



City of Grand Prairie

Temporary Meeting Place
Grand Prairie ISD
Administration Building
2602 S. Beltline Road
Grand Prairie, Texas

Meeting Agenda

City Council

Tuesday, May 1, 2012

4:30 PM

Grand Prairie ISD Board Room

Call to Order

Staff Presentations

- 1 [12-1577](#) Tourism and Marketing - Presented by Amy Sprinkles, Marketing Director
- 2 [12-1618](#) Police Patrol Beat Realignment Initiative - Presented by Police Chief Steve Dye

Agenda Review

Executive Session

The City Council may conduct a closed session pursuant to Chapter 551, Subchapter D of the Government Code, V.T.C.A., to discuss any of the following:

- (1) Section 551.071 "Consultation with Attorney" City of Grand Prairie v. Tommy Winn and Leland Gjetley*
- (2) Section 551.072 "Deliberation Regarding Real Property"*
- (3) Section 551.074 "Personnel Matters"*
- (4) Section 551.087 "Deliberations Regarding Economic Development Negotiations"*

Recess Meeting

6:30 PM GPISD Boardroom

Invocation: Andy White, Assistant to the City Manager

Pledge of Allegiance to US Flag and to the Texas Flag led by Council Member Ron Jensen

Presentations

- 3 [12-1769](#) Presentation of the 2012 City Floodplain Management Excellence Award - Presented by the Texas Floodplain Manager's Association

- 4 [12-1766](#) Employee of the Month - Officer Oscar Garcia, Police Department

Attachments: [EOM - Oscar Garcia](#)

Consent Agenda

The full agenda has been posted on the city's website, www.gptx.org, for those who may want to view this agenda in more detail.

- 5 [12-1777](#) Minutes of the April 17, 2012 Meeting

Attachments: [Council Minutes 04-17-2012](#)

- 6 [12-1740](#) Accept the City's Comprehensive Annual Financial Report for Fiscal Year Ending September 30, 2011

Legislative History

4/3/12 City Council Tabled

- 7 [12-1753](#) Contract with the Wallace Group Engineers for engineering services related to the renovation of Trader's Village Elevated Storage Tank in the amount of \$87,530 with a 5% contingency of \$4,377, for a total of \$91,907

Attachments: [Fiscal Impact Statement 612.69](#)

- 8 [12-1762](#) Price Agreement for Veterinary Services from Parkway Animal Hospital (\$55,000); and authorize the City Manager to execute up to four, one-year renewals with aggregate price fluctuations of the lesser of up to \$50,000 or 25% of the original maximum price so long as sufficient funding is appropriated by the City Council to satisfy the City's obligation during the renewal terms.

Attachments: [12043 Veterinary Service attachment.doc](#)

[12043 Vet Services Expenditure.doc](#)

- 9 [12-1770](#) Contract with Site Landscape Development for landscape maintenance (\$120,288) in Lake Parks PID (Council District 6)

Attachments: [03-31-12 Lake Parks PID](#)

- 10 [12-1771](#) Extension of the designation of Grand Prairie ISD Board Room as the City of Grand Prairie City Council Chambers from May 15, 2012 to June 18, 2012

- 11 [12-1773](#) Change Order/Amendment No. 3 with Halff Associates, Inc. in the amount of \$58,200 for Arbor, Cedar, Cottonwood, and Fish Creek FEMA CTP and Road Map Drainage Master Plan Study Project Coordination and Mapping to also include Drainage Master Plans for Willis Branch, Garden Branch, Henry Branch, and Kirby Creek Channel Stability Assessments for Henry Branch and Garden Branch.

Attachments: [233010 61405 Expenditure Information Form](#)

- 12 [12-1778](#) Interlocal Agreement with the City of Arlington for construction of Abram Street Widening Project
Attachments: [IA Arlington-Grand Prairie-Abram Street-edit 3-2012](#)
- 13 [12-1772](#) Resolution in support of a Justice Assistance Grant (JAG) application for \$42,476 in total funding with an Agreement for \$12,742.80 to be allocated to funding Dallas County projects and \$2,081.32 to be allocated to the City of Dallas for fiscal administration fees and expenditures, leaving a net amount of \$27,651.88 to the City of Grand Prairie
- 14 [12-1774](#) Resolution authorizing the City Manager to enter into a Local Project Advanced Funding Agreement (LPAFA) with TxDOT for installation of CCTV cameras and arterial directional Changeable Message Signs (CMS) at major intersections on SH 161 frontage roads from IH 20 to Rock Island

Citizen Comments

Citizens may speak for up to five minutes on any item not on the agenda by completing and submitting a speaker card.

Adjournment

Certification

In accordance with Chapter 551, Subchapter C of the Government Code, V.T.C.A, the City Council agenda was prepared and posted April 27, 2012.

Catherine E. DiMaggio, City Secretary

The GPISD Board Room is wheelchair accessible. If you plan to attend this public meeting and you have a disability that requires special arrangements, please call 972-237-8035. Reasonable accommodations will be made to assist your needs.



Legislation Details (With Text)

File #: 12-1577 **Version:** 1 **Name:** Tourism and Marketing
Type: Presentation **Status:** Staff Presentations
File created: 1/5/2012 **In control:** City Secretary
On agenda: 5/1/2012 **Final action:**
Title: Tourism and Marketing - Presented by Amy Sprinkles, Marketing Director
Sponsors:
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
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Title
Tourism and Marketing - Presented by Amy Sprinkles, Marketing Director



Legislation Details (With Text)

File #: 12-1618 **Version:** 1 **Name:** Police Patrol Beat Realignment
Type: Presentation **Status:** Staff Presentations
File created: 1/24/2012 **In control:** City Secretary
On agenda: 5/1/2012 **Final action:**
Title: Police Patrol Beat Realignment Initiative - Presented by Police Chief Steve Dye
Sponsors:
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
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Title
Police Patrol Beat Realignment Initiative - Presented by Police Chief Steve Dye



Legislation Details (With Text)

File #: 12-1769 **Version:** 1 **Name:** Floodplain Award
Type: Presentation **Status:** Presentations
File created: 4/16/2012 **In control:** City Secretary
On agenda: 5/1/2012 **Final action:**
Title: Presentation of the 2012 City Floodplain Management Excellence Award - Presented by the Texas Floodplain Manager's Association
Sponsors:
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
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Title
Presentation of the 2012 City Floodplain Management Excellence Award - Presented by the Texas Floodplain Manager's Association



Legislation Details (With Text)

File #: 12-1766 **Version:** 1 **Name:** EOM- Oscar Garcia
Type: Presentation **Status:** Presentations
File created: 4/11/2012 **In control:** City Secretary
On agenda: 5/1/2012 **Final action:**
Title: Employee of the Month - Officer Oscar Garcia, Police Department
Sponsors:
Indexes:
Code sections:
Attachments: [EOM - Oscar Garcia](#)

Date	Ver.	Action By	Action	Result
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Title
Employee of the Month - Officer Oscar Garcia, Police Department



Legislation Details (With Text)

File #: 12-1777 **Version:** 1 **Name:** April 17, 2012 Minutes
Type: Agenda Item **Status:** Consent Agenda
File created: 4/19/2012 **In control:** City Secretary
On agenda: 5/1/2012 **Final action:**
Title: Minutes of the April 17, 2012 Meeting
Sponsors:
Indexes:
Code sections:
Attachments: [Council Minutes 04-17-2012](#)

Date	Ver.	Action By	Action	Result
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From
Cathy DiMaggio

Title
Minutes of the April 17, 2012 Meeting

Presenter
Cathy DiMaggio, City Secretary

Recommended Action
Approve

Analysis
Minutes are attached.



City of Grand Prairie

Temporary Meeting Place
Grand Prairie ISD
Administration Building
2602 S. Beltline Road
Grand Prairie, Texas

Minutes - Final City Council

Tuesday, April 17, 2012

4:30 PM

Grand Prairie ISD Board Room

Call to Order

Mayor Pro Tem Swafford called the meeting to order at 4:45 p.m.

Present 9 -

Mayor Charles England; Mayor Pro Tem Jim Swafford; Deputy Mayor Pro Tem Ruthe Jackson; Council Member Richard Fregoe; Council Member Greg Giessner; Council Member Mark Hepworth; Council Member Ron Jensen; Council Member Tony Shotwell and Council Member Bill Thorn

Staff Presentations

1 Recognition of Tonya Hunter, Certified Emergency Manager Designation

Randy Byers, Airport Director, introduced Tonya Hunter and stated that she is a highly respected emergency management coordinator in the state. He said the designation of Certified Emergency Manager by the International Association of Emergency Managers is held only by 1100 people worldwide. Mr. Byers added that the city is fortunate to have such a highly qualified individual at the city.

Council Member Jensen remarked that Ms. Hunter services on the Regional Preparedness Emergency Council and Regional Communications Governance Committee at the North Central Texas Council of Governments.

Presented

2 Wellness Program Update - Presented by Lisa Norris, Human Resources Director

Lisa Norris, Human Resources Director, reviewed recent initiatives and events of the Working on Wellness (WOW) Program. Screenings and health assessments focus on health risks such as diabetes, high blood pressure, and other risk factors. A nutrition program, Naturally Slim, started February 27 with 31 participants and in the sixth week of the program a total of 252 pounds has been lost. An incentive program offering a reduction in employee monthly insurance premiums includes a biometric screening and health risk assessment, two wellness tasks and 48 hours of exercise regimen. Some of the upcoming events include a lunch and learn on Heart Health featuring Dr. Feldtman; and communication/outreach tools including podcasts; Facebook; YouTube; and video "shorts."

Ms. Norris said that wellness initiatives have contributed to improved trends in insurance claims. Medical costs per FTE compared to other cities in the Metroplex are low. Council Member Hepworth asked Ms. Norris if the biometric screenings have led to positive trends over past years. Ms. Norris said it is difficult effectively analyze because it requires comparing data from different companies. However, in the last two years the same company has conducted the screenings so many

positive trends can be seen from that data. Mayor Pro Tem Swafford noted that three years ago the insurance fund did not have a black bottom line and since implementing the WOW program the bottom line has improved. He said there had been a spike in the last year of significant claims, but the employees on the whole are getting healthier as a result of the program.

Presented

3

AirHogs Marketing Campaign - Presented by Amy Sprinkles, Director of Communications and Marketing

Amy Sprinkles, Marketing and Communications Director, said she had been working with the AirHogs staff and a hired agency to market the AirHogs. New marketing and advertising initiatives include all major communication tools for the media. The city has invested \$50,000 and the AirHogs have invested \$58,500 for the campaign. TV commercials will air on Channels 4, 5, 8 and 11. The Jumbotron will feature videos advertising the store, restaurant, pool, suites, and food. Time Warner will broadcast games and there will be billboards on I-30; I-20 and Hwy. 360, and a mobile billboard will be seen from April – August throughout the Metroplex. Printed ads will appear in the Fort Worth Star Telegram, Al Dia, The Greensheet, and Key Magazine. The Pipeline and Life is Grand will have coupons for admission. Radio ads will be placed on KSCS, ESPN, KLTY, and Radio Disney. Social media ads will be placed on Facebook; Twitter; Website; E-blasts; Social Living, Groupon, 360 Dallas, etc. There will be booths at city events and special promotions have already been lined up.

Council Member Giessner asked if Time Warner would be broadcasting on the local access channel only. Ms. Sprinkles said games would be broadcast live in remote places, but replayed in the Metroplex.

Scott Barry, President of the AirHogs, thanked Council and Amy Sprinkles for their support. He said he was looking forward to a great season. He said the ownership is in the process of making changes to make it a better season and put more people in the seats. Mr. Barry said he wanted the facility to be used on a consistent basis. He said this year's team is a better hitting team and it promises to be an exciting season. Opening date is May 21. Council Member Jensen asked Mr. Barry to explain why they can not bring the same team back every year. Mr. Barry said the format for teams is four veterans, four rookies, and others are 1-4 year team players.

Presented

Agenda Review

Mayor Pro Tem Swafford asked Rick Herold, Parks and Recreation Director, if he had prepared a budget for the agreement with Round Rock (Ref: Agenda Item 5). Mr. Herold said the city's cost would be about \$25,000 which is a high estimate and Grand Prairie will receive half of the Round Rock front gate revenue, and Grand Prairie should net \$40,000 to \$50,000 out of this contract.

Mr. Swafford said he had looked at the bids for recoating the Bowles storage tank (Agenda Item 8) and asked Ron McCuller, Director of Public Works, why there was such a significant difference between the high and low bids. Mr. McCuller said the company being awarded the bid (A&M Construction Company) is a local company and many other bids came from other parts of the country so there is a cost for them to move in. He said he checked references for A&M and they have good references.

Executive Session

An executive session was not held.

Recess Meeting

Mayor Pro Tem Swafford recessed the meeting at 5:27 p.m.

6:30 PM GPISD Boardroom

Mayor England reconvened the meeting at 6:33 p.m.

Deputy Mayor Pro Tem Jackson gave the invocation. The Pledge of Allegiance to the US Flag and to the Texas Flag were led by Council Member Bill Thorn.

Consent Agenda

Deputy Mayor Pro Tem Jackson moved, seconded by Council Member Fregoe, to approve Items 4 through 13 on the Consent Agenda. The motion carried unanimously.

- 4** Minutes of the March 20, 2012 and April 3, 2012 Meetings
Approved on the Consent Agenda
- 5** Authorize the City Manager to enter into an Interlocal Agreement with Round Rock, Texas for a Holiday Light Show.
Approved on the Consent Agenda
- 6** Contract with Parsons Roofing in the amount of \$119,248 through Texas Interlocal Purchasing Program - TIPS; approve a 5% contingency in the amount of \$5,962, for a total of \$125,210, for Phase II Roof Replacement at Lake Parks.
Approved on the Consent Agenda
- 7** Construction contract with Musco Lighting for Mountain Creek Soccer Field replacement lighting in the amount of \$580,000, through an interlocal cooperative agreement with BuyBoard
Approved on the Consent Agenda
- 8** Contract for interior recoating of Bowles elevated storage tank with A&M Construction Company in the amount of \$145,000, plus a 5% contingency amount of \$7,250, for a total of \$152,250

Approved on the Consent Agenda

- 9 Grant of Easements to the Trinity River Authority for the Mountain Creek Relief Interceptor Project, Segment MC-3, located east of SH360 between Mayfield Road and Sara Jane Parkway.

Approved on the Consent Agenda

- 10 A resolution authorizing the City Manager to apply for a grant from the Texas Department of Transportation 2012 Memorial Day Click It or Ticket (CIOT) Mobilization for the enforcement of safety belt and child safety seat laws in the amount of \$9,000.

Adopted

- 11 Ordinance amending the Code of Ordinances, Chapter 11, Section 11-17, regulating the disposal of trained police canines

Adopted

- 12 Ordinance amending the FY 2011/2012 Capital Improvement Projects Budget by adding \$1,517,786; a construction contract with Conatser Construction TX, L.P. in the amount of \$1,354,000, \$28,386 for materials testing, \$67,700 for in-house engineering and a 5% contingency of \$67,700 for a total of \$1,517,786 for construction of the College Street Waterline Replacement and FY 10 Wastewater Main replacements in various locations

Adopted

- 13 Ordinance amending the FY 2011/2012 Capital Improvement Projects Budget in a total amount of \$91,119, and a service contract with Laughley Bridge & Construction, Inc. for the rehabilitation of the Lone Star Parkway Bridge Rails in the amount of \$86,780, and authorize a staff controlled 5% contingency fund of \$4,339 for a total amount of \$91,119.

Adopted**Public Hearing Consent Agenda**

- 14 SU110503A - Specific Use Permit Renewal - 1210 Avenue J East (City Council District 1). A request for the renewal of Specific Use Permit No. 872 for a reclamation and shipping company on 4.586 acres. The subject property is zoned Light Industrial (LI) District and is located east of N. Great Southwest Parkway on the south side of Avenue J East. The owner is CunYun Ye and the applicant is Tina Lin. . (On April 2, 2012, the Planning and Zoning Commission postponed this case by a vote of 8-0 until staff completes a code review for this case.)

Mayor Pro Tem Swafford moved, seconded by Council Member Fregoe, to close the public hearing and table Case SU110503A. The motion carried unanimously.

Ayes: 9 -

Mayor Charles England; Mayor Pro Tem Jim Swafford; Deputy Mayor Pro Tem Ruthe Jackson; Council Member Richard Fregoe; Council Member Greg Giessner; Council Member Mark Hepworth; Council Member Ron Jensen; Council Member Tony Shotwell and Council Member Bill Thorn

15

SU120402 - Specific Use Permit - 3018 E. Main Street (City Council District 5). A request for the approval of a Specific Use Permit for a used automotive sales lot, general automotive repair, auto body and paint facility on 1.3 acres. The subject property is zoned Commercial (C) District and is located at the northwest corner of the intersection of E. Main Street and N.E. 31st Street. The subject property is located within the Central Business District-Four (CBD-4) Corridor Overlay District. The owner/applicant is Diamond Verami and the agent is E. D. Hill. (On April 2, 2012, the Planning and Zoning Commission postponed this case by a vote of 8-0 until the applicant reactivates the case.)

Mayor Pro Tem Swafford moved, seconded by Council Member Fregoe, to close the public hearing and table Case SU120402. The motion carried unanimously.

Ayes: 9 -

Mayor Charles England; Mayor Pro Tem Jim Swafford; Deputy Mayor Pro Tem Ruthe Jackson; Council Member Richard Fregoe; Council Member Greg Giessner; Council Member Mark Hepworth; Council Member Ron Jensen; Council Member Tony Shotwell and Council Member Bill Thorn

16

SU120201 - Specific Use Permit - 2735 Hunter Ferrell Road (City Council District 1). Approval of a Specific Use Permit for truck parking on 2.223 acres. The subject property is currently zoned Light Industrial (LI) District and is generally located on the south side of W. Hunter Ferrell Road west of MacArthur Boulevard. The owner is Jose Fernandez and the applicant is Chris Castillo. (On April 2, 2012, the Planning and Zoning Commission tabled this case by a vote of 8-0.)

Mayor Pro Tem Swafford moved, seconded by Council Member Fregoe, to close the public hearing and table Case SU120201. The motion carried unanimously.

Ayes: 9 -

Mayor Charles England; Mayor Pro Tem Jim Swafford; Deputy Mayor Pro Tem Ruthe Jackson; Council Member Richard Fregoe; Council Member Greg Giessner; Council Member Mark Hepworth; Council Member Ron Jensen; Council Member Tony Shotwell and Council Member Bill Thorn

Public Hearing on Zoning Applications

17

S120401 - Site Plan - Lot 2, Block 1, Pioneer Park\SH 161 Addition (City Council District 4). A request for the approval of a Site Plan on 50.354 acres

for an industrial complex. The subject property is zoned Light Industrial (LI) District and is located at the southwest corner of the intersection of W. Pioneer Parkway and State Highway 161 (SH-161). The subject property is located within the State Highway 161 (SH-161) Corridor Overlay District. The owner is Calwest Texas Properties, LP a Delaware LTD Partnership, the applicant is Weeks Robinson, and the agent is Alliance Architects. (On April 2, 2012, the Planning and Zoning Commission recommended approval of this request by a vote of 8-0.)

Kevin Lasher, Chief City Planner, stated this case is for a multi-tenant industrial facility zoned LI in the SH161 Overlay District. Mr. Lasher showed adjacent uses and said the site is north of the Public Safety Building and next to Solo Cup. The applicant plans to construct a 903,757 sq. ft. multi-tenant warehouse consisting of two buildings. The building facade will be a blend of glass, tilt-wall and stone. Mr. Lasher said the site plan is in conformance with the overlay district requirements. Mr. Lasher said there will be an access point at Esplanade. There will be articulation zones on the major corners of the facade. The vast majority of trees on SH 161 will remain.

Council Member Fregoe asked if trucks going in and out would primarily use Arkansas Lane. Mr. Lasher said they will use the Arkansas off ramp, but will use Pioneer Parkway for ingress and egress. There is only one access on the service road.

Mr. Swafford asked what the tract was on Arkansas Lane. Mr. Lasher said it is an existing cell tower with an antenna array.

Council Member Shotwell asked about the timing of the buildings. Mr. Lasher said they are not ready to build it at this time.

Council Member Fregoe moved, seconded by Mayor Pro Tem Swafford, to close the public hearing and approve Case S120401 as presented. The motion carried unanimously.

Ayes: 9 -

Mayor Charles England; Mayor Pro Tem Jim Swafford; Deputy Mayor Pro Tem Ruthe Jackson; Council Member Richard Fregoe; Council Member Greg Giessner; Council Member Mark Hepworth; Council Member Ron Jensen; Council Member Tony Shotwell and Council Member Bill Thorn

18

S120402 - Site Plan - 3709 Robinson Road (City Council District 3). A request for the approval of a Site Plan on 0.718 acres for a dentist office. The site is zoned Planned Development District 333 (PD-333) for General Retail-One (GR-1) District uses and is located at the southeast corner of the intersection of W. Polo Road and Robinson Road. The owner is Edwin Park and the applicant is Bannister Engineering. (On April 2, 2012, the Planning and Zoning Commission recommended approval of this request by a vote of 8-0.)

Mr. Lasher stated this case is for a dentist office and is zoned PD333. The site is located at Polo and Robinson and is surrounded by a manufactured housing development. The office will be 2,460 sq. ft. The applicant plans to put up a masonry fence on the common boundary line to the east and is providing more trees than required in the landscape ordinance. The trees along Polo will also be preserved.

Council Member Thorn moved, seconded by Council Member Giessner to close the public hearing and approve Case S120402. The motion carried unanimously.

Ayes: 9 -

Mayor Charles England; Mayor Pro Tem Jim Swafford; Deputy Mayor Pro Tem Ruthe Jackson; Council Member Richard Fregoe; Council Member Greg Giessner; Council Member Mark Hepworth; Council Member Ron Jensen; Council Member Tony Shotwell and Council Member Bill Thorn

19

SU120401 - Specific Use Permit - 513 W. Jefferson Street (City Council District 2). A request for the approval of a Specific Use Permit for a multi purpose/special event center in an existing retail complex. The site is currently zoned Central Area (CA) District and is generally located south of W. Jefferson Street and west of S.W. 5th Street. The subject property is located within the Central Business District-Two (CBD-2) Corridor Overlay District. The owner is Ernesti Properties, the applicant is Serio Rosas, and the agent is A. R. Rocha. (On April 2, 2012, the Planning and Zoning Commission recommended approval of this request by a vote of 8-0.)

Mr. Lasher said this case is for a multi-purpose and special event center where there will be no alcohol sales, no cover charge and no full-service kitchen. The building is 4,104 sq. ft. Mr. Lasher said that the Planning and Zoning Commission had asked staff to do an analysis to see if the city has reached saturation of this type of use.

Council Member Shotwell said the city's ordinance is ambiguous with regard to the cover charge. This restriction has been construed that they could not lease to a user who charges for a class. He asked staff to look at it to clarify what can be done (i.e. teaching a class and charging, etc.). Mr. Lasher said he would bring revisions to the Council Development Committee.

Mayor Pro Tem Swafford moved, seconded by Council Member Thorn, to close the public hearing and approve Case SU120401 . The motion carried unanimously.

Ayes: 9 -

Mayor Charles England; Mayor Pro Tem Jim Swafford; Deputy Mayor Pro Tem Ruthe Jackson; Council Member Richard Fregoe; Council Member Greg Giessner; Council Member Mark Hepworth; Council Member Ron Jensen; Council Member Tony Shotwell and Council Member Bill Thorn

20

SU120404 - Specific Use Permit - 2502 Central Avenue (City Council District 5). A request for the approval of a Specific Use Permit for an auto body and paint facility on 0.522 acres. The site is currently zoned Commercial (C) District and is generally located on the northeast corner of the intersection of Central Avenue and N.E. 25th Street. The subject property is located within the Central Business District-Four (CBD-4) Corridor Overlay District. The owner/applicant is Vincent Duan and the agent is Steve Keeton. (On April 2, 2012, the Planning and Zoning Commission recommended approval of this request by a vote of 7-1.)

Mr. Lasher stated this case is for an autobody and paint facility in a Commercial C District. East and west of this site there are many non-conforming uses. In order to add an SUP to the C District for general auto repair and used parts sales an SUP is required. Mr. Lasher said the applicant wants to start a speculative autobody shop

using some offsite contractors. Repairs would be made to vehicles strictly for speculative investment and is not a general public business. There is an existing 1100 sq. ft. metal building. The applicant wants to repair the parking lot with 2" of asphalt in lieu of concrete. The UDC requires masonry screening between single family but the applicant is asking to use an existing chain link fence and leave trees in a natural condition for natural screening. New crepe myrtles will be planted on the south property line. There will be a masonry fence around the dumpster.

Mayor Pro Tem Swafford pointed out there are some conflicts in the proposed ordinance. He said the ordinance lists 23 items and Item 8 says no welding on site and Item 22 says no painting or sanding on site. Mr. Lasher replied that the applicant does not do a finished product and does not paint. Mr. Swafford said if the city allows an SUP on this site and another tenant comes in and will finish out cars the current SUP would not allow for painting and sanding. Mr. Lasher said a new tenant could come in and have the SUP amended. Council Member Shotwell suggested deferring this to the applicant who will replace entire parts rather than do body work. Mr. Swafford said if the applicant in the future would like to expand to a finished product, he would not be able to operate under this SUP, so why put the burden on the applicant to have to come back and amend the SUP.

Vincent Duan, Plano, said the body shop would just change the damaged parts with used parts. Mr. Swafford said he would like to delete welding, painting and sanding from the ordinance. Council Member Shotwell said he would agree with that as long as it stays speculative rather than proprietary.

Darrin Syphers, 1617 England Road, Arlington, stated that this case is a duplicate to one the Council heard and denied several years ago to open a hobby body shop for classic automobiles. Mr. Syphers said that Planning and Zoning Commission had approved it, but because the Council denied it the sale of the land did not take place. Mr. Syphers said Council Member Shotwell stated at that time that he did not want an autobody shop north of Main Street at this site. If this is approved, he would like to ask for an SUP 150' to the south. Mayor England replied that Mr. Syphers was entitled to bring a case back to the Planning and Zoning Commission and Council, but that Council could not comment on that case until it is brought back.

Mayor Pro Tem Swafford moved, seconded by Council Member Shotwell, to close the public hearing and approve Case SU120404 with an amendment to Section 2, Item 8 and Item 22 to remove prohibition on welding, painting and sanding; to change the renewal time of the SUP from one to two years; and to make sure that asphalt is in a proper condition to be improved sufficiently to support a fire engine. The motion carried by the following vote.

Ayes: 9 -

Mayor Charles England; Mayor Pro Tem Jim Swafford; Deputy Mayor Pro Tem Ruthe Jackson; Council Member Richard Fregoe; Council Member Greg Giessner; Council Member Mark Hepworth; Council Member Ron Jensen; Council Member Tony Shotwell and Council Member Bill Thorn

21

Z120101 - Zoning Change - Lots 1R & 2R, Block C, J.A. Moore's First Addition (City Council District 5). Approval of a zoning change on 0.895 acres from a Multi Family (MF) District to a Single Family-Four (SF-4) District. The subject property is currently zoned Multi Family (MF) District, and is located at the northeast corner of the intersection of North Street and NE 4th Street. The owner/applicant is Cameron Grey. (On April 2, 2012, the Planning and Zoning Commission recommended approval of this request by a vote of 8-0.)

Mr. Lasher said the applicant for this case is asking to change the zoning from Multi-Family to a Single Family-Four District so that he can build two single family homes. He said there are some floodplain issue that may impact future development.

Council Member Shotwell moved, seconded by Deputy Mayor Pro Tem Jackson, to close the public hearing and approve Case Z120101. The motion carried unanimously.

Ayes: 9 -

Mayor Charles England; Mayor Pro Tem Jim Swafford; Deputy Mayor Pro Tem Ruthe Jackson; Council Member Richard Fregoe; Council Member Greg Giessner; Council Member Mark Hepworth; Council Member Ron Jensen; Council Member Tony Shotwell and Council Member Bill Thorn

Items for Individual Consideration

22

Board and Commission Appointments

Deputy Mayor Pro Tem moved, seconded by Mayor Pro Tem Swafford, to appoint Carol Baker to the Commission on Aging. The motion carried unanimously.

Ayes: 9 -

Mayor Charles England; Mayor Pro Tem Jim Swafford; Deputy Mayor Pro Tem Ruthe Jackson; Council Member Richard Fregoe; Council Member Greg Giessner; Council Member Mark Hepworth; Council Member Ron Jensen; Council Member Tony Shotwell and Council Member Bill Thorn

Citizen Comments

There were no citizen comments.

Adjournment

Mayor Pro Tem Swafford reminded Council of the Fair Housing Luncheon to be held on Wednesday, April 18, at the Ruthe Jackson Center. The Welcome Back Party at Lone Star will be held on Thursday and the groundbreaking for the new Dallas County Subcourthouse will be held at 10:00 a.m. on Friday, April 20.

Mayor England adjourned the meeting at 7:20 p.m.

The foregoing minutes were approved at the May 1, 2012 meeting.

Catherine E. DiMaggio, City Secretary



Legislation Details (With Text)

File #: 12-1740 **Version:** 1 **Name:** FYE 2011 CAFR
Type: Agenda Item **Status:** Consent Agenda
File created: 3/23/2012 **In control:** Finance
On agenda: 5/1/2012 **Final action:**
Title: Accept the City's Comprehensive Annual Financial Report for Fiscal Year Ending September 30, 2011
Sponsors:
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
4/3/2012	1	City Council		Tabled

From
Diana G. Ortiz

Title
Accept the City's Comprehensive Annual Financial Report for Fiscal Year Ending September 30, 2011

Presenter
Diana G. Ortiz, Chief Financial Officer

Recommended Action
Approve

Analysis
Texas law requires the City to prepare and have audited by an independent auditor an annual report that represents the financial position of the City at the end of each fiscal year's operations. Weaver, LLP has audited the City's report and issued an "unqualified opinion" (favorable to the City).

Financial Consideration
There is no financial impact resulting from this action.



Legislation Details (With Text)

File #:	12-1753	Version:	1	Name:	Contract with the Wallace Group Engineers for Engineering Services related to the Renovation of Trader's Village Elevated Storage Tank in the amount of \$87,530 with a 5% contingency of \$4,377.00 for a total of \$91,907.
Type:	Agenda Item	Status:			Consent Agenda
File created:	4/6/2012	In control:			Public Works
On agenda:	5/1/2012	Final action:			
Title:	Contract with the Wallace Group Engineers for engineering services related to the renovation of Trader's Village Elevated Storage Tank in the amount of \$87,530 with a 5% contingency of \$4,377, for a total of \$91,907				
Sponsors:					
Indexes:					
Code sections:					
Attachments:	Fiscal Impact Statement 612.pdf				

Date	Ver.	Action By	Action	Result
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From
Ron McCuller

Title
Contract with the Wallace Group Engineers for engineering services related to the renovation of Trader's Village Elevated Storage Tank in the amount of \$87,530 with a 5% contingency of \$4,377, for a total of \$91,907

Presenter
Ron McCuller, Public Works Director

Recommended Action
Approve

Analysis
This contract will provide engineering services for a number of improvements to this tank to include repainting of the interior, replacing the deteriorated 36" steel riser pipe with a new stainless steel riser, replacing the mixer system, adding additional chemical injection facilities for water quality control, adding and upgrading antifall safety equipment, and miscellaneous other minor work on the tank.

Financial Consideration
Funding in the total amount for \$91,907 is available in Water Capital Project Fund (500592) WO#01206903 (FY 12 Water Tank).

**CITY OF GRAND PRAIRIE
FISCAL IMPACT SUMMARY**

Account # 500592 01206903

SECTION I

Project Title: FY12 Water Tank Department: Public Works

Project Manager Ron McCuller Vendor No/Name Wallace Group
New contract V18101

Expenditure Amount: 91,907 Vendor No/Name _____

Vendor No/Name _____

APPROPRIATION CATEGORY	PREVIOUS APPROPRIATION	CURRENT APPROPRIATION REQUEST	REMAINING APPROPRIATION	TOTAL PROJECT ESTIMATE
61405 Survey/Studies				\$0
61041 Prof Eng				\$0
63040 Other Maint	\$152,250			\$152,250
68540 Construction	\$1,082,140	(\$91,907)		\$990,233
68560 Eng/Geo/Const	\$15,610	\$91,907		\$107,517
65120 Contingency				\$0
68999 Labor Dist				\$0
TOTAL	\$1,250,000	\$0	\$0	\$1,250,000

Explanation of Cost Differences:

SECTION II

	AMOUNT	SOURCE OF FUNDS
Previous Approp.	<u>\$1,250,000</u>	_____
Current Approp.	<u>\$0</u>	_____
Remaining Approp.	<u>\$0</u>	_____
TOTAL PROJECT ESTIMATE	<u>\$1,250,000</u>	



Legislation Details (With Text)

File #:	12-1762	Version:	1	Name:	Price Agreement for Veterinary Services
Type:	Agenda Item	Status:		Status:	Consent Agenda
File created:	4/10/2012	In control:		In control:	Purchasing
On agenda:	5/1/2012	Final action:		Final action:	
Title:	Price Agreement for Veterinary Services from Parkway Animal Hospital (\$55,000); and authorize the City Manager to execute up to four, one-year renewals with aggregate price fluctuations of the lesser of up to \$50,000 or 25% of the original maximum price so long as sufficient funding is appropriated by the City Council to satisfy the City's obligation during the renewal terms.				
Sponsors:					
Indexes:					
Code sections:					
Attachments:	12043 Veterinary Service attachment.pdf 12043 Vet Services Expenditure.pdf				

Date	Ver.	Action By	Action	Result
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From
Angi Mize

Title
Price Agreement for Veterinary Services from Parkway Animal Hospital (\$55,000); and authorize the City Manager to execute up to four, one-year renewals with aggregate price fluctuations of the lesser of up to \$50,000 or 25% of the original maximum price so long as sufficient funding is appropriated by the City Council to satisfy the City's obligation during the renewal terms.

Presenter
Marty Davis, Purchasing Manager

Recommend Action
Approve

Analysis
The City of Grand Prairie Animal Services utilizes outside veterinary services for spaying and neutering of cats, dogs, kittens and puppies prior to monthly Petco adoption events, as well as, occasional examinations, vaccinations, injections and medications for illnesses such as kennel cough, parasitic intestinal infestation, coccidia, etc. By improving the overall health of the animal community in our shelter, we are better serving the needs of our customers who are either picking up their own animal after impoundment or adopting one of the population.

Bid #12043 for veterinary services was advertised to 431 vendors including three from Grand Prairie. Bids were received and opened March 14, 2011. Only one bid was received. The bid tabulation is appended as Exhibit 1.

The price agreement will be for one year with the option to renew for four, one-year periods. The bid received meets specifications and is recommended for award.

Financial Consideration

Funds are available in FY 2011/2012 General Fund Budget, Environmental Services (301110-61230) for Spay and Neuter as well as (301110-61055) for Veterinarian, and, the accounts will be charged accordingly on orders through the end of the current fiscal year. Funding for future fiscal years will be paid from that year's approved budgets.

Veterinary Services				
#12043			Parkway Animal Hos	
3/16/2012			Joel Nelson	
			972-262-8834	
			Grand Prairie, TX	
Item	Qty	Unit	Price	Total
1 Female Cats/Kittens - Spay/Neuter Srv A	1	each	\$ 120.00	\$ 120.00
2 Male Cats/Kittens - Spay/Neuter Srv Alte	1	each	\$ 90.00	\$ 90.00
3 Female Dogs up to 40lbs - Spay/Neuter S	1	each	\$ 130.00	\$ 130.00
4 Female Dogs over 40lbs - Spay/Neuter S	1	each	\$ 150.00	\$ 150.00
5 Male Dogs up to 40lbs - Spay/Neuter Srv	1	each	\$ 110.00	\$ 110.00
6 Male Dogs over 40lbs - Spay/Neuter Srv	1	each	\$ 120.00	\$ 120.00
7 Examination Fee	1	each	\$ 35.00	\$ 35.00
8 Injections Antibiotic Steroid & Pain	1	each	\$ 20.00	\$ 20.00
9 Injections-2nd Tier Option	1	each	\$ 30.00	\$ 30.00
10 Minor Wound Cleaing/Staples	1	each	\$ 60.00	\$ 60.00
11 Xrays	1	each	\$ 50.00	\$ 50.00
12 Overnight Hospitalization	1	each	\$ 20.00	\$ 20.00
13 Rabies Vaccination Clinic	1	hour		
14 Rabies Vaccination	1	each	\$ 9.60	\$ 9.60
				\$ 944.60
The annual estimated dollar value of this contract shall be \$55,000. Annual estimated quantities are not known and vary from year to year.				

CITY OF GRAND PRAIRIE
OPERATING BUDGET EXPENDITURE INFORMATION

FUND: Shelter Operations
Name of Fund (i.e. General Fund)

AGENCY: Environmental Services
Name of Department

ACCOUNTING UNIT: 301110 Shelter Operations

AVAILABLE: 61230 Spay & Neuter \$5463
Account Code, Description, and amount available

STAFF CONTACT: Patricia Redfearn

VENDOR NUMBER:

VENDOR NAME: Parkway Animal Hospital

CONTINGENCY: N/A

CITY OF GRAND PRAIRIE
OPERATING BUDGET EXPENDITURE INFORMATION

FUND: Shelter Operations
Name of Fund (i.e. General Fund)

AGENCY: Environmental Services
Name of Department

ACCOUNTING UNIT: 301110 Shelter Operations

AVAILABLE: 61055 Veterinarian \$841
Account Code, Description, and amount available

STAFF CONTACT: Patricia Redfearn

VENDOR NUMBER:

VENDOR NAME: Parkway Animal Hospital

CONTINGENCY: N/A



Legislation Details (With Text)

File #:	12-1770	Version:	1	Name:	Lake Parks PID-Site Landscape Development Landscape Maintenance Contract
Type:	Agenda Item	Status:		Status:	Consent Agenda
File created:		In control:		In control:	Finance
On agenda:	5/1/2012	Final action:			
Title:	Contract with Site Landscape Development for landscape maintenance (\$120,288) in Lake Parks PID (Council District 6)				
Sponsors:					
Indexes:					
Code sections:					
Attachments:	03-31-12 Lake Parks PID				

Date	Ver.	Action By	Action	Result
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From
Lee Harriss

Title
Contract with Site Landscape Development for landscape maintenance (\$120,288) in Lake Parks PID (Council District 6)

Presenter
Lee Harriss, Special District Administrator

Recommended Action
Approve

Analysis
The PID Board recommended that Site Landscape Development be awarded a contract for landscape and irrigation system maintenance services. The term is from May 1, 2012 through April 30, 2013.

Texas Local Government Code, Chapter 252.022 (a) (9) exempts public improvement districts from competitive bidding requirements. Per that statute, the PID Advisory Board is empowered to enter into contracts such as the one with Site Landscape Development following approval by the City Council.

Financial Consideration
Funds for this contract are available from annual assessments adopted by the City Council on September 20, 2011, which are estimated to generate \$238,566 for the fiscal year.

Budget/Actual Report for Fiscal 2012
321792
Lake Parks Public Improvement District
as of 3/31/12

	<u>10/1/2011 - 9/30/2012</u>			<u>Current Month</u>
	<u>Budget</u>	<u>Actual</u>	<u>Difference</u>	
LPPID				
321792				
Beginning Resource Balance	17,500	33,176.37		
Revenues				
Spec Assess Delinquent	42610	-	2,779.46	283.90
Special Assessment Income	42620	238,566	230,656.81	5,665.14
Interest On Pid Assessment	42630	-	1,137.33	446.00
Insurance Recovery Property	42770	-	-	-
Devlpr Particip/Projects	46110	-	-	-
Miscellaneous	46395	-	-	-
Interest Earnings	49410	-	-	-
Int Earnings - Tax Collections	49470	-	4.48	0.16
Trsf In/Parks Venue (3170)	49780	8,817	4,407.00	735.00
Total Revenues	247,383	238,985.08	(8,397.92)	7,130.26
Expenditures				
Office Supplies	60020	150	0.60	149.40
Decorations	60132	-	-	-
Beautification	60490	19,067	96.00	18,971.00
Wall Maintenance	60776	1,000	-	1,000.00
Mowing Contractor	61225	122,133	61,066.32	61,066.68
Data Processing Services	61315	200	-	200.00
Legal Services	61360	-	-	-
Collection Services	61380	3,377	3,355.00	22.00
Miscellaneous Services	61485	2,000	61.31	1,938.69
Fees/Administration	61510	14,400	6,289.92	8,110.08
Postage And Delivery Charges	61520	50	-	50.00
Light Power Service	62030	10,000	3,457.57	6,542.43
Water/Wastewater Service	62035	29,000	7,609.45	21,390.55
Bldgs And Grounds Maintenance	63010	-	-	-
Pond Maintenance-Aquatic	63038	28,000	-	28,000.00
Pond Maintenance-Equipment	63039	10,000	4,229.74	5,770.26
Irrigation System Maintenance	63065	6,000	1,071.29	4,928.71
Playgrounds/Picnic Areas Maint	63135	1,100	198.87	901.13
Decorative Lighting Maintenanc	63146	2,000	4,148.92	(2,148.92)
Property Insurance Premium	64080	550	313.60	236.40
Liability Insurance Premium	64090	600	623.32	(23.32)
Fencing	68061	-	-	-
Row/Easement Title Purchase	68091	-	-	-
Architect'L/Engineering Servcs	68240	-	-	-
Landscaping	68250	-	-	-
Signs	68390	-	-	-
Irrigation Systems	68635	-	-	-
Total Expenditures	249,627	92,521.91	157,105.09	14,083.70
Ending Resource Balance	15,256	179,639.54		

Lake Parks Public Improvement District

These are Lake Parks PID assessments collected from PID residents to pay for PID maintenance.



Legislation Details (With Text)

File #: 12-1771 **Version:** 1 **Name:** Council Chambers
Type: Agenda Item **Status:** Consent Agenda
File created: **In control:** City Secretary
On agenda: 5/1/2012 **Final action:**
Title: Extension of the designation of Grand Prairie ISD Board Room as the City of Grand Prairie City Council Chambers from May 15, 2012 to June 18, 2012
Sponsors:
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
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From
Cathy DiMaggio

Title
Extension of the designation of Grand Prairie ISD Board Room as the City of Grand Prairie City Council Chambers from May 15, 2012 to June 18, 2012

Presenter
Don Postell, City Attorney

Recommended Action
Approve

Analysis
Section 2-20 of the Grand Prairie City Code requires that at least one Council Meeting is held in City Council Chambers each month. Designating the Grand Prairie ISD Board Room as the temporary official City Council Chambers during the pending construction will allow compliance with this provision.

Financial Considerations
None.



Legislation Details (With Text)

File #:	12-1773	Version:	1	Name:	c/o 3 Halff on FEMA Cottonwood - CWMDP
Type:	Agenda Item	Status:		Status:	Consent Agenda
File created:	4/17/2012	In control:		In control:	Engineering
On agenda:	5/1/2012	Final action:		Final action:	
Title:	Change Order/Amendment No. 3 with Halff Associates, Inc. in the amount of \$58,200 for Arbor, Cedar, Cottonwood, and Fish Creek FEMA CTP and Road Map Drainage Master Plan Study Project Coordination and Mapping to also include Drainage Master Plans for Willis Branch, Garden Branch, Henry Branch, and Kirby Creek Channel Stability Assessments for Henry Branch and Garden Branch.				
Sponsors:					
Indexes:					
Code sections:					
Attachments:	233010 61405 Expenditure Information Form				

Date	Ver.	Action By	Action	Result
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From

max

Title

Change Order/Amendment No. 3 with Halff Associates, Inc. in the amount of \$58,200 for Arbor, Cedar, Cottonwood, and Fish Creek FEMA CTP and Road Map Drainage Master Plan Study Project Coordination and Mapping to also include Drainage Master Plans for Willis Branch, Garden Branch, Henry Branch, and Kirby Creek Channel Stability Assessments for Henry Branch and Garden Branch.

Presenter

Gabriel Johnson, Stormwater Utility Manager

Recommended Action

approve

Analysis

On September 13, 2010, the Federal Emergency Management Agency (FEMA) awarded the City Cooperating Technical Partners (CTP) grant in the total amount of \$400,000.00. This grant is a cost share between FEMA and the City with a match of 75% Federal and 25% City. The City was able to leverage contribution money using the 2009 1-foot LiDAR topography for an in-kind value of \$29,550.00, therefore, the City is responsible for \$70,450.00 to meet the 25% cost share total of \$100,000.00.

The City of Grand Prairie requested Halff and Associates to assist with program management and QA/QC for the FEMA CTP mapping grant for Arbor Creek, Cedar Creek, Cottonwood Creek and Fish Creek. The CTP project includes preparation of new hydrology and hydraulics data as well as the preparation of new Digital Flood Insurance Rate Maps (DFIRMs).

On December 14, 2010 the City of Grand Prairie awarded a contract to Halff in the amount of \$135,000 to

perform program management between all the consultants and FEMA. Halff will also be performing independent QA/QC for the hydrology, hydraulics, and floodplain/floodway mapping for each of the watersheds.

On July 15, 2011, the City authorized change order Amendment #1 in the total amount of \$24,900 for Halff to include updating of the Willis Branch and Garden Branch creeks into the existing hydrologic, hydraulic, and floodplain/floodway mapping updates with no delay in the existing schedule. Work for these creeks will be coordinated with Espey Consultants submittal for Fish Creek Basin Technical Data Support Notebook (TSDN) and mapping efforts.

On August 4, 2011, the City authorized change order Amendment #2 in the total amount of \$22,100 for Halff to also include hydrology, hydraulics, and floodplain/floodway mapping updates for Henry Branch. Halff coordinated with Espey Consultants to include the additional information in the Cottonwood Creek TSDN and mapping efforts.

The proposed change order Amendment #3 in the total amount of \$58,200 is to include City-wide Drainage Master Studies for Willis Branch, Garden Branch, Henry Branch, and Kirby Creek and hydrologic model runs to supplement the on-going Fish Creek and Cottonwood Creek City-wide Drainage Master Plans currently being prepared by Espey Consultants. The change order will also include Channel Stability Assessments for Henry Branch and Garden Branch. The total revised contract is \$240,200.

Staff is recommending approval of change order Amendment #3 in the amount of \$58,200 be awarded to Halff. The project completion date will remain the same as the original contract and will be completed by July 27, 2013.

Financial Consideration

State statutes require City Council approval of a change order when the cumulative cost of this change order exceeds \$50,000. With approval of this change order, the City Manager will be able to approve the change order to a cumulative value of \$50,000 without additional Council approval.

Funding in the amount of \$58,200 is available in Storm Water Operating (233010) 61405 (Survey and Studies).

CITY OF GRAND PRAIRIE
OPERATING BUDGET EXPENDITURE INFORMATION

FUND: Stormwater Operating

AGENCY: Stormwater

ACCOUNTING UNIT: 233010

AVAILABLE: 61405 Surveys and Studies
\$156,172 Available Balance

STAFF CONTACT: Gabriel Johnson

VENDOR NUMBER: 1491

VENDOR NAME: Half Associates

CONTINGENCY: _____



Legislation Details (With Text)

File #: 12-1778 **Version:** 1 **Name:** Interlocal with Arlington on Abrams Improvements
Type: Agenda Item **Status:** Consent Agenda
File created: **In control:** Engineering
On agenda: 5/1/2012 **Final action:**
Title: Interlocal Agreement with the City of Arlington for construction of Abram Street Widening Project
Sponsors:
Indexes:
Code sections:
Attachments: [IA Arlington-Grand Prairie-Abram Street-edit 3-2012](#)

Date	Ver.	Action By	Action	Result
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From

max

Title

Interlocal Agreement with the City of Arlington for construction of Abram Street Widening Project

Presenter

Romin Khavari, City Engineer

Recommended Action

approve

Analysis

The City of Arlington is to begin construction of Abram Street Widening Project between State Highway 360 and Great Southwest Parkway to include drainage improvements on Great Southwest Parkway between Abram Street and Sherman Street. The City of Arlington has assumed all costs associated with preparation of construction plans and specifications for the proposed improvements. The City of Arlington will also obtain the necessary property interest, including without limitation, right-of-way or easements by dedication, by purchase or by condemnation as determined by the City of Arlington to be necessary. The City of Grand Prairie grants to Arlington the authority necessary to condemn or otherwise acquire property that is required for the project within Grand Prairie. The City of Grand Prairie will provide the funding necessary for the relocation of Grand Prairie fire hydrants recently installed by Grand Prairie. The funding for the relocation is to be based upon bids received. The City of Grand Prairie will reserve the right to review and accept the bids. The City of Grand Prairie will pursue alternative methods to affect the relocation of the hydrants if the bids are not acceptable.

Financial Consideration

No financial consideration at this time.

THE STATE OF TEXAS § ABRAM STREET INTERLOCAL AGREEMENT
§ BETWEEN ARLINGTON AND GRAND PRAIRIE
COUNTY OF TARRANT § (SH 360 TO GREAT SOUTHWEST PARKWAY)

THIS INTERLOCAL AGREEMENT is entered into on this the ____ day of _____, 2011, by and between the **CITY OF ARLINGTON, TEXAS**, a municipal corporation (hereinafter referred to as “ARLINGTON”); and the **CITY OF GRAND PRAIRIE, TEXAS**, a municipal corporation (hereinafter referred to as “GRAND PRAIRIE”);

Both ARLINGTON and GRAND PRAIRIE execute this Interlocal Agreement pursuant to the Interlocal Cooperation Act, chapter 791 of the Texas Government Code, as amended, and in accordance with Chapter 273 of the Texas Local Government Code, as amended.

WHEREAS, the parties to this Interlocal Agreement, hereinafter referred to as “AGREEMENT”, wish to cooperate in the construction of ARLINGTON’s Abram Street Widening Project between State Highway 360 and Great Southwest Parkway and drainage improvements on Great Southwest Parkway between Abram Street and Sherman Street; and

WHEREAS, the parties, in paying for the performance of governmental functions or in performing such governmental functions shall make payments therefore only from current revenues, legally available to such parties; and

WHEREAS, the governing bodies of each party find that the Abram Street Widening Project is a benefit to the public and that each party has the legal authority to build or maintain or to provide such service, and the construction and improvement thereof is in the common interest of both parties hereto; and that the covenants and promises constitutes adequate consideration to each party; NOW THEREFORE,

In consideration of the premises and the agreements, covenants and promises herein set forth, it is agreed as follows:

I.
DEFINITIONS

The following terms shall have the following meanings when used in this Contract:

- A. “Abram Street Road Widening Project” means: that portion of Abram Street between State Highway 360 and Great Southwest Parkway and the drainage improvements on Great Southwest Parkway between Abram Street and Sherman Street as defined on the attached **Exhibit “A”**.
- B. “CITIES” or “PARTIES” means ARLINGTON and GRAND PRAIRIE.

- C. "Project Costs" include design of all improvements, right-of-way acquisition, utility relocation, grading, storm drain improvements, street and sidewalk construction, traffic control striping, signs and permitting fees, and all other costs incident thereto.

II.

PURPOSE

The purpose of this AGREEMENT is to provide for all functions and services required for the planning, design, right-of-way acquisition, construction, and maintenance of the Abram Street Widening Project between State Highway 360 and Great Southwest Parkway and the drainage improvements on Great Southwest Parkway between Abram Street and Sherman Street.

III.

TERMS, RIGHTS, OBJECTIVES AND DUTIES **OF THE PARTIES**

The following shall apply to the CITIES in the performance of this AGREEMENT.

- A. This Contract shall commence on the date first written above and terminate upon final acceptance of the Abram Street Road Widening Project by ARLINGTON. Final acceptance is when the two year maintenance bond expires.
- B. ARLINGTON will assume all costs associated with preparation of construction plans and specifications for the proposed road improvements.
- C. Upon determination of the right-of-way, easements or other property interests required for the project, ARLINGTON will obtain the necessary property interests, including without limitation, right-of-way or easements by dedication, by purchase or by condemnation, if determined by ARLINGTON to be necessary. GRAND PRAIRIE agrees and acknowledges that in authorizing and executing this agreement, GRAND PRAIRIE grants to ARLINGTON the authority necessary to condemn or otherwise acquire property required for the project within GRAND PRAIRIE. The acquisition of property within Grand Prairie shall be limited to the following:
- Four right of way parcels (11, 12, 13 & 14) from Arlington Independent School District (vacant), Tamez (residence), Taim (S&R Auto Service) and DePriest Limited Partnership (Esquina Alegre Club) properties along Abram Street.
 - Two temporary construction easements (33 & 34) for the reconstruction of the driveways from the Taim (residence) and DePriest Limited Partnership (Esquina Alegre Club) properties along Abram Street.

ARLINGTON and GRAND PRAIRIE agree to consider and act upon any resolutions necessary to accomplish the condemnation of land by ARLINGTON within the city limits of GRAND PRAIRIE as indicated within the right-of-way maps attached as Exhibit B, said land to be varying in width to a maximum width of twenty (20) feet outside the current right-of-way, and any required corner clips to a maximum of 30'x30', both as measured from the

current right-of-way. ARLINGTON will assume all costs of whatever nature associated with any eminent domain proceedings that are assessed against the condemner. Any easements or rights-of-way acquired in GRAND PRAIRIE will be dedicated to GRAND PRAIRIE.

- D. ARLINGTON will assume all costs associated with preparation of easement documents and easement acquisition for the proposed improvements.
- E. ARLINGTON will be responsible for administering the relocation of utility lines within each city, including necessary design and construction to accommodate the project immediately following completion of right-of-way acquisition. Each City will also take any necessary action(s) to provide for all franchised utility companies to relocate facilities within their city in accordance with existing franchise agreements. If applicable, all costs attributable to relocation shall be deemed Project Costs, as that term is defined herein. This agreement will not alter any previous agreements for operation and/or maintenance of ARLINGTON water and sewer lines.
- F. ARLINGTON will be responsible for the replacement of any current pavement markings and signage for the project will be included as part of the project.
- G. ARLINGTON will be responsible for the drainage outfall improvements, including the installation of a 60-inch reinforced concrete drainage pipe, on Great Southwest Parkway between Abram Street and Sherman Street. ARLINGTON will also be responsible for the areas of street repair and landscaping improvements (including the stamped and stained concrete), in the median, on Great Southwest Parkway necessary for the drainage improvement work.
- H. GRAND PRAIRIE shall provide ARLINGTON with funding for relocating three GRAND PRAIRIE fire hydrants, along Abram Street, that were installed during the design phase of this project. Funds will need to be transmitted to ARLINGTON, upon request, once bids are received, accepted, and a contractor has been selected. **Grand Prairie shall have the right to refuse said bids for the fire hydrant relocation if the bids are deemed excessive or inconsistent with recent equivalent bids. Grand Prairie shall solicit separate bids to perform the work or pursue other methods to complete the work and make all possible efforts to remain within the desired work schedule.**
- I. Except as otherwise specified in this AGREEMENT, ARLINGTON shall be responsible for all project costs, as herein defined.
- J. The project plans will be prepared to include improvements necessary to construct the portions of roadway included in the project in accordance with prevailing engineering standards, together with the transition of all improvements to existing streets, driveways and drainage structures. GRAND PRAIRIE concurs to the building of the improvements by the standards required of ARLINGTON by its ordinances and regulations.
- K. GRAND PRAIRIE agrees that ARLINGTON shall have the authority to provide inspection for the construction of the project. GRAND PRAIRIE further agrees that any contact with the contractor will be directed through ARLINGTON.
- L. Once the roadway is completed and the two year maintenance bond expires, ARLINGTON will be responsible to maintain the street and drainage improvements on Abram Street

between State Highway 360 and Great Southwest Parkway and the detention pond located near the northeast corner of Pee Wee Street and Howell/Sherman Street, GRAND PRAIRIE will be responsible to maintain the drainage improvements on Great Southwest Parkway between Abram Street and Sherman Street and also the areas of street repair and landscaping improvements (including the stamped and stained concrete), in the median, on Great Southwest Parkway necessary for the drainage improvement work. GRAND PRAIRIE shall also maintain the pavement improvements on Cox Street that were necessary to connect to Abram Street.

IV.
DEFAULT

If at any time during the term of this contract, either party shall fail to commence the work in accordance with the provisions of this contract or fail to diligently provide the services in an efficient, timely and careful manner and in strict accordance with provisions of this contract, or fail to use an adequate number or quality of personnel or equipment to complete the work or fail to perform any of its obligations under this contract, then the other party shall have the right, if the defaulting party shall not cure any such default after thirty (30) days written notice thereof, to terminate this contract and pursue any and all remedies available under the law. Any such act by the other party shall not be deemed a waiver of any other right or remedy of the other party.

V.
NO VERBAL AGREEMENT

This Contract contains all the terms, commitments and covenants of the CITIES pursuant to this Contract. Any verbal or written commitment not contained in this Contract or expressly referred to in this Contract and incorporated by reference shall have no force or effect.

VI.
AGREEMENT INTERPRETATION AND VENUE

The CITIES covenant and agree that any litigation relating to this AGREEMENT, the terms and conditions of the AGREEMENT will be interpreted according to the laws of the State of Texas and venue shall be proper exclusively in Tarrant County, Texas.

VII.
CAPTION

The captions to the various clauses of this AGREEMENT are for informational purposes only and in no way alter the substance of the terms and conditions of this AGREEMENT.

VIII.

IMMUNITY

It is expressly understood and agreed that, in the execution of this AGREEMENT, no PARTY waives, nor shall be deemed hereby to waive, any immunity or defense that would otherwise be available to it against claims arising in the exercise of governmental powers and functions.

IX.

SEVERABILITY

If any of the terms, sections, subsections, sentences, clauses, phrases, provisions, covenants or conditions of this AGREEMENT are for any reason held to be invalid, void or unenforceable, the remainder of the terms, sections, subsections, sentences, clauses, phrases, provisions, covenants, or conditions in this AGREEMENT shall remain in full force and effect and shall in no way be affected, impaired or invalidate.

At the conclusion of each fiscal year the contract will automatically renew for a period of one (1) year unless either party terminates the contract by giving thirty (30) days written notice to the other party or the project is completed.

EXECUTED in multiple original counterparts to be effective on the date above first written.

CITY OF GRAND PRAIRIE, TEXAS

By: _____
Charles England, Mayor

ATTEST:

Catherine E. DiMaggio, City Secretary

APPROVED AS TO FORM:
Donald Postell, City Attorney

By: _____

CITY OF ARLINGTON, TEXAS

By: _____
Bob Byrd
Interim City Manager

ATTEST:

Mary Supino, City Secretary

APPROVED AS TO FORM:

Jay Doegey, City Attorney

By: _____



Legislation Details (With Text)

File #: 12-1772 **Version:** 1 **Name:** Resolution in support of a Justice Assistance Grant (JAG) application for \$42,476.00 in total funding with an Agreement for \$12,742.80 to be allocated to funding Dallas County projects and \$2,081.32 to be allocated to the City of Dallas for fiscal adminis

Type: Resolution **Status:** Consent Agenda

File created: 4/17/2012 **In control:** Police

On agenda: 5/1/2012 **Final action:**

Title: Resolution in support of a Justice Assistance Grant (JAG) application for \$42,476 in total funding with an Agreement for \$12,742.80 to be allocated to funding Dallas County projects and \$2,081.32 to be allocated to the City of Dallas for fiscal administration fees and expenditures, leaving a net amount of \$27,651.88 to the City of Grand Prairie

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
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From

Joe Dionisi

Title

Resolution in support of a Justice Assistance Grant (JAG) application for \$42,476 in total funding with an Agreement for \$12,742.80 to be allocated to funding Dallas County projects and \$2,081.32 to be allocated to the City of Dallas for fiscal administration fees and expenditures, leaving a net amount of \$27,651.88 to the City of Grand Prairie

Presenter

Chief Steve Dye, Police Department

Recommended Action

Approve

Analysis

The City of Grand Prairie has received notification from the Department of Justice that the City of Dallas and the Grand Prairie Police Department will receive \$42,476.00 in Justice Assistance Grant funds for law enforcement purposes. An eligibility requirement that must be met prior to the distribution of the grant funds is a disparity test. The disparity test seeks to determine if the award of the grant will create an additional burden on the entity charged with prosecuting "Part I Crimes." Part I Crimes are major crimes which include; murder, rape, robbery, aggravated assault, burglary, theft and auto theft. Dallas County has indicated, in past awards, that a disparity would exist and requested that the Texas Attorney General declare the awards as disparate thus providing them with a share of the awarded grant funds. The Attorney General declared past awards as disparate resulting in the Justice Assistance Grant allocating this year's award to be disparate, as well.

In addition, this year, as last year, the Bureau of Justice Assistance will allow only one city within a disparate county, namely Dallas County, to submit the Justice Assistance Grant application. The City of Dallas Fiscal Agent has agreed to submit the grant application and future progress reports for a Fiscal Agent Grant Administration Fee assessed to each of the area participating cities, which are eligible in this year's grant program. Of the \$42,476.00 total allocation to the City of Grand Prairie, Dallas County will receive \$12,742.80 and the City of Dallas will receive \$2,081.32, leaving the City of Grand Prairie with a net total of \$27,651.88 to expend for law enforcement purposes.

Staff recommends this funding be used to purchase 30 Tasers for the new police recruits for this year's police academy. The cost for each Taser is \$921.72 with a total cost of \$27,651.60 for 30 units.

The Finance and Government Committee reviewed this item on May 1, 2012 and recommended it be forwarded to the City Council.

Financial Consideration

None. There is no required cash or in-kind match from the City.

Body

A RESOLUTION OF THE CITY OF GRAND PRAIRIE, TEXAS, IN SUPPORT OF SHARING FUNDS FROM THE 2012 JUSTICE ASSISTANCE GRANT PROGRAM WITH DALLAS COUNTY AND THE CITY OF DALLAS

WHEREAS, the City is eligible to submit a grant application for the Justice Assistance Grant (JAG) program from the United States Department of Justice, Bureau of Justice Assistance;

WHEREAS, the City will share \$12,742.80 of its \$42,476 in JAG funds with Dallas County;

WHEREAS, the City will share \$2,081.32 of its \$29,733.20 remaining JAG funds with the City of Dallas for "Fiscal Agent Grant Administration Fee;"

WHEREAS, the City will agree to have the Bureau of Justice Assistance directly transfer \$12,742.80 to Dallas County and \$2,081.32 to the City of Dallas from the \$42,476 JAG funds allocated for the City of Grand Prairie.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of GRAND PRAIRIE, Texas that:

SECTION 1. the City Council of the City of Grand Prairie, Texas, hereby supports an agreement to share \$12,742.80 of its \$42,476 JAG funds for 2012 with Dallas County;

SECTION 2. the City Council of the City of Grand Prairie, Texas, hereby supports an agreement to share \$2,081.32 of its \$42,476 JAG funds for 2012 with the City of Dallas;

SECTION 3. this resolution shall be in full force and effect from and after its passage and approval in accordance with the Charter of the City of Grand Prairie and it is accordingly so resolved.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GRAND PRAIRIE, TEXAS, ON THIS THE 1ST DAY OF MAY, 2012.



Legislation Details (With Text)

File #: 12-1774 **Version:** 1 **Name:** resolution authorizing the City Manager to enter into a Local Project Advanced Funding Agreement (LPAFA) with TXDOT for installation of CCTV cameras and arterial directional Changeable Message Signs (CMS) at major intersections on SH 161 frontage roads fr

Type: Resolution **Status:** Consent Agenda

File created: 4/17/2012 **In control:** Engineering

On agenda: 5/1/2012 **Final action:**

Title: Resolution authorizing the City Manager to enter into a Local Project Advanced Funding Agreement (LPAFA) with TxDOT for installation of CCTV cameras and arterial directional Changeable Message Signs (CMS) at major intersections on SH 161 frontage roads from IH 20 to Rock Island

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
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From
max

Title
Resolution authorizing the City Manager to enter into a Local Project Advanced Funding Agreement (LPAFA) with TxDOT for installation of CCTV cameras and arterial directional Changeable Message Signs (CMS) at major intersections on SH 161 frontage roads from IH 20 to Rock Island

Presenter
Sholeh Karimi, Traffic Engineer

Recommended Action
approve

Analysis
Staff has secured \$575,939.34 State and CMAQ funds for installation of Closed- Circuit Television (CCTV) cameras and arterial directional Changeable Message Signs (CMS) at major intersections on SH 161 frontage roads from IH20 to Rock Island. This project will complement the City of Grand Prairie existing Traffic Management System by expanding the capability and monitoring traffic conditions at major intersections along SH 161 which will significantly enhance incident management along these corridors by implementation of incident response timing plan from TMC. Local Project Advance Funding Agreement (LPAFA) with TXDOT is necessary to make State and federal funds available for implementation of this project.

Financial Consideration
There is no cost to the City of Grand Prairie stemming from this agreement.

Body

A RESOLUTION OF THE CITY OF GRAND PRAIRIE, TEXAS, AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH TXDOT FOR INSTALLATION OF CLOSED CIRCUIT TELEVISION (CCTV) CAMERA AND ARTERIAL DIRECTIONAL CHANGEABLE MESSAGE SIGNS (CMS) AT MAJOR INTERSECTIONS ALONG SH 161 FRONTAGE ROADS FROM IH 20 TO ROCK ISLAND.

WHEREAS , the Texas Department of Transportation (TXDOT) has been authorized to use Surface Transportation Program Metropolitan Mobility (STP-MM) funds for SH 161 Frontage Road improvements from IH 20 to Rock Island; and

WHEREAS , STP-MM provides funds to assist municipalities to make their transportation system more efficient and economically sound; and

WHEREAS , the proposed SH 161 Frontage Road improvements includes installation of CCTV cameras and arterial directional CMS at major intersections along SH 161 from IH 20 to Rock Island to facilitate incident management by monitoring traffic incidents and implementation of incident response timing plan from Traffic Management Center (TMC); and

WHEREAS, STP-MM funds 80 percent of the estimated project costs of \$575,939.34 and TxDOT will provide the 20 percent match since the CCTV cameras will be installed in TXDOT ROW; and

WHEREAS, the Local Government will let the project construction; and

WHEREAS, the Texas Department of Transportation will reimburse Local Government for 100% of the project cost up to \$544,005.00 excluding the \$31,934.34 indirect State cost.

NOW THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF GRAND PRAIRIE, TEXAS THAT:

SECTION 1. The City Manager is hereby authorized to enter into a local transportation project advance funding agreement to provide funding for SH 161 Frontage Road improvements.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GRAND PRAIRIE, TEXAS, ON THIS THE 1ST DAY OF MAY, 2012.