

**OCTOBER 8, 2013 CITY COUNCIL ADDENDUM
CERTIFICATION**

This certification is given pursuant to Chapter XI, Section 9 of the City Charter for the City Council Addendum dated October 8, 2013. We hereby certify, as to those contracts, agreements, or other obligations on this Agenda authorized by the City Council for which expenditures of money by the City are required, that all of the money required for those contracts, agreements, and other obligations is in the City treasury to the credit of the fund or funds from which the money is to be drawn, as required and permitted by the City Charter, and that the money is not appropriated for any other purpose.



A.C. Gonzalez
Interim City Manager

10-4-13
Date



Edward Scott
City Controller

10/4/13
Date

RECEIVED

2013 OCT -4 PM 5: 07

CITY SECRETARY
DALLAS, TEXAS

ADDENDUM
CITY COUNCIL MEETING
TUESDAY, OCTOBER 8, 2013
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TX 75201
9:00 A.M.

REVISED ORDER OF BUSINESS

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

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

OPEN MICROPHONE

CLOSED SESSION

MINUTES

Item 1

CONSENT AGENDA

Items 2 - 22

CONSENT ADDENDUM

Items 1 - 2

ITEMS FOR INDIVIDUAL CONSIDERATION

No earlier
than 9:15 a.m

Items 23 - 24
Addendum Items 3 - 6

PUBLIC HEARINGS AND RELATED ACTIONS

1:00 p.m.

Items 25 - 35

**ADDENDUM
CITY COUNCIL MEETING
OCTOBER 8, 2013
CITY OF DALLAS
1500 MARILLA
COUNCIL CHAMBERS, CITY HALL
DALLAS, TEXAS 75201
9:00 A. M.**

ADDITIONS:

Closed Session

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

- Personnel issues involving the selection of the City Manager.
- Discuss the qualifications of candidates for the position of City Attorney.

CONSENT ADDENDUM

Housing/Community Services

1. Authorize **(1)** consolidation of the Shelter Plus Care II grant agreement, previously approved by Resolution No. 13-0703 on April 24, 2013 in the amount of \$475,033, and later reduced by the U. S. Department of Housing and Urban Development to \$474,589, and Shelter Plus Care I grant agreement, previously approved by Resolution No. 13-1294 on August 14, 2013 in the amount of \$923,966, into one Continuum of Care grant agreement in the amount of \$1,398,555; **(2)** modify the term of the combined Continuum of Care grant agreement to commence on October 1, 2013 through September 30, 2014; **(3)** an increase in the cash match amount in the amount of \$94,911, from \$214,917 to \$309,828; **(4)** an increase in the In-Kind Contribution in the amount of \$23,736, from \$16,075 to \$39,811; and **(5)** execution of the grant agreement by consolidation of the grants - Total not to exceed \$94,911 - Financing: Current Funds

Public Works Department

2. Authorize **(1)** a construction contract with EAS Contracting, LP by EAS Contracting GP, LLC, only bidder, for the reconstruction of the existing airfield guidance signage at Dallas Love Field; and **(2)** the use of Aviation Capital Construction Funds as the City's required match - Total not to exceed \$969,375 - Financing: Federal Aviation Administration Airport Improvement Program Grant Funds (\$727,031) and Aviation Capital Construction Funds (\$242,344)

**ADDENDUM
CITY COUNCIL MEETING
OCTOBER 8, 2013**

ADDITIONS: (Continued)

ITEMS FOR INDIVIDUAL CONSIDERATION

City Secretary's Office

3. A resolution designating an absence by Mayor Michael Rawlings, Councilmember Adam Medrano and Councilmember Dwaine Caraway as being for "official city business" - Financing: No cost consideration to the City

Human Resources

4. Consideration of the qualifications of candidates for appointment to the position of City Attorney, selection of a candidate for commencement of negotiations, and authorization for the City Manager to negotiate the terms of an employment contract for the position of City Attorney

ITEMS FOR FURTHER CONSIDERATION

Sustainable Development and Construction

5. An ordinance abandoning portions of Colorado Boulevard, an alley, railroad right-of-way and a street easement to Southern Foods Group, LLC, the abutting owner, containing a total of approximately 32,279 square feet of land, located near the intersection of Colorado Boulevard and Lancaster Avenue, and authorizing the quitclaim - Revenue: \$48,419, plus the \$20 ordinance publication fee

DESIGNATED PUBLIC SUBSIDY MATTERS

Housing/Community Services

6. Authorize an amendment to Resolution No. 13-0732, previously approved on April 24, 2013, to increase an existing economic development loan with South Dallas/Fair Park Inncity Community Development Corporation (ICDC) by \$100,000, from \$3,300,000 to \$3,400,000, for the completion of the construction of commercial space located at 4922 Spring Avenue as part of the redevelopment plan for the Frazier area - Not to exceed \$100,000 - Financing: 2006 Bond Funds

**ADDENDUM
CITY COUNCIL MEETING
OCTOBER 8, 2013**

DELETION:

Housing/Community Services

24. Authorize an amendment to Resolution No.13-0458, previously approved on February 27, 2013, to support an application for 4% low income housing tax credits (LIHTC) to the Texas Department of Housing & Community Affairs (TDHCA) for the proposed project to be located at 4623 South Lancaster Road, for a multifamily residential development for low income families - Financing: No cost consideration to the City

ADDENDUM DATE October 8, 2013

ITEM		IND							DESCRIPTION
#	OK	DEF	DISTRICT	TYPE	DEPT.	DOLLARS	LOCAL	MWBE	
1			All	C	HOU	\$94,911.00	NA	NA	Authorize consolidation of the Shelter Plus Care II grant agreement, previously approved by Resolution No. 13-0703 on April 24, 2013 in the amount of \$475,033, and later reduced by the U. S. Department of Housing and Urban Development to \$474,589, and Shelter Plus Care I grant agreement, previously approved by Resolution No. 13-1294 on August 14, 2013 in the amount of \$923,966, into one Continuum of Care grant agreement in the amount of \$1,398,555; modify the term of the combined Continuum of Care grant agreement to commence on October 1, 2013 through September 30, 2014; an increase in the cash match amount in the amount of \$94,911, from \$214,917 to \$309,828; an increase in the In-Kind Contribution in the amount of \$23,736, from \$16,075 to \$39,811; and execution of the grant agreement by consolidation of the grants
2			2	C	PBW, AVI	\$242,344.00	0.00%	31.88%	Authorize a construction contract with EAS Contracting, LP by EAS Contracting GP, LLC, only bidder, for the reconstruction of the existing airfield guidance signage at Dallas Love Field; and the use of Aviation Capital Construction Funds as the City's required match
3			All	I	SEC	NC	NA	NA	A resolution designating an absence by Mayor Michael Rawlings, Councilmember Adam Medrano and Councilmember Dwaine Caraway as being for "official city business"
4			All	I	HRD	NC	NA	NA	Consideration of the qualifications of candidates for appointment to the position of City Attorney, selection of a candidate for commencement of negotiations, and authorization for the City Manager to negotiate the terms of an employment contract for the position of City Attorney
5			1	I	DEV	REV \$48,419	NA	NA	An ordinance abandoning portions of Colorado Boulevard, an alley, railroad right-of-way and a street easement to Southern Foods Group, LLC, the abutting owner, containing a total of approximately 32,279 square feet of land, located near the intersection of Colorado Boulevard and Lancaster Avenue, and authorizing the quitclaim
6			7	I	HOU	\$100,000.00	NA	NA	Authorize an amendment to Resolution No. 13-0732, previously approved on April 24, 2013, to increase an existing economic development loan with South Dallas/Fair Park Inncity Community Development Corporation (ICDC) by \$100,000, from \$3,300,000 to \$3,400,000, for the completion of the construction of commercial space located at 4922 Spring Avenue as part of the redevelopment plan for the Frazier area

TOTAL \$437,255.00

KEY FOCUS AREA: Clean, Healthy Environment
AGENDA DATE: October 8, 2013
COUNCIL DISTRICT(S): All
DEPARTMENT: Housing/Community Services
CMO: Theresa O'Donnell, 671-9195
MAPSCO: N/A

SUBJECT

Authorize **(1)** consolidation of the Shelter Plus Care II grant agreement, previously approved by Resolution No. 13-0703 on April 24, 2013 in the amount of \$475,033, and later reduced by the U. S. Department of Housing and Urban Development to \$474,589, and Shelter Plus Care I grant agreement, previously approved by Resolution No. 13-1294 on August 14, 2013 in the amount of \$923,966, into one Continuum of Care grant agreement in the amount of \$1,398,555; **(2)** modify the term of the combined Continuum of Care grant agreement to commence on October 1, 2013 through September 30, 2014; **(3)** an increase in the cash match amount in the amount of \$94,911, from \$214,917 to \$309,828; **(4)** an increase in the In-Kind Contribution in the amount of \$23,736, from \$16,075 to \$39,811; and **(5)** execution of the grant agreement by consolidation of the grants - Total not to exceed \$94,911 - Financing: Current Funds

BACKGROUND

The U. S. Department of Housing and Urban Developed (HUD) has approved the City's request to merge the Shelter Plus Care I and II program into one comprehensive housing program that provides services to homeless persons with disabilities. Consolidating the two grants will align the start date with HUD's fiscal year of October 1, 2013 through September 30, 2014 and align similar services. The consolidation of the two grants will not impact program services or the number of eligible clients (150 households/individuals) to be served by the comprehensive Shelter Plus Care Program.

SPC I	50 (10 Families/40 Individuals)
SPC II	<u>100</u> (10 Families/90 Individuals)
Total	150

BACKGROUND (Continued)

On July 2, 2013, HUD notified the City of Dallas of the reduction in funding for the Shelter Plus Care II grant from \$475,033 to \$474,589 (a reduction of \$444.00). These adjustments were made after the original grant notification because of the fluctuation in the Fair Market Rents and reduction in administrative costs.

Under the Homeless Emergency Assistance and Rapid Transition to Housing Act of 2009 (HEARTH Act), enacted into law on May 20, 2009, all eligible funding costs must be matched with no less than a 25 percent match (cash match and/or In-Kind Contribution). The cash and/or In-Kind match requirements under the combined grant will total \$349,639 (\$309,828 cash and \$39,811 In-Kind).

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

Authorized the acceptance of grant funds Shelter Plus Care II to provide tenant based rental assistance for homeless persons with disabilities on April 13, 2011, by Resolution No. 11-0917.

Authorize the acceptance of grant funds for Shelter Plus Care I to provide rental assistance for homeless persons with disabilities on June 22, 2011, by Resolution No. 11-1670.

Authorized the acceptance of grant funds for Shelter Plus Care II to provide tenant based rental assistance for homeless persons with disabilities on March 28, 2012, by Resolution No. 12-0911.

Authorize the acceptance of grant funds for Shelter Plus Care I to provide rental assistance for homeless persons with disabilities on April 25, 2012, by Resolution No. 12-1181.

Authorize the acceptance of grant funds for Shelter Plus Care II to provide tenant based rental assistance for homeless persons with disabilities on April 24, 2013, by Resolution No. 13-0703.

Authorize the acceptance of grant funds for Shelter Plus Care I to provide tenant based rental assistance for homeless persons with disabilities on August 14, 2013, by Resolution No. 13-1294.

FISCAL INFORMATION

\$94,911 - Current Funds

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WHEREAS, there is a need to assist homeless persons by providing rental assistance, in conjunction with support services; and

WHEREAS, the U.S. Department of Housing and Urban Development (HUD) provides Shelter Plus Care Grant funds to assist the homeless with rental assistance; and

WHEREAS, on April 24, 2013, by Resolution No. 13-0703, authorized the acceptance and disbursement of grant funds for Shelter Plus Care II; and

WHEREAS, on August 14, 2013, by Resolution No. 13-1294, authorized the acceptance and disbursement of grant funds for Shelter Plus Care I; and

WHEREAS, consolidating the grants will allow the comprehensive Shelter Plus Care grant term to be consistent with HUD's fiscal year (October 1, 2013 through September 30, 2014) and align similar services; and

WHEREAS, under the Homeless Emergency Assistance and Rapid Transition to Housing Act of 2009 (HEARTH Act), enacted into law on May 20, 2009, all eligible funding costs must be matched with no less than a 25 percent cash or In-Kind Contribution; **NOW, THEREFORE**,

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

Section 1. That following approval as to form by the City Attorney, the City Manager is hereby authorized to: **(1)** consolidate the Shelter Plus Care II grant agreement (TX0073L6T001205), approved by Council Resolution No. 13-0703 on April 24, 2013 in the amount of \$475,033, and later reduced by the U.S. Department of Housing and Urban Development to \$474,589, and Shelter Plus Care I grant agreement (TX0072L6T001205), approved by Council Resolution No. 13-1294 on August 14, 2013 in the amount of \$923,966, into one Continuum of Care Grant agreement under (TX0072L6T001205) in the amount of \$1,398,555 (a reduction of \$444.00); **(2)** modify the term of the combined Continuum of Care grant agreement to commence on October 1, 2013 through September 30, 2014; **(3)** increase the cash match amount by \$94,911, from \$214,917 to \$309,828; **(4)** increase the In-Kind Contribution in the amount of \$23,736, from \$16,075 to \$39,811; and **(5)** execute any and all agreements by consolidation of the grants.

Section 2. That the City Manager is hereby authorized to decrease appropriations in an amount not to exceed \$475,033 in Fund F395, Dept. HOU, Unit 1656, Object Code 3330.

Section 3. That the City Manager is hereby authorized to increase appropriations in Fund F394, Dept. HOU, Unit 1655, using specified Object Codes according to the attached Schedule in an amount not to exceed \$474,589.

October 8, 2013

Section 4. That the City Controller is hereby authorized to disburse grant funds from Fund F394, Dept. HOU, Unit 1655, using specified Object Codes according to the attached Schedule in an amount not to exceed \$474,589.

Section 5. That the City Controller is hereby authorized to disburse local matching from Fund 0001, Dept HOU, Unit 4308, using specified Object Codes according to the attached Schedule in an amount not to exceed \$94,911 (subject to appropriations).

Section 6. That the City Manager is authorized to provide In-Kind Contributions in the amount of \$23,736.

Section 7. That the City Manager is hereby authorized to reimburse to HUD any expenditure identified as ineligible.

Section 8. That the City Manager be authorized to provide additional information and make adjustments to take other actions relating to these budgets as may be necessary in order to satisfy HUD requirements.

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.

**Continuum of Care Grant
(Shelter Plus Care)
Tenant-Based Rental Assistance
Fund F394, Dept. HOU, Unit 1655, Revenue Source Code 6506
October 1, 2013 through September 30, 2014**

<u>Object Code</u>	<u>Description</u>	<u>Amount</u>
1101	Salary	\$ 31,669
3330	Rent	<u>\$442,920</u>
	Total	\$474,589

Matching Funds

Fund 0001, Dept. HOU, Unit 4308

<u>Object Code</u>	<u>Description</u>	<u>Amount</u>
1101	Salary	\$75,103
1301	Pension	9,066
1303	Benefits	10,028
1306	FICA	<u>714</u>
	Total	\$94,911

In-Kind Contributions

Fund 0001, Dept. HOU, Unit 4308

<u>Object Code</u>	<u>Description</u>	<u>Amount</u>
3099	Miscellaneous Services	<u>\$23,736</u>
	Total	\$23,736

KEY FOCUS AREA: Economic Vibrancy

AGENDA DATE: October 8, 2013

COUNCIL DISTRICT(S): 2

DEPARTMENT: Public Works Department
Aviation

CMO: Jill A. Jordan, P.E., 670-5299
Theresa O'Donnell, 671-9195

MAPSCO: 33D H; 34A E F J K

SUBJECT

Authorize **(1)** a construction contract with EAS Contracting, LP by EAS Contracting GP, LLC, only bidder, for the reconstruction of the existing airfield guidance signage at Dallas Love Field; and **(2)** the use of Aviation Capital Construction Funds as the City's required match - Total not to exceed \$969,375 - Financing: Federal Aviation Administration Airport Improvement Program Grant Funds (\$727,031) and Aviation Capital Construction Funds (\$242,344)

BACKGROUND

This action will authorize a contract with EAS Contracting, LP by EAS Contracting GP, LLC for the reconstruction of Airfield Signage and Wiring Project at Dallas Love Field. The project consists of the removal and reinstallation of existing airfield guidance signs on new sign foundation pads to be in compliance with current Federal Aviation Administration standards.

On July 11, 2013, the bid opening was held for Airfield Signage and Wiring project at Dallas Love Field. EAS Contracting, LP by EAS Contracting GP, LLC was the only responsive bidder.

EAS Contracting, LP by EAS Contracting GP, LLC has not completed any contractual activities with the City of Dallas for the past three years.

ESTIMATED SCHEDULE OF PROJECT

Began Design	June 2012
Completed Design	October 2012
Begin Construction	December 2013
Complete Construction	December 2014

PRIOR ACTION / REVIEW (COUNCIL, BOARDS, COMMISSIONS)

Authorized application for and acceptance of a grant from the Federal Aviation Administration for the federal share of the eligible capital improvement projects at Dallas Love Field on June 27, 2012, by Resolution No. 12-1710.

FISCAL INFORMATION

Federal Aviation Administration Airport Improvement Program Grant Funds - \$727,031.25
Aviation Capital Construction Funds - \$242,343.75

M/WBE INFORMATION

See attached.

ETHNIC COMPOSITION

EAS Contracting, LP by EAS Contracting GP, LLC

Hispanic Female	0	Hispanic Male	63
African-American Female	0	African-American Male	5
Other Female	1	Other Male	1
White Female	7	White Male	42

BID INFORMATION

The following sole bid was received and opened on July 11, 2013:

*Denotes successful bidder

<u>Bidder</u>	<u>Bid Amount</u>
*EAS Contracting, LP by EAS Contracting GP, LLC 6013 CR 437 Princeton, TX 75407	\$969,375.00

Note: Pursuant to the Public Works Department’s (PBW) request, the Auditor’s office has reviewed the single bid item and submitted related documentation and has determined PBW followed Administrative Directive 4-05 provisions for processing this single bid item and made reasonable efforts to increase bid participation. This proposed procurement meets the requirements for a single bid.

OWNER(S)

EAS Contracting, LP by EAS Contracting GP, LLC

Carroll Edwards, President; Partner
Jerry Mills, Partner
Ray Naizer, Partner

MAP

Attached.

BUSINESS INCLUSION AND DEVELOPMENT PLAN SUMMARY

PROJECT: Authorize **(1)** a construction contract with EAS Contracting, LP by EAS Contracting GP, LLC, only bidder, for the reconstruction of the existing airfield guidance signage at Dallas Love Field; and **(2)** the use of Aviation Capital Construction Funds as the City's required match - Total not to exceed \$969,375 - Financing: Federal Aviation Administration Airport Improvement Program Grant Funds (\$727,031) and Aviation Capital Construction Funds (\$242,344)

EAS Contracting, LP by EAS Contracting GP, LLC is a non-local, non-minority firm, has signed the "Business Inclusion & Development" documentation, and proposes to use the following sub-contractors.

PROJECT CATEGORY: Construction

LOCAL/NON-LOCAL CONTRACT SUMMARY

	<u>Amount</u>	<u>Percent</u>
Total local contracts	\$0.00	0.00%
Total non-local contracts	\$969,375.00	100.00%
TOTAL CONTRACT	\$969,375.00	100.00%

LOCAL/NON-LOCAL M/WBE PARTICIPATION

Local Contractors / Sub-Contractors

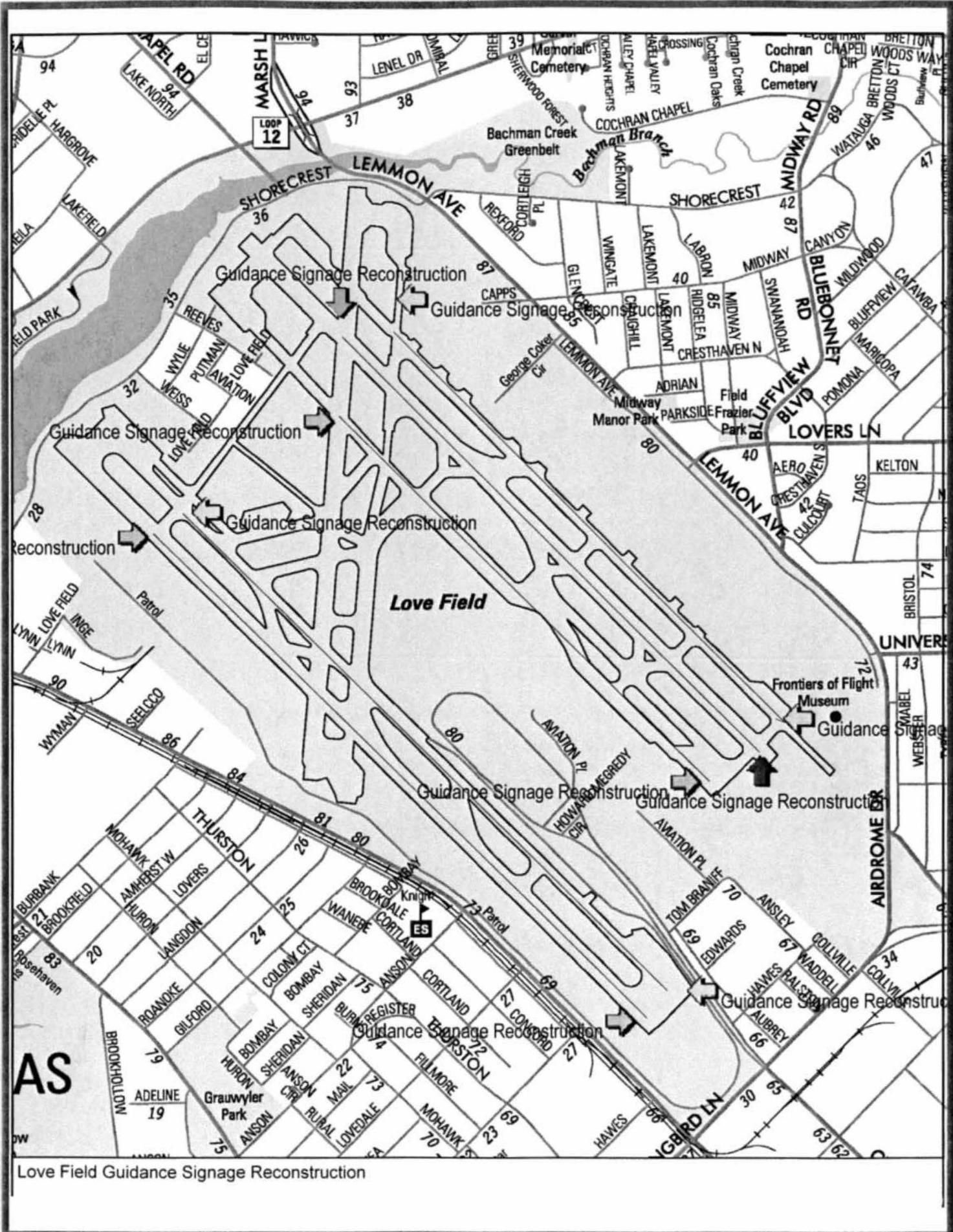
None

Non-Local Contractors / Sub-Contractors

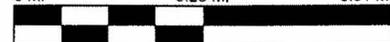
<u>Non-local</u>	<u>Certification</u>	<u>Amount</u>	<u>Percent</u>
Chambers Engineering, LLC	BMDB57328N0414	\$191,000.00	19.70%
Airport Lighting Systems, Inc.	WFDB56657Y0214	\$118,000.00	12.17%
Total Minority - Non-local		\$309,000.00	31.88%

TOTAL M/WBE CONTRACT PARTICIPATION

	<u>Local</u>	<u>Percent</u>	<u>Local & Non-Local</u>	<u>Percent</u>
African American	\$0.00	0.00%	\$191,000.00	19.70%
Hispanic American	\$0.00	0.00%	\$0.00	0.00%
Asian American	\$0.00	0.00%	\$0.00	0.00%
Native American	\$0.00	0.00%	\$0.00	0.00%
WBE	\$0.00	0.00%	\$118,000.00	12.17%
Total	\$0.00	0.00%	\$309,000.00	31.88%



Love Field Guidance Signage Reconstruction



October 8, 2013

WHEREAS, on June 27, 2012, Resolution No. 12-1710 authorized the application for and acceptance of a grant from the Federal Aviation Administration for the federal share of the eligible capital improvement projects at Dallas Love Field; and,

WHEREAS, Federal Aviation Administration Grants require a 25 percent local match; and,

WHEREAS, Dallas Love Field's airfield guidance signage requires modifications to their foundations and wiring to be in compliance with current Federal Aviation Administration standards, and the Airfield Signage and Wiring Project will require reconstructing the foundations and electrical wiring for the majority of the signs on the airfield at Dallas Love Field; and,

WHEREAS, bid specifications were developed and publicly advertised for competitive bids for the Airfield Signage and Wiring Project; and,

WHEREAS, one bid was received and opened on July 11, 2013 for the Airfield Signage and Wiring project at Dallas Love Field as follows:

<u>Bidder</u>	<u>Bid Amount</u>
EAS Contracting, LP by EAS Contracting GP, LLC	\$969,375.00

WHEREAS, it is now desirable to authorize a construction contract with EAS Contracting, LP by EAS Contracting GP, LLC for the reconstruction of the existing airfield guidance signage at Dallas Love Field in an amount not to exceed \$969,375.

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 construction contract with EAS Contracting, LP by EAS Contracting GP, LLC for the reconstruction of the existing airfield guidance signage at Dallas Love Field in an amount not to exceed \$969,375, after it has been approved as to form by the City Attorney.

Section 2. That the City Manager is hereby authorized to increase appropriations for the Airfield Signage and Wiring Project in an amount not to exceed \$727,031.25, in the Aviation AIP Grant Fund F367, Department AVI, Unit 7713, Act. AAIP, Object 4599.

Section 3. That the City Manager is hereby authorized to provide a local match from the Aviation Capital Construction Fund 0131 in an amount not to exceed \$242,343.75 for the Airfield Signage and Wiring Project.

October 8, 2013

Section 4. That the City Controller is hereby authorized to disburse funds in an amount not to exceed \$969,375 to be paid to EAS Contracting, LP by EAS Contracting GP, LLC upon approval of invoice by the Director of Aviation as follows:

Aviation AIP Grant Fund

Fund F367, Dept. AVI, Unit 7713, Act. AAIP, Obj. 4599

Program #AVF367, CT AVIEASF367, Comm. 91200

Vendor #518115, in an amount not to exceed \$727,031.25

Aviation Capital Construction Fund

Fund 0131, Dept. AVI, Unit 7713, Act. AAIP, Obj. 4599

Program #AVF367, CT AVIEASF367, Comm. 91200

Vendor #518115, in an amount not to exceed \$242,343.75

Total amount not to exceed \$969,375.00

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.

ADDENDUM ITEM # 3

KEY FOCUS AREA: Efficient, Effective and Economical Government

AGENDA DATE: October 8, 2013

COUNCIL DISTRICT(S): All

DEPARTMENT: City Secretary

CMO: Rosa A. Rios, 670-5654

MAPSCO: N/A

SUBJECT

A resolution designating an absence by Mayor Michael Rawlings, Councilmember Adam Medrano and Councilmember Dwaine Caraway as being for "official city business" - Financing: No cost consideration to the City

BACKGROUND

Chapter III, Section 4(e) of the Dallas City Charter provides in part, "If any city council member, including the mayor, misses more than 10 percent of the total number of regular meetings held by the city council during any compensation year, then the city council member's compensation...for that year will be reduced proportionately by the percentage of meetings missed.... Meetings missed by a city council member while he or she is on the official business of the city council and at the direction of the city council will not be counted towards the percentage of missed meetings for which compensation reduction is required... but will be counted as though the member had attended the meetings that are missed while so engaged in city business."

Section 4.11(b) of the City Council Rules of Procedure provides that an absence by a council member for (1) attending a meeting or conference of a professional organization of or association of municipalities or municipal officers, (2) testifying at a legislative hearing at the request of the mayor, the city council, the chair of the council's legislative affairs committee or the city manager, or (3) attending a meeting of a board, commission, or committee to which the council member has been appointed by the mayor or the city council, will automatically be deemed to be for "official city business at the direction of the city council" and will not be counted against a city council member for purposes of determining the council member's annual compensation.

BACKGROUND (Continued)

Section 4.11(c) of the City Council Rules of Procedure provides that, in addition to those absences automatically considered to be on "official city business at the direction of the city council" under Section 4.11(b) above, the city council may by resolution designate whenever a council member's absence is for official city business and not counted as a missed meeting for purposes of determining the council member's annual compensation under Chapter III, Section 4 of the Dallas City Charter.

The proposed resolution authorizes and directs the city secretary to amend the minutes of city council meetings, without further city council action or approval, to reflect when the absences by designated council members have been deemed by the city council to be for "official city business."

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

This item has no prior action.

FISCAL INFORMATION

No cost consideration to the City.

October 8, 2013

WHEREAS, Chapter III, Section 4(e) of the Dallas City Charter provides in part, "If any city council member, including the mayor, misses more than 10 percent of the total number of regular meetings held by the city council during any compensation year, then the city council member's compensation... for that year will be reduced proportionately by the percentage of meetings missed.... Meetings missed by a city council member while he or she is on the official business of the city council and at the direction of the city council will not be counted towards the percentage of missed meetings for which compensation reduction is required... but will be counted as though the member had attended the meetings that are missed while so engaged in city business"; and

WHEREAS, Section 4.11(b) of the City Council Rules of Procedure provides that an absence by a council member for (1) attending a meeting or conference of a professional organization or association of municipalities or municipal officers, (2) testifying at a legislative hearing at the request of the mayor, the city council, the chair of the council's legislative affairs committee or the city manager, or (3) attending a meeting of a board, commission, or committee to which the council member has been appointed by the mayor or the city council, will automatically be deemed to be for "official city business at the direction of the city council" and will not be counted against a city council member for purposes of determining the council member's annual compensation; and

WHEREAS, Section 4.11(c) of the City Council Rules of Procedure provides that, in addition to those absences automatically considered to be on "official city business at the direction of the city council" under Section 4.11(b) above, the city council may by resolution designate whenever a council member's absence is for official city business and not counted as a missed meeting for purposes of determining the council member's annual compensation under Chapter III, Section 4 of the Dallas City Charter; and

WHEREAS, Mayor Michael Rawlings, Councilmember Adam Medrano and Councilmember Dwaine Caraway participated in event(s) and/or meeting(s), as described in **Exhibit A** attached, which required them to miss all or part of one or more city council meeting(s) or committee meeting(s) on the date(s) noted in Exhibit A; **Now, Therefore,**

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

October 8, 2013

SECTION 1. That, in accordance with Chapter III, Section 4(e) of the Dallas City Charter and Section 4.11(c) of the City Council Rules of Procedure, the event(s) and/or meeting(s) described in **Exhibit A**, attached, are hereby deemed to be for "official city business," and any absences from city council meeting(s) and/or city council committee meeting(s), on the date(s) noted in Exhibit A, by Mayor Michael Rawlings, Councilmember Adam Medrano and Councilmember Dwaine Caraway because of their participation in any event(s) and/or meeting(s) will not be counted against them in determining their annual compensation under Chapter III, Section 4 of the Dallas City Charter.

SECTION 2. That, in accordance with Section 4.11(a) of the City Council Rules of Procedure, the City Secretary shall maintain a record of the absence on official city business so that such absence will not count against Mayor Michael Rawlings, Councilmember Adam Medrano and Councilmember Dwaine Caraway in determining their annual compensation under Chapter III, Section 4 of the Dallas City Charter.

SECTION 3. That the City Secretary is authorized and directed to amend the minutes of each city council meeting held on the date(s) specified in Exhibit A, if applicable, to reflect that the absences by Mayor Michael Rawlings, Councilmember Adam Medrano and Councilmember Dwaine Caraway as described in Exhibit A, was for "official city business," and no further city council action or approval of those minutes is required.

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

EXHIBIT A
CITY COUNCIL MEMBER(S)
REQUEST ABSENT AS OFFICIAL CITY BUSINESS

COUNCILMEMBER	TRIP/EVENT	LOCATION	DATE	PURPOSE	MEETING(S) MISSED	ABSENCE TYPE
Michael Rawlings	Traveled to New York to attend the Center for Exhibition Research (C.E.I.R.)	New York, NY	9/11/2013	Representing the City of Dallas.	City Council Voting Agenda Meeting	50%
Adam Medrano	Attended the City Year 25 th Anniversary, Red Jacket Weekend in Boston, Massachusetts	Boston, MA	9/23/2013	Representing the City of Dallas. Recruit City Year to come to the City of Dallas to promote education.	Quality of Life and Environment Committee Meeting	Absent
Adam Medrano	Attended the City Year 25 th Anniversary, Red Jacket Weekend in Boston, Massachusetts	Boston, MA	9/23/2013	Representing the City of Dallas. Recruit City Year to come to the City of Dallas to promote education.	Public Safety Committee Meeting	Absent
Dwaine Caraway	Attended a meeting with out of town guests that attended the Quality of Life Committee 9/9/13 and Louis Darrouzet from Cyclewood Solutions (a company that creates a viable biodegradable and compostable thermoplastic), which related to agenda item 4 on the 9/9/13 Quality of Life meeting agenda.	Dallas, TX	9/9/2013	Representing the City of Dallas.	Public Safety Committee Meeting	50%

ADDENDUM ITEM # 4

KEY FOCUS AREA: Efficient, Effective and Economical Government

AGENDA DATE: October 8, 2013

COUNCIL DISTRICT(S): All

DEPARTMENT: Human Resources

CMO: A. C. Gonzalez, 670-3302

MAPSCO: N/A

SUBJECT

Consideration of the qualifications of candidates for appointment to the position of City Attorney, selection of a candidate for commencement of negotiations, and authorization for the City Manager to negotiate the terms of an employment contract for the position of City Attorney

October 8, 2013

WHEREAS, the Dallas City Council is considering appointing _____ to the position of City Attorney; and,

WHEREAS, the Dallas City Council desires that the Interim City Manager negotiate the contract for the services of _____ as City Attorney;

Now, Therefore,

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

Section 1. That the Interim City Manager, or his designee, is authorized to negotiate the terms of an employment contract with _____ for the position of City Attorney.

Section 2. That following completion of negotiations of the terms of the employment contract, the contract will be placed on the City Council agenda for consideration and approval, including the appointment of the City Attorney.

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.

KEY FOCUS AREA: Economic Vibrancy
AGENDA DATE: October 8, 2013
COUNCIL DISTRICT(S): 1
DEPARTMENT: Sustainable Development and Construction
CMO: Theresa O'Donnell, 671-9195
MAPSCO: 45W

SUBJECT

An ordinance abandoning portions of Colorado Boulevard, an alley, railroad right-of-way and a street easement to Southern Foods Group, LLC, the abutting owner, containing a total of approximately 32,279 square feet of land, located near the intersection of Colorado Boulevard and Lancaster Avenue, and authorizing the quitclaim - Revenue: \$48,419, plus the \$20 ordinance publication fee

BACKGROUND

This item authorizes the abandonment of portions of Colorado Boulevard, an alley, railroad right-of-way and a street easement to Southern Foods Group, LLC, the abutting owner. The area will be included with the property of the abutting owner for a future mixed-use development. The abandonment fee is based on an independent appraisal.

Notices were sent to 26 property owners located within 300 feet of the proposed abandonment area. There were no responses received in opposition to this request.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

This item was deferred by Councilmember Griggs on September 25, 2013.

This item was deferred by Councilmember Griggs on September 11, 2013.

FISCAL INFORMATION

Revenue: \$48,419, plus the \$20 ordinance publication fee

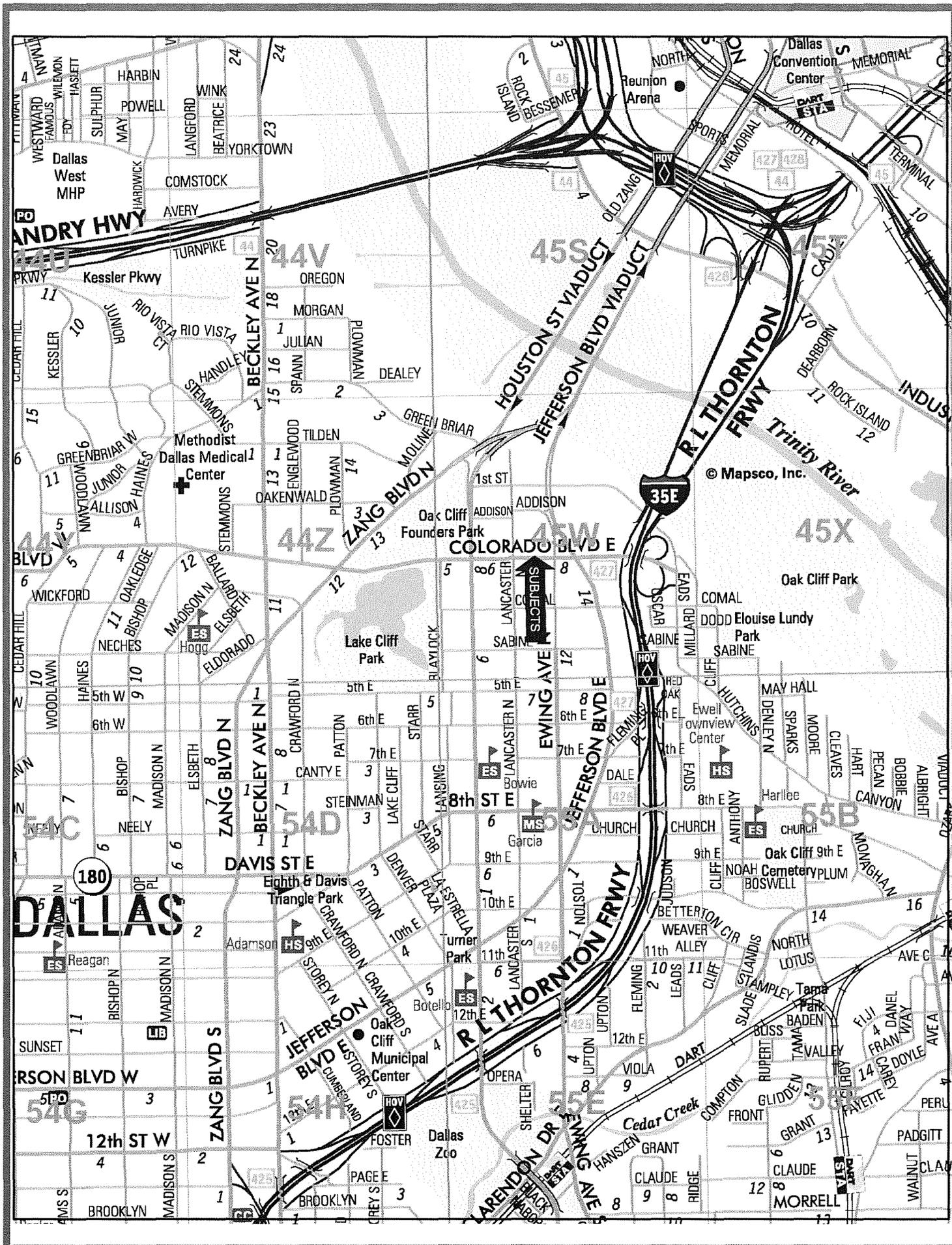
OWNER

Southern Foods Group, LLC

Gregg L. Engles, Chief Executive Officer

MAPS

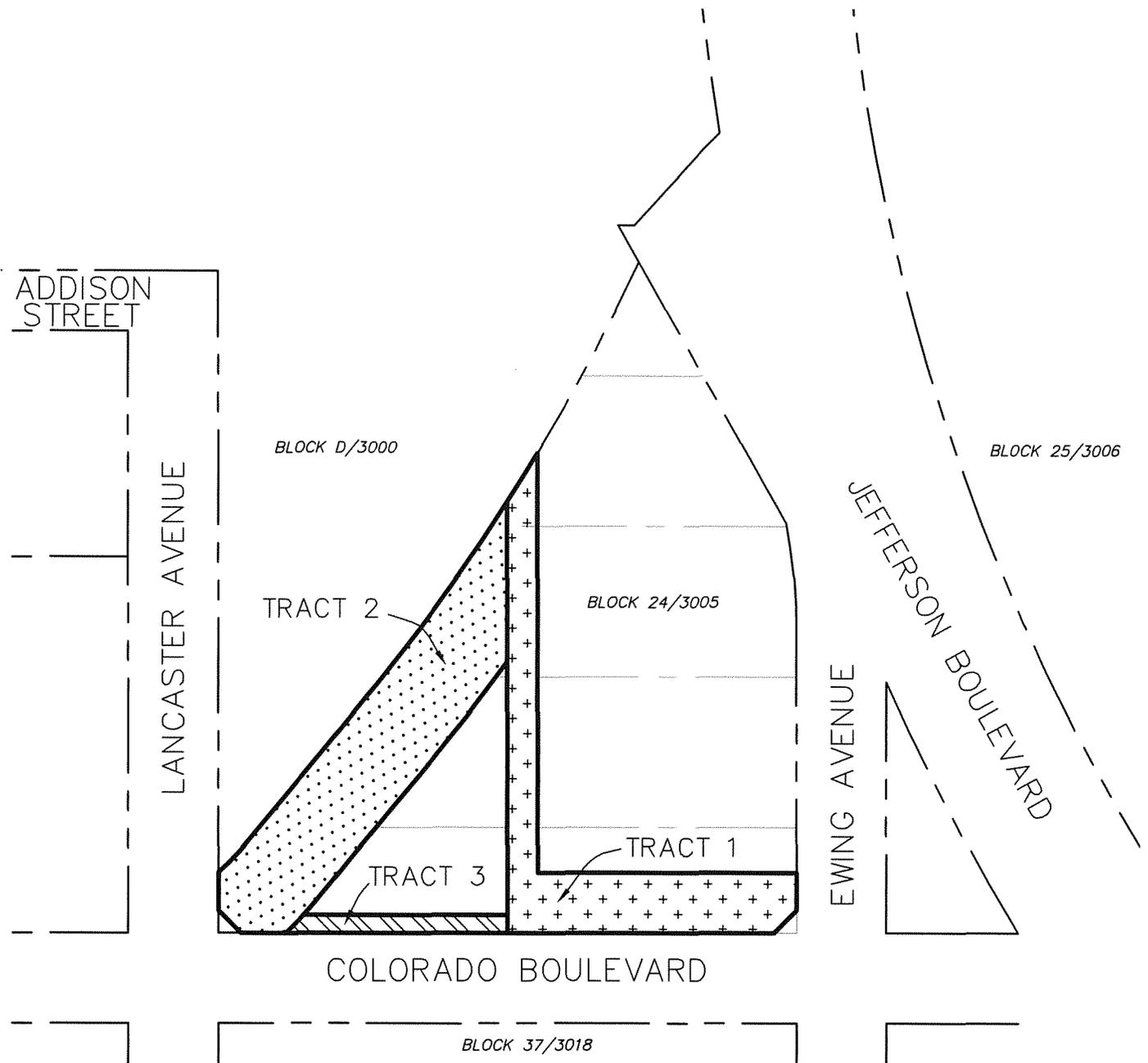
Attached





LEGEND

-  Tract 1 - Colorado Boulevard and Alley
-  Tract 2 - Railroad Right-of-Way
-  Tract 3 - Street Easement



ORDINANCE NO. _____

An ordinance providing for the abandonment of portions of Colorado Boulevard, an alley, railroad right-of-way and a street easement located adjacent to City Block 24/3005 in the City of Dallas and County of Dallas, Texas; providing for the quitclaim thereof to Southern Foods Group, LLC; providing for the terms and conditions of the abandonment and quitclaim made herein; providing for barricading; providing for the indemnification of the City of Dallas against damages arising out of the abandonment herein; providing for the consideration to be paid to the City of Dallas; providing for the payment of the publication fee; and providing an effective date for this ordinance.

ooo0ooo

WHEREAS, the City Council of the City of Dallas, acting pursuant to law and upon the request and petition of Southern Foods Group, LLC, a Delaware limited liability company, hereinafter referred to as **GRANTEE**, deems it advisable to abandon and quitclaim the hereinafter described tracts of land to **GRANTEE**, and is of the opinion that, subject to the terms and conditions herein provided, said portions of Colorado Boulevard, an alley, railroad right-of-way and a street easement are not needed for public use, and same should be abandoned and quitclaimed to **GRANTEE**, as hereinafter stated; and

WHEREAS, the City Council of the City of Dallas is of the opinion that the best interest and welfare of the public will be served by abandoning and quitclaiming the same to **GRANTEE** for the consideration and subject to the terms and conditions hereinafter more fully set forth; **Now, Therefore,**

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

SECTION 1. That the tracts of land described in Exhibit A, which is attached hereto and made a part hereof for all purposes, be and the same are abandoned, vacated and closed insofar as the right, title and interest of the public are concerned; subject, however, to the conditions hereinafter more fully set out.

SECTION 2. That for and in monetary consideration of the sum of **FORTY-EIGHT THOUSAND FOUR HUNDRED NINETEEN AND NO/100 DOLLARS (\$48,419.00)** paid

by **GRANTEE**, and the further consideration described in Sections 8, 9 and 10, the City of Dallas does by these presents **FOREVER QUITCLAIM** unto the said **GRANTEE**, subject to the conditions, reservations, and exceptions hereinafter made and with the restrictions and upon the covenants below stated, all of its right, title and interest in and to the certain tracts of land hereinabove described in Exhibit A. **TO HAVE AND TO HOLD** all of such right, title and interest in and to the property and premises, subject aforesaid, together with all and singular the rights, privileges, hereditaments and appurtenances thereto in any manner belonging unto the said **GRANTEE** forever.

SECTION 3. That upon payment of the monetary consideration set forth in Section 2, **GRANTEE** accepts the terms, provisions, and conditions of this ordinance.

SECTION 4. That the City Controller is authorized to deposit the sum paid by **GRANTEE** pursuant to Section 2 above in the General Fund 0001, Department DEV, Balance Sheet 0519 and Department of Sustainable Development and Construction-Real Estate Division shall be reimbursed for the cost of obtaining the legal description, appraisal and other administrative costs incurred. The reimbursement proceeds shall be deposited in General Fund 0001, Department DEV, Unit 1183, Object 5011 and any remaining proceeds shall be transferred to the General Capital Reserve Fund 0625, Department BMS, Unit 8888, Revenue Source 8416.

SECTION 5. That the abandonment and quitclaim provided for herein are made subject to all present zoning and deed restrictions, if the latter exist, and are subject to all existing easement rights of others, if any, whether apparent or non-apparent, aerial, surface, underground or otherwise, and are further subject to the conditions contained in Exhibit B, which is attached hereto and made a part hereof for all purposes.

SECTION 6. That the terms and conditions contained in this ordinance shall be binding upon **GRANTEE**, its successors and assigns.

SECTION 7. That the abandonment and quitclaim provided for herein shall extend only to the public right, title, easement and interest, and shall be construed to extend only to that interest the Governing Body of the City of Dallas may legally and lawfully abandon and vacate.

SECTION 8. That as a condition of this abandonment and as a part of the consideration for the quitclaim to **GRANTEE** herein, **GRANTEE**, its successors and assigns, agree to indemnify, defend, release and hold whole and harmless the City of Dallas of, from and against any and all claims for damages, fines, penalties, costs or expenses to persons or property that may arise out of, or be occasioned by or from: (i) the use and occupancy of the property described in Exhibit A by **GRANTEE**, its successors and assigns; (ii) the presence, generation, spillage, discharge, release, treatment or disposition of any Hazardous Substance on or affecting the area set out in Exhibit A; (iii) all corrective actions concerning any discovered Hazardous Substances on or affecting the area described in Exhibit A, which **GRANTEE**, its successors and assigns, agree to undertake and complete in accordance with applicable federal, state and local laws and regulations; and (iv) the abandonment, closing, vacation and quitclaim by the City of Dallas of the area set out in Exhibit A. **GRANTEE**, its successors and assigns, hereby agree to defend any and all suits, claims, or causes of action brought against the City of Dallas on account of same, and discharge any judgment or judgments that may be rendered against the City of Dallas in connection therewith. For purposes hereof, "Hazardous Substance" means the following: (a) any "hazardous substances" under the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. Section 9601 et seq., as amended; (b) any "hazardous substance" under the Texas Hazardous Substances Spill Prevention and Control Act, TEX. WATER CODE, Section 26.261 et seq., as amended; (c) petroleum or petroleum-based products (or any derivative or hazardous constituents thereof or additives thereto), including without limitation, fuel and lubricating oils; (d) any "hazardous chemicals" or "toxic chemicals" under the Occupational Safety and Health Act, 29 U.S.C. Section 651 et seq., as amended; (e) any "hazardous waste" under the Resource Conservation and Recovery Act, 42 U.S.C. Section 6901 et seq., as amended; and (f) any "chemical substance" under the Toxic Substance Control Act, 15 U.S.C. Section 2601 et seq., as amended. References to particular acts or codifications in this definition include all past and future amendments thereto, as well as applicable rules and regulations as now or hereafter promulgated thereunder.

SECTION 9. That as a condition of this abandonment and as a part of the consideration for the quitclaim made herein, **GRANTEE** shall file a final replat of the adjoining properties prior to the issuance of any building permits affecting the tracts of land abandoned and quitclaimed herein. This final replat shall be recorded by **GRANTEE** in the official real property records of the county in which the abandoned areas are located after its approval by the City Plan Commission of the City of Dallas.

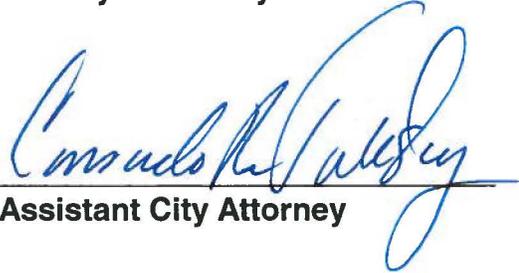
SECTION 10. That as a condition of this abandonment and as a part of the consideration for the quitclaim made herein, **GRANTEE** shall, immediately upon the passage of this ordinance, close, barricade and/or place signs in the areas described in Exhibit A in accordance with detailed plans approved by the Director of Department of Sustainable Development and Construction. **GRANTEE's** responsibility for keeping the areas described in Exhibit A closed, barricaded and/or the signs in place shall continue until the street improvements and intersection returns are removed by **GRANTEE**, its successors and assigns, to the satisfaction of the Director of Department of Sustainable Development and Construction.

SECTION 11. That the City Secretary is hereby authorized and directed to certify a copy of this ordinance for recordation in the official real property records of the county in which the abandonment areas are located, which certified copy shall be delivered to the Director of Department of Sustainable Development and Construction, or designee. Upon receipt of the monetary consideration set forth in Section 2, plus the fee for the publishing of this ordinance, which **GRANTEE** shall likewise pay, the Director of Department of Sustainable Development and Construction, or designee: (i) shall deliver to **GRANTEE** a certified copy of this ordinance, and (ii) is authorized to and shall prepare and deliver a **QUITCLAIM DEED** with regard to the areas abandoned herein, to **GRANTEE** hereunder, same to be executed by the City Manager on behalf of the City of Dallas, attested by the City Secretary and approved as to form by the City Attorney. The Director of Department of Sustainable Development and Construction, or designee, shall be the sole source for receiving certified copies of this ordinance for one year after its passage.

SECTION 12. That this ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so ordained.

APPROVED AS TO FORM:
WARREN M. S. ERNST
Interim City Attorney

DAVID COSSUM
Interim Director of Sustainable
Development and Construction

BY 
Assistant City Attorney

BY 
Assistant Director

Passed _____.

EXHIBIT A-TRACT 1

STREET AND ALLEY ABANDONMENT COLORADO BOULEVARD AND ALLEY BLOCK 24/3005

Being a 12,839 square feet tract of land situated in the Elizabeth Robertson Survey, Abstract No. 1211, City of Dallas, Dallas County, Texas, said tract being part of City of Dallas right of way for Colorado Boulevard created as Tract 2 by Warranty Deed to the City of Dallas as recorded in Volume 5265, Page 453, Deed Records of Dallas County, Texas, a 20 foot Alley right of way created by Volume 3335, Page 84, Deed Records of Dallas County, Texas and an Alley right of way dedicated by Volume 5324, Page 349, Deed Records of Dallas County, Texas adjacent to City Block 24/3005 and being more particularly described as follows:

BEGINNING at a set "x" cut on concrete pavement for a corner at the intersection of the existing north line of Colorado Boulevard (a 60 foot right of way) with the west line of the said 20 foot Alley right of way, said point being N 90°00'00" E, a distance of 192.50 feet from the intersection of the north line of Colorado Boulevard with the east line of Lancaster Avenue (a 60 foot right of way);

THENCE, N 00°00'00" W, with the west line of the said 20 foot Alley right of way, passing at a distance of 179.83 feet the common west corner of the said Alley rights of way, said point being in the southeast line of a tract of land conveyed to the City of Dallas by deed recorded in Volume 4527, Page 262, Deed Records of Dallas County, Texas, continuing in all a total distance of 286.27 feet to a set 5/8 inch iron rod with a plastic cap stamped "Kadleck 3952" for a corner in the southeast line of Lot 1B, Block D/3000 of Oak Farms 2 addition as recorded in Volume 2002237, Page 91, Deed Records of Dallas County, Texas; said point being the beginning of a non-tangent curve to the left with a central angle of 01°33'08", a radius of 1402.69 feet, a chord bearing of N31°45'29"E and a chord distance of 38.00 feet;

THENCE, Northeasterly, with the southeast line of the said Lot 1B and along said curve, an arc distance of 38.00 feet to a set 5/8 inch iron rod with a plastic cap stamped "Kadleck 3952" for a corner, said point being the most westerly northwest corner of Tract I described in Special Warranty Deed to Southern Foods Group, L.P. recorded under Instrument Number 200503523973, Official Public Records of Dallas County, Texas;

THENCE, S 00°00'00" E, with west line of said Southern Foods Group, L.P. Tract I, passing at a distance of 110.58 feet, the common east corner of the said Alley rights of way, continuing in all a total distance of 278.58 feet to a found 1/2 inch iron rod for a corner in the existing north line of Colorado Boulevard (a 100 foot right of way at this location);

REVIEWED BY

JR 06.28.2013
SARG 2534

EXHIBIT A-TRACT 1

STREET AND ALLEY ABANDONMENT COLORADO BOULEVARD AND ALLEY BLOCK 24/3005

THENCE, N 90°00'00" E, with the existing north line of Colorado Boulevard, a distance of 172.50 feet to a found 60d nail for a corner at the intersection of the existing north line of Colorado Boulevard with the west line of Ewing Avenue (a 60 foot right of way);

THENCE, S 00°00'00" W, with the southward projection of the west line of Ewing Avenue, a distance of 25.00 feet to a set 5/8 inch iron rod with a plastic cap stamped "Kadleck 3952" for a corner;

THENCE, S 45°00'00" W, a distance of 21.21 feet to a set 5/8 inch iron rod with a plastic cap stamped "Kadleck 3952" for a corner;

THENCE, S 90°00'00" W, a distance of 177.50 feet to the Point of Beginning and Containing 12,839 square feet or 0.295 acre of land, more or less.

Dated: November 7, 2012

L. Lynn Kadleck
Registered Professional
Land Surveyor No. 3952



Basis of Bearing;

The bearing basis for the description is a bearing of N 90°00'00" E for the north line of Colorado Boulevard or as recorded under Instrument Number 200503523973, Official Public Records, Dallas County, Texas.

(For SPRG Use Only)

Reviewed By: _____

Date: _____

SPRG No 2534

REVIEWED BY

JR 06.28.2013
SPRG 2534

STREET AND ALLEY ABANDONMENT EXHIBIT A-TRACT 1

COLORADO BOULEVARD AND ALLEY

BLOCK 24/3005

LEGEND

- ROW Right of Way
- FIR Found Iron Rod
- FIP Found Iron Pipe
- SIR Set Iron Rod w/
plastic cap stamped
"Kadleck 3952"
- CM Controlling Monument
- D.R.D.C.T. Deed Records
Dallas County, Texas
- O.P.R.D.C.T. Official Public Records
Dallas County, Texas



SCALE: 1"=100'



Date: November 7, 2012
Job No. 05020

(For SPRG use only)

Reviewed by: _____

Date: _____

SPRG No. 2534

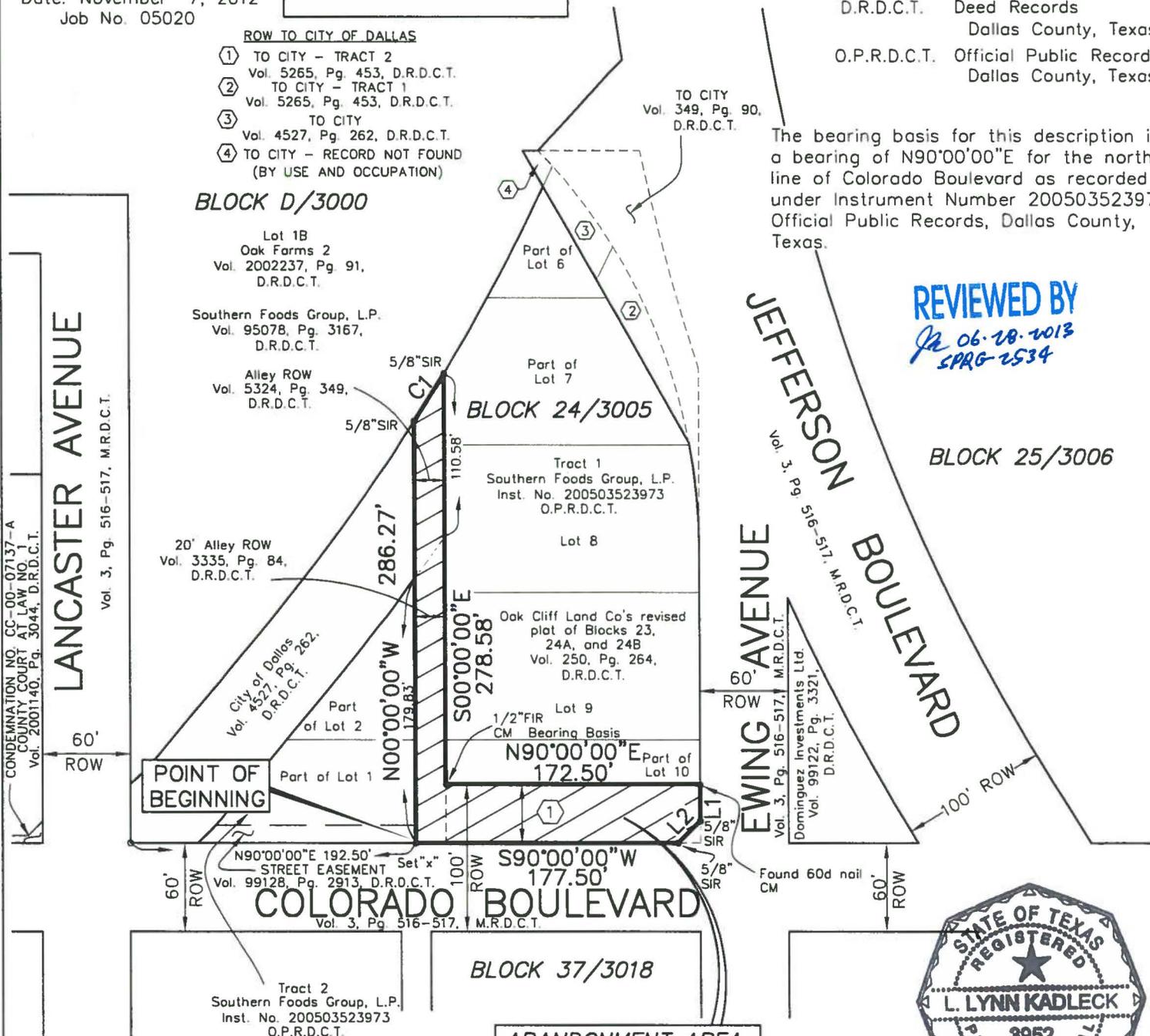
ROW TO CITY OF DALLAS

- ① TO CITY - TRACT 2
Vol. 5265, Pg. 453, D.R.D.C.T.
- ② TO CITY - TRACT 1
Vol. 5265, Pg. 453, D.R.D.C.T.
- ③ TO CITY
Vol. 4527, Pg. 262, D.R.D.C.T.
- ④ TO CITY - RECORD NOT FOUND
(BY USE AND OCCUPATION)

TO CITY
Vol. 349, Pg. 90,
D.R.D.C.T.

The bearing basis for this description is a bearing of N90°00'00"E for the north line of Colorado Boulevard as recorded under Instrument Number 200503523973, Official Public Records, Dallas County, Texas.

REVIEWED BY
Jo 06-18-2013
SPRG-2534



CONDEMNATION NO. CC-00-07137-A
COUNTY COURT AT LAW NO. 1
Vol. 2001140, Pg. 3044, D.R.D.C.T.

LANCASTER AVENUE
Vol. 3, Pg. 516-517, M.R.D.C.T.

JEFFERSON BOULEVARD
Vol. 3, Pg. 516-517, M.R.D.C.T.

EWING AVENUE
Vol. 3, Pg. 516-517, M.R.D.C.T.

COLORADO BOULEVARD
Vol. 3, Pg. 516-517, M.R.D.C.T.

BLOCK 37/3018



ABANDONMENT AREA
12,839 SF/0.295 AC

LINE	BEARING	DISTANCE
L1	S00°00'00"W	25.00'
L2	S45°00'00"W	21.21'

CURVE	DELTA	ARC	RADIUS	BEARING	DISTANCE
C1	01°33'08"	38.00'	1402.69'	N31°45'29"E	38.00'

L. Lynn Kadleck
Registered Professional
Land Surveyor No. 3952

EXHIBIT A-TRACT 2

ABANDONMENT
OLD DALLAS RAILWAY AND TERMINAL COMPANY TRACT
BLOCK 24/3005

Being a 17,746 square feet tract of land situated in the Elizabeth Robertson Survey, Abstract No. 1211, City of Dallas, Dallas County, Texas, said tract being in the City Block 24/3005 and consisting of a part of a tract of land conveyed to the City of Dallas by deed recorded in Volume 4527, Page 262, Deed Records of Dallas County, Texas, and being more particularly described as follows:

BEGINNING at a set 5/8 inch iron rod with a plastic cap stamped "Kadleck 3952" for a corner in the east line of Lancaster Avenue (a 60 foot right of way), said point being N 00°00'00" E, a distance of 15.00 feet from the intersection of the east line of Lancaster Avenue with the north line of Colorado Boulevard (a 60 foot right of way);

THENCE, N 00°00'00" E, with the east line of Lancaster Avenue, a distance of 24.95 feet to a set 5/8 inch iron rod with a plastic cap stamped "Kadleck 3952", said point being the south corner of Lot 1B, Block D/3000 of Oak Farms 2, an addition as recorded in Volume 2002237, Page 91, Deed Records of Dallas County, Texas, and said point being the beginning of a non-tangent curve to the left with a central angle of 09°06'48", a radius of 161.12 feet, a chord bearing of N 44°05'59" E, and a chord distance of 25.60 feet;

THENCE, the following courses and distances with the southeast line of said Lot 1B:

- Northeasterly, departing the east line of Lancaster Avenue and along said non-tangent curve to the left, an arc distance of 25.63 feet to a set 5/8 inch iron rod with a plastic cap stamped "Kadleck 3952" at the end of said curve;
- N 39°34'43" E, a distance of 114.96 feet to a set 5/8 inch iron rod with a plastic cap stamped "Kadleck 3952" at the beginning of a tangent curve to the left with a central angle of 07°02'40", a radius of 1,402.69 feet, a chord bearing of N 36°03'23" E and a chord distance of 172.35 feet;
- Northeasterly, along said tangent curve to the left, an arc distance of 172.46 feet to a set 5/8 inch iron rod with a plastic cap stamped "Kadleck 3952", said point being the northwest corner of an Alley right of way dedicated by deed Volume 5324, Page 349, Deed Records of Dallas County, Texas;

REVIEWED BY
JZ 06.28.2013
SPR-2535

EXHIBIT A-TRACT 2

ABANDONMENT
OLD DALLAS RAILWAY AND TERMINAL COMPANY TRACT
BLOCK 24/3005

THENCE, S 00°00'00" E, with the west line of the said Alley right of way, a distance of 106.44 feet to a set 5/8 inch iron rod with a plastic cap stamped "Kadleck 3952" in the southeast line of the said City of Dallas tract and being the southwest corner of the said Alley right of way, and the northwest corner of a 20 foot Alley right of way created by Volume 3335, Page 84, Deed Records of Dallas County, Texas, said point being the northeast corner of Tract 2 as described in the Special Warranty Deed to Southern Foods Group, L.P. as recorded in Instrument Number 200503523973, Official Public Records of Dallas County, Texas and said point being the beginning of a non-tangent curve to the right with a central angle of 03°31'37", a radius of 1462.69 feet, a chord bearing of S 37°48'54" W and a chord distance of 90.03 feet;

THENCE, the following courses and distances with the southeast line of the said City of Dallas tract and the northwest line of the said Southern Foods Group, L.P. Tract 2:

- Southwesterly, along said non-tangent curve to the right, an arc distance of 90.04 feet to a set 5/8 inch iron rod with a plastic cap stamped "Kadleck 3952" at the end of said curve;
- S 39°34'43" W, a distance of 114.92 feet to a set 5/8 inch iron rod with a plastic cap stamped "Kadleck 3952" at the beginning of a tangent curve to the right with a central angle of 07°09'06", a radius of 221.12 feet, a chord bearing of S 43°07'09" W and a chord distance of 27.58 feet;
- Southwesterly, along said tangent curve to the right, an arc distance of 27.60 feet to a set 5/8 inch iron rod with a plastic cap stamped "Kadleck 3952" in the north line of Colorado Boulevard (a 60 foot right of way);

THENCE, S 90°00'00" W, with the north line of Colorado Boulevard, a distance of 30.23 feet to a set 5/8 inch iron rod with a plastic cap stamped "Kadleck 3952";

REVIEWED BY
JZ 06.28.2013
SPRG 2535

EXHIBIT A-TRACT 2

ABANDONMENT
OLD DALLAS RAILWAY AND TERMINAL COMPANY TRACT
BLOCK 24/3005

THENCE, N 45°00'00" W, a distance of 21.21 feet to the Point of Beginning and containing 17,746 square feet or 0.407 acre of land, more or less.

Dated: November 7, 2012



L. Lynn Kadleck
Registered Professional
Land Surveyor No. 3952



Basis of Bearing:

The bearing basis for this description is a bearing of N 90°00'00" W for the north line of Colorado Boulevard as recorded under Instrument Number 200503523973, Official Public Records, Dallas County, Texas.

(For SPRG Use Only)

Reviewed By: _____

Date: _____

SPRG No 2535

REVIEWED BY

J. 06.28.2013
SPRG-2535

**ABANDONMENT
OLD DALLAS RAILWAY AND TERMINAL COMPANY TRACT
BLOCK 24/3005**

EXHIBIT A-TRACT 2

LEGEND

- ROW Right of Way
- FIR Found Iron Rod
- FIP Found Iron Pipe
- SIR Set Iron Rod w/
plastic cap stamped
"Kadleck 3952"
- CM Controlling Monument
- D.R.D.C.T. Deed Records
Dallas County, Texas
- O.P.R.D.C.T. Official Public Records
Dallas County, Texas

(For SPRG use only)
 Reviewed by: _____
 Date: _____
 SPRG No. 2535

SCALE: 1"=100'



Date: November 7 2012
 Job No. 05020

ROW TO CITY OF DALLAS

- ① TO CITY - Tract 1
Vol. 5265, Pg. 453, D.R.D.C.T.
- ② TO CITY
Vol. 4527, Pg. 262, D.R.D.C.T.
- ③ TO CITY - RECORD NOT FOUND
(BY USE AND OCCUPATION)

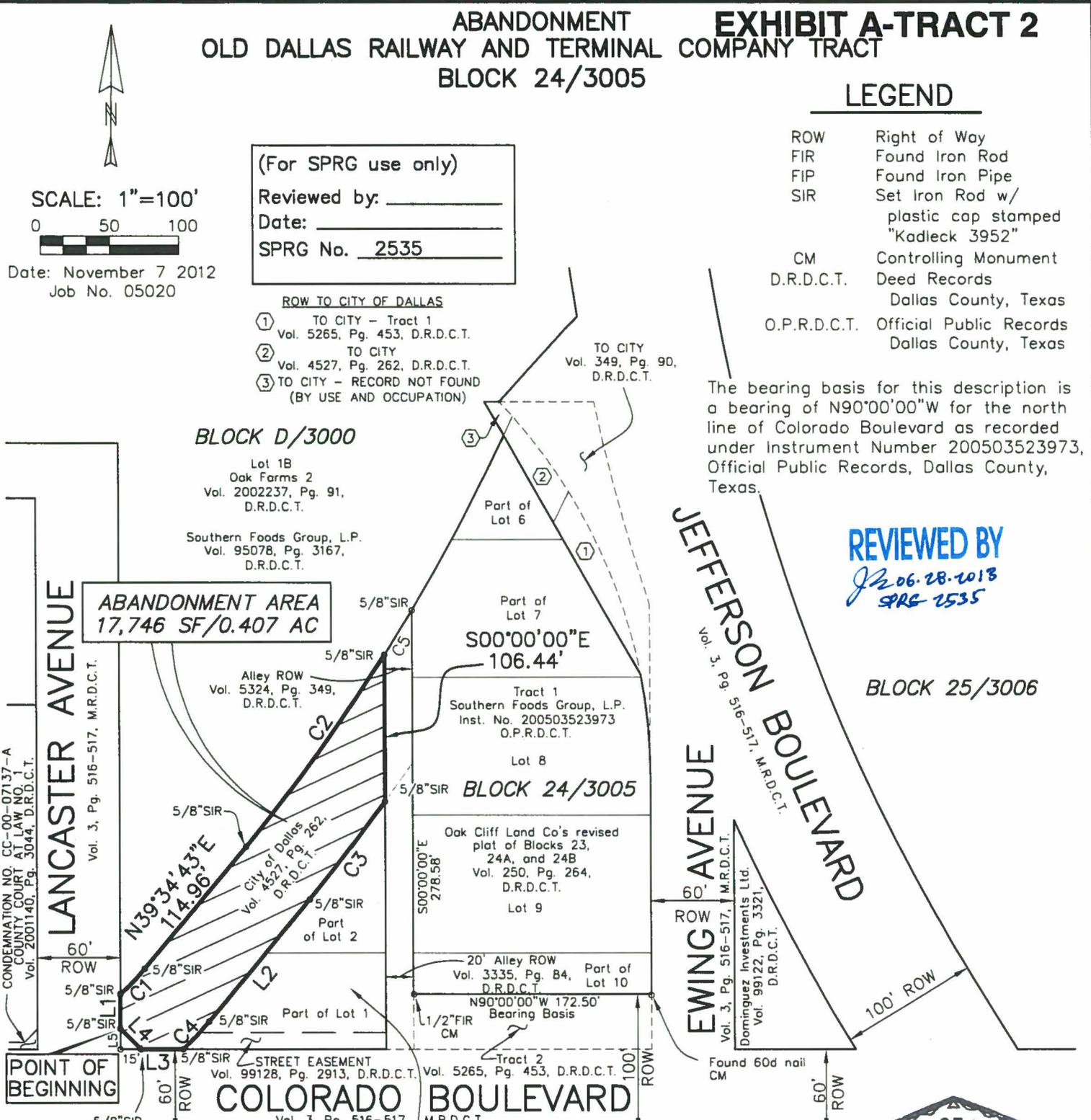
TO CITY
Vol. 349, Pg. 90,
D.R.D.C.T.

The bearing basis for this description is a bearing of N90°00'00"W for the north line of Colorado Boulevard as recorded under Instrument Number 200503523973, Official Public Records, Dallas County, Texas.

REVIEWED BY

J2 06.28.2013
SPRG 2535

BLOCK 25/3006



**ABANDONMENT AREA
17,746 SF/0.407 AC**

BLOCK D/3000

Lot 1B
Oak Farms 2
Vol. 2002237, Pg. 91,
D.R.D.C.T.

Southern Foods Group, L.P.
Vol. 95078, Pg. 3167,
D.R.D.C.T.

300°00'00"E
106.44'

Tract 1
Southern Foods Group, L.P.
Inst. No. 200503523973
O.P.R.D.C.T.

Lot B
BLOCK 24/3005

Oak Cliff Land Co's revised
plat of Blocks 23,
24A, and 24B
Vol. 250, Pg. 264,
D.R.D.C.T.

Lot 9

20' Alley ROW
Vol. 3335, Pg. 84, Part of
D.R.D.C.T.

N90°00'00"W 172.50'
Bearing Basis

Tract 2
Southern Foods Group, L.P.
Inst. No. 200503523973
O.P.R.D.C.T.

BLOCK 37/3018

Tract 2
Southern Foods Group, L.P.
Inst. No. 200503523973
O.P.R.D.C.T.

POINT OF BEGINNING

LINE	BEARING	DISTANCE
L1	N00°00'00"E	24.95'
L2	S39°34'43"W	114.92'
L3	S90°00'00"W	30.23'
L4	N45°00'00"W	21.21'
L5	N00°00'00"E	15.00'

CURVE	DELTA	ARC	RADIUS	BEARING	DISTANCE
C1	09°06'48"	25.63'	161.12'	N44°05'59"E	25.60'
C2	07°02'40"	172.46'	1402.69'	N36°03'23"E	172.35'
C3	03°31'37"	90.04'	1462.69'	S37°48'54"W	90.03'
C4	07°09'06"	27.60'	221.12'	S43°07'09"W	27.58'
C5	01°33'08"	38.00'	1402.69'	N31°45'29"E	38.00'



L. Lynn Kadleck
 Registered Professional
 Land Surveyor No. 3952

EXHIBIT A-TRACT 3

EASEMENT ABANDONMENT COLORADO BOULEVARD BLOCK 24/3005

Being a 1,694 square feet tract of land situated in the Elizabeth Robertson Survey, Abstract No. 1211, City of Dallas, Dallas County, Texas, said tract being part of Lot 1, Block 24/3005 of Oak Cliff Land Co.'s revised plat of Blocks 23, 24A, and 24B as recorded in Volume 250, Page 264, Deed Records, Dallas County, Texas and being part of a tract of land conveyed as Tract 2 described in Special Warranty Deed to Southern Foods Group, L.P. as recorded under Instrument Number 200503523973, Official Public Records of Dallas County, Texas, said tract being all of an easement created by Volume 99128, Page 2913, Deed Records of Dallas County, Texas, and being more particularly described as follows:

BEGINNING at a set 5/8 inch iron rod with a plastic cap stamped "Kadleck 3952" for a corner in the north line of Colorado Boulevard (a 60 foot right of way), said point being N 90°00'00" E, a distance of 45.23 feet from the intersection of the north line of Colorado Boulevard with the east line of Lancaster Avenue (a 60 foot right of way), said point being the southwest corner of the said easement tract and the most southerly southeast corner of a tract of land conveyed to the City of Dallas by deed recorded in Volume 4527, Page 262, Deed Records of Dallas County, Texas, said point being the beginning of a non-tangent curve to the left with a central angle of 04°21'49", a radius of 221.12 feet, a chord bearing of N 44°30'48" E and a chord distance of 16.84 feet;

THENCE, Northeasterly, departing the north line of Colorado Boulevard and with the common line of the said City of Dallas tract and the said Southern Foods Group, L.P. Tract 2, an arc distance of 16.84 feet to a set 5/8 inch iron rod with a plastic cap stamped "Kadleck 3952" for a corner;

THENCE, N 90°00'00" E, parallel with and 12 feet north of the north line of Colorado Boulevard, a distance of 135.47 feet to a set 5/8 inch iron rod with a plastic cap stamped "Kadleck 3952" for a corner in the west line of a 20 foot Alley right of way created by Volume 3335, Page 84, Deed Records of Dallas County, Texas;

THENCE, S 00°00'00" E, with the west line of the said 20 foot Alley right of way, a distance of 12.00 feet to a set "x" cut on concrete pavement for a corner at the intersection of the west line of the said 20 foot Alley right of way with the north line of said Colorado Boulevard;

REVIEWED BY
Jr 06.28.2013
SPR-2656

EXHIBIT A-TRACT 3

EASEMENT ABANDONMENT
COLORADO BOULEVARD
BLOCK 24/3005

THENCE, S 90°00'00" W, with the north line of said Colorado Boulevard, a distance of 147.27 feet to the Point of Beginning and Containing 1,694 square feet or 0.039 acre of land.

Dated: November 7, 2012



L. Lynn Kadleck
Registered Professional
Land Surveyor No. 3952



Basis of Bearing:

The bearing basis for this description is a bearing of N 90°00'00" W for the north line of Colorado Boulevard as recorded under Instrument Number 200503523973, Official Public Records, Dallas County, Texas.

(For SPRG Use Only)

Reviewed By: _____

Date: _____

SPRG No 2656

REVIEWED BY

JR 06.28.1013
SPRG 2656

EASEMENT ABANDONMENT
 COLORADO BOULEVARD
 BLOCK 24/3005

EXHIBIT A-TRACT 3
 LEGEND



SCALE: 1"=100'



Date: November 7, 2012
 Job No. 05020

(For SPRG use only)
 Reviewed by: _____
 Date: _____
 SPRG No. 2656

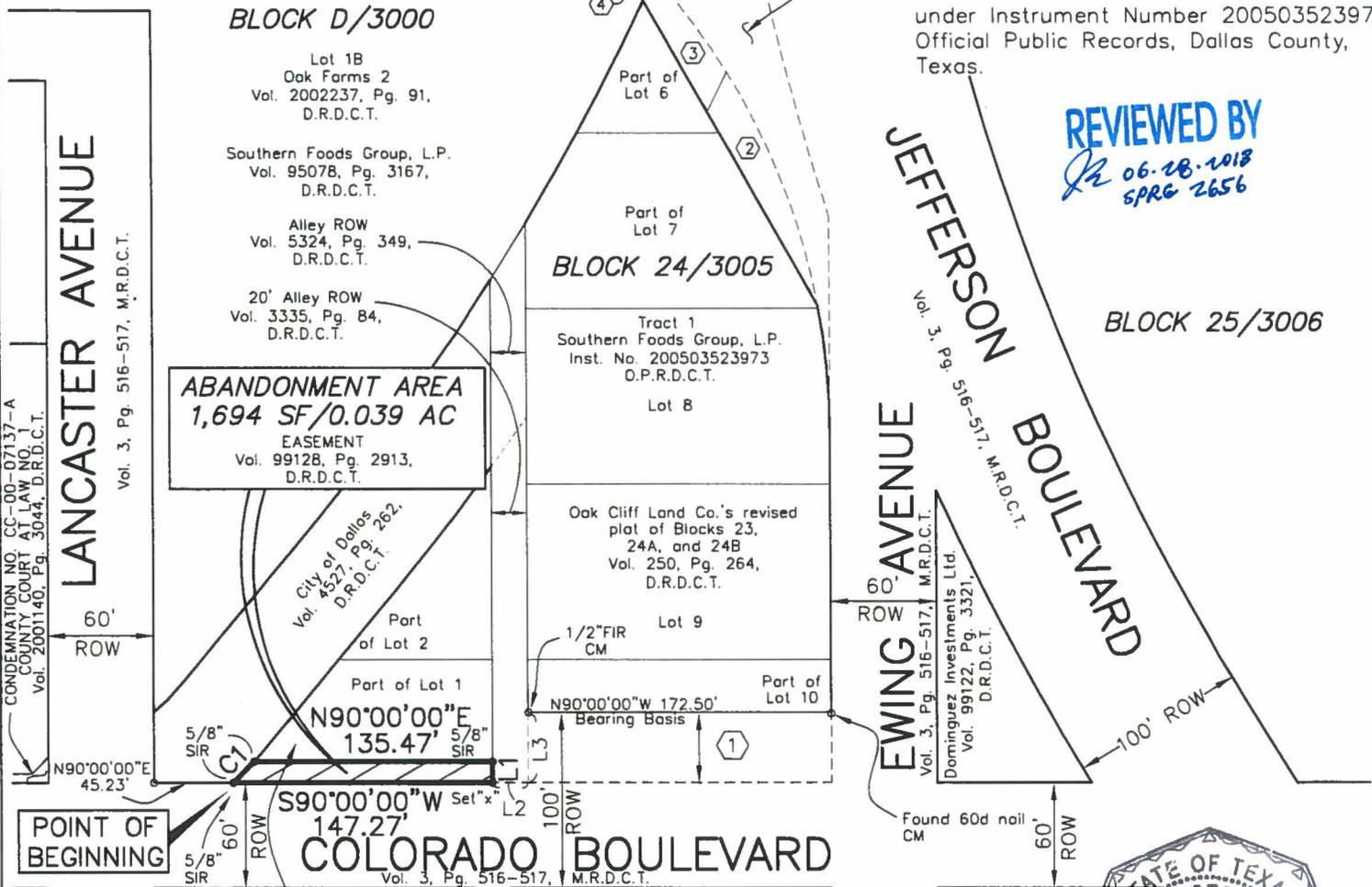
- ROW Right of Way
- FIR Found Iron Rod
- FIP Found Iron Pipe
- SIR Set Iron Rod w/
plastic cap stamped
"Kadleck 3952"
- CM Controlling Monument
- D.R.D.C.T. Deed Records
Dallas County, Texas
- O.P.R.D.C.T. Official Public Records
Dallas County, Texas

- ROW TO CITY OF DALLAS**
- ① TO CITY - TRACT 2
Vol. 5265, Pg. 453, D.R.D.C.T.
 - ② TO CITY - TRACT 1
Vol. 5265, Pg. 453, D.R.D.C.T.
 - ③ TO CITY
Vol. 4527, Pg. 262, D.R.D.C.T.
 - ④ TO CITY - RECORD NOT FOUND
(BY USE AND OCCUPATION)

TO CITY
 Vol. 349, Pg. 90,
 D.R.D.C.T.

The bearing basis for this description is a bearing of N90°00'00"W for the north line of Colorado Boulevard as recorded under Instrument Number 200503523973, Official Public Records, Dallas County, Texas.

REVIEWED BY
Jr 06-18-2018
 SPRG 2656



CONDEMNATION NO. CC-00-07137-A
 COUNTY COURT AT LAW NO. 1
 Vol. 2001140, Pg. 3044, D.R.D.C.T.

POINT OF BEGINNING

LINE	BEARING	DISTANCE
L1	S00°00'00"E	12.00'
L2	S90°00'00"W	20.00'
L3	S00°00'00"E	28.00'

CURVE	DELTA	ARC	RADIUS	BEARING	DISTANCE
C1	04°21'49"	16.84'	221.12'	N44°30'48"E	16.84'



L. Lynn Kadleck
 L. Lynn Kadleck
 Registered Professional
 Land Surveyor No. 3952

EXHIBIT B

ADDITIONAL ABANDONMENT PROVISIONS

That as a condition hereof, this abandonment is subject to any utilities or communication facilities, including without limitation water and wastewater lines, gas lines, and storm sewers, ("Facilities") presently located within the abandoned area described in Exhibit "A", owned and/or operated by the City of Dallas or any utility or communications company, public or private, ("Utility") and to the rights of any Utility for the use of the abandoned area for its Facilities. It is the intent of the foregoing to confirm and maintain and there is hereby reserved and excepted unto the City of Dallas, and not abandoned or conveyed hereunder, an easement (to which this abandonment is made expressly subject) over, upon, under, through, in, and across the abandoned area for each Utility for its respective Facilities located therein at the time of this abandonment, together with the right to make any subsequent alterations, additions, expansions, upgrades or modifications to such Facilities as may, from time to time be deemed necessary or convenient by the Utility owning and/or operating same. No buildings, structures (above or below ground) or trees shall be constructed or placed within the abandoned area without written consent of each affected Utility. Each Utility shall have the full right to remove and keep removed all or part of any buildings, fences, trees, or other improvements or growths which in any way may endanger or interfere with the construction, maintenance or efficiency of its respective Facilities lying within the abandoned area and shall at all times have the full right of ingress and egress to or from and upon the abandoned area for the purposes of reconstructing, removing, relocating, inspecting, patrolling, maintaining, expanding, upgrading, and/or adding to all or part of its Facilities without the necessity at any time of procuring the permission of anyone. The easement reserved hereunder and the conditions and restrictions to which this abandonment is subject shall remain for the benefit of the applicable Utility and/or operators of the Facilities until said Facilities are removed and relocated from the abandoned area. The relocation, removal or adjustment of any or all such Facilities, if made necessary by GRANTEE'S (whether one or more natural persons or legal entities) use of the abandonment area, shall be at the expense of GRANTEE herein, or GRANTEE'S successors and assigns. Should GRANTEE'S relocation or removal of the Facilities require the obtaining of new easements, the acquisition of same shall be at the expense of GRANTEE, GRANTEE'S successors and assigns. If any of the Facilities (or relocations thereof) are allowed to remain on any part of the abandoned area, the easements and buildings restrictions provided herein shall remain thereon. Upon removal or relocation of all of the Facilities, any easements reserved or created herein relating to such removed or relocated Facilities shall terminate, and any building restrictions herein created shall cease.

KEY FOCUS AREA: Economic Vibrancy
AGENDA DATE: October 8, 2013
COUNCIL DISTRICT(S): 7
DEPARTMENT: Housing/Community Services
CMO: Theresa O'Donnell, 671-9195
MAPSCO: 47N

SUBJECT

Authorize an amendment to Resolution No. 13-0732, previously approved on April 24, 2013, to increase an existing economic development loan with South Dallas/Fair Park Inncity Community Development Corporation (ICDC) by \$100,000, from \$3,300,000 to \$3,400,000, for the completion of the construction of commercial space located at 4922 Spring Avenue as part of the redevelopment plan for the Frazier area – Not to exceed \$100,000 - Financing: 2006 Bond Funds

BACKGROUND

Over the period of 2003-2008, master planning, leveraging of capital investments, public/private developments, and redevelopment has begun in the Frazier Neighborhood Investment Program (NIP) Area. In order to implement components of the master plan, catalyst projects for new public/private development and redevelopment have been considered by the City Council on an individual basis.

The 2006 Bond Election provided \$41.495 million in general obligation bonds to provide funds for promoting economic development in the Southern Sector. On December 12, 2007, the City Council approved an amendment to the Public/Private Partnership Program to set forth the Economic Development Program for Southern Dallas. This project will be implemented under the amended program.

One of the key Frazier Neighborhood community stakeholders, South Dallas/Fair Park Inncity Community Development Corporation (ICDC), who is a certified Community Housing Development Organization (CHDO), proposed to work with the City of Dallas to undertake the Spring Avenue Revitalization which is a component of the master plan.

On February 20, 2008, the City Council approved the first economic development loan for ICDC to begin acquisition of improved and unimproved properties, address any relocation issues, address environmental remediation, and demolish existing improvements in order to begin revitalization efforts.

BACKGROUND (Continued)

To date, ICDC has purchased forty-six improved and unimproved properties within the Frazier area. In late 2012, ICDC had an opportunity to fast track the redevelopment of commercial space with some of the acquired property at 4922 Spring Street with an executed tenant agreement with My Children's. At that time, ICDC requested that the City of Dallas allow funds to be used to construct fifty-six hundred square feet of commercial space. The City of Dallas agreed to ICDC's request.

Due to change orders for special amenities by the lessee, ICDC has asked the City for an additional \$100,000 to complete the construction of the commercial space. ICDC will complete the construction in October with the lessee occupying the space soon after.

ICDC's loan will continue to be zero percent interest, with a maturity date of February 20, 2015. ICDC must redevelop all the acquired properties within this timeframe. To be considered "redeveloped," the properties must be either residential units that have all been constructed and sold or rented to households at 140% or less of area median income or all the construction for the retail, commercial, or mixed-use redevelopment structures and projects on the acquired properties have all been completed, as evidenced by a certificate of occupancy having been obtained from the City of Dallas for each unit in all the structures or projects.

If ICDC fails to timely comply with the redevelopment requirements, the City of Dallas has the option to require them to convey fee simple title to the properties acquired with the bond funds under the loan to the City of Dallas, free of any liens or encumbrances not acceptable to the City.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On February 26, 2003, the City Council approved the designation of five (5) census tracts, (CT 25.00, CT 39.02, CT 49.00, CT 89.00, and CT 101.01) as Neighborhood Investment Program (NIP) target areas for two years beginning October 1, 2003.

On September 28, 2005, the City Council approved the redesignation and expansion of three of the existing five NIP targeted areas as follows: CT 25.00 expanded to include CT 27.01 and CT 27.02; CT 39.02 expanded to include CT 115.00 (part); and CT 101.01 expanded to include CT 101.02. These census tracts were designated for a minimum of three years, beginning October 1, 2005.

On August 9, 2006, the City Council approved an ordinance ordering a bond election to be held in the City of Dallas on November 7, 2006, for the purpose of submitting propositions for the issuance of general obligation bonds for funding permanent public improvements.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS) (Continued)

On December 12, 2007, the City Council approved an amendment to the Public/Private Partnership Program to include a special category for an Economic Development General Obligation Bond Program for Southern Dallas.

On January 22, 2008, the Housing Committee of the City Council was briefed on the Frazier Neighborhood Investment Area and the Spring Avenue Revitalization Project.

On February 20, 2008, the City Council approved an economic development loan in the amount of \$500,000 at 0% interest to South Dallas/Fair Park Innerscity Community Development Corporation by Resolution No. 08-0595.

On August 26, 2009, the City Council approved an increase in the economic development loan to ICDC from \$500,000 to \$1,000,000, by Resolution No. 09-2085.

On April 28, 2010, the City Council approved an increase in the economic development loan to ICDC from \$1,000,000 to \$1,500,000, by Resolution No. 10-1101.

On September 22, 2010, the City Council approved an increase in the economic development loan to ICDC from \$1,500,000 to \$2,500,000, by Resolution No. 10-2419.

On December 12, 2012, the City Council approved an increase in the economic development loan to ICDC from \$2,500,000 to \$3,100,000, by Resolution No. 12-3019.

On April 24, 2013, the City Council approved an increase in the economic development loan to ICDC from \$3,100,000 to \$3,300,000, by Resolution No. 13-0732.

FISCAL INFORMATION

2006 Bond Funds - \$100,000

Original Contract Amount	\$ 500,000
Amendment No. 1	\$ 500,000
Amendment No. 2	\$ 500,000
Amendment No. 3	\$1,000,000
Amendment No. 4	\$ 600,000
Amendment No. 5	\$ 200,000
Amendment No. 6 (this action)	<u>\$ 100,000</u>
Total	\$3,400,000

OWNER

**South Dallas/Fair Park Inncity
Community Development
Corporation**

Diane Ragsdale, Executive Director

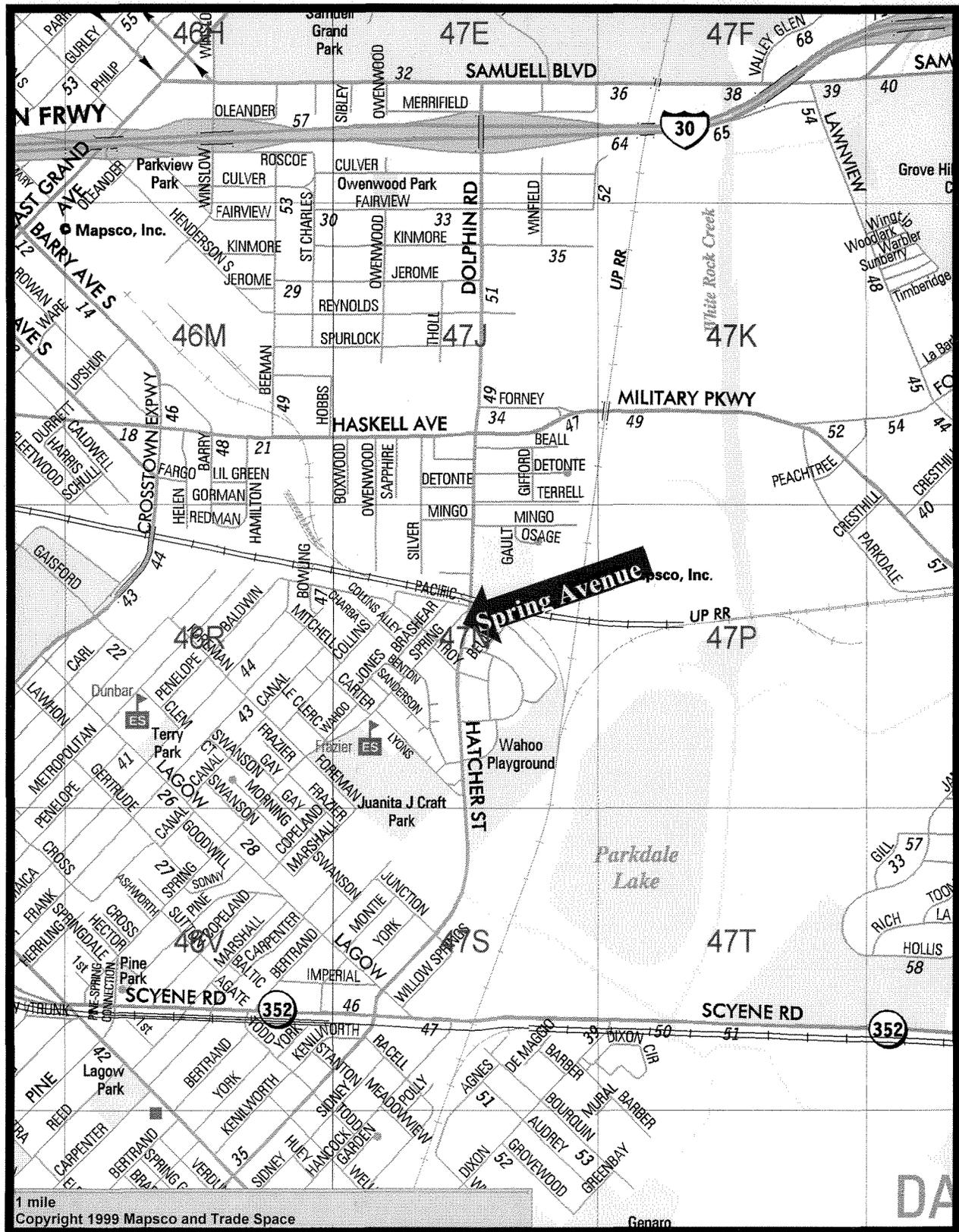
DEVELOPER

**South Dallas/Fair Park Inncity
Community Development
Corporation**

Diane Ragsdale, Executive Director

MAP(S)

Attached



MAPSCO 47N

October 8, 2013

WHEREAS, the City of Dallas seeks to increase the supply of new affordable workforce housing in order to attract and retain economic growth; and

WHEREAS, on February 26, 2003, the City Council approved the designation of five (5) census tracts, (CT 25.00, CT 39.02, CT 49.00, CT 89.00, and CT 101.01) as Neighborhood Investment Program (NIP) target areas for two years beginning October 1, 2003; and

WHEREAS, on September 28, 2005, the City Council approved the redesignation and expansion of three of the existing five NIP targeted areas as follows: CT 25.00 expanded to include CT 27.01 and CT 27.02; CT 39.02 expanded to include CT 115.00 (part); and CT 101.01 expanded to include CT 101.02. These census tracts were designated for a minimum of three years, beginning October 1, 2005; and

WHEREAS, on August 9, 2006, the City Council approved an ordinance ordering a bond election to be held in the City of Dallas on November 7, 2006, for the purpose of submitting propositions for the issuance of general obligation bonds for funding permanent public improvements; and

WHEREAS, On November 7, 2006, the voters of Dallas approved a \$1.35 billion General Obligation Bond Program of which \$41,495,000 was set aside for the purpose of providing funds for promoting economic development in the Southern area of the city, and promoting economic development in other areas of the city in connection with transit-oriented development; and

WHEREAS, on December 12, 2007, the City Council approved an amendment to the Public/Private Partnership Program to include a special category for an Economic Development General Obligation Bond Program for Southern Dallas; and

WHEREAS, on January 22, 2008, the Housing Committee of the City Council was briefed on the Frazier Neighborhood Investment Area and the Spring Avenue Revitalization Project; and

WHEREAS, on February 20, 2008, the City Council approved an economic development loan in the amount of \$500,000 at 0% interest to South Dallas/Fair Park Inncity Community Development Corporation; and

WHEREAS, on August 26, 2009, the City Council approved an increase in the economic development loan to ICDC from \$500,000 to \$1,000,000, by Resolution No. 09-2085; and

WHEREAS, on April 28, 2010, the City Council approved an increase in the economic development loan to ICDC from \$1,000,000 to \$1,500,000, by Resolution No. 10-1101; and

October 8, 2013

WHEREAS, on September 22, 2010, the City Council approved an increase in the economic development loan to ICDC from \$1,500,000 to \$2,500,000, by Resolution No. 10-2419; and

WHEREAS, on December 12, 2012, the City Council approved an increase in the economic development loan to ICDC from \$2,500,000 to \$3,100,000, by Resolution No. 12-3019; and

WHEREAS, on April 24, 2013, the City Council approved an increase in the economic development loan to ICDC from \$3,100,000 to \$3,300,000, by Resolution No. 13-0732; and

WHEREAS, South Dallas/Fair Park Innerscity Community Development Corporation (ICDC) proposes to continue to work with the City of Dallas for the Frazier Neighborhood Investment Program Area-Spring Avenue Revitalization Project;

NOW, THEREFORE,

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

Section 1. That the City Manager or designee, upon approval as to form by the City Attorney, is hereby authorized to amend Resolution No. 13-0732, previously approved on April 24, 2013, to increase an existing economic development loan with South Dallas/Fair Park Innerscity Community Development Corporation (ICDC) by \$100,000, from \$3,300,000 to \$3,400,000, for the completion of the construction of commercial space located at 4922 Spring Avenue as part of the redevelopment plan for the Frazier area.

Section 2. That the City Manager, upon approval as to form by the City Attorney, is authorized to execute modifications to South Dallas/Fair Park Innerscity Community Development Corporation's (ICDC's) loan documents.

Section 3. That the City Controller is hereby authorized to encumber and disburse funds in accordance with the terms and conditions of the contract as follows:

South Dallas/Fair Park Innerscity Development Corp. Vendor # 266539
Fund 9T52, Dept HOU, Unit T808, Act AQDM, Obj 3015
Program # FRAZIER1, CT HOUT807J277A - in an amount not to exceed \$100,000

Section 4. That the City Controller is hereby authorized to set up receivable balance sheet account (033F) and an allowance for uncollectible debt (022D) in fund 9T52 for the amount of the loan.

October 8, 2013

Section 5. That nothing in this resolution shall be construed as a binding contract or agreement upon the City, that it is subject to available bond funding, and there will be no liability or obligation on the City until final contract documents are approved, executed, and final closing completed.

Section 6. 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.