

**JUNE 20, 2012 CITY COUNCIL BRIEFING AGENDA  
CERTIFICATION**

This certification is given pursuant to Chapter XI, Section 9 of the City Charter for the City Council Briefing Agenda dated June 20, 2012. We hereby certify, as to those contracts, agreements, or other obligations on this Agenda authorized by the City Council for which expenditures of money by the City are required, that all of the money required for those contracts, agreements, and other obligations is in the City treasury to the credit of the fund or funds from which the money is to be drawn, as required and permitted by the City Charter, and that the money is not appropriated for any other purpose.



Mary K. Suhm  
City Manager

6/15/12

Date



Edward Scott  
City Controller

6/15/12

Date



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CITY SECRETARY  
DALLAS, TEXAS



# COUNCIL BRIEFING AGENDA

June 20, 2012

Date

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

## General Information

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

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

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

## Rules of Courtesy

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

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

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

## Informacion General

El Ayuntamiento de la Ciudad de Dallas se reúne regularmente los miércoles en la Cámara del Ayuntamiento en el sexto piso de la Alcaidía, 1500 Marilla, a las 9 de la mañana. Las reuniones informativas se llevan a cabo el primer y tercer miércoles del mes. Estas audiencias se transmiten en vivo por la estación de radio WRR-FM 101.1 y por cablevisión en la estación *Time Warner CityCable* Canal 16. El Ayuntamiento Municipal se reúne el segundo y cuarto miércoles del mes para tratar asuntos presentados de manera oficial en la agenda para su aprobación. Toda persona que desee hablar durante la asamblea del Ayuntamiento, debe inscribirse llamando a la Secretaría Municipal al teléfono (214) 670-3738, antes de las 9 de la mañana del día de la asamblea. Para enterarse del nombre de su representante en el Ayuntamiento Municipal y el distrito donde usted puede votar, favor de llamar a la Secretaría Municipal.

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

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

## Reglas de Cortesia

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

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

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

AGENDA  
CITY COUNCIL BRIEFING MEETING  
WEDNESDAY, JUNE 20, 2012  
CITY HALL  
1500 MARILLA  
DALLAS, TEXAS 75201  
9:00 A.M.

9:00 am      Invocation and Pledge of Allegiance      6ES

                 Special Presentations

                 Open Microphone Speakers

VOTING AGENDA      6ES

1.      Approval of Minutes of the June 6, 2012 City Council Meeting
2.      Consideration of appointments to boards and commissions and the evaluation and duties of board and commission members (List of nominees is available in the City Secretary's Office)

ITEMS FOR INDIVIDUAL CONSIDERATION

**Sustainable Development and Construction**

3.      Authorize the appointment of Rick Galceran to represent the City of Dallas as a member of a multi-jurisdictional committee, as required by Senate Bill 1420, to determine the distribution of financial risk, method of financing, and tolling structure and methodology for State Highway 183 from SH161 to IH 35E - Financing: No cost consideration to the City

Briefings      6ES

- A.      Budget Workshop #4 - FY 2012-13 Budget Development Update
- B.      Group Housing Facilities Regulation & Enforcement

Lunch

Open Microphone Speakers      6ES

The above schedule represents an estimate of the order for the indicated briefings and is subject to change at any time. Current agenda information may be obtained by calling (214) 670-3100 during working hours.

Note: An expression of preference or a preliminary vote may be taken by the Council on any of the briefing items.

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 in 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.

## AGENDA ITEM # 3

<b>KEY FOCUS AREA:</b>	Economic Vibrancy
<b>AGENDA DATE:</b>	June 20, 2012
<b>COUNCIL DISTRICT(S):</b>	All
<b>DEPARTMENT:</b>	Sustainable Development and Construction
<b>CMO:</b>	Ryan S. Evans, 670-3314
<b>MAPSCO:</b>	N/A

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### **SUBJECT**

Authorize the appointment of Rick Galceran to represent the City of Dallas as a member of a multi-jurisdictional committee, as required by Senate Bill 1420, to determine the distribution of financial risk, method of financing, and tolling structure and methodology for State Highway 183 from SH161 to IH 35E - Financing: No cost consideration to the City

### **BACKGROUND**

The Texas Department of Transportation (TxDOT) is engaged in project development activities associated with the planned redevelopment of an 8.9 mile section of S.H. 183 from SH161 to IH 35E in Dallas County known as the SH183 Managed Lanes Project. The Texas Transportation Commission adopted a Minute Order authorizing TxDOT to exercise its options to develop, finance, construct and operate the project. In addition TxDOT will be responsible for issuing a Request For Qualifications (RFQ) for the development, design, construction, and potentially finance, maintain and operate all or any portion of the project.

Municipalities and entities that have committed to provide funding and/or right-of-way for this project will be asked to appoint one member to the committee to represent them as required by Senate Bill 1420. In the City of Dallas 2003 Bond Program, \$750,000 was allocated for the purchase of right-of-way in support of this project. The primary responsibility of the committee will be the issuance of a report to determine the distribution of financial risk, method of financing, and tolling structure and methodology for this project.

The City Manager recommends the appointment of Rick Galceran, Director of Public Works, to the multi-jurisdictional committee as required by Senate Bill 1420 to participate on behalf of the City of Dallas.

The Committee will hold it's first meeting on June 21, 2012. The Committee must be appointed prior to June 21, 2012.

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

On May 7, 2003, City Council authorized the acceptance of the Canvassing Committee Report on Election Result 2003, identifying the allocation of \$750,000 for right-of-way acquisition for SH183 in the 2003 Bond Program, by Resolution No. 03-1305.

**FISCAL INFORMATION**

No cost consideration to the City.



June 20, 2012

**City of Dallas Resolution**  
**Appointing Representative to the multi-jurisdictional committee as required by**  
**Senate Bill 1420 (SH183 Steering Committee) For SH 183 Managed Lanes Project**

**WHEREAS**, the Texas Department of Transportation (TxDOT) is engaged in project development activities associated with the planned redevelopment of a 8.9-mile section of SH 183 from SH 161 to IH 35E in Dallas County (the SH 183 Managed Lanes Project); and

**WHEREAS**, in Minute Order 113045, dated March 26, 2011, the Texas Transportation Commission authorized TxDOT to issue a request for qualifications to develop, design, construct, finance, maintain, and operate all or any portion of the SH 183 Managed Lanes Project; and

**WHEREAS**, TxDOT and local stakeholders, including the City of Dallas are currently analyzing options for the financing and delivery of the SH 183 Managed Lanes Project; and

**WHEREAS**, for proposed TxDOT toll projects in which a private entity has a financial interest in the project's performance, Transportation Code Section 228.013 and TxDOT rules implementing that section require formation of a multi-jurisdictional committee, as required by Senate Bill 1420, and comprised of representatives from TxDOT, the local toll project entity for the area in which the project is located, the metropolitan planning organization, and each municipality or county that has either provided revenue or right-of-way as described in the statute and rules, or has submitted to TxDOT an order or resolution adopted by the City Council or County Commissioners Court committing local funds or property to the project; and

**WHEREAS**, the City of Dallas is providing \$750,000 for right-of-way acquisition for the SH 183 Managed Lanes Project as referenced in Resolution No. 03-1305, dated May 7, 2003, and is therefore authorized to participate as a member of the multi-jurisdictional committee as required by Senate Bill 1420 for the project; and

**WHEREAS**, Section 228.013 and the TxDOT rules implementing that section provide that, for a project described therein, the distribution of financial risk, method of financing, and the tolling structure and methodology must be determined by the multi-jurisdictional committee as required by Senate Bill 1420 for that project; and

June 20, 2012

**WHEREAS**, the multi-jurisdictional committee required by Senate Bill 1420 for the SH 183 Managed Lanes Project will be comprised of representatives from TxDOT, the North Central Texas Council of Governments (NCTCOG), the North Texas Tollway Authority (NTTA), and each city or county that provides funding or right-of-way for the project, or has submitted to TxDOT an order or resolution adopted by the City Council or County Commissioners Court committing local funds or property to the project, including Resolution No. 03-1305; and

**NOW THEREFORE,**

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

**Section 1.** That the City of Dallas hereby authorizes and approves the appointment of Rick Galceran to serve as the City's representative on the multi-jurisdictional committee as required by Senate Bill 1420 for the SH 183 Managed Lanes Project; and

**BE IT FURTHER RESOLVED,**

**Section 2.** That the above-named individual is authorized to participate in meetings, assist with preparation of reports, vote as a member of the committee, and take such other and further actions as deemed appropriate in connection with the multi-jurisdictional committee as required by Senate Bill 1420 and to function on behalf of the City of Dallas.

**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.