

Memorandum

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CITY SECRETARY
DALLAS, TEXAS



CITY OF DALLAS

DATE 10 January 2014

TO Transportation and Trinity River Project Committee Members: Lee Kleinman (Vice Chair), Deputy Mayor Pro Tem Monica Alonzo, Mayor Pro Tem Tennell Atkins, Sandy Greyson, and Sheffie Kadane

SUBJECT Transportation and Trinity River Project Committee Meeting Agenda

Monday, 13 January 2014, at 1:00 p.m. until 3:00 p.m.

Dallas City Hall – 6ES, 1500 Marilla Street, Dallas, TX 75201

The agenda for the meeting is as follows:

1. Approval of the 9 December 2013 Meeting Minutes (Estimated 3 Minutes) Vonciel Jones Hill, Chair
2. Transportation-for-Hire Regulations (Estimated 90 Minutes) Jimmy Martin, Director
Code Compliance
3. Upcoming Potential Council Agenda Items (Estimated 2 Minutes)

22 January 2014

- Authorize acquisition, including the exercise of the right of eminent domain if such becomes necessary, from PNYX, LTD., of an unimproved tract of land containing approximately 988 square feet located on Continental Avenue at its intersection with North Riverfront Boulevard for the reconstruction of Continental Avenue - Not to exceed \$41,139 (\$37,939 plus closing costs and title expenses not to exceed \$3,200) – Financing: 2006 Bond Funds
- Authorize a three-year service contract for scrap tire removal from the Trinity River and trash and debris removal from Lake Ray Hubbard - Good Earth Corporation, Inc. in the amount of \$2,805,000 and Hess Construction, LLC in the amount of \$452,944, lowest responsible bidders of three - Not to exceed \$3,257,944 - Financing: Stormwater Drainage Management Capital Construction Funds (\$2,805,000) and Water Utilities Current Funds (\$452,944) (subject to annual appropriations)
- Authorize payment to Dallas Area Rapid Transit for utility improvement and relocation costs associated with the Urban Circulator streetcar project in downtown Dallas - Not to exceed \$427,000 – Financing: Water Construction Funds (\$113,000), Wastewater Construction Funds (\$85,000), and Wastewater Capital Improvement Funds (\$229,000)

“A quorum of the Dallas City Council may attend this Council Committee meeting.”

Transportation and Trinity River Project Committee Meeting Agenda

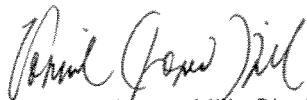
10 January 2014

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- Authorize an Advance Funding Agreement with the State of Texas, acting through the Texas Department of Transportation, for the design and construction of water and wastewater main relocations and appurtenance adjustments for S.M. Wright Freeway Phase I from C.F. Hawn Freeway (U.S. Highway 175) to Julius Schepps Freeway (Interstate Highway 45) - Not to exceed \$3,513,000 - Financing: Water Utilities Capital Construction Funds (\$15,000) and Water Utilities Capital Improvement Funds (\$3,498,000)
- A public hearing to receive comments to amend the City of Dallas Thoroughfare Plan to change the dimensional classification of Sylvan Avenue from IH-30 to Colorado Boulevard from a six-lane divided roadway M-6-D(A*) within 100 feet of right-of-way to a special four-lane divided roadway (SPCL 4-D) with bicycle lanes within 80 feet of right-of-way; and at the close of the hearing, authorize an ordinance implementing the change - Financing: No cost consideration to the City
- A public hearing to receive comments to amend the City of Dallas Thoroughfare Plan to change the dimensional classifications of **(1)** Victory Avenue from Continental Avenue to Lamar Street from a one-way special three-lane couplet (SPCL 3 CPLT) within 56 feet of right-of-way to a special two-way three-lane undivided roadway (SPCL 3U) within 67 feet of right-of-way and 36 feet of pavement; **(2)** Victory Avenue from Lamar Street to North Houston Street from a one-way special four-lane couplet (SPCL 4 CPLT) within 64 to 80 feet of right-of-way to a special two-way four-lane undivided roadway (SPCL 4U) within 67 to 80 feet of right-of-way; **(3)** North Houston Street from Continental Avenue to All Star Way from a one-way special four-lane couplet (SPCL 4 CPLT) within 64 to 67 feet of right-of-way to a two-way special three-lane undivided roadway (SPCL 3U) within 67 feet of right-of-way with bicycle lanes; and **(4)** North Houston Street from All Star Way to Hi Line Drive from a one-way special four-lane couplet (SPCL 4 CPLT) within 64 to 67 feet of right-of-way to a two-way special four-lane undivided roadway (SPCL 4U) within 64 to 67 feet of right-of-way and 44 to 47 feet of pavement; and at the close of the hearing, authorize an ordinance implementing the change - Financing: No cost consideration to the City

Adjourn

Should you have any questions, please do not hesitate to contact me.



Vonciel Jones Hill, Chair
Transportation and Trinity River Project Committee

c: Honorable Mayor and Members of the City Council
A.C. Gonzalez, Interim City Manager
Warren M. S. Ernst, City Attorney
Judge Daniel F. Solis, Administrative Judge
Rosa A. Rios, City Secretary
Craig D. Kinton, City Auditor
Ryan S. Evans, Interim First Assistant City Manager
Jill A. Jordan, P. E., Assistant City Manager
Forest E. Turner, Assistant City Manager
Joey Zapata, Assistant City Manager
Charles M. Cato, Interim Assistant City Manager
Theresa O'Donnell, Interim Assistant City Manager
Frank Libro, Public Information Officer
Jeanne Chipperfield, Chief Financial Officer
Elsa Cantu, Assistant to the City Manager – Mayor and Council

“A quorum of the Dallas City Council may attend this Council Committee meeting.”

A closed executive session may be held if the discussion of any of the above agenda items concerns one of the following:

1. Contemplated or pending litigation, or matters where legal advice is requested of the City Attorney. Section 551.071 of the Texas Open Meetings Act.
2. The purchase, exchange lease or value of real property, if the deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third person. Section 551.072 of the Texas Open Meetings Act.
3. A contract for a prospective gift or donation to the City, if the deliberation is an open meeting would have a detrimental effect on the position of the City in negotiations with a third person. Section 551.073 of the Texas Open Meetings Act.
4. Personnel matters involving the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee or to hear a complaint against an officer or employee. Section 551.074 of the Texas Open Meetings Act.
5. The deployment, or specific occasions for implementation of security personnel or devices. Section 551.076 of the Texas Open Meetings Act.
6. Deliberations regarding economic development negotiations. Section 551.087 of the Texas Open Meetings Act.

Transportation and Trinity River Project Council Committee Meeting

Meeting Minutes

Meeting Date: 9 December 2013

Convened: 1:10 p.m.

Adjourned: 2:40 p.m.

Councilmembers:	Presenter(s):
Vonciel Jones Hill, Chair	Jill A. Jordan, P.E., Assistant City Manager
Lee Kleinman, Vice-Chair	Sarah Standifer, Assistant Director, TWM
Deputy Mayor Pro Tem Monica Alonzo	Mark Doty, Senior Planner, Sustainable Development
Mayor Pro Tem Tennell Atkins	Rick Galceran, P.E., Director, Public Works
Sandy Greyson	
Sheffie Kadane	
	Other Staff Present:
Councilmembers Absent: None	Forest E. Turner, Assistant City Manager
	Rosa A. Rios, City Secretary
Other Councilmembers Present:	Keith Manoy, Assistant Director, Public Works
Mayor Mike Rawlings	Peer Chacko, Assistant Director, Sustainable Development and Construction
Jerry Allen	Michael Hellman, Assistant Director, Park and Recreation
Jennifer Gates	
Scott Griggs	
Philip Kingston	
Adam Medrano	

AGENDA:

1. **Approval of the 18 November 2013 Meeting Minutes**

Presenter(s): Vonciel Jones Hill, Chair

Action Taken/Committee Recommendation(s): Motion was made to approve the 18 November 2013 meeting record subject to the correction of the motion recorded for item 2. The correction: Motion was made to interview all six D/FW International Airport Board nominees by this committee.

Motion made by: Kadane
Item passed unanimously:
Item failed unanimously:

Motion seconded by: Alonzo
Item passed on a divided vote:
Item failed on a divided vote:

2. **Dallas/Fort Worth International (D/FW) Airport Board Interviews and Recommendations**
Presenter(s): D/FW International Airport Board interviews were conducted by the Committee.

Action Taken/Committee Recommendation(s): The committee vote ranked the nominees in the following order:

1) Sam Coats, 2) Bernice J. Washington, 3) William Tsao, and 4) Theresa Flores.

The Committee recommendation will go forward to the full City Council for consideration.

3. **Big Spring Update**

Presenter(s): Sarah Standifer, Assistant Director, Trinity Watershed Management, and Mark Doty, Senior Planner, Sustainable Development and Construction

Information Only: X

4. **Sylvan Update**

Presenter(s): Sarah Standifer, Assistant Director, Trinity Watershed Management

Information Only: X

5. **Upcoming Potential Council Agenda Items**

11 December 2013

- Authorize a contract with Jeske Construction Company, lowest responsible bidder of three, for reconstruction of street paving, storm drainage and water and wastewater main improvements for Morris Street from Sylvan Avenue to Canada Drive and for the channel lining of the Pavaho Pump Station Drainage Sump - Not to exceed \$1,787,566 - Financing: General Obligation Commercial Paper Funds (\$890,427), Stormwater Drainage Management Capital Construction Funds (\$860,664), Water Utilities Capital Construction Funds (\$4,326) and Water Utilities Capital Improvement Funds (\$32,149)
- Authorize a professional services contract with Freese and Nichols, Inc. for the engineering design of the Traffic Control and Safety Treatments for the Trail-Road Crossing Project of the Statewide Transportation Enhancement Program – Not to exceed \$105,375 – Financing: Texas Department of Transportation Grant Funds (\$34,957); Dallas County (\$4,020); and 2006 Bond Funds (\$66,398)

Action Taken/Committee Recommendation(s): Motion was made to move forward to full City Council for consideration.

Motion made by: Kadane
Item passed unanimously: X
Item failed unanimously: _____

Motion seconded by: Atkins
Item passed on a divided vote: _____
Item failed on a divided vote: _____

Adjourned
(2:40 p.m.)

Vonciel Jones Hill, Chair
Transportation and Trinity River Project Council Committee

Memorandum



CITY OF DALLAS

DATE 10 January 2014

TO The Honorable Members of the Transportation and Trinity River Project Committee:
Vonciel Jones Hill (Chair), Lee Kleinman (Vice Chair), Deputy Mayor Pro Tem Monica Alonzo,
Mayor Pro Tem Tennell Atkins, Sandy Greyson, Sheffie Kadane

SUBJECT Transportation For Hire Regulations

On Monday 13 January 2014 the Transportation and Trinity River Project Committee will be briefed on the regulations to operate transportation for hire services. The material is attached for your review.

Please feel free to contact me if you need additional information.

A handwritten signature in black ink, appearing to read 'Charles M. Cato'.

Charles M. Cato
Interim Assistant City Manager

Attachment

cc: A.C. Gonzalez, Interim City Manager
Warren M. S. Ernst, City Attorney
Judge Daniel Solis, Administrative Judge
Rosa A. Rios, City Secretary
Craig D. Kinton, City Auditor
Ryan S. Evans, Interim First Assistant City Manager
Jill A. Jordan, P.E., Assistant City Manager
Forest E. Turner, Assistant City Manager
Joey Zapata, Assistant City Manager
Theresa O'Donnell, Interim Assistant City Manager
Jeanne Chipperfield, Chief Financial Officer
Frank Libro, Public Information Officer
Elsa Cantu, Assistant to the City Manager – Mayor and City Council

Transportation for Hire Regulations

Presented to the
Transportation & Trinity River Project Committee
13 January 2014



Purpose of Briefing

- Review current City of Dallas transportation for hire regulations

What does city regulate?

- City regulates the following transportation for hire services:
 - Limousines
 - Taxicabs
 - Shuttles
 - Ambulances, Non-Motorized, Emergency Wreckers, Vehicle Tow Service and Vehicle Immobilization Service

Why does city regulate?

- Public Health and Safety
 - Safe vehicles
 - Verified and approved companies
 - Qualified drivers
- Consumer protection
 - Regulation of fares and meters
 - Reporting, resolving complaints
 - Adequate insurance protection
- Promote quality/access of service
 - Minimum requirements for vehicles, drivers
 - Number of vehicles, drivers

Summary of Dallas Regulations

Regulations	Limousine	Taxi
Operating authority required	Yes	Yes
How customers are served	Scheduled only	On demand or scheduled
How fares are set	Market Driven Fare meters <u>prohibited</u>	City Council Fare meters <u>required</u>
Vehicle color scheme regulated	No	Yes
Vehicle inspections	Yes	Yes
No. of vehicles regulated	Not regulated	Regulated
Vehicle Age/ Value Limits	No age limit > \$35,000	< 5 years No min value
Drivers permitted by City	Yes	Yes
Liability Insurance required	Yes	Yes
Required to serve all areas of Dallas?	No	Yes
Dispatch service required	No	Yes

Comparison of Limousine Regulations

Regulation	Dallas	Houston	Austin	Washington D.C.	Miami-Dade County
Operating authority required	Yes	Yes	Yes	Yes	Yes
How customers are served	Scheduled only	Pre-Arranged	Pre-Arranged	Scheduled only	Pre-Arranged
How fares are set	Market Driven	City Council	City Council	Limo: Market Driven Sedan: Market Driven (Time /Distance)	County
Vehicle color scheme regulated	No	No	No	Limo: No Sedan: Yes	Yes
Vehicle inspections	Yes	Yes	Yes	Yes	Yes
Cap on number of vehicles regulated	Not Regulated	Not Regulated	Not Regulated	Not Regulated	Regulated
Vehicle Age/ Value Limits	No age limit >\$35,000	Sedan < 6 yrs Stretch < 10 yrs > \$33,099	No	No	< 2yrs >\$43,000
Drivers permitted by governing authority	Yes	Yes	Yes	Yes	Yes
Liability Insurance required	Yes	Yes	Yes	Yes	No (only vehicles)
Required to serve all areas	No	Yes	Yes	No	Yes
Dispatch service required	No	Yes	Yes	Yes	Yes

Comparison of Taxi Regulations

Regulation	Dallas	Houston	Austin	Washington D.C.	Miami-Dade County
Operating authority required	Yes	Yes	Yes	Yes	Yes
How customers are served	On Demand or Pre-Arranged	Hail, Pre-Arranged	On Demand	On Demand or Schedule	On Demand or Schedule
How fares are set	City Council Fare Meters Required	City Council	City Council	Taxi Authority Fare Meters Required	County Fare Meters Required
Vehicle color scheme regulated	Yes	Yes	Yes	Yes	Yes
Vehicle inspections	Yes	Yes	Yes	Yes	Yes
Cap on number of vehicles regulated	Yes	Yes	Yes	Yes	Yes
Vehicle Age/ Value Limits	< 5 years No min value	< 6 years No min value	< 8 years No min value	< 5 years No min value	< 5 years No min value
Drivers permitted by governing authority	Yes	Yes	Yes	Yes	Yes
Liability Insurance required	Yes	Yes	Yes	Yes	No (only vehicles)
Required to serve all areas	Yes	Yes	Yes	Yes	Yes
Dispatch service required	Yes	Yes	Yes	Yes	Yes

Operating Authority Limousine and Taxi Services - Requirements

Description	Limousine	Taxi
Operating Authority - Key provisions	<ul style="list-style-type: none"> • Applicant at least 19 years old and free of recent major criminal convictions • Number and description of vehicles proposed for use including year, make, model, vehicle registration and identification number • Proof of liability insurance • Description of service to include routes, fares and schedule • No outstanding ad valorem taxes 	<ul style="list-style-type: none"> • Applicant at least 19 years old and free of recent major criminal convictions • Number and description of vehicles proposed for use including year, make, model, vehicle registration and identification number • Proof of liability insurance • Description of service to include routes, fares and schedule • No outstanding ad valorem taxes • Proof of a permanent and established place of business within the City of Dallas • An actual pro forma income statement and balance sheet showing the assets, liabilities, and equity of the business

Operating Authority Limousine and Taxi Services - Requirements

Description	Limousine	Taxi
<p>Operating Authority Requirements - Vehicles</p>	<p>Using a luxury sedan, luxury sport- utility vehicle, luxury truck, or luxury van approved by the director</p> <p>Must provide and maintain in good condition an air conditioner, heater and approved fire extinguisher</p> <p>At least four doors and equipped with a combination of at least five of the following nonessential passenger comfort appointments</p> <ul style="list-style-type: none"> Electric locks, power windows, power seats, enhanced interior lighting, sun roof or moon roof, intercom system, separate HVAC controls for passengers and upgrades to either seat covers, carpeting, trim, wheel covers <p>If new a sticker price exceeding \$35K</p> <p>Vehicle and passenger comfort appointments are in excellent condition <small>Certain exclusions apply to a classic or specialty limousine</small></p>	<p>Cannot use:</p> <p>Vehicle older than 60 months if not an alternative fuel vehicle</p> <p>Vehicle older than 84 months if alternative fuel vehicle</p> <p>Must provide</p> <ul style="list-style-type: none"> •Seatbelts for each passenger •Heater, air conditioner and fire extinguisher in good condition •Indicator of when for hire and when it is not for hire •Top light •Two-way radio on the holder's dispatch frequency •Credit card processing devices •Taximeter •Decal complying with City Code <p>Vehicle must be kept in excellent condition</p>

Operating Authority Limousine and Taxi Services - Requirements

Description	Limousine	Taxi
Operating Authority Requirements - Insurance	Liability Insurance of \$500K for each vehicle and occurrence of bodily injury and property damage	Liability Insurance of \$500K for each vehicle and occurrence of bodily injury and property damage
Operating Authority Requirements – Fares	<p>Fares charged must be consistent with the fares documented in the application</p> <p>The use of any type of meter or measuring device to calculate rates of fares for limousine service is prohibited</p>	A holder or a driver shall not charge any fare that exceeds the maximum fare authorized

Operating Authority Limousine and Taxi Services - Requirements

Description	Limousine	Taxi
<p>Operating Authority Requirements - Services</p>	<p>Services must be on a pre-arranged basis</p> <p>Shall not accept any passenger except one for whom service has been prearranged</p> <p>Shall not arrive at location to pickup passenger more than 10 minutes before the designated pickup time</p>	<p>While operating a taxicab a driver shall not refuse to convey a person who requests service unless:</p> <ul style="list-style-type: none"> • the person is disorderly; • the driver is engaged in answering a previous request for service; • the driver has reason to believe that the person is engaged in unlawful conduct; or • the driver is in fear of his personal safety

Appendix 1

Synopsis of Chapter 10A Limousines

Dallas Limo Service Regulations

Article I

Chapter 10A Article I General Provisions	Regulations
SEC. 10A-1. Statement of Policy	Provide and promote adequate and efficient limousine service in the City of Dallas.
SEC. 10A-2. Authority and Duty of Director	Implement, enforce, and establish rules and regulations by written order.
SEC. 10A-3. Establish Rules and Regulations	A public hearing must be held before adopting, amending, or abolishing a rule or regulation; an official notice must be posted; and the order become effective once the notice expires.
SEC. 10A-4. Exclusions	Does not apply to a limousine or to a person operating a limousine used to transport a person from a point outside the city to a destination inside the city; operated under state or federal authority unless subject to the city's regulatory authority.
SEC. 10A-5. Definitions	Terms defined for limousine services.

Dallas Limousine Service Regulations

Article II

Chapter 10A Article II Operating Authority	Regulations
SEC. 10A-6. Operating Authority Required	A person commits an offense if he operates a limousine service within the city without valid operating authority.
SEC. 10A-7. Qualifications for Operating Authority	Age, citizenship, able to speak English, and crime record.
SEC. 10A-8. Application for Operating Authority	To obtain limousine service operating authority, a person must submit an application; be the person who will own, control, or operate the limousine service.
SEC. 10A-9. Public Hearing; Burden of Proof	Upon receipt of an application for operating authority, call a public hearing; publish notice of the hearing, and post notice on the official bulletin board in the city hall, not less than five or more than 15 days before the date of the hearing.
SEC. 10A-10. Issuance and Denial of Operating Authority	In deciding whether to issue or deny an application for operating authority, consideration of public convenience and necessity is needed.

Dallas Limousine Service Regulations

Article II continued...

Chapter 10A Article II Operating Authority	Regulations
SEC. 10A-11. Limitations of Operating Authority	Operating authority must state the type of service and contain other conditions and limitations such as number of vehicles authorized; description of vehicles; number of passengers to be transported; and customers to be served.
SEC. 10A-12. Amendments to Operating Authority	Minor amendments to operating authority may be made and amendments that substantially change the scope of the operating authority must be applied for in the same manner as the original operating authority.
SEC. 10A-13. Expiration and Renewal of Operating Authority	Operating authority expires September 30 of each year. A holder shall apply for a renewal at least 30 days before the expiration.
SEC. 10A-14. Revocation of Operating Authority	Revocation of an operating authority occurs if a false statement was made; failed to comply with provisions; and operation of a service not authorized by the operating authority.

Dallas Limousine Service Regulations

Article II continued...

Chapter 10 Article II Operating Authority	Regulations
SEC. 10A-15. Appeals	Any person whose application for operating authority or is denied, revoked, or suspended may file an appeal.
SEC. 10A-16. Non-transferability	A holder's operating authority, permit, emblem, or decal is not transferable.
SEC. 10A-17. Fees	The annual fee for limousine service operating authority is \$550; \$50 for each vehicle authorized to operate. A \$220 application fee must be paid at the time of an application is submitted. No refund.

Dallas Limousine Service Regulations

Article III

Chapter 10A Article III Limousine Driver's Permit	Regulations
SEC. 10A-18. Limousines Driver's Permit Required	A person commits an offense if he operates a vehicle engaged in limousine service without a valid limousine driver's permit.
SEC. 10A-19. Qualifications for a Limousine Driver's Permit	Age, citizenship, able to speak English, and not have been convicted of a crime.
SEC. 10A-20. Application for Limousine Driver's Permit; Fee	To obtain a limousine driver's permit or renewal, a person must file a completed written application and submit a non-refundable application fee of \$40.
SEC. 10A-21. Investigation of Application	An applicant may be required to submit to a physical examination and a police investigation.
SEC. 10A-22. Issuance and Denial of Limousine Driver's Permit	The director can determine if an applicant is qualified or unqualified.
SEC. 10A-23. Expiration of Limousine Driver's Permit; Voidance upon Suspension or Revocation of State Driver's License	A limousine driver's permit expires two years from the date of issuance. If a state driver's license is suspended or revoked, the limousine driver's permit automatically becomes void.

Dallas Limousine Service Regulations

Article III continued...

Chapter 10A Article III Limousine Driver's Permit	Regulations
SEC. 10A-24. Provisional Permit	The director may issue a provisional limousine driver's permit pending completion of investigation; a provisional permit expires on the date shown and shall not exceed 45 days after the date of issuance.
SEC. 10A-25. Probationary Permit	The director may issue a probationary limousine driver's permit to an applicant who is not qualified for a limousine driver's permit.
SEC. 10A-26. Duplicate Permit	If a limousine driver's permit is lost or destroyed, a duplicate may be issued upon a non-refundable payment of \$18.
SEC. 10A-27. Display of Permit	A limousine driver shall at all times keep a driver's permit in their possession.
SEC. 10A-28. Suspension by a Designated Representative	A director's representative may suspend the limousine driver's permit for a period of time not to exceed three days.
SEC. 10A-29. Suspension of Limousine Driver's Permit	The director may suspend the limousine driver's permit for a definite period of time not to exceed 60 days.

Dallas Limousine Service Regulations

Article III continued...

Chapter 10A Article III Limousine Driver's Permit	Regulations
SEC. 10A-30. Revocation of Limousine Driver's Permit	A director may revoke a limousine driver's permit if they operated a limousine during a period in which permit was suspended; made a false statement; or engaged in conduct that constitutes a suspension.
SEC. 10A-31. Limousine Operation after Suspension or Revocation	After receipt of suspension, revocation, or denial of permit renewal, a driver must discontinue driving and surrender the permit.
SEC. 10A-32. Appeal from Denial, Suspension, or Revocation	A person may appeal a denial, suspension, or revocation of a limousine driver's permit.
SEC. 10A-33. Non-Transferability	A limousine driver's permit, badge, sticker, or emblem is not transferable.

Dallas Limousine Service Regulations

Article IV

Chapter 10A Article IV Miscellaneous Holder and Driver Regulation	Regulations
SEC. 10A-34. Holder’s and Driver’s Duty to Comply	A holder, cab company, and driver must comply with terms and conditions of the operating authority and motor vehicle laws.
SEC. 10A-35. Holder’s Duty to Enforce Compliance by Drivers	A holder shall establish policy and take action to discourage, prevent, or correct violations by employed drivers.
SEC. 10A-35.1. Driver as Independent Contractor	A holder may contract with a driver on an independent-contractor basis.
SEC. 10A-36. Insurance; Suspension of Operating Authority	A holder shall procure and keep in full force and effect automobile liability insurance written by an insurance company that is approved, licensed, or authorized by the Texas Department of Insurance and acceptable to the city.
SEC. 10A-37. Information to be Supplied Upon Request of Director	Upon request, a holder shall submit a current list of vehicles; current financial statement; names of current officers, owners, and managers; and a list of current drivers employed or under contract.
SEC. 10A-38. Holder’s Records and Reports	A holder shall maintain business records and reports of its limousine service.

Dallas Limousine Service Regulations

Article IV continued...

Chapter 10A Article IV Miscellaneous Holder and Driver Regulation	Regulations
SEC. 10A-39. Failure to Pay Ad Valorem Taxes	A holder for operating authority shall not allow the payment of ad valorem taxes upon any vehicle, equipment, or other property used directly or indirectly in connection with the limousine service to become delinquent.

Dallas Limousine Service Regulations

Article V

Chapter 10A Article V Service Rules and Regulations	Regulations
SEC. 10A-40. Solicitation	A person commits an offense if he, by word or gesture, solicits a passenger for hire.
SEC. 10A-41. Payment for Preferential Placement of Passengers	An employee of a business establishment, who acts as an agent in obtaining limousine service for prospective passengers shall not solicit or accept payment.
SEC. 10A-42. Conduct of Driver	A driver shall act in a reasonable, prudent, and courteous manner; maintain a sanitary and well-groomed appearance; and not consume an alcoholic beverage, drug, or other substance that could adversely affect the ability to drive a motor vehicle.
SEC. 10A-43. Alcohol in Limousine	A holder or driver commits an offense if he provides an alcoholic beverage to a passenger for a fee or as part of the limousine service.
SEC. 10A-44. Service on Prearranged Basis; Trip Manifests	Each holder providing limousine service on a prearranged basis shall provide and maintain a trip manifest.

Dallas Limousine Service Regulations

Article V continued...

Chapter 10A Article V Service Rules and Regulations	Regulations
SEC. 10A-45. Notification of Change of Address or Ownership	A holder commits an offense if he/she fails to notify, within 10 days, a change in the address or telephone number; or changes the form of the business or officers of the corporation of the limousine service without a request to amend the operating authority.
SEC. 10A-46. Return of Passengers' Property	A driver of a limousine shall immediately attempt to return to a passenger any property.
SEC. 10A-46.1. Ground Transportation Service at Love Field Airport	A holder performing ground transportation service at Dallas Love Field Airport shall comply with all requirements of Chapter 5, Article II of this code that are applicable to limousines.

Dallas Limousine Service Regulations

Article VI

Chapter 10A Article VI Fares	Regulations
SEC. 10A-47. Rates of Fare	A driver or holder shall not charge a fare for operating a limousine that is inconsistent with the rates authorized in the limousine service operating authority.

Dallas Limousine Service Regulations

Article VII

Chapter 10A Article VII Vehicles and Equipment	Regulations
SEC. 10A-48. Vehicle Inspection and Maintenance	The applicant for operating authority shall have each vehicle to be used in the limousine service inspected in a manner to determine safety of the vehicle, condition of maintenance, and compliance with state and federal laws.
SEC. 10A-49. Required Equipment	A holder or driver shall provide and maintain in good operating condition an air conditioner; heater; chemical-type fire extinguisher; a valid decal; evidence of insurance; and any other equipment required to comply with federal and state motor vehicle safety standards.

Dallas Limousine Service Regulations

Article VIII

Chapter 10A Enforcement	Regulations
SEC. 10A-50. Enforcement by Police Department	Officers of the Police Department shall assist in the enforcement of this chapter.
SEC. 10A-51. Correction Order	If the director determines that a holder violates a code, terms of its operating authority, a regulation, or other law, the director may notify the holder in writing and by written order direct the holder to correct the violation.
SEC. 10A-52. Service of Notice	A holder shall designate a representative to receive service of notice and to serve notice.
SEC. 10A-53. Appeal	A holder may appeal a correction order issued if an appeal is requested in writing not more than 10 days after notice of the order is received.
SEC. 10A-54. Criminal Offenses	A person commits an offense if he violates or attempts to violate a provision, rule, or regulation governing limousine service. It is punishable by a fine of not more than \$500.

Appendix 2

Synopsis of Chapter 45 Taxicabs

Dallas Taxi Regulations

Article I

Chapter 45 Article I General Provisions	Regulations
SEC. 45-1.1. Statement of Policy	Provide and promote adequate and efficient taxicab service in the City of Dallas.
SEC. 45-1.2. Authority and Duty of Director	Implement, enforce, and by written order establish rules and regulations.
SEC. 45-1.3. Establish Rules and Regulations	A public hearing must be held before adopting, amending, or abolishing a rule or regulation; an official notice must be posted; and the order become effective once the notice expires.
SEC. 45-1.4. Exclusions	Not applicable for a taxicab licensed by another governmental entity; under state or federal authority; and/or regulated by another city ordinance.
SEC. 45-1.5. Definitions	Terms defined for taxi services.

Dallas Taxi Regulations

Article II

<p>Chapter 45 Article II Operating Authority</p>	<p>Regulations</p>
<p>SEC. 45-2.1. Operating Authority</p>	<p>Engaging, hiring or operating a taxicab requires an operating authority.</p>
<p>SEC. 45-2.2. Transferability of Operating Authority</p>	<p>A franchise or annual permit may not be transferred unless the holder files a written application and it is approved by the city council.</p>
<p>SEC. 45-2.3. Franchise or Annual Permit Granted by City Council</p>	<p>The granting of a franchise or annual permit is in the discretion of the city council, but will not be granted unless public convenience and necessity is satisfied.</p>
<p>SEC. 45-2.3.1. Qualify for Operating Authority</p>	<p>Age, citizenship, able to speak English, and not have been convicted of a crime.</p>
<p>SEC. 45-2.4. Application for Franchise or Annual Permit</p>	<p>Make application to the city council; own or operate proposed company; file a written verified statement; and submit a non-refundable fee of \$250.</p>
<p>SEC. 45-2.5. Franchise or Annual Permit – Investigation of Application and Approval</p>	<p>Upon receipt of an application, the director shall conduct an investigation and make findings of fact concerning public convenience and necessity and other relevant factors.</p>

Dallas Taxi Regulations

Article II continued...

Chapter 45 Article II Operating Authority	Regulations
SEC. 45-2.6. Temporary Permit; Application; Purposes	Make application to the director; the director considers application; City Council issues temporary permit that is not renewable.
SEC. 45-2.7. Reciprocal Agreement	Upon approval of the city council, the city manager may enter into a reciprocal agreement with political subdivisions to provide reciprocal operation and mutual regulation of taxicab services between the city and other political subdivisions.
SEC. 45-2.8. Grant of Franchise and Permit	Upon approval of an application for a franchise by the city council, it will be granted in the manner prescribed by the city charter, containing such terms or conditions as are included by the city council.
SEC. 45-2.9. Renewal of Annual Permit	An annual permit is automatically renewed unless the director notifies the holder of an intention to recommend denial of the permit renewal.
SEC. 45-2.10. Amendment, Suspension, and Revocation of Operating Authority	A franchise is amendable by the city charter and the ordinance; an annual permit is amendable by the city council, and a temporary permit is amendable by the director.

Dallas Taxi Regulations

Article II continued...

Chapter 45 Article II Operating Authority	Regulations
SEC. 45-2.11. Franchise and Permit Fees	A holder of a franchise shall pay the city a franchise fee prescribed by the city charter and the franchise. A holder of an annual permit shall pay the city a permit fee of \$350 a year for each taxicab authorized.
SEC. 45-2.12. Number of Taxicabs Authorized	The director shall annually make studies and surveys concerning the public convenience and necessity in order to adequately provide taxicab service in the city.
SEC. 45-2.13. Special Provisions of Operating Authority	To the extent that a special provision conflicts with this chapter, the special provision controls.

Dallas Taxi Regulations

Article III

Chapter 45 Article III Taxicab Driver's License	Regulations
SEC. 45-3.1. Taxicab Driver's License Required	A person may not operate a taxicab inside the city without a valid taxicab driver's license except when authorized in a reciprocal agreement.
SEC. 45-3.2. Qualification for Taxicab Driver's License	Age, citizenship, able to speak English, and not have been convicted of a crime.
SEC. 45-3.3. Application Fee	To obtain a taxicab driver's license or renewal, a person must file a non-refundable application fee of \$50 and complete a written application.
SEC. 45-3.4. Investigation of Application	An applicant may be required to submit to a physical examination and a police investigation.
SEC. 45-3.5. Issuance and Denial	The director can determine if an applicant is qualified or unqualified.
SEC. 45-3.6. Expiration of Taxicab Driver's License; Voidance Upon Suspension or Revocation of State Driver's License	Except in the case of probationary and provisional licenses, a taxicab driver's license expires two years from the date of issuance.

Dallas Taxi Regulations

Article III continued...

Chapter 45 Article III Taxicab Driver's License	Regulations
SEC. 45-3.7. Provisional License	A provisional license may be issued if certain conditions are upheld.
SEC. 45-3.8. Probationary License	A probationary license may be issued for an applicant that does not qualify for a taxicab driver's license.
SEC. 45-3.9. Duplicate License	If a taxicab driver's license is lost or destroyed, a duplicate license may be issued upon payment of \$18.
SEC. 45-3.10. Display License	While on duty, a taxicab driver must conspicuously display a taxicab driver's license at all times.
SEC. 45-3.11. Suspension Designated by Representative	If a representative, designated by the director, determines that a licensee has failed to comply, the representative may suspend the taxicab license for a period of time not to exceed three days.
SEC. 45-3.12. Suspension and Revocation	If a licensee has failed to comply with a rule or regulation, the director may suspend the taxicab driver's license for a period of time not to exceed 60 days.

Dallas Taxi Regulations

Article III continued...

Chapter 45 Article III Taxicab Driver's License	Regulations
SEC. 45-3.13. Appeal for Taxicab Driver's License	A person may appeal a denial or suspension of a taxicab driver's license to the permit and license appeal board.
SEC. 45-3.14. Falsifying a License	A person commits an offense if they forge, alter or counterfeit a taxicab driver's license, badge, sticker, or emblem required by law; or possesses a forged, altered, or counterfeited taxicab driver's license, badge, sticker, or emblem required by law.
SEC. 45-3.15. Current Mailing Address of Licensee	An individual issued a taxicab driver's license shall maintain a current mailing address and notify of any change within five business days.

Dallas Taxi Regulations

Article IV

Chapter 45 Article IV Misc. Holder and Driver Regulations	Regulations
SEC. 45-4.1. Holder's and Driver's Duty to Comply	A holder, cab company, and driver must comply with terms and conditions of the operating authority and motor vehicle laws.
SEC. 45-4.2. Holder's Duty to Enforce Compliance by Drivers	A holder shall establish policy and take action to discourage, prevent, or correct violations by employed drivers.
SEC. 45-4.3. Driver as Independent Contractor	A holder may contract with a driver on an independent-contractor basis.
SEC. 45-4.4. Insurance	A holder shall procure and keep in full force and effect automobile liability insurance written by an insurance company that is approved, licensed, or authorized by the State of Texas and acceptable to the city.
SEC. 45-4.5. Apparel to be Worn by Drivers	Each holder shall have company dress standards for drivers.

Dallas Taxi Regulations

Article IV continued...

Chapter 45 Article IV Misc. Holder and Driver Regulations	Regulations
SEC. 45-4.6. Driver's Daily Manifest	Each holder shall provide its drivers with forms for maintaining a daily manifest.
SEC. 45-4.7. Holder's Records and Reports	A holder shall make its records available for inspection and shall submit annual and monthly reports concerning its taxicab service as necessary to evaluate the holder's operations.
SEC. 45-4.8. Monthly Summary of Meter Readings	A holder, owner, or driver shall obtain forms for maintaining a monthly summary of meter readings for each taxicab operating under a holder's authority.

Dallas Taxi Regulations

Article V

Chapter 45 Article V Service Regulations	Regulations
SEC. 45-5.1. City-Wide Taxicab Service Required	Taxicab service is required to the general public to and from any point inside the city.
SEC. 45-5.2. Representation of Availability of Taxicab	A driver may not represent that his taxicab is engaged when it is vacant or vacant when it is in engaged.
SEC. 45-5.3. Refusal to Convey Passengers	A driver shall not refuse to convey a person unless the person is disorderly; commits an unlawful act; or the driver is afraid for his/her life.
SEC. 45-5.4. Passenger Limitations	A driver may carry only a paying person, unless the passenger is an employee; a governmental inspector acting in an official capacity; or authorized by the holder's operating authority.
SEC. 45-5.5. Carry Passengers by Direct Route	A driver shall carry a passenger to a destination by the most direct and expeditious route unless otherwise directed by the passenger.
SEC. 45-5.6. Solicitation of Passengers	No solicitation of passengers.

Dallas Taxi Regulations

Article V continued...

Chapter 45 Article V Service Regulations	Regulations
SEC. 45-5.7. Regulations for use of Taxi Cab Stands	A driver shall not go beyond 25 feet of his taxicab except to assist a passenger; interfere with the orderly progression of taxicabs; or perform repairs.
SEC. 45-5.8. Conduct of Drivers	A driver shall act in a reasonable, prudent, and courteous manner and maintain a sanitary and well-groomed appearance.
SEC. 45-5.9. Return of Passenger's Property	Upon finding property in a taxicab left by a passenger, the driver shall immediately return the property to the owner or to the cab company.
SEC. 45-5.10. Establishment of Taxicab Stands	The traffic engineer may establish taxicab stands of such character, number, and location as required by the public convenience and necessity.
SEC. 45-5.11. Service Regulations for Business Establishments requesting Taxicab for Customers	An employee of a business establishment, can act to obtain taxicab service for prospective taxicab passengers.
SEC. 45-5.12. Ground Transportation Service at Dallas Love Field Airport	A holder performing ground transportation service at Dallas Love Field Airport shall comply with all requirements of Chapter 5, Article II.

Dallas Taxi Regulations

Article VI

Chapter 45 Article VI Fares	Regulations
SEC. 45-6.1. Rates of Fare	A holder, company, or a driver shall not charge any fare for providing taxicab service in the city that exceeds the maximum taxicab rates of fare.
SEC. 45-6.2. Display of Rate Card	A holder shall provide the driver for each taxicab operating under its authority, a printed card or sticker containing the maximum rates of fare.
SEC. 45-6.3. Computation of Fares	A holder shall equip each taxicab with a taximeter programmed to calculate fares using the maximum rates of fare established.
SEC. 45-6.4. Design and Testing of Taximeters; Fees	A taximeter must accurately register in legible figures total miles, paid miles, number of fare units, number of trips, extras, and total fare for a trip.
SEC. 45-6.5. Fare Collection Procedures	Before changing the taximeter to indicate that the taxicab is vacant, a driver shall call the attention of the passenger to the amount of fare registered on the taximeter for payment.

Dallas Taxi Regulations

Article VII

Chapter 45 Article VII General Provisions	Regulations
SEC. 45-7.1. False Representation as a Taxicab	A person may not represent a vehicle as a taxicab if the vehicle is not in fact a taxicab.
SEC. 45-7.2. Vehicle Requirements and Inspections	Requirements for size, age, vehicle emissions, condition, and accessories of taxicabs are established by the director.
SEC. 45-7.2.1. Taxicabs Age Limits	60 months of age for a vehicle that is not an alternative fuel vehicle; or 84 months of age for an alternative fuel vehicle, if the vehicle was purchased new as an alternative fuel vehicle.
SEC. 45-7.3. Required Equipment	Seat belts; HVAC; fire extinguisher; top light; two-way radio; map of the city; city decal; rates of fare cards or stickers; taximeter; credit card processing device.
SEC. 45-7.4. Vehicle Color Scheme and Distinctive Markings	A holder shall develop the design of a color scheme and distinctive markings for taxicabs operating under its authority, and shall submit the design to the director for approval.

Dallas Taxi Regulations

Article VII continued...

Chapter 45 Article VII General Provisions	Regulations
SEC. 45-7.5. Required Vehicle Identification	The name of the holder's company and the taxicab number assigned to each vehicle.
SEC. 45-7.5.1. Taxicab Display Receptacle	Every taxicab must have a display receptacle securely affixed to a conspicuous place on the dashboard.
SEC. 45-7.6. Taxicabs Decals	The holder, owner, or driver of a taxicab shall obtain a decal, indicating the taxicab's authority to operate.
SEC. 45-7.7. Not-For-Hire Status of Taxicabs	If a driver is not for hire, the driver shall place a sign in the taxicab indicating the words "NOT FOR HIRE."
SEC. 45-7.8. Removal of Equipment	Whenever a vehicle is removed from service, the holder, owner, or driver shall remove from the vehicle all taxicab signs, markings, and equipment.

Dallas Taxi Regulations

Article VIII

Chapter 45 Article VIII Enforcement	Regulations
SEC. 45-8.1. Authority to Inspect	The director may inspect a taxicab service to determine whether the service complies with rules and regulations, or other applicable law.
SEC. 45-8.1.1. Removal of Evidence of Authorization	Whenever a holder's operating authority or a taxicab driver's license is suspended, revoked, or denied, the director may remove or require the surrender of all evidence of authorization as a holder, taxicab driver, or taxicab.
SEC. 45-8.2. Enforcement by Police	Officers of the Police Department shall assist in the enforcement to ensure effective regulations.
SEC. 45-8.3. Correction Order	If the director determines that a holder violates a code, the director may direct the holder to correct the violation.
SEC. 45-8.4. Service of Notice	A holder shall designate and maintain a representative to receive service of notice.

Dallas Taxi Regulations

Article VIII

Chapter 45 Article VIII Enforcement	Regulations
SEC. 45-8.5. Appeal of Correction Order	A holder may appeal a correction order and a driver may appeal a requirement to take a training course.
SEC. 45-8.6. Criminal Offenses	A person commits an offense if he violates or attempts to violate a provision, a rule, or regulation of Chapter 45.

KEY FOCUS AREA: Economic Vibrancy
AGENDA DATE: January 22, 2014
COUNCIL DISTRICT(S): 6
DEPARTMENT: Trinity Watershed Management
CMO: Jill A. Jordan, P.E., 670-5299
MAPSCO: 45 J

DRAFT

SUBJECT

Authorize acquisition, including the exercise of the right of eminent domain if such becomes necessary, from PNYX, LTD., of an unimproved tract of land containing approximately 988 square feet located on Continental Avenue at its intersection with North Riverfront Boulevard for the reconstruction of Continental Avenue - Not to exceed \$41,139 (\$37,939 plus closing costs and title expenses not to exceed \$3,200) – Financing: 2006 Bond Funds

BACKGROUND

This item authorizes the acquisition of an unimproved tract of land containing approximately 988 square feet from PNYX, LTD. This property is located on Continental Avenue at its intersection with North Riverfront Boulevard and will be used for the reconstruction of Continental Avenue. The consideration is based upon an independent appraisal.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

This item has no prior action.

FISCAL INFORMATION

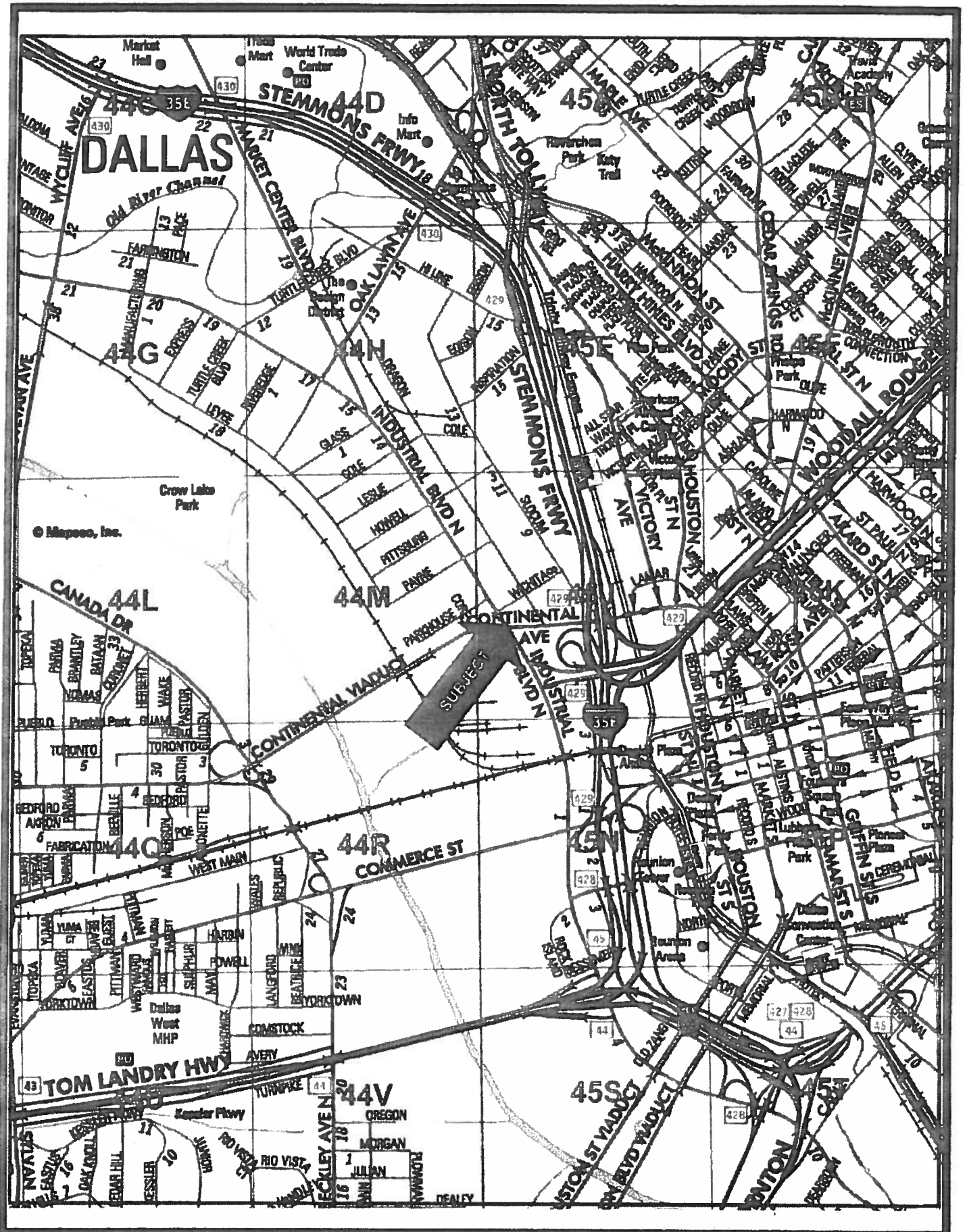
2006 Bond Funds - \$41,139 (\$37,939 plus closing costs and title expenses not to exceed \$3,200)

OWNER

PNYX, LTD.
ALTHKOS, INC., General Partner
Alexi Mantas, President

MAPS

Attached



PARKHOUSE STREET

WICHITA STREET

RIVERFRONT BOULEVARD

CONTINENTAL AVENUE



 AREA TO BE ACQUIRED

January 22, 2014

A RESOLUTION DETERMINING UPON THE NECESSITY OF ACQUIRING REAL PROPERTY AND AUTHORIZING ITS APPROPRIATION AND/OR CONDEMNATION FOR PUBLIC USE.

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

"CITY": The City of Dallas.

"PROPERTY": Approximately 988 square feet of property located in Dallas County, and being the same property more particularly described in "Exhibit A", attached hereto and made a part hereof for all purposes.

"PROJECT": Street Reconstruction Group 06-618

"USE": The construction, installation, use, and maintenance of Continental Avenue, together with such appurtenant facilities as may be necessarily provided.

"PROPERTY INTEREST": Fee Simple

"OWNER": PNYX, 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.

"OFFER AMOUNT": \$37,939.00

"CLOSING COSTS AND TITLE EXPENSES ": Not to exceed \$3,200.00

"AUTHORIZED AMOUNT": \$41,139.00

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 the CITY acquire the PROPERTY INTEREST in the PROPERTY for the PROJECT.

SECTION 3. That for the purpose of acquiring the PROPERTY INTEREST in the PROPERTY, the Assistant Director of the Sustainable Development and Construction Department, Real Estate Division, or such person as she may designate, is hereby authorized and directed to offer the OFFER AMOUNT as payment for the PROPERTY INTEREST in the PROPERTY.

January 22, 2014

SECTION 4. That in the event the OWNER accepts the OFFER AMOUNT, the City Controller is 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 OFFER AMOUNT and CLOSING COSTS AND TITLE EXPENSES payable out of Street and Transportation Improvements Fund, Fund No. 1T22, Department PBW, Unit U783, Activity THRF, Program No. PB06U783, Object 4210, Encumbrance No. CT-PBW06U783D2. The OFFER AMOUNT, CLOSING COSTS and TITLE EXPENSES together shall not exceed the AUTHORIZED AMOUNT.

SECTION 5. That the CITY is to have possession of the PROPERTY at closing; and the CITY will pay any title expenses and closing costs. In the event of condemnation, the CITY will pay court costs as may be assessed by the Special Commissioners or the court. Further, that litigation expenses determined by the City Attorney to be necessary are authorized for payment. All costs and expenses described in this section shall be paid from the previously described funds.

SECTION 6. That if the OWNER refuses to accept the OFFER AMOUNT, the CITY will appropriate the PROPERTY INTEREST in the PROPERTY for the PROJECT under the laws of eminent domain and the provisions of the Charter of the City of Dallas. In such case, the City Attorney is authorized and requested to file the necessary suit(s) and take the necessary action for the prompt acquisition of the PROPERTY INTEREST in the PROPERTY by condemnation or in any manner provided by law.

SECTION 7. That in the event it is subsequently determined that additional persons other than those named herein have an interest in the PROPERTY, the City Attorney is authorized and directed to join said parties as defendants in said condemnation suit(s).

SECTION 8. 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 9. That OWNER has been provided with a copy of the Landowner's Bill of Rights as required by Texas Property Code Section 21.0112.

SECTION 10. That in the event the Special Commissioners in Condemnation appointed by the Court return an award that is the same amount or less than the OFFER AMOUNT, the City Attorney is hereby authorized to settle the lawsuit for that amount and the City Controller is hereby authorized to issue a check drawn on the previously described funds in an amount not to exceed the Commissioners' award made payable to the County Clerk of Dallas County, to be deposited into the registry of the Court, to enable the CITY to take possession of the PROPERTY without further action of the Dallas City Council.

January 22, 2014

SECTION 11. 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:
WARREN M. S. ERNST, CITY ATTORNEY**

BY _____
Assistant City Attorney

**Parcel 1 – Continental Avenue
Field Notes Describing a 988 Square Foot (0.0226 Acre)
Right of Way to be Acquired in Block 1/409
From "PNYX, LTD., A TEXAS LIMITED PARTNERSHIP"**

BEING 988 square feet (0.0226 acre) of land situated in the Garrett Fox Survey, Abstract No. 1679, in the City of Dallas, Dallas County, Texas, (Official City of Dallas Block No. 1/409) and being part of a called 0.642 acre tract of land conveyed to "PNYX, LTD., a Texas limited partnership" by Special Warranty Deed recorded in Instrument No. 20080146905 of the Official Public Records of Dallas County, Texas (O.P.R.D.C.T.), and being further described as part of Block 1 of "Trinity Industrial District, Installment No. 1", an addition to the City of Dallas, Texas as recorded in Volume 10, Page 93 of the Map Records of Dallas County, Texas, and being more particularly described by metes and bounds as follows:

COMMENCING at a PK Nail with washer (controlling monument) found at the most northerly corner of said PNYX, LTD. 0.642 acre tract and the most westerly corner of a called 1.117 acre tract of land conveyed to Greyhound Lines, Inc., a Delaware corporation by deed recorded in Volume, 2000074, Page 06004 of the Deed Records of Dallas County, Texas (D.R.D.C.T.), and located in the common northwesterly line of said Block 1/409 and the existing southeasterly right of way line of Wichita Street (a called 70.00 foot R.O.W.);

THENCE South 32°39'06" East, departing the common northwesterly line of said Block 1/409 and the existing southeasterly right of way line of said Wichita Street and along the common northeasterly line of said PNYX, LTD. 0.642 acre tract and the southwesterly line of said Greyhound Lines, Inc. 1.117 acre tract, a distance of 240.94 feet to an Magnetic Nail set at the **POINT OF BEGINNING**;

THENCE South 32°39'06" East, continuing along the common northeasterly line of said PNYX, LTD. 0.642 acre tract and the southwesterly line of said Greyhound Lines, Inc. 1.117 acre tract, a distance of 8.02 feet to a set 5/8" iron rod with cap marked "LTRA" (hereafter referred to as set 5/8" iron rod) at the most easterly corner of said 0.642 acre tract, the southwest corner of said 1.117 acre tract, and located in the common southerly line of said Block 1/409 and the existing northerly right of way line of Continental Avenue (variable width R.O.W.);

THENCE South 86°32'21" West, departing the common northeasterly line of said PNYX, LTD. 0.642 acre tract and the southwesterly line of said Greyhound Lines, Inc. 1.117 acre tract and along the southerly line of said Block 1/409, same being the southerly line of said 0.642 acre tract and the existing northerly right of way line of said Continental Avenue, a distance of 127.52 feet to a 1/2" capped iron rod found at the beginning of a tangent curve to the right, having a radius of 40.00 feet and a chord which bears North 76°24'22" West, 23.87 feet;



FIELD NOTES APPROVED:

[Handwritten signature] 6/14/12

**Parcel 1 – Continental Avenue
Field Notes Describing a 988 Square Foot (0.0226 Acre)
Right of Way to be Acquired in Block 1/409
From "PNYX, LTD., A TEXAS LIMITED PARTNERSHIP"**

THENCE in a northwesterly direction, continuing along the southerly line of said Block 1/409, same being the southerly line of said 0.642 acre tract, the existing northerly right of way line of said Continental Avenue, and said curve to the right, through a central angle of $34^{\circ}43'00''$, an arc distance of 24.24 feet to a set $5/8''$ iron rod at the end of said curve and located in the existing easterly right of way line of Riverfront Boulevard (variable width R.O.W.);

THENCE North $86^{\circ}32'21''$ East, departing the common existing easterly right of way line of said Riverfront Boulevard and the westerly line of said PNYX, LTD. 0.642 acre tract, same being the westerly line of said Block 1/409, a distance of 146.43 feet to the **POINT OF BEGINNING** and containing approximately 988 square feet or 0.0226 acre of land more or less.

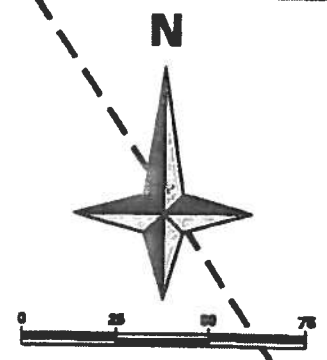
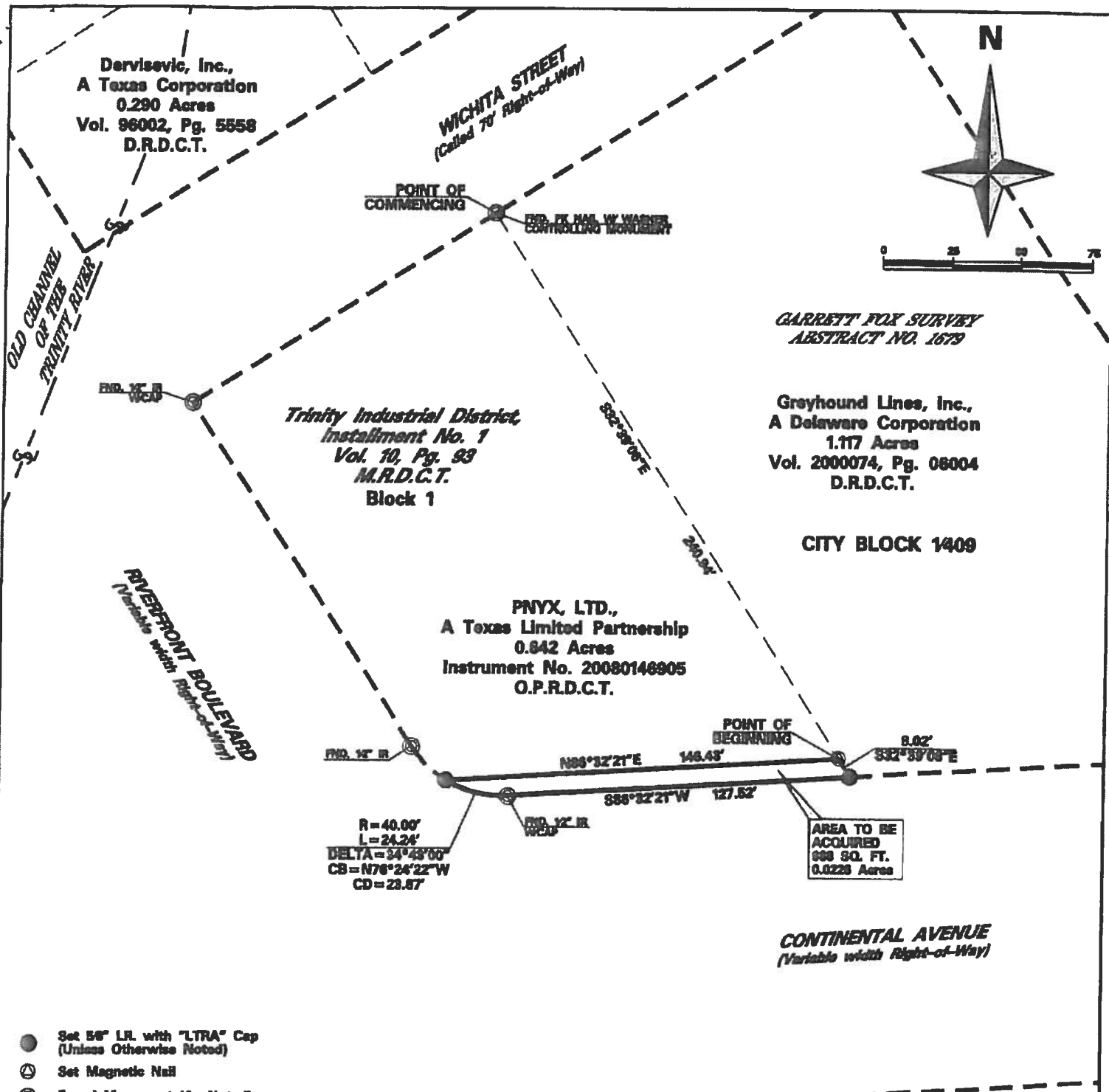
A Survey Plat of even date accompanies this property description.

BASIS OF BEARING: Texas State Plane Coordinate System, Texas, North Central Zone 4202, North American Datum of 1983.


G. Dennis Qualls Date
Registered Professional Land Surveyor
Texas No. 4276

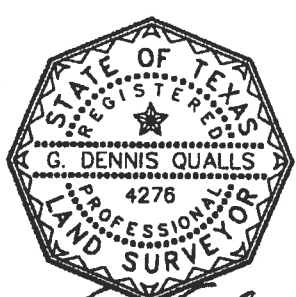


Lina T. Ramey & Associates, Inc.
1349 Empire Central, Suite 900
Dallas, Texas 75247
Ph. 214-979-1144



- Set 5/8" LR with "LTRA" Cap (Unless Otherwise Noted)
- ⊙ Set Magnetic Nail
- ⊙ Found Monument (As Noted)
- ⊗ Set "X" Cut
- Right of Way To Be Acquired
- Z Common Ownership

R = 40.00'
L = 24.24'
DELTA = 24°45'00"
CB = 178°24'22"W
CD = 23.87'



G. Dennis Qualls
G. DENNIS QUALLS, R.P.L.S. NO. 4276 DATE 4-25-2012

Sheet 3 of 3

LTRA		LINA T. RAMEY & ASSOCIATES, INC. 1349 Empire Central, Suite 900 Dallas, Texas 75247 FIRM REGISTRATION NO. F-782	
DEPT. OF PUBLIC WORKS & TRANSPORTATION			
Parcel 1 - Block 1409			
CONTINENTAL AVENUE			
OWNER: PNYX, LTD. A Texas Limited Partnership			
OPERNAME	DESIGN FILE NAME	SCALE	DATE
M. Rindahl	RiverfrontParcel1.dgn	1"=60'	4-17-2012
PARTY CHIEF	CALCULATIONS	FOLDER	FILE NO.
N. Clark	M. King		

M.R.D.C.T. = Map Records Dallas County Texas
D.R.D.C.T. = Deed Records Dallas County Texas
O.P.R.D.C.T. = Official Public Records Dallas County Texas
INST. NO. = Instrument Number

ADDITION LINE = - - - - -
R.O.W. LINE = - - - - -

BASIS OF BEARING: Bearings are based upon Texas State Plane Coordinate System, Texas, North Central Zone 4202, North American Datum 1983 (NAD83).

DRAFT

KEY FOCUS AREA: Clean, Healthy Environment

AGENDA DATE: January 22, 2014

COUNCIL DISTRICT(S): All

DEPARTMENT: Business Development & Procurement Services
Trinity Watershed Management
Water Utilities

CMO: Jeanne Chipperfield, 670-7804
Jill A. Jordan, P.E., 670-5299
Forest E. Turner, 670-3390

MAPSCO: N/A

SUBJECT

Authorize a three-year service contract for scrap tire removal from the Trinity River and trash and debris removal from Lake Ray Hubbard - Good Earth Corporation, Inc. in the amount of \$2,805,000 and Hess Construction, LLC in the amount of \$452,944, lowest responsible bidders of three - Not to exceed \$3,257,944 - Financing: Stormwater Drainage Management Capital Construction Funds (\$2,805,000) and Water Utilities Current Funds (\$452,944) (subject to annual appropriations)

BACKGROUND

This action does not encumber funds; the purpose of a service contract is to establish firm pricing for services, for a specific term, which are ordered on an as needed basis.

This service contract will provide for scrap tire removal from the Trinity River and trash and debris removal from Lake Ray Hubbard. Through Citywide initiatives to remove trash and debris from the City's creeks, lakes and rivers, the City realized the necessity to remove the numerous tires that have been illegally dumped in the Trinity River causing deteriorating water quality. The awarded vendor will be responsible for transporting and disposing of tires in accordance to the Texas Commission on Environmental Quality (TCEQ).

The City utilizes Lake Ray Hubbard as a major water source. The accumulation of trash and debris in the Rowlett Creek portion of the lake has generated numerous complaints. The removal of the trash and debris is consistent with the TCEQ's Texas Surface Water Quality Standards as they relate to floating debris and aesthetic conditions.

BACKGROUND (Continued)

As part of the solicitation process and in an effort to increase competition, Business Development and Procurement Services (BDPS) used its procurement system to send out 775 email bid notifications to vendors registered under respective commodities. To further increase competition, BDPS uses historical solicitation information, the internet, and vendor contact information obtained from user departments to contact additional vendors by phone. Additionally, in an effort to secure more bids, notifications were sent by the BDPS' ResourceLINK Team (RLT) to 25 chambers of commerce, the DFW Minority Business Council and the Women's Business Council - Southwest, to ensure maximum vendor outreach.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

This item has no prior action.

FISCAL INFORMATION

\$2,805,000.00 - Stormwater Drainage Management Capital Construction Funds
\$ 452,943.64 - Water Utilities Current Funds (subject to annual appropriations)

M/WBE INFORMATION

- 198 - Vendors contacted
- 198 - No response
 - 0 - Response (Bid)
 - 0 - Response (No Bid)
 - 0 - Successful

775 M/WBE and Non-M/WBE vendors were contacted

The recommended awardees have fulfilled the good faith requirements set forth in the Business Inclusion and Development (BID) Plan adopted by Council Resolution No. 08-2826 as amended.

ETHNIC COMPOSITION

Good Earth Corporation, Inc.

White Male	18	White Female	2
Black Male	20	Black Female	2
Hispanic Male	130	Hispanic Female	12
Other Male	0	Other Female	0

ETHNIC COMPOSITION (Continued)

Hess Construction, LLC

White Male	1	White Female	1
Black Male	0	Black Female	1
Hispanic Male	4	Hispanic Female	1
Other Male	0	Other Female	0

BID INFORMATION

The following bids were received from solicitation number BL1352 and opened on September 26, 2013. This service contract is being awarded to the lowest responsive and responsible bidders by group.

*Denotes successful bidders

<u>Bidders</u>	<u>Address</u>	<u>Amount</u>
*Good Earth Corporation, Inc.	8020 Heinen Drive Dallas, TX 75227	Group 1 - \$ 5,123,000.00 Group 2 - \$ 2,805,000.00
*Hess Construction, LLC	2020 Fieldstone Parkway Suite 900 Franklin, TN 37069	Group 1 - \$ 452,943.64 Group 2 - Non-responsive
Genius LLC dba Junk Genius	116 S. Cannady Circle Cedar Hill, TX 75104	Group 1 - No bid Group 2 - \$29,700,000.00

*Hess Construction, LLC was deemed non-responsive for group 2 due to not meeting specifications.

OWNERS

Good Earth Corporation, Inc.

Ron Points, President
Emily Points, Secretary
George Belk, Treasurer

Hess Construction, LLC

Liesa Hess, President
Jeff Hess, Vice President

BUSINESS INCLUSION AND DEVELOPMENT PLAN SUMMARY

PROJECT: Authorize a three-year service contract for scrap tire removal from the Trinity River and trash and debris removal from Lake Ray Hubbard - Good Earth Corporation, Inc. in the amount of \$2,805,000 and Hess Construction, LLC in the amount of \$452,944, lowest responsible bidders of three - Not to exceed \$3,257,944 - Financing: Stormwater Drainage Management Capital Construction Funds (\$2,805,000) and Water Utilities Current Funds (\$452,944) (subject to annual appropriations)

Good Earth Corporation, Inc. is a local, non-minority firm, has signed the "Business Inclusion & Development" documentation, and propose to use the following sub-contractors. Hess Construction, LLC is a non-local, non-minority firm, has signed the "Business Inclusion & Development" documentation, and proposes to use the following sub-contractor.

PROJECT CATEGORY: Other Services

LOCAL/NON-LOCAL CONTRACT SUMMARY

	<u>Amount</u>	<u>Percent</u>
Total local contracts	\$2,135,000.00	65.53%
Total non-local contracts	\$1,122,943.64	34.47%
TOTAL CONTRACT	\$3,257,943.64	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>
J. Beltran Hauling	HMDB56536Y0214	\$297,000.00	26.45%
Medtronix Solutions USA	IMDB57349Y0514	\$20,000.00	1.78%
Sun Coast Resources, Inc	WFWB 23879N0514	\$353,000.00	31.44%
RECS, Inc.	WFWB 58419N0814	\$113,235.91	10.08%
Total Minority - Non-local		\$783,235.91	69.75%

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%	\$0.00	0.00%
Hispanic American	\$0.00	0.00%	\$297,000.00	9.12%
Asian American	\$0.00	0.00%	\$20,000.00	0.61%
Native American	\$0.00	0.00%	\$0.00	0.00%
WBE	\$0.00	0.00%	\$466,235.91	14.31%
Total	\$0.00	0.00%	\$783,235.91	24.04%

January 22, 2014

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

Section 1. That the City Manager is authorized to execute a service contract with Good Earth Corporation, Inc. (510006) in the amount of \$2,805,000.00 and Hess Construction, LLC (VS0000081429) in the amount of \$452,943.64 for scrap tire removal from the Trinity River and trash and debris removal from Lake Ray Hubbard for a term of three years in an amount not to exceed \$3,257,943.64, upon approval as to form by the City Attorney. If the service was bid or proposed on an as needed basis, unit price basis for performance of specified tasks, payment to Good Earth Corporation, Inc. and Hess Construction, LLC shall be based only on the amount of the services directed to be performed by the City and properly performed by Good Earth Corporation, Inc. and Hess Construction, LLC under the contract.

Section 2. That the City Controller is authorized to disburse funds in an amount not to exceed \$3,257,943.64 (subject to annual appropriations).

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.

DRAFT

KEY FOCUS AREA: Economic Vibrancy

AGENDA DATE: January 22, 2014

COUNCIL DISTRICT(S): 14

DEPARTMENT: Public Works Department
Water Utilities

CMO: Jill A. Jordan, P.E., 670-5299
Forest E. Turner, 670-3390

MAPSCO: 45 K L

SUBJECT

Authorize payment to Dallas Area Rapid Transit for utility improvement and relocation costs associated with the Urban Circulator streetcar project in downtown Dallas - Not to exceed \$427,000 – Financing: Water Construction Funds (\$113,000), Wastewater Construction Funds (\$85,000), and Wastewater Capital Improvement Funds (\$229,000)

BACKGROUND

The City of Dallas and Dallas Area Rapid Transit (DART) were awarded \$5M (North Central Texas Council of Governments Grant) and \$4.9M (Federal Transportation Administration Grant), respectively to extend the M Line trolley route further into downtown.

This partnership project will extend from the existing McKinney Avenue Transit Authority (MATA) tracks on St. Paul in a southerly direction to Federal Street, turning eastbound to Olive Street. The proposed alignment will connect to the streetcar tracks recently constructed as part of the City’s Olive Street Extension project. This newly created loop will accommodate the future expansion of the modern streetcar system, as well as provide a loop for the vintage fleet to serve the Arts District.

This action will authorize payment to DART for funding associated with relocation of Dallas Water Utilities’ water and sewer lines in the vicinity of the project. The City of Dallas and DART have entered into an Interlocal Agreement to work jointly on this project and it is necessary to authorize funding for the utility portion of the project .

ESTIMATED SCHEDULE OF PROJECT

Began Design	January 2011
Completed Design	August 2013
Began Construction	November 2013
Complete Construction	November 2014

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

Authorized the acceptance of a grant from the Texas Department of Transportation functioning as an agent for the North Central Texas Council of Governments in the amount of \$5,000,000 for the development of a modern streetcar loop extending from the McKinney Avenue Trolley terminus at St. Paul Street to the connection with the Olive Street Extension on June 12, 2012, by Resolution No. 12-1649.

Authorized an Interlocal Agreement with Dallas Area Rapid Transit (DART) to detail agency roles and responsibilities related to Procurement and Financial Matters for Implementation of the Urban Circulator streetcar project on April 10, 2013, by Resolution No. 13-0618.

FISCAL INFORMATION

Water Construction Funds - \$113,000.00
Wastewater Construction Funds - \$85,000.00
Wastewater Capital Improvement Funds - \$229,000.00

MAP

Attached

January 22, 2014

WHEREAS, the City of Dallas and Dallas Area Rapid Transit (DART) submitted on September 15, 2009, as joint applicants, an application for an Exempt Discretionary Grant for Urban Circulator Systems to the Federal Transportation Administration (FTA) for the Olive / St. Paul Loop Connector Project; and,

WHEREAS, on behalf of the City of Dallas, DART has been awarded \$4,900,000 in grant funding from the FTA for the planning, design and construction of the project; and,

WHEREAS, the City has been awarded \$5,000,000 in Regional Toll Revenue (RTR) from the Regional Transportation Council (RTC) of the North Central Texas Council of Governments as a local match for the \$9,900,000 project; and,

WHEREAS, the project will consist of a streetcar line from the current terminus of the McKinney Avenue Transit Authority (MATA) M-Line at Ross and St. Paul Street and will connect to the Olive Street Extension of the M-Line via Federal Street; and,

WHEREAS, DART, as a regional transportation authority, is experienced in the planning and design of transit services, and will serve as the City's technical advisor and assist in the implementation of the project; and,

WHEREAS, on October 20, 2010, DART and the City of Dallas executed an Interlocal Agreement identifying the roles and responsibilities of each party in the planning and design for the project; and,

WHEREAS, on April 10, 2013, Resolution 13-0618 authorized an Interlocal Agreement with Dallas Area Rapid Transit (DART) to detail agency roles and responsibilities related to procurement and financial matters for implementation of the Urban Circulator streetcar project; and,

WHEREAS, it is now necessary to authorize payment to DART for costs associated with relocation of existing Dallas Water Utilities facilities .

January 22, 2014

Now, Therefore,

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

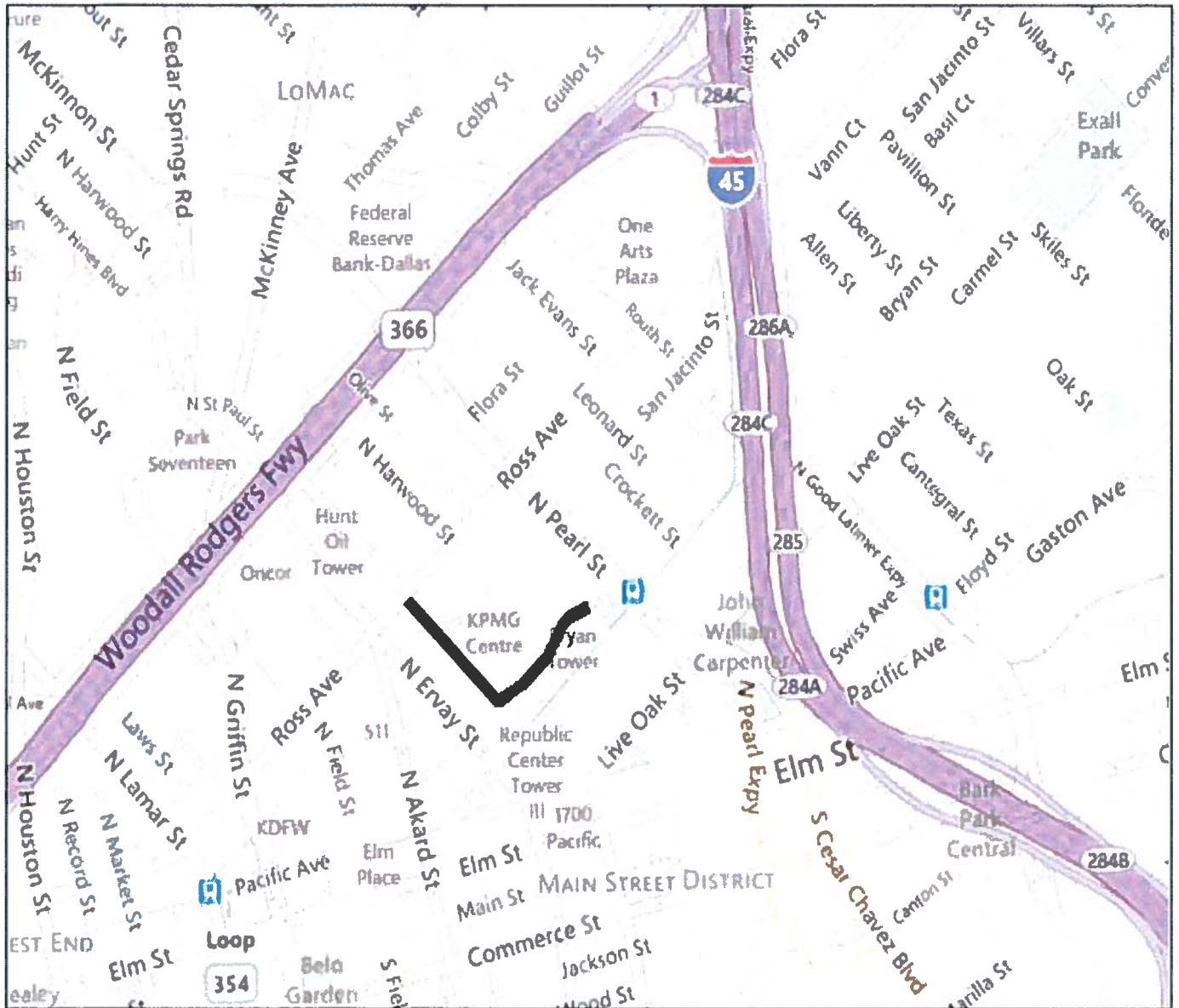
Section 1. That the City Controller is hereby authorized to disburse funds in accordance with the terms and conditions of the contract from :

Water Construction Fund Fund 0102, Dept. DWU, Unit. CW42, Act. RELP Obj. 3221, Program #712101X, CT DWU712101EN Vendor #232802, in an amount not to exceed	\$113,000.00
Wastewater Construction Fund Fund 0103, Dept. DWU, Unit. CS42, Act. RELP Obj. 3222, Program #712102X, CT DWU712102EN Vendor #232802, in an amount not to exceed	\$ 85,000.00
Wastewater Capital Improvement Fund Fund 0116, Dept. DWU, Unit. PS42, Act. RELP Obj. 4152, Program #712102, CT DWU712102CP Vendor #232802, in an amount not to exceed	<u>\$229,000.00</u>
Total in an amount not to exceed	\$427,000.00

Section 2. 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.

Urban Circulator Streetcar

Council District: 14



MAPSCO: 45 K, L

DRAFT

KEY FOCUS AREA: Economic Vibrancy
AGENDA DATE: January 22, 2014
COUNCIL DISTRICT(S): 7
DEPARTMENT: Water Utilities
CMO: Forest E. Turner, 670-3390
MAPSCO: 56 B C F G

SUBJECT

Authorize an Advance Funding Agreement with the State of Texas, acting through the Texas Department of Transportation, for the design and construction of water and wastewater main relocations and appurtenance adjustments for S.M. Wright Freeway Phase I from C.F. Hawn Freeway (U.S. Highway 175) to Julius Schepps Freeway (Interstate Highway 45) - Not to exceed \$3,513,000 - Financing: Water Utilities Capital Construction Funds (\$15,000) and Water Utilities Capital Improvement Funds (\$3,498,000)

BACKGROUND

This item consists of the design and construction of approximately 4,276 feet of 8-inch water main, 522 feet of 12-inch water main, 2,500 feet of 8-inch wastewater main, 450 feet of 12-inch wastewater main, and routine water and wastewater appurtenance adjustments in conjunction with paving and drainage improvements by the Texas Department of Transportation (TxDOT) in S.M. Wright Freeway Phase I, from C.F. Hawn Freeway (U.S. Highway 175) to Julius Schepps Freeway (Interstate Highway 45). TxDOT has designed the paving and storm drainage facilities. TxDOT will administer the project and has agreed to incorporate the Water Utilities Department's (DWU) water and wastewater main relocations and appurtenance adjustments into their design and construction contracts.

Under the Advance Funding Agreement with the State of Texas, acting through TxDOT, DWU will provide the funding, construction inspection services, and approval of the design for the water and wastewater relocations and appurtenance adjustments. TxDOT will be responsible for administering the design and construction of the water and wastewater main relocations and appurtenance adjustments. TxDOT is scheduled to advertise the construction of the project in August 2014.

ESTIMATED SCHEDULE OF PROJECT

Begin Design	February 2014
Complete Design	May 2014
Begin Construction	September 2014
Complete Construction	June 2017

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

This item has no prior action.

FISCAL INFORMATION

\$ 15,000.00 - Water Utilities Capital Construction Funds
\$3,498,000.00 - Water Utilities Capital Improvement Funds

MAP

Attached

January 22, 2014

WHEREAS, the Texas Department of Transportation (TxDOT) plans to construct new direct-connecting ramps for S.M. Wright Freeway Phase I, from C.F. Hawn Freeway (U.S. Highway 175) to Julius Schepps Freeway (Interstate Highway 45); and,

WHEREAS, TxDOT has agreed to incorporate the Water Utilities Department's (DWU) water and wastewater main relocations and appurtenance adjustments for S.M. Wright Freeway Phase I, from C.F. Hawn Freeway (U.S. Highway 175) to Julius Schepps Freeway (Interstate Highway 45) into their design and construction contracts; and,

WHEREAS, TxDOT has submitted an acceptable Advance Funding Agreement that incorporates DWU's relocations and adjustments in advance of paving into the State's construction plans; and,

WHEREAS, under the Advance Funding Agreement with the State of Texas, acting through TxDOT, DWU will provide funding, construction inspection services, and approval of the design for the water and wastewater main relocations and adjustments; and,

WHEREAS, the Advance Funding Agreement will allow the State to proceed with the advertisement, award of the construction contract, and provide contract administration.

Now, Therefore,

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

Section 1. That the City Manager is hereby authorized to enter into an Advance Funding Agreement with the State of Texas, acting through the Texas Department of Transportation, for design and construction of water and wastewater main relocations and appurtenance adjustments for S.M. Wright Freeway Phase I, from C.F. Hawn Freeway (U.S. Highway 175) to Julius Schepps Freeway (Interstate Highway 45), after approval of the contract documents by the City Attorney.

Section 2. That the City Controller is hereby authorized to pay the amount of \$3,513,000.00 from the Water Capital Improvement Fund, Water Construction Fund, Wastewater Capital Improvement Fund, and Wastewater Construction Fund as follows:

<u>FUND</u>	<u>DEPT</u>	<u>UNIT</u>	<u>ACT</u>	<u>OBJ</u>	<u>PRO</u>	<u>REP</u>	<u>ENCUMBRANCE</u>	<u>VENDOR</u>
0115	DWU	PW42	RELP	4111	714085	W3IF	CTDWU714085CP	020318

Texas Department of Transportation - (Contract No. 14-085E) - \$110,000.00

January 22, 2014

<u>FUND</u>	<u>DEPT</u>	<u>UNIT</u>	<u>ACT</u>	<u>OBJ</u>	<u>PRO</u>	<u>REP</u>	<u>ENCUMBRANCE</u>	<u>VENDOR</u>
0116	DWU	PS42	RELP	4111	714086	T2UD	CTDWU714086CP	020318

Texas Department of Transportation - (Contract No. 14-086E) - \$55,000.00

<u>FUND</u>	<u>DEPT</u>	<u>UNIT</u>	<u>ACT</u>	<u>OBJ</u>	<u>PRO</u>	<u>REP</u>	<u>ENCUMBRANCE</u>	<u>VENDOR</u>
0115	DWU	PW42	RELP	4550	714101	W3II	CTDWU714101CP	020318

Texas Department of Transportation - (Contract No. 14-101F) - \$2,124,000.00

<u>FUND</u>	<u>DEPT</u>	<u>UNIT</u>	<u>ACT</u>	<u>OBJ</u>	<u>PRO</u>	<u>REP</u>	<u>ENCUMBRANCE</u>	<u>VENDOR</u>
0116	DWU	PS42	RELP	4560	714102	T2UF	CTDWU714102CP	020318

Texas Department of Transportation - (Contract No. 14-102F) - \$1,209,000.00

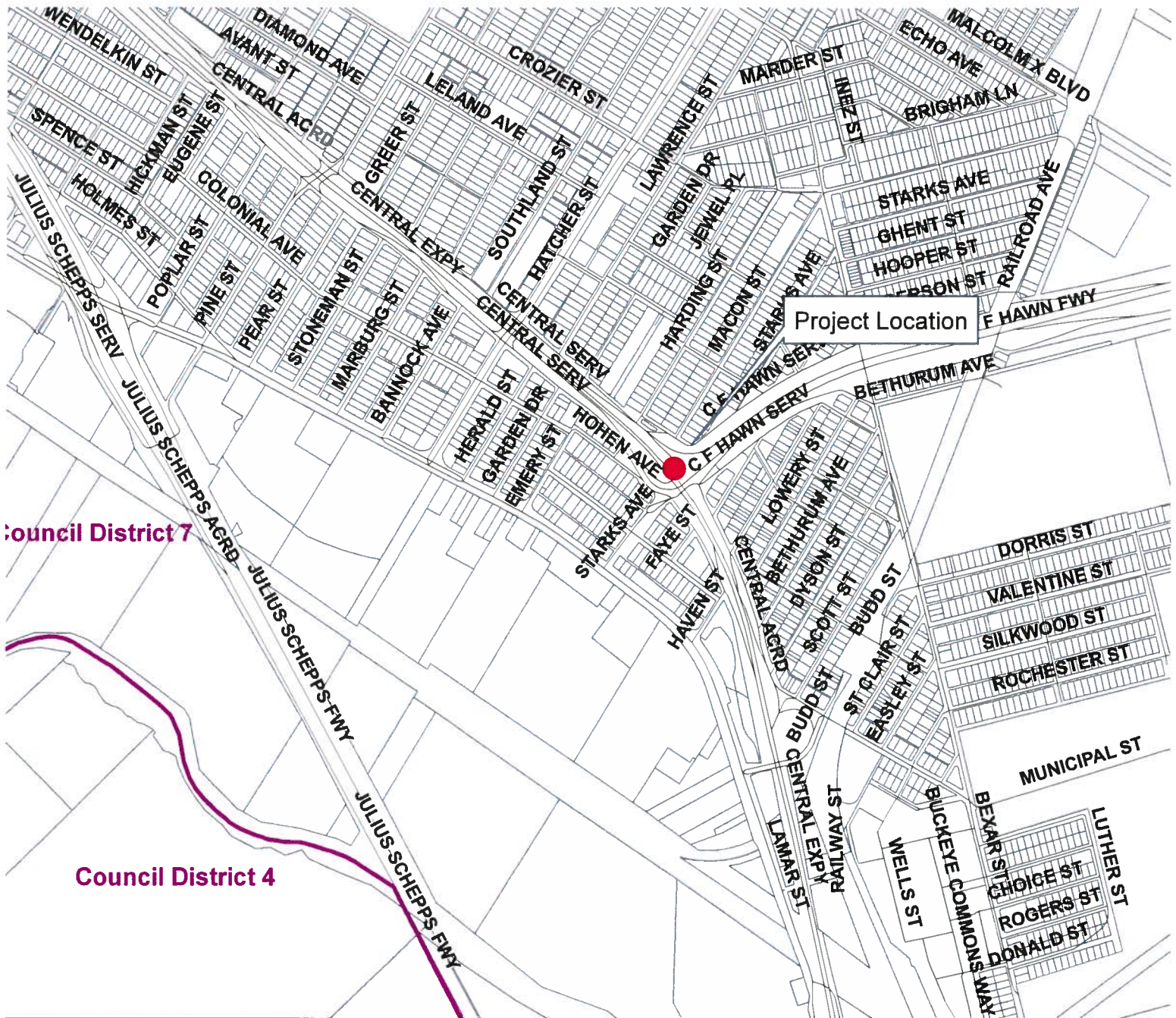
<u>FUND</u>	<u>DEPT</u>	<u>UNIT</u>	<u>ACT</u>	<u>OBJ</u>	<u>PRO</u>	<u>REP</u>	<u>ENCUMBRANCE</u>	<u>VENDOR</u>
0102	DWU	CW42	RELP	3221	714101X	W3II	CTDWU714101EN	020318

Texas Department of Transportation - (Contract No. 14-101F) - \$10,000.00

<u>FUND</u>	<u>DEPT</u>	<u>UNIT</u>	<u>ACT</u>	<u>OBJ</u>	<u>PRO</u>	<u>REP</u>	<u>ENCUMBRANCE</u>	<u>VENDOR</u>
0103	DWU	CS42	RELP	3222	714102X	T2UF	CTDWU714102EN	020318

Texas Department of Transportation - (Contract No. 14-102F) - \$5,000.00

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.

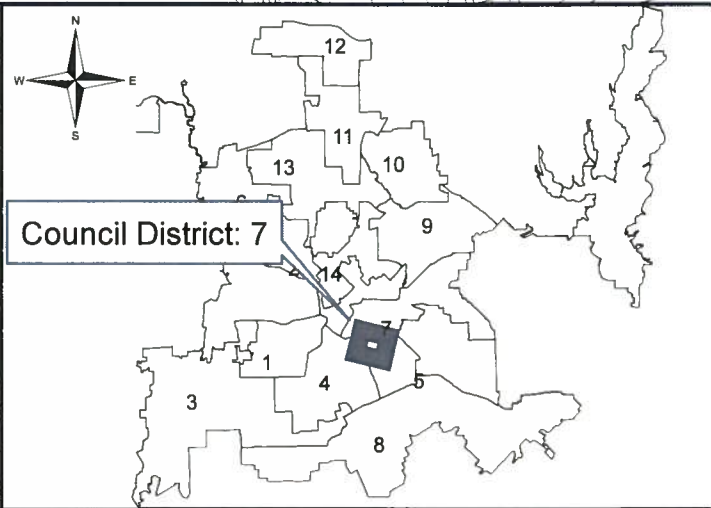


Council District 7

Council District 4

Project Location

Mapsc0: 56 B, C, F, G



Council District: 7

**Water Utilities Department
 Contract No. 14-101F/102F
 Advance Funding Agreement
 Water and Wastewater Main Relocations and Adjustments**

KEY FOCUS AREA: Economic Vibrancy
AGENDA DATE: January 22, 2014
COUNCIL DISTRICT(S): 1
DEPARTMENT: Public Works Department
CMO: Jill A. Jordan, P.E., 670-5299
MAPSCO: 44T X

SUBJECT

A public hearing to receive comments to amend the City of Dallas Thoroughfare Plan to change the dimensional classification of Sylvan Avenue from IH-30 to Colorado Boulevard from a six-lane divided roadway M-6-D(A*) within 100 feet of right-of-way to a special four-lane divided roadway (SPCL 4-D) with bicycle lanes within 80 feet of right-of-way; and at the close of the hearing, authorize an ordinance implementing the change - Financing: No cost consideration to the City

BACKGROUND

Staff is requesting amendments to the City of Dallas Thoroughfare Plan to change the dimensional classification of Sylvan Avenue from IH-30 to Colorado Boulevard from a six-lane divided roadway M-6-D(A*) within 100 feet of right-of-way to a special four-lane divided roadway (SPCL 4-D) with bicycle lanes within 80 feet of right-of-way.

Staff has worked with stakeholders in the community to establish a street design that addresses the needs of the community. The design proposal creates a balanced multi-modal street incorporating enhanced pedestrian sidewalks and includes bicycle lanes while maintaining adequate capacity for vehicles and public transit users. The existing right-of-way on Sylvan Avenue is 64 feet however the Thoroughfare Plan designation currently requires 100 feet of right-of-way. The proposal would reduce the right-of-way requirement by 20 feet thereby reducing the amount of right-of-way needed from adjacent property owners. This segment of roadway is primarily residential and a reduction in the number of travel lanes will aid in calming traffic. The recommendation will allow for implementation of a near-term cross-section while reserving right-of-way for sidewalks to be added in the future. The proposal incorporates the vision of the community for a slower speed bicycle friendly roadway.

Staff recommends approval of the amendments to the Thoroughfare Plan to change the dimensional classifications of Sylvan Avenue from IH-30 to Colorado Boulevard from a six-lane divided roadway M-6-D(A*) within 100 feet of right-of-way to a special four-lane divided roadway (SPCL 4-D) with bicycle lanes within 80 feet of right-of-way.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On December 19, 2013, the City Plan Commission Transportation Committee recommended approval.

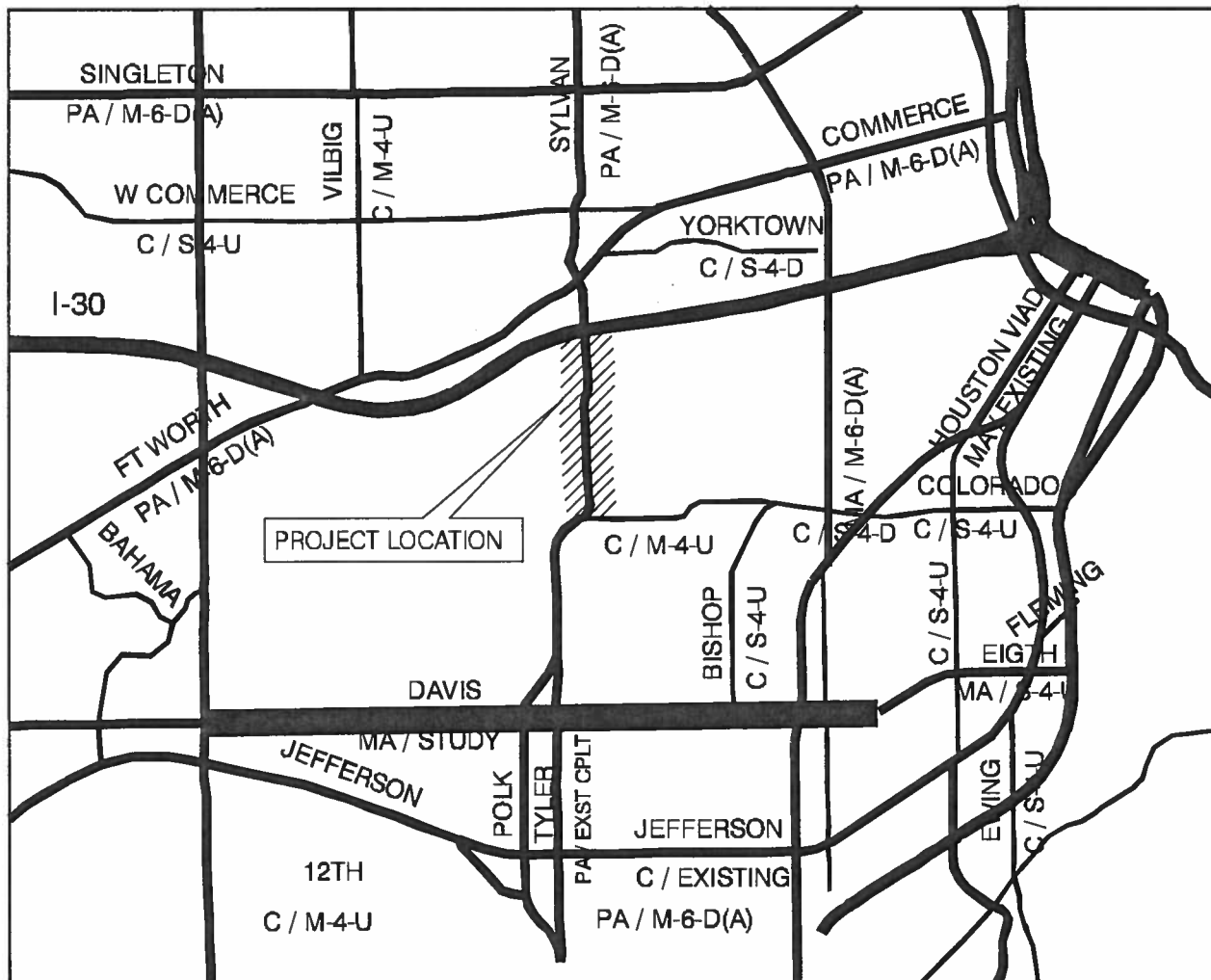
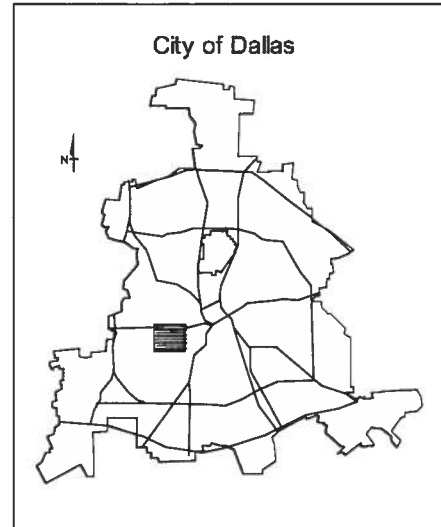
On January 9, 2014, the City Plan Commission recommended approval.

MAPS

Attached

SYLVAN AVENUE FROM I-30 TO COLORADO BLVD.

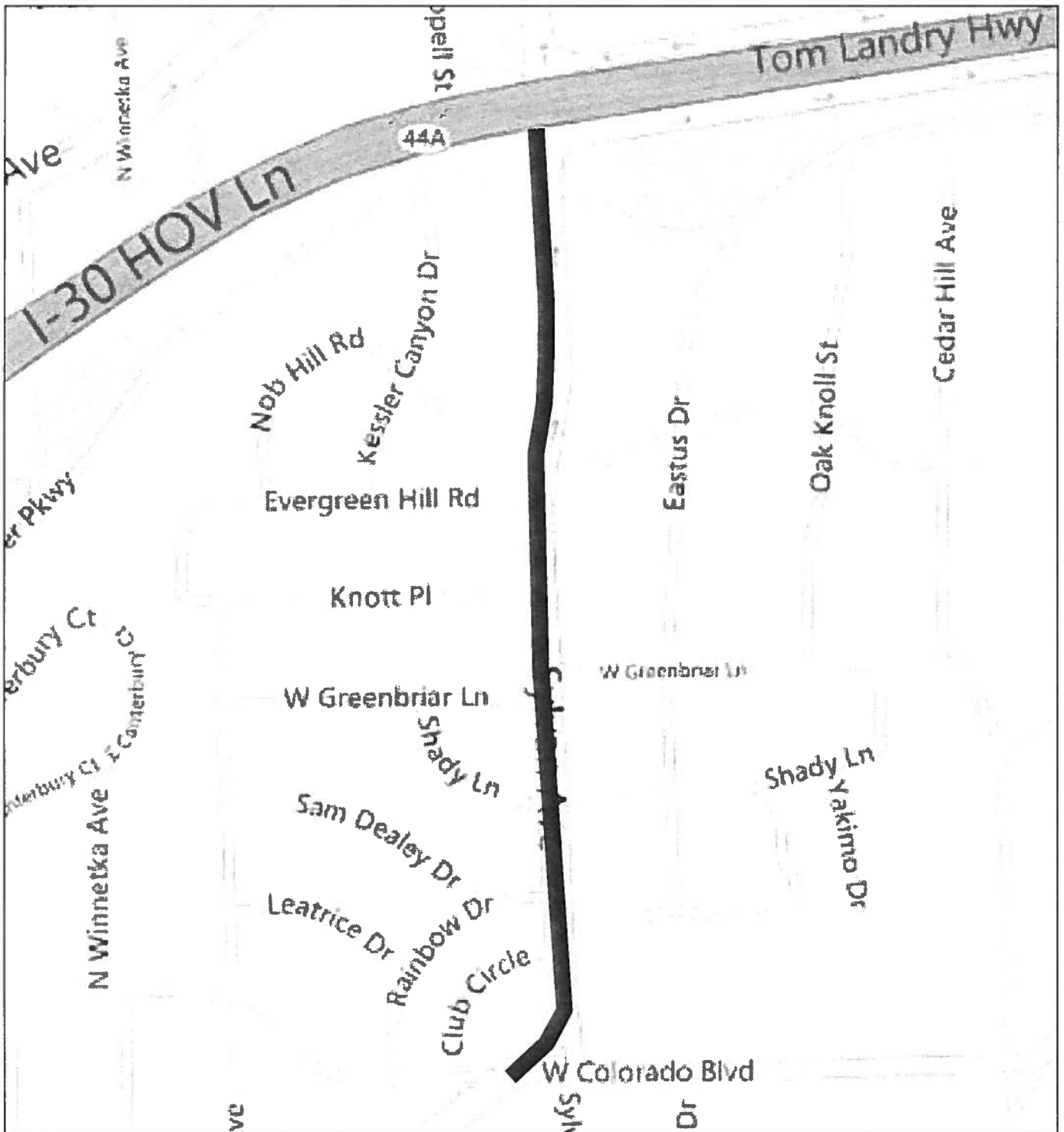
Thoroughfare Plan Amendment
Thoroughfare Map



LOCATOR MAP
NOT TO SCALE

Sylvan Avenue

Council District: 1



MAPSCO: 44T, X

DRAFT

KEY FOCUS AREA: Economic Vibrancy
AGENDA DATE: January 22, 2014
COUNCIL DISTRICT(S): 2
DEPARTMENT: Public Works Department
CMO: Jill A. Jordan, P.E., 670-5299
MAPSCO: 45 E J

SUBJECT

A public hearing to receive comments to amend the City of Dallas Thoroughfare Plan to change the dimensional classifications of **(1)** Victory Avenue from Continental Avenue to Lamar Street from a one-way special three-lane couplet (SPCL 3 CPLT) within 56 feet of right-of-way to a special two-way three-lane undivided roadway (SPCL 3U) within 67 feet of right-of-way and 36 feet of pavement; **(2)** Victory Avenue from Lamar Street to North Houston Street from a one-way special four-lane couplet (SPCL 4 CPLT) within 64 to 80 feet of right-of-way to a special two-way four-lane undivided roadway (SPCL 4U) within 67 to 80 feet of right-of-way; **(3)** North Houston Street from Continental Avenue to All Star Way from a one-way special four-lane couplet (SPCL 4 CPLT) within 64 to 67 feet of right-of-way to a two-way special three-lane undivided roadway (SPCL 3U) within 67 feet of right-of-way with bicycle lanes; and **(4)** North Houston Street from All Star Way to Hi Line Drive from a one-way special four-lane couplet (SPCL 4 CPLT) within 64 to 67 feet of right-of-way to a two-way special four-lane undivided roadway (SPCL 4U) within 64 to 67 feet of right-of-way and 44 to 47 feet of pavement; and at the close of the hearing, authorize an ordinance implementing the change - Financing: No cost consideration to the City

BACKGROUND

The Economic Development Department has requested amendments to the City of Dallas Thoroughfare Plan to change the operational characteristics of Victory Avenue and North Houston Streets between Continental Avenue and Victory Avenue West. The proposal to convert one-way couplets to two-way roadways is an effort to change the character and experience of the roadway while supporting the revitalization of the area. The objective of these amendments is to facilitate efficient circulation, improve visibility and access to the adjacent businesses, provide bicycle facilities and create a pedestrian friendly streetscape that creates a safer experience .

BACKGROUND (continued)

Staff has worked with adjacent stakeholders to establish a sustainable street design approach that meets the needs of proposed developments, existing property owners and accommodates all transportation modes. The design proposal creates a balanced multi-modal street while increasing circulation options and slowing traffic speeds .

Staff recommends approval of the amendments to the Thoroughfare Plan to change the dimensional classifications of (1) Victory Avenue from Continental Avenue to Lamar Street from a one-way special three-lane couplet (SPCL 3 CPLT) within 56 feet of right-of-way to a special two-way three-lane undivided roadway (SPCL 3U) within 67 feet of right-of-way and 36 feet of pavement; (2) Victory Avenue from Lamar Street to North Houston Street from a one-way special four-lane couplet (SPCL 4 CPLT) within 64 to 80 feet of right-of-way to a special two-way four-lane undivided roadway (SPCL 4U) within 67 to 80 feet of right-of-way; (3) North Houston Street from Continental Avenue to All Star Way from a one-way special four-lane couplet (SPCL 4 CPLT) within 64 to 67 feet of right-of-way to a two-way special three-lane undivided roadway (SPCL 3U) within 67 feet of right-of-way with bicycle lanes; (4) North Houston Street from All Star Way to Hi Line Drive from a one-way special four-lane couplet (SPCL 4 CPLT) within 64 to 67 feet of right-of-way to a two-way special four-lane undivided roadway (SPCL 4U) within 64 to 67 feet of right-of-way and 44 to 47 feet of pavement.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On December 19, 2013, the City Plan Commission Transportation Committee recommended approval.

On January 9, 2014, the City Plan Commission recommended approval.

MAPS

Attached

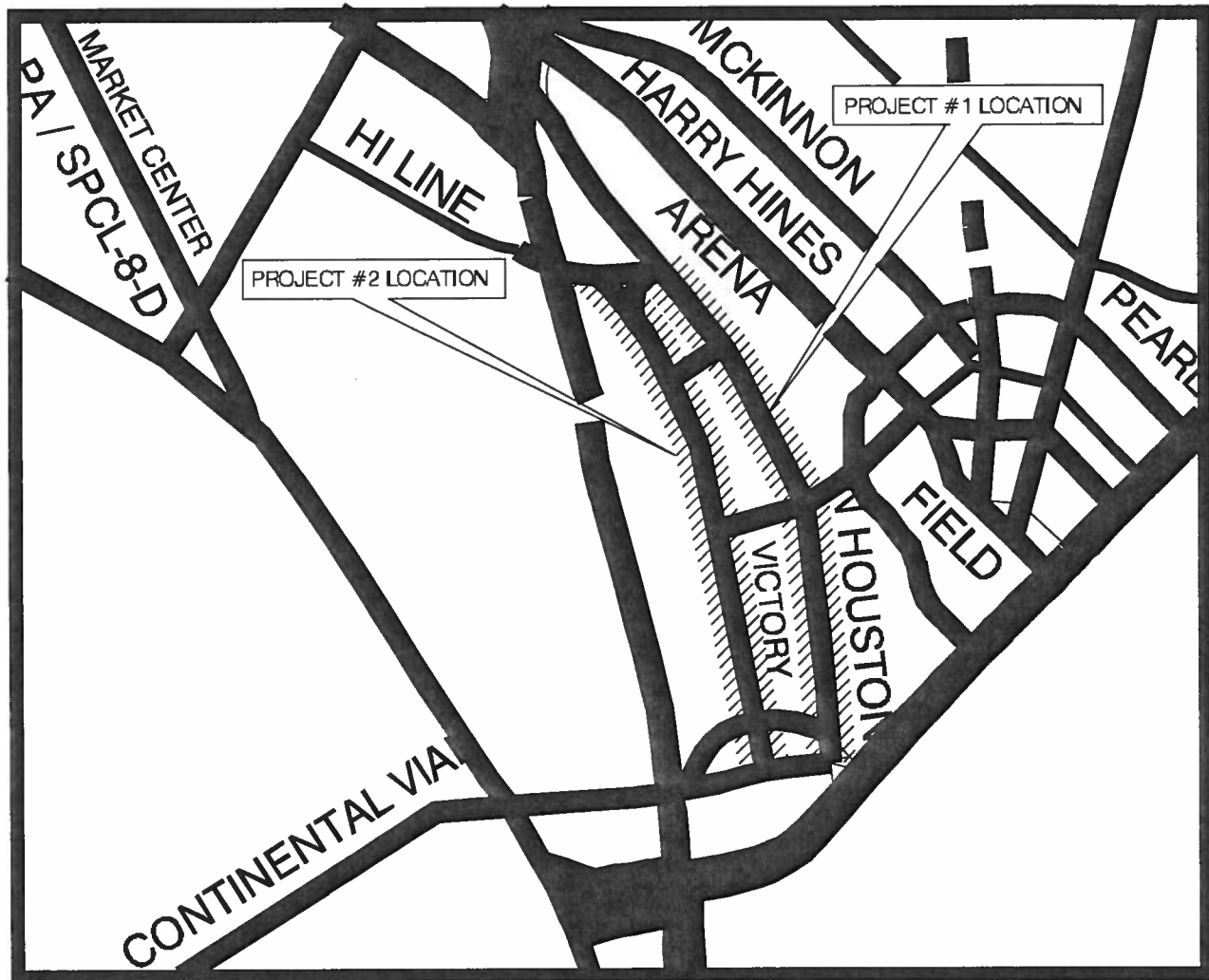
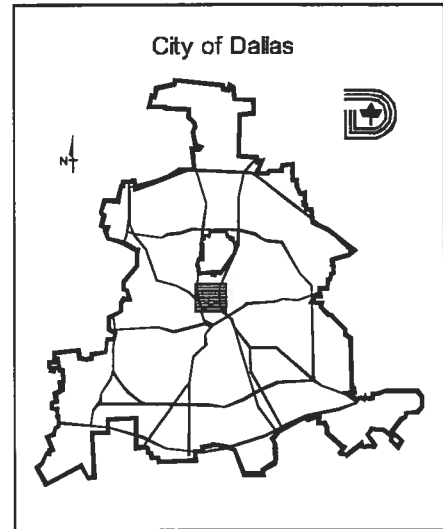
N. HOUSTON STREET

From Hi Line Drive
To Continental Avenue

VICTORY AVENUE

From Hi Line Drive
To Continental Ave.

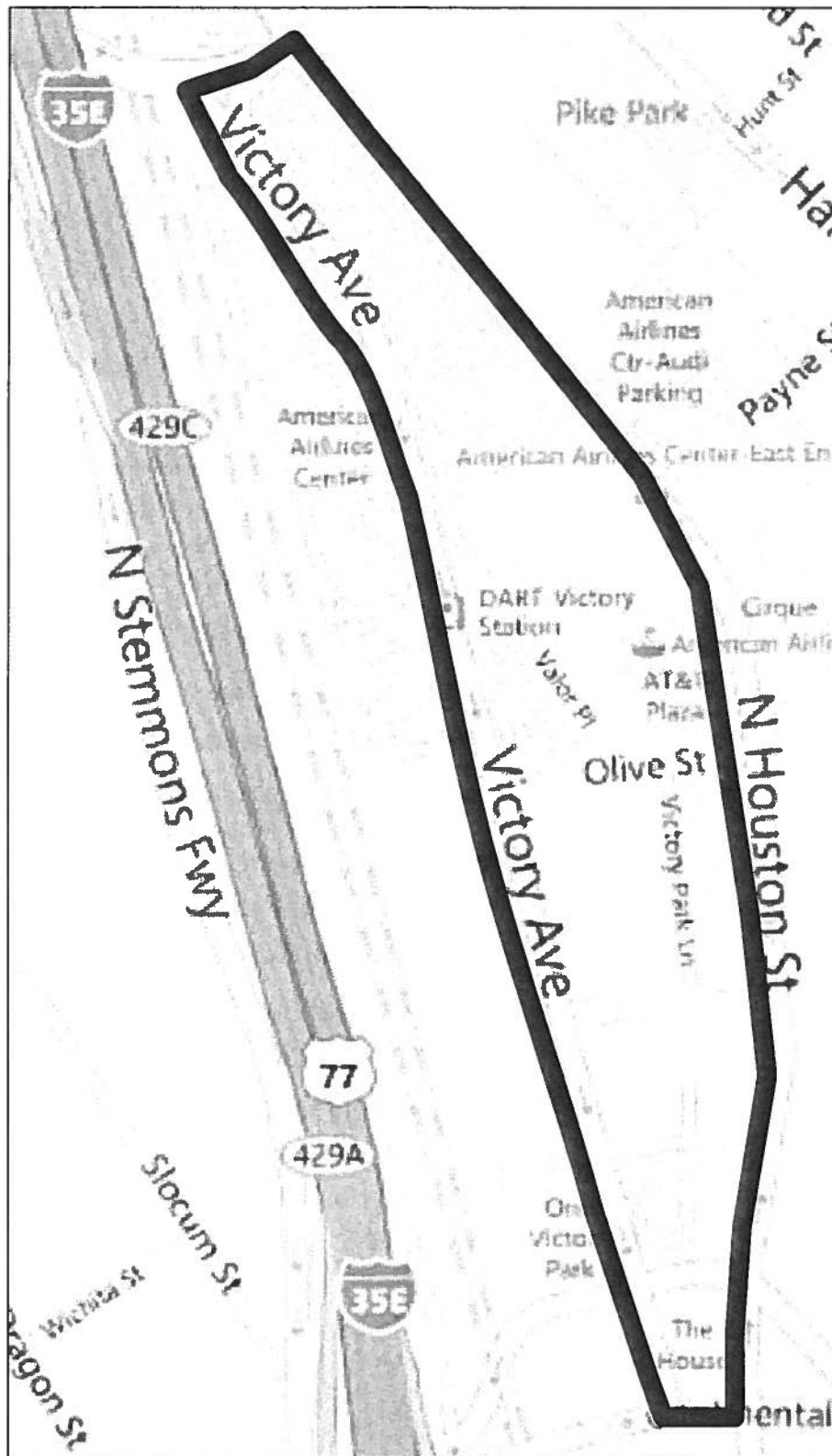
Thoroughfare Plan Amendment
Thoroughfare Map



LOCATOR MAP
NOT TO SCALE

N. Houston Street & Victory Avenue

Council District: 2



MAPSCO: 45E, J