:

Upon completion of construction or any work Grantee undertakes in the Easement area, all surplus excavation, debris, trash or litter resulting from construction or other work shall be cleaned up and hauled off the premises, and the property including any fences disturbed, shall be restored to its original contour and condition.

As a material part of the consideration for the easement, Grantor and Grantee agree that Grantee is taking the interests in the property "AS IS" with any and all latent and patent defects and that there is no warranty by Grantor that the property has a particular financial value or is fit for a particular purpose. Grantee acknowledges and stipulates that Grantee is not relying on any representation, statement, or other assertion with respect to the property but is relying on Grantee's examination of the property. Grantee takes the property with the express understanding and stipulation that there are no express or implied warranties except for the limited warranty of title set forth in this easement instrument.

TO HAVE AND TO HOLD the above described easement, together with all and singular the rights and appurtenances thereto in anywise belonging unto Grantee, its successors and assigns forever, and Grantor is hereby bound, together with Grantor's heirs, successors and assigns, to Warrant and Forever Defend all and singular the said easement unto the Grantee and its successors and assigns, against every person whomsoever lawfully claiming, or to claim the same or any part thereof.

SIGNATURES APPEAR ON THE FOLLOWING PAGE

EXECUTED this _____ day of _____, 20____.

505 RIVERFRONT LTD.,
a Texas limited partnership

By: GEMCO Riverfront LLC,
a Texas limited liability company,
its general partner

By: _____
Margaret Woodward Molleston, President

* * * * *

THE STATE OF TEXAS §
 §
COUNTY OF MONTGOMERY §

This instrument was acknowledged before me on _____, 2018, by
Margaret Woodward Molleston, President of GEMCO Riverfront, LLC, a Texas limited liability company,
as general partner of 505 Riverfront Ltd., a Texas limited partnership, on behalf of said limited liability
company and limited partnership.

Notary Public, State of Texas

* * * * *

AFTER RECORDING, RETURN TO:
City of Dallas
Dallas Water Utilities
Real Estate Division
1500 Marilla Street, 6B South
Dallas, Texas 75201
Attn: Todd Wright
Log No. TWM 611



Agenda Information Sheet

File #: 19-379

Item #: 19.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: May 8, 2019

COUNCIL DISTRICT(S): 6, 13

DEPARTMENT: Water Utilities Department

EXECUTIVE: Majed Al-Ghafry

SUBJECT

Authorize a professional services contract with HDR Engineering, Inc. for the engineering design of Storm Drainage Contract No. 1 for the Pensive Drive Channel and Walnut Hill Lane Storm Drainage System - Not to exceed \$1,066,050.69 - Financing: Storm Drainage Management Capital Construction Fund

BACKGROUND

This action will authorize a professional services contract with HDR Engineering, Inc. for the engineering design of flood protection and storm drainage relief for the Pensive Drive Channel and Walnut Hill Lane Storm Drainage System. The City of Dallas has determined that drainage improvements are necessary to provide adequate capacity for the conveyance of storm water flows and to address localized flooding during storm events. The project will provide flood relief for 12 homes that are prone to flooding in the Pensive Drive neighborhood.

The Pensive Drive neighborhood is drained by an existing concrete channel which then flows into an existing 10-foot diameter elliptical pipe (horseshoe shape) in Walnut Hill Lane that was installed in 1960. This project will assess the structural condition of the existing storm drainage system and determine what additional capacity is required to convey storm water for flood relief. Upon completion of these assessments, improvements will be recommended and designed. Recommended improvements may include but are not limited to storm drainage system repairs, storm drainage system replacements, channel modifications, upstream diversions, and additional infrastructure. The proposed improvements will be designed to avoid negative hydraulic impacts downstream and may require floodplain mitigation at the outfall channel.

The services provided for this project include project management, topographic and boundary surveys, subsurface utility exploration, geotechnical investigations, permitting assistance, structural analysis, development of conceptual and preliminary construction plans, and development of final construction plans and special specifications.

The consulting firm was selected following a qualifications-based selection process in accordance with the City of Dallas Administrative Directive 4-5 procurement guidelines.

ESTIMATED SCHEDULE OF PROJECT

Begin Design	June 2019
Complete Design	June 2020
Begin Construction	December 2020
Complete Construction	June 2022

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

The Mobility Solutions, Infrastructure, and Sustainability Committee will be briefed by memorandum regarding this matter on May 3, 2019.

FISCAL INFORMATION

Storm Drainage Management Capital Construction Fund - \$1,066,050.69

Estimated Future Cost - Construction - \$9,575,172.80

<u>Council District</u>	<u>Amount</u>
6	\$ 533,025.34
13	\$ 533,025.35
Total	\$1,066,050.69

M/WBE INFORMATION

In accordance with the City’s Business Inclusion and Development Plan adopted on October 22, 2008, by Resolution No. 08-2826, as amended, the M/WBE participation on this contract is as follows:

Contract Amount	Category	M/WBE Goal	M/WBE %	M/WBE \$
\$1,066,050.69	Architectural & Engineering	25.66%	27.19%	\$289,879.50
• This contract exceeds the M/WBE goal.				

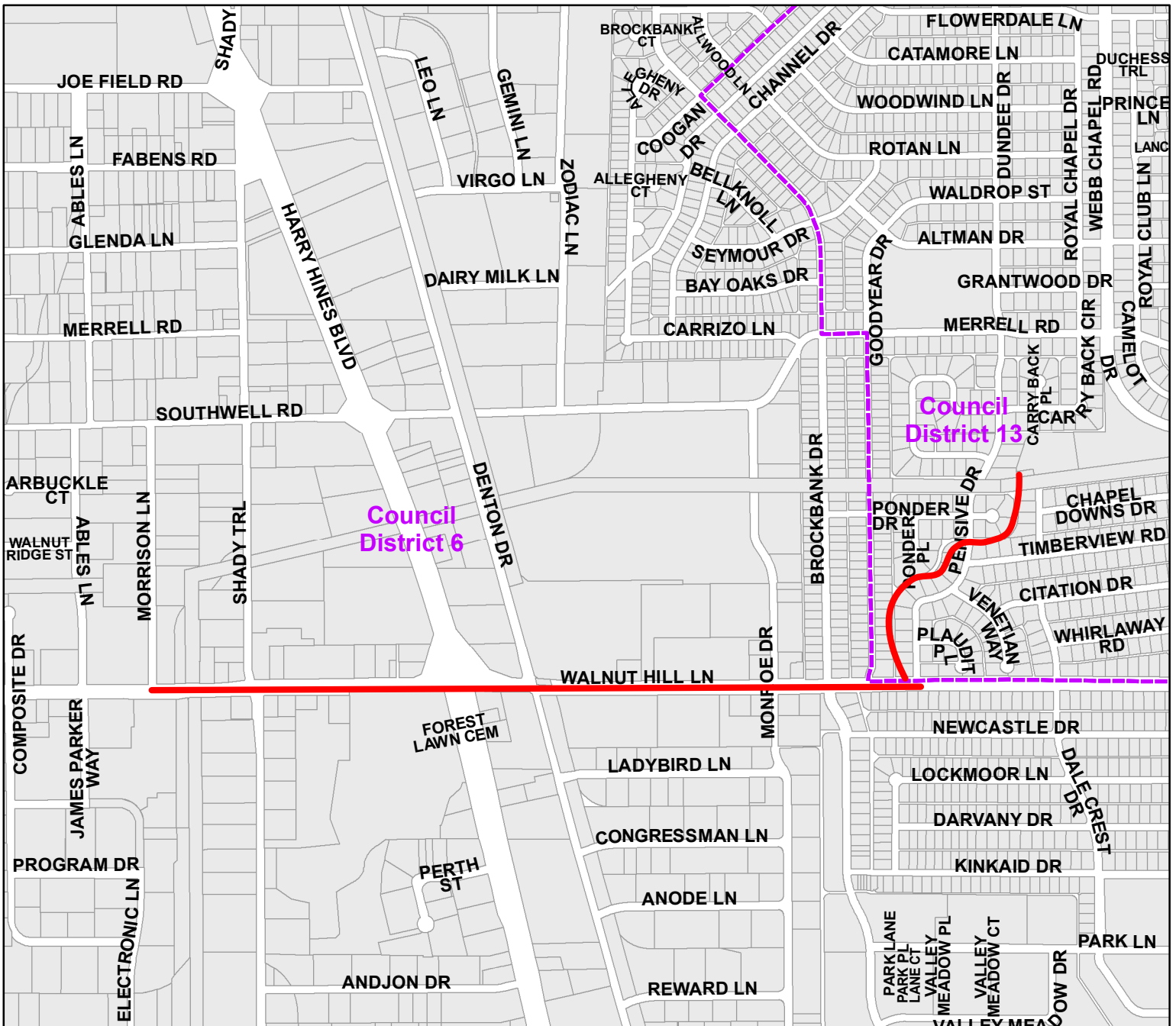
OWNER

HDR Engineering, Inc.

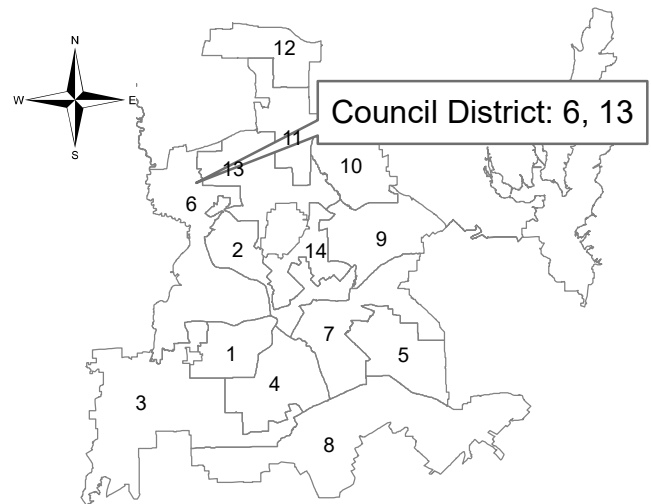
Eric Keen, Chief Executive Officer

MAP

Attached



Pensive Drive Channel and Walnut Hill Storm Drainage System



Dallas Water Utilities
Contract No. 19-075E
Storm Drainage Contract No. 1
Stormwater Project Management

May 8, 2019

WHEREAS, the City of Dallas has identified a need to address flood protection and storm drain relief for the Pensive Drive Channel and Walnut Hill Lane Storm Drainage System; and

WHEREAS, engineering services are required to evaluate, design, and construct storm drainage infrastructure improvements to provide relief for homes that are prone to flooding in the area; and

WHEREAS, engineering services will include preliminary investigation, surveying, geotechnical investigation, preliminary design, and development of construction plans and specifications; and

WHEREAS, HDR Engineering, Inc., 17111 Preston Road, Suite 300, Dallas, Texas, 75248, has submitted an acceptable proposal to provide these engineering services.

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That the City Manager is hereby authorized to execute a professional services contract with HDR Engineering, Inc., approved as to form by the City Attorney, for the engineering design of Storm Drainage Contract No. 1 for the Pensive Drive Channel and Walnut Hill Lane Storm Drainage System, in an amount not to exceed \$1,066,050.69.

SECTION 2. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed \$1,066,050.69 to HDR Engineering, Inc. from Storm Drainage Management Capital Construction Fund, Fund 0063, Department DWU, Unit W212, Activity SD01, Object 4111, Program TW17W212, Encumbrance/Contract No. CX-DWU-2019-00009207, Vendor 181219.

SECTION 3. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.



Agenda Information Sheet

File #: 18-1133

Item #: 20.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: May 8, 2019

COUNCIL DISTRICT(S): 4, 6, 7, 8, 9, 10, Outside City Limits

DEPARTMENT: Water Utilities Department

EXECUTIVE: Majed Al-Ghafry

SUBJECT

Authorize Supplemental Agreement No. 1 to the professional services contract with Halff Associates, Inc. to provide additional engineering and construction administration services associated with heating, ventilation, and air conditioning system improvements and building envelope renovations at various Dallas Water Utilities owned facilities - Not to exceed \$139,871.85, from \$2,653,128.64 to \$2,793,000.49 - Financing: Water Utilities Capital Improvement Funds

BACKGROUND

Roofs and heating, ventilation and air conditioning (HVAC) systems at Dallas Water Utilities (DWU) facilities are generally exposed to aggressive and corrosive environment due to the chemicals used and gas byproducts associated with the water and wastewater treatment processes. With this exposure, materials break down at a higher rate when compared to typical office building facilities. In 2012 and 2013, a condition assessment was performed on all of the roof and HVAC systems at DWU facilities. This included 232 building facilities, 449 roof sections and 2,605 HVAC units. The comprehensive assessment provided a prioritized list of needs that are being addressed under this contract.

On March 26, 2014, City Council authorized a professional services contract with Halff Associates, Inc. to provide design services for Priority II roof replacements, Priority I and II HVAC replacements and facility renovations at various DWU buildings. This included replacement of 69 roof sections, replacement or repair of 414 HVAC components and building envelope renovations. On October 11, 2016 and September 26, 2018, two construction contracts were awarded associated with these improvements.

This item will authorize additional engineering and construction administration services required to update design plans to meet newly adopted energy codes and address unforeseen field conditions at various locations. Approval of this item will allow DWU to continue its maintenance program for roof and HVAC systems that protects the various types of production equipment and process controls. Protection of this equipment ensures the continued reliable water and wastewater services that DWU provides to approximately 2.3 million customers in Dallas and its surrounding cities.

ESTIMATED SCHEDULE OF PROJECT

Began Design	October 2017
Completed Design	April 2018
Began Construction	October 2018
Complete Construction	July 2020

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On March 26, 2014, City Council authorized a professional services contract with Halff Associates, Inc. to provide (1) architectural and engineering services for the design of roof and HVAC systems; and (2) a space utilization study for the Trinity Watershed Management Department by Resolution No. 14-0523.

On October 11, 2016, City Council authorized a construction contract for building renovations, roof replacements and miscellaneous improvements at six Dallas Water Utilities facilities by Resolution No. 16-1681.

On September 26, 2018, City Council authorized a construction contract for roof and heating, ventilation, and air conditioning replacements at Dallas Water Utilities owned facilities by Resolution No. 18-1405.

The Mobility Solutions, Infrastructure, and Sustainability Committee will be briefed by memorandum regarding this item on May 3, 2019.

FISCAL INFORMATION

Water Utilities Capital Improvement Funds - \$139,871.85

Design	\$2,653,128.64
Supplemental Agreement No. 1 (this action)	<u>\$ 139,871.85</u>
Total Project Cost	\$2,793,000.49

<u>Council District</u>	<u>Amount</u>
4	\$ 39,471.85
6	\$ 4,000.00
7	\$ 5,000.00
8	\$ 44,000.00
9	\$ 6,000.00
10	\$ 15,400.00
Outside City Limits	<u>\$ 26,000.00</u>
Total	\$139,871.85

M/WBE INFORMATION

In accordance with the City's Business Inclusion and Development Plan adopted on October 22, 2008, by Resolution No. 08-2826, as amended, the M/WBE participation on this contract is as follows:

Contract Amount	Category	M/WBE Goal	M/WBE %	M/WBE \$
\$139,871.85	Architectural & Engineering	25.66%	7.15%	\$10,000.00
<ul style="list-style-type: none">• This contract does not meet the M/WBE goal, but complies with good faith efforts.• Supplemental Agreement No. 1 - 25.47% Overall M/WBE participation				

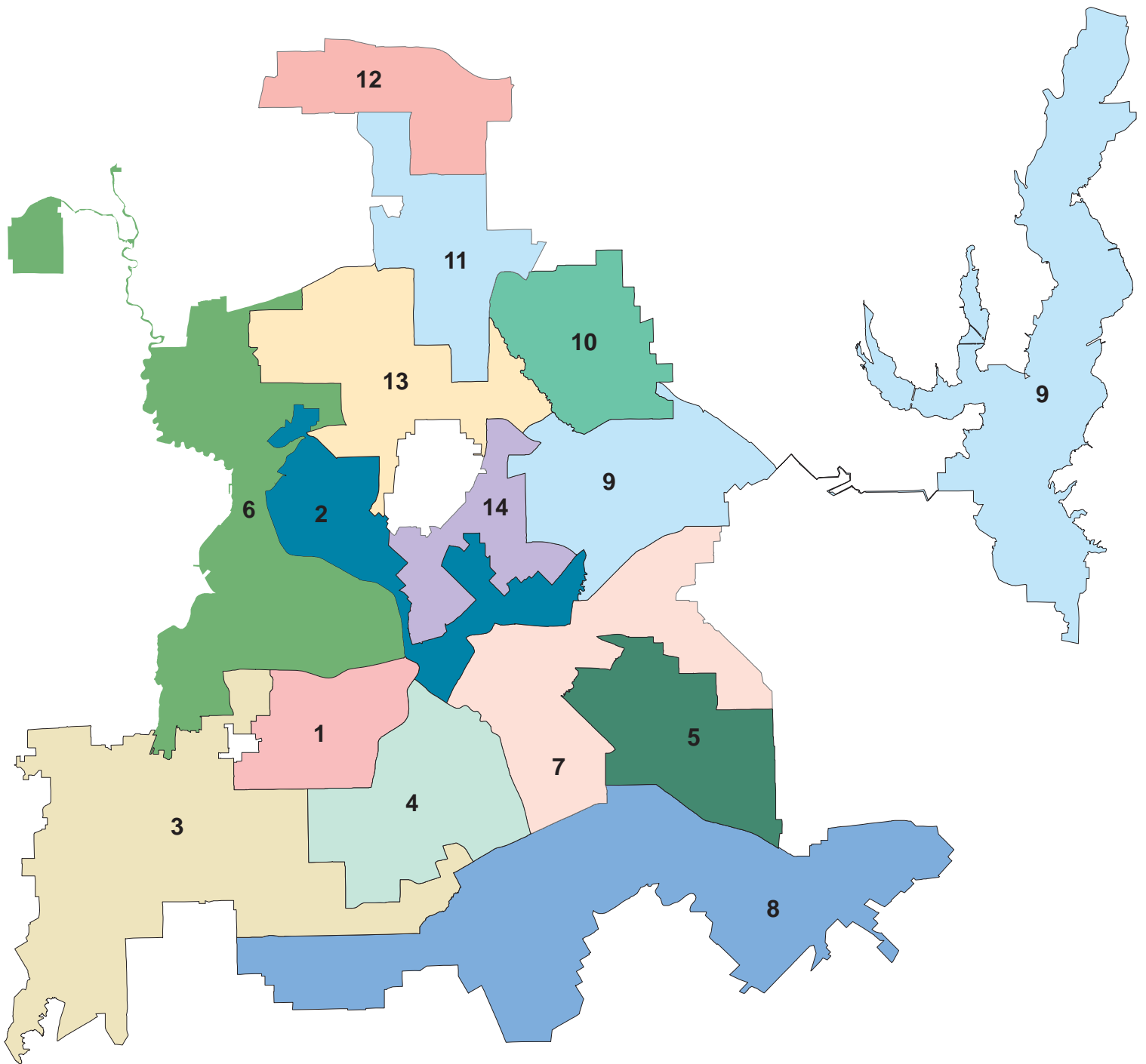
OWNER

Half Associates, Inc.

Patrick Kunz, P.E., President

MAP

Attached



**Dallas Water Utilities
Contract No. 14-001/002E, Supplemental Agreement No. 1
Roof and HVAC Systems Design**

May 8, 2019

WHEREAS, on March 26, 2014, City Council authorized a professional services contract with Halff Associates, Inc. to provide (1) architectural and engineering services for the design of roof and heating, ventilation and air conditioning (HVAC) systems; and (2) a space utilization study for the Trinity Watershed Management Department by Resolution No. 14-0523; and

WHEREAS, on October 11, 2016, City Council authorized a construction contract for building renovations, roof replacements and miscellaneous improvements at six Dallas Water Utilities facilities by Resolution No. 16-1681; and

WHEREAS, on September 26, 2018, City Council authorized a construction contract for roof and HVAC replacements at Dallas Water Utilities owned facilities by Resolution No. 18-1405; and

WHEREAS, additional design and construction administration services for HVAC improvements and building envelope renovations at various Dallas Water Utilities owned facilities is needed; and

WHEREAS, Halff Associates, Inc., 1201 North Bowser Road, Richardson, Texas 75081, has submitted an acceptable proposal for this additional work; and

WHEREAS, Dallas Water Utilities recommends that Contract No. 14-001/002E be increased by \$139,871.85, from \$2,653,128.64 to \$2,793,000.49.

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That the proposed Supplemental Agreement No. 1 to the professional services contract be accepted and that Contract No. 14-001/002E with Halff Associates, Inc., be revised accordingly.

SECTION 2. That the City Manager is hereby authorized to execute Supplemental Agreement No. 1 to the professional services contract with Halff Associates, Inc., approved as to form by the City Attorney, to provide additional engineering and construction administration services associated with heating, ventilation, and air conditioning system improvements and building envelope renovations at various Dallas Water Utilities owned facilities, in an amount not to exceed \$139,871.85, increasing the contract amount from \$2,653,128.64 to \$2,793,000.49.

SECTION 3. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed \$139,871.85 to Halff Associates, Inc., as follows:

May 8, 2019

SECTION 3. (continued)

Water Capital Improvement Fund Fund 3115, Department DWU, Unit PW42 Object 4111, Program 714001, Vendor 089861 Encumbrance CT-DWU714001CP	\$ 46,000.00
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Wastewater Capital Improvement Fund Fund 2116, Department DWU, Unit PS42 Object 4111, Program 714002, Vendor 089861 Encumbrance CT-DWU714002CP	<u>\$ 93,871.85</u>
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Total amount not to exceed	\$139,871.85
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SECTION 4. That this contract is designated as Contract No. DWU-2017-00003278.

SECTION 5. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.

Memorandum



CITY OF DALLAS

DATE May 3, 2019

TO Honorable Members of the Public Safety and Criminal Justice Committee

SUBJECT **May 8, 2019 Upcoming Agenda Items – Public Safety and Criminal Justice Committee**

The next scheduled Public Safety and Criminal Justice Committee (PSCJC) Meeting is Monday, May 13, 2019. Due to the committee not meeting again prior to the May 13, 2019 Council Agenda, I have provided a summary of upcoming agenda items below and attached the information for each item.

- A. Agenda Item #34 (File ID: 19-610): A public hearing to receive comments on an amendment to Chapter 16, "Dallas Fire Code," of the Dallas City Code, **(1)** decreasing the hourly standby personnel fee; **(2)** providing a definition of alternative standby personnel; **(3)** allowing alternative standby personnel to conduct fire watch duties; **(4)** requiring standby personnel and alternative standby personnel to have a minimum of two means of contact the fire department; and **(5)** providing minimum qualifications of alternative standby personnel; and, at the close of the public hearing an ordinance granting an amendment to Chapter 16, "Dallas Fire Code", of the Dallas City Code - Financing: This action has no cost consideration to the City (see Fiscal Information for cost consideration to others)

- B. Addendum Item #7 (File ID: 19-621): Authorize (1) an application for and acceptance of the "Click It or Ticket" Mobilization Grant (Grant No. 2019-Dallas-CIOT-00005, CFDA No. 20.616) in the amount of \$84,990.00 from the Texas Department of Transportation through a grant from the National Highway Traffic Safety Administration for a safety belt enforcement initiative for the period May 17, 2019 through June 5, 2019; (2) a City contribution of Federal Insurance Contributions Act costs in the amount of \$1,232.36; (3) the establishment of appropriations in the amount of \$84,990.00 in the "Click It or Ticket" FY19 Mobilization Grant Fund; (4) the receipt and deposit of grant funds in the amount of \$84,990.00 in the "Click It or Ticket" FY19 Mobilization Grant Fund; and (5) execution of the sub-grant agreement and all terms, conditions, and documents required by the grant agreement - Total amount \$86,222.36 - Financing: General Fund (\$1,232.36) and Texas Department of Transportation Grant Funds (\$84,990.00)

DATE May 3, 2019

SUBJECT **May 8, 2019 Upcoming Agenda Items – Public Safety and Criminal Justice Committee**



Jon Fortune
Assistant City Manager

c: T.C. Broadnax, City Manager
Chris Caso, City Attorney (Interim)
Mark Swann, City Auditor
Biliera Johnson, City Secretary
Preston Robinson, Administrative Judge
Kimberly Bizer Tolbert, Chief of Staff to the City Manager
Majed A. Al-Ghafry, Assistant City Manager

Joey Zapata, Assistant City Manager
Nadia Chandler Hardy, Assistant City Manager and Chief Resilience Officer
Michael Mendoza, Chief of Economic Development and Neighborhood Services
M. Elizabeth Reich, Chief Financial Officer
Laila Aleqresh, Chief Innovation Officer
Directors and Assistant Directors



Agenda Information Sheet

File #: 19-610

Item #: 34.

STRATEGIC PRIORITY: Government Performance and Financial Management

AGENDA DATE: May 8, 2019

COUNCIL DISTRICT(S): N/A

DEPARTMENT: Fire-Rescue Department

EXECUTIVE: Jon Fortune

SUBJECT

A public hearing to receive comments on an amendment to Chapter 16, "Dallas Fire Code," of the Dallas City Code, **(1)** decreasing the hourly standby personnel fee; **(2)** providing a definition of alternative standby personnel; **(3)** allowing alternative standby personnel to conduct fire watch duties; **(4)** requiring standby personnel and alternative standby personnel to have a minimum of two means of contact the fire department; and **(5)** providing minimum qualifications of alternative standby personnel; and, at the close of the public hearing an ordinance granting an amendment to Chapter 16, "Dallas Fire Code", of the Dallas City Code - Financing: This action has no cost consideration to the City (see Fiscal Information for cost consideration to others)

BACKGROUND

In 1999, Dallas Fire-Rescue (DRF) battled a 7-alarm fire at 2500 Gould Street, a two-story manufacturing facility. Business was placed on notice to correct fire code violations and to provide a fire watch by qualified personnel chosen by the business. A fire investigation revealed a lack of proper fire watch protocol by the property's assigned personnel.

DFR proposed an amendment to the 2000 International Fire Code during adoption phase to only allow "qualified fire service personnel" to conduct fire watch activities.

In 2003, the Dallas City Council approved this revision, along with all proposed amendments for the adoption of the 2000 International Fire Code.

During the Public Safety and Criminal Justice Committee meeting on November 26, 2018, a request was brought forward to DFR to explore options for conducting fire watches with alternative personnel (non-DFR). This option was requested because of concerns brought forward to the committee from private entities due to fees incurred from fire watches.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On June 22, 2016, City Council authorized an amendment to Chapter 16, "Dallas Fire Code," of the Dallas City Code, as amended, by approving an ordinance adopting, with local amendments, the 2015 Edition of the International Fire Code of the International Code Council by Resolution No. 16-1124; Ordinance No. 30135.

The Public Safety and Criminal Justice Committee was briefed on the proposed changes to Fire Watch procedures on January 14, 2019.

The Public Safety and Criminal Justice Committee was briefed on the updated proposed ordinance amending Fire Watch procedures on March 25, 2019.

FISCAL INFORMATION

This action has no cost consideration to the City. This item will decrease the hourly fire watch fee to \$110 per hour where a fire code official deems it necessary for fire service personnel to provide a fire watch. Additionally, this item will allow the fire code official to permit the use of alternative standby personnel, to be fully paid for by the property owner, in compliance with this ordinance, including providing two means of contacting 911. Finally, this item establishes a fine, upon conviction, not to exceed \$2,000 for violating a provision of this ordinance.

ORDINANCE NO. _____

An ordinance amending Chapter 16, “Dallas Fire Code,” of the Dallas City Code, as amended by amending Sections 105, 202, 403, and 901; decreasing the hourly standby personnel fee; providing a definition of alternative standby personnel; allowing alternative standby personnel to conduct fire watch duties; requiring standby personnel and alternative standby personnel to have a minimum of two means of contact the fire department; providing minimum qualifications of alternative standby personnel; providing a penalty not to exceed \$2,000; providing a saving clause; providing a severability clause; and providing an effective date.

WHEREAS, the city council, in accordance with the Charter of the City of Dallas, the state law, and the ordinances of the City of Dallas, have posted the required notice and have held the required public hearing regarding this amendment to the Dallas City Code; Now, Therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That Subsection 105.8 “Fees and Permits Schedule,” of Section 105, “Permits and Fees,” of Part 2, “Administrative Provisions,” of Chapter 1, “Scope and Administration,” of Chapter 16, “Dallas Fire Code,” of the Dallas City Code is amended to read as follows:

“**105.8 Fees and permits schedule.** An applicant for a permit required by Section 105.6 shall pay, upon issuance of the permit, a nonrefundable permit fee in accordance with the following schedule.

1. Acetylene generator, annual	\$300.00
2. Aerosol products, annual	\$250.00
3. Air curtain incinerator/pit/trench burn, daily	\$404.00
4. Amusement building, annual	\$150.00
5. Asphalt (tar) kettles, annual	\$199.00
6. Aviation facilities, annual	\$300.00
7. Calcium carbide storage, annual	\$300.00
8. Candle and open flames	\$125.00
9. Carnivals and fairs, daily	\$200.00

10. Combustible storage (miscellaneous), annual	\$250.00
11. Commercial cooking fire-extinguishing system	\$267.00
12. Compressed gas filling/storage/use, annual	\$250.00
13. Cryogenic fluids, annual	\$250.00
14. Dry cleaning plant, annual	\$300.00
15. <i>Explosive</i> /blasting, daily	\$450.00
16. Fireworks/ <i>explosive</i> storage, daily	\$300.00
17. Fireworks/ <i>explosive</i> transportation, daily	\$300.00
18. Fireworks display (initial)	\$500.00
19. Fireworks display (subsequent)	\$300.00
20. Flammable and combustible liquids, annual	\$250.00
21. Floor/wall finishing	\$150.00
22. Fruit and crop ripening, annual	\$279.00
23. Hazardous materials, annual	\$550.00
24. Hazardous production material (HPM), annual	\$550.00
25. High-piled storage, annual	\$200.00
26. Industrial oven, annual	\$250.00
27. Limited access gates, annual	
(1 to 3 gates)	\$250.00
(4 to 7 gates)	\$300.00
(8 or more gates)	\$400.00
28. Liquid- or gas-fueled vehicles or equipment in assembly buildings, per event:	
(1 to 10 vehicles or pieces of equipment)	\$200.00
(11 to 30 vehicles or pieces of equipment)	\$300.00
(31 to 400 vehicles or pieces of equipment)	\$400.00
(over 400 vehicles or pieces of equipment)	\$500.00
29. LP-gas storage/use	\$254.00
30. LP-gas demonstration/portable cooking (CART)	\$150.00
31. LP-gas demonstration/portable cooking (VEHICLE)	\$300.00
32. Lumber yards and woodworking plants, annual	\$269.00
33. Magnesium, annual	\$250.00
34. Mobile fueling	
(site survey), annual	\$400.00
(vehicle inspection) annual	\$300.00
35. Open burning/recreational fires	\$250.00
36. Private fire hydrant and water supplies, annual	\$350.00
37. Pyrotechnic special effects material, daily:	
Initial performance	\$300.00
Subsequent performances	\$300.00
38. Refrigeration equipment, annual	\$205.00
39. Scrap tire storage, annual	\$200.00
40. Spray painting/dipping, annual	\$200.00
41. Standby personnel: <u>[r]</u>	
<u>H[hourly</u>	<u>\$110.00</u> [\$150.00]
<u>New construction re-tests</u>	<u>\$622.00</u>

42. State licensed facilities	
(child care facility, 35 children or fewer), annual	\$150.00
(child care facility, more than 35 children), annual	\$200.00
(residential care facility), annual	\$200.00
(small assisted living), annual	\$200.00
(adult day care facility), annual	\$200.00
43. Temporary membrane structures and tents, Including plan review (per event)	\$300.00
44. Tire-rebuilding plant, annual	\$200.00
45. Torch and open flames	\$200.00
46. Waste handling, annual	\$250.00
47. Welding/cutting/hotworks	\$194.00”

SECTION 2. That Subsection 105.8, “Standby Personnel/Fire Watch Fee,” of Section 105, “Permits and Fees,” of Part 2, “Administrative Provisions,” of Chapter 1, “Scope and Administration,” of the 2015 International Fire Code is deleted as follows:

“~~105.8 Standby Personnel/Fire Watch fee. The standby personnel/fire watch fees shall be calculated as follows:~~

New Construction Staffing—Regular hours, per inspector per hour	\$ 120.00
New Construction Staffing—Overtime hours, per inspector per hour	\$ 120.00
New Construction—Re tests (fee)	\$ 622.00
Special Event/Trade Show Staffing—Regular hours, per inspector per hour	\$ 120.00
Special Event/Trade Show Staffing—Overtime hours, per inspector per hour	\$ 120.00
Standby Personnel/Fire Watch Staffing—Regular hours, per inspector per hour	\$ 120.00
Standby Personnel/Fire Watch Staffing—Overtime hours, per inspector per hour	\$ 120.00

~~105.8.1 When required. Whenever a building or premises in the city is required to provide standby personnel or a fire watch, the owner, occupant, operator or other responsible person shall pay to the fire department a fee in accordance with the following schedule.~~

~~105.8.2 Failure to pay. A person commits an offense if he fails to pay the fee assessed under Section 105.8.1 to the Dallas Fire-Rescue Department within 30 calendar days after the date of services provided.]”~~

SECTION 3. That Section 202, “General Definitions,” of Chapter 2, “Definitions,” of Chapter 16, “Dallas Fire Code,” of the Dallas City Code is amended by adding a new definition of “alternative standby personnel” to read as follows:

“**ALTERNATIVE STANDBY PERSONNEL.** Standby personnel not employed by Dallas Fire Rescue that meet the minimum qualifications in Section 403.12.1.3.”

SECTION 4. That Paragraph 403.12.1, “Standby Personnel,” of Subsection 403.12, “Special Requirements of Public Safety,” of Section 403, “Emergency Preparedness Requirements,” of Chapter 4, “Emergency Planning and Preparedness,” of Chapter 16, “Dallas Fire Code,” of the Dallas City Code is amended to read as follows:

“**403.12.1 Standby personnel.** Where, in the opinion of the *fire code official*, it is essential for public safety in a place of assembly, occupied building, or any other place where people congregate, because of the number of persons, failure of life safety systems, or the nature of the performance, exhibition, display, contest or activity, the *owner*, agent or lessee shall provide one or more *standby personnel*, as required and *approved*. *Standby personnel* shall comply with Sections 403.12.1.1 and 403.12.1.2. During times when a property owner elects to use standby personnel that is not employed by Dallas Fire Rescue, *alternative standby personnel* may be used. *Alternative standby personnel* must meet the qualifications in Section 403.12.1.3.

The *fire code official* reserves the authority to designate fire service personnel exclusively to conduct a fire watch when the *fire code official*:

1. determines that the system impairment presents an increased risk to the public or occupants within a large public venue or event; or
2. has just cause to believe *alternative standby personnel* have not or cannot conduct the fire watch protocols properly.

The *fire code official* reserves the authority to monitor all fire watches conducted by *alternative standby personnel*. Failure to properly follow the listed fire watch protocols by *alternative standby personnel* may result in a municipal citation to the person in control of the facility at the time of the infraction. After a citation has been issued, a subsequent failure to properly follow the listed fire watch protocols may result in the immediate forfeiture of the use of *alternative standby personnel* and subsequent fire watch duties may be conducted exclusively by Dallas Fire Rescue personnel for the duration of the fire watch.

403.12.1.1 Duty times. *Standby personnel, or alternative standby personnel,* shall remain on duty while places requiring a fire watch are open to the public, occupied, or when an

activity requiring a fire watch is being conducted. The fire code official must give final onsite approval of the functionality of life safety systems repaired or replaced before a fire watch may be terminated.

403.12.1.2 Duties. On-duty *standby personnel*, including *alternative standby personnel*, shall have the following responsibilities:

1. Keep diligent watch for fires, obstructions to means of egress and other hazards.
2. Take prompt measures for remediation of hazards and extinguishment of fires that occur.
3. Take prompt measures to assist in the evacuation of the public from the structures.
4. Be capable of performing the sole duty of providing a fire watch.
5. For alternative standby personnel, provide a schedule of personnel shifts to the fire official 24 hours in advance of each day of fire watch operations.

403.12.1.3 Alternative standby personnel qualifications. Alternative standby personnel shall meet the following qualifications:

1. Must be at least 21 years of age.
2. Must be familiar with the layout of the facility.
3. Must be physically capable of performing the fire watch duties, including walking and climbing stairs.
4. Must be capable of performing continuous intervals of monitoring.
5. Must be equipped with at least two means of contacting 911.
6. Must be familiar with functionality of the life safety systems onsite, both operational and non-operational.
7. Must be familiar with and trained in the use of portable fire extinguishers.”

SECTION 5. That Subsection 901.7, “Systems Out of Service,” of Section 901, “General,” of Chapter 9, “Fire Protection Systems,” of Chapter 16, “Dallas Fire Code,” of the Dallas City Code is amended to read as follows:

“901.7 Systems out of service. Where a required *fire protection system* is out of service, or in the event of an excessive number of accidental activations, the fire department and the *fire code official* shall be notified immediately and, where required by the *fire code official*, the building shall either be evacuated or *standby personnel or alternative standby personnel* shall be provided for all occupants left unprotected until the *fire protection system* has been returned to service.

Where utilized, *standby personnel or alternative standby personnel* shall be provided with at least two [~~one~~] *approved* means for notification of the fire department and their only duty shall be to perform patrols of the protected premises and keep watch for fires.”

SECTION 6. That a person violating a provision of this ordinance, upon conviction, is punishable by a fine not to exceed \$2,000.

SECTION 7. That Chapter 16 of the Dallas City Code shall remain in full force and effect, save and except as amended by this ordinance.

SECTION 8. That any act done or right vested or accrued, or any proceeding, suit, or prosecution had or commenced in any action before the amendment or repeal of any ordinance, or part thereof, shall not be affected or impaired by amendment or repeal of any ordinance, or part thereof, and shall be treated as still remaining in full force and effect for all intents and purposes as if the amended or repealed ordinance, or part thereof, had remained in force.

SECTION 9. That the terms and provisions of this ordinance are severable and are governed by Section 1-4 of Chapter 1 of the Dallas City Code, as amended.

SECTION 10. That this ordinance shall take effect on *[30 days after passage of the ordinance]*, in accordance with the Charter of the City of Dallas, and it is accordingly so ordained.

APPROVED AS TO FORM:

CHRISTOPHER J. CASO, Interim City Attorney

By _____
Assistant City Attorney

Passed _____



Agenda Information Sheet

File #: 19-621

Item #: 7.

STRATEGIC PRIORITY: Public Safety
AGENDA DATE: May 8, 2019
COUNCIL DISTRICT(S): All
DEPARTMENT: Police Department
EXECUTIVE: Jon Fortune

SUBJECT

Authorize **(1)** an application for and acceptance of the "Click It or Ticket" Mobilization Grant (Grant No. 2019-Dallas-CIOT-00005, CFDA No. 20.616) in the amount of \$84,990.00 from the Texas Department of Transportation through a grant from the National Highway Traffic Safety Administration for a safety belt enforcement initiative for the period May 17, 2019 through June 5, 2019; **(2)** a City contribution of Federal Insurance Contributions Act costs in the amount of \$1,232.36; **(3)** the establishment of appropriations in the amount of \$84,990.00 in the "Click It or Ticket" FY19 Mobilization Grant Fund; **(4)** the receipt and deposit of grant funds in the amount of \$84,990.00 in the "Click It or Ticket" FY19 Mobilization Grant Fund; and **(5)** execution of the sub-grant agreement and all terms, conditions, and documents required by the grant agreement - Total amount \$86,222.36 - Financing: General Fund (\$1,232.36) and Texas Department of Transportation Grant Funds (\$84,990.00)

BACKGROUND

This item is placed on the addendum due to late award notification and must be approved before receiving funding.

The "Click It or Ticket" Mobilization Grant provides for the reimbursement of overtime salaries paid to officers enforcing seatbelt and child safety seat laws at locations throughout the City of Dallas.

This grant is one of the "wave" grants from the Texas Department of Transportation (TxDOT) that are part of the national traffic safety plan and are awarded to TxDOT grant recipients. The grant is for the increased enforcement of seatbelt and child safety seat laws during the national campaign of May 20, 2019 through June 2, 2019 (enforcement period).

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On May 14, 2014, City Council authorized an application for and acceptance of the “Click It or Ticket” Mobilization Grant from the Texas Department of Transportation for a safety belt enforcement initiative for the period April 29, 2014 through June 7, 2014; a City contribution of pension and Federal Insurance Contributions Act costs; and execution of the grant agreement by Resolution No. 14-0756.

On May 13, 2015, City Council authorized an application for and acceptance of the “Click It or Ticket” Mobilization Grant from the Texas Department of Transportation for a safety belt enforcement initiative for the period April 28, 2015 through June 6, 2015; a City contribution of pension and Federal Insurance Contributions Act costs; and execution of the grant agreement by Resolution No. 15-0843.

On April 27, 2016, City Council authorized an application for and acceptance of the “Click It or Ticket” Mobilization Grant from the Texas Department of Transportation for a safety belt enforcement initiative for the period April 28, 2016 through June 6, 2016; a City contribution of pension and Federal Insurance Contributions Act costs; and execution of the grant agreement by Resolution No. 16-0688.

On April 26, 2017, City Council authorized an application for and acceptance of the “Click It or Ticket” Mobilization Grant from the Texas Department of Transportation for a safety belt enforcement initiative for the period May 2, 2017 through June 10, 2017; a City contribution of pension and Federal Insurance Contributions Act costs; and execution of the grant agreement by Resolution No. 17-0697.

On April 11, 2018, City Council authorized an application for and acceptance of the “Click It or Ticket” Mobilization Grant from the Texas Department of Transportation for a safety belt enforcement initiative for the period May 2, 2018 through June 10, 2018; a City contribution of pension and Federal Insurance Contributions Act costs; and execution of the grant agreement by Resolution No. 18-0552.

The Public Safety and Criminal Justice Committee will be briefed by memorandum regarding this matter on May 3, 2019.

FISCAL INFORMATION

Texas Department of Transportation Grant Funds - \$84,990.00
General Fund - \$1,232.36

May 8, 2019

WHEREAS, the Texas Department of Transportation has made the "Click It or Ticket" Mobilization Grant funds available for overtime salaries for a safety belt enforcement initiative for the period May 20, 2019 through June 2, 2019; and

WHEREAS, the "Click It or Ticket" Mobilization Grant will provide \$84,990.00; and

WHEREAS, the City of Dallas contributes Federal Insurance Contributions Act costs related to the overtime in an amount not to exceed \$1,232.36; and

WHEREAS, it is in the best interest of the City of Dallas to apply for and accept such funding.

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That the City Manager is hereby authorized to apply for and accept the "Click It or Ticket" Mobilization Grant (Grant No. 2019-Dallas-CIOT-00005, CFDA No.20.616), in the amount of \$84,990.00 from the Texas Department of Transportation through a grant from the National Highway Traffic Safety Administration for the safety belt enforcement initiative for the period May 17, 2019 through June 5, 2019; provide a City's Federal Insurance Contributions Act costs in the amount of \$1,232.36; and execute a sub-grant agreement with the Texas Department of Transportation and all terms, conditions, and documents required by the grant agreement, approved as to form by the City Attorney.

SECTION 2. That the City Manager is hereby authorized to establish appropriations in the amount of \$84,990.00, in the "Click It or Ticket" FY19 Mobilization Grant Fund, Fund F574, Department DPD, Unit 3879, Object 3090.

SECTION 3. That the Chief Financial Officer is hereby authorized to receive and deposit grant funds in the amount of \$84,990.00 into the "Click It or Ticket" FY19 Mobilization Grant Fund, Fund F574, Department DPD, Unit 3879, Revenue Code 6506.

SECTION 4. That the Chief Financial Officer is hereby authorized to disburse funds in the amount of \$1,232.36 for City's Federal Insurance Contributions Act costs related to the overtime expenditure from Fund 0001, Department DPD, Unit 2127, Object Codes 1302 and 1306.

SECTION 5. That the Chief Financial Officer is hereby authorized to reimburse funds in the amount of \$84,990.00 from the "Click It or Ticket" FY19 Mobilization Grant Fund, Fund F574, Department DPD, Unit 3879, Object 3090 to Fund 0001, Department DPD, Unit 2127, Object 5011 after the overtime expenditure is incurred.

May 8, 2019

SECTION 6. That the City Manager is hereby authorized to reimburse the granting agency any expenditures identified as ineligible and notify the appropriate City Council Committee of expenditures identified as ineligible not later than 30 days after the reimbursement.

SECTION 7. That the City Manager shall keep the appropriate City Council Committee informed of all final granting agency monitoring reports not later than 30 days after the receipt of the report.

SECTION 8. That this contract is designated as Contract No. DPD-2019-00010163.

SECTION 9. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.

Memorandum



DATE April 19, 2019

CITY OF DALLAS

TO Honorable Mayor and Members of the City Council

SUBJECT **May 8 City Council Agenda Meeting – Kleberg-Rylie Recreation Center**

Pursuant to City Council Resolution 18-0849, adopted June 13, 2018, four of the second Wednesday Council Agenda meetings of each month will begin at 2:00 p.m. at community locations throughout the City, with zoning cases to begin no earlier than 6:00 p.m. The second offsite meeting will be held on Wednesday, May 8, at the Kleberg-Rylie Recreation Center in District 8.

The Kleberg-Rylie Recreation Center is located at 1515 Edd Road, Dallas, 75253. A map and driving directions to the center are attached. Front door parking will be reserved for Councilmembers. A van to transport City Council will also be available at City Hall at 1:15 p.m. if needed. All other parking will be reserved for the public, and staff is being instructed to park offsite and carpool and to only attend if necessary for an agenda item.

The meeting will occur in the gymnasium, which includes bleacher seating for 200 persons. We will also place chairs in an arrangement similar to the Feb. 13 meeting. Security will provide metal detectors. There will be piped draping and carpeted tiles placed over the gym floor to reduce acoustic reflectivity. An overflow room with streaming of the meeting will be set up adjacent to the gym.

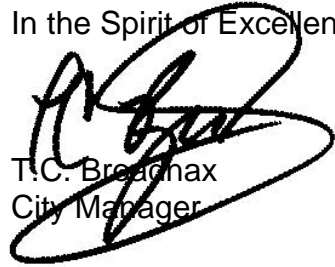
Lunch will be provided for the Mayor and City Councilmembers at 1:45 p.m. Dinner will be provided at 5:00 p.m. between the routine voting agenda and the public hearings.

All City Council materials will be distributed per the normal process. The meeting will be livestreamed and recorded. Wifi will be available onsite and CIS will be enhancing connectivity at the recreation center during the meeting. BSD (formerly EBS) is providing power strips at the dais for your charging devices.

Please note the Dallas Police Department Police Memorial Ceremony is also scheduled on Wednesday, May 8, at 11:45 am. National Police Week will take place the following week, and several DPD officers will be in attendance at the national event to honor Officer Rogelio Santander, Jr and Senior Corporal Jamie Givens.

Should you have any questions or concerns, please contact Carrie Prysock at 214.670.5682 or carrie.prysock@dallascityhall.com.

In the Spirit of Excellence!



T.C. Breachax
City Manager

- c:
- | | |
|--|---|
| Chris Caso, City Attorney (Interim) | Joey Zapata, Assistant City Manager |
| Mark Swann, City Auditor | Nadia Chandler Hardy, Assistant City Manager and Chief Resilience Officer |
| Billieae Johnson, City Secretary | Michael Mendoza, Chief of Economic Development and Neighborhood Services |
| Preston Robinson, Administrative Judge | M. Elizabeth Reich, Chief Financial Officer |
| Kimberly Bizer Tolbert, Chief of Staff to the City | Laila Aleqresh, Chief Innovation Officer |
| Manager Majed A. Al-Ghafry, Assistant City Manager | Directors and Assistant Directors |
| Jon Fortune, Assistant City Manager | |

Memorandum



CITY OF DALLAS

DATE May 3, 2019

TO Honorable Mayor and Members of the City Council

SUBJECT **M/WBE Participation for May 8, 2019 Council Agenda**

For your information staff is providing you with the summary below of M/WBE participation for the voting items scheduled for the May 8, 2019 Council Agenda. The total contract award amount, consisting of nine agenda items is \$4.58M. **M/WBE is applicable to seven of the nine agenda items. For these items, construction and architectural and engineering items total \$2.26M with an overall M/WBE participation of \$1.12M or 49.66%, while goods and services items total \$370K and have no M/WBE participation this period. Goods and service items have a lower M/WBE participation due to the specialized nature of the specifications, and participation on those contracts is limited to availability of M/WBE vendors.**

As a reminder, the current M/WBE goals are:

Architecture & Engineering	Construction	Professional Services	Other Services	Goods
25.6%	25.0%	36.3%	23.8%	18.0%

2017 Bond Program

The Office of Business Diversity continues to work diligently with the Bond Program Office to ensure, not only that the M/WBE goals are met, but to also include diverse teams on the bond program projects. This agenda includes two agenda items that are funded by 2017 bond funds. **These two items total \$802K with an overall M/WBE participation of \$583K or 72.62%.**

Highlighted Items

Street Lighting Plan Revisions

Agenda Item No. 4 Authorize Supplemental Agreement No. 5 in the amount of \$251K to the professional services contract for additional engineering design of street lighting, plan revisions to incorporate recent adjacent private development, and necessary design modifications associated with the right-of-way acquisition. **This item includes participation from two M/WBE vendors resulting in \$240K participation or 95.42% M/WBE participation on an 25.66% goal.**

DATE May 3, 2019
SUBJECT **May 8, 2019 Council Agenda M/WBE Participation Overview**

On-site Heavy-duty Truck Washing

Agenda Item No. 14 Authorize a five-year service price agreement in the amount of \$1.25M for on-site heavy-duty truck washing services for the Department of Sanitation Services. **Due to the specialized nature of the specifications for this contract, there are no available certified M/WBE vendors in the City of Dallas database that provide this service, therefore the M/WBE goal has been waived.**

Storm Drainage Engineering Design

Agenda Item No. 19 Authorize a professional services contract in the amount of \$1.07M for the engineering design of Storm Drainage Contract No. 1. **This item includes participation from five M/WBE vendors resulting in \$290K participation or 27.19% M/WBE participation on an 25.66% goal.**

Please feel free to contact me if you have any questions or should you require additional information.



Zarin D. Gracey
Director
Office of Business Diversity

c: T.C. Broadnax, City Manager
Chris Caso, City Attorney (Interim)
Mark Swann, City Auditor
Billerae Johnson, City Secretary
Preston Robinson, Administrative Judge
Kimberly Bizer Tolbert, Chief of Staff to the City Manager
Majed A. Al-Ghafry, Assistant City Manager
Jon Fortune, Assistant City Manager

Joey Zapata, Assistant City Manager
Nadia Chandler Hardy, Assistant City Manager and Chief Resilience Officer
Michael Mendoza, Chief of Economic Development and Neighborhood Services
M. Elizabeth Reich, Chief Financial Officer
Laila Alequresh, Chief Innovation Officer
Directors and Assistant Directors

Memorandum



CITY OF DALLAS

DATE April 30, 2019

TO Honorable Mayor and City Council

SUBJECT **Taking Care of Business – May 3, 2019**

Staffing Announcement

Sergeant Rivera has been promoted to Lieutenant and has received a new assignment. Major Igo will be replacing her in the CMO office. Major Igo will be assigned to the Office of the Chief of Police as the Departmental Liaison. His duties will include but are not limited to: Direct contact with Council Members regarding district concerns, coordination of Public Safety and Council Agenda meeting briefings, response to citizen concerns of police related matters, Council Member notification of critical incidents, and future involvement in the Office of Police Oversight. Should you have any questions or concerns, please contact U. Renee Hall, Chief of Police.

Major Michael Igo is a 27-year veteran of the Dallas Police Department. He earned a Bachelor of Science degree in Commercial Economics from South Dakota State University before joining the Department in 1992. During his tenure, he has held assignments at the Southeast and Northwest Patrol Divisions, Vice Unit, Communications, Planning Unit, Major Crimes Unit, Narcotics Division, and Internal Affairs Division. He is a graduate of the Caruth Police Institute Sergeant and Lieutenant Leadership Series, FBI 14th Annual Texas Command College, and current attendee of the Bill Blackwood Law Enforcement Institute of Texas. Major Igo is married to Lieutenant Monica Igo and has two children.

Update Items

[Encampment Resolution Schedule – April 30, 2019 & May 7, 2019](#)

The Office of Homeless Solutions (OHS) has scheduled the following sites for homeless encampment resolution on April 30, 2019 and May 7, 2019:

April 30, 2019	May 7, 2019
<ul style="list-style-type: none">• 2102 N Field St/N Field St & Woodall Rogers Freeway (District 14)• 1700 Chestnut (District 2)• 2929 Hickory St. (District 2)• 2300 Coombs St (District 7)• 2267 Al Lipscomb Way (District 7)• 1500 S Harwood St (District 2)	<ul style="list-style-type: none">• 11395 N Stemmons/Harcourt at Emerald (District 6)• 8316 Forest (District 10)• 2652 W Northwest Hwy/Harry Hines at Northwest Hwy (District 6)• North Stemmons Freeway at Medical District (District 6)

DATE April 30, 2019
SUBJECT **Taking Care of Business – May 3, 2019**
PAGE **Page 2 of 7**

OHS Street Outreach team will continue to engage with homeless individuals to provide notice of clean-up and connect to resources and shelter. OHS Community Mobilization staff are meeting with stakeholders to determine long-term sustainability of encampment sites and will provide periodic updates. Should you have any questions or concerns, please contact Nadia Chandler Hardy, Assistant City Manager and Chief Resilience Officer, or Monica Hardman, Director of Office of Homeless Solutions.

[Animal Services – Innovation Showdown \\$200,000 Award](#)

Congratulations to Dallas Animal Services (DAS) for receiving a \$200,000 grant on April 17th at the Humane Society of the United States' Animal Care Expo. DAS competed with other animal service groups at the Innovation Showdown in New Orleans.

In a format similar to that of the popular television show, "Shark Tank," DAS pitched its lifesaving "Dallas90 Shelter Service System" app, which is designed to improve the customer's experience and increase the shelter's adoption rates. To watch DAS' portion of the presentation, [CLICK HERE](#) and fast forward to just before the 56-minute mark in the video.

In the coming months, DAS will be coming before City Council to both accept the grant and award the selected vendor to design the application. Should you have any questions or concerns, please contact Nadia Chandler Hardy, Assistant City Manager and Chief Resilience Officer, or Ed Jamison, Director of Dallas Animal Services.

[Earthx Event Follow-up](#)

Earthx is the world's largest Earth Day event and is held annually at Fair Park. The 2019 event was April 19-28 and for the first time, environmental staff from City departments came together in a Dallas Pavilion with focuses on air, water, green spaces, transportation, public works, urban agriculture, and climate action. Thousands of Earthx attendees interacted with staff and many stayed to fill out the climate community survey (currently open and available [here](#)) and said they would support ongoing environmental planning efforts. In addition, City professionals presented Dallas initiatives and challenges at the EarthxLaw symposium, EarthxCities symposium, Right Forward on Climate Summit, Dallas Climate Action Kickoff, Art4Dumpsters, and Green Speaker Series held during Earthx. Presentations were also given in the Dallas Pavilion. An estimated 150,000-200,000 people attended the Earthx event. Should you have any questions or concerns, please contact James McGuire, Director, Office of Environmental Quality & Sustainability.

[Blue Ribbon Committee](#)

The Development Advisory Committee, or Blue Ribbon Committee, was formally launched in December 2018. There are currently more than 40 members on the committee, including representatives from development companies, engineering firms, consultants/attorneys, and industry groups. The Committee is working to achieve the following objectives:

DATE April 30, 2019
SUBJECT **Taking Care of Business – May 3, 2019**
PAGE **Page 3 of 7**

- Identify enhancement strategies to improve permitting and development practices and processes.
- Introduce and address key action items that may arise during the permitting process.
- Receive updates on policies impacting the development process.
- Assist SDC staff with the implementation of recommendations.

The Committee has met three times and the next meeting is scheduled for late May, with plans to meet at least four more times in 2019. Should you have any questions or concerns, please contact Kris Sweckard, Director of the Department of Sustainable Development and Construction.

[Dallas Youth Commission Youth Summit & Senior Graduation](#)

On May 14, 2019, the Youth Commission will be celebrating graduating seniors, Chair Joseph Contreras, Barbara Raygoza, Anthony Shidid, and Ashley Isenberg after their last official meeting as Youth Commissioners here at City Hall. The Graduation Celebration will be held in the Flag Room at 7:30 p.m. We would like to invite you to celebrate their achievements and wish them well as they graduate from high school and the Youth Commission. Please RSVP to Taylor Moody, at taylor.moody@dallascityhall.com.

On April 27, 2019, the Dallas Youth Commission hosted their Spring Youth Summit at the Federal Reserve Bank in downtown Dallas and partnered with local school districts and the YMCA. The summit included workshops on leadership, equity in Dallas, current event topics affecting youth, and civic engagement. Additionally, we shared information about the Census 2020 effort, recruited youth volunteers, received youth feedback regarding current youth policies and initiatives at the City, and registered students to vote. More than 100 students attended. Thank you to the Dallas City Council for your support and thank you to council members, Callahan, Greyson, Kingston, Medrano, and Narvaez who attended the Youth Summit.

The Youth Commission meets on the second Tuesday of every month from 6pm to 8pm and we will continue to provide updates on their efforts. Should you have any questions or concerns, please contact Brett Wilkinson, Managing Director of the Office of Strategic Partnerships and Government Affairs.

New Items

[Code Compliance Community Clean! Kick Off](#)

The Department of Code Compliance Services will kick off its Community Clean! Initiative in Council District 4 starting the week of May 6, 2019. The Initiative will be a proactive approach to educate the residents on common code violations and methods of abatement by going door to door to make assessments and provide educational material, reduce the impact of illegal dumping, litter, and high weeds in targeted areas and create partnerships between the community and Code Compliance. This will be an on-going initiative that will be deployed throughout the City of Dallas by council district in the months to come. The Community Clean! Initiative will require the special

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assignment of 4 dedicated 3-person crews and 1 fully staffed Nuisance Abatement crew for rapid response. Staff are preparing to brief the Quality Life Committee within the coming weeks. Should you have any questions or concerns, please contact Nadia Chandler Hardy, Assistant City Manager and Chief Resilience Officer, or Lynetta Kid, Interim Director of the Department of Code Compliance Services.

[Citizen Homelessness Commission \(CHC\) Special Inclement Weather Meeting](#)

The Citizen Homelessness Commission (CHC) will be hosting a Special Meeting on May 2, 2019 to discuss inclement weather shelters. The meeting will take place at 4pm in L1FN Auditorium, City Hall. All stakeholders are encouraged to participate. Should you have any questions or concerns please contact Nadia Chandler-Hardy, Assistant City Manager and Chief Resilience Officer or Monica Hardman, Director of Office of Homeless Solutions.

[ICMA Environmental Leaders Fellowship](#)

The City of Dallas is hosting three ICMA Young Southeast Asian Leaders Initiative (YSEALI) Fellows April 29-May 23, 2019. Environmental professionals from Brunei, Indonesia, and Thailand will be embedded with the Office of Environmental Quality and Sustainability to learn about our local government and Dallas' ongoing sustainability initiatives. They will spend their time exploring solid waste management and recycling, water systems and conservation, and general environmental projects like the Comprehensive Environmental Climate Action and Zero Waste plans. During their stay in Dallas, each of the fellows will be contributing to the City's efforts while taking home lessons to help implement when they return to their home countries. To assure the YSEALI Fellows have a well-rounded and enriching experience, the Office of External Relations will include immersions in the culture, arts, and fun of Dallas. Should you have any questions or concerns, please contact James McGuire, Director of the Office of Environmental Quality and Sustainability.

[Fresh Start Program](#)

The City's FreshStart employment program is to ensure that current, unemployed, underemployed, seasonally employed, and temporarily employed individuals with criminal backgrounds have the opportunity to obtain full-time employment within the City of Dallas and receive the support needed to maintain and thrive in that employment. FreshStart relies on a combination of internal programs and local community-based organizations to refer eligible clients and to help potential clients gain the stability and skills needed to become successful employees. FreshStart staff will then work with City departments to help place clients in full-time positions for opportunities for growth.

The program will kick off with a monthly job readiness/application workshop in conjunction with hiring events for target clients at the J. Erik Jonsson Central Library. The first workshop will take place on Monday, May 8, 2019 from 10:00am-2:00pm and the first hiring event is scheduled for Monday, May 15, 2019 from 10:00am-2:00pm. Should you have any questions or concerns, please contact Nadia Chandler Hardy,

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Assistant City Manager and Chief Resilience Officer, or Jessica Galleshaw, Director of the Office of Community Care.

[McCommas Bluff Landfill Scale Replacements](#)

This Friday, May 3 and Saturday, May 4, a vendor will replace two of three weight scales at the landfill's main scale house (off Youngblood Road). During this project, the landfill will only be open from a secondary commercial account scale house (off Simpson Stuart Road). However, to mitigate traffic and wait times, the landfill will only accept City vehicles, commercial account and credit card customers during this project. Residential or cash-paying customers will be directed to use City transfer stations for their disposal needs. Please refer to the Friday, April 26 memo to reference. Should you have any questions or concerns, please contact Kelly High, Director of Sanitation Services.

[Atmos Annual Rate Request](#)

On January 15, 2019, Atmos Energy Corp. Mid-Tex Division submitted its Dallas Annual Rate Review filing that requested an increase of \$10.1 million annually. Due to protracted negotiations to settle the case, the ordinance setting rates was moved from the regular agenda to the addendum for May 8, 2019. The status of the rate case and the City Manager's recommendation will be briefed to the Government Performance and Financial Management Committee on May 6, 2019.

[Dallas Police Department Listening Tours](#)

The Dallas Police Department Office of Community Affairs will continue the community engagement initiative "Listening Tours:" Tuesday, May 7, 2019 at 6:30pm-8:00pm at Campbell Green Recreations Center – 16600 Park Hill Drive, Dallas, Texas 75248. This Tour provides an opportunity for people to ask questions and voice their concerns regarding public safety. The Listening Tour will allow us to hear questions and concerns specific to that community and gather information directly from community members. Representatives from the Office of Homeless Solutions, Code Enforcement, DPD Bait Car Program, North Central Neighborhood Police Officers and Northwest Neighborhood Police Officers will also be available onsite. Should you have questions or concerns, please contact U. Renee Hall, Chief of Police.

[Police Memorial Day](#)

On Wednesday, May 8, 2019 at 11:45am, DPD will hold services to honor this year's Police Memorial Day, an event that recognizes the sacrifices made by DPD officers who have fallen in the line of duty. Below is the itinerary and a brief description of the service:

11:35AM-March to the Police Memorial

March from Griffin St. at Young St. to Young St. at Akard St.

-All former or current police officers, family and/or friends and residents are invited to join DPD Command Staff, Honor Guard, salute team, and other dignitaries in marching

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to the Police Memorial site.

-Free parking will be available in Lot-E (Memorial Dr. & Hotel St. on the far west side of the Convention Center.)

-Officers participating are requested to wear this Class-A uniforms with a long sleeve shirt, black tie, and police hat.

-Participants should arrive no later than 11:20AM.

11:45AM-Dallas Police Memorial Service

Young St. at Akard St.

-Services includes a performance by the Dallas Police Choir, the reading of the “Roll Call of Honor”, a 21-gun salute, Taps, and a flyer over by the Dallas Police Helicopter. Should you have any questions or concerns, please contact Angela Shaw, Assistant Chief, Dallas Police.

Office of Business Diversity Awarded

The Office of Business Diversity received the 2019 “Buy Those that Buy Us” Best Practices Award from the DFW Minority Supplier Development Council. The City was recognized for work regarding the 2017 Bond Program Manager contracts that resulted in two joint ventures. The Office of Business Diversity worked diligently with the Bond Program Office to ensure not only that the M/WBE goals were met, but that they also utilized diverse teams. This was a four-year consultant contract to manage various aspects of the bond program that included street projects, city facilities and park infrastructure. Each item exceeded the M/WBE goal of 36.30%. In addition, 2 of the 3 teams were joint ventures -- one was a 100% minority joint venture. Finally, through the joint venture, the City was able to introduce one new firm that had never done business with the City of Dallas. The overall contract amounts totaled \$14.98M with an overall M/WBE participation of \$9.79M or 65.33%. Should you have any questions or concerns, please contact Zarin Gracey, Director of the Office of Business Diversity.

National Award to Office of Welcoming Communities & Immigrant Affairs

The City of Dallas Office of Welcoming Communities & Immigrant Affairs (WICA) has been selected as a recipient of the Vera Institute of Justice, Safety and Fairness for Everyone Network catalyst grant of \$100,000. This national award will augment and supplement the City’s funding for representation of Dallas immigrant residents and provide in-kind infrastructure support, including training and technical assistance for the selected legal service provider, data collection and reporting, program performance and outcome monitoring. WCIA is honored to join a cadre of other cities in the U.S. in receiving this recognition from Vera, a national and established leader in access to justice and civil rights. Based upon the need for civil immigration representation among the Dallas community, this grant will bolster WCIA’s strategic goals of equity and building safer, more connected, healthy communities. WCIA is also coordinating efforts with other city departments to advance efforts toward the implementation of city-issued identification cards. Should you have any questions or concerns, please contact Liz Cedillo-Pereira, WCIA Director.

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Media Inquiries

As of April 22, the City has received media requests from various news outlets regarding the following topics:

- Flooding issues at Love Field
- 311 calls for bikes and scooters
- Paid Sick Leave
- Pleasant Grove Apartment Fire
- South Dallas House Fire

Please see the attached document compiling information provided to the media outlets for the April 22-29, 2019 for your reference. Should you have any questions or concerns, please contact Kimberly Bizer Tolbert, Chief of Staff.



T.C. Broadnax
City Manager

c: Chris Caso, City Attorney (I)
Biliera Johnson, City Secretary
Preston Robinson, Administrative Judge
Kimberly Bizer Tolbert, Chief of Staff to the City Manager
Majed A. Al-Ghafry, Assistant City Manager
Jon Fortune, Assistant City Manager

Joey Zapata, Assistant City Manager
Nadia Chandler Hardy, Assistant City Manager and Chief Resilience Officer
Michael Mendoza, Chief of Economic Development and Neighborhood Services
M. Elizabeth Reich, Chief Financial Officer
Laila Aleqresh, Chief Innovation Officer
Directors and Assistant Directors



**City of Dallas
Public Affairs & Outreach
Media Requests
April 22 - 29**

April 22, 2019; Matt Howerton, WFAA; Reporter: Was curious...is there a way to get the number of 311 calls per month since July of last year?

City Response: Since July 2018, the City has received 1064 complaints to 311 regarding bike and scooter share.

April 23, 2019; Hannah Everman, NBC 5; Assignment Editor: Do you know who I should contact to find out what's going on with this alert 2 at Love Field?? Thank you!

City Response: Love Field reported the Alert II was cancelled around 11 a.m. after the aircraft landed safely.

April 24, 2019; Christine Pulfrey, Bloomberg Tax; Editor/Reporter:

I am a writer and editor with Bloomberg Tax's payroll editorial group. I am hoping you can confirm for me that today the Dallas City Council passed paid sick leave? Must the measure now go to Mayor Rawlings to sign?

City Response:

The Dallas City Council approved paid sick leave with a majority vote. Mayor Rawlings does not need to sign the measure for it to go into effect, as Dallas operates under a Council-Management government system.

April 24, 2019; Allen Manning, WFAA; Cross Platform Managing Editor: Do you have a note on what actually happened with the Paid leave and the Citizens review board? Will you send me what you have-- thanks

City Response: Both measures passed.

April 24, 2019; Chuck Schechner, CBS 11; Assignment Editor: Our reporter Jack Fink would like to hook up with your video people. During today's meeting Councilman Kingston tore up a document and we missed it on video. Jack would like to roll on that from your video of the meeting.

City Response: The video will not be available until tomorrow morning.

April 24, 2019; Hannah Everman, Assignment Editor, NBC 5: We are expecting to get another round of rain this afternoon – is the city taking any preventative measures today before the next storm rolls in to help minimize flooding impacts? Thanks!

City Response: Hi Hannah, The City of Dallas has barricaded low water crossings and is monitoring all of our common flooding areas. Currently we have staff on 24-hour on-call mode and this will continue until the rainfall subsides. We are urging residents to turn around, don't drown when approaching any type of flooding. Please keep an eye out for news releases from



City of Dallas

us, we will be updating you throughout the afternoon. Let me know if you have any additional questions.

City Response: The video will not be available until tomorrow morning.

April 24, 2019; Ben Russell, Reporter, NBC 5:

Does the city own the parking garage?

For someone whose car is flooded, what should they do with respect to filing an insurance claim - go through their company, or file a claim with the property owner (the city) to compensate them?

City Response:

Yes. The City owns the Parking Garage, but PCI (Parking Concepts Inc.) manages daily operations.

Customers impacted may file a claim with the City of Dallas Office of Risk Management, but there is no guarantee the City will cover any damage. The City of Dallas recommends those impacted report a claim to their personal insurance carrier to get immediate resolution of damages. Claims with the City can be made by accessing the notice of claim form at:

<https://dallascityhall.com/departments/officeriskmanagement/Pages/default.aspx> or calling Claims Manager, Brent Cox 214-670-7860



City of Dallas

Dallas Fire-Rescue Department
Media Requests: April 22nd – 28th, 2019.

Friday, April 26th: All Local News Outlets – Can we have more information on a fire DFR is responding to on Masters Drive?

City Response - At [12:39](#) Dallas Fire-Rescue responded to a 911 call for a structure fire at the Lake June Village Apartments, located at 1226 North Masters Drive, in the Pleasant Grove area of Dallas.

Initial reports indicated smoke coming from one of the buildings in the complex; which is what firefighters observed upon arrival. Shortly thereafter, fire found its way to the attic space, and efforts subsequently shifted to a defensive posture. The fire was extinguished in approximately two hours.

A total of 8 units were left uninhabitable, displacing a total of 18 people (8 adults and 10 children), but the American Red Cross was called out to assist those in need.

Investigators determined that the fire was accidental in nature, and began after a maintenance worker ignited combustibles, within the walls of a second-floor unit, while doing hot work. The flames made their way up the walls and into the attic before causing significant damage to the building.

Sunday, April 28th: All Local Media Outlets – Can we have more information about a fire, involving a possible fatality, which DFR is responding to?

City Response - At [20:40](#) Dallas Fire-Rescue responded to a 911 call for a structure fire at a home, located on the 1200 block of Daleview Avenue, in South Dallas.

When first responding companies arrived at the one-story residence, they observed smoke coming from the back of the home. Firefighters made their way inside and quickly extinguished the fire, but unfortunately found the deceased body of an adult male inside the home. There were no other people there at the time of the fire.

The cause of the fire is undetermined and under investigation pending the Medical Examiners determination on a cause of death.